

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

JUL 06 2023

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

1. List the numbers of all water rights and/or adjudication claim records to be changed. If you only acquired a portion of the water right or adjudication claim, check "Yes" in the "Split?" column. If the water right is leased to the Water Supply Bank, check "Yes". If you are not sure if the water right is leased to the Water Supply Bank, see #7 of the instructions.

Water Right/Claim No.	Split?	Leased to Water Supply Bank?	Water Right/Claim No.	Split?	Leased to Water Supply Bank?
2-7371	Yes ☐	Yes ☐		Yes ☐	Yes ☐
2-7359B	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐
	Yes ☐	Yes ☐		Yes ☐	Yes ☐

2. Previous Owner's Name: Caven Properties LLC
Name of current water right holder/claimant
3. New Owner(s)/Claimant(s): Michael Dean Caven
New owner(s) as listed on the conveyance document

Name connector ☐ and ☐ or1009 E Valli-hi LaneEagleID83616

Mailing address

City

State

Zip

208 954 4457mikecaven@q.com

Telephone

Email

4. If the water rights and/or adjudication claims were split, how did the division occur?
- ☐ The water rights or claims were divided as specifically identified in a deed, contract, or other conveyance document.
- ☐ The water rights or claims were divided proportionately based on the portion of their place(s) of use acquired by the new owner.

5. Date you acquired the water rights and/or claims listed above: 10/02/2017
6. Do you own the land identified as the water right place of use? Yes ☒ No ☐
- ☐ If no, attach evidence that written notice of the change of water right ownership has been delivered to the landowner of record.

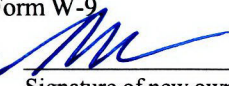
7. This form must be signed and submitted with the following **REQUIRED** items:
- ☒ A copy of the conveyance document – warranty deed, quitclaim deed, court decree, contract of sale, etc. The conveyance document must include a legal description of the property or description of the water right(s) if no land is conveyed.
- ☒ Plat map, survey map or aerial photograph which clearly shows the place of use and point of diversion for each water right and/or claim listed above (if necessary to clarify division of water rights or complex property descriptions).
- ☒ Filing fee (see instructions for further explanation):
- ☐ \$25 per *undivided* water right.
 - ☐ \$100 per *split* water right.
 - ☐ No fee is required for pending adjudication claims.
- ☐ If water right(s) are leased to the Water Supply Bank AND there are multiple owners, a Lessor Designation form is required.
- ☐ If water right(s) are leased to the Water Supply Bank, the individual owner or designated lessor must complete, sign and submit an IRS Form W-9.

SUPPORT DATA

IN FILE # 2-7359B

SCANNED

JUL 10 2023

8. Signature:  Owner 6/6/2023
Signature of new owner/claimant Title, if applicable Date
Michael Caven
Print name

Signature: _____
Signature of new owner/claimant Title, if applicable Date
Print name

For IDWR Office Use Only:

Received by DM Date 7-6-23 Receipt No. WOS1364 Receipt Amt. \$50.00

Active in the Water Supply Bank? Yes ☐ No ☒ If yes, forward to the State Office for processing W-9 received? Yes ☐ No ☐

Name on W-9 _____ Approved by DM Processed by DM Date 7-10-23

ACCOMMODATION

GIFT DEED

FAIRFIELD RANCHES, INC., an Idaho Corporation, as "Grantors" herein, for and in consideration of Love and Affection for the grantee, do hereby give, grant, bargain and convey unto **MICHAEL DEAN CAVEN**, a married man whose address is 1009 E. Valli Hi Ln, Eagle, ID 83616, "Grantees", herein, all of the following described real estate located in Elmore County, State of Idaho, TO WIT:

SEE ATTACHED LEGAL DESCRIPTIONS

TOGETHER with all improvements, water rights, ditches, easements, hereditaments and appurtenances thereto;

SUBJECT TO: The lien for current taxes and all easements, and restrictions of record.

GRANTOR is gifting the property in its present condition, no warranties, expressed or implied.

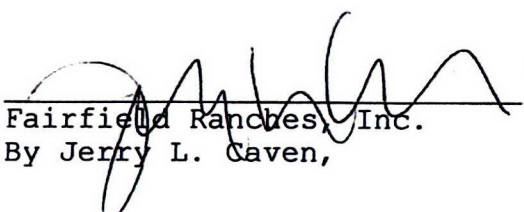
In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

SCANNED

JUL 10 2023

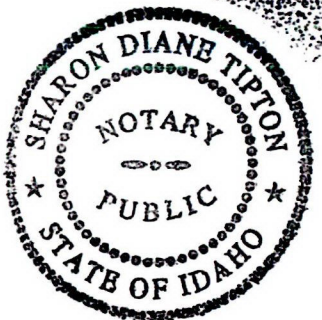
IN WITNESS WHEREOF GRANTOR, has executed this instrument
this 28th day of September, 2017.

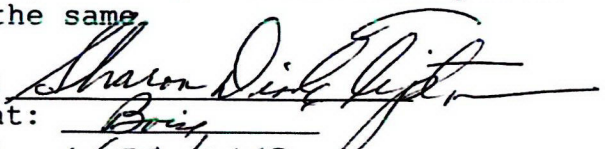
GRANTORS


Fairfield Ranches, Inc.
By Jerry L. Caven,

STATE OF Idaho
COUNTY OF Ada

On this 28th day of September, 2017, before me, a
Notary Public, personally appeared Jerry L. Caven, known or
identified to me to be the Vice President/Secretary of the corporation
that executed the within instrument of the person who executed
the instrument on behalf of said corporation, and acknowledged to
me that such corporation executed the same.



Signature: 
Residing at: Boise
Comm. exp: 1/20/2018

SCANNED

JUL 10 2023

LEGAL DESCRIPTION

Beginning at a point whence the northeast corner of Section 35, Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho, bears

North 1,463.48 feet and running thence

South 1174.02 feet thence

West 920 feet, thence

North 1,388.77 feet, thence South Easterly to the POINT OF BEGINNING.

Together with 30 feet of vacated street
AND

The South half of the Northwest Quarter lying South of the Union Pacific Railroad right-of-way in Section 36, Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho.

SAVE AND EXCEPT

Beginning at the Northwest corner of said Section 36, and running thence

South 1520.6 feet, more or less, to the intersection with the South right-of-way boundary of the Oregon Short Line Railroad; thence

South 77°02' East along said South right-of-way boundary 1397.7 feet; thence

South 0°25' West 210.4 feet to the REAL POINT OF BEGINNING; running thence

South 77°02' East parallel to the South railroad right-of-way boundary 1316.6 feet, more or less, to the half section line; thence running

South along said half section line 305.1 feet, more or less, to a point of intersection with the North boundary of the State Highway U.S. No. 30 right-of-way; thence running West along said North Highway right-of-way boundary 1279.6 feet; thence running North 0°25' East 609.9 feet, more or less, to the point of beginning.

AND

SAVE AND EXCEPT

Part of the North 1/2 of Section 36, Township 5 South, Range 8 East of the Boise Meridian, Elmore County, Idaho

Beginning at the Northwest corner of Section 36, Township 5 South, Range 8 East, B.M., said corner marked by a 5/8" rebar; thence

South 0°18'42" East along section line for 1459.65 feet (1520.6 rec.) to the South right-of-way of the Union Pacific Railroad; thence

South 77°03'46" East (S 77°02' East rec.) along said railroad

(See Attached)

SCANNED

JUL 10 2023

Johnson

LEGAL DESCRIPTION

right-of-way for 1411.23 feet (1397.7 rec) to a 1/2" rebar which shall be the POINT OF BEGINNING. thence
South 77°03'46" East along said railroad right-of-way for 1622.77 feet to a 1/2" rebar; thence
South 0°04'20" East for 444.71 feet to a 1/2" rebar on the North right-of-way of State Highway 30; thence
South 89°33'53" West along said highway right-of-way for 300.00 feet to a 1/2" rebar on the west line of the NE1/4 thence
North 0°04'20" West along the west line of the NE1/4 for 305.14 feet (305.1 rec.) to a 1/2" rebar; thence
North 77°03'46" West (North 77°02' West rec.) for 1316.60 feet to a 1/2" rebar; thence
North 0°23'14" East (N 0°25' E rec.) for 210.40 feet to the POINT OF BEGINNING

SCANNED

JUL 10 2023

Johnson

AND
LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 8 East, Boise Meridian, Elmore County,
Idaho

Section 27: E1/2SW1/4, SAVE AND EXCEPT the following portion
thereof

deeded to the Oregon Short Line Railroad by Deed
recorded

December 26, 1922 in Book 40 of Miscellaneous
Records at

page 187, records of Elmore County, Idaho;

A strip of land 300 feet wide, being 150 feet on each side of
the center line of the proposed double tract roadbed of the
Oregon Short Line Railroad Company as the same is now surveyed
and located over and across the East Half of the Southwest
Quarter of Section 27, T5S, R8E, B.M., said center line of
double tract roadbed being more particularly described as
follows:

Beginning at a point in the North and South center line of said
Section 27, 1241 feet, more or less, North of the South Quarter
Section Corner thereof; thence Northwesterly along a straight
line for a distance of 1476 feet, more or less, to a point in
the West line of the said East Half of the Southwest Quarter,
said point being 708 feet, more or less, South of the Northwest
corner of said East Half of the Southwest Quarter.

TRACT II:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

Section 27: SW1/4SW1/4

TRACT III:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

Section 34: N1/2NW1/4

SCANNED

JUL 10 2023

Shannon

TRACT IV:

An irregular shaped parcel of land situated in the NW1/4SW1/4 of Section 27, Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho, being all that portion of said NW1/4SW1/4 lying southwesterly of a line parallel and/or concentric with and 150 feet distant southwesterly, measured normally, from the hereinafter described survey centerline of the double main tracts of the Union Pacific Railroad Company, as originally constructed and operated.

Said survey centerline of double main tracts, hereinabove referred to is described as follows:

Beginning at a point in the north-south centerline of said Section 27 that is 1,240.30 feet north, measured along said north-south centerline, from the south quarter-corner thereof; thence

Northwesterly along a straight line which forms an angle of $62^{\circ}52'$ from North to northwest with said north-south centerline, a distance of 2871.3 feet, more or less, to the beginning of a tangent U.P.-45 M.P.H. spiral curve, concave southwesterly, having 6-30 foot chords and a central angle of $2^{\circ}06'$; thence Northwesterly along said spiral curve, a distance of 116.2 feet, more or less, to a point in the west line of said Section 27; thence

Northwesterly along the remainder of said spiral curve, a distance of 63.8 feet, more or less, to the beginning of a compound curve, concave Southerly, having a radius of 2,455.70 feet; thence

Northwesterly along said curve, a distance of 200.0 feet, to a point beyond the westerly limit of the north line of the parcel of land hereinabove described and the end of said survey centerline hereby being described

SCANNED

JUL 10 2023

Shrum

2-7371

2-7359 B

Shreem-1

LEGAL DESCRIPTION

TRACT I:

Township 5 South, Range 8 East, Boise Meridian, Elmore County,
Idaho

Section 27: E1/2SW1/4, SAVE AND EXCEPT the following portion
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and located over and across the East Half of the Southwest
Quarter of Section 27, T5S, R8E, B.M., said center line of
double tract roadbed being more particularly described as
follows:

Beginning at a point in the North and South center line of said
Section 27, 1241 feet, more or less, North of the South Quarter
Section Corner thereof; thence Northwesterly along a straight
line for a distance of 1476 feet, more or less, to a point in
the West line of the said East Half of the Southwest Quarter,
said point being 708 feet, more or less, South of the Northwest
corner of said East Half of the Southwest Quarter.

TRACT II:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

Section 27: SW1/4SW1/4

TRACT III:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY,
IDAHO

Section 34: N1/2NW1/4

SCANNED

(COPY)

JUL 10 2023

Shawn-2

TRACT IV:

An irregular shaped parcel of land situated in the NW1/4SW1/4 of Section 27, Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho, being all that portion of said NW1/4SW1/4 lying southwesterly of a line parallel and/or concentric with and 150 feet distant southwesterly, measured normally, from the hereinafter described survey centerline of the double main tracts of the Union Pacific Railroad Company, as originally constructed and operated.

Said survey centerline of double main tracts, hereinabove referred to is described as follows:

Beginning at a point in the north-south centerline of said Section 27 that is 1,240.30 feet north, measured along said north-south centerline, from the south quarter-corner thereof; thence

Northwesterly along a straight line which forms an angle of $62^{\circ}52'$ from North to northwest with said north-south centerline, a distance of 2871.3 feet, more or less, to the beginning of a tangent U.P.-45 M.P.H. spiral curve, concave southwesterly, having 6-30 foot chords and a central angle of $2^{\circ}06'$; thence Northwesterly along said spiral curve, a distance of 116.2 feet, more or less, to a point in the west line of said Section 27; thence

Northwesterly along the remainder of said spiral curve, a distance of 63.8 feet, more or less, to the beginning of a compound curve, concave Southerly, having a radius of 2,455.70 feet; thence

Northwesterly along said curve, a distance of 200.0 feet, to a point beyond the westerly limit of the north line of the parcel of land hereinabove described and the end of said survey centerline hereby being described

SCANNED

(copy)

JUL 10 2023

WARRANTY DEED

FOR VALUE RECEIVED

Paul D. Shrum and Debra K. Shrum, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto
Caven Properties, LLC

GRANTEE(S), whose current address is: 6874 Fairview Ave
the following described real property in Elmore
more particularly described as follows, to wit:

Boise, Id 83704

County, State of Idaho,

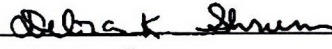
(See Attached)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever. , except those of record.

Dated: March 21, 2005



Paul D. Shrum



Debra K. Shrum

STATE OF Idaho, County of Elmore, ss.

On this 25th day of March
in the year of 2005, before me, the undersigned, a Notary
Public in and for said State, personally appeared
Paul D. Shrum, Debra K. Shrum

known or identified to me to be the person S whose name
are they subscribed to the within instrument, and
acknowledged to me that they executed the same.

Signature: 

Name: SHERLY A REYMENT

(Type or print)

Residing at: Mountain Home

My commission expires: 12-27-05

Instrument # 364901
Elmore County, Idaho
04:21pm Mar 31, 2005
For: GUARANTY TITLE INC
No. of Pages: 2 Fee: \$6.00
GAIL L. BEST, Recorder
Deputy: JC



SCANNED

JUL 10 2023

TRACT I:

Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho

Section 27: E1/2SW1/4, SAVE AND EXCEPT the following portion thereof

deeded to the Oregon Short Line Railroad by Deed recorded

December 26, 1922 in Book 40 of Miscellaneous Records at

page 187, records of Elmore County, Idaho;

A strip of land 300 feet wide, being 150 feet on each side of the center line of the proposed double tract roadbed of the Oregon Short Line Railroad Company as the same is now surveyed and located over and across the East Half of the Southwest Quarter of Section 27, T5S, R8E, B.M., said center line of double tract roadbed being more particularly described as follows:

Beginning at a point in the North and South center line of said Section 27, 1241 feet, more or less, North of the South Quarter Section Corner thereof; thence Northwesterly along a straight line for a distance of 1476 feet, more or less, to a point in the West line of the said East Half of the Southwest Quarter, said point being 708 feet, more or less, South of the Northwest corner of said East Half of the Southwest Quarter.

TRACT II:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

Section 27: SW1/4SW1/4

TRACT III:

Township 5 South, Range 8 East, BOISE MERIDIAN, ELMORE COUNTY, IDAHO

Section 34: N1/2NW1/4

TRACT IV:

An irregular shaped parcel of land situated in the NW1/4SW1/4 of Section 27, Township 5 South, Range 8 East, Boise Meridian, Elmore County, Idaho, being all that portion of said NW1/4SW1/4 lying southwesterly of a line parallel and/or concentric with and 150 feet distant southwesterly, measured normally, from the hereinafter described survey centerline of the double main tracts of the Union Pacific Railroad Company, as originally constructed and operated.

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Beginning at a point in the north-south centerline of said Section 27 that is 1,240.30 feet north, measured along said north-south centerline, from the south quarter-corner thereof; thence Northwesterly along a straight line which forms an angle of 62°52' from North to northwest with said north-south centerline, a distance of 2871.3 feet, more or less, to the beginning of a tangent U.P.-45 M.P.H. spiral curve, concave southwesterly, having 6-30 foot chords and a central angle of 2°06'; thence Northwesterly along said spiral curve, a distance of 116.2 feet, more or less, to a point in the west line of said Section 27; thence Northwesterly along the remainder of said spiral curve, a distance of 63.8 feet, more or less, to the beginning of a compound curve, concave Southerly, having a radius of 2,455.70 feet; thence Northwesterly along said curve, a distance of 200.0 feet, to a point beyond the westerly limit of the north line of the parcel of land hereinabove described and the end of said survey centerline hereby being described

SCANNED

JUL 10 2023

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/10/2023

Water Right 2-7359B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MICHAEL D "MIKE" CAVEN 1009 E VALLI HI LN EAGLE, ID 83616-2801 (208) 954-4457
Original Owner	DEWAIN L FRY , ID 83623
Original Owner	BARBARA FRY 308 SNOW VALLEY RD PRIEST RIVER, ID 83856 (208) 448-2253
Previous Owner	CAVEN PROPERTIES LLC 911 E WINDING CREEK WAY STE 150 EAGLE, ID 83616 (208) 322-5600

Priority Date: 8/11/1981

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.290 CFS	
	<u>Total Diversion</u>		1.290 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER L3(NENW) Sec. 4, Twp 06S, Rge 08E, ELMORE County

Place Of Use:

IRRIGATION within ELMORE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05S	08E	27									3.0	22.0	38.0	38.0					101.0

POU Total Acres: 101.0

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/10/2023

1. 016 See remarks for additional conditions of approval.
2. 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.
3. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
4. 01C A flow measurement port or other device as specified by the Department shall be installed by the right holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department.
5. S40 The use of water for irrigation under this right may begin as early as March 15 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. F06 The following rights are also diverted through point of diversion described above: 02-07371, 02-07359A and 02-02133.
7. E61 The rights listed below are limited to a total combined diversion rate of 6.42 cfs and to a total combined annual diversion volume of 1296 AF. Combined Right Nos.: 02-07371, 02-02133, 02-07359A and 02-07359B.
8. P21 This right is a split from former right 02-07359.

Dates and Other Information:

Decreed Date: 8/10/2010
Civil Case Number: 39576
Judicial District: FIFTH
State or Federal: S
Water District Number: 02
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>	<u>Water Rights</u>
6.420	1,296.0		2-7371 ,2-2133 ,2-7359A ,2-7359B

SubCase:

N/A

Water Supply Bank:

N/A

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

7/10/2023

Water Right 2-7371

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MICHAEL D "MIKE" CAVEN 1009 E VALLI HI LN EAGLE, ID 83616-2801 (208) 954-4457
Original Owner	BARBARA FRY 308 SNOW VALLEY RD PRIEST RIVER, ID 83856 (208) 448-2253
Original Owner	DEWAIN L FRY , ID 83623
Previous Owner	CAVEN PROPERTIES LLC 911 E WINDING CREEK WAY STE 150 EAGLE, ID 83616 (208) 322-5600
Previous Owner	PAUL D SHRUM PO BOX 461 GLENN'S FERRY, ID 83623 (208) 366-2234

Priority Date: 4/8/1982

Basis: Decreed

Status: Active

Source
SNAKE RIVER

Tributary
COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	10/31	1.520 CFS	
	<u>Total Diversion</u>		1.520 CFS	

Source and Point(s) of Diversion:

SNAKE RIVER L3(NENW) Sec. 4, Twp 06S, Rge 08E, ELMORE County

Place Of Use:

IRRIGATION within ELMORE County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	



Western Region • 2735 W Airport Way • Boise, ID 83705-5082

Phone: 208-334-2190 • Fax: 208-334-2348 • Email: westerninfo@idwr.idaho.gov • Web: idwr.idaho.gov

Governor Brad Little

Director Gary Spackman

July 10, 2023

MICHAEL D CAVEN
1009 E VALLI HI LN
EAGLE ID 83616-2801

Re: Change in Ownership for Water Right No(s): **2-7371, 2-7359B**

Dear Water Right Holder(s):

The Department of Water Resources (Department) acknowledges the receipt of correspondence changing ownership of the above referenced water right(s) to you. The Department has modified its records and has enclosed a computer-generated report for you.

Updating the ownership record for a water right does not reconfirm the validity of the right. When processing a Notice of Change in Water Right Ownership, the Department does not review the history of water use to determine if the right has been forfeited or deliberately abandoned through five years or more of non-use. To read more about water right forfeiture, including how to protect a water right from forfeiture, please see Idaho Code §§ 42-222 and 42-223.

Please note, water right owners are required to report any change of water right ownership and any change of mailing address to the Department within 120 days of the change. Reporting forms are available from any office of the Department, or from the Department's website.

If you have any questions concerning the enclosed information, please contact me at (208)605-4620.

Sincerely,

Debra Mansfield
Office Specialist II

Enclosure(s)

SCANNED

JUL 10 2023