

SEP 16 2010

Department of Water Resources
Eastern RegionIN 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 SYSTEMCIVIL CASE NUMBER: 39576
Ident. Number 21-13112
Date Received _____
Receipt Number _____AMENDED NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW1. Name of Claimant(s) DGM Properties, LLC; G&S Development, LLC; Funk-Drussel, LLC; Wengreen Development, LLC Phone(208) _____Mailing Address 5990 Gleneagles Dr., Idaho Falls, ID Zip 834012. Date of Priority (Only (1) per claim) June 1, 19453. Source of water supply (a) Ground water

which is tributary to (b) _____

4.a. Location of existing point of diversion is:
Township 15N Range 43E Section 6, 1/4 of NW 1/4 of NW 1/4, Govt. Lot 2,
County of Fremont
Parcel (PIN) No. _____Additional points of diversion if any: 15N, 43E, Sec. 6, NW 1/4 NW 1/4, Gov't. Lot 2.

If Available, GPS Coordinates: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____ending point is: Township _____ Range _____ Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. Existing well.

6. Water is claimed for the following purposes: _____ (Both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 05/01 to 10/31 amount 0.09 cfs or _____7. Total quantity claimed (a) 0.09 (cfs) and/or (b) _____ (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

9. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instruction for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TLS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
15N	43D	6						4.3											4.3

Parcel (PIN) No(s). _____

Total number of acres irrigated 4.3

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

11. 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.

12. Describe any other water rights used at the same place and for the same purposes as described above.
21-7362 or None ()

13. Remarks:

This resort has been landscaped and irrigated since at least 1945. When the water rights were filed for in the SRBA, the applicant inadvertently left off the irrigation portion of his water rights.

14. Basis of Claim (Check one) Beneficial Use ☒ Posted Notice ☐ Permit ☐ Decree ☐ License ☐
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

15. 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 Organizations: I do solemnly swear or affirm under penalty of perjury that I am attorney for DGM Properties, LLC, G&S Development, LLC; Funk-Drussel, LLC; Wengreen Development, LLC, that I have signed the foregoing document in the space below as attorney for DGM Properties, LLC, G&S Development, LLC; Funk-Drussel, LLC; Wengreen Development, LLC, and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

Robert L. Jaramis

Title and Organization Attorney, DGM Properties, LLC, G&S Development, LLC; Funk-Drussel, LLC; Wengreen Development, LLC, Date _____

Last Name DGM Properties, LLC, G&S Development, LLC; Funk-Drussel, LLC; Wengreen Development, LLC, Ident. Number 21-13112

17. Notice of Appearance:

Notice is hereby given that I, Robert L. Harris, will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Robert L. Harris
Address PO Box 50130, Idaho Falls, ID 83405-0130
Date September 15, 2010

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Last Name DGM Properties, LLC, G&S Development, LLC; Funk-Drussel, LLC; Wengreen
Development, LLC, Ident. Number 21-13112