

STILLWELL ESTATES #1

Plot of

Table of Curve Data

Curve	Radius	Delta	Tangent	Length	Chord	Ord. Bearing
1	20	88° 21' 43"	19.44	30.84	27.85	S 47° 05' 52" E
2	20	71° 35' 12"	20.53	31.77	28.67	S 42° 54' 27" W
3	242	27° 09' 55"	59.47	114.24	115.67	N 10° 40' 18" E
4	308	27° 09' 55"	74.42	146.03	144.67	N 10° 40' 18" E
5	308	25° 32' 25"	77.35	136.49	135.57	N 11° 55' 45" E
6	308	05° 32' 25"	14.90	29.78	29.77	N 03° 54' 10" W
7	242	17° 48' 19"	57.71	75.20	74.70	N 15° 21' 16" E
8	242	13° 07' 31"	27.84	55.44	55.32	N 07° 06' 50" W
9	4145	65° 53' 18"	32.55	57.05	53.66	N 56° 05' 04" W
10	242	102° 22' 11"	25.40	36.50	31.85	N 51° 45' 41" E
11	242	57° 45' 50"	82.77	159.50	156.63	N 06° 40' 15" W
12	308	17° 12' 51"	46.62	92.54	92.54	N 22° 28' 59" E
13	52	116° 04' 25"	51.28	64.83	54.30	S 26° 56' 30" E
14	90	116° 04' 25"	157.06	178.53	166.28	S 25° 50' 36" E
15	242	41° 56' 36"	92.76	117.16	173.23	N 64° 00' 30" W
16	308	41° 56' 36"	118.06	225.47	220.47	N 64° 00' 30" W
17	242	16° 20' 00"	34.75	60.99	60.75	S 51° 12' 12" E
18	308	16° 20' 00"	44.20	87.80	87.50	S 51° 12' 12" E
19	203.5	13° 40' 36"	24.38	48.55	48.42	S 52° 31' 34" E
20	203.5	09° 13' 41"	140.34	245.64	230.99	S 11° 04' 45" E
21	203.5	18° 41' 05"	45.22	85.71	85.35	S 50° 15' 09" E
22	226.7	91° 56' 15"	23.45	36.38	32.00	N 80° 44' 17" W
23	328.7	75° 59' 50"	25.68	43.60	40.47	S 15° 17' 50" W
24	267.5	54° 31' 38"	158.77	256.31	246.74	S 01° 46' 56" W
25	100	35° 58' 59"	30.55	59.30	58.44	S 70° 17' 05" W
26	50	35° 58' 59"	15.28	29.65	29.22	S 70° 17' 05" W
27	100	81° 36' 08"	62.37	142.48	150.75	N 66° 59' 10" E
28	50	81° 36' 08"	43.19	71.24	65.57	N 66° 59' 10" E
29	100	22° 52' 50"	20.24	37.93	37.37	S 57° 15' 30" W
30	100	50° 50' 41"	47.32	88.39	85.34	S 74° 01' 55" W
31	50	75° 30' 35"	37.54	44.15	57.84	N 02° 35' 25" E
32	100	87° 35' 24"	95.82	152.82	138.37	S 68° 35' 58" W
33	50	87° 35' 24"	47.91	76.41	69.19	S 55° 35' 58" W
34	15	171° 20' 46"	574.74	134.57	89.74	S 41° 12' 51" W
35	45	121° 09' 40"	77.80	95.16	76.37	N 77° 27' 37" W

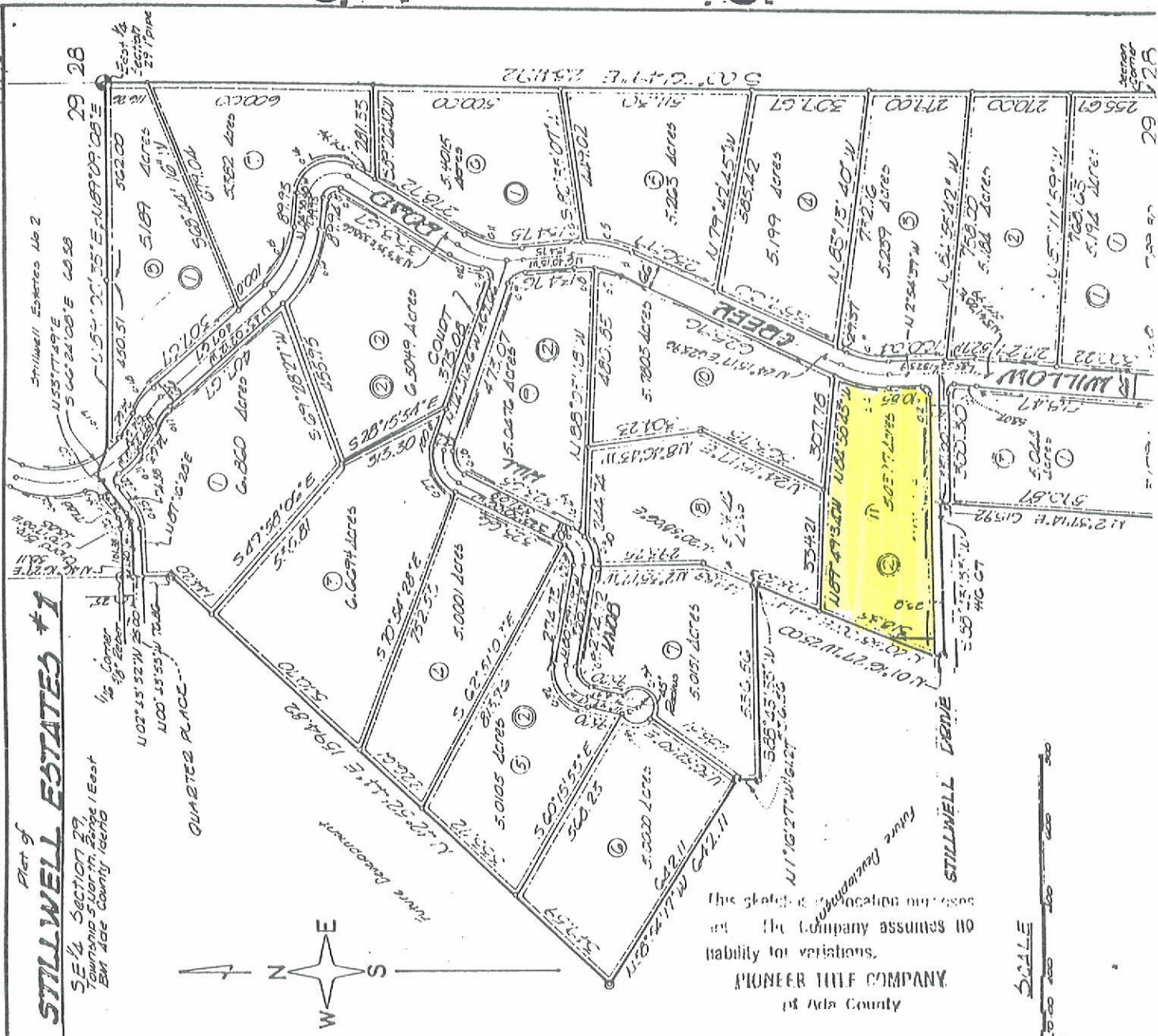
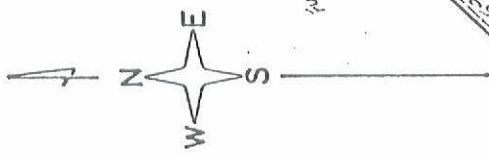
- LEGEND
- Section Corner
 - 1/4 Corner
 - 1/2 Corner
 - Block Numbers
 - Lot Numbers
 - Set 1/8" Rebar
 - Set 1/2" Rebar
 - 10 Utility Easements

Each lot Owner shall receive approval from the Central District Health Department on one (1) location of building site and Sewage Disposal System in relation to natural drains, and two (2) on Construction of Sewage Disposal System.

This plat is a location map and does not constitute a warranty. The Company assumes no liability for variations.

PIONEER TITLE COMPANY
of Ada County

SCALE
0 100 200 300



2B

ESTATES

R8163150180

R8163150160

R8163150196

R8163150200

R8163170050

R8163170100

R8163170150

NO. 3

R8163170205

ESTATES

R8163170240

R8163170300

R8163170350

STILLWELL

STILLWELL DRIVE

KNOB

R8163150140

R8163150150

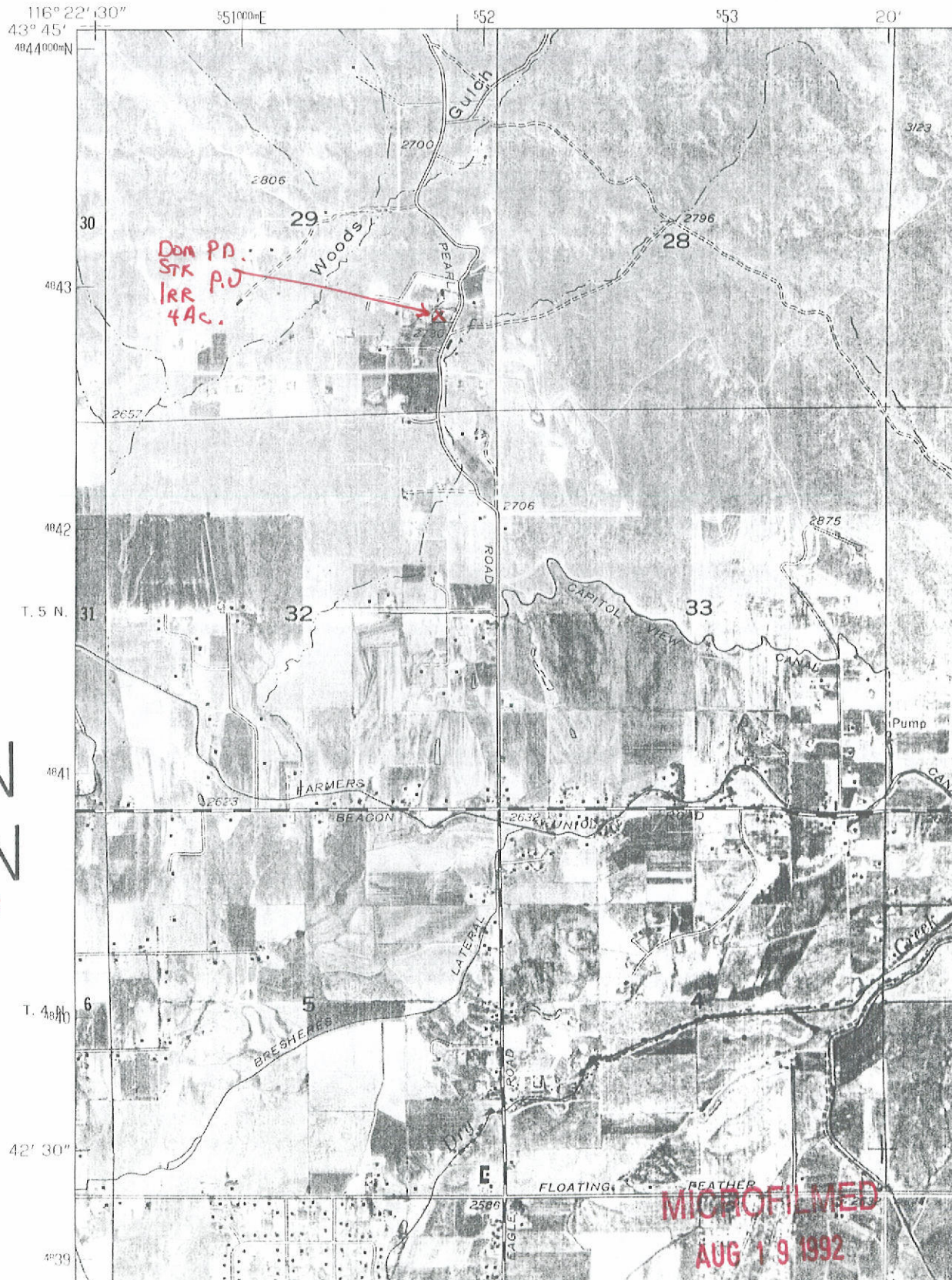
R8163170210

Record at closing
all 1994 from Homeville



State of Idaho
DEPARTMENT OF WATER RESOURCES

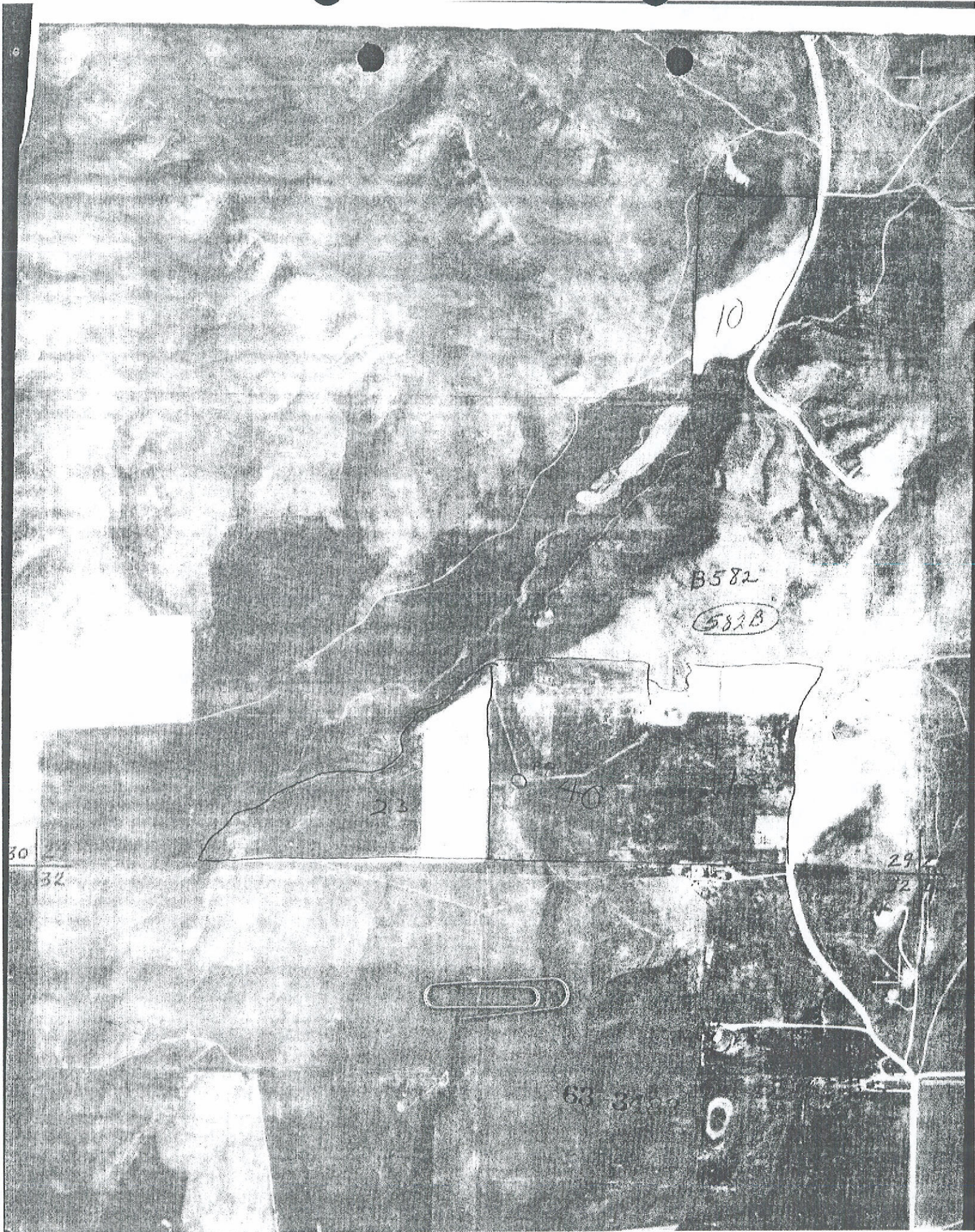
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



T5N
T4N

RIE
Sec 29

MICROFILMED
AUG 19 1992



STILLWELL ESTATES #1

Part of

Table of Curve Data

Curve From	Curve To	Length	Chord	Ord. Bearing
1	20	88°21'48"	17.44	547°05'52"E
2	20	71°58'12"	20.53	542°54'27"W
3	242	27°09'56"	58.47	113°51'11"E
4	308	27°09'56"	74.42	146°03'14"E
5	308	25°23'25"	67.58	136°49'15"E
6	308	08°32'25"	14.90	29°17'10"E
7	242	17°48'19"	57.71	75°20'14"E
8	242	15°07'51"	27.64	55°44'51"E
9	4145	20°55'18"	52.55	57°03'53"E
10	204	102°22'11"	25.40	151°15'41"E
11	242	37°45'50"	82.77	159°50'15"W
12	308	17°12'51"	46.62	92°54'12"E
13	32	16°04'23"	51.28	64°05'54"E
14	70	16°04'23"	157.06	178°55'16"E
15	242	41°56'56"	92.76	173°25'17"E
16	308	41°56'56"	183.06	223°47'20"E
17	242	16°20'00"	34.75	68°17'51"E
18	308	16°20'00"	44.20	87°00'51"E
19	2035	13°40'36"	24.39	48°55'48"E
20	2035	04°13'41"	140.34	245°06'23"E
21	2035	18°14'05"	45.22	85°11'07"E
22	2267	91°56'15"	23.45	36°38'52"E
23	3287	75°59'46"	25.68	43°40'47"E
24	2675	54°31'39"	158.51	256°14'50"E
25	100	33°58'39"	30.55	59°30'50"E
26	50	33°58'39"	15.28	57°17'08"W
27	100	81°58'08"	86.37	142°48'15"E
28	50	81°58'08"	43.19	71°24'25"E
29	100	22°52'50"	20.24	37°43'39"E
30	100	50°58'41"	47.32	85°54'54"E
31	50	73°30'35"	37.34	64°15'57"E
32	100	07°33'24"	75.82	152°82'13"E
33	50	07°33'24"	47.91	76°41'09"E
34	45	171°20'46"	574.74	134°67'09"E
35	45	121°09'40"	77.80	95°16'10"E

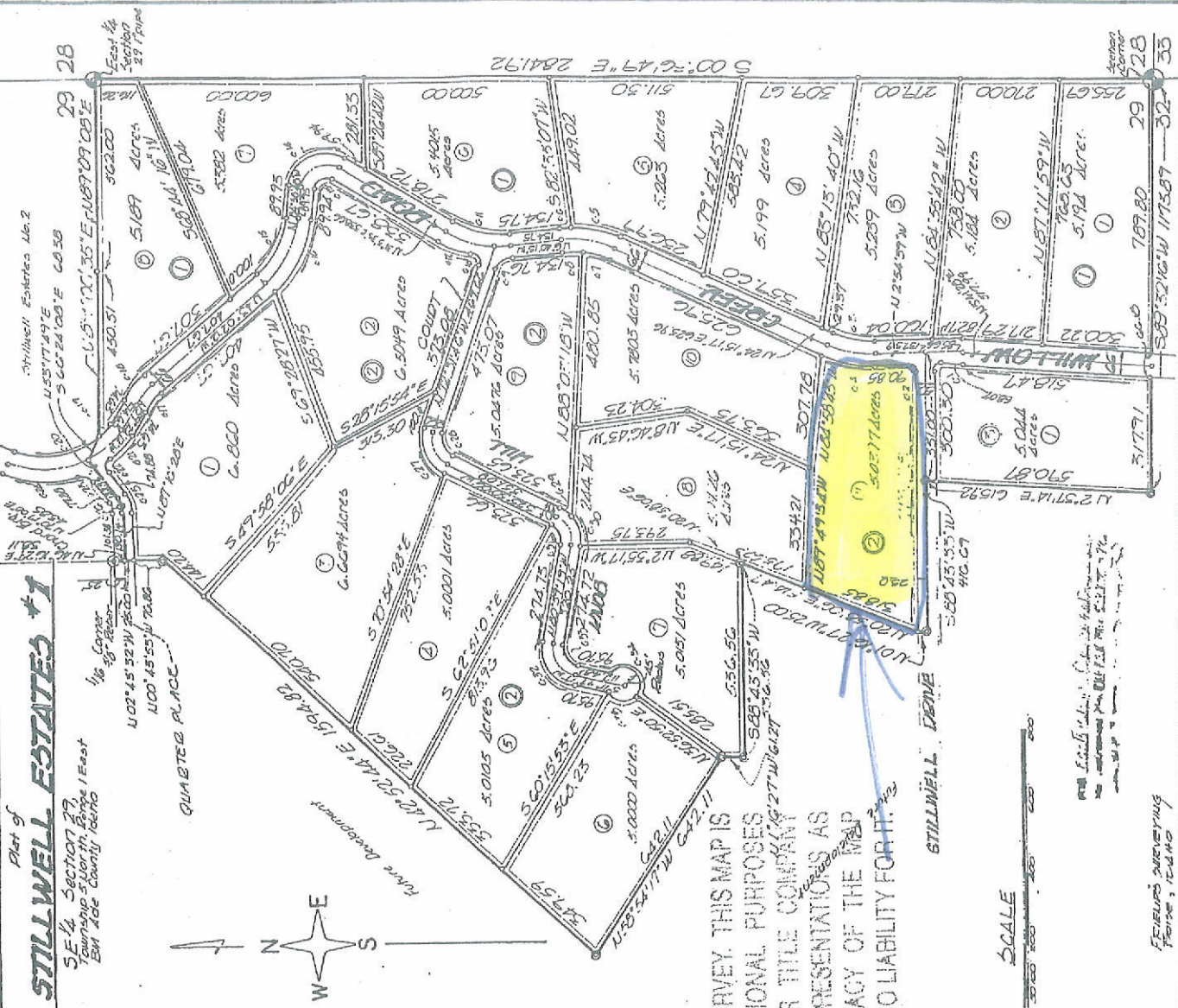
- LEGEND
- Section Corner
 - 1/4 Corner
 - Block Numbers
 - Lot Numbers
 - Set 1st Eber
 - Set 2nd Eber
 - 10 Utility Easements

THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR IT.

Each lot Owner shall receive approval from the Central District Health Department on one (1) location of building site and Sewage Disposal system in relation to natural drains, and two (2) on Construction of Sewage Disposal System.



PREPARED BY: [Name]
DATE: [Date]



IDAHO DEPT OF WATER RESOURCES

Claim No. 63-3483D

Twp. 5N, Rge. 1E
Section 29



Place of Use



1/4 1/4 Lines

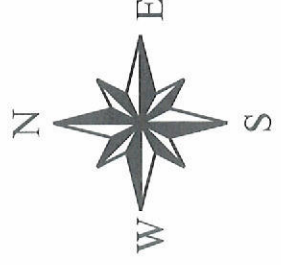


Section Lines



Pt. of Diversion

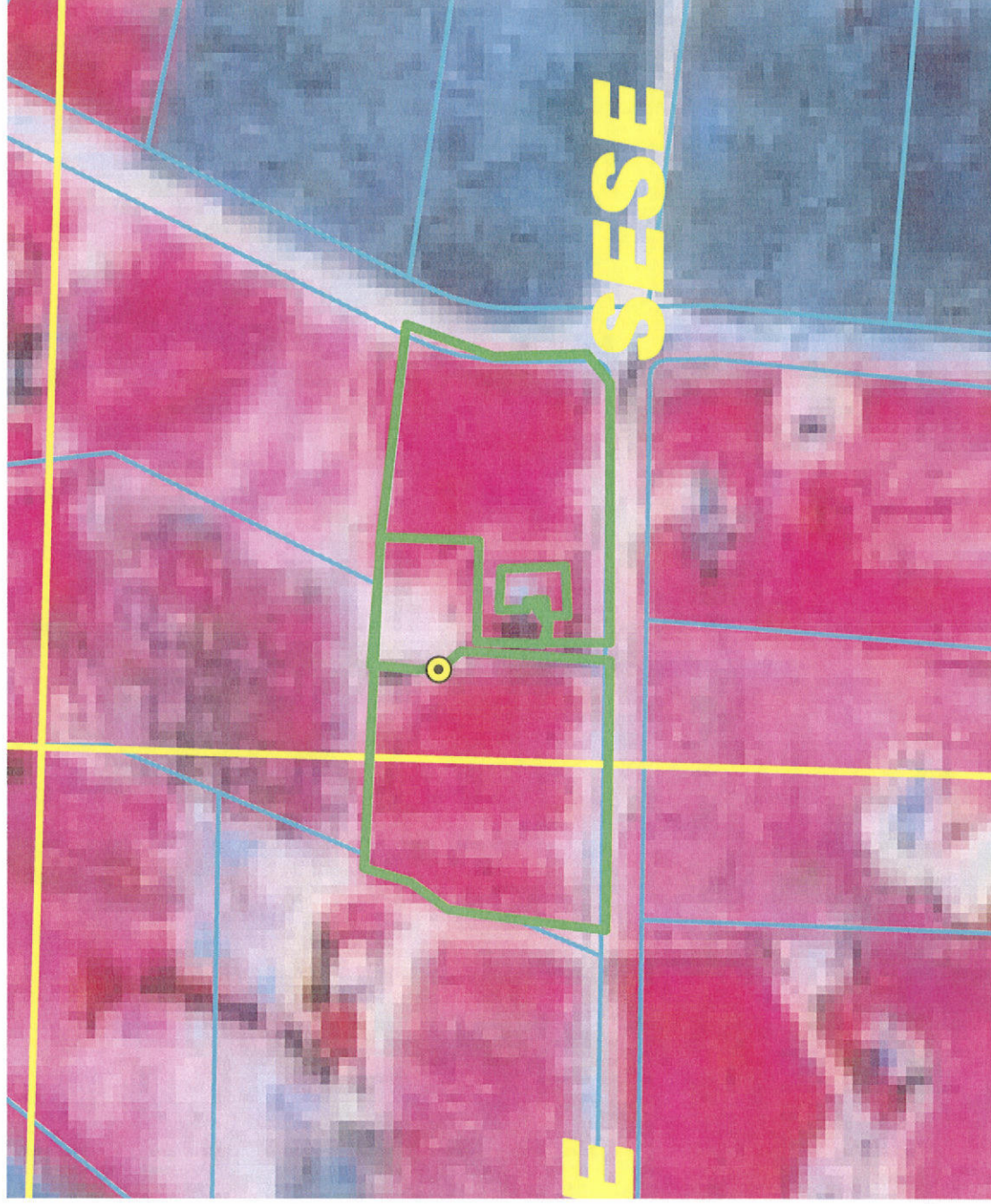
Prepared by:
Jan Shurte
11-26-05



IDAHO DEPT OF WATER RESOURCES

Claim No. 63-3483D

Twp. 5N, Rge. 1E
Section 29



Place of Use



1/4 1/4 Lines

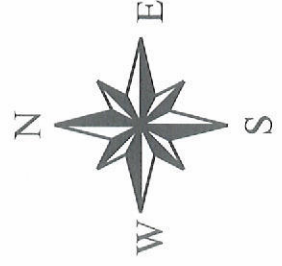


Section Lines



Pt. of Diversion

Prepared by:
Jan Shurte
11-26-05

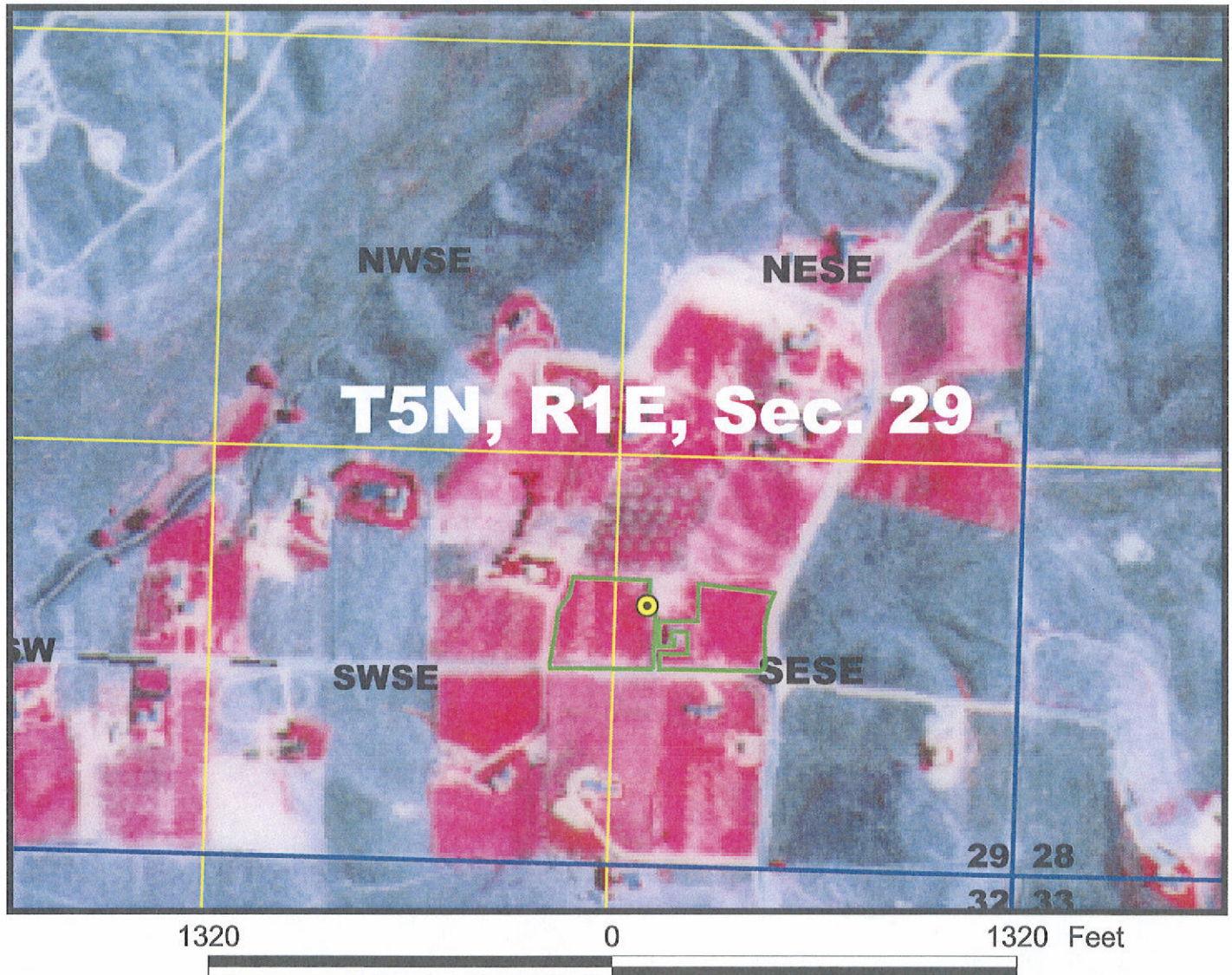




STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-03483D



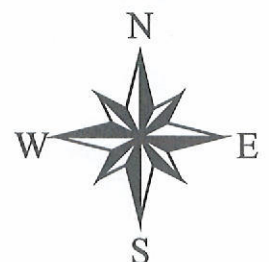
Total Irrigated Acres: 3.8

● Point of Diversion

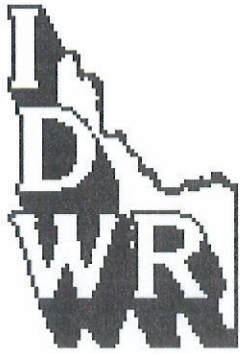
□ Place of Use

□ Quarter Quarter Lines

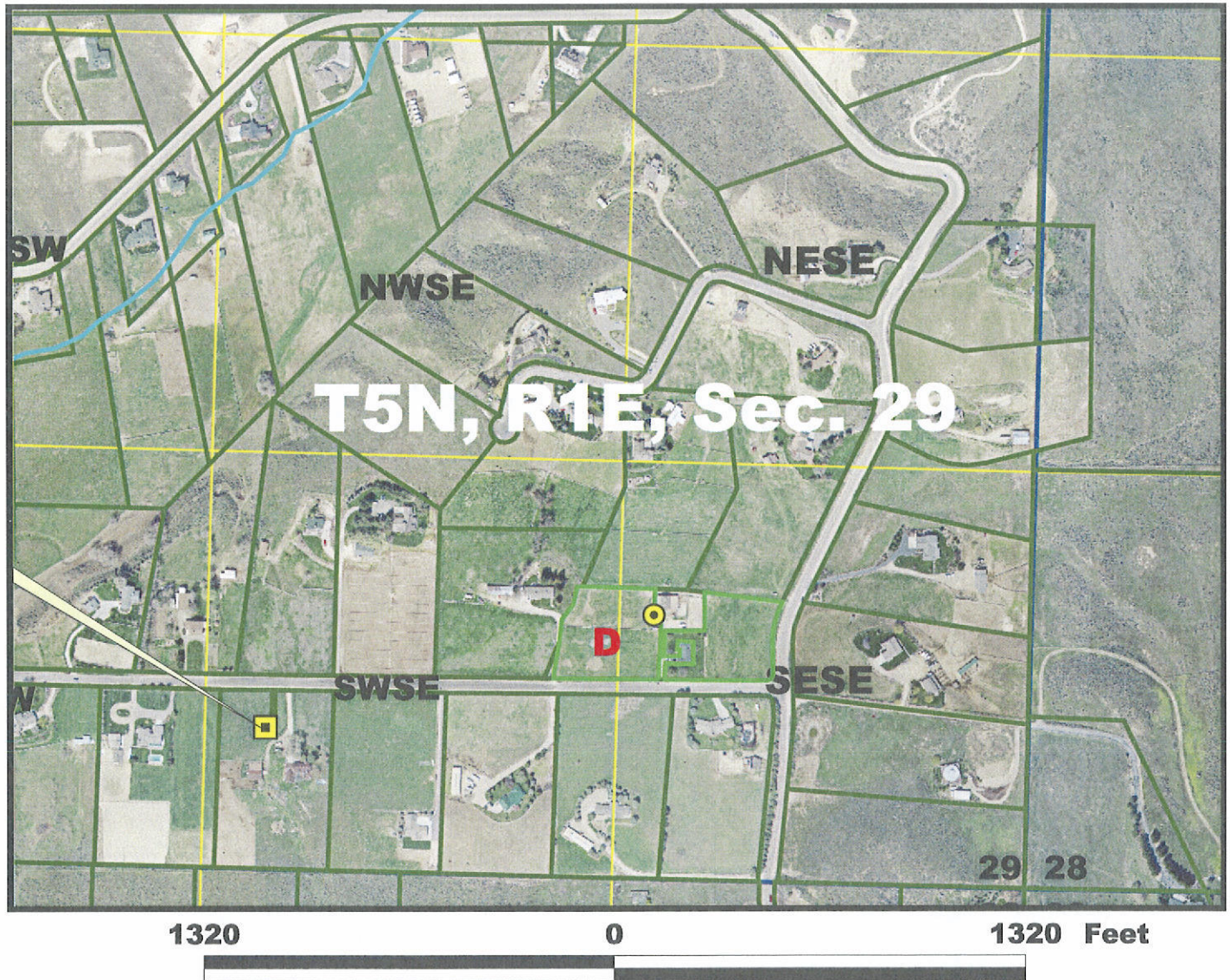
□ Section Lines



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



63-03483D POU & POD Claim Map 2003 Photography



○ Claimed Point of Diversion

□ Claimed Place of Use

□ Ada County Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Total Claimed Acres: 4.0

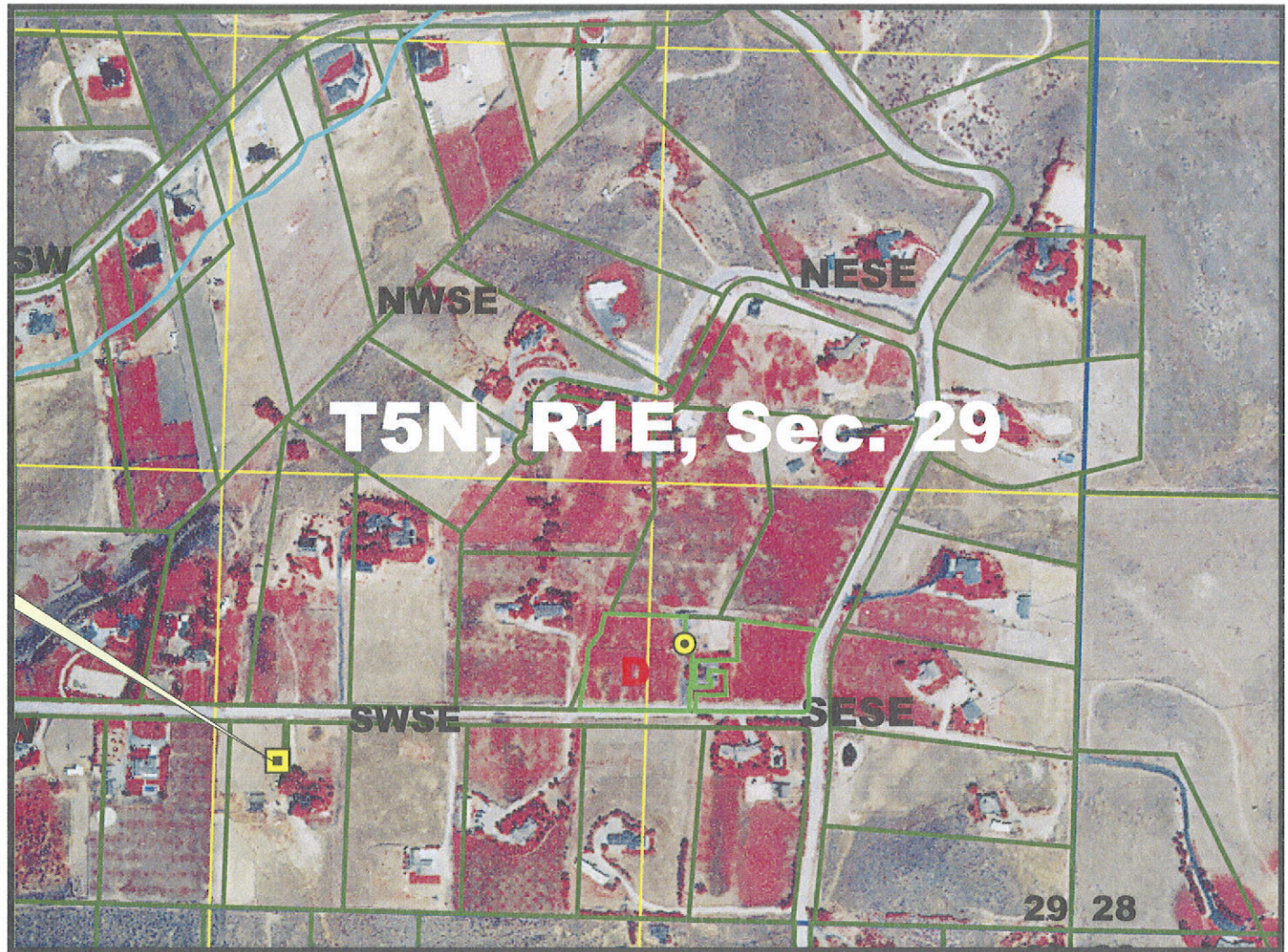
Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



63-03483D POU & POD Claim Map 2000 Photography



1320

0

1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data



Quarter Quarter Lines



Section Lines

Total Claimed Acres: 4.0

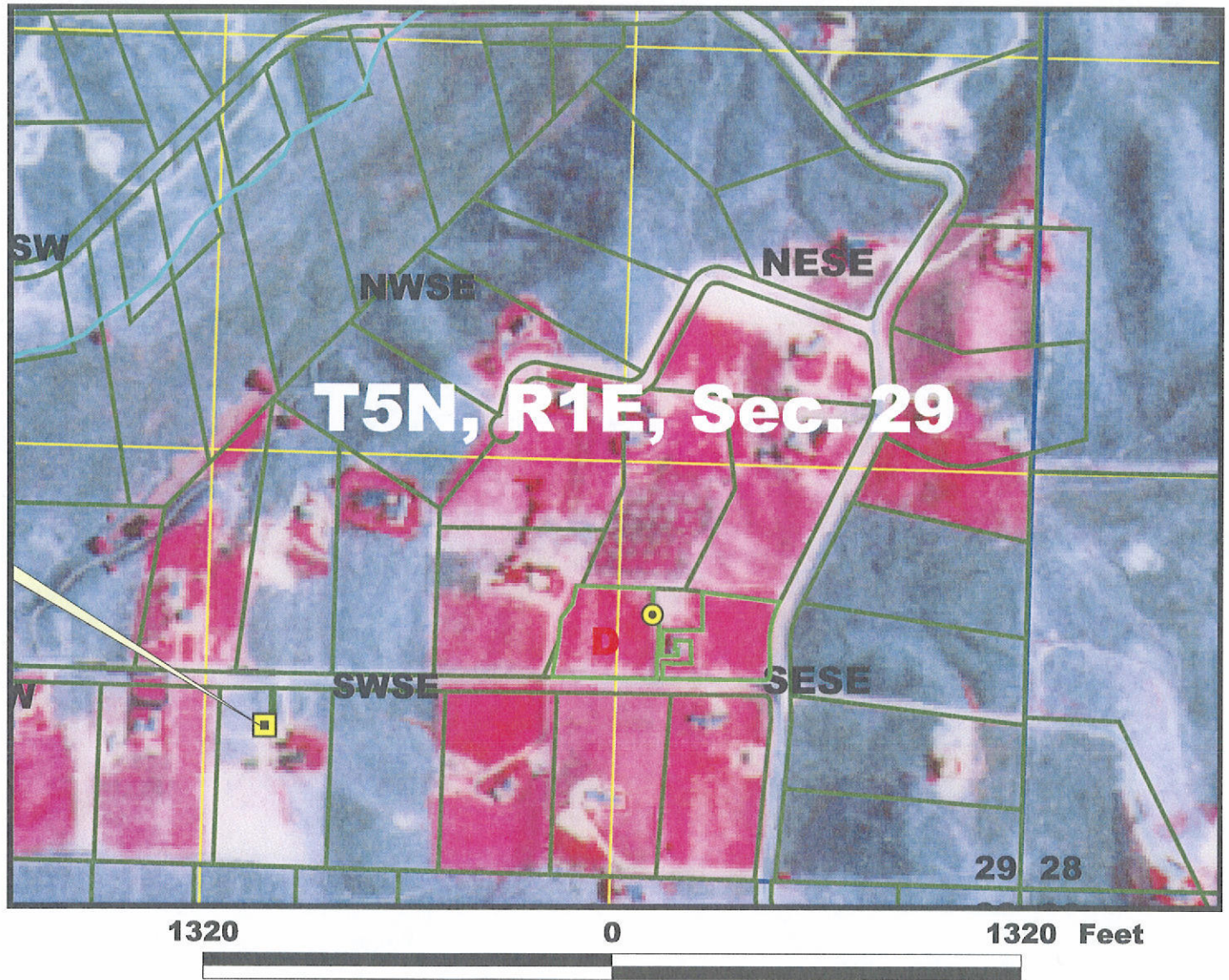
Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



63-03483D POU & POD Claim Map 1987 Photography



● Claimed Point of Diversion

□ Claimed Place of Use

□ Ada County Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Total Claimed Acres: 4.0

Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



Land Records

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

Property Details for Parcel R8163150196

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

General Information
Property Acres: 4.360
Zone Code: RR
Primary Code Area: 270 [Tax Districts](#)
Group Type: SUB
Subdivision: STILLWELL ESTATES NO 01
Section: 5N1E29

Property Description
PAR #0196 OF LOT 1 BLK 4
STILLWELL ESTATES #3 & OF
LOT 11 BLK 2 STILLWELL EST #1
#0192-B #0250-S
#99092005

Property Address
350 W STILLWELL DR
EAGLE, ID 83616



[Click to View Interactive Map](#)

Assessor Links

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- [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	4.360	\$137,500	MARKET	270
Primary	370-RES IMPROVEMENT	0.000	\$292,100	COST	270
Total Assessed Value:			\$429,600		

Parcel Valuation History

Assessed value for year 2004	\$429,600
Assessed value for year 2003	\$370,400
Assessed value for year 2002	\$365,100
Assessed value for year 2001	\$315,100
Assessed value for year 2000	\$315,100

Property Characteristics
Residential
Land

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- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03483D
Date Received: 9/ 5/1989
Receipt No: C010869
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CHARLES W RUSSELL 208-938-1160
Address: 350 STILLWELL DR
EAGLE ID 83616
AND
Name: BARBARA G RUSSELL 208-938-1160
Address: 350 STILLWELL DR
EAGLE ID 83616

2. Date of Priority: JAN 7, 1966

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	SW	NE	SE		ADA

5. Description of diverting works:
DRILLED WELL, 250' DEPTH, 8" CASING, W/PUMP PIPELINE, SPRINKLER SYS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 14.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, LAWN & GARDEN, STKWTR. TO 10HD/MIXED.

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	01E	29	NE	SE		IRR	4.0
			NE	SE		DOMEST	
			NE	SE		STOCK	

Section Acres 4.0

Total Acres 4.0

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:
N/A

14. Remarks:

THIS RT. IS A SPLIT OF LICENSED RIGHT 63-03483 SOME OF THE GROUND
FOR WHICH THE CLAIMANT HAS ACQUIRED. THE DOMESTIC AND STOCK-
WATER USES CLAIMED REPRESENT A CHANGE IN NATURE OF USE FOR A
PORTION OF THE RIGHT AS ORIGINALLY LICENSED.
OWNERSHIP CHANGED BY DB 5/22/2000.

15. Basis of Claim: LICENSE

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

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

RECEIVED
DEC 13 1999
 WATER RESOURCES
 WESTERN REGION

1. Water Right No(s): A63-03483D
 Adjudication Claim No(s): _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s).
 (These are usually attached to your deed or on file with the county.)

OR

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

3. Name and Address of Former Owner/Claimant Roger K. and Karen M. Warren
Phoenix, AZ

4. New Owner/Claimant(s) Charles W. and Barbara G. Russell
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address 350 Stillwell Drive

City, State and ZIP Code Eagle, ID 83616

New Telephone Number (208) 938-1160

5. Date you acquired the property 9/15/99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Charles W. Russell
 or Claimant(s) Barbara G. Russell

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

* Note: We are interested in obtaining copies of all notices which potentially affect this water right. We are prepared to pay the nominal fee for copying & mailing.

INSTRUCTIONS

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

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

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

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

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

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

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

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

RECORDING REQUESTED BY:

AND WHEN RECORDED MAIL TO:
AMERICAN FIRST FEDERAL CREDIT UNION
700 NORTH HARBOR BOULEVARD
LA HABRA, CA 90631
ATTN: REAL ESTATE DEPT.

[Space Above This Line For Recording Data] -

DEED OF TRUST

(2A)
Did not obtain a
chain of title, as
new owners have same
address as former
owners.

THIS DEED OF TRUST ("Security Instrument") is made on September 15th, 1999
CHARLES RUSSELL AND BARBARA RUSSELL, HUSBAND AND WIFE

DB 12/99
The grantor is

("Borrower"). The trustee is PIONEER TITLE COMPANY OF ADA COUNTY

("Trustee"). The beneficiary is AMERICAN FIRST FEDERAL CREDIT UNION

which is organized and existing under the laws of The State of California
address is 700 NORTH HARBOR BOULEVARD, LA HABRA, CA 90631

, and whose

("Lender"). Borrower owes Lender the principal sum of

One Hundred Thirty Thousand and 00/100

Dollars (U.S. \$130,000.00).

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on October 1st, 2014

This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in ADA County, Idaho:

LEGAL DESCRIPTION ATTACHED HERETO AS EXHIBIT "A" AND MADE A PART HEREOF.

which has the address of 350 WEST STILLWELL DRIVE, EAGLE
Idaho 83616

[Zip Code] ("Property Address");

[Street, City].

EXHIBIT "A"
LEGAL DESCRIPTION

PARCEL I

LOT 11 IN BLOCK 2 OF STILLWELL ESTATES 31 ACCORDING TO THE OFFICIAL PLAT THEREOF FILED IN BOOK 33 OF PLATS AT PAGES 2040 AND 2041, RECORDS OF ADA COUNTY, IDAHO.

EXCEPT A TRACT OF LAND SITUATED IN LOT 11, BLOCK 2 OF STILLWELL ESTATES #1, DESCRIBED AS FOLLOWS:
BEGINNING AT THE SOUTHWEST CORNER OF SAID LOT 11, BEING THE REAL POINT OF BEGINNING; THENCE
NORTH 20 DEGREES 58'06" EAST ALONG THE WEST LINE OF SAID LOT 11 A DISTANCE OF 128.24 FEET; THENCE
SOUTH 4 DEGREES 31'09" WEST A DISTANCE OF 119.31 FEET TO THE NORTH RIGHT OF WAY OF STILLWELL DRIVE; THENCE
SOUTH 88 DEGREES 43'33" WEST ALONG SAID NORTH RIGHT OF WAY A DISTANCE OF 36.50 FEET TO THE REAL POINT OF BEGINNING.

PARCEL II

A TRACT OF LAND SITUATED IN LOT 1, BLOCK 4 OF STILLWELL ESTATES NO. 3, ACCORDING TO THE PLAT THEREOF FILED IN BOOK 39 OF PLATS AT PAGE 3266, RECORDS OF ADA COUNTY, IDAHO DESCRIBED AS FOLLOWS:
BEGINNING AT THE SOUTHEAST CORNER OF LOT 1; THENCE
NORTH 20 DEGREES 58'06" EAST ALONG THE EAST LINE OF SAID LOT 1 A DISTANCE OF 128.24 FEET TO THE REAL POINT OF BEGINNING; THENCE
NORTH 4 DEGREES 31'09" EAST A DISTANCE OF 70.62 FEET; THENCE
NORTH 33 DEGREES 49'18" EAST A DISTANCE OF 60.95 FEET; THENCE
NORTH 10 DEGREES 38'25" EAST A DISTANCE OF 58.10 FEET; THENCE
SOUTH 89 DEGREES 49'34" EAST A DISTANCE OF 18.00 FEET TO THE EAST LINE OF SAID LOT 1; THENCE
SOUTH 20 DEGREES 58'06" WEST ALONG SAID WEST LINE A DISTANCE OF 190.61 FEET TO THE REAL POINT OF BEGINNING.

END OF LEGAL DESCRIPTION

STILLWELL ESTATES #1

SE 1/4 SECTION 29,
TOWNSHIP 34 NORTH, RANGE 1 EAST
BUTTE COUNTY, MONTANA

Table of Curve Data

Curve	From	To	Bearing	Length	Chord	Ord. Depth
1	20	88° 21' 48"	19.44	30.84	27.86	547° 09' 52" E
2	20	71° 39' 12"	20.59	31.77	28.67	542° 34' 27" W
3	242	27° 09' 56"	58.47	114.74	115.67	110° 40' 18" E
4	308	27° 09' 56"	74.42	146.05	144.67	110° 40' 18" E
5	308	25° 23' 25"	67.38	136.49	135.57	111° 55' 43" E
6	308	05° 32' 25"	14.90	27.78	27.77	103° 54' 10" W
7	242	17° 40' 19"	37.71	75.20	74.70	115° 21' 16" E
8	242	15° 07' 31"	27.84	55.44	55.32	110° 02' 59" W
9	242	102° 22' 11"	25.40	36.50	31.85	151° 43' 41" E
10	204	102° 22' 11"	25.40	36.50	31.85	151° 43' 41" E
11	242	37° 45' 50"	82.77	159.30	156.05	100° 40' 15" W
12	308	17° 12' 51"	46.62	92.54	92.20	122° 28' 59" E
13	32	16° 04' 25"	51.28	64.85	64.30	120° 56' 36" E
14	90	16° 04' 25"	157.06	178.55	166.28	120° 56' 36" E
15	242	41° 56' 56"	92.76	171.16	173.25	104° 00' 29" W
16	308	41° 56' 56"	118.06	229.47	220.47	104° 00' 30" W
17	242	16° 20' 00"	34.75	60.99	60.75	53° 12' 12" E
18	308	16° 20' 00"	44.20	87.80	87.50	55° 12' 12" E
19	203.5	13° 40' 36"	24.58	48.55	48.42	55° 31' 34" E
20	203.5	09° 13' 41"	140.34	245.66	230.99	51° 04' 45" E
21	203.5	18° 41' 05"	43.22	85.71	85.35	55° 01' 59" E
22	203.5	18° 41' 05"	23.45	36.50	32.60	108° 44' 17" W
23	328.7	75° 59' 50"	25.68	43.00	40.47	51° 17' 50" W
24	269.5	54° 31' 28"	159.77	256.51	246.74	50° 16' 56" W
25	100	33° 58' 59"	30.55	59.30	58.44	57° 17' 00" W
26	50	33° 58' 59"	15.28	27.05	26.22	57° 17' 00" W
27	100	81° 58' 00"	86.37	142.88	130.73	106° 39' 10" E
28	50	81° 58' 00"	43.19	71.24	65.57	106° 39' 10" E
29	100	20° 52' 50"	20.24	37.95	35.57	55° 15' 30" W
30	50	20° 52' 50"	17.32	28.39	25.54	57° 01' 55" W
31	50	75° 30' 35"	37.54	64.15	57.04	102° 35' 23" E
32	100	87° 35' 24"	75.82	152.82	138.37	55° 35' 58" W
33	50	87° 35' 24"	47.91	76.41	69.19	55° 35' 58" W
34	15	171° 20' 46"	574.74	134.57	89.74	541° 12' 31" W
35	25	121° 09' 40"	77.30	75.16	70.57	117° 27' 37" W

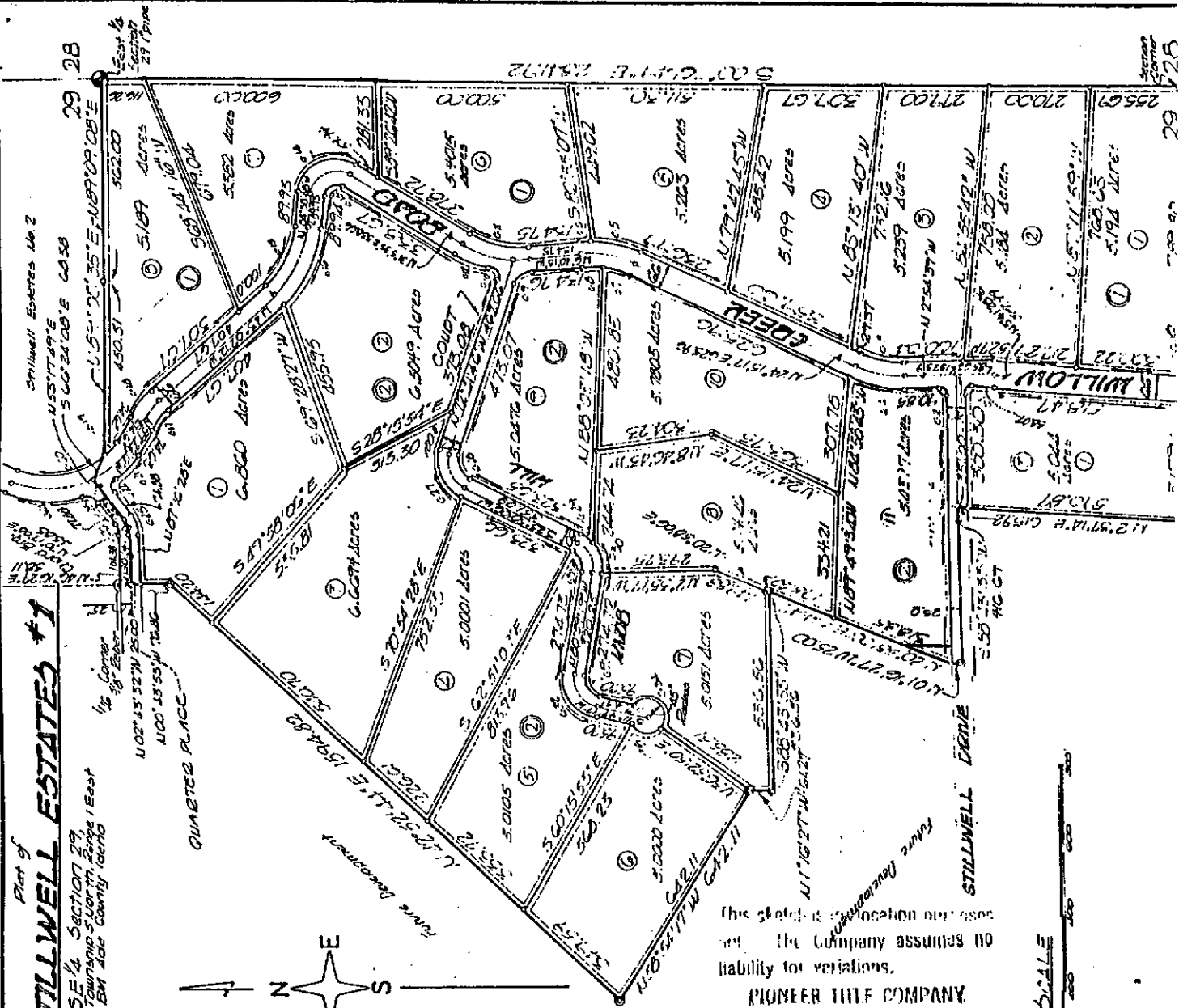
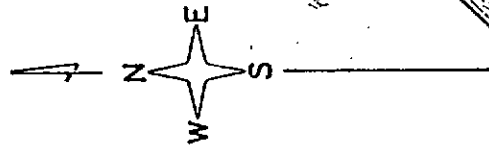
LEGEND

- Section Corner
- 1/4 Corner
- 1/2 Corner
- Block Numbers
- Lot Numbers
- Set 1/2" Rebar
- Set 1/2" Rebar
- 10 Utility Easements

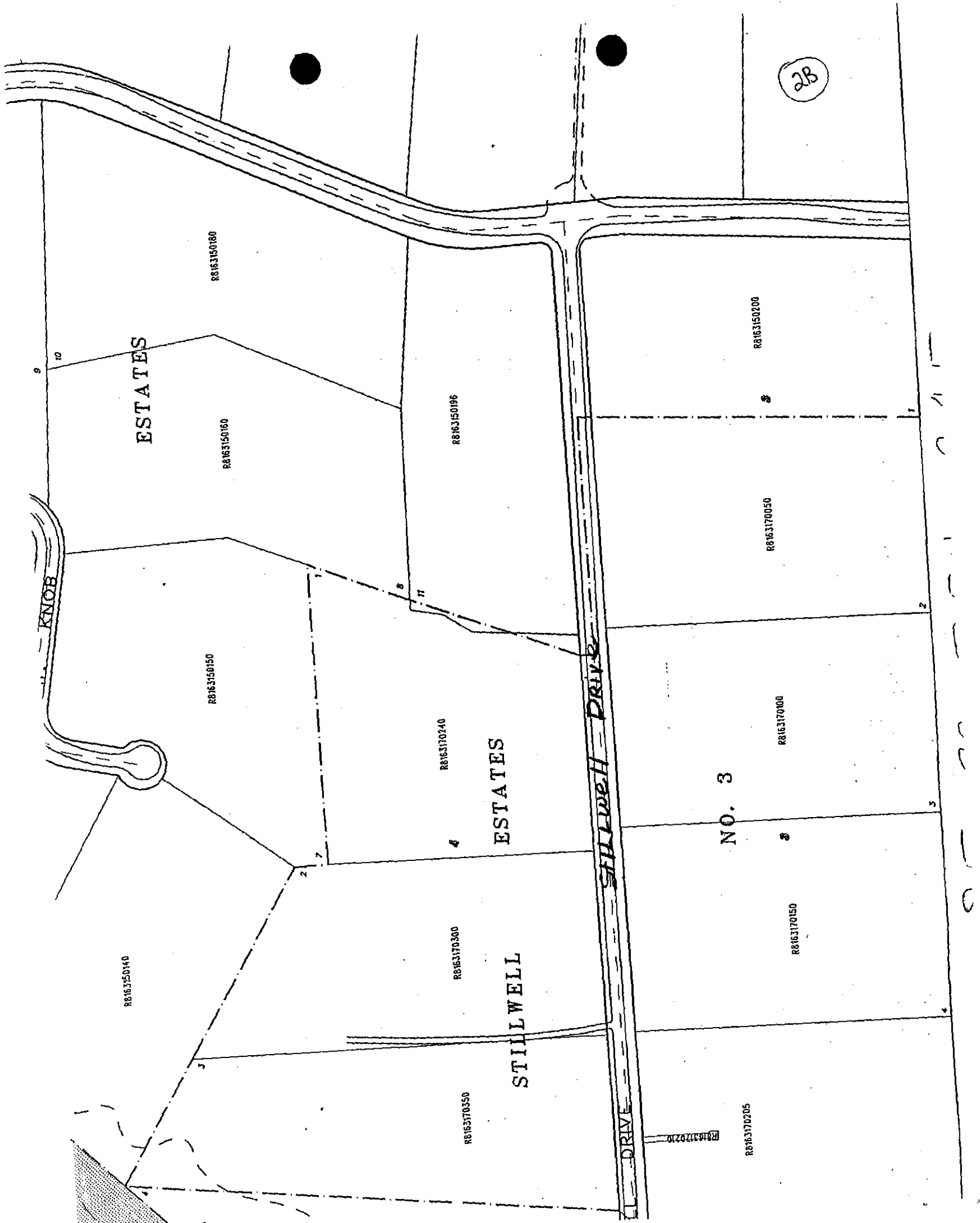
Each lot Owner shall receive approval from the Central District Health Department on one (1) location of building site and Sewage Disposal System in relation to natural drains, and two (2) on Construction of Sewage Disposal System.

This plat is a location map only and the Company assumes no liability for variations.
PIONEER TITLE COMPANY
of Ada County

SCALE



located at closing
all 1/4 from Riverdale



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: A63-03483D
Date Received: 9/05/1989
Receipt No: 6010869
Received By: ~~85~~

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROGER K. WARREN 208-939-0882
Address: 350 STILLWELL DR.
EAGLE, ID 83616

OR
Name: KAREN M. WARREN 208-939-0882
Address: 350 STILLWELL DR.
EAGLE, ID 83616

2. Date of Priority: JAN 07, 1966

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	SW	NE	SE		ADA

5. Description of diverting works:
DRILLED WELL, 250' DEPTH, 8" CASING, W/PUMP PIPELINE, SPRINKLER SYS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 14.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, LAWN & GARDEN, STKWTR. TO 10HD/MIXED.

A63-03483D

Page 1

Date: 09/05/89

MICROFILMED
AUG 19 1992

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	01E	29	NE	SE		IRR	4.0
			NE	SE		DOMEST	
			NE	SE		STOCK	

Section Acres 4.0

Total Acres 4.0

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:
N/A

14. Remarks: THIS RT.IS A SPLIT OF LICENSED RIGHT 63-03483 SOME OF THE GROUND FOR WHICH THE CLAIMANT HAS ACQUIRED. THE DOMESTIC AND STOCK-WATER USES CLAIMED REPRESENT A CHANGE IN NATURE OF USE FOR A PORTION OF THE RIGHT AS ORIGINALLY LICENSED.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 2

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): Loren M. Warren Date: 9/5/89
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of SEPTEMBER 19 89
Shirley E. Smith
Notary Public

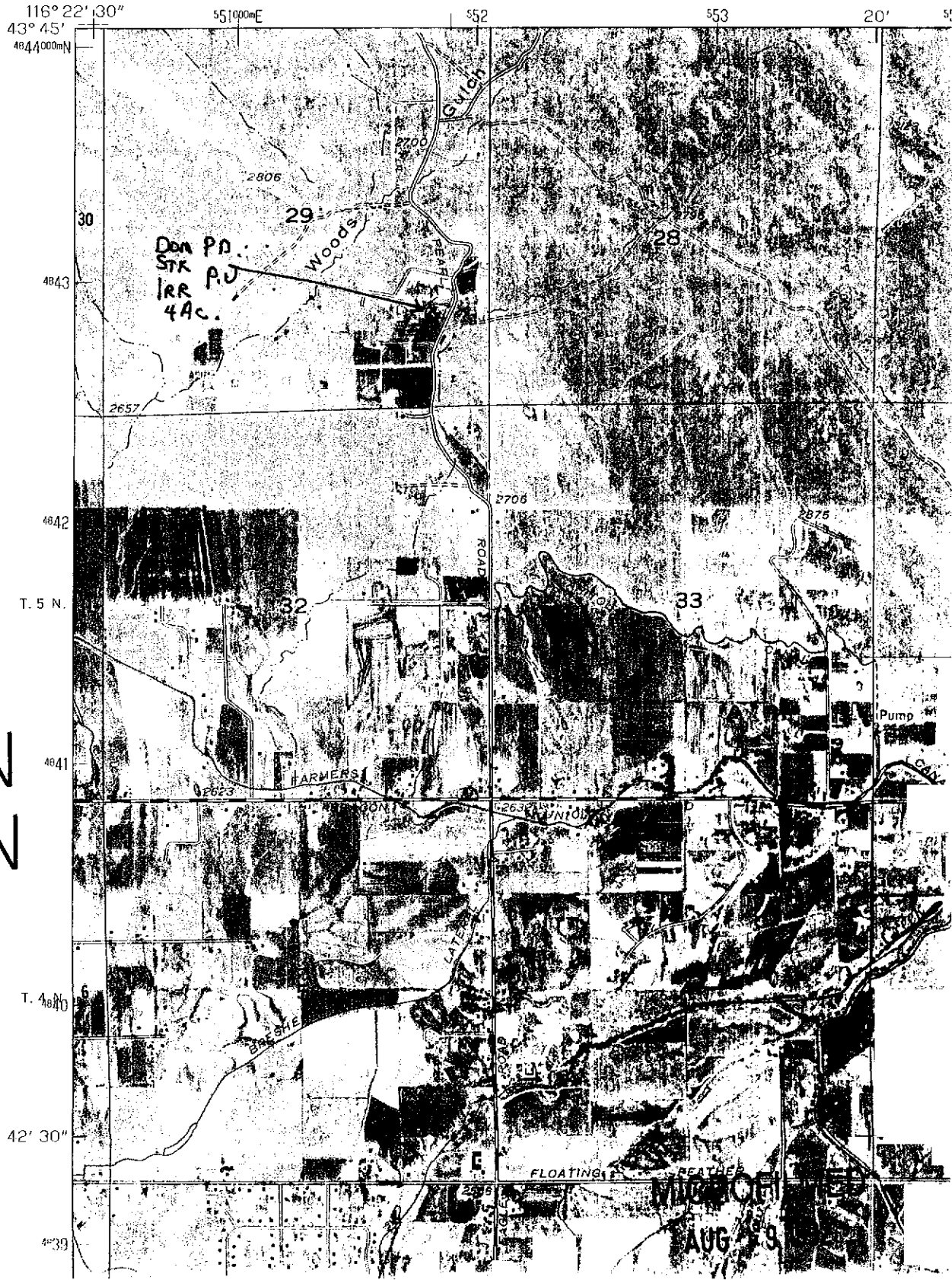
Seal

Residing at Boise, ID
My Commission Expires 11/08/1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



T5N
T4N
Sec 29

R1E

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 32674/63-3483 Priority Jan. 7, 1966 Amount 1.63 cfs

THIS IS TO CERTIFY, that WALTER JR. -or- LUCILLE STILLWELL
of Eagle, Idaho, have ~~xxx~~ complied with the terms and conditions of Permit
No. 32674/63-3483 issued pursuant to Application for Permit dated January 7, 1966
and has submitted proof to the Department of Water Administration on September 1, 1970
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 1.63 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 1.63 cfs for Irrigation from March 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 1.63 cfs of water be diverted at
any one time, said waters to be diverted within the _____

SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 29, Twp. 5 N, Rge. 1 E, B.M.

in the county of Ada; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 387 acre feet per year or
4.5 acre feet per acre.

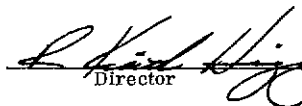
Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	1 E	29				10								23			40	13	86

Total number of acres irrigated 86

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6TH day of
November, 19 73.


Director

63 3483

MICROFILMED

AUG 19 1992

Form 28
2M-4-65

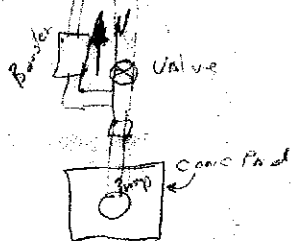
9:30 Fri 6 Aug

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-32674/63-3483

REPORT ON PROOF OF B/H WALTER JR. OR LUCILLE STILLWELL



63 3483



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

RIGHT NUMBER: 63-3483D

NAME AND ADDRESS: JOSEPH WHITFIELD
350 STILLWELL DR
EAGLE ID 83616

KATHERINE WHITFIELD
350 STILLWELL DR
EAGLE ID 83616

CHARLES W RUSSELL
BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.076 CFS
18.000 AFY

PRIORITY DATE: 01/07/1966

POINT OF DIVERSION:

T05N R01E S29 NWSESE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.076 CFS 18.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY 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 S29	SWSE	1.30	T05N R01E S29	SESE	2.70
---------------	------	------	---------------	------	------

4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as Lot 11, Blk 2, Stillwell Estates #1.

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

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

In Re SRBA

Case No. 39576

Water Rights: 63-3483D

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- XX Substitution of Party
- ☐ IC § 42-222 transfer
- ☐ Point of diversion ☐ Place of use
- ☐ Period of use ☐ Nature of use
- ☐ Split of water right ☐ Change in ownership
- ☐ Other
- ☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 28, 2006


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 28, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

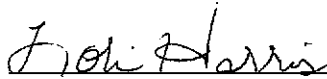
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Joseph Whitfield
Katherine Whitfield
350 Stillwell Dr
Eagle ID 83616

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

July 28, 2006

JOSEPH WHITFIELD
KATHERINE WHITFIELD
350 STILLWELL DR
EAGLE ID 83616

Re: Water Right No. 63-3483D

Dear Mr. & Mrs. Whitfield:

Enclosed is a copy of the above referenced water right, which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings, which has been sent to the Snake River Basin Court as notification of the change.

In addition we have enclosed a copy of the Notice of Claim to a Water Right 63-32218 for which we have completed the ownership change. This claim has not yet been recommended to the SRBA Court; therefore it is not necessary to notify the Court of the change. This recommendation will be completed later this year.

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

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region Office

LH:l
Enclosures

RECEIVED

JUL 19 2006

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

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-32218					
63-34830					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former Owner/Claimant(s)

Charles W Russell
 Barbara G Russell

4. New Owner/Claimant(s)

Joseph Whitfield Katherine Whitfield

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

350 Stillwell Drive

City, State and ZIP Code

Eagle ID 83616

New Telephone Number

208 938-9893

5. Date you acquired the property

7/17/2006

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

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

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

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

Joseph A. Whitfield

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

For Office Use Only
 Received by JZ Date 7/19/06 Fee N/A
 Received by JPT Date 7-26-06 Receipt No. _____
 Processed by JPT AJ Date 7-26-06 WR _____ Date _____



8151 W. Rifleman Ave. / Boise
Idaho 83704 / (208) 377-2700

WARRANTY DEED

For Value Received Charles Russell and Barbara Russell, husband and wife
hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

INITIAL HERE
JR
KOW

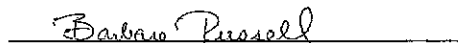
Joseph Alexander Whitfield and Katherine Oppedahl Whitfield, husband and wife
hereinafter referred to as Grantee, whose current address is 350 W. Stillwell Dr., Eagle, ID 83616
the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

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

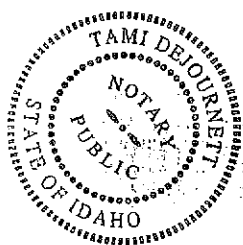
Dated: July 10, 2006


Charles Russell


Barbara Russell

STATE OF IDAHO, County of ADA, ss.

On this 14th day of July, in the year of 2006, before me Tami DeJournett, notary public personally appeared Charles Russell and Barbara Russell known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



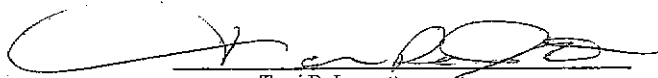

Tami DeJournett
Notary Public of ID
Residing at Meridian, ID
Commission expires: September 11, 2010

EXHIBIT A

Parcel I

Lot 11 in Block 2 of Stillwell Estates #1, according to the official plat thereof, filed in Book 33 of Plats at Pages 2040 and 2041, records of Ada County, Idaho.

EXCEPT THEREFROM a tract of land situated in Lot 11, Block 2 of Stillwell Estates #1, described as follows:

Beginning at the Southwest corner of said Lot 11, being the REAL POINT OF BEGINNING;
Thence North $20^{\circ}58'06''$ East along the West line of said Lot 11 a distance of 128.24 feet;
Thence South $4^{\circ}31'09''$ West a distance of 119.31 feet to the North right of way of Stillwell Drive;
Thence South $88^{\circ}43'33''$ West along said North right of way a distance of 36.50 feet to the REAL POINT OF BEGINNING.

Parcel II

A tract of land situated in Lot 1 in Block 4 of Stillwell Estates No. 3, according to the plat thereof filed in Book 39 of Plats at Page 3266, records of Ada County, Idaho described as follows:

Beginning at the Southeast corner of Lot 1;

Thence North $20^{\circ}58'06''$ East along the East line of said Lot 1 a distance of 128.24 feet to the REAL POINT OF BEGINNING

Thence North $4^{\circ}31'09''$ East a distance of 70.62 feet;

Thence North $33^{\circ}49'18''$ East a distance of 60.95 feet;

Thence North $10^{\circ}38'25''$ East a distance of 58.10 feet;

Thence South $89^{\circ}49'34''$ East a distance of 18.00 feet to the East line of said Lot 1;

Thence South $20^{\circ}58'06''$ West along said West line a distance of 190.61 feet to the REAL POINT OF BEGINNING.

STILLWELL ESTATES #1

Part of

SE 1/4 Section 29,
Township 5 North, Range 1 East,
Benton County, Idaho

Table of Curve Data

Curve Number	Bearing	Delta	Radius	Length	Area	Chord	Chord Bearing
1	20° 21' 43"	17.44	30.84	27.80	547° 09' 50"E		
2	20° 21' 43"	17.44	30.84	27.80	547° 09' 50"E		
3	242° 71' 30"	50.47	14.74	113.67	542° 54' 27"W		
4	308° 27' 09"	74.42	146.05	144.67	110° 40' 18"E		
5	308° 27' 09"	74.42	146.05	144.67	110° 40' 18"E		
6	308° 27' 09"	74.42	146.05	144.67	110° 40' 18"E		
7	242° 17' 48"	57.71	75.20	74.70	110° 52' 16"E		
8	242° 15' 07"	27.84	55.44	55.52	110° 02' 50"W		
9	414° 28' 35"	32.55	57.03	53.66	110° 02' 50"W		
10	204° 102' 22"	25.40	36.80	51.85	110° 45' 41"E		
11	242° 57' 45"	82.77	199.50	156.05	110° 40' 15"W		
12	308° 17' 12"	46.62	92.54	92.20	112° 23' 59"E		
13	32° 10' 04"	51.28	64.85	64.30	52° 56' 30"E		
14	70° 16' 04"	157.06	178.55	166.25	52° 56' 30"E		
15	242° 41' 56"	92.76	177.16	173.23	52° 56' 30"E		
16	308° 41' 56"	118.06	220.47	220.47	110° 40' 30"W		
17	242° 16' 30"	34.75	60.99	60.75	55° 12' 12"E		
18	308° 16' 30"	44.20	87.00	87.50	55° 12' 12"E		
19	203° 13' 40"	24.39	48.55	48.42	55° 31' 54"E		
20	203° 09' 13"	140.54	246.66	230.99	51° 04' 45"E		
21	267° 18' 14"	45.22	85.71	85.35	53° 05' 09"E		
22	220° 71' 56"	23.45	36.30	32.00	110° 44' 17"W		
23	328° 75' 59"	25.68	43.00	42.47	51° 17' 50"W		
24	267° 54' 31"	138.77	256.51	246.74	50° 46' 58"W		
25	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		
26	50° 33' 58"	15.25	27.05	27.22	57° 17' 00"W		
27	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		
28	50° 33' 58"	15.25	27.05	27.22	57° 17' 00"W		
29	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		
30	50° 33' 58"	15.25	27.05	27.22	57° 17' 00"W		
31	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		
32	50° 33' 58"	15.25	27.05	27.22	57° 17' 00"W		
33	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		
34	50° 33' 58"	15.25	27.05	27.22	57° 17' 00"W		
35	100° 33' 58"	30.55	59.30	59.44	57° 17' 00"W		

- LEGEND
- Section Corner
 - 1/4 Corner
 - 1/2 Corner
 - Block Numbers
 - Lot Numbers
 - Set 1/2" Paper
 - Set 1/4" Paper
 - 10 Utility Easements

Each lot Owner shall receive approval from the Central District Health Department on one (1) location of building site and Sewage Disposal system in relation to natural drains, and two (2) on Construction of Sewage Disposal System.

THIS IS NOT A SURVEY. THIS MAP IS FOR INFORMATIONAL PURPOSES ONLY. PIONEER TITLE COMPANY MAKES NO REPRESENTATIONS AS TO THE ACCURACY OF THE MAP AND ASSUMES NO LIABILITY FOR THE SAME.

SCALE
0 100 200 300 Feet

SEE ALSO: Stillwell Estates #2, #3, #4, #5, #6, #7, #8, #9, #10, #11, #12, #13, #14, #15, #16, #17, #18, #19, #20, #21, #22, #23, #24, #25, #26, #27, #28, #29, #30, #31, #32, #33, #34, #35, #36, #37, #38, #39, #40, #41, #42, #43, #44, #45, #46, #47, #48, #49, #50, #51, #52, #53, #54, #55, #56, #57, #58, #59, #60, #61, #62, #63, #64, #65, #66, #67, #68, #69, #70, #71, #72, #73, #74, #75, #76, #77, #78, #79, #80, #81, #82, #83, #84, #85, #86, #87, #88, #89, #90, #91, #92, #93, #94, #95, #96, #97, #98, #99, #100, #101, #102, #103, #104, #105, #106, #107, #108, #109, #110, #111, #112, #113, #114, #115, #116, #117, #118, #119, #120, #121, #122, #123, #124, #125, #126, #127, #128, #129, #130, #131, #132, #133, #134, #135, #136, #137, #138, #139, #140, #141, #142, #143, #144, #145, #146, #147, #148, #149, #150, #151, #152, #153, #154, #155, #156, #157, #158, #159, #160, #161, #162, #163, #164, #165, #166, #167, #168, #169, #170, #171, #172, #173, #174, #175, #176, #177, #178, #179, #180, 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11/28/2005

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

RIGHT NUMBER: 63-3483D

NAME AND ADDRESS: BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616

CHARLES W RUSSELL
350 STILLWELL DR
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.076 CFS
18.000 AFY

PRIORITY DATE: 01/07/1966

POINT OF DIVERSION:

T05N R01E S29 NWSESE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.076 CFS 18.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY 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 S29	SWSE	1.3	T05N R01E S29	SESE	2.7
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4 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as Lot 11, Blk 2, Stillwell Estates #1.

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

IDAHO DEPT OF WATER RESOURCES

Claim No. 63-3483D

Twp. 5N, Rge. 1E
Section 29



Place of Use



1/4 1/4 Lines

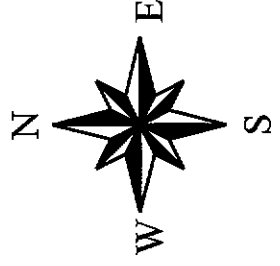


Section Lines



Pt. of Diversion

Prepared by:
Jan Shurte
11-26-05



02/02/2005

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

RIGHT NUMBER: 63-3483D
NAME AND ADDRESS: BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616

CHARLES W RUSSELL
350 STILLWELL DR
EAGLE ID 83616

SOURCE: GROUND WATER
QUANTITY: ~~0.070 CFS~~ 17.100 AFY 18
PRIORITY DATE: 01/07/1966
POINT OF DIVERSION: T05N R01E S29 NWSESE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	~~0.070 CFS~~ 17.100 AFY 18

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY 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 S29 SWSE 1.2 1.3 T05N R01E S29 SESE 2.6 2.7
4.0 3.8 ACRES TOTAL

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT: UPDATING SHAPE I ALSO
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 point of diversion pursuant to Section 42-1425, Idaho Code.

PS - WHILE I WAS IN THERE
UPDATED
THESE ACRES.
WOULD YOU
CHECK TOTAL
ACRES +
REST FOR
ME, TKS,
JAN

ADD AKA LOT 11 BLOCK 2 STILLWELL ESTATES #1



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

November 29, 2005

CHARLES W RUSSELL
BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616

Dear Mr. & Mrs. Russell:

Enclosed for your signature, is a Notice of Claim to a Water Right for your domestic and stockwater uses. As previously discussed, a separate claim would be needed to claim the domestic and stockwater uses, since the priority date would be different than the irrigation use licensed under the Stillwell's 1966 right. This claim will cover in-house domestic, up to one-half acre of irrigation and stockwater, all not to exceed 13,000 gallons per day.

Please fill in the priority date, the number of head of stock under non-irrigation uses, sign, notarize and return the claim with the \$25.00 filing fee.

If you have any questions regarding this claim, feel free to contact our office.

Sincerely,

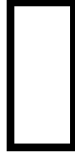
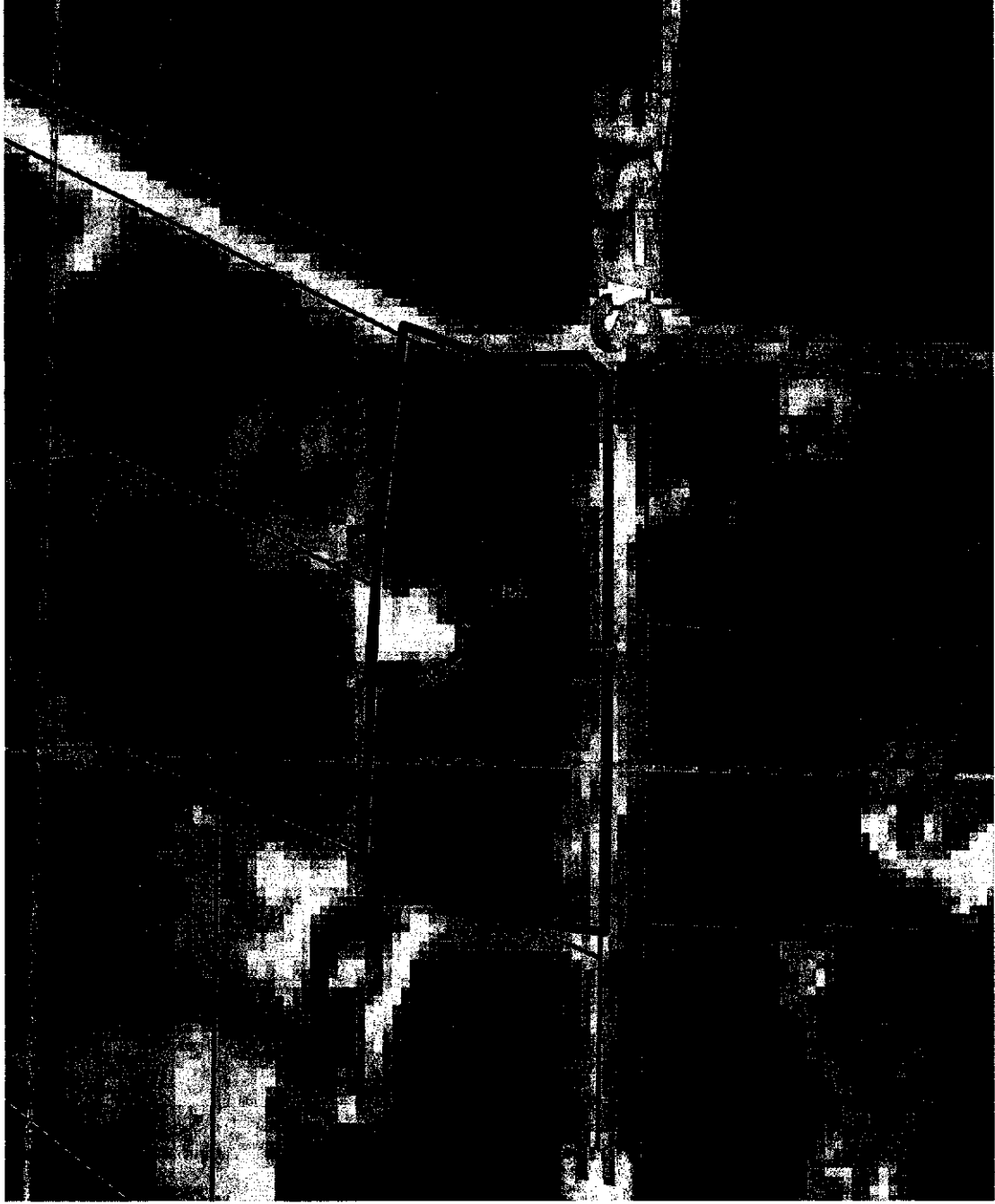
A handwritten signature in dark ink, appearing to read 'Jan Shurte', is written over a horizontal line.

Jan Shurte
Water Rights Supervisor
Adjudication Section
Western Region

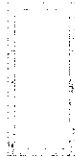
IDAHO DEPT OF WATER RESOURCES

Claim No. 63-3483D

**Twp. 5N, Rge. 1E
Section 29**



Place of Use



1/4 1/4 Lines

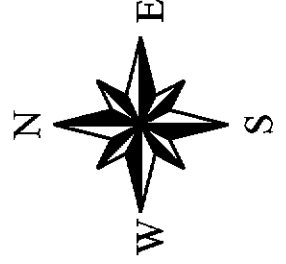


Section Lines



Pt. of Diversion

**Prepared by:
Jan Shurte
11-26-05**



Dom / stock
claim

Drig.

3.8 $\rightarrow$ 4.0

acres

Barbara Russell - 16th about
water rights - dom & stock
208-325-4791 2:42 PM

Left message. 6/27/85
11:30 AM J

05/31/2005

RECEIVED

JUN 27 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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: 63-3483D

BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616
Telephone Number: (208) 938-11

CHARLES W RUSSELL
350 STILLWELL DR
EAGLE ID 83616
Telephone Number: (208) 938-11

NOE RESPONSE

NOTE TO FILE:

1. Describe the portion of priority date, period of use, source.

a) Purpose and

b) Total acres

2. Describe the changes you

a) add domestic with our exis

3. Give a brief explanation

We purchased the

that we had right

Subject to ch

I AGREE with this proposed recor

DATE: 6/23/05

SIGNATURE

Please print your name

IDWR Regional Office,

Will prepare a dom/str
right for their d/s request
& send to them. May

be filed in Part 3. Re-

digitized POU based on

2003 assumption of use

& came up with 3.91 AC.

Will recommend 4.0 per

their request - little diffr.

Will send d/s claim

a/letter, change 63-3483D

& submit in Director's

Report in December.

JP 11-26-05

05/31/2005

RECEIVED

JUN 27 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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: 63-3483D

BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616
Telephone Number: (208)938-1160

CHARLES W RUSSELL
350 STILLWELL DR
EAGLE ID 83616
Telephone Number: (208)938-1160

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

a) Purpose and Period of use

b) Total acres

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

a) add domestic and stockwater to be consistent
with our existing water rights (See copy attached)

b) Change from 3.8 to 4.0 " " "

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

We purchased this property with the understanding
that we had rights already secured with IDWR and not
subject to change

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

DATE: 6/23/05 SIGNATURE: Barbara Russell

Please print your name: Barbara Russell

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

Copy submitted w/ NOE

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: A63-03483D
Date Received: 9/ 5/1989
Receipt No: C010869
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CHARLES W RUSSELL 208-938-1160
Address: 350 STILLWELL DR
EAGLE ID 83616
AND
Name: BARBARA G RUSSELL 208-938-1160
Address: 350 STILLWELL DR
EAGLE ID 83616

2. Date of Priority: JAN 7, 1966

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	SW	NE	SE		ADA

5. Description of diverting works:
DRILLED WELL, 250' DEPTH, 8" CASING, W/PUMP PIPELINE, SPRINKLER SYS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.020		
IRRIGATION	03/15	11/15	0.080		

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

8. Total consumptive use is 14.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, LAWN & GARDEN, STKWTR. TO 10HD/MIXED.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	29	NE	SE		IRR	4.0
			NE	SE		DOMEST	
			NE	SE		STOCK	
						Section Acres	4.0
						Total Acres	4.0

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:
N/A

14. Remarks:

THIS RT. IS A SPLIT OF LICENSED RIGHT 63-03483 SOME OF THE GROUND
FOR WHICH THE CLAIMANT HAS ACQUIRED. THE DOMESTIC AND STOCK-
WATER USES CLAIMED REPRESENT A CHANGE IN NATURE OF USE FOR A
PORTION OF THE RIGHT AS ORIGINALLY LICENSED.
OWNERSHIP CHANGED BY DB 5/22/2000.

15. Basis of Claim: LICENSE



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-03483D



1320 0 1320 Feet

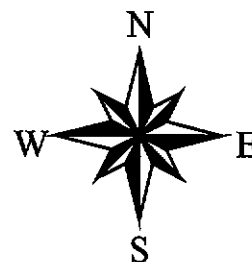
Total Irrigated Acres: 3.8

● 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: February 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483D V1

WATER RIGHT NUMBER: 63-3483D V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	KAREN M WARREN 350 STILLWELL DR EAGLE, ID 83616 (208)939-0882
Original Owner	ROGER K WARREN 350 STILLWELL DR EAGLE, ID 83616 (208)939-0882
Current Owner	BARBARA G RUSSELL 350 STILLWELL DR EAGLE, ID 83616 (208)938-1160
Current Owner	CHARLES W RUSSELL 350 STILLWELL DR EAGLE, ID 83616 (208)938-1160

Priority Date: 01/07/1966

Basis: License

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

IRRIGATION

From To

03/15 To 11/15

Diversion Rate

0.070 CFS

Annual Volume

17.10 AF

Total Diversion:

0.070 CFS

17.10 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SE1/4SE1/4

Sec. 29, Twp 05N, Rge 01E, B.M.

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
05N	01E	29	1.3	2.7	1.3	2.7	4.0

Total Acres: 3.8

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483D V1

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.

Remarks:

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

Comments:

1. csaxton 2/2/2005 Diversion Rate

Comment: Diversion rate recommended at licensed diversion rate of 0.019 cfs per acre.

2. csaxton 2/2/2005 No Resumption

Comment: No resumption - looks consistently irrigated in 1987, 2000, and 2003 photography.

3. csaxton 2/2/2005 D&S

Comment: Domestic and Stockwater uses cannot be recommended under this claim. Domestic use was not licensed as part of original license 63-03483. Addition of domestic purpose of use would be an enlargement of the right due to the extended SOU.

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

Comment: POD digitized based on Ada Co Tax lot data and best guess.

5. csaxton 2/2/2005 POD(1)

Comment: Claimed POD is not claimed as originally licensed, nor is it claimed in the QQ that the claimant owns property in. This appears to be an error in claims taking. Change of ownership information (maps and deeds) match Ada Co Tax lot data, but map provided with original claim is different. Recommend POD based on deed, plat map, and Ada Co Tax lot data. Recommend accomplished change in POD and add C03 as evidence indicates property developed in 1978.

6. csaxton 2/2/2005 POU

Comment: Recommended POU in QQs that were not claimed, but were originally licensed. Claimed POU is not claimed in QQ that was originally licensed, nor is it claimed in the QQ that the claimant owns property in. This appears to be an error in claims taking. Change of ownership information (maps and deeds) match Ada Co Tax lot data, but map provided with original claim is different. Recommend POU based on deed, plat map, and Ada Co Tax lot data. This was done to more accurately describe POU with the use of more accurate technology and Ada Co Tax lot data.

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 63-3483D 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	2/2/2005 9:03:50 AM	csaxton			Active
Priority Date	2/2/2005 9:04:40 AM	csaxton			Active
POD	2/2/2005 9:05:33 AM	csaxton			Active
Source	2/2/2005 9:25:23 AM	csaxton			Active
POU	2/2/2005 9:25:39 AM	csaxton			Active
Use	2/2/2005 9:27:22 AM	csaxton			Active
Season	2/2/2005 9:28:04 AM	csaxton			Active
Quantity	2/2/2005 9:28:48 AM	csaxton			Active
Summary			02/02/2005	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	2/2/2005 9:03:51 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
POD	2/2/2005 9:06:37 AM	csaxton	Edited point location
Source	2/2/2005 9:25:23 AM	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	2/2/2005 9:26:20 AM	csaxton	Edited PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483D V1

Use	2/2/2005 9:27:23 AM	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? (No) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - D and S cannot be recommended as it was not licensed.
Season	2/2/2005 9:28:04 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Summary	2/2/2005 9:30:22 AM	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	2/2/2005 9:25:00 AM	csaxton	Edited PLS
POU	2/2/2005 9:25:39 AM	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?
POU	2/2/2005 9:26:06 AM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483D V1

Priority Date	2/2/2005 9:04:41 AM	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	2/2/2005 9:05:33 AM	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? (Yes) 10. Is a POD remark and/or condition required? Description for Question 6 - Ada County Parcel information indicates that the property was developed in 1978.
Quantity	2/2/2005 9:28:49 AM	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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - As Licensed.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3483D

WATER RIGHT NUMBER: 63-3483D

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA G RUSSELL ✓ 350 STILLWELL DR EAGLE, ID 83616 (208)938-1160
Original Owner	ROGER K WARREN ✓ 350 STILLWELL DR EAGLE, ID 83616 (208)939-0882

Priority Date: 01/07/1966 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

Tributary

564 = 3-1 to 3-15

Beneficial Use

STOCKWATER

IRRIGATION

DOMESTIC

From To

1/01 to 12/31

3/15 to 11/15

1/01 to 12/31

Diversion Rate

0.020 CFS

0.080 CFS

0.040 CFS

Annual Volume

17.1

Total Diversion:

0.140 CFS

0.07

17.1

Location of Point(s) of Diversion

GROUND WATER ✓

ADA County ✓

SW 1/4 NE 1/4 SE 1/4

NW SE SE

Sec. 29, Twp 05N, Rge 01E, B.M. ✓

Place of Use

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				Totals
05N 01E 29	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	2.6

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	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3483D

✓	✓	✓	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	01E	29													4.0		1.2	2.6	4.0
																			3.8

Total Acres: 3.8~~DOMESTIC~~

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

Conditions of Approval:

C18
S04
C03

Remarks:

1. General

THIS RT. IS A SPLIT OF LICENSED RIGHT 63-03483 SOME OF THE GROUND FOR WHICH THE CLAIMANT HAS ACQUIRED. THE DOMESTIC AND STOCK- WATER USES CLAIMED REPRESENT A CHANGE IN NATURE OF USE FOR A PORTION OF THE RIGHT AS ORIGINALLY LICENSED.
OWNERSHIP CHANGED BY DB 5/22/2000.

Comments:

= See comments in ECUR

Dates and Other Information:

Claim Received Date: 9/5/1989
State or Federal: S
Mitigation Plan: False

**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)
- ☒ 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 completeClaim No(s) 63-034830

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: see notes on pg 3
- ☐ 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
		NW	SE	SE	29	5N	1E	Ada	Digitized

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 3-15 To 11-15 Amount 0.07 CFS 17.1 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

- NO D+S -**TOTAL VOLUME - Groundwater only**☒ Incomplete on claim, the total is, Amount 0.07 CFS 17.1 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	
5 N	1 E	29															1.2	2.6	3.8

Overlap with other water rights: None

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

Delivery System Narrative:

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

POD: Claimed POD is not claimed as originally licensed, nor is it claimed in the QA that the claimant owns property. This appears to be an error in claim taking. Change of ownership information (maps + Deed) match Ada Co Tax lot data. But map provided w/original claim is different. Rec POD based on Deed, Plat map, and Ada Co Tax lot data. Rec Accomplished A in POD and add C03 as evidence indicates property developed in 1978.

- No Resumption - looks consistently irrigated in 1987, 2000, and 2003 photography.

- Cannot Rec D+S under this claim as it was not originally
licensed and would be an enlargement as the son would
be extended

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: 2-2-05

FIELD EXAMINER: Greg J. Gustin

Claimed

Recommend

63-03483 1.63 cfs 86 ac 387 afa	A Head, David		<i>Recommended</i>	
	0.095 Irr + Dom	0.08	Built 1981	
	4	4	C03	
		18	Irr only	
	B Stillwell, Walter		<i>Recommended</i>	
	0.14 Irr + Dom	0.080	Built 1980	
	5	4.2	C03	
	15	18.9	Irr only	
	C Tennant, Donley		<i>Recommended</i>	
	0.08 Irr	0.08	Built 1981	
	4	4	C03	
		18	Irr	
	D Russell, Charles		<i>Recommended</i>	
	0.14 Irr+Dom+Stock	0.07	Built 1978	
	4	3.8	C03	
		17.1	Irr	
	E Thompson, Carol		<i>Recommended</i>	
	0.16 Irr+Dom+Stock	0.06	Built 1976	
	5	3.1	C03	
		14.0	Irr	
	F Metzer, Richard		<i>Recommended</i>	
	0.11 Irr + Dom	0.09	Built 1979	
	4.5	4.5	C03	
		20.3	Irr	
	G Dalessio, Gerald		<i>Recommended</i>	
	0.16 Irr+Dom+Stock	0.080	Built 1984	
	5	4.2	C03	
		18.9	Irr	
	H Jones, William		<i>Recommended</i>	
	0.16 Irr+Dom+Stock	0.061	Built 1975	
	5	3.2	C03	
		14.4	Irr	
	J Breshears, Verle		<i>Recommended</i>	
	0.19 Irr+Dom+Stock	0.05	Built 1981	
	5	2.7	C03	
		12.2	Irr	
	K Davey, Richard		<i>Recommended</i>	
	0.08 Irr	0.07	Irr	
	4	3.5		
		15.8		
	L Geary, Timothy		<i>Recommended</i>	
	0.13 Irr	0.13	Per TR 5274	
	7	7		
	31.5	31.5		
	M West, Robert		<i>Disallowed</i>	
	0.16 Irr+Dom+Stock	0	Built 1984	
	5	0		
		0		
	N McMurray, Michael		<i>Recommended</i>	
	0.04 Irr	0.03	Built 1992	
	2	1.8	Irr	
		3.2	Licensed POD	
	P Graybadger, Gregory		<i>Recommended</i>	
	0.057	0.06	Per Tr 70172	
	3	3		
		13.5		
	Q Barats, Kurt		<i>Recommended by Ron</i>	
	0.076 Irr	0.076		

Had to Recommend 15 afa

Not all claimed POU in Licensed POU
Cannot recommend Entire claimed POUNot all claimed POU in Licensed POU
Cannot recommend Entire claimed POUDidn't claim Licensed priority Date
Not all claimed POU in Licensed POU
Cannot recommend Entire claimed POU

	4	4
		18
R Peeterson, Jerry		<i>Recommended by Ron</i>
	0.085 Irr	0.082
	4.5	4.3
	20.25	19.35
S Ellis, Dwayne		<i>Recommended by Ron</i>
	0.078 Irr	0.078
	4.1	4.1
	18.45	18.45

Sum CFS=	1.941
Sum Acre=	75.1
Sum Div Vol =	86.2

Sum CFS=	1.161
Sum Acre=	61.4
Sum Vol =	271.44

Un-accounted for CFS=	-0.311
Un-accounted for Acres=	10.9
Un-Accounted for Vol =	301.8

Un-accounted for CFS=	0.469
Un-accounted for Acres=	24.6
Un-accounted for Vol=	115.58

Diversion Rate per Acre =	0.019
Diversion Vol per Acre =	4.5

Memorandum

Date: January 26, 2005

To: File

From: Craig L. Saxton

Subject: Recommendation for splits of 63-03483

Domestic and Stock:

Domestic and Stockwater use was claimed in several of the splits for 63-03483. Domestic and Stockwatering uses cannot be recommended under this original license because those uses were not licensed. Adding those uses to the split portions would be an enlargement of the claim as the season of use would be extended to year round use.

Accomplished Change in POD:

Per discussion with Jan Shurte, it was decided that if the tax lot data showed that the property was developed prior to 1987 and the POD was claimed differently than what was licensed (basically they claimed their personal well on their parcel), we could call it an accomplished change in POD and add C03. This was not done for splits where the property was developed after 1987.

Splits 63-03483E, 63-03483H, and 63-03483J:

These claims claimed a portion of the POU in a QQ that was not originally licensed. Cannot recommend that portion of the claimed POU as part of this right. Only the portion of the claimed POU that fell in the original licensed POU was recommended under the above mentioned splits.

10-25-04 : Cannot recommend O+S because not Licensed

: Cannot find Well log

: Rec POB is accomplished Δ POB - L#3

: looks irr in 1987

: Parcel #: R8163150126 - Built in 1978 - Poss L#3

1-25-05 : POB + POB Claimed AQ appears to be error based
on tax lot data

2-1-05 : No other WR's Claimed.

Receipt Details for ID C010869

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/5/1989 3:33:21 PM	9/5/1989	State	\$54.00	Check
Payer		WARREN, ROGER OR KAREN		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
461			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$54.00	ADJUDICATION FEE	410162	9337	00		6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3483	D	\$54.00	Claim

Print Report



63-03483D POU & POD Claim Map 2003 Photography



T5N, R1E, Sec. 29

1320

0

1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data



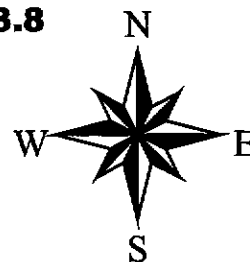
Quarter Quarter Lines



Section Lines

Total Claimed Acres: 4.0

Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



63-03483D POU & POD Claim Map 2000 Photography



T5N, R1E, Sec. 29

1320

0

1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data



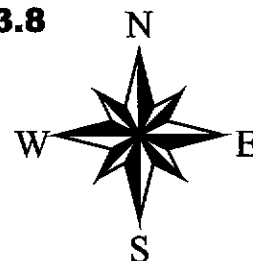
Quarter Quarter Lines



Section Lines

Total Claimed Acres: 4.0

Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



63-03483D POU & POD Claim Map 1987 Photography



1320

0

1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data



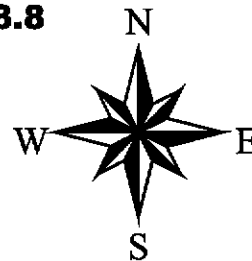
Quarter Quarter Lines



Section Lines

Total Claimed Acres: 4.0

Initial Review found acres: 3.8



Prepared by: C. Saxton
Date: January 2005



Land Records

Characteristics Detail

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Residential Characteristics 1 for Parcel "R8163150196"		
Occupancy Date:		No Date Available
Year Built:		1978
Year Remodel:		2003
Effective Age:		0
Construction Class:		5
Number of Bedrooms:		4
Number Bathrooms:		3.5
Number of Fireplaces:		2
Air Conditioning:		Y
Car Storage Sq Ft #1:		506
Car Storage Sq Ft #2:		0
General Purpose Building Sq Ft:		2560
Porch Sq Ft:		0
Deck Sq Ft:		152
Deck Covered:		N
Patio Sq Ft:		152
Patio Covered:		N
Pool Sq Ft:		0
Total Sq Ft:		3232
Main Floor Sq Ft:		2332
Upper Floor Sq Ft:		900
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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Property Details for Parcel R8163150196

General Information
Property Acres: 4.360
Zone Code: RR
Primary Code Area: 270 Tax Districts
Group Type: SUB
Subdivision: STILLWELL ESTATES NO 01
Section: 5N1E29

Property Description
PAR #0196 OF LOT 1 BLK 4
STILLWELL ESTATES #3 & OF
LOT 11 BLK 2 STILLWELL EST #1
#0192-B #0250-S
#99092005

Property Address
350 W STILLWELL DR
EAGLE, ID 83616



Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method	Code Area
Primary	150-RES SUB LOT	4.360	\$137,500	MARKET	270
Primary	370-RES IMPROVEMENT	0.000	\$292,100	COST	270

Total Assessed Value: \$429,600

Parcel Valuation History

Assessed value for year 2004	\$429,600
Assessed value for year 2003	\$370,400
Assessed value for year 2002	\$365,100
Assessed value for year 2001	\$315,100
Assessed value for year 2000	\$315,100

Property Characteristics
Residential
Land

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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

May 22, 2000

CHARLES W RUSSELL
BARBARA G RUSSELL
350 STILLWELL DR
EAGLE ID 83616

Re: Notice of Claim to a Water Right No. A63-03483D

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

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

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure