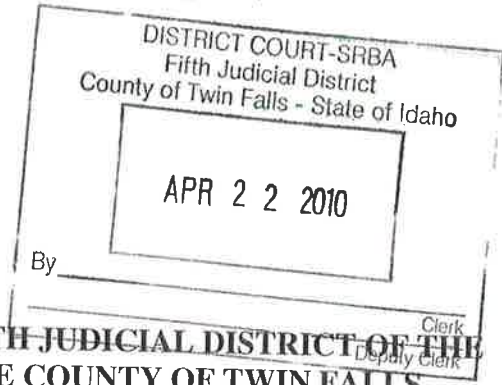


COPY



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. 37-21185 (split)
37-22509 and 37-22510

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

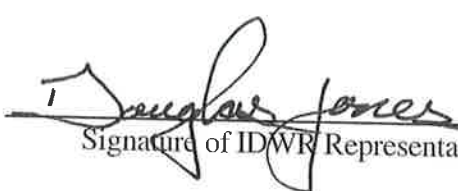
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 4/22/10


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 4-22, 2010, 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

Rod Rinker
PO Box 641
Picabo ID 83348

Florence Young
PO Box 736
Picabo ID 83348

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



Signature of person or attorney mailing the form

04/21/2010

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>
37-21185	FLORENCE M YOUNG PO BOX 736 PICABO ID 83348	Disallowed	Recommended as 37-22509 and 37-22510

04/21/2010

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

RIGHT NUMBER: 37-22509

NAME AND ADDRESS: FLORENCE M YOUNG
PO BOX 736
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.164 CFS

This right when combined with all other rights shall provide no more than .02 cfs per acre.

PRIORITY DATE: 06/30/1895

POINT OF
DIVERSION:

T01S R20E S36 NENESW Within BLAINE County
T01S R20E S36 NESESW Within BLAINE County
T01S R20E S36 SWSESW 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	0.164 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01S R20E S36 SESW 1.00	T01S R20E S36 SWSE	16.00
	17 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

This right is a split from former right 37-21185.

This right is split from former right 37-90E.

04/21/2010

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

RIGHT NUMBER: 37-22510

NAME AND ADDRESS: ROD RINKER
BOX 641
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.386 CFS

This right when combined with all other rights shall provide no more than .02 cfs per acre.

PRIORITY DATE: 06/30/1895

POINT OF
DIVERSION:

T01S R20E S36 NENESW Within BLAINE County
T01S R20E S36 NESESW Within BLAINE County
T01S R20E S36 SWSSEW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.386 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T02S R20E S01 Lot 2 NWNE 20.00

T02S R20E S01 Lot 3 NENW 22.00

42 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

This right is a split from former right 37-21185.

This right is split from former right 37-90E.

RECEIVED
MAR 05 2010
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)
37-21179		✓			
37-21181		✓			
37-21183		✓			
37-21185		✓			

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)

Florence M. Young
P.O. Box 736
Picabo, ID. 83348

4. New Owner/Claimant(s)

Rodrick H. Rinker
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

P.O. Box 641
Picabo, ID. 83348

City, State and ZIP Code

New Telephone Number

(208) 726-2297 Email: _____

5. Date you acquired the property

4-14-2008

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 <u>37-21179</u>		
Irrigation	<u>0.390 cfs</u>	<u>41.4 Acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>37-21181</u>		
Irrigation	<u>0.112 cfs</u>	<u>41.4 Acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>37-21183</u>		
Irrigation	<u>0.223 cfs</u>	<u>41.4 Acres</u>
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)

(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 _____

5. Date you acquired the property _____

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 <u>37-21185</u>		
Irrigation	<u>0.386 cfs</u>	<u>41.4 Acres</u>
Stock		
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.

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R. B. R. t

(title if applicable)

(title if applicable)

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For IDWR Office Use Only:

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

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



Order No. 0823778
Date: April 8, 2008

Instrument # 557398

HAILEY, BLAINE, IDAHO

4-16-2008 12:08:00 No. of Pages: 3

Recorded for: SUN VALLEY TITLE

JOLYNN DRAGE

Fee: 9.00

Ex-Officio Recorder Deputy

Index to: WTY/QCICORP DEED

mpp

WARRANTY DEED

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

FLORENCE YOUNG, a widow

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

RODRICK H. RINKER, a single man

the Grantee whose current address is:

P O Box 641
Picabo, ID 83348

R

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

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

This transaction is a 1031 Exchange for the benefit of Rodrick H. Rinker, as **replacement** 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 she is the owner in fee simple of said premises; that said premises are free from all encumbrances and that she will warrant and defend the same from all lawful claims whatsoever.

Florence M Young
Florence Young

4-14-08
Date

State of: Idaho
County of: Blaine

On this 14th day of April, 2008, before me, the undersigned, a Notary Public, in and for said State, personally appeared **FLORENCE YOUNG**, 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 she executed the same.

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

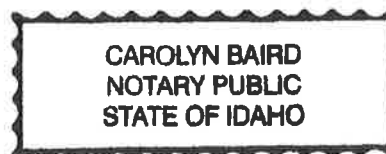


EXHIBIT "A"

A Parcel of land located within Section 1, Township 2 South, Range 20 East, Boise Meridian, Blaine County, Idaho, with reference to record of survey recorded May 16, 2002 as Instrument No. 465442, more particularly described as follows:

COMMENCING at the Northeast corner of said Section 1; thence South 89°32'05" West 1,396.22 feet along the North boundary of said Section and also along the South boundary of the Hofstetter Subdivision to an iron pin on the Easterly high water mark of Silver Creek being the TRUE POINT OF BEGINNING; thence South 01°30'29" West, 143.78 feet; thence South 24°28'39" West, 237.57 feet; thence South 02°49'08" West, 88.91 feet; thence South 09°31'15" East, 22.80 feet; thence North 75°52'23" West, 224.84 feet; thence North 89°04'02" West 81.77 feet; thence South 31°01'10" West, 488.84 feet; thence South 48°42'15" West 361.97 feet; thence South 45°45'49" West 73.55 feet; thence South 79°46'31" West 131.02 feet; thence South 66°02'48" West 281.28 feet; thence North 46°27'52" West 104.06 feet; thence North 79°40'59" West 125.90 feet; thence South 27°19'35" West 46.27 feet; thence North 64°57'44" West 67.78 feet; thence North 40°52'50" West 348.22 feet; thence North 30°41'21" West 770.76 feet; thence North 12°43'41" West 114.77 feet; thence North 47°37'59" West 55.03 feet; thence North 85°12'38" West 41.39 feet; thence North 18°26'12" West 56.98 feet; thence North 18°08'22" West 29.11 feet; thence North 89°32'05" East 2,402.78 feet to the TRUE POINT OF BEGINNING.

Also known as Tax Lot 6781

Together with right of ingress and egress along and across roadway and utility easement as shown on the plat of HOFSTETTER SUBDIVISION AMENDED, recorded December 14, 1982 as Instrument No. 233463, records of Blaine County, Idaho.

2
Order No. 0823778

QUITCLAIM DEED

For Value Received

FLORENCE YOUNG, a widow

Do hereby convey, release, remise and forever quitclaim unto

RODRICK H. RINKER, a single man

Whose current address is P O Box 641, Picabo, ID 83348

The following described premises, to-wit:

The following water rights:

0.390 cfs of Water Right # 37-21179

0.112 cfs of Water Right # 37-21181

0.223 cfs of Water Right # 37-21183

0.386 cfs of Water Right # 37-21185

all for the irrigation of 41.4 acres within the land described on Exhibit "A" attached hereto and made a part hereof.

Together with their appurtenances.

Dated this 4-16 day of April, 2008.

Florence Young
Florence Young

State of: Idaho

County of: Blaine

On this 16th day of April, 2008, before me, the undersigned, a Notary Public, in and for said State, personally appeared FLORENCE YOUNG, 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 she executed the same.

Carolyn Baird
Notary Public

Residing at: Hailey

Commission Expires: 1/23/2009

CAROLYN BAIRD
NOTARY PUBLIC
STATE OF IDAHO

Instrument # 567399

HAILEY, BLAINE, IDAHO

4-16-2008 12:09:00 No. of Pages: 2

Recorded for : SUN VALLEY TITLE

JOLYNN DRAGE

Fee: 6.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

mpp

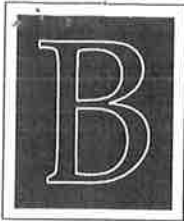
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Together with right of ingress and egress along and across roadway and utility easement as shown on the plat of HOFSTETTER SUBDIVISION AMENDED, recorded December 14, 1982 as Instrument No. 233463, records of Blaine County, Idaho.



BROCKWAY
ENGINEERING
P.L.L.C.

Hydraulics

Hydrology

Water Resources

March 4, 2010

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

Subject: Name Change / Water Rights 37-21179, 37-21181, 37-21183, 37-21185

Dear Allen:

Enclosed with this letter you will find the signed IDWR form "Notice of Change in Water Right Ownership" by Rodrick H. Rinker, along with the Warranty Deed to the property these water rights are attached.

Upon reading the IDWR instructions, this name change does not fall into either payment bracket, so no moneys are included with this request for name change.

Please don't hesitate to call me if you have any questions.

Sincerely,

Ann Pool
Hydrologic Technician

CHARLES E.
BROCKWAY,
PH.D., P.E.

CHARLES G.
BROCKWAY,
PH.D., P.E.

2016 NORTH
WASHINGTON
STREET • SUITE 4

TWIN FALLS,
IDAHO 83301

208•736•8543

FAX: 736•8506

RECEIVED
MAR 05 2010
DEPT. OF WATER RESOURCES
SOUTHERN REGION



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

April 22, 2010

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

ROD RINKER
PO BOX 641
PICABO ID 83348

RE: SRBA Claim(s) 37-21179, 37-21181, 37-21183, 37-21185

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

Enclosure

cc: James E. Speck
Florence Young



Idaho Department of Water Resources

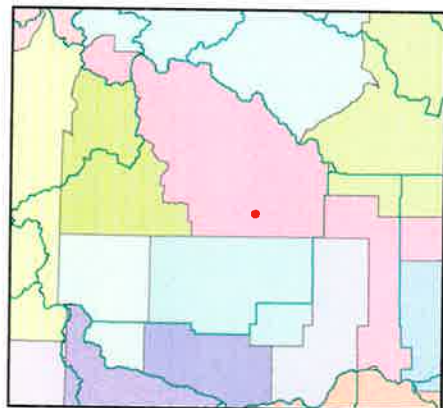
Adjudication Recommendation

37-22509

(IRRIGATION)

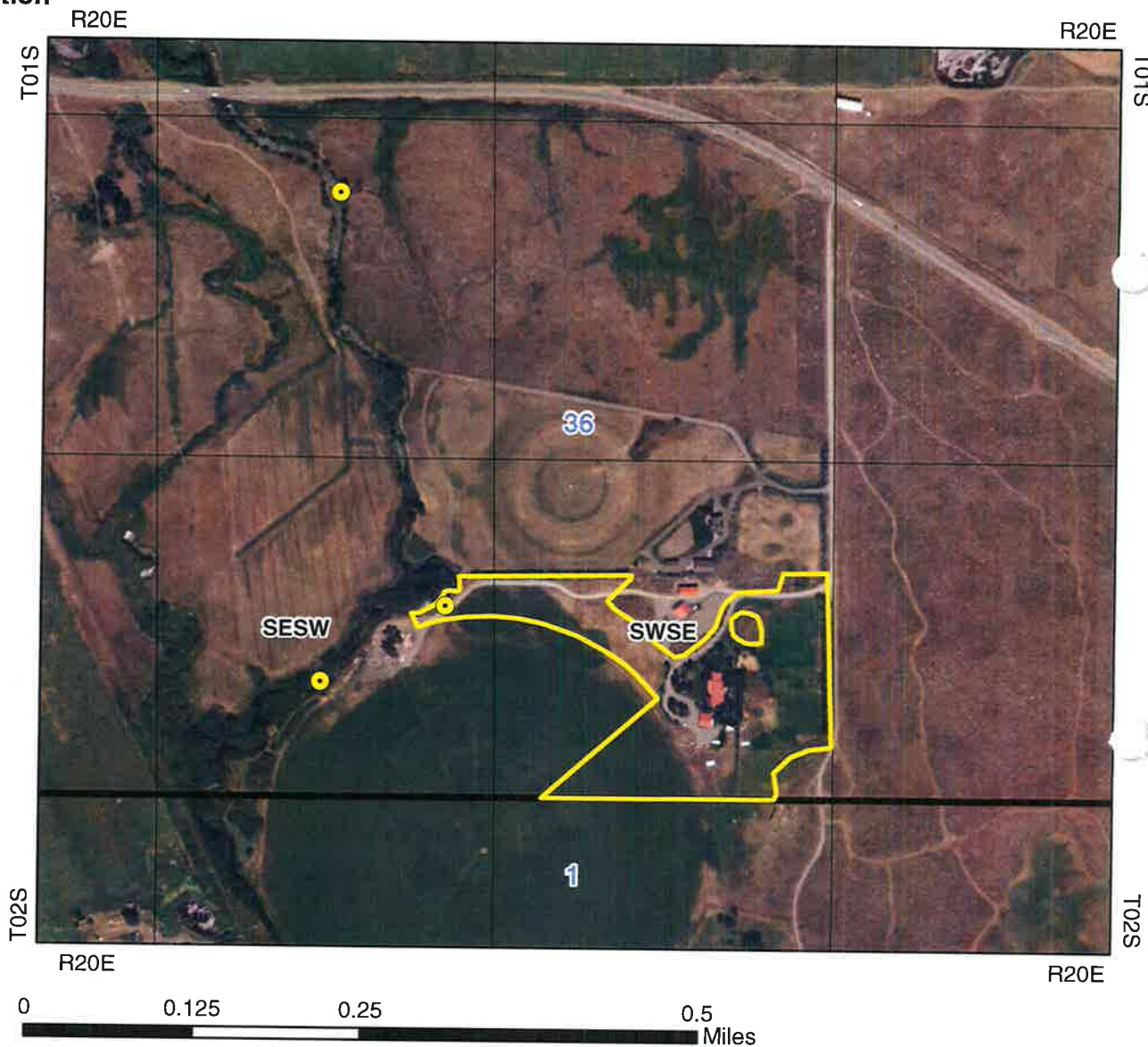
Legend

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



**Blaine County
IDWR Basin 37**

Prepared by Trish Fawcett
On April 20, 2010
2004 Aerial Photography





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

April 22, 2010

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Governor

GARY SPACKMAN
Interim Director

ROD RINKER
PO BOX 641
PICABO ID 83348

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Sincerely,

Trish Fawcett
Technical Records Specialist

Enclosure

cc: James E. Speck
Florence Young



Idaho Department of Water Resources

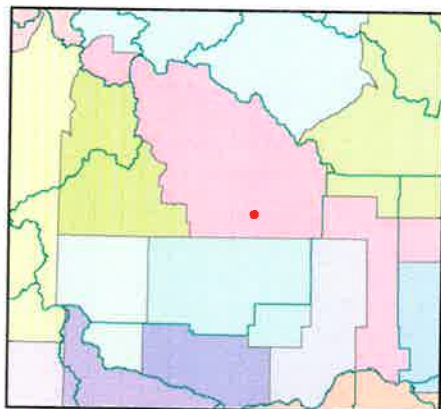
Adjudication Recommendation

37-22503

(IRRIGATION)

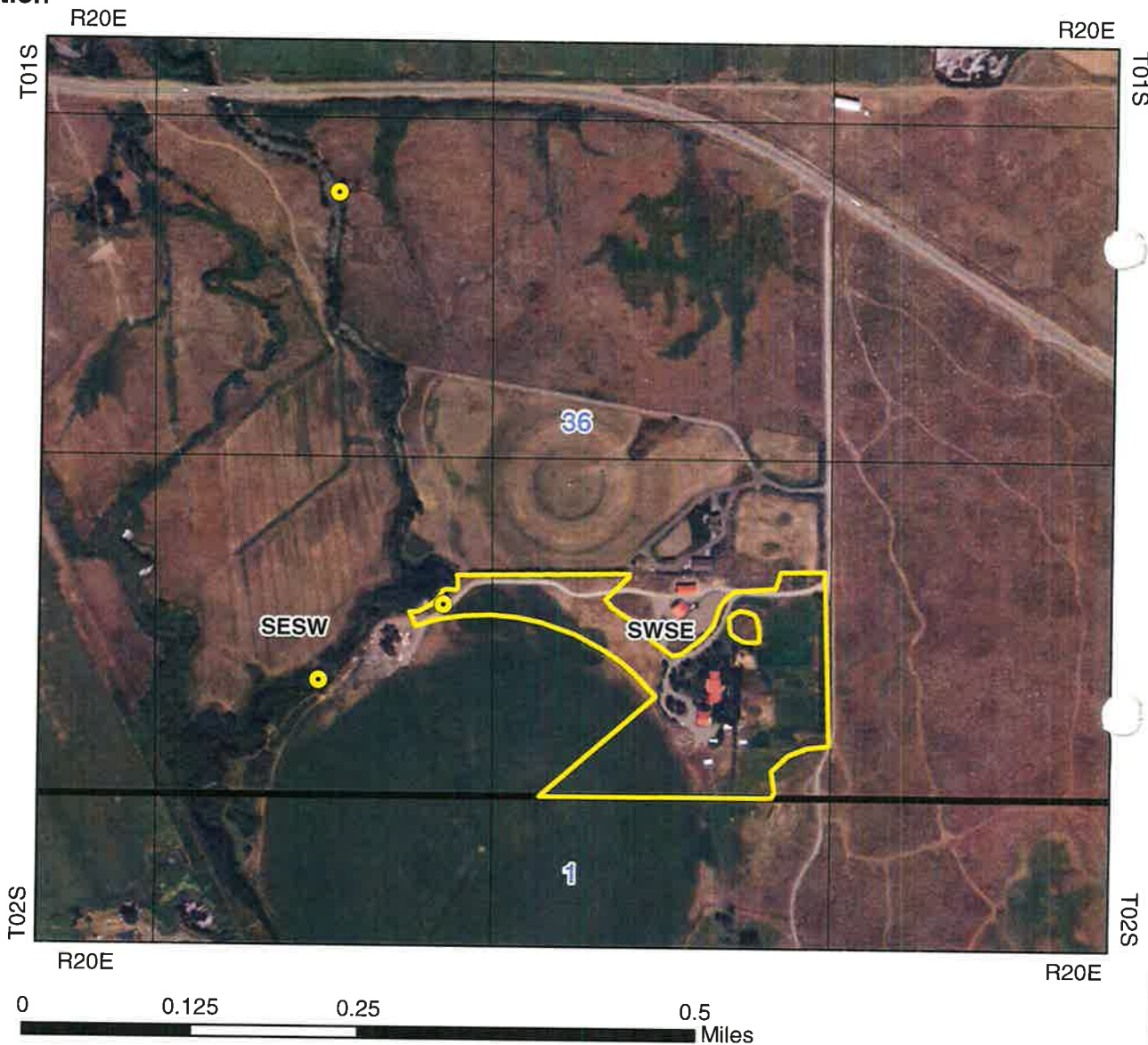
Legend

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



**Blaine County
IDWR Basin 37**

Prepared by Trish Fawcett
On April 20, 2010
2004 Aerial Photography



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21185 V1

WATER RIGHT NUMBER: 37-21185 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FLORENCE M YOUNG PO BOX 736 PICABO, ID 83348 (208)788-5885
Original Owner	JACK S YOUNG PO BOX 736 PICABO, ID 83348 (208)788-5885

Priority Date: 06/30/1895

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SILVER CREEK	LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/15 to 10/31	0.550 CFS	
	<u>Total Diversion:</u>	0.550 CFS	

Location of Point(s) of Diversion

SILVER CREEK	NE1/4SE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		
SILVER CREEK	SW1/4SE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		
SILVER CREEK	NE1/4NE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	20E	36												1.0				16.0	17.0
02S	20E	1			20.0				22.0										42.0
					L 2				L 3										

Total Acres: 59

Conditions of Approval:

1. P21 This right is split from former right 37-90E.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-21185 V1

2. 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.
3. E62 This right when combined with all other rights shall provide no more than .02 cfs per acre.

Remarks:

Comments:

1. nerickson 1/10/2007 Claim Comments

Comment: 3/8/96 TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3549.

THIS TRANSFER DOES NOT AUTHORIZE DIVERSION OF MORE THAN .02 CFS/ ACRE.

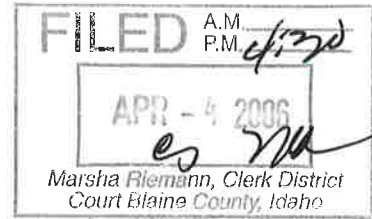
**** 10/3/97 TF; REMOVED GROUNDWATER AS A SOURCE.

**** CLAIM WAS AMENDED BASED ON OWNERSHIP CHANGE WHEN YOUNGS PURCHASED 3.19 ACRES IN NWNE SECTION 1 FROM HOFSTETTERS, WHO OWN PART D.

3/19/98 jr

**** 6-15-98: ADDRESS CHANGE PER NOTICE RECD 3-5-98 - VH

Water Supply Bank:



Rand L. Peebles, ISB No. 2571
Robert F. Thomas, ISB No. 6160
HAWLEY TROXELL ENNIS & HAWLEY LLP
877 Main Street, Suite 1000
P.O. Box 1617
Boise, ID 83701-1617
Telephone: (208) 344-6000
Facsimile: (208) 342-3829

Attorneys for Personal Representative

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

IN THE MATTER OF THE ESTATE OF)

JACK STANLEY YOUNG,)

Deceased.)

Case No. CV-06-260

LETTERS OF ADMINISTRATION

Florence Young was duly appointed and qualified as Personal Representative of the estate of the above-named decedent by the Court with all authority pertaining thereto.

Administration of the estate is unsupervised.

These letters are issued to evidence the appointment, qualification, and authority of the said personal representative or special administrator.

STATE OF IDAHO,)
County of Blaine)
WITNESS, my signature and the Seal of this Court, this 4th day of April, 2006.

I do hereby certify that the foregoing is a full, true and correct copy of the original thereof, on file in my office.

IN WITNESS THEREOF, I have hereunto set my hand and affixed my official seal

this 11th day of April, 2006
MARSHA RIEMANN
Clerk District Court Deputy

MAGISTRATE

LETTERS OF ADMINISTRATION

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 37-21185
Date Received: 12/2/2003
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

FLORENCE M YOUNG Phone: (208)788-5885
PO BOX 736
PICABO ID 83348

JACK S YOUNG Phone: (208)788-5885
PO BOX 736
PICABO ID USA 83348

2. Date of Priority: 06/30/1895

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01S	20E	36	NE	SE	SW	BLAINE	
01S	20E	36	NE	SW	SE	BLAINE	
01S	20E	36	SW	SE	SW	BLAINE	
01S	20E	36	NE	NE	SW	BLAINE	

5. Description of diverting works:

CLARK #29 HEADGATE, PUMPS FOR PIVOT AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/15	10/15	0.55	

7. Total Quantity Appropriated is:
0.55 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	
01S	20E	36	SE	SW	IRRIGATION	3	
			SW	SE	IRRIGATION	18	
			Section Acres				21
			Total Acres				64.5
02S	20E	1	NW	NE	2	IRRIGATION	20.2
			NE	NW	3	IRRIGATION	23.3
			Section Acres				43.5
			Total Acres				64.5

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 37-90E.

A MEASURING DEVICE OF A TYPE APPROVED BY IDWR SHALL BE MAINTAINED AS A PART OF THE DIVERTING WORKS.

3/8/96 TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3549.

THIS TRANSFER DOES NOT AUTHORIZE DIVERSION OF MORE THAN .02 CFS/ ACRE.

**** 10/3/97 TF; REMOVED GROUNDWATER AS A SOURCE.

**** CLAIM WAS AMENDED BASED ON OWNERSHIP CHANGE WHEN YOUNGS PURCHASED 3.19 ACRES IN NWNE SECTION 1 FROM HOFSTETTERS, WHO OWN PART D.

3/19/98 jr

**** 6-15-98: ADDRESS CHANGE PER NOTICE RECD 3-5-98 - VH

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

January 21, 2004

JACK S YOUNG
FLORENCE M YOUNG
PO BOX 736
PICABO ID 83348

RE: SRBA Claim(s) 37-88B, 37-89B, 37-90E, 37-1224B

Dear Claimant:

Pursuant to the notification that you sold 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 37-21179, 37-21181, 37-21183 and 37-21185.

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.

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 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
	37-1224B	☒			☐
	37-88B	☒			☐
	37-89B	☒			☐
	37-90E	☒			☐
		☐			☐

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) Jack S. Young and Florence M. Young
P.O. Box 736, Picabo, ID, 83348
4. New Owner/Claimant(s) Edward A. Cutter, Trustee of Edward A. Cutter 1973 Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address P.O. Box 7330
 City, State and ZIP Code Ketchum, ID, 83340
 New Telephone Number 208-622-9213
5. Date you acquired the property October 10, 2003

RECEIVED

NOV 20 2003

Department of Water Resources
 Southern Region

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 <u>37-1224B</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>0.173 cfs</u>	<u>20 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>0.173 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>37-88B</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>0.049 cfs</u>	<u>20 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>0.049 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 _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by AJ Date _____ WR _____ Date _____

RECEIVED
NOV 20 2003
 Department of Water Resources
 Southern Region

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 <u>37-89B</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>0.098 cfs</u>	<u>20 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>0.098 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>37-90E</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>0.170 cfs</u>	<u>20 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>0.170 cfs</u>	

7. Signature of New Owner(s) or Claimant(s) Edward A. Rutter, Trustee
(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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by AJ Date _____ WR _____ Date _____

RECEIVED
 NOV 20 2003
 Department of Water Resources
 Southern Region

K25848

WARRANTY DEED

For Value Received **Jack S. Young and Florence M. Young, husband and wife**

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

Edward A. Cutter, trustee of the Edward A. Cutter 1973 Trust Agreement DTD 11/15/73

whose address is: **P.O. Box 7330, Ketchum, ID 83340**

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

Lot 1BB of Hofstetter Subdivision Lots 1AA and 1BB, a replat of "a replat of Lot 1, Hoffstetter Subdivision, amended 1981", recorded as Instrument No. 491182, records of Blaine County, Idaho.

**Together with an undivided 23.67% interest in and to the following water rights:
A37-01224B, A37-00088B, A37-00089B, A37-00090E**

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

Dated: September 25, 2003

Instrument # 493051

HAILEY, BLAINE, IDAHO

2003-10-10

12:36:00 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTY/QC/CORP DEED

Jack S. Young

Jack S. Young
Florence M. Young

Florence M. Young

RECEIVED

NOV 20 2003

Department of Water Resources
Southern Region

STATE OF Idaho

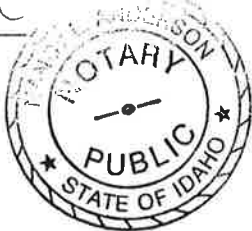
)ss.

COUNTY OF BLAINE

On this 7th day of October, 2003, before me the undersigned, personally appeared Jack S. Young and Florence M. Young, husband and wife, 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.

Nancy L. Anderson

Notary Public of
Residing at: Hailey
Commission Expires: 2/27/03



Instrument # 491182

HAILEY, BLAINE, IDAHO

2003-09-11

09:29:35 No. of Pages: 2

Recorded for : BENCHMARK ASSOCIATES

MARSHA RIEMANN

Fee: 11.00

Ex-Officio Recorder Deputy

Index to: PLATS

HOFSTETTER SUBDIVISON LOTS 1AA & 1BB

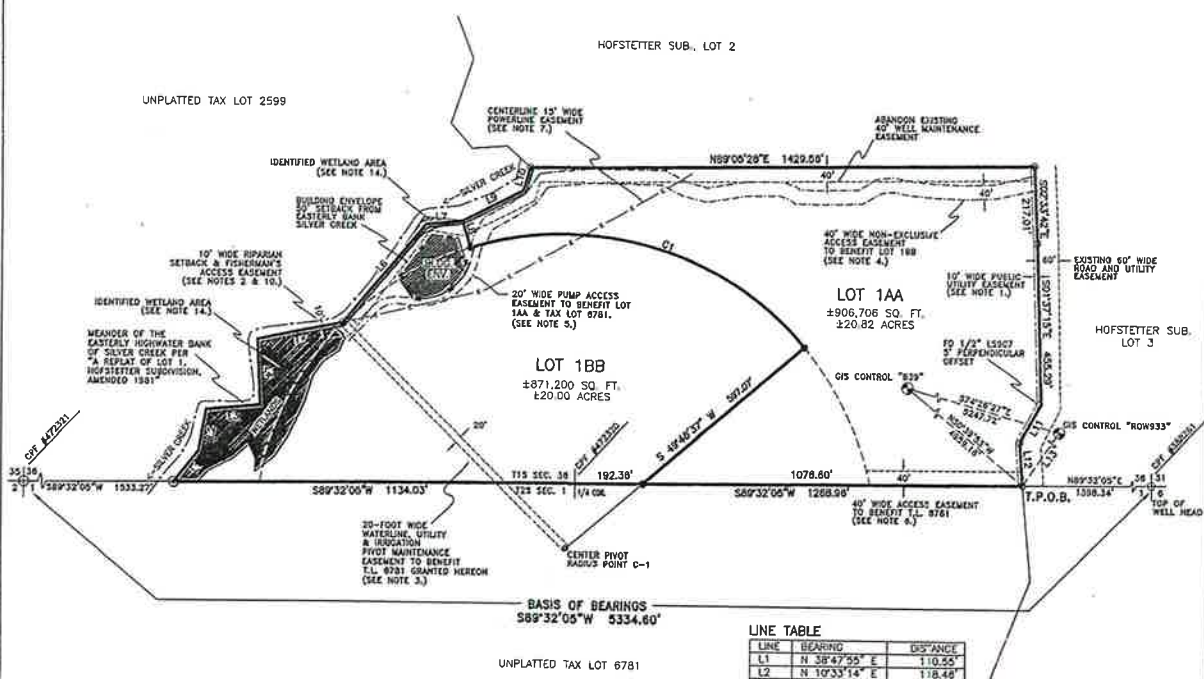
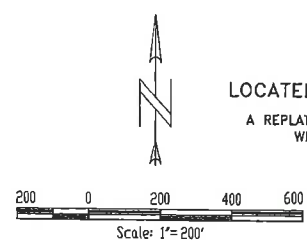
FR SECTION 36 T1S R20E

HOFSTETTER SUBDIVISION LOTS 1AA AND 1BB

LOCATED WITHIN: T1S, R20E, SECTION 36, B.M., BLAINE COUNTY, IDAHO.

A REPLAT OF "A REPLAT OF LOT 1, HOFSTETTER SUBDIVISION, AMENDED 1981" (INSTRUMENT NO. 33 403),
WHEREIN THE BOUNDARY COMMON TO LOTS 1A & 1B IS MODIFIED CREATING LOTS 1AA & 1BB

AUGUST 2003



LEGEND

- PROPERTY LINE
- EASEMENT LINE
- LOT LINE ELIMINATED
- 10' FISHERMAN'S EASEMENT
- ACCESS EASEMENT
- CENTERLINE 15' POWERLINE EASEMENT
- PUBLIC UTILITY EASEMENT
- FOUND 1/2" REBAR
- SET 1/2" REBAR
- FOUND 5/8" REBAR
- SET 5/8" REBAR
- SURVEY MONUMENT
- CORNER PERPETUATION DISTINGUISH NUMBER

NOTES:

1. A 10 FOOT WIDE PUBLIC UTILITY EASEMENT IS GRANTED AS SHOWN HEREON.
2. A 10 FOOT WIDE FISHERMAN'S ACCESS EASEMENT IS GRANTED TO THE PUBLIC ALONG THE EASTERLY BANK OF SILVER CREEK.
3. A 20 FOOT WIDE WATERLINE AND IRRIGATION PIVOT MAINTENANCE EASEMENT TO BENEFIT TAX LOT 8781 IS GRANTED AS SHOWN HEREON.
4. A 40 FOOT WIDE NON-EXCLUSIVE, ACCESS EASEMENT TO BENEFIT LOT 1BB IS GRANTED AS SHOWN HEREON.
5. A 20 FOOT WIDE PUMP ACCESS EASEMENT TO BENEFIT LOT 1AA & TAX LOT 8781 IS GRANTED AS SHOWN HEREON.
6. A 40 FOOT WIDE ACCESS EASEMENT TO BENEFIT TAX LOT 8781 IS GRANTED AS SHOWN HEREON.
7. A 15 FOOT WIDE UNDERGROUND POWER LINE EASEMENT IS GRANTED TO BENEFIT LOT 1AA, LOT 1BB AND TAX LOT 8781, AS SHOWN HEREON.
8. ALL NEW DOMESTIC WELLS SHALL BE METERED.
9. ALL SEWAGE DISPOSAL DRAINFIELDS SHALL BE LOCATED NO CLOSER THAN 300 FEET FROM SILVER CREEK.
10. THE OWNERS OF THESE LOTS, AND ANY SUCCESSORS IN INTEREST, SHALL COMPLY WITH THE RIPARIAN SETBACK AND STREAM ALTERATION REGULATIONS WITHIN TITLE 9, CHAPTER 17 OF THE BLAINE COUNTY ZONING REGULATIONS.
11. OWNERS ARE RESPONSIBLE FOR NOXIOUS WEED CONTROL PER STATE REGULATIONS.
12. ALL STRUCTURAL DEVELOPMENT ON LOT 1BB SHALL BE LOCATED WITHIN THE DESIGNATED BUILDING ENVELOPE.
13. TIES TO & BETWEEN BLAINE COUNTY GIS MONUMENTS ARE NAD '83 IDAHO CENTRAL ZONE AT GRID.
14. A WETLAND DELINEATION WAS PREPARED BY SAWTOOTH ENVIRONMENTAL CONSULTING LLC, AND CONFIRMED BY ARMY CORPS OF ENGINEERS (JURISDICTIONAL DETERMINATION) DATED OCTOBER 21, 2004.

LINE TABLE

LINE	BEARING	DISTANCE
L1	N 38°47'55" E	110.55'
L2	N 10°33'14" E	118.48'
L3	N 85°01'16" E	152.08'
L4	N 02°35'17" W	183.92'
L5	N 78°36'28" E	244.17'
L6	N 39°38'18" E	348.02'
L7	N 84°01'20" E	101.93'
L8	S 17°30'13" E	79.38'
L9	N 63°02'52" E	193.62'
L10	N 10°59'46" E	88.55'
L11	S 29°14'45" W	122.31'
L12	S 04°01'18" E	179.93'
L13	S 35°05'46" W	2121.46'

CURVE TABLE

CURVE	RADIUS	ARC LENGTH	CHORD LENGTH	CHORD BEARING	DELTA ANGLE
C1	864.19'	1045.29'	980.29'	S 74°07'38" E	67°48'25"

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: 8-24-2002

Robert L. Lusk
South Central District Health Dept., EHS

PREPARED BY: BENCHMARK ASSOCIATES P.A.
P.O. BOX 733 - 100 BELL DRIVE
KETCHUM, IDAHO, 83340
PHONE (208)726-9512 FAX (208)726-9514
Copyright © 2003 by Benchmark Associates.



HOFSTETTER SUBD.
LOTS 1AA & 1BB
T1S, R20E, SEC. 36, B.M.,
BLAINE COUNTY, IDAHO

PREPARED FOR: ED & SUSAN CUTLER
FINAL PLAT
PROJECT NO. 02245
DATE: 8/20/03
PLOT BY: CPL
DWG FILE: 02245P01.DWG
SHEET 1 OF 2

	HOFSTETTER SUBD. LOTS 1AA & 1BB	
	LOCATED WITHIN: T15, R20E, SEC. 38, S.M. BLAINE COUNTY, IDAHO	
PREPARED FOR: ED & SUSAN CUTLER		
FINAL PLAT PROJECT NO. 02245	PLOT BY: CPL DATE: 07/11/03	PLOT FILE 02245.CRD CO-GRD FILE 02245.CRD

SPECK & AANESTAD

A PROFESSIONAL CORPORATION
ATTORNEYS

120 EAST AVENUE
POST OFFICE BOX 987
KETCHUM, IDAHO 83340

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

JAMES P. SPECK
jimspeck@cox-internet.com
DOUGLAS J. AANESTAD
aanestad@cox-internet.com

November 18, 2003

RECEIVED

NOV 20 2003

Department of Water Resources
Southern Region

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

**Re: Notice of Change in Water Right Ownership;
SRBA Claims: 37-1224B, 37-88B, 37-89B AND 37-90E**

Dear Allen:

Enclosed you will find the original and one copy of a Notice of Change in Water Right Ownership to be filed for my client, Edward A. Cutter, Trustee of the Edward A. Cutter 1973 Trust. Please have your secretary receipt date-stamp the copy and return it to me in the postage prepaid self-addressed enclosed included for that purpose.

I understand these water rights are currently being investigated by the Department. Would you please be certain the investigating agents in Boise are notified of this change in ownership so the water rights are reported correctly.

Thank you.

Sincerely yours,

SPECK & AANESTAD
A Professional Corporation

By: _____

James P. Speck

JPS/jef

Enclosure

cc: Client w/enc.

Jack & Florence Young w/encl.

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: **A37-00090E**
Date Received: 9/20/1988
Receipt No: S002349
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: FLORENCE M YOUNG
Address: PO BOX 736
PICABO ID 83348
AND/OR
Name: JACK S YOUNG
Address: PO BOX 736
PICABO ID 83348
208-788-5885
208-788-5885

2. Date of Priority: JUN 30, 1895

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	20E	36	NE	NE	SW		BLAINE
			NE	SE	SW		BLAINE
			SW	SE	SW		BLAINE
			NE	SW	SE		BLAINE

5. Description of diverting works:
CLARK #29 HEADGATE, PUMPS FOR PIVOT AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.720		

7. Total Quantity Appropriated is:
0.720 C.F.S. (and/or) 284.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	36	SE	SW		IRR	16.0
			SW	SE		IRR	25.0
					Section Acres		41.0
02S	20E	1	NW	NE	2	IRR	20.2
			NE	NW	3	IRR	23.3
					Section Acres		43.5
					Total Acres		84.5

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:

A37-00088B, A37-00089B, A37-01224B

14. Remarks:

3/8/96 TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3549.
THIS TRANSFER DOES NOT AUTHORIZE DIVERSION OF MORE THAN .02 CFS/
ACRE.

10/3/97 TF; REMOVED GROUNDWATER AS A SOURCE.

CLAIM WAS AMENDED BASED ON OWNERSHIP CHANGE WHEN YOUNGS PURCHASED
3.19 ACRES IN NWNE SECTION 1 FROM HOFSTETTERS, WHO OWN PART D.
3/19/98 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs Decree Defendant



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

June 15, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Jack S. and Florence M. Young
Po Box 736
Picabo, Idaho 83348

RE: Snake River Basin Adjudication (SRBA)
Claim No(s). **A37-00088B, A37-00089B, A37-00090E,**
A37-01224B
Change of Address Notification

Dear Claimant(s):

Thank you for notifying us of your change of address on the water right claims referenced above. The enclosed documents are for your records, please review them for accuracy in all respects, and note the relevant suffix letters for your claims.

If you have any questions, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Vikie Hancock'.

Vikie Hancock
Records Clerk



IDAHO DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION
222 SHOSHONE ST E
TWIN FALLS ID 83301
(208) 736-3033

RECEIVED

PHILIP E BATT
GOVERNOR

KARL J DREHER
DIRECTOR

MAR 05 1998

Department of Water Resources
Southern Region

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

☒ Water Right Number(s): 37-0088/0089/0090/1224

☒ Old Mailing Address:

PO BOX 549

BELLEVUE, IDAHO 83313

TEL: (208) 788-4419

☒ New Mailing Address:

JACK & FLORENCE YOUNG

PO BOX 736 (PHYSICAL ADDR: 19183 HWY 20)

PICABO, IDAHO 83348

☒ New Telephone Number: (208) -788-5885

☒ Signature of Claimant(s):

Jack & Florence M. Young

Date: 3-3-98

FOR IDWR USE ONLY

Initial Review and Data Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data Entry

Date: By:

LD

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: **A37-00090E**

Date Received: 9/20/1988

Receipt No: S002349

Received By: 

AMENDED

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

AMENDED

1. Name: FLORENCE M YOUNG 208-788-5885
Address: 19183 HWY 20
PICABO ID 83348

AND/OR

Name: JACK S YOUNG 208-788-5885
Address: 19183 HWY 20
PICABO ID 83348

2. Date of Priority: JUN 30, 1895

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	20E	36	NE	NE	SW		BLAINE
			NE	SE	SW		BLAINE
			SW	SE	SW		BLAINE
			NE	SW	SE		BLAINE

5. Description of diverting works:

CLARK #29 HEADGATE, PUMPS FOR PIVOT AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.720		

7. Total Quantity Appropriated is:

0.720 C.F.S. (and/or) 284.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	36	SE	SW		IRR	16.0
			SW	SE		IRR	25.0
						Section Acres	41.0
02S	20E	1	NW	NE	2	IRR	20.2
			NE	NW	3	IRR	23.3
						Section Acres	43.5
						Total Acres	84.5

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:
A37-00088B, A37-00089B, A37-01224B

14. Remarks:
3/8/96 TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3549.
THIS TRANSFER DOES NOT AUTHORIZE DIVERSION OF MORE THAN .02 CFS/
ACRE.

10/3/97 TF; REMOVED GROUNDWATER AS A SOURCE.

CLAIM WAS AMENDED BASED ON OWNERSHIP CHANGE WHEN YOUNGS PURCHASED
3.19 ACRES IN NWNE SECTION 1 FROM HOFSTETTERS, WHO OWN PART D.
3/19/98 jr

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST
Decree Plaintiff

ALTURAS WATER CO.
vs Decree Defendant

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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 No(s).: (Part) A37-00088A, 89A, 90D, 1224A
Adjudication Claim No(s).: _____

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 attached to your deed or on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant WALTER J. & MARIANNE HOFSTETTER
19185 HWY 20 PICABO ID 83348

4. New Owner/Claimant(s) JACK & ^{OR} FLORENCE YOUNG
New Mailing Address Name Connector (Check one): ☒ and, ☒ or, [] and/or
19183 HWY 20
City, State and ZIP Code PICABO, IDAHO 83348
New Telephone Number (208) 788-5885

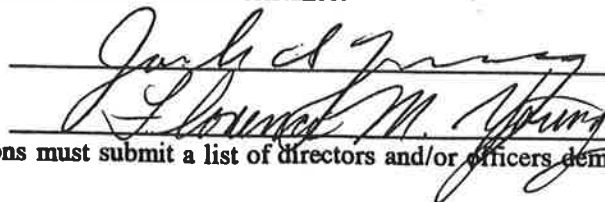
5. Date you acquired the property JAN. 24, 1990

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 you irrigate 3.194 Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____

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 or Claimant(s) 

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

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

Dina

18004

Courtesy of SAWTOOTH TITLE CO., Inc.

WARRANTY DEED

For Value Received

WALTER J. HOFSTETTER AND MARIANNE HOFSTETTER, TRUSTEES

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

JACK S. YOUNG AND FLORENCE M. YOUNG, HUSBAND AND WIFE

whose address is: P.O. BOX 549 BELLEVUE, IDAHO 83313

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

A PARCEL OF LAND LOCATED WITHING THE NE $\frac{1}{4}$, SECTION 1 TOWNSHIP 2 SOUTH, RANGE 20, EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO AND IS MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF SAID NE $\frac{1}{4}$:
THENCE S. 53°02'05" E., 662.50 FEET TO A 5/8" BAR THE
TRUE POINT OF BEGINNING:

THENCE S. 88°57'31" E., 336.77 FEET TO A 5/8" BAR;
THENCE S. 31°02'48" W., 488.81 FEET TO A 5/8" BAR;
THENCE S. 48°41'22" W., 361.82 FEET TO A 5/8" BAR;
THENCE N. 15°44'49" E., 689.64 FEET TO THE TRUE POINT OF
BEGINNING, CONTAINING 3.194 ACRES MORE OR LESS.

317073

BLAINE CO. REQUEST
OF:
Sawtooth Title Co., Inc.

Deed
90 MAR 2 PM 4 34
MAY GREEN, CLERK
FEES \$ 3.00

This instrument filed for record by
Sawtooth Title Co., Inc., as an ac-
commodation only. It has not been
examined as to its execution or as
to its effect upon the title.

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

Dated: JANUARY 24, 1990

Walter J. Hofstetter
WALTER J. HOFSTETTER

Marianne Hofstetter
MARIANNE HOFSTETTER

Walter J. Hofstetter
WALTER J. HOFSTETTER, TRUSTEE

Marianne Hofstetter
MARIANNE HOFSTETTER, TRUSTEE

STATE OF IDAHO, COUNTY OF BLAINE

On this 30th day of January, 1990,
before me, a notary public in and for said State, per-
sonally appeared

WALTER J. HOFSTETTER
AND MARIANNE HOFSTETTER

known to me to be the person whose nameS ARE
subscribed to the within instrument and acknowledged to
me that THEY HAVE executed the same.

Notary Public
Residing at
Comn. Expires 5-1-91
Pocatello, Idaho

STATE OF IDAHO, COUNTY OF BLAINE

On this 30th day of January, 1990,
before me, a notary public in and for said State, per-
sonally appeared

WALTER J. HOFSTETTER
AND MARIANNE HOFSTETTER
TRUSTEES

known to me to be the person whose nameS ARE
subscribed to the within instrument and acknowledged to
me that THEY HAVE executed the same.

Notary Public
Residing at
Comn. Expires 5-1-91
Pocatello, Idaho

PLAT SHOWING HOFSTETTER SUBDIVISION

Located Within Section 36, T.1S.,
R.20E., B.M.
Blaine County, Idaho
October 1980

400 300 200 0 200 400

LOT 1 AMENDED, 1981

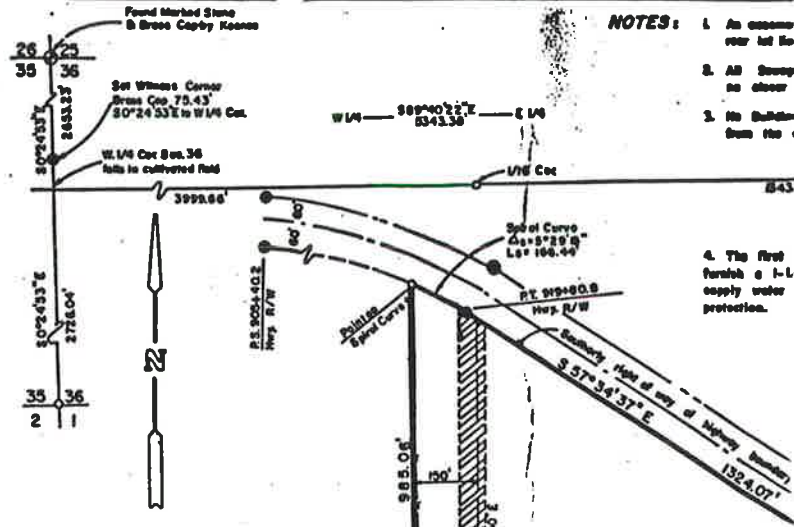
N 1/4 Cor. Sec. 36
Found Marked Stone
Set Brass Cap



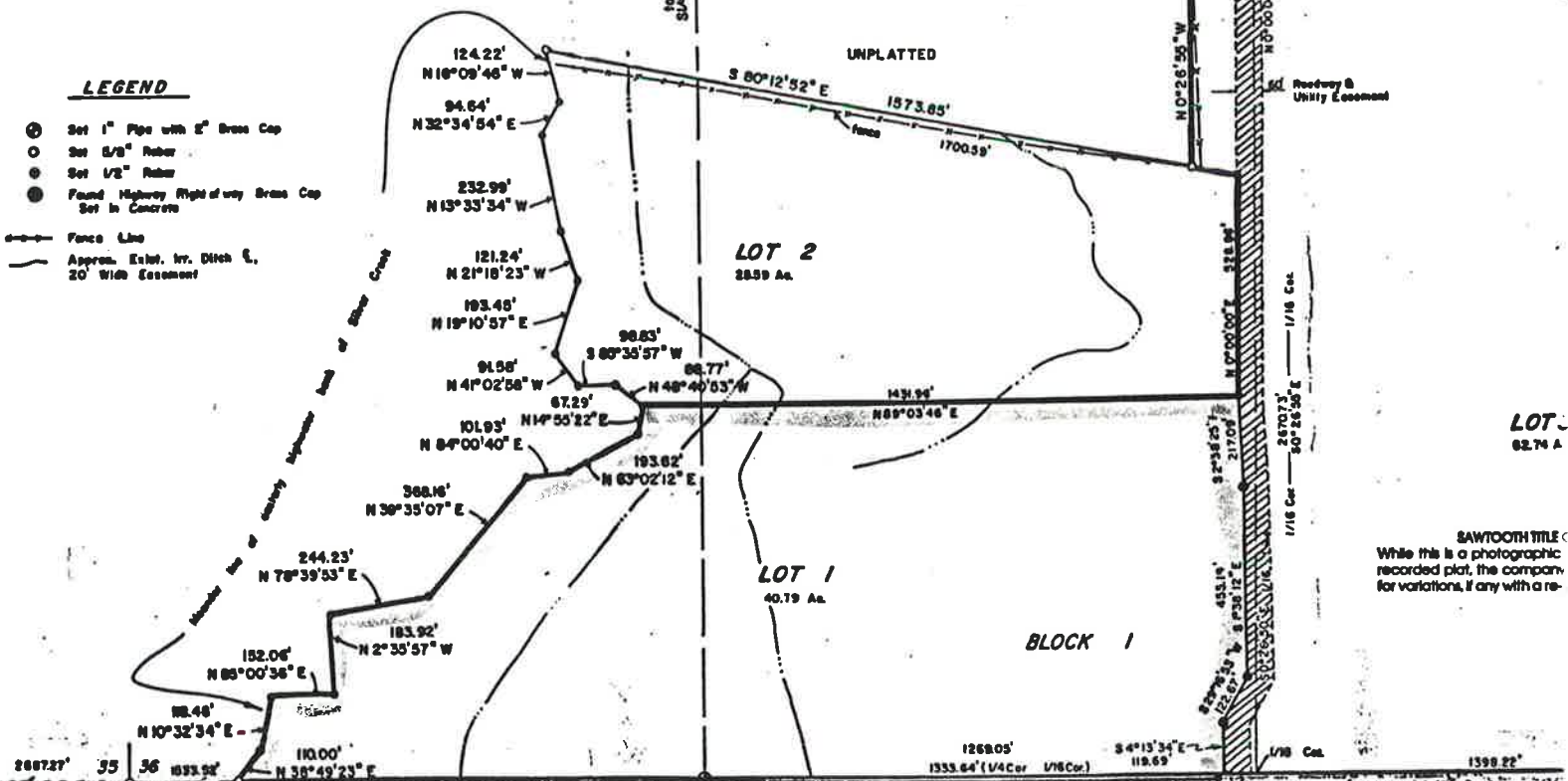
LEGEND

- Set 1" Pipe with 2" Brass Cap
- Set 5/8" Rubber
- Set 1/2" Rubber
- Found Highway Right of way Brass Cap Set in Concrete

— Fence Line
— Approx. Exist. Irr. Ditch E.
20' Wide Easement



- NOTES:
1. An easement over lot No.
 2. All Survey on clear
 3. No Building from the
 4. The first furnish a 1-1 copy under protection.

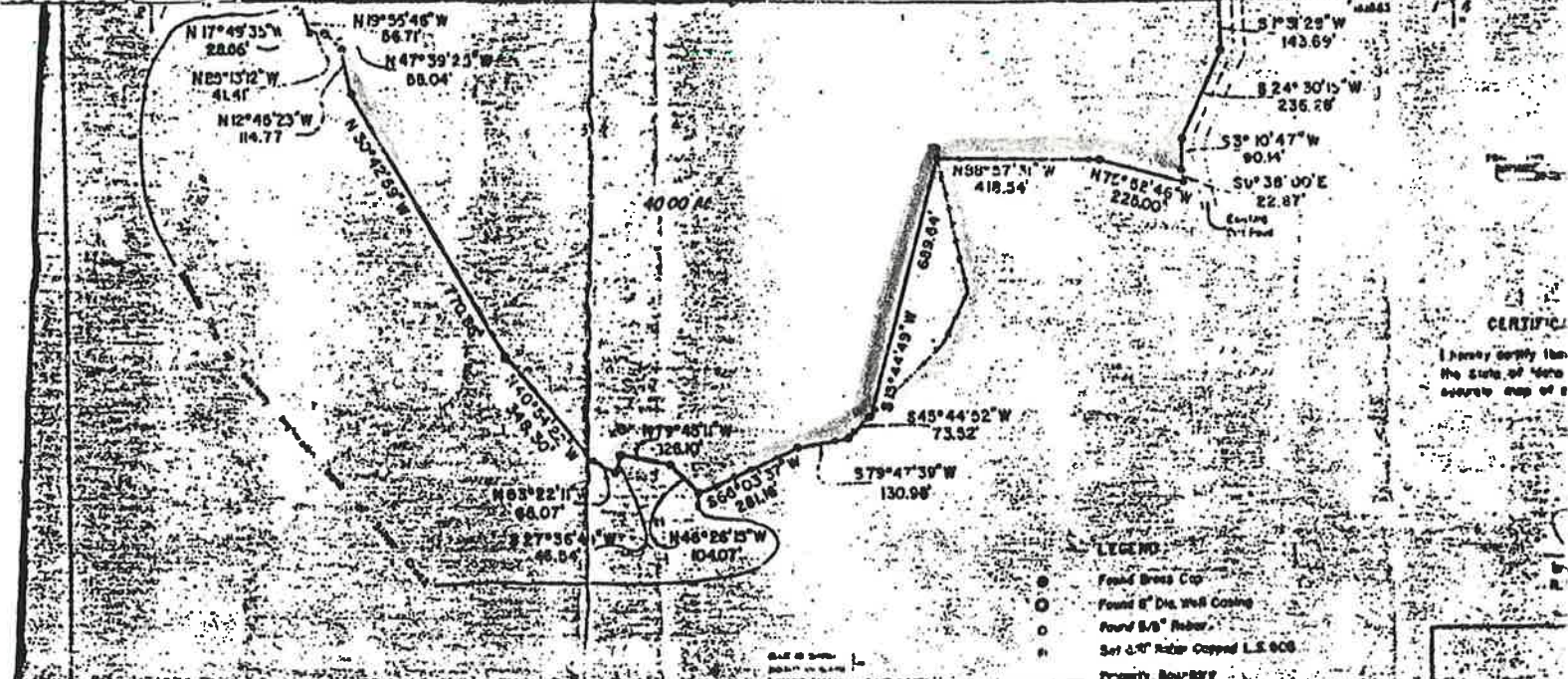


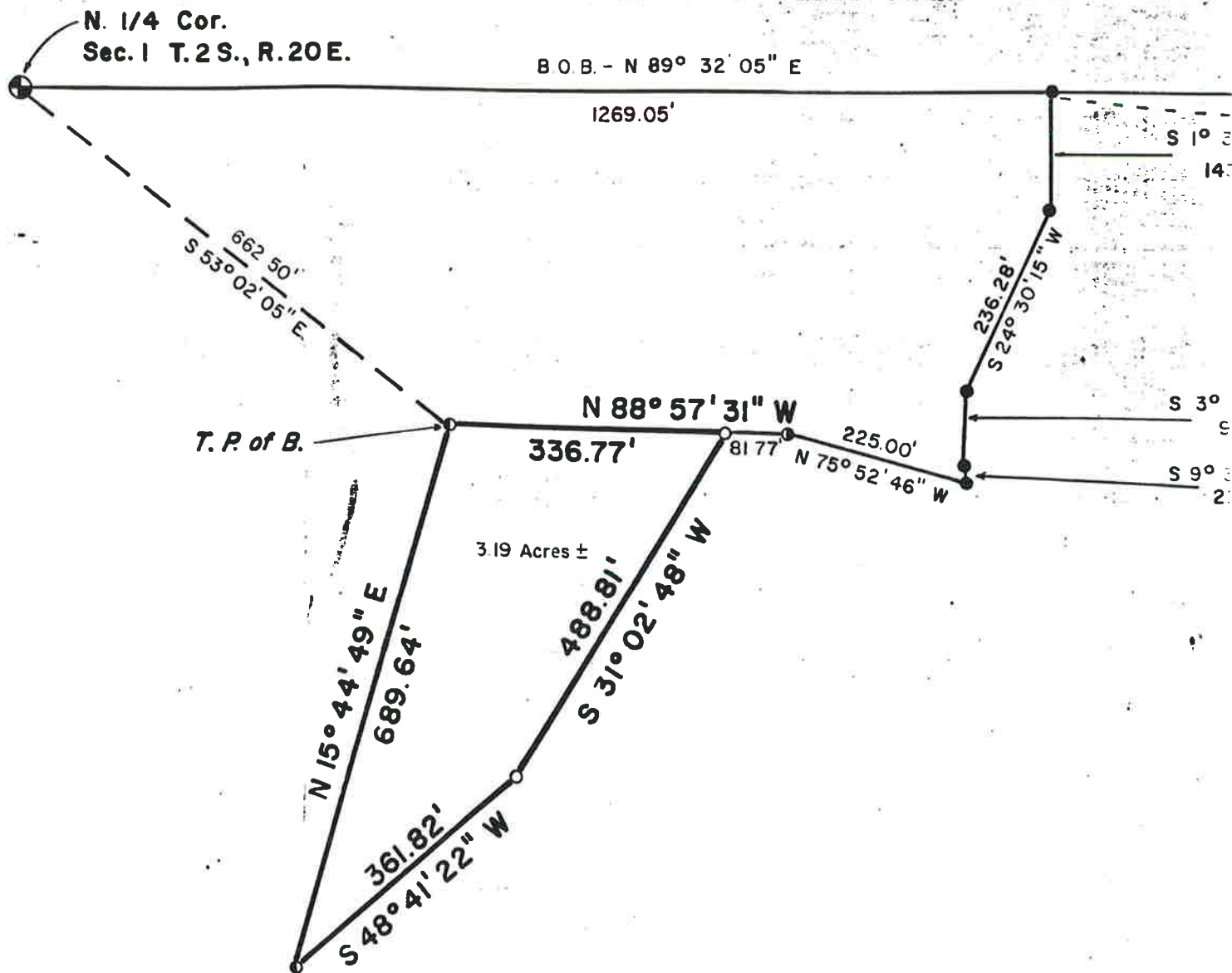
LOT 2
28.59 Ac.

LOT 1
40.79 Ac.

BLOCK 1

SAWTOOTH TITLE
While this is a photographic
recorded plat, the company
for variations, if any with a re-





copy

Letter of Agreement between Walter and Marianne Hofstetter and Jack and Florence Young:

Walter and Marianne Hofstetter, in return for One Dollar (\$1.00) and other good and valuable considerations agreed to and received by themselves from Jack and Florence Young, agree to allow the Youngs to fill in the irrigation ditches which cross the Young's property, situated in T1S, S36, R20E and T2S, S1, R20E, Blaine County, and which serve the Hofstetter's property situated in T1S, S36, R20E and T2S, S1, R20E, Blaine County.

The Hofstetters and the Youngs signify by this Agreement that, with reference to their "Water and Ditch Agreement," Document #210448 recorded with Blaine County, these ditches shall heretofore be considered closed, the appurtenant rights of way and ditch maintenance obligations abandoned, and that such ditches can not be reopened in the future unless by mutual consent between the parties to this Agreement, their heirs, representatives, successors and assigns.

Date: 10-22-91

Signed: Walter Hofstetter
Walter Hofstetter



Notary Public:
Elizabeth Ann Earles

Marianne Hofstetter
Marianne Hofstetter

Jack A. Young
Jack Young

Florence M. Young
Florence Young

BLAINE CO. REQUEST
OF Larry Schoen agreement
1991 OCT 22 P 4:46 334805
MARY GREEN, CLERK ps
FEES \$ 3.00

6/9/94

COMMUNICATION DOCUMENTATION

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent JEANIE M ROBERTSON

DATE

March 19, 1998 9:14am

CUSTOMER

FLORENCE AND JACK YOUNG

A37-00088A & B

A37-00089A & B

A37-00090D & E

A37-01224A & B

SUBJECT: AMENDED CLAIMS/OWNERSHIP CHANGE OF 3.19 AC

phone call (.) walk-in (X)

Walter and Marianne Hofstetter (Part A) sold a 3.19 acre parcel in the NWNE, Lot 2, of Section 1 to Jack and Forence Young (Part B). I amended the claims to show those acres going from Hofstetters to Youngs. Also included in the paperwork is a copy of an agreement between both parties allowing the Youngs to fill in the irrigation ditches which cross the Young's property and serve the Hofstetter's property.



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 19, 1998

JACK S YOUNG
FLORENCE M YOUNG
19183 HWY 20
PICABO ID 83348

RE: AMENDED CLAIM/OWNERSHIP CHANGE #A37-00088B, A37-00089B,
A37-00090E, A37-01224B

Dear Mr. and Mrs. Young:

Enclosed are copies of the amended claims which reflect the purchase of the 3.19 acres from the Hofstetters. I have changed the Places of Use and the Diversion Rates to reflect the additional property. I was able to make these changes without changing your claim numbers.

Please review the records and if you have any corrections or questions, feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Jeanie".

Jeanie Robertson
Sr. Water Resource Agent

/jr
Enclosures

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: **A37-00090E**
Date Received: 9/20/1988
Receipt No: S002349
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: FLORENCE M YOUNG 208-788-4419
Address: PO BOX 549
BELLEVUE ID 83313

OR

Name: JACK S YOUNG 208-788-4419
Address: PO BOX 549
BELLEVUE ID 83313

2. Date of Priority: JUN 30, 1895

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER
GROUNDWATER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	20E	36	NE	NE	SW		BLAINE
			NE	SE	SW		BLAINE
			SW	SE	SW		BLAINE
			NE	SW	SE		BLAINE

5. Description of diverting works:
CLARK #29 HEADGATE, PUMPS FOR PIVOT AND SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) 284.50 A.F.A.

8. Total consumptive use is 203.0 Acre Feet Per Annum

9. Non-irrigation uses:

RECORDED
NOV 21 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	36	SE	SW		IRR	16.0
			SW	SE		IRR	25.0
						Section Acres	41.0
02S	20E	1	NW	NE	2	IRR	17.0
			NE	NW	3	IRR	23.3
						Section Acres	40.3
						Total Acres	81.3

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:

A37-00088B, A37-00089B, A37-01224B

14. Remarks:

3/8/96 TF; CLAIM AMENDED PURSUANT TO APPROVED TRANSFER 3549.

THIS TRANSFER DOES NOT AUTHORIZE DIVERSION OF MORE THAN .02 CFS/
ACRE.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

ALTURAS WATER CO.

vs Decree Defendant

MICROFILMED
NOV 21 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301-6105 (208) 736-3033

Fax (208) 736-3037

April 24, 1996

PHILIP E. BATT
Governor

KARL J. DREHER
Director

JACK AND FLORENCE YOUNG
PO BOX 549
BELLEVUE ID 83313

RE: Amendment of SRBA Claims A37-00088B, A37-00089B, A37-00090E,
and A37-01224B

Dear Claimant:

Pursuant to the approval of Transfer No. 3549, the above referenced Notice(s) of Claim in the Snake River Basin Adjudication have been amended to conform with the transfer. Please find enclosed a printout of the way your claim records have been modified. Please check these modified records over carefully to verify they correctly reflect your intended change. If you have questions please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Trish Fawcett'.

Trish Fawcett
Technical Records Specialist

Enc.

MICROFILMED

NOV 21 1996

~~No Fee enclosed~~

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Transfer No. 3549

FEB 27 1984 APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Department of Water Resources

Southern Region Office

Name of applicant

Post Office address

Phone 208-788-4419

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use SEP 12 1989
☐ Change nature of use ☐ Change period of use ☐ Other _____ Department of Water Resources
 2. Describe the reason for the proposed changes Addition of (or change to) sprinkler system
and use of flood irrigation. Pumping directly out of Silver Creek
to avoid water loss through sinks and evaporation.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

** Edited per telecon
5-1-89 w/ Mrs. Young

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---------------------------------|-------------------------------------|-----------------------|------------------|---------------|
| * ~~A37-01224B~~ Part of | ** ~~Jan 1, 1880~~ Perpetual | 0.70 cfs | irrigation | 4/15 to 10/15 |
| of ~~A37-00088B~~ | Nov 1, 1885 | 0.20 cfs | irrigation | 4/15 to 10/15 |
| of ~~A37-00089B~~ | April, 1888 | 0.40 cfs | irrigation | 4/15 to 10/15 |
| of ~~A37-00090B~~ | Jun 30, 1895 | 0.70 cfs | irrigation | 4/15 to 10/15 |

2. Total amount of water being transferred 2.00 cfs cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Silver Creek tributary to Little Wood River

4. Point(s) of Diversion:

* = New points of diversion

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	SW	36	01S	20E	Blaine	Clark #29 Headgate on Silver Cr
	SW	SE	SW	36	01S	20E	Blaine	* Pump for pivot (and possible overflow pond for fish - on Silver Cr.
	NE	SE	SW	36	01S	20E	Blaine	* Pump for sprinklers on Silver Cr
	NE	SW	SE	36	01S	20E	Blaine	Possible location of irrigation storage pond * on existing ditch.

5. Lands irrigated or place of use:

[illegible]

81.3

PART 1**6. General Information:**

- a. Description of diversion system Clark #29 Headgate; adjustable orifice pump (7.5 Hp)
for pivot; 10 Hp pump for sprinklers; storage pond on existing
ditch is possible alternative to pump for sprinklers.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. See Attachment II
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No water loss through sinkholes in ditches. Pivot facilitates
even water application. Surface mainline, wheelline, hand
lines allow irrigation on land not covered by pivot.
- d. Remarks:
Original water rights are split by Adjudication Claims listed
on this transfer. Mainline for pivot is underground and
is used for pivot only. Second pump is needed for surface lines.
Original Point of Diversion needed for some gravity flow.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

37-0088/0089/0090D/1224

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. A measuring device and lockable controlling works of a type acceptable to the Department shall be permanently installed and maintained as part of the diverting works.
2. Use of water under these rights is subject to control by the watermaster of State Water District No, 37M, Little Wood River.
3. This transfer does not authorize diversion of more than .02 cfs/acre.

MICROFILMED
NOV 21 1996

Witness my hand this

5th

day of

September, 19 89J. Glen Saylor
Chief, Water Alloc. Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-0088 Decreed to Charles F. Brett
 in case of S.C. Frost et al vs. Alturas Water Co. et al
 dated 12-13-1909 in 4th Jud. District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2492 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice Attachment III ☒ Warranty Deed Attachment IV ☐ Other _____

3. Source of water Silver Creek tributary to Little Wood River

4. Date or priority Nov 1, 1885

5. Water is used for the following purpose:

amount 0.40 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) amount _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ purposes from _____ to _____

6. Total amount of water under right 0.4 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	36	01S	20E	Blaine	Clark #29 Headgate
		SW	NE	01	02S	20E	Blaine	Pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		Lot 2 40	10		Lot 3 29			1									80

MICROFILMED

NOV 21 1996

Total acres 80

9. Describe any other water rights used for the same purpose as described above 37-0089, 37-0090 Part

37-1224

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .2 cfs for irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		17.8 Lot 2			23.3 Lot 3												40.3

Total acres 40.3

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .2 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		23.8 Lot 2	10		5.7 Lot 3			1									39.7

MICROFILMED

NOV 21 1998

Total acres 39.7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 37-0089 Decreed to Charles F. Brett
 in case of S.C. Frost et al vs. Alturas Water Co. et al
 dated 12-13-1909 in 4th Jud. District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2492 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice Att. III☒ Warranty Deed Att. IV☐ Other _____3. Source of water Silver Creek tributary to Littlewood River4. Date or priority April, 1888

5. Water is used for the following purpose:

amount 0.8 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) amount _____ for _____ purposes from _____ to _____

6. Total amount of water under right 0.8 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	36	01S	20E	Blaine	Clark #29 Headgate
		SW	NE	01	02S	20E	Blaine	PUMP

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		Lot 2 40	10		Lot 3 29			1									80

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NOV 21 1996

Total acres 809. Describe any other water rights used for the same purpose as described above 37-0088, 37-0090 Part37-1224

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.40 cfs for irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		Lot 2 17			Lot 3 23.3												40.3

Total acres 40.3

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.40 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____
2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		23 Lot 2	10		5.7 Lot 3			1									39.7

Total acres 39.7

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NOV 21 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: _____

- a. Decree No. 37-00901 Decreed to Charles F. Brett
 in case of S.C. Frost et al vs. Alturas Water Co. et al
 dated 12-13-1909 in 4th Jud. District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2492 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice Att III ☒ Warranty Deed Att IV ☐ Other _____

3. Source of water Silver Creek tributary to Little Wood River

4. Date or priority 6-30-1895

5. Water is used for the following purpose:

amount 1.2 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____

6. Total amount of water under right 1.2 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	36	01S	20E	Blaine	Clark #29 Headgate
		SW	NE	01	02S	20E	Blaine	PUMP

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		Lot 2 30	10		Lot 3 20												60

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NOV 21 1998

Total acres 60

9. Describe any other water rights used for the same purpose as described above 37-0088, 37-0089,

27-177d

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.20 cfs for irrigation purposes from 4/15 to 10/15
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	1		Lot 2 17			Lot 3 20												37

Total acres 37

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.50 cfs for irrigation purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft) _____

2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
02S	20E	01		Lot 2 13	10														23

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by: _____
- a. Decree No. 37-1224 Decreed to Frank A. Clark
in case of C.F. Brett & Frank A. Clark vs. Sewell H. Chapman et al
dated 12-28-1932 in 4th Jud. District county of Lincoln
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 2492 which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
- ☒ Tax Notice Att III ☒ Warranty Deed Att IV ☐ Other _____
3. Source of water Silver Creek tributary to Little Wood River
4. Date or priority Perpetual Right
5. Water is used for the following purpose:
- | |
|--|
| amount <u>1.6 cfs</u> for <u>irrigation</u> purposes from _____ to _____ |
| (cfs/ac-ft) |
| amount _____ for _____ purposes from _____ to _____ |
| (cfs/ac-ft) |
| amount _____ for _____ purposes from _____ to _____ |
| (cfs/ac-ft) |
6. Total amount of water under right 1.6 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SW	36	01S	20E	Blaine	Clark #29 Headgate
		SW	NE	01	02S	20E	Blaine	pump

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	20E	36									5			20		15	40		80
02S	20E	01	Lot 1 33	Lot 2 40	13		Lot 3 23												109

MICROFILMED
NOV 21 1996

Total acres 189

9. Describe any other water rights used for the same purpose as described above 37-0088, 37-0089,

37-0090 Part

PART 2

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.70 cfs for irrigation purposes from 4/15 to 10/15
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	20E	36												16			25		41
02S	20E	01		Lot 2 17			Lot 3 23												40

Total acres 81

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount 0.90 cfs for irrigation purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

2. Point(s) of Diversion: No change

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
01S	20E	36									5			4		15	15		39
02S	20E	01	Lot 1 33	Lot 2 23	13														69

MICROFILMED
NOV 21 1998

Total acres 108



Attachment I

PART 3**B. CHANGES IN NATURE OF USE**

1.	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 27th day of February, 19 89.

(Signature of Applicant)

Mary A. Baldwin
(Notary Public)

My commission expires 10/16/1992

FOR DEPARTMENT USE ONLYTransfer contains 12 pages and 3 attachmentsReceived by JRL Date 2-27-89

Protest filed by _____

Prelim. check by JRL Fee \$50.00/5006388Receipted by JRL Date 2-27-89Published in Wood River Journal

Copies of protest forwarded by _____

Pub. dates 5/3 & 5/10/89

Hearing held by _____ Date _____

Watermaster recommendation requested on 4/20/89Recommended for ☒ approval ☐ denial_____ rec'd. 5/15/89by Ld Jim Gary

Copy of transfer sent to lien holder _____

MICROFILMED

NOV 21 1995

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: A37-00090E
Date Received: 9/20/1988
Receipt No: S002349
Received By: SCC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACK S. YOUNG 208-788-4419
Address: P.O. BOX 549
BELLEVUE, ID 83313

OR

Name: FLORENCE M. YOUNG 208-788-4419
Address: P.O. BOX 549
BELLEVUE, ID 83313

2. Date of Priority: JUN 30, 1895

3. Source: SILVER CREEK Trib. to: LITTLE WOOD RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01S	20E	36	NE	NE	SW		BLAINE

5. Description of diverting works:
CLARK #29 HEADGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.700		

7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 203.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	20E	36	SE	SW		IRR	16.0
			SW	SE		IRR	25.0
					Section Acres		41.0
02S	20E	1	NW	NE	2	IRR	17.0
			NE	NW	3	IRR	23.3
					Section Acres		40.3
					Total Acres		81.3

11. Place of use in counties: BLAINE

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A37-00088B, A37-00089B, A37-01224B

14. Remarks:

15. Basis of Claim: DECREED
Case Number:
Court :
Decree date: 12/13/1909

S.C. FROST

Decree Plaintiff

vs

ALTURAS WATER CO.

Decree Defendant

MICROFILMED
FEB 22 1993

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 1

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Lawrence M. Young Date: 9/20/88

Date: _____

State of Idaho
County of Twin Falls) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of September 19 88

Roxanne Storey
Notary Public

Seal

Residing at Buhl, Id
My Commission Expires 6-30-94

20E.

Hugo Bridge

NE/SW
P.D.

NW/SE

NE/SE

62 acres

14375

Taxlot 2600
10a

Jensen 25.59

SE/SW

Taxlot 1205

40a

Young 25

Lot 3

Lot NW

Hafesteller

Lot 1
NE/NE

NE/NW

Taxlot 5444

23.3

33

Taxlot 729

Ball P.D.

SW/NE

SE/NE

A37-000 90 E

MICROFILMED
FEB 22 1993

P.D. = NE 1/4 SW 1/4 2 1 7 1/2 50 20 E

Sep. 1981

20E

Hugo Bridge

NE/SW

NW/SE

NE/SE
62 acres

SE/SW

Tax lot 14375

Tax lot 2600
10a

Jensen 25.59

Tax lot 1205
19.5

Young 25

40a

Lot 3

Lot NW

NE/NW

Tax lot 5414
23.3

SE/SE

Hafesteller

Lot 1
NE/NE

33

NW

SW/NE

Tax lot 1329

SE/NE

A 37-000 90 E

P.D. = NE 1/4 SW 1/4 2

MICROFILMED
FEB 22 1995

Sep. 1981

01/12/2007

RECEIVED

JAN 24 2007

DEPT. OF WATER RESOURCES
SOUTHERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: January 23, 2007

Water right number: 37-21185

FLORENCE M YOUNG
PO BOX 736
PICABO ID 83348
Telephone Number: (208)788-5885

JACK S YOUNG
PO BOX 736
PICABO ID 83348
Telephone Number: (208)788-5885

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

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

DATE: 1-2-2007

SIGNATURE:

Please print your name:

Florence M. Young

IDWR Regional Office, 1341 Fillmore St, Suite 200, Twin Falls, ID 83301, 2087363033

01/11/2007

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

RIGHT NUMBER: 37-21185

NAME AND ADDRESS: FLORENCE M YOUNG
PO BOX 736
PICABO ID 83348

JACK S YOUNG
PO BOX 736
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.550 CFS

This right when combined with all other rights shall provide no more than .02 cfs per acre.

PRIORITY DATE: 06/30/1895

POINT OF DIVERSION:

T01S R20E S36 NENESW Within BLAINE County
T01S R20E S36 NESESW Within BLAINE County
T01S R20E S36 SWSESW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/15 10/31

QUANTITY
0.550 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01S R20E S36	SESW	1.00	T01S R20E S36	SWSE	16.00
T02S R20E S01 Lot 2 NWNE		20.00	T02S R20E S01 Lot 3 NENW		22.00

59 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

This right is split from former right 37-90E.



Idaho Department of Water Resources

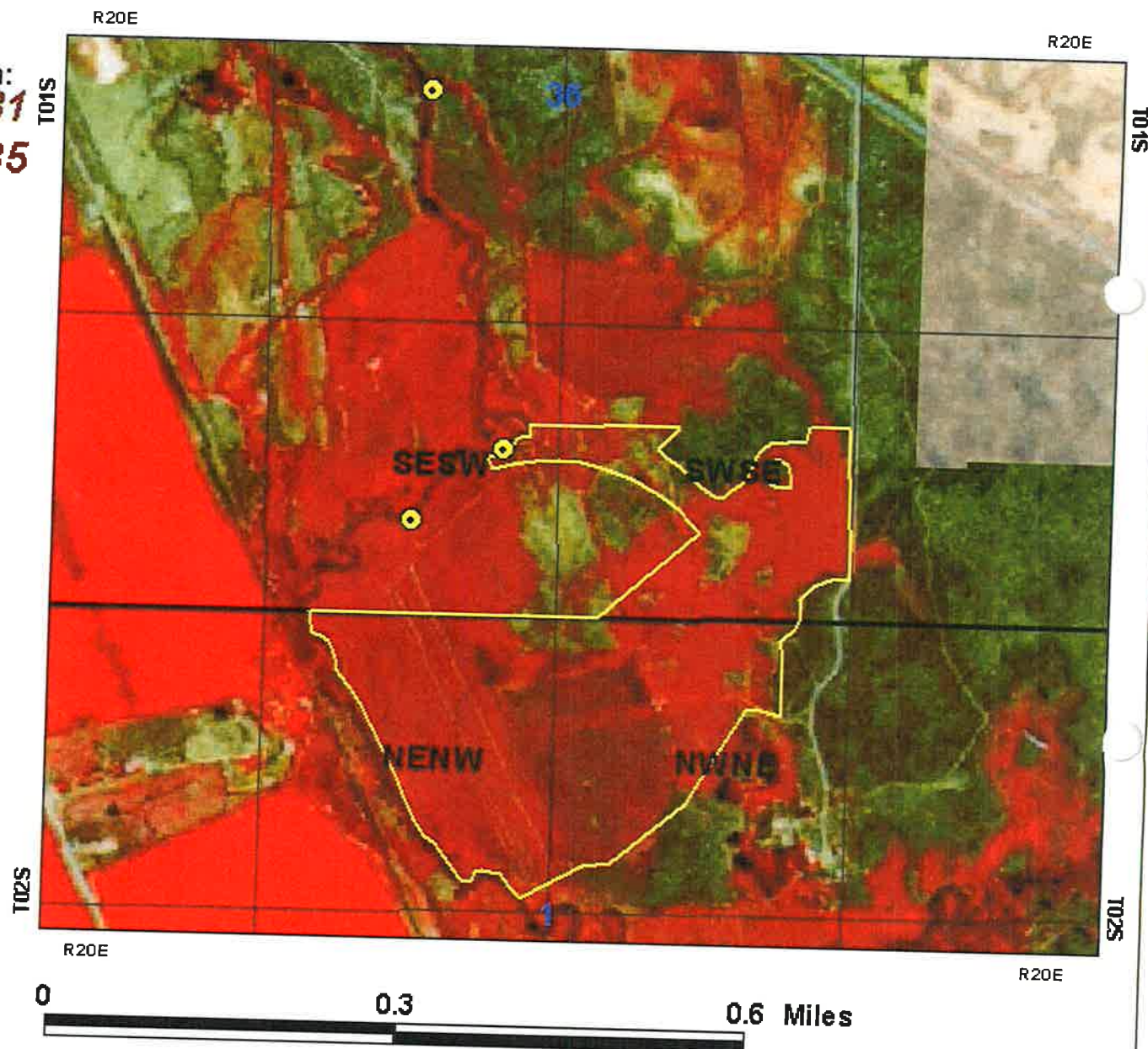
SRBA Recommendation:
37-21179, 37-21181
37-21183, 37-21185

Legend

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



Blaine County
IDWR Basin 37



Prepared by N. Erickson
On Thursday, January 11, 2007
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-90D

WATER RIGHT NUMBER: **37-90D**

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FLORENCE YOUNG PO BOX 549 BELLEVUE, ID 83313 (208)788-4419
Original Owner	CHARLES F BRETT
	, ZZ
Current Owner	JACK YOUNG PO BOX 549 BELLEVUE, ID 83313 (208)788-4419

Priority Date: 06/30/1895

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
SILVER CREEK	LITTLE WOOD RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	0.700 CFS	
	<u>Total Diversion:</u>	0.700 CFS	

Location of Point(s) of Diversion

SILVER CREEK	NE1/4NE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		
SILVER CREEK	SW1/4SE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		
SILVER CREEK	NE1/4SE1/4SW1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		
SILVER CREEK	NE1/4SW1/4SE1/4	Sec. 36, Twp 01S, Rge 20E, B.M.
BLAINE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	20E	36		17.0			23.3						16.0				25.0		81.3
				L 2			L 3												

Total Acres: 81.3

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 37-90D

1. 016 See remarks for additional conditions of approval.
2. R01 A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
3. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

Remarks:

1. General TRANS. 3549. THIS TRANS. DOES NOT AUTHORIZE DIVERSION OF MORE THAN 0.02 CFS/ACRE.

Comments:Dates and Other Information:

Licensed Date:
Decreed Date: 12/13/1909
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 37M
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False