

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 37-20328
Date Received: 8/16/2000
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST Phone: (650) 323-7484
557 WEST CRESCENT DR
PALO ALTO CA 94301

2. Date of Priority: 11/22/1886

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

4. Point of Diversion:

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

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.198	

7. Total Quantity Appropriated is:
0.198 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
02N	18E	4	NE	NW	IRRIGATION	3
Section Acres						3

Total Acres 3

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:

PLACE OF USE IS LOT 4, BLK 2, BUCKHORN SUBD. NO. 3.

15. Basis of Claim: Decreed

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

RECEIVED
AUG 15 2005
 Department of Water Resources
 Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	3720328				
	3720358				

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) PETER BRINKMAN & JAY HORTON as personal representatives for the Estate of PAUL BRINKMAN, deceased.
4. New Owner/Claimant(s) ALAN D. BILLER & NANCY T. NELSON
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 557 WEST CRESCENT DR.
- City, State and ZIP Code PALO ALTO CA 94301
- New Telephone Number 650-323-7484
5. Date you acquired the property 12/18/2004

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

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

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

7. Signature of New Owner(s) or Claimant(s) Alan D. Biller, Nancy J. Mutton, Trustees
(include title if applicable) of the Alan D. Biller & Nancy J. Mutton Revocable
Trust, 3/11/2003.

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

For Office Use Only

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

Instrument # 513876

HAILEY, BLAINE, IDAHO

2004-12-13

03:58:00

No. of Pages: 3

Recorded for : AMERITITLE

MARSHA RIEMANN

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

This document may be executed simultaneously in one or more counterparts, each of which shall be deemed an original but all of which together shall constitute one and the same instrument.

Order No. 54976

WARRANTY DEED

FOR VALUE RECEIVED

as his sole and separate property

PETER BRINKMAN, a married man/and JAY CORDELL HORTON, AS PERSONAL REPRESENTATIVE FOR THE ESTATE OF PAUL BRINKMAN, deceased

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

ALAN D. BILLER and NANCY T. MELTON, AS TRUSTEES OF THE ALAN D. BILLER AND NANCY T. MELTON REVOCABLE TRUST, AS AMENDED MARCH 11, 2003

GRANTEE(s) whose address is: **557 W. Crescent Drive, Palo Alto, CA 94301**

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

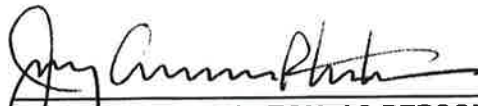
Lot 4 in Block 2 of BUCKHORN SUBDIVISION NO. 3, according to the official plat thereof, recorded as Instrument No. 310274, records of Blaine County, Idaho.

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

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

Dated: November 29, 2004

**PETER BRINKMAN, BY ANNIE BRINKMAN,
HIS ATTORNEY IN FACT**


**JAY CORDELL HORTON, AS PERSONAL
REPRESENTATIVE TO THE ESTATE OF PAUL
BRINKMAN, DECEASED**

State of California

}

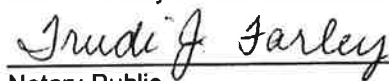
}ss.

County of Orange

}

On this 30 day of November, in the year 2004, before me, the undersigned, personally appeared **JAY CORDELL HORTON, IN HIS CAPACITY AS PERSONAL REPRESENTATIVE TO THE ESTATE OF PAUL BRINKMAN, DECEASED** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.



Notary Public

Commission Expires:



This document may be executed
Order No. 54976 simultaneously in one or more coun-
terparts, each of which shall be
deemed an original but all of which
together shall constitute one and the
same instrument.

WARRANTY DEED

FOR VALUE RECEIVED

as his sole and separate property
**PETER BRINKMAN, a married man and JAY CORDELL HORTON, AS PERSONAL REPRESENTATIVE FOR
THE ESTATE OF PAUL BRINKMAN, deceased**

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

**ALAN D. BILLER and NANCY T. MELTON, AS TRUSTEES OF THE ALAN D. BILLER AND NANCY T. MELTON
REVOCABLE TRUST, AS AMENDED MARCH 11, 2003**

GRANTEE(s) whose address is: **557 W. Crescent Drive, Palo Alto, CA 94301**

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

**Lot 4 in Block 2 of BUCKHORN SUBDIVISION NO. 3, according to the official plat thereof, recorded as
Instrument No. 310274, records of Blaine County, Idaho.**

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

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

Dated: December 7, 2004

Peter Brinkman, By Annie Brinkman,
PETER BRINKMAN, BY ANNIE BRINKMAN,
HIS ATTORNEY IN FACT *His attorney in fact*

**JAY CORDELL HORTON, AS PERSONAL
REPRESENTATIVE TO THE ESTATE OF PAUL
BRINKMAN, DECEASED**

State of California

}
}ss.
}

County of

On this 7th day of December, in the year 2004, before me, the undersigned, personally appeared
**JAY CORDELL HORTON, IN HIS CAPACITY AS PERSONAL REPRESENTATIVE TO THE ESTATE OF PAUL
BRINKMAN, DECEASED** known or identified to me to be the person whose name is subscribed to the within
instrument, and acknowledged to me that he executed the same.

WITNESS my hand and official seal.

*SEE
ATTACHED*

Notary Public
Commission Expires:

State of California

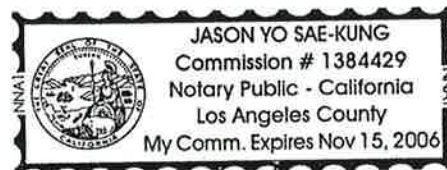
}ss.

County of LOS ANGELES

On this 7th day of December, in the year 2004, before me, the undersigned, personally appeared **ANNIE BRINKMAN** known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of **PETER BRINKMAN**, and acknowledged to me that she subscribed the name of **PETER BRINKMAN** thereto as principal, and her own name as attorney in fact.

WITNESS my hand and official seal.

Notary Public
Commission Expires:



State of California

}ss.

County of

On this 7th day of December, in the year 2004, before me, the undersigned, personally appeared **JAY CORDELL HORTON, IN HIS CAPACITY AS PERSONAL REPRESENTATIVE TO THE ESTATE OF PAUL BRINKMAN, DECEASED** known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

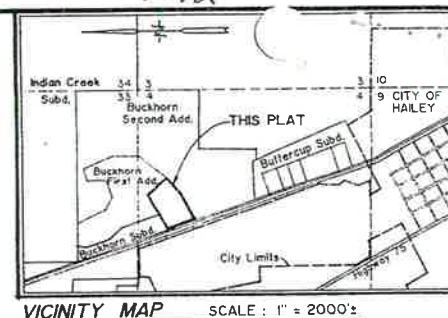
WITNESS my hand and official seal.

Notary Public
Commission Expires:

A PLAT 5 NG
BUCKHORN SUBDIVISION NO. 3
 A REPLAT OF LOT I, BLOCK I, BUCKHORN SUBDIVISION, SECOND ADDITION
 LOCATED IN
 SECTION 4, T.2 N., R.18 E., B.M., BLAINE COUNTY, IDAHO
 AUGUST 1989

SCALE: 1" = 100'

SCALE IN FEET

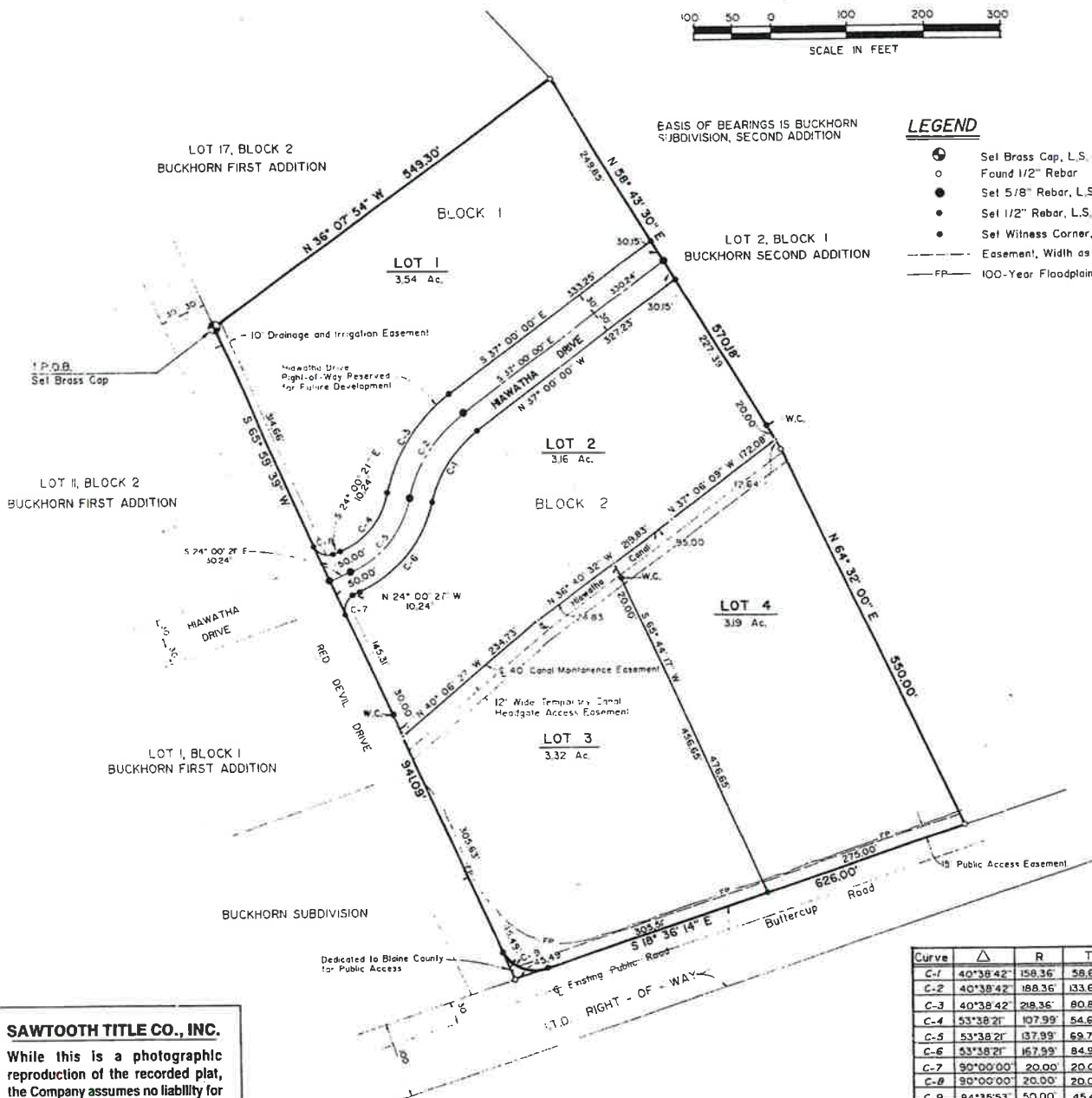


VICINITY MAP SCALE: 1" = 2000'

EASIS OF BEARINGS IS BUCKHORN
 SUBDIVISION, SECOND ADDITION

LEGEND

- Set Brass Cap, L.S. 3621
- Found 1/2" Rebar
- Set 5/8" Rebar, L.S. 3621
- Set 1/2" Rebar, L.S. 3621
- Set Witness Corner, 1/2" Rebar, L.S. 3621
- Easement, Width as Shown
- 100-Year Floodplain per FEMA Flood Insurance Study Dated 1980



NOTES

1. A 10 foot Public Utility easement exists centered on all interior lot lines and is included within the westerly portion of the 40 foot canal easement. A 5 foot Public Utility easement exists adjacent to exterior lot lines.
2. Hiawatha Drive is a private drive with public access and shall meet the requirements of Section 917.3 of the Blaine County Subdivision Ordinance 77-5. The purchaser and/or owner of this lot or parcel understands and agrees that Hiawatha Drive construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or homeowners association and that Blaine County is in no way obligated to accept, maintain or improve Hiawatha Drive until it is brought up to County standards, dedicated and accepted by the county, and that the owner shall notify in writing any successor in interest of these facts.
3. Fences constructed across the Hiawatha Canal Maintenance easement shall have a gate adjacent to and on the southwest side of said canal.
4. There shall be no blockage of natural drainage, including along side any road.
5. Owners are responsible for weed control and shall follow any county regulations pertaining to weed control.
6. Notes, restrictions and conditions which affect this parcel (referred to as Lot 1, Block 1, Buckhorn No. 2) are recorded with the Blaine County Records Office as Instrument No. 270491, dated Feb. 1986.
7. Temporary Headgate Access Easement to be abandoned upon dedication of future access acceptable to Hiawatha Canal water users.

Curve	Δ	R	T	L	Ch.	Ch. Bearing
C-1	40°38'42"	158.36	58.65	82.34	10.00'	N 57°19'20" W
C-2	40°38'42"	188.36	133.62	133.62	130.84'	"
C-3	40°38'42"	218.36	80.87	154.91	151.69'	S 57°19'21" E
C-4	53°38'21"	107.99	54.60	100.00	97.44'	S 50°49'33" E
C-5	53°38'21"	137.99	69.76	129.18	124.52'	"
C-6	53°38'21"	167.99	84.93	157.27	151.59'	N 50°49'32" W
C-7	90°00'00"	20.00	20.00	31.42	28.29'	S 69°00'21" E
C-8	90°00'00"	20.00	20.00	31.42	28.28'	S 20°59'39" W
C-9	84°35'53"	50.00	45.49	73.83	67.30'	S 23°41'42" W

SAWTOOTH TITLE CO., INC.

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

Richard D. Fosbury, L.S. 3621

BUCKHORN SUBDIVISION NO. 3

GALENA ENGINEERING, INC.
 KETCHUM, IDAHO
 SHEET 1 OF 2

Job No. 2415



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 16, 2005

ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST
557 WEST CRESCENT DR
PALO ALTO CA 94301

Re: SRBA Claim #37-20328, #37-20358

Dear Claimant,

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the records of current ownership to you. Please find the enclosed copies of the computer records of the claims 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 dark ink, appearing to read 'Carrie Hahn', is written over a light blue circular stamp. The signature is fluid and cursive.

Carrie Hahn
Office Specialist

Enc.

RECEIVED

SEP 14 2000

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

Department of Water Resources

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

RECEIVED
AUG 10 2000
Department of Water Resources
Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A37-00297L	X			
	A 37-00028G	X			

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Charles B. and Torene E. Bonner
1130 E. Fairmont, Fresno, CA 93704
4. New Owner/Claimant(s) Peter Brinkman and Paul Brinkman
Name Connector (Check one): [] and, [] or [X] and/or
- New Mailing Address PO Box 6267
- City, State and Zip Code Stateline, NV 89449
- New Telephone Number (530) 544-3661
5. Date you acquired the property February 27, 1996

No fees due at this time, Return check #30116 for \$100.00.
8/10/00 SCC

SVTC Order No. 22-13177

WARRANTY DEED

FOR VALUE RECEIVED

Charles B. Bonner and Terene E. Bonner, husband and wife
the grantors, do hereby grant, bargain, sell and convey unto
Peter Brinkman, a single man and Paul Brinkman, a single man
the grantees, whose current address is Box 6267
State Line, NV 89449

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

Lot 4, Block 2 of BUCKHORN SUBDIVISION NO. 3, BLAINE
COUNTY, IDAHO, according to the official plat thereof, on
file in the office of the County Recorder, recorded
September 20, 1989, as Instrument No. 310274, records of
Blaine County, Idaho.

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

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the
said Grantee, his heirs and assigns forever. And the said Grantors do hereby
covenant to and with the said Grantee, that they are the owners in fee simple of
said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 17, 1996

Charles B. Bonner

Terene E. Bonner

STATE OF CALIFORNIA

COUNTY OF Fresno

On this 29 day of February
1996, before me a Notary Public in
and for said State, personally
appeared Charles B. Bonner and
Terene E. Bonner
known or identified to me to be the
persons whose names are subscribed to
the within instrument, and
acknowledged to me that they executed
the same.

Lorene Marchetti
Notary Public

residing at: 1314 E. Yostikian
Comm. expires: 8-22-97

Seal/Stamp



388106

Deed

TO A. CO. REQUEST

SUN VALLEY TITLE

'96 MAR 18 PM 2 39 (2:39)

Mary Green CLERK MPP

FEES \$ 3.00

A PLAT SHOWING **BUCKHORN SUBDIVISION NO. 3**

A REPLAT OF LOT 1, BLOCK 1, BUCKHORN SUBDIVISION, SECOND ADDITION

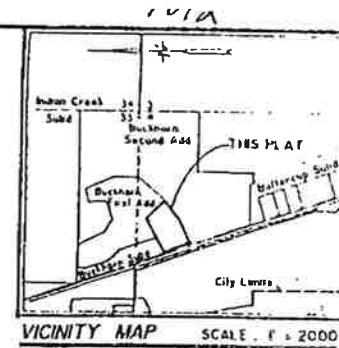
LOCATED IN

SECTION 4, T.2 N., R.18 E., B.M., BLAINE COUNTY, IDAHO

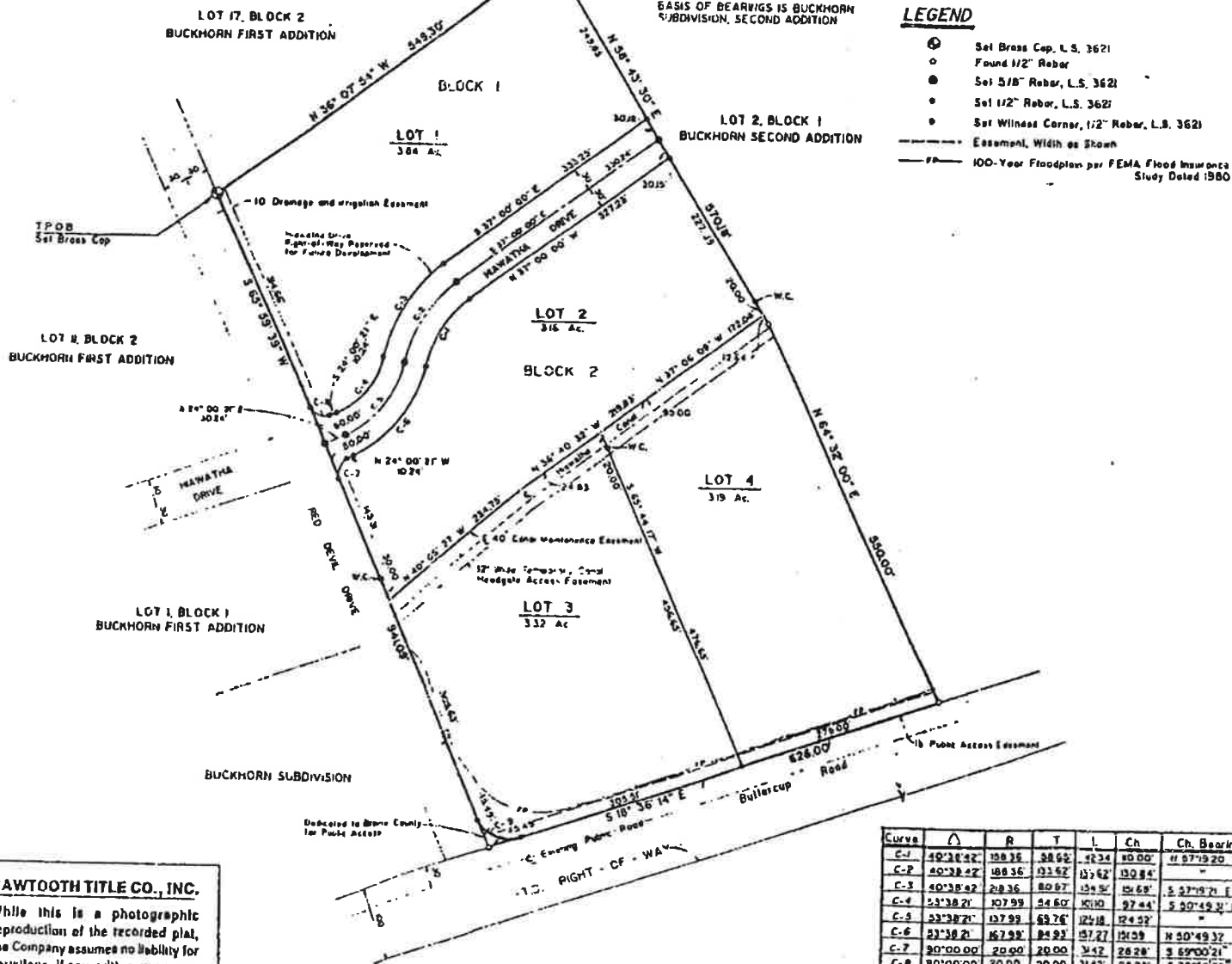
AUGUST 1989

SCALE: 1" = 100'

SCALE IN FEET



VICINITY MAP SCALE: 1" = 2000'



LEGEND

- Set Brass Cap, L.S. 3621
- Found 1/2" Rebar
- Set 5/8" Rebar, L.S. 3621
- Set 1/2" Rebar, L.S. 3621
- Set Witness Corner, 1/2" Rebar, L.S. 3621
- Easement, Width as Shown
- 100-Year Floodplain per FEMA Flood Insurance Study Dated 1980

NOTES

1. A 10 foot Public Utility easement exists centered on all interests included within the westerly portion of the 40 foot canal of foot Public Utility easement exists adjacent to exterior lot line.
2. Howatha Drive is a private drive with public access and shall comply with the requirements of Section 5173 of the Blaine County Subdivision Act. The purchaser and/or owner of this lot or parcel understands that Howatha Drive construction, maintenance and snow removal obligation of the owner, his successors in interest, or homestead and that Blaine County is in no way obligated to accept, maintain, Howatha Drive until it is brought up to County standards, as required by the county, and that the owner shall notify in writing in interest of these facts.
3. Fences constructed across the Howatha Canal Maintenance shall have a gate adjacent to and on the southwest side of said lot.
4. There shall be no blockage of natural drainage, including along
5. Owners are responsible for weed control and shall remove any obstructions pertaining to weed control.
6. Notes, restrictions and conditions which affect this parcel (Lot 1, Block 1, Buckhorn No. 2) are recorded with the Blaine County Office as Instrument No. 270491, dated Feb 1986.
7. Temporary Headgate Access Easement to be abandoned upon future access acceptable to Howatha Canal water users.

SAWTOOTH TITLE CO., INC.

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

Curve	Δ	R	T	L	Ch	Ch. Bearing
C-1	40°38'42"	188.36	38.62	42.34	10.00'	N 87°19'20" W
C-2	40°38'42"	188.36	38.62	42.34	10.00'	"
C-3	40°38'42"	218.36	80.67	134.50'	10.69'	S 27°19'21" E
C-4	53°38'21"	107.99	54.60'	10.10	97.44'	S 20°49'32" E
C-5	53°38'21"	107.99	54.60'	10.10	12.42'	"
C-6	53°38'21"	167.98	84.93	157.27	15.59	N 50°49'32" W
C-7	30°00'00"	20.00	20.00	34.42	28.28'	S 69°00'21" E
C-8	30°00'00"	20.00	20.00	34.42	28.28'	S 20°59'39" W
C-9	84°29'52"	50.00'	85.48	73.93	67.30'	S 23°41'47" W



Richard D. Fosbury, L.S. 3621

BUCKHORN SUB

BLAINE COUNTY, IDAHO
 517 FT. 118"

206 Hrs. 24%

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 37-20328L
Date Received: 8/16/00
Receipt No:
Received By:

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

1. Name of Claimant(s)

Name: PAUL BRINKMAN Phone: (208) 544-3661

Address: PO BOX 6267
STATELINE NV USA 89449

Name: PETER BRINKMAN Phone: (208) 544-3661

Address: PO BOX 6267
STATELINE NV USA 89449

2. Date of Priority: 11/22/1886

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

4. Point of Diversion:

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

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.198	

7. Total Quantity Appropriated is:
0.198 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
02N	18E	4	NE	NW	IRRIGATION	3
					Section Acres	3
					Total Acres	3

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:

PLACE OF USE IS LOT 4, BLK 2, BUCKHORN SUBD. NO. 3.

15. Basis of Claim: Decreed

RECEIVED
AUG 10 2000
Department of Water Resources
Southern Region

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	A37-00297L	X			
	A 37-00028G	X			

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Charles B. and Torene E. Bonner
1130 E. Fairmont, Fresno, CA 93704
4. New Owner/Claimant(s) Peter Brinkman and Paul Brinkman
Name Connector (Check one): [] and, [] or [X] and/or
- New Mailing Address PO Box 6267
- City, State and Zip Code Stateline, NV 89449
- New Telephone Number (530) 544-3661
5. Date you acquired the property February 27, 1996

No fees due at this time, return check # 30116 for \$100.00.
8/10/00 sc

6.

IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
 (If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number A37-000028G

Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.066 cfs</u>	<u>3 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.066 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A37-00297L</u>		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.198 cfs</u>	<u>3 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.198 cfs</u>	

7. Signature of New owner(s) or Claimant(s)
(include title if applicable)

(Peter Brin Suran)

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

For Office Use only

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

SVTC Order No. 22-13177

WARRANTY DEED

FOR VALUE RECEIVED

Charles B. Bonner and Torene E. Bonner, husband and wife
 the grantors, do hereby grant, bargain, sell and convey unto
 Peter Brinkman, a single man and Paul Brinkman, a single man
 the grantees, whose current address is Box 6267
 State Line, NV 89449

the following described premises, in BLAINE COUNTY, IDAHO, to wit:

Lot 4, Block 2 of BUCKHORN SUBDIVISION NO. 3, BLAINE
 COUNTY, IDAHO, according to the official plat thereof, on
 file in the office of the County Recorder, recorded
 September 20, 1989, as Instrument No. 310274, records of
 Blaine County, Idaho.

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

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the
 said Grantee, his heirs and assigns forever. And the said Grantors do hereby
 covenant to and with the said Grantee, that they are the owners in fee simple of
 said premises; that they are free from all incumbrances

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: February 27, 1996

Charles B. Bonner
 Charles B. Bonner

Torene E. Bonner
 Torene E. Bonner

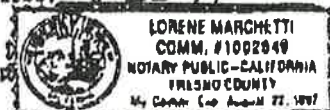
STATE OF CALIFORNIA
 COUNTY OF Fresno

On this 29 day of February
 1996, before me a Notary Public in
 and for said State, personally
 appeared Charles B. Bonner and
 Torene E. Bonner
 known or identified to me to be the
 persons whose names are subscribed to
 the within instrument, and
 acknowledged to me that they executed
 the same.

Lorene Marchetti
 Notary Public

residing at: 314 E. Yostikian
 Comm. expires: 8-22-97

Seal/Stamp



308106

Deed

TO: S. D. REQUEST

SUN VALLEY TITLE

'96 MAR 18 PM 2 39 (2:34)

Mary Green CLERK *71PP*
 FEES \$ *3.00*

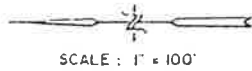
A PLAT SHOWING **BUCKHORN SUBDIVISION NO. 3**

A REPLAT OF LOT 1, BLOCK 1, BUCKHORN SUBDIVISION, SECOND ADDITION

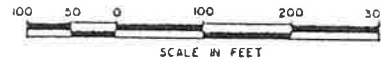
LOCATED IN

SECTION 4, T.2 N., R.18 E., B.M., BLAINE COUNTY, IDAHO

AUGUST 1989



SCALE: 1" = 100'



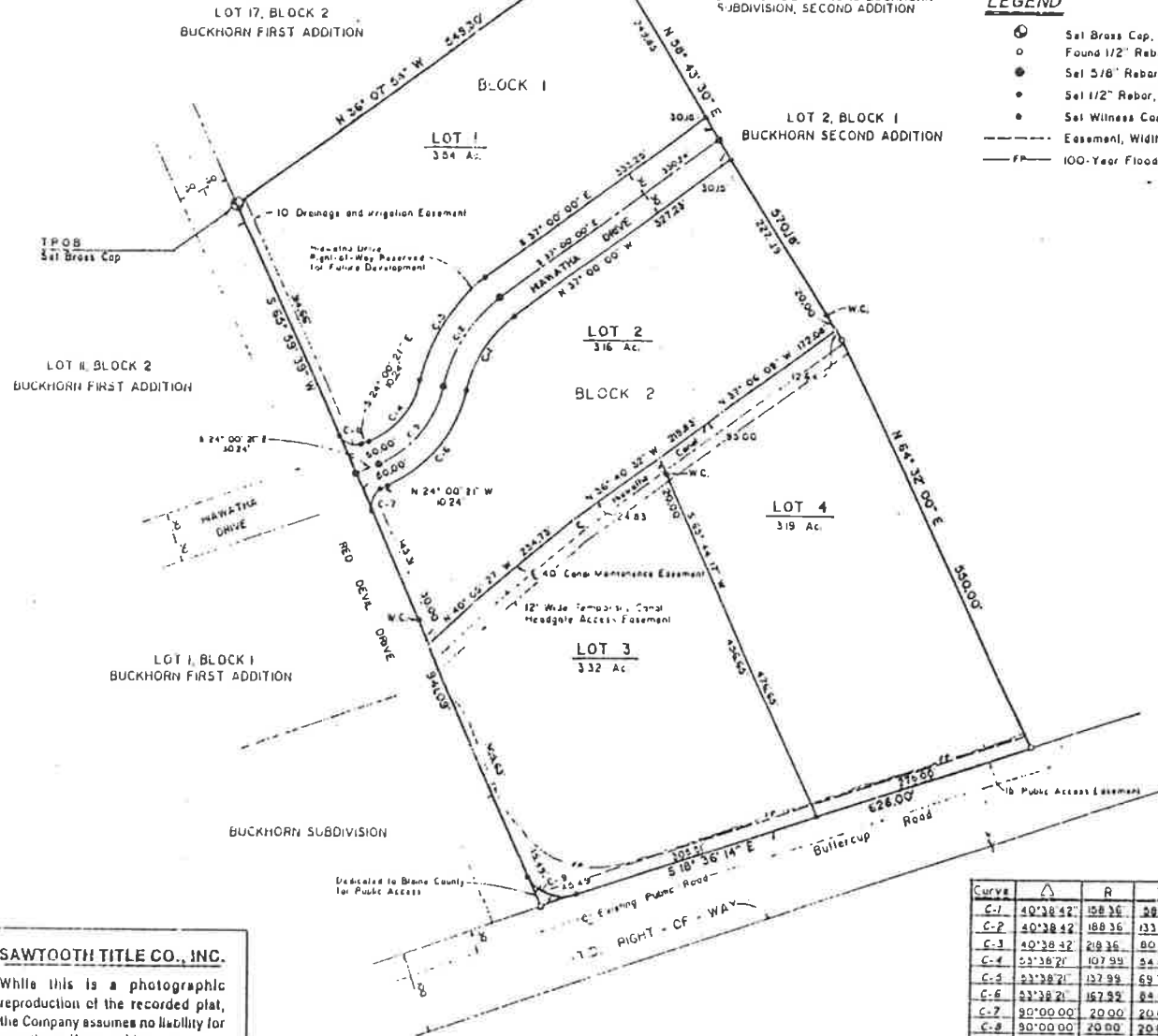
SCALE IN FEET

BASIS OF BEARINGS IS BUCKHORN
SUBDIVISION, SECOND ADDITION

LEGEND

- Set Brass Cap, L.S. 3621
- Found 1/2" Rebar
- Set 3/8" Rebar, L.S. 3621
- Set 1/2" Rebar, L.S. 3621
- Set Witness Corner, 1/2" Rebar, L.S. 3621
- Easement, Width as Shown
- 100-Year Floodplain per FEMA Flood Insurance Study Dated 1980

VICINITY MAP SCALE: 1" = 2000'



NOTES

1. A 10 foot Public Utility easement exists centered on all interior lot lines and is included within the westerly portion of the 40 foot canal easement. A 10 foot Public Utility easement exists adjacent to exterior lot lines.
2. Hiawatha Drive is a private drive with public access and shall meet the requirements of Section 9171 of the Blaine County Subdivision Ordinance. The purchaser and/or owner of this lot or parcel understands and agrees that Hiawatha Drive construction, maintenance and snow removal shall be the obligation of the owner, his successors in interest, or homeowners association and that Blaine County is in no way obligated to accept, maintain or improve Hiawatha Drive until it is brought up to County standards, dedicated and accepted by the county, and that the owner shall notify in writing any success in interest of these facts.
3. Fences constructed across the Hiawatha Canal Maintenance easement shall have a gate adjacent to and on the southwest side of said canal.
4. There shall be no blockage of natural drainage, including along side any road.
5. Owners are responsible for weed control and shall follow any county regulations pertaining to weed control.
6. Notes, restrictions and conditions which affect this parcel (referred to as Lot 1, Block 1, Buckhorn No. 2) are recorded with the Blaine County Recorder's Office as Instrument No. 270431, dated Feb. 1986.
7. Temporary Headgate Access Easement to be abandoned upon dedication of future access acceptable to Hiawatha Canal water users.

SAWTOOTH TITLE CO., INC.

While this is a photographic reproduction of the recorded plat, the Company assumes no liability for variations, if any, with a re-survey.

Curve	Δ	R	T	I	Ch	Ch Bearing
C-1	40°38'42"	158.36	28.62	32.34	10.00	N 67°19'20" W
C-2	40°38'42"	158.36	133.62	133.62	130.84	"
C-3	40°38'32"	219.36	80.87	134.31	156.68	S 37°19'21" E
C-4	33°38'21"	107.99	54.60	100.10	97.44	S 20°49'31" E
C-5	33°38'21"	127.99	69.76	125.18	124.52	"
C-6	33°38'21"	157.99	84.83	157.27	151.59	N 20°49'32" W
C-7	90°00'00"	20.00	20.00	34.42	28.28	S 69°00'21" E
C-8	90°00'00"	20.00	20.00	31.42	28.28	S 20°59'39" W
C-9	84°32'32"	30.00	45.49	73.83	67.30	S 23°41'47" W



Richard D. Fosbury, L.S. 3621

BUCKHORN SUBDIVISION, NO. 3

LALINA J. FOSBURY, INC.,
CELLINNA, IDAHO
SHEET 1 OF 2
July 20, 2015

12/18/2006

**NOTICE OF ERROR
REPLY**

RECEIVED

DEC 29 2006

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: 37-20328

ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST
557 WEST CRESCENT DR

PALO ALTO CA 94301
Telephone Number: (650)323-7484

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

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

DATE: 12/26/06 SIGNATURE: Alan D Biller

Please print your name: Alan D. Biller

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

Please disregard a previously submitted form.

SCANNED

JAN 02 2007

10/20/2006

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

RIGHT NUMBER: 37-20328

NAME AND ADDRESS: ALAN D BILLER AND NANCY T MELTON REVOCABLE TRUST
557 WEST CRESCENT DR

PALO ALTO CA 94301

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.198 CFS

PRIORITY DATE: 11/26/1886

POINT OF DIVERSION:

T03N R18E S20 SWNW Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.198 CFS

PLACE OF USE:

IRRIGATION Within BLAINE County

T02N R18E S04 NENW 3.00

3 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Property is also known as Lot 4, Blk 2, Buckhorn Subd. No. 3.



Idaho Department of Water Resources

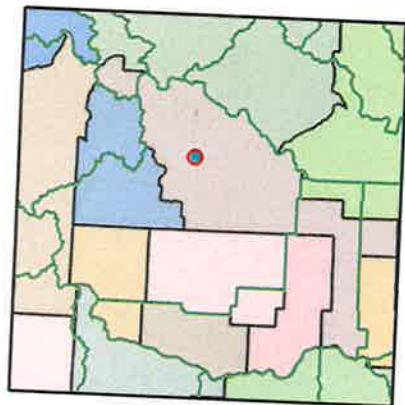
SRBA Recommendation:

37-20328

(Irrigation)

Legend

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



Blaine County
IDWR Basin 37



Prepared by A. Warntjes
On Friday, October 20, 2006
1987/88 Aerial Photography

RECEIVED
SEP 14 2000
Department of Water Resources

Claimants Names:

Peter Brinkman
Paul Brinkman

Attorney Name & Address:

James P. Speck, ISB#2067
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 83340
(208) 726-4421
FAX: (208) 726-0752

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

In Re SRBA

Case No. 39576

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)
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NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

This is a notice of appearance by counsel on behalf of the new claimants and purchasers of the water rights identified below.

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimants, Peter Brinkman and Paul Brinkman, for portions of the following water right claims which are not the subject of any subcases: A37-00297L and A37-00028G. The portions are described in the Notice of Change in Water Right Ownership filed by claimants with the Idaho Department of Water Resources.

DATED this 9 day of August, 2000.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 9 day of August, 2000, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

Chief, Natural Resources Division
Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

The United States Department of Justice
Environmental and Natural Resources
Division
550 West Fort Street
Box 33
Boise, ID 83724

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid

Idaho Department of Water Resources
Document Depository
P.O. Box 83720
Boise, ID 83720-0098

- ☒ United States Mail, Postage Prepaid
- ☐ Hand Delivery
- ☐ Facsimile, with copy by United States Mail, Postage Prepaid


JAMES P. SPECK



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

November 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

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

RE: Change of Ownership of SRBA Claims 37-00297L & 37-00028G

Dear Mr. Speck,

Pursuant to your request for a change in ownership and/or the notification that your clients recently purchased portions of the property in which the above-referenced adjudication claim(s) is appurtenant, the department has changed the record of the current owner as requested for right listed above.

Please find enclosed a copy of the adjudication report, as it now appears in our records. Please refer to these numbers, 37-20327L, 37-20328, 37-20357 & 37-20358, in your future correspondence with IDWR. I did not forward copies of these claims to your clients at this time since you are listed as attorney of record for both parties.

If you have any further corrections or questions please contact our office.

Sincerely,

STEVE CLELLAND
Sr. Water Resource Agent

ENC:

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

JAMES P. SPECK
DOUGLAS J. AANESTAD
BENJAMIN W. WORST

TELEPHONE
(208) 726-4421
FACSIMILE
(208) 726-0752

August 9, 2000

RECEIVED
AUG 10 2000
Department of Water Resources
Southern Region

Mr. Allen Merritt
Idaho Department of Water Resources
1341 Fillmore, Suite 200
Twin Falls ID 83301

RE: Notice of Change in Water Right Ownership - A37-00297L and A37-00028G
Peter Brinkman
Our File No.: 990150

Dear Allen:

I represent Peter Brinkman. Enclosed you will find a Notice of Change in Water Right Ownership for portions of the above-referenced claims filed in the SRBA together with a Notice of Appearance by my firm for Mr. Brinkman for his portions of these claimed water rights. I have also included copies of these documents and a stamped and pre-addressed return envelope. Please place the Department's receipt/date stamp on the copies of the documents and return them to me. I have also included our check in the sum of \$100 as the filing fee for this water right ownership change.

✓
SCC
8/10/00

Please call me if you have any questions. Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: Jim
James P. Speck

JPS:rsd
enclosures
cc: client, w/encl.

Claimants Names:

Peter Brinkman
Paul Brinkman

Attorney Name & Address:

James P. Speck, ISB#2067
Speck & Aanestad
A Professional Corporation
120 East Avenue
P. O. Box 987
Ketchum, Idaho 83340
(208) 726-4421
FAX: (208) 726-0752

RECEIVED
AUG 10 2000
Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

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NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

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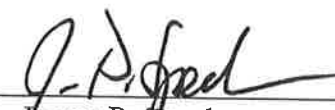
NOTICE OF APPEARANCE

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DATED this 9 day of August, 2000.

SPECK & AANESTAD
A Professional Corporation

By


James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 9 day of August, 2000, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

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Office of the Attorney General, State of Idaho
P. O. Box 44449
Boise, ID 83711-4449

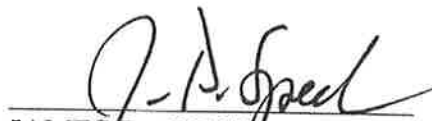
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JAMES P. SPECK