

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 37-21122
Date Received: 6/30/2003
Receipt No:
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

*Received 12/22/2006
IDWR
Southern
Region*

1. Name of Claimant(s)

CHRISTOPHER MANNINO Phone: ~~(760) 324-2224~~
~~PO BOX 2510~~
~~SUN VALLEY ID USA 83353~~

New address

5206 Valley View Rd.
Rancho Palos Verdes, CA
90275

2. Date of Priority: 06/10/1887

ph: 310-541-4189

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
01N	18E	12	SW	SW		BLAINE	
01N	18E	12	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	04/15	10/31	1.20	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
01N	18E	22	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	14
			SW	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40

NW SW IRRIGATION 13
Section Acres 147
Total Acres 147

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:

SRBA CLAIM 37-21122 IS A PORTION OF 37-479

15. Basis of Claim: Decreed

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): Chris Hunter Date: 12/20/06

California Date: _____

State of Idaho)

County of RIVERSIDE) SS.

Subscribed and sworn (or affirmed) before me this

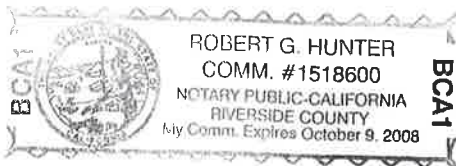
of December 2006

30th Day
Robert G. Hunter

Notary Public

Residing at 70-235 Hwy 111 Ste. C
RANCHO MIRAGE, CA 92270

My commission Expires Oct 9, 2008



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 37-21122
Date Received: 6/30/2003
Receipt No:
Received By: *SO 24001*
UH

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

1. Name of Claimant(s)

CHRISTOPHER MANNINO Phone: (208) 788-3632

PO BOX 2510
SUN VALLEY ID USA 83353

RECEIVED
JUL 22 2003
Department of Water Resources
Southern Region

2. Date of Priority: 06/10/1887

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
01N	18E	12	SW	SW	BLAINE	
01N	18E	12	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	04/15	10/31	1.17	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	18E	22	NE	NW	IRRIGATION	40
			NW	NW	IRRIGATION	14
			SW	NW	IRRIGATION	40

NE SW
NW SW

IRRIGATION 40
IRRIGATION 13

Section Acres 147

Total Acres 147

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:

15. Basis of Claim: Decreed

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): Christopher J. Thuman Date: 7/14/03

Date:

State of ~~Idaho~~ California

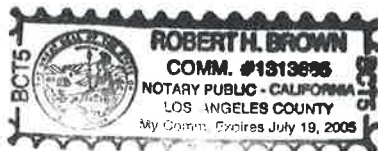
County of ~~Blaine~~ Los Angeles SS.

Subscribed and sworn (or affirmed) before me this
of July 2003

Notary Public

Residing at 1379 Pashley St. 90731

My commission Expires 7/15/2005



#6342

RECORDING REQUESTED BY

And When Recorded Mail This Deed and, Unless
Otherwise Shown Below, Mail Tax Statements To:

NAME **DOMINIC A. MANNINO**
 STREET ADDRESS **46-285 Manitou Drive**
 CITY **Indian Wells, Ca. 92260**
 STATE **CA**
 ZIP **92260**

Title Order No. _____ Escrow No. _____

SPACE ABOVE THIS LINE FOR RECORDER'S USE

DOCUMENTARY TRANSFER TAX \$

COMPUTED ON FULL VALUE OF PROPERTY CONVEYED.

OR COMPUTED ON FULL VALUE LESS LIENS AND
ENCUMBRANCES REMAINING AT TIME OF SALE.

Signature of Declarant or Agent determining tax. Firm Name

GRANT DEEDFOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,
ROBERT H. RICCIARDI, an unmarried man

hereby GRANT(S) to

DOMINIC A. MANNINO, a married man

Whose address is: 46-285 Manitou Dr.; Indian Wells, CA 92260

the following described real property in the
county of Blainestate of California: IDAHO

Township 1 North, Range 18 E.B.S.M. Blaine County Idaho, Section 22 Northeast
 Quarter Northwest Quarter, Southeast Quarter Northwest Quarter, Northeast
 Quarter Southwest Quarter, East 13 acres of Southwest Quarter Northwest
 Quarter, East 13 acres Northwest Quarter Southwest Quarter, Northwest Quarter
 Northwest Quarter, except the West 26 acres thereof.

NE NW 40
 SE NW 40
 NE SW 40
 NW SW 13
 NW NW 40

Dated May 9, 1978STATE OF CALIFORNIA
COUNTY OF Riverside

SS

On May 12, 1978before me, the under-
signed, a Notary Public in and for said County and State,
personally appeared Robert H. Ricciardi

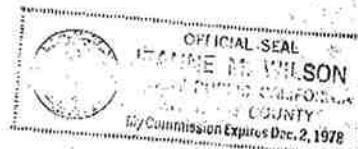
Robert H. Ricciardi
 Robert H. Ricciardi

to be the person whose name IS known to me
 within instrument and acknowledged that he
 executed the same.

Jeanne M. Wilson

Name (Typed or Printed)

Notary Public in and for Said County and State



(Space above for official notarial seal)

MAIL TAX STATEMENTS TO PARTY SHOWN ON FOLLOWING LINE. IF NO PARTY SO SHOWN, MAIL AS DIRECTED ABOVE

Name

Street Address

City & State

WARRANTY DEED

RECEIVED
JUN 30 2003

For Value Received

ROBERT WILLIAM RATTO, JR. and NORMA J. RATTO, husband
and wife AND

JOSEPH HUGH RATTO and JULIE A. RATTO, husband and wife

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

ROBERT H. RTCCIARDI, an unmarried man,

whose address is: c/o Sun Escrow, 73-210 El Paseo, Palm Desert, CA 92260

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

Township 1 North, Range 18 East, B.M., Blaine County, Idaho,

Section 22: NE $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$;
East 13 acres of SW $\frac{1}{4}$ NW $\frac{1}{4}$;
East 13 acres of NW $\frac{1}{4}$ SW $\frac{1}{4}$;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, EXCEPT the West 26 acres thereof.

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

Dated: May 12, 1978

Robert W. Ratto, Jr.
Robert William Ratto, Jr.

Norma J. Ratto
Norma J. Ratto

Joseph Hugh Ratto
Joseph Hugh Ratto

Julie A. Ratto
Julie A. Ratto

STATE OF Idaho, COUNTY OF Blaine

On this 16 day of May, 1978,

I, a notary public in and for said State, personally appeared Robert William Ratto, Jr.
and Norma J. Ratto, husband and wife,
and Joseph Hugh Ratto and Julie A.
Ratto, husband and wife

known to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to
me that they have executed the same.

Alice M. Rooney
Notary Public
Residing at Idaho, Idaho
Comm. Expires Life

STATE OF IDAHO, COUNTY OF Blaine

I hereby certify that this instrument was filed for record at
the request of Sawtooth Title Co

at 08 minutes past 4:00 o'clock p.m.,
this 29 day of May
1978. In my office, and duly recorded in Book
of Deeds at page

MARIE IVIE LILYA

Ex-Officio Recorder

By *Hazel Barber* Deputy.
Fees \$1.00
Mail to

ENTERED & INDEXED ON
JUN 30 2003
SAWTOOTH TITLE CO.

183322

JUNE 30, 2003

BIG WOOD ABOVE MAGIC DECREE BOOK

DIVER NO	R	DIVER NAME	OWNER	ST_ID	PRIOR DATE	INCHES	CFS
49	E	BANNON	DOMINIC A MANNINO	37-0478	06 / 10 / 1887	120.00	2.40
49	E	BANNON	DOMINIC A MANNINO	37-0479	06 / 10 / 1887	60.00	1.20

The water rights listed are shown as reflected in the Water District's records. The charges assessed by the Water District are current and our records show that the water has been diverted. This compilation is provided for your information only and is not a representation, guaranty, warranty or opinion that the water rights are valid or in effect and should not be relied upon as such.

Received from
Lee Peterson
claimant
6-30-03

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER DISTRICT NO. 37 & 37 M

P.O. Box T

Shoshone, Idaho 83352

(208) 886-2451



LEE R. PETERSON

Watermaster

FACSIMILIE TRANSMISSION

TO:

IDWR Twin Falls

DATE:

6/30/03

FAX NUMBER:

736-3037

FOR THE ATTENTION OF:

Jim Stanton

FROM:

Water District 37 & 37M

FAX NUMBER:

(208) 886-2451

NUMBER OF PAGES:

X 3

(INCLUDING THIS ONE)

MESSAGE:

Dominic Mannino

If you do not receive the above number of pages, or if there is any other problem, please call (208) 886-2451 at Shoshone, Idaho.

CONFIDENTIALITY NOTICE:

The contents of this fax transmission are confidential, intended only for the use of the above named recipient, and also may be the subject of attorney-client privilege. Any distribution, dissemination, copying or other use of this communication by anyone other than the above-named recipient is strictly prohibited and no privilege is waived. If you received this fax transmission in error, please notify us at (208) 886-2451. Thank you.



TOIN RIBE

22

Farm Boundary

01/02/2007

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

RIGHT NUMBER: 37-21122

NAME AND ADDRESS: CHRISTOPHER MANNINO
5206 VALLEY VIEW RD
RANCHO PALOS VERDES CA 90275

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 1.200 CFS

PRIORITY DATE: 06/10/1887

POINT OF DIVERSION:

T01N R18E S12 NENWSW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

1.200 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R18E S22	NENW	32.00	T01N R18E S22	NWNW	12.00
T01N R18E S22	SWNW	14.00	T01N R18E S22	SENW	36.00
T01N R18E S22	NESW	40.00	T01N R18E S22	NWSW	13.00

147 ACRES TOTAL

Right Nos. 37-21121 and 37-21122 are limited to the irrigation of a combined total of 147.0 acres in a single irrigation season.

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

This right is based on a portion of previous water right number 37-479.



Idaho Department of Water Resources

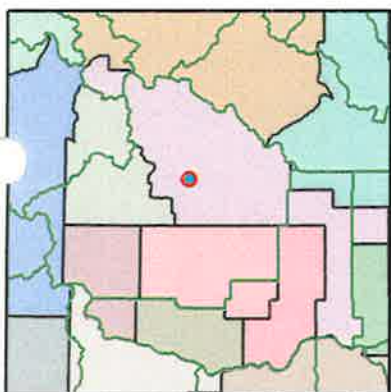
SRBA Recommendation:

37-21122

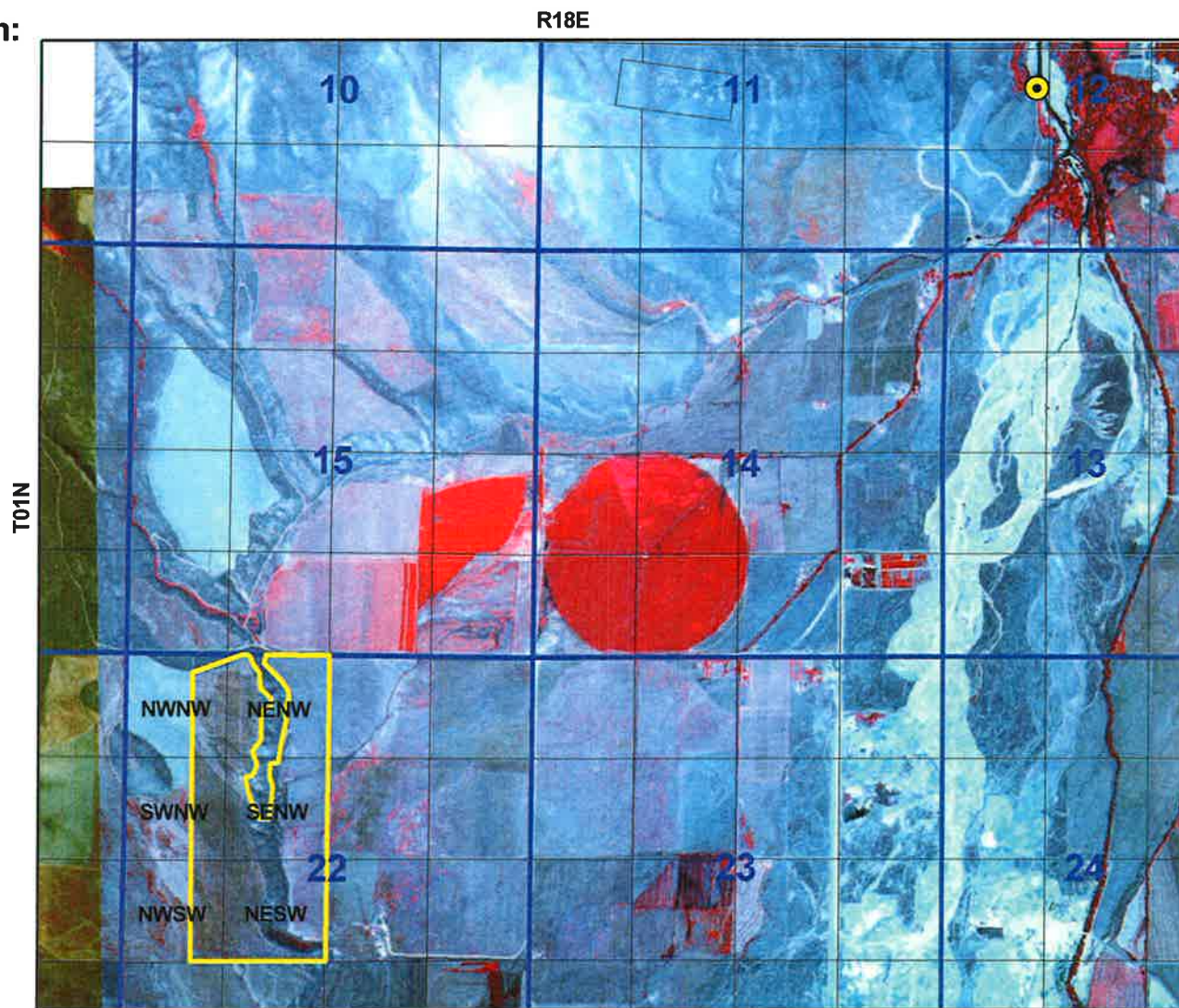
(Irrigation)

Legend

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



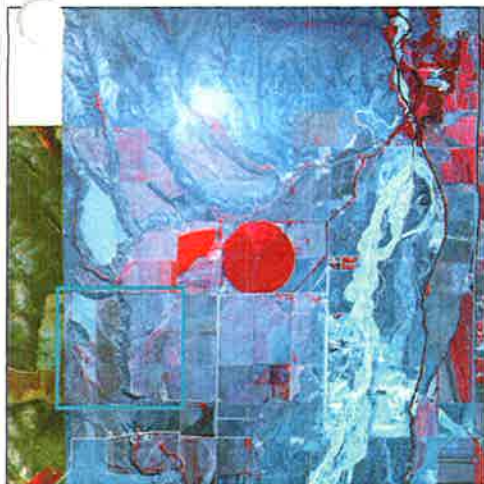
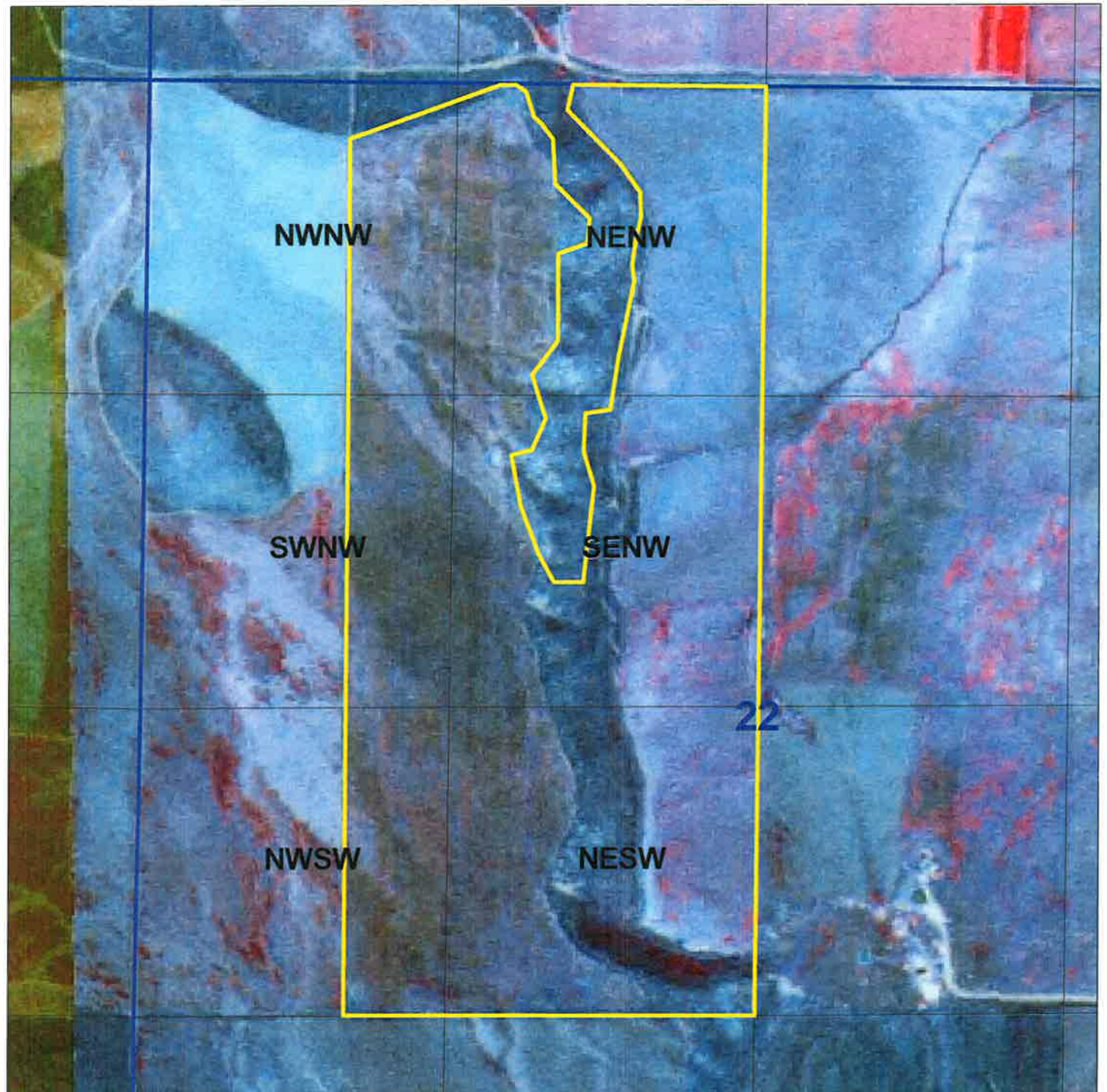
Blaine County
IDWR Basin 37



0 0.9 1.8 Miles

Prepared by C. Skinner
On Tuesday, January 2, 2007
1987/88 Aerial Photography

37-21122





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

December 13, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Dominic Mannino
71-320 N Thunderbird Terrace
Rancho Mirage, CA 92270

Dear Mr. Mannino:

As you recall, in June of 2003, you met with Vikie Hancock here in our office in Twin Falls. Ms. Hancock assisted you in generating two claims to water rights in the Snake River Basin Adjudication for water that is delivered from the Big Wood River. The claims, 37-21121 and 37-21122, were filed in July of 2003 in the name of Christopher Mannino. I have enclosed copies of these claims for your reference.

We are currently reviewing claims in the Big Wood River area and preparing recommendations for water rights that will soon be reported to the Snake River Basin Adjudication Court. During review of the two previously mentioned claims, it was discovered that the District 37 Water Master has delivery records indicating that more water is delivered under these two rights, than what was originally claimed under claims 37-21121 (1.01 cfs) and 37-21122 (1.17 cfs). I have also included a copy of the water master records showing delivery of water under right 37-478 (claim 37-21121) in the amount of 2.40 cfs and right 37-479 (claim 37-21122) in the amount of 1.20 cfs.

As we discussed during our telephone conversation, if the claims are amended to the amounts reflected in the water master records (2.40 cfs and 1.20 cfs), then these amounts can be recognized and ultimately reported to the Snake River Basin Adjudication Court, rather than the amounts that are currently claimed (1.01 cfs and 1.17 cfs). However, since the claims are currently filed in the name of Christopher Mannino, Christopher Mannino must sign any amendments to the claims.

I have enclosed two amended claims that if signed by Christopher Mannino, and notarized, and then returned to our office, would allow me to recommend larger amounts for the rights than what is currently claimed. To summarize, in order to amend the claims...

The two enclosed amendments must be returned to our office (my attention) with Christopher Mannino's notarized signatures on both of the claims.

Page 2

Mannino 37-21121 & 37-21122 Letter

December 13, 2006

As I indicated during our telephone conversation, time is of the essence, and the sooner the signed amended claims can be returned to me, the more likely the larger amounts can be recommended to the Snake River Basin Adjudication Court. If you have any questions, or if I can be of any further assistance, feel free to contact me at your convenience.

Sincerely,

A handwritten signature in black ink, appearing to read "Corey Skinner", written over the printed name.

Corey Skinner, PE

Water Resource Engineer

Enclosures

NOTE TO FILE

From: Vikie Hancock

7/23/03

Regarding: Claim numbers 37-21121 & 37-21122

After these signed claims were returned to me from California I notice that the place of use I data entered was not the place of use I had figured out while the claimants were in my office. It is apparent that it was not one of my best days.

- The land list shows 40 acres in the SWNW that should be 40 acres in the SENW.
- The 13 acres in the NWSW were not to have been included in the claim.

This claim may have to be amended, depending on how the review shakes out. Since amending the claim at this point is complicated given the ownership circumstances, and since it may be more, less or equally complicated in a couple of years, I figured it was just as well to wait and see.

When you talk to these folks again, feel free to tell them that although I seemed nice to them at the time, I was an idiot.

DO NOT FILM

**Dominic A. Mannino
P.O. Box 2510
Sun Valley, Idaho 83333**

RECEIVED
JUL 22 2003
Department of Water Resources
Southern Region

July 19, 2003

**Department of Water Resources
Attention: Ms. Vickie Hancock
1341 Filmore Street Suite 200
Twin Falls, Idaho 83301-3380**

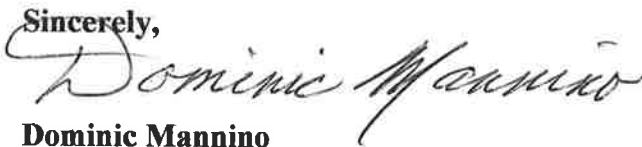
Dear s. Hancock,

Enclosed are the two documents you requested to be notarized by Christopher Mannino and returned with a check in the amount of \$234.00.

Should you have any questions or require additional information please feel free to contact me at 208 788-3632 at your convenience.

Thank you for all your efforts in this matter.

Sincerely,


Dominic Mannino

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT NUMBER: 37-479

Priority Date: 06/10/1887
Basis: Decreed
Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/	to /	2.800 CFS	
		Total Diversion:	2.800 CFS	

BIG WOOD RIVER BLAINE County	SW1/4NW1/4	Sec. 12,	Twp 01N,	Rge 18E, B.M.
BIG WOOD RIVER BLAINE County	SW1/4SW1/4	Sec. 12,	Twp 01N,	Rge 18E, B.M.

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	
01N	18E	15								X	X	X	X						186
01N	18E	22					X	X	X	X									134
							40	14	(13)	40	40	(13)							

Conditions of Approval:

$F_{ARM} = 160 \text{ mN}$
134 w/in decreed
POU

1. General P/D NOT GIVEN IN DECREE BUT DETERMINED FROM WATERMASTER.
AC. IRRIG. NOT SPECIFIED. FARM = 320 AC.

Dates and Other Information:

$$2.8/320 \times 134 = 1.17 \text{ y/s}$$

COMMUNICATION DOCUMENTATION

From: Vikie Hancock

June 30, 2003

Regarding:

Customer:

37-21121 & 37-22122

MANNINO

Dominic and John Mannino came into the office to discuss water rights on their property in the Poverty Flats area of basin 37. They had discussed them with water master Lee Peterson who told them they had WR numbers 37-478 and 37-479.

From their legal description it appears that they have a right to a portion of both rights. Note that John Brown Inc also filed on a portion of 37-478.

WR 37-478 (part) was claimed as 37-22121

WR 37-479 (part) was claimed as 37-22122

The rights were filed in the name of Christopher Mannino. He is the grand child of Dominic Mannino and one of several grand children that are the legal owners of the property. The Manninos happened to have deeds from Lee Peterson showing that Dominic purchased the property in 1978 but no deed showing ownership in the name of the grand children. Note that the address and phone numbers for Christopher Mannino are those of his grandfather, Dominic. I asked if they wanted me to note the names of the other owners and they did not think it was necessary.

From conversations with the Manninos it does not sound like this property has been consistently irrigated. I told them there may be issues of validity and suggested that they begin gathering information that would show that water had been used on their land if questions arose during our subsequent investigation into their claim. I gave them an ArcView print out of the 1987 photography and showed them the difference between their land the land just to the north in regard to irrigation use.

At this time it does not look like any of 37-478 or 37-479 were claimed on the balance of the land it was decreed to. Good luck.