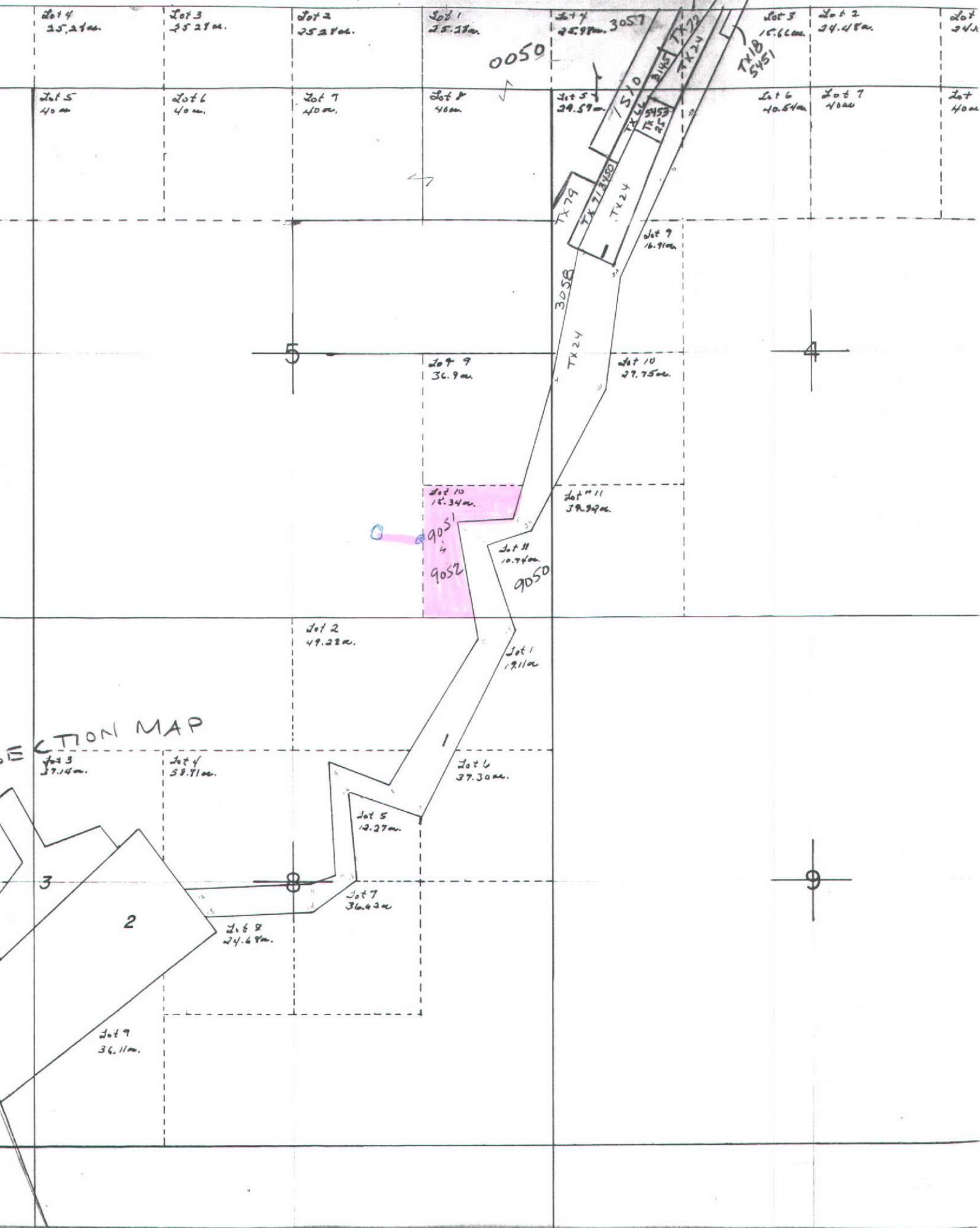
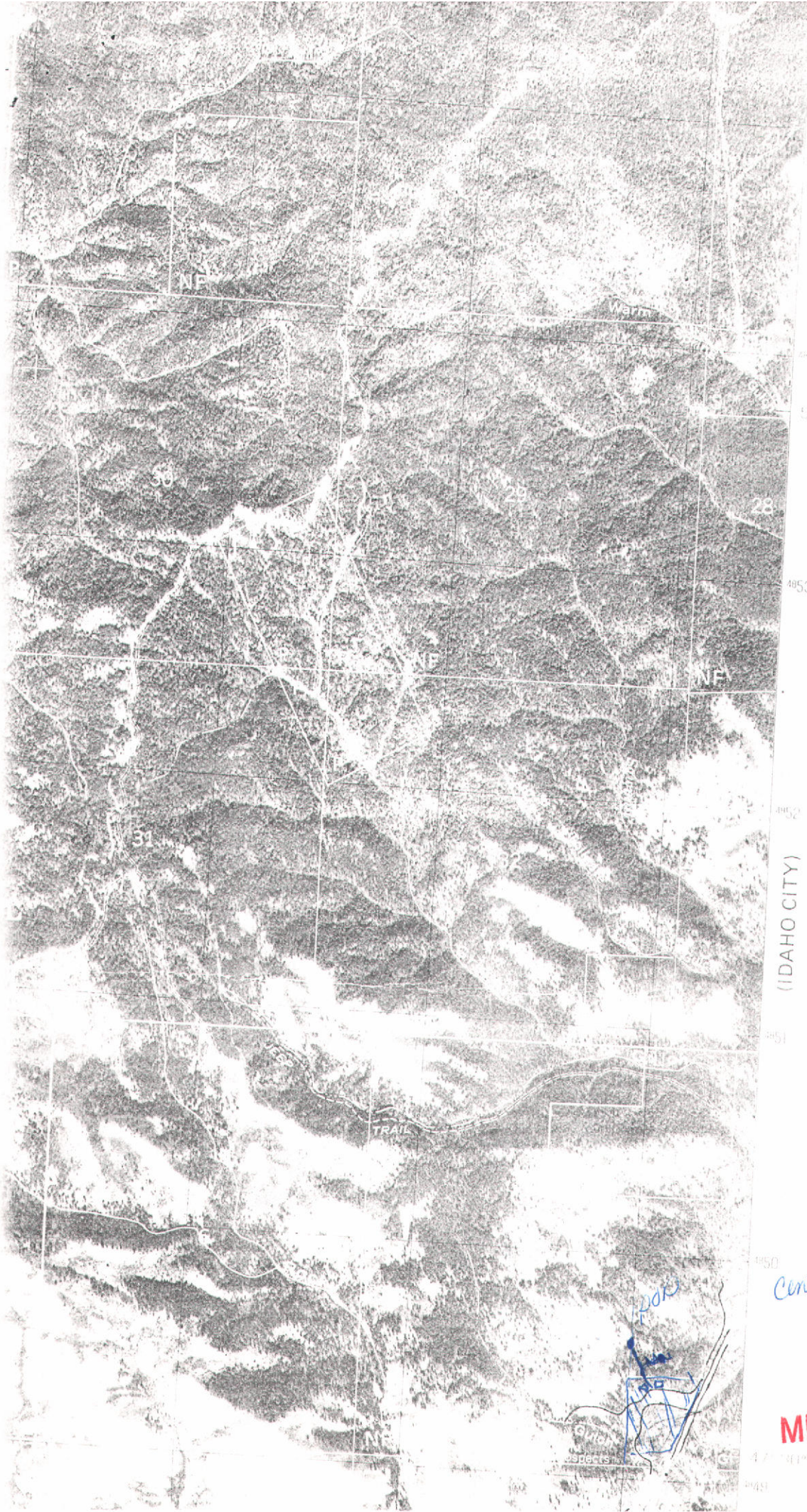


Sec 5





T. 6 N.

(IDAHO CITY)

A63-03247

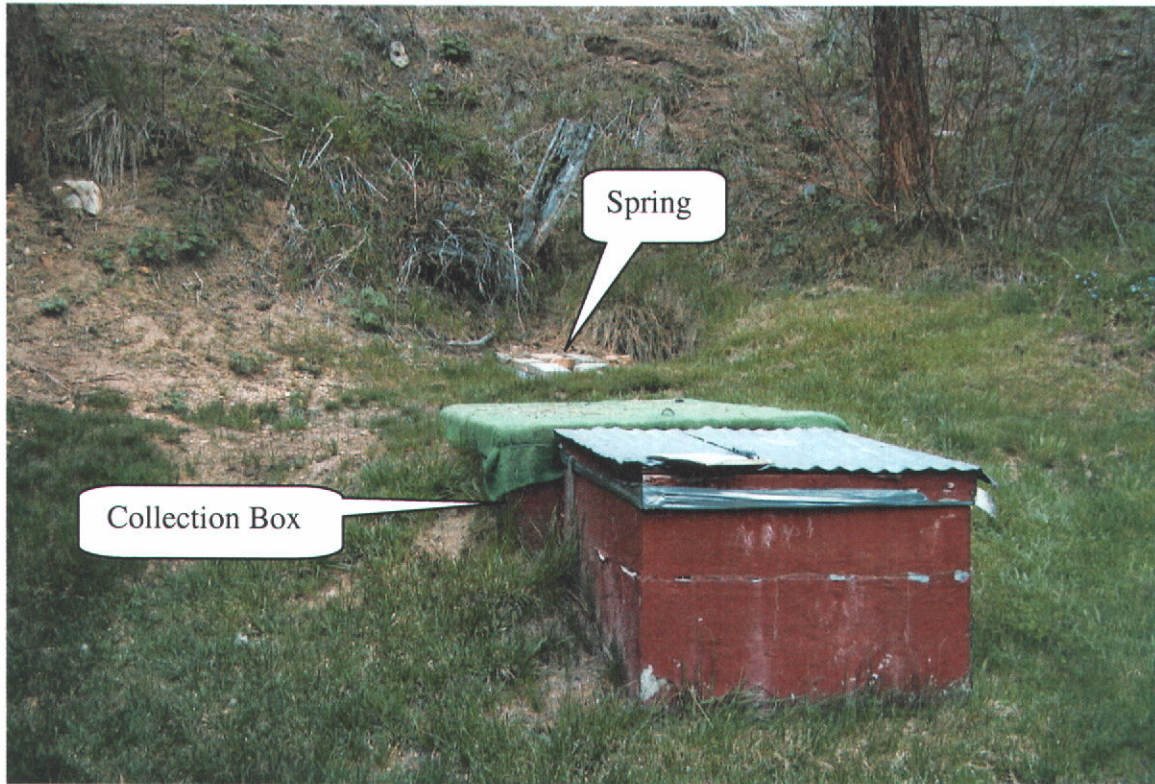
Center of $N\frac{1}{2}$ of $NE\frac{1}{4}$ of $SE\frac{1}{4}$
Sec. 5

MICROFILMED
AUG 18 1992

63-03247

SPRING

FIELD EXAM 5/6/02



Looking west. Spring and collection Box – GPS ID 3247-1



Looking South. Spring and collection Box – GPS ID 3247-1(csaxton 5/6/02)

63-03247

SPRING

FIELD EXAM 5/6/02



Looking NE – Spring within corrugated culvert – GPS ID 3247-2. (csaxton 5/6/02)

63-03247

SPRING

FIELD EXAM 5/6/02



Looking South. Can see spring 2 in the background – GPS ID 3247-3(csaxton 5/6/02)

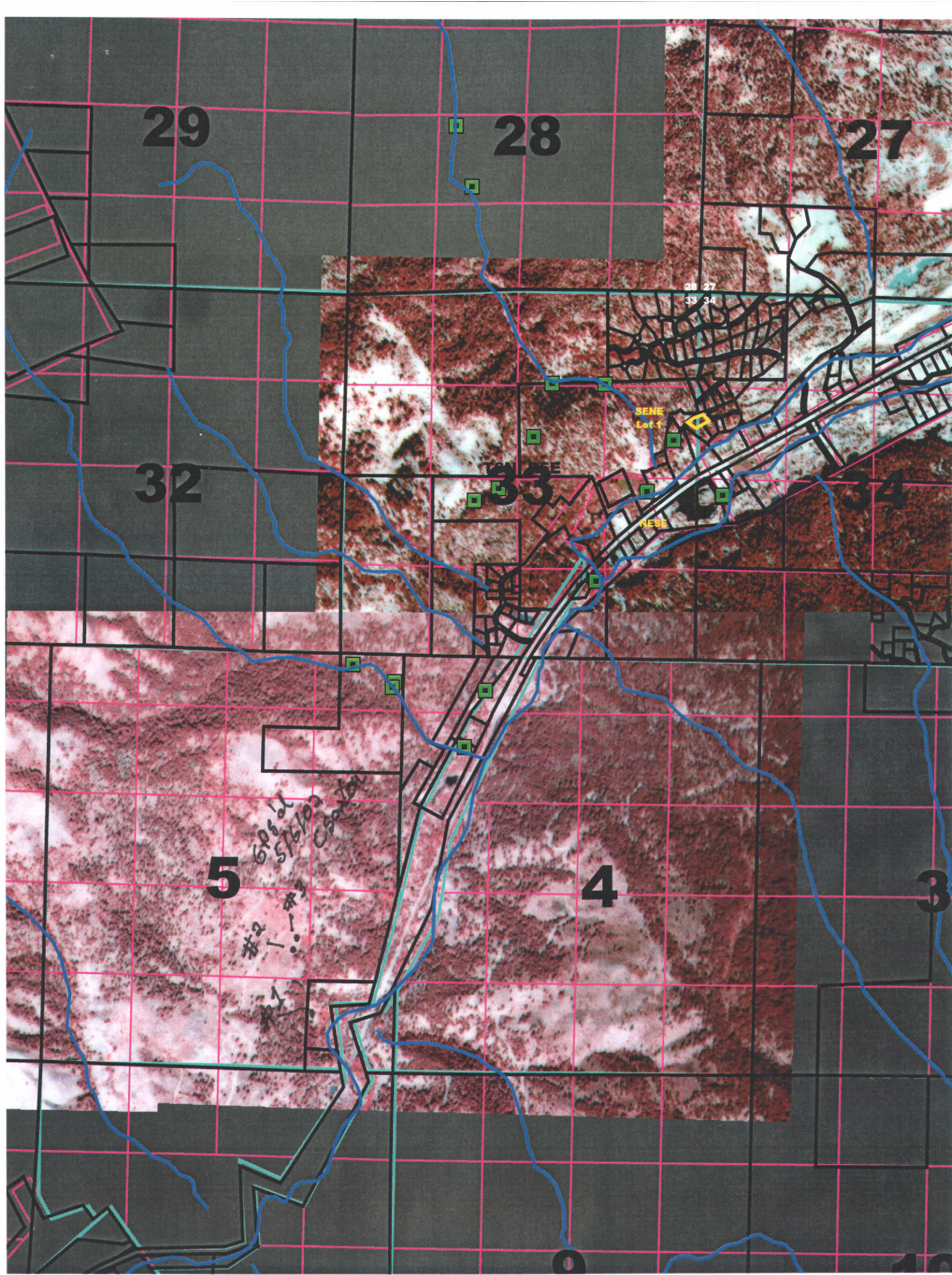
63-03247

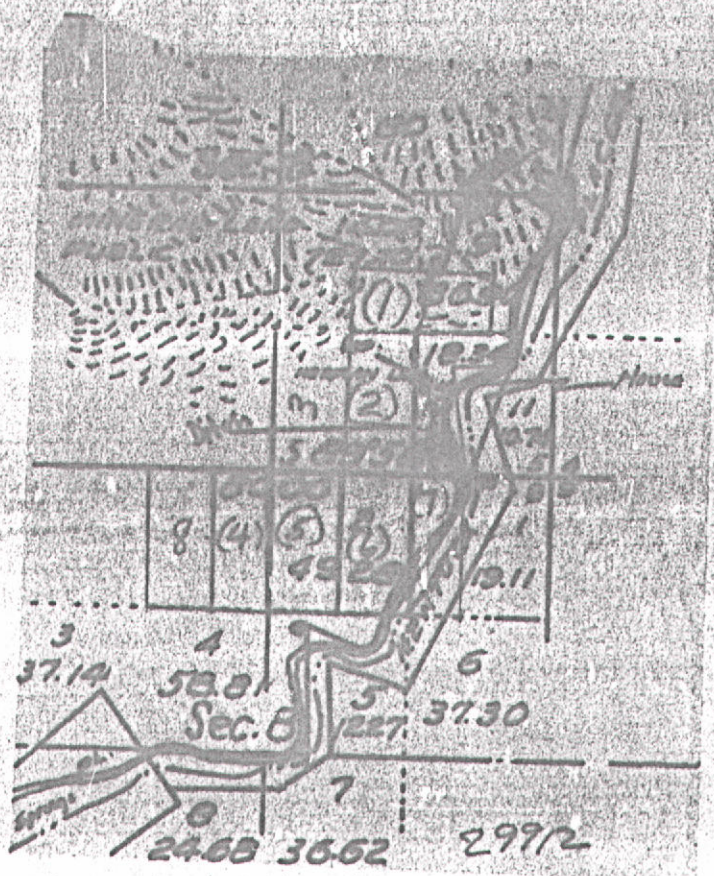
SPRING

FIELD EXAM 5/6/02



Looking East – GPS ID 3247-3 (csaxton 5/6/02)





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: A63-03247
Date Received: 3/15/1989
Receipt No: M003023
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: KURT A BELAU 208-392-4187
Address: PO BOX 89
IDAHO CITY ID 83631
AND
Name: TERESA J BELAU 208-392-4187
Address: PO BOX 89
IDAHO CITY ID 83631

2. Date of Priority: JUL 6, 1961

3. Source: MUD SPRINGS Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	05E	5	SW	NE	SE		BOISE
			SE	NW	SE		BOISE

5. Description of diverting works:
3 SPRING BOXES, PIPED TO HOUSES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
MINING	06/01	10/15	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 2 HOUSEHOLDS, M/PLACER MINING ON VARIOUS CLAIMS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05E	5	SE	SE		MINING	

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:

P/D CENTER OF N1/2 SE1/4, S5, T5N, R5E.

OWNERSHIP CHANGED BY LH 7/12/99.

OWNERSHIP CHANGED BY DB 2/21/2000.

15. Basis of Claim: LICENSE

Water Right Number: 29912

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: A63-03247
Date Received: 3/15/1989
Receipt No: M003023
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JOE A ROBINSON 208-392-6687
Address: PO BOX 40
IDAHO CITY ID 83631
AND/OR
Name: DOROTHIE L ROBINSON 208-392-6687
Address: PO BOX 40
IDAHO CITY ID 83631

2. Date of Priority: JUL 6, 1961

3. Source: MUD SPRINGS Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	05E	5	SW	NE	SE		BOISE
			SE	NW	SE		BOISE

5. Description of diverting works:
3 SPRING BOXES, PIPED TO HOUSES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
MINING	06/01	10/15	0.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ 2 HOUSEHOLDS, M/PLACER MINING ON VARIOUS CLAIMS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05E	5	SE	SE		MINING	

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:

P/D CENTER OF N1/2 SE1/4, S5, T5N, R5E.
OWNERSHIP CHANGED BY LH 7/12/99.

15. Basis of Claim: LICENSE

Water Right Number: 29912

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: A63-03247
Date Received: 3/15/1989
Receipt No: m003023
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE A. ROBINSON 208-392-6687
Address: P.O. BOX 40
IDAHO CITY, ID 83631
AND/OR
Name: DOROTHY L. ROBINSON 208-392-6687
Address: P.O. BOX 40
IDAHO CITY, ID 83631
AND/OR
Name: LESTER EARLS
Address: 5008 SPALDING
BOISE, ID 83705
AND/OR
Name: LORRAINE EARLS
Address: 5008 SPALDING
BOISE, ID 83705
AND/OR
Name: GERALD STANLEY
Address: 407 PUEBLO
BOISE, ID 83702
AND/OR
Name: SHIRLEY STANLEY
Address: 407 PUEBLO
BOISE, ID 83702

2. Date of Priority: JUL 06, 1961

3. Source: MUD SPRINGS Trib. to: MORES CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	05E	5	SW	NE	SE		BOISE
			SE	NW	SE		BOISE

5. Description of diverting works:
3 SPRING BOXES, PIPED TO HOUSES.

A63-03247

Page 1

Date: 03/15/89

MICROFILMED
AUG 18 1992

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.080		
MINING	06/01	10/15	0.200		

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

D/ 2 HOUSEHOLDS, M/PLACER MINING ON VARIOUS CLAIMS

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	05E	5	SE SE		MINING	

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:

P/D CENTER OF N1/2 SE1/4, S5, T5N, R5E.

15. Basis of Claim: LICENSE

Water Right Number: 29912

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): Donna L. Robinson Date: 3-15-89

Date: _____

State of Idaho)
County of Boise) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of March 19 89
Anna Baumhoff
Notary Public

Seal

Residing at Boise Idaho
My Commission Expires 12-7 1994

RECEIVED

FEB 11 2000

Department of Water Resources

RECEIVED

JAN 31 2000

WATER RESOURCES
WESTERN REGION

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

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 63-10094 and 463-03247
 Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim 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 Joe Robinson
Dorothy Robinson

4. New Owner/Claimant(s) Kurt A. Belau & Teresa J. Belau
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
 New Mailing Address P.O. Box 89
 City, State and ZIP Code Idaho City ID 83631
 New Telephone Number (208) 392-4187

5. Date you acquired the property 10-15-99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____	Number and type of stock _____
Diversion rate in CFS _____	Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Kurt A. Belau
 or Claimant(s) Teresa J. Belau

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

ALLIANCE TITLE &
ESCROW CORP.

174961

99 OCT 15 PM 3:25

BOISE COUNTY RECORDER

BY L. Hagen

TYPE 31 FEE 3.00/ck

READ & APPROVED BY GRANTEE(S): KAB DB

SPACE ABOVE THIS LINE FOR RECORDING DATA

{051A/052A}

Order No.: 99084165 JG/GW

WARRANTY DEED

FOR VALUE RECEIVED DOROTHY L. ROBINSON aka
JOE ROBINSON JR. and DOROTHIE L. ROBINSON, husband
and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto KURT A. BELAU
and TERESA J. BELAU, husband and wife

GRANTEE(S), whose current address is: 3560 HIGHWAY 21, IDAHO CITY, ID 83631
the following described real property in BOISE County, State of Idaho, more particularly
described as follows, to wit:

Lot 10 in Section 5, Township 5 North, Range 5 East, Boise
Meridian, according to the official plat thereof on file
and of record in the office of the County Recorder, Boise
County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and
Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said
Grantee(s), that Grantor(s) is/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(s); and subject to reservations, restrictions, dedications, easements, rights of way and
agreements, (if any) of record, and general taxes and assessments, (including 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: October 14, 1999

Joe Robinson, Jr.
JOE ROBINSON, JR.

Dorothy L. Robinson
DOROTHY L. ROBINSON
DOROTHY

STATE OF IDAHO)
COUNTY OF ADA)

On this 14th day of October, in the year of 1999, before me, the undersigned, a Notary
Public in and for said State, personally appeared JOE ROBINSON, JR. and DOROTHY L.
ROBINSON

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and
acknowledged to me that he/she/they executed the same.

GLEND A. WARNER
★ NOTARY PUBLIC ★
STATE OF IDAHO

Signature: Glenda F. Warner

Name: GLEND A. WARNER

(type or print)

Residing at: BOISE, IDAHO

1/25/00

PMO100 - PARCEL MASTER INQUIRY

9:12:28

DS

PARCEL: RP 05N05E059052 A F1=SL

F10=SW

F12=RC F14=HO

F17=DD F19=SP

NAME/ADDRESS

BELAU, KURT A & TERESA J

LEGAL DESCRIPTION

T5N R5E SEC 5

PTN OF PAT PLACER 010991 LOT
10 +P.O. BOX 89IDAHO CITY ID 836313560 HWY 21CODE AREA 500OWNER CODE PARC TYPE LOC CODE 500EFFDATE 3011998EXPDATE PREV PARCEL RP05N05E059052A

CAT	RY	QUANTITY	UN	VALUE	HO MRKT	HO EXMP	CB MRKT	OTHER
12	1996	1000	AC	10900				
34	1998			123974	123974	50000		

TOTALS

1000

134874

123974

50000

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

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

RECEIVED

NOV 25 1998

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right or Adjudication Claim No(s): A 63-03247
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
- AND**
- B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
- OR**
- C. For water rights or adjudication claims involving ten or more irrigated acres, a **USDA Farm Service Agency AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
- Joe Robinson P.O. Box 40 Idaho City, ID 83631
Dorothy L. Robinson SAME
Lester L. Earls 5008 Spaulding St. Boise, ID. 83705
Lorraine E. Earls SAME
Gerald L. Stanley 4614 W. Franklin Rd. Boise, ID. 83
Shirley M. Stanley SAME
4. New Owner/Claimant(s)
- Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address Joe Robinson and/or Dorothy L. Robinson
- City, State and ZIP Code P.O. Box 40, Idaho City, ID. 83631
- New Telephone Number (208) 392-6687
5. Date you acquired the property August 9 & 10, 1993
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres you irrigate 0 Number and type of stock none
- Diversion rate in CFS .08 Number of homes two Other uses .20CFS
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) Joe Robinson 11-20-98
- Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

INSTRUMENT No.

QUITCLAIM DEED

For Value Received

Lester L. Earls and Lorraine E. Earls, Husband & wife

do hereby convey, release, remise and forever quit claim

unto Joe Robinson Jr. and Dorothea L. Robinson Husband & wife

the following described premises, to-wit:

P.O. Box 40
Idaho City, Id 83631

Lot 10 in Section 5, township 5 North, Range 5 East,
Boise Meridian, according to the official plat thereof
on file and of record in the office of the County
Recorder, Boise County, Idaho

Skyline 44ft. Mobile Home s/n S1-552-C

Caterpillar D4 s/n 5T 1016

BOISE COUNTY IDAHO SS
REQUEST OF

Dorothea L. Robinson
DATE _____ H.

148395

93 AUG 11 PM 1:28

ATTEST: C. KOLAR

Dee York
DEPUTY
FEE \$3.00

together with their appurtenances.

Dated:

AUGUST 10, 1993

Lester L. Earls
Lester L. Earls

Lorraine E. Earls
Lorraine E. Earls

STATE OF IDAHO, COUNTY OF Ada

On this 9th day of August, 1993,
before me, a notary public in and for said State, personally
appeared

Lester L. Earls and
Lorraine E. Earls

known to me to be the persons whose names
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Notary Public
Idaho

Residence at *Boise
Comm. Expires 10-3-95

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.

Fees \$
Mail to:

INSTRUMENT No.

QUITCLAIM DEED

For Value Received

Gerald L. Stanley and Shirley M. Stanley, husband & wife

do hereby convey, release, remise and forever quit claim

unto Joe Robinson Jr. and Dorothie L. Robinson, husband & wife

the following described premises, to-wit:

*P.O. Box 40
Idaho City, Id 83401*

Lot 10 in Section 5, Township 5 North, Range 5 East,
 Boise, Meridian according to the official plat thereof
 on file and of record in the office of the County Recorder
 Boise County, Idaho.

Skyline 44 ft. Mobile Home s/n S1-552-C

Caterpillar D4 s/n 5T 1016

BOISE COUNTY IDAHO SS
REQUEST OF

DATE *93 AUG 11* TIME *1:28*

ARLENE C. KOLAR
DEPUTY
FEES *\$3.00*

148396

together with their appurtenances.

Dated:

8-9-93

8-9-93

Gerald L. Stanley
Gerald L. Stanley
Shirley M. Stanley
Shirley M. Stanley

STATE OF IDAHO, COUNTY OF

On this *9th* day of *August*, 19 *93*
before me, a notary public in and for said State, personally
appeared *Gerald L. Stanley*
Shirley M. Stanley

known to me to be the person whose name is
subscribed to the within instrument, and acknowledged to
me that he executed the same.

Residing at
Comm. Expires

Notary Public
Idaho

Boise
8-10-95

STATE OF IDAHO, COUNTY OF

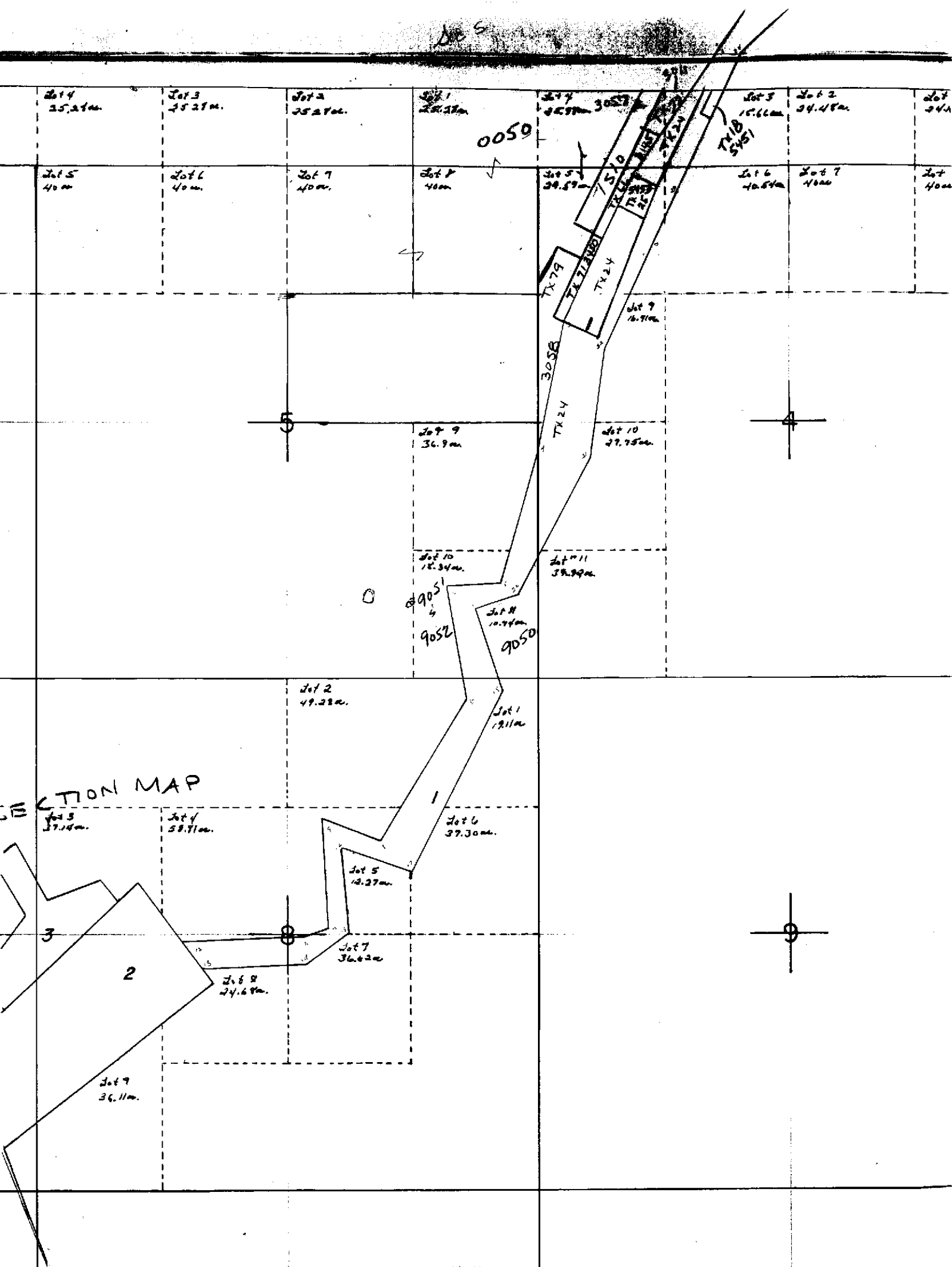
I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____
19 _____, in my office, and duly recorded in Book
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.

Fees
Mail to:



TOWNSHIP 3 NORTH, RANGE 6 EAST

DEPENDENT RESURVEY

$$\begin{array}{r} 32 \\ \hline 33 \end{array}$$

54

FIRST

505

505

Surveyed by William D Bush in 1936

7,8508 N

7076

89058, W

4000

39.96

W 81068 N

	2
30	1

39.87

N 0° 04' W

8461 2

$$\begin{array}{r} 240 \\ 90.0 \end{array}$$

01

131

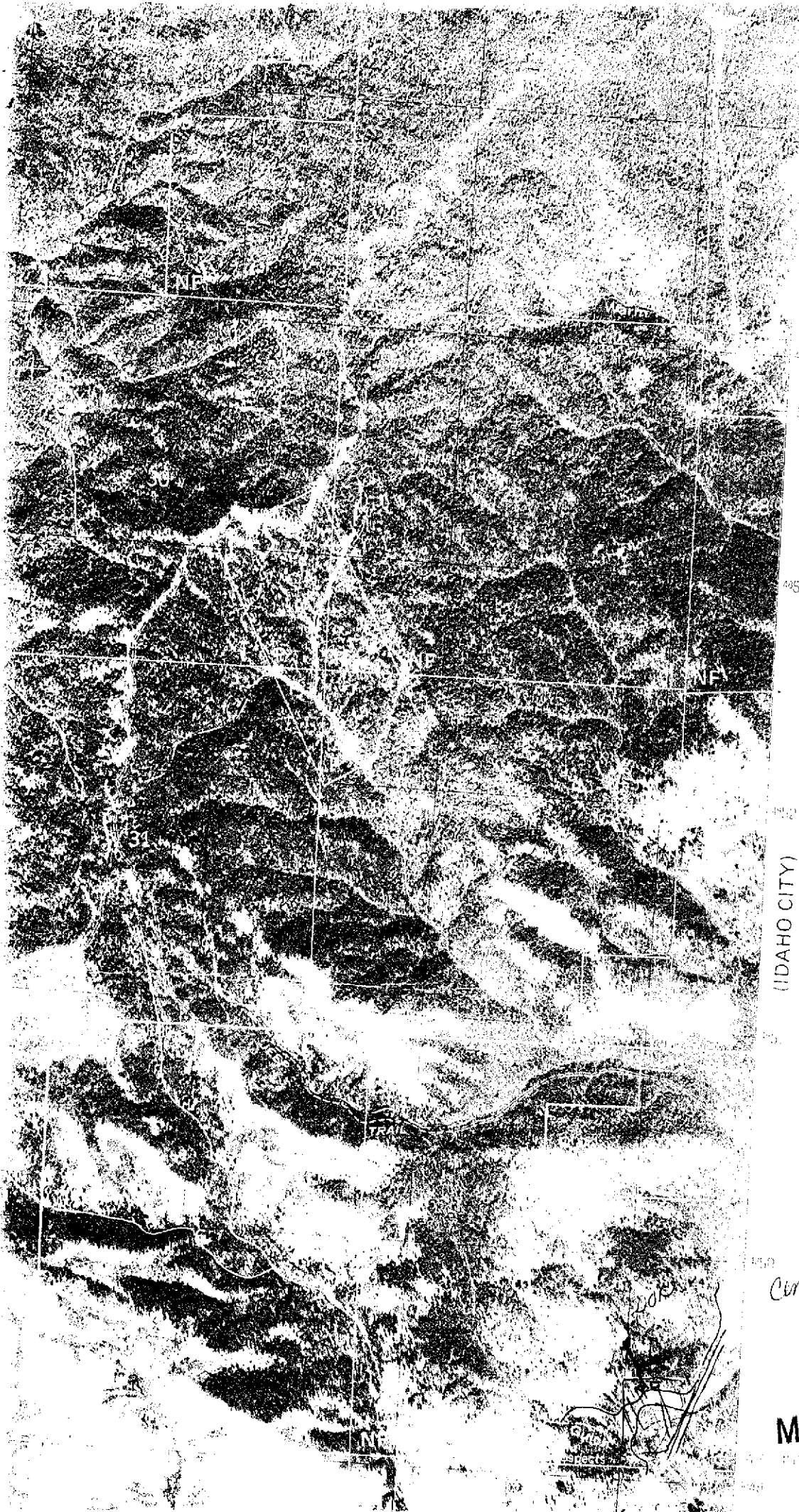
20

4

3

—

20



(IDAHO CITY)

A63-03247

Center of $N\frac{1}{2}$ of $NE\frac{1}{4}$ of $SE\frac{1}{4}$
Sec. 5

MICROFILMED
AUG 18 1992

02/28/2002

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: April 5, 2002

Water right number: 63-3247

KURT A BELAU
PO BOX 89
IDAHO CITY ID 83631
Telephone Number: (208)392-4187

TERESA J BELAU
PO BOX 89
IDAHO CITY ID 83631
Telephone Number: (208)392-4187

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

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

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

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 3/21/02 SIGNATURE: Kurt A Belau Teresa J Belau
Please print your name: Kurt Belau Teresa Belau

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

63-15585

Williams

Change ~~Parent~~ date

Craig 63-3247

Mr. Belau

GPS Springs 343-0251

every 392-4187

- Wants me to stop by and GPS Springs
related to 63-3247

- 63-15585 Pro

5-6-02 : Called Claimant to drop by and GPS Springs

- N side of the House - (1 Spring) GPS: 3247-1

Holding tank + water collection syst

- NW 300 yards Fenced off area
(Spring 2) Two Springs Far West End of
Fence area GPS: 3247-2 -

(Spring 3) GPS: 3247-3

- No dog

- Directions

35° N

Cross two Bridges

Just after 2nd Bridge to left

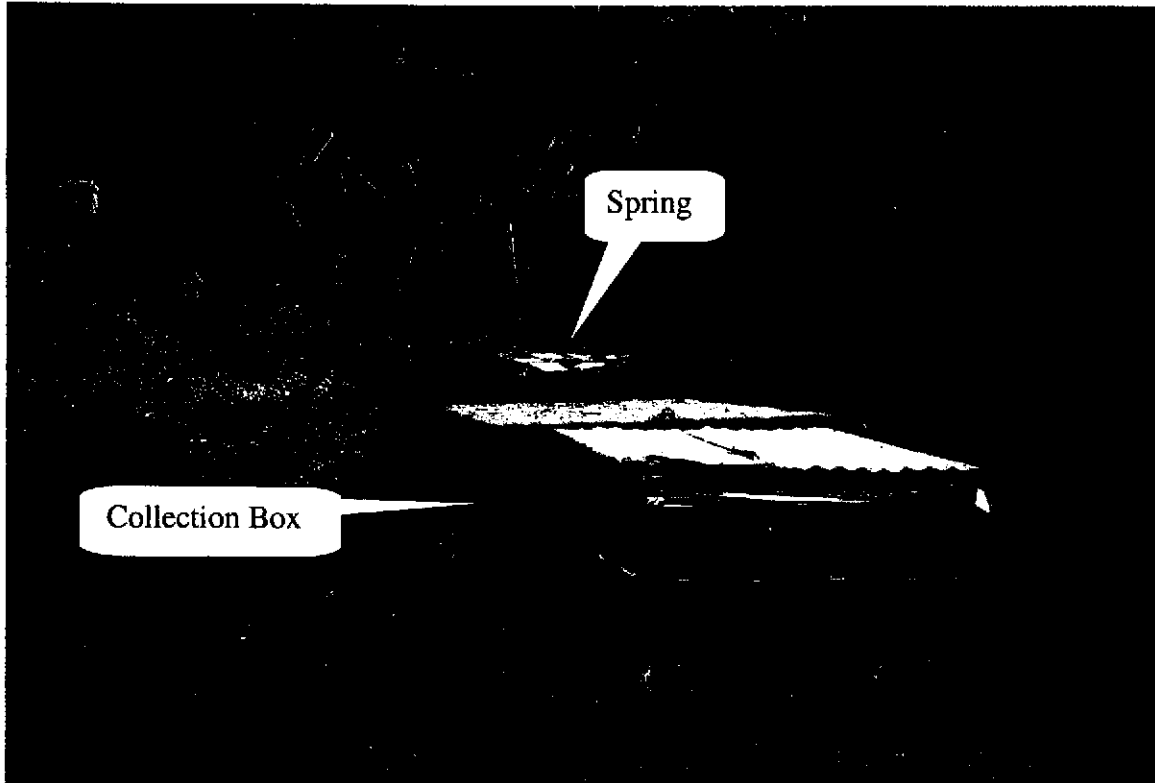
N = 300647

E = 348837

63-03247

SPRING

FIELD EXAM 5/6/02



Looking west. Spring and collection Box – GPS ID 3247-1

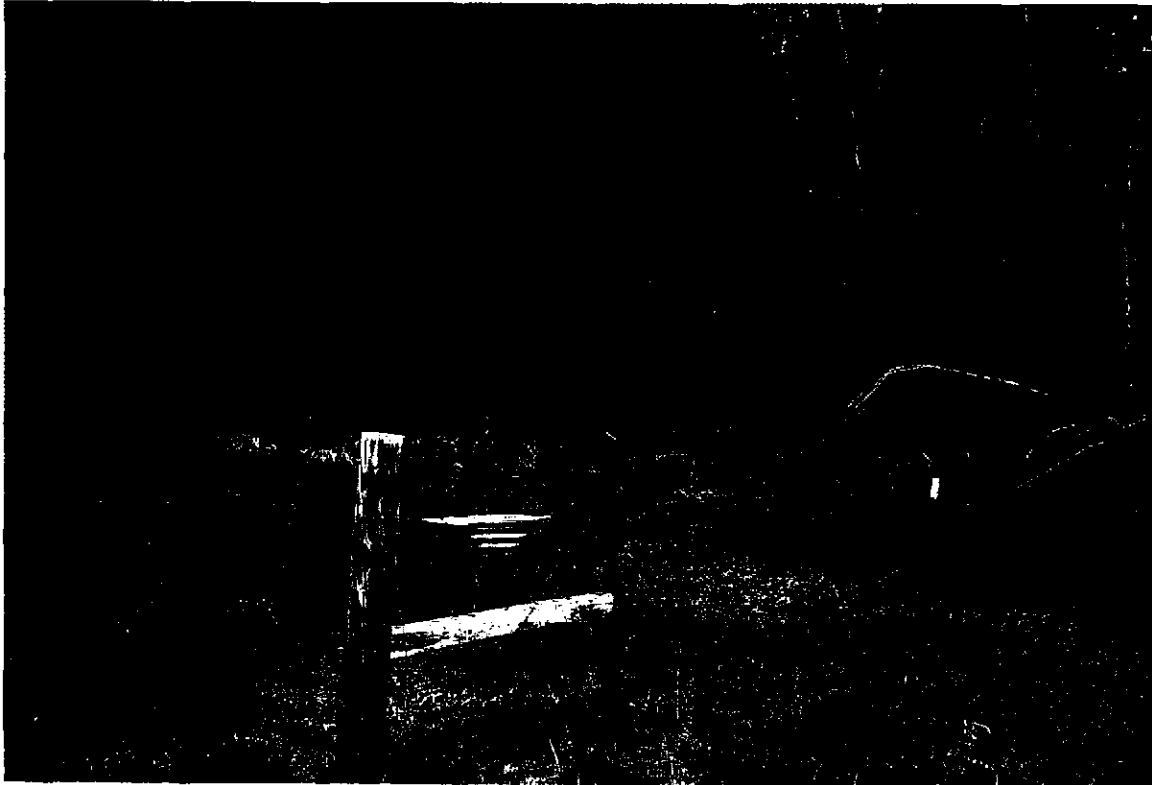


Looking South. Spring and collection Box – GPS ID 3247-1(csaxton 5/6/02)

63-03247

SPRING

FIELD EXAM 5/6/02



Looking NE – Spring within corrugated culvert – GPS ID 3247-2. (csaxton 5/6/02)

63-03247

SPRING

FIELD EXAM 5/6/02



Looking South. Can see spring 2 in the background – GPS ID 3247-3(csaxton 5/6/02)

63-03247

SPRING

FIELD EXAM 5/6/02



Looking East – GPS ID 3247-3 (csaxton 5/6/02)



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

1

02/19/2002

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

RIGHT NUMBER: 63-3247

NAME AND ADDRESS: KURT A BELAU
PO BOX 89
IDAHO CITY ID 83631

TERESA J BELAU
PO BOX 89
IDAHO CITY ID 83631

SOURCE: MUD SPRINGS

TRIBUTARY: MORES CREEK

QUANTITY: 0.20 CFS

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

PRIORITY DATE: 07/06/1961

POINT OF DIVERSION:

T05N R05E S5 SWNESE Within BOISE County
T05N R05E S5 SENWSE Within BOISE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
MINING	06/01 10/15	0.200 CFS

PLACE OF USE: MINING Within BOISE County

T05N R05E S05 SESE

DOMESTIC same as MINING

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

DOMESTIC USE IS FOR 1 HOME.

November 8, 2001

RECEIVED

NOV 09 2001

WATER RESOURCES
WESTERN REGION

Maria Minicucci
State of Idaho
Department of Water Resources
Western Region, 2735 Airport Way
Boise, ID 83705

RE: Snake River Basin Adjudication
Notice of Claim to Water Right # A63-03247

Dear Ms. Minicucci

As per our phone conversation
on November 5, 2001, I am
writing to you to verify there
is only one household at the
location described on # A63-03247.

I would appreciate your help in
getting this document corrected.

Let me know if you need any
additional information.

Sincerely,

Kurt Belan

DATE: 11/01/01
PAGE: 1

Only Household at this location

DATE: 05/22/01
PAGE: 17

2/12/2012

DATE: 05/22/01
PAGE: 10

DIVERSION
VOLUME

TOTAL DIVERSION: 0.200 CFS

Stage: LICENSE

BOISE County

SESE :
AC Lt AC :

11



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

November 1, 2001

Kurt A Belau
Teresa J Belau
PO Box 89
Idaho City ID 83631

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. A63-03247

Dear Mr. and Mrs. Belau,

Please read this letter carefully. It contains important information about your SRBA water right claim, referenced above. The claim is based on a water right license previously issued by the department (63-03247.)

This office is preparing a recommendation to the SRBA court for its decree of the water right. A profile report that summarizes the SRBA claim is enclosed with this letter. A second profile report that summarizes the original license is also enclosed.

Upon review, the SRBA claim does not reflect the licensed right exactly. In particular, the claim mentions two homes, while the license limits the water right to one home.

Please be advised that the Department of Water Resources cannot recommend your claim for more than one home. A water right is required for any water development that is in excess of the licensed water right. Additional development will require a permit from the department. Since all of the surface water in the Boise River basin is appropriated to existing water users, any uses in excess of existing rights from a spring or stream will be limited to internal use at a domestic dwelling.

Enclosed is an application for permit, with instructions, for water development that is in excess of your water right license.

Please do not hesitate to contact me if you have any questions or need additional information.

Sincerely,

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

Maria Minicucci
Sr. Water Agent

Important Message



Time: 8:57 Date: 10-2

For: Maria

From: Kurt Belau

Telephone: 343-0251

☐ Telephoned

☒ Please call

☐ Wants to see you

☐ Will call again

☐ Returned your call

☐ URGENT

☐ Was here to see you

Message: Re: Message you left

Taken by: _____

Post-it® 7679-4 ©3M 1993

6/9/94

COMMUNICATION DOCUMENTATION

Claim No. A63-03247

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent M. Minicucci

Date Sept. 13, 2001

Contact Person(s) Kurt / Teresa Belav 392 4187

Nature of Contact Date of 2nd home?

Substance of Communication left msg. 4:30 (9/13/01)

10/9/2001 4:30 Mr. Belav

3 couples originally bought/ developed property together
2 left, ^{sold to 3rd} 3rd sold to Mr. Belav

One home, but power, phone to two locations on prop.

2 springs for one box to shed (protection
for trailer - not his house, developed by 1st 3 prev. owners).

Another spring to varit to Belav's house.

Pays fee to USES for ROW for pipelines

Has pump + sluice box that is used occasionally.

TTT

State of Idaho License and Certificate of Water Right

Water License No. 29912.....

Amount .20 c.f.s.....

Water District No.....

Priority July 6, 1961

THIS IS TO CERTIFY that GEORGE H. EMERSON
of Idaho City, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 6, 1961; that Permit No. 29912
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.20 second feet, was issued thereunder on September 21, 1964, showing that said works
were completed on the 17th day of August, 1964; and that on the 17th
day of August, 1964,

GEORGE H. EMERSON

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 Mud Springs
, a tributary of Mores Creek, for the purpose of domestic and mining
, under Use Permit No. 29912 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
13 of Licenses at page 7998, on the 21 day of September, 1964;

The right hereby confirmed dates from July 6, 1961;

The Point of Diversion is located Center N¹SE¹
in the 1/4 Sec. 5, Tp. 5 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 .20 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
Domestic and Mining:			SE ¹ SW ¹ , S ¹ SE ¹ , Sec. 5, R. 5 E., B.M.	5; N ¹ NE ¹ , NE ¹ NW ¹ , Sec. 8, T. 5 N.	

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
21st day of September, 1964.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

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

Permit No. 29912

This proof is for C/W and B/U

In Water District No.

1. Name of applicant George H. Emerson

2. Source of water supply: Mud Springs

3. Location of point of diversion: Is in the Approx. center of NE 1/4 of Section 5

T. 5 N R. 5 E County of Boise

4. Describe works as they exist, giving dimensions and capacities of same: *Divided with 4" x 2" pipe for influence of springs the 3' x 2' steel tank has 1 1/2" x 20' plastic pipe in good concrete reservoir. Approx. 60' below catch basin there is 1 1/2" plastic pipe sticking up in a small ditch area forming part of spring in west part of year. This collects run-off just the catch basin. This 1 1/2" pipe turns into 1 1/2" x 20' plastic pipe. 1 1/2" x 20' plastic pipe from tank falls to even ditch that flows to place area in lot 10 estimate 50' head from Reservoir to place here. — 200' ft from spring to Reservoir.*

5. Water is used for Domestic and mining

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):

Place of use: SE 1/4 SW 1/4, SE 1/4 SE 1/4, Sec. 5; NE 1/4, NE 1/4 NW 1/4, Sec. 8, T. 5 N., R. 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? *Moore Co. - Boise River*Remarks: *Mr. Emerson along**6 gpm measured at time of examination. (Water stored in Reservoir)*This examination was made on the 10th day of September, 1964(Signed) *W. J. Johnson*

R 5 E

T

5

N

MISSISSIPPI

5

30

10

10

8

MISSISSIPPI

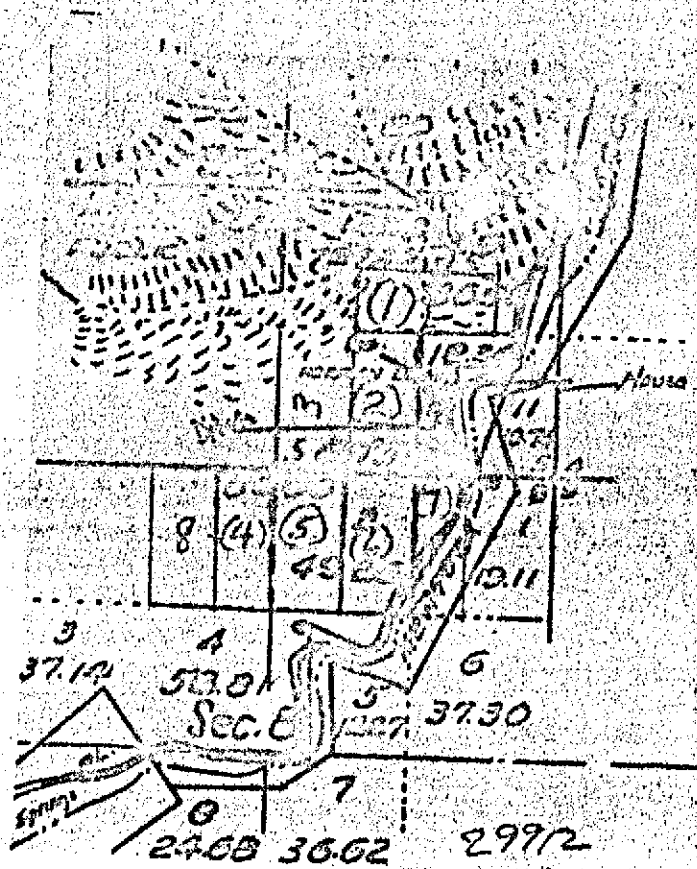
TO 157

TO 104

TO 104

Domestic Mining

Allow .20 cfs or 10 inches





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 22, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

KURT A BELAU
TERESA J BELAU
PO BOX 89
IDAHO CITY ID 83631

Re: Notice of Claim to a Water Right No. A63-03247

Dear Claimants:

Per my telephone conversation with Kurt earlier today, it was discovered that claim number A63-03247 should have also been transferred into your names. Thank you for bringing this to my attention. Enclosed is a copy of this claim which reflects the change in ownership of the land and appurtenant water right(s) 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.

In addition, you had also inquired about water right number 63-03299. This water right was not covered by the Deed submitted, as it is filed in a different Place of Use. I have enclosed a profile report for your review.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

July 16, 1999

Re: Notice of Claim to a Water Right No. A63-03247

JOE A ROBINSON
DOROTHIE L ROBINSON
PO BOX 40
IDAHO CITY ID 83631

Dear Mr. & Mrs. Robinson:

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,

A handwritten signature in cursive script, appearing to read 'Lori Harris'.

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1
Enclosure

cc: Lester & Lorraine Earls
Gerald & Shirley Stanley