

Water Supply Bank No. _____

Water Right No. _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

RECEIVED

NOV - 7 2003

APPLICATION TO SELL OR LEASE A WATER RIGHT Department of Water Resources
TO THE WATER SUPPLY BANK

Name of Seller/Lessor Ketchum Central Park LLC Phone 208-726-4830

Post office address P.O. Box 5500, Ketchum, ID 83340

1. DESCRIPTION OF WATER RIGHT:

Right evidenced by:

a. Decree No. _____ Decreed to _____
(Name)
in case of _____ vs _____
dated _____ in _____ county of _____
(Name of court)

b. ~~License No.~~ Ident. No. 37.4332 issued by the Idaho Department of Water
Resources. Statutory Claim - Civil case #39576 (See attached Notice of Claim)

c. Permit No. _____ issued by the Idaho Department of Water
Resources.

2. DESCRIPTION OF PORTION OF RIGHT FOR SALE OR LEASE: (If the entire right is for sale or lease, show "all" on line a. below and skip the remainder of part 2.)

a. Amount of water under right: All cubic feet per second &/or
_____ acre-feet per annum

b. Point of diversion: _____ ¼ of _____ ¼ of Section _____ Township _____ Range
_____, B.M. in _____ County.
Additional points _____

c. Place of use:

TWP	RGE	SEC	N E				N W				S W				S E				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

If the right is for irrigation, show the number of acres for the part of the right to be put into the bank.

Total number of acres _____

3. ADDITIONAL INFORMATION ABOUT RIGHT, OR PORTION THEREOF, FOR SALE OR LEASE

- a. Explain how the seller/lessor acquired the right, or portion thereof, and attach a copy of the deed to the land to which it is appurtenant or other evidence of ownership of the right. If the right is not recorded in the name of the seller/lessor, attach a copy of a change of ownership form as required by Section 42-248 or 42-1409(6), Idaho Code, together with required documentation.

Acquired right from previous owner in
June 2002 - see attached Deed

- b. Describe the frequency of water use under the right, or portion thereof, during the past five (5) years of use. Attach watermaster records, pumping power bills, or other evidence to demonstrate that the right has not been lost through abandonment or forfeiture. (This information is not required if a partial decree has been issued on the right within the last 5 years).

Water has not been used since acquired.
Property was put onto city water for
Domestic + Irrigation.

- c. If the right is from a surface water source, describe the period of the year that water is typically available to satisfy the right.

Grand Water - Per Claim
Irrigation: 4/01 - 4/01 - Domestic year round

- d. Describe any other water rights with the same purpose and place of use as the right, or portion thereof, offered for lease. Will the present place of use continue to receive water from any source? If so, describe.

City Connected water

- e. If the water right is a permit, describe the work accomplished toward developing the right.

N/A

- f. If the right to the use of the water or the use of the diversion works or irrigation system is represented by shares of stock in a company or corporation, or if such works or system is owned or managed by an irrigation district, a written consent of the sale or lease must be attached.

N/A

4. REMARKS:

5. SALE/LEASE AGREEMENT

1. The water right, or portion thereof, described above is offered to the Idaho Water Resource Board:

_____ For sale;

☒ For lease for a period from 12.01.03 to 12.31.08
(Day, month, year) (Day, month, year)

(The lease period may be shown as "indefinite", if the total duration of lease is unknown); or

_____ As a gift to the state of Idaho.

2. Show the minimum payment acceptable to the Seller/Lessor. Include the method of determining the minimum payment. The minimum payment may be shown as the "current rental rate".

Current Rental Rate

I hereby assert that the information contained in this application is true to the best of my knowledge, and that I have the authorities necessary to offer this right for sale or lease to the Idaho Water Resource Board.

The owner/lessor acknowledges the following:

1. Payment to the owner/lessor is contingent upon the sale or rental of the right from the bank.
2. While a right is in the bank, the owner of the right may not use the right even if the right is not rented.
3. A right accepted into the bank stays in the bank until the Board releases it or until the lease term expires.
4. While a water right is in the bank, forfeiture provisions are stayed.
5. Acceptance of a right into the bank does not, in itself, confirm the validity of the right or any elements of the water right.

11.5.03
Date

[Signature]
Signature

FOR DEPARTMENT USE ONLY

Received by _____ Date _____ Preliminary check by _____

Watermaster recommendation requested on _____ Received _____

Recommended for _____ approval _____ denial by _____

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Department of Water Resources

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-4332
Date Received: 10/3/1988
Receipt No: S002671
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KETCHUM CENTRAL PARK LLC Phone: (208)726-4830
PO BOX 5500
KETCHUM ID 83340

2. Date of Priority: 04/04/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	17E	13	SE SE	BLAINE	

5. Description of diverting works:

WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.03	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.07 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	17E	13	SE	SE	IRRIGATION	1
					Section Acres	1
					Total Acres	1

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Statutory Claim

WARRANTY DEED

For Value Received Iris F. Jankow, a widow

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

Ketchum Central Park, L.L.C., an Idaho limited liability

whose address is: P.O. Box 6330, Ketchum, ID 83340

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

Township 4 North, Range 17 East, Boise Meridian, Blaine County, Idaho.

Section 13. Two parcels of land located in Lot 4, more particularly described as follows:

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet; thence

S 36° 11' E., 200.00 feet to the point of beginning; thence

S 36° 11' E., 110.00 feet; thence

N 53° 49' E., 160.00 feet; thence

N 29° 28' W., 110.90 feet; thence

S 53° 49' W., 174.40 feet to the point of beginning.

AND

Beginning at the Northwest Corner of Lot 4 then South 645.00 feet and then East 255.00 feet; thence

S 36° 11' E., 200.00 feet; thence

N 53° 49' E., 174.40 feet; thence

N 29° 29' W., 43.70 feet; thence

N 12° 43' W., 20.70 feet; thence

West 232.90 feet to the point of beginning.

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 existing 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 January 28, 2000

Iris F. Jankow
Iris F. Jankow

STATE OF Idaho

COUNTY OF Blaine

On 31st JANUARY

On this 1st day of February, 2000, before me, a Notary Public in and for said State, personally appeared Iris F. Jankow, a widow, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.

Doris S. Young
Notary Public of Idaho

Residing at: Hailey, ID

Commission Expires 05/15/04

