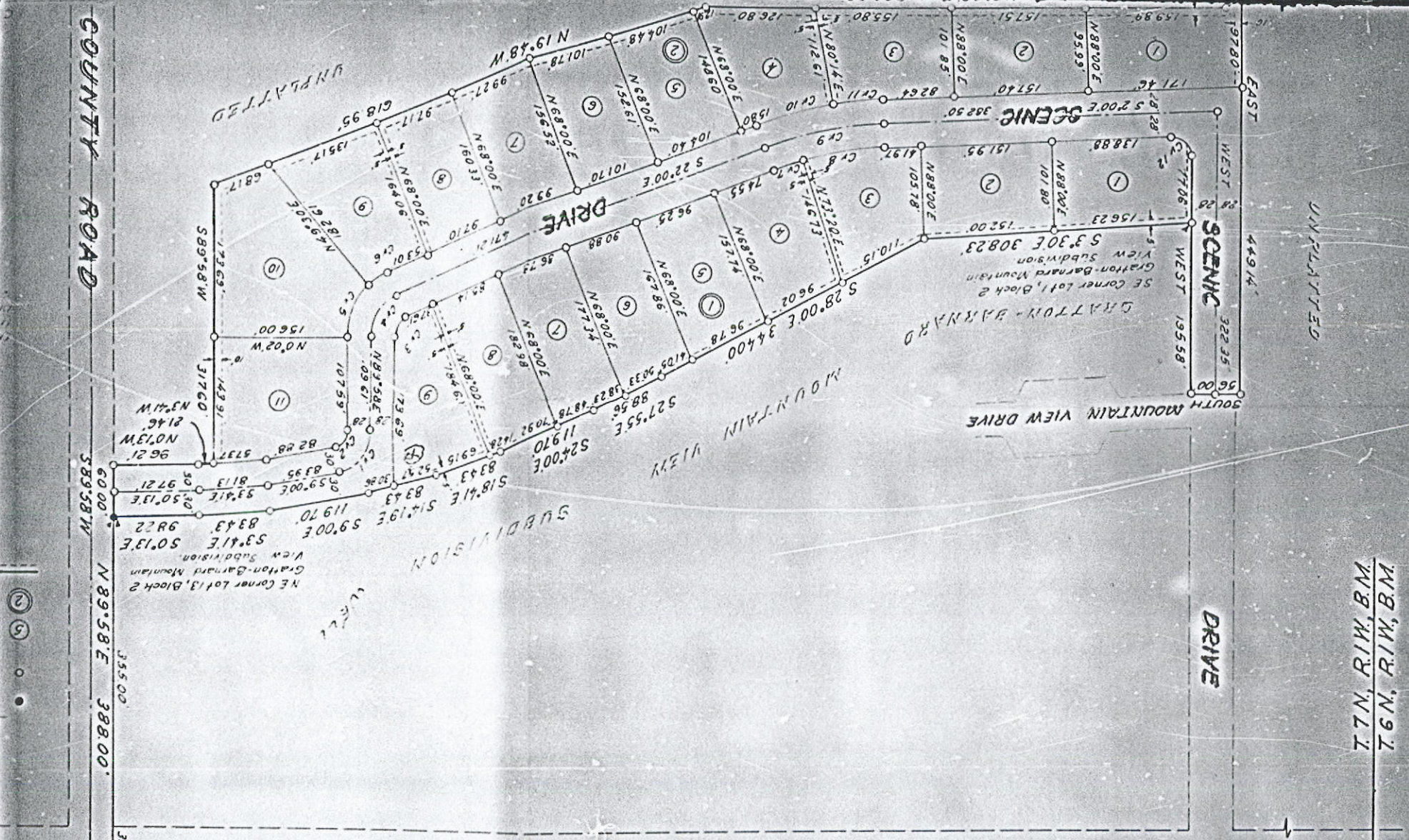


MOUNTAIN VIEW SUBDIVISION NO. 2

PART OF THE SE 4 SECTION 31, T 7 N., R 1 W., B. M., GEM COUNTY, IDAHO

TUDOR ENGINEERING COMPANY

STATE HIGHWAY NO. 52 NORTH 2599.87'



T 7 N., R 1 W., B. M.
T 6 N., R 1 W., B. M.

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: A65-12896
Date Received: 6/19/1997
Receipt No: W022620
Received By: Rch

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SCENIC DRIVE WATER ASSN INC 208-365-6845
Address: 2250 SCENIC DRIVE
EMMETT ID 83617

2. Date of Priority: JUN 17, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	01W	31		NW	SE		GEM

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.530		24.00

7. Total Quantity Appropriated is:
0.530 C.F.S. (and/or) 24.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
07N	01W	31	NW	SE		DOMEST	

11. Place of use in counties: GEM

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

State of Idaho

County of

ADA

SS.

Subscribed and sworn (or affirmed) before me this

19th

day

of

JUNE

19

97

Ron Howerton

Notary Public

Seal

Residing at

Ron Howerton

Residing at Boise, Idaho

My Commission Expires

December 8, 2000

13. Other Water Rights Used:

14. Remarks:

2 P/D IN NWSE, S31, T7N, R1W.
TRANS. 3490.

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 Organizations:

I do solemnly swear or affirm that I am Secretary /Treas. of
Title

Scenic Dr. Water Assoc., that I have signed the foregoing
Organization

document in the space below as Secretary /Treas. of
Title

Scenic Dr. Water Assoc. and that the statements contained in the
Organization

foregoing document are true and correct.

Peggy K. Chung
Signature of Authorized Agent

Sec/Treas. Scenic Dr. Water Assoc.
Title and Organization

6-19-97
Date

Water Right Number - 65-12896

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

SCENIC DRIVE WATER ASSN. INC.

1 - 2412 SCENIC DR.

2 -

3 -

City- EMMETT

State- ID Zip- 83617

Phone - 208-000-0000

*** O - ORIGINAL OWNER ***

BARNARD

EARL C.

1 -

2 -

3 -

City-

State- ID Zip-

Phone - 208-000-0000

GRATTON

BERNARD F.

1 -

2 -

3 -

City-

State- ID Zip-

Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/17/1972 14 WESTERN L - LICENSE

+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER

Point of Diversion						Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County		
07N	01W	31	NW SE		(45)	GEM		

Water Use		Diversion Rate		Diversion Volume
Code	Description	Period From	Period To	
43 - DOMESTIC		01/01	12/31	0.530 24.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.530 24.00

Place of Use								Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code			
07N	01W	31	NW SE			43	DOMESTIC	(45) GEM	

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
2 P/D IN NWSE, S31, T7N, R1W.
TRANS. 3490.

Water right number - 65-12896 Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 10/27/88 CURTIS 03/23/89 CURTIS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 08/01/1982	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 08/31/1972	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 01/01/1900	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 04/15/1981	Appl Received - 00/00/0000	Transfer/Amended - T
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag-
Presumption Flag -		

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

Transfer No. 3-190

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

MAR 24 1993

Department of Applicant Scenic Drive Water Assn. Inc. Phone 365-6633 (or 447)
 Western Regional Office 2412 Scenic Drive Emmett, Id. 83617
 Post Office address

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes New well will serve as back-up well to existing well.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number 65-12896 * 63-07588 Priority 6/17/1972 Amount (cfs/ac-ft) .53 cfs Nature of Use Domestic Period of Use 1/1 to 12/31
2. Total amount of water being transferred .53 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	31	7N	1W	Gem	existing well and proposed well in same tract

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	1W	31														D			—

* NOW IS 65-12896

Total acres

PART 1

6. General Information:

a. Description of diversion system well, pump, pressure tanks, pipeline to 20 homes.
The homes compose Mtn View Subdivision #2.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

Assns mailed application for permit to 450 W State location
on 6/15/88. The department has no record of the letter. The appropriate
action involves a transfer rather than a new application. Additional
flow is not desired or anticipated. Drilling permit 65-88-W-017 approved 9/12/88.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 65-12896

And said application is hereby APPROVED, subject to the following limitations and conditions:

Witness my hand this

15th

day of

February

, 19 89

J. Glen Saxton

Chief, Water Alloc.
Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b License No. 63-07588-65-12896 (number changed to correct basin) issued by the Idaho Department of Water Resources.
- c Claim No. _____ on file with the Idaho Department of Water Resources.
- d Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice

☒ Warranty Deed

☐ Other _____

3. Source of water groundwater tributary to _____

4. Date or priority 6/17/1972

5. Water is used for the following purpose:

amount .53 cfs for Domestic purposes from 1/1 to 12/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .53 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	31	7N	1W	gem	1 existing well

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
7N	1W	31														D			—

Total acres _____

9. Describe any other water rights used for the same purpose as described above NONE

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED N/A

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) N/A

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

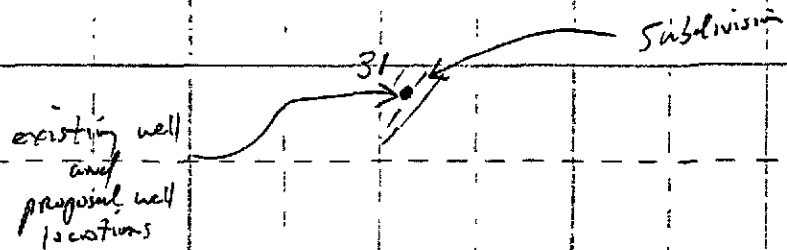
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

T. 7 N.
R. 1 W.



PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 24 day of October, 19 88.

Max L. McPherson (Signature of Applicant)

Carolyn R. Farber (Notary Public)

My commission expires 1-14-1994

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments

Received by SL ^{ml} _{nl} Date 9/12/88 ¹⁰⁻²⁶⁻⁸⁸ ₉₋₂₁₋₈₈ Protest filed by _____

Prelim. check by SL Fee \$50.00

Receipted by SL #W001083 Date 10/11/88

Published in Messenger-Indef Copies of protest forwarded by _____

Pub. dates 11/16 + 11/23/1988 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by SL

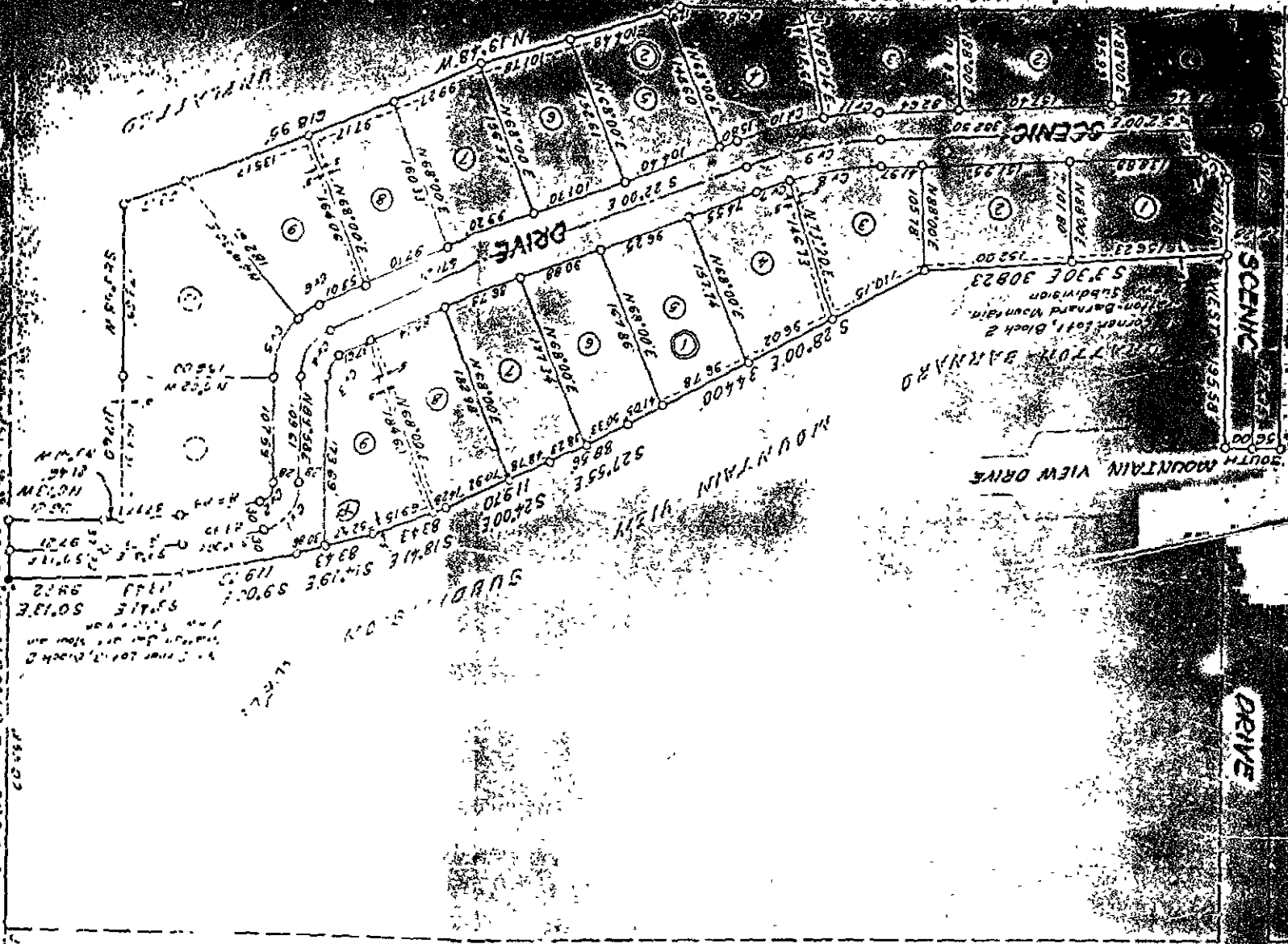
Copy of transfer sent to lien holder _____

MOUNTAIN VIEW SUBDIVISION NO. 2

PART OF THE SE-1/4 SECTION 31, T. 7 N., R. 1 W., B. M., GEM COUNTY, IDAHO

TUDOR ENGINEERING COMPANY

STATE HIGHWAY NO. 52 NORTH 2599.87'



TAIN VIEW SUBDIVISION NO. 2

THE SE+ SECTION 31, T1N., R1W., B.M., GEM COUNTRY, IDAHO

TUDOR ENGINEERING COMPANY

NORTH 2599.87'

STATE HIGHWAY NO. 52

Center of Section 31

COUNTY ROAD

60.00'

N 89° 58' E 388.00'

355.00'

33'

25'

25'

25'

25'

25'

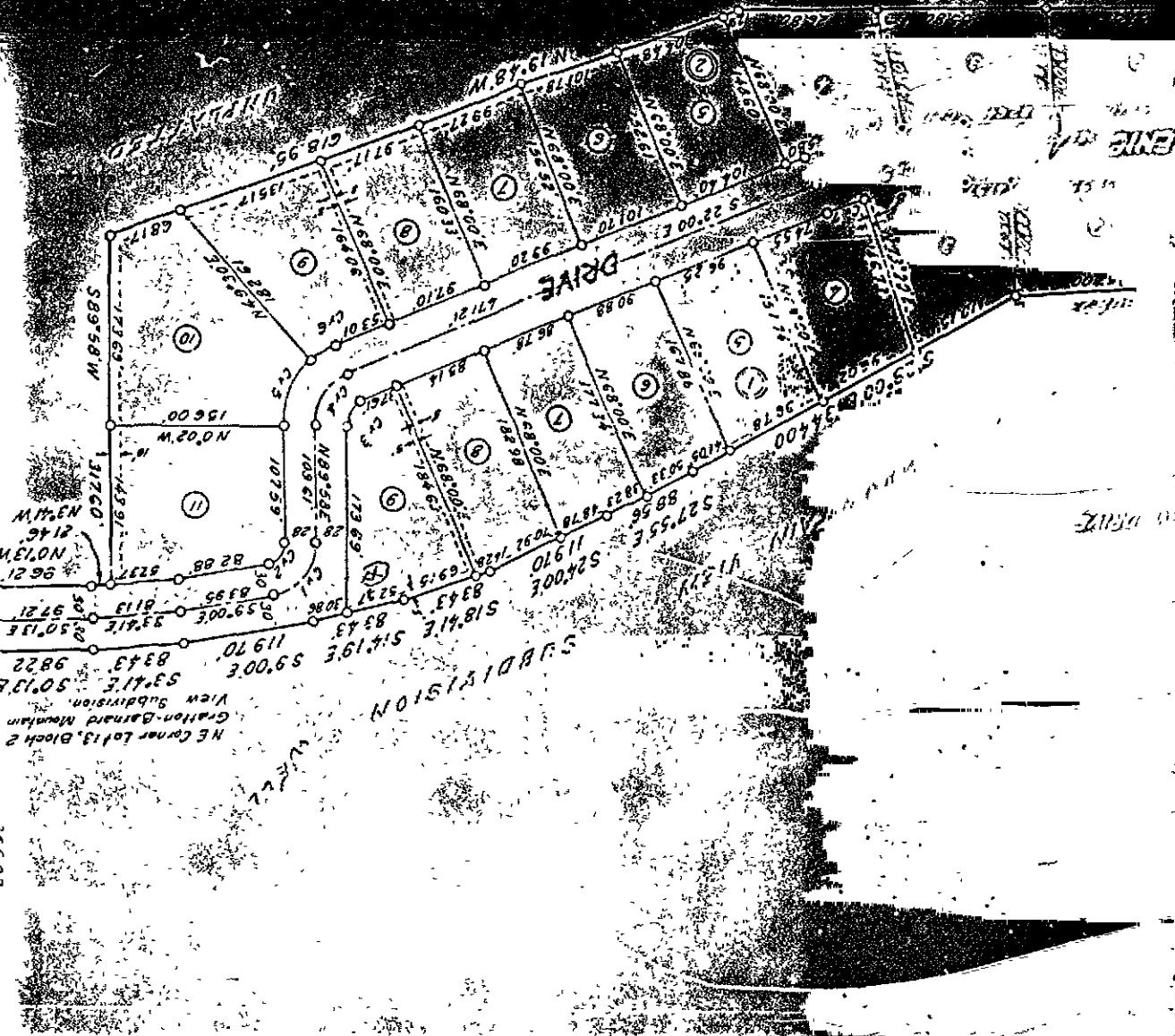
25'

25'

25'

25'

25'



LEGEND

Initial Point

Angle Points on Boundary, 1/2" x 3/4" Steel Pins

Other Points, 1/2" x 3/4" Steel Pins

Lot Number

Block Number

Easement for Utilities, Drainage, and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

and Planting Strip

AJ0749NP
No. R65-12896

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/12/00
PAGE: 1

=====

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCENIC DRIVE WATER ASSN INC 2250 SCENIC DRIVE EMMETT ID 83617 (208) 365-6845	06/17/1972	DOMESTIC	01-01 12-31	0.530 CFS	24.00 AFA
TOTAL DIVERSION:					0.530 CFS	24.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T07N R01W S31

NWSE

GEM County

Place of use Legal Description for: DOMESTIC

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
---	---	---	:	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	---	:
07N	01W	31	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:

POU County: GEM

Remarks: USE DOMESTIC USE IS FOR 20 HOMES.

EXP 2 POINTS OF DIVERSION LOCATED IN NWSE, S31, T7N, R1W.
PROPERTY IS ALSO KNOWN AS MOUNTAIN VIEW SUBDIVISION #2.

Dates: Exam Made Date:

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:09:00
05/29/00
19

PAGE: 19
PROFILE REPORT

CLAIM NUMBER: A65-12896

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCENIC DRIVE WATER ASSN INC	06/17/1972	DOMESTIC	01-01 12-31	0.530 CFS	24.00 AFA
TOTAL DIVERSION:					0.530 CFS	24.00 AFA

Water Source: GROUNDWATER Tributary to:

Point(s) of Diversion: T07N R01W S31 NWSE GEM County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE						
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
07N	01W	31	:															:

POU County: GEM

Remarks: *EXP*
_GEN 2 P/D IN NWSE, S31, T7N, R1W.
TRANS. 3490.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

Use 20 holes
EXP JO 1 Mt. View Sub #2
EXP F02

WR5809NP
No. 65-12896

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/30/00
PAGE: 67

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	SCENIC DRIVE WATER ASSN. INC. 2412 SCENIC DR. EMMETT ID 83617	06/17/1972	DOMESTIC	01/01 12/31	0.530 CFS	24.00 AFA
TOTAL DIVERSION:					0.530 CFS	24.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T07N R01W S31

NWSE

GEM County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE											
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac	
07N	01W	31	:					:					:					:					:

Pou County: GEM

Remarks: GEN 2 P/D IN NWSE, S31, T7N, R1W.
TRANS. 3490.

Dates:	App. Received:	Priority Date:	06/17/1972
	Proof Due Date: 08/01/1982	Proof Made Date:	01/01/1900
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date: 04/15/1981		

Misc: Water District Number: Field Exam Fee:

Audit: 10/27/88 CURTIS 03/23/89 CURTIS