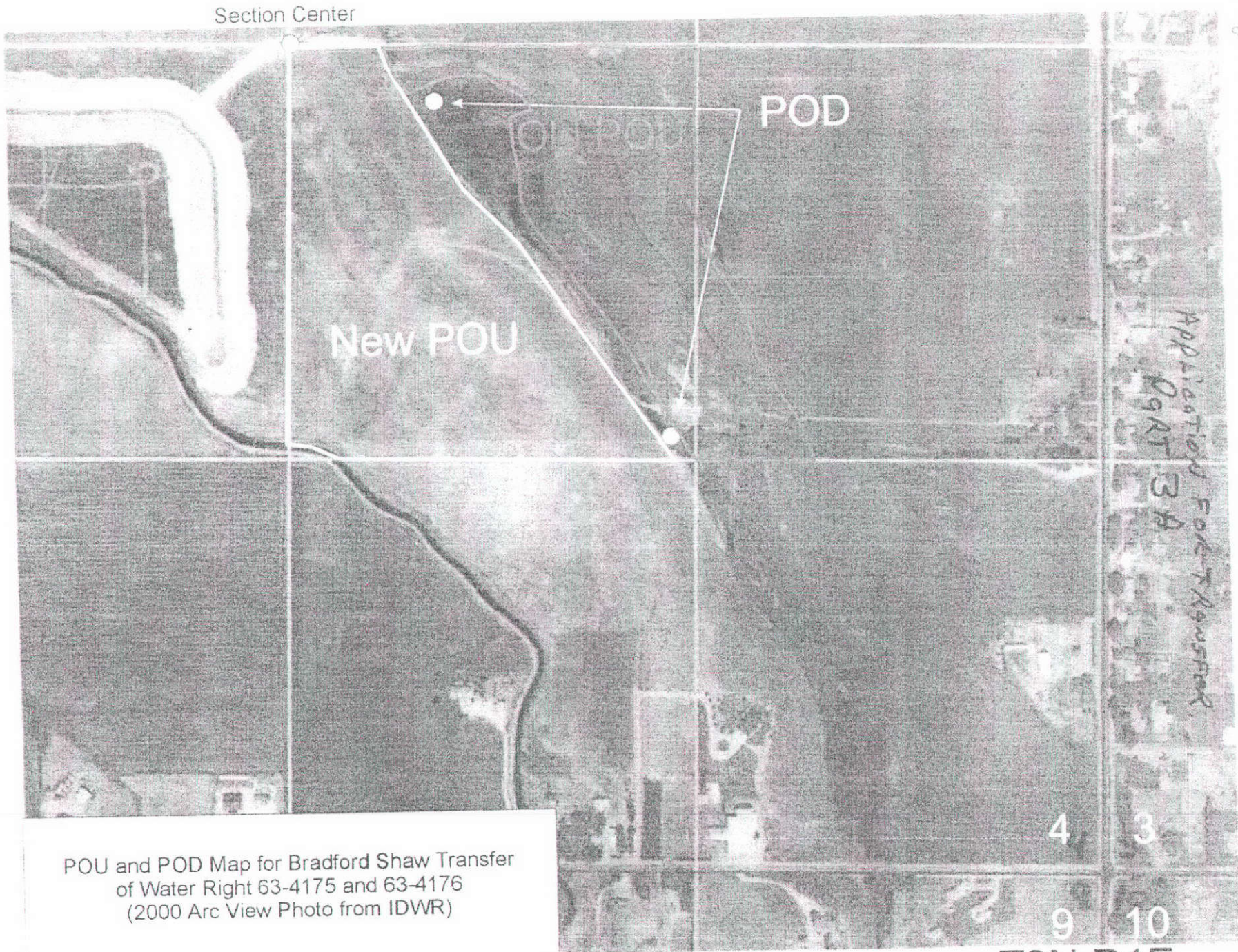


Application For Transfer
P9AT 3A



POU and POD Map for Bradford Shaw Transfer
of Water Right 63-4175 and 63-4176
(2000 Arc View Photo from IDWR)

4 3
9 10
T2N R1E

0.9 MI. 7

4822

T. 3 N.

T. 2 N.

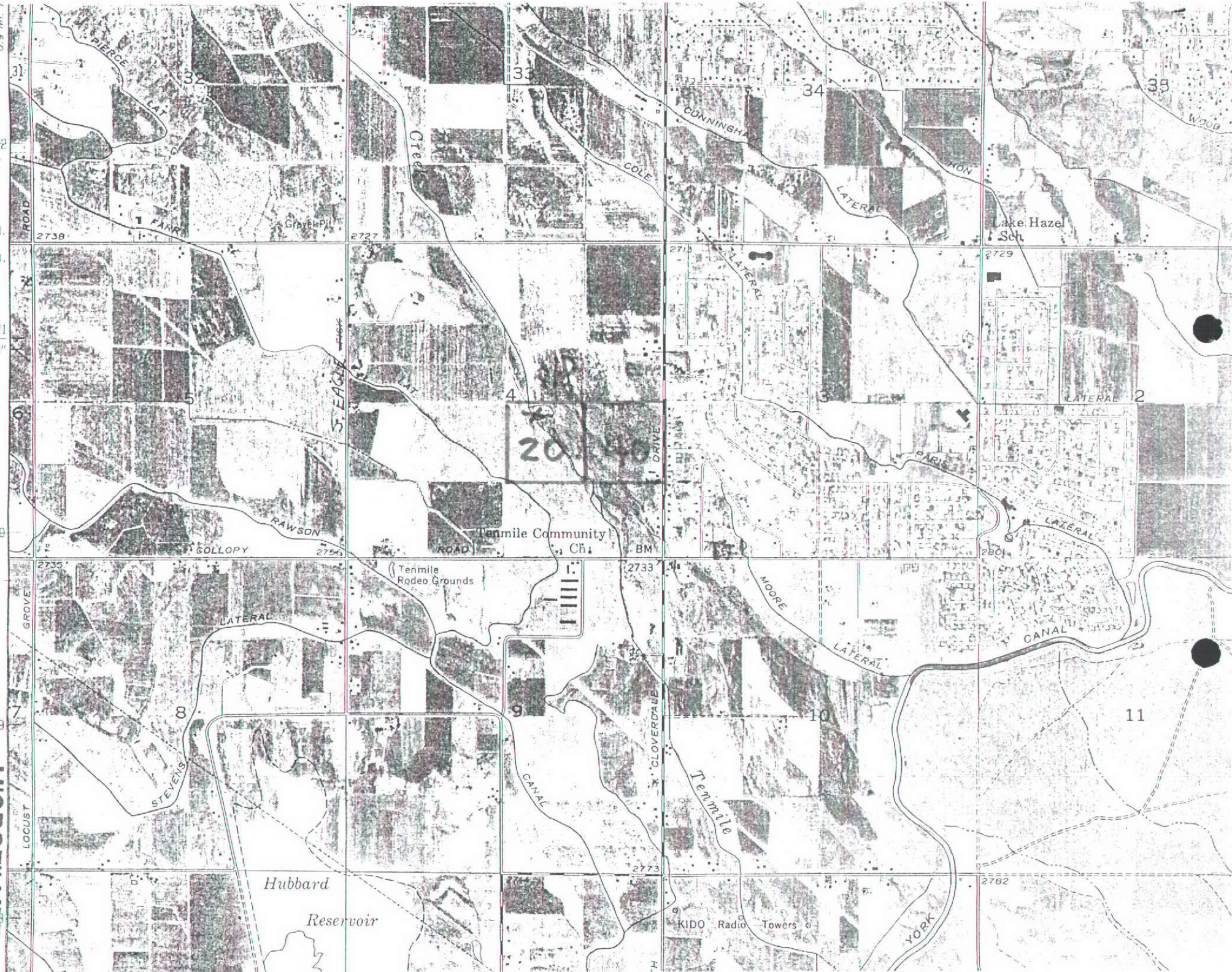
4821

32' 30"

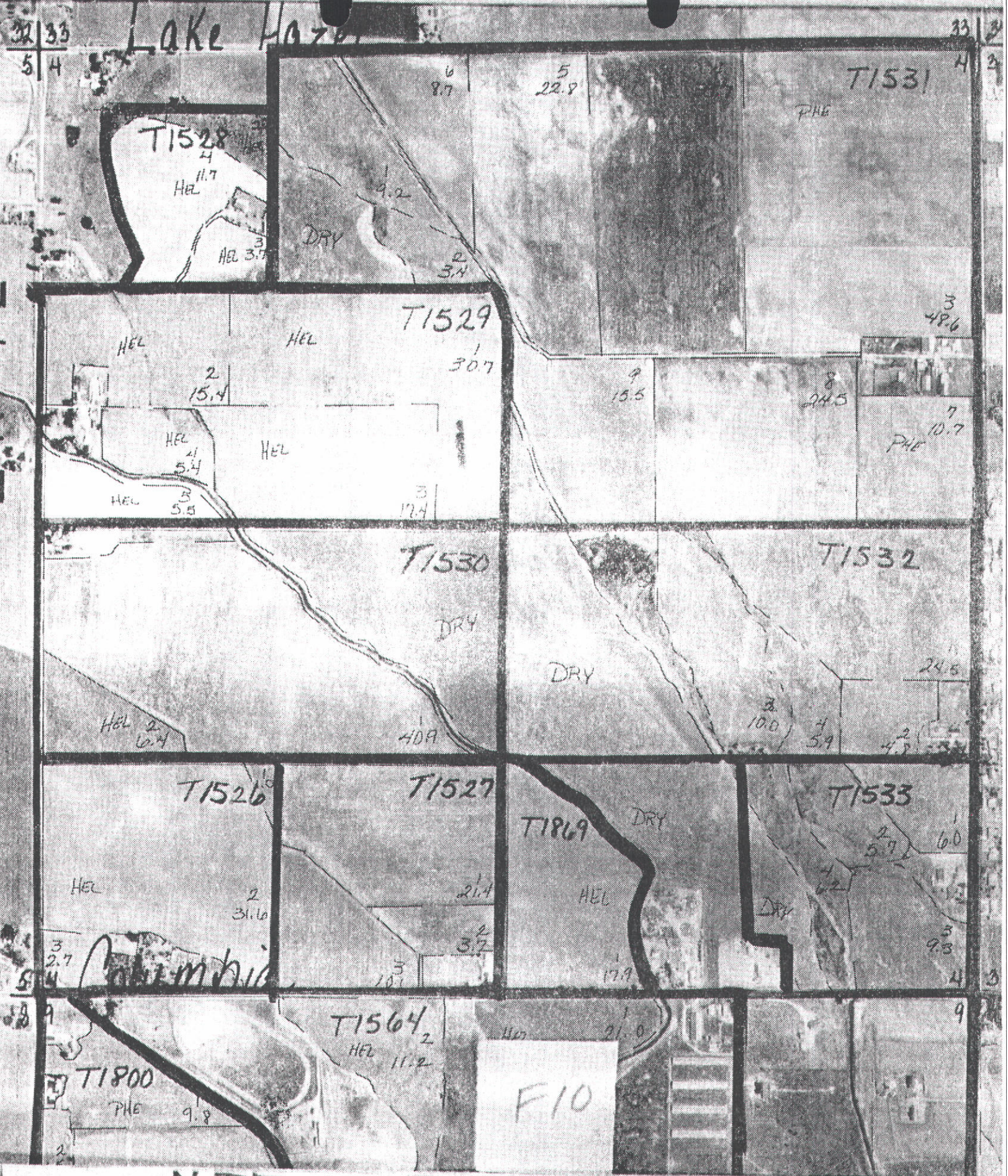
4820

4819

MICROFILMED



Lake Hazen



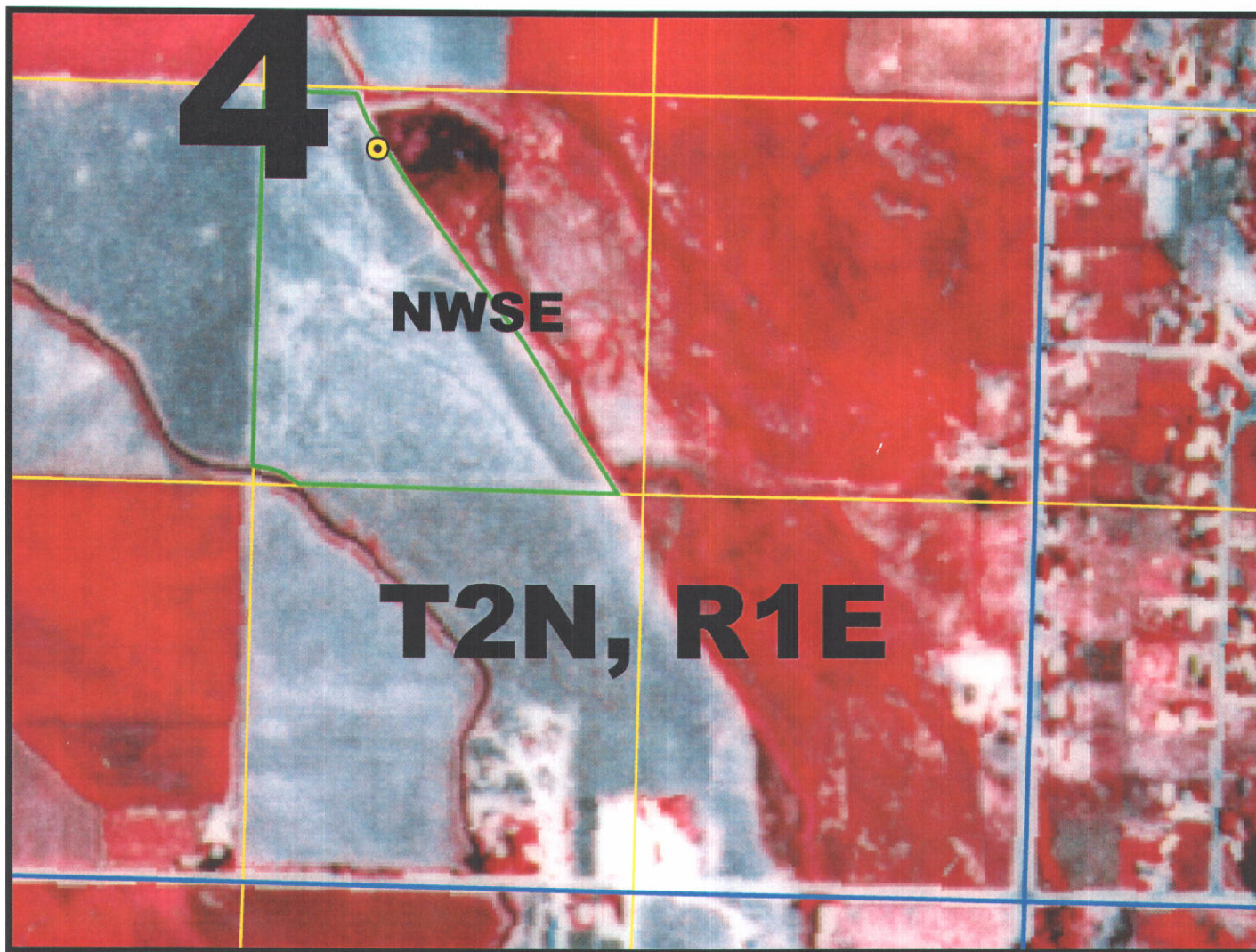
Not To Scale



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-04175



1320 0 1320 Feet

Total Irrigated Acres: 23.0

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



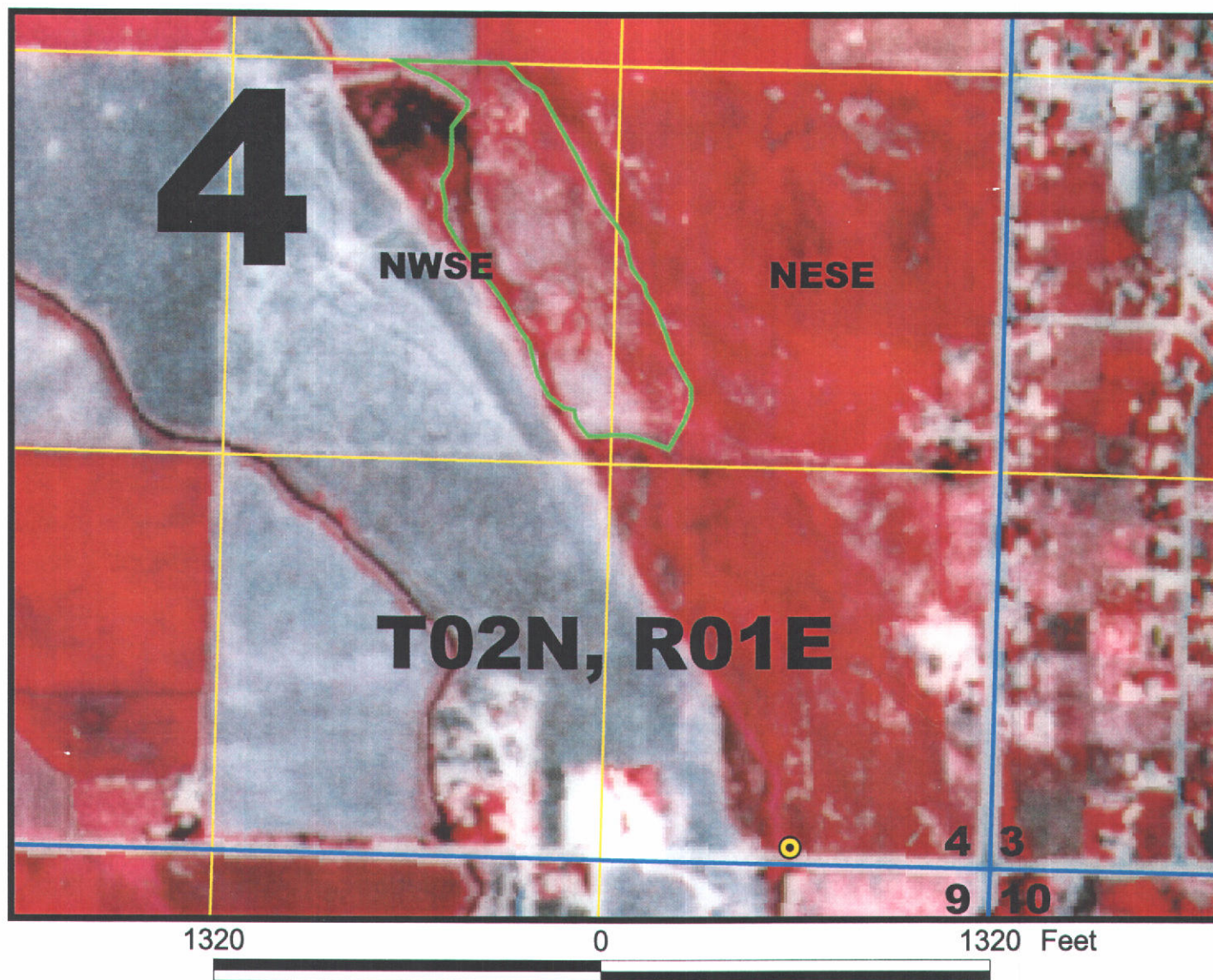
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: May 2004



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-04175



Total Irrigated Acres: 13.6

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



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2003

63-04175

Manning's

FE: 8/12/03



Looking at a cross sectional area where the Manning's measurement was taken on the ditch supplied by Tenmile creek.

4

Ten
mile
creek is
Ten
mi to
Bouck

Diversion from
x Fair Lateral

11.6A

Waste
+ Ten
creek

Old Canal
Shut
diversion

Some
Waste
Job
Present

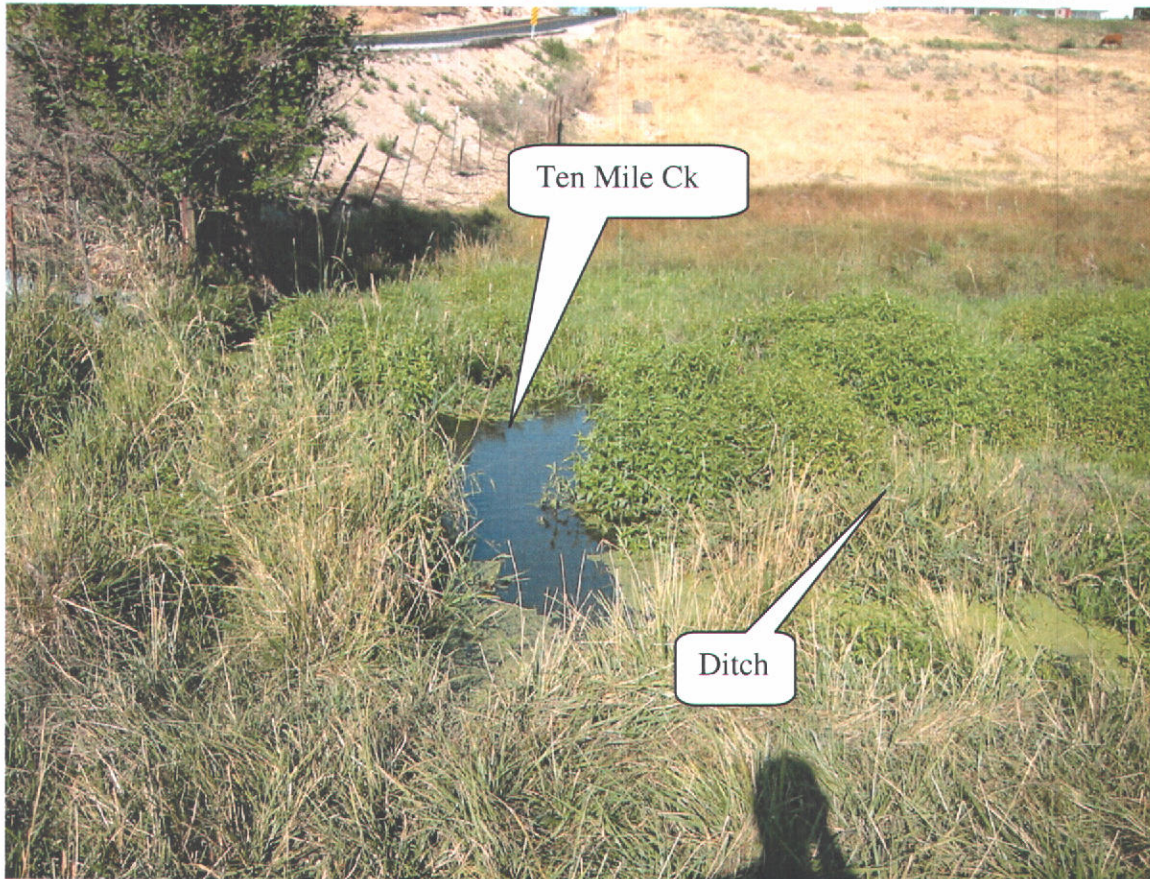
Diversion from
x Ten Mile



63-04175

POD

FE: 8/6/03



Looking West at POD. Ten Mile creek in view. This is the point where the water from Ten Mile Creek enters the ditch system to the claimed POU. No obvious signs of diversion works.

63-04175

Ditch

FE: 8/6/03



Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03



Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03



Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03



Looking East at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking North at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. Plastic gate the blocks water for diversion can be seen in the ditch. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking East at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking South at Ditch that runs through the middle of the claimed POU. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking South at the gated pipe and tank that conveys Boise-Kuna canal company share water.

29-04175

Source

Field Exam: 2-26-03



Looking North at Ten Mile Creek. Creek flows North. Claimed POU is $\frac{1}{4}$ mile north of where I am taking the picture from (csaxton).



Looking North at Ten Mile Creek. Creek flows North. Claimed POU is $\frac{1}{4}$ mile north of where I am taking the picture from (csaxton).

29-04175

POU

Field Exam: 2-26-03



Looking West at the north side of claimed POU. To the right is a golf course (csaxton).



Looking SW at claimed POU. POU appears to be in the process of being subdivided. Fire hydrant can be seen in the claimed POU (csaxton).

29-04175

POU

Field Exam: 2-26-03



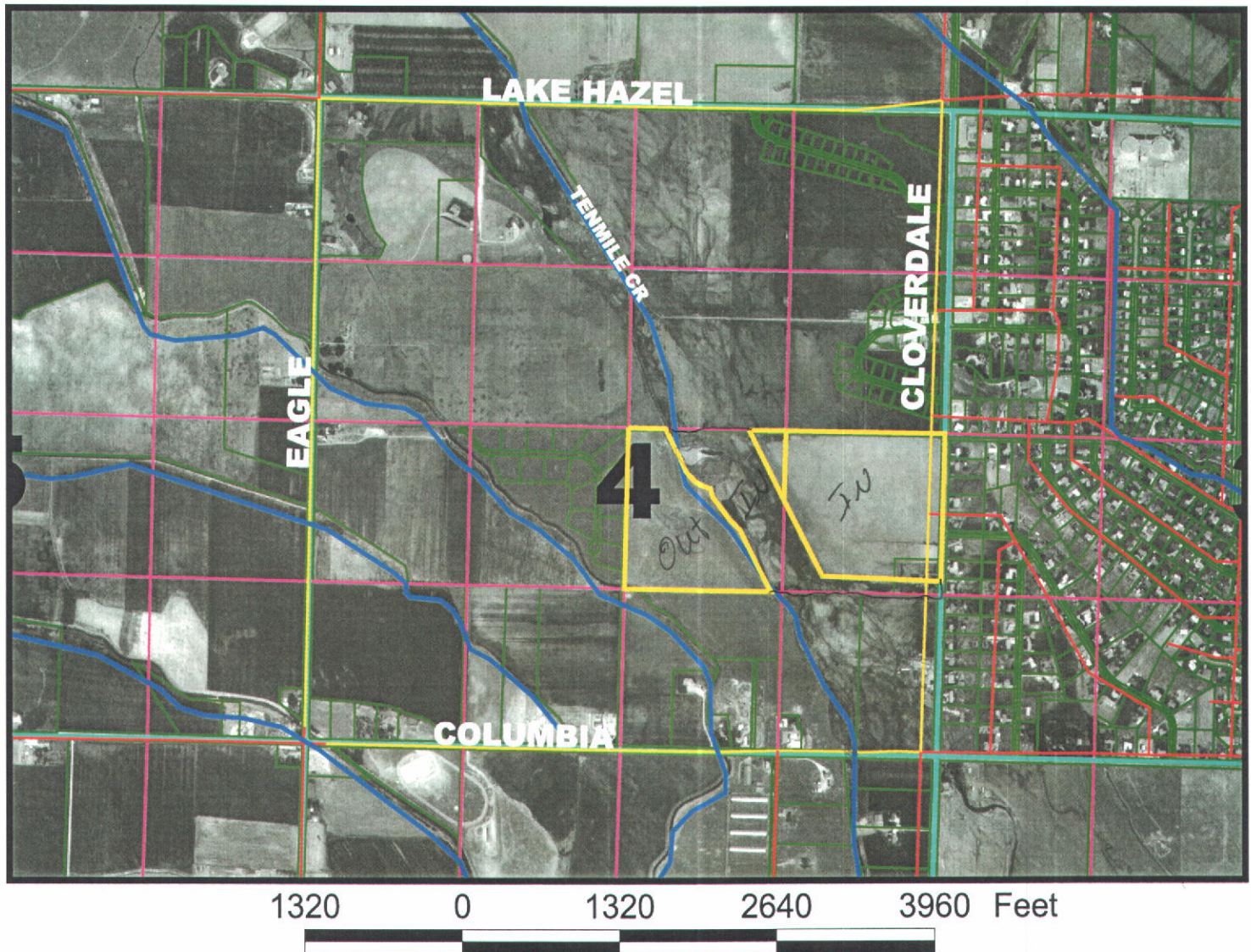
Looking South at the East side of the claimed POU (csaxton).



Site Location Map

Bradford Shaw

Water Right(s): 63-04175 and 63-04176



Total Claimed Acres: 60.0

-  Point(s) of Diversion
-  Tax Lot Data
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines
-  Streams
-  Streets



Prepared by: C. Saxton
Date: January 2003

Idaho Department of Water Resources

1987 Napp Photo

Claim Number: 63-04175

Legal: T02N, R01E, S4

Reviewed By:



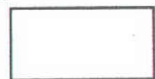
Point of Diversion



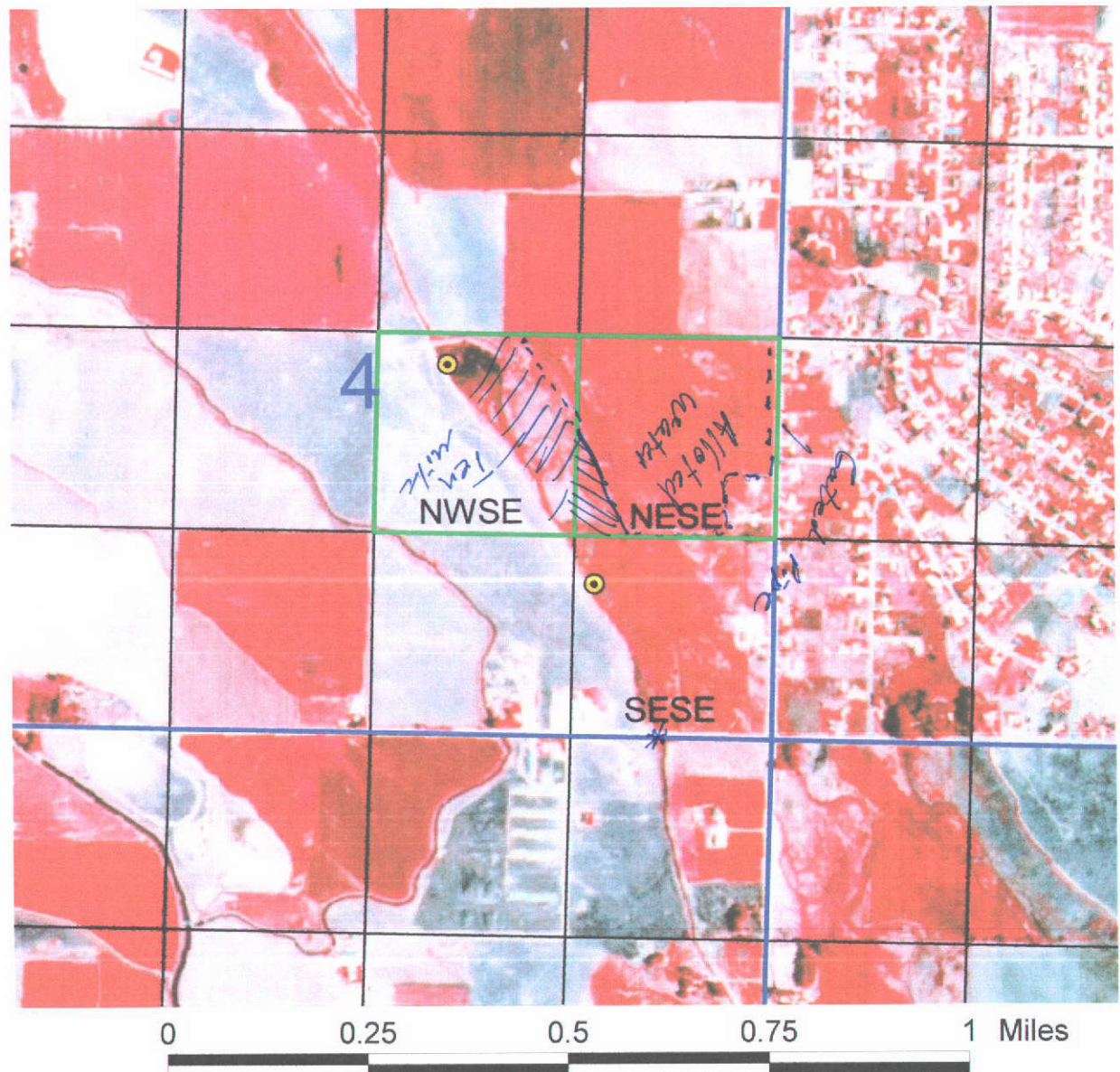
Place of Use



Section Lines



Quarter Quarter Lines



Claim
PERMIT A63-04175 INIT MTS

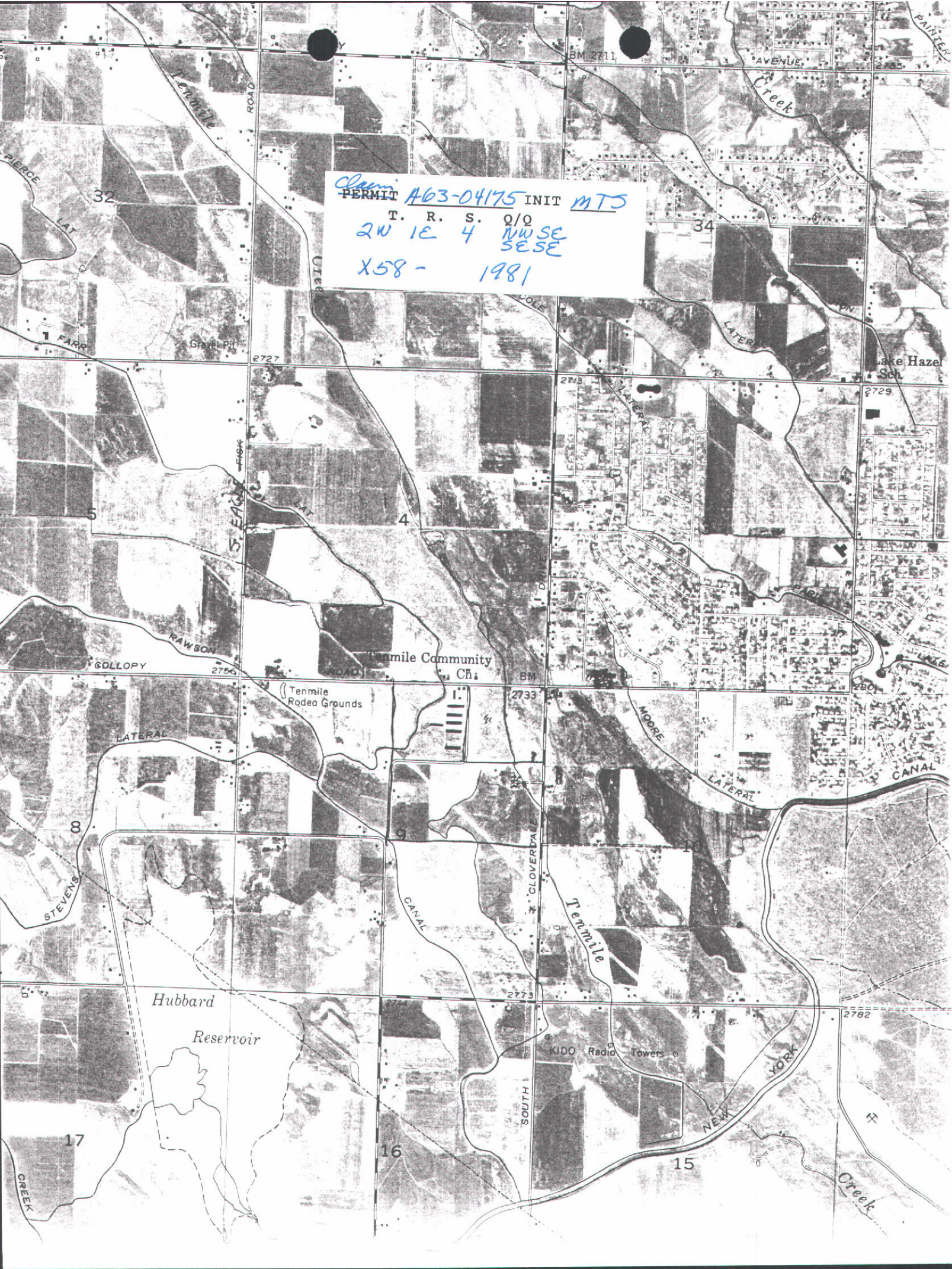
T. R. S. Q/Q

P/D 2N 1E 4 NWSE, SESE

SCALE

PHOTO ID. X58 SW 1987

X58 SW



PERMIT *Cherry* A63-04175 INIT *MTS*
T. R. S. Q/Q
2W 1E 4 NWSE
X58 - 1981
SESE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4175

WATER RIGHT NUMBER: 63-4175

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	M CAMILLE SHAW 4937 N HOLLOW LN BOISE, ID 83702 (208)362-9516
Current Owner	BRADFORD P SHAW 4937 N HOLLOW LN BOISE, ID 83702 (208)362-9516

Priority Date: 03/01/1929

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	FIFTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.320 CFS	
	<u>Total Diversion:</u>	0.320 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	NW1/4SE1/4	Sec. 4, Twp 02N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	4																23.0	23.0

Total Acres: 23

Conditions of Approval:

1. 01M After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4175

6. X35 Rights 63-4175 and 63-4176 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 61.2 af at the field headgate, and the irrigation of 13.6 acres within the place of use described above in a single irrigation season.
7. X56 The portion of Right 63-4175 used for conveyance losses is 0.05 cfs.

Remarks:Comments:

1. psdaggs 4/26/2004 3:35:52 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71048

Dates and Other Information:

Claim Received Date: 8/28/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: And/Or
 Water District Number:
 Generic Max Rate Per Acre: 0.02
 Generic Max Volume Per Acre: 4.5
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.32	61.2	13.6
Combined Water Rights:		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71048

This is to certify that: BRADFORD P SHAW And/Or
M CAMILLE SHAW
4937 N HOLLOW LN
BOISE ID 83702
(208)362-9516

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-4176	AJC/Beneficial Use	03/01/1959	0.27 cfs	N/A	N/A	13.6	WASTE WATER
63-4175	AJC/Beneficial Use	03/01/1929	0.32 cfs	N/A	N/A	13.6	TENMILE CREEK

Purpose of Transfer (Changes Proposed)

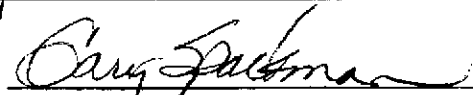
<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-4176	NO	YES	YES	NO	NO	NO
63-4175	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-4176	63-4176	0.27 cfs	N/A	13.6	23.0		N/A	N/A	N/A	N/A
63-4175	63-4175	0.32 cfs	N/A	13.6	23.0		N/A	N/A	N/A	N/A
COMBINED TOTALS		0.32 cfs	N/A	13.6	23.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 26th day of April, 2004



Chief, Water Allocation Bureau

WATER RIGHT NO. 63-4175
As Modified by Transfer No. 71048

In accordance with the approval of Transfer No. 71048, Water Right No. 63-4175 is now described as follows.

Right Holder: BRADFORD P SHAW And/Or
M CAMILLE SHAW
4937 N HOLLOW LN
BOISE ID 83702

Priority Date: March 01, 1929

Source: TENMILE CREEK

Tributary: FIFTEENMILE CREEK

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.32 CFS	
			0.32 CFS	

LOCATION OF POINT(S) OF DIVERSION:

TENMILE CREEK NWSE Sec. 4 Twp 02N Rge 01E ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	4																	23.0
																			23.0

Total Acres: 23

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
5. Rights 63-4175 and 63-4176 when combined shall not exceed a total diversion rate of 0.32 cfs, a total annual maximum diversion volume of 61.2 af at the field headgate, and the irrigation of 13.6 acres within the place of use described above in a single irrigation season.

WATER RIGHT NO. 63-4175
As Modified by Transfer No. 71048

CONDITIONS OF APPROVAL

6. The portion of Right 63-4175 used for conveyance losses is 0.05 cfs.
7. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 26th day of April, 20 04



Chief, Water Allocation Bureau

Should questions arise during the processing of this application please contact:
Steve Hannula - ERO Resources Corp. (208) 373-7983

RECEIVED

JAN 21 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

AMENDED APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Bradford P. and/or M. Camille Shaw

Phone 208-362-9516

Post Office address 4937 North Hollow Lane, Boise, Idaho, 83702

A. Purpose of Transfer

1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Move irrigation water to a new field.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-4175</u>	<u>01-03-1929</u>	<u>0.32</u>	<u>Irrigation</u>	<u>3-1 to 11-15</u>
<u>63-4176</u>	<u>03-01-1959</u>	<u>0.27</u>	<u>Irrigation</u>	<u>3-1 to 11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred 0.32 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ten Mile Creek and Waste water tributary to Fifteenmile Creek
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SE	4	2N	1E	Ada	Pond
		NW	SE	4	2N	1E	Ada	Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	N W ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	1E	4														23			23

Total acres 23

PART 1

6. General Information:

- a. Description of diversion system Pumps, small retention pond, distribution pipeline.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: No longer irrigated with this water right.
- d. Remarks: This transfer is for the 13.6 acres of irrigated land identified in the preliminary recommendation to be used in a 23 acre place of use.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Witness my hand this _____ day of _____, 20 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 63-4175 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Ten Mile Creek tributary to Fifteenmile Creek

4. Date of priority 01-03-1929

5. Water is used for the following purpose:

Amount 0.32 for Irrigation purposes from 3-1 to 11-15

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

6. Total amount of water under right 10.32 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	SE	4	2N	1E	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	1E	4													2.6	11			13.6

Total acres 13.6

9. Describe any other water rights used for the same purpose as described above 63-2388, 63-4176

PART 2 - 63-4175

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 Amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Points of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 63-4176 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water WASTE WATER tributary to Tenmile Creek

4. Date of priority 03-01-1959

5. Water is used for the following purpose:

Amount 0.27 for Irrigation purposes from 3 -1 to 11-15

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

6. Total amount of water under right 0.27 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	4	2N	1E	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	1E	4													2.6	11			13.6

Total acres 13.6

9. Describe any other water rights used for the same purpose as described above 63-2388, 63-4175

PART 2 - 63-4176

Transfer No. _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED
(If the entire right is to be changed by the applicant, omit part B and C.)

1. Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

2. Points of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

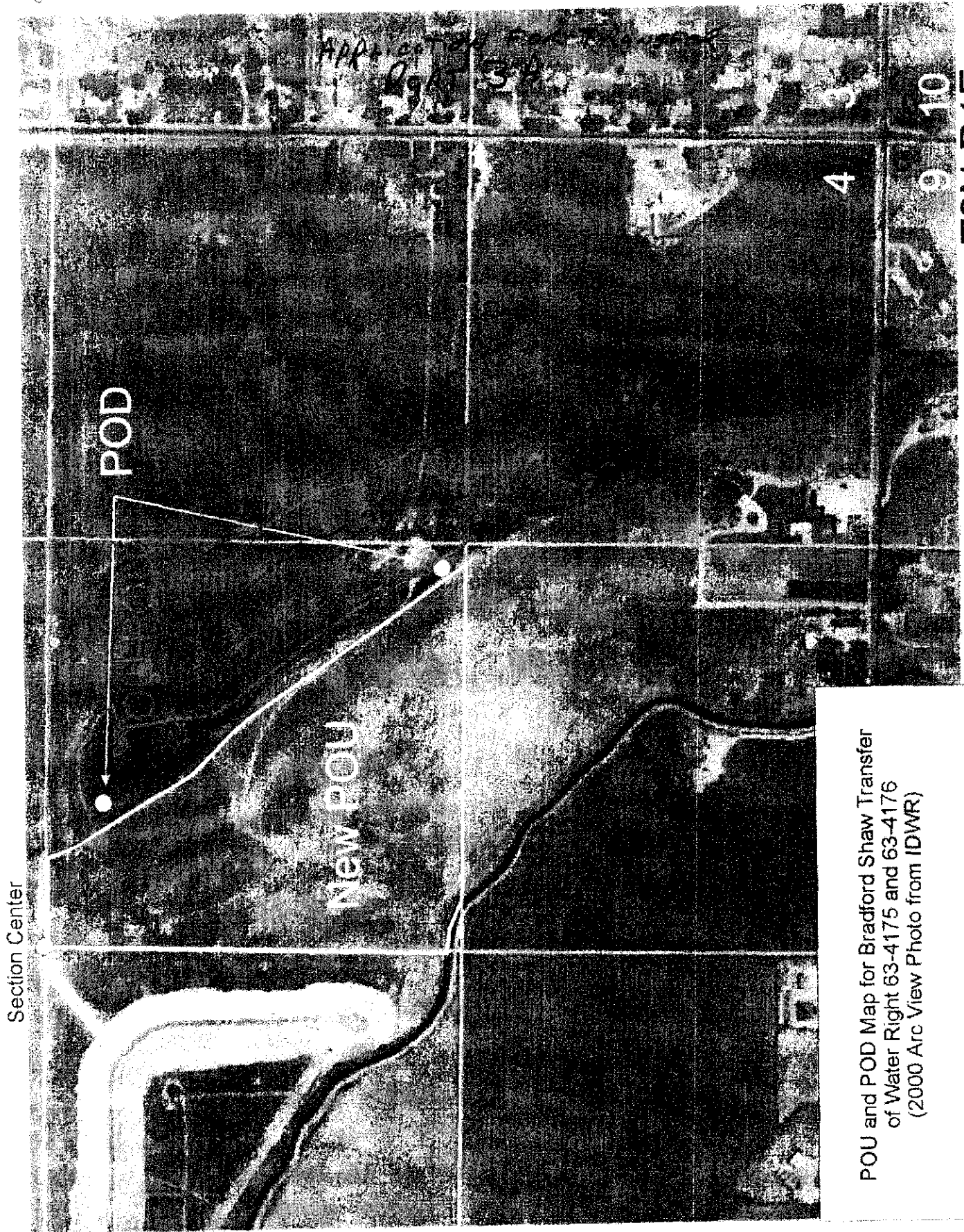
2. Points of Diversion:

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

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____



POU and POD Map for Bradford Shaw Transfer
of Water Right 63-4175 and 63-4176
(2000 Arc View Photo from IDWR)

T2N R1E

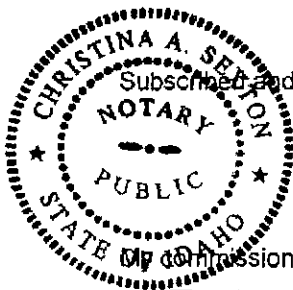
PART 3**B. CHANGES IN NATURE OF USE**

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|-------------------|-----------------------|-----------------|----------------|
| | _____ | _____ | _____ | _____ to _____ |
| | _____ | _____ | _____ | _____ to _____ |
2. Quantity and quality of return flows and location of discharge: _____
3. Describe effects on other water uses resulting from the proposed change: _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.

M. Camille Shaw
(Signature of Applicant)

Subscribed and sworn before me this 16th day of January, 2004



Christina A. Sexton
(Notary Public)

My commission expires 2-15-06

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 1 attachments

Received by DAN 1-21-04 Date 1-21-04 Protest filed by _____

Prelim. check by DAN Fee \$250.00

Receipted by DAN FOR KG Date 11-16-03 W029978

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

FROM : MCS PROPERTY MANAGEMENT

FAX NO. : 208 362 9516

Jan. 14 2003 10:15AM P2

Robert H. McQuade
Ada County Assessor
200 West Front Street
Boise, ID 83702

2002

ASSESSMENT NOTICE & ESTIMATE OF TAX

THIS IS NOT A BILL.
DO NOT PAY.

PARCEL DESCRIPTION:

PAR #7250 @ N SIDE OF SE4
SEC 4 2N 1E
PARCEL 2 R/S 5634
#417400-S #417200-C

For any questions, please notify the Assessor's Office immediately

Assessor's Telephone Number: (208) 287-7236

Parcel Address: S CLOVERDALE RD
BOISE ID 83709

*****5-DIGIT 83719

|||||

|||||

SHAW BRADFORD PAINE
SHAW M CAMILLE
PO BOX 190244
BOISE ID 83719

Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 24, 2002

Tax Code Area: 152

Parcel Number: S1404417250

ASSESSED VALUE OF YOUR PROPERTY

CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
IRRIGATED AG DRY GRAZING WASTE LAND	48.151 28.440 1.000	0 0 0	0 0 0
SUBTOTAL: LESS HOMEOWNERS EXEMPTION: NET TAXABLE PROPERTY VALUE:	77.591	0 0 0	0 0 0

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
ADA COUNTY PEST EXTERMINATION EMERGENCY MEDICAL ADA COUNTY HIGHWAY DIST SCHOOL DISTRICT NO 3 KUNA LIBRARY KUNA FIRE MOSQUITO ABATEMENT			(208) 364-2333 (208) 888-2316 (208) 375-7048 (208) 387-6120 (208) 922-1000 (208) 922-1025 (208) 922-1144 (208) 362-1440	6-17-2002 6-17-2002 6-17-2002 8-28-2002 6-11-2002 8-15-2002 8-28-2002
SUBTOTAL: FEES: TOTAL PROPERTY TAXES & FEES:				

THIS IS NOT A BILL. DO NOT PAY.

See the back of this Notice for details

TAX EST DOES NOT INCLUDE ADDITIONAL CERTIFICATIONS AND FEES.
NEWLY ANNEXED AREAS - SEE 2000 TAX BILL FOR LAST YEARS TAXES

0108820

ATTACH A.

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: A63-04175
Date Received: 8/28/1989
Receipt No: W005053
Received By: [Signature]

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: BRADFORD P. SHAW
Address: 7383 S. CLOVERDALE
BOISE, ID 83709 208-362-9516

2. Date of Priority: OCT 22, 1902

3. Source: TENMILE CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	4	NW	SE			ADA
			SE	SE			ADA

5. Description of diverting works:
PUMP, DITCH, GRAVITY FLOW, OR DITCHES, GRAVITY FLOW, SM. POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01E	4	NE	SE		IRR	40.0
			NW	SE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	60.0
					Total Acres	60.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-4176.

14. Remarks:

CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE
POD OF IN THE SE SE OF SECTION 04. POD ADDED 07/06/1990.

15. Basis of Claim: STATUTORY CLAIM

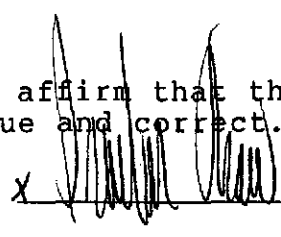
16. Signature(s)

(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: 7/6/90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of July 19 90

Seal

M. P. Gibson
Notary Public

Residing at Boise, Idaho
My Commission Expires 9-2-1994

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: A63-04175
Date Received: 8-28-89
Receipt No: W005053
Received By: _____

RECEIVED
AUG 28 1989

Department of Water Resources
Western Regional Office

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

1. Name: BRADFORD P. SHAW 208-362-9516
Address: 7383 S. CLOVERDALE
BOISE, ID 83709

2. Date of Priority: OCT 22, 1902

3. Source: TENMILE CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	4	NW	SE			ADA

5. Description of diverting works:
PUMP, DITCH, GRAVITY FLOW, OR DITCHES, GRAVITY FLOW, SM. POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INSTREAM STOCKWATER

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01E	4	NE	SE		IRR	40.0
			NW	SE		IRR	20.0
Section Acres							60.0

A63-04175

Page 1

Date: 08/15/89

MICROFILMED

AUG 20 1992

10. Place of Use: Continued

Total Acres 60.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
63-4176.

14. Remarks:

CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.

15. Basis of Claim: STATUTORY CLAIM

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: 8/12/89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22nd day
of August 1989
Michael D
Notary Public

Seal

Residing at Boise ID
My Commission Expires 1/13/93

Identification No. _____

Claim No. 63-4175

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

Bradford P. Shaw and Camille Shaw, husband and wife
1. Name of claimant M.B. Shaw and Lexola P. Shaw, husband and wife

post office address 1119 Warm Springs Avenue, Boise, Idaho

2. The point of diversion is in N-17-2 1/2 of SE 1/4 Section 4 Township 2 North

Range 1 East B.M. located on Ten Mile Creek

(name of source)

tributary to Boise River in Ada County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

(50 inches)
October 22, 1902 amount: .5 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed .5 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from April 1 to March 31 (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____

_____ ; length is _____ feet; height is _____ feet;

width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

NOTE: Ten Mile Creek runs through property of claimant including into a small storage reservoir. Water is diverted directly out of said creek.

b. Underground water diverting works: is well flowing or pumped Not appli- ; depth of well is _____

_____ feet; diameter of well is _____ inches; type of pump is _____

capacity of pump is _____ g.p.m.; name and address of well driller is _____

63 4175

c. Conveying works: length of ditch to place of use is NA feet; width of ditch at top is _____ feet; width of bottom of ditch is _____ feet; depth of water is _____ feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is _____; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; type of pipe _____; grade of pipe per 1000 feet is _____.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible. (see answer to Paragraph 4)

d. If water is stored: name of reservoir Not Applicable ;
total capacity of reservoir is _____ acre feet; active capacity of reservoir is _____ acre feet;
year construction commenced _____ ; year completed _____ ; date first used _____
period of storage is from _____ to _____ ; is reservoir drained each year _____ ;
is reservoir on or off stream _____ explain _____

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built_____, if so, give dates and describe_____

[illegible]

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

b. Do you get water through a ditch owned by several users? No If yes, give the name of the ditch _____ . The other users and their respective interests in the ditch are (if known) _____

6. Where water is used for stock watering, give number of each kind of stock watered Not Applicable

7. Where water is used for domestic or municipal purposes give number of families served Not Applicable
name of town supplied _____

8. Where water is used for other purposes not above enumerated, give the nature of use, the extent of use, and any details regarding the initiation of the right or subsequent later expansion. Be as specific as possible, giving dates and quantities. Not Applicable

9. Remarks: please explain any details of your claim which you feel need clarification or additional explanation

State of Idaho

County of Ada

53.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 8th day of August, 19 72.

sworn, deposes and says that he, she, they subscribed the
tached information (and that the matters and facts therein are
x Matthew Shaw
x My Wife Lynne Marie Shaw
Claimant
day of August, 19 72.
Gordon C. Friedman
Notary Public
Residing at Boise, Idaho

My commission expires 7-10-2015

For Department Use Only

Received by WJ Date 8/31/73

Exception filed by:

Forwarded to
claimant by:

Date _____

Prelim. check by KHF Date 8/31/72 # 8082

Fee received by Date 9-5-72 Fee \$ 10.00

Approved for publication by Kerr 9/5/32

Published in Idaho Statesman Dates 9/14/72

63 4135

INSTRUCTIONS

Your claim should set forth all necessary information to describe your claimed right. Failure to give enough information may make your claim of little value. Some of the items in the form may not apply to your situation. Please use additional sheets if space provided is not sufficient to fully answer the questions.

Paragraph No.

1. Give full name and post office address of person or company making the claim.
2. Describe the point of diversion by 40-acre subdivision. Give the name of the source, the drainage to which it is tributary if surface water, and the county in which the point of diversion is located. If there is more than one point of diversion, list others in the remarks section.
3. Give the priority dates and the quantities of water that you claim. You should accurately list the dates that you initiated each new use of the water. List separately the dates and amounts of water involved in each enlargement of the diversion. (Example: if you diverted 0.8 c.f.s. of water for irrigation on May 18, 1871, for the first time for use on 40 acres of land, and then later you enlarged the diversion by diverting an additional 0.4 c.f.s. of water to irrigate an additional 20 acres of land on June 1, 1901, your right should be described as follows:

Date of priority claimed:	<u>May 18, 1871</u>	amount:	<u>0.8 c.f.s. or</u>	<u> </u>	acre feet
	<u>June 1, 1901</u>	amount:	<u>0.4 c.f.s. or</u>	<u> </u>	acre feet
		Total claimed:	<u>1.2 c.f.s. or</u>	<u> </u>	acre feet

Since the water was used for irrigation between April 1 and October 31 on that particular farm, part b. would be completed as follows:

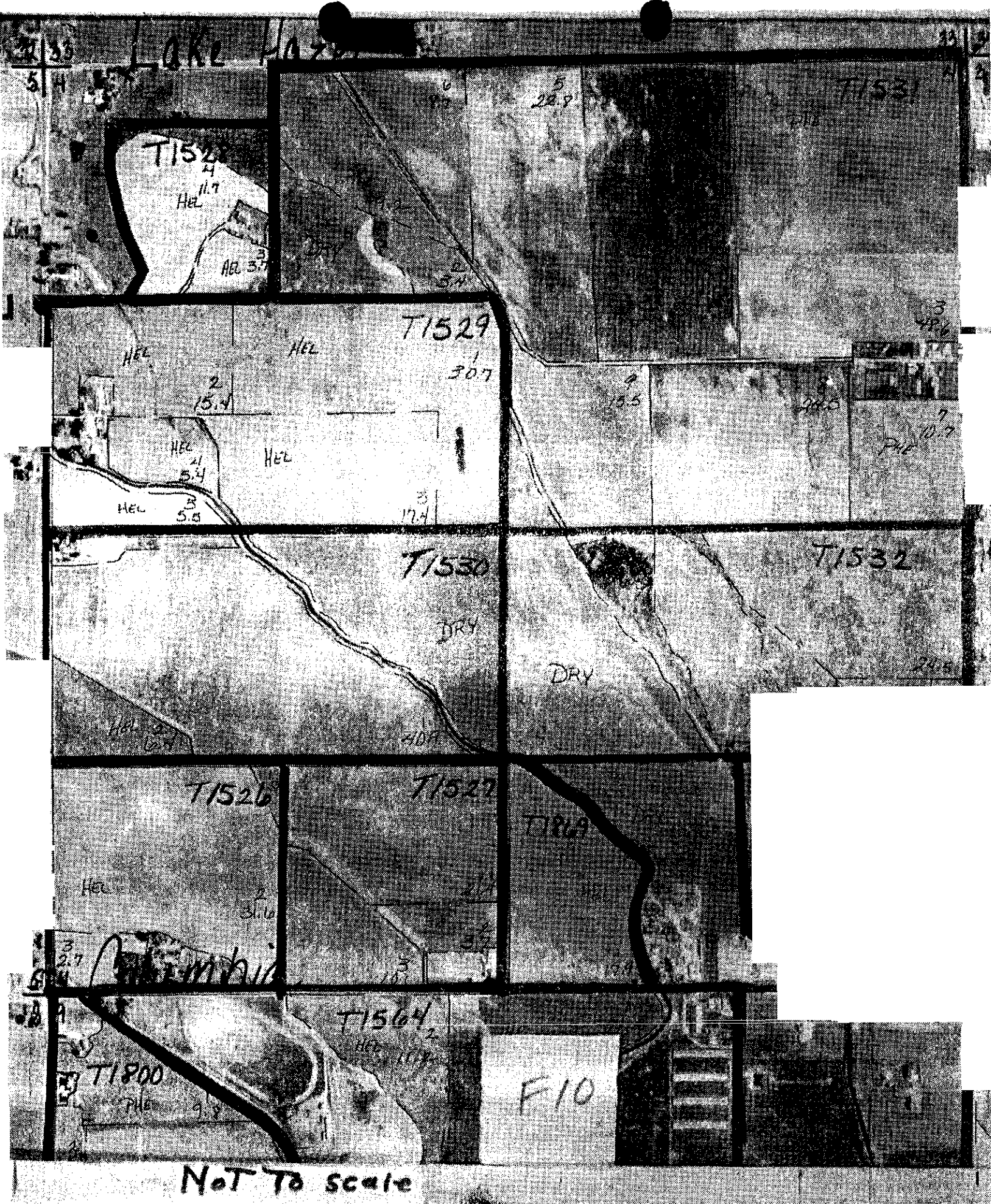
use irrigation period of use from April 1 to October 31 (both dates inclusive). If the water had been used for any other purpose, you would have described the priority date, amount, use, and period of use in a similar manner.

4. Describe the diversion works and explain any changes since the right was first initiated.
5. If the water is used for irrigation, give the total acreage and list the lands irrigated by 40-acre subdivisions and complete the other questions.
- 6, 7, & 8. Describe any other uses of water.
9. In the remarks section, give any information or details that you feel are not fully covered or that need clarifying. You might explain your operation, where the water is returned to if for an industrial or non-consumptive right, the condition and temperature of the returned water, and any other information to help explain your claim.

You may wish to include as a part of your claim, affidavits of witnesses who are familiar with your right and who have a personal knowledge of the circumstances which you have described in your claim. You may submit maps, drawings, certified copies of posted notices which may have been filed in the county courthouse, water measurement records, or any other document which you feel will support your claim.

Your claim will be advertised in a county newspaper for two weeks. Exceptions to your claim which dispute the water right that you have described may be received by the Department of Reclamation and you will be provided a copy of such exceptions.

The fee for filing this claim with the Department of Reclamation, Room 107, Statehouse, Boise, Idaho 83701, is \$10.00.



AJ5809NP
No. A63-04175

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 11/13/00
PAGE: 93

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BRADFORD P SHAW 7383 S CLOVERDALE BOISE ID 83709 (208) 362-9516	10/22/1902	IRRIGATION	04-01 10-31	1.200 CFS	
TOTAL DIVERSION:					1.200 CFS	

Water Source: TENMILE CREEK

Tributary to: BOISE RIVER

Stage: STATUTORY CLAIM

Point(s) of Diversion: T02N R01E S04 NWSE SESE ADA County

Place of use Legal Description for: IRRIGATION

		NE				NW				SW				SE						
T	R S	: Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	Lt	Ac	: Lt	Ac	Lt	Ac	: SUM
02N	01E 4	:								:						:	40	20		: 60.0
TOTAL ACRES																			60.0	

POU County: ADA

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: 63-4176.

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-23030 A63-04607A A63-04607B A63-23030

Other Water Rights Listing Overlapping Place(s) of Use:
A63-04176

Remarks: GEN CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE
POD OF IN THE SE SE OF SECTION 04. POD ADDED 07/06/1990.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 08/15/89 HOWERTON 07/06/90 GIBSON 03/30/95 POST-STD

Identification No. _____

Claim No. 63-4175

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Bradford P. Shaw and Camille Shaw, husband and wife
M.B. Shaw and Lexola P. Shaw, husband and wife

post office address 1119 Warm Springs Avenue, Boise, Idaho

2. The point of diversion is in N 1/2 of SE 1/4 Section 4 Township 2 North

Range 1 East B.M. located on Ten Mile Creek

(name of source)

tributary to Boise River in Ada County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

(50 inches)

October 22, 1902 amount: .5 c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

amount: _____ c.f.s. or _____ acre feet

Total claimed .5 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use Irrigation period of use from April 1 to March 31 (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive)

use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____

_____ ; length is _____ feet; height is _____ feet;

width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capac-

ity since structure was first built, giving dates and estimated capacities if known _____

NOTE: Ten Mile Creek runs through property of claimant including into a small storage reservoir. Water is diverted directly out of said creek.

b. Underground water diverting works: is well flowing or pumped Not appli- ; depth of well is
_____ feet; diameter of well is _____ inches; type of pump is cable

capacity of pump is _____ g.p.m.; name and address of well driller is _____

_____ ; if so, give dates and explain _____

ing date and dimensions if possible. (see answer to Paragraph 4)

is reservoir on or off stream _____ explain _____

location of reservoir by 40-acre subdivisions _____

describe _____

Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 50.34

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

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

In Re SRBA)

A. Subcase 63-4175

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

RECEIVED

Please fill in the following information:

JUN 21 2006
DEPARTMENT OF
WATER RESOURCES

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Boise-Kuna Irrigation District

Address: 129 N. School Ave.

Kuna, ID 83634

Daytime Phone: 922-5608

Name & Address of Attorney, if any:

Shelley M. Davis

Barker Rosholt & Simpson, LLP

205 N. 10th Street, Ste. 520, Boise ID 83702

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

Name: Bradford P. and Camille M. Shaw

Address: 4937 N. Hollow Ln.

Boise ID, 83702

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Boise-Kuna Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10. ☐ **I object because:**

☒ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Boise-Kuna Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Boise-Kuna Irrigation District.

F. VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Ada)

Shelley R. Davis, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

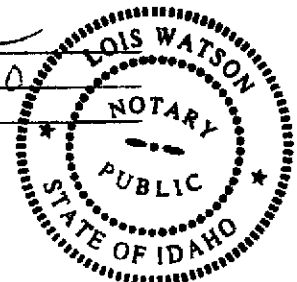
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 4/19/06

Notary Public for Ada County
Residing at: Ada County, Idaho
My Commission Expires: 12/08



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 20, 20006 I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

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

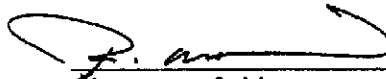
Name: Bradford P. and Camille M. Shaw
Address: 4937 N. Hollow Ln.
Boise, ID 83702

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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



Signature of objector or attorney
mailing on Objector's behalf

01/03/2006

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

RIGHT NUMBER: 63-4175

NAME AND ADDRESS: AV-CB LLC
9647 W PEBBLE BROOK LN
BOISE ID 83714

~~BRADFORD P SHAW~~
~~7382 S CLOVERDALE RD~~
~~BOISE ID 83709~~

SOURCE: TENMILE CREEK

TRIBUTARY: FIFTEENMILE CREEK

QUANTITY: 0.320 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.32 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 61.2 AF. COMBINED RIGHT NOS.: 63-04175
& 63-04176.

PRIORITY DATE: 03/01/1929

POINT OF DIVERSION:

T02N R01E S4 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.320 CFS

PLACE OF USE: IRRIGATION Within ADA County

T02N R01E S04 NWSE 23.0

23 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 13.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

The portion of Right 63-04175 used for conveyance losses is 0.05 cfs.

Failure of the right holder to comply with the conditions of transfer 71048 is
cause for the Director to rescind approval of the transfer.

After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by Transfer 71048 by 4/26/2009.

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

In Re SRBA

Case No. 39576

Water Rights: 63-4175, 63-4176

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐

Address change

XX

Substitution of Party

☐

IC § 42-222 transfer

☐

Point of diversion

☐

Place of use

☐

Period of use

☐

Nature of use

☐

Split of water right

☐

Change in ownership

☐

Other

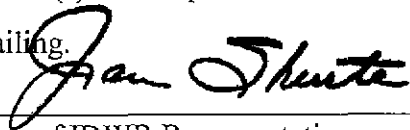
☐

IC § 42-219 license

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

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

DATED: January 3, 2006


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on January 3, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

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

2. Copies to:

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

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

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

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

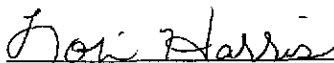
3. Copies to all parties to the subcase:

AV-CB LLC
9647 W. Pebble Brook Ln.
Boise ID 83714

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

Bradford Shaw
7383 S. Cloverdale Rd.
Boise ID 83709

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



Signature of person mailing this document

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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-4175					
63-4176					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s) Shaw Family LP + Bradford Shaw /
Megardons (2 parcels)
4. New Owner/Claimant(s) AVCB LLC (Roger Allen)
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 9647 W. Pebble Brook Ln
- City, State and ZIP Code Bolse ID 83714
- New Telephone Number () 208-853-3711
5. Date you acquired the property July 2005

RECEIVED

DEC 29 2005

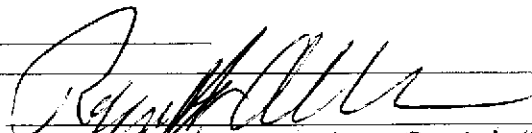
WATER RESOURCES
 WESTERN REGION

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

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

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

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


Member AV-CB LLC

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 12-29-05 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by AJD AJ Date 1-3-05 WR _____ Date _____



ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 07/25/05 04:47 PM
DEPUTY Bonnie Oberbillig
RECORDED-REQUEST OF
Title One

AMOUNT 24.00 8



Order No.: A0538952

WARRANTY DEED

FOR VALUE RECEIVED,

SHAW FAMILY LIMITED PARTNERSHIP, an Idaho limited partnership as to Parcel I only and BRADFORD PAINE SHAW and M. CAMILLE SHAW, husband and wife, as to Parcel II only, the Grantors, do hereby grant, bargain sell and convey unto AV-CB, LLC, an Idaho limited liability company whose current address is P.O. Box 140075, Boise, Idaho 83714 the Grantee, the following described premises, in Ada County, Idaho, TO WIT:

PARCEL I

A parcel of land situated in the Southwest Quarter of the Southeast Quarter of Section 4, Township 2 North, Range 1 East, Boise Meridian, Ada County, Idaho, and being more particularly described as follows:

Commencing at the South Quarter corner of said Section 4; thence on the South boundary of Section 4,

South 89 degrees 30'00" East a distance of 1125.67 feet to the POINT OF BEGINNING; thence North 0 degree 46'18" East a distance of 770.00 feet to a point; thence

South 90 degrees 00'00" West a distance of 355.33 feet to a point on the centerline of the Farr Lateral; thence along said centerline,

North 45 degrees 50'13" West a distance of 512.01 feet to a point; thence continuing along the centerline,

North 64 degrees 10'37" West a distance of 134.22 feet to a point; thence along the centerline, North 43 degrees 14'32" West a distance of 195.62 feet to a point; thence

South 89 degrees 35'11" East a distance of 1196.40 feet; thence

South 00 degree 46'18" West a distance of 549.10 feet; thence

South 90 degrees 00'00" West a distance of 181.59 feet; thence

South 00 degree 46'18" West a distance of 770.26 feet to the South boundary of said Section 4; thence along the South boundary

North 89 degrees 30'00" West a distance of 30.00 feet to the POINT OF BEGINNING.

PARCEL II

A portion of the Northwest Quarter Southeast quarter, Section 4, Township 2 North, Range 1 East, Boise Meridian, Ada County, Idaho, described as follows:

Beginning at the Northwest corner of said Northwest Quarter Southeast Quarter, the REAL POINT OF BEGINNING; thence South $89^{\circ}40'51''$ East along the North line of said Northwest Quarter Southeast quarter a distance of 1037.44 feet to the Northwest corner of Umpqua Subdivision No. 1; thence Southerly along the Westerly boundary of said Umpqua Subdivision No. 1 and also Umpqua Subdivision No. 2 the following courses and distances:
South $00^{\circ}46'41''$ West, 301.95 feet;
South $00^{\circ}46'41''$ West, 378.05 feet;
South $33^{\circ}35'59''$ East, 531.29 feet;
South $00^{\circ}46'41''$ West along said West boundary of said Umpqua Subdivision No. 2, said line along being the East line of said Northwest quarter Southeast quarter a distance of 200.00 feet to the Southwest corner of said Umpqua Subdivision No. 2, said point also being the Southeast corner of said Northwest Quarter Southeast Quarter; thence North $89^{\circ}34'43''$ West along the South line of said Northwest Quarter Southeast Quarter a distance of 1337.17 feet to the Southwest corner of said Northwest Quarter Southeast Quarter; thence North $00^{\circ}46'02''$ East along the West line of said Northwest Quarter Southeast Quarter a distance of 1318.51 feet to the Northwest corner of said Northwest Quarter Southeast Quarter, the REAL POINT OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantors does hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that they are free from all encumbrances EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to the permitted exceptions attached hereto as Exhibit A, and that Grantors will warrant and defend the same from all lawful claims whatsoever.

Dated: July 25, 2005

SHAW FAMILY LIMITED PARTNERSHIP

BY: SHAW CORPORATION, General Partner

BY: [Signature]
BRADFORD PAINE SHAW, President

BY: M. Camille Shaw
M. CAMILLE SHAW, Secretary

[Signature]
BRADFORD PAINE SHAW

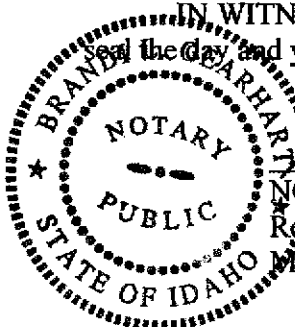
M. Camille Shaw
M. CAMILLE SHAW

STATE OF IDAHO)
) ss.
County of Ada)

On this 25th day of July, 2005, before me, the undersigned, a Notary Public in and for said State, personally appeared BRADFORD PAINE SHAW and M. CAMILLE SHAW known or identified to me to be the President and Secretary of the corporation that executed the within instrument said corporation known to me to be the General Partner of SHAW FAMILY LIMITED PARTNERSHIP, the partnership that executed the instrument and acknowledged to me that they executed the same for and on behalf of said corporation and that such corporation executed it on behalf of said partnership and that said partnership executed it.

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

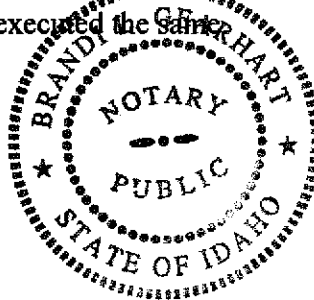
Brandi R. Dearhart
NOTARY PUBLIC for Idaho
Residing at: Middleton
My Commission Expires: 9/4/07



State of Idaho)
County of Ada)

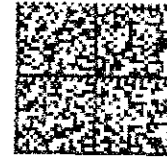
On this 25th of July, 2005, before me, the undersigned, a notary public personally appeared, Bradford Paine Shaw and M. Camille Shaw known to me or proven to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

Brandi L. Leachant
Notary Public
Residing In: Middleton
Expires: 9/4/07



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 01
0004389363 JAN
MAILED FROM ZIP CODE

RECEIVED
JAN 06 2006
WATER RESOURCES
WESTERN REGION

UNDELIVERABLE AS
ADDRESSED
FORWARDING ORDER
EXPIRED

IDAHO DEPARTMENT OF WATER RESOURCES
2735 Airport Way
Boise, ID 83705-5082
(208) 334-2190

TO

BRADFORD SHAW
7283 S CLOVERDALE RD
BOISE ID 83709

UTF

63-4175 } NCAP
63-4176 }

ADDRESS SERVICE

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

UNDELIVERABLE AS
ADDRESSES
FORWARDED UNDER
ORDER

WAF
KOB

BRADFORD P SHAW
7383 S CLOVERDALE RD
BOISE ID 83709

63-4175
63-4176

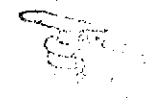
FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.83
0004310839 DEC 16 20
MAILED FROM ZIP CODE 837

RECEIVED
DEC 20 2005
WATER RESOURCES
WESTERN REGION

RECEIVED
DEC 19 2005
DEPARTMENT OF
WATER RESOURCES



UNDELIVERABLE AS
ADDRESSES
FORWARDED UNDER
ORDER



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 13, 2005

AV-CB LLC
9647 W PEBBLE BROOK LN
BOISE ID 83714

RE: NOTICE OF CLAIM NO(S): A63-4175, 63-4176

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

BRADFORD SHAW
4937 N HOLLOW LN
BOISE ID 83702

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership form, as appropriate, to correct our records.

If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at (208) 334-2190.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region

LH:l
Enclosures



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

September 23, 2005

BRADFORD P. SHAW
PO BOX 1928
BOISE ID 83701-1928

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-4175
Change of Address

Dear Water Right Holder:

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

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

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

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

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

Signature of water right claimant

Telephone number

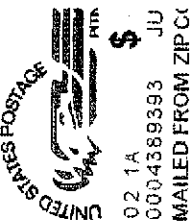
10-4-05

Bradford Shaw called,
he has sold property.
He couldn't remember name
of new owner, but suggested
we contact Knipe hand (creator)
to get name of new owner.

10-6-05

Knipe hand did not have
address of purchaser
Michael Rodriguez. No listing
in phone book.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705



FIRST CLASS

RECEIVED

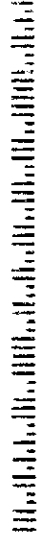
JUN 23 2005

WATER RESOURCES
WESTERN REGION

BRADFORD P SHAW
7383 S CLOVERDALE RD
BOISE ID 83709

SHAW383 X837092012 1003 03 06/17/05
RETURN TO SENDER

SHAW NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD
RETURN TO SENDER



63-4175

PO Box 1928
Boise 83701-1928

Please Forward

05/05/2005

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

RIGHT NUMBER: 63-4175

NAME AND ADDRESS: BRADFORD P SHAW
7383 S CLOVERDALE RD
BOISE ID 83709

SOURCE: TENMILE CREEK

TRIBUTARY: FIFTEENMILE CREEK

QUANTITY: 0.320 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.32 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 61.2 AF. COMBINED RIGHT NOS.: 63-04175
& 63-04176.

PRIORITY DATE: 03/01/1929

POINT OF DIVERSION:

T02N R01E S4 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.320 CFS

PLACE OF USE: IRRIGATION Within ADA County

T02N R01E S04 NWSE 23.0

23 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 13.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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: Beneficial Use

The portion of Right 63-04175 used for conveyance losses is 0.05 cfs.

Failure of the right holder to comply with the conditions of transfer 71048 is
cause for the Director to rescind approval of the transfer.

After specific notification by the Department, the right holder shall install
a suitable measuring device or shall enter into an agreement with the
Department to determine the amount of water diverted from power records
and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by Transfer 71048
by 4/26/2009.

Harris, Lori

From: Shurte, Jan
Sent: Thursday, May 05, 2005 8:02 AM
To: Harris, Lori
Subject: FW: 71048 Shaw -Order Granting an Extension of Time to Complete Transfer

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

From: Skaggs, Pam
Sent: Wednesday, May 04, 2005 9:40 AM
To: Nelson, Dan; Curtis, Sharla; Shaff, Don; Shurte, Jan
Subject: 71048 Shaw -Order Granting an Extension of Time to Complete Transfer

On 05-04-2005 an Order Granting an Extension of Time to Complete Transfer 71048 was issued extending the completion date to 04-26-2009.
A comment has been added to the WR records.

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

From: Skaggs, Pam
Sent: Monday, April 26, 2004 3:47 PM
To: Nelson, Dan; Curtis, Sharla; Shaff, Don; Shurte, Jan
Subject: 71048 Shaw - Approved Transfer

Rights associated with approved Transfer 71048

WR Number	Current#	Type
63-4175	63-4175	Recommendation
63-4176	63-4176	Recommendation

This message is notification that this transfer has been approved and is available for distribution as appropriate.



STATE OF IDAHO

Department of Water Resources
Western Region

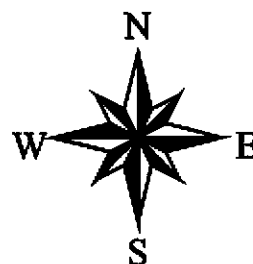
Water Right(s): 63-04175



1320 0 1320 Feet

Total Irrigated Acres: 23.0

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



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: May 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

WATER RIGHT NUMBER: 63-4175 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M CAMILLE SHAW 4937 N HOLLOW LN BOISE, ID 83702 (208)362-9516
Current Owner	BRADFORD P SHAW 7383 S CLOVERDALE RD BOISE, ID 83709 (208)362-9516
Original Owner	LEXOLA P SHAW , ID
Original Owner	M B SHAW 999 N CURTIS RD STE 407 BOISE, ID 83704

Priority Date: 03/01/1929

Basis: Beneficial Use

Status: Active

Source

TENMILE CREEK

Tributary

FIFTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.320 CFS	
	<u>Total Diversion:</u>	0.320 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	NW1/4SE1/4	Sec. 4, Twp 02N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	4																	23.0

Total Acres: 23

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

1. **Explanatory** After specific notification by the Department, the right holder shall install a suitable measuring device or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. **Place of Use - Irrigation** USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 13.6 ACRES IN A SINGLE IRRIGATION SEASON.
3. **Quantity** USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.32 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 61.2 AF. COMBINED RIGHT NOS.: 63-04175 & 63-04176.
4. **Explanatory** Failure of the right holder to comply with the conditions of transfer # 71048 is cause for the Director to rescind approval of the transfer.
5. **Explanatory** The portion of Right 63-04175 used for conveyance losses is 0.05 cfs.

Comments:

1. csaxton 8/14/2003 Diversion Rate

Comment: Diversion Rate capacity as calculated using the mannings method came up with 1.47 cfs. Ditch loss calculation resulted in 0.046 rounded to 0.05 cfs. See notes in file.

2. csaxton 8/14/2003 Priority Date

Comment: Priority evidence is in the form of an affidavit that confirms use dating back to 1929.

3. csaxton 8/15/2003 Ditch Loss

Comment: Ditch loss calculation adds 0.05 cfs to diversion rate.

4. csaxton 5/25/2004 Transfer 71048

Comment: Transfer altered claim. Recommendation changed to represent approved transfer 71048. All previous notes are related to claim review prior to approval of Transfer 71048.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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0.32		
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Combined Water Rights: 63-4176 , 63-4175

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	8/14/2003 1:24:39 PM	csaxton			Active
Priority Date	8/14/2003 1:30:44 PM	csaxton			Active
POD	8/14/2003 1:31:03 PM	csaxton			Active
Source	8/14/2003 2:10:55 PM	csaxton			Active
POU	8/14/2003 2:11:26 PM	csaxton			Active
Use	8/14/2003 2:12:34 PM	csaxton			Active
Season	8/14/2003 2:12:51 PM	csaxton			Active
Quantity	8/14/2003 2:15:09 PM	csaxton			Active
Summary			08/14/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	8/14/2003 1:24:40 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field exam 8/6/03 and 8/12/03.
POD	8/14/2003 2:10:13 PM	csaxton	Edited PLS
POD	5/25/2004 9:04:03 AM	csaxton	Edited point location
POD	5/25/2004 9:05:32 AM	csaxton	Edited PLS
POU	5/25/2004 9:06:33 AM	csaxton	Edited shape boundary
POU	5/25/2004 9:07:10 AM	csaxton	Edited PLS
POU	8/14/2003 2:11:44 PM	csaxton	Edited shape boundary
Priority Date	8/14/2003 1:30:46 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavit

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

POD	8/14/2003 1:31:04 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	8/14/2003 2:10:57 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field exam 8/6/03 and 8/12/03.
POU	8/14/2003 2:11:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam 8/6/03 and 8/12/03.
Use	8/14/2003 2:12:36 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 8/6/03 and 8/12/03.
Season	8/14/2003 2:12:53 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

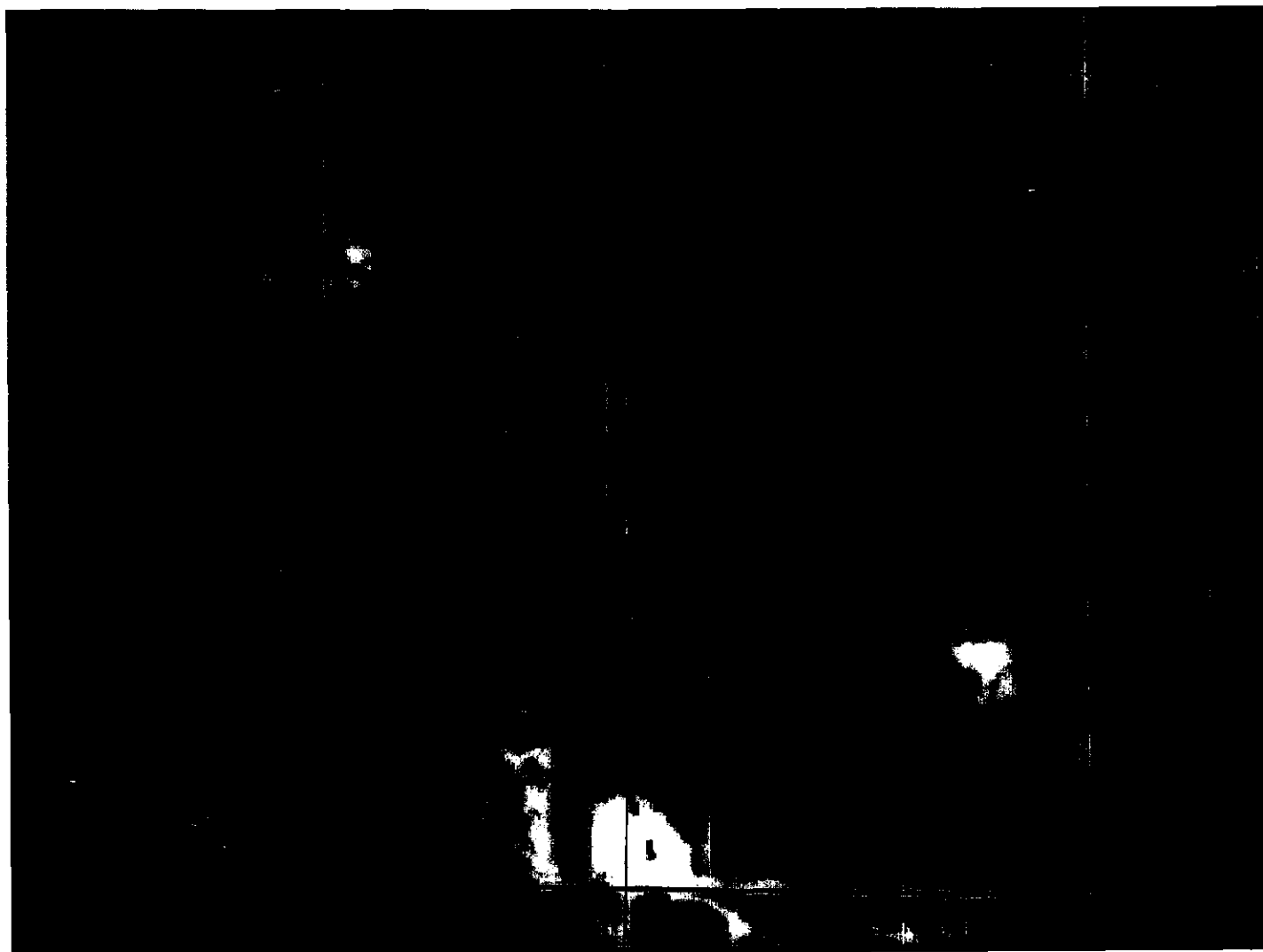
Quantity	8/14/2003 2:15:10 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Mannings measurement on 8/12/03.
POD	8/14/2003 2:09:08 PM	csaxton	Edited point location
POU	8/14/2003 2:11:58 PM	csaxton	Edited PLS
Summary	8/14/2003 2:17:34 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?



STATE OF IDAHO

Department of Water Resources
Western Region

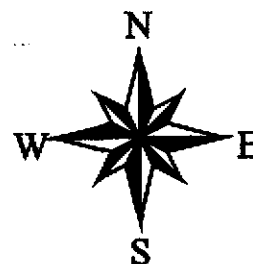
Water Right(s): 63-04175



1320 0 1320 Feet

Total Irrigated Acres: 13.6

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



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: August 2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

WATER RIGHT NUMBER: 63-4175 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	M CAMILLE SHAW 4937 N HOLLOW LN BOISE, ID 83702 (208)362-9516
Current Owner	BRADFORD P SHAW 7383 S CLOVERDALE RD BOISE, ID 83709 (208)362-9516
Original Owner	LEXOLA P SHAW , ID
Original Owner	M B SHAW 999 N CURTIS RD STE 407 BOISE, ID 83704

Priority Date: 03/01/1929

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
TENMILE CREEK	FIFTEENMILE CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.320 CFS	
	<u>Total Diversion:</u>	0.320 CFS	

Location of Point(s) of Diversion

TENMILE CREEK	SE1/4SE1/4	Sec. 4, Twp 02N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01E	4													2.6	11.0			13.6

Total Acres: 13.6

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

1. Quantity USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 0.32 CFS.
2. Place of Use - Irrigation USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 13.6 ACRES IN A SINGLE IRRIGATION SEASON.

Comments:

1. csaxton 8/14/2003 Diversion Rate

Comment: Diversion Rate capacity as calculated using the mannings method came up with 1.47 cfs. Ditch loss calculation resulted in 0.046 rounded to 0.05 cfs. See notes in file.

2. csaxton 8/14/2003 Priority Date

Comment: Priority evidence is in the form of an affidavit that confirms use dating back to 1929.

3. csaxton 8/15/2003 Ditch Loss

Comment: Ditch loss calculation adds 0.05 cfs to diversion rate.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	8/14/2003 1:24:39 PM	csaxton			Active
Priority Date	8/14/2003 1:30:44 PM	csaxton			Active
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Quantity	8/14/2003 2:15:09 PM	csaxton			Active
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	8/14/2003 1:24:40 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field exam 8/6/03 and 8/12/03.
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

POU	8/14/2003 2:11:28 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - Field exam 8/6/03 and 8/12/03.
Use	8/14/2003 2:12:36 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field exam 8/6/03 and 8/12/03.
Season	8/14/2003 2:12:53 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	8/14/2003 2:15:10 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Mannings measurement on 8/12/03.
POD	8/14/2003 2:09:08 PM	csaxton	Edited point location
POU	8/14/2003 2:11:58 PM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4175 V1

Summary	8/14/2003 2:17:34 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
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03/04/2004

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

RIGHT NUMBER: 63-4175

NAME AND ADDRESS: BRADFORD P SHAW
7383 S CLOVERDALE RD
BOISE ID 83709

SOURCE: TENMILE CREEK TRIBUTARY: FIFTEENMILE CREEK

QUANTITY: 0.320 CFS

USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.32 CFS.

PRIORITY DATE: 03/01/1929

POINT OF DIVERSION:
T02N R01E S4 SESE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.320 CFS

PLACE OF USE: IRRIGATION Within ADA County

T02N R01E S04	NESE	2.6	T02N R01E S04	NWSE	11.0
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13.6 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-04176 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 13.6 ACRES IN A SINGLE
IRRIGATION SEASON.

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: Beneficial Use

MEMORANDUM

Date: March 4, 2004

To: Transfer File

From: Craig L. Saxton

Subject: Change in priority date for SRBA Recommendation for 63-04175

It was brought to my attention that the original recommendation for SRBA claim 63-04175 listed a priority date of 1/3/1929. This was questioned because it was inconsistent with the standard practice of recommending the first day of the current irrigation season on beneficial use claims when evidence was only provided supporting the year of initial use.

After reviewing the file, I found that the recommended priority date of 1/3/1929 for SRBA claim 63-04175 was a typo. The actual recommended priority date should be 3/1/1929, which is consistent with standard Adjudication procedures as March 1, is the IDWR standard for the beginning of the irrigation season in this area.

Changes have been made on the database to reflect that the recommended priority date for SRBA claim 63-04175 is March 1, 1929.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4175

WATER RIGHT NUMBER: 63-4175

Owner Type Name and Address
 Original Owner CAMILLE SHAW
 1119 WARM SPRINGS AVE
 BOISE, ID
 Current Owner BRADFORD P SHAW ✓
 7383 S CLOVERDALE RD
 BOISE, ID 83709
 (208)362-9516
 Original Owner LEXOLA P SHAW
 , ID
 Original Owner M B SHAW
 999 N CURTIS RD STE 407
 BOISE, ID 83704

Priority Date: 10/22/1902 3-1-1929

Basis: ~~Statutory Claim~~ P-use

Status: Active ✓

Source Tributary
 TENMILE CREEK ✓ BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31		1.200 CFS	
	3/1	11/15	0.32	
	<u>Total Diversion:</u>		1.200 CFS	0.32

Location of Point(s) of Diversion
 TENMILE CREEK ✓ SE1/4SE1/4 Sec. 4, Twp 02N, Rge 01E, B.M.
 ADA County
~~TENMILE CREEK~~ ~~NW1/4SE1/4~~ ~~Sec. 4, Twp 02N, Rge 01E, B.M.~~
~~ADA County~~

Place of Use
 IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
02N	01E	4					
			40.0	20.0			60.0
			2.6	11			13.6

Total Acres: 60 13.6

Conditions of Approval:

- C18 0.32
 - use of this right with 63-04176 is limited to 0.32 cfs
 - use of this right with 63-04176 is limited to 13.6 ac.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4175

1. General CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE POD OF IN THE SE SE OF SECTION 04. POD ADDED 07/06/1990.

Comments:

Dates and Other Information:

Claim Received Date: 8/28/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Memorandum

Date: August 14, 2003

To: Dan Nelson

Cc: Steve Lester

From: Craig Saxton

Subject: Bradford Shaw application for Transfer and SRBA claims 63-04175 and 63-04176

I have completed SRBA recommendations on 63-04175 and 63-04176. It was brought to my attention that a transfer has been filed on these two rights and the recommendations needed to be done promptly. Well...that didn't happen... but they are done now.

Note that the application for Transfer of a water right asked to move 23 of 60 claimed acres. I found 13.6 acres total being irrigated from the waste water source and Ten Mile Creek (both overlapping). The majority of the 60 acres claimed under the two above mentioned rights is irrigated under Boise-Kuna Canal company.

In addition, recommended priority dates for both claims were reduced compared to what was claimed based on available evidence.

When leaving the field exam I informed Mr. Shaw that my intention was to recommend these two rights significantly different than what was claimed. So this shouldn't be a big surprise.

Let me know if you have any questions.

8-6-03 : Steve Hauke From EIS filed Transfer for Claimant
FE (cont) to move water from lower portion to top
of Hill

: 1993 shave water PSD moved from Moore lateral
to far lateral on top of the hill.

8-12-03 : Did Manning's Equation on waste ditch. See
FE notes in file.

: Ditch loss calculation adding 0.046 ~~as~~ 0.05 of
to diversion rates

2-26-03 : Just went out and looked at the property.
FE

: land to the west is a hill and could not have been flood irrigated.

Need to set up appointment with claimant
pics Taken

6-30-03 : 63-17404 - Domestic from Well PD'd

: Priority Evidence is a Notice of Claim from 10 mile creek dating to 1900.

: Priority Evidence supports 1929.

8-5-03 : Called and left message to call me for FE

: 863-0446 cell

: 850-4386 cell

8-6-03 : Claimant lived at current Residence for 34 years
FE or moved in 1969 ish. Per Claimant Statement

: Claimant Irrigates the majority of their property with Boise-Kuna Canal Shares.

: Ten Mile and Waste Water used on the same Pon which is not the majority of

: Pond built in the 1950's but is not Part of the current irrigation system. Claimant said that there is an old pipe that runs up the hill to the west side of the property where a previous owner tried to Irrigate the hill by pumping out of the pond, but that system has not been used for a long time.

: Stock just Drink out of Ditches + 10 mile Ck
100 head max - Average is 50 head

: Ten mile creek not used for a year or 2 because of Subdivision of the Property. 2000 Photographs Shows Irrigation

MANNING EQUATION - DATA COLLECTION

Claim Number(s): 63-4175
 Name of Claimant(s): Bradford Shaw
 Name of Ditch, Canal, or Stream: TEN MILE CREEK
 Date of Measurement: 8-12-03 Data Collected By: CRAIG E. ROWN
 Measurement Location: SE 1/4 SE 1/4 Section 4 T2N R1E

Cross Section Data

Basis: high water mark(☒) maximum capacity()

Note: minimum of five depth or rod readings; first and last must be equal or zero

UPSTREAM		DOWNSTREAM	
depth or rod reading	distance from initial point	depth or rod reading	distance from initial point
1. <u>0</u>	<u>0</u>	7. <u>0</u>	<u>0</u>
2. <u>.55</u>	<u>.5</u>	8. <u>.25</u>	<u>.5</u>
3. <u>.65</u>	<u>1.0</u>	9. <u>.95</u>	<u>1.0</u>
4. <u>.6</u>	<u>1.5</u>	10. <u>.95</u>	<u>1.5</u>
5. <u>.26</u>	<u>2.0</u>	11. <u>.8</u>	<u>2.0</u>
6. <u>.05</u>	<u>2.5</u>	12. <u>.2</u>	<u>2.5</u>
<u>0</u>	<u>2.7</u>	<u>0</u>	<u>2.9</u>

Slope Data

Basis: high water mark(☒) channel bottom() land surface()

Level Readings:	upstream	downstream	
upper stadia	<u>5.02</u>	<u>5.53</u>	
center	<u>4.52</u>	<u>5.11</u>	
lower stadia	<u>4.02</u>	<u>4.71</u>	channel length
stadia difference	<u>(1.00 + .82)</u>		x 100 = <u>182</u>

Note: for elevations, the downstream rod reading must be higher than the upstream rod reading

Comments

Are maps and/or photos attached? yes()

MANING'S "n" (roughness coefficient)

BASIC "n" CHANNEL MATERIAL				CHANNEL OBSTRUCTIONS			
earth	.020	X	(1)	negligible	.000	X	(1)
rock	.025		(2)	minor	.010		(2)
fine gravel	.024		(3)		.015		(3)
coarse gravel	.028		(4)	appreciable	.020		(4)
					.030		(5)
				severe	.040		(6)
					.050		(7)
					.060		(8)
				SURFACE IRREGULARITY			
smooth	.000		(1)	low	.005		(1)
minor	.005	X	(2)		.010		(2)
moderate	.010		(3)	medium	.015	X	(3)
severe	.020		(4)		.020		(4)
					.025		(5)
				high	.030		(6)
					.040		(7)
					.050		(8)
				very high	.060		(9)
					.075		(10)
					.100		(11)
VARIATIONS IN SIZE AND SHAPE OF CROSS-SECTION				DEGREE OF MEANDERING			
gradual	.000	X	(1)	minor	1.00	X	(1)
occasional	.005		(2)	appreciable	1.15		(2)
frequent	.010		(3)	severe	1.30		(3)
	.015		(4)				

MANNING EQUATION CHANNEL CAPACITY RESULTS

08-12-2003

File Number: 63-4175

Claimant: SHAW

Channel measured: TENMILE CR

Date of measurement: 08-12-03

Measurement location:

T02N R01E S04 SESE

Calculation prepared by: CRAIG

Comments about the measurement:

The results of the calculation are:

The length of the channel measured is 182 feet.

The upstream and downstream rod readings are 4.52 and 5.11 feet.

The channel cross section is 1.31 ft-sq.

The wetted perimeter is 3.39 feet.

The hydraulic radius is 0.39 feet.

The slope is 0.0032

The roughness coefficient is 0.0400

The flow velocity is 1.123 ft/sec.

The rate of flow is 1.47 cfs.

CROSS SECTION NUMBER 2

For File Number 63-4175 for the TENMILE CR

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.25	0.25	0.50
3	0.95	0.95	1.00
4	0.95	0.95	1.50
5	0.80	0.80	2.00
6	0.20	0.20	2.50
7	0.00	0.00	2.90

The area for this cross section is 1.56 square feet
and the wetted perimeter is 3.67 feet.

CROSS SECTION NUMBER 1

For File Number 63-4175 for the TENMILE CR

Number	Rod Reading	Water Depth	Distance
1	0.00	0.00	0.00
2	0.55	0.55	0.50
3	0.65	0.65	1.00
4	0.60	0.60	1.50
5	0.26	0.26	2.00
6	0.05	0.05	2.50
7	0.00	0.00	2.70

The area for this cross section is 1.05 square feet
and the wetted perimeter is 3.11 feet.

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER:

Craig Saxton

FIELD EXAM DATE:

AUG 12, 2003

FOR CLAIM(S)

63-4175

TEN MILE CREEK

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile

W = The top width of the high water mark in feet

i = The loss rate in feet per day (see table)

0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

WORK SHEET

W = (2.53 FT) i = (1 FT/DAY)(0.0667)

S = .1687 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (.1687 CFS/MILE)(.273295 MILE)

CONVEYANCE LOSS =

.046

TOP OF DITCH = W

MAP MEASUREMENT

Section 1 = 2.7

Length in Inches = _____ = A

Section 2 = 2.9

Section 3 = 2.0

Map Scale: _____ In. = 1 Mile = B

Total... = 7.6

A/X: B/5,280 = Ft/5,280 = Mile

/2or 3... = 2.53 = W

1443/5280 = .273295

Data/forms/Conv.loss.doc

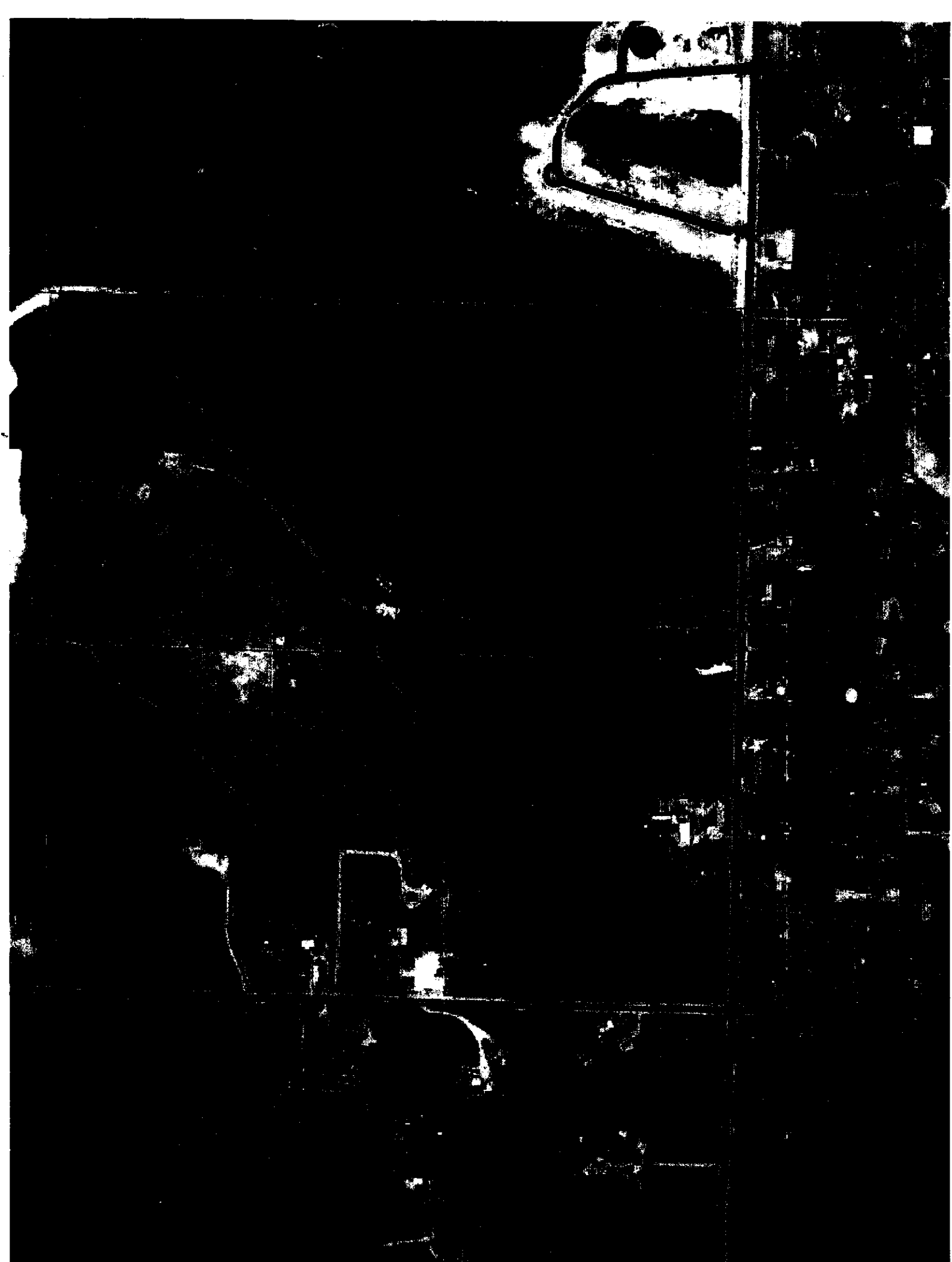
63-04175

Manning's

FE: 8/12/03



Looking at a cross sectional area where the Manning's measurement was taken on the ditch supplied by Tenmile creek.





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

August 6, 2003

ROLLAND MEGORDEN
KAREN MEGORDEN
4470 E COLUMBIA RD
MERIDIAN ID 83642

RE: Access to Ten Mile Creek and irrigation Ditches

Dear Mr. and Ms. Megorden,

The Idaho Dept. of Water Resources is in the process of reviewing Snake River Basin Adjudication claims in your area.

There are two ditches that flow through your property that supply down stream water users with irrigation water. In order to complete a field exam IDWR will need to measure the capacity of the ditches.

IDWR field agents plan to conduct a field exam at **9:00 am on Tuesday August 12, 2003**, which will require us to be on your property.

It is not necessary for you to be in attendance, but just wanted to inform you that we would be on the premises.

If you have any questions or concerns, please feel free to contact me at (208) 334-2190.

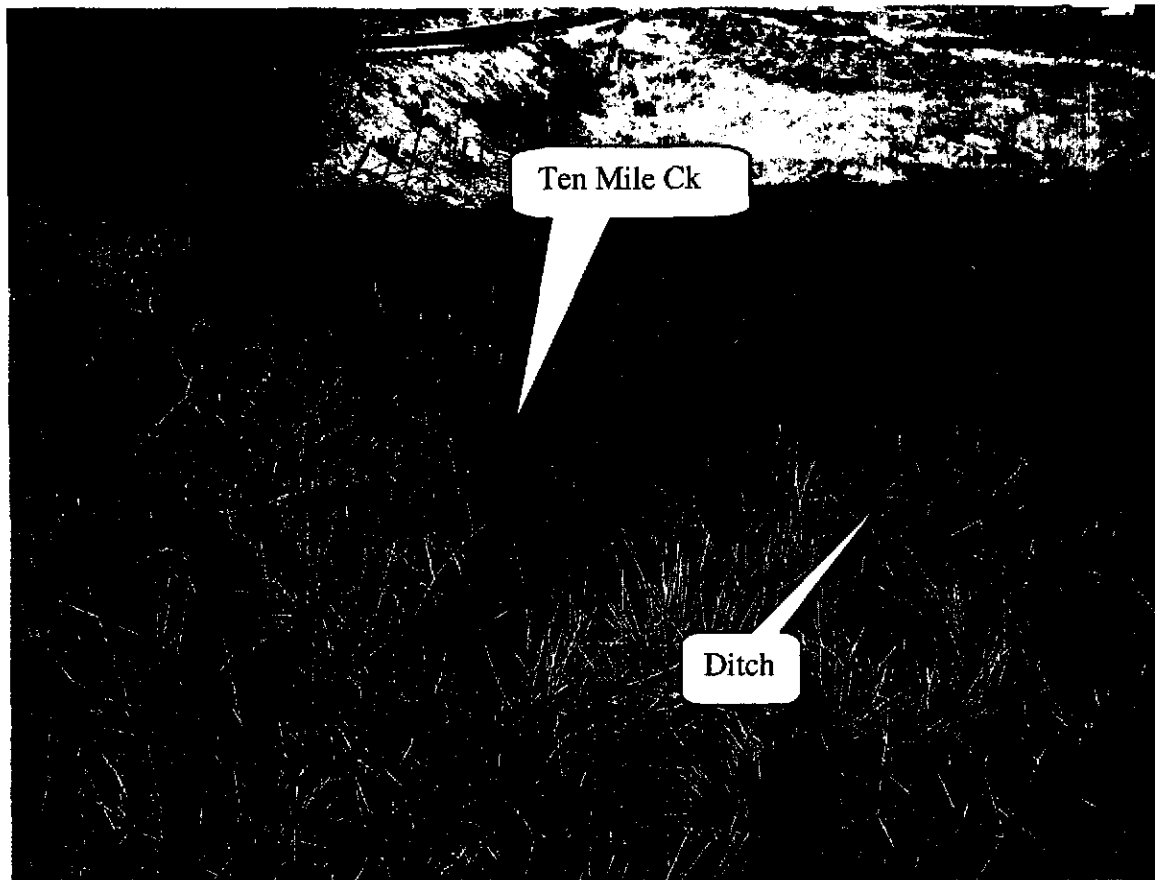
Respectfully submitted,

Craig L. Saxton
Sr. Water Resource Agent
Adjudication Bureau

63-04175

POD

FE: 8/6/03

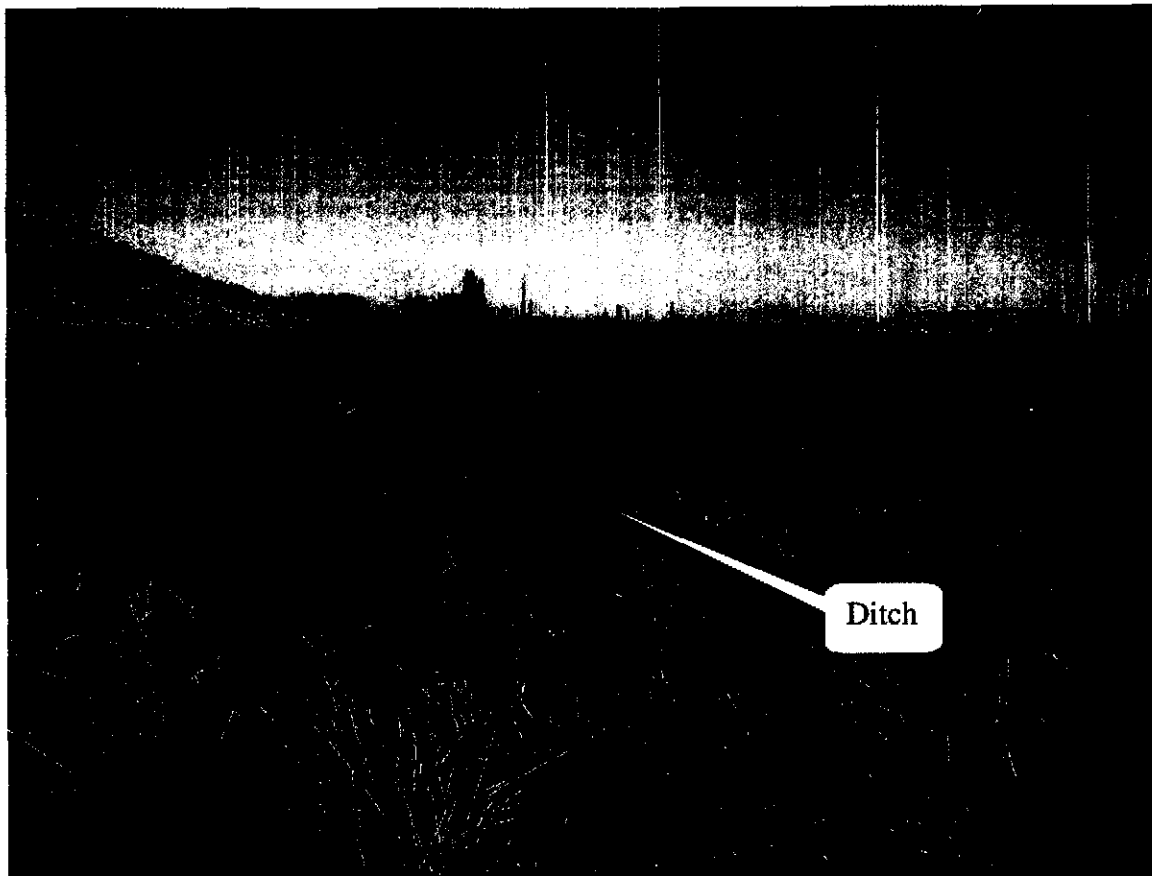


Looking West at POD. Ten Mile creek in view. This is the point where the water from Ten Mile Creek enters the ditch system to the claimed POU. No obvious signs of diversion works.

63-04175

Ditch

FE: 8/6/03

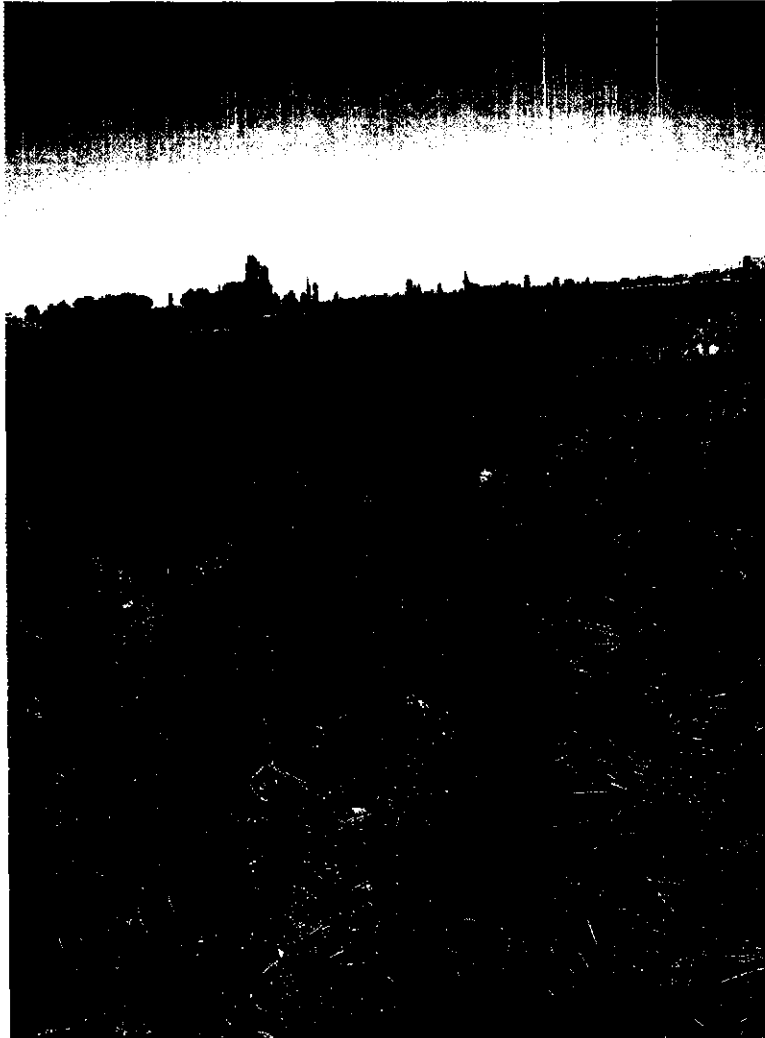


Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03



Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03



Looking North at ditch that carries Ten Mile Creek water to claimed POU. Ditch has not been cleaned this year due to subdivision of the property and not irrigating this year.

63-04175

Ditch

FE: 8/6/03

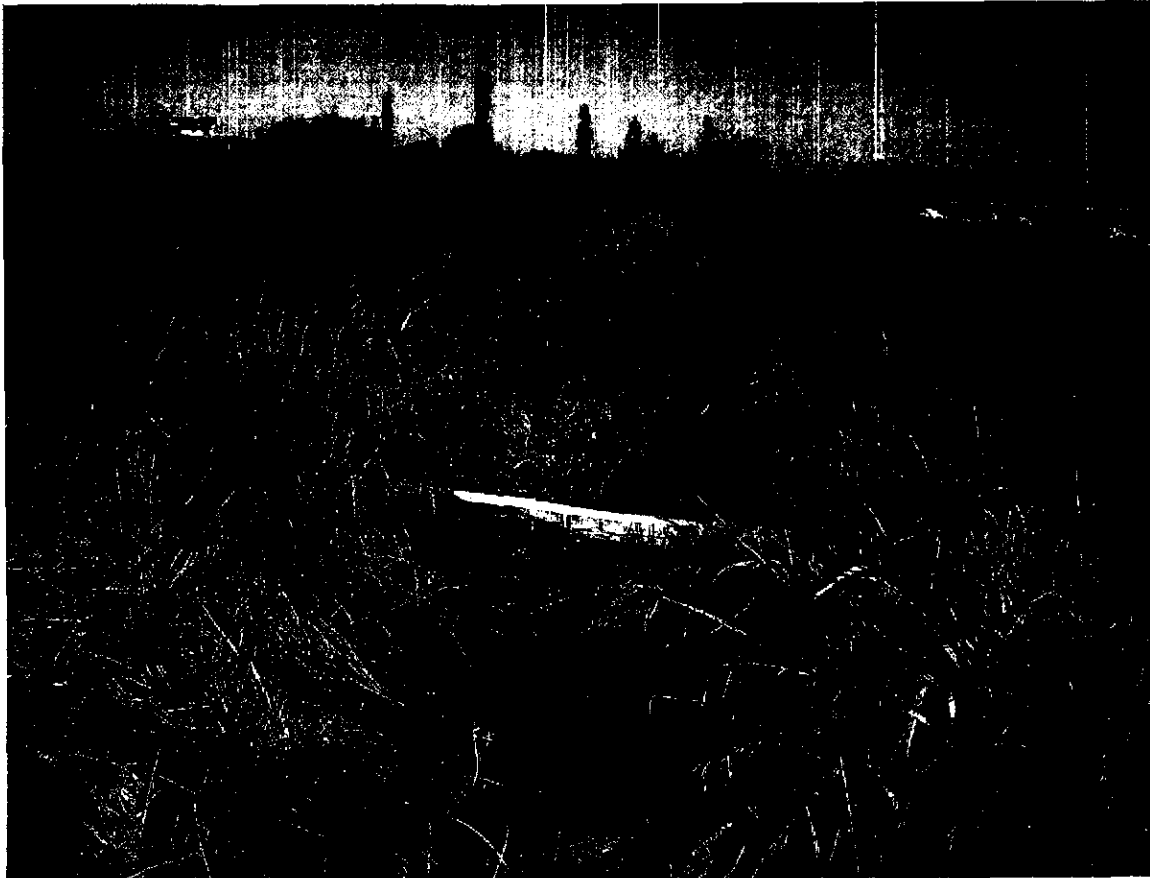


Looking East at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking North at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. Plastic gate the blocks water for diversion can be seen in the ditch. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking East at point in the ditch where water diverts from the ditch to the East and West to flood irrigate the field. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking South at Ditch that runs through the middle of the claimed POU. This ditch carries both Ten Mile Creek water and Waste water from the New York Canal.

63-04175

Ditch

FE: 8/6/03



Looking South at the gated pipe and tank that conveys Boise-Kuna canal company share water.

29-04175

Source

Field Exam: 2-26-03



Looking North at Ten Mile Creek. Creek flows North. Claimed POU is $\frac{1}{4}$ mile north of where I am taking the picture from (csaxton).

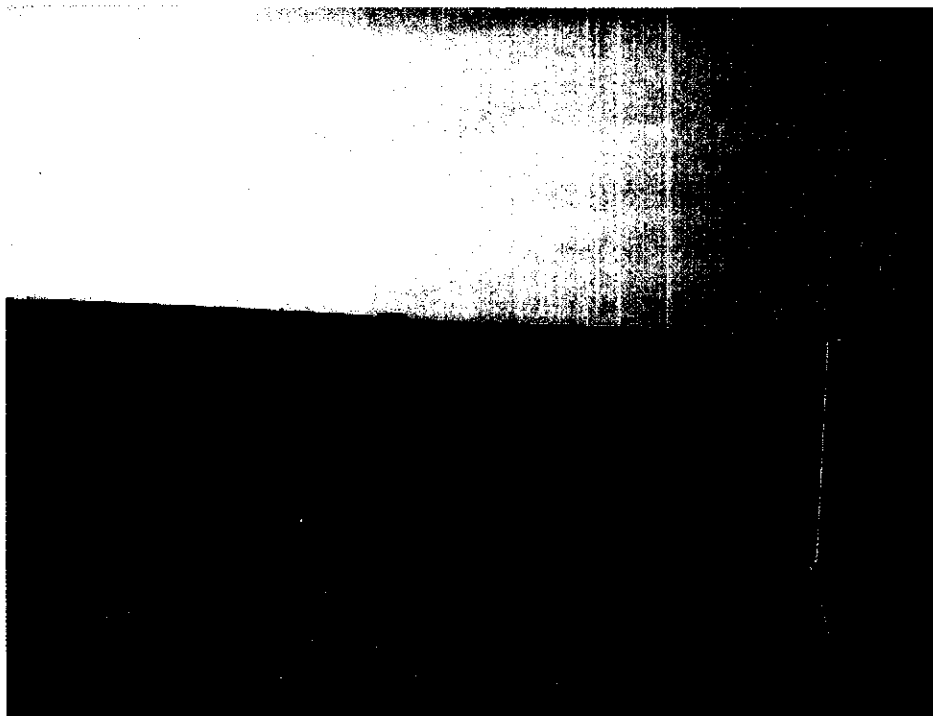


Looking North at Ten Mile Creek. Creek flows North. Claimed POU is $\frac{1}{4}$ mile north of where I am taking the picture from (csaxton).

29-04175

POU

Field Exam: 2-26-03



Looking West at the north side of claimed POU. To the right is a golf course (csaxton).



Looking SW at claimed POU. POU appears to be in the process of being subdivided. Fire hydrant can be seen in the claimed POU (csaxton).

29-04175

POU

Field Exam: 2-26-03



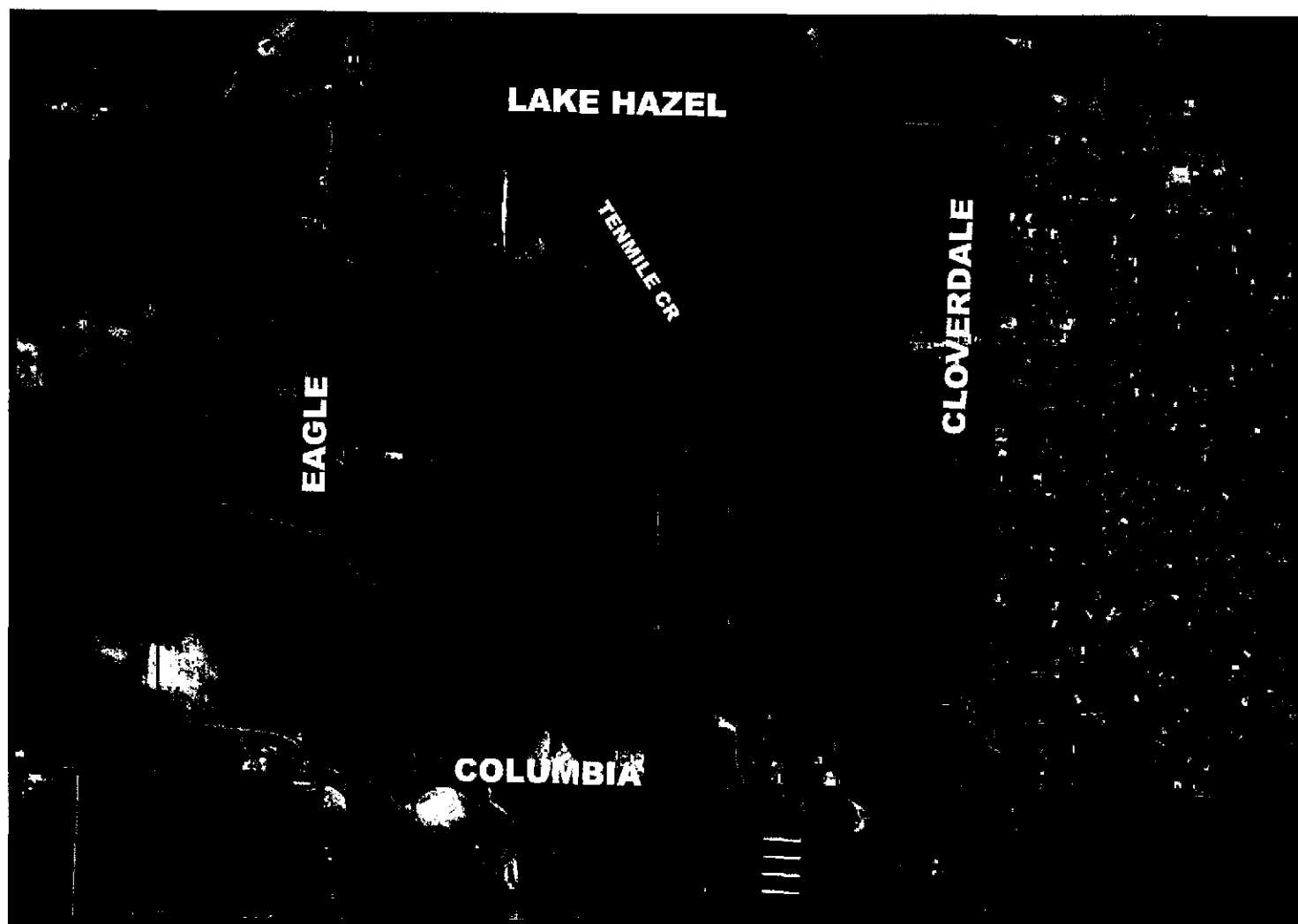
Looking South at the East side of the claimed POU (csaxton).



Site Location Map

Bradford Shaw

Water Right(s): 63-04175 and 63-04176

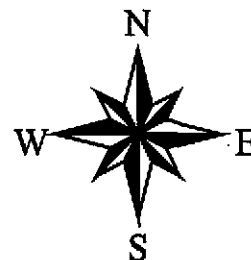


1320 0 1320 2640 3960 Feet



Total Claimed Acres: 60.0

- Point(s) of Diversion
-  Tax Lot Data
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines
-  Streams
-  Streets



Prepared by: C. Saxton
Date: January 2003

WR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-04175 Date: 12-12-00

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	2N	1E	4													40	20			60
GIS																40	40			80
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Total Claimed Acres: 60

Total GIS Acres: 80

Overlapping POU Claim #'s: _____

COMMENTS:

POD - not sure about SESE location, it wasn't marked on map.

Idaho Department of Water Resources

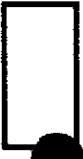
Claim Number: 63-04175

Legal: T02N, R01E, S4

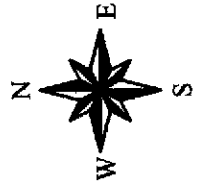
Reviewed By: 

 Point of Diversion

 Place of Use

 Section Lines

 Quarter Quarter Lines



1987 Napp Photo



0 0.25 0.5 0.75 1 Miles



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

August 27, 1992

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Bradford Shaw
PO Box 495
Boise, ID 83701

Re: Complaint letter

Dear Mr. Shaw:

In response to your letter that we received August 18, 1992, I conducted a field investigation August 26, 1992. Your reference to the Jim Holt's creation of an impoundment and new pond were the only issues mentioned that were within our Department's jurisdiction and had not previously been settled from earlier investigations and action.

The referenced dredging of the creek bed had been conducted by the Irrigation District, not Jim Holt. The pond is actually a low spot created by the Irrigation District while dredging. This low spot would obviously collect excess irrigation water since Jim's mainline, that feeds his handlines, parallels the low spot. No deliberate pond development was found.

The reason more water is not flowing under Columbia road from Jim Holt's property is due to a combination of factors involving the Irrigation District, Highway District and the drought. These factors include:

1. The removal of the surrounding vegetation by the Irrigation District while dredging the creek, along with drought conditions, have caused sediment to collect.
2. When the Highway District did some work on Columbia road, they replaced the culvert pipe too high. The Irrigation District's dredging lowered the creek bed. This problem combination causes the water to back up and not flow freely under the road to the Mr. Shaw's side.

These issues are what constitute Jim Holt's impoundment as referenced in the complaint letter. Jim Holt's license allows for .8 af storage based on the 44' X 2' dam and .4 cfs found during the licensing field exam. Because of the drought conditions and low creek flows, the 24 hour rule used by the Department to determine storage regulation is not applicable.

The Department has no further role with regard to the above issues. Any further complaints will require civil action. Idaho Department of Water Resources has found Jim Holt in compliance with his license 63-02131.

Sincerely,

Lori A. Graves

Lori A. Graves
Sr. Water Resource Agent

cc: Hodges, Holt, Tuthill, Sisko

to get any water at this time - but the question is certainly an intriguing one.

8/26/92 BRADFORD SHAW COMPLAINT

10 MILE CREEK

L. GRAVES

I conducted a field investigation in response to Mr. Shaw's complaint letter received 8/18/1992 regarding Jim Holt's construction of a pond and creation of an impoundment on Ten Mile Creek. The other issues in the letter have either previously been settled from earlier Dept. investigations and action or were not within IDWR's jurisdiction. From the investigation, I found that the impoundment was caused by a combination of drought conditions, the Irrigation District's dredging and the Highway District's replacement the Columbia road culvert pipe too high. A combination of these factors enables the creek water from flowing to the north side of Columbia road (Mr. Shaws side). Even with these factors involved, Jim Holt is still within the limits of his license, which allows him .8 af storage (see lic. field exam). The new pond referenced in the letter is actually a low spot created by the Irrigation District while dredging. No deliberate pond development was found. I sent a letter to Mr. Shaw stating that any further complaints would require civil action. See illegal diversion file for case history.

8/28/92 HAZEL WENICK

S TERRI DR, MERIDIAN

C HODGES

Early in May, Mrs. Wenick sent a written complaint against two of her new neighbors, who were irrigating large yards. I investigated, sent letters, and ultimately obtained water right filings from both parties, who were advised that until the moratorium lifted, they would be unable to irrigate more than 1/2 acre from their domestic wells. Incidentally, only one of the two parties was substantially over 1/2 acre.

Today, Mrs. Wenick tells me that her 90-foot well is not supplying enough to water her small lawn. I told her the Department could do no more as long as her neighbors are staying within their 1/2 acre limitation. We briefly discussed Parker v. Wallentine, since her well was drilled in 1973. I informed her that a damage claim would be a civil matter.

April 15, 1988

James H. Holt
7985 S. Cloverdale Rd.
Boise, ID 83709

Dear Mr. Holt:

Recently, the Department received a complaint concerning your diversion of Ten Mile Creek water for use upon lands located in the NE1/4, Sec. 9, Twp. 2N, Rge. 1E. This land is located on the southwest corner of Cloverdale and Columbia Roads.

In this complaint it was stated that the water from Ten Mile Creek had not been used on this parcel of land, prior to your use, for more than twenty years. It was also stated that you have diverted this water for approximately two to three years. There is a Water Right License No. 63-2131 for the 20 acres in the NE1/4NE1/4, of Sec. 9 from Ten Mile Creek dating back to May 14, 1910. However, if you will read the enclosed copy of Idaho Code, Sec. 42-222, it states that if a water right has not been used for five years or more, the water right could be lost. The Department is not in a position to judge whether or not the water has or has not been used. This type of judgement can only be conducted in a court of law based on evidence produced by both parties involved.

The complaint also included that some injury to other water users has occurred due to your diversion of water from Ten Mile Creek. If more land is put into production this year, then the water users are concerned even less water will be available. These water users have stated they, or their predecessors, have been consistently using Ten Mile Creek water for irrigation since 1902 and 1947 on their lands. Our records show filings for these lands also, however, once again the Department cannot make a judgement as to whether these lands have or have not been consistently irrigated.

The Department of Water Resources cannot regulate water in an unadjudicated area, therefore, this letter is not to tell you to cease diverting Ten Mile Creek water, only that there is a risk involved of possible court action by the other water users if they conclude the situation warrants it.

If water users south of this 20 acre parcel listed in the water right license decide to divert Ten Mile Creek water without a water right at all, then under a new law enacted this year in the Legislature, there diversion could be ceased. This law provides that no diversion can take place without an approved water right by the

Department.

This letter is only to inform you of the complaints on file and if you feel an agreement on water use may be possible, please contact us with your thoughts on the matter.

Sincerely,

JAN SHURTE
Sr. Water Resource Agent

JS:j
Enclosure

ADJUDICATION MEMORANDUM

CLAIM NO.: A63-04175 + 04176

SUBJECT: Evidence of Priority

EMPLOYEE: Mel Schulte

DATE: 9-14-95

Budd Shaw called to advise he has hired
Sheryl Chapman to provide evidence of
priority for his claims referenced above.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
Alb3-4175 & 4176)

AFFIDAVIT

RECEIVED
SEP 14 1995

WATER RESOURCES
WESTERN REGION

State of Idaho)
County of _____)

George W. Whitmors being first duly sworn,
deposes and says: On early 1929

I can clearly remember my
mother and father Jay and
Emma Whitmors early Boise
Valley Pioneers who had land
interests in this area of
water claims. This ranch
was irrigated from Ten
mile creek before the construction
of the New York canal. the ranch was the
stage stop on the way to Latah County it
had an irrigated pasture and was considered an
Oasis in the desert.

George W. Whitmors
(Signature)



Subscribed and sworn to before me this
day 23rd of August, 1995.

Mary B. Kelleher
(Notary Public)

Residing at Kuna, Idaho.

My Commission Expires 3-20-2000.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))

~~A63-04607A~~)
~~A63-4175 & 4176~~)

State of Idaho)
County of Ada)

AFFIDAVIT

RECEIVED

SEP 14 1995

WATER RESOURCES
WESTERN REGION

Melvin D. Hodges being first duly sworn,
deposes and says: In March of 1952 we
purchased 200 acres of Property
from W.D. Cunningham - the
Property south of us and by
Clifford Brasfield was using the
water from Ten Mile Creek for
Irrigation and Stock water.
This water has been used ever
since for Irrigation and Stock water.

Melvin D. Hodges
(Signature)

Subscribed and sworn to before me this
day 21st of August, 1995.

Christy Kuhlman
(Notary Public)

Residing at Kuna, ID.

My Commission Expires 8/1/10/2001.

SEAL

NOTICE OF WATER RIGHT.

STATE OF IDAHO,

County of Ada

ss.

To All Concerned.

Notice is Hereby Given:

I, John W. Moore

of Ada County, Idaho

hereby claims the use of the waters of Ten Mile Creek in Sagin County

to the extent of ten (10) cubic feet per second.

It is intended to divert said water at or near the point where a copy of this notice is posted, and more definitely described as follows: at a point thirty (30) rods north of the 1/4 corner on the section line between sections 9 and 10 in Twp 2 N. R 1 E. B.M. on said Ten Mile Creek in Ada Co. Idaho.

(In above description give legal subdivision of land or describe the place with reference to some prominent landmark.)

2d. The purpose for which said water is intended to be used is the irrigation of N¹SE¹ & SE¹SE¹ Sec 4 Twp 2 N R 1 E B.M.

The place of intended use is N¹SE¹ & SE¹SE¹ Sec 4 Twp 2 N R 1 E B.M. in Ada Co. Idaho

3d. It is intended to divert said water by means of a dam across said Ten Mile Creek and a canal from said dam to the place of use

The general course of the proposed conduit is North

The length of the proposed conduit is about 130 rods

The destination of the proposed conduit is the land above described

It is intended to use said waters for irrigating the following described lands:

N¹SE¹ & SE¹SE¹ Sec 4 Twp 2 N R 1 E B.M.

The area of lands proposed to be irrigated by said conduit is 120 Acres

Witness My hand at Ada County Idaho,

this 2nd day of April 1900

John W. Moore

CLAIMANTS.

STATE OF IDAHO,

County of

Ada

ss.

John H. Moore

being first duly sworn depose and say that he is of lawful age and is claimant of the Water Right mentioned in the foregoing notice and whose name is subscribed thereto. That the Statements in said notice are true, and that the original notice, of which the foregoing is a true copy, was posted in a conspicuous place at or near the place of intended diversion (as provided by law) on the 2nd day of April 1900, at 15 minutes past 6 o'clock P. M.

Subscribed and sworn to before me this 6 day of April 1900

And I further certify that on the date last above given personally appeared before me the affiant above named, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.

In Witness Whereof, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Miss H. Jane Heston

NOTE—(The above Certificate may, where there are several claimants, be made and sworn to by one of them.)

No.

NOTICE OF WATER RIGHT

of John H. Moore

Ada County, Idaho

Dated April 2, 1900

STATE OF IDAHO,

County of Ada

I hereby certify that this instrument was

filed for record at request of

John H. Moore

at 15 minutes past

6 o'clock P. M., this

6 day of April 1900

in my office, and duly recorded in Book 2

Water Rights at page 602

Witness my hand and seal

at Boise City, Idaho

Ex-officio Recorder

By H. J. West Deputy

Fees, \$ 1.00 Paid

NOTE—A copy of this notice must within 15 days

after it is posted be filed for record in the office of the

Recorder of the County in which it is posted and

duplicate copy in the office of the State Engineer

Boise City. (Said copies may be filed by mail.)

Strateman Printing Company, Boise, Idaho

Mail Box, Meridian

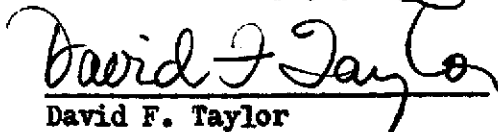
ASSIGNMENT

FOR VALUE RECEIVED, We, WILLIAM B. KNIPE, Jr., and DIANE S. KNIPE, husband and wife, of Boise, Ada County, Idaho, and DAVID F. TAYLOR, a bachelor, of Seattle, Washington, do hereby sell, assign, transfer and set over unto M. B. SHAW and LEXOLA P. SHAW, husband and wife, of Boise, Ada County, Idaho, all of ~~my~~^{our} right, title and interest in and to, and under that certain Notice of Water Right of JOHN W. MOORE to 10 cubic feet per second of the waters of Ten Mile Creek in Ada County, State of Idaho, for the irrigation of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 2 North, Range 1 East, Boise Meridian, in Ada County, Idaho, recorded the 6th day of April, 1900, in Book 2 of Water Rights at page 607, Records of Ada County, State of Idaho, together with all rights accrued thereunder or hereafter to accrue of whatever nature or kind.

IN WITNESS WHEREOF, I have hereunto set my hand and seal
this 16th day of September, 1962.


William B. Knipe, Jr.


Diane S. Knipe


David F. Taylor

STATE OF IDAHO)
) ss.
County of Ada)

On this 23rd day of November, 1962, before me, the undersigned, a Notary Public in and for said State, personally appeared WILLIAM B. KNIPE, Jr., DIANE S. KNIPE, and DAVID F. TAYLOR, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.

FOR VALUE RECEIVED, I, C. W. BRASSFIELD of Boise, Ada County, Idaho, do hereby sell, assign, transfer and set over unto WILLIAM B. KNIPE, JR., and DAVID F. TAYLOR, both of Boise, Ada County, Idaho, all of my right, title and interest in and to, and under that certain Notice of Water Right of John W. Moore to 10 cubic feet per second of the waters of Ten Mile Creek in Ada County, State of Idaho, for the irrigation of the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 4, Township 2 North, Range 1 East, Boise Meridian, in Ada County, Idaho, recorded the 6th day of April, 1960, in Book 2 of Water Rights at page 607, Records of Ada County, State of Idaho, together with all rights accrued thereunder or hereafter to accrue of whatever nature or kind.

IN WITNESS WHEREOF, I have hereunto set my hand and seal this 3rd day of August, 1961.


C. W. Brassfield

STATE OF IDAHO)
County of Ada } ss.

On this 3rd day of August, 1961, before me, the undersigned, a Notary Public in and for said State, personally appeared C. W. BRASSFIELD, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

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


Notary Public for Idaho
Residing at Boise, Idaho

use of the waters of Boise River, diverted from a point on said river in SE 1/4 of NE 1/4 of Sec. 5, T. 3 N. R. 2 E. B.M., through what is known as the Thurman Mill Slough, for use upon the E. 1/2 of NE 1/4 and E. 1/2 of NW 1/4 Sec. 27, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0250

33 inches, from July 1, 1895; hereby designated as Right No. 130. And be adjudged to pay \$2.31 costs in addition to the costs incurred by him.

XCVIII.

That the defendant the NEW YORK CANAL COMPANY, Limited, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the south bank of said river about 11 miles above Boise City, for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0251

10955 inches, from March 23, 1900; hereby designated as Right No. 131. And be adjudged to pay \$766.95 costs in addition to the costs incurred by it.

XCIX.

That the defendant the CANYON DITCH COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted from said river at a point at the SE corner of NE 1/4 of Sec. 16, T. 4 N. R. 3 W. B.M., for use upon the lands lying under its canal system, in the following amount from the following date;

3-0369 63 0252
500 inches, from May 17, 1900. hereby designated as Right No. 132.

Also, diverted from said river at a point on its right bank, at the head of the slough immediately south of the head-gate of the so-called Sebreer canal, and immediately west of the so-called Caldwell wagon bridge across said river, in Canyon County, Idaho, for use upon the lands lying under its canal system, in the following amount and from the following date;

63 0252

277 inches, from Oct. 25, 1901. hereby designated as Right No. 134. And be adjudged to pay \$54.39 costs in addition to the costs incurred by it.



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

July 7, 1995

A63-04175 & A63-04176
BRADFORD P SHAW
7383 S CLOVERDALE
BOISE ID 83709

Re: Claim No(s). A63-04175

& A63-04176

Dear Claimant(s):

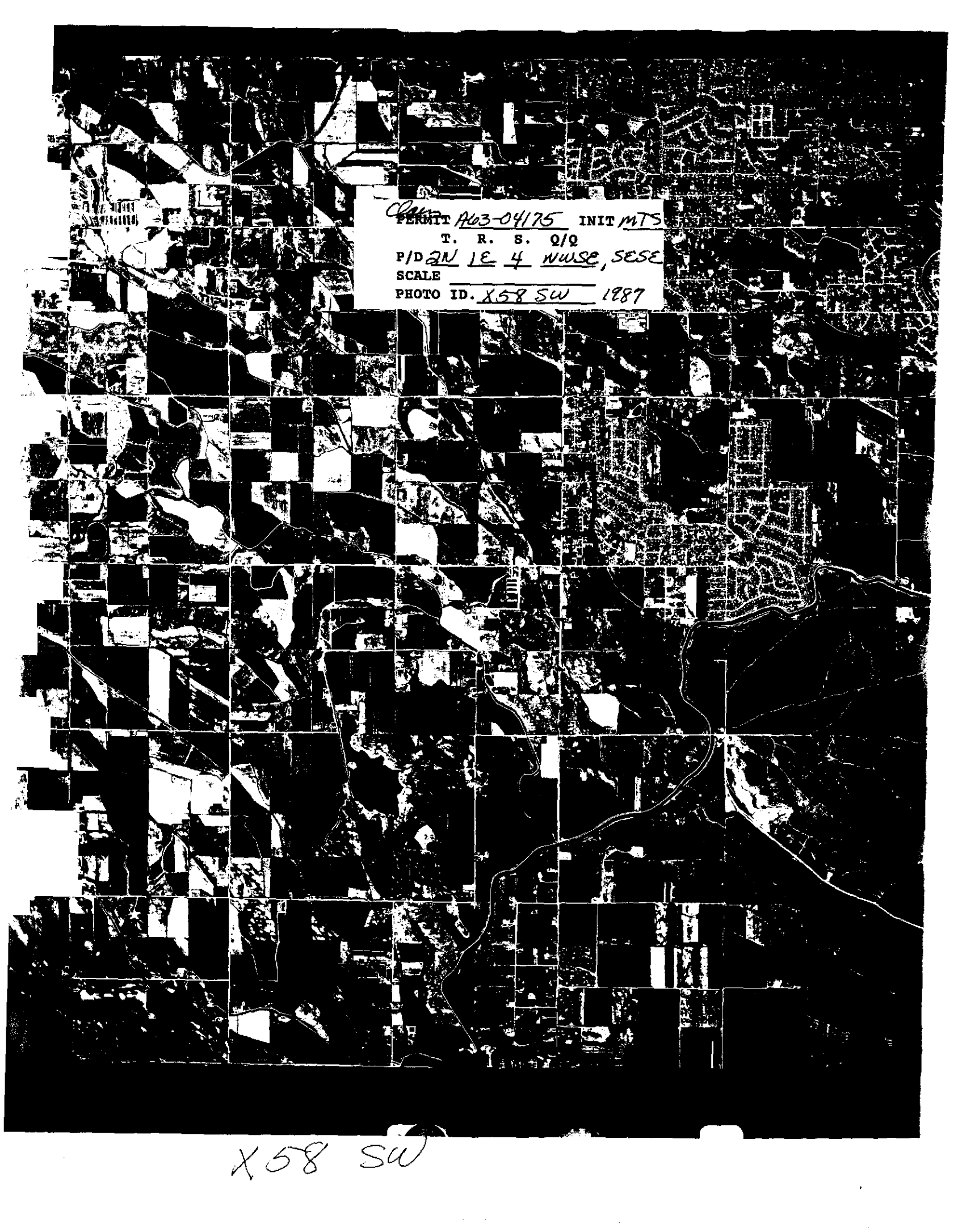
In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures

An aerial photograph of a landscape, possibly a river valley or a large field, with a grid overlay. The grid is composed of small squares, some of which are white and others are black, creating a checkerboard pattern. A central label contains text identifying the permit, location, and photo ID.

Ch...
PERMIT A63-04175 INIT MTS
T. R. S. Q/Q
P/D 2N 1E 4 NWSE, SESE
SCALE
PHOTO ID. X58 SW 1987

X58 SW

T. R. S. O/O
2W 1E 4 NWSE
SESE
X58 - 1981

T. R. S. O/O
2W 1E 4 NWSE
SESE
X58 - 1981

X58 - 1981

mile Community
CH

Tenmile
Rodeo Grounds

Hubbard
Reservoir

Temple

15

Dr. K.

ADJUDICATION CLAIM CHECKLIST

MR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	NOTICE OF CLAIM NO.	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*								
PT. OF DIV.								
SOURCE								
PL. OF USE								
AMOUNT CFS/AF								
CONSUMPTIVE USE								
NATURE OF USE								
PERIOD OF USE								
BASIS OF CLAIM								
REMARKS								

IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
 SUBMITTED - YES _____ NO _____.

VERIFICATION CODES
 TOPO MAP/ORTHO PHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER(SEE COMMENTS) = 6

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
 CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS:

14:57:49
07/07/95

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

PAGE: 1
GENERAL INFORMATION

LAST: SHAW
ADDRESS: 7383 S CLOVERDALE
CITY: BOISE
PHONE NUMBER: 208-362-9516

OWNER CODE: C
FIRST: BRADFORD P
STATE: ID ZIP: 83709

LAST: SHAW
ADDRESS: XXXXX
CITY: XXXXX
PHONE NUMBER: 208-000-0000

OWNER CODE: O
FIRST: LEXOLA P
STATE: ID ZIP: XXXXX

LAST: SHAW
ADDRESS: 1119 WARM SPRINGS AVE
CITY: BOISE
PHONE NUMBER: 208-000-0000

OWNER CODE: O
FIRST: CAMILLE
STATE: ID ZIP: XXXXX

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE

Y

FIELD EXAMINER

Y() N()

CLAIM REMARKS: CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE
POD OF IN THE SE SE OF SECTION 04. POD ADDED 07/06/1990.

CONTACT PERSON: _____ PHONE NUMBER: (____) ____-____
DATE OF FIELD EXAM: ____/____/____ APPOINTMENT MADE: Y(____) N(____) TIME: ____:____ A(____) P(____)
ACCOMPANIED BY: _____ PHONE NUMBER: (____) ____-____
RELATIONSHIP TO CLAIMANT: _____
DIRECTIONS TO PROPERTY / NOTES:

A. AJ CLAIM: # A63-04175 PRIORITY DATE: 10-22-1902 STAGE: S

B. WR RECORD: # 63-04175 PRIORITY DATE: 10-22-1902 STAGE: S

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE? (IF YES, DESCRIBE BELOW)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

FIELD EXAM COMPLETED

FIELD EXAM SENT TO STATE OFFICE

LICENSE ISSUED

*** IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT, USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.**

G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE OF THE PRIORITY DATE REQUIRED?

* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED, INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

NOTES:

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE _____

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
A63-04175	02N 01E	4			NW	SE				ADA		
A63-04175	02N 01E	4			SE	SE				ADA		

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX
A63-04607A R PREFIX
A63-04607B R63-23030
A63-04607B
A63-23030

WR RECORDS IN SAME 40 ACRE TRACT
63-04607

SOURCE: TENMILE CREEK

TRIB: BOISE RIVER

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP. RGE.	SEC.	1/4	1/4	1/4	1/4	1/4	1/4	POD FLAG	COUNTY	DIVERSION NAME	DIVERSION NUMBER
63-04175	02N 01E	4			NW	SE				ADA		

OTHER WR RECORDS WITH SAME WR POD
A PREFIX
A63-04607A
A63-04607B

AJ CLAIMS IN SAME 40 ACRE TRACT
R PREFIX
NONE

63-04607

SOURCE: TENMILE CREEK

TRIB: BOISE RIVER

C. IS THE CLAIMED POD WITHIN THE SAME 40 ACRE TRACT THAT IS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POD, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

D. CAN THE CLAIMED POD BE VERIFIED USING THE WATER RIGHT FILE OR GPS DATA? N/A() Y() N()

E. SHOULD THE CLAIMED POD BE VERIFIED BY FIELD EXAM? Y() N()

F. IS THE CLAIMED SOURCE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN SOURCE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

G. CAN THE CLAIMED SOURCE BE VERIFIED USING THE WATER RIGHT FILE? Y() N()

H. SHOULD THE CLAIMED SOURCE BE VERIFIED BY FIELD EXAM? Y() N()

I. HOW WAS THE POD AND SOURCE VERIFIED?

LICENSING FIELD EXAM (DATE OF FIELD EXAM _____)

AJ FIELD EXAM _____ **(DATE OF FIELD EXAM** _____ **NAME OF EXAMINER** _____ **Y(_____) N(____)**

OTHER (DESCRIBE IN NOTES BELOW)

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE: CHECK HERE IF RECOMMENDED AS CLAIMED ()

[illegible]

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION: DESCRIBED BELOW (____), SEE LICENSE FILE (____), OR SEE ATTACHMENT (____)

A. ROOT WATER RIGHT NUMBERS: A63-04175

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
02N	01E	4	NE	SE		SHAW, BRADFORD P	A63-04175 / 40.0	63-04175 / 40.0	41.0		
			NE	SE		SHAW, BRADFORD P	A63-04176 / 40.0	63-04176 / 40.0			
			NE	SE		SHAW, BRADFORD P	A63-17404 /	/			
02N	01E	4	NW	SE		SHAW, BRADFORD P	A63-04175 / 20.0	63-04175 / 10.0	26.0		
			NW	SE		SHAW, BRADFORD P	A63-04176 / 20.0	63-04176 / 10.0			

ADDITIONAL POU FOUND

TOTAL ACRES	A63-04175	60.00	50.00	67.00
-------------	-----------	-------	-------	-------

POU COUNTY: ADA

C. IS WATER USAGE FOUND IN TRACTS OTHER THAN THOSE CLAIMED?

* IF YES, ARE THESE TRACTS LISTED ABOVE (), OR ARE THEY LISTED ON AN ATTACHED SHEET ()

Y() N()

LIST OF ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE

CLAIM NO.	SOURCE	NAME	DIV.	RATE	DIV.	RATE	DIV.	RATE	DIV.
A63-04175	TENMILE CREEK	SHAW, BRADFORD P		1.200		0.020			
A63-04176	WASTE WATER	SHAW, BRADFORD P		1.200		0.020			

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A63-17404	DOMESTIC	SHAW, BRADFORD P	FROM 01-01	TO 12-31	0.040 CFS
A63-17404	STOCKWATER	SHAW, BRADFORD P	FROM 01-01	TO 12-31	0.030 CFS

D. ARE OTHER WATER RIGHTS USED FOR THE SAME PURPOSE?

* IF YES, COMPLETE OVERLAP REVIEW:

OTHER RIGHTS LISTED IN CLAIM: 63-4176.

Y() N()

- E. IS THE CLAIMED POU THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
- * IF NO, AND IF THE CHANGE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN POU, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.
- F. CAN THE CLAIMED POU BE VERIFIED USING THE WATER RIGHT FILE AND AVAILABLE AERIAL PHOTOS? N/A() Y() N()
- G. SHOULD THE CLAIMED POU BE VERIFIED BY FIELD EXAM? Y() N()
- H. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THIS RIGHT? Y() N()

CHECK DOCUMENTS USED TO VERIFY POJ: () ORTHOPHOTOQUAD, IDWR NO. _____; () TOPOGRAPHIC QUAD, IDWR NO. _____

() NAPP, IDWR NO. _____; () ASCS PHOTO; () OTHER _____

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____ **N/A(____)**

REVIEWED BY: _____ DATE: _____

PURPOSE OF USE, PERIOD OF USE, DIVERSION RATE AND DIVERSION VOLUME REVIEW SHEET

A. AJ CLAIMED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
A63-04175 IRRIGATION	FROM 04-01 TO 10-31	1.200 CFS	
TOTAL DIVERSION RATE/VOLUME		1.200 CFS	

B. WR RECORDED USES:

PURPOSE OF USE	PERIOD OF USE (MONTH/DAY)	DIV. RATE FOR EACH USE	DIV. VOL. FOR EACH USE
63-04175 IRRIGATION	FROM 04-01 TO 03-31	0.500 CFS	
TOTAL DIVERSION RATE/VOLUME		0.500 CFS	

C. DOES THE CLAIMED PURPOSE OF USE CORRECTLY DESCRIBE THE WATER USE? Y() N()

D. IS THE CLAIMED PURPOSE OF USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, AND IF THE ACTUAL WATER USE IS VERIFIED AS AN ACCOMPLISHED CHANGE IN PURPOSE OF USE, DESCRIBE THE INJURY ANALYSIS PERFORMED AND ENTER FLAG "C" WITH THE APPROPRIATE EXPLANATORY CODE.

E. SHOULD THE CLAIMED PURPOSE OF USE BE VERIFIED BY FIELD EXAM? Y() N()

F. DOES THE CLAIMED PERIOD OF USE CONFORM TO IDWR STANDARDS? Y() N()

G. SHOULD THE PERIOD OF USE BE RECOMMENDED TO IDWR STANDARDS? Y() N()

* IF THE RECOMMENDED PERIOD OF USE IS DIFFERENT THAN IDWR STANDARDS, EXPLAIN IN NOTES BELOW.

H. IS THE CLAIMED DIVERSION RATE FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION RATE FOR EACH USE WAS DETERMINED.

I. SHOULD THE CLAIMED DIVERSION RATE FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

J. IS THE CLAIMED DIVERSION VOLUME FOR EACH USE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()

* IF NO, DESCRIBE IN NOTES BELOW HOW THE RECOMMENDED DIVERSION VOLUME FOR EACH USE WAS DETERMINED.

K. SHOULD THE CLAIMED DIVERSION VOLUME FOR EACH USE BE VERIFIED BY FIELD EXAM? N/A() Y() N()

NOTES:

AJ CLAIM TOTAL DIVERSION RATE: 1.200 CFS

WR ROOT RIGHT TOTAL DIVERSION RATE: 0.500 CFS

A. IS THE CLAIMED TOTAL DIVERSION RATE THE SAME AS DESCRIBED IN THE WATER RIGHT FILE? N/A() Y() N()
B. CAN THE CLAIMED TOTAL DIVERSION RATE BE VERIFIED USING THE WATER RIGHT FILE? N/A() Y() N()

* ALL CLAIMS BASED ON BENEFICIAL USE (INCLUDING POSTED NOTICES AND STATUTORY CLAIMS) REQUIRE A FLOW MEASUREMENT.

C. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE OF THIS RIGHT, OR ANY PORTION OF THE DIVERSION RATE? Y() N()

* IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS CLAIMED AND A FIELD EXAM IS NOT REQUIRED, EXPLAIN IN NOTES.

D. SHOULD THE CLAIMED DIVERSION RATE BE VERIFIED BY FIELD EXAM? Y() N()

E. FLOW MEASUREMENT

MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

F. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1b. CALCULATIONS

1a. IRRIGATION RATE
ACRES _____ x 0.02 CFS/ACRE = _____ CFS
(Taken from pou review)

IS A DIVERSION RATE PER ACRE GREATER THAN 0.02 CFS/ACRE CLAIMED? Y() N()

IF YES, IS AN ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N()

2. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ x DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

3. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ x CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION: SEE BELOW () OR SEE ATTACHMENT ()

NOTES:

WR RECORD CONDITIONS/REMARKS:
AC. IRR. = 50.34.
CLAIM ALSO STATES 50 MINER INCHES.

RECOMMENDATIONS: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REC. PURPOSE OF USE	REC. PERIOD		REC. DIV RATE CFS	REC. DIV VOL. AF/A		REC. CONS. USE
	FROM	TO		DATABASE	EXAMINER	
IRRIGATION	04-01	10-31	DATABASE 1.200	DATABASE	EXAMINER	DATABASE 0.0
TOTAL FOR THIS RIGHT			1.200			0.0

NON-IRRIGATION USES CLAIMED: INSTREAM STOCKWATER

NON-IRRIGATION USES RECOMMENDED: CHECK HERE IF RECOMMENDED AS CLAIMED ()

REVIEWED BY: _____

DATE: _____

FLAG: _____

STANDARD CONDITIONS (CODE): _____

STANDARD REMARKS (CODE): _____

EXPLANATORY CONDITIONS (CODE): _____

EXPLANATORY REMARKS (CODE): _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

OWNERSHIP _____
FORFEIT/ABANDON _____
ADDITIONAL DIV. AMOUNT _____

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()
()
()
()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 63-04175

DATABASE 0.500
TOTAL DIVERSION RATE OF WR SPLITS CFS

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	-		-		63-04175	0.500

TOTAL CFS

0.500

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW DESCRIBED BELOW () OR SEE ATTACHMENT ()?

DATABASE N
FIELD EXAMINER Y() N()

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

MAPS AND AERIAL PHOTOGRAPHS USED TO REVIEW THIS NOTICE OF CLAIM TO A WATER RIGHT

TYPE OF MAP OR PHOTOGRAPH (CHECK IF USED)	IF USED, SUPPLY APPROPRIATE DATE AND OTHER INFORMATION	COPY INCLUDED IN FILE?
() ORTHOPHOTOQUAD	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() TOPOGRAPHIC	DATE FIELD CHECKED _____ IDWR ID NO. _____	Y() N()
() NAPP	DATE OF PHOTO _____ IDWR ID NO. _____	Y() N()
() ASCS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() ASCS COLOR SLIDE	DATE OF PHOTO _____	Y() N()
() BLM OR USFS AERIAL PHOTO	DATE OF PHOTO _____	Y() N()
() TOWNSHIP SURVEY (GOVERNMENT PLAT)	DATE OF SURVEY _____	Y() N()
() SCS SOIL SURVEY MAP	DATE ISSUED _____	Y() N()
() SUBDIVISION PLAT MAP	DATE OF MAP _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()
() OTHER _____	DATE _____	Y() N()

LIST OF ATTACHMENTS (CHECK IF ATTACHED)	IF ATTACHED, SUPPLY APPROPRIATE INFORMATION	NO. OF PAGES	NOTES
() LICENSING FIELD EXAM	DATE OF FIELD EXAM _____	_____	_____
() WATER RIGHT LICENSE	DATE LICENSE SIGNED _____	_____	_____
() IDWR APPROVED TRANSFER	DATE TRANSFER APPROVED _____	_____	_____
() SYSTEM DESCRIPTION	DATE DRAWN _____	_____	_____
() PHOTOGRAPHS	DATE(S) PHOTOS TAKEN _____	_____	_____
() SPLIT RIGHT REVIEW	DATE REVIEW COMPLETED _____	_____	_____
() HUBBLE ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() CONVEYANCE LOSS ANALYSIS	DATE ANALYSIS COMPLETED _____	_____	_____
() FLOW MEASUREMENT CALCULATIONS	DATE SYSTEM MEASURED _____	_____	_____
() OTHER _____	DATE _____	_____	_____
() OTHER _____	DATE _____	_____	_____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:57:49
07/07/95

PAGE: 16
QUICKLOOK INFORMATION

16
CLAIM NUMBER: A63-04175

WR ELEMENT	DATA DISCREPANCY Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	ELEMENT DOCUMENTED WHOM/DATE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y							
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME	Y							
CONSUMPTIVE USE	-							
PURPOSES OF USE								
PERIOD OF USE	Y							
BASIS OF CLAIM	Y							
REMARKS	Y							

BARCODE UPDATED
WHOM/DATE

Water Right Number - A63-04175 Prefix Translation: ADJUDICATION CLAIM Old (D) Number -

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

*** C - CURRENT OWNER ***
SHAW

BRADFORD P

1 - 7383 S CLOVERDALE
2 -
3 -
City- BOISE
Phone - 208-362-9516
State- ID Zip- 83709*** O - ORIGINAL OWNER ***
SHAW

LEXOLA P

1 -
2 -
3 -
City- XXXXX
Phone - 208-000-0000
State- ID Zip- XXXXX

SHAW

M B

1 -
2 -
3 -
City- XXXXX
Phone - 208-000-0000
State- ID Zip- XXXXX

SHAW

CAMILLE

1 - 1119 WARM SPRINGS AVE
2 -
3 -
City- BOISE
Phone - 208-000-0000
State- ID Zip- XXXXX+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
10/22/1902 14 WESTERN S - STATUTORY CLAIM+ - - - - Source - - - - + + - - - - Tributary - - - - - +
TENMILE CREEK BOISE RIVER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot Rflg County Diversion Name02N 01E 4 NW SE { 1 } ADA
SE SE { 1 } ADA+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 04/01 10/31 1.200

+ - - Total Div. Rate - + - - Total Div. Volume - + - - Total Div. Capacity - + - - Total Consumptive Use - + - - KW Usage - +
1.200 0.0+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County02N 01E 4 NE SE 40.0 01 IRRIGATION (1) ADA
02N 01E 4 NW SE 20.0 01 IRRIGATION (1) ADA

Total Acres: 60.0

Water right number - A63-04175

Prefix Translation: ADJUDICATION CLAIM

+ - - Diversion Means - PUMP, DITCH, GRAVITY FLOW, OR DITCHES, GRAVITY FLOW, SM. POND.

+ - - Non-Irrigation Use - INSTREAM STOCKWATER

+ - - Other Rights for Same Use - 63-4176.

..... Remarks

CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE
POD OF IN THE SE SE OF SECTION 04. POD ADDED 07/06/1990.

+ - Old Water Right Numbers +
+ No Old Water Right Numbers found. +

+ + + + + - - - - - + + + + +
- Conditions of Approval - - - - -
No Conditions of Approval found.

| + - - - - | Decree Plaintiff | - - - + | Decree Defendant | - - - + | + - Decree Date |
|-----------|------------------|---------|------------------|---------|-----------------|
| | | | | | 00/00/0000 |

+ - - Audit Fields - 08/15/89 HOWERTON 07/06/90 GIBSON 03/30/95 POST-STD

+ + + + + Comments - - - - - + + + + +

Adjudication Rights Dates and Flags Area

| | | | | | | | | |
|------------------------|---|------------|-----------------------|---|------------|-------------------------|---|-------|
| Court Report Filing | - | 00/00/0000 | Field Inspection Made | - | 00/00/0000 | Civil Case Number | - | 39576 |
| Objection Filed Date | - | 00/00/0000 | Field Inspection Flag | - | | Old Case Number | - | |
| Response Filed Date | - | 00/00/0000 | Verified Date | - | 00/00/0000 | Old Judicial District | - | |
| Claim Received Date | - | 08/28/1989 | Last Amended Date | - | 07/06/1990 | Temporary Right | - | P |
| Proof Due Date | - | 00/00/0000 | Proof Made Date | - | 00/00/0000 | Water District | - | |
| Licensed Date | - | 00/00/0000 | Receipt Number | - | W005053 | Federal/State Indicator | - | S |
| Claims Tape Error Flag | - | | POU Ownership Flag | - | Y | Presumption Flag | - | |
| Fee Exempt Flag | - | | Name Connector | - | | Notice of Error Flag | - | |

CLAIM NUMBER: A63-04175

| | | | | | | |
|---------------|-----------------|------------------|------------|-----------------------|-------------------|---------------------|
| OWNER
CODE | NAME & ADDRESS | PRIORITY
DATE | WATER USE | USE PERIOD
FROM TO | DIVERSION
RATE | DIVERSION
VOLUME |
| C | BRADFORD P SHAW | 10/22/1902 | IRRIGATION | 04-01 10-31 | 1.20 CFS | |
| | | | | TOTAL DIVERSION: | 1.20 CFS | |

Water Source: TENMILE CREEK Tributary to: BOISE RIVER Stage: STATUTORY CLAIM

Point(s) of Diversion: T02N R01E S04 NWSE SESE ADA County

Place of use Legal Description for: IRRIGATION

| | | | | | | | |
|------|------|------|------|--------|------|-------------|------|
| NE | | NW | | SW | | SE | |
| MENE | NWNE | SHNE | SENE | : MENE | NWSE | SWSE | SESE |
| T | R | S | : Lt | Ac | Lt | Ac | Lt |
| 02N | 01E | 4 | : | : | : | : | : |
| | | | | 40 | 20 | TOTAL ACRES | |
| | | | | | | 60.0 | |

POU County: ADA

Non-Irrigation Uses: INSTREAM STOCKWATER

Other Rights: 63-4176.

Remarks: CLAIMANT SAYS THAT THE STAT. CLAIM INCORRECTLY SHOWS 50 ACRES
AND SHOULD BE 60 ACRES.
CLAIMANT STATED THAT HE HAD INADVERTENTLY OMITTED TO INCLUDE THE
POD OF IN THE SE OF SECTION 04. POD ADDED 07/06/1990.

Dates: Exam Made Date: Verified Date:
Misc: Water District Number: Field Inspection Flag:
Presumption Flag: