

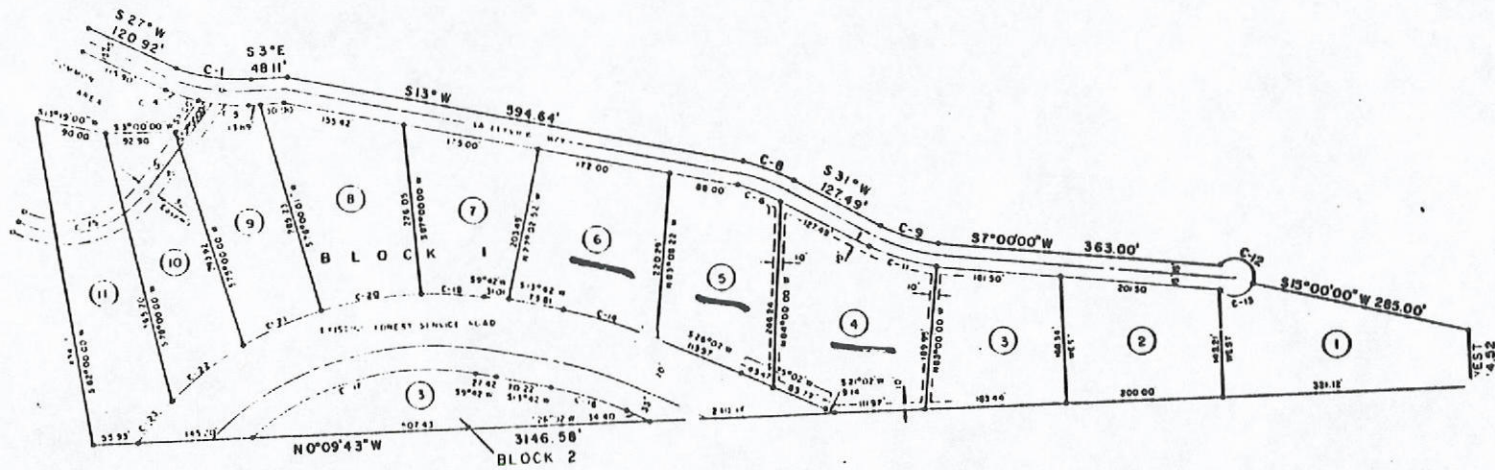
NO. 1-11 DIVISION OF REVENUE

SECTION 4.

BOISE COUNTY, IDAHO

ENGINEERING 1976

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T8N R8E

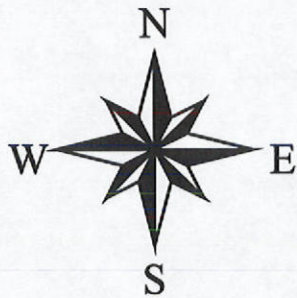
WATER RIGHT(S): 65-02597

OWNER(S): LEWIS DAVIS

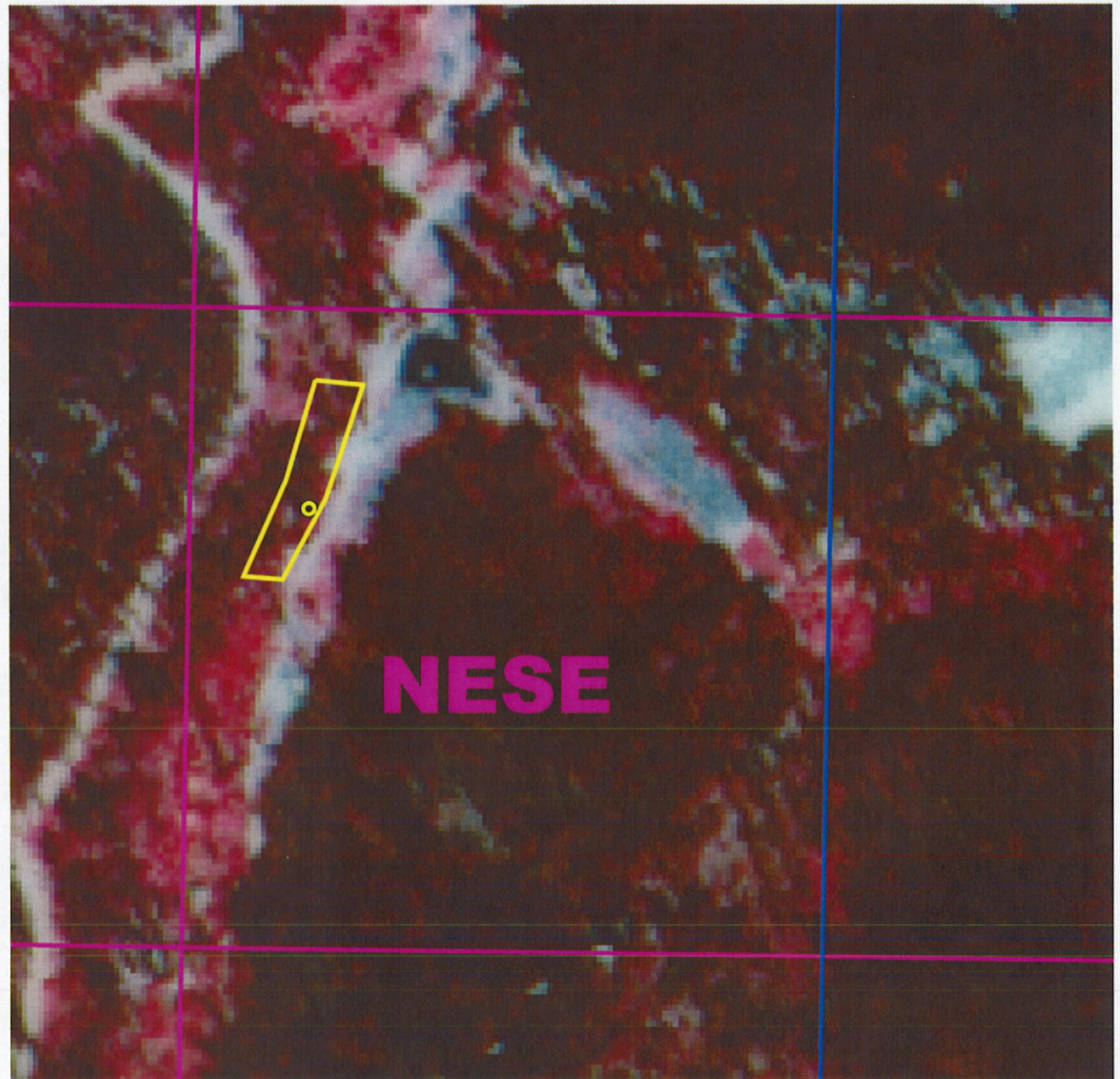
PREPARED BY SCOTT VAN HOFF

28 JAN 2000

-  POINT OF DIVERSION
-  PLACE OF USE
-  SECTION LINES
-  QUARTER SECTION LINES

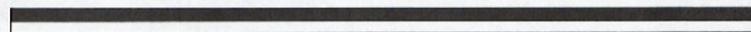


NAPP 1987



0

0.25 Miles



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: R65-02597B
Date Received: 2/10/1989
Receipt No: X999999
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEWIS DAVIS 208-375-2108
Address: 1811 N MAPLE GROVE
BOISE ID 83704

Name: EILEEN DAVIS 208-375-2108
Address: 1811 N MAPLE GROVE
BOISE ID 83704

2. Date of Priority: DEC 3, 1954

3. Source: ARCHIE CREEK Trib. to: PAYETTE RIVER, SOUTH FORK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	08E	3		NW	SW		BOISE
		4		NE	NE		BOISE
				SE	NE		BOISE
				NE	SE		BOISE
				SE	SE		BOISE

5. Description of diverting works:
DAM AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.020		

7. Total Quantity Appropriated is:
0.020 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	08E	4	NE SE		IRR	1.0
Section Acres						1.0
Total Acres						1.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
65-11340

14. Remarks:

PROPERTY IS ALSO KNOWN AS LOTS 4,5 & 6, BLOCK 1 ENCHANTED VALLEY SUBDIVISION NO. 3.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

STATE OF IDAHO

Decree Plaintiff

A & C CORP., ET AL.

vs Decree Defendant

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do ____ do not ____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 20 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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: A65-02597
Date Received: 2-10-1989
Receipt No: X999999
Received By: CA
CA 2-10-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: A. N. GORDON 208-343-2231
Address: 3405 EAST BOISE AVENUE
BOISE, ID 83706
2. Date of Priority: DEC 03, 1954
3. Source: ARCHIE CREEK Trib. to: PAYETTE RIVER, SOUTH FORK
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	08E	3		NW	SW		BOISE
		4		NE	NE		BOISE
				NE	NE		BOISE
				SE	NE		BOISE
				SE	NE		BOISE
				NE	SE		BOISE
				NE	SE		BOISE
				SE	SE		BOISE
				SE	SE		BOISE

5. Description of diverting works:
DAM AND PIPELINES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	1.000		

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is 100.0 Acre Feet Per Annum.

9. Non-irrigation uses:

A65-02597

Page 1

Date: 02/10/89

MICROFILMED
SEP 18 1992

RECEIVED

JUN 18 1999

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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).: 65-02597, 65-11340
Adjudication Claim No(s).: A65-02597, A65-11340
 2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
 3. Name and Address of Former Owner/Claimant A N GORDON, 3405 E BOISE AVE
BOISE ID 83706
 4. New Owner/Claimant(s) LEWIS B. + EILEEN I. DAVIS
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 1811 N MAPLE GROVE
City, State and ZIP Code BOISE ID 83704
New Telephone Number (208) 375-2108
 5. Date you acquired the property _____
 6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
(A65-02597)
Number of acres you irrigate 3 Number and type of stock (1 existing, 2 stubbed for future - A65-11340)
Diversion rate in CFS .06 Number of homes 3 Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) [Signature]
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
 8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

CATEGORY DESCRIPTION	LOTS/ACRES	MARKET VALUE
15 RUR SUB RES	.964 AC	6,030

Taxes are based on the valuation listed on this statement

**FOR ANY QUESTIONS
PLEASE NOTIFY THE
ASSESSOR'S OFFICE BEFORE**

JUNE 28, 1999

Total: .964 6,030

PARCEL #
RP 021030010040 A

TBN R8E ENCHANTED VALLEY 3
BLK 1 LOT 4 SEC 4

PROPERTY ADDRESS

VALUE:	PRIOR YEAR	CURRENT YEAR
	8,500	6,030
TAX:	PRIOR YEAR	ESTIMATED
	93.84	69.64

See back for details.

DO NOT PAY ESTIMATE

Mail To:

DAVIS LEWIS G & EILEEN I
1811 MAPLE GROVE RD
BOISE ID 83704

LINDA BLOUGH
BOISE COUNTY ASSESSOR
PO BOX BC
IDAHO CITY ID 83631

ASSESSMENT NOTICE

1999

PRESORTED
FIRST-CLASS MAIL
U S POSTAGE PAID
IDAHO CITY ID 83631
PERMIT NO 2

CATEGORY DESCRIPTION
15 RUR SUB RES
37 BLDG RES SUB

Tax Code	LOTS/ACRES
8-00	.813 AC

MARKET VALUE
19,195
45,647

Taxes are based on the valuation listed on this statement

**FOR ANY QUESTIONS
PLEASE NOTIFY THE
ASSESSOR'S OFFICE BEFORE**

JUNE 28, 1999

Total: .813 64,842

PARCEL #
RP 021030010050 A

TBN R8E ENCHANTED VALLEY 3
BLK 1 LOT 5 SEC 4

PROPERTY ADDRESS

VALUE:	PRIOR YEAR	CURRENT YEAR
	52,270	64,842
TAX:	PRIOR YEAR	ESTIMATED
	606.30	729.58

See back for details.

DO NOT PAY ESTIMATE

VALLEY VIEW WY

Mail To:

DAVIS LEWIS G & EILEEN I
1611 N. MAPLE GROVE RD.
BOISE ID 83704

LINDA BLOUGH
BOISE COUNTY ASSESSOR
PO BOX BC
IDAHO CITY ID 83631

ASSESSMENT NOTICE

1999

PRESORTED
FIRST-CLASS MAIL
U S POSTAGE PAID
IDAHO CITY ID 83631
PERMIT NO 2

CATEGORY DESCRIPTION
15 RUR SUB RES

Tax Code	LOTS/ACRES
8-00	.878 AC

MARKET VALUE
5,492

Taxes are based on the valuation listed on this statement

**FOR ANY QUESTIONS
PLEASE NOTIFY THE
ASSESSOR'S OFFICE BEFORE**

JUNE 28, 1999

Total: .878 5,492

PARCEL #
RP 021030010060 A

TBN R8E ENCHANTED VALLEY 3
BLK 1 LOT 6 SEC 4

PROPERTY ADDRESS

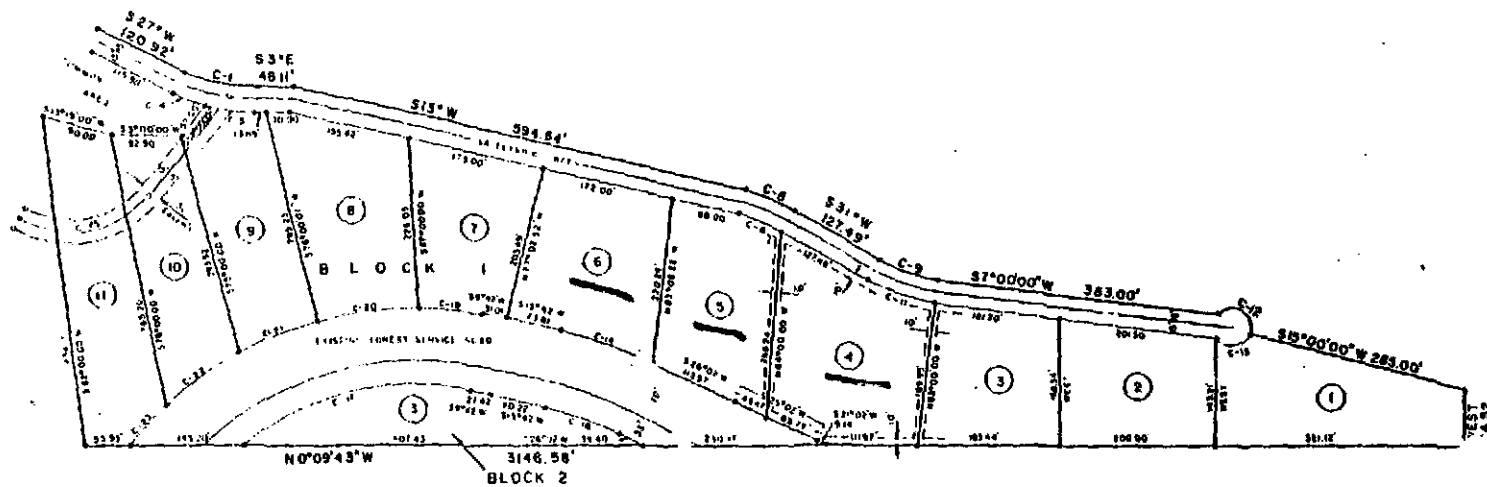
ENCHANTED VALLEY SUBDIVISION NO. 3

TRACT OF LAND SITUATED IN A PORTION OF E 1/2 OF NE 1/4 & E 1/2 OF SE 1/4 OF SECTION 4,

T-3N, R-8E, B.M., SCUSE COUNTY, IOWA

ROYLANCE ENGINEERING 1976

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with photostat or re-survey.



WESTERN REGION

OWNER (S): Lewis Dads

CLAIM NUMBERS: 65-025973

AGENT: Scott Van Hoff

DATE 3-27-00

RIGHT NO				NE				NW				SW				SE			
	TSP	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
65-025973	8N	8E	4													1			

P.O.D.

TOWNSHIP

RANGE

SEC.

SOURCE

8N

8E

3

NWSW

Archie creek

8N

8E

4

NE NE

SE NE

NE SE

SE SE

POLYGON CREATED ON 327

POLYGON # () () () () UPDATED BY sdvh

ATTRIBUTES OF B65-POU.SHP (1317) () () () ()

ATTRIBUTES OF B65-POD.SHP (1323) (1324) (1325) (1326) (1532)

 B65-DBPOU.DBF UPDATED BY sdvh

 B65-DBPOD.DBF UPDATED BY sdvh

NOTES:

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

T8N R8E

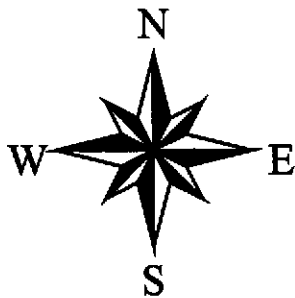
WATER RIGHT(S): 65-02597

OWNER(S): LEWIS DAVIS

PREPARED BY SCOTT VAN HOFF

28 JAN 2000

- POINT OF DIVERSION
- PLACE OF USE
- SECTION LINES
- QUARTER SECTION LINES



NAPP 1987



0

0.25 Miles



AJ0749NP
No. R65-025978

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 01/28/00
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LEWIS DAVIS	12/03/1954	IRRIGATION	04-15 10-15	0.020 CFS	
C	EILEEN DAVIS					
	1811 N MAPLE GROVE					
	BOISE ID 83704					
	(208) 375-2108					
				TOTAL DIVERSION:	0.020 CFS	

Water Source: ARCHIE CREEK

Tributary to: PAYETTE RIVER, SOUTH FORK

Stage: DECREED

Point(s) of Diversion:	T08N R08E S03	NWSW				BOISE County
	S04	NENE	SENE	NESE	SESE	BOISE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
08N	08E	4	:																	:	1.0
																			TOTAL ACRES	:	1.0

POU County: BOISE

Other Rights: 65-11340

Conditions of Approval:

- C18 - 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.

Remarks: GEN PROPERTY IS ALSO KNOWN AS LOTS 4,5 & 6, BLOCK 1 ENCHANTED
VALLEY SUBDIVISION NO. 3.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: 65 Field Inspection Flag:
Presumption Flag:



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

May 4, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Dear Basin 65 water user:

This letter is to inform you that you may be eligible to file a stockwater claim with the Idaho Department of Water Resources (IDWR) in connection with the Snake River Basin Adjudication (SRBA). IDWR is sending this letter to water users in Basin 65 who might have relied upon the non-irrigation season stockwater provision in the Payette Adjudication. This provision states:

"When stockwater is not a specifically mentioned use for a right that includes irrigation, a reasonable flow is implied and included for the watering of livestock during the non-irrigation season."

In another basin, the Idaho Supreme Court struck down general provisions that contained similar language. The non-irrigation season stockwater language quoted above was not included in the General Provisions for Basin 65 because of the Idaho Supreme Court's ruling.

IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without a separate stockwater claim might desire to file a new stockwater claim with IDWR.

To be eligible for a new non-irrigation season stockwater claim:

1. You must have actually and historically watered livestock during the non-irrigation season without a separate stockwater right.
2. You must have filed a surface water irrigation claim in both the Payette Adjudication and the SRBA.
3. You must not have filed a stockwater claim with the surface water irrigation claim.

If you meet these three requirements, you may file a Notice of Claim form for stockwater with IDWR. To have a timely filing you must file this claim with IDWR by May 25, 2001. IDWR will waive filing fees for these stockwater claims if filed before this deadline. Failure to file your claim in a timely manner may prevent you from claiming it in the future. Notice of Claim forms are available on IDWR's website at www.idwr.state.id.us/info/water/srba/forms.htm or from any IDWR office. Claimants can call IDWR, Western Region at (208) 334-2190 to make an appointment if they need assistance filling out a Notice of Claim form.

Sincerely,

David R. Tuthill, Jr., P.E.
Adjudication Bureau Chief

JAMES R. GILLESPIE. P.A.

ATTORNEYS AND COUNSELORS AT LAW

JAMES R. GILLESPIE

512 WEST BANNOCK
POST OFFICE BOX 2337
BOISE, IDAHO 83701

TELEPHONE(208) 344-8400
FAX (208) 344-7100

January 13, 2000

State of Idaho
Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Attn: Scott D. Van Hoff
Sr. Water Resources Agent

Re: Objection to Claim for Water Rights
Lewis G. and Eileen I. Davis
Water Right Nos. 65-02597, 65-11340
Boise County, Idaho

Gentlemen:

This firm represents Robert Farber and Enchanted Valley Ranch Trust (collectively "Enchanted Valley"), owners of real property in Section 4, Boise County, Idaho, and successors in interest to a portion of the real property described in the above-reference water rights which are currently in the name of A.N. Gordon.

Please consider this letter an objection by Enchanted Valley to the application for change of the referenced water rights filed by Lewis G. and Eileen I. Davis with your agency on the grounds and for the following reasons:

1. The Davises are the owners of Lots 4, 5 and 6, Block 1, Enchanted Valley Subdivision No. 3, Boise County, Idaho. Their application states that there are 3 homes on the property, whereas only one house exists on the property, located on Lot 5.
2. The Davises' lots are very steep and only a relatively small part of the northern portion of Lot 6 (approximately a ten foot strip) is irrigable.

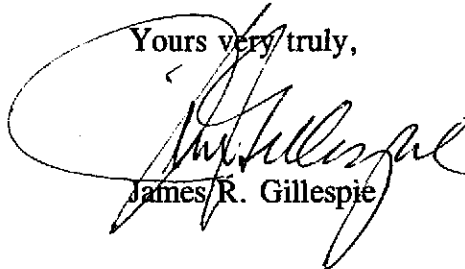
January 13, 2000

Page 2

3. The Department of Water Resources, pursuant to the Snake River Basin Adjudication, is currently in the process of determining the exact water rights for all lots in Enchanted Valley Subdivisions Nos. 1, 2 and 3, the Gordon Segregated Subdivision and additional land in the unplatted portion of the ground to which the above referenced water rights are appurtenant, and any change in water rights is inappropriate until such determination is made.

Please advise if you have any questions or need further information.

Yours very truly,

A handwritten signature in dark ink, appearing to read "James R. Gillespie", is written over a circular stamp or seal. The signature is fluid and cursive.

James R. Gillespie

JRG:sh