



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street • P.O. Box 83720 • Boise, Idaho 83720-0098
Phone: (208) 287-4800 • Fax: (208) 287-6700 • Web Site: www.idwr.idaho.gov

July 23, 2008

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

TRIPLE R DEVELOPMENT LLC
10410 W LOYOLA DR
LOS ALTOS CA 94024

RE: Change in Ownership for Water Right 15-2010, 15-4007

Dear Applicant:

The Department of Water Resources acknowledges receipt of your Notice of Change in Water Right Ownership received on 9-21-2007. Our review of your notice indicates that additional information is required before we can process the change.

Discrepancies were found between the legal description on the deed you submitted (copy enclosed) and the place of use for the water rights. I have enclosed a copy of the water rights for your reference. For WR 15-2010, the deed does not cover the SWNE of section 11, or the SWSE of section 12, Township 15S Range 35E. The deed also covers only a portion of the NENE and SENE of section 11.

Proof of ownership of the entire water right place of use or the water right can be split. The fee for an ownership change resulting in the division of a water right is \$100. The \$25 received with your application can be applied to a split fee, in which case \$75 would be due for each right.

Also, the deed conveys the property to two companies and eight individuals. Triple R Development LLC is not listed as a grantee. The water rights can not be put in the name of your company without proof of ownership.

The Department cannot process the ownership change without proper documentation. We will hold your application for 30 days pending receipt of the necessary information or fee. If we do not receive the documentation within that time, we will return your notice and attachments and the ownership change will remain unprocessed.

Please feel free to contact the Department if you have any questions.

Sincerely,

Dayna M. Ball
Technical Reviewer
Water Allocations Bureau

Enclosures

SUPPORT DATA

IN FILE # 15-2010
SCANNED

SEP 29 2009

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

RECEIVED**SEP 21 2007****DEPARTMENT OF
WATER RESOURCES**

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)
110 15-2010					

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)

Dan E. Jones

Malad, ID 83252

4. New Owner/Claimant(s)

TRIPLE R DEVELOPMENT LLC

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

New Mailing Address

10410 WEST LAY PLAT DR

City, State and ZIP Code

LOS ANGELES, CALIF. 94024

New Telephone Number

(415) 559-7864

SUPPORT DATA

5. Date you acquired the property

August 10, 2007

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

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

[Signature] MANAGER
(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 AMBDate 9.21.07Receipted by AMBDate 9.21.07Processed by AMB AJDate 9.21.07Receipt Amt. (25.00)Receipt No. 0084971WR Date

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

08/20/2007

WATER RIGHT NO. 15-2010

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAN E JONES MALAD CITY, ID 83252

Priority Date: 09/10/1917

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
MALAD RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	4 CFS	1695 AFA
Total Diversion			4 CFS	

Location of Point(s) of Diversion:

MALAD RIVER	NESW	Sec. 35	Township 14S	Range 35E	ONEIDA County
MALAD RIVER	NESW	Sec. 02	Township 15S	Range 35E	ONEIDA County

Licensed Diversion Capacity: 4

Place(s) of use:

Place of Use Legal Description: IRRIGATION ONEIDA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	A
15S	35E	1		SWSW	40		SESW	40						
		11		NENE	40		SWNE	40		SENE	40			
		12		NWNE	40									
				NENW	40		NWNW	40		SWNW	40		SENW	40
				NESW	40		NWSW	40						
				NESE	40		NWSE	40		SWSE	40		SESE	40

Total Acres: 640

Dates:

Licensed Date: 06/18/1974

Decreed Date:

Permit Proof Due Date:

Permit Proof Made Date:

Permit Approved Date:

Permit Moratorium Expiration Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

SEP 21 2007
DEPARTMENT OF
WATER RESOURCES

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.

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Water Right No(s)	Adjudication Claim No(s)	Split(s)	Water Right No(s)	Adjudication Claim No(s)	Split(s)
15-4007					

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3. Name and Address of Former Owner/Claimant(s)

Blackburn Land & Cattle LLC
476 Heritage Park #230

4. New Owner/Claimant(s)

Layton, UT 84041 PH: 801-502-6700

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

New Mailing Address

TRIPLER R DEVELOPMENT LLC

City, State and ZIP Code

10410 WEST HAYDEN AVE
LOS ANGELES, CA. 90024

New Telephone Number

(415) 559-7864

SUPPORT DATA

IN FILE # _____

5. Date you acquired the property

August 10, 2007

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.

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Irrigation		
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)

YIP R Co / TRIPLE R DRILL LLC MANAGER
(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 _____
 Received by Am B
 Processed by _____ AJ

Date _____
 Date 9-21-07
 Date _____

Receipt Amt. 25-
 Receipt No. 0084971
 WR _____ Date _____

Close

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report

08/20/2007

WATER RIGHT NO. 15-4007

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BLACKBURN LAND & CATTLE LLC 476 HERITAGE PARK #230 LAYTON, UT 84041 (801) 728-0845

Priority Date: 09/28/1925

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	MALAD RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	4/01	11/01	3.2 CFS	
Total Diversion			3.2 CFS	

Location of Point(s) of Diversion:

SPRINGS	NESE	Sec. 27	Township 14S	Range 35E	ONEIDA County
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Place(s) of use:

Place of Use Legal Description: IRRIGATION ONEIDA County

Township	Range	Section	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres	Lot	Tract	Acres
15S	35E	1		NWSW	20		SWSW	20						
		12		NENE	40		NWNE	40		SWNE	40		SENE	40
				NENW	40		NWNW	40		SWNW	18			
				NESW	40									
				NESE	40		NWSE	40		SESE	40			
		13		NENE	40		SENE	40						
	36E	7		NENW	10		NWNW	40		SWNW	30			

Total Acres: 618

Conditions of Approval:

1.	EXCEPTION FILED BY CARL R. WILLIE. PT. OF INJECTION INTO BIG MALAD R.: NESE, S27, T14S, R35E. PT. OF REDIVERSION FROM BIG MALAD R.: NWSW, S2, T15S, R35E. THIS REDIVERSION PT. IS SAME P/D AS LIC. 15-2010.
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Dates:

Licensed Date:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Water Supply Bank Enrollment Date Accepted:

Water Supply Bank Enrollment Date Removed:

Application Received Date:

Protest Deadline Date:

Number of Protests: 0

Other Information:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate per Acre:

Generic Max Volume per Acre:

Civil Case Number:

Old Case Number:

Decree Plaintiff:

Decree Defendant:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Cary Act Number:

Mitigation Plan: False

Close

NTO-1842
L. VICTOR RICHES
10410 WEST LOYOLA DR.
LOS ALTOS, CA 94024

RECEIVED

SEP 21 2007

DEPARTMENT OF
WATER RESOURCES

Microfilm No. **141414**
D. Day August 2007
At 1:50 P.M. Malad City
Recorded at Request of Nathan Title Co
Fee \$ 9.00
Deputy

SPECIAL WARRANTY DEED

PHEASANT BROOK, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY, Grantor(s) of **MALAD CITY**, County of **ONEIDA**, State of **ID**, hereby **CONVEY AND WARRANT** to **PEOA RIVER VALLEY RANCH LAND, LLC, AND G. JEFFREY PICKETT**, a married man as his sole and separate property, **AND GREGORY PICKETT**, a single man, **AND KATHLEEN PICKETT**, a married woman as her sole and separate property, **AND ANGIE RICHES**, a married woman as her sole and separate property, **AND L. VICTOR RICHES, JR.**, a married man as his sole and separate property, **AND KEVIN RICHES**, a married man as his sole and separate property, **AND KENNETH RICHES**, a married man as his sole and separate property, **AND JAMES PICKETT**, a married man as his sole and separate property, **AND CREATIVE CENTER OF LOS ALTOS, INC.** Grantee(s) of **LOS ALTOS**, County of **SANTA CLARA**, State of **CA** for the sum of **TEN DOLLARS AND OTHER GOOD AND VALUABLE CONSIDERATION**, the following described tract of land in Oneida County, State of Idaho:

SEE ATTACHED EXHIBIT "A"

TOGETHER WITH ALL GRANTORS IMPROVEMENTS AND WATER RIGHTS APPURTENANT TO THE PROPERTY

Subject to easements, restrictions and rights of way of record, and taxes for the year 2007 and thereafter.

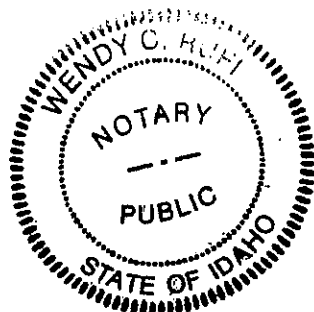
Witness, the hand(s) of said Grantor(s), this August 10, 2007.

PHEASANT BROOK, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY

By Kimble Blackburn
KIMBLE BLACKBURN
MANAGER

State of Idaho)
County of Oneida)

On August 10, 2007, personally appeared before me **KIMBLE BLACKBURN**, who, being by me duly sworn, did say that he is the Manager of **PHEASANT BROOK, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY**, and that the said instrument was signed in behalf of said Limited Liability Company by the authority of its Articles of Organization and Operating Agreement, and the aforesaid individual acknowledged to me that said Company executed the same.



Wendy C. Ruffi
Notary Public: **WENDY C. RUFFI**
Residing: **MALAD CITY, ID**
Expires: **2/28/2011**

SECTION 12: THE EAST HALF OF THE SOUTHEAST QUARTER, THE SOUTH HALF OF THE NORTHEAST QUARTER, THE NORTH HALF OF THE NORTHWEST QUARTER, THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER, AND THE NORTH HALF OF THE NORTHEAST QUARTER. ALL THAT PART OF THE SOUTH HALF OF THE NORTHWEST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER LYING NORTH AND EAST OF THE BIG MALAD RIVER AS THE SAME NOW FLOWS. T-930

EXCEPTING THEREFROM 2 ACRES IN A COMPACT FORM LOCATED IN THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 12, HERETOFORE CONVEYED TO GWENFORD MILL AND ELEVATOR COMPANY BY DEED RECORDED IN BOOK 13, PAGE 256, RECORDS OF ONEIDA COUNTY, IDAHO.

SECTION 13: THE EAST HALF OF THE NORTHEAST QUARTER.

TOWNSHIP 15 SOUTH, RANGE 36 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO.
SECTION 7: COMMENCING AT THE NORTHWEST CORNER OF SECTION 7; THENCE EAST 88 RODS 5 FEET; THENCE SOUTH 145 RODS; THENCE WEST 88 RODS 5 FEET; THENCE NORTH 145 RODS TO THE PLACE OF BEGINNING. T-997

PARCEL 4

THAT PROPERTY DESCRIBED AS ASSESSOR'S TAX NO. 230 BEING IN SECTION 12, TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO AND DESCRIBED AS FOLLOWS:

2 ACRES IN A COMPACT FORM LOCATED IN THE NORTHWEST CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID SECTION 12, HERETOFORE CONVEYED TO GWENFORD MILL AND ELEVATOR COMPANY BY DEED RECORDED IN BOOK 13, PAGE 256, RECORDS OF ONEIDA COUNTY, IDAHO.

ALSO

ALL THAT PART OF THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO, LYING SOUTH AND EAST OF THE COUNTY ROAD RUNNING THROUGH SAID 40 ACRE TRACT. T-3976

TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO.
SECTION 1: THE EAST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER.

EXHIBIT "A"

PARCEL 1

TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO:
SECTION 1: THE EAST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER.

ALSO

THE WEST HALF OF THE EAST HALF OF THE SOUTHWEST QUARTER.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT OF LAND:
COMMENCING AT THE NORTHWEST CORNER OF THE EAST HALF OF THE SOUTHWEST
QUARTER OF SECTION 1, THENCE RUNNING EAST 467 FEET; THENCE SOUTH 467 FEET;
THENCE WEST 467 FEET; THENCE NORTH 467 FEET TO THE POINT OF BEGINNING.

ALSO

COMMENCING AT THE NORTHWEST CORNER OF THE EAST HALF OF THE SOUTHWEST
QUARTER OF SECTION 1, THENCE RUNNING EAST 467 FEET; THENCE SOUTH 467 FEET;
THENCE WEST 467 FEET; THENCE NORTH 467 FEET TO THE POINT OF BEGINNING. T-5359

PARCEL 2

TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO:
SECTION 11: COMMENCING AT THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER
OF THE NORTHEAST QUARTER OF SECTION 11, TOWNSHIP 15 SOUTH, RANGE 35 EAST,
BOISE MERIDIAN, ONEIDA COUNTY, IDAHO: THENCE RUNNING WEST 29.2 RODS; THENCE
SOUTH 34° 30' WEST 16 RODS; THENCE NORTH 73° 00' WEST 16 RODS; THENCE NORTH 8.44
RODS TO 40 ACRE LINE; THENCE WEST 19.24 RODS; THENCE SOUTH 160 RODS; THENCE
EAST 73 RODS; THENCE NORTH 160 RODS TO THE POINT OF BEGINNING. T-931

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PARCEL OF LAND:
BEGINNING AT THE NORTHEAST CORNER OF SAID SECTION 11; THENCE NORTH 89° 14' 20"
WEST 1207.72 FEET ALONG THE NORTH LINE OF SAID SECTION 11; THENCE SOUTH 1339.42
FEET TO A 5/8" REBAR WITH CAP LABELED "A.A. HUDSON PLS 4735" SET ON A FENCE
LINE, THE TRUE POINT OF BEGINNING; THENCE ALONG A FENCE LINE THROUGH THE
FOLLOWING COURSES" NORTH 88° 35' 59" EAST 248.00 FEET TO A 5/8" REBAR WITH CAP;
SOUTH 84° 08' 49" EAST 48.42 FEET TO A 5/8" REBAR WITH CAP; THENCE SOUTH 31° 03' 13"
EAST 138.58 FEET TO A 5/8" REBAR WITH CAP; THENCE SOUTH 61° 07' 36" EAST 103.78 FEET
TO A 5/8" REBAR WITH CAP; THENCE SOUTH 66° 56' 40" EAST 71.61 FEET TO A 5/8" REBAR
WITH CAP SET ON THE WESTERLY RIGHT OF WAY LINE OF SAMARIA ROAD; THENCE
SOUTH 38° 13' 33" WEST 526.88 FEET ALONG SAID RIGHT OF WAY LINE TO A 5/8" REBAR
WITH CAP SET ON THE NORTHERLY RIGHT OF WAY LINE OF A COUNTY ROAD; THENCE
NORTH 87° 23' 03" WEST 170.55 FEET ALONG SAID RIGHT OF WAY LINE TO A 5/8" REBAR
WITH CAP SET AT A FENCE LINE; THENCE NORTH 12° 09' 57" WEST 129.12 FEET ALONG A
FENCE LINE TO A 5/8" REBAR WITH CAP; THENCE NORTH 01° 10' 24" WEST 164.36 FEET TO
A 5/8" REBAR WITH CAP SET AT A FENCE CORNER; THENCE NORTH 00° 28' 53" EAST 311.34
FEET TO THE TRUE POINT OF BEGINNING.

ALSO

COMMENCING AT THE SOUTHWEST CORNER OF THE NORTHWEST QUARTER OF THE
SOUTHWEST QUARTER OF SECTION 12, TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE
MERIDIAN, ONEIDA COUNTY, IDAHO: THENCE RUNNING NORTH 142 RODS TO A POINT IN
THE CENTER OF THE BIG MALAD RIVER AT A POINT 18 RODS SOUTH OF THE NORTHWEST
CORNER OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SAID
SECTION 12; THENCE FOLLOWING THE MEANDERING COURSE OF SAID RIVER IN A
SOUTHEASTERLY DIRECTION TO A POINT 5 RODS WEST OF THE SOUTHEAST CORNER OF
THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 12; THENCE
WEST 155 RODS TO THE POINT OF BEGINNING. T-932

PARCEL 3

TOWNSHIP 15 SOUTH, RANGE 35 EAST, BOISE MERIDIAN, ONEIDA COUNTY, IDAHO.
SECTION 1: THE WEST HALF OF THE WEST HALF OF THE SOUTHWEST QUARTER.