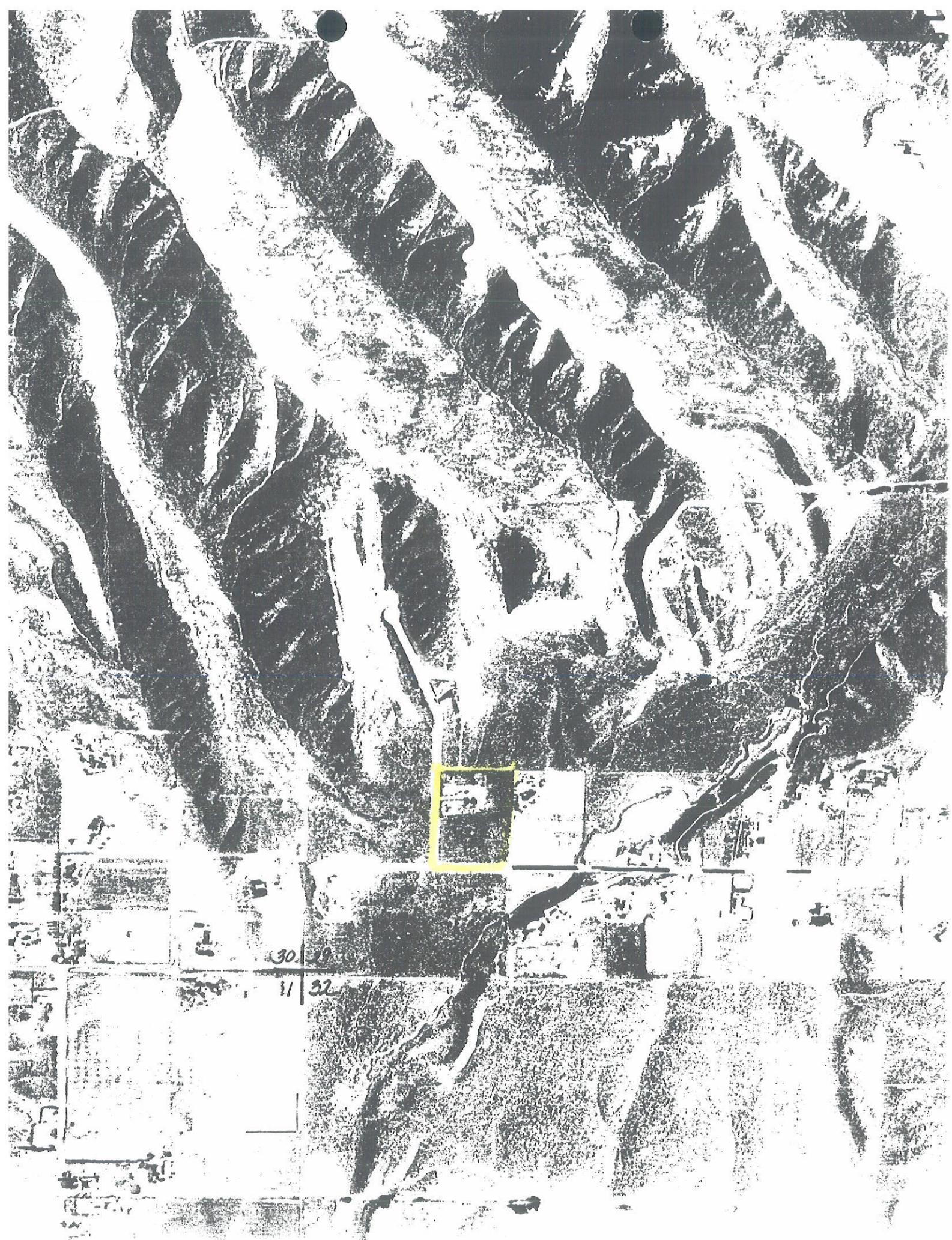




IDAHO DEPT OF WATER RESOURCES

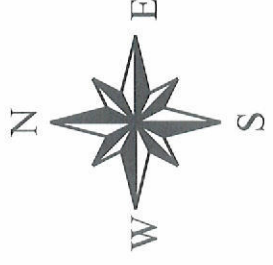
Water Right No. 63-3016D

S.29, Twp. 5N, Rge. 1E



-  Place of Use
-  1/41/4 Lines
-  Section Lines
-  Pt. of Diversio

Prepared by: Jan Shurt
on 7/25/2005

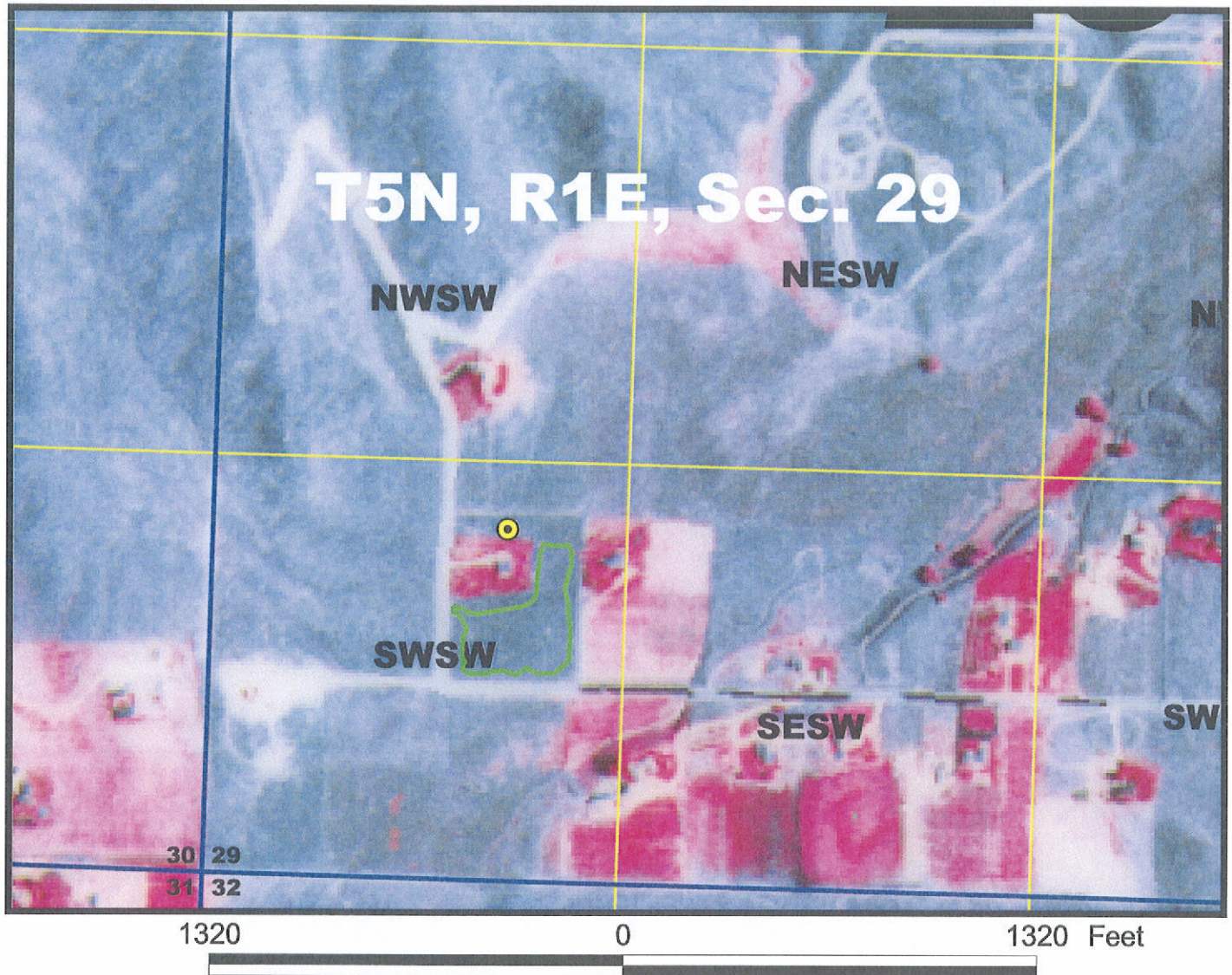




STATE OF IDAHO

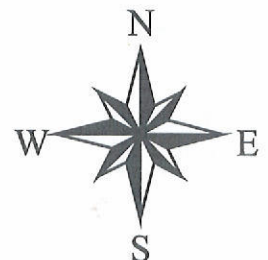
Department of Water Resources
Western Region

Water Right(s): 63-03016D



Total Irrigated Acres: 2.0

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2005



63-03016D POU & POD Claim Map 2003 Photography



0

1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data

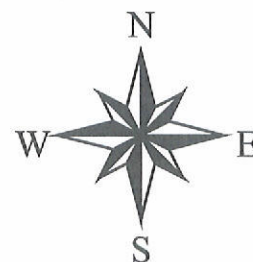


Quarter Quarter Lines



Section Lines

Total Claimed Acres: 2.0



Prepared by: C. Saxton
Date: January 2005



Land Records

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)**Property Details for Parcel R8163190050**

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

General Information

Property Acres: 5.000
Zone Code: RR
Primary Code Area: 270 [Tax Districts](#)
Group Type: SUB
Subdivision: STILLWELL ESTATES NO 05
Section: 5N1E29

Property Description

LOT 1 BLK 2
STILLWELL ESTATES #5
#8416822

**Property Address**

4602 N MEANDER PL
EAGLE, ID 83616

[Click to View Interactive Map](#)

Assessor Links

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

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method	Code Area
Primary	150-RES SUB LOT	5.000	\$131,300	MARKET	270
Primary	370-RES IMPROVEMENT	0.000	\$217,900	COST	270

Total Assessed Value: \$349,200

Parcel Valuation History

Assessed value for year 2004	\$349,200
Assessed value for year 2003	\$342,900
Assessed value for year 2002	\$302,700
Assessed value for year 2001	\$242,700
Assessed value for year 2000	\$242,700

Property Characteristics

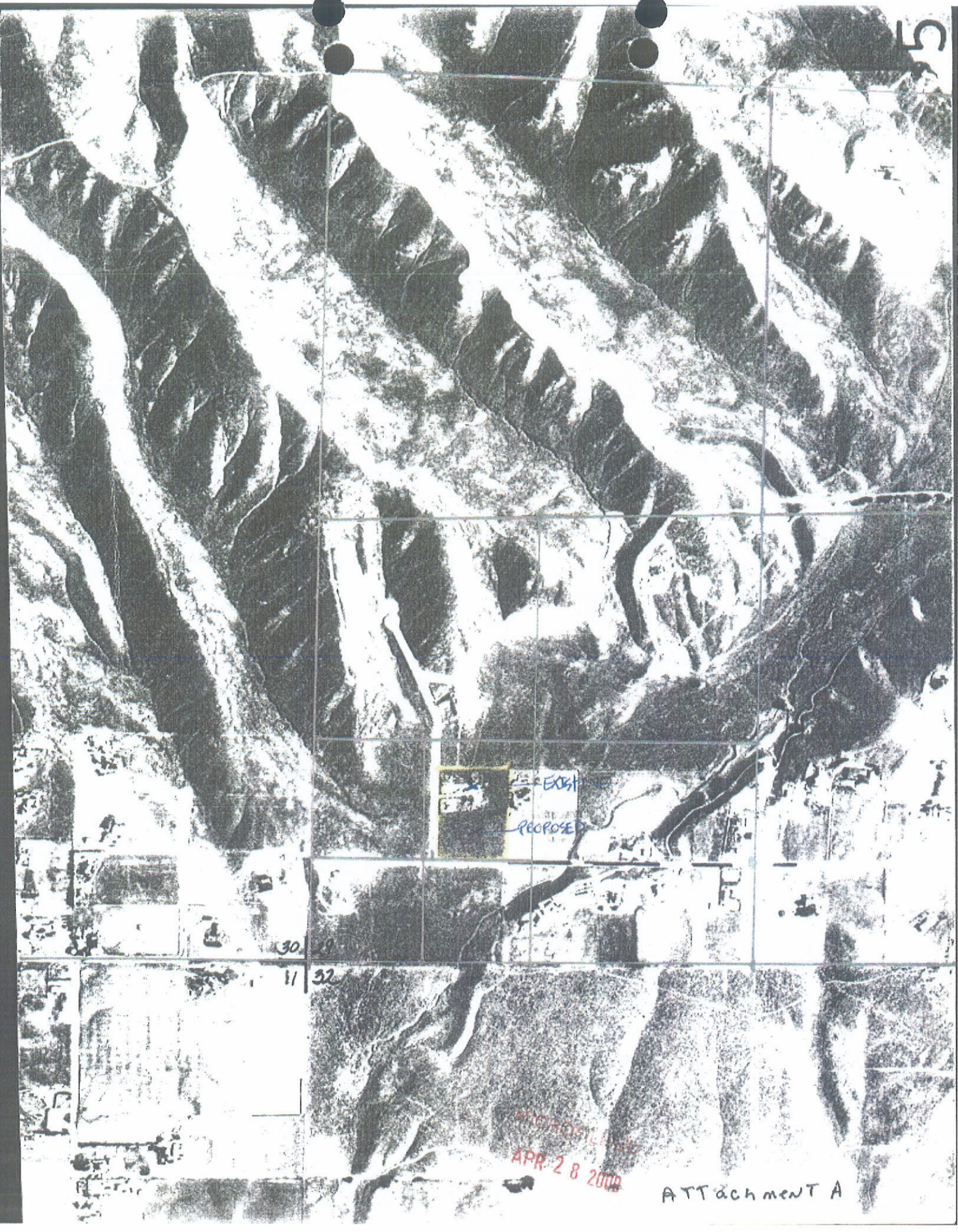
[Residential](#)
[Land](#)

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

Ada County Links

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

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EXIST
PROPOSED

APR 28 2000

ATTACHMENT A

Idaho Department of Water Resources

Claim Number: 63-03016D
Legal: T05N, R01E, S29
Reviewed By:

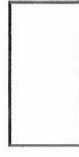
● Point of Diversion



Place of Use

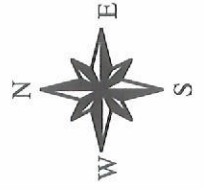
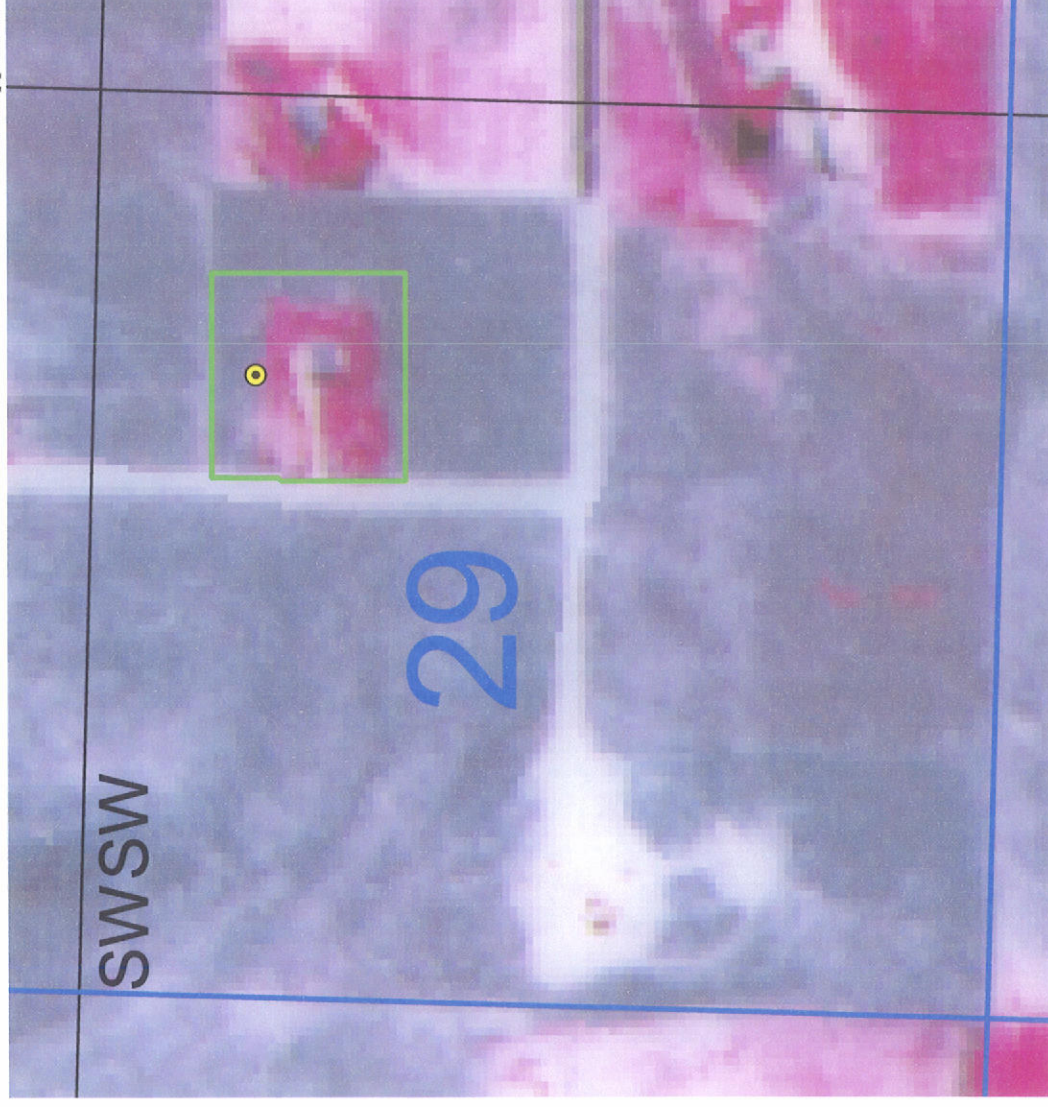


Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles

Idaho Department of Water Resources

Claim Number: 63-03016D
Legal: T05N, R01E, S29
Reviewed By:

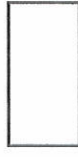
● Point of Diversion



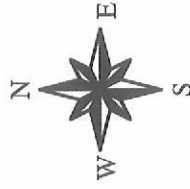
Place of Use



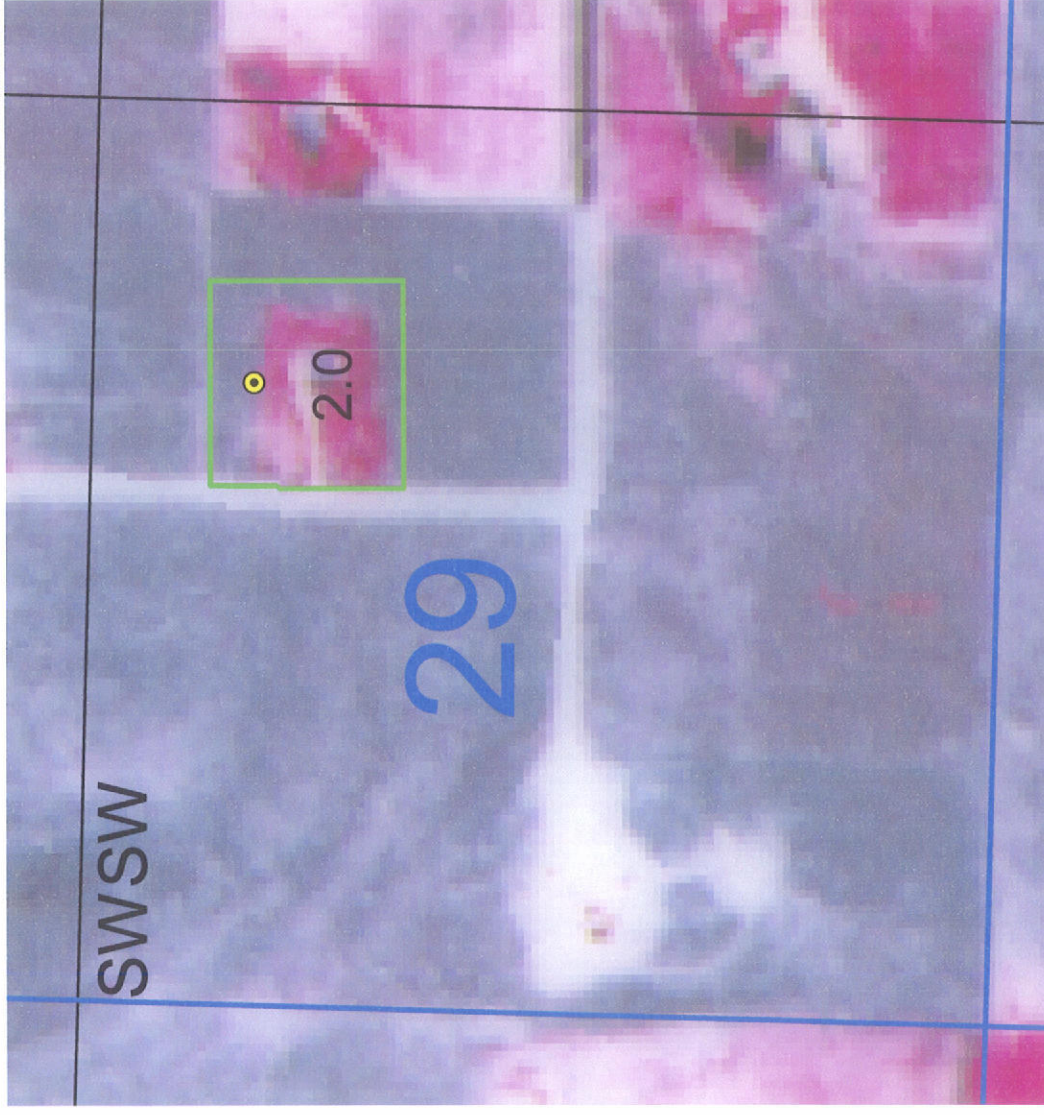
Section Lines



Quarter Quarter Lines



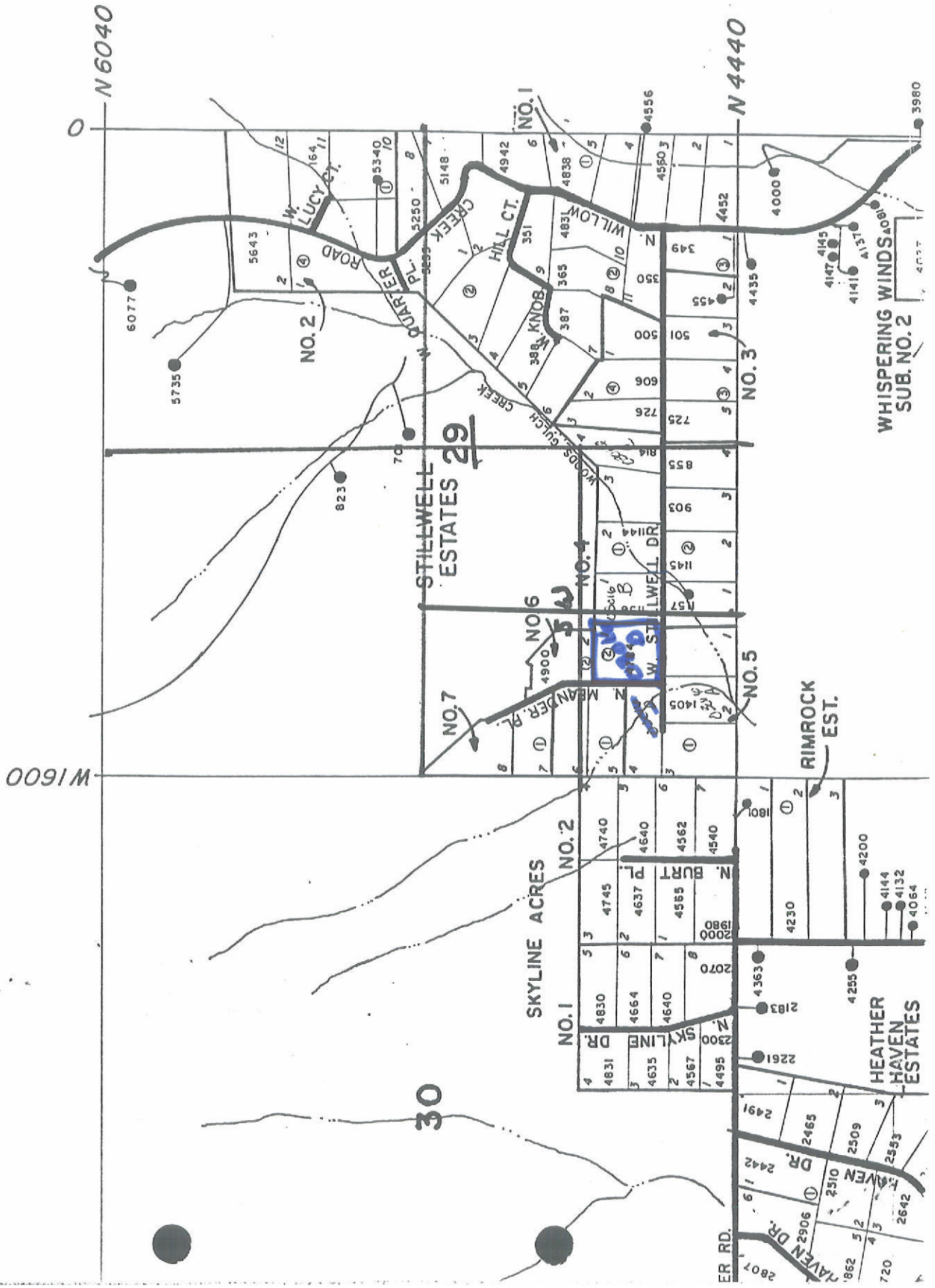
1987 Napp Photo



0

0.25 Miles

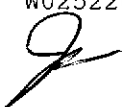




IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-3016D
Date Received: 5/20/1999
Receipt No: W025220
Received By: 

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARY CANOVA Phone: (208) 939-1488

4602 MEANDER PL
EAGLE ID USA 83616

2. Date of Priority: 01/03/1955

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	01E	29	NE SW SW	ADA	

5. Description of diverting works:

WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.06	
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.1 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	01E	26	SW	SW		IRRIGATION	4.34
			SW	SW		DOMESTIC	
						Section Acres	4.34
						Total Acres	4.34

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

SEPARATE WELL HAS BEEN IN PLACE SINCE 1977.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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.

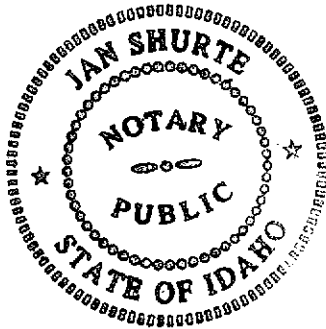
Signature of Claimant(s): *Gay Anna* Date: 7-25-05
_____ Date: _____

State of Idaho)
County of ADH) SS.

Subscribed and sworn (or affirmed) before me this 25th day
of July 2005 *Ian Shurte*

Notary Public

Residing at *Meridian ID*
My commission Expires 9-14-2006



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: A63-03016D
Date Received: 5/17/1999
Receipt No: W025220
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GARY CANOVA 208-939-1488
Address: 4602 MEANDER PLACE
EAGLE ID 83616

2. Date of Priority: JAN 3, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	01E	29	NE	SW	SW		ADA

5. Description of diverting works:
WELL, PUMP, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
DOMESTIC	01/01	12/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	26	SW	SW		IRR	2.0
			SW	SW		DOMEST	

10. Place of Use: Continued

Section Acres 2.0

Total Acres 2.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:
SEPARATE WELL HAS BEEN IN PLACE SINCE 1977.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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): *Emily Anna MD* Date: 5-19-99

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 19 day

of May 19 99

Stephanie J. Williams
Notary Public

Seal

Residing at *Eagle, Id 83616*

My Commission Expires 4/11/02

WR0749NP
No. 63-03016

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 05/17/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER P. STILLWELL, JR. P.O. BOX 75 EAGLE ID 83616	01/03/1955	IRRIGATION DOMESTIC	00/00 00/00 00/00 00/00	1.640 CFS	
TOTAL DIVERSION:					1.640 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01E S29

SWSW

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																																															
				NENE	NWNE	SWNE	SENE	:				NENW	NWNW	SWNW	SENW	:				NESW	NWSW	SWSW	SESW	:				NESE	NWSE	SWSE	SESE	:	SUM																														
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:																														
05N	01E	29	:									:							:	10	15	40	40	:	02	18							:	125.0																													
																																TOTAL ACRES																															125.0

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:

63-03483A 63-08348 63-10037 63-10236 63-10948 63-11019 63-11588 63-12204 63-12262 63-12341
63-12429 63-12522

Remarks: GEN AC. IRR. = 125.

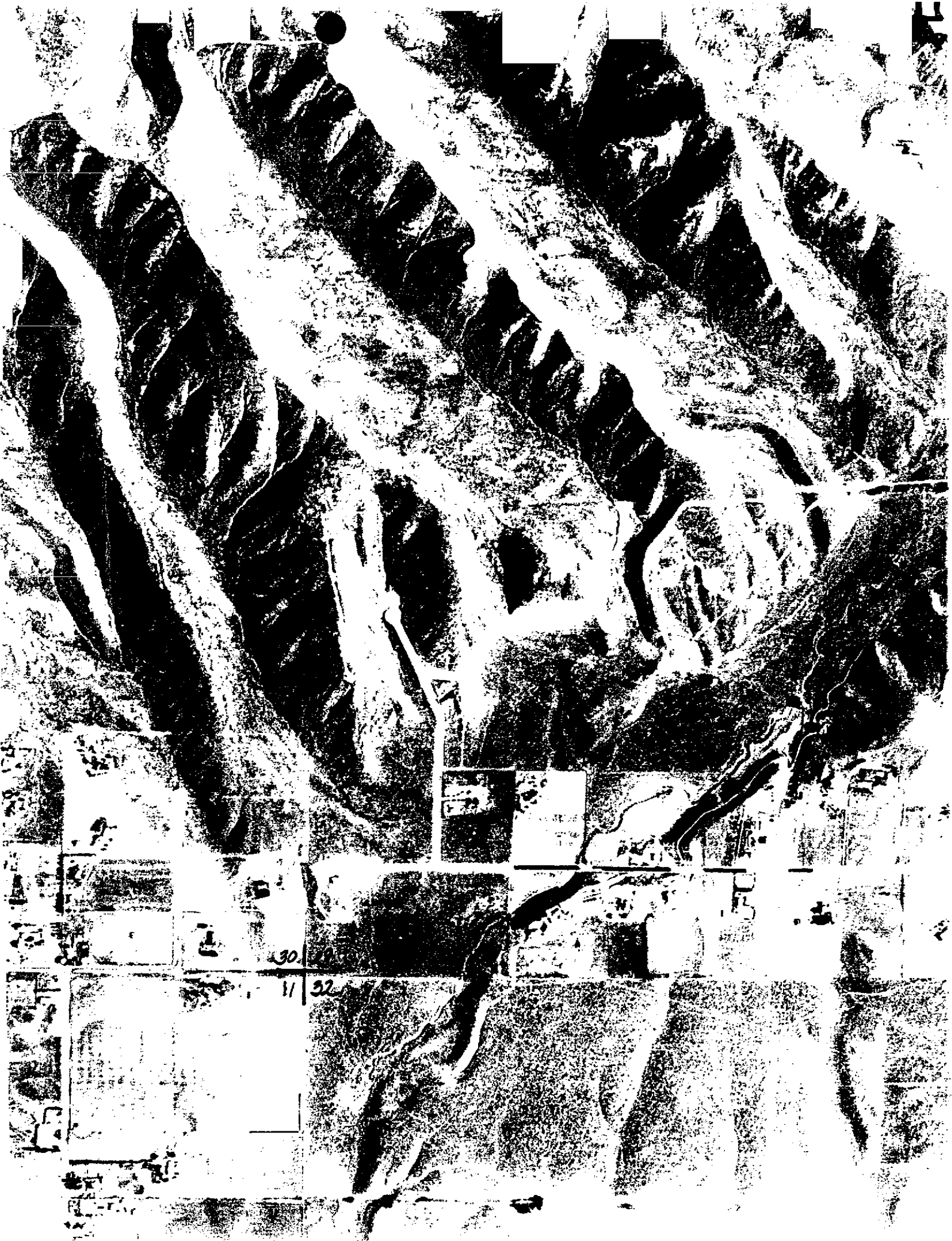
Dates: App. Received: Priority Date: 01/03/1955
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Audit: 04/23/85 05/01/88 CONVERT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

[illegible]



Shurte, Jan

From: Spencer, Nick
Sent: Tuesday, February 28, 2006 4:03 PM
To: Shurte, Jan
Subject: RE: 63-3016D POU Error

Hi Jan. Unfortunately it raises due process notice issues if we dribble to a court a small stream of amended recommendations after the director's report is filed but before the objection deadline. Nonetheless it is always tempting to do so because every time we file a director's report we start finding typos in the recommendations we just filed. We in legal are aware that amended directors reports have been filed with the court on occasion in the past in this circumstance but we don't think this is the safest way to correct errors at this point. The better approach is simply for Scott to file an objection noting the clerical error, and after the objection deadline has passed we will do an SF-5 to fix it. If this approach gives you heartburn, gave me a call and we will discuss it further. NBS

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

From: Shurte, Jan
Sent: Tuesday, February 28, 2006 3:39 PM
To: 'Scott King'
Cc: Spencer, Nick
Subject: RE: 63-3016D POU Error

Scott,

Your right - Craig even stated in his comments that it was claimed as Sec. 26 and he was going to change it. I had my hand in there somewhere too at the end, so maybe I did it. Anyway, I am ccing this to Nick to see if we can correct it as a clerical error rather than an objection. What do you think Nick? It should be Section 29.

Thanks,
Jan

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

From: Scott King [mailto:SKing@spfwater.com]
Sent: Tuesday, February 28, 2006 3:23 PM
To: Shurte, Jan
Subject: 63-3016D POU Error

Jan,
FYI - a possible data error...

The recommendation for 63-3016D lists 4.3 acres in the SWSW **Section 26** 5N 1E.

The shape is in **Section 29**. There appears to be an error in one or the other.

Scott

3/1/2006

07/25/2005

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

RIGHT NUMBER: 63-3016D

NAME AND ADDRESS: GARY CANOVA
4602 MEANDER PL
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
19.50 AFY

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

PRIORITY DATE: 01/03/1955

POINT OF DIVERSION:
T05N R01E S29 NESWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.060 CFS 19.50 AFY
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION Within ADA County
T05N R01E S26 SWSW 4.3
DOMESTIC Within ADA County
T05N R01E S26 SWSW

4.3 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

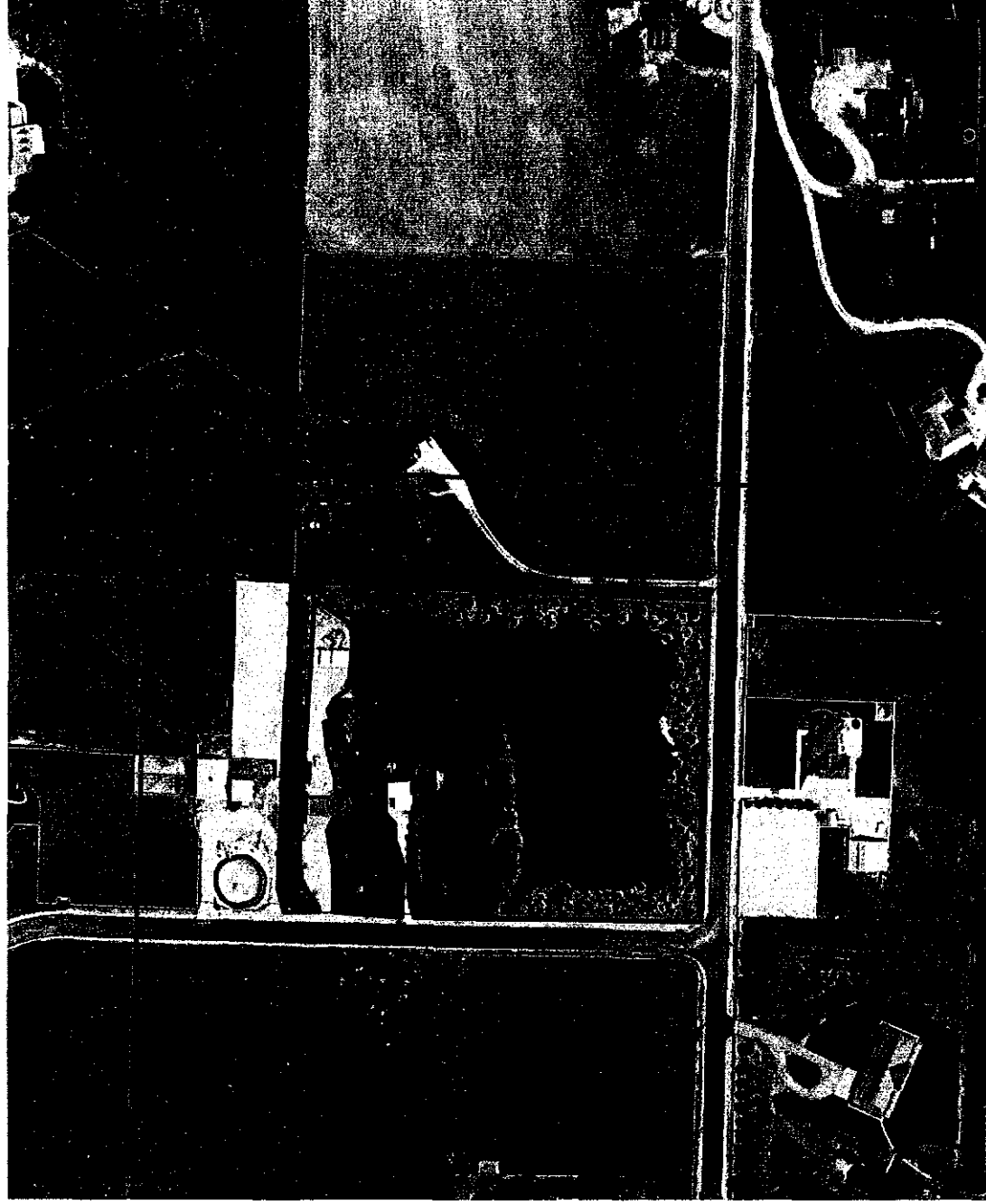
Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Parcel #: R8163190050

IDAHO DEPT OF WATER RESOURCES

Water Right No. 63-3016D

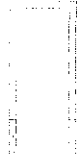
S.29, Twp. 5N, Rge. 1E



400 0 400 800 Feet



Place of Use



1/41/4 Lines

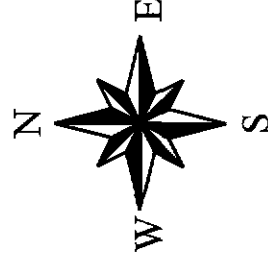


Section Lines



Pt. of Diversio

Prepared by: Jan Shurt
on 7/25/2005



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

WATER RIGHT NUMBER: 63-3016D V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY CANOVA 4602 MEANDER PL EAGLE, ID 83616 (208)939-1488

Priority Date: 01/03/1955

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.060 CFS	19.50 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.100 CFS	19.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SW1/4	Sec. 29, Twp 05N, Rge 01E, 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	01E	26											4.3						4.3

Total Acres: 4.3

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	26											X						

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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3016D V1

2. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
3. X01 Domestic use is for 1 home.
4. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
5. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
6. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
7. Parcel #: R8163190050

Remarks:

Comments:

1. csaxton 1/26/2005 Resumption
Comment: Use of this portion of 63-03016 has been resumed. 2003 photography shows evidence of irrigation.
2. csaxton 1/26/2005 Diversion Rate
Comment: Diversion rate recommended at licensed diversion rate of 0.013 cfs per acre.
3. csaxton 1/26/2005 POD(1)
Comment: POD digitized from map in file for proposed transfer that was not approved..
4. csaxton 1/26/2005 POD(2)
Comment: Property developed in 1977 according to Ada Co taxlot data. Recommend accomplished change in POD (C03).
5. csaxton 1/26/2005 Purpose of Use
Comment: Since Domestic use was licensed. Can recommend domestic as a purpose of use. But since we do not know if this was the original homestead at the time of licensing, must recommend as an accomplished change in purpose of use with a non-cumulative diversion rate. Meaning, diversion rate for domestic use alone is not added to recommendation.
6. csaxton 1/26/2005 POU
Comment: Claimed POU is in Section 26. Tax lot shows section 29. This appears to be a typo. Change made to recommend POU in Section 29 as defined by original license 63-03016 and in accordance with Tax Lot Data. In addition, POD claimed is in section 29 so it makes sence that the POU is in that same section.
7. jshurte 7/25/2005 Amended claim rec
Comment: Per NOE resumption of use totaled 4.34 acres in 2003. Claim was filed only for the 2 acres irrigated in 1987. Claimant filed amended claim based on resumption of use lacking injury increasing the acreage to match those irrigated in 2003. The SWSW had 40 acres licensed, therefore, the increase in acreage and cfs should be no problem.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3016D V1

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:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/26/2005 4:00:08 PM	csaxton			Active
Contacts	1/26/2005 4:00:17 PM	csaxton			Active
Priority Date	1/26/2005 4:00:38 PM	csaxton			Active
POD	1/26/2005 4:01:31 PM	csaxton			Active
Source	1/26/2005 4:13:14 PM	csaxton			Active
POU	1/26/2005 4:13:24 PM	csaxton			Active
Use	1/26/2005 4:14:59 PM	csaxton			Active
Season	1/26/2005 4:15:44 PM	csaxton			Active
Quantity	1/26/2005 4:17:06 PM	csaxton			Active
Summary			01/26/2005	csaxton	Active
Summary			07/25/2005	jshurte	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	7/25/2005 3:43:37 PM	jshurte	Updated shape for Active POU
POU	1/26/2005 4:13:48 PM	csaxton	Edited shape boundary
Contacts	1/26/2005 4:00:08 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Desktop Review
Contacts	1/26/2005 4:00:18 PM	csaxton	(No) 1. Do you want to schedule an appointment?
			Comment for 1: Desktop Review

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

Priority Date	1/26/2005 4:00:39 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/26/2005 4:01:32 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Property developed in 1977 according to Ada Co taxlot data. Recommend accomplished change in POD (C03).
Use	1/26/2005 4:15:00 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?
Season	1/26/2005 4:15:45 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

Quantity	1/26/2005 4:17:07 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - IDWR standard of 4.5 af per acre.
Source	1/26/2005 4:13:14 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/26/2005 4:13:25 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Summary	1/26/2005 4:19:21 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3016D V1

Summary	7/25/2005 5:13:18 PM	jshurte	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
POD	1/26/2005 4:02:24 PM	csaxton	Edited point location

Water Supply Bank:



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-03016D



1320 0 1320 Feet

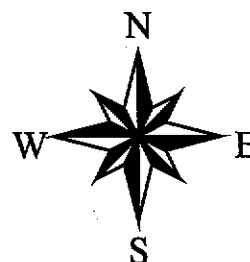
Total Irrigated Acres: 2.0

● Point of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2005

01/26/2005

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

RIGHT NUMBER: 63-3016D

NAME AND ADDRESS: GARY CANOVA
4602 MEANDER PL
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
9.000 AFY

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

PRIORITY DATE: 01/03/1955

POINT OF DIVERSION:

T05N R01E S29 NESWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.030 CFS 9.00 AFY
DOMESTIC	01/01 12/31	0.030 CFS
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION Within ADA County

T05N R01E S26 SWSW 2.0

DOMESTIC same as IRRIGATION

2 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.

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

EXPLANATORY MATERIAL: License

Parcel #: R8163190050

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

WATER RIGHT NUMBER: 63-3016D V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GARY CANOVA 4602 MEANDER PL EAGLE, ID 83616 (208)939-1488

Priority Date: 01/03/1955

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.030 CFS	9.00 AF
DOMESTIC	01/01 to 12/31	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	9.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4SW1/4	Sec. 29, Twp 05N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 01E 26											2.0						2.0

Total Acres: 2

DOMESTIC same as IRRIGATIONConditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.
3. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
4. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
5. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
6. X01 Domestic use is for 1 home.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

1. Explanatory Parcel #: R8163190050

Comments:

1. csaxton 1/26/2005 Resumption

Comment: Use of this portion of 63-03016 has been resumed. 2003 photography shows evidence of irrigation.

2. csaxton 1/26/2005 Diversion Rate

Comment: Diversion rate recommended at licensed diversion rate of 0.013 cfs per acre.

3. csaxton 1/26/2005 POD(1)

Comment: POD digitized from map in file for proposed transfer that was not approved..

4. csaxton 1/26/2005 POD(2)

Comment: Property developed in 1977 according to Ada Co taxlot data. Recommend accomplished change in POD (C03).

5. csaxton 1/26/2005 Purpose of Use

Comment: Since Domestic use was licensed. Can recommend domestic as a purpose of use. But since we do not know if this was the original homestead at the time of licensing, must recommend as an accomplished change in purpose of use with a non-cumulative diversion rate. Meaning, diversion rate for domestic use alone is not added to recommendation.

6. csaxton 1/26/2005 POU

Comment: Claimed POU is in Section 26. Tax lot shows section 29. This appears to be a typo. Change made to recommend POU in Section 29 as defined by original license 63-03016 and in accordance with Tax Lot Data. In addition, POD claimed is in section 29 so it makes sense that the POU is in that same section.

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:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/26/2005 4:00:08 PM	csaxton			Active
Contacts	1/26/2005 4:00:17 PM	csaxton			Active
Priority Date	1/26/2005 4:00:38 PM	csaxton			Active
POD	1/26/2005 4:01:31 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

Source	1/26/2005 4:13:14 PM	csaxton	Active
POU	1/26/2005 4:13:24 PM	csaxton	Active
Use	1/26/2005 4:14:59 PM	csaxton	Active
Season	1/26/2005 4:15:44 PM	csaxton	Active
Quantity	1/26/2005 4:17:06 PM	csaxton	Active
Summary	01/26/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/26/2005 4:13:48 PM	csaxton	Edited shape boundary
Contacts	1/26/2005 4:00:08 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
Contacts	1/26/2005 4:00:18 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
Priority Date	1/26/2005 4:00:39 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/26/2005 4:01:32 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (No) 5. Can the claimed POD be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the POD? (Yes) 7. Can the change be verified as an accomplished transfer? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required? Description for Question 6 - Property developed in 1977 according to Ada Co taxlot data. Recommend accomplished change in POD (C03).
Use	1/26/2005 4:15:00 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

Season	1/26/2005 4:15:45 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	1/26/2005 4:17:07 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - IDWR standard of 4.5 af per acre.
Source	1/26/2005 4:13:14 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/26/2005 4:13:25 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3016D V1

Summary	1/26/2005 4:19:21 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	1/26/2005 4:02:24 PM	csaxton	Edited point location

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3016D

WATER RIGHT NUMBER: 63-3016D

Owner Type Name and Address
Current Owner GARY CANOVA ✓
 4602 MEANDER PL
 EAGLE, ID 83616
 (208)939-1488

Priority Date: 01/03/1955 ✓

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>
IRRIGATION ✓	8/15 to 11/15	0.030 CFS ✓	9
DOMESTIC	1/01 to 12/31	0.030 CFS	limit down to 13000 GPD
	<u>Total Diversion:</u>	0.030 CFS	9
		0.03	

Location of Point(s) of Diversion

GROUND WATER ✓ NE 1/4 SW 1/4 SW 1/4 Sec. 29, Twp 05N, Rge 01E, B.M.
ADA County ✓

Place of Use ✓
IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01E	26	NE	NW	SW	SE	2.0 ✓
		29					

Total Acres: 2 ✓

DOMESTIC ✓

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01E	26	NE	NW	SW	SE	X ✓
		29					

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Claim Received Date: 5/20/1999

State or Federal: S

Mitigation Plan: False

Parcel # = R8163190050

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

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-030160

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: CP3
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		NE	SW	SW	29	5N	1E	Ada	Digital

Description of diverting works

OVERLAP REVIEWOther water rights with the same point of diversion: None

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

WATER USES

- ☐ No change
☐ Different Uses

Use Irr From 3-1 To 11-15 Amount 0.03 CFS 9 AFA
 Use Dom From 1-1 To 12-31 Amount 0.03 CFS N-code AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- ☒ Incomplete on claim, the total is, Amount 0.03 CFS 9 AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☐ No change
☒ Changes Exam found: Domestic # of homes 1 Stock # _____
 Types _____ Additional comments: _____

PLACE OF USE:

- ☒ No Change
☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
5N	1E	27											2						2

Overlap with other water rights: None

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

Delivery System Narrative: see license, original, in file.

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

FLOW MEASUREMENTS:

N/A

Attach appropriate documents

see licensed diversion Rate of 0.013 cfs/acre

NARRATIVE/REMARKS/COMMENTS

see comments in ECR

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 1-26-05

FIELD EXAMINER: Craig R. Fisher

63-03016
1.64 cfs
125 ac

Claimed	Recommend	
A Stillwell Jr		<i>Recommended</i>
0.2 Irr	0.12	Needs Change of Ownership (2)
10	9.3	Licensed POD
	41.9	
B Glenn, Jefferey		<i>Recommended</i>
0.12 Irr + Dom	0.05	Built 1978 - C03
4	4	Irr + Dom / C04
	18	
C Davey, Richard		<i>Recommended</i>
0.01 Irr	0.007	Built 1984
0.5	0.5	Irr
	2.25	
D Canova, Gary		<i>Recommended</i>
0.03 Irr + Dom	0.026	Built 1977 - C03
<i>± 4.34 Amended</i>	<i>± 4.34</i>	Irr + Dom / C04
	<i>± 19.5</i>	
E Arnold, Bill		<i>Recommended</i>
0.07 Irr	0.07	Licensed POD
5	5	Irr
	22.5	Built 1998
F Ferri, Frank		<i>Recommended</i>
0.07 Irr	0.07	Licensed POD
5	5	Irr
	22.5	Built 1999
G Clune, Mike		<i>Recommended</i>
0.05 Irr	0.03	Licensed POD
4	2.5	Irr
	11.3	Built 1999
H Gray, Christopher		<i>Recommended</i>
0.065 Irr	0.066	Licensed POD
5	5	Irr
	22.5	Built 1994
J Canegaly, Paul		<i>Recommended</i>
0.03 Irr	0.020	Licensed POD
1.5	1.5	Irr
	6.8	Built 1995
K Goold, Jeffrey		<i>Recommended</i>
0.078 Irr	0.07	Licensed POD
6	5.7	Irr
	25.7	Built 1998
L Fetzer, Tim		<i>Recommended</i>
0.05 Irr	0.05	C03
4	3.8	Irr
	17.1	Built 1986
M Murray, Michael		<i>Recommended</i>
0.066 Irr	0.02	Licensed POD
5	1.3	Irr
	5.9	Built 1992
N Ward, Bob		<i>Recommended</i>
0.065 Irr	0.06	Licensed POD
5	4.8	Irr
	21.6	Built 1998
P Carpenter, Floyd		<i>Recommended</i>
0.05 Irr	0.03	Licensed POD
2.5	2.5	Irr
	6.3	Built 1994
Q Milam, Ben		<i>Recommended</i>
0.066 Irr	0.066	Licensed POD

Claimed as 0.065, H

Claimed as 0.066, H

	5	5	Irr	
		22.5	Built 1987	
R	Find, Ingvard		Recommended	
	0.05 Irr	0.056	Licensed POD	Claimed as 0.05, Ha
	4.3	4.3	Irr	
		19.4	Built 1997	
S	Bowman, Steven		Recommended	
	0.05 Irr	0.052	Licensed POD	Claimed as 0.05, Ha
	4	4	Irr	
		18	Built 1998	
T	Thomas, John		Recommended	
	0.05 Irr	0.052	C03	Claimed as 0.05, Ha
	4	4	Irr	
		18	Built 1979	

Sum CFS=	1.17
Sum Acre=	76.8
Sum Vol =	N/A

Un-accounted for CFS=	0.47
Un-accounted for Acres=	48.2
Un-accounted for Vol=	N/A

Diversion Rate per Acre =	0.01312
Diversion Vol per Acre =	4.5

Sum CFS=	0.921 0.948
Sum Acre=	70.2 72.54
Sum Vol =	310.9 321.4

Un-accounted for CFS=	-0.72 1.046
Un-accounted for Acres=	54.8 52.46
Un-accounted for Vol =	N/A

* Licensed for Domestic and Irrigation

* No Licensed Diversion Rate. Use IDWR standard of 4.5 AFA

10-29-04 : Well log supplied and it was drilled in 1977. Rec. Accomplished a POD. Rec. Current well as POD w/cp3.

: TR 5481 to change POD + Nature of use Voided on Feb 23, 2000. Can't rec Domestic use as it wasn't licensed

: No Licensed SOU - Rec. IDWR Standard

: POD Location determined by looking at maps in file. Digitized, not GPS'd.

: No Vol determined on license. Rec. IDWR Standard of 4.5 AF/ac.

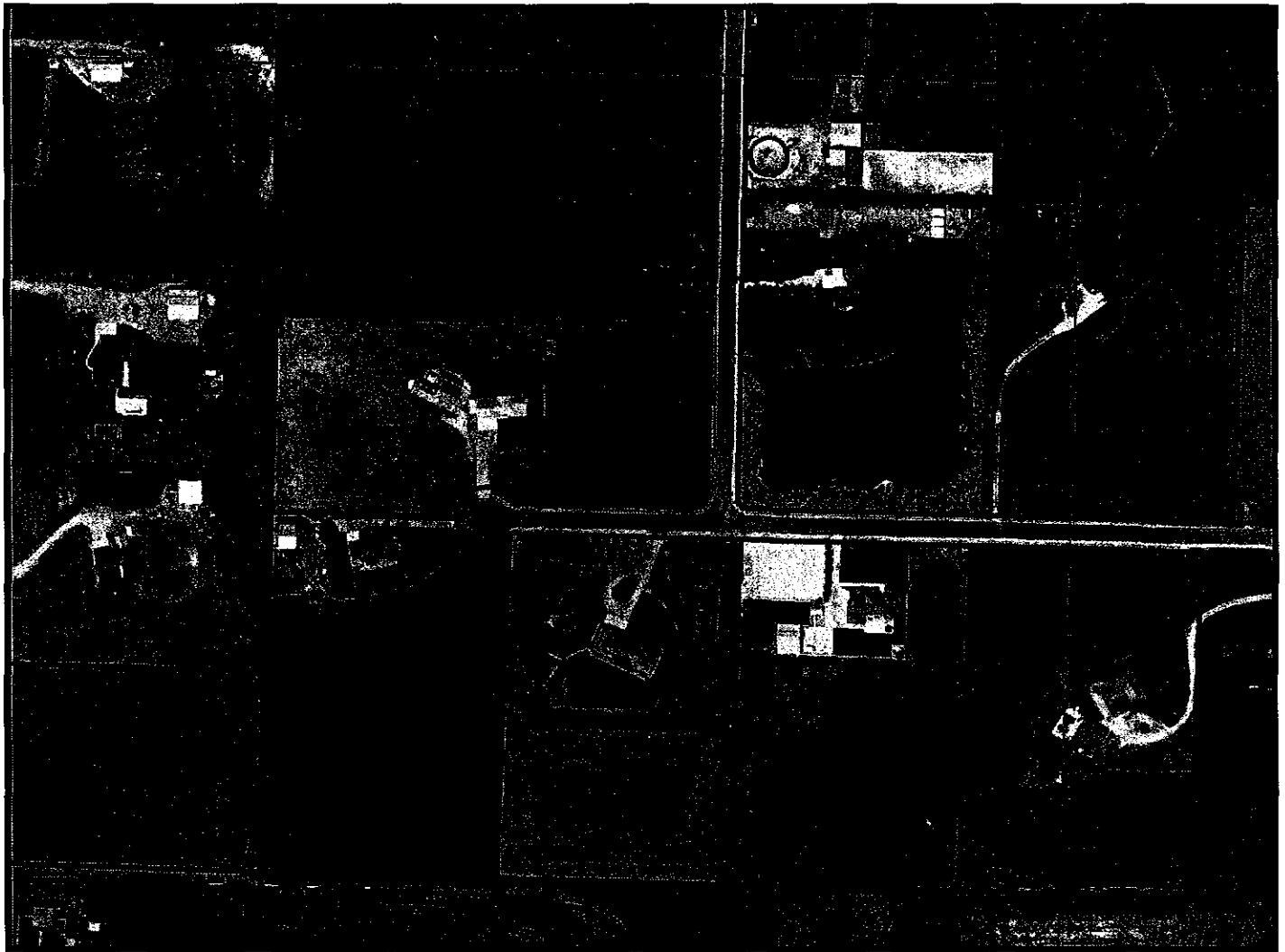
: Parcel: R 8163190050 - Property Built in 1980

: Claim lists POD as Sec 26 and it should be Section 29. Based on POD legal claimed and Ada CO tax lot data it appears that sec 26 is a typo. Rec. POD as Sec 29.

: No Separate Domestic claim. Cannot Rec Dom under this claim as license dom is for original Home.



63-03016D POU & POD Claim Map 2003 Photography



0 1320 Feet

A horizontal scale bar is located below the text '0 1320 Feet'. It is a simple black line with a small vertical tick at the left end, indicating the scale of the map.

● Claimed Point of Diversion

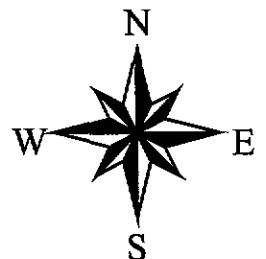
□ Claimed Place of Use

□ Ada County Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Total Claimed Acres: 2.0



Prepared by: C. Saxton
Date: January 2005

Ada County Assessor Land Records/GIS

Land Records

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
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- [Image Documents](#)
- [Old interactive map](#)

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

Property Details for Parcel R8163190050

General Information

Property Acres: 5.000
 Zone Code: RR
 Primary Code Area: 270 Tax Districts
 Group Type: SUB
 Subdivision: STILLWELL ESTATES NO 05
 Section: 5N1E29

Property Description

LOT 1 BLK 2
 STILLWELL ESTATES #5
 #8416822

Property Address

4602 N MEANDER PL
 EAGLE, ID 83616



[Click to View 7 Year Aerial Map](#)

Assessor Links

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- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method	Code Area
Primary	150-RES SUB LOT	5.000	\$131,300	MARKET	270
Primary	370-RES IMPROVEMENT	0.000	\$217,900	COST	270

Total Assessed Value: \$349,200

Parcel Valuation History

Assessed value for year 2004 \$349,200
 Assessed value for year 2003 \$342,900
 Assessed value for year 2002 \$302,700
 Assessed value for year 2001 \$242,700
 Assessed value for year 2000 \$242,700

Property Characteristics

Residential
 Land

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Land Records

Characteristics Detail

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Residential Characteristics 1 for Parcel "R8163190050"

Occupancy Date:	No Date Available
Year Built:	1980
Year Remodel:	0
Effective Age:	0
Construction Class:	5
Number of Bedrooms:	3
Number Bathrooms:	2.0
Number of Fireplaces:	2
Air Conditioning:	Y
Car Storage Sq Ft #1:	660
Car Storage Sq Ft #2:	800
General Purpose Building Sq Ft:	96
Porch Sq Ft:	0
Deck Sq Ft:	730
Deck Covered:	N
Patio Sq Ft:	360
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	2561
Main Floor Sq Ft:	1614
Upper Floor Sq Ft:	947
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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Receipt Details for ID W025220

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/20/1999 2:07:31 PM	5/20/1999	Western	\$252.00	Check
Payer		CANOVA, GARY		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1021			
Card Expiration Date	Credit Card Transaction #		

Comment APPLICATION FOR TRANSFER

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$50.00	APPLICATION FOR PERMIT	62103	229	21	0	1155
\$102.00	SRBA CLAIM 63-03016D	41503	337	0	0	1155
\$100.00	APPLICATION FOR TRANSFER	62105	229	21	0	1155

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3016	D	\$102.00	Claim

Print Report

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF APPLICATION)
FOR TRANSFER NO. 5481 IN THE)
NAME OF GARY CANOVA)

**PRELIMINARY ORDER VOIDING
APPLICATION FOR TRANSFER**

This matter having come before the Department of Water Resources ("Department") as a result of an application for transfer of water right, the Department makes the following Findings of Fact, Conclusions of Law, and Order:

FINDINGS OF FACT

1. On May 20, 1999, Gary Canova ("applicant") submitted an application for transfer ("application") to the Department seeking to move 0.03 cubic feet per second of ground water from a well within the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Township 5N, Range 1E to another well within the NE $\frac{1}{4}$ SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 29, Township 5N, Range 1E, B. M., and change the nature of use from irrigation purposes to domestic and irrigation purposes. The application for transfer was advertised and no protests were received.
2. On January 6, 2000, the Department corresponded with the applicant requesting clarification of items on the application, including the amount of water being transferred and the signature on the application form.
3. The Department also has attempted to contact the applicant by phone several times, leaving messages for the applicant but has received no response to the requests for clarification.

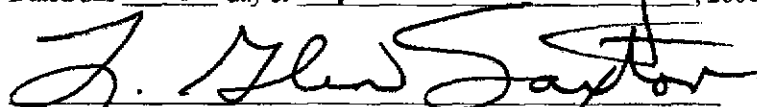
CONCLUSIONS OF LAW

1. Section 42-204, *Idaho Code*, provides that the failure of an applicant to supply requested information within 30 days is cause for the Department to void an application.
2. The Department should void the application as provided in Section 42-204, *Idaho Code*.

ORDER

IT IS, THEREFORE, HEREBY ORDERED that Application for Transfer of a portion of Water Right No. 63-03016 in the name of Gary Canova is **VOIDED** as provided in Section 42-204, *Idaho Code*.

Dated this 23rd day of February, 2000.


L. GLEN SAXTON
Chief, Water Allocation Bureau

RECORDED MAIL



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

February 24, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

GARY CANOVA
4602 MEANDER PLACE
EAGLE ID 83616

RE: Preliminary Order for Application for Transfer 5481

Dear Mr. Canova:

The accompanying order is a "preliminary order" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the department unless a party petitions for reconsideration within fourteen (14) days after issuance as described in the enclosed information sheet.

If you have any questions regarding this matter, please call me at 208-327-7940.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jeff Peppersack'.

Jeff Peppersack, Manager
Water Right Permits Section

JP:klt

Enclosures

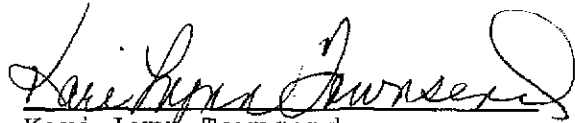
400-200-1000
1-800-327-7900

CERTIFICATE OF MAILING

I hereby certify that on the 24th day of **February**, 2000, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDER** to the person(s) listed below:

RE: Preliminary order for Application for Transfer 5481

**GARY CANOVA
4602 MEANDER PLACE
EAGLE ID 83616**


Kari Lynn Townsend
Secretary



5

EXPOSE
PEOPLES

APR 28 2000

ATTACHMENT A

Buffington, Denise

From: Smith, Danni
Sent: Thursday, February 28, 2002 10:20 AM
To: Buffington, Denise
Subject: RE: 36-3016D

yES 63, I'VE BEEN SCANNING 36. SORRY

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

From: Buffington, Denise
Sent: Thursday, February 28, 2002 10:03 AM
To: Smith, Danni
Subject: RE: 36-3016D

If this is really a claim in B-36, then I can't help you. But if it's supposed to be B-63, I can take a look!!! Let me know.

DB

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

From: Smith, Danni
Sent: Thursday, February 28, 2002 9:58 AM
To: Buffington, Denise
Subject: 36-3016D

Hey! My Dr. said I couldn't get antibiotic prescription last week unless I checked on his water rights, so...here I am asking for help.

He has the above adjudication claim and the pou shows, sec. 26, however on the original license and the pod it looks like it should be sec. 29. The original claim has not been microfilmed or I would have checked myself. So can you see what the original claim says. Hope it's a typo, if not do you have a letter to ask for an amended claim? Thanks, no hurry. Have a great mailing!

2/28 - Danni is checking w/ Dons. on
fixing.

~~332-1228~~

State of Idaho

License and Certificate of Water Right

Water License No. G-25342Amount 1.64 c.f.s.

Water District No. _____

Priority January 3, 1955

THIS IS TO CERTIFY that WALTER P. STILLWELL, Jr.
 of Eagle, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated January 3, 19 55; that Permit No. G-25342
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.64 second feet, was issued thereunder on September 9, 19 60, showing that said works
 were completed on the 23rd day of December, 19 59; and that on the 23rd
 day of December, 19 59,

WALTER P. STILLWELL, Jr.

of Eagle, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean flow, for the purpose of irrigation & Domestic
use, under Use Permit No. G-25342 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 6960, on the 9 day of September, 19 60;

The right hereby confirmed dates from January 3, 19 55;

The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 29, Tp. 5 N., R. 1 E., B. M. Ada County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
 aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
 not exceed 1.64 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit.	No. Acres Actually Irrigated
5 N.	1 E.	29	NE 1/4 SE 1/4	30	1.5
			NW 1/4 SE 1/4	30	18.5
			NE 1/4 SW 1/4	30	10.0
			NW 1/4 SW 1/4	30	15.0
			SW 1/4 SW 1/4	40	40.0
			SE 1/4 SW 1/4	40	40.0
			Total number of acres to be irrigated:		

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

9th day of September, 19 60.GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

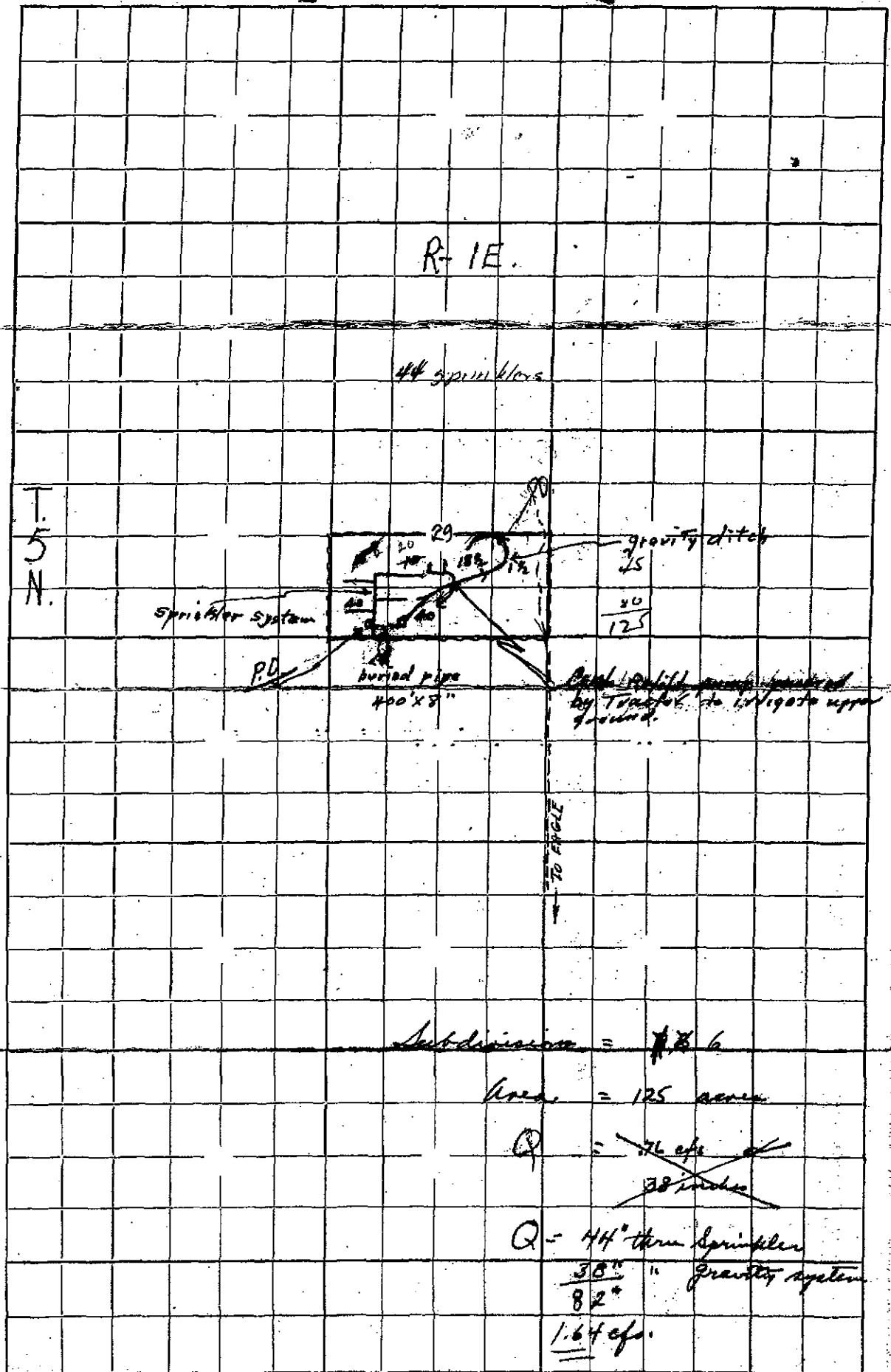
STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G25342

REPORT ON PROOF OF Completion of Works & Beneficial Use

Walter P. Stillwell, Jr., Box 75, Eagle, Idaho



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

25342

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Demand 365 Y 10

REPORT OF ENGINEER

40' Eff. fr. pump to high outlet
Permit No. G-25342

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

1. Name of applicant Walter P. Stillwell, Jr.

2. Source of water supply: Subterranean flow from wells

3. Location of point of diversion: Is in the SW 1/4 of Section 29

T. 5 N. R. 1 E. B. M. County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 162' deep, capd. 14" to 130' - 12" perforated lining to 12' - 5" main. S. of prop. 1140' - 5" width. 800' 4" lateral. 940' 3" lateral. 22 heads per lateral. 42 hp. G.E. 440V #15 J. 612108. Johnson Turbine #10-3266. 3' x 3' concrete base, wood house approx 6' x 8', Trumbull & Cutler Hammer. Control on pole to S. 2400' - 2" steel buried main, ditch into open ditch top of hill. 6" to Cent. Powerless pump 3" x 2 1/2" Mod. PE 1001 Serial # DPW-173-00 75 hp Horizontal Motor #2017860 Westinghouse Motor

5. Water is used for: irrigation and domestic

6. State whether or not water has been turned into works of diversion: Yes.

5" portable Al. main for sprinkler system

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):

S 1/2 of Sec. 29, Twp. 5 N., Rge. 1 E. B. M.

checked sprinkler with pressure gauge
gravity with V weir

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

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

Remarks: Mr. Stillwell along

This examination was made on the 16th day of August, 1960.

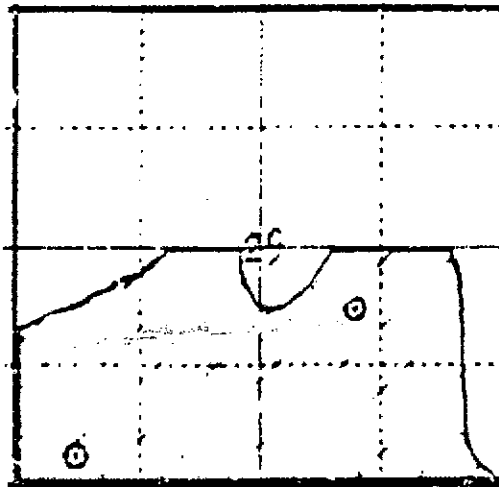
(Signed) Lloyd Johnson

Examiner.

#25342

1987-1994- IRRIGATION COMPARISON SHEET
WATER RIGHT 63-03016
T-5N R-1E Sec. 29

Original Licensed acres in pink



Original
Licensed
Acres

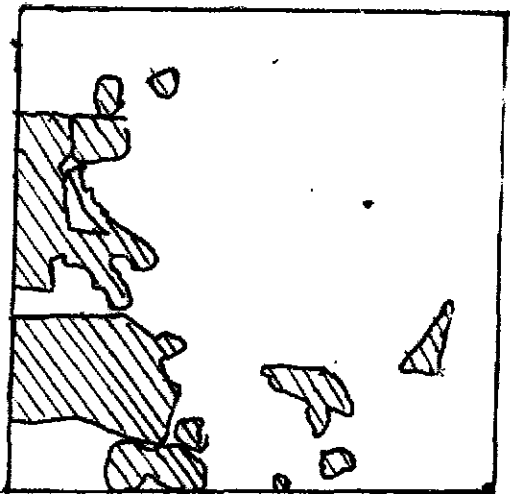
Original Licensed Acres for 63-03016 in pink.

① POINTS OF DIVERSION FOR ORIGINAL RIGHT

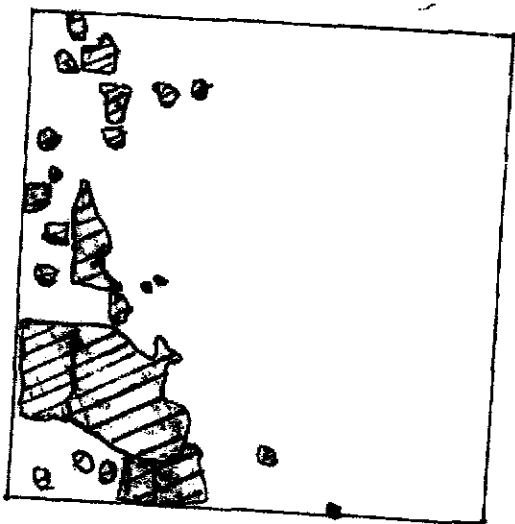
M. G. C. C. C.

APR 21 1988

LAND IRRIGATED in 1987

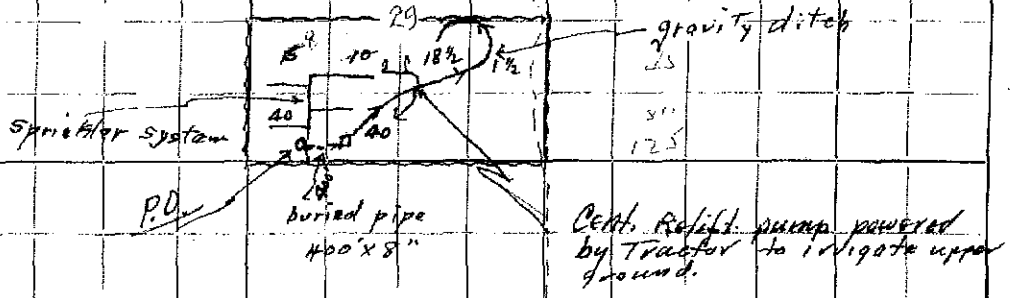


LAND IRRIGATED in 1994



R-1E.

T.
5
N.



Subdivisions = ~~18~~ 6

Area = 125 acres

Q = ~~76 cfs of 38 inches~~

Q = 44" thru sprinkler
 $\frac{38"}{82"} = 1.64 \text{ cfs.}$
 Gravity system

LWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: A63-03016D Date: 8-17-01

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5N	1E	26											2						2
GIS	5N	1E	29											2						2
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 2

Total GIS Acres: 2

Overlapping POU Claim #'s:

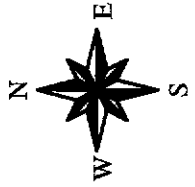
COMMENTS:

per claim map - please note - section is 29, not 26 as listed on claim sheet

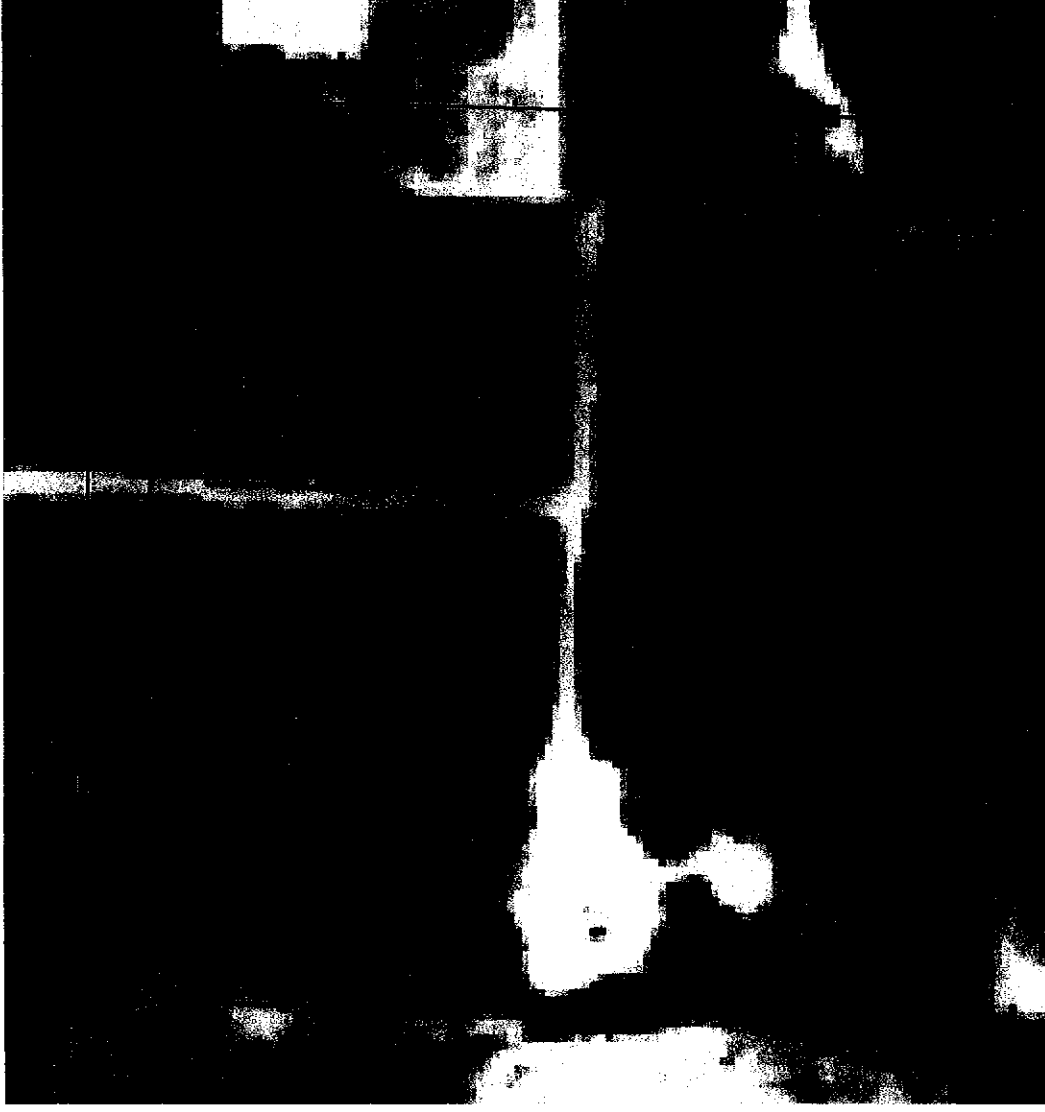
Idaho Department of Water Resources

Claim Number: 63-03016D
Legal: T05N, R01E, S29
Reviewed By:

- ☉ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines



1987 Napp Photo



0 0.25 Miles

Idaho Department of Water Resources

Claim Number: 63-03016D
Legal: T05N, R01E, S29
Reviewed By:

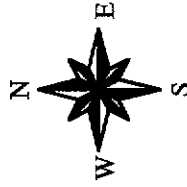
☉ Point of Diversion

Place of Use

Section Lines

Quarter Quarter Lines

1987 Napp Photo



0 0.25 Miles

FYI

Splits for Stillwell Estates No. 10 Subdivision, Block 5 under 63-3016

Lot 9/10 – 1 acre in the NESW, 4 acres in the SESW, S29, T. 5N, R.1E for 5 acres and .065 cfs

Lot 11/12 – 4 acres in the NESW, 1 acre in the SESW, S29, T. 5N, R. 1E for 5 acres and .065 cfs

Lot 13/14 – 4 acres in the NESW, 1 acre in the NWSE, S29, T5N, R1E for 5 acres and .065 cfs

Lot 15/16 – 1 acre in the NESW, 5 acres in the NWSE, S29, T5N, R1E for 6 acres and .078 cfs

Lot 17/18 – 5 acres in the NWSE, S29, T5N, R1E for .065 cfs

Lot 19/20 – 4 acres in the NWSE, S29, T5N, R1E for .05 cfs

Lot 21 – 1.6 acre in the NWSE, S29, T5N, R1E, for .02 cfs

Lot 22 – 1 acre in the NWSE, S29, T5N, R1E, for .013cfs

Totals are 10 acres in the NESW, S29 (Same as on Right No. 63-3016) no lots remaining

5 acres in the SESW (total licensed is 40 – remaining lots need to file)
17.6 acres in the NWSE (Right No. 63-3016 had 18) no lots remaining

~~ATTACHED~~
~~See map on 163 03016A for~~
~~map of this location.~~

