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OCT 22 2001
DEPARTMENT OF WATER RESOURCESSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**Notice of Security Interest in a Water Right****And Request for Notification of a Change in Ownership or Any Proposed
Or Final Action to Amend, Transfer, or Otherwise Modify a Water Right**Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 27-11260
Adjudication Claim No(s): _____
2. The following **REQUIRED** information must be submitted with this form:
- A) Evidence of the security interest. This may be a copy of a **DEED of TRUST, MORTGAGE, CONTRACT OF SALE** or other legal document indicating your interest in the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION**. RECEIVED - THANK YOU!!
- B) A **FEE** of \$25.00 per water right or adjudication claim. RECEIVED - [REDACTED]
3. Name and Mailing Address of Person or Company holding Security Interest
WESTERN AGCREDIT, FLCA
406 WEST SOUTH JORDAN PKWY #500
SOUTH JORDAN, UT 84095
4. Name of Water Right Owner/Claimant(s) BURKE'S LAND & LIVESTOCK, LLP
- Expiration Date of Notification Period JANUARY 1, 2026
- Is this a Renewal of Request for Notification? ☐ YES ☒ NO
- Signature(s) (and title if applicable) [Signature]

For Office Use Only

Received by	<u>J. MASI</u>	Date	<u>8-27-2001</u>	Fee	<u>\$25.00</u>
Receipted by	<u>J. MASI</u>	Date	<u>8-27-2001</u>		
Processed by	<u>AJ</u>	Date		WR	
				Date	

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NOV 13 2001

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)
PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 27-11260

NAME AND ADDRESS: BURKES LAND AND LIVESTOCK
C/O F BURKE GODFREY
PO BOX 46
CLARKSTON, UT 84305

SOURCE: GROUNDWATER
QUANTITY: 0.07 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 07/25/1980

POINT OF DIVERSION: T06S R41E S28 SESENW Within Caribou County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Domestic 1 HOME	01-01 TO 12-31	0.04 CFS
	Stockwater	01-01 TO 12-31	0.03 CFS

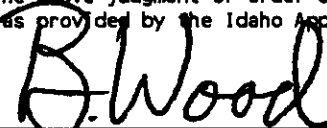
PLACE OF USE:	Stockwater		Within Caribou County
	T06S R41E S28	SENW	
	Domestic		Within Caribou County
	T06S R41E S28	SENW	

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.


Barry Wood
Administrative District Judge
Interim Presiding Judge of the
Snake River Basin Adjudication



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 3, 2001

WESTERN AG CREDIT FLCA
KENNETH L WRIGHT
406 WEST SOUTH JORDAN PKWY #500
SOUTH JORDAN UT 84095

RE: Security Interest in Decreed Water Rights 27-11259 & 27-11260

Dear Mr. Wright:

We are in receipt of your Notice of Pledge for the above water rights. We have also received the required filing fee and support documentation that is required for a Notice of Security Interest transaction. We are unable to accept your Notice of Pledge as it does not contain all the information that is required by our Department.

Our letter of June 26, 2001 (copy enclosed) was mailed with our Notice of Security Interest form but has not been returned for our files. I have enclosed new forms that have been partially filled out and now need the expiration date noted and a signature. I have enclosed your Notice of Pledge for your own records.

Please call me at 208-327-7941 if you have any questions regarding this matter or if there are any corrections that need to be made to the partially completed form.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 3, 2001

NORTHERN TITLE CO
KENNETH L WRIGHT
11 WEST CENTER ST
LOGAN UT 84321

RE: Security Interest in Decreed Water Rights 27-11259 ~~8/27/01 11260~~

Dear Mr. Wright:

Our letter of June 26, 2001 (copy enclosed) requesting the \$50.00 filing fee, evidence of water right ownership and security interest expiration date which are required for the processing of Notice of Security Interest on water rights remains unanswered. Therefore, I am returning the Notice of Pledge request to you. A copy will be kept in our files for reference.

If, at a later date, you wish to reinstate this request you may send the enclosed paperwork along with the required \$50.00 filing fee and required support documentation and we will be happy to complete the request for you.

You may call our office at 327-7900 if you have any questions regarding this matter.

Sincerely,

Kari Lynn Townsend
Secretary

KLT:k

Enclosures (also to Western AgCredit)

cc: Western AgCredit, FLCA
406 West South Jordan Pkwy #500
South Jordan, UT 84095

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NOTICE OF PLEDGE

STATE OF IDAHO
Department of Water Resources
1301 N Orchard
Boise ID 83706-2237

Loan No. 4100058501 and 4100058502

RECEIVED

JUN 20 2001

Attention: State Engineer

Department of Water Resources

Please be notified that **BURKE'S LAND AND LIVESTOCK, LLP**, an Idaho Limited Liability Partnership have this date executed a Deed of Trust in favor of the Western AgCredit, FLCA, covering certain land in Caribou, State of Idaho, together with all of the Trustor's right to use the following:

WATER USER NO. AND PURPOSE OF WATER USE

WUC #27-11259 for Stockwatering purposes; and #27-11260 for Domestic purposes.

The said Deed of Trust, given to secure a promissory note of even date, was recorded

May 15, 2001 _____, in the office of the County Recorder of the above referenced County, as

Instrument No. 163760.

Please file this notice with your records of the above referenced and direct notice of any intended change of the place of use or other change which materially affects the beneficiary's security interest in the said rights to the Western AgCredit, FLCA, 406 West South Jordan Parkway (Suite 500), South Jordan, Utah 84095.

Dated: May 22, 2001

Western AgCredit, FLCA

By: _____

Kenneth L. Wright

Lending Operations Manager

COPY

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State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 26, 2001

NORTHERN TITLE CO
KENNETH L WRIGHT
11 WEST CENTER ST
LOGAN UT 84321

RE: Security Interest in Decreed Water Rights 27-11259 & 27-11260

Dear Mr. Wright:

The Department of Water Resources acknowledges receipt of your Notice of Pledge. Our review of your notice indicates that additional information is required before we can process the change. The information required is indicated below:

- ☒ Filing Fee of \$25 per water right
- ☒ Evidence of Security Interest: copy of Deed of Trust, Mortgage, Contract of Sale or other legal document indicating your interest in the property and water rights in question
- ☒ Security Interest Expiration Date

I have enclosed a copy of our Notice of Security Interest in a Water Right form for your convenience. Please complete this form and return it to our office with the required support documentation and filing fee. We have determined that your fee will be \$50.00.

Because the Department cannot process the ownership change without proper documentation and fees, we will hold any action on your notice pending receipt of the necessary information and fees. If we do not receive the necessary information and fees within 30 days we will return your notice and all attachments and your notice will not be processed.

Please note that water right owners are required to report any change in 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.

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NOV 13 2001

If you have any questions regarding this matter, please call me at 208-327-7941.

Sincerely,

Sincerely,
Kari Lynn Townsend

Kari Lynn Townsend
Secretary

KLT:k

Enclosures

1. The first step is to identify the problem or question that needs to be answered. This involves understanding the context and the specific requirements of the task.

NOV 15 2001