

RECEIVED
OCT 25 2007
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

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

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

Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
37-20883	A37-20883	X 22362 22363			
37-00666D	A37-00666D	X 22358 22359			
37-20885	A37-20885	X 22364 22365			
37-20443	A37-20443	X 22366 22361			

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

OR

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

3. Name and Address of Former Owner/Claimant(s)
 B&M Ranch, LLC
 P.O. Box 1001
 Hailey, ID 83333
4. New Owner/Claimant(s)
 Bell Mountain Ranch Homeowner's Assn., Inc.
 Name Connector (Check one): [] and, [] or, [] and/or
 P.O. Box 1001
 Hailey, ID 83333
- New Mailing Address
 City, State and ZIP Code
 New Telephone Number
 (208) 578-0520 Email:

5. Date you acquired the property

January 18, 2006

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

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

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

7. Signature(s) of New Owner(s) or Claimant(s) Bell Mountain Ranch Homeowners Assn., Inc.By: John Brashears

(title if applicable)

(title if applicable)

IT IS IMPORTANT TO FILE THIS COMPLETED FORM AT THE APPROPRIATE IDWR OFFICE, WITH PAYMENT OF THE FILING FEE AND THE OWNERSHIP DOCUMENT(S), AS REFERRED TO IN LINE 2.

For IDWR Office Use Only:

Received by _____ Date _____
 Received by _____ Date _____
 Processed by _____ AJ Date _____

Receipt Amt. _____
 Receipt No. _____
 WR _____ Date _____

Water Appurtenant to:

Acres:

Portion:

Lot 2, Bell Mountain Ranch Subdivision	2.04	0.09
Lot 3, Bell Mountain Ranch Subdivision	2.05	0.09
Lot 4, Bell Mountain Ranch Subdivision	2.13	0.09
Lot 5, Bell Mountain Ranch Subdivision	2.03	0.09
Lot 6, Bell Mountain Ranch Subdivision	2.04	0.09
Lot 7, Bell Mountain Ranch Subdivision	2.09	0.09

Per CC&R's, relevant portion attached
Per Plat, attached

system approved by the Association Board) shall be permitted, and further provided that the water therefrom shall be used for irrigation purposes only. The Association shall be responsible for operating, maintaining, repairing and improving the Association's Irrigation System (the plans for which are attached hereto as Exhibit C) from its beginning on the Association's side of the valve at the boundary with the Agricultural Tract and Lot 2 (identified as "Point of Delivery" on attached Exhibit B) to the point of stub-out on each Lot within the Residential Subdivision. From and after stub-out on each Lot, all pipes, valves, sprinkler heads and so forth, shall be the sole responsibility of the Owner of the Lot. The Association shall protect the Association's Irrigation System from freezing and otherwise maintain said irrigation system.

E. WATER FROM THE ASSOCIATION IRRIGATION SYSTEM AND THE FIRE PROTECTION WELL AND HYDRANT IS NOT DRINKABLE. Each Lot The Water from the Association Irrigation system and the Fire Protection Well and Hydrant is not drinkable. The Owner shall be responsible to ensure that irrigation water within the boundaries of such Owner's Lot is not consumed by any person or used for culinary purposes. The Association shall take all reasonable steps to ensure that irrigation water from the Fire Protection well and hydrant is not consumed by any person or used for culinary purposes.

F. The following is a list of the irrigation water rights appurtenant to the Property, identified by the water right numbers assigned by IDWR:

WATER RIGHTS	SOURCE	PRIORITY	AMOUNT
37-20883	Big Wood River	6/15/1891	0.38 cfs
37-666D	Big Wood River	6/12/1886	1.78 cfs
37-20885	Big Wood River	10/15/1884	0.62 cfs
37-20443	Ground Water	1/29/1965	2.78 cfs

The amount of water which may be delivered to the Association for each Lot and Parcel within the Residential Subdivision at any particular time shall be Lot's or Parcel's portion of the total amount of the above-described water rights appurtenant to said Lot or Parcel then being delivered to and available for use by the Association under then applicable laws and regulations of the state of Idaho. Each Lot's portion of the water rights shall be based upon the maximum number of acres which may be irrigated on each Lot. The maximum irrigated acres and percentages of the water rights are as follows:

LOT	ACRES	PORTION OF WATER RIGHTS
1	123.73	5.02
2	2.04	0.09
3	2.05	0.09
4	2.13	0.09
5	2.03	0.09
6	2.04	0.09

7
TOTAL

2.09
136.11

0.09
5.56

The Association shall own the above water rights appurtenant to Lots 2 through 7, inclusive, and Parcels A, B, C and D. The Association shall own, operate, maintain, repair and replace the Association Irrigation System and control, administer, regulate and restrict the delivery of water to the Lots and Parcels for irrigation. The Association shall have no right, title or interest in and no right to possession, use or control over any of the diversion works, pumps and delivery system for these water rights on, over or across the Agricultural Tract. The Association shall not apply for or obtain approval by IDWR for any change or transfer of said water rights, or any portion thereof, or for an change in any point of diversion or places of use of any of the above water rights without the prior written consent of the Owner of the Agricultural Tract.

EACH OWNER, BY ACCEPTING THE DEED TO A LOT, ACKNOWLEDGES AND AGREES THAT THE AMOUNTS AND IRRIGABLE ACRES FOR EACH WATER RIGHT ARE SUBJECT TO FINAL DETERMINATION BY THE COURT IN THE SRBA, THAT DECLARANT DOES NOT MAKE ANY REPRESENTATION OR WARRANTY AS TO SUCH AMOUNTS OR IRRIGABLE ACRES, AND THAT DELIVERY OF THE WATER RIGHTS IS SUBJECT TO AVAILABILITY UNDER THE LAWS OF THE STATE OF IDAHO, RULES AND REGULATIONS OF IDAHO DEPARTMENT OF WATER RESOURCE ("IDWR"), AND CONTROL BY THE WATER MASTER FOR WATER DISTRICT 37. IF THE AMOUNT OR NUMBER OF IRRIGABLE ACRES FOR ANY SUCH WATER RIGHT IS REDUCED IN A FINAL DECREE ISSUED BY THE SRBA COURT, THE AMOUNT OR MAXIMUM IRRIGABLE ACRES ON EACH LOT AND PARCEL AREA PARCEL SPECIFIED HEREIN SHALL BE REDUCED PROPORTIONATELY.

EACH OWNER, BY ACCEPTING THE DEED TO A LOT, ACKNOWLEDGES AND UNDERSTANDS THAT WATER RIGHTS IN IDAHO MAY BE LOST IN WHOLE OR IN PART IF THEY ARE NOT USED FOR A CONTINUOUS PERIOD OF FIVE (5) YEARS OR MORE.

G. For the purpose of maintaining and protecting the irrigation water rights and maintaining the unimproved Lots in a neat, irrigated and weed-free condition, Declarant hereby reserves for itself and the Association the right to use the irrigation water rights and the Association Irrigation System to irrigate all or such portions of each Lot prior to such time as construction has begun pursuant to a valid building permit. After an Owner has begun such construction, the Owner, at the Owner's expense, shall be responsible for maintaining the Lot in a reasonable condition during the course of construction.

9.3 Water System Assessments. All common expenses related to operation, maintenance, repair and replacement of the Association Irrigation System shall be born by Declarant until the sale by Declarant of the first Lot within the Residential Subdivision, and

A PLAT SHOWING BELL MOUNTAIN RANCH SUBDIVISION

WHEREIN PARCEL 4 OF THE STRUTHERS RANCH RECORD OF SURVEY (TAX LOT 7152) IS REPLATTED INTO AN A-20 CLUSTER DEVELOPMENT
LOCATED WITHIN SECTION 20, T.1N., R.19E., B.M., BLAINE COUNTY, IDAHO
AUGUST 2005



SCALE: 1" = 300'

LEGEND

- ⊕ Found Brass Cap
- ⊙ Found Aluminum Cap
- Found 5/8" Rebar
- Found 1/2" Rebar
- Set 1/2" Rebar
- Set 5/8" Rebar
- (100,00') Record Information
- Property Boundary
- Adjacent's Property Line
- - - Centerline
- - - Easement, As Shown

CURVE	LENGTH	RADIUS	TANGENT	DELTA	CHORD	CHORD DIRECTION
C1	39.42'	25.00'	25.15'	92°20'00"	35.48'	N 14°19'44" E
C2	35.32'	70.00'	30.18'	32°11'00"	38.80'	N 72°16'17" E
C19	111.70'	200.00'	56.50'	21°19'56"	111.05'	S 81°00'49" W

SEE SHEET 3 FOR NOTES



OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGIONRECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:James W. Phillips
THE ROARK LAW FIRM
409 N. Main St.
Hailey, Idaho 83333

Instrument # 531238

HAILEY, BLAINE, IDAHO

2006-01-19

03:04:00

No. of Pages: 1

Recorded for : JIM PHILLIPS

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

(Space Above Line for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, B & M Ranch, LLC, an Idaho limited liability company ("Grantor"), hereby grants, bargains, sells and conveys unto Bell Mountain Ranch Homeowners Association, Inc., an Idaho non-profit corporation, whose address is P.O. Box 1001, Hailey, Idaho 83333 ("Grantee"), all right, title and interest in and to any water rights, in whole or in part, appurtenant to Lot 2, Bell Mountain Ranch Subdivision, according to the official plat of record located in Blaine County, State of Idaho:

Said water right numbers include, but are not necessarily limited to, the following appurtenant rights: 37-20883, 37-00666D, 37-20885 and 37-20443, all according to the official records of the State of Idaho.

DATED this 18 day of January, 2006

B & M RANCH, LLC

John Brashears
By: John Brashears, Manager

STATE OF IDAHO,)

) ss.

County of Blaine.)

On this 18 day of January, 2006, before me, a Notary Public in and for said State, personally appeared John Brashears, Manager, B & M Ranch, LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability corporation.



Heidi Southward
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11

OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

James W. Phillips
THE ROARK LAW FIRM
409 N. Main St.
Hailey, Idaho 83333

Instrument # 531239

HAILEY, BLAINE, IDAHO

2006-01-19

03:05:00

No. of Pages: 1

Recorded for : JIM PHILLIPS

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

(Space Above Line for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, B & M Ranch, LLC, an Idaho limited liability company ("Grantor"), hereby grants, bargains, sells and conveys unto Bell Mountain Ranch Homeowners Association, Inc., an Idaho non-profit corporation, whose address is P.O. Box 1001, Hailey, Idaho 83333 ("Grantee"), all right, title and interest in and to any water rights, in whole or in part, appurtenant to Lot 3, Bell Mountain Ranch Subdivision, according to the official plat of record located in Blaine County, State of Idaho:

Said water right numbers include, but are not necessarily limited to, the following appurtenant rights: 37-20883, 37-00666D, 37-20885 and 37-20443, all according to the official records of the State of Idaho.

DATED this 18 day of January, 2006.

B & M RANCH, LLC

John Brashears
By: John Brashears, Manager

STATE OF IDAHO,)

) ss.

County of Blaine.)

On this 18 day of January, 2006 before me, a Notary Public in and for said State, personally appeared John Brashears, Manager, B & M Ranch, LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability corporation.

Hiedi Southward
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11



Instrument # 531240
HAILEY, BLAINE, IDAHO
2006-01-19 03:06:00 No. of Pages: 1
Recorded for : JIM PHILLIPS
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

Hiedi Southard
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11

RECEIVED

OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGIONRECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:James W. Phillips
THE ROARK LAW FIRM
409 N. Main St.
Hailey, Idaho 83333

Instrument # 531241

HAILEY, BLAINE, IDAHO

2006-01-19

03:07:00

No. of Pages: 1

Recorded for: JIM PHILLIPS

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYQICORP DEED

mp

(Space Above Line for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, B & M Ranch, LLC, an Idaho limited liability company ("Grantor"), hereby grants, bargains, sells and conveys unto Bell Mountain Ranch Homeowners Association, Inc., an Idaho non-profit corporation, whose address is P.O. Box 1001, Hailey, Idaho 83333 ("Grantee"), all right, title and interest in and to any water rights, in whole or in part, appurtenant to Lot 5, Bell Mountain Ranch Subdivision, according to the official plat of record located in Blaine County, State of Idaho:

Said water right numbers include, but are not necessarily limited to, the following appurtenant rights: 37-20883, 37-00666D, 37-20885 and 37-20443, all according to the official records of the State of Idaho.

DATED this 18 day of January, 2006

B & M RANCH, LLC

John Brashears
By: John Brashears, Manager

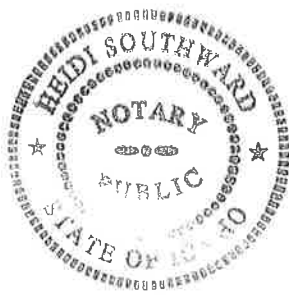
STATE OF IDAHO,)

) ss.

County of Blaine.)

On this 18 day of January, 2006 before me, a Notary Public in and for said State, personally appeared John Brashears, Manager, B & M Ranch, LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability corporation.

Heidi Southward
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11



OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:
James W. Phillips
THE ROARK LAW FIRM
409 N. Main St.
Hailey, Idaho 83333

Instrument # 531242
HAILEY, BLAINE, IDAHO
2006-01-19 03:08:00 No. of Pages: 1
Recorded for: JIM PHILLIPS
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTYIQCICORP DEED

(Space Above Line for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, B & M Ranch, LLC, an Idaho limited liability company ("Grantor"), hereby grants, bargains, sells and conveys unto Bell Mountain Ranch Homeowners Association, Inc., an Idaho non-profit corporation, whose address is P.O. Box 1001, Hailey, Idaho 83333 ("Grantee"), all right, title and interest in and to any water rights, in whole or in part, appurtenant to Lot 6, Bell Mountain Ranch Subdivision, according to the official plat of record located in Blaine County, State of Idaho:

Said water right numbers include, but are not necessarily limited to, the following appurtenant rights: 37-20883, 37-00666D, 37-20885 and 37-20443, all according to the official records of the State of Idaho.

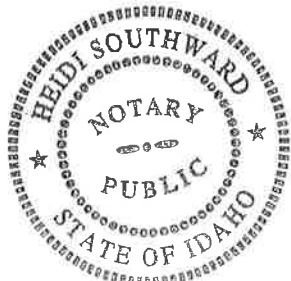
DATED this 18 day of January, 2008

B & M RANCH, LLC

John Brashears
By: John Brashears, Manager

STATE OF IDAHO,)
) ss.
County of Blaine.)

On this 18 day of January, 2008 before me, a Notary Public in and for said State, personally appeared John Brashears, Manager, B & M Ranch, LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability corporation.



Heidi Southward
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11

OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECORDING REQUESTED BY
AND WHEN RECORDED RETURN TO:

James W. Phillips
THE ROARK LAW FIRM
409 N. Main St.
Hailey, Idaho 83333

Instrument # 531243

HAILEY, BLAINE, IDAHO

2006-01-19

03:09:00

No. of Pages: 1

Recorded for : JIM PHILLIPS

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

(Space Above Line for Recorder's Use)

QUITCLAIM DEED

FOR VALUE RECEIVED, B & M Ranch, LLC, an Idaho limited liability company ("Grantor"), hereby grants, bargains, sells and conveys unto Bell Mountain Ranch Homeowners Association, Inc., an Idaho non-profit corporation, whose address is P.O. Box 1001, Hailey, Idaho 83333 ("Grantee"), all right, title and interest in and to any water rights, in whole or in part, appurtenant to Lot 7, Bell Mountain Ranch Subdivision, according to the official plat of record located in Blaine County, State of Idaho:

Said water right numbers include, but are not necessarily limited to, the following appurtenant rights: 37-20883, 37-00666D, 37-20885 and 37-20443, all according to the official records of the State of Idaho.

DATED this 18 day of January, 2006

B & M RANCH, LLC

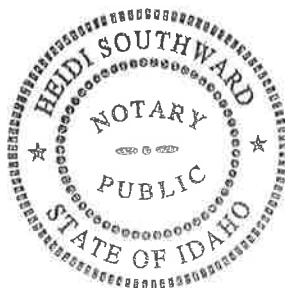
John Brashears
By: John Brashears, Manager

STATE OF IDAHO,)

) ss.

County of Blaine.)

On this 18 day of January, 2006 before me, a Notary Public in and for said State, personally appeared John Brashears, Manager, B & M Ranch, LLC, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same on behalf of said limited liability corporation.



Heidi Southward
Notary Public in and for the State of Idaho
Residing at Hailey
Commission expires 1-18-11

HAEMMERLE & HAEMMERLE P.L.L.C.

Attorneys & Counselors at Law

Fritz X. Haemmerle
Jennifer L. K. Haemmerle

P. O. Box 1800
Hailey, ID 83333

400 South Main Street, Suite 102
Tel: (208) 578-0520
Fax: (208) 578-0564

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OCT 25 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

October 23, 2007

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380

*Re: Notice of Name Change with Splits (37-20883, 37-00666D, 37-20885
and 37-20443)*

To Whom It May Concern:

Please find enclosed a Notice of Name Change with Splits for the aforementioned water rights, claimed by B&M Ranch, LLC, and the Bell Mountain Ranch Homeowner's Assn., Inc. I understand that no fee is required for these splits. Please advise if I am wrong in this impression, or advise if there is anything else required.

As always, thank you for your assistance.

Sincerely,

HAEMMERLE & HAEMMERLE, P.L.L.C.



Fritz X. Haemmerle

FXH: fxh
Encl.



Idaho Department of Water Resources

SRBA Recommendation
37-22365
(IRRIGATION)

Legend

○ Point of Diversion

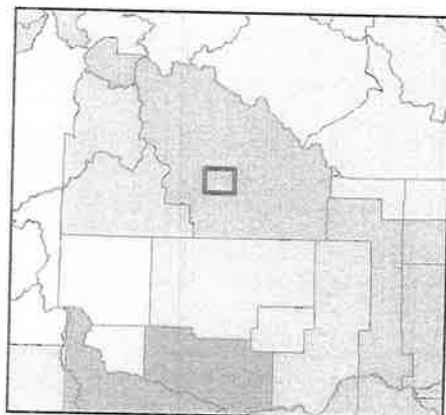
Place of Use

State Outline

Townships

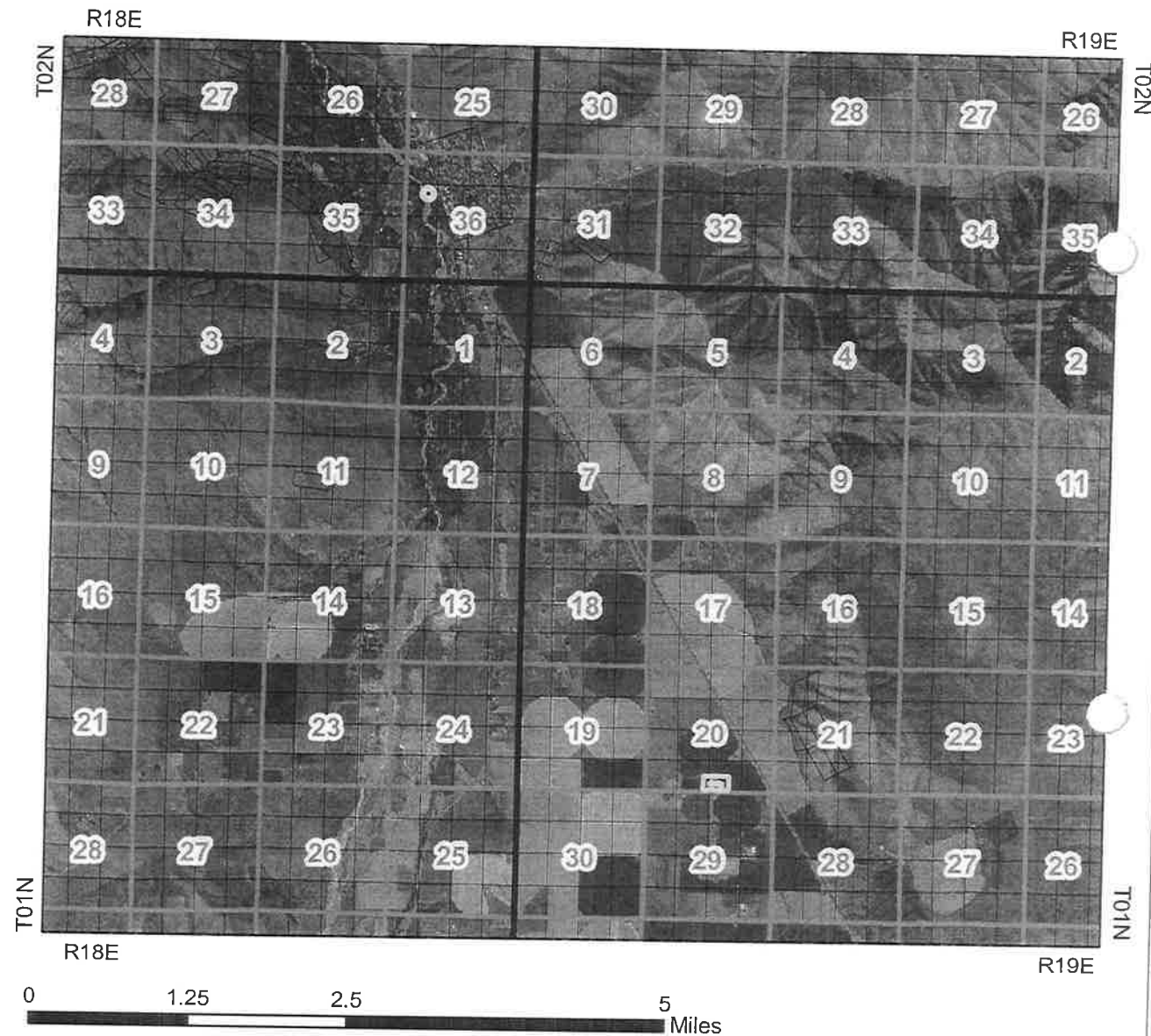
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography



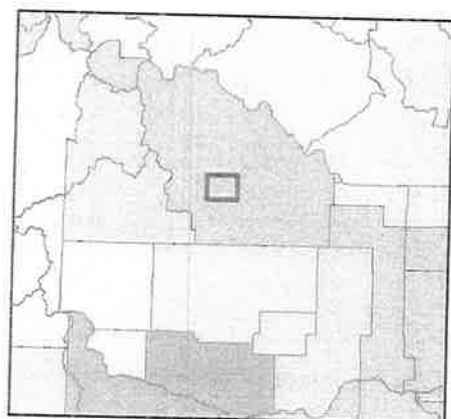


Idaho Department of Water Resources

SRBA Recommendation
37-22364
(IRRIGATION)

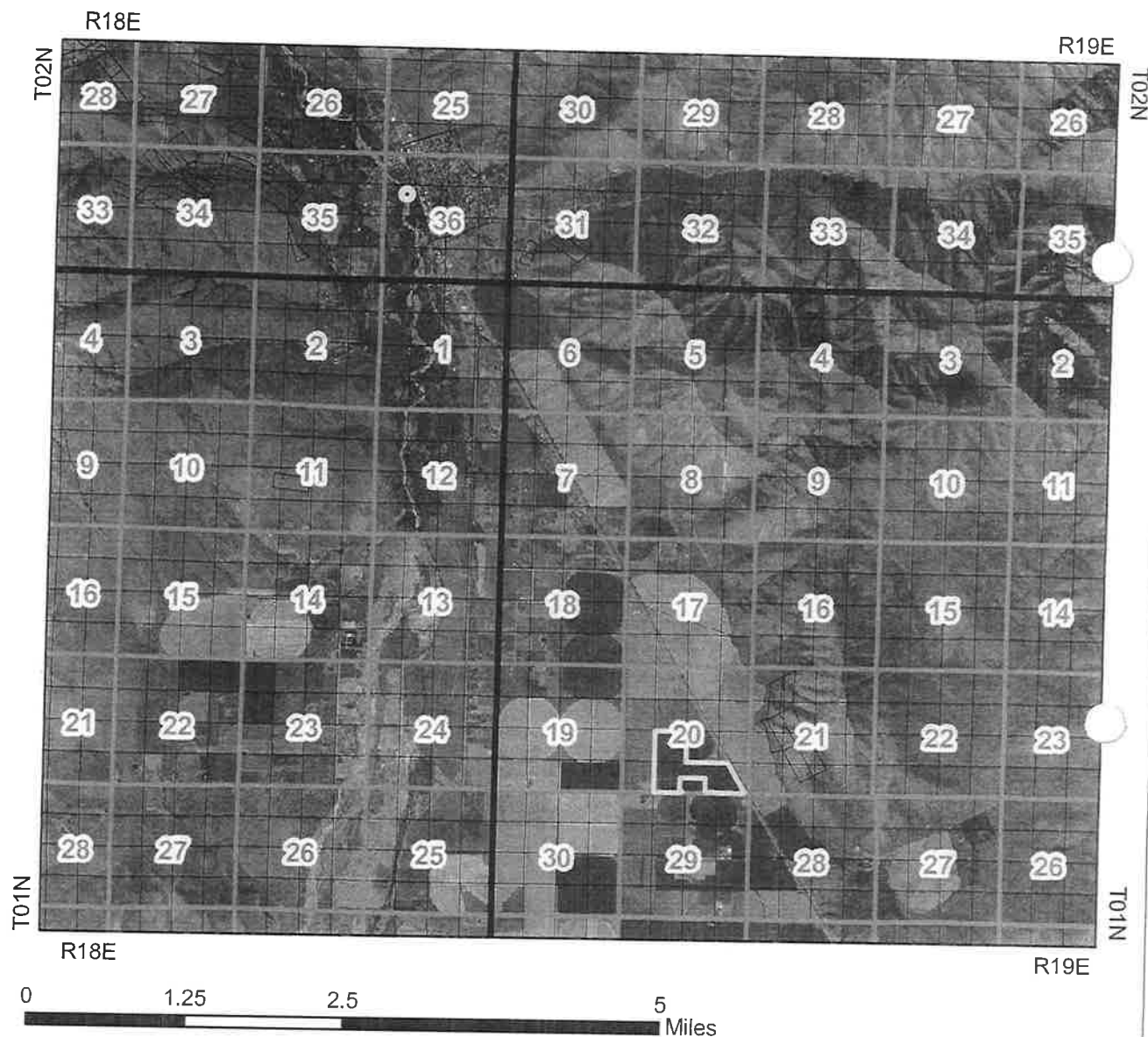
Legend

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



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation

37-22360

(IRRIGATION)

Legend

○ Point of Diversion

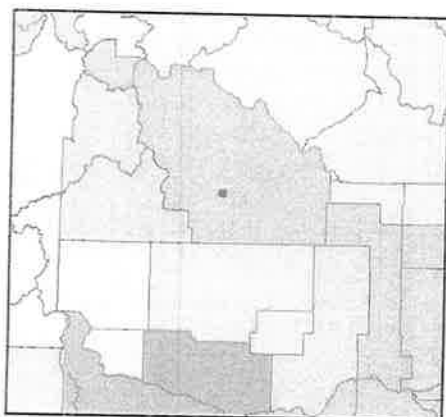
Place of Use

State Outline

Townships

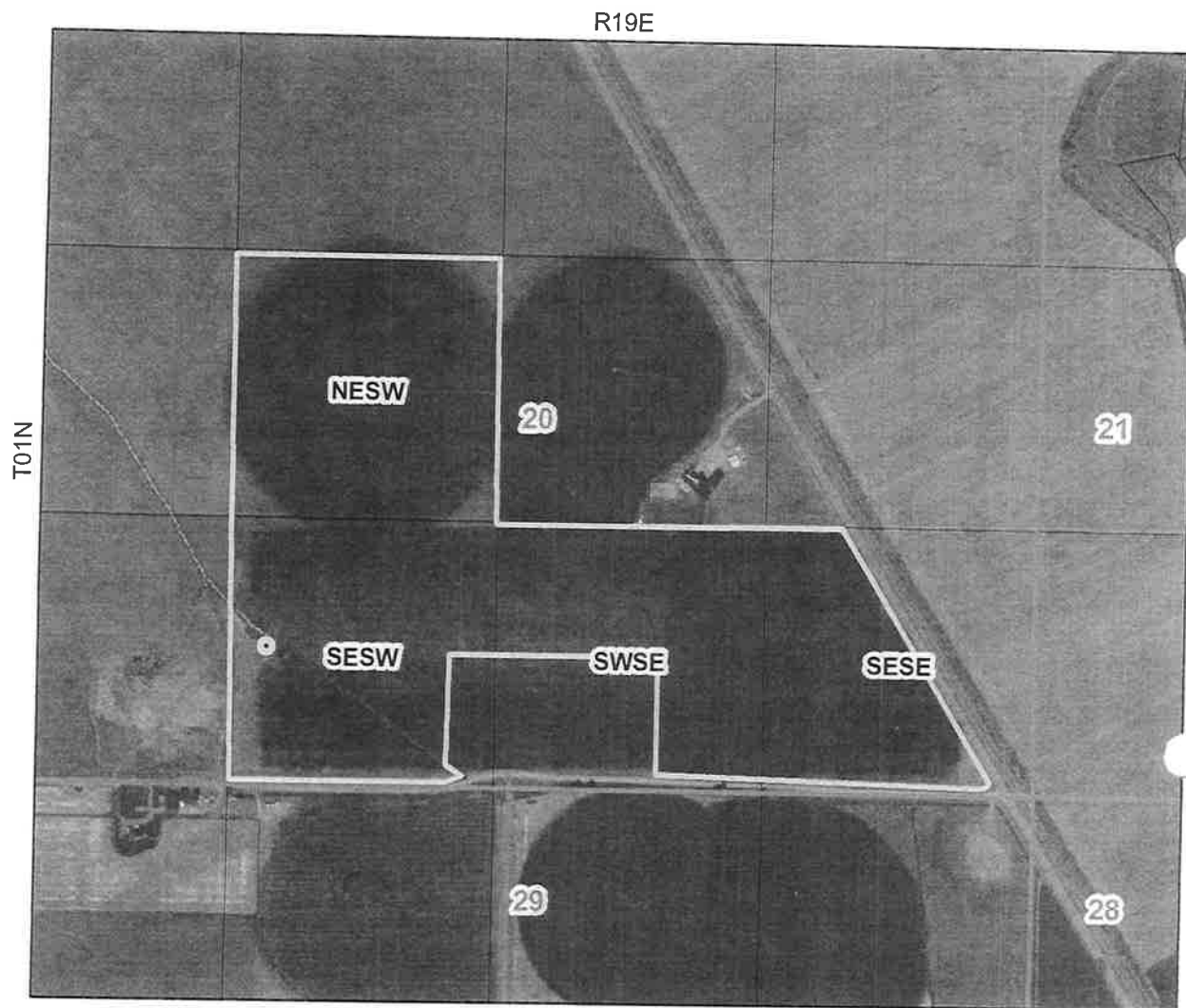
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation
37-22362
(IRRIGATION)

Legend

○ Point of Diversion

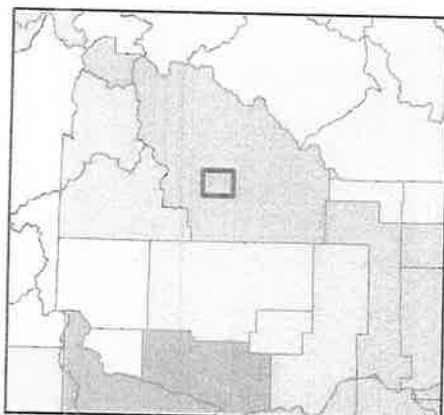
Place of Use

State Outline

Townships

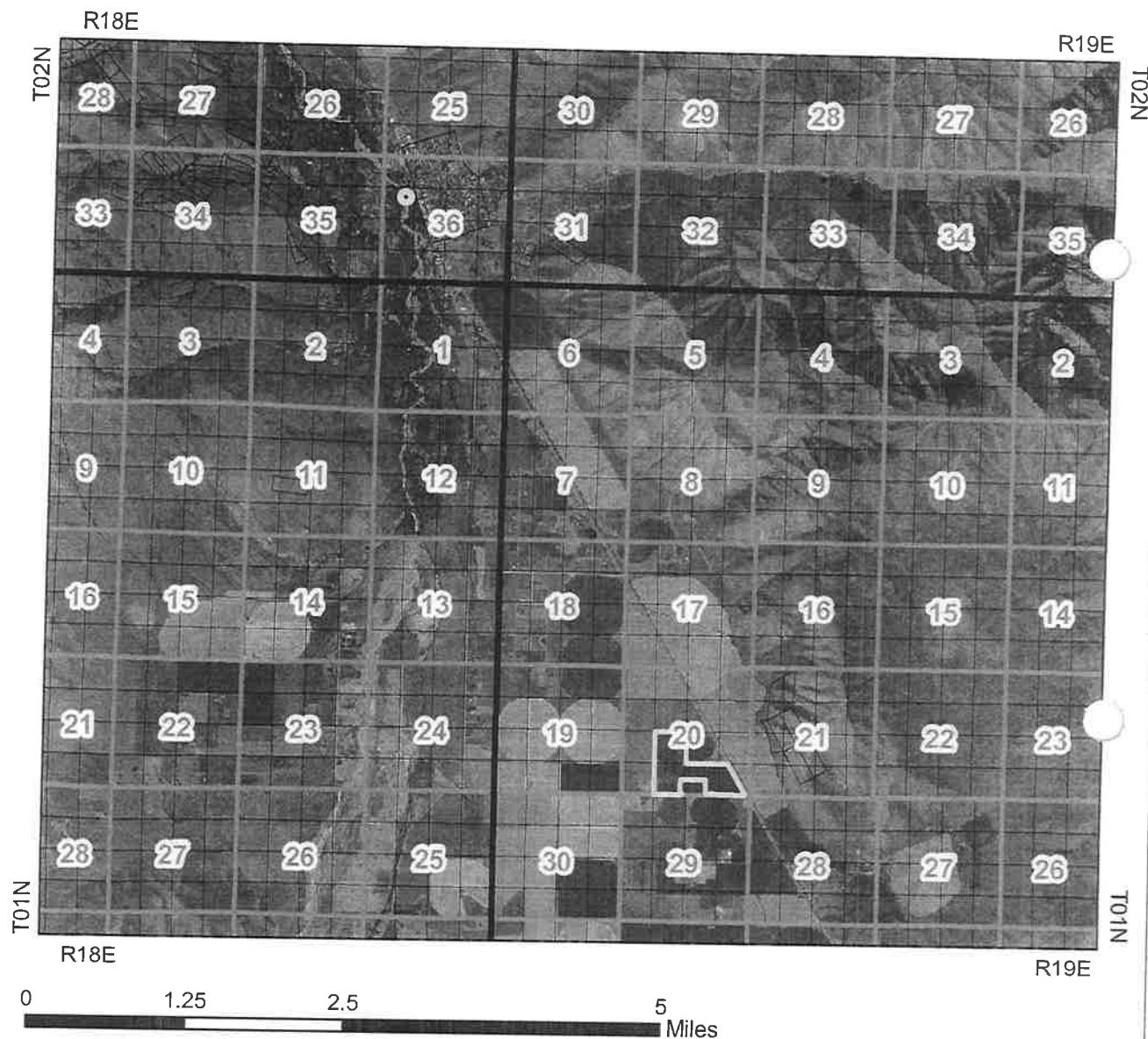
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation
37-22363
(IRRIGATION)

Legend

○ Point of Diversion

Place of Use



State Outline



Townships



PLS Sections

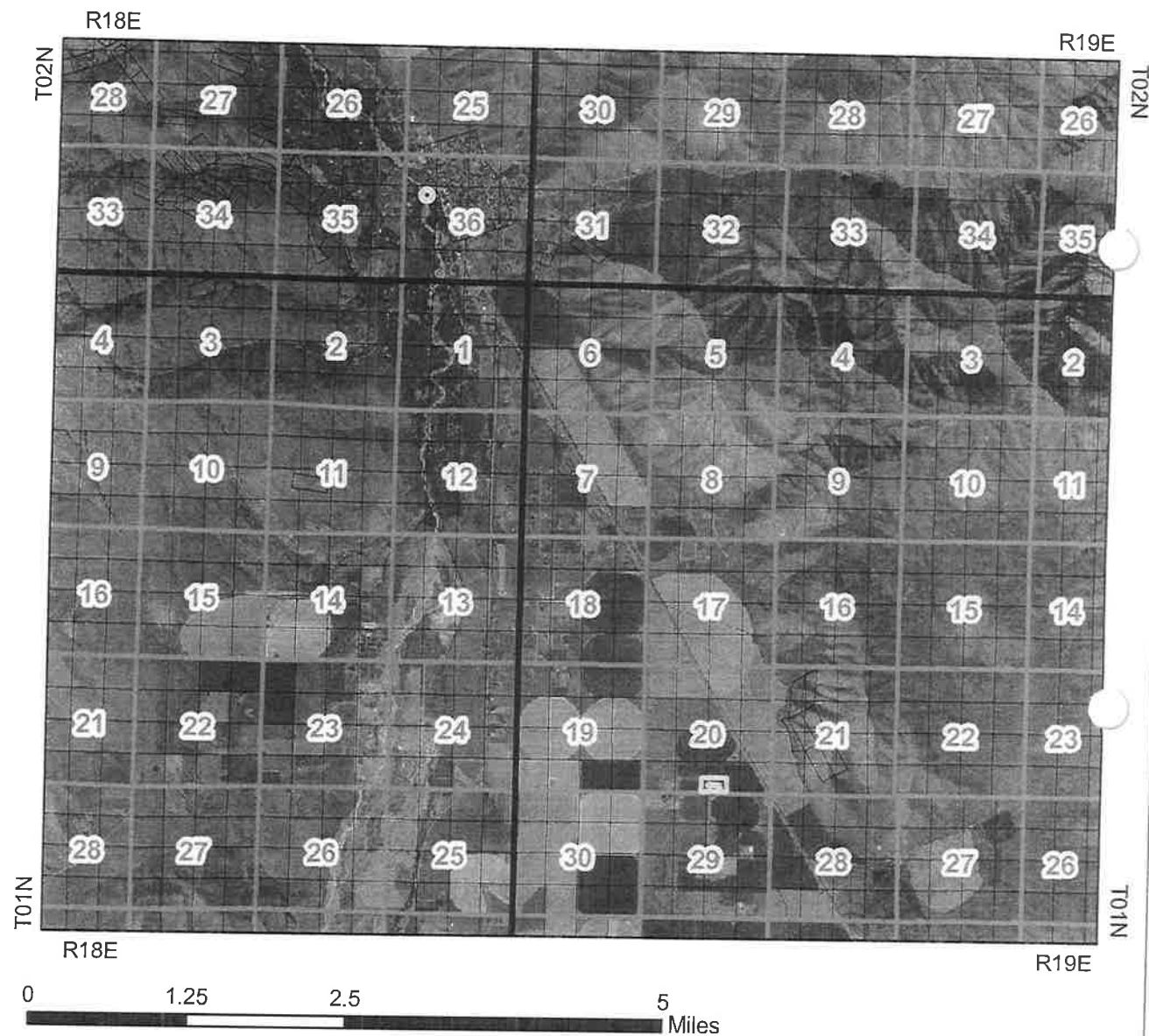


Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation

37-22361

(IRRIGATION)

Legend

○ Point of Diversion

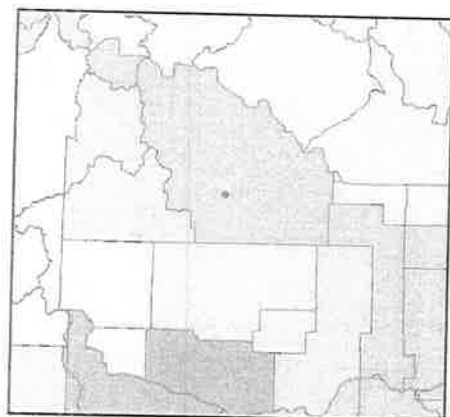
Place of Use

State Outline

Townships

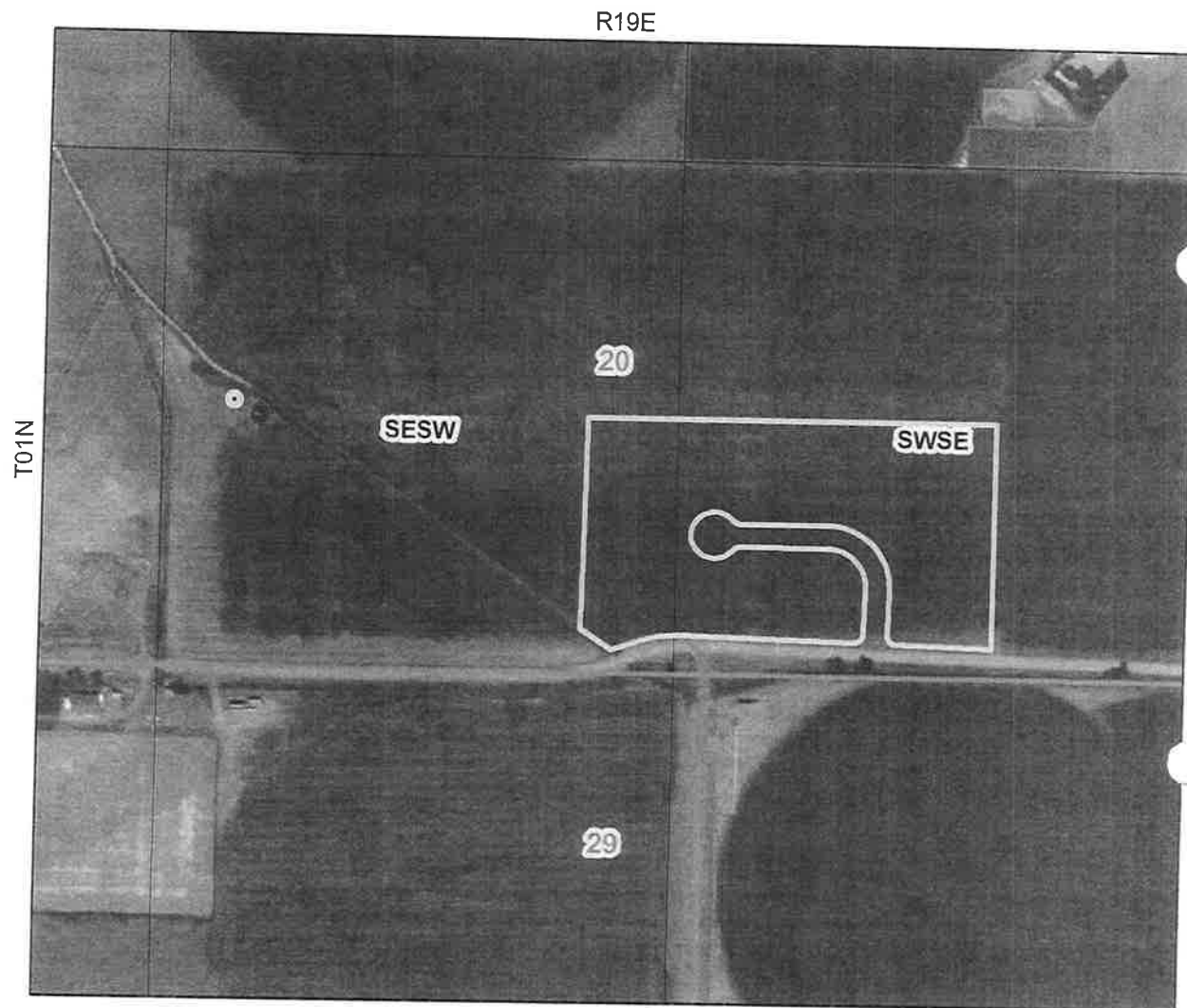
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

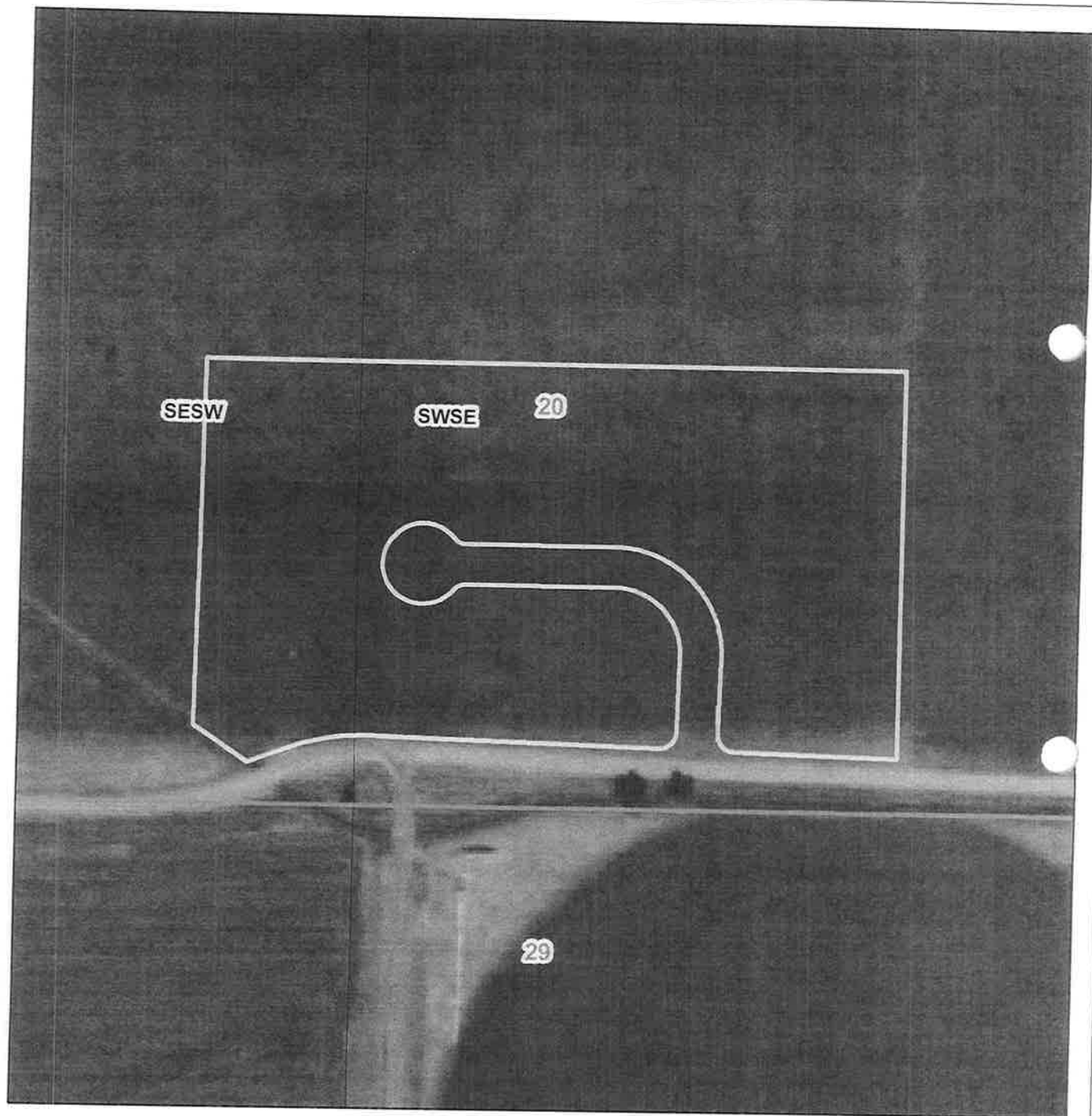
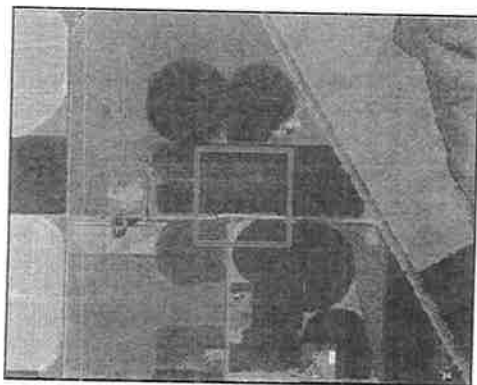
Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography



0 0.05 0.1 0.2
Miles



37-22359





Idaho Department of Water Resources

SRBA Recommendation

37-22359

(IRRIGATION)

Legend

○ Point of Diversion

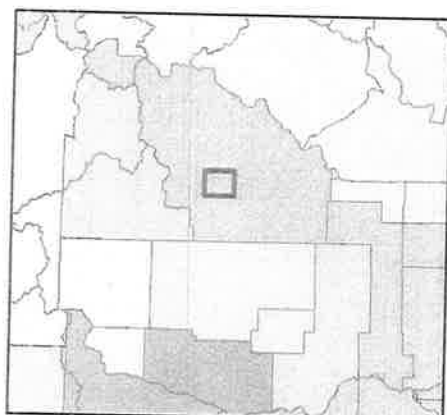
Place of Use

State Outline

Townships

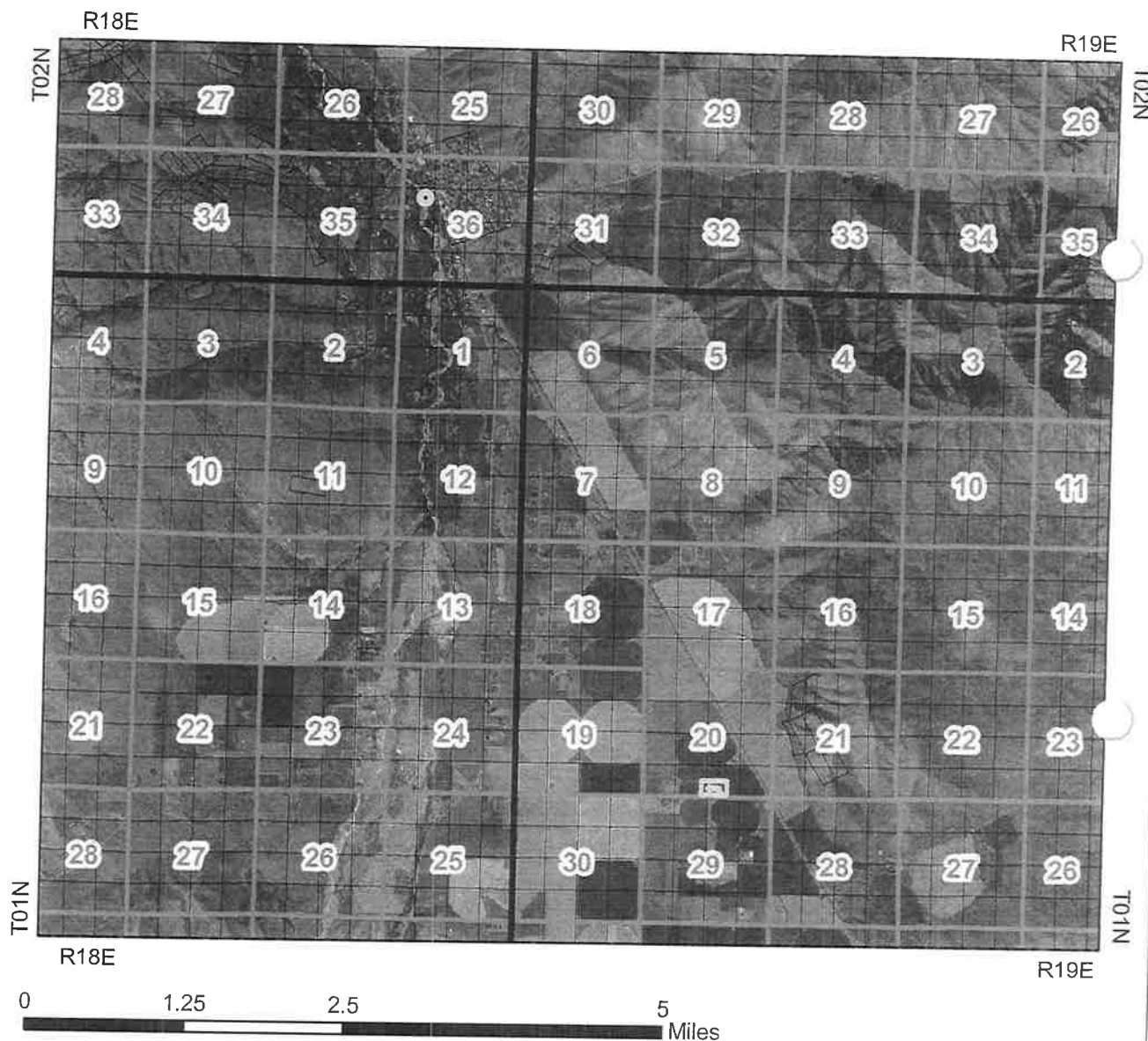
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation
37-22359
(IRRIGATION)

Legend

○ Point of Diversion

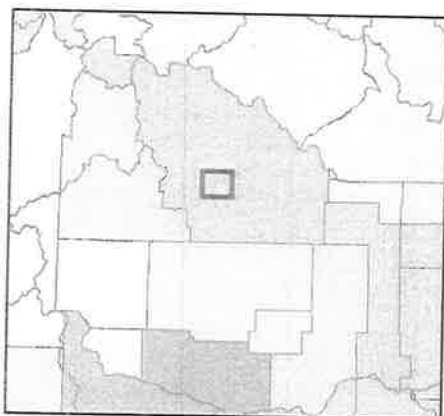
Place of Use

State Outline

Townships

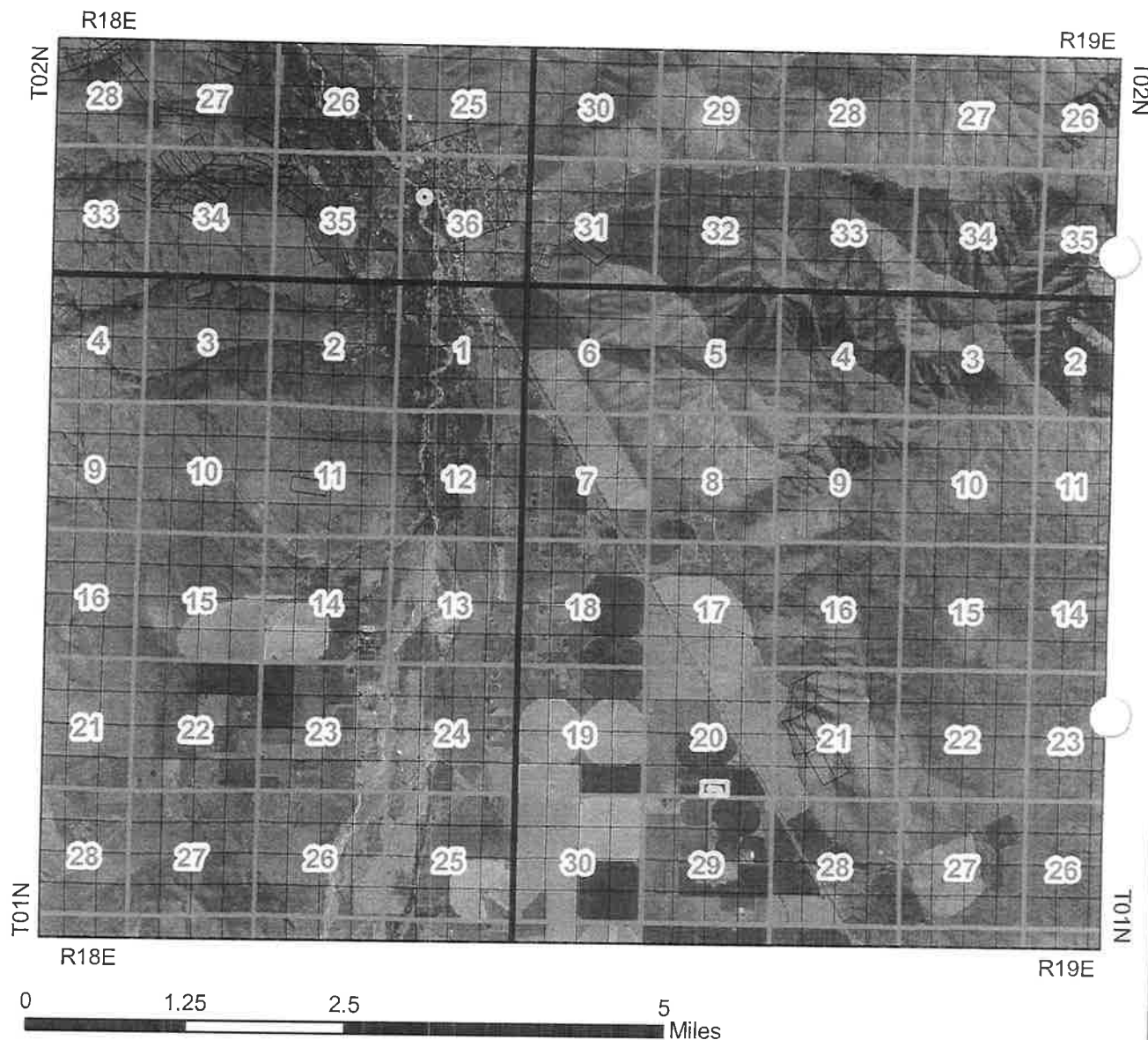
PLS Sections

Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





Idaho Department of Water Resources

SRBA Recommendation

37-22358

(IRRIGATION)

Legend

○ Point of Diversion

Place of Use

State Outline

Townships

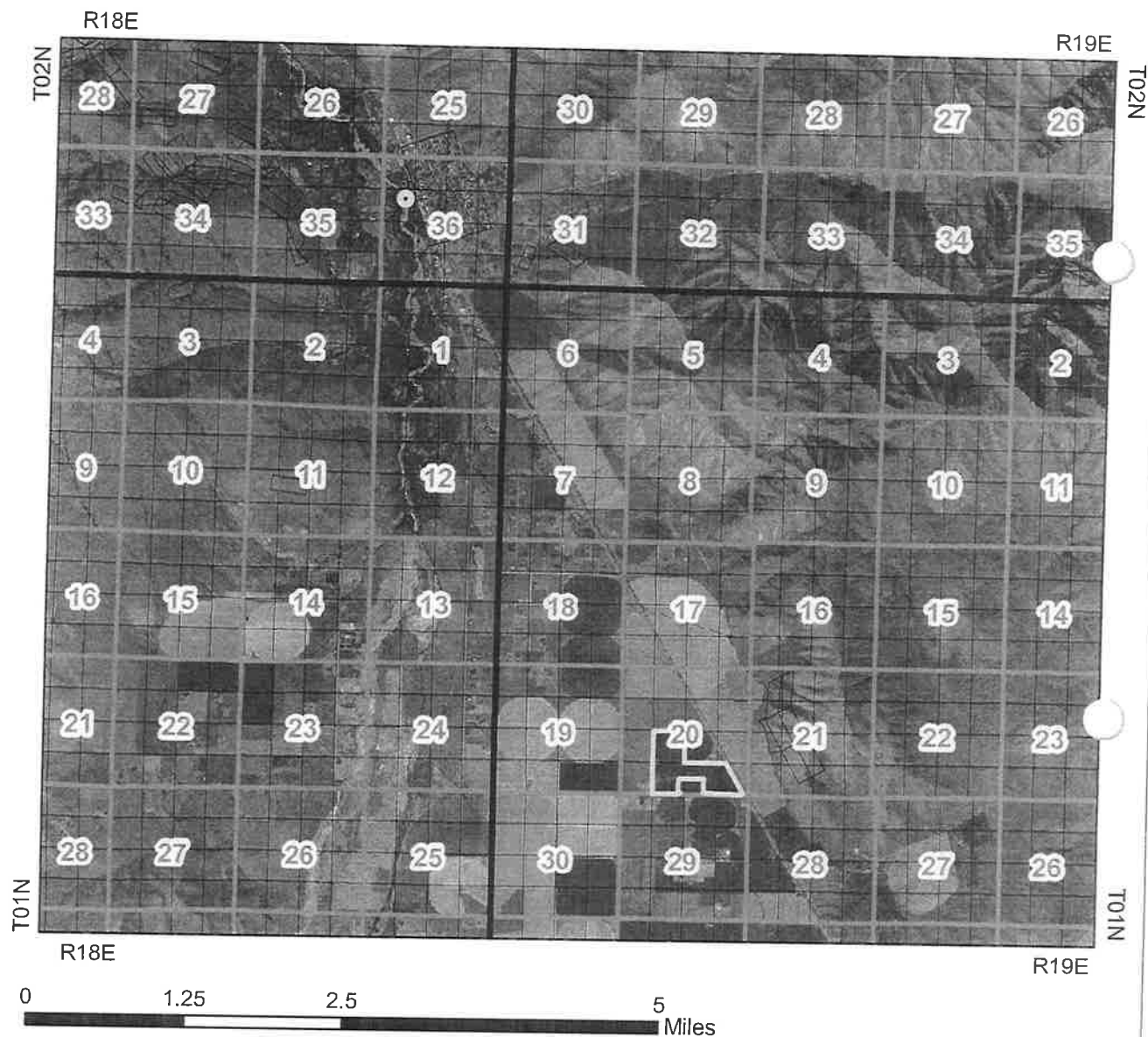
PLS Sections

Quarter Quarters



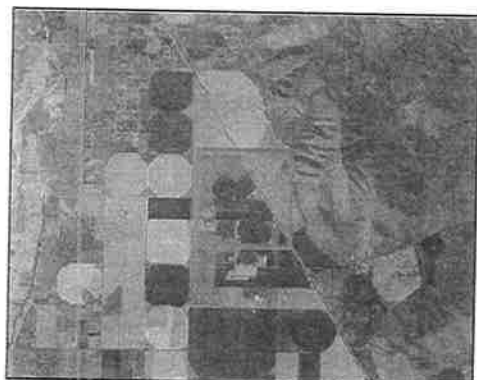
Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography





37-22358





Idaho Department of Water Resources

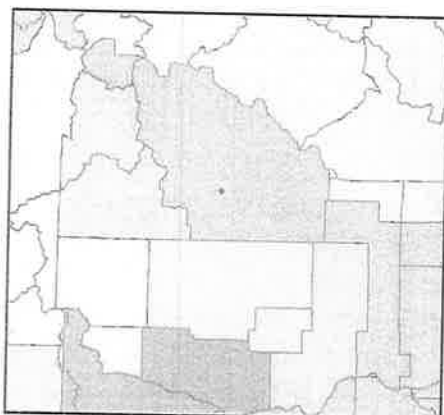
SRBA Recommendation

37-22359

(IRRIGATION)

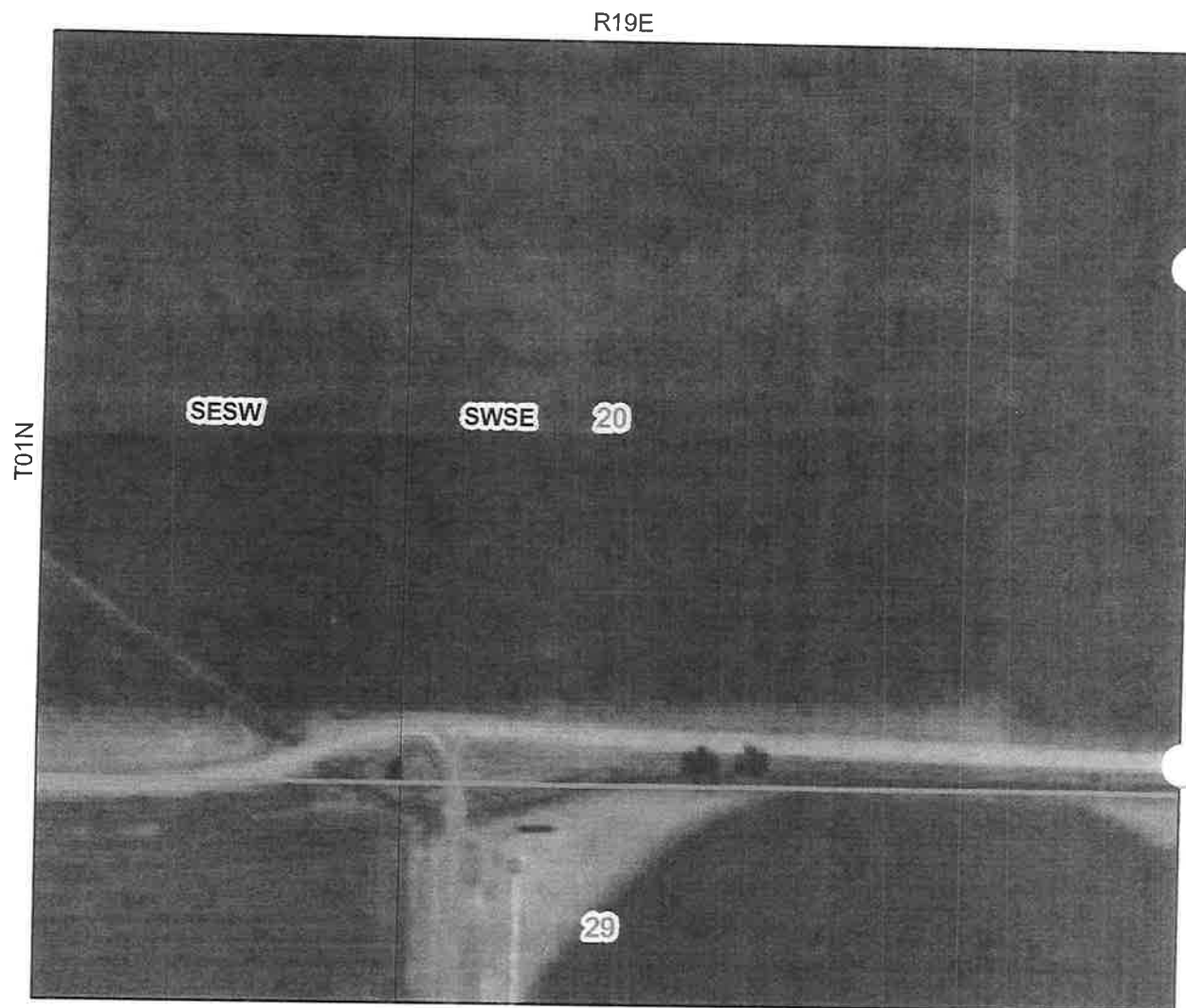
Legend

-  State Outline
-  Townships
-  PLS Sections
-  Quarter Quarters



Blaine County
IDWR Basin 37

Prepared by Trish Fawcett
On Wednesday, July 09, 2008
2004 Aerial Photography



0 0.05 0.1 0.2
Miles



37-22359



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 37-20885
Date Received: 3/26/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

B & M RANCH LLC Phone: (208) 788-4610
PO BOX 1001
HAILEY ID 83333

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	0.62	

7. Total Quantity Appropriated is:
0.62 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	19E	20	NE	SW	IRRIGATION	31
Section Acres						31
Total Acres						31

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 37-665F.

15. Basis of Claim: Decreed

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

RECEIVED
AUG 02 2004
 Department of Water Resources
 Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>A37-20883</u>	_____	_____	_____	_____	_____
<u>A37-0066D</u>	_____	_____	_____	_____	_____
<u>A37-20885</u>	_____	_____	_____	_____	_____
<u>A37-20443</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) John L. Welsh III and Cheryl L. Welsh
4. New Owner/Claimant(s) B & M Ranch, LLC, an Idaho limited liability company
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 1001
- City, State and ZIP Code Hailey, ID 83333
- New Telephone Number (208) 788-4610
5. Date you acquired the property May 28, 2004

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

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

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

7. Signature of New Owner(s) or Claimant(s) John Brashers / Nicola Brashers
(include title if applicable) B & M Ranch, LLC

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

For Office Use Only

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

RECEIVED

AUG 02 2004

Department of Water Resources
Southern Region

K27975

WARRANTY DEED

RECEIVED

AUG 02 2004

For Value Received John L. Welsh III and Cheryl L. Welsh, husband and wife

Department of Water Resources
Southern Region

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

B & M Ranch, LLC, an Idaho limited liability company

whose address is: P.O. Box 1001, Hailey, ID 83333

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

The following water rights:

19 miners inches of June 15, 1891 SRBA A37-00667H 20883

89 miners inches of June 12, 1886 SRBA A37-0066D

31 miners inches October 15, 1884 SRBA A37-00665F 20885

139 miners inches of January 29, 1965 SRBA A37-02785 20443

Located on the property described as follows:

Township 1 North, Range 19 East, Boise Meridian, Blaine County, State of Idaho, Section 20: A parcel of land more particularly described as follows:

Commencing at the Southeast corner of Section 20; thence

South 89°54'59" West, 172.56 feet to the West side of Gannett Road, the Point of Beginning; thence

North 30°50'32" West 1525.24 feet; thence

South 89°54'58" West 1695.46 feet; thence

North 00°31'25" West, 1310.71 feet; thence

South 89°54'57" West, 1318.60 feet; thence

South 00°30'54" East, 2621.41 feet; thence

North 89°54'59" East, 3784.43 feet to the Point of Beginning

Instrument # 507430

HAILEY, BLAINE, IDAHO

2004-07-28

03:48:00 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYICICORP DEED

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with its 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 June 29, 2004

John L. Welsh, III

Cheryl L. Welsh

STATE OF NEVADA

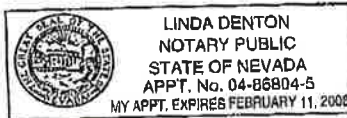
COUNTY OF Douglas

On this 8 day of July, 2004, before me, the undersigned personally appeared John L. Welsh III and Cheryl L. Welsh, known or identified to me (or proved to me on the oath of), to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public of Nevada

Residing at: Gardnerville NV 89410

Commission Expires: February 11, 2008



Township 1 North, Range 19 East, Boise Meridian, Blaine County, State of Idaho, Section 20: A parcel of land more particularly described as follows:

Commencing at the Southeast corner of Section 20; thence
South 89°54'59" West, 172.56 feet to the West side of Gannett Road, the Point of Beginning; thence
North 30°50'32" West 1525.24 feet; thence
South 89°54'58" West 1695.46 feet; thence
North 00°31'25" West, 1310.71 feet; thence
South 89°54'57" West, 1318.60 feet; thence
South 00°30'54" East, 2621.41 feet; thence
North 89°54'59" East, 3784.43 feet to the Point of Beginning

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Claim Number(s): _____

Previous Mailing Address: _____

New Mailing Address: _____

Telephone Number: () _____

Signature of Claimant(s): _____

John Brashears
Nicola Brashears

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

RECEIVED
AUG 02 2004
Department of Water Resources
Southern Region



RECEIVED
AUG 02 2004
Department of Water Resources
Southern Region

First American Title Company

120 2nd Avenue N, Ste. 101/P.O. Box 7999 • Ketchum, ID 83340
TELEPHONE: (208)726-5688 • FAX: (208)726-3567
EMAIL: fatco@firstamsv.com WEBPAGE: www.firstamsv.com

July 30, 2004

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301

Escrow Officer: Nancy A. Woldberg

Re: Order No.: K27975
Buyer/Borrower Name: B & M Ranch, LLC, an Idaho limited liability company
Seller Name: John L. Welsh III and Cheryl L. Welsh, husband and wife

Dear Ladies and Gentlemen:

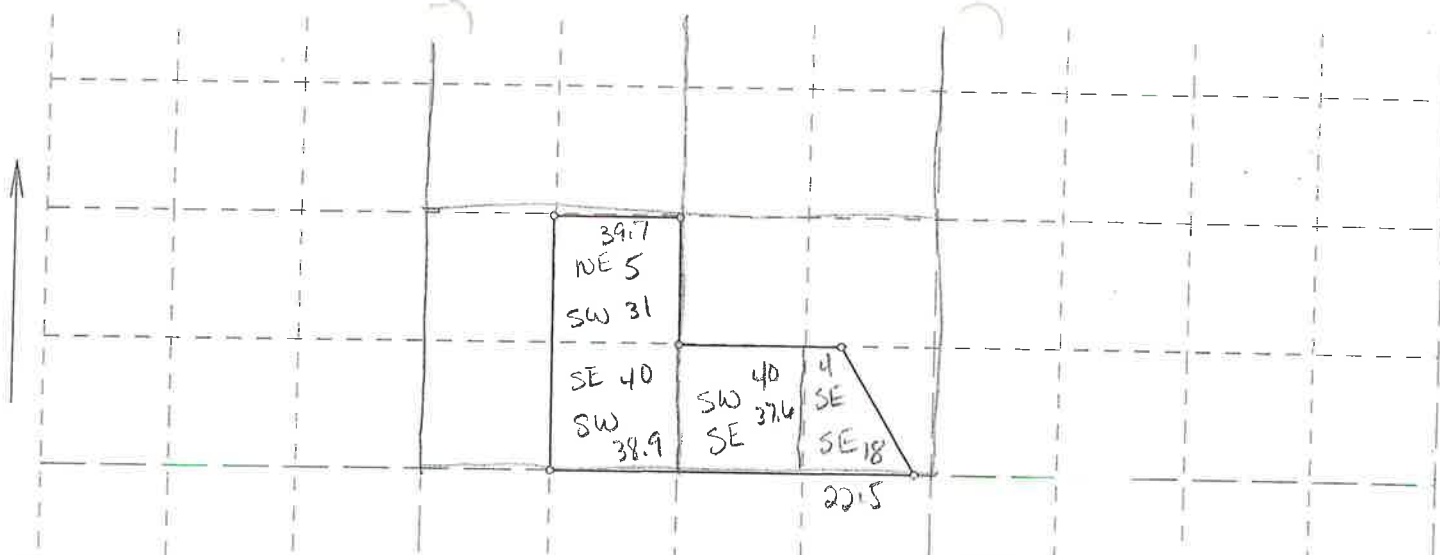
Relative to the above captioned order, we are attaching/enclosing the following:

- ✓ Notice of Change in Water Right Ownership
- ✓ Copy of the Warranty Deed
- ✓ Clients check no. 4600 in the amount of \$100.00 for payment of the change in ownership.

IF POSSIBLE THIS IS A RUSH REQUEST FOR THE CLIENT. If you need assistance or have any questions regarding the documents stated above, please do not hesitate to call us.

Sincerely,
FIRST AMERICAN TITLE COMPANY

Nancy A. Woldberg
Escrow Officer



Title: -----		Date: 08-03-2004
Scale: 1 inch = 2000 feet	File: -----	
Tract 1: 141.961 Acres: 6183821 Sq Feet: Closure = n09.5826e 0.00 Feet: Precision > 1/999999: Perimeter = 12256 Feet		
001=/sc,se,20,01n,19e	004=s89.5458w 1695.46	007=s00.3054e 2621.41
002=/s89.5456w 172.56	005=n00.3125w 1310.71	008=n89.5459e 3784.43
003=n30.5032w 1525.24	006=s89.5457w 1318.60	

89
 18
 31

 138.7

Surface
 13 8 acres
 Groundwater

Condition 65

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 37-20885
Date Received: 3/26/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

JOHN L WELSH III Phone: (208)788-9162
96 FREEDOM LOOP
BELLEVUE ID 83313

CHERYL L WELSH Phone: (208)788-9162
96 FREEDOM LOOP
BELLEVUE ID 83313

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	0.62	

7. Total Quantity Appropriated is:
0.62 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	19E	20	NE	SW	IRRIGATION	31
					Section Acres	31
					Total Acres	31

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 37-665F.

15. Basis of Claim: Decreed

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

RECEIVED**JAN 22 2001**Department of Water Resources
Southern Region

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
_____	A37-00665F	<u>X</u>	_____	_____	_____
_____	A37-00666D	<u>X</u>	_____	_____	_____
_____	A37-00667H	<u>X</u>	_____	_____	_____
_____	A37-02705A	<u>X</u>	_____	_____	_____
_____	_____	_____	_____	_____	_____

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) Robert J. Struthers, Jr.
388 Gannett Road,
Bellevue, Idaho 83313
4. New Owner/Claimant(s) John L. Welsh, III and/or Cheryl L. Welsh
 Name Connector (Check one): [] and, [] or [x] and/or
- New Mailing Address P.O. Box 853
- City, State and Zip Code Bellevue, Idaho 83313
- New Telephone Number (208) 788-9162
5. Date you acquired the property January 2, 2001

6. **IF THE CHANGE IN OWNERSHIP AFFECTS THE ENTIRE WATER RIGHTS FOR EACH WATER RIGHT OR ADJUDICATION CLAIM NUMBER LISTED IN ITEM 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change of ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A37-00665F</u>		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.62 cfs</u>	<u>31 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>0.62 cfs</u>	

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>A37-00666D</u>		
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>1.78 cfs</u>	<u>89 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other <u> </u>	<u> </u>	<u> </u>
Total	<u>1.78 cfs</u>	

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

Water Right and/or Adjudication Claim Number A37-00667H

Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.38 cfs</u>	<u>19 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other	<u> </u>	<u> </u>
Total	<u>0.38 cfs</u>	

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

Water Right and/or Adjudication Claim Number A37-02705A

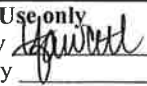
Water Use	Diversion Rate or Volume (Cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>2.78 cfs</u>	<u>142 acres</u>
Stock	<u> </u>	<u> </u>
Domestic	<u> </u>	<u> </u>
Other	<u> </u>	<u> </u>
Total	<u>2.78 cfs</u>	

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



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

For Office Use only

Received by <u></u>	Date <u>1/22/01</u>	Fee <u></u>
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED

Robert J. Struthers Jr., an unmarried man

the grantor, does hereby grant, bargain, sell and convey unto

John L. Welsh III and Cheryl L. Welsh, husband and wife

the grantees, whose current address is 96 Freedom Loop
Bellevue, ID 83313

Instrument # 446567

HAILEY, BLAINE, IDAHO

2001-01-03

12:41:00 No. of Pages: 2

Recorded for : SUN VALLEY TITLE

MARSHA RIEMANN

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

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

See Exhibit "A" attached hereto and made a part hereof.

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 Grantees and their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees, 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.

Dated: December 28, 2000


Robert J. Struthers, Jr.

State of Idaho
County of Blaine

On this 2ND day of January, 2001, Before me a Notary Public in and for said State, personally appeared Robert J. Struthers, Jr. known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

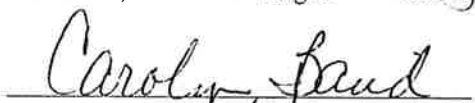

Notary Public
Residing at Hailey
Comm. Expires 3-14-2003



Exhibit "A"

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY,
STATE OF IDAHO, SECTION 20: A parcel of land more particularly described as
follows:

Commencing at the Southeast corner of Section 20; thence
South $89^{\circ}54'59''$ West, 172.56 feet to the West side of Gannett Road, the Point of
Beginning; thence

North $30^{\circ}50'32''$ West, 1525.24 feet; thence
South $89^{\circ}54'58''$ West, 1695.46 feet; thence
North $0^{\circ}31'25''$ West, 1310.71 feet; thence
South $89^{\circ}54'57''$ West, 1318.60 feet; thence
South $0^{\circ}30'54''$ West, 2621.41 feet; thence
North $89^{\circ}54'59''$ East, 3784.43 feet to the Point of Beginning.

00-16260

QUITCLAIM DEED

For Value Received **Robert J. Struthers Jr., an unmarried man**

Does hereby convey, release, remise and forever quitclaim unto

John L. Welsh III and Cheryl L. Welsh, husband and wife

Whose current address is PO Box 853
Bellevue, ID 83313

the following described premises, to-wit:

The following water rights:

19 miners inches of June 15, 1891 SRBA A37-00667H .38
89 miners inches of June 12, 1886 SRBA A37-00666D 1.78
31 miners inches of October 15, 1884 SRBA A37-00665F 62
139 miners inches of January 29, 1965 SRBA A37-02705 2.78

located on the property described as Exhibit "A"

Instrument # 446568
HAILEY, BLAINE, IDAHO
2001-01-03 12:42:00 No. of Pages: 2
Recorded for : SUN VALLEY TITLE
MARSHA RIEMANN Fee: 6.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

Together with their appurtenances.

Dated: December 29, 2000

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

State of Idaho
County of Blaine

On this 2nd day of January 2001 ~~2000~~, before me, a Notary Public in and for said State, personally appeared Robert J. Struthers, Jr. known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Carolyn Baird
Notary Public
Residing at: Hailey
Comm. Expires: 3-14-2003



Exhibit "A"

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY,
STATE OF IDAHO, SECTION 20: A parcel of land more particularly described as
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Commencing at the Southeast corner of Section 20; thence
South $89^{\circ}54'59''$ West, 172.56 feet to the West side of Gannett Road, the Point of
Beginning; thence

North $30^{\circ}50'32''$ West, 1525.24 feet; thence
South $89^{\circ}54'58''$ West, 1695.46 feet; thence
North $0^{\circ}31'25''$ West, 1310.71 feet; thence
South $89^{\circ}54'57''$ West, 1318.60 feet; thence
South $0^{\circ}30'54''$ West, 2621.41 feet; thence
North $89^{\circ}54'59''$ East, 3784.43 feet to the Point of Beginning.

Claimants Names:

**John L. Welsh, III
Cheryl L. Welsh**

Attorney Name & Address:

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

RECEIVED
JAN 22 2001
Department of Water Resources
Southern Region

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

In Re SRBA

Case No. 39576

)
)
)
)
)
)

NOTICE OF APPEARANCE

DESCRIPTIVE SUMMARY

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

NOTICE OF APPEARANCE

The law firm of Speck & Aanestad, A Professional Corporation, hereby enters its appearance in the action on behalf of Claimants, John L. Welsh, III and Cheryl L. Welsh, for the following water rights which are not the subject of any subcases: 0.62 cfs of A37-00665F, 1.78 cfs of A37-00666D, .38 cfs of A37-00667H and 2.78 cfs of A37-02705A.

DATED this 19 day of January, 2001.

SPECK & AANESTAD
A Professional Corporation

By 
James P. Speck

CERTIFICATE OF SERVICE

I hereby certify that on the 19 day of January, 2001, I served a true and correct copy of the foregoing NOTICE OF APPEARANCE on the following persons in the manner designated below:

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

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

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

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

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

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


JAMES P. SPECK

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

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

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

January 19, 2001

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

RECEIVED
JAN 22 2001
Department of Water Resources
Southern Region

Re: **John L. Welsh, III and Cheryl L. Welsh -
Notice in Change of Water Right Ownership
Our File No.: 000271**

Dear Allen:

I represent John L. Welsh, III and Cheryl L. Welsh who recently purchased certain property and appurtenant water rights from Rob Struthers. Enclosed you will find the original and a copy of the Notice in Change of Water Right Ownership together with the appropriate deeds. I have also enclosed my firm's Notice of Appearance on behalf of Mr. and Mrs. Welsh for the portions of these water right claims they have acquired in this transaction. Please receipt date stamp the copies of the Notice in Water Right Ownership and Notice of Appearance and return them to me in the self addressed postage prepaid envelope included for that purpose. When the ownership change has been made in your computer data base, please send me a copy of the new records.

Thank you.

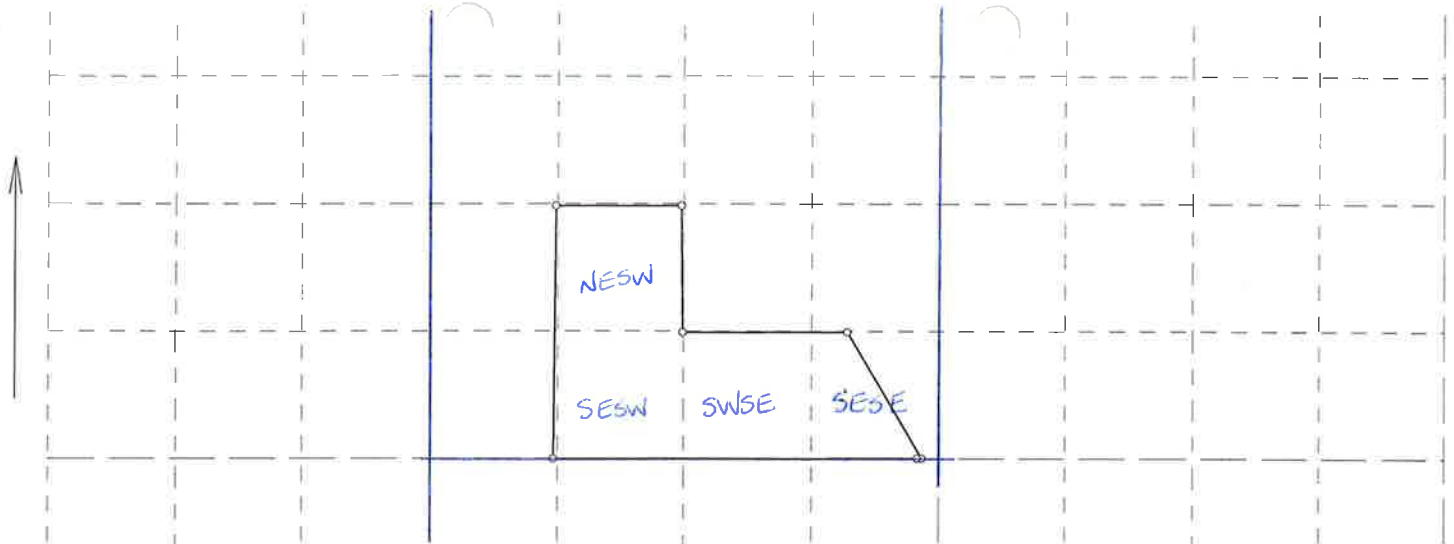
Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

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



Title: <u>Wetsh</u>			Date: 03-26-2003
Scale: 1 inch = 2000 feet	File:		
Tract 1: 142.256 Acres: 6196684 Sq Feet: Closure = n89.5953e 47.12 Feet: Precision = 1/260: Perimeter = 12256 Feet			
001=/se,20,1n,19e	004=s89.5458w 1695.46	007=s0.3054w 2621.41	
002=/s89.5459w 172.56	005=n0.3125w 1310.71	008=n89.5459e 3784.43	
003=n30.5032w 1525.24	006=s89.5457w 1318.60		

COPY

STATE OF IDAHO
TWIN FALLS CO. IDAHO
FILED

2003 SEP 11 PM 11 35

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

In Re SRBA

Case No. 39576

)
)
)
)
)

Subcase No. 37-20885 (Split)

37-22364 & 37-22365

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

Does the change in "ownership" result in a splitting of the water right claimed? ☒ Yes ☐ No

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Reports* for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

Dated: 9/10/03


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 9/11, 2008, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls ID 83303-2707

2. Copies to:

Chief Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise ID 83711-4449

United States Dept Of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

Bell Mountain Ranch Homeowners Assn Inc
PO Box 1001
Hailey ID 83333

B & M Ranch LLC
PO Box 1001
Hailey ID 83333

James P. Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340



Signature of person or attorney mailing the form

07/9/2008

IDAHO DEPARTMENT OF WATER RESOURCES
CLAIMS / RIGHTS NOT RECOMMENDED

<u>W.R. NUMBER</u>	<u>NAME AND ADDRESS</u>	<u>CLAIM DISPOSITION</u>	<u>REASON</u>
37-20885	B & M RANCH LLC PO BOX 1001 HAILEY ID 83333	Disallowed	Recommended as 37-22364 and 37-22365.

07/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22364

NAME AND ADDRESS: B & M RANCH LLC
PO BOX 1001
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.560 CFS

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Lot 3 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	0.560 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S20 NESW 39.70	T01N R19E S20 SESW	35.80
	T01N R19E S20 SWSE 28.30	T01N R19E S20 SESE	22.50
	126.3 ACRES TOTAL		

The rights listed below are limited to the irrigation of a combined total of 126.3 acres in a single irrigation season. Combined Right Nos.: 37-22358, 37-22360, 37-22362, and 37-22364.

This right is limited to the irrigation of 28.2 acres within the place of use described above 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 A SPLIT FROM FORMER RIGHT 37-665F.

This right is a split from former right 37-20885.

07/09/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-22365

NAME AND ADDRESS: BELL MOUNTAIN RANCH HOMEOWNERS ASSN INC
PO BOX 1001
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.060 CFS

PRIORITY DATE: 10/15/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Lot 3 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	0.060 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S20	SESW 3.10	T01N R19E S20
			SWSE 9.30

12.4 ACRES TOTAL

This right is limited to the irrigation of 2.8 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 12.4 acres in a single irrigation season. Combined Right Nos.: 37-22359, 37-22361, 37-22363 and 37-22365.

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 A SPLIT FROM FORMER RIGHT 37-665F.

This right is a split from former right 37-20885.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 1341 Fillmore Street, Suite 200 • Twin Falls, Idaho 83301-3380
Phone: (208) 736-3033 • Fax: (208) 736-3037 • Web Site: www.idwr.idaho.gov

September 11, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

BELL MOUNTAIN RANCH HOMEOWNERS ASSN INC
PO BOX 1001
HAILEY ID 83333

RE: SRBA Claim(s) 37-666D, 37-20443, 37-20883, 37-20885

Dear Claimant:

Please find the enclosed copy of the Notice of Completed Administrative Proceeding, which the department has filed with the SRBA Court regarding the above referenced claims. You have received this notice pursuant to SRBA Court Administrative Order 11 requiring IDWR to report to the court and interested parties any pending changes to adjudication claims in basins for which a Director's Report has been filed with the court.

Please contact this office if you have any questions about the notice or the administrative process.

Sincerely,



Trish Fawcett
Technical Records Specialist

Enclosures

cc: B & M Ranch LLC
PO Box 1001
Hailey ID 83333

James P. Speck
Speck & Aanestad
PO Box 987
Ketchum ID 83340

11/13/2006

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

RIGHT NUMBER: 37-20885

NAME AND ADDRESS: B & M RANCH LLC
PO BOX 1001
HAILEY ID 83333

OK WM - John Welsh

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.620 CFS

PRIORITY DATE: 10/15/1884

POINT OF DIVERSION:

T02N R18E S36 NESWNW Lot 3 Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.620 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S20	NESW	39.70	T01N R19E S20	SESW	38.90
T01N R19E S20	SWSE	37.60	T01N R19E S20	SESE	22.50

138.7 ACRES TOTAL

This right is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.

The rights listed below are limited to the irrigation of a combined total of 138.7 acres in a single irrigation season. Combined Right Nos.: 37-666D, 37-20443, 37-20883, and 37-20885.

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 A SPLIT FROM FORMER RIGHT 37-665F.



Idaho Department of Water Resources

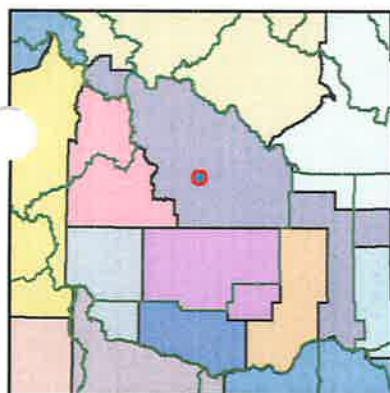
SRBA Recommendation:

37-20885

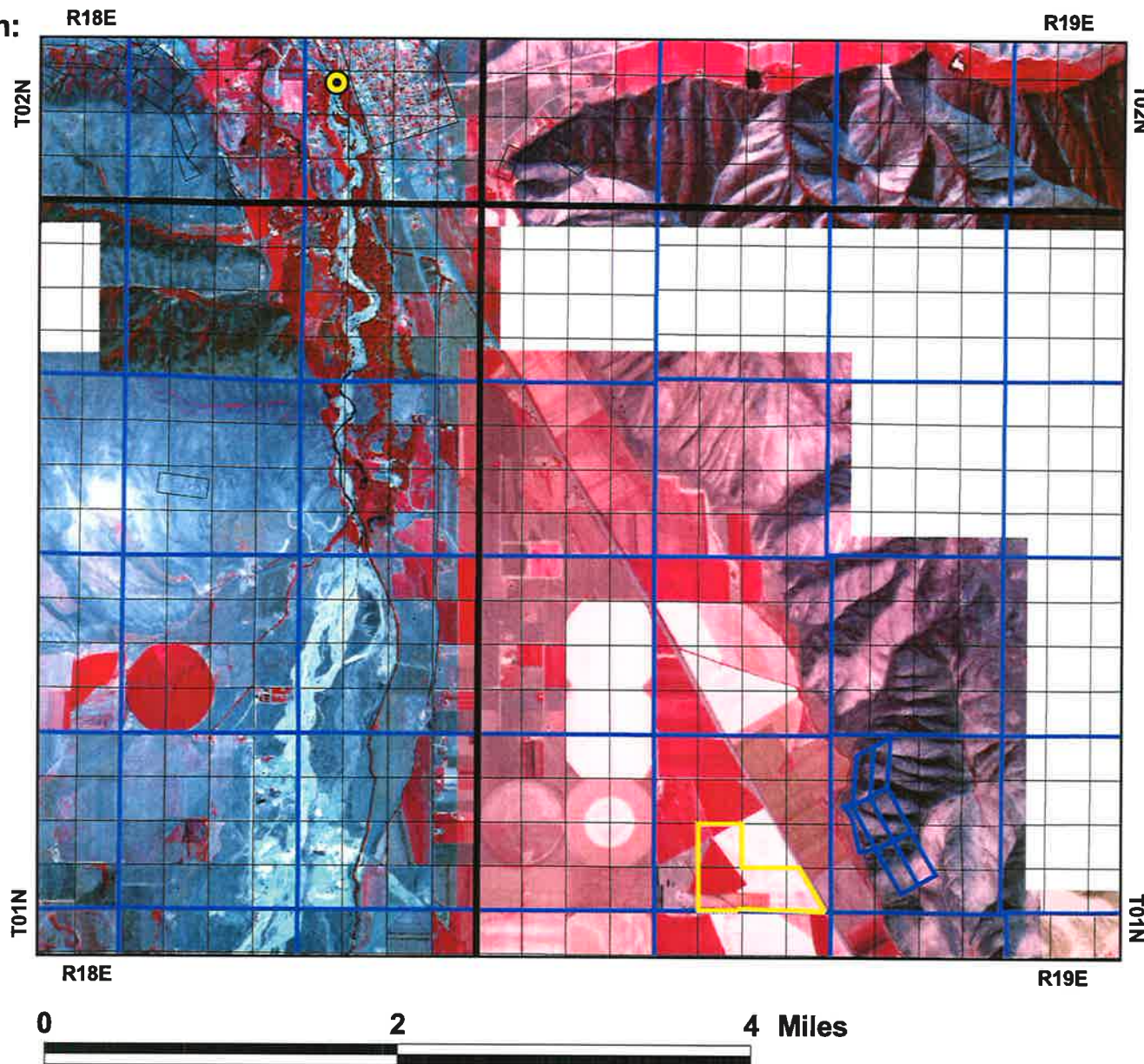
(Irrigation)

Legend

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



Blaine County
IDWR Basin 37

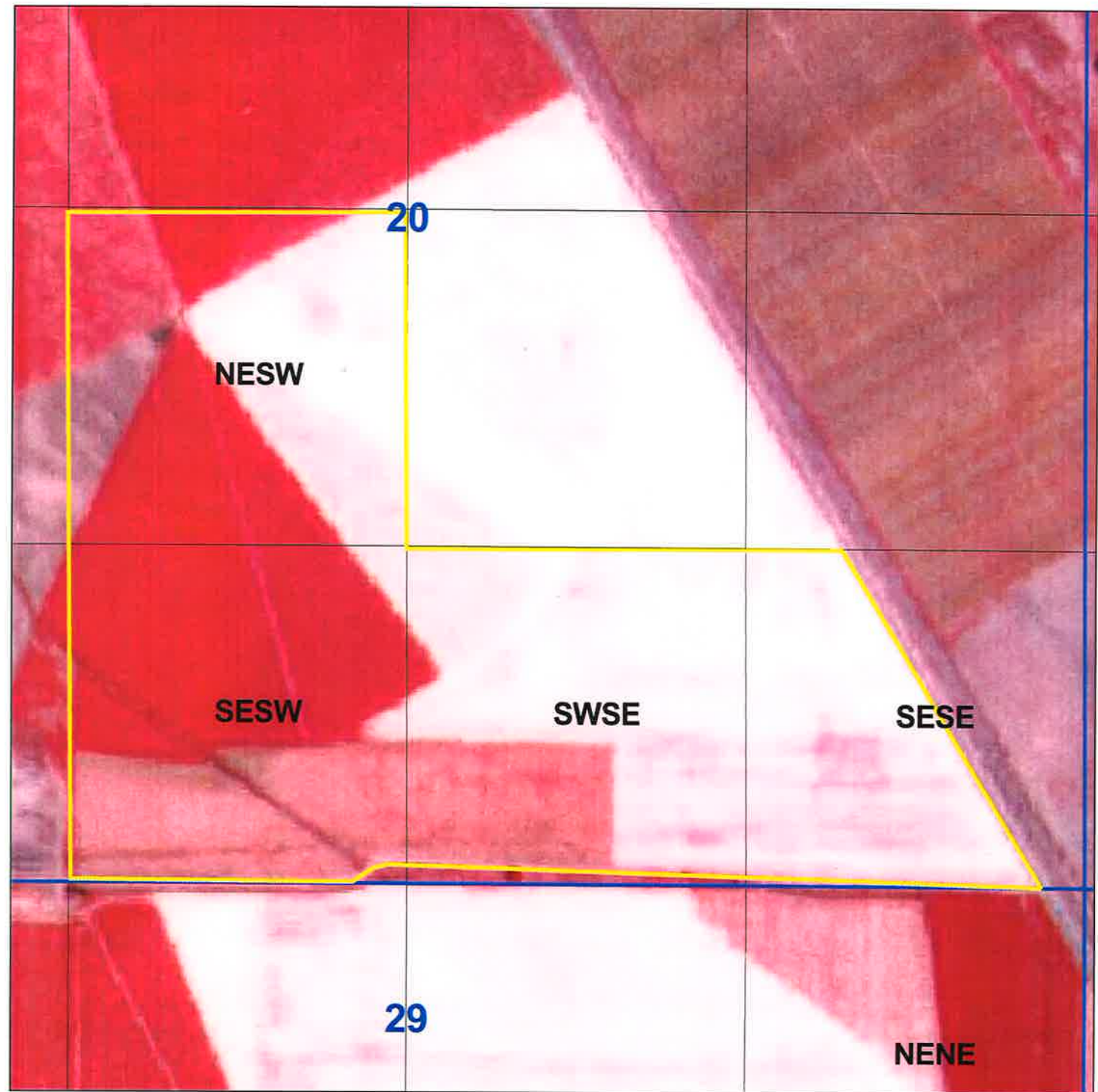
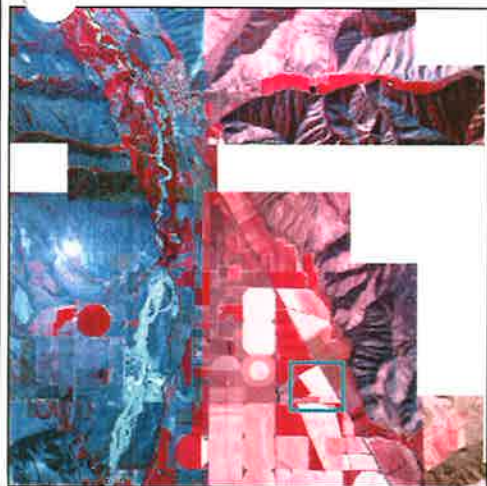


Prepared by J. Roberts
On Monday, November 13, 2006
1987/88 Aerial Photography

Owner: B & M Ranch Llc

NOTE: Only one owner is listed. There may or may not be more than this in the IDWR database.

37-20885



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-20885 V1

WATER RIGHT NUMBER: 37-20885 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	B & M RANCH LLC PO BOX 1001 HAILEY, ID 83333 (208)788-4610
Original Owner	MARGARET E STRUTHERS LIMITED PARTNERSHIP 388 GANNETT RD BELLEVUE, ID 83313 (208)788-4613
Original Owner	MARGARET E STRUTHERS C/O R J STRUTHERS 062 PICABO DESERT RD BELLEVUE, ID 83313 (208)788-4613
Original Owner	ROBERT J STRUTHERS 762 ROBERTS ST PICABO ROUTE BELLEVUE, ID 83313 (208)788-4613
Previous Owner	JOHN L WELSH III 96 FREEDOM LP BELLEVUE, ID 83313 (208)788-9162
Previous Owner	CHERYL L WELSH 96 FREEDOM LP BELLEVUE, ID 83313 (208)788-9162
Attorney	JAMES P SPECK SPECK & AANESTAD PO BOX 987 KETCHUM, ID 83340 (208)726-4421

Priority Date: 10/15/1884

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BIG WOOD RIVER	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.620 CFS	
	<u>Total Diversion:</u>	0.620 CFS	

Location of Point(s) of Diversion

BIG WOOD RIVER	L3 (NE1/4SW1/4NW1/4)	Sec. 36, Twp 02N, Rge 18E, B.M.
BLAINE County		

Place of Use

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 37-20885 V1

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	19E	20	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											39.7			38.9			37.6	22.5	138.7

Total Acres: 138.7

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 37-665F.
3. K06 This right is limited to the irrigation of 31 acres within the place of use described above in a single irrigation season.
4. E56 The rights listed below are limited to the irrigation of a combined total of 138.7 acres in a single irrigation season. Combined Right Nos.: 37-666D, 37-20443, 37-20883, and 37-20885.

Remarks:Comments:

1. jroberts 11/13/2006 Basis of Recommendation

Comment: Changed to standard season of use. Recommended in ppu with licensed shape from 37-20443, this right limited to 31 acres.

Water Supply Bank:

11/08/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 37-20885

NAME AND ADDRESS: B & M RANCH LLC
PO BOX 1001
HAILEY ID 83333

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.620 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

04/01 11/01

0.620 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S20 NESW 31.00

31 ACRES TOTAL

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

EXPLANATORY MATERIAL: BASIS OF CLAIM -

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

SOUTHERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 3, 2004

B&M RANCH LLC
PO BOX 1001
HAILEY ID 83333

Re: SRBA Claim #37-20883, #37-666D, 37-20885, and 37-20443

To whom it may concern:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the records of current ownership to you. Please find the enclosed copies of the computer records of the claims noting the change in claimant.

Because this claim has not yet been decreed in the Snake River Basin Adjudication, no fee is due to process the owner change. I am herein returning John P Brashear's check #4600 for \$100.00

Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Carrie Hahn
Office Specialist

Enc. Check #4600
9 pages