

RECEIVED

JUL 09 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
37-04238					
37- 0315A					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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** or equivalent **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)	<u>Christie Anne Haugh</u> <u>95 Townsend Gulch Rd.,</u> <u>Bellevue, ID 83313</u>
4.	New Owner/Claimant(s)	<u>Virginia Trust No. 3,</u> Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
	New Mailing Address	<u>Thomas J. Jamieson, as</u> <u>trustee</u>
	City, State and ZIP Code	<u>PO Box 82515</u> <u>Bakersfield, CA 93380</u>
	New Telephone Number	(661) <u>393-7000</u>

Form 42-248/42-1409(6) 12/2006

5. Date you acquired the property

2-12-2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number <u>37-04238</u>		
Irrigation	<u>.5cfs</u>	<u>7 acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>37-0315A</u>		
Irrigation	<u>.15 cfs</u>	<u>7 acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number _____		
Irrigation		
Stock		
Domestic		
Other		
Totals		

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.

7. Signature(s) of New Owner(s) or Claimant(s)



(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____

Date _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____



Instrument # 544671
HAILEY, BLAINE, IDAHO
2007-02-12 01:32:13 No. of Pages: 1
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: 3.00
Ex-Officio Recorder Deputy 28
Index to: WTYQICORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

Christie Anne Haugh, a single woman,

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Virginia Trust No. 3, Thomas J. Jamieson as trustee,

GRANTEE(S), whose current address is: PO Box 82515, Bakersfield, CA 93380

the following described premises, to wit:

Lot 2 of RED CAT RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 544149, records of Blaine County, Idaho.

Parcel Number: 02N180353960A

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

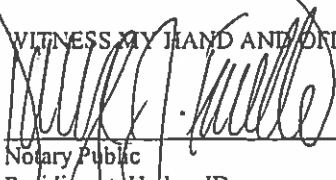
Dated this 9th day of February, 2007.


Christie Anne Haugh

STATE OF Idaho)
) ss.
COUNTY OF Blaine)

On this 6th day of February, 2007, before me, the undersigned, a Notary Public, in and for said State, personally appeared Christie Anne Haugh, 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/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public
Residing at: Hailey, ID
My commission expires: September 18, 2012





Instrument # 544672
HAILEY, BLAINE, IDAHO
2007-02-12 01:33:20 No. of Pages: 1
Recorded for : BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: 3.00
Ex-Officio Recorder Deputy *JD*
Index to: WTY/GC/COMP DEED

QUITCLAIM DEED

THIS INDENTURE, made this 6th day of February, 2007, between

Christie Anne Haugh, a single woman, as GRANTOR and

Virginia Trust No. 3, Thomas J. Jamieson as trustee, as GRANTEE(S)

whose current address is PO Box 82515, Bakersfield, CA 93380.

WITNESS, that said Grantor(s), for an 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(s) and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to wit:

All other water rights including, but not limited to, one-half of water rights 37-04238 and 37-0315A to Grantee, all according to the official records held by the Idaho Department of Water Resources.

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 grantor(s) has executed this deed on the date set forth above.

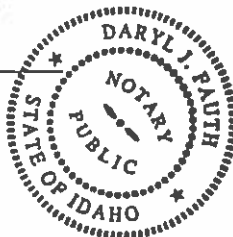
Christie Anne Haugh
Christie Anne Haugh

STATE OF Idaho)
) ss.
COUNTY OF Blaine)

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WITNESS MY HAND AND OFFICIAL SEAL.

[Signature]
Notary Public
Notary Resides: Hailey, ID
My commission expires: September 18, 2012



RED CAT RANCH SUBDIVISION

LOCATED WITHIN
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN
BLAINE COUNTY, IDAHO

WHEREIN TAX LOT 7242 IS SUBDIVIDED CREATING LOTS 1 & 2, RED CAT RANCH SUBDIVISION.

NOVEMBER 2006

LEGEND

EXTERNAL BOUNDARY/ AREA ABOVE 100 YEAR FLOOD AREA BELOW 100 YEAR FLOOD	PROPERTY LINE
RS MS MS	100' 100' YEAR FLOOD PER LOCAL CASE NO. 10-10-03734
1/4" 1/4" 1/4"	25' REPAIRABLE SETBACK
1/4" 1/4" 1/4"	ORDINARY (1/4") HIGH WATER
○	FULL 1/2" REBAR
○	FULL 5/8" REBAR
●	SET 1/2" REBAR
●	SET 5/8" REBAR
	AREA DEDICATED TO BLAINE COUNTY
	APPROX. WETLAND DELINEATION (SEE NOTE 4g)

LOMA FLOOD PLAIN DATA

CURVE TABLE

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	158.43	42.82	42.82	N05°57'21"W	15°59'08"
C2	20.00	28.82	28.39	N52°57'23"W	87°33'51"
C3	20.00	28.26	25.97	N65°03'58"W	80°58'22"
C4	30.00	41.89	38.42	N15°14'03"E	70°37'49"
C5	18.00	23.50	21.93	N17°31'41"E	75°02'30"
C6	30.00	30.18	28.91	N08°48'28"E	57°38'11"
C7	30.00	12.75	12.85	N25°26'13"E	25°20'38"
C8	20.00	20.62	19.72	N17°48'03"E	59°04'21"
C9	37.00	113.85	73.86	N22°20'49"W	178°27'20"
C10	15.00	25.37	22.45	N67°07'36"W	96°53'45"
C11	30.00	25.30	24.56	N28°07'54"W	48°19'18"
C12	100.00	27.79	27.70	N61°15'57"E	155°55'20"
C13	60.00	55.21	55.28	S81°25'24"W	57°43'10"
C14	16.58	23.95	21.92	S18°40'27"W	87°48'44"
C15	40.00	18.77	18.82	S17°47'00"E	24°01'59"
C16	40.00	21.87	21.37	S18°10'45"E	30°58'58"
C17	40.00	28.27	28.77	S11°07'25"E	37°35'25"
C18	70.00	58.43	58.81	S38°13'58"W	46°11'15"
C19	70.00	44.30	43.81	S39°40'27"W	36°18'10"
C20	48.00	128.80	80.86	N67°15'43"W	160°25'51"
C21	52.00	42.56	45.92	N24°06'19"E	52°24'14"
C22	40.00	54.45	50.14	N11°27'53"E	27°58'45"
C23	100.00	74.27	72.58	N06°21'38"W	42°33'20"
C24	50.00	32.05	31.31	N07°28'53"W	36°13'48"
C25	20.00	81.17	60.99	S10°07'19"W	170°44'37"
C26	18.10	12.98	12.74	S37°16'08"E	38°54'55"
C27	20.00	84.73	38.47	S17°27'07"W	145°17'28"
C28	38.47	45.27	42.42	N48°28'18"W	71°07'55"
C29	38.47	45.27	42.42	N69°29'15"W	71°07'55"

LOMA FLOOD PLAIN DATA

LINE TABLE

LINE	BEARING	DISTANCE
L1	N85°29'08"E	137.60
L2	N02°47'15"E	87.00
L3	N11°00'57"W	70.23
L4	S88°25'33"W	18.14
L5	S74°28'50"W	37.47
L6	N20°34'48"W	48.36
L7	N55°03'01"E	38.78
L8	N19°59'38"W	12.54
L9	N37°36'33"E	53.33
L10	N72°20'18"E	40.70
L11	N13°40'44"W	25.35
L12	N04°58'05"E	28.88
L13	N5°17'43"W	37.67
L14	N69°15'01"W	18.18
L15	S24°47'55"E	12.73
L16	S00°41'18"E	37.81
L17	S07°38'17"W	30.61
L18	N60°03'48"W	13.18
L19	N50°21'26"E	9.53
L20	N27°38'19"W	26.15
L21	N14°55'01"E	19.75
L22	N21°48'47"W	14.35
L23	S17°11'41"E	43.48
L24	N88°32'10"W	19.67
L25	N82°37'06"W	27.41
L26	N64°38'15"W	41.73
L27	N00°04'24"W	8.70
L28	N15°15'57"E	81.52
L29	N69°55'38"E	539.48

BOUNDARY DATA

LINE	BEARING	DISTANCE
L1	N14°15'05"W	80.79
L2	N88°55'34"E	8.07
L3	N08°55'36"E	27.45
L4	S85°29'06"W	10.64

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1376, by the issuance of a certificate of disapproval.

1-18-2007 *Blattner*
South Central District Health Dept., DHS Date



RED CAT RANCH SUBDIVISION

LOCATED WITHIN:
SECTION 35, TOWNSHIP 2 NORTH, RANGE 18 EAST, B.M.
BLAINE COUNTY, IDAHO

PREPARED FOR: CHRIS HAUGH

PROJECT NO. 03357	DWG BY: DCS/CPL	DATE: 11/20/06
FINAL PLAT	FILE: 03357PG1.DWG	SHEET: 1 OF 3

Scale: 1"=100'

LOT 1 BLOCK 1
REPLAT OF BLOCKS 1 & 2
BROADFORD POLO SUBDIVISION

LOT 1 BLOCK 2
REPLAT OF BLOCKS 1 & 2
BROADFORD POLO SUBDIVISION

40' PRIVATE ACCESS & UTILITY EASEMENT
PER A REPLAT OF BLOCKS 1 & 2,
BROADFORD POLO CLUB SUB
(NEIGHBORHOOD LAKE)

10'x10' UNDERGROUND POWER LINE
EASEMENT TO IDAHO POWER CO.
PER INST. NO. 349386.

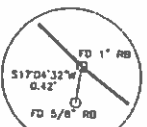
LOT 1
KREIGER-PETERSON SUBDIVISION

LOT 1
291.153± S.F.
6.63± ACRES

PARCEL A
DEDICATED TO BLAINE
COUNTY AS
RIGHT-OF-WAY
10.458± S.F.
0.24± ACRES.

LOT 2
297.627± S.F.
6.83± ACRES

LOT 2
KREIGER-PETERSON SUBDIVISION



DETAIL "A"

PREPARED BY: BENCHMARK ASSOCIATES P.A.
P.O. BOX 733 - 100 BELL DRIVE
KETCHUM, IDAHO 83340
PHONE (208) 726-8312 FAX (208) 726-8514
Copyright © 2006 by Benchmark Associates.

RED CAT RANCH SUBDIVISION

LOCATED WITHIN
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN
BLAINE COUNTY, IDAHO

WHEREIN TAX LOT 7242 IS SUBDIVIDED CREATING LOTS 1 & 2, RED CAT RANCH SUBDIVISION.

Notes

NOVEMBER 2006

1. Utilities, Sewer and Fire Protection

- All new utilities shall be underground.
- A 10' wide public utility easement is granted adjacent to all public rights-of-way. Extension of utility services within each lot shall, to the extent possible, follow existing driveway alignments.
- A sand mound or equivalent septic system will be required and shall be approved by South Central Health Department prior to issuance of a building permit.
- Fire protection requirements are those of the latest adopted Blaine County Fire Protection Ordinance and all adopted Fire Codes by the Wood River Fire Protection District, including, but not limited to, water supply, access roads (including turnarounds) and defensible space, and shall be complied with prior to final building approval.

2. Water Rights & Irrigation

- All new domestic wells shall be metered. Landscape irrigated by a domestic well is limited to a $\frac{1}{4}$ acre maximum per state regulations. New wells must comply with the drilling permit requirements of Idaho Code 42-3803.
- A 20' wide maintenance easement to benefit the Water Master for the Broadford Slough is hereby established landward from the edge of bank on both sides of slough.
- The 5/1/1910 1.0 cfs of Ground Water Right 37-4238 and the 6/1/1885 0.3 cfs Surface Water Right 37-3154 are assigned equally to Lots 1 and 2 for the irrigation of 14 acres (total). The 6/4/1944 0.04 cfs Ground Water Right 37-10623 for the existing home is assigned to Lot 1.

3. Wildlife and Fencing

- To allow wildlife migration, no perimeter fences within the subdivision shall exceed 42 inches in height. The bottom rail shall exceed 18 inches in height. Corral fences may exceed 42 inch maximum. All new exterior fencing shall meet the wildlife-friendly standards of the Idaho Fish and Game.
- Hay or other livestock feed shall be stored and fed so that it is not available to big game. This will minimize the chances of attracting wildlife away from native winter range and reduce depredation potential.
- Wildlife damage to ornamental trees and shrubs will occur from deer, elk, antelope, etc. The costs of resolving problems caused by wildlife damage to private property shall be the responsibility of the property owner(s). Actions taken to alleviate wildlife depredation shall be those prescribed or approved by Idaho Fish and Game.
- All household pets should be kept indoors, in kennels, or leashed at all times.
- All pet food should be stored and fed in a manner that does not attract wildlife (such as skunks, raccoons, magpies, red fox, etc.). All responsibility for controlling wildlife will belong with the property owner. Any actions taken to alleviate nuisance wildlife problems will be those prescribed by Idaho Fish and Game.

- Feeding of game species or predatory wildlife is prohibited. Artificial feeding of wildlife tends to attract and concentrate animals from native habitat, can facilitate the spread of disease, and has the potential to create conflict between neighboring homeowners due to the likelihood wildlife will use adjacent properties where they may be considered a nuisance.

4. Floodplain, Riparian, Wetland and Drainage Areas

- Portions of this property contain high groundwater levels and may not be suitable for basements.
- The lots contained in this plat are governed by the Floodplain Management District, Chapter 17, Title 9 (Zoning Regulations) Blaine County Code, to the extent they are affected by the floodplain as defined therein. Further, Lots 1 and 2 are subject to the Riparian Setback District regulations contained in the Blaine County Code. Those regulations prohibit or restrict certain uses within the 25' Setback from the Ordinary High Water Mark. Potential buyers are advised to review the Riparian District regulations as well as all other regulations in that Zoning Ordinance.
- Portions of this property are subject to flood hazard. The floodplain area designated on this plat is considered by the Owner, Blaine County and Benchmark Associates as reasonable for regulatory purposes. However, neither the Owner, Blaine County nor Benchmark Associates represents, guarantees, warrants or implies that areas outside the designated floodplain area are safe and free from floods or flood danger.
- Portions of this property have applied for and received a Letter of Map Amendment (LOMA) from the Federal Emergency Management Agency (FEMA) under case number 05-10-0373A. This LOMA removed the flood hazard designation from specific areas within the current 1997 FEMA Community Panel #165167-0859B special flood hazard area (Floodplain).
- Construction on Lots 1 and 2 should occur outside of the external boundary of the LOMA floodplain shown hereon. The county will still recognize the LOMA for future building purposes (no Conditional Use Permit required). Consistent with Title 9, Chapter 17, of the Blaine County Code, habitable and non-habitable construction may occur within the boundary of the LOMA floodplain shown hereon if a Conditional Use Permit is received. Any construction within Area A of Lot 2 is subject to a Conditional Use Permit pursuant to Title 9, Chapter 7 of the Blaine County Code.
- Native riparian vegetation shall be maintained within the 25' riparian setback.
- Wetland areas shown hereon per site specific study by Lincoln Environmental Services, September, 2005. Wetlands shall be subject to Chapter 19 of Title 9 in the Blaine County Code. A county and/or federal permit may be required before any disturbance of wetlands. A 25' setback is required for any construction adjacent to the wetlands denoted hereon.
- Work below the ordinary high water mark requires a stream channel alteration permit pursuant to Idaho Code 42-235.
- Temporary construction fencing shall be used during all new construction.

5. Agriculture, Weeds and Livestock

- Pursuant to State regulations, maintenance and weed control for all lots are the responsibility of the developer until the lot is sold and thereafter the responsibility of the owners of the individual lots. The control program to be implemented by the responsible party will target those species designated on the Idaho Noxious Weed List. Mowing and manual removal are recommended, although biological control has been shown to be effective in eradicating knapweed.
- This property includes, and is adjacent to, active agricultural uses. Residents and purchasers should be aware that agricultural practices and livestock grazing and operations, occurring day and night, are allowed and may result in dust, odors, use and applications of agricultural chemicals, spraying, ground preparation and harvesting, etc. Such practices and uses are normal functions of agricultural lands and are not considered nuisances.

6. Surveyor Notes

- Basis of Bearings is per that Record of Survey for Tax Lot 7242, recorded as Instrument #469366, records of Blaine County, Idaho.
- Parenthetical bearings and distances shown are NAD 83 Idaho State Plane Central Zone based on Blaine County GIS control.

7. Additional Notes/Restrictions

- This property is located in an area subject to aircraft overflights, creating aircraft noise levels high enough to annoy users of this property and potentially interfere with its unrestricted use. Contact the Manager of the Friedman Memorial Airport for information regarding current and forecast noise levels on the property.



RED CAT RANCH SUBDIVISION

LOCATED WITHIN:
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST,
B.M., BLAINE COUNTY, IDAHO

PREPARED FOR: CHRIS HAUGH

PROJECT NO. 03357 DWG BY: DCS/CPL DATE: 11/20/06
FINAL PLAT FILE: 03357FIG1.DWG SHEET: 2 OF 3

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SOUTHERN REGION

STATE OF IDAHO

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37- 0315A		X			

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3. Name and Address of Former Owner/Claimant(s) Carrie Shaw
40 Lower Broadford Road,
Bellevue, ID 83313
4. New Owner/Claimant(s) Christie Anne Haugh
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 95 Townsend Gulch Rd.
Bellevue, ID 83313
- City, State and ZIP Code _____
- New Telephone Number (208) 788-4703

5. Date you acquired the property

2-12-2007

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Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number 37-0315A		
Irrigation	.15cfs	7 acres
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
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Totals		

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Christie Anne Haugh
(title if applicable)

(title if applicable)

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For IDWR Office Use Only:

Received by _____

Date _____

Received by _____

Date _____

Processed by _____ AJ

Date _____

Receipt Amt. _____

Receipt No. _____

WR _____ Date _____



Instrument # 544669
HAILEY, BLAINE, IDAHO
2007-02-12 01:28:41 No. of Pages: 1
Recorded for : BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: 3.00
Ex-Officio Recorder Deputy 20
Index to: WTYGICORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

Carrie Shaw, a single person,

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Christie Anne Haugh, a single woman

GRANTEE(S), whose current address is: 95 Townsend Gulch Rd, Bellevue, ID 83313

the following described premises, to wit:

Lot 2 of RED CAT RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 544149, records of Blaine County, Idaho.

Parcel Number: 02N180353960A

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

Dated this 6th day of February, 2007.

Carrie Shaw

STATE OF Idaho)

) ss.

COUNTY OF Blaine)

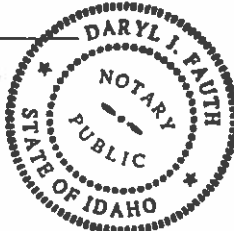
On this 6th day of February, 2007, before me, the undersigned, a Notary Public, in and for said State, personally appeared Carrie Shaw known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Notary Public

Residing at: Hailey, ID

My commission expires: September 18, 2012





Instrument # 544670
HAILEY, BLAINE, IDAHO
2007-02-12 01:30:29 No. of Pages: 1
Recorded for : BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: 3.00
Ex-Officio Recorder Deputy JD
Index to: WYNOGICORP DEED

QUITCLAIM DEED

THIS INDENTURE, made this 6th day of February, 2007, between

Carrie Shaw, a single person, as **GRANTOR** and

Christie Anne Haugh, a single woman, as **GRANTEE(S)**

whose current address is 95 Townsend Gulch Rd, Bellevue, ID 83313.

WITNESS, that said Grantor(s), for an 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(s) and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to wit:

Grantor reserves water right 37-10623. Otherwise, all other water rights including, but not limited to, water rights 37-04238 and 37-00315A shall be split equally between the two parties, and Grantor conveys one-half of water rights 37-04238 and 37-0315A to Grantee, all according to the official records held by the Idaho Department of Water Resources, appurtenant to the following described property to wit:

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 grantor(s) has executed this deed on the date set forth above.

Carrie Shaw
Carrie Shaw

STATE OF Idaho)

) ss.

COUNTY OF Blaine)

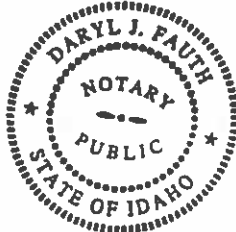
On this 7th day of February, 2007, before me, the undersigned, a Notary Public, in and for said State, personally appeared Carrie Shaw, known to me, and or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Daryl J. Fauth
Notary Public

Notary Resides: Hailey, ID

My commission expires: September 18, 2012



RED CAT RANCH SUBDIVISION

LOCATED WITHIN
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN
BLAINE COUNTY, IDAHO

WHEREIN TAX LOT 7242 IS SUBDIVIDED CREATING LOTS 1 & 2, RED CAT RANCH SUBDIVISION.

NOVEMBER 2006

Scale: 1"=100'

LEGEND

- EXTERNAL BOUNDARY/
AREA ABOVE 100 YEAR FLOOD
AREA BELOW 100 YEAR FLOOD
- RS RS RS
- M-W M-W M-W
- PROPERTY LINE
- LIMIT OF 100 YEAR FLOOD
PER LOMA CASE NO. 05-10-0373A
- 25' REPARATION SETBACK
- DRAINAGE (MEAN) HIGH WATER
- FOUND 1/2" REBAR
- FOUND 5/8" REBAR
- SET 1/2" REBAR
- SET 5/8" REBAR
- AREA DEDICATED TO BLAINE COUNTY
- APPROX. WETLAND DELINEATION
(SEE NOTE 4g)

LOMA FLOOD PLAIN DATA CURVE TABLE

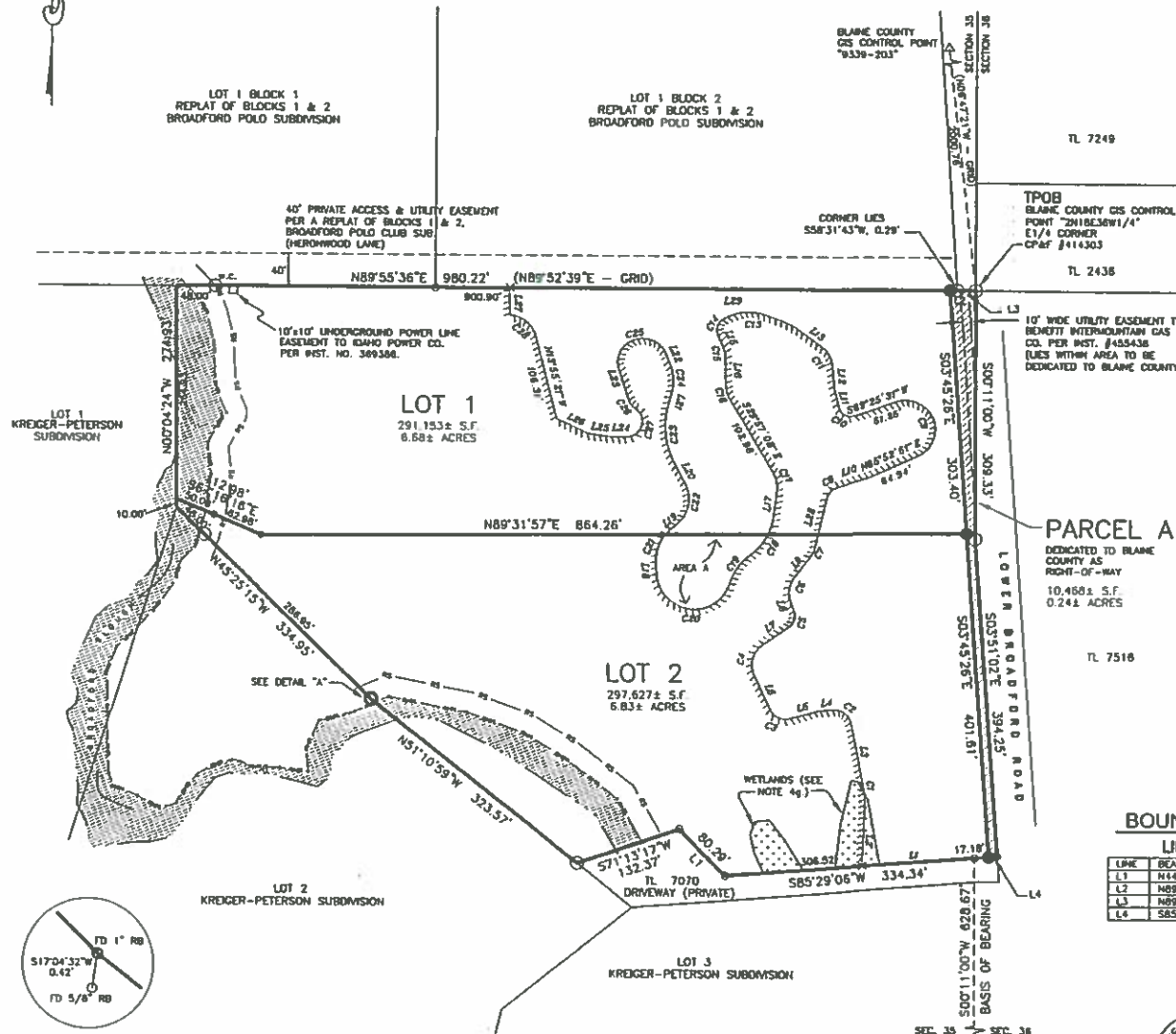
CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	156.44'	42.82'	42.69'	N42°57'21"W	152°29'08"
C2	20.00'	28.82'	26.36'	N52°17'42"W	82°33'31"
C3	20.00'	28.82'	23.97'	N65°03'59"W	80°58'22"
C4	30.00'	41.99'	38.42'	N19°14'08"E	79°37'49"
C5	18.00'	23.50'	21.93'	N17°31'41"E	75°02'59"
C6	30.00'	30.16'	28.91'	N08°48'28"E	57°36'11"
C7	30.00'	12.75'	12.85'	N22°28'13"E	24°20'36"
C8	20.00'	20.82'	19.72'	N47°48'07"E	59°04'21"
C9	37.00'	113.95'	73.94'	N22°20'49"W	176°27'20"
C10	15.00'	25.37'	22.45'	N67°07'38"W	06°53'45"
C11	30.00'	32.30'	24.54'	N67°07'38"W	48°18'19"
C12	100.00'	27.78'	27.70'	N61°19'22"W	15°55'20"
C13	60.00'	55.21'	53.20'	S84°25'24"W	52°43'10"
C14	18.50'	23.95'	21.92'	S18°40'27"W	82°48'44"
C15	40.00'	18.77'	18.55'	S12°42'05"E	24°01'39"
C16	40.00'	21.63'	21.37'	S16°10'41"E	30°58'58"
C17	40.00'	28.34'	25.77'	S11°09'25"E	37°35'23"
C18	70.00'	58.13'	54.81'	S32°43'54"W	48°11'15"
C19	70.00'	44.35'	43.81'	S35°40'27"W	36°18'10"
C20	48.00'	128.80'	80.66'	N64°15'43"W	180°22'31"
C21	52.00'	47.58'	45.97'	N24°09'18"E	52°24'14"
C22	40.00'	54.45'	50.34'	N11°21'34"E	77°59'45"
C23	100.00'	74.27'	72.58'	N06°21'39"W	42°33'20"
C24	50.00'	32.05'	31.51'	N03°26'53"W	38°43'46"
C25	30.80'	51.17'	60.99'	S75°07'18"W	170°44'37"
C26	18.10'	12.94'	12.74'	S8°59'53"E	38°59'53"
C27	20.00'	51.73'	38.47'	S17°27'07"W	148°11'28"
C28	36.47'	45.27'	42.42'	N48°29'18"W	71°07'55"
C29	36.47'	45.27'	42.42'	N48°29'18"W	71°07'55"

LOMA FLOOD PLAIN DATA LINE TABLE

LINE	BEARING	DISTANCE
L1	N85°29'08"E	137.60'
L2	N02°47'13"E	87.00'
L3	N11°00'57"W	70.22'
L4	S86°25'33"W	18.14'
L5	S74°28'50"W	37.42'
L6	N24°54'48"W	46.36'
L7	N50°03'01"E	38.79'
L8	N19°59'38"W	12.94'
L9	N37°36'33"E	33.33'
L10	N72°20'18"E	40.70'
L11	N12°40'44"W	25.35'
L12	N04°38'05"W	28.80'
L13	N53°17'42"W	55.62'
L14	N89°13'02"W	18.16'
L15	S24°42'35"E	12.73'
L16	S00°41'18"E	31.81'
L17	S07°38'17"W	30.81'
L18	N02°02'48"W	13.15'
L19	N50°21'26"E	9.33'
L20	N27°38'19"W	28.15'
L21	N14°55'01"E	19.75'
L22	N21°48'47"W	14.30'
L23	S17°41'41"E	43.46'
L24	N08°27'10"W	10.62'
L25	N82°37'06"W	27.41'
L26	N04°56'15"W	41.73'
L27	N00°03'24"W	6.29'
L28	N15°15'57"E	81.92'
L29	N80°55'34"E	538.48'

BOUNDARY DATA LINE TABLE

LINE	BEARING	DISTANCE
L1	N44°15'05"W	80.30'
L2	N89°55'34"E	8.87'
L3	N89°35'36"E	22.45'
L4	S85°29'08"W	10.64'



HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

1-19-2007 *Blattner*
South Central District Health Dept., DHS Date



RED CAT RANCH SUBDIVISION

LOCATED WITHIN:
SECTION 35, TOWNSHIP 2 NORTH, RANGE 18 EAST, B.J.A.
BLAINE COUNTY, IDAHO

PREPARED FOR: CHRIS HAUGH

PROJECT NO. 03357 DWG BY: DCS/CPL DATE: 11/20/06
FINAL PLAT FILE: 03357P01.DWG SHEET: 1 OF 3

PREPARED BY: BENCHMARK ASSOCIATES P.A.
P.O. BOX 753 - 100 BELL DRIVE
KETCHUM, IDAHO 83340
PHONE (208)726-8512 FAX (208)726-8514
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RED CAT RANCH SUBDIVISION

LOCATED WITHIN
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST, BOISE MERIDIAN
BLAINE COUNTY, IDAHO

WHEREIN TAX LOT 7242 IS SUBDIVIDED CREATING LOTS 1 & 2, RED CAT RANCH SUBDIVISION.

Notes

NOVEMBER 2006

1. Utilities, Sewer and Fire Protection

- All new utilities shall be underground.
- A 10' wide public utility easement is granted adjacent to all public rights-of-way. Extension of utility services within each lot shall, to the extent possible, follow existing driveway alignments.
- A sand mound or equivalent septic system will be required and shall be approved by South Central Health Department prior to issuance of a building permit.
- Fire protection requirements are those of the latest adopted Blaine County Fire Protection Ordinance and all adopted Fire Codes by the Wood River Fire Protection District, including, but not limited to, water supply, access roads (including turnarounds) and defensible space, and shall be complied with prior to final building approval.

2. Water Rights & Irrigation

- All new domestic wells shall be metered. Landscape irrigated by a domestic well is limited to a $\frac{1}{4}$ acre maximum per state regulations. New wells must comply with the drilling permit requirements of Idaho Code 42-3803.
- A 20' wide maintenance easement to benefit the Water Master for the Broadford Slough is hereby established landward from the edge of bank on both sides of slough.
- The 5/1/1910 1.0 cfs of Ground Water Right 37-4238 and the 6/1/1885 0.3 cfs Surface Water Right 37-315A are assigned equally to Lots 1 and 2 for the irrigation of 14 acres (total). The 6/4/1944 0.04 cfs Ground Water Right 37-10623 for the existing home is assigned to Lot 1.

3. Wildlife and Fencing

- To allow wildlife migration, no perimeter fences within the subdivision shall exceed 42 inches in height. The bottom rail shall exceed 18 inches in height. Corral fences may exceed 42 inch maximum. All new exterior fencing shall meet the wildlife-friendly standards of the Idaho Fish and Game.
- Hay or other livestock feed shall be stored and fed so that it is not available to big game. This will minimize the chances of attracting wildlife away from native winter range and reduce depredation potential.
- Wildlife damage to ornamental trees and shrubs will occur from deer, elk, antelope, etc. The costs of resolving problems caused by wildlife damage to private property shall be the responsibility of the property owner(s). Actions taken to alleviate wildlife depredation shall be those prescribed or approved by Idaho Fish and Game.
- All household pets should be kept indoors, in kennels, or leashed at all times.
- All pet food should be stored and fed in a manner that does not attract wildlife (such as skunks, raccoons, magpies, red fox, etc.). All responsibility for controlling wildlife will belong with the property owner. Any actions taken to alleviate nuisance wildlife problems will be those prescribed by Idaho Fish and Game.

- Feeding of game species or predatory wildlife is prohibited. Artificial feeding of wildlife tends to attract and concentrate animals from native habitat, can facilitate the spread of disease, and has the potential to create conflict between neighboring homeowners due to the likelihood wildlife will use adjacent properties where they may be considered a nuisance.

4. Floodplain, Riparian, Wetland and Drainage Areas

- Portions of this property contain high groundwater levels and may not be suitable for basements.
- The lots contained in this plat are governed by the Floodplain Management District, Chapter 17, Title 9 (Zoning Regulations) Blaine County Code, to the extent they are affected by the floodplain as defined therein. Further, Lots 1 and 2 are subject to the Riparian Setback District regulations contained in the Blaine County Code. Those regulations prohibit or restrict certain uses within the 25' Setback from the Ordinary High Water Mark. Potential buyers are advised to review the Riparian District regulations as well as all other regulations in that Zoning Ordinance.
- Portions of this property are subject to flood hazard. The floodplain area designated on this plat is considered by the Owner, Blaine County and Benchmark Associates as reasonable for regulatory purposes. However, neither the Owner, Blaine County nor Benchmark Associates represents, guarantees, warrants or implies that areas outside the designated floodplain area are safe and free from floods or flood danger.
- Portions of this property have applied for and received a Letter of Map Amendment (LOMA) from the Federal Emergency Management Agency (FEMA) under case number 05-10-0373A. This LOMA removed the flood hazard designation from specific areas within the current 1997 FEMA Community Panel #165167-0859B special flood hazard area (Floodplain).
- Construction on Lots 1 and 2 should occur outside of the external boundary of the LOMA floodplain shown hereon. The county will still recognize the LOMA for future building purposes (no Conditional Use Permit required). Consistent with Title 9, Chapter 17, of the Blaine County Code, habitable and non-habitable construction may occur within the boundary of the LOMA floodplain shown hereon if a Conditional Use Permit is received. Any construction within Area A of Lot 2 is subject to a Conditional Use Permit pursuant to Title 9, Chapter 7 of the Blaine County Code.
- Native riparian vegetation shall be maintained within the 25' riparian setback.
- Wetland areas shown hereon per site specific study by Lincoln Environmental Services, September, 2005. Wetlands shall be subject to Chapter 19 of Title 9 in the Blaine County Code. A county and/or federal permit may be required before any disturbance of wetlands. A 25' setback is required for any construction adjacent to the wetlands denoted hereon.
- Work below the ordinary high water mark requires a stream channel alteration permit pursuant to Idaho Code 42-235.
- Temporary construction fencing shall be used during all new construction.

5. Agriculture, Weeds and Livestock

- Pursuant to State regulations, maintenance and weed control for all lots are the responsibility of the developer until the lot is sold and thereafter the responsibility of the owners of the individual lots. The control program to be implemented by the responsible party will target those species designated on the Idaho Noxious Weed List. Mowing and manual removal are recommended, although biological control has been shown to be effective in eradicating knapweed.
- This property includes, and is adjacent to, active agricultural uses. Residents and purchasers should be aware that agricultural practices and livestock grazing and operations, occurring day and night, are allowed and may result in dust, odors, use and applications of agricultural chemicals, spraying, ground preparation and harvesting, etc. Such practices and uses are normal functions of agricultural lands and are not considered nuisances.

6. Surveyor Notes

- Basis of Bearings is per that Record of Survey for Tax Lot 7242, recorded as Instrument #469366, records of Blaine County, Idaho.
- Parenthetical bearings and distances shown are NAD 83 Idaho State Plane Central Zone based on Blaine County GIS control.

7. Additional Notes/Restrictions

- This property is located in an area subject to aircraft overflights, creating aircraft noise levels high enough to annoy users of this property and potentially interfere with its unrestricted use. Contact the Manager of the Friedman Memorial Airport for information regarding current and forecast noise levels on the property.



PREPARED BY: BENCHMARK ASSOCIATES P.A.
P.O. BOX 133 - 100 MILL DRIVE
RECTORIA, IDAHO, 83340
PHONE: (208)728-8512 FAX: (208)728-8514
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RED CAT RANCH SUBDIVISION

LOCATED WITHIN:
SECTIONS 35 & 36, TOWNSHIP 2 NORTH, RANGE 18 EAST,
B.M., BLAINE COUNTY, IDAHO

PREPARED FOR: CHRIS HAUGH

PROJECT NO. 03357
FINAL PLAT

DWG BY: DCS/CPL
FILE: 03357PG1.DWG

DATE: 11/20/06
SHEET: 2 OF 3

RED CAT RANCH SUBDIVISION

OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS that CARRIE SHAW, a single woman, does hereby certify that she is the owner of a parcel of land described as follows:

A parcel of land located within Sections 35 & 36, Township 2 North, Range 18 East, Boise Meridian, Blaine County, Idaho, more particularly described as follows:

Commencing at the northeast corner of said SE1/4, Section 35 (also known as the east one-quarter corner of Section 35), which point is the TRUE POINT OF BEGINNING;

thence South 0°11'00" West 309.33 feet to a 5/8" rebar on the west boundary of Lower Broadford Road;
thence South 5°51'02" East 394.25 feet along said boundary to a found 1/2" rebar;
thence South 85°29'06" West 27.82 feet to a found 1/2" rebar on the east boundary of said Section 35;
thence continuing South 85°29'06" West 308.52 feet to a found 1/2" rebar;
thence North 44°15'05" West 80.29 feet to a found 1/2" rebar;
thence South 71°13'17" West 132.37 feet to a 5/8" rebar;
thence North 51°10'53" West 323.57 feet to a found 1" rebar;
thence North 45°25'15" West 334.95 feet to a point in Broadford Slough witnessed by a 5/8" rebar South 45°26'15" East 48.00 feet;
thence North 0°04'24" West 274.93 feet along the approximate centerline of said Broadford Slough to a point on the north boundary of said SE 1/4, Section 35, witnessed by a 5/8" rebar, North 89°55'36" East 48.00 feet;
thence North 89°55'36" East 980.22 feet along said North boundary of the SE1/4, Section 35 to the TRUE POINT OF BEGINNING.

Parcel "A" as shown on this plat is hereby dedicated to Blaine County in perpetuity for roadway & public utility purposes.

Pursuant to Idaho Code 50-1334, the undersigned, as owner, does hereby state that the individual lots described in this plat will not be served by any water system common to one or more of the lots, but will be served by individual wells.

It is the intention of the undersigned to, and she does hereby include said land in this plat.

Carrie Shaw
CARRIE SHAW
Signed this 20 day of November, 20 06.

ACKNOWLEDGEMENT

COUNTY OF BLAINE }
STATE OF IDAHO }

On this 20TH day of NOVEMBER, 20 06, before me,

the undersigned, a Notary Public in and for said State, personally appeared CARRIE SHAW, known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that she executed the same.

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

My commission expires: 9/20/2008

Residing at: KETCHUM, IDAHO

Chad P. Lewis
Notary Public



SURVEYOR'S CERTIFICATE

I, JAMES E. ROBINSON, a duly Registered Land Surveyor in the State of Idaho, do hereby certify that the foregoing plat is a true and accurate map of the land surveyed under my direct supervision and that it is in accordance with Idaho State Code relating to plats and surveys.

James E. Robinson
James E. Robinson, P.L.S.
10/13/06
REGISTERED LAND SURVEYOR
4345
STATE OF IDAHO
JAMES E. ROBINSON

COUNTY SURVEYOR'S APPROVAL

This is to certify that I, Jim W. Koonce, County Surveyor for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Jim W. Koonce
Jim W. Koonce
10/17/06
Date

COUNTY PLANNING & ZONING APPROVAL

The foregoing plat was approved and accepted this 21st day of DECEMBER, 20 06, by the Blaine County P & Z Administrator.

By: Tom BERTIN, ACTING

COUNTY COMMISSIONER'S APPROVAL

The foregoing plat was approved and accepted this 5 day of December, 20 06, by the County commissioners, Blaine County, Idaho.

By: Scott Michael

ACCEPTANCE OF DEDICATION BY BLAINE COUNTY

Dedication of Parcel "A" was duly approved and accepted by the Blaine County Commissioners.

By: Scott Michael

COUNTY TREASURER'S CERTIFICATE

On this 25th day of December, 20 07, the foregoing plat was approved and accepted by the Blaine County Treasurer, Blaine County, Idaho.

By: Richard Rick by Hal Peterson

COUNTY RECORDER'S CERTIFICATE

I hereby certify that this instrument was filed at the request of _____ at _____ minutes past _____ o'clock, _____ m., on this _____ day of _____, 20____, A.D., in my office and duly recorded in book _____ of plats at page _____.

Instrument No. _____ Fee: \$ _____

By: _____

Instrument # 844148
KALEY, BLAINE, IDAHO
2007-01-25 12:35:00 No. of Pages: 3
Recorded for: BLAINE COUNTY TITLE
JOLYNE BRADGE Fee: 12.00
Es-Office Recorder Output
taken by PLATS



RED CAT RANCH SUBDIVISION

LOCATED WITHIN: T2N, R18E, SECS. 35 & 36, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

PROJECT NO. 03357 DRAWN BY: CPL DWG FILE: 03357CRT.DWG
FINAL PLAT DATE: 10/09/06 SHEET: 3 OF 3



Former Shaw Recommendations 37-315A & 37-4238



01/25/2011

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

RIGHT NUMBER: 37-22244
NAME AND ADDRESS: BRADLEY S WIRTH
PO BOX 718
KETCHUM ID 83340
MARY C WIRTH
PO BOX 718
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

QUANTITY: 0.120 CFS
21.00 AFY

PRIORITY DATE: 08/09/1912

POINT OF
DIVERSION:

T02N R18E S35 NWNESE 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	0.120 CFS 21.00 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35	NESE	5.90	T02N R18E S36	NWSW	0.20
6.1 ACRES TOTAL					

Right Nos. 37-22212 and 37-22244 are limited to the irrigation of a combined total of 6.1 acres in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Right No. 37-22243 is also diverted through point of diversion described above.

This right is a split from former right 37-4238 .

Summary of Review of 37-4238

Douglas Jones 12-8-2010

Parent: 37-4238 1 cfs 14 acres 1910 priority based on beneficial use.

Recommendation: Disallowed – No Lawful Appropriation shown. No evidence of priority supplied prior to Director's Report.

Objection filed, seeks claimed elements.

Owner change/split filed and subsequent evidence of priority supplied.

Children: 37-22243 (Flinn) & 37-22244 (Wirth). Each claim would be for ½ the original.

Right said to have been developed with Parma Water Lifter. Affidavit of Gerald Sherman provided first-hand knowledge dating from 1944 when his family bought the land. Since the pump facility was in existence I could recognize a 1943 priority, any earlier is speculative.

GIS work finds 12 acres irrigated within the 14 acres claimed.

NCAP filed with court in 2007 recognizing the splits 37-22243 & -22244 as disallowed rights.

Additional owner changes filed and NCAPs filed with court in 2010. Unfortunately the statuses of the recommendations were inadvertently changed to valid. This was a procedural error.

IDWR willing to recommend-- Children: 37-22243 (Flinn) & 37-22244 (Wirth) are proposed to be recognized EACH for a priority of 4/15/1943, 6 acres, 0.12 cfs (0.02 cfs/acre standard duty of water). See attached map on the 1992 image.

Some additional history of Parma Lifters was provided, but no further direct evidence of installation prior to 1940s. If this is an incorrect characterization of the information provided please let me know. Embarrassingly I can't put my fingers on the information and am working from memory (gasp!). Was it given to us as an email or as printed material?

IDAHO DEPARTMENT OF WATER RESOURCES

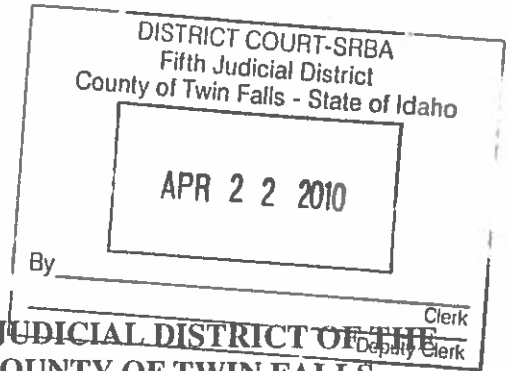


37-22243 & 37-22244



D. Jones
12-13-2010

COPY



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

In Re SRBA

Subcase No. 37-22244

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

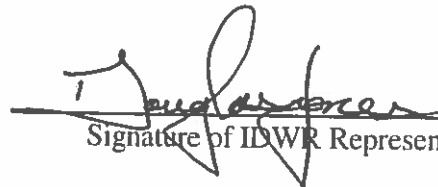
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 4/22/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-22, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

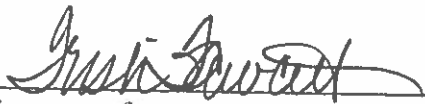
2. Copies to:

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

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Bradley Wirth
Mary Wirth
PO Box 718
Ketchum ID 83340

Virginia Trust No 3
Thomas Jamieson Trustee
PO Box 82515
Bakersfield CA 93380



Signature of person or attorney mailing the form

04/20/2010

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

RIGHT NUMBER: 37-22244
NAME AND ADDRESS: BRADLEY S WIRTH
PO BOX 718
KETCHUM ID 83340
MARY C WIRTH
PO BOX 718
KETCHUM ID 83340

SOURCE: GROUND WATER

TRIBUTARY:

The right holder shall make full beneficial use of all surface water rights available to the right holder for irrigation of the lands authorized to be irrigated under this right. The right holder shall limit the diversion of ground water under this right to those times when the surface water supply is not available or the surface water supply is not reasonably sufficient to irrigate the place of use authorized under this right.

QUANTITY: 0.120 CFS
21.00 AFY

PRIORITY DATE: 04/15/1943

POINT OF
DIVERSION:

T02N R18E S35 NWNESE 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	0.120 CFS 21.00 AFY
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T02N R18E S35	NESE 6.00	
	6 ACRES TOTAL		

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

This right is a split from former right 37-4238.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

April 22, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

BRADLEY WIRTH
MARY WIRTH
PO BOX 718
KETCHUM ID 83340

RE: SRBA Claim(s) 37-22244

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

Enclosure

cc: Virginia Trust No 3

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

RECEIVED
APR 20 2010
 DEPT. 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 (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
PD 37-22212	_____	☐	_____	_____	☐
AJ 37-22244	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐
_____	_____	☐	_____	_____	☐

2. The following REQUIRED information must be submitted with this form:
- The appropriate FILING FEE. See instructions for fee amounts.
 - 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.
 - 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.

- Name and Address of Former Owner/Claimant(s): Virginia Trust NO 3 c/o Thomas Jamieson
P.O. Box 82515 Bakersfield CA, 93380
- New Owner/Claimant(s): Bradley and Mary Wirth
 New Mailing Address: P.O. Box 718
 City, State, Zip Code: Ketchum, ID 83340
 New Telephone Number: _____
- Date you acquired the property: 6/6/2009

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)

Bradley With
Mary With

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: AK
Received by: AK
Processed by: _____ AJ

Date: 4/20/2010
Date: 4/20/2010
Date: _____

Fee: \$25
Receipt No: 5031387
WR: _____ Date: _____

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

Thomas C. Praggastis
P. O. Box 6090
Ketchum, ID 83340

Mail Tax Statements To:

Mary C. Wirth and Bradley S. Wirth
P. O. Box 718
Ketchum, ID 83340

Instrument # 569169
HAILEY, BLAINE, IDAHO
7-10-2009 01:49:01 No. of Pages: 2
Recorded for: THOMAS C PRAGGASTIS
JOLYNN DRAGE Fee: 6.00
Ex-Officio Recorder Deputy
Index to: WTYQCICORP DEED

(Space Above Line for Recorder's Use)

WARRANTY DEED

For Value Received, THOMAS J. JAMIESON, Trustee of the VIRGINIA TRUST NO. 3, ("Grantor"), hereby grants, bargains, sells and conveys unto MARY C. WIRTH and BRADLEY S. WIRTH, husband and wife, as community property, as equal tenants in common ("Grantee"), the following described premises, in Blaine County, Idaho:

Lot 2 of RED CAT RANCH SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 544149, records of Blaine County, Idaho

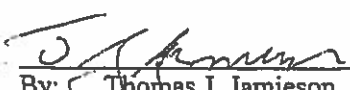
and together with water rights, identified as:

All other water rights including, but not limited to, one-half of water rights 37-04238 and 37-0315A, all according to the official recorded held by the Idaho Department of Water Resources.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto Grantee and to Grantee's heirs and assigns forever. Grantor does hereby covenant to and with Grantee, that Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as of record; and that Grantor will warrant and defend the same from all lawful claims whatsoever.

DATED this 6th day of June, 2009.

VIRGINIA TRUST NO. 3

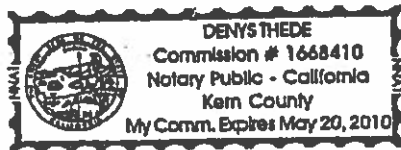

By: Thomas J. Jamieson
Its: Trustee

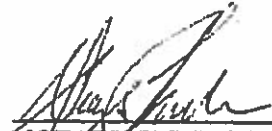
STATE OF CALIFORNIA)
)
County of KERN)
)

On this 6th day of JUNE, 2009, before me, DENYS THEDE
a Notary Public in and for said State, personally appeared THOMAS J. JAMIESON, known to
me or proved to me on the basis of satisfactory evidence to be the Trustee of VIRGINIA TRUST
NO. 3, and the person whose name is subscribed to the within instrument and acknowledged to
me that he executed the same in his authorized capacity, and that by his signature on the
instrument the person executed in the instrument.

I certify under penalty of perjury under the laws of the State of California that the
foregoing paragraph is true and correct.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the
day and year in this certificate first above written.




NOTARY PUBLIC in and for
the State of CALIFORNIA
residing at BAKERSFIELD, CA
Commission expires MAY 20, 2010