

Form 42-242/42-1409(s) July, 2000

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

RECEIVED
 JUN 01 2006
 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 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
_____	37-21678	X	_____	_____	_____
_____	37-21687	X	_____	_____	_____
_____	37-21696	X	_____	_____	_____
_____	37-21705	X	_____	_____	_____
_____	37-21714	X	_____	_____	_____

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)

Bellevue Farms Landowners Assn

4. New Owner/Claimant(s)

John A. and Billie Tanner

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 6667

City, State and ZIP Code

Ketchum, Idaho 83340

New Telephone Number

(208) 788-6365

5. Date you acquired the property

Form 42-248/42-1409(6) July, 2000

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

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

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

7.

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

Fritz X. Haemmerle
HAEMMERLE & HAEMMERLE, P.L.L.C.
P.O. Box 1800
Hailey, ID 83333

HALEY, BLAINE, IDAHO
2004-08-06 04:22:00 No. of Pages: 1
Recorded for : HAEMMERLE & HAEMMERLE
MARSHA RIEMANN Fee: 3.00
Ex-Officio Recorder Deputy
Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

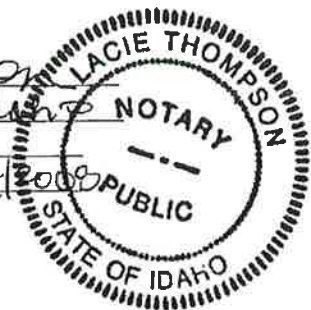
FOR VALUE RECEIVED, Bellevue Farms Landowners Association, Inc. (Grantor), does hereby convey, release, remise and forever quit claim unto John and Billie Tanner, husband and wife (Grantee), all right, title and interest in and to any water rights appurtenant to the following real property:

DATED this 30 day of June, 2004.

By: Matthew Henning, President

On this 30 day of June, 2004, before me, a Notary Public in and for said State, personally appeared Matthew Henning, President, Bellevue Farms Landowners Association, Inc., Grantor, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

NOTARY PUBLIC for Edna
Residing at Bellevue
Commission expires 1/14



WARRANTY DEED

For Value Received Tanner Development and Construction, LLC, a Utah limited liability company

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

John J. Tanner and Billie Tanner, husband and wife

whose address is: P.O. Box 6667, Ketchum, ID 83340

Instrument # 452857

HAILEY, BLAINE, IDAHO

2001-07-06

03:07:00 No. of Pages: 1

Recorded for: FIRST AMERICAN TITLE

MARSHA RIEMANN

Fee: 3.00

Ex-Officio Recorder Deputy

Index to: WTYQICORP DEED

RECEIVED
JUN 01 2006
DEPT. OF WATER RESOURCES
SOUTHERN REGION

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

Lot 2 of LOOKOUT CIRCLE SUBDIVISION, according to the official plat thereof, recorded as Instrument No. 424029, records of Blaine County, Idaho.

Together with Four Percent (4%) Water Rights:

1. District 45 canal:

Inches	Priority
252.80	3/24/83
15.00	7/10/84
150.00	9/18/85
15.00	6/12/86
350.00	6/15/91
30.00	6/18/91

2. Well located on Bellevue Farms Subdivision and approved for domestic and irrigation use by the Department of Water Resources.

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: July 6, 2001

Tanner Development and Construction, LLC

BY: John J. Tanner, Member

STATE OF IDAHO)

)ss.

COUNTY OF BLAINE)

On this 6th day of July, in the year of 2001, before me, Curtis S. Chambers, personally appeared John J. Tanner, known or identified to me (or proved to me on the oath of), to be the manager or a member of the limited liability company that executed the instrument or the person who executed the instrument on behalf of said limited liability company and acknowledged to me that such limited liability company executed the instrument.

Curtis S. Chambers
Notary Public of Idaho

Residing at: Hailey, Idaho

Commission Expires: June 15, 2004



COPY

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

2009 NOV 4 PM 2 50

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. 37-21856, 37-21873,
) 37-21890, 37-21907, 37-21924
)
)
)

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING

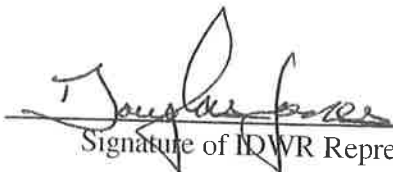
IDWR has completed the following Administrative proceeding: **SUBSTITUTION OF PARTY**

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: 10/27/09


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on 11-4, 2009, 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

HSBC Bank USA NA as trustee for
WFALT 2007-PA03
3476 Stateview Blvd
Fort Mill SC 29715

Debra Hall
Windermere Real Estate
100 N Main
Hailey ID 83333

John Tanner
Billie Tanner
PO Box 6667
Ketchum ID 83340



Signature of person or attorney mailing the form

10/15/2009

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

RIGHT NUMBER: 37-21856
NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

SOURCE: BIG WOOD RIVER TRIBUTARY: MALAD RIVER
QUANTITY: 0.080 CFS
PRIORITY DATE: 03/24/1883

POINT OF DIVERSION:
T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.080 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S07 Lot 3 NWSW	5.00	
	5 ACRES TOTAL		

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-577.

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.

Point of diversion described above is the headgate for District 45 canal.

10/15/2009

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

RIGHT NUMBER: 37-21873

NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.005 CFS

PRIORITY DATE: 07/10/1884

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.005 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S07 Lot 3 NWSW	5.00	
	5 ACRES TOTAL		

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.

Point of diversion described above is the headgate for District 45 canal.

This right is a split from former right 37-664.

10/15/2009

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

RIGHT NUMBER: 37-21890

NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.050 CFS

PRIORITY DATE: 09/18/1885

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/31

0.050 CFS

PLACE OF USE:

IRRIGATION in BLAINE County

T01N R19E S07 Lot 3 NWSW 5.00

5 ACRES TOTAL

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.

This right is a split from former right 37-298.

Point of diversion described above is the headgate for District 45 canal.

10/15/2009

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

RIGHT NUMBER: 37-21907

NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.005 CFS

PRIORITY DATE: 06/12/1886

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/15	0.005 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S07 Lot 3 NWSW	5.00	
	5 ACRES TOTAL		

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Point of diversion described above is the headgate for District 45 canal.

This right is a split from former right 37-666.

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.

10/15/2009

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

RIGHT NUMBER: 37-21924

NAME AND ADDRESS: HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.130 CFS

PRIORITY DATE: 06/15/1891

POINT OF
DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	04/15 10/31	0.130 CFS
PLACE OF USE:	<u>IRRIGATION in BLAINE County</u>		
	T01N R19E S07 Lot 3 NWSW	5.00	
	5 ACRES TOTAL		

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is a split from former right 37-480 and 37-667.

Point of diversion described above is the headgate for District 45 canal.

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.



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

November 4, 2009

C. L. "BUTCH" OTTER
Governor

GARY SPACKMAN
Interim Director

HSBC BANK USA NA AS TRUSTEE FOR
WFALT 2007-PA03
3476 STATEVIEW BLVD
FORT MILL SC 29715

RE: SRBA Claim(s) 37-21856, 37-21873, 37-21890, 37-21907,
37-21924

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: Debra Hall, Windermere Real Estate, 100 N Main, Hailey ID 83333
John and Billie Tanner, PO Box 6667, Ketchum ID 83340

Att: K. A. R. W.

OCT 15 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

RECEIVED

OCT 15 2009

DEPT. OF WATER RESOURCES
SOUTHERN REGION

Form 42-24542-1402(c) 10/07

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)
37-21856					
37-21873					
37-21890					
37-21907					
37-21924					

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) JOHN J TANNER & BILLIE TANNER
↓
4. New Owner/Claimant(s) DAVID L. WALKER & DANIELLE B. WALKER
HSBC BANK USA N.A. as Trustee for
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or WFALT 2007-PACB
- New Mailing Address 3476 STATEVIEW BLVD
- City, State and ZIP Code FORT MILL SC 29715
- New Telephone Number () _____ Email: _____

Form 42-248(12) (4/09/06) 12/2006

5. Date you acquired the property

1-2-2009

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>21856</u>		
Irrigation ☒		<u>5 Acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>21873</u>		
Irrigation		<u>5 Acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>21890</u>		
Irrigation		<u>5 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)

X Diane Franklin

(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 _____
 Rectified by _____ Date _____
 Processed by _____ AJ Date _____

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

Form 42 248/42-1409(6) 12/2000

5. Date you acquired the property

1-2-2009

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>21907</u>		
Irrigation		<u>5 Acres</u>
Stock		
Domestic		
Other		
Totals		
Water Right and/or Adjudication Claim Number <u>21924</u>		
Irrigation		<u>5 Acres</u>
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)

X Due Franklin

(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 _____

Receipt Amt. _____

Received by _____

Date _____

Receipt No. _____

Processed by _____ AJ

Date _____

WR _____ Date _____

7 07 12

RECORDING REQUESTED BY
First American Title Company

AND WHEN RECORDED MAIL TO:
First American Title Company
120 Second Ave. North/P.O. Box 7999
Ketchum, ID 83340

Instrument # 546203

HAILEY, BLAINE, IDAHO

2007-03-30 03:28:00 No. of Pages: 2

Recorded for : FIRST AMERICAN TITLE

JOLYNN DRAGE

Fee: 6.00

Ex-Officio Recorder Deputy *mp*

Index to: WTYQC/CORP DEED

Space Above This Line for Recorder's Use Only

WARRANTY DEED

File No.: **197152-K (sn)**

Date: **March 21, 2007**

For Value Received, **John J. Tanner and Billie Tanner, husband and wife**, hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto **David L. Walker and Danielle B. Walker, husband and wife**, hereinafter called the Grantee, whose current address is **108 W. Stewart, Puyallup, WA 98371**, the following described premises, situated in **Blaine County, Idaho**, to-wit:

LOT 2 IN BLOCK 4 OF BELLEVUE FARMS SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF, RECORDED AS INSTRUMENT NO. 206106, RECORDS OF BLAINE COUNTY, IDAHO.

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

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

John J. Tanner
John J. Tanner

Billie Tanner
Billie Tanner

8 7 12

STATE OF Idaho)
COUNTY OF Blaine)
SS.

On this 30th day of March, 2007, before me, a Notary Public in and for said State, personally appeared **John J. Tanner and Billie Tanner**, known or Identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Sandy Nelson

Notary Public for the State of Idaho
Residing at: Bellevue, ID
My Commission Expires: 4-12-11



4 07 12

2

AFTER RECORDING MAIL TO:

David L. Walker and Danielle B. Walker
108 W. Stewart
Puyallup, WA 98371

Instrument # 546204

HAILEY, BLAINE, IDAHO
2007-03-30 03:29:00 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE
JOLYNN DRAGE Fee: 6.00
Ex-Officio Recorder Deputy *mp*
Index to: WTY/QC/CORP DEED

QUITCLAIM DEED

File No.: **197152-K (sn)**

Date: **March 30, 2007**

For Value Received, **John J. Tanner and Billie Tanner, husband and wife**, do hereby convey, release, remise, and forever quit claim unto **David L. Walker and Danielle B. Walker, husband and wife**, whose address is **108 W. Stewart, Puyallup, WA 98371**, herein after called the Grantee, any and all water rights appurtenant to the following described premises situated in **Blaine County, Idaho**, to-wit:

LOT 2 IN BLOCK 4 OF BELLEVUE FARMS SUBDIVISION, ACCORDING TO THE OFFICIAL PLAT THEREOF, RECORDED AS INSTRUMENT NO. 206106, RECORDS OF BLAINE COUNTY, IDAHO.

Dated: March 30, 2007

By:

John J. Tanner
John J. Tanner

By:

Billie Tanner
Billie Tanner

10 07 12
APN: 000520040020

Quitclaim Deed - continued

File No.: 197152-K (sn)
Date: 03/30/2007

STATE OF Idaho)
COUNTY OF Blaine)
SS.

On this **03/30/2007**, before me, a Notary Public in and for said State, personally appeared **John J. Tanner and Billie Tanner**, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.

Sandy Nelson

Notary Public of Idaho
Residing at: Bellevue, ID
Commission Expires: 4-12-11



11/08/12
After Recording, Return to:
Post Sale Dept.
Northwest Trustee Services, Inc.
P.O. Box 997
Bellevue, WA 98009-0997

Instrument # 563941

HAILEY, BLAINE, IDAHO
1-2-2009 03:09:00 No. of Pages: 2
Recorded for : FIRST AMERICAN TITLE
JOLYNN DRAGE Fee: 6.00
Ex-Officio Recorder Deputy
Index to: TRUSTEE SALE DEED

YMP

TRUSTEE'S DEED

6-6542

7023.17161	
Northwest Trustee Services, Inc. P.O. Box 997 Bellevue, WA 98009-0997 Grantor's Name and Address <u>HSBC Bank USA, National Association, as Trustee for</u> <u>WFALT 2007-PA03</u> <u>3476 Stateview Blvd.</u> <u>Fort Mill, SC 29715</u>	Until a change is required all tax statements shall be sent to the following address: <u>HSBC Bank USA, National Association, as Trustee for</u> <u>WFALT 2007-PA03</u> <u>3476 Stateview Blvd.</u> <u>Fort Mill, SC 29715</u>
Grantee's Name and Address	

Northwest Trustee Services, Inc. ("Trustee"), as successor trustee under the Trust Deed (identified below), Bargains, Sells and Conveys, without representation or warranty, to HSBC Bank USA, National Association, as Trustee for WFALT 2007-PA03 ("Grantee") all of the real property situated in Blaine County, Idaho, ("Property") described as follows:

Lot 2 in Block 4 of Bellevue Farms Subdivision, according to the Official Plat thereof, recorded as Instrument No. 206106, records of Blaine County, Idaho.

This conveyance is made pursuant to the powers conferred upon the Trustee by the trust deed between David L. Walker and Danielle B. Walker, husband and wife, as grantor, for the benefit and security of Mortgage Electronic Registration Systems, Inc., solely as nominee for Seattle Savings Bank, as beneficiary, recorded on March 30, 2007, as Instrument No. 546205, Mortgage Records of Blaine County, Idaho ("Trust Deed") and after the fulfillment of the following conditions specified in the Trust Deed:

(a) The obligations secured by the Trust Deed were in default and the beneficiary made demand upon Trustee to sell the Property pursuant to the terms of the Trust Deed. Notice of default was recorded as Instrument No. 560519, Mortgage Records of Blaine County, Idaho ("Notice of Default") and in the office of the Recorder of every other county in which any part of the Property is situated. The nature of default was stated in the Notice of Default. The default still existed at the time of the trustee's sale.

(b) After the Notice of Default was recorded, the Trustee provided a notice of the trustee's sale ("Notice of Sale") giving notice of the time and place of the trustee's sale by i) mailing (registered/certified mail, return receipt requested); ii) personal service and/or posting (upon an adult occupant of the Property and/or by posting in a conspicuous place on the Property, in the manner provided by statute) and iii) by publishing in a newspaper of general circulation in each of the counties in which the Property is situated. Affidavits of mailing, service/posting and publication ("Affidavits") were recorded in each county where the Property is situated at least 20 days prior to the trustee's sale as Instrument No. 562618, 562619, 562620, Mortgage Records of Blaine County, Idaho.

(c) The provisions, recitals and contents of the Notice of Default and Affidavits are incorporated by this reference and made a part of this Trustee's Deed.

(d) All requirements of law regarding the mailing, personal service, posting, publication and recording of the Notice of Default, Notice of Sale and all other notices have been complied with.

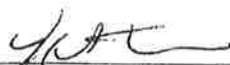
12 of 12

(e) Not less than 120 days elapsed between the giving of Notice of Sale by registered or certified mail and the date the Trustee's Sale was conducted.

(f) Trustee, on December 29, 2008, at the time and place of sale fixed by the Notice of Sale or by publicly proclaimed postponement, sold the Property in one parcel at public auction to Grantee, the highest bidder, for the sum of \$693,415.10. The trustee's sale to Grantee was made subject to all prior liens and encumbrances. No person or corporation offered to take any part of the Property constituting less than the Property's whole for the amount of principal, interest, advances and costs.

IN WITNESS WHEREOF, Trustee, pursuant to a resolution of its Board of Directors (if required by its Bylaws), has caused its corporate name to be hereunto subscribed by its Assistant Vice President, this 31 day of December, 2008.

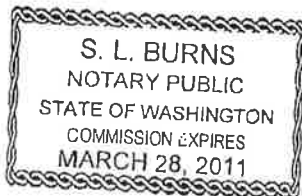
Northwest Trustee Services, Inc., Trustee

BY: 
Its: Assistant Vice President

STATE OF WASHINGTON)
) ss
COUNTY OF KING)

On this 31 day of December, 2008, before me, a Notary Public in and for said State, personally appeared Jeff Stenman, known to me to be the Assistant Vice President of the corporation that executed this instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.




NOTARY PUBLIC in and for the State of
Washington, residing at King Co.
My commission expires 3/28/2011

11/29/2006

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

RIGHT NUMBER: 37-21907

NAME AND ADDRESS: JOHN TANNER
PO BOX 6667
KETCHUM ID 83340

BILLIE TANNER
PO BOX 6667
KETCHUM ID 83340

SOURCE: BIG WOOD RIVER

TRIBUTARY: MALAD RIVER

QUANTITY: 0.005 CFS

PRIORITY DATE: 06/12/1886

POINT OF DIVERSION:

T02N R18E S36 NESWNW Within BLAINE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/15 10/15	0.005 CFS

PLACE OF USE: IRRIGATION in BLAINE County

T01N R19E S07 Lot 3 NWSW 5.00

5 ACRES TOTAL

Right Nos. 37-21856, 37-21873, 37-21890, 37-21907 and 37-21924 are limited to the irrigation of a combined total of 5 acres in a single irrigation season.

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

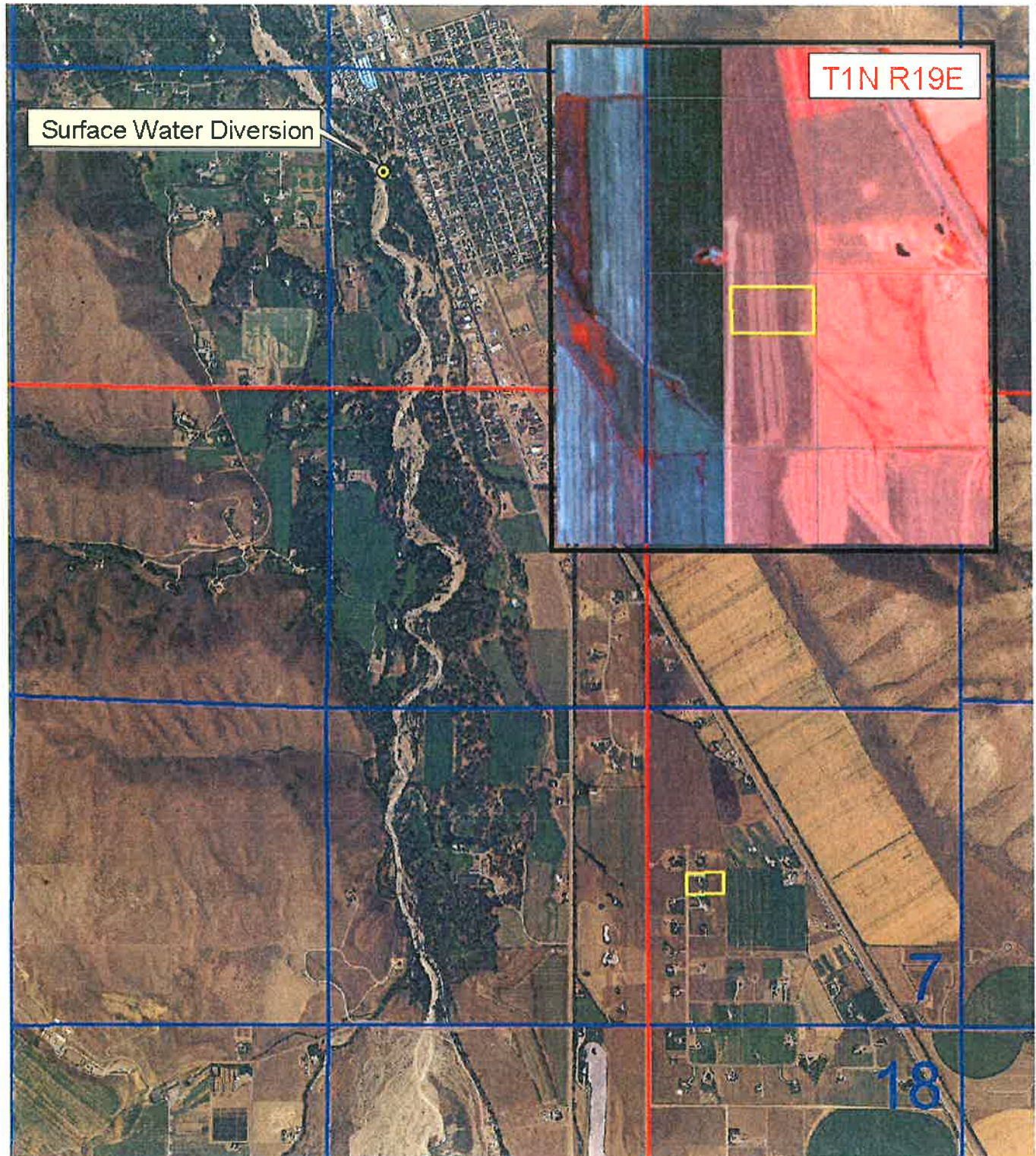
Point of diversion described above is the headgate for District 45 canal.

This right is a split from former right 37-666.

Property is also known as Lot 2, Blk 4, Bellevue Farms Subdivision.

IDAHO DEPARTMENT OF WATER RESOURCES

Surface Water Rights: 37-21856, 37-21873, 37-21890,
37-21907, 37-21924



- Section Lines
- Quarter/Quarter Lines
- Place of Use
- Point(s) of Diversion

1320 0 1320 Feet



GIS PLACE OF USE PRESENTATION
PHOTOGRAPHY: 1987 NAPP
DATA ENTRY: 11/28/2008
TARA D BAKER