

DATE OF EXAM

11/02/79

ACREAGE

Found

Recommended

Irrigation Requirement

Ac Ft/Ac

USE

Irrigation Q=

c.f.s.

V=

AF/Ann. from

to

Domestic Q=

c.f.s.

V=

AF/Ann. from

to

Livestock Q=

c.f.s.

V=

AF/Ann. from

to

Is water co-mingled? yes

no

Name source:

twp.

N/S, Rge

E/W, B.M., Sec

Sub

1/4

1/4

County

Exchange? yes

no

Name source exchanged with:

twp.

N/S, Rge

E/W, B.M., Sec

Sub

1/4

1/4

County

Point of injection:

twp.

N/S, Rge

E/W, B.M., Sec

Sub

1/4

1/4

County

Point of exchange:

twp.

N/S, Rge

E/W, B.M., Sec

Sub

1/4

1/4

County

Total Q measured

150 gpm = .33 cfs

Method of measurement

STATIONARY / CALIBRATED

Total Q recommended

.33 cfs

Meter No.

Type

Condition

Total V recommended

67.2 AF/Ann.

Recommended Amendments:

P.D.

Place of Use

Other

None

MEASUREMENT CALCULATION:

Q = 150 gpm (0.00228)

Capacity

1. 150 gpm = 0.00228 cfs

2. 0.00228 cfs x 1.48 = 0.00337 cfs

3. 0.00337 cfs x 1.48 = 0.00500 cfs

SYSTEM DESCRIPTION:

Well #1: 1 1/2" dia pipe, 1" dia riser, 120' deep

Well #2: 1 1/2" dia pipe, 1" dia riser, 200' deep

Both wells have 1" dia riser and 1" dia riser

36" dia header + 20' riser from header to riser

REMARKS:

Two points of diversion in lot 3, sec 10, T3N, R1E.

Examiner's Signature

Charles W. Brown Jr.

Date

11/30/79

Checked by

DBS

Date

12/4/79

Approved by

Kolyn

Date

6/19/81

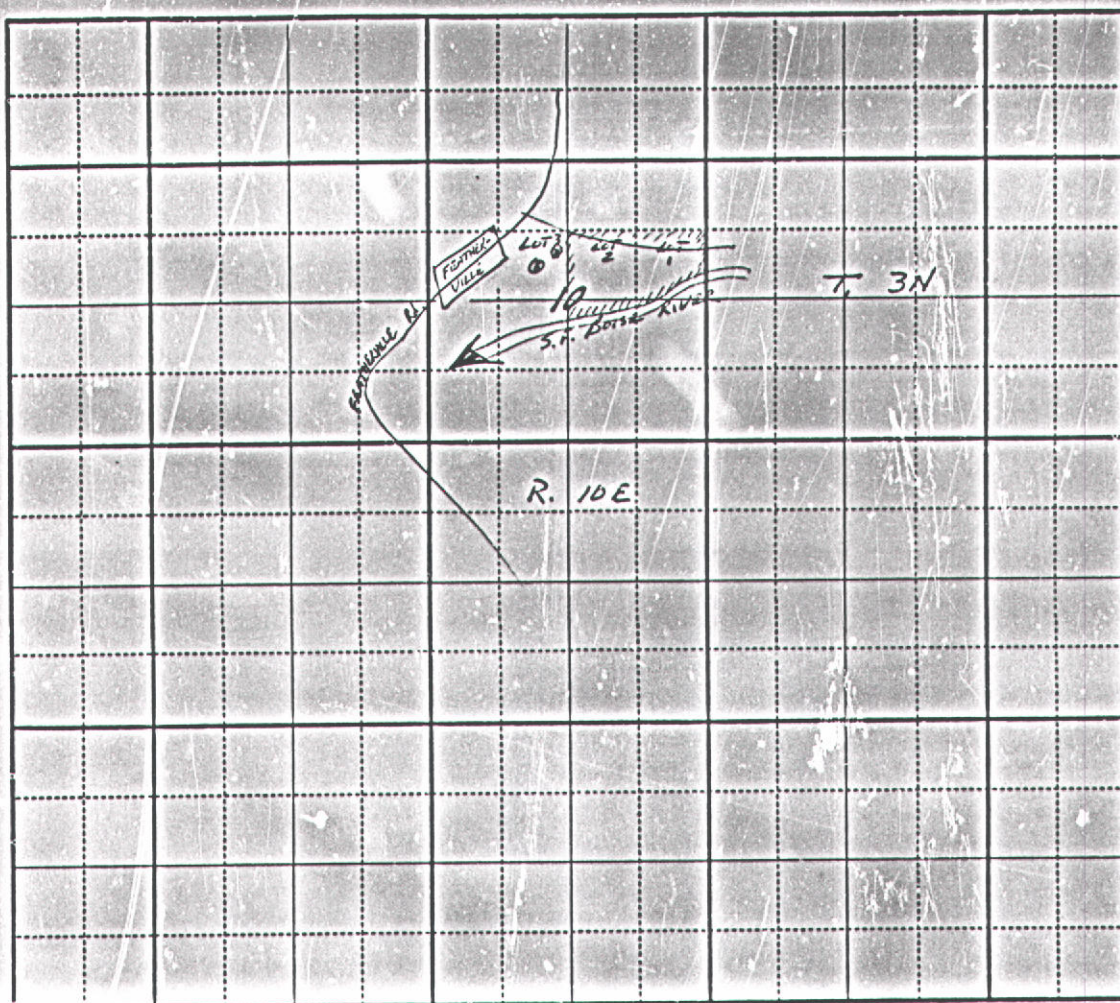
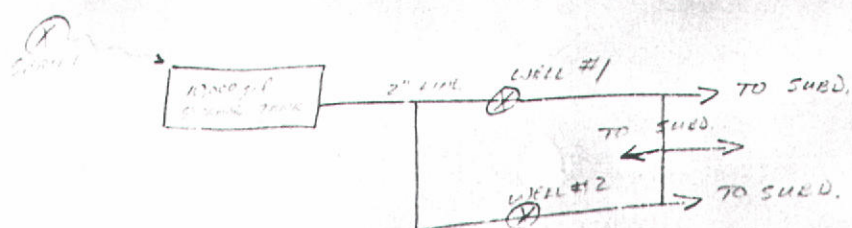


Diagram of System



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 63-7258
Date Received: 10/12/1989
Receipt No: C012183
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BAKERS ACRES ASSN INC
C/O MARLENE J MC COY
600 N 9TH E
MOUNTAIN HOME ID USA 83647

Phone: (208) 587-8517

2. Date of Priority: 08/13/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	10E	10	SE NW 3	ELMORE	

5. Description of diverting works:

3 WELLS (1 BACKUP), STORAGE TANK, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	11/15	0.16	
DOMESTIC	1/01	12/31	0.33	

7. Total Quantity Appropriated is:
0.33 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
03N	10E	10	SW	NE	2	DOMESTIC	
			SE	NE	1	DOMESTIC	
			SW	NE	2	IRRIGATION	4
			SE	NE	1	IRRIGATION	4
						Section Acres	8
						Total Acres	8

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:

14. Remarks:

Name change by DB 3/29/2002

3 P/D IN LOT 03, SENW, S10,T3N,R10E. A THIRD WELL WAS DRILLED IN 1984 FOLLOWING THE LARGE IDAHO EARTHQUAKE TO COMPENSATE FOR ONE OF THE FIRST TWO WELLS COLLAPSING. ONE WELL REMAINS AS A BACKUP TO THE TWO WELLS NORMALLY USED.

15. Basis of Claim: License

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07258
Date Received: 10/12/1989
Receipt No: 2012183
Received By: RS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FEATHERVILLE SUMMER HOMESITES 208-587-8517
Address: C/O MARLENE J. MC COY
600 N 9TH E
MOUNTAIN HOME, ID 83647

2. Date of Priority: AUG 13, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	10E	10	SE	NW		3	ELMORE

5. Description of diverting works:
3 WELLS (1 BACKUP), STORAGE TANK, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.330		
IRRIGATION	04/15	11/15	0.160		

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

8. Total consumptive use is 20.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE IN 56 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	10E	10	SW	NE	2	DOMEST	

A63-07258

Page 1

Date: 10/12/89

Legals for POD's

891 fee paid

MICROFILMED
AUG 21 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	10E	10	SW	NE	2	IRR	4.0
			SE	NE	1	DOMEST	
			SE	NE	1	IRR	4.0
						Section Acres	8.0
						Total Acres	8.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:

3 P/D IN LOT 03, SENW, S10,T3N,R10E. A THIRD WELL WAS DRILLED IN 1984 FOLLOWING THE LARGE IDAHO EARTHQUAKE TO COMPENSATE FOR ONE OF THE FIRST TWO WELLS COLLAPSING. ONE WELL REMAINS AS A BACKUP TO THE TWO WELLS NORMALLY USED.

15. Basis of Claim: LICENSE

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 Organizations:

I do solemnly swear or affirm that I am treasurer of _____
Title

Heatherville Summer Homesites that I have signed the foregoing
Organization

document in the space below as treasurer of _____
Title

Heatherville Summer Homesites and that the statements contained in the
Organization

foregoing document are true and correct.

Maureen J. McCay
Signature of Authorized Agent

Heatherville Summer Homesites, Inc.
Title and Organization

10-12-89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 12 day
of October 19 89

[Signature]
Notary Public

Seal

Residing at Boise, ID
My Commission Expires June 10, 1994

03/29/2002

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

RIGHT NUMBER: 63-7258

NAME AND ADDRESS: BAKERS ACRES ASSN INC
C/O MARLENE J MC COY
600 N 9TH E
MOUNTAIN HOME ID 83647

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.33 CFS
67.2 AFY

PRIORITY DATE: 08/13/1969

POINT OF DIVERSION:

T03N R10E S10 SWNWNE Within ELMORE County

T03N R10E S10 NESENW Lot 3 Within ELMORE County

TWO POINTS OF DIVERSION LOCATED IN T3N, R10E, S10, SWNWNE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
DOMESTIC

PERIOD OF USE
01/01 12/31

QUANTITY
0.330 CFS
67.20 AFY

PLACE OF USE: DOMESTIC Within ELMORE County

T03N R10E S10 Lot 2 SWNE

T03N R10E S10 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.

EXPLANATORY MATERIAL: License

DOMESTIC USE IS FOR 56 HOMES.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

RECEIVED

MAR 19 2002

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.

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 the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, 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
63-19154					
63-11070					
63-7258					

RECEIVED

MAR 20 2002

WATER RESOURCES
WESTERN REGION

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) are 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)

Featherville Summer Homesites

4. New Owner/Claimant(s)

Bakers' Acres Assn, Inc.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

City, State and ZIP Code

Name change only

New Telephone Number

() _____

5. Date you acquired the property

6. *N/A* 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) _____
(include title if applicable)

Mallene J. McCoy
Treasurer

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 _____	Date _____	Fee _____
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

FILED/EFFECTIVE
May 8 3 15 PM '00

SECRETARY OF STATE
STATE OF IDAHO

RESTATED ARTICLES OF INCORPORATION

OF

**FEATHERVILLE HOMESITES MUTUAL
WATER USERS ASSOCIATION, INC.**

(To Be Hereafter Known as
Bakers' Acres Association, Inc.)

IDAHO SECRETARY OF STATE

05/09/2000 09:00
CR: 21900 CI: 5463 BH: 316116

1 @ 30.00 = 30.00 NON PROF A # 2

C 46258

Under the provisions of Idaho Code, § 30-3-94, the undersigned corporation, pursuant to resolutions duly adopted by its Board of Directors and its Shareholders, hereby adopts the following Restated Articles of Incorporation;

FIRST: The name of the corporation is Featherville Homesites Mutual Water Users Association, Inc.

SECOND: Each and every article of the original Articles of Incorporation filed with the Idaho Secretary of State on October 16, 1972, are hereby amended to read in accordance with the provisions of Section Sixth.

THIRD: These Restated Articles of Incorporation contain amendments to the Articles of Incorporation which require the approval of the Shareholders and were adopted by the Board of Directors on the 9th day of April, 2000 and by the Shareholders on the 6th day of May, 2000.

FOURTH: There are no separate classes of stock of the corporation. The number of votes entitled to be cast by the shareholders on the amendments encompassed within the Restated Articles of Incorporation and the number of votes indisputably voting thereon was 75 and 52, respectively.

FIFTH: The total number of votes cast for and against the

amendments were as follows:

Number of Votes
Voting For Amendments

Number of Votes
Voting Against Amendments

52

0

The number of votes cast for the amendments by the Shareholders was equal to or in excess of two thirds of the votes cast or equal to or in excess of a majority of the voting power of all shareholders. No approval by third persons under Idaho Code, § 30-3-99 is necessary.

SIXTH: The Articles of Incorporation as amended shall read in their entirety as follows:

**ARTICLES OF INCORPORATION
of
BAKER'S ACRES ASSOCIATION, INC.**

I.

The name of this Corporation shall be BAKER'S ACRES ASSOCIATION, INC.

II.

The period of existence and duration of the life of this Corporation shall be perpetual.

III.

The registered agent of the Corporation is presently Gerald R. Holmes. The address of the registered agent and the registered office of the Corporation is presently HC 87, Box 591, Featherville, ID 83647. The registered agent, address of the registered agent and the registered office of the Corporation shall be subject to change as provided by the Idaho Nonprofit Corporation Act.

IV.

The purposes for which the Corporation is formed are:

- (a) to own, maintain, operate, repair and improve a water system and water rights for providing



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

April 1, 2002

BAKER'S ACRES ASSN INC
% MARLENE J MC COY
600 N 9TH E
MOUNTAIN HOME ID 83647

Re: Notice of Claim to a Water Right No. 63-7258, 63-11070 & 63-19154

Dear 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.

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,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

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: 63-7258

FEATHERVILLE SUMMER HOMESITES

C/O MARLENE J MC COY

600 N 9TH E

MOUNTAIN HOME ID 83647

Telephone Number: (208)587-8517

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:

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

DATE: 3-14-02

SIGNATURE:

Marlene McCoy, Treasurer
Marlene McCoy

Please print your name:

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

02/26/2002

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

RIGHT NUMBER: 63-7258

NAME AND ADDRESS: FEATHERVILLE SUMMER HOMESITES
C/O MARLENE J MC COY
600 N 9TH E
MOUNTAIN HOME ID 83647

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.33 CFS
67.2 AFY

PRIORITY DATE: 08/13/1969

POINT OF DIVERSION:

T03N R10E S10 SWNWNE Within ELMORE County

T03N R10E S10 NESENW Lot 3 Within ELMORE County

TWO POINTS OF DIVERSION LOCATED IN T3N, R10E, S10, SWNWNE.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.330 CFS 67.20 AFY

PLACE OF USE: DOMESTIC Within ELMORE County

T03N R10E S10 Lot 2 SWNE

T03N R10E S10 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.

EXPLANATORY MATERIAL: License

DOMESTIC USE IS FOR 56 HOMES.
RIGHT INCLUDES ACCOMPLISHED CHANGE IN POINT OF DIVERSION
PURSUANT TO SECTION 42-1425, IDAHO CODE.

DATE: 02/28/01
PAGE: 1

DIVERSION RATE
DIVERSION VOLUME

20.00 AFA

See 463-11070 file for additional info.

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that CHARLES E. BAKER
of Mountain Home, Idaho, has complied with the terms and conditions of Permit
No. 63-7258 issued pursuant to Application for Permit dated August 13, 1969,
and has submitted proof to the Department of Water Resources on July 31, 1979,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .33 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Subject, however, to the condition that no more than .33 cfs of water be diverted at any one time, and that the amount of water so diverted and to which such right is entitled and assigned is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 67.2 acre feet per year, and waters to be diverted within the (2 pts.) SE 1/4, Govt. Lot 3) Sec. 10, Twp. 3N, Rge. 10E, B.M. _____ in the County of Elmore

[illegible]

Total number of acts indicated _____

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of July 19 81

Direction

DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder Charles E. Barker
Post office address Frederick, Md. Mt. Home Phone _____
Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☐ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount _____ c.f.s. for _____
 _____ Af/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (m.s.-day)

Other uses:

4 Total amount to be appropriated:

Max Rate of Diversion _____ cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____, County _____

Township _____ N/S. Range _____ E/W, B.M. Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversion:

Description of diverting works: _____

Measuring service required. yes ☐ no ☐

6 Lands to be irrigated or place of use.

[illegible]

Date 12/19/81

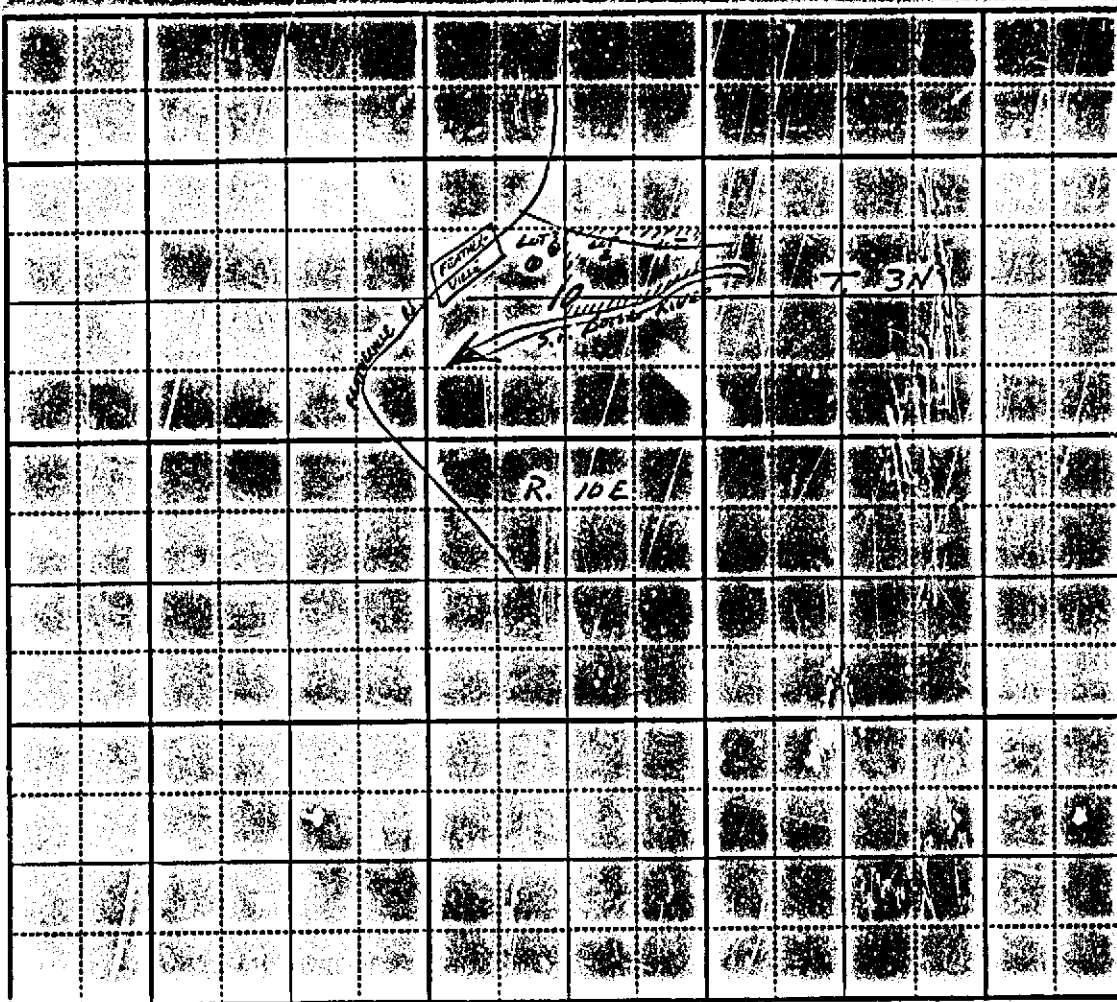


Diagram of System

