

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 37-20398
Date Received: 10/9/2001
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LINDA O DRAKE Phone: (208)725-0454
PO BOX 4885
KETCHUM ID 83340

2. Date of Priority: 07/25/1966

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
02N	18E	35	SW	SE	NE	BLAINE	

5. Description of diverting works:

Well, pump, residential sprinkler irrigation system.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.12	16.1

7. Total Quantity Appropriated is:
0.12 C.F.S. and/or 16.1 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	18E	35	SE	NE	IRRIGATION	4.6
Section Acres						4.6
Total Acres						4.6

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

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

Place of use is located within Lot 2, Block 1, Broadford Polo Club Subdivision.

15. Basis of Claim: License

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

Please print or type. Attach pages with additional information.
 Incomplete forms will be rejected.

RECEIVED
MAY 11 2000
 Department of Water Resources
 Snake River Basin Region

TRANSFER
FILED

SAME P.S.

DATE

1. Water Right Number(s) _____
 Adjudication Claim Number(s) A37-02639G

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

3. Name and Address of Former Owner/Claimants Bruce and Leslie Ann Tidwell
Post Office Box 2919, Ketchum, Idaho 83340

4. New Owner/Claimant(s) Linda Drake
 Name connector (check one): [☐] AND, [☐] OR, [☐] AND/OR
 New Mailing Address Post Office Box 4885
 City, State and ZIP Code Ketchum, Idaho 83340
 New Telephone Number (208) 725-0454

5. Date you acquired the property _____

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water rights(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated 5 acres Number and type of stock _____
 Diversion rate in CFS 0.115 Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Linda Drake Date 5/9/00

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

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.



BCT 419892613

This form furnished by
Blaine County Title, Inc.

WARRANTY DEED

For Value Received

BRUCE TIDWELL and LESLIE ANNE TIDWELL, husband and wife,

the Grantor hereby grants, bargains, sells, conveys and warrants unto

BLAINE COUNTY TITLE, INC., an Idaho corporation,

the Grantee whose current address is: P.O. Box 3176, Ketchum, ID 83340

the following described premises, to-wit:

Lot 2 in Block 1 of A REPLAT OF BLOCKS 1 and 2, BROADFORD POLO CLUB SUBDIVISION, according to the official plat thereof, recorded October 19, 1989, as Instrument No. 311505, records of Blaine County, Idaho.

BLAINE CO. REQUEST
ON BLAINE COUNTY TITLE
315099
JAN 10 PM 4 07
RECEIVED
3 00

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

Dated: January 4, 1990

BRUCE TIDWELL

LESLIE ANNE TIDWELL

STATE OF IDAHO, COUNTY OF Blaine

On this 5th day of January, 1990,
before me, Notary Public in and for said State, personally appeared

BRUCE TIDWELL and LESLIE ANNE TIDWELL

Identified to me on the basis of satisfactory evidence of known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public, Idaho

Helding at 11:45 AM
Comm. Expires 7-8-91

STATE OF IDAHO, COUNTY OF

I HEREBY CERTIFY That this instrument was filed for record at the request of

at _____ minutes past _____ o'clock M.,
this _____ day of _____
19____, in my office and duly recorded in Book _____
of Mortgages at page _____

In Official Record

By _____ Deputy

Per. \$
Mail fee

To - Jean
From - Maurice

5 pages

5-8-00

726

0752

Society Of Contract BCT #19892613

This form furnished by
Blaine County Title, Inc.**CORPORATION
WARRANTY DEED**

BLAINE COUNTY TITLE, INC.

organized and existing under the laws of the State of Idaho
Ketchum, ID 83340

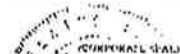
grantor, hereby CONVEYS or GRANTS and WARRANTS TO

EDWIN I. MOSHER, JR. AND RUTHIE T. MOSHER, TRUSTEES OF THE EDWIN I. & RUTHIE
T. MOSHER 1988 TRUST,

grantee

whose current address is: 1232 Corsica Drive, Pacific Palisades, CA 90272

the following described tract(s) of land in Blaine County, State of Idaho

Lot 2 in Block 1 of A REPLAT OF BLOCKS 1 and 2, BROADFORD POLO CLUB SUBDIVISION, according
to the official plat thereof, recorded October 19, 1989, as Instrument No. 311505, records
of Blaine County, Idaho.TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns
forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of
said premises; that said premises are free from all incumbrances
and that it will warrant and defend the same from all lawful claims whatsoever.The officers who sign this 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 this 4th day of January, A.D. 1990BLAINE COUNTY TITLE, INC., an Idaho corporation
(CORPORATE NAME)By [Signature]
DANIEL FAUTH, PRESIDENTAttest: [Signature]
DAVID A. FAUTH Vice PresidentState of Idaho
County of BlaineOn the 4th day of January, A.D. 1990
personally appeared before me DANIEL FAUTH and DAVID A. FAUTH
who being by me duly sworn did say, each for himself, that he, Daniel Fauth is the
is the President, and by, David A. Fauth Vice Pres.
of Blaine County Title, Inc., a corporation, and that the within and
foregoing instrument was signed in behalf of said corporation by authority of a resolution of its board
of directors and said President and Vice-President
each duly acknowledged to me that said corporation executed the same and that the seal affixed is the seal of said corporation.

My residence is Ketchum, Idaho

My commission expires 4-20-94

BCT #19892664

W

For Value Received

NORTHWOOD ASSOCIATES, AN IDAHO
PARTNERSHIP,

the Grantor hereby grants, bargain, sells

ADRIAN BUCHANAN, AN UNMARRIED

the Grantee whose current address is:

the following described premises, to-wit:

Lots 3 and 4 of NORTHWOOD PAR
Resubdivision Northwood P.U.D.
No. 315070, records ofTO HAVE AND TO HOLD the said premises
forever. And the said Grantor does hereby
said premises; that said premises are free
lawful claims whatsoever.

Dated: January 5, 1990

Northwood Associates, by Ronald
Sharp, Inc., General Partner[Signature]
RONALD J. SHARP, President

STATE OF IDAHO, COUNTY OF

On this day of
before me a Notary Public in and for said State, per-Identified to me on the basis of satisfactory evidence
to be the person whose name is subscribed to the within
acknowledged to me thatResiding at
Carmichael

SVTC Order No. 22-12495

WARRANTY DEED

FOR VALUE RECEIVED EDWIN I. MOSHER, JR. AND RUTHIE T. MOSHER,
Trustees of the EDWIN I. AND RUTHIE T. MOSHER 1988 TRUST

the grantors, do hereby grant, bargain, sell and convey unto:

Wayne L. Badovinus, Trustee of the Wayne L. Badovinus Living Trust dated October 24,
1992

the grantees, whose current address is

P.O. Box 4913
Ketchum, ID 83340

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

Lot 2, Block 1 of REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO
CLUB SUBDIVISION, BLAINE COUNTY, IDAHO, according to the official
plat thereof, recorded September 11, 1989, as Instrument No. 309843, records
of Blaine County, Idaho.

together with .11542 cfs Water Rights No. 37-02639

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, their 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: May 25, 1994

Edwin I. Mosher, Jr., Trustee

Ruthie T. Mosher, Trustee

STATE OF CALIFORNIA

COUNTY OF LOS ANGELES

On this 24th day of MAY, 1994, before
me a Notary Public in and for said State,
personally appeared Edwin I. Mosher, Jr. and
Ruthie T. Mosher, Trustees 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 in their capacity as trustees.

Notary Public

Residing at LOS ANGELES, CA

Comm. expires JULY 24, 96

Notary Public

BLAINE CO. REQUEST
OF SUN VALLEY TITLE

MAY 27 P 3:37

MARY GREEN, CLERK imp

FEES 3.00

366400

Deed



JAMES J. CHUNG
COMM. #989341
NOTARY PUBLIC-CALIFORNIA
LOS ANGELES COUNTY
My Comm. Expires July 9, 1996



Order No. 96007573
This form furnished by
Blaine County Title Associates

When recorded, return to:
Blaine County Title Associates
P.O. Box 3176
Ketchum, Idaho 83340

WARRANTY DEED

For Value Received **WAYNE L. BADOVINUS, TRUSTEE OF THE WAYNE L. BADOVINUS LIVING TRUST DATED OCTOBER 24, 1992**

the Grantor hereby grants, bargains, sells, conveys and warrants unto **KENNETH P. OCLASSEN AND CARON S. OCLASSEN, HUSBAND AND WIFE**

the Grantee whose current address is: **P.O. BOX 64, SUN VALLEY ID 83353 83353**

the following described premises, to-wit:

Lot 2 in Block 1 of REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO CLUB SUBDIVISION, Blaine County, Idaho, according to the official plat thereof, recorded September 11, 1989, as Instrument No. 309843, records of Blaine County, Idaho. TOGETHER WITH ANY AND ALL WATER RIGHTS APPURTENANT THERETO.

390251
BLAINE CO. REQUEST
REPLAT OF BLOCKS 1 AND 2
96 MAY 15 PM 2 59
1996

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

Dated: May 15, 1996

Wayne L. Badovinus
WAYNE L. BADOVINUS, TRUSTEE

State of Tennessee

County of Montgomery

359-34-2893

On this 13th day of May, 1996, before me, the undersigned, a Notary Public, in and for said State, personally appeared WAYNE L. BADOVINUS

known to me, and/or identified to me on the basis of satisfactory evidence, to be the Trustee's of WAYNE L. BADOVINUS LIVING TRUST DATED OCTOBER 24, 1992

the Trust that executed the within instrument and acknowledged to me that he executed the same on behalf of said Trust.

WITNESS MY HAND AND OFFICIAL SEAL.

(SEAL)

John Brown
Notary Public
Residing at:
Commission Expires:

7-22-96



THIS DEED OF TRUST, made this
Between **KENNETH P. OCLASSEN**

(Debtor)

whose address is **P.O. BOX 64, SUN VALLEY ID 83353**

BLAINE COUNTY TITLE ASSOCIATES OF THE WAYNE L. BADOVINUS

(Secured Party)

whose address is **2408 OLD MARCH**

WITNESSETH: That Grantor does hereby TRUST, WITH POWER OF SALE, the follows, either located within an

Lot 2 in Block 1 of REPLAT OF BLOCKS 1 AND 2, BROADFORD POLO CLUB SUBDIVISION, Blaine County, Idaho, according to the official plat thereof, recorded September 11, 1989, as Instrument No. 309843, records of Blaine County, Idaho. TOGETHER WITH ANY AND ALL WATER RIGHTS APPURTENANT THERETO.

TOGETHER WITH all water, water rights, appurtenances, and appurtenances with the premises herein described, including improvements, buildings, and specifically intended to be fixtures and a part of the realty.

TOGETHER WITH the rents, issues, and profits after given to and conferred upon the Debtor herein is collectively referred to as the

FOR THE PURPOSE OF SECURING the performance of the obligations herein, the Debtor hereby grants, conveys, and assigns unto the Secured Party, with power of sale, the following described premises, together with all water, water rights, appurtenances, and appurtenances with the premises herein described, including improvements, buildings, and specifically intended to be fixtures and a part of the realty.

Order No. 22980

401670

WARRANTY DEED

BLAINE CO REQUEST

CARTOON TITLE

FOR VALUE RECEIVED and as replacement property in an I.R.C. 1031 tax deferred exchange

KENNETH P. OCLASSEN and CARON S. OCLASSEN, HUSBAND AND WIFE

57 MAY 7 PM 3 58

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

MARY GREEN, CLERK mpp

DEE SWARTZ, TRUSTEE OF THE DEE SWARTZ TRUST DATED JUNE 9, 1995

FEES \$

3

GRANTEE(s) whose address is: P.O. Box 64, Sun Valley, ID 83363

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

Lot 2 in Block 1 of THE REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 309843, 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: May 7, 1997

KENNETH P. OCLASSEN

CARON S. OCLASSEN

State of Idaho

County of Blaine

On this 7th day of May, in the year 1997, before me, the undersigned, personally appeared KENNETH P. OCLASSEN and CARON S. OCLASSEN, known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

WITNESS my hand and official seal.

Notary Public

Residing at Bellevue

Commission Expires: 12/01/2000

RECORDING
WHEN RECDRS. ALAN
2305 Canyon
Escondido

MAIL TAX \$

SAME AS A

FOR A VALUE

ALAN D. OCLASSEN

DO HEREBY RE

ALAN D. OCLASSEN
MACMILLAN

THE REAL PRO

UNIT
AND
PER
AND
MORT
385
387

DATED

STATE OF CA

COUNTY OF S

ON APRIL
YASGOOR,
MACMILLANKNOWN TO ME (I
EVIDENCE) TOTO THE WITHIN
EXECUTED THEBY THEIR SIGNA
ENTITY UPON S

THE INSTRUMENT

SIGNATURE

Order No. 22438

429530

WARRANTY DEED

Blaine CO. REQUEST

FIRST AMERICAN TITLE

For Value Received

Dee Swartz, Trustee of the Dee Swartz Trust dated June 9, 1995

'99 JUL 15 PM 3 52

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

MARSHA RIEBMAN, CLERK

Linda O. Drake, a single woman

FEES \$30

whose address is: PO Box 4885, Ketchum, ID 83340

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

Lot 2 in Block 1 of THE REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB
SUBDIVISION, according to the official plat thereof, recorded as Instrument
No. 309843, records of Blaine County, Idaho.

TOGETHER WITH all water rights appurtenant thereto including, but not
limited to 0.115412 cfs of Water Right No. 37-02639E.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs
and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee
simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and
except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will
warrant and defend the same from all claims whatsoever.

Dated:

Dee Swartz, trustee
Dee Swartz, Trustee

A REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION

WHEREIN LOTS 1-4, BLOCK 1 & LOTS 1-4, BLOCK 2 ARE REPLATTED INTO LOTS 1-3, BLOCK 1 & LOT 1, BLOCK 2

A PLAT SHOWING

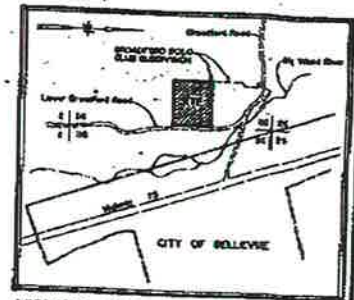
LOCATED WITHIN
SECTION 35, T.2 N., R.8 E., B.M., BLAINE COUNTY, IDAHO
SEPTEMBER 1989

SCALE: 1" = 100'

BASIS OF BEARINGS IS BROADFORD POLO CLUB SUBDIVISION

SCALE IN FEET
0 50 100 150 200 250 300

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



VICINITY MAP SCALE: 1" = 2000'

LEGEND

- Found Brass Cap
- Found 5/16" Rebar
- Found 1/2" Rebar
- Set 3/16" Rebar, L.S. 362
- Set 1/2" Rebar, L.S. 362
- Building Circular, 10' Diameter
- Proposed Sewage Manhole Location
- Easement, Width as Shown
- Edge of Water
- 100-Year Floodplain, per FEMA Flood Insurance Study, Dated 1980

NOTES

1. This parcel is subject to the regulations of the Blaine County Floodplain Management District. (See note no. 4)
2. A public utility easement exists with a minimum of ten (10) feet in width and easement on all side and rear lot lines.
3. There is a 30' setback for all structures from the edge of the slough vegetation upon which no permanent structure shall be built except the approved crossing or bridge structure. Any activity by the homeowners in the slough over the 30' setback shall be approved upon by the Idaho Fish and Game Dept. and Blaine County. (See note no. 4)
4. Actions on wildlife depredation complaints will be directed by the Idaho Fish and Game and proceed toward prosecution rather than extermination. The cost of these actions shall be paid by the property owner. (See note no. 3)
5. A maintenance easement shall exist along the easement shown in the bridge and the Boundary No. 41 direction from the Broadford Slough.
6. Some lots in this subdivision are located in the Floodplain (see plat for location of L.S.P. Line). In a severe high water year building other on these lots may be subjected to flooding and therefore, additional requirements must be met before a building permit can be obtained. (See Blaine County Zoning Regulations Floodplain and Confined the Floodplain.)
7. Any development in this subdivision is subject to regulations of the Homeowners' Association and C.C.A.R.Y.
8. Each owner shall notify in writing any easements in interest of the existing flood hazards, required building easements, and setbacks from the slough.
9. Location of the Building Circular may not be changed without the approval of the Blaine County Planning and Zoning Administrator.
10. Owners are responsible for mowing and control per applicable State regulations.
11. Further subdivisions of Lot 1, Block 2 is not allowed.
12. Access to Lot 1, Block 1 and Lot 1, Block 2 shall be from Lower Broadford Road.
13. This property is subject to an Inspection and Maintenance Agreement recorded under Instrument No. 266543, records of Blaine County, Idaho.

CURVE DATA

Curve	A	R	T	L	Ch	Ch Bearing
C1	04°22'49"	507.38	43.00	69.34	69.34'	S 50°26'49" E



Richard D. Forsberg, L.S. 362

REPLAT OF BLOCKS 1 & 2, BROADFORD POLO CLUB SUBDIVISION

GALDA ENGINEERING, INC.
RETOUR, IDAHO
SHEET 1 OF 2

Job No. 2420

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAL SERVICE
02 1A \$ 00.87⁰
0004310839 NOV 22 2006
MAILED FROM ZIP CODE 83702

RECEIVED
NOV 27 2006
DEPARTMENT OF
WATER RESOURCES



37-20398

NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

LINDA O DRAKE
PO BOX 4885
KETCHUM ID 83340

B-121

12/19/2006

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

RIGHT NUMBER: 37-20398
NAME AND ADDRESS: LINDA O DRAKE
PO BOX 4885
KETCHUM ID 83340

SOURCE: GROUND WATER
QUANTITY: 0.120 CFS
16.100 AFY

TRIBUTARY:

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 07/25/1966

POINT OF DIVERSION:

T02N R18E S35 SWSENE Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/31	0.120 CFS 16.10 AFY

PLACE OF USE: IRRIGATION in BLAINE County

T02N R18E S35 SENE 4.60

4.6 ACRES TOTAL

Place of use is located within Lot 2, Block 1, Broadford Polo Club Subdivision.

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

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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

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.

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

12/19/2006

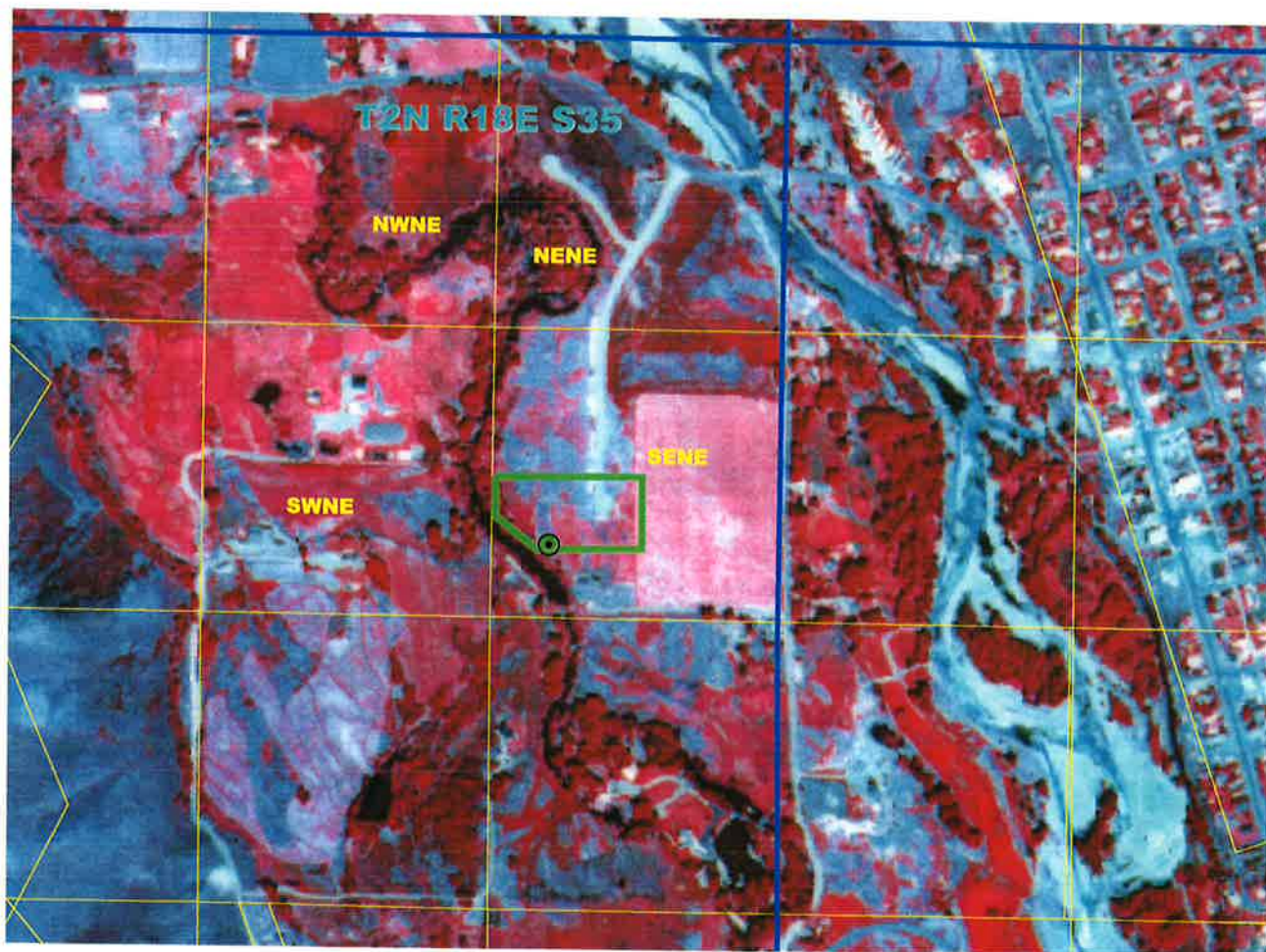
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



**State of Idaho
Idaho Department of Water Resources
Western Region**

**T2N R18E SECTION(S) 35
WATER RIGHT(S) : 37-20398**



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

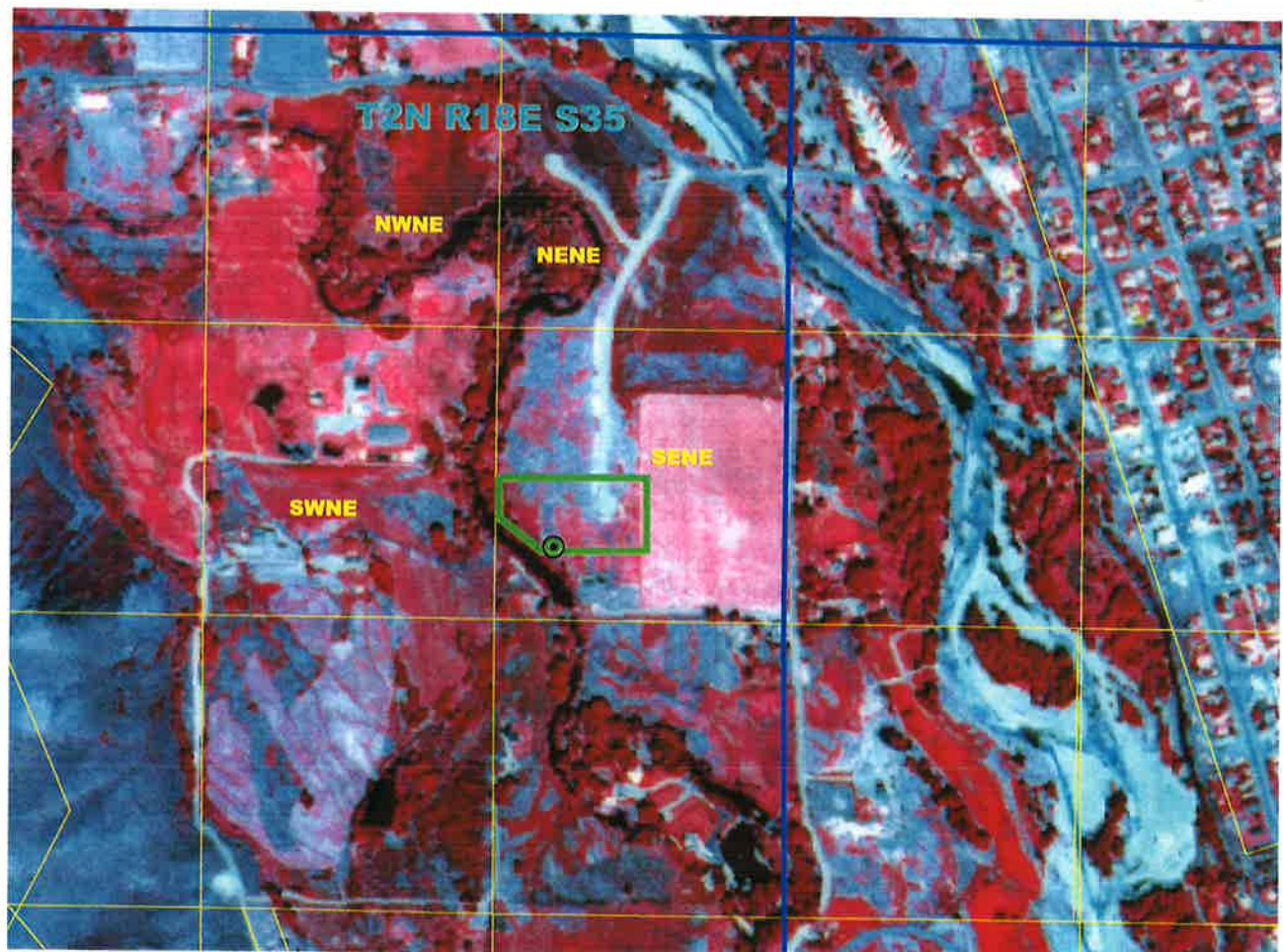
**GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: December 2006**





State of Idaho
Idaho Department of Water Resources
Western Region

T2N R18E SECTION(S) 35
WATER RIGHT(S) : 37-20398



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

Shape File Copied From Transfer 69287 Files.

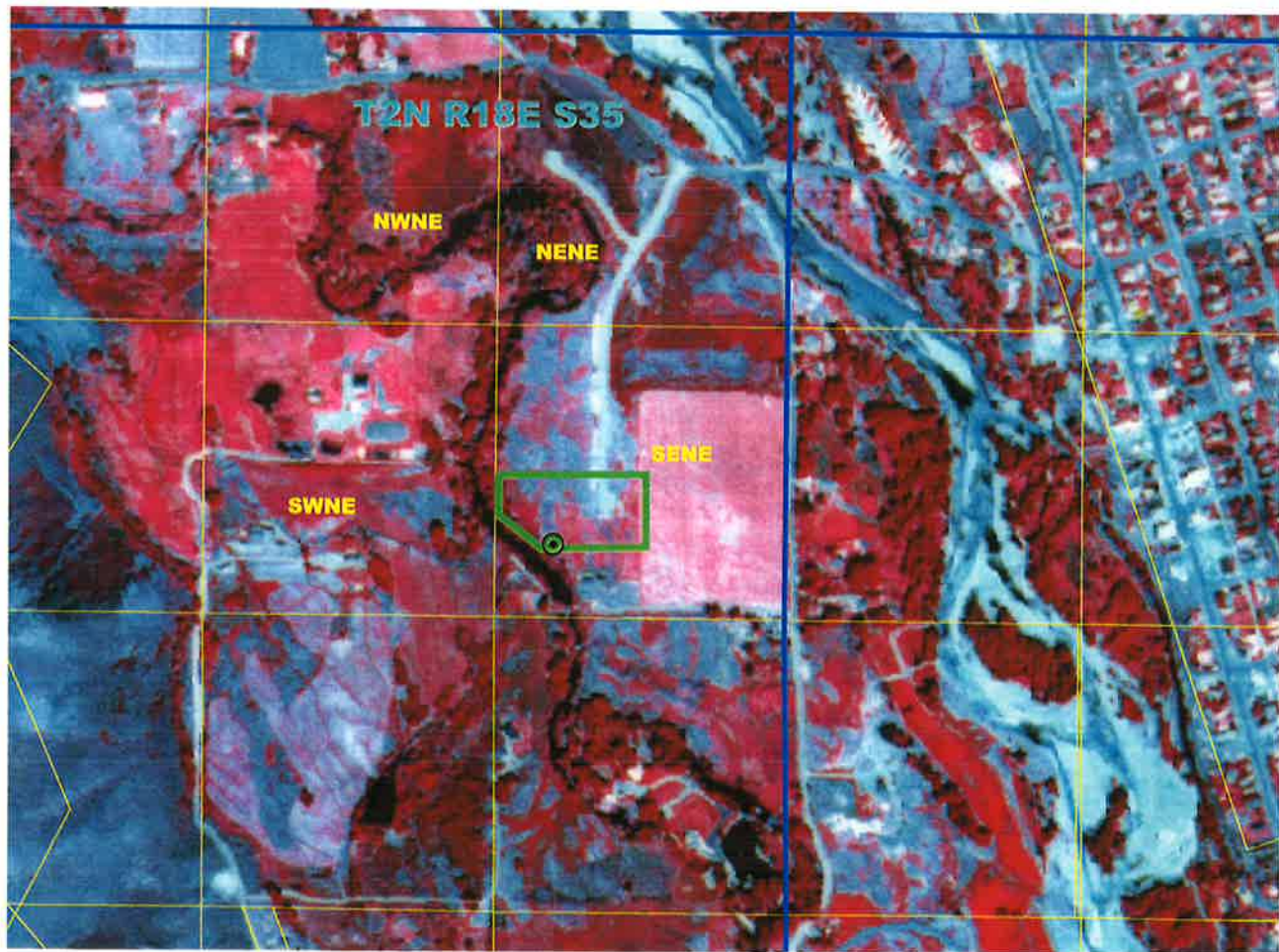
GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: December 2006





**State of Idaho
Idaho Department of Water Resources
Western Region**

**T2N R18E SECTION(S) 35
WATER RIGHT(S) : 37-20398**



Total Irrigated Acres = 4.6 acre(s)

- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Section Lines
- ▭ Quarter Quarter Lines

**GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: December 2006**



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20398 V1

WATER RIGHT NUMBER: 37-20398 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LESLIE A TIDWELL PO BOX 2919 KETCHUM, ID 83340 (208)788-2193
Original Owner	BRUCE S TIDWELL PO BOX 2919 KETCHUM, ID 83340 (208)788-2193
Current Owner	LINDA O DRAKE PO BOX 4885 KETCHUM, ID 83340 (208)725-0454

Priority Date: 07/25/1966

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>
IRRIGATION	04/15 to 10/31	0.120 CFS	16.10 AF
	<u>Total Diversion:</u>	0.120 CFS	16.10 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NE1/4	Sec. 35, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	18E	35				4.6													4.6

Total Acres: 4.6

Conditions of Approval:

1. 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.
2. R67 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
3. X60 Place of use is located within Lot 2, Block 1, Bradford Polo Club Subdivision.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20398 V1

4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. 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.
6. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
7. 104 If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
8. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Remarks:Comments:

1. PSKAGGS 5/23/2001 3:44:03 PM Transferred Right
Comment: This is now a approved transfer, transfer number = 69154
2. dnelson 12/18/2006 POD and POU Maps
Comment: Point of Diversion and Place of Use maps were created based on transfer maps.
3. dnelson 12/19/2006 Season of Use
Comment: Season of use was corrected to 4/1 to 10/31

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:
 State or Federal:
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre: 0.03
 Generic Max Volume Per Acre: 3.5
 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	9/23/2006 11:49:24 AM	dsmith			Active
Priority Date	9/23/2006 11:50:02 AM	dsmith			Active
POD	9/23/2006 11:50:20 AM	dsmith			Active
Source	9/23/2006 11:56:16 AM	dsmith			Active
POU	9/23/2006 12:06:33 PM	dsmith			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20398 V1

Use	9/23/2006 12:07:01 PM	dsmith	Active
Season	9/23/2006 12:08:11 PM	dsmith	Active
Quantity	9/23/2006 12:09:02 PM	dsmith	Active
Summary	09/23/2006	dsmith	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	12/18/2006 11:59:19 AM	dnelson	Updated shape for Active POU
Contacts	9/23/2006 11:49:24 AM	dsmith	(No) 1. Do you want to schedule an appointment? Comment for 1: sufficient info in file
POD	9/23/2006 11:55:02 AM	dsmith	Updated shape
POD	9/23/2006 11:55:38 AM	dsmith	Updated PLS
Source	9/23/2006 11:56:17 AM	dsmith	(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?
POU	9/23/2006 12:03:02 PM	dsmith	Updated shape for Active POU
POU	9/23/2006 12:06:33 PM	dsmith	(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	9/23/2006 12:07:02 PM	dsmith	(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	9/23/2006 12:01:39 PM	dsmith	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20398 V1

Season	9/23/2006 12:08:11 PM	dsmith	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (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	9/23/2006 12:09:02 PM	dsmith	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required?
Summary	9/23/2006 12:14:41 PM	dsmith	(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?
General	9/23/2006 11:50:02 AM	dsmith	(Yes) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 2. Was the owner or the owners predecessor in interest of the place of use joined in the later decree? (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?
POD	9/23/2006 11:50:20 AM	dsmith	(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?

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

TRANSFER NO. 69154

AMENDED

RECEIVED

JUN 04 2001

Department of Water Resources
Southern Region

This is to certify that: LINDA O DRAKE
PO BOX 4885
KETCHUM ID 83340
(208)725-0454

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-2639G	AJC/License	07/25/1966	0.23 cfs		10.9	10.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-2639G	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-2639G	37-20398	0.12 cfs	16.1 af	4.6	4.6	37-20397	0.11 cfs	22.1 af	6.3	6.3
TOTALS		0.12 cfs	16.1 af	4.6	4.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 31st day of May, 2001

L. Glen Saylor
Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20397
As Modified by Transfer No. 69154

In accordance with the approval of Transfer No. 69154, Water Right No. 37-20397 is now described as follows.

Right Holder: BRUCE TIDWELL And
 LESLIE ANNE TIDWELL
 PO BOX 2919
 KETCHUM ID 83340

Priority Date: 07/25/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	11/01	0.11 CFS	22.1 AF
			0.11 CFS	22.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	35				6.3													6.3

Total Acres: 6.3

CONDITIONS OF APPROVAL

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

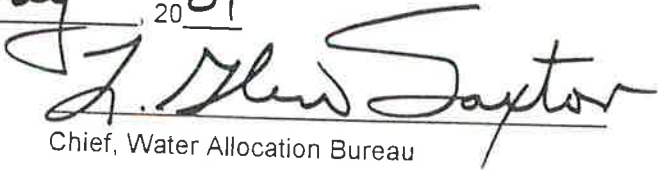
WATER RIGHT NO. 37-20397
As Modified by Transfer No. 69154

CONDITIONS OF APPROVAL

3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 31st day of May, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20398
As Modified by Transfer No. 69154

In accordance with the approval of Transfer No. 69154, Water Right No. 37-20398 is now described as follows.

Right Holder: LINDA O DRAKE
 PO BOX 4885
 KETCHUM ID 83340

Priority Date: 07/25/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01 to 11/01	0.12 CFS	16.1 AF
		0.12 CFS	16.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSENE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
02N 18E 35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	4.6

Total Acres: 4.6

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
3. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
5. Place of use is located within Lot 2, Block 1, Broadford Polo Club Subdivision.

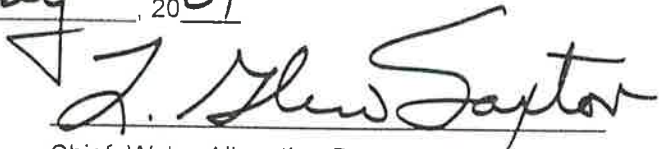
WATER RIGHT NO. 37-20398
As Modified by Transfer No. 69154

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 31st day of May, 2001


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69154

RECEIVED

MAY 29 2001

Department of Water Resources
Southern Region

This is to certify that: LINDA O DRAKE
PO BOX 4885
KETCHUM ID 83340
(208)725-0454

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document. The right holder shall accomplish the authorized change within one (1) year of the date of this approval. Failure of the right holder to comply with the conditions of approval for each water right affected by this transfer is cause for the Director to rescind approval of all or part of the transfer.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
37-2639G	AJC/License	07/25/1966	0.23 cfs		10.9	10.9	GROUND WATER

Purpose of Transfer (Changes Proposed)

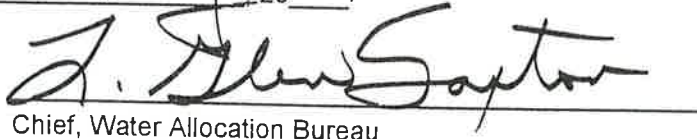
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-2639G	YES	YES	NO	NO	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-2639G	37-20398	0.12 cfs	16.1 af	4.6	4.6	37-20397	0.11 cfs	22.1 af	6.3	6.3
TOTALS		0.12 cfs	16.1 af	4.6	4.6		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 23rd day of May 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20397
As Modified by Transfer No. 69154

In accordance with the approval of Transfer No. 69154, Water Right No. 37-20397 is now described as follows.

Right Holder: BRUCE TIDWELL And
 LESLIE ANNE TIDWELL
 PO BOX 2919
 KETCHUM ID 83340

Priority Date: 07/25/1966

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	0.11 CFS	22.1 AF
			0.11 CFS	22.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWNENE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35				6.3													6.3

Total Acres: 6.3

CONDITIONS OF APPROVAL

1. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
2. If the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use, this right to divert groundwater shall not be used without an approved transfer pursuant to Section 42-222, Idaho Code, or approval of the Department if a transfer is not required.

WATER RIGHT NO. 37-20397
As Modified by Transfer No. 69154

CONDITIONS OF APPROVAL

3. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the lands above.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 23rd day of May, 2001


Chief, Water Allocation Bureau

WATER RIGHT NO. 37-20398
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Right Holder: LINDA O DRAKE
 PO BOX 4885
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IRRIGATION	04/01	to 11/01	0.12 CFS	16.1 AF
			0.12 CFS	16.1 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER SWSENE Sec. 35 Twp 02N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 18E 35				4.6													4.6

Total Acres: 4.6

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
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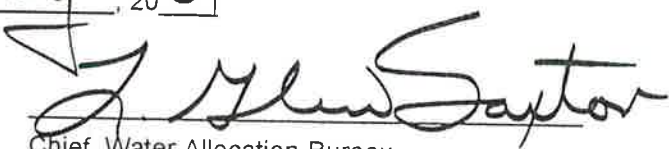
WATER RIGHT NO. 37-20398
As Modified by Transfer No. 69154

CONDITIONS OF APPROVAL

6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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