

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 37-496G
Date Received: 10/25/1988
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SIMON FAMILY TRUST Phone: (208)725-0772
ELIZABETH BLISS SIMON TRUSTEE
PO BOX 1837
SUN VALLEY ID 83353

2. Date of Priority: 07/01/1883

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	6	SE NE	BLAINE	

5. Description of diverting works:

PUMP IN RIVER, MAINLINE, SPRINKLER IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 7 A.F.A.

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	6	SE	NE	IRRIGATION	2
					Section Acres	2
					Total Acres	2

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:

Parcel: 00190000002BA.

PROPERTY IS ALSO KNOWN AS LOT 2B, GIMLET SUBDIVISION NO. 1, REVISED: 2B.

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

***** PURSUANT TO
APPROVED TRANSFER 4471: 1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY
THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS
DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE
THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS
PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR
OF THE DATE OF THIS APPROVAL.

5. 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.

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RESCINDED.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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION NO. 1, REVISED.

***** 10/31/96 TF;
OWNERSHIP CHANGE STEVENS TO HANNA PER WARRANTY DEED.

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 15, 2004

SIMON FAMILY TRUST
ELIZABETH BLISS SIMON TRUSTEE
PO BOX 1837
SUN VALLEY ID 83353

Re: SRBA Claim(s) 37-496G

Dear Ms. Simon:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership as requested. 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, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

Form 42-148/42-1409/6/ July, 2000

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

RECEIVED
SEP 13 2004
 Department of Water Resources
 Southern Region

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>37-496G</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

2. The following **REQUIRED** information must be submitted with this form:

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

OR

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

3. Name and Address of Former Owner/Claimant(s) DON K. HANNA & EDITH P. HANNA
PO BOX 2399, SUN VALLEY, ID 83353
4. New Owner/Claimant(s) ELIZABETH BLISS SIMON, TRUSTEE
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address PO BOX 1837
 City, State and ZIP Code SUN VALLEY, ID 83353
 New Telephone Number 200 725-0772
5. Date you acquired the property OCTOBER 1, 2003

Form 42-248/42-1409(6) July, 2000

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

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

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

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Elizabeth B. Simon

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

For Office Use Only

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

QUITCLAIM DEED

THIS INDENTURE, Made this 19th day of April, 2004 between
DON K. HANNA AND EDITH P. HANNA, husband and wife

as Grantor and

ELIZABETH BLISS SIMON AND MITCHELL J. SIMON, JR., TRUSTEES OF THE SIMON
FAMILY TRUST DATED MARCH 22, 1990, AS AMENDED AND RESTATED

as Grantee

whose current address is PO BOX 1837, SUN VALLEY, ID 83353

WITNESSETH That said Grantor for and in consideration in lawful money of the United States of America, in hand paid by the Grantee, the receipt whereof is hereby acknowledged, does by these premises remise, release and forever QUITCLAIM, unto the said Grantee and to its heirs and assigns all that certain lot, piece or parcel of land, bounded and particularly described as follows, to-wit:

WATER RIGHT NO. 37-496G APPURTENANT TO THE FOLLOWING DESCRIBED PROPERTY:

Lot 2B of GIMLET SUBDIVISION NO. 1, REVISED: LOT 2B, according to the official plat thereof, recorded as Instrument No. 398140, records of Blaine County, Idaho.

Parcel Number: 00190000002BA

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, All and singular the said premises, together with the appurtenances, unto the Grantee and to its heirs and assigns forever.

IN WITNESS WHEREOF, The said Grantor has hereunto set its hand and seal the day and year first above written.


DON K. HANNA


EDITH P. HANNA

State of IDAHO

SS.

County of BLAINE

Instrument # 509398

HAILEY, BLAINE, IDAHO

2004-09-02 04:26:00 No. of Pages: 1

Recorded for : BLAINE COUNTY TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYQC/CORP DEED

On this 20th day of April, 2004, before me, the undersigned, a Notary Public, in and for said State, personally appeared DON K. HANNA AND EDITH P. HANNA

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.


Notary Public

Residing at: KETCHUM, IDAHO

Commission Expires: 2/15/05

(SEAL)

ALEX HIGGINS
NOTARY PUBLIC
STATE OF IDAHO

**BLAINE COUNTY TITLE ASSOCIATES
360 SUN VALLEY ROAD
P.O. BOX 3176
KETCHUM, ID 83340
208-726-0700 Phone/208-726-8406 Fax**

September 9, 2004

IDWR Southern Region
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301

RECEIVED
SEP 13 2004
Department of Water Resources
Southern Region

Re: Order 03012096

Hanna/Simon

Dear Ladies & Gentlemen:

In connection with the above referenced order, please find attached the following documents:

- Notice of Change of Water Right Ownership.
- Recorded Quitclaim Deed.

Thank you for using Blaine County Title. If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

BLAINE COUNTY TITLE


Kristen Kludt
Escrow Officer

kk

Attachment(s)

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: **A37-00496G**
Date Received: 10/25/1988
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: EDITH P HANNA
Address: PO BOX 2399
SUN VALLEY ID

83353

2. Date of Priority: JUL 1, 1883

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	6	SE	NE			BLAINE

5. Description of diverting works:
PUMP IN RIVER, MAINLINE, SPRINKLER IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 7.00 A.F.A.

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	18E	6	SE	NE		IRR	2.0

Section Acres 2.0

10. Place of Use: Continued

Total Acres 2.0

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:

14. Remarks:

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE
APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING
WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE
CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR
THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED
WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

5. 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.

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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION
NO. 1, REVISED.

10/31/96 TF; OWNERSHIP CHANGE STEVENS TO HANNA PER WARRANTY DEED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs Decree Defendant

RECEIVED

JAN 08 1997

Hogue, Speck & Aanstad

RECEIVED

JAN 29 1997

Department of Water Resources
Southern RegionIN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00496G

Date Received: 10/25/1988

Receipt No: X777777

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: EDITH P HANNA
Address: PO BOX 2399
SUN VALLEY ID

83353

2. Date of Priority: JUL 1, 1883

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	6	SE	NE			BLAINE

5. Description of diverting works:

PUMP AND RIVER, MAINLINE, SPRINKLER IRRIGATION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.040		

7. Total Quantity Appropriated is:

0.040 C.F.S. (and/or) 7.00 A.F.A.

8. Total consumptive use is

5.0 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	6	SE	NE		IRR	2.0

Section Acres 2.0

10. Place of Use: Continued

Total Acres 2.0

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:

14. Remarks:

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

5. 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.

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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION NO. 1, REVISED.

10/31/96 TF; OWNERSHIP CHANGE STEVENS TO HANNA PER WARRANTY DEED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

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): Edith R. Hanna Date: 1/22/97

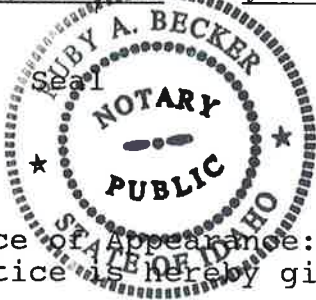
Date: _____

State of Idaho)
County of Blaine) SS.

Subscribed and sworn (or affirmed) before me this 22nd day

of January 19 97

Ruby A. Becker
Notary Public



Residing at Blaine County
My Commission Expires 2/15/99

17. Notice of Appearance:

Notice is hereby given that I, JAMES P. SPECK 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 J. P. Speck

Address Hogue, Speck & Associates, P.O. Box 987, Ketchikan, ID 83340

Date 1/22/97

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
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CIVIL CASE NUMBER: 39576

Ident. Number: **A37-00496G**
Date Received: 10/25/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: EDITH P HANNA
Address: PO BOX 2399
SUN VALLEY ID

83353

2. Date of Priority: JUL 1, 1883

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	6	SE	NE			BLAINE

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 7.00 A.F.A.

8. Total consumptive use is 5.0 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	6	SE	NE		IRR	2.0
Section Acres							2.0

10. Place of Use: Continued

Total Acres 2.0

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:
A37-00497

14. Remarks:

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:

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NO. 1, REVISED.

10/31/96 TF; OWNERSHIP CHANGE STEVENS TO HANNA PER WARRANTY DEED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs

Decree Defendant



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

November 18, 1996

EDITH P HANNA
PO BOX 2399
SUN VALLEY ID 8353

RE: SRBA Claim(s) A37-00496G

Dear Ms. Hanna:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer record 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.



RECEIVED

JUL 30 1996

Department of Water Resources
Southern Region

July 29, 1996

Idaho Department of Water Resources
Attn: Judy Given
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

Re: Order No. 22109

Lot 2A - Replat of Lot 1 Gimlet Sub. No. 1 & TL 3939
Hanna/Stevens

Dear Judy:

In connection with the above mentioned order, please find attached copies/originals of the following document(s):

 x Notice of Change of Water Right Ownership. **ORIGINAL.**

If you have any questions, please feel free to call me.

Sincerely,

SAWTOOTH TITLE COMPANY

Nancy L. Stabler
Escrow Assistant

nls

Attachment(s)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUL 30 1996

Please print or type

(see instructions on back of page)

DATE OF CLOSING: July 26, 1996

Department of Water Resources
Southern Region

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
 Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
 Lot 2A, Block _____, Subdivision/Townsite Gimlet Sub. No. 1
 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) _____
 Assigned by IDWR: 37-00496 ^G_K

☐ Name and Address of Former Owner/Claimant(s)(Seller): W. Grant Stevens and Sheri Eagle Stevens
 14155 Beresford

☐ New Owner/Claimant (Purchaser): Beverly Hills, CA 90210
 Edith P. Hanna

☐ New Mailing Address: P. O. Box 2399
 Sun Valley, ID 83353

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes 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) _____ Date _____

☐ Signature of Former Owner/Claimant(s): _____ Date 7.25.96

(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: _____ By: _____
 Claim Numbers of Split, if any:

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

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: July 26, 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot 2A, Block, _____, Subdivision/Townsite Gimlet Sub. No. 1
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) Assigned by IDWR: 37-00496^G *EPH*

☐ Name and Address of Former Owner/Claimant(s)(Seller): W. Grant Stevens and Sheri Eagle Stevens
14155 Beresford

☐ New Owner/Claimant (Purchaser): Beverly Hills, CA 90210
Edith P. Hanna

☐ New Mailing Address: P. O. Box 2399
Sun Valley, ID 83353

☐ New Telephone Number: () _____ - _____

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ____yes____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) *Edith P. Hanna* Date *7/26/96*

☐ 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: _____ By: _____
Claim Numbers of Split, if any:

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

EPH

QUITCLAIM DEED

FOR VALUE RECEIVED

W. Grant Stevens and Sheri Eagle Stevens, husband and wife

do hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

Edith P. Hanna, a married woman, as her sole and separate property

whose address is: P. O. Box 2399, Sun Valley, ID 83353

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

Water right(s) attached hereto as Exhibit "A" and made a part hereof and appurtenant to the following described property:

Lot 2A of THE REPLAT OF LOT 1, GIMLET SUBDIVISION NO. 1, REVISED and TAX LOT 3939, according to the official plat thereof, recorded as Instrument No. 314696, records of Blaine County, Idaho.

together with their appurtenances.

Dated: July 24, 1996

W. Grant Stevens

Sheri Eagle Stevens by W.
Sheri Eagle Stevens, by W. Grant Stevens,
her attorney-in-fact

State of California)
County of Los Angeles) ss.

On this 25 day of July, in the year 1996, before me, the undersigned, personally appeared W. Grant Stevens known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Lorraine A. McNally
Notary Public
Residing at Los Angeles
Commission Expires: 8/21/98



State of California)
County of Los Angeles) ss.

On this 25 day of July, in the year 1996, before me, the undersigned, personally appeared W. Grant Stevens, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Sheri Eagle Stevens, and acknowledged to me that he/she subscribed the name of Sheri Eagle Stevens thereto as principal, and his/her own name as attorney in fact.

WITNESS my hand and official seal.

Lorraine A. McNally
Notary Public
Residing at Los Angeles
Commission Expires: 8/21/98



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: A37-00496G
Date Received: 10/25/1988
Receipt No: X777777
Received By:

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: SHERI EAGLE STEVENS 310-827-2653
Address: 4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

AND/OR

Name: W GRANT STEVENS 310-827-2653
Address: 4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

2. Date of Priority: JUL 1, 1883

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	6	SE	NE			BLAINE

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 7.00 A.F.A.

8. Total consumptive use is 5.0 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	6	SE	NE		IRR	2.0

A37-00496G

Page 1

Date: 07/24/96

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

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:
A37-00497

14. Remarks:

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 37.2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE
APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING
WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE
CONTROL OF THE DIVERSION.3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE
NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR
THE LANDS ABOVE.4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED
WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.5. 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.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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION
NO. 1, REVISED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs Decree Defendant

A37-00496G

Page

2

Date: 07/24/96



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: **A37-00496G**
Date Received: 10/25/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: SHERI EAGLE STEVENS 310-827-2653
Address: 4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292
AND/OR
Name: W GRANT STEVENS 310-827-2653
Address: 4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

2. Date of Priority: JUL 1, 1883

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	6	SE	NE			BLAINE

5. Description of diverting works:
WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.040		

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 7.00 A.F.A.

8. Total consumptive use is 5.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	18E	6	SE	NE		IRR	2.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.0
					Total Acres	2.0

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:
A37-00497

14. Remarks:

CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:

1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE WATERMASTER OF STATE WATER DISTRICT NO. 37.

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

5. 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.

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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION NO. 1, REVISED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs

Decree Defendant

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION OF
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

120 EAST AVENUE
P. O. 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

October 29, 1996

VIA FACSIMILE - (208) 736-3037
ORIGINAL NOT TO FOLLOW

Mr. Alan Merritt
Idaho Department of Water Resources
222 Shoshone East
Twin Falls ID 83301

RE: Transfer of Water Right 37-00496G

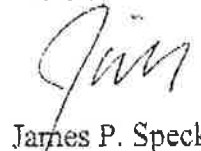
Dear Alan:

I represent Edith P. Hanna who purchased Water Right No. 37-00496G and the land to which it is appurtenant (Lot 2A, Gimlet Subdivision No. 1) from W. Grant Stevens and Sheri E. Stevens. I am enclosing a copy of the Notice of Change of Water Right Ownership filed with IDWR by the closing agent in July. As you know, I previously submitted on behalf of the Stevens a transfer application to change the point of diversion of this right to a well (ground water) on the property.

Mrs. Hanna, after thoroughly reviewing the property and her options for delivering this right and using it for irrigation purposes, has decided to continue to divert the right from the Big Wood River rather than a well. Therefore, my client has asked me to request that the transfer application be **withdrawn** and returned to me together with the application fee. Please contact me immediately if you have any questions about this request. Please also let me know if the change of ownership will be processed with the filed form even though it was not the proper one! Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/j
(enclosure)
cc: Client (w/ enclosure)

OCT-29-96 TUE 13:54 HOGUE, SPECK & ARNESTAD FAX NO. 2087260752
FROM : VRL & DON HANIF RT VALLEY ID PHONE NO. : 208 67 7731

P. 03/04

P02

OCT-10-96 THU 09:57 AM SAWTOOTH; N STABLER FAX NO. 2087261062

P. 01



July 29, 1996

Idaho Department of Water Resources
Attn: Judy Given
Southern Region
222 Shoshone Street East
Twin Falls, ID 83301

Re: Order No. 22109

Lot 2A - Replat of Lot 1 Gintel Sub No. 1 & TL 3939
Hanna/Stevens

Dear Judy,

In connection with the above mentioned order, please find attached copies/originals of the following document(s):

 X Notice of Change of Water Right Ownership ORIGINAL.

If you have any questions, please feel free to call me.

Sincerely,

SAWTOOTH TITLE COMPANY

Nancy L. Stabler
Escrow Assistant

nls

Attachment(s)

OCT-29-96 TUE 13:55

HOGUE, SPECK & AARSTAD

FAX NO. 2087260752

P. 04/04

FROM : VAL & DON HAINK IN VALLEY ID PHONE NO. : 208 67 7731

P03

OCT-10-96 THU 09:58 AM

SANTOOTH; M STABLER

FAX NO. 2087261382

P. 03

Alexander Clark Bus West Transit
10001 Emerald Drive, Idaho (208) 220-3881

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: July 26, 1996

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot 2A, Block _____, Subdivision/Towasite Gimlet Sub. No. 1
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)
Assigned by IDWR: 37-004968 EPH

[] Name and Address of Former
Owner/Claimant(s)(Seller): W. Grant Stevens and Sheri Eugle Stevens
14155 Beresford

[] New Owner/Claimant
(Purchaser): Beverly Hills, CA 90210
Edith P. Hanna

[] New Mailing Address: P. O. Box 2399
Sun Valley, ID 83353

[] New Telephone Number: () _____

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes 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): Edith P. Hanna

Date 7/26/96

[] Signature of Former
Owner/Claimant(s):

Date

Date

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: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources

EPH

09/29/2006

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

RIGHT NUMBER: 37-496G

NAME AND ADDRESS: SIMON FAMILY TRUST
ELIZABETH BLISS SIMON TRUSTEE
PO BOX 1837
SUN VALLEY ID 83353

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.040 CFS
7.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 07/01/1883

POINT OF DIVERSION:

T03N R18E S6 SENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.040 CFS 7.00 AFY

The use of water for irrigation under this right may begin as early as April 15 and may continue to as late as October 31, provided other elements of the right are not exceeded. The use of water after October 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within BLAINE County

T03N R18E S06 SENE 2.00

2 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Parcel: 00190000002BA.

Use of water under this right is subject to control by the watermaster of State Water District No. 37.

PROPERTY IS ALSO KNOWN AS LOT 2B, GIMLET SUBDIVISION NO. 1,
REVISED: 2B.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.



Idaho Department of Water Resources

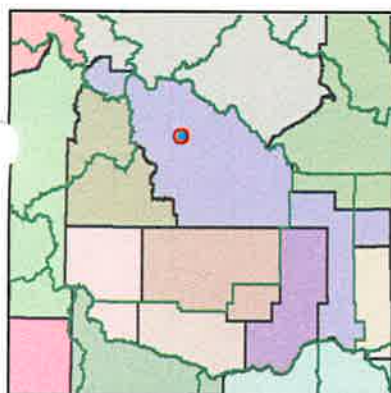
SRBA Recommendation:

37-496G

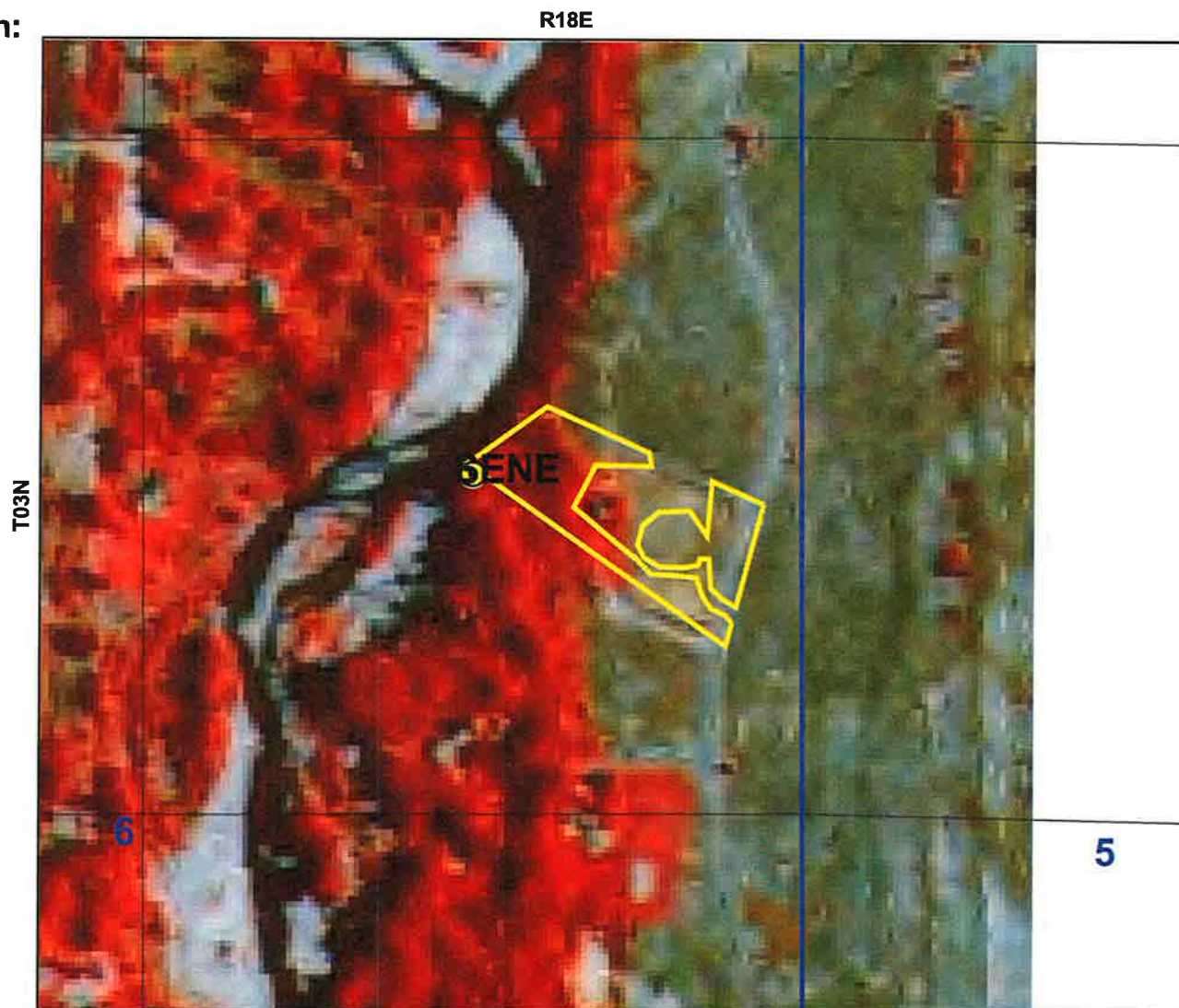
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.1 0.2 Miles

Prepared by E. NORQUES
On Tuesday, October 3, 2006
1987/88 Aerial Photography



Idaho Department of Water Resources

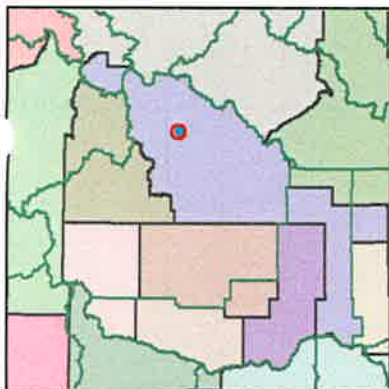
SRBA Recommendation:

37-496G

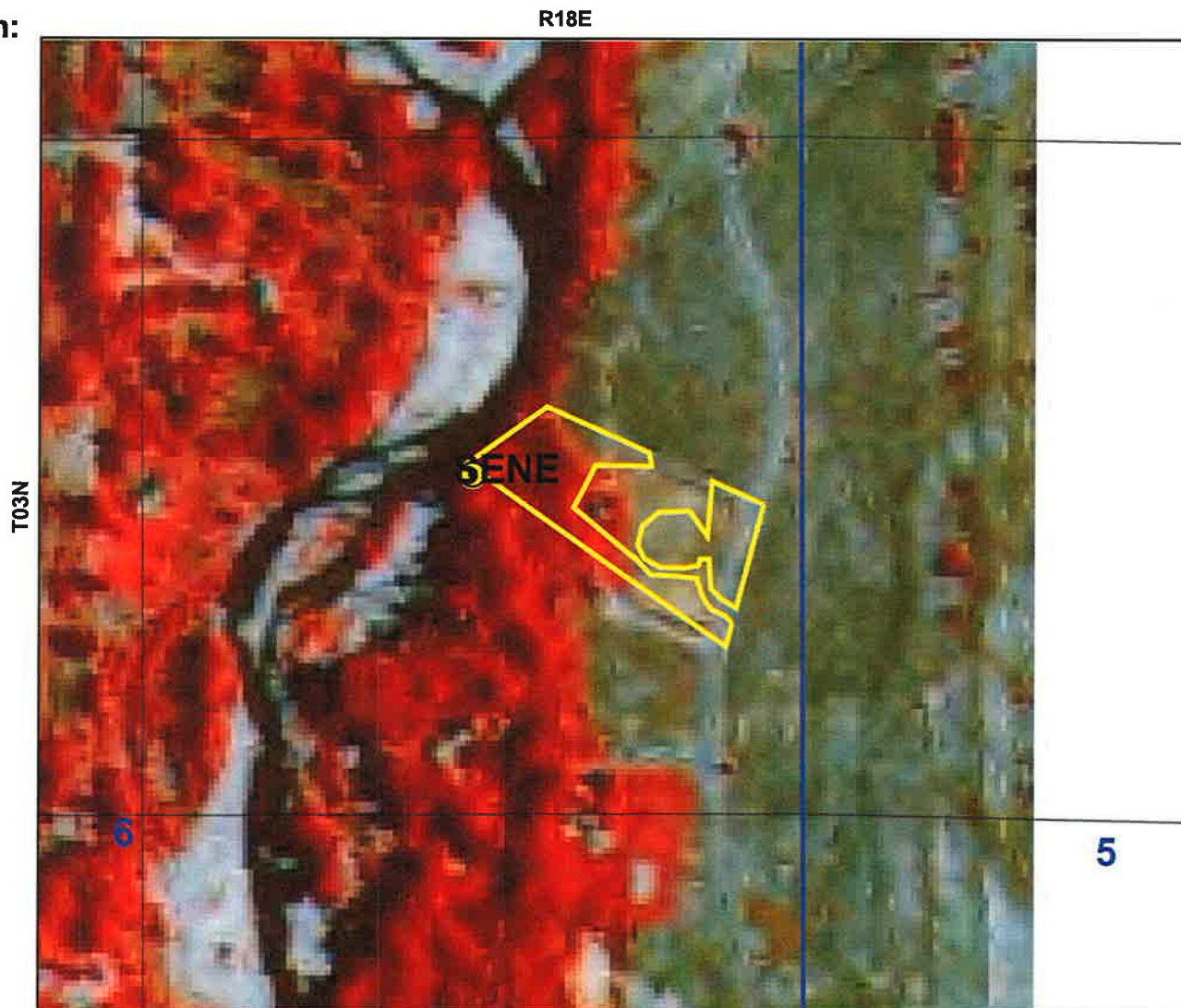
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

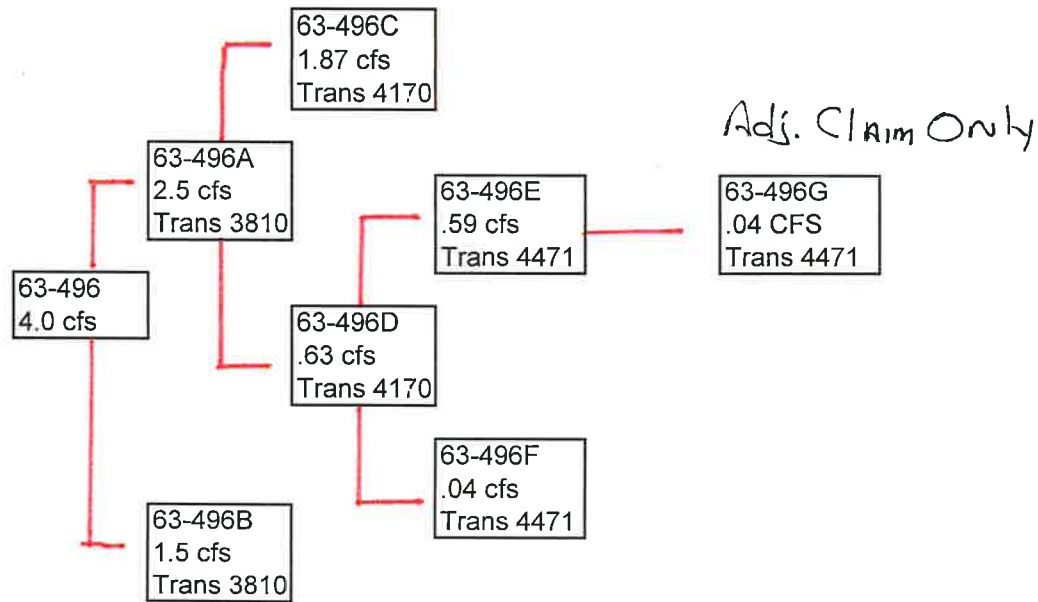


0 0.1 0.2 Miles



Prepared by E. NORQUES
On Tuesday, October 3, 2006
1987/88 Aerial Photography

37-496 Splits



Transfer 3180 gave 63-496B POD of NENE, Sec 19, T3N, R18E for 1.5 cfs

Transfer 4170 for 63-496D shows POD at SESW, Sec 20, T3N, R18E for .63 cfs
From this transfer 63-496C POD is NENE, Sec 19, T3N, R18E for 1.87 cf

Transfer 4471 for 63-496F shows POD at SENE, Sec 6, T3N, R18E for .04 cfs
Leaving 63-496E with .59 cfs at SESW, Sec 20, T3N, R18E for .59 cfs

Analysis: WR shows	Owner	Adj Claim shows	Owner
63-496F .04 cfs POD at SENE, Sec 6, T3N, R18E	Grant Stevens	.59 cfs POD at SESW, Sec 20, T3N, R18E	Berlow/Barr from Robert Brennan
63-496E .59 cfs POD at SESW Sec 20, T3N, R18E	Robert Brennan	.63 cfs POD at SESW, Sec 20, T3N, R18E	
63-496G none		.04 cfs POD is SENE, Sec 6, T3N, R18E	Simon Family Trust from Grant Stevens

Grant W

AJ0743NP
(OD-124)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/05/97 10:13:52

Page 1

Water Right Number - A37-00496G

Prefix Translation:

ADJUDICATION CLAIM

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 ***

HANNA

EDITH P

1 - PO BOX 2399

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

STEVENS

W GRANT

1 - 4644 LINCOLN BLVD STE 552

2 -

3 -

City- MARINA DEL REY

State- CA Zip- 90292

Phone - 310-827-2653

STEVENS

SHERI EAGLE

1 - 4644 LINCOLN BLVD STE 552

2 -

3 -

City- MARINA DEL REY

State- CA Zip- 90292

Phone - 310-827-2653

+ - - Priority Date - - +
07/01/1883

+ - - - Region - - - +
ERROR IN REGION

+ - - - Stage - - - +
D - DECREED

+ - - - Status - - - +

+ - - - - Source - - - - - +
BIG WOOD RIVER

+ - - - - Tributary - - - - - +
MALAD RIVER

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

03N 18E 6 SE NE (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

04/15

10/15

0.040

+ - Total Div. Rate - + + - Total Div. Volume - +
0.040 7.00

+ - Total Consumptive Use - + + - KW Usage - +
5.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

03N

18E

6

SE NE

2.0

01

IRRIGATION

(13) BLAINE

Total Acres: 2.0



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

February 5, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: AMENDED NOTICE OF CLAIM - EDITH P HANNA - A37-00496G

Dear Mr. Speck:

Enclosed is a copy for your records of the Amended Notice of Claim of Edith P Hanna - A37-00496G. I have amended and updated the Department's records as you requested and added your name as Attorney of Record.

If you have any questions, please feel free to give me a call at the office.

Sincerely,


Jeanie Robertson
Sr. Water Right Agent

/jr
Enclosures
cc:: Edith P Hanna

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

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

January 28, 1997

Idaho Department of Water Resources
Attn: Jeanie Robertson
1341 Filmore, Suite 200
Twin Falls, ID 83301-3380

RECEIVED

JAN 29 1997

Department of Water Resources
Southern Region

***Re: Amended Notice of Claim - Edith P. Hanna
A37-00496G***

Dear Jeanie:

Enclosed is the original Amended Notice of Claim that was mentioned in the January 23, 1997, letter from James P. Speck.

We certainly appreciate your help in this matter. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.


Margaret Givens

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

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

January 23, 1997

RECEIVED

JAN 24 1997

Department of Water Resources
Southern Region

Ms. Jeanie Robertson
Sr. Water Resource Agent
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301

Re: SRBA Claim A37-000496G - Edith P. Hanna

Dear Jeanie:

Enclosed you will find the Amended Notice of Claim for the above-referenced SRBA claim signed by Edith P. Hanna and me as her attorney. Please call me if you have any questions. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD, P.A.



James P. Speck

JPS:jal

Enclosure

cc: Edith P. Hanna (w/encls.)

enclosures were
mistakenly left out -
will send original
claim today
1-28-97



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 7, 1997

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

RE: SRBA Claim A37-000496G - Edith P. Hanna

Dear Mr. Speck:

I am in receipt of the letter (copy enclosed) which you sent to Trish Fawcett last month regarding several changes you wished to have made on the above mentioned adjudication claim. I have amended the claim to reflect those changes and have enclosed a copy of the claim for signatures. Our records do not list you as Attorney of Record for this claim. If you are representing Ms. Hanna on this matter and wish to be listed as such, please complete the Notice of Appearance on page 3 of the claim and return it to our office. If not, have her sign and return the claim to our office.

If you have any questions, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Jeanie', written over the printed name 'Jeanie Robertson'.

Jeanie Robertson
Sr. Water Resource Agent

/jr
Enclosures
cc: Edith P Hanna

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE January 7, 1997 1:55pm CUSTOMER **JIM SPECK/EDITH HANNA A37-00496G**

SUBJECT: AMENDED CLAIM...
phone call (.) walk-in (.)

Trish received a letter from Speck after doing an ownership change on this claim. He asked that a couple of changes be made:

1. Description of diversion works from WELL to PUMP AND RIVER, MAINLINE, SPRINKLER IRRIGATION SYSTEM.
2. Removal of reference to A37-00497 under OTHER RIGHTS

He was not listed as Attorney of Record for this claim. I amended the claim (flagged T) and sent a copy for him to either sign on "Notice of Appearance" or have Ms. Hanna sign and return to us for permanent updating to our system...

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

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 18, 1996

Ms. Trish Fawcett
IDWR Southern Region Office
1341 Fillmore, Suite 200
Twin Falls, Idaho 83301-3380

RE: SRBA Claim A37-00496G - Edith P. Hanna

Dear Trish:

My law firm represents Mrs. Edith P. Hanna, the owner and claimant of the above-referenced water right. I have reviewed your computer printout of the SRBA claim after the change of ownership and would like you to make the following corrections:

1. The water right is diverted from the Big Wood River and the description of diverting works should be "pump and river, mainline, sprinkler irrigation system".
2. My client did not obtain any portion of water right no. 37-00497 so the reference to the SRBA claim for that water in right in paragraph 13 should be deleted.

Please call me if you have any questions concerning these requests. If not, please return to me a copy of the revised computer record of this claim. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS:rb
pc: client (w/enc.)



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

September 18, 1995

PHILIP E. BATT
Governor

KARL J. DREHER
Director

SHERI EAGLE AND W GRANT STEVENS
4644 LINCOLN BLVD STE 552
MARINA DEL REY CA 90292

RE: Amendment of SRBA Claim A37-00496G

Dear Claimant:

Pursuant to the approval of Transfer No. 4471, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been created to conform with the transfer. Please find enclosed a printout of the way your claim records read. Please check these records over carefully to verify they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

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

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4471
WATER RIGHT NO. 37-00496F

RECEIVED

MAY 08 1995

Department of Water Resources
Southern Region

This is to certify that: **SHERI EAGLE STEVENS**
W GRANT STEVENS
4644 LINCOLN BLVD
SUITE 552
MARINA DEL REY CA 90292

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.04 CFS	7.0 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BIG WOOD RIVER	MALAD RIVER

Priority: 07/01/1883

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 6, Township 03N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	18E	6	SENE	2		2
Total number of acres irrigated:						2

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

TRANSFER NO. 4471
WATER RIGHT NO. 37-00496F

CONDITIONS/REMARKS:

5. 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.
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. Place of use is also known as Lot 2A, Gimlet Subdivision No. 1, Revised.

Dated this 3rd day of

May, 1995

J. Glen Saylor
Chief, Water Alloc. Bureau

Page 1 of 6STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4471

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant W. GRANT STEVENS and/or SHERI EAGLE
STEVENS, husband and wife Phone (310) 827-2653

Post Office address 4644 Lincoln Boulevard, Suite 552, Marina del Rey, CA 90292

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 Split right
2. Describe the reason for the proposed changes Partial transfer of water right; former
place of use will be taken out of production

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

1. Right Number 37-00496 F Priority 7/1/1883 Amount (cfs/ac-ft) 0.04 Nature of Use irrigation Period of Use 4-15 to 10-15
* aesthetics & fire protection
2. Total amount of water being transferred 0.04 cubic feet per second and/or 7.0 acre-feet per annum.
3. Source of water Big Wood River tributary to Malad River
4. Point(s) of Diversion: * Changed per Telecom w/ Richard Burleigh 9-28-94

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	~~SE~~	~~SE~~	~~NE~~	6	3N	18E	Blaine	
	~~* NE~~	~~SE~~	~~SE~~					
	~~SE~~	~~SE~~	~~NE~~					

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	6				2													2

Total acres 2

PART 1

6. General Information:

a. Description of diversion system Private well (already in place for domestic purposes)

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes X 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:
Two (2) acres (1" per acre) will not be irrigated

d. Remarks:

See Transfer 4170 included herewith; this is a change in point of diversion from surface to ground; the new point of diversion site is very close to Big Wood River and presents optimum location for such change.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

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. 37-00496D Decreed to Thomas Mizer
in case of S.C. Frost, et al. vs. Alturas Water Co., et al.
dated 12/13/1907 in Fourth District 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. 4170 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 7/1/1883

5. Water is used for the following purpose:

amount 0.20 cfs for irrigation purposes from 4/15 to 10/15
(cfs/ac-ft) 0.43 cfs for aesthetics & fire protection purposes from 4/15 to 10/15
(cfs/ac-ft) 0.43 cfs for fire protection purposes from 1-1 to 12-31
(cfs/ac-ft)

6. Total amount of water under right 0.63 cubic feet per second and/or 85.0 acre-feet per annum.

7. Point(s) of Diversion:

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

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	
3N	18E	29					5	5											10
3N	18E	20										FP/A							
3N	18E	29					FP/A	FP/A											

Total acres 10

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

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 0.04 for irrigation purposes from 4/15 to 10/15
 (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 vs 2.A.7.

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	~~SE~~	~~SE~~	~~NE~~	~~6~~	~~3N~~	~~18E~~	~~Blaine~~	

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	
~~3N~~	~~18E~~	~~6~~				~~2~~													2
3N	18E	29							2										

Total acres 2**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

- * 1. amount 0.16 cfs for irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount 0.344 cfs for fire protection & aesthetics purposes from 4/15 to 10/15
 (cfs/ac-ft)
 amount 43 0.43 for Fire Prot. purposes from 1-1 to 12-31
 (cfs/ac-ft)

2. Point(s) of Diversion:

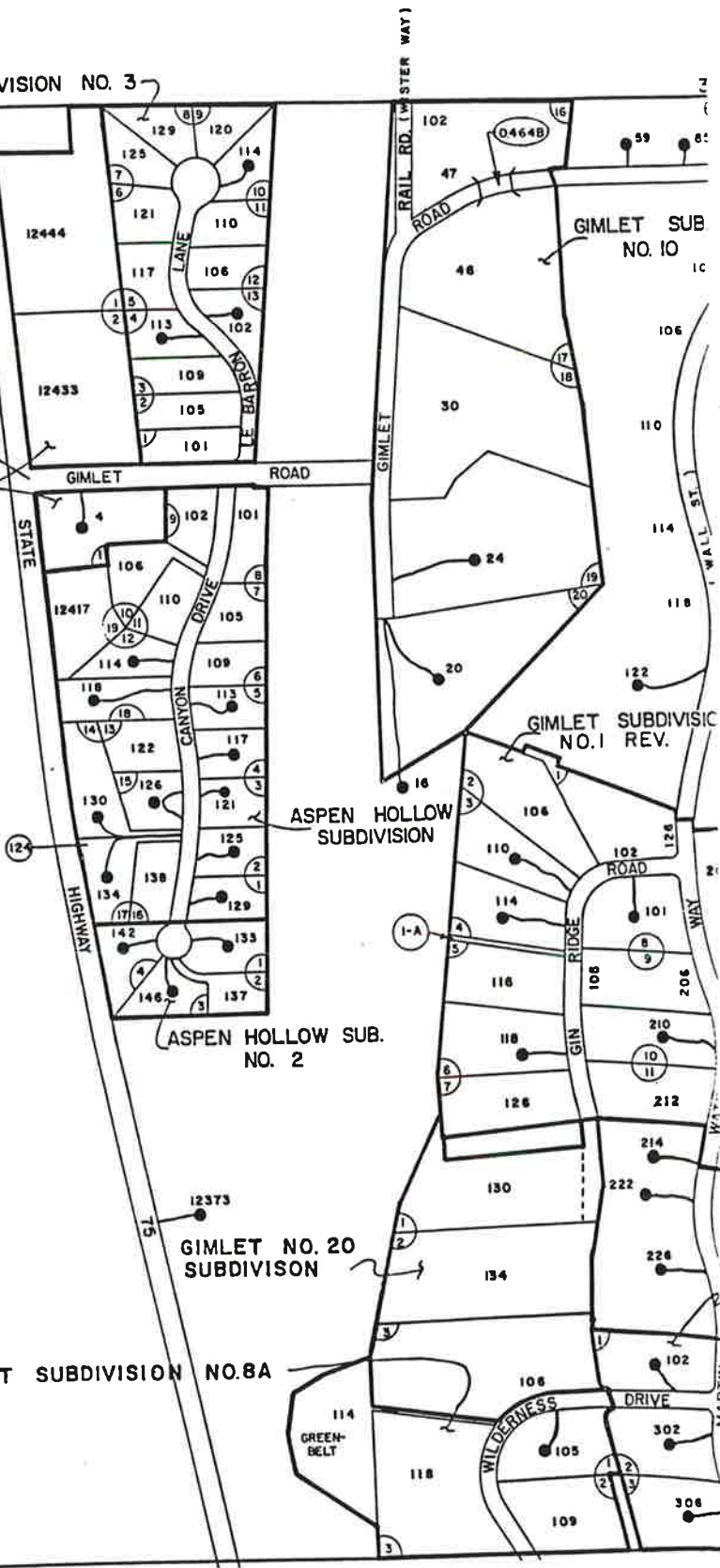
Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NW	SE	SW	20	3N	18E	Blaine	

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	
3N	18E	29						5	3										8
								FP/A	FP/A										
		20											FP/A						

Total acres 8

P. 18 E.



T # 4471

REPLAT OF: LOT 1, GIMLET SUB. NO. 1, REVISED and TAX LOT 3939

SHEET 1 OF 2 SHEETS

SEC. 6 T3N, R18E, B.M.
BLAINE COUNTY, IDAHO

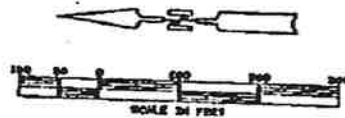
NOVEMBER 1989

SE SE NE
SEC 6

PLACE OF USE

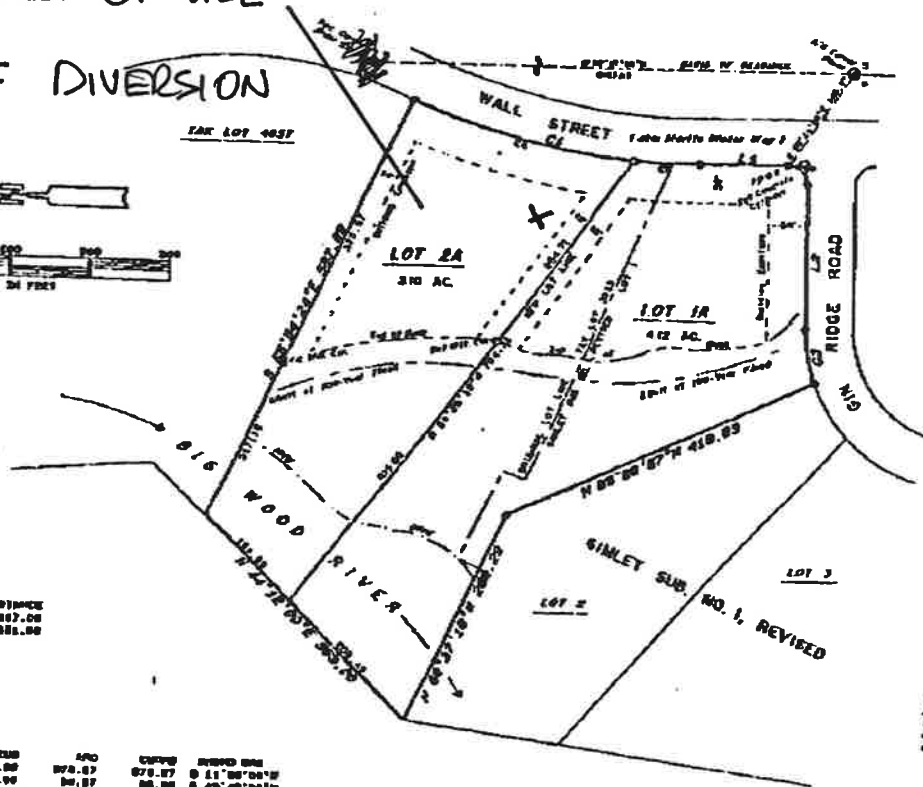
POINT OF DIVERSION

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. The company assumes no liability for variation, if any, with another or re-survey. Courtesy Of: First American Title Co. Box 758 Ketchum, Idaho 83340



LINE BEARING DISTANCE
1 S 81°00'00"E 107.00
2 S 80°00'00"W 101.00

CURVE	DELTA	RADIUS	ARC	CURVE	BEARING
1	20°14'00"	640.00	87.07	5	11°00'00"W
2	20°00'00"	60.00	34.07	6	00°00'00"E
3	19°04'00"	500.11	86.00	7	70°04'00"W
4	19°00'00"	540.00	86.00	8	14°28'00"W
5	0°00'00"	540.00	86.00	9	01°27'00"W



LEGEND

- Found 1/4" Borer
- Set 1/2" x 1 1/4" Borer
- Shown High Borer - Big Wood River

10' FISHERMAN'S ACCESS EASEMENT
A 10' Fisherman's Easement Avenue is dedicated to the public along the westerly bank of The Big Wood River. Said easement shall extend to follow any changes in the location of the river bank.

PREPARED BY: PUCHNER & WILLIAMS: KETCHUM, IDAHO

777 #1

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

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

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

17

day of

August, 19 94.

(Signature of Applicant)

Margie M. McLeod

(Notary Public)

My commission expires

6-30-98**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by ICDate 9/23/94Protest filed by NonePrelim. check by J. EstenFee 24520223175 \$5017411Receipted by dyDate 9/23/94Published in Wood River JournalPub. dates 11/16 & 11/23/94Watermaster recommendation requested on 11/3/94rec'd. 11/17/94

Copies of protest forwarded by _____

Hearing held by _____ Date _____

Recommended for ☒ approval ☐ denialby ADM

Copy of transfer sent to lien holder _____

SEP 26 1994

INTER-DEPARTMENT MEMO

TO: Stevens Transfer File

SUBJECT: Staff Analysis

FROM: Jim Stanton

DATE: 10-03-94

This application for transfer is based on a previous transfer, #4170, that was approved earlier this year. Assuming that approval of that transfer was a declaration by IDWR that this right is still valid, I do not plan to do a site inspection to answer this question. Since Mr. Brennan (owner of the previous transfer) has a year to actually make the transfer, and since the transfer was approved 5 months ago, we cannot yet question the validity of T. 4170. Based on subdivision plans, the legal description of the Stevens property appears to be correct. Applicant's attorney has confirmed that the proposed transfer involves only irrigation water; Mr. Brennan kept all the water allocated for fire protection and aesthetic

☒ For your information

☐ Response required


signature

T# 4471

CONVERSATION MEMORANDUM

NAME OF PARTY HOLLY COLE 726-9311
EMPLOYEE COREY SKINNER CS

DATE 07/12/96
FILE A37-004966

RE: THIS DAY, HOLLY COLE CALLED INQUIRING
ABOUT WATER RIGHTS THAT W. GRANT AND SHERI EAGLE
STEVENS MAY HAVE FOR LOT 2A OF REPLAT OF LOT 1
GIMLET SUBDIVISION #1 REVISED. I TOLD HER
I WOULD SEE WHAT I COULD FIND AND GET
BACK TO HER.

LATER THAT DAY, I CALLED BACK AND TOLD
HER THAT THE STEVENS' HAD TRANSFERRED
IN SOME BIG WOOD RIVER WATER TO LOT 2A.

{ A37-004966 (Water Right 37-00496F) }
{ CREATED BY TRANSFER # 4471 }

SHE REQUESTED PRINTOUTS SO I FAXED HER
PROFILE REPORTS OF A37-004966 AND 37-00496F.



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

September 11, 1996

HOGUE, SPECK & AANESTAD, P.A.
MICHELE MESKE
PO BOX 987
KETCHUM, ID 83340

RE: PROFILE REPORTS FOR A37-00577BW AND A37-00496G

Dear Ms Meske

Attached are the profile reports for the above listed claims.

If the sale of the two inches of A37-00577BW involves moving the water to a different place of use and the change occurred after November 19, 1987, a transfer may be required.

If you have questions please contact this office.

Sincerely

Kelly K Christensen
Sr Water Resource Agent

Enclosures



DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS 83301
(208) 736-3033 FAX (208) 736-3037

GOVERNOR

KARL J DREHER
DIRECTOR

November 15, 1996

James Speck
Hogue, Speck & Aanestad
PO Box 987
Ketchum, ID 83340

RE: Application for Transfer in name of Stevens (Hanna)

Dear Jim:

Our office acknowledges your request to withdraw the above referenced application for transfer. We will consider the application no further. Since our office had not yet advertised the application, I have forwarded my recommendation to our state office that your fees be refunded.

If you have any questions, please feel free to contact our office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Allen Merritt', is written over the word 'Sincerely,'.

Allen Merritt, PE
Southern Region Manager

COPY

A37-00496G

FROM: Allen Merritt

Am

DATE: November 15, 1996

TO: Debbie Allen

SUBJECT: Refund of Fees paid for Stevens Transfer Application

On 6/12/96 we received a transfer application in the name of Stevens that was sent to us from the Hogue, Speck & Aanestad law firm. We deposited the \$100 fee which was paid by the law firm under receipt S019240. After the transfer was filed we were informed that a sale of the property was occurring and that the transfer may not be required. We held the transfer without action. We have recently been informed by the attorney that the sale has been made and request that the transfer be withdrawn and that the fees be refunded.

Since we have not advertised the transfer I recommend that the fees be refunded. Attached is the original receipt.

Allen

RECEIPT
For Monies Paid
to the
Idaho Department of Water Resource

Receipt No: S019240

Date: 6/12/1996
Time: 14:49:14

Received
From: HOGUE, SPECK & AANESTAD

Type of Payment	Program A cct	Amount
PP. FOR TRANSFER 37-00496F	64106 229 21 1155	100.00
CHECK 025939		
	Total	\$ 100.00

Region: SOUTHERN

Signature: Georgia Satterlee

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION

Attorneys at Law

120 East Avenue

Post Office Box 987

Ketchum, Idaho 83340

Phone: (208) 726-4421

FAX: (208) 726-0752

RECEIVED

OCT 29 1996

Department of Water Resources
Southern Region

FAX MEMO/COVER SHEET

DATE: October 29, 1996

PAGE 1 OF 4

TO: Allen Merritt
Idaho Department

FAX NO: (208) 736-3037

SUBJECT: Transfer of Water Right 37-00496G

FROM: James P. Speck

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: J. E. Stanton

1. Right number 37-004967 Applicant W. Grant Stevens

2. Type of right: ☒ Decree ☐ License ☐ Claim

3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☐ Other _____

4. Check:

a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use

b. ☒ Description of original point of diversion.

c. ☒ Description of original place of use.

5. Amount of land &/or water transferred:

a. ☒ All of right.

b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).

c. ☒ Check description of point(s) of diversion.

d. ☐ Check description of place of use.

e. ☒ Check map (shows p.d. and p.u. after transfer).

f. ☒ Check for correct signature, notarization, and fee.

g. ☐ Check proof of ownership of right &/or land from which water is transferred. N/A

h. ☒ Check for expansion in use of right. Comments N/A

i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) _____

j. ☒ Is use within a Watermaster District? ☒ Yes ☐ No

If yes, what district? 37

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on _____ Received on _____

2. Is transfer published correctly? ☐ Yes ☐ No

3. Protest received? ☐ Yes ☐ No

RECOMMENDED ACTION

1. ☐ Approve

2. ☐ Deny

3. Conditions* - Transfer With draw
- Process refused.

4. By AP Date 11/15/90



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

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

July 15, 1996

RE: Application for Transfer, W. Grant Stevens

Dear Mr. Speck;

I am holding the above-referenced application that you submitted last month. Transfer #4471, approved last year, transferred 0.04 cfs to a well on the Stevens property. The new application appears to request the same thing. Although the existing transfer lists the Big Wood River as the source, the point of diversion is a private well. In transfers of this type, we do not change the name of the water source even though the diversion works changes from a river headgate to a well.

I will hold this application for 30 days. Please contact me at your earliest convenience concerning this question. If you wish to withdraw the application, I will initiate a refund of the filing fee.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

TO: File

DATE: September 24, 1996

FROM: Jim Stanton

SUBJECT: App. for Transfer, W. Grant Stevens

This app. was filed to change the source of water from the Big Wood River to a well on the Stevens property. T. 4471, approved in May of 1995, changed the point of diversion to the Stevens property but did not change the source of water.

I visited this property on July 9. The legal description as stated in the application is correct. A well was drilled on the berm on the east side of the lot, and a sprinkler system was in place to water a few tiny trees. No home was built on the ground. Most of the lot did not appear to be irrigated. Some of the lot is basically river bottomland with native vegetation. It has been less than 5 years since water was transferred to this land, so it is unlikely that forfeiture of this right could be proven. So the transfer should be approved barring additional evidence to the contrary.



Undisturbed Land North of Grant Stevens Property
7-9-96 JES



W. Grant Stevens Property 7-8-96 JES



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

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

September 24, 1996

RE: Application for Transfer, W. Grant Stevens

Dear Mr. Speck;

After our last conversation concerning this application, I discussed the situation with Glen Saxton of our Boise office. After reviewing Transfer #4471, he concluded that the source of Mr. Stevens water right is still the Big Wood River. If the source had been changed to groundwater, there would have been additional conditions of approval for T. 4471. Therefore, the new application filed by Mr. Stevens is needed to change the source of his water right to groundwater. I will therefore continue processing of the proposed transfer, and will try to get it scheduled for advertising as soon as possible. Sorry for the confusion in this matter.

Sincerely,

James E. Stanton
Sr. Water Resource Agent

FILE PROGRESS SUMMARY

APPLICANT:

FILE
W. G. Stevens

WATER RIGHT NO.

27-00496F

[illegible]

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/25/96 09:26:54
Page 1

Water Right Number - 37-00496F

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
STEVENS

SHERI EAGLE

1 - 4644 LINCOLN BLVD
2 - SUITE 552
3 -

City- MARINA DEL REY
Phone - 310-827-2653

State- CA Zip- 90292

STEVENS

W GRANT

1 - 4644 LINCOLN BLVD
2 - SUITE 552
3 -

City- MARINA DEL REY
Phone - 310-827-2653

State- CA Zip- 90292

*** O - ORIGINAL OWNER ***
MIZER

THOMAS

1 -
2 -
3 -

City-
Phone - 208-000-0000

State- ID Zip-

+ - - Priority Date - - +
07/01/1883

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - - - +
BIG WOOD RIVER

+ - - Tributary - - - - - +
MALAD RIVER

+ - - - - Point of Diversion - - - - - +						
Twn	Rng	Sec	Tract	Lot	Rflg	County
03N	18E	6	SE NE			(13) BLAINE

+ - - Code - - - - - +		+ - - Description - - - - - +		+ - - Water Use - - - - - +		+ - - Diversion Rate - - - - - +		+ - - Diversion Volume - - - - - +	
				Period From	Period To				
	01 - IRRIGATION			04/15	10/15		0.040		7.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.040 7.00

+ - - Place of Use - - - - - +							
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description
03N	18E	6	SE NE		2.0	01	IRRIGATION

(13) BLAINE

Total Acres: 2.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Water right number - 37-00496F

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +
Place of use is also known as Lot 2A, Gimlet Subdivision No. 1,
Revised.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 37.
R43 - A measuring device and lockable controlling works of a type
- approved by this Department shall be maintained on the diverting
- works in a manner that will provide the watermaster suitable
- control of the diversion.
R30 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 3.5 afa per acre for the
- lands above.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T09 - 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.
T08 - 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.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
S. C. FROST, ET. AL. ALTURAS WATER COMPANY, ET. AL. 12/13/1909

+ - - - - Comments - - - - - +
Date: 01/06/1994 User Id: SKAGGS Subject: TRANSFER NO. 4170
Transfer No. 4170 was filed to change the point of diversion, place and nature of use of a portion of Right No. 37-00496A,
splitting the right into parts C and D.
Date: 11/03/1994 User Id: MBALDWIN Subject: TRANSFER NO. 4471
Trans. #4471 was filed to change the point of diversion and place of use, splitting part D into parts E & F.

+ - - Audit Fields - 11/03/94 MBALDWIN 11/08/94 MBALDWIN 04/25/95 SCURTIS 05/02/95 PSKAGGS

+ - - - - 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
Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - S017411 Water District - 37
Licensed Date - 00/00/0000 Appl Received - 09/23/1994 Transfer/Amended - I
Decree Date - 12/13/1909 Name Connector - AND/OR POU Ownership Flag- Y
Presumption Flag -

AJ0723NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT

06/25/96 09:27:22

Page 1

Water Right Number - A37-00496G

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
STEVENS

SHERI EAGLE

1 - 4644 LINCOLN BLVD STE 552
2 -
3 -

City- MARINA DEL REY State- CA Zip- 90292
Phone - 310-827-2653

STEVENS

W GRANT

1 - 4644 LINCOLN BLVD STE 552
2 -
3 -

City- MARINA DEL REY State- CA Zip- 90292
Phone - 310-827-2653

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
07/01/1883 ERROR IN REGION D - DECREED

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER

+ - - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name
03N 18E 6 SE NE (13) BLAINE

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/15 10/15 0.040
+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
0.040 7.00 5.0

+ - - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03N 18E 6 SE NE 2.0 01 IRRIGATION (13) BLAINE
Total Acres: 2.0

+ - - Diversion Means - WELL

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-00497

+ - - - - - Remarks - - - - - +

GEN CLAIM IS SPLIT FROM A37-00496E PURSUANT TO APPROVED TRANSFER 4471

PURSUANT TO APPROVED TRANSFER 4471:
1. USE OF WATER UNDER THIS WATER RIGHT WILL BE REGULATED BY THE
WATERMASTER OF STATE WATER DISTRICT NO. 37.

Water right number - A37-00496G

Prefix Translation: ADJUDICATION CLAIM

+ Remarks

2. A MEASURING DEVICE AND LOCKABLE CONTROLLING WORKS OF A TYPE APPROVED BY THIS DEPARTMENT SHALL BE MAINTAINED ON THE DIVERTING WORKS IN A MANNER THAT WILL PROVIDE THE WATERMASTER SUITABLE CONTROL OF THE DIVERSION.

3. THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN .02 CFS PER ACRE NOR MORE THAN 3.5 AFA PER ACRE FOR THE LANDS ABOVE.

4. THE CHANGE AUTHORIZED BY THIS TRANSFER SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL.

5. 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.

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. PLACE OF USE IS ALSO KNOWN AS LOT 2A, GIMLET SUBDIVISION NO. 1, REVISED.

```
+-----+ Old Water Right Numbers -----+
```

```
No Old Water Right Numbers found.
```

+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - +	+ - - - Decree Defendant - - - +	+ - Decree Date - +
S.C. FROST	ALTURAS WATER CO.	12/13/1909

+ - - Audit Fields - 09/18/95 TFAWCETT

-----Comments-----
No Comments Found

+ - - - - - 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	- 10/25/1988	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	- 37
Licensed Date	- 00/00/0000	Receipt Number	- X777777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	- AND/OR	Notice of Error Flag	-

RECEIVED

Transfer No. _____

Form 222
7/92

JUN 12 1996

Department of Water Resources STATE OF IDAHO
Southern Region DEPARTMENT OF WATER RESOURCES**APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1**Name of applicant: W. Grant Stevens &/or Sheri Eagle Stevens, husband & wife Phone: 1-208-726-4421Post 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: Applicant transferred the water right to his property when he purchased it and now desires to divert it from an existing well on the property rather than construct diversion works from the Big Wood River.

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

Right Number	Priority	Amount	Nature	Period of Use	Volume
37-00496F	July 1, 1883	0.04 cfs	irrigation	April 15 to October 15	7.0 AF

2. Total amount of water being transferred: 0.04 cubic feet/second and/or 7.0 acre-feet per annum.

3. Source of water: groundwater tributary to Big Wood River

4. Point(s) of Diversion: Added 6-25-96 gl

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE*	SE	NE	6	3N	18E	Blaine	well

5. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	6				2.0												2	

Total acres: 2.0

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 37-00496F

STAGE: DECREED

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/15 to 10/15	0.04 CFS	7.0 AF
<u>SOURCE</u>	<u>TRIBUTARY OF</u>		
BIG WOOD RIVER	MALAD RIVER		

Priority: 07/01/1883

LOCATION OF POINT(S) OF DIVERSION:SENE , Sec. 6, Township 03N, Range 18E
BLAINE CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 18E 6	SENE 2			2
Total number of acres irrigated:				2

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
3. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 3.5 afa per acre for the lands above.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
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. Place of use is also known as Lot 2A, Gimlet Subdivision No. 1, Revised.

6. General Information:

a. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ 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.

b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: None.

c. Remarks: See Transfer No. 4471. Place of use is Lot 2A of Replat of Lot 1, Gimlet Subdivision No. 1, revised and Tax Lot 3939. Copies of the Warranty Deed whereby Applicant acquired this property and the plat are appended hereto as Exhibits A and B, respectively.

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT

1. amount _____ for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Ident No.	Gov't Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

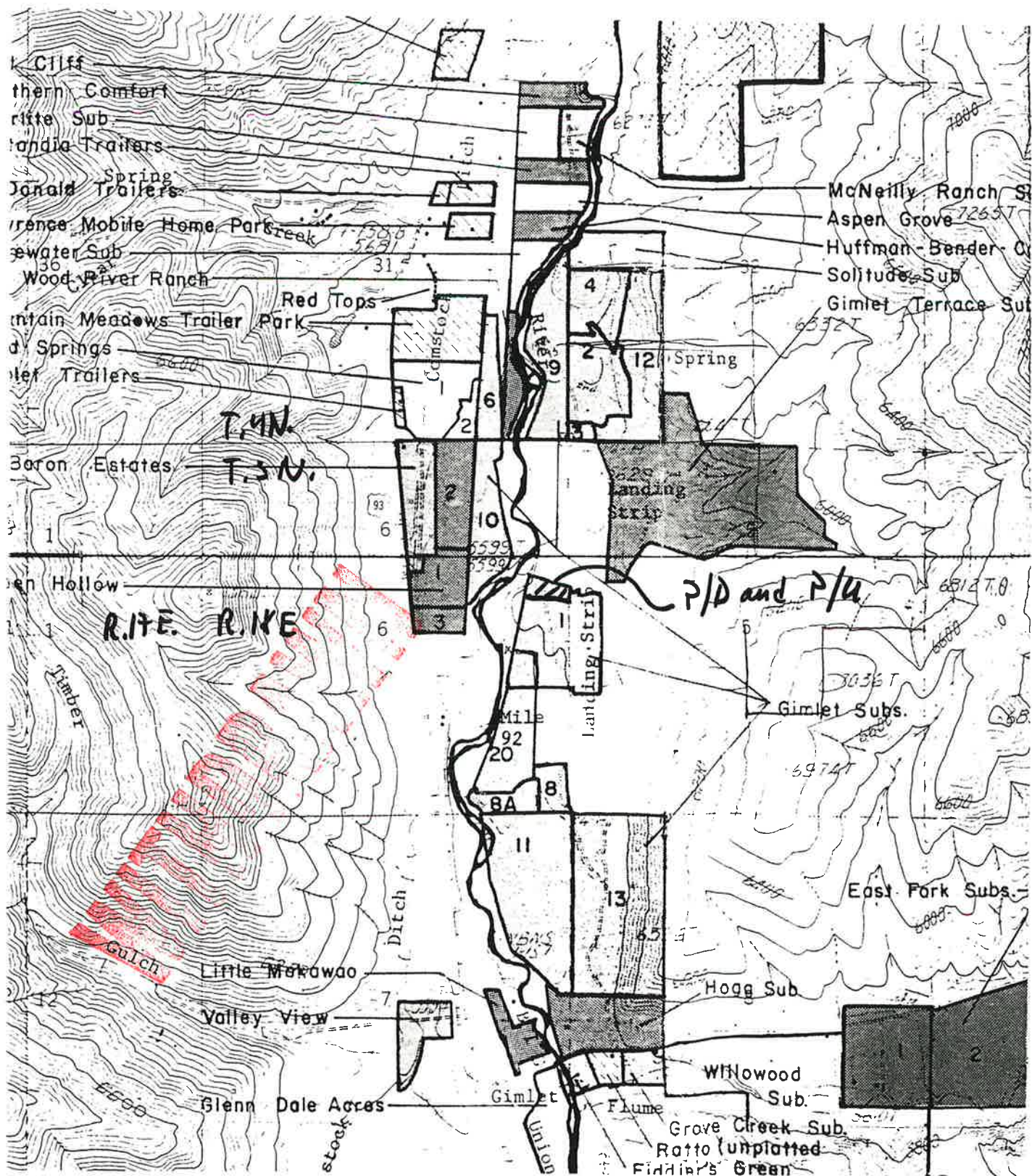
3. Lands irrigated or Place(s) of Use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Total acres: _____

PART 2

MAP



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

1.

New Nature of Use	Amount (cfs/AF)	Hours/Days/Year	Period Of Use
			to
			to
			to

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

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

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.

W. GRANT STEVENS

Subscribed and sworn to before me this 24 day of May, 1996.



Lorraine A. McNally
 Notary Public for
 Residing at Los Angeles County
 My commission expires 8/21/98

FOR DEPARTMENT USE ONLYReceived by th \$100 ck attachedDate 6-12-96Prelim. check by J. J. StantonFee \$100⁰⁰Receipted GHS # 5019240

Published in _____

Pub. dates _____

Recommend: ____ approve ____ deny

Watermaster recommendation requested _____ rec'd _____

Field exam conducted (required for statutory claims) _____

Protest filed by: _____

Hearing held by: _____

RECEIVED

JUN 14 1996

Department of Water Resources
Southern Region

EXHIBIT D

W. GRANT STEVENS

REPLAT OF LOT 1, GIMLET SUB. NO. 1, REVISED and TAX LOT 3939

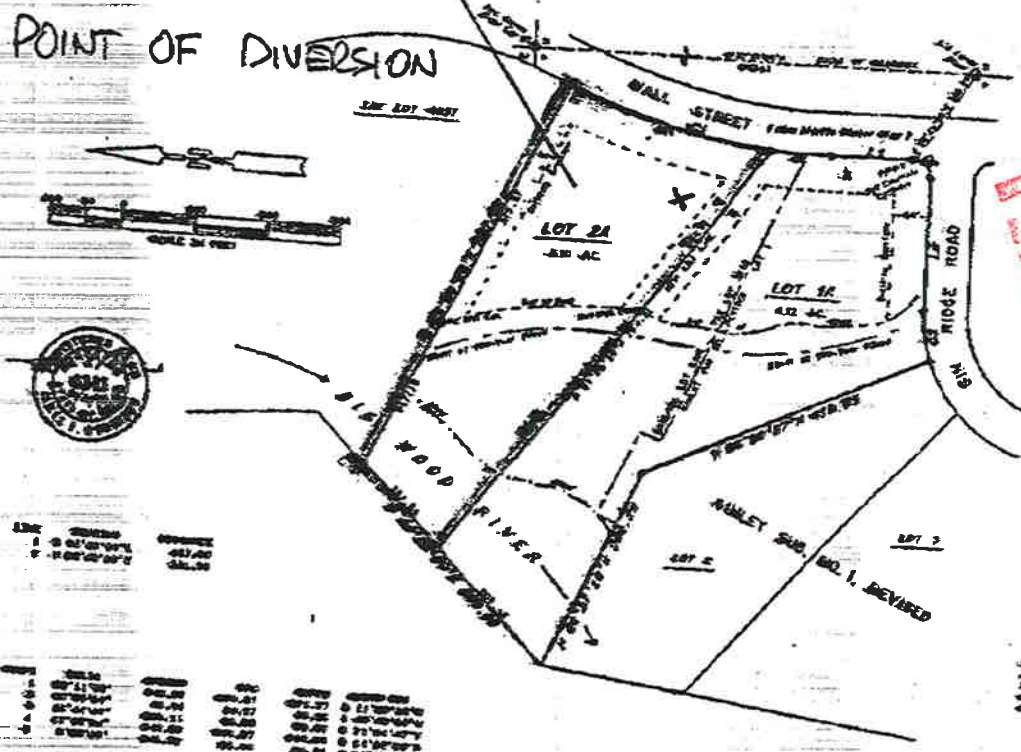
SEC. 6 T3N, R1E, B1M.
BLAINE COUNTY, IDAHO
NOVEMBER 1989

SHEET 1 OF 2 SHEETS

SE SE NE
SEC 6

PLACE OF USE
POINT OF DIVERSION

This map is a photographic reproduction of that on file in either the Recorder's or the Surveyor's Office. The company assumes no liability for omissions, errors, misstatements or misinterpretations.
Cousins Co.
West Chester, Ohio 43081



REPLAT

LEGEND

1/4" = 10' Scale
1/4" = 10' Scale
1/4" = 10' Scale

1/4" = 10' Scale
1/4" = 10' Scale
1/4" = 10' Scale

PREPARED BY: PUCHNER & WILLIAMS: METCHIK, 00000

Order No. 17063

P. 01

WARRANTY DEED

For Value Received Robert M. Brennan and Jill Toby Brennan, husband and wife

Hereinafter called the Grantor, hereby grant, bargain, sell and convey unto
W. Grant Stevens and Shari Eagle Stevens, husband and wife
whose address is: 317 Alta Ave., Santa Monica, CA 90402

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

Lot 2A of Replat of Lot 1, Grant Subdivision No. 1, Revised and Tax Lot
3939, according to the official plat thereof, recorded as Instrument No.
314696, records of Blaine County, Idaho.

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 said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee
simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and
except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the parcel, and that Grantor will
warrant and defend the same from all claims whatsoever.

Dated: November 30, 1993

Robert M. Brennan
Robert M. Brennan

Jill Toby Brennan
Jill Toby Brennan

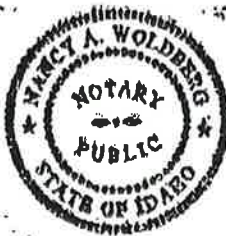
State of Idaho

County of Blaine

On December 2, 1993 before me the undersigned, a Notary Public in and for said State, personally appeared Robert
M. Brennan and Jill Toby Brennan personally known to me (or proved to me on the basis of satisfactory evidence) to be the
persons whose names are subscribed to this within instrument and acknowledged to me that they executed the same.

WITNESS my hand and official seal.

Signature Nancy A. Woldberg
Commission Expires 9-7-93



BLAINE CO. REQUEST
OF FIRST AMERICAN TITLE CO.

1993 DEC -3 P 3:43

359156

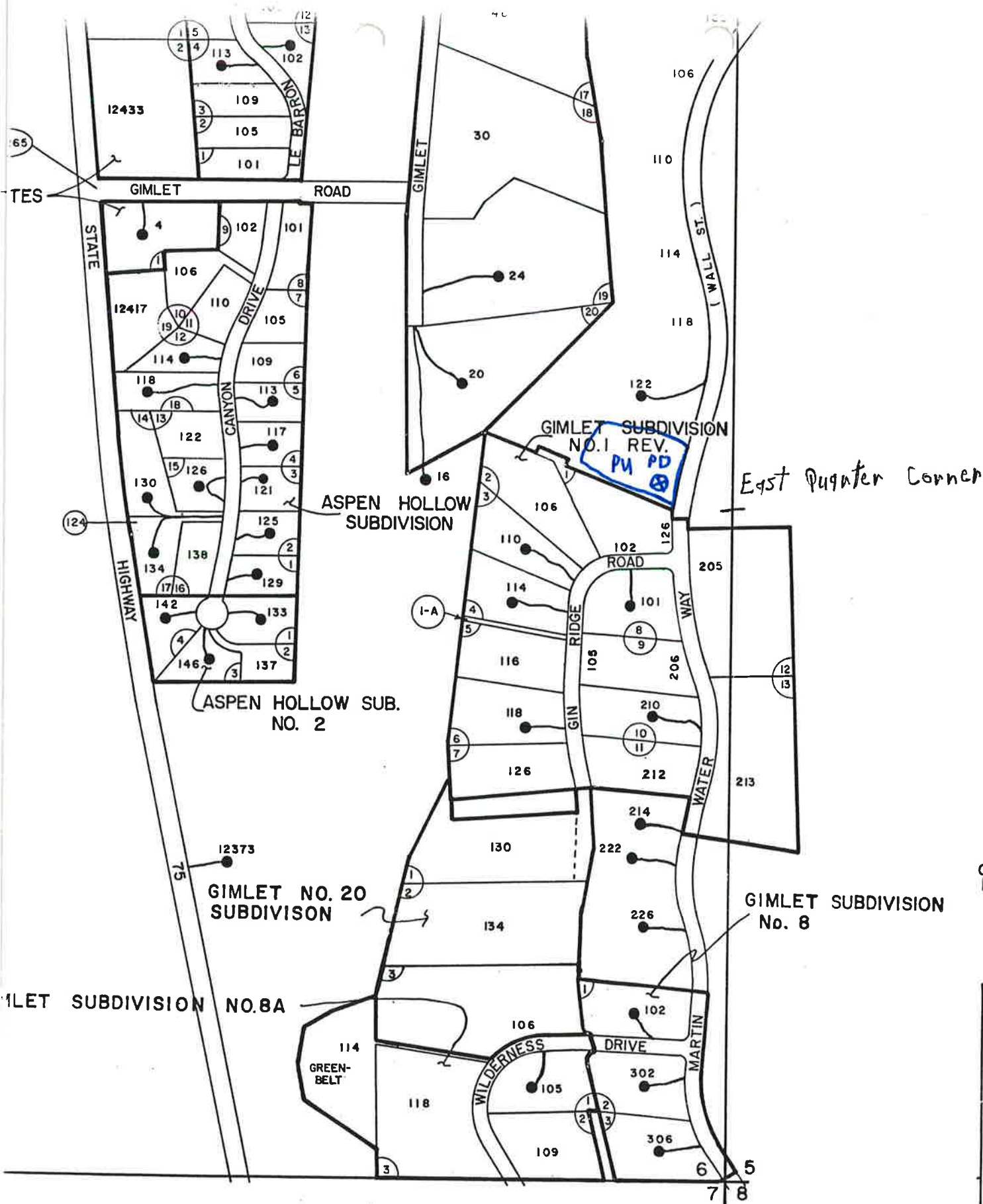
MARY GREEN, CLERK
FELS 3:28 YMP

Deed

Post-It brand fax transmittal memo 7871		# of pages 1
To Brian Ballard	From Lisa	
Co.	Co.	
Dept.	Phone # 726-5688	
Fax # 344-6505	Fax #	

W. GRANT STEVENS

EXHIBIT A



0 250
SCALE

1800	Det
1800	Page
1800	

T. 3 N., R. 18 E.

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

TERRY G. HOGUE
JAMES P. SPECK
DOUGLAS J. AANESTAD
TRACY DUNLAP
MICHELE C. MESKE

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

June 5, 1996

Mr. Allen Merrit
Idaho Department of Water Resources
222 Shoshone St. E.
Twin Falls, Idaho 83301-6105

RECEIVED

JUN 12 1996

Department of Water Resources
Southern Region

Re: W. Grant and/or Sheri Eagle Stevens
Application for Transfer of Water Right No. 37-00496F

Dear Allen:

Enclosed you will find an Application for Transfer of Water Right which I have prepared for W. Grant and/or Sheri Eagle Stevens to change the point of diversion of water right no. 37-00496F from the Big Wood River to a well to be located on their Lot 2A of the replat of Lot 1, Gimlet Subdivision No. 1 Revised and Tax Lot 3939 (a copy of the plat is attached). This right was split and transferred to their property by transfer no. 4471. Please contact me if you have any questions concerning this application.

I will be out of the office from June 10 until August 12. During my absence, my associate, Michele Meske, can assist you.

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD



James P. Speck

JPS/rb
cc: client (w/enc.)