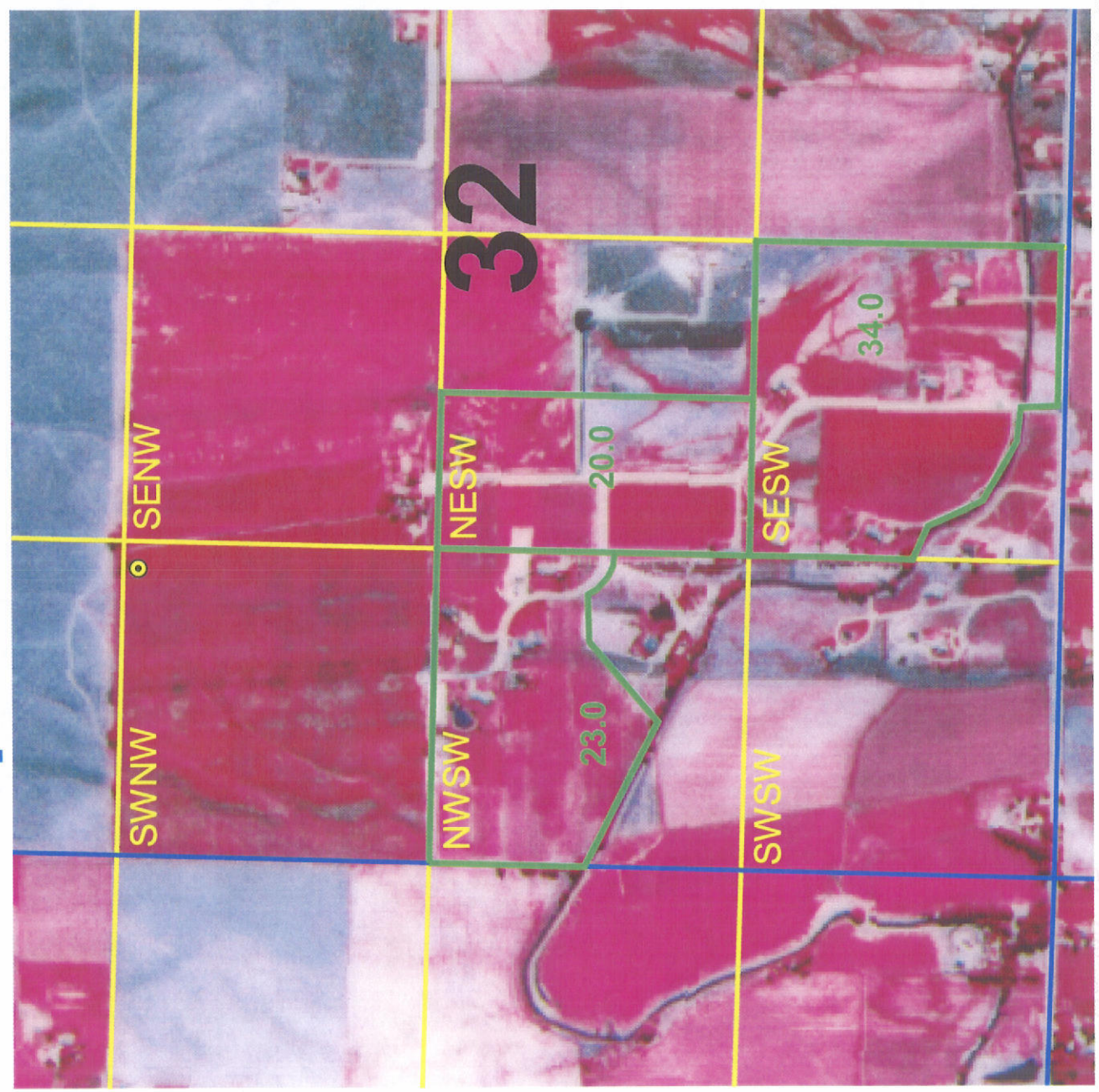


Idaho Department of Water Resources

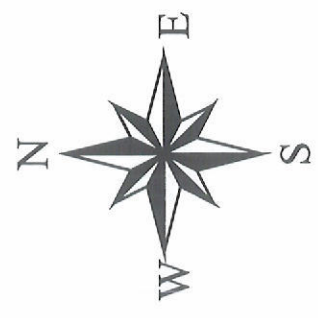
T05N, R01E,
S32

Claim No: 63-03018
Prepared By: Kimberly Brown
Date: December 16, 2003



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

Acres Irrigated = 77.0

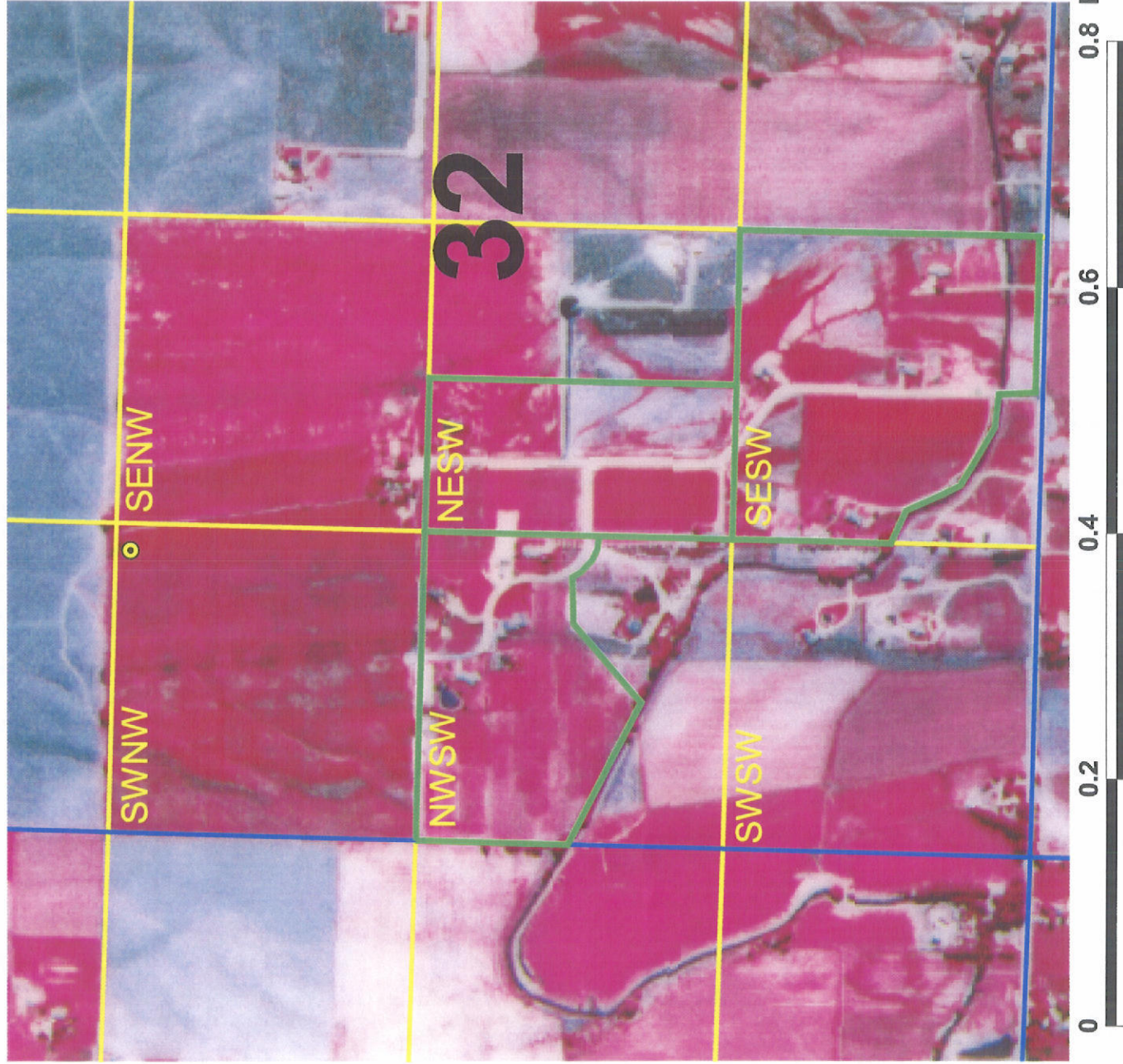


1987 NAPP

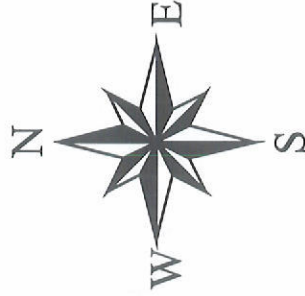
Idaho Department of Water Resources

**T05N, R01E,
S32**

Claim No: 63-03018
Prepared By: Kimberly Brown
Date: December 16, 2003



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

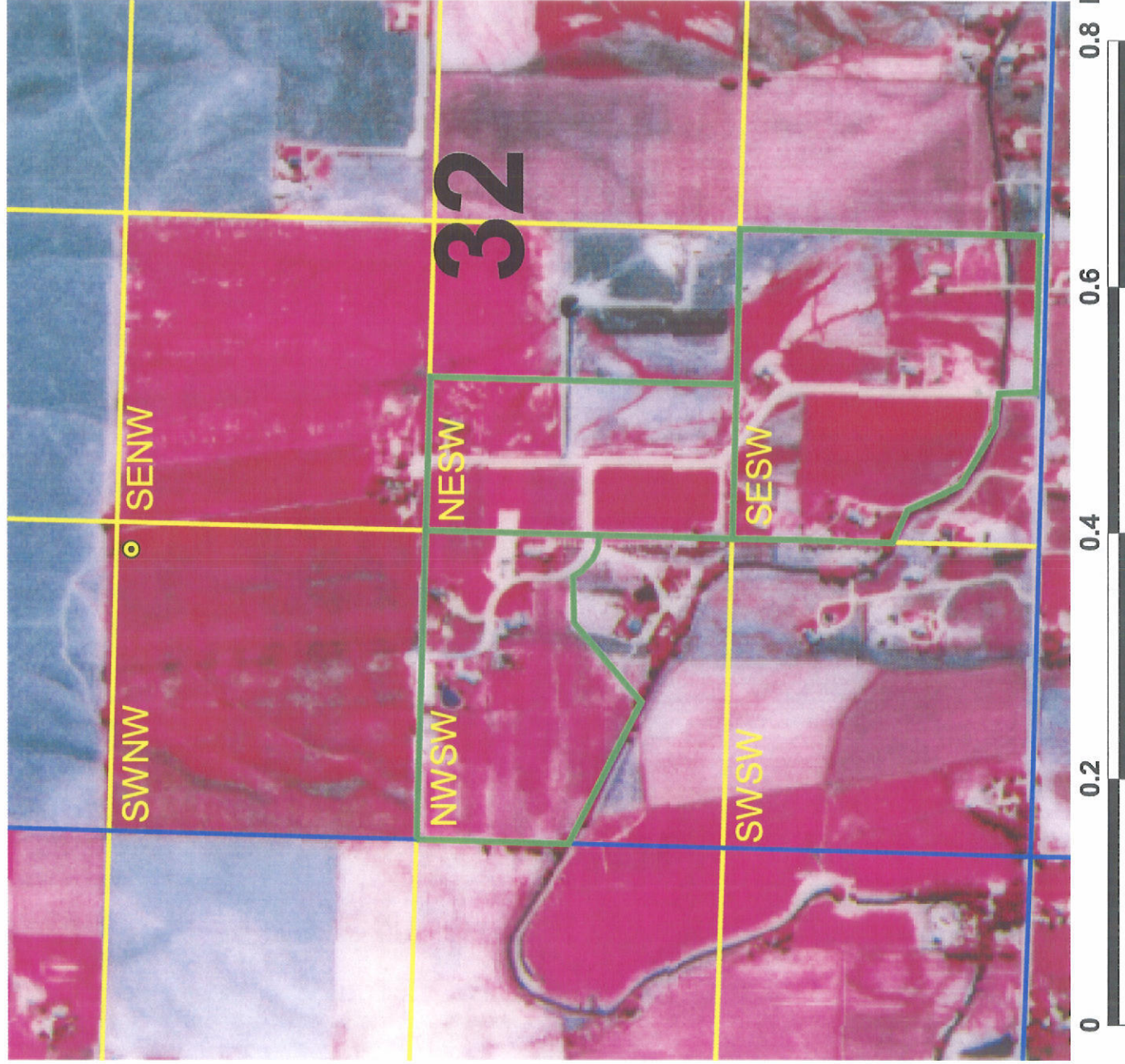


1987 NAPP

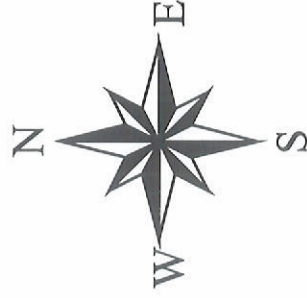
Idaho Department of Water Resources

T05N, R01E,
S32

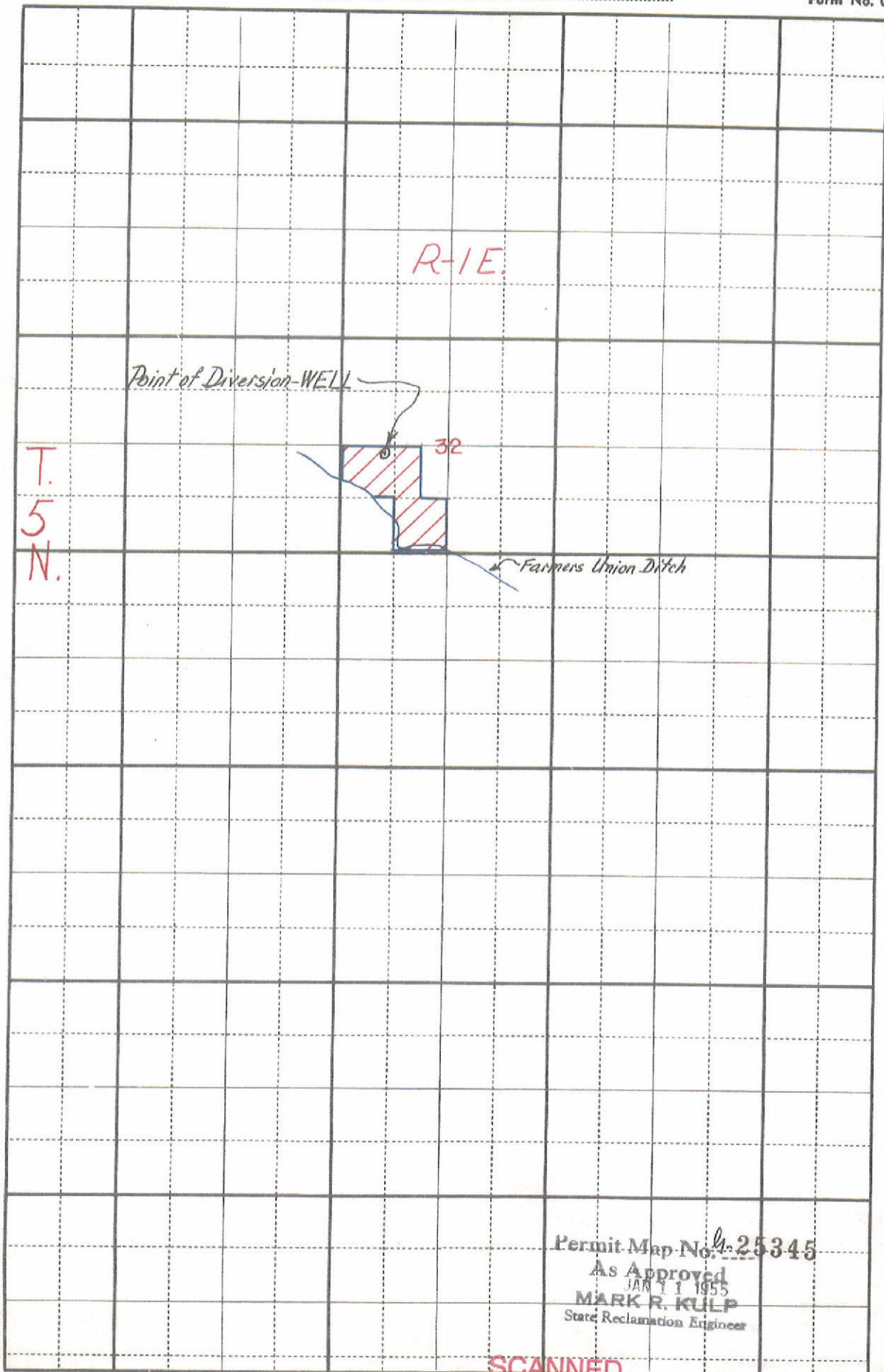
Claim No: 63-03018
Prepared By: Kimberly Brown
Date: December 16, 2003



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



1987 NAPP



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

SCANNED

JUL 09 2004

25345

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 63-3018
Date Received: 9/1/1989
Receipt No: W005402
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID USA 83616

Phone: (208) 939-4822

2. Date of Priority: 01/04/1955

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	32	SW NW	ADA	

5. Description of diverting works:

168' WELL, 75 HP PUMP, FLOWS INTO OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.76	

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

8. Total consumptive use:

9. Non-irrigation uses:

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JUL 09 2004

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	32	NE	SW	IRRIGATION	20
			NW	SW	IRRIGATION	22
			SE	SW	IRRIGATION	35
Section Acres						77
Total Acres						77

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:

Address change by DB 7/8/2004

P/U BEING SUBDIVIDED.

EAGLE PINE SUBDIVISION WATER USERS ASSOC. (EPSWUA) FURNISHES WATER TO INDIVIDUAL PROPERTY OWNERS IN THE 16 LOT EAGLE PINE SUBDIVISION, EXCEPT LOT 8, BLOCK 2 AND LOT 3, BLOCK 3. A COPY OF THE EAGLE PINE SUBDIVISION PLAT IS ATTACHED. I AM PRESIDENT OF EPSWUA.

15. Basis of Claim: License

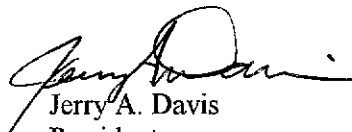
Eagle Pines Water Users Association
3120 Osprey Road
Eagle, ID 83616

Department of Water Resources
1301 N. Orchard Street
Boise, ID 83706

Dear Sir:

Please update the address on our subdivision's irrigation water right #63-3018 to the following street address: *3120 Osprey Road.*

Sincerely,


Jerry A. Davis
President

Phone: 939-4822

June 8, 2004

RECEIVED
JUN 09 2004
Department of Water Resources

RECEIVED

JUN 29 2004

WATER RESOURCES
WESTERN REGION

SCANNED SCANNED
JUL 09 2004 JUN 29 2004

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03018
Date Received: 9/01/1989
Receipt No: W005402
Received By: DE AD

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EAGLE PINE SUBDIVISION WATER USERS ASSOC 208-939-2013
Address: 3600 OSPREY ROAD
EAGLE, ID 83616

2. Date of Priority: JAN 04, 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	32	SW	NW			ADA

5. Description of diverting works:
168' WELL, 75 HP PUMP, FLOWS INTO OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.760		

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

8. Total consumptive use is 269.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	32	NE	SW		IRR	20.0
			NW	SW		IRR	22.0
			SE	SW		IRR	35.0

A63-03018

Page 1

Date: 07/13/90

SCANNED
JUL 09 2004

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AUG 18 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	77.0
					Total Acres	77.0

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:

P/U BEING SUBDIVIDED.
EAGLE PINE SUBDIVISION WATER USERS ASSOC. (EPSWUA) FURNISHES
WATER TO INDIVIDUAL PROPERTY OWNERS IN THE 16 LOT EAGLE PINE
SUBDIVISION, EXCEPT LOT 8, BLOCK 2 AND LOT 3, BLOCK 3. A COPY OF
THE EAGLE PINE SUBDIVISION PLAT IS ATTACHED. I AM PRESIDENT OF
EPSWUA.

15. Basis of Claim: LICENSE

Water Right Number: 25345

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

**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 63-03018Date Received 9-1-89Receipt Number W005402

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

RECEIVED
SEP 1 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Eagle Pine Subdivision Water Users Assoc Phone (208) 939-2013
Mailing Address 3600 Osprey Road, Eagle, Idaho Zip 83616

2. Date of Priority (Only one (1) per claim) January 4, 1955

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

4. a. Location of existing point of diversion is: Township 05N Range 01E Section 32,
SW 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of ADA

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 168 foot deep well with a

75 HP turbine pump. Water flows into an open ditch approximately
1300 feet south of well to the irrigated property.

SCANNED MICROFILMED
JUL 09 2004 AUG 18 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

SCANNED
MICROFILMED
JUL 18 1985
JUL 18 1985

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Nov 1 amount 1.760 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.760 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 269.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) None

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
05N	01E	32									20	22		35					77

* I think this is supposed to be: Lot 3, Block 2 (not 3)
12.16.03 KLB

Total number of acres irrigated 77

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

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

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

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

or None (X)

14. Remarks:

Eagle Pine Subdivision Water Users Assoc. (EPSWUA) furnishes water to individual property owners in the 16 lot Eagle Pine Subdivision, except Lot 8, Block 2 and Lot 3, Block 3*. A copy of the Eagle Pine Subdivision Plat is attached. I am President of EPSWUA.

SCANNED

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Eagle Pine Subdivision

Last Name Water Users Assoc. Ident No. _____

JUL 09 2004

Copies: 1 - State 1 - County 1 - Claimant

AUG 18 1992

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

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

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

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

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JUL 18 1988

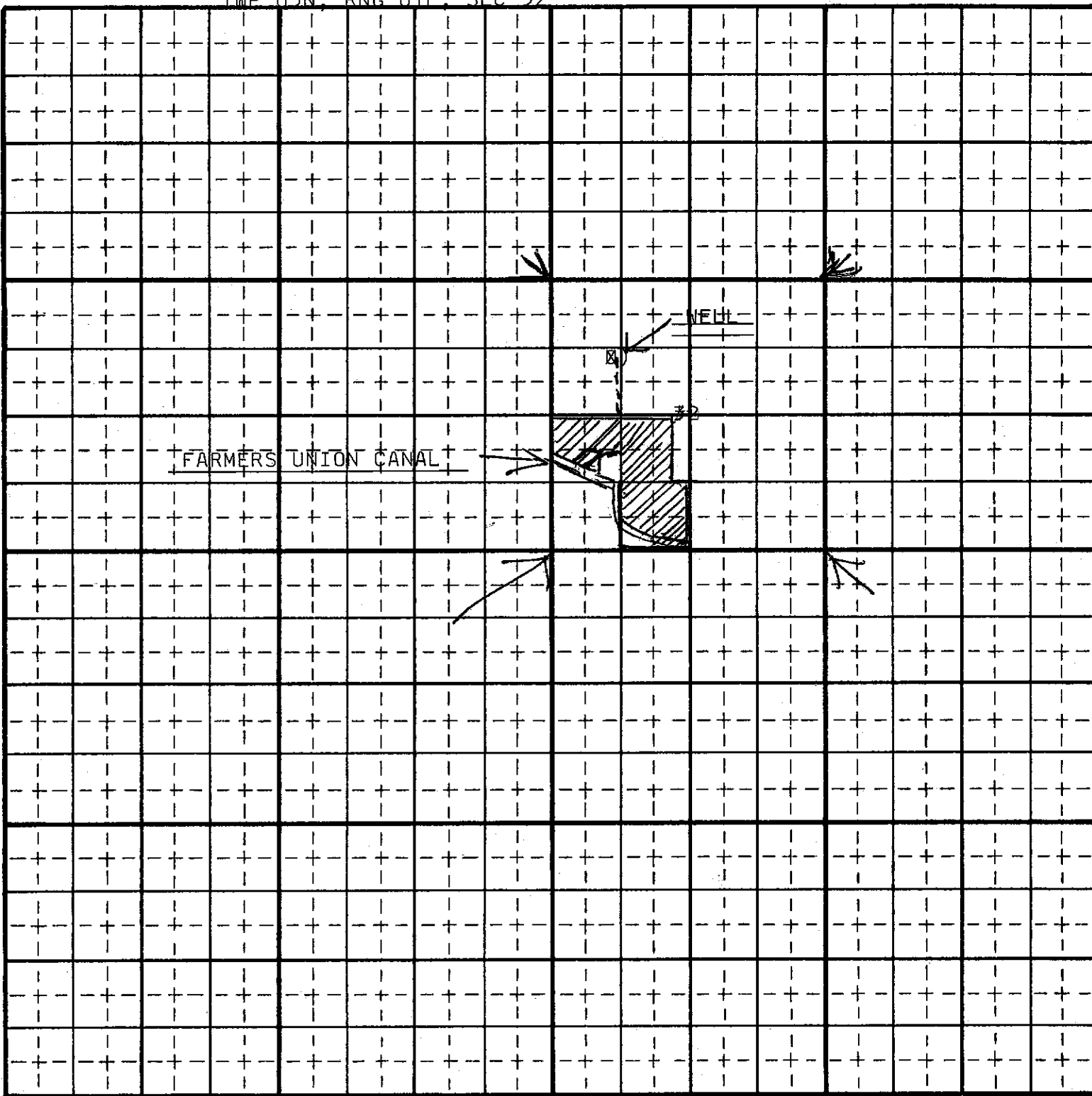
RECEIVED

JUL 18 1988

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

Scale: 2 inches equals 1 mile

TWP. 05N., RNG. 01E., SEC. 32



SCANNED

JUL 09 2004

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AUG 18 1992

Eagle Pine Subdivision
Last Name Water Users Assoc.

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-03018
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 3 (1 EPS Plat, (2) Well Agreement Fisher To Walker,

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true (3) to EPSWUA. and correct.

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

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

_____ Title
of Eagle Pine Subdivision Water Users Assoc (EPSWUA) that I have signed the foregoing
_____ Organization
document in the space below as President of EPSWUA
_____ Title _____ Organization

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

Signature of Authorized Agent

Title and Organization Eagle Pine Subdivision Water Users Assoc. Date 8/31/89

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

Subscribed and sworn (or affirmed) before me this 31st day of August 19 89

SEAL

Notary Public

Residing at

My Commission Expires

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Eagle Pine Subdivision
Last Name Water Users Assoc. Ident. Number _____

SCANNED
JUL 09 2004

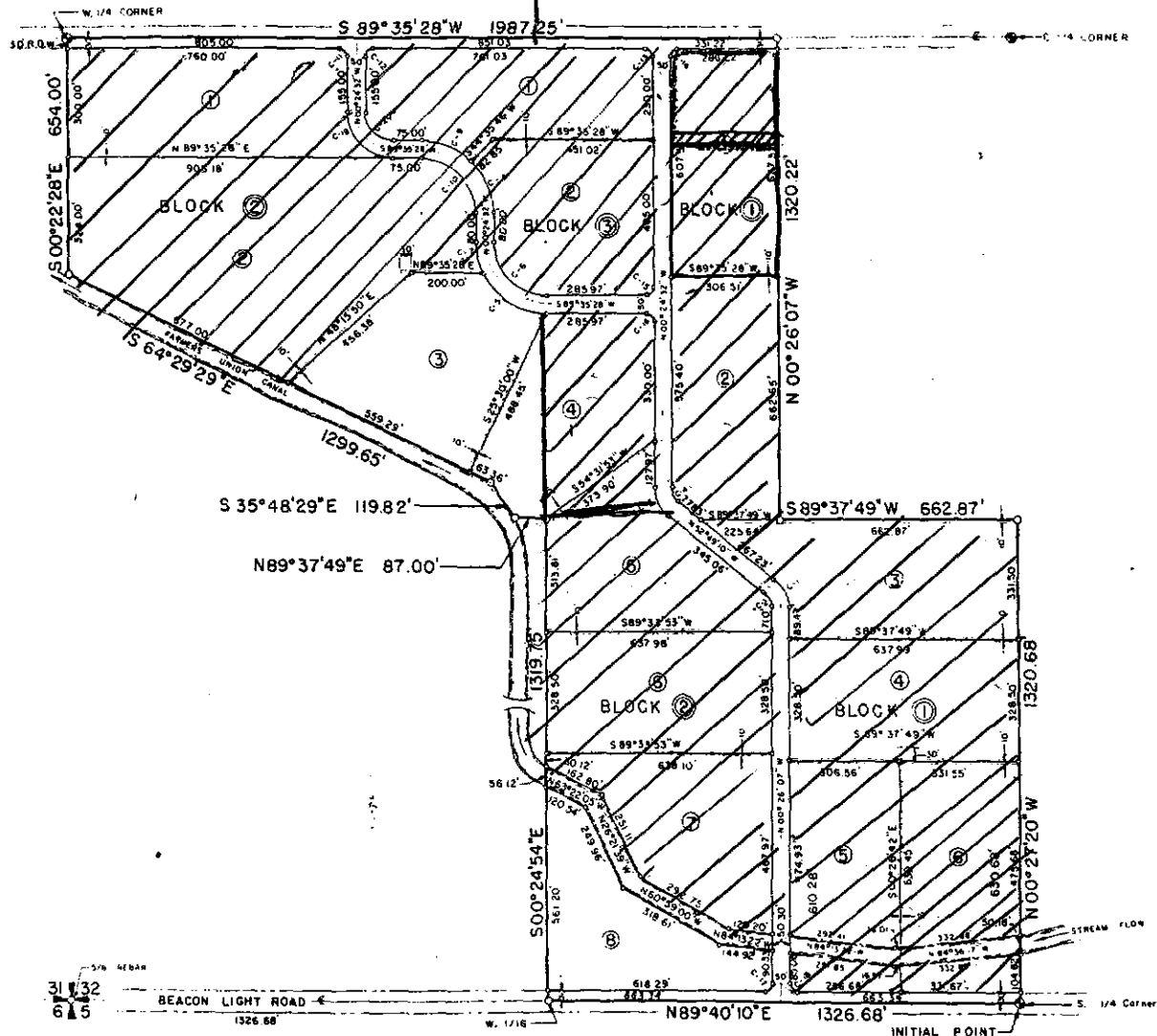
MICROFILMED

AUG 18 1992

Copies White-State, Yellow-Claimant

AMMENDED PLAT OF EAGLE PINES SUBDIVISION IN THE SW 1/4 OF SEC. 32 T.5N. R.1E.

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the company assumes no liability for variation, if any, with another or re-survey.



MICROFILMED

SCANNED

AUG 18 1992

JUL 09 2004

GIGRAY, MILLER, DOWNEN & WESTON
ATTORNEYS AT LAW
DEARBORN BUILDING
9TH AND DEARBORN STS. - P.O. Box 849
TELEPHONE 208-459-0001
CALDWELL, IDAHO 83605

7814688 ASSIGNMENT OF AGREEMENT

FOR VALUE RECEIVED, We, E. LaMar Walker and Helen H. Walker, husband and wife, assignors herein, hereby assign, transfer and set over unto Eagle Pines Subdivision Water Association, Inc., an Idaho corporation, all of our right, title and interest in and to the rights of way, easements and irrigation well acquired by us under that certain agreement made and entered into on the 21st day of September, 1971, in which Charles E. Fisher and Eloise Fisher, husband and wife, are first parties, and we are the second parties, a copy of which is attached hereto, marked Exhibit A, and by this reference incorporated herein.

IN WITNESS WHEREOF, We have executed this assignment at Eagle _____, Idaho, this 22nd day of June, 1977.

E. LaMar Walker
E. LaMar Walker

Helen H. Walker
Helen H. Walker

STATE OF IDAHO)
County of Ada) ss.

On this 22 day of June, 1977, before me, the undersigned, a Notary Public in and for said State, personally appeared E. LAMAR WALKER and HELEN H. WALKER, husband and wife, known to me to be the persons whose names are subscribed to the within instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Larry W. Weber
Notary Public for Idaho
Residing at Eagle, Idaho

SCANNED
JUL 09 2004

MICROFILMED
AUG 18 1992

GIGRAY, MILLER, DOWNEN & WESTON
ATTORNEYS AT LAW
DEARBORN BUILDING
8TH AND DEARBORN STS. - P.O. Box 640
TELEPHONE 208-450-0001
CALDWELL, IDAHO 83405

ACCEPTANCE OF ASSIGNMENT

Eagle Pines Subdivision Water Association, Inc., hereby
accepts the foregoing assignment subject to the terms of the agree-
ment, a copy of which is attached hereto and made a part hereof.

Dated this 24th day of June, 1977.

EAGLE PINES SUBDIVISION WATER
ASSOCIATION, INC.

By Allen K. Robinson
Its President

ATTEST:

B. L. Orles
Its Secretary

SCANNED
JUL 09 2004

MICROFILMED
AUG 18 1992

A G R E E M E N T

THIS AGREEMENT, Made and entered into this 21st day of September, 1971, by and between CHARLES E. FISHER and ELOISE FISHER, husband and wife, first parties, and E. LAMAR WALKER and HELEN H. WALKER, husband and wife, second parties, WITNESSETH:-

WHEREAS, First parties are the owners of the following described real property:

SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ and the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ in Section 32, T. 5N., R. 1E., B.M., in Ada County, State of Idaho, and

WHEREAS, Second parties are the contract purchasers of the following described property:

SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and all that portion of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ North and East of the Farmers Union Ditch Canal Co., all in Section 32, T. 5N., R. 1E., B.M., Ada County, Idaho,

AND WHEREAS, there is an irrigation well constructed on First parties' property, and

WHEREAS, First parties must have access through Second parties' property in order to reach their property.

NOW THEREFORE, for and in consideration of the covenants herein contained, the parties hereto agree as follows:

First parties grant to Second parties, a one-half interest in said irrigation well and second parties shall pay one-half of the cost of maintenance, replacement, operation and repair of said water well and pump, including electricity, but each party shall be responsible for the maintenance of their own pipelines.

Second parties further agree to not interfere with first parties' use of their one-half of the water from said well and shall be responsible for any water schedules necessary in connection with second parties, or their successors, use of water from said well.

It is further understood and agreed that access to first parties' property is through Second parties' property, and second parties guarantee and assure First Parties that they will always provide access to First parties' property equal to or greater than the present access.

It is further agreed that this contract can be recorded, if required, and it shall not be altered or amended in any way except by the mutual written agreement of the parties hereto or their successors in interest.

This agreement shall be binding upon the heirs, assigns, successors and legal representatives of the parties hereto.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals, the day and year in this agreement first above written.

Charles E. Fisher

Eloise H. Fisher
PARTIES OF THE FIRST PART

E. L. Mar. Walker

Helen H. Walker
PARTIES OF THE SECOND PART

STATE OF IDAHO)
County of Ada) ss.

On this 21st day of September, 1971, before me, the undersigned, a Notary Public in and for said State, personally appeared CHARLES E. FISHER and ELOISE FISHER, husband and wife, and E. LAMAR WALKER and HELEN H. WALKER, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.

(SEAL)

Clarence A. Planting
Notary Public for Idaho
Residence: Meridian, Idaho.

STATE OF IDAHO, COUNTY OF ADA, ss.
Filed for record at the request of Ray Clark
50 Min. past 2 o'clock M. this 22 day of 9th mo 1978

CLARENCE A. PLANTING, Recorder
By Barbara Miller Deputy

SCANNED

JUL 09 2004

400
MICROFILMED

AUG 18 1992

**WELL LOG AND REPORT TO THE
STATE RECLAMATION ENGINEER OF IDAHO**

Log No. _____
 Sec. _____
 Well No. _____
 Permit No. 25344

DO NOT FILL IN

Owner Charles Fisher Address RT 1, Eagle
 Driller Edward E. Kinnery Address RT 1 Eagle, H. No. 33
 Location of Well 1/2 mi. W 1/2 Sec. 32, T. 5 N. R. 1 E. Blaine County,
 and _____ feet N/2, and _____ feet E/W from _____ Corner of _____ 1/4 Sec.
 Size of Drilled Hole 14" Total depth of Well 168'
 Give depth of standing water from surface 165' Water Temp. _____ °Fahrenheit
 On pumping test delivery was 1859 g.p.m. at 150' c.f.s. Drawdown was 14 1/2" feet.
 Size of pump and motor used to make the test 2 1/2" 5" Column 76 H.P. Diesel
 Length of time pumped during check was 2 1/2 hr., _____ minutes.
 If flowing well, give flow in c.f.s. _____ or g.p.m. _____ and shut in pressure _____
 If flowing well, describe control works _____
 Water will be used for irrigation (TYPE AND SIZE OF VALVE, ETC.)
 Thickness of casing 16 lbs. Weight of casing per linear foot 23.4 lb
 Casing material Red Hard steel (S.S., PIPE, CONCRETE, IRON)
 Diameter, length and location of casing 14" 168'
 Number and size of perforations 12 1/2" ft 1 1/2" x 3/8" located 155' feet to 150' feet
 from surface of ground.
 Other perforations _____
 Date of commencement of well 1-5-55 Date of completion of well 2-21-55
 Type of well rig _____

CASING RECORD

FROM Casing	FROM FEET	TO FEET	LENGTH	REMARKS - SEALS, GROUTING, ETC.

GENERAL INFORMATION—Pumping Test, Quality of Water, Etc.

SCANNED
JUL 09 2004

MICROFILMED

Water Right Number - 63-03018 Adj. Flag Translation: Standard Water Right Number Old (D) Number - 25345
+ - - - - Last Name - - - - + + - - - - First Name - - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FISHER
MABLE B.
1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- ID Zip- 83703

*** O - ORIGINAL OWNER ***
FISHER
ORIE

1 -
2 -
3 -
City-
Phone -

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- Zip-
City- State- Zip-
Phone -

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- ID Zip- 83703

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- Zip-
City- State- Zip-
Phone -

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- ID Zip- 83703

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- Zip-
City- State- Zip-
Phone -

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- ID Zip- 83703

1 - RT. 1
2 -
3 -
City- BOISE
Phone -

State- Zip-
City- State- Zip-
Phone -

Microfilm Roll Number -

JUL 09 2004

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Eagle Pine Sub CLAIM IDENT. NO. AG3-3018

DATE RECEIVED 9-1-89 CK # 1055 AMOUNT \$ 127

Required

- | | YES | NO | Info? |
|--|-------------------------------------|--------------------------|-------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A ☒ | ☐ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A ☐ | ☒ | ☐ | |
| Is the consumptive use correct? N/A ☐ | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A ☐ | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☐ | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) N/A ☐ | ☒ | ☐ | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") NOTE: If the claim is for domestic/stockwater this check is not as necessary unless it is indicated there is an existing right N/A ☒ | ☐ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A ☒ | ☐ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? | ☐ | ☐ | * |

SCANNED Exempt

JUL 09 2004

MICROFILMED

AUG 18 1992

YES NO

23. Should this claim be receipted and data entered?

Claim checked by: HW Date: 5-28-90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: HN Date: 9-1-89

Claim data entered by: _____ Date: _____ Checked by: _____ Date: _____

Sent to claimant by: _____ Date: _____

Comments: Decrease in acres - Dom. use not listed
Called claimant about changes but number changed &
no new no. available

07/08/2004

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

RIGHT NUMBER: 63-3018

NAME AND ADDRESS: EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.540 CFS
346.500 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 63-03017 & 63-03489 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.36 CFS.

PRIORITY DATE: 01/04/1955

POINT OF DIVERSION:

T05N R01E S32 SWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

1.540 CFS
346.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED.
THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER
THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01E S32 NESW 20.0

T05N R01E S32 NWSW 23.0

T05N R01E S32 SESW 34.0

77 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

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

Water Right 63-3018

1
SCANNED
JUL 09 2004

05/31/2005

NOTICE OF ERROR
REPLY

RECEIVED

JUL 27 2005

WATER RESOURCES
WESTERN REGION

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

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

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

Water right number: 63-3018

EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID 83616
Telephone Number: (208) 939-4822

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

Our Previous notice of claim dated 7/08/04 allotted 1.76 cfm. could you please review our allotment. Currently shown as 1.54

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

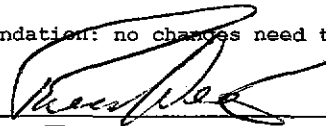
3. Give a brief explanation as to why you disagree with these portions:

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

DATE:

7/22/05

SIGNATURE:



Please print your name:

Brent Watson Eagle Pines Water
3357 N. Osprey Rd. Eagle ID 83616

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

(H) 939-0374

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 63-3018
Date Received: 9/1/1989
Receipt No: W005402
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID USA 83616

Phone: (208) 939-4822

2. Date of Priority: 01/04/1955

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	32	SW NW	ADA	

5. Description of diverting works:

168' WELL, 75 HP PUMP, FLOWS INTO OPEN DITCH.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1.76	

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

8. Total consumptive use:

9. Non-irrigation uses:

05/31/2005

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

RIGHT NUMBER: 63-3018

NAME AND ADDRESS: EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.540 CFS
346.50 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 63-03017 & 63-03489 IS LIMITED
TO A TOTAL COMBINED DIVERSION RATE OF 3.36 CFS.

PRIORITY DATE: 01/04/1955

POINT OF DIVERSION:
T05N R01E S32 SWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

1.540 CFS
346.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED.
THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER
THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01E S32	NESW	20.0	T05N R01E S32	NWSW	23.0
T05N R01E S32	SESW	34.0			

77 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.

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-3018
Notice of Error Reply**

August 9, 2005

After receiving Brent Watson's Notice of Error Reply for the Eagle Pines Subdivision Water User's Association, I found his number in the telephone book (#939-0374) and left a message on his answering machine.

August 10, 2005

Brent Watson returned my call. I explained the reason why 1.54 cfs was recommended ("inch per acre" standard); instead of the 1.76 cfs that was originally claimed. Mr. Watson asked if I could fax him the code that refers to the standard "inch per acre" flow and I said that I would.

During our conversation, Mr. Watson informed me that the subdivision located to the north, Westridge Subdivision, and Eagle Pines share the same well. Unfortunately, the well is located on Westridge Subdivision's property and Mr. Watson stated that Eagle Pines is currently having easement issues. The reason why Mr. Watson is concerned about the reduction of the claimed diversion rate is due to the fact that Eagle Pines recently signed an agreement for a right-of-way with Westridge and then two weeks later a new owner of Westridge decided that he did not want to honor the agreement. So, currently, Eagle Pines is wrestling with what they should do regarding the right-of-way issue.

Kimberly Brown
Senior Water Resource Agent
Western Region

IMPORTANT MESSAGE

FOR

Kimberly

DATE

TIME

11:29

A.M.

P.M.

WHILE YOU WERE OUT

M

Brent Watson

OF

PHONE NO.

794-1182

TELEPHONED

PLEASE CALL

CALLED TO SEE YOU

WILL CALL AGAIN

WANTS TO SEE YOU

RUSH

RETURNED YOUR CALL



MESSAGE

SIGNED

HighMark

P3-A2334

PRINTED IN U.S.A.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 8, 2004

EAGLE PINE SUBDIVISION WATER USERS ASSOC
3120 OSPREY RD
EAGLE ID 83616

Re: Notice of Claim to a Water Right No. 63-3018

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects your change in address.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

SCANNED
JUL 09 2004

12/16/2003

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

RIGHT NUMBER: 63-3018

NAME AND ADDRESS: EAGLE PINE SUBDIVISION WATER USERS ASSOC
3600 OSPREY RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.540 CFS
346.500 AFY

USE OF THIS RIGHT WITH RIGHT NOS. 63-03017 & 63-03489 IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 3.36 CFS.

PRIORITY DATE: 01/04/1955

POINT OF DIVERSION:

T05N R01E S32 SWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
04/01 11/01

QUANTITY
1.540 CFS
346.50 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER
15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED.
THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER
THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County

T05N R01E S32 NESW 20.0
T05N R01E S32 SESW 34.0

T05N R01E S32 NWSW 23.0

77 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for
the definition of the rights or for the efficient administration of the water
rights as may be ultimately determined by the Court at a point in time no
later than the entry of a final unified decree. Section 42-1412(6), Idaho
Code.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3018 V1

WATER RIGHT NUMBER: 63-3018 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAGLE PINE SUBDIVISION WATER USERS ASSOC 3600 OSPREY RD EAGLE, ID 83616 (208)939-2013
Original Owner	MABLE B FISHER RT 1 BOISE, ID 83703
Original Owner	ORIEN FISHER , ID

Priority Date: 01/04/1955

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	04/01 to 11/01	1.540 CFS	346.50 AF
	<u>Total Diversion:</u>	1.540 CFS	346.50 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 32, 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	32									20.0	23.0		34.0					77.0

Total Acres: 77

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. 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.
3. W49 Use of this right is combined with water from Farmers Union Ditch Company Ltd.

Remarks:

SCANNED
JUL 09 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3018 V1

1. Quantity USE OF THIS RIGHT WITH RIGHT NOS. 63-03017 & 63-03489 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 3.36 CFS.
2. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER NOVEMBER 1 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. kbrown 12/16/2003 Accomplished Transfer

Comment: There is an error in the license. It appears the error is due to mapping techniques not available in 1960. This POU Accomplished Transfer is based on 2002 Ada County Tax Lot information and 1987 NAPP photography.

2. kbrown 12/16/2003 Point of Diversion

Comment: This well serves water under two other licenses: 63-03017 for 57 acres & 1.14 cfs and 63-03489 for 23 acres & 0.46 cfs.

3. kbrown 12/16/2003 Unclaimed Acres & Use

Comment: Since the license was issued for 88 acres and the Eagle Pine Subdivision claimed 77 acres, 11 acres remains unclaimed. In addition, the licensed domestic portion also remains unclaimed.

4. kbrown 12/16/2003 Correction

Comment: Eagle Pine Subdivision Water Users Association furnishes water to individual property owners in the 16 lot subdivision, except Lot 8, Block 2 and Lot 3, Block 2 (not Block 3, as stated).

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:

SCANNED

JUL 09 2004

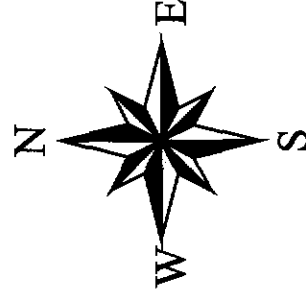
Idaho Department of Water Resources

**T05N, R01E,
S32**

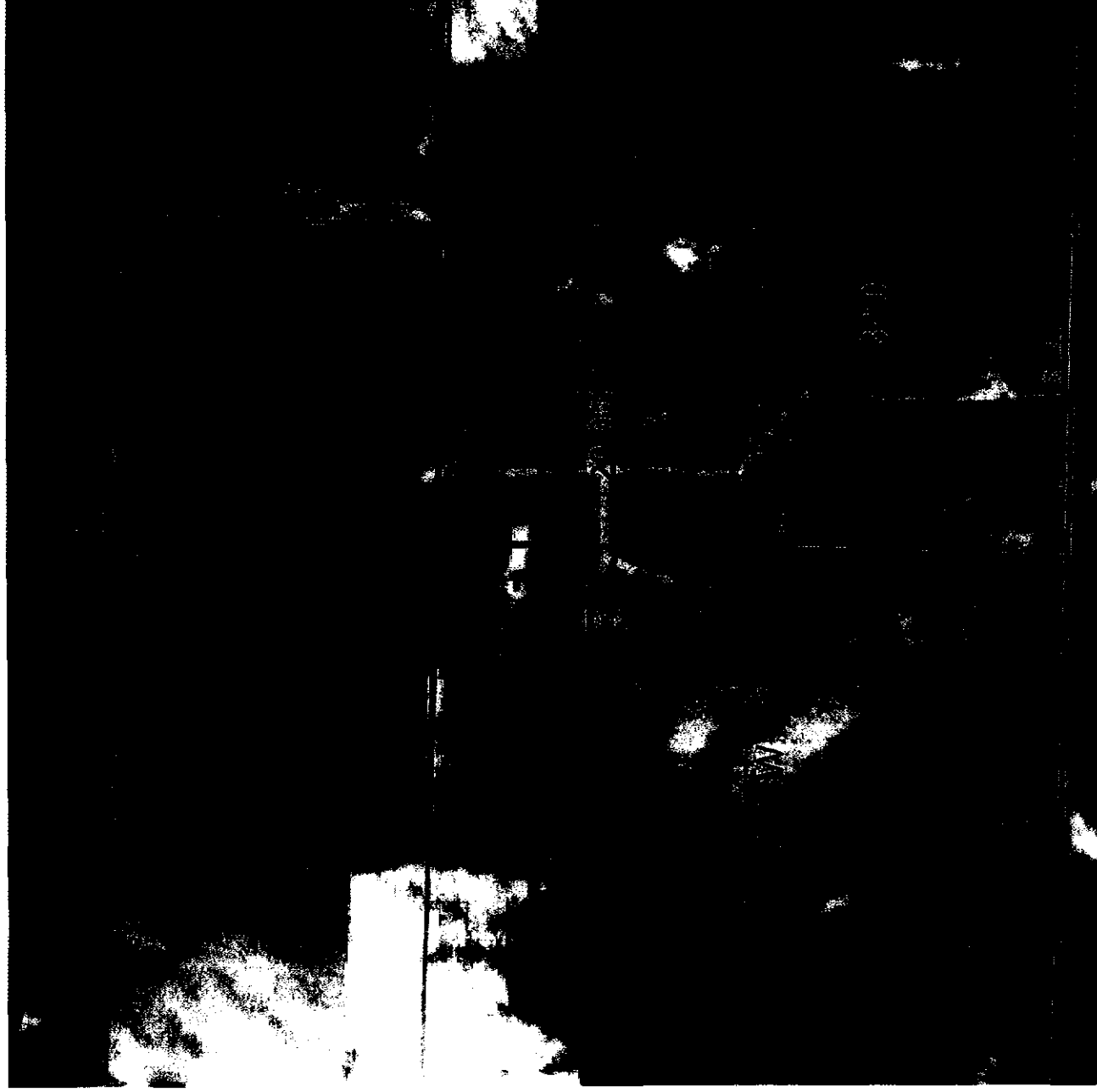
Claim No: 63-03018
Prepared By: Kimberly Brown
Date: December 16, 2003

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

Acres Irrigated = 77.0



1987 NAPP



0 0.2 0.4 0.6 0.8 Miles



Idaho Department of Water Resources

**T05N, R01E,
S32**

Claim No: 63-03018

Prepared By: Kimberly Brown

Date: December 16, 2003

● Point of Diversion

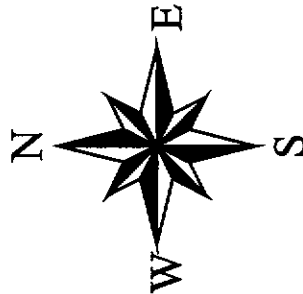


Place of Use

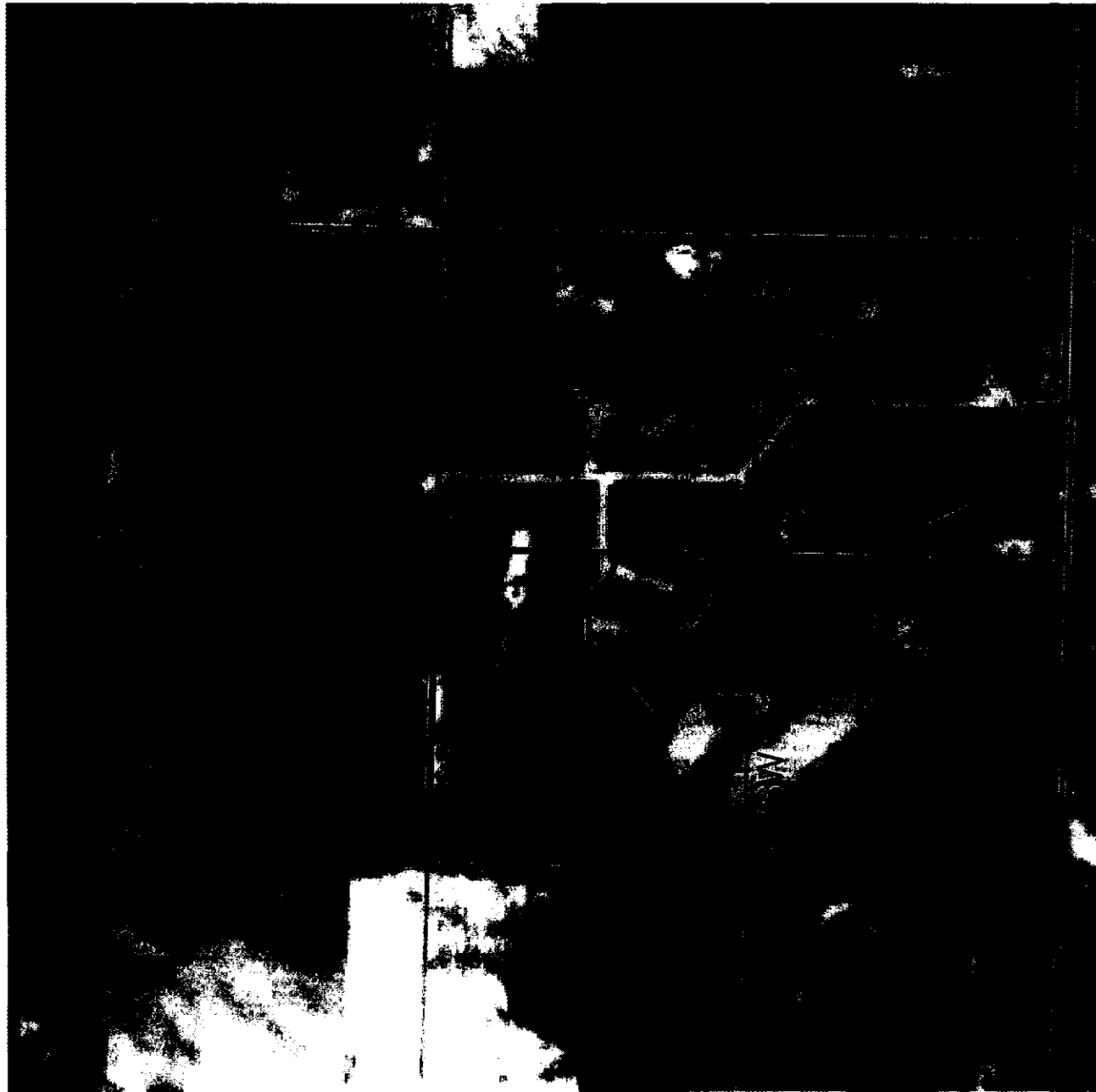


Section Lines

1/4 1/4



1987 NAPP



0 0.2 0.4 0.6 0.8 Miles



Idaho Department of Water Resources

**T05N, R01E,
S32**

Claim No: 63-03018

Prepared By: Kimberly Brown

Date: December 16, 2003

● Point of Diversion

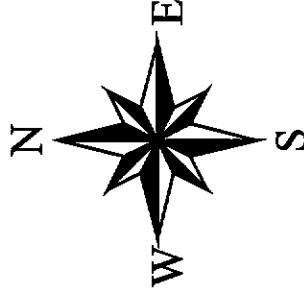


Place of Use



Section Lines

1/4 1/4



1987 NAPP



0.8 Miles

0.6

0.4

0.2

0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3018

WATER RIGHT NUMBER: 63-3018 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	EAGLE PINE SUBDIVISION WATER USERS ASSOC ✓ 3600 OSPREY RD EAGLE, ID 83616 (208)939-2013
Original Owner	MABLE B FISHER ✓ RT 1 BOISE, ID 83703
Original Owner	ORIEN FISHER ✓

, ID
 Priority Date: 01/04/1955 ✓
 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 ✓	4/01 to 11/01 ✓	~~4.760 CFS~~ 1.54	346.5	AFA
~~Domestic (License)~~	Total Diversion:	~~4.760 CFS~~ 1.54	346.5	AFA

Location of Point(s) of Diversion
 GROUND WATER SW1/4NW1/4 ✓ Sec. 32, 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	32									20.0	22.0	32.0	32.0					77.0
											✓ 23.0		✓ 34.0						

Total Acres: 77

ADD 804 - Season of use is 3/1 to 11/15.

Conditions of Approval:

ADD W49 - Use combined with Farmer's Union (4 AC.)

Remarks:

1. General

P/U BEING SUBDIVIDED.

COMMENT

EAGLE PINE SUBDIVISION WATER USERS ASSOC. (EPSWUA) FURNISHES WATER TO INDIVIDUAL PROPERTY OWNERS IN THE 16 LOT EAGLE PINE SUBDIVISION, EXCEPT LOT 8, BLOCK 2 AND LOT 3, BLOCK 2. A COPY OF THE EAGLE PINE SUBDIVISION PLAT IS ATTACHED. I AM PRESIDENT OF EPSWUA.

ADD E01 - This right limited to 1.54 cfs.

ADD C05 - Error in licensing. POU Accomplished Transfer based on 2002 Ada County Tax lot information and 1987 NAPP photography.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3018

Comments:Dates and Other Information:

Claim Received Date: 9/1/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
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

COMMENT- This well serves water under
2 other licenses:

63-03017 for 57 acres @ 1.14 cfs

63-03489 for 23 acres @ .46 cfs

Combined Use Limits:

(+ 63-3018 for 88 acres @ 1.76 cfs

Total = 3.36 cfs

COMMENT-

Since the license was issued for 88 acres and Eagle Pine Subdivision claimed 77 acres, 11 acres remains unclaimed. In addition, the domestic portion remains unclaimed.

* electronic back file available

Field Exam Date 12.9.03

(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$127.00 (\$50.00 flat fee + 77 acres)
- ☐ 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
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-03018

Owner: Eagle Pine Subdivision Phone No. (208) 939-2013

Current Address: 3600 Osprey Rd., Eagle, ID 83616

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ 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:

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

Source: Tributary to

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

See attached Field Report.**OVERLAP REVIEW**Other water rights with the same point of diversion: 63-03017 & 63-3489

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

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 346.5 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 _____ 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	
												23		34					

Overlap with other water rights:

63-8258, -1206, -123, -123C, -124Q,
 -125J, -126F, -164E, -165M, -198AG, -248, -297, -2406, -18700, -21729,
 -21730

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

Delivery System Narrative:

Refer to Field Exam.

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 - licensed

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

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

Use of this right is combined with water from
Farmers Union Canal Co.

Use of this right with rights 63-3017 and 63-3489 is limited
to a total combined diversion rate of 3.36 cfs.

Accomplished Change in Place of Use.

11 acres remains unclaimed per the license + this claim (77 acres).

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: 12.16.03 (in office)

FIELD EXAMINER: Kimberly Brown

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 12/16/03
Time: 11:49:37

Rec/No - W005402 AR/No -
From: - EAGLE PINES SUB. WATER

Receipt Type - CK Doc/No - 1055
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 09/01/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION CLAIM FEE	9337		410162	6490		127.00

Total Due - 127.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6303018	127.00				

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)

SCANNED
JUL 09 2004

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

AJ5809NP
No. A63-03018

OWNER CODE: C
NAME & ADDRESS: EAGLE PINE SUBDIVISION WATER USERS ASSOC
3600 OSPREY ROAD
EAGLE ID 83616
(208) 939-2013
PRIORITY DATE: 01/04/1955
WATER USE: IRRIGATION
USE PERIOD FROM TO: 04-01 11-01
DIVERSION RATE: 1.76 CFS
DIVERSION VOLUME: 269.50 AFA
TOTAL DIVERSION: 1.76 CFS
CONSUMPTIVE USE:

Water Source: GROUNDWATER
Tributary to: ADA County
Point(s) of Diversion: T05N R01E S32
SNW

Place of use Legal Description for: IRRIGATION																	
NE				NW				SW				SE					
		NENE		NWNE		SUNW		SENW		NESW		NWSW		SUSE		SESE	
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State of Idaho

License and Certificate of Water Right

Water License No. G-25345

Amount 1.76 c.f.s.

Water District No.

Priority January 4, 1955

THIS IS TO CERTIFY that ORLEN FISHER - MABLE B. FISHER, Assignee of Boise, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 4, 1955; that Permit No. G-25345 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1.76 second feet, was issued thereunder on February 14, 1961, showing that said works were completed on the 17th day of March, 1960; and that on the 17th day of March, 1960,

ORLEN FISHER - MABLE B. FISHER, Assignee

of Boise, 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-25345 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 7048, on the 14 day of February, 1961;

The right hereby confirmed dates from January 4, 1955;

The Point of Diversion is located

in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Tp. 5N, R. 1E., 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 1.76 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.	32	NE $\frac{1}{4}$ SW $\frac{1}{4}$	20	20
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	33	33
			SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	35
Total number of acres to be irrigated: 88					

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

14th day of February, 1961.

s/ GEO. N. CARTER

State Reclamation Engineer.

(SEAL)

63 3018 SCANNED

JUL 09 2004

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

Permit No. G-25345This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant: Mrs. Mable B. Fisher
2. Source of water supply: Subterranean Flow (Well)
3. Location of point of diversion: Is in the SW 1/4 of Section 32
T 5 N R 1 E County of Ada

4. Describe works as they exist, giving dimensions and capacities of same: 14" x 145' deep to bottom
75 hp. 21.5 440 v. #1020361 H=113' lift=120'
Berkley Turbine 3 stage 10" column #551021
Enclosed in old house painted white size 10' x 14' x 8 1/2'
4' x 4' concrete base. Delivery to east thru 10" x 6' pipe into
open pit. Controls and meters on outside with on poles.
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):
N 1/4, SE 1/4, Sec. 32, T 5 N., R 1 E., B.M.

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

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

Remarks: _____

See G-25344This examination was made on the 1st day of June, 1960(Signed) E. J. Humphrey Examiner.G-25345

75 X 70 X 630
120 X 621.2

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
JUN 1 1960

Department of Reclamation

Mrs. Hable B. Fisher
Rt. 1
Boise, Idaho 46533
Permit No. G-25345

Chas. E. Don

Examination for Completion of Work & Beneficial Use

County Ada
Ada
32-5N-1E

Q = 1.86 a.f.s.
S = Wall

P.D. = 250.00, Sec. 32, T.5N-R.1E

Use = Irrigation, Concrete

Filed - Jan. 4, 1955

Due - Jan. 11, 1960

145
52
88

Acres irrigated from former Union
Swell Co.

75 W. N.S.

14' x 145' old to L. B. B.
H = 173' L.H. = 170'
440' x 1800' up 90 ang
#1020 36t

Benkeleg, Turk
3 stage 3510 21

in old house 14 x 36

4' Corn base

10' x 10' 8' Corn
into open pit

Whole controls on
Pinal outside S.E. 1/4

T.
5
N.

53	
32	
85	over

P. B. D.

Family Union

05
03
00
38 33
38 Area

claw
135

88" left

10" Flange.

Sub divisions = 3

Area = 98 acres.

Q = 88 inches

176 of

PAGE

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

25345

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-25345

REPORT ON PROOF OF Completion of Works & Beneficial Use

Mrs. Mable B. Fisher

Rt 1

Boise, Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MANAGED
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use
Deposition of Witness and Completion of Works

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Wellington Wells, Age 68 - Route 1, Boise, Idaho
Retired farmer

Ques. 2. Are you acquainted with Orien Fisher, Estate, the holder of Permit No. G-25345? How long have you known him and where does he reside?

Ans. 40 years, deceased

Ques. 3. Have you read or heard read said Permit No. G-25345, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean Flow (Well) SW 1/4 of the
NW 1/4 of Section 32, Twp. 5. N., R. 1. E., B. M.
County of Ada, State of Idaho

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1.86 cubic feet per second

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. 90 miners inches - personal estimate

G25345

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation & domestic purposes - 20 acres
NE $\frac{1}{4}$ & SW $\frac{1}{4}$ of 33 acres NW $\frac{1}{4}$ of 40 acres SE $\frac{1}{4}$
of the SW $\frac{1}{4}$, Sec. 32, Twp 5. N., R. 1. E., B. M.
85 acres Cultivated farm land.

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Native grazing land - 1.86 cubic ft.
per second.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. For the last 5 years - personal observation, visiting occasionally.

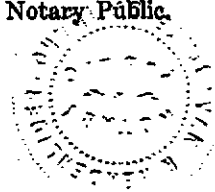
(Signed) Wellington Wells

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Eagle
County of Ada, State of Idaho, on this 17th day of March,
A. D. 1962.

Van R. Henderson
Notary Public.

My commission expires

Sept. 5, 1962



825345

RECEIVED
MAR 24 1960
Department of Reclamation

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 7-25345

Proof of Application of Water to Beneficial Use

and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Owen Fisher, Highway Route 1, Boise, Ida
State

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans.

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-25345 - January 4, 1955 1-11-55

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean Flow (Well) SW 1/4 of the NW 1/4 of Section
32, Twp 5 N., R. 1 E. B. M. County of Ada, St of Ida.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. At well location - amount of water capable of conveying
173 inches - private ditch as per map & depth of well
145 feet - 14" casing - 120 feet depth to water -
10" discharge - Newfield big pump company.

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation & domestic purposes - 20 acres NE 1/4 of SW 1/4
& 33 acres NW 1/4 of the SW 1/4 & 40 acres SE 1/4 of the
SW 1/4 in Sec. 32, Twp 5 N. R. 1 E. B. M. Ada Co., Ida.
85 acres cultivated farm land.

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Drilled well - C. D. Kinsey Rt. 1, Eagle, Ida

SCANNED

JUL 09 2004

D25345

RT

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans.

None

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans.

None

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Widow of Cain Fisher, deceased - title acquired thru Probate Court proceedings

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans.

For 5 years - irrigation of 85 acres of farm land. Fed crops.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans.

Four acres of pasture land irrigated from Farmers Union Water Co. - Irrigated for past 8 years. (20" of water)

(Sign)

Inabe B. Fisher,

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed

and sworn to before me, at my office in

Cayuse

County of

Adair

State of Idaho, on this

17th

day of

March

A. D. 19

60

Van R. Henderson

My commission expires

Sept. 5, 1962



S 25345

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
MAR 24 1960
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use
_____ and Completion of Works
Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Edward S. Sparks, age 44, Route 1, Clay, Idaho
Farmer

Ques. 2. Are you acquainted with Orrin Fisher, Estate, the holder of Permit No. G-25345? How long have you known him and where does he reside?

Ans. 30 years, deceased

Ques. 3. Have you read or heard read said Permit No. G25345, and are you familiar with its provisions and conditions?

Ans. Yes

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Subterranean Flow (Well) S.W. 1/4 of the NW 1/4 of
Section 32, Twp. 5. N., R. 1. E., B. M., County of Ada
State of Idaho

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 1.86 cubic feet per second

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. Miner's inches 93 - personal estimate

G25345

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation & domestic purposes - 20 acres NE 1/4 of SW 1/4 + 33 1/2 acres NW 1/4 of SW 1/4 + 40 acres SE 1/4 of SW 1/4 Twp 5 N R. 1 E B.M. (Sec. 32)
18.5 acres cultivated farm land

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. None

Ques. 9. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Native grazing land - 1.86 Cubic feet per second.

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. None

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. For 5 years - since beginning of well project - personal observation & employment by engineer

(Signed) Edward S. Sparks

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Eagle, County of Ada, State of Idaho, on this 17th day of March, A. D. 1960.

Van R. Henderson
Notary Public

My commission expires Sept 5, 1962



P25345

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 33197
Permit No. G- 25345
District No.

1. Name of Applicant: ORLEN FISHER
Postoffice address: Rt. 3, Boise County: Ada State: Idaho
2. Quantity of water claimed: 1.86 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 1.86 or Idaho
Miners' inches 93 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean Flow, (Well)
4. Location of point of diversion or well is in the NW 1/4 of the SW 1/4 of Section 32
Twp. 5 N., Rge. 1 E., B.M., County of Ada
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 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, also pipe-line.
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is Five years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 4 acres irrigated from Farmers
Union Ditch Co. Balance new lands.
 - (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: Supplemental right for four acres, all the rest of land will be irrigated from water filed herewith.

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

ORIEN FISHER

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 11:20 A.M. Jan. 4, 1955

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G-25345

Recorded in Book 90 Page 25345 Approved Jan. 11, 1955

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before March 11, 1955 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before July 11, 1957

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made on or before January 11, 1960

Witness my hand this 11th day of January, 1955

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, Governor of the State of Idaho, and IRA H. MASTERS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 11th day of January, 1955.

Countersigned:

STATE OF IDAHO

(SEAL)

By IRA H. MASTERS

Secretary of State.

By ROBERT E. SMYLIE

Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 N.	1 E.	32									20 33 40								93
APPLICATION FOR AMENDMENT TO PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO, NO. 25345																			
Comes now Orien Fisher and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 25345. That the point of diversion is described in said permit as being located NW¼SW¼ Section 32, Twp. 5.N.,																			
R. 1.E.	That he now requests that the point of diversion be changed to a point located SW¼NW¼ Section 32, Twp.																		
5.N. R. 1.E.	That his reasons for desiring to make such change are as follows: Well was drilled on the son's lands adjacent to lands to be irrigated under this permit, and a flow of water was obtained sufficient to irrigate both tracts.																		
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk. Signed at Boise, Idaho, this 23 day of February, 1955.																			
ORIEN FISHER																			
Date of receipt at Department of Reclamation February 23, 1955.																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. 25345. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
MARK R. KULP State Reclamation Engineer																			

SCANNED
JUL 09 2004

IN THE PROBATE COURT OF ADA COUNTY, STATE OF IDAHO

IN THE MATTER OF THE ESTATE
OF ORLEN FISHER,

Deceased

DEGREE DETERMINING HEIRSHIP
AND RIGHT OF DESCENT OF REAL
PROPERTY.REAL PROPERTY

SE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; W $\frac{1}{2}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of the SW $\frac{1}{4}$; and all that portion of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ North and East of the Farmers Union Ditch Canal Co., all in Section 32, Township 5 North, Range 1 East, B.M., in Ada County, Idaho

The E $\frac{1}{2}$ of Lot 3 of Section 5, Township 4 North, Range 1 East, B.M., in Ada County, Idaho.

That the said Mable B. Fisher, the surviving wife of Orlen Fisher, deceased, succeeded to and became the owner in fee simple of all the right, title, interest and estate of her husband, the said Orlen Fisher, and is now the owner and holder in fee simple of all the right, title, interest and estate in and to the above described real property and personal property, and the whole thereof;

DONE IN OPEN COURT at Boise, Idaho, this 2nd day of February, 1960.

/s/ W. E. Smith
Probate Judge

Recorded: April 4, 1960

Permit No. G-25345
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that ORLEN FISHER - MABLE B. FISHER, Assignee of Boise, County of Ada, and State of Idaho the holder of Permit No. G-25345, issued upon Application No. G-33197, bearing date of priority of January 4, 1955, authorizing the diversion of 1.86 second feet of waters of a well, County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.76 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters is SW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, T. 5 N., R. 1 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

88 acres in N $\frac{1}{2}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32, T. 5 N., R. 1 E., B. M.

Witness my hand this 11th day of February, 1961 (A. D.)

s. GEO. N. CARTER
State Reclamation Engineer

Proof of Completion of Works Made: March 17, 1960

LICENSE ISSUED FOR 1976 SEC. 71.

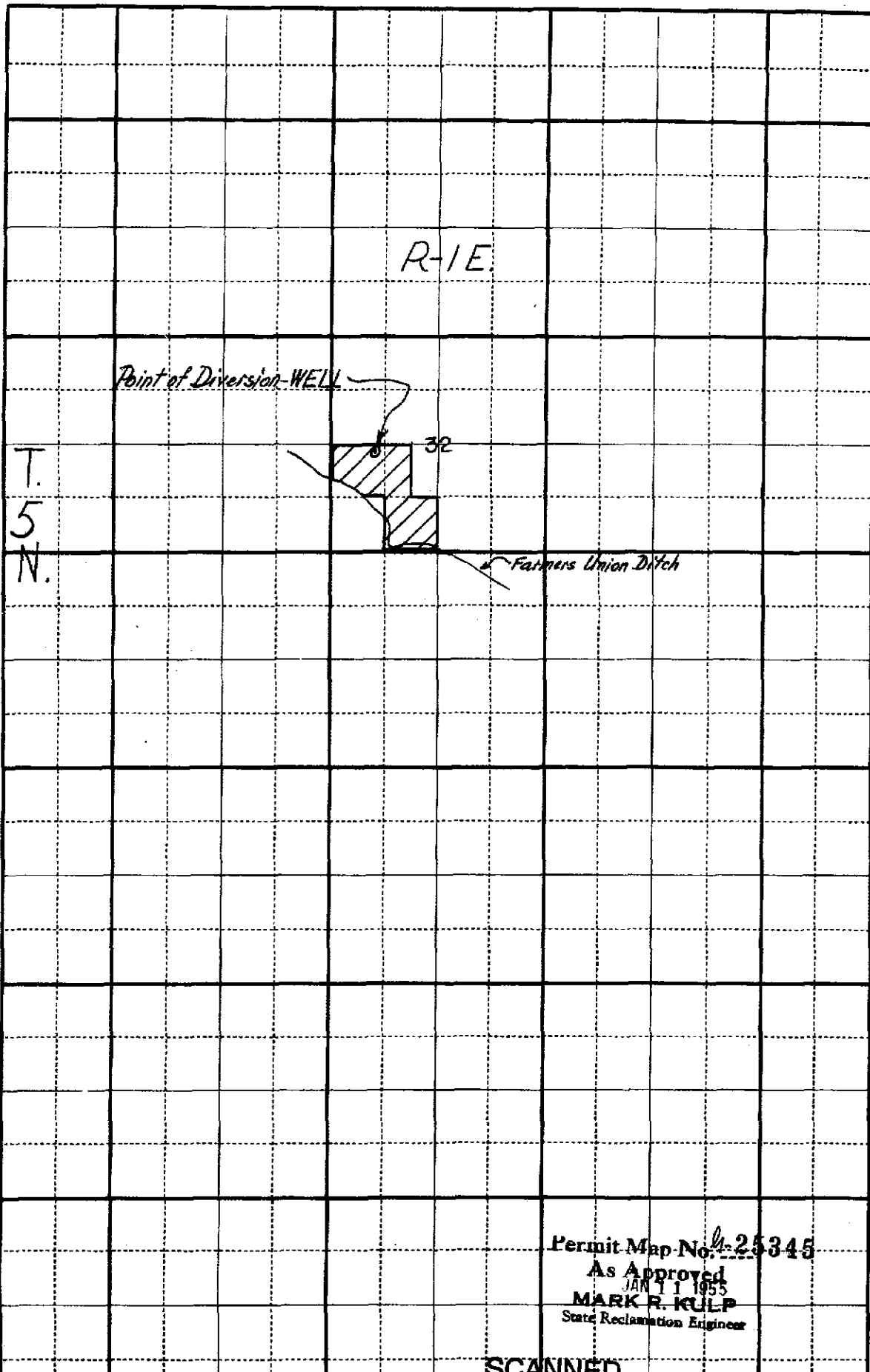
page 7048

Oct 5, 1971

The land shown as the place of use is in the process of being subdivided into 5 acre tracts. The well that presently irrigates this area is located in the NW 1/4 of the section and there is some doubt that it will continue to be used on this land

Bob F/eeor

10 2010



SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

SCANNED

JUL 09 2004

25345