

COPY

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DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA

Case No. 39576

) SUBCASE NO. 37-12190, 37-12191
)
)
)
)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

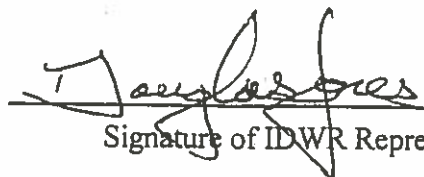
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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.

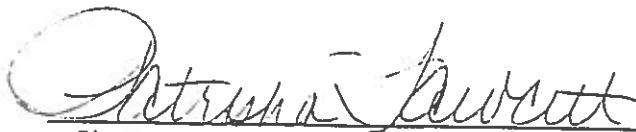
Dated: 12/7/00


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 12/8, 2000, I mailed the original and copies of this form to the following persons, postage prepaid 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. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:
Columbine Partners
c/o Mike Engl
PO Box 2500
Sun Valley ID 83353
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:
Robert E Gardner
CW & RH Gardner Family Ltd Partnership
PO Box 1200
Hailey ID 83333
4. One Copy to:
Each party in the subcase or attorney of record:
5. One Copy to:
Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449
6. One Copy to:
United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724



Signature of person or attorney mailing the form

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

12/05/2000

RIGHT NUMBER: 37-12190

NAME AND ADDRESS: C W & R H GARDNER FAMILY TRUST LTD PARTNERSHIP
ROBERT E GARDNER
PO BOX 1200
HAILEY, ID 83333

SOURCE: GROUND WATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 09/25/1973

POINT OF DIVERSION: T01N R19E S33 SESESE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	1-01 12-31	0.04 CFS

PLACE OF USE:

DOMESTIC Within BLAINE County
T01N R19E S33 SESE

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

THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE
EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE
ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER
THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6),
IDAHO CODE.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

PARCEL NO. RP01N19033128A ALSO KNOWN AS 397 BASELINE RD

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

12/05/2000

RIGHT NUMBER: 37-12191

NAME AND ADDRESS: C W & R H GARDNER FAMILY TRUST LTD PARTNERSHIP
ROBERT E GARDNER
PO BOX 1200
HAILEY, ID 83333

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER

QUANTITY: 0.03 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED
13,000 GALLONS PER DAY.

PRIORITY DATE: 06/12/1886

POINT OF DIVERSION: T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	4-01 11-01	0.03 CFS

PLACE OF USE:

STOCKWATER Within BLAINE County
T01N R19E S33 NWSE

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

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

S/80 COWS



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

December 8, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT E GARDNER
C W & R H GARDNER FAMILY TRUST LTD PARTNERHSIP
PO BOX 1200
HAILEY ID 83333

RE: SRBA Claim(s) 37-12190, 37-12191

Dear Claimant:

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

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

Sincerely,

Trish Fawcett
Technical Records Specialist

cc: Columbine Partners

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

RECEIVED
MAR 13 2000
Department of Water Resources
Southern Region

Please print or type. Attach pages with additional information. Instructions are on the back of this page
Incomplete forms will be returned.

1. Water Right Number(s) 37-12190, 37-12191

Adjudication Claim Number(s) _____
2. The following REQUIRED information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE, POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 - AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Services Agency (formerly ASCS) AERIAL PHOTO with irrigated acre outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Columbine Partners c/o Michael S. Engl
Owner/Claimants Post Office 2500, Sun Valley, Idaho 83353
4. New Owner/Claimant(s) Robert E. Gardner, and/or C.W. & R.H. Gardner Family Limited Partnership
Name connector (check one): [] AND, [] OR, [X] AND/OR
New Mailing Address Post Office Box 1200
City, State and ZIP Code Hailey, ID 83333
New Telephone Number (208) 788 - 2568
5. Date you acquired the property April 9, 1999
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS cubic feet per second Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim please contact the nearest IDWR office for assistance.
7. Signature of New Robert E. Gardner Date 3/9/00
Owner/Claimant(s) Robert E. Gardner

Date _____
Date _____
(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

Order No. 13225

Form Number 100-1000 BY FIRST AMERICAN TITLE CO.

WARRANTY DEED

For Value Received

Columbine Partners, an Idaho general partnership

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

First Exchange Corporation, a California corporation
whose address is: c/o Robert E. Gardner, P. O. Box 470, Bellevue, ID 83313

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

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PARCEL I:

Section 33: A parcel of land more particularly described as follows:

SE 1/4 lying Southwesterly of the Gannett Highway (Bellevue-Carey State Highway)

PARCEL II:

Section 34: A parcel of land more particularly described as follows:

BEGINNING at the Southeast corner of the Southeast 1/4 of Section 33, Township 1 North, Range 19 East, Boise Meridian, running thence East upon an extension of the South boundary line of said Southeast 1/4, also being the South boundary line of the Southwest 1/4 of Section 34 of said township and range a distance of 126 feet; thence running in a Northerly direction parallel to the East boundary of said Southeast 1/4 of said Section 33 to an intersection with the West boundary of the Bellevue-Carey State Highway; thence running along said boundary line in a Northwesterly direction to its intersection with the East boundary line of said Section 33; thence running in a Southerly direction along said East boundary line to the POINT OF BEGINNING.

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 Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 12, 1989

Columbine Partners, an Idaho general partnership

Candida C. Forstmann
Michael S. Engr

STATE OF _____ COUNTY OF _____
On this 15th day of June, 1989,
before me, a notary public in and for said State, personally appeared

Candida C. Forstmann
Michael S. Engr

proved to me on the basis of satisfactory evidence or known to me to be the persons whose names
voluntarily signed the within instrument, and acknowledged in me that they executed the same.

Robert E. Gardner Notary Public
Residing at *Notatum*
Commission Expires 4/15/91

306778
FIRST AMERICAN TITLE CO.
BLAINE CO. REQUEST
OF _____
JUN 23 PM 3 44
MARY GREEN, CLERK
FEES \$ 6

Instrument No.

①

STATE OF IDAHO: Idaho
COUNTY OF: Blaine
On: June 15, 1989
before me, the undersigned, a Notary Public in and for
said State, personally appeared: Candida C. Forzmann and Michael S. Engi
personally known to me (or proved to me on the basis of satis-
factory evidence) to be the person that executed the within
instrument as General Partner of
on behalf of Columbine Partners, an Idaho
General Partnership the partnership
therein named and acknowledged to me that the partnership
executed it.
WITNESS my hand and official seal
Signature: *Candida C. Forzmann*
Commission Expires: 4-15-91

200116-021-Partnership of an American F&C Company

(This area for notary use only)

GA

WARRANTY DEED

For Value Received

FIRST EXCHANGE CORPORATION, a California corporation,

the grantor do as hereby grant, bargain, sell and convey unto ROBERT E. GARDNER, a married man dealing in his sole and separate property as to an undivided 37.3% interest; and RUTH HELEN GARDNER, a married woman dealing in her sole and separate property as to an undivided 62.5% interest, as tenants in common, the grantee, the following described premises, in Blaine County Idaho, to-wit:

Legal description described in Exhibit "A" attached hereto and made a part hereof;

3 0 6 7 7 9
FIRST AMERICAN TITLE CO.

BLAINE CO. REQUEST

OF: _____

08 JUN 22 PM 3 4

MANY GREEN. CLERK

FEES \$6

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

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

Dated 1/11/67
FIRST EXCHANGE CORPORATION, a California corporation

NY:

BY:

Sample
Sample

STATE OF CALIFORNIA }
COUNTY OF San Barbara } ss.

On this 20th day of June 1989 before me,
the undersigned, a Notary Public in and for said County and State,
personally appeared Robert E. Egan

known to me or proved to me on the basis of satisfactory evidence to be the _____, President and _____, Harvard

known to me or proved to me on the basis of preliminary evidence in the

Secretary of the corporation that secured the written instrument on behalf of the corporation therein named, and acknowledged to me that such corporation executed the within instrument.



FOR NOTARY SEAL OR STAMP



JEANIFER C. FORAGER
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
SANTA BARBARA COUNTY
by Commission Exp. Feb. 28, 1998

INSTRUMENT No.

Exhibit "A"

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PARCEL I:

Section 33: A parcel of land more particularly described as follows:

SE1/4 lying Southwesterly of the Garnett Highway (Bellevue-Carey State Highway)

PARCEL II:

Section 34: A parcel of land more particularly described as follows:

BEGINNING at the southeast corner of the Southeast 1/4 of Section 33, Township 1 North, Range 19 East, Boise Meridian, running thence East upon an extension of the South boundary line of said Southeast 1/4, also being the South boundary line of the Southwest 1/4 of Section 34 of said township and range a distance of 126 feet; thence turning in a Northerly direction parallel to the East boundary of said Southeast 1/4 of said Section 33 to an intersection with the West boundary of the Bellevue-Carey State Highway; thence running along said boundary line in a Northwesterly direction to its intersection with the East boundary line of said Section 33; thence running in a Southerly direction along said East boundary line to the POINT OF BEGINNING.

1A

Order No. 13445

THIS SLIP IS FURNISHED BY FIRST AMERICAN TITLE CO.

③

QUITCLAIM DEED

For Value Received

Kathryn A. Gardner, wife of the Grantee

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

Robert E. Gardner, a married man as his sole and separate property
whose address is: P. O. Box 470, Bellevue, Idaho 83313

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

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PARCEL I:

Section 33: A parcel of land more particularly described as follows:

SE1/4 lying Southwesterly of the Gannett Highway (Bellevue-Carey State Highway)

PARCEL II:

Section 34: A parcel of land more particularly described as follows:

BEGINNING at the Southeast corner of the Southeast 1/4 of Section 33, Township 1 North, Range 19 East, Boise Meridian, running thence East upon an extension of the South boundary line of said Southeast 1/4, also being the South boundary line of the Southwest 1/4 of Section 34 of said township and range a distance of 126 feet; thence running in a Northerly direction parallel to the East boundary of said Southeast 1/4 of said Section 33 to an intersection with the West boundary of the Bellevue-Carey State Highway; thence running along said boundary line in a Northwesternly direction to its intersection with the East boundary line of said Section 33; thence running in a Southerly direction along said East boundary line to the POINT OF BEGINNING.

This Quitclaim Deed is given by me freely, in order that he may hold the within described property as his sole and separate property.

together with their appurtenances.

Dated: June 22, 1989

Kathryn A. Gardner

Kathryn A. Gardner

STATE OF *Idaho* COUNTY OF *Blaine*
On this *22* day of *June*, 1989,
before me a Notary Public for said State, personally
appeared

Kathryn A. Gardner

known to me to be the person who bears the name of
to subscribe to this Deed, and acknowledged
to me that he executed the same.

Susan A. Hail

Notary Public

Residing at *Hailey*
Commission Expires *2-1-95*

306780
FIRST AMERICAN TITLE CO.
BLAINE CO. REQUEST

OFF:

Doc

89 JUN 23 PM 3 46

MARY GREEN, CLERK

FEES \$3.00

①

Order No. 13445

THIS BLANK FORM FURNISHED BY FIRST AMERICAN TITLE CO.

QUITCLAIM DEED

For Value Received:

C. W. Gardner, husband of the Grantee

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

Ruth Helen Gardner, a married woman as her sole and separate property
whose address is: P. O. Box 470, Bellevue, Idaho 83313

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

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PARCEL I:

Section 33: A parcel of land more particularly described as follows:

SE1/4 lying Southwesterly of the Gannett Highway (Bellevue-Carey State Highway)

PARCEL II:

Section 34: A parcel of land more particularly described as follows:

BEGINNING at the Southeast corner of the Southeast 1/4 of Section 33, Township 1 North, Range 19 East, Boise Meridian, running thence East upon an extension of the South boundary line of said Southeast 1/4, also being the South boundary line of the Southwest 1/4 of Section 34 of said Township and range a distance of 126 feet; thence running in a Northerly direction parallel to the East boundary of said Southeast 1/4 of said Section 33 to an intersection with the West boundary of the Bellevue-Carey State Highway; thence running along said boundary line in a Northwesterly direction to its intersection with the East boundary line of said Section 33; thence running in a Southerly direction along said East boundary line to the POINT OF BEGINNING.

This Quitclaim Deed is given by me freely, in order that she may hold the within described property as her sole and separate property.

together with their appurtenances.

Dated: June 22, 1989

C. W. Gardner
C. W. Gardner

STATE OF Idaho COUNTY OF Blaine
On this 22 day of June, 1989,
before me a Notary Public in and for said State, personally
appeared

C. W. Gardner

known or identified to me to be the person who has
is subscribed to the within instrument and acknowledged
to me that he executed the same for the purposes and consideration therein expressed.

Susan K. Hubel
Notary Public

Reading at *Hailey*
Commission Expires: *11-1-93*

FIRST AMERICAN TITLE CO.
BLAINE CO. REQUEST
OF: *Doc*

89 JUN 23 PM 3 47
MARY GREEN, CLERK
FEES \$32

306781

①

QUITCLAIM DEED

1. DATE, NAMES OF PARTIES AND ADDRESSES.

1.1. Date. This quitclaim deed is executed and delivered by Grantors to Grantee on April 9, 1999.

1.2. Name of Grantors and Address. Cloyd W. Gardner, whose address is P. O. Box 208, Hailey, Idaho 83333, and Ruth Helen Gardner, whose address is P. O. Box 208, Hailey, Idaho 83333, are the Grantors.

1.3. Name of Grantee and Address. C.W. & R.H. Gardner Family Limited Partnership, whose address is P. O. Box 208, Hailey, Idaho 83333, is the Grantee.

2. CONVEYANCE. For value received, Grantors release, remise and forever quitclaim to Grantee, all of their right, title and interest in and to certain real property located in Blaine County, Idaho, and more particularly described on the attached Exhibit A hereto. The real property is more commonly referred to as:

Main Ranch House, Gabino House and Farm Buildings (both sites) Parcel 1

Farm Property
Long Lands Parcel 2
Baseline Ranch Parcel 3
East Fields by Gabino Parcel 4
West Fields by Main House Parcel 5

→ USP Property, River Street, Hailey, Idaho Parcel 6
Lot on Main Street, Bellevue, Idaho Parcel 7
Lot West of Bellevue, Idaho Parcel 8
Lots in Gannett, Idaho Parcel 9
South Lots in Gannett, Idaho Parcel 10
Range Land and Radio Site Parcel 11

3. SIGNATURES.

426161

Deed

BLAINE CO. REQUEST

OF: Cacho Humphrey

99 APR 14 AM 11 13

MARSHALL E. CLERK

FEES \$12.00

Cloyd W. Gardner
CLOYD W. GARDNER

Ruth Helen Gardner
RUTH HELEN GARDNER

QUITCLAIM DEED

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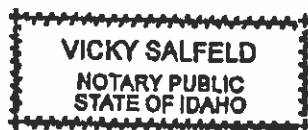
Page 1

Post-it® Fax Note	7671	Date	4/26	# of pages	4
To	Jean	From	Sonday		
Co./Dept.		Co.			
Phone #		Phone #			
Fax #		Fax #			

STATE OF IDAHO)
) ss.
COUNTY OF BLAINE)

On April 9th, 1999, before me, the undersigned, a notary public in and for said county and state, personally appeared Cloyd W. Gardner, 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 affixed my official seal, the same day and year in this certificate first above written.

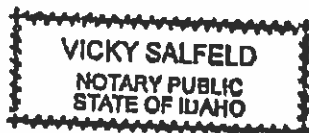


Vicky Salfeld
NOTARY PUBLIC FOR IDAHO
Residing at Laurel, ID
My Commission Expires: 7-26-2000

STATE OF IDAHO)
) ss.
COUNTY OF BLAINE)

On April 9th, 1999, before me, the undersigned, a notary public in and for said county and state, personally appeared Ruth Helen Gardner, known 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 affixed my official seal, the same day and year in this certificate first above written.



Vicky Salfeld
NOTARY PUBLIC FOR IDAHO
Residing at Laurel, ID
My Commission Expires: 7-26-2000

EXHIBIT A

LEGAL DESCRIPTIONS

Parcel 1	Main Ranch House, Gabino House and Farm Buildings (both sites)	½ int, FR NENE TL 1702 and 1703, NWNE, SENE
Parcel 2	Long Lands	½ int, SESW, Sec 34 1N 19E ½ int, FR NESE TL 4392, Sec 33, FR NWSW TL 810, FR SWSW, TL 4423, Sec 34 1N 19E
Parcel 3	Baseline Ranch	FR SWSW TL 4422, Sec 34 1N 19E
Parcel 4	East Fields by Gabino	½ int, Lots 2, 3, 4, 5, N½ NE, Sec 7 1S 20E ½ int, FR SESE TL 1714 and 1715, Sec 12, FR NWSE TL 1710, 1711 ½ int, Lots 3, 4, Sec 8 1S 20E
Parcel 5	West Fields by Main House	½ int, Lot 1 TL 1693 and 1694, NENW; Lot 2, TL 1695 and 1696, Lots 3 and 4; SENW TL 1697 and 1698, NESW TL 1699 and 1700, SESW TL 1701, Sec 18 1S 20E
Parcel 6	USP Property, River Street, Halley, ID	Lots 1, 2, 3, 4, 5, 6, 7, Block 31
Parcel 7	Lot on Main Street, Bellevue, ID	½ int, Lot 1, Block C
Parcel 8	Lot West of Bellevue, ID	½ int, Lot 2, Block 92
Parcel 9	Lots in Gannett, ID	½ int, Lots 11 and 12, Block 14
Parcel 10	South Lots in Gannett, ID	½ int, Lots 13, 14, 15, 16, 17, 18, Block 7
Parcel 11	Range Land & Radio Site	½ int, SENE, Sec 25, 1S 19E ½ int, N½ NW, NWNE, Sec 23, NE, N½ NW, NWSE, Sec 24, 2S 19E N½ NW, Sec 33, 1S 19E ½ int, All Sec 9 N½, N½ SW, SWSW, Sec 10,

Columbine?

QUITCLAIM DEED

13279-001 \\COMPAG\2300R\FILES\lgardner, cloyd\QUITCLAIM.doc 03-29-99

Page 3

N $\frac{1}{2}$, SE, NWSW, Sec 11, W $\frac{1}{2}$, E $\frac{1}{2}$ SE, SWSE,
Sec 13, NESE, Sec 15, E $\frac{1}{2}$, SW, Sec 14, 2S 19E

SESW, SWSW, Sec 28, S $\frac{1}{2}$, S $\frac{1}{2}$ Sec 29, 1S 19E

$\frac{1}{2}$ int, W $\frac{1}{2}$, Sec 1, All Sec 2, All Sec 3, All Sec
4, 2S 19E

QUITCLAIM DEED

13279-001 \\COMPAQ2500R\FILES\lgardner, cloyd\QUITCLAIM.doc 01-29-99

Page 4

37-12190



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

February 17, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT GARDNER
RUTH GARDNER
PO BOX 1200
HAILEY ID 83333

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM A37-12190

Dear Claimant(s):

Thank you for returning the NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP form. Our records, however, cannot be updated without the required information listed under item 2 of the ownership change form. Specifically, we need a copy of your warranty deed, title policy or contract of sale (with attached legal description) along with a plat or survey map.

Enclosed is your original ownership change form. Please attach the required information and return the entire packet in the enclosed self-addressed envelope. As soon as this information is received, our records will be updated and you will be notified by mail that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

A handwritten signature in cursive script that reads 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

enc.

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

RECEIVED

FEB 12 1999

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

FEB 16 1999

Department of Water Resources
Southern Region

1. Water Right or Adjudication Claim No(s): 37-12190
 2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
 - OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant COLUMBINE PARTNERS
C/O MICHAEL S. ENGL
PO BOX 2500 SUN VALLEY ID 83353
 4. New Owner/Claimant(s) ROBERT GARDNER RUTH GARDNER
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address PO BOX 1200
 City, State and ZIP Code HAILEY ID 83333
 New Telephone Number (208) 726-2979 788-2528
 5. Date you acquired the property 6-23-89
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate goodland garden Number and type of stock 250 cow/calf
 Diversion rate in CFS _____ Number of homes 1 Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Robert Gardner
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

DATE: 01/14/99
PAGE: 1

OK
Saw
2/4/99



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

November 16, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

ROBERT & RUTH GARDNER
12 HERRON LN
BELLEVUE ID 83313

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 37-12190

Dear Claimant(s):

We have been advised you maybe the new owner(s) of the property with the water right referenced above.

Before we can modify our records to reflect your new ownership of the water right referenced above, we need Form 42-248/42-1409(6) completed. This form is enclosed for your use. Please return the form and documentation of proof of ownership to my attention at this office as soon as possible.

Please call this office toll-free at 1/800-451-4129 if you have any questions.

Sincerely,

Judy Givens
Clerical Specialist

/jg

Enc: Form 42-248-42-1409(6)
Water Right Profile Report(s)

AJ5856NP

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

DATE: SEP-19-1997
PAGE: A-140

RIGHT NUMBER: 37-12190

NAME & ADDRESS: COLUMBINE PARTNERS
C/O MICHAEL S ENGL
PO BOX 2500
SUN VALLEY ID 83353

*Robert + Ruth Gardner
12 Herron Ln
Bellevue ID 83313*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/25/1973

POINT OF DIVERSION: T01N R19E S33

SESESE ✓

Within BLAINE County

PURPOSE AND

PERIOD OF USE: PURPOSE OF USE
DOMESTIC D/I HOUSE ✓

PERIOD OF USE
01-01 12-31

QUANTITY
0.04 CFS

PLACE OF USE: DOMESTIC
T01N R19E S33

Within BLAINE County
SESE

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

AKA at 397
~~HOUSE IS LOCATED ON~~ BASELINE RD.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

RP 01N19033128A

Verified by _____ Date: _____

Verification Source: _____

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: A37-12190
Date Received: 10/27/1988
Receipt No: C003367
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COLUMBINE PARTNERS
Address: C/O MICHAEL S. ENGL
P.O. BOX 2500
SUN VALLEY, ID 83353
208-726-8151

2. Date of Priority: SEP 25, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	19E	33	SE	SE	SE		BLAINE

5. Description of diverting works:
60 FT. WELL, 6 IN. CASING, PUMP.

6. Water is used for the following purposes:

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

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	19E	33	SE	SE		DOMEST	

11. Place of use in counties: BLAINE

A37-12190

Page 1

Date: 11/15/88

MICROFILMED
FEB 26 1993

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

13. Other Water Rights Used:

NONE

14. Remarks:

HOUSE IS LOCATED ON BASELINE RD.

15. Basis of Claim: BENEFICIAL USE

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 _____

pat

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 A37-12190
Date Received 10-27-88
Receipt Number C003367

RECEIVED

OCT 27 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

1. Name of Claimant(s): Columbine Partners
Phone: (208) 726-8151
Mailing Address: c/o Michael S. Engl
P.O. Box 2500
Sun Valley, ID 83353

2. Date of Priority: September 25, 1973

3. Source of water supply: (a) Groundwater
which is tributary to: (b)

4. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
1N	19E	33	SE	SE	SE		Blaine

Additional points of diversion if any: None.

5. Description of diversion works: 60 ft. well; 6 in. casing; pump.

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Domestic	January 1	December 31	0.04 cfs

7. Total Quantity Claimed: 0.04 cfs

MICROFILMED
FEB 26 1993

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses: Domestic - one (1) household

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>
1N	19E	33	SE	SE	D

11. Place of use is located in Blaine County.

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

13. Describe other water rights used? None.

14. Remarks: House is located on Baseline Rd.

15. Basis of Claim: Beneficial use.

IDWR Water Right Number: N/A

Court: Case Number:

Decree Date:

Plaintiff v. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am a general partner of Columbine Partners, that I have signed the foregoing document in the space below as a general partner of Columbine Partners and that the statements contained in the foregoing document are true and correct.

Signature of General Partner

Michael S. Engl

Title of Organization: Columbine Partners

Date

10/21/88

State of IDAH)

County of BLAINE)

ss.

Subscribed and sworn before me this 24th day of October, 1988.

Notary Public

Residing at

Commission Expires

11/22/91

Last Name: Columbine
a:\clmbine5.clm

Ident No.:

MICROFILMED
FEB 26 1993