

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

RECEIVED
 JAN 14 2009
 DEPT. 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 IDWR will produce new water right number(s) for the split(s).

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
37-0665L					

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 on file with the county Planning and Zoning or Recorder's Office).
- OR**
- D. 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 or equivalent **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)

Greg L. and Chris Smith

4. New Owner/Claimant(s)

Figge Realty LLC

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

PO Box 4365

City, State and ZIP Code

Ketchum, Id. 83340

New Telephone Number

X (208) 726-2112 Email: Sfigge@AOL.com

SCANNED

FEB 24 2009

5. Date you acquired the property

Dec. 21, 2007

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in line 1, then skip this line and go to line 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 (you may copy this page, if 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 will not be split, skip this area and proceed to line 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number		
Irrigation		
Stock		
Domestic		
Other		
Totals		

For Snake River Basin Adjudication Claims: Please 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.

7. Signature(s) of New Owner(s) or Claimant(s)



(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

SCANNED**FEB 24 2009**

Attn: Trish



Instrument # 554633
HAILEY, BLAINE, IDAHO
2008-01-07 02:05:26 No. of Pages: 2
Recorded for: BLAINE COUNTY TITLE
JOLYNN DRAGE Fee: 6.00
Ex-Office Recorder Deputy
Index to: WTYOCACORP DEED

AB

WARRANTY DEED

FOR VALUE RECEIVED

Greg L. Smith and Chris Smith, Husband and Wife,

GRANTOR(S), hereby grants, bargains, sells, conveys and warrants unto

Figge Realty LLC, an Idaho Limited Liability Company,

GRANTEE(S), whose current address is: PO Box 4365, Ketchum, ID 83340

the following described premises, to wit:

See "Exhibit A" attached hereto

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises, that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated this 21 day of December, 2007.

Greg L. Smith

Chris Smith

STATE OF Idaho)

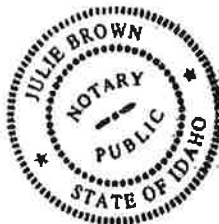
) ss.

COUNTY OF Blaine)

On this 21st day of December, 2007, before me, the undersigned, a Notary Public, in and for said State, personally appeared Greg L. Smith and Chris Smith known to me, and/or identified to me on the basis of satisfactory evidence, 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.

Notary Public
Residing at: Blaine County, ID
My commission expires: July 9, 2011



37-0665L 10-15-1884 41 C/S
DECREE BK ✓
PRIORITY BK ✓
ANNUAL RPT
ACCESS
#325

COST REPORT
BWCC CERT
CMS ADDRESS ✓
RIDER LIST ✓

SCANNED
45
FEB 24 2008

EXHIBIT "A"

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO

SECTION 24: A parcel of land in the SE¼, more particularly described as follows:

COMMENCING at the South 1/16 corner on the East Section line of Section 24, the TRUE POINT OF BEGINNING;

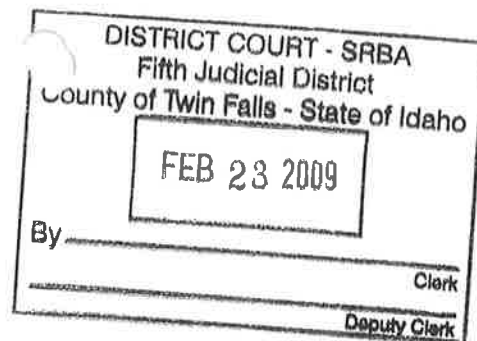
Thence North 89°54'50" West along the North boundary of the SE¼SE¼, 1,330.15 feet to the East boundary of Highway 75 (also shown of record as South 89°46'15" West, 1,313.30 feet); Thence 313.83 feet along the East boundary of Highway 75 along a curve to the left with a central angle of 09°02'43", a radius of 1,990.00 feet and a long chord bearing North 04°29'42" East;

Thence North 00°05'29" West, 344.68 feet along the East boundary of Highway 75 to a found witness corner (also shown of record as North 00°31'00" West, 663.40 feet along the East boundary of Highway 75);

Thence South 89°46'02" East, 1,309.00 feet to the East boundary of Section 24 (also shown of record as North 89°43'23" East, 1,313.30 feet);

Thence South 00°15'11" West, 654.23 feet along the East boundary of Section 24 (also shown of record as South 00°31'00" East, 664.50 feet) to the TRUE POINT OF BEGINNING. (TL 7442)

COPY



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

In Re SRBA

Subcase No. 37-665L

Case No. 39576

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

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

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated:

2/20/09

Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 2/23, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

2. Copies to:

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

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Figge Realty LLC
PO Box 4365
Ketchum ID 83340

Greg Smith
Chris Smith
PO Box 150
Hailey ID 83333



Signature of person or attorney mailing the form

01/15/2009

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

RIGHT NUMBER: 37-665L

NAME AND ADDRESS: FIGGE REALTY LLC
PO BOX 4365
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.400 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R18E S24	NESE 20.00	
	20 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

February 23, 2009

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

FIGGE REALTY LLC
PO BOX 4365
KETCHUM ID 83340

RE: SRBA Claim(s) 37-665L

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: Greg and Chris Smith
PO Box 150
Hailey ID 83333



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

August 27, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

FIGGE REALTY LLC
PO BOX 4365
KETCHUM ID 83340

RE: OWNERSHIP CHANGE FOR ADJUDICATION CLAIM 37-665L

Dear Claimant:

The Department has been notified that you are the current owner of the property to which the above adjudication claim is appurtenant. In order for our records to be changed, it is necessary for you to complete the enclosed Notice of Change of Water Right Ownership form. Please complete it per the instructions (pages 3 and 4), include the required information listed under item 2 and return everything to this office. Once this packet is received, the changes will be made to our records, and you will be sent confirmation that the change has been completed.

Thank you for your prompt attention to this matter and should you have any questions please feel free to contact me.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosures

11/21/2006

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: 12/13/2006

Water right number: 37-665R

CARL BROWNING
PO BOX 259
BELLEVUE ID 83313
Telephone Number: (208)788-9673

BARBARA BROWNING
PO BOX 259
BELLEVUE ID 83313
Telephone Number: (208)788-9673

RECEIVED
DEC 15 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

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

DATE: 12-8-06 SIGNATURE: Carl W Browning
Please print your name: CARL W BROWNING

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

SCANNED
DEC 13 2006

11/21/2006

**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: 12/13/2006

Water right number: 37-665L

GREG SMITH
PO BOX 150
HAILEY ID 83333
Telephone Number: (208)788-9487

CHRIS SMITH
PO BOX 150
HAILEY ID 83333
Telephone Number: (208)788-9487

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

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

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

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

DATE: 12-4-06 SIGNATURE: Chris Smith
Please print your name: Chris Smith

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

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 37-665L
Date Received: 6/13/1989
Receipt No: S008213
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREG SMITH Phone: (208)788-9487
PO BOX 150
HAILEY ID 83333

CHRIS SMITH Phone: (208)788-9487
PO BOX 150
HAILEY ID 83333

2. Date of Priority: 10/15/1884

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
02N	18E	36	SW NW	BLAINE	

5. Description of diverting works:

HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.4	

7. Total Quantity Appropriated is:
0.4 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
01N	18E	24	NE	SE	IRRIGATION	20
					Section Acres	20
					Total Acres	20

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:

DWR NOTE PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.
***** OWNERSHIP CHANGED
7/31/90 BY JG.
***** OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER
OWNER, MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.
JIM EAKIN-LESSEE FOR 1995 SEASON. TLB 5/31/95 *****
OWNERSHIP CHANGE MADE 8/7/97 TLB.

15. Basis of Claim: Decreed

RECEIVED

OCT 06 2005

Department of Water Resources
Southern Region

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

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

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
	37-1665L				

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) Melanie Ray McCray 1965 Trust
4. New Owner/Claimant(s) Greg L and Chris Smith
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 150
- City, State and ZIP Code Hailey, ID. 83333
- New Telephone Number 208 788-9487
5. Date you acquired the property June 15, 2001

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) *Charles Smith*

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 _____

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Brian Barsotti, Esq.
P O Box 10013
Ketchum, Idaho 83340

28180

Instrument # 452219

HAILEY, BLAINE, IDAHO

2001-06-18

03:57:00 No. of Pages: 4

Recorded for : SAWTOOTH TITLE

MARSHA RIEMANN

Fee: 12.00

Ex-Officio Recorder Deputy

Index for: WTY/OC CORP DEED

(Space above this line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, the MELANIE RAY McCRAY 1965 TRUST does hereby convey, remise, release and forever quitclaim unto GREG L. SMITH and CHRIS SMITH, husband and wife, all its right, title and interest in and to the following described premises situated in Blaine County, Idaho, described as follows:

ALL WATER RIGHTS DESCRIBED IN EXHIBIT "1"
ATTACHED HERETO AND MADE A PART HEREOF

together with their appurtenances.

DATED this 15th day of June, 2001.

MELANIE RAY McCRAY 1965 TRUST

By Brian Barsotti
Brian Barsotti, Trustee

By Tim Thomas
Tim Thomas, Trustee

STATE OF IDAHO)
) ss.
County of Blaine)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared BRIAN BARSOTTI, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the MELANIE RAY McCRAY 1965 TRUST, and acknowledged to me that he executed the same as such Trustee.

WITNESS My hand and seal the day and year in this certificate first above written.



Marla G. Mink
Notary Public for Idaho
Residing at Belleme
Commission expires: 12/01/2006

STATE OF IDAHO)
) ss.
County of Blaine)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared TIM THOMAS, known or identified to me to be the person whose name is subscribed to the within instrument as Trustee of the MELANIE RAY McCRAY 1965 TRUST, and acknowledged to me that he executed the same as such Trustee.

WITNESS My hand and seal the day and year in this certificate first above written.



Marla G. Mink
Notary Public for Idaho
Residing at Belleme
Commission expires: 12/01/2006

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: A37-00665L

Date Received: 6/13/1989

Receipt No: S008213

Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUIE MALLANE 208-726-1172
Address: PO BOX 969
KETCHUM ID 83340

2. Date of Priority: OCT 15, 1884

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

Exhibit "1"

A37-00665L

Page 1

Date: 05/16/95

This Copy For Records
DO NOT REMOVE

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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: _____

This Copy For Your Records
DO NOT RETURN



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

October 12, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GREG L & CHRIS SMITH
PO BOX 150
HAILEY ID 83333

Re: SRBA Claim #37-665L

Dear Mr. and Mrs. Smith,

A change in ownership request has been submitted to the Department. The Department changed the record of current ownership to you in August of 2001 based on a change of ownership form sent to us at that time. Please find the enclosed copy of the computer record of the claim noting the names of claimants. Review this record 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 'Carrie Hahn'.

Carrie Hahn
Office Specialist

Enc.

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 37-665L
Date Received: 6/13/1989
Receipt No: S008213
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREG SMITH Phone: (208)788-9487
PO BOX 150
HAILEY ID 83333

CHRIS SMITH Phone: (208)788-9487
PO BOX 150
HAILEY ID 83333

2. Date of Priority: 10/15/1884

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
02N	18E	36	SW NW	BLAINE	

5. Description of diverting works:

HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.4	

7. Total Quantity Appropriated is:
0.4 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
01N	18E	24	NE	SE	IRRIGATION	20
					Section Acres	20
					Total Acres	20

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:

DWR NOTE PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#
***** OWNERSHIP CHANGED
7/31/90 BY JG
***** OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER
OWNER, MALLANE-NEW OWNER. WARRANTY DEED INCLUDED
JIM EAKIN-LESSEE FOR 1995 SEASON. TLB 5/31/95 *****
OWNERSHIP CHANGE MADE 8/7/97 TLB

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 14, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GREG SMITH
CHRIS SMITH
PO BOX 150
HAILEY ID 83333

Re: SRBA Claim(s) 37-665L

Dear Mr. and Mrs. Smith:

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 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
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED**AUG 13 2001**

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
	37-1665L				

See attached

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) Melanie Ray McCray 1965 Trust
c/o Brian Barsotti
P.O. Box 10013
4. New Owner/Claimant(s) Ketchum, ID 83340
GREG L. and CHRIS SMITH
Name Connector (Check one): [] and, [] or, [] and/or
- New Mailing Address P.O. Box 150
Hailey, ID 83333
- City, State and ZIP Code _____
- New Telephone Number (208-788-9847)
5. Date you acquired the property June 18, 2001

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)

✓ Gary J. Smith
✓ Charles Smith

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

8/13/01

Fee

0

Received by

Date

8/14/01

Receipt No.

Processed by

AJ

Date

WR

Date

Order No. 28180

Instrument # 452218

HAILEY, BLAINE, IDAHO

2001-06-18 03:57:00 No. of Pages: 2

Recorded for : SAWTOOTH TITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

WARRANTY DEED

FOR VALUE RECEIVED

BRIAN BARSOTTI, SUCCESSOR TRUSTEE and TIM THOMAS, SUCCESSOR TRUSTEE, OF THE MELANIE RAY McCRAY 1965 TRUST DATED JANUARY 8, 1965

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

GREG L. SMITH and CHRIS SMITH, husband and wife

GRANTEE(s) whose address is: **90 S. Hiawatha Drive, Hailey, ID 83333**

the following described real property in **Blaine** County, Idaho, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

RECEIVED

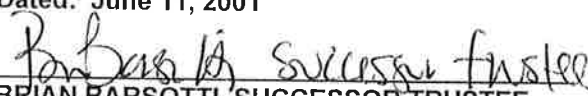
AUG 13 2001

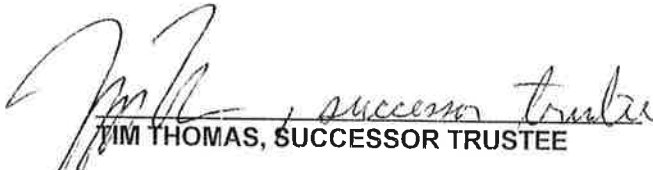
Department of Water Resources
Southern Region

Subject To: Taxes, easements established or of record, restrictions and encumbrances of record, rights reserved in federal patents, state or railroad deeds, building or use restrictions, building and zoning regulations and ordinances of any governmental unit.

TO HAVE AND TO HOLD 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: June 11, 2001


BRIAN BARSOTTI, SUCCESSOR TRUSTEE


TIM THOMAS, SUCCESSOR TRUSTEE

State of Idaho

County of Blaine

On this 12th day of June, in the year 2001, before me, the undersigned, personally appeared BRIAN BARSOTTI, SUCCESSOR TRUSTEE and TIM THOMAS, SUCCESSOR TRUSTEE, known or identified to me to be the person(s) whose name is/are subscribed to the within instrument as trustee(s) of the MELANIE RAY McCRAY 1965 TRUST DATED JANUARY 8, 1965 and acknowledged to me that he/she/they executed the same as such trustee(s).

WITNESS my hand and official seal



Notary Public

Commission Expires: 12/01/2006



Order No. 28180
Legal Description

EXHIBIT "A"

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 24: A parcel of land in the SE1/4, more particularly described as follows:

COMMENCING at the South 1/16 corner on the East Section line of Section 24, the TRUE POINT OF BEGINNING; thence

North 89° 54' 50" West along the North boundary of the SE1/4SE1/4, 1,330.15 feet to the East boundary of Highway 75 (also shown of record as South 89° 46' 15" West, 1,313.30 feet); thence 313.83 feet along the East boundary of Highway 75 along a curve to the left with a central angle of 09° 02' 43", a radius of 1,990.00 feet and a long chord bearing North 04° 29' 42" East; thence North 00° 05' 29" West, 344.68 feet along the East boundary of Highway 75 to a found witness corner (also shown of record as North 00° 31' 00" West, 663.40 feet along the East boundary of Highway 75); thence

South 89° 46' 02" East, 1,309.00 feet to the East boundary of Section 24 (also shown of record as North 89° 43' 23" East, 1,313.30 feet); thence

South 00° 15' 11" West, 654.23 feet along the East boundary of Section 24 (also shown of record as South 00° 31' 00" East, 664.50 feet) to the TRUE POINT OF BEGINNING.

(Tax Lot 7442)

RB 77

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

Brian Barsotti, Esq.
P O Box 10013
Ketchum, Idaho 83340

Instrument # 452219

HAILEY, BLAINE, IDAHO

2001-06-18

03:57:00 No. of Pages: 4

Recorded for : SAWTOOTH TITLE

MARSHA RIEMANN

Fee: 12.00

Ex-Officio Recorder Deputy

Index to: WTY/QC / CORP DEED

28180

(Space above this line for Recorder's use)

QUITCLAIM DEED

FOR VALUE RECEIVED, the MELANIE RAY McCRAY 1965 TRUST does hereby convey, remise, release and forever quitclaim unto GREG L. SMITH and CHRIS SMITH, husband and wife, all its right, title and interest in and to the following described premises situated in Blaine County, Idaho, described as follows:

ALL WATER RIGHTS DESCRIBED IN EXHIBIT "1"
ATTACHED HERETO AND MADE A PART HEREOF

together with their appurtenances.

DATED this 15th day of June, 2001.

MELANIE RAY McCRAY 1965 TRUST

By Brian Barsotti
Brian Barsotti, Trustee

By Tim Thomas
Tim Thomas, Trustee

STATE OF IDAHO)

) ss.

County of Blaine)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared **BRIAN BARSOTTI**, known or identified to me to be the person whose name is subscribed to the within instrument as **Trustee of the MELANIE RAY McCRAY 1965 TRUST**, and acknowledged to me that he executed the same as such Trustee.

WITNESS My hand and seal the day and year in this certificate first above written.



Marla G Mink
Notary Public for Idaho

Residing at Bellevue

Commission expires: 12/01/2006

STATE OF IDAHO)

) ss.

County of Blaine)

On this 15th day of June, 2001, before me, the undersigned, a Notary Public in and for said state, personally appeared **TIM THOMAS**, known or identified to me to be the person whose name is subscribed to the within instrument as **Trustee of the MELANIE RAY McCRAY 1965 TRUST**, and acknowledged to me that he executed the same as such Trustee.

WITNESS My hand and seal the day and year in this certificate first above written.



Marla G Mink
Notary Public for Idaho

Residing at Bellevue

Commission expires: 12/01/2006

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: A37-00665L
Date Received: 6/13/1989
Receipt No: S008213
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LOUIE MALLANE 208-726-1172
Address: PO BOX 969
KETCHUM ID 83340

2. Date of Priority: OCT 15, 1884

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

Exhibit "1"

This Copy For Records
DO NOT DESTROY

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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: _____

This Copy For Your Records
DO NOT RETURN



August 10, 2001

RECEIVED

AUG 13 2001

**Department of Water Resources
Southern Region**

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

Re: Order No. 28180

TL 7442 Sec. 24, TP 1N, R18E
McCray/Smith

Dear Ladies and Gentlemen:

In connection with the order number mentioned above, please find attached our check no. 2843 in the amount of \$ 25.00 representing: Transfer of Water Rights.

Also attached are copies/originals of the following document(s):

<u> x </u>	Warranty Deed.
<u> x </u>	Quitclaim Deed.
<u> x </u>	Notice of Change in Water Right Ownership.

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

SAWTOOTH TITLE COMPANY

Angela W. Sewell
Escrow Assistant

aws

Attachments

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A37-00665L
Date Received: 6/13/1989
Receipt No: S008213
Received By: _____

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

1. Name: LOUIE MALLANE 208-726-1172
Address: PO BOX 969
KETCHUM ID 83340
2. Date of Priority: OCT 15, 1884
3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 02N | 18E | 36 | SW | | NW | | BLAINE |
5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 04/01 | 11/01 | 0.400 | | |
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 50.0 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

Exhibit "1"

This Copy For New Records
DO NOT DESTROY

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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: _____

This Copy For Your Records
DO NOT RETURN



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 13, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

ATTN ANGELA SEWELL
SAWTOOTH TITLE CO
PO BOX 188
KETCHUM ID 83340

RE: Your Order No. 28180
McCray Trust to Smith
SRBA Claim Nos. 37-665L

Dear Angela:

I am in receipt of the Notice of Change of Water Right Ownership you recently submitted on the above listed transaction. Because this claim has not yet been decreed in the Snake River Basin Adjudication, no fees are due to change ownership. I am herein returning Sawtooth Title Company's check no. 002843 in the amount of \$25.00. I know how confusing this is, so please feel free to phone (or e-mail) me if I can help clarify when fees are or are not due.

Thanks for your help; I really appreciate the great job you all do in submitting changes of ownership.

Sincerely,

Trish Fawcett
Technical Records Specialist
tfawcett@idwr.state.id.us

Enc.

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: A37-00665L
Date Received: 6/13/1989
Receipt No: S008213
Received By: *O/C FCB*

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MELANIE RAY MC CRAY 1965 TRUST
Address: PO BOX 895
SUN VALLEY ID 83353
2. Date of Priority: OCT 15, 1884
3. Source: BIG WOOD RIVER Trib. to: MALAD RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	18E	36	SW	NW			BLAINE
5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL
6. Water is used for the following:

Purpose	From	(or)	A.F.A.
IRRIGATION	04/0		
7. Total Quantity Appropriated is:
0.400 C.F.S. (and/or) A.A.
8. Total consumptive use is 5 Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

*8/20 1:36p.m.
returned
call
no contact
622-2358*

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE
PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.
JIM EAKIN-LESSEE FOR 1995 SEASON. TLB 5/31/95

OWNERSHIP CHANGE MADE 8/7/97 TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant



RECEIVED

July 18, 1997

JUL 21 1997

Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Department of Water Resources
Southern Region

Re: Order No. 23171

A portion of the SE¼ of Section 24, Township 1 North, Range 18 East
McCray Trust/Mallane

Dear Ladies and Gentlemen:

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

 X
 X

Notice of Change of Water Right Ownership. **ORIGINAL.**
Quitclaim Deed.

Thank you for using Sawtooth Title Company and please remember to designate our company in your next title or escrow closing transaction.

If you should have any questions or if I may be of further assistance, please do not hesitate to contact the undersigned.

Sincerely,

SAWTOOTH TITLE COMPANY

Jan L. Burrell
Vice-President

JLB/tdh

Attachment(s)

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

RECEIVED

JUL 21 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

Department of Water Resources
Southern Region

1. Water Right Number(s) _____
Adjudication Claim Number(s) A37-00665L

2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Louie Mallane
P.O. Box 368, Ketchum, ID 83340

4. New Owner/Claimant(s) Melanie Ray McCray 1965 Trust - Brian Barsotti & Tim Thomas, TTEE
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address P.O. Box 895, Sun Valley, ID 83353

City, State and ZIP Code _____
New Telephone Number () - _____

5. Date you acquired the property July 18, 1997

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
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/Claimant(s) Brian Barsotti, trustee Date 7/16/97
Tim Thomas, trustee Date 7/17/97

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

QUITCLAIM DEED

FOR VALUE RECEIVED

LOUIE MALLANE and MARGARET MALLANE, husband and wife

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

MELANIE RAY MCCRAY 1965 TRUST DATED JANUARY 8, 1965

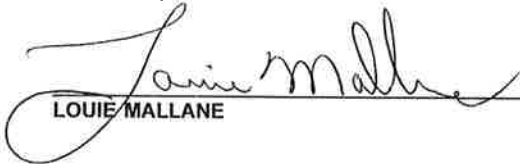
whose address is: **P.O. Box 895, Sun Valley, ID 83353**

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

ALL WATER RIGHTS DESCRIBED ON EXHIBIT 'A' ATTACHED HERETO AND MADE A PART HEREOF

together with their appurtenances.

Dated: **July 14, 1997**


LOUIE MALLANE


MARGARET MALLANE

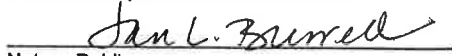
State of Idaho

}
}ss.

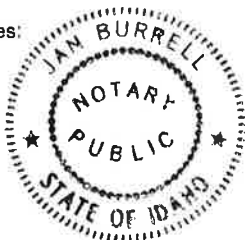
County of Blaine

On this 17 day of July, in the year 1997, before me, the undersigned, personally appeared **LOUIE MALLANE and MARGARET MALLANE**, 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.


Notary Public
Commission Expires:

J:\escrow\forms\eqcd





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

JULY 30, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

JAN BURRELL
SAWTOOTH TITLE COMPANY
PO BOX 188
KETCHUM ID 83340

RE: OWNERSHIP CHANGE MCCRAY TRUST/MALLANE

DEAR MS. BURRELL:

THANK YOU FOR NOTIFYING US OF THIS OWNERSHIP CHANGE. I WILL NEED ADDITIONAL INFORMATION.

I NEED TO HAVE AN EXHIBIT "A" WITH AN EXACT LEGAL DESCRIPTION. THE DEPARTMENT'S RECORDS AND REPORTS CANNOT BE USED. I ALSO NEED TO KNOW IF JIM EAKIN IS STILL LEASING THE PLACE. I NEED TO KNOW IF TO KEEP HIS NAME AS LESSEE.

IF YOU SEND ME THE MATERIAL NEEDED, IT WILL BE APPRECIATED. IF YOU HAVE ANY QUESTIONS, PLEASE CALL ME AT THIS OFFICE. THANK YOU FOR YOUR TIME.

SINCERELY,

A handwritten signature in cursive script, reading 'Tara L. Backlund'.

TARA L. BACKLUND
ADJUDICATION RECORDS CLERK



RECEIVED
AUG 06 1997
Department of Water Resources
Southern Region

August 4, 1997

Tara L. Backlund
Idaho Department of Water Resources
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

Re: Order No. 23171 A portion of the SE¼ of Section 24, Township 1 North, Range 18 East
McCray Trust/Mallane

Dear Tara:

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

<u> x </u>	Legal Description.
<u> x </u>	Copy of your letter dated July 30, 1997.

I have spoken with the new owner and realtors who listed and sold this property and there is not a current tenant leasing this property.

If you should have any questions or if I may be of further assistance, please do not hesitate to contact the undersigned.

Sincerely,

SAWTOOTH TITLE COMPANY

Jan L. Burrell
Vice-President

JLB/tdh

Attachment(s)

RECEIVED
AUG 06 1997
Department of Water Resources
Southern Region

FOR VALUE RECEIVED

GRANTOR(s), do(es) hereby GRANT, BARGAIN, SELL and CONVEY unto

GRANTEE(s) whose address is: P.O. Box 895, Sun Valley, ID 83353

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

COMMENCING at an Iron pin marking the East quarter corner of said Section 24; thence S. 00° 31' 00" E., 664.50 feet along the East boundary of said Section 24 to an iron pin marking the REAL POINT OF BEGINNING; thence continuing S. 00° 31' 00" E., 664.50 feet along said East boundary to a point on fence line marking the Northern boundary of the Southeast 40 acres of said Section; thence S. 89° 46' 15" W., 1313.30 feet to a point on the East boundary of State Highway 75; thence N. 00° 31' 00" W., 663.40 feet along said East boundary of State Highway 75; thence N. 89° 43' 23" E., 1313.30 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD 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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

MARGARET MALLANE

On this _____ day of _____, in the year _____, before me, the undersigned, personally appeared **LOUIE MALLANE and MARGARET MALLANE**, 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.

READ AND APPROVE

HEAD AND APPROVED

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: A37-00665L

Date Received: 6/13/1989

Receipt No: S008213

Received By: O/C AB

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

1. Name: LOUIE MALLANE 208-726-1172
Address: PO BOX 969
KETCHUM ID 83340

2. Date of Priority: OCT 15, 1884

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE			20.0

MICROFILMED
NOV 22 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

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: _____

MICROFILMED

NOV 22 1996

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



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 16, 1995

LOUIE MALLANE
PO BOX 969
KETCHUM, ID 83340

RE: SRBA CLAIM A37-00665L

DEAR CLAIMANT:

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

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

MICROFILMED
NOV 22 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 02N(01N) Range 18E (18E)
Section 36 (24) 1/4 of SW(NE)1/4 of NW(SE)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)
Assigned by IDWR: A37-00665L

☐ Name and Address of Former Owner/Claimant(s)(Seller): KEVIN DERYNCK P.O. Box 1125 Hailey Idaho 83333
CLAIM # A37-00665L 208-788-6113

☐ New Owner/Claimant (Purchaser): Louie Mallane

☐ New Mailing Address: P.O. Box 969
Ketchum, Idaho 83340

☐ New Telephone Number: 208-726-1172

☐ 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: Computer Record from Dept of Water Resources 6/3/94
(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) Louie Mallane by Date _____
John Peterson Date _____

☐ Signature of Former Owner/Claimant(s): Kevin M. Derynck Date 6/28/94
Claim # A37-00665L Date 6/28/94

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

MICROFILMED

NOV 22 1996

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: 5/16/95 By: HLB

Claim Numbers of Split, if any:

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

QUITCLAIM DEED

FOR VALUE RECEIVED

Kevin M. Derynck, a single man

do(es) hereby CONVEY, RELEASE, REMISE and FOREVER quit claim unto

Louie Mallane and Margaret Mallane, husband and wife

whose address is: **P.O. Box 368, Ketchum, ID 83340**

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

All of the water rights as shown on Exhibit "A" attached hereto and made a part hereof:

together with their appurtenances.

Dated: **July 6, 1994**


Kevin M. Derynck

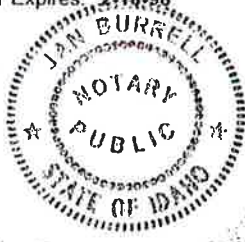
State of **Idaho**
County of **Blaine**

On this July 7, 1994, before me, a notary public in and for said State, personally appeared **Kevin M. Derynck** 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.



Notary Public
Residing at Hailey
Commission Expires: **2-18-98**

J:\escrow\forms\sqod



Accepted and Approved



Accepted and Approved

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: A37-00665L

Date Received: 6/13/1989

Receipt No: S008213

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: KEVIN M DERYNCK 208-788-6113
Address: PO BOX 1125
HAILEY ID 83333

2. Date of Priority: OCT 15, 1884

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

MICROFILMED

NOV 22 1996

A37-00665L
Accepted and Approved

LM

Page 1
Accepted and Approved

Date: 06/03/94

EXHIBIT "A"

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

MICROFILMED
NOV 22 1996

A37-00665L
Accepted and Approved

LM

Page

2

Accepted and Approved

Date:

06/03/94

EXHIBIT "A"

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: **A37-00665L**

Date Received: 6/13/1989

Receipt No: S008213

Received By: ownership change

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

1. Name: KEVIN M DERYNCK
Address: PO BOX 1125
HAILEY ID

208-788-6113

83333

2. Date of Priority: OCT 15, 1884

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
02N	18E	36	SW	NW			BLAINE

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

A.F.A.

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0

MICROFILMED
OCT 24 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	20.0
					Total Acres	20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

MICROFILMED
OCT 24 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

JUL 23 1993

Department of Water Resources

DATE OF CLOSING: 6/29/93

LEGAL DESCRIPTION OF PROPERTY: Township 1N Range 18E
Section 24, SE 1/4 of 1/4 of 1/4 Govt. Lot , BM.
tax Lot 5677, Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

- ☐ 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) JUL 27 1993
- ☐ Water Right Number(s)
Assigned by IDWR: A3700665L
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Edward + Julie Lawson
Box 2312
Ketchum, Id 83340
- ☐ New Owner/Claimant (Purchaser): Kevin Derynck
- ☐ New Mailing Address: Box 1125
Hailey, Idaho
83333
- ☐ New Telephone Number: (208) 788 - 2409 6113
- ☐ 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:

Department of Water Resources
Southern Region Office

- ☐ Attach proof of ownership, describe proof attached: n/a
(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): Kevin M. Derynck Date 6/30/93
- ☐ Signature of Former Owner/Claimant(s): Julie E. Lawson Date 6/29/93
Edward + Julie Lawson Date 6/29/93

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6/3/94 By: [Signature]

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

MICROFILMED
OCT 24 1994

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

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: **A37-00665L**
Date Received: 6/13/1989
Receipt No: S008213
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EDWARD LAWSON
Address: P.O. BOX 2312
KETCHUM, ID 83340 208-788-9390

Name: JULIE LAWSON
Address: P.O. BOX 2312
KETCHUM, ID 83340 208-788-9390

2. Date of Priority: OCT 15, 1884

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
02N	18E	36	SW		NW		BLAINE

5. Description of diverting works:
HEADGATE #45 & DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	24	NE SE		IRR	20.0
Section Acres						20.0
Total Acres						20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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 _____

Buttery Stennett

Order No. 16356

WARRANTY DEED

FOR VALUE RECEIVED

Stuart A. Buttery and Carol Buttery, husband and wife,

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto

^WClinton StStennett, a single man

whose address is: P.O. Box 1568, Sun Valley, ID 83353

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho, to wit:

SEE LEGAL DESCRIPTION ATTACHED HERETO AND MADE A PART HEREOF.

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 they are free from all encumbrances except as described above and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: July 3, 1990

Stuart A. Buttery
Stuart A. Buttery

Carol Buttery
Carol Buttery

State of California
County of Contra Costa

On this July 6, 1990, before me, a notary public in and for said State, personally appeared Stuart A. Buttery and Carol Buttery, husband and wife known or identified to me to be the person(s) whose name(s) is subscribed to the within instrument and acknowledged to me that he/she executed the same.

Vickie E. Gerardy
Notary Public
Residing at Walnut Creek, Ca
Commission Expires: Oct 3, 1992

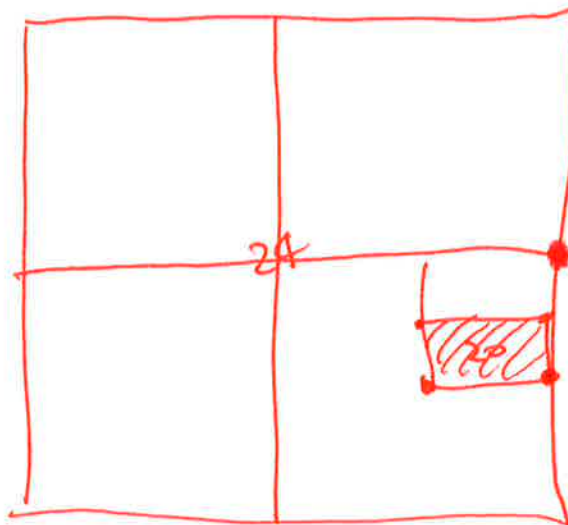


MICROFILMED

FEB 23 1993

Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho
Section 24: A parcel of land in the SE 1/4 more particularly described as follows:

COMMENCING at an iron pin marking the East quarter corner of said Section 24;
THENCE continuing $0^{\circ}31'00''$ East 664.50 feet along the East boundary of said Section 24 to an iron pin marking the REAL POINT OF BEGINNING;
THENCE continuing South $0^{\circ}31'00''$ East 664.5 feet along said East boundary to a point on fence line marking the northern boundary of the Southeast 40 acres of said Section;
THENCE South $89^{\circ}46'15''$ West 1313.3 feet to a point on the East boundary of State Highway 75;
THENCE North $0^{\circ}31'00''$ West 663.4 feet along said East boundary of State Highway 75;
THENCE North $89^{\circ}43'23''$ East 1313.3 feet to the POINT OF BEGINNING.



MICROFILMED

FEB 23 1993

Order No. 16356A

WARRANTY DEED

FOR VALUE RECEIVED

W. Clinton Stennett, a single man,

Hereinafter called grantor, hereby grants, bargains, sells and conveys unto

Edward A. Lawson and Julie C. Lawson, husband and wife

whose address is: P. O. Box 2312, Ketchum, ID 83340

Hereinafter called the grantee, the following described premises, in Blaine County, Idaho, to wit:

Township 1 North, Range 18 East, Boise Meridian, Blaine County, Idaho
Section 24: A parcel of land in the SE 1/4 more particularly described as follows:

COMMENCING at an iron pin marking the East quarter corner of said Section 24;
THENCE continuing 0°31'00" East 664.50 feet along the East boundary of said
Section 24 to an iron pin marking the REAL POINT OF BEGINNING;
THENCE continuing South 0°31'00" East 664.5 feet along said East boundary to
a point on fence line marking the northern boundary of the Southeast 40 acres of
said Section;
THENCE South 89°46'15" West 1313.3 feet to a point on the East boundary of
State Highway 75;
THENCE North 0°31'00" West 663.4 feet along said East boundary of State
Highway 75;
THENCE North 89°43'23" East 1313.3 feet to the POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the
Grantee's heirs and assigns forever. And the said 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
encumbrances except as described above and that Grantor will warrant and defend the same from all lawful
claims whatsoever.

Dated: July 12, 1990

W. Clinton Stennett
W. Clinton Stennett

State of Idaho

County of Blaine

On this 12th July 90, before me, a notary public in and for said State, personally
appeared W. Clinton Stennett 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.

Notary Public
Residing at Idaho
Commission Expires: 2-14-91

MICROFILMED

FEB 23 1993

Id. By Under Rev.
222 Spokane St. East.
TF 83301

CHANGE IN OWNERSHIP

Page 1

This form is solely for purposes of notifying IDWR of a change in ownership of an adjudication claim.

[] Water Right Number(s): 37-0665

[] Name and Address of Former Claimant(s): STUART BUTTERY

121 SOUTH CT.

ALAMO, CALIF. 94587

[] New Claimant(s): Edward & Julie Lawson

[] New Mailing Address: POB 2312

Ketchum Id 83340

New Telephone Number: (208) 788-9390

[] Does the change in ownership result in a splitting of the water right claimed? yes X no
If yes, then describe the portion of the water right that is now 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 claimant.)

[] Signature of New Claimant(s): Julie C. Lawson

RECEIVED

Date: 7/6/90

JUL 26 1990

Department of Water Resources
Southern Region Office

MICROFILMED

FEB 23 1993

CHANGE IN OWNERSHIP

Page 2

[] Signature of Former Claimant(s):

Stuart A. Buttery

Date:

7-6-90

(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: dc

Further Action Needed:

Further Action Taken

Date:

By:

Final Review and Data-Entry

Date:

By: dc

Claim Numbers of Split, if any:

RECEIVED

JUL 26 1990

Department of Water Resources
Southern Region Office

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: A37-00665L
Date Received: 6/13/1989
Receipt No: S008213
Received By: See

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STUART A. BUTTERY
Address: 121 SOUTH COURT
ALAMO, CA 94507 415-837-6477

2. Date of Priority: OCT 15, 1884

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

4. Point of Diversion:

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

5. Description of diverting works:
HEADGATE #45 AND DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.400		

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

8. Total consumptive use is 50.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	24	NE	SE		IRR	20.0
Section Acres							20.0

10. Place of Use: Continued

Total Acres 20.0

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:
NONE

14. Remarks:

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

Decree Plaintiff

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
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:

Ident. Number

Date Received

Receipt Number

39576
RIGHT A37-00665 L

C 006221

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

FEB 27 1989

Department of Water Resources

Department of Water Resources
Southern Region Office

Please type or print clearly

APR 24 1989

1. Name of Claimant (s) STUART A BUTTER Department of Water Resources Phone (415) 930-3871
Southern Region Office 837 6477Mailing Address 121 South Ct Alamo CA Zip 945072. Date of Priority (Only one (1) per claim) 10-15-1884 RECEIVED3. Source of water supply (a) BIG WOOD RIVER
which is tributary to (b) MALAD RIVER MAR 29 19894. a. Location of existing point of diversion is: Township 2-NORTH Range 18E Section 36 Department of Water Resources
Southern Region Office
1/4 of SW 1/4 of NW 1/4, Govt. Lot, B.M., County of BLANK COUNTY

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.DIVERSION WORKS IN HEADGATE #45 AND THE DISTRICT CANAL

RECEIVED

MICROFILMED

FEB 23 1993

JUN 2 1989

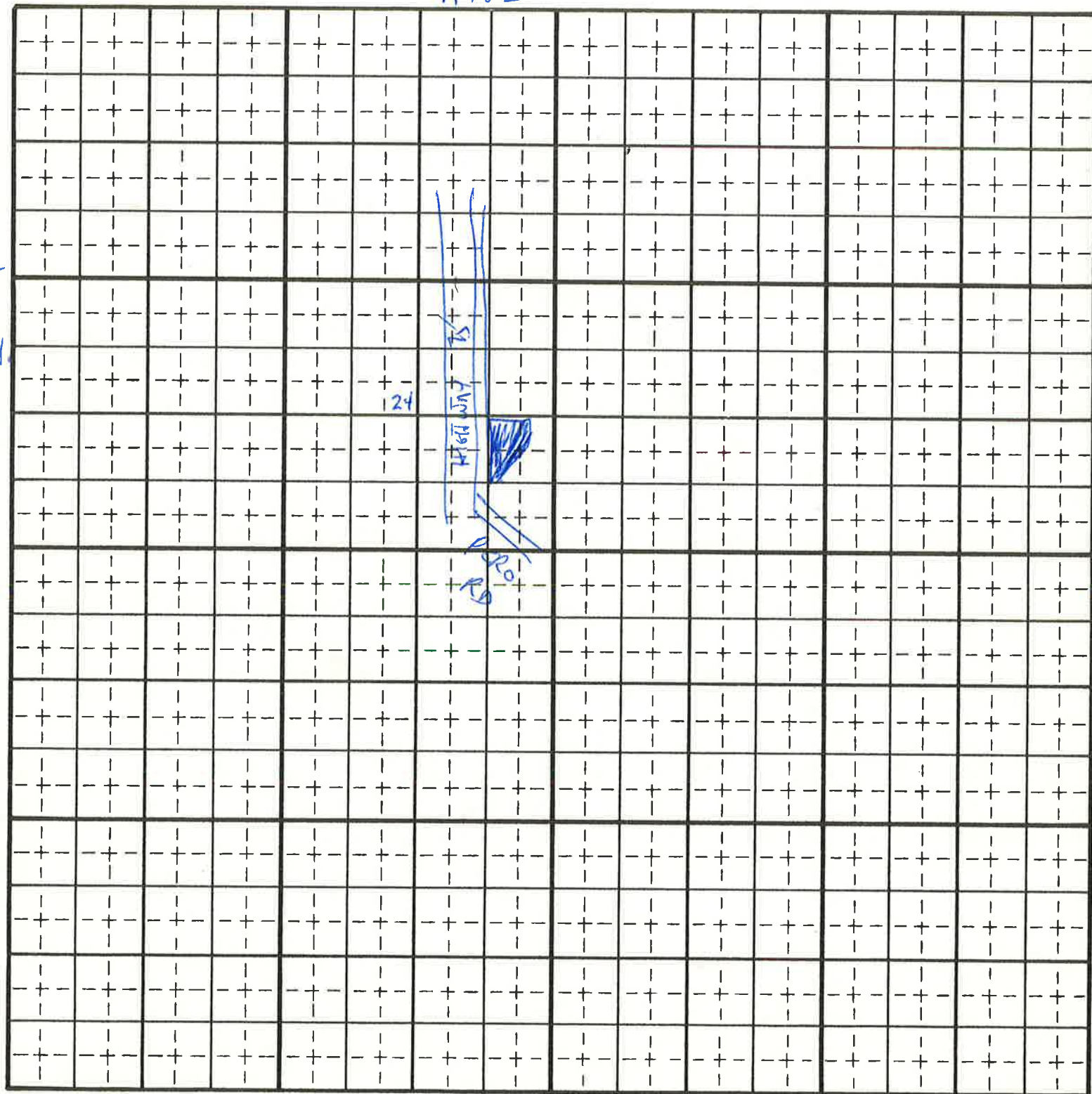
Department of Water Resources
Southern Region Office

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

Scale: 2 inches equals 1 mile

Map BY Jim STANTON
Per PHONE CALL

R 18 E



Last Name BATTERY

Ident No. RIGHT 37 0665

MICROFILMED

FEB 23 1993
Copies: White-State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from APRIL 1 to NOV 1 amount .40 or _____

For IRRIGATION STORAGE purposes from NOV 1 to APRIL 1 amount .40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .40 (20 INCHES) (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 50 acre feet per annum.

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	
<u>1N</u>	<u>18E</u>	<u>24</u>													<u>20</u>				<u>20</u>

Total number of acres irrigated 20 ACRES

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
RIGHT 37-0665 or None ()

14. Remarks:

MICROFILMED

FEB 23 1993

Last Name BUTTERY Ident No. RIGHT 370665

Copies: White -State, Yellow-Claimant

6. Water is claimed for the following purposes:

(both dates are inclusive)

20 INCHES
(cfs)

(acre feet)

For IRRIGATION purposes from April 1 to Nov 1 amount .40 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .40 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 50 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC LIVESTOCK AT SOME TIME IN FURS

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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	
<u>1N</u>		<u>24</u>				<u>20</u>									<u>20</u>				<u>20</u>

Total number of acres irrigated 20 ACRES

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 YES No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
RIGHT 37-0665 or None ()

14. Remarks:

MICROFILMED

FEB 23 1993

Last Name

BUTTS

Ident No.

RIGHT 37-0665

Copies: White -State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number Right 37-0665

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) Stuart A Buttery Date 1/26/89

Date _____

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

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or California)

County of Contra Costa) SS.

Subscribed and sworn (or affirmed) before me this 26 day of January 1989



Notary Public Vickie E. Gerardy

Residing at 2121 N. California Walnut Creek, CA

My Commission Expires 10-3-92

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 _____

MICROFILMED

FEB 23 1993

Last Name BUTTERY Ident. Number Right 37-0665

Copies White-State, Yellow-Claimant

Date Received

APR 06 1989

State of Idaho
Department of Water Resources

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will con-
as a request that the claimant be granted an add.
of time in which to file claim(s) beyond the 90
Section 42-1409(10), Idaho Code.

ML3 shows
1 good address
long form mailed
11-9-88

STUART BUTTERY

Name of Claimant

121 SOUTH CT

Post Office Address

ALAMO CA 94507

City, State, Zip Code

BLAINE COUNTY IDAHO

County(s) where Place of Use is located

RECEIVED

APR 24 1989

Department of Water Resources
Southern Region Office

RECEIVED

JUN 2 1989

Department of Water Resources
Southern Region Office

10-26-88

Date Claim Originally Due

37-0665

Identify water right(s) for which extension is requested

State reason(s) why an extension of time is requested:

I did not receive any information regarding my water rights until after
Nov. 14-88 I had telephone conversation w/ Jim Stanton I was asked to fill out the
Claim to my water right and send them to you. THANK you for all your help

Claimant requests an extension to June 1, 1989.

Stuart A. Bultman
signature

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby
granted ☒ denied,
and the filing deadline extended to

FEB 23 1993

Signed this 18 day of April, 1989.

Director or his designated agent

DAVID B. SHAW

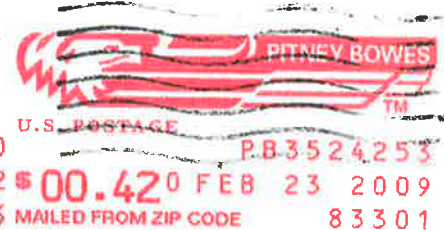
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED

37-665L

GREG SMITH
CHRIS SMITH
PO BOX 150
HAILEY ID

8333380150 8001
8330105259



RECEIVED

FEB 25 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

NIXIE 837 DE 1 00 02/25/09

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 83301525950 *3014-03015-23-37



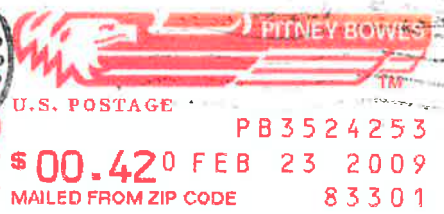
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1341 Fillmore Street, Suite 200
Twin Falls, Idaho 83301-3380

RETURN SERVICE REQUESTED

37-665L

FIGGE REALTY LLC
PO BOX 4365
KETCHUM ID 83340

8334084365 8031
8330105259



RECEIVED

FEB 25 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

NIXIE 837 SE 1 05 02/25/09

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 83301525950 *3014-06334-23-37



11/10/2006

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

RIGHT NUMBER: 37-665L
NAME AND ADDRESS: GREG SMITH
PO BOX 150
HAILEY ID 83333
CHRIS SMITH
PO BOX 150
HAILEY ID 83333

WM-OK
WR-OK

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.400 CFS
PRIORITY DATE: 10/15/1884
POINT OF DIVERSION:

T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.400 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R18E S24 NESE 20.00

20 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



Idaho Department of Water Resources

SRBA Recommendation:

37-665L

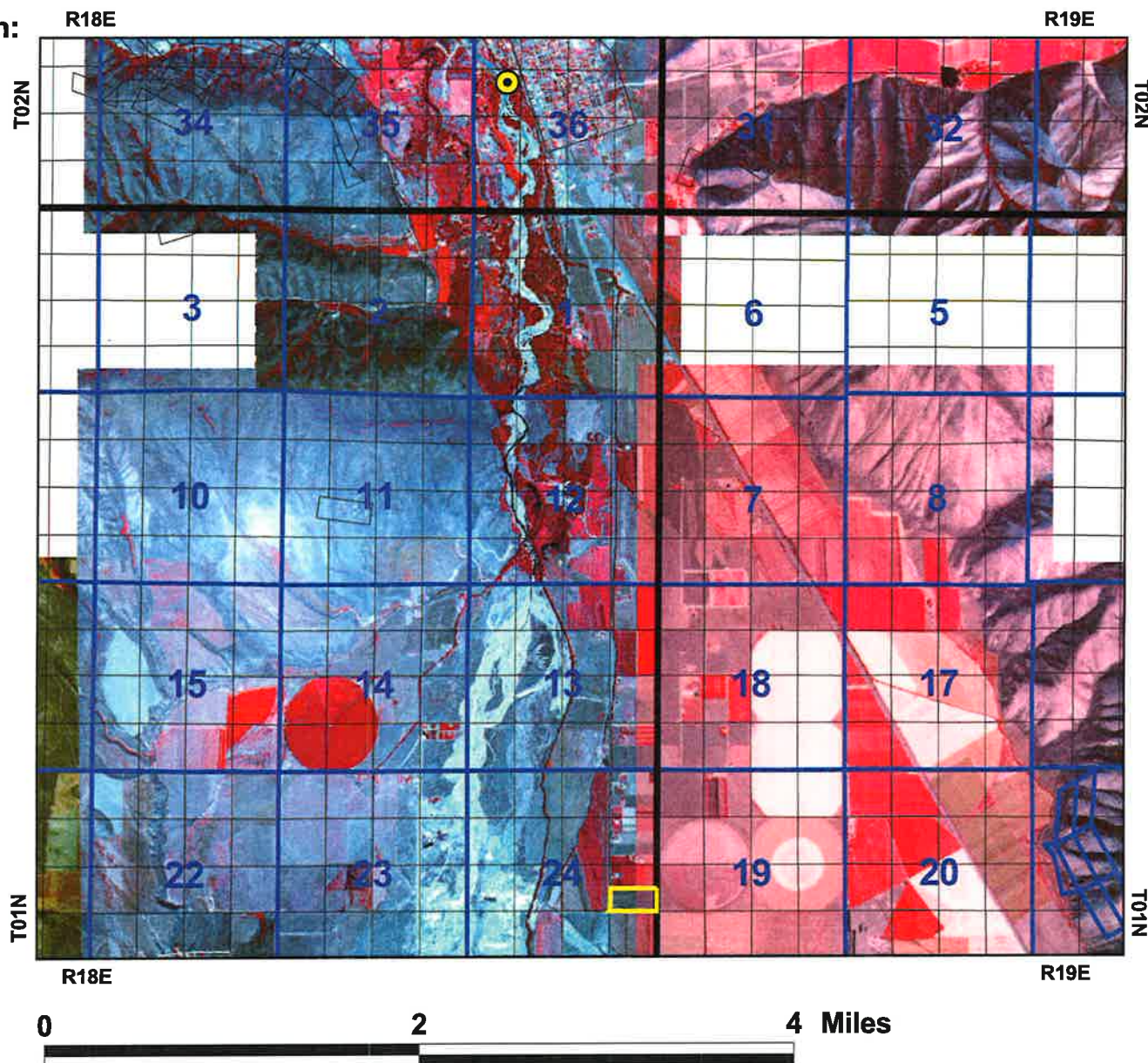
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

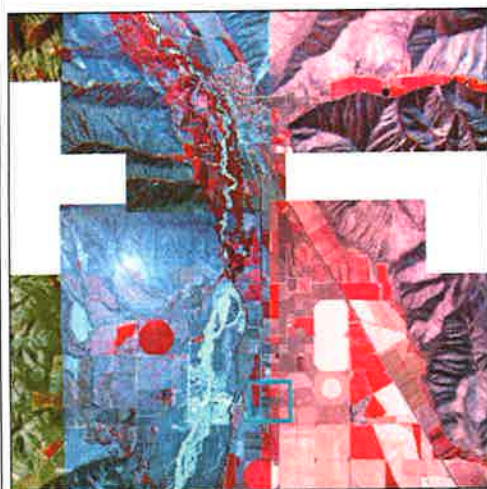
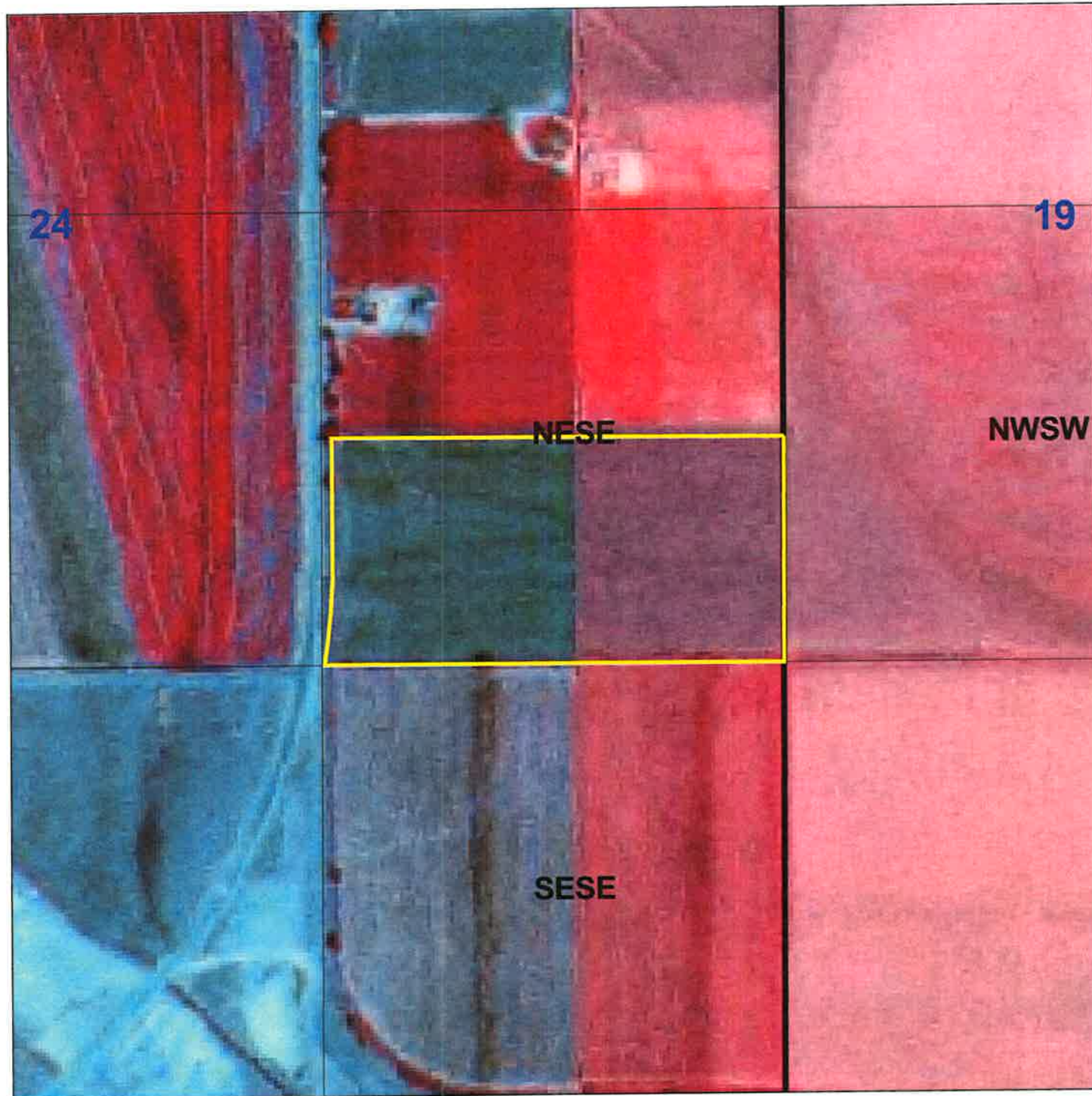


Prepared by J. Roberts
On Friday, November 10, 2006
1987/88 Aerial Photography

Owner: Greg Smith

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

37-665L



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-665L V1

WATER RIGHT NUMBER: 37-665L V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	EDWARD A LAWSON PO BOX 2312 KETCHUM, ID 83340 (208)726-1700
Original Owner	STUART A BUTTERY 121 S COURT ALAMO, CA 94507 (415)837-6477
Current Owner	GREG SMITH PO BOX 150 HAILEY, ID 83333 (208)788-9487
Current Owner	CHRIS SMITH PO BOX 150 HAILEY, ID 83333 (208)788-9487
Original Owner	JIM EAKIN KETCHUM, ID 83340
Original Owner	KEVIN M DERYNCK PO BOX 1125 HAILEY, ID 83333 (208)788-6113
Original Owner	LOUIE MALLANE PO BOX 969 KETCHUM, ID 83340 (208)726-1172
Original Owner	JULIE C LAWSON PO BOX 2312 KETCHUM, ID 83340 (208)726-1700

Priority Date: 10/15/1884

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>
IRRIGATION	04/15 to 10/31	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	L3 (NE1/4SW1/4NW1/4)	Sec. 36, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-665L V1

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	18E	24	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	20.0
																			20.0

Total Acres: 20

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.

Remarks:Comments:

1. ROBERTSO 6/3/1994 OWNERSHIP CHANGE

Comment: Form received 7/27/93, former owners Ed & Julie Lawson- new owner Kevin Derynck. Form signed by previous owners and signatures checked. A37-00665L also changed.

2. TBACKLUN 8/7/1997 OWNERSHIP CHANGE

Comment: O/C MADE WITH 1409(6), WARRANTY DEED, & MAP. MALLANE TO MC CRAY.

3. jroberts 11/10/2006 copied from remarks

Comment: ***DWR NOTE*** PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

***** OWNERSHIP CHANGED 7/31/90 BY JG.

***** OWNERSHIP CHANGE MADE 5/16/95 BY TLB.

JIM EAKIN-LESSEE FOR 1995 SEASON. TLB 5/31/95.

4. jroberts 11/10/2006 Basis of Recommendation

Comment: Standard season of use.

Water Supply Bank:



↑ 2004

↑ 1987



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

AUG 15, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

MELANIE RAY McCRAY TRUST
PO BOX 895
SUN VALLEY ID 83353

RE: SRBA CLAIM(S): A37-00665L
MALLANE

DEAR CLAIMANT(S):

PURSUANT TO THE NOTIFICATION THAT YOU HAVE PURCHASED PROPERTY WITH THE ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE CHANGED THE DEPARTMENT'S RECORDS AS YOU HAVE REQUESTED. **THESE COPIES ARE FOR YOUR RECORDS.** PLEASE REVIEW THESE RECORDS FOR ACCURACY.

IF YOU HAVE ANY QUESTIONS, PLEASE FEEL FREE TO CALL ME AT THIS OFFICE.

SINCERELY,

TARA L. BACKLUND
ADJUDICATION RECORDS CLERK

/tlb
ENCLOSURES



RECEIVED

May 26, 1995

MAY 30 1995

Department of Water Resources
Southern Region

Tara L. Backlund
State of Idaho
Department of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301-6105

RE: SRBA CLAIM A37-00665L

Dear Tara,

In regard to our telephone conversation Wednesday, this letter will serve to confirm that this office and the undersigned represent Louie Mallane for the sale of certain real property and water rights under the above claim.

As indicated, Mr. Mallane has moved to Boise and has leased the property and water to Mr. Jim Eakin for the 1995 irrigation season. A copy of that lease agreement is enclosed for your records.

I assume that this arrangement will satisfy all of the Department's requirements including beneficial use and ask that you contact me if there are any questions or if you require additional information.

Thank you for your assistance in this matter.

Sincerely,

John Peterson
Sales Representative
JP.ih

Enclosures

MICROFILMED
NOV 22 1996

RECEIVED

MAY 30 1995

Department of Water Resources
Southern Region

March 1, 1995

The undersigned agrees to lease that property owned by Lonie Mallone consisting of 20 acres, legally described as Tax Lot , Twp 1 N, Range 18 E Section 24 $\frac{1}{4}$ NE of $\frac{1}{4}$ S. E., together with water right A37-006654 for 20 inches (0.400 CFS).

The term of this lease shall be March 1, 1995 to November 15, 1995.

James L. Eakin

MICROFILMED

NOV 22 1996

Water Right Number - R37-00665L

Prefix Translation: RESEARCH

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***

MALLANE

LOUIE

1 - PO BOX 969

2 -

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-1172

*** O - ORIGINAL OWNER ***

DERYNCK

KEVIN M

1 - PO BOX 1125

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone - 208-788-6113

BUTTERY

STUART A

1 - 121 SOUTH COURT

2 -

3 -

City- ALAMO

State- CA Zip- 94507

Phone - 415-837-6477

LAWSON

EDWARD

1 - PO BOX 2312

2 -

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-788-9390

LAWSON

JULIE

1 - PO BOX 2312

2 -

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-788-9390

+ - - Priority Date - - +
10/15/1884+ - - Region - - - +
17 SOUTHERN+ - - Stage - - - +
D - DECREED

+ - - Status - - - - +

+ - - Source - - - - +
BIG WOOD RIVER+ - - Tributary - - - - - +
MALAD RIVER+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

02N 18E 36 SW NW (13) BLAINE

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.400+ - Total Div. Rate - + 0.400
+ - Total Div. Volume - ++ - Total Consumptive Use - + 50.0
+ - KW Usage - +MICROFILMED
NOV 22 1996

Water right number - R37-00665L

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
01N	18E	24	NE SE		20.0	01	IRRIGATION	(13) BLAINE

Total Acres: 20.0

+ - - Diversion Means - HEADGATE #45 & DISTRICT CANAL

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

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

DWR NOTE
PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB.

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

No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - - +

Date: 06/03/1994 User Id: ROBERTSO Subject: OWNERSHIP CHANGE
Form received 7/27/93, former owners Ed & Julie Lawson- new owner Kevin Derynck. Form signed by previous owners and signatures checked. A37-00665L also changed.

+ - - Audit Fields - - +

05/16/95 TBACKLUN

+ - - - - - 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	- 06/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
MAY 22 1995

Water Right Number - A37-00665L

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number -

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
MALLANE

LOUIE

1 - PO BOX 969
2 -
3 -

City- KETCHUM
Phone - 208-726-1172

State- ID Zip- 83340

*** O - ORIGINAL OWNER ***
LAWSON

EDWARD

1 - PO BOX 2312
2 -
3 -

City- KETCHUM
Phone - 208-788-9390

State- ID Zip- 83340

BUTTERY

STUART A

1 - 121 SOUTH COURT
2 -
3 -

City- ALAMO
Phone - 415-837-6477

State- CA Zip- 94507

LAWSON

JULIE

1 - PO BOX 2312
2 -
3 -

City- KETCHUM
Phone - 208-788-9390

State- ID Zip- 83340

DERYNCK

KEVIN M

1 - PO BOX 1125
2 -
3 -

City- HAILEY
Phone - 208-788-6113

State- ID Zip- 83333

*** S - LESSEE ***
EAKIN

JIM

1 -
2 -
3 -

City- KETCHUM
Phone - 208-000-0000

State- ID Zip- 83340

+ - - Priority Date - - +
10/15/1884

+ - - Region - - - +
17 SOUTHERN

+ - - Stage - - - +
D - DECREED

+ - - Status - - - +

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

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

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

02N 18E 36 SW NW (13) BLAINE

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

01 - IRRIGATION 04/01 11/01 0.400

MICHOFILMED
NOV 22 1996

Water right number - A37-00665L

Prefix Translation: ADJUDICATION CLAIM

+ - Total Div. Rate - + 0.400
+ - Total Div. Volume - ++ - Total Consumptive Use - + 50.0
+ - KW Usage - +

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
01N	18E	24	NE SE		20.0	01	IRRIGATION	(13) BLAINE

Total Acres: 20.0

+ - - Diversion Means - HEADGATE #45 & DISTRICT CANAL

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

DWR NOTE
PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

OWNERSHIP CHANGE MADE 5/16/95 BY TLB. DERYNUCK-FORMER OWNER,
MALLANE-NEW OWNER. WARRANTY DEED INCLUDED.
JIM EAKIN-LESSEE FOR 1995 SEASON. TLB 5/31/95

+ - - - - Old Water Right Numbers - - - - -
No Old Water Right Numbers Found+ - - - - Conditions of Approval - - - - -
No Conditions of Approval found.+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000+ - - - - -Comments- - - - -
No Comments Found+ - - Audit Fields - - +
05/31/95 TBACKLUN

+ - - - - 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	- 06/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S008213	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

NOV 22 1995
MICROFILMED

THE HITCHRACK MOTEL & GROCERY
619 SOUTH MAIN STREET
P. O. BOX 1125
HAILEY, IDAHO, USA 83333

80183708 07-23-93 0231



Western Americana

USA
29



Idaho Department of Water Resources
Statehouse Mail
Boise, Id 83720-9000

Att: Adjudication Bureau.


ELKHORN
REALTY COMPANY®

P.O. Box 6029
Sun Valley, Idaho 83354-6029
At the Bell Tower

NOV 22 1996
MICROFILMED

RECEIVED

MAY 30 1995

Department of Water Resources
Southern Region



Tara L. Backlund
State of Idaho
Department of Water Resources
222 Shoshone St. East
Twin Falls, ID 83301-6105



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

03-Jun-1994

KEVIN M DERYNCK
PO BOX 1125
HAILEY ID 83333

Re: Ownership Change for Adjudication Claim #A37-00665L
LAWSON/DERYNCK

Dear Claimant(s):

Pursuant to notification that you presently own the property in which the above referenced Adjudication Claim is appurtenant, the Department has changed the record of the current owner as you requested. Please find enclosed a copy of the computer record of the claim noting the change in claimant.

Please review the record and if you have any corrections or questions, please feel free to call this office.

Sincerely,


Jeanie Robertson
Water Right Agent

/jr
Enclosures

MICROFILMED
OCT 24 1994

Water Right Number - R37-00665L

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***
DERYNCK

KEVIN M

1 - PO BOX 1125
2 -
3 -
City- HAILEY
Phone - 208-788-2409

State- ID Zip- 83333

*** O - ORIGINAL OWNER ***
BUTTERY

STUART A

1 - 121 SOUTH COURT
2 -
3 -
City- ALAMO
Phone - 415-837-6477

State- CA Zip- 94507

LAWSON

EDWARD

1 - PO BOX 2312
2 -
3 -
City- KETCHUM
Phone - 208-788-9390

State- ID Zip- 83340

LAWSON

JULIE

1 - PO BOX 2312
2 -
3 -
City- KETCHUM
Phone - 208-788-9390

State- ID Zip- 83340

+ - - Priority Date - - +
10/15/1884

+ - - - Region - - - +
17 SOUTHERN

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

+ - - - Status - - - +

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

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

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

02N 18E 36 SW NW (13) BLAINE

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

01 - IRRIGATION 04/01 11/01 0.400

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.400 50.0

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

01N 18E 24 NE SE 20.0 01 IRRIGATION (13) BLAINE

Total Acres: 20.0

MICROFILMED
OCT 24 1994

Water right number - R37-00665L

Prefix Translation: RESEARCH

+ - - Diversion Means - HEADGATE #45 & DISTRICT CANAL

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

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

DWR NOTE

PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.

LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

OWNERSHIP CHANGED 7/31/90 BY JG.

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

No Old Water Right Numbers Found

+ - - - - - Conditions of Approval - - - - - +

No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - - Comments - - - - - +

Date: 06/03/1994 User Id: ROBERTSO Subject: OWNERSHIP CHANGE

Form received 7/27/93, former owners Ed & Julie Lawson- new owner Kevin Derynck. Form signed by previous owners and signatures checked. A37-00665L also changed.

+ - - Audit Fields - - +

06/03/94 ROBERTSO

+ - - - - - 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	- 06/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- S008213 8777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994

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

07/31/90 14:32:42
Page 1

Water Right Number - A37-00665L

Adj. Flag Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
BUTTERY

STUART A.

1 - 121 SOUTH COURT
2 -
3 -
City- ALAMO
Phone - 415-837-6477

State- CA Zip- 94507

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/15/1884 17 Error in Region D - DECREED

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County (Blank if no Index Code)
02N 18E 36 SW NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 0.400

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.400 50.0

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01N 18E 24 NE SE 20.0 01 IRRIGATION (13) BLAINE

Total Acres: 20.0

+ - - Diversion Means - HEADGATE #45 AND DISTRICT CANAL

+ - - Non-Irrigation Use - NONE

+ - - Other Rights for Same Use - NONE

+ - - - - Remarks - - - - - +
DWR NOTE
PART OF THIS PAYMENT IS RECEIPTED UNDER #C006221.
LATE FEE AND ACRE FEES UNDER LISTED RECEIPT WITH WR#.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found

FEB 23 1993

MICROFILMED

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

Water right number - A37-00665L

Adj. flag translation: ADJUDICATION CLAIM

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

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

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

+ - - Audit Fields - - +

+ - - - - 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	- 06/13/1989	Last Amended Date	- 00/00/0000	Temporary Right	- p
		Receipt Number	- S008213	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

MICROFILMED
FEB 23 1993

SD-36		TOWNSHIP: 01N		RANGE: 18E		SECTION: 24		TRACT:		LOT:	
S	L			STATE		O		S	MAX # RECORDS		41
E	O	WATER		NAME		W		T	PRIORITY	USE	
L	TRACT	T	RIGHT NO.	LAST, FIRST		N	AC	G	DATE	CODE	DESC
---	---	---	---	---	---	---	---	---	---	---	---
---	NESE	---	A37-11689	FOSNOT, ROBERT EARL		C	20	D	10/15/1884	01	IRR
---	NESE	---	A37-00665	FOSNOT, PAUL R.		C					
---	NESE	---	A37-00667E	BUTTERY, STUART A.		C	20	D	10/15/1884	01	IRR
---		---		UTAH & IDAHO IMPROVEME		O			06/15/1891	01	IRR
---		---		SPLIT RIGHT		C					
---	NWSE	---	A37-00308	HEATH-MARSHALL, INC.		C	39	D	05/14/1886	01	IRR
---	SWSE	---	A37-00667E	UTAH & IDAHO IMPROVEME		O			06/15/1891	01	IRR
---		---		SPLIT RIGHT		C					
---	SESE	---	A37-07064	EAKIN, JAMES I.		C	36	L	04/21/1970	01	IRR
---	SESE	---	A37-00667E	UTAH & IDAHO IMPROVEME		O			06/15/1891	01	IRR
---		---		SPLIT RIGHT		C					

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

FEB 23 1993

SD-33

LAST NAME: BUTTERY

S	FIRST	O	WATER	PRIORITY		TOTAL	STATE
E	NAME	N	RIGHT NO.	DATE	SOURCE	DIVERSION	USE
L							CODE DESC
BUTTERY							
STUART A.		C	A37-00665L	10/15/1884	BIG WOOD RI	0.400	01 IRR

(ENTER=CONTINUE)

(GOLD 7=THIS QUERY)

(MENU _____)

MICROFILMED

FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

31-Jul-1990 15:05

Edward & Julie Lawson
P.O. Box 2312
Ketchum, ID 83340

Re: Adjudication Water Right No. A37-0665L

Dear Mr. & Mrs. Larson:

The Department has changed the record of the current owner as you requested on the above listed adjudication water right. Please find enclosed a copy of the computer record of the claim noting the change in claimant. Please review the record and if you have any corrections, please contact me at this office.

Sincerely,

Judy Givens
Adjudication Secretary

Encl:

c.c. Traci L. Barker
Escrow Assistant
Sawtooth Title Co.
P.O. Box 188
Ketchum, ID 83340

MICROFILMED

FEB 23 1993



SAWTOOTH TITLE COMPANY

July 30, 1990

RECEIVED

JUL 31 1990

Water Resources

Attn: Judy

222 Shoshone St. E.
Twin Falls, ID 83301

Department of Water Resources
Southern Region Office

Re: Order No. 16356 & 16356A

Metes and Bounds

Lawson/Stennett/Buttery

Dear Judy,

In connection with the above mentioned order, attached/enclosed please find the following documents:

____ Settlement Statement.
____ Deed of Trust/Mortgage.
____ Deed of Trust Note/Promissory Note.
X ____ Warranty Deed/Grant Deed.
____ Quitclaim Deed.
____ Escrow Instructions.
____ Tax Notice.
____ 1099 Report Form.
____ Lender Documents.

PLEASE FIND ATTACHED/ENCLOSED OUR CHECK NO. _____ IN THE AMOUNT
OF \$ _____ REPRESENTING:

Sincerely,

SAWTOOTH TITLE COMPANY

Traci L. Barker

Traci L. Barker
Escrow Assistant

/tlb

Attachment(s)

MICROFILMED

FEB 23 1991



SAWTOOTH TITLE COMPANY

July 25, 1990

Idaho Department of Water Resources
222 Shoshone Street East
Twin Falls, ID 83301

RECEIVED

JUL 26 1990

Department of Water Resources
Southern Region Office

Re: Order No. 16356

Metes and Bounds
Lawson/Buttery

Dear Ladies,

In connection with the above mentioned order, attached/enclosed please find the following documents:

____ Settlement Statement.
____ Deed of Trust/Mortgage.
____ Deed of Trust Note/Promissory Note.
____ Warranty Deed/Grant Deed.
____ Quitclaim Deed.
____ Escrow Instructions.
____ Tax Notice.
____ 1099 Report Form.
____ Lender Documents.
☒ Change in Ownership Form.

PLEASE FIND ATTACHED/ENCLOSED OUR CHECK NO. _____ IN THE AMOUNT
OF \$ _____ REPRESENTING:

Sincerely,

SAWTOOTH TITLE COMPANY

Traci L. Barker

Traci L. Barker
Escrow Assistant

/tlb

Attachment(s)

MICROFILMED

FEB 23 1993

3/21/85

Dear Sir

Enclosed is my request for an
extension for claim to my water
rights. I would appreciate
your help in processing this
claim correctly.

Thank you for help - If there
is anything else please call me
at 415-930-3871. FEB 23 1993

Thanks again Stuart Buttery

Stuart A. Buttery
Vice President/
Financial Consultant

SHEARSON
LEHMAN
HUTTON

An American Express company



5/31/85

Dear Allen -

Thank you for helping me
resolve this dilemma - I appreciate
all you can do to make sure all is
correct - Thank you

Stuart Buttery

For	Jeanne	Urgent	☐
Date	6/2/94	Time	4:20 pm
While You Were Out			
M	Lori Dering		
Of	Derry, N.J.		
Phone	new # 788-6113		
AREA CODE		NUMBER	EXTENSION
Telephoned	☒	Please Call	☒
Came To See You	☐	Will Call Again	☐
Returned Your Call	☐	Wants To See You	☐
Message			
937-0065L			
Ed Lawson - Kevin Derry pls. do old O/C as property is being sold again			
Signed			

MICROFILMED

FEB 23 1993

2121 North California Blvd.
Suite 290
Walnut Creek, CA 94596

415 930 3871
800 523 5749 Calif.
800 634 0959 Nat'l

Member of all principal security,
option, and commodity exchanges.



Sec of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

March 2, 1989

Stuart A. BATTERY
121 South Court
Alamo, CA 94507

RECEIVED

Rec. notice
Nov 14, 1988

LI story

APR 24 1989

RE: SRBA Claim

Department of Water Resources
Southern Region Office

Dear Claimant:

Please find enclosed your claim and your check # 1798 for \$ 50 which you submitted to our office. I am returning these pursuant to Rule 10,4 of the Department's Adjudications Rules and Regulations. In checking your claim it appears that the following items need clarification:

- ☐ Item #2 Priority
- ☐ Item #4 Point of Diversion Legal Description
- ☒ Item #6 Uses descriptions *Not necessary to file on my storage unless storing water in reservoir*
- ☐ Item #9 Description of Non-irrigation Uses
- ☐ Item #10 Place of Use Legal Description
- ☐ Item #16 Signature & Notorization
- ☒ Improper fee (THE CORRECT FEE IS \$ 120)
- ☒ Other or Remarks *Blaine County deadline 10/26/88*

*#50 late fee + #50 claim fee + \$1 per acre
See enclosed instructions*

If you wish to continue to press your claim please find enclosed instructions and another claim form to use. If you will make the necessary corrections and return your claim with the correct fee and a copy of this letter within 30 DAYS of the date of this letter, your filing will be considered timely and will not be assessed an additional late fee of \$ 50.00.

BEFORE RETURNING THE CLAIM PLEASE READ THE ENCLOSED DRAFT TEXT FOR D&S BROCHURE. Due to recent rulings by the court you may defer filing the claim if you so desire but it is recommended by the Department that you continue to press your claim. If you have any questions contact our office.

Sincerely,

Allen Merritt
Allen Merritt, P.E.
Water Rights Supervisor

*Extention of time
3/17/89
Sent
Resub*

RECEIVED

ADM:adm
Enclosures:

MICROFILMED

FEB 23 1993

JUN 2 1989

Department of Water Resources
Southern Region Office



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

Aug. 25, 1989

Re: A37-00665L

.STUART A BUTTERY
.121 SOUTH COURT
.ALAMO CA 94507

Dear Claimant(s):

Please find enclosed your receipt and a copy of a computer generated claim based on the information from your original claim(s) which has been entered in our computer records.

Please review the computer generated claim for accuracy. In a few instances clarifications may have been added by the Department at the time of data entry. If you have any questions or objections regarding the computer record of you claim(s), please contact this office.

Yours truly,

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

Judy Givens
Adjudication Secretary

/jg

Enclosures:

MICROFILMED
FEB 23 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 2148 4th Ave. East, Twin Falls, Idaho 83301 (208) 734-3578

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

09-May-1989 08:50

A37-00665L

Stuart A. BATTERY
121 South Court
Alamo, California, 94507

RE: Claim filed in SRBA for portion of 37-0665

Dear Mr. BATTERY:

Please find enclosed your original claim form and other documents pertaining to your claim. As you may know your request for extension of time to file the adjudication claim was denied. The denial of this request means that any claim filed by you at this time will be considered late and subject to a late fee.

Pursuant to Rule 10 and 11 of the Adjudication Rules & Regulations we must "reject" your claim until the proper fees have been paid. Your claim as originally submitted requires the following fees:

Base filing fee.....	\$50.00
Acre charge.....	20.00
Late fee.....	50.00

Total fee \$120.00

Presently we have received \$50.00 from you which is recorded by receipt No. C006221. This leaves a balance due of \$70.00. Please return your claim and the balance due and we will process your claim.

Your original claim makes reference to irrigation storage. Please clarify this and if storage is part of your use please indicate how many acre feet of storage your empoundment holds. (Please find another claim form enclosed if you need it)

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

Sincerely,


Allen Merritt, P.E.
Water Rights Supervisor

Enc:

MICROFILMED

FEB 23 1993

FROM

Allen

TO

Dave Shaw

SUBJECT

Stuart Buttery Clinic

It appears the fee for this may be wrong but the
ultimate fee will depend on the extension request.
Send it back if you want us to send the
letter.

Thanks, RECEIVED

APR 24 1989

Department of Water Resources
Southern Region Office

INTER-DEPARTMENT MEMO — 1

DATE

4/4/89

SIGNATURE

AD

FEB 23 1993

MICROFILMED

3/27/85

Dear Sir

Enclosed is my request for an
extension for claim to my water
rights. I would appreciate
your help in processing this
claim correctly.

Thank you for help - If there
is anything else please call me
at 415-930-3871.

Thanks again
Stubbs

MICROFILMED

FEB 23 1983