STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83060

This is to certify that: DIANA FILKINS AND
RICKY J FILKINS
PO BOX 851
KETCHUM, ID 83340-0850

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Changes

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
37-20376	WR/LICENSE	5/22/1989	0.050 cfs	4.1 af	1.0	2.0	GROUND WATER
37-8819	WR/LICENSE	4/29/1993	0.020 cfs	3.5 af	1.0	2.0	GROUND WATER

Associated Water Rights Also Included in the Transfer Approval (Conditions Updated)

Water Right	Origin/Basis	Priority Date	Diversion Rate	Diversion Volume	Acre Limit	Total Acres	Source
37-20375	WR/LICENSE	5/22/1989	0.150 cfs	15.2 af		4.0	GROUND WATER
37-20378	WR/LICENSE	11/7/1988	0.010 cfs	1.4 af		0.4	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
37-20376	NO	YES	NO	NO	NO	NO
37-8819	NO	YES	NO	NO	NO	NO

Summary Of Water Rights After the Approved Change

Existing Right	New No. (Changed Portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
37-20376	37-20376	0.050 cfs	4.1 af	1.0	2.0	N/A	N/A	N/A	N/A	N/A
37-8819	37-8819	0.020 cfs	3.5 af	1.0	2.0	N/A	N/A	N/A	N/A	N/A
COMBINED TOTALS		**0.050 cfs**	**7.6 af**	**2.0**	**2.0**		**N/A**	**N/A**	**N/A**	**N/A**

SUPPORT DATA
IN FILE # 37-8819

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT
TRANSFER NO. 83060

This water right(s) is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources. Detailed Water Right Description(s) attached.

Dated this 24th day of May, 2019.

Southern Region Manager

WATER RIGHT NO. 37-8819

As Modified by Transfer No. 83060

In accordance with the approval of Transfer No. 83060, Water Right No. 37-8819 is now described as follows:

Right Holder: RICKY J FILKINS And
DIANA FILKINS
PO BOX 851
KETCHUM, ID 83340-0850

Priority Date: 4/29/1993

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to	10/31	0.020 cfs	3.5 af
				0.020 cfs	3.5 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSE Sec 33 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	4		0.2															0.2
				L 2															
03N	18E	33															1.8		1.8

Right Acre Limit: 1.0
POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1 acre within the place of use described above in a single irrigation season.
2. Rights 37-8819 and 37-20376 when combined shall not exceed a total diversion rate of 0.03 cfs for irrigation purposes and the irrigation of 2 acres.
3. Rights 37-8819, 37-20375, 37-20376 and 37-20378 when combined shall not exceed a total diversion rate of 0.15 cfs for irrigation purposes.
4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.
5. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

Transfer No. 83060

WATER RIGHT NO. 37-8819

As Modified by Transfer No. 83060

CONDITIONS OF APPROVAL

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

7. This right is used in conjunction with an exchange of surface water rights which will remain in the Big Wood River pursuant to the exchange provisions in Section 42-105, Idaho Code.

8. Diversion and use of water shall only occur at those times when water is available to fill Right 37-21116.

9. Point of diversion and place of use are located within Lot 12, Block 2 of Buckhorn Subdivision, First Addition.

10. The diversion and use of water described in this right may be subject to additional conditions and limitations agreed to by the protestant and the right holder under a separate agreement to which the Department is not a party. Because the Department is not a party, the Department is not responsible for enforcement of any aspect of the agreement not specifically addressed in other conditions herein. Enforcement of those portions of the agreement not specifically addressed in other conditions shall be the responsibility of the protestant and the water right holder.

11. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

12. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-20376

As Modified by Transfer No. 83060

In accordance with the approval of Transfer No. 83060, Water Right No. 37-20376 is now described as follows:

Right Holder: RICKY J FILKINS AND
DIANA FILKINS
PO BOX 851
KETCHUM, ID 83340-0850

Priority Date: 5/22/1989

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DOMESTIC	01/01	to	12/31	0.020 cfs	0.6 af
IRRIGATION	04/15	to	10/31	0.030 cfs	3.5 af
				0.050 cfs	4.1 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SWSE Sec 33 Twp 03N Rge 18E BLAINE County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	4		X															
				L 2															
03N	18E	33															X		

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	4		0.2															0.2
				L 2															
03N	18E	33															1.8		1.8

Right Acre Limit: 1.0
POU Total Acres: 2.0

CONDITIONS OF APPROVAL

1. This right is limited to the irrigation of 1 acre within the place of use described above in a single irrigation season.

2. Rights 37-8819 and 37-20376 when combined shall not exceed a total diversion rate of 0.03 cfs for irrigation purposes and the irrigation of 2 acres.

Transfer No. 83060

WATER RIGHT NO. 37-20376

As Modified by Transfer No. 83060

CONDITIONS OF APPROVAL

3. Rights 37-8819, 37-20375, 37-20376 and 37-20378 when combined shall not exceed a total diversion rate of 0.15 cfs for irrigation purposes.

4. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 3.5 afa per acre at the field headgate for irrigation of the place of use.

5. Use of water under this right may be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 37.

6. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion(s).

7. Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

8. Irrigation use under this right is authorized only in connection with a domestic use.

9. Point of diversion and place of use are located within Lot 12, Block 2 of Buckhorn Subdivision, First Addition.

10. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.

11. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 37-20375

As Modified by Transfer No. 83060

In accordance with the approval of Transfer No. 83060, Water Right No. 37-20375 is now described as follows:

Right Holder: C ROD THORNTON
PO BOX 246
KETCHUM, ID 83340

Priority Date: 5/22/1989

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
DOMESTIC	01/01	to	12/31	0.030 cfs	1.2 af
IRRIGATION	04/15	to	10/31	0.120 cfs	14.0 af
				0.150 cfs	15.2 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESESW Sec 33 Twp 03N Rge 18E BLAINE County

PLACE OF USE: DOMESTIC

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	4		X			X												
03N	18E	33												X			X		

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	18E	4		0.4			0.4												0.8
03N	18E	33												1.8			1.4		3.2

POU Total Acres: 4.0

CONDITIONS OF APPROVAL

1. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 3.5 afa per acre for irrigation of the lands above.
2. Point of diversion is located within Lot 10, Buckhorn Subdivision First Addition.
3. Irrigation use under this right is authorized only in connection with a domestic use.
4. Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.

Transfer No. 83060

WATER RIGHT NO. 37-20375

As Modified by Transfer No. 83060

CONDITIONS OF APPROVAL

5. Rights 37-08819, 37-20375, 37-20376 and 37-20378 when combined shall not exceed a total diversion rate of 0.15 cfs for irrigation purposes.

6. Right 37-20378 is also diverted through the point of diversion described above.

7. Place of use is located within Lots 9 and 10, Buckhorn Subdivision First Addition.

WATER RIGHT NO. 37-20378

As Modified by Transfer No. 83060

In accordance with the approval of Transfer No. 83060, Water Right No. 37-20378 is now described as follows:

Right Holder: PETER C GEAGAN REVOCABLE TRUST And
KATE M GEAGAN REVOCABLE TRUST
209 RED DEVIL DR
HAILEY, ID 83333-5160

Priority Date: 11/7/1988

Source: GROUND WATER

BENEFICIAL USE	From		To	Diversion Rate	Diversion Volume
IRRIGATION	04/15	to	10/31	0.010 cfs	1.4 af
				0.010 cfs	1.4 af

LOCATION OF POINT(S) OF DIVERSION

GROUND WATER SESESW Sec 33 Twp 03N Rge 18E BLAINE County

PLACE OF USE: IRRIGATION

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	18E	33															0.4		0.4

POU Total Acres: 0.4

CONDITIONS OF APPROVAL

1. Irrigation use under this right is authorized only in connection with a domestic use.
2. Point of diversion is located within Lot 10, Buckhorn Subdivision First Addition.
3. Place of use is located within Lot 13, Buckhorn Subdivision First Addition.
4. This right when combined with all other rights shall provide no more than 0.01 cfs nor more than 1.4 afa at the field headgate for irrigation of the land described above.
5. Right 37-20375 is also diverted through the point of diversion described above.
6. Rights 37-20377 and 37-20378 when combined shall not exceed the irrigation of 1.5 acres within Lot 13, Buckhorn Subdivision First Addition.
7. Rights 37-08819, 37-20375, 37-20376 and 37-20378 when combined shall not exceed a total diversion rate of 0.15 cfs for irrigation purposes.

Transfer No. 83060

State of Idaho
Department of Water Resources

Attachment to Transfer # 83060

37-8819 & 37-20376

This map depicts the IRRIGATION place of use boundary for these water rights at the time of this approval and is attached to the approval document solely for illustrative purposes.

Point of Diversion

Place Of Use Boundary

Townships

PLS Sections

Quarter Quarters

0 0.035 0.07 0.14 Miles

N

State of Idaho
DEPARTMENT OF WATER RESOURCES
SOUTHERN REGION • 650 ADDISON AVE W STE 500 • TWIN FALLS ID 83301-5858
Phone: (208) 736-3033 • Fax: (208) 736-3037
Website: www.idwr.idaho.gov • Email: southerninfo@idwr.idaho.gov

BRAD LITTLE
Governor

GARY SPACKMAN
Director

May 28, 2019

RICKY J FILKINS
DIANA FILKINS
PO BOX 851
KETCHUM ID 83340-0850

Re: Transfer No: 83060
Water Right No(s).: 37-8819, 37-20375, 37-20376, 37-20378

Transfer Approval Notice

Dear Water Right Holder and other Interested Persons:

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

If the transfer approval includes a condition requiring measuring and recording devices, such devices shall comply with specifications established by the Department Detailed specifications are available on the Department's home page on the Internet, or you can request a copy by contacting any office of the Department. Please be sure to thoroughly review the specifications to avoid unnecessary costs for reinstallation or modification due to non-conforming or improperly installed devices.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a $100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at (208) 736-3033.

Sincerely,

Corey Skinner
Southern Regional Manager

Enclosure

c:

C ROD THORNTON
PO BOX 246
KETCHUM ID 83340

PETER C GEAGAN REVOCABLE TRUST
KATE M GEAGAN REVOCABLE TRUST
PETER C GEAGAN, TRUSTEE
KATE M GEAGAN, TRUSTEE
209 RED DEVIL DR
HAILEY ID 83333-5160

WATER DISTRICT 37
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352

CERTIFICATE OF SERVICE

I hereby certify that on May 28, 2019 I mailed a true and correct copy, postage prepaid, of the foregoing PRELIMINARY ORDER (Approved Transfer) to the person(s) listed below:

Re: Transfer No.: 83060
Water Right No(s).: 37-8819, 37-20375, 37-20376, 37-20378

RICKY J FILKINS
DIANA FILKINS
PO BOX 851
KETCHUM ID 83340-0850

C ROD THORNTON
PO BOX 246
KETCHUM ID 83340

PETER C GEAGAN REVOCABLE TRUST
KATE M GEAGAN REVOCABLE TRUST
PETER C GEAGAN, TRUSTEE
KATE M GEAGAN, TRUSTEE
209 RED DEVIL DR
HAILEY ID 83333-5160

WATER DISTRICT 37 *via e-mail*
KEVIN LAKEY
107 W 1ST ST
SHOSHONE ID 83352

Denise Maline

Denise Maline
Administrative Assistant

EXPLANATORY INFORMATION TO ACCOMPANY A PRELIMINARY ORDER

(To be used in connection with actions when a hearing was **not** held)

(Required by Rule of Procedure 730.02)

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. **It can and will become a final order without further action of the Department of Water Resources ("department") unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:**

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. **Note: the petition must be received by the department within this fourteen (14) day period.** The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after: (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the Department or the Water Resource Board is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its service date if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

(a) The petition for reconsideration is disposed of; or
(b) The petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

i. A hearing was held,
ii. The final agency action was taken,
iii. The party seeking review of the order resides, or
iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

MEMORANDUM

Date: May 10, 2018

To: Transfer 83060

From: Allison Inouye

Re: Evaluation of Sufficiency of Information Submitted

Application for transfer proposes to change the point of diversion (POD) for two ground water rights, which allow for the diversion of 0.05 cfs for domestic use and 2 acres of irrigation, to a proposed new well located on an adjacent lot. The proposed POD and place of use (POU) are located approximately 1 mile north of the intersection of Bullion Street and Main Street in Hailey in the Buckhorn Subdivision. The POD and POU are located within Water District 37 and watermaster comments were solicited.

- **Authority to File**
  The application is filed in the name of Ricky J and Diana Filkins, the current owners of the water rights being transferred per IDWR records.

- **Water Right Validity**
  Water rights 37-8819 and 37-20376 were licensed in 2001. 37-8819 authorizes 1 acre of irrigation within a 2 acre PPU. Water right 37-20376 authorizes domestic use and irrigation of 1 acre within a 2 acre PPU. Recent aerial imagery indicates that the property involved with this transfer appears irrigated. There does not appear to be a home on the property, but the beneficial use field exam conducted by IDWR indicated that at the time of licensing, a stub-in was provided for a home so domestic use was licensed.

  Additionally, right 37-8819 was developed through an exchange of surface water rights. It is conditioned to be used only when surface water right 37-577BN is in priority. Upon review, it appears that instead of specifying right 37-577BN, that condition should instead refer to right 37-21116. Right 37-21116 was split from 37-577BN and its conditions indicate that it mitigates for right 37-8819. This will be corrected in this transfer.

- **Injury to Other Water Rights**
  None anticipated. The proposed POD is located on an adjacent lot, approximately 500-600 feet from the current POD.

- **Enlargement of Use**
  None anticipated. The diversion rates and place of use will be unchanged on the rights. The combined limit conditions will also remain on the rights. The rights will be subject to Water District 37 measurement requirements.

- **Local Public Interest**
  No issues anticipated. Application was subject to public notice. No protests were received. Comments were solicited from the watermaster of Water District 37 and the watermaster did not oppose approval of the application.

- **Beneficial Use/Conservation of Water Resources**
  Proposed uses are recognized as beneficial uses of water.

- **Effect on the Economy of the Local Area**
  None anticipated.

- **Effect on the Agricultural Base of the Local Area**
  None anticipated.

Review of the application finds there is no clear inconsistency with criteria set forth in Section 42-222 Idaho Code preventing processing of this application.

Inouye, Allison

From: watermanager@cableone.net
Sent: Friday, May 10, 2019 12:33 PM
To: Inouye, Allison
Subject: RE: Transfer 83060 (Filkins)

Allison,
Sorry about that. I was just wanting measuring and control devices. Thanks for checking back on that.
Kevin Lakey
Water District 37

From: Inouye, Allison <Allison.Inouye@idwr.idaho.gov>
Sent: Friday, May 10, 2019 9:53 AM
To: watermanager@cableone.net
Subject: Transfer 83060 (Filkins)

Hi Kevin,
In April, you commented on Transfer 83060 in the name of Ricky & Diana Filkins. They are proposing to transfer their domestic and 2 acres of irrigation rights out of a shared well to a new well on their property in the Buckhorn Subdivision north of Hailey. You noted that you don't oppose approval if it is conditioned as follows, but there were no conditions or comments written on the form. I just wanted to double check with you if there are specific conditions that you'd like us to add other than the normal water district conditions.

Thanks,
Allison

Allison Inouye
Water Resource Agent
Southern Regional Office | Idaho Dept. of Water Resources
p (208) 736-3033 | f (208) 736-3037
Allison.Inouye@idwr.idaho.gov

RECEIVED
APR 26 2019
DEPT. OF WATER RESOURCES
SOUTHERN REGION

AFFIDAVIT of PUBLICATION

State of Idaho
County of Blaine

Pam Morris, being duly sworn, deposes and says that she is the printer (publisher) of the Idaho Mountain Express, a newspaper published every week in Ketchum, County of Blaine, State of Idaho; that said newspaper has been continuously and uninterruptedly published for a period of seventy-eight consecutive weeks prior the first publication of the annexed notice, and is a newspaper qualified to publish legal notices as provided by act of the 1919 session of the legislature of the State of Idaho, known as House Bill 145; that the annexed advertisement was published once

each week for 2 consecutive issues in said newspaper proper and not in a supplement; that the date of the first publication of said advertisement was on the 17 day of April, 20 19, and the date of the last publication was on the 24 day of April, 20 19

Pam Morris

Subscribed and sworn to before me this 24 day of April, 20 19.

Connie N. Johnson
NOTARY PUBLIC

CONNIE N. JOHNSON
NOTARY PUBLIC
Comm. No. 12378
STATE OF IDAHO

RESIDING AT HAILEY, IDAHO
MY COMMISSION EXPIRES ON 7/10/2024

IDAHO MOUNTAIN EXPRESS
P.O. Box 1013
Ketchum, Idaho 83340

COST OF PUBLICATION

Number of Picas per Line 11.5

Number of Lines in Notice 51

Number of Insertions 2

	Lines tabular at		9.0 cents/pica
51	Lines straight at	46.92	8.0 cents/pica
51	Subsequent lines at	41.06	7.0 cents/pica

TOTAL COST $87.98

COPY OF NOTICE

Legal Notice
TITLE OF NOTICE

PLAINTIFF ATTORNEY

DEFENDANT

PLAINTIFF

IDWR
BILL TO

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 83060

RICKY J FILKINS and DIANA FILKINS, PO BOX 851, KETCHUM, ID 83340-0850; has filed Application No. 83060 for changes to the following water rights within BLAINE County(s): Right No(s). 37-20376, 37-8819; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows:

Application for transfer proposes to change the point of diversion (POD) for two ground water rights, which allow for the diversion of 0.05 cfs for domestic use and 2 acres of irrigation, to a proposed new well located on an adjacent lot. The proposed POD and place of use are located approximately 1 mile north of the intersection of Bullion Street and Main Street in Hailey in the Buckhorn Subdivision.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of $25.00 for each application on or before May 6, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
APRIL 17 & 24, 2019

✓ OK
DM
5-3-19

RECEIVED
APR 18 2019
DEPT OF WATER RESOURCES
SOUTHERN REGION
via E-mail

State of Idaho
Department of Water Resources
Transfer of Water Right(s)
RECOMMENDATION FORM

Transfer Application No.: 83060 **Water Right No(s):** 37-8819, 37-20376

Transfer Applicant's Name: RICKY J & DIANA FILKINS
PO BOX 851
KETCHUM ID 83340

Water master's Recommendation:

a) _____ I do not oppose approval of this application.

b) X I do not oppose approval of this application if it is conditioned as follows:

c) _____ I oppose approval of this application for the following reasons:

d) _____ Additional comments:

Dated this 18 day of April, 2019

Water District No. 37

Kevin Lakey
Water master's Signature

Kevin Lakey
Printed Name

Legal Notices

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

TERESA DOMITILA MENDOZA
Petitioner,
vs.
HERMELINDO EFRAIN OLIVERA
Respondent.

Case No. CV07-1959
SUMMONS

NOTICE: You have been sued. The court may enter judgment against you without further notice unless you respond. Read the information below. Served with this Summons is/are copy/copies of the Petition
☑ Joint Temporary Restraining Order (Property)

If you want to defend this lawsuit, you must file a written response (Response to the Petition or appropriate Rule 502 I.R.F.L.P. Motion) to the Petition at the Court Clerk's office for the above-listed District Court at: 201 2nd Ave. S Ste 106 Hailey Id. 83333 and telephone number 208-788-5521, of the district court clerk within 21 days from the service of this Summons.

If you do not file a written response the court may enter a judgment against you without further notice. A letter to the Judge is not an appropriate written response.

The written response must comply with Rule 207 and other Idaho Rules of Family Law Procedure and include: your name, mailing address and telephone number; or your attorney's name, mailing address and telephone number; and the title and number of this case.

If your written response is a Response to the Petition, it must state the things you agree with and those you disagree with that are in the Petition. You must also state any defenses you have.

You must mail or deliver a copy of your response to the moving party or the moving party's attorney (at the address listed above), and prove that you did.

To determine whether you must pay a filing fee with your response, contact the Clerk of the District Court.

If you are considering talking to an attorney, you should do so quickly to protect your legal rights.
Dated this 4th day of February, 2019.
Clerk of the District Court
/s/: April Piña, Deputy Clerk

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APRIL 3, 10, 17 & 24, 2019

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

IN RE: Rebecca Lynn Shupe

Case No. CV07-19-171
NOTICE OF HEARING ON NAME CHANGE (Adult or Emancipated Minor)

A Petition to change the name of Rebecca Lynn Shupe, now residing in the City of Bellevue, State of Idaho, has been filed in the District Court in BLAINE County, Idaho. The name will change to Rebecca Lynn. The reason for the change in name is: No longer married and didn't change name at the time of the divorce in 2012.

A hearing on the petition is scheduled for 11:30 a.m. on April 30, 2019, at the Blaine County Courthouse. Objections may be filed by any person who can show the court a good reason against the name change.
Dated: 3-26-19.

CLERK OF THE DISTRICT COURT
By: /s/ Jolynn Drage
Deputy Clerk

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Proof of legal notice rec'd from Id. Mtn. Express 4/15/19
✓ AM 4-15-2019

NOTICE OF MEETING AND PUBLIC HEARING BEFORE THE BELLEVUE COMMON COUNCIL ON PROPOSED PARK USE PERMIT FEES FOR O'DONNELL PARK LEAGUE USAGE

NOTICE IS HEREBY GIVEN, in accordance with Idaho Code 63-1311A, that on Monday, April 22, 2019 at approximately 6:00p.m., at Bellevue City Hall, 115 East Pine St., Bellevue, Idaho, the Common Council of the City of Bellevue, Idaho, will hold a Public Hearing on proposed new or increased Park Use Permit Fees for O'Donnell Park League Usage and to explain the reasons for the new or increased fees.

Supporting background materials for the proposed new or increased Park Use Permit Fees for O'Donnell Park League Usage will be available on the city website www.bellevueidaho.us and at the City Clerk/Treasurer's office in Bellevue City Hall during regular city business hours.

NOTICE IS FURTHER GIVEN that at the aforementioned time and place all interested parties may appear and shall be given an opportunity to comment on the matter stated above. Written comment may also be submitted to the Bellevue City Clerk/Treasurer, P.O. Box 825, Bellevue, Idaho 83313.

City of Bellevue
Marian Edwards, Clerk/Treasurer

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APRIL 10 & 17, 2019

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Sun Valley Planning & Zoning Commission will hold a public hearing on Thursday, April 25, 2019 at 9:00 AM at City Hall Council Chambers, 81 Elkhorn Road, Sun Valley, ID, to hear comments from the public concerning the following application:

- **DR 2019-010:** Application for design review approval of a new single-family residence at 1 Wildrose Lane. Applicant: Don Stamp for Michael and Cara Yuras. Location: 1 Wildrose Lane; Lane Ranch Subdivision Phase 2 Lot 98B.
- **SUBPA 2019-04:** Application for plat amendment approval of a setback adjustment for 102 Boulder Court, 604 Elkhorn Road, and 606 Elkhorn Road. Applicant: Mark Phillips of Galena Engineering for Carl G Behnke Family LLC, Reid Sanborn, and Amber Acker-Sanborn. Location: 102 Boulder Court, 604 Elkhorn Road, 606 Elkhorn Road; Wyndermere Subdivision Lots 3, 4, & 5A.
- **Ordinance 538:** An ordinance amending Title 9, Chapter 3, Article G, Section of the Sun Valley City Code regarding snow storage. Applicant: City of Sun Valley.
- **Ordinance 539:** An ordinance amending Title 9, Chapter 3, Article I, Section 4 of Sun Valley Municipal Code Regarding Flood Control Barriers. Applicant: City of Sun Valley.

At the aforementioned time and place, all interested persons may appear and shall be given an opportunity to comment on the matters stated above. Comments and questions prior to the public meeting should be directed to the City of Sun Valley Community Development Department at PO Box 416, Sun Valley, ID 83353, or emailed to cdcounter@sunvalley idaho.gov. Written comments received prior to the meeting shall be made part of the public record at the meeting. Applications are on file in the Community Development Department located in City Hall for public inspection during normal City Hall business hours. Dated this 4th day of April 2019 by Rebekah Longstreet, City of Sun Valley Assistant Planner.

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APRIL 10, 17 & 24, 2019

LEGAL NOTICE OF ADVERTISEMENT FOR SALE AT PUBLIC AUCTION

The public is notified that a sale of certain personal property shall occur as provided pursuant to Idaho Code Section 55-2306(3) to satisfy a lien claim based on an obligation owed by MARIA SILVA whose last known address is PO BOX 38, BELLEVUE, ID 83313.

The sale shall occur at 10:00 o'clock a.m. on the 20TH day of APRIL, 2019, at Valley Self Store, 1041 Airport Way, Hailey, Idaho 83333.

The property to be sold is the contents of a storage unit at Valley Self Store and is generally described as: personal effects.
DATED this 1st day of APRIL, 2019.

VALLEY SELF STORE

By
Lien Claimant

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IDAHO MOUNTAIN EXPRESS
APRIL 10 & 17, 2019

NOTICE OF PENDING ISSUE OF TAX DEED FOR 2015 DELINQUENT TAXES

Notice is hereby given pursuant to Idaho Code 63-1005 that the taxes were duly levied and assessed for the year 2015 and have not been paid and are now delinquent upon the hereinafter described real estate in the County of Blaine, State of Idaho; that the entry of such delinquency was duly made January 1, 2015, as required by law; that the time of redemption of said property from said taxes expires on May 2, 2019, at 5:00 PM, and if not paid a tax deed will be issued to said County of Blaine pursuant to Idaho code 63-1006(6). The following are parcels of said delinquency certificates along with year delinquent, the description of the property, the name and last known address of the person/persons who are the record owners of said properties and the total amount due, including 2% late charge, 1% per month interest figured to May 2, 2019; additional preparation and publication costs will be assessed.

The record owner/owners of said properties are further notified that they have the right to be heard, confront and cross examine any witness against them, and obtain the present evidence on their behalf prior to notice and information contained herein. Questions and/or comments should be directed to the Blaine County Treasurer, 219 1St Ave South Suite 102, Hailey, ID 83333, telephone number (208) 788-5530.

A hearing has been scheduled with the Blaine County Commissioners for May 7, 2019, at 9:00 AM, or as soon thereafter as possible, pursuant to deeding properties not redeemed. You are hereby notified that if you have any reason you believe there has been an error or other reasons this property should not be deeded, you should attend this meeting.

Parcel Number/Owners/Last Known Address	Property Address/Legal Description	2015 Amounts Due	
RP000350030010 VALLEY ASSOCIATES LLC PO BOX 3442 SUN VALLEY, ID 83353	101 ASPEN HOLLOW RD, BLAINE COUNTY, ID ASPEN HOLLOW SUB #3 LOT 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	2,392.92 47.86 977.39 277.36 3,695.53
RP005520000A0 HOWARD BLECHMANN HOWARD BLECHMANN TRUSTEE FREDERICK H BLECHMANN TRUSTEE SUSAN BLECHMANN 190 RIDGE ROCK RD SEDONA, AZ 86351	140 DESPERADO DR, BLAINE COUNTY, ID SUNDANCE SUB PARCEL A OPEN SPACE	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	207.77 4.16 84.86 226.68 523.47
RP01S22009516A JUDITH E. KENWORTHY PO BOX 356 CAREY, ID 83320	21058 US HIGHWAY 26 BLAINE COUNTY, ID FR SWSW TL 7887 SEC 9 1S 22E	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	913.05 18.26 372.93 125.95 1,430.20
RPH0000044001A PHYLLIS T. LEVENTHAL TRUSTEE LEVENTHAL CREDIT SHELTER TRUST BANK OF AMERICA S CORP RELEST 101 N TRYON ST NCI-001-03-81 CHARLOTTE, NC 28255	215 N. MAIN ST. HAILEY, ID LOTS 1 & 2 BLK 44	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	6,131.10 122.62 2,504.24 323.35 9,081.31
RPH00001250020 FOUR M INC 1112 CLOVERDALE DR GREENVILLE, MS 38701	623 S 4TH AVE HAILEY ID 83333 HAILEY REPLAT BLOCK 1 & 125 LOT 2 BLK 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	1,957.96 39.16 799.72 246.69 3,043.53
RPH00001250030 FOUR M INC 1112 CLOVERDALE DR GREENVILLE, MS 38701	715 S 4TH AVE HAILEY ID 83333 HAILEY REPLAT BLOCK 1 & 125 LOT 3 BLK 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	2,681.92 53.24 1,087.26 252.69 4,055.11
RPH00001250040 FOUR M INC 1112 CLOVERDALE DR GREENVILLE, MS 38701	HAILEY ID 83333 HAILEY REPLAT BLOCK 1 & 125 LOT 4 BLK 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	1,286.06 25.72 525.28 233.35 2,070.41
RPH00001250050 FOUR M INC 1112 CLOVERDALE DR GREENVILLE, MS 38701	702 S 3RD AVE HAILEY ID 83333 HAILEY REPLAT BLOCK 1 & 125 LOT 5 BLK 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	6,585.90 131.72 2,690.00 348.69 9,756.31
RPH00001250060 FOUR M INC 112 CLOVERDALE DR GREENVILLE, MS 38701	HAILEY ID 83333 HAILEY REPLAT BLOCK 1 & 125 LOT 6 BLK 1	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	1,878.86 37.58 767.42 233.35 2,917.21
RPH04750330100 TRAVIS URBANY SARA PARKER PO BOX 4342 HAILEY, ID 83333	3471 MOUNTAIN ASH DR, HAILEY, ID WOODSIDE SUB #8 LOT 10 BLK 33	Taxes/Certs: Late Charges: Interest: Fees: DELINQUENT:	651.75 13.04 266.20 191.02 1,122.01

Dated this 21st day of March 2019
John David Davidson
Treasurer and Ex-Officio Tax Collector of BLAINE COUNTY, IDAHO

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MARCH 27 & APRIL 3, 10 & 17, 2019

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

IN THE MATTER OF THE ESTATE OF

RICHARD A. CARR
Deceased.

Case No. CV07-19-00069
NOTICE TO CREDITORS

NOTICE IS HEREBY GIVEN that the undersigned, JEAN F. MEYERS, has been appointed Personal Representative of the above-named Decedent. All persons having claims against the Decedent or the Estate are required to present their claims within four months after the date of the first publication of this Notice or said claims will be forever barred.

Claims must be presented to the undersigned at the address indicated and filed with the Clerk of this Court.
/s/ Jean F. Meyers
Post Office Box 9040
Ketchum, ID 83340

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APRIL 17, 24 & MAY 1, 2019

NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 83060

RICKY J FILKINS and DIANA FILKINS, PO BOX 851, KETCHUM, ID 83340-0850; has filed Application No. 83060 for changes to the following water rights within BLAINE County(s): Right No(s). 37-20376, 37-8819; to see a full description of these rights and the proposed transfer, please see www.idwr.idaho.gov/apps/wr/QueryNewTransfers/QueryNewTransfers.aspx. The purpose of the transfer is to change a portion of the above rights as follows: Application for transfer proposes to change the point of diversion (POD) for two ground water rights, which allow for the diversion of 0.05 cfs for domestic use and 2 acres of irrigation, to a proposed new well located on an adjacent lot. The proposed POD and place of use are located approximately 1 mile north of the intersection of Bullion Street and Main Street in Hailey in the Buckhorn Subdivision.

For additional information concerning the property location, contact Southern Region office at (208) 736-3033. Protests may be submitted based on the criteria of Idaho Code Sec. 42-222. Any protest against the proposed change must be filed with the Department of Water Resources, Southern Region, 650 ADDISON AVE W STE 500, TWIN FALLS ID 83301-5858 together with a protest fee of $25.00 for each application on or before May 6, 2019. The protestant must also send a copy of the protest to the applicant.

GARY SPACKMAN, Director

PUBLISH
IDAHO MOUNTAIN EXPRESS
APRIL 17 & 24, 2019

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the