

11/15/2006

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

RIGHT NUMBER: 75-14095

NAME AND ADDRESS: EMILY SANDSTROM
1792 HIGHWAY 93 S
SALMON ID 83467-5353

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS
Right Nos. 75-14195 and 75-14197 are limited to a total combined diversion rate of 0.1 cfs.

PRIORITY DATE: 05/13/1898

POINT OF DIVERSION:
T22N R22E S6 NWSW Lot 7 Within LEMHI County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.100 CFS

PLACE OF USE: IRRIGATION in LEMHI County
T23N R22E S31 Lot 11 SESW 4.50

4.5 ACRES TOTAL

Right Nos. 75-14195 and 75-14197 are limited to the irrigation of a combined total of 4.5 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

**ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s): 75-14095, 75-14097, 75-14162, 75-14163, 75-14164

Previous Mailing Address: DAN FARLEY
C/O Holden, Kidwell, Hahn & Crapo, PLLC
P.O. Box 50130, Idaho Falls, Id 83405

New Mailing Address: C/O SLAVIN LAW OFFICE
116 N. CENTER ST.
SALMON, ID 83467

Telephone Number: (208) 756-2030

Signature of all Claimant(s): *Milton A. Slavin - Attorney*
Please print your name below your signature.
MILTON A. SLAVIN

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
7600 N. Mineral Dr., Ste. 100
Coeur d'Alene, ID 83815
Ph. 208/762-2800 or
FAX 208/762-2819

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/736-3033 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/525-7161 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, ID 83720-0098
Ph 208/287-4800
FAX 208/287-6700

SS
ADDRESS FM.doc
Revised 01/07/08

IDWR Use Only:
Data Entry: MVB

Date: 8/27/2009

NCAP prepared 8-31-09

SCANNED
SEP - 1 2009



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A • Idaho Falls, Idaho 83402-1718

Phone: (208) 525-7161 • Fax: (208) 525-7177 • Web Site: www.idwr.idaho.gov

EASTERN REGION

August 11, 2008

DAN F FARLEY
C/O HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83402

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

RE: Notice of Change of Water Right Ownership (NCO) for 75-14095 & 75-14097 and Notice of Completed Administrative Proceeding (NCAP)

Dear Sir/Madam:

The Idaho Department of Water Resources (IDWR) acknowledges receipt of an NCO changing the right holder for the above referenced water right(s). Based on this NCO, IDWR water right records for the Snake River Basin Adjudication (SRBA) have been updated.

Furthermore, as directed by the SRBA Court, this office mailed a copy of the updated water right record(s) to each party listed on the enclosed NCAP. The intent of this mailing is to ensure each party has a current record of water right(s) as recorded in the SRBA.

Please feel free to contact me if you have any questions concerning this matter.

Respectfully,


Jonie Barg
Technical Records Specialist

Enclosure

SCANNED
AUG 19 2008

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)
Water Rights: 75-14095 & 75-14097
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

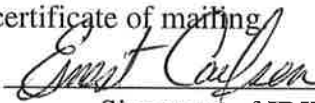
IDWR has completed the following Administrative proceeding:

- Address change
- Substitution of Party SANDSTROM-FARLEY
- I.C. § 42-222 transfer
 - point of diversion place of use
 - period of use nature of use
 - split of water right change in ownership

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: Aug. 12, 2008



Signature of IDWR Representative

SCANNED
AUG 19 2008

CERTIFICATE OF MAILING

I certify that on August 13, 2008, I mailed the original and copies of this form to the following persons, postage prepaid by regular mail and addressed as follows:

1. Original to:

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

2. One copy to:

Claimant/Seller for Substitution of Party or attorney of record:
Emily Sandstrom
1792 Hwy 93 S
Salmon ID 83467-5353

3. One copy to:

Claimant/Purchaser for Substitution of Party, or attorney of record:
Dan Farley
C/O Holden Kidwell Hahn & Crapo PLLC
PO Box 50130
Idaho Falls ID 83402

4. One copy to:

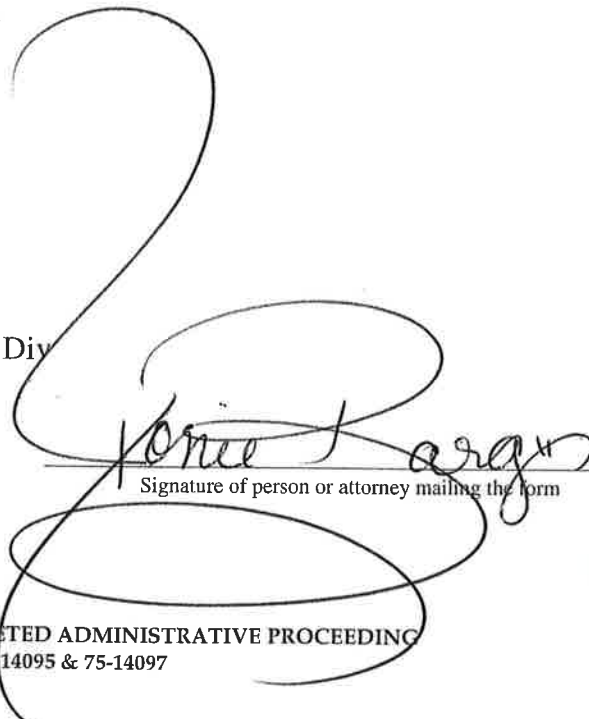
Each party in the subcase, or attorney of record
Bill Maxwell Gregory M Shefts David Yanoff
PO Box 256 Carol A Shefts 343 Diamond Creek Rd
Carmen ID 83462 703 Riverfront Dr Salmon ID 83467
Salmon ID 83467

5. One copy each 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

SCANNED
AUG 19 2008

08/11/2008

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

RIGHT NUMBER: 75-14095

NAME AND ADDRESS: DAN F FARLEY
C/O HOLDEN KIDWELL HAHN & CRAPO PLLC
PO BOX 50130
IDAHO FALLS ID 83405

SOURCE: WALLACE CREEK TRIBUTARY: SALMON RIVER

QUANTITY: 0.100 CFS

Right Nos. 75-14195 and 75-14197 are limited to a total combined diversion rate of 0.1 cfs.

PRIORITY DATE: 05/13/1898

POINT OF DIVERSION:

T22N R22E S6 NWSW Lot 7 Within LEMHI County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	0.100 CFS

PLACE OF USE:

IRRIGATION in LEMHI County

T23N R22E S31 Lot 11 SESW 4.50

4.5 ACRES TOTAL

Right Nos. 75-14195 and 75-14197 are limited to the irrigation of a combined total of 4.5 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

SCANNED
AUG 15 2008

RECEIVED

AUG 08 2008

Department of Water Resources
Eastern Region

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
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
75-14095					
75-14097					

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 rights(s) or claims(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 your water rights(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county.)
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant Emily Sandstrom
1792 Hwy. 93 S., Salmon, ID 83467-5353

4. New Owner/Claimant(s) Dan F. Farley
 Name connector (check one): [] and [] or, [] and/or
 New Mailing Address c/o Holden, Kidwell, Hahn & Crapo, PLLC
 City, State and ZIP Code PO Box 50130, Idaho Falls, ID 83402
 New Telephone Number 208-523-0620

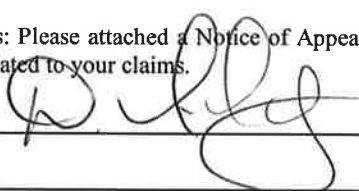
5. Date you acquired the property SEPTEMBER 10, 2007

SCANNED
AUG 19 2008

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

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

For Snake River Basin Adjudication Claims: Please attached 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.

7. Signature of New Owner(s) Or Claimant(s)  _____
(include title if applicable)

For IDWR Office Use Only

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

SCANNED
AUG 19 2008

WARRANTY DEED

[Handwritten mark]

Order No.:3070704389L-G

FOR VALUE RECEIVED

Emily Sandstrom, a single woman

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Danny F. Farley, a single man

whose current address is

24212 Lanier St. Tallahassee, FL 32310

the grantee(s), the following described premises, in Lemhi County, Idaho, TO WIT:

State of Idaho)
County of Lemhi) SS No. 273345
This instrument was filed for record at the request
of Alliance Title
at 3:30 o'clock p.m. 9-10 2007
and duly filmed and indexed in the records of Lemhi
County
Terri J. Morton
Ex-Officio Recorder
By Eyrica Gardner Deputy
Fee 300
Return to AT

LOT 8 OF DIAMOND CREEK SUBDIVISION, ACCORDING TO THE OFFICIAL
PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE(S) 45 OFFICIAL
RECORDS OF LEMHI COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in
fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions,
covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: Sept 10, 07
Emily Sandstrom
Emily Sandstrom

State of Idaho)
County of) ss.

On this 10th day of September, in the year 2007, before me, a Notary Public in and for said state,
personally appeared Emily Sandstrom known or identified to me to be the person whose name is subscribed to this
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 day and year first above written.

[Signature]
Notary Public for the State of Idaho
Residing at: Seema
Commission Expires: 1-13-2010



SCANNED
AUG 19 2008

Government Corner
Survey Record

40°03'02"E
-236.49'

75-14095 &
75-14097

COUNTY COMM

The foregoing plat in
Board of Commissioners
is day of

Edmund Allen
Attest Clerk

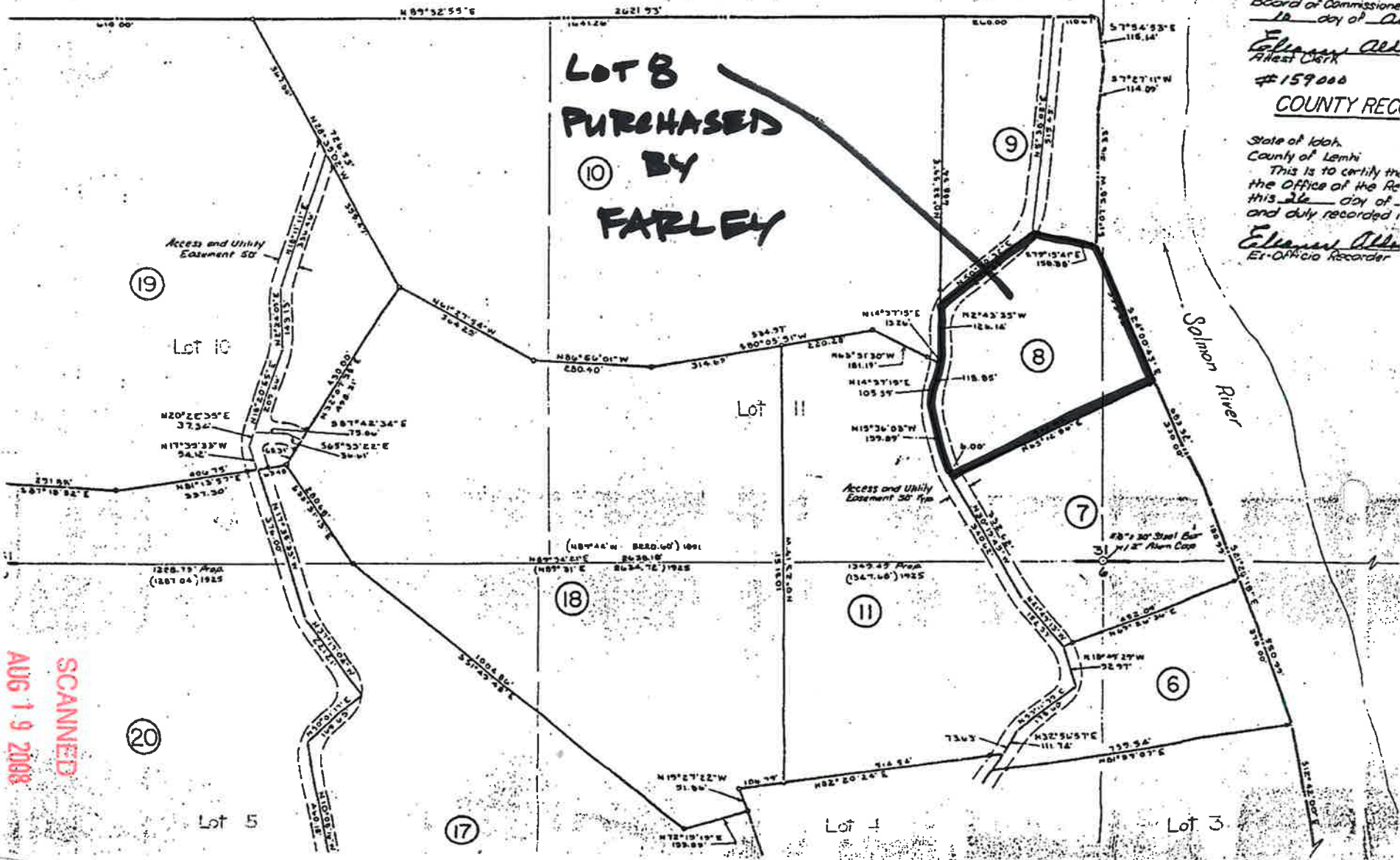
#159000

COUNTY REC

State of Idaho
County of Lemhi
This is to certify that
the Office of the Re-
corder is day of
and duly recorded.

Edmund Allen
Et-Officio Recorder

LOT 8
PURCHASED
BY
FARLEY




SCANNED
AUG 19 2008

SANDSTROM/FARLEY WATER RIGHTS



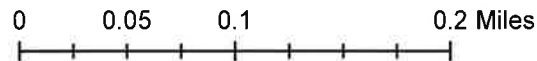
Legend

-  Township
-  Section
-  Quarter-quarter
-  Major Roads
-  POURec



Prepared by:
Robert L. Harris
October 23, 2007
2004 NAIP Aerial Photo

SCANNED
 AUG 19 2008



RECEIVED

MAY 14 2004

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

Department of Water Resources
 Eastern 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
	75-14090	<input checked="" type="checkbox"/>			
	75-14091	<input checked="" type="checkbox"/>			
	75-14093	<input checked="" type="checkbox"/>			
	75-14095	<input checked="" type="checkbox"/>			
	75-14097	<input checked="" type="checkbox"/>			

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

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) James Addison Sykes / Two Digs
Partnership Salmon ID 83467
4. New Owner/Claimant(s) Emily Sonstrom
 Notice Connector (Check one): and, or, and/or
- New Mailing Address 1792 Hwy 93 S
- City, State and ZIP Code Salmon ID 83467
- New Telephone Number (208) 800 452 4635
5. Date you acquired the property 5-17-99

SCANNED
 JAN 29 2003

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in Item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number 75-14090, 14091, 14093, 14095, 14097

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.20 cfs</u>	<u>10 ac.</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>.20 cfs</u>	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable) *Emily Sandstrom*

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

For Office Use Only

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

SCANNED
JAN 29 2003

Warranty Deed

For Value Received

JAMES ADDISON SYKES, a single person

the grantor, do hereby grant, bargain, sell and convey unto

EMILY SANDSTROM, a single person

whose current address is

HC 61, BOX 31A
SALMON, ID 83467

the grantee, the following described premises, in LEMHI County Idaho, to wit:

LOT 8 DIAMOND CREEK SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED FOR RECORD IN BOOK 5 OF PLATS AT PAGE NO. 45, RECORDS OF LEMHI COUNTY, IDAHO.

* * * SUBJECT TO A DEED OF TRUST TO SECURE AN ORIGINAL INDEBTEDNESS OF \$26,000.00 AND ANY OTHER AMOUNT AND/OR OBLIGATIONS SECURED THEREBY, RECORDED JUNE 30, 1994 AS INSTRUMENT NO. 223061, RECORDS OF LEMHI COUNTY, IDAHO.

DATED: JUNE 30, 1994

GRANTOR: JAMES ADDISON SYKES, a single person

TRUSTEE: AMERICAN LAND TITLE CO., INC.

BENEFICIARY: TWO DOGS PARTNERSHIP.

* * *

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee her heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he is 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: MARCH 17 1999

[Signature]
JAMES ADDISON SYKES

Colorado

STATE OF ~~IDAHO~~ COUNTY OF May
On this 17th day of MARCH, 19 99
before me, a notary public in and for said State, personally appeared

JAMES ADDISON SYKES

known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

[Signature]
Notary Public
Reading 03 3070 20th St Boulder CO 80506
Comm. Expires 06/22/2001

State of Idaho) 241163
County of Lemhi) SS No.

This instrument was filed for record at the request of Alliance Title
at 1:50 o'clock Pm 7-6 1999

and duly filmed and indexed in the records of Lemhi County

Terr J. Morton
Ex-Officio Recorder

By [Signature] Deputy
Fee 3⁰⁰

Return to _____

SCANNED
JAN 19 2003

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

11/09/2006

WATER RIGHT NO. 75-14095

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARRY MARCUS MARCUS MERRICK CHRISTIAN & HARDEE LLP 737 N 7TH ST BOISE, ID 83702 (208)342-3563
Current Owner	DERROLD SLAVIN PO BOX41 CARMEN, ID 83462 (208)756-3442
Current Owner	SANDY H SIMS PO BOX 686 SALMON, ID 83467 (208)756-6133
Original Owner	J FRANK HIBBS SALMON, ID 83467
Original Owner	WILLIAM R MAXWELL PO BOX 134 SALMON, ID 83467 (208)756-4006

Priority Date: 05/13/1898

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
WALLACE CREEK	SALMON RIVER

SCANNED
SCANNED
JAN 24 2008
JAN 29 2008

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	0.2 CFS	
Total Diversion			0.2 CFS	

Location of Point(s) of Diversion:

WALLACE CREEK | NENESW | Sec. 01 | Township 22N | Range 21E | LEMHI County
 WALLACE CREEK | NENWSW | Sec. 06 | Township 22N | Range 22E | LEMHI County

Place(s) of use:

Place of Use Legal Description: IRRIGATION LEMHI County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
22N	21E	1	1	NENE	1.6									
	22E	6	3	NWNE	14	9	SWNE	2.3						
			4	NENW	11	5	NWNW	15	SENE	9.6				
23N	21E	36		SESE	1.1									
	22E	31	10	SWSW	9.1	11	SESW	7.2						

Total Acres: 70.9

Dates:

Licensed Date:

Claim Received Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Other Information:

State or Federal: S

Owner Name Connector: OR

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

JAN 29 2008

RECEIVED

AUG 13 2007
DEPARTMENT OF
WATER RESOURCES

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)

A.

Subcase 75-14095
(insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Bill Maxwell

Address: Box 256

Carmen, Idaho 83462

Daytime Phone: 208-756-2616

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Emily Sandstrom

Address: 1792 Highway 93 S.

Salmon, Idaho 83467

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. **Name and Address**
Should be: _____
2. **Source**
Should be: _____
3. **Quantity**
Should be: 1" per irrigated acre
4. **Priority Date**
Should be: _____
5. **Point of Diversion**
Should be: _____
6. **Instream Flow Beginning and Ending Point**
Should be: _____
7. **Purpose(s) of Use**
Should be: _____
8. **Period of Year**
Should be: _____
9. **Place of Use**
Should be: _____
10. **I object because:**
 - This water right Should not exist.
 - This water right was not recommended, but Should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTIONS(S):** _____

See attachment E

IDWR
Attachment E

- 1) The quantity of water decreed to this acreage far exceeds all other water rights from Wallace Creek.
- 2) Only 1 acre of this parcel was ever irrigated.
- 3) This portion of the ranch was originally irrigated by 1923 overflow from the upper ranch and by a pump out of the river.
- 4) This area has not been irrigated since the ranch was sold in 1979.
- 5) Adding these water rights to Wallace Creek exceeds the original decreed water:

<u>Original</u>		<u>Recommended</u>
1898	29"	35"
1902	40"	45"

SCANNED
JAN 28 2023

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Lemhi)

William Robert Maxwell, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



William Robert Maxwell
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 4/23/07

Steve Sayer
Notary Public for Idaho
Residing at: Salmon
My Commission Expires: 4/3/08

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on August 9, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

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 the claimant of the water right at the following address:

Name: Emily Sandstrom
Address: 1792 Highway 935
Salmon, Idaho 83467

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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

Bill Maxwell
Signature of objector or attorney
mailing on Objector's behalf

RECEIVED

JUL 30 2007

DEPARTMENT OF
WATER RESOURCES

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)

A. Subcase 75-14095

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: DAVID YANOFF
Address: 343 DIAMOND CREEK RD
SALMON, ID 83467
Daytime Phone: 208-303-0354

Name & Address of Attorney, if any:

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: EMILY SANDSTROM
Address: 1792 HIGHWAY 93 S.
SALMON, ID 83467

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. **Name and Address**
Should be: _____
2. **Source**
Should be: _____
3. **Quantity**
Should be: 0.05 CFS
4. **Priority Date**
Should be: _____
5. **Point of Diversion**
Should be: _____
6. **Instream Flow Beginning and Ending Point**
Should be: _____
7. **Purpose(s) of Use**
Should be: _____
8. **Period of Year**
Should be: _____
9. **Place of Use**
Should be: _____
10. **I object because:**
 - This water right Should not exist.
 - This water right was not recommended, but Should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTIONS(S):** 1898 Water Right
For all other land owners, From Wallace Creek,
in the area is about 0.01 CFS / acre

F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Lemhi)

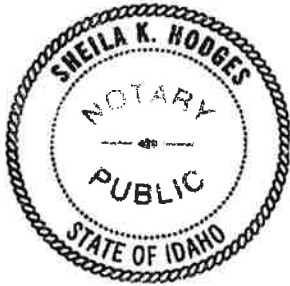
DAVID YANOFF _____, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401 A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

[Signature]
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: July 18, 2007



Sheila K Hodges
Notary Public for Lemhi County
Residing at: Salmon Idaho
My Commission Expires: 9-21-2007

SCANNED
JAN 29 2008

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on July 19, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

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 the claimant of the water right at the following address:


Name: Emily Sandstrom
Address: 1792 Highway 93 S.
Salmon ID 83467

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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



Signature of objector or attorney
mailing on Objector's behalf

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 75-14095
Date Received: 4/24/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DERROLD SLAVIN Phone: (208)756-3442

PO BOX41
CARMEN ID USA 83462

SANDY H SIMS Phone: (208)756-6133

PO BOX 686
SALMON ID USA 83467

BARRY MARCUS Phone: (208)342-3563

MARCUS MERRICK CHRISTIAN & HARDEE LLP
737 N 7TH ST
BOISE ID USA 83702

2. Date of Priority: 05/13/1898

3. Source: WALLACE CREEK , WALLACE CREEK Trib. to: SALMON RIVER , SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
22N	22E	6	NE	NW	SW	LEMHI	
22N	21E	1	NE	NE	SW	LEMHI	

5. Description of diverting works:

ROCK DIVERSION DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	4/01	11/01	0.2		

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
22N	21E	1	NE	NE	1	IRRIGATION	1.6
						Section Acres	1.6
22N	22E	6	NW	NE	3	IRRIGATION	14
			SW	NE	9	IRRIGATION	2.3
			NE	NW	4	IRRIGATION	11
			NW	NW	5	IRRIGATION	15
			SE	NW		IRRIGATION	9.6
						Section Acres	51.9
23N	21E	36	SE	SE		IRRIGATION	1.1
						Section Acres	1.1
23N	22E	31	SW	SW	10	IRRIGATION	9.1
			SE	SW	11	IRRIGATION	7.2
						Section Acres	16.3
						Total Acres	70.9

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

SCANNED

OCT 03 2001

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: A75-00083G
Date Received: 4/24/1990
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

- 1. Name: DERROLD SLAVIN 208-756-3442
Address: BOX 41
CARMEN ID 83462
OR
Name: SANDY H SIMS 208-756-6133
Address: PO BOX 686
SALMON ID 83467
OR
Name: BARRY MARCUS 208-342-3563
Address: 737 N 7TH
BOISE ID 83702

A7500083G



2. Date of Priority: MAY 13, 1898

3. Source: WALLACE CREEK Trib. to: SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4	of	1/4	of	1/4	Lot	County
22N	21E	1	NE		NE		SW		LEMHI
	22E	6	NE		NW		SW		LEMHI

5. Description of diverting works:
ROCK DIVERSION DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.200		

0.173 cfs
0.027 cfs.

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
22N	22E	6	NW		NE	3	IRR	14.0
			SW		NE	9	IRR	11.0
			NE		NW	4	IRR	10.0
			NW		NW	5	IRR	23.0
			SE		NW		IRR	20.0
							Section Acres	78.0
23N	22E	31	SW		SW	10	IRR	8.0
			SE		SW	11	IRR	10.0
			SW		SE	11	IRR	1.0
							Section Acres	19.0
							Total Acres	97.0

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:
A75-00084A, A75-04385

14. Remarks:
SEE TRANSFER 937
THIS CLAIM IS FOR 14.5 IDAHO MINER'S INCHES OF WATER

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

B. ROSE ET AL
Decree Plaintiff

E. WEBB ET AL
vs Decree 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: _____

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 75-14095
Date Received: 4/24/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DERROLD SLAVIN Phone: (208)756-3442

PO BOX41
CARMEN ID USA 83462

SANDY H SIMS Phone: (208)756-6133

PO BOX 686
SALMON ID USA 83467

BARRY MARCUS Phone: (208)342-3563

MARCUS MERRICK CHRISTIAN & HARDEE LLP
737 N 7TH ST
BOISE ID USA 83702

2. Date of Priority: 05/13/1898

3. Source: WALLACE CREEK , WALLACE CREEK Trib. to: SALMON RIVER , SALMON RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
22N	22E	6	NE	NW	SW	LEMHI	
22N	21E	1	NE	NE	SW	LEMHI	

5. Description of diverting works:

ROCK DIVERSION DAM WITH GRAVITY FEED PIPE AND SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.2	

7. Total Quantity Appropriated is:
0.2 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
22N	21E	1	NE	NE	1	IRRIGATION	1.6
						Section Acres	1.6
22N	22E	6	NW	NE	3	IRRIGATION	14
			SW	NE	9	IRRIGATION	2.3
			NE	NW	4	IRRIGATION	11
			NW	NW	5	IRRIGATION	15
			SE	NW		IRRIGATION	9.6
						Section Acres	51.9
23N	21E	36	SE	SE		IRRIGATION	1.1
						Section Acres	1.1
23N	22E	31	SW	SW	10	IRRIGATION	9.1
			SE	SW	11	IRRIGATION	7.2
						Section Acres	16.3
						Total Acres	70.9

11. Place of use in counties: LEMHI

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Decreed

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

of _____ 20__ _____

Notary Public

Residing at _____

My commission Expires _____

SCANNED
JAN 29 2013