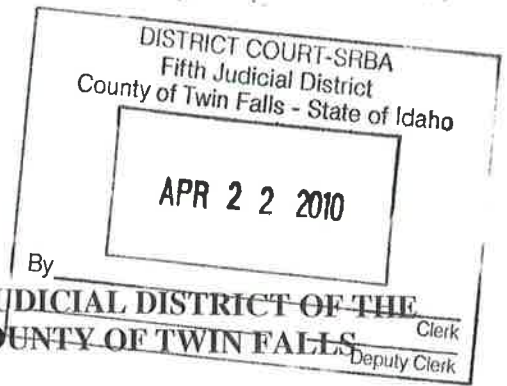


COPY



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. 37-21181 (split)
37-22505 and 37-22506

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>
37-21181	FLORENCE M YOUNG PO BOX 736 PICABO ID 83348	Disallowed	Recommended as 37-22505 and 37-22506

04/21/2010

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

RIGHT NUMBER: 37-22505

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

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.047 CFS

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

PRIORITY DATE: 11/01/1885

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	0.047 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 37-21181.

This right is split from former right 37-88B.

04/21/2010

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

RIGHT NUMBER: 37-22506

NAME AND ADDRESS: ROD RINKER
BOX 641
PICABO ID 83348

SOURCE: SILVER CREEK

TRIBUTARY: LITTLE WOOD RIVER

QUANTITY: 0.112 CFS

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

PRIORITY DATE: 11/01/1885

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

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.112 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 split from former right 37-88B.

This right is a split from former right 37-21181.



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

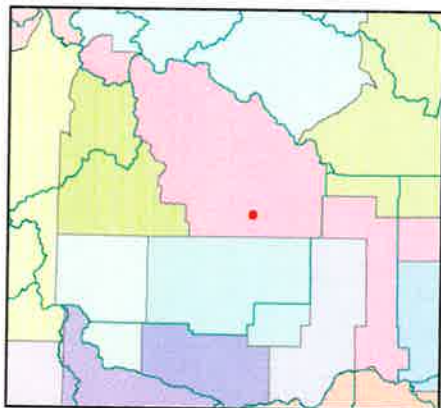
Adjudication Recommendation

37-22506

(IRRIGATION)

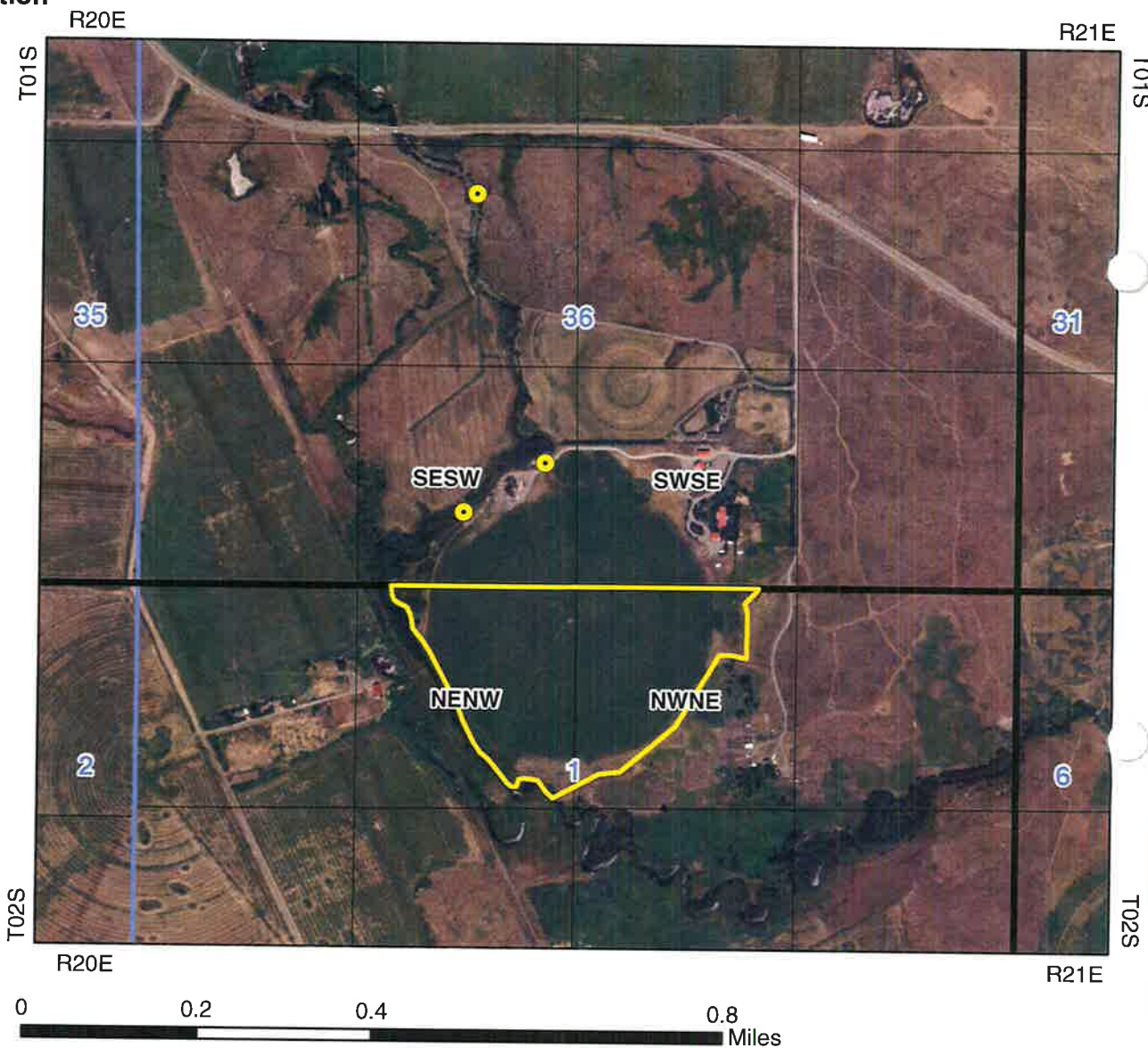
Legend

- 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
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
 MAR 05 2010
 DEPT. 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 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
 City, State and ZIP Code Picabo, ID. 83348
 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.

7. Signature(s) of New Owner(s) or Claimant(s) _____

R. B. R. t

(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 _____



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 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

CAROLYN BAIRD
NOTARY PUBLIC
STATE OF IDAHO

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.

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.

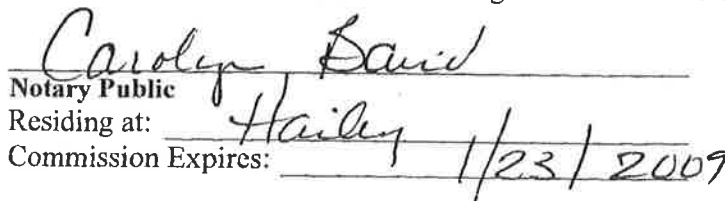
Dated this 4-16 day of April, 2008.


Florence Young

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.


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

CAROLYN BAIRD
NOTARY PUBLIC
STATE OF IDAHO

Instrument # 557399

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

mp

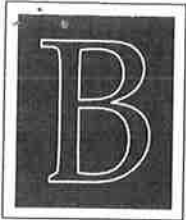
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COMMENCING at the Northeast corner of said Section 1; thence South 89°32'05" West 1,396.22 feet along the North boundary of said Section and also along the South boundary of the Hofstetter Subdivision to an iron pin on the Easterly high water mark 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.



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