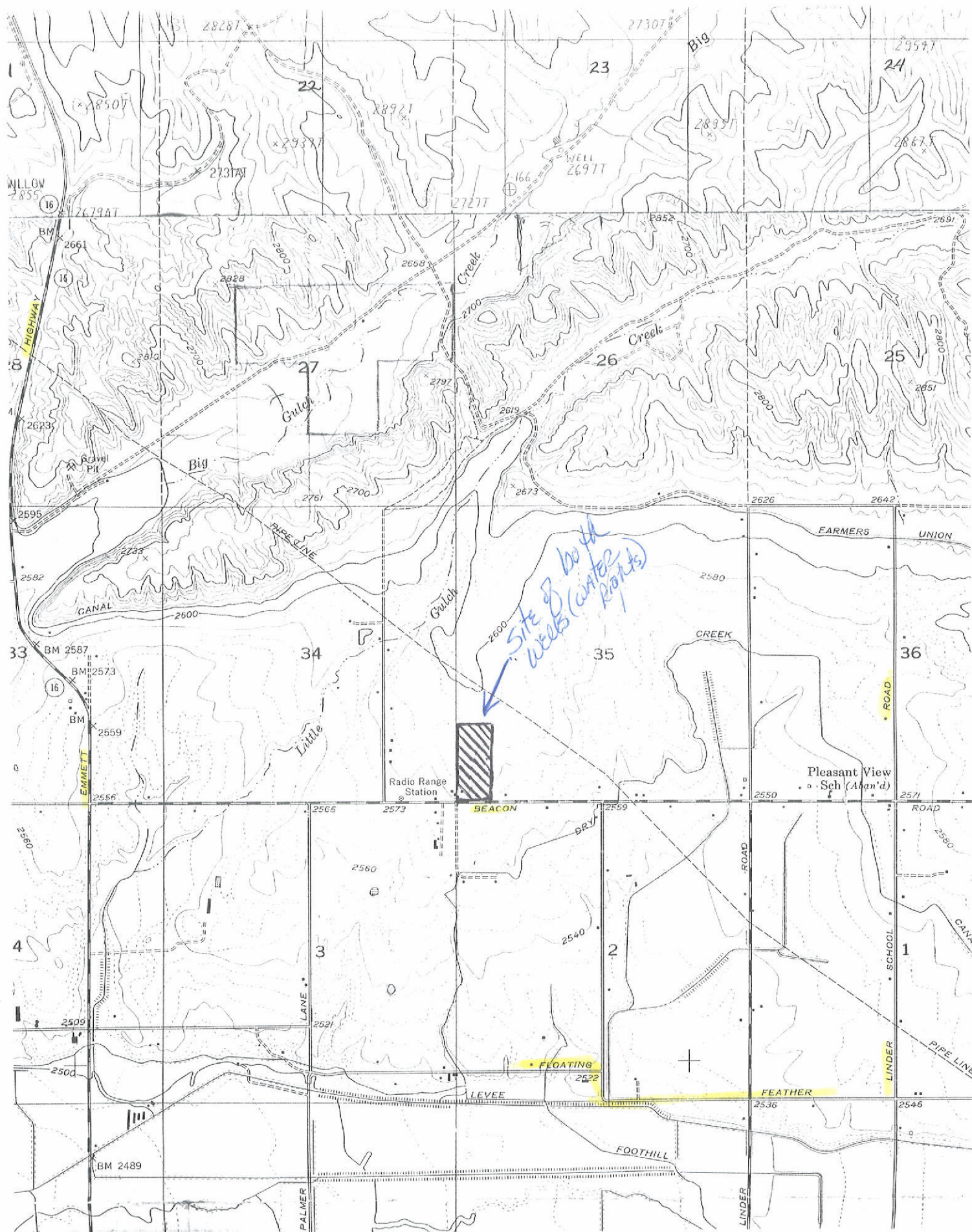




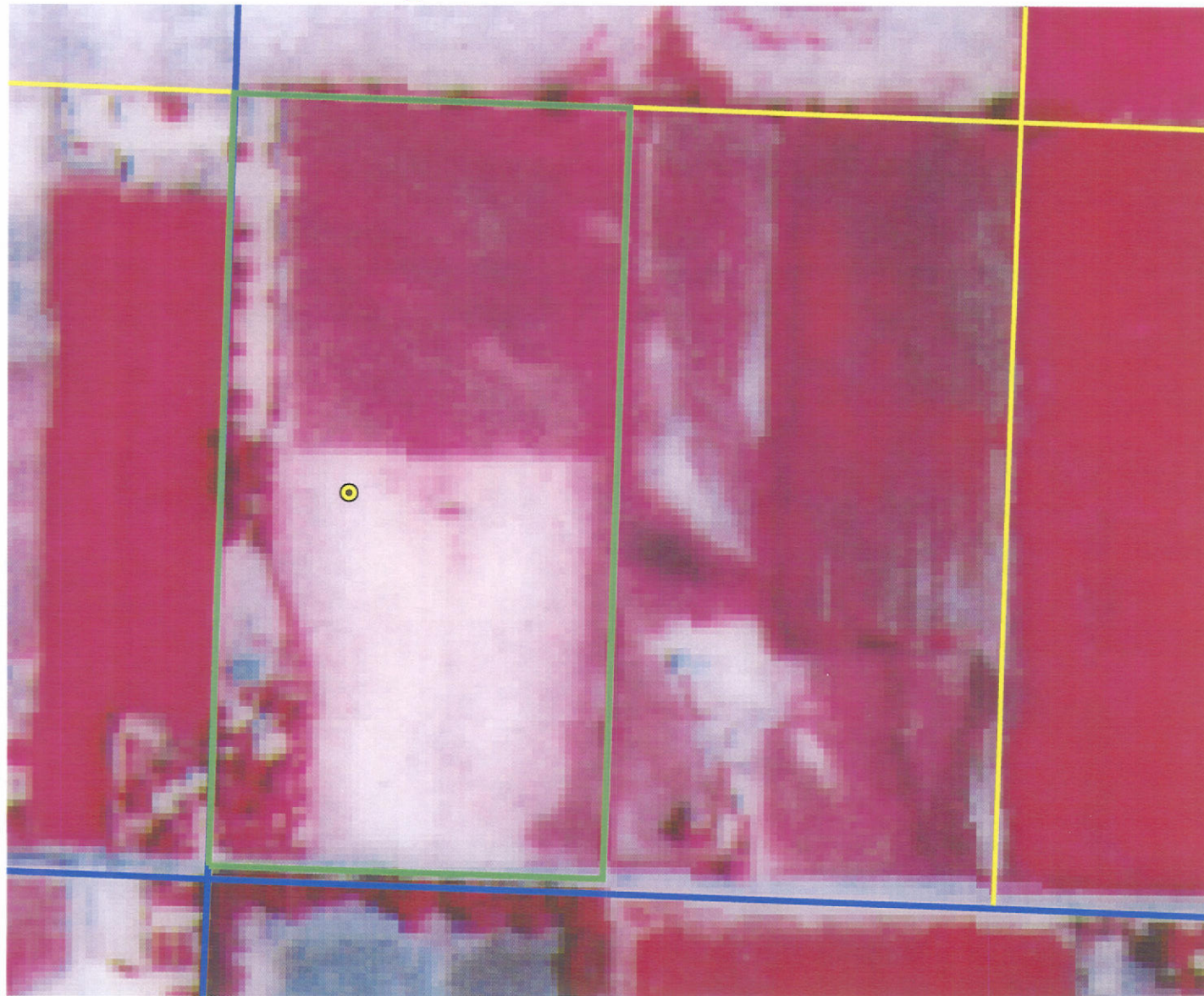
Idaho Department of Water Resources

**T05N, R01W,
S35**

Claim No: 63-2960

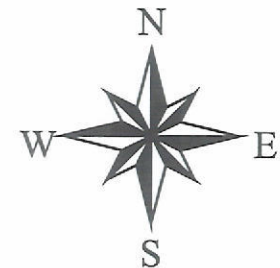
Prepared By: Kimberly Brown

Date: August 24, 2004



-  Place of Use
-  Section Lines
-  1/4 1/4
-  Point of Diversion

Acres Irrigated = 20.0



0.03 0 0.03 0.06 Miles

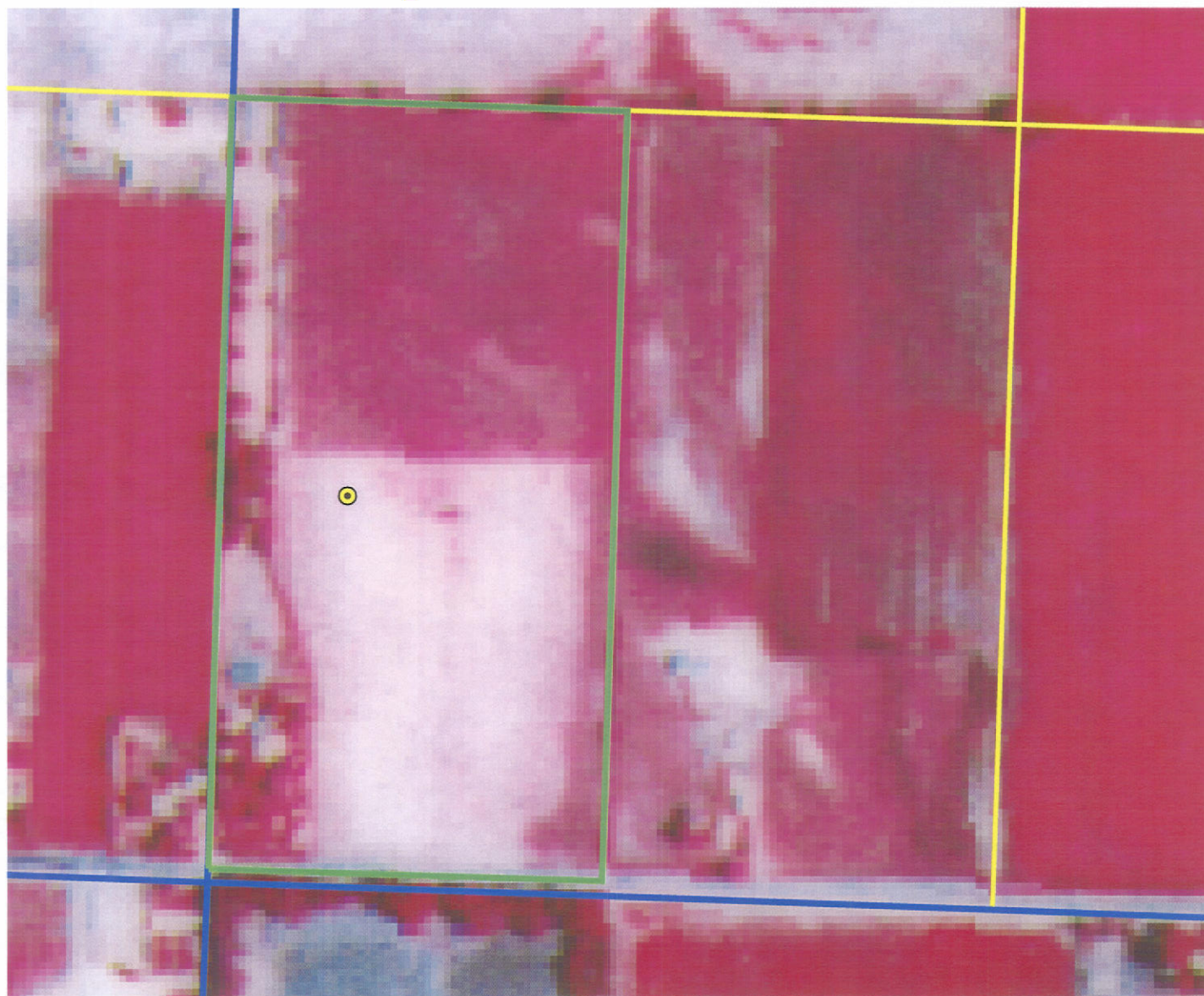


1987 NAPP

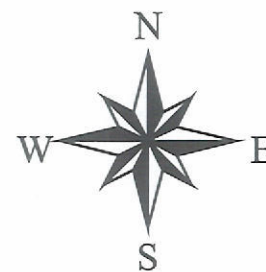
Idaho Department of Water Resources

**T05N, R01W,
S35**

Claim No: 63-2960
Prepared By: Kimberly Brown
Date: August 24, 2004



-  Place of Use
-  Section Lines
-  1/4 1/4
-  Point of Diversion



0.03 0 0.03 0.06 Miles



1987 NAPP

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 63-2960
Date Received: 8/21/1989
Receipt No: W004768
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAGLE SEWER DIST
44 N PALMETTO AVE
EAGLE ID USA 83616

Phone: (208) 939-0132

2. Date of Priority: 09/23/1953

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
05N	01W	35	SW	SW		ADA	

5. Description of diverting works:

93' WELL, 8" CASING, 10 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.28	

7. Total Quantity Appropriated is:
0.28 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
05N	01W	35	SW	SW		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:

14. Remarks:

OWNERSHIP CHANGED BY DB 9/1/98.

15. Basis of Claim: License



RECEIVED

MAY 10 2004

WATER RESOURCES
WESTERN REGION

~~EAGLE~~

SEWER
DISTRICT

44 N. Palmetto Avenue • Eagle, Idaho 83616

Phone (208) 939-0132 • Fax (208) 939-8986

[Signature]

update records (CWD 85388)
5-4-04, as

Attn Sally

63-2960 claim
63-17822 4R

cc: W.A.

SCANNED

MAY - 4 2004

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: **A63-02960**
Date Received: 8/21/1989
Receipt No: W004768
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: EAGLE SEWER DISTRICT 208-939-0132
Address: 82 E STATE ST
EAGLE ID 83616

2. Date of Priority: SEP 23, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	01W	35	SW	SW			ADA

5. Description of diverting works:
93' WELL, 8" CASING, 10 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.280		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01W	35	SW	SW		IRR	20.0
Section Acres							20.0

10. Place of Use: Continued

Total Acres 20.0

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:
 DOMESTIC WELL FILED SEPARATELY; FARMERS UNION

14. Remarks:
 OWNERSHIP CHANGED BY DB 9/1/98.

15. Basis of Claim: LICENSE
 Water Right Number: 24497



82 E. State Street • Eagle, Idaho 83616



Lynne Sedlacek
Office Manager

Phone: (208) 939-0132

Fax: (208) 939-8986

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

RECEIVED

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

AUG 19 1998

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

WATER RESOURCES
WESTERN REGION

1. Water Right No(s): N/A
Adjudication Claim No(s): A63-02960 & A63-17822
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant LORRA MELTON
6390 W. Beacon Light Rd Eagle 83616
4. New Owner/Claimant(s) Eagle Sewer District
Name Connector (Check one) ☒ and, ☐ or ☐ and/or
New Mailing Address 82 E. State Street
City, State and ZIP Code Eagle, ID 83616
New Telephone Number 208 939-0132
5. Date you acquired the property Closing date: 1-12-95
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages. NA
Number of acres you irrigate _____ Number and type of stock _____
Diversion rate in CFS _____ Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) By: [Signature] Eagle Sewer District, General Manager
(Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region, 1341 Fillmore St. N., Twin Falls, ID 83301-3380 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N. Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161



ADA CO. RECORDER
J. DAVID HAVARRO
BOISE ID

WARRANTY DEED

FIRST AMERICAN TITLE CO.

95 JAN 12 PM 4:07

For Value Received

Lonna Melton, a widow

FEE 3.00 CLERK Jackson
RECORDED AT THE REQUEST OF

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Eagle Sewer District, a quasi-municipal agency

hereinafter referred to as Grantee, whose current address is

6390 West Beacon Light Rd., Eagle, ID 83616

the following described premises, to-wit:

The West half of the Southwest Quarter of the Southwest Quarter of Section 35,
Township 5 North, Range 1 West, Boise Meridian, Ada County, Idaho.

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: January 11, 1995.

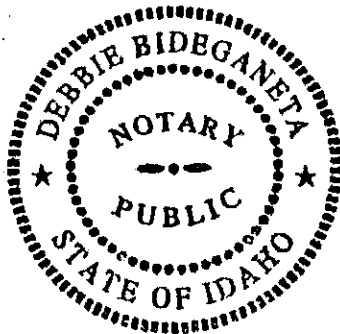
Lonna Melton
Lonna Melton

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On This 12th day of January, in the year 1995, before me, a Notary Public in and for said State, personally appeared Lonna Melton, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.



Debbie Bideganeta
Notary Public of Idaho
Residing at Boise, ID
Commission expires: 4-23-98

First American Title Company of Idaho

RESOLUTION 97-5

RESOLUTION OF THE BOARD OF DIRECTORS OF THE
EAGLE SEWER DISTRICT

WHEREAS, at its regularly scheduled meeting held on April 14, 1997, the Board of Directors of the Eagle Sewer District appointed Lynn Moser as its General Manager; and

WHEREAS, in his capacity as General Manager, Mr. Moser will coordinate all activities of the District, and will be in a position from time to time to execute documents on behalf of the District; and

WHEREAS, the Board of Directors believes it to be in the best interests of the District to appoint Mr. Moser as the District's Secretary, and authorize him to execute all of the duties of that office, including the execution of official documents and the attestation of the signature of other officers of the District;

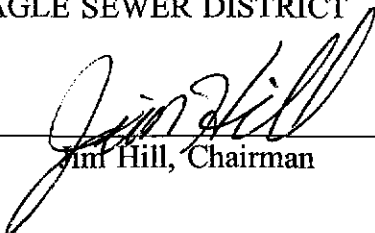
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Eagle Sewer District that Lynn Moser, General Manager of the Eagle Sewer District, be appointed to the office of Secretary of the District, to serve in that capacity until such time as he resigns or is removed from that office by the Board of Directors; and

BE IT FURTHER RESOLVED that the prior Secretary of the Eagle Sewer District, Lynne Sedlacek, effective the date hereof, be removed as Secretary of the District.

DATED this 12th day of May, 1997.

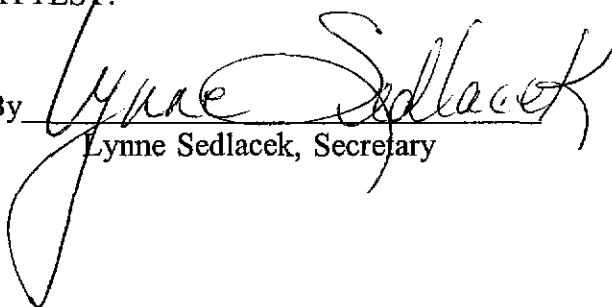
EAGLE SEWER DISTRICT

By

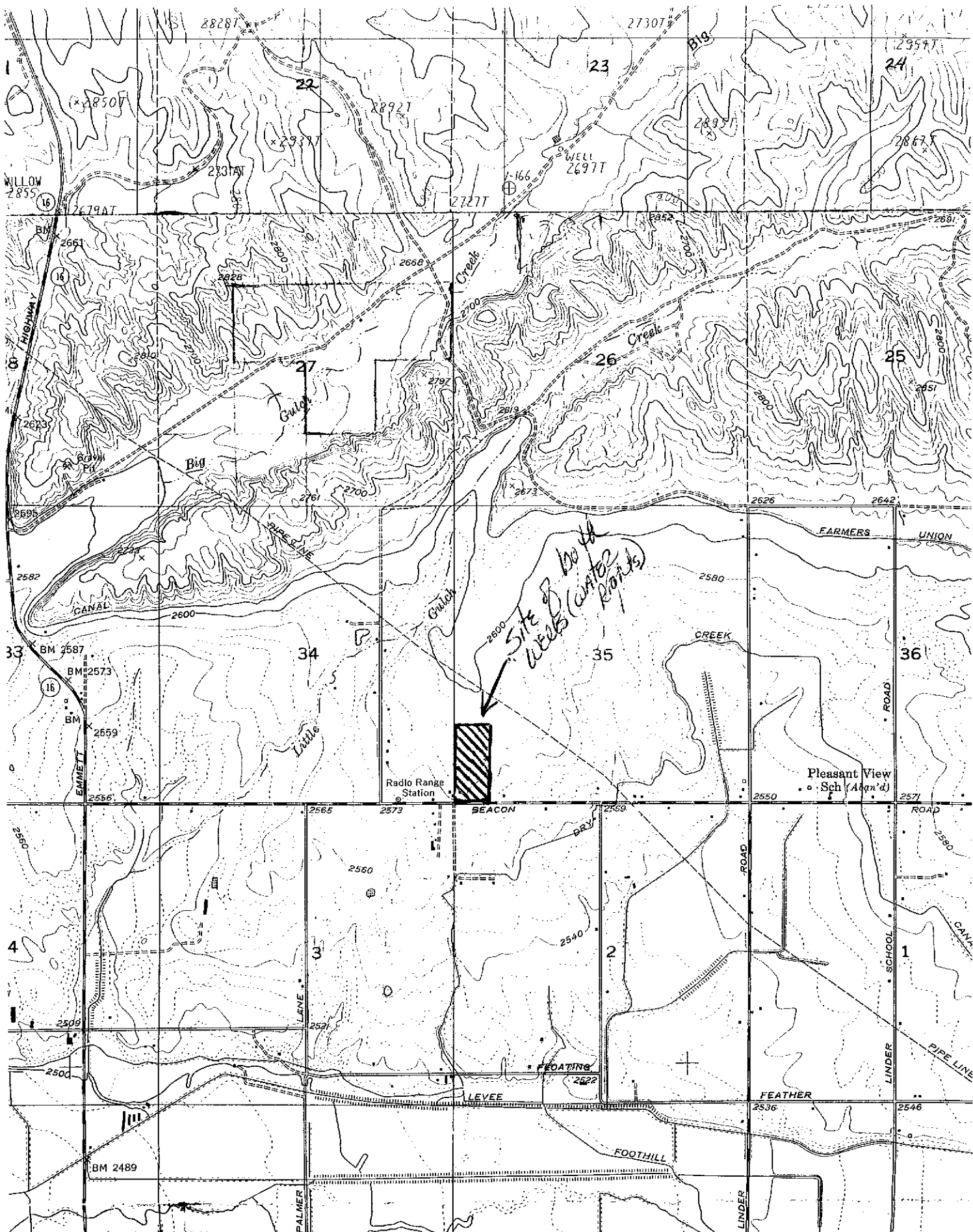

Jim Hill, Chairman

ATTEST:

By


Lynne Sedlacek, Secretary

04309704.jer



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: A63-02960
Date Received: 8/21/1989
Receipt No: W004768
Received By: DE JEN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALVIN L. MELTON
Address: 6390 BEACON LIGHT RD.
EAGLE ID 83616

2. Date of Priority: SEP 23, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	01W	35	SW	SW			ADA

5. Description of diverting works:
93' WELL, 8" CASING, 10 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.280		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01W	35	SW	SW		IRR	20.0

Section Acres 20.0

Total Acres 20.0

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:

DOMESTIC WELL FILED SEPARATELY; FARMERS UNION

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 24497

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day

of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

Send 90 #
#70.

fee: \$70

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: A63-02960
Date Received: 8/18/1989
Receipt No: W004768
Received By: chh

RECEIVED
AUG 21 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALVIN L. MELTON
Address: 6390 BEACON LIGHT RD.
EAGLE, ID 83616

2. Date of Priority: SEP 23, 1953

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	01W	35	SW	SW	SW		ADA

5. Description of diverting works: Well - 93' - 10" HP 8" case.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	3-15	11-15	0.280		
~~DOMESTIC~~					

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
05N	01W	35	SW	SW		IRR	20.0

Section Acres 20.0

10. Place of Use: Continued

Total Acres 20.0

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:

Domestic well filed separately; Farmers Union

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 24497

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): X *Alvin L. Melton* Date: X 8-18-89

Date: _____

State of Idaho)
County of Ada) ss.

Subscribed and sworn (or affirmed) before me this 18th day
of August 19 89 *Helen Harrington*
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

08/24/2004

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

RIGHT NUMBER: 63-2960

NAME AND ADDRESS: EAGLE SEWER DIST
44 N PALMETTO AVE
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.280 CFS
90.000 AFY

PRIORITY DATE: 09/23/1953

POINT OF DIVERSION:

T05N R01W S35 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.280 CFS
90.00 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

T05N R01W S35 SWSW 20.0

20 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

Use of this right is combined with water from Farmers Union Ditch Company Ltd.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2960 V1

WATER RIGHT NUMBER: 63-2960 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAGLE SEWER DIST 44 N PALMETTO AVE EAGLE, ID 83616 (208)939-0132
Original Owner	ALVIN L MELTON 6390 BEACON LIGHT RD EAGLE, ID 83616
Original Owner	HOWARD K ALLINGER EAGLE, ID
Original Owner	JESSIE E ALLINGER EAGLE, ID

Priority Date: 09/23/1953

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	03/15 to 11/15	0.280 CFS	90.00 AF
	<u>Total Diversion:</u>	0.280 CFS	90.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 35, Twp 05N, 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	
05N	01W	35											20.0						20.0

Total Acres: 20

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. W49 Use of this right is combined with water from Farmers Union Ditch Company Ltd.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2960 V1

1. Purpose of Use 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.

Comments:

1. kbrown 8/24/2004 Transfer

Comment: Transfer No. 4828 was withdrawn on August 19, 1996.

2. kbrown 8/24/2004 Parcel Numbers

Comment: PARCEL NOS: S0335336000 & S0335336050.

3. kbrown 8/24/2004 Domestic Use

Comment: The licensed domestic use (Water Right License G-24497) was filed separately under Water Right No. 63-17822.

Idaho Department of Water Resources

**T05N, R01W,
S35**

Claim No: 63-2960
Prepared By: Kimberly Brown
Date: August 24, 2004



Place of Use



Section Lines

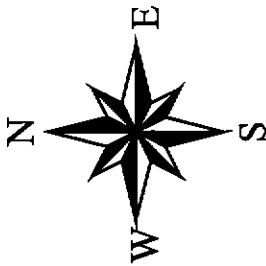


1/4 1/4

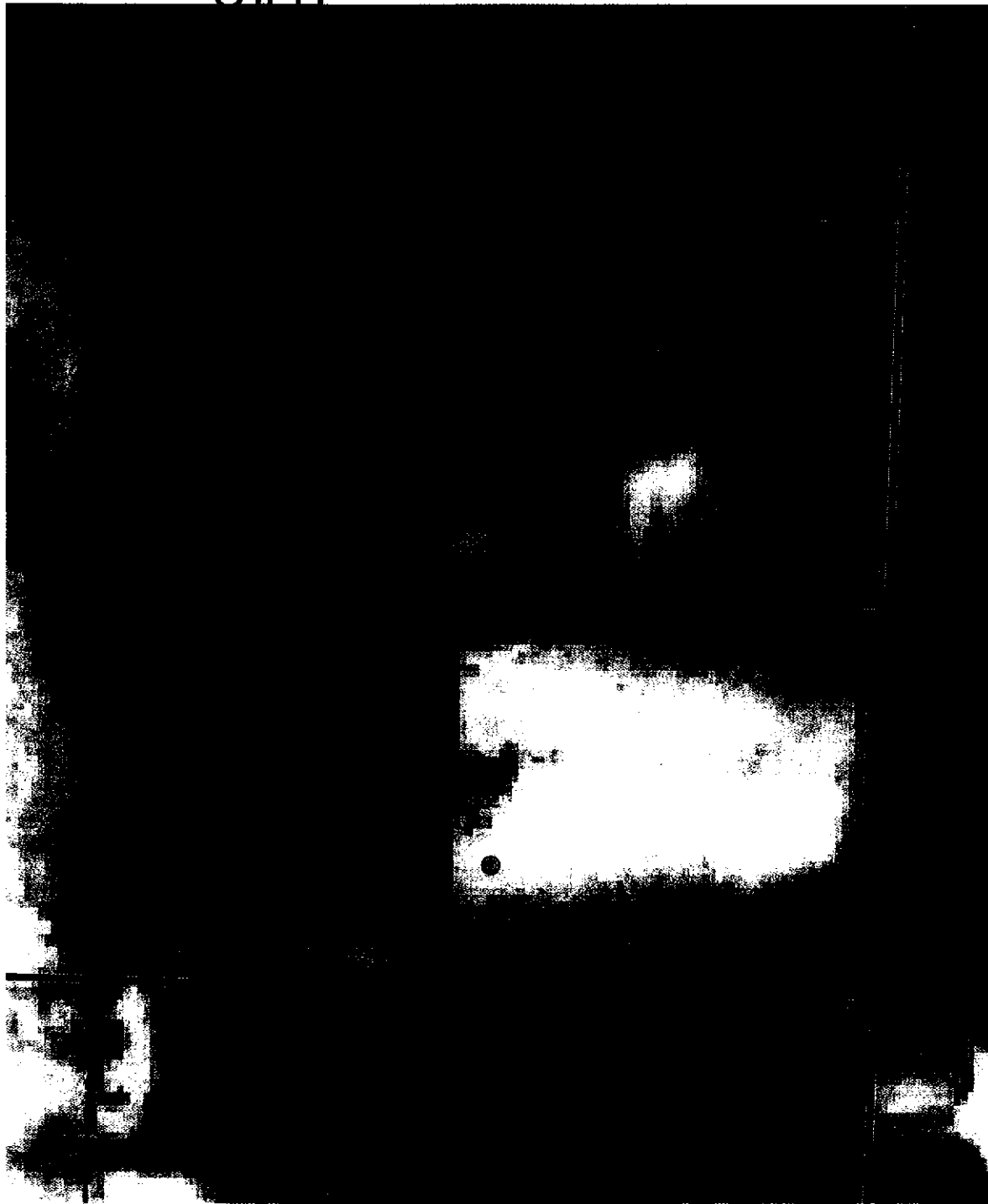


Point of Diversion

Acres Irrigated = 20.0



1987 NAPP



0.03 0 0.03 0.06 Miles



Idaho Department of Water Resources

**T05N, R01W,
S35**

Claim No: 63-2960

Prepared By: Kimberly Brown

Date: August 24, 2004



Place of Use



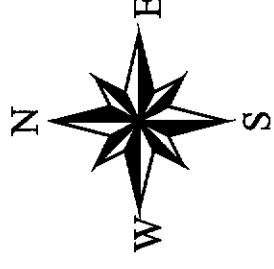
Section Lines



1/4 1/4



Point of Diversion



1987 NAPP

0.03 0 0.03 0.06 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2960

WATER RIGHT NUMBER: 63-2960 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAGLE SEWER DIST ✓ 44 N PALMETTO AVE EAGLE, ID 83616 (208)939-0132
Original Owner	ALVIN L MELTON ✓ 6390 BEACON LIGHT RD EAGLE, ID 83616
Original Owner	HOWARD K ALLINGER ✓
Original Owner	EAGLE, ID JESSIE E ALLINGER ✓ EAGLE, ID

Priority Date: 09/23/1953 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate

0.280 CFS ✓

Annual Volume

90.0 AF

Total Diversion:

0.280 CFS ✓

90.0 AF/A

* Domestic use was filed separately (#63-17822)

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

SW1/4SW1/4 ✓

Sec. 35, Twp 05N, Rge 01W, B.M. ✓

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	
✓ 05N	01W	35																	20.0 ✓

Total Acres: 20 ✓

ADD S04 - Season of use is 3/1 to 11/15.

Conditions of Approval:

ADD W49 - Use combined with Farmers Union.

Remarks:

- General OWNERSHIP CHANGED BY DB 9/1/98.

Parcel Nos: S0335336000 & S0335336050.
Water Right License G-24497.

Transfer No. 4828 was withdrawn on 8/19/96.

2002 Ada Co. Tax lot info:

Current Owners -

Paul Sulik (10 AC - S033533600) (+63-17822 dom.)
6390 W. Beacon Light Rd.
Eagle 83616

#

Janine Townsend (10 AC - S033533605)
6250 W. Beacon Light Rd.
Eagle 83616

Overlaps -

- 17822 Decreed 1963 GW Don Eagle Sewer
- 24131 Decreed 1950 GW Don Campbell, G

* electronic back file available

Field Exam Date 8.24.04

(in office)

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 \$70.⁰⁰ (*50.⁰⁰ flat fee + 1⁰⁰/acre) ☒
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A 63 - 2960

Owner: Eagle Sewer District Phone No. (208) 939-0132

Current Address: 44 N. Palmetto Ave Eagle 83616

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Paul Zolke / Janine Townsend
- ☐ No change Address 6390 W. Beacon light Rd. Eagle
- ☒ NEW ADDRESS 6250 W. Beacon light Rd. Eagle
- ☐ How long owned property? _____

Accompanied by: N/A

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: 9/23/53

(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? _____

Transfer 4828, which proposed a new well in T04N, R1W, S3, SE 1/4 NE 1/4, was withdrawn on 8/19/96.

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

See Field Report.

OVERLAP REVIEW

Other water rights with the same point of diversion: *63-17822, 63-24131*

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

No, 63-24131 is a separate well used for domestic purposes by neighbor. 63-17822, drilled in 1963, is a separate well used for domestic purposes.

WATER USES

Season of use begins 3/1.

☐ No change

☐ Different Uses

Use *Irrigation* From *3/1* To _____ Amount _____ CFS *90.0* AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

0.28 cfs x 1.9835 x 246 days = 136.6 af/annum ☒ *20 AC x 4.5 AF/annum = 90 AF/annum*

TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount _____ CFS *90.0* AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

This license is for both irrigation & domestic purposes. Domestic use was filed separately under #63-17822.

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☒ No Change

☐ Changes shown below:

Transfer 4828, which proposed splitting the POU to 17AC in T05N, R01W, S35, SW1/4 SW1/4 and adding 3AC in T04N, R01W, S3, NE1/4 SE1/4; was withdrawn.

Season of use is 3/1 to 11/15.

Use of water combined with Farmer's Union Canal Co.

The licensed domestic use was filed separately under #63-17822.

Transfer 4828 was withdrawn on 8/19/96.

Water License No. G - 24497.

Parcel Nos: 80335336000 & 80335336050.

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 EXAM CONDUCTED: 8.23.04 (in office)

FIELD EXAMINER: Kimberly Brown

(2)

12/12/2005

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

RIGHT NUMBER: 63-2960

NAME AND ADDRESS: ~~EAGLE SEWER DIST~~
44 N PALMETTO AVE
~~EAGLE ID 83616~~

Sold

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.280 CFS
90.00 AFY

PRIORITY DATE: 09/23/1953

POINT OF
DIVERSION: T05N R01W S35 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.280 CFS
90.00 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

T05N R01W S35 SWSW 20.00

20 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: BASIS OF CLAIM - License

Use of this right is combined with water from Farmers Union Ditch Company Ltd.

44 N. Palmetto Ave. • Eagle, Idaho 83616



SEWER
DISTRICT

Lynne Sedlacek
Office Manager

Phone: (208) 939-0132
Email: lsedlacek@qwest.net

Fax: (208) 939-8986

*property sold 3/19/99
to:*

*Hunt Construction
2543 E. Boomer
Box 83713*

Lynne Sedlacek

RECEIVED

DEC 20 2005

DEPARTMENT OF
WATER RESOURCES

RECEIVED

DEC 21 2005

WATER RESOURCES
WESTERN REGION

SCANNED

Page 271

DEC 20 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

Copies of info sent to us by IDWR & returned to IDWR

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 31, 2005

Dear Water Right Claimant(s):

The Idaho Department of Water Resources (IDWR) has completed its initial investigation of your water right claim(s) in the Snake River Basin Adjudication (SRBA). We have enclosed a printout showing our preliminary recommendation for reporting your claim(s) to the SRBA District Court later in 2005.

Please review the preliminary recommendation carefully. If there is any information on the printout that you believe is inaccurate, please fill out the enclosed reply indicating what changes you believe should be made. Further instructions to assist you with review are enclosed. For water rights with an irrigation water use, a Geographic Information System (GIS) computerized image of the place of use for your water right is also enclosed.

You may return this reply in person to us at a public meeting IDWR will be conducting in your area. The meetings will be held on Thursday, June 16, 2005, at 2:00 p.m. and 7:00 p.m. in the Lewis & Clark Middle School Cafeteria, 4141 E. Pine St., Meridian, ID. Please plan to attend one of the public meeting, where you will have an opportunity to find out more about the SRBA process and speak with a department staff member should you have questions regarding your water right claim(s). Please bring any and all information you have which will help the Department understand your claim(s) and describe them accurately.

This process is intended to ensure IDWR recommends your water right accurately to the SRBA District Court. This is the easiest and least costly means for you to identify corrections you believe should be made to our recommendation. Completion of this process is an important step toward the overall success of the adjudication in Idaho. Your participation is necessary for and appreciated by IDWR to provide accurate information to the SRBA District Court.

We look forward to hearing from you.

Sincerely,

Karl J. Dreher
Director

Enclosures

SCANNED

DEC 7 2005

Copies of info
sent back
to DWIR

A63-17823 - well 4" casing
73' feet deep

Melton house well
contaminated, filled in
& new well drilled, pipe
to EWD selling the property

A63-02960 - well 8" casing
93' deep 10HP pump
irrigation well. 200 cfs

Per "lot split" map/survey
well is on "bare ground" that
was sold to Hunt Construction
on March 18, 1999

Parcel # S0335336050
orig parcel was S0335336000
/15

Hunt Const. Inc. 2543 E. Boonee Bv. 83713

ADA COUNTY DEVELOPMENT SERVICES

PHONE: (208) 364-2277
FAX: (208) 364-2406

650 MAIN STREET, BOISE, IDAHO 83702



BUILDING

ENGINEERING

PLANNING

ZONING

March 1, 1999

Melton file

Eagle Sewer District
82 E State St
Eagle ID 83616

RE: #99-06-OTD. One Time Division. Parcel S0335332000. Located at 6390 Beacon Light Rd, Eagle, Idaho; Section 35, T5N, R1W, B.M., Ada County, Idaho; RR zone.

Dear Applicant:

This letter is to inform you that your application for a One Time Division has been approved.

This application is to correct division of parcel S0335332000 that was done without the benefit of an approved One Time Division application.

The subject property is currently zoned RR (Rural Residential). Your application is in conformance with Ada County Zoning Ordinance Section 8-10-2C3 (One Time Division). This approval is based on the application materials submitted to this office on February 11, 1999 and the conditions of approval listed below.

Please complete the steps below to finalize the division:

1. Submit an original mylar drawing (Record of Survey) of the proposed division, to Ada County Development Services for final review.
2. Submit survey mylar to the Ada County Recorder for recording and request a conformed copy of the Record of Survey.
3. Submit the conformed copy of the Record of Survey to Ada County Development Services for the file of One Time Division 99-06-OTD.
4. Request and obtain a Zoning Certificate from Ada County Development Services to complete the One Time Division Process.

Parcels resulting from said division shall comply with the size and dimensional standards for the RR zone and all other applicable ordinances.

Please note that this approval is given on March 1, 1999 and shall become null and void if the above conditions are not completed within one (1) year of this date.

SCANNED

DEC 20 2005

RECORD OF SURVEY NO. 4295
COUNTY RECORDER'S CERTIFICATE

LEGEND
 1. FOUND BLASS CAP
 2. FOUND ALUMINUM CAP
 3. SET 5/8" x 36" IRON PIN W/ CAP NADIR
 4. FOUND 5/8" IRON PIN AS NADIR
 5. CALCULATED POINT NADIR SET
 6. DIRTLINE FENCE

DATE OF SURVEY: 9/14/97
 COUNTY OF ADA
 I, Surveyor, do hereby certify that the foregoing map and plat for Section 35, T.5N., R.1W., B.M., is a true and correct copy of the original map and plat on file in my office, and that the map is a true and correct copy of the original map and plat on file in my office, and that the map is a true and correct copy of the original map and plat on file in my office.

Surveyor: J. U. B. ENGINEERS, Inc.
 License No. 3575

Map No. 3575
 License No. 3575

1. Bevel to 1/2" depth, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that the map has been prepared by me or under my direct supervision, and that the map is a true and correct copy of the original map and plat on file in my office, and that the map is a true and correct copy of the original map and plat on file in my office, and that the map is a true and correct copy of the original map and plat on file in my office.

Map No. 3575
 License No. 3575

RECORDING INDEX NUMBER B1-2-3-3-0-00-00

RECORD OF SURVEY FOR
EAGLE SEWER DISTRICT
THE W 1/2 OF THE SW 1/4 OF THE SW 1/4 OF SECTION 35
T.5N., R.1W., B.M.
ADA COUNTY, IDAHO

J-U-B ENGINEERS, Inc.
 866 SOUTH BEDDINGWOOD AVENUE
 SUITE 202
 BOISE, IDAHO 83708-0444
 PHONE 208-374-7336
 FAX 208-325-4334

1 OF 1

SCANNED

DEC 20 2005

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right No. A63-2960
Notice of Error Reply and Change in Water Right Ownership**

July 21, 2005

Janine Townsend (work #286-7304), the new owner of 10 acres of the original 20, called in response to the *Notice of Error* packet she recently received. I told Ms. Townsend that she needs to fill-out the enclosed *Change in Water Right Ownership* form and submit the proper legal document (preferably a Warranty Deed) in order for us to be able to split this right and put half of it into her name. I told Ms. Townsend that she could claim 0.14 cfs and she informed me that she and the other new owner have an agreement that Ms. Townsend would use only the groundwater on her 10 acre parcel and the other owner would use only surface water from Farmer's Union Ditch Company on his 10 acre parcel. I asked Ms. Townsend if there was a written contract regarding this agreement and she was not sure if there was. Therefore, I suggested that she describe this agreement on a sheet of paper, sign it, and send this statement to me along with the *Change in Water Right Ownership* form. Based on this agreement, I then told her that she could claim 0.2 cfs, instead of 0.14 cfs.

Trivia: During our telephone conversation, Ms. Townsend mentioned that she did not think that Eagle Sewer District had used the well for irrigation purposes in quite a while; since they were planning on using this property for their settling ponds .

Kimberly Brown
Senior Water Resource Agent
Western Region

IMPORTANT MESSAGE

FOR

DATE

TIME

A.M.
P.M.

WHILE YOU WERE OUT

M

OF

PHONE NO.

TELEPHONED

PLEASE CALL

CALLED TO SEE YOU

WILL CALL AGAIN

WANTS TO SEE YOU

RUSH

RETURNED YOUR CALL

MESSAGE

SIGNED

HighMark™ P3-A2334

PRINTED IN U.S.A.

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. A63-2960

June 14, 2005

Lynne, an employee of Eagle Sewer District, received the *Notice of Error* packet and returned the information to our office because the District no longer owns the 20 acres. In addition to returning the packet, Lynne also sent some extra information that she found while she was “checking it out” (refer to file).

July 8, 2005

During my review of this claim, I found that the 20 acres is now owned by Paul Sulik (10 acres) and Janine Townsend (10 acres); both living on W. Beacon Light Road. Therefore, I resent the *Notice of Error* materials to both of the new owners.

Kimberly Brown
Senior Water Resource Agent
Western Region

RECEIVED

JUN 14 2005

WATER RESOURCES
WESTERN REGION

Jan -

Here is the stuff we
received from IDWR.

I included some notes
I made while checking
it out.

On a nutshell, we split
the property into
two parcels - the
east parcel has the
well in question. The
(new) parcel # is 5033533
6050.

Thanks for helping me
with this.

Lynne
Eagle Sewer Dist.

A63-17822 - well 4" casing
73' feet deep
Melton house well
contaminated, filled in
& new well drilled prior
to ESD selling the property

A63-02960 - well 8" casing
93' deep 10HP pump
irrigation well. 280 cfs

Per "lot split" map/survey
well is on "bare ground" that
was sold to Hunt Construction Inc
on March 18, 1999
Parcel # S0335336050
orig. parcel was S0335336000
115
Hunt Const. Inc. 2543 E. Boomer Berse 83713

ADA COUNTY DEVELOPMENT SERVICES

PHONE: (208) 364-2277
FAX: (208) 364-2406

650 MAIN STREET, BOISE, IDAHO 83702



BUILDING

ENGINEERING

PLANNING

ZONING

March 1, 1999

Eagle Sewer District
82 E State St
Eagle ID 83616

Melton file

RECEIVED

JUN 14 2005

WATER RESOURCES
WESTERN REGION

RE: #99-06-OTD. One Time Division. Parcel S0335332000. Located at 6390 Beacon Light Rd, Eagle, Idaho; Section 35, T5N, R1W, B.M., Ada County, Idaho; RR zone.

Dear Applicant:

This letter is to inform you that your application for a One Time Division has been approved.

This application is to correct division of parcel S0335332000 that was done without the benefit of an approved One Time Division application.

The subject property is currently zoned RR (Rural Residential). Your application is in conformance with Ada County Zoning Ordinance Section 8-10-2C3 (One Time Division). This approval is based on the application materials submitted to this office on February 11, 1999 and the conditions of approval listed below.

Please complete the steps below to finalize the division:

1. Submit an original mylar drawing (Record of Survey) of the proposed division, to Ada County Development Services for final review.
2. Submit survey mylar to the Ada County Recorder for recording and request a conformed copy of the Record of Survey.
3. Submit the conformed copy of the Record of Survey to Ada County Development Services for the file of One Time Division 99-06-OTD.
4. Request and obtain a Zoning Certificate from Ada County Development Services to complete the One Time Division Process.

Parcels resulting from said division shall comply with the size and dimensional standards for the RR zone and all other applicable ordinances.

Please note that this approval is given on March 1, 1999 and shall become null and void if the above conditions are not completed within one (1) year of this date.

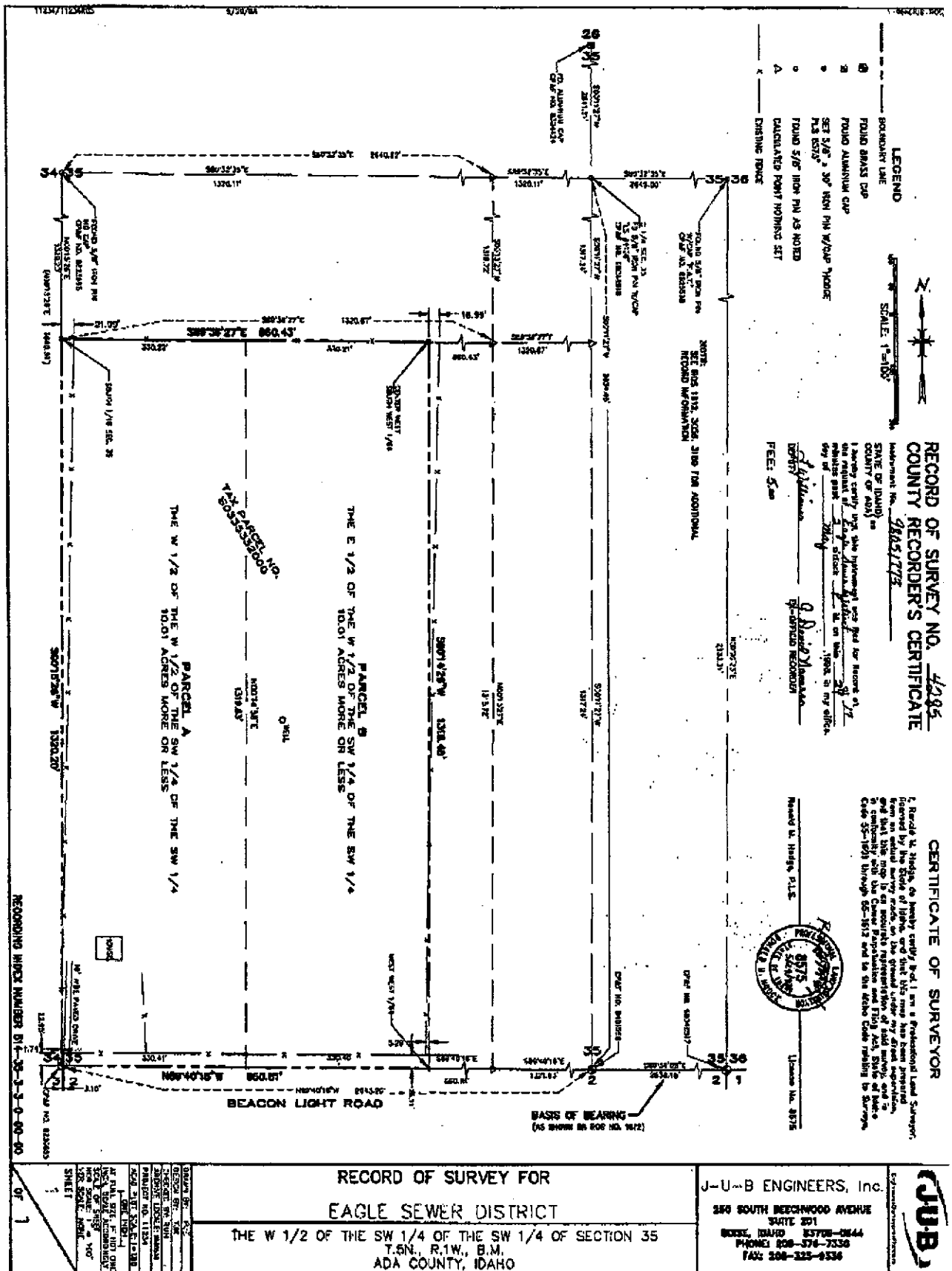
If you have any questions regarding this application, I can be reached at the indicated number.

Sincerely,

A handwritten signature in black ink, appearing to read "S. Hopkins".

Steve Hopkins, Planner II
Ada County Development Services

cc: file





ADA COUNTY ASSESSOR LAND RECORDS DIVISION ACTION REQUEST

PERSONAL INFORMATION

Date 06 / 08 / 98

Parcel Number(s) S0335332000

Name Lynn Moser

Daytime Phone 939-0132

Company/Organization Eagle Sewer District

Address 82 East State Street

City Eagle

State Idaho

Zip 83616

PLEASE SPECIFY YOUR REQUEST

☐

Combination

☒

Split

☐

Change of address

☐

Designate agent to receive
assessment notices and tax bill

☐

Acreage verification

☐

Map redraw

☒

Other Please assign new parcel number to Parcel B and maintain
existing # for Parcel A.

PLEASE STATE THE REASON(S) FOR TAKING THIS ACTION

(Also, please attach copies of any documents (deeds, contracts, etc.)
which will assist us in our research).

Administrative Split for 20 acre parcel (see attached Record of Survey)

Record of Survey #: 4285

Signed Lynn Moser

LAND RECORDS STAFF REMARKS

Overlap Review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-17822

WATER RIGHT NUMBER: 63-17822

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LONNA MELTON 6390 BEACON RD EAGLE, ID 83616 (208)286-7100
Original Owner	ALVIN L MELTON 6390 BEACON RD EAGLE, ID 83616 (208)286-7100
Current Owner	EAGLE SEWER DIST 44 N PALMETTO AVE EAGLE, ID 83616 (208)939-0132

Parcel No: 80335336000.

Separate well, drilled in
1963, used for domestic
purposes. (licensed under
G-24497).

Priority Date: 12/31/1963

Basis: Decreed

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER

ADA County

SW1/4SW1/4SW1/4

Sec. 35, Twp 05N, 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	
05N	01W	35											X						

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-17822

1. Explanatory PARCEL NO. S033533/000

6 ← incorrect

Comments:

1. CORR3 2/18/1997 COPIED FROM REMARKS

Comment: DITCH WATER FARMER'S UNION

2. DBUFFING 9/1/1998 NAME CHANGE - OWNERSHIP CHANGE

Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE. NAME CORRECTION THE DATA IN THE NAME FIELD FOR ORIGINAL OWNER WAS CORRECTED FROM "LORNA" TO "LONNA" ON 9/1/98, AFTER FINDING TYPO FROM INITIAL DATA ENTRY.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-24131

WATER RIGHT NUMBER: 63-24131

Owner Type

Current Owner

Name and Address

GARY W CAMPBELL
6166 W BEACON LIGHT RD
EAGLE, ID 83616
(208)939-0977

Current Owner

NANCY R CAMPBELL
6166 W BEACON LIGHT RD
EAGLE, ID 83616
(208)939-0977

home
for "20" AC located
east of 63-2960's
20 AC

Priority Date: 10/18/1950

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

DOMESTIC

From To

1/01 to 12/31

Diversion Rate

0.040 CFS

Annual VolumeTotal Diversion:

0.040 CFS

Location of Point(s) of Diversion

GROUND WATER

ADA County

SE1/4SW1/4SW1/4

Sec. 35, Twp 05N, Rge 01W, B.M.

Place of Use

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
05N 01W 35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
											X						

Conditions of Approval:

1. PARCEL NO. S0335331000 ✓ correct
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. 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.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2960

08/24/2004

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
~~63-2960~~	Claim	05N	01W	35	SW	SW		GROUND WATER	EAGLE SEWER DIST
63-17822	Claim	05N	01W	35	SW	SW	1963	GROUND WATER	<i>Domestic</i> EAGLE SEWER DIST
63-24131	Claim	05N	01W	35	SW	SW	1950	GROUND WATER	<i>Domestic</i> GARY W CAMPBELL
~~63-2960~~	Water Right	05N	01W	35	SW	SW		GROUND WATER	~~HOWARD K ALLINGER~~
63-17822	Water Right	05N	01W	35	SW	SW		GROUND WATER	EAGLE SEWER DIST
63-24131	Water Right	05N	01W	35	SW	SW		GROUND WATER	GARY W CAMPBELL

Separate wells; no overlap.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2960

08/24/2004

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
120G	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
123C	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
124Q	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
125J	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
126F	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
164E	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
165M	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
98AG	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
-248	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
-297	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
2406	Claim	05N	01W	35	SW	SW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
~~2960~~	~~Claim~~	~~05N~~	~~01W~~	~~35~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~20/20~~	~~EAGLE SEWER DIST~~
21729	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
21730	Claim	05N	01W	35	SW	SW		IRRIGATION	38/8394	FARMERS UNION DITCH CO LTD
2406	Water Right	05N	01W	35	SW	SW		IRRIGATION	39/29248	DRAINAGE DIST NO 2
~~2960~~	~~Water Right~~	~~05N~~	~~01W~~	~~35~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~20/20~~	~~HOWARD K ALLINGER~~

No overlap.

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
W004768	70.00	63	2960		Claim

Return Service Requested

63-2960

RECEIVED

11111 1 1 2002

**WATER RESOURCES
WESTERN REGION**

44 N. Palmetto Ave
Eagle 83616

Sent AGAW 6/12/02

JUN 03 02

5
6
7
8
9

PB METEN
7110094

EAGLE SEWER DISTRICT
82 E STATE ST
EAGLE ID

Country	Year	Value
Algeria	1990	1.00
Algeria	1991	1.00
Algeria	1992	1.00
Algeria	1993	1.00
Algeria	1994	1.00
Algeria	1995	1.00
Algeria	1996	1.00
Algeria	1997	1.00
Algeria	1998	1.00
Algeria	1999	1.00
Algeria	2000	1.00
Algeria	2001	1.00
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Algeria	2006	1.00
Algeria	2007	1.00
Algeria	2008	1.00
Algeria	2009	1.00
Algeria	2010	1.00
Algeria	2011	1.00
Algeria	2012	1.00
Algeria	2013	1.00
Algeria	2014	1.00
Algeria	2015	1.00
Algeria	2016	1.00
Algeria	2017	1.00
Algeria	2018	1.00
Algeria	2019	1.00
Algeria	2020	1.00
Algeria	2021	1.00
Algeria	2022	1.00
Algeria	2023	1.00
Algeria	2024	1.00
Algeria	2025	1.00
Algeria	2026	1.00
Algeria	2027	1.00
Algeria	2028	1.00
Algeria	2029	1.00
Algeria	2030	1.00
Algeria	2031	1.00
Algeria	2032	1.00
Algeria	2033	1.00
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Algeria	2092	1.00
Algeria	2093	1.00
Algeria	2094	1.00
Algeria	2095	1.00
Algeria	2096	1.00
Algeria	2097	1.00
Algeria	2098	1.00
Algeria	2099	1.00
Algeria	2100	1.00
Algeria	2101	1.00
Algeria	2102	



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

September 1, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Re: Notice of Claim to a Water Right No. A63-17822 & A63-02960

Eagle Sewer District
82 E State St
Eagle ID 83616

Dear Claimant:

Enclosed are copies of the above referenced claims which reflect the changes in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4828

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

*Withdrawn*Name of applicant Eagle Sewer District Phone (208) 939-0132Post Office address 82 East State Street, Eagle, Idaho 83616

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Change point of use, add well.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-02960</u>	<u>9-23-1953</u>	<u>.28</u>	<u>Irrig</u>	<u>3-15</u> to <u>11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to _____

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	35	5N	1W	Ada	existing
		SE	NE	3	4N	1W	Ada	proposed - drilled under
								63.95.W.0958.001
								has been upgraded

5. Lands irrigated or place of use:

for production well.

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1W	35											17						17
4N	1W	3													3				3

20

Total acre

PART 1**6. General Information:**

a. Description of diversion system well point

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Sufficient water right remains for use on 17 acres

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-02960 issued by the Idaho Department of Water Resources.
- c. Claim No. A63.2960 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice☐ Warranty Deed☐ Other _____3. Source of water Groundwater tributary to _____4. Date or priority 9-23-53

5. Water is used for the following purpose:

amount .28 for Irrig purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right .28 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	35	5N	1W	Adg	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1W	35											20						20

Total acres 20

9. Describe any other water rights used for the same purpose as described above _____

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

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

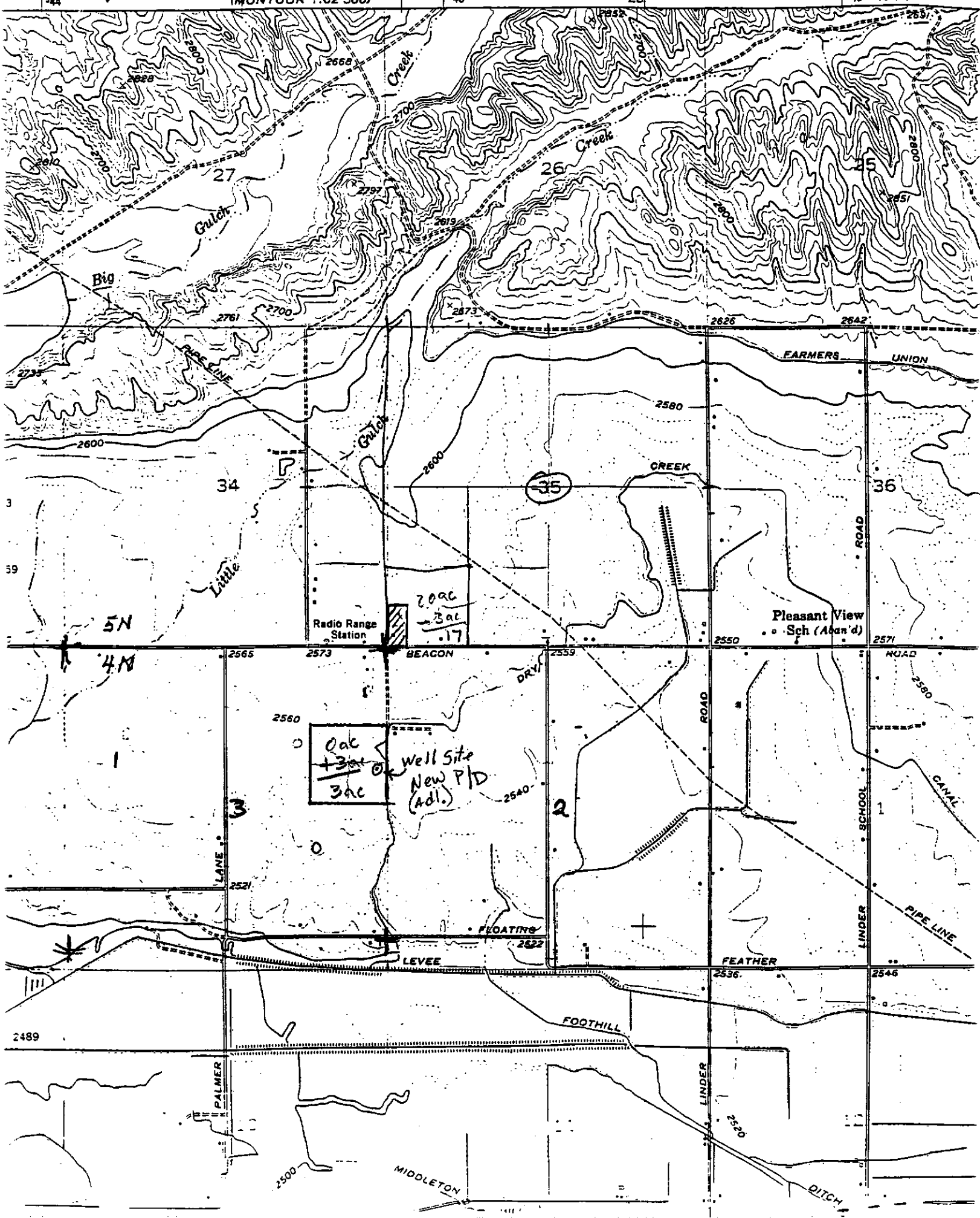
1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**



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

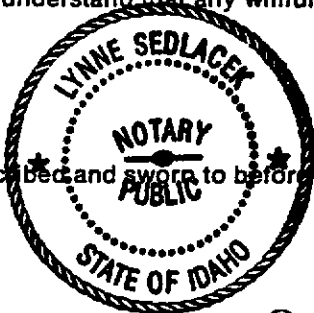
1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn to before me this _____

(Signature of Applicant)

day of _____

, 19 96.

(Notary Public)

My commission expires 9/6/2000**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by AW Date 4-23-96 Protest filed by _____Prelim. check by _____ Fee 100⁰⁰ WO20646Receipted by D.B. Date 4-3-96

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

APPLICANT Eagle Sewer Dist

TRANSFER NO. 4828

INITIAL ALLOCATION REVIEW BY cjl
SRBA SUPERVISOR REVIEW BY _____

DATE 5/6/96
DATE _____

1. Right number(s) 63.2960
2. Type of right
☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim
3. Purpose of transfer
☐ Change P/D ☒ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Source ☐ Split Right
☐ Other: _____
4. Check Existing Right:
☒ Source ☒ Priority ☐ Amount ☐ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use 63.2406
5. Check Proposed Right for amount of land &/or water transferred:

☐ Also see attached memo for more analysis information

- a. ☒ All of right
- b. ☐ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred Solicited 5/6/96 (Lynn) will forward.
- h. ☒ Expansion in use of right - Comments: Acteage reduced @
original P/U. No expansion

- i. Existing rights from same source, on land water is being transferred to; right number(s): NONE - There is surface water from NewDry Creek & Drainage Dist #2
- j. SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Claimed as recorded. owner = Melton.
Eagle Sewer has purchased all 20 ac.
- k. Use within a Water District? No Yes No (G.W.)
If Yes, District # ---
- l. Other comment letters? If yes, list name and address below in item #2 for publication review.

PUBLICATION REVIEW BY _____

1. Legal Notice electronically sent to DWR03::VAULT Yes

2. COMMENT LETTERS

Watermaster recommendation requested on _____, Received on _____

Other comments letters - send to the following name(s) & address(es):

3. Transfer published correctly? ☐ Yes ☐ No
4. Affidavit of publication received? ☐ Yes ☐ No
5. Protests received? ☐ Yes ☐ No; Acknowledgement sent? ☐ Yes
6. Copies made for Region file (see attached supplemental page)? ☐ Yes

RECOMMENDED ACTION

1. Approve
2. Deny due to _____
- _____
3. Conditions (special conditions in Water Districts) _____
- _____
- _____
- _____
4. By _____ Date _____

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 63-02960
TRANSFER NO. 4828

Notice is hereby given that Eagle Sewer District of Eagle, Idaho have applied to the Department of Water Resources to add a point of diversion and change place of use under the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT(S) AS RECORDED

Right No.	63-02960
Claim No.	A63-02960
Basis	License
Date of Priority	9-23-1953
Source	Ground water
Amount	0.28 cfs
Use	Irrigation and domestic
Point of Div	SWSW S35, T05N R01W, Ada County
Place of Use	20 acres in SWSW S35, T05N R01W

TO BE CHANGED AS FOLLOWS:

Point of Div	SWSW S35, T05N R01W, and SENE S03, T04N R01W, Ada Co.
Place of Use	17 acres in SWSW S35, T05N R01W and 3 acres in NESE S03, T04N R01W

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before June 3, 1996. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the IDAHO STATESMAN on May 16 and 23, 1996.



ADA CO RECORDER
J. DAVID HAVARRO
BOISE ID

WARRANTY DEED

FIRST AMERICAN TITLE CO.

95 JAN 12 PM 4 07

For Value Received

Lonna Melton, a widow

FEE 310 DEP Jackson
RECORDED AT THE REQUEST OF

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Eagle Sewer District, a quasi-municipal agency

hereinafter referred to as Grantee, whose current address is

6390 West Beacon Light Rd., Eagle, ID 83616

the following described premises, to-wit:

The West half of the Southwest Quarter of the Southwest Quarter of Section 35,
Township 5 North, Range 1 West, Boise Meridian, Ada County, Idaho.

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: January 11, 1995.

Lonna Melton
Lonna Melton

RECEIVED

MAY 08 1996

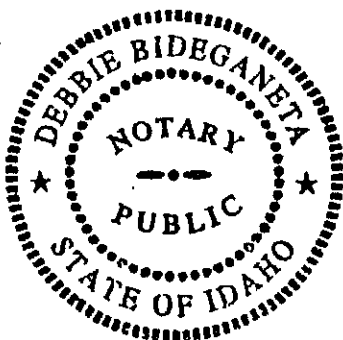
WATER RESOURCES
WESTERN REGION

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On This 12th day of January, in the year 1995, before me, a Notary Public in and for said State, personally appeared Lonna Melton, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.



Debbie Bideganeta
Notary Public of Idaho
Residing at Boise, ID
Commission expires: 4-23-98

First American Title Company of Idaho

RECEIVED

MAY 08 1996

WATER RESOURCES
WESTERN REGION

RESOLUTION 95-2

The Board of Directors of the Eagle Sewer District

WHEREAS, the Eagle Sewer District has for some time been seeking real property with suitable soil conditions to permit the installation of needed rapid infiltration basins; and

- WHEREAS, suitable property for such purposes has been located in W1/2S W1/4 SW1/4, Township 5 North, Range 1 E.B.M., hereinafter referred to as the "Subject Property"; and

WHEREAS, the Subject Property is owned by ^{Lonna}~~Lana~~ Melton, who has agreed to sell it to the District for the sum of Two Hundred Thousand Dollars (\$200,000.00) cash at closing, free and clear of all liens and encumbrances; and

WHEREAS, the Board of Directors of the Eagle Sewer District desires to consummate the purchase as expeditiously as possible, closing on or before January 30, 1995;

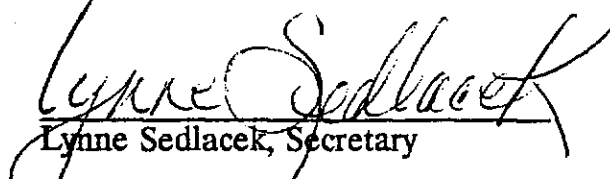
NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Eagle Sewer District that said District acquire the Subject Property, free and clear of all liens and encumbrances, with the exception of 1995 real property taxes which will not, at closing, be due and owing, and which will be assumed by the seller to the date of closing, for the total purchase price of \$200,000.00, to be paid at closing, which shall occur on or before January 30, 1995; and

BE IT FURTHER RESOLVED that Mr. Chuck Ferguson, Chairman of the Board of Directors of the Eagle Sewer District be, and that he hereby is, authorized and empowered on behalf of the District to acquire the Subject Property for \$200,000.00, and in connection therewith to sign, execute, deliver and record any and all documents and instruments reasonably required to consummate the acquisition, and to pay from the resources of the District, the entire purchase price and related expenses at closing.

Adopted by the Board of Directors of the Eagle Sewer District this 9th day of January, 1995.

Chuck Ferguson
Chuck Ferguson, Chairman
Board of Directors

ATTEST:


Lynne Sedlacek, Secretary

12219411.JER

State of Idaho
License and Certificate of Water Right

Water License No. G-24497

Amount .28 c.f.s.

Water District No.

Priority September 23, 1953

THIS IS TO CERTIFY that HOWARD K. and JESSIE E. ALLINGER
of Eagle, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated September 23, 1953; that Permit No. G-24497
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.28 second feet, was issued thereunder on November 19, 1958, showing that said works
were completed on the 13th day of August, 1958; and that on the 13th
day of August, 1958, HOWARD K. and JESSIE E. ALLINGER

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 a well
, a tributary of subterranean, for the purpose of Irrigation and domestic
use, under Use Permit No. G-24497 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
11 of Licenses at page 6537, on the 19th day of November, 1958;
The right hereby confirmed dates from September 23, 1953;
The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 35, Tp. 5 N., R. 1 W., B. M. County ADA

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 .28 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>5 N.</u>	<u>1 W.</u>	<u>35</u>	<u>SW 1/4 SW 1/4</u>	<u>20</u>	<u>20</u>
			Total number of acres irrigated	- - -	<u>20</u>

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
19th day of November, 1958.

/s/ Geo. N. Carter
State Reclamation Engineer.

(SEAL)

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

Permit No. 24497

This proof is for Completion of Works & Beneficial Use In Water District No.

1. Name of applicant Howard K. & Jessie E. Allinger
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the W¹SW¹ of Section 35, T. 5 N., R. 1 W., B. M. County of Ada, Page. 1

4. Describe works as they exist, giving dimensions and capacities of same: Well 8" x 79'
Smith Way motor 10 Hp 220 V # 72495 Jacuzzi
Vertical turbine # T 129A E + M controls
4" x 64' column 7-4" bowls

5. Water is used for: irrigation and domestic
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):

20 acres in SW¹SW¹ of Sec. 35, Twp. 5 N., Rgs. 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?

Remarks: Accompanied by Jessie + Howard Allinger
This place also has a water right from Farmers
Union for 1.35 shares 7 inches per share

This examination was made on the 15 day of September, 1958(Signed) David R. Stevenson Examiner.

24497

Howard K & Jessie E. Allinger
Rt. #1, Eagle, Idaho

Permit No. G-24497

46724

Examination for Completion of Works & Beneficial Use

County Ada

35-5 N. - 1 W.

Sec. 2, 4 c.f.s.

S. Well

N. 2 SW 1/4 Sec. 35, T. 5 N. - R. 1 W.

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
OCT 30 1958

Department of Reclamation

Smith May motor
15 Hp 220V # 77495

Securing turbine

T 129A

8" x 78" well

2 x 77 centrifugal

4" x 64" column

7-4" bowls

4" discharge unit

4" aluminum main
Wells

3" over lates 14-20' long

14 standard sprinkler

3/16 x 1/2 nozzle

shot 4 nozzles for
complete set

Filed - Sept. 23, 1953

File - Sept. 29, 1958

1.35 acres 7.16' above

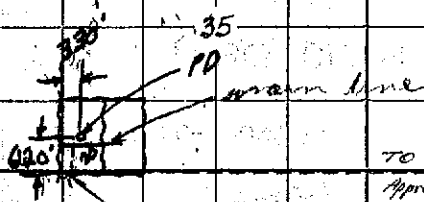
Water for 17 acres from Farmers
Union

4" 50' per Allen main line
running east and west from pump
for a total length of $\frac{1}{8}$ mile

This pump usually pumps for 1 sprinkler line
with 14 sprinkler heads to the south and
18 sprinkler heads to the north of main line
at time of inspection 14 sprinkler heads were
in operation.

14 - $\frac{1}{2}$ x $\frac{3}{8}$ inch sprinkler heads in operation at time of
inspection

T.
5
N.



line in operation fire pressure

subdivisions = 1

area = 20 acres

$\phi = 14$ inches

$\cdot 28$ cfs.

main	center	end
37	36	36

line running down
hill from main line

10x10x55x60
40
138
178

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24497

REPORT ON PROOF OF ~~Completion of Works & Beneficial Use~~

Howard K. and Jessie E. Allinger, Rt. #1, Eagle, Idaho

63-2960

APPLICATION FOR PERMIT
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32293
Permit No. G- 24497
District No.

1. Name of Applicant: HOWARD K. and JESSIE E. ALLINGER
Postoffice address: Rt. 1, Eagle County: Ada State: Idaho
2. Quantity of water claimed: .40 cubic feet per second
(a) Rate of withdrawal in cubic feet per second. .40 or Idaho
Miners' inches 20 or gallons per minute.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow (Well)
4. Location of point of diversion or well is in the $\frac{1}{2}$ SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of Section 35
Twp. 5 N. , Rge. 1 W. , B.M., County of Ada
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and ditches (Probable sprinkler system)
8. Estimated cost of works: \$1,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Water right for 17 acres, from the Farmers Union, land very sandy and amount of water very inadequate.
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

BE IT KNOWN THAT The undersigned hereby makes appli cation for permit to appropriate the public waters of the State of Idaho as herein set forth.

By Jessie E. Allinger Agent.

Corrected application received:

Recorded in Book 87 Page 24497 Approved September 29, 1953

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before September 29, 1958

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, LEN JORDAN, Governor of the State of Idaho,
and IHA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to
be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 29th
day of September, 1953

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

LEN JORDAN

Governor

By Paula L. Fleenor Secretary of State.

Acting Secretary of State

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals
5 N.	1 W.	35			20		20
Permit No. G-24497 Certificate of Completion of Works TO ALL WHOM IT MAY CONCERN: This is to certify that HOWARD K. and JESSIE E. ALLINGER of Eagle, County of Ada, and State of Idaho, the holders of Permit No. G-24497, issued upon Application No. G-32293 bearing date of priority of September 23, 1953, authorizing the diversion of .40 second feet of waters of Subterranean Flow (Well) County of Ada, State of Idaho, for Irrigation and domestic purposes, have fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use .28 second feet of the waters of subterranean flow from a well that the point of diversion of said waters SW$\frac{1}{4}$SW$\frac{1}{4}$ Section 35, Township 5 North, Range 1 West, BM and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 20 acres in the SW$\frac{1}{4}$SW$\frac{1}{4}$ Section 35, Township 5 North, Range 1 West, BM Proof of Completion of Works made: August 13, 1958 Witness my hand this 19th day of November, A.D. 1958 /s/ Geo. N. Carter State Reclamation Engineer Proof of Completion of Works made: August 13, 1958 Certificate of Completion of Works issued: November 19, 1958. COPIES ISSUED FOR 28 SEC. FT. Page 6537							