

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 37-2623
Date Received: 12/13/1988
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

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

2. Date of Priority: 09/03/1959

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	18E	20	NE SE NW	BLAINE	

5. Description of diverting works:

180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	2.81	
RECREATION	4/01	11/01	0.24	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	18E	20	SE	SE	RECREATION	
			SW	NE	RECREATION	
			NE	SE	RECREATION	
			NW	SE	RECREATION	
			SW	NE	IRRIGATION	11.5
			SE	NE	IRRIGATION	7
			NE	SE	IRRIGATION	15
			NW	SE	IRRIGATION	15
			SE	SE	IRRIGATION	11
			Section Acres			
03N	18E	21	SW	SW	RECREATION	
			SW	SW	IRRIGATION	13.5
Section Acres						13.5
03N	18E	28	NW	NW	RECREATION	
			SW	NW	RECREATION	
			NW	SW	RECREATION	
			NE	NW	IRRIGATION	14.5
			NW	NW	IRRIGATION	15
			SW	NW	IRRIGATION	10.8
			SE	NW	IRRIGATION	10
			NE	SW	IRRIGATION	7.5
			NW	SW	IRRIGATION	11
			SE	SW	IRRIGATION	2
Section Acres						70.8
Total Acres						143.8

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

***** CLAIMANT
 ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL
 APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT
 DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED THE CHANGE
 OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13,
 ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED
 ABOVE

SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE (37-02623) UPON WHICH IT IS BASED. CLAIM SHOULD BE RENUMBERED AS A37-02623

***** OWNERSHIP CHANGE 3/8/94 BY JG
CONFORMED ATTORNEY MAILING ADDRESS DMS ***** OWNERSHIP CHANGE MADE
5/15/95 BY TLB

***** 1/16/1997, DJ: DURING ROUTINE RESEARCH REGARDING CLAIM IT WAS
OBSERVED THAT THIS CLAIM WAS RENUMBERED FROM ORIGINAL FILING A37-12271. IT WAS ALSO
OBSERVED THAT THE PRIORITY WAS CLAIMED WRONG (SHOULD BE 10/12/59 NOT 9/3/59) AND
BASIS OF CLAIM WAS WRONG (SHOULD BE LICENSE NOT DECREE). THESE CHANGES WERE MADE
THIS DAY

***** 1/22/1997, DJ: FURTHER CONSIDERATION OF THE CHANGES MADE ON 1/16 LED TO
THE CONCLUSION THAT THIS DATA COULD NOT BE CASUALLY CORRECTED. I HAVE RETURNED THE
DATA TO THE AS-CLAIMED INFO AND CORRECTED THE R-RECORD

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

August 30, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

THE VALLEY CLUB INC
PO BOX 252
SUN VALLEY ID 83353

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

Dear Mr. Dies:

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

Sincerely,

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

Trish Fawcett
Technical Records Specialist

Enc.

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED
JUL 27 2001
Department of Water Resources
Southern Region

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

Incomplete forms will be returned.

Water Right No(s).: _____

Adjudication Claim No(s).: 37-494, 37-495, 37-577BV, 37-833K, 37-2623

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.

Name and Address of Former Owner/Claimant VALLEY RANCH INC
PO BOX 1302
SUN VALLEY ID 83353

New Owner/Claimant(s) THE VALLEY CLUB, INC.
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address PO BOX 252

City, State and ZIP Code SUN VALLEY ID 83353

New Telephone Number (208) 788-5400

Date you acquired the property 04/12/1999

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.

Signature of New Owner Jack Dies
or Claimant(s) BY: JACK DIES, PRESIDENT of THE VALLEY CLUB

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

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

No. C 106031		Due no later than Apr 30, 2001 Annual Report Form		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		1. Mailing Address - Go to to this box, if applicable VALLEY CLUB, INC. (THE) PO BOX 252 SUN VALLEY, ID: 83353		MICHAEL DAVID 100 CLUMB VIEW DR N HAILEY, ID 83333	
NO FILING FEE IF RECEIVED BY DUE DATE				3. New Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
Office held	Name	Street or P.O. Address	City	State	Zip
President	Jack Dies	P.O. Box 252	Sun Valley,	IDAHO	83353
Vice President	Jim Woodyard				
Secretary	Dick Toomey				
5. Organized Under the Laws of: IDAHO C 106031		6. Signature <i>John W Dies Jr.</i> Name: John W Dies Jr.		Date: 1-15-01 Title: President XXXX	
Issued 02/01/2001		Do Not Tape or Staple		1494	

426674
4-23-99

#2/856

426674

Recording Requested by and
When Recorded Mail To:

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

Deal
BLAINE REQUEST
FIRST AMERICAN-TITLE

JUN 08 20 PM 2 40

WARRANTY DEED

FEB 4/85

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

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

TOGETHER WITH all and singular the following:

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

WARRANTY DEED - 1

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

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

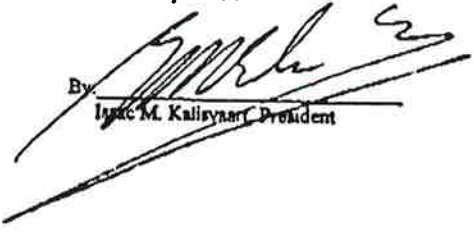
SUBJECT TO those easements, restrictions and encumbrances enumerated in and set forth on Exhibit "A" attached hereto, which is by this reference incorporated herein and made a part hereof as if the same were set forth at length herein.

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

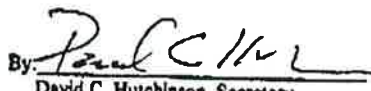
The officers who sign this Warranty Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the Board of Directors of the Grantor at a lawful meeting duly held and attended by a quorum.

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

VALLEY RANCH, INC.,
an Idaho corporation

By: 
J. M. Kalisvaart, President

ATTEST:

By: 
David C. Hutchinson, Secretary

WARRANTY DEED - 2

STATE OF IDAHO)
County of Blaine) : ss

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

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



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

STATE OF IDAHO)

County of Blaine) : ss

On this ¹³⁷⁴22nd day of April, 1999, before me, the undersigned, a Notary Public, in and for said State, personally appeared ~~Robert C. Hutchinson~~ and DAVID C. HUTCHINSON, known or identified to me to be the President and Secretary, respectively, of Valley Ranch, Inc., the corporation that executed this instrument, and acknowledged to me that such corporation executed the same.

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



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

WARRANTY DEED - 3

EXHIBIT "A"Permissible Exceptions to Title

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

1. Easements, restrictions and notes as shown on the plat of The Valley Club, a Planned Unit Development, recorded as Instrument No. 365515, records of Blaine County, Idaho.
2. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 117656, records of Blaine County, Idaho.
3. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 118673, records of Blaine County, Idaho, and the partial release of this easement as recorded in Instrument No. 372002, records of Blaine County, Idaho.
4. Easement No. 5523 in favor of The Valley Ranch Partnership, granted by the State of Idaho, recorded as Instrument No. 325453, records of Blaine County, Idaho.
5. Easement in favor of The Valley Partners, granted by the Starweather Property Owners Association, recorded as Instrument No. 330492, records of Blaine County, Idaho.
6. Development Agreement by and between Blaine County, Idaho, a body corporate and politic and a political subdivision of the State of Idaho, and The Valley Ranch Partners, recorded as Instrument No. 330799, records of Blaine County, Idaho.
7. Matters disclosed on ALTA/ACSM Survey recorded as Instrument No. 365510, records of Blaine County, Idaho.
8. Plat Notes for The Valley Club, a Planned Unit Development recorded as Instrument No. 365517, records of Blaine County, Idaho.
9. Easement Agreement, by and between The Valley Club Owners Association, Inc. and The Valley Club, Inc., recorded as Instrument No. 365523, records of Blaine County, Idaho.
10. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 382167, records of Blaine County, Idaho.
11. Zoning and other regulations imposed by governmental authorities.
12. The golf course in The Valley Club P.U.D. shall be used only for golf course or recreational purposes or open space for no less than thirty (30) years after September 2, 1994.
13. Amended and Restated Water Service and Easement Agreement, by and between Valley Club Owners Association, Inc. and the Valley Club, Inc. and Valley Ranch, Inc., in a form mutually agreed upon by the parties and to be recorded in the records of Blaine County, Idaho on or before the Turnover date.
14. All those reservations or exceptions in federal patents or in acts authorizing the issuance thereof.

(mb/71138ma.16)

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

426675

BLAINE CO. REQUEST
FIRST AMERICAN TITLE

*99 APR 23 PM 2 48

QUITCLAIM DEED

FEES \$ 9.00

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

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

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

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

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

VALLEY RANCH, INC.,
an Idaho corporationBy: 
Isaac M. Kallivayak, President

QUITCLAIM DEED - 1

ATTEST:

By: _____
David C. Hutchinson, SecretarySTATE OF IDAHO)
) : ss
County of Blaine)

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

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



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

QUITCLAIM DEED • 2

ATTEST:

By *D. C. Hutchinson*
David C. Hutchinson, Secretary

STATE OF IDAHO)
) : ss
County of Blaine)

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

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



Curtis B. Chambers
Notary Public for Idaho
Residing at: HAILEY
My Commission Expires: 8-15-2004

QUITCLAIM DEED - 2

Recording Requested by and
When Recorded Mail To:

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

*Unrecorded &
Unrecorded*

WARRANTY DEED

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

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

TOGETHER WITH all and singular the following:

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

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

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

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

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

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

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

VALLEY RANCH, INC.,
an Idaho corporation

By: _____
Isaac M. Kalisvaart, President

ATTEST:

By: _____
David C. Hutchinson, Secretary

STATE OF IDAHO)
 : ss
COUNTY OF BLAINE)

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

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

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

i:\fred\vril\warranty.ded

EXHIBIT "A"Permissible Exceptions to Title

1. Easements, restrictions and notes as shown on the plat of The Valley Club, a Planned Unit Development, recorded as Instrument No. 365515, records of Blaine County, Idaho.
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6. Development Agreement by and between Blaine County, Idaho, a body corporate and politic and a political subdivision of the State of Idaho, and The Valley Ranch Partners, recorded as Instrument No. 330799, records of Blaine County, Idaho.
7. Matters disclosed on ALTA/ACSM Survey recorded as Instrument No. 365510, records of Blaine County, Idaho.
8. Plat Notes for The Valley Club, a Planned Unit Development recorded as Instrument No. 365517, records of Blaine County, Idaho.
9. Easement Agreement, by and between The Valley Club Owners Association, Inc. and The Valley Club, Inc., recorded as Instrument No. 365325, records of Blaine County, Idaho.
10. Power Line Easement in favor of Idaho Power Company, recorded as Instrument No. 382167, records of Blaine County, Idaho.
11. Zoning and other regulations imposed by governmental authorities.
12. The golf course in The Valley Club P.U.D. shall be used only for golf course or recreational purposes or open space for no less than thirty (30) years after September 2, 1994.
13. Amended and Restated Water Service and Easement Agreement, by and between Valley Club Owners Association, Inc. and the Valley Club, Inc. and Valley Ranch, Inc., in a form mutually agreed upon by the parties and to be recorded in the records of Blaine County, Idaho on or before the Turnover date.
14. All those reservations or exceptions in federal patents or in acts authorizing the issuance thereof.

(rmb/71158enc.set)

Recording Requested by and
When Recorded Mail To:

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

QUITCLAIM DEED

FOR VALUE RECEIVED, VALLEY RANCH, INC., an Idaho corporation, whose address is 121 S.W. Morrison, Suite 1221, Portland, Oregon 97204, as Grantor, has remised, released, and forever quitclaimed and does by these presents, remise, release and forever quitclaim, unto THE VALLEY CLUB, INC., an Idaho non-profit corporation, whose address is 100 Club View Drive, Hailey, Idaho 83333, as Grantee, and to its successors and assigns, all of Grantor's right, title and interest in and to the following described water right situate in Blaine County, Idaho, and described as follows:

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

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

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

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

VALLEY RANCH, INC.,
an Idaho corporation

By: _____
Isaac M. Kalisvaart, President

ATTEST:

By: _____
David C. Hutchinson, Secretary

STATE OF IDAHO)
 : ss
COUNTY OF BLAINE)

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

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

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

i:\fred\vr\quitclaim.ded

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A37-02623**
Date Received: 12/13/1988
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

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

2. Date of Priority: SEP 3, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	20	NE	SE	NW		BLAINE

5. Description of diverting works:
180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.810		
RECREATION	04/01	11/01	0.240		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

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

10. Place of Use:

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

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	18E	20	NE		SE		IRR	15.0
			NE		SE		REC	
			NW		SE		IRR	15.0
			NW		SE		REC	
			SE		SE		IRR	11.0
			SE		SE		REC	
			Section Acres					59.5
		21	SW		SW		IRR	13.5
			SW		SW		REC	
			Section Acres					13.5
		28	NE		NW		IRR	14.5
			NW		NW		IRR	15.0
			NW		NW		REC	
			SW		NW		IRR	10.8
			SW		NW		REC	
			SE		NW		IRR	10.0
			NE		SW		IRR	7.5
			NW		SW		IRR	11.0
			NW		SW		REC	
			SE		SW		IRR	2.0
			Section Acres					70.8
			Total Acres					143.8

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

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

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED
ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT
FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER
RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE
USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE.
SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN

14. Remarks: Continued

CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE (37-02623) UPON WHICH IT IS BASED. CLAIM SHOULD BE RENUMBERED AS A37-02623.

OWNERSHIP CHANGE 3/8/94 BY JG.
CONFORMED ATTORNEY MAILING ADDRESS DMS

OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

1/16/1997, DJ: DURING ROUTINE RESEARCH REGARDING CLAIM IT WAS OBSERVED THAT THIS CLAIM WAS RENUMBERED FROM ORIGINAL FILING A37-12271. IT WAS ALSO OBSERVED THAT THE PRIORITY WAS CLAIMED WRONG (SHOULD BE 10/12/59 NOT 9/3/59) AND BASIS OF CLAIM WAS WRONG (SHOULD BE LICENSE NOT DECREE). THESE CHANGES WERE MADE THIS DAY.

1/22/1997, DJ: FURTHER CONSIDERATION OF THE CHANGES MADE ON 1/16 LED TO THE CONCLUSION THAT THIS DATA COULD NOT BE CASUALLY CORRECTED. I HAVE RETURNED THE DATA TO THE AS-CLAIMED INFO AND CORRECTED THE R-RECORD.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

Decree Plaintiff

vs

Decree Defendant

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: A37-02623

Date Received: 12/13/1988

Receipt No: X777777

Received By: O/C HB

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

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

2. Date of Priority: SEP 3, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	20	NE	SE	NW		BLAINE

5. Description of diverting works:
180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.810		
RECREATION	04/01	11/01	0.240		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

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

10. Place of Use:

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

NOV 27 1996

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres	
03N	18E	20	NE		SE		IRR	15.0	
			NE		SE		REC		
			NW		SE		IRR	15.0	
			NW		SE		REC		
			SE		SE		IRR	11.0	
			SE		SE		REC		
							Section Acres	59.5	
		21	SW		SW		IRR	13.5	
			SW		SW		REC		
							Section Acres	13.5	
		28	NE		NW		IRR	14.5	
			NW		NW		IRR	15.0	
			NW		NW		REC		
			SW		NW		IRR	10.8	
SW			NW		REC				
SE			NW		IRR	10.0			
NE			SW		IRR	7.5			
NW			SW		IRR	11.0			
NW			SW		REC				
SE			SW		IRR	2.0			
					Section Acres	70.8			
					Total Acres	143.8			

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

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

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED
ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT
FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER
RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE
USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE.
SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN

14. Remarks: Continued

CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED
PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE
(37-02623) UPON WHICH IT IS BASED. CLAIM SHOULD BE RENUMBERED
AS A37-02623.

OWNERSHIP CHANGE 3/8/94 BY JG.
CONFORMED ATTORNEY MAILING ADDRESS DMS

OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

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 _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

MAY 26 1994

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

DATE OF CLOSING: 5/5/94

Idaho Department of Water Resources
Regional Office

See Attached Warranty Deed

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

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

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

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

Post Office Box 1920

Sun Valley, Idaho 83353

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

☐ New Mailing Address: Post Office Box 1302

Sun Valley, Idaho 83353

☐ New Telephone Number: (208) 726 - 1875

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

☐ Attach proof of ownership, describe proof attached: _____

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

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

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: 5/15/95 By: HCB

Claim Numbers of Split, if any:

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

NOV 27 1998



ORIGINAL

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

MAY 20 1994

Valley Ranch, Inc.

950 Bank of America Financial Center

121 S.W. Morrison Street

Portland, Oregon 97204

Attn: Isaac M. Kalisvaart

STATE OF IDAHO

COUNTY OF BLAINE } = 365512

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

OFFICE AT THE REQUEST OF

BLAINE COUNTY TITLE

AT 11:43 O'CLOCK AM

May 5 AD 1994

EX-OFFICIO RECORDER

BY Mary Green

FEE \$ 105 DEPUTY

(Space above line for Recorder's use)

WARRANTY DEED

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

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

TOGETHER WITH the following:

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

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

WARRANTY DEED - 1

j\valley\hgw\wmttyded

4/14/94

RECORDED
NOV 27 1999

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

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

May 24, 1994

RECEIVED

MAY 20 1994

Department of Water Resources
Southern Region Office

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

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

Dear Allen:

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

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/vl

Enclosure

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

RECEIVED
MAY 27 1994

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: **A37-02623**
Date Received: 12/13/1988
Receipt No: X777777
Received By: _____

AMENDED

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

AMENDED

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

2. Date of Priority: SEP 3, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	18E	20	NE	SE	NW		BLAINE

5. Description of diverting works:
180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.810		
RECREATION	04/01	11/01	0.240		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

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

10. Place of Use:

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

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	18E	20	NE		SE		IRR	15.0
			NE		SE		REC	
			NW		SE		IRR	15.0
			NW		SE		REC	
			SE		SE		IRR	11.0
			SE		SE		REC	
			Section Acres					59.5
		21	SW		SW		IRR	13.5
			SW		SW		REC	
			Section Acres					13.5
		28	NE		NW		IRR	14.5
			NW		NW		IRR	15.0
			NW		NW		REC	
			SW		NW		IRR	10.8
			SW		NW		REC	
			SE		NW		IRR	10.0
			NE		SW		IRR	7.5
			NW		SW		IRR	11.0
			NW		SW		REC	
			SE		SW		IRR	2.0
			Section Acres					70.8
			Total Acres					143.8

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

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

14. Remarks:

CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED
ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT
FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER
RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE
USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE.
SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN
CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED

MICROFILMED

14. Remarks: Continued

PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE
(37-02623) UPON WHICH IT IS BASED. CLAIM SHOULD BE RENUMBERED
AS A37-02623.

OWNERSHIP CHANGE 3/8/94 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 Organizations:

I do solemnly swear or affirm that I am _____ of

Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of

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

Signature of Authorized Agent

Title and Organization

Date

MICROFILMED

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 15, 1995

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

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

DEAR CLAIMANTS:

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

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

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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

NOV 27 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

MAY 20 1994

Idaho Department of Water Resources
Regional Office

DATE OF CLOSING: 5/5/94

See Attached Warranty Deed

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

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

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

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

Post Office Box 1920

Sun Valley, Idaho 83353

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

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

☐ New Telephone Number: (208) 726 - 1875

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

☐ Attach proof of ownership, describe proof attached: _____

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

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

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 5/15/95 By: HCB

Claim Numbers of Split, if any:

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

NOV 27 1996



ORIGINAL

RECORDING REQUESTED BY AND
WHEN RECORDED MAIL TO:

MAY 20 1994

Valley Ranch, Inc.

950 Bank of America Financial Center

121 S.W. Morrison Street

Portland, Oregon 97204

Attn: Isaac M. Kalisvaart

STATE OF IDAHO

COUNTY OF BLAINE } 365512

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

OFFICE AT THE REQUEST OF

BLAINE COUNTY TITLE

AT 11:43 O'CLOCK P.M.

May 5 AD 1994

BY Mary Green EX-OFFICIO RECORDER

DEPUTY

FEES 125

(Space above line for Recorder's use)

WARRANTY DEED

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

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

TOGETHER WITH the following:

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

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

WARRANTY DEED - 1

j:\valley\hgw\wmtydcd 4/14/94

NOV 27 1996

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

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

May 24, 1994

RECEIVED

MAY 20 1994

Department of Water Resources
Southern Region Office

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

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

Dear Allen:

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

Thank you.

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/vl

Enclosure

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

NOV 27 1996

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

CIVIL CASE NUMBER: 39356

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

Ident Number A37-12271

Date Received _____

Receipt Number _____

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

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

2. Date of Priority: October 12, 1959

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

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>
3N	18E	20	NE	SE	NW		Blaine

Additional points of diversion if any:

5. Description of existing diversion works: 180 ft. well with 20 in. casing and 75 HP pump discharging to 10 in. pipeline to gravity flow system of streams and ponds, pumped from ponds into a pressurized underground sprinkler irrigation system.

MICROFILMED

AUG 24 1994

6. Water is claimed for following purposes:

<u>Purpose</u>	<u>From</u>	<u>To</u>	<u>Amount</u>
Irrigation	April 1	November 1	2.81 cfs
Recreatio	April 1	November 1	0.24 cfs

7. Total Quantity Claimed: 3.05 cfs

8. Total consumptive use claimed is 390 acre feet per annum.

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

10. Place of use:

TWP	RGE	SEC	NE				NW				SW				SE				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	20			R 11.5	7.0									R 15.0	R 15.0		11.0	59.5
3N	18E	21											R 13.5						13.5
3N	18E	28					14.5	R 15.0	R 10.8	10.0	7.5	R 11.0		2.0					70.8
TOTALS																			143.8

11. Place of use is located in Blaine County.

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

13. Describe any other water rights used at the same place and for the same purposes as described above?
A37-00495, A37-00494, A37-00833K, A37-00577BV.

14. Remarks: Claimant acquired land and water rights in 1990 and has received all necessary governmental approvals to develop an 18 hole championship golf course as a part of a planned unit development for 99 single family residential lots. Transfer 3743 approved the change of the claimed water right and the Big Wood River rights described in paragraph 13, above, from irrigation to the uses, point of diversion and places of use described above. Surface area of ponds is 12.2 acres and is included in consumptive use calculation. Original claim incorrectly stated priority date and amount and did not identify the License (37-02683) upon which it is based. Claim should be renumbered as (A37-02683.)

A37-02623

Last Name: Valley Ranch Partners

COPY

Ident No. A37-12271
MICROFILMED
AUG 24 1994

15. Basis of Claim: License

IDWR Water Right Number: 37-02683

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 -

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

THE VALLEY RANCH PARTNERS

Date: 12/10/93

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

Date: 12/10/93

By Duffy S. Witmer
Duffy Witmer
a general partner

State of Idaho)
County of Blaine) ss.

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

Notary Public J. D. Speck
Residing at East Fork F.R.
Commission Expires 1/29/97

Last Name: Valley Ranch Partners

COPY

MICROFILMED A37-12271

AUG 24 1994

17. Notice of Appearance:

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

Signature: _____

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

Date: 12/10, 1993.

Last Name: Valley Ranch Partners

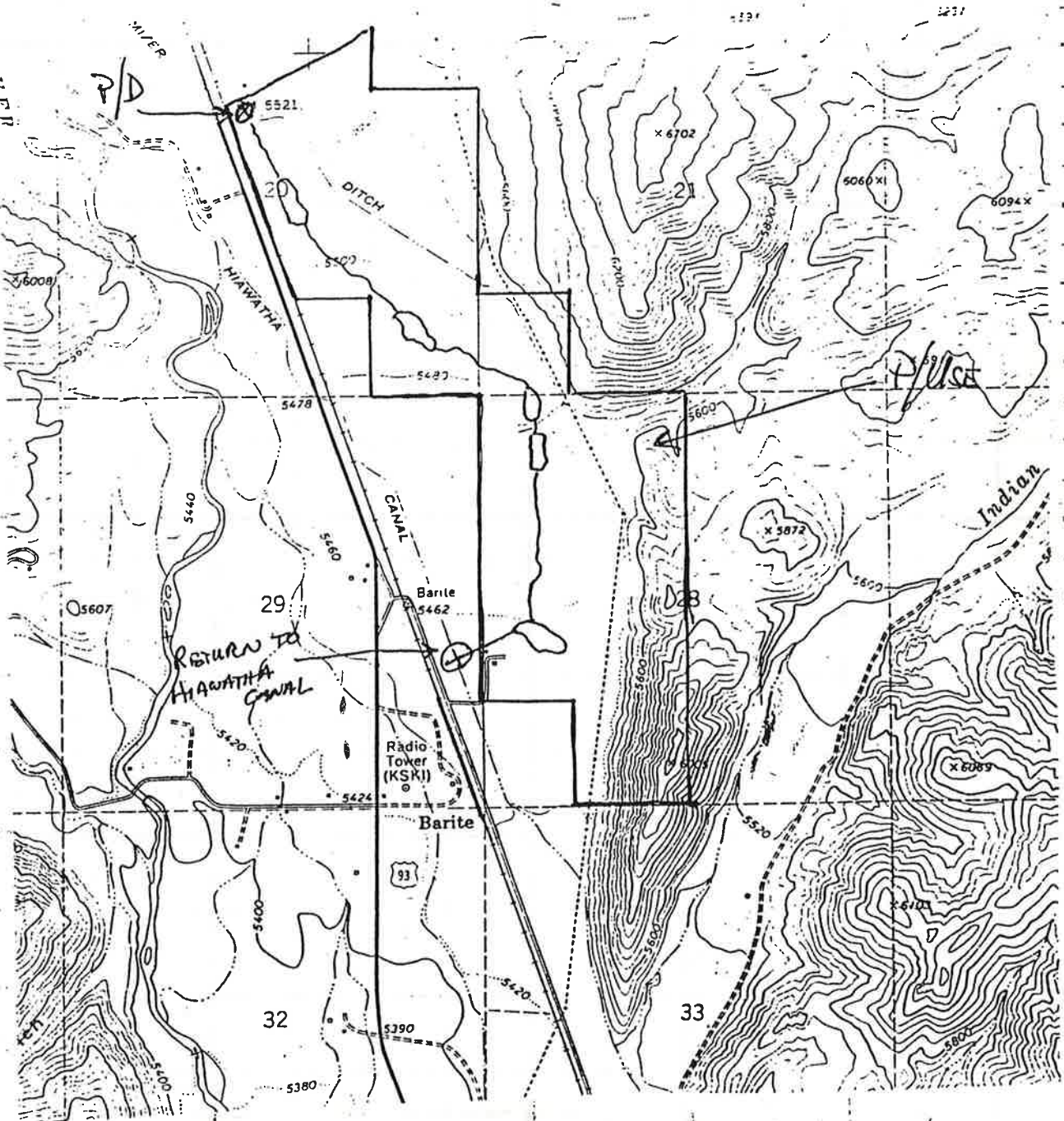
Ident No. A37-12271

MICROFILMED
AUG 24 1994

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

Scale: 2 inches equals 1 mile

T. 3 N., R. 18 E., B. M., BLAINE COUNTY



MICROFILMED

AUG 24 1994

Copies: White-State, Yellow-Claimant

Last Name Valley Ranch Partners Ident No. A 37-12271

HOGUE, SPECK & AANESTAD

A PROFESSIONAL ASSOCIATION
ATTORNEYS

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

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

HAILEY OFFICE:
16 WEST CROY STREET
SUITE K
POST OFFICE BOX 460
HAILEY, IDAHO 83333
(208) 788-3367
FAX (208) 788-4230

December 20, 1993

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

RECEIVED

DEC 21 1993

Department of Water Resources
Southern Region Office

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

Dear Allen:

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

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

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

Sincerely yours,

HOGUE, SPECK & AANESTAD


James P. Speck

JPS/jl
enclosures

MICROFILMED

AUG 24 1994

Form 42-1409(7)



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

Please print or type

(see instructions on back of page)

DATE OF CLOSING: January 20, 1990

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

SEE WARRANTY DEED ATTACHED

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

☐ Water Right Number(s) _____ Assigned by IDWR: A 37-005 77BU A 37-005 77BV A 37-12271 A 37-00494 A 37-00495
02623

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

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

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

☐ New Telephone Number: () _____ - _____

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

☐ Attach proof of ownership, describe proof attached: _____

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

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

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

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: 3/1/94 By: _____

Further Action Needed: _____

Further Action Taken
Date: _____ By: _____

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

Claim Numbers of Split, if any: _____

**MICROFILMED
AUG 24 1994**

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

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

Name(s) of Claimant (please print):

Valley Ranch Partners

I/we acknowledge (check one):

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

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

James Speck, Esq.

HOGUE, SPECK & AANESTAD, P.A.

Post Office Box 987

Ketchum, Idaho 83340

Attorney's Phone (208) 726-4421

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

A 37-00577BU

A 37-00577BV

¹¹³⁷⁰²⁶⁴³
<A 37-12271>

A 37-00494

A 37-00495

For Individuals:

Authorized signature(s) Date _____

For Organizations:

I am _____ of _____, and I

Title

Organization

have signed the foregoing document in the space below as

of _____

Title

Organization

Signature of Authorized Agent _____

Title _____ Date _____

Organization _____

IDWR Use:
Date Received <u>12/21/93</u>
Data Entry <u>SL 2/1/94</u>

Revised Date 4-03-92

RECEIVED

AUG 2 1994

Department of Water
MICROFILMED
AUG 24 1994

WARRANTY DEED

For Value Received

Buckhorn Investment Company, a California general partnership

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

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

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

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

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

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

Section 21: SW1/4 SW1/4.

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

BLAINE CO. REQUEST
FIRST AMERICAN TITLE CO
315239
Dead
90 JUN 15 PM 2 10
MARY GREEN, CLERK
FEE \$ 3.00

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all incumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

Dated: January 11, 1990

Buckhorn Investment Company, a California general partnership

By: Barry Stooke, General Partner

TO 442 C
(Partnership)

STATE OF CALIFORNIA

COUNTY OF Los Angeles } SS.

On JANUARY 11, 1990

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

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

WITNESS my hand and official seal.

Signature: Katherine D. Muno
Name (Typed or Printed): Katherine D. Muno



RECEIVED

DEC 1993

Department of Water Resources
Southern Region Office

FILMED
AUG 24 1994

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: A37-12271
Date Received: 12/13/1988 *RLT*
Receipt No: C003886
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: SEP 03, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	18E	20	NW	SW	NE		BLAINE

5. Description of diverting works:
WELL, 180', PUMPS INTO MIZER DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	4.000		

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

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

9. Non-irrigation uses:

10. Place of Use:

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

A37-12271

Page 1

Date: 12/13/88

MICROFILMED
FEB 26 1993

10. Place of Use: Continued

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

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

A37-00577BU, A37-00577BV, A37-00494, A37-00495

14. Remarks:

THIS MAY BE 37-02623.

15. Basis of Claim: BENEFICIAL USE

MICROFILMED
FEB 26 1993

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, 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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER:

39576

Ident. Number

A37-12271

Date Received

10/27/88

Receipt Number

C003886

RECEIVED
OCT 27 1988

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

RECEIVED
NOV 25 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Buckhorn Investment Co. Phone (213) 272-2143Mailing Address 9061 Santa Monica Blvd., LA, Calif. Zip 900692. Date of Priority (Only one (1) per claim) 9/3/593. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3 No. 18E Section 20,
NW 1/4 of SW 1/4 of NE 1/4, ^{Tax} Gov. Lot, 3237 B.M., County of BLAINE

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.180 Ft. Deep Well Installed 9/3/59 Delivering 1800 Gal/Minute (200 inches).
Pumps Into Mizer Ditch.

MICROFILMED

FEB 26 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 4/1 to 11/1 amount 4.0 or 450
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 4.0 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

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	
3 N	18 E	21											20						20
3 N	18 E	28					15	35	40	20	10	40							160

Total number of acres irrigated 180

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

12. Do you own the property listed above as place of use? Yes X No _____

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

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

SEE ATTACHED SHEET

or None ()

14. Remarks:

MIZER HEADGATE #20 - 4 FT WIDE CONCRETE
ADDED FLOODGATE INSTALLED 1986
FLOWS INTO MIZER DITCH

HIAWATHA HEADGATE /

MICROFILMED

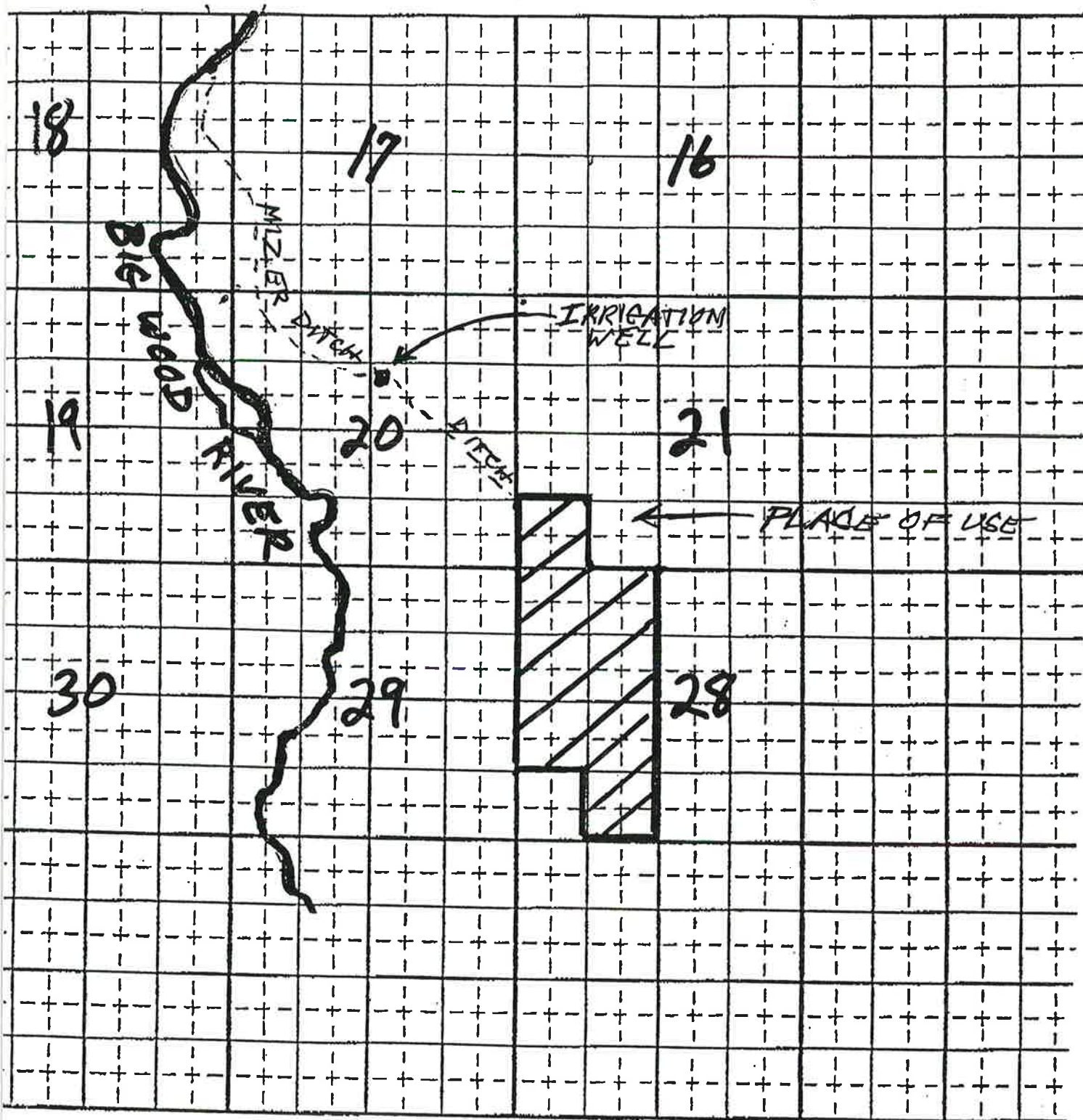
Last Name Buckhorn Investment Co. Ident No. _____

Copies: White State Yellow Claimant

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

Scale: 2 inches equals 1 mile

TOWNSHIP 3 N
RANGE 18 E



East Name

BUCKHORN
INVESTMENT CO.

Ident No.

Copies: White State, Yellow, Claimant

MICROFILMED

FEB 26 1993

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

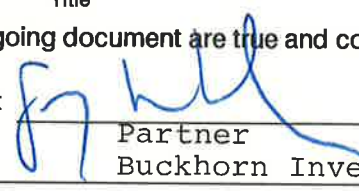
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

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

For Organizations: I do solemnly swear or affirm that I am _____ a Partner _____ Title
of _____ BUCKHORN INVESTMENT CO. _____, that I have signed the foregoing
Organization
document in the space below as _____ Partner _____ of _____ BUCKHORN INVESTMENT CO. _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent  _____
Title and Organization Partner
Buckhorn Investment Co. Date 10/24/88

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

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

SEAL

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Buckhorn Investment Co. Ident. Number _____

MICROFILMED

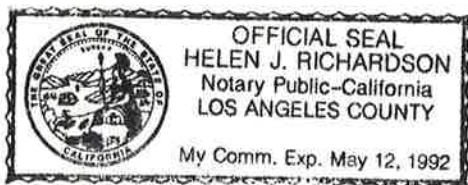
FEB 26 1993

Copies White-State, Yellow-Claimant

STATE OF CALIFORNIA)
COUNTY OF LOS ANGELES) ss.

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

WITNESS my hand and official seal.



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

MICROFILMED

FEB 5 8 1993

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

WATER RIGHT NUMBER: 37-2623 V1

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

Priority Date: 10/12/1959

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	04/15 to 10/31	0.240 CFS	
IRRIGATION	04/15 to 10/31	2.810 CFS	431.40 AF
	<u>Total Diversion:</u>	3.050 CFS	431.40 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

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

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

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

Total Acres: 143.8

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 37.
3. The rights listed below shall provide no more than 3.0 acre feet per acre for the lands above. Combined Right Nos.: 37-494, 37-495, 37-577BV, 37-833K, and 37-2623.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. E56 The rights listed below are limited to the irrigation of a combined total of 143.8 acres in a single irrigation season. Combined Right Nos.: 37-494, 37-495, 37-577BU, 37-577BV, and 37-2623
6. R08 Return flow discharged to a surface water system shall meet Idaho Water Quality Standards.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-2623 V1

Comments:

1. GIVENS 3/2/1994 COPIED FROM REMARKS

Comment: CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE (37-02623) UPON WHICH IT IS BASED. CLAIM WILL BE RENUMBERED FROM A37-12271 TO ABOVE LISTED.

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Comment: ROUTINE RESEARCH REVEALED THAT THE PRIORITY DATE WAS CLAIMED INCORRECTLY AS 9/3/1959, I HAVE UPDATED THE PRIORITY INFORMATION. THE BASIS OF RIGHT WAS CLAIMED AS DECREED, BUT THE RIGHT IS DESCRIBED UNDER A LICENSE. THE BASIS OF CLAIM WAS UPDATED TO REFLECT THE LICENSE.

3. awarntje 12/2/2006 Contact

Comment: CONFORMED ATTORNEY ADDRESS DMS OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

4. awarntje 12/2/2006 Renumber

Comment: 1/22/97, DJ: CLAIM RENUMBERED FROM A37-12271 DURING OWNER CHANGE FROM BUCKHORN TO VALLEY RANCH.

5. csaxton 1/18/2007 TR 3743

Comment: Recommended per TR 3743 with some minor changes in acreage distribution.

6. csaxton 1/19/2007 SOU

Comment: Season of use not specifically changed in TR 3743 so recommended as IDWR standard for the area.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 37-2623 V1

Water Supply Bank:



Idaho Department of Water Resources

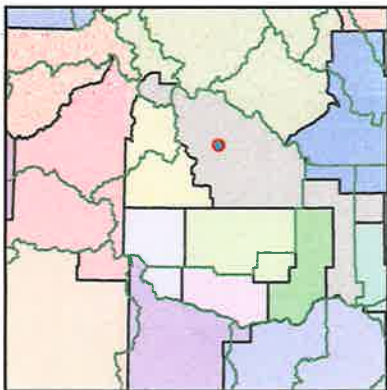
SRBA Recommendation:

37-2623

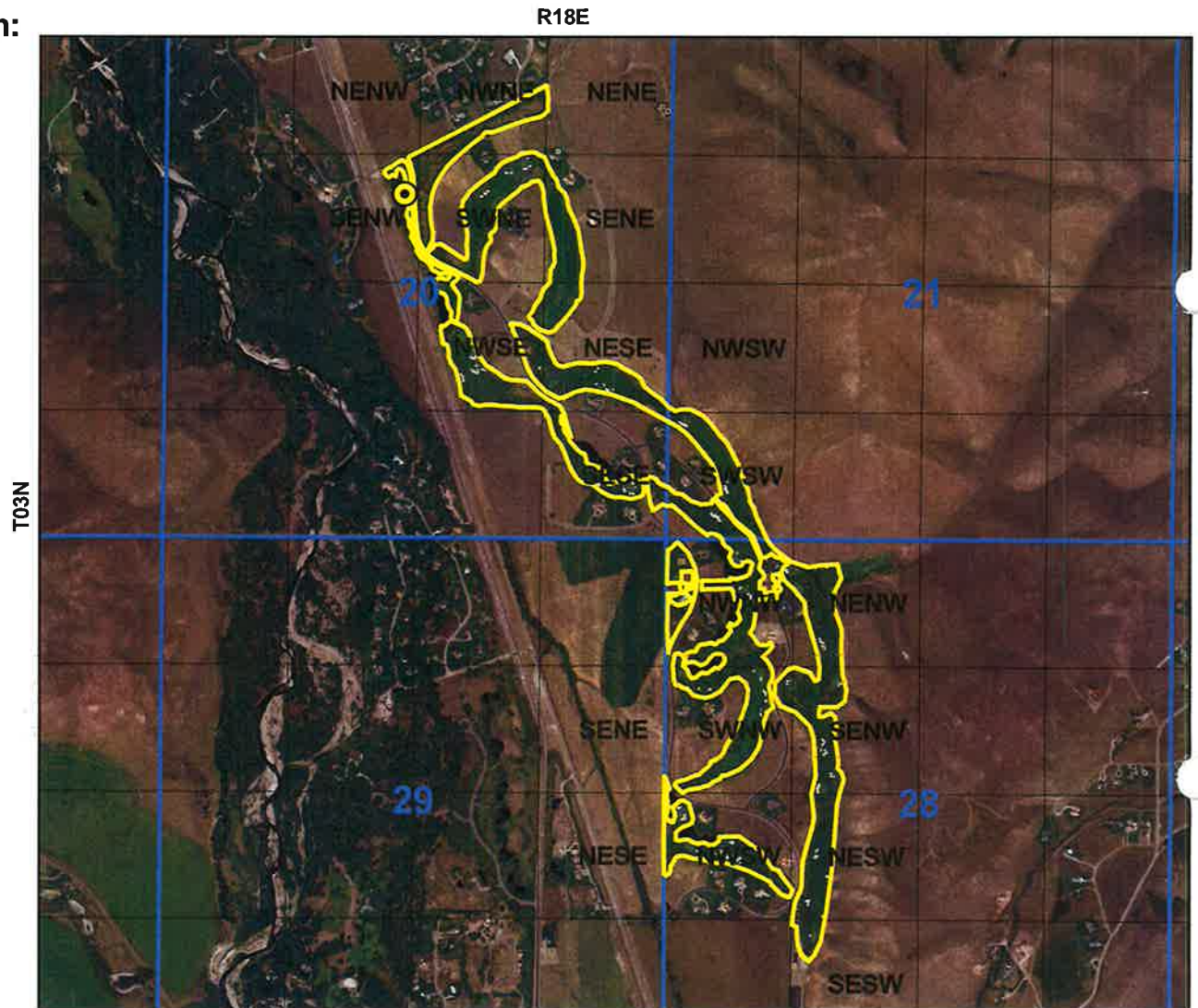
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.8 1.6 Miles

Prepared by A. Merritt
On Tuesday, July 10, 2007
2004 Aerial Photography

Saxton, Craig

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

Hello Mr. Brockway,

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

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

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

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

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

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

Respectfully submitted,

Craig L. Saxton
Water Right Supervisor
Adjudication Bureau

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

01/19/2007

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

RIGHT NUMBER: 37-2623

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.050 CFS
431.400 AFY

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

PRIORITY DATE: 10/12/1959

POINT OF DIVERSION:

T03N R18E S20 NESENW Within BLAINE County

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
RECREATION	04/15 10/31	0.240 CFS
IRRIGATION	04/15 10/31	2.810 CFS 431.40 AFY

PLACE OF USE: IRRIGATION in BLAINE County

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

RECREATION in BLAINE County

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

143.8 ACRES TOTAL

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

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

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

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

01/19/2007

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

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



Idaho Department of Water Resources

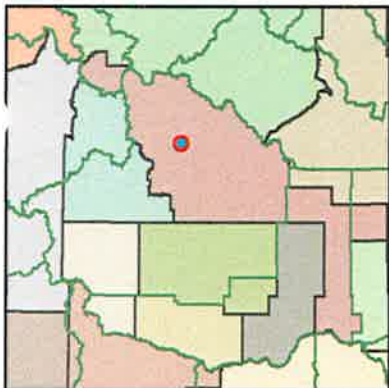
SRBA Recommendation:

37-2623

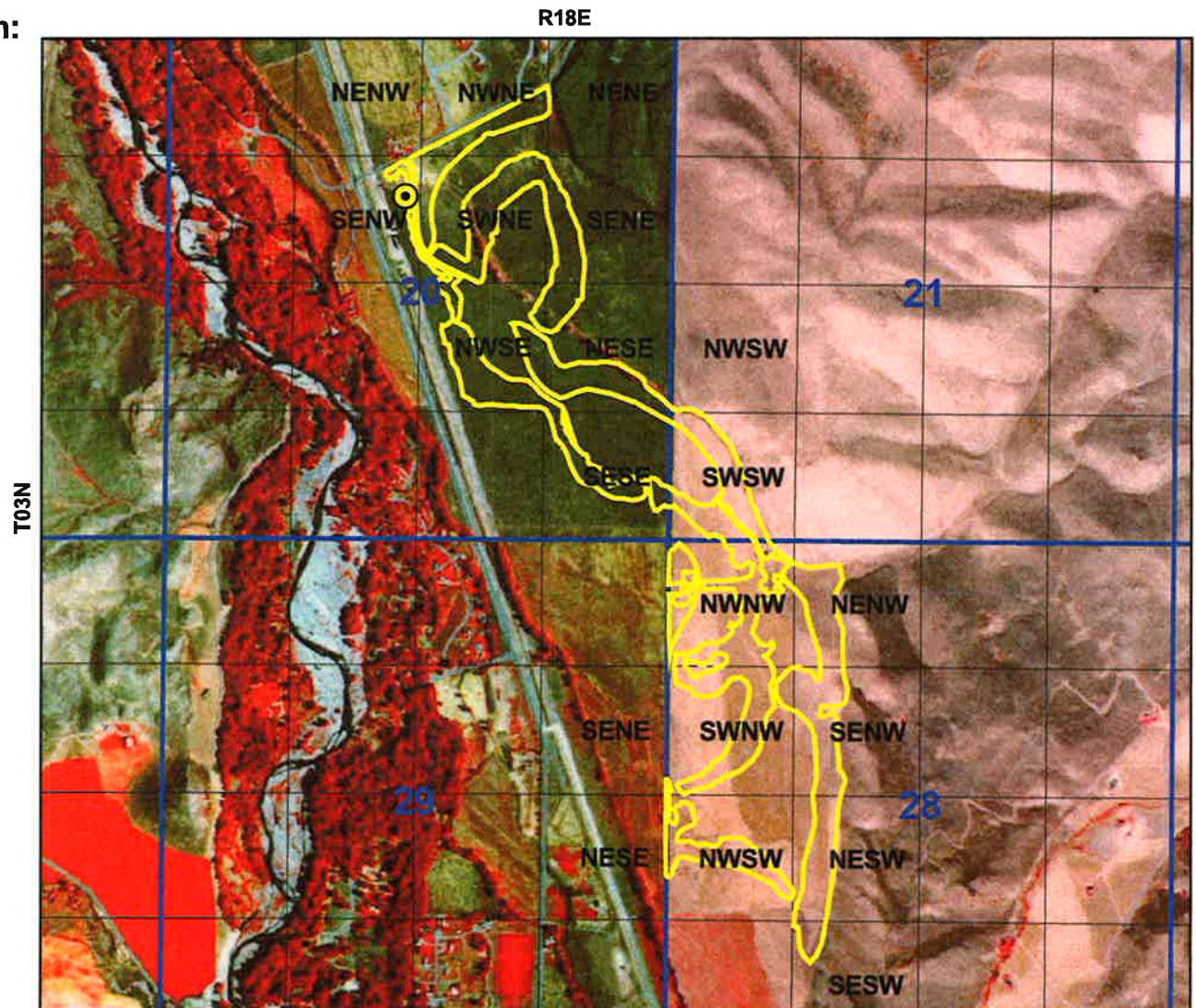
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.8 1.6 Miles

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

WATER RIGHT NUMBER: 37-2623 V1

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

Priority Date: 10/12/1959

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	04/15 to 11/15	0.240 CFS	
IRRIGATION	04/15 to 11/15	2.810 CFS	
<u>Total Diversion:</u>		3.050 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4NW1/4	Sec. 20, Twp 03N, Rge 18E, B.M.
BLAINE County		

Place of Use

RECREATION

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

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	18E	20		6.2	16.0	6.6				2.6					12.0	14.0		6.6	64.0
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Total Acres: 143.8

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Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

Comments:

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3. awarntje 12/2/2006 Contact

Comment: CONFORMED ATTORNEY ADDRESS DMS OWNERSHIP CHANGE MADE 5/15/95 BY TLB.

4. awarntje 12/2/2006 Renumbr

Comment: 1/22/97, DJ: CLAIM RENUMBERED FROM A37-12271 DURING OWNER CHANGE FROM BUCKHORN TO VALLEY RANCH.

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Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag: NONE RECEIVED

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/2/2006 3:29:05 PM	awarntje			Active
Priority Date	12/2/2006 3:31:18 PM	awarntje			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

POD	12/2/2006 3:43:10 PM	awarntje	Active
Source	12/2/2006 3:43:23 PM	awarntje	Active
POU	12/2/2006 4:03:35 PM	awarntje	Active
Use	12/2/2006 4:03:53 PM	awarntje	Active
Season	12/2/2006 4:05:16 PM	awarntje	Active
Quantity	12/2/2006 4:05:38 PM	awarntje	Active
Summary		12/02/2006 awarntje	Active
Summary		01/19/2007 csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/18/2007 4:17:48 PM	csaxton	Updated PLS for Active POU
Summary	1/19/2007 10:30:59 AM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	12/2/2006 3:29:05 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
POD	12/2/2006 3:42:59 PM	awarntje	Updated shape
POU	12/2/2006 4:02:31 PM	awarntje	Updated PLS for Active POU
POU	12/2/2006 4:03:15 PM	awarntje	Updated PLS for Active POU
POD	12/2/2006 3:43:10 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

Source	12/2/2006 3:43:23 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Summary	12/2/2006 4:09:28 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/18/2007 4:17:18 PM	csaxton	Updated shape for Active POU
General	12/2/2006 3:31:18 PM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	12/2/2006 4:03:36 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	12/2/2006 4:03:53 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	12/2/2006 3:51:04 PM	awarntje	Updated shape for Active POU
POU	12/2/2006 4:02:01 PM	awarntje	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-2623 V1

Season	12/2/2006 4:05:16 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (No) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	12/2/2006 4:05:39 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

Water Supply Bank:

RECEIVED

FEB 03 1994

Water Right No. 37-026²83

Department of Water Resources

Southern Region Office

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

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

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

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

1. Name of water right holder: The Valley Ranch Partner fka Wood River Country Club Partners.
2. Post office address: c/o James P. Speck, Hogue, Speck & Aanestad, P.O. Box 987, Ketchum, Idaho, 83340.
3. The right was obtained or is evidenced by:
 - a. License No. 37-026²83 issued by the Department of Water Resources.
 - b. Transfer No. 3743 issued by the Department of Water Resources.
4. Source of water: groundwater.
5. Date of priority: October 12, 1959.
6. Amount of water: 3.05 cfs.
7. Water is used for: 2.81 cfs for irrigation from April 1 to November 1
0.24 cfs for recreation from April 1 to November 1.

8. Location of point of diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SE	NW	20	3N	18E	Blaine	n/a

9. Lands irrigated or place of use:

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	18E	20			R										R	R		R	
					11.5	7.0									15.0	15.0		11.0	59.5
3N	18E	21											R						
													13.5						13.5
3N	18E	28						R	R			R							
							14.5	15.0	10.8	10.0	7.5	11.0		2.0					70.8

Total acres 143.8

9. Give the last date when water was applied to beneficial use: 1989

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

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

I hereby assert that noone will be injured by such extension. The information contained in this application is true to the best of my knowledge.

THE VALLEY RANCH PARTNERS

By: Dan D.C. Hartzel
Dan D.C. Hartzel, a general partner

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

Bucky A. Becker
Notary public for Idaho
Residing at Blaine County
Commission expires 2/5/99

O ACTION OF THE DIRECTOR DEPARTMENT OF WATER RESOURCES

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

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

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

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

J. Glen Saxton
Chief, Water Allocation Bureau

For Department Use Only

Received by ms Date 2/3/94 Time 1100am Preliminary check by MTS
Fee \$ 50.00 Receipted by DW 29464 Date 4/20/94 Publication prepared by ms
Published in Wood River Journal Dates 3/2 + 3/9/94
Publication approved by _____ Date _____ Protests filed by _____

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

12/18/2006

NOTICE OF ERROR
REPLY

RECEIVED

JAN 03 2007

DEPARTMENT OF
WATER RESOURCES

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

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

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

Water right number: 37-2623

THE VALLEY CLUB INC

PO BOX 252

SUN VALLEY ID 83353

Telephone Number: (208)788-0997

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

Place of use

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

*Acreage recommended is 120.7 acres
Change to 143.8 - See Brockway Engineering
shp file and spreadsheet*

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

IDWR shp file is incorrect

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

DATE:

12/29/06

SIGNATURE:

Charles E. Brockway

Please print your name:

Charles E. Brockway

IDWR Regional Office, 323 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

JAN 04 2007

12/02/2006

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

RIGHT NUMBER: 37-2623

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 3.050 CFS

PRIORITY DATE: 10/12/1959

POINT OF DIVERSION:

T03N R18E S20 NESENW 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	2.810 CFS
RECREATION	04/14 10/31	0.240 CFS

PLACE OF USE: IRRIGATION in BLAINE County

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

RECREATION in BLAINE County

T03N R18E S20	SWNE		T03N R18E S20	NESE	
T03N R18E S20	NWSE		T03N R18E S21	SWSW	
T03N R18E S28	NWNW		T03N R18E S28	SWNW	
T03N R18E S28	SENW	10.00	T03N R18E S28	NWSW	

120.7 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

SRBA Recommendation:

37-494, 37-495 and 37-2623

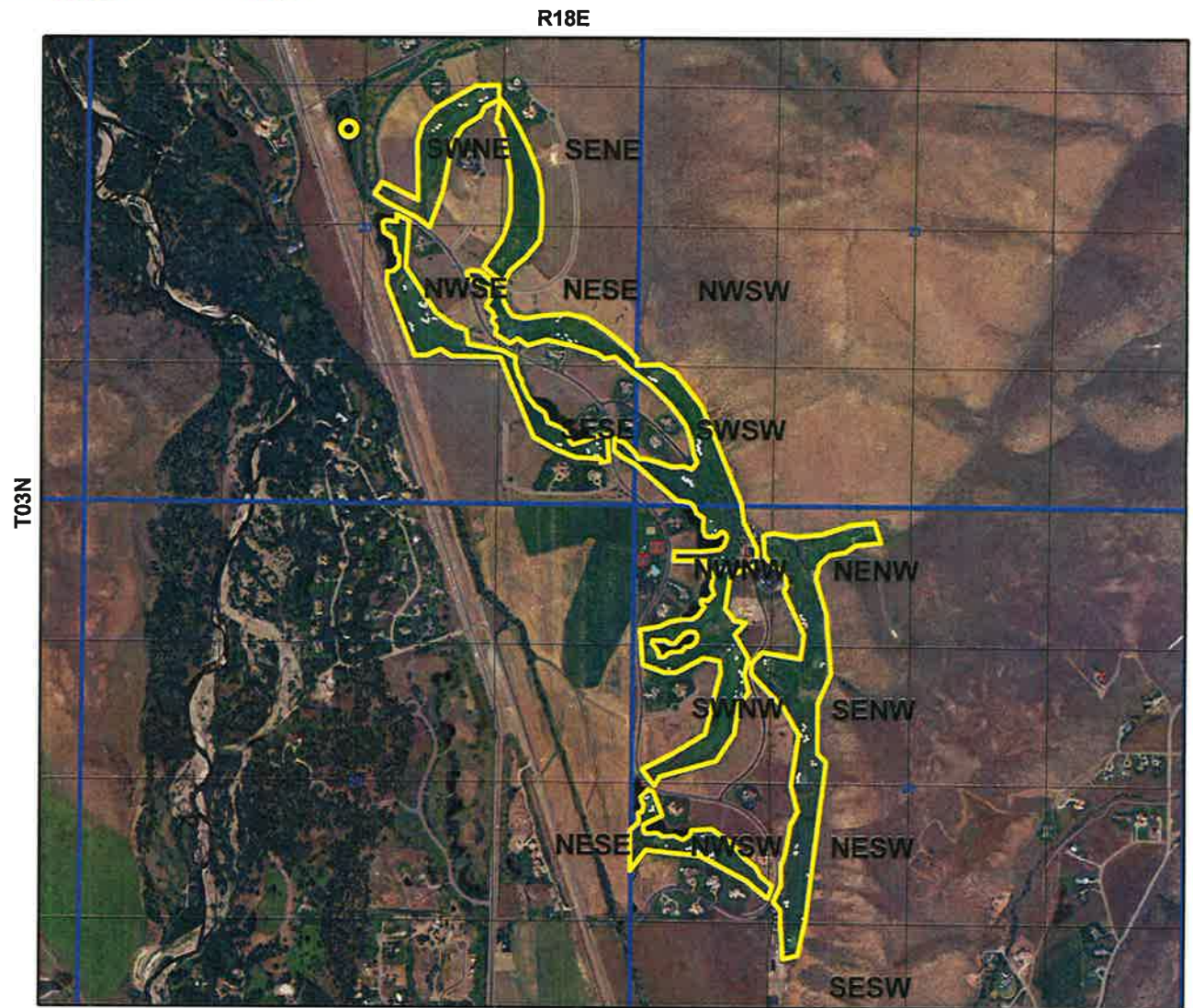
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



0 0.7 1.4 Miles



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

8706 +
X.D.

State of Idaho License and Certificate of Water Right

Water License No. G-28211

Amount 3.05 c.f.s.

Water District No. _____

Priority October 12, 1959

THIS IS TO CERTIFY that **MRS. STELLA MIZER** of **Hailey, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **October 12**, 19 **59**; that Permit No. G-28211 was issued under said application; that Certificate of Completion of works, with a carrying capacity of **3.05** second feet, was issued thereunder on **March 16**, 1967, showing that said works were completed on the **22nd** day of **September**, 1964; and that on the **22nd** day of **September**, 1964, **MRS. STELLA MIZER**

of **Hailey**, State of **Idaho**, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean flow, for the purpose of supplemental

irrigation, under Use Permit No. G-28211 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

14 of Licenses at page **8706**, on the **16th** day of **March**, 19 **67**;

The right hereby confirmed dates from **October 12**, 19 **59**;

The Point of Diversion is located

in the S $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 20, Tp. 3 N., R. 18 E., B. M., Blaine County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed **3.05** cubic feet per second.

Description and location of use:

Twsp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	18 E.	21 28	SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	21
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	2
			NW $\frac{1}{4}$ NW $\frac{1}{4}$	40	34
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	40	40
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	10
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	9
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	40	35
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	5
			Total number of acres to be irrigated:		156

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this **16th** day of **March**, 19 **67**.

s/ **R. Keith Higginson**
State Reclamation Engineer.

(SEAL)

37 2628

Water Right Number - R37-02623

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
SPECK

JAMES P

1 - HOGUE SPECK & AANESTAD

2 - PO BOX 987

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-4421

*** C - CURRENT OWNER ***
VALLEY RANCH INC

1 - PO BOX 1302

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-726-1875

*** O - ORIGINAL OWNER ***
BUCKHORN INVESTMENT CO

1 - 9061 SANTA MONICA BLVD

2 -

3 -

City- LOS ANGELES

State- CA Zip- 90069

Phone - 213-272-2143

VALLEY RANCH PARTNERS

1 - PO BOX 1302

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-726-1875

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - - +
09/03/1959 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - Point of Diversion - - - - - +

Twn Rng Sec Tract Lot RFlg County

03N 18E 20 NE SE NW (13) BLAINE

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

01 - IRRIGATION 04/01 11/01 2.810

46 - RECREATION 04/01 11/01 0.240

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.050 390.0

+ - - - - Place of Use - - - - - +

Twn Rng Sec Tract Lot Acres Code Description County

03N 18E 20 SW NE 11.5 01 IRRIGATION (13) BLAINE

03N 18E 20 SE NE 7.0 01 IRRIGATION (13) BLAINE

03N 18E 20 NE SE 15.0 01 IRRIGATION (13) BLAINE

03N 18E 20 NW SE 15.0 01 IRRIGATION (13) BLAINE

03N 18E 20 SE SE 11.0 01 IRRIGATION (13) BLAINE

EXPIRATION
NOV 27 1998

Water right number - R37-02623

Prefix Translation: RESEARCH

TwN	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
03N	18E	21	SW SW		13.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	NE NW		14.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	NW NW		15.0	01	IRRIGATION	(13) BLAINE
03N	18E	28	SW NW		10.8	01	IRRIGATION	(13) BLAINE
03N	18E	28	NE SW		7.5	01	IRRIGATION	(13) BLAINE
03N	18E	28	NW SW		11.0	01	IRRIGATION	(13) BLAINE
03N	18E	28	SE SW		2.0	01	IRRIGATION	(13) BLAINE
03N	18E	20	SW NE			46	RECREATION	(13) BLAINE
03N	18E	20	NE SE			46	RECREATION	(13) BLAINE
03N	18E	20	NW SE			46	RECREATION	(13) BLAINE
03N	18E	21	SW SW			46	RECREATION	(13) BLAINE
03N	18E	28	NW NW			46	RECREATION	(13) BLAINE
03N	18E	28	SW NW			46	RECREATION	(13) BLAINE
03N	18E	28	SE NW		10.0	46	RECREATION	(13) BLAINE
03N	18E	28	NW SW			46	RECREATION	(13) BLAINE

Total Acres: 143.8

+ - - Diversion Means - 180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

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

+ - - Other Rights for Same Use - A37-00495, A37-00494, A37-00833K, A37-00577BV

+ - - - - - Remarks - - - - - +
CONFORMED ATTORNEY ADDRESS DMS
OWNERSHIP CHANGE MADE 5/15/95 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: 03/02/1994 User Id: GIVENS Subject: COPIED FROM REMARKS
CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE
USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN
CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE
(37-02623) UPON WHICH IT IS BASED. CLAIM WILL BE RENUMBERED FROM A37-12271 TO ABOVE LISTED.

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

Water right number - R37-02623

Prefix Translation: RESEARCH

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

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 12/13/1988	Last Amended Date	- 03/02/1994	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

OFFICIAL
NOV 27 1995



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
Governor

KARL J. DREHER
Director

May 15, 1995

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

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

DEAR CLAIMANTS:

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

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

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

SINCERELY,

TARA L BACKLUND
SNAKE RIVER BASIN ADJUDICATION
RECORDS CLERK

/TLB
ENCLOSURES

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

RECORDED
MAY 27 1995

6/9/94

COMMUNICATION DOCUMENTATION

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

IDWR Employee/Agent Kelly K Christensen

DATE
January 29, 1997 10:21am

CUSTOMER
CRYSTAL ROSHOLT'S OFFICE

SUBJECT: POTENTIAL AMENDMENT FOR A37-02623
phone call (X) walk-in (.)

She requested an amended copy of the claim with the potential changes for the priority date of 10-12-59 and basis of claim as L. I changed the record in AJ2 and generated an amended claim form with an organization signature block and then changed the record back to 09-3-1959 and D.

STATE

(Menu _____)

AUG 24 1994

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

DATE: 03/02/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VALLEY RANCH PARTNERS PO BOX 1302 SUN VALLEY ID 83353 (208) 726-1875	09/03/1959	IRRIGATION RECREATION	04-01 11-01 04-01 11-01	2.81 CFS 0.24 CFS	
TOTAL DIVERSION: CONSUMPTIVE USE:					3.05 CFS	390.00 AFA 450.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T03N R18E S20 NESENW

BLAINE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	---
03N	18E	20	:				07	:					:					:				11	:	18.0
03N	18E	28	:					:	14			10	:	07			02	:					:	34.0
TOTAL ACRES																							143.8	

Place of use Legal Description for: RECREATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
---	---	---	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	:	
03N	18E	20	:				11	:					:					:	15		15		:	41.5
03N	18E	21	:					:					:			13		:					:	13.5
03N	18E	28	:					:	15		10		:	11				:					:	36.8

POU County: BLAINE

Other Rights: A37-00495, A37-00494, A37-00833K, A37-00577BV

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

MICROFILMED
AUG 24 1994

Water Right Number - R37-12271

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***

SPECK ESQ

JAMES

1 - HOGUE SPECK & AANESTAD

2 - PO BOX 987

3 -

City- KETCHUM

State- ID Zip- 83340

Phone - 208-726-4421

*** C - CURRENT OWNER ***

VALLEY RANCH PARTNERS

1 - PO BOX 1302

2 -

3 -

City- SUN VALLEY

State- ID Zip- 83353

Phone - 208-726-1875

*** O - ORIGINAL OWNER ***

BUCKHORN INVESTMENT CO.

1 - 9061 SANTA MONICA BLVD.

2 -

3 -

City- LOS ANGELES

State- CA Zip- 90069

Phone - 213-272-2143

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/03/1959 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County
03N 18E 20 NE SE NW (13) BLAINE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 2.810
46 - RECREATION 04/01 11/01 0.240+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.050 390.00 450.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 18E 20 SE NE 7.0 01 IRRIGATION (13) BLAINE
03N 18E 20 SE SE 11.0 01 IRRIGATION (13) BLAINE
03N 18E 28 NE NW 14.5 01 IRRIGATION (13) BLAINE
03N 18E 28 SE NW 10.0 01 IRRIGATION (13) BLAINE
03N 18E 28 NE SW 7.5 01 IRRIGATION (13) BLAINE
03N 18E 28 SE SW 2.0 01 IRRIGATION (13) BLAINE
03N 18E 20 SW NE 11.5 46 RECREATION (13) BLAINE
03N 18E 20 NE SE 15.0 46 RECREATION (13) BLAINEMICROFILMED
AUG 24 1994

Prefix Translation: RESEARCH

Place of Use									
Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County	
03N	18E	20	NW SE		15.0	46	RECREATION	(13)	BLAINE
03N	18E	21	SW SW		13.5	46	RECREATION	(13)	BLAINE
03N	18E	28	NW NW		15.0	46	RECREATION	(13)	BLAINE
03N	18E	28	SW NW		10.8	46	RECREATION	(13)	BLAINE
03N	18E	28	NW SW		11.0	46	RECREATION	(13)	BLAINE

Total Acres: 143.8

+ - - Diversion Means - 180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - A37-00495, A37-00494, A37-00833K, A37-00577BV

```
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
|                                     Remarks                                     |
|               No Remarks found.               |
+-----+-----+-----+-----+-----+-----+-----+-----+-----+-----+
```

+-----+ 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: 03/02/1994 User Id: GIVENS Subject: COPIED FROM REMARKS CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE. CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED (37-02623) UPON WHICH IT IS BASED. CLAIM SHOULD BE RENUMBERED AS	ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE A37-02623.	

+ - - Audit Fields - - +
03/02/94 GIVENS

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 12/13/1988 | Last Amended Date | - 03/02/1994 | Temporary Right | - T |
| | | Receipt Number | - X777777 | Water District | - |
| | | POU Ownership Flag | - Y | Federal/State Indicator | - S |
| | | Name Connector | - | Presumption Flag | - |

MICROFILMED
AUG 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

3-MAR-1994

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

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

Dear Mr. Speck:

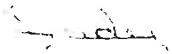
I apologize for the lengthy processing time on these changes. I found on the Form 42-1409(7) that you listed A37-00577BU as well as A37-00577BV, so I did change it also. The legal description was the same and it was in the name of Buckhorn Investment Co. If this was not intended, please let me know.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

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

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

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

Sincerely,


Judy Givens
Adjudication Secretary

/jg
Enclosures

MICROFILMED
AUG 24 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

9-MAR-1994

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

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

Dear Mr. Speck:

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

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

Example: on A37-00577BV

7. Total Quantity Claimed: 1.69 cfs

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

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

Sincerely,

Judy Givens
Adjudication Secretary

/jg
Enclosures

MICROFILMED

AUG 24 1994

Water Right Number - 37-02623

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 28211

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

*** C - CURRENT OWNER ***
MIZER

STELLA

1 - P.O. BOX 93

2 -

3 -

City- HAILEY

State- ID Zip- 83333

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
10/12/1959 17 L - LICENSE

+ - - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

03N 18E 20 SE NW (13) BLAINE

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

01 - IRRIGATION

3.050

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
3.050

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

| | | | | | | | | |
|-----|-----|----|-------|--|------|----|------------|--------------|
| 03N | 18E | 21 | SW SW | | 21.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NE NW | | 2.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NW NW | | 34.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | SW NW | | 40.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | SE NW | | 10.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NE SW | | 9.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NW SW | | 35.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | SE SW | | 5.0 | 01 | IRRIGATION | (13) BLAINE |

Total Acres: 156.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

- - - Remarks - - - +
No Remarks found.

FEB 26 1993

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Water right number - 37-02623

Adj. flag translation: Standard Water Right Number

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

+ - - - - Decree Plaintiff - - - +

+ - - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000

+ - - Microfilm Rolls -

+ - - Audit Fields - 05/06/85

05/28/88 CONVERT

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

Proof Due Date - 00/00/0000
Approved/Denied - 00/00/0000
Proof Made Date - 00/00/0000
Start Work Date - 00/00/0000
Order Show Cause - 00/00/0000
Licensed Date - 05/15/1979
Decree Date - 00/00/0000

Field Exam Made - 00/00/0000
Protested Date - 00/00/0000
Hearing Date - 00/00/0000
Verified Date - 05/06/1985
Receipt Number -
Appl Received - 00/00/0000

Field Exam Fee -
Swan Falls -
Temporary Right - P
DLE/Carey Act -
Water District -
Transfer/Amended -

MICROFILMED
FEB 26 1993

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

| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
|---------------|---|------------------|--------------------------|----------------------------|--------------------------------------|------------------------|
| C | VALLEY RANCH PARTNERS
PO BOX 1302
SUN VALLEY ID 83353
(208) 726-1875 | 09/03/1959 | IRRIGATION
RECREATION | 04-01 11-01
04-01 11-01 | 2.81 CFS
0.24 CFS | |
| | | | | | TOTAL DIVERSION:
CONSUMPTIVE USE: | 3.05 CFS
390.00 AFA |

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion: T03N R18E S20 NESENW

BLAINE County

Place of use Legal Description for: IRRIGATION

| | | | | NE | | | | NW | | | | SW | | | | SE | | | | | | | | |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|-------------|---|-------|
| T | R | S | : | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | SUM |
| | | | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | |
| 03N | 18E | 20 | : | | | | 11 | | | | | 07 | : | | | | | : | 15 | 15 | | 11 | : | 59.5 |
| 03N | 18E | 21 | : | | | | | : | | | | | : | | | | 13 | : | | | | | : | 13.5 |
| 03N | 18E | 28 | : | | | | | : | 14 | 15 | 10 | | : | 07 | 11 | | 02 | : | | | | | : | 60.8 |
| | | | | | | | | | | | | | | | | | | | | | | TOTAL ACRES | | 143.8 |

Place of use Legal Description for: RECREATION

| | | | | NE | | | | NW | | | | SW | | | | SE | | | | | | | | |
|-----|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|---|------|
| T | R | S | : | NENE | NWNE | SWNE | SENE | : | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | : | |
| | | | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | Lt | Ac | Lt | Ac | | |
| 03N | 18E | 20 | : | | | | R | : | | | | | : | | | | | : | R | R | | | : | |
| 03N | 18E | 21 | : | | | | | : | | | | | : | | | | R | : | | | | | : | |
| 03N | 18E | 28 | : | | | | | : | | R | R | 10 | : | | R | | | : | | | | | : | 10.0 |

POU County: BLAINE

Non-Irrigation Uses: RECREATION, GOLF COURSE HAZARDS

Other Rights: A37-00495, A37-00494, A37-00833K, A37-00577BV

| | | |
|--------|------------------------|---|
| Dates: | Exam Made Date: | Verified Date: |
| Misc: | Water District Number: | Field Inspection Flag:
Presumption Flag: |

MICROFILMED
AUG 24 1994

Water Right Number - R37-02623

Prefix Translation: RESEARCH

Old (D) Number -

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

*** A - ATTORNEY ***
SPECK ESQ

JAMES

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

State- ID Zip- 83340

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

State- ID Zip- 83353

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

State- CA Zip- 90069

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/03/1959 ERROR IN REGION D - DECREED+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

03N 18E 20 NE SE NW (13) BLAINE

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 2.810
46 - RECREATION 04/01 11/01 0.240+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
3.050 390.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

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

MICROFILMED
AUG 24 1994

Water right number - R37-02623

Prefix Translation: RESEARCH

| Tw | Rng | Sec | Tract | Lot | Acres | Code | Description | County |
|-----|-----|-----|-------|-----|-------|------|-------------|-------------|
| 03N | 18E | 28 | SW NW | | 10.8 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NE SW | | 7.5 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | NW SW | | 11.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 28 | SE SW | | 2.0 | 01 | IRRIGATION | (13) BLAINE |
| 03N | 18E | 20 | SW NE | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 20 | NE SE | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 20 | NW SE | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 21 | SW SW | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 28 | NW NW | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 28 | SW NW | | | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 28 | SE NW | | 10.0 | 46 | RECREATION | (13) BLAINE |
| 03N | 18E | 28 | NW SW | | | 46 | RECREATION | (13) BLAINE |

Total Acres: 143.8

+ - - Diversion Means - 180' WELL, PUMPS, PIPELINE, STREAMS, PONDS & SPRINKLER SYSTEM

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

+ - - Other Rights for Same Use - A37-00495, A37-00494, A37-00833K, A37-00577BV

+ - - - - - Remarks - - - - -
No Remarks found.+ - - - - - 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: 03/02/1994 User Id: GIVENS Subject: COPIED FROM REMARKS
CLAIMANT ACQUIRED LAND AND WATER RIGHTS IN 1990 AND HAS RECEIVED ALL NECESSARY GOVERNMENTAL APPROVALS TO DEVELOP AN 18 HOLE
CHAMPIONSHIP GOLF COURSE AS A PART OF A PLANNED UNIT DEVELOPMENT FOR 99 SINGLE FAMILY RESIDENTIAL LOTS. TRANSFER 3743 APPROVED
THE CHANGE OF THE CLAIMED WATER RIGHT AND THE BIG WOOD RIVER RIGHTS DESCRIBED IN PARAGRAPH 13, ABOVE, FROM IRRIGATION TO THE
USES, POINT OF DIVERSION AND PLACES OF USE DESCRIBED ABOVE. SURFACE AREA OF PONDS IS 12.2 ACRES AND IS INCLUDED IN
CONSUMPTIVE USE CALCULATION. ORIGINAL CLAIM INCORRECTLY STATED PRIORITY DATE AND AMOUNT AND DID NOT IDENTIFY THE LICENSE
(37-02623) UPON WHICH IT IS BASED. CLAIM WILL BE RENUMBERED FROM A37-12271 TO ABOVE LISTED.+ - - Audit Fields - - +
03/08/94 GIVENSMICROFILMED
AUG 24 1994

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

Water right number - R37-02623

Prefix Translation: RESEARCH

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

| | | | | | |
|----------------------|--------------|-----------------------|--------------|-------------------------|---------|
| Court Report Filing | - 00/00/0000 | Field Inspection Made | - 00/00/0000 | Civil Case Number | - 39576 |
| Objection Filed Date | - 00/00/0000 | Field Inspection Flag | - | Old Case Number | - |
| Response Filed Date | - 00/00/0000 | Verified Date | - 00/00/0000 | Old Judicial District | - |
| Claim Received Date | - 12/13/1988 | Last Amended Date | - 03/02/1994 | 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
AUG 24 1994