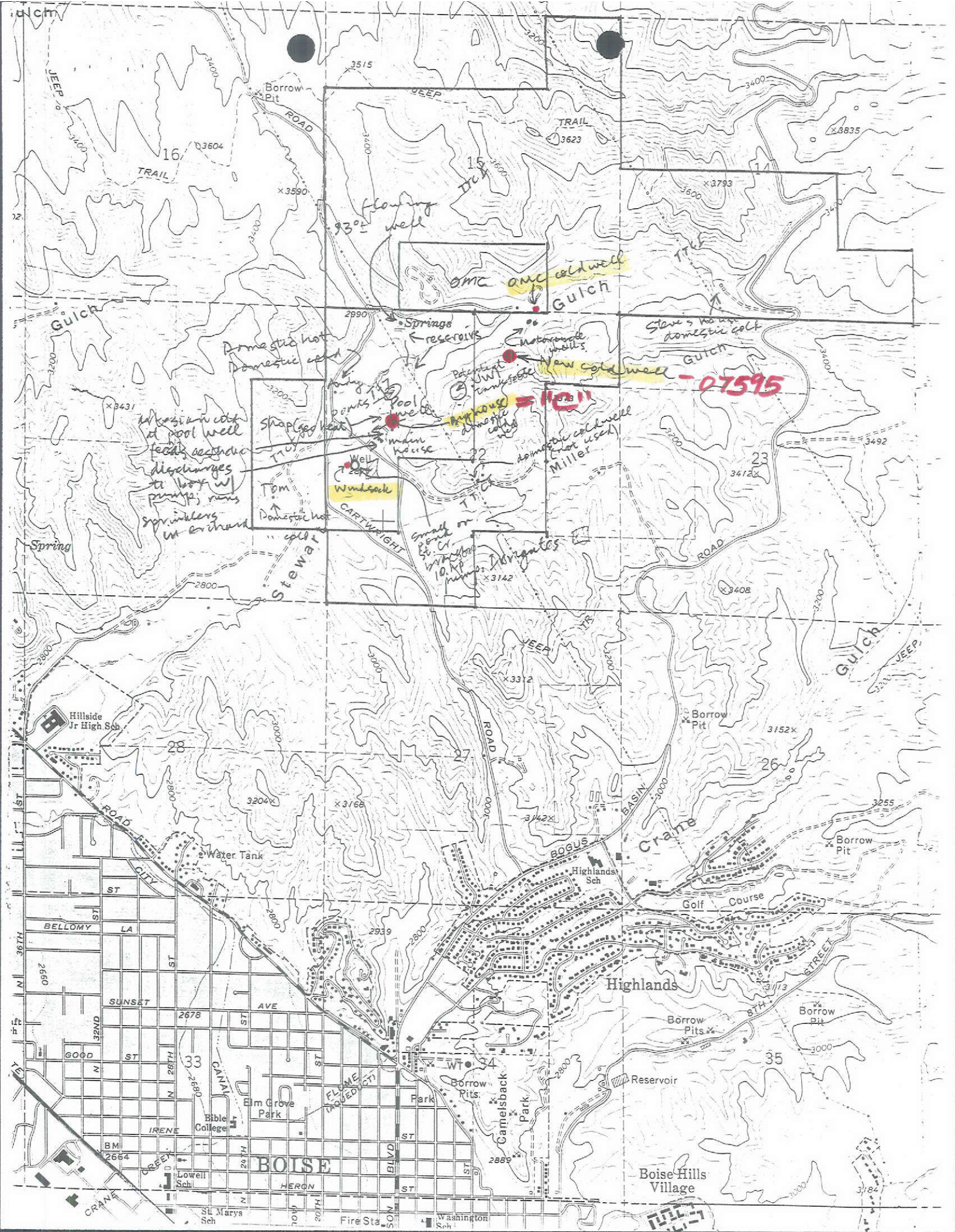




4839
4838
4837
4836
4835
40'

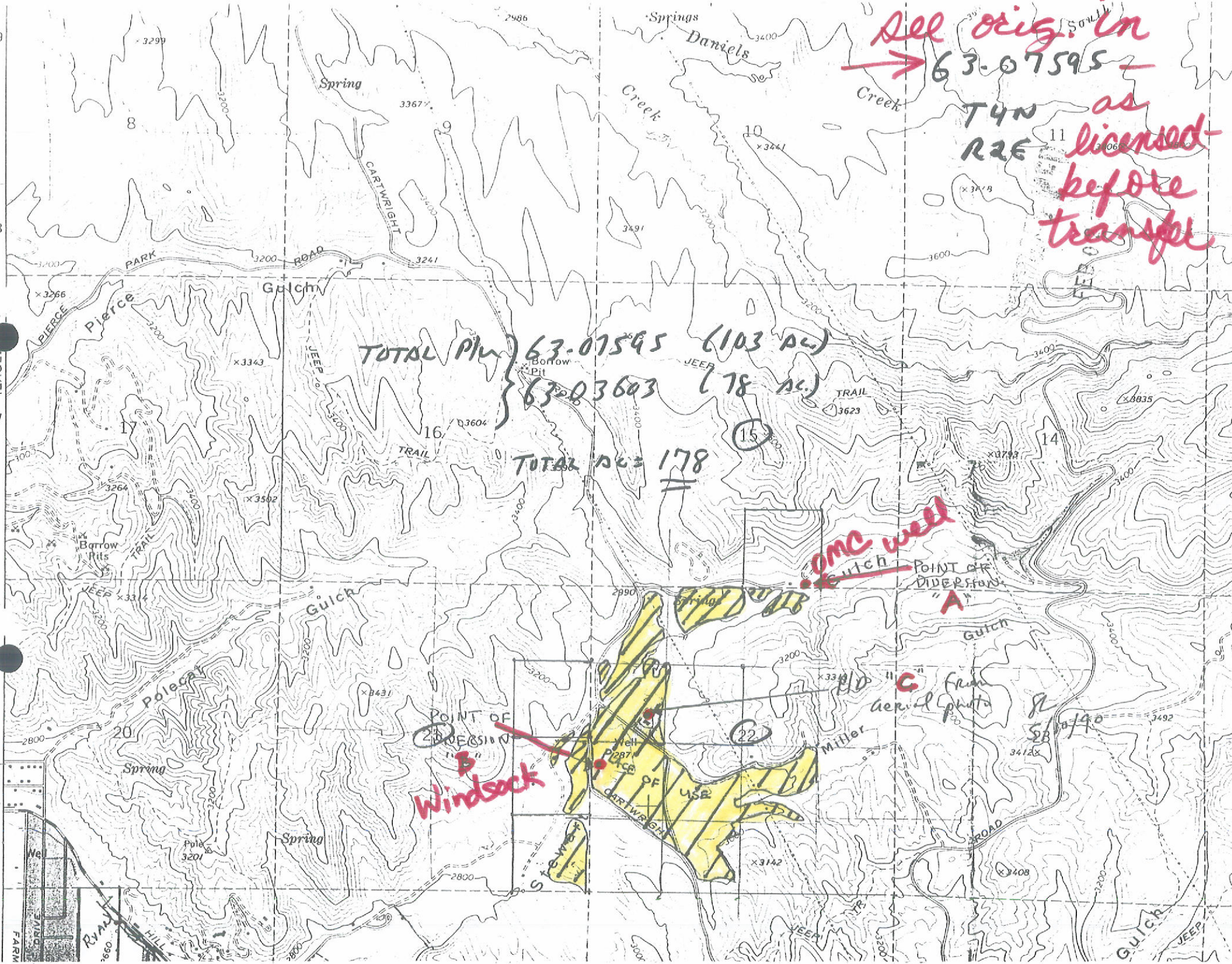
See orig. in
→ 63-07595-
T4N
R2E
as
licensed-
before
transfer

TOTAL PLW } 63-07595 (103 AC)
63-03603 (78 AC)

TOTAL AC = 178

omc well

Windsock

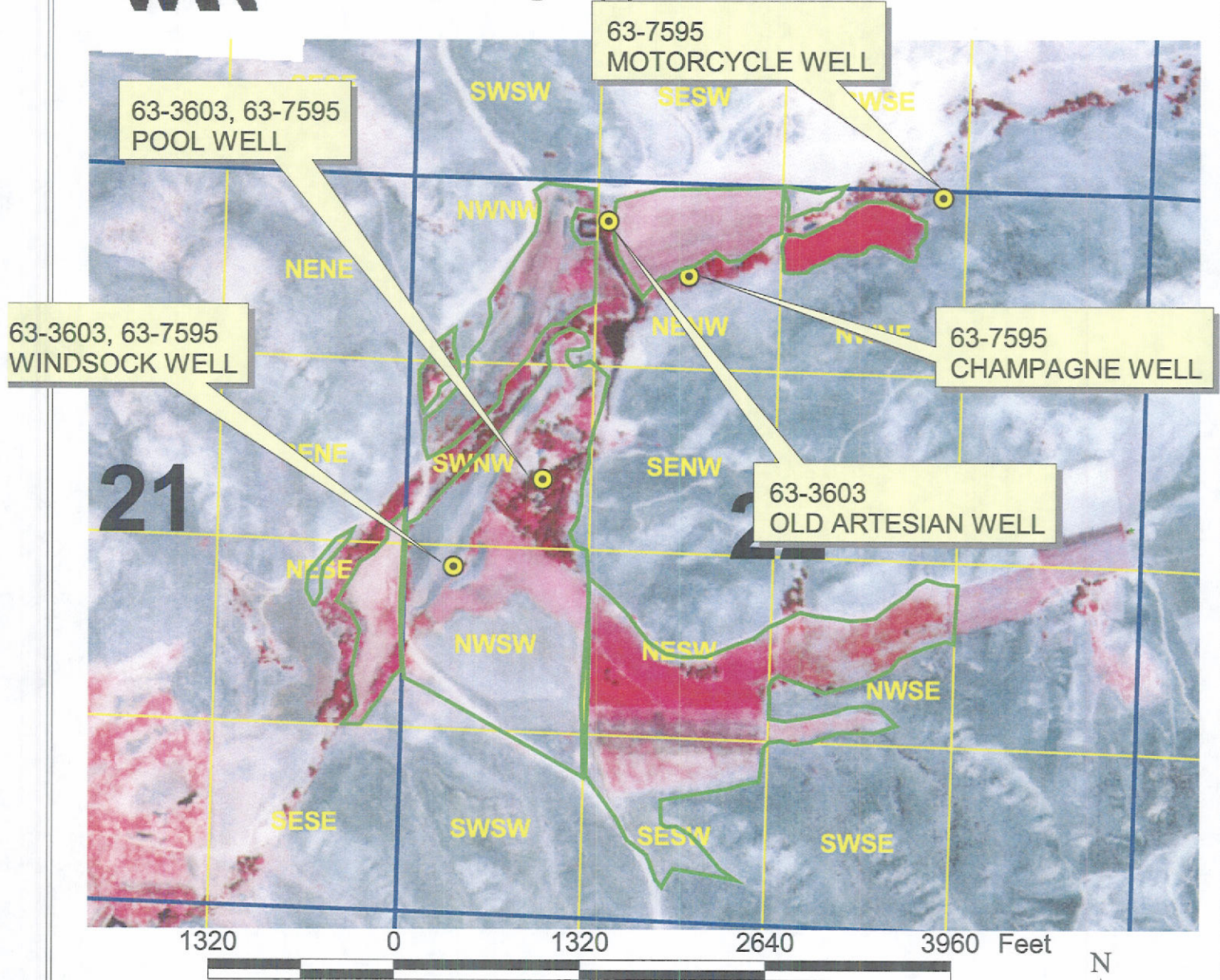


2827



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTIONS 21 and 22
Water Right (s): 63-3603 and 63-7595



TOTAL IRRIGATED ACRES = 171
63-3603 = 78 ACRES
63-7595 = 93 ACRES

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: November 2005



63-03603
Exam

well a
in 63-07595

B459

4590

These 2 are
different wells
than in
63-07595
NEW & SWW

area of house -
and well "C" in
63-07595

11 = area 12 between
63-03603. Most if
not all of these are
same area identified
in aerial photo of
exam in 63-07595.

FEB 02

↑
appears to
be same
well as
in
63-07595
(PID "B")

Closest 14-14 lines

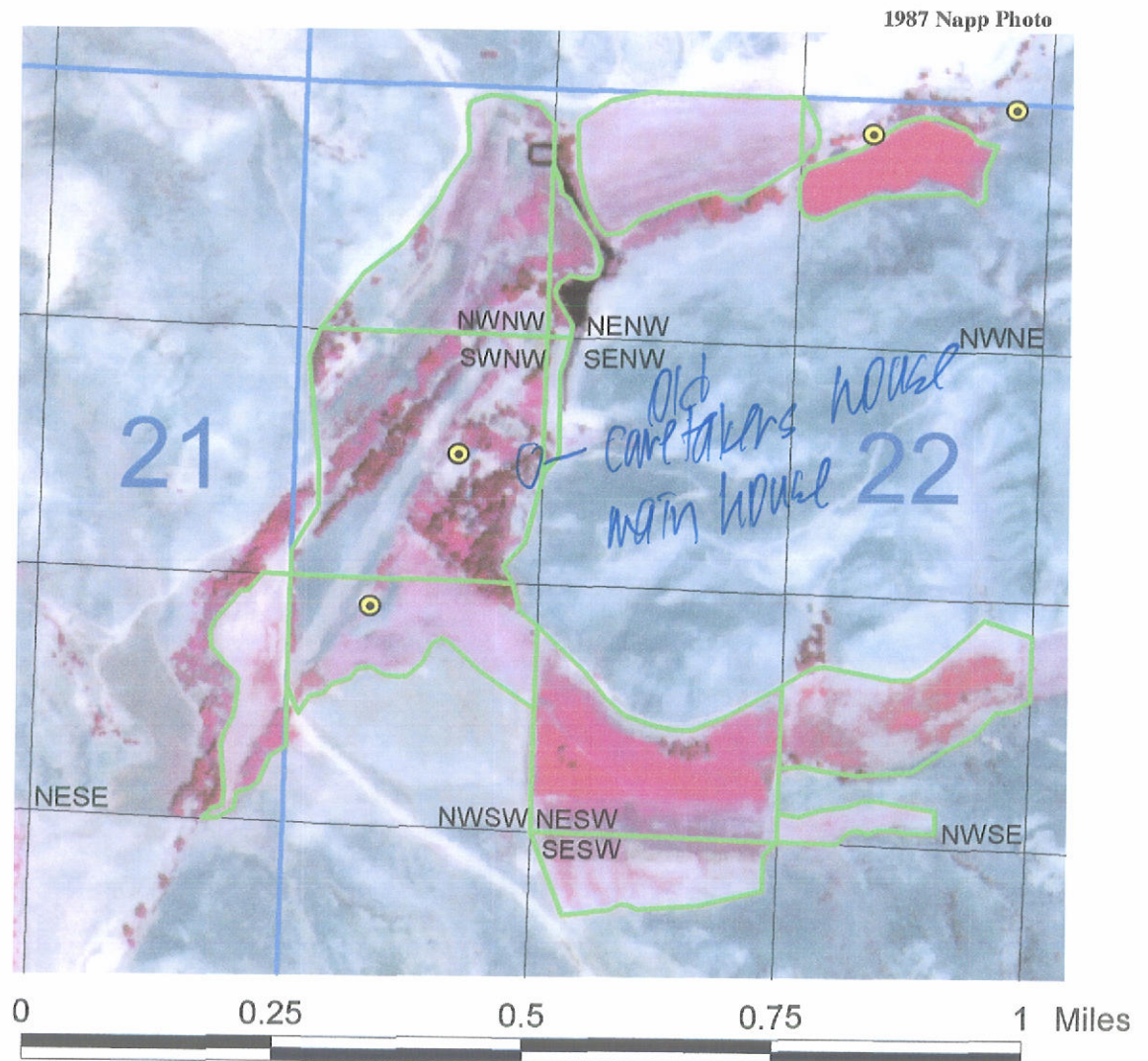
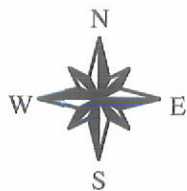
MAP update 82 FEB 16/90

63-3603

Idaho Department of Water Resources

Claim Number: 63-07595
Legal: T4N, R2E, S21, 22
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



40'

22

TYN
R2E

44

POINT OF
DIVERSION

"C" from
Aerial Photo

SL
5/10/91

63-07595

T 42

126

5.15

21

22

POINT OF DIVERSION (A)

TOTAL ACRES
PER TRACT

4/10/92

AI45
T188

POINT OF DIVERSION (C)
(HOUSE AND POOL WELL)

2nd home East of well's main home
-R

TOTAL AL = 178

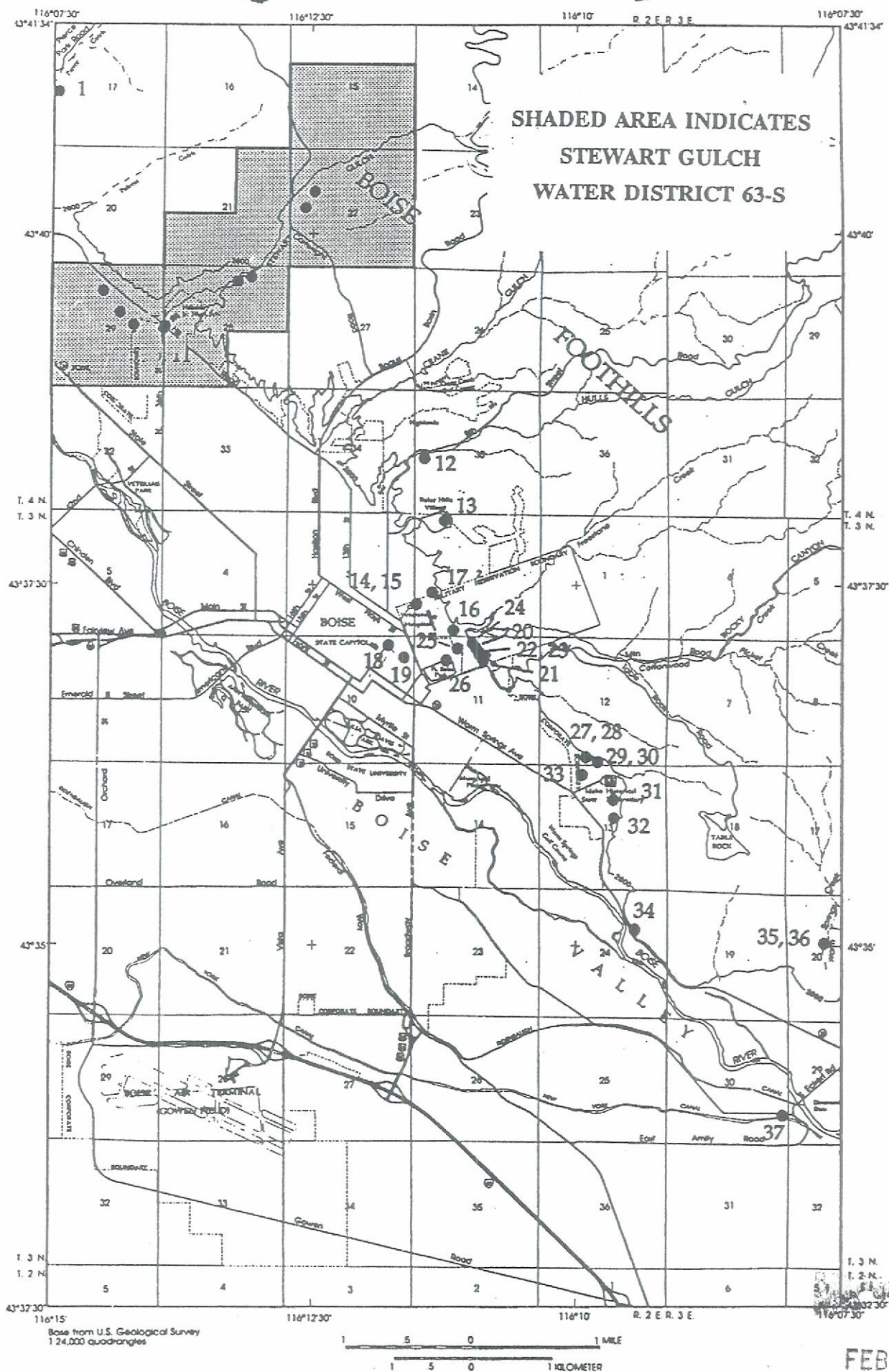
63-03603-78

$$63-7595=103$$

Some overlap

E 9

NOT TO SCALE



FEB 02 1960

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 63-7595
Date Received: 8/21/1989
Receipt No: W004759
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THE TERTELING CO INC Phone: (208)338-5200
3823 N 36TH ST
BOISE ID USA 83703

2. Date of Priority: 03/07/1973

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	22	SW NW	ADA	
04N	02E	22	NW NE	ADA	
04N	02E	22	NW SW	ADA	
04N	02E	22	NE NW	ADA	

5. Description of diverting works:

WELLS, PUMPS, STORAGE RESERVOIR, SPRINKLERS. SEE ATTACHMENTS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	2	463.5
STOCKWATER	01/01	12/31	0.05	2
DOMESTIC	01/01	12/31	0.05	1.2

7. Total Quantity Appropriated is:

2 C.F.S. and/or 466.7 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
04N	02E	21	NE	SE	IRRIGATION	8	
			SE	NE	IRRIGATION	1	
			SE	SE	IRRIGATION	10	
						Section Acres	189
04N	02E	22	NW	NE	IRRIGATION	8	
			NE	NW	IRRIGATION	11	
			NW	NW	IRRIGATION	10	
			SW	NW	IRRIGATION	27	
			SE	NW	IRRIGATION	1	
			NE	SW	IRRIGATION	3	
			NW	SW	IRRIGATION	14	
			SE	SW	IRRIGATION	3	
			NW	SE	IRRIGATION	4	
			SW	SW	IRRIGATION	3	
			SW	NW	DOMESTIC		
SW	NW	STOCKWATER					
						Section Acres	84
						Total Acres	103

NWSE
Arrowhead Camp
Medical Cr.
Boise Parks &
(15.9ac) REC.

93

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:

14. Remarks:

Attorney name added per notification from Charlie Honsinger. DB 3/1/2004

The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.

AMENDED CLAIM SUBMITTED 3/7/1990, DATA ENTERED AS SUBMITTED - KW. CLAIM AMENDED PER TRANSFER NO. 4202 APPROVED 10-27-93. SEE THE FINAL ORDER FOR CONDITIONS OF APPROVAL - IN FILE. JS THIS WATER RIGHT WAS LICENSED WITH THREE POINTS OF DIVERSION: THE WINDSOCK WELL (NWSW, SEC. 22), THE MOTORCYCLE WELL (NWNE, SEC. 22), AND A THIRD WELL (SWNW, SEC. 22) COMMONLY REFERRED TO AS THE POOL WELL. UNDER APPROVED TRANSFER

NO. 4202 (10/27/93), THE CLAIMANT WAS ENTITLED TO DRILL AN ADDITIONAL WELL AS AN ALTERNATE POINT OF DIVERSION UNDER THIS WATER RIGHT. CLAIMANT HAS SUCCESSFULLY CONSTRUCTED THIS NEW WELL IN THE NWNE, SEC. 22; IT IS COMMONLY KNOWN AS THE CHAMPAGNE WELL. ACCORDINGLY, THIS CLAIM ASSERTS AN ENTITLEMENT TO PUMP GROUNDWATER FOR IRRIGATION UNDER THIS WATER RIGHT FROM THE CHAMPAGNE, MOTORCYCLE, POOL AND WINDSOCK WELLS.

15. Basis of Claim: License

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 63-07595
Date Received _____
Receipt Number _____

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

RECEIVED
OCT 25 2005
WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant(s) The Terteling Company, Inc. Phone: (208) 338-5200
Mailing Address 3823 N. 36th St., Boise, ID Zip 83703
2. Date of Priority only (1) per claim) 03/07/1973
3. Source of water supply (a) Ground Water
which is tributary to (b) N/A
4. a. Location of existing point of diversion is: Township 04N Range 02E Section 22,
1/4 of NW 1/4 NE 1/4, Govt. Lot, _____ B.M., County of Ada
Additional points of diversion if any: T04N R02E Sec. 22, NENW, SWNW, NWSW
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County _____
5. Description of existing diversion works. Wells, pipes
6. Water is claimed for the following purposes:

	(both dates are inclusive)	(cfs)	(acre feet)
For <u>Irrigation</u> purposes from <u>3/15</u> to <u>11/15</u> amount <u>2.0 cfs</u> or _____			
For <u>Stockwater</u> purposes from <u>1/01</u> to <u>12/31</u> amount <u>0.05 cfs</u> or _____			
For <u>Domestic</u> purposes from <u>1/01</u> to <u>12/31</u> amount <u>0.05 cfs</u> or _____			

Last Name The Terteling Company, Inc. Ident. Number 63-07595

7. Total quantity claimed (a) 2.0 (cfs) and/or (b) ____ (acre feet)
8. Total consumptive use claimed is _____ acre fee per annum.
9. Non-Irrigation uses
10. Description of place of use:
 a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	2E	21				1									8			10	19
		22		8			11	10	27 S,D	1	3	14	3	3		4			84

Total number of acres irrigated 103

11. In which county (ies) are lands listed above as place of use located? Ada
12. Do you own the property listed above as place of use? Yes X No _____
13. Other water rights used:
14. Remarks: _____

15. Basis or Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____

If applicable provide IDWR Water Right Number 63-07595

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments See original claim

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing documents are true and correct.

Signature or Claimant (s) _____ Date _____

_____ Date _____

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

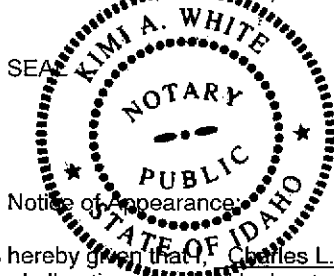
of The Terteling Company, Inc. _____ Title _____, that I have signed the foregoing
Organization
document in the space below as Vice President _____ of The Terteling Company, Inc.
Title organization
and that the statements contained in the foregoing document are true and correct.

Signed of Authorized Agent [Signature]

Title and Organization Vice President, The Terteling Co. Date 10/24/05

State of Idaho/or Idaho)
County of Ada) SS.

Subscribed and sworn (affirmed) before me this 21st day of October 20 05



Notary Public Kimi A. White

Residing at Boise, Idaho

My Commission Expires 04/01/10

16. Notice of Appearance:

Notice is hereby given that Charles L. Honsinger will be acting as attorney at law on behalf of the claimant signing above, and all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Charles L. Honsinger

Address Ringert Clark, Chartered, P.O. Box 2773, Boise, ID 83701

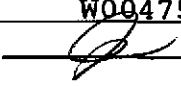
Date October 21, 2005

Last Name The Terteling Company, Inc. Ident. Number 63-07595

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: A63-07595
Date Received: 8/21/1989
Receipt No: W004759
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: TERTELING TRUST NO 7 208-338-5200
Address: 877 W MAIN ST SUITE 706
BOISE ID 83702

2. Date of Priority: MAR 7, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	02E	22	NW	NE			ADA
			NE	NW			ADA
			SW	NW			ADA
			NW	SW			ADA

5. Description of diverting works:
WELLS, PUMPS, STORAGE RESERVOIR, SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.000		463.50
STOCKWATER	01/01	12/31	0.050		2.00
DOMESTIC	01/01	12/31	0.050		1.20

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 466.70 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 150 HEAD; DOMESTIC, 2 HOMES

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	02E	21	SE		NE		IRR	1.0
			NE		SE		IRR	8.0
			SE		SE		IRR	10.0
							Section Acres	19.0
		22	NW		NE		IRR	8.0
			NE		NW		IRR	11.0
			NW		NW		IRR	10.0
			SW		NW		IRR	27.0
			SW		NW		STOCK	
			SW		NW		DOMEST	
			SE		NW		IRR	1.0
			NE		SW		IRR	3.0
			NW		SW		IRR	14.0
			SW		SW		IRR	3.0
			SE		SW		IRR	3.0
			NW		SE		IRR	4.0
							Section Acres	84.0
							Total Acres	103.0

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:
63-03603, 63-03604, 63-09288

14. Remarks:
AMENDED CLAIM SUBMITTED 3/7/1990, DATA ENTERED AS SUBMITTED - KW.
CLAIM AMENDED PER TRANSFER NO. 4202 APPROVED 10-27-93. SEE THE
FINAL ORDER FOR CONDITIONS OF APPROVAL - IN FILE. JS

15. Basis of Claim: LICENSE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4202
WATER RIGHT NO. 63-07595

This is to certify that: **TERTELING TRUST NO 7**
877 W MAIN ST #706
BOISE ID 83702

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

SOURCE

GROUNDWATER

Priority: 03/07/1973

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 22, Township 04N, Range 02E
NENW , Sec. 22, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SENW 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84
						103

Total number of acres irrigated:

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
04N	02E	22
		SWNW

RECEIVED
DEC 02 1993

TRANSFER NO. 4202
WATER RIGHT NO. 63-07595

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Right No. 63-07595 is subject to the conditions of the Final Order in the matter of Application for Transfer No. 4202.

Dated this 27th day of October, 19 93

A. Glen Saxton

Chief, Water Alloc. Bureau

DEC 02 1993

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION FOR)
TRANSFER NO. 4202 OF WATER RIGHT)
NO. 63-07595 IN THE NAME OF)
TERTELING TRUST NO. 7)

FINAL ORDER

This matter having come before the Idaho Department of Water Resources (department) in the form of a protested application for transfer, the department having held a conference in the matter and having issued a recommended order to which no exceptions were filed, the Director of the department makes the following Findings of Fact, Conclusions of Law and Order:

FINDINGS OF FACT

1. On January 14, 1993, the department issued license no. 63-07595 in the name of Terteling Trust No. 7 (applicant) authorizing the diversion of 2.0 cfs of ground water from wells located in the SW1/4SE1/4 Section 15, SW1/4NW1/4 and NW1/4SW1/4 Section 22, all in T4N, R2E, B.M. for the irrigation of 103 acres in Sections 21 and 22, T4N, R2E, B.M. The priority of use is March 7, 1973.
2. On February 4, 1993, the applicant submitted application for transfer no. 4202 of licensed right no. 63-07595 to the department proposing to add a point of diversion (well) in the NE1/4NW1/4 Section 22, T4N, R2E, B.M.
3. The application was advertised as required by law and was protested by Jeff J. Jayo, Maryann Duggan, Helen M. Miller, Edwards Greenhouses, Clifton Johnson and Sherman Nelson. All protests have been withdrawn except the protest of Sherman Nelson.
4. The department scheduled a hearing in the matter to be held on August 11, 1993. The department did not conduct the hearing, however, since the protestant advised the department that the department should consider the information already submitted to the department as the protestant's position.
5. The department advised that the applicant could respond in writing to the protestant's position and that the department would then consider the information submitted and would issue a decision in the contested matter.
6. The applicant's intent is to construct and use a well

MICROFILMED

DEC 02 1993

Findings
he f
10/2

which is less hydraulically connected to other wells in the Stewart Gulch area than one of the applicant's existing wells which is located in the NW1/4SW1/4 Section 22, T4N, R22E, BM.

CONCLUSIONS OF LAW

1. Section 42-222, Idaho Code, provides in pertinent part as follows:

The director of the department of water resources shall examine all the evidence and available information and shall approve the change in whole, or in part, or upon conditions, provided no other water rights are injured thereby, the change does not constitute an enlargement in use of the original right, and the change is consistent with the conservation of water resources within the state of Idaho and is in the local public interest as defined in section 42-203A(5), Idaho Code;

2. On December 5, 1989, the department created Water District 63-S, Stewart Gulch, due to concerns about the use and distribution of the low temperature geothermal water resource in Stewart Gulch.

3. The points of diversion for the water right sought to be transferred in this action are within the boundaries of the water district and are subject to watermaster regulation.

4. Approval of the application will not injure existing water rights if the approval is properly conditioned.

5. Approval of the application will not constitute an enlargement in water use over that amount already authorized if the approval is properly conditioned.

6. The application is consistent with the conservation of water resources in Idaho.

7. The application is in the local public interest.

8. The department should approve the application with certain conditions and limitations.

ORDER

IT IS THEREFORE, hereby ORDERED that Application for Transfer No. 4202 of licensed water right no. 63-07595 is **APPROVED** subject to the following conditions:

1. Prior to diversion and use of water from the new well to be constructed under this approval, the right holder shall install and maintain per department specifications flow and pressure measurement devices that allow the department to determine the rate

RECORDED
DEC 22 1989

of diversion from the well.

2. The right holder shall conduct an investigation, subject to the approval of the department, to determine the impact of the new well on the existing wells within Water District 63-S. Upon a determination by the department that use of water from the new well should be administered with other rights in the district, use of water under this approval is subject to the control of the watermaster of Water District 63-S, Stewart Gulch.

3. Construction of the new well is subject to the drilling permit requirements of Section 42-235, Idaho Code, and all Well Construction Standards Rules regarding the construction of low temperature geothermal wells.

4. If diversion from the new well is found to have more impact on the water available to a senior water right than the impact of the presently installed system during times the senior water right is entitled to use water, as determined by the Director of the department, the right holder shall cease to use the new well and/or shall abandon the new well as specified by the Director.

5. This right when combined with all other rights for the same land shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre for the lands irrigated.

6. The right holder shall use the full allotment of surface water rights, to the extent water is available, in conjunction with ground water diverted pursuant to this approval.

7. The change authorized under this approval shall be accomplished within one (1) year of the date of this approval unless extended by the Director for good cause.

8. Failure to comply with the conditions of this approval is cause for the Director to rescind approval of the transfer.

9. This approval does not preclude the opportunity for review of the validity of the water right in the ongoing Snake River Basin Adjudication.

Signed this 27th day of October, 1993.


R. KEITH HIGGINSON
Director

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: **A63-07595**
Date Received: 8/21/1989
Receipt No: W004759
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: THE TERTELING COMPANY INC 208-338-5200
Address: 3823 N 36TH ST
BOISE ID 83703

2. Date of Priority: MAR 7, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	22		NW	NE		ADA
				SW	NW		ADA
				NW	SW		ADA

5. Description of diverting works:
WELLS, PUMPS, STORAGE RESERVOIR, SPRINKLERS. SEE ATTACHMENTS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	11/15	2.000		463.50
STOCKWATER	01/01	12/31	0.050		2.00
DOMESTIC	01/01	12/31	0.050		1.20

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 466.70 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100 RANGE CATTLE; DOMESTIC, 2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	21	NE	SE		IRR	8.0
						Section Acres	8.0
		22	NW	NE		IRR	8.0
			NE	NW		IRR	11.0
			NE	NW		STOCK	
			NW	NW		IRR	10.0
			NW	NW		STOCK	
			SW	NW		IRR	25.0
			SW	NW		DOMEST	
			SE	NW		IRR	1.0
			NE	SW		IRR	3.0
			NW	SW		IRR	12.0
			NW	SW		STOCK	
			SE	SW		IRR	3.0
			NW	SE		IRR	7.0
						Section Acres	80.0
						Total Acres	88.0

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:
63-03603, 63-27649

14. Remarks:

AMENDED CLAIM SUBMITTED 3/7/1990, DATA ENTERED AS SUBMITTED - KW. CLAIM AMENDED PER TRANSFER NO. 4202 APPROVED 10-27-93. SEE THE FINAL ORDER FOR CONDITIONS OF APPROVAL - IN FILE. JS
THIS WATER RIGHT WAS LICENSED WITH THREE POINTS OF DIVERSION: THE WINDSOCK WELL (NWSW, SEC. 22), THE MOTORCYCLE WELL (NWNE, SEC. 22), AND A THIRD WELL (SWNW, SEC. 22) COMMONLY REFERRED TO AS THE POOL WELL. UNDER APPROVED TRANSFER NO. 4202 (10/27/93), THE CLAIMANT WAS ENTITLED TO DRILL AN ADDITIONAL WELL AS AN ALTERNATE POINT OF DIVERSION UNDER THIS WATER RIGHT. CLAIMANT HAS SUCCESSFULLY CONSTRUCTED THIS NEW WELL IN THE NWNE, SEC. 22; IT IS COMMONLY KNOWN AS THE CHAMPAGNE WELL. ACCORDINGLY, THIS CLAIM ASSERTS AN ENTITLEMENT TO PUMP GROUNDWATER FOR IRRIGATION UNDER THIS WATER RIGHT FROM THE CHAMPAGNE, MOTORCYCLE, POOL AND WINDSOCK WELLS.

15. Basis of Claim: LICENSE

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 63-07595
Receipt Number _____

**AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW
(Champagne license)

RECEIVED
JUN 09 1999

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant The Terteling Company, Inc. Phone (208) 338-5200
Mailing Address 3823 N. 36th Street, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) March 7, 1973
3. Source of water supply (a) ground water
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 4N Range 2E Section 22,
NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Ada (Champagne well)
Additional points of diversion if any: NW NE § 22 ("Motorcycle well"); and NW SW § 22 ("Windsock well"), SW
NW Pool Well
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot, _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____
_____ 1/4, Govt. Lot, _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the date of any
changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. _____
Motorcycle Well (NW NE § 22): See Attachment A
Champagne Well (NW NE § 22): See Attachment B
Windsock Well (NW SW § 22): See Attachment C
Pool Well (SW NW § 22): See Attachment D
6. Water is claimed for the following purposes:

	(both dates are inclusive)	(cfs)	(acre feet)
For <u>irrigation</u> purposes from <u>4/15</u> to <u>11/15</u> amount <u>2.0</u> or <u>463.5</u>			
For <u>stockwater</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>.05</u> or <u>2.0</u>			
For <u>DOMESTIC</u> purposes from <u>1-1</u> to <u>12-31</u> amount <u>.05</u> or <u>1.2</u>			
7. Total quantity claimed (a) 2.00 (cfs) and/or (b) 466.7 (acre feet)

Last Name Terteling Ident No. 63-07595

6/99 Revision

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

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

Up to 100 head of livestock

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

[retain IDWR's existing place of use info]

T W P	R N G	S E C	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SE	SW	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	2E	21													8				8
4N	2E	22		8			11	10	25	1	3	12		3		7			80
							S	S				S							

Total number of acres irrigated 88

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

12. Do you own the property listed above as place of use? Yes X No _____

If your answer is No, describe in Remarks below the authority you have to claim this water right.

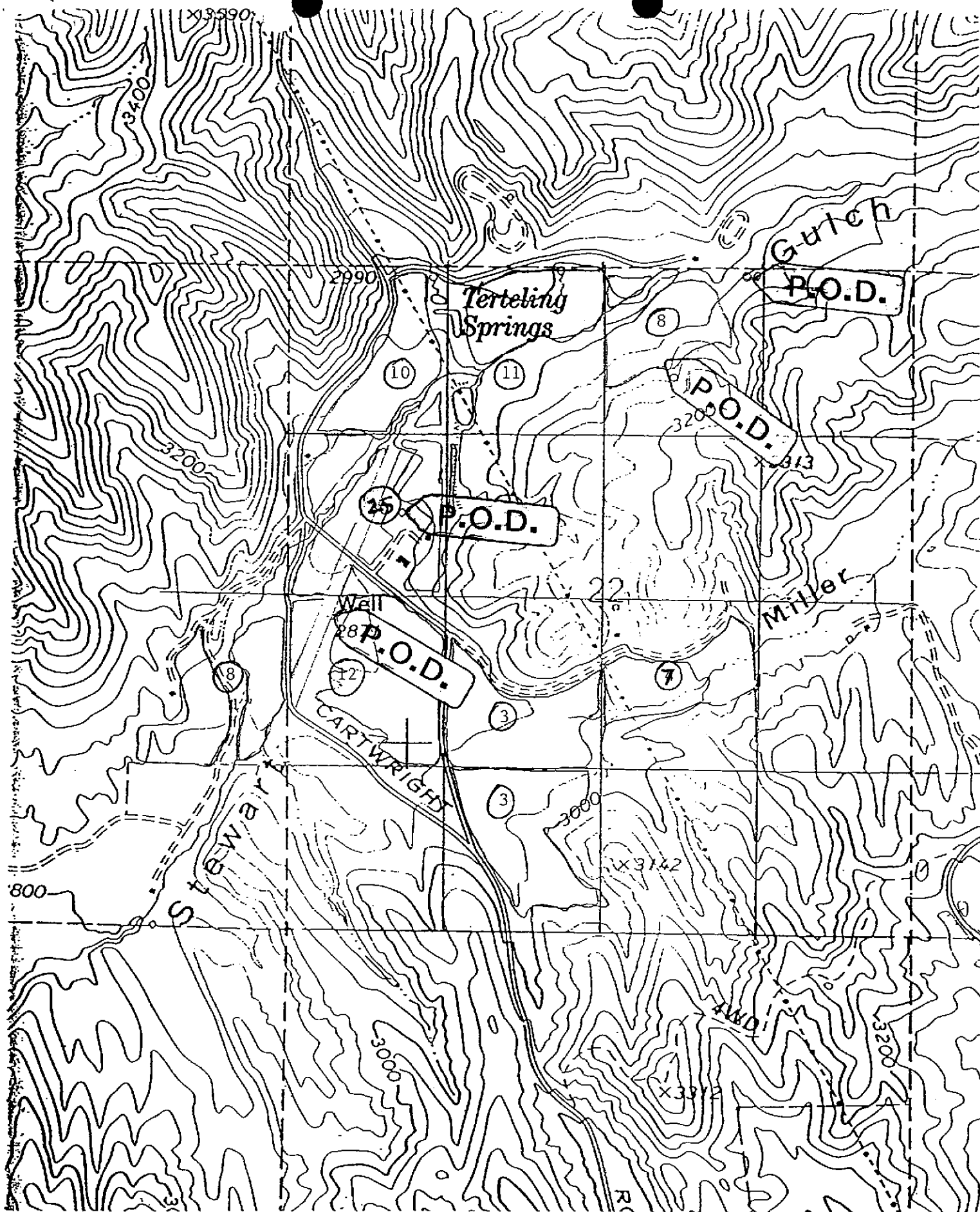
13. Describe any other water rights used at the same place and for the same purposes as described above. 63-3603 and A63-27649 or None () (See Attachment E regarding measurements of these rights.)

14. Remarks:

This water right was licensed with three points of diversion—the Windsock well (NW SW §22), the Motorcycle well (NW NE §22), and a third well in the SW NW §22, commonly referred to as the "Pool well." Under Approved Transfer No. 4202 (October 27, 1993), the claimant was entitled to drill an additional well as an alternate point of diversion under this water right. Claimant has successfully constructed this new well in the NW NE §22; it is commonly known as the Champagne well. Accordingly, this claim asserts an entitlement to pump ground water for irrigation under this water right from the Champagne, Motorcycle, Pool, and Windsock wells.

Last Name Terteling Ident No. 63-07595

6/99 Revision



Last Name Terteling

Ident No. 63-07595

(8) = Acres irrigated

16 15

21 22

A761
T69

15
(5)

1.8
(1.8)

2.1
(14.3)

3.7
(6.7)

4.6
(7.6)

14
(3)

8

NW NE

POINT OF DIVERSION (C)
(HOUSE AND POOL WELL)

2 2
(2)

11.0
(11.0)

8.8
(5.8)

6.3
(10)

4.4
(3.6)

15.18.0
(18.0)

36
(22)
(8)
POINT OF DIVERSION

9.11.4
(11.4)

20
(20)

10.12.3
(12.3)

17
(13)

16.3.7
(3.7)

12.15.9
(15.9)

11.4.1
(4.1)

9.7

13.7.4
(7.4)

15
(12)

21 22

28 27

DIVERSION
Applied for use
E 9

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-07595

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am J.L. Terteling, President

Title

of The Terteling Company, Inc., that I have signed the foregoing
Organization

document in the space below as President of The Terteling Company, Inc.
Title Organization

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

Signature of Authorized Agent J.L. Terteling

Title and Organization President of The Terteling Company, Inc. Date 6-7-99

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn (or affirmed) before me this 7th day of June, 1999



Notary Public Julie Best-Gilster

Residing at Hamper, ID

My Commission Expires 4-21-2001

17. Notice of Appearance:

Notice is hereby given that I, Jeffrey C. Fereday will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature Jeffrey C. Fereday

Address Box 2720 Boise, ID 83701

Date 6/7/99

State of Idaho
Department of Water Resources

APPLICATION FOR DRILLING PERMIT

(XFER 4202)
↑ extension of time
granted through
1/31/1997. *SL*

1. Applicant (please print) Terteling Trust No. 7

2. Mailing Address 877 W. Main St., #706, Boise, ID 83702

City & State Boise, ID Zip Code 83702 Telephone 338-5200

(X) Well Owner () Well Operator () Other, specify _____

3. Proposed well location NW 1/4 NE 1/4, or Gov't Lot No. _____

Sec. 22, Twp. T4N, Rge. R2E, County Ada

Street Address of Well Site Cartwright Rd

Lot, block and subdivision _____

4. Proposed use of well:

- () Domestic: The use of water for homes, organization camps, public campgrounds, livestock and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

- (X) Non-Domestic: Any beneficial use not included within the definition of domestic. } *irrigation domestic stockwater* *per water right SL*

() Injection

- () Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____

() Other _____
(Describe)

5. Well construction information:

A. (X) New well () Deepen () Enlarge () Replace - See Condition 9

B. Proposed Surface Diameter 16" Proposed Maximum Depth 400'

C. Anticipated bottom hole temperature:

- (X) 85°F or less (Cold water well)
() 85°F to 212°F (Low temp. geothermal well)
() 212° or more (Geothermal well)

6. Construction Start Date December 5, 1996

7. Anticipated Well Driller Riverside

NOTE: The actual well driller must be identified prior to drilling.

Applicant's signature *J. J. Terteling* Date 12/4/96

Title Trustee

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is APPROVED

Date Dec. 5, 1996

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum distance of 50 feet and 100 feet respectively from a septic tank.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

10. Use of this well is subject to the conditions of approval of the Final Order issued Oct. 27, 1993 for water right No. 63-07595 and per extension of time issued Sept. 30, 1996 (Re Transfer No. 4202).

Steve Leth
Signature of Authorized Department Representative

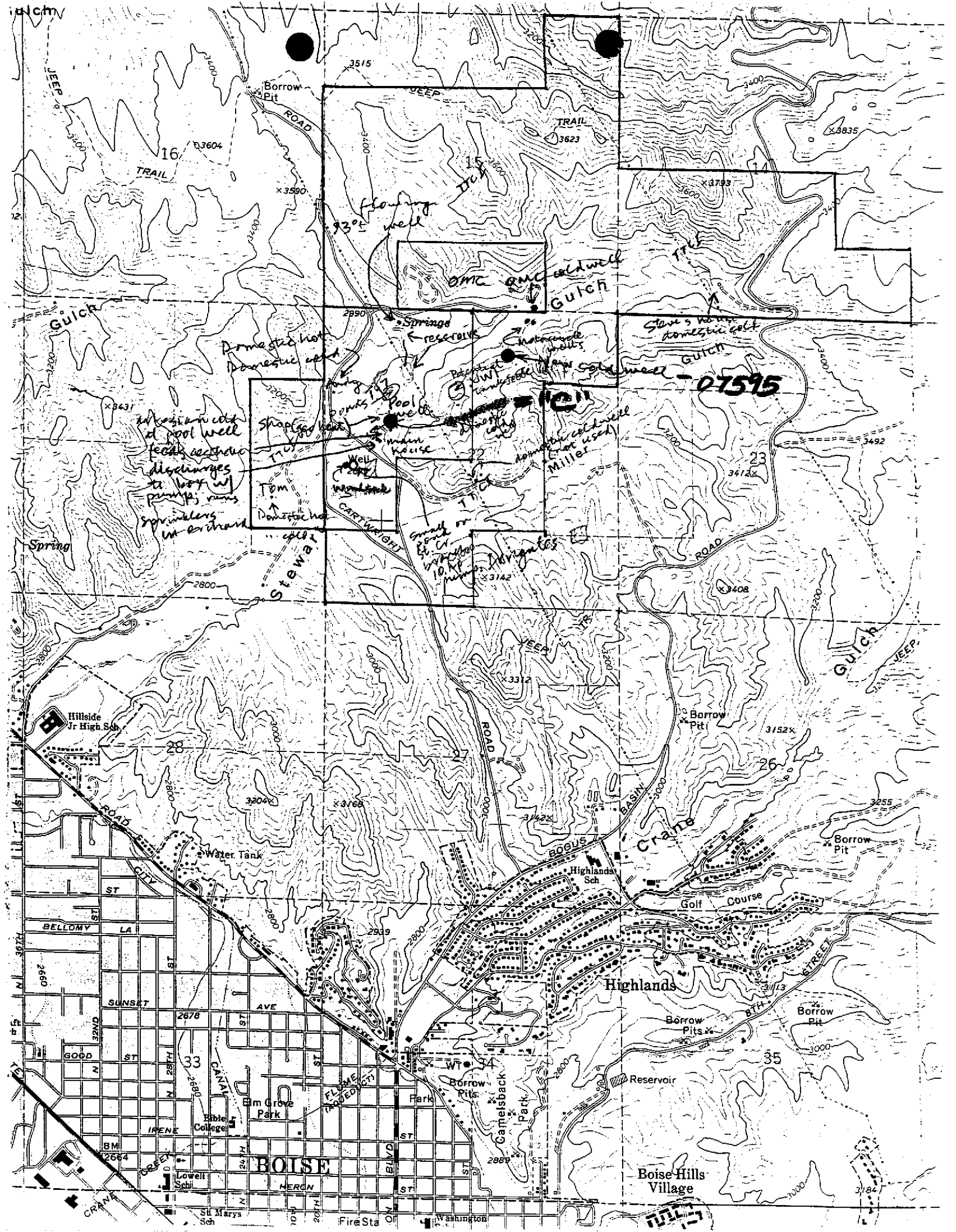
Deputy Regional Manager
Title

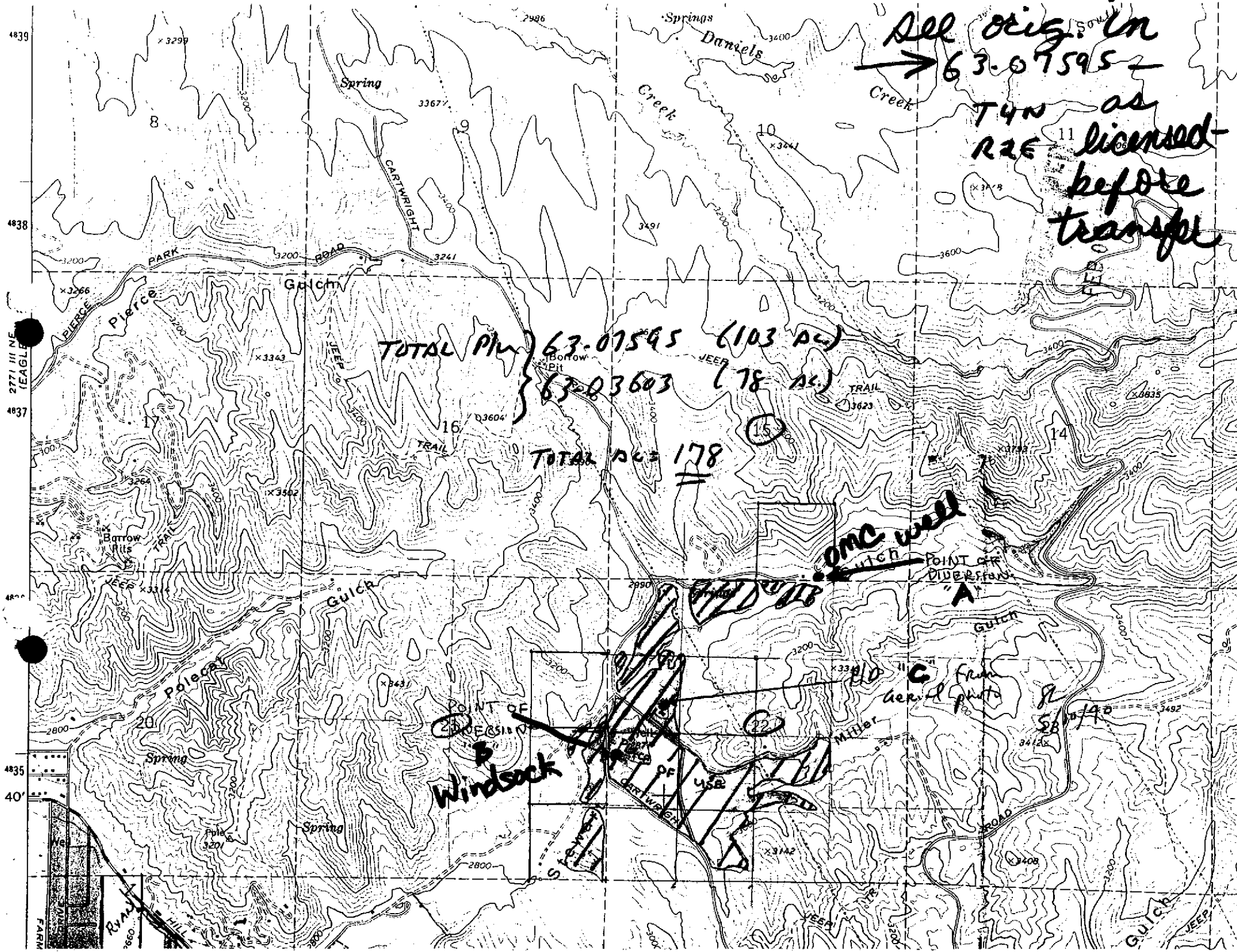
Receipt No. W021777 Received by CJL Fee 200 Date 12/4/96

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.





STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

ATTACHMENT A
USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

041C
OCT 1978

1. WELL OWNER

Name _____
Address _____
Owner's Permit No. _____

7. WATER LEVEL

Static water level _____ feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____

2. NATURE OF WORK

☐ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump	☐ Bailer	☐ Air	☐ Other _____
Discharge G.P.M.	Pumping Level	Hours Pumped	

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	359	363	Blue Clay & Brown Shale		
	363	366	Black Shale		
	366	375	Basalt		
18	375	402	Black-Green Basalt-Hard		
	402	412	Clay w/Broken Basalt		
	412	437	Basalt-Hard		
	437	441	Clay & Cinders		
	441	445	Basalt-Hard		
	445	448	Basalt & Clay		
	448	453	Basalt		
	453	467	Red Clay & Cinders		
	467	470	Basalt-Hard		
	470	476	Clay & Broken Basalt		
	476	486	Basalt-Hard		
	486	497	Clay-Various Colors		
	497	499	Basalt-Hard		
	499	500	Clay & Shale		
	500	506	Cinders & Broken Basalt		
	506	514	Brown & Blue Clay w/Basalt & Shale		
	514	522	Basalt-Hard		
12	522	532	Basalt w/some Clay		
	532	535	Red Clay & Cinders		
	535	538	Basalt		
	538	554	Blue Clay & Cinders		
	554	555	Lava		
	555	570	Clay w/some Grey Sand		
	570	572	Fine to Crse. Sand		
	572	615	Gray Clay w/some Sand		
	615	616	Crse. Sand		
	616	652	Gray Clay w/some Sand		
	652	672	Gray Clay		
	672	702	Dark Blue Clay		
	702	712	Brown to Blue Clay		
	712	725	Blue-Green Clay		

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☐ Yes ☐ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth _____ Material used in seal: ☐ Cement grout
☐ Puddling clay ☐ Well cuttings
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent
Weld
☐ Cemented between strata
Describe access port _____

10.

Work started _____ finished _____

6. LOCATION OF WELL

Sketch map location must agree with written location.

N

W		E

S

Subdivision Name _____
Lot No. _____ Block No. _____
County _____
_____ 1/4 _____ 1/4 Sec. _____, T. _____ N/S, R. _____ E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name _____ Firm No. _____
Address _____ Date _____
Signed by (Firm Official) _____
and
(Operator) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

USE PREWRITTEN OR
BALLPOINT PEN
OMC

OMC
OCT 19 78

1. WELL OWNER

Name J. A. Terteling & Sons, Inc.

Address P.O. Box 1428, Boise, Idaho 83701

Owner's Permit No. 63-7595

7. WATER LEVEL

225" 16" Pipe
45' 8" Pipe

Static water level _____ feet below land surface.

Flowing? ☐ Yes ☒ No G.P.M. flow _____

Artesian closed-in pressure _____ p.s.i.

Controlled by: ☐ Valve ☐ Cap ☐ Plug

Temperature _____ °F. Quality _____

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
28	0	10	Topsoil & Sand		
	10	32	Crse. Sand w/some Clay		
	32	34	Fine to Med. Sand		
	34	78	Fine to Crse. Sand		
	78	88	Fine to Crse. Green Sand		
	88	95	Fine to Crse. Sand-Mixed Colors		
	95	146	Crse. Gray Sand-Hard		
	146	166	Gray Sandstone-Hard		
	166	226	Blue-Gray Sandstone-Hard		
	226	233	Clay		
	233	239	Blue-Gray Sandstone-Hard		
	239	243	Blue Sand w/some Clay		
	243	259	Dark Brown Shale & Clay		
	259	269	Light Black Sandstone		
	269	275	Dark Sandstone w/some Clay		
	275	277	Brown Clay w/some Fine Sand		
	277	279	Sandstone & Clay		
	279	284	Dark Blue Sandstone & Clay		
	284	289	Sandstone-Mixed Colors		
	289	293	Dark Blue Sandstone		
	293	299	Crse. Qtz. Sand		
	299	304	Fine to Med. Qtz. Sand w/some Clay		
	304	309	Fine Sand w/some Mudstone		
	309	311	Sandstone & Mudstone		
	311	312	Mudstone		
	312	318	Mudstone & Carbon Shale		
	318	319	Blue Shale-Crse. Qtz. Sand		
	319	323	Quartz Sand & Shale		
	323	329	Crse. Qtz. Sand-Pea Pebbles		
	329	336	Crse. Green Qtz. Sand		
	336	349	Blue Sandstone & Mudstone		
	349	354	Mudstone		
	354	356	Light Brown Mudstone		
	356	357	White Clay		
	357	359	Brown Clay		

(Cont'd)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☒ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	16 inches	+ 2 feet	378 feet
.250 inches	8 inches	+ 1 feet	293 feet
.258 inches	5 inches	293 feet	295 feet
.258 inches	5 inches	303 feet	326 feet
.258 inches	5 inches	334 feet	344 feet

Was casing drive shoe used? ☐ Yes ☒ No

Was a packer or seal used? ☐ Yes ☒ No

Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No

Manufacturer's name Johnson

Type 304 Stainless Model-No. _____

Diameter 6 Slot size 35 Set from 295 feet to 303 feet

Diameter 6 Slot size 35 Set from 326 feet to 334 feet

Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8 minus

Placed from 50 feet to 378 feet

Surface seal depth 50' Material used in seal: ☐ Cement grout

☒ Puddling clay ☐ Well cuttings

Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing

☒ Overbore to seal depth

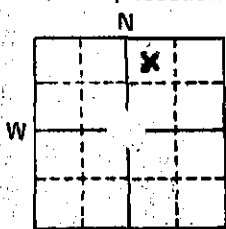
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld

☐ Cemented between strata

Describe access port To be determined

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Ada

NW 1/4 NE 1/4 Sec. 22, T. 4N N/S, R. 2E E/W.

10.

Work started 9-21-78 finished 10-18-78

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Pete Cope Drilling Co. Inc. Firm No. 213

Address P.O. Box 561

Meridian, Idaho Date 10-19-78

Signed by (Firm Official) Pete Cope

and

(Operator) Frank Chablain

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

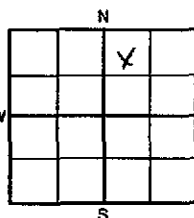
ATTACHMENT B

Use Typewriter
or
Ball Point Pen1. DRILLING PERMIT NO. 63-96-W-0894-000
Other IDWR No. _____

2. OWNER:

Name Terteling Turst #7
Address 877 W. Main St #7061
City Boise State ID Zip _____

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.Twp. 4 North ☒ or South ☐
Rge. 2 East ☒ or West ☐
Sec. 22 1/4 NW 1/4 NE 1/4
Gov't Lot _____ County Ada 10 acres 160 acresAddress of Well Site Cartwright Rd
Cham Payne Well City Boise
(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

☐ New Well ☒ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

☐ Mud Rotary ☐ Air Rotary ☐ Cable ☒ Other Reverse

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
Bentonite	0	200	48,000 lbs		Over bore
3/8 Filter Pack	187	487			

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
Was drive shoe seal tested? Y ☐ N ☐ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
18"	42	198.5	375	Steel	☒	☐	☒	☐
14	183	196	375	Steel	☐	☒	☒	☐
10	196	204	365	Steel	☒	☐	☒	☐

Length of Headpipe 10 Length of Tailpipe 11

9. PERFORATIONS/SCREENS

☐ Perforations

Method

☒ Screens

Screen Type

Johnson Stainless Steel
Gravel Pack 3/8 PEA Gravel

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
204	470	60		10	SS	☒	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

32 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or

control devices: Well Cap

11. WELL TESTS:

☒ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
500	50'	82'	2 hrs

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
24"	0	2	Top Soil		
	2	5	hard Burnt Clay		
	5	12	Sandy loam		
	12	25	Coarse Sand		
	25	27	Decomp Granite + Rock		
	27	35	Gray Sand & Boulders		
	35	38	Yellow Sand - Granite		
	38	45	White Sand & Clay		
	45	73	lt. Br. Sand / Clay streaks		
	73	75	Blue Yellow Sandy Clay		
	75	84	Sandstone		
	84	85	Solid Granite		
	85	240	Fine To Coarse Sand		
	240	306	Sand Stone Soft & Hard		
	306	317	Fine To med Sand		
	317	325	Coarse sand / w streaks clay		
	325	344	Sand stone & sand		
	344	356	Gray clay & silt stone		
	356	471	Sand & Sand Stone		
	471	474	Coarse sand & Black shale		
	474	486	Coarse sand Greenish		
	486	510	gray clay & silt stone		

Completed Depth 481 (Measurable)
Date: Started 12/9/96 Completed 1/27/97

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Riverside Inc Firm No. 333

Firm Official _____ Date _____

and _____

Supervisor or Operator Deane Chace Date 6/11/98

(Sign once if Firm Official & Operator)

REPORT OF WELL DRILLER
State of Idaho

1948

Penhelling PEACEFUL COVE
SWIMMING POOL
BOISE, IDAHO

Log of well.

42 ft.	top, sail sand	42 ft.
2 ft.	hard soap stone	44 "
16 ft.	blue shale	60 "
2 ft.	sand, little flow	62 "
23 ft.	blue shale	85 "
2 ft.	sand, more water	87 "
53 ft.	blue shale	140 "
5 ft.	sand, more water	145 "
19 ft.	sand stone	164 "
2 ft.	sand, little more water	166 ft.
39 ft.	blue shale	205 "
5 ft.	sand, little water	210 "
77 ft.	soap stone	287 "
3 ft.	sand	298 "
108 ft.	soap stone	398 "
1 ft.	hard rock	399 "
36 ft.	sticky soap stone	435 "
1 ft.	hard rock	436 "
8 ft.	sticky soap stone	454 "
4 ft.	hard soap stone	458 "
5 ft.	sticky soap stone	473 "
5 ft.	hard soap stone	478 "
0 ft.	sticky soap stone	498 "
2 ft.	hard rock, gravel	500 "
ft.	hard soap stone	
	with small layers	521 ft.
	of sand stone	

521 H.

4 ft. hard solid stone 525"

10 ft. hard soapstone with
lava streaks 535."

32 ft. lava rock occasional
soft streaks 567 "

15 ft. porous lava rock.
hot water 582 "

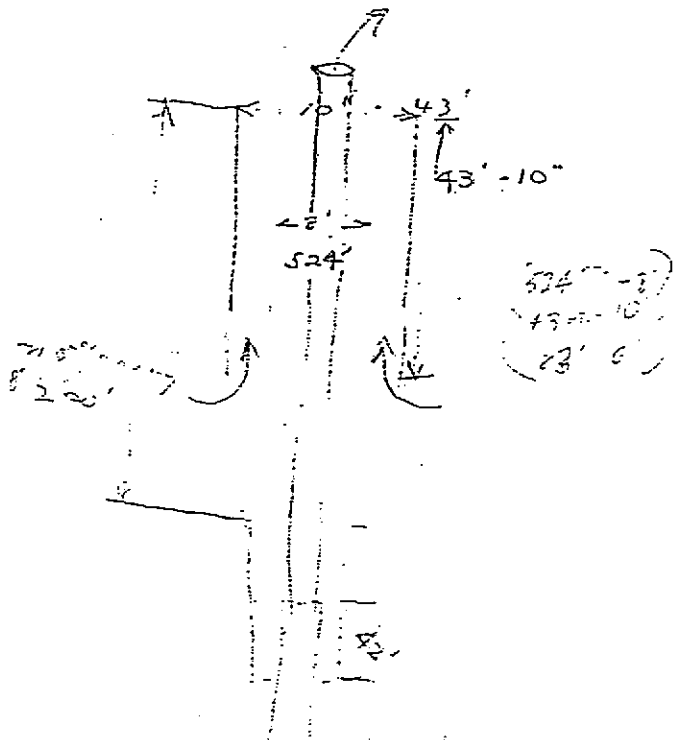
13 ft. hard rock 595 "

well drilled - 595 ft. deep.

43 ft. 10 in. pipe in well

524 " " 8 " " 700 " " " "

82 ft. 10 in. of 6 inch pipe in well



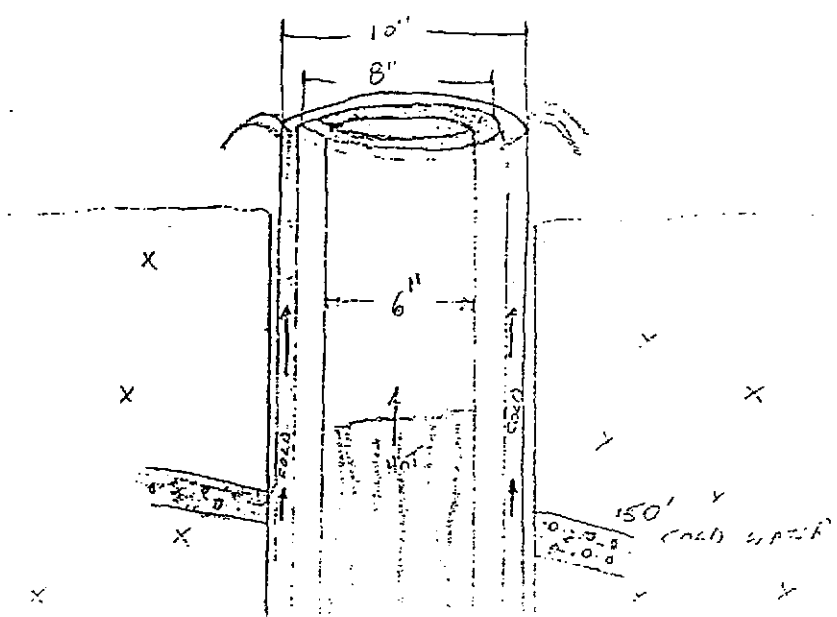
© 1621105
2131147

Remarks: ① This well consists of casing of 6", 8", and 10". Hot water flows through the 6" casing from 150' and at least 150'. From 150' the hot water is pumped @ 56.9 gpm to the surface. Between the 6" and 8" casings is air space. The 10" and 8" casings extend through the permeable zone allowing the cold artesian to flow to the surface through the space between the 10" and 8" casings @ 39.6 gpm from a depth of 150 ft.

② 6" artesian well @ 150'.

BE IT KNOWN That the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

W
J. R. Tetzlaff
Applicant
By J. R. Hult Agent





July 22, 1987

Mr. Rich Gemperle
State of Idaho
Department of Water Resources
2705 Airport Way
Boise, ID 83705

Dear Rich:

I want to thank you for taking a little extra time on July 21, 1987 to measure the flow of water from some of my springs and artesian wells and also to verify that it is being put to beneficial use on my property. I took some notes of most of your measurements and, for my records, I would appreciate it if you would verify whether or not these are correct.

In Ada County 4N 2E Section 22

	<u>GPM</u>
Spring by the motorcycle gate	46
Artesian well " (restricted through a 1/2 in. pipe)	12.5
1 HP pump by the railroad trestle	23
1 HP pump " " (installed but not working)	-0-
10 and 7.5 HP pumps by the wind sock	166
75 HP pump " " " (hot water)	647

In Ada County 4N 2E Section 15

20 and 20 HP pumps by motorcycle club house (cold water)	300
40 HP " " " " (hot water)	344

Again I would like to thank you for measuring these flows of water and if I can be of any further assistance please let me know.

Very truly yours,


J. L. Terteling

Attachment E



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

J.L. Terteling
P.O. Box 4127
Boise, Idaho 83704

APR 13 1987

Dear Mr. Terteling

This letter is in response to your inquiries about my discharge measurements obtained while conducted the field examination: for water right 63-7595. The following is a list of discharge measurements from my notes during the visit. In addition to this, the list also contains information on water rights pertinent to each well or spring.

Well or Spring	Water rights	Discharge (gpm)
----------------	--------------	-----------------

4N 2E Section 22

75 HP Pump	63-7595	646
	63-3604	
Spring by inverted Locust Trees	63-3603	46
Artesian Well	63-3604	12.5
1 HP Pump by Railroad Trestle	-	23
1 HP Pump (non functional)	-	-
7.5 and 10 HP Pump	not licensed (reused water)	166

4N 2E Section 15

20 HP submersible pump	63-7595	300
40 HP " "	"	344

Please note that these discharge values from this field exam are still "unofficial" since the State Office of the Department of Water Resources has not reviewed the field report. If you have any questions please contact me before 8-20-87 or Jan Shurte after that date. Thank you for your time and assistance.

Sincerely

Richard J. Gemperle
Water Resource Agent

J. A. TERTELING & SONS

PLEASE ADDRESS
ALL COMMUNICATIONS
TO THE FIRM

HOME OFFICE: BOISE, IDAHO

P.O. Box 1428

October 1, 1973

State of Idaho
Department of Reclamation
State House, Annex 2
Boise, Idaho 83707

Attention: Bobby D. Fleenor
Re: Permit No. G33602/63-3603

Gentlemen:

This is to confirm our telephone conversation on the
above permit.

The 0.76 cfs on well in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22 seems to be
about right.

The other two locations should also be approved. The
NE $\frac{1}{4}$ of NW $\frac{1}{4}$ 22 is an artesian well and the amount should be
.055 cfs as measured by CH2M. The SW $\frac{1}{4}$ of NW $\frac{1}{4}$ is a combina-
tion artesian and pumped well and was measured as .214 cfs
by CH2M.

Please review these locations and your including these
in your approval would be appreciated.

Very truly yours,

J. A. TERTELING & SONS



Alden C. Carlson for
J. L. Terteling

ACC/bf



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

2735 Airport Way
Boise, Idaho 83705
(208) 334-2190

J.L. Terteling
P.O. Box 4127
Boise, Idaho 83704

RECEIVED
AUG 13 1987
GAMES, BOISE, IDAHO

Dear Mr. Terteling

This letter is in response to your inquiries about my discharge measurements obtained while conducted the field examination: for water right 63-7595. The following is a list of discharge measurements from my notes during the visit. In addition to this, the list also contains information on water rights pertinent to each well or spring.

Well or Spring	Water rights	Discharge (gpm)
<u>4N 2E Section 22</u>		
75 HP Pump	63-7595	646
	63-3604	
Spring by inverted Locust Trees	63-3603	46
Artesian Well	63-3604	12.5
1 HP Pump by Railroad Trestle	-	23
1 HP Pump (non functional)	-	--
7.5 and 10 HP Pump	not licensed (reused water)	166
<u>4N 2E Section 15</u>		
20 HP submersible pump	63-7595	300
40 HP " "	" "	344

Handwritten notes:
- 646 GEO THERMAL
- 166 PART GEO THERMAL
- 300 0.47
- 344 0.77

Please note that these discharge values from this field exam are still "unofficial" since the State Office of the Department of Water Resources has not reviewed the field report. If you have any questions please contact me before 8-20-87 or Jan Shurte after that date. Thank you for your time and assistance.

Sincerely

Richard J. Gemperle
Water Resource Agent

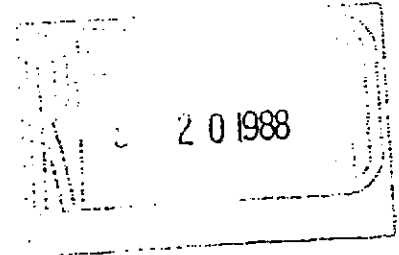


State of Idaho
DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 19, 1988



Mr. J.L. Terteling
The Terteling Company
1755 Westgate Drive
P.O. Box 4127
Boise, ID 83704

Dear Mr. Terteling:

Enclosed is an internal memo report concerning my recent visit to your property to inspect the irrigation and "pool" wells. The memo is largely self-explanatory, but I did want to be sure you knew that, during an attempt to measure the water level in the pool well, I broke off about 80 feet of two-conductor coaxial wire when the probe became hung up. In my experience, this has caused no problems with pumps, and I don't expect it in your case. In future, when you next remove the pump for maintenance, please notify me and I will attempt to remove it from the well for you. I had much better luck with your other two wells.

In addition, I have recently written for information and specifications for flowmeters which are suitable for your installations and will send you copies as soon as they arrive.

I appreciate your cooperation in this matter and your willingness to instrument your wells. We, in turn, are interested in not requiring anything more than we need or the user can reasonably supply. If you should have any comments or questions, please feel free to call me at 334-7894 anytime between 7:30 and 4:00.

Sincerely,

Paul M. Castelin
Senior Hydrogeologist

Enclosure
cc: John Beal

MEMORANDUM

To: John Beal

September 19, 1988

From: Paul Castelin ^{PNC}

Subject: Field inspection of J.L. Terteling wells

I made a field visit to the Terteling property on 9/16/88 with the express purpose of determining whether the wells on the property were capable of depth to water measurement and to determine where and how flow meters and temperature probes should be installed. I was accompanied by Roy, the senior maintenance man for the property.

Pool well - this well is equipped with a 5-h.p. motor and an Aurora vertical lineshaft pump. It's used to supply warm water to the swimming pool and to the house for space heating. After the pool is filled, virtually all the flow of the pump is diverted to the house, with the return water cycled back to the pool, and then to a drain which eventually discharges to Sand Creek. Due to a very complex valving and plumbing arrangement immediately downstream of the pump base, the only decent location for a flow meter without extensive replumbing is on the 2" PVC house line.

Since the house line carries all the flow once the pool is filled, all that needs to be done to calculate total discharge is to determine the capacity of the pool, then add the metered flow to the house. The capacity of the pool to the level of the drains amounts to about 76,698 gallons. Roy indicated that it took about 24 hours to fill the pool, which would require a discharge of about 53 gpm, which seems to be reasonable for the pump and motor. Water from the well measured 44° C. (111° F.). An attempt to measure water level in the well failed when the probe hung up and eventually broke, leaving about 80 feet of cable in the well. Mr. Terteling will be notified of the cable, so that it can be removed the next time the pump is pulled for maintenance.

Lower irrigation well - Water level in this well could be measured through a space between the pump base and the top of the casing on the south side of the well. Water level was found to be about 82.57 feet below land surface at 1130 MST. Roy indicated that this well is very infrequently used, that the upper irrigation well was capable of supplying the needs of the farmer leasing the land. This well is incapable of being equipped with a flow meter, due to the branching of pipes and valving immediately downstream of the discharge head of the pump. I would suggest that we require an appropriate access port for water level measurement and appropriate flow meter piping and valving be installed as the well is modified or maintained in future. As it is, periodic water level measurements by the owner is about all that we can reasonably require on this well at this

time; however, in the event that the well is put into more consistent production in the future, we should be notified, so that required monitoring can be done.

Upper irrigation well - This well is doubly-completed, in that it has two casing strings, one (8-inch diameter) obtaining water from a cooler, shallower aquifer system, the other (14-inch diameter) from the deeper, warmer thermal aquifer system. The casing strings are not concentric, but were placed side-by-side in an oversized hole drilled to the completion depth of the shallower well. I confirmed this with a telephone call to the driller, Pete Cope. At the time of this visit only the cooler well was being pumped, flow rate unknown, with a temperature of 73.0° F.

Access to the smaller casing was impossible without an access hole being drilled either through the steel plate supporting the pump column or through the casing wall. Access to the larger casing, however, was possible through a space between the steel plate supporting the pump column and the casing wall on the south side of the well. The static water level in the thermal well was found to be 275.50 feet below land surface at 1230 MST. It is not known whether the pumpage of the cooler well has any effect on the water level in the warmer well. Access to both wells could be obtained simply by drilling and tapping holes in the 3/4 inch steel plates supporting the pumps. This should be done in conjunction with installation of the flow meter and temperature probe.

Discharge from the two wells ultimately "Y" together into a common steel mainline, 6" in diameter. Several feet downstream of the "Y" the composition of the mainline changes to Schedule 80 PVC, in which an Annubar tap required for licensing by the Department was installed. It is in this general location that an approved flow meter be installed. A temperature thermistor installed in a thermometer well just downstream of the "Y" will provide the information we would need to know: when each well was turned on and off as well as any temperature changes with short-term pumpage or from year to year.

Summary Mr. Terteling seems to be willing to equip his wells with data loggers to monitor the parameters we are interested in. If such be the case, two data loggers would be required; one at the "pool" well, one at the upper irrigation well. Each logger would monitor flow and temperature; water levels would have to be obtained through periodic water level measurement with an electric sounder or steel tape. In addition, periodic water level measurements through an improved access on the lower irrigation well needs to be started. Notification to the Department should be required if the lower irrigation well resumes production.

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: **A63-07595**
Date Received: 8/21/1989
Receipt No: W004759
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: TERTELING TRUST NO. 7 208-338-5200
Address: 877 W. MAIN ST., SUITE 706
BOISE, ID 83702

2. Date of Priority: MAY 3, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	15		SE	SE		ADA
		22		NW	NE		ADA
				SW	NW		ADA

5. Description of diverting works:
WELLS, PUMPS, STORAGE RESERVOIR, SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.660		166.00
IRRIGATION STORAGE	01/01	12/31			100.00
IRRIGATION FROM STORAGE	03/15	11/15			100.00
STOCKWATER	01/01	12/31	0.230		
DOMESTIC	01/01	12/31	0.080		
HEATING	01/01	12/31	0.770		100.00

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 366.00 A.F.A.

8. Total consumptive use is 290.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER UP TO 1000 HEAD; DOMESTIC, 2 HOMES.

MICROFILMED

AUG 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	21	NE	SE		IRR	10.0
						Section Acres	10.0
		22	NE	NE		IRR	8.0
			NE	NW		IRR	9.0
			NE	NW		STOCK	
			NW	NW		IRR	8.0
			SW	NW		IRR	27.0
			SW	NW		DOMEST	
			NW	SW		IRR	14.0
			SW	SW		IRR	3.0
			NW	SE		IRR	4.0
						Section Acres	73.0
						Total Acres	83.0

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:
63-03603, 63-03604, 63-09288

14. Remarks:
AMENDED CLAIM SUBMITTED 3/7/1990, DATA ENTERED AS SUBMITTED - KW.

15. Basis of Claim: PERMIT

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: _____

MICROFILMED
AUG 21 1992

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, that I have signed the foregoing
Organization document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 21 1992

COPY

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: A63-07595
Date Received: 8/21/1989
Receipt No: W004759
Received By:

Department of Water Resources
Western Regional Office

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: J. L. TERTELING
Address: 877 W. MAIN ST.
SUITE 706
BOISE, ID

83702

2. Date of Priority: MAY 03, 1972

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	15		SE	SE		ADA
		22		NW	NE		ADA
				SW	NW		ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		
IRRIGATION FROM STORAGE	04/01	11/01			100.00
IRRIGATION STORAGE	04/01	11/01			100.00
STOCKWATER	01/01	12/31	0.050		
DOMESTIC	01/01	12/31	0.050		

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 100.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/150 RANGE, D/2 HOMES.

A63-07595

Page 1

Date: 05/17/90

MICROFILMED

AUG 21 1992

COPY
FOR YOUR FILES
DO NOT RETURN

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	14	~~SW~~	~~SW~~	~~IRR~~	~~11.0~~
			~~SE~~	~~SW~~	IRR	~~6.0~~
		21	NE	SE		10
					Section Acres	17.0 10
		15	SE	SE	IRR	32.0
					Section Acres	32.0
		22	NW	NE	IRR	9.0 8
			NE	NW	IRR	21.0 9
			NW	NW	IRR	20.0 8
			SW	NW	IRR	4.0 27
			SW	SW		14
			SW	SW		3
			NW	SE	Section Acres	54.0 4
						72
					Total Acres	103.0 83

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: A 63-03602
A 63-03604

14. Remarks:

15. Basis of Claim: PERMIT

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

COPY
FOR YOUR FILES
DO NOT RETURN

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: A63-07595
Date Received: 8-21-89
Receipt No: W0004759
Received By: Lat

RECEIVED

AUG 21 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: ~~J. L. TERTELING~~

Address: ~~P.O. BOX 4127~~
BOISE, ID

Terteling Trust No. 7
877 West Main Street, Ste. 706
83702 ~~83704~~

2. Date of Priority: MAY 03, 1972

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	02E	15		SE	SE		ADA
		22		NW	NE		ADA
				SW	NW		ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	~~2.000~~	.83	166
IRRIGATION FROM STORAGE	04/01	11/01			100.00
IRRIGATION STORAGE	01/01	~~04/01~~ 12/31			100.00
STOCKWATER	01/01	12/31	0.050		
DOMESTIC	01/01	12/31	0.050		
GEO THERMAL	01/01	12/31	1.0		100.00

7. Total Quantity Appropriated is:
2.000 C.F.S. (and/or) 366 ~~100.00~~ A.F.A.

8. Total consumptive use is _____ Acre Feet Per Annum.
2.00 cfs 366 afa

9. Non-irrigation uses:
S/150 RANGE, D/2 HOMES.

A63-07595

Page 1

Date: 03/13/89

MICROFILMED

AUG 21 1992

PEACEFUL COVE 1972

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: A63-07595
Date Received: 8-21-89
Receipt No: W004759
Received By: dat

RECEIVED

AUG 21 1989

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: J. L. TERTELING

Address: P.O. BOX 4127
BOISE, ID

Terteling Trust No. 7
877 West Main Street, Ste. 706
83702 ~~83704~~

2. Date of Priority: MAY 03, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	15		SE	SE		ADA
		22		NW	NE		ADA
				SW	NW		ADA

5. Description of diverting works:
WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	~~2.000~~	.83	166
IRRIGATION FROM STORAGE	04/01	11/01			100.00
IRRIGATION STORAGE	01/01 04/01	~~11/01~~ 12/31			100.00
STOCKWATER	01/01	12/31	0.050		
DOMESTIC	01/01	12/31	0.050		
GEOTHERMAL	01/01	12/31	1.0		100.00

7. Total Quantity Appropriated is:

2.000 C.F.S. (and/or) 366 ~~100.00~~ A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

2.00 cfs

366 afa

9. Non-irrigation uses:

S/150 RANGE, D/2 HOMES.

A63-07595

Page 1

Date: 03/13/89

MICROFILMED

AUG 21 1992

PEACEFUL COVE 1972

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04N	02E	~~14~~	~~SW~~	~~SW~~		~~IRR~~	~~11.0~~	
			~~SE~~	~~SW~~		~~IRR~~	~~6.0~~	
		21	NE	SE			10	
					Section Acres		17.0	10
		~~15~~	~~SE~~	~~SE~~		~~IRR~~	~~32.0~~	
					Section Acres		~~32.0~~	
		22	NW	NE		IRR	9.0	8
			NE	NW		IRR	21.0	9
			NW	NW		IRR	20.0	8
			SW	NW		IRR	4.0	27
			NW	SW				14
			SW	SW	Section Acres		54.0	3
			NW	SE				4
					Section			
					Total Acres		103.0	73
			Total Acres			83		

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: A63-03603
A63-03604

14. Remarks:

15. Basis of Claim: PERMIT

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 ~~x~~ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

For Organizations:

I do solemnly swear or affirm that I am Trustee of
_____ Title
Terteling Trust No. 7, that I have signed the foregoing
Organization
document in the space below as Trustee of
_____ Title
Terteling Trust No. 7 and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Trustee, Terteling Trust No. 7
Title and Organization

8-18-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of August 19 89

[Signature]
Notary Public

Seal

Residing at Borzi, Idaho

My Commission Expires 5-7-91
3 Date: 03/13/89

A63-07595

Page

MICROFILMED

AUG 21 1992

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. No.

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

Please type or print clearly:

Name of Claimant(s) Terteling Trust No. 7

877 West Main Street, Ste. 706

Boise, Idaho 83702

Mailing Address same as above
(include Zip Code)

Phone Number (208) 338- 5200

MICROFILMED

AUG 21 1992

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 _____

Date Received _____

Receipt Number _____

RECEIVED

MAR 07 1990

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Terteling Trust No. 7 Phone (208) 338-5200
Mailing Address 877 West Main Street, Suite 706, Boise, ID Zip 83702

2. Date of Priority (Only one (1) per claim) May 3, 1972

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 04N Range 02E Section 15,
_____ 1/4 of SE 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of Ada
T.04N., R.02E., Sec. 22, NW $\frac{1}{4}$, NE $\frac{1}{4}$;
Additional points of diversion if any: T.04N., R.02E., Sec. 22, SW $\frac{1}{4}$, NW $\frac{1}{4}$

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Wells, pumps, storage reservoir,
sprinklers

MICROFILMED

AUG 21 1992

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.66 or 166.0
 For Irrigation Storage purposes from 01/01 to 12/31 amount or 100.0
 Irrigation from Storage 3/15 11/15 100.0
 For Stockwater purposes from 01/01 to 12/31 amount 0.23 or
 Domestic 01/01 12/31 0.08
 For Geothermal purposes from 01/01 to 12/31 amount 0.77 or 100.0

7. Total quantity claimed (a) 2.0 (cfs) and/or (b) 366 (acre feet)

8. Total consumptive use claimed is 290.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater less than 1000 head, domestic - 2 houses

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
04N	02E	21													10.0				10.0
		22	8.0				9.0 ^S	8.0	27.0 ^D			14.0	3.0			4.0			73.0

Total number of acres irrigated 83.0

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
 If your answer is No, describe in Remarks below the authority you have to claim this water right.

XXXXXXXXXXXXXXXXXXXX

13. Describe any other water rights used at the same place and for the same purposes as described above.

63-03603, 63-03604, 63-9288

or None ()

14. Remarks: None

MICROFILMED

AUG 21 1992

Last Name Terteling Trust No. 7 Ident No.

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

R.02E.

A hand-drawn map on a grid. The map includes several labeled points and areas:

- Points of Diversion:** Indicated by arrows pointing to specific locations. One arrow points to a location labeled "21" near the center. Another arrow points to a location labeled "22" near the top right. A third arrow points to a location labeled "20" near the top right.
- Places of Use:** Indicated by a large circle drawn around the central area, with an arrow pointing to it from the label "Places of Use" at the bottom right.
- Other Labels:**
 - "T. 04 N." is written at the top center.
 - "NW" and "NE" are written in the top left and top right quadrants, respectively.
 - "SW" and "SE" are written in the bottom left and bottom right quadrants, respectively.
 - "21" is written near the center, below the "20" label.
 - "22" is written near the top right, below the "20" label.
 - "20" is written near the top right, below the "22" label.
 - "100" is written near the center, below the "21" label.
 - "140" is written near the center, below the "100" label.
 - "150" is written near the center, below the "140" label.
 - "160" is written near the center, below the "150" label.
 - "170" is written near the center, below the "160" label.
 - "180" is written near the center, below the "170" label.
 - "190" is written near the center, below the "180" label.
 - "200" is written near the center, below the "190" label.
 - "210" is written near the center, below the "200" label.
 - "220" is written near the center, below the "210" label.
 - "230" is written near the center, below the "220" label.
 - "240" is written near the center, below the "230" label.
 - "250" is written near the center, below the "240" label.
 - "260" is written near the center, below the "250" label.
 - "270" is written near the center, below the "260" label.
 - "280" is written near the center, below the "270" label.
 - "290" is written near the center, below the "280" label.
 - "300" is written near the center, below the "290" label.

AUG 21 1992

Terteling Trust No. 7
Last Name

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit X
Decree _____
If applicable provide IDWR Water Right Number 63-07595
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) JJ Terteling Date 3-2-90
Date _____

For Organizations: I do solemnly swear or affirm that I am XXXXXXXXXX Trustee
Title
of The Terteling XXXXX Trust No. 7, that I have signed the foregoing
Organization Terteling Trust No. 7
document in the space below as XXXXXXXXXX Trustee of The Terteling XXXXX Trust
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent JJ Terteling
Title and Organization Trustee, Terteling Trust No. 7 Date 3-2-90
XXXXXXXXXXXXXXXXXXXXXXXXXXXX

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of March 19 90

SEAL

Notary Public Flinda A. Inouye

Residing at Bose, Id

My Commission Expires 5-1-91

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below:

Signature _____

Address _____

Date _____

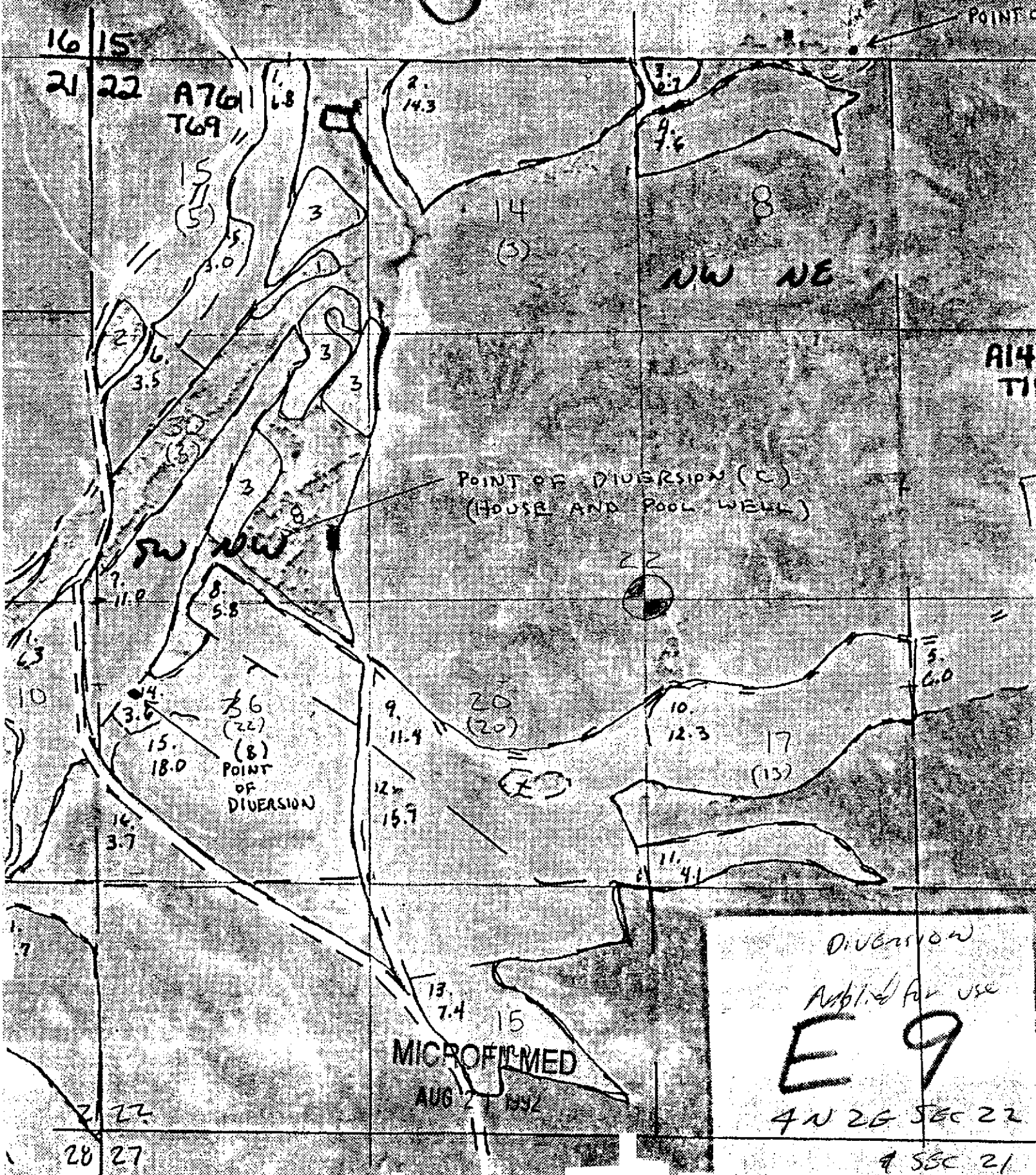
MICROFILMED

AUG 21 1992

Last Name Terteling Trust No. 7 Ident. Number _____

Copies White-State, Yellow-Claimant

SE J
POINT C



**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 63-7595

(Insert water right number
From the Objection Form)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Edwards Family LLC
Address: 4106 Sand Creek Street
Boise, Idaho 83703
Daytime Phone: (208) 342-7548

Name & Address of Attorney, if any:
Dana L. Hofstetter, ISB # 3867
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702
(208) 424-7800

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: The Terteling Co. Inc.
Address: 3823 North 36th Street
Boise, Idaho 83703

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

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

E. VERIFICATION (Must be Completed)

State of Idaho)
) ss:
County of Ada)

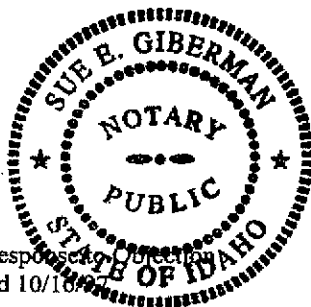
Dana L. Hofstetter duly sworn, upon oath, deposes and says:
(Name of person filing response)

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

(Signature of person filing response)

[Handwritten Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 23, 2006



Sue E. Giberman
Notary Public for the State of Idaho
Residing at: Boise Idaho
My Commission Expires: 2-25-09

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, 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.

F. CERTIFICATE OF MAILING

I certify that on June 23, 2006, I caused to be hand delivered the original and caused to be mailed copies of this response, including all attachments, to the following persons:

1. Original to:

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

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

Name: The Terteling Co. Inc.
Address: 3823 North 36th Street
Boise, Idaho 83703

3. One copy to the party who filed the objection. at the following address:

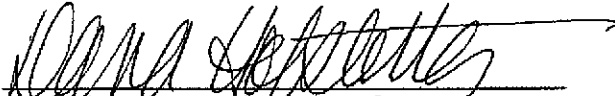
Name: Charles L. Honsinger
Address: Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701

4. Copies to:

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
P. O. Box 44449
Boise, ID 83711-4449


Your signature or signature of attorney
mailing on your behalf

RECEIVED

APR 24 2005

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 39576

A. Subcase 63-7595

(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Edwards Family LLC

Address: 4106 Sand Creek Street

Boise, Idaho 83703

Daytime Phone: 208-342-7548

Name & Address of Attorney, if any:

Dana Hofstetter

Hofstetter Law Office, LLC

608 West Franklin Street

Boise, Idaho 83702

208-424-7800

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

Name: The Terteling Co Inc

Address: 3823 N. 36th Street

Boise, Idaho 83703

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 Section E
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point of Diversion**
Should be: T4N R2E S22 NWNE (Motorcycle Club Cold Well);
T4N R02E S22 NWNE (Champagne Cold Well)
6. ☐ **Instream Flow Beginning and Ending Point**
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): To the extent that this water right authorizes the diversion of water from the Stewart Gulch Geothermal Aquifer it should not exist pursuant to *Silkey v. Tiegs*. In the alternative, consistent with the change in use of this right accomplished under Transfer No. 4202, the following provisions should be listed under "Other Provisions Necessary for Definition or Administration of this Water Right:" a) Diversion and use of geothermal water is not authorized under this right; b) The Motorcycle Club Well described as a point of diversion is a dual source tapping cold water and low-temperature geothermal water. Diversion under this right from that well is authorized only from the cold water source; and c) Right No. 63-3603 is also diverted from the two points of diversion described above. Some of the provisions listed under "Explanatory Material" should be deleted or corrected.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

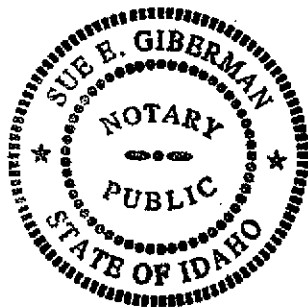
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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.

Signature of person filing objection

Dana Hofstetter
Attorney signing in representative capacity

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



Sue E. Giberman
Notary Public for the State of Idaho
Residing at: Boise Idaho
My Commission expires: 2-25-09

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.

G. CERTIFICATE OF MAILING

I certify that on April 21, 2006, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via Hand Delivery*)
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to the claimant of the water right at the following addresses:

Name: The Terteling Co. Inc
Address: 3823 N 36th Street
Boise, Idaho 83703

Charles Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701-2273

3. Copies to:

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

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

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



Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED
APR 21 2006
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 63-7595

(Insert water right no.)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: THE TERTELING CO INC.

Address: 3823 North 36th Street
Boise, Idaho 83703

Daytime Phone: 208 338-5200

Name & Address of Attorney, if any:

Charles L. Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

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

Name: THE TERTELING CO INC.

Address: 3823 North 36th Street
Boise, Idaho 83703

COPY

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: General Provision should state that the source of this water right is separate from any other source in Basin 63.
3. ☒ **Quantity**
Should be: 2.00 CFS; Volumetric limit of 466.7 AFY.
Combined use remarks either should be deleted or listed as follows: combined diversion rate - 3.03 CFS; combined annual diversion volume - 817.7.
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: An additional 10 acres in Section 21, SESE should be included with this water right. Total acres is 103 acres not 93 acres. The combined acreage remark either should be deleted or listed as 181 acres rather than 171 acres.
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 water right was licensed October 27, 1993 with the quantity and place of use claimed. Total irrigated acres for this water right is 103 acres. Total quantity of the water right is 2.0 cfs. There appears to be no valid legal basis for reducing either acreage or quantity of the water right.

F.

VERIFICATION (must be completed)

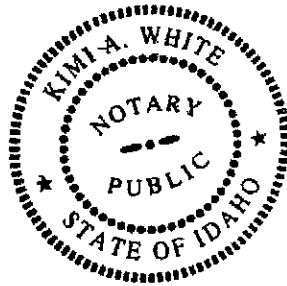
State of Idaho)
) ss.
County of Ada)

Charles L. Honsinger, 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.

Charles L. Honsinger
Charles L. Honsinger

Subscribed and sworn to before me on: April 19, 2006



Kimi A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/01/10

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will no 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 20, 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: THE TERTELING CO INC.

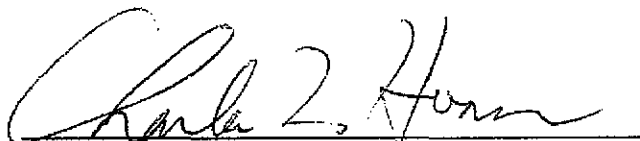
Address: 3823 North 36th Street
Boise, Idaho 83703

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

NOV 25 2005

WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Alynn L. Sweeney
Samuel Kaufman (1921-1986)

November 23, 2005

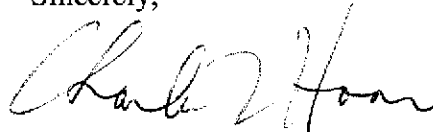
Vicki Music
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Notices of Error for Preliminary Recommendations of water right nos. 63-03603,
63-07595

Dear Ms. Music:

Enclosed please find the above-referenced Notices of Error. Please contact me with any concerns or questions.

Sincerely,



Charles L. Honsinger

enclosures

cc: Tom Terteling
Ed Squires

NOV 25 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 29, 2005

Water Right Number: 63-7595

THE TERTELING CO. INC.
3823 N. 36TH ST
BOISE, ID 83703
Telephone Number: (208)338-5200

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Place of use, quantity, volume, and associated combined use limitations

2. Describe the changes you wish to make in the proposed recommendation:

10 acre place of use in Section 21, SESE should be included in water right. Quantity should be listed as 2.0 cfs. Volume should be listed as 466.7 afa. The combined use limitation should be deleted, or should be listed as 181 acres rather than 171 acres, 3.03 cfs rather than 2.83 cfs, and 817.7 afa rather than 771.5 afa.

3. Give a brief explanation as to why you disagree with these portions:

There appears to be no valid basis for reducing the acreage or the quantity of the water right.

____ I AGREE with this proposed recommendation; no changes need to be made.

DATE: 11/23/05

SIGNATURE: Charles L. Honsinger

Please print your name: Charles L. Honsinger

11/28/2005

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

RIGHT NUMBER: 63-7595

NAME AND ADDRESS: THE TERTELING CO INC
3823 N 36TH ST
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.800 CFS
420.500 AFY

The rights listed below are limited to a total combined diversion rate of 2.83 cfs and to a total combined annual diversion volume of 771.5 AF. Combined Right Nos.: 63-3603, 63-7595.

PRIORITY DATE: 03/07/1973

POINT OF DIVERSION:

T04N R02E S22 NWNE Within ADA County
T04N R02E S22 NENW Within ADA County
T04N R02E S22 SWNW Within ADA County
T04N R02E S22 NWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.050 CFS 2.00 AFY
IRRIGATION	03/15 11/15	1.800 CFS 418.50 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 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

T04N R02E S21	SENE	1.0	T04N R02E S21	NESE	8.0
T04N R02E S22	NWNE	8.0	T04N R02E S22	NENW	11.0
T04N R02E S22	NWNW	10.0	T04N R02E S22	SWNW	27.0
T04N R02E S22	SENE	1.0	T04N R02E S22	NESW	3.0
T04N R02E S22	NWSW	14.0	T04N R02E S22	SWSW	3.0
T04N R02E S22	SESW	3.0	T04N R02E S22	NWSE	4.0

STOCKWATER Within ADA County

T04N R02E S22 SWNW

93 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-3603, 63-7595

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: BASIS OF CLAIM - License

Right No. 63-3603 is also diverted through two of the points of diversion described above.

The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.

The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.

Diversion and use of low temperature geothermal resource water under the terms of the license is subject to the control of the watermaster of State Water District No. 63S, Stewart Gulch, upon a determination of interconnection with other low temperature geothermal users in the district.

Water is 120 degrees F geothermal water.

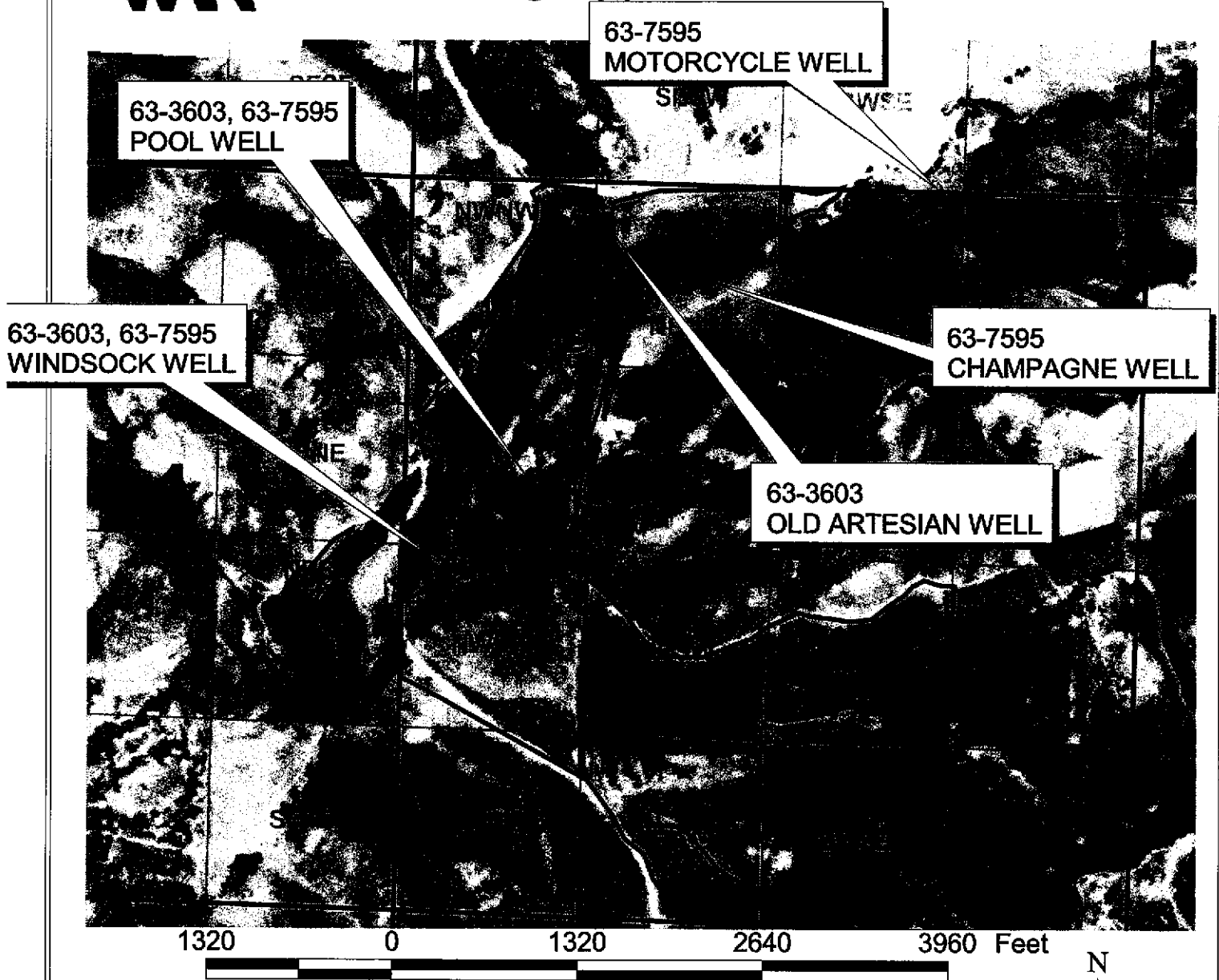
This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Stockwater use is for 150 mixed stock.

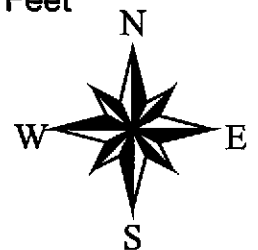


State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTIONS 21 and 22
Water Right (s): 63-3603 and 63-7595



TOTAL IRRIGATED ACRES = 171
63-3603 = 78 ACRES
63-7595 = 93 ACRES



- Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: November 2005

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7595 V1

WATER RIGHT NUMBER: 63-7595 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TERTELING TRUST NO 7 3823 N 36TH ST BOISE, ID 83703 (208)338-5200
Attorney	CHARLES L. HONSINGER RINGERT CLARK CHARTERED PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591
Original Owner	J L TERTELING 3823 N 36TH ST BOISE, ID 83703 (208)338-5200
Current Owner	THE TERTELING CO INC 3823 N 36TH ST BOISE, ID 83703 (208)338-5200

Priority Date: 03/07/1973

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.050 CFS	2.00 AF
IRRIGATION	03/15 to 11/15	1.800 CFS	418.50 AF
	<u>Total Diversion:</u>	1.800 CFS	420.50 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	SW1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
GROUND WATER ADA County	NW1/4NE1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
GROUND WATER ADA County	NW1/4SW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
GROUND WATER ADA County	NE1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.

Place of UseSTOCKWATER Within ADA County

T04N R02E S22 SWNW

IRRIGATION Within ADA County

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7595 V1

IRRIGATION Within ADA County

T04N R02E S21	SENE	1.0	T04N R02E S21	NESE	8.0
T04N R02E S22	NWNE	8.0	T04N R02E S22	NENW	11.0
T04N R02E S22	NWNW	10.0	T04N R02E S22	SWNW	27.0
T04N R02E S22	SENE	1.0	T04N R02E S22	NESW	3.0
T04N R02E S22	NWSW	14.0	T04N R02E S22	SWSW	3.0
T04N R02E S22	SESW	3.0	T04N R02E S22	NWSE	4.0

Total Acres: 93

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-3603, 63-7595
2. E61 The rights listed below are limited to a total combined diversion rate of 2.83 cfs and to a total combined annual diversion volume of 771.5 AF. Combined Right Nos.: 63-3603, 63-7595.
3. F05 Right No. 63-3603 is also diverted through two of the points of diversion described above.
4. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
5. 01B The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.
6. S39 The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 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.
7. R05 Diversion and use of low temperature geothermal resource water under the terms of the license is subject to the control of the watermaster of State Water District No. 63S, Stewart Gulch, upon a determination of interconnection with other low temperature geothermal users in the district.
8. 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.
9. B07 Water is 120 degrees F geothermal water.
10. E62 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
11. X02 Stockwater use is for 150 mixed stock.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7595 V1

Comments:

1. vmusic 11/14/2005 Q AN ACRES

Comment: DECREASED BOTH DUE TO SALE OF 10 ACRES IN SESE SEC 21. SEE MEMO IN FILE. CLAIMANT FILED TRX IN 2005 TO TRANSFER THIS 10 ACRES TO CLAIMANTS LANDS. NEED DEED TO SEE IF WATER RIGHT ON THIS 10 ACRES WAS CONVEYED WITH PROPERTY OR NOT.

2. vmusic 11/14/2005 DOMESTIC USE

Comment: DELETED USE AND AFA PER CLAIMANT. CLAIMED AS 63-31053 WITH EARLIER PRIORITY DATE.

3. vmusic 11/14/2005 TRANSFER

Comment: RECOMMENDED PER TRANSFER 4202 MINUS THE 10 ACRES IN SESE S 21 NO LONGER OWNED BY CLAIMANT.

4. vmusic 11/14/2005 POU

Comment: USED 1964 AERIAL TO ATTEMPT TO DISTINGUISH POU FROM 63-3603 POU. 63-3603 P DATE IS 1967 AND 63-7595 P DATE IS 1973. IMPOSSIBLE. LICENSING EXAMS ARE NO HELP. LICENSING EXAM STATES 178 ACRES ARE IRRIGATED AND OVERLAP ANALYSIS NOT POSSIBLE. NO LIMITATION ON LICENSE SO ACRES ADD UP TO 181 IN LICENSES

5. vmusic 11/15/2005 PODs

Comment: PODs KNOW AS THE MOTORCYCLE WELL LOCATION CORRECTED IN TRX 4202, CHAMPAGNE WELL ADDED PER TRX 4202, POOL WELL AND WINDSOCK WELL. 63-3603 ALSO DIVERTED FROM THESE PODS.

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/14/2005 5:34:29 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	11/15/2005 11:53:47 AM	vmusic	Updated shape
POD	11/15/2005 12:03:46 PM	vmusic	Updated shape

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7595 V1

General	11/14/2005 1:54:29 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POU	11/14/2005 1:57:53 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	11/14/2005 1:58:51 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	11/14/2005 1:59:19 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	11/14/2005 1:59:57 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - SEE LICENSING EXAM AND TRANSFER 4202
POU	11/15/2005 11:14:12 AM	vmusic	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7595 V1

POD	11/15/2005 12:01:45 PM	vmusic	Updated shape
POU	11/15/2005 11:14:26 AM	vmusic	Updated shape for Active POU
POD	11/15/2005 12:07:15 PM	vmusic	Updated shape
Contacts	11/14/2005 1:54:07 PM	vmusic	(No) 1. Do you want to schedule an appointment?
			Comment for 1: DESKTOP REVIEW
POD	11/14/2005 1:54:50 PM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?
Source	11/14/2005 1:57:31 PM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POD	11/15/2005 3:40:45 PM	vmusic	Updated shape

Water Supply Bank:

Music, Vicky

From: Music, Vicky
Sent: Wednesday, November 16, 2005 12:00 PM
To: Charlie Honsinger (E-mail)
Cc: 'tom@tertco.com'
Subject: preliminary director's reports 63-3603 and 63-7595

Charlie and Tom -

Attached are the preliminary DRs and Notice of Error [NOE] instructions for the licenses referenced above. As you know, the issuance of a preliminary DR is not a statutory requirement for IDWR but is an effort to identify errors and correct them before the DR is filed with the SRBA Court. You will see that the deadline for these NOEs is Nov 29 as the DR will be filed about 2 weeks later.

I reduced the acres, Q and afa for 63-7595 by the 10 acres in the SESE Sec 21 that was conveyed to Boise Parks and Rec and Medicine Cr Subdivision. Although I see that the most recent transfer filed in June 2005 attempts to transfer these acres to a PPU, I need deeds that substantiate that the water right was retained by claimant and the date of the conveyance to see if it qualifies as an accomplished transfer in POU, and if so, where it was transferred to at that time. I also deleted the domestic use and reduced the afa accordingly per your instructions during our meeting that claimant wanted the earlier priority date for as claimed in 63-31053. Hence, the domestic use for the main house and caretaker house will be recommended as 63-31053. The GIS layout is for illustrative purposes only.

Due to the short timeline for the DR, this is the most expeditious way to handle these prelim DRs. The remainder will hopefully follow this week.

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190



63-3603.jpg



noe 63-3603.doc



noe 63-7595.doc



prelim dr 11-29.pdf

Music, Vicky

From: Music, Vicky
Sent: Wednesday, November 23, 2005 9:54 AM
To: 'Charlie Honsinger'
Cc: 'Tom Terteling (E-mail)'; Shurte, Jan; Spencer, Nick
Subject: RE: Preliminary Recommendations/Notices of Error

Tracking:	Recipient	Delivery
	'Charlie Honsinger'	
	'Tom Terteling (E-mail)'	
	Shurte, Jan	Delivered: 11/23/2005 9:54 AM
	Spencer, Nick	Delivered: 11/23/2005 9:54 AM

Charlie and Tom -

I am very sorry about the short timeline, however, the sheer number of claims filed by your client, including late claims filed only a few weeks ago and the confusion regarding the licenses 63-3603 and **63-7595** that resulted in amended claims being submitted just 3 weeks ago, have caused these preliminary DRs to be sent with a short NOE period. My deadline for having recommendations done is Dec 2 and the Basin 63 Part 2 DR is due to be submitted around Dec 13. Submitting a notice of error will most likely not affect my recommendations because I really don't think there are errors in the preliminary DRs that can be corrected by the NOE process, such as typos or changes in ownership, but you may submit them when you can through December 9. We will have to let the objection procedure handle the substantive issues as is usual.

8 of the 12 preliminaries sent this week [63-31056 is listed twice in your email] are associated with 3 of the 4 residences on the property and I attempted to group those together so they could be reviewed together. They are small domestic and stock.

Lastly, I will be adding to the recommendations for 63-12, 63-13, 63-15 and 63-308 the combined use POU remark for 171 acres. For 63-12, 63-13, 63-15, 63-3603 and **63-7595**, I will be adding the temperature of the water. I will not send out an new preliminary on these.

Hope this helps -

Vicky L. Music
 Sr. Water Resource Agent
 Adjudication Bureau
 IDWR/Western Region
 2735 Airport Way
 Boise, Idaho 83705-5082
 (208) 334-2190

-----Original Message-----

From: Charlie Honsinger [mailto:clh@ringertclark.com]
Sent: Wednesday, November 23, 2005 8:29 AM
To: Music, Vicky
Cc: Tom Terteling
Subject: Preliminary Recommendations/Notices of Error

Vicky: Preliminary recommendations for the following water rights have been sent via e-mail to Tom Terteling and I over the past two days:

11/23/2005

63-27649, 63-27671, 63-31054, 63-31055, 63-31053, 63-31050, 63-31052, 63-31062, 63-31056, 63-31057, 63-31056, 63-31058, 63-31060.

I did not receive one of these e-mails until I came into the office this morning. The instructions attached to the Preliminary Recommendations provide that the Notices of Error are due on Tuesday, November 29 - six days from today. My client has been out of town for several days, and the Thanksgiving holiday is tomorrow - I plan on leaving my office this afternoon at 2:00 to travel out of town, and will not be back until Monday. I do not know my client's plans, but I know he has been extremely busy and was expecting to be so for some time.

Given all of these factors, together with the facts that I have many other pressing matters I must address over the next several business days and that I believe my client's situation to be similar to mine, it is simply unrealistic to expect the Terteling Company to respond to 14 Preliminary Recommendations within a six-day period with an intervening four-day holiday weekend. We will attempt to review and respond to the Preliminary Recommendations as soon as possible, but it is simply impossible for us to get to them as quickly as provided.

Please respond with an extended timeline. Thank you.

Charlie Honsinger

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NO. 63-7595 AND 63-3603
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: BASIS FOR RECOMMENDATION – REDUCTION IN ACRES, Q AND
COMBINED USE REMARKS
DATE: 11/15/2005
CC:

This claim is for a license for 103 acres and Q of 2 cfs. Combined with 63-3603, there were 178 irrigated acres found during the licensing exam in 1987 with an overlap of 3 acres. Because it was not possible for allocations to do an overlap analysis, there was not combined use limitation of 178 acres. Instead, the licenses add up to 181 acres.

Here is a brief summary of the activity for these 2 rights:

63-7595

	<u>priority date</u>	<u>acres</u>	<u>Q/ afa</u>	<u>uses / Q / afa</u>
license	3/7/1973	103	2/466.7	I /2/463.5
				D /.05/1.2
				S /.05/2

Licensed PODs – 3 wells [pool, windsock, motorcycle]

Transfer # 4202 for change in POD. Approved 1993- corrected the legal of motorcycle well in SWSE sec 15 to NWN Sec 22 per survey and added a POD - the champagne well in NENW sec 22. The 1993 transfer exam found a total of 165 acres irrigated and determined that 87 of them were included in this license and the full 78 acres were included in the 63-3603 license.

I emailed attorney Charlie H and claimant Tom T in 10/05 re discrepancy in acres claimed in amended claims of 1999, signed by Joe T and Jeff Fereday as attorney. I asked if they could provide info re the discrepancy. They responded by submitting second amended claims which mirror the licenses and transfers.

However, the 10 acres licensed and claimed by 63-7595 in the SESE Sec 21 was sold to Boise Parks & Rec and for the Medicine Cr Subdivision sometime after the licensing exam for 63-7595 in 1987. Claimant did not transfer the water or acres [until June 2005 – no trx # assigned] so I subtracted these acres and recommended 93 acres for 63-7595 and limitation of 171 acres when combined with 63-3603. In June

2005 claimant filed transfer for PPU and included a request for transfer of these acres. Claimant must provide deed to prove water right was retained in property sale.

63-3603

	<u>priority date</u>	<u>acres</u>	<u>Q/ afa</u>	<u>uses / Q /afa</u>
license	3/7/1973	103	2/466.7	I /2/463.5

Transfer 3990 approved in 1992 added I POD. A condition of the approval states that it is for 1 POD. The reason is that the application has 3 proposed PODs because they did not know where they would finally put the well or where they would find shallow water. Hence, there were 3 licensed PODs plus the additional POD approved by trx 3990 for a total of 4 PODs. However, it appears that no additional well was drilled and the PODs are the same as for 63-7595.

VLM

RECEIVED
OCT 25 2005
WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Allyn L. Sweeney
Samuel Kaufman (1921-1986)

October 24, 2005

Vicki Music
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Second Amended Notices of Claim to Water Right Nos. 63-03603, 63-07595

Dear Ms. Music:

Enclosed please find the original copies of the above-referenced Second Amended Notices of Claim. Please contact me with any concerns or questions.

Sincerely,


Charles L. Honsinger

enclosure

cc: Tom Terteling
Ed Squires

Music, Vicky

From: Music, Vicky
Sent: Friday, October 21, 2005 10:59 AM
To: 'Charlie Honsinger'
Subject: RE: Terteling claims



20051021103548792005102110352225

200510211035

9.pdf

8.pdf

here are copies of the claims amended in 1999

Vicky Music

-----Original Message-----

From: Charlie Honsinger [mailto:clh@ringertclark.com]
Sent: Friday, October 21, 2005 8:44 AM
To: Music, Vicky
Subject: Re: Terteling claims

Yes please.

Thank you.

Charlie.

----- Original Message -----

From: "Music, Vicky" <Vicky.Music@idwr.idaho.gov>
To: "'Charlie Honsinger'" <clh@ringertclark.com>
Sent: Friday, October 21, 2005 8:09 AM
Subject: RE: Terteling claims

>
> Charlie -
> okay - do you want me to fax or scan and email the amended claims to you
> for
> your information and file? they were signed by Joe and signed by Jeff
> Pereday as atty of record.
> Vicky Music
>
> -----Original Message-----
> From: Charlie Honsinger [mailto:clh@ringertclark.com]
> Sent: Friday, October 21, 2005 8:10 AM
> To: Music, Vicky
> Subject: Re: Terteling claims
>
>
> Vicky: We have been searching through our files (including those given us
> by previous attorneys) and have spoken with client; we cannot figure out
> why
> the acreage was changed for 3603 and 7595. We would have addressed it at
> the time that we filed the transfer, but nothing in the files even
> indicates
> they were amended - and IDWR's website shows them as previously claimed.
> So, we are baffled. I'll be submitting Second Amended Claims to return
> the
> claims back to their original configuration as identified in our recently
> filed transfer application.
>

Music, Vicky

From: Charlie Honsinger [clh@ringertclark.com]
Sent: Friday, October 21, 2005 8:10 AM
To: Music, Vicky
Subject: Re: Terteling claims

Vicky: We have been searching through our files (including those given us by previous attorneys) and have spoken with client; we cannot figure out why the acreage was changed for 3603 and 7595. We would have addressed it at the time that we filed the transfer, but nothing in the files even indicates they were amended - and IDWR's website shows them as previously claimed. So, we are baffled. I'll be submitting Second Amended Claims to return the claims back to their original configuration as identified in our recently filed transfer application.

Thanks.

Charlie

----- Original Message -----

From: "Music, Vicky" <Vicky.Music@idwr.idaho.gov>
To: <tom@tertco.com>; "Charlie Honsinger (E-mail)" <clh@ringertclark.com>
Cc: "Shurte, Jan" <Jan.Shurte@idwr.idaho.gov>
Sent: Tuesday, October 18, 2005 10:46 AM
Subject: Terteling claims

> Charlie -

>

> I received the amended claims for 63-31053, 63-31055 and 63-31062 as well
> as the two new stockwater claims yesterday. Thank you. However, during our
> meeting on Sept 15, 2005, you and Tom indicated that Tom would gather and
> you would provide additional information about 63-63-31058 and 63-31060 [
> Steve's place] regarding the specific acres irrigated and the diversion
and

> delivery works. I still need this information by October 31, 2005.

>

> Also, on Oct 3, 2005, I emailed you regarding issues with the claims for
> licenses 63-3603 and 63-7595. I have not yet received a response from the
> email and will need this information by Oct 31, 2005, as well. The email
is

> attached here.

>

> Thanks -

>

> Vicky L. Music
> Sr. Water Resource Agent
> Adjudication Bureau
> IDWR/Western Region
> 2735 Airport Way
> Boise, Idaho 83705-5082
> (208) 334-2190

>

>

>

> <<63-3603 and 63-7595>>

>

>

Music, Vicky

From: Music, Vicky
Sent: Monday, October 03, 2005 1:07 PM
To: 'Charlie Honsinger (E-mail)'; 'Tom Terteling (E-mail)'
Cc: Shurte, Jan; Spencer, Nick
Subject: 63-3603 and 63-7595

Hello Charlie and Tom -

After our meeting, I reviewed the new transfer application for the licenses referenced above, filed in June 2005 and currently on hold [no #. has been assigned]. During our meeting, Charlie, you indicated the map filed with the transfer app would answer questions re where the historically irrigated acres are. Unfortunately, it did not. Here is the problem.

The claims for the licenses were amended in 1999 by Joe Terteling, signed by him and Jeff Fereday as his attorney. 63-3903 was amended and claimed for 68 acres [originally licensed for 78]. 63-7965 was amended and claimed for 88 acres [originally licensed for 103 acres].

Total claimed per the amended claims is 156 acres instead of 178. The newest transfer is for 181 acres but there were 3 acres overlap when 63-7595 was licensed so we start with 178 total acres under these 2 licenses, not 181. There is no information in the claims or claim files to indicate why the 156 acres was claimed. One of the reasons the acreage was decreased was probably the 10 acres sold to and developed by Arrowhead Sub in the SESE S 22. These have to be subtracted from the total acres irrigated because no transfer was filed which would indicate that the claimant retained the water rights when the property was conveyed.

Maybe Joe remembers why these claims were amended. Anyway, I am bound by the amended claims to recommend not more than 156 acres for the licenses and reduce the quantity accordingly.

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Tracking:	Recipient	Delivery	Read
	'Charlie Honsinger (E-mail)'		
	'Tom Terteling (E-mail)'		
	Shurte, Jan	Delivered: 10/3/2005 1:07 PM	Read: 10/3/2005 4:38 PM
	Spencer, Nick	Delivered: 10/3/2005 1:07 PM	Read: 10/3/2005 1:53 PM

Music, Vicky

From: Music, Vicky
Sent: Friday, October 14, 2005 1:55 PM
To: Charlie Honsinger (E-mail); 'tom@tertco.com'
Cc: Shurte, Jan
Subject: B63 Pt 2 DR

Charlie and Tom -

The Director's Report for Basin 63 Part 2 will be submitted to the SRBA Court the week of December 12. Internal IDWR deadlines in preparation for the Director's Report require that I have all of the supporting documentation for claims to be recommended in this Director's report by October 31, 2005.

Please submit all supporting documentation for the Terteling claims, including the amended claims, by October 31, 2005. If I do not have the information by that time, I will recommend the claims based on the information I have.

Thanks,

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Tracking:

Recipient

Charlie Honsinger (E-mail)
'tom@tertco.com'
Shurte, Jan

Delivery

Delivered: 10/14/2005 1:55 PM

**RINGERT
CLARK**
CHARTERED
LAWYERS

RECEIVED
FEB 23 2004
WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
David P. Claiborne
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson
Alynn L. Sweeney

William F. Ringert, of Counsel
Samuel Kaufman (1921-1986)

February 20, 2004

Mr. John Westra
Western Regional Manager
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

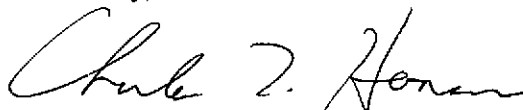
Re: Terteling Company and T-7, LLC water rights

Dear Mr. Westra:

This correspondence will notify you that my clients, the Terteling Company and T-7, LLC, have requested that I be designated as the attorney of record for all matters involving any water rights that they own. Such matters include SRBA claims filed by my clients, as well as any other water right proceedings in which they are currently involved. Please ensure that such changes are made to IDWR's records as are appropriate.

Thank you for your assistance, and please feel free to contact me with questions or concerns.

Sincerely,



Charles L. Honsinger

cc: Clients
Jeff Fereday
Ed Squires

* See attached spreadsheet
✓ done 3-1-04.

<u>Basin</u>	<u>Sequ</u>	<u>Suf</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Owner(s)</u>	<u>Source Table</u>	
63	12		Decreed	Active	550157	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	13		Decreed	Active	550159	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	15		Decreed	Active	550160	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	308		Decreed	Active	190638	TERTELING TRUST NO 7 (Cu	wrAdjudicationClaim	✓
63	3603		License	Active	280386	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	7595		License	Active	280392	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31051		Beneficial Use	Active	550153	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31058		Beneficial Use	Active	423099	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31059		Beneficial Use	Active	423100	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31060		Beneficial Use	Active	422793	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31061		Beneficial Use	Active	422794	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
63	31062		Beneficial Use	Active	422968	THE TERTELING CO INC (Cu	wrAdjudicationClaim	✓
65	4040		Beneficial Use	Active	378448	THE TERTELING CO INC (Cu	wrAdjudicationClaim	Disallowed
65	7450		License	Active	279509	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	7451		License	Active	323108	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	7452		License	Active	278690	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	22031	A	Beneficial Use	Active	425066	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	22291		Beneficial Use	Active	544712	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	22293		Beneficial Use	Active	544722	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
65	22295		Beneficial Use	Active	544739	THE TERTELING CO INC (Cu	wrAdjudicationClaim	PD Issued
63	12		Decreed	Active	560186	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	✓
63	13		Decreed	Active	560187	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	✓
63	15		Decreed	Active	560188	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	✓
63	31051		Beneficial Use	Active	560185	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	✓
65	7450		License	Active	545342	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	7451		License	Active	545344	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	7452		License	Active	545343	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	22031	A	Beneficial Use	Active	545350	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	22291		Beneficial Use	Active	545351	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	22293		Beneficial Use	Active	545353	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued
65	22295		Beneficial Use	Active	545352	THE TERTELING CO INC (Cu	wrAdjudicationRecomm.	PD Issued

<u>Basin</u>	<u>Sequ</u>	<u>Suf</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Owner(s)</u>	<u>Source Table</u>	
63	12540			Active	110399	THE TERTELING CO INC (Cu	wrWaterApplication	Western Hold Drawer
63	27670		Decreed	Active	119795	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
63	28364		Decreed	Active	126717	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22013		Decreed	Active	545345	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22016		Decreed	Active	545346	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22018		Decreed	Active	545347	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22019		Decreed	Active	545348	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22021		Decreed	Active	545349	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued

<u>Basin</u>	<u>Sequ</u>	<u>Suf</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Owner(s)</u>	<u>Source Table</u>	
63	27649		Beneficial Use	Active	190606	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	27671		Beneficial Use	Active	125220	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	30006		Beneficial Use	Active	338726	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	30007		Beneficial Use	Active	338727	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31050		Beneficial Use	Active	423091	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31052		Beneficial Use	Active	423093	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31053		Beneficial Use	Active	423094	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31054		Beneficial Use	Active	423095	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31055		Beneficial Use	Active	423096	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31056		Beneficial Use	Active	423097	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31057		Beneficial Use	Active	423098	T-7 LLC (Current)	wrAdjudicationClaim	✓

DESKTOP REVIEW / VLM

**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
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 03-15015

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

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: _____

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

Source: GW Tributary to _____

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

POINT OF DIVERSION3 PODs + 3 alternate PODs. See box 4202.

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

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

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

- ☐ No change
☐ Different Uses

** Delete dom per clmt meeting, soil shoulder remark needed.*

Use <u>IR</u>	From <u>3-15</u>	To <u>11-15</u>	Amount <u>1.8</u>	CFS <u>418.5</u>	AFA
Use <u>SW</u>	From <u>1-1</u>	To <u>12-31</u>	Amount <u>.05</u>	CFS <u>2</u>	AFA
Use _____	From _____	To _____	Amount _____	CFS _____	AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

- ☒ Changes found, the new total is, Amount 1.8 CFS 418.5 AFA 7420.5

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

NON-IRRIGATION USES:

- ☒ No change

- ☒ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

- ☐ No Change

- ☒ Changes shown below:

Delete 10 ac in SESE sec 21 - sold property > 1987 -- no transfer done. water went w/ 10 ac.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 03-3603 - Several POU overlaps w/ surface

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

GW & acres increased.

Delivery System Narrative: see license, transfers

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

534501 should never remark for 31

02 GW is for 150 mixed stock

esp when combined w/ 03-3603, limited to 171 acres
when combined w/ 03-3603, limited to
2.83 cfs & 171.5 afa.

PO5 WM 63

PO5 03-3603 also covered, 4th PO5

(1) Duty of water for 63-1595 = $2 \text{ cfs} / 103 \text{ ac} = .0194 \text{ cfs/ac}$.

(2) ACHS recommended decreased by the 10 acres in SESE sec 21. Irr in 1997 but now owned by Boise Parks & Rec to Medicine Cr. Sub. no transfer done - assume water rt for the 10 ac. went w/ property.

(3) rec 12 of $(.0194)(93) = 1.8 \text{ cfs} + (93)(4.5) = 418.5 \text{ af/a} + 2 \text{ af/a for SW} = 420.5 \text{ af/a}$

(4) Deleted down use per client request. rec as 63-31053

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: _____

FIELD EXAMINER: _____

Wick *Wick*

main notes
& completed
Wick

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NO. 63-7595 AND 63-3603
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: BASIS FOR RECOMMENDATION – REDUCTION IN ACRES, Q AND
COMBINED USE REMARKS
DATE: 11/10/2005
CC:

This claim is for a license for 103 acres and Q of 2 cfs. Combined with 63-3603, there were 178 irrigated acres found during the licensing exam in 1987 with an overlap of 3 acres. Because it was not possible for allocations to do an overlap analysis, there was not combined use limitation of 178 acres. Instead, the licenses add up to 181 acres.

Here is a brief summary of the activity for these 2 rights:

63-7595

	<u>priority date</u>	<u>acres</u>	<u>Q/ afa</u>	<u>uses / Q / afa</u>
license	3/7/1973	103	2/466.7	I /2/463.5
				D /.05/1.2
				S /.05/2

Licensed PODs – 3 wells [pool, windsock, motorcycle]

Transfer # 4202 for change in POD. Approved 1993- corrected the legal of motorcycle well in SWSE sec 15 to NWNE Sec 22 per survey and added a POD - the champagne well in NENW sec 22. The 1993 transfer exam found a total of 165 acres irrigated and determined that 87 of them were included in this license and the full 78 acres were included in the 63-3603 license.

I emailed attorney Charlie H and claimant Tom T in 10/05 re discrepancy in acres claimed in amended claims of 1999, signed by Joe T and Jeff Fereday as attorney. I asked if they could provide info re the discrepancy. They responded by submitting second amended claims which mirror the licenses and transfers.

However, the 10 acres licensed and claimed by 63-7595 in the SESE Sec 21 was sold to Boise Parks & Rec and for the Medicine Cr Subdivision sometime after the licensing exam for 63-7595 in 1987. Claimant did not transfer the water or acres so I subtracted these acres and recommended 93 acres for 63-7595 and limitation of 171 acres when combined with 63-3603.

63-3603

	<u>priority date</u>	<u>acres</u>	<u>Q / afa</u>	<u>uses / Q / afa</u>
license	3/7/1973	103	2/466.7	I /2/463.5

Transfer 3990 approved in 1992 added I POD. A condition of the approval states that it is for 1 POD. The reason is that the application has 3 proposed PODs because they did not know where they would finally put the well or where they would find shallow water. Hence, there were 3 licensed PODs plus the additional POD approved by trx 3990 for a total of 4 PODs.

VLM

I am not sure if this well was drilled.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7595

IRRIGATION Within ADA County

T04N R02E S21	SENE	1.0
T04N R02E S21	SESE	10.0
T04N R02E S22	NENW	11.0
T04N R02E S22	SWNW	27.0
*T04N R02E S22	NESW	3.0
T04N R02E S22	SWSW	3.0
T04N R02E S22	NWSE	4.0

Total Acres: 103 **113**DOMESTIC Within ADA County

T04N R02E S22 SWNW

T04N R02E S21	NESE	8.0
T04N R02E S22	NWNE	8.0
T04N R02E S22	NWNW	10.0
T04N R02E S22	SENE	1.0
T04N R02E S22	NWSW	14.0
T04N R02E S22	SESW	3.0

Don claimed as licensed

(-not cl in 3603)
(+5 3603 = 15)

Doesn't really exist...

not owned by Tankers - Medicine Co. 3
Boke Parks -Conditions of Approval:

1. 01B The right holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department.
2. AMENDED CLAIM SUBMITTED 3/7/1990, DATA ENTERED AS SUBMITTED - KW. CLAIM AMENDED PER TRANSFER NO. 4202 APPROVED 10-27-93. SEE THE FINAL ORDER FOR CONDITIONS OF APPROVAL - IN FILE. JS THIS WATER RIGHT WAS LICENSED WITH THREE POINTS OF DIVERSION: THE WINDSOCK WELL (NWSW, SEC. 22), THE MOTORCYCLE WELL (NWNE, SEC. 22), AND A THIRD WELL (SWNW, SEC. 22) COMMONLY REFERRED TO AS THE POOL WELL. UNDER APPROVED TRANSFER NO. 4202 (10/27/93), THE CLAIMANT WAS ENTITLED TO DRILL AN ADDITIONAL WELL AS AN ALTERNATE POINT OF DIVERSION UNDER THIS WATER RIGHT. CLAIMANT HAS SUCCESSFULLY CONSTRUCTED THIS NEW WELL IN THE NWNE, SEC. 22; IT IS COMMONLY KNOWN AS THE CHAMPAGNE WELL. ACCORDINGLY, THIS CLAIM ASSERTS AN ENTITLEMENT TO PUMP GROUNDWATER FOR IRRIGATION UNDER THIS WATER RIGHT FROM THE CHAMPAGNE, MOTORCYCLE, POOL AND WINDSOCK WELLS.
3. Attorney name added per notification from Charlie Honsinger. DB 3/1/2004

Remarks:Comments:Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

overlaid 63-9200? no permit needed

WR5809NP
No. 63-07595

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/08/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERTELING TRUST NO 7 877 W MAIN ST #706 BOISE ID 83702 (208) 338-5200	03/07/1973	IRRIGATION STOCKWATER DOMESTIC	03/15 11/15 01/01 12/31 01/01 12/31	2.000 CFS 0.050 CFS 0.050 CFS	463.50 AFA 2.00 AFA 1.20 AFA
TOTAL DIVERSION:					2.000 CFS	466.70 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R02E S22 NWNE NENW SNW NWSW ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S		NENE	NWNE	SWNE	SENE	NENW	NWNW	SNW	SENE	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
04N	02E	21	:				01									08			10	19.0
04N	02E	22	:		08			11	10	27	01	03	14	03	03		04			84.0
TOTAL ACRES																				103.0

Place of use Legal Description for: STOCKWATER

04N 02E 22 : : S : : : :

Place of use location for DOMESTIC is the same location as described for: STOCKWATER

Pou County: ADA

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
- 803 - The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks:

Right No. 63-07595 is subject to the conditions of the Final Order in the matter of Application for Transfer No. 4202. Prior to diversion and use of water from the new well to be constructed under this approval, the right holder shall install

WR5809NP
No. 63-07595

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/08/97
PAGE: 2

Remarks: and maintain per department specifications flow and pressure measurement devices that allow the department to determine the rate of diversion from the well.
The right holder shall conduct an investigation, subject to the approval of the department, to determine the impact of the new well on the existing wells within Water District 63-S. Upon a determination by the department that use of water from the new well should be administered with other rights in the district, use of water under this approval is subject to the control of the watermaster of Water District 63S, Stewart Gulch.
Construction of the new well is subject to the drilling permit requirements of Section 42-235, Idaho Code, and all Well Construction Standards Rules regarding the construction of low temperature geothermal wells.
If diversion from the new well is found to have more impact on the water available to a senior water right than the impact of the presently installed system during times the senior water right is entitled to use water, as determined by the Director of the department, the right holder shall cease to use the new well and/or shall abandon the new well as specified by the Director.

Dates: App. Received: 05/03/1972 Priority Date: 03/07/1973
Proof Due Date: 07/01/1982 Proof Made Date: 06/29/1982
Exam Made Date: 07/21/1987 Exam Sent to S.O.: 11/24/1992
Licensed Date: 01/14/1993

Misc: Water District Number: Field Exam Fee: R (Received)

16 15
21 22

A761
T69

15
(5)

36
(22)
(8)
POINT
OF
DIVERSION

20 27



Stock

POINT OF DIVERSION (C)

200' from East of well

E 9

NOT TO SCALE

FEB 02 1992

63-07595

T4N

R26

S. 15

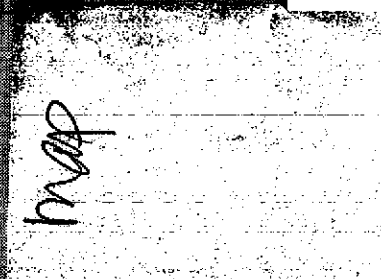
31

22

4/10/92

Township
T69-TRACT

1115
T188



TOTAL = 178

63-03607 = 78

63-07595 = 102

Some overlap

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-07595

Priority: March 7, 1973

Maximum Diversion Rate: 2.00 CFS
Maximum Diversion Volume: 466.7 AF

This is to certify, that TERTELING TRUST NO 7

877 W MAIN ST #706

BOISE ID 83702

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 3, 1972; and has submitted Proof of Beneficial Use on June 29, 1982. An examination indicates that the works have a diversion capacity of 2.930 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 15, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SENW 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84

Total number of acres irrigated: 103

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 02E 22 SWNW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this

MICROFILMED

JUL 25 1994

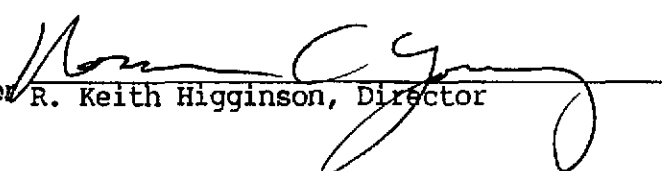
State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-07595

CONDITIONS/REMARKS:

- right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
 3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
 4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
 5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
 6. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.
 7. Diversion and use of low temperature geothermal resource water under terms of this license is subject to the control of the watermaster of Water District 63-S, Stewart Gulch, upon a determination of interconnection with other low temperature geothermal water users in the district.
 8. Domestic use is for 2 homes.
 9. Stockwater use is for 150 mixed stock.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14th day of JANUARY, 1993.

Acting for  R. Keith Higginson, Director

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JUL 25 1994

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

RECEIVED

JAN 7 1993

Department of Water Resources

Date of Priority: March 7, 1973

Maximum Diversion Rate: 2.00 CFS
Maximum Diversion Volume: 466.7 AF

Comes now

PO-BOX-4127

BOISE-ID-83704

J L TERTEILING

877 W. Main St., Suite 706

Boise, Id. 83702

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-07595, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 15, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SENE 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84

Total number of acres irrigated: 103

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 02E 22 SWNW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

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JUL 25 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at BOISE, IDAHO, this 6TH day of JAN, 1993.


(Signature)

MICROFILMED

JUL 25 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$26.00 Receipted by [Signature] # 0626467 Date 1-7-93

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-07595 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Domestic use is for 2 homes.
7. Stockwater use is for 150 mixed stock.

Witness my hand this 14th day of JANUARY, 19 93.

[Signature]
Acting for R. Keith Higginson, Director

MICROFILMED

JUL 25 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 21, 1991

RE: NOTICE OF CLAIM TO A WATER RIGHT NO. A63-07595

Theresa McLeod, Project Manager
Terteling Trust No. 7
877 West Main St., Suite 706
Boise, ID 83702

Dear Ms. McLeod:

Enclosed, for your records, is a data-entered copy of the amended claim as it was submitted.

If you have any questions in regard to this matter, please feel free to contact me at 334-2190.

Sincerely,

KAY WALKER
Water Resource Agent
Adjudication Bureau

KW:k
Enclosure

MICROFILMED
AUG 21 1992

TERTELING TRUST NO. 7
877 WEST MAIN STREET, SUITE 706
BOISE, IDAHO 83702

MAR 23 1991

March 19, 1991

Ms. Kay Walker
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

Re: Notice of Claim to a Water Right No. A63-07595

Dear Kay:

Thank you for the clarifying phone conversation today.

The Notice Of Claim To A Water Right No. A63-07595, as completed March 2, 1990, incorrectly states "geothermal" as a use. The use should be "heating".

Please data enter the claim with the above correction. If I need to submit a new claim form, please let me know.

Thank you for your assistance. If you have any questions, please call me at 338-5200.

Sincerely,

TERTELING TRUST NO. 7

Theresa McLeod

Theresa McLeod
Project Manager

TEM/sf

MICROFILMED
AUG 21 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

February 25, 1991

RE: NOTICE OF CLAIM TO A WATER RIGHT NO. A63-07595

Theresa McLeod, Project Manager
Terteling Trust No. 7
877 West Main St., Suite 706
Boise, ID 83702

Dear Ms. McLeod:

I have been asked to respond to your inquiry of May 25, 1990 (copy enclosed), which questions the data entry of information contained in the above referenced claim. We apologize if our delay in responding has caused you any inconvenience. In a review of our records, it appears that the adjudication claim has not been entered into the data base. The claim under A63-07595 is a clone of the original water right permit and has not had any changes as of this date.

Prior to entering this claim, as it was completed on March 2, 1990, we need more information on the "geothermal" use listed on the claim. "Geothermal" is not a use that the Department recognizes. Is this use for heating homes or a swimming pool? If this is the case, we would enter the use as "heating" instead of "geothermal". This water right did not originally contain a hot water use and we will probably investigate this further when we make field inspections of the claims filed for Ada County.

If you could send me a response in regard to the geothermal use, I will then data enter the claim as it was submitted. If you have any questions in regard to this matter, please feel free to contact me at 334-2190.

Sincerely,

KAY WALKER
Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED

AUG 21 1992

TERTELING TRUST NO. 7
877 WEST MAIN STREET, SUITE 706
BOISE, IDAHO 83702

RECEIVED
MAY 29 1990

Department of Water Resources
Western Regional Office

May 25, 1990

Mr. Steve Lester
Snake River Adjudication
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

Re: A63-07595

Dear Steve:

On May 18, 1990, we received the enclosed Amended Notice of Claim for water right 63-07595 from the Idaho Department of Water Resources. The information in this amended notice does not reflect the information in the claim Terteling Trust No. 7 filed in August, 1989 nor in the amended claim filed March 2, 1990.

I have enclosed a copies of the amended claim we filed, and the amended claim we received. Please advise me of any additional information you may need. The information contained in Terteling Trust No. 7's amended claim of March 2 contains the accurate information.

Thank you for your assistance in this matter. Please call me at 338-5200 if you have questions.

Sincerely,

TERTELING TRUST NO. 7

Theresa McLeod

Theresa McLeod
Project Manager

TEM/sf

Enclosures

MICROFILMED

AUG 21 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Ferteling Trust No. 7

CLAIM IDENT. NO. A63-07595

DATE RECEIVED 8/21/89/3/7/90 CK # _____

AMOUNT \$ 133.00

Required

- | | YES | NO | Info? |
|--|---|-------------------------------------|--------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | N/A ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | N/A ☒ | ☐ | |
| Is the consumptive use correct? | N/A ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | N/A ☐ | ☒ | * over |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | N/A ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) | N/A ☒ | ☐ | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right | N/A ☒ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | N/A ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? | ☒ | ☐ | * |

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AUG 21 1992

claim on form of
using "04" zip OK

23. Should this claim be receipted and data entered?

YES

NO

Claim checked by: Ray Walker Date: 8-25-91

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____

Claim data entered by: _____ Date: _____ Checked by: _____ Date: _____

Sent to claimant by: _____ Date: _____

Comments: Expansion in season of use for irrig. and
irrig. from storage purposes.

Geothermal use added to this right. → No
indication what the use is for shown on claim
Need to find out what the use is and
when it was first used-

consumptive use: $83 \text{ ac} \times 3.5 = 290.5 \text{ AF}$

other rights: 63-9288 - lapsed irrig. permit from gw.
A 63-03603 - irrig. 78 ac. from gw
A 63-03604 - springs for irrig. 7.0 ac.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

63-7595
Permit No.

Staff Analysis Sheet
for
Beneficial Use Field Report

A. Prior to Conducting the Exam, the File Contains:

- ☒ Blank Field Report Form
☒ Copy of Permit
☒ Copies of any Amendments/Orders with conditions of approval
☒ ~~Computer Data Proof Report~~ *no*
☒ Copy of U.S.G.S. Quad
☒ Check for Government Lots. If so, make a copy of Government Plat

Check of P/D index ON 5-19-87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☒ copy of exam(s) attached?

Type of Overlap? ☐ Add acres or uses to existing system

☐ Increase rate of flow or volume

☒ Other: _____

Check of P/U index ON 5-19-87 (Initial and date)

Overlap? ☒ yes ☐ no If yes: ☒ copy of water right(s) attached?

Type of Overlap? ☐ Increase rate of flow or volume

☐ Add P/D's

☐ Increase number of acres within tracts

☒ Other: Other sources

*1 of the 3
wells is shared
by 63-03603,
mostly for other
land*

Aerial Photo

Required? ☒ yes ☐ no If yes: ☒ copy attached?

Scheduling Letter sent? PL 5/29/87 (Initial and date)

☒ Appointment made and telephone conversation memo attached

B. After Conducting the Exam, the File Contains:

- ☒ Fully completed and signed Field Report Form
☒ Photographs of Point of Diversion and Place of Use
☒ *N/A* Corrected Computer Data Proof Report with recommended license information, and date and signature of examiner.
✓ SRBA claim filed

C. Review and Processing:

Exam Completed Richard J. Gymb 8-13-87 (Signature of examiner and date)

Exam Reviewed by Senior Water Resource Agent PL 4/10/92 (Initial and date)

Exam Reviewed by Manager of Regional Office Daw 10/22/92 (Initial and date)

Exam Date Entered in Computer ✓ (Initial and date)

Exam sent to State Office 11-24-92 (Initial and date)

Copy of Staff Analysis Sheet sent to Manager of Regional Office and Original
Refiled in White File _____ (Initial and date)

MEMORANDUM

TO: FILE

FROM: STEVE LESTER

DATE: APRIL 10, 1992

SUBJ: REVIEW OF FIELD EXAM FOR PERMIT 63-07595

ADDENDUM TO EXAM - REVISED LICENSE RECOMMENDATIONS

The permit was examined in 1987 but held at the region due to backlog pressures. During 1990, the measurement memo to change procedures for ground water systems was anticipated to eliminate cfs and concentrate on volume. The exam was held at that time pending resolution of the issue. The memo was adopted but rate of flow was retained. The review process can continue.

A total of 178 irrigated acres was found in 1987 as shown by the examiner's ASCS photo (not 175 acres indicated on exam P/U chart). Based on licensing information for 63-03603, 78 acres within the entire P/U are covered by 63-03603, a license for three wells providing about .01 cfs/acre and full volume. Well B in the permit is a common P/D for both rights. It is not possible to conduct an overlap analysis for a partial P/D overlap in this case.

The three wells for the permit are correctly identified on the ASCS photo and topo map. Wells A and B provide irrigation water while well C covers domestic and stock use in SWNW S.22 (see ASCS photo; confirmed per 5/16/90 telecon between J.L. Terteling and me). Two homes and 150 llamas/range cattle/horses are found (same telecon). Other minor stock animals are present. Stock is therefore listed as 150 mixed stock at 12 gpd/animal.

Storage is not found.

IRRIGATION P/U

See the attached copy of the ASCS photo from 63-03603 exam. The three licensed wells and two additional wells are shown. The 78 acres in the license are outlined. Then refer to the permit exam ASCS photo for the entire irrigated area outlined in red.

The 103 acres allowed in 63-07595 are determined by listing those acres within the 178 acres that are not part of the existing license. This provides 100 new acres. The remaining three acres (overlap with 63-03603) for the new right are assigned to NESW S.22 simply because that is the only tract not yet covered in the newer right.

Actually, these two rights are ideal for permissible P/U within a 178 acre parcel.

The attached land list defines the recommended acres.

FEB 6 2 1993

FLOW AND VOLUME CALCULATIONS

I. Irrigation - The limiting factor for rate is 2.00 cfs in the permit. Using the standard season of 246 days:

$$Vr = 103 \times 4.5 = 463.5 \text{ afa}$$

$$Vd = 2.0 \times 246 \times 1.9835 = 975.9 \text{ afa}$$

Recommend 103 acres with 2.00 cfs and 463.5 afa from 3/15-11/15.

II. Domestic - Two homes for internal use are included (yards per irrigation). The maximum rate is limited by the permit amount of .05 cfs.

$$Vr = 2 \times .6 = 1.2 \text{ afa}$$

$$Vd = .05 \times 365 \times 1.9835 = 36.2 \text{ afa}$$

Recommend 2 homes for in-house use with .05 cfs and 1.2 afa.

III. Stock - 150 animals, mixed stock at 12 gpd/animal are included. The permit rate of .05 cfs is allowable.

$$Vr = 150 \times .0134 = 2.01 = 2.0 \text{ afa}$$

$$Vd = \text{as above in domestic}$$

Recommend 150 mixed stock with .05 cfs and 2.0 afa.

IV. Total flow and volume - The total rate is limited by the permit to 2.00 cfs. This rate can produce enough water to allow volumes for the uses to be additive. Total volume is 466.7 afa. License condition R32 should be used.

MISC. INFORMATION

A SRBA claim was filed for 63-07595. The measuring device requirement was met via access ports.

By the time this right is ready to license, a question may occur about changes to number of irrigated acres etc. If so, the site is conveniently located on Cartwright Road (Peaceful Cove Ranch) off Bogus Basin Road and data could be verified by a quick field visit. This may be a useful field trip for S.O. licensing staff.

RECEIVED
FEB 02 1993

63-03603
EXAM

well "a"
ID 63-07595

These 2 are
different wells
than ID
63-07595
NENW & SWNW

corner of lower
and well "C" ID
63-07595

11 = same ID location
63-03603. Most if
not all of these are
same ones identified
in aerial photo of
exam in 63-07595.

↑
appears to
be same
well as
ID
63-07595
(PID "B")

closest to 1/4 - 1/4 lines

map update. 8L E/15/90

63-3603

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 30 1992

Department of Water Resources

A. GENERAL INFORMATION

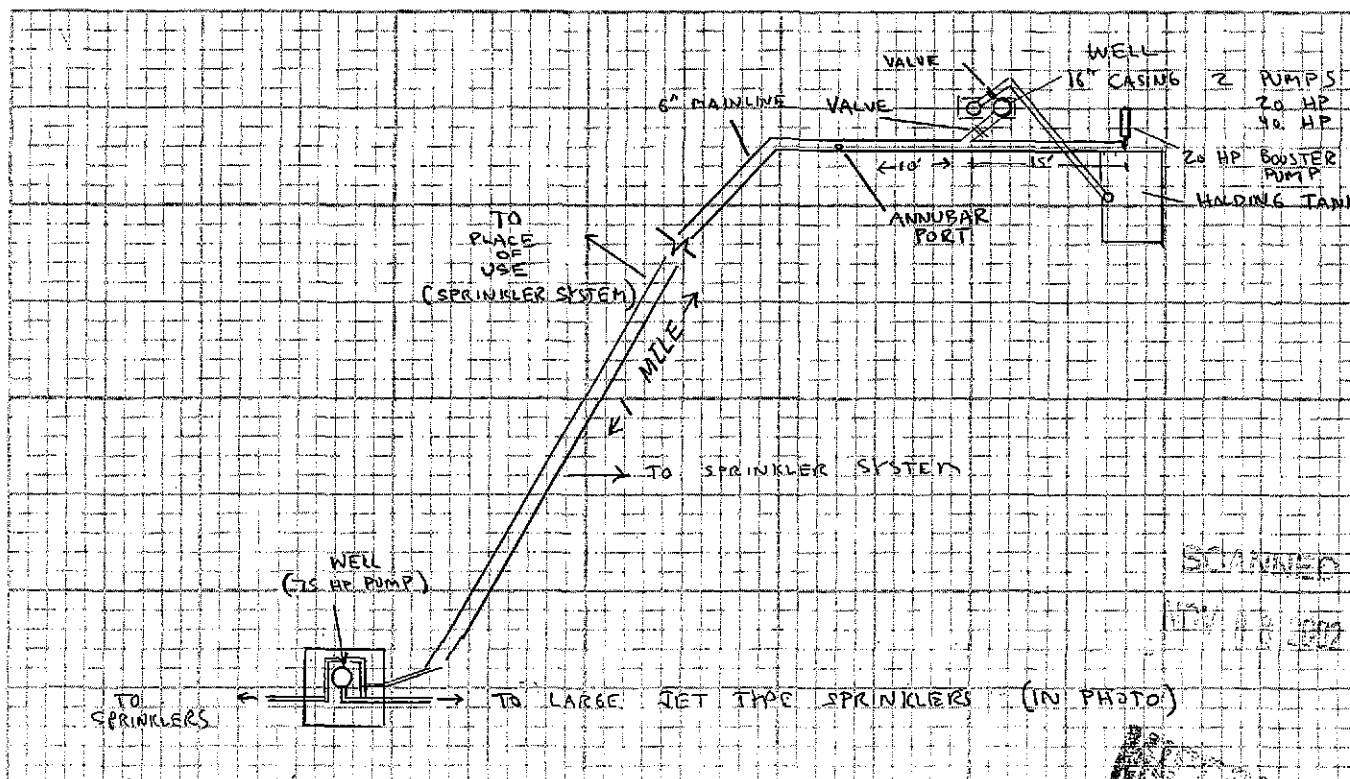
Permit No. 63-7595
1. Owner: J.L. Terteling Phone No. 376-6700/338-5200
Current Address: P.O. Box 4127 Boise Id. 83704
2. Accompanied by: J.L. Terteling EXAM. DATE: 7-21-87
Address: - Phone No. -
Relationship to Permit Holder: -
3. Source: Ground Water tributary to -

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3604 63-3603
Decrees / 63-0308 63-0307 ☐ Copies Attached
2. Other water rights with same point of diversion: 63-3603
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

FEB 02 1993

* NO. changed per
directing into 5/14/90
SL

System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A series of wells supply water to a sprinkler irrigation system. ^{There are} ~~There is~~ approximately 180 acres which are irrigated from this system. A dual pump system (diagramed) is powered by two 20 HP submersible ^{pumps,} ~~well~~ pumps. These wells pumps divert water into a holding ^{tank} ~~well~~; a booster pump (20 HP) creates 60 PSI for the upper sprinkler system. The lower well has a 75 HP line shaft turbine pump. The system pressure is over 100 PSI in this system.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
① Upper well	Grundfos	20	61920821 E	-	SP-45-8
Upper booster	Baldor	20	3785	Berkley	1318925
② Lower Pump		75	6276531635		

*Code to correspond with No. on map and aerial photo

5. **Point(s) of Diversion:**

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
A			SW	SE	15	4N	2E	Ada	Aerial Photos
B			NW	SW	22	4N	2E	Ada	Aerial Photos
C			SW	NW	22	4N	2E	Ada	Aerial Photos

6. **Place(s) of Use:**

Indicate Method of Determination

ASCS Photo 5/10/90

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	
4N	2E	22		8			14	15	30		20	36		15		17			155
		21													10			10	20
		22						S											
								D											

* per follow up with Mr. Tentel's sec'ty 5/16/90 gl
SEE 4/10/92 memo

RECEIVED

FEB 28 1993

Do not use this space

H. REMARKS AND OVERVIEW REVIEW ANALYSIS

WATER RIGHTS 63-3604 springs / 7 acres irrigation 4N 2E 22 NE NW
- This system is separate from springs

63-3603 Groundwater 1.03 cfs 78 acres

The two rights 63-3603 and 63-7595, when combined shall not exceed .02 cfs per acre nor 4.5 acre feet per acre per year

Decreed Rights

63-0308 3.3 acres 1 cfs from Stewart Creek

63-0309 .20 cfs from Stewart Creek

* When all rights combined, use shall not exceed .02 cfs or 4.5 AF/acre / year

I. RECOMMENDATIONS

1. Recommended Amounts

SEE 4/10/92 memo ← Dr

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	11-1	2.00	391.5
Stock watering	1-1	12-31	.05	2.7
Domestic	1-1	12-31	.05	2.4
Totals:			2.00	396.6

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Richard J Gempeler

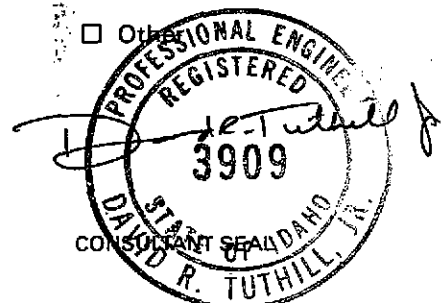
Signature

Richard J Gempeler

Certification Date

Field Report Preparation Date

7-21-87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

FEB 02 1992

Do not use this space

FEB 28 1993

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annubar	-	-	091406	-	6"	Spring 87'
Manometer	-	-	-	-	60"	-

2. Measurements:

See attached Annubar supplemental sheets

Well A = 1.44 cfs

Well B = 1.44 cfs

Well C = house well not measured

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: -

2. Alternate Method for Checking Purposes: -

F. PUMP EFFICIENCY DATA (Optional)

System is not compatible for pump efficiency est.

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

SEE 4/10/92 memo ↓

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 87^* \times 4.5 \text{ AFA} = 391.5 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.12 \times 214 \times 1.9835 = 898.3$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 391.5$

2. Volume Calculations for Other Uses:

~~Domestic~~
~~1 X House = 1.2 AFA~~

~~Stock~~
~~150 Head Llama = 2.7 AFA~~

SEE ATTACHMENT: 5/10/92

* 165 ACRES (TOTAL IRRIGATED ACRES)
- 78 ACRES (INCLUDED IN WATER RIGHT 63-3603)
87 ACRES (INCLUDED IN THIS WATER RIGHT)

FEB 28 1993

LICENSE REVIEW CHECKLIST

Permit # 63-07595

Date 12-02-92

38

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☒	☐	Advance? <u>Exam Fee Notice 4-17-86 / Rec Sheet 4-20-87</u> Memo to Advance to 3-07-73 Order to Reinstate Needed?
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended?
	☐	☒	Disagree with Actual Measurement?
	☐	☒	<u>103 x .02 = 2.06 / 2.0 cfs (IRR) .05 cfs (DOM) (STOCK) per FE</u>
	☐	☒	Disagree with Theoretical?
	☐	☒	Limited by Capacity? <u>2.93 cfs (A+B+.05)</u>
TOTAL VOLUME			Rate/ac <u>4.5</u> AFA Irr. Season <u>D</u> <u>3-15 to 11-15</u> Standard Irr. Season <u>Allow Standard Season</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations?
	☐	☒	<u>103 x 4.5 = 463.5 cfs (IRR) 1.2 cfs (DOM) 2.0 cfs (STOCK)</u> Limited by Flow? <u>2 x 214 x 1.9835 = 848.9 > 463.5</u> Season/no affect on VOL. <u>2 x 245 x 1.9835 = 971.9</u>
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u> <u>Intended source</u>
	☐	☒	Notice of Intent to Void.
P/D	☒	☐	Verify with Map <u>Change NWNE to NWSW, S22</u> Amendment Needed? <u>Change SESE to SWSE, S15</u>
	☒	☐	NA Is Overlap Analysis a Consideration?
P/U	☒	☐	Verify with Map <u>Drop S14 & S15</u> Add SENE, NESE & SESE, S21
	☒	☐	Amendment Needed? <u>Add SENW, SWV4 & NWSW, S22</u>
	☒	☐	Is Overlap Analysis a Consideration?
USES	☐	☒	Change(s) in Nature of Use? <u>Drop STOR</u>
	☐	☒	Amendment Needed?
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4?
	☒	☐	Non-Irr. Uses <u>DOM / 2 Homes</u> <u>STOCK / 150 stock</u>
	☐	☒	Special Overlap Condition
	☐	☒	Other
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	☒	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS/MEMOS NEEDED:

Amend P/D & P/U

License 10-Day 15-Day ☒ Special Correspondence

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-07595

Date: 4-25-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	<u>4N</u>	<u>2E</u>	<u>21</u>													<u>8</u>				<u>8</u>
GIS																<u>8</u>				<u>8</u>
Claim	<u>4N</u>	<u>2E</u>	<u>22</u>		<u>8</u>			<u>11</u>	<u>10</u>	<u>25</u>	<u>1</u>	<u>3</u>	<u>12</u>		<u>3</u>		<u>7</u>			<u>80</u>
GIS					<u>8</u>			<u>18</u>	<u>20</u>	<u>36</u>	<u>1</u>	<u>22</u>	<u>15</u>		<u>10</u>		<u>18</u>			<u>148</u>
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 4

Total Claimed Acres: 88

Overlapping POU Claim #'s:

Total GIS Acres: 156

63-00308, 63-03603

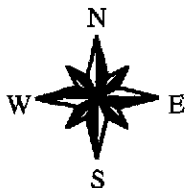
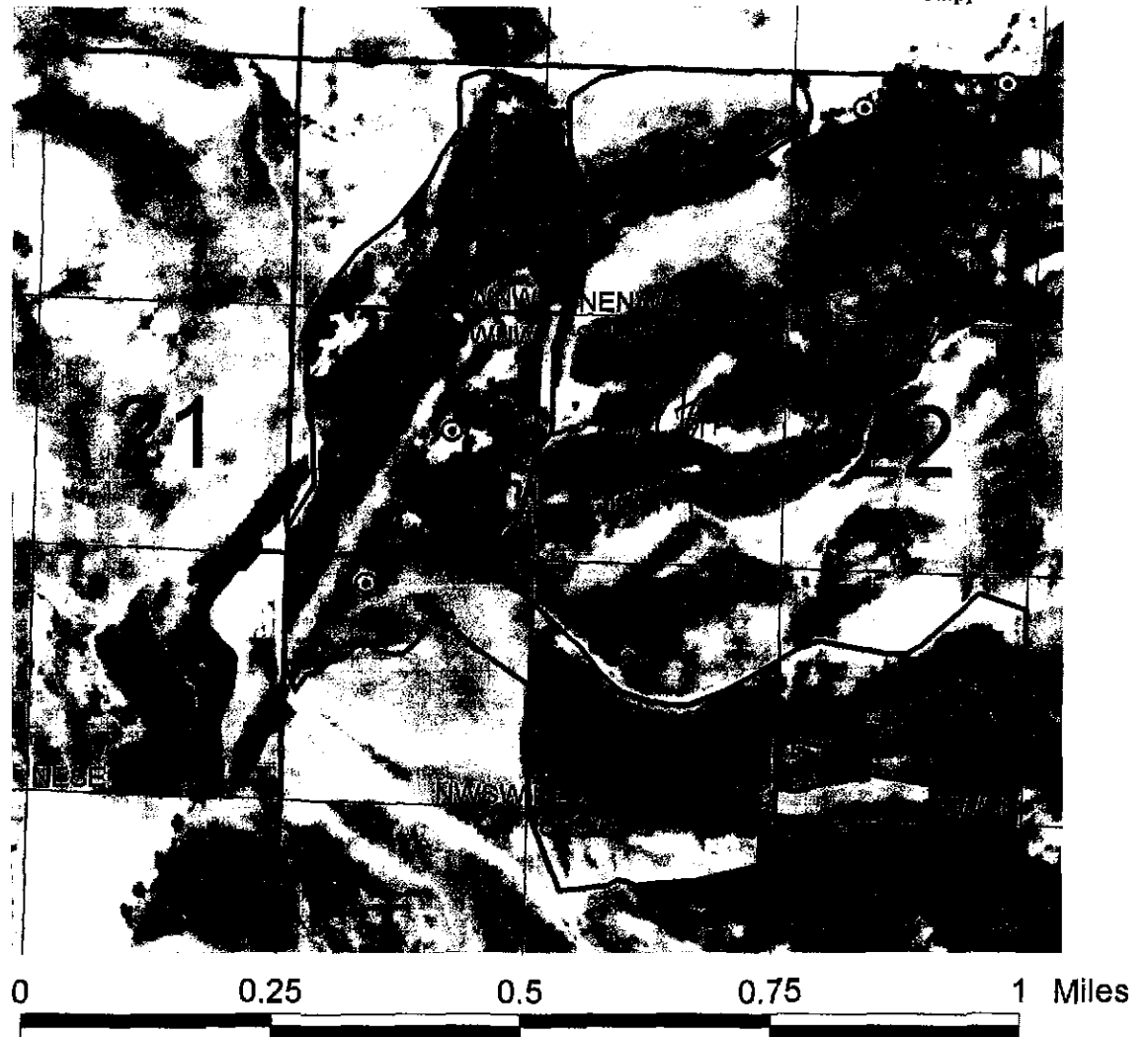
COMMENTS:

Idaho Department of Water Resources

Claim Number: 63-07595
Legal: T4N, R2E, S21, 22
Reviewed By:

1987 Napp Photo

- ⊙ Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

02/25/91 10:54:08
Page 1

Water Right Number - A63-07595

Adj. Flag Translation: ADJUDICATION CLAIM

Old (D) Number -

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

*** C - CURRENT OWNER ***
TERTELING ✓

J. L. ✓

1 - 877 W. MAIN ST.
2 - SUITE 706
City- BOISE State- ID Zip- 83702
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
05/03/1972 ✓ 14 Error in Region P - PERMIT ✓

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

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County (Blank if no Index Code)

04N ✓ 02E ✓ 15 ✓ SE SE ✓ (1) ADA ✓
04N ✓ 02E ✓ 22 ✓ NW NE ✓ (1) ADA ✓
04N ✓ 02E ✓ 22 ✓ SW NW ✓ (1) ADA ✓

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01 - IRRIGATION ✓		04/01 ✓	11/01 ✓		2.000 ✓	
03 - IRRIGATION FROM STORAGE ✓		04/01 ✓	11/01 ✓			100.00 ✓
02 - IRRIGATION STORAGE ✓		04/01 ✓	11/01 ✓			100.00 ✓
04 - STOCKWATER ✓		01/01 ✓	12/31 ✓		0.050 ✓	
43 - DOMESTIC ✓		01/01 ✓	12/31 ✓		0.050 ✓	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
2.000 ✓ 100.00 ✓

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
04N	02E	14 ✓	SW SW ✓		11.0 ✓	01	IRRIGATION	(1) ADA
04N	02E	14	SE SW		6.0	01	IRRIGATION	(1) ADA
04N	02E	15	SE SE		32.0	01	IRRIGATION	(1) ADA
04N	02E	22	NW NE		9.0	01	IRRIGATION	(1) ADA
04N	02E	22	NE NW		21.0	01	IRRIGATION	(1) ADA
04N	02E	22	NW NW		20.0	01	IRRIGATION	(1) ADA
04N	02E	22	SW NW		4.0	01	IRRIGATION	(1) ADA

Total Acres: 103.0 ✓

+ - Diversion Means - WELL, PUMP, PIPELINE & SPRINKLERS. ✓

+ - Non-Irrigation Use - S/150 RANGE, D/2 HOMES. ✓

same as
permit w/ exception
of address
correction
KW
2/25/91

AUG 21 1992 MICROFILMED

Adj. flag translation: ADJUDICATION CLAIM

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 06/18/1985	Old Judicial District	-
Claim Received Date	- 08/21/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W004759	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-

MICROFILMED
AUG 21 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4202
WATER RIGHT NO. 63-07595-

*for added
POD (well)
"Champagne well"*

This is to certify that: **TERTELING TRUST NO 7**
877 W MAIN ST #706
BOISE ID 83702

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

SOURCE

GROUNDWATER

Priority: 03/07/1973

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 22, Township 04N, Range 02E
NENW , Sec. 22, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SENE 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84
						103

Total number of acres irrigated:

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
04N	02E	22

SWNW

RECORDED
DEC 02 1993

TRANSFER NO. 4202
WATER RIGHT NO. 63-07595

PLACE OF USE:

DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

1. Right No. 63-07595 is subject to the conditions of the Final Order in the matter of Application for Transfer No. 4202.

Dated this 27th day of October, 19 93

A. M. Saylor

Chief, Water Alloc. Bureau

DEC 02 1993

1 of 6

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

*Changes approved
date*

Name of applicant Terteling Trust No. 7 Phone 208-336

Post Office address 877 W. Main St., Suite 706, Boise, Idaho 83702

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 _____

REC-1

2. Describe the reason for the proposed changes Shallower hotter Water.

FEB 4 1993

See Remarks.

Department of Water Resources
Western Regional Office

Well A - (XG) description is clarified per recent survey, its location is
not physically changed.

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

License 1. Right-Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-07595	March 7 1973	2.0	Irrigation	3/15 to 11/15
		0.05	Stockwater	01/01 to 12/31
		0.05	Domestic	01/01 to 12/31
				to _____

- * 2. Total amount of water being transferred 2.00 cubic feet per second and/or 466.7 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	NE	22	4N	2E	ADA	} Existing wells
		SW	NW	22	4N	2E	ADA	
		NW	SW	22	4N	2E	ADA	
		NE	NW	22	4N	2E	ADA	Proposal well

5. Lands irrigated or place of use:

NO CHANGE IN 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	
4N	2E	21				1									8			10	19
4N	2E	22		8			11	10	27	1	3	14	3	3		4			84
4N	2E	22							D										
									S										

DEC 02 1993

2/19/93 -82

Total acres 103

PART 1

6. General Information:

a. Description of diversion system Wells, Pumps, Storage Reservoir, Sprinklersb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX 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:

None

d. Remarks:

2019 97 A new well in NENW 5.22 will decrease dependence on well B in NWSW 5.22. Well B is believed to be inter-related to golf course well (63-04037), but new well & other wells are thought to be less related or unrelated to golf course well (Nidhar well).

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19____

DEC 2 1993

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.

SEE ATTACHED

Attachment B = applicant's map

"

C = IDWR map per applicant's
2/17/93 office visit

-SZ

MICROFILMED

DEC 02 1993

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	same			_____ 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:

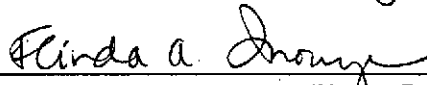
none

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.



(Signature of Applicant)

Subscribed and sworn to before me this 11th day of January, 19 93.


(Notary Public)

My commission expires 5-7-97**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and 4 attachmentsReceived by st Date 2-4-93 Protest filed by _____Prelim. check by 82 Fee \$50.00 # W015902Receipted by LD Date 2-4-93Published in Sal. Statesman Copies of protest forwarded by _____Pub. dates 3/4 & 3/11/93 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

REPROFILMED

DEC 02 1993

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR TRANSFER OF WATER RIGHT

*TEF
2-13*

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

*SRBA claim A63-07595 is
on file with IDWR.
SEE ATTACHMENT D for details
of A63-07595.*

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. 63-07595 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 March 7, 1973

5. Water is used for the following purpose:

amount 2.0 for Irrigation purposes from 03/15 to 11/15
(cfs/ac-ft) 0.05 for Stockwater purposes from 01/01 to 12/31
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____ for _____ purposes from _____ to _____
amount 0.05 for Domestic purposes from 01/01 to 12/31
(cfs/ac-ft) _____

* 6. Total amount of water under right 2.00 cubic feet per second and/or 466.7 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	15	4N	2E	ADA	
		SW	NW	22	4N	2E	ADA	
		NW	SW	22	4N	2E	ADA	

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	
4N	2E	21				1									8			10	19
4N	2E	22		8			11	10	27	1	3	14	3	3	4				84
* 4N	2E	22							D										
									S										

* *Corrected per license - 82 2/9/93*

Total acres 103

9. Describe any other water rights used for the same purpose as described above _____

63-03603, 63-03604, 63-9288

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

(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)

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:

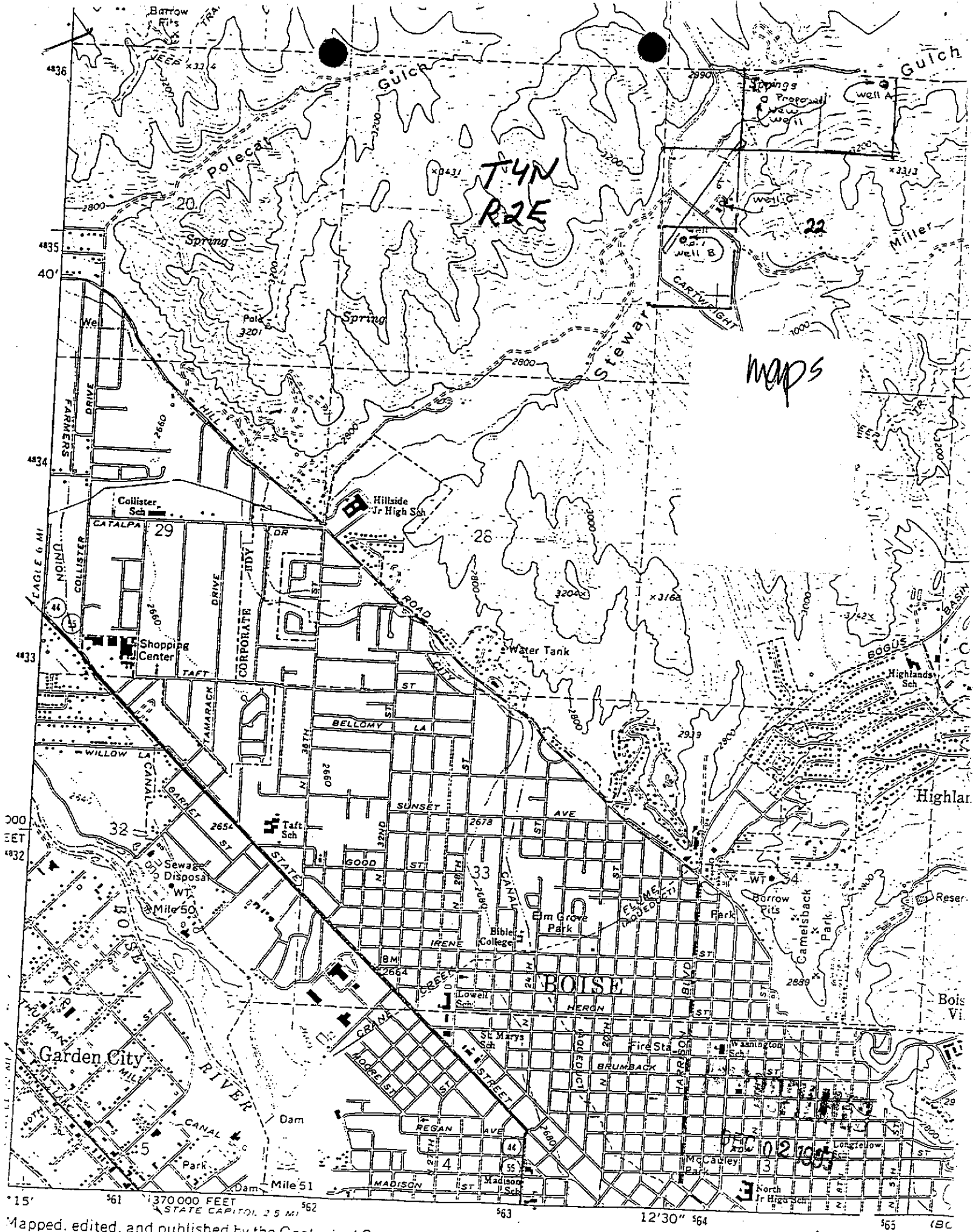
Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

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	

DEC 02 1993

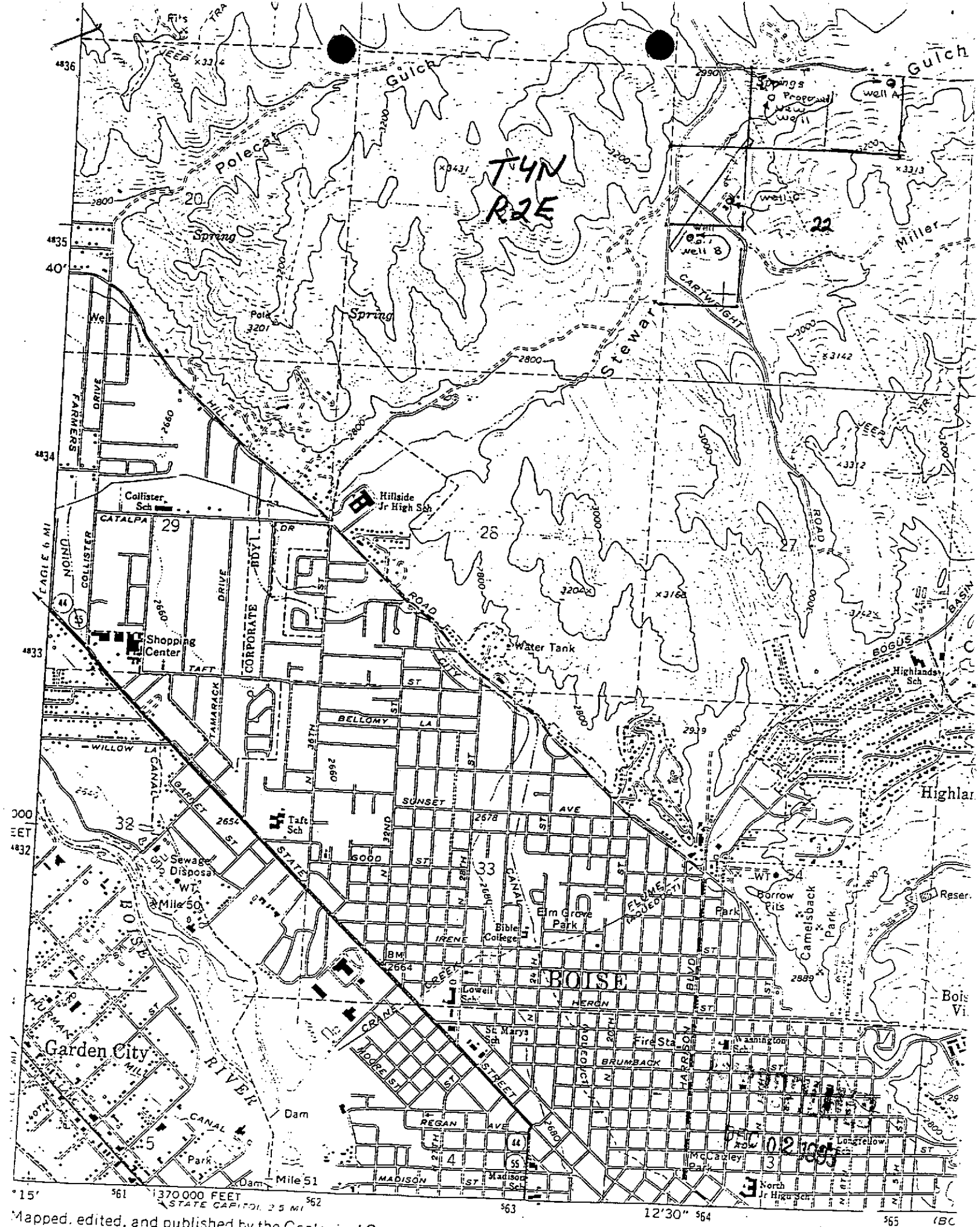
Total acres _____



15' 370,000 FEET 1" = 370,000 FEET
Mapped, edited, and published by the Geological Survey

ATTACHMENT B

SC



Attachment B

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. 63-07595

Priority: March 7, 1973

Maximum Diversion Rate: 2.00 CFS
Maximum Diversion Volume: 466.7 AF

This is to certify, that TERTELING TRUST NO 7
877 W MAIN ST #706
BOISE ID 83702

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated May 3, 1972; and has submitted Proof of Beneficial Use on June 29, 1982. An examination indicates that the works have a diversion capacity of 2.930 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 15, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SENE 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84

Total number of acres irrigated: 103

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 02E 22 SWNW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

CONDITIONS/REMARKS:

9. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this

Microcopy WED

FEB 02 1993

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-07595

CONDITIONS/REMARKS:

right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.

2. This water right is appurtenant to the described place of use.

3. This right is subject to all prior water rights and may be forfeited by five years of non-use.

4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

6. The right holder shall use the full allotment of his surface water right, to the extent it is available, in conjunction with groundwater diverted pursuant to this right.

7. Diversion and use of low temperature geothermal resource water under terms of this license is subject to the control of the watermaster of Water District 63-S, Stewart Gulch, upon a determination of interconnection with other low temperature geothermal water users in the district.

8. Domestic use is for 2 homes. *deleted*

9. Stockwater use is for 150 mixed stock.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 14th day of JANUARY, 1993.

Acting for *R. Keith Higginson*, Director

FEB 02 1993

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

RECEIVED

JAN 7 1993

Department of Water Resources

Date of Priority: March 7, 1973

Maximum Diversion Rate:

2.00 CFS

Maximum Diversion Volume:

466.7 AF

Comes now

PO-BOX-4127

BOISE-ID-83704

J L TERTELING

877 W. Main St., Suite 706

Boise, Id. 83702 and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. 63-07595, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.00 CFS	463.5 AF
STOCKWATER	01/01 to 12/31	0.05 CFS	2.0 AF
DOMESTIC	01/01 to 12/31	0.05 CFS	1.2 AF
	Totals	2.00 CFS	466.7 AF

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 15, Township 04N, Range 02E
SWNW , Sec. 22, Township 04N, Range 02E
NWSW , Sec. 22, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	02E	21	SENE 1	NESE 8	SESE 10	19
		22	NWNE 8	NENW 11	NWNW 10	
			SWNW 27	SESW 1	NESW 3	
			NWSW 14	SWSW 3	SESW 3	
			NWSE 4			84

Total number of acres irrigated: 103

PLACE OF USE: STOCKWATER

TWN RGE SEC

04N 02E 22 SWNW

PLACE OF USE: DOMESTIC, same as STOCKWATER use

RECEIVED

FEB 02 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at BOISE, IDAHO, this 6TH day of JAN, 1993.


(Signature)

RECEIVED

FEB 02 1993

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07595

FOR DEPARTMENT USE ONLY

Preliminary check by CS Fee = \$26.00 Receipted by JL # C676467 Date 1-7-93

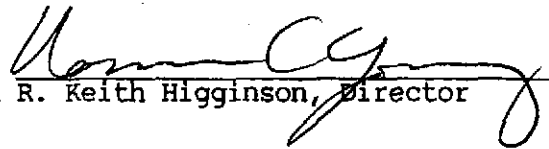
ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-07595 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. Domestic use is for 2 homes.
7. Stockwater use is for 150 mixed stock.

Witness my hand this 14th day of JANUARY, 1993.


Acting for R. Keith Higginson, Director

FEB 02 1993

APPLICATION FOR AMENDMENT

RECEIVED

Department of Water Administration

Permit No. 63-7595

Comes now J. L. Terteling of (address) _____
Box 1428, Boise, Idaho 83701, and represents to the Director of
the Idaho Department of Water Administration:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-7595, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 15 Twp. 4N
 Rge. 2 E, B.M., County of Ada. Other points of diversion:
NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22 T. 4 N. R. 2 E.B.M. Ada County, Idaho
Added. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22 T. 4 N. R. 2 E.B.M. Ada County, Idaho

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

Amount 2⁰ cfs for irrigation purposes from 4-1 to 11-1 (both dates inclusive)
 Amount 100.0 ^{AF} for " purposes from 4-1 to 11-1 (both dates inclusive)
 Amount 0.05 for Domestic/ ⁵ stock water purposes from 1-1 to 12-1 (both dates inclusive)
 Amount for purposes from to 12-31 (both dates inclusive)
 (cfs or acre feet per annum)

3. Place of use or land to be irrigated:

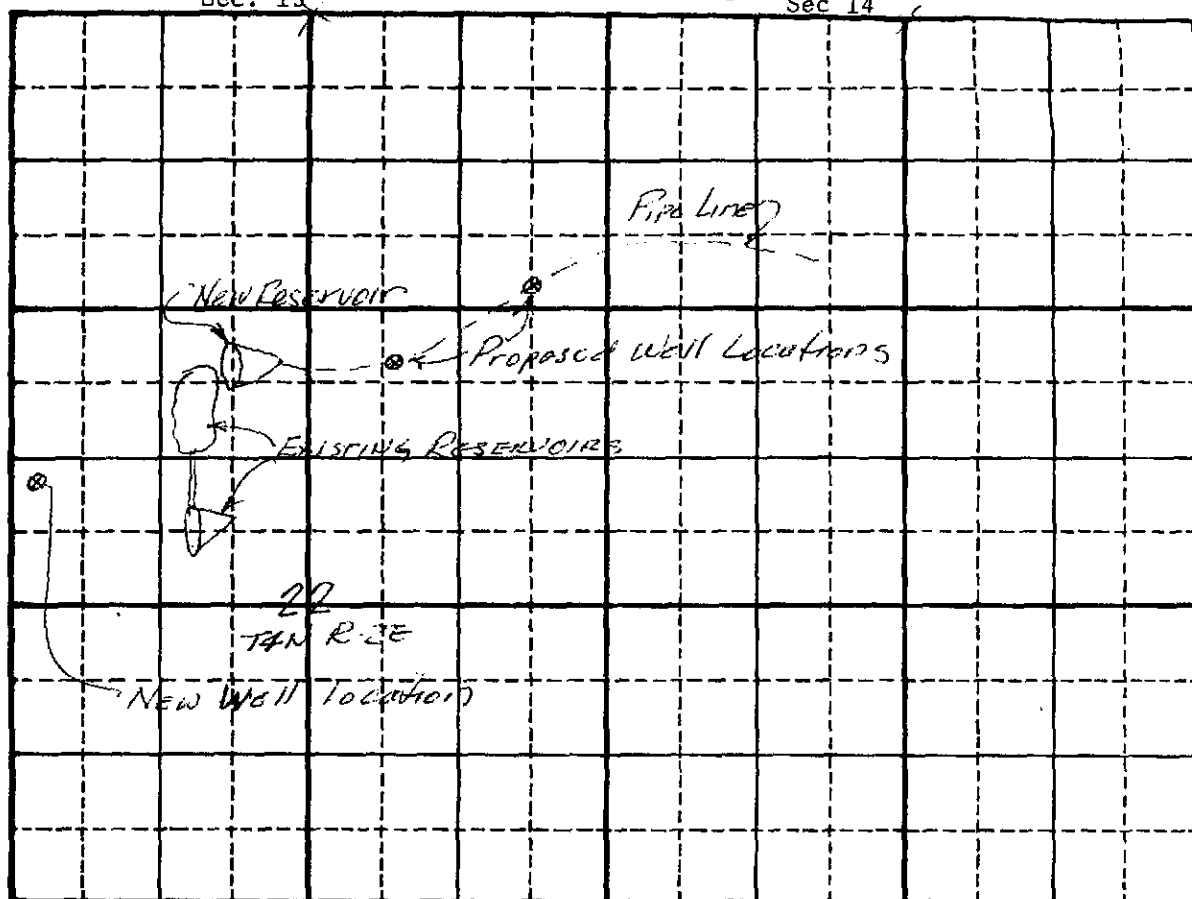
[illegible]

Total number of acres to be irrigated

103

63-545

Complete the following map by showing land and point of diversion as proposed by this amendment. Show 40-acre subdivisions, townships, ranges and ditches.



Scale: 2 inches equal 1 mile

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Signed at BOISE IDAHO, this 26 day of JUNE, 1974.

J. D. Tait
(signature)

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

I, R. KEITH HIGGINSON, Director of the Department of Water Administration, hereby approve the above application for amendment for Permit No. 63-7595.

Witness my hand this 9 day of July, 19 74.

R. Keith Higginson
Director

63-7595

Identification No. _____

Application No. 43-75-25-

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION **APPROVED**
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant J. L. Terteling
post office address Box 1428, Boise, Idaho 83701
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 4N
Range 2E B.M. Ada County; additional points of diversion if any: _____
NW 1/4 NE 1/4 Sec. 22 T. 4 N. R. 2E BM Ada County
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.0 for Irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 100 for Irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.05 for Domestic and stock watering purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.0 cubic feet per second and/or
b. 100 acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well
- b. Height of storage dam 19 feet, active reservoir capacity 10 acre feet; total reservoir capacity 10 acre feet, materials used in storage dam: Earth Fill
Period of year during which storage will occur Jan. 1 to Dec. 31 inclusive.
(Mo. Day) (Mo. Day)
- c. Proposed well diameter is 16 inches; proposed depth of well is 600 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 25,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township T4N
Range 2E B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____
150 Hd. Cattle
(4) Name of municipality to be served _____, or number of families to be supplied with domestic water 2.
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	2E	15																32	32
"	"	14											11	6					17
"	"	22		9			21	24											54

Total number of acres to be irrigated 103

c. Describe any other water rights used for the same purposes as described above.

Spring run off from Stuart Gulch & Springs in Sec. 22

9. a. Who owns the property at the point of diversion Applicant

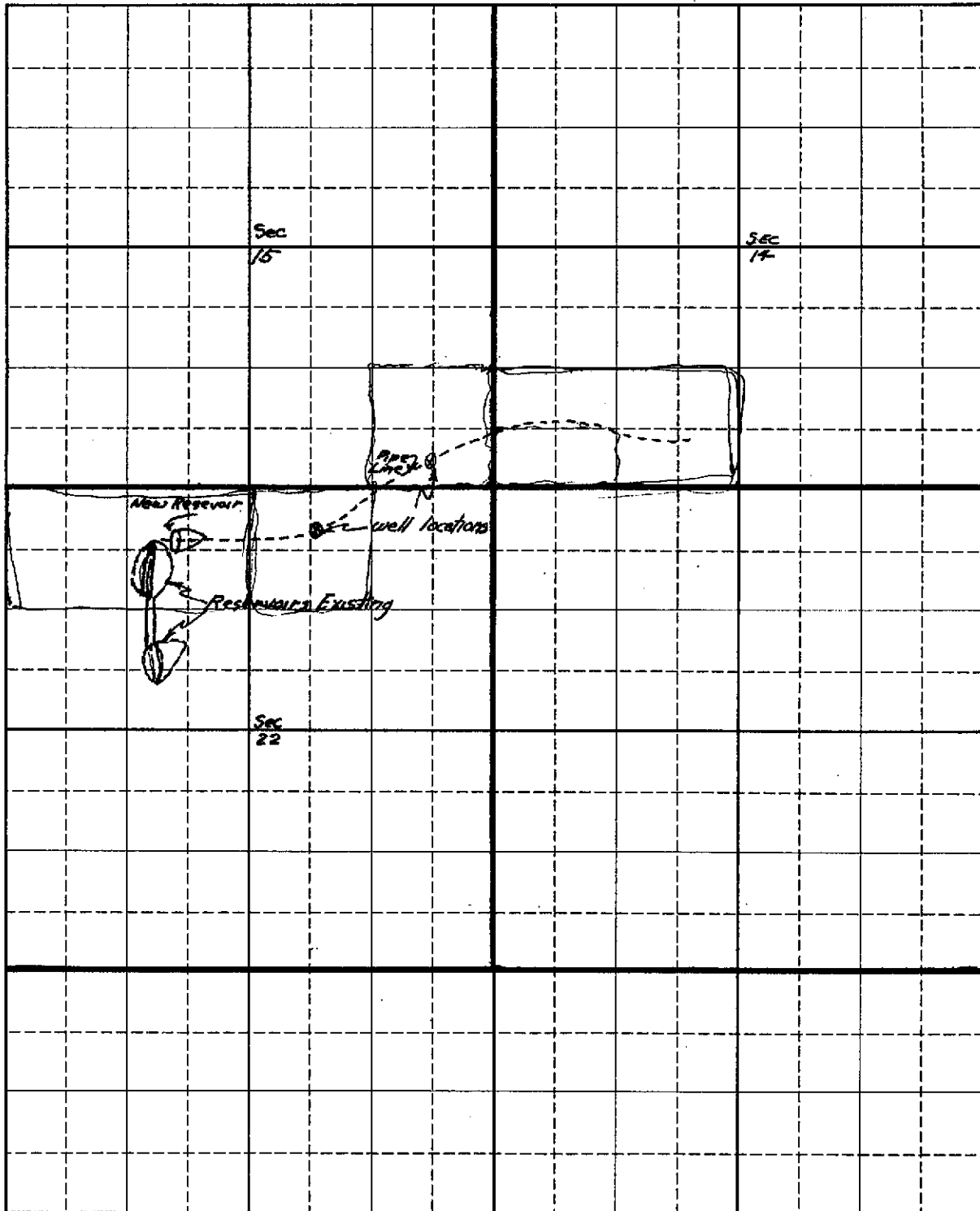
b. Who owns the land to be irrigated or place of use "

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing.

10. Remarks

Irrigation by Sprinkler System

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

J. J. Foulk
(Applicant)

Received by ef Date 5-5-72 Time 8:00 A
Preliminary check by 72 Fee \$ 3.50
Received by ef Date 5-4-72
Publication prepared by U.S. Date 5-5-72
Published in Idaho State Journal
Publication dates 5-18-5-11-72 & 5-18-72
Publication approved 72 Date 5-30-72
Priority reduced to 5/3/72 Reason _____

Protests filed by: _____
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by 72 KHR IDFX

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63 7595, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
 - b. Proof of construction of works and application of water to beneficial use shall be submitted on or before July 1, 19 77.
 - c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 21 day of July, 19 72.

R. Kirk Hiji
Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
NOV 30 1992

Department of Water Resources

A. GENERAL INFORMATION

1. Owner: J.L. Terteling Permit No. 63-7595
Phone No. 376 6700 338-5200
Current Address: P.O. Box 4127 Boise Id. 83704
2. Accompanied by: J.L. Terteling EXAM. DATE: 7-21-87
Address: - Phone No. -
Relationship to Permit Holder: -

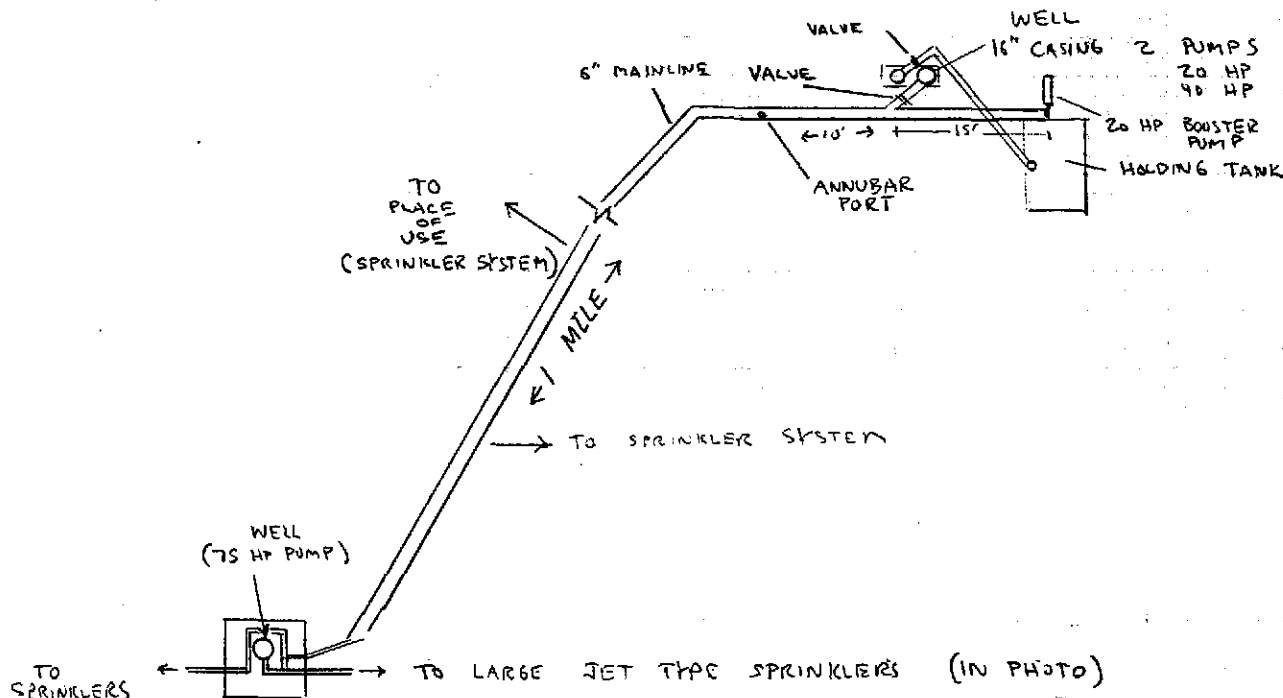
3. Source: Ground Water tributary to -

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-3604 63-3603
Decrees / 63-0308 63-0307 ☐ Copies Attached
2. Other water rights with same point of diversion: 63-3603
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☒ Aerial Photo Attached (required for irrigation of 10 acres or more).
☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

* NO. changed per directing into 5/14/90
SL

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A series of wells supply water to a sprinkler irrigation system. ^{There are} ~~There are~~ approximately 180 acres which are irrigated from this system. A dual pump system (diagramed) is powered by two 20 HP submersible ^{pumps,} ~~motors~~. These wells pumps divert water into a holding ^{tank}; a booster pump (20 HP) creates 60 PSI for the upper sprinkler system. The lower well has a 75 HP line shaft turbine pump. The system pressure is over 100 PSI in this system.

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
A) Upper well	Grundfos	20	61920821 E	-	SP-45-8
Upper booster	Baldor	20	3785	Berkley	1318925
B) lower Pump		75	6278531635		

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
A			SW	SE	15	4N	2E	Ada	Aerial Photos
B			NW	SW	22	4N	2E	Ada	Aerial Photos
C			SW	NW	22	4N	2E	Ada	Aerial Photos

6. Place(s) of Use:

Indicate Method of Determination

ASCS Photo ^{SL} 5/10/90

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	
4N	2E	22		8			14	15	30		20	36		15		17			155
		21												10			10		20
		22							S										
									D										

* per talk with Mr. Tenteling's sec'y 5/16/90 SL
SEE 4/10/92 memo

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Annuubar	-	-	091406	-	6"	Spring 87
Manometer	-	-	-	-	60"	-

2. Measurements:

See attached annubar supplemental sheets

Well A = 1.44 cfs

Well B = 1.44 cfs

Well C = house well not measured

D/U Field
exam for
trix 4202
165 hr AC.
- 78 63-3603
87 63-1595

E. FLOW CALCULATIONS

☒ Additional Computation Sheets Attached

1. Measured Method: -

2. Alternate Method for Checking Purposes: -

F. PUMP EFFICIENCY DATA (Optional)

System is not compatible for pump efficiency est.

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

SEE 4/10/92 memo ↓

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 87^* \times 4.5 \text{ AFA} = 391.5 \text{ AFA}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 2.12 \times 214 \times 1.98 = 898.3$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 391.5$

2. Volume Calculations for Other Uses:

~~Domestic
Houses = 1.2
24 AFA~~

~~Stock
150 Head Llama = 2.7 AFA~~

SEE ATTACHMENT: 4/10/92 MEMO - 82

* 165 ACRES (TOTAL IRRIGATED ACRES)
- 78 ACRES (INCLUDED IN WATER RIGHT 63-3603)
87 ACRES (INCLUDED IN THIS WATER RIGHT)

H. REMARKS AND OVERLAP REVIEW ANALYSIS

WATER RIGHTS 63-3604 springs / 7 acres irrigation 4N 2E 22 NE NW
- This system is separate from springs

63-3603 Groundwater 1.03 cfs 78 acres

The two rights 63-3603 and 63-7595, when combined shall not exceed .02 cfs per acre nor 4.5 acre feet per acre per year
Decreed Rights

63-0308 3.3 acres 1 cfs from Stewart Creek

63-0309 .20 cfs from Stewart Creek

* When all rights combined, use shall not exceed .02 cfs or 4.5 AF/acre / year

I. RECOMMENDATIONS

1. Recommended Amounts

SEE 4/10/92 memo ← Dr

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	11-1	2.00	391.5
Stock watering	1-1	12-31	.05	2.7
Domestic	1-1	12-31	.05	2.4
Totals:			2.00	396.6

2. Recommended Amendments

☒ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Richard J. Gempeler

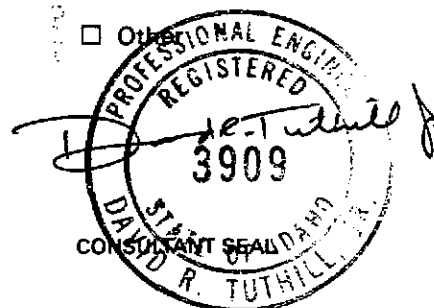
Signature

Richard J. Gempeler

Certification Date

Field Report Preparation Date

7-21-87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

65-07595

4/10/92 memo

LAND LIST ATTACHMENT

Description and location of place of use:

TWP.	RANGE	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	
4N	2E	21				1									8			10	19
		22		8			14	15	30	1	20	36	3	15		17			159
																			178
4N	2E	22					3	5	3		20	22		12		13			78
																			sub total
4N	2E	21				1									8			10	19
		22		8			11	10	27	1	3	14	3	3		4			84
																			sub total
																			103
										*									

TOTAL
ACRES
FOUNDLICENSED
ACRES

63-03603

RECOMMENDED
ACRES
PERMIT

63-07595

unique
acressub
total

FEB 02 1993

* indicates overlap acres.

hardly assigned these 3 ac to tract for newest
right after used 100 acres of land not covered by
license.

Total number of acres irrigated

SD-14
INQUIRY

Idaho Department of Water Resources
Water Rights Screen 2

Date: 04/10/92
Time: 13:44:32

Water Right Number: 63-07595

2. Priority Date: 5/ 3/1972

3. Source:

Trib:

4. Point of Diversion::

PoD

County

County

TWP Range Sect

1/4 1/4 1/4 Lot

Flag

Code

Name

5. Description of Diverting Works:

WELL, PUMP, PIPELINE & SPRINKLERS.

6. Water Uses:

Use Code Description

From

To

CFS (And/Or) AFA

7. Total Diversion Rate:

2.000

8. Total Diversion Volume:

100.00

9. Diversion Capacity:

10. Total Acres:

103.0

(Enter=Exit)

(GOLD8=Cancel)

SD-51
INQUIRY

Idaho Department of Water Resources
Water Rights Water Usage Screen

Date: 04/10/92
Time: 13:44:43

Water Right Number: 63-07595

FIRST PAGE

Water Uses:

Use Code Description

From

To

CFS

AFA

01

IRR

4/ 1

11/ 1

2.000

03

IRR FS

4/ 1

11/ 1

100.00

02

IRR S

4/ 1

11/ 1

100.00

04

STOCK

1/ 1

12/31

0.050

43

DOMEST

1/ 1

12/31

0.050

/

/

/

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(GOLD4=Prev Screen)

(GOLD5=Next Screen)

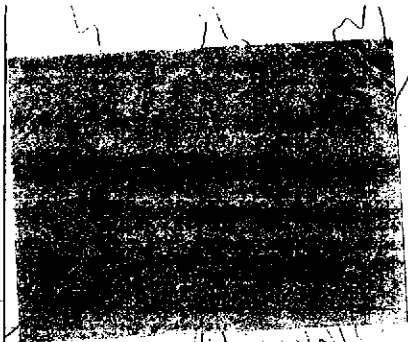
(GOLD6=End of Data)

(GOLD8=Cancel)

(Enter=Exit)

FEB 02 1993

40'



63-07595

T4N
R2E

TOTAL PM 63-07595 (103 PL)

63-03603 (78 nc)

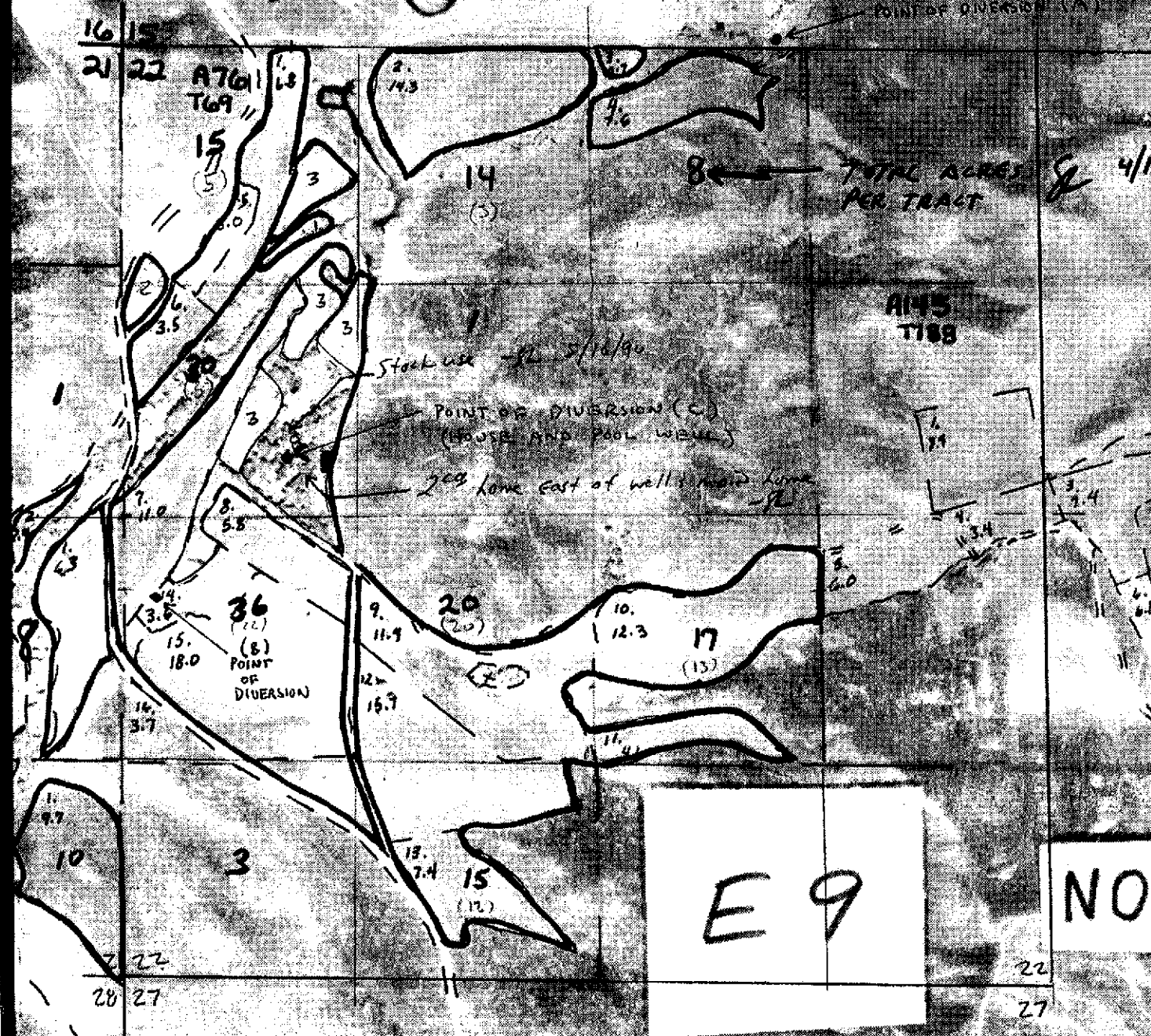
TOTAL AC = 178

POINT OF
DIVERSION
" " "

"C" from
Aerial Photo

82
5/6/90

POINT OF
24 REVISION



FEB 02 1993

63-
T
R2
S.

8 ← TOTAL ACRES PER TRACT 4/10/92

A143
T188

Stock use - 8/25/90

POINT OF DIVERSION (C)
(HOUSE AND POOL WALL)

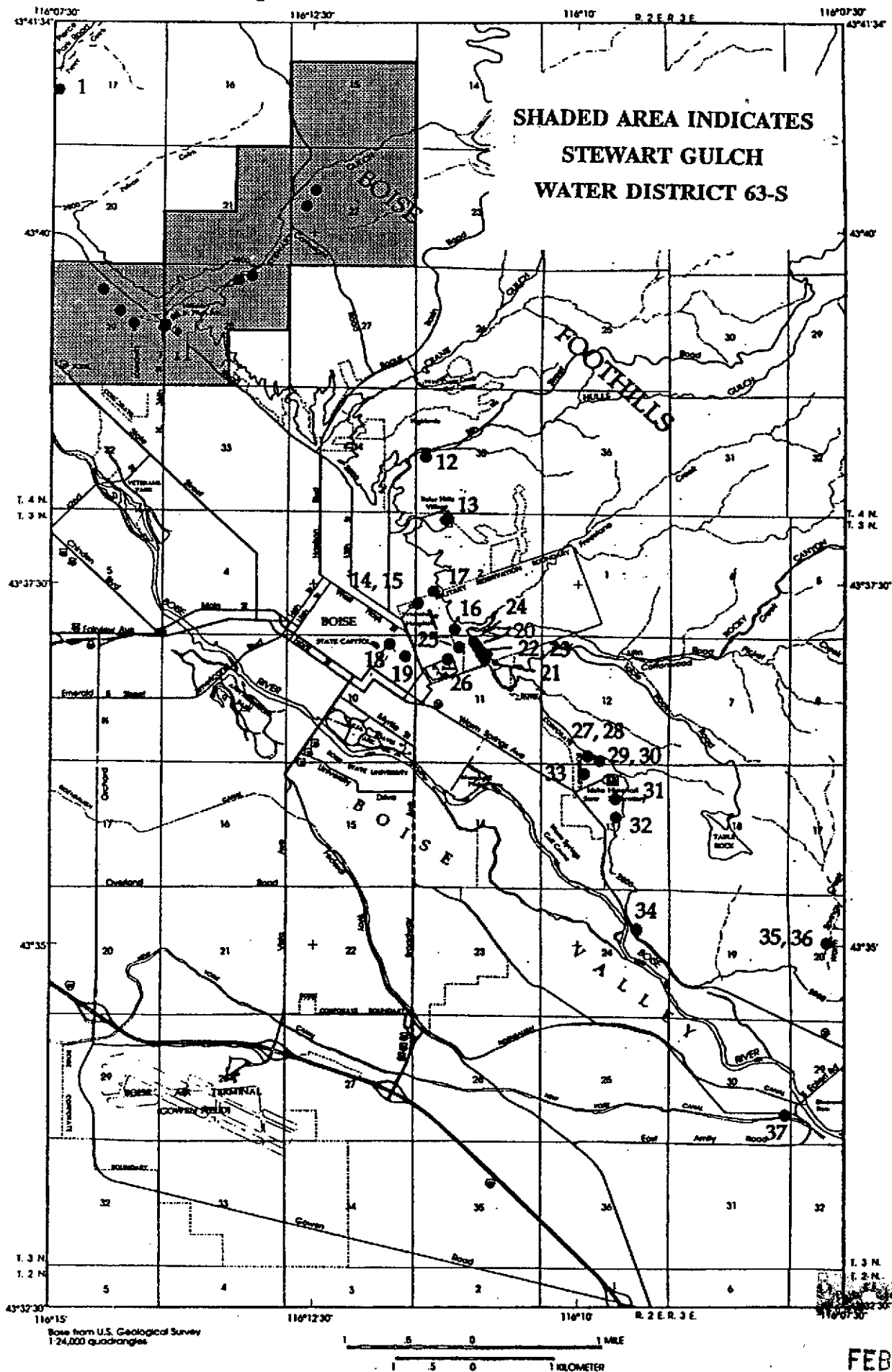
200' home east of well & main line

36
(22)
(8)
POINT OF DIVERSION

E 9

NOT TO SCALE

TOTAL
63-03603
63-7595-10
Total



FEB 02 1960