



N.O.

N.O. 2. W.

5.89° 51' W.
39.75

Retraced
N. 89° 47' E
(207.2)
(2.442)

ed 22.73 5.70° 15.14
BLUE JAY
ESNAKE
N. 89° 47' E
LUE BELL
22.73
N. 70° 16' E
22.73
58.04

AGE
26.58

17.56

50.9° W Retraced

Sec. 33

N.O. 3. W.

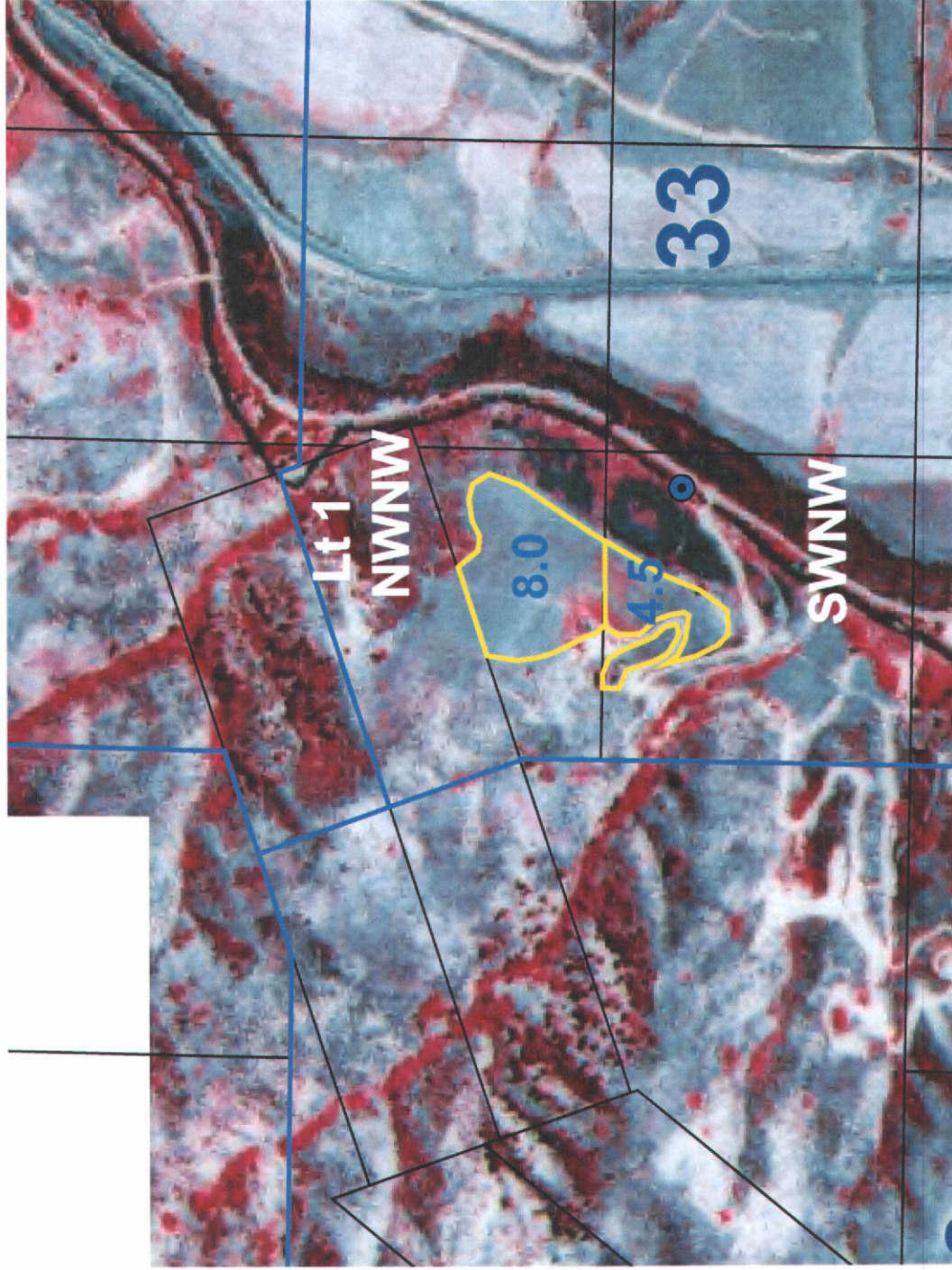
5.89° 39' W.

MICROFILMED

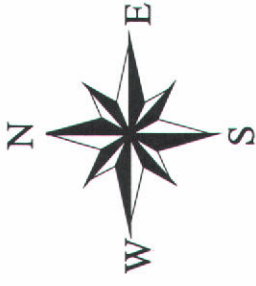
AUG 17 1992

IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



0 0.25 0.5 0.75 Miles



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 63-318C

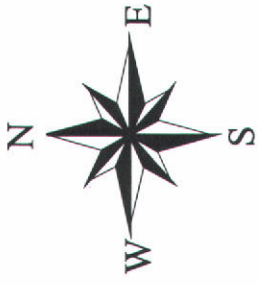
OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

by: Mel Schulte

IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

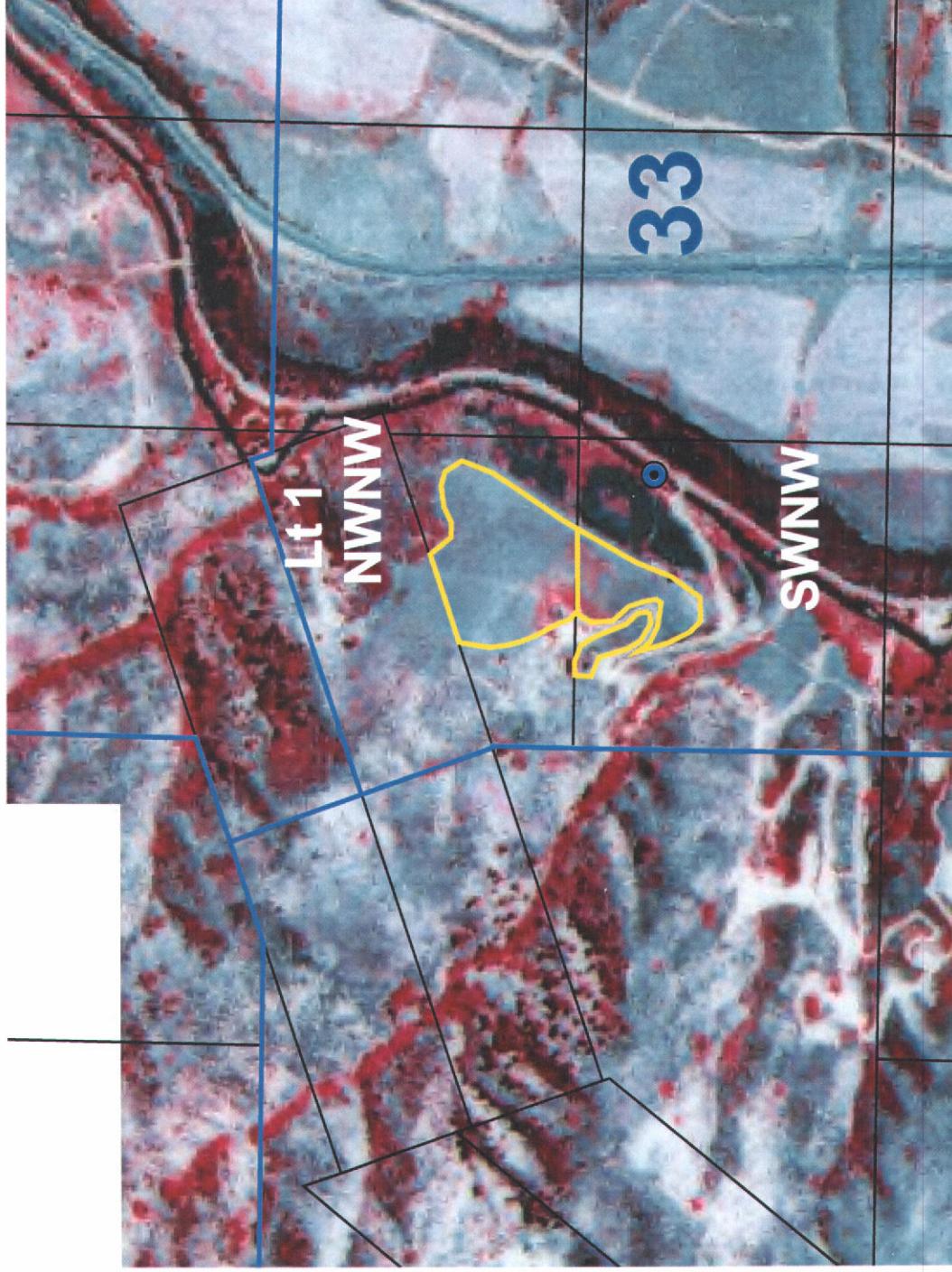
6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

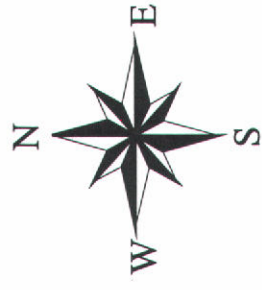
by: Mel Schulte



0 0.25 0.5 0.75 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



1987 NAPP PHOTO

POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

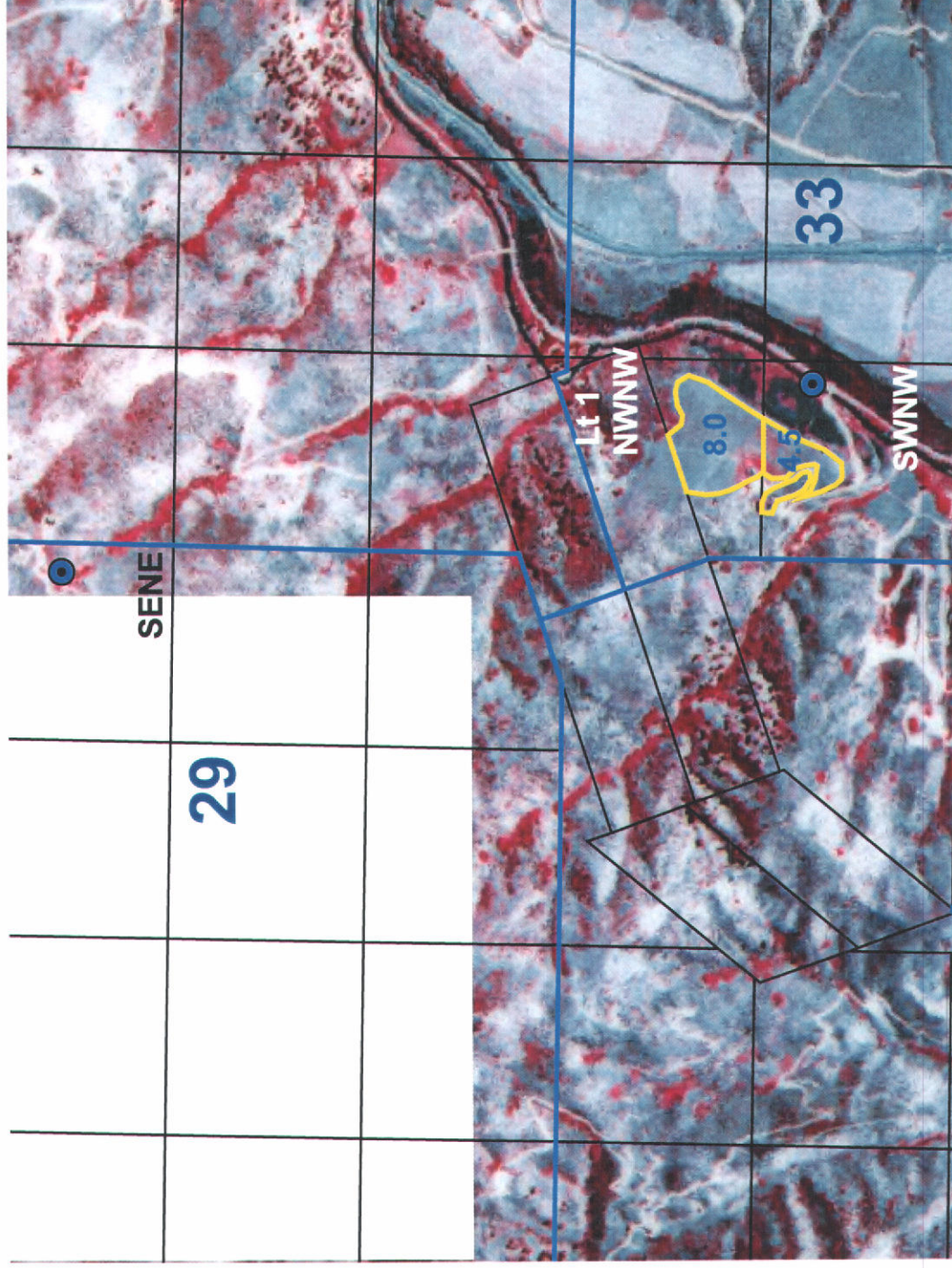
6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

by: Mel Schulte



0 0.25 0.5 0.75 1 1.25 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

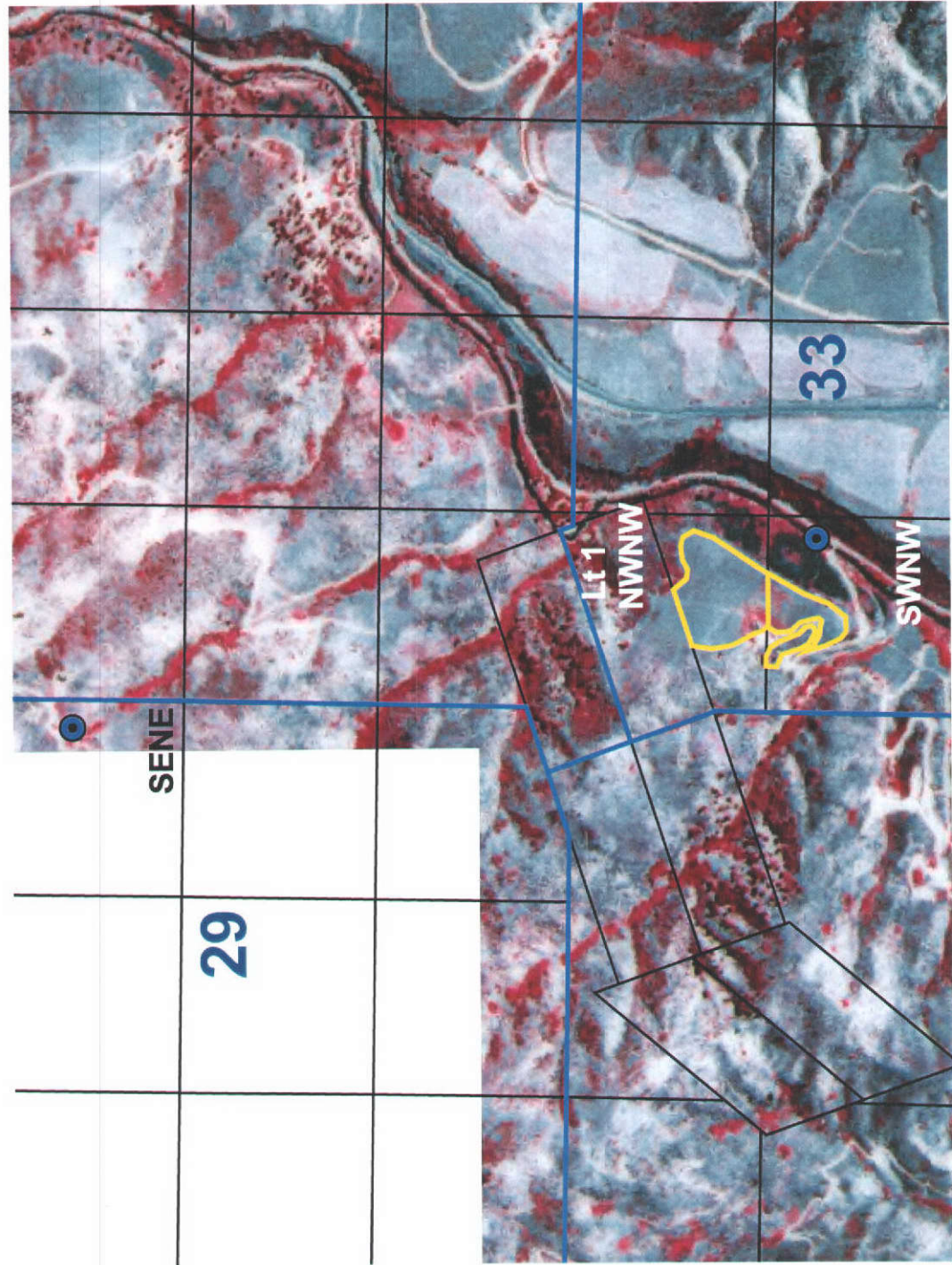
T04N, R04E, S33



1987 NAPP PHOTO

- POINT OF DIVERSION
- ▭ PLACE OF USE
- ▭ 1/4 1/4 LINES
- ▭ SECTION LINES

6 ACRES
6 SECTION NUMBERS



CLAIM(S): 63-318C
OWNER(S) : LEWIS, STEVEN & PAULA
DATE: JANUARY 9, 2002
by: Mel Schulte



A03-318C

0 = acres claimed

acres per T-3046

(16)

7.5

(4)

33

N. 0° 2' W.

N. 0° 2' W.

5.89° 51' W.

39.75

Sec. 33

Retraced
N. 89° 47' E

10.31
10.24

27.50

JAY

ACE

2658

17.56

5.09' W Retraced

N. 0° 3' W.

37.00

Retraced
S. 89° 30' W

RATTLESNAKE

SURVEY NO.

BLUE BELL

5.70° 16' W.

58.04

MICROFILMED
OCT-02-1996

7 04

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 63-318C
Date Received: 3/9/89
Receipt No: W002368
Received By:

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

1. Name of Claimant(s): STEPHEN E LEWIS
PO BOX 4002
BOISE ID USA 83711-4002

Phone: (208)342-0164

PAULA E LEWIS
PO BOX 4002
BOISE ID USA 83711-4002

Phone: (208)342-0164

2. Date of Priority: 11/30/1901

3. Source: MORES CREEK Trib. to: BOISE RIVER
SPRING MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04E	33	SW NW	BOISE	
04N	04E	29	NE SE NE 1	BOISE	

5. Description of diverting works:

WELL CASING APPROX. 4' FROM CREEK WITH SUBMERSIBLE-SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	0.4	
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.42 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04E	33	NW NW	1	IRRIGATION	16
			SW NW		IRRIGATION	4
			SW NW		STOCKWATER	
					Section Acres	20
					Total Acres	20

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:

14. Remarks:

DESC. OF DIVERTING WORKS CONT. - PUMP WHICH PUMPS WATER UP TO IRRIG. ACRES AND
SPRINKLER SYSTEM. SPRING HAS A 5200' PIPELINE TO HOME (APPROX. 20' FROM HOME) AND IS
USED FOR BOTH IRRIGATION AND STOCKWATER
OWNERSHIP CHANGED BY LH 10/27/94
Address change by DB 7/30/2001

15. Basis of Claim: Decreed

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: A63-00318C
Date Received: 3/ 9/1989
Receipt No: W002368
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEPHEN E LEWIS 208-342-0164
Address: HC 33 BOX 1167
BOISE ID 83706

AND

Name: PAULA E LEWIS 208-342-0164
Address: HC 33 BOX 1167
BOISE ID 83706

2. Date of Priority: NOV 30, 1901

3. Source: MORES CREEK TRIB. to: BOISE RIVER
SPRING MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	04E	29	NE	SE	NE	1	BOISE
		33		SW	NW		BOISE

5. Description of diverting works:

WELL CASING APPROX. 4' FROM CREEK WITH SUBMERSIBLE-SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:

0.420 C.F.S. (and/or) A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

STOCKWATER, 25 HEAD

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OCT 02 1996

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	04E	33	NW		NW	1	IRR	16.0
			SW		NW		IRR	4.0
			SW		NW		STOCK	
							Section Acres	20.0
							Total Acres	20.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
DOMESTIC WELL.

14. Remarks:

DESC. OF DIVERTING WORKS CONT. - PUMP WHICH PUMPS WATER UP TO IRRIG. ACRES AND SPRINKLER SYSTEM. SPRING HAS A 5200' PIPELINE TO HOME (APPROX. 20' FROM HOME) AND IS USED FOR BOTH IRRIGATION AND STOCKWATER.
OWNERSHIP CHANGED BY LH 10/27/94.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

AFTON

Decree Plaintiff

LUTTRELL, ET AL

vs

Decree 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: _____

MICROFILMED
OCT 02 1996

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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

MICROFILMED
OCT 02 1996

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: A63-00318C
Date Received: 3/09/1989
Receipt No: 6602368
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JEANETTE WRIGHT 208-345-3292
Address: HC 33, BOX 1167
BOISE, ID 83706

2. Date of Priority: NOV 30, 1901

3. Source: MORES CREEK TRIB. to: BOISE RIVER
SPRING MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04E	29	NE	SE	NE	1	BOISE
		33		SW	NW		BOISE

5. Description of diverting works:
WELL CASING APPROX. 4' FROM CREEK WITH SUBMERSIBLE-SEE REMARKS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.400		
STOCKWATER	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
S/25 HD STOCK.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	04E	33	NW		NW	1	IRR	16.0
			SW		NW		IRR	4.0
			SW		NW		STOCK	
							Section Acres	20.0
							Total Acres	20.0

11. Place of use in counties: BOISE

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

13. Other Water Rights Used:
DOMESTIC WELL.

14. Remarks:

DESC. OF DIVERTING WORKS CONT. - PUMP WHICH PUMPS WATER UP TO IRRIG. ACRES AND SPRINKLER SYSTEM. SPRING HAS A 5200' PIPELINE TO HOME (APPROX. 20' FROM HOME) AND IS USED FOR BOTH IRRIGATION AND STOCKWATER.

15. Basis of Claim: DECREED

Case Number:
Court :
Decree date:

AFTON

Decree Plaintiff

vs

LUTTRELL, ET AL

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

Signature of Claimant(s): Janette Wright Date: 3/9/89

Date: _____

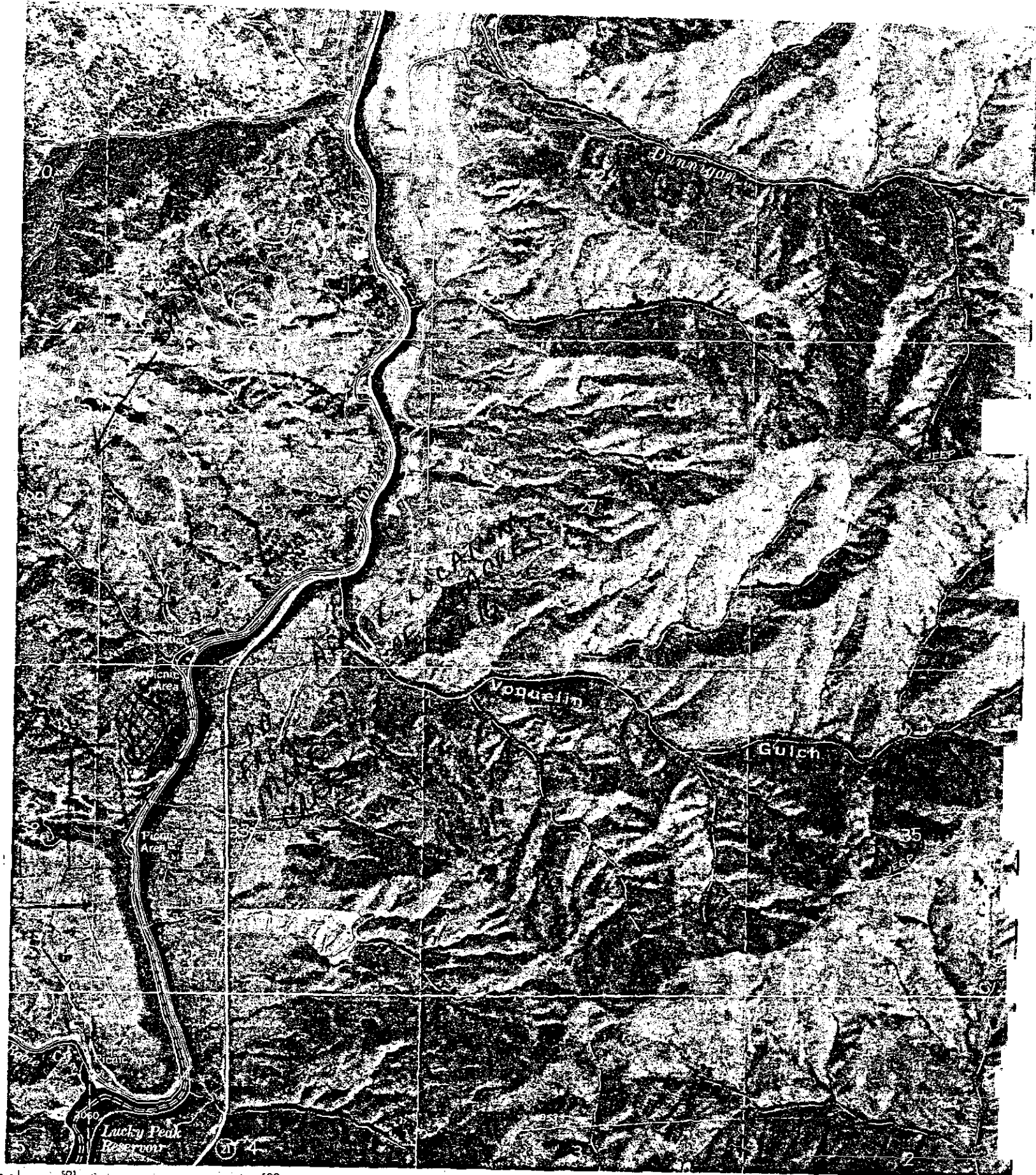
State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 9th day
of March 19 89

Jan Thunte
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94



57° 30' 581 582 1:440,000 FEET 585

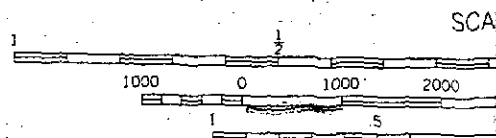
Produced by the Geological Survey
in cooperation with the State of Idaho.

Orthophotograph prepared from 1:80,000-scale aerial
photographs taken August 8, 1984

Projection and 10,000-foot grid ticks
Idaho coordinate system, west zone
(Transverse Mercator)

1,000 meter Universal Transverse Mercator grid ticks.

NORTH



MICROFILMED

4522-2-85

NO

39.75-

Sec 33

Retraced
N. 89° 47' E
(2000)

7507

ed 2273 3.70 11.12
BLUE JAY

ACF
2658

1956

309M Refracted

WFO

5:58:59 11:59:11

AUG 17 1992



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

OCT 25 1994

Department of Water Resources

DATE OF CLOSING: 11/28/91

LEGAL DESCRIPTION OF PROPERTY: Township 04 N Range 04 E
 Section 33, 1/4 of NW, SW 1/4 of NW, NW 1/4 Govt. Lot 1, BM.
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

see attached

RECEIVED

OCT 26 1994

WATER RESOURCES
WESTERN REGION

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A63-00318C A63-15102

☐ Name and Address of Former Owner/Claimant(s)(Seller): Jeanette Wright

18904 N Chichagof Loop

☐ New Owner/Claimant (Purchaser): Eagle River, AK 99577

Stephen E + Paula E. Lewis

☐ New Mailing Address: HC 33 Box 1167

Boise Id 83706

☐ New Telephone Number: (208) 342-0164

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
 If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Deed of Reconveyance from 1st American Title Co for Jeanette Wright + legal description of property as given to us at time of sale. Please call if any questions.

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Stephen E. Lewis Date 9-16-95

Paula E. Lewis

Date 9-16-95

☐ Signature of Former Owner/Claimant(s): _____ Date _____

Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-27-94 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 10-27-94 By: [Signature]

Claim Numbers of Split, if any:

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OCT 02 1996

Original to be mailed to Idaho Department of Water Resources
 Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

RECEIVED

OCT 25 1994

Department of Water Resources

152949

BOISE COUNTY IDAHO SS
REQUEST OF

mt. View

54 AUG 12 PM 3:49

VALUED DOLLAR

Shirley George

\$3.00

Order No. 29615

LT-1462

DEED OF RECONVEYANCE

First American Title Company of Idaho, Inc., an Idaho corporation, as Trustee in the deed of trust executed by **STEPHEN E. LEWIS AND PAULA E. LEWIS, HUSBAND AND WIFE**, recorded JANUARY 28, 1991, as Instrument No. 138896, Mortgage records of BOISE County, Idaho, pursuant to the written request of the beneficiary, does hereby GRANT and RECONVEY unto the PARTIES ENTITLED THERETO, without warranty, all the estate and interest derived to it by or through said Deed of Trust, in the lands therein described.

The corporation name subscribed by its Asst. Vice President, and the seal affixed by its Assistant Secretary, is pursuant to a resolution authorizing the execution of this reconveyance duly adopted by its Board of Directors.

Dated: August 9, 1994

First American Title Company of Idaho, Inc., Trustee

By Monine Cole
MONINE COLE Asst Vice President

ATTEST: May Lin Carlsen
MAY LIN CARLSEN Assistant Secretary

STATE OF IDAHO, COUNTY OF ADA

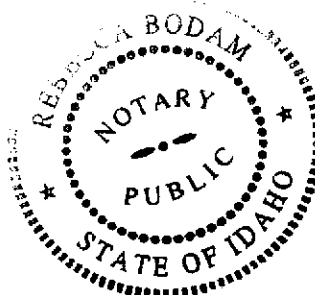
On this 9TH day of AUGUST, 1994, before me, a notary public in and for said State, personally appeared Monine Cole and May Lin Carlsen, known to me to be the Asst Vice President and Assistant Secretary of the corporation that executed this instrument on behalf of said corporation, and acknowledged to me that such corporation executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

Rebecca Bodam

Notary Public
Residing at KUNA, Idaho
Comm. Expires 1-4-2000

Legal Description: SEC 33 4N 4E



MICROFILMED
OCT 02 1996

No. 218172

EXHIBIT I CONTINUED

PARCEL II

A portion of Lot 1 and Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 33, Township 4 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows:

Commencing at a found brass cap monumenting the North $\frac{1}{4}$ corner of said Section 33, thence
along the Northerly line of said Section 33, South $89^{\circ}44'34''$ West a distance of 2615.64 feet to a found brass cap monumenting the Northwest corner of said Section 33, thence
leaving said Northerly line along the Westerly line of said Section 33, South $00^{\circ}09'50''$ East a distance of 975.77 feet to a point on the Southerly line of the Ace Mining Claim (Mineral Survey No. 2658), said point being the REAL POINT OF BEGINNING; thence
along said Southerly line North $69^{\circ}34'25''$ East (formerly North $70^{\circ}16'$ East) a distance of 1394.16 feet to the intersection of said Southerly line with the Easterly line of the West $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 33; thence
leaving said Southerly line along said Easterly line South $00^{\circ}10'18''$ East a distance of 1472.44 feet to a point on the Northerly line of the U.S. Army Corps. of Engineers Acquisition Tract #B-136.2; thence
leaving said Easterly line along said Northerly line South $89^{\circ}29'39''$ West a distance of 736.51 feet to a point on the Northwesternly line of the exception as described in Instrument No. 94650 (records of Boise County, Idaho); thence
leaving said Northerly line along said Northwesternly line North $30^{\circ}03'51''$ West a distance of 1146.63 feet to the REAL POINT OF BEGINNING.

EXCEPTING THEREFROM any portion that lies within Lot 1 of said Section 33, Township 4 North, Range 4 East.

Boise County, Idaho
9/11/1912

No. 218172

EXHIBIT I

PARCEL I

That portion of the following described property lying within Lot 1 of Section 33, Township 4 North, Range 4 East, Boise Meridian, Boise County, Idaho.

A portion of Lot 1 and Southwest $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of Section 33, Township 4 North, Range 4 East, Boise Meridian, Boise County, Idaho, described as follows:

Commencing at a found brass cap monumenting the North $\frac{1}{4}$ corner of said Section 33, thence
along the Northerly line of said Section 33, South $89^{\circ}44'34''$ West a distance of 2615.64 feet to a found brass cap monumenting the Northwest corner of said Section 33, thence
leaving said Northerly line along the Westerly line of said Section 33, South $00^{\circ}09'50''$ East a distance of 975.77 feet to a point on the Southerly line of the Ace Mining Claim (Mineral Survey No. 2658), said point being the REAL POINT OF BEGINNING; thence
along said Southerly line North $69^{\circ}34'25''$ East (formerly North $70^{\circ}16'$ East) a distance of 1394.16 feet to the intersection of said Southerly line with the Easterly line of the West $\frac{1}{4}$ of the Northwest $\frac{1}{4}$ of said Section 33; thence
leaving said Southerly line along said Easterly line South $00^{\circ}10'18''$ East a distance of 1472.44 feet to a point on the Northerly line of the U.S. Army Corps. of Engineers Acquisition Tract #B-136.2; thence
leaving said Easterly line along said Northerly line South $89^{\circ}29'39''$ West a distance of 736.51 feet to a point on the Northwesternly line of the exception as described in Instrument No. 94650 (records of Boise County, Idaho); thence
leaving said Northerly line along said Northwesternly line North $30^{\circ}03'51''$ West a distance of 1146.63 feet to the REAL POINT OF BEGINNING.

CONTINUED

MICROFILMED

OCT 02 1986

2004 DEC 10 PM 2 05

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)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
) Water Right 63-00318C

NAME AND ADDRESS: MOUNTAIN MEADOW CHRISTIAN
 CENTER INC
 C/O HENRY PHALAS
 38 ROBIE CREEK RD
 BOISE, ID 83716

SOURCE: MORES CREEK TRIBUTARY: BOISE RIVER
 SPRING TRIBUTARY: MORES CREEK

QUANTITY: 0.27 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL
NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/30/1901

POINT OF DIVERSION: T04N R04E S29 NESENE Within Boise County
 S33 SNNW

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE:	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.25 CFS
	Stockwater	01-01 TO 12-31	0.02 CFS

DIVERSION FOR IRRIGATION UNDER THIS WATER RIGHT PRIOR TO APRIL 1
AND AFTER OCTOBER 31 SHALL OCCUR ONLY AS AUTHORIZED BY THE WATER
DISTRICT 63 WATERMASTER AND ONLY WHEN WATER IS BEING RELEASED
FOR FLOOD CONTROL BY THE UNITED STATES FROM THE LUCKY PEAK DAM
OUTLET UNDER PROCEDURES AND REQUIREMENTS FOR THE MEMORANDUM OF
AGREEMENT BETWEEN THE U.S. DEPARTMENT OF THE ARMY AND THE U.S.
DEPARTMENT OF THE INTERIOR FOR FLOOD CONTROL OPERATIONS OF THE
BOISE RIVER RESERVOIRS, DATED NOVEMBER 26, 1953, THE WATER
CONTROL MANUAL FOR BOISE RIVER RESERVOIR DATED APRIL 1985 AND
ANY FUTURE AMENDMENTS OR REVISIONS MADE THERETO PURSUANT TO
STATE OR FEDERAL PROCEDURES OR LAW; PROVIDED THAT ANY SUCH USE
OF THIS WATER RIGHT PRIOR TO APRIL 1 AND AFTER OCTOBER 31 SHALL
BE SUBORDINATED TO WATER RIGHTS FOR STORAGE IN LUCKY PEAK
RESERVOIR AND/OR LAKE LOWELL AS DECREED IN SRBA CASE NO. 39576

PLACE OF USE:	Irrigation	Within Boise County
	T04N R04E S33 LOT 1 (NWNW) 8.0	SNNW 4.5
	12.5 Acres Total	

Stockwater	Within Boise County
T04N R04E S33 LOT 1 (NWNW)	SNNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

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. I.C. SECTION 42-1412(6).

11/03/2004

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

RIGHT NUMBER: 63-318C

NAME AND ADDRESS: MOUNTAIN MEADOW CHRISTIAN CENTER
38 ROBIE CREEK RD
BOISE ID 83716

~~STEPHAN E LEWIS~~
~~PAULA E LEWIS~~
~~PO BOX 4002~~
~~BOISE ID 83711~~

SOURCE: MORES CREEK
SPRING

TRIBUTARY: BOISE RIVER
TRIBUTARY: MORES CREEK

QUANTITY: 0.270 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE
SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/30/1901

POINT OF DIVERSION:

T04N R04E S29 NESENE Within BOISE County
T04N R04E S33 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.250 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County

T04N R04E S33 Lot 1 NWNW 8.0 T04N R04E S33 SWNW 4.5

STOCKWATER Within BOISE County

T04N R04E S33 Lot 1 NWNW T04N R04E S33 SWNW

12.5 ACRES TOTAL

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.

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR
STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL
BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed

STOCKWATER, 25 RANGE CATTLE

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

Water Rights: 63-318C

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
☒ Substitution of Party
☐ IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: November 4, 2004


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on November 4, 2004, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Paula E. Lewis (former owner)
Stephen E. Lewis
PO Box 4002
Boise, ID 83711-4002

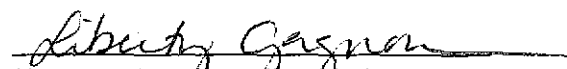
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Mountain Meadow Christian Ctr. (Current owners)
C/O Henry Phalas
PO Box 1774
Boise, ID 83701

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Boise Project Board of Control
Albert P. Barker
PO Box 2139
Boise, ID 83701-2139

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile


Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

November 4, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Mountain Meadow Christian Center
38 Robie Creek Rd.
Boise, ID 83716

RE: Water Right No. 63-318C

Dear Property Owner(s):

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon". The signature is fluid and elegant, with a long, sweeping underline.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region

LG: lb

Enclosures

Cc:

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

RECEIVED
 OCT 27 2004
 WATER RESOURCES
 WESTERN REGION

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just one adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-318 C					

2. The following **REQUIRED** information must be submitted with this form:

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Stephan E. + Paula E. Lewis
PO Box 4002
4. New Owner/Claimant(s) Boise ID 83711
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address Mountain Meadow Christian Center
 City, State and ZIP Code 38 Robie Creek Rd. Boise ID
208 343-5050 83716
- New Telephone Number
5. Date you acquired the property 2/19/97

SCANNED
 OCT 27 2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Diane Berken
(include title if applicable) _____

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only			
Received by <u>JFW</u>	Date <u>10/27/04</u>	Fee <u>25.00</u>	
Received by <u>JFW</u>	Date <u>10/27/04</u>	Receipt No. <u>0W032346</u>	
Processed by _____	AJ Date _____	WR _____	Date _____

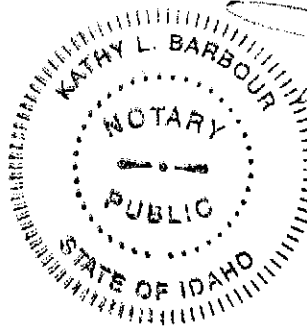
October 22, 2004

I Henry Pahlas, Chairman of the Board of Mountain Meadow Christian Center, give Diane Berkson permission to conduct business and sign for Mountain Meadow Christian Center, in all matters pertaining to water rights.

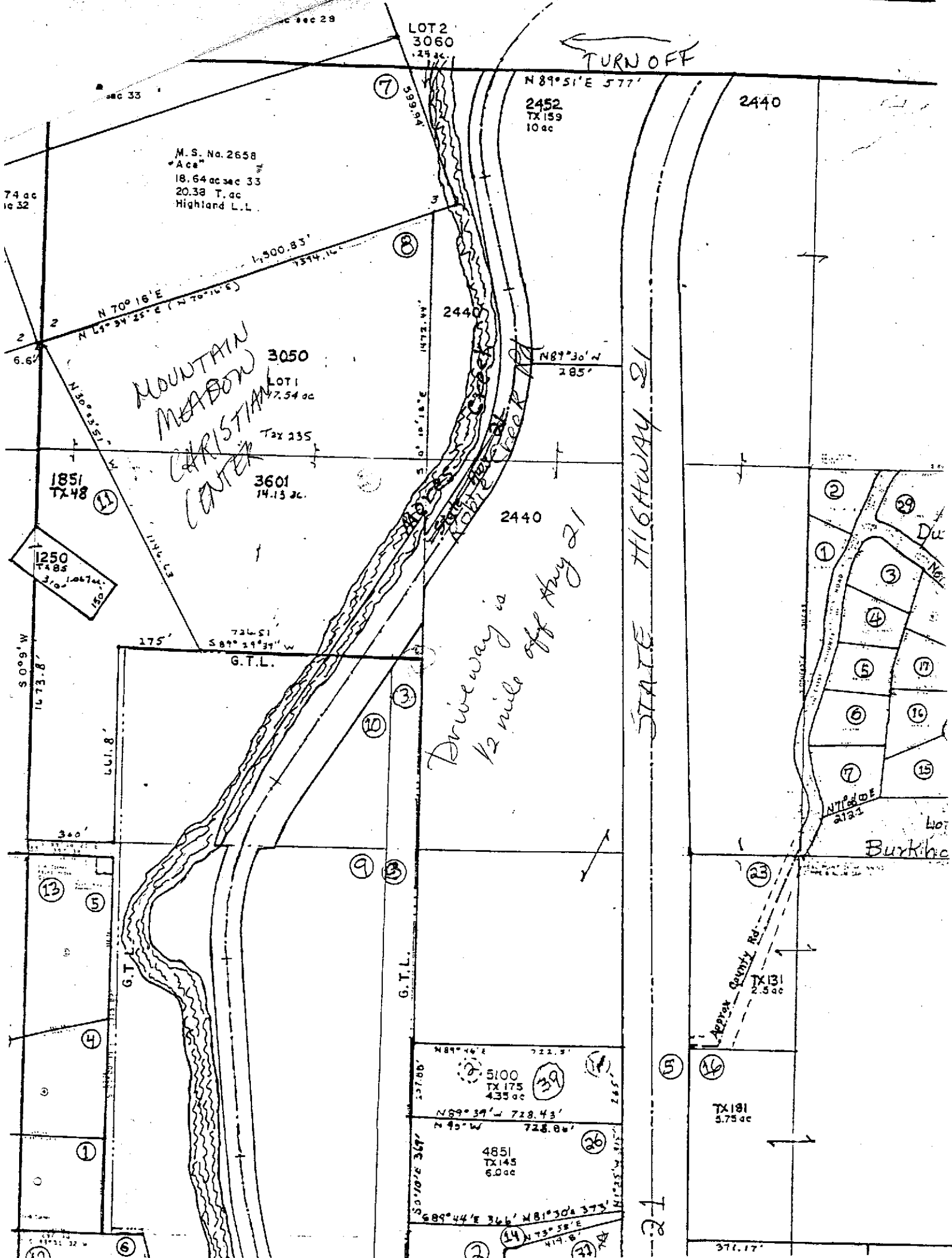


Henry Pahlas
Chairman of the Board
Mountain Meadow Christian Center
P O Box 1774
Boise ID 83701

Henry Pahlas has personally appeared before me this 26th day of October 2004.



Kathy Barbour
Exp. 5/30/06.





A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702-5836 / Telephone (208) 336-6700

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED STEPHEN E. LEWIS and PAULA E. LEWIS, husband and wife

Grantor s , do hereby grant, bargain, sell and convey unto MOUNTAIN MEADOW CHRISTIAN CENTER, INC., an Idaho corporation

the Grantee , whose current address is: HC 33 Box 2222, Boise, ID 83706
the following described real property in Boise County, State of Idaho, more particulary described as follows, to-wit:
See attached Exhibit "A" which by this reference becomes a part hereto.

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

Dated: February 19, 1997

Stephen E. Lewis

Paula E. Lewis

STATE OF Idaho , County of Ada , ss.

On this 19th day of February , in the year of 1997 , before me Lynn P. Basura , a notary public, personally appeared Stephen E. Lewis and Paula E. Lewis , known to me to be the person s whose name s are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public:
Residing at: Meridian
My Commission Expires: 5/30/2000



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702-5836 / Telephone (208) 336-6700

File Number: P154668/B

EXHIBIT A

A PORTION OF LOT 1 AND SOUTHWEST 1/4 OF THE NORTHWEST 1/4 OF SECTION 33, TOWNSHIP 4 NORTH, RANGE 4 EAST, BOISE MERIDIAN, BOISE COUNTY, IDAHO, DESCRIBED AS FOLLOWS:

COMMENCING AT A FOUND BRASS CAP MONUMENTING THE NORTH 1/4 CORNER OF SAID SECTION 33, THENCE ALONG THE NORTHERLY LINE OF SAID SECTION 33, SOUTH 89 DEGREES 44'34" WEST A DISTANCE OF 2615.64 FEET TO A FOUND BRASS CAP MONUMENTING THE NORTHWEST CORNER OF SAID SECTION 33, THENCE LEAVING SAID NORTHERLY LINE ALONG THE WESTERLY LINE OF SAID SECTION 33, SOUTH 00 DEGREES 09'50" EAST A DISTANCE OF 975.77 FEET TO A POINT ON THE SOUTHERLY LINE OF THE ACE MINING CLAIM (MINERAL SURVEY NO. 2658), SAID POINT BEING THE REAL POINT OF BEGINNING; THENCE ALONG SAID SOUTHERLY LINE NORTH 69 DEGREES 34'25" EAST (FORMERLY NORTH 70 DEGREES 16' EAST) A DISTANCE OF 1394.16 FEET TO THE INTERSECTION OF SAID SOUTHERLY LINE WITH THE EASTERLY LINE OF THE WEST 1/2 OF THE NORTHWEST 1/4 OF SAID SECTION 33; THENCE LEAVING SAID SOUTHERLY LINE ALONG SAID EASTERLY LINE SOUTH 00 DEGREES 10'18" EAST A DISTANCE 1472.44 FEET TO A POINT ON THE NORTHERLY LINE OF THE U.S. ARMY CORPS. OF ENGINEERS ACQUISITION TRACT #B-136.2; THENCE LEAVING SAID EASTERLY LINE ALONG SAID NORTHERLY LINE SOUTH 89 DEGREES 29'39" WEST A DISTANCE OF 736.51 FEET TO A POINT ON THE NORTHWESTERLY LINE OF THE EXCEPTION AS DESCRIBED IN INSTRUMENT NO. 94650 (RECORDS OF BOISE COUNTY, IDAHO); THENCE LEAVING SAID NORTHERLY LINE ALONG SAID NORTHWESTERLY LINE NORTH 30 DEGREES 05'51" WEST A DISTANCE OF 1146.63 FEET TO THE REAL POINT OF BEGINNING.

EXCEPTING THEREFROM ANY PORTION THAT LIES WITHIN LOT 1 OF SAID SECTION 33, TOWNSHIP 4 NORTH, RANGE 4 EAST
AND EXCEPT ANY PORTION LYING WITHIN THE RIGHT OF WAY FOR STATE HIGHWAY NO. 21.

END OF LEGAL DESCRIPTION

A. U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT
SETTLEMENT STATEMENT

B. TYPE OF LOAN

- | | | |
|---------------------------------|--|---|
| 1. ☐ FHA | 2. ☐ FMHA | 3. ☒ CONV. UNINS. |
| 4. ☐ VA | 5. ☐ CONV. INS. | |
| 6. FILE NUMBER:
154668 | | 7. LOAN NUMBER: |
| 8. MORTGAGE INS. CASE NO.: | | |

C. NOTE: This form is furnished to give you a statement of actual settlement costs. Amounts paid to and by the settlement agent are shown. Items marked "(p.o.c.)" were paid outside the closing; they are shown here for informational purposes and are not included in the totals.

D. NAME OF BORROWER: Mountain Meadow Christian Center, Inc.
ADDRESS OF BORROWER: HC 33 Box 2222, Boise, ID 83706
E. NAME OF SELLER: Stephen E. Lewis and Paula E. Lewis
ADDRESS OF SELLER: 3112 Good Street, Boise, ID 83702
F. NAME OF LENDER: Stephen E. Lewis
ADDRESS OF LENDER: 3112 Good Street, Boise, ID 83702
G. PROPERTY LOCATION: Lewis' Flat over Robie Creek, Boise, ID 83706
H. SETTLEMENT AGENT: PIONEER TITLE CO.
PLACE OF SETTLEMENT: 821 W. STATE STREET, BOISE, ID 83702
I. SETTLEMENT DATE: 02/19/97 FINAL

J. Summary of Borrower's Transaction

100. Gross Amount Due From Borrower:

101. Contract sales price	90,000.00
102. Personal property	
103. Settlement charges to borrower (line 1400)	270.00
104.	
105.	

Adjustments For Items Paid By Seller In Advance:

106. City/town taxes	to	
107. County taxes	to	
108. Assessments	to	
109.		
110.		
111.		
112.		

120. Gross Amount Due From Borrower: ▶ 90,270.00

200. Amounts Paid By Or In Behalf Of Borrower:

201. Deposit or earnest money	
202. Principal amount of new loan(s)	60,000.00
203. Existing loan(s) taken subject to	
204. Deposit to escrow	1,000.00
205.	
206.	
207.	
208.	
209.	

Adjustments For Items Unpaid By Seller:

210. City/town taxes	to	
211. County taxes	01/01/97 to 02/19/97	0.38
212. Assessments	to	
213.		
214.		
215.		
216.		
217.		
218.		
219.		

220. Total Paid By/For Borrower: ▶ 61,000.38

300. Cash At Settlement From/To Borrower:

301. Gross amount due from borrower (line 120)	90,270.00
302. Less: amount paid by/for borrower (line 220)	(61,000.38)
303. Cash (☒ FROM) (☐ TO) Borrower: ▶	29,269.62

K. Summary of Seller's Transaction

400. Gross Amount Due To Seller:

401. Contract sales price	
402. Personal property	
403.	
404.	
405.	

Adjustments For Items Paid By Seller In Advance:

406. City/town taxes	to	
407. County taxes	to	
408. Assessments	to	
409.		
410.		
411.		
412.		

420. Gross Amount Due To Seller: ▶

500. Reductions In Amount Due To Seller:

501. Excess deposit (see instructions)	
502. Settlement charges to seller (line 1400)	
503. Existing loan(s) taken subject to	
504. Payoff of first mortgage loan	
505. Payoff of second mortgage loan	
506.	
507.	
508.	
509.	

Adjustments For Items Unpaid By Seller:

510. City/town taxes	to	
511. County taxes	to	
512. Assessments	to	
513.		
514.		
515.		
516.		
517.		
518.		
519.		

520. Total Reductions In Amount Due Seller: ▶

600. Cash At Settlement To/From Seller:

601. Gross amount due to seller (line 420)	
602. Less: reductions in amount due seller (line 520)	()
603. Cash (☐ TO) (☐ FROM) Seller: ▶	

L.		SETTLEMENT	CHARGES		Paid From Borrower's Funds At Settlement	Paid From Seller's Funds At Settlement
700. Total Sales/Broker's Commission:						
Based On Price \$ @ % =						
Division of Commission (line 700) As Follows:						
701.	\$	to				
702.	\$	to				
703.	Commission paid at settlement					
704.						
800. Items Payable in Connection With Loan:						
801.	Loan Origination fee %					
802.	Loan Discount %					
803.	Appraisal Fee to:					
804.	Credit Report to:					
805.	Lender's Inspection fee					
806.	Mortgage Insurance application fee to					
807.	Assumption fee					
808.						
809.						
810.						
811.						
900. Items Required By Lender To Be Paid In Advance:						
901.	Interest from to @\$ /day					
902.	Mortgage insurance premium for mo. to					
903.	Hazard Insurance premium for yrs. to					
904.	Flood Insurance Premium for yrs. to					
905.						
1000. Reserves Deposited With Lender:						
1001.	Hazard Insurance months @\$ per month					
1002.	Mortgage insurance months @\$ per month					
1003.	City property taxes months @\$ per month					
1004.	County property taxes months @\$ 0.24 per month					
1005.	Annual assessments months @\$ per month					
1006.	Flood Insurance months @\$ per month					
1007.	months @\$ per month					
1100. Title Charges						
1101.	Settlement or closing fee to PIONEER TITLE CO.				157.50	
1102.	Abstract XXXX Boise County fee				12.50	
1103.	Abstract XXXX Long Term Escrow Set Up				85.00	
1104.	Title insurance binder to					
1105.	Document preparation to					
1106.	Notary fees to					
1107.	Attorney's fees to					
(includes above items Numbers:)						
1108.	Title insurance to PIONEER TITLE COMPANY OF ADA COUNTY					
(includes above items Numbers:)						
1109.	Lender's coverage \$					
1110.	Owner's coverage \$ 90,000.00					
1111.						
1112.						
1113.						
1200. Government Recording and Transfer Charges:						
1201.	Recording fees: Deed \$ 6.00 ;Mortgage \$ 9.00 ;Releases \$				15.00	
1202.	City/county tax/stamps: Deed \$;Mortgage \$					
1203.	State tax/stamps: Deed \$;Mortgage \$					
1204.						
1205.						
1300. Additional Settlement Charges:						
1301.	Survey to					
1302.	Pest inspection to					
1303.	Himberger Law Office					
1304.						
1305.						
1306.						
1307.						
1400. Total Settlement Charges (Enter on line 103, Section J - and - line 502, Section K) ▶					270.00	

RECEIVED

FEB 4 - 2003

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 63-318C
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior,
Bureau of Reclamation, Regional Director PN Code-3100
Address: 1150 N. Curtis Rd. Suite 100
Boise, Idaho 83706-1234
Daytime Phone: (208) 378-5306 E.Gail McGarry

Name & Address of Attorney, if any:
David W. Gehlert (303 312-7352)
Trial Attorney, General Litigation Section
Environment and Natural Resource Division
U.S. Department of Justice
999 18th Street, Suite N 945
Denver, CO 80202

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

Name: Paula E Lewis Stephen E Lewis
Address: PO Box 4002
Boise, ID 83711-4002

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:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☒ **Period of Year**
Should be: April 1 to November 1
9. ☐ **Place of Use**
Should be:
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S):

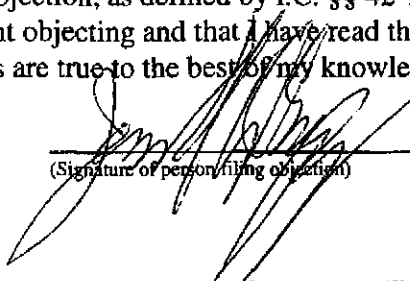
The Director's Report recommendation appears to expand the Season of Use beyond a customary maximum of April 1 to November 1, which would allow (a) injury to the United States' water rights, (b) impairment of historic river conditions conducive to regular United States Bureau of Reclamation diversions to storage reservoirs and the New York Canal, and (c) diminution of contract water reliability.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Jerrold D. Gregg, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

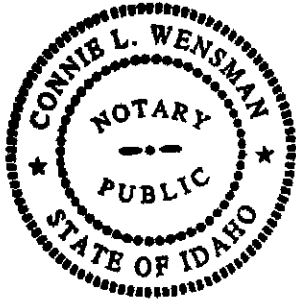
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

January 29, 2003




Connie L. Wensman
Notary Public for: Idaho
Residing at: Meridian
My Commission Expires: 10-06-2004

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 January 31, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

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: Paula E Lewis Stephen E Lewis

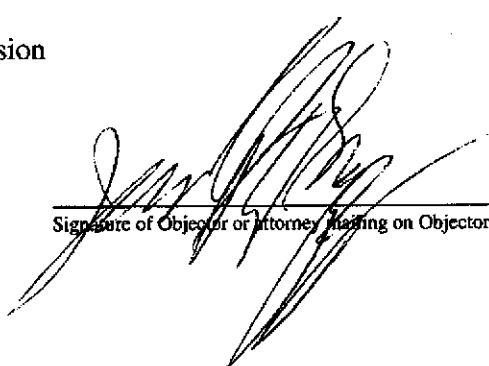
Address: PO Box 4002
Boise, ID 83711-4002

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

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

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

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:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☒ **Period of Year**
Should be: April 1 to November 1
9. ☐ **Place of Use**
Should be:
11. **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described.

E. REASONS SUPPORTING EACH OBJECTION(S): The Director's Report recommendation appears to expand the Season of Use beyond a customary maximum of April 1 to November 1, which would allow injury to the objector's water rights and diminution of contract water reliability.

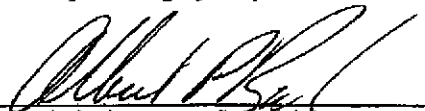
F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

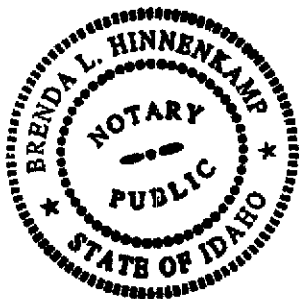
Albert P. Barker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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)


(Attorney signing in representative capacity)

Subscribed and sworn to before me on: January 30, 2003



Brenda L. Hinnenkamp
Brenda L. Hinnenkamp
Notary Public for: Idaho
Residing at: Boise
My Commission Expires: 9/11/2004

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 January 30, 2003, I mailed the original and copies of this objection, including all attachments, to the following persons, by mailing the original and/or copies, postage prepaid and addressed as follows:

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:

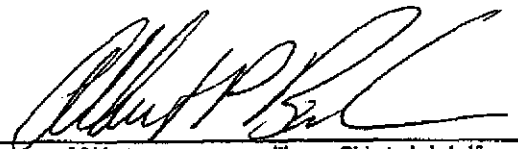
Name: See Attachment B
Address:

3. Copies to:

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P.O. Box 44449
Boise, Idaho 83711-4449

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

United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724



Signature of Objector or attorney mailing on Objector's behalf

Attachment A

63-3540	63-7984A	63-7984B
63-8624	63-10279	63-31335
63-31336	63-7119	63-7115
63-148B	63-15395	63-2472
63-7529	63-7037	63-2026
63-7207	63-31077	63-5102
63-5192	63-318A	63-318C
63-4629A	63-4797	63-4810
63-5101	63-31074	63-31289
63-31328	63-19A	63-19B
63-378	63-4636	63-5057
63-31124	63-31173	63-31174
63-31319	63-31320	63-31397
63-4548	63-3125	63-15093
63-15677	63-31317	63-5332
63-5334	63-4071	63-31380
63-5235	63-4629C	63-31454
63-5408	63-2171	63-5167
63-317B	63-320A	63-7613D
63-30310	63-97	63-15409
63-3447D	63-3447B	63-3447C
63-5161B	63-15101	63-4731
63-3422B	63-5161C	63-3422A
63-5251	63-5250	63-15684
63-5108	63-15427	63-15094
63-15206	63-15373	63-2252

ATTACHMENT D

63-3540
Rex E Lanham
2630 Highway 21
Boise ID 83716

63-8624
Randall A Ambuehl
HC 33 Box 1610
Boise ID 83706

63-31336
Wilderness Ranch Owners Assn Inc
46 Wilderness Ranch Rd
Boise ID 83716

63-148B
South Boise Water Co
PO Box 6005
Boise ID 83707

63-7529
Walter M Nichols
Thelma E Nichols
14 Cougar Lane
Boise ID 83716

63-2026
James E Bryant
1915 N 11th
Boise ID 83712

63-5102
Laura LA May Holmes
2391 Sheri Dr
Emmett ID 83617

63-318C
Paula E Lewis
Stephen E Lewis
PO Box 4002
Boise ID 83711-4002

63-4810
Walter S Nichols
Sara A Nichols
12 Cougar Ln
Boise ID 83716

63-31289
Walter M Nichols
Thelma E Nichols
14 Cougar Lane
Boise ID 83716

63-7984A
Teresa L Raschke
Steven L Raschke
2095 Panama St
Boise ID 83705

63-10279
Cumer L Green
PO Box 2597
Boise ID 83701

63-7119
Michael Robich
Lynette Robich
87 Beaver Creek Rd
Boise ID 83716

63-15395
Marilyn Priest
Jay R Priest
PO Box 122
Idaho City ID 83631

63-7037
Blue Jay Creek Water & Road Users Inc
C/O Robert O Walker
129 Blue Jay Creek Rd
Boise ID 83706

63-7207
Barbara W Little
1980 Myers Rd
Boise ID 83706

63-5192
David Steadman
Lynae Steadman
8873 Ottawa Ct
Boise ID 83709

63-4629A
Wilderness Ranch Owners Assn Inc
46 Wilderness Ranch Rd
Boise ID 83716

63-5101
Marilyn Priest
Jay R Priest
PO Box 122
Idaho City ID 83631

63-31328
Michael C Perry
Tami J Perry
10 Cougar Ln
Boise ID 83716

63-7984B
Lawrence Poisson
Sheila Poisson
3193 Highway 21
Idaho City ID 83716

63-31335
Val Dean Schroeder
13 Blacksmith Road
Boise ID 83716

63-7115
Michael Robich
Lynette Robich
87 Beaver Creek Rd
Boise ID 83716

63-2472
Chapman Ranch LLC
737 N 7th St
Boise ID 83702

63-2026
Hilda Larson
3015 Silver St
Boise ID 83703

63-31077
State of Idaho
Dept of Parks & Recreation
PO Box 83720
Boise ID 83720-0065

63-318A
Ranch Subdivision Property Owners
Assn
26 Burnett Dr
Boise ID 83716

63-4797
Connie Jo Cooper
Douglas S Cooper
2268 Highway 21
Boise ID 83716

63-31074
Barry Marcus
737 N 7th St
Boise ID 83702

63-19A
Larry R Smith
Alda L Smith
8442 W Beachside Ct
Boise ID 83703

63-19B

Rosemary Swanstrum
Philip Swanstrum
2708 Columbus
Boise ID 83705

63-5057

Francis Mangum
Shirley Mangum
17 Old Mill Rd
Boise ID 83716

63-31174

Michal Sweeney
28 N Fork Clear Creek Rd
Boise ID 83716

63-31397

Michael E Claus
Connie M Claus
105 Johnson Creek Rd
Boise ID 83716

63-15093

Gail G Allen
Robert P Allen
14 Allen Ln
Boise ID 83716

63-5332

Osprey Land Co
737 N 7th St
Boise ID 83702

63-5235

Rex E Lanham
2630 Highway 21
Boise ID 83716

63-5408

Scott R Nicholson, Thomas Emil Nicholson,
Christine Nicholson et al
C & T Ranches Inc
PO Box 690
Meridian ID 83680-0690

63-317B

Richard A Stull
K Gail Richardson
13 Robie Creek Ln
Boise ID 83716

63-97

L G Davison & Sons Inc
1969 Prairie Rd
Prairie ID 83647-9803

63-378

Dirk L Marcum
14364 E Highway 21
Boise ID 83716

63-31124

Allen Cupit
Diana Cupit
25 Old Mill Rd
Boise ID 83716

63-31319

Sandra Miner
1512 Apache Dr Unit D
Chula Vista CA 91910-8160

63-4548

James R Stringfellow
787 David Way
North Salt Lake UT 84054

63-15677

Barry Marcus
737 N 7th St
Boise ID 83702

63-4071

Robert P. Perez
Laurie A. Perez
20 Colleen Lane
Boise, ID 83716

63-4629C

Sherry Smith
James C Smith
7 Mores Creek Cir
Boise ID 83716

63-2171

Rex B Lanham
2630 Highway 21
Boise ID 83716

63-320A

Wade C Woolery
1902 Thompson Street
Richland WA 99352

63-15409

Wilda Bradley
33 Wild Rose Ln
Boise ID 83716

63-4636

Connie M Claus
105 Johnson Creek Rd
Boise ID 83716

63-31173

Hide Associates Partnership
Boise Holcomb Inc
737 N 7th St
Boise ID 83702

63-31320

David Peterson
Toni Peterson
14 Homestead Ct
Boise ID 83716

63-3125

State of Idaho
Dept of Fish & Game
PO Box 25
Boise ID 83707

63-31317

Rex E Lanham
2630 Highway 21
Boise ID 83716

63-31380

Rex E Lanham
2630 Highway 21
Boise ID 83716

63-31454

Jay D Hollinger
Carol L Hollinger
51 Daggett Creek Rd
Boise ID 83716

63-5167

Rex B Lanham
2630 Highway 21
Boise ID 83716

63-7613D

Marvenna S Hodgins
Marilyn E Dawson
PO Box 6466
Boise ID 83707

63-30310

Steven D Cummings
545 Robie Creek
Boise ID 83716

63-3447B
Biff Eshelman
31 Sonshine Lane
Boise ID 83716

63-15101
Steven D Cummings
545 Robie Creek
Boise ID 83716

63-5161C
Sterling Turner
Debbie Turner
328 Robie Creek Rd.
Boise ID 83716

63-5250
Jan Blum
27 Idaho City Stage Rd
Boise ID 83716

63-15684
Chapman Ranch LLC
737 N 7th St
Boise ID 83702

63-15094
Gail G Allen
Robert P Allen
14 Allen Ln
Boise ID 83716

63-2252
Twin Springs Resort LLC
PO Box 3994
Ketchum ID 83340

63-3447C
Alan K Johnson
3929 Overland Rd #840
Boise ID 83715

63-4731
Wilda Bradley
33 Wild Rose Ln
Boise ID 83716

63-3422A
Mary Lou Pote
William W H Pote
27 Idaho City Stage Rd
Boise ID 83716

63-5251
Mary Lou Pote
William W H Pote Jr
27 Idaho City Stage Rd
Boise ID 83716

63-5108
Chapman Ranch LLC
737 N 7th St
Boise ID 83702

63-15206
Val Dean Schroeder
13 Blacksmith Rd
Boise ID 83716

63-3447D
Joan Stephens
James R Stephens
3939 S Transport
Boise ID 83705

63-5161B
Dwaine Wright
Lizabeth Wright
4 Larkspur Lane
Boise, ID 83716

63-3422B
Virginia M Cafferty
Allan E Cafferty
2121 S Eagleson
Boise ID 83705

63-15427
Maurice Brown
11 Hoover Dr
Boise ID 83716

63-5334
Osprey Land Co
737 N 7th Street
Boise, ID 83702

63-15373
Rex E. Lanham
2630 Highway 21
Boise ID 83716

IDAHO DEPARTMENT OF WATER RESOURCES 01/09/2002
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

63-318C

NAME AND ADDRESS: PAULA E LEWIS
PO BOX 4002
BOISE ID 83711-4002

STEPHEN E LEWIS
PO BOX 4002
BOISE ID 83711-4002

SOURCE: MORES CREEK TRIBUTARY: BOISE RIVER
SPRING TRIBUTARY: MORES CREEK

QUANTITY: 0.27 CFS
THE QUANTITY OF WATER UNDER THIS RIGHT FOR STOCKWATER USE SHALL NOT EXCEED 13,000 GALLONS PER DAY.

PRIORITY DATE: 11/30/1901

POINT OF DIVERSION:

T04N R04E S29 NESENE Within BOISE County
T04N R04E S33 SWNW Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.250 CFS
STOCKWATER	01/01 12/31	0.020 CFS

PLACE OF USE: IRRIGATION Within BOISE County
T04N R04E S33 Lot 1 NWNW 8.0 T04N R04E S33 SWNW 4.5
STOCKWATER Within BOISE County
T04N R04E S33 Lot 1 NWNW T04N R04E S33 SWNW

12.5 ACRES TOTAL

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. THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT FOR STOCKWATER USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: Decreed
STOCKWATER, 25 RANGE CATTLE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s). A03-318C

1. ☒ No Change NAME IS SAME
☐ NEW OWNER: Current owner could be Mtn Meadow Church
☒ No Change ADDRESS but no change of ownership was filed
☐ NEW ADDRESS: _____
2. ☐ No Change - DATE OF PRIORITY: Completed evidence submitted
☐ Incomplete - Claimant should be asked during the exam when was water first used and submit proof of date of priority.

Priority date, per claimant, is: 11-30-1901
(If the priority date, based on your exam, seems questionable, explain below.)

as decreed and confirmed in transfer 3046.

3. ☒ No Change — SAME SOURCE
☐ Source is different than that claimed:

Source found: _____

4. ☒ No Change — POINT OF DIVERSION
☐ Point of diversion is different than the claim and/or new P/D's:

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. ☒ No Change - DESCRIPTION OF DIVERTING WORKS
☐ Incomplete description, list below:

6. ☐ No Change - WATER USES
☐ Different uses, (list uses found):

* Use Ir From 3-15 To 11-15 Amount .25 CFS AFA
Use Stock From 1-1 To 12-31 Amount .02 CFS AFA
Use From To Amount CFS AFA

7. ☐ No Change - TOTAL VOLUME

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

* ☐ Changes found, the new total is, Amount .27 CFS AFA

8. ☐ No Change - NON-IRRIGATION USES:

☐ Changes Exam found:

Domestic # of homes: Stock # 20 List types:

Additional comments:

9. ☐ No Change — PLACE OF USE: (If changed, list below.)

Use: IRR Township 4N Range 4E Section 33 1/4 NW 1/4 NW 1+1 = 8ac
Use: Township 4N Range 4E Section 11 1/4 SW 1/4 NW = 4.5ac
Use: Township Range Section 1/4 1/4
Use: Township Range Section 1/4 1/4

Remarks: (Comments pertinent to field examination) See additional attachment

* Claimed at 1"/acre. - decree and transfer are silent
as to a season of use. The water right records were not
updated to reflect T3046.

C18, Stock

☐ SYSTEM DIAGRAM INCLUDED ☐ NA

☐ Shown on GIS Layout

☒ CHECK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 6-25-2001

FIELD EXAMINER: Jim Stevens & Biff Eckelman

Print Name

Signature

Split Tree 63-318

63-318 (Per Water right records)

DR: 4.0 cfs. Source: Robie Creek

POD: 4N, 4E, S31, NENE

POU: 3N, 4E, S4, NWNW

S5, NENE, SESE

4N, 4E, S29, SWSW, SESW

S30, SESE

S31, NENE

S32, SESE, NESE, SESE

NENW, NWNW, SWNW, SENW

S33, SWNW, NWSW, SWSW

A63-318-A 11/10 Ranch Sub. Prop. Owners

DR: 3.4 * Source: Moses Creek

* POD: 4N, 4E, S33, NWSW

POU: 3N, 4E, S4, NWNW-28ac

S5, NENE-29ac

4N, 4E, S32, NESE-28 SESE-28

S33, NWSW-29 SWSW-28 170acres

A03-318B N/O Blue Jay Creek Water

* DR: .09 cfs * Source: Mores Creek

POD: 4N, 4E, S33, SWNW

POU: 4N, 4E, S32, SENE - 1 ac

S33, SWNW - 2 ac.

A03-318C N/O Lewis / Mountain Meadow Church

DR: .40 cfs

Source: Mores Creek + Spring

** POD: 4N, 4E, S29, 41 NESENE = Spring

S33, SWNW = Mores Creek

** POU: 4N, 4E, S33, NWNW-16 SWNW-4

** T3046 added spring and transferred
irrigation of 7.5 ac to the NWNW and 5 ac. to
the SWNW, S33.

Transfer No. 3046
 Water Right No. 63-2036

STATE OF IDAHO
 DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
 To Change the Point of Diversion and/or the Place of Use

APPROVED

 Name of applicant DeMar Burnett Phone 343-9941
 Post Office address c/o Idaho City Stage, Boise, Id 83706

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-0318 Decreed to W.W. White (Name)
 in case of Afton vs Luttrell
 dated in 3/23/1962 in Third District county of Boise (Name of court)
- b. License No. 63-2036 Issued by the Idaho Department of Water Resources
- c. Claim No. _____ on file with the Idaho Department of Water Resources

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant _____

3. Source of water Mores Creek tributary to Boise River

4. Date of priority 11/30/1901

5. Water is used for the following purposes:

amount 4.0 for Irrigation purposes from 4/1 to 11-1
 amount _____ for _____ purposes from _____ to _____
 amount _____ for _____ purposes from _____ to _____
 (month/day -- both dates inclusive)

6. Total amount of water under right: a. 4.0 cubic feet per second
 &/or
 b. _____ acre feet per annum

7. Location of original point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 33
 Township 4N Range 4E, B.M., in Boise County
 Additional points of diversion, if any _____

8. Lands irrigated or place of use:

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 $\frac{1}{4}$	
<u>3N</u>	<u>4E</u>	<u>4</u>						X											
		<u>5</u>	X																
<u>4N</u>	<u>4E</u>	<u>32</u>													X			X	
		<u>33</u>									X	X							

 Total number of acres to be irrigated 100

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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of nonuse? No If yes, describe in Item D, REMARKS.

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. .50 cubic feet per second &/or
b. _____ acre feet per annum
2. Point of diversion NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 33 Township 4N
Range 4E, B.M., Boise County
Additional points _____

3. Place of use:

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 $\frac{1}{4}$	
<u>4N</u>	<u>4E</u>	<u>33</u>											<u>7.5</u>	<u>5.0</u>					<u>12.5</u>

Total number of acres to be irrigated 12.5 25

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. General information

- a. Amount of water to be diverted .50 c.f.s. &/or _____ acre feet
- b. Description of diverting works pump and pipeline into sprinkler system and spring box with gravity pipeline
- c. Describe the reasons for the proposed changes Applicant has subdivided the property and has a need to irrigate different ground, the point of diversion change to include the spring will allow the applicant to gravity irrigate a portion of the land rather than pump from Mores Creek

2. Change in point of diversion Spring tributary to Mores Creek
Point of diversion SE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 29 Township 4N
Range 4E, B.M., Boise County
Additional points SWNW Sec 33 T 4N R 4E - Mores Creek diversion

3. Change in place of use

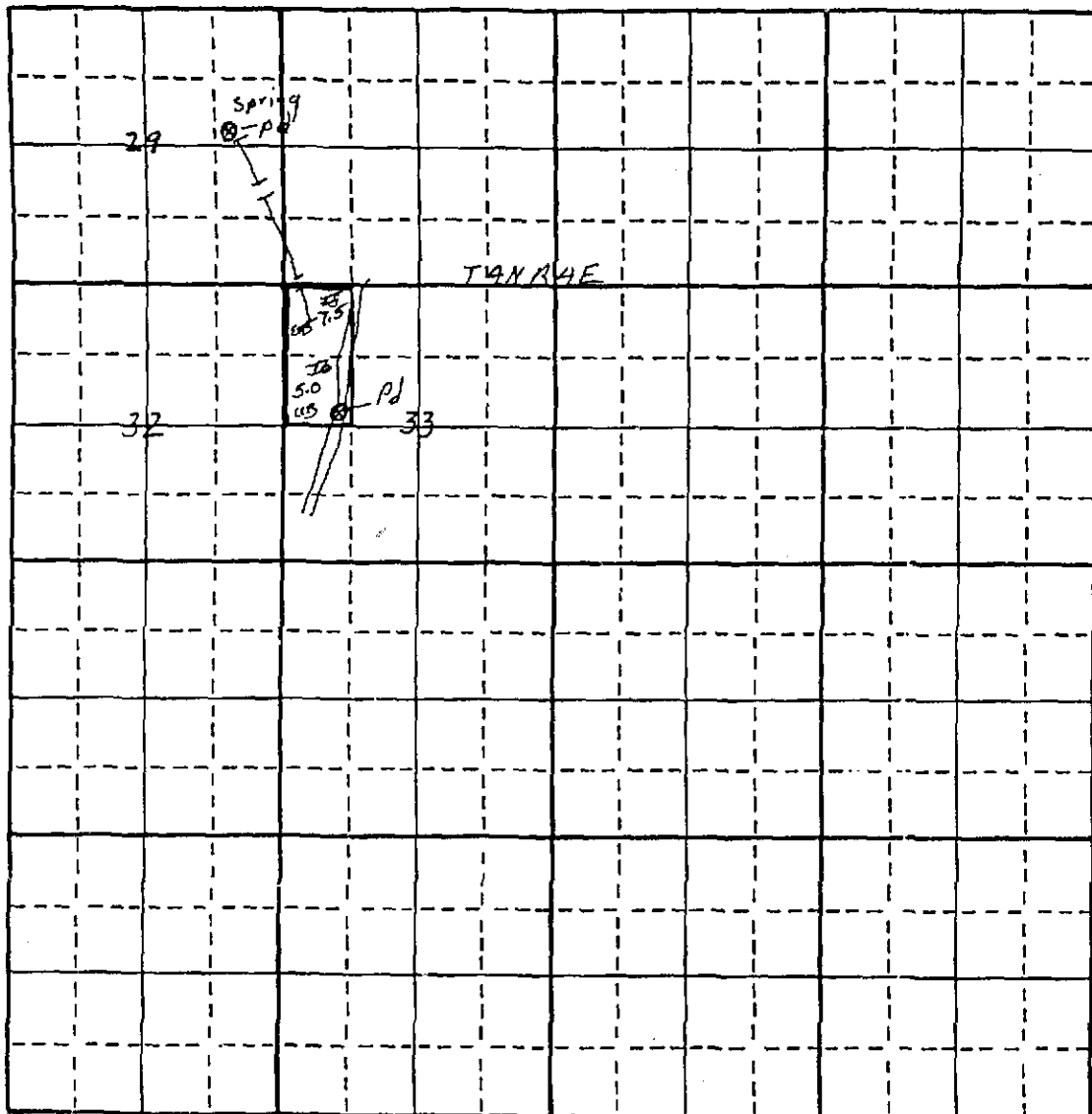
- a. Are there liens, mortgages, or contracts on the lands from which you propose to transfer the water right which limit your authority to make the proposed change? Yes _____ No X. If yes, provide a statement agreeing to the proposed change from the holder of the lien, mortgage or contract.
- b. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer original land still has a portion of the water right 12 inches, ~~50~~ ^{12.5} acres will be dry.

c. Describe the lands and use of use to which the right will be transferred:

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	4E	33						7.6	5.0	12.6									12.5
								7.6	5.0	12.6									25

Total number of acres to be irrigated 25 12.5

4. Describe any other water rights used for the same purpose as described above. None
5. Draw a map indicating the new point(s) of diversion and/or the new land to be irrigated. Show clearly the land involved by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

D. REMARKS

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 willfull misrepresentations made in this application may result in volding its approval.

Subscribed and sworn to before me this 29 day of June, 19 83

D. Max Bennett
(Signature of Applicant)

Nancy M. Hathway
(Notary Public)

My commission expires Life

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-2036
and said application is hereby APPROVED, subject to the following limitations and conditions:

Use of water under this right is subject to control by the watermaster of
State Water District No. 63, Boise River.

Witness my hand this 27th day of August, 19 84

A. Glen Saylor
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by 645 Date 6/29/83 Protest filed by _____
Prelim. check by KS Fee 50.00 # 26866
Receipted by 645 Date 6/29/83
Published in the Idaho Statesman Copies of protest forwarded by _____
Pub. dates 5/31 8/12/83 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
9/14/83 rec'd. 9/21/83 by DBS in Det

TO: Transfer file 63-2036

FROM: Lee Sisco 465

DATE: March 14, 1984

On 6/29/83 Mr. DeMar Burnett (Harvey Burnett's son) filed a transfer on License 63-2036, changing the POD and POU on 25 inches for 25 acres. Because of this transfer, several problems have arisen that caused a close scrutiny of this water right.

The first problem that was discovered is that Mr. DeMar Burnett is not the owner of the property from which the water is being removed. Also, the file shows that 190 inches of the right was assigned over to the Ranch Subdivision Property Owners Association although DeMar claims to still own 50 of the original 200 inches. The third problem centers around the correct number of acres actually irrigated by this right. The license doesn't state the number of acres but the permit shows 200. An early transfer by Harvey Burnett indicates that he irrigated only 100.

We need to start with a history of the right and address the problems one-at-a-time. The license was perfected for the diversion of 200 inches of water from Robie Creek for the irrigation of an unspecified number of acres (no examiner's report). The original permit indicated 200 acres within portions of Sections 32 and 33 T 4N R 4E and Sections 4 and 5 T 3N R 4E. Mr. Harvey Burnett in 1961 filed a transfer changing the POD to Mores Creek where a pump was installed to eliminate a long ditch from Robie Creek.

Mr. DeMar Burnett, in recent years, subdivided the land and sold the lots. Once the lots were sold DeMar lost all possessory interest in the property, number one problem. Also, the subdivision formed the Ranch Subdivision Property Owners Association to which DeMar on 10/15/75 assigned 150 inches. Then again on 12/23/75 he assigned them 20 more. Harvey Burnett (DeMar's father) on 12/26/75 assigned the Association an additional 20 inches. The Association, now by assignment owns 190 inches of the original 200. DeMar claims a mistake was made and the two 20 inch assignments should not have occurred.

The Users Association has cleared up the possessory interest and assignment problems by providing us a letter (see file) allowing DeMar to move his 50 inches from their land and disclaiming the 40 inches assigned to it by mistake.

After jumping those two hurdles, one more still remains. In reviewing Harvey's original transfer, on page two, he indicates that only 100 acres was irrigated and he diverted 2 inches per acre. So, do we second guess

TO: Transfer file 63-2036
DATE: March 14, 1984
PAGE: 2

the license and permit indicating 200 acres, or use the 100 acre figure for the right and transfer? If we choose the 100 acre figure, DeMar will have to modify the acreage or the diversion rate on his transfer and we may have to readvertise.

Other questions that plague this transfer are: 1) Has the entire 200 inches of water right been accounted for? 2) Has DeMar exercised the 50 inches he still claims the right to? Does he still own all 50 inches? DeMar mentioned his father (Harvey) gave 10 inches to another party but no official transfer was recorded.

Until the acreage problem has been cleared up, 100 vs 200, DeMar can't modify his transfer. If and when he does, we should insist that the entire 50 inches be accounted for.

No overlaps

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-318C

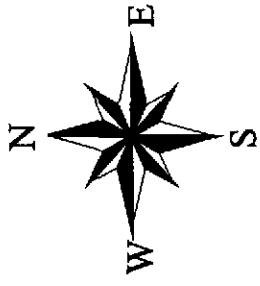
01/09/2002

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-318C	Claim	04N	04E	33	NW	NW	1	IRRIGATION	16/20	STEPHEN E LEWIS
63-318C	Claim	04N	04E	33	SW	NW		IRRIGATION	4/20	STEPHEN E LEWIS
63-318B	Claim	04N	04E	33	SW	NW	1	IRRIGATION	2/3	BLUE JAY CREEK WATER & ROAD INC
63-318	Water Right	04N	04E	33	SW	NW	1	IRRIGATION		W W WHITE

IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

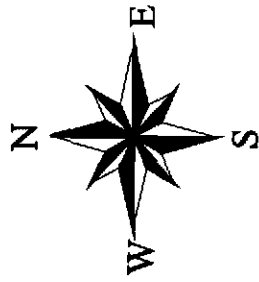
by: Mel Schulte



0 0.25 0.5 0.75 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

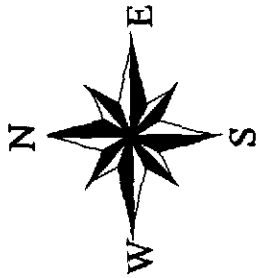
DATE: JANUARY 9, 2002

by: Mel Schulte



IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

by: Mel Schulte



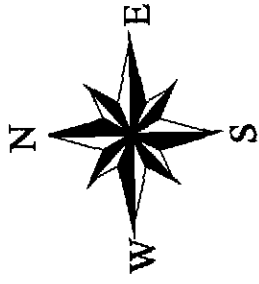
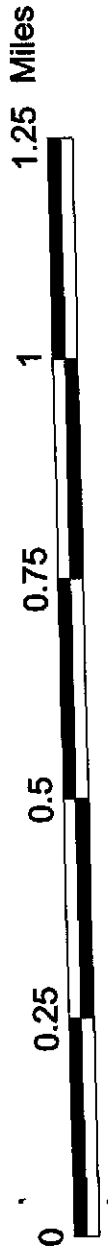
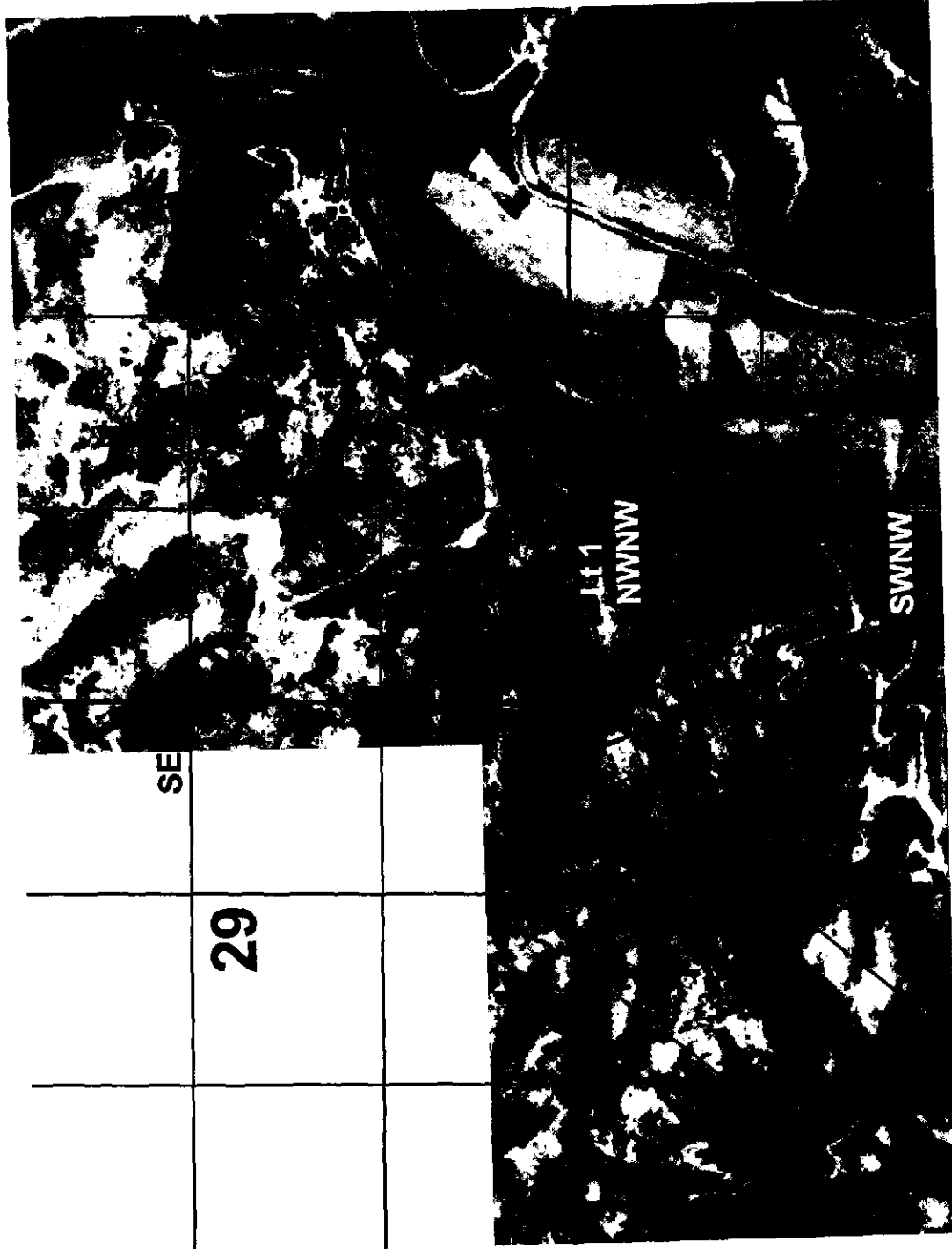
1.25 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

T04N, R04E, S33

		SE	
	29		



1987 NAPP PHOTO

● POINT OF DIVERSION

PLACE OF USE

1/4 1/4 LINES

SECTION LINES

6 ACRES

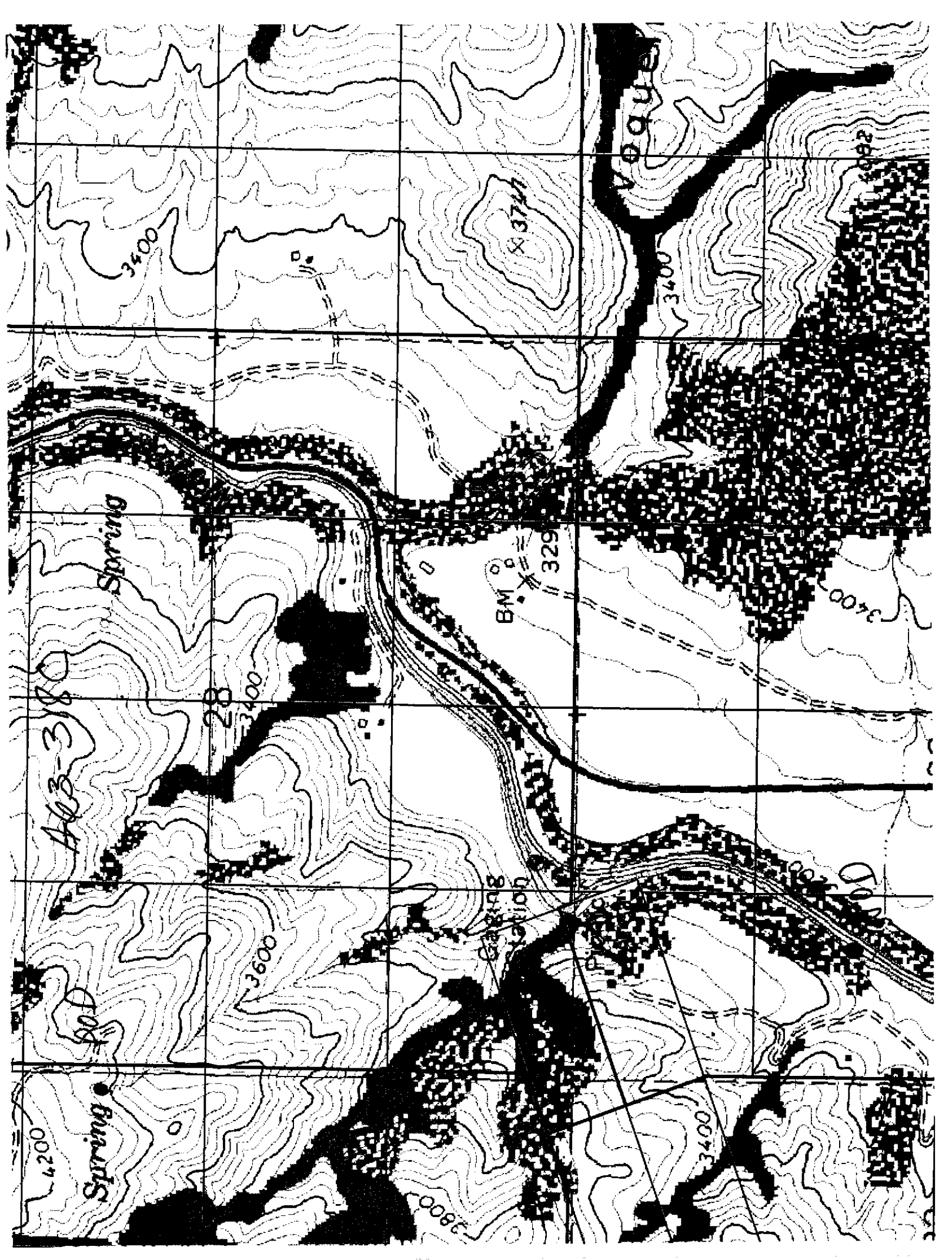
6 SECTION NUMBERS

CLAIM(S): 63-318C

OWNER(S) : LEWIS, STEVEN & PAULA

DATE: JANUARY 9, 2002

by: Mel Schulte



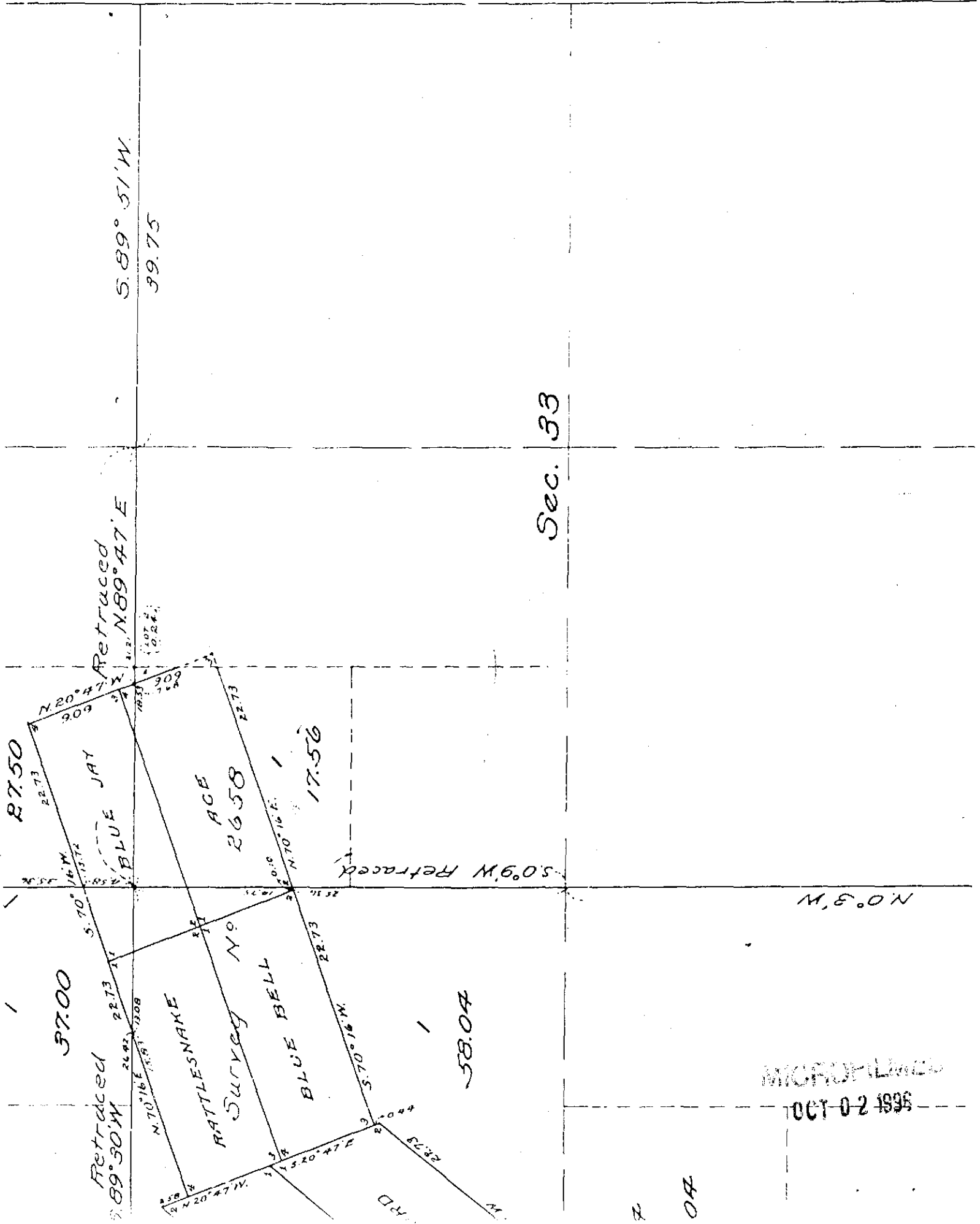
03-318

10000

52

N.O. 2

N.O. 2 W



Sec. 33

N.O. 3 W

MICROFILMED

OCT 02 1996

7 04



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 31, 2001

STEPHEN E LEWIS
PAULA E LEWIS
PO BOX 4002
BOISE ID 83711-4002

Re: Notice of Claim to a Water Right No. 63-318C

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects your change in address.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 27, 1994

Re: Notices of Claim to a Water Right Nos. A63-00318C, A63-15102

Stephen E. Lewis
Paula E. Lewis
HC 33 Box 1167
Boise, ID 83706

Mr. & Mrs. Lewis:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1

cc: Jeanette Wright

MICROFILMED
OCT 02 1995

IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

63-318C

RECEIVED

JUL 12 2001

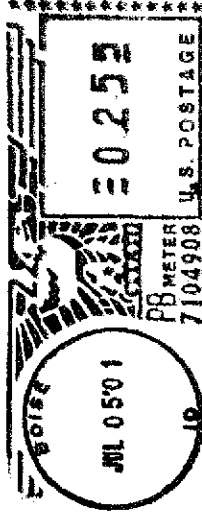
WATER RESOURCES
WESTERN REGION

Address chg letter sent

7-12-01

ALUMS #347295/5082

PRESTONITE
FIRST CLASS



Stephen E

PAULA E LEWIS

3112 GOOD ST

63-318C

BOISE ID 83705

LEWIS 112 837052019 1601 08 07/10/01
RETURN TO SENDER

LEWIS
PO BOX 4002
BOISE ID 83711-4002

RETURN TO SENDER





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 12, 2001

STEPHEN E LEWIS
PAULA E LEWIS
PO BOX 4002
BOISE ID 83711-4002

RECEIVED

JUL 26 2001

WATER RESOURCES
WESTERN REGION

Re: Snake River Basin Adjudication (SRBA)
Water Right No. 63-318C
Change of Address

Dear Water Right Holder(s):

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation that this is your correct mailing address before we can change our records. Future notices related to your water right can be sent only to the address on your claim or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right referenced above, please call this office to obtain a form to make this required change to the water right records.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

342-0164
Telephone number