

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 37-7463
Date Received: 10/26/1989
Receipt No: M005002
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RAYMOND F HOLT Phone: (208)454-2352

9941 ROSEBUD DR
NAMPA ID USA 83687

2. Date of Priority: 11/05/1975

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01S	14E	15	SE SE NE	CAMAS	

5. Description of diverting works:

1 WELL 355' DEEP 16" CASING WITH 75 HP MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.93	

7. Total Quantity Appropriated is:
1.93 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01S	14E	15	NE NE	IRRIGATION	38
			SE NE	IRRIGATION	39
			NW NE	IRRIGATION	37

SW NE IRRIGATION 40
Section Acres 154
Total Acres 154

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:

14. Remarks:

***** LIENHOLDER ADDED 10/28/94 ADM.

15. Basis of Claim: License

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
of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

WARRANTY DEED

For Value Received Lewis M. Davenport, as his sole and separate property

Hereinafter called the Grantor, hereby grants, bargains, sells and conveys unto

Raymond F. Holt, a married man subject to the community interest of his spouse

whose address is: 2100 N Zircon Place, Meridian, ID 83642-3420

Hereinafter called the Grantee, the following described premises situated in Camas County, ID, to-wit:

NE 1/4, Section 15, Township 1 South, Range 14 East of Boise Meridian; Except a parcel of land being North 662.3 feet of West 420.0 feet of the NW1/4NE1/4 of Section 15, Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho

73586

Recorded at the Request of

First American Title
at 3:25 PM
December 7, 1999
in Book 31 Page 587
of Deeds

ROLLIE BENNETT

CAMAS COUNTY RECORDER

By Rollie Bennett

Fees \$ 3.00

SUBJECT TO all easements, right of ways, covenants, restrictions, reservations, applicable building and zoning ordinances and use regulations and restrictions of record, and payment of accruing present year taxes and assessments as agreed to by parties above.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee and to the Grantee's heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: November 23, 1999

Lewis M. Davenport

Lewis M. Davenport

STATE OF Idaho

COUNTY OF Gooding

On this 26th of Nov 99, before me, a Notary Public in and for said State, personally appeared Lewis M. Davenport, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that he executed the same.

Denise Hofstetter

Notary Public of Idaho

Residing at: Gooding

Commission Expires: 4-7-2003



SCANNED

DEC 07 2006

QUITCLAIM DEED

For Value Received Lewis M. Davenport, as his sole and separate property

do hereby convey, release, remise and forever quit claim unto

Raymond F. Holt, a married man subject to the community interest of his spouse

whose address is: 2100 N Zircon Place, Meridian, ID 83642-3420

Hereinafter called the Grantee, the following described premises situated in Camas County, ID, to-wit:

All water rights appurtenant to the following described real property including but not limited to well license number #37-7463.

NE 1/4, Section 15, Township 1 South, Range 14 East of Boise Meridian; Except a parcel of land being North 662.3 feet of West 420.0 feet of the NW1/4NE1/4 of Section 15, Township 1 South, Range 14 East, Boise Meridian, Camas County, Idaho

together with their appurtenances.

Dated: December 2, 1999

Lewis M. Davenport

73587

Recorded at the Request of
FIRST AMERICAN
at 3130 P
12-7, 1999
in Book 31 Page 588
of DEEDS
ROLLIE BENNETT
CAMAS COUNTY RECORDER
By [Signature]
Fees \$ 3.00

STATE OF ID)

County of Gooding

On December 2, 1999, before me a Notary Public of said State, personally appeared Lewis M. Davenport, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

Denise Hofstetter
Notary Public for ID.
Residing at Gooding
My Commission Expires: 4-7-2003



SCANNED

DEC 07 2006



Idaho Department of Water Resources

SRBA Recommendation:

37-7463

DEC 06 2006

TOE
LINES

Legend

⊙ Point of Diversion
Place of Use



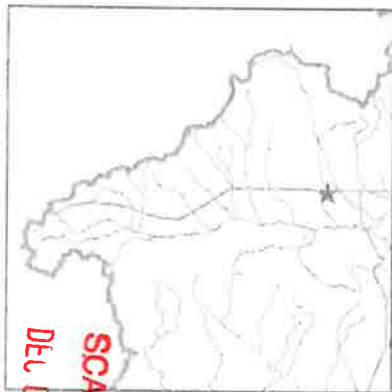
Townships



PLS Sections

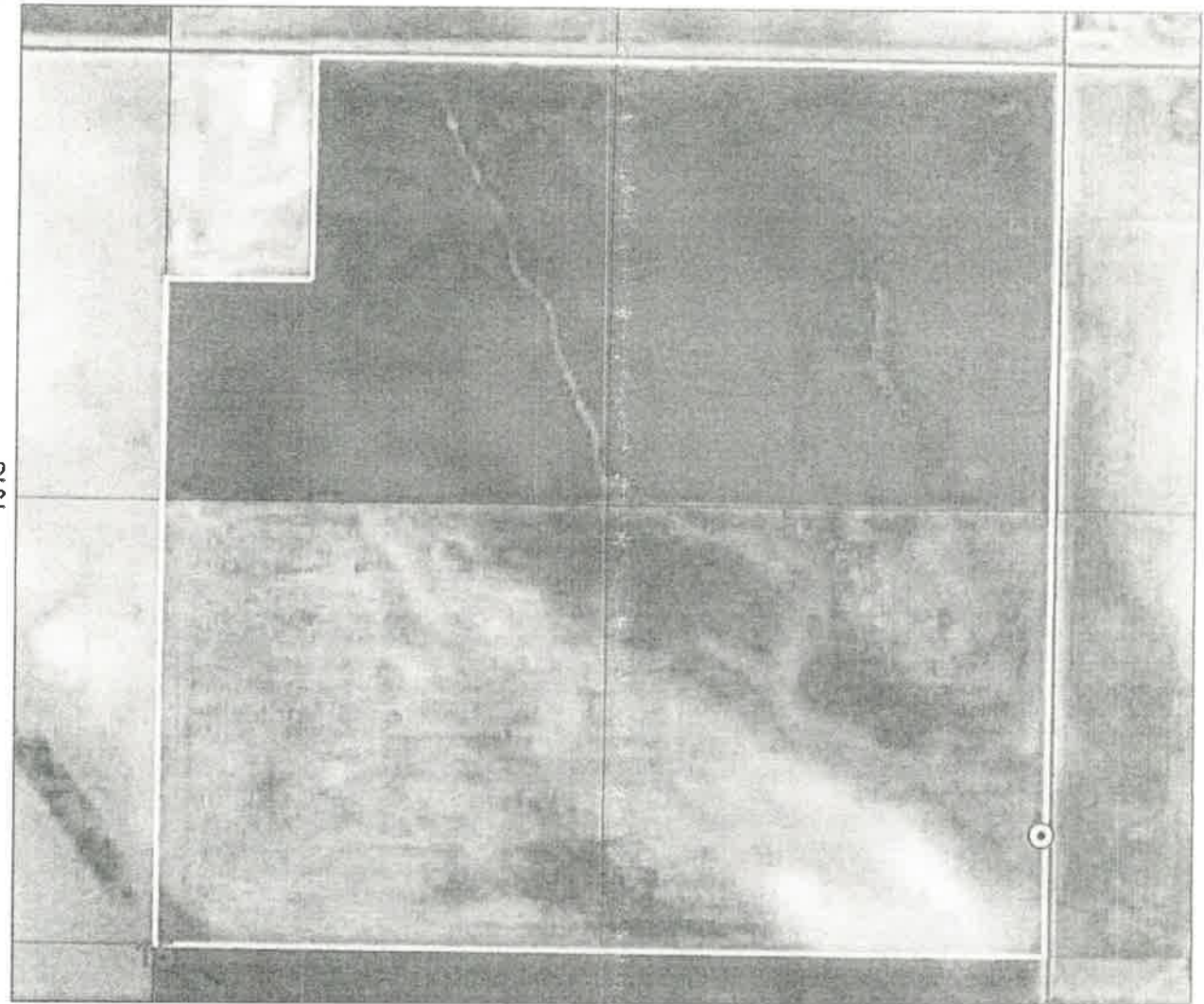


Quarter Quarters



T01S

R14E



0

0.25

0.5 Miles



Dec 07 2006
SCANNED

Camas County
IDWR Basin 37

Prepared by M. Anders
On Tuesday, September 19, 2006
1987/88 Aerial Photography

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: A37-07463
Date Received: 10/26/1989
Receipt No: 4005003
Received By: J re

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEWIS M. DAVENPORT 208-934-5604
Address: 1737 E. 1800 S.
GOODING, ID 83330

2. Date of Priority: NOV 05, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01S	14E	15	SE	SE	NE		CAMAS

5. Description of diverting works:
1 WELL 355' DEEP 16" CASING WITH 75 HP MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.930		

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

8. Total consumptive use is 385.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	14E	15	NE	NE		IRR	38.0
			NW	NE		IRR	37.0
			SW	NE		IRR	40.0

A37-07463

Page 1

DATE 10/26/89

MICROFILMED
FEB 24 1993

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	14E	15	SE	NE		IRR	39.0

Section Acres 154.0

Total Acres 154.0

11. Place of use in counties: CAMAS

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
FEB 24 1993

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): *[Signature]* Date: 10-26-89

Date: _____

State of Idaho)
County of Carne) SS.

Subscribed and sworn (or affirmed) before me this 26 day
of Oct 19 89

John Paul Carhen
Notary Public

Seal

Residing at Bonne Id
My Commission Expires 6/7/94



MICROFILMED
FEB 24 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
 DEC 04 2006
 WATER RESOURCES
 WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
<u>37-07463</u>	<u>37-07463</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Lewis M. Davenport
1737 E. 1800 S., Gooding, ID 83330
4. New Owner/Claimant(s) Raymond F. Holt
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 9941 Rosebud Drive
- City, State and ZIP Code Nampa, ID 83687
- New Telephone Number (208) 4542352
5. Date you acquired the property November 23, 1999

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DEC 07 2006

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, home s, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, home s, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Raymond F. Holt
Raymond F. Holt

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

SCANNED
DEC 07 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 37-7463 V1

WATER RIGHT NUMBER: 37-7463 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RAYMOND F HOLT 9941 ROSEBUD DR NAMPA, ID 83687 (208)454-2352
Original Owner	LEWIS M DAVENPORT 1737 E 1800 S GOODING, ID 83330 (208)934-5604

Priority Date: 11/05/1975

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.930 CFS	460.90 AF
	<u>Total Diversion:</u>	1.930 CFS	460.90 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4NE1/4	Sec. 15, Twp 01S, Rge 14E, B.M.
CAMAS County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01S	14E	15	38.0	37.0	40.0	39.0													154.0

Total Acres: 154

Conditions of Approval:

1. 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:Comments:

09/19/2006

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

RIGHT NUMBER: 37-7463

NAME AND ADDRESS: LEWIS M DAVENPORT
1737 E 1800 S
GOODING ID 83330

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.930 CFS
460.900 AFY

PRIORITY DATE: 11/05/1975

POINT OF DIVERSION:

T01S R14E S15 SESENE Within CAMAS County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.930 CFS
460.90 AFY

PLACE OF USE: IRRIGATION Within CAMAS County

T01S R14E S15	NENE	38.00	T01S R14E S15	NWNE	37.00
T01S R14E S15	SWNE	40.00	T01S R14E S15	SENE	39.00

154 ACRES TOTAL

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License



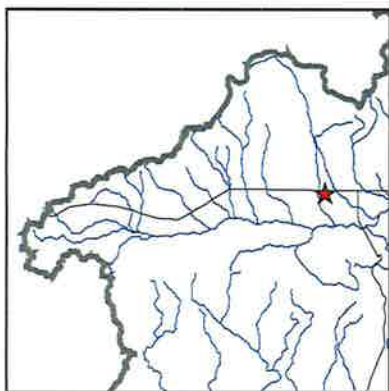
Idaho Department of Water Resources

SRBA Recommendation:

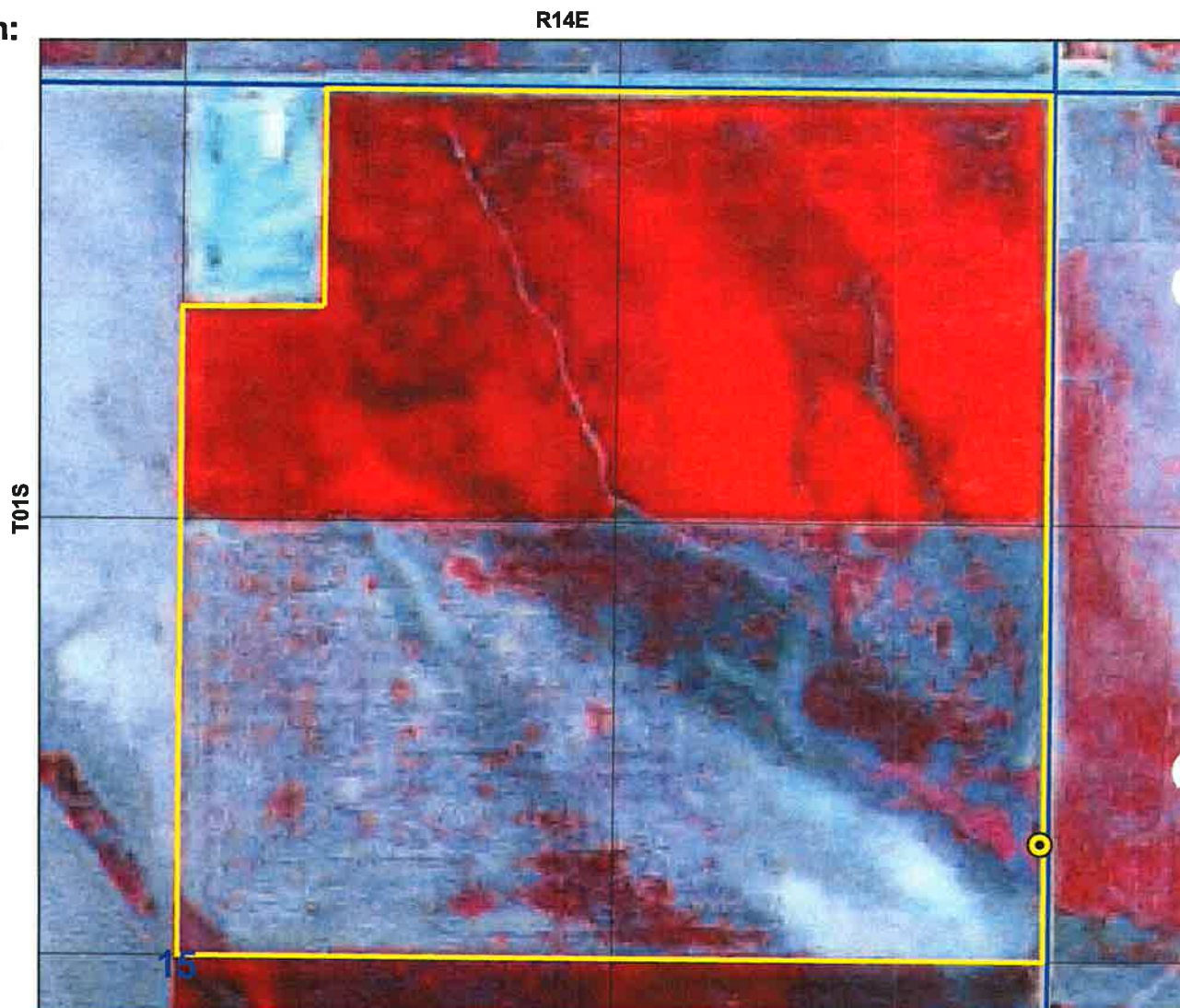
37-7463

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Camas County
IDWR Basin 37



Prepared by M. Anders
On Tuesday, September 19, 2006
1987/88 Aerial Photography

Adjudication Claim Notes

Claim(s): 37-7463

Background Data

- Source is Groundwater
- Licensed for 1.93 cfs on 154 acres
- Claimed for 1.93 cfs on 154 acres

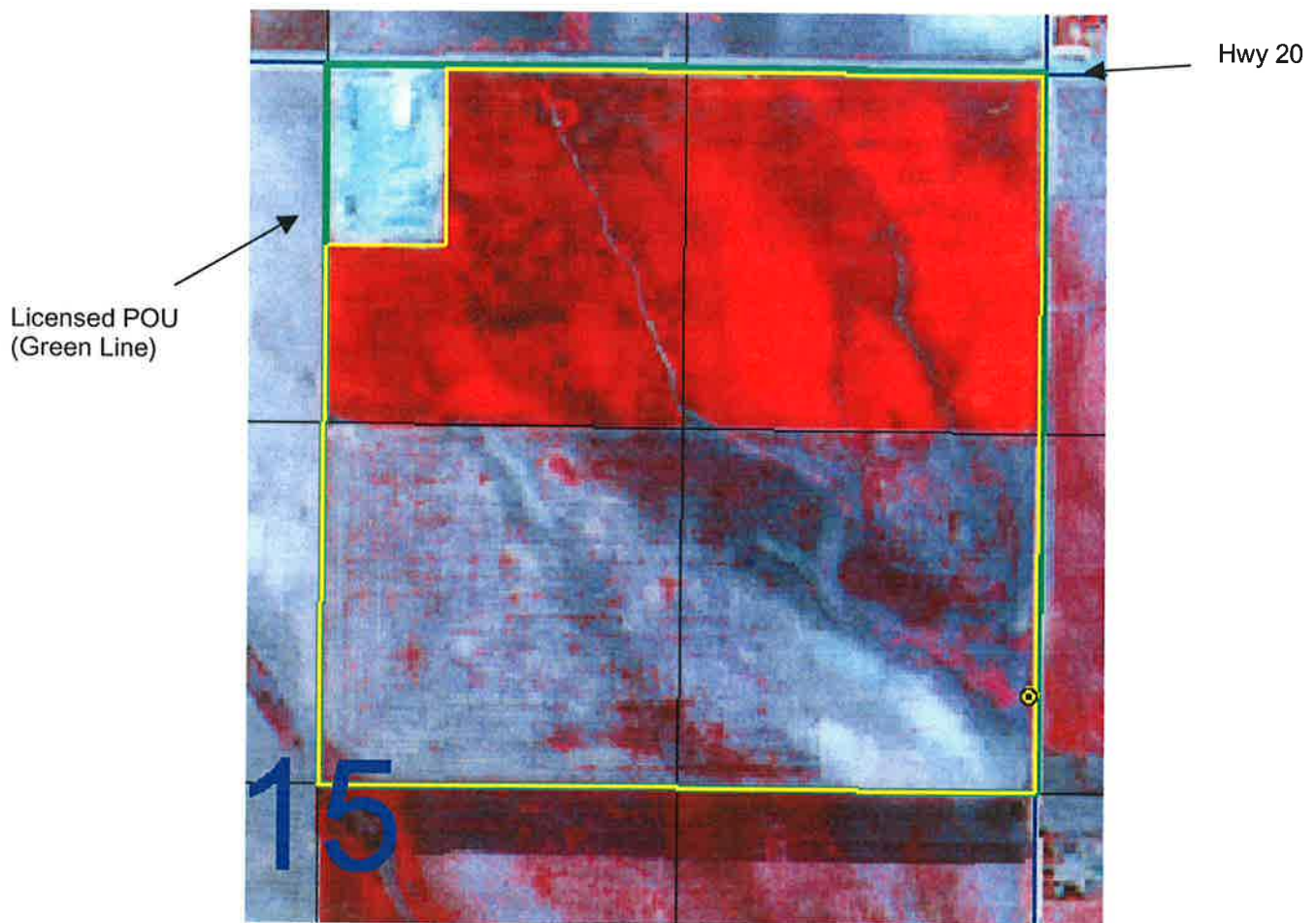
Place Of Use Data

Yellow line is the draft Place of Use created by IDWR based on historical data and records.

Yellow dot is draft Point of Diversion created by IDWR based on historical data and records.

Green line is decreed/licensed POU (this may only represent the Quarter-Quarter sections of the decree/license)

1987 Aerial Photo



Notes

T1S R14E Section 15

- Found 152 acres
- POD digitized based on license documents and USGS map
- Possible ownership change: claimed by Lewis Davenport – tax records indicate land owned by Raymond Holt
- Claim 37-13197 overlaps this land, but that claim does not appear to be valid for this land. In Claim 37-13197 is for 513 acres like the rest of the Reedy claims, but only the QQ are listed in this section, no acreage. This land is not part of the same distribution system used for the rest of the land in Reedy's claim. Tax records also indicate Reedy does not own the land.
- Data used for review: 1987, 1992, & 2004 aerial photos, Camas Co Tax Records, Idaho Ownership (idown.shp), & USGS 1:24,000 Topo

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that LEWIS M. &/or DIANNE DAVENPORT

(both dates inclusive)

Description and location of place of use:

Total number of acres irrigated 154

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 29th day of May, 19 81.

Director

DRT

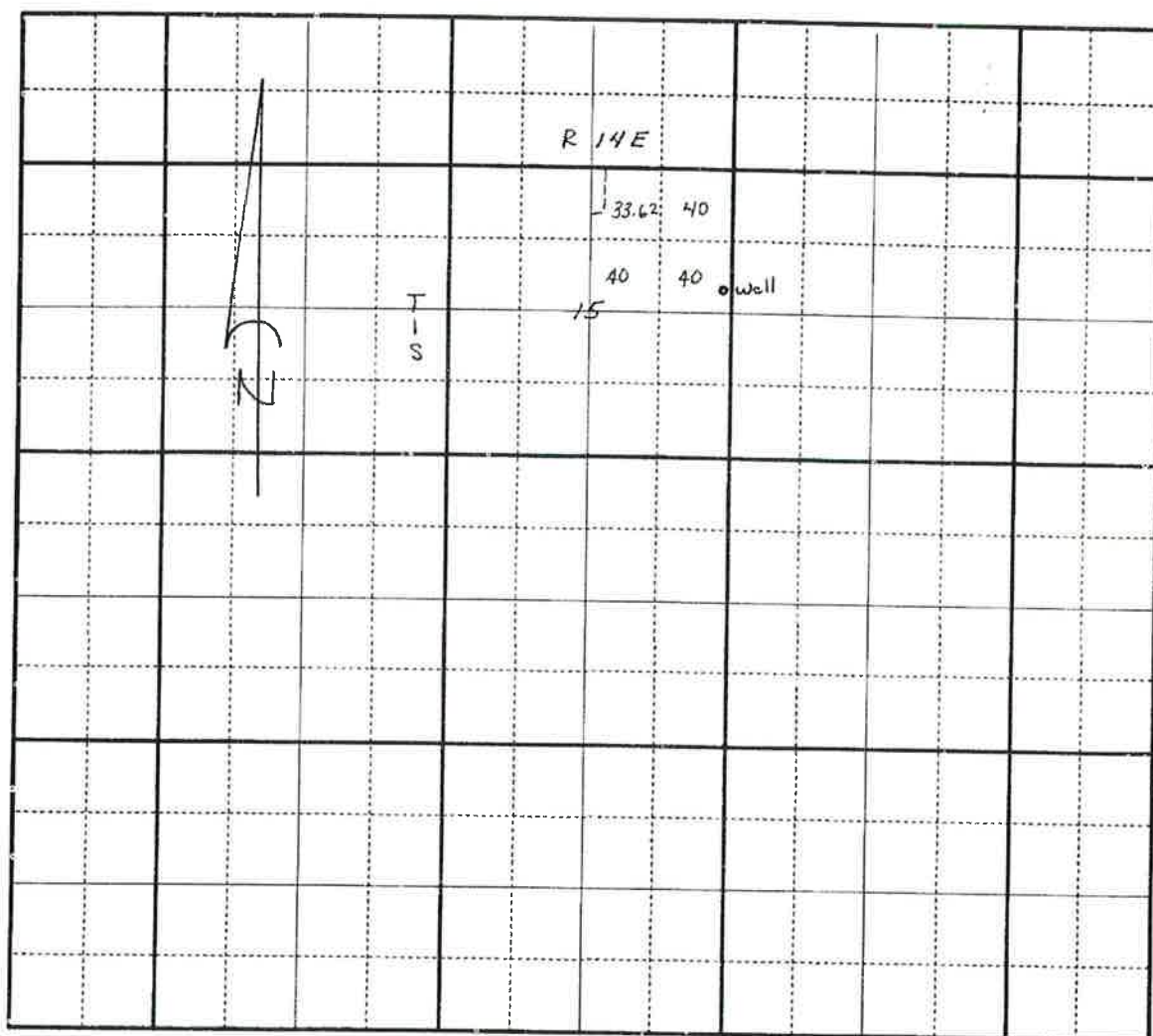


Diagram of System



State of Idaho

DEPARTMENT OF WATER RESOURCES

Southern Region, 222 Shoshone St. East, Twin Falls, Idaho 83301 (208) 736-3033

CECIL D. ANDRUS
Governor

R. KEITH HIGGINSON
Director

October 28, 1994

David M Brown
The Mutual Life Insurance Co of New York
One Mid Rivers Mall Dr
Suite 120
St Peters, MO 63376

RE: Lienholder addition to SRBA Records A37-07393, A37-07408 &
A37-07463

Dear Mr. Brown:

In response to your October 10, 1994 letter our office has changed the electronic record for the above listed Snake River Basin Adjudication (SRBA) claims. Please find enclosed copies of proof reports for these changed records.

Your letter also referenced stock certificates from the Big Wood Canal Co. Since our department does not deal with these records I recommend that you contact the Big Wood Canal Co. directly.

In checking our database I found A37-11206 in the name of L. M. Davenport. Please find a proof report for this claim for your review. Please note that since this claim was not specifically listed in your "Exhibit B" this record was not changed.

If you have questions please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Allen Merritt'.

Allen Merritt
Acting Southern Region Manager

CC: Lewis M Davenport, 1737 E 1800 S, Gooding, ID 83330