

POOR ORIGINAL

A63-3004

MICROFILMED

11. 25 1994

Idaho Department of Water Resources

T05N, R01W,

S3

T06N, R01W

S34 & S35

Claim No: 63-3004

Prepared By: Kimberly Brown

Date: November 1, 2005



Place of Use



Section Lines

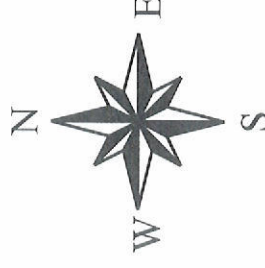


1/4 1/4



Point of Diversion

Acres Irrigated = 25.0



2003 NAPP

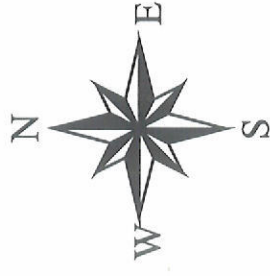
Idaho Department of Water Resources



T05N, R01W,
S3
T06N, R01W,
S34 & S35

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

Acres Irrigated = 25.0



Claim No: 63-03004
Prepared By: Kimberly Brown
Date: January 12, 2005

0.04 0 0.04 0.08 Miles

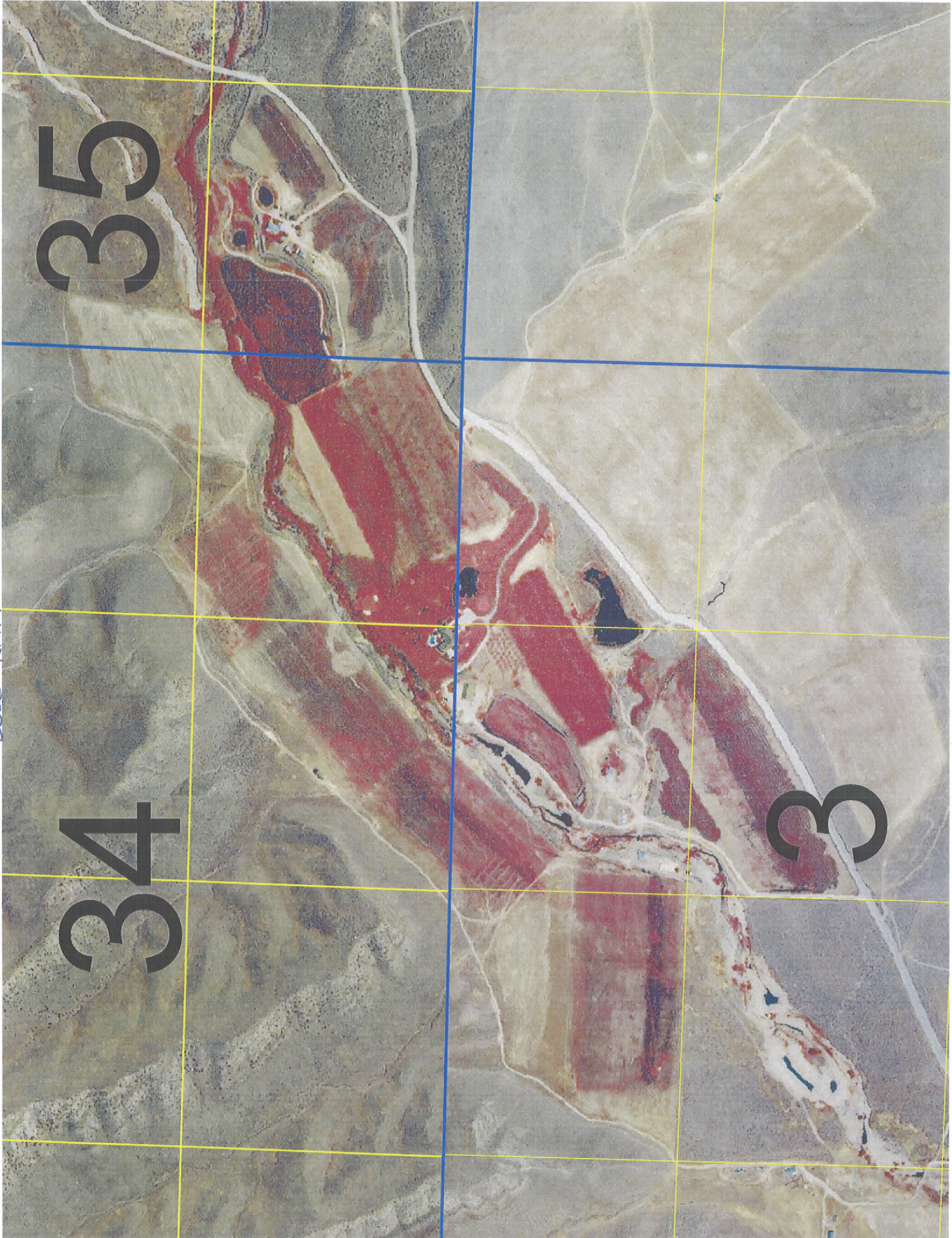


2000 NAPP

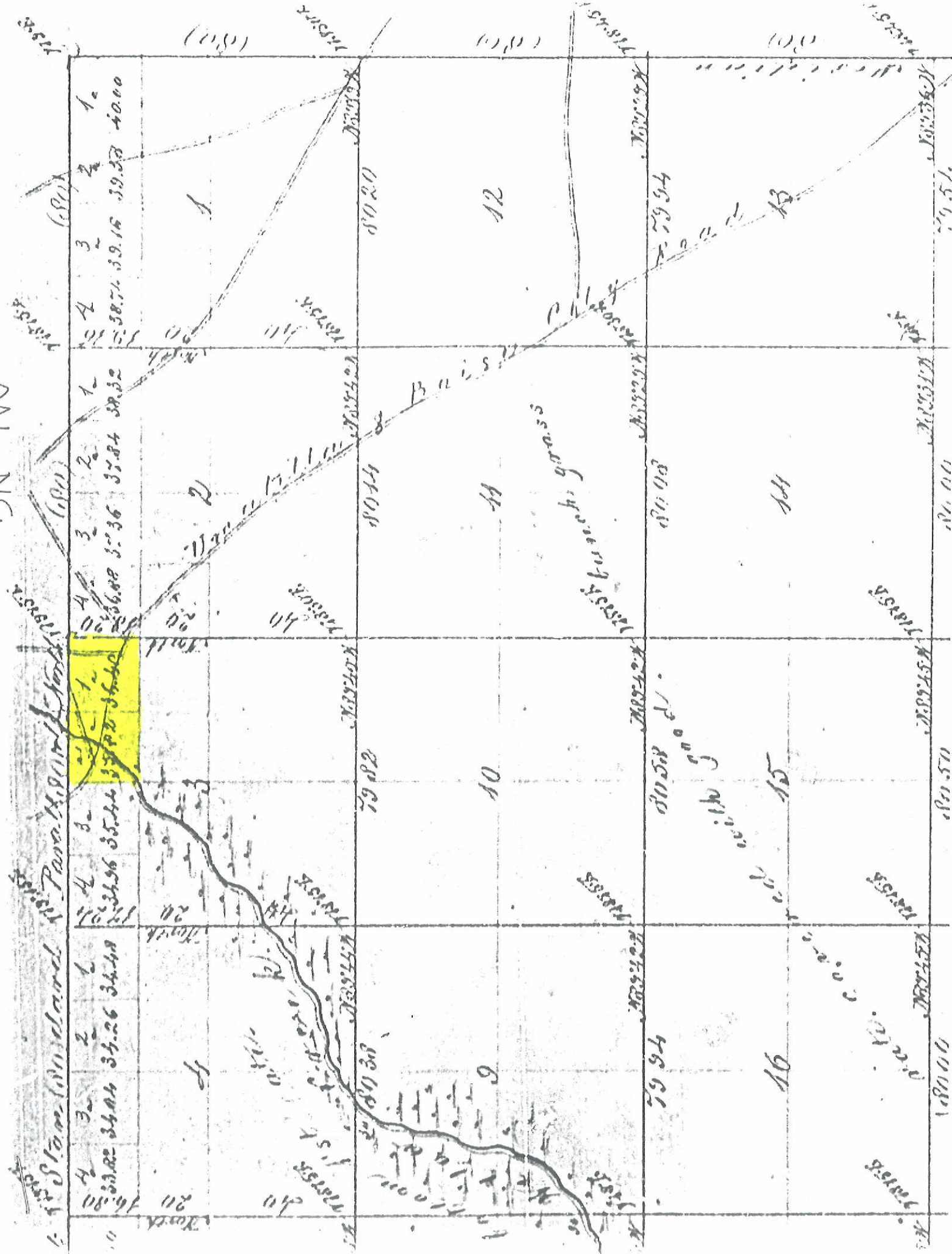
35

34

3



5N 1W



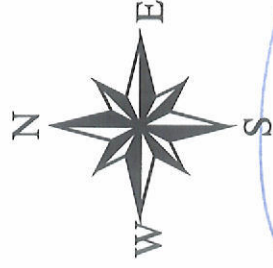
Idaho Department of Water Resources

MAP 3

Claim No: 63-03004
 Prepared By: Kimberly Brown
 Date: January 12, 2005



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



1987 NAPP

yes - Is this correct? (Both POD & POU)

- Where is the house associated with this right located?

0.04 0 0.04 0.08 Miles



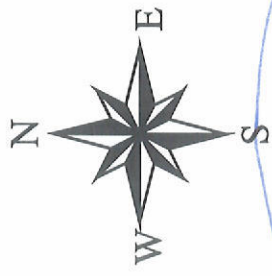
Idaho Department of Water Resources

MAP 3

Claim No: 63-03004
 Prepared By: Kimberly Brown
 Date: January 12, 2005



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



2000 NAPP

Yes - Is this correct? (Both POW & POW)
 - Where is the house associated with this right located?



Idaho Department of Water

Resources MAP 3



Claim No: 63-03004

Prepared By: Kimberly Brown

Date: January 12, 2005



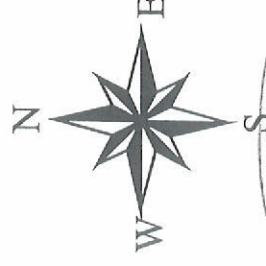
Place of Use



Section Lines

1/4 1/4

⊙ Point of Diversion



1987 NAPP

0.04 0 0.04 0.08 Miles



- Is this correct? (Both POW & POL.)
- Where is the house associated with this right located?

Idaho Department of Water Resources

MAP 3

Claim No: 63-03004

Prepared By: Kimberly Brown

Date: January 12, 2005



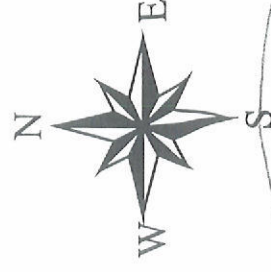
Place of Use



Section Lines

1/4 1/4

⊙ Point of Diversion



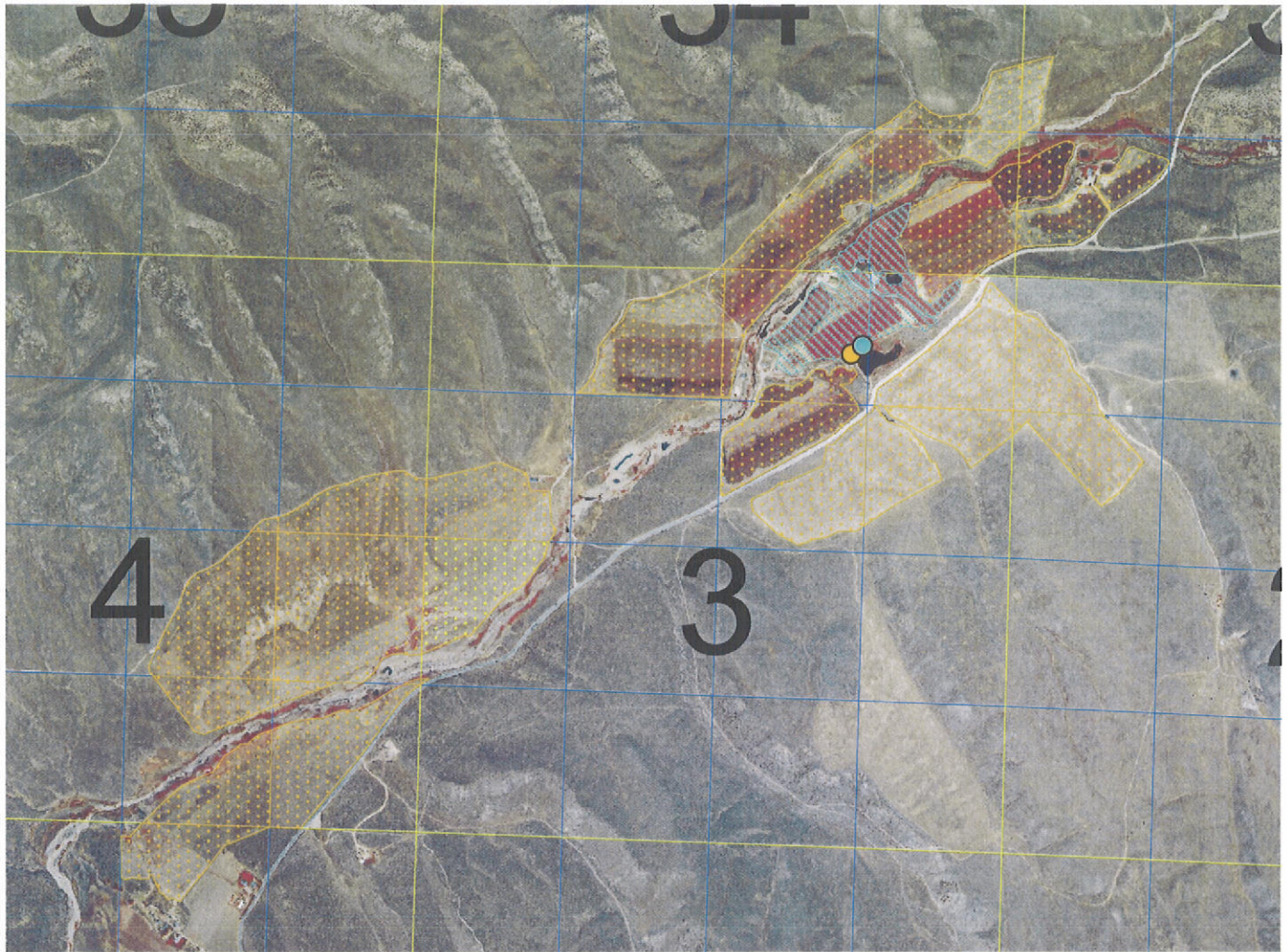
2000 NAPP

0.04 0 0.04 0.08 Miles



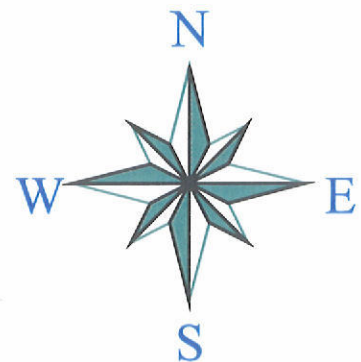
- Is this correct? (Both POW & FOU)
- Where is the house associated with this right located?

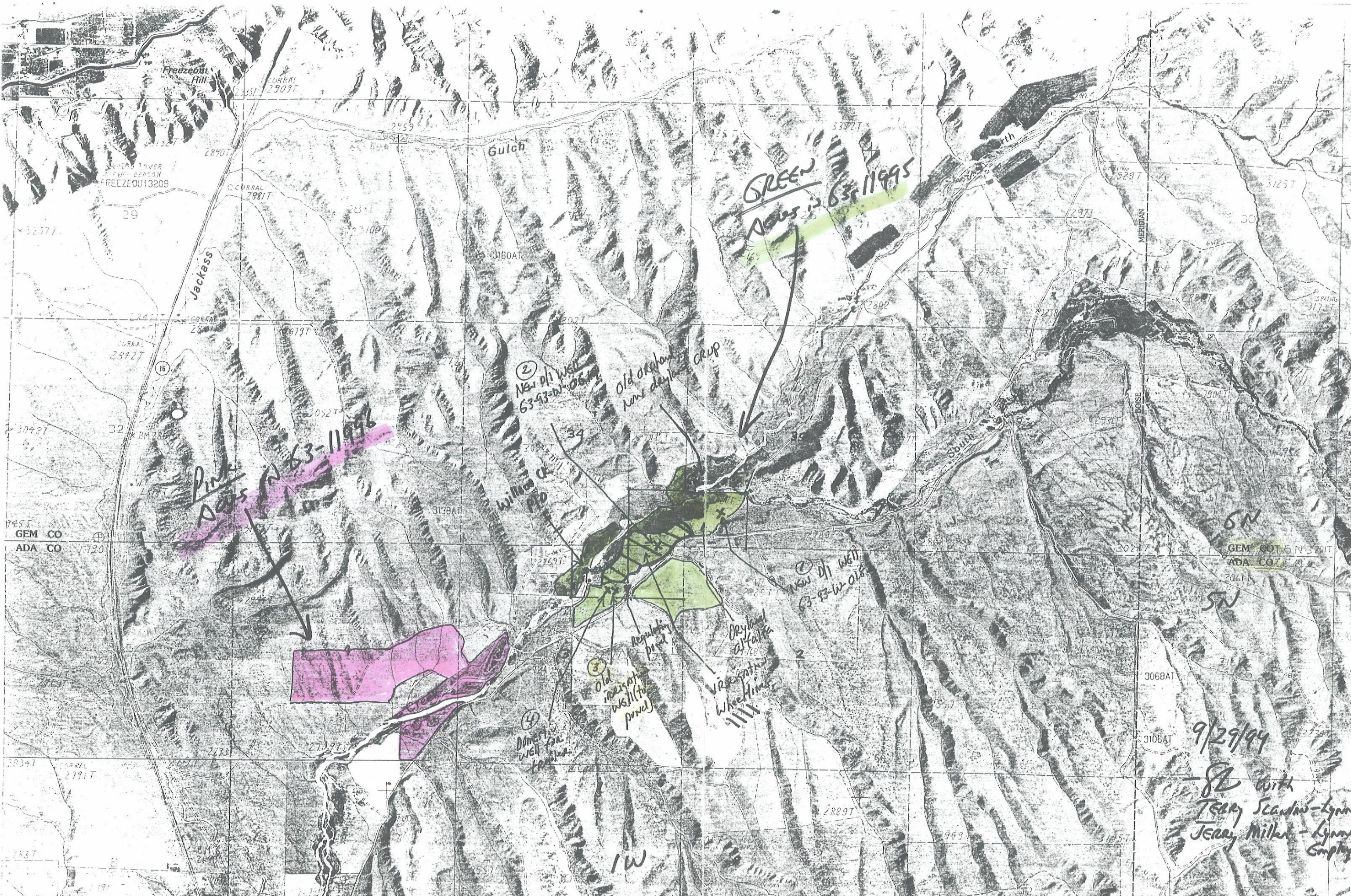
63-11995
63-11996
63-12450



0.5 0 0.5 1 Miles

- 63-3004 P/D
- New Irrigation P/D
-  63-3004 P/U > PPU = Both
-  New P/U
-  Section Lines
-  1/4 1/4 Lines





Freezeout Hill

Jackass

Gulch

GREEN
Dags in 63-11995

Pink
Dags in 63-11996

② New oil well
63-93-12-0618

Old ore haul
New daylong CRUP

② New oil well
63-93-12-018

③ Old
interior
well (to
pond)

④ Diner
well (to
pond)

Regulating
pond
Dryland
at fall
Vireos
wheel
lines

9/29/94

82 with
Terry Scandaw - Lynn Consule
Terry Miller - Lynn
Employee

copy for A63-03004

③ = P/O 1111 = Plu 25
— Awas

Idaho Department of Water Resources

Claim Number: 63-03004

Legal: T06N, R01W, S34

Reviewed By:

*Karan Waters,
IDWR Consultant*

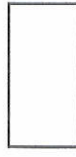
● Point of Diversion



Place of Use

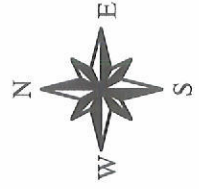
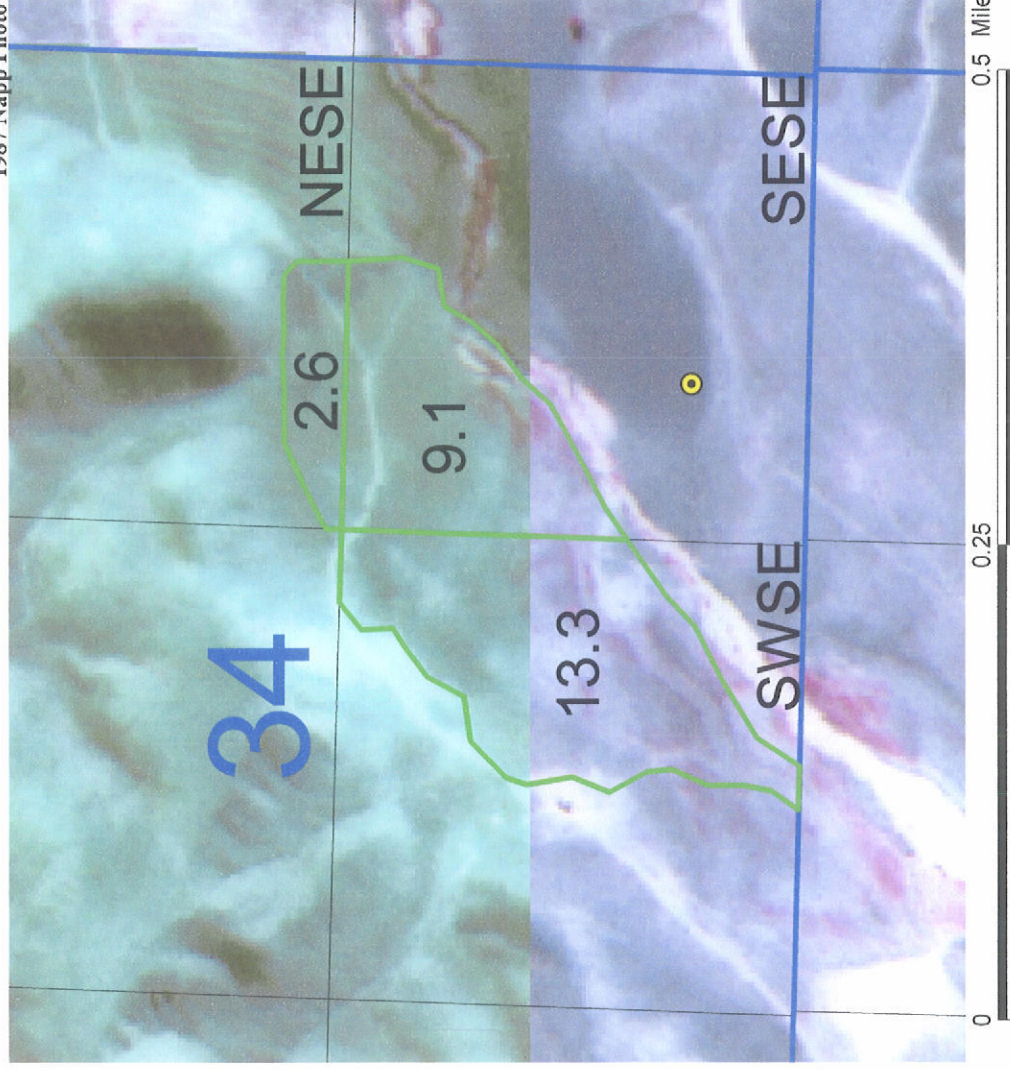


Section Lines



Quarter Quarter Lines

1987 Napp Photo



INCORRECT MAP

(based on License)

- before Amended Claim

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: A63-03004

Date Received: 2/25/1993

Receipt No: W015965

Received By: CJL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: D MARK LYNN 208-939-0684
Address: 4831 SKYLINE DR
EAGLE ID 83616
AND/OR
Name: JOY LYNN 208-939-0684
Address: 4831 SKYLINE DR
EAGLE ID 83616

2. Date of Priority: NOV 4, 1954

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	01W	34	SE	SE			GEM

5. Description of diverting works:
16", 470' CASSED WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION			0.500		
DOMESTIC					

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

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JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	01W	34	NE	SE		IRR	5.0
			SW	SE		IRR	15.0
			SE	SE		IRR	5.0
						Section Acres	25.0
						Total Acres	25.0

11. Place of use in counties: GEM

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

13. Other Water Rights Used:

A63-08044, A63-28379, A63-28380, 63-10775

14. Remarks:

EXISTING WELL WAS MODIFIED IN 1979; WILL LIKELY BE ABANDONED AND REPLACED BY NEW WELL IN 1993.

15. Basis of Claim: LICENSE

Water Right Number: 25257

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: 2-25-93

MICROFILMED
JUL 25 1994

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of FEB 19 93

Ron Howerton
Notary Public

Seal

Residing at Residing at Same Place
My Commission Expires December 8, 1994

MICROFILMED
JUL 25 1994



Ab3-3004

POOR ORIGINAL

MICROFILMED
JUL 25 1994

POOR ORIGINAL

GNW Sec 34

16" to 300', 12" to 470

Helmick, Albert 1-17-79
Willow Crk. Bill G.

16" drive 155' charged
315 - 500 = 185 stayed open to 470

Weld 12" liner 217' + 5"

Bottom of line at 470' top 253'

gravel +
Bail 95 hrs.

253
284 Book 15/16

370 220 01/0 01/0 01/0

MICROFILMED

JUN 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3004 V2

WATER RIGHT NUMBER: 63-3004 ~~L2~~

Owner Type Name and Address
 Current Owner JOY LYNN ✓
 4050 CHAPARRAL RD ✓
 EAGLE, ID 83616 ✓
 (208)286-9533
 Directors Report Owner D MARK LYNN
 4050 CHAPARRAL RD
 EAGLE, ID 83616
 (208)286-9533
 Original Owner ALBERT HELMICK
 PO BOX 445
 EMMETT, ID 83617

Priority Date: 11/04/1954 ✓

Basis: License

Status: Active

Source Tributary
 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 ✓	0.020 CFS ✓	0.60 AF ✓
IRRIGATION ✓	03/15 to 11/15 ✓	0.500 CFS ✓	112.50 AF ✓
<u>Total Diversion:</u>		0.500 CFS ✓	113.10 AF ✓

Location of Point(s) of Diversion

GROUND WATER ✓ L2 (SE1/4NW1/4NE1/4) ✓ Sec. 3, ✓ Twp 05N, ✓ Rge 01W, ✓ B.M.
 ADA County ✓

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01W	3	✓	✓	✓	✓	
			L 2				

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01W	3	✓	✓	✓	✓	
			L 1	L 2			15.0

*matches
partial decree -
KW
4/17/07*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3004 V2

06N 01W 34				9.5
06N 01W 35				.5
Total Acres: 25				

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. ~~WB5~~ Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.
3. ~~E62~~ This right when combined with Right Nos. 63-11996, 63-12450, & 63-28379 shall provide no more than .02 cfs per acre or 4.5 ~~afa~~ per acre.

Remarks:Comments:

1. Iharris 6/16/2006 SF5

Comment: An SF5 has been done to correct the domestic volume per objection filed by claimant. Deceased husbands name removed per request of surviving spouse.

Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: AND
 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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Summary			06/16/2006	Iharris	Active

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3004 V2

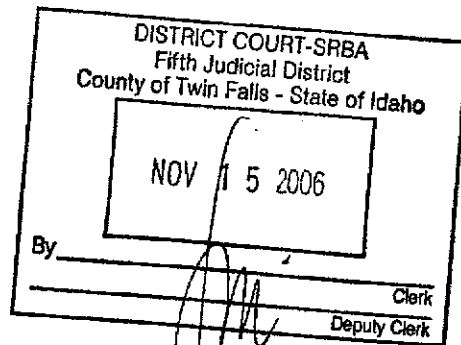
Summary	6/16/2006 2:11:44 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this right have any combined use limits with other rights? (No) 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?
---------	----------------------	---------	--

Water Supply Bank:

RECEIVED

NOV 16 2006

DEPARTMENT OF
WATER RESOURCES



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

In Re SRBA

Case No. 39576

ORDER OF PARTIAL DECREE

For Water Right: 63-03004

On August 30, 2006, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED NOV. 15, 2006.

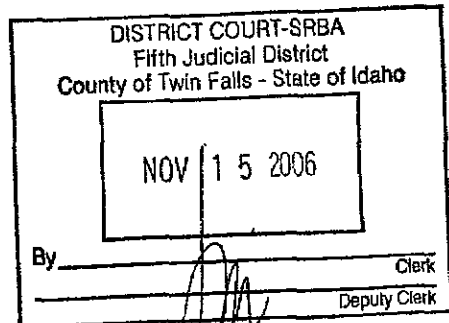


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-03004



NAME AND ADDRESS: JOY LYNN
4050 CHAPARRAL RD
EAGLE, ID 83616

SOURCE: GROUND WATER

QUANTITY: 0.50 CFS
113.10 AFY

This right when combined with Right Nos. 63-11996, 63-12450, &
63-28379 shall provide no more than .02 cfs per acre or 4.5 afa
per acre.

PRIORITY DATE: 11/04/1954

POINT OF DIVERSION: T05N R01W S03 LOT 2 (SENNNE) Within Ada County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.50 CFS
			112.50 AFY
	Domestic	01-01 TO 12-31	0.02 CFS
			0.60 AFY

Domestic use is for 1 home and does not include lawn, garden,
landscape, or other types of irrigation.

PLACE OF USE:	Irrigation	Within Ada County
	T05N R01W S03 LOT 1 (NENE) 9.0	LOT 2 (NWNE) 6.0
		Within Gem County
	T06N R01W S34 SWSE 0.5	SESE 9.0
	S35 SWSW 0.5	
	25.0 Acres Total	
	Domestic	Within Ada County
	T05N R01W S03 LOT 2 (NWNE)	

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. I.C. SECTION 42-1412(6).

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.



John N. Melanson
Presiding Judge of the
Snake River Basin Adjudication

2006 NOV 15 PM 02:00
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA)

CERTIFICATE OF MAILING

Case No. 39576)
_____)

Water Right(s): 63-03004

CERTIFICATE OF MAILING

I certify that a true and correct copy of the PARTIAL DECREE
PURSUANT TO I.R.C.P. 54(b) for WATER RIGHT 63-03004 was mailed
on November 15, 2006, with sufficient first-class postage prepaid
to the following:

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

D MARK LYNN
JOY LYNN
4050 CHAPARRAL RD
EAGLE, ID 83616
Phone: 208-286-9533

JULIE MURPHY
Chief Deputy Clerk

CERTIFICATE OF MAILING

PAGE 1
11/15/06

Shurte, Jan

From: Shurte, Jan
Sent: Thursday, July 27, 2006 3:11 PM
To: Harvey, Becky
Subject: SF5 for 63-3004

Hi Becky,

When you get back could you check this one out and call me. Lori H. sent an SF5 to you for this one for the cover page. The SF5 took off D Mark Lynn (deceased) and changed the af amount for domestic. There was similar one done from a BLM objection on 63-8044 although it included a pou one.

In looking at the SRBA homepage I saw that 63-8044 was completed, however, this one is still pending. If we need to resend the SF5 to you, we still have a copy so no problem. Just wanted you to check for us first.

Thanks,
Jan

SF5 SCANNED & EMAILED
ON 7-31-06 FOR OTHER
SIGNATURES. 

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

In Re SRBA

Case No. 39576

) Subcase No. 63-3004
)
)
)
)
)
)
)

STANDARD FORM 5

**STIPULATED ELEMENTS OF A
WATER RIGHT**

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s)/OBJECTOR:

Joy Lynn

claimant

Date

Jan Skute 7-31-06

Date _____

Date _____

CERTIFICATE OF MAILING

I certify that on _____, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Joy Lynn
4050 Chaparral Rd
Eagle, ID 83616

IDWR Repository
P.O. Box 83720
Boise, ID 83720

Signature of person or attorney mailing the form

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS:

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

~~D MARK LYNN~~
~~4050 CHAPARRAL RD~~
~~EAGLE ID 83616~~



SOURCE: Source:
GROUND WATER

Tributary:

QUANTITY: 0.500 CFS

113.100 AFY

112.600 AFY

This right when combined with Right Nos. 63-11996, 63-12450, & 63-28379
shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE: 11/04/1954

POINT OF DIVERSION:

T05N R01W S3 Lot 2 SENWNE
Within ADA County

PURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/15 11/15	0.500 CFS 112.50 AFY
DOMESTIC	01/01 12/31	<u>0.020 CFS 0.60 AFY</u> ~~0.020 CFS 0.06 AFY~~



Domestic use is for 1 home and does not include lawn, garden, landscape, or other
types of irrigation.

PLACE OF USE: IRRIGATION within ADA County

T05N R01W S03 Lot 1 NENE 9.0

T05N R01W S03 Lot 2 NWNE 6.0

T06N R01W S34 SWSE 0.5

T06N R01W S34 SESE 9.0

T06N R01W S35 SWSW 0.5

DOMESTIC within ADA County

T05N R01W S03 Lot 2 NWNE

25 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

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS:

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616~~D MARK LYNN~~
~~4050 CHAPARRAL RD~~
~~EAGLE ID 83616~~

SOURCE:

Source:
GROUND WATER

Tributary:

QUANTITY:

0.500 CFS

113.100 AFY~~112.600 AFY~~

This right when combined with Right Nos. 63-11996, 63-12450, & 63-28379 shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE: 11/04/1954

POINT OF DIVERSION:

T05N R01W S3 Lot 2 SENWNE
Within ADA CountyPURPOSE AND
PERIOD OF USE:

Purpose of use	Period of use:	Quantity:
IRRIGATION	03/15 11/15	0.500 CFS 112.50 AFY
DOMESTIC	01/01 12/31	<u>0.020 CFS 0.60 AFY</u> ~~0.020 CFS 0.06 AFY~~

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE:

IRRIGATION within ADA County
T05N R01W S03 Lot 1 NENE 9.0
T05N R01W S03 Lot 2 NWNE 6.0
T06N R01W S34 SWSE 0.5
T06N R01W S34 SESE 9.0
T06N R01W S35 SWSW 0.5
DOMESTIC within ADA County
T05N R01W S03 Lot 2 NWNE

25 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

RECEIVED

FEB 23 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA)

A.)

Subcase)

63-3004

(Insert water right number)

Case No. 39576)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name:

Joy Lynn

Address:

4050 Chaparral Road

Eagle, ID 83616

Daytime Phone:

208-286-9533

Name & Address of Attorney, if any:

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

Name:

D Mark Lynn, Joy Lynn

Address:

4050 Chaparral Road

Eagle, ID 83616

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

1. ☒ **Name and Address**
Should be: Joy Lynn
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 0.6 AFY domestic
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
 - ☐ This water right Should not exist.
 - ☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): _____

- ① Name and Address - D Mark Lynn (joint owner and husband of Joy Lynn) is deceased.
- ② Quantity - domestic volume is incorrect; appears to be a typo error. All other quantity elements are correct.

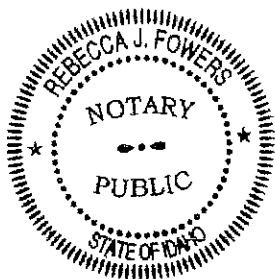
F.

VERIFICATION (must be completed)

State of Idaho)
)ss.
County of Ada)

Jay Lynn, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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



Jay Lynn
(Signature of person filing objection)

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: February 7th, 2006
Rebecca J. Fowers
Notary Public for Idaho
Residing at: Boise, ID
My Commission Expires: 9/12/09

INSTRUCTIONS FOR MAILING

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

G.

CERTIFICATE OF MAILING

I certify that on February 22, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

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

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

Name:

Address:

Joy Lynn
4050 Chaparral Rd
Eagle ID 83616

3. Copies to:

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

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

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

Joy Lynn
Signature of objector or attorney
mailing on Objector's behalf

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

FEB 23 2006

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-3004</u>	<u>63-3004</u>	<u> </u>	<u>63-11996</u>	<u>63-11996</u>	<u>License</u>
<u>63-8044</u>	<u>63-8044</u>	<u> </u>	<u>63-12450</u>	<u>63-12450</u>	<u>License</u>
<u> </u>	<u>63-28379</u>	<u> </u>	<u> </u>	<u> </u>	<u> </u>
<u>63-11995</u>	<u>63-11995</u>	<u>License</u>	<u> </u>	<u> </u>	<u> </u>

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) D Mark Lynn, Joy Lynn
4050 Chaparral Road, Eagle, ID 83616
4. New Owner/Claimant(s) Joy Lynn
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4050 Chaparral Road
- City, State and ZIP Code Eagle, ID 83616
- New Telephone Number (208) 286-9533
5. Date you acquired the property

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

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

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

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

Jerry Lynn

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by <u>LL</u>	Date <u>2/23/06</u>	Fee <u>\$75-</u>
Receipted by <u>LG</u>	Date <u>2/24/06</u>	Receipt No. <u>W033889</u>
Processed by <u>LL</u> AJ	Date <u>5-5-06</u>	WR _____ Date _____

12/12/2005

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS: ~~B. MARK LYNN~~ Deceased
4050 CHAPARRAL RD
EAGLE ID 83616

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
112.60 AFY

This right when combined with Right Nos. 63-11996, 63-12450, & 63-26379 shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE: 11/04/1954

POINT OF

DIVERSION: T05N R01W S3 SEWNE Lot 2 Within ADA County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.020 CFS

0.06 AFY ← 0.6

IRRIGATION

03/15 11/15

0.500 CFS

112.50 AFY

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01W S03 Lot 1 NENE 9.00 T05N R01W S03 Lot 2 NWNE 6.00

T06N R01W S34 SWSE 0.50 T06N R01W S34 SESE 9.00

T06N R01W S35 SWSW 0.50

DOMESTIC Within ADA County

T05N R01W S03 Lot 2 NWNE

25 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

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF HEALTH POLICY AND VITAL STATISTICS
CERTIFICATE OF DEATH

Date Filed APRIL 06, 2004

State File No. 2004-02376

DECEDENT - LEGAL NAME DAVID MARK LYNN			
SEX MALE	SOCIAL SECURITY NUMBER [REDACTED]	AGE 56 YEARS	DATE OF BIRTH NOVEMBER 30, 1947
BIRTHPLACE LONGVIEW, WASHINGTON		PLACE OF RESIDENCE EAGLE, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED	NAME OF SURVIVING SPOUSE (If wife, maiden name) MARJORIE JOY MCKELLOP		WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME CORBETT LYNN			BIRTHPLACE KENTUCKY
MOTHER - MAIDEN NAME LUCILLE DAMERON			BIRTHPLACE KENTUCKY
METHOD OF DISPOSITION BURIAL	FUNERAL SERVICE LICENSEE N. QUINN PETERSON		
NAME AND ADDRESS OF FUNERAL FACILITY SUMMERS FUNERAL HOME, BOISE, IDAHO			
DATE OF DEATH MAR. 31, 2004	TIME OF DEATH 1:10 A.M.	CITY, TOWN OR LOCATION OF DEATH BOISE, IDAHO	COUNTY OF DEATH ADA
CAUSE OF DEATH (underlying cause last) a. BRAIN HERNIATION			Approximate Interval Between Onset and Death 1 DAY
b. DUE TO (or as a consequence of): BRAIN HEMORRHAGE			
c. DUE TO (or as a consequence of):			
d. DUE TO (or as a consequence of):			
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL	NAME OF CERTIFIER TIMOTHY JOHN JOHANS, M.D.		TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

QUERY INFORMATION ADDED 05/05/2004



This is a true and correct reproduction of the document officially registered and placed on file with the IDAHO BUREAU OF HEALTH POLICY AND VITAL STATISTICS.

DATE ISSUED: MAY 06, 2004

This copy is not valid unless prepared on engraved border displaying state seal and signature of the Registrar.

JANE S. SMITH
STATE REGISTRAR



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE



RECEIVED

FEB 23 2006

WATER RESOURCES
WESTERN REGION

February 22, 2006

Jan Shurte
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Notice of Change in Water Right Ownership

Dear Jan:

On behalf of Joy Lynn, I have enclosed a Notice of Change in Water Right Ownership for water rights 63-3004, 63-8044, 63-28379, 63-11995, 63-11996, and 63-12450. The water rights are currently listed in the name of D Mark Lynn and Joy Lynn. Mr. Lynn passed away in 2004, so his name should be removed as an owner.

Water right claims 63-3004, 63-8044, and 63-28379 are pending in the SRBA. I understand that no fee is required for these water rights. Water rights 63-11995, 63-11996, and 63-12450 are not pending in the SRBA, and a fee of \$25 each is provided.

Water rights 63-3004 and 63-8044 were included in the Director's Report for Basin 63 Part 2. An SF1 has been submitted for 63-3004 noting an error in the diversion volume, and also noting the change in ownership.

Please contact me with any questions.

Sincerely,

Terry M. Scanlan

STATE OF IDAHO
IDAHO DEPARTMENT OF HEALTH AND WELFARE
BUREAU OF HEALTH POLICY AND VITAL STATISTICS
CERTIFICATE OF DEATH

Date Filed **APRIL 06, 2004**

State File No. **2004-02376**

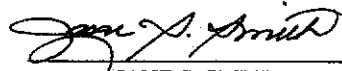
DECEDENT - LEGAL NAME DAVID MARK LYNN			
SEX MALE	SOCIAL SECURITY NUMBER 538-46-4873	AGE 56 YEARS	DATE OF BIRTH NOVEMBER 30, 1947
BIRTHPLACE LONGVIEW, WASHINGTON		PLACE OF RESIDENCE EAGLE, IDAHO	
MARITAL STATUS AT TIME OF DEATH MARRIED		NAME OF SURVIVING SPOUSE (If wife, maiden name) MARJORIE JOY MCKELLOP	WAS DECEDENT EVER IN U.S. ARMED FORCES? NO
FATHER - NAME CORBETT LYNN			BIRTHPLACE KENTUCKY
MOTHER - MAIDEN NAME LUCILLE DAMERON			BIRTHPLACE KENTUCKY
METHOD OF DISPOSITION BURIAL		FUNERAL SERVICE LICENSEE N. QUINN PETERSON	
NAME AND ADDRESS OF FUNERAL FACILITY SUMMERS FUNERAL HOME, BOISE, IDAHO			
DATE OF DEATH MAR. 31, 2004	TIME OF DEATH 1:10 A.M.	CITY, TOWN OR LOCATION OF DEATH BOISE, IDAHO	COUNTY OF DEATH ADA
CAUSE OF DEATH (underlying cause last) a. BRAIN HERNIATION b. BRAIN HEMORRHAGE c. d. e. f. g. h. i. j. k. l. m. n. o. p. q. r. s. t. u. v. w. x. y. z. aa. ab. ac. ad. ae. af. ag. ah. ai. aj. ak. al. am. an. ao. ap. aq. ar. as. at. au. av. aw. ax. ay. az. ba. bb. bc. bd. be. bf. bg. bh. bi. bj. bk. bl. bm. bn. bo. bp. bq. br. bs. bt. bu. bv. bw. bx. by. bz. ca. cb. cc. cd. ce. cf. cg. ch. ci. cj. ck. cl. cm. cn. co. cp. cq. cr. cs. ct. cu. cv. cw. cx. cy. cz. da. db. dc. dd. de. df. dg. dh. di. dj. dk. dl. dm. dn. do. dp. dq. dr. ds. dt. du. dv. dw. dx. dy. dz. ea. eb. ec. ed. ee. ef. eg. eh. ei. ej. ek. el. em. en. eo. ep. eq. er. es. et. eu. ev. ew. ex. ey. ez. fa. fb. fc. fd. fe. ff. fg. fh. fi. fj. fk. fl. fm. fn. fo. fp. fq. fr. fs. ft. fu. fv. fw. fx. fy. fz. ga. gb. gc. gd. ge. gf. gg. gh. gi. gj. gk. gl. gm. gn. go. gp. gq. gr. gs. gt. gu. gv. gw. gx. gy. gz. ha. hb. hc. hd. he. hf. hg. hh. hi. hj. hk. hl. hm. hn. ho. hp. hq. hr. hs. ht. hu. hv. hw. hx. hy. hz. ia. ib. ic. id. ie. if. ig. ih. ii. ij. ik. il. im. in. io. ip. iq. ir. is. it. iu. iv. iw. ix. iy. iz. ja. jb. jc. jd. je. jf. jg. jh. ji. jj. jk. jl. jm. jn. jo. jp. jq. jr. js. jt. ju. jv. jw. jx. jy. jz. ka. kb. kc. kd. ke. kf. kg. kh. ki. kj. kl. km. kn. ko. kp. kq. kr. ks. kt. ku. kv. kw. kx. ky. kz. la. lb. lc. ld. le. lf. lg. lh. li. lj. lk. ll. lm. ln. lo. lp. lq. lr. ls. lt. lu. lv. lw. lx. ly. lz. ma. mb. mc. md. me. mf. mg. mh. mi. mj. mk. ml. mm. mn. mo. mp. mq. mr. ms. mt. mu. mv. mw. mx. my. mz. na. nb. nc. nd. ne. nf. ng. nh. ni. nj. nk. nl. nm. no. np. nq. nr. ns. nt. nu. nv. nw. nx. ny. nz. oa. ob. oc. od. oe. of. og. oh. oi. oj. ok. ol. om. on. oo. op. oq. or. os. ot. ou. ov. ow. ox. oy. oz. pa. pb. pc. pd. pe. pf. pg. ph. pi. pj. pk. pl. pm. pn. po. pp. pq. pr. ps. pt. pu. pv. pw. px. py. pz. qa. qb. qc. qd. qe. qf. qg. qh. qi. qj. qk. ql. qm. qn. qo. qp. qq. qr. qs. qt. qu. qv. qw. qx. qy. qz. ra. rb. rc. rd. re. rf. rg. rh. ri. rj. rk. rl. rm. rn. ro. rp. rq. rr. rs. rt. ru. rv. rw. rx. ry. rz. sa. sb. sc. sd. se. sf. sg. sh. si. sj. sk. sl. sm. sn. so. sp. sq. sr. ss. st. su. sv. sw. sx. sy. sz. ta. tb. tc. td. te. tf. tg. th. ti. tj. tk. tl. tm. tn. to. tp. tq. tr. ts. tu. tv. tw. tx. ty. tz. ua. ub. uc. ud. ue. uf. ug. uh. ui. uj. uk. ul. um. un. uo. up. uq. ur. us. ut. uu. uv. uw. ux. uy. uz. va. vb. vc. vd. ve. vf. vg. vh. vi. vj. vk. vl. vm. vn. vo. vp. vq. vr. vs. vt. vu. vv. vw. vx. vy. vz. wa. wb. wc. wd. we. wf. wg. wh. wi. wj. wk. wl. wm. wn. wo. wp. wq. wr. ws. wt. wu. wv. ww. wx. wy. wz. xa. xb. xc. xd. xe. xf. xg. xh. xi. xj. xk. xl. xm. xn. xo. xp. xq. xr. xs. xt. xu. xv. xw. xx. xy. xz. ya. yb. yc. yd. ye. yf. yg. yh. yi. yj. yk. yl. ym. yn. yo. yp. yq. yr. ys. yt. yu. yv. yw. yx. yy. yz. za. zb. zc. zd. ze. zf. zg. zh. zi. zj. zk. zl. zm. zn. zo. zp. zq. zr. zs. zt. zu. zv. zw. zx. zy. zz.			Approximate Interval Between Onset and Death 1 DAY
OTHER SIGNIFICANT CONDITIONS CONTRIBUTING TO DEATH but not resulting in the underlying cause given above NONE STATED			WAS AN AUTOPSY PERFORMED? NO
MANNER OF DEATH NATURAL		NAME OF CERTIFIER TIMOTHY JOHN JOHANS, M.D.	TITLE PHYSICIAN
CORONER SUBSEQUENT CERTIFICATION IF NECESSARY			
EXTERNAL CAUSES ONLY			
DATE OF INJURY	TIME OF INJURY	PLACE OF INJURY	INJURY AT WORK?
LOCATION WHERE INJURY OCCURRED			
DESCRIPTION OF HOW INJURY OCCURRED			

QUERY INFORMATION ADDED 05/05/2004

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DATE ISSUED: MAY 06, 2004

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JANE S. SMITH
STATE REGISTRAR



ANY ALTERATION OR ERASURE VOIDS THIS CERTIFICATE

Idaho Department of Water Resources Receipt

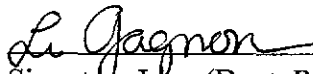
Receipt ID W033889

Payment Amount Date Received Region Status
Payment Type Check Number

Payer Comment

Fee Detail

Amount	Description	Fund	FD	PCA	SO
\$75.00	OWNERSHIP CHANGES/SECURITY INTERESTS	0229	21	62140	1155



Signature Line (Dept. Representative)

Harris, Lori

From: Shaff, Don
Sent: Friday, June 09, 2006 3:49 PM
To: Harris, Lori
Cc: Shurte, Jan; Spencer, Nick
Subject: RE: 63-08044 (Joy Lynn)

Lori, would you cook an NCAP owner change for 63-3004? I think it and perhaps 63-28379 are the only rights at the Court now with D Mark Lynn still shown as the Current Owner despite getting the owner change (death certificate) in February 06. I would move the paperwork, but Sally is gone until near the end of the month. An NCAP is on the way for 63-8044 that settles the POU objection and takes care of the owner change.

Thanks,

Don Shaff

(208)287-4921

don.shaff@idwr.idaho.gov

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

From: Spencer, Nick
Sent: Friday, June 09, 2006 2:22 PM
To: Shaff, Don
Subject: FW: 63-08044 (Joy Lynn)

Hi Don. It looks like a change of ownership was filed for Joy Lynn's rights, but we didn't have a chance to make the changes in time. NBS

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

From: Terry Scanlan [mailto:TScanlan@spfwater.com]
Sent: Friday, June 09, 2006 12:01 PM
To: Fred_Price@blm.gov
Cc: larry.brown@usdoj.gov; Spencer, Nick; Williams, Ray
Subject: RE: 63-08044 (Joy Lynn)

Fred -

Thank you for the thorough review of the water rights discussed below. Attached is a copy of the change of ownership form with death certificate that was submitted to IDWR in February 2006. I assume that this should be sufficient documentation for IDWR to take care of the issues you identified for water right claims 63-8044, 63-3004, 63-28379. The change of ownership form should be on file with the Department.

With respect to license 63-10775, this is a water right that I somehow missed when preparing the previous change of ownership form. I will have Joy sign and submit a change of ownership for 63-10775.

With respect to license 63-10861, this water right is appurtenant to the Skyline Drive property that is no longer owned by the Lynn family. The current owners have never bothered to change the water right records. I don't think that there is any action we can take on this matter.

Let me know if you need anything else.

Terry

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

From: Fred_Price@blm.gov [mailto:Fred_Price@blm.gov]
Sent: Friday, June 09, 2006 10:37 AM

To: Terry Scanlan
Cc: larry.brown@usdoj.gov
Subject: Fw: 63-08044 (Joy Lynn)

Mr. Scanlan,

Below is an email from IDWR concerning the SF-5 for 63-08044. In Idaho, either spouse can bind the other on an SF-5, but IDWR is correct in that a death certificate would be required to remove someone from the claim. IDWR has agreed that attaching the Death Certificate to the SF-5 for 63-08044 would be sufficient to remove D. Mark Lynn's name from the claim. IDWR has signed the SF-5 and it will be filed with the court shortly.

I did a query to see what other water claims exist in IDWR's records to see where the address is old or that D. Mark Lynn is still listed as a claimant. Enclosed is a draft Change of Ownership form to clean up the remainder of the water claims in terms of current address and claimants. It includes a death certificate as part of the file. Is this something that SPF would work with Joy on, or would you like me to send this to her directly?

ALL CLAIMS BY JOY LYNN:

63-03004: recommended, license, 11-04-1954, ground water, Irr-Dom

This claim was recommended in both names with the current address, and Joy filed an objection to remove Mark and attached the death certificate. IDWR evidently felt the objection was sufficient to change ownership because IDWR has updated its electronic records to remove Mark.

I'm guessing IDWR did this because the objection: stated a request to remove Mark from the claim because he is deceased; attached the death certificate which is evidence of the assertion; and the objection was signed by the surviving claimant (Joy)? Other than not using the actual Change of Ownership form, the objection contains all of the elements required by the Change of Ownership form and will allow an SF-5 to be filed which makes the appropriate change.

63-08044: recommended, license, 10-01-1974, ground water, Irr-Stock-Dom
BLM objected and the SF-5 seeks to remove D. Mark Lynn from the claim

and update the claimant address (among other things). The face of the SF-5 denotes that D. Mark Lynn is deceased on the signature page and the water right description page. Joy Lynn signed the signature page and initialed the water right description page. IDWR has agreed that attaching the death certificate to the SF-5 would satisfy Change of Ownership requirements without using the form.

On another note, the recommendation for 63-08044 contains a remark under quantity that refers to a use in common with 63-10775. The "current" owner of 63-10775 is Albert F. Helmick, who was also the "original" owner of 63-03004 and 63-08044 (which are now owned by Joy Lynn). The places of use for 63-10775 are similar to those listed under 63-03004 and 63-08044. This suggests to me that perhaps 63-10775 should be looked at by Joy Lynn

to determine if she should file a change of ownership on 63-10775 or not.

Since it is possible that Helmick only disposed of a portion of his original property to the Lynn's, this must be reviewed carefully before acting. There is no Change of Ownership form that was scanned under 63-03004 or 63-08044 and available on the web so that I could look at the deed for the Lynn property.

63-10775: not in SRBA, license, 09-08-1989, ground water, Irr-Stock
Claim was recommended to Albert F. Helmick. IDWR's recommendation of
63-08044 (belonging to Joy Lynn) asserts that 63-10775 (belonging to Helmick) is used in common with 63-08044. It seems odd that different claimants are tied together in this fashion. Four of the 6 places of use for stockwater are similar. Should Joy Lynn file a change of ownership?

63-10861: not in SRBA, license, 09-09-1989, ground water, Irr-Fire
This claim is on-file under both names and with the old address.

Joy is referred to as M. Joy Lynn. The M. stands for Marjorie. It appears that a Change of Ownership form needs to be submitted to IDWR to change the address and remove D. Mark Lynn from the claim. Since this claim is not pending in the SRBA, the submission of a change of ownership will cost \$25.

It is my understanding that a license having a priority date in 1989 is post-commencement so doesn't have to be refiled into the SRBA? You can file it in the SRBA, but it won't be lost if it isn't? Consult with IDWR to determine if my understanding is correct or not.

63-11996: not in SRBA, license, 02-25-1993, ground water, Irr
This claim is on-file with IDWR with only Joy Lynn as the current owner and at the current address.

63-12450: not in SRBA, license, 05-04-1998, ground water, Irr
This claim is on-file with IDWR with only Joy Lynn as the current owner and at the current address.

63-28379: recommended, beneficial use, 01-01-1900, Stock
This claim was recommended under both names and with the old address.
IDWR's system currently shows Joy as the only claimant and at the current address, but this recognition in IDWR's data does not change the Director's Report recommendation that the court has and will be basing any partial decree upon. Since this claim is pending in the SRBA, filing of a Change of Ownership is free.

It appears that a Change of Ownership should be filed in 63-10861 and 63-28379. Whether a Change of Ownership needs to be filed in 63-10775 is dependant upon further research by the claimant. All the other Lynn claims appear to have been corrected. Whether a Change of Ownership refers to the claimant as Joy Lynn or M. Joy Lynn is up to the claimant.

Fred Price
Water Rights Specialist
BLM, Idaho State Office

(208) 373-3831
(See attached file: 63-08044 Chg Own.doc)

Terry Scanlan, P.E., P.G.
SPF Water Engineering, LLC
600 East River Park Lane, Ste 105
Boise, Idaho 83706
(208) 383-4140

----- Forwarded by Fred Price/IDSO/ID/BLM/DOI on 06/06/2006 10:01 AM

"Spencer, Nick"
<Nick.Spencer@idwr.idaho.gov>
To
<fred_price@blm.gov>
05/24/2006 12:04
cc
PM
"Williams, Larry"
<larry.brown@usdoj.gov>,
Ray"
<Raymond.Williams@idwr.idaho.gov>
Subject
63-08044 (Joy Lynn)

Hi Fred. I received the SF-5 signed by Ms. Lynn this morning. Have you sent her a change of ownership form that she can return with evidence that her husband is deceased? We can't change the ownership element on the right until we have this. Thanks. NBS

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS:

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616~~D-MARK LYNN~~
~~4050-CHAPARRAL RD~~
~~EAGLE ID-83616~~

SOURCE:

Source:

Tributary:

GROUND WATER

QUANTITY:

0.500 CFS

113.100 AFY~~112.600 AFY~~

This right when combined with Right Nos. 63-11996, 63-12450, & 63-28379 shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE:

11/04/1954

POINT OF DIVERSION:

T05N R01W S3 Lot 2 SENWNE
Within ADA CountyPURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

0.500 CFS

112.50 AFY

DOMESTIC

01/01 12/31

0.020 CFS0.60 AFY~~0.020 CFS~~ ~~0.06 AFY~~

Domestic use is for 1 home and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE:

IRRIGATION

within ADA County

T05N R01W S03 Lot 1 NENE 9.0

T05N R01W S03 Lot 2 NWNE 6.0

T06N R01W S34 SWSE 0.5

T06N R01W S34 SESE 9.0

T06N R01W S35 SWSW 0.5

DOMESTIC

within ADA County

T05N R01W S03 Lot 2 NWNE

25 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

11/03/2005

NOTICE OF ERROR
REPLY

RECEIVED

NOV 16 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: November 18, 2005

Water right number: 63-3004

~~D MARK LYNN~~

~~4050 CHAPARRAL RD~~

~~EAGLE ID 83616~~

~~Telephone Number: (208)286-9533~~

Deceased

JOY LYNN

4050 CHAPARRAL RD

EAGLE ID 83616

Telephone Number: (208)286-9533

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

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

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

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 11-9-05

SIGNATURE:

Joy Lynn

Please print your name:

Joy Lynn

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

11/03/2005

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS: D MARK LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

Deceased

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
112.60 AFY

This right when combined with Right Nos. 63-11996, 63-12450, &
63-28379 shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE: 11/04/1954

POINT OF DIVERSION:
T05N R01W S3 SENWNE Lot 2 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	0.020 CFS 0.06 AFY
IRRIGATION	03/15 11/15	0.500 CFS 112.50 AFY

Domestic use is for 1 home and does not include lawn, garden,
landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01W S03 Lot 1 NENE	9.0	T05N R01W S03 Lot 2 NWNE	6.0
T06N R01W S34 SWSE	0.5	T06N R01W S34 SESE	9.0
T06N R01W S35 SWSW	0.5		

DOMESTIC Within ADA County

T05N R01W S03 Lot 2 NWNE

25 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

11/03/2005

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

RIGHT NUMBER: 63-3004

NAME AND ADDRESS: D MARK LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.500 CFS
~~112.500 AFY~~

113.1 This right when combined with Right Nos. 63-11996, 63-12450, & 63-28379
shall provide no more than .02 cfs per acre or 4.5 afa per acre.

PRIORITY DATE: 11/04/1954

POINT OF DIVERSION:

T05N R01W S3 SENWNE Lot 2 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.020 CFS

~~0.06 AFY~~ 0.6

IRRIGATION

03/15 11/15

0.500 CFS

112.50 AFY

Domestic use is for 1 home and does not include lawn, garden,
landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01W S03 Lot 1 NENE 9.0

T05N R01W S03 Lot 2 NWNE 6.0

T06N R01W S34 SWSE 0.5

T06N R01W S34 SESE 9.0

T06N R01W S35 SWSW 0.5

DOMESTIC Within ADA County

T05N R01W S03 Lot 2 NWNE

25 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

Idaho Department of Water Resources

T05N, R01W,
S3

T06N, R01W
S34 & S35

Claim No: 63-3004

Prepared By: Kimberly Brown

Date: November 1, 2005



Place of Use



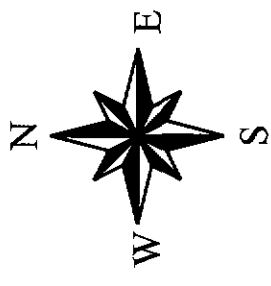
Section Lines



1/4 1/4

☉ Point of Diversion

Acres Irrigated = 25.0



2003 NAPP



10/03/2002

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3004 ^{SW}_{SW}

✓ 06N 01W 35 |

|

|

.5 ✓

|

.5 ✓

Total Acres: 25 ✓

S0303120600

PARCEL NO: S0303110024

+ portion of Gen Co. parcels

Remarks:

1. General

EXISTING WELL WAS MODIFIED IN 1979; WILL LIKELY BE ABANDONED AND REPLACED BY NEW WELL IN 1993.

AMENDED PER 9/29/94 SITE VISIT INVESTIGATING COMPLAINT. CLAIMANT SENT LETTER DATED 10/26/94 DEFINING AMENDED ITEMS (WELL AND ACRE LOCATIONS); SL 11/4/94.

Comments:

To be used in connection with a Desert Land Entry filing on the NE 1/4 SE 1/4, Sec. 34, T06N, R01W filed with the Bureau of Land Management, Boise.

Dates and Other Information:

Claim Received Date: 2/25/1993

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector: AND

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

S0303110001 - Ada Co
S0303110024 - Marble LynnElement Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
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Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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(in office review)

**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 \$ 50⁰⁰ Late Fee
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information lots 1 & 2
- ☒ 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 completeClaim No(s) A 63 - 3004Owner: Gary & D. Mark Lynn Phone No. (208) 286-9533Current Address: 4050 Chaparral, Eagle 83616

- ☐ No change NAME IS THE SAME Mark Lynn / Todd Ebberts
- ☐ NEW OWNER
- ☐ No change Address
- ☒ NEW ADDRESS 6500 Chaparral 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: 11/4/1954

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

Source: Ground Water Tributary to _____

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: Based on 2002 Field Exam, Amended to NWNE, Lot 2, S3
- ☒ If different, when did POD change?

licensed as SE 1/4 SE 1/4, S 34, T 6 N, R 1 W
2002 Field Exam found POD in SE 1/4 NW 1/4 NE 1/4, Lot 2, S3, T 5 N, R 1 W
Amended

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
	L2	~~SE~~	NW	NE	3	5N	1W	Ada	2002 Field Exam

Description of diverting works

See 2002 Field Exam conducted for 63-11995

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-11995, 63-11996, 63-12420

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

no overlap - different PODs.

1.2

WATER USES

- Correct season of use.

☐ No change

☐ Different Uses

Use Domestic From _____ To _____ Amount 0.02 CFS 0.06 AFA

Use Irrigation From _____ To _____ Amount _____ CFS 112.5 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

25 AC x 4.5 af/acre = 112.5 af/annum (V) 0.5 cfs x 1.9835 x 246 days = 243.9 af/annum

TOTAL VOLUME - Groundwater only

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

☐ Changes found, the new total is, Amount _____ CFS 112.56 AFA

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

NON-IRRIGATION USES:

Domestic for "main home".

☒ No change

☐ Changes Exam found: Domestic # of homes 1 Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below: license & claim changed per amendment; based on 2002 Field Exam conducted for 63-11995.

*Shapefile based on Steve Lester's 9/29/94 map; created with Terry Scanlan & Jerry Miller.

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	
5N	1W	3	9.0	6.0															15.0
6N	1W	34															0.5	9.0	9.5
6N	1W	35											0.5						0.5

Overlap with other water rights: 63-11995, 63-11996, 63-28379, 63-12450, 63-28380 ⇒ 25 AC

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

63-28380 has been withdrawn. An amendment filed for 63-11995 eliminated the 25 AC overlap. This right when combined with -11996, -12450, & -28379 shall provide no more than 0.02 cfs/AC.

Delivery System Narrative:

See 2002 Field Exam conducted for 63-11995.

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

(OVER)

Domestic use is for 1 household.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 1. .05 (in office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3004

11/01/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
11995	Water Right	05N	01W	3	NE	NE	1	IRRIGATION	26/369	D MARK LYNN
11996	Water Right	05N	01W	3	NE	NE	1	IRRIGATION	26/369	D MARK LYNN
12450	Water Right	05N	01W	3	NE	NE	1	IRRIGATION	26/369	D MARK LYNN
3004	Claim	05N	01W	3	NE	NE	1	IRRIGATION	9/25	D MARK LYNN
10775	Water Right	05N	01W	3	NW	NE		STOCKWATER		ALBERT F HELMICK
28379	Claim	05N	01W	3	NW	NE		IRRIGATION	15/93	D MARK LYNN
8044	Water Right	05N	01W	3	NW	NE		IRRIGATION	1/1	ALBERT F HELMICK
10775	Water Right	05N	01W	3	NW	NE		IRRIGATION	0.2/0.2	ALBERT F HELMICK
8044	Claim	05N	01W	3	NW	NE		DOMESTIC		D MARK LYNN
8044	Claim	05N	01W	3	NW	NE		IRRIGATION	1/1	D MARK LYNN
8044	Water Right	05N	01W	3	NW	NE		DOMESTIC		ALBERT F HELMICK
11996	Water Right	05N	01W	3	NW	NE	2	IRRIGATION	25/369	D MARK LYNN
3004	Claim	05N	01W	3	NW	NE	2	IRRIGATION	6/25	D MARK LYNN
12450	Water Right	05N	01W	3	NW	NE	2	IRRIGATION	25/369	D MARK LYNN
11995	Water Right	05N	01W	3	NW	NE	2	IRRIGATION	25/369	D MARK LYNN
3004	Claim	05N	01W	3	NW	NE	2	DOMESTIC		D MARK LYNN
11996	Water Right	06N	01W	34	SW	SE		IRRIGATION	17/369	D MARK LYNN
12450	Water Right	06N	01W	34	SW	SE		IRRIGATION	17/369	D MARK LYNN
28379	Claim	06N	01W	34	SW	SE		IRRIGATION	18/93	D MARK LYNN
3004	Water Right	06N	01W	34	SW	SE		IRRIGATION	15/25	ALBERT HELMICK
3004	Claim	06N	01W	34	SW	SE		IRRIGATION	0.5/25	D MARK LYNN
11995	Water Right	06N	01W	34	SW	SE		IRRIGATION	17/369	D MARK LYNN
3004	Water Right	06N	01W	34	SE	SE		IRRIGATION	5/25	ALBERT HELMICK
12450	Water Right	06N	01W	34	SE	SE		IRRIGATION	31/369	D MARK LYNN
11995	Water Right	06N	01W	34	SE	SE		IRRIGATION	31/369	D MARK LYNN
11996	Water Right	06N	01W	34	SE	SE		IRRIGATION	31/369	D MARK LYNN
8044	Claim	06N	01W	34	SE	SE		STOCKWATER		D MARK LYNN
8044	Water Right	06N	01W	34	SE	SE		STOCKWATER		ALBERT F HELMICK

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3004

11/01/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3004	Claim	06N	01W	34	SE	SE		IRRIGATION	9/25	D MARK LYNN
28379	Claim	06N	01W	34	SE	SE		IRRIGATION	25/93	D MARK LYNN
28379	Claim	06N	01W	35	SW	SW		IRRIGATION	15/93	D MARK LYNN
3004	Claim	06N	01W	35	SW	SW		IRRIGATION	0.5/25	D MARK LYNN
11995	Water Right	06N	01W	35	SW	SW		IRRIGATION	15/369	D MARK LYNN
11996	Water Right	06N	01W	35	SW	SW		IRRIGATION	15/369	D MARK LYNN
12450	Water Right	06N	01W	35	SW	SW		IRRIGATION	15/369	D MARK LYNN

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3004**

11/01/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-8044	Claim	05N	01W	3	NW	NE		GROUND WATER	D MARK LYNN
63-3004	Claim	05N	01W	3	NW	NE	2	GROUND WATER	D MARK LYNN
63-8044	Water Right	05N	01W	3	NW	NE	2	GROUND WATER	ALBERT F HELMICK
63-10775	Water Right	05N	01W	3	NW	NE	2	GROUND WATER	ALBERT F HELMICK
63-11995	Water Right	05N	01W	3	NW	NE	2	GROUND WATER	D MARK LYNN
63-11996	Water Right	05N	01W	3	NW	NE	2	GROUND WATER	D MARK LYNN
63-12450	Water Right	05N	01W	3	NW	NE	2	GROUND WATER	D MARK LYNN

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11995

WATER RIGHT NUMBER: 63-11995

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D MARK LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533
Current Owner	JOY LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533

Priority Date: 02/25/1993

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	2.000 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	L2 (NW1/4NE1/4)	Sec. 3, 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	2						10.0	11.0										21.0
								L 4											
05N	01W	3	26.0	25.0	27.0	17.0	23.0		15.0		17.0								150.0
			L 1	L 2			L 3												
05N	01W	4				13.0									38.0	24.0	21.0	18.0	114.0
05N	01W	9		11.0															11.0
06N	01W	34												7.0		17.0	31.0		55.0
06N	01W	35								3.0	15.0								18.0

Total Acres: 369

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-11995

Conditions of Approval:

1. The right holder shall maintain in the irrigation well a known-depth pressurizable air line to enable periodic determinations of the depth to water in the well.
2. Upon determination by the Director that prior down-gradient minimum stream flow is not being fully satisfied, the right holder shall either cease diversion of water pursuant to this right or shall provide water in an amount necessary to mitigate the ongoing diversion under this right for release into the stream in which the minimum stream flow is not being met.
3. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not reduce the water available under any prior right as determined by the Director, unless the right holder provides compensation or mitigation to the prior right holder.
4. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. X27 This right is limited to the irrigation of 195 acres within the place of use described above in a single irrigation season.
6. X35 Rights 63-11996, 63-12450, and 63-11995 when combined shall not exceed a total annual maximum diversion volume of 1660.0 af at the field headgate, and the irrigation of 369 acres.
7. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not directly lower the water level in any domestic well drilled and in use prior to 3/29/1978, requiring modification to the well or pumping system as determined by the Director unless the right holder provides reasonable compensation or mitigation to the prior right holder.
8. The right holder shall maintain a measuring device on each point of diversion and shall annually report to the Department the amount of water diverted and the depth to water.
9. X36 Rights 63-11996 and 63-12450 are also diverted through the point of diversion described above.
10. In order to maintain recharge to the aquifer, the water right holder shall continue to use Willow Creek water rights on the land described under this right to the extent the Willow Creek water rights are determined in the SRBA to exist. This right is supplemental to the Willow Creek water rights and shall not be utilized to provide a full water supply on acres where Willow Creek water has historically been used, unless the SRBA court determines the Willow Creek rights are not valid.
11. The water right holder shall maintain a well acceptable to the Department for use as a monitoring well. The well shall be completed in the regional aquifer, located within 1/2 mile of the production well, and the depth to water therein shall be monitored during March and October each year and the measurements provided to IDWR.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11995

Comments:

1. Igraves 11/22/2002 Field Report Narrative

Comment: The irrigation system consists of a 16 inch well, pond, re-lift pump and a mainline. Ground water from the well can be pumped directly into the irrigation system or discharged into the pond, then pumped into a irrigation system using a 10 hp end suction pump. The well was drilled in 1998 and equipped with a 400 hp turbine pump. Based on a Polysonic measurement, an average of 2049 gpm ground water was being diverted from the well at the time of the exam. An in-line McCrometer flow meter read approximately 2000 gpm. Part of the sprinkler system was not operating during the exam due to crop harvesting, which explains why the well/pump was valved back from its designed capacity of 2400 gpm. Please see the attached pump curve and consultants letter dated 10/1/2002.

Two other wells listed on the permit are used for landscaping/domestic uses and have not been developed for large scale irrigation or according to the conditions listed on this permit. One of the two is an 8 inch well drilled in 1993 for landscaping and internal domestic use, however because of poor water quality, is now used for minimal landscaping around the applicants home. A second older well, licensed under right 63-3004 for 25 acres irrigation, is now used for internal domestic use along with irrigation around the main home. This well is equipped with a 5 hp pump for domestic use and a 25 hp pump for irrigation use. Both these wells are not plumbed directly into the mainline system. Applicant agreed that they should not be included for licensing. - 3004

This permit limits the applicant to 2.0 cfs and 195 acres irrigation within the 369 acre ppu. Permit 65-11996 allows the applicant another 2.0 cfs and the remaining 174 acres within the ppu. Permit 63-12450 takes care of the additional 1.35 cfs measured well capacity. This permit is supplemental to Willow Creek water claimed in the SRBA under rights 63-28374 and 63-28380 if the rights are found valid and recommended for decree. The 25 acres licensed on ground water right 63-3004 are also included in the 369 ppu. A condition of the license needs to state that this right, when combined with the others, shall not exceed .02 cfs or 4.5 afa per acre. - 28374 - 3004

*Compliance with permit conditions:

As evidenced on the attached well log, the recommended 16 inch well was drilled with non-perforated casing through the upper (perched) aquifer and sealed so that the perched water does not co-mingle with the deeper (regional) aquifer. A flow meter has been installed and Terry Scanlan, who works as the applicants consultant, has monitored the project as specified by the agreement between the protestant and the applicants. Water level measurements have been submitted to IDWR (Water Distribution Section) annually as required.

Water Supply Bank:

Lessor Name: D MARK LYNN
Lease Status: Application
Lease Amount: All
Rental Availability: All
Date Received: 3/18/2005
Lease Begin Date:
Expiration Date:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11996

WATER RIGHT NUMBER: 63-11996

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D MARK LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533
Current Owner	JOY LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533

Priority Date: 02/25/1993

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	2.000 CFS	
	<u>Total Diversion:</u>	2.000 CFS	

Location of Point(s) of Diversion

GROUND WATER	L2 (NW1/4NE1/4)	Sec. 3, 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	2						10.0	11.0										21.0
								L 4											
05N	01W	3	26.0	25.0	27.0	17.0	23.0		15.0		17.0								150.0
			L 1	L 2			L 3												
05N	01W	4				13.0								38.0	24.0	21.0	18.0		114.0
05N	01W	9		11.0															11.0
06N	01W	34												7.0		17.0	31.0		55.0
06N	01W	35								3.0	15.0								18.0

Total Acres: 369

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-11996

Conditions of Approval:

1. X35 Rights 63-11995, 63-12450 and 63-11996 when combined shall not exceed a total annual maximum diversion volume of 1660.0 af at the field headgate, and the irrigation of 369 acres.
2. X27 This right is limited to the irrigation of 174 acres within the place of use described above in a single irrigation season.
3. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not reduce the water available under any prior right as determined by the Director, unless the right holder provides compensation or mitigation to the prior right holder.
4. X36 Rights 63-11995 and 63-12450 are also diverted through the point of diversion described above.
5. The right holder shall maintain a measuring device on each point of diversion and shall annually report to the Department the amount of water diverted and the depth to water.
6. The water right holder shall maintain a well acceptable to the Department for use as a monitoring well. The well shall be completed in the regional aquifer, located within 1/2 mile of the production well, and the depth to water therein shall be monitored during March and October each year and the measurements provided to IDWR.
7. The right holder shall maintain in the irrigation well a known-depth pressurizable air line to enable periodic determinations of the depth to water in the well.
8. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not directly lower the water level in any domestic well drilled and in use prior to 3/29/1978, requiring modification to the well or pumping system as determined by the Director unless the right holder provides reasonable compensation or mitigation to the prior right holder.
10. Upon determination by the Director that prior down-gradient minimum stream flow is not being fully satisfied, the right holder shall either cease diversion of water pursuant to this right or shall provide water in an amount necessary to mitigate the ongoing diversion under this right for release into the stream in which the minimum stream flow is not being met.
11. In order to maintain recharge to the aquifer, the water right holder shall continue to use Willow Creek water rights on the land described under this right to the extent the Willow Creek water rights are determined in the SRBA to exist. This right is supplemental to the Willow Creek water rights and shall not be utilized to provide a full water supply on acres where Willow Creek water has historically been used, unless the SRBA court determines the Willow Creek rights are not valid.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11996

Comments:

1. Igraves 11/22/2002 Field Report Narrative

Comment: The irrigation system consists of a 16inch well, pond, re-lift pump and a mainline. Ground water from the well can be pumped directly into the irrigation system or discharged into the pond, then pumped into a irrigation system using a 10 hp end suction pump. The well was drilled in 1998 and equipped with a 400 hp turbine pump. Based on a Polysonic measurement, an average of 2049 gpm ground water was being diverted from the well at the time of the exam. An in-line McCrometer flow meter read approximately 2000 gpm. Part of the sprinkler system was not operating during the exam due to crop harvesting, which explains why the well/pump was valved back from its designed capacity of 2400 gpm. Please see the attached pump curve and consultants letter dated 10/1/2002.

The other well listed on the permit is used for landscaping/domestic uses and has not been developed for large scale irrigation or according to the conditions listed on this permit. This older well is licensed under right 63-3004 for 25 acres irrigation and is currently used for internal domestic use and irrigation around the main home. This well is equipped with a 5 hp pump for domestic use and a 25 hp pump for irrigation use. This well is not plumbed directly into the mainline system. Applicant agreed that this well should not be included for licensing.

This permit limits the applicant to 2.0 cfs and 174 acres irrigation within the 369 acre ppu. Permit 65-11995 allows the applicant another 2.0 cfs and the remaining 195 acres within the ppu. Permit 63-12450 takes care of the additional 1.35 cfs measured well capacity. This permit is supplemental to Willow Creek water claimed in the SRBA under rights 63-28379 and 63-28380 if the rights are found valid and recommended for decree. **The 25 acres licensed on ground water right 63-3004 are also included in the 369 ppu. A condition of the license needs to state that this right, when combined with the others, shall not exceed .02 cfs or 4.5 afa per acre.**

See file 63-11995 for photos, maps and additional info.

*Compliance with permit conditions:

As evidenced on the attached well log, the recommended 16 inch well was drilled with non-perforated casing through the upper (perched) aquifer and sealed so that the perched water does not co-mingle with the deeper (regional) aquifer. A flow meter has been installed and Terry Scanlan, who works as the applicants consultant, has monitored the project as specified by the agreement between the protestant and the applicants. Water level measurements have been submitted to IDWR (Water Distribution Section) annually as required.

Water Supply Bank:

Lessor Name: D MARK LYNN
Lease Status: Application
Lease Amount: All
Rental Availability: All
Date Received: 3/18/2005
Lease Begin Date:
Expiration Date:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-12450

WATER RIGHT NUMBER: 63-12450

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	D MARK LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533
Current Owner	JOY LYNN 4050 CHAPARRAL RD EAGLE, ID 83616 (208)286-9533

Priority Date: 05/04/1998

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	1.350 CFS	
	<u>Total Diversion:</u>	1.350 CFS	

Location of Point(s) of Diversion

GROUND WATER	L2 (NW1/4NE1/4)	Sec. 3,	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	2						10.0	11.0										21.0
								L 4											
05N	01W	3	26.0	25.0	27.0	17.0	23.0		15.0		17.0								150.0
			L 1	L 2			L 3												
05N	01W	4				13.0								38.0	24.0	21.0	18.0		114.0
05N	01W	9		11.0															11.0
06N	01W	34												7.0		17.0	31.0		55.0
06N	01W	35								3.0	15.0								18.0

Total Acres: 369

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-12450

Conditions of Approval:

1. X35 Rights 63-11995, 63-11996 and 63-12450 when combined shall not exceed a total annual maximum diversion volume of 1660.0 af at the field headgate, and the irrigation of 369 acres.
2. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
3. 103 When ordered by the Director, the right holder shall provide mitigation acceptable to the Director to offset depletion of lower Snake River flows needed for migrating anadromous fish. The amount of water required for mitigation, which is to be released into the Snake River or a tributary for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this right. Any order of the Director issued in accordance with this paragraph shall be in conformance with applicable rules allowing the right holder due process as the need for mitigation and the amount of mitigation are determined.
4. X36 Rights 63-11995 and 63-11996 are also diverted through the point of diversion described above.
5. The water right holder shall maintain a well acceptable to the Department for use as a monitoring well. The well shall be completed in the regional aquifer, located within 1/2 mile of the production well, and the depth to water therein shall be monitored during March and October each year and the measurements provided to IDWR.
6. In order to maintain recharge to the aquifer, the water right holder shall continue to use Willow Creek water rights on the land described under this right to the extent the Willow Creek water rights are determined in the SRBA to exist. This right is supplemental to the Willow Creek water rights and shall only be diverted when water from the surface water rights cannot be delivered to the right holder, nor shall this right be utilized to provide a full water supply on acres where Willow Creek water has historically been used, unless the SRBA court determines the Willow Creek rights are not valid. This right shall not be used if the surface water rights appurtenant to the place of use are sold, transferred, leased or used on any other place of use.
7. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not reduce the water available under any prior right as determined by the Director, unless the right holder provides compensation or mitigation to the prior right holder.
8. The right holder shall maintain in the irrigation well a known-depth pressurizable air line to enable periodic determinations of the depth to water in the well.
9. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
10. The right holder shall maintain a measuring device on each point of diversion and shall annually report to the Department the amount of water diverted and the depth to water.
11. Upon determination by the Director that prior down-gradient minimum stream flow is not being fully satisfied, the right holder shall either cease diversion of water pursuant to this right or shall provide water in an amount necessary to mitigate the ongoing diversion under this right for release into the stream in which the minimum stream flow is not being met.
12. In accordance with applicable law, the right holder is responsible to ensure that pumpage under this right does not directly lower the water level in any domestic well drilled and in use prior to 3/29/1978, requiring modification to the well or pumping system as determined by the Director unless the right holder provides reasonable compensation or mitigation to the prior right holder.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-12450

Comments:

1. Igraves 11/22/2002 Field Report Narrative

Comment: The irrigation system consists of a 16 inch well, pond, re-lift pump and a mainline. Ground water from the well can be pumped directly into the irrigation system or discharged into the pond, then pumped into a irrigation system using a 10 hp end suction pump. The well was drilled in 1998 and equipped with a 400 hp turbine pump. Based on a Polysonic measurement, an average of 2049 gpm ground water was being diverted from the well at the time of the exam. An in-line McCrometer flow meter read approximately 2000 gpm. Part of the sprinkler system was not operating during the exam due to crop harvesting, which explains why the well/pump was valved back from its designed capacity of 2400 gpm. Please see the attached pump curve and consultants letter dated 10/1/2002.

Permit 63-11995 limits the applicant to 2.0 cfs and 195 acres irrigation within the 369acre ppu. Permit 65-11996 allows the applicant another 2.0 cfs and the remaining 174 acres within the ppu. This permit takes care of the additional 1.35 cfs measured well capacity. This permit is supplemental to Willow Creek water claimed in the SRBA under rights 63-28379 and 63-28380 if the rights are found valid and recommended for decree. **The 25 acres licensed on ground water right 63-3004 are also included in the 369 ppu.** A condition of the license needs to state that this right, when combined with the others, shall not exceed .02 cfs or 4.5 afa per acre.

See file 63-11995 for photos, maps and additional info.

*Compliance with permit conditions:

As evidenced on the attached well log, the recommended 16 inch well was drilled with non-perforated casing through the upper (perched) aquifer and sealed so that the perched water does not co-mingle with the deeper (regional) aquifer. A flow meter has been installed and Terry Scanlan, who works as the applicants consultant, has monitored the project as specified by the agreement between the protestant and the applicants. Water level measurements have been submitted to IDWR (Water Distribution Section) annually as required.

Water Supply Bank:

Lessor Name: D MARK LYNN
Lease Status: Application
Lease Amount: All
Rental Availability: All
Date Received: 3/18/2005
Lease Begin Date:
Expiration Date:

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOY LYNN 4831 SKYLINE DR EAGLE, ID 83616 (208)939-0684
Original Owner	D MARK LYNN 4831 SKYLINE DR EAGLE, ID 83616 (208)939-0684

Status: Withdrawn

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER STORAGE	1/01 to 12/31		2.50 AF
IRRIGATION	3/15 to 11/15	6.200 CFS	
DIVERSION TO STORAGE	1/01 to 12/31	0.500 CFS	
	Total Diversion:	6.200 CFS	2.50 AF

WILLOW CREEK ADA County	SW1/4NW1/4	Sec. 3,	Twp 05N,	Rge 01W, B.M.
WILLOW CREEK ADA County	SE1/4SE1/4	Sec. 4,	Twp 05N,	Rge 01W, B.M.
WILLOW CREEK GEM County	SW1/4SW1/4	Sec. 35,	Twp 06N,	Rge 01W, B.M.
WILLOW CREEK GEM County	SE1/4SE1/4	Sec. 34,	Twp 06N,	Rge 01W, B.M.

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-28380

05N 01W 4		2.0	15.0		40.0		30.0	40.0	1.0	30.0		158.0
06N 01W 34									2.0	10.0		12.0
06N 01W 35					15.0							15.0

Total Acres: 310

Conditions of Approval:

1. WITHDRAWN PER CLAIMANT REQUEST DATED 6/7/99. LH

Remarks:

Comments:

Water Supply Bank:

Idaho Department of Water Resources



T05N, R01W,
S3
T06N, R01W,
S34 & S35



Place of Use



Section Lines

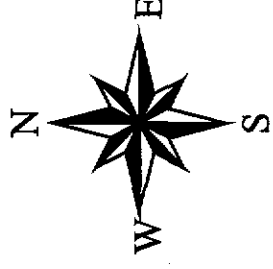


1/4 1/4



Point of Diversion

Acres Irrigated = 25.0



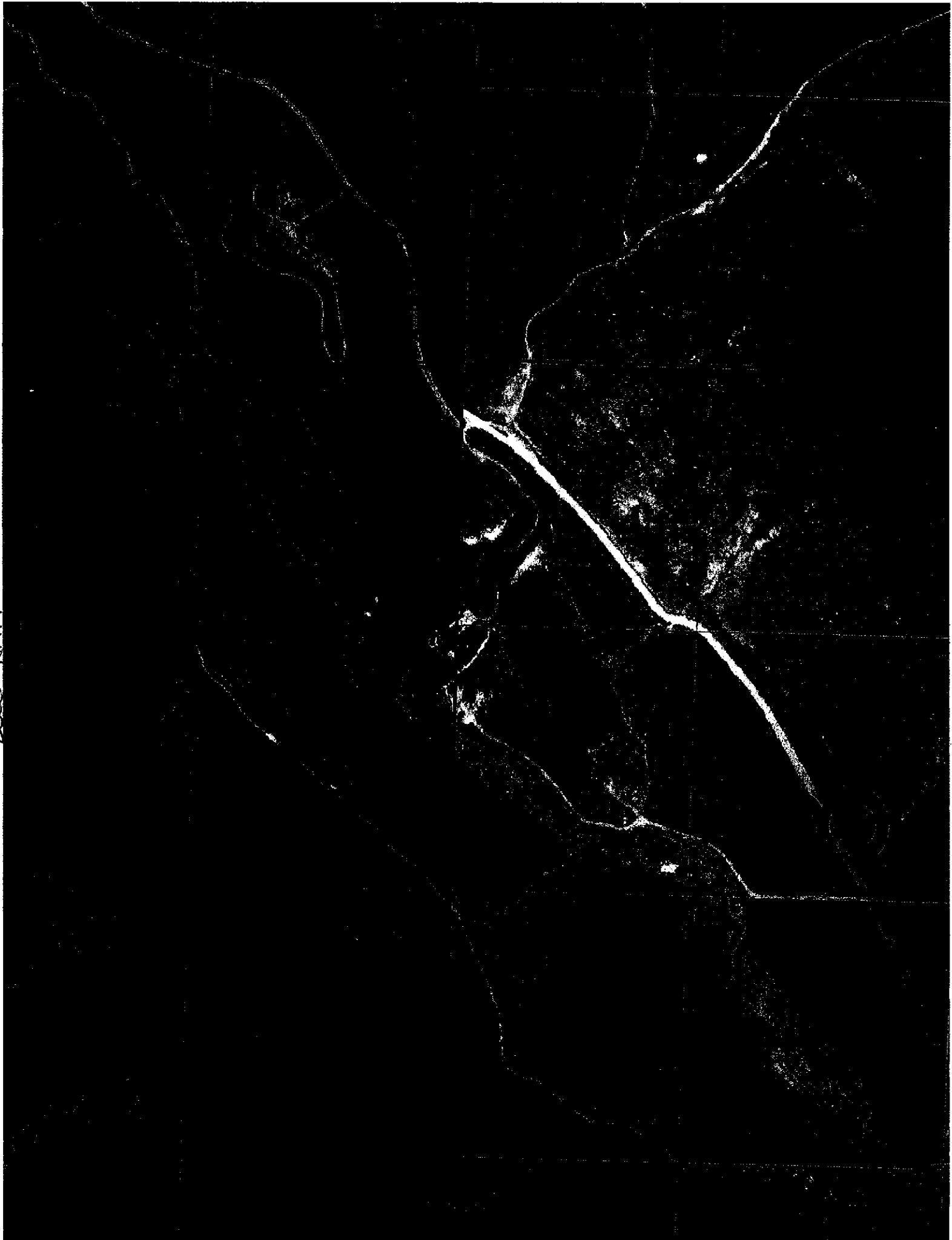
Claim No: 63-03004
Prepared By: Kimberly Brown
Date: January 12, 2005

0.04 0 0.04 0.08 Miles



2000 NAPP

— 44N 000. —



This is a detailed survey map of a 16-section township, likely from a historical land record. The map is divided into 16 sections, numbered 1 through 16. A winding road or path runs through the township, starting from the bottom left and heading towards the top right. A creek or stream is shown flowing through the lower right section. The map includes various handwritten notes, measurements, and labels. Key features include:

- Section Numbers:** 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16.
- Handwritten Notes:** "Road", "Creek", "Grass", "Timber", "Fence", "Survey", "1880", "1881", "1882", "1883", "1884", "1885", "1886", "1887", "1888", "1889", "1890", "1891", "1892", "1893", "1894", "1895", "1896", "1897", "1898", "1899", "1900".
- Measurements:** Various distances and areas are noted, such as "1000", "500", "250", "125", "62.5", "31.25", "15.625", "7.8125", "3.90625", "1.953125", "0.9765625", "0.48828125", "0.244140625", "0.1220703125", "0.06103515625", "0.030517578125", "0.0152587890625", "0.00762939453125", "0.003814697265625", "0.0019073486328125", "0.00095367431640625", "0.000476837158203125", "0.0002384185791015625", "0.00011920928955078125", "0.000059604644775390625", "0.0000298023223876953125", "0.00001490116119384765625", "0.000007450580596923828125", "0.0000037252902984619140625", "0.00000186264514923095703125", "0.000000931322574615478515625", "0.0000004656612873077392578125", "0.00000023283064365386962890625", "0.000000116415321826934814453125", "0.0000000582076609134674072265625", "0.00000002910383045673370361328125", "0.000000014551915228366851806640625", "0.0000000072759576141834259033203125", "0.00000000363797880709171295166015625", "0.000000001818989403545856475830078125", "0.0000000009094947017729282379150390625", "0.00000000045474735088646411895751953125", "0.000000000227373675443232059478759765625", "0.0000000001136868377216160297393798828125", "0.00000000005684341886080801486968994140625", "0.000000000028421709430404007434844970703125", "0.0000000000142108547152020037174224853515625", "0.00000000000710542735760100185871124267578125", "0.000000000003552713678800500929355621337890625", "0.0000000000017763568394002504646778106689453125", "0.00000000000088817841970012523233890533447265625", "0.000000000000444089209850062616169452667236328125", "0.0000000000002220446049250313080847263336181640625", "0.00000000000011102230246251565404236316680908203125", "0.000000000000055511151231257827021181583404541015625", "0.0000000000000277555756156289135105907917022705078125", "0.00000000000001387778780781445675529539585113525390625", "0.000000000000006938893903907228377647697925567617578125", "0.00000000000000346944695195361418882384896278380890625", "0.000000000000001734723475976807094411924481391904453125", "0.0000000000000008673617379884035472059622406959522265625", "0.00000000000000043368086899420177360298112034797611328125", "0.000000000000000216840434497100886801490560173988056640625", "0.0000000000000001084202172485504434007452800869940283203125", "0.00000000000000005421010862427522170037264004349701416015625", "0.000000000000000027105054312137610850186320021724507078078125", "0.0000000000000000135525271560688054250931600108622535390390625", "0.00000000000000000677626357803440271254658000543112676951953125", "0.000000000000000003388131789017201356273290002715563384759765625", "0.0000000000000000016940658945086006781366450013577816923798828125", "0.0000000000000000008470329472543003390683225006788908461895751953125", "0.00000000000000000042351647362715016953416125033944542309478759765625", "0.000000000000000000211758236813575084767080625169722711547393798828125", "0.00000000000000000010587911840678754238354031258486135577369689940283125", "0.00000000000000000005293955920339377119177015625424306788868494701416015625", "0.00000000000000000002646977960169688559588507812212153444434247007078078125", "0.000000000000000000013234889800848442797942539061060767222171353503540390625", "0.00000000000000000000661744490042422139897126953053038361108567517501953125", "0.000000000000000000003308722450212110699485634765265191805542837587509765625", "0.0000000000000000000016543612251060553497428173826325959027714187937548828125", "0.00000000000000000000082718061255302767487140869131629795138570939687744140625", "0.000000000000000000000413590306276513837435704345658148975692854698438720703125", "0.0000000000000000000002067951531382569187178521728290744878464273492193603515625", "0.00000000000000000000010339757656912845935892608641453724392321367460968017578125", "0.0000000000000000000000516987882845642296794630432072686219616068373048400890625", "0.000000000000000000000025849394142282114839731521603634310980803

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Property Details for Parcel S0303110024 and Year 2006

2006

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Parcel: S0303110024

Year: 2006

Zone Code: RP

Total Acres: 303.223

Tax Code Area: 70

Property Description:

PAR #0024 OF GOVT LOT 1 & PART

OF GOVT LOT 2 & GOVT LOT 3 &

POR S2NE4 SW4NW4 NW4SE4 NW4SW4

SEC 3 5N 1W

#110020-B

No Image
Available

[View Interactive Map of this Parcel](#)

Address: W CHAPARREL RD EAGLE , ID 83616

Subdivision: 5N 1W 03

Land Group Type: SECT

Township/Range/Section: 5N1W03

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Land Characteristics

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Residential Acres: 0.0
Commercial Acres: 0.0
Other Acres Acres: 0.0
Street: Not Available
Utility:
Water Source:
Sewer:
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence:
Water Frontage Feet: 0
Corner: N

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Parcel: S0303110001

Year: 2006

Zone Code: RP

Total Acres: 36.7

Tax Code Area: 72

Property Description:

LOT 1

MIN RIGHTS ONLY

SEC 3 5N 1W

#423705 272166

**No Image
Available**

[View Interactive Map of this Parcel](#)

Address: , ID 00000

Subdivision: 5N 1W 03

Land Group Type: SECT

Township/Range/Section: 5N1W03

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Ada County Assessor Land Records/GIS

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Land Characteristics

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Residential Acres: 0.0
Commercial Acres: 0.0
Other Acres Acres: 36.7
Street: None
Utility: None
Water Source:
Sewer: None
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence: 3
Water Frontage Feet: 0
Corner: N

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No: 63-11995

Exam Date: 10/4/2002

1. Current Owner: JOY LYNN
4050 CHAPARRAL RD
EAGLE ID 83616
(208)377-3066

And

D MARK LYNN
4050 CHAPARRAL RD
EAGLE ID 83616
(208)377-3066

2. Accompanied by: Mark Lynn

Phone No:

Address:

Relationship to Permit Holder:

3. **SOURCE**

TRIBUTARY

GROUND WATER

withdrawn in 1999

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-28379, ~~63-26380~~, 63-3004, 63-11996, 63-12450
2. Other water rights with the same point of diversion: 63-11996, 63-12450

C. DIVERSION AND DELIVERY SYSTEM

1. **LOCATION OF POINT(S) OF DIVERSION:**

GROUND WATER

L2 NW1/4NE1/4

Sec. 3, Twp 05N, Rge 01W, B.M.

GEM County

Method of Determination: Field Exam, Arc View Map

2.

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 2						10	11										21
05N 01W 3	26	25	27	17	23		15			17							150
05N 01W 4				13									38	24	21	18	114
05N 01W 9		11															11
06N 01W 34													7		17	31	55
06N 01W 35									3	15							18

Total Acres: 369

Method of Determination:

3. ☐ Y ☐ Delivery System Diagram Attached (required). Indicate all major components and distances between components. Indicate weir size/pipe as applicable.
- ☐ Y ☐ Map Attached Showing Location(s) of point(s) of diversion and place(s) of use (required). Scale must be 1:24,000 or greater.
- ☐ Y ☐ Aerial Photo Attached (required for irrigation of 10+ acres).
- ☐ Y ☐ Photo of Diversion and System Attached

4.

<u>Well or Diversion ID No.*</u>	<u>Motor Make</u>	<u>Hp</u>	<u>Motor Serial No.</u>	<u>Pump Make</u>	<u>Pump Serial No. or Discharge Size</u>
	US Electric	400	H02347-A04A06	Floway	#9874402 15DKL
			3R055M 1		

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

<u>Measurement Equipment</u>	<u>Type</u>	<u>Make</u>	<u>Model No.</u>	<u>Serial No.</u>	<u>Size</u>	<u>Calib. Date</u>
IDWR Flowmeter		Polysonic				
McCrometer Flowmeter		(In-Line)		983788 12		

2. Measurements: Polysonic Average: 2049.18 GPM = 4.57 CFS
McCrometer: 2000 GPM

E. FLOW CALCULATIONS☐ Y ☐ Additional Computation Sheets Attached

Pump Curve: Rated at 2400 gpm = 5.35 cfs
Based on 546 TDH (460' pumping level, 10' friction loss, 33 psi)
Limited to 2.0 CFS per Permit

F. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 195 \times 4.5 = 877.5 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation season}) \times 1.9835 = 2.0 \times 246 \times 1.9835 = 975.9 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 877.5 \text{ afa}$$

2. Volume Calculations for Other Uses:

G. NARRATIVE/REMARKS/COMMENTS

The irrigation system consists of a 16 inch well, pond, re-lift pump and a mainline. Ground water from the well can be pumped directly into the irrigation system or discharged into the pond, then pumped into a irrigation system using a 10 hp end suction pump. The well was drilled in 1998 and equipped with a 400 hp turbine pump. Based on a Polysonic measurement, an average of 2049 gpm ground water was being diverted from the well at the time of the exam. An in-line McCrometer flow meter read approximately 2000 gpm. Part of the sprinkler system was not operating during the exam due to crop harvesting, which explains why the well/pump was valved back from its designed capacity of 2400 gpm. Please see the attached pump curve and consultants letter dated 10/1/2002.

Two other wells listed on the permit are used for landscaping/domestic uses and have not been developed for large scale irrigation or according to the conditions listed on this permit. One of the two is an 8 inch well drilled in 1993 for landscaping and internal domestic use, however because of poor water quality, is now used for minimal landscaping around the applicants home. A second older well, licensed under right 63-3004 for 25 acres irrigation, is now used for internal domestic use along with irrigation around the main home. This well is equipped with a 5 hp pump for domestic use and a 25 hp pump for irrigation use. Both these wells are not plumbed directly into the mainline system. Applicant agreed that they should not be included for licensing.

This permit limits the applicant to 2.0 cfs and 195 acres irrigation within the 369acre ppu. Permit 65-11996 allows the applicant another 2.0 cfs and the remaining 174 acres within the ppu. Permit 63-12450 takes care of the additional 1.35 cfs measured well capacity. This permit is supplemental to Willow Creek water claimed in the SRBA under rights 63-28379 and 63-28380 if the rights are found valid and recommended for decree. The 25 acres licensed on ground water right 63-3004 are also included in the 369 ppu. A condition of the license needs to state that this right, when combined with the others, shall not exceed .02 cfs or 4.5 afa per acre.

***Compliance with permit conditions:**

As evidenced on the attached well log, the recommended 16 inch well was drilled with non-perforated casing through the upper (perched) aquifer and sealed so that the perched water does not co-mingle with the deeper (regional) aquifer. A flow meter has been installed and Terry Scanlan, who works as the applicants consultant, has monitored the project as specified by the agreement between the protestant and the applicants. Water level measurements have been submitted to IDWR (Water Distribution Section) annually as required.

Have conditions of permit approval been met? ☒ Yes ☐ No

H. RECOMMENDATIONS**1. Recommended Amounts**

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	2.000 CFS	877.5 AF
<u>Totals:</u>		2.000 CFS	877.5 AF

2. Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☒ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

I. AUTHENTICATION

Field Examiner's Name _____ Date _____

Reviewer _____ Date _____

Idaho Department of Water Resources

MAP 3

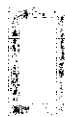
Claim No: 63-03004
Prepared By: Kimberly Brown
Date: January 12, 2005



Place of Use



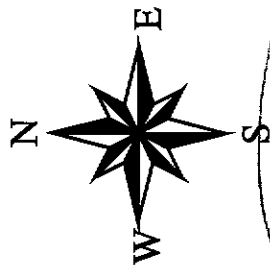
Section Lines



1/4 1/4



Point of Diversion



1987 NAPP

0.04 0 0.04 0.08 Miles



yes - Is this correct? (Both POD & POL)

- Where is the house associated with this right located?

RECEIVED

FEB 03 2005

WATER RESOURCES
WESTERN REGION

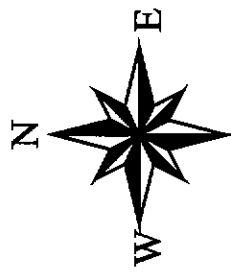
Idaho Department of Water Resources

MAP 3

Claim No: 63-03004
 Prepared By: Kimberly Brown
 Date: January 12, 2005



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



2000 NAPP

0.04 0 0.04 0.08 Miles



● - House

yes - Is this correct? (Both POD & POU)
 - Where is the house associated with this right located?

RECEIVED

FEB 03 2005

WATER RESOURCES
WESTERN REGION

KL3

43705+5062



IDAHO DEPARTMENT OF WATER RESOURCES

WESTERN REGION

2735 Airport Way

Boise, Idaho 83705-5082

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NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES

63-2044 Fwd 9/3

D MARK LYNN OR
JOY LYNN
4831 SKYLINE DR
EAGLE ID 83616

RECEIVED

JAN 24 2005

WATER RESOURCES
WESTERN REGION

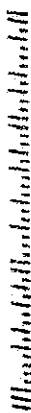
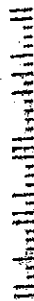


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FIRST CLASS

20503

PS METER
714300 U.S. POSTAGE

22



Resent to : 4050 Chaparral Rd.

Eagle 83616



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

January 12, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

D MARK LYNN OR
JOY LYNN
4831 SKYLINE DR
EAGLE ID 83616

1/24/05

Resent to:

4050 Chaparral
Eagle 83616

RE: Snake River Basin Claim No(s): A63-28379, A63-3004, & A63-8044

Dear Mrs. and Mr. Lynn,

#63-28379:

I received the evidence of priority for Claim No: A63-28349 from Terry Scanlan. Based on the information that Mr. Scanlan provided, your priority date will be changed from the claimed January 1, 1900 to March 15, 1938.

Since I received your evidence of priority, I recently began my recommendation review of your claim. During this review, it came to my attention that there appears to very little to no irrigation use on the claimed acres in 1987 (refer to **Map 1**). In order for me to recommend any aspect of this claim, it is necessary that you submit information showing use of the claimed land for irrigation purposes within the five-year period preceeding 1987.

#63-8044:

Claim No: 63-8044 is for one domestic household, stockwater use for 200 head of cattle, and the irrigation of 1 acre. Since the file does not contain a sufficient map depicting the location of the house and the 1-acre of irrigation, please use **Map 2** to draw the location of both the home and the acre of irrigation.

#63-3004:

Map 3 depicts my interpretation of the maps contained in the file. Please review this map and let me know if anything is incorrect. In addition, please indicate where the house is located on this map.

Please submit this information by January 27, 2005. If you have any questions, contact me at 334-2190.

Respectfully Submitted,

Kimberly Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Idaho Department of Water Resources MAP 3

Claim No: 63-03004
Prepared By: Kimberly Brown
Date: January 12, 2005



Place of Use

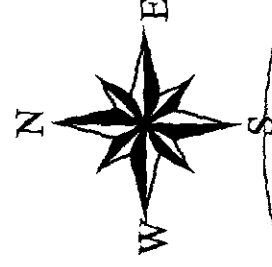


Section Lines

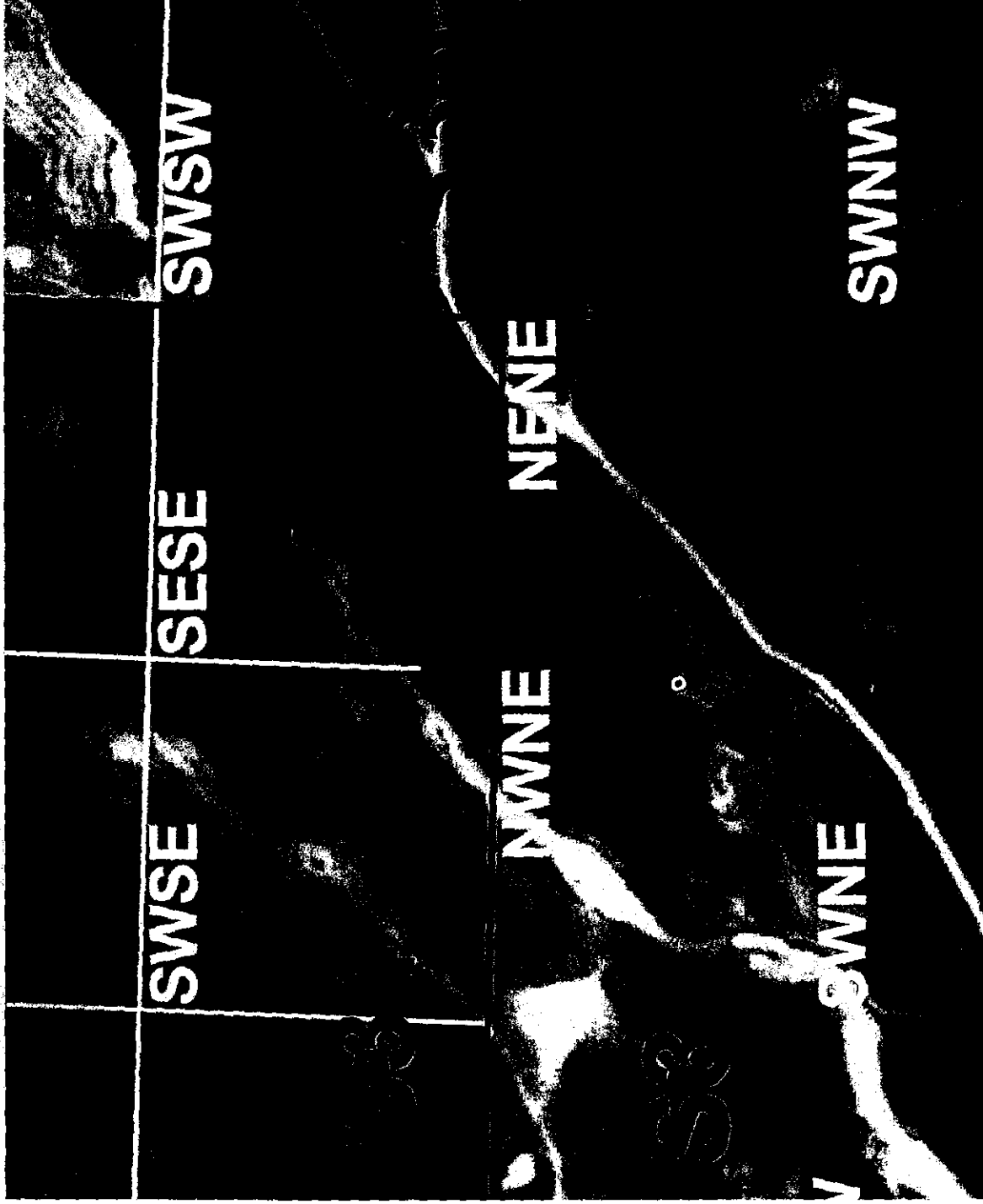
1/4 1/4



Point of Diversion



1987 NAPP



0.04 0 0.040.08 Miles



- Is this correct? (Both POD & POL)
- Where is the house associated with this right located?

Idaho Department of Water Resources

MAP 3

Claim No: 63-03004

Prepared By: Kimberly Brown

Date: January 12, 2005



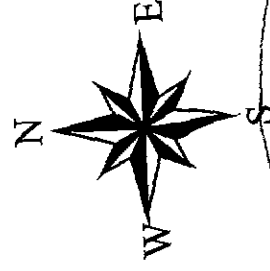
Place of Use



Section Lines

1/4 1/4

○ Point of Diversion



2000 NAPP

0.04 0 0.04 0.08 Miles



- Is this correct? (Both POB & POA)
- Where is the house associated with this right located?

63-11995

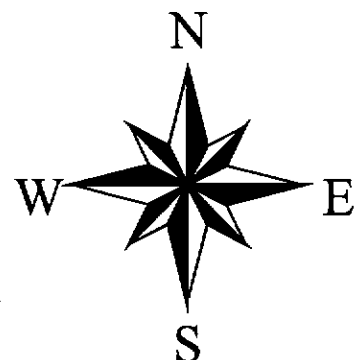
63-11996

63-12450



0.5 0 0.5 1 Miles

- 63-3004 P/D
- New Irrigation P/D
-  63-3004 P/U > PPU = Both
-  New P/U
-  Section Lines
-  1/41/4 Lines



State of Idaho

License and Certificate of Water Right

Water License No. G-25257

Amount 0.5 c.f.s.

Water District No.

Priority Nov. 4, 1954

THIS IS TO CERTIFY that

ALBERT HELMICK

of **Emmett, Idaho**, made application for a permit to appropriate the public waters of the State of Idaho, dated **November 4**, 19 **54**; that Permit No. G-25257 was issued under said application; that Certificate of Completion of works, with a carrying capacity of **0.5** second feet, was issued thereunder on **June 2**, 19 **60**, showing that said works were completed on the **12** day of **November**, 19 **59**; and that on the **12** day of **November**, 19 **59**,

ALBERT HELMICK

of **Emmett**, State of **Idaho**, made proof to the satisfaction of the STATE RECLAMATION ENGINEER of Idaho, of the right to use the waters of **well**

, a tributary of **subterranean flow**, for the purpose of irrigation & domestic

use, under Use Permit No. G-25257 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 **6897**, on the **2nd** day of **June**, 19 **60**;

The right hereby confirmed dates from **November 4**, 19 **54**;

The Point of Diversion is located

in the **SE 1/4 SE 1/4**, Sec. **34**, Tp. **6 N.**, R. **1 W.**, B. M. **Gem** 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 **0.5** cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 N.	1 W.	34	NE 1/4 SE 1/4	30	5
			SW 1/4 SE 1/4	40	15
			SE 1/4 SE 1/4	40	5
			Total number of acres to be irrigated:		25

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 **2nd** day of **June**, 19 **60**.

GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

63 3004

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33103
Permit No. G- 25257
District No.

1. Name of Applicant: **ALBERT HELMICK**
Postoffice address: Box 849. Emmett County: Gem State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second. **Two (2)** or Idaho
Miners' inches **100** or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: **Subterranean flow from a well**
4. Location of point of diversion or well is in the **SE 1/4 of the SE 1/4 of Section 34**
Twp. 6 N. , Rge. 1 W. , B.M., County of Gem
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 **1/4 of the 1/4 of Section , Twp.**
Rge. , B.M
 - (b) Waste water or sewage effluent is to be returned to
at a point in the **1/4 of the 1/4 of Section , Twp. , Rge. , B.M.**
7. Kind of works: **Well, pump and ditches**
8. Estimated cost of works: **\$ 500.00**
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(5)**
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: **None**
 - (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.

Remarks:

Agent.

Twp.	Range	Sec.	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals
6 N.	1 W.	34			25	30 40 40	135
✓ TO ALL WHOM IT MAY CONCERN: This is to certify that ALBERT HELMICK of Emmett, County of Gem, and State of Idaho, the holder of Permit No. G-25257, issued upon Application No. G-33103, bearing date of priority of November 4, 1954, authorizing the diversion of 2.0 second feet of waters of a well, County of Gem, State of Idaho, for irrigation and domestic purposes, has 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 point intended use 0.5 second feet of the waters of a well from subterranean flow; that the point of diversion of said is SE$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 34, T. 6 N., R. 1 W., B. M.; and that the lands proposed to be irrigated by the use of said water described as follows, to-wit: 25 acres in the E$\frac{1}{2}$SE$\frac{1}{4}$, SW$\frac{1}{4}$SE$\frac{1}{4}$, Sec. 34, T. 6 N., R. 1 W., B. M. Witness my hand this 2nd day of June, A. D. 1960. s/ GEO. N. CARTER State Reclamation Engineer Proof of Completion of Works Made: November 12, 1959 LICENSE ISSUED FOR 2.5 SEC. FT. Page 6897			Permit No. G-25257 CERTIFICATE OF COMPLETION OF WORKS ✓				

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-25257

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

1. Name of applicant Albert Helmick

2. Source of water supply: Subterranean flow from a well

3. Location of point of diversion: Is in the SE 1/4 of Section 34

T. 6N. R. 1W. County of Gem

4. Describe works as they exist, giving dimensions and capacities of same: Gould 2 1/2" x 8" Pump. Belt driven by farm tractor 27 H.P. Well Bored along side Willow Creek. Approximately 15' x 30' 14' deep. With 8' of water. Water conveyed by 6" orangeburg pipe 552' long 20' lift

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):

SE 1/4, NE 1/4, S 1/4, Sec. 34, T. 6N., R. 1W., B.M.

Water being pumped is below level of stream channel and is some distance away. No connections except by seepage.

Okay to let this go thru as a G. Permit. E.H.H. May 25-60.

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

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

Remarks:

this well or sump is Willow Creek water as it is taken from the Creek sands by the open Creek Channel 20 to 30 feet away.

Mr. Helmick present during examination

This examination was made on the 28 day of April, 1960

(Signed)

O.T. Hansen

Examiner.

G25257

Albert Helmsick #15 #285
Emmett, Idaho, P.O. Box 445

Permit No. 9-25257

Examination for Completion of Works & Beneficial Use

County Cam

34-6N.-1W.

Dr 2.0 a.c.s.

S2-Well

P.D. - SE SE, Sec. 34, T. 6 N., R. 1 W.

Wet Migration & Bonache

Gold Pump
Pump 2 1/2 x 3 1/2

Centrifugal -
No 204A 895

Belt Drive farm
Tractor -

Sump bulldozer 14' deep
8' Water

6" Orangeburg P.I.P.
under ground.
N.N.W.

4" Standpipes P

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
MAY 23 1960

Department of Reclamation

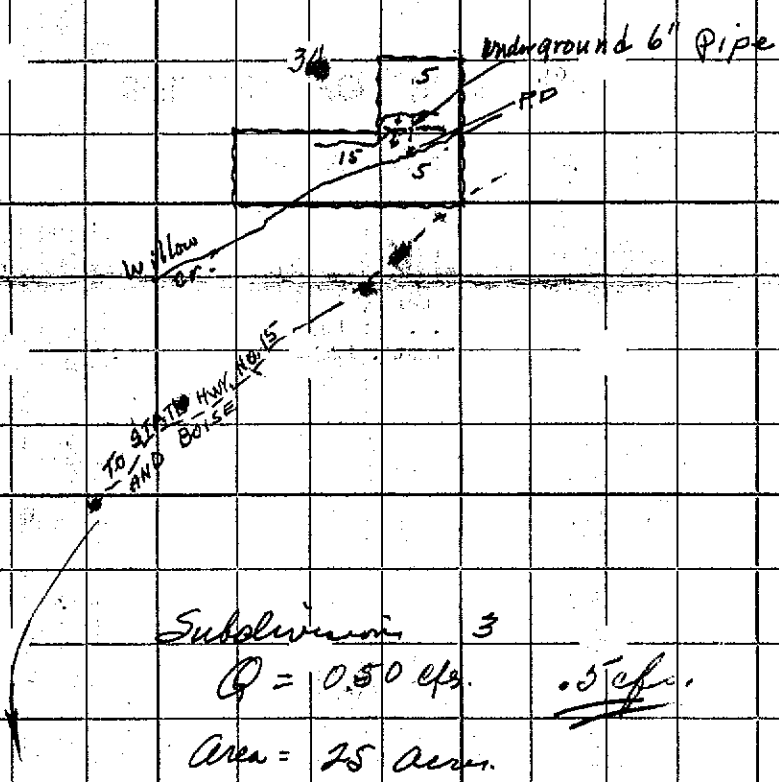
Filed - Nov. 4, 1957

Due - Nov. 13, 1957

no other right

R-1W.

T.
6
N.



STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25257

REPORT ON PROOF OF Completion of Works & Beneficial Use
Albert Helmick
P.O. Box 445
Emmett, Idaho



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 30, 1994

Mr. Mark Lynn
4831 Skyline Dr.
Eagle, ID 83616

Re: Application for Permit No. 63-11995 and Adjudication Claim No. A63-03004

Dear Mr. Lynn:

I met with your consultant, Terry Scanlan, yesterday and we toured the site around your home on Chaparral Road. We did not find water uses exceeding any approved water rights as alleged in complaints received at this office. The enclosed map outlines the area in question.

However, some variations were noted between actual practices and recorded water rights. The differences concern the 16" well located in the pump house just west of the small storage pond north of Chaparral Road. The well and pond appear to be the delivery system for water right license 63-03004, a 25 acre irrigation right.

License 63-03004 and its associated adjudication claim A63-03004 list ground water (previously a sump, now a drilled well, presumably the 16" one) diverted in SESE Sec. 34 to irrigate 25 acres in NESE, SWSE and SESE Sec. 34. That location covers at least some land north of the creek. However, I found the 16" well in the SENWNE Sec. 3 and wheel lines for 25 irrigated acres south of the creek near your home. Unless the field visit overlooked significant details, it appears that the well and acres are served by 63-03004, a right for which locations have changed over time.

If the change occurred prior to the November, 1987 commencement of the Snake River Basin Adjudication, claim A63-03004 should be amended to reflect the change by using the information on the attached map. If the change happened after November, 1987 an application for transfer is the proper water right procedure to use to record a change. Amendments of adjudication claims do not require fees and advertising but transfer applications cost \$100 and must be advertised. This office can assist you in recording the corrected details.

Water right application 63-11995 shows that the well for 63-03004 will be used to irrigate 195 acres. The application includes a well in SESE Sec. 34 and the 25 acres assumed to be covered by redescribing the current use of license 63-03004. Overlapping acres from the same well cannot be listed under both rights since the older right 63-03004 already provides the full amount of water allowed from a source for irrigation (.02 cfs or one miner's inch per acre).

MICROFILMED
OCT 02 1996

Mr. Mark Lynn
Sept. 30, 1994
Page 2

Therefore, application 63-11995 should be amended to change or add a point of diversion for the 16" well now found in SENWNE Sec. 3. Also, the application should be reduced by the 25 acres under 63-03004. This will result in an amended filing for 170 acres. Enclosed is a partially completed amendment application for your consideration. The amendment fee is \$50 and the altered filing must be re-advertised in the local legal notices.

Please contact me at your convenience if you think anything in this letter is in error. The completed amendment with fee can be returned to me. I can also assist you in updating license 63-03004. A response within 30 days would be appreciated.

Sincerely,



Steve Lester
Water Rights Supervisor

Enclosure: Amendment Application and Map

c: Terry Scanlan, Consultant
Wilfred Stenerson and Terry Jensen, Interested Parties
John Westra and Lori Graves, IDWR

MICROFILMED
OCT 02 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

November 17, 1994

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Mr. D. Mark Lynn
4050 Chaparral
Eagle, ID 83616

RE: Claim A63-03004 and Application 63-11995

Dear Mr. Lynn:

I received your letter dated October 26, 1994 in which you delineate changes to the above-referenced Adjudication Claim No. A63-03004 and Application for Permit No. 63-11995. The claim and application have been amended as you instructed.

Enclosed is the amended claim for your review. The well and irrigated acres locations have been modified. Also, several items that were incomplete on the claim or that have changed, e.g. address, are noted. Please review the claim and complete with a notarized signature if you are satisfied with the amended version. The completed claim can be returned to me. No fee is needed.

The application has also been changed to reflect the new information provided through your letter and my field examination. The revised application will re-arrange the acres to be irrigated but will not increase the number of acres nor the number of quarter-quarters to be irrigated.

I was mistaken in our earlier telephone conversation regarding additional fees to change application no. 63-11995. The amended application does not need to be advertised and therefore does not require the \$50 fee. Check no. 25639 for \$50 is returned, and I hope that you have not been inconvenienced by this error.

Thank you for your patience in the above-referenced matters. Please let me know if you need more information in this or other water right concerns.

Sincerely,

Steve Lester
Water Rights Supervisor

MICROFILMED
OCT 02 1996

October 26, 1994

RECEIVED

NOV 01 1994

Mr. Steve Lester
Water Rights Supervisor
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

WATER RESOURCES
WESTERN REGION

Subject: Amendment of Application for Permit 63-11995 and Amendment of
Adjudication Claim A63-03004

Dear Mr. Lester:

In response to your letter of September 30, 1994 and your subsequent telephone conversation with Terry Scanlan on October 25, 1994, I would like to amend both my application for permit No. 63-11995 and my adjudication claim A63-03004. These amendments will provide the existing place of use and point of diversion for A63-03004 and eliminate overlapping place of use descriptions between the claim (A63-03004) and the application (63-11995). The changes are listed on the attached table and described below.

Amendment of Adjudication Claim

As found in your field examination of September 29, 1994, the existing place of use for license 63-03004 consists of approximately 9 acres in the NENE and 6 acres in the NWNW, Section 3, T5N, R1W, 0.5 acres in the SWSE and 9 acres in the SESE, Section 34, T6N, R1W, and 0.5 acres in the SWSW, Section 35, T6N, R1W. The current point of diversion is a well located in the SENWNE, Section 3, T5N, R1W. I believe that these changes in place of use and point diversion occurred prior to my purchase of the property and prior to November 1987. Please amend adjudication claim A63-03004 to reflect this change.

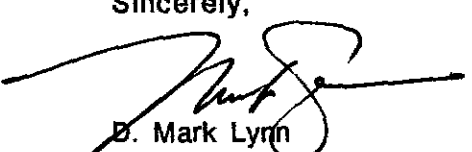
Amendment of Application for Permit

As described in your letter, the existing place of use for 63-03004 and the proposed place of use for 63-11995 overlap. In order to eliminate the overlap, please amend the application to subtract the 25 acres currently irrigated by 63-03004 (described above), and add 25 acres consisting of 10 additional acres in the SWNE, Section 3, 10 additional acres in the NENW, Section 3, and 5 additional acres to the SWSE, Section 3, T5N, R1W. This amended place of use is listed on the attached table.

I understand that the amendment of the application for permit requires a \$50.00 fee. A check is enclosed for that amount.

Please call me with any questions. Thank you for your assistance with this matter.

Sincerely,


D. Mark Lynn

Enclosure

*NE per
- visit
- SL*

*No Q&A's
changed, just
re-arrange #
acres per
Q&A's.*

*-SL
11/4/94*

*Should be 5.34
per attached
pg.*

MICROFILMED

OCT 02 1996

INTER-DEPARTMENT MEMO

TO: FILES

SUBJECT: AMENDMENTS

FROM: STEVE LESTER

DATE: 11/8/94

Attached letter is response to my 9/30/94 letter & complaint field visit summarized in 9/29/94 memo (see file 63-11995 for details).

AMENDS SRBA claim A63-03004.

AMENDS (ACTUALLY A REVISION WHERE NO FEE OR RE-ADVERTISING NEEDED) APPL. 63-11995.

ORIGINAL - 63-11995

copy - A63-03004

() For your information

() Response required

MICROFILMED

OCT 02 1996


signature

Place of use designated in license No. 63-03004

Place of Use

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
6N	1W	34													5		15	5	25
Total acres																			25

Current place of use for license 63-03004 per IDWR field exam of September 29, 1994, and amended place of use for A63-03004

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	1W	3	9	6															15
6N	1W	34														0.5	9		9.5
6N	1W	35											0.5						0.5
Total acres																			25

Place of use listed in application 63-11995, dated 2/25/93

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	1W	2						15	5										20
5N	1W	3	35	35	15	10	10												105
6N	1W	34													5		5	30	40
6N	1W	35											30						30
Total acres																			195

Amended place of use for application 63-11995

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	1W	2						15	5										20
5N	1W	3	26	29	25	10	(20)												110
6N	1W	34													5			21	35.5
6N	1W	35											29.5						29.5
Total acres																			195

+10 +10 +5

Combined place of use after amendments of 63-11995 and A63-03004

Twp	Rge	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5N	1W	2						15	5										20
5N	1W	3	35	35	25	10	20												125
6N	1W	34													5		10	30	45
6N	1W	35											30						30
Total acres																			220

1 + 2 = 3

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: A63-03004 Date: 8-29-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	6N	1W	3A													5		15	5	25
GIS																2.6		13.3	9.1	25
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 25

Overlapping POU Claim #'s:

Total GIS Acres: 25

COMMENTS:

per claim map

Idaho Department of Water Resources

Claim Number: 63-03004

Legal: T06N, R01W, S34

Reviewed By: *Karan Waters,*
IDWR Consultant

☉ Point of Diversion

☐

Place of Use

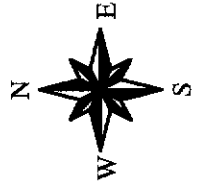
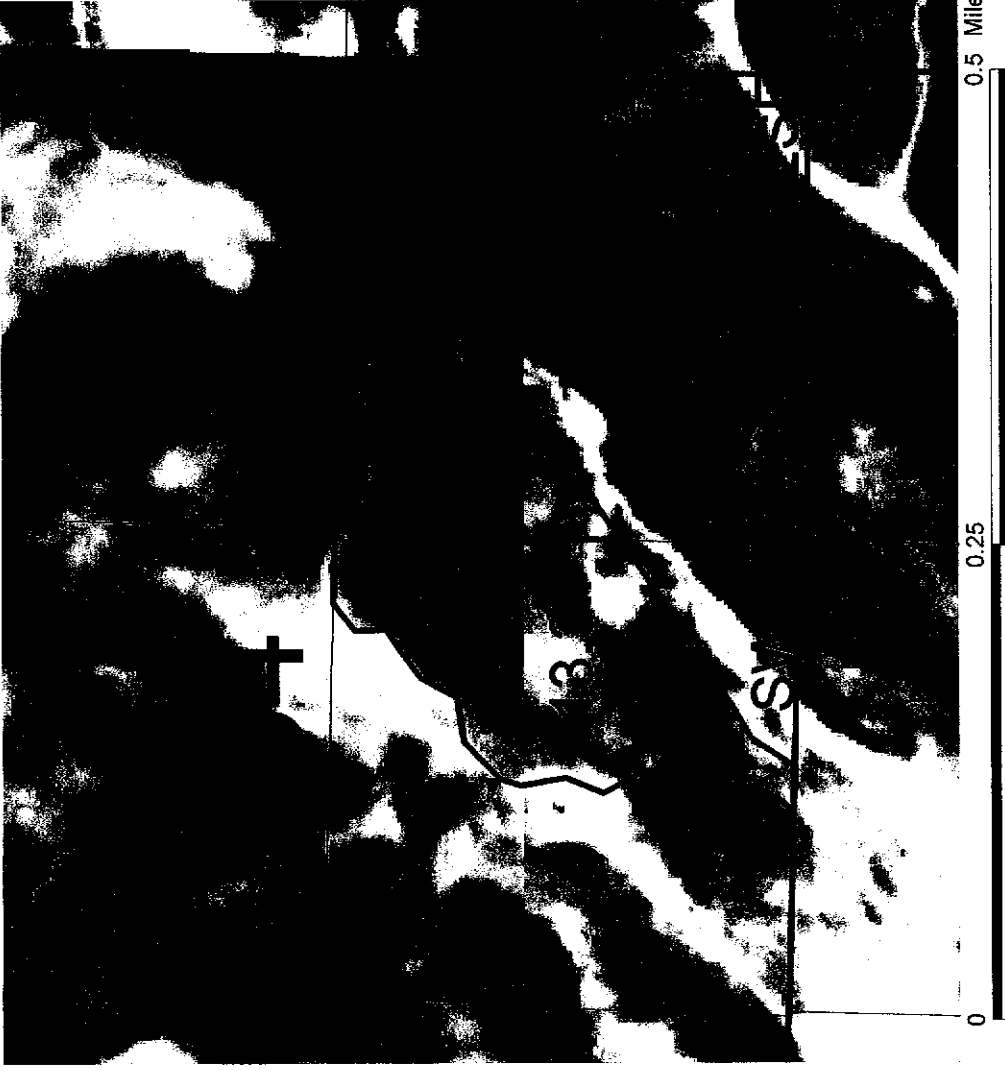
☐

Section Lines

☐

Quarter Quarter Lines

1987 Napp Photo



INCORRECT MAP
(based on License)
- before Amended Claim

Receipt Details for ID W015965

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/25/1993 1:19:39 PM	2/25/1993	Western	\$683.00	Check
Payer		LYNN, MARK		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
192			
Card Expiration Date	Credit Card Transaction #		

Comment APPLICATION FOR PERMIT 63-11996

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$553.00	ADJUDICATION FEES	41503	337	0	0	1155
\$65.00	APPLICATION FOR PERMIT 63-11995	62103	229	21	0	1155
\$65.00	APPLICATION FOR PERMIT 63-11996	62103	229	21	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	28379		\$143.00	Claim
63	28380		\$360.00	Claim
63	3004		\$50.00	Claim

[Print Report](#)