

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 37-10696
Date Received: 7/26/1988
Receipt No: S001087
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BARBARA BENSON Phone: (208) 788-2111
PO BOX 645
BELLUEVE ID 83313

2. Date of Priority: 06/19/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	19E	18	SW SW SW	BLAINE	

5. Description of diverting works:

WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 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
01N	19E	18	SW	SW	DOMESTIC	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

IRRIGATION PURSUANT PERMITS 37-8384 AND 37-8660.
CLAIM AMENDED 9/6/01 TO CORRECT USES AND PLACE OF USE. DJ.

IRRIGATION APP. CURRENTLY NOT APPROVED

15. Basis of Claim: Beneficial Use

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

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

RECEIVED
SEP 14 2001
Department of Water Resources
Southern Region

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
37-0353 F	A37-00353 H				
	A37-10696				

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)

REID AND KIMBERLY KANTENWEIN
PO BOX 1525, HAILEY, ID 83333

- X 4. New Owner/Claimant(s)

BARBARA J. "MONTANA" BENSON

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

P.O. Box 645

City, State and ZIP Code

BELLEVUE, IDAHO 83312

New Telephone Number

() _____

- X 5. Date you acquired the property

09/07/01

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, homes, 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, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

X 7.

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

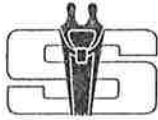
Barbara J. "Martana" Benson

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 _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

ACCEPTED & APPROVED BY:
Barbara J. Montana Benson



WARRANTY DEED

For Value Received REID E. KANTENWEIN AND K. KIMBERLY KANTENWEIN, husband and wife

the Grantor hereby grants, bargains, sells, conveys and warrants unto BARBARA "MONTANA" BENSON, a single woman

the Grantee whose current address is: P.O. BOX 645, BELLEVUE, ID 83313

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND BY THIS REFERENCE INCORPORATED HEREIN.

Parcel Number: 01N19018105KA

SUBJECT TO: Current General Taxes, a lien in the process of assessment, not yet due or payable. Easements, restrictions, reservations, provisions of record, and assessments, if any.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that it is the owner in fee simple of said premises; that said premises are free from all encumbrances and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 04, 2001

Reid E. Kantenwein
REID E. KANTENWEIN

K. Kimberly Kantenwein
K. KIMBERLY KANTENWEIN

State of IDAHO

ss.

County of BLAINE

On this 7th day of September, 2001, before me, the undersigned, a Notary Public, in and for said State, personally appeared REID E. KANTENWEIN and K. KIMBERLY KANTENWEIN

known to me, and/or identified to me on the basis of satisfactory evidence, to be the person(s) whose name is/are subscribed to the within instrument and acknowledged to me that they executed the same.

WITNESS MY HAND AND OFFICIAL SEAL.

Michelle C. Peterson
Notary Public
Residing at: Bellevue, Idaho
Commission Expires: Aug. 4, 2006



LEGAL DESCRIPTION

Order Number: 01010244

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 18: BEGINNING at the Southwest corner of Section 18; thence N. $0^{\circ}26'51''$ W., 660.609 feet; thence N. $89^{\circ}34'03''$ E., 649.251, feet; thence S. $0^{\circ}30'32''$ E., 659.962 feet; thence S. $89^{\circ}30'38''$ W. 649.960 feet to the POINT OF BEGINNING.

There is also granted hereby an easement to be appertenant to the land first above described for roadway purposes and to provide rights of ingress and egress to the grantee herein which easement is described as follows:

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 13: A parcel of land more particularly described as follows:

COMMENCING at an iron pin marking the Southeast corner of said Section 13 thence N. $0^{\circ}27'55''$ W., 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the REAL POINT OF BEGINNING; thence Continuing N. $0^{\circ}27'55''$ W., 60.00 feet along said East boundary to an iron pin; thence S. $89^{\circ}32'05''$ W., 1,325.65 feet to an iron pin on the East boundary of U.S. Highway No. 93; thence S. $0^{\circ}59'45''$ E., 60.00 feet along Highway boundary to an iron pin; thence N. $89^{\circ}32'05''$ E., 1,325.10 feet to the POINT OF BEGINNING.

Excepting however from the parcel first above described a right-of-way for roadway purposes described as beginning at a point from which the southwest corner of said Section 18 bears S. $89^{\circ}30'38''$ W., 649.960 feet; thence N. $0^{\circ}30'32''$ W., 659.962 feet; thence S. $89^{\circ}34'03''$ W., 30.00 feet; thence S. $0^{\circ}30'32''$ E., 611.012 feet; thence 15.504 feet along a curve right with a radius of 20.00 feet, a central angle of $44^{\circ}24'56''$, a tangent of 8.165 feet and a chord of 15.119 feet which bears S. $22^{\circ}44'40''$ W.; thence 38.743 feet along a curve left with a radius of 50.00 feet and a central angle of $44^{\circ}23'46''$, a tangent of 20.403 feet and a chord of 37.781 feet which bears S. $21^{\circ}42'31''$ W.; thence N. $89^{\circ}30'38''$ E., 50.00 feet to the POINT OF BEGINNING.

SCHEDULE A

Order Number: 01010244

1. Effective date: August 23, 2001 at 8:00 A.M.
2. Policy or Policies to be issued:

(a) A.L.T.A. Owner's (Standard)	Amount of Insurance \$ 399,000.00
Proposed Insured: BARBARA J. BENSON	
(b) A.L.T.A. Mortgagee's	\$
Proposed Insured:	
(c) Leasehold	\$
Proposed Insured:	
3. The estate or interest in the land described or referred to in this Commitment and covered herein is
fee simple
4. Title to the fee simple estate or interest in said land is at the effective date hereof vested in:
REID E. KANTENWEIN and K. KIMBERLY KANTENWEIN, husband and wife
5. The land referred to in this Commitment is described as follows:
See Attached Legal Description

SCHEDULE A

Order Number: 01010244

LEGAL DESCRIPTION

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 18: BEGINNING at the Southwest corner of Section 18; thence N. $0^{\circ}26'51''$ W., 660.609 feet; thence N. $89^{\circ}34'03''$ E., 649.251, feet; thence S. $0^{\circ}30'32''$ E., 659.962 feet; thence S. $89^{\circ}30'38''$ W. 649.960 feet to the POINT OF BEGINNING.

There is also granted hereby an easement to be appertenant to the land first above described for roadway purposes and to provide rights of ingress and egress to the grantee herein which easement is described as follows:

TOWNSHIP 1 NORTH, RANGE 18 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

SECTION 13: A parcel of land more particularly described as follows:

COMMENCING at an iron pin marking the Southeast corner of said Section 13 thence N. $0^{\circ}27'55''$ W., 1,231.22 feet along the East boundary of said Section 13 to an iron pin marking the REAL POINT OF BEGINNING; thence Continuing N. $0^{\circ}27'55''$ W., 60.00 feet along said East boundary to an iron pin; thence S. $89^{\circ}32'05''$ W., 1,325.65 feet to an iron pin on the East boundary of U.S. Highway No. 93; thence S. $0^{\circ}59'45''$ E., 60.00 feet along Highway boundary to an iron pin; thence N. $89^{\circ}32'05''$ E., 1,325.10 feet to the POINT OF BEGINNING.

Excepting however from the parcel first above described a right-of-way for roadway purposes described as beginning at a point from which the southwest corner of said Section 18 bears S. $89^{\circ}30'38''$ W., 649.960 feet; thence N. $0^{\circ}30'32''$ W., 659.962 feet; thence S. $89^{\circ}34'03''$ W., 30.00 feet; thence S. $0^{\circ}30'32''$ E., 611.012 feet; thence 15.504 feet along a curve right with a radius of 20.00 feet, a central angle of $44^{\circ}24'56''$, a tangent of 8.165 feet and a chord of 15.119 feet which bears S. $22^{\circ}44'40''$ W.; thence 38.743 feet along a curve left with a radius of 50.00 feet and a central angle of $44^{\circ}23'46''$, a tangent of 20.403 feet and a chord of 37.781 feet which bears S. $21^{\circ}42'31''$ W.; thence N. $89^{\circ}30'38''$ E., 50.00 feet to the POINT OF BEGINNING.

SCHEDULE B

Section 1

Order Number: 01010244

REQUIREMENTS

The following are the requirements to be complied with:

Item (a) Payment to or for the account of the grantors or mortgagors of the full consideration for the estate or interest to be insured.

Item (b) Proper instrument(s) creating the estate or interest to be insured must be executed and duly filed for record, to wit:

1. Delivery of a Warranty Deed from REED E. KANTENWEIN and K. KIMBERLY KANTENWEIN, husband and wife to BARBARA J. BENSON, and/or assigns to convey the property described herein.

2. Release of Deed of Trust dated October 19, 1993 executed by REED E. KANTENWEIN and K. KIMBERLY KANTENWEIN, husband and wife as Grantor(s), to TITLE AND TRUST COMPANY, an Idaho corporation as Trustee and FIRST SECURITY BANK OF IDAHO, N.A. as Beneficiary, to secure an indebtedness in the amount of \$61,000.00, recorded October 25, 1993, as Instrument No. 358274, records of Blaine County, Idaho.

3. Release of Deed of Trust dated March 2, 2001 executed by REED E. KANTENWEIN and K. KIMBERLY KANTENWEIN, husband and wife as Grantor(s), to SUN VALLEY TITLE as Trustee and FIRST SECURITY BANK, N.A. as Beneficiary, to secure an indebtedness in the amount of \$61,000.00, recorded March 6, 2001, as Instrument No. 448707, records of Blaine County, Idaho.

4. Delivery to the Company of the Affidavit as to Debts and Liens. Upon acceptance and review of said Affidavit, title will be subject to such further matters as appear necessary and appropriate following such review.

5. Pursuant to the State of Idaho Insurance Regulations, a cancellation fee is to be charged on all cancelled orders. Unless otherwise advised, orders will be considered cancelled six months after the effective date on the Commitment. The amount of the fee assessed shall be in accordance with our rate filing with the Idaho Department of Insurance.

If you should decide to change lenders within six months, this commitment can be transferred to avoid a cancellation charge.

SCHEDULE B
Section 2

Order Number: 01010244

EXCEPTIONS

The policy or policies to be issued will contain exceptions to the following unless the same are disposed of to the satisfaction of the Company:

1. Taxes or 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.
2. Any facts, rights, interests or claims which are not shown by the public records but which could be ascertained by an inspection of the land or by making inquiry of persons in possession thereof.
3. Easements, liens or encumbrances, or claims thereof, which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are 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.
6. 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.
7. General taxes for the year 2001, a lien not yet due and payable.

General taxes for the year 2000, a lien in the amount of \$1,858.74, which are paid in full. (Parcel No. 01N19018105KA)

NOTE: For informational purposes only, not under the insuring provisions of the policy.
8. Right-of-Way for irrigation ditches as reserved in that certain Warranty Deed recorded October 16, 1913, in Book 76 of Deeds, page 361, as Instrument No. 23826, records of Blaine County, Idaho.
9. Easement and Right-of-Way in favor of INTERMOUNTAIN GAS COMPANY, recorded November 16, 1965, in Book 180 of Deeds, page 191, as Instrument No. 123438, records of Blaine County, Idaho.
10. State of Idaho Easement in favor of INTERMOUNTAIN GAS COMPANY, recorded November 16, 1965, in Book 180 of Deeds, page 190, as Instrument No. 123437, records of Blaine County, Idaho.
11. Declaration of Deed Restrictions, Double D Ranch, recorded June 1, 1973, as Instrument No. 149543, First Amendment, recorded as December 30, 1999, Instrument No. 434997, records of Blaine County, Idaho.
12. Notices of liens if any, in favor of the State Tax Commission, the Department of Labor and Department of Health and Welfare of the State of Idaho filed in the office of the Secretary of State pursuant to Chapter 19, Title 45, Idaho Code. (The Idaho State Tax Commission electronically files liens with the office of the Secretary of State and not with the Blaine County Recorder. Until
Continued on next page

Continuation of Schedule B - Section 2

Order Number: 01010244

final review at closing, title may be subject to such further matters as appear necessary and appropriate following such review.)

Items 1-4 and 6 may be removed upon issuance of any ALTA Extended Coverage Policy.

Copies of all recorded documents outlined in this section are available upon request.

SCHEDULE A

Order Number: 01010244

LEGAL DESCRIPTION

TOWNSHIP 1 NORTH, RANGE 19 EAST, BOISE MERIDIAN, BLAINE COUNTY, IDAHO.

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RECEIVED**SEP 06 2001**

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

Department of Water Resources
IN RE THE CERTAIN ADJUDICATION
OF RIGHT TO THE USE OF WATERS FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 37-10696
Date Received: 7/26/1988
Receipt No: S001087
Received By: 

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

1. Name of Claimant(s)

KIMBERLY KANTENWEIN
BOX 3845
KETCHUM ID USA 83340

Phone: (208)726-3768

REID E KANTENWEIN
BOX 3845
KETCHUM ID USA 83340

Phone: (208)726-3768

2. Date of Priority: 06/19/1987

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
01N	19E	18	SW	SW	SW	BLAINE	

5. Description of diverting works:

WELL & PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	1/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:

1 Home.

10. Place of use:

Towaship	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	19E	18	SW	SW	DOMESTIC	

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:

14. Remarks:

IRRIGATION OCCURRING UNDER 37-8660 AND 37-8348

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:

9/6/01

Date:

9/6/01

State of Idaho

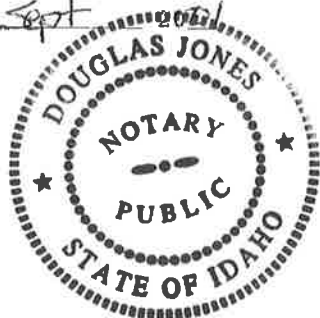
County of Twin Falls

SS.

Subscribed and sworn (or affirmed) before me this

6th

of

Sept 2001

Douglas Jones
 Notary Public

Residing at

Buhl ID

My commission Expires

8/8/2006

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: 39356

Ident. Number 937-10696

Date Received _____

Receipt Number _____

RECEIVED

JUL 14 1988

Department of Water Resources
Southern Region Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) KANTEN WEIN, REID E. +/or K/KIMBERLY Phone (208) 726-3768Mailing Address BOX 3845 KETCHUM Zip 833402. Date of Priority (Only one (1) per claim) 6/19/873. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 1N Range 19E Section 18,
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of BLAINE

Additional points of diversion if any: _____

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. WELL + PUMP

MICROFILMED

Copies: White-State, Yellow-Claimant
FEB 25 1993

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 03/15 to 11/15 amount .15 or _____

For DOMESTIC purposes from 01/01 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .15 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) D/I HOUSE

10. 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 instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>01N</u>	<u>19E</u>	<u>18</u>						~~NE~~					<u>D/I</u>						

Total number of acres irrigated 5

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

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.

or None /

14. Remarks:

Last Name _____ Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Claimant
FEB 25 1995

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice ☐ License ☐ Permit ☐

Decree ☐

If applicable provide IDWR Water Right Number

Court Case Number Decree Date

Plaintiff vs 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 do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) David E. Kantenwein Date June 30, 1988

Date

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

Title

of , that I have signed the foregoing

Organization

document in the space below as of

Title

Organization

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

Signature of Authorized Agent

Title and Organization Date

State of Idaho/or)
County of T.F.) SS.

Subscribed and sworn (or affirmed) before me this 30 day of June 19 88

SEAL

Notary Public Law White

Residing at T.F.

My Commission Expires 9/95

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, 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

Address

Date

Last Name Ident. Number

MICROFILMED

FEB 25 1993

Copies White-State, Yellow-Claimant

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: A37-10696
Date Received: 7/26/1988
Receipt No: S001087
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: REID E. KANTENWEIN 208-726-3768
Address: BOX 3845
KETCHUM, ID 83340

AND/OR
Name: KIMBERLY KANTENWEIN 208-726-3768
Address: BOX 3845
KETCHUM, ID 83340

2. Date of Priority: JUN 19, 1987

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	19E	18	SW	SW	SW		BLAINE

5. Description of diverting works:
WELL & PUMP

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		
IRRIGATION	03/15	11/15	0.150		

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

8. Total consumptive use is 15.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	19E	18	SW	SW		DOMEST IRR	5.0
						Section Acres	5.0
						Total Acres	5.0

11. Place of use in counties: BLAINE

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

13. Other Water Rights Used:
NONE

14. Remarks:
IRRIGATION APP. CURRENTLY NOT APPROVED.

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 _____

MICROFILMED
FEB 25 1993

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAL SERVICE

02 1A
0004310839

\$ 00.52⁰⁰

NOV 21 2006

MAILED FROM ZIP CODE 83702



NOT DELIVERABLE
AS ADDRESSED,
UNABLE TO FORWARD

SE

37-10694

37-353H

BARBARA BENSON
PO BOX 645
BELLEVUE ID 83313

Box 15

04/01/2005

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

RIGHT NUMBER: 37-10696

NAME AND ADDRESS: BARBARA BENSON
PO BOX 645
BELLEVUE ID 83313

VERIFIED BY KKC

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/19/1987

POINT OF DIVERSION:

T01N R19E S18 SWSWSW Lot 4 Within BLAINE County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

PLACE OF USE:

DOMESTIC Within BLAINE County

T01N R19E S18 Lot 4 SWSW

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: Beneficial Use



State of Idaho

DEPARTMENT OF WATER RESOURCES

1341 Fillmore Street, Suite 200, Twin Falls, ID 83301-3380

Phone: (208) 736-3033 FAX: (208) 736-3037

SOUTHERN REGION

September 14, 2001

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

BARBARA BENSON
PO BOX 645
BELLEVUE ID 83313

Re: SRBA Claim(s) 37-353H, 37-10696

Dear Ms. Benson:

Pursuant to the change in ownership request that has been submitted to the Department, we have changed the record of current ownership to you. Please find the enclosed copies of the computer records of the claim(s) noting the change in claimant. Review these records and if there is an error, or you have any questions, please contact this office.

Sincerely,

Trish Fawcett
Technical Records Specialist

Enc.

BLAINE COUNTY TITLE

DARYL J. FAUTH
PRESIDENT

208 SPRUCE AVENUE NORTH
P.O. BOX 3176
KETCHUM, IDAHO 83340

MELODY MATTSON
VICE PRESIDENT

IDWR Southern Region
1341 Fillmore Street, Suite 200
Twin Falls, ID 83301-3380

September 13, 2001

RECEIVED

SEP 14 2001

Department of Water Resources
Southern Region

RE: Escrow No. 01010244 KANTENWEIN/BENSON

Dear Sir/Madam,

With regards to the above described real estate transaction, please find enclosed the following:

____ Title Commitment
____ Closing Statement
____ Deed of Trust - Instrument No. _____
____ Note
____ **XX** Warranty Deed - Instrument No. _____
____ Quitclaim Deed - Instrument No. _____
____ Escrow Instructions
____ Tax Notice
____ Insurance Binder
____ Lender's Documents
____ Cover Letter(s) - Copy
____ **XX** Owner's Policy No. **0--**
____ Mortgagee's Policy No. _____
____ Endorsements _____
____ Lot Book Report
____ Lien Affidavit
____ **XX** Other: **Survey Map.**
____ Other: _____
____ Check # _____ in the amount of \$ _____
____ Representing: _____

If you should have any questions, please do not hesitate to contact the undersigned.

Sincerely,

BLAINE COUNTY TITLE

Cresta Swainston

Cresta Swainston
Escrow Assistant