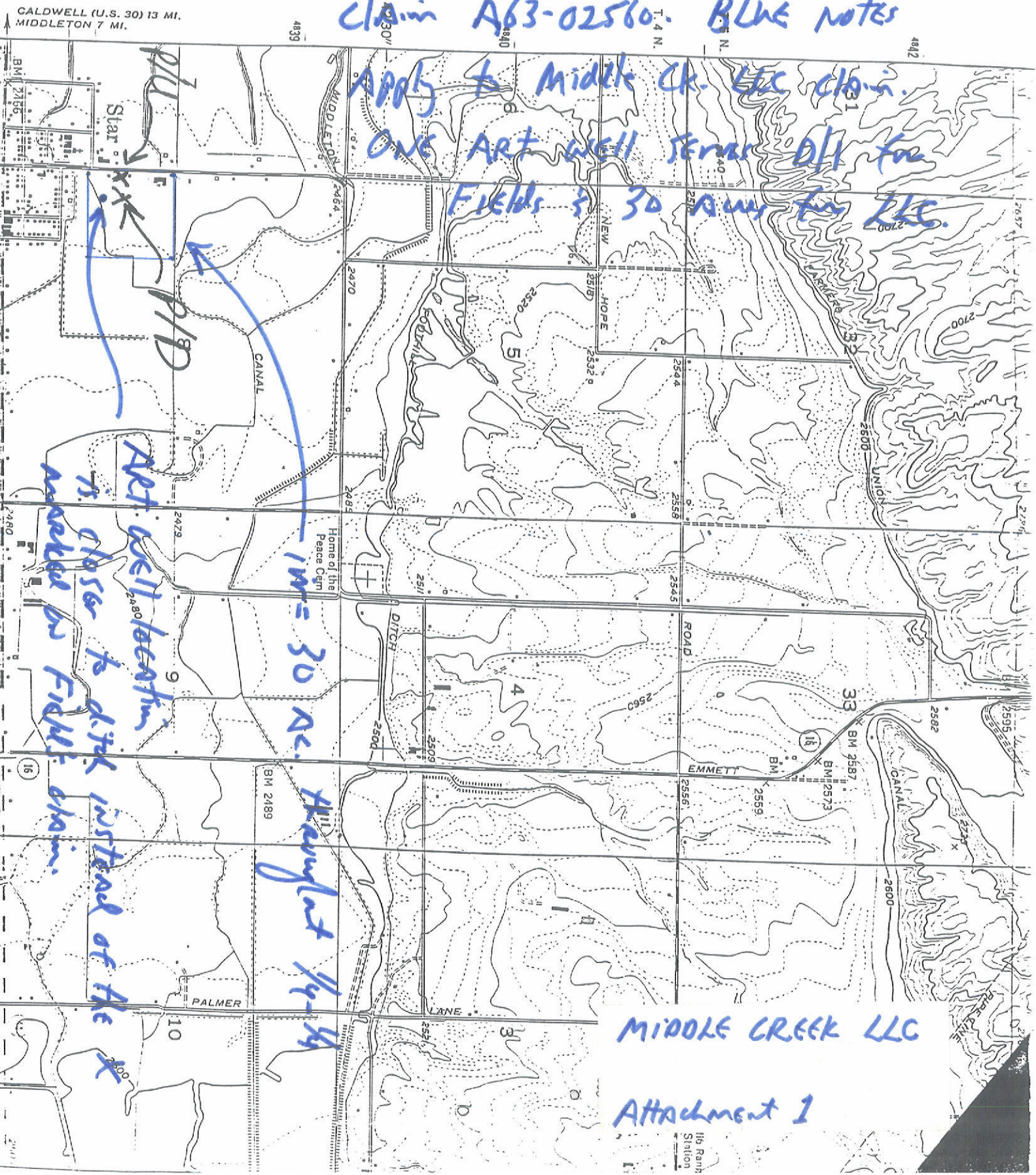


2007 AUG
CENTRE TOWN

T4N, R1W Sec. 8 NW, SW
10000 AG3-2560

This BASE map copied from Fields O/I
Claim AG3-02560. BLUE notes

Apply to Middle Ck. LLC claim.
One ART well serves O/I for
Fields & 30 acres for LLC.



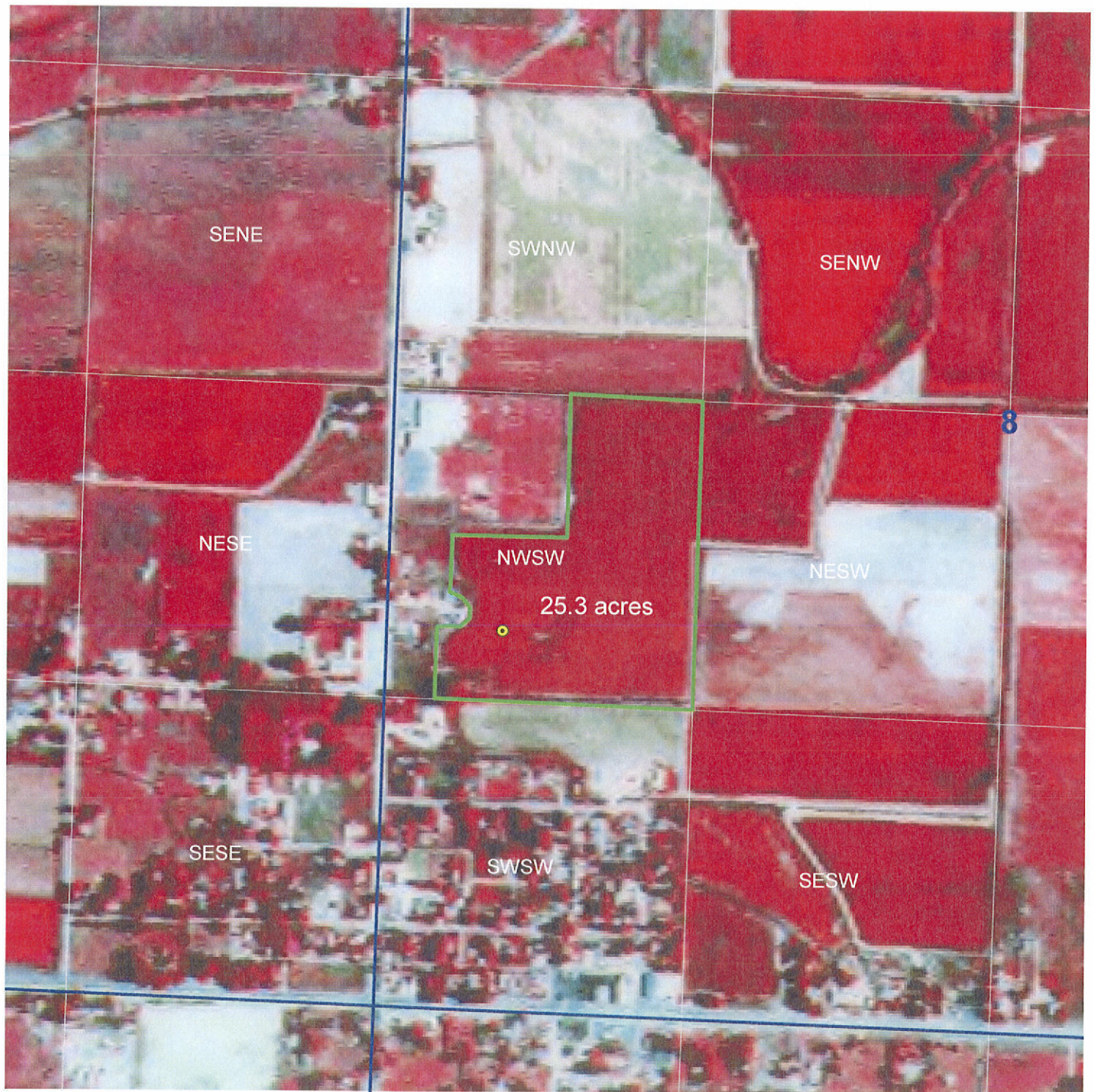
MIDDLE CREEK LLC

Attachment 1

Idaho Department of Water Resources

63-2560B

T04N R01W S8



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



500 0 500 1000 1500 Feet

IDWR

Prepared by: Sandy Egbert

Date: 3-16-05

1987 NAPP Photography

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: **A63-02560B**
Date Received: 9/15/1997
Receipt No: W023061
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MIDDLE CREEK LLC 208-377-3939
Address: 2304 N COLE RD
BOISE ID 83704

2. Date of Priority: FEB 28, 1941

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	8	NW	SW			ADA

5. Description of diverting works:
4", 418' ARTESIAN WELL. PIPELINE DISTRIBUTION SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		

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

8. Total consumptive use is 105.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	8	NW	SW		IRR	30.0
Section Acres							30.0

10. Place of Use: Continued

Total Acres 30.0

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:
MIDDLETON MILL DITCH CO.

14. Remarks:
CLAIMANT PURCHASED LAND IN EARLY 1990'S (LATE FEE N/A). CLAIM IS
FOR IRRIGATION PORTION OF LICENSE 63-02560 (DOMESTIC PORTION
ALREADY CLAIMED BY JOHN & BONNIE FIELDS SEE 63-02560A).
IRRIGATION USE SERVES YARDS ETC. IN MIDDLE CREEK SUBDIVISIONS
(MULTIPLE PHASES).

15. Basis of Claim: LICENSE

Water Right Number: 19099

NOTE TO REVIEWER
THE ~~B~~ PORTION OF THIS
RIGHT IS FOR .04 CFS
FOR DOMESTIC. IF
30 ACRES ARE IRRIGATED
& .60 CFS GIVEN, THEN
A CONDITION TO LIMIT
THE A & B WHEN COMBINED
TO .60 CFS IS NEEDED.

Did not generate
A # since:

License 63-02560 for

Im. 30 ac. plus

Hom. 1 home

and another claimant filed

o/i claim A63-02560

previously.

So split filings now made
to cover entire license.
-sc 9/15/97

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

NOTICE
FROM
SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

Sept. 15, 1997

W023061

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) MIDDLE CREEK LLC Phone (208) 377-3939
Mailing Address 2304 N. Cule Rd. Boise ID Zip 83704

2. Date of Priority (Only one (1) per claim) Feb 28, 1941

3. Source of water supply (a) groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4N Range 1W Section 08,
1/4 of NW 1/4 of SW 1/4, Govt. Lot, --- B.M., County of Ada

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

per license (63-02560) for: 4" 418' Artesian well.

now uses pipeline distribution system

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 30 or 60

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 30 .60 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 105 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) SEE REMARKS

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1W	8										30							30

Total number of acres irrigated 30

11. In which county (ies) are lands listed above as place of use located? ADA

12. Do you own the property listed above as place of use? Yes ☒ No ☐

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

Middleton Mill Ditch Co.

or None ()

14. Remarks:

Claimant purchased land in early 1990's (Late 1980's) (Late 1980's).
Claim is for irrigation portion of license 63-02560 (domestic
portion already claimed by J. & B. Fields - see AG3-02560). Irrigation
use serves yards etc in middle creek subdivisions (multiple
phases).

Last Name Middle Creek LLC Ident No. _____

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

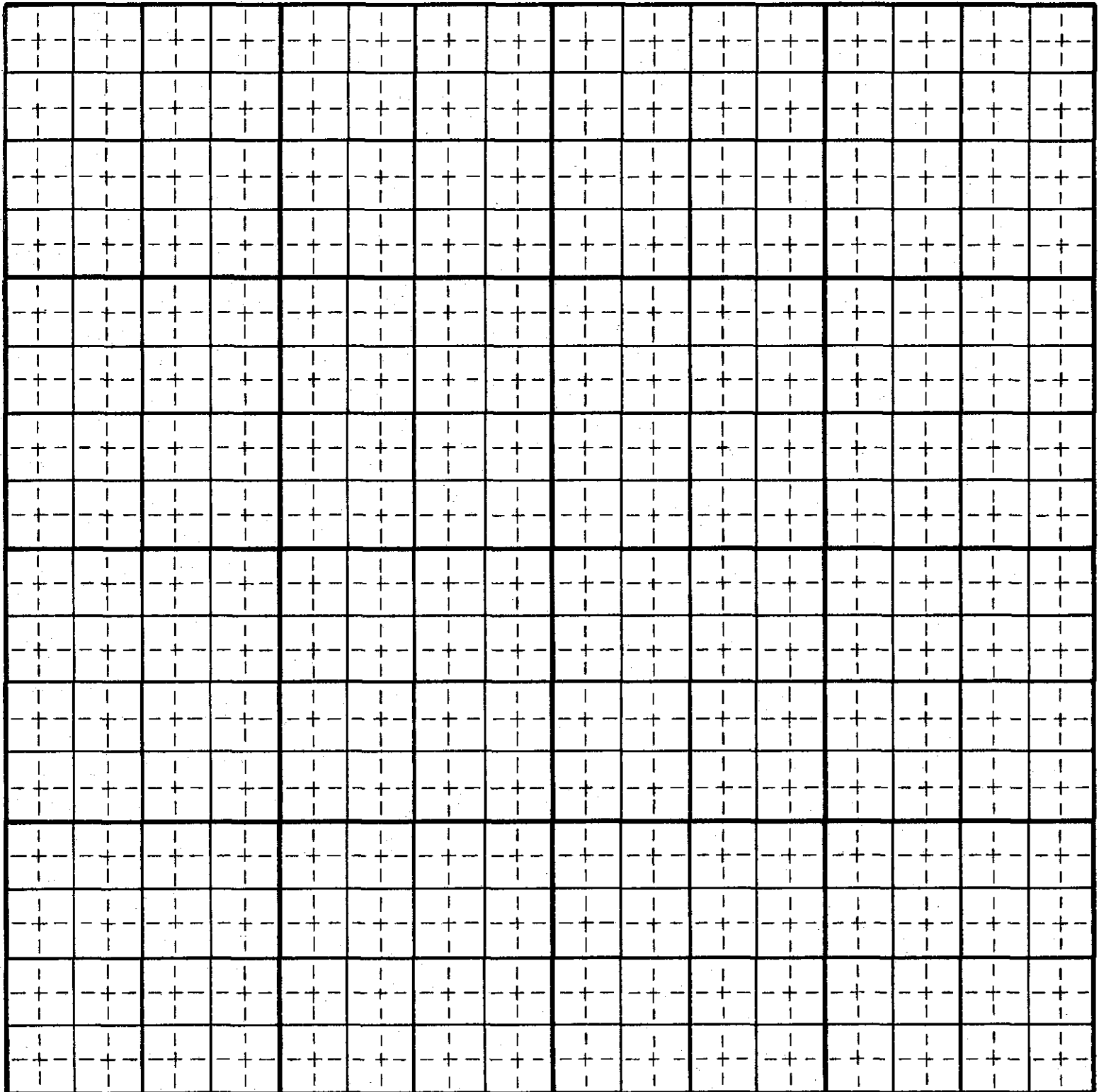
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



↖ SEE Attachment I

Last Name

Middle Creek LLC

Ident No. _____

Copies: White-State, Yellow-Claimant

10120 AC3-2560

This BASE map copied from Field's d/i
claim A63-02560. BLUE notes

CALDWELL (U.S. 30) 13 MI.
MIDDLETON 7 MI.

Apply to Middle Ck. LEC clo-n.
One Art well serves D/I for
Fields to 30 rows for LEC.

Star

5/9/9

Act. well location

W1: well known
75 closer to ditch instead of the X
marked by Field's chain.

$$I_M = 30 \text{ A}$$

1111
transf. 1/4-1/4

MIDDLE CREEK LLC

Attachment 1

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-02560
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 01

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) _____ Date _____
_____ Date _____

☒ For Organizations: I do solemnly swear or affirm that I am PARTNER Title _____
of Middle Creek LLC Organization _____, that I have signed the foregoing
document in the space below as JAMG Title _____ of JAMG Organization _____
and that the statements contained in the foregoing document are true and correct.

☒ Signature of Authorized Agent Thomas M. Riles
Title and Organization PARTNER Middle Creek LLC Date Sept 15, 1997

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 15 day of September 19 97

SEAL

Notary Public Kelli Harris

Residing at Boise, Id

My Commission Expires 12-8-2000

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Middle Creek LLC Ident. Number _____

Copies White-State, Yellow-Claimant



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 16, 2005

MIDDLE CREEK LLC
PO BOX 44739
BOISE ID 83711

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-2560B
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,

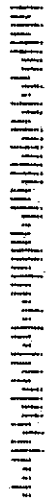
Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

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

Signature of water right claimant

Telephone number

OF ID
MENT OF WATER RESOURCES
RN REGIONAL OFFICE
REPORT WAY
IDAHO 83705



FIRST CLASS



02 1A
0004389393 JUN 06 20
\$ 00.83
MAILED FROM ZIP CODE 83711

RTS

Box 44739
add/rt's
63-25608

MIDDLE CREEK LLC
2304 N MOLE RD
BOISE ID 83704

NO ADDRESS FOUND

PO Box 44739

Boise 83711

RECEIVED

JUN 08 2005

WATER RESOURCES
WESTERN REGION

ADDRESS SERVICE
REQUESTED

03/16/2005

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

RIGHT NUMBER: 63-2560B

NAME AND ADDRESS: MIDDLE CREEK LLC
2304 N COLE RD
BOISE ID 83704

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.520 CFS
117.000 AFY

PRIORITY DATE: 02/28/1941

POINT OF DIVERSION:

T04N R01W S8 NWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.520 CFS
117.00 AFY

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S08 NWSW 26.0

26 ACRES TOTAL

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

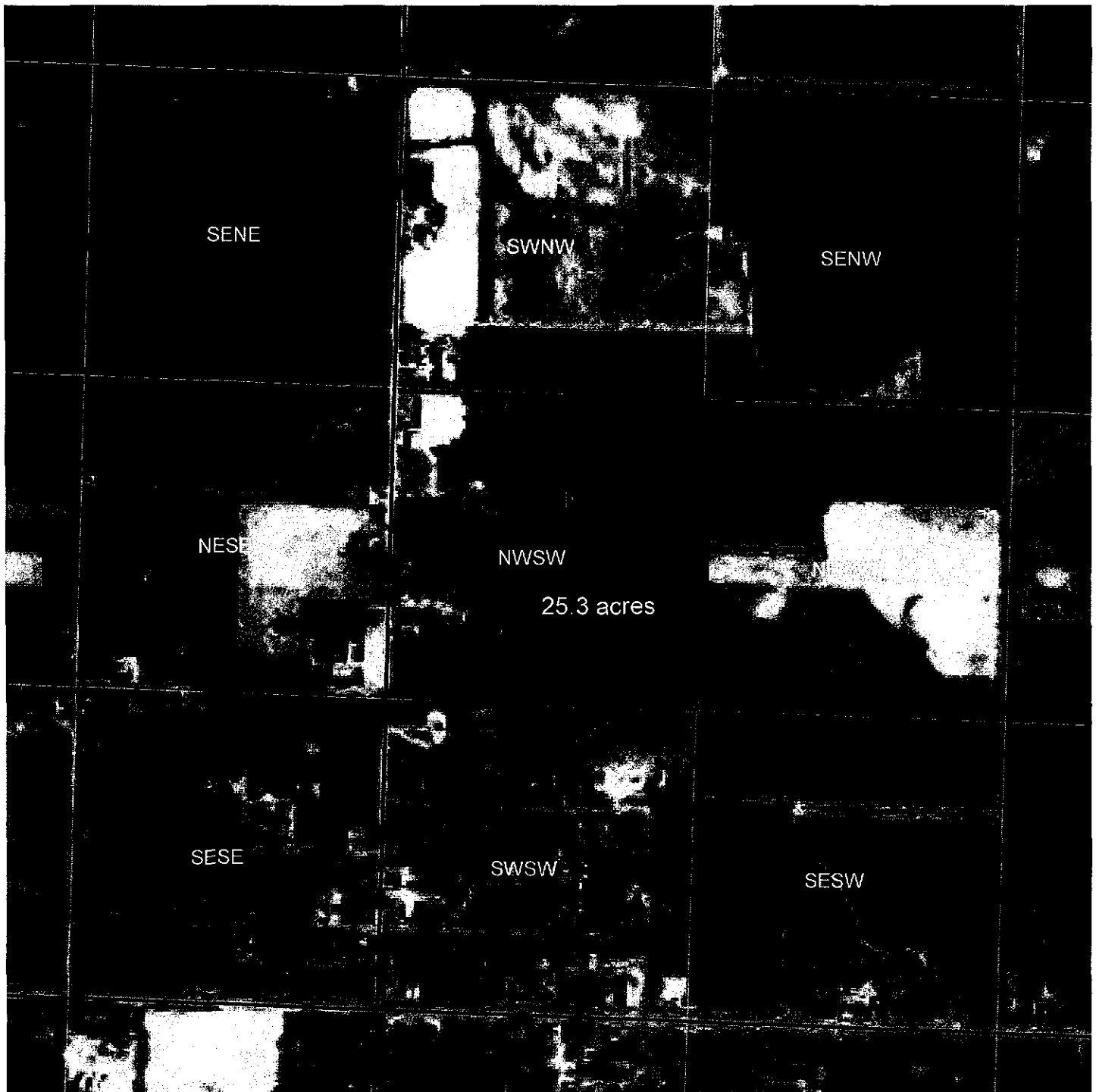
Irrigation use for lawns in Middle Creek Subdivision

This right is a split from former right 63-2560.

Idaho Department of Water Resources

63-2560B

T04N R01W S8



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



IDWR
Prepared by: Sandy Egbert
Date: 3-16-05
1987 NAPP Photography

500 0 500 1000 1500 Feet

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2560B V1

WATER RIGHT NUMBER: 63-2560B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	FRED W TURNER
Current Owner	STAR, ID MIDDLE CREEK LLC 2304 N COLE RD BOISE, ID 83704 (208)377-3939
Original Owner	MERRILL M TURNER PO BOX 264 STAR, ID 83669

Priority Date: 02/28/1941

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.520 CFS	117.00 AF
	<u>Total Diversion:</u>	0.520 CFS	117.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 8,	Twp 04N,	Rge 01W, 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	
04N	01W	8																	26.0

Total Acres: 26

Conditions of Approval:

- 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:

- Explanatory Irrigation use for lawns in Middle Creek Subdivision

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2560B V1

2. Explanatory This right is a split from former right 63-2560.

Comments:

1. segbert 3/16/2005 POD

Comment: Updated shape

2. segbert 3/16/2005 POU

Comment: Updated Shape

3. segbert 3/16/2005 POU

Comment: Reduced acreage and .cfs per 1987 aerial photography of irrigated acres 63-2560A is the domestic portion of the original water right

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: OR

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>
Summary			03/14/2005	lharris	Active
Priority Date	3/16/2005 10:00:35 AM	segbert			Active
POD	3/16/2005 10:01:02 AM	segbert			Active
Source	3/16/2005 10:02:04 AM	segbert			Active
POU	3/16/2005 10:02:33 AM	segbert			Active
Use	3/16/2005 10:03:21 AM	segbert			Active
Season	3/16/2005 10:04:29 AM	segbert			Active
Quantity	3/16/2005 10:06:02 AM	segbert			Active
Summary			03/16/2005	segbert	Active

Verification Log:

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2560B V1

Summary	3/14/2005 2:27:19 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
POD	3/16/2005 10:01:03 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	3/16/2005 10:02:33 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	3/16/2005 10:03:21 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Priority Date	3/16/2005 10:00:36 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Source	3/16/2005 10:02:05 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2560B V1

Season	3/16/2005 10:04:29 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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	3/16/2005 10:06:02 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 4.5 x 30 acres
Summary	3/16/2005 10:57:20 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2560B

WATER RIGHT NUMBER: 63-2560B

Owner Type Name and Address

Original Owner FRED W TURNER

Current Owner STAR, ID
 MIDDLE CREEK LLC
 2304 N COLE RD
 BOISE, ID 83704
 (208)377-3939

Original Owner MERRILL M TURNER ✓
 PO BOX 264
 STAR, ID 83669

Priority Date: 02/28/1941 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

Tributary

3-1 to 11-15

Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15

Diversion Rate

0.600 CFS ✓

Annual Volume

117,

Total Diversion:

0.600 CFS

.52

Location of Point(s) of Diversion

GROUND WATER

ADA County

NW1/4SW1/4 ✓

Sec. 8, ✓

Twp 04N, Rge 01W, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW ✓				SE				Totals
04N	01W	8	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	30.0
																			30.0
																			26.0

Total Acres: 30

- General CLAIMANT PURCHASED LAND IN EARLY 1990'S (LATE FEE N/A). CLAIM IS FOR IRRIGATION PORTION OF LICENSE 63-02560 (DOMESTIC PORTION ALREADY CLAIMED BY JOHN & BONNIE FIELDS SEE 63-02560A). IRRIGATION USE SERVES YARDS ETC. IN MIDDLE CREEK SUBDIVISIONS (MULTIPLE PHASES).

Comments:

**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 80.00
- ☐ 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 - 256013

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: _____ Tributary to _____

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES☒ No change☐ Different Uses

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

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

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

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 117 AFA _____☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet) $4.5 \times 26 \text{ acres} = 117$ $1.52 \times 1.9835 \times 260 = 268.2$ **NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

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: 63-2560A - Domestic

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

no

Delivery System Narrative:

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

63-2560A is for domestic use
63-2560B is for various irrigations of Middle
Reck Creek in NW SW of section 8 T 4N R 1W
Reduced acreage & CFS because that is all the
irrigated acres shown on the 1987 photography

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☐ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE ^{Revision} EXAM CONDUCTED: 3-16-05

FIELD EXAMINER: Samuel E. Ebert

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2560B**

03/14/2005

1

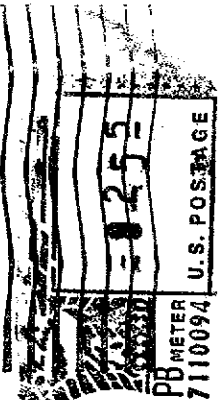
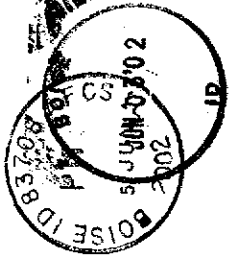
Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
124N	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
125G	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
126E	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
161X	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
168B	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON IRRIGATION ASSOCIATIO
168D	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
-173	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
-254	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON IRRIGATION ASSOCIATIO
-255	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON IRRIGATION ASSOCIATIO
-370	Claim	04N	01W	8	NW	SW		IRRIGATION	37/9159	MIDDLETON MILL DITCH CO
2406	Claim	04N	01W	8	NW	SW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
2560B	Claim	04N	01W	8	NW	SW		IRRIGATION	30/30	MIDDLE CREEK LLC
21502	Claim	04N	01W	8	NW	SW		IRRIGATION	37/8651	MIDDLETON MILL DITCH CO
2406	Water Right	04N	01W	8	NW	SW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
2560	Water Right	04N	01W	8	NW	SW		IRRIGATION	30/30	MERRILL M TURNER
2521	Claim	04N	01W	8	NW	SW		DOMESTIC		MERIDIAN JOINT SCHOOL DISTRICT #
2560A	Claim	04N	01W	8	NW	SW		DOMESTIC		JOHN FIELDS
9016	Claim	04N	01W	8	NW	SW		DOMESTIC		MERIDIAN JOINT SCHOOL DISTRICT #
2521	Water Right	04N	01W	8	NW	SW		DOMESTIC		MERIDIAN JOINT SCHOOL DISTRICT #
4427	Water Right	04N	01W	8	NW	SW		DOMESTIC		MICHAEL S LENZI
9016	Water Right	04N	01W	8	NW	SW		DOMESTIC		MERIDIAN JOINT SCHOOL DISTRICT #

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

63-25606
Return to sender.
to sender.
to sender.

PRESORTED
FIRST CLASS



RECEIVED

JUN 07 2002

WATER RESOURCES
WESTERN REGION

MIDDLE CREEK LLC
2394 N POLE RD
BOISE ID 83704

found



Receipt Details for ID W023061

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/15/1997 1:37:07 PM	9/15/1997	Western	\$180.00	Check
Payer		MIDDLE CREEK LLC		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1464			
Card Expiration Date	Credit Card Transaction #		

Comment SRBA CLAIM

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$100.00	APPLICATION FOR PERMIT	62103	229	21	0	1155
\$80.00	SRBA CLAIM	41503	337	0	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2560	B	\$80.00	Claim

[Print Report](#)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19099

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Fred W. & Merrill M. Turner
2. Source of water supply Artesian Well
3. Location of point of diversion: Is in the NW 1/4 of Section 8
T. 4 N R. 1 W County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: A drilled well 418 feet deep with 362 feet of 4 inch casing. Flow is controlled by valve. Well discharges into irrigating ditch, and into a 600 foot pipe line of diameters 1 1/2, and 1 inch respectively, leading to house and barn.
5. Water is used for:
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation):
4 N 1 W 8 NE 1/4, NW 1/4
19 36 55 acres.

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

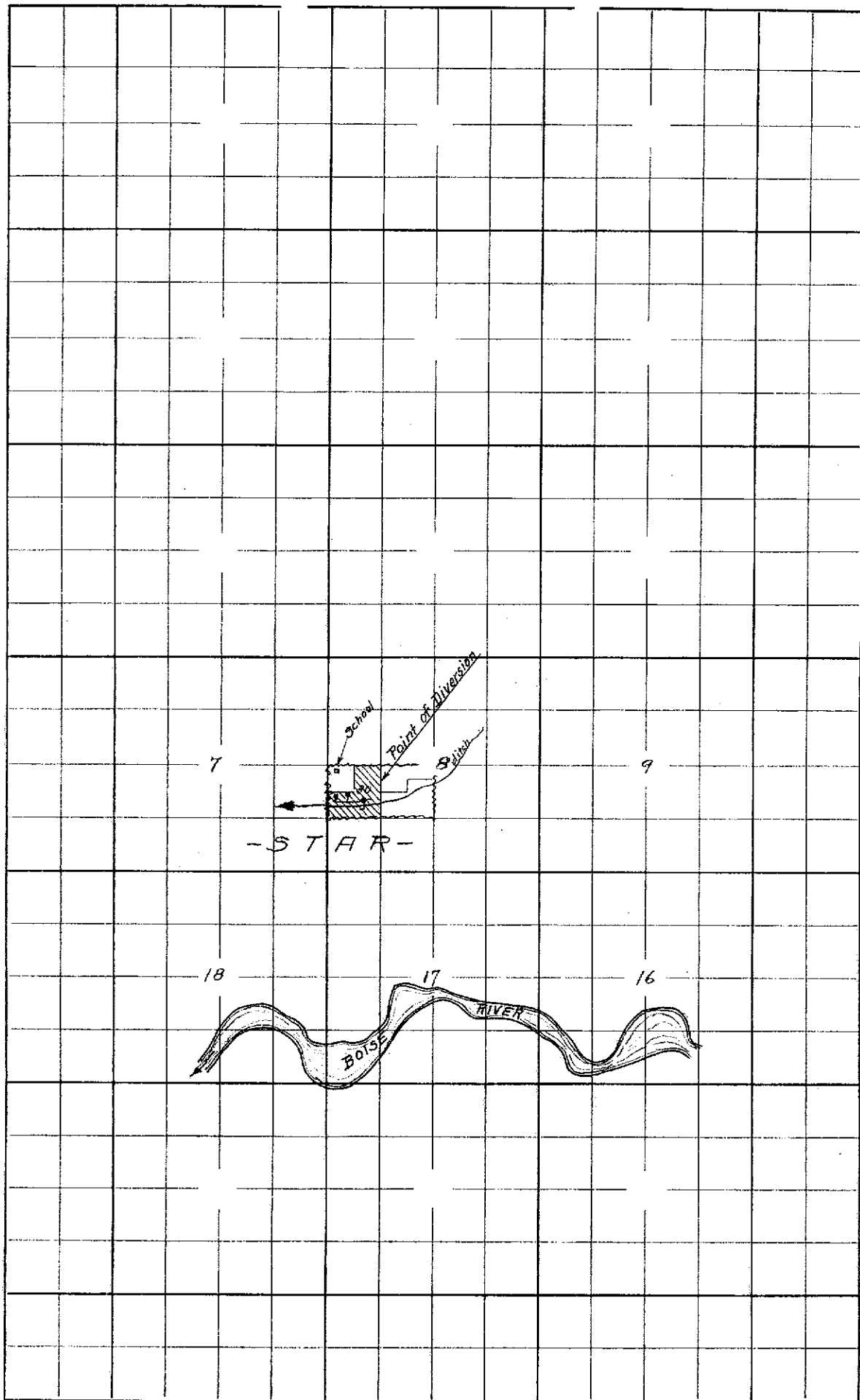
8. What large stream would the water here appropriated finally reach? Unknown

Remarks:

This examination was made on the 7th day of August, 1941

(Signed)

Fred J. Dolman
Examiner.



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

19099

State of Idaho License and Certificate of Water Right

Water License No. 19099
Water District No.

Amount .60 c. f. s.
Priority Febr. 28, 1941

THIS IS TO CERTIFY that FRED W. TURNER & MERRILL M. TURNER of Star, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated Febr. 28, 1941, 19 ; that Permit No. 19099 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.10 second feet, was issued thereunder on April 2, 1941, 19 , showing that said works were completed on the 1st day of April, 19 41 ; and that on the 29th day of April, 19 41 ,

FRED W. TURNER & MERRILL M. TURNER

of Star, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of an artesian well, a tributary of, for the purpose of domestic and irrigation, under Use Permit No. 19099 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 4100, on the 7th day of March, 19 42 ;

The right hereby confirmed dates from Febr. 28, 1941, 19 ;

The Point of Diversion is located in the NW ¼ SW ¼, Sec. 8, Tp. 4 N, R. 1 W, B.M. ada County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.6 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N	1 W	8	NE ¼ SW ¼ NW ¼ SW ¼	19 36 55	0 30 30

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 7th day of March, 19 42

E. V. BERG

Commissioner of Reclamation

(SEAL)