

AJ5856NP

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

DATE: SEP-19-1997
PAGE: A-203

RIGHT NUMBER: 37-12493

NAME & ADDRESS: RUSSELL MALLAMS
DEBORAH MALLAMS
PO BOX 782
KETCHUM ID 83340

*James & Tamara Willis
Box 3854
Ketchum ID 83340*

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

PRIORITY DATE: 09/09/1965

POINT OF DIVERSION: T05N R17E S14 NWSW Within BLAINE County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC D/1 HOUSE	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within BLAINE County
T05N R17E S14 ~~S17W~~ NWSW

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

EAGLE CR. MEADOWS, LOT 3, BLK. 5.

102 Willow Ln

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

AP 00145 00 50030

Verified by *Dnel* Date: *10/7/98*
Verification Source: *City Parcel Rpt & map*

DATE: 11/12/98
PAGE: 1

OK
Gw
2/4/99

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

RECEIVED
 NOV 06 1998
 Department of Water Resources

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 or Adjudication Claim No(s): 37-12493

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 RUSSELL V. MALLAMS
DEBORAH A. MALLAMS
1605 K.M. RANCH RD.
WHITE FISH, MT. 59937

4. New Owner/Claimant(s) JAMES R. WILLIS, TAMARA S. WILLIS
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address P.O. BOX 3854
 City, State and ZIP Code KETCHUM, ID. 83340
 New Telephone Number (208) 726-2216

5. Date you acquired the property 7/3/91

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 _____ Number and type of stock _____
 Diversion rate in CFS _____ 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 Owner or Claimant(s) James R. Willis
Tamara Willis

- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.

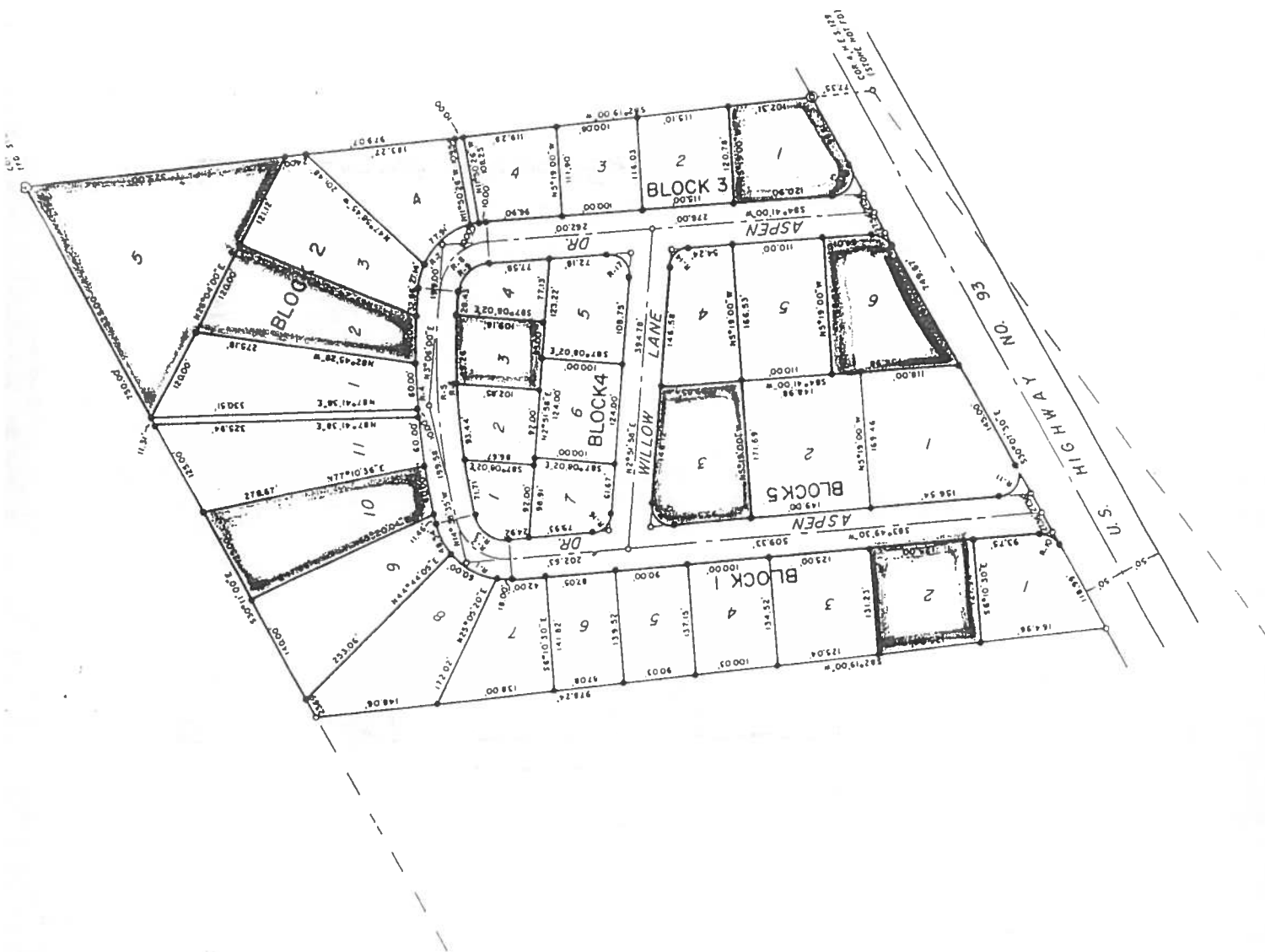
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

PLAT OF EAGLE CREEK MEADOWS SUBDIVISION WITHIN H.E.S. NO.129 IN UNSURVEYED T5N, R17E, B.M., BLAINE COUNTY, IDAHO



While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the Company assumes no liability for variation, if any, with another or re-survey.

LAND TITLE GUARANTY COMPANY
TITLE INSURANCE EXCHANGES
Blaine, Idaho 83401



WHEN RECORDED MAIL TO:

SECURITY PACIFIC NATIONAL BANK
RESIDENTIAL REAL ESTATE BUSINESS
DOCUMENT FOLLOW-UP DEPT. B4-68
P.O. BOX 6012
CYPRESS, CA 90630-0012

DEED OF TRUST

[Space Above This Line For Recording Data]

3011730

THIS DEED OF TRUST ("Security Instrument") is made on JULY 3RD, 1991.
The grantor is JAMES R. WILLIS AND TAMARA W. WILLIS, HUSBAND AND WIFE
("Borrower"). The trustee is

SUN VALLEY TITLE ("Trustee"). The beneficiary is
SECURITY PACIFIC NATIONAL BANK, a National Banking Association, which is organized and
existing under the laws of the United States of America, and whose address is
10600 VALLEY VIEW STREET, CYPRESS, CA 90630
Borrower owes Lender the principal sum of ~~SEVENTY THOUSAND AND NO/100~~ ("Lender").

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides
for monthly payments, with the full debt, if not paid earlier, due and payable on AUGUST 01, 2021.
This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all
renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under
paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and
agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys
to Trustee, in trust, with power of sale, the following described property located in BLAINE
County, Idaho:

LOT 3, BLOCK 5 OF EAGLE CREEK MEADOWS SUBDIVISION, BLAINE
COUNTY, IDAHO, ACCORDING TO THE OFFICIAL PLAT THEREOF, RECORDED
IN BOOK 1 OF PLATS, PAGE 8, RECORDS OF BLAINE COUNTY, IDAHO.

which has the address of 102 WILLOW LN

Idaho 83340 [Street] ("Property Address");
[Zip Code]

BLAINE ID

[City]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements,
appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered
by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to
grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower
warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances
of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with
limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS

This Security Instrument is made on JULY 3RD, 1991.

The grantor is JAMES R. WILLIS AND TAMARA W. WILLIS, HUSBAND AND WIFE

("Borrower"). The trustee is

SUN VALLEY TITLE

("Trustee"). The beneficiary is

SECURITY PACIFIC NATIONAL BANK, a National Banking Association

existing under the laws of the United States of America, and whose address is

10600 VALLEY VIEW STREET, CYPRESS, CA 90630

("Lender").

Borrower owes Lender the principal sum of

~~\$200,000.00~~

Dollars (U.S. \$ ~~20,000.00~~).

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on AUGUST 01, 2021

This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in BLAINE County, Idaho:

LOT 3, BLOCK 5 OF EAGLE CREEK MEADOWS SUBDIVISION, BLAINE COUNTY, IDAHO, ACCORDING TO THE OFFICIAL PLAT THEREOF, RECORDED IN BOOK 1 OF PLATS, PAGE 8, RECORDS OF BLAINE COUNTY, IDAHO.

which has the address of 102 WILLOW LN

[Street]

BLAINE ID

[City]

Idaho

83340

[Zip Code]

("Property Address");

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. **Payment of Principal and Interest; Prepayment and Late Charges.** Borrower shall promptly pay when due the principal of and interest on the debt evidenced by the Note and any prepayment and late charges due under the Note.

2. **Funds for Taxes and Insurance.** Subject to applicable law or to a written waiver by Lender, Borrower shall pay to Lender on the day monthly payments are due under the Note, until the Note is paid in full, a sum ("Funds") for: (a) yearly taxes and assessments which may attain priority over this Security Instrument as a lien on the Property; (b) yearly leasehold payments or ground rents on the Property, if any; (c) yearly hazard or property insurance premiums; (d) yearly flood insurance premiums, if any; (e) yearly mortgage insurance premiums, if any; and (f) any sums payable by Borrower to Lender, in accordance with the provisions of paragraph 8, in lieu of the payment of mortgage insurance premiums. These items are called "Escrow Items." Lender may, at any time, collect and hold Funds in an amount not to exceed the maximum amount a lender for a federally related mortgage loan may require for Borrower's escrow account under the federal Real Estate Settlement Procedures Act of 1974 as amended from time to time, 12 U.S.C. SS 2601 et seq. ("RESPA"), unless another law that applies to the Funds sets a lesser amount. If so, Lender may, at any

JRW T.W.



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 30, 1998

JAMES & TAMARA WILLIS
PO BOX 3854
KETCHUM ID 83340

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 37-12493

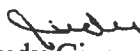
Dear Claimant(s):

We have been advised you may be 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, documentation and proof of domestic use to me 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
Adjudication Bureau

/jg

Encl: Form 42-248/42-1409(6)
Water Right Profile Report

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: A37-12493

Date Received: 10/24/1988

Receipt No: C004553 *raw*

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RUSSELL MALLAMS 208-726-7214
Address: P.O. BOX 782
KETCHUM, ID 83340

AND

Name: DEBORAH MALLAMS 208-726-7214
Address: P.O. BOX 782
KETCHUM, ID 83340

2. Date of Priority: SEP 09, 1965

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	17E	14	NW	SW			BLAINE

5. Description of diverting works:
WELL, 40'

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

A37-12493

Page 1

Date: 01/18/89

MICROFILMED

FEB 26 1993

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	17E	14	SW NW		DOMEST	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
EAGLE CR. MEADOWS, LOT 3, BLK. 5.

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

A37-12493

Date Received

10-24-88

Receipt Number

C004553

NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

OCT 24 1988

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

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

Department of Water Resources
Southern Region Office

Please type or print clearly

1. Name of Claimant (s) RUSSELL + DEBORAH MALLAMS Phone (208) 726-7214Mailing Address P.O. Box 782 KETCHUM, IDAHO Zip 833402. Date of Priority (Only one (1) per claim) SEPTEMBER 9, 19653. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. Location of point of diversion is: Township 5N Range R 17 E HES 129Section 14, NW 1/4 of SW 1/4 of _____ 1/4, Govt. Lot _____, B.M.,County of BLAINE EAGLE CR. MEADOWS LOT 3 BL 5Additional points of diversion if any: NONE5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 40 ft (forty feet)

6. Water is claimed for the following: (Limited to Domestic and/or Stockwater only. See Instructions)

For DOMESTIC purposes from 1-1 to 12-31 amount 0.04 (cfs)
(Both dates are inclusive)

For _____ purposes from _____ to _____ amount _____

7. Total quantity claimed 0.04 (cfs)8. Total consumptive use claimed is de minimus9. Non-irrigation uses. Describe fully. (Domestic: give number of households served; Stockwater: Type and number of
livestock) DOMESTIC (ONE HOUSEHOLD)MICROFILMED
FEB 26 1993

Copies: White-State, Yellow-Claimant

10. Place a "D" for domestic and "S" for stockwater use in the corresponding place of use below.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4			
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4
T5N	R17E	14							D									

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks: _____

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

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ☐ do not ☐
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

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

Signature of Claimant (s) Russell V. Malleam Date 10-21-88
Deborah A. Malleam Date 10-21-88

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 21st day of October 1988

SEAL

Notary Public Beverly M. Lee

Residing at 300 Main Street Ketchum, Idaho

My Commission Expires Sept. 1993

Last Name MALLAM S Ident No. _____

Copies White Stamp Yellow-Coverment

MICROFILMED
FFR 7-6 1993