

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 37-685D
Date Received: 12/7/1988
Receipt No: C003800
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GREGORY RANCH LLC Phone: (206)386-5900
701 5TH AVE STE #4400
SEATTLE WA 98104-7012

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 45 CANAL, PUMP FROM SUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	1.28	
RECREATION STORAGE	01/01	12/31		25.6
DIVERSION TO STORAGE	04/15	10/15	1.6	

7. Total Quantity Appropriated is:
1.6 C.F.S. and/or 25.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	13	NE	NE	IRRIGATION	27.6
			SE	NE	IRRIGATION	29.8
					Section Acres	57.4
					Total Acres	57.4

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:

Irrigation use under Right Nos. 37-00510 and 37-00685D shall not exceed a total combined annual field headgate volume of 200.9 af and irrigation of 57.4 acres.

Right Nos. 37-00510 and 37-00685D when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate.

Recreation storage under Right Nos. 37-00510 and 37-00685D shall not exceed the total combined pond volume of 70.3 af.

During the initial year of filling the pond, the irrigation use under Transfer No. 4920 is limited to 28.8 acres.

A staff gage shall be maintained in the pond by the right holder and a corresponding storage gage rating curve of the pond shall be provided to the department and the watermaster.

and irrigation of 57.4 acres.

The change authorized by this transfer shall be accomplished within two (2) years of the date of this approval.

SOIL POROUS, GRAVELLY SANDY LOAM OWNERSHIP CHANGE MADE 9-21-94 BY TLB.
OWNERSHIP CHANGE MADE 6/21/96 BY TLB.

***** CHANGED ADDRESS AS PER REQUEST
RECEIVED 12/07/98. CT | CORRECTED DATA ENTRY BY DELETING SPECK AS ATTORNEY FOR FORMER
OWNER.

The storage of water is contingent upon certification by the Department of Water Resources, of the applicants dam under the dam safety provisions of the Idaho Code, authorizing storage.

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

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

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

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

15. Basis of Claim: Decreed

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: **A37-00685D**
Date Received: 12/ 7/1988
Receipt No: C003800
Received By: _____

COPY FOR
~~XXXXXX~~

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

COPY FOR
~~XXXXXX~~

1. Name: GREGORY RANCH LLC
Address: 701 FIFTH AVE STE 4400
SEATTLE WA 98104-7012
206-386-5900

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 45 CANAL, PUMP FROM SUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
01N	18E	13	NE	NE		IRR	36.0
			SE	NE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	75.0
					Total Acres	75.0

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:
37-00510

14. Remarks:

SOIL POROUS, GRAVELLY SANDY LOAM
OWNERSHIP CHANGE MADE 9-21-94 BY TLB.
OWNERSHIP CHANGE MADE 6/21/96 BY TLB.

CHANGED ADDRESS AS PER REQUEST RECEIVED 12/07/98. CT

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST ET. AL.
Decree Plaintiff

ALTURUS WATER CO., ET. AL.
vs Decree Defendant



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

December 9, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

GREGORY RANCH LLC
701 FIFTH AVE STE 4400
SEATTLE WA 98104-7012

RE: Snake River Basin Adjudication (SRBA)
Notice of Claims No. A37-00510A, A37-00685D
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change in Address on the water right claim(s) referenced above. Our records have been updated accordingly.

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

Sincerely,

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

Cheryl Timm
Records Clerk, SRBA

Enclosures

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

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

RECEIVED
DEC 07 1998
Department of Water Resources
Southern Region

1. Water Right or Adjudication Claim No(s): A37-00510A and A37-00685D

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant R. Miles Stanislaw
701 Fifth Avenue, Suite 4400
Seattle, WA 98104

4. New Owner/Claimant(s) GREGORY RANCH, LLC

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

New Mailing Address 701 Fifth Avenue, Suite 4400

City, State and ZIP Code Seattle, WA 98104-7012

New Telephone Number (206) 386-5900

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres you irrigate _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner or Claimant(s) 
R. Miles Stanislaw

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

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

Data entered 12/9/98. CL

[Handwritten mark]

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: **A37-00685D**
Date Received: 12/ 7/1988
Receipt No: C003800
Received By: *CJC FJB*

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: GREGORY RANCH LLC 206-386-5900
Address: 701 FIFTH AVENUE
4400 COLUMBIA CENTER
SEATTLE WA 98104-7012

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 45 CANAL, PUMP FROM SUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	13	NE	NE		IRR	36.0
			SE	NE		IRR	39.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	75.0
					Total Acres	75.0

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:
37-00510

14. Remarks:
SOIL POROUS, GRAVELLY SANDY LOAM
OWNERSHIP CHANGE MADE 9-21-94 BY TLB.
OWNERSHIP CHANGE MADE 6/21/96 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST ET. AL.
Decree Plaintiff

ALTURUS WATER CO., ET. AL.
vs Decree Defendant

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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

JUL 10, 1996

GREGORY RANCH
710 FIFTH AVENUE
4400 COLUMBIA CENTER
SEATTLE WA 98104-7012

RE: SRBA CLAIM(S): A37-00510A & A37-00685D
STANISLAW

DEAR CLAIMANT(S):

IN PURSUANT TO THE NOTIFICATION OF THE NAME CHANGE ON THE PROPERTY WITH ABOVE-REFERENCED ADJUDICATION CLAIM(S), WE HAVE UPDATED THE DEPARTMENT'S RECORDS. PLEASE REVIEW THESE COPIES FOR ACCURACY. THESE COPIES ARE FOR YOUR RECORDS.

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

ENCLOSURES

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NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

MAY 24 1996

Department of Water Resources
Southern Region

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 01N Range 18E
Section 13, 1/4 of NE 1/4 of NE 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet. and SE 1/4 of NE 1/4

☐ 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: A37-00510A and A37-00685D

☐ Name and Address of Former Owner/Claimant(s)(Seller):
R. Miles Stanislaw
701 Fifth Avenue, 4400 Columbia Center
Seattle WA 98104-7012

☐ New Owner/Claimant (Purchaser):
GREGORY RANCH, L.L.C.

☐ New Mailing Address:
701 FIFTH AVENUE, 4400 COLUMBIA CENTER
SEATTLE WA 98104-7012

☐ New Telephone Number: (206) 386-5900

☐ 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: QUITCLAIM DEED

(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): Gregory Ranch L.L.C. Date 5/23/96
by R. Miles Stanislaw Date 5/23/96
☐ Signature of Former Owner/Claimant(s): Richard M. Stanislaw Date 5/23/96

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 6/21/96 By: HLB

Claim Numbers of Split, if any:

MICROFILMED

NOV 22 1996

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

QUIT CLAIM DEED

FOR VALUE RECEIVED, RICHARD M. STANISLAW, does hereby convey, release, remise and forever quit claim unto GREGORY RANCH, L.L.C., all of his right, title and interest in and to the following-described premises, to-wit:

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

390382

SECTION 13:

Beginning at the E1/4 corner; thence North 89°58'39" West 1301.54 feet; thence North 0°12'15" East 1830.65 feet to the TRUE POINT OF BEGINNING; thence North 0°12'15" East 810 feet; thence South 89°26'17" East 1262; thence South 0°00'15" West 800 feet; thence North 89°58'39" West 1265.22 feet to the TRUE POINT OF BEGINNING.

390382
BLAINE CO. REQUEST

OF: *Rasholt & Robertson*

'96 MAY 20 PM 2 27

Mary Green CLERK

YMP FEE \$ 6⁰⁰
5-20-96

This parcel is known as Tax Log 6088 on the Blaine County Tax Assessor's Rolls.

TOGETHER WITH all water rights appurtenant thereto, specifically including, but not limited to the following:

- (a) Eighty inches (80") of the waters of the Big Wood River, originally decreed to Joseph Werry, Jr. having priority dated October 15, 1884, perfected as Idaho Water License Number 37,0685
- (b) One Hundred Forty inches (140") of the waters of the Big Wood River, originally decreed to F.J. Meyers, having priority dated October 15, 1884, and perfected Idaho Water License Number 37,0510.

DATED this 2nd day of May, 1996.

Richard M. Stanislau
RICHARD M. STANISLAW

MICROFILMED

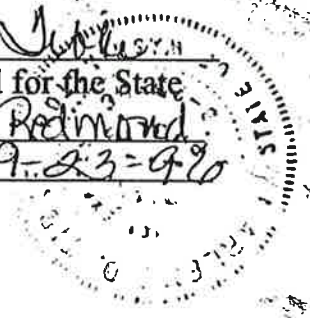
NOV 22 1996

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On the 2nd day of May, 1996, before me, a Notary Public, in and for said County and State, personally appeared RICHARD M. STANISLAW, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Marlene D. [Signature]
NOTARY PUBLIC in and for the State
of Washington, residing at Redmond
My Commission Expires: 9-23-98

A circular notary seal for Marlene D. [Signature], Notary Public in and for the State of Washington. The seal contains the text "NOTARY PUBLIC" and "STATE OF WASHINGTON" around the perimeter. The commission expiration date "9-23-98" is stamped in the center.

MICROFILMED
NOV 22 1996

QUIT CLAIM DEED

FOR VALUE RECEIVED, RICHARD M. STANISLAW, does hereby convey, release, remise and forever quit claim unto GREGORY RANCH, L.L.C., all of his right, title and interest in and to the following-described premises, to-wit:

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

SECTION 13: A parcel of land lying within the NE 1/4, more particularly described as follows:

Commencing at the 5/8" bar by J.U.B., marking the East 1/4 corner of said Section 13; thence North 89°58'39" West 1301.54 feet to the easterly right of way of Highway No. 75; thence North 0°12'15" East 918.24 feet along said right of way to the TRUE POINT OF BEGINNING; thence North 0°12'15" East 912.41 feet along said right of way; thence North 89°26'17" East 1265.22 feet; thence South 0°00'15" West 925.31 feet parallel with the East boundary of Section 13; thence North 89°58'39" West 1268.34 feet to the TRUE POINT OF BEGINNING.

This parcel is known as Tax Log 6087 on the Blaine County Tax Assessor's Rolls.

TOGETHER WITH all water rights appurtenant thereto, specifically including, but not limited to the following:

- (a) Eighty inches (80") of the waters of the Big Wood River, originally decreed to Joseph Werry, Jr. having priority dated October 15, 1884, perfected as Idaho Water License Number 37,0685

MICROFILMED
NOV 22 1996

FEES \$9.00

Mary Greenclerk mpp

'96 MAY 20 PM 2 29

BLAINE CO. REQUEST
Robert A. Robertson

390383

Read

- (b) One Hundred Forty inches (140") of the waters of the Big Wood River, originally decreed to F.J. Meyers, having priority dated October 15, 1884, and perfected Idaho Water License Number 37,0510.

DATED this 2nd day of May, 1996.



RICHARD M. STANISLAW

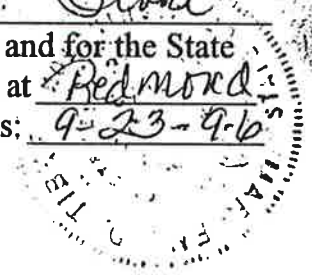
MICROFILMED
NOV 22 1996

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On the 2nd day of May, 1996, before me, a Notary Public, in and for said County and State, personally appeared RICHARD M. STANISLAW, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Marene D. Yishi
NOTARY PUBLIC in and for the State
of Washington, residing at Redmond
My Commission Expires: 9-23-96

A circular notary seal for Marene D. Yishi, Notary Public for the State of Washington, with the commission expiration date 9-23-96.

MICROFILMED
NOV 22 1996

QUIT CLAIM DEED

FOR VALUE RECEIVED, RICHARD M. STANISLAW, does hereby convey, release, remise and forever quit claim unto GREGORY RANCH, L.L.C., all of his right, title and interest in and to the following-described premises, to-wit:

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

SECTION 13: A parcel of land lying within the SE1/4 NE 1/4, more particularly described as follows:

Commencing at the 5/8" bar by J.U.B., marking the East 1/4 corner of said Section 13; thence North 89°58'39" West 30.00 feet to the TRUE POINT OF BEGINNING; thence North 89°58'39" West 1271.54 feet to the easterly right of way of Highway No. 75; thence North 0°12'15" East 918.24 feet along said right of way; thence South 89°58'39" East 1268.34 feet; thence South 0°00'15" West 918.23 feet to the TRUE POINT OF BEGINNING.

This parcel is known as Tax Log 6086 on the Blaine County Tax Assessor's Rolls.

TOGETHER WITH all water rights appurtenant thereto, specifically including, but not limited to the following:

- (a) Eighty inches (80") of the waters of the Big Wood River, originally decreed to Joseph Werry, Jr. having priority dated October 15, 1884, perfected as Idaho Water License Number 37,0685

MICROFILMED
NOV 22 1996

Mary Green Clerk
FEE \$ 9.00
MPP

96 MAY 20 PM 2 30

BLAINE CO. REQUEST
OF: Robert & Robert

390384

Deed

- (b) One Hundred Forty inches (140") of the waters of the Big Wood River, originally decreed to F.J. Meyers, having priority dated October 15, 1884, and perfected Idaho Water License Number 37,0510.

DATED this 2 day of May, 1996.



RICHARD M. STANISLAW

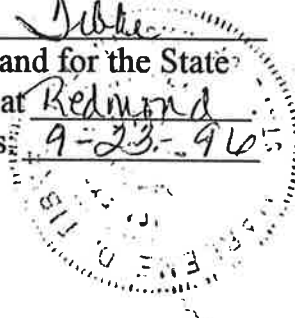
MICROFILMED
NOV 22 1996

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

On the 2nd day of May, 1996, before me, a Notary Public, in and for said County and State, personally appeared RICHARD M. STANISLAW, known or identified to me to be the individual whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

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

Marlene D. Juhnke
NOTARY PUBLIC in and for the State
of Washington, residing at Redmond
My Commission Expires: 9-23-96

A circular notary seal for Marlene D. Juhnke, Notary Public for the State of Washington. The seal contains the text "MARLENE D. JUHNKE", "NOTARY PUBLIC", and "STATE OF WASHINGTON".

MICROFILMED
NOV 22 1996

RECEIVED

OCT 07 1993

Department of Water Resources
Southern Region Office

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 4-16-90

LEGAL DESCRIPTION OF PROPERTY: Township 02N Range 18E
Section 36, 1/4 of SW 1/4 of NW 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: 37-00685 (Civil case #39356)
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Steven King, Willy Weinstein
PO Box #1285
Sun Valley, IDA 83353
- ☐ New Owner/Claimant (Purchaser): Bruce A Kaplan and Kaplan family
Trust
- ☐ New Mailing Address: 40 CLANEY LANE S.
RANCHO MIRAGE, Ca. 92270
- ☐ New Telephone Number: (619) 346-5603
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

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

- ☐ Signature of New Owner/Claimant(s): Bruce A Kaplan and Date 9-27-93
(Kaplan family Trust) Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

MICROFILMED
NOV 22 1996

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

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

HOGUE, SPECK & AANESTAD
A PROFESSIONAL ASSOCIATION
OF
ATTORNEYS
120 EAST AVENUE
POST OFFICE BOX 967
KETCHUM, IDAHO 83340
(208) 726-4421
TELECOPIER (208) 726-0752

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

October 26, 1988

RECEIVED

OCT 07 1993

CERTIFIED MAIL

Idaho Department of Water Resources
2148 4th Avenue East
Twin Falls, Idaho 83301

734-3578
Department of Water Resources
Southern Region Office

Attention: Jim Stanton

Re: Snake River Basin Adjudication
Notices of Claims to Water Rights
McWinlin #1, a general partnership

Dear Jim:

Enclosed you will find the original Notices to Claims to Water Rights which we have prepared on behalf of McWinlin #1, a general partnership, for the following-described water rights:

1. 37-0685;
2. 37-0510.
3. Domestic Well.

Also find enclosed a check in the sum of \$200.00 to cover the filing fees for these claims.

Kindly call if you have any questions. Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jal
Enclosures
cc: McWinlin #1

MICROFILMED
NOV 22 1996

37-6850

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: 39356
Ident Number
Date Received
Receipt Number

RECEIVED

OCT 07 1993

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): McWinlin #1, a general partnership
Phone: (208) 726-4702
Mailing Address: c/o R. Steve King
P. O. Box 1285
Sun Valley, ID 83353

2. Date of Priority: October 15, 1884

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

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
2N	18E	36		SW	NW		Blaine

Additional points of diversion if any: None.

b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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5. Description of existing diversion works: Headgate #45 & District 45
Canal; pump from sump; buried mainline; wheellines.

MICROFILMED
NOV 22 1996

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.6 cfs

7. Total Quantity Claimed: 1.6 cfs

8. Total consumptive use claimed is 187.5 acre feet per annum.

9. Non-irrigation uses: None.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>	<u>Irrig. Acres</u>
1N	18E	13	NE	NE	I	36
1N	18E	13	SE	NE	I	39

Total number of irrigated acres: 75

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0510

14. Remarks: Claim is for portion of right originally decreed to Joseph Werry, Jr. in S.C. Frost et al. v. Alturus Water Co. et ux.. Place of use is claimed pursuant to Idaho Code §42-1416(1) to the extent it differs from the decree. Water combined with right described in para. 13, above, and used on entire ranch. Soil is extremely pourous - gravelly, sandy loam - Little Wood River Series.

Last Name: McWinlin

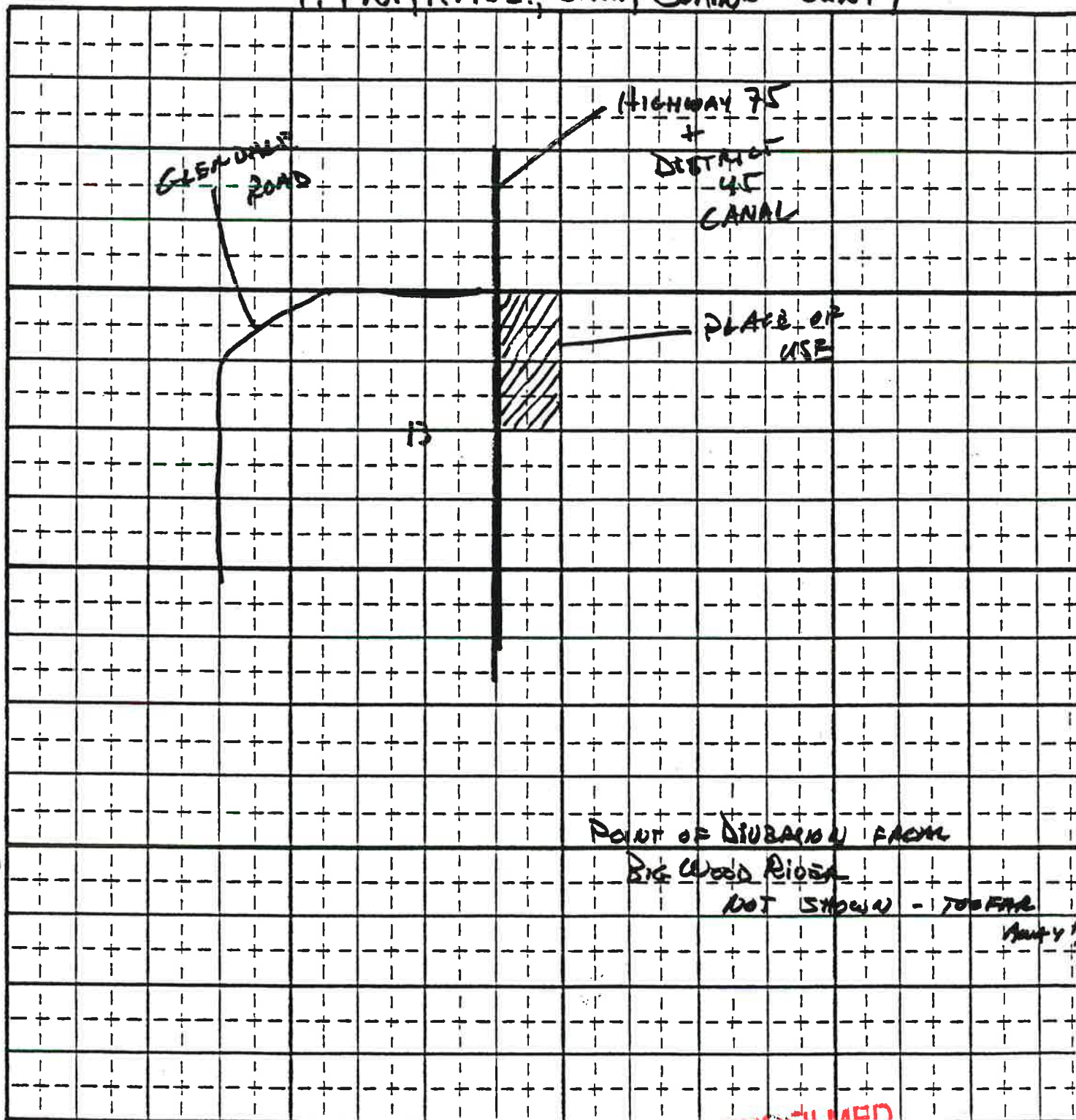
Ident No. _____

MICROFILMED
NOV 22 1996

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

Scale: 2 inches equals 1 mile

T. 1 N., R. 18 E., B. M., BLAINE COUNTY



MICROFILMED

NOV 22 1956

Last Name

McWilliam

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim: Decree
IDWR Water Right Number: 37-0685
Court: Lincoln County
Case Number:
Decree Date: December 13, 1909
Plaintiff v. Defendant:

S.C. Frost et al. v. Alturus Water Co. et ux.

16. Signature(s)

(a) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am a general partner of McWinlin #1, a general partnership, that I have signed the foregoing document in the space below as a general partner of the partnership, and that the statements contained in the foregoing document are true and correct.

Signature of General Partner: R. Steve King

R. Steve King

Date: 22 Oct 88

State of IDAHO)

) ss.

County of BLAINE)

Subscribed and sworn before me this 22 day of October, 1988.

Notary Public James P. Speck

Residing at Postville, ID

Commission Expires 1/22/94

17. Notice of Appearance:

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

Signature: James P. Speck

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

Date: 10/24/88

Last Name: McWinlin
a2:\mcwnln2.clm

Ident No.: _____

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: 39356
Ident Number _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): McWinlin #1, a general partnership
Phone: (208) 726-4702
Mailing Address: c/o R. Steve King
P. O. Box 1285
Sun Valley, ID 83353

2. Date of Priority: October 15, 1884

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

4. a. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
2N	18E	36		SW	NW		Blaine

Additional points of diversion if any: None.

- b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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5. Description of existing diversion works: Headgate #45 & District 45
Canal; pump from sump; buried mainline; wheellines.

MICROFILMED

NOV 22 1986

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	2.8 cfs

7. Total Quantity Claimed: 2.8 cfs

8. Total consumptive use claimed is 187.5 acre feet per annum.

9. Non-irrigation uses: None.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>	<u>Irrig. Acres</u>
1N	18E	13	NE	NE	I	36
1N	18E	13	SE	NE	I	39

Total number of irrigated acres: 75

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0685

14. Remarks: Claim is for portion of right originally decreed to S. J. Myers in S.C. Frost et al. v. Alturus Water Co. et ux.. Place of use is claimed pursuant to Idaho Code §42-1416(1) to the extent it differs from the decree. Water combined with right described in para. 13, above, and used on entire ranch. Soil is extremely pourous - gravelly, sandy loam - Little Wood River Series.

MICROFILMED
NOV 22 1996

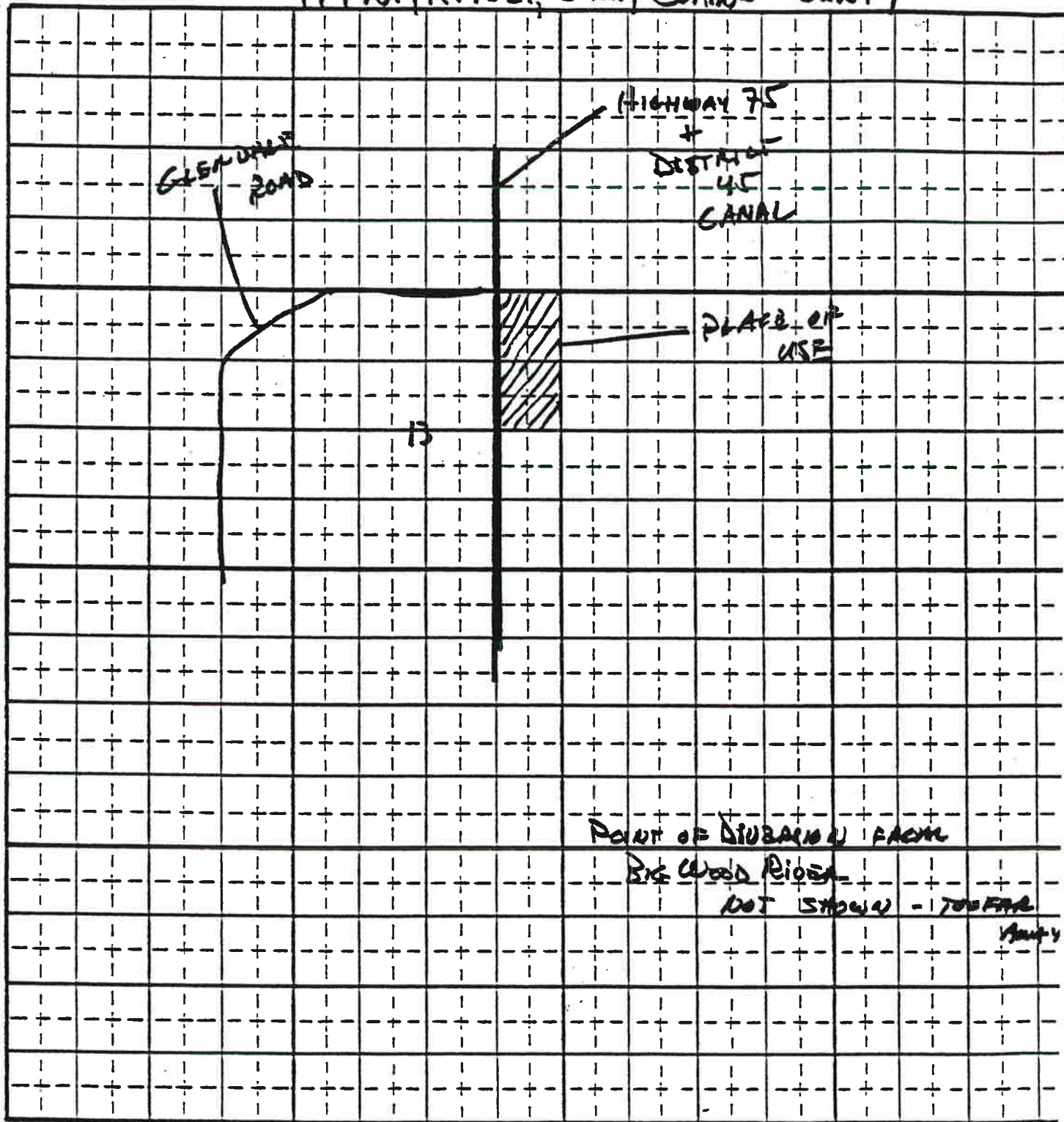
Last Name: McWinlin

Ident No. _____

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

Scale: 2 inches equals 1 mile

T. 1 N., R. 18 E., B. M., BLAINE COUNTY



Last Name

McWilliam

Ident No.

MICROFILMED

NOV 22 1996

Copies: White-State, Yellow-Claimant

15. Basis of Claim: Decree

IDWR Water Right Number: 37-0510

Court: Lincoln County

Case Number:

Decree Date: December 13, 1909

Plaintiff v. Defendant:

S.C. Frost et al. v. Alturus Water Co. et ux.

16. Signature(s)

(a) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am a general partner of McWinlin #1, a general partnership, that I have signed the foregoing document in the space below as a general partner of the partnership, and that the statements contained in the foregoing document are true and correct.

Signature of General Partner: R. Steve King

R. Steve King

Date: 22 Oct 88

State of IDaho)

) ss.

County of BLAINE)

Subscribed and sworn before me this 22 day of October, 1988.

Notary Public James A. Speck

Residing at Last right 20

Commission Expires 1/22/91

17. Notice of Appearance:

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

Signature: James P. Speck

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

Date: 10/24/88

Last Name: McWinlin
a2:\mcwnln3.clm

Ident No.: _____

MICROFILMED
NOV 22 1996



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

17-May-1994 13:34

KAPLAN FAMILY TRUST
40 CLANCY LANE S.
RANCHO MIRAGE, CA 92270

RE: ADJUDICATION CHANGE OF OWNERSHIP UPDATE
A37-00685

DEAR CLAIMANT(S):

IN REVIEWING YOUR NOTICE FOR CHANGE OF OWNERSHIP, I NOTICE A
PROBLEM.

WE HAVE NO RECORD OF THE FORMER CLAIMANT THAT IS ON THE NOTICE.
IN FOLLOWING THE CHAIN OF OWNERSHIPS OF THE CLAIM(S), THE FORMER
CLAIMANT MUST HAVE NOT FILED.

ONE OF TWO THINGS ARE NOW NEEDED: A LEGAL DOCUMENT THAT SHOWS THE ORIGINAL
OWNER HAVING THE CLAIM ALONG WITH THE NEW CLAIMANT(S).

OR

A LEGAL DOCUMENT SHOWING A CHAIN OF OWNERSHIPS LEADING TO THE FORMER
CLAIMANT AND THE NEW CLAIMANT(S).

I HAVE ALSO ENCLOSED ANOTHER NOTICE OF OWNERSHIP CHANGE.

I APOLOGIZE FOR THE INCONVENIENCE. IF YOU HAVE ANY QUESTIONS PLEASE CALL
THE OFFICE.

SINCERELY,

TARA L BACKLUND
RECORDS CLERK

ENCLOSURE

*Joseph Werry - Current
Split*

MICROFILMED
NOV 22 1996

L.E. Eldred, Esquire
74-900 Highway 111, Suite 223
Indian Wells, CA 9227

WARRANTY DEED

RECEIVED

For Value Received

OCT 07 1993

Lantson E. Eldred, Trustee of the Kaplan Property Exchange Trust, established
February 25, 1990

Department of Water Resources
Southern Region Office

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

Bruce and Lynn Kaplan as Trustees of the Kaplan Family Trust established
September 18, 1989

the grantee, whose current address is 40 Clancy Lane South, Rancho
Mirage CA 92270

the following described premises, in BLAINE County, Idaho, to-wit:

Township 1 North, Ranch 18 East, Boise Meridian, Blaine County, Idaho
Section 13: All of the Northeast One-quarter (1/4) of the Northeast One-
quarter (1/4) and all of the Southeast One-quarter (1/4) of the Northeast One-
quarter (1/4) Excepting therefrom Highway 75 right-of-way and East
Glendale Road right-of-way
Together with all water rights appurtenant thereto, specifically including,
but not limited to, the following:

- (a) Eight inches (80") of the water of the Big Wood River, originally decreed
to Joseph Werry, Jr., having a priority dated October 15, 1884, and
perfected as Idaho Water License Number 37,0685;
- 9b) One Hundred Forty inches (140") of the waters of the Big Wood River,
originally decreed to F.J. Meyers, having a priority date of October 15,
1884, and perfected as Idaho Water License Number 37,0510.

SUBJECT TO: Taxes, easements, restrictions, reservations,
assessments and encumbrances as shown of record, if any.

TO HAVE AND TO HOLD the said premises, with their
appurtenances unto the said Grantee(s), his (their) heirs
and assigns forever. And the said Grantor(s) do(es) hereby
covenant to and with the said Grantee, that they the owners
in fee simple of said premises; that they are free from all
incumbrances and that they will warrant and defend the same
from all lawful claims whatsoever.

This Deed is to replace that certain deed dated December of 1990 with
identical terms which was lost or destroyed prior to being recorded.

BLAINE CO. REQUEST

OF Lantson E. Eldred

Deed

Dated:

1991 DEC 26 A 11: 50

336597

BY: Lantson E. Eldred, Trustee

MARY GREEN, CLERK

MP

GENERAL ACKNOWLEDGMENT

State of California }
County of Riverside } SS.

On this the 20 day of December 1991, before me,

A. M. Moreno

the undersigned Notary Public, personally appeared

Lantson E. Eldred

☒ personally known to me

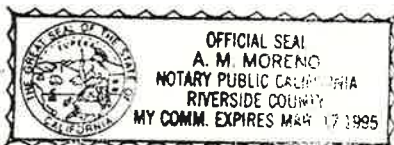
☐ proved to me on the basis of satisfactory evidence

to be the person(s) whose name(s) is subscribed to the
within instrument, and acknowledged that he executed it.

WITNESS my hand and official seal.

A. M. Moreno

Notary's Signature



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: **A37-00685D**
Date Received: 12/ 7/1988
Receipt No: C003800
Received By: _____

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

1. Name: R MILES STANISLAW 206-386-5900
Address: 701 FIFTH AVE
4400 COLUMBIA CENTER
SEATTLE WA 98104

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 45 CANAL, PUMP FROM SUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	13	NE	NE		IRR	36.0
			SE	NE		IRR	39.0

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OCT 24 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	75.0
					Total Acres	75.0

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:
37-00510

14. Remarks:
SOIL POROUS, GRAVELLY SANDY LOAM
OWNERSHIP CHANGE MADE 9-21-94 BY TLB.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

S. C. FROST ET. AL.
Decree Plaintiff

ALTURUS WATER CO., ET. AL.
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
OCT 24 1994

15661V

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

SEP 14 1994

Department of Water Resources
Southern Region Office

DATE OF CLOSING: 8/31/1994

LEGAL DESCRIPTION OF PROPERTY: Township 01N Range 18E
Section 13, E 1/2 of NE 1/4 of 1/4, Govt. Lot , BM.
Lot , Block, , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

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

☐ Water Right Number(s)
Assigned by IDWR: A37-00510A; A37-00685D

☐ Name and Address of Former Owner/Claimant(s)(Seller): McWINLIN #1; c/o STEVE KING
PO BOX 1285
SUN VALLEY ID 83353

☐ New Owner/Claimant (Purchaser): R. MILES STANISLAW

☐ New Mailing Address: 701 FIFTH AVENUE
4400 COLUMBIA CENTER
SEATTLE WA 98104-7012

☐ New Telephone Number: (206) 386-5900

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

☐ Attach proof of ownership, describe proof attached:

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

☐ Signature of New Owner/Claimant(s) *R. M. Stanislaw* Date 9/10/94

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: By:

Further Action Needed:

Further Action Taken
Date: By:

Final Review and Data-Entry
Date: By:

Claim Numbers of Split, if any:

MICROFILMED

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

OCT 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

21-SEPTEMBER-1994 09:25

R MILES STANISLAW
701 FIFTH AVE
4400 COLUMBIA CENTER
SEATTLE, WA 98104-7012

RE: SRBA CLAIMS: A37-00510A & A37-00685D
MC WINLIN #1

DEAR CLAIMANT(S):

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

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURE

MICROFILMED

OCT 24 1994.

CA

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: A37-00685D
Date Received: 10/27/1988
Receipt No: C003800
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MC WINLIN # 1
Address: C/O R. STEVE KING
P.O. BOX 1285
SUN VALLEY, ID 83353
208-726-4702

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 45 CANAL, PUMP FROM SUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.600		

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

8. Total consumptive use is 187.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	18E	13	NE	NE		IRR	36.0
			SE	NE		IRR	39.0
Section Acres							75.0

A37-00685D

Page 1

Date: 12/07/88

MICROFILMED
FEB 23 1993

10. Place of Use: Continued

Total Acres 75.0

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:
37-00510

14. Remarks:
SOIL POROUS, GRAVELLY SANDY LOAM

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date:

S. C. FROST ET. AL.
Decree Plaintiff

vs

ALTURUS WATER CO., ET. AL.
Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39356
Ident Number A37-00685
Date Received 10-27-88
Receipt Number C003800

RECEIVED

OCT 27 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
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ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): McWinlin #1, a general partnership
Phone: (208) 726-4702
Mailing Address: c/o R. Steve King
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Sun Valley, ID 83353

2. Date of Priority: October 15, 1884

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

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<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
2N	18E	36		SW	NW		Blaine

Additional points of diversion if any: None.

b. If instream flow, beginning point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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Ending point:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
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5. Description of existing diversion works: Headgate #45 & District 45
Canal; pump from sump; buried mainline; wheellines.

COPY MICROFILMED
FEB 23 1993

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	1.6 cfs

7. Total Quantity Claimed: 1.6 cfs

8. Total consumptive use claimed is 187.5 acre feet per annum.

9. Non-irrigation uses: None.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>	<u>Irrig. Acres</u>
1N	18E	13	NE	NE	I	36
1N	18E	13	SE	NE	I	39

Total number of irrigated acres: 75

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above? 37-0510

14. Remarks: Claim is for portion of right originally decreed to Joseph Werry, Jr. in S.C. Frost et al. v. Alturus Water Co. et ux.. Place of use is claimed pursuant to Idaho Code §42-1416(1) to the extent it differs from the decree. Water combined with right described in para. 13, above, and used on entire ranch. Soil is extremely pourous - gravelly, sandy loam - Little Wood River Series.

Last Name: McWinlin

Ident No. _____

COPY

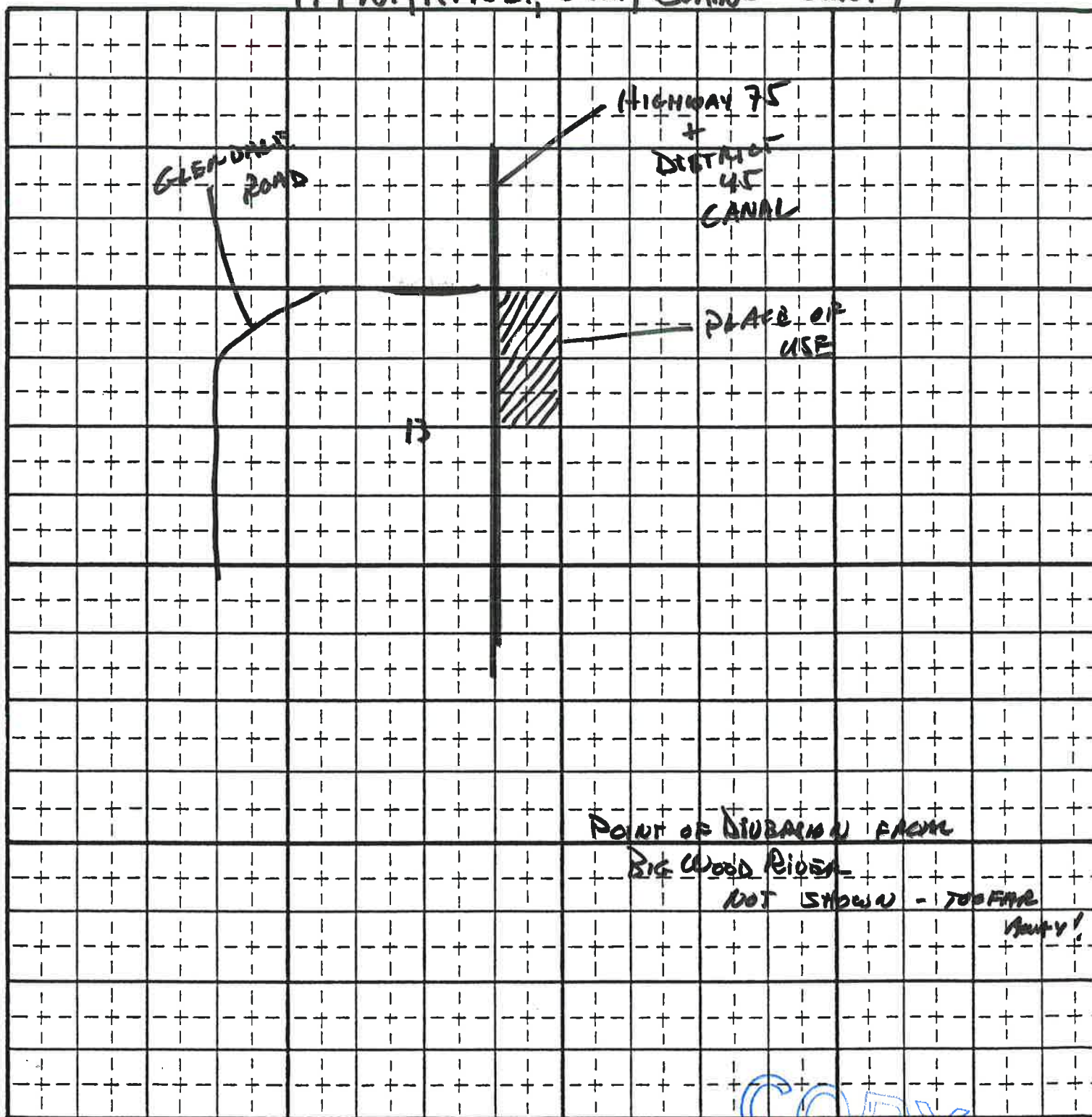
MICROFILMED

FEB 23 1993

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

Scale: 2 inches equals 1 mile

T. 1 N., R. 18 E., B. M., BLAINE COUNTY



Last Name

McWILLIAMS

Ident No.

MICROFILMED

Copies: White State, Yellow Claimant

FEB 22 1968

15. Basis of Claim: Decree
IDWR Water Right Number: 37-0685
Court: Lincoln County
Case Number:
Decree Date: December 13, 1909
Plaintiff v. Defendant:
S.C. Frost et al. v. Alturus Water Co. et ux.

16. Signature(s)
(a) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am a general partner of McWinlin #1, a general partnership, that I have signed the foregoing document in the space below as a general partner of the partnership, and that the statements contained in the foregoing document are true and correct.

Signature of General Partner: R. Steve King

Date: 22 Oct 88

State of IDAHO)
County of BLAINE) ss.

Subscribed and sworn before me this 22 day of October, 1988.

Notary Public James P. Speck

Residing at East Fork RD

Commission Expires 1/22/91

17. Notice of Appearance:

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

Signature: James P. Speck

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

Date: 10/24/88

Last Name: McWinlin
a2:\mcwnln2.clm

Ident No.: _____

COPY

MICROFILMED

FEB 23 1993

Christensen, Kelly

From: Anders, Matthew
Sent: Monday, December 18, 2006 7:13 AM
To: Christensen, Kelly
Subject: FW: 37-685D and 37-510A

Kelly,

I think you have these claim files. Please print this and put in the file.

Thanks!

Matt

-----Original Message-----

From: Charles G. Brockway [mailto:charles.g.brockway@brockwayeng.com]
Sent: Sunday, December 17, 2006 2:34 PM
To: Anders, Matthew
Subject: RE: 37-685D and 37-510A

Matt,

He does not irrigate from the ditch. All water goes from the ditch through a pipeline into a waterski pond and he pumps from the pond to irrigation. The pond is not heavily used as "storage" in the sense that he does not extensively draw down the pond after the water is cut off because the main use of the pond is for recreation, although he might draw it down some. So, as far as the irrigation water goes, it's primarily a conveyance, but the owner's recollection was that Dave thought Irrigation from Storage needed to be there. The owner is OK with the recommendation as-is, but just wanted to make IDWR aware that he will accept that on the recommendation if needed.

Chuck

Charles G. Brockway, Ph.D., P.E.
Brockway Engineering, PLLC
2016 Washington Street North, Suite 4
Twin Falls, Idaho 83301
(208) 736-8543
charles.g.brockway@brockwayeng.com

From: Anders, Matthew [mailto:Matthew.Anders@idwr.idaho.gov]
Sent: Saturday, December 16, 2006 7:29 AM
To: Charles G. Brockway
Subject: RE: 37-685D and 37-510A

Chuck,

I forgot the gentlemen's name that came to the meeting, but I talked with him for quite a while. He wanted to make sure that recommendations matched the transfer. I checked and they do.

I wasn't there when he talked with Dave, but we also talked about Irrigation from Storage. My understanding is that he primarily irrigates from the ditch, but he diverts some water from the ditch into the pond, then irrigates a portion of the land in the NW corner of the property from the pond. In this case, the pond is considered part of the

12/18/2006

delivery system and so this does not require "Irrigation from Storage".

He also asked if he could still irrigate from the pond once his water right was shut off by the watermaster. I'm not sure about this case, I referred him Allen Merritt at the Twin Falls office.

Let me know if you need anything else.

Matt

-----Original Message-----

From: Charles G. Brockway [mailto:charles.g.brockway@brockwayeng.com]

Sent: Friday, December 15, 2006 4:10 PM

To: Anders, Matthew

Subject: 37-685D and 37-510A

Matt,

I don't know if you're working on these, but here ya go.

These are two recommendations that appear fine to me; however, the owner met with Dave Tuthill in Sun Valley and Dave mentioned something about needing "Irrigation from Storage" on the right. I know that's IDWR's current way of doing things, but was not the way it was done when the transfer was approved in the 1990s. Is it possible to recommend the rights to say "Irrigation from Storage" instead of just "Irrigation"?

Chuck

Charles G. Brockway, Ph.D., P.E.
Brockway Engineering, PLLC
2016 Washington Street North, Suite 4
Twin Falls, Idaho 83301
(208) 736-8543
charles.g.brockway@brockwayeng.com

06/13/2005

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

RIGHT NUMBER: 37-685D

NAME AND ADDRESS: GREGORY RANCH LLC
701 5TH AVE STE #4400
SEATTLE WA 98104-7012

VERIFIED BY KKC

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.600 CFS
25.600 AFY

Right Nos. 37-00510A and 37-00685D are limited to a total combined diversion rate of 4.40 cfs.

Right Nos. 37-00510A and 37-00685D when combined with all other rights shall provide no more than 3.5 afa per acre at the field headgate.

Recreation storage under Right Nos. 37-00510A and 37-00685D shall not exceed the total combined pond volume of 70.3 af.

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	1.280 CFS
DIVERSION TO STORAGE	04/15 10/31	1.600 CFS
RECREATION STORAGE	01/01 12/31	25.60 AFY

PLACE OF USE:

IRRIGATION Within BLAINE County

T01N R18E S13 NENE 27.6 T01N R18E S13 SENE 29.8

RECREATION STORAGE Within BLAINE County

T01N R18E S13 NENE 7.0 T01N R18E S13 SENE 7.0

57.4 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 57.4 acres in a single irrigation season. Combined Right Nos.: 37-00510A and 37-00685D

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: Decreed

A staff gage shall be maintained in the pond by the right holder and a corresponding storage gage rating curve of the pond shall be provided to the department and the watermaster.

The storage of water is contingent upon certification by the Department of Water Resources, of the applicants dam under the dam safety provisions of the Idaho Code, authorizing storage.

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

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

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

Idaho Department of Water Resources

**RECOMMENDED PLACE OF USE FOR
37-685D**

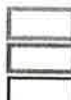


660 0 660 Feet

PLACE OF USE
TWP 1N, RNG 18E, SEC 13
Data entry on May 23, 2005

⊙ RECOMMENDED POINT OF DIVERSION

RECOMMENDED PLACE OF USE



TOWNSHIP LINES

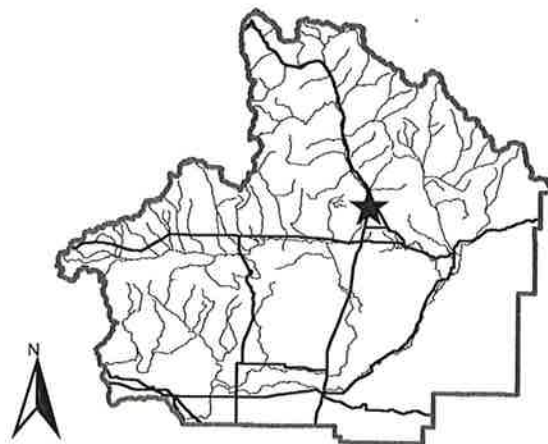
SECTION LINES

QUARTER/QUARTER LINES



LOCATION IN BASIN

GIS PLACE OF USE PRESENTATION
1987 ORTHO AERIAL PHOTOGRAPHY
DATA ENTRY BY MATT ANDERS



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4920
WATER RIGHT NO(S). 37-00510/37-00685D

RECEIVED
JUL 22 1997
Department of Water Resources
Southern District

This is to certify that: GREGORY RANCH LLC
701 5TH AVE STE #4400
SEATTLE WA 98104

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 37-00510 :			
IRRIGATION	04/15 to 10/15	2.25 CFS	*
RECREATION STORAGE	01/01 to 12/31		44.7 AF
DIVERSION TO STORA	04/15 to 10/15	2.80 CFS	
Priority: 10/15/1884			
	SUBTOTAL:	2.80 CFS	44.7 AF
Right No. 37-00685D :			
IRRIGATION	04/15 to 10/15	1.28 CFS	*
RECREATION STORAGE	01/01 to 12/31		25.6 AF
DIVERSION TO STORA	04/15 to 10/15	1.60 CFS	
Priority: 10/15/1884			
	SUBTOTAL:	1.60 CFS	25.6 AF
	TOTAL:	4.40 CFS	70.3 AF

SOURCE

BIG WOOD RIVER

TRIBUTARY OF

MALAD RIVER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 36, Township 02N, Range 18E
BLAINE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>
01N	18E	13	NENE 27.6

<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
SENE 29.8		57.4
Total number of acres irrigated:	* **	57.4

TRANSFER NO. 4920
WATER RIGHT NO(S). 37-00510/37-00685D

CONDITIONS OF APPROVAL AND REMARKS

- + 1. Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
- 2. A measuring device and lockable controlling works of a type approved by this Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
- + 3. The storage of water is contingent upon certification by the Department of Water Resources, of the applicant's dam under the dam safety provisions of the Idaho Code, authorizing storage.
4. The change authorized by this transfer shall be accomplished within two (2) years of the date of this approval.
- + 5. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- * 7. Irrigation use under Right Nos. 37-00510 and 37-00685D shall not exceed a total combined annual field headgate volume of 200.9 af and irrigation of 57.4 acres.
8. Right Nos. 37-00510 and 37-00685D when combined with all other rights shall no more than 3.5 afa per acre at the field headgate.
9. Recreation storage under Right Nos. 37-00510 and 37-00685D shall not exceed the total combined pond volume of 70.3 af.
- **10. During the initial year of filling the pond, the irrigation use under Transfer No. 4920 is limited to 28.8 acres.
- 11. A staff gage shall be maintained in the pond by the right holder and a corresponding storage gage rating curve of the pond shall be provided to the department and the watermaster.

Dated this 16 day of July, 1997.

for 
Chief, Water Allocation Bureau

MEMORANDUM

TO: FILE NOS. 37-00510 & 37-00685A

FROM: PAM SKAGGS^{CS}/STATE OFFICE

SUBJECT: TRANSFER NO. 4920

DATE: July 14, 1997

ok J

=====

Transfer No. 4920 proposes to change the nature and season of use, and identify irrigated acres under all of Right No. 37-00510 and a portion of Right No. 37-00685A, splitting the right into parts C and D. The transfer authorizes the use of a pond for recreation use.

Season of use was identified as the current standard. Recommended conditions include watermaster control, measuring device/controlling works, irrigation overlap, dam safety, combined right limits, initial reduction of irrigated acres, staff gage & reporting of pond levels, and standard transfer conditions.

See Allen Merritt's memos of 06-06-97 and 05-29-97 for more information regarding the change in nature of use and recommendations.

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT

01/25/90 16:17:54
Page 1

Water Right Number - 37-00685

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***
WERRY, JR.

JOSEPH

1 -
2 -
3 -
City-
Phone -

State- Zip-

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

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

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

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 6.400

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
6.400

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
01N 18E 12 SE NE 01 IRRIGATION (13) BLAINE
01N 18E 12 NE SE 01 IRRIGATION (13) BLAINE
01N 18E 12 SE SE 01 IRRIGATION (13) BLAINE
01N 18E 13 NE NE 01 IRRIGATION (13) BLAINE

Total Acres:

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

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.

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

MICROFILMED
NOV 22 1996

Water right number - 37-00685

Adj. flag translation: Standard Water Right Number

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

+ - - - - Decree Defendant - - - +
ALTURAS WATER COMPANY, ET. AL.

+ - Decree Date - +
12/13/1909

+ - - Audit Fields - 02/11/86

05/28/88 CONVERT

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 12/09/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	- 37
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 12/13/1909				

MICROFILMED
NOV 22 1996

Water Right Number - R37-00685D

Prefix Translation: RESEARCH

Old (D) Number -

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

+ - First Name - - +

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

*** A - ATTORNEY ***

SPECK

JAMES P.

1 - HOGUE, SPECK & AANESTAD

2 - P.O. BOX 987

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-000-0000

*** C - CURRENT OWNER ***

STANISLAW

R MILES

1 - 701 FIFTH AVE

2 - 4400 COLUMBIA CENTER

3 -

City- SEATTLE

State- WA Zip- 98104

Phone - 206-386-5900

*** O - ORIGINAL OWNER ***

MC WINLIN # 1

1 - C/O R. STEVE KING

2 - P.O. BOX 1285

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-726-4702

WERRY, JR.

JOSEPH

1 -

2 -

3 -

City- N/A

State- ID Zip- 00000

Phone - 208-000-0000

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

+ - - Region - - +
ERROR IN REGION

+ - - Stage - - +
D - DECREED

+ - - Status - - - +

+ - - Source - - - +
BIG WOOD RIVER

+ - - Tributary - - - +
MALAD RIVER

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

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 1.600

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
1.600 187.5

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

01N 18E 13 NE NE 36.0 01 IRRIGATION (13) BLAINE
01N 18E 13 SE NE 39.0 01 IRRIGATION (13) BLAINE

MICROFILMED
OCT 24 1994

Water right number - R37-00685D

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 75.0

- - - Diversion Means - HEADGATE #45 & DISTRICT 45 CANAL, PUMP FROM SUMP, SPRINKLERS

- - - Non-Irrigation Use -

- - - Other Rights for Same Use - 37-00510

- - - Remarks -
SOIL POROUS, GRAVELLY SANDY LOAM
OWNERSHIP CHANGE MADE 9-21-94 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
S. C. FROST ET. AL.	ALTURUS WATER CO., ET. AL.	00/00/0000

- - - Comments -
Date: 09/21/1994 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE RECEIVED 9-14-94. MC WINLIN-FORMER OWNER, STANISLAW-NEW OWNER. WARRANTY DEED INCLUDED, OWNERSHIP
CHANGED 9-21-94

- - - Audit Fields - - -
09/21/94 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	- 12/07/1988	Last Amended Date	- 00/00/0000	Temporary Right	- T
		Receipt Number	-	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
OCT 24 1994

SD-0601-2 Last Name: MC WINLIN

STATE

S E L	First Name	O W N	Water Right No.	Pribrity Date	Source	Total Diversion	Use Code Desc

MC WINLIN # 1							
		C	A37-00510A	10/15/1884	BIG WOOD RI	2.800	01 IRR
		C	A37-00685D	10/15/1884	BIG WOOD RI	1.600	01 IRR
		C	A37-12240	12/31/1960	GROUNDWATER	0.040	43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 24 1984

SD-0604-2 Township: 01N			Range: 18E		Section: 13		Tract: NENE		Lot:	
S	L	STATE	O	S	Max # Records	41				
E	Q	Water	W	T	Priority	Use				
L	Tract	T	Right No.	Name	Last, First	N	AC	G	Date	Code Desc
---	---	---	---	---	---	---	---	---	---	---
---	NENE	A37-00510A	MC WINLIN # 1	C	36	D	10/15/1884	01	IRR	
---			MYERS, S. J.	O						
---			SPECK, JAMES P.	A						
---	NENE	A37-00685D	SPECK, JAMES P.	A	36	D	10/15/1884	01	IRR	
---			MC WINLIN # 1	C						
---			WERRY, JR., JOSEPH	O						
---	NENE	A37-12240	MC WINLIN # 1	C		J	12/31/1960	43	DOMEST	
---	NENE	A37-00685	WERRY, JR., JOSEPH	O			10/15/1884	01	IRR	
---			SPLIT RIGHT	C						

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

MICROFILMED
OCT 24 1994

10/27/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME McWinn #1

CLAIM ENT. NO.

A37-00685DDATE RECEIVED 10-27-88CK # 10521AMOUNT \$ 200 (3)

P.M. 10-26-88

1. Is the name and address complete with zip code? YES ☒ NO ☐
2. Is a priority date entered? YES ☒ NO ☐

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

A Permit is required: (1) for groundwater developed after March 25, 1963 (except single family domestic and stockwater wells using less than 13,000 gpd), or (2) for surface water developed after May 20, 1971 (except for instream stockwater). USE CARE IF CLAIM IS RETURNED. REFER TO ADJUDICATION MEMOS # 1 (ADJ. CLAIMS/APPLICATIONS) AND # 9 (REJECTION OF CLAIMS). EXPLAIN IN COMMENTS.

3. (a) Is a source entered? YES ☒ NO ☐
- (b) Is a tributary to entered? (if required) N/A ☒
4. Is the legal description of the p.d. sufficient? YES ☒ NO ☐
5. Is there a description of the diverting works? YES ☒ NO ☐
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. YES ☒ NO ☐
- Is the period of use included? YES ☒ NO ☐
- Is a quantity claimed for each use? YES ☒ NO ☐
7. Is a total quantity claimed entered? YES ☒ NO ☐
8. If required is a consumptive use entered? N/A ☒
- Is the consumptive use correct? N/A ☒
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☒
10. Is (are) the place(s) of use and purpose(s) indicated? YES ☒ NO ☐
11. Is (are) the county(ies) entered? YES ☒ NO ☐
12. Is the ownership of p.u. checked? YES ☒ NO ☐
13. Are other water rights listed or "none" indicated? YES ☒ NO ☐
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒
15. Is the basis of the claim indicated? YES ☒ NO ☐
16. Is the claim signed by the claimant, and is the signature appropriate? (If an individual is the claimant, has that individual signed the claim, or if an organization is the claimant, is the organization signature block complete?) YES ☒ NO ☐
- Has the claim been signed, sealed, and dated by a notary? YES ☒ NO ☐
- Was this claim filed on time, or was an extension granted? YES ☒ NO ☐
- Is the fee enclosed correct? Exempt ☒
- If this claim is based on an existing water right, has the identification number been entered? N/A ☒
- Should this claim be receipted and data entered? YES ☒ NO ☐

Claim checked by: CT

Comments: _____

MICROFILMED

FEB 23 1993

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT12/07/88 17:11:02
Page 1

Water Right Number - 37-00685

Adj. Flag Translation: Standard Water Right Number

Old (D) Number -

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

*** C - CURRENT OWNER ***

WERRY, JR.

JOSEPH

1 -

2 -

3 -

City-

Phone -

State-

Zip-

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/15/1884 17 D - DECREED+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
BIG WOOD RIVER MALAD RIVER+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
02N 18E 36 SW NW (13) BLAINE+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 6.400+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
6.400+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
01N 18E 12 SE NE 01 IRRIGATION (13) BLAINE
01N 18E 12 NE SE 01 IRRIGATION (13) BLAINE
01N 18E 12 SE SE 01 IRRIGATION (13) BLAINE
01N 18E 13 NE NE 01 IRRIGATION (13) BLAINE

Total Acres:

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

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
AC. IRRIG. NOT SPECIFIED. FARM = 160 AC.+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

FEB 23 1993

MICROFILMED

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-	
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-	
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-	P
Start Work Date	-	00/00/0000	Verified Date	-	12/09/1985	DLE/Carey Act	-	
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	37
Licensed Date	-	00/00/0000	Appl Received	-	00/00/0000	Transfer/Amended	-	
Decree Date	-	12/13/1909						

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FEB 23 1993

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

Water Right Number - R37-00685D

Prefix Translation: RESEARCH

Old (D) Number -

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

*** C - CURRENT OWNER ***

GREGORY RANCH LLC

1 - 701 FIFTH AVENUE
2 - 4400 COLUMBIA CENTER
3 -
City- SEATTLE
Phone - 206-386-5900

State- WA Zip- 981047012

*** O - ORIGINAL OWNER ***

SPECK

JAMES P.

1 - HOGUE, SPECK & AANESTAD
2 - P.O. BOX 987
3 -
City- KETCHUM
Phone - 208-000-0000

State- ID Zip- 83340

WERRY, JR.

JOSEPH

1 -
2 -
3 -
City- N/A
Phone - 208-000-0000

State- ID Zip- 00000

MC WINLIN # 1

1 - C/O R. STEVE KING
2 - P.O. BOX 1285
3 -

State- ID Zip- 83353

STANISLAW

R MILES

City- SUN VALLEY
Phone - 208-726-4702
1 - 701 FIFTH AVE
2 - 4400 COLUMBIA CENTER
3 -
City- SEATTLE
Phone - 206-386-5900

State- WA Zip- 98104

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

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

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

+ - - - Status - - - +

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

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

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

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 1.600

+ - Total Div. Rate - + + - Total Div. Volume - +
1.600

+ - Total Consumptive Use - + + - KW Usage - +
187.5

"DO NOT FILM"

Water right number - R37-00685D

Prefix Translation: RESEARCH

Tw	Rng	Sec	Tract	Lot	Acres	Code	Description	County
01N	18E	13	NE NE		36.0	01	IRRIGATION	(13) BLAINE
01N	18E	13	SE NE		39.0	01	IRRIGATION	(13) BLAINE

Total Acres: 75.0

+ - - Diversion Means - HEADGATE #45 & DISTRICT 45 CANAL, PUMP FROM SUMP, SPRINKLERS

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 37-00510

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

GEN SOIL POROUS, GRAVELLY SANDY LOAM
OWNERSHIP CHANGE MADE 9-21-94 BY TLB.
OWNERSHIP CHANGE MADE 6/21/96 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 - +
S. C. FROST ET. AL.	ALTURUS WATER CO., ET. AL.	00/00/0000

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

Date: 09/21/1994 User Id: TBACKLUN Subject: OWNERSHIP CHANGE
OWNERSHIP CHANGE RECEIVED 9-14-94. MC WINLIN-FORMER OWNER, STANISLAW-NEW OWNER. WARRANTY DEED INCLUDED, OWNERSHIP
CHANGED 9-21-94

+ - - Audit Fields - - +

00/00/00

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

Court Report Filing - 00/00/0000	Field Inspection Made - 00/00/0000	Civil Case Number - 39576
Objection Filed Date - 00/00/0000	Field Inspection Flag -	Old Case Number -
Response Filed Date - 00/00/0000	Verified Date - 00/00/0000	Old Judicial District -
Claim Received Date - 12/07/1988	Last Amended Date - 00/00/0000	Temporary Right - P
	Receipt Number - X777777	Water District -
	POU Ownership Flag - Y	Federal/State Indicator - S
	Name Connector - OR	Presumption Flag -
		Notice of Error Flag -

"DO NOT FILM"

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 _____
Date Received _____
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day. Filing fee \$25

1. Name of Claimant(s): McWinlin #1, a general partnership
Phone: (208) 726-4702
Mailing Address: c/o R. Steve King
P. O. Box 1285
Sun Valley, ID 83353

2. Date of Priority: 1960

3. Source of water supply: (a) Groundwater
which is tributary to: (b)

4. Location of point of diversion is:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>1/4</u>	<u>Lot</u>	<u>County</u>
1N	18E	13	NW	NE	NE		Blaine

Additional points of diversion if any: None.

5. Description of diversion works: Well and pump.
6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Domestic	January 1	December 31	0.04 cfs

7. Total Quantity Claimed: 0.04 cfs
8. Total consumptive use claimed is de minimus

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9. Non-irrigation uses: Domestic - one (1) household.

10. Place of use:

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>1/4</u>	<u>1/4</u>	<u>Use</u>
1N	18E	13	NE	NE	D

11. Place of use is located in Blaine County.

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

13. Describe other water rights used? None.

14. Remarks: House located on east side of Highway 75, accross from Glendale Rd. turnoff.

15. Basis of Claim: Beneficial use.

IDWR Water Right Number: N/A

Court: Case Number: Decree Date:

Plaintiff v. 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 not wish to receive and pay a small annual fee for monthly copies of the docket sheet. Number of attachments - none.

[For Organizations] I do solemnly swear or affirm that I am a general partner of McWinlin #1, a general partnership, that I have signed the foregoing document in the space below as a general partner of the partnership, and that the statements contained in the foregoing document are true and correct.

Signature of General Partner: R. Steve King

R. Steve King

Date: 22 Oct 88

State of IDAHO)

County of BLAINE)

ss.

Subscribed and sworn before me this 22 day of October, 1988.

Notary Public James D. Smith

Residing at East Fork, ID

Commission Expires 1/22/91

Last Name: McWinlin

Ident No.:

a2:\mcwnln1.clm

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