

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 37-494
Date Received: 12/13/1988
Receipt No: C003886
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THE VALLEY CLUB INC Phone: (208)788-5400
PO BOX 252
SUN VALLEY ID 83353

2. Date of Priority: 05/01/1886

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	Type
03N	18E	20	SW SW NW	BLAINE	

5. Description of diverting works:

HEADGATE, CANAL, PUMPS, STREAMS, PONDS & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.85	
RECREATION	4/01	11/01	0.15	

7. Total Quantity Appropriated is:
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
03N	18E	20	SW	NE		RECREATION	
			NE	SE		RECREATION	
			NW	SE		RECREATION	
			SW	NE		IRRIGATION	11.5
			SE	NE		IRRIGATION	7
			NE	SE		IRRIGATION	15
			NW	SE		IRRIGATION	15
			SE	SE		IRRIGATION	11
Section Acres						59.5	
03N	18E	21	SW	SW	IRRIGATION	13.5	
					Section Acres	13.5	
03N	18E	28	NW	NW		RECREATION	
			SW	NW		RECREATION	
			NW	SW		RECREATION	
			NW	SW		IRRIGATION	11
			NE	NW		IRRIGATION	14.5
			NW	NW		IRRIGATION	15
			SW	NW		IRRIGATION	14.5
			SE	NW		IRRIGATION	10
			NE	SW		IRRIGATION	7.5
			SE	SW		IRRIGATION	2
Section Acres						74.5	
Total Acres						147.5	

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:

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE

SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN COMSUMPTIVE USE CALCULATION
 ***** CHANGE OF
 OWNERSHIP 2/25/94 BY JG

CONFORMED ATTORNEY MAILING ADDRESS DMS ***** OWNERSHIP CHANGE MADE
5/15/95 BY TLB. VALLEY RANCH PART.- FORMER OWNER, VALLEY RANCH INC-NEW OWNER.
WARRANTY DEED INCLUDED

15. Basis of Claim: Decreed



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

August 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THE VALLEY CLUB INC
PO BOX 252
SUN VALLEY ID 83353

Re: SRBA Claim(s) 37-494, 37-495, 37-577BU, 37-577BV, 37-833K, 37-2623

Dear Mr. Dies:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to The Valley Club Inc. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

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

RECEIVED
JUL 27 2001
Department of Water Resources
Southern Region

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. Water Right No(s):
Adjudication Claim No(s): 37-494, 37-495, 37-577BV, 37-833K, 37-2623
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
VALLEY RANCH INC
PO BOX 1302
SUN VALLEY ID 83353
4. New Owner/Claimant(s)
THE VALLEY CLUB, INC.
Name Connector (Check one): [] and, [] or, [] and/or
New Mailing Address
PO BOX 252
City, State and ZIP Code
SUN VALLEY ID 83353
New Telephone Number
(208) 788-5400
5. Date you acquired the property
04/12/1999
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) BY: JACK DIES
JACK DIES, PRESIDENT of THE VALLEY CLUB
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign 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.

No. C 106031 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080	Due no later than Apr 30, 2001 Annual Report Form 1. Mailing Address - Correct in this box, if applicable VALLEY CLUB, INC. (THE) PO BOX 252 SUN VALLEY, ID 83353	2. Registered Agent and Office NO PO BOX MICHAEL DAVID 100 CLUMB VIEW DR N HAILEY, ID 83333																
NO FILING FEE IF RECEIVED BY DUE DATE		3. New Registered Agent Signature																
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors. <table border="1"> <thead> <tr> <th>Office held</th> <th>Name</th> <th>Street or P.O. Address</th> <th>City</th> <th>State</th> <th>Zip</th> </tr> </thead> <tbody> <tr> <td>President</td> <td>Jack Dies</td> <td rowspan="3">P.O. Box 252</td> <td rowspan="3">Sun Valley,</td> <td rowspan="3">IDAHO</td> <td rowspan="3">83353</td> </tr> <tr> <td>Vice President</td> <td>Jim Woodward</td> </tr> <tr> <td>Secretary</td> <td>Dick Toomey</td> </tr> </tbody> </table>			Office held	Name	Street or P.O. Address	City	State	Zip	President	Jack Dies	P.O. Box 252	Sun Valley,	IDAHO	83353	Vice President	Jim Woodward	Secretary	Dick Toomey
Office held	Name	Street or P.O. Address	City	State	Zip													
President	Jack Dies	P.O. Box 252	Sun Valley,	IDAHO	83353													
Vice President	Jim Woodward																	
Secretary	Dick Toomey																	
5. Organized Under the Laws of: IDAHO C 106031	6. Signature <i>John W Dies Jr</i> Name <i>John W Dies Jr.</i> Date <i>1-15-01</i> Title <i>President</i>																	

Issued 02/01/2001

Do Not Tape or Staple

1494

426674
4-23-99

#2/856

426674

B

Recording Requested by and
When Recorded Mail To:

The Valley Club, Inc.
P.O. Box 252
Sun Valley, Idaho 83353

Deal
BLAINE REQUEST

FIRST AMERICAN-TITLE

JUN 20 PM 2 40

WARRANTY DEED

FEE \$15.00

FOR VALUE RECEIVED, VALLEY RANCH, INC., an Idaho corporation, whose address is 121 S.W. Morrison, Suite 1221, Portland, Oregon 97204, as Grantor, hereby GRANTS, BARGAINS, SELLS AND CONVEYS unto THE VALLEY CLUB, INC., an Idaho non-profit corporation, whose address is P.O. Box 252, Sun Valley, Idaho 83353, as Grantee, and to its successors and assigns, that certain real property situate in Blaine County, Idaho, and described as follows:

Parcels B, C, D, E, F and G, as described and shown on the official Plat of The Valley Club, a Planned Unit Development, Blaine County, Idaho, recorded May 5, 1994, as Instrument No. 365515, records of Blaine County, Idaho.

TOGETHER WITH all and singular the following:

1. The tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity, of the said Grantor; and
2. All water rights appurtenant to the property described above, including without limitation, those water rights which are the subject of Water Rights Transfer Nos. 3742 and 3743, approved by the Idaho Department of Water Resources and which have been claimed in the Snake River Basin Adjudication, Case No. 39576, pending in the District Court in and for the Fifth Judicial District of the State of Idaho, as SRBA Claim Nos. A37-00494, A37-00495, A37-00833K, A37-02623, and A37-00577BV; and
3. All water diversion and conveyance structures, and other facilities used for the provision of water under the water rights appurtenant to the property, including, without limitation, all pumps, well, ditches, holding ponds, lakes, streams, pipes, pipelines, sprinkler systems, headgates, flumes, flowmeters and totalizers, along with the exclusive right to access said structures and facilities for purposes of operation, maintenance, cleaning and repair; and

WARRANTY DEED - 1

4. All right, title and interest of Grantor in and to that certain fifty (50) foot wide golf course maintenance and use easement across all lots adjacent to the golf course as described in Note 3 to the Plat of The Valley Club P.U.D.; and

5. All right, title and interest of Grantor in and to that certain easement created by the Grant of Easement between Starweather Property Owners Association and the Valley Ranch Partners, recorded as Instrument No. 330492, records of Blaine County, Idaho.

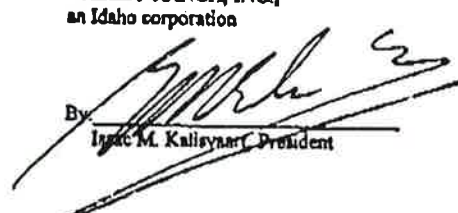
SUBJECT TO those easements, restrictions and encumbrances enumerated in and set forth on Exhibit "A" attached hereto, which is by this reference incorporated herein and made a part hereof as if the same were set forth at length herein.

TO HAVE AND TO HOLD the said real property, with its appurtenances, unto the said Grantee and to the Grantee's successors 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 real property, that said real property is free from all encumbrances except current taxes and as above-described and set forth on Exhibit "A", attached hereto, and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

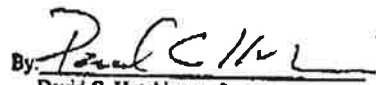
The officers who sign this Warranty Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on this 12th day of April, 1999.

VALLEY RANCH, INC.,
an Idaho corporation

By 
Isaac M. Kalisyn, President

ATTEST:

By 
David C. Hutchinson, Secretary

STATE OF IDAHO)
County of Blaine) : ss

On this 12th day of April, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ISAAC M. KALISVAART and ~~DAVID C. HUTCHINSON~~, known or identified to me to be the President and ~~Secretary~~, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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



Curtis B. Chambers
Notary Public for Idaho
Residing at: HAILEY
My Commission Expires: 5-15-2004

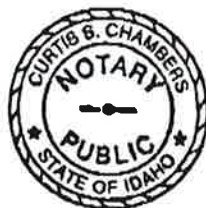
WARRANTY DEED - 3

STATE OF IDAHO)

County of Blaine) ss

On this ^{13th} day of April, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ~~Valley Ranch, Inc.~~ and DAVID C. HUTCHINSON, known or identified to me to be ~~the President and~~ Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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



Curtis B. Chambers
Notary Public for Idaho
Residing at: HAILEY
My Commission Expires: 5-15-2004

WARRANTY DEED - 3

EXHIBIT "A"Permissible Exceptions to Title

VRI shall convey the real property set forth in paragraph 1 of the foregoing Agreement and Release in fee simple, subject only to the following enumerated easements, restrictions, and encumbrances:

1. Easements, restrictions and notes as shown on the plat of The Valley Club, a Planned Unit Development, recorded as Instrument No. 365515, records of Blaine County, Idaho.
2. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 117656, records of Blaine County, Idaho.
3. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 118673, records of Blaine County, Idaho, and the partial release of this easement as recorded in Instrument No. 372002, records of Blaine County, Idaho.
4. Easement No. 5523 in favor of The Valley Ranch Partnership, granted by the State of Idaho, recorded as Instrument No. 325453, records of Blaine County, Idaho.
5. Easement in favor of The Valley Partners, granted by the Starweather Property Owners Association, recorded as Instrument No. 330492, records of Blaine County, Idaho.
6. Development Agreement by and between Blaine County, Idaho, a body corporate and politic and a political subdivision of the State of Idaho, and The Valley Ranch Partners, recorded as Instrument No. 330799, records of Blaine County, Idaho.
7. Matters disclosed on ALTA/ACSM Survey recorded as Instrument No. 365510, records of Blaine County, Idaho.
8. Plat Notes for The Valley Club, a Planned Unit Development recorded as Instrument No. 365517, records of Blaine County, Idaho.
9. Easement Agreement, by and between The Valley Club Owners Association, Inc. and The Valley Club, Inc., recorded as Instrument No. 365525, records of Blaine County, Idaho.
10. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 382167, records of Blaine County, Idaho.
11. Zoning and other regulations imposed by governmental authorities.
12. The golf course in The Valley Club P.U.D. shall be used only for golf course or recreational purposes or open space for no less than thirty (30) years after September 2, 1994.
13. Amended and Restated Water Service and Easement Agreement, by and between Valley Club Owners Association, Inc. and the Valley Club, Inc. and Valley Ranch, Inc., in a form mutually agreed upon by the parties and to be recorded in the records of Blaine County, Idaho on or before the Turnover date.
14. All those reservations or exceptions in federal patents or in acts authorizing the issuance thereof.

(mbv71136ena.101)

426675
4-23-99Recording Requested by and
When Recorded Mail To:The Valley Club, Inc.
P.O. Box 252
Sun Valley, Idaho 83353

426675

BLAINE CO. REQUEST

FIRST AMERICAN TITLE

*99 APR 23 PM 2 48

QUITCLAIM DEED

FEES \$ 9.00

FOR VALUE RECEIVED, VALLEY RANCH, INC., an Idaho corporation, whose address is 121 S.W. Morrison, Suite 1221, Portland, Oregon 97204, as Grantor, has remise, released, and forever quitclaimed and does by these presents, remise, release and forever quitclaim, unto THE VALLEY CLUB, INC., an Idaho non-profit corporation, whose address is P.O. Box 252, Sun Valley, Idaho 83353, as Grantee, and to its successors and assigns, all of Grantor's right, title and interest in and to the following described water right situate in Blaine County, Idaho, and described as follows:

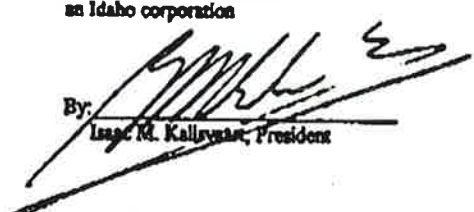
SRBA Claim No. A37-00577BU, claimed in the Snake River Basin
Adjudication, Case No. 39576, pending in the District Court in and
for the Fifth Judicial District of the State of Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, to have and to hold unto the Grantee and its successors and assigns forever.

The officers who sign this Quitclaim Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on this 12th day of April, 1999.

VALLEY RANCH, INC.,
an Idaho corporation

By: 
Isaac M. Kallivaynt, President

QUITCLAIM DEED - 1

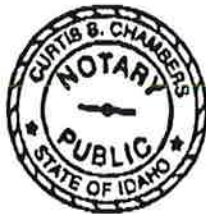
By:

David C. Hutchinson, Secretary

STATE OF IDAHO)
) : ss
County of Blaine)

On this 12th day of April, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ISAAC M. KALISVAART and ~~DAVID S. HEDGECOCK~~, known or identified to me to be the President and Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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



Justin S. Wilson
Notary Public for Idaho
Residing at: HAILEY
My Commission Expires: 5-15-2004

QUITCLAIM DEED - 2

ATTEST:

By: David C. Hutchinson
David C. Hutchinson, Secretary

STATE OF IDAHO)

County of Blaine) ss

On this 12th day of April, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared DAVID C. HUTCHINSON, known or identified to me to be the President and Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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



Curtis B. Chambers
Notary Public for Idaho
Residing at: HAILEY
My Commission Expires: 5-15-2004

QUITCLAIM DEED - 2

Recording Requested by and
When Recorded Mail To:

The Valley Club, Inc.
100 Club View Drive
Hailey, Idaho 83333

*Unrecorded
Unrecorded*

WARRANTY DEED

FOR VALUE RECEIVED, VALLEY RANCH, INC., an Idaho corporation, whose address is 121 S.W. Morrison, Suite 1221, Portland, Oregon 97204, as Grantor, hereby **GRANTS, BARGAINS, SELLS AND CONVEYS** unto **THE VALLEY CLUB, INC.,** an Idaho non-profit corporation, whose address is 100 Club View Drive, Hailey, Idaho 83333, as Grantee, and to its successors and assigns, that certain real property situate in Blaine County, Idaho, and described as follows:

Parcels B, C, D, E, F and G, as described and shown on the official Plat of The Valley Club, a Planned Unit Development, Blaine County, Idaho, recorded May 5, 1994, as Instrument No. 365515, records of Blaine County, Idaho.

TOGETHER WITH all and singular the following:

1. The tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof, and all estate, right, title and interest in and to said property, as well in law as in equity, of the said Grantor; and
2. All water rights appurtenant to the property described above, including without limitation, those water rights which are the subject of Water Rights Transfer Nos. 3742 and 3743, approved by the Idaho Department of Water Resources and which have been claimed in the Snake River Basin Adjudication, Case No. 39576, pending in the District Court in and for the Fifth Judicial District of the State of Idaho, as SRBA Claim Nos. A37-00494, A37-00495, A37-00833K, A37-02623, and A37-00577BV; and
3. All water diversion and conveyance structures, and other facilities used for the provision of water under the water rights appurtenant to the property, including, without limitation, all pumps, well, ditches, holding ponds, lakes, streams, pipes, pipelines, sprinkler systems, headgates, flumes, flowmeters and totalizers, along with the exclusive right to access said structures and facilities for purposes of operation, maintenance, cleaning and repair; and

4. All right, title and interest of Grantor in and to that certain fifty (50) foot wide golf course maintenance and use easement across all lots adjacent to the golf course as described in Note 3 to the Plat of The Valley Club P.U.D.; and

5. All right, title and interest of Grantor in and to that certain easement created by the Grant of Easement between Starweather Property Owners Association and the Valley Ranch Partners, recorded as Instrument No. 330492, records of Blaine County, Idaho.

SUBJECT TO those easements, restrictions and encumbrances enumerated in and set forth on Exhibit "A" attached hereto, which is by this reference incorporated herein and made a part hereof as if the same were set forth at length herein.

TO HAVE AND TO HOLD the said real property, with its appurtenances, unto the said Grantee and to the Grantee's successors 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 real property, that said real property is free from all encumbrances except current taxes and as above-described and set forth on Exhibit "A", attached hereto, and that the Grantor will warrant and defend the same from all lawful claims whatsoever.

The officers who sign this Warranty Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on this ____ day of _____, 1999.

VALLEY RANCH, INC.,
an Idaho corporation

By: _____
Isaac M. Kalisvaart, President

ATTEST:

By: _____
David C. Hutchinson, Secretary

STATE OF IDAHO)
 : ss
COUNTY OF BLAINE)

On this _____ day of _____, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ISAAC M. KALISVAART and DAVID C. HUTCHINSON, known or identified to me to be the President and Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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

Notary Public for Idaho

Residing at: _____

My Commission Expires: _____

i:\fred\vril\warranty.ded

EXHIBIT "A"Permissible Exceptions to Title

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12. The golf course in The Valley Club P.U.D. shall be used only for golf course or recreational purposes or open space for no less than thirty (30) years after September 2, 1994.
13. Amended and Restated Water Service and Easement Agreement, by and between Valley Club Owners Association, Inc. and the Valley Club, Inc. and Valley Ranch, Inc., in a form mutually agreed upon by the parties and to be recorded in the records of Blaine County, Idaho on or before the Turnover date.
14. All those reservations or exceptions in federal patents or in acts authorizing the issuance thereof.

(rmb/71158enc.set)

Recording Requested by and
When Recorded Mail To:

The Valley Club, Inc.
100 Club View Drive
Hailey, Idaho 83333

QUITCLAIM DEED

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SRBA Claim No. A37-00577BU, claimed in the Snake River
Basin Adjudication, Case No. 39576, pending in the District Court
in and for the Fifth Judicial District of the State of Idaho.

TOGETHER with all and singular the tenements, hereditaments and appurtenances therunto belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof, to have and to hold unto the Grantee and its successors and assigns forever.

The officers who sign this Quitclaim Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum.

IN WITNESS WHEREOF, the Grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers on this ____ day of _____, 1999.

VALLEY RANCH, INC.,
an Idaho corporation

By: _____
Isaac M. Kalisvaart, President

ATTEST:

By: _____
David C. Hutchinson, Secretary

STATE OF IDAHO)
 : ss
COUNTY OF BLAINE)

On this _____ day of _____, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ISAAC M. KALISVAART and DAVID C. HUTCHINSON, known or identified to me to be the President and Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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

Notary Public for Idaho
Residing at: _____
My Commission Expires: _____

i:\fried\vr\quitclaim.ded

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: A37-00494

Date Received: 12/13/1988

Receipt No: C003886

Received By: O/C HEB

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: VALLEY RANCH, INC 208-726-1875
Address: PO BOX 1302
SUN VALLEY ID 83353

2. Date of Priority: MAY 1, 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
03N	18E	20	SW	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE, CANAL, PUMPS, STREAMS, PONDS & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.850		
RECREATION	04/01	11/01	0.150		

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

8. Total consumptive use is 399.2 Acre Feet Per Annum.

9. Non-irrigation uses:
RECREATION, GOLF COURSE HAZARDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	20	SW	NE		IRR	11.5
			SW	NE		REC	
			SE	NE		IRR	7.0

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	18E	20	NE		SE		IRR	15.0
			NE		SE		REC	
			NW		SE		IRR	15.0
			NW		SE		REC	
			SE		SE		IRR	11.0
			Section Acres					59.5
		21	SW		SW		IRR	13.5
			Section Acres					13.5
		28	NE		NW		IRR	14.5
			NW		NW		IRR	15.0
			NW		NW		REC	
			SW		NW		IRR	14.5
			SW		NW		REC	
			SE		NW		IRR	10.0
			NE		SW		IRR	7.5
			NW		SW		IRR	11.0
			NW		SW		REC	
			SE		SW		IRR	2.0
			Section Acres					74.5
			Total Acres					147.5

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:

A37-00577BV, A37-00495, A37-00833K, A37-12271 (37-02623)

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN COMSUMPTIVE USE CALCULATION.

CHANGE OF OWNERSHIP 2/25/94 BY JG.

14. Remarks: Continued

CONFORMED ATTORNEY MAILING ADDRESS DMS

OWNERSHIP CHANGE MADE 5/15/95 BY TLB. VALLEY RANCH PART.-

FORMER OWNER, VALLEY RANCH INC-NEW OWNER. WARRANTY DEED INCLUDED

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.

Decree Plaintiff

ALTURAS WATER COMPANY, 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: _____

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 _____

MICROFILMED
NOV 22 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

MAY 26 1994

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 5/5/94

Idaho Department of Water Resources
Southern Region Office

See Attached Warranty Deed

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) A-37-00833K A37-00495 A37-12271
Assigned by IDWR: A37-00494 A37-00577BV A37-02623

☐ Name and Address of Former Owner/Claimant(s)(Seller): VALLEY RANCH PARTNERS

Post Office Box 1920

Sun Valley, Idaho 83353

☐ New Owner/Claimant (Purchaser): VALLEY RANCH, INC.

☐ New Mailing Address: Post Office Box 1302

Sun Valley, Idaho 83353

☐ New Telephone Number: (208) 726 - 1875

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) by: Valley Ranch, Inc. Date 5/24/94

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 5/15/95 By: HCB

Claim Numbers of Split, if any:

MICROFILMED

NOV 22 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



ORIGINAL

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

MAY 20 1994

Valley Ranch, Inc.

950 Bank of America Financial Center

121 S.W. Morrison Street

Portland, Oregon 97204

Attn: Isaac M. Kalisvaart

STATE OF IDAHO

COUNTY OF BLAINE

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN MY

OFFICE AT THE REQUEST OF

BLAINE COUNTY TITLE

AT 11:43

O'CLOCK P.M.

May 5

AD 1994

EX-OFFICIO RECORDER

By Mary Green

DEPUTY

FEES

105

(Space above line for Recorder's use)

WARRANTY DEED

FOR VALUE RECEIVED, THE VALLEY RANCH PARTNERS, an Idaho general partnership, whose address is P.O. Box 1302, Sun Valley, ID 83353 ("Grantor" whether one or more), hereby grants, bargains, sells and conveys unto VALLEY RANCH, INC., an Idaho corporation, whose address is 950 Bank of America Financial Center, 121 S.W. Morrison Street, Portland, Oregon 97204, attn: Isaac M. Kalisvaart ("Grantee", whether one or more), that certain real property situated in Blaine County, Idaho and described in Exhibit A attached hereto and incorporated herein by this reference;

EXCEPTING AND RESERVING THEREFROM Lots 18, 19, 36, 37, 50, 55, 78, 80, 81 and 82 as shown on the official final plat of THE VALLEY CLUB, a planned unit development (the "Plat", which has been approved by the Board of County Commissioners of Blaine County, Idaho, but has not yet been recorded), a copy of which is attached hereto as Exhibit B and incorporated herein by this reference (the "Reserved Lots"), and the legal description of which is set forth in Exhibit C attached hereto and incorporated herein by this reference,

TOGETHER WITH the following:

1. An easement for ingress to and egress from the Reserved Lots across and along all roads to be constructed within THE VALLEY CLUB, a planned unit development, as shown on the Plat to Ohio Gulch and Buttercup Roads, which easement shall continue in full force and effect until such time as the Plat is recorded, at which time it shall expire and be superceded by the dedications and easements provided in and granted by recordation of the Plat;

2. All water rights appurtenant to the property described in Exhibit A, including without limitation, those water rights which are the subject of Transfers Nos. 3742 and 3743 approved by the Idaho Department of Water Resources and which are claimed by Grantor in the Snake River Basin Adjudication as Claims Nos. A37-00494, A37-00495, A37-00577BV, A37-

WARRANTY DEED - 1

j:\valley\hgw\wmttyded

4/14/94

MICROFILMED

NOV 22 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP
JOHN A. SEILLER

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

May 24, 1994

RECEIVED

MAY 20 1994

Department of Water Resources
Southern Region Office

Allen Merritt
State of Idaho
Department of Water Resources
Southern Region
222 Shoshone Street East
Twin Falls, Idaho 83301

Re: Valley Ranch, Inc. - Notice of Change of Water Right Ownership for
Claims A37-00833K, A37-00495, A37-12271, A37-00494, A37-
00577BV and A37-02623.

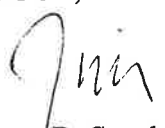
Dear Allen:

Enclosed you will find a Notice of Change of Water Right Ownership wherein Valley Ranch, Inc. has acquired from Valley Ranch Partners the above-referenced water right claims and the appurtenant property. Will you please make the Change of Ownership corrections in the Department's database and return to me printouts of the revised claims. Please call me if you have any questions concerning this request.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/vl

Enclosure

cc: Mr. David C. Hutchinson (with enclosure)

MICROFILMED
NOV 22 1996

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: **A37-00494**
Date Received: 12/13/1988
Receipt No: C003886
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: VALLEY RANCH PARTNERS 208-726-1875
Address: PO BOX 1302
SUN VALLEY ID 83353

2. Date of Priority: MAY 1, 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 of	Lot	County
03N	18E	20	SW	SW	NW		BLAINE

5. Description of diverting works:
HEADGATE, CANAL, PUMPS, STREAMS, PONDS & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.850		
RECREATION	04/01	11/01	0.150		

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

8. Total consumptive use is 399.2 Acre Feet Per Annum.

9. Non-irrigation uses:
RECREATION, GOLF COURSE HAZARDS

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	18E	20	SW	NE		IRR	11.5
			SW	NE		REC	
			SE	NE		IRR	7.0

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OCT 24 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	20	NE	SE		IRR	15.0
			NE	SE		REC	
			NW	SE		IRR	15.0
			NW	SE		REC	
			SE	SE		IRR	11.0
						Section Acres	59.5
		21	SW	SW		IRR	13.5
						Section Acres	13.5
		28	NE	NW		IRR	14.5
			NW	NW		IRR	15.0
			NW	NW		REC	
			SW	NW		IRR	14.5
			SW	NW		REC	
			SE	NW		IRR	10.0
			NE	SW		IRR	7.5
			NW	SW		IRR	11.0
			NW	SW		REC	
			SE	SW		IRR	2.0
						Section Acres	74.5
						Total Acres	147.5

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:

A37-00577BV, A37-00495, A37-00833K, A37-12271 (37-02623)

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN COMSUMPTIVE USE CALCULATION.

CHANGE OF OWNERSHIP 2/25/94 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S. C. FROST, ET. AL.
Decree Plaintiff

ALTURAS WATER COMPANY, 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: _____

For Organizations:

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

Signature of Authorized Agent

Title and Organization

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 _____

17. Notice of Appearance:

Notice is hereby given that I, _____ will be
_____ Print Name
acting as attorney at law on behalf of the claimant signing above, and that
all notices required by law to be mailed by the director to the claimant
signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VALLEY RANCH PARTNERS PO BOX 1302 SUN VALLEY ID 83353 (208) 726-1875	05/01/1886	IRRIGATION RECREATION	04-01 11-01 04-01 11-01	1.85 CFS 0.15 CFS	
TOTAL DIVERSION:					2.00 CFS	
CONSUMPTIVE USE:						399.20 AFA

Water Source: BIG WOOD RIVER

Tributary to: MALAD RIVER

Stage: DECREED

Point(s) of Diversion: T03N R18E S20 SWSWNW

BLAINE County

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	SUM
03N	18E	20			11										15	15		07	59.5
03N	18E	20																11	
03N	18E	21											13						13.5
03N	18E	28					14	15	14	10		11		02					74.5
03N	18E	28					07												
TOTAL ACRES																			147.5

Place of use Legal Description for: RECREATION

			NE				NW				SW				SE				
T	R	S	NENE Lt Ac	NWNE Lt Ac	SWNE Lt Ac	SENE Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	
03N	18E	20				R										R	R		
03N	18E	28						R	R			R							

POU County: BLAINE

Non-Irrigation Uses: RECREATION, GOLF COURSE HAZARDS

Other Rights: A37-00577BV, A37-00495, A37-00833K, A37-02623

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number: 37	Field Inspection Flag: Presumption Flag: D

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OCT 24 1994

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

RECEIVED

CIVIL CASE NUMBER: 39356

DEC 9 1993

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

Ident Number AS7-00494 Resources
Date Received Southern Region Office
Receipt Number _____

AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): The Valley Ranch Partners
Phone: 1-208-726-1875
Mailing Address: P.O. Box 1302
Sun Valley, ID 83353

2. Date of Priority: May 1, 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>¼</u>	<u>¼</u>	<u>¼</u>	<u>Lot</u>	<u>County</u>
3N	18E	20	SW	SW	NW		Blaine

Additional points of diversion if any:

5. Description of existing diversion works: Hiawatha Headgate, Hiawatha Canal, pump in Canal to gravity flow system of streams and ponds, pumped from ponds into a pressurized underground sprinkler irrigation system.

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OCT 24 1994

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.85 cfs
Recreatio	April 1	November 1	0.15 cfs

7. Total Quantity Claimed: 2.0 cfs

8. Total consumptive use claimed is 399.25 acre feet per annum.

9. Non-irrigation uses: Recreation use as golf course hazards.

10. Place of use:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	20			R 11.5	7.0									R 15.0	R 15.0		11.0	59.5
3N	18E	21											R 13.5						13.5
3N	18E	28					14.5	R 15.0	R 14.5	10.0	7.5	R 11.0		2.0					74.5
TOTALS																			147.5

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above?
A37-00577BV, A37-00495, A37-00833K, (A37-02683)

A37-02623

14. Remarks: Claimant acquired land and water rights in 1990 and has received all necessary governmental approvals to develop an 18 hole championship golf course as a part of a planned unit development for 99 single family residential lots. Transfer 3742 approved the change of the claimed water right and the other Big Wood River rights described in paragraph 13, above, from irrigation to the uses, point of diversion and places of use described above. Surface area of ponds is 12.2 acres and is included in consumptive use calculation.

Last Name: Valley Ranch Partners

Ident No. A37-00494

MICROFILMED
OCT 24 1994

15. Basis of Claim: Decree

IDWR Water Right Number: 37-00494

Court: Lincoln County District Court

Case Number:

Decree Date: December 13, 1909

Plaintiff v. Defendant: S.C. Frost v. Alturus Water Company

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 -

[For Organizations] We do solemnly swear or affirm that we are general partners of The Valley Ranch Partners, an Idaho general partnership, that we have signed the foregoing document in the space below as general partners of The Valley Ranch Partners and that the statements contained in the foregoing document are true and correct.

THE VALLEY RANCH PARTNERS

Date: 12/10/93

By David C. Hutchinson,
a general partner

Date: 12/10/93

By Duffy Witmer,
a general partner

State of Idaho)
County of Blaine) ss.

Subscribed and sworn before me this 10th day of Dec, 1993.

Notary Public J. P. Spool
Residing at East Fork, ID
Commission Expires 1/25/97

Last Name: Valley Ranch Partners

Ident No. A37-00494

MICROFILMED
OCT 24 1994

17. Notice of Appearance:

Notice is hereby given that I, James P. Speck, will be acting as attorney at law of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to the address listed below.

Signature: _____

J. P. Speck
James P. Speck
Hogue, Speck & Aanestad
P.O. Box 987
Ketchum, ID 83340

Date: 12/10, 1993.

Last Name: Valley Ranch Partners

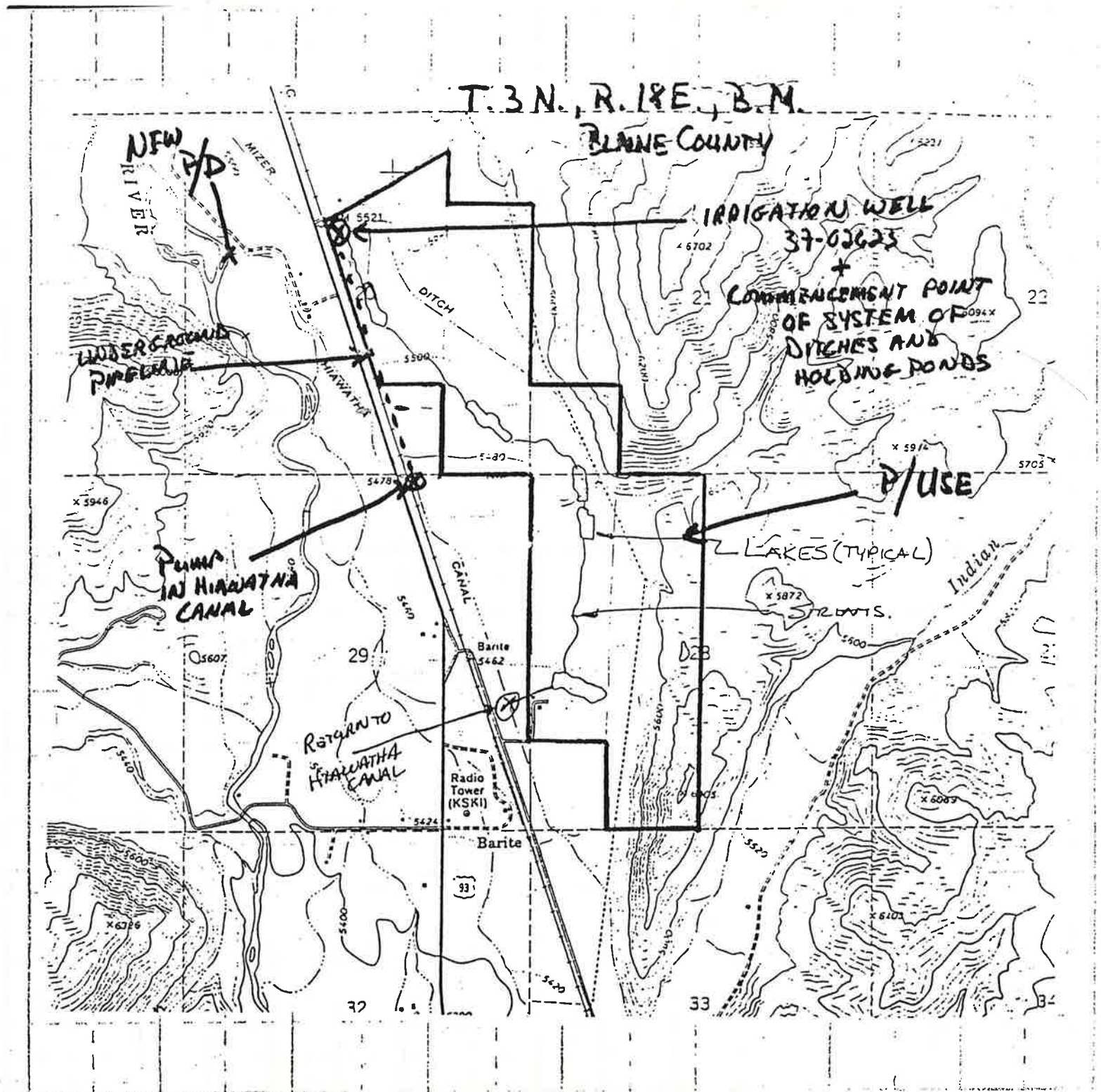
Ident No. A37-00494

MICROFILMED
OCT 24 1994

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

POOR ORIG



Last Name Valley Ranch Partners Ident No. A 37-00494

MICROFILMED
OCT 24 1994
Copies: White-State, Yellow-Glennant

Form 42-1409(7)



**NEW PROPERTY OWNER
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type
(see instructions on back of page)

DATE OF CLOSING: January 20, 1990

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ SEE WARRANTY DEED ATTACHED
☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s) _____
Assigned by IDWR: A 37-005 77BU A 37-005 77BV (A 37-12271) A 37-00494 A 37-00495

☐ Name and Address of Former Owner/Claimant(s)(Seller): Buckhorn Investment Co.
Post Office Box 9061 Santa Monica Blvd.
Los Angeles, CA 90069

☐ New Owner/Claimant (Purchaser): Valley Ranch Partners

☐ New Mailing Address: Post Office Box 1302
Sun Valley, Idaho 83353

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? X yes no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
Entire amount is transferred

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s) Dan R. ITC, General Partner Date 12/15/93

☐ Signature of Former Owner/Claimant(s) Duff Wither, General Partner Date 12/10/93

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 3/1/94 By: SC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

**MICROFILMED
OCT 24 1994**

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
J. STEPHEN CRABTREE
TRACY DUNLAP
JOHN A. SEILLER

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340
(208) 726-4421
FAX (208) 726-0752

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3567
FAX (208) 788-4230

December 20, 1993

Mr. Allen Merritt
State of Idaho
Department of Water Resources
Southern Region
222 Shoshone Street
Twin Falls, Idaho 83301

RECEIVED

DEC 21 1993

Department of Water Resources
Southern Region Office

Re: Valley Ranch Partners Notice of Change of Water
Right Ownership and Amended Notices of Claims
for Claims A37-00494, A37-00577BV, A37-00495,
A37-00833K, A37-12271, A37-02623

Dear Allen:

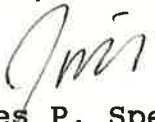
Enclosed you will find Notices of Change of Ownership
and Amended Notice of Claims for the following claims in the
Snake River Basin Adjudication:

A37-00494
A37-00577BV
A37-00495
A37-00833K
A37-12271

Once you have changed the records in the Department's
computer database, please send me conformed copies. If you have
any questions concerning the amendments, please call me. Thank
you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jl
enclosures

MICROFILMED
OCT 24 1994

Claimant Acknowledgement of Change in Attorney
in Snake River Basin Adjudication (SRBA)

Name(s) of Claimant (please print):

Valley Ranch Partners

I/we acknowledge (check one):

☐ The attorney formerly representing me has withdrawn and I/we will be representing myself/ourselves.

☒ I/we are now represented by the attorney at the address below.

James Speck, Esq.

HOGUE, SPECK & AANESTAD, P.A.

Post Office Box 987

Ketchum, Idaho 83340

Attorney's Phone (208) 726-4421

The SRBA water right claim notice(s) affected by this change are listed below or on the attached sheet(s).

A 37-00577BU A 37-00577BV A 37-⁰¹⁶¹³42271

A 37-00494 A 37-00495 _____

For Individuals:

Authorized signature(s) Date _____

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

_____ of _____.

Title

Organization

Signature of Authorized Agent _____

Title _____ Date _____

Organization _____

IDWR Use:

Date Received 12/21/93

Data Entry 54 3/1/94

Revised Date 4-03-92

RECEIVED

DEC 21 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 24 1994

WARRANTY DEED

For Value Received

Buckhorn Investment Company, a California general partnership

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

Wood River Country Club Partners, an Idaho General Partnership
whose address is: P. O. Box 1920, Sun Valley, ID 83353

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

TOWNSHIP 3 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

Section 20: A parcel of land within the SE1/4 NW1/4, more particularly described as follows:

COMMENCING at a stone marking the Southeast Corner of said Section 20; thence N. 38° 30' W., 4646.00 feet to a 1/2" rebar and said rebar being the TRUE POINT OF BEGINNING; thence S. 14° 40' W., 49.30 feet to a 1/2" rebar; thence N. 19° 28' W., 18.10 feet to a 1/2" rebar; thence S. 64° 13' W., 17.90 feet to a 1/2" rebar; thence N. 17° 55' W., 54.40 feet to a 1/2" rebar; thence S. 75° 24' E., 53.00 feet to a 1/2" rebar, said rebar being the TRUE POINT OF BEGINNING.

Section 21: SW1/4 SW1/4.

Section 28: NW1/4, NW1/4 SW1/4, and E1/2 SW1/4.

BLAINE CO. REQUEST
FIRST AMERICAN TITLE CO.
30 JUN 15 PM 2 16
MARY GREEN, CLERK
FEES \$ 3.00

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: January 11, 1990

Buckhorn Investment Company, a California general partnership

By: Barry Snook, General Partner

TO AND C
(Partnership)

STATE OF CALIFORNIA

COUNTY OF Los Angeles } ss.

On JANUARY 11 1990

before me, the undersigned, a Notary Public in and for said State, personally appeared Barry Snook

to be ONE of the partners of the partnership that executed the within instrument and acknowledged to me that such partnership executed the same.

WITNESS my hand and official seal.

Signature: Katherine D. Munro
Name (Typed or Printed): KATHERINE D. MUNRO



RECEIVED

DEC 1993

Department of Water Resources
Southern Region Office

MICROFILMED
OCT 24 1994

POOR ORIGINAL

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: A37-00494

Date Received: 10/27/1988 *lat*

Receipt No: C003886

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BUCKHORN INVESTMENT CO. 213-272-2143
Address: 9061 SANTA MONICA BLVD.
LOS ANGELES, CA 90069

2. Date of Priority: MAY 01, 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
03N	18E	18	SE	NE	NE		BLAINE

5. Description of diverting works:
MIZER #20 HEADGATE, 4' WIDE, CONCRETE, ADDED FLOODGATE 1986

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	21	SW	SW		IRR	20.0
						Section Acres	20.0
		28	NE	NW		IRR	15.0

A37-00494

Page 1

Date: 01/03/89

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	18E	28	NW		NW		IRR	35.0
			SW		NW		IRR	40.0
			SE		NW		IRR	20.0
			NE		SW		IRR	10.0
			NW		SW		IRR	40.0
Section Acres								160.0
Total Acres								180.0

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:

A37-00577BU, A37-00577BV, A37-00495, A37-12271

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

vs

ALTURAS WATER COMPANY, ET. AL.

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: _____

For Organizations:

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

Signature of Authorized Agent

Title and Organization

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: A37-00494
Date Received: 10/27/1988
Receipt No: C 003886
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BUCKHORN INVESTMENT CO. 213-272-2143
Address: 9061 SANTA MONICA BLVD.
LOS ANGELES, CA 90069

2. Date of Priority: MAY 01, 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
03N	18E	18	SE	NE	NE		BLAINE

5. Description of diverting works:
MIZER #20 HEADGATE, 4' WIDE, CONCRETE, ADDED FLOODGATE 1986

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 450.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	18E	21	SW	SW		IRR	20.0
						Section Acres	20.0
		28	NE	NW		IRR	15.0

A37-00494 Page 1 Date: 12/13/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
03N	18E	28	NW	NW		IRR	35.0
			SW	NW		IRR	40.0
			SE	NW		IRR	20.0
			NE	SW		IRR	10.0
			NW	SW		IRR	40.0
					Section Acres		160.0
					Total Acres		180.0

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:

A37-00577BU, A37-00577BV, A37-00495, A37-12271

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

S. C. FROST, ET. AL.

Decree Plaintiff

VS

ALTURAS WATER COMPANY, ET. AL.

Decree Defendant

12/13/88
MICROFILMED
FEB 23 1993

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 Organizations:

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

Signature of Authorized Agent

Title and Organization

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 _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

December 13, 1988

Buckhorn Investment Co.
9061 Santa Monica Blvd.
Los Angeles, CA 90069

RE: Notice of Claim to a Water Right, A37-00494
Notice of Claim to a Water Right, A37-00495

Dear Sirs:

Enclosed please find the above referenced forms. They are being returned for completion of a critical portion of Item 4.

Please complete the "Section" blank. These forms can not be processed until this is complete.

If these forms are returned within 30 days of this letter, a late fee will not be assessed. Please return them ATTN: H. Harrington. Please feel free to contact this office if you have any questions or need assistance.

Sincerely,

Donald V. Shaff
Adjudication Section Supervisor

DVS:hh

MICROFILMED
FEB 23 1993

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

A37-00494

Date Received

10-27-88

Receipt Number

0003886

DEC 29 1988

NOTICE OF CLAIM
Department of Water Resources

TO A

WATER RIGHT

Department of Water Resources

ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Buckhorn Investment Co. Phone (213) 272-2143

Mailing Address 9061 Santa Monica Blvd., LA, Calif. Zip 90069

2. Date of Priority (Only one (1) per claim) 5-1-86

3. Source of water supply (a) Big Wood River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 3 No. Range 18 E Section 18,
SE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, B.M., County of BLAINE

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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.

Mizer Headgate #20 - 4 Ft. Wide, Concrete - Added Floodgate Installed 1986,
Flows Into Mizer Ditch.

MICROFILMED
FEB 23 1993
COPY

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 2.00 or 450

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 2.00 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 450 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N.A.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
3N	18E	21											20						20
3N	18E	28					15	35	40	20	10	40							160

Total number of acres irrigated 180

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 X 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.
SEE ATTACHED SHEET or None ()

14. Remarks: HIAWATHA HEADGATE / FLOWS INTO HIAWATHA CANAL
180 FT DEEP WELL 9/3/59

COPY

MICROFILMED
FEB 23 1993

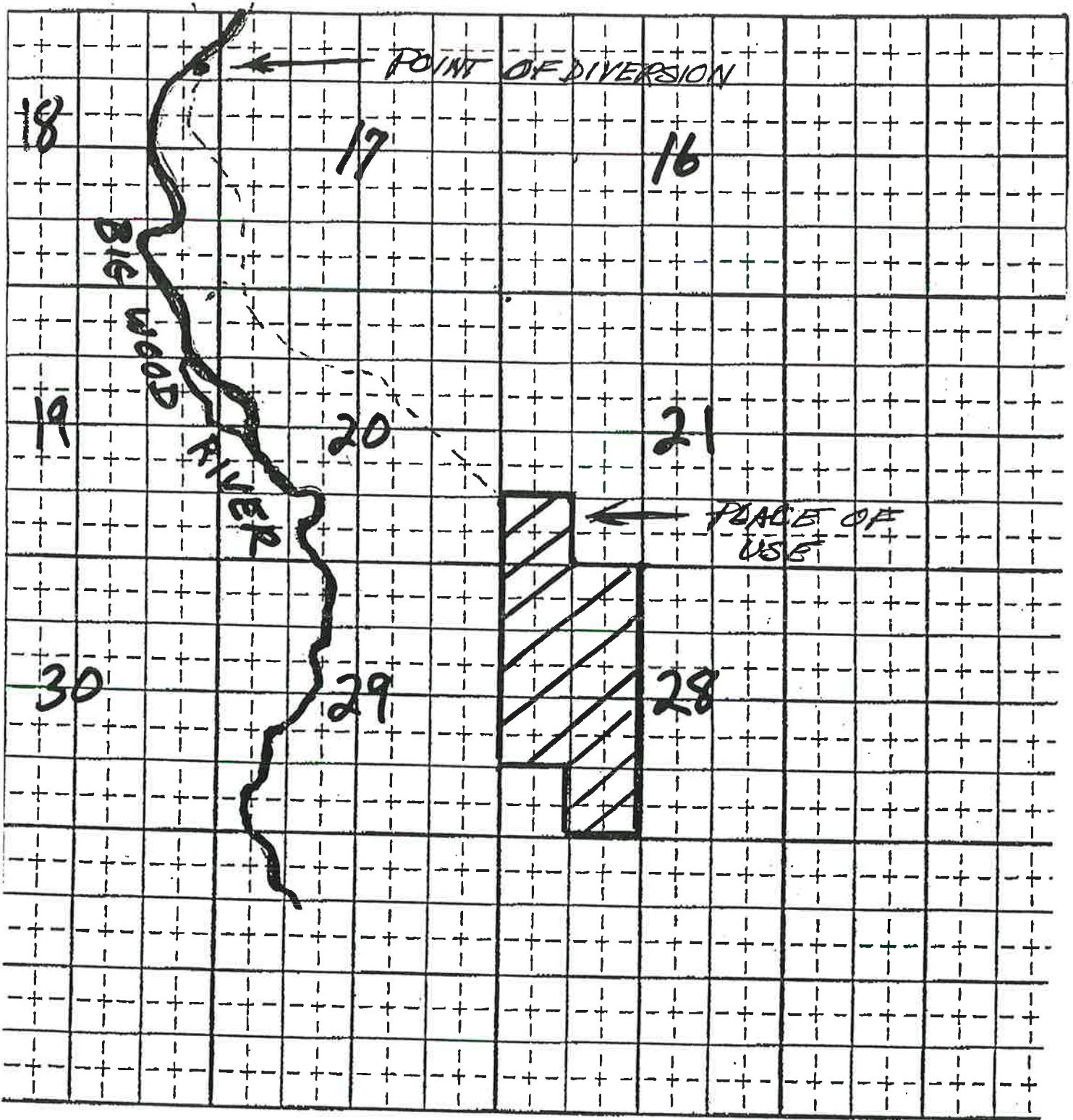
Last Name Buckhorn Investment Co. Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township and range number.

Scale: 2 Inches equals 1 mile

TOWNSHIP 3 N
RANGE 18 E



Project Name BUCKHORN Ident No. _____
INVESTMENT CO.

COPY MICROFILMED
FEB 2 1955
Copies: White-State, Yellow-Claimant

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

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) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____ a Partner _____

of _____ BUCKHORN INVESTMENT CO. _____ Title _____

Organization _____, that I have signed the foregoing

document in the space below as _____ Partner _____ of _____ Buckhorn Investment Co. _____

Title _____ Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Partner _____ BUCKHORN INVESTMENT CO. _____ Date 10/24/88

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

Subscribed and sworn (or affirmed) before me this _____ day of _____ 19 _____

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

COPY
MICROFILMED
FEB 23 1993

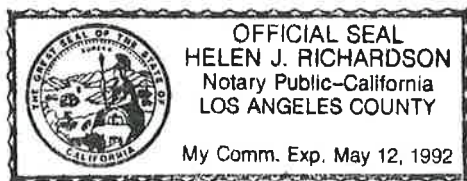
Last Name Buckhorn Investment Co. Ident. Number _____

Copies White-State, Yellow-Claimant

STATE OF CALIFORNIA)
)
COUNTY OF LOS ANGELES) ss.

On this 24th day of October, in the year 1988,
before me, the undersigned, a Notary Public in and for
said State, personally appeared Jerry Monkash
personally known to me (or proved to me on the basis of
satisfactory evidence) to be the person that executed this
instrument, on behalf of the partnership and acknowledged
to me that the partnership executed the same.

WITNESS my hand and official seal.



Helen J Richardson
Notary Public in and for said
County and State

MICROFILMED
FEB 23 1993

CCPY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

WATER RIGHT NUMBER: 37-494 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	VALLEY RANCH INC PO BOX 1302 SUN VALLEY, ID 83353 (208)726-1875
Current Owner	THE VALLEY CLUB INC PO BOX 252 SUN VALLEY, ID 83353 (208)788-0997
Original Owner	BUCKHORN INVESTMENT CO 9061 SANTA MONICA BLVD LOS ANGELES, CA 90069 (213)272-2143

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	04/15 to 10/31	0.150 CFS	
IRRIGATION	04/15 to 10/31	1.850 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	NE1/4SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	20			X										X	X			X
03N	18E	21											X						
03N	18E	28					X	X			X								

IRRIGATION

07/10/2007

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 18E 20		6.2	16.0	6.6				2.6					12.0	14.0		6.6	64.0
03N 18E 21										.2	13.0						13.2
03N 18E 28					8.2	16.0	13.0	10.0	8.6	8.7		2.1					66.6

Total Acres: 143.8

Conditions of Approval:

1. C18 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.
2. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.
3. E52 The rights listed below are limited to a total combined diversion rate of 7.24 cfs. Combined Right Nos.: 37-494, 37-495, 37-577BV, and 37-833K
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
5. The rights listed below shall provide no more than 3.0 acre feet per acre for the lands above. Combined Right Nos.: 37-494, 37-495, 37-577BV, 37-833K, and 37-2623.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
7. E56 The rights listed below are limited to the irrigation of a combined total of 143.8 acres in a single irrigation season. Combined Right Nos.: 37-494, 37-495, 37-577BU, 37-577BV, and 37-2623

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-494 V1

Comments:

1. GIVENS 3/1/1994 COPIED FROM REMARKS

Comment: CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN COMSUMPTIVE USE CALCULATION.
***** CHANGE OF OWNERSHIP 2/25/94 BY JG.

2. DSMITH 3/31/1995 DATA ENTRY

Comment: CONFORMED ATTORNEY MAILING ADDRESS DMS

3. awarntje 12/2/2006 Contact

Comment: OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

4. csaxton 1/19/2007 Delivery Records

Comment: Water master delivery records show delivery of this right to Wood Valley Country Club which was the predecessor to The Valley Club Inc.

5. csaxton 1/19/2007 TR 3742

Comment: Recommended per TR 3742

6. csaxton 1/19/2007 SOU

Comment: Season of use not specifically addressed in TR 3742 so recommended as IDWR standard for the area.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number: 37

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Water Supply Bank:



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED

JAN 23 2007

DEPARTMENT OF
WATER RESOURCES

January 23, 2007

Craig Saxton
Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83702
Boise, ID 83702-0098

Re: The Valley Club Inc Amended Preliminary Recommendations

Dear Mr. Saxton:

I am writing you in regards to the Valley Club Inc preliminary recommendations 37-494, 37-495, 37-577BU, 37-577BV, 37-833K, and 37-2623. After reviewing your amended recommendations, I want to thank you for your prompt help. It seems you have cleared up the conflict between 37-577T and 37-577V, and after reviewing your recommendations, we see no need to submit changes. A change of ownership will need to be made in the Water Master's Decree Book and they will need to be conveyed to the Water Master himself. Thank you again for your prompt help on this matter and feel free to give our office a call should you have comments or questions.

Sincerely,

Charles E. Brockway, P.E. PhD

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

cc: Doug Rhymes

SCANNED
JAN 30 2007

Saxton, Craig

From: Saxton, Craig
Sent: Monday, January 22, 2007 11:28 AM
To: 'charles.e.brockway@brockwayeng.com'; 'charles.g.brockway@brockwayeng.com'
Cc: Merritt, Allen
Subject: Valley Club

Hello Mr. Brockway,

Due to Dave Tuthills appointment to acting Director, I am handling his recommendations for Basin 37. I was forwarded this message and received it Monday morning. I called but was told you were in a meeting this morning. I though I would drop you an e-mail and hopefully save you some time.

I completed the amended recommendations for 37-577BU and 37-577BV as well as 37-494, 37-495, 37-833K, 37-2623 on Friday. I do not know if you had a chance to review those recommendations before you called and left a message for Dave T. Anyway, I think I have some new information for you regarding the recommendations.

First of all, Allen Merritt at Southern Region (IDWR) forwarded me a shape file for the Valley Club POU. I used that shape file and recommended 143.8 acre POU as requested for SRBA recommendations 37-494, 37-495, 67-577BV, 67-833K and 37-2623. The acreage distribution might be a little different due to rounding but it is the shape you provided. In addition, I updated the limiting conditions for recommendations 37-494, 37-495, 67-577BV, 67-833K and 37-2623 per TR 3742.

My research indicated that SRBA 37-577BV represents Water rights 67-577V & T as described by transfer 3742. I think, at least for me, the confusion with this is that I assumed that water rights 67-577V & T were represented by SRBA #'s 37-577BU and BV. However, I do not think that 37-577BU is any part of 67-577V or T.

My research indicates that 37-577BU is a totally separate 1.2 cfs split of 67-577 that wasn't included in TR 3742 because it was already diverted from the Hiawatha Diversion. It is mentioned in the addendum to TR 3742 and is also shown delivered in the water master records. Because 67-577BU was determined to not be part of TR 3742 it didn't require some of the limiting conditions that the water rights included in TR 3742 required. In addition, the POU was not claimed as part of the PPU described in TR 3742. I recommended the POU for this right only in the QQ's it was claimed in. However, it would seem to me that since it is diverted from the same POD as the other water rights it is probably used on the same POU. If 37-577BU was amended to include the 143.8 acres recommended under the TR 3742 rights, I do not, at this time, see a reason why I could not recommend 143.8 acres POU for 37-577BU.

I know this is a lot of information to go over. Give me a call if you have questions or concerns.

Respectfully submitted,

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

PS: I apologize but I did not know if this correspondence should go to Charles E. or Charles G.

2/1/2007



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

RECEIVED
JAN 03 2007
DEPARTMENT OF
WATER RESOURCES

December 27, 2006

Dave Tuthill
Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, Idaho 83720-0098

Re: Notice of Error-Water Rights Valley Club Inc.
37-2623, 37-494, 37-657B, 37-495, 37-833K, 37- 0577BU, 37-057BV

Dear Dave:

Enclosed are Notices of Error for the water rights which have been preliminarily recommended for The Valley Club Inc. The following table summarizes the items in the notices of error. Note that no preliminary recommendations are yet available for water rights 37-0577BV and 37-057BU.

Water Right No.	Disagreement	Reason
37-2623	Recommended Acreage 120.7 ac. recommended, should be 143.8 ac.	IDWR .shp file is incorrect See attached table and Brockway Engr .shp file
	Limitation condition on rate of diversion and volume is incorrect	37-0577T and 37-0577V should be 37-0577BV and 37-0577BU
37-494	Recommended Acreage 120.7 ac. recommended, should be 143.8 ac.	IDWR .shp file is incorrect See attached table and Brockway Engr .shp file
	Recreation use should indicate that 0.15 cfs is for pond consumptive use	
37-495	Recommended Acreage 120.7 ac. recommended, should be 143.8 ac.	IDWR .shp file is incorrect See attached table and Brockway Engr .shp file
	Limitation condition on rate of diversion and volume is incorrect	37-0577T and 37-0577V should be 37-0577BV and 37-0577BU

CHARLES E.
BROCKWAY,
PH.D., P.E.

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TWIN FALLS,
IDAHO 83301

208•736•8543

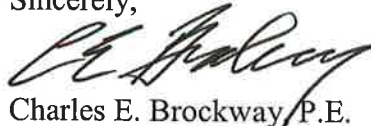
FAX: 736•8506

SCANNED

JAN 04 2007

	Diversion location is incorrect Location of Hiawatha Diversion should be SESWNW Sec 20 T3N R18E	
37-833K	Recommended Acreage 120.7 ac. recommended, should be 143.8 ac.	IDWR .shp file is incorrect See attached table and Brockway Engr .shp file
	Limitation condition on rate of diversion and volume is incorrect	37-0577T and 37-0577V should be 37-0577BV and 37-0577BU
	Recommendation should state that water right is part of the "Rockwell Bypass Right" and is always in priority as long as the Rockwell Bypass is flowing 17.36 cfs.	
	Diversion location is incorrect Location of Hiawatha Diversion should be SESWNW Sec 20 T3N R18E	Hiawatha Canal diversion is in the SESWNW Sec 20 T3N R18E
37-0577BU	No recommendation as of 12/28/06	
37-0577BV	No recommendation as of 12/28/06	
37-657B	Check PLS description for Hiawatha Canal diversion	West 9 golf Trans #71721

Sincerely,



Charles E. Brockway P.E.

Enclosures: Notices of Error
 .shp file for Valley Club Inc.
 Place of use spreadsheet

Cc: Valley Club Inc. Barry Beavers

SCANNED

JAN 04 2007

Brockway Engineering, PLLC	
2006 Irrigation Calculations-Golf Course Areas	
ALR - Dec. 27, 2006	

SCANNED
JAN 04 2007



BROCKWAY ENGINEERING, PLLC.
ALR - Dec. 29, 2006

Sum = 144.6 acres
Claim = 143.8 acres
Pre. Rec.= 120.7 acres

VALLEY CLUB II
2006 Irrigation calculation
NAIP 2006 Aerial photo

Legend

- Golf Irrigation 2006
- Section_Lines
- t03n18e

SCANNED

JAN 04 2007

12/18/2006
RECEIVED
JAN 03 2007
DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 01/05/2007

Water right number: ~~32-0623~~ 32-833X

THE VALLEY CLUB INC

PO BOX 252

SUN VALLEY ID 83353

Telephone Number: (208)788-0997

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Limitation on rate and volume of diversion
Condition - Rockford bypass, location of diversion*

2. Describe the changes you wish to make in the proposed recommendation:

*Combined volume should be 3.5 cfs
Water rights 32-0577T and 32-0577V should be
32-0577BV and 35-0527BU*

3. Give a brief explanation as to why you disagree with these portions:

*Diversion location for Hiawatha Canal is SE SW NW
Sec 20
Other provisions should include a statement
that this right is a 'Rockwell Bypass' right and
is always in priority as long as the Rockwell Bypass.
can convey 17.36 cfs*

I AGREE with this proposed recommendation: no changes need to be made.

DATE: 12/29/06

SIGNATURE:

Charles E. Brockway

Please print your name:

Charles E. Brockway

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

JAN 04 2007

01/19/2007

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

RIGHT NUMBER: 37-494

NAME AND ADDRESS: THE VALLEY CLUB INC
PO BOX 252
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 2.000 CFS

The rights listed below are limited to a total combined diversion rate of 7.24 cfs. Combined Right Nos.: 37-494, 37-495, 37-577BV, and 37-833K

The rights listed below shall provide no more than 3.0 acre feet per acre for the lands above. Combined Right Nos.: 37-494, 37-495, 37-577BV, 37-833K, and 37-2623.

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T03N R18E S20 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	04/15 10/31	0.150 CFS
IRRIGATION	04/15 10/31	1.850 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T03N R18E S20	NWNE	6.20	T03N R18E S20	SWNE	16.00
T03N R18E S20	SENE	6.60	T03N R18E S20	SENW	2.60
T03N R18E S20	NESE	12.00	T03N R18E S20	NWSE	14.00
T03N R18E S20	SESE	6.60	T03N R18E S21	NWSW	0.20
T03N R18E S21	SWSW	13.00	T03N R18E S28	NENW	8.20
T03N R18E S28	NWNW	16.00	T03N R18E S28	SWNW	13.00
T03N R18E S28	SENW	10.00	T03N R18E S28	NESW	8.60
T03N R18E S28	NWSW	8.70	T03N R18E S28	SESW	2.10

RECREATION in BLAINE County

T03N R18E S20	SWNE	T03N R18E S20	NESE
T03N R18E S20	NWSE	T03N R18E S20	SESE
T03N R18E S21	SWSW	T03N R18E S28	NWNW
T03N R18E S28	SWNW	T03N R18E S28	NWSW

143.8 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 143.8 acres in a single irrigation season. Combined Right Nos.: 37-494, 37-495, 37-577BV, 37-577BU, and 37-2623

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 - Decreed

01/19/2007

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

Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



Idaho Department of Water Resources

SRBA Recommendation:

37-494

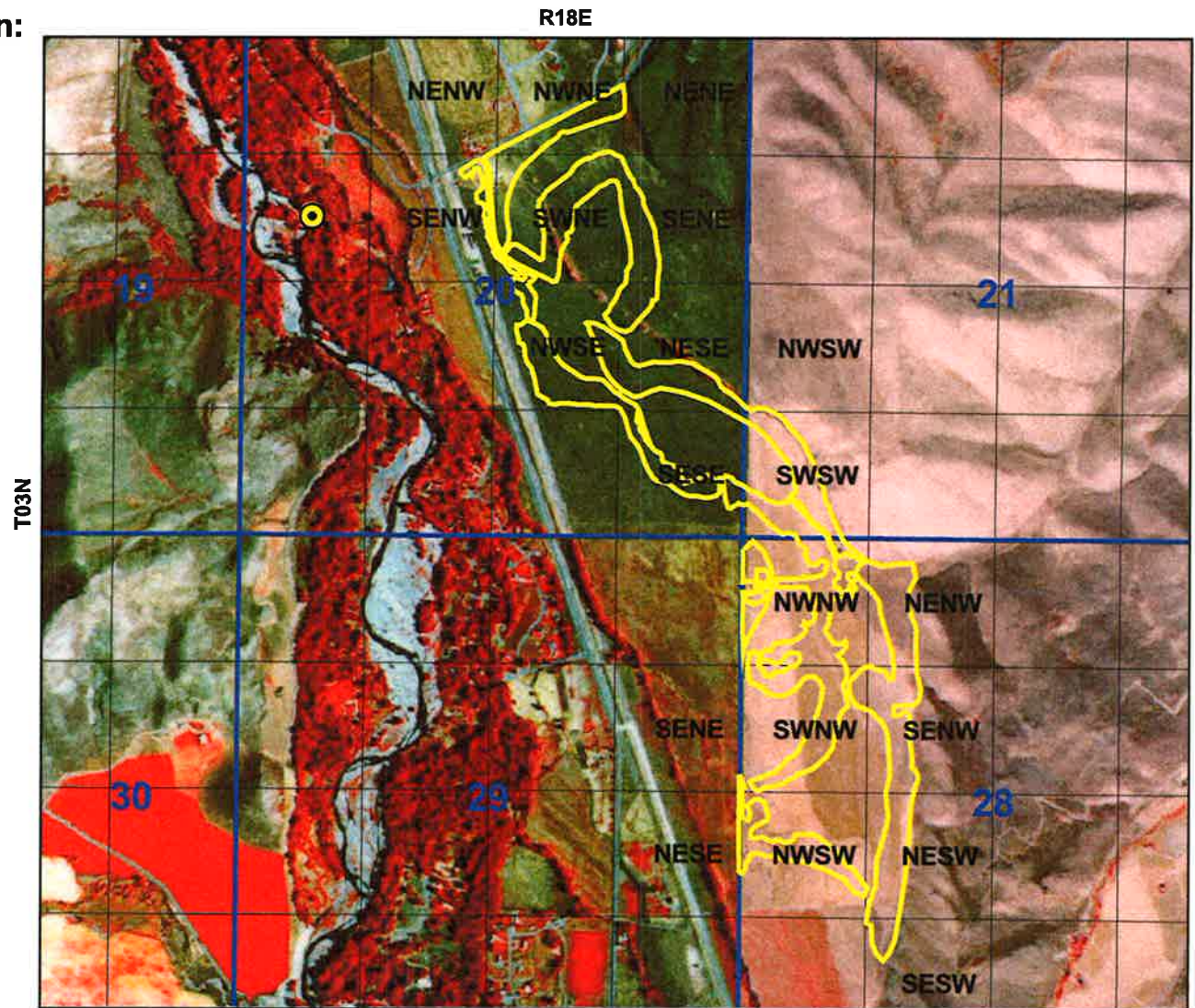
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



0 0.8 1.6 Miles

Prepared by C. Saxton
On Friday, January 19, 2007
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

WATER RIGHT NUMBER: 37-494 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	VALLEY RANCH INC PO BOX 1302 SUN VALLEY, ID 83353 (208)726-1875
Current Owner	THE VALLEY CLUB INC PO BOX 252 SUN VALLEY, ID 83353 (208)788-0997
Original Owner	BUCKHORN INVESTMENT CO 9061 SANTA MONICA BLVD LOS ANGELES, CA 90069 (213)272-2143

Priority Date: 05/01/1886

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	04/15 to 11/15	0.150 CFS	
IRRIGATION	04/15 to 11/15	1.850 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	NE1/4SW1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	20			X										X	X		X	
03N	18E	21										X							
03N	18E	28					X	X			X								

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	20		6.2	16.0	6.6				2.6					12.0	14.0		6.6	64.0
03N	18E	21										.2	13.0						13.2
03N	18E	28					8.2	16.0	13.0	10.0	8.6	8.7		2.1					66.6

Total Acres: 143.8

Conditions of Approval:

1. C18 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.
2. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.
3. E52 The rights listed below are limited to a total combined diversion rate of 7.24 cfs. Combined Right Nos.: 37-494, 37-495, 37-577BU, 37-577BV, and 37-833K
4. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
5. The rights listed below shall provide no more than 3.0 acre feet per acre for the lands above. Combined Right Nos.: 37-494, 37-495, 37-577BU, 37-577BV, and 37-2623.
6. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Remarks:Comments:

1. GIVENS 3/1/1994 COPIED FROM REMARKS

Comment: CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN COMSUMPTIVE USE CALCULATION.

***** CHANGE OF OWNERSHIP 2/25/94 BY JG.

2. DSMITH 3/31/1995 DATA ENTRY

Comment: CONFORMED ATTORNEY MAILING ADDRESS DMS

3. awamtje 12/2/2006 Contact

Comment: OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

4. csaxton 1/19/2007 Delivery Records

Comment: Water master delivery records show delivery of this right to Wood Valley Country Club which was the predecessor to The Valley Club Inc.

5. csaxton 1/19/2007 TR 3742

Comment: Recommended per TR 3742

6. csaxton 1/19/2007 SOU

Comment: Season of use not specifically addressed in TR 3742 so recommended as IDWR standard for the area.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector:
 Water District Number: 37
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/2/2006 11:02:12 AM	awarntje			Active
Priority Date	12/2/2006 11:02:39 AM	awarntje			Active
POD	12/2/2006 11:08:13 AM	awarntje			Active
Source	12/2/2006 11:08:31 AM	awarntje			Active
POU	12/2/2006 12:58:46 PM	awarntje			Active
Use	12/2/2006 12:59:11 PM	awarntje			Active
Season	12/2/2006 1:03:50 PM	awarntje			Active
Quantity	12/2/2006 1:04:15 PM	awarntje			Active
Summary			12/02/2006	awarntje	Active
Summary			01/19/2007	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	1/11/2007 2:49:18 PM	ameritt	Updated shape
POU	1/19/2007 12:47:02 PM	csaxton	Updated PLS for Active POU
POU	1/19/2007 12:47:53 PM	csaxton	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

Summary	1/19/2007 12:53:03 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/19/2007 12:46:44 PM	csaxton	Updated shape for Active POU
General	12/2/2006 11:02:39 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	12/2/2006 11:08:14 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	12/2/2006 11:08:31 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Contacts	12/2/2006 11:02:12 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
POU	12/2/2006 12:44:45 PM	awarntje	Updated shape for Active POU
POU	12/2/2006 12:58:10 PM	awarntje	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

POU	12/2/2006 12:58:46 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (Yes) 14. Is a POU remark and/or condition required?
Season	12/2/2006 1:03:51 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
POU	12/2/2006 12:57:38 PM	awarntje	Updated shape for Active POU
Use	12/2/2006 12:59:12 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Quantity	12/2/2006 1:04:16 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-494 V1

Summary	12/2/2006 1:05:15 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

RECEIVED
FEB 03 1994

Department of Water Resources
Southern Region Office

Water Right No. 37-00494

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

**APPLICATION FOR EXTENSION OF TIME TO AVOID
FORFEITURE OF A WATER RIGHT**

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$50.00.

1. Name of water right holder: The Valley Ranch Partner fka Wood River Country Club Partners.
2. Post office address: c/o James P. Speck, Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, Idaho, 83340.
3. The right was obtained or is evidenced by:
 - a. Decreed to Jacob Mizer in case of S.C. Frost v. Alturus Water Co., dated December 13, 1909 in Lincoln County District Court.
 - b. Transfer No. 3742 issued by the Department of Water Resources.
4. Source of water: Big Wood River tributary to Malad River.
5. Date of priority: May 1, 1886.
6. Amount of water: 2.0 cfs.
7. Water is used for: 1.85 cfs for irrigation from April 1 to November 1
0.15 cfs for recreation from April 1 to November 1.
8. Location of point of diversion:

Lot	¼	¼	¼	Sec	Twp	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	Blaine	Hiawatha Headgate

9. Lands irrigated or place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	20			R										R	R		R	
					11.5	7.0									15.0	15.0		11.0	59.5
3N	18E	21											R						
													13.5						13.5
3N	18E	28						R	R			R							
							14.5	15.0	14.5	10.0	7.5	11.0		2.0					74.5

Total acres 147.5

9. Give the last date when water was applied to beneficial use: It was last used to irrigate the former place of use in 1989. All or a portion of the right may have been used in 1992 by Lane Ranch Association on other lands pursuant to a lease and transfer.

Length of extension of time requested: Until November 1, 1996.

10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and the reasons for non-use: The approved water right transfer authorizes use of the water right for irrigation of a golf course and for recreational use in the golf course ponds and streams. The construction of the golf course is scheduled to commence in the spring of 1994 and will take a minimum of two years to complete. Thus, an extension of time until the end of the irrigation season of 1996 is requested.

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

THE VALLEY RANCH PARTNERS

By: David C. Hutchinson
David C. Hutchinson, a general partner

SUBSCRIBED AND SWORN TO before me this 18th day of January, 1994.

Ruby A. Becker
Notary public for Idaho
Residing at Blenis County
Commission expires 2/15/95

0 ACTION OF THE DIRECTOR DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons:

Resumption of water to a beneficial use shall occur on or before November 1, 1996.

Approval of this extension does not preclude the opportunity for review of the validity of the water right in the ongoing Snake River Basin Adjudication.

Witness my hand this 19th day of May, 1995.

J. Glen Saylor
Chief, Water Allocation Bureau

For Department Use Only

Received by MB Date 2/3/94 Time 11:00am Preliminary check by MTS
Fee \$ 50.00 Receipted by DW-29464 Date 1/20/94 Publication prepared by MB
Published in Wood River Journal Dates 7/2 + 7/9/94
Publication approved by _____ Date _____ Protests filed by _____

Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for ☒ Approval // Denial by MB

12/18/2006

NOTICE OF ERROR
REPLY

RECEIVED
JAN 03 2007
DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 01/05/2007

Water right number: 37-494

THE VALLEY CLUB INC

PO BOX 252

SUN VALLEY ID 83353

Telephone Number: (208)788-0997

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Place of use Volume limit
Nature of use.*

2. Describe the changes you wish to make in the proposed recommendation:

*Recommended acreage of 120.7 ac
should be 143.8 ac.*

*Recreation use should indicate that 0.15 cfs is for
pond C.R. Volume limit should be 3.5 cfs.*

3. Give a brief explanation as to why you disagree with these portions:

IDWR SHP file is incorrect

*Water rights 37-0577T and 37-0577V should be
37-0577B1 and 37-0577B4*

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: *12/29/06*

SIGNATURE: *Charles E. Brockway*

Please print your name: *Charles E. Brockway*

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

JAN 04 2007

12/02/2006

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

RIGHT NUMBER: 37-494

NAME AND ADDRESS: THE VALLEY CLUB INC
PO BOX 252
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY:

2.000 CFS

2.0 OK
1.85 per Wm Record in Priority Book / But
The maximum combined rate of diversion under right no.s 37-0494, 37-0495, 37-0577T, 37-0577V & 37-0833K shall not exceed 7.24 cfs. When combined, right no.s 37-0494, 37-0495, 37-0577T, 37-0577V, 37-0833K & supplemental groundwater right no. 37-02623 shall provide no more than 3.0 acre-feet per acre for the lands above.

2.0 cfs in Decree Book 1. OK

PRIORITY DATE: 05/01/1886

POINT OF DIVERSION:

T03N R18E S20 SWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
RECREATION	04/15 10/31	0.150 CFS
IRRIGATION	04/14 10/31	1.850 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T03N R18E S20	SWNE	11.00	T03N R18E S20	SENE	5.90
T03N R18E S20	NESE	11.00	T03N R18E S20	NWSE	11.00
T03N R18E S20	SESE	5.50	T03N R18E S21	SWSW	12.00
T03N R18E S28	NENW	11.00	T03N R18E S28	NWNW	13.00
T03N R18E S28	SWNW	13.00	T03N R18E S28	SENW	10.00
T03N R18E S28	NESW	8.20	T03N R18E S28	NWSW	7.70
T03N R18E S28	SESW	1.40			

RECREATION in BLAINE County

T03N R18E S20	SWNE	T03N R18E S20	NESE
T03N R18E S20	NWSE	T03N R18E S28	NWNW
T03N R18E S28	SWNW	T03N R18E S28	NWSW

120.7 ACRES TOTAL

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

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

Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Use of water under this water right will be regulated by the watermaster of State Water District No. 37.



Idaho Department of Water Resources

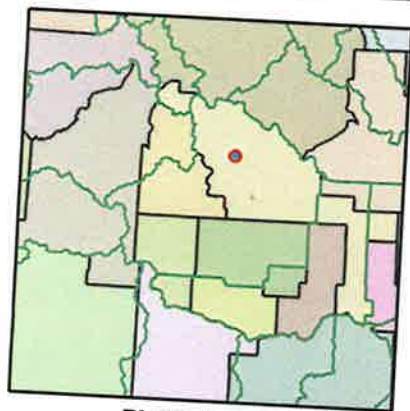
SRBA Recommendation:

37-494, 37-495 and 37-2623

(Irrigation)

Legend

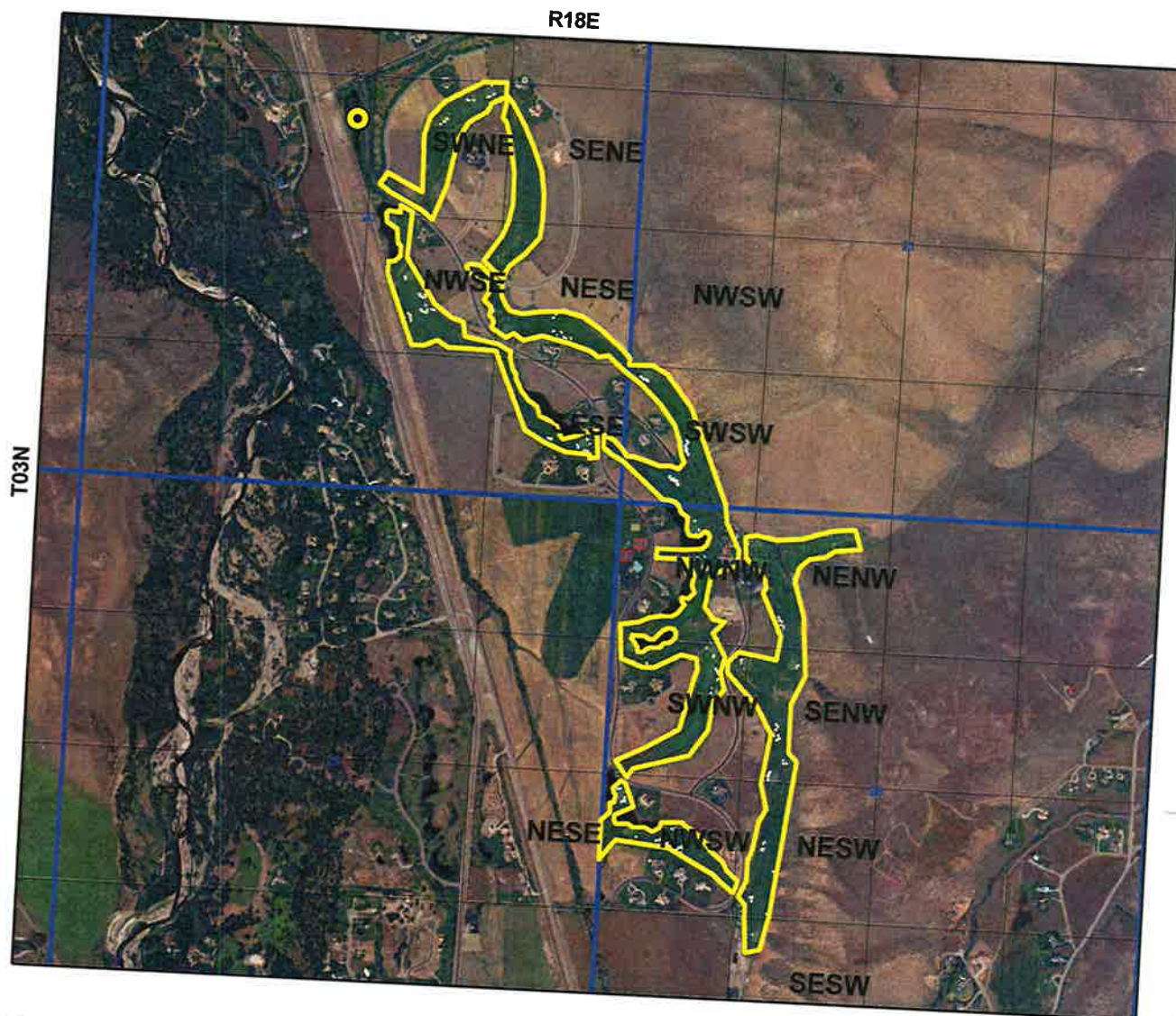
-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37



Prepared by A. Warntjes
On Saturday, December 2, 2006
2004 Aerial Photography



37 0484	Miller, Benjamin F.	150 inches.	31	July 16, 1907.	Big Wood River.
37 0485	Millsaps, Frank	55	37	Apr. 1, 1883.	Little Wood River.
	"	"	"	"	(Also shares in Big Cottonwood Canal Co.)
37 0486	Millsaps, Mary E.	160	322	June 27, 1908.	Little Wood River.
37 0487	Mingar, John W.	50	1	Sept. 1, 1883.	Soldier Creek. ✓
37 0488	"	40	25	May 15, 1884.	"
37 0489	"	60	237	June 1, 1898.	"
37 0490	Mink, Amanda M.	160	45	May 14, 1883.	"
37 0491	Mink, Cicero B.	140	246	Jan. 18, 1900.	Cow Creek, a tributary of Upper Malad River.
37 0492	Mink, James D.	160	10	June 30, 1883.	Soldier Creek. ✓
37 0493	Mink, T. M.	80	20	June 1, 1882.	Corral Creek.
37 0494	Miser, Jacob	100	114	May 1, 1886.	Big Wood River.
37 0495	"	140	145	July 1, 1892.	"
37 0496	Miser, Thomas	200	61	July 1, 1883.	"
37 0497	"	100	195	July 1, 1892.	"
37 0498	Monroe, James W.	80	92	Aug. 11, 1884.	"
37 0499	"	100	243	May 1, 1905.	"
37 0500	Moody, Marcus L.	520	280	Oct. 20, 1902.	"
37 0501	Morgan, W. Y.	400	114	May 1, 1886.	"
37 0502	Morrell, Siegel	40	95	June 31, 1884.	Soldier Creek. ✓
37 0503	"	120	237	June 1, 1898.	"
37 0504	Morris, Frank H.	145	307	Apr. 30, 1906.	Big Wood River or Malad River.
37 0505	Moulton, W. H.	160	229	May 20, 1896.	Big Wood River.
37 0506	"	80	220	May 15, 1902.	"
37 0507	Mullins Canal & Reservoir Co.	750	180	June 15, 1890.	"
37 0508	Murphy, Mrs. Susan R.	120	44	May 1, 1885.	Deer Creek.
37 0509	Myers, B. J.	200	28	June 1, 1884.	Big Wood River.
37 0510	"	140	93	Oct. 15, 1884.	"

N., R. 14 E., containing 160 acres.

Mink, Cicero B. N 1/2 of NW 1/4, SE 1/4 of NW 1/4, and SW 1/4 of NE 1/4 of Sec. 28, T. 1 S., R. 12 E.

Mink, James D. SE 1/4 of Sec. 21, T. 1 N., R. 14 E., containing 160 acres, and 60 acres of the SW part of SW 1/4 of Sec. 22, T. 1 N., R. 14 E.

Mink, T. M. SW 1/4 of NE 1/4, SE 1/4 of NW 1/4, NW 1/4 of SE 14, and NE 1/4 of SW 1/4 of Sec. 29, T. 1 N., R. 13 E.

Mizer, Jacob NW 1/4 of NW 1/4, SW 1/4 of NW 1/4, and NE 1/4 of SW 1/4 of Sec. 28, T. 3 N., R. 18 E., containing 120 acres.

Mizer, Thomas W 1/2 of NW 1/4, SE 1/4 of NW 1/4, and N 1/2 of SW 1/4 of Sec. 20, T. 3 N., R. 18 E., containing 200 acres.

Monroe, James W. S 1/2 of SE 1/4 of Sec. 22, T. 5 S., R. 14 E., containing 80 acres. Also, N 1/2 of NE 1/4, and NE 1/4 of NW 1/4 of Sec. 27, and SE 1/4 of SW 1/4 of Sec. 22, T. 5 S., R. 14 E., containing 160 acres.

Moody, Marcus L. S 1/2 of NW 1/4 of Sec. 30, and NW 1/4 of Sec. 31, T. 4 S., R. 16 E., and S 1/2 of SE 1/4 of Sec. 25, T. 4 S., R. 15 E., containing 320 acres.

Morgan, W. Y. SW 1/4 of Sec. 32, T. 1 N., R. 19 E., and SE 1/4 of Sec. 5, T. 1 S., R. 19 E., containing 320 acres.

Morrell, Siegel NE 1/4 of Sec. 9, T. 1 S., R. 14 E., containing 160 acres.

Morris, Frank H. S 1/2 of NW 1/4 and N 1/2 of SW 1/4 of Sec. 28, T. 6 S., R. 14 E.

JUN 04 1996

Melick, John	193 inches.	June 20, 1884.	Big Wood River.
" "	43 "	June 2, 1890.	" " "
Meller, J. W.	120 "	June 10, 1887.	" " "
" " "	140 "	June 10, 1887.	" " "
Miller, Annie I.	1000 "	June 15, 1891.	" " "
Miller, Annie I., John Q. Packard, Jane E. Turner, William M. Wayman & Olive Wayman.	1000 "	Aug. 1, 1882.	" " "
Do.	1000 "	Aug. 1, 1884.	" " "
Do.	5000 "	Aug. 1, 1902.	" " "
Miller, Benjamin F.	150 "	July 16, 1907.	" " "
Millsaps, Frank	55 "	Apr. 1, 1883.	Little Wood River.
" "			Also shares in Big Cottonwood Canal Co.
Millsaps, Mary E.	160 "	June 27, 1908.	Little Wood River.
Minear, John W.	50 "	Sept. 1, 1883.	Soldier Creek.
" " "	40 "	May 15, 1884.	" "
" " "	60 "	June 1, 1898.	" "
Mink, Amanda M.	160 "	May 14, 1883.	" "
Mink, Cicero B.	140 "	Jan. 18, 1900.	Cow Creek, a tributary of Upper Malad River.
Mink, James D.	160 "	June 30, 1883.	Soldier Creek.
Mink, T. M.	80 "	June 1, 1882.	Corral Creek.
Mizer, Jacob	100 "	May 1, 1886.	Big Wood River.
" "	140 "	July 1, 1892.	" " "
Mizer, Thomas	200 "	July 1, 1883.	" " "
" "	100 "	July 1, 1892.	" " "
Monroe, James W.	80 "	Aug. 11, 1884.	" " "
" " "	100 "	May 1, 1905.	" " "
Moody, Marcus L.	320 "	Oct. 20, 1902.	" " "
Morgan, W. Y.	400 "	May 1, 1886.	" " "

RECORDED

JUN 04 1996

Water Right Number - R37-00494

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
SPECK

JAMES P

1 - HOGUE SPECK & AANESTAD
2 - PO BOX 987
3 -City- KETCHUM State- ID Zip- 83340
Phone - 208-726-4421*** C - CURRENT OWNER ***
VALLEY RANCH INC1 - PO BOX 1302
2 -
3 -City- SUN VALLEY State- ID Zip- 83353
Phone - 208-726-1875*** O - ORIGINAL OWNER ***
BUCKHORN INVESTMENT CO1 - 9061 SANTA MONICA BLVD
2 -
3 -City- LOS ANGELES State- CA Zip- 90069
Phone - 213-272-2143

VALLEY RANCH PARTNERS

1 - PO BOX 1302
2 -
3 -City- SUN VALLEY State- ID Zip- 83353
Phone - 208-726-1875+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1886 17 SOUTHERN D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03N 18E 20 SW SW NW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.850
46 - RECREATION 04/01 11/01 0.150+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.000 399.2+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 18E 20 SW NE 11.5 01 IRRIGATION (13) BLAINE
03N 18E 20 NE SE 15.0 01 IRRIGATION (13) BLAINE
03N 18E 20 NW SE 15.0 01 IRRIGATION (13) BLAINE
03N 18E 20 SE SE 7.0 01 IRRIGATION (13) BLAINE
03N 18E 20 SE SE 11.0 01 IRRIGATION (13) BLAINEMICROFILMED
NOV 22 1996

Prefix Translation: RESEARCH

Total Acres: 147.5

+ - - Audit Fields - - +
05/15/95 TBACKLUN

MICROFILMED
NOV 22 1988

Water right number - R37-00494

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/13/1988	Last Amended Date	- 03/01/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- D
				Notice of Error Flag	-

NOV 22 1996
MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033
Fax (208) 736-3037

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 15, 1995

VALLEY RANCH, INC
PO BOX 1302
SUN VALLEY, ID 83353

RE: SRBA CLAIMS A37-00833K, A37-00494, A37-00495, A37-0577BV,
A37-02623, & A37-12271 (A37-00577BU)
VALLEY RANCH PARTNERS

DEAR CLAIMANTS:

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIMS, WE HAVE CHANGED DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THIS COPY IS FOR YOUR RECORDS.** PLEASE REVIEW THE RECORDS FOR ACCURACY.

I NOTICED A37-00577BU WAS ALSO UNDER THE SAME NAME AND LEGAL DESCRIPTION. I AM SENDING A PROOF OF THIS CLAIM. PLEASE NOTIFY ME IF YOU WANT THIS CHANGED.

IF YOU HAVE ANY QUESTION, PLEASE FEEL FREE TO CONTACT ME AT THIS OFFICE.

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

CC: JAMES SPECK, PO BOX 987, KETCHUM, ID 83340 (WITH ENCLOSURES)

MICROFILMED
NOV 22 1996

Water Right Number - R37-00494

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** A - ATTORNEY ***
SPECK ESQ

JAMES

1 - HOGUE SPECK & AANESTAD
2 - PO BOX 987
3 -
City- KETCHUM
Phone - 208-726-4421

State- ID Zip- 83340

*** C - CURRENT OWNER ***
VALLEY RANCH PARTNERS1 - PO BOX 1302
2 -
3 -
City- SUN VALLEY
Phone - 208-726-1875

State- ID Zip- 83353

*** O - ORIGINAL OWNER ***
BUCKHORN INVESTMENT CO.1 - 9061 SANTA MONICA BLVD.
2 -
3 -
City- LOS ANGELES
Phone - 213-272-2143

State- CA Zip- 90069

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
05/01/1886 17 SOUTHERN D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

03N 18E 20 SW SW NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.850
46 - RECREATION 04/01 11/01 0.150+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.000 399.2+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

03N	18E	20	SW NE		11.5	01	IRRIGATION	(13) BLAINE
03N	18E	20	NE SE		15.0	01	IRRIGATION	(13) BLAINE
03N	18E	20	NW SE		15.0	01	IRRIGATION	(13) BLAINE
03N	18E	20	SE SE		7.0	01	IRRIGATION	(13) BLAINE
03N	18E	20	SE SE		11.0	01	IRRIGATION	(13) BLAINE
03N	18E	21	SW SW		13.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	NE NW		14.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	NE NW		7.5	01	IRRIGATION	(13) BLAINE

MICROFILMED
OCT 24 1994

Water right number - R37-00494

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
03N	18E	28	NW NW		15.0	01	IRRIGATION	(13) BLAINE
03N	18E	28	SW NW		14.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	SE NW		10.0	01	IRRIGATION	(13) BLAINE
03N	18E	28	NW SW		11.0	01	IRRIGATION	(13) BLAINE
03N	18E	28	SE SW		2.0	01	IRRIGATION	(13) BLAINE
03N	18E	20	SW NE			46	RECREATION	(13) BLAINE
03N	18E	20	NE SE			46	RECREATION	(13) BLAINE
03N	18E	20	NW SE			46	RECREATION	(13) BLAINE
03N	18E	28	NW NW			46	RECREATION	(13) BLAINE
03N	18E	28	SW NW			46	RECREATION	(13) BLAINE
03N	18E	28	NW SW			46	RECREATION	(13) BLAINE

Total Acres: 147.5

+ - - Diversion Means - HEADGATE, CANAL, PUMPS, STREAMS, PONDS & SPRINKLERS

+ - - Non-Irrigation Use - RECREATION, GOLF COURSE HAZARDS

+ - - Other Rights for Same Use - A37-00577BV, A37-00495, A37-00833K, A37-02623

+ - - - - - Remarks - - - - -
No Remarks found.+ - - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found+ - - - - - Conditions of Approval - - - - -
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - +
S. C. FROST, ET. AL.+ - - - - Decree Defendant - - - +
ALTURAS WATER COMPANY, ET. AL.+ - Decree Date - +
12/13/1909+ - - - - Comments - - - - -
Date: 03/01/1994 User Id: GIVENS Subject: COPIED FROM REMARKS
CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3742 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE OTHER BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION
TO THE USES, POINT OF DIVERSION PLACE OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN
COMSUMPTIVE USE CALCULATION. *****
CHANGE OF OWNERSHIP 2/25/94 BY JG.+ - - Audit Fields - - +
03/07/94 GIVENSMICROFILMED
OCT 24 1994

Water right number - R37-00494

Prefix Translation: RESEARCH

+ - - - - Adjudication Rights Dates and Flags Area - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/13/1988	Last Amended Date	- 03/01/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	- 37
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	- D
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 22 1991

Transfer

T# 3742

APPROVED

AMENDED

APPLICATION FOR TRANSFER OF WATER RIGHT

AMENDED

PART 1

The Valley Ranch Partners (formerly)

Name of applicant Wood River Country Club Partners Phone 208-726-4421Post Office address c/o James P. Speck, Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, ID 83340

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use☒ Change nature of use ☐ Change period of use ☐ Other _____2. Describe the reason for the proposed changes See attached Addendum

RECEIVED

MAR 18 1991

Department of Water Resources

Southern Region Office

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
See Attached Addendum				to
				to
				to
				to

2. Total amount of water being transferred 7.24 cubic feet per second and/or _____ acre-feet per annum.3. Source of water Big Wood River tributary to Malad River

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	BLAINE	HIWATKA HEADGATE

5. Lands irrigated or place of use:

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	
3N	18E	20		0	R 11.5	7.0									R 15	R 15		R 11	59.5
3N	18E	21											R 13.5						13.5
3N	18E	28					14.5	R 15	R 14.5	10	7.5	R 11.0		2.0					74.5

MICROFILMED
OCT 24 1994Total acres 147.537-0577, etc.
37-0577-0494, -0495, -0833K
T# 3742

PART 1**6. General Information:**a. Description of diversion system See Attached Addendumb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? n/a Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

n/a

d. Remarks:

See Attached Addendum**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**This is to certify that I have examined Application for Transfer of Water Rights No. S 37-0494/0495/0577T&V/0833KAnd said application is hereby APPROVED, subject to the following limitations and conditions:SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this

12th

day of

March, 19 91J. Glen Saylor
CHIEF, WATER ALLOCATION BUREAU**MICROFILMED**
OCT 24 1994

CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 37-0494/37-0495/37-0577T&V/37-0833K

1. Use of water under this water right is subject to control by the watermaster of State Water District No. 37, Big Wood River.
2. The maximum combined rate of diversion under right nos. 37-0494, 37-0495, 37-0577T, 37-0577V, & 37-0833K shall not exceed 7.24 cfs.
3. When combined, right nos. 37-0494, 37-0495, 37-0577T, 37-0577V, 37-0833K & supplemental groundwater right no. 37-2623 shall provide no more than 3.0 acre-feet per acre for the lands above.
4. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
5. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 12th day of March, 1991.


Chief, Water Allocation Bureau

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. 37-005772N TV Decreed to Wood River Land Co. JACOB & SARAH MIZER VIA W.T. RILEY
 in case of Albrethsen S.C. First et. AL. vs. Wood River Land Co. ALUMAS WATER CO.
 dated 6/27/1925 12/13/1909 in Fourth District Court county of Lincoln

b. License No. _____ issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. Many 456 & 487 which produced this right.

- SEC comment - PART 5 below.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 3/24/1883

5. Water is used for the following purpose: * TRANSFERS 456 & 487 which produced PARTS TV were approved for 1.0 cfs each, but 1.69 cfs has been delivered historically UNDER BOTH RIGHTS COMBINED.
 amount 14.678 1.69* for Irrigation purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 14.678 1.69* cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: *Historically delivered, but unrecorded, points of diversion for parts of this water right.

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	Blaine	Headgate #22, Hiawatha Canal
								Various other headgates*
	SE	NE	NE	18	3N	18E		MIZER HEADGATE #20

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>2N</u>	<u>18E</u>	<u>458, 9</u>																	
		<u>15, 16, 22</u>																	
		<u>25, 26</u>																	
<u>3N</u>	<u>18E</u>	<u>21</u>											X						
		<u>28</u>						X	X			X							

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 Total acres unspecified

CHANGES MADE VIA CORRESPONDENCE & MEETING w/ Jim Speck
12. 2-4-91

9. Describe any other water rights used for the same purpose as described above

37-00494, 37-00495, 37-00853K, 37-02623

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.20 for Irrigation purposes from (Hiawatha part) to _____
 (cfs/ac-ft)
 amount 1.69 for Irrigation purposes from (Mizer part) to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	Blaine	Headgate #22, Hiawatha Canal
	SE	NE	NE	18	3N	18E	Blaine	Headgate #20, Mizer Canal

3. Lands irrigated or place of use: Historical place of use *

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	18E	21											24						24
3N	18E	28					9	39	40	12	9	40							149

Total acres 173**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 11.788 for Irrigation purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: Same

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres unspecifiedMICROFILMED
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00494 Decreed to Jacob Mizer
in case of S.C. Frost et al. vs. Alturas Water Co. et ux.
dated December 13, 1909 in Lincoln county of Idaho
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority May 1, 1886

5. Water is used for the following purpose:

amount 2.0 cfs for Irrigation purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical place of use; ** Decreed plus

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	18E	21											24						24
		28					9	39	40	12	9	40							149
3N	18E	28						39	40		9								88**

** See page 1 of 6 note*

Total acres 173

9. Describe any other water rights used for the same purpose as described above Portions of 37-00577,
37-00495, 37-00833K, 37-02623

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STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree No. 37-00495 Decreed to Jacob Mizer
 in case of S.C. Frost et al. vs. Alturas Water Company et ux.
 dated December 13, 1909 in Lincoln county of Idaho
 - b. License No. _____ issued by the Idaho Department of Water Resources.
 - c. Claim No. _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice
 ☒ Warranty Deed
 ☐ Other _____
3. Source of water Big Wood River tributary to Malad River
4. Date or priority July 1, 1892
5. Water is used for the following purpose:

amount 2.8 cfs for _____ purposes from April 1 to Nov. 1
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
6. Total amount of water under right 2.8 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical P/U ; ** Decreed P/U *

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	18E	21											24						24
		28					9	39	40	12	9	40							149
3N	18E	28						39	40		9								88**

** See page 1 of 6 note*

9. Describe any other water rights used for the same purpose as described above Portions of 37-00547, 37-00494, 37-00833K, 37-02623

Total acres 173

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00833K Decreed to Irvin E. Rockwell
in case of Rockwell vs. Coffin
dated August 25, 1949 in Blaine county of Idaho
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2591 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☒ Other See Addendum

3. Source of water Big Wood River tributary to Malad River

4. Date or priority November 12, 1936

5. Water is used for the following purpose:

amount 0.75 cfs for Irrigation purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.75 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical p/u ; ** Recorded p/u *

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	18E	21											24						24)†
3N	18E	28					9	39	40	12	9	40							149)
3N	18E	20			14				4						17	31			46**

* See page 1 of 6 note

Total acres 173

9. Describe any other water rights used for the same purpose as described above Portions of 37-00577,

37-00494, 37-00495, 37-02623

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No _____ If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

-
- A topographic map of Blaine County, Montana, showing the Hiawatha Canal and surrounding features. The map includes contour lines, roads, and various landmarks. Key features include:
- Hiawatha Canal:** A prominent canal running diagonally across the map, with a pump located in the lower left section.
 - Underground Pipeline:** A line running horizontally across the middle of the map, labeled "UNDERGROUND PIPELINE".
 - Radio Tower (KSKI):** Located near the center of the map, labeled "Radio Tower (KSKI)".
 - Barite:** Two locations labeled "Barite" are shown, one near the center and one near the bottom center.
 - Indian Struts:** A dashed line labeled "Indian Struts" runs diagonally across the lower right section.
 - Lakes (Typical):** Several small lakes are scattered throughout the map, labeled "LAKES (TYPICAL)".
 - Topographic Contours:** Various contour lines are shown, with elevations ranging from 5400 to 5600 feet.
 - Handwritten Annotations:** Several handwritten notes are present, including "PUMP IN HIAWATHA CANAL", "RETURN TO HIAWATHA CANAL", "IRIGATION WELL 37-03623", and "COMMENCEMENT POINT OF SYSTEM OF DITCHES AND HOLDING PONDS".
 - Map Grid:** The map is overlaid with a grid showing townships (T.3 N., T.4 N., T.5 N.) and ranges (R.18 E., R.19 E., R.20 E.).

SCALE: 2 inches equal 1 mile. Draw plan in ink.

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PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Recreation	0.60 cfs	215 days/year	April 1 to Nov. 1
	(See Attached Addendum)			to

2. Quantity and quality of return flows and location of discharge:

See Attached Addendum

3. Describe effects on other water uses resulting from the proposed change:

None. The change to recreation will not increase the consumptive use of these water rights.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this

29th

day of

June19 90

ROBERT FINKER, (Signature of Applicant) TTT ACCOUNT CO.
FOR WOOD RIVER COUNTRY CLUB PARTNERS

James P. Speck
 (Notary Public)

My commission expires

11/29/91**FOR DEPARTMENT USE ONLY**Transfer contains 12 pages and 6 attachmentsReceived by M.B. Date 7/2/90 Protest filed by _____Prelim. check by DRJ Fee \$50 R# 5011864 no OK OK 7/3/90Receipted by MB Date 4/9/90Published in Wood River Journal Copies of protest forwarded by _____Pub. dates 7/25 + 8/1/90 Hearing held by _____ Date _____Watermaster recommendation requested on 7/19/90 Recommended for ☐ approval ☐ denial_____ rec'd. 8/6/90 by _____

Copy of transfer sent to lien holder _____

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REVISED ADDENDUM TO
APPLICATION FOR TRANSFER OF WATER RIGHTS
(PORTIONS OF 37-00577, 37-00494, 37-00495 & 37-00833K)
BY
WOOD RIVER COUNTRY CLUB PARTNERS
(January 21, 1991)

INTRODUCTION:

Applicant has purchased two (2) ranches and obtained preliminary plat approval from the Blaine County Planning and Zoning Commission for a residential planned unit development to be known as The Valley Ranch and to include 98 single family home lots, a recreation center and an 18 hole championship golf course, including a clubhouse and maintenance building. Accompanying this Application is a copy of the approved Preliminary Plat (the "Plat") (note: Lots 33 and 34 shown on the Plat will be combined into one lot).

Attached to this Addendum is a summary of the proposed irrigated acres for the project, sub-totalled by the following categories: residential lot irrigation, residential common area, golf course rough and golf course fairway. Please note that the surface area of the ponds (approximately 12.25 acres) is NOT included in these numbers. Adequate surface water rights have been acquired with the ranches to irrigate the golf course rough and fairways and the residential common area. These surface water rights are the subject of this Application for Transfer. An Application for Permit has been filed for the development of wells to supply the domestic water system, irrigation of the 0.5 acre per lot maximum allowable residential landscaping area, and as supplemental irrigation water for the residential common area and a portion of the golf course rough. A groundwater irrigation right (37-02623) has also been acquired with the ranches to provide supplemental irrigation water for the golf course fairways and a portion of the rough. An Application for Transfer has also been filed to make the changes necessary for those purposes.

This Application seeks approval of the following changes to these surface water rights:

a. Change the nature of a portion of each right to "consumptive" recreation for use in the ponds and streams as golf course hazards. This portion is determined by the surface area of the ponds (12.2 acres), the total, historic irrigated acreage as shown in PART 2 of the Application, and based upon the assumption that the evapo-transpiration losses are approximately the same for the same areas of pond surface and irrigated crop. Thus, $12.2 \text{ acres} / 159.7 \text{ acres} \times 100\% = 7.64\%$ of each water right will be used for this new purpose.

REVISED ADDENDUM TO APPLICATION FOR TRANSFER OF WATER
RIGHTS BY WOOD RIVER COUNTRY CLUB PARTNERS - 1

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b. Change the place of use for the balance of (159.7 acres - 12.2 acres = 147.5 acres)/159.7 acres X 100% = 92.36% of each water right to be used for the irrigation of 147.5 acres consisting of the golf course fairways (126 acres) and rough (21.5 acres).

c. Change the point of diversion to the Hiawatha Canal Headgate of all the rights to consolidate delivery of these rights into a single system for more efficient use of the water.

ADDENDUM:

PART 1

A.,2. See the comments at the end of the INTRODUCTION, above.

B,1.

RIGHT NUMBER	PRIORITY	AMOUNT IN CFS	USE	PERIOD OF USE
37-00577T&V ¹	3/24/1883	1.56	irrigation	Apr. 1 to Nov. 1
37-00577T&V	3/24/1883	0.13	recreation	Apr. 1 to Nov. 1
37-00494	5/01/1886	1.85	irrigation	Apr. 1 to Nov. 1
37-00494	5/01/1886	0.15	recreation	Apr. 1 to Nov. 1
37-00495	7/01/1892	2.59	irrigation	Apr. 1 to Nov. 1
37-00495	7/01/1892	0.21	recreation	Apr. 1 to Nov. 1
37-00833K	11/12/1936	0.69	irrigation	Apr. 1 to Nov. 1
37-00833K	11/12/1936	0.06	recreation	Apr. 1 to Nov. 1

B.,6,a. Hiawatha Headgate diverts water into Hiawatha Canal. A pump will be placed in the Canal to bring water into a gravity flow system of streams and ponds for recreational use as golf course hazards and pumped from the ponds into a pressurized underground sprinkler system to irrigate the golf course fairways and rough and the residential common area..

B.,6.,d. The location of the proposed system of ponds and streams is generally depicted in Part 3, A of this

¹ As described in Mr. Tim Luke's November 1, 1990 letter to James P. Speck, Esq., those portions of water right 37-00577 acquired by Applicant and historically delivered through the Mizer Ditch are identified as 37-00577T and 37-00577V. Although the total of these two subparts of 37-00577 is 2.0 cfs, the Watermaster's delivery records indicate only 1.69 cfs were ever delivered, and this is the amount requested to be transferred. These subparts are claimed as one right in the Snake River Basin Adjudication as A37-00577BV (please note the Adjudication Claim A37-00577BV is for 1.71 cfs and appears to be 0.02 cfs too much).

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Application. The Plat included with this Application accurately shows the size and location of these features on a 1 inch = 200 feet scale. See the INTRODUCTION, above, for general comments about the requested changes. The ponds will also provide a source of water for fire protection for the residential lots and recreational facility buildings.

Applicant is the owner of record of all the subject water rights, including 37-00833K. This right is a portion of the "Rockwell By-Pass Right" decreed to Irvin E. Rockwell in Rockwell v. Coffin, Blaine County District Court, August 25, 1949, as "saved, conserved and developed waters regardless of the date of the appropriation thereof", the use of which is granted regardless of priority as long as at least 17.36 cfs of water from the Big Wood River is flowing through the Rockwell By-Pass Canal during the irrigation season.

PART 2

A.,9. Transfer 2591 transferred 37-00833K to certain lands in Section 20. However, according to Frederick Blechman, from whom Applicant purchased, the water was never put to use on those lands and, instead, Mr. Blechman agreed with the owners of the lands Applicant has purchased in Sections 21 and 28, that this right could be delivered to and used on those lands in conjunction with the other rights which are the subject of this Application. Thereafter, this right was used in conjunction with the other rights for the irrigation of the 159.7 acres identified in PART 2, A.,8., for each right.

PART 3

B.,1. The amount shown (0.55 cfs) is the total for all of the water rights. The amounts for each right are given in PART 1, B.1. of this ADDENDUM.

B.,2. The system will provide for the return of any overflow waters from the southernmost pond to the Hiawatha Canal in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.29, T.3N., R.18E., B.M., Blaine County. The amount of such return flows cannot currently be estimated. There will be no change in the quality of this return water which would adversely impact the irrigation users further down the Canal.



Edwards, Howard & Martens, Inc.

ENGINEERS / PLANNERS / SURVEYORS

1139 Falls Ave. E., Suite B
Twin Falls, Idaho 83301
Phone 734-4888

August 22, 1990

IN THE FIELDS OF:

PLANNING
SURVEYING
HIGHWAYS
WATER
SEWAGE
STRUCTURAL
SUBDIVISIONS
AIRPORTS
BRIDGES

Big Wood Canal Company
112 So. Apple
Shoshone, Idaho 83352

Attn: Dick Oneida

Re: Water Right Transfer
37-00577
37-00494
37-00833K
37-00159

Dear Mr. Oneida,

Following our discussion concerning the above specified transfers and the Bigwood Canal Company concerns and subsequent protest the following information is provided:

1. The water will be diverted to the lands from the Hiawatha Canal with a pump system with the following equipment:
 - a) Flowmeter and totalizer measuring flow in gallons per minute and total gallons pumped.
 - b) Flow rate adjustment device that can be adjusted by the watermaster. Flow device will be lockable.
 - c) Plans for the pump and measuring device will be supplied to your office for approval prior to construction. No construction will be started prior to your approval.
2. Diversions from the Bigwood River into the Hiawatha Canal will be limited to irrigation needs. All other rights will be left in the Bigwood River and be available for downstream uses.

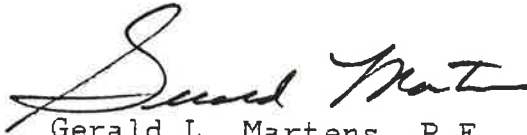
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37-0577, 37-0494, 37-0833K, 37-0159

It is my understanding that the above data is sufficient for you to request your protest be removed. If additional information is needed please call me as soon as possible. Completion of the transfer is necessary to finalize the funding and design of the project so that construction may begin.

Please call me if there are any further questions.

Respectfully yours,
EHM ENGINEERS, INC.


Gerald L. Martens, P.E.

GLM/jm
cc:file

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OCT 24 1994

Big Wood Canal Company

112 S. Apple P.O. Box C
Shoshone, Idaho 83352
886-2331

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AUG 06 1990

Department of Water Resources
Southern Region Office

Aug. 3, 1990

R. Keith Higginson
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Application #37-00577BN, 37-0494,
37-00495, 37-0833K WOOD RIVER
COUNTRY CLUB PARTNERS

Dear Sir:

The Big Wood Canal Company would like to protest to the applications filed by Wood River Country Club Partners on grounds that this change of water right could be detrimental to the delivery of water of Big Wood Canal Company.

Sincerely,



Richard M. Oneida
Manager

RMO/1ma

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OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

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NOV 5 1990

Department of Water Resources
Southern Region Office

November 1, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

James P. Speck
P.O. Box 987
Ketchum, ID 83340

RE: Transfer Application No. 3742/RT. NO.S 37-0577, 37-0494, 37-0495 & 37-0833K

Dear Mr. Speck:

The above transfer application has been forwarded to the state office for final review and processing. Gary Spackman and I have reviewed the transfer and have developed several questions or concerns. This letter addresses those concerns and asks you to provide a response and some additional information.

1) Historical use of rights and place of use:

a) Your transfer application appears to represent that the four rights above have historically been commingled and used for irrigating 173 acres in sections 21 and 28 of T3N, R18E. You then propose to change the place of use under these rights to cover 162.7 acres, and change the nature of use for irrigation of 12.25 acres to 12.25 acres of ponds. Subtracting 12.25 acres from the original 173 acres leaves a balance of 160.75 acres, not 162.7 acres. The number of acres to be irrigated after the change therefore appears to be overstated by 2 acres.

b) I have reviewed correspondence in this transfer file and found that Doug Jones of our Twin Falls office had inspected a black and white air photo from 1974 and determined that a total of 160 acres had been irrigated within the subject property in sections 21 and 28. My review of the same photo confirms irrigation at that time of 155 to 160 acres. The 1966 field exam for supplemental groundwater right no. 37-2623 confirms irrigation of 156 acres within the ranch boundaries. Upon review of a 1984 infrared aerial photo on file at the state SCS office, I found only about 127 acres of irrigated land within the larger 173 acre ranch unit. The department's 1986 remote sensing report shows that only 21 acres of land were classified as irrigated in that year. Based on the more recent data, our concern is that we do not allow a transfer which represents an enlargement of the rights, or grants more irrigable acreage than what has been irrigated over the past five consecutive years.

Since the 1984 and 1986 data is the most recent data we have available, we ask that you contact your local ASCS office and

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obtain aerial photos, slides or crop reports which will confirm the maximum amount of irrigable acreage within the past five years.

c) There is some question also as to the actual number of acres irrigated with the surface water rights prior to the issuance of the supplemental groundwater right. Review of a 1964 deposition by Mrs. Stella Mizer, who held the groundwater permit at that time, reveals that this groundwater right included some acreage that was newly cultivated. The groundwater permit, according to Mizer's deposition, was not supplemental to all of the 156 acres that were ultimately licensed. Based on Mizers description of the newly cultivated lands, and comparison with the licensed groundwater right, I have concluded that the 21 acres in the SWSW of sec. 21, and the 10 acres in the SENW licensed under the groundwater right may not have been irrigated with the surface water rights prior to the use of the groundwater well.

d) Another historical use question concerns right no. 37-0833K. As you noted in your addendum, transfer no. 2591 produced this right and transferred the place of use to lands in section 20. You claim that transfer no. 2591 was never accomplished, but instead the right was used on the other lands in sections 21 and 28. If this right was used on the other lands, why was an adjudication claim filed for 37-0833K showing the place of use in section 20, rather than in sections 21 and 28. When and with whom did Mr. Blechman make the informal transfer from section 20 to sections 21 and 28, and when was right 37-0833K first used for irrigating lands within section 21 and 28?

e) There are also several questions pertaining to both portions of right no. 37-0577. Your addendum states that there are not any recorded transfers for these portions of the original right. The departments records show two portions of 37-0577, resulting in rights 37-0577T and 37-0577V, were transferred to the Mizer ranch in sections 21 and 28. Specifically, 1.0 cfs (50 miners inches) each were transferred by Jacob and Sarah Mizer by separate transfers, T-456 and T-487, to the Mizer Ditch (Canal #20) for irrigation of lands within the SWSW of section 21, the W1/2NW1/4, and NWSW of section 28. The transfers were made in 1929 and 1930 respectively. Records of the District 37 water master show that only 1.69 cfs (84.3 inches) of right 37-0577 were ever delivered through the Mizer Ditch (this includes delivery records from 1932 through 1990). There are no records that rights 37-0577T and 37-0577V were ever transferred again or made appurtenant to lands other than those listed in the original transfers. If you claim that these rights have been used on additional lands not covered by the transfer, then such use may be viewed as an expansion.

In regard to the 1.20 cfs portion of 37-0577 identified in your transfer, when and how was this right acquired by any owner of lands in sections 21 and 28? Also, how has this water been conveyed from the Hiwatha Canal to the subject properties, and to which lands has this portion been made appurtenant.

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2) Change in Point of Diversion:

One of the questions raised by the Big Wood River watermaster in his review of this transfer was whether or not consent to the transfer had been given by the owners and users of the Hiawatha Canal. Although these people may have been provided notice of the transfer through the local newspaper notice, we believe that the Hiawatha users should provide some type of formal consent due to the size and nature of your transfer, and the fact that your application proposes routing return flow to the Hiawatha Canal.

In summation, our concerns and requests are as follows:

- 1) Provide confirmation of the number of acres irrigated in sections 21 and 28 over the past five consecutive years. You should also address or acknowledge the mathematical error concerning subtraction of the pond surface acreage.
- 2) Describe specifically the place of use location for the 1.69 cfs under rights 37-0577T and 37-0577V, and if possible, confirm whether or not groundwater right no 37-2623 included expansion acreage that was not formerly covered with any of the surface rights.
- 3) Describe how and when the 1.2 cfs portion of right 37-0577 was acquired. Confirm which lands this right is appurtenant, when this right was first used on those lands and how the water has been conveyed from the Hiawatha Canal to the lands in question.
- 4) Confirm if and when right 37-0833K was first used on lands in sections 21 and 28. Provide any documentation concerning the informal transfer of this right between Blechman and the owners of the land, and state why the Snake River Basin Adjudication claim for this right does not list the section 21 and 28 lands as the place of use.
- 5) Obtain some type of formal consent to the transfer, including the return flow proposal, from the owners and users of the Hiawatha Canal.

Based on what we have reviewed thus far, I wish to notify you at this time that the department may limit the surface rights to specific numbers of acres. For example, if an 1883 right is found to have been used on a specific 100 acres of land, this right can not be used to irrigate more than 100 acres at the new location.

Finally, I wish to mention that we have also reviewed transfer no. 3743 (transfer of groundwater right 37-2623) and see no immediate problems with this application. Consent from the Hiawatha Canal owners should be submitted prior to any approval of this transfer.

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We are confident that you will respond to this inquiry at your earliest convenience. Please contact me at this office if you have questions concerning this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Timothy J. Luke". The signature is fluid and cursive, with the first name "Timothy" and last name "Luke" clearly distinguishable.

Tim Luke

Sr. Water Resource Spec.

cc: Region

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SD-0601-2 Last Name: BUCKHORN

STATE

S	E	L	First Name	O	W	Water Right No.	Priority Date	Source	Total Diversion	Use Code	Desc
-	-	-	BUCKHORN	-	-	INVESTMENT CO.	-	-	-	-	-
-	-	-		-	-	C A37-00577BU	03/24/1883	BIG WOOD RI	1.200	01	IRR
-	-	-		-	-	C A37-00577BV	03/24/1883	BIG WOOD RI	1.710	01	IRR
-	-	-		-	-	C A37-12271	09/03/1959	GROUNDWATER	4.000	01	IRR
-	-	-		-	-	C A37-00494	05/01/1886	BIG WOOD RI	2.000	01	IRR
-	-	-		-	-	C A37-00495	07/01/1892	BIG WOOD RI	2.810	01	IRR

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

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OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

3-MAR-1994

JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

Re: Valley Ranch Partners Notice of Change of Water Right Ownership
and Amended Notices of Claims for A37-00494, A37-00577BV,
A37-0495, A37-00833K, A37-12272

Dear Mr. Speck:

I apologize for the lengthy processing time on these changes. I found on the Form 42-1409(7) that you listed A37-00577BU as well as A37-00577BV, so I did change it also. The legal description was the same and it was in the name of Buckhorn Investment Co. If this was not intended, please let me know. Also, you had changed the tributary on the those that had the **Snake River** tributary to the Big Wood River, so I changed A37-00577BU as well to the **Malad River**.

As per our phone call, in your remarks in the amended A37-12271, your amendment lists the Adjudication Number original number as **A37-02683**, whereas, the original number had been **A37-02623**.

You listed on form 42-1409(7) New Owner/Claimant as Valley Ranch Partners, whereas, on the amendments you listed **The Valley Ranch Partners**. I will be glad to add - **the** - should you want it.

Should you have any questions, please feel free to contact me at this office.

Sincerely,

Judy Givens
Adjudication Secretary

/jg
Enclosures

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OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

9-MAR-1994

JAMES P SPECK ESQ
HOGUE SPECK & AANESTAD
PO BOX 987
KETCHUM ID 83340

Re: Valley Ranch Partners Notice of Change of Water Right Ownership
and Amended Notices of Claims for A37-00494, A37-00577BV,
A37-0495, A37-00833K, (A37-12272) A37-02623
Change of Ownership only for A37-00577BU

Dear Mr. Speck:

Finally - I have entered the above referenced Claims in our computer system your amended Claims. As we discussed, I did change A37-12271 to A37-02623 as the original water right was numbered. All references now should go to A37-02623.

Our computer system does accept Cubic Feet Per Second (CFS) point with two digits; however, consumptive use is just one digit. I entered the claims that had two digits as .2 - where you listed .25 - if you want to change to .3, please let me know.

Example: on A37-00577BV

7. Total Quantity Claimed: 1.69 cfs

8. Total consumptive use claimed is 399.2 acre feet per annum.

Please review the records and should you have any questions, please feel free to contact me at this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Judy'.

Judy Givens
Adjudication Secretary

/jg
Enclosures

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OCT 24 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JAN 22 1991

Transfer

T# 3742

APPROVED

AMENDED

APPLICATION FOR TRANSFER OF WATER RIGHT

AMENDED

PART 1

The Valley Ranch Partners (formerly)

Name of applicant Wood River Country Club Partners Phone 208-726-4421
Post Office address c/o James P. Speck, Hogue, Speck & Aanstad, P.O. Box 987, Ketchum, ID 83340

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes See attached Addendum

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Department of Water Resources
Southern Region Office

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number See Attached Addendum Priority _____ Amount (cfs/ac-ft) _____ Nature of Use _____ Period of Use _____
37-00494 37-00833K _____ to _____
37-00495 _____ to _____
37-00577 T _____ to _____
37-00577 V _____ to _____
2. Total amount of water being transferred 7.24 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Big Wood River tributary to Malad River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	BLAINE	HIAWATHA HEADGATE

5. Lands irrigated or place of use:

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	
3N	18E	20		0	R 11.5	7.0									R 15	R 15		R 11	59.5
3N	18E	21											R 13.5						13.5
3N	18E	28					14.5	R 15	R 14.5	10	7.5	R 11.0	2.0						74.5

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Total acres 147.5

T# 3742
37-0577, etc.
37-0577, 37-0578, 37-0579, 37-0580, 37-0581, 37-0582, 37-0583, 37-0584, 37-0585, 37-0586, 37-0587, 37-0588, 37-0589, 37-0590, 37-0591, 37-0592, 37-0593, 37-0594, 37-0595, 37-0596, 37-0597, 37-0598, 37-0599, 37-0600, 37-0601, 37-0602, 37-0603, 37-0604, 37-0605, 37-0606, 37-0607, 37-0608, 37-0609, 37-0610, 37-0611, 37-0612, 37-0613, 37-0614, 37-0615, 37-0616, 37-0617, 37-0618, 37-0619, 37-0620, 37-0621, 37-0622, 37-0623, 37-0624, 37-0625, 37-0626, 37-0627, 37-0628, 37-0629, 37-0630, 37-0631, 37-0632, 37-0633, 37-0634, 37-0635, 37-0636, 37-0637, 37-0638, 37-0639, 37-0640, 37-0641, 37-0642, 37-0643, 37-0644, 37-0645, 37-0646, 37-0647, 37-0648, 37-0649, 37-0650, 37-0651, 37-0652, 37-0653, 37-0654, 37-0655, 37-0656, 37-0657, 37-0658, 37-0659, 37-0660, 37-0661, 37-0662, 37-0663, 37-0664, 37-0665, 37-0666, 37-0667, 37-0668, 37-0669, 37-0670, 37-0671, 37-0672, 37-0673, 37-0674, 37-0675, 37-0676, 37-0677, 37-0678, 37-0679, 37-0680, 37-0681, 37-0682, 37-0683, 37-0684, 37-0685, 37-0686, 37-0687, 37-0688, 37-0689, 37-0690, 37-0691, 37-0692, 37-0693, 37-0694, 37-0695, 37-0696, 37-0697, 37-0698, 37-0699, 37-0700, 37-0701, 37-0702, 37-0703, 37-0704, 37-0705, 37-0706, 37-0707, 37-0708, 37-0709, 37-0710, 37-0711, 37-0712, 37-0713, 37-0714, 37-0715, 37-0716, 37-0717, 37-0718, 37-0719, 37-0720, 37-0721, 37-0722, 37-0723, 37-0724, 37-0725, 37-0726, 37-0727, 37-0728, 37-0729, 37-0730, 37-0731, 37-0732, 37-0733, 37-0734, 37-0735, 37-0736, 37-0737, 37-0738, 37-0739, 37-0740, 37-0741, 37-0742, 37-0743, 37-0744, 37-0745, 37-0746, 37-0747, 37-0748, 37-0749, 37-0750, 37-0751, 37-0752, 37-0753, 37-0754, 37-0755, 37-0756, 37-0757, 37-0758, 37-0759, 37-0760, 37-0761, 37-0762, 37-0763, 37-0764, 37-0765, 37-0766, 37-0767, 37-0768, 37-0769, 37-0770, 37-0771, 37-0772, 37-0773, 37-0774, 37-0775, 37-0776, 37-0777, 37-0778, 37-0779, 37-0780, 37-0781, 37-0782, 37-0783, 37-0784, 37-0785, 37-0786, 37-0787, 37-0788, 37-0789, 37-0790, 37-0791, 37-0792, 37-0793, 37-0794, 37-0795, 37-0796, 37-0797, 37-0798, 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37-1021, 37-1022, 37-1023, 37-1024, 37-1025, 37-1026, 37-1027, 37-1028, 37-1029, 37-1030, 37-1031, 37-1032, 37-1033, 37-1034, 37-1035, 37-1036, 37-1037, 37-1038, 37-1039, 37-1040, 37-1041, 37-1042, 37-1043, 37-1044, 37-1045, 37-1046, 37-1047, 37-1048, 37-1049, 37-1050, 37-1051, 37-1052, 37-1053, 37-1054, 37-1055, 37-1056, 37-1057, 37-1058, 37-1059, 37-1060, 37-1061, 37-1062, 37-1063, 37-1064, 37-1065, 37-1066, 37-1067, 37-1068, 37-1069, 37-1070, 37-1071, 37-1072, 37-1073, 37-1074, 37-1075, 37-1076, 37-1077, 37-1078, 37-1079, 37-1080, 37-1081, 37-1082, 37-1083, 37-1084, 37-1085, 37-1086, 37-1087, 37-1088, 37-1089, 37-1090, 37-1091, 37-1092, 37-1093, 37-1094, 37-1095, 37-1096, 37-1097, 37-1098, 37-1099, 37-1100, 37-1101, 37-1102, 37-1103, 37-1104, 37-1105, 37-1106, 37-1107, 37-1108, 37-1109, 37-1110, 37-1111, 37-1112, 37-1113, 37-1114, 37-1115, 37-1116, 37-1117, 37-1118, 37-1119, 37-1120, 37-1121, 37-1122, 37-1123, 37-1124, 37-1125, 37-1126, 37-1127, 37-1128, 37-1129, 37-1130, 37-1131, 37-1132, 37-1133, 37-1134, 37-1135, 37-1136, 37-1137, 37-1138, 37-1139, 37-1140, 37-1141, 37-1142, 37-1143, 37-1144, 37-1145, 37-1146, 37-1147, 37-1148, 37-1149, 37-1150, 37-1151, 37-1152, 37-1153, 37-1154, 37-1155, 37-1156, 37-1157, 37-1158, 37-1159, 37-1160, 37-1161, 37-1162, 37-1163, 37-1164, 37-1165, 37-1166, 37-1167, 37-1168, 37-1169, 37-1170, 37-1171, 37-1172, 37-1173, 37-1174, 37-1175, 37-1176, 37-1177, 37-1178, 37-1179, 37-1180, 37-1181, 37-1182, 37-1183, 37-1184, 37-1185, 37-1186, 37-1187, 37-1188, 37-1189, 37-1190, 37-1191, 37-1192, 37-1193, 37-1194, 37-1195, 37-1196, 37-1197, 37-1198, 37-1199, 37-1200, 37-1201, 37-1202, 37-1203, 37-1204, 37-1205, 37-1206, 37-1207, 37-1208, 37-1209, 37-1210, 37-1211, 37-1212, 37-1213, 37-1214, 37-1215, 37-1216, 37-1217, 37-1218, 37-1219, 37-1220, 37-1221, 37-1222, 37-1223, 37-1224, 37-1225, 37-1226, 37-1227, 37-1228, 37-1229, 37-1230, 37-1231, 37-1232, 37-1233, 37-1234, 37-1235, 37-1236, 37-1237, 37-1238, 37-1239, 37-1240, 37-1241, 37-1242, 37-1243, 37-1244, 37-1245, 37-1246, 37-1247, 37-1248, 37-1249, 37-1250, 37-1251, 37-1252, 37-1253, 37-1254, 37-1255, 37-1256, 37-1257, 37-1258, 37-1259, 37-1260, 37-1261, 37-1262, 37-1263, 37-1264, 37-1265, 37-1266, 37-1267, 37-1268, 37-1269, 37-1270, 37-1271, 37-1272, 37-1273, 37-1274, 37-1275, 37-1276, 37-1277, 37-1278, 37-1279, 37-1280, 37-1281, 37-1282, 37-1283, 37-1284, 37-1285, 37-1286, 37-1287, 37-1288, 37-1289, 37-1290, 37-1291, 37-1292, 37-1293, 37-1294, 37-1295, 37-1296, 37-1297, 37-1298, 37-1299, 37-1300, 37-1301, 37-1302, 37-1303, 37-1304, 37-1305, 37-1306, 37-1307, 37-1308, 37-1309, 37-1310, 37-1311, 37-1312, 37-1313, 37-1314, 37-1315, 37-1316, 37-1317, 37-1318, 37-1319, 37-1320, 37-1321, 37-1322, 37-1323, 37-1324, 37-1325, 37-1326, 37-1327, 37-1328, 37-1329, 37-1330, 37-1331, 37-1332, 37-1333, 37-1334, 37-1335, 37-1336, 37-1337, 37-1338, 37-1339, 37-1340, 37-1341, 37-1342, 37-1343, 37-1344, 37-1345, 37-1346, 37-1347, 37-1348, 37-1349, 37-1350, 37-1351, 37-1352, 37-1353, 37-1354, 37-1355, 37-1356, 37-1357, 37-1358, 37-1359, 37-1360, 37-1361, 37-1362, 37-1363, 37-1364, 37-1365, 37-1366, 37-1367, 37-1368, 37-1369, 37-1370, 37-1371, 37-1372, 37-1373, 37-1374, 37-1375, 37-1376, 37-1377, 37-1378, 37-1379, 37-1380, 37-1381, 37-1382, 37-1383, 37-1384, 37-1385, 37-1386, 37-1387, 37-1388, 37-1389, 37-1390, 37-1391, 37-1392, 37-1393, 37-1394, 37-1395, 37-1396, 37-1397, 37-1398, 37-1399, 37-1400, 37-1401, 37-1402, 37-1403, 37-1404, 37-1405, 37-1406, 37-1407, 37-1408, 37-1409, 37-1410, 37-1411, 37-1412, 37-1413, 37-1414, 37-1415, 37-1416, 37-1417, 37-1418, 37-1419, 37-1420, 37-1421, 37-1422, 37-1423, 37-1424, 37-1425, 37-1426, 37-1427, 37-1428, 37-1429, 37-1430, 37-1431, 37-1432, 37-1433, 37-1434, 37-1435, 37-1436, 37-1437, 37-1438, 37-1439, 37-1440, 37-1441, 37-1442, 37-1443, 37-1444, 37-1445, 37-1446, 37-1447, 37-1448, 37-1449, 37-1450, 37-1451, 37-1452, 37-1453, 37-1454, 37-1455, 37-1456, 37-1457, 37-1458, 37-1459, 37-1460, 37-1461, 37-1462, 37-1463, 37-1464, 37-1465, 37-1466, 37-1467, 37-1468, 37-1469, 37-1470, 37-1471, 37-1472, 37-1473, 37-1474, 37-1475, 37-1476, 37-1477, 37-1478, 37-1479, 37-1480, 37-1481, 37-1482, 37-1483, 37-1484, 37-1485, 37-1486, 37-1487, 37-1488, 37-1489, 37-1490, 37-1491, 37-1492, 37-1493, 37-1494, 37-1495, 37-1496, 37-1497, 37-1498, 37-1499, 37-1500, 37-1501, 37-1502, 37-1503, 37-1504, 37-1505, 37-1506, 37-1507, 37-1508, 37-1509, 37-1510, 37-1511, 37-1512, 37-1513, 37-1514, 37-1515, 37-1516, 37-1517, 37-1518, 37-1519, 37-1520, 37-1521, 37-1522, 37-1523, 37-1524, 37-1525, 37-1526, 37-1527, 37-1528, 37-1529, 37-1530, 37-1531, 37-1532, 37-1533, 37-1534, 37-1535, 37-1536, 37-1537, 37-1538, 37-1539, 37-1540, 37-1541, 37-1542, 37-1543, 37-1544, 37-1545, 37-1546, 37-1547, 37-1548, 37-1549, 37-1550, 37-1551, 37-1552, 37-1553, 37-1554, 37-1555, 37-1556, 37-1557, 37-1558, 37-1559, 37-1560, 37-1561, 37-1562, 37-1563, 37-1564, 37-1565, 37-1566, 37-1567, 37-1568, 37-1569, 37-1570, 37-1571, 37-1572, 37-1573, 37-1574, 37-1575, 37-1576, 37-1577, 37-1578, 37-1579, 37-1580, 37-1581, 37-1582, 37-1583, 37-1584, 37-1585, 37-1586, 37-1587, 37-1588, 37-1589, 37-1590, 37-1591, 37-1592, 37-1593, 37-1594, 37-1595, 37-1596, 37

PART 1**6. General Information:**

- a. Description of diversion system See Attached Addendum
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? n/a Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
n/a
- d. Remarks:
See Attached Addendum

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. S 37-0494/0495/0577T&V/0833K
And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 12th day of March, 19 91

J. Glen Saylor
CHIEF, WATER ALLOCATION BUREAU

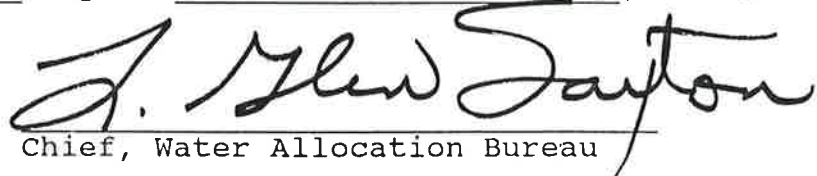
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OCT 24 1994

CONDITIONS OF APPROVAL

Transfer of Water Right Nos. 37-0494/37-0495/37-0577T&V/37-0833K

1. Use of water under this water right is subject to control by the watermaster of State Water District No. 37, Big Wood River.
2. The maximum combined rate of diversion under right nos. 37-0494, 37-0495, 37-0577T, 37-0577V, & 37-0833K shall not exceed 7.24 cfs.
3. When combined, right nos. 37-0494, 37-0495, 37-0577T, 37-0577V, 37-0833K & supplemental groundwater right no. 37-2623 shall provide no more than 3.0 acre-feet per acre for the lands above.
4. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.
5. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.
6. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
7. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Dated this 12th day of March, 1991.


Chief, Water Allocation Bureau

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OCT 24 1991

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00577B T & V Decreed to Wood River Land Co. JACOB & SARAH MIZER VIA W.T. RILEY
in case of Albrethsen S.C. First et. AL. vs. Wood River Land Co. ALWAS WATER Co.
dated 6/27/1925 12/13/1909 in Fourth District Court county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. Many 456 & 487 which produced this right.
- See comment - Part 5 below.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority 3/24/1883

5. Water is used for the following purpose: * TRANSFERS 456 & 487 which produced PARTS T & V were approved for 1.0 cfs each, but 1.69 cfs has been delivered historically UNDER BOTH RIGHTS COMBINED.

amount 14.678 1.69* for Irrigation purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right 14.678 1.69* cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion: *Historically delivered, but unrecorded, points of diversion for parts of this water right.

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	Blaine	Headgate #22, Hiawatha Canal
								Various other headgates*
	SE	NE	NE	18	3N	18E		MIZER HEADGATE #20

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	18E	4, 5, 9																	
		15, 16, 22																	
		23, 26																	
3N	18E	21											X						
		28						X	X			X							

* Changes MADE VIA CORRESPONDENCE & MEETING w/ Jim Speck
7/21. 2-4-91

Total acres unspecified

9. Describe any other water rights used for the same purpose as described above _____

37-00494, 37-00495, 37-00853K, 37-02623

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 1.20 for Irrigation purposes from (Hiawatha part) to _____
 (cfs/ac-ft)
 amount 1.69 for Irrigation purposes from (Mizer part) to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	SW	NW	20	3N	18E	Blaine	Headgate #22, Hiawatha Canal
	SE	NE	NE	18	3N	18E	Blaine	Headgate #20, Mizer Canal

3. Lands irrigated or place of use: Historical place of use *

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	
3N	18E	21											24						24
3N	18E	28					9	39	40	12	9	40							149

Total acres 173**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 11.788 for Irrigation purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: Same

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use: Same

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	

MICROFILMED
OCT 24 1994Total acres unspecified

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00494 Decreed to Jacob Mizer
in case of S.C. Frost et al. vs. Alturas Water Co. et ux.
dated December 13, 1909 in Lincoln county of Idaho
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority May 1, 1886

5. Water is used for the following purpose:

amount 2.0 cfs for Irrigation purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.0 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical place of use; ** Decreed HUK

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	
3N	18E	21											24						24
		28					9	39	40	12	9	40							149
3N	18E	28						39	40		9								88**

** See page 1 of 6 note*

9. Describe any other water rights used for the same purpose as described above Portions of 37-00577
37-00495, 37-00833K, 37-02623

Total acres _____

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No _____ If yes, describe _____

(If the entire right is to be changed by the applicant, omit part B and C.)

- 2. Point(s) of Diversion:**

3. Lands irrigated or place of use:

Total acres _____

2. Point(s) of Diversion:

3. Lands irrigated or place of use:

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OCT 24 1994

Total acres _____

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00495 Decreed to Jacob Mizer
in case of S.C. Frost et al. vs. Alturas Water Company et ux.
dated December 13, 1909 in Lincoln county of Idaho
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☒ Warranty Deed ☐ Other _____

3. Source of water Big Wood River tributary to Malad River

4. Date or priority July 1, 1892

5. Water is used for the following purpose:

amount 2.8 cfs for _____ purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 2.8 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical P/U ; ** Decreed P/U *

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	
3N	18E	21											24						24
		28					9	39	40	12	9	40							149
3N	18E	28						39	40		9								88**

* See page 1 of 6 note

Total acres 173

9. Describe any other water rights used for the same purpose as described above Portions of 37-00577,

37-00494, 37-00833K, 37-02623

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10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED***(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

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OCT 24 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-00833K Decreed to Irvin E. Rockwell
in case of Rockwell vs. Coffin
dated August 25, 1949 in Blaine county of Idaho
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2591 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☒ Other See Addendum

3. Source of water Big Wood River tributary to Malad River

4. Date or priority November 12, 1936

5. Water is used for the following purpose:

amount 0.75 cfs for Irrigation purposes from April 1 to Nov. 1
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.75 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	SE	NE	NE	18	3N	18E	Blaine	Mizer Headgate #20

8. Lands irrigated or place of use: † Historical p/u ; ** Recorded p/u *

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
3N	18E	21											24						24
3N	18E	28					9	39	40	12	9	40							149
3N	18E	20			14				4					17	31				46**

* See page 1 of 6 note

Total acres 173

9. Describe any other water rights used for the same purpose as described above Portions of 37-00577

37-00494, 37-00495, 37-02623

MICROFILMED
OCT 24 1994

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	

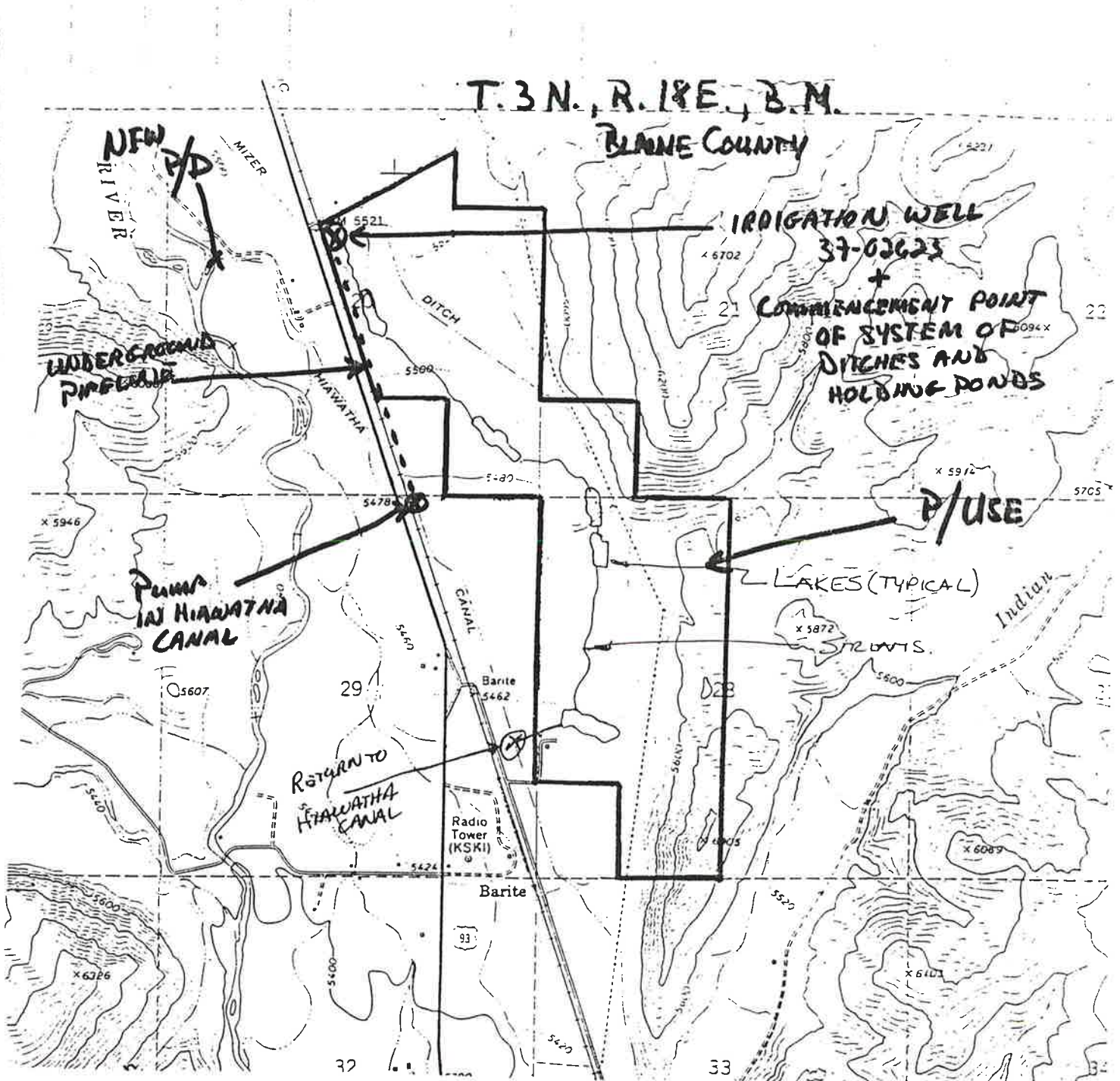
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OCT 24 1994
 Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

POOR ORIGINAL

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
	Recreation	0.60 cfs	215 days/year	April 1 to Nov. 1
	(See Attached Addendum)			to

2. Quantity and quality of return flows and location of discharge:
See Attached Addendum

3. Describe effects on other water uses resulting from the proposed change:

None. The change to recreation will not increase the consumptive use of these water rights.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this

29th day of June, 1990
ROBERT FINNER, (Signature of Applicant) T & T MOUNT CO. FOR WOOD RIVER COUNTRY CLUB PARTNERS

James P. Speck
 (Notary Public)

My commission expires

1/29/91

FOR DEPARTMENT USE ONLY

Transfer contains 12 pages and 6 attachments

Received by M.B. Date 7/2/90 Protest filed by _____

Prelim. check by DRJ Fee \$50 R# 5011864 no OK DRJ 7/3/90

Received by MB Date 4/9/90

Published in Wood River Journal Copies of protest forwarded by _____

Pub. dates 7/25 + 8/1/90 Hearing held by _____ Date _____

Watermaster recommendation requested on 7/19/90 Recommended for ☐ approval ☐ denial

_____ rec'd. 8/6/90 by _____

Copy of transfer sent to lien holder _____

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REVISED ADDENDUM TO
APPLICATION FOR TRANSFER OF WATER RIGHTS
(PORTIONS OF 37-00577, 37-00494, 37-00495 & 37-00833K)
BY
WOOD RIVER COUNTRY CLUB PARTNERS
(January 21, 1991)

INTRODUCTION:

Applicant has purchased two (2) ranches and obtained preliminary plat approval from the Blaine County Planning and Zoning Commission for a residential planned unit development to be known as The Valley Ranch and to include 98 single family home lots, a recreation center and an 18 hole championship golf course, including a clubhouse and maintenance building. Accompanying this Application is a copy of the approved Preliminary Plat (the "Plat") (note: Lots 33 and 34 shown on the Plat will be combined into one lot).

Attached to this Addendum is a summary of the proposed irrigated acres for the project, sub-totalled by the following categories: residential lot irrigation, residential common area, golf course rough and golf course fairway. Please note that the surface area of the ponds (approximately 12.25 acres) is NOT included in these numbers. Adequate surface water rights have been acquired with the ranches to irrigate the golf course rough and fairways and the residential common area. These surface water rights are the subject of this Application for Transfer. An Application for Permit has been filed for the development of wells to supply the domestic water system, irrigation of the 0.5 acre per lot maximum allowable residential landscaping area, and as supplemental irrigation water for the residential common area and a portion of the golf course rough. A groundwater irrigation right (37-02623) has also been acquired with the ranches to provide supplemental irrigation water for the golf course fairways and a portion of the rough. An Application for Transfer has also been filed to make the changes necessary for those purposes.

This Application seeks approval of the following changes to these surface water rights:

a. Change the nature of a portion of each right to "consumptive" recreation for use in the ponds and streams as golf course hazards. This portion is determined by the surface area of the ponds (12.2 acres), the total, historic irrigated acreage as shown in PART 2 of the Application, and based upon the assumption that the evapo-transpiration losses are approximately the same for the same areas of pond surface and irrigated crop. Thus, $12.2 \text{ acres} / 159.7 \text{ acres} \times 100\% = 7.64\%$ of each water right will be used for this new purpose.

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b. Change the place of use for the balance of (159.7 acres - 12.2 acres = 147.5 acres)/159.7 acres X 100% = 92.36% of each water right to be used for the irrigation of 147.5 acres consisting of the golf course fairways (126 acres) and rough (21.5 acres).

c. Change the point of diversion to the Hiawatha Canal Headgate of all the rights to consolidate delivery of these rights into a single system for more efficient use of the water.

ADDENDUM:

PART 1

A.,2. See the comments at the end of the INTRODUCTION, above.

B,1.

RIGHT NUMBER	PRIORITY	AMOUNT IN CFS	USE	PERIOD OF USE
37-00577T&V ¹	3/24/1883	1.56	irrigation	Apr. 1 to Nov. 1
37-00577T&V	3/24/1883	0.13	recreation	Apr. 1 to Nov. 1
37-00494	5/01/1886	1.85	irrigation	Apr. 1 to Nov. 1
37-00494	5/01/1886	0.15	recreation	Apr. 1 to Nov. 1
37-00495	7/01/1892	2.59	irrigation	Apr. 1 to Nov. 1
37-00495	7/01/1892	0.21	recreation	Apr. 1 to Nov. 1
37-00833K	11/12/1936	0.69	irrigation	Apr. 1 to Nov. 1
37-00833K	11/12/1936	0.06	recreation	Apr. 1 to Nov. 1

B.,6,a. Hiawatha Headgate diverts water into Hiawatha Canal. A pump will be placed in the Canal to bring water into a gravity flow system of streams and ponds for recreational use as golf course hazards and pumped from the ponds into a pressurized underground sprinkler system to irrigate the golf course fairways and rough and the residential common area..

B.,6.,d. The location of the proposed system of ponds and streams is generally depicted in Part 3, A of this

¹ As described in Mr. Tim Luke's November 1, 1990 letter to James P. Speck, Esq., those portions of water right 37-00577 acquired by Applicant and historically delivered through the Mizer Ditch are identified as 37-00577T and 37-00577V. Although the total of these two subparts of 37-00577 is 2.0 cfs, the Watermaster's delivery records indicate only 1.69 cfs were ever delivered, and this is the amount requested to be transferred. These subparts are claimed as one right in the Snake River Basin Adjudication as A37-00577BV (please note the Adjudication Claim A37-00577BV is for 1.71 cfs and appears to be 0.02 cfs too much).

Application. The Plat included with this Application accurately shows the size and location of these features on a 1 inch = 200 feet scale. See the INTRODUCTION, above, for general comments about the requested changes. The ponds will also provide a source of water for fire protection for the residential lots and recreational facility buildings.

Applicant is the owner of record of all the subject water rights, including 37-00833K. This right is a portion of the "Rockwell By-Pass Right" decreed to Irvin E. Rockwell in Rockwell v. Coffin, Blaine County District Court, August 25, 1949, as "saved, conserved and developed waters regardless of the date of the appropriation thereof", the use of which is granted regardless of priority as long as at least 17.36 cfs of water from the Big Wood River is flowing through the Rockwell By-Pass Canal during the irrigation season.

PART 2

A.,9. Transfer 2591 transferred 37-00833K to certain lands in Section 20. However, according to Frederick Blechman, from whom Applicant purchased, the water was never put to use on those lands and, instead, Mr. Blechman agreed with the owners of the lands Applicant has purchased in Sections 21 and 28, that this right could be delivered to and used on those lands in conjunction with the other rights which are the subject of this Application. Thereafter, this right was used in conjunction with the other rights for the irrigation of the 159.7 acres identified in PART 2, A.,8., for each right.

PART 3

B.,1. The amount shown (0.55 cfs) is the total for all of the water rights. The amounts for each right are given in PART 1, B.1. of this ADDENDUM.

B.,2. The system will provide for the return of any overflow waters from the southernmost pond to the Hiawatha Canal in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, S.29, T.3N., R.18E., B.M., Blaine County. The amount of such return flows cannot currently be estimated. There will be no change in the quality of this return water which would adversely impact the irrigation users further down the Canal.



Edwards, Howard & Martens, Inc.

ENGINEERS / PLANNERS / SURVEYORS

1139 Falls Ave. E., Suite B
Twin Falls, Idaho 83301
Phone 734-4888

August 22, 1990

IN THE FIELDS OF:

PLANNING
SURVEYING
HIGHWAYS
WATER
SEWAGE
STRUCTURAL
SUBDIVISIONS
AIRPORTS
BRIDGES

Big Wood Canal Company
112 So. Apple
Shoshone, Idaho 83352

Attn: Dick Oneida

Re: Water Right Transfer
37-00577
37-00494
37-00833K
37-00159

Dear Mr. Oneida,

Following our discussion concerning the above specified transfers and the Bigwood Canal Company concerns and subsequent protest the following information is provided:

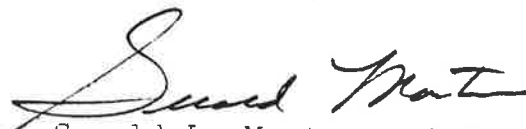
1. The water will be diverted to the lands from the Hiawatha Canal with a pump system with the following equipment:
 - a) Flowmeter and totalizer measuring flow in gallons per minute and total gallons pumped.
 - b) Flow rate adjustment device that can be adjusted by the watermaster. Flow device will be lockable.
 - c) Plans for the pump and measuring device will be supplied to your office for approval prior to construction. No construction will be started prior to your approval.
2. Diversions from the Bigwood River into the Hiawatha Canal will be limited to irrigation needs. All other rights will be left in the Bigwood River and be available for downstream uses.

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It is my understanding that the above data is sufficient for you to request your protest be removed. If additional information is needed please call me as soon as possible. Completion of the transfer is necessary to finalize the funding and design of the project so that construction may begin.

Please call me if there are any further questions.

Respectfully yours,
EHM ENGINEERS, INC.


Gerald L. Martens, P.E.

GLM/jm
cc:file

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OCT 24 1994

Big Wood Canal Company

112 S. Apple P.O. Box C
Shoshone, Idaho 83352
886-2331

RECEIVED

AUG 06 1990

Department of Water Resources
Southern Region Office

Aug. 3, 1990

R. Keith Higginson
Department of Water Resources
222 Shoshone Street East
Twin Falls, Idaho 83301

RE: Application #37-00577BN, 37-0494,
37-00495, 37-0833K WOOD RIVER
COUNTRY CLUB PARTNERS

Dear Sir:

The Big Wood Canal Company would like to protest to the applications filed by Wood River Country Club Partners on grounds that this change of water right could be detrimental to the delivery of water of Big Wood Canal Company.

Sincerely,



Richard M. Oneida
Manager

RMO/lma

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OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 327-7900

RECEIVED

NOV 5 1990

Department of Water Resources
Southern Region Office

November 1, 1990

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

James P. Speck
P.O. Box 987
Ketchum, ID 83340

RE: Transfer Application No. 3742/RT. NO.S 37-0577, 37-0494, 37-0495 & 37-0833K

Dear Mr. Speck:

The above transfer application has been forwarded to the state office for final review and processing. Gary Spackman and I have reviewed the transfer and have developed several questions or concerns. This letter addresses those concerns and asks you to provide a response and some additional information.

1) Historical use of rights and place of use:

a) Your transfer application appears to represent that the four rights above have historically been commingled and used for irrigating 173 acres in sections 21 and 28 of T3N, R18E. You then propose to change the place of use under these rights to cover 162.7 acres, and change the nature of use for irrigation of 12.25 acres to 12.25 acres of ponds. Subtracting 12.25 acres from the original 173 acres leaves a balance of 160.75 acres, not 162.7 acres. The number of acres to be irrigated after the change therefore appears to be overstated by 2 acres.

b) I have reviewed correspondence in this transfer file and found that Doug Jones of our Twin Falls office had inspected a black and white air photo from 1974 and determined that a total of 160 acres had been irrigated within the subject property in sections 21 and 28. My review of the same photo confirms irrigation at that time of 155 to 160 acres. The 1966 field exam for supplemental groundwater right no. 37-2623 confirms irrigation of 156 acres within the ranch boundaries. Upon review of a 1984 infrared aerial photo on file at the state SCS office, I found only about 127 acres of irrigated land within the larger 173 acre ranch unit. The department's 1986 remote sensing report shows that only 21 acres of land were classified as irrigated in that year. Based on the more recent data, our concern is that we do not allow a transfer which represents an enlargement of the rights, or grants more irrigable acreage than what has been irrigated over the past five consecutive years.

Since the 1984 and 1986 data is the most recent data we have available, we ask that you contact your local ASCS office and

37-0057
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obtain aerial photos, slides or crop reports which will confirm the maximum amount of irrigable acreage within the past five years.

c) There is some question also as to the actual number of acres irrigated with the surface water rights prior to the issuance of the supplemental groundwater right. Review of a 1964 deposition by Mrs. Stella Mizer, who held the groundwater permit at that time, reveals that this groundwater right included some acreage that was newly cultivated. The groundwater permit, according to Mizer's deposition, was not supplemental to all of the 156 acres that were ultimately licensed. Based on Mizers description of the newly cultivated lands, and comparison with the licensed groundwater right, I have concluded that the 21 acres in the SWSW of sec. 21, and the 10 acres in the SENW licensed under the groundwater right may not have been irrigated with the surface water rights prior to the use of the groundwater well.

d) Another historical use question concerns right no. 37-0833K. As you noted in your addendum, transfer no. 2591 produced this right and transferred the place of use to lands in section 20. You claim that transfer no. 2591 was never accomplished, but instead the right was used on the other lands in sections 21 and 28. If this right was used on the other lands, why was an adjudication claim filed for 37-0833K showing the place of use in section 20, rather than in sections 21 and 28. When and with whom did Mr. Blechman make the informal transfer from section 20 to sections 21 and 28, and when was right 37-0833K first used for irrigating lands within section 21 and 28?

e) There are also several questions pertaining to both portions of right no. 37-0577. Your addendum states that there are not any recorded transfers for these portions of the original right. The departments records show two portions of 37-0577, resulting in rights 37-0577T and 37-0577V, were transferred to the Mizer ranch in sections 21 and 28. Specifically, 1.0 cfs (50 miners inches) each were transferred by Jacob and Sarah Mizer by separate transfers, T-456 and T-487, to the Mizer Ditch (Canal #20) for irrigation of lands within the SWSW of section 21, the W1/2NW1/4, and NWSW of section 28. The transfers were made in 1929 and 1930 respectively. Records of the District 37 water master show that only 1.69 cfs (84.3 inches) of right 37-0577 were ever delivered through the Mizer Ditch (this includes delivery records from 1932 through 1990). There are no records that rights 37-0577T and 37-0577V were ever transferred again or made appurtenant to lands other than those listed in the original transfers. If you claim that these rights have been used on additional lands not covered by the transfer, then such use may be viewed as an expansion.

In regard to the 1.20 cfs portion of 37-0577 identified in your transfer, when and how was this right acquired by any owner of lands in sections 21 and 28? Also, how has this water been conveyed from the Hiwatha Canal to the subject properties, and to which lands has this portion been made appurtenant.

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2) Change in Point of Diversion:

One of the questions raised by the Big Wood River watermaster in his review of this transfer was whether or not consent to the transfer had been given by the owners and users of the Hiawatha Canal. Although these people may have been provided notice of the transfer through the local newspaper notice, we believe that the Hiawatha users should provide some type of formal consent due to the size and nature of your transfer, and the fact that your application proposes routing return flow to the Hiawatha Canal.

In summation, our concerns and requests are as follows:

- 1) Provide confirmation of the number of acres irrigated in sections 21 and 28 over the past five consecutive years. You should also address or acknowledge the mathematical error concerning subtraction of the pond surface acreage.
- 2) Describe specifically the place of use location for the 1.69 cfs under rights 37-0577T and 37-0577V, and if possible, confirm whether or not groundwater right no 37-2623 included expansion acreage that was not formerly covered with any of the surface rights.
- 3) Describe how and when the 1.2 cfs portion of right 37-0577 was acquired. Confirm which lands this right is appurtenant, when this right was first used on those lands and how the water has been conveyed from the Hiawatha Canal to the lands in question.
- 4) Confirm if and when right 37-0833K was first used on lands in sections 21 and 28. Provide any documentation concerning the informal transfer of this right between Blechman and the owners of the land, and state why the Snake River Basin Adjudication claim for this right does not list the section 21 and 28 lands as the place of use.
- 5) Obtain some type of formal consent to the transfer, including the return flow proposal, from the owners and users of the Hiawatha Canal.

Based on what we have reviewed thus far, I wish to notify you at this time that the department may limit the surface rights to specific numbers of acres. For example, if an 1883 right is found to have been used on a specific 100 acres of land, this right can not be used to irrigate more than 100 acres at the new location.

Finally, I wish to mention that we have also reviewed transfer no. 3743 (transfer of groundwater right 37-2623) and see no immediate problems with this application. Consent from the Hiawatha Canal owners should be submitted prior to any approval of this transfer.

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We are confident that you will respond to this inquiry at your earliest convenience. Please contact me at this office if you have questions concerning this matter.

Sincerely,

A handwritten signature in dark ink, appearing to read "Tim Luke", written over the printed name.

Tim Luke

Sr. Water Resource Spec.

cc: Region

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Water Right Number - 37-00494

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MIZER

JACOB

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
05/01/1886 17 D - DECREED+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
03N 18E 18 NE NE (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 2.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
2.000+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 18E 28 NW NW 01 IRRIGATION (13) BLAINE
03N 18E 28 SW NW 01 IRRIGATION (13) BLAINE
03N 18E 28 NE SW 01 IRRIGATION (13) BLAINE

Total Acres:

+ - - Diversion Means - MIZER #20 HEADGATE

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
AC. IRRIG. NOT SPECIFIED. FARM = 120 AC.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - +
S. C. FROST, ET. AL.+ - - - - Decree Defendant - - - +
ALTURAS WATER COMPANY, ET. AL.+ - Decree Date - +
12/13/1909FEB 13 1993
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IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

11/28/88 11:21:20
Page 2

Water right number - 37-00494

Adj. flag translation: Standard Water Right Number

+ - - Microfilm Rolls -

+ - - Audit Fields - 02/11/86

05/28/88 CONVERT

+ - - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 07/01/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 12/13/1909				

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FEB 23 1989



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

November 16, 1988

Mr. Jerry Monkarsh
Buckhorn Investment Co.
9061 Santa Monica Blvd.
Los Angeles, CA 90069

RE: Snake River Basin Adjudication - Blaine County

Dear Mr. Monkarsh:

We are returning the five Notices of Claim to a Water Right filed on behalf of the Buckhorn Investment Company for lands in Blaine County. We have some problems that need to be corrected before we can continue processing these claims.

On each of the forms at Item #13, regarding other rights, you have noted "See Attached Sheet". When we received your forms, we received only the forms and did not receive any separate attachment addressing other water rights that are also used on your lands. Please enclose this attachment.

The next item we need to address is the amount of the filing fees for your claims. Each claim is subject to a \$50.00 flat fee, or \$250.00, plus a variable fee for the acreage involved of \$180.00, for a total filing fee due of \$430.00. Please submit a check or money order for this amount when you resubmit these claims.

If you have any questions, please feel free to contact this office. If you will resubmit these claims prior to December 15, 1988, you will not be charged a late filing fee.

Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosures
Long Form, Completed (5)

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FEB 23 1989

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

5 Claims

CLAIMANT'S NAME BuckhornCLAIM IDENT. NO. A37-DATE RECEIVED 10-27-88CK # NoneAMOUNT \$ NA

1. Is the name and address complete with zip code?

YES

NO

2. Is a priority date entered?

Is the water use exempt from the Permit requirements, or if it is not exempt, has a Permit been approved or a License issued?

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family wells and stockwater wells using less than 13,000 gpd), or (2) for surface water after May 20, 1971 (except for instream stockwater).
 RETURNED. REFER TO ADJUDICATION MEMO AND # 9 (REJECTION OF CLAIMS).

CLAIM IS
LOCATIONS)

3. (a) Is a source entered?

(b) Is a tributary to entered? (if

4. Is the legal description of the p.

5. Is there a description of the diverting work?

6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form.

Is the period of use included?

Is a quantity claimed for each use?

7. Is a total quantity claimed entered?

8. If required is a consumptive use entered?

N/A

Is the consumptive use correct?

N/A

9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4.

N/A

10. Is (are) the place(s) of use and purpose(s) indicated?

11. Is (are) the county(ies) entered?

12. Is the ownership of p.u. checked?

13. Are other water rights listed or "none" indicated?

14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)

N/A

15. Is the basis of the claim indicated?

16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?)

Has the claim been signed, sealed, and dated by a notary?

Was this claim filed on time, or was an extension granted?

Is the fee enclosed correct?

Exempt

If this claim is based on an existing water right, has the identification number been entered?

N/A

Should this claim be receipted and data entered?

Claim checked by: RS

Comments:

Items 13 & Fee \$430-MICROFILMED
FEB 23