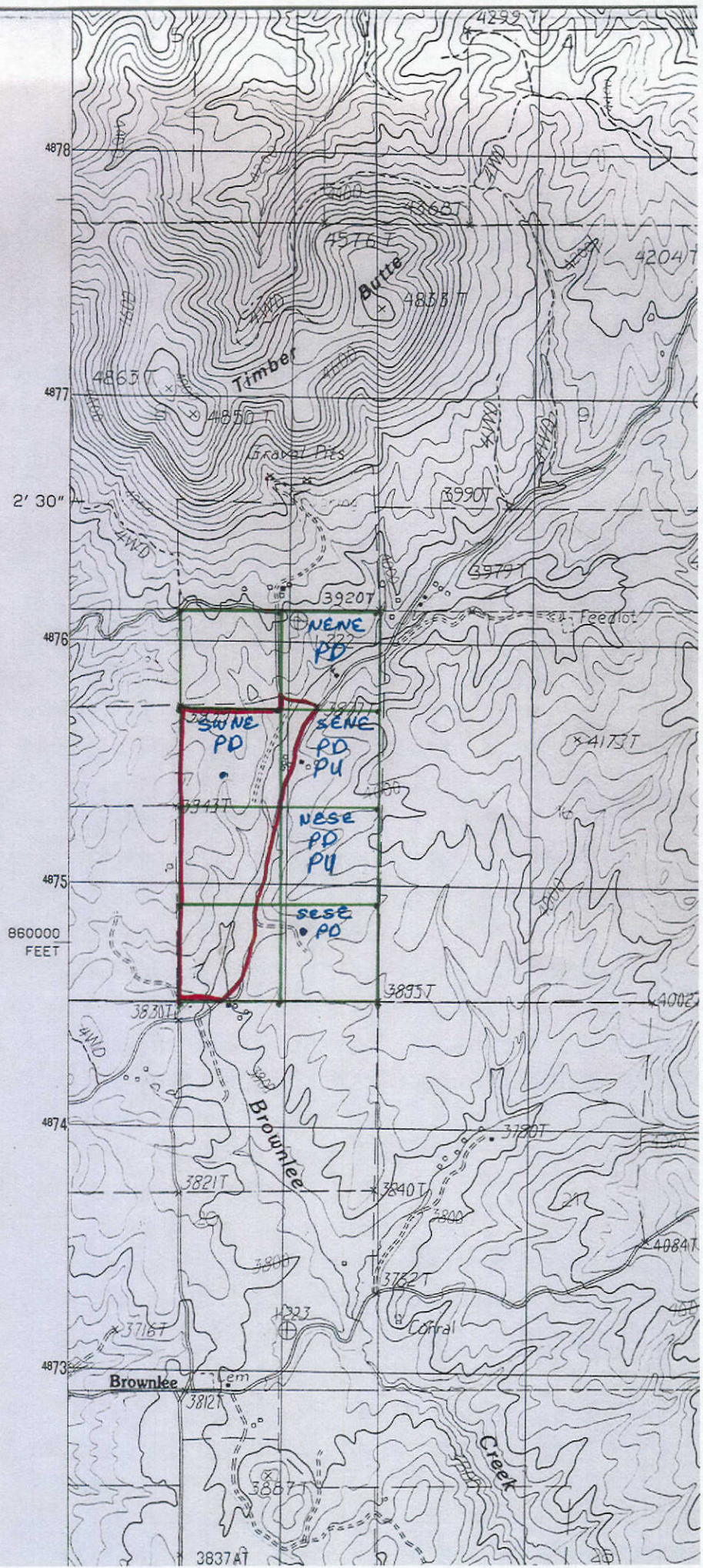
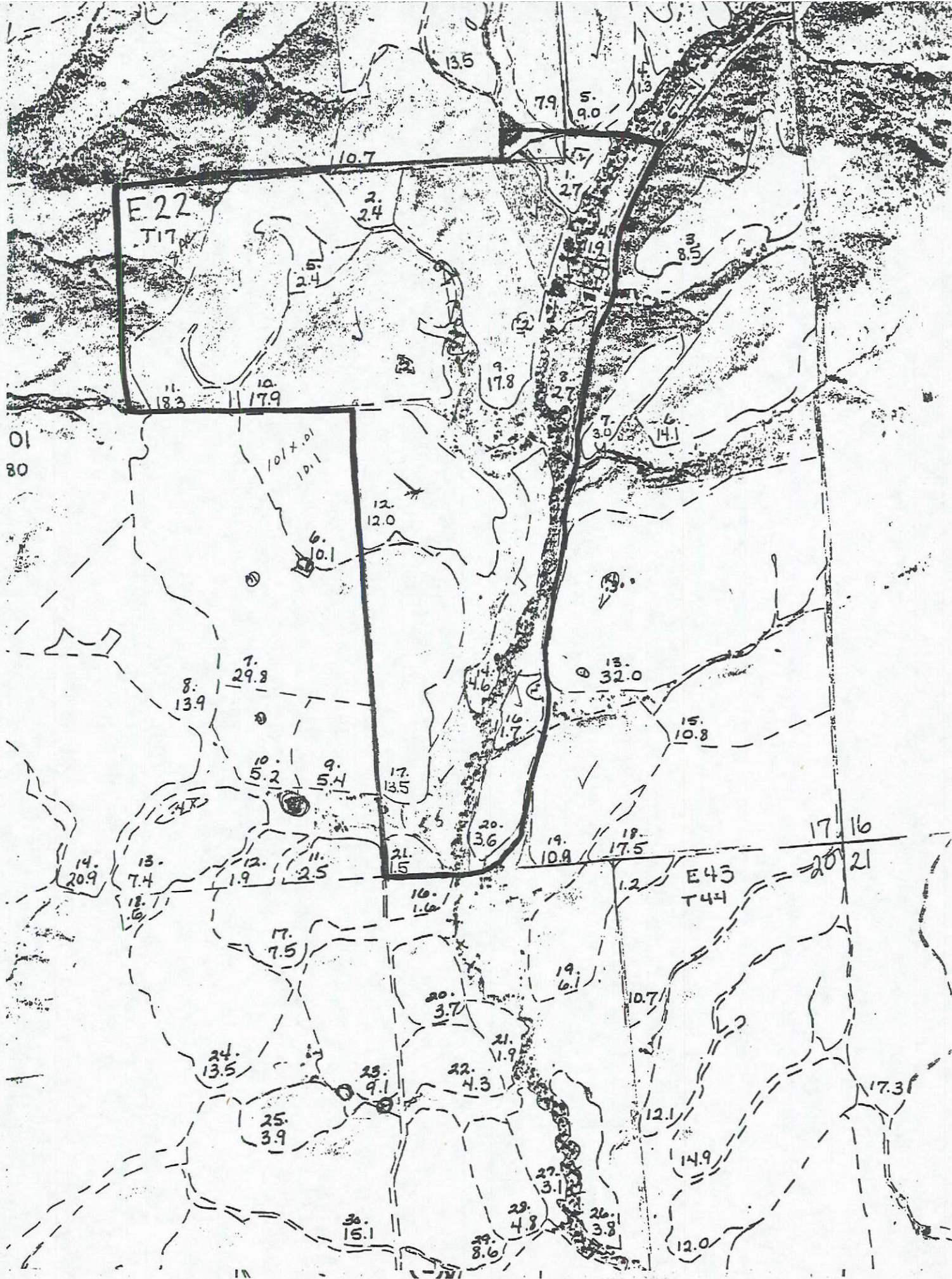


T08N, R02E.

POB's + POU's for
A65-08059.

Red outline is land
sold by Putnam to
Davis





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 65-22276

Date Received: ~~10/11/00~~ 4-3-89

Receipt No: X777777

Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s): LESTER A DAVIS
7463 GRANDE VALLEJO DR
FRUITLAND ID USA 83619

Phone: (208) 452-3275

UNA B DAVIS
7463 GRANDE VALLEJO DR
FRUITLAND ID USA 83619

Phone: (208) 452-3275

2. Date of Priority: 06/01/1936

3. Source: SPRINGS Trib. to: BROWNLEE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
08N	02E	17	SW NE	BOISE

5. Description of diverting works:

PONDS, PIPELINES, TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	0.35

7. Total Quantity Appropriated is:
0.02 C.F.S. and/or 0.35 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

50 Head Range Cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
08N	02E	17	SW NE		STOCKWATER	

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:

14. Remarks:

This claim is the result of a split due to change in ownership. Parent right # is 65-08059.

15. Basis of Claim: Decreed



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.

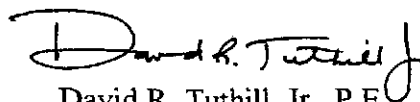
IDWR recognizes that in reliance on the non-irrigation season stockwater language in the Payette Adjudication, water users might not have filed stockwater claims in the SRBA to cover the non-irrigation season period. Individuals who historically watered livestock during the non-irrigation season without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

10/26/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-22276

NAME AND ADDRESS: LESTER A DAVIS
UNA B DAVIS
7463 GRANDE VALLEJO DR
FRUITLAND, ID 83619

SOURCE: SPRINGS TRIBUTARY: BROWNLEE CREEK

QUANTITY: 0.02 CFS
0.35 AFY

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

USE OF THIS RIGHT WITH RIGHT NO. 65-22275 IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF .02 CFS AND
TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
.70 AF.

PRIORITY DATE: 06/01/1936

POINT OF DIVERSION: T08N R02E S17 SWNE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01-01 12-31	0.02 CFS
		0.4 AFY

PLACE OF USE:

STOCKWATER Within BOISE
County
T08N R02E S17 SWNE

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

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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

STOCKWATER, 50 RANGE CATTLE

(“R” record)

10/11/2000

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 65-22276

NAME AND ADDRESS: LESTER A DAVIS
UNA B DAVIS
7463 GRANDE VALLEJO DR
FRUITLAND, ID 83619

SOURCE: SPRINGS TRIBUTARY: BROWNLEE CREEK

QUANTITY: 0.02 CFS
0.35 AFY

PRIORITY DATE: 06/01/1936

POINT OF DIVERSION: T08N R02E S17 SWNE Within BOISE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
STOCKWATER

PERIOD OF USE
01-01 12-31

QUANTITY
0.02 CFS
0.4 AFY

PLACE OF USE:

STOCKWATER Within BOISE County
T08N R02E S17 SWNE

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

October 12, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

LESTER A DAVIS
UNA B DAVIS
7463 GRANDE VALLEO DR
FRUITLAND ID 83619

Re: Original Notice of Claim to a Water Right No. A65-08059

Renumbered Notice of Claim to a Water Right No. 65-22276

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim by adding alpha suffixes to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please note, the ownership has also been changed on claim number A65-08056, and a copy is enclosed.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

A handwritten signature in cursive script that reads 'Denise Buffington'. The signature is written in dark ink and is positioned above the typed name.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB:db

Enclosure



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s) Assigned by IDWR: 65-08056 All & 65-08059 split
see attached
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): _____

- ☐ New Owner/Claimant (Purchaser): LESTER A. AND UNA B. DAVIS
- ☐ New Mailing Address: 7463 GRANDE VALLEJO DR
FRUITLAND ID 83619
- ☐ New Telephone Number: (208) 452-3275
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

DAVID L.
PUTNAM

- ☐ Attach proof of ownership, describe proof attached: _____
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Una B. Davis Date 5/16/96
Lester A. Davis Date 5/16/96
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

change: A $\frac{1}{2}$ R records

Split Tree A65-08059

A65-08059 N/O Putnam

DR: .02 cfs. DV: .70

POB's: 8N, 2E, S17, NENE, SWNE, SENE
NESE, SESE

POU: 8N, 2E, S17, SENE, NESE

USE: 100 head range cattle

*** ~~A65-08059A~~ N/O Putnam 65-22275

* DR: .02 cfs DV: .35 AF

POB's: 8N, 2E, S17, NENE, NESE, SENE, SESE

POU: 8N, 2E, S17, SENE, NESE

USE: 50 head range cattle

* Limited to .02 cfs when combined with 65-²²²⁷⁶~~08059B~~

*** ~~A65-08059B~~ N/O Davis 65-22276

* DR: .02 cfs DV: .35 AF

POB: 8N, 2E, S17, SWNE

** POU: 8N, 2E, S17, SWNE

USE: 50 head range cattle

* Limited to .02 cfs when combined with

** Added to right to correct obvious error in
PRBA decreed right, 65-08059.

*** This number could be different depending on the
number assigned by the ETI system

OWNERS POLICY

SCHEDULE A

File No.: 122764

Amount of Insurance: \$56,000.00

Policy Number: 13001893000821

Premium Amount: \$361.00

Date of Policy: April 27, 1990 at 9:00 A.M.

1. Name of Insured:

Lester A. Davis and Una B. Davis

2. The estate or interest in the land which is covered by this Policy is:

A Fee Simple

3. Title to the estate or interest in the land is vested in:

Lester A. Davis and Una B. Davis, husband and wife

4. The land referred to in this Policy is described as follows:

(Continued)

SCHEDULE A (Continued)

File No.: 122764

Policy Number: 13001893000821

Legal Description (Continued)

PARCEL I

The SE1/4 NW1/4 of Section 17, Township 8 North, Range 2 East, Boise Meridian, Boise County, Idaho.

PARCEL II

A tract of land situate in the following portions of Section 17, Township 8 North, Range 2 East, Boise Meridian, Boise County, Idaho:

The W1/2 of the SE1/4, the S1/2 of the NE1/4, the NE1/4 of the NE1/4 all lying Westerly of the Dry Buck Road and Southerly of the Timber Butte Road and being more particularly described as follows:

Beginning at the South 1/4 corner of Section 17, Township 8 North, Range 2 East, the REAL POINT OF BEGINNING; thence

- ⑧ South 88°08'17" East along the South line of the SE1/4, a distance of 571.79 feet to a point on the centerline of Dry Buck Road; thence
- Northeasterly along the centerline of Dry Buck Road the following courses and distances:
 - ① North 43°39'28" East a distance of 382.61 feet;
 - ② North 19°26'44" East, a distance of 553.74 feet;
 - ③ North 01°50'29" East, a distance of 293.28 feet;
 - ④ North 11°07'39" East, a distance of 293.59 feet;
 - ⑤ North 15°40'57" East, a distance of 687.04 feet;
 - ⑥ North 09°15'01" East, a distance of 314.06 feet;
 - ⑦ North 16°28'53" East, a distance of 604.44 feet;
 - ⑧ North 30°14'14" East, a distance of 208.29 feet;
 - ⑨ North 08°48'47" East, a distance of 313.01 feet;
 - ⑩ North 32°38'05" East, a distance of 563.62 feet;
 - ⑪ North 43°18'00" East, a distance of 62.50 feet to the point of intersection of the centerlines of Dry Buck Road and Timber Butte Road; thence
 - Northwesterly along the centerline of Timber Butte Road the following courses and distances:
 - ⑫ North 77°32'41" West, a distance of 462.15 feet;
 - ⑬ North 60°39'27" West, a distance of 91.77 feet;
 - ⑭ North 19°00'34" West, a distance of 69.53 feet to a point on the West line of the NE1/4 of the NE1/4; thence
 - ⑮ South 01°45'45" West along the West line of the NE1/4 of the NE1/4, a distance of 265.87 feet to a point on the North line of the S1/2 of the NE1/4; thence
 - ⑯ North 89°45'28" West along the North line of the S1/2 of the NE1/4, a distance of 1307.26 feet more or less to the Northwest corner of the S1/2 of the NE1/4; thence ⑰
 - ⑰ South 01°50'05" West along the North/South mid-section line, a distance of 3874.19 feet to the REAL POINT OF BEGINNING.

EXCEPT school property (approximately 1 acre) as described in deed recorded in Book 41 of Deed at Page 293, which locates said school property in the E1/2 of the E1/2 of said Section 17.

OWNERS POLICY
SCHEDULE B
(Standard Coverage)

File No.: 122764

Policy No.: 13001893000821

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

General Exceptions:

- (1) Rights or claims of parties in possession not shown by the public records.
- (2) Encroachments, overlaps, boundary line disputes, and any other matters which would be disclosed by an accurate survey or inspection of the premises including, but not limited to, insufficient or impaired access or matters contradictory to any survey plat shown by the public records.
- (3) Easements, or claims of easements, not shown by the public records.
- (4) Any lien, or right to a lien, for services, labor, or material heretofore or hereafter furnished, imposed by law and not shown by the public records.
- (5) (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water, whether or not the matters excepted under (a), (b) or (c) are shown by the public records.
- (6) Taxes or special assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments on real property or by the public records. Proceedings by a public agency which may result in taxes or assessments or notices of such proceedings, whether or not shown by the records of such an agency or by the public records.

Special Exceptions:

1. General taxes as extended on the regular tax roll for the year 1990, which are a lien not yet due or payable.
2. Except roads or rights-of-ways.
3. A mortgage to secure an indebtedness as shown below, and any other obligations secured thereby

Amount: \$54,000.00
Dated: April 27, 1990
Mortgagor: Lester A. Davis and Una B. Davis, husband and wife
Mortgagee: David L. Putnam
Recorded: April 30, 1990
Instrument No.: 136223 of Official Records

END OF SCHEDULE B

CHECK PAYABLE TO: TAX BILL/RECEIPT CODE AREA 10-00 PARCEL NUMBER
JOISE COUNTY TAX COLLECTOR RPOBN02E17120
PO BOX 80, ID CITY, ID 83631 TAX YEAR 1995 BILL NO 7693 L 22.8
PHONE: 392-4441 I 8.0

TOT MV 307.5
TAX 164.80 2ND TAX 164.80 FULL TAX 329.60
PEN HALF PEN
INT
COST
TOT
TOT ACS 147.4

****TAXING DISTRICT** **RATE** **AMOUNT**

DAVIS LESTER A & UNA B
7463 GRANDE VALLEJO DR
FRUITLAND ID 83619

STATE WTR POLL .000000000
COUNTY .004602200 139.
SCH DIST # 73 .002591106 78.
HSB LIBRARY .000380145 11.
SCH 73 BOND .002896466 87.
HSB HOSP DIST .000385374 11.
ROAD & BRIDGE .000000000
AMOUNT DUE .010855291 329.

T8N R2E SEC 17
SENW & PARCEL WEST OF ROAD OR
TAX 24 LESS 1 ACRE TO SCHOOL

Pd
11/29/95
CK # 1880

★ ★ ★ IMPORTANT ★ ★ ★

PLEASE READ BOTH FRONT AND BACK

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.
TO AVOID LATE CHARGES, PAYMENTS MUST BE
RECEIVED OR POSTMARKED BY THE DUE DATE.

KEEP TOP PORTION FOR YOUR RECORDS.

PERSONAL CHECKS ARE YOUR RECEIPT
SUBJECT TO BANK CLEARANCE.

YOUR CANCELLED CHECK IS YOUR RECEIPT

FOR PROPER CREDIT THIS STUB MUST BE RETURNED WITH PAYMENT
PERSONAL CHECKS ARE SUBJECT TO BANK CLEARANCE

DAVIS, LESTER A & UNA B

1995
7693

2ND HALF TAX

AMOUNT DUE 164.80

JOISE COUNTY
RPOBN02E171200A
10-00

PEN
INT
COST
TOT

JUNE 20, 1996

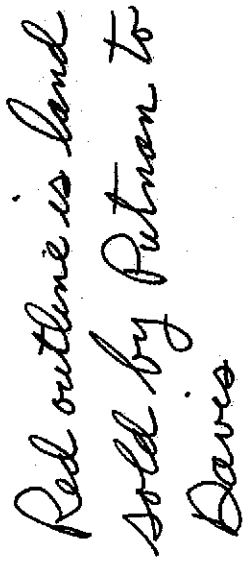
QUENT IF NOT PAID ON OR BEFORE
DATE PAID
PAID BY

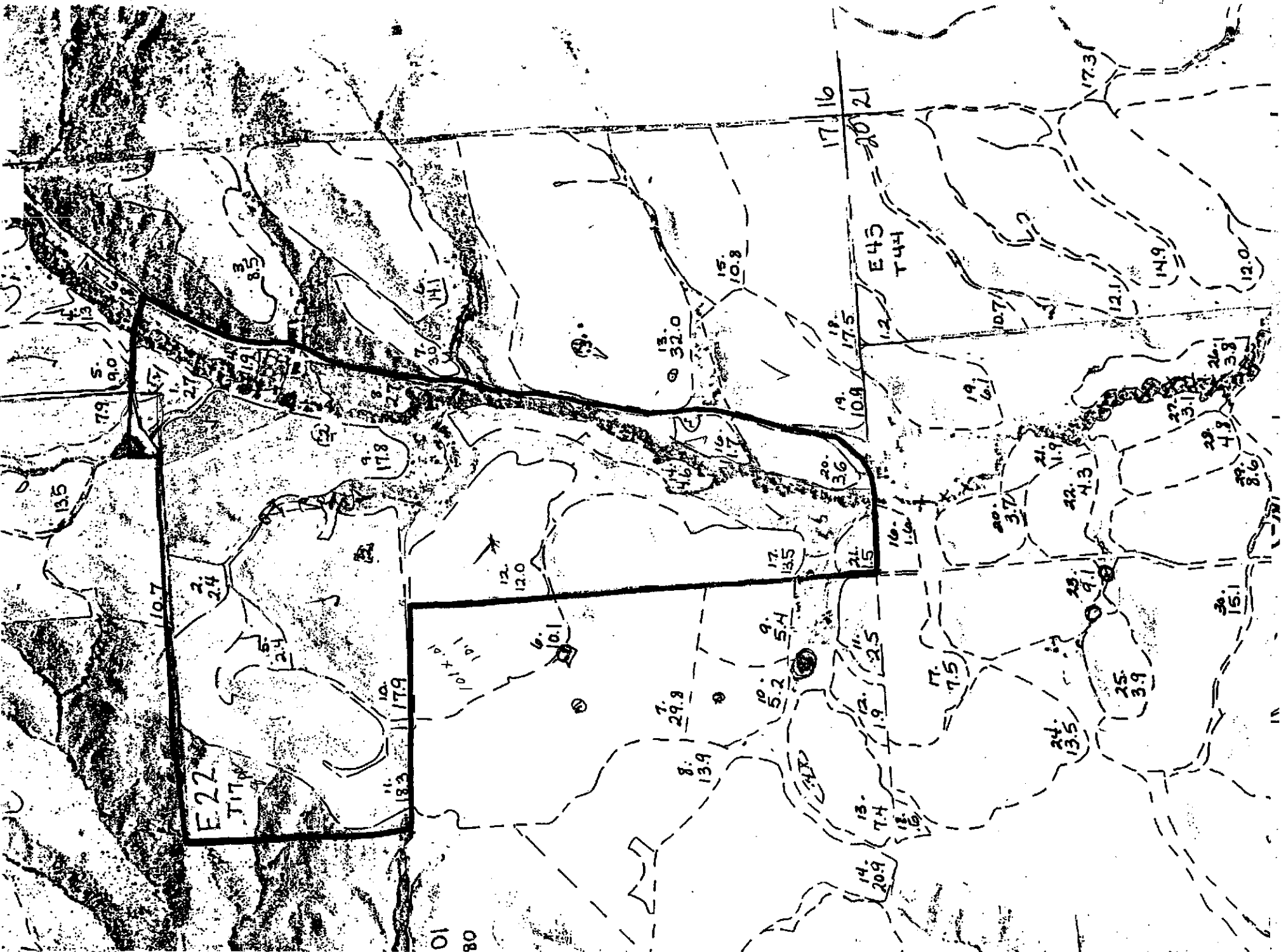
CHECK #
CASH

Red outline is land
sold by Putnam to
Davis

Red outline is land
sold by Putnam to
Davis

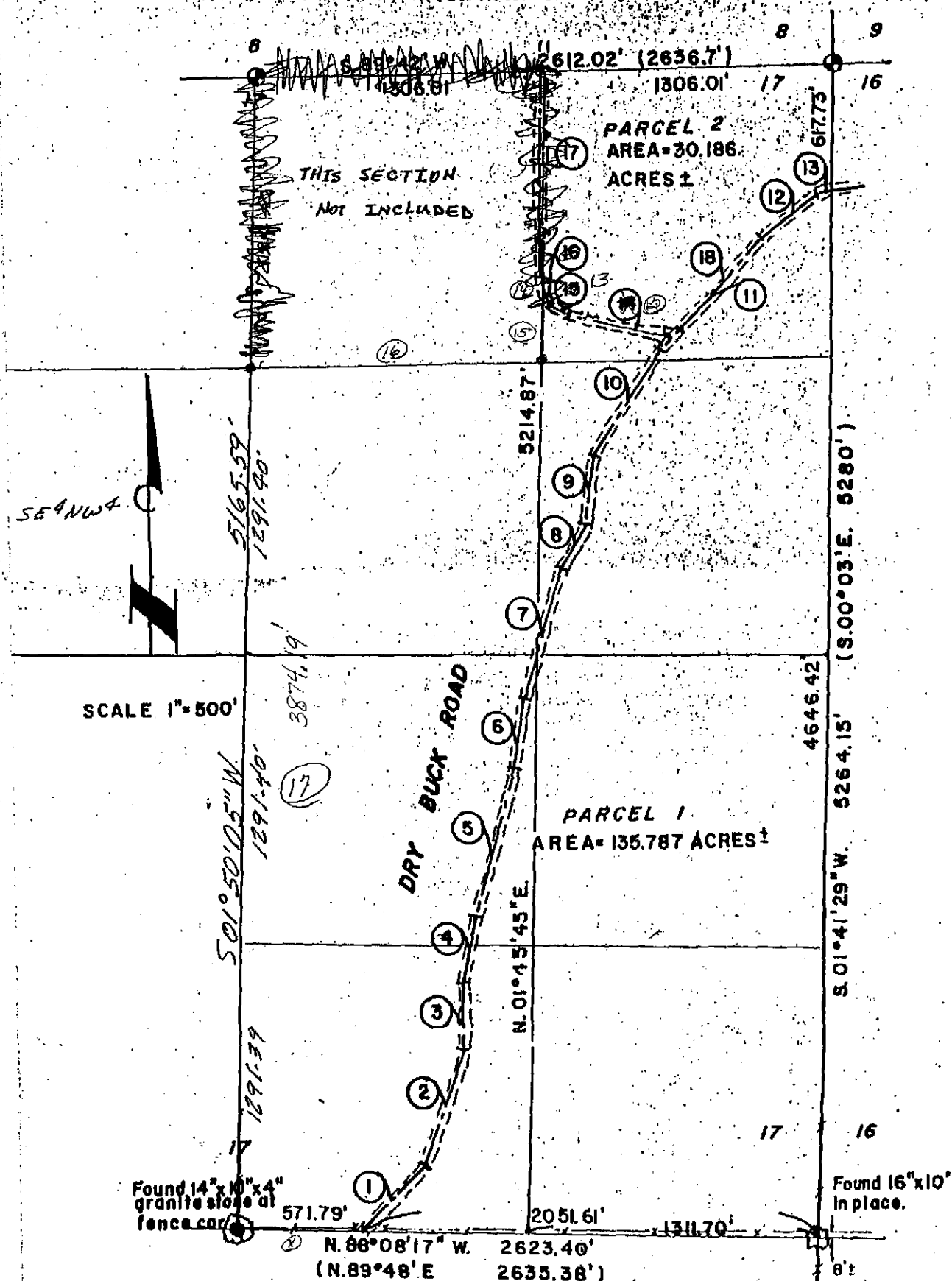
Red outline is land
sold by Putnam to
Davis





01
80

(See Record of Survey Instr. no. 109562)



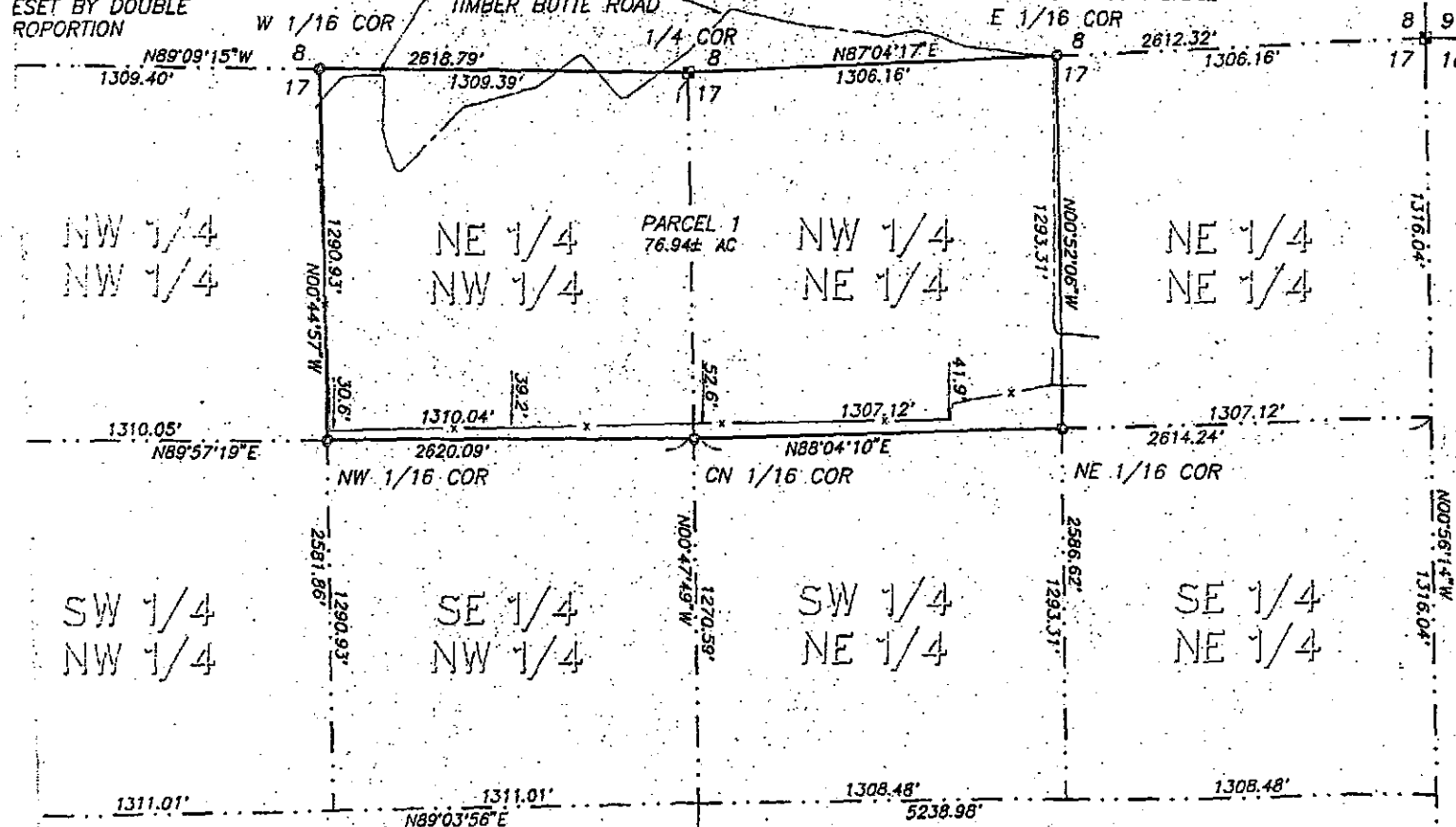
RECORD OF SURVEY

OF THE NORTHWEST 1/4 OF THE NORTHEAST 1/4 AND THE
NORTHEAST 1/4 OF THE NORTHWEST 1/4 OF SECTION 17,
TOWNSHIP 8 NORTH, RANGE 2 EAST, BOISE MERIDIAN,
BOISE COUNTY, IDAHO

NOTHING FOUND
RESET BY DOUBLE
REPORTION

APPOX. LOCATION OF
TIMBER BUTTE ROAD

R OF S INSTR. NO. 109562



BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THE
LINE OF THE NORTHEAST 1/4 OF
TOWNSHIP 8 NORTH, RANGE 2 EAST
BOISE COUNTY, IDAHO, i.e. N 87°

LEGEND:

- FOUND ALUMINUM CAP MONUMENT
- SET 5/8" IRON PIN W/ALUMINUM
- FOUND ORIGINAL STONE - REPL AND ALUMINUM CAP STAMPED
- SET 5/8" IRON PIN W/PLASTIC
- FOUND ORIGINAL STONE PER INS
- BARBED WIRE FENCE

NOTE:

FISCHER LAND SURVEYING, INC. ASSUMES NO
FUTURE COMPLIANCE OR NON-COMPLIANCE W
ZONING ORDINANCE RESTRICTIONS AS THEY P
AND THE ISSUANCE THEREOF.

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: A65-08059
Date Received: 4/03/1989
Receipt No: X999999
Received By: RAH

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DAVID L. PUTNAM 208-888-6978
Address: 10378 FAIRVIEW AVE., STE. 235
BOISE, ID 83704

2. Date of Priority: JUN 01, 1936

3. Source: SPRINGS Trib. to: BROWNLEE CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
08N	02E	17		NE	NE		BOISE
				SW	NE		BOISE
				SE	NE		BOISE
				NE	SE		BOISE
				SE	SE		BOISE

5. Description of diverting works:
PONDS, PIPELINES, TROUGHS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
STOCKWATER	01/01	12/31	0.020		0.70

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:
S/100 HEAD MIXED

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
08N	02E	17	SE	NE		STOCK	
			NE	SE		STOCK	

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:
A65-08056, STOCKWATER

14. Remarks:

15. Basis of Claim: DECREED
Case Number: 3667
Court :
Decree date: 1/21/1986

STATE OF IDAHO

Decree Plaintiff

vs

A & C CORP., ET AL.

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): David A. Burton Date: 4-3-89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of April 19 89

Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994