

SEC. 33 34

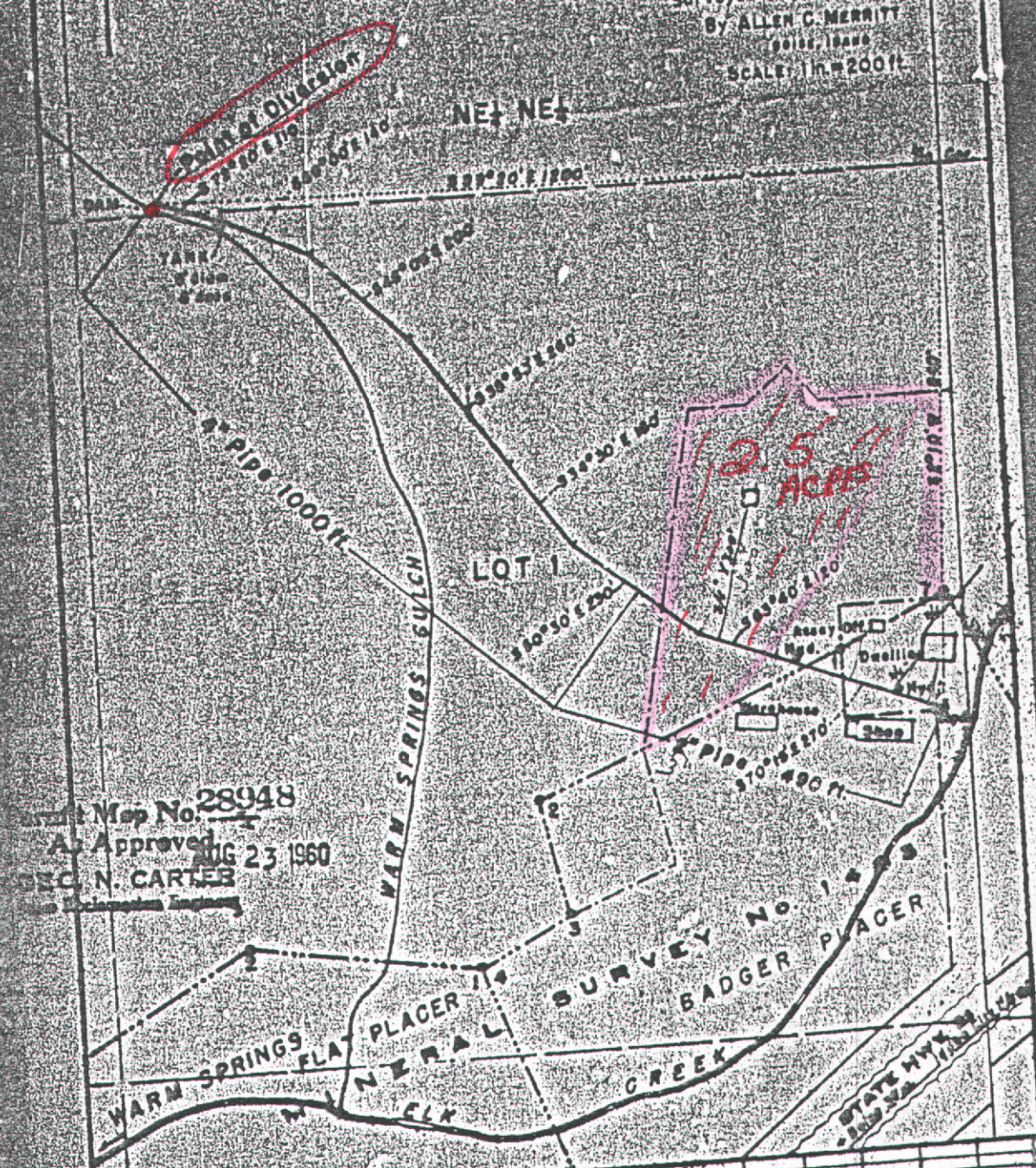
STATE OF IDAHO
DEPARTMENT OF RECLAMATION

MAP accompanying Application of
MILES M. YOUNG
For Permit to appropriate the Waters of
WARM SPRINGS GULCH
in NE 1/4 of Section 33, T. 6 N., R. 5 E., S. 4
BOISE COUNTY, IDAHO



Surveyed July 15, 1960
By ALLEN C. MERRITT
Boise, Idaho
SCALE: 1 in. = 200 ft.

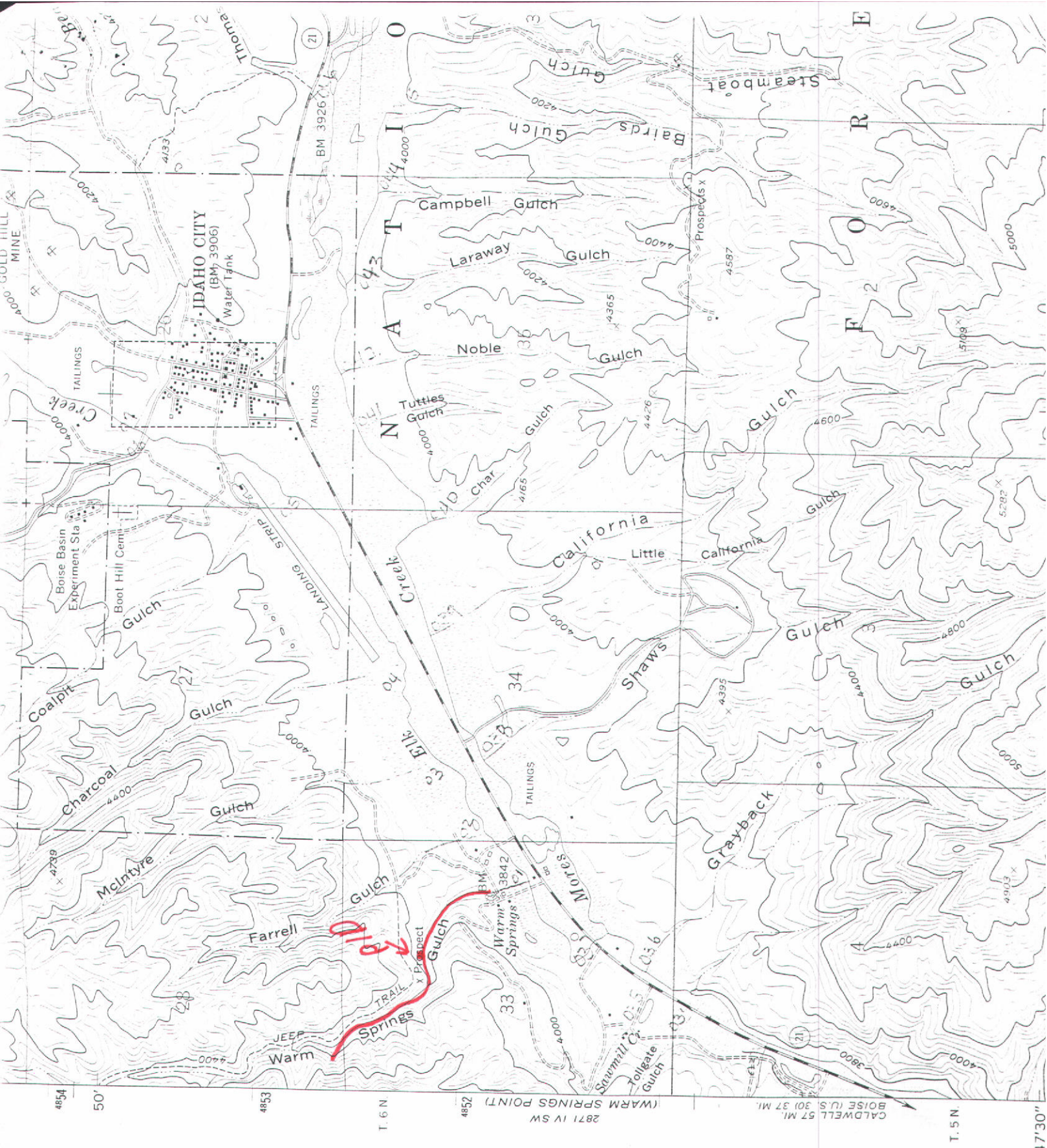
AG 3-3213A



Permit Map No. 28948
As Approved
AUG 23 1960
DEC. N. CARTER
State Reclamation Engineer



MICROFILMED
AUG 18 1992



663-2813A
T 6 N
W 36 E
S 28 E

MICROFILMED
AUG 18 1992

SRBA Claim Number A63-3213A

Date of Photos 12/11/2001

Photographer P. Piniucucci

Legal Description T6N R5E S33 SENE

① Place of use

and GPS measurement
site. License

includes domestic
irrigation at
original home only.

This is the second
domestic use, shown
on the licensing field
exam but not the
application.

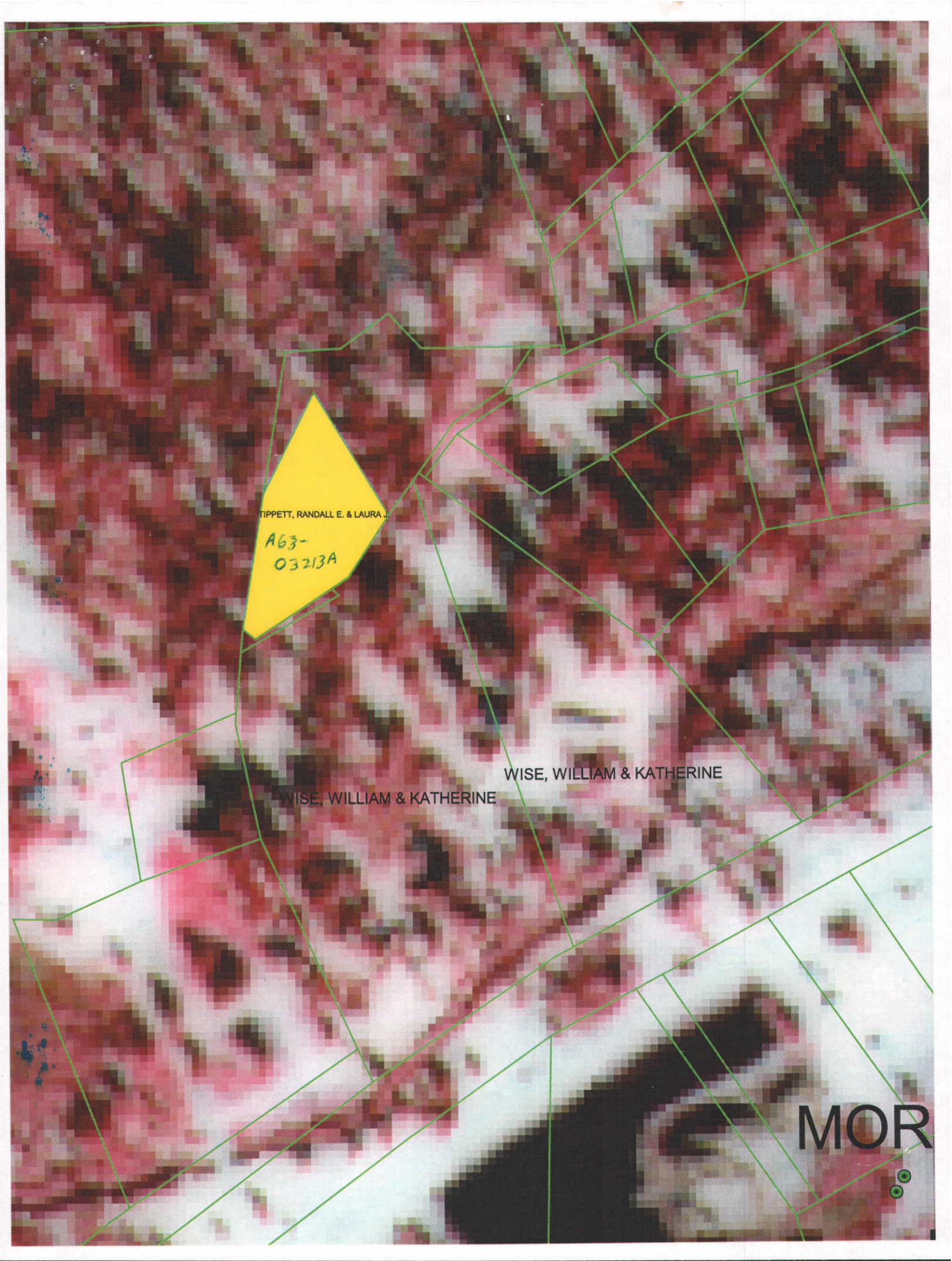
Also Fannie The Dog



① Place of Use.

Hydrant is also the
location of control
valve for buried
mainline.



An aerial photograph of a forested area, likely a national forest, with green lines delineating land parcels. A yellow label is placed on one of the parcels.

TIPPETT, RANDALL E. & LAURA J.

A63-
03213A

WISE, WILLIAM & KATHERINE

WISE, WILLIAM & KATHERINE

MOR

Miles M. Young
Idaho City, Idaho

Permit No. 28948

Demolition truck
1000' x 1" pipe 490' 2" per
to hydram

Examination for Completion of Works & Beneficial Use Concrete dam - 60' high

County Boise

14' long 4 feet high

Sec. 33 T. 6 N.R. 5 E.B.M.

Quantity: 0.6 c.f.s.
4" x 100' plastic pipe
to wooden storage tank

Source: Warm Springs Gulch

8' dia x 6' deep

P.D.: NE 1/4 Sec. 33, T. 6 N. - R. 5 E. B.M.

Use: Domestic, fire protection, and
cannon

Filed: Aug. 17, 1960

Due: Aug. 23, 1961

Extension: —

Completion of Works: —

Other Rights: unknown

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
DEC 1 1961

Department of Reclamation

RECEIVED

DEC 13 2001

WATER RESOURCES
WESTERN REGION

28948

12-12-01

Maria -
this is as
good as
it gets -
(better than
original
actually) ©

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: **A63-03213A**
Date Received: 5/ 8/1989
Receipt No: W002716
Received By: _____

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

1. Name: ROBERT M JOHNSON TRUST 208-465-3616
Address: 2907 S POWERLINE RD
NAMPA ID 83686

2. Date of Priority: AUG 17, 1960

3. Source: WARM SPRING GULCH Trib. to: ELK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	05E	33		NE	NE		BOISE

5. Description of diverting works:
SMALL DAM W/APPROX. 3000 HOLDING TANK, GF. PIPELINE TO POU.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.050		
DOMESTIC	01/01	12/31	0.020		
FIRE PROTECTION	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, SOME LAWN, NON-CULINARY USE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05E	33	SE	NE	1	IRR	3.0

10. Place of Use: Continued

Section Acres 3.0

Total Acres 3.0

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:

NONE

14. Remarks:

FOR LAWN IRRIGATION ONLY.
THIS IS A SPLIT OFF OF 63-03213.
ACTUAL IRRIGATED ACRES=2.5
OWNERSHIP CHANGED BY LH 10/26/95.

15. Basis of Claim: LICENSE

Water Right Number: 28948

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 _____

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: A63-03213A
Date Received: 5/08/1989
Receipt No: W002716
Received By: LC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: W.O. ROETHIG 375-458-0007
Address: 304 N. LIBERTY RD.
BOISE, ID 83704
OR
Name: MARY JUNE ROETHIG 208-375-4587
Address: 304 N. LIBERTY RD.
BOISE, ID 83704

2. Date of Priority: AUG 17, 1960

3. Source: WARM SPRING GULCH Trib. to: ELK CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	05E	33	NE	NE			BOISE

5. Description of diverting works:
SMALL DAM W/APPROX. 3000 HOLDING TANK, GF. PIPELINE TO POU.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	0.050		
DOMESTIC	01/01	12/31	0.020		
FIRE PROTECTION	01/01	12/31	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/SOME LAWN, NON-CULINARY USE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	05E	33	SE	NE	1	IRR	3.0
Section Acres							3.0
Total Acres							3.0

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:
NONE

14. Remarks:
FOR LAWN IRRIGATION ONLY.
THIS IS A SPLIT OFF OF 63-03213.
ACTUAL IRRIGATED ACRES=2.5

15. Basis of Claim: LICENSE
Water Right Number: 28948

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: 3

For Individuals:

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

Signature of Claimant(s): X Mary June Roethig Date: X 5/8/89
M. J. Roethig Date: 5/8/89

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 5 day

of May 19 89

Linda Werner
Notary Public

Seal

Linda A. Werner
Residing at Residing at Boise, Idaho
My Commission Expires December 8, 1994
My Commission Expires



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

OCT 24 1995

Department of Water Resources

DATE OF CLOSING: 9-22-95

LEGAL DESCRIPTION OF PROPERTY: Township 6N Range 5E
Section 33, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot 1 & 2, Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

RECEIVED

OCT 25 1995

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: A63-03213A

☐ Name and Address of Former Owner/Claimant(s) (Seller): W.D. & M.J. ROETHIG
BOISE, ID

☐ New Owner/Claimant (Purchaser): ROBERT M JOHNSON TRUST

☐ New Mailing Address: 2907 S POWERLINE RD
NAMPA, ID 83686

☐ New Telephone Number: (208) 465-3616

☐ 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:

(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): Robert M Johnson Trust Date 10-23-95
By Benjamin Johnson Trust

☐ Signature of Former Owner/Claimant(s): M.D. Roethig Date
Mary June Roethig Date 9/22/95

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 10-26-95 By: JH

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 10-26-95 By: JH

Claim Numbers of Split, if any:

MICROFILMED

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

OCT 2 1995

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).

RECEIVED
SEP 11 1998
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).

RECEIVED
SEP 11 1998
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.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

SEC. 33
SEC. 34

MAP accompanying Application of
MILES M. YOUNG
to appropriate the waters of
WARM SPRINGS CULCH
NE 1/4 of Section 33, T. 33 N., R. 33 E.,
JOHN C. GURLEY, IDAHO



SURVEYED JULY 13, 1960
BY ALLEN C. MERRITT
ENGINEER
PLAT 17-2001

NET NE

10000

WARM SPRINGS CULCH

LOT 1

10000

10000

10000

10000

10000

10000

10000

10000

10000

No. 28948

Approved JUL 23, 1960

J. H. CARTER
Idaho State Engineer

WARM SPRINGS

FLAY PLACER

SURVEY NO. 1
BADGER PLACER

WARM SPRINGS

FLAY PLACER

WARM SPRINGS

FLAY PLACER

WARM SPRINGS

FLAY PLACER

WARM SPRINGS

FLAY PLACER

WARM SPRINGS

FLAY PLACER

WARM SPRINGS

FLAY PLACER

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WARM SPRINGS

FLAY PLACER

WARM SPRINGS

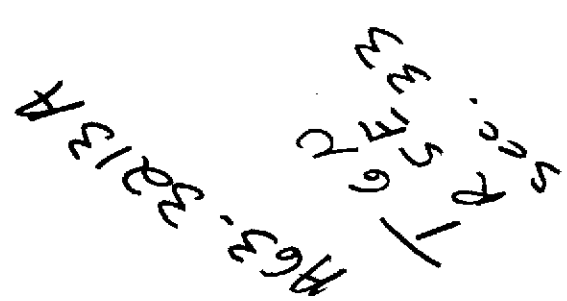
FLAY PLACER

WARM SPRINGS

FLAY PLACER

PROFILE

MICROFILMED



MICROFILMED
AUG 18 1992

63-3213A

Idaho
Department of Water Resources

Western Region, 2735 Airport Way, Boise, Idaho 83705

JAN SHURTE
WATER RIGHTS SUPERVISOR
ADJUDICATION BUREAU
(208) 334-2190

State of Idaho
Certificate of Water Right

Amount .30 c.f.s.
Priority Aug. 17, 1960

THIS IS TO CERTIFY that MILES M. YOUNG of Idaho City, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 17, 1960, that Permit No. 28948 was issued under said application; that Certificate of Completion of works, with a carrying capacity of .30 second feet, was issued thereunder on December 8, 1961, showing that said works were completed on the 9th day of August, 1961; and that on the 9th day of August, 1961,

MILES M. YOUNG of Idaho City, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of Warm Spring Gulch, a tributary of Elk Creek, for the purpose of domestic, fire protection, lawn irrigation under Use Permit No. 28948 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume 12 of Licenses at page 7225, on the 8 day of December, 1961; The right hereby confirmed dates from August 17, 1960; The Point of Diversion is located in the NE 1/4, NE 1/4, Sec. 33, Tp. 6 N, R. 5 E., B. M. Boise County; That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed .30 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	5 E	33	SE 1/4 (Lot 1)	For Domestic, fire protection and lawn irrigation purposes	

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 8th day of December, 1961.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

63 1110

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

RECEIVED

OCT 09 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

OCT - 7 2002

Department of Water Resources

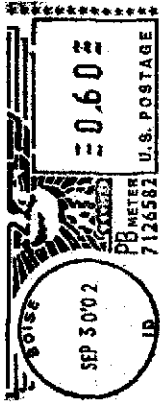
*patches found
several choices*

**NO SUCH
ADDRESS**

*NSN
NSN*

ROBERT M. JOHNSON TRUST
2907 S. POWERLINE RD
Nampa ID 83686

63-3213A





State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 27, 2002

RE: Water Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your water right claim(s) in Basin 63 for the Boise River drainage basin above Lucky Peak dam. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended right(s) in your area. Water rights for nearly all domestic and/or stockwater rights were recommended separately in an earlier report, and most of those now have been decreed by the SRBA Court.

Note that you have until January 31, 2003, in which to review your water rights or those of other claimants and to file any objection to our recommendations. Information on the other water rights can be found at the county courthouses in Boise, Fairfield, Idaho City, and Mountain Home, and at all the Idaho Department of Water Resources offices (see addresses in enclosures).

If the SRBA Court does not receive an objection to our recommendation from you and no other party objects to your water right, your water right will be decreed early next year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

09/24/2002

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

RIGHT NUMBER: 63-3213A

NAME AND ADDRESS: ROBERT M JOHNSON TRUST
2907 S POWERLINE RD
NAMPA ID 83686

SOURCE: WARM SPRINGS GULCH

TRIBUTARY: ELK CREEK

QUANTITY: 0.050 CFS

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

PRIORITY DATE: 08/17/1960

POINT OF
DIVERSION: T06N R05E S33 NENE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	1/01 12/31	0.050 CFS
DOMESTIC	1/01 12/31	0.020 CFS

PLACE OF USE: FIRE PROTECTION Within BOISE County

T06N R05E S33 Lot 1 SENE

DOMESTIC Within BOISE County

T06N R05E S33 Lot 1 SENE

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
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

PROPERTY IS ALSO KNOWN AS RP06N05E331861A.



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

Craig

DIRK KEMPTHORNE
GOVERNOR

March 22, 2002

KARL J. DREHER
DIRECTOR

RANDALL AND LAURA TIPPETT
PO BOX 274
IDAHO CITY ID 83631

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right #63-3213A

Dear Water Right Holders:

We have been advised you are the current owners of the property and water right referenced above. Before we can modify our records to reflect your ownership of the property and water right referenced above, we need Form 42-248/42-1409(6) completed and returned. I have enclosed this form for your use.

I have also enclosed this water right as we will recommend it to the SRBA Court. Once we have your completed ownership change form, your name(s) will appear as current owners. Time is of the essence.

Please call me toll-free at 1-800/451-4129 if you have any questions.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Form 42-248/42-1409(6)
Recommendation Report

02/18/2002

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

RIGHT NUMBER: 63-3213A

NAME AND ADDRESS: ROBERT M JOHNSON TRUST
2907 S POWERLINE RD
Nampa ID 83686

SOURCE: WARM SPRINGS GULCH

TRIBUTARY: ELK CREEK

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 08/17/1960

POINT OF DIVERSION:

T06N R05E S33 NENE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	1/01 12/31	0.050 CFS
DOMESTIC	1/01 12/31	0.020 CFS

PLACE OF USE: FIRE PROTECTION Within BOISE County

T06N R05E S33 Lot 1 SENE

DOMESTIC Within BOISE County

T06N R05E S33 Lot 1 SENE

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
DOMESTIC USE IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL
USE.

EXPLANATORY MATERIAL: License

PROPERTY IS ALSO KNOWN AS RP06N05E331861A.

02/12/2002

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

RIGHT NUMBER: 63-3213A

NAME AND ADDRESS: ROBERT M JOHNSON TRUST
2907 S POWERLINE RD
Nampa ID 83686

SOURCE: WARM SPRING GULCH CREEK

TRIBUTARY: ELK CREEK

QUANTITY: 0.05 CFS

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

PRIORITY DATE: 08/17/1960

POINT OF DIVERSION:

T06N R05E S33 NENE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FIRE PROTECTION	1/01 12/31	0.050 CFS
DOMESTIC	1/01 12/31	0.020 CFS

PLACE OF USE:

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 IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

EXPLANATORY MATERIAL: License

PROPERTY IS ALSO KNOWN AS RP06N05E331861A.

*Add
Exp. Domestic use for home & garden
irrigation.*

DATE: 12/24/01
PAGE: 1

0.050 CFS
0.020 CFS
0.050 CFS

0.050 CFS

BOISE County

35

0.0
M M

Other Rights: NONE

Field Inspection
Presumption Flag:

$$\frac{1}{2} \frac{1}{2} \frac{1}{2}$$

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

CLAIM NO(s). A63-03213A

1. No Change NAME IS SAME
NEW OWNER: _____
No Change ADDRESS
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: 08/17/1960
(If the priority date, based on your exam, seems questionable, explain below.)

claimed as licensed.

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

Source found: _____

4. No Change — POINT OF DIVERSION ✓ *Not verified by field exam*
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:

Diversion not verified by SRBA field exam. Buried
pipeline to POU.

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

Use _____	From _____	To _____	Amount _____	CFS _____	AFA _____
Use _____	From _____	To _____	Amount _____	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 _____ CFS _____ AFA _____

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

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

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
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

Line was cut about 5 years ago by owners of other part
of license (SRBA claim no. A63-15447), at location at
edge of Tippet's property. Unable to reach Tippet's (letter
sent 12/21/2001.) Field exam 12/11/2001 for A63-15447.

SYSTEM DIAGRAM INCLUDED

(NA)

Shown on GIS Layout

CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: 12/11/2001

FIELD EXAMINER:

MARIA MINICUCCI

Print Name

[Signature]
Signature

SRBA Claim Number AL3-3213A

Date of Photos 12/11/2001

Photographer D. D'Amico

Legal Description T6N R5E S33 SENE

① Place of use

and GPS measurement
site. License

includes domestic

irrigation at
original home only.

This is the second
domestic use, shown
on the licensing field
exam but not the
application.

Also Fannie The Dog



① Place of Use.

Hydrant is also the
location of control
valve for buried
mainline.



APPETT, RANDALL E. & LAURA

A63-
03213A

WISE, WILSON K. NINE

NINE

12-12-01

Maria -
this is as
good as
it gets -
(better than
original
actually) (C)



INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
DEC 1 1961

Department of Reclamation

Elles M. Young
Idaho City, Idaho

Permit No. 28948

Examination for Completion of Works & Beneficial Use

County Boise

Sec. 33 T. 6 N.R. 5 E.B.M.

Quantity: 0.6 c.t.s.

Source: Warm Springs Gulch

P.D.: NE 1/4, Sec. 33, T. 6 N. - R. 5 E.B.M.

Use: Domestic, Fire protection, and
Cannon

Filed: Aug. 17, 1960

Due: Aug. 23, 1961

Extension: —

Completion of Works: —

Other Rights: unknown

Don't string with
1000' x 4" pipe 490' 2" pm
to hydrant

Committee den - 6 others
14' long 4 feet high

4" x 100' plastic pipe
to wooden storage tank
8' dia x 6' deep

1 Reservoir in fall & winter
3 in summer

2 - 2" x 100' fire hose

5 black 100' hoses
4 double gauge belly
1 100 x 60' slay belly

28948

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No 28948

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Miles M. Young

2. Source of water supply: Warm Springs Gulch

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 33

T. 6 N R. 5 E. B.M. County of Boise.

4. Describe works as they exist, giving dimensions and capacities of same: Concrete check dam 4'x14'x6" with 100'x4" plastic pipe to a wood stave storage tank 8'dia by 6'high (2000 gallon capacity, then to 1000'x4" steel pipe reduced to 490'x3" steel pipe main - 3-2" outlets for fire hydrants with hoses attached to two upper. lower outlet is left open to keep line from freezing - 3-3/4" laterals to residences and 1-2"x100' lateral for lawn sprinkler system.

5. Water is used for: domestic and fire protection and irrigation of lawn

6. State whether or not water has been turned into works of diversion: Yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Lot 1 (SE $\frac{1}{4}$ NE $\frac{1}{4}$) Sec. 33., Twp. 6 N., Rge. 5 E. B.M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Young along

Used discharge from 2 lower hydrants for measurement.

Middle hyd. = 20 gpl per 1.5 seconds = 80 gpm

Lower hyd. 20 gpl in 24 seconds = 50 gpm

9 $\frac{130}{14.44}$ inches ov. 28 cfs

This examination was made on the 30 day of November, 1961

(Signed)

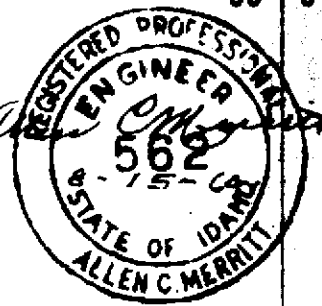
Layne Johnson

Examiner.

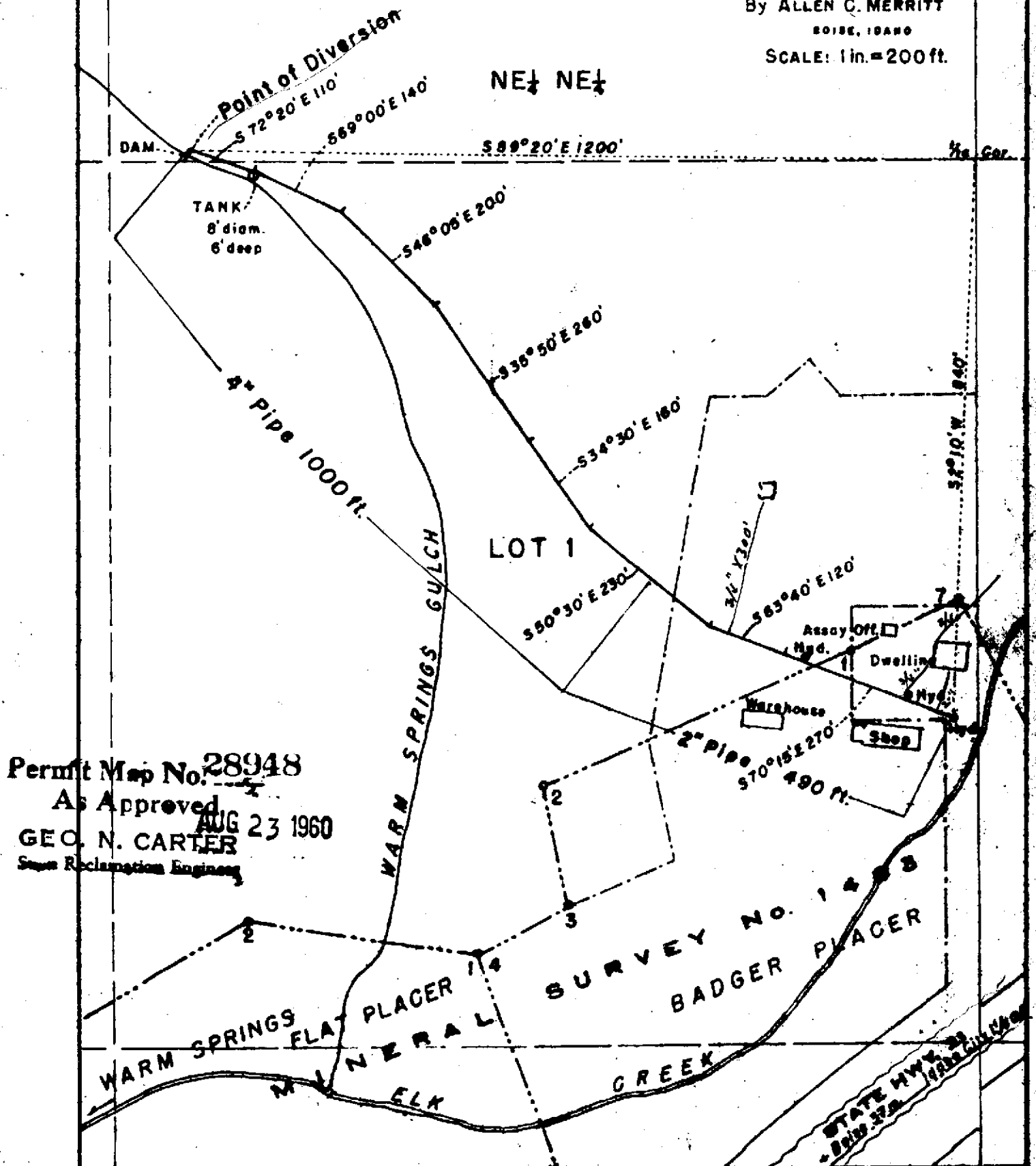
STATE OF IDAHO
DEPARTMENT OF RECLAMATION

SEC. 33 SEC. 34

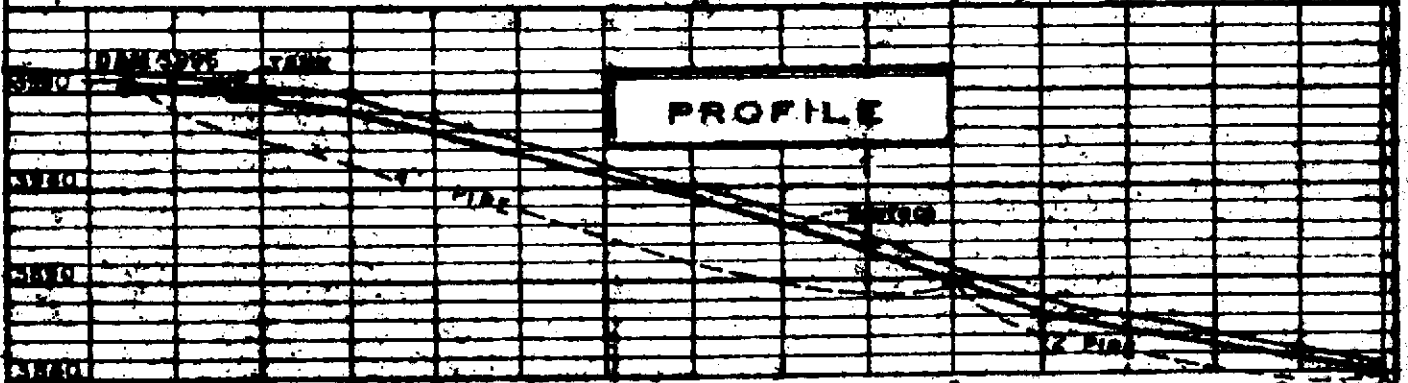
MAP accompanying Application of
MILES M. YOUNG
For Permit to appropriate the Waters of
WARM SPRINGS GULCH
In NE 1/4 of Section 33, T. 6 N., 5 E., B.M.
BOISE COUNTY, IDAHO



Surveyed July 13, 1960
By ALLEN C. MERRITT
BOISE, IDAHO
SCALE: 1 in. = 200 ft.



Permit Map No. 28948
As Approved
AUG 23 1960
GEO. N. CARTER
State Reclamation Engineer



11/26/01

PMO100 - PARCEL MASTER INQUIRY

10:57:41

PARCEL: RP 06N05E331861 A* F1=SL

F10=SW

F12=RC F14=HO

F17=DD F19=SP

F24=LD

*TREND

LEGAL DESCRIPTION

TIPPETT, RANDALL E. & LAURA J.

T6N R5E SEC 33

*PORTION OF LOT 1 OR TAX 92 &
217

133 GOLD FORK RIDGE RD

CODE AREA 500

OWNER CODE

BOISE ID 83716

PARC TYPE

LOC CODE 300

24 MILES DR

EFFDATE 3011996

EXPDATE

PREV PARCEL RP06N05E331860T

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	1998	990	AC	20521				
34	1998			53460	53460	26730		

TOTALS

990

73981

53460

26730

ENTER NEXT PARCEL NUMBER RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=Srch F22=EU

PARCEL MASTER/HISTORY INQUIRY

PARCEL: RP 06N05E33186T A HISTORY YEAR 1997

NAME/ADDRESS
JOHNSON TRUST, ROBERT MARK
% JENNINGS, BEN W (TRUSTEE)

LEGAL DESCRIPTION
T6N R5E SEC 33
*PORTION OF LOT 1 OR TAX 92 &
217

2907 S POWERLINE ROAD

CODE AREA 500

NAMPA ID 83686

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	HS MRKT
12	1994	990	AC	16200				
34	1996			46175				

TOTALS 990 62375

F1=Help F3=Exit F6=NEXT HISTORY F7=LEGAL F8=CAT F12=MASTER

11/26/01

PMO100 - PARCEL MASTER INQUIRY

10:54:16

PARCEL: RP06N05E331862A

F10=SW

F19=SP

*TREND

LEGAL DESCRIPTION

ROETHIG, WALDEMAR L
& ROETHIG, MARY JUNET6N R5E SEC 33
*PORTION OF LOT 1 OR TAX 306

304 N LIBERTY ST

CODE AREA 500

OWNER CODE

BOISE ID 83704

PARC TYPE

LOC CODE 300

EFFDATE 2091994

EXPDATE

PREV PARCEL RP06N05E331860T

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	1998	1240	AC	16467				

TOTALS

1240

16467

ENTER NEXT PARCEL NUMBER RP _____ A

FKeys: F2=TX F3=Exit F5=SS F6=Nm F7=LG
F8=CT F13=TM F18=HS F20=SrcH F22=EU

Split
↓
House
RMS TRUST
↓
Tippert
→ Empty Field



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

December 21, 2001

Laura J. Tippet
Randall E. Tippet
PO Box 274
Idaho City ID 83631-0274

RE: Snake River Basin Adjudication (SRBA)
Claim to a Water Right No. A63-3213A

Dear Ms. And Mr. Tippet:

We have been advised you may be the new owner of the property with the water right claim referenced above. Enclosed is a profile report that summarizes the claim for your review.

Before we can modify our records to reflect your ownership of this water right claim, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions attached to the form and return it to this office with all of the required information.

Please be advised that the report reflects a claim to a water right, filed in the Snake River Basin Adjudication (SRBA). The Department of Water Resources investigates each claim, and submits a recommendation that describes the water right to the SRBA court in Twin Falls. The recommendation may or may not describe the water right as shown on the enclosed report. Given you complete the Change of Ownership paperwork, the Department's recommendation will be mailed to you before it is sent to the court.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

A handwritten signature in cursive script, appearing to read 'Maria Minicucci'.

Maria Minicucci
Adjudication Bureau

MM:mm

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

RECEIVED

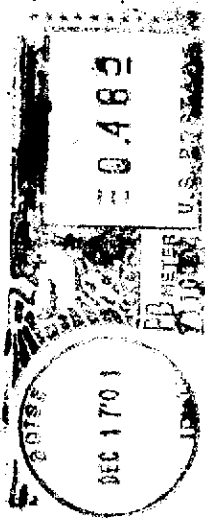
DEC 21 2001

WATER RESOURCES
WESTERN REGION

LAURA J TIPPETT
RANDALL E TIPPETT
133 GOLD FORK RIDGE ROAD
BOISE ID 83716

TIPPETT 837162011 1000 08 12/19/01
FORWARD TIME EXP RTN TO SEND
TIPPETT
PO BOX 274
IDAHO CITY ID 83631-0274
RETURN TO SENDER

ALMS 83716





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

December 17, 2001

Laura J. Tippet
Randall E. Tippet
133 Gold Fork Ridge Road
Boise ID 83716

RE: Snake River Basin Adjudication (SRBA)
Claim to a Water Right No. A63-3213A

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A handwritten signature in cursive script, appearing to read 'Maria Minicucci'.

Maria Minicucci
Adjudication Bureau

MM:mm

Enclosures

Chiv

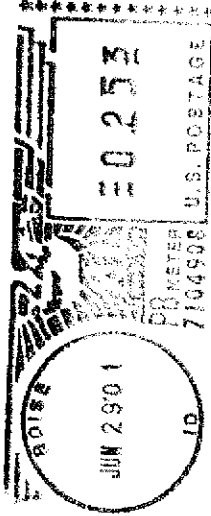
IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

NO SUCH ADDRESS



RECEIVED

JUL 05 2001

WATER RESOURCES
WESTERN REGION

ROBERT M JOHNSON TRUST
2907 S POWERLINE RD
NAMP, ID 83686

603-3213A

60N SE S-33 (3 acres in)
(SENE)

Assessor -> 31 Valley View Hts Dr.
Garden Valley 83622

(Boise County)

ALINE 603-3213A/5082

|||||

|||||



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 26, 1995

Re: Notice of Claim to a Water Right No. A63-03213A

Robert M. Johnson Trust
2907 S. Powerline Rd.
Nampa, ID 83686

Claimant(s):

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

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.

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

Sincerely,

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

LH:l
Enclosure

MICROFILMED
OCT 02 1996

2735 AIRPORT WAY
BOISE, IDAHO 83735

 **NO SUCH
ADDRESS**

REQUESTED

ID

PM METER
7038046 U.S. POSTAGE

2892

ROBERT M JOHNSON TRUST
2907 S POWERLINE RD
Nampa ID 83886

RECEIVED

MAR 07 2002

WATER RESOURCES
WESTERN REGION

63-3213A

C/O Ben Jennings

resent 3-7-02