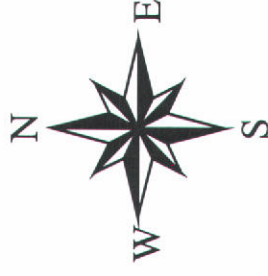
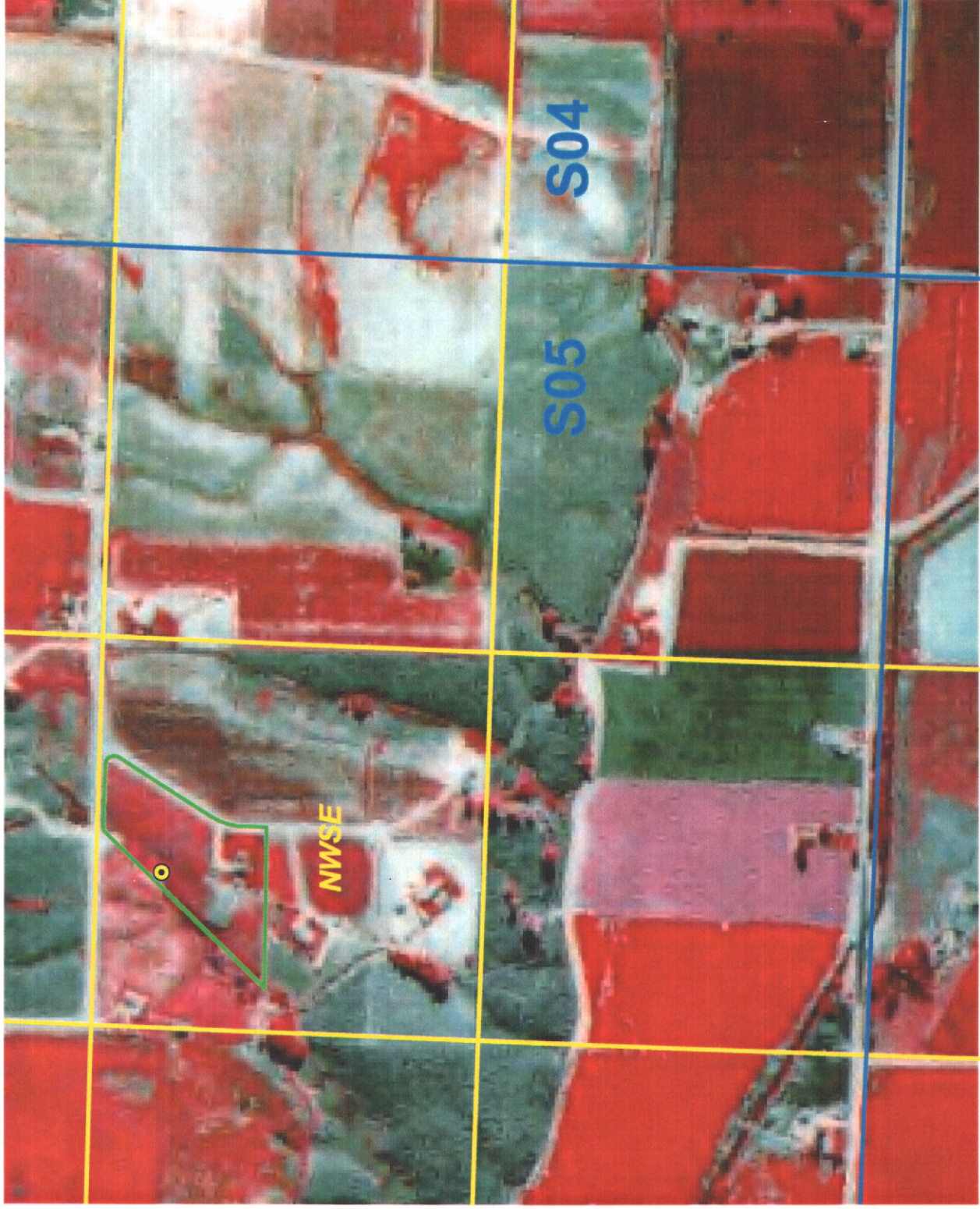


Idaho Department of Water Resources

Claims: 63-08526
Date Prepared: 05-29-03
By: Ron Howerton

T04N, R01W
S05



- Point of Diversion
- Place of use
- Section
- 1/4 1/4

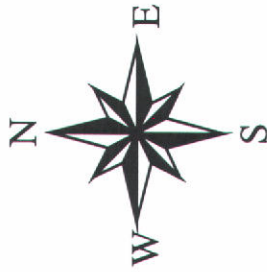


1987 NAPP

Idaho Department of Water Resources

Claims: 63-08526
Date Prepared: 05-29-03
By: Ron Howerton

T04N, R01W
S05



- Point of Diversion
- Place of use
- Section
- 1/4 1/4



63-10347



Picture #7

Langdon pump
site from pond.

now
KUCKS
WR 63-9115



Picture #8

Lagerstrom pump site
from pond.

now
KLEIN
WR
63-8526

~~EXEMPTED~~
DEC 26 1991

POND LOCATIONS VERIFIED BY
AGENT
PHOTOS FROM PX 7-6-90 FOR WR 63-10347 Gw 721647

4619 EMERALD
P.O. BOX 9245
PHONE 336-7054
BOISE, IDAHO
ZIP CODE 83704

STAR ACRES SUBDIVISION

RONALD E. BLALLY, a registered Professional Engineer in Civil and Mechanical Engineering, State of Pennsylvania, and Secretary of the American Society of Mechanical Engineers, advised that he has been contacted by a person who offered him \$10,000 to assist in the construction of a bridge over the Allegheny River at the site of the collapsed bridge near the intersection of the Allegheny River and the Pennsylvania Turnpike. The person who offered him the money stated that the money was to be paid in three installments of \$3,333.33 each. The person who offered him the money stated that the money was to be paid in three installments of \$3,333.33 each. The person who offered him the money stated that the money was to be paid in three installments of \$3,333.33 each.

On the subject of "Mental Health" A. D. 1973, before me
 a person, subject to the laws of the State of
 Illinois, known to me as the patient,
 whose name is indicated by the foregoing instrument and otherwise
 known to me as the said "name"
 in WILLS and ELO. And because for my name and the
 A. D. 1973

[illegible][illegible]

SECRET

483



RECEIVED

AUG 16 2006

DEPARTMENT OF
WATER RESOURCES

2006 AUG 14 AM 10:40

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO

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

) Subcase 63-08526

Case No. 39576

) SPECIAL MASTER'S REPORT

)

)

A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water resources examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On April 21, 2006, the Ada County Drainage District No. 2, by and through its attorneys Ringert Clark Chartered, filed an objection to the *Director's Report*. On July 18, 2006, the objector filed a *Withdrawal of Objection*. Accordingly, there are no outstanding objections to the *Director's Report* for this water right claim.

Therefore based on the file and record herein, IT IS RECOMMENDED that the above-captioned subcase proceed through the SRBA along with all other water right claims in Basin 63 Part II to which no objection has been filed. The Clerk of the Court is instructed to recode the subcase in the Court's computerized register of action (IWATRS) to reflect this status (status code 98).

Dated August 14, 2006.



THEODORE R BOOTH

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER REPORT was mailed on August 14, 2006, with sufficient first-class postage to the following:

MILTON G & MAXINE KLEIN

Represented by:
JULIE K. FISCHER
PO BOX 247
NAMPA, ID 83651
Phone: 208-466-9272

ADA COUNTY DRAINAGE DISTRICT

Represented by:
S. BRYCE FARRIS
455 S THIRD ST
PO BOX 2773
BOISE, ID 83701-2773
Phone: 208-342-4591

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

MAXINE KLEIN
MILTON G KLEIN
2275 SUNNY LN
STAR, ID 83669
Phone: 208-286-7451

S. BRYCE FARRIS (ISB #5636)
RINGERT CLARK CHARTERED
455 S. THIRD STREET
P.O. BOX 2773
BOISE, IDAHO 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657

Attorneys for Ada County Drainage District No. 2

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

In Re SRBA
Case No. 39576

A. Subcase 63-8526

WITHDRAWAL OF OBJECTION

COMES NOW, Ada County Drainage District No. 2, by and through its attorneys of record
Ringert Clark, Chartered, hereby withdraws it's objection in the above-referenced matter.

DATED this 17th day of July, 2006.

RINGERT CLARK CHARTERED


S. Bryce Farris
Attorneys for Ada County Drainage District No. 2

COPY

CERTIFICATE OF MAILING

I hereby certify that on this 17th day of July, 2006, I served a true and correct copy of the foregoing document via U.S. mail, postage prepaid to the following:

Milton G. Klein
Maxine Klein
2275 Sunny Lane
Star, Idaho 83669

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

United States Department of Justice
Environment and Natural Resource Division
550 W. Fort Street, MSC 033
Boise, Idaho 83724

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


S. Bryce Farris

RECEIVED

APR 21 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

A.

Subcase 63-8526

(Insert water right no.)

Case No. 39576)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: ADA COUNTY DRAINAGE DISTRICT NO. 2

Address: 455 S. Third Street
Boise, Idaho 83701

Daytime Phone: 208-342-4591

Name & Address of Attorney, if any:

S. Bryce Farris
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

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

Name: Milton G Klein
Maxine Klein

Address: 2275 Sunny Ln
Star, Idaho 83669

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

1. X **Name and Address**
 Should be: Disallowed. See below.
2. X **Source**
 Should be: Disallowed. See below.
3. X **Quantity**
 Should be: Disallowed. See below.
4. X **Priority Date**
 Should be: Disallowed. See below.
5. X **Point(s) of Diversion**
 Should be: Disallowed. See below.
6. ☐ **Instream Flow Description**
 Should be: N/A
7. X **Purpose(s) of Use**
 Should be: Disallowed. See below.
8. X **Period of Year**
 Should be: Disallowed. See below.
9. X **Place of Use**
 Should be: Disallowed. See below.
10. X **I object because:**

 X This water right should not exist.

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

E. **REASONS SUPPORTING OBJECTION (S):** This claimed water right is within the boundaries of Ada County Drainage District No. 2 ("DD#2") and the source of said claim is a drain which was constructed or enlarged by or for DD#2. Said drain is owned, operated, maintained and controlled by DD#2 and the water within said drain is seepage or waste water that has been developed, captured and/or controlled by DD#2. Therefore, said water is not subject to appropriation, would amount to an impermissible trespass, and this claimed water right should not exist.

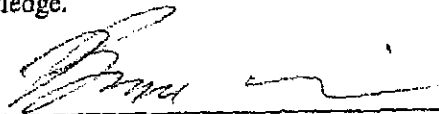
F.

VERIFICATION (must be completed)

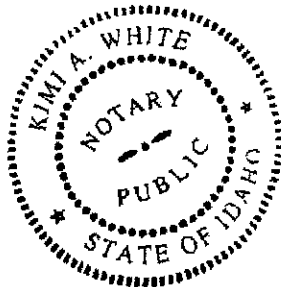
State of Idaho)
) ss.
County of Ada)

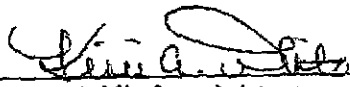
S. Bryce Farris, duly sworn, upon oath, deposes and says:

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.


S. Bryce Farris

Subscribed and sworn to before me on: April 20, 2006




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/16/10

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.

CERTIFICATE OF MAILING

I certify that on April 25th, 2006, 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: Milton G. Klein
Maxine Klein

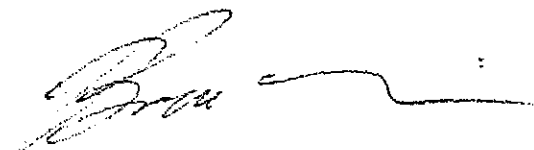
Address: 2275 Sunny Lane
Star, Idaho 83616

3. Copies to:

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

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

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



Signature of Objector or attorney
mailing on Objector's behalf

06/09/2003

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

RIGHT NUMBER: 63-8526

NAME AND ADDRESS: MILTON G KLEIN
2275 SUNNY LN
STAR ID 83669

MAXINE KLEIN
2275 SUNNY LN
STAR ID 83669

SOURCE: UNNAMED DRAIN

TRIBUTARY: BOISE RIVER

QUANTITY: 0.150 CFS
22.500 AFY

USE OF THIS RIGHT WITH RIGHT NO. 63-31440 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 0.15 CFS AND TO A TOTAL COMBINED
ANNUAL DIVERSION VOLUME OF 22.5 AF FOR IRRIGATION PURPOSES.

PRIORITY DATE: 03/02/1977

POINT OF DIVERSION:

T04N R01W S5 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.150 CFS
22.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE
EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS
RIGHT.

PLACE OF USE:

IRRIGATION Within ADA County

T04N R01W S05 NWSE 5.0

5 ACRES TOTAL

USE OF THIS RIGHT WITH RIGHT NO. 63-31440 IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 5.0 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: License

PARCEL NO: R8108100425.

PROPERTY IS ALSO KNOWN AS LOT 2, BLK 3, STAR ACRES SUBD.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-8526

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: UNNAMED DRAIN Tributary to BOISE RIVER

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed: TRIB. IS NOT SINKY
AS CLAIMED – SEE LICENSE

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC.	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 67-31440

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

1PR - COMBINED REMARKS ADDED SEE - RECOMMENDATION
AND OVER LAP SHEET.

Delivery System Narrative: SEE ATTACHED FIELD REPORT

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: NA - LICENSED - SEE FIELD REPORT

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

SEE ATTACHED FIELD REPORT.

OVERLAP REVIEW OF 63-8526 & 63-31440

TOWNSHIP 08N RANGE 1W SECTION 05

RIGHT NUMBER	N E				N W				S W				S E				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
63-8526														5			5
63-31440														5			5
Total Acres Irrigated														5			5

63-8526: Source is Unnamed Drain. Rate is 0.03 CFS/Acre.

63-31440: Source is Groundwater split License right 63-10347 Rate is 0.02 CFS/ACRE



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

May 27, 2003

MILTON G KLEIN or MAXINE KLEIN
2275 SUNNY LN
STAR ID USA 83669

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-8526

Dear Milton and Maxine:

Enclosed is an Amended Notice of Claim to a Water Right 63-8526.

The original permit claim filed 9/1/1989 CFS total was not sufficient as to the full extent of the rate of flow as licensed. Details below:

The claimed permitted water right 63-8526 was filed upon September 1, 1989 in the SRBA, claiming irrigation uses for 0.13 CFS, see attached claim original. The current claim does not reflect the licensed amount of 0.15 CFS. See attached license.

If you want the maximum amount to be considered for recommendation (0.15 CFS) then, please do the following:

1. Please sign and date the enclosed amended claim:
2. Either one of you must sign the amended claim in front of a notary. The completed form should have your signature, the notary's signature and their seal affixed on it. If you have a different address of the property than what is listed on the amended claim, then draw a line through the address on the claim form and note any new change in address.

Please mail or return the amended claim to this office within 30 days of the date of this letter. Please call if you have any questions.

Sincerely,

Ron Howerton
Senior Water Right Agent

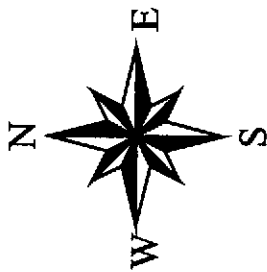
Cc: File 63-8526

Encl: Amended claim (to be returned) & original claim copy &
License copy

Idaho Department of Water Resources

Claims: 63-08526
Date Prepared: 05-29-03
By: Ron Howerton

T04N, R01W
S05



⊙ Point of Diversion



Place of use



Section

1/4 1/4



0 0.1 0.2 0.3 0.4 0.5 Miles

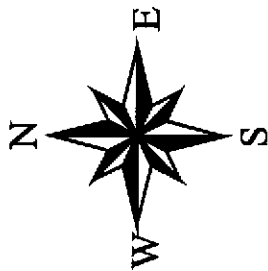


1987 NAPP

Idaho Department of Water Resources

Claims: 63-08526
Date Prepared: 05-29-03
By: Ron Howerton

T04N, R01W
S05

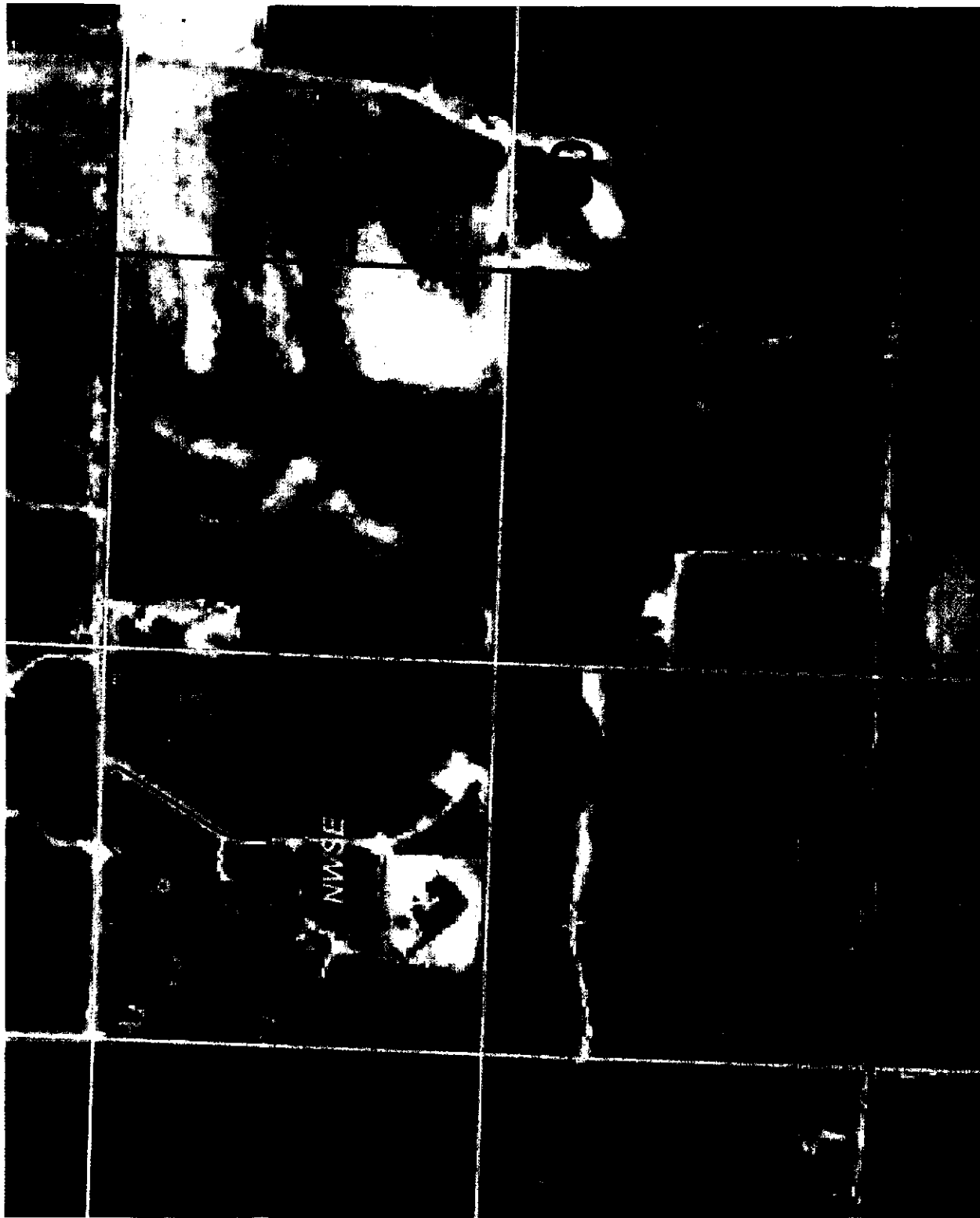


⊙ Point of Diversion

☐ Place of use

☐ Section

☐ 1/4 1/4



0 0.1 0.2 0.3 0.4 0.5 Miles

1987 NAPP

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 06/03/03
Time: 14:25:01

Rec/No - W005374 AR/No -
From: - KLEIN, MAXINE

Receipt Type - CK Doc/No - 1074
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 09/01/1989

Type Of Payment
ADJUDICATION FEE

Fund	FD	PCA	Obj	Subsid	Fee
9337		410162	6490		145.00

Total Due - 145.00

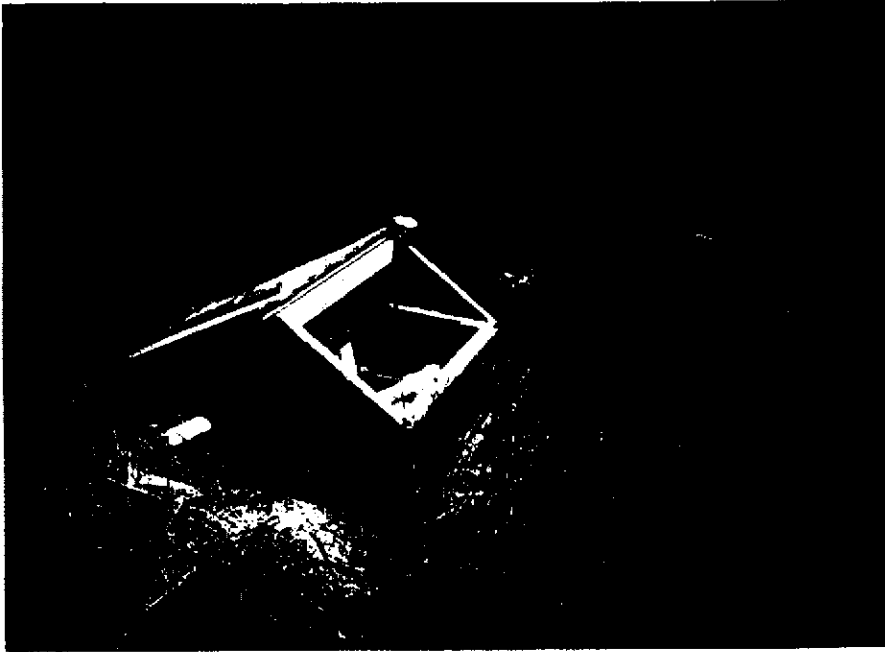
WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6310347	65.00	A6318375	25.00	A6308526	55.00

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

63-10347



Picture #7

Langdon pump
site from pond.
now
KUCKS
WR 63-9115



Picture #8

Lagerstrom pump site
from pond.

now
KLEIN
WR
63-8526

~~DEC 26 1991~~

POND LOCATIONS VERIFIED BY
AGENT -
PHOTOS FROM PX 7-6-90 FOR
WR 63-10347 Gw R1647

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

JAN 20 1986

63-8526
Permit No.

Department of Water Resources

1. Measurement Calculations

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$\frac{3 \text{ HP} \times 8.8 \times .8}{20' + (60 \times 2.3)} = \frac{21.12}{158} = 0.134 \text{ cfs}$$

OR $5 \text{ GPM (AVE)} \times 20 \text{ HDS} = 100 \text{ gpm} \div 1440 = 0.069 \text{ cfs}$

b) Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 5 \text{ AC} \times 4.5 = 22.5 \text{ AF/ANN}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .13 \times 245 \times 1.9835 = 6.3 \text{ AF/ANN}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 6.3 \text{ AF/ANN}$$

c) Volume Calculations for Other Uses:

N/A

2. Overlap Review

a) Other water rights with same place of use: NONE

b) Other water rights with same point of diversion: NONE

c) Analysis:

MICROFILMED

OCT 20 1989

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity
------------	----------	--------	-----------	----------------------	-----------------

- | Beneficial Use | Period of Use | From | To | Rate of Diversion | Q (cfs) | Annual Volume | V (af) |
|----------------|---------------|------|-------|-------------------|----------|---------------|------------|
| IRRIGATION - 5 | 05/15 | | 11/15 | | 0.13 gpm | | 32.5 AF/yr |

7. Point(s) of Diversion: *Stamps and form - 319A*

[illegible]

8. Place(s) of Use

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

9. Recommended Conditions/Remarks:

100-443887-100

10. Recommended Amendments
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None

- ☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other _____

11. Examiner's Signature _____ Date 11/23/85

- Checked in Regional Office by 642 Date 11/5/86

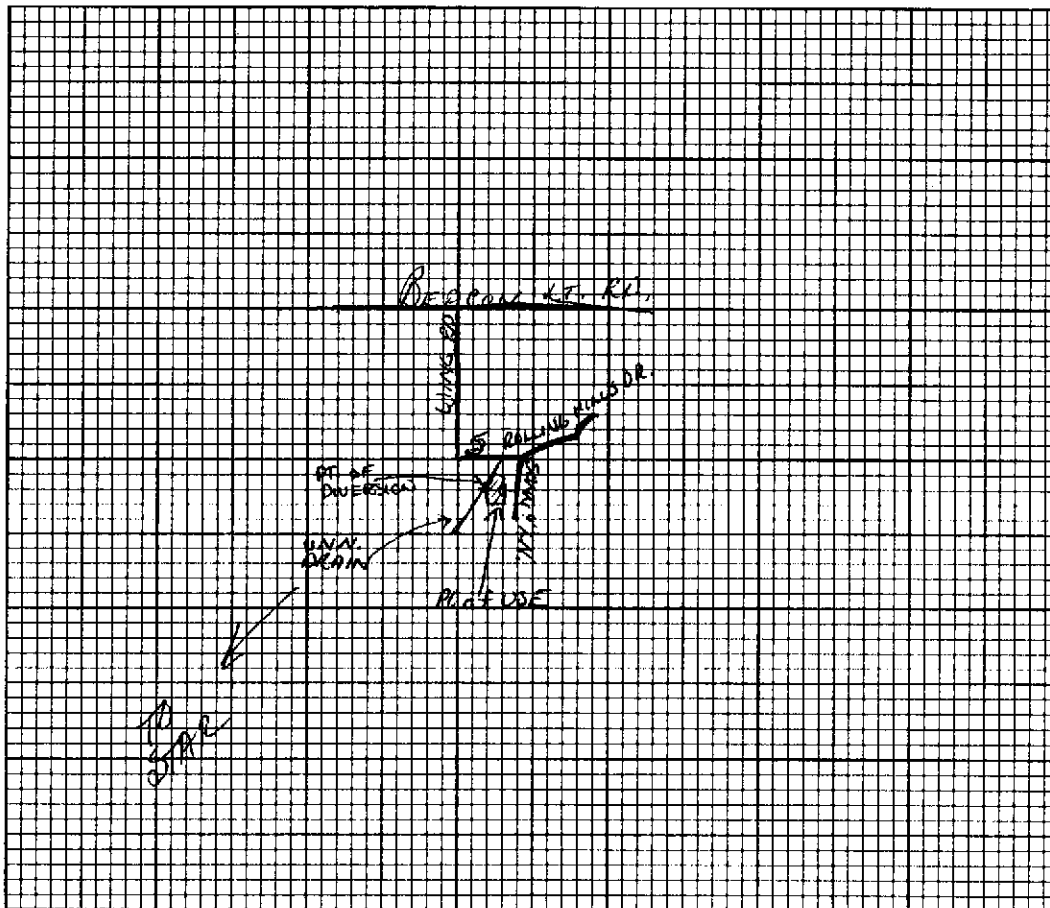
- Approved in State Office by _____
Date 3/8/24

[illegible]

10. Other water rights on these lands NONE

11. Other water right diverted from same p.d. "

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks

15. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☒ None

☐ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

16. Examiner's/Consultant's Signature

Jan Shute

Date 11/25/85

Consultant's License Number

IDWR Director's Authorization to Conduct

Beneficial Use Examination

5/30/85

Date

MICROFILMED
CONSULTANT SEAL

OCT 20 1985

LAWYERS TITLE OF IDAHO

STAR ACRES SUBDIVISION
STAR ACRES COUNTY, TEXAS
PAGE 1022

1. EDWARD M. BLAKEY, a Registered Professional Engineer in the State of California, and JOHN C. HARRIS, a Registered Professional Engineer in the State of California, are hereby certified that the amount of \$100,000.00 was received by the State of California from the sale of the property described in the above captioned contract, and that the same was deposited in the State Treasury and is now on hand in the State Treasury.

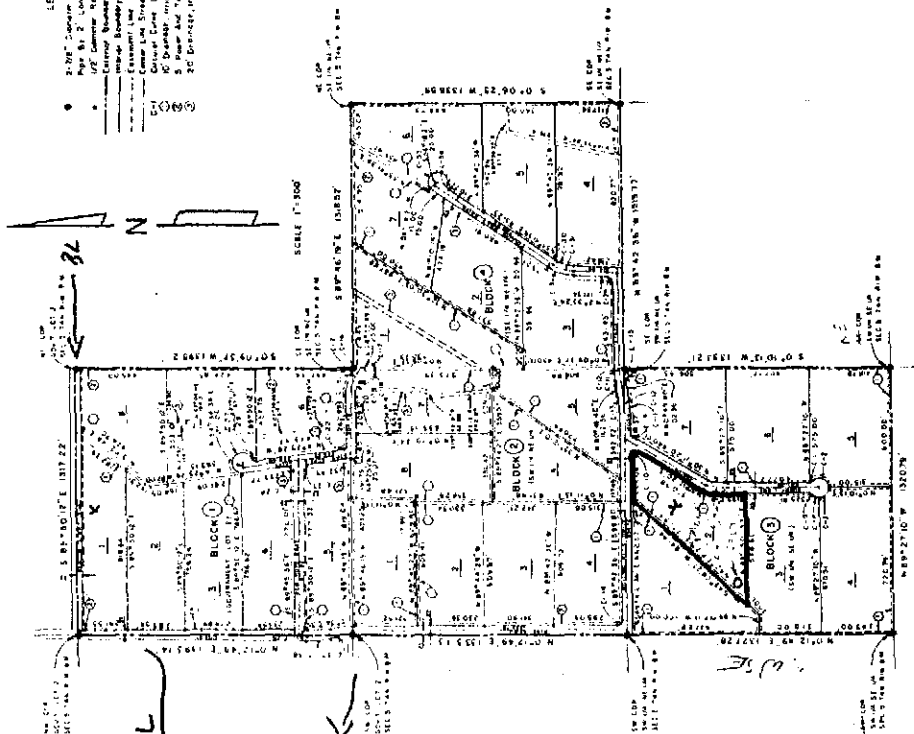
On my 2nd day of ~~testimony~~ testimony on 2-13-73, before me, James
W. [unclear], a native Puerto Rican and for good Communist Party State,
personally appeared Alvin P. Bland, known to me as Alvin Bland,
whose name is indicated in the foregoing instrument and acknowledged
to me that he is executing the same
IN WITNESS WHEREOF, I have hereunto set my hand and seal this 2nd
day of February, 1973.

is hereby certifying that this application was filed for record on this (month) of (month) at (place) in (county) and (state) and that the same is on file for public inspection.

[illegible]

Year	1970	1971	1972	1973	1974	1975	1976	1977	1978	1979	1980	1981	1982	1983	1984	1985	1986	1987	1988	1989	1990	1991	1992	1993	1994	1995	1996	1997	1998	1999	2000	2001	2002	2003	2004	2005	2006	2007	2008	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2024	2025	2026	2027	2028	2029	2030	2031	2032	2033	2034	2035	2036	2037	2038	2039	2040	2041	2042	2043	2044	2045	2046	2047	2048	2049	2050	2051	2052	2053	2054	2055	2056	2057	2058	2059	2060	2061	2062	2063	2064	2065	2066	2067	2068	2069	2070	2071	2072	2073	2074	2075	2076	2077	2078	2079	2080	2081	2082	2083	2084	2085	2086	2087	2088	2089	2090	2091	2092	2093	2094	2095	2096	2097	2098	2099	2100	2101	2102	2103	2104	2105	2106	2107	2108	2109	2110	2111	2112	2113	2114	2115	2116	2117	2118	2119	2120	2121	2122	2123	2124	2125	2126	2127	2128	2129	2130	2131	2132	2133	2134	2135	2136	2137	2138	2139	2140	2141	2142	2143	2144	2145	2146	2147	2148	2149	2150	2151	2152	2153	2154	2155	2156	2157	2158	2159	2160	2161	2162	2163	2164	2165	2166	2167	2168	2169	2170	2171	2172	2173	2174	2175	2176	2177	2178	2179	2180	2181	2182	2183	2184	2185	2186	2187	2188	2189	2190	2191	2192	2193	2194	2195	2196	2197	2198	2199	2200	2201	2202	2203	2204	2205	2206	2207	2208	2209	2210	2211	2212	2213	2214	2215	2216	2217	2218	2219	2220	2221	2222	2223	2224	2225	2226	2227	2228	2229	2230	2231	2232	2233	2234	2235	2236	2237	2238	2239	2240	2241	2242	2243	2244	2245	2246	2247	2248	2249	2250	2251	2252	2253	2254	2255	2256	2257	2258	2259	2260	2261	2262	2263	2264	2265	2266	2267	2268	2269	2270	2271	2272	2273	2274	2275	2276	2277	2278	2279	2280	2281	2282	2283	2284	2285	2286	2287	2288	2289	2290	2291	2292	2293	2294	2295	2296	2297	2298	2299	2300	2301	2302	2303	2304	2305	2306	2307	2308	2309	2310	2311	2312	2313	2314	2315	2316	2317	2318	2319	2320	2321	2322	2323	2324	2325	2326	2327	2328	2329	2330	2331	2332	2333	2334	2335	2336	2337	2338	2339	2340	2341	2342	2343	2344	2345	2346	2347	2348	2349	2350	2351	2352	2353	2354	2355	2356	2357	2358	2359	2360	2361	2362	2363	2364	2365	2366	2367	2368	2369	2370	2371	2372	2373	2374	2375	2376	2377	2378	2379	2380	2381	2382	2383	2384	2385	2386	2387	2388	2389	2390	2391	2392	2393	2394	2395	2396	2397	2398	2399	2400	2401	2402	2403	2404	2405	2406	2407	2408	2409	2410	2411	2412	2413	2414	2415	2416	2417	2418	2419	2420	2421	2422
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SECRET

[illegible]

Identification No. _____

Application No. 63-8526

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriates the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Milton G. Klein Phone: 286-7078
post office address Route 1, Star, Idaho 83669
2. Source of water supply Unnamed drain which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 5 Township 4N
Range 1W B.M. Ada County; additional points of diversion if any: _____

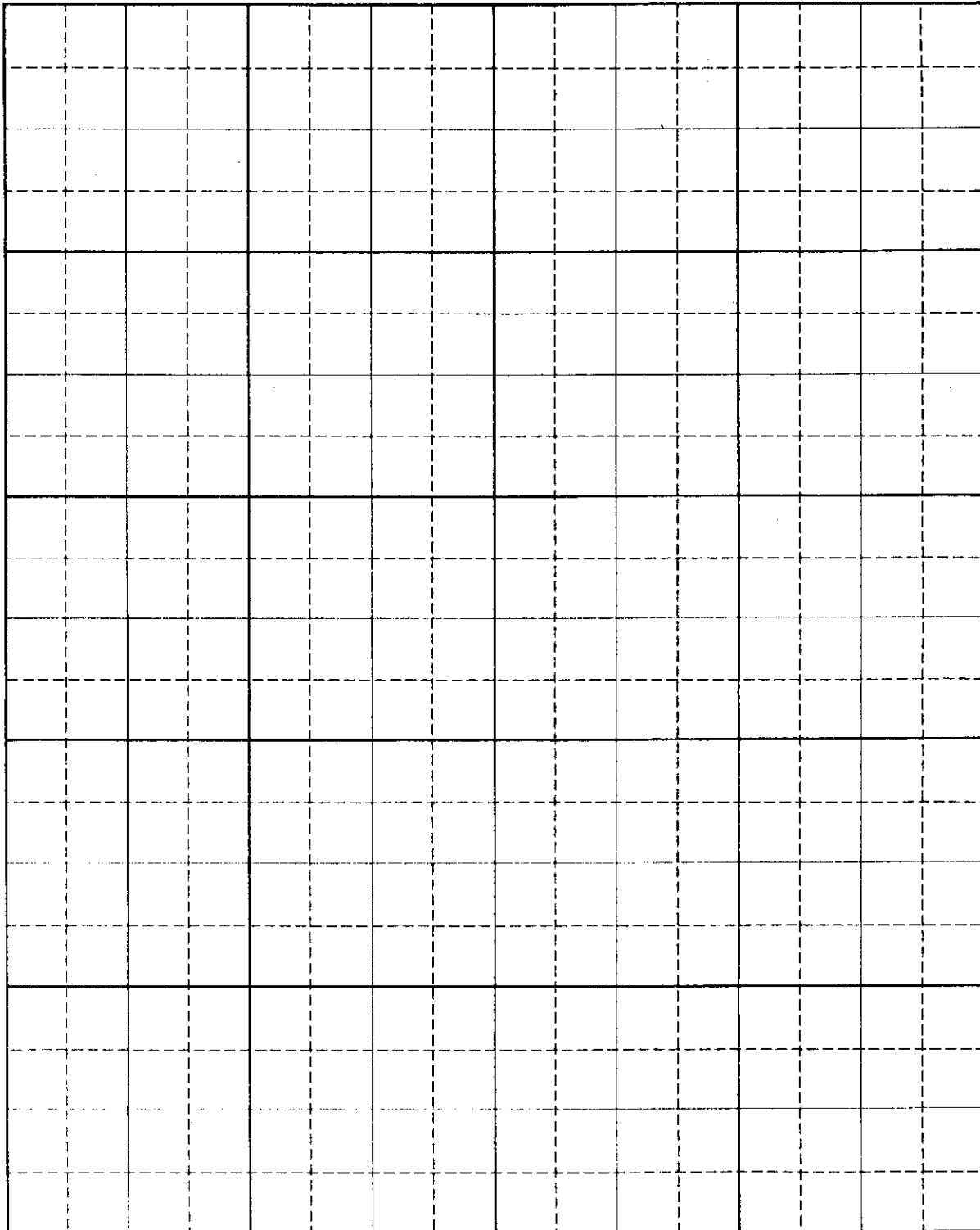
b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.15 for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.15 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Centrifugal pump and pond

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 3,500.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

MICROFILMED

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Milton M. Klein
(Applicant)

Director

Witness my hand this 15 day of April 19 77

2. Denial of said application is for the following reasons:

c. Other:

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 82

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

1. Approval of said application is subject to the following limitations and conditions:

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8526, and said application is hereby APPROVED

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Recommended for approval denial by

Hearing held by

Copies of protests forwarded by

Protests filed by:

Priority reduced to

Reason

Publication approved

Publication dates

Published in

Publication prepared by

Received by KML Date

Preliminary check by

Received by

Time

Proposed

3/2/77

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-8526
Date Received: 9/1/1989
Receipt No: W005374
Received By:

RECEIVED

JUN 04 2003

WATER RESOURCES
WESTERN REGION

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

1. Name of Claimant(s)

MILTON G KLEIN Phone: (208)286-7451
2275 SUNNY LN
STAR ID USA 83669

OR

MAXINE KLEIN Phone: (208)286-7451
2275 SUNNY LN
STAR ID USA 83669

2. Date of Priority: 03/02/1977

3. Source: UNNAMED DRAIN Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	5	NW SE	ADA	

5. Description of diverting works:

PUMP & POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.15	22.5

7. Total Quantity Appropriated is:

0.15 C.F.S. and/or 22.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	5	NW	SE	IRRIGATION	5
Section Acres						5
Total Acres						5

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:

14. Remarks:

POINT OF DIVERSION AND PLACE OF USE IN LOT 2, BLK. 3, STAR ACRE SUBD.

PERMIT AMENDED BY LICENSE APPROVED 26 SEPT. 1989.

OTHER RIGHTS USED: 63-31440 FROM WELL.

CLAIM SENT BACK FOR SIGNATURE 5/27/03. RDH

15. Basis of Claim: License

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

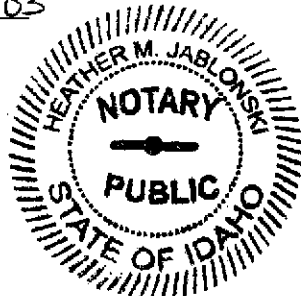
Signature of Claimant(s): Maryne Klein Date: 6-2-03

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this

of June 2 2003



Heather M. Jablonski
Notary Public

Residing at Meridian, Idaho
My commission Expires 5-15-08

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08526

Priority: March 2, 1977

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.15 CFS
22.5 AF

This is to certify, that MILTON G. KLEIN

RT. 1

STAR, ID 83669

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 2, 1977; and has submitted Proof of Beneficial Use on March 10, 1982. An examination indicates that the works have a diversion capacity of .220 cfs of water from:

UNNAMED DRAIN

tributary to BOISE RIVER

source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.15 CFS	22.5 AF

LOCATION OF POINT(S) OF DIVERSION:

NWSE , Sec. 5, Township 04N, Range 01W
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	01W	5	NWSE 5			5

Total number of acres irrigated: 5

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to reflect cropping patterns or acceptable standards of water delivery efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Use of water under this water right is subject to control by the watermaster of State Water District No. 63

MICROFILMED

OCT 20 1989

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08526

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 26TH
day of September, 19 89.

Acting for

Norman C. Young
R. Keith Higginson, Director

RECEIVED

OCT 20 1989

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: A63-08526
Date Received: 9/01/1989
Receipt No: W005374
Received By: Reh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MILTON G. KLEIN 208-286-7451
Address: 2275 SUNNY LN.
STAR, ID 83669
OR
Name: MAXINE KLEIN 208-286-7451
Address: 2275 SUNNY LN.
STAR, ID 83669

2. Date of Priority: MAR 02, 1977

3. Source: UNNAMED DRAIN Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	5	NW	SE			ADA

5. Description of diverting works:
PUMP & POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.130		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	5	NW SE		IRR	5.0
Section Acres						5.0
Total Acres						5.0

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:
A63-10347, A63-18375

14. Remarks:
P/D AND P/U LOT 2, BLK. 3, STAR ACRE SUBD.
STATE OFFICE IS PROCESSING THE LICENCE..9/1/89 RDH

15. Basis of Claim: PERMIT

MICROFILMED
AUG 24 1992

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Maxine Klein Date: 9-1-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 1 day
of SEPT 19 89

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

[illegible]

Ron —
THANKS!
Will