

No Color
Documents
In File

John

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: A63-20869
Date Received: 9/08/1989
Receipt No: C011344
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WAYNE DAVIS 208-375-7213
Address: 4041 EDELWEISS
MERIDIAN, ID 83642

AND/OR

Name: JANELLE DAVIS 208-375-7213
Address: 4041 EDELWEISS
MERIDIAN, ID 83642

2. Date of Priority: AUG 20, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	33	SW	SW	NE		ADA

5. Description of diverting works:
WELL, 6" CASING, 75' DEEP, 1 HP SUBM. PUMP, PIPE TO HOME

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCK, 5-6 RANGE

A63-20869

Page 1

Date: 02/12/90

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SEP 03 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	33	SW	NE		DOMEST	
			SW	NE		STOCK	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
SETTLERS IRR.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

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

CIVIL CASE NUMBER: 39576

Identification No. AG-20869Date Received 9-8-89Receipt Number CO11344NOTICE OF CLAIM
TO A
WATER RIGHT

RECEIVED

SEP 08 1989

ACQUIRED UNDER STATE LAW

For Domestic and/or Stockwater Purposes

Where Daily Use is less than 13,000 gallons per day. Department of Water Resources

Filing Fee \$25

Please type or print clearly

- Name of Claimant (s) Wayne & Janelle Davis Phone (208) 375-7213
Mailing Address 4041 Edelweiss Meridian-Idaho Zip 83642
- Date of Priority (Only one per claim) August 20, 1972 Month/Day/Year
- Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source
- Location of point of diversion is: Township 4N Range 1E
Section 33 SW 1/4 of SW 1/4 of NE 1/4, Govt. Lot _____, BM.,
County of ADA PAR #1400 OF SW 4NE4
SEC 33 4N 1E
Additional points of diversion if any: 04 N01 E 331400
- Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. WELL, 6" CASING, 75' DEEP, 1 H.P. SUBMERSIBLE PUMP-PIPE
TO HOUSE
- Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)
For DOMESTIC purposes from 1-1 Month/Day to 12-31 Month/Day amount .04 CFS
(Both dates are inclusive)
For STOCK purposes from 1-1 to 12-31 amount .02 CFS
- Total quantity claimed .06 CFS (cfs)
- Total consumptive use claimed is de minimus
- Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) DOMESTIC - 1 HOUSEHOLD
6 HORSES

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SEP 03 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

RECEIVED

SEP 3 1988

10. Place of use is: Township: 4N Range 1E

Section 33, SW 1/4 of NE 1/4, Govt. Lot _____, B.M.,

for (Circle One) Domestic Stock Domestic and Stock

Additional places of use, if any _____

11. In which county (ies) are lands listed above as place of use located? ADA

12. Do you own the property listed above as place of use? Yes ☒ No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

() None or SETTLERS IRRIGATION

14. Remarks: _____

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Wayne M. Davis Date 9-8-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing

document in the space below as _____ of _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____ Date _____

Title and Organization _____

State of Idaho/or _____)

County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 8 day of Sept 19 89

SEAL

Notary Public Bruce A. Schuld

Residing at BRUCE A. SCHULD, NOTARY PUBLIC

RESIDING AT BOISE, IDAHO

My Commission Expires MY COMMISSION EXPIRES APRIL 11, 1995

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

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SEP 03 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

BOISE A. SCHULTZ, ATTORNEY
RESIDING AT BOISE, IDAHO
MY COMMISSION EXPIRES JAN 11, 1989

Information Sheet No. 42-1400 a 2, '88

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SEP 8 2 1988

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-4-1999
PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-20869

NAME & ADDRESS: FLANAGAN GROVES TRUST
3355 N FIVE MILE RD #263
BOISE ID 83713

SOURCE: GROUNDWATER

QUANTITY: 0.06 CFS

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

PRIORITY DATE: 08/20/1972

POINT OF DIVERSION: T04N R01E S33 SWSWNE Within ADA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.02 CFS
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: STOCKWATER Within ADA County
T04N R01E S33 SWNE

DOMESTIC Within ADA County
T04N R01E S33 SWNE

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
STOCKWATER, 5-6 RANGE CATTLE
PARCEL NO. S 0533131400

**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) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
Case No. 39576)
) Water Right 63-20869
)

IDWR has completed the following Administrative Proceeding:

<u>1</u>	Change of Address
<u>X</u>	Substitution of Party
<u>1</u>	I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 63-20869

From (Claimant/Seller):

Name of Claimant: WAYNE DAVIS
JANELLE DAVIS
Address: 4041 EDELWEISS
MERIDIAN ID 83642
Phone: (208) 375-7213

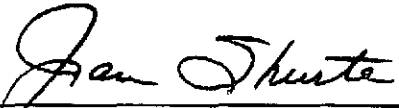
To (Claimant/Purchaser):

Name of Claimant: FLANAGAN GROVES TRUST
Address: 3355 N FIVE MILE RD #263
BOISE ID 83713
Phone: (208) 375-7072

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: November 4, 1999



Signature of IDWR Representative

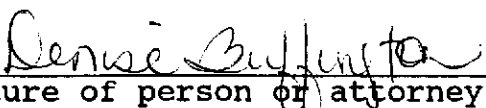
CERTIFICATE OF MAILING

I certify that on November 4, 1999 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

WAYNE DAVIS
JANELLE DAVIS
4041 EDELWEISS
MERIDIAN ID 83642
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

FLANAGAN GROVES TRUST
3355 N FIVE MILE RD #263
BOISE ID 83713
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

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OCT 25 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGION

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).: A63-20869

Adjudication Claim No(s).: _____

2. The following REQUIRED information must be submitted with this form:

A. A copy of the most recent
ownership of the property

document indicating your
L DESCRIPTION.

B. PLAT OF PROPERTY (if
on file with the county.)

attached to your deed or

C. For water rights or adjudication
PHOTO with irrigated area

service Agency AERIAL

3. Name and Address of Former
Owner/Claimant

Original owner
Wayne Davis
(business address) 9733 Ustick Rd
Boise 83704

Wiley, Randall
at Baymen, Trust

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

Then - another family
1992 or 3 (don't know name)
Then 1995 - Randall Eckman

263

5. Date you acquired the property

6. If you have acquired only a
adjudication claim(s). If this is
below. If necessary, attach additional

Number of acres you irrigate

Diversion rate in CFS _____

If a water right or adjudication
or claim, please contact the nearest

Then 1995 - Kathleen &
Ingvar Baymen (us)
Then - Serapis Trust
Then - us again (to refinance)
Then & Now:

it the water right(s) or
adjudication claim in the spaces

9/97 Flanagan Groves Trust

ion of the original right

7. Signature of New Owner
or Claimant(s)

Flanagan Groves Trust

(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..

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 25 1999

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

WATER RESOURCES
WESTERN REGION

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).: A63-20869
Adjudication Claim No(s).: _____
 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 *See attached* Wayne Davis, another family, Randall Eckman, Kathleen and Ingval Beynion, →
 4. New Owner/Claimant(s) S. Flanagan Groves Trust
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 3355 N. Five Mile Rd #263
City, State and ZIP Code Boise ID 83713
New Telephone Number (208) 375-7072
 5. Date you acquired the property 9/97
 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.
Number of acres you irrigate 1.377 Number and type of stock _____
Diversion rate in CFS _____ Number of homes 1 Other uses well
- 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) K. Bep, Manager
Flanagan Groves Trust
(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..

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

ADA COUNTY ASSESSOR
650 MAIN -- BOISE, ID 83702

2/05/98

ADDRESS CORRECTION REQUESTED

IMPORTANT NOTICE

PARCEL NO. 50538131486

DEAR PROPERTY OWNER:

OUR RECORDS INDICATE THAT THE PROPERTY DESCRIBED BELOW
HAD A RECENT CHANGE IN EITHER OWNERSHIP OR MAILING
ADDRESS. THEREFORE, THE HOMEOWNER'S EXEMPTION HAS BEEN
REMOVED FOR THE TAX YEAR 1998. IF YOU BELIEVE THIS IS
AN ERROR AND THE PROPERTY QUALIFIES FOR THE EXEMPTION,
PLEASE CALL THE ASSESSOR'S OFFICE AT 364-2351 PRIOR TO
APRIL 1, 1998.

PROPERTY ADDRESS

NAME/ADDRESS

04041 N. EDELWEISS

BEYNUN INGVAR & KATHLEEN
X FLANAGAN GROVES TRUST
3355 N FIVE MILE RD #263
BOISE ID 83713

DETAILED DESCRIPTION

PAR #1486 OF SW4NE4
SEC 33 4N 1E

clb.
Phyllis 2/27 *Clare*
COURTESY OF ADA COUNTY ASSESSOR

97080483

Kathleen Beynun
 ADA CO. RECORDER
 J. DAVID NAVARRO
 BOISE ID

QUITCLAIM DEED

FOR VALUE RECEIVED, Ingwar and Kathleen Beynun, husband and wife, do hereby convey, release, remise and forever quitclaim unto FLANAGAN GROVES TRUST, ^{97 SEP 30 PM 1:47} *30* *DEP* *Ingwar* whose address is: 3355 N. Five Mile Rd. #263/Boise, ID/83713 the following described premises, to wit: THE REQUEST OF

A parcel of land lying in the SW 1/4 of the NE 14 of Section 33, T. 4N., R. 1E., Boise Meridian, Ada County, Idaho, as follows:

Commencing at the southwest corner of the NE 1/4 (the center 1/4 corner) of Section 33, T. 4N., R. 1E., B.M., thence N 00°20'52"E. 338.68 feet along the west line of the SW 1/4 of the NE 1/4 to a point; thence S 90°00'00" E. 661.60 feet (formerly 661.84 feet) to a point on the westerly right of way line of Edelweiss Street; Thence S.00°00'00" W 56.00 feet along said westerly right of way line to the Real Point of Beginning of this description;

Thence N 89°54'00" W 190.33 feet to a point;

Thence S 04°27'00" W 11.47 feet to a point;

Thence N 86°52'00" W 40.07 feet to a point;

Thence S 00°06'00" W 249.28 feet to a point;

Thence N 89°15'00" E 231.68 feet to a point on the westerly right of way line of Edelweiss Street;

Thence N 00°00'00" E 255.16 feet along said westerly right of way line to the Real Point of Beginning of this description.

Such parcel containing 59,030 square feet (1.355 acres), more or less, together with their appurtenances.

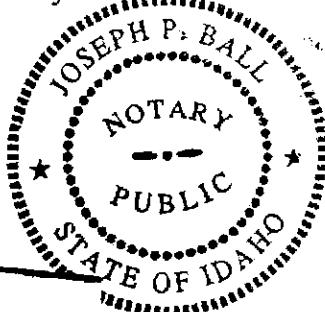
Dated: September 29, 1997

Ingwar Beynun
 INGWAR BEYNUN

Kathleen Beynun
 KATHLEEN BEYNUN

STATE OF IDAHO, County of ADA, ss.

On this 29th day of September, in the year of 1997, before me personally appeared, Ingwar Beynun and Kathleen Beynun, known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument, and acknowledged to me that they executed the same.



Notary Public: *Joseph P. Ball*
 Residing at: 3355 N. Five mile, Boise, ID 83713
 My Commission Expires: 9/2/99

AGREEMENT AND CONTRACT

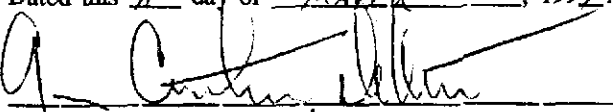
Know all men by these presents:

That this contract, made by and between *THE FLANNAGAN GROVE TRUST*, party of the First Part, and Ingwar Beynum and Kathleen Beynum known as Party of the Second Part, for the purpose of establishing an Independent Contract relationship and Contractual Agreement between the parties hereto absolutely excluding an employee-employer style relationship.

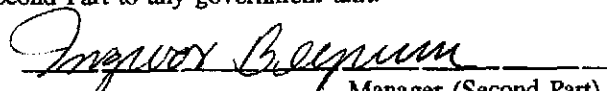
That the Party of the First Part and the Party of the Second Part do covenant and agree as follows:

1. That the Part of the Second Part will provide, but not be limited to, the following kinds of services: Provide general management services as directed by the Board of Trustees.
2. That to the Party of the Second Part will be conveyed property as follows: All housing costs, auto expenses, and a reasonable expense account. Lastly, reasonable value per month in property for services rendered, plus any other expenses approved by the Board of Trustees.
3. All equipment, tools or supplies will be provided by the Party of the Second Part or may be rented from the Party of the First Part, except as follows: Any equipment, tools or supplies not available from the party of the First Part will be rented from the Trust at Ten Dollars (\$10.00) United States Silver coin, for the length of time required to accomplish task(s).
4. The Party of the Second Part states, certifies and affirms that he/she is acting as a free agent and Independent Contractor, holding himself/herself out to the General Public as being an Independent Contractor for other work or Contracts as he/she sees fit; that he/she may run ads in the newspapers and other publications offering services to the general public, may maintain his/her address below stated and may carry business cards; that this Contract is not exclusive. The Party of the First Part possesses no right hereunder to discourage or inhibit the Party of the Second Part's rights to enter any other contracts as he/she sees fit.
5. This Contract shall run from day to day or until the Party of the second Part either resigns, upon his/her demise or is removed by the unanimous decision of the Board of Trustees for violation of the Trust instrument; both parties are equally bound to this Contract.
6. The Party of the Second Part may start work or cease work at will, as long as the Contract is performed and accomplished satisfactorily and promptly; no supervision of the Party of the Second Part will be made by the Party of the First Part in details of the work to be performed after the initial period of introduction to the object of the Contract described herein.
7. The Party of the Second Part agrees to accept full responsibility for any and all taxes that may be lawfully due to any government unit and to hold the Part of the First Part harmless from any liability from the nonpayment of taxes that may be lawfully due from the Party of the Second Part to any government unit.

Dated this 11th day of March, 1992.


Trustee (First Part)

CTCRP-111


Manager (Second Part)


Manager (Second Part)

4/5/1989.

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME DavisCLAIM IDENT. NO. AC03-20869DATE RECEIVED 9-8-89CK # CO11344AMOUNT \$ 25

YES	NO	Required Info?
-----	----	----------------

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ *
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ *
Is the period of use included? ☒ YES ☐ NO ☐ *
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ *
Is the consumptive use correct? ☒ YES ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO ☐ *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by: retDate: 11/18/90

Claim must be returned to claimant:

(Yes) ☐ (No) ☐

Claimant must be notified of modifications:

(Yes) ☐ (No) ☐

Receipt Prepared by: _____

Claim data entered by: _____

Sent to claimant by: _____

Date: _____

Date: _____

Date: _____

Checked by: _____

Date: _____

MICROFILMED

Comments: _____

SEP 03 1990

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

NOV 19 1999

WATER RESOURCES
WESTERN REGION



63-20869

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NOT DELIVERABLE
TO ADDRESSEE
MAYNE DAVIS
JANELLE DAVIS
EDELWEISS
MERIDIAN ID 83642

63642-83642/5082

DATE: 11/02/99
PAGE: 1

DIVERSION

0-060 CFS

Stage: BENEFICIAL USE

ADA County

ES	MS	AM	EM
35	35	35	35

EN

STOCKWATER, 5-6 RANGE CATTLE

AJ0749NP
No. 63-20869

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

DATE: 11/02/99
PAGE: 2

Remarks: PARCEL NO. S 0533131400

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc:

Water District Number:

Field Inspection Flag:
Presumption Flag:

Comments: Date: 11/02/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 11/02/99 DBUFFING



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 4, 1999

DIRK KEMPTHORNE
GOVERNOR

RE: Water Right No. 63-20869

KARL J. DREHER
DIRECTOR

FLANAGAN GROVES TRUST
3355 N FIVE MILE RD #263
BOISE ID 83713

Dear Property Owners:

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

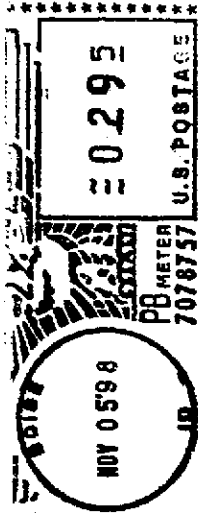
Enclosures

cc: Wayne and Janelle Davis

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

ADDRESS SERVICE
REQUESTED

PRESORTED
FIRST CLASS



SECTION CREDIT CARD DEBIT CARD

IMPORTANT WATER RIGHT INFORMATION

63-20869
WAYNE DAVIS
JANELLE DAVIS
4041 EDELWEISS
MERIDIAN ID 83642

RECEIVED
NOV 13 1998

NOT DELIVERED
AS ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER

DAVID 041 03 05 11/07/98
RETURN TO SENDER
NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

83642X566A 1-



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

October 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

63-20869

WAYNE DAVIS

JANELLE DAVIS

4041 EDELWEISS

MERIDIAN ID 83642

RE: Domestic and/or Stockwater Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 63 (the drainage area of the Boise River). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 63 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Boise, Caldwell, Payette, Emmett, Idaho City, Fairfield, or Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period next year. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

Enclosure 1: Instructions for Reviewing Water Rights
Enclosure 2: Recommended Water Rights for Basin 63
Enclosure 3: Recommended Domestic and Stockwater Rights for Basin 63
Enclosure 4: Recommended Irrigation and Other Water Rights for Basin 63

DATE: 06/21/98
PAGE: 1

PAGE: 1

PRIORITY
DATE

01-01 12-31

01-01 12-31

DIVERSION:

Stage: BENEFICIAL USE

ADA County

STOCKWATER

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ANNEX :

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ADA

S: 1 HOME

TLERS IRR.

of Approval:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A

- DETERMINATION OF HISTORICAL BENEFICIAL USE.

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000

- GALLONS PER DAY.

XP

STOCKWATER, 5-6 RANGE CATTLE

PARCEL NO. S 0533131400

Exam Made Date:

Verified Date:

Objection Filed Date:

Water District Number:

Field Inspection Flag:

Presumption Flag:

06/21/98 CRAWLER

AJ5809NP
No. R63-20869

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/12/98
PAGE: 190

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WAYNE DAVIS	08/20/1972	STOCKWATER	01-01 12-31	0.02 CFS	
C	JANELLE DAVIS		DOMESTIC	01-01 12-31	0.04 CFS	
	4041 EDELWEISS					
	MERIDIAN ID 83642					
	(208) 375-7213					
				TOTAL DIVERSION:	0.06 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

ADA County

Point(s) of Diversion: T04N R01E S33

SWSWNE

Place of Use Legal Description for: STOCKWATER

NE		NW		SW		SE	
NENE	NWNE	SUNE	SENE	NENW	NWNW	SWNW	SESW
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	01E	33					

Place of Use Legal Description for: DOMESTIC

NE		NW		SW		SE	
NENE	NWNE	SUNE	SENE	NENW	NWNW	SWNW	SESW
Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	01E	33					

POU County: ADA

Non-Irrigation Uses: 1 HOME

Other Rights: SETTLERS IRR.

Conditions of Approval:

- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
- DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
- GALLONS PER DAY.

Remarks: EXP 5-6 RANGE CATTLE
P/S 0533131400

Objection Filed Date:

Verified Date:

Dates: Exam Made Date:

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

Audit: 02/19/97 CORR2 02/21/97 CORR5 10/22/97 CORR2



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 1996

RECEIVED

MAY 08 1996

WATER RESOURCES
WESTERN REGION

NEW PROPERTY OWNER
4041 EDELWEISS
MERIDIAN ID 83642

RE: Snake River Basin Adjudication (SRBA)
Notice(s) of Claim Nos. #A63-20869

Dear New Property Owner:

A legal notice mailed recently by IDWR was returned to us by the Post Office. The notice was mailed to an apparent former owner at your address who has or had this property or others in the area.

Before we can modify our records to reflect your new ownership of the property and water rights referenced above, we need Form 42-1409(7) completed and returned. We have enclosed this form for your use.

Please contact this office at 208/327-7862 or call us toll-free at 800/451-4129 if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosure:

Form 42-1409(7)

MICROFILMED
OCT 09 1998

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

**In Re Snake River Basin Adjudication Case
No. 39576**

**) Notice of Filing Director's Report and Supplemental
) Director's Report Part II & III, United States' and Tribal
) Non-consumptive Claims.**

**TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:**

**THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.**

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

51261
Idaho Department of Water Resources

DAVID041 435422020 IN 04/19/95
RETURN TO SENDER
NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

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APR 21 1995
Department of Water Resources

WAYNE DAVIS
JANELLE DAVIS
4041 EDELWEISS
MERIDIAN ID 83642

MICROFILMED
OCT 09 1996

listing
95-96
ph. bk.

63-20869-



State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000
Phone: (208) 327-7900 FAX: (208) 327-7866

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Department of Water Resources

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 8, 1996

RECEIVED

MAY 15 1996

WATER RESOURCES
WESTERN REGION

NEW PROPERTY OWNER
4041 EDELWEISS
MERIDIAN ID 83642

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Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosure:

Form 42-1409(7)

ops! sent on 5-14-96. & cover ltr.
-ps

MICROFILMED
OCT 09 1996

WATER RIGHT NUMBER - A63-20869

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (O) NUMBER -

*** C - CURRENT OWNER ***

DAVIS

WAYNE

1 - 4041 EDELWEISS

2 -

3 -

CITY- MERIDIAN

PHONE - 208-375-7213

STATE- ID ZIP- 83642

DAVIS

JANELLE

1 - 4041 EDELWEISS

2 -

3 -

CITY- MERIDIAN

PHONE - 208-375-7213

STATE- ID ZIP- 83642

1 - PRIORITY DATE - - - +

08/20/1972

14 WESTERN

2 - REGION - - - +

3 - STAGE - - - +

4 - BENEFICIAL USE

5 - STATUS - - - +

1 - SOURCE - - - - +

GROUNDWATER

2 - TRIBUTARY - - - - +

3 -

4 -

5 -

1 - POINT OF DIVERSION - - - - +

2 - COUNTY

3 - RFLG

4 - LOT

5 - TRACT

6 - SEC

7 - SW SW NE

8 - (1) ADA

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