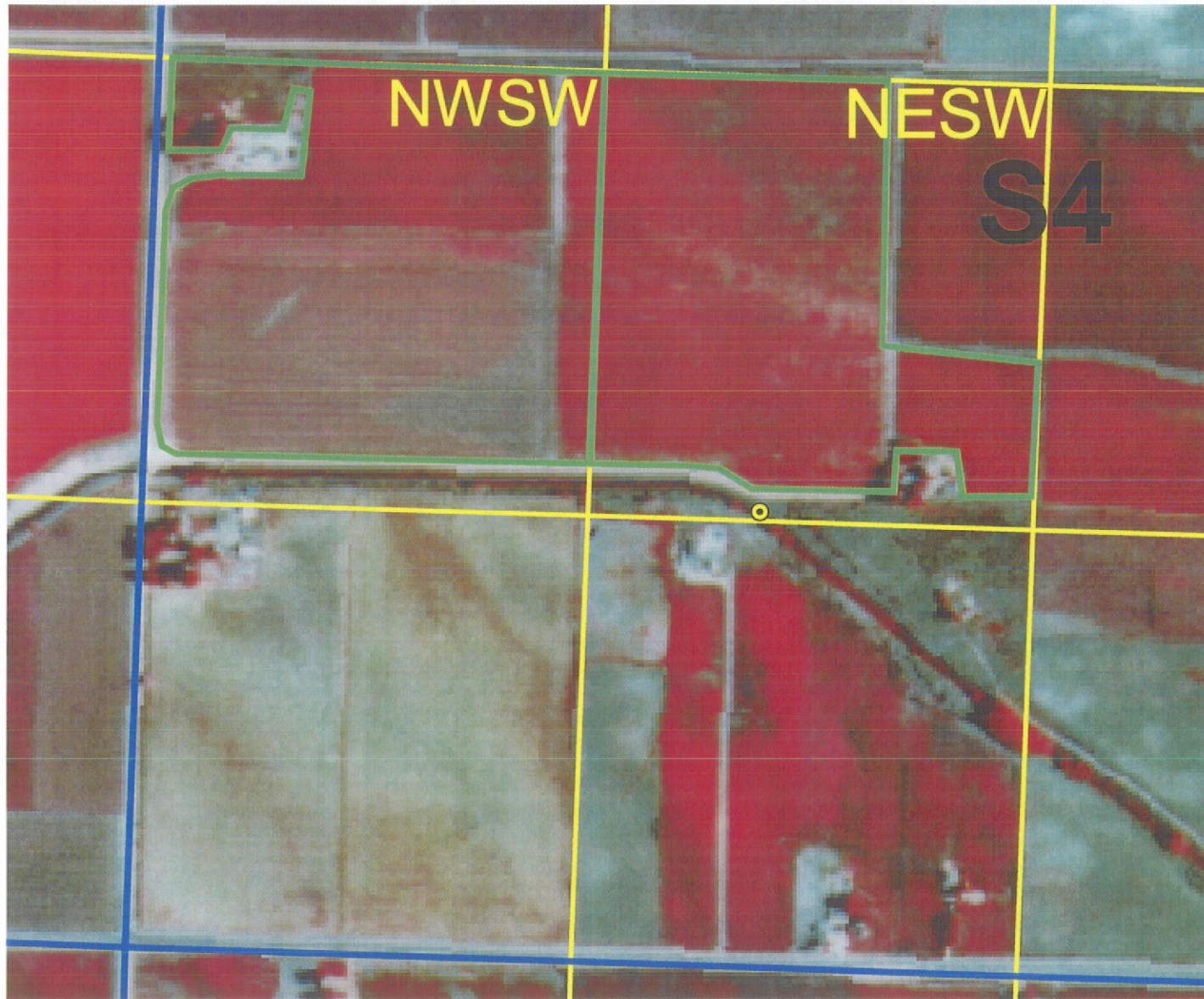
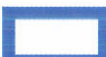


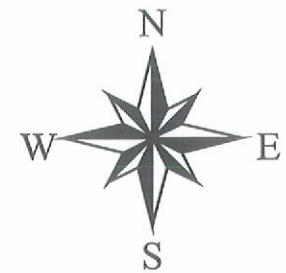
Idaho Department of Water Resources

**T03N, R01W,
S4**

Claim No: 63-2052B
Prepared By: Kimberly Brown
Date: February 3, 2005



-  Place of Use
-  Section Lines
-  1/4 1/4
-  Point of Diversion



1987 NAPP

0.04 0 0.04 0.08 Miles



**Land Records****Characteristics Detail**[Go Back to Property](#)

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

Residential**Agricultural****Land**

Agriculture Characteristics 1 for Parcel "S1204325425"

Irrigated Acres:

Capability Class 1:

58.139

Capability Class 2:

0.0

Capability Class 3:

0.0

Capability Class 4:

0.0

Non-Irrigated Acres:

Capability Class 1:

0.0

Capability Class 2:

0.0

Capability Class 3:

0.0

Capability Class 4:

0.0

Waste Acres:

Capability Class 8:

0.0

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Ada County Links

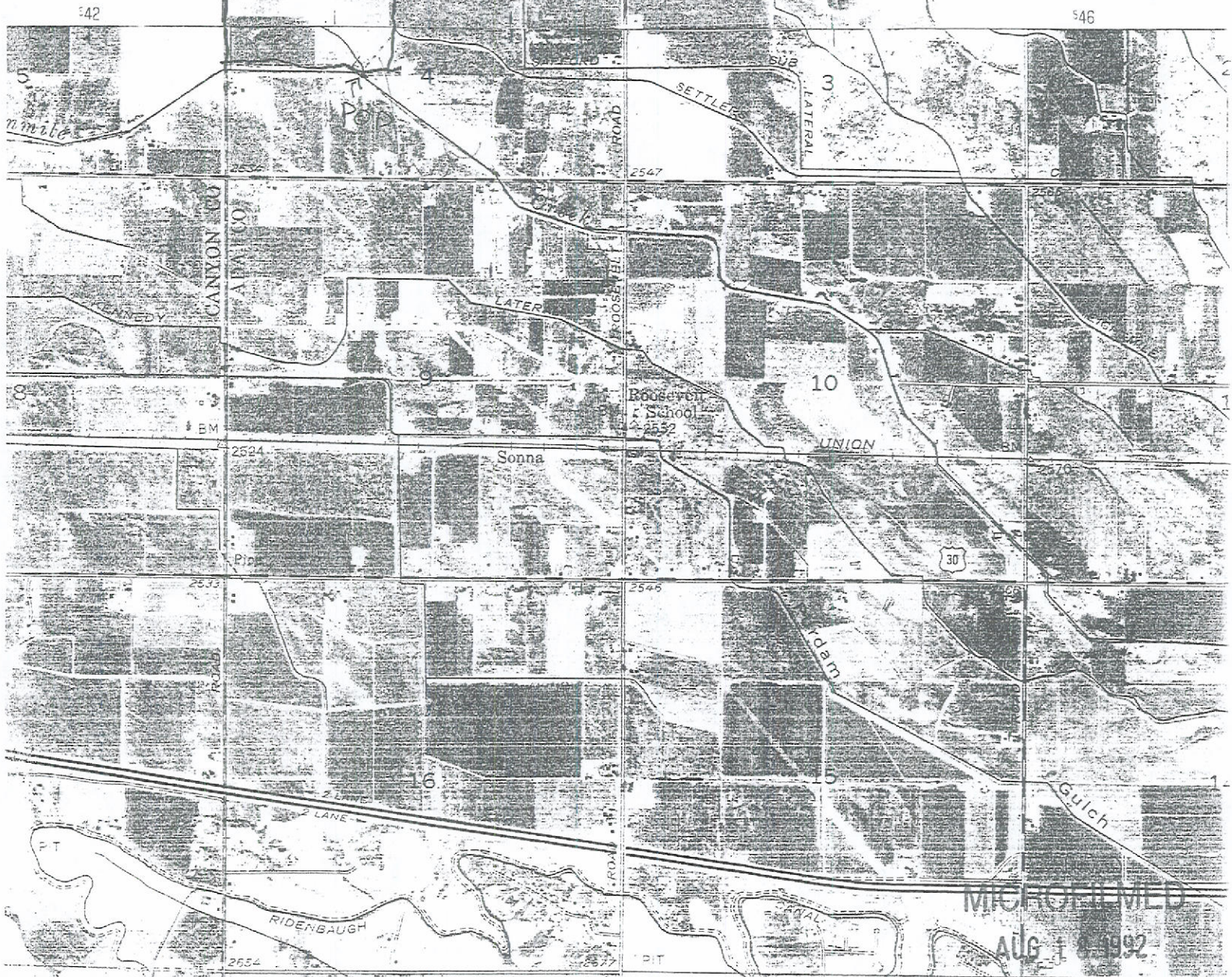
- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)



R RESO

TERIOR
Y



MICROFILMED

AUG 1 8 1992

IMPORTANT MESSAGE

FOR

Kimberly

DATE

5-25-06

TIME

11:10

A.M.
P.M.

WHILE YOU WERE OUT

M

Kimi

OF

Ringert + Clark

PHONE NO.

342-4591

TELEPHONED

PLEASE CALL

CAME TO SEE YOU

WILL CALL AGAIN

WANTS TO SEE YOU

RUSH

RETURNED YOUR CALL

MESSAGE

wants to make
copies of 63-2052B
when would be a
good time to do
this - wants to
come in today

SIGNED

lg

OfficeMax

OM97295

AUG 15 2006

DEPARTMENT OF
WATER RESOURCES
T OF THE

E. Gail McGarry

CERTIFICATE OF MAILING

I certify that on August 11, 2006, I mailed the original and copies of this Amended Certificate of Mailing to the following persons:

Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

Copies to:

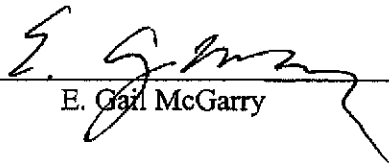
Monte S. Janicek
2256 McDermott
Meridian, ID 83642

Nampa & Meridian Irrigation District
c/o Daniel V. Steenson & S. Bryce Farris
Ringert Clark, Chtd
P. O. Box 2773
Boise, ID 83701

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 4449
Boise, ID 83711-4449



E. Garl McGarry

RECEIVED

JUL 21 1993

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-2052B

(Insert water right no.)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: NAMPA & MERIDIAN IRRIGATION DISTRICT

Address: 1503 First Street South
Nampa, Idaho 83651

Daytime Phone: 208-466-7861

Name & Address of Attorney, if any:

Daniel V. Steenson
S. Bryce Farris
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: Monte S Janicek

Address: 22156 McDermott
Meridian, Idaho 83642

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: See below.
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION (S): This claimed water right is within the boundaries of Nampa & Meridian Irrigation District ("NMID") and the source of the claimed water right is a drain that is owned, operated, maintained and controlled by NMID. The water in said drain, and the source of this claim, is NMID's seepage and/or waste water from NMID's prior or senior water rights and is subject to NMID's right to recapture said water, cease wasting it or to change the place and manner of its use.

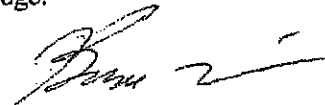
F.

VERIFICATION (must be completed)

State of Idaho)
) ss.
County of Ada)

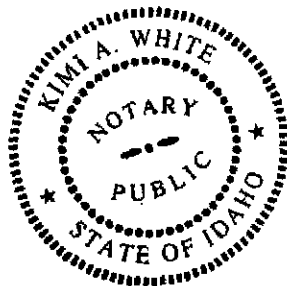
S. Bryce Farris, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.



S. Bryce Farris

Subscribed and sworn to before me on: April 20, 2006





Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 8/10/10

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on April 2nd, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the Claimant of the water right at the following address:

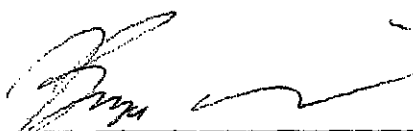
Name: Monte S. Janicek
Address: 22156 McDermott
Meridian, Idaho 83642

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney
mailing on Objector's behalf

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

RIGHT NUMBER: 63-2052B

NAME AND ADDRESS: MONTE S JANICEK
2256 N MC DERMOTT
MERIDIAN ID 83642

SOURCE: TENMILE CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.400 CFS

PRIORITY DATE: 04/29/1907

POINT OF DIVERSION:

T03N R01W S4 NESW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/15 10/15

0.400 CFS

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 15 AND AFTER OCTOBER 15 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.

PLACE OF USE: IRRIGATION Within ADA County

T03N R01W S04 NESW 27.0

T03N R01W S04 NWSW 33.0

60 ACRES TOTAL

This right is limited to the irrigation of 20 acres within the place of use described above in a single irrigation season.

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: License

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Use of this right is combined with water from Nampa Meridian Irrigation District.

Idaho Department of Water Resources

**T03N, R01W,
S4**

Claim No: 63-2052B

Prepared By: Kimberly Brown

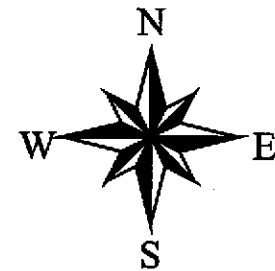
Date: February 3, 2005

 Place of Use

 Section Lines

 1/4 1/4

 Point of Diversion



1987 NAPP

0.04 0 0.04 0.08 Miles



Adjudication Claim Report 63-2052B

Owner Type

Name and Address

Current Owner

MONTE S JANICEK
2256 N MC DERMOTT
MERIDIAN, ID 83642
(208)888-7142

Original Owner

ROBERT NOBLE ✓

BOISE, ID

Priority Date: 04/29/1907✓

Basis: License ✓

Status: Active

Source

Tributary

TENMILE CREEK ✓

BOISE RIVER

Beneficial Use

From	To	
------	----	--

Diversion Rate

Annual Volume

IRRIGATION ✓

4/15 to 10/15 ✓

0.400 CFS ✓

Total Diversion:

0.400 CFS ✓

Location of Point(s) of Diversion

TENMILE CREEK

ADA County ✓

~~SW 1/4 NE 1/4 NW 1/4~~ ✓
NE SW

Sec. 4, Twp 03N, Rge 01W, B.M. ✓

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	
✓ 03N	01W	4									✓ 27.0	✓ 40.0							✓ 67.0
											✓ 27.0	✓ 40.0							✓ 67.0

Total Acres: 67

60.0

cannot give more than claimed

Conditions of Approval:

Remark - Lic. incorrectly describes POD as SWSE, TOZN,
ADD C05 - POU ACC. TRANS, ROIW, S4.

Remarks:

1. General

THIS LICENSE IS LIMITED TO 20 ACRES, HOWEVER, SINCE THE WATER WAS
ORIGINALLY PUT TO USE, THE PROPERTY HAS BEEN LEVELED AND THE CREEK HAS
BEEN CHANGED. THE WATER IS DIVERTED FROM TENMILE CREEK AND PUMPED IN A
DITCH; THIS WATER CO-MINGLES WITH DITCH WATER AND IS USED WITHIN THE 67
ACRES DESCRIBED ON THIS CLAIM.

ADD 804 = Season of use is 3/1 to 11/15.

ADD W51 - Use is combined with Nampa-Meridian Irr. Dist. water.

PPU-ADD K06 - limited to 20 acres in the ^(NWSN) place of use in a single yr. season.

ADD. FOR ACC. TRANS. / PARCEL NO: S1204325425 ^{season.} ^{portion of} S1204315300.

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			NE	SW					

Description of diverting works

Pumped from ditch into laterals.

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-21859, 63-4789

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

No overlap - both have separate POBs - ground water source.

WATER USES

☐ No change

☐ Different Uses

Use Irrigation From 3/1 To 11/15 Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

~~20 acres x 4.5 af/acre = 90 af/annum~~ 0.4 cfs x 1.9835 x 260 day = 206.3

TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

Surface water - volume not applicable

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

POU ACCOMPLISHED TRANSFER -
Permissible Place of Use - this
license is limited to 20 acres.

* no electronic backfile available

Field Exam Date 2.3.05

(in office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid 167⁰⁰ (\$50⁰⁰ flat fee + 67 acres irrigation + 50⁰⁰ late fee)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) A63-2052 B

Owner: Monte S. Janiciele Phone No. (208) 888-7142

Current Address: 2256 N. McDermott, Meridian 83642

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☒ How long owned property? since 1975

Accompanied by: N/A

PRIORITY DATE

- ☒ No change - Complete evidence submitted or not necessary
- ☐ Incomplete - Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 4/29/1907

(If priority date, based on your exam, seems questionable, explain below.)

Source: Ten Mile Creek Tributary to _____

- ☒ No Change - SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

POD ACCOMPLISHED TRANSFER -

- ☐ No change
- ☒ POD found is different than claimed: POD located in NE 1/4 SW 1/4
- ☐ If different, when did POD change? _____

According to the project map attached to the Notice of Claim, the POD is located in the NE SW. I called Mr. Janiciele on 2.3.05 and he verified that the NENW is incorrect and the NESW is correct (see Conversation Memo).

Season of use is 3/1 to 11/15.

Use is combined with Nampa-Meridian Irr. Dist. water.

POU ACCOMPLISHED TRANSFER

POD ACCOMPLISHED TRANSFER

Permissible Place of Use - This right is limited to the irrigation of 90 acres within the place of use in a single irrigation season.

Parcel No: S12 043 25 425

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 2.3.05 (in office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2052

WATER RIGHT NUMBER: 63-2052

Owner Type Name and Address
 Current Owner ROBERT NOBLE ✓
 BOISE, ID

PARENT

Priority Date: 04/29/1907 ✓
 Basis: License ✓
 Status: Active

Source Tributary
 TENMILE CREEK ✓ BOISE RIVER

Beneficial Use From To Diversion Rate Annual Volume
 IRRIGATION ✓ / to / 2.800 CFS ✓
Domestic Total Diversion: 2.800 CFS ✓

Location of Point(s) of Diversion

TENMILE CREEK
 ADA County ✓

NW1/4SW1/4 ✓

Sec. 4, Twp 03N, Rge 01W, B.M. ✓

Place of Use
 IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals	
✓	03N	01W	4	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	20.0
✓	03N	01W	5																	120.0

Total Acres: 140 ✓

Conditions of Approval:Remarks:

1. General LIC. INCORRECTLY DESCRIBES P/D AS SWSE, S4, T3N, R1W. ✓

Comments:

only this belongs to Monte Janicele

these 120 AC belong to the Frazier Family Trust 4188 Cherry Lane

Note: The P.D. was not platted in the SW¹/₄ SE¹/₄ of Section 4 as given in the license, but rather in the NW¹/₄ SW¹/₄ in order to comply with the location shown on the Meridian Quadrangle (X-59).

Dick Link

2-1-77

 Ada County *
 Ten Mile Creek *
 2.8 cubic feet per second *
 Irrigation and Domestic Use *
 Priority 4-29-07 *

STATE OF IDAHO
 Water License No. 2715*

WHEREAS, On the 29th day of April, A. D. 1907, ROBERT NOBLE, of Boise, County of Ada, State of Idaho, duly made application (No. 3828,) to me for a permit to use 3.2 cubic feet per second of the waters of TEN MILE CREEK, County of Ada, State of Idaho, for irrigation and domestic purposes, and

WHEREAS, On the 4th day of May, A. D. 1907, Permit No. 2715 was issued to said applicant for the diversion of said water, and providing for the completion of the works of diversion therein described on or before the 4th day of May, A. D. 1909, and for the application to beneficial use of said water on or before the 4th day of May, A. D. 1911, and,

WHEREAS, On the 4th day of May, A. D. 1909, ROBERT NOBLE, the holder of said permit duly made proof of the completion of adequate works for the diversion of 3.2 cubic feet per second of said waters, as evidenced by my Certificate No. 2715, dated February 14, 1910, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 3.2 cubic feet per second of water, with date of priority of April 29, 1907, and,

WHEREAS, On the 5th day of April, A. D. 1911, ROBERT NOBLE, the holder of said permit duly made proof of the application to beneficial use of 2.8 cubic feet per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to ROBERT NOBLE, of Boise, County of Ada, State of Idaho, the holder and owner of said Permit No. 2715, a perpetual right, dating from April 29, 1907, to the use of 2.8 cubic feet per second of the waters of TEN MILE CREEK, in the County of Ada and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted at a point in the southwest quarter of the southeast quarter (SW4 SE4), section 4, township 3 north of range 1 west of Boise Meridian, and conducted to and upon 20 acres in the northwest quarter of southwest quarter, (NW4 SW4), section 4, 80 acres in the north half of the southeast quarter (NE2 SE4) and 40 acres in the northeast quarter of southwest quarter (NE4 SW4) of section 5, township 3 north of range 1 west of Boise Meridian, for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this seventh day of April, A. D. Nineteen hundred and eleven.

(SEAL)

A. R. Robinson,

Recorded April 17th, 1911.

State Engineer.

63 2052

No. 3828

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant - Robert Noble ✓
Postoffice address: P.O. Boise
County - Ada
2. The quantity of water claimed is 3.2 cubic feet per second.
3. Source of water supply - Ten Mile Creek
County of Ada
4. Location of point of diversion - NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, T. 3 N.R. 1 W.
5. To be used for:
 - I. Irrigation and domestic use:
 - (a) Number of acres to be irrigated 160 acres.
 - (b) In the following legal subdivisions - NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 4, N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 3 N. R. 1 W.
6. Estimated cost of works \$4500.00.
7. Description of works for diversion:
 - I. Kind of works - Dam and two ditches.
 - II. Dimensions of works:
 - (a) Height of dam 5 feet, length of dam at top 70 feet, length of dam at bottom 20 feet, material used in construction 4 lumber and earth.
 - (c) Size of headgate, width 4 feet, height 2 feet.
 - (d) Ditch, North side, width at bottom 2 feet, width at water line 3 $\frac{1}{2}$ feet. Average grade per mile is 3 feet. Length of ditch about one mile, and it crosses the following quarter sections - SW $\frac{1}{4}$ Sec. 4 and SE $\frac{1}{4}$ Sec. 5, T. 3 N., R. 1 W. to N $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 4, N $\frac{1}{2}$ SE $\frac{1}{4}$ and NE $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 5, T. 3 N. R. 1 W.
8. Time required for the completion of the construction of such work is 2 years.
9. Time required for the complete application of the water to the proposed use is 2 additional years.

Remarks: The S $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ said Sec. 4 will be irrigated by a ditch taken out at the dam on the south side of the creek, said ditch crossing a portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ said Sec. 4, dimensions of ditch to be the same as for the north side ditch.

APPROVAL OF STATE ENGINEER.

The number of this permit is 2715.

Date of first receipt of application 11:45 a.m. April 29, 1907.

Recorded in Book 8, Page 2715. Approved May 4, 1907.

Blank notice for proof of completion mailed applicant: February 1, 1909
 Notice received April 1, 1909, fixing May 4, 1909, as date & Meridian as place of proof.
 Publication notice mailed Boise Statesman, April 1, 1909
 Affidavit as to change in point of diversion received April 1, 1909
 C.G. Kneack authorized April 24, to make examination of works.
 Deposition and report received May 5, 1909
 Fees received May 10, 1909
 Affidavit of publication received February 12, 1910
 Certificate issued February 14, 1910.

 Permit No. 2715

CERTIFICATE OF COMPLETION OF WORKS.

 To All Whom it May Concern:

This is to certify that Robert Noble of Boise, County of Ada, and State of Idaho, the holder of Permit No. 2715, issued upon Application No. 3828, bearing date of priority of April 29, 1907, authorizing the diversion of 3.2 second feet of the waters of Ten Mile Creek, County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 3.2 second feet of the waters of Ten Mile Creek, that the point of Diversion of said waters is at a point in the southwest quarter of southeast quarter of section 4, township 3 North, Range 1 West of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Northwest quarter of southwest quarter section 4, Northeast quarter of the southeast quarter, northwest quarter of southeast quarter and northeast quarter of southwest quarter of section 5, Township 3 North, Range 1 West of the Boise Meridian.

Witness my hand this 14th day of February, A.D. 1910.

Jas. Stephenson, Jr.

State Engineer of the State of Idaho

License issued for 28 second feet
P. 794

WATER RIGHT NUMBER 63-2052

OWNER LAST NAME - NOBLE FIRST NAME - ROBERT ORIG OWNER -
ADDRESS LINE 1 - ADDRESS LINE 2 -
ADDRESS LINE 3 - CITY - BOISE STATE - ID ZIP CODE -
SOURCE - TENMILE CREEK TRIBUTARY OF - BOISE RIVER
STAGE - LICENSE STATUS - PRIORITY - 04-29-1907 COUNTY - ADA TOTAL DIV. RATE - 2.8000 -CFS
TOTAL DIV. VOLUME - .00 AFA TRFR/AMEND - WATER DIST. - 63 DLE/CAREY ACT - RIGHT BASIS -
DIVERSION POINT - NWSW 04 03N 01W LOT REDIV - 272.0 312.0 46.0 3.0 0.0 0.0 0.0 0.0 0.0 0.0 8.9
FROM - TO - USE - IRRIGATION USE DIV. RATE - 2.8000 CFS USE DIV. VOLUME - .00 AFA
USE - IRRIGATION PLACE OF USE - TWN 03N RNG 01W SEC 05 TRACT NESW LOT AC 40 TRACT NESE LOT AC 40
TRACT NWSE LOT AC 40
TRACT NWSW LOT AC 20
USE - IRRIGATION PLACE OF USE - TWN 03N RNG 01W SEC 04 TRACT NWSW LOT AC 20
DEGREE NAME - DATE - TOTAL ACRES 140
REMARKS - LIC. INCORRECTLY DESCRIBES P/D AS SWSE, S4, T3N, R1W.
NON IRRIG USE -
OTHER RIGHTS FOR SAME USE -
PROOF DUE - PERMIT/DENIED - PROTESTED - HEARING - OLD NO. - 2715
PROOF MADE - FLD EXAM - COND. OF APPROVAL -
DIVERSION MEANS -

VERIFIED J G

4/18/85

3/79

IDENT. NO. 63-2052

IDAHO DEPARTMENT OF WATER RESOURCES

WATER RIGHT DATA ENTRY LOG

[illegible]

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. A63-05052B

February 3, 2005

After beginning my review of this claim, I had a couple of questions and, therefore, called Mr. Janicek at #888-7142. Mr. Janicek verified that the claimed water co-mingles with Nampa-Meridian Irrigation District water.

In addition, the location of the POD is in question. Since the claimed POD is in the NENW and the project map shows that it is located in the NESW, I asked Mr. Janicek if it was located in the NENW; as claimed, or in the NESW; as shown on the map. Mr. Janicek stated that the POD is located in the NESW – where it's been ever since he bought the property in 1975 and where it remains today.

Kimberly Brown
Senior Water Resource Agent
Western Region

*Mr. Janicek also mentioned
that the drain went in on
Ten Mile Creek in 1915 and
that's when the fields
were leveled.*

overlay review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2052A

WATER RIGHT NUMBER: ~~63-2052A~~

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	HELEN L FRASIER 4188 CHERRY LN NAMPA, ID 83687
Current Owner	HAL FRASIER 4188 CHERRY LN NAMPA, ID 83687 (208)466-5925
Original Owner	ROBERT NOBLE BOISE, ID

Priority Date: 04/29/1907

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 10/15	2.400 CFS	
	<u>Total Diversion:</u>	2.400 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	SE1/4NE1/4SE1/4	Sec. 5, Twp 03N, Rge 01W, B.M.
CANYON 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	
03N	01W	5																	

Total Acres: 120

Conditions of Approval:

Remarks:

Comments:

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2052B

02/03/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~2052B~~	~~Claim~~	~~03N~~	~~01W~~	~~4~~	~~NE~~	~~SW~~		~~IRRIGATION~~	~~27/67~~	~~MONTE S JANICEK~~
~~2052B~~	~~Claim~~	~~03N~~	~~01W~~	~~4~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~40/67~~	~~MONTE S JANICEK~~
~~2052~~	~~Water Right~~	~~03N~~	~~01W~~	~~4~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~20/140~~	~~ROBERT NOBLE~~

no overlap -

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2052B

02/03/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-21859	Claim	03N	01W	4	NE	NW	3	<u>GROUND WATER</u> Domestic	L ALDIN PORTER
~~63-2052B~~	~~Claim~~	~~03N~~	~~01W~~	~~4~~	~~NE~~	~~NW~~	~~3~~	~~TENMILE CREEK BOISE RIVER~~	~~MONTE S JANICEK~~
63-4789	Water Right	03N	01W	4	NE	NW	3	<u>GROUND WATER</u> Domestic	SHIRLEY P PORTER
~~63-21859~~	~~Water Right~~	~~03N~~	~~01W~~	~~4~~	~~NE~~	~~NW~~	~~3~~	~~GROUND WATER~~	~~L ALDIN PORTER~~

No overlap - separate sources (GW).



Land Records

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

Property Details for Parcel S1204325425

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 63.639
Zone Code: RUT
Primary Code Area: 242 Tax Districts
Group Type: SECT
Subdivision: 3N 1W 04
Section: 3N1W04

Property Description

PAR #5425 OF N2SW4
 SEC 4 3N 1W
 #325420-B

Property Address

2256 N MCDERMOTT RD
 MERIDIAN, ID 83642

2256 N MCDERMOTT RD
 MERIDIAN, ID 83642

[Click to View Interactive Map](#)

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	100-HOMESITE ON AG	1.000	\$63,000	MARKET
Primary	310-RES IMPROVEMENT	0.000	\$77,500	COST
Primary	10-IRRIGATED AG	58.139	\$84,300	INCOME
Primary	190-WASTE LAND	4.500	\$0	INCOME

Total Assessed Value: \$224,800

Parcel Valuation History

Assessed value for year 2004 \$224,800

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Residential
 Agriculture
 Land

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)



Land Records

Characteristics Detail[Go Back to Property](#)

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

Residential**Agricultural****Land****Residential Characteristics 1 for Parcel "S1204325425"**

Occupancy Date:	No Date Available
Year Built:	1948
Year Remodel:	1982
Effective Age:	1959
Construction Class:	3
Number of Bedrooms:	3
Number Bathrooms:	2.0
Number of Fireplaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	0
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	400
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	128
Patio Covered:	Y
Pool Sq Ft:	0
Total Sq Ft:	2660
Main Floor Sq Ft:	1748
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	912
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)

**Land Records****Characteristics Detail**[Go Back to Property](#)

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old Interactive map](#)

Residential**Land****Agriculture Characteristics 1 for Parcel "S1204325425"****Irrigated Acres:**

Capability Class 1:	58.139
Capability Class 2:	0.0
Capability Class 3:	0.0
Capability Class 4:	0.0

Non-Irrigated Acres:

Capability Class 1:	0.0
Capability Class 2:	0.0
Capability Class 3:	0.0
Capability Class 4:	0.0

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

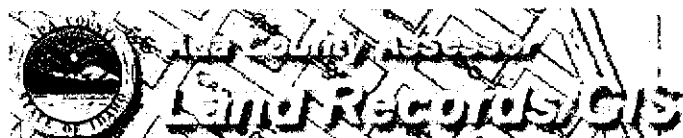
Waste Acres:

Capability Class 8:	0.0
----------------------------	-----

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)



Land Records

Characteristics Detail[Go Back to Property](#)

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

Residential**Agricultural****Land****Land Characteristics 1 for Parcel "S1204325425"**

Residential Acres:	1.000
Commercial Acres:	0.000
Other Acres:	0.000
MLS Area:	1030 - NW Meridian
Street:	Not Available
Utility:	Not Available
Water Source:	Not Available
Sewer:	Not Available
Sidewalks:	N
Curb-Gutters:	N
Topography:	Not Available
View:	Not Available
Water Influence:	None
Water Frontage Feet:	0
Corner:	N

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)

Receipt Details for ID C016317

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/16/1990 4:56:51 PM	4/16/1990	State	\$167.00	Check
Payer		JANICEK FARMS		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
7320			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$167.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2052	B	\$167.00	Claim

[Print Report](#)

\$ 117
50 (late fee)
167

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: A63-02052B
Date Received: 4-16-90
Receipt No: 2016317
Received By: *[Signature]*

RECEIVED
APR 16 1990

Department of Water Resources **NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: MONTE S. JANICEK 208-888-7142
Address: 2256 N. MC DERMOTT
MERIDIAN, ID 83642

2. Date of Priority: APR 29, 1907

3. Source: TENMILE CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	01W	4	SW	NE	NW		ADA

5. Description of diverting works:
PUMPED FROM DITCH INTO LATERALS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		

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

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01W	4	NE	SW		IRR	27.0
			NW	SW		IRR	40.0
Section Acres							67.0

A63-02052B

Page 1

Date: 01/19/90

MICROFILMED
AUG 18 1992

10. Place of Use: Continued

Total Acres 67.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NAMPA-MERIDIAN IRRIG. DISTRICT.

14. Remarks:

THIS LICENSE IS LIMITED TO 20 ACRES, HOWEVER, SINCE THE WATER WAS ORIGINALLY PUT TO USE, THE PROPERTY HAS BEEN LEVELED AND THE CREEK HAS BEEN CHANGED. THE WATER IS DIVERTED FROM TENMILE CREEK AND PUMPED IN A DITCH; THIS WATER CO-MINGLES WITH DITCH WATER AND IS USED WITHIN THE 67 ACRES DESCRIBED ON THIS CLAIM.

15. Basis of Claim: LICENSE
Water Right Number: 2715

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: 1

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): X Monte Janich Date: X 1-19-90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 19th day
of 1st January 19 90 Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994
~~My Commission Expires~~

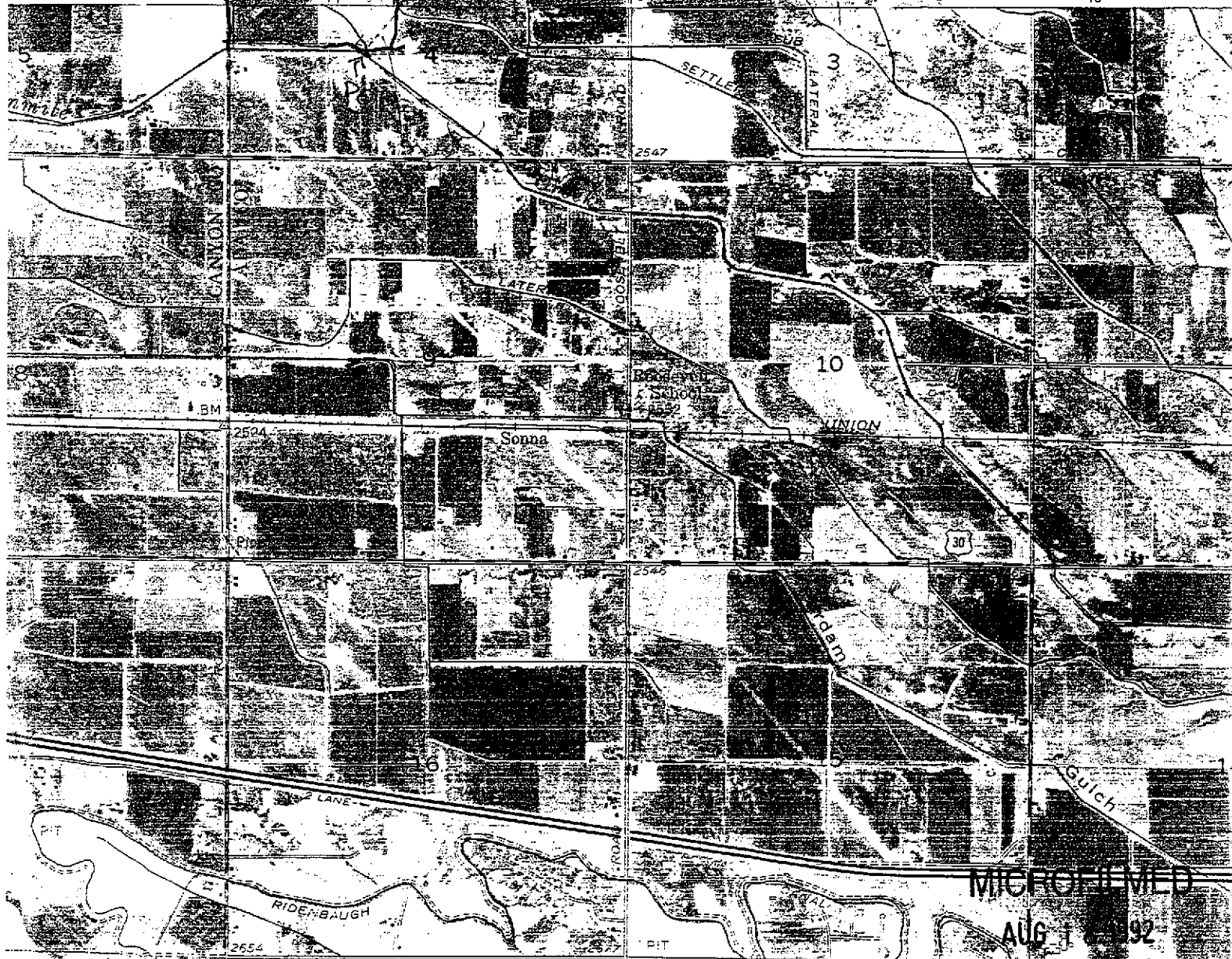


R RESO

TERIOR
Y

542

546



MICROFILMED

AUG 1 1992