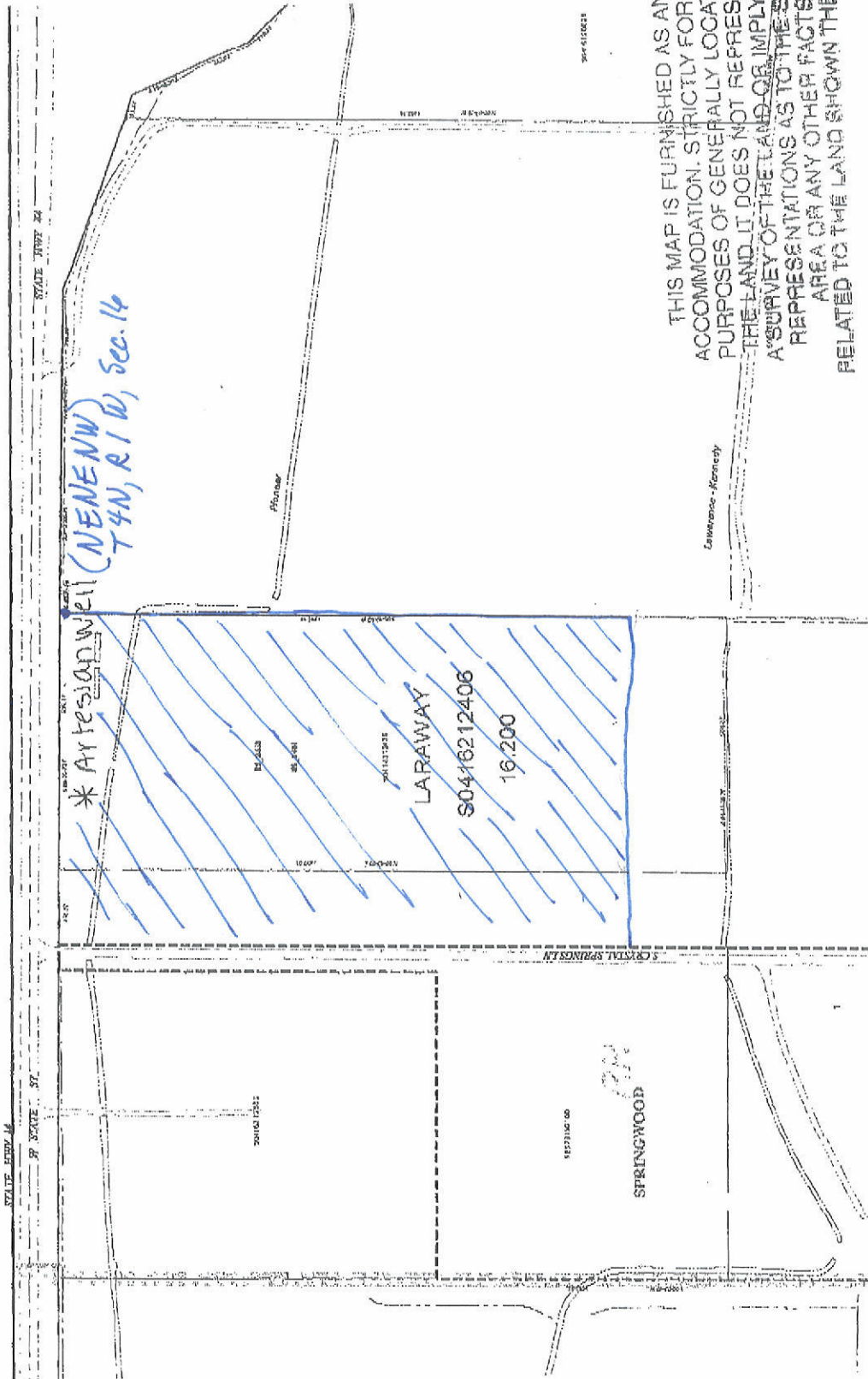


T4N, R1W, Sec. 16, E 1/2 NE 1/4 NW 1/4 (20 acres)



This map and data displayed is a graphic representation derived from the Ada County Geographic Information System (GIS) data. It was designed and intended for staff use only. It is not guaranteed survey accuracy. This map is based on information available and was compiled from numerous sources which may not be accurate. Users are to field verify this information. Ada County and Regional Geographic Services, Inc. are not liable for errors or omissions resulting from the use of this product for any purpose.

ALLIANCE
TITLE & ESCROW CORP.

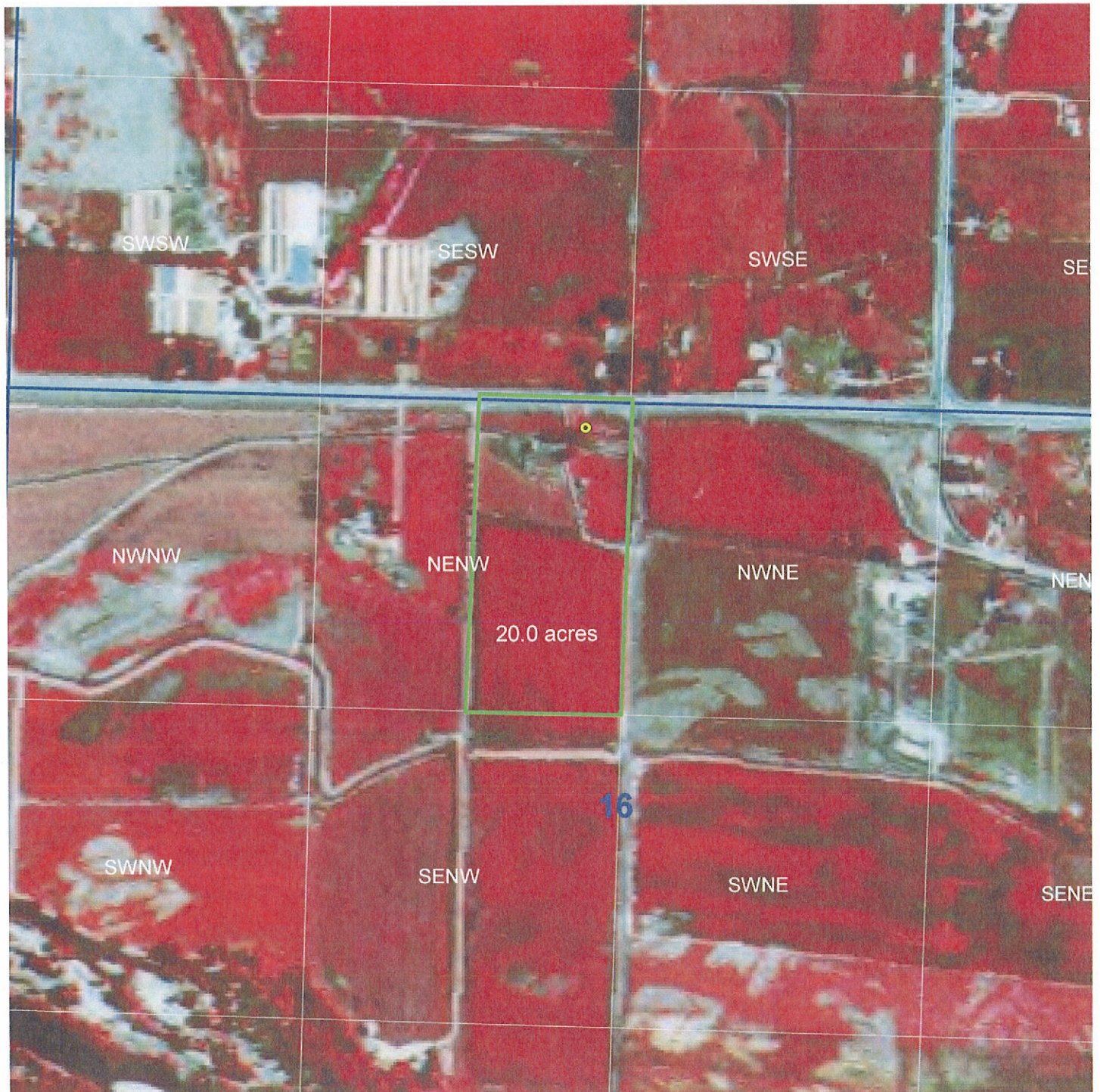
SCANNED

AUG 10 2004

Idaho Department of Water Resources

63-2639

T04N R01W S16



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

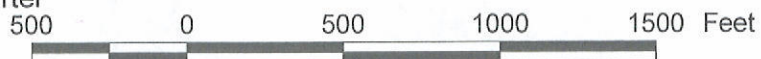


IDWR

Prepared by: Sandy Egbert

Date: 3-17-05

1987 NAPP Photography





Land Records

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

Property Details for Parcel S0416212406

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 16.200
 Zone Code: RR
 Primary Code Area: 103 Tax Districts
 Group Type: SECT
 Subdivision: 4N 1W 16
 Section: 4N1W16

Property Description

PAR #2406 OF E2NW4
 SEC 16 4N 1W PAR I R/S 2653
 #212406-B



Property Address

8887 E STATE AVE
 STAR, ID 83669

[Click to View Interactive M](#)

Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	15.200	\$15,400	INCOME
Primary	100-HOMESITE ON AG	1.000	\$75,000	MARKET
Primary	310-RES IMPROVEMENT	0.000	\$51,700	COST
Primary	320-IMPROVEMENT	0.000	\$3,000	COST

Total Assessed Value: \$145,100

Parcel Valuation History

Assessed value for year 2004 \$145,100
 Assessed value for year 2003 \$140,400
 Assessed value for year 2002 \$136,200
 Assessed value for year 2001 \$126,100
 Assessed value for year 2000 \$106,400

Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Residential
 Agriculture
 Land

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

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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 63-2639
Date Received: 7/23/2004
Receipt No: W032034
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BONNIE A LARAWAY Phone: (208)286-9898
8885 W HWY 44
STAR ID USA 83669-5209

LAWRENCE C LARAWAY Phone: (208)286-9898
8885 W HWY 44
STAR ID USA 83669-5209

2. Date of Priority: 08/02/1946

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	16	NE NE NW	ADA	

5. Description of diverting works:

300 ft. artesian, flowing well to ditches for surface irrigation; pump and pipeline to domestic use.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.4	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:

0.4 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	16	NE	NW	DOMESTIC	
			NE	NW	IRRIGATION	20
					Section Acres	20
					Total Acres	20

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: Pioneer Ditch Company

14. Remarks:

15. Basis of Claim: License

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

RECEIVED

JUL 23 2004

WATER RESOURCES
WESTERN REGION

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

Date Received

Receipt Number

463-2639
7123104
W032034

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

Please type or print clearly

1. Name of Claimant(s): Lawrence C. Laraway Phone: (208) 286-9898
Bonnie A. Laraway
Mailing Address: 8885 W. Highway 44
Star, ID 83669-5209
2. Date of Priority (Only one (1) per claim): August 2, 1946
3. Source of water supply: Ground Water
4. a. Location of point of diversion is: Township 4 North, Range 1 West, Section 16
NE ¼ of NE ¼ of NW ¼, B.M., County of Ada
Additional points of diversion if any: None

b. If instream flow, beginning point of claimed instream flow is: Not Applicable
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:

300': Artesian, flowing well to ditches for surface irrigation; pump and pipeline to domestic use.

6. Water is claimed for the following purposes:

For irrigation purposes from 3/15 to 11/15 (both dates are inclusive) amount 0.40 (cfs) or (acre feet)
For domestic purposes from 1/1 to 12/31 amount 0.04 (cfs) or (acre feet)

7. Total quantity claimed (a) 0.40 (cfs) and/or (b) --- (acre feet)

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

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, etc.):

One residence with internal domestic use and irrigation of lawn and gardens included within the irrigated acreage for irrigation use.

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 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	
4N	1W	16					20 "D"												20

Total number of acres irrigated: 20

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 X 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.

Pioneer Ditch Company shares or None ()

14. Remarks:

Last Name LARAWAY Ident. Number

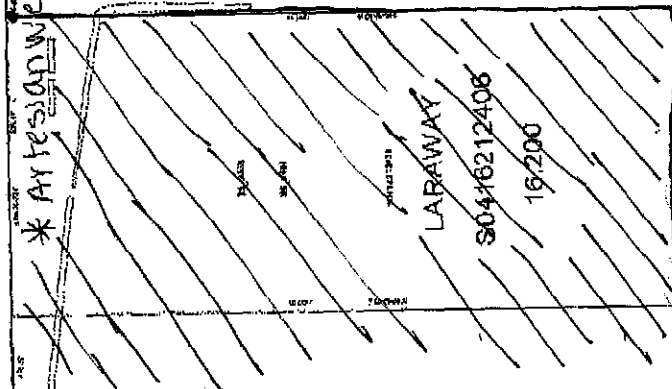
SCANNED

Page 2

AUG 10 2004

T4N, R1W, Sec. 16, E 1/2 NE 1/4 NW 1/4 (20 acres)

* Artesian Well (NENENW)
T4N, R1W, Sec. 16



THIS MAP IS FURNISHED AS AN
ACCOMMODATION. STRICTLY FOR THE
PURPOSES OF GENERALLY LOCATING
THE LAND. IT DOES NOT REPRESENT
A SURVEY OF THE LAND OR IMPLY ANY
REPRESENTATIONS AS TO THE SIZE
AREA OR ANY OTHER FACTS
RELATED TO THE LAND SHOWN THEREOF

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ALLIANCE
TITLE & ESCROW CORP.

SCANNED

AUG 10 2004

15. Basis of Claim (Check One) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____

If applicable provide IDWR Water Right Number: 63-2639

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 received notice in the Snake River Basin Adjudication." 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: 1 (Deed: Barr to Laraway)

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

Signature of Claimant(s) *James E. Laraway* Date: July 15, 2004

Bonne R. Laraway
By James E. Laraway Attorney in Fact Date: July 15, 2004

For Organizations: I do solemnly swear or affirm that I am _____

of _____ Title _____, that I have signed the foregoing

document in the space below as _____ of _____

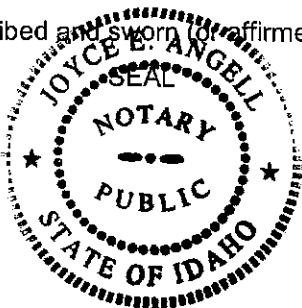
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho)
) SS.
County of Ada)

Subscribed and sworn to (or affirmed) before me this 15th day of July, 2004



Notary Public *Joyce E. Angell*

Residing at Boise, Idaho

My Commission Expires 7-29-2008

17. Notice of Appearance:

Please Print Name _____

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 LARAWAY Ident. Number _____

SCANNED

Page 4

AUG 10 2004



WARRANTY DEED

COPY

For Value Received

FERREL V. BARR and LORRAINE E. BARR, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto
LAWRENCE C. LARAWAY and BONNIE A. LARAWAY, husband and wife
hereinafter referred to as Grantee, whose current address is

the following described premises, to-wit:

The East half of the East half of the Northwest quarter, and the East half of Government Lot 3, in Section 16, Township 4 North, Range 1 west, Boise Meridian, Ada County, Idaho.

EXCEPT any portion lying within State Street
ALSO EXCEPT ditch and road rights-of-way.

TOGETHER WITH 64 1/2 shares of stock in the Pioneer Irrigation District.

ALSO TOGETHER WITH all water, water rights, ditches and ditch rights of way appurtenant thereto or connected therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: April 2, 1993.

Ferrel V. Barr
FERREL V. BARR

Lorraine E. Barr
LORRAINE E. BARR

STATE OF IDAHO)
: ss
COUNTY OF ADA)

On This 2nd day of April, in the year 1993, before me, a Notary Public in and for said State, personally appeared FERREL V. BARR and LORRAINE E. BARR, known or identified to me to be the persons whose names are subscribed to the within



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 22, 2005

BONNIE AND LAWRENCE LARAWAY
8885 W HWY 44
STAR ID 83669-5209

RE: Notice of Error Reply

Attached is the Preliminary Recommendation with most of the changes you requested on your Notice of Error Reply. For domestic use we use the 13,000 gallons per day limiter instead of an acre foot amount so the acre foot amount for domestic use has been left off your Recommendation and the 13,000 gallons per day limiter is used instead.

If you have any questions, please feel free to call me at 334-2190.

Sincerely,

Sandy Egbert
GIS Specialist

Enclosure

NOTICE OF ERROR REPLY

RECEIVED

JUL 14 2005

WATER RESOURCES
WESTERN REGION

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: JULY 15, 2005

Water right number: 63-2639

BONNIE A. LARAWAY
8885 W. HWY 44
STAR ID 83669-5209
Telephone Number: (208) 286-9898

LAWRENCE C. LARAWAY
8885 W. HWY 44
STAR ID 83669-5209
Telephone Number: (208) 286-9898

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

Changes are requested to the following sections of the proposed recommendation: "Quantity," "Purpose and Period of Use," "Other Provisions Necessary for Definition or Administration of this Water Right" and "Explanatory Material."

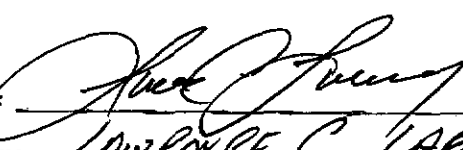
2. Describe the changes you wish to make in the proposed recommendation:

In the "Quantity" section, the 13,000 gpd limitation should apply only to use for domestic purposes and not to irrigation purposes. The total annual volume listed in the "Quantity" section should be 90.6 afy to include a volume for the domestic use. In the "Purpose and Period of Use" section the total annual volume should be 90.6 afy. In the "Other Provisions Necessary ..." section the first provision should refer only to the domestic use purpose under the right. Add "and part of Parcel no. S0416212420" to the "Explanatory Material" section.

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

The recommendation as written could be read to limit the use of the right for irrigation to 13,000 gpd. The domestic use is entitled to an appropriate annual volume of diversion in addition to that for irrigation. The blanket provision concerning determination of historic beneficial use has been routinely applied only to domestic/stockwatering uses in the SRBA. The place of use includes all or part of two parcels identified by Ada County parcel numbers rather than just the one listed.

DATE: July 12, 2005

SIGNATURE: 

Please print your name: LAWRENCE C. LARAWAY

IDWR Regional Office: 2735 Airport Way Boise, ID 83705 2083342190

BEEMAN & ASSOCIATES, P.C.

Counselors and Attorneys at Law
409 West Jefferson Street
Boise, Idaho 83702-6049

Josephine P. Beeman
jo.beeman@beemanlaw.com

Phone (208) 331-0950
Fax (208) 331-0954
office@beemanlaw.com

RECEIVED
JUL 23 2004
WATER RESOURCES
WESTERN REGION

July 23, 2004

Hand Delivery

Jan Shurte
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: *Laraway Notice of Claim – 63-2639*

Dear Jan:

We enclose a Snake River Basin Adjudication (SRBA) Notice of Claim to Water Right for Lawrence C. Laraway and Bonnie A. Laraway (Laraways). The claim is filed in response to second round notice in Basin 63 and is based on water right license 63-2639. A 1993 deed attached to the claim shows the Laraways as the owners of the 20-acre place of use identified on license 63-2639 and the Notice of Claim. The claim represents the historic use of the water through 1987 which use has been continued by the Laraways.

To simplify the SRBA process, the Laraways are claiming all of 63-2639, although Laraway Investments, LLC (Lawrence C. Laraway is the President) now owns part of the 20-acre place of use. A split of 63-2639 will be sought once the SRBA process is completed.

A check for the \$70.00 filing fee is enclosed.

SCANNED

AUG 10 2004

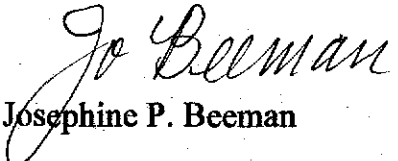
Jan Shurte, IDWR
Re: 63-2639
July 23, 2004
Page 2

Please provide all further notices and correspondence to:

Lawrence C. Laraway
Bonnie A. Laraway
8885 W. Highway 44
Star, ID 83669-5209
Phone: (208) 286-9898

Sincerely,

BEEMAN & ASSOCIATES, P.C.


Josephine P. Beeman

JPB:ja
Enclosures
cc: Lawrence and Bonnie Laraway (w/ enclosures)
Z:\3040\6287

SCANNED
AUG 10 2004

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

RIGHT NUMBER: 63-2639

NAME AND ADDRESS: BONNIE A LARAWAY
8885 W HWY 44
STAR ID 83669-5209

LAWRENCE C LARAWAY
8885 W HWY 44
STAR ID 83669-5209

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
90.000 AFY

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

The total acre feet for irrigation only shall not exceed 90 acre feet per annum

PRIORITY DATE: 08/02/1946

POINT OF DIVERSION:

T04N R01W S16 NENENW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/01 11/15	0.400 CFS
		90.00 AFY

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S16 NENW 20.0

DOMESTIC Within ADA County

T04N R01W S16 NENW

20 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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 - License

Use of this right is combined with water from Pioneer Ditch Company.
Parcel No. S0416212406 & part of S0416212420

**ASPEN REALTY, INC.**Each Office is Independently
Owned And Operated

6901 Emerald Street, Suite 207, Boise, Idaho, 83704
Office: (208) 672-0447 Fax: (208) 377-1323

FACSIMILE TRANSMITTAL SHEET

TO:	Claim Department	FROM:	Lynda Noah for Larry Laraway
COMPANY:	IDWR Western	TITLE:	Executive Assistant
FAX:	334-2348	DATE:	August 3, 2005
RE:	No. 63-2639	NO. PAGES:	2

Notes / Comments

Lawrence C. Laraway
Bonnie A. Laraway
8885 West Highway 44
Star, ID 83669

August 3, 2005

Sandy Egbert, GIS Specialist
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Re: Re: Notice of Error for SRBA Claim No. 63-2639

Dear Ms. Egbert:

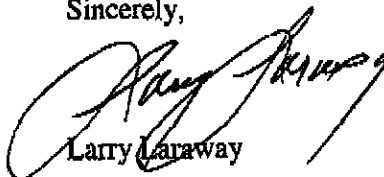
Thank you for your July 22, 2005 letter advising me of changes to the recommendation for SRBA Claim No. 63-2639. I sincerely appreciate these changes that address most of the concerns described in the Notice of Error Reply. I would ask that you reconsider the one concern that you have not proposed to change.

This concern relates to the ambiguity created by listing the annual volume of 90,000 afy as the "Quantity" authorized to be diverted under 63-2639. As written, this could be interpreted as the total quantity for both the irrigation use and the domestic use with the domestic use further restrained by a daily limitation of 13,000 gpd. My understanding is that the intent is that the annual volume of 90,000 afy is a limit for the irrigation use and does not include the additional annual volume that can be diverted under the domestic use. I request that this be made clear by adding "for irrigation purposes" after the "90,000 afy" entry in the "Quantity" section of the recommendation.

My understanding from Norm Young, a consultant that has been assisting me with water right matters, is that Ms. Jan Shurte of your office addressed last week a similar ambiguity in another claim by adding language to clarify the use defined by an annual volume limit listed in the "Quantity" section of the recommendation.

Thank you again for your responses to the NOE reply. It is wonderful to be able to communicate with a responsive human being on technical matters in this age when computers all too often are the only contact point into an agency or company.

Sincerely,



Larry Laraway

cc: Jo Beeman, Esq.
Norm Young

Z:\3040\6770

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

RIGHT NUMBER: 63-2639

NAME AND ADDRESS: BONNIE A LARAWAY
8885 W HWY 44
STAR ID 83669-5209

LAWRENCE C LARAWAY
8885 W HWY 44
STAR ID 83669-5209

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.400 CFS
90.000 AFY

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 08/02/1946

POINT OF DIVERSION:

T04N R01W S16 NENENW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS
IRRIGATION	03/01 11/15	0.400 CFS
		90.00 AFY

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S16 NENW 20.0

DOMESTIC Within ADA County

T04N R01W S16 NENW

20 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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 - License

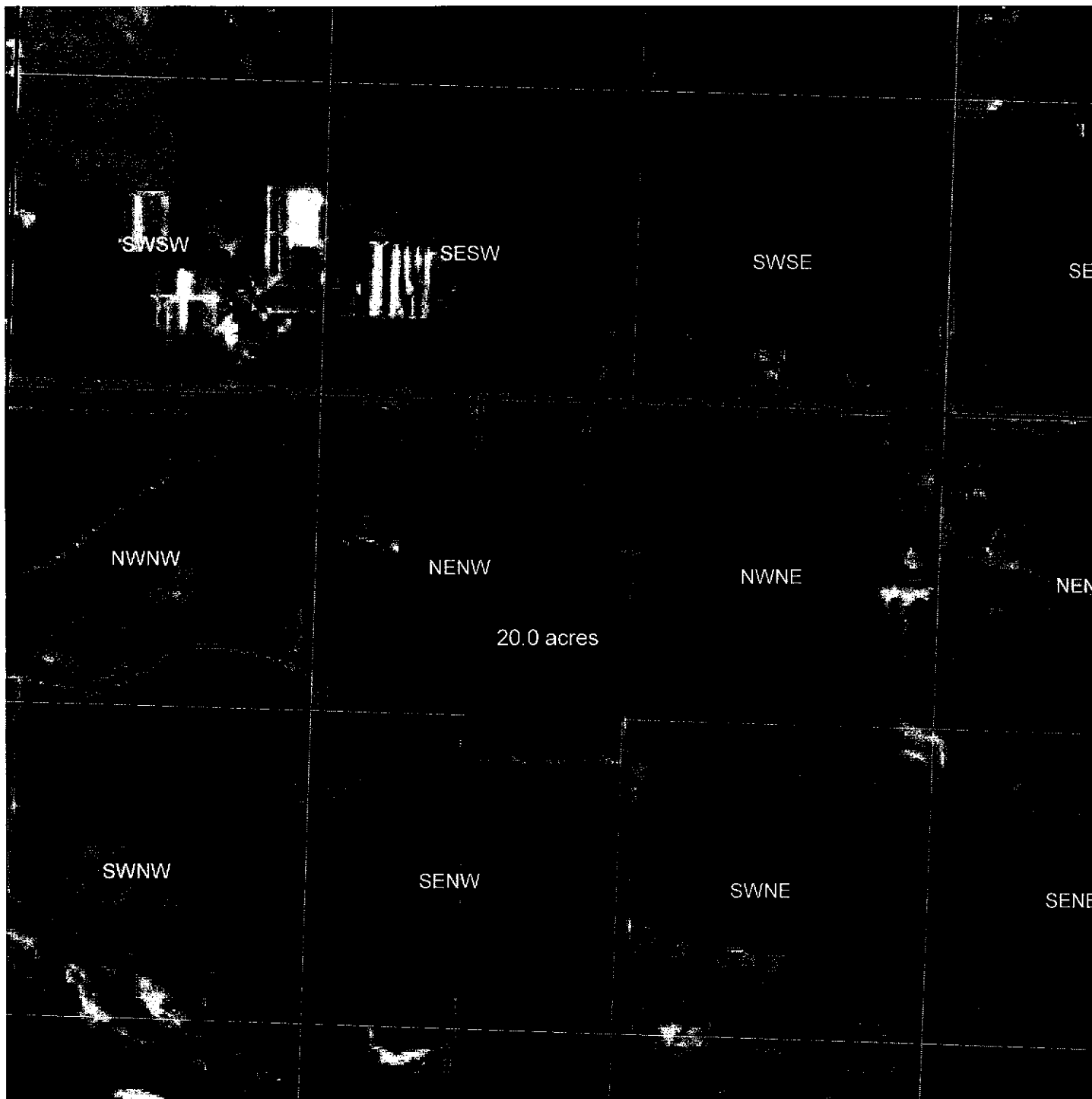
Use of this right is combined with water from Pioneer Ditch Company.

Parcel No. S0416212406 & part of S0416212420

Idaho Department of Water Resources

63-2639

T04N R01W S16



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



IDWR

Prepared by: Sandy Egbert

Date: 3-17-05

1987 NAPP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2639 V1

WATER RIGHT NUMBER: 63-2639 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	FRANK MC GRATH RT 1 EAGLE, ID 83616
Current Owner	BONNIE A LARAWAY 8885 W HWY 44 STAR, ID 83669-5209 (208)286-9898
Current Owner	LAWRENCE C LARAWAY 8885 W HWY 44 STAR, ID 83669-5209 (208)286-9898

Priority Date: 08/02/1946

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>
DOMESTIC	01/01 to 12/31	0.040 CFS	
IRRIGATION	03/01 to 11/15	0.400 CFS	90.00 AF
	<u>Total Diversion:</u>	0.400 CFS	90.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NW1/4	Sec. 16, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	16					X												

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	16					20.0												20.0

Total Acres: 20

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2639 V1

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.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. W40 Use of this right is combined with water from Pioneer Ditch Company.
5. X01 Domestic use is for 1 home.

Remarks:

1. Explanatory Parcel No. S0416212406

Comments:

1. segbert 3/17/2005 POD
Comment: Updated shape

2. segbert 3/17/2005 POU
Comment: Updated Shape

3. segbert 3/17/2005 POU
Comment: Updated Shape

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:
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			03/15/2005	lharris	Active
Priority Date	3/17/2005 10:12:26 AM	segbert			Active
POD	3/17/2005 10:12:58 AM	segbert			Active
Source	3/17/2005 10:14:00 AM	segbert			Active
POU	3/17/2005 10:14:23 AM	segbert			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2639 V1

Use	3/17/2005 10:15:44 AM	segbert	Active
Season	3/17/2005 10:16:20 AM	segbert	Active
Quantity	3/17/2005 10:17:35 AM	segbert	Active
Summary	03/17/2005	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	3/15/2005 7:49:39 AM	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?
Quantity	3/17/2005 10:17:35 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 20 acres
Priority Date	3/17/2005 10:12:27 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?
POD	3/17/2005 10:12:59 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?
Source	3/17/2005 10:14:00 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 63-2639 V1

POU	3/17/2005 10:14:24 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	3/17/2005 10:15:45 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?
Season	3/17/2005 10:16:20 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?
Summary	3/17/2005 10:30:08 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? (No) 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? (No) 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 63-2639

WATER RIGHT NUMBER: 63-2639

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	FRANK MC GRATH RT 1 EAGLE, ID 83616
Current Owner	BONNIE A LARAWAY ✓ 8885 W HWY 44 STAR, ID 83669-5209 (208)286-9898
Current Owner	LAWRENCE C LARAWAY ✓ 8885 W HWY 44 STAR, ID 83669-5209 (208)286-9898

Priority Date: 08/02/1946 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

TributaryBeneficial Use

DOMESTIC ✓

IRRIGATION ✓

From To

01/01 to 12/31

03/15 to 11/15

Diversion Rate

0.040 CFS ✓

0.400 CFS

Annual Volume

90.

Total Diversion: 0.400 CFS ✓

Location of Point(s) of Diversion

GROUND WATER

ADA County

NE1/4NE1/4NW1/4 ✓

Sec. 16, Twp 04N, Rge 01W, B.M. ✓

Place of Use

DOMESTIC

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	16					X												

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	16					20.0												20.0 ✓

Total Acres: 20

Pioneer Ditch Co shares
Parcel # 50416212406

N 10 N 12
W 410 Canal Exp

**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 \$70
- ☐ 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) 6.3 - 2639

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 90 AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet).4 x 1,983.5 x 260 = 206.3 4.5 x 20 = 90**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: _____

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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2639

WATER RIGHT NUMBER: 63-2639

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FRANK MC GRATH RT 1 EAGLE, ID 83616

Priority Date: 08/02/1946

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>
DOMESTIC	/ to /		
IRRIGATION	/ to /	0.400 CFS	
	<u>Total Diversion:</u>	0.400 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 16, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16					20.0												20.0

Total Acres: 20

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

Receipt Details for ID W032034

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
7/23/2004 12:25:12 PM	7/23/2004 2:58:08 PM	WESTERN	\$70.00	Check
Payer		BEEMAN & ASSOCIATES		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6512			
Card Expiration Date	Credit Card Transaction #		

Comment NOTICE OF CLAIM TO A WATER RIGHT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$70.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2639

03/15/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-183	Claim	04N	01W	16	NE	NW		IRRIGATION	40/1283.1	PIONEER DITCH CO LTD
2406	Claim	04N	01W	16	NE	NW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
2639	Claim	04N	01W	16	NE	NW		IRRIGATION	20/20	BONNIE A LARAWAY
2406	Water Right	04N	01W	16	NE	NW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
2639	Water Right	04N	01W	16	NE	NW		IRRIGATION	20/20	FRANK MC GRATH
5233	Water Right	04N	01W	16	NE	NW		IRRIGATION	5/35	ROGER W LEWIS
21823	Water Right	04N	01W	16	NE	NW		STOCKWATER		FERREL BARR
22295	Water Right	04N	01W	16	NE	NW		STOCKWATER		LAVONE C BROOKS
2639	Claim	04N	01W	16	NE	NW		DOMESTIC		BONNIE A LARAWAY
21823	Water Right	04N	01W	16	NE	NW		DOMESTIC		FERREL BARR
22295	Water Right	04N	01W	16	NE	NW		DOMESTIC		LAVONE C BROOKS



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General Information

Property Acres: 16.200
Zone Code: RR
Primary Code Area: 103 Tax Districts
Group Type: SECT
Subdivision: 4N 1W 16
Section: 4N1W16

Property Description

PAR #2406 OF E2NW4
 SEC 16 4N 1W PAR 1 R/S 2653
 #212406-B



Property Address
 8887 E STATE AVE
 STAR, ID 83669

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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	15.200	\$15,400	INCOME
Primary	100-HOMESITE ON AG	1.000	\$75,000	MARKET
Primary	310-RES IMPROVEMENT	0.000	\$51,700	COST
Primary	320-IMPROVEMENT	0.000	\$3,000	COST

Total Assessed Value: \$145,100

Parcel Valuation History

Assessed value for year 2004 \$145,100
Assessed value for year 2003 \$140,400
Assessed value for year 2002 \$136,200
Assessed value for year 2001 \$126,100
Assessed value for year 2000 \$106,400

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Residential
 Agriculture
 Land

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Residential Characteristics 1 for Parcel "S0416212406"

Occupancy Date:	No Date Available
Year Built:	1890
Year Remodel:	1902
Effective Age:	1900
Construction Class:	4
Number of Bedrooms:	3
Number Bathrooms:	1.0
Number of Fireplaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	700
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	80
Porch Sq Ft:	120
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	1548
Main Floor Sq Ft:	1012
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	536
Unfinished Attic Sq Ft:	0

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Residential Characteristics 2 for Parcel "S0416212406"

Occupancy Date:	No Date Available
Year Built:	0
Year Remodel:	0
Effective Age:	0
Construction Class:	3
Number of Bedrooms:	0
Number Bathrooms:	0.75
Number of Fireplaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	0
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	0
Main Floor Sq Ft:	0
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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

Permit No. 19898This proof is for Beneficial use

In Water District No. _____

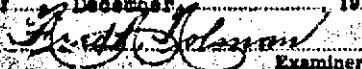
1. Name of applicant Frank McGrath, Route 1, Eagle, Idaho
2. Source of water supply: An artesian well (subterranean)
3. Location of point of diversion: Is in the NE 1/4 NW 2 of Section 16
T. 4 N. R. 1 W. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: An Artesian Well, six inches in diameter, and 225 feet deep, discharges into a concrete header box which is three feet X four in plan, and two feet deep; the water is diverted thence into ditches of three feet width, and 1 1/2 feet in depth.
5. Water is used for: Irrigation and domestic purposes
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
E 1/2 NW 2 and Lot 3, Section 16,
Twp. 4 N., Range 1 W., B.M.

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

8. What large stream would the water here appropriated finally reach? None

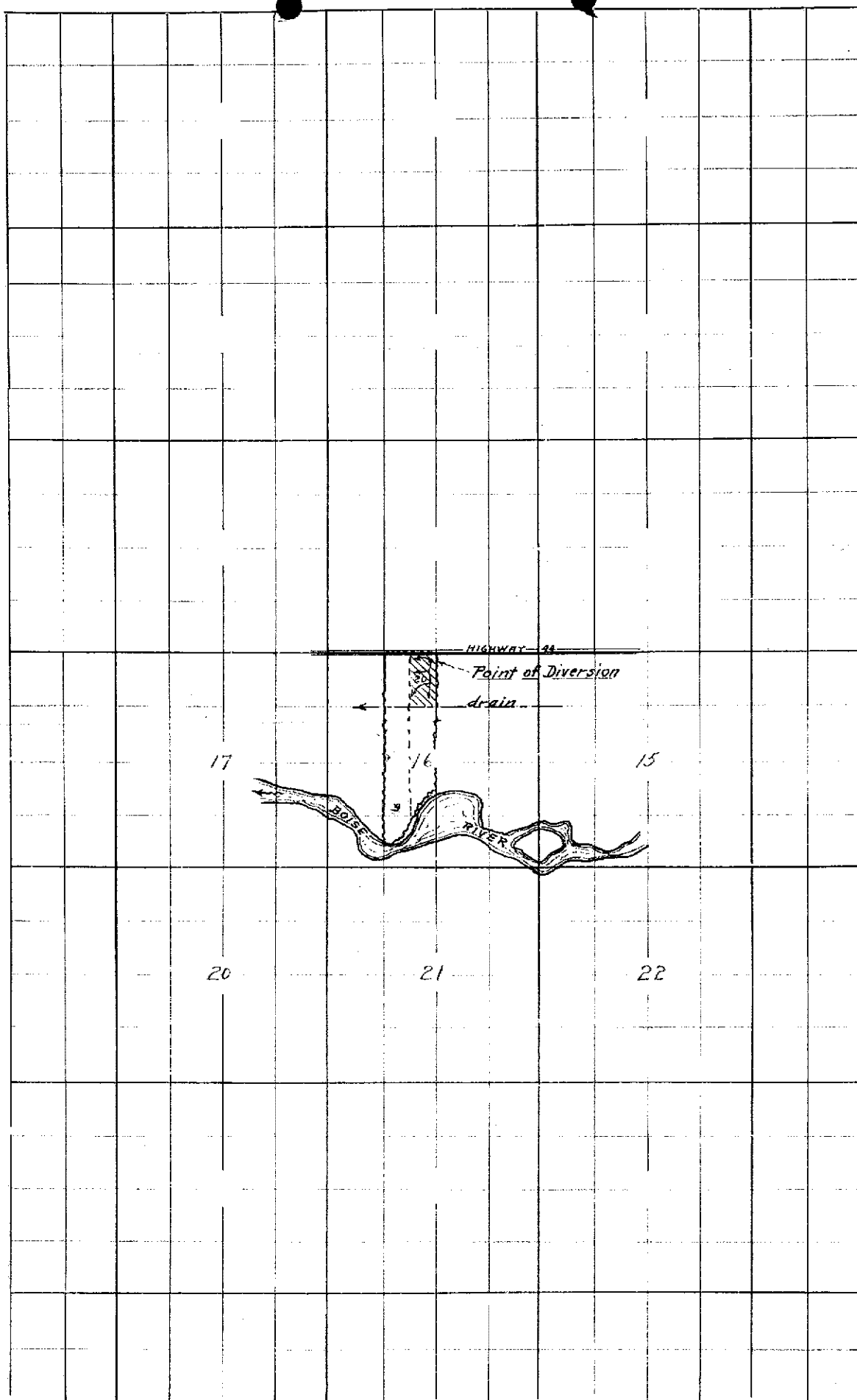
Remarks: Well discharge is controlled by a standard type valve.This examination was made on the 9th day of December, 1948

(Signed)



Examiner

1948



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

19898

State of Idaho License and Certificate of Water Right

Water License No. 19898

Amount 0.4 second foot

Water District No.

Priority August 2, 1946

THIS IS TO CERTIFY that FRANK McGRATH

of Eagle, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated August 2, 1946; that Permit No. 19898 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.5 second feet, was issued thereunder on August 29, 1946, showing that said works were completed on the 25th day of August, 1946; and that on the 28th day of September, 1946,

FRANK McGRATH

of Eagle, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of an artesian well, a tributary of, for the purpose of irrigation and domestic use, under Use Permit No. 19898 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume of Licenses at page 4338, on the 14th day of January, 1947;

The right hereby confirmed dates from August 2, 1946.

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 16, 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 0.4 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.	16	NE 1/4 NW 1/4 SW 1/4 NW 1/4 Lot 3	20 20 20	20 - -
Total number of acres actually irrigated					20

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 14th day of January, 1947.

(SEAL)

MARK R. KULP
State Reclamation Engineer

63 2000