

COPY

2007 DEC -8 PM 2: 29

FILED
TWIN FALLS CO., IDAHO
AT-SRBA

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

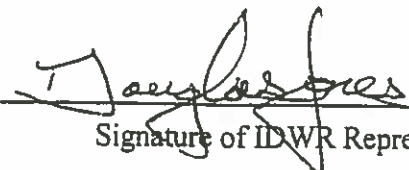
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
1-01 12-31

QUANTITY
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. 3065

Form 50000 Provided by First American Title Co.

WARRANTY DEED

For Value Received

Columbine Partners, an Idaho general partnership

Hereinafter called the Grantor, heretofore 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 located 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 18, 1989

Columbine Partners, an Idaho general partnership

Candida C. Fortmann
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. Fortmann
Michael S. Engr

present to me on the basis of satisfactory evidence of
known to me to be the persons whose names I
subscribed to the within instrument, and acknowledged in
me that they executed the same.

Candida C. Fortmann
Residing at Titusville
Commission Expires 4/15/91

Notary Public

306778
FIRST AMERICAN TITLE CO.
BLAINE CO. REQUEST
OF:
Dad
JUN 23 PM 3 44
MARY GREEN, CLERK
FEES \$ 6.00

Instrument No.

①

STATE OF IDAHO
COUNTY OF Blaine
On June 13, 1989
said State, personally appeared, Candida C. Forstmann and Michael S. Enyl
Before me, the undersigned, a Notary Public in and for
said State, personally appeared, Candida C. Forstmann and Michael S. Enyl
personally known to me (or proved to me on the basis of better
evidence) to be the person (s) described in the within
instrument as GRDCA PARTNERS
on behalf of Columbine Partners, an Idaho
General Partnership the partnership
between named and acknowledged to me that the partnership
executed
WITNESS my hand and official seal
Signature Catherine D. Wells
Commission Expires: 4-15-91
(This area may be used for notes)

7A

WARRANTY DEED

For Value Received

FIRST EXCHANGE CORPORATION, a California corporation,

the grantor do as hereby grant, bargain, sell and convey unto ROBERT E. CARDNER, a married man dealing in his sole and separate property as to an undivided 37.5% 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;

FIRST AMERICAN TITLE CO.

BLAINE CO. REQUEST

OF:

89 JUN 22 PM 3 45
NANT GREEN, CLERK
FEES \$10.00

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:

FIRST EXCHANGE CORPORATION, a California corporation

BY:

BY: Barbara Hester

SAFECO Surety Co. CAL 0017 (Rev. 6-85) Ad. Copy to: 1000
State

STATE OF CALIFORNIA } ss.
COUNTY OF Blaine
On this 22nd day of June 1989 before me,
the undersigned, a Notary Public in and for said County and State,
personally appeared Robert E. Cardner, personally
known to me or proved to me on the basis of satisfactory evidence to be
the Proctor and Barbara, personally
known to me or proved to me on the basis of satisfactory evidence to be
the Secretary of the corporation that executed the within
instrument on behalf of the corporation therein named, and acknowl-
edged to me that such corporation executed the within instrument
pursuant to authority of a resolution of its Board of Directors.

Signature Jerry L. Feltz

SAFECO
TITLE INSURANCE

FOR NOTARY SEAL OR STAMP

OFFICIAL SEAL
JERRY L. FOLTZ
NOTARY PUBLIC - CALIFORNIA
PROVIDENCE, OFFICE IN
BLAINE COUNTY
My Commission Exp. Feb. 28, 1993

INSTRUMENT NO.

1

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 Northerly 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. 13845

THIS SLAVE 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 833.3

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 he may hold the within described property as his sole and separate property.

together with their appurtenances.

Date: June 22, 1989

Kathryn A. Gardner

Kathryn A. Gardner

STATE OF *Idaho* COUNTY OF *Blaine*
On this *22nd* 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
signature to the within instrument and acknowledged
to me that she executed the same for the purposes and
consideration therein expressed.

Suzanne P. Hulse

Notary Public

Residing at *Hailey*
Commission Expires *3-1-97*

FIRST AMERICAN TITLE CO.

BLAINE CO. REQUEST

OF: *Good*

JUN 23 PM 3 46

MARY KAREN CLEM

FEES \$ *3.00*

306780

①

Order No. 13445

THIS BLANK FURNISHED BY FIRST AMERICAN TITLE CO.

QUITCLAIM DEED

For Value Received:

C. W. Gardner, husband of the Grantee

do hereby convey, 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:

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.

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

STATE OF Idaho COUNTY OF Blaine
On this 22nd 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 knows
is subscribed to the within instrument and acknowledged
to me that he executed the same for the purposes and
consideration therein expressed.

Susan A. Hubel
Notary Public

Residing at *Hailey*
Commission Expires *3-1-95*

FIRST AMERICAN TITLE CO.

BLAINE CO. REQUEST

OF:

JUN 23 PM 3 47

MARY C. GLEN, CLERK

FEES \$38

306701

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 Thompson

'99 APR 14 AM 11 13

MARGARET E. GARDNER, CLERK

FEES \$12.00

Cloyd W. Gardner
CLOYD W. GARDNER

Ruth Helen Gardner
RUTH HELEN GARDNER

QUITCLAIM DEED

13279-001 \COMPACT\FILES\g Gardner, cloyd\QUITCLAIM.doc 03-76.00

Page 1

Post-it® Fax Note

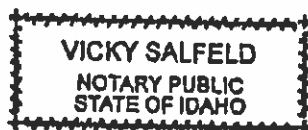
7671

Date	4/26	# of pages	4
To	John	From	Sunday
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.

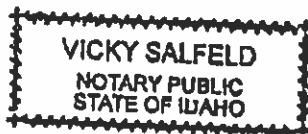


Vicky Salfeld
NOTARY PUBLIC FOR IDAHO
Residing at Laurel, ID
My Commission Expires: 7-26-2000

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 \\COMPANY23007\FILES\lgardner, cloyd\QUITCLAIM.doc 03-29-99

Page 3

N½, SE, NWSW, Sec 11, W½, E½ SE, SWSE,
Sec 13, NESE, Sec 15, E½, SW, Sec 14, 2S 19E

SESW, SWSW, Sec 28, S½, S½ Sec 29, 1S 19E

½ int, W½, Sec 1, All Sec 2, All Sec 3, All Sec
4, 2S 19E

QUITCLAIM DEED

13279-001 \COMPAQ2500RVFILES\g\gardner, cloyd\QUITCLAIM.doc 03-29-99

Page 4

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: A37-12191
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: JUN 12, 1886

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	36	SW	NW			BLAINE

5. Description of diverting works:
DISTRICT 45 CANAL; HOLDING POND FOR STOCKWATER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
STOCKWATER	11/01	04/01	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/80 COWS

10. Place of Use:

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

11. Place of use in counties: BLAINE

A37-12191

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:

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 _____

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 A37-12191
Date Received 10-27-88
Receipt Number 0003367

RECEIVED

OCT 27 1988

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources
Southern Region Office

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: June 12, 1886
3. Source of water supply (a) Big Wood River
which is tributary to (b) Malad River
4. a. 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>
2N	18E	36		SW	NW		Blaine

Additional points of diversion if any: None.

5. Description of diversion works: District 45 Canal; holding pond for stockwater.

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Stockwater	November 1	April 1	0.03 cfs

7. Total Quantity Claimed: 0.03 cfs

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FEB 26 1993

8. Total consumptive use claimed is de minimus
9. Non-irrigation uses: Stockwater - 80 head of non-dairy cattle.
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	NW	SE	S

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:
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

10/24/88

State of IDAHO)

County of BLAINE) ss.

Subscribed and sworn before me this 29th day of October, 1988.

Notary Public

Residing at

Commission Expires

James H. [Signature]
2210 [Address]
1/22/91

Last Name: Columbine
a:\clmbine6.clm

Ident No.:

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FEB 26 1993

SRBA CLAIM REVIEW ANALYSIS SHEET (D & S CLAIMS)

ITEM
NO.CHANGED ?
YES NO

1. Columbine Partners () - () (X)

2. () GROUNDWATER OR Big Wood River 3B. Malad River () (X)

3. T 2N R 18E SEC 30, NE $\frac{1}{4}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, LOT CO. Blaine (X) ()

4. Modified period of use from 11-1 to 4-1 to 4-1 to 11-1 (X) ()

5. () ()

6. () ()

7. () ()

8. () ()

9. T 1N R 19E SEC 33, NW $\frac{1}{4}$ SE $\frac{1}{4}$, LOT USE stock () (X)

10. T R SEC , $\frac{1}{4}$ $\frac{1}{4}$, LOT USE () ()

11. () ()

12. () ()

13. () ()

14. () ()

15. () ()

FIELD INSPECTED BY A. Kenneth Dunn DATE 5/17/1990

COMMENTS:

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FEB 26 1993DWR REVIEW AND DATA BASE MODIFICATION BY hht DATE 6/15/1990created & record on this day; did not previously exist

"R"

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. A37-12191

1. Owner: Columbine Partners Phone No. 726-8151

Current Address: Box 2500 Sun Valley

2. Accompanied by: _____ EXAM. DATE: 5-17-90

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Big Wood tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____

☐ Copies Attached

2. Other water rights with same point of diversion: _____

☐ Copies Attached

☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached

Stock pond is not maintained -
Land is under sprinkler irrigation
perhaps some aftermath grazing in fall
Previous owner used for stock watering.
Water is supplied by the District 45 Canal

Period of use would be April - Nov. water is
not in canal during winter

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Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached

(required for all but single household domestic groundwater, and stockwater.

☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

Pond with runoff water from field irrigation.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		NE	SW	NW	36	2N	18E	Blaine	

6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1 N	19 E	33														X			

Do not use this space

D. FLOW M

1.

Me

2. Measu



Calib.	Date

E. FLOW

1. Mea

2. Alte

F. PUMP

Disc
Total

Water
Meter
Meter
Panel
Panel



cfs (4)

= (6)

G. VOLUM

1. Volu

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$$

2. Volume Calculations for Other Uses:

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OCT 26 1994

H. REMARKS AND OVERLAP REVIEW ANALYSIS

Property has been sold to
Robert Gardner
Box 470
Bellevue

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Totals:				

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

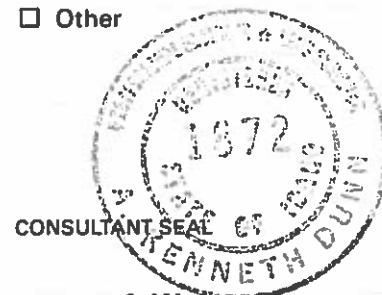
Field Examiner's Name

Signature

Certification Date

Field Report Preparation Date

Kenneth Dunn
5-19-90



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.