

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 37-21502
Date Received: 8/17/2005
Receipt No:
Received By:

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

1. Name of Claimant(s)

WESLEY PURDY Phone: (208)788-1310
PO BOX 838
BELLEVUE ID 83313

DANIEL HAWLEY Phone: (208)726-4962
PO BOX 49
KETCHUM ID 83340

2. Date of Priority: 10/15/1884

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	18E	36	NE SW NW	BLAINE	

5. Description of diverting works:

HEADGATE #45, DISTRICT CANAL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	0.05	

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

8. Total consumptive use:

9. Non-irrigation uses:

37-21502

08/17/2005

1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	20	NW	SW	IRRIGATION	2.5
					Section Acres	2.5
					Total Acres	2.5

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:

This right is a split from former right 37-20884.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-665F.

This right is a split from former right 37-21497.

Property is also known as Lot 1, Gannett Ranch Subdivision.

15. Basis of Claim: Decreed



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 8, 2005

WESLEY PURDY
PO BOX 838
BELLEVUE ID 83313

RE: SRBA Claim(s) 37-665F, 37-2705

Dear Claimants:

Pursuant to the notification that you purchased a portion of the property to which the above referenced adjudication claims are appurtenant, the department has split the original claims. Your portions have been numbered 37-21500 and 37-21502.

Enclosed please find your copies of the computer-generated claims. Review these documents and should you have any questions or corrections, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

enc.

cc: Daniel Hawley
PO Box 49
Ketchum ID 83340

841 Gannett Ranch Sub.

RECEIVED

AUG 16 2005

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

Department of Water Resources
Southern Region

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

Incomplete forms will be returned.

1. Water Right Number(s) 1884 Right # 37-00665F, SRBA A37-00665F
Adjudication Claim Number(s) 1965 37-02705 SRBA A37-02705

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 Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) ROBERT J. STRUTHERS JR.
388 GANNETT RD.
BELLEVUE, IDAHO 83313

4. New Owner/Claimant(s) Wesley Purdy Daniel Hawley
Name connector (Check one): ☒ AND ☒ OR ☐ AND/OR
New Mailing Address PO BOX 838 PO Box 49
City, State and ZIP Code Bellevue, ID 83313 Ketchum, ID 83340
New Telephone Number () 788-1310 OR 726-4962

5. Date you acquired the property 8-2-05

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

Number of acres actually irrigated 2 Number and type of stock ?

Diversion rate in CFS .05 Number of homes 1 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) Wesley Purdy Date 8-9-05
Daniel Hawley Date 8-10-05

(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.

Order No. 0521832

WARRANTY DEED

FOR VALUE RECEIVED, and as consideration as part of an IRC § 1031 tax-deferred exchange,

ROBERT J. STRUTHERS, JR., an unmarried man

the Grantor does hereby grant, bargain, sell, convey and warrant unto

**WESLEY D. PURDY, an unmarried man as to an undivided 40% interest and
DANIEL HAWLEY, an unmarried man as to an undivided 60% interest, as Tenants in
Common**

the Grantee whose current address is:

**P.O. Box 838
Bellevue, ID 83313**

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

**Lot 1 of GANNETT RANCH SUBDIVISION, BLAINE COUNTY IDAHO, as shown on
the official plat thereof, recorded January 5, 2005, as Instrument No. 514806, records of
Blaine County, Idaho**

SEE EXHIBIT "A" attached hereto and made a part hereof.

This transaction is a 1031 Exchange for the benefit of Robert J. Struthers, Jr., as
relinquished property.

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 Grantor does hereby covenant to and with
the said Grantee, that he is the owner in fee simple of said premises; that said premises are free
from all encumbrances and that he will warrant and defend the same from all lawful claims
whatsoever.

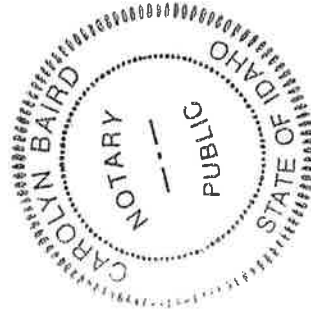

Robert J. Struthers Jr.

8.2.05
Date

State of: Idaho
County of: Blaine

On this 20th day of August, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **ROBERT J. STRUTHERS JR.**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Commission Expires: 1/23/2009



0521832

EXHIBIT "A"

The Undersigned acknowledge and agree that the property described in in the attached Warranty Deed is either located in, or near, an agricultural zone, and that lawful activities within an Agricultural Zone may occur during the day or night, and may result in the production of noise, odors and dust, and may involve lights, aerial spraying, machinery and other inconveniences each of the undersigned acknowledges that the deed conveying title will contain a restriction that will prohibit challenging all agricultural uses or operations authorized by the Blaine County Zoning Ordinance and conducted within one (1) mile of this property described in Exhibit A that were lawfully occurring, or authorized by any Governmental agency, as of the date of each deed conveying any right, title or interest in the property described in Exhibit A. Each of the undersigned, for the benefit of any owner or real property within one (1) mile of the property described in Exhibit A, hereby waives any right or cause of action the undersigned may have under law to challenge any such lawfully occurring or authorized agricultural uses or operations.

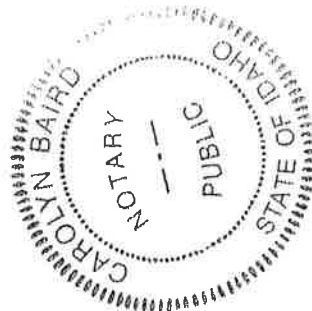
Wesley D. Purdy
Wesley D. Purdy

Daniel Hawley
Daniel Hawley

State of: **Idaho**
County of: **Blaine**

On this 2nd day of August in the year 2005, before me, a Notary Public, personally appeared Wesley D. Purdy and Daniel Hawley, 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.

Carolyn Baird
Notary Public
Residing at: Hailu
Comm. Expires: 1/23/2009



Order No. 0521832

QUITCLAIM DEED

For Value Received

ROBERT J. STRUTHERS JR., an unmarried man

Do hereby convey, release, remise and forever quitclaim unto

**WESLEY D. PURDY, an unmarried man as to an undivided 40% interest and
DANIEL HAWLEY, an unmarried man as to an undivided 60% interest, as Tenants in
Common**

Whose current address is

P.O. Box 838, Bellevue, ID 83313

The following described premises, to-wit:

The following water rights:

Two and one-half miners inches or .05 CFS of October 15, 1884 decreed right #37-00665F SRBA A37-00665F and Two and one-half miners inches of .05 CFS of January 29, 1965 priority ground water license number 37-02705 SRBA A37-02705 located at:

**Lot 1 of GANNETT RANCH SUBDIVISION, BLAINE COUNTY IDAHO, as shown on
the official plat thereof, recorded January 5, 2005, as Instrument No. 514806, records of
Blaine County, Idaho**

Together with their appurtenances.


Robert J. Struthers Jr.

State of: Idaho

County of: Blaine

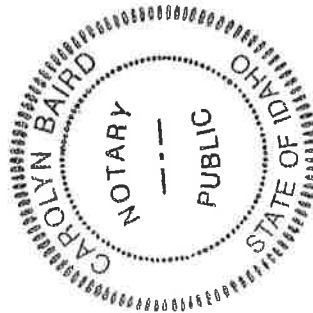
On this 2nd day of August, 2005, before me, the undersigned, a Notary Public, in and for said State, personally appeared **ROBERT J. STRUTHERS JR.**, known to me, and/or identified to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

Carolyn Baird
Notary Public

Residing at:

Commission Expires:

Hailey
1/23/2009



OWNER'S CERTIFICATE

KNOW ALL MEN BY THESE PRESENTS that Robert J. Struthers Jr., does hereby certify that he is the owner of the Real Property described as follows:

All of the SW1/4 and the NW1/4 of Section 20, Township 1 North, Range 19 East, Boise Meridian, Blaine County, Idaho.

It is the intention of the undersigned to include said land in this plat.

The Easements shown hereon are not dedicated to the public, but the right to use said easements for the intended purposes is hereby reserved forever. No structures other than for such utility and other designated uses are to be erected within the lines of said easements.

Pursuant to Idaho Code 50-1334, we the undersigned as the owners, further certify that the lots described in this plat will not be served by any water system common to one or more of the lots, but will be served by individual wells.

The portion of the 30' road right of way for Kingsbury Lane as shown on this plat is hereby dedicated to Blaine County in perpetuity.

IN WITNESS WHEREOF, we hereunto set our hands.

Robert J. Struthers Jr.
Robert J. Struthers Jr.

Signed this 2nd day of AUGUST, 2004.

ACKNOWLEDGMENT

STATE OF Idaho
COUNTY OF Blaine

On this 2nd day of August, 2004, before me, the undersigned, a Notary Public for said State, personally appeared Robert J. Struthers Jr., 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 WITNESS WHEREOF, I have hereunto set my hand and official seal the day and year in this certificate first above written.

My commission expires: 1/23/2009

Carolyn Baird
Notary Public



SURVEYOR'S CERTIFICATE

I, STEVEN W. SCHWARZ, a duly registered Professional Land Surveyor in the State of Idaho, do hereby certify that this plat is a true and accurate map of the land surveyed under my direct supervision, and that it is in accordance with the Idaho State Code relating to plats and surveys.



STEVEN W. SCHWARZ

PLS 8806

COUNTY ENGINEER'S APPROVAL

This is to certify that I, JIM W. KOONCE, County Engineer for Blaine County, Idaho, have checked the foregoing plat and computations for making the same and have determined that they comply with the laws of the State of Idaho relating thereto.

Jim W. Koonce
JIM W. KOONCE

ACCEPTANCE OF DEDICATION BY BLAINE COUNTY

Dedication of the 30' right-of-way for Kingsbury Lane, as shown on this plat is approved and accepted this 14th day of December, 2004 by Blaine County.

By: Dennis Wright
Chairman, Blaine County Commissioners

APPROVAL OF COUNTY PLANNING AND ZONING COMMISSION

The foregoing plat was approved and accepted this 15th day of December, 2004, by the Blaine County Planning and Zoning Commission.

By: Spencer Smith

APPROVAL OF COUNTY COMMISSIONERS

The foregoing plat was approved and accepted this 14th day of December, 2004, by the Blaine County Board of Commissioners.

By: Dennis Wright

BLAINE COUNTY TREASURER'S CERTIFICATE

On this 4 day of January, 2005, the foregoing plat was approved and accepted by the Blaine County Treasurer, Blaine County, Idaho.

By: Vicki L. Dick by Kelli England

COUNTY RECORDER'S CERTIFICATE

I hereby certify that this instrument was filed at the request of _____ at _____ minutes past _____ o'clock, _____ m., on this _____ day of _____, 2004, A.D., in my office and duly recorded in book _____ of plats at page _____.

Instrument No. _____ Fee: \$ _____

By: _____

Instrument # 514806
HALEY, BLAINE, IDAHO
2005-01-05 10:45:00 No. of Pages: 2
Recorded by: BENCHMARK ASSOCIATES
MARSEUS TIEMANN Fee: \$1.00
Ex-Officio Recorder Deputy
Issued by: 2/1/05

PREPARED BY: BENCHMARK ASSOCIATES, P.A.
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)
E-MAIL: mail@bma5b.com



GANNETT RANCH SUBDIVISION
LOCATED WITHIN
SECTION 20, TOWNSHIP 1 NORTH, RANGE 19 EAST
BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PREPARED FOR: ROBERT STRUTHERS

PROJECT NO. 03816	DRAWN BY: SWS	DATE: 11/2004
PLOT FILE 03816FP.DWG	SHEET 2 OF 2	

GANNETT RANCH SUBDIVISION

WHEREIN TAX LOT 7151 IS DIVIDED INTO 4 LOTS.
LOCATED WITHIN SECTION 20, TOWNSHIP 1 NORTH, RANGE 19 EAST,
BOISE MERIDIAN, BLAINE COUNTY, IDAHO
NOVEMBER, 2004

NOTES:

1. WATER RIGHTS SHALL BE DISTRIBUTED TO EACH INDIVIDUAL LOT.
2. THE AGRICULTURAL WATER RIGHT SHALL BE USED FOR AGRICULTURAL AND LANDSCAPE IRRIGATION. ANY NEW DOMESTIC PERMIT SHALL BE FOR POTABLE IN HOUSE WATER ONLY.
3. ALL NEW UTILITIES SHALL BE UNDERGROUND.
4. FIRE PROTECTION REQUIREMENTS ARE THOSE OF THE WOOD RIVER RURAL FIRE DISTRICT. BLAINE COUNTY CODE TITLE 7 CHAPTER 7. THE CURRENT ADOPTED EDITION OF THE FIRE AND BUILDING CODE, INCLUDING, BUT NOT LIMITED TO, WATER SUPPLY, ACCESS (INCLUDING TURNAROUND) AND CLEAR ZONES, SHALL BE COMPLIED WITH PRIOR TO ISSUANCE OF ANY BUILDING PERMITS.
5. PURSUANT TO STATE REGULATIONS, MAINTENANCE AND WEED CONTROL FOR ALL LOTS ARE THE RESPONSIBILITY OF THE DEVELOPER UNTIL THE LOT IS SOLD, AT WHICH TIME RESPONSIBILITY IS TRANSFERRED TO THE INDIVIDUAL LOT OWNER.
6. A 40 FOOT WIDE CANAL MAINTENANCE EASEMENT IS GRANTED TO BIG WOOD DISTRICT NO. 45 CANAL. SAID EASEMENT SHALL BE OF A WIDTH NECESSARY FOR CANAL MAINTENANCE PURSUANT TO IDAHO CODE SEC. 42-1204, BUT SHALL BE NO LESS THAN 40' IN WIDTH.
7. STATE LAW (42-111) LIMITS DOMESTIC IRRIGATION TO ONE-HALF ACRE OF LAND, IF THE TOTAL DOMESTIC USE IS NOT IN EXCESS OF THIRTEEN THOUSAND GALLONS PER DAY.
8. **MARKETING DISCLOSURE:** THIS PROPERTY INCLUDES AND IS ADJACENT TO ACTIVE AGRICULTURAL USES, WHICH MAY INVOLVE ACTIVITIES OCCURRING DAY OR NIGHT. THESE ACTIVITIES MAY RESULT IN THE PRODUCTION OF NOISE, ODOR, AND DUST AND MAY INVOLVE LIGHTS, AERIAL SPRAYING, MACHINERY AND OTHER INCONVENIENCES. ALL DEEDS CONVEYING TITLE TO THIS PROPERTY WILL CONTAIN A RESTRICTION PROHIBITING PROPERTY OWNERS FROM CHALLENGING LAWFULLY CONDUCTED AGRICULTURAL OPERATIONS OCCURRING WITHIN ONE (1) MILE OF THE PROPERTY.
9. **DEED RESTRICTIONS:** ALL DEEDS CONVEYING TITLE TO REAL PROPERTY WITHIN THIS SUBDIVISION SHALL INCLUDE THE FOLLOWING DEED RESTRICTION: EACH GRANTEE TAKING THIS PROPERTY OR ANY PORTION THEREOF COVENANT AND AGREE FOR THE GRANTEE AND GRANTEE'S HEIRS, EXECUTORS AND ASSIGNS, TO NOT CHALLENGE ANY AGRICULTURAL USES OR OPERATIONS THAT ARE AUTHORIZED BY THE BLAINE COUNTY ZONING ORDINANCE AND CONDUCTED WITHIN ONE (1) MILE OF THE PROPERTY, AND THAT WERE LAWFULLY OCCURRING, OR AUTHORIZED BY ANY GOVERNMENT AGENCY, AS OF THE DATE OF EACH DEED CONVEYING ANY RIGHT, TITLE OR INTEREST IN THIS PROPERTY OR ANY PORTION THEREOF.
10. **GRANTEE'S ACKNOWLEDGMENT AND WAIVER:** EACH GRANTEE SHALL CONTEMPORANEOUSLY WITH THE EXECUTION OF ANY DEED CONVEYING TITLE TO REAL PROPERTY WITHIN THIS SUBDIVISION, SIGN AND RECORD WITH THE BLAINE COUNTY RECORDER THE FOLLOWING ACKNOWLEDGMENT AND WAIVER, WHICH SIGNING SHALL BE DULY ACKNOWLEDGED BY A NOTARY PUBLIC: THE UNDERSIGNED ACKNOWLEDGE AND AGREE THAT THE PROPERTY DESCRIBED IN EXHIBIT A (LEGAL DESCRIPTION OF PROPERTY BEING CONVEYED) IS EITHER LOCATED IN, OR NEAR, AN AGRICULTURAL ZONE, AND THAT LAWFUL ACTIVITIES WITHIN AN AGRICULTURAL ZONE MAY OCCUR DURING THE DAY OR NIGHT, AND MAY RESULT IN THE PRODUCTION OF NOISE, ODORS AND DUST, AND MAY INVOLVE LIGHTS, AERIAL SPRAYING, MACHINERY AND OTHER INCONVENIENCES. EACH OF THE UNDERSIGNED ACKNOWLEDGES THAT THE DEED CONVEYING TITLE WILL CONTAIN A RESTRICTION THAT WILL PROHIBIT CHALLENGING ALL AGRICULTURAL USES OR OPERATIONS AUTHORIZED BY THE BLAINE COUNTY ZONING ORDINANCE AND CONDUCTED WITHIN ONE (1) MILE OF THIS PROPERTY DESCRIBED IN EXHIBIT A THAT WERE LAWFULLY OCCURRING, OR AUTHORIZED BY ANY GOVERNMENTAL AGENCY, AS OF THE DATE OF EACH DEED CONVEYING ANY RIGHT, TITLE OR INTEREST IN THE PROPERTY DESCRIBED IN EXHIBIT A. EACH OF THE UNDERSIGNED, FOR THE BENEFIT OF ANY OWNER OF REAL PROPERTY WITHIN ONE (1) MILE OF THE PROPERTY DESCRIBED IN EXHIBIT A, HEREBY WAIVES ANY RIGHT OR CAUSE OF ACTION THE UNDERSIGNED MAY HAVE UNDER LAW TO CHALLENGE ANY SUCH LAWFULLY OCCURRING OR AUTHORIZED AGRICULTURAL USES OR OPERATIONS.
11. **DENSITY STATEMENT:** WITH FOUR LOTS (3 CLUSTER LOTS INCLUDING AN ALLOWABLE BONUS LOT AND 1 AG. LOT) ON 77.55 ACRES, NO FURTHER SUBDIVISION OR REDUCTION IN THE SIZE OF THE AG. PARCEL IS PERMITTED.
12. **10.2) ALL NEW FENCING, EXCEPT LIVESTOCK CORRALS, SHALL MEET THE STANDARDS OF THE IDAHO FISH & GAME TO ALLOW FOR UNRESTRICTED MOVEMENT OF WILDLIFE. POST AND POLE DESIGN IS RECOMMENDED. MAXIMUM TOP RAIL HEIGHT SHALL BE 42 INCHES AND MINIMUM BOTTOM RAIL HEIGHT SHALL BE 16 INCHES; b.) DOMESTIC PETS INCLUDING CATS SHALL BE KEPT INDOORS, IN KENNELS, LEASHED, OR OTHERWISE IN CONTROL OF THEIR OWNERS TO MINIMIZE PET-LIVESTOCK AND WILDLIFE CONFLICTS; DOGS RUNNING AT LARGE DRAMATICALLY INCREASE THE NEGATIVE EFFECTS OF HOUSING DEVELOPMENTS ON WILDLIFE AND DOMESTIC CATS ARE PROVEN TO BE VERY EFFICIENT PREDATORS ON WILD BIRD POPULATIONS; c.) HAY OR OTHER LIVESTOCK FEED SHOULD BE STORED AND FED SO IT IS NOT AVAILABLE TO BIG GAME. THIS WILL MINIMIZE THE CHANCES OF ATTRACTING WILDLIFE AWAY FROM WINTER RANGE AND WILL REDUCE THE DEPREDAION POTENTIAL; d.) FEEDING OF BIG GAME OR WATERFOWL SHOULD BE ALLOWED ON THE PROPERTY; e.) WILDLIFE DAMAGE TO ORNAMENTAL TREES AND SHRUBS COULD OCCUR FROM BIG GAME. THE COSTS OF RESOLVING PROBLEMS CAUSED BY WILDLIFE DAMAGE TO PRIVATE PROPERTY SHALL BE THE RESPONSIBILITY OF THE PROPERTY OWNER(S). ACTIONS TAKEN TO ALLEVIATE WILDLIFE DEPREDAIONS SHALL BE THOSE PRESCRIBED OR APPROVED BY THE IDAHO FISH & GAME. HHO WILL PROVIDE CONSULTATION IN A TIMELY MANNER UPON NOTIFICATION.**
13. NO MORE THAN ONE ACCESSORY DWELLING IS ALLOWED ON LOTS 1-3 AND EMPLOYEE HOUSING IS ONLY ALLOWED ON LOT 4.

LEGEND

- FOUND 5/8" REBAR
- FOUND BRASS CAP
- SET 1/2" REBAR
- SET 5/8" REBAR
- NEW RESIDENTIAL BUILDING SETBACK

SECTION LINE - WESTERLY
BOUNDARY OF ROAD DEDICATION
10' PUBLIC UTILITY EASEMENT
10' IRRIGATION EASEMENT
TO BENEFIT LOTS 1, 2, AND 3
EASTERLY 30' OF KINGSBURY LANE
DEDICATED TO BLAINE COUNTY
FOR ROADWAY AND PUBLIC
UTILITY PURPOSES

DETAIL "A" NOT TO SCALE

HEALTH CERTIFICATE

Sanitary restrictions as required by Idaho Code Title 50, Chapter 13, have been satisfied. Sanitary restrictions may be reimposed, in accordance with Idaho Code Title 50, Chapter 13, Section 50-1326, by the issuance of a certificate of disapproval.

Date: 12-27-2004

Robert Weir
South Central District Health Dept., EHS



PREPARED BY: BENCHMARK ASSOCIATES, P.A.
P.O. BOX 733, KETCHUM, ID 83340
(208) 726-9512 : 726-9514 (FAX)
E-MAIL: mail@bma5b.com

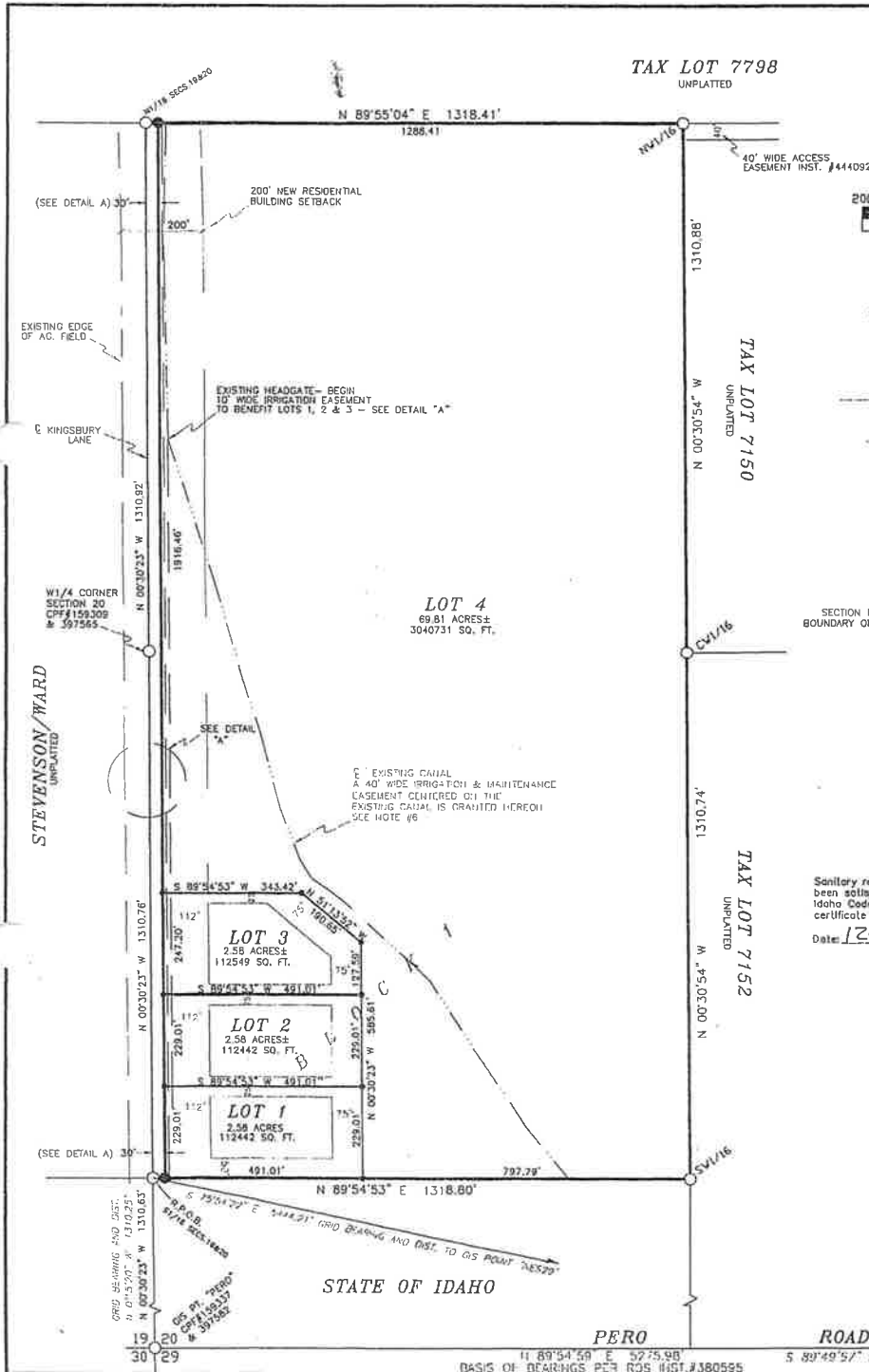


GANNETT RANCH SUBDIVISION

LOCATED WITHIN
SECTION 20, TOWNSHIP 1 NORTH, RANGE 19 EAST
BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

PREPARED FOR: ROBERT STRUTHERS

FINAL PLAT	DRAWN BY: SWS	DATE: 11/2004
PROJECT NO. 03836	PLOT FILE 03836P.DWG	SHEET 1 OF 2



PERO ROAD
BASIS OF BEARINGS PER GCS INST. #380595

S 89°49'57" E 5234.51' GRID BEARING AND DIST.

20 21
29 28

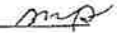
Instrument # 514806

HAILEY, BLAINE, IDAHO

2005-01-05 10:45:00 No. of Pages: 2

Recorded for: BENCHMARK ASSOCIATES

MARSHA RIEMANN Fee: 11.00

Ex-Officio Recorder Deputy 

Index to: PLATS

GANNETT RANCH SUBDIVISION

FR SECTION 20 T1N R19E

Stanton, Jim

From: Stanton, Jim
Sent: Saturday, November 25, 2006 4:33 PM
To: Merritt, Allen
Cc: Stanton, Jim
Subject: File 37-2593 Struthers

Allen - I am working on a claim on land also claimed under this right. Specifically, the NW/SW Sec. 20 was licensed/claimed for 40 acres under 2593. But Hawley & Purdy own 2.5 ac there, and recently transferred a portion of another groundwater right onto their parcel. This would indicate that they make no claim to 2593. They also have some 1884 river water on their land, which is the claim I have. I see that 2593 has not been verified yet, so now is probably the time to deal with this overlap. Several other claims overlap Struthers in this tract, as there are 3 2.5 acre lots there on the SW portion of the property outside the pivot. There is now a home on the south lot, and the north lot seems to have something happening. So it looks like Struthers' claims need to have the pou reduced in this tract to avoid a mess. Hope this helps.

11/25/2006

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

RIGHT NUMBER: 37-21502

NAME AND ADDRESS: DANIEL HAWLEY
PO BOX 49
KETCHUM ID 83340

WESLEY PURDY
PO BOX 838
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 10/15/1884

POINT OF DIVERSION:

T02N R18E S36 NESWNW 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	0.050 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S20 NWSW 2.50

2.5 ACRES TOTAL

Right Nos. 37-21500 and 37-21502 are limited to the irrigation of a combined total of 2.5 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

Property is also known as Lot 1, Gannett Ranch Subdivision.

This right is a split from former Right 37-665C.



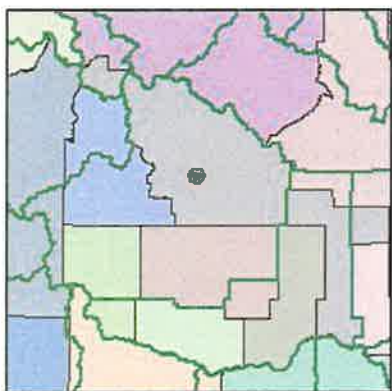
Idaho Department of Water Resources

SRBA Recommendation:

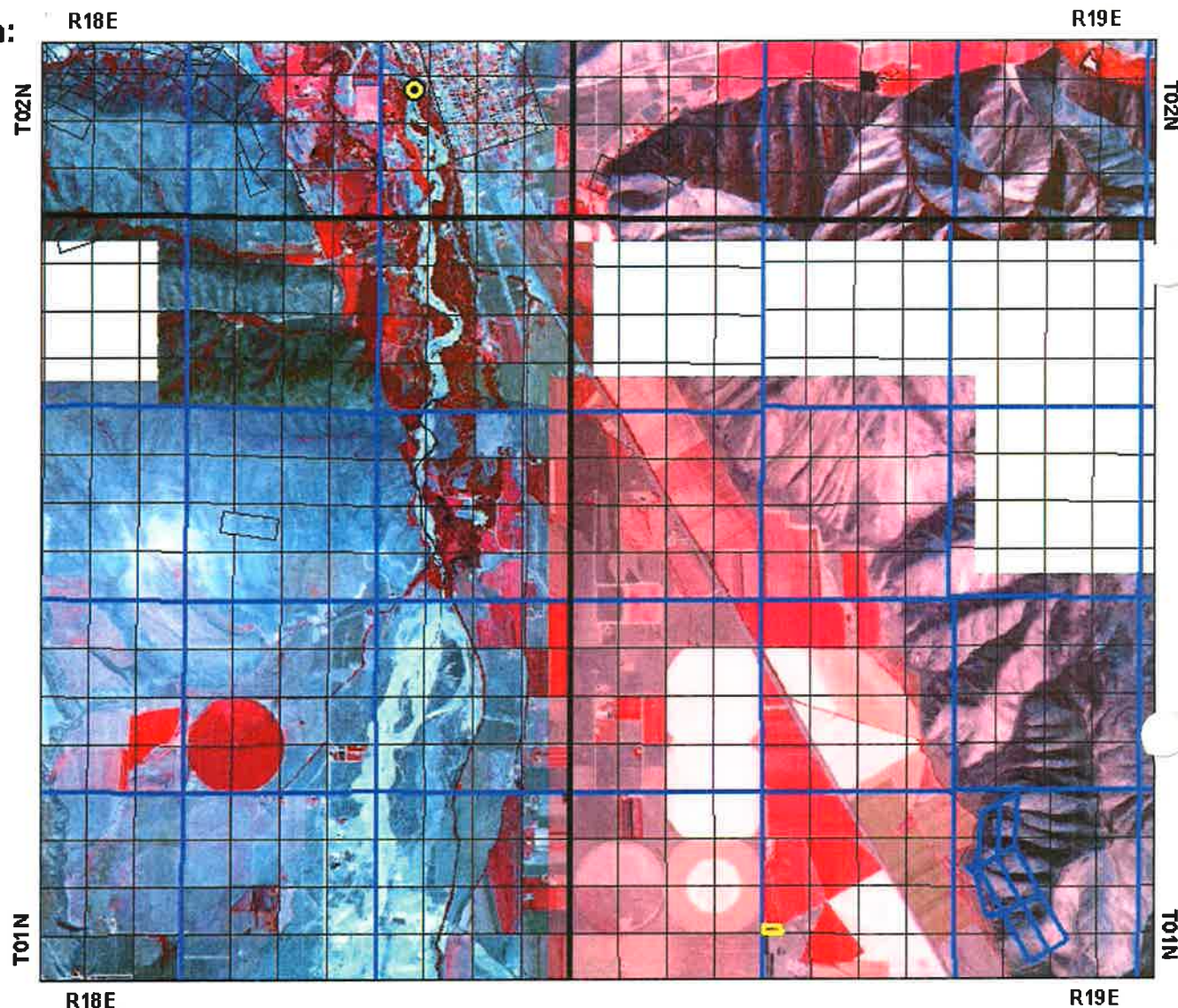
37-21502

Legend

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



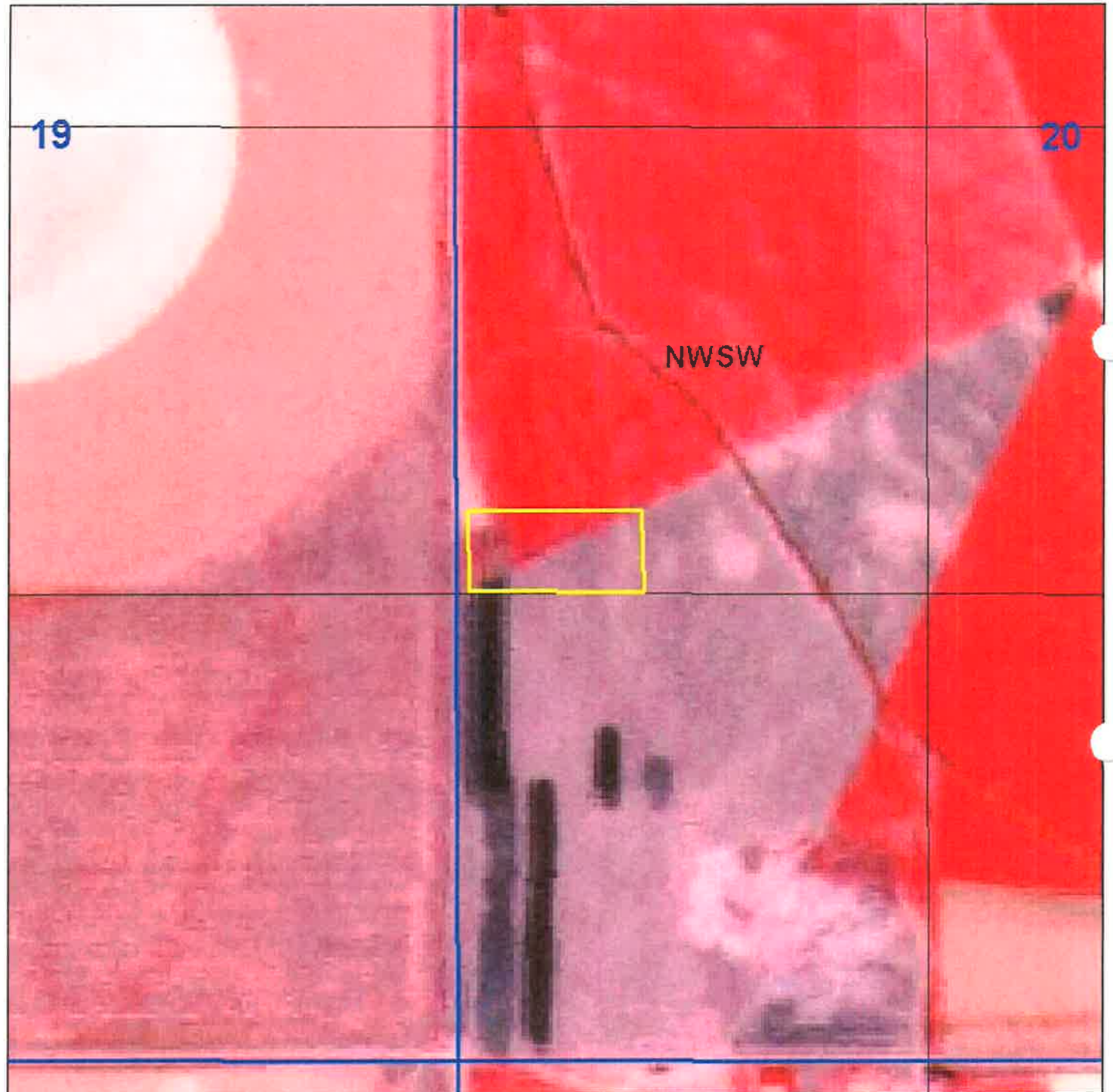
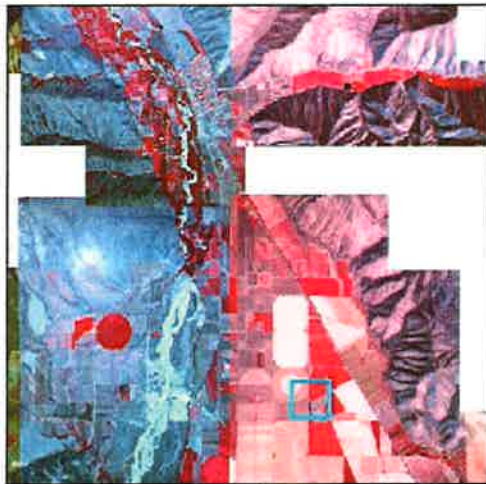
Blaine County
IDWR Basin 37



0 2 4 Miles

Prepared by N. Erickson
On Saturday, November 11, 2006
1987/88 Aerial Photography

37-21502



11/11/2006

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

RIGHT NUMBER: 37-21502

NAME AND ADDRESS: DANIEL HAWLEY
PO BOX 49
KETCHUM ID 83340

WESLEY PURDY
PO BOX 838
BELLEVUE ID 83313

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 10/15/1884

POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 / 10/31

0.050 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S20 NWSW 2.50

2.5 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 Lot 1, Gannett Ranch Subdivision.

This right is a split from former right 37-665F.

Water diverted from Headgate #45 delivered through District Canal.