

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner.

1. Permit No. 23-2080 (6-33473) Telephone No. 208-483-2305
2. Name of Permit Holder(s): Thomas M. Walsh
3. Mailing Address: P.O. Box 112
City SWAN VALLEY State ID Zip 83449
4. Source of Water: GROUNDWATER If GROUNDWATER (well), Date Drilled: mo. JUL / yr. 1967
Well Driller: COLE DRILLING & PUMP CO. Drilling Permit Number: N/A
5. Use(s) (as authorized by the water right permit):
Domestic (No. of households): 2 Stockwater (No. and type of stock): 2
Irrigation (No. of acres): 13 Other: _____
6. Total rate of diversion and/or volume for which proof is submitted: 0.26 cfs OR 3.5/acre acre-feet 45.5
7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is **not optional**. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)
Measuring Device: Is a measuring device required? Yes _____ or No ✓
Has the measuring device been installed? Yes _____ or No ✓
8. Fee Enclosed: \$ 100.00 (See Fee Schedule on back of the instructions for filing proof of beneficial use)
9. Person to contact to accompany the Department representative during field examination of the water system.
Name: Thomas M. Walsh Telephone Number: 208-483-2305
Address: 956 Rindley Creek
10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and water has been diverted. I agree to relinquish any undeveloped portion of the permit to the State of Idaho.
Signature of permit holder: Thomas M. Walsh Date: 04-05-05
(include your title, if on behalf of company or organization)

BONNEVILLE COUNTY RECORDER
1104390 FEB20'03 AM11101104390
BLT T-19645**LIMITED LIABILITY COMPANY
WARRANTY DEED**

RAINEY CREEK PARTNERS LLC, a Limited Liability Company under the laws of the State of Utah, having been duly authorized by and in accordance with its Articles of Organization, as **GRANTOR**,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **TOM WALSH and ANN WALSH, husband and wife**, as **GRANTEE**, whose address is **312 Navejo Drive**, and Grantee's successors and assigns, all of the following described real property, to-wit: **Montgomery, AE 36117**

Parcel No. A, Block 2, Rainey Creek Meadows, Division No. 2, to the City of Swan Valley, County of Bonneville, State of Idaho, according to the recorded plat thereof.

SUBJECT TO the 2003 and subsequent years general taxes and assessments, all existing patent reservations, easements, right of ways, protective and restrictive covenants, zoning ordinances and applicable building codes, laws and regulations.

TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: February 12, 2003

RAINEY CREEK PARTNERS LLC

Limited Liability Company

by: [Signature]
Managing Member

by: _____
Managing Member

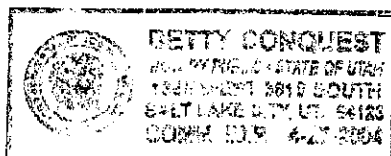
STATE OF Utah)
COUNTY OF Salt Lake) ss

On February 12, 2003, before me, the undersigned, personally appeared

Que S. Hansen

known or identified to me to be Managing Member(s) of the limited liability company that executed the within instrument, and acknowledged to me that such company executed the same.

Betty Conquest
Notary Public for the State of
Commission Expiration Date: 4-27-2004



INSTRUMENT NO.	<u>1104390</u>
DATE	<u>2-20-03</u>
INST. CODE	<u>220</u>
IMAGED PGS	<u>1</u>
FEE	<u>3.00</u>

STATE OF IDAHO)
COUNTY OF BONNEVILLE) ss
I hereby certify that the within instrument was recorded.
Ronald Longmore,
County Recorder
By [Signature] Deputy
Request of [Signature]

Bonneville Land & Title Co.

LIMITED LIABILITY COMPANY WARRANTY DEED

RAINEY CREEK PARTNERS LLC, a Limited Liability Company under the laws of the State of Utah, having been duly authorized by and in accordance with its Articles of Organization, as **GRANTOR**,
for good and valuable considerations, the receipt of which is hereby acknowledged, does hereby grant, bargain, sell and convey unto **TOM WALSH and ANN WALSH**, husband and wife, as **GRANTEE**, whose address is **312 Navejo Drive** and Grantee's successors and assigns, all of the following described real property, to-wit: **Montgomery, AL 36117**

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TOGETHER WITH any and all improvements, water and ditch rights, easements, tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and any reversion, remainder, rents, issues, and profits thereof.

Grantor, for itself, and its successors and assigns, does hereby warrant and agree to forever defend the Grantee, and Grantee's successors and assigns, in the quiet and peaceful possession of said premises against the lawful claims of any and all persons.

In construing this Deed and where the context so requires, the singular includes the plural, and the masculine, the feminine and neuter.

Dated: February 12, 2003

RAINEY CREEK PARTNERS LLC

Limited Liability Company

by: [Signature]

Managing Member

by: [Signature]

Managing Member

STATE OF Utah

COUNTY OF Salt Lake

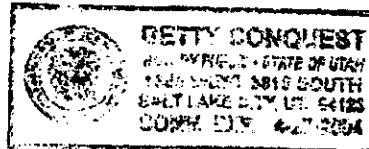
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Que S. Hansen

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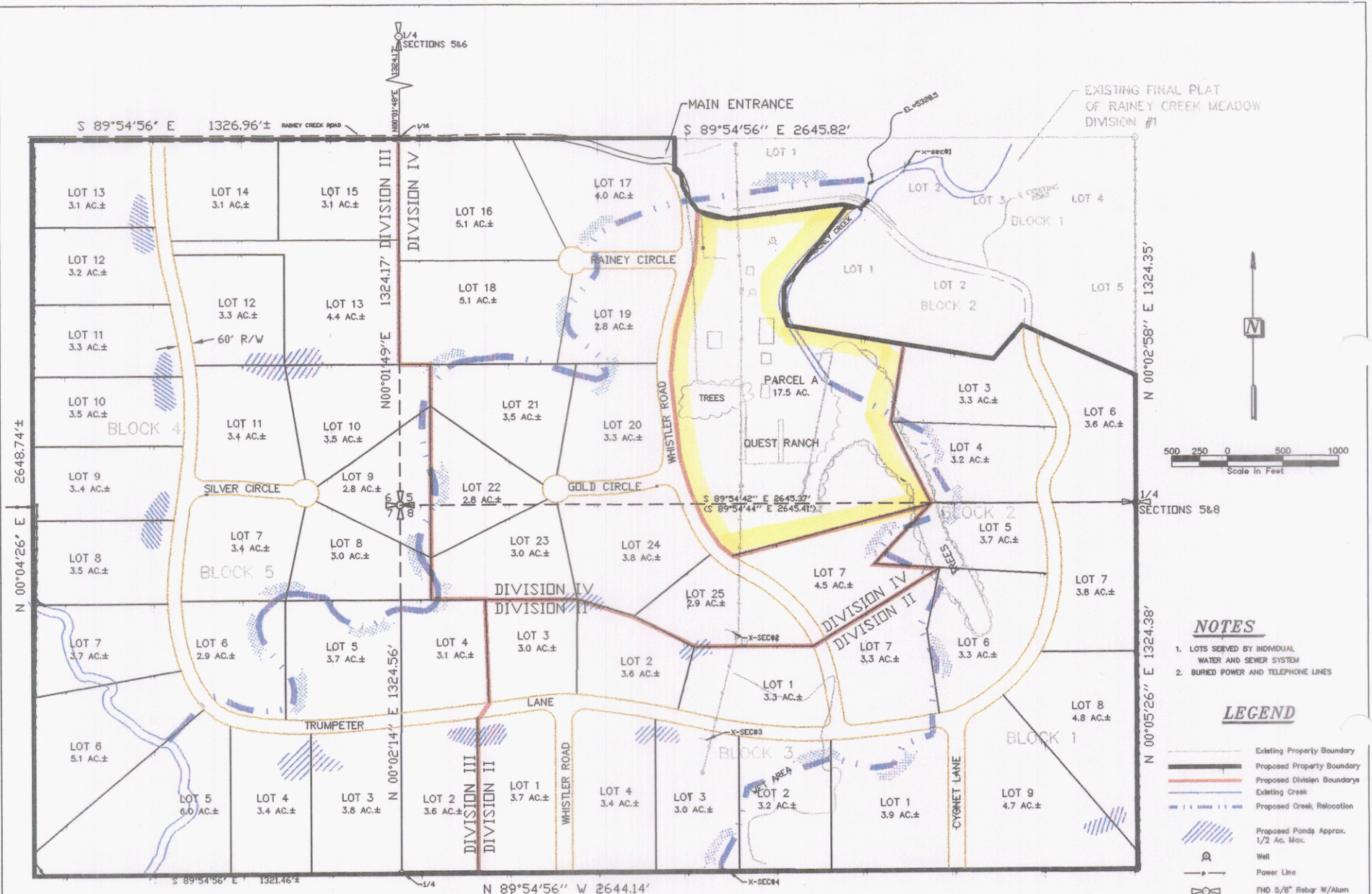
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STATE OF IDAHO) COUNTY OF BONNEVILLE) ss I hereby certify that the within instrument was recorded. Ronald Longmore, County Recorder By <u>[Signature]</u> Deputy Request of <u>[Signature]</u>	

Bonneville Land & Title Co.



- NOTES**
1. LOTS SERVED BY INDIVIDUAL WATER AND SEWER SYSTEM
 2. BURIED POWER AND TELEPHONE LINES

LEGEND

- Existing Property Boundary
- Proposed Property Boundary
- Proposed Division Boundary
- Existing Creek
- Proposed Creek Relocation
- Proposed Ponds Approx. 1/2 Ac. Max.
- Well
- Power Line
- IND 5/8" Rebar W/Alum Cap LS 827
- IND 5/8" Rebar LS 827
- Set 5/8" Rebar LS 807
- Creek Pool Area

RAINEY CREEK MEADOWS
PRELIMINARY PLAT

S1/2 SW1/4 Section 5 T.1S., R.44E., B.M.
SE1/4 SE1/4 Section 6 T.1S., R.44E., B.M.
NE1/4 NE1/4 Section 7 T.1S., R.44E., B.M.
N1/2 NW1/4 Section 8 T.1S., R.44E., B.M.

City of Swan Valley,
Bonneville County, Idaho
January, 1998



SAWTOOTH ENGINEERING
Civil Engineers and Land Surveyors

Hailey

(208) 788-9080

Idaho

UTM 454005

W2N004SEC.8)

DIVISION NO. 2

1 10

Swan Valley ODW #32
Regulatory Sewage disposal system

Portion of the SW1/4 Section 5 & NW1/4
Section 8, T.1N., R.44E., B.M.
City of Swan Valley, Bonneville County, Idaho
APRIL 1998

NOTES

1. It has been determined that the property included in this subdivision plat is not within an existing District. Lots within this subdivision are not subject to an irrigation water right.

2. The lot owners are responsible for the maintenance of the boundary line. Before the City of Swan Valley or Bonneville County will assume the maintenance responsibility, said road must be approved by Bonneville County standards and duly approved and accepted.

3. Private easements are to be constructed and maintained by the lot owners and easement owners must be retained.

4. A lot line was Public Utility Easement is hereby granted along all road frontages through each lot. Other easements widths are as shown.

5. According to the FEMA Flood Plain Map, Swan Valley, Bonneville County Community Map No. 10034-0005-B, effective 06-01-1990, this subdivision is within the 100 year flood zone. Flood hazard factors have not been determined.

CURVE	RADIUS	DELTA	ARC	TAKE	CURVE
C-1	100.00	90.00	31.42	31.42	100.00
C-2	100.00	90.00	31.42	31.42	100.00
C-3	100.00	90.00	31.42	31.42	100.00
C-4	100.00	90.00	31.42	31.42	100.00
C-5	100.00	90.00	31.42	31.42	100.00
C-6	100.00	90.00	31.42	31.42	100.00
C-7	100.00	90.00	31.42	31.42	100.00
C-8	100.00	90.00	31.42	31.42	100.00
C-9	100.00	90.00	31.42	31.42	100.00
C-10	100.00	90.00	31.42	31.42	100.00
C-11	100.00	90.00	31.42	31.42	100.00
C-12	100.00	90.00	31.42	31.42	100.00
C-13	100.00	90.00	31.42	31.42	100.00
C-14	100.00	90.00	31.42	31.42	100.00
C-15	100.00	90.00	31.42	31.42	100.00
C-16	100.00	90.00	31.42	31.42	100.00
C-17	100.00	90.00	31.42	31.42	100.00
C-18	100.00	90.00	31.42	31.42	100.00
C-19	100.00	90.00	31.42	31.42	100.00
C-20	100.00	90.00	31.42	31.42	100.00
C-21	100.00	90.00	31.42	31.42	100.00
C-22	100.00	90.00	31.42	31.42	100.00
C-23	100.00	90.00	31.42	31.42	100.00
C-24	100.00	90.00	31.42	31.42	100.00
C-25	100.00	90.00	31.42	31.42	100.00
C-26	100.00	90.00	31.42	31.42	100.00
C-27	100.00	90.00	31.42	31.42	100.00
C-28	100.00	90.00	31.42	31.42	100.00
C-29	100.00	90.00	31.42	31.42	100.00
C-30	100.00	90.00	31.42	31.42	100.00
C-31	100.00	90.00	31.42	31.42	100.00
C-32	100.00	90.00	31.42	31.42	100.00
C-33	100.00	90.00	31.42	31.42	100.00
C-34	100.00	90.00	31.42	31.42	100.00
C-35	100.00	90.00	31.42	31.42	100.00
C-36	100.00	90.00	31.42	31.42	100.00
C-37	100.00	90.00	31.42	31.42	100.00
C-38	100.00	90.00	31.42	31.42	100.00
C-39	100.00	90.00	31.42	31.42	100.00
C-40	100.00	90.00	31.42	31.42	100.00
C-41	100.00	90.00	31.42	31.42	100.00
C-42	100.00	90.00	31.42	31.42	100.00
C-43	100.00	90.00	31.42	31.42	100.00
C-44	100.00	90.00	31.42	31.42	100.00
C-45	100.00	90.00	31.42	31.42	100.00
C-46	100.00	90.00	31.42	31.42	100.00
C-47	100.00	90.00	31.42	31.42	100.00
C-48	100.00	90.00	31.42	31.42	100.00
C-49	100.00	90.00	31.42	31.42	100.00
C-50	100.00	90.00	31.42	31.42	100.00
C-51	100.00	90.00	31.42	31.42	100.00
C-52	100.00	90.00	31.42	31.42	100.00
C-53	100.00	90.00	31.42	31.42	100.00
C-54	100.00	90.00	31.42	31.42	100.00
C-55	100.00	90.00	31.42	31.42	100.00
C-56	100.00	90.00	31.42	31.42	100.00
C-57	100.00	90.00	31.42	31.42	100.00
C-58	100.00	90.00	31.42	31.42	100.00
C-59	100.00	90.00	31.42	31.42	100.00
C-60	100.00	90.00	31.42	31.42	100.00
C-61	100.00	90.00	31.42	31.42	100.00
C-62	100.00	90.00	31.42	31.42	100.00
C-63	100.00	90.00	31.42	31.42	100.00
C-64	100.00	90.00	31.42	31.42	100.00
C-65	100.00	90.00	31.42	31.42	100.00
C-66	100.00	90.00	31.42	31.42	100.00
C-67	100.00	90.00	31.42	31.42	100.00
C-68	100.00	90.00	31.42	31.42	100.00
C-69	100.00	90.00	31.42	31.42	100.00
C-70	100.00	90.00	31.42	31.42	100.00
C-71	100.00	90.00	31.42	31.42	100.00
C-72	100.00	90.00	31.42	31.42	100.00
C-73	100.00	90.00	31.42	31.42	100.00
C-74	100.00	90.00	31.42	31.42	100.00
C-75	100.00	90.00	31.42	31.42	100.00
C-76	100.00	90.00	31.42	31.42	100.00
C-77	100.00	90.00	31.42	31.42	100.00
C-78	100.00	90.00	31.42	31.42	100.00
C-79	100.00	90.00	31.42	31.42	100.00
C-80	100.00	90.00	31.42	31.42	100.00
C-81	100.00	90.00	31.42	31.42	100.00
C-82	100.00	90.00	31.42	31.42	100.00
C-83	100.00	90.00	31.42	31.42	100.00
C-84	100.00	90.00	31.42	31.42	100.00
C-85	100.00	90.00	31.42	31.42	100.00
C-86	100.00	90.00	31.42	31.42	100.00
C-87	100.00	90.00	31.42	31.42	100.00
C-88	100.00	90.00	31.42	31.42	100.00
C-89	100.00	90.00	31.42	31.42	100.00
C-90	100.00	90.00	31.42	31.42	100.00
C-91	100.00	90.00	31.42	31.42	100.00
C-92	100.00	90.00	31.42	31.42	100.00
C-93	100.00	90.00	31.42	31.42	100.00
C-94	100.00	90.00	31.42	31.42	100.00
C-95	100.00	90.00	31.42	31.42	100.00
C-96	100.00	90.00	31.42	31.42	100.00
C-97	100.00	90.00	31.42	31.42	100.00
C-98	100.00	90.00	31.42	31.42	100.00
C-99	100.00	90.00	31.42	31.42	100.00
C-100	100.00	90.00	31.42	31.42	100.00

SEC. COR.
S. 5 22 31
C.P. 933998

LEGEND

- Division No. 2 Boundary
- Let Boundary
- Center Line of Road
- Approx. C Bailey Creek
- C 100' Wide Riparian Setback Area
- Found Brass Cap
- Found 5/8" Iron Pin LS 827
- Set 5/8" Iron Pin
- Set 1/2" Iron Pin
- 75 Foot Witness Corner to Property Corner



CERTIFICATE OF OWNERSHIP

This is to certify that on, the undersigned, are the owners in fee simple of the following described parcel of land:

A parcel of land being a portion of the SW1/4 of Section 5 and the NW1/4 of Section 8, Township 1 North, Range 44 East, Boise Meridian, Bonneville County, Idaho, more particularly described as follows:

Beginning at the NW1/4 Corner of said Section 8, and going along the NW1/4 of said Section 8, North 89°54'57\"/>

IRRIGATION WATER DELIVERY CERTIFICATE

For and on behalf of the owner of the above described land, I hereby certify that the irrigation water system and the associated delivery of the water to the said land have been installed and are in accordance with the plans and specifications on file in the office of the County Engineer, Bonneville County, Idaho, and that the water right is not subject to any other water right system.

IRRIGATION WATER CERTIFICATE

For and on behalf of the owner of the above described land, I hereby certify that the water right system and the associated delivery of the water to the said land have been installed and are in accordance with the plans and specifications on file in the office of the County Engineer, Bonneville County, Idaho, and that the water right is not subject to any other water right system.

RECORDER'S CERTIFICATE

I hereby certify that the foregoing subdivision map of SWAN VALLEY, BONNEVILLE COUNTY, IDAHO, was filed in the office of the Recorder of Bonneville County, Idaho, on the day of April 1998, and recorded under instrument number 200701.

SANTOOTH ENGINEERING
Civil Engineers and Land Surveyors
Boise (208) 333-2000

RIVERSIDE