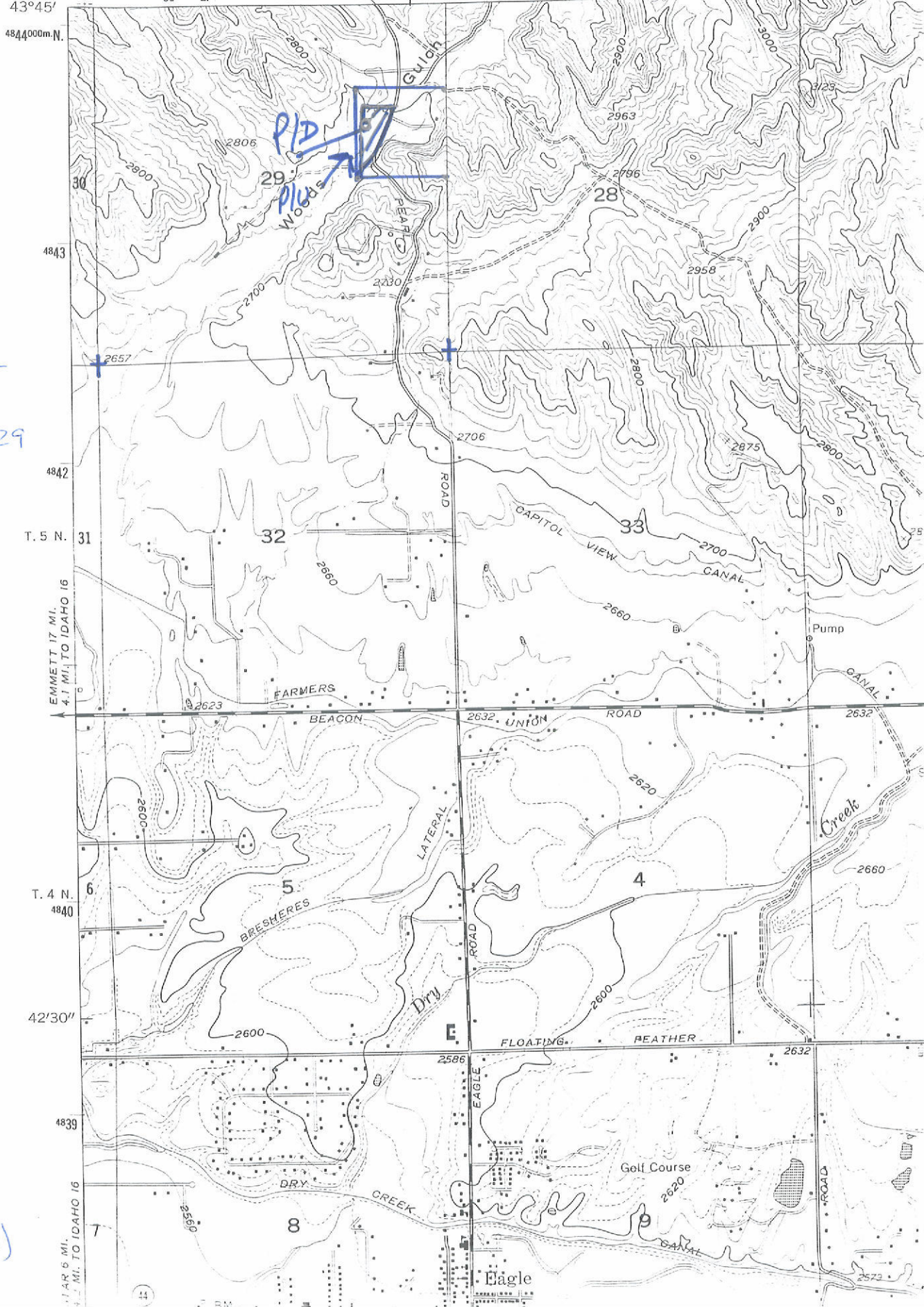


271 IV
(MONTGOMERY)
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

116°22'30" 551000m.E PEARL 12 MI. 552 553 20' 554
43°45' 4844000m.N



AL63-03483L

TSN R1E S29
SENE

X8(1979)
Eagle

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

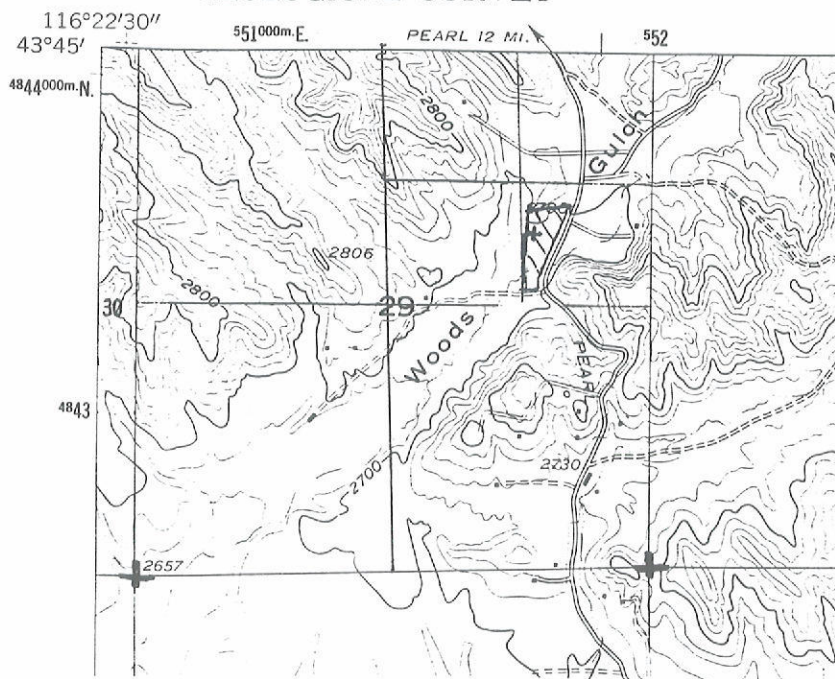
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

AFTER REQUESTED CHANGE

TSN
RIE
SEC 29
SENE

271 IV
(MONTGOMERY)
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

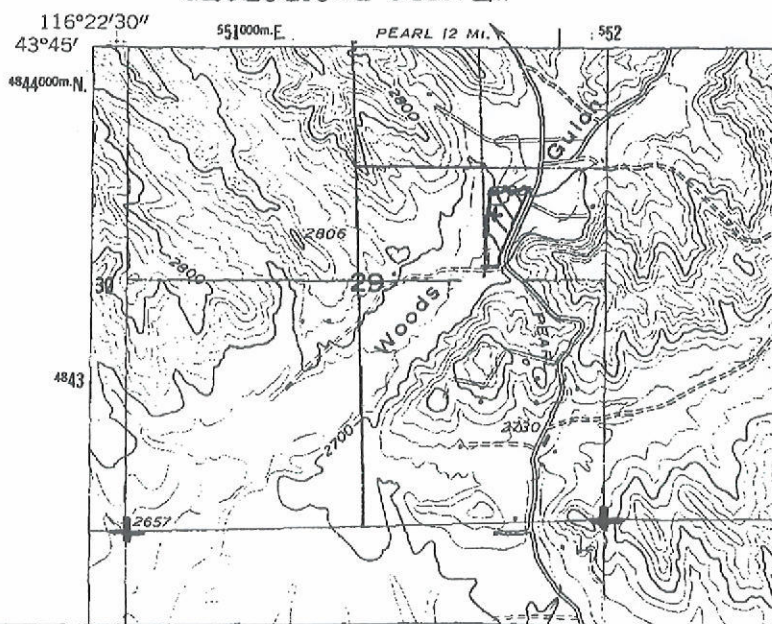


STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

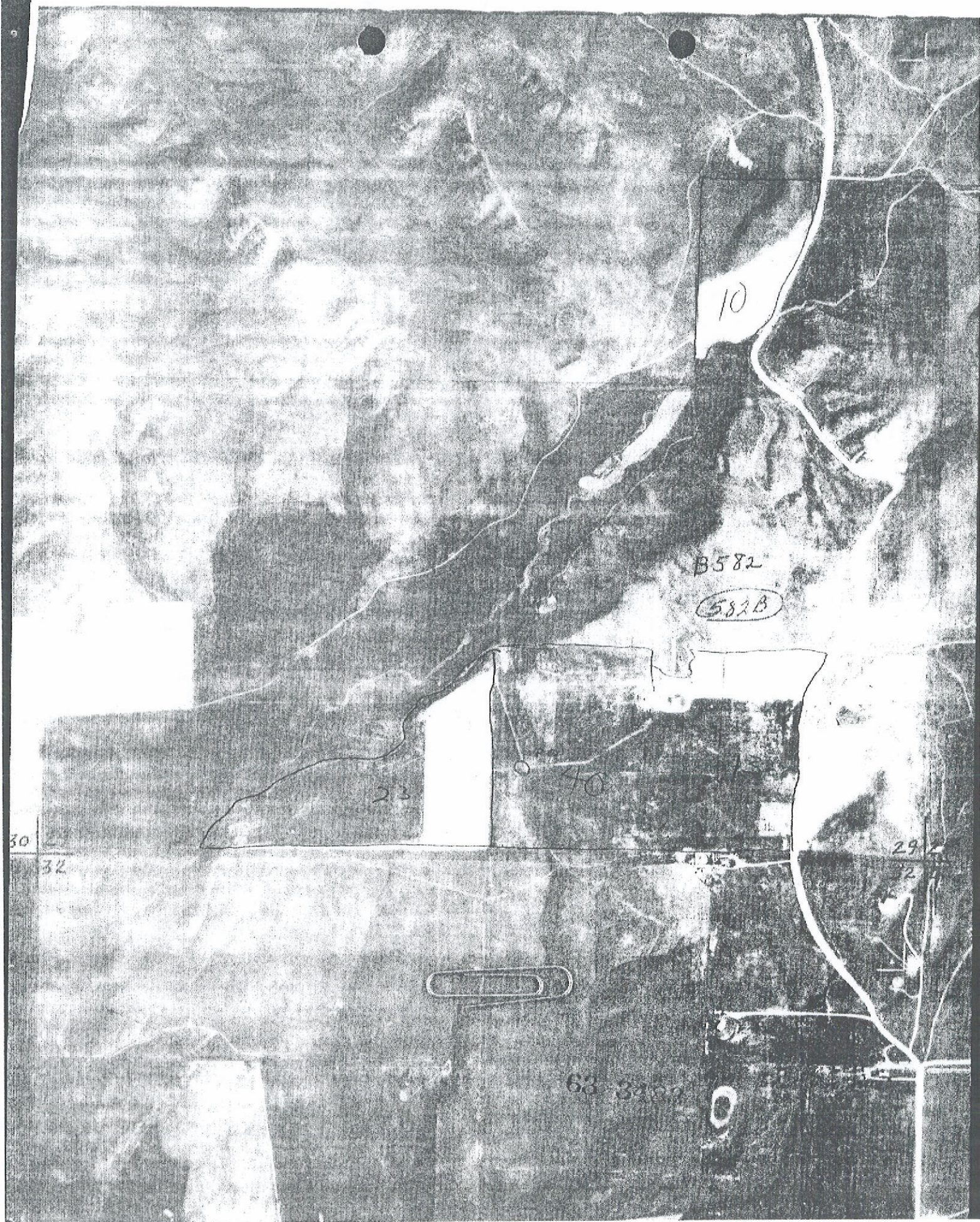
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

AFTER REQUESTED CHANGE

271 N
(MONTGOMERY)
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY

MICROFILMED
SEP 21 1998



10

B582

582B

23

70

30
32

29
32

63 3432

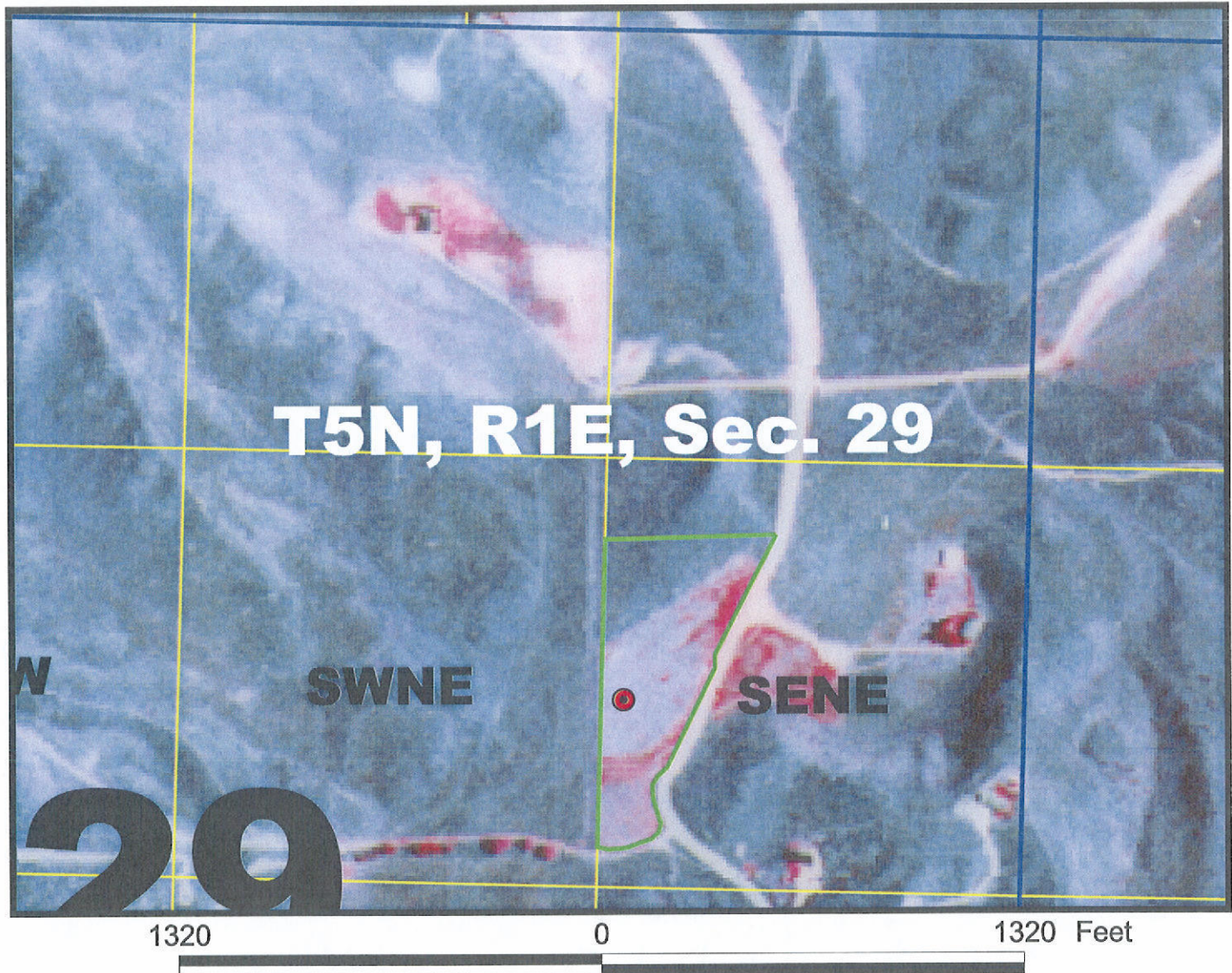
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STATE OF IDAHO

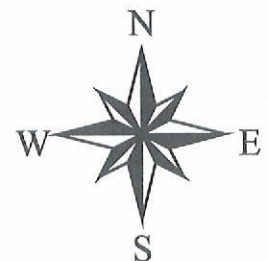
Department of Water Resources
Western Region

Water Right(s): 63-03483L



Total Irrigated Acres: 7.0

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



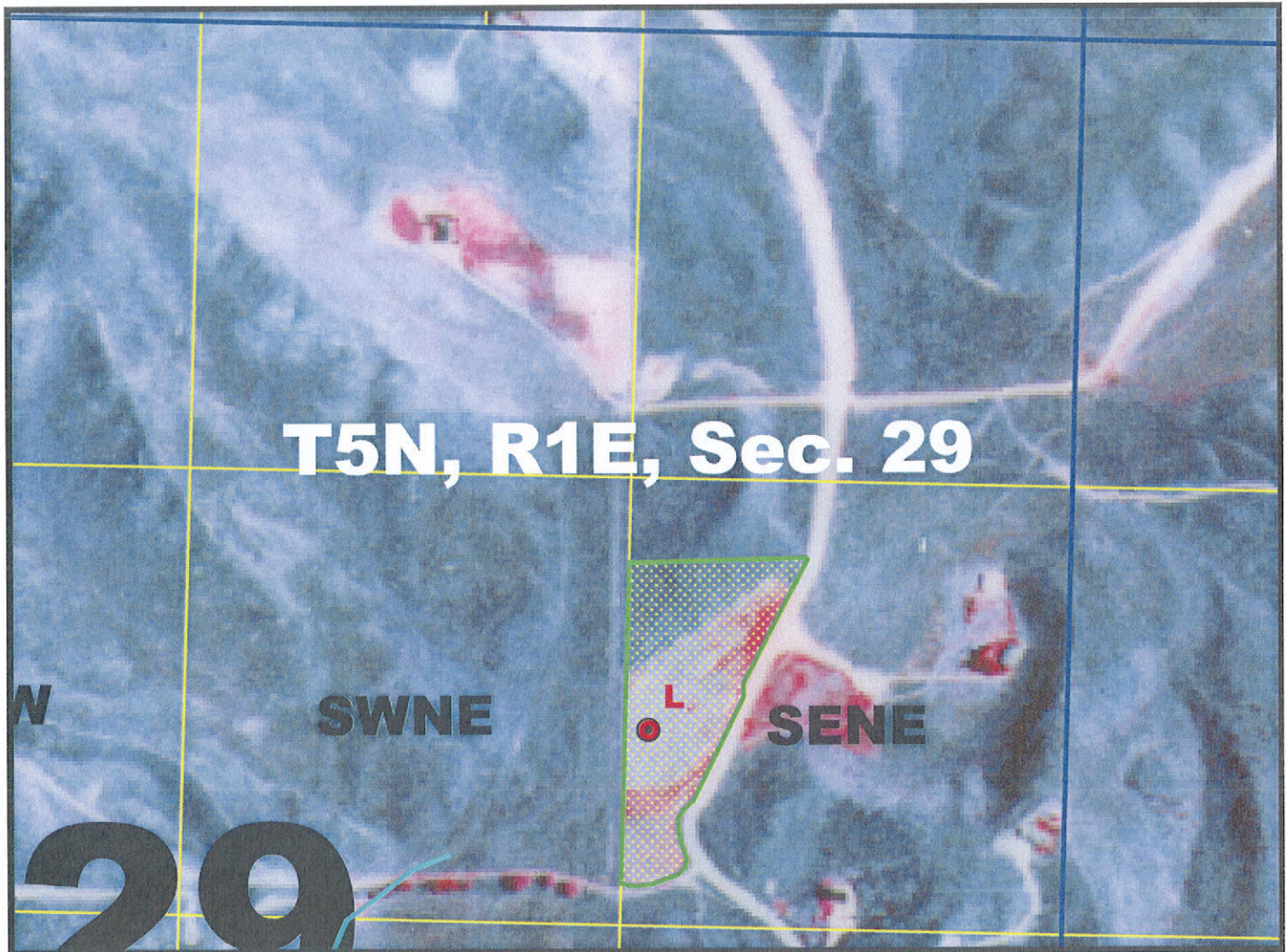
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: January 2005



STATE OF IDAHO

Site Map

WR #: 63-03483L



1320 0 1320 Feet

● Claimed Point of Diversion

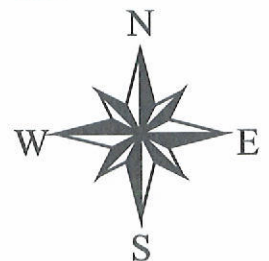
□ Claimed Place of Use

□ Ada County Tax Lot Data

□ Quarter Quarter Lines

□ Section Lines

Total Claimed Acres: 7.0

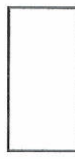


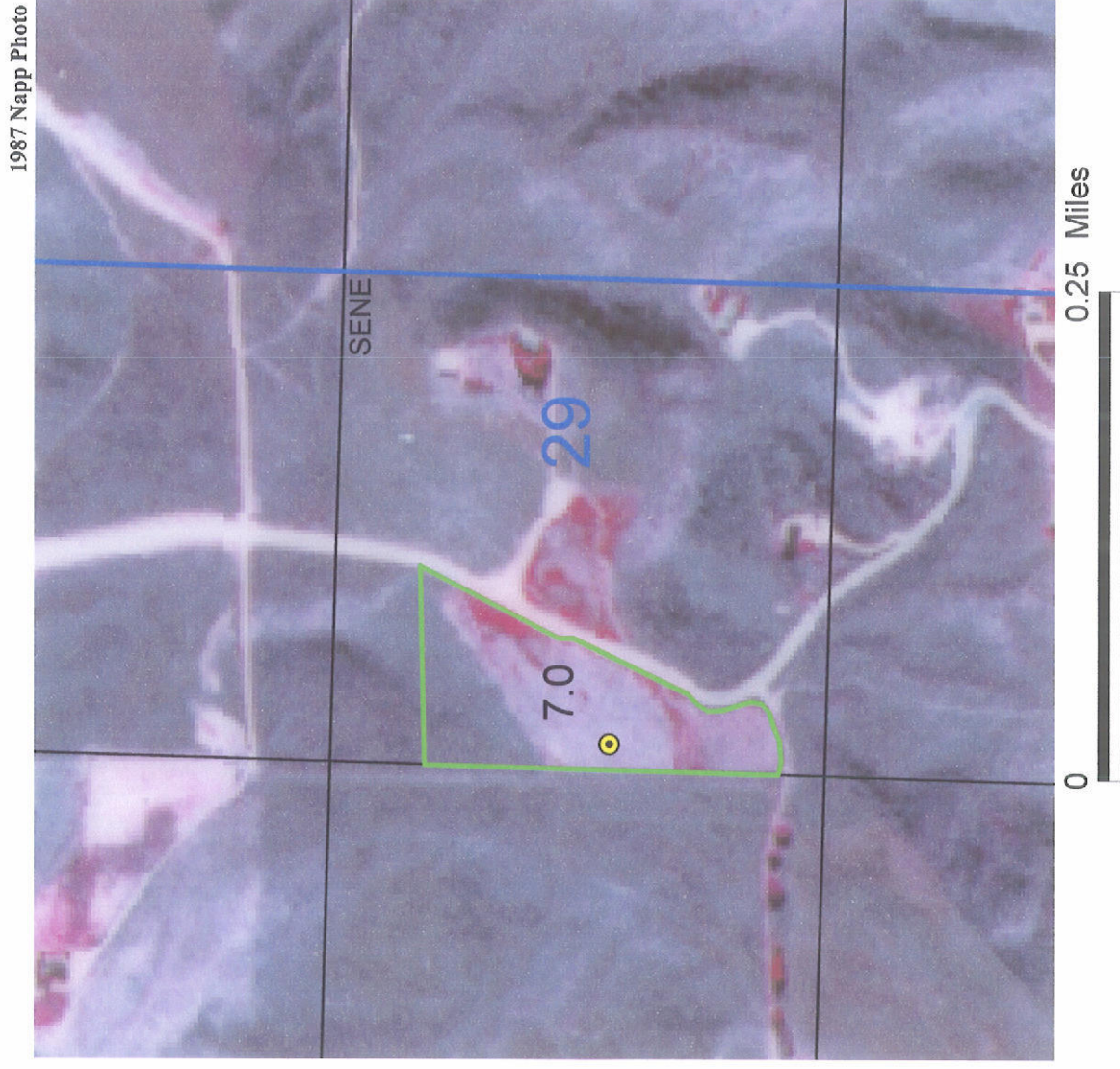
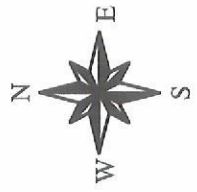
Prepared by: C. Saxton
Date: January 2005



Idaho Department of Water Resources

Claim Number: 63-03483L
Legal: T05N, R01E, S29
Reviewed By:

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



Idaho Department of Water Resources

Claim Number: 63-03483L
Legal: T05N, R01E, S29
Reviewed By:

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



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 63-3483L
Date Received: 7/30/1998
Receipt No: W024209
Received By:

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

1. Name of Claimant(s): TIMOTHY M GEARY Phone: (208)939-4150
5541 N WILLOW CREEK RD
EAGLE ID USA 83616

KAREN S NIEDERHUT Phone: (208)939-4150
5541 N WILLOW CREEK RD
EAGLE ID USA 83616

2. Date of Priority: 01/07/1966

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

WELL, 240' DEEP, PIPED TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.13	31.5

7. Total Quantity Appropriated is:
0.13 C.F.S. and/or 31.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	29	SE NE		IRRIGATION	7
Section Acres						7
Total Acres						7

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:

THE POINT OF DIVERSION CLAIMED IS REFLECTED IN TRANSFER NO. 5274. PLACE OF USE AKA LOT 1 BLK 4 STILLWELL ESTATES NO. 2.
DOMESTIC AND STOCKWATER USE FROM SAME WELL AND PUMP. MM 7/30/98.

15. Basis of Claim: License

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: A63-03483L
Date Received: 7/30/1998
Receipt No: W024209
Received By: TTT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: TIMOTHY M GEARY 208-939-4150
Address: 5541 N WILLOW CREEK RD
EAGLE ID 83616
AND/OR
Name: KAREN S NIEDERHUT 208-939-4150
Address: 5541 N WILLOW CREEK RD
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	SE	NE			ADA

5. Description of diverting works:
WELL, 240' DEEP, PIPED TO SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.130		31.50

7. Total Quantity Appropriated is:
0.130 C.F.S. (and/or) 31.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	29	SE	NE		IRR	7.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
					Total Acres	7.0

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:

14. Remarks:

THE POINT OF DIVERSION CLAIMED IS REFLECTED IN TRANSFER NO. 5274.
PLACE OF USE AKA LOT 1 BLK 4 STILLWELL ESTATES NO. 2.
DOMESTIC AND STOCKWATER USE FROM SAME WELL AND PUMP. MM 7/30/98.

15. Basis of Claim: BENEFICIAL USE

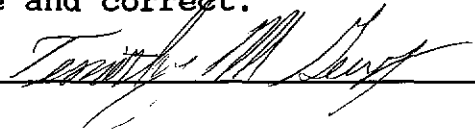
16. Signature(s)

(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: 7/30/98

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of July 19 98

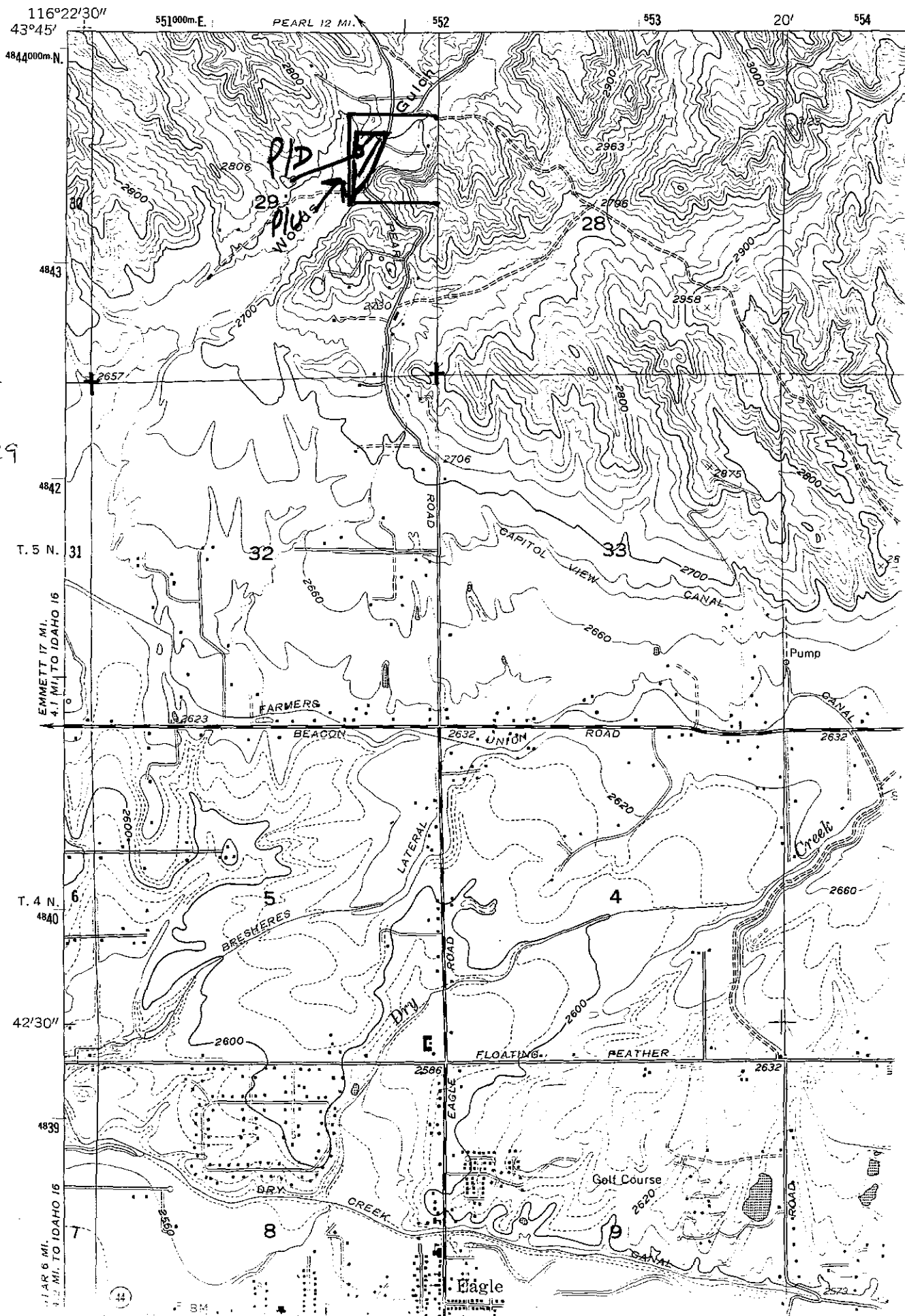
Maria Minicucci
Notary Public



Residing at Bose, Idaho
My Commission Expires 06/25/1999

271 IV
(MONTGOMERY)
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

SEP 14 1998

TRANSFER NO. 5274
WATER RIGHT NO. 63-03483B

WATER RESOURCES
WESTERN REGION

↓
This TR is applicable to
this claim 63-03483B

This is to certify that: **TIMOTHY M GEARY**
KAREN S NIEDERHUT
5541 N WILLOW CREEK DR
EAGLE ID 83616

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.13 CFS	31.5 AF

SOURCE

GROUNDWATER

Priority: 01/07/1966

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 29, Township 05N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 01E 29	SENE 7			7
Total number of acres irrigated:				7

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

TRANSFER NO. 5274
WATER RIGHT NO. 63-03483B

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Point of diversion and place of use are located within Lot 1, Block 4, Stillwell Estates No. 2.

Dated this 24th day of August, 1998.

J. Glen Saxton
Chief, Water Allocation Bureau

MEMORANDUM

TO: File 63-03483

FROM: Pam Skaggs³⁸/State Office

SUBJECT: Transfer 5274

DATE: July 23, 1998

Transfer 5274 changes the point of diversion under a portion of Right 63-03483, splitting the right into Parts A and B.

The applicant wants to irrigate his portion of the land from his current domestic well. The transfer was forwarded from the region office without fees to upgrade the domestic drilling permit to irrigation use, and without an SRBA Claim of this portion of the licensed right. These items were identified by the region, but left until the transfer was prepared at the state office. I will hold the transfer from processing until these two requirements have been met. ✓ 7-30-98 Receipt W024209 MM @ Western.

Recommended conditions include drilling permit requirements, future measuring & reporting, irrigation overlap and standard transfer conditions.

Page 1 of 7

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5274

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant TIMOTHY M. GEARY & KAREN S. NIEDERHUT Phone 939-4150
Post Office address 5541 N WILLOW CR DR, EAGLE ID 83616

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Personal well drilled in
lt 1, Blk 4, Stillwell Estates #2 to divert 7 acre
portion of license 63-03483

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

1. Right Number 63-03483B Priority 1/7/1966 Amount (cfs/ac-ft) .13/31.5 Nature of Use IRRIGATION Period of Use 3/15 to 11/15

2. Total amount of water being transferred .13 cubic feet per second and/or 31.5 acre-feet per annum.
3. Source of water Ground water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	29	5N	1E	ADA	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1E	29				7													7

PART 1

6. General Information:

- a. Description of diversion system well, pump, sprinklers

- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
N/A

- d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions:

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

Page 3 of 7
WR0749NP
No. 63-03483

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER STILLWELL, JR. RT. 1 EAGLE ID 83616	01/07/1966	IRRIGATION	03/15 11/15	1.630 CFS	387.00 AFA
TOTAL DIVERSION:					1.630 CFS	387.00 AFA
C	LUCILLE STILLWELL					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01E S29 SWSE ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																				
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE		
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM	
05N	01E	29	:				10	:								23	:															
TOTAL ACRES																												86.0				

Pou County: ADA

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

63-03016 63-10236 63-11588 63-12089

Dates: App. Received: Priority Date: 01/07/1966
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/12/1979

Misc: Water District Number: Field Exam Fee:

Audit: 04/08/85 05/01/88 CONVERT

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

*See attached
profile report*

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice☐ Warranty Deed☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

B portion

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

1. amount .13/31.5 for Irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	29	5N	1E	Ada	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1E	29				7													7

Total acres 7

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

A portion

1. amount 1.5 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	29	5N	1E	Ada	Original well

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1E	29				3							23				40	13	79

Total acres 79

* A portion as per IDWR records - left over acres

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

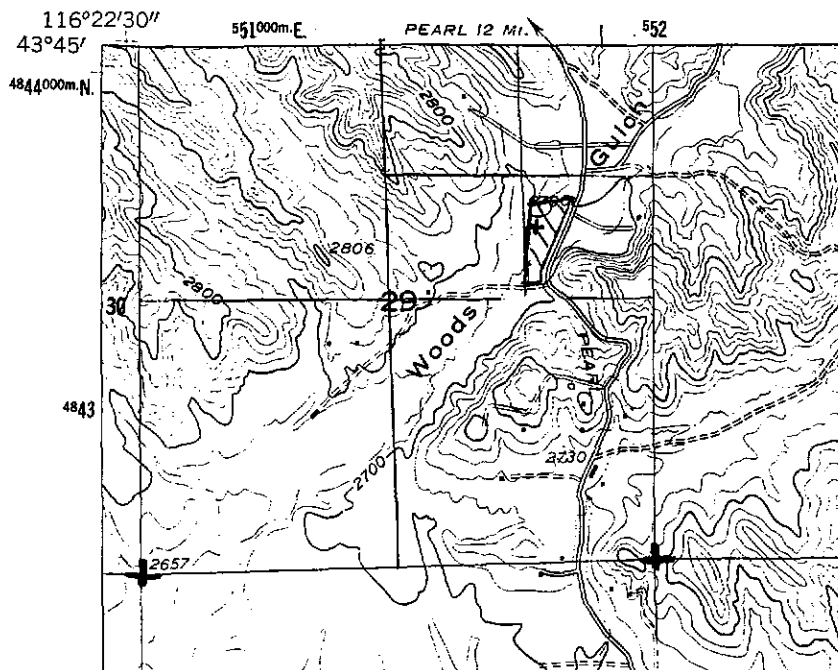
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

AFTER REQUESTED CHANGE

TSN
RIE
SEC 29
SENE

2711 IV
(MONTGOMERY)
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



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

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

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

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

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

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

Subscribed and sworn to before me this _____ day of _____, 19 98.



Timothy M. Leary
(Signature of Applicant)

Lori Graves
(Notary Public)

My commission expires 6/18/98

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 23 attachments A1, B1, C1

Received by Ly Date 4/28/98 Protest filed by _____

Prelim. check by nn Fee \$100 W023811 + W023481

Receipted by Ly Date 4/28/98

Published in Idaho Statesman Copies of protest forwarded by _____

Pub. dates 6-4 & 11-98 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 5274
WATER RIGHT NO. 63-03483B

This is to certify that: **TIMOTHY M GEARY**
KAREN S NIEDERHUT
5541 N WILLOW CREEK DR
EAGLE ID 83616

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.13 CFS	31.5 AF

SOURCE

GROUNDWATER

Priority: 01/07/1966

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 29, Township 05N, Range 01E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	01E	29	SENE	7		7

Total number of acres irrigated: 7

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

MICROFILMED

SEP 2 1998

TRANSFER NO. 5274
WATER RIGHT NO. 63-03483B

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Point of diversion and place of use are located within Lot 1, Block 4, Stillwell Estates No. 2.

Dated this 24th day of August, 1998.

J. Glen Saxton
Chief, Water Allocation Bureau

MICROFILMED

SEP 21 1998

Page 1 of 1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 5274

APPLICATION FOR TRANSFER OF WATER RIGHT

RECEIVED

PART 1

JUL 21 1998

Name of applicant TIMOTHY M. GEARY & KAREN S. NIEDERHUT Phone 939-4150
Post Office address 5541 N WILLOW CR DR, EAGLE ID 83616

A. PURPOSE OF TRANSFER

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Personal well drilled in
lot 1, Blk 4, Stillwell Estates #2 to divert 7 acre
portion of license 63-03483

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---|----------|-----------------------|------------------|---------------|
| 63-03483B | 1/7/1966 | .13/31.5 | IRRIGATION | 3/15 to 11/15 |
| | | | | to |
| | | | | to |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>.13</u> cubic feet per second and/or <u>31.5</u> acre-feet per annum. | | | | |
| 3. Source of water <u>Ground water</u> tributary to _____ | | | | |
| 4. Point(s) of Diversion: _____ | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total - 7

PART 1

6. General Information:

a. Description of diversion system well, pump, sprinklers

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

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

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

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

MIC
SEP 21 1956

Page 3 of 7

WR0749NP
No. 63-03483

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WALTER STILLWELL, JR. RT. 1 EAGLE ID 83616	01/07/1966	IRRIGATION	03/15 11/15	1.630 CFS	387.00 AFA
					TOTAL DIVERSION:	1.630 CFS 387.00 AFA
C	LUCILLE STILLWELL					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T05N R01E S29

SWSE

ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	SUM
T	R	S	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	Lt Ac	: Lt Ac	Lt Ac	Lt Ac	Lt Ac	: SUM
05N	01E	29	:	10	:	:	:	23	:	:	:	:	40	13	:	86.0
															TOTAL ACRES	86.0

Polu County: ADA

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

63-03016 63-10236 63-11588 63-12089

Dates: App. Received: Priority Date: 01/07/1966
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/12/1979

Misc: Water District Number: Field Exam Fee:

Audit: 04/08/85 05/01/88 CONVERT

MICROFILMED
SEP 21 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

*See attached
profile report*

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

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

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

☐ Tax Notice☐ Warranty Deed☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

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

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

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals.
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

MICROFILMED

SEP 21 1998

Total acres _____

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

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

N If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

B portion

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

1. amount .13/31.5 for Irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NE	29	5N	1E	Ada	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1E	29				7													7

Total acres 7

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

A portion

1. amount 1.5 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SE	29	5N	1E	Ada	Original well

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5N	1E	29				3							23				40	112	79

* A portion as per IDWR records - left over acres

Total acres 79

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

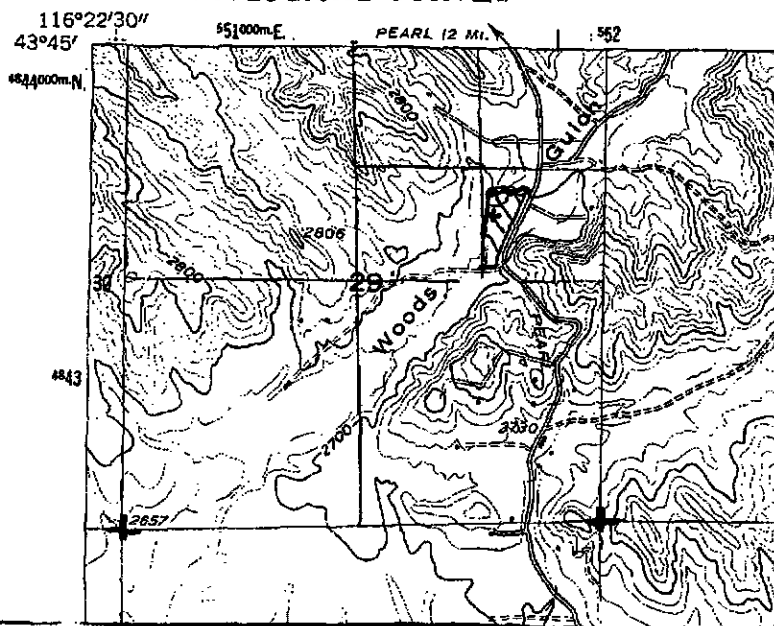
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

AFTER REQUESTED CHANGE

271 IV
MONTGOMERY
1:62,500

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



TSN
RIE
SEC 29
SENE

MICROFILMED

SEP 21 1998

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

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

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

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

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

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



Subscribed and sworn to before me this

28th

day of

Apr, 19 98

(Signature of Applicant)

Lori Graves

(Notary Public)

My commission expires

6/18/98**FOR DEPARTMENT USE ONLY**Transfer contains 7 pages and 3 attachments A1, B1, C1Received by Ly Date 4/28/98 Protest filed by _____Prelim. check by nn Fee \$100 W023811 + W023481Receipted by Ly Date 4/28/98Published in Idaho Statesman Copies of protest forwarded by _____Pub. dates 6-4 + 11-98 Hearing held by _____ Date _____Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

State of Idaho
Department of Water 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

9:30 Fri 6 Aug

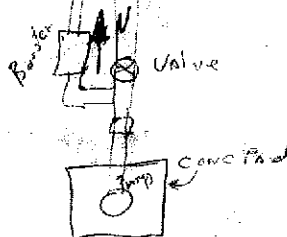
Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

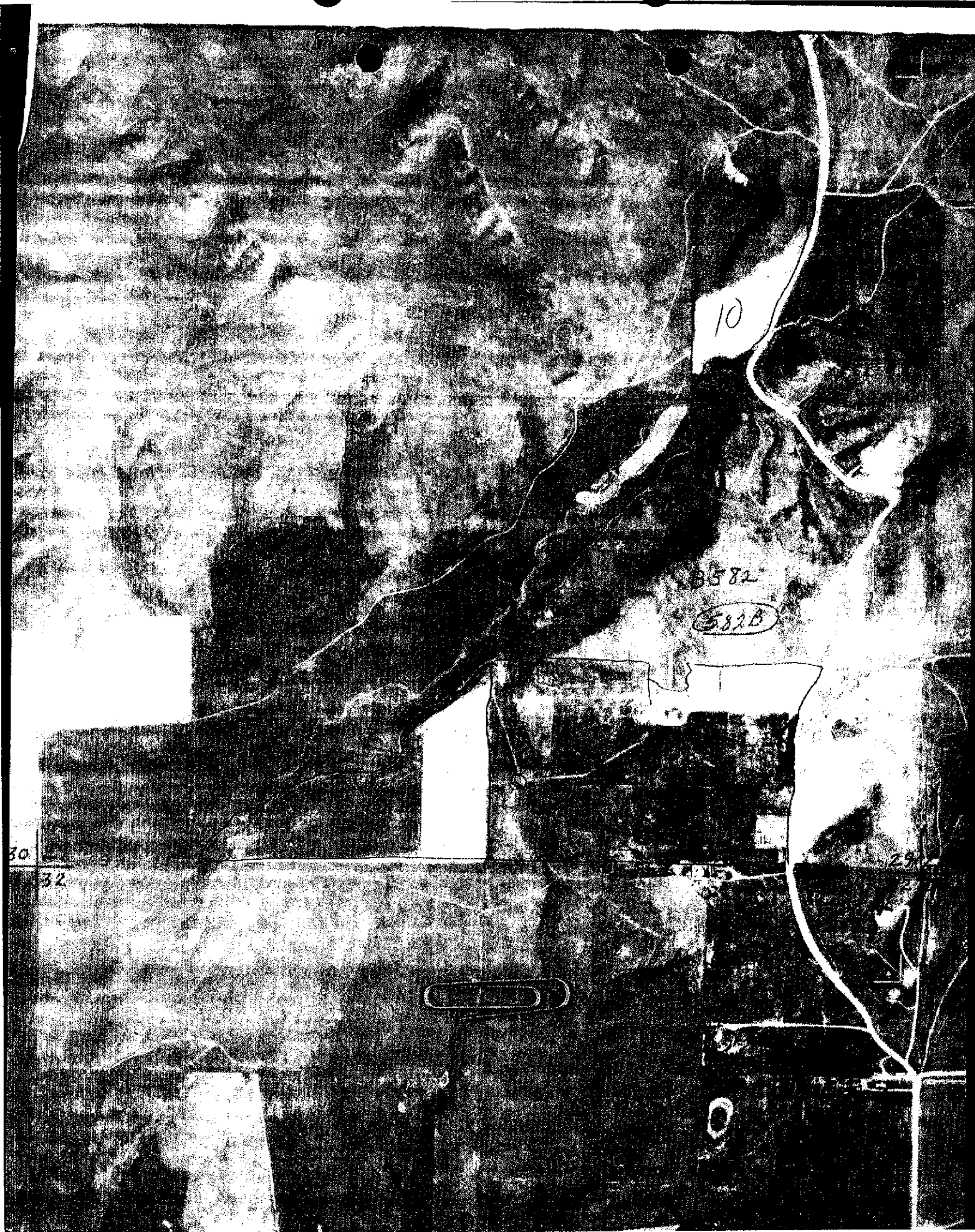
REPORT OF EXAMINER

PERMIT NO. G-32674/63-3483

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



63 3483



10

5872

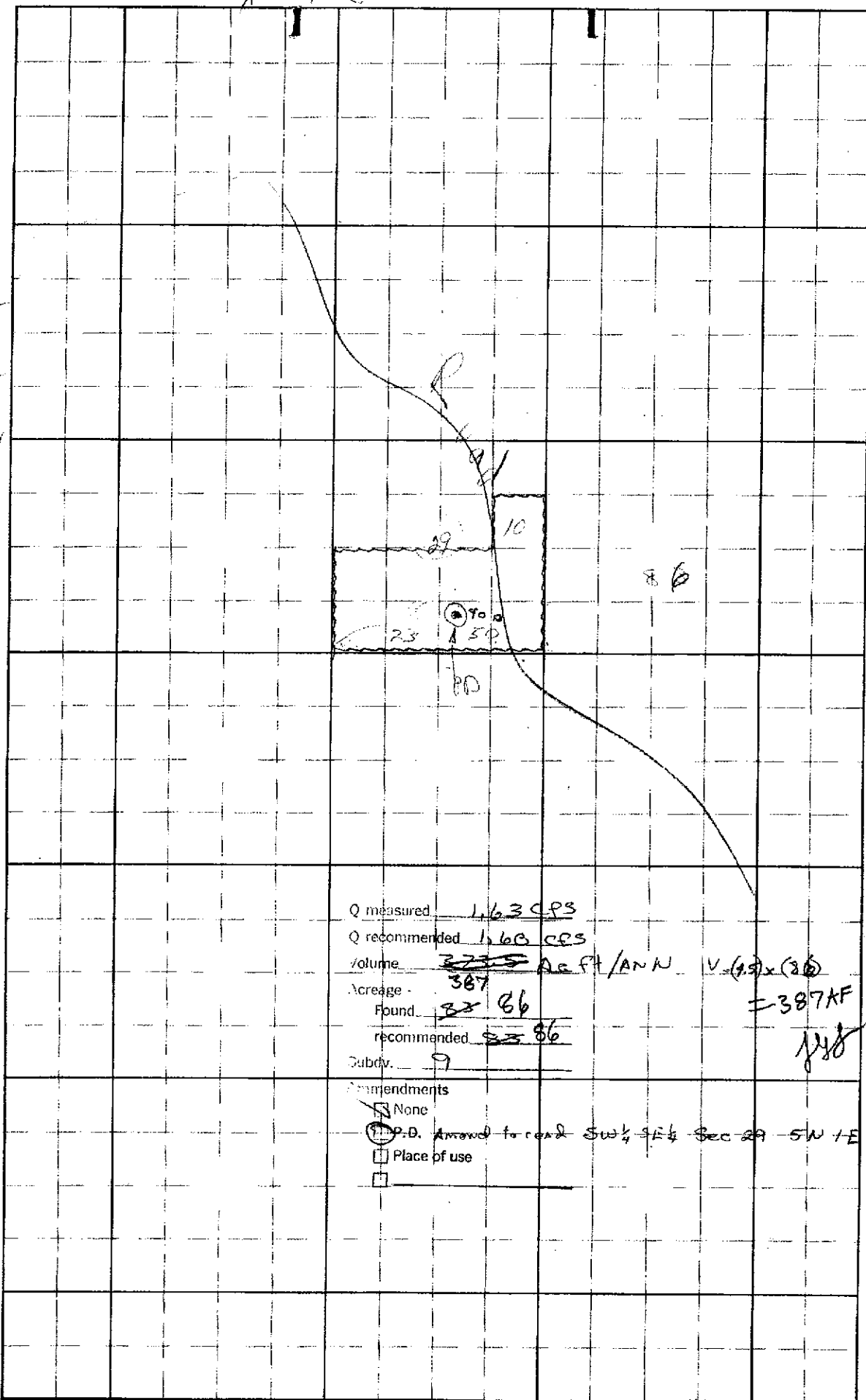
582B

30

32

29

T
S
N



NOTICE OF ERROR
REPLY

RECEIVED
05/31/2005
JUL 08 2005
Department of Water Resources

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

RECEIVED

JUL 12 2005

WATER RESOURCES
WESTERN REGION

Water right number: 63-3483L

TIMOTHY M GEARY
5541 N WILLOW CREEK DR RD
EAGLE ID 83616
Telephone Number: (208)939-4150

KAREN S NIEDERHUT
5541 N WILLOW CREEK RD
EAGLE ID 83616
Telephone Number: (208)939-4150

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

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

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

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

DATE:

7/7/05

SIGNATURE:

Timothy M. Geary

Please print your name:

Timothy M. Geary

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

05/31/2005

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

RECEIVED
JUL 03 2005
Department of Water Resources

RIGHT NUMBER: 63-3483L

NAME AND ADDRESS: TIMOTHY M GEARY
5541 N WILLOW CREEK DR
EAGLE ID 83616

KAREN S NIEDERHUT
5541 N WILLOW CREEK RD
EAGLE ID 83616

SOURCE: GROUND WATER ✓

TRIBUTARY:

QUANTITY: 0.130 CFS ✓
31.50 AFY ✓

PRIORITY DATE: 01/07/1966 ✓

POINT OF DIVERSION:
T05N R01E S29 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION ✓	03/15 11/15	0.130 CFS 31.50 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 SENE 7.0

7 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.

TALKED to
KAREN NIEDERHUT
8-22-02

She says

REAL
WICE

was cking at
Highlander Estates
ED CAMP SAID he
could take other
Prople's WATER



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-03483L



T5N, R1E, Sec. 29

1320 0 1320 Feet



Total Irrigated Acres: 7.0



Point of Diversion



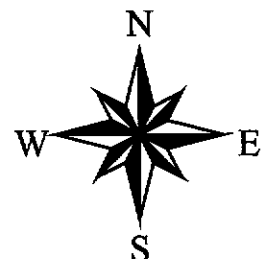
Place of Use



Quarter Quarter Lines



Section Lines



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

01/20/2005

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

RIGHT NUMBER: 63-3483L
NAME AND ADDRESS: TIMOTHY M GEARY
5541 N WILLOW CREEK DR
EAGLE ID 83616

KAREN S NIEDERHUT
5541 N WILLOW CREEK RD
EAGLE ID 83616

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.130 CFS
31.500 AFY
PRIORITY DATE: 01/07/1966
POINT OF DIVERSION:

T05N R01E S29 SENE 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	0.130 CFS 31.50 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 SENE 7.0

7 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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483L V1

WATER RIGHT NUMBER: 63-3483L V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TIMOTHY M GEARY 5541 N WILLOW CREEK DR EAGLE, ID 83616 (208)939-4150
Current Owner	KAREN S NIEDERHUT 5541 N WILLOW CREEK RD EAGLE, ID 83616 (208)939-4150

Priority Date: 01/07/1966

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.130 CFS	31.50 AF
	<u>Total Diversion:</u>	0.130 CFS	31.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NE1/4	Sec. 29, Twp 05N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	01E	29				7.0													7.0

Total Acres: 7

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483L V1

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

Comments:

1. csaxton 1/20/2005 TR
Comment: Recommend per Transfer 5274
2. csaxton 1/20/2005 POD
Comment: Recommend POD location using GPS point taken from Intrepid Engineering on 12/8/01.
3. csaxton 1/20/2005 SOU
Comment: Transfer 5274 lists same SOU as licensed. Add S04 as purpose of the transfer was solely to change the POD.

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/20/2005 1:23:34 PM	csaxton			Active
Priority Date	1/20/2005 1:23:53 PM	csaxton			Active
POD	1/20/2005 1:24:08 PM	csaxton			Active
Source	1/20/2005 1:27:11 PM	csaxton			Active
POU	1/20/2005 1:27:22 PM	csaxton			Active
Use	1/20/2005 1:28:14 PM	csaxton			Active
Season	1/20/2005 1:28:59 PM	csaxton			Active
Quantity	1/20/2005 1:30:19 PM	csaxton			Active
Summary			01/20/2005	csaxton	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483L V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	1/20/2005 1:27:44 PM	csaxton	Edited shape boundary
POU	1/20/2005 1:28:00 PM	csaxton	Edited PLS
Use	1/20/2005 1:28:14 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Contacts	1/20/2005 1:23:34 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Desktop Review
Priority Date	1/20/2005 1:23:54 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	1/20/2005 1:24:09 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POD	1/20/2005 1:25:36 PM	csaxton	Edited point location
Source	1/20/2005 1:27:11 PM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	1/20/2005 1:27:23 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3483L V1

Season	1/20/2005 1:29:00 PM	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?
Quantity	1/20/2005 1:30:20 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (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 - Per TR 5274
Summary	1/20/2005 1:32:00 PM	csaxton	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

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

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-034834

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: Intrepid Data used for GIS POD
- ☐ If different, when did POD change? location.

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

OVERLAP REVIEWOther water rights with the same point of diversion: 63-31604

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

This is Domestic Rec made by Ron Howerton
on 1-14-03.

WATER USES☒ No change☐ Different Uses

Add 504 3-1 to 11-15

Use 211 From 3-15 To 11-15 Amount 0.13 CFS 31.5 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 _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)*NO Change***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	

Overlap with other water rights: _____

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

Delivery System Narrative: _____

Rec Per TR 5274

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 1-20-05

FIELD EXAMINER: George L. Eustace

Claimed

Recommend

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

Had to Recommend 15 afa

Not all claimed POU in Licensed POU
Cannot recommend Entire claimed POU

Not all claimed POU in Licensed POU
Cannot recommend Entire claimed POU

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

63-03483

1.63 cfs
86 ac
387 afa

	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 =	85.2

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=	115.56

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.



STATE OF IDAHO

Site Map

WR #: 63-03483L



T5N, R1E, Sec. 29

1320 0 1320 Feet



Claimed Point of Diversion



Claimed Place of Use



Ada County Tax Lot Data

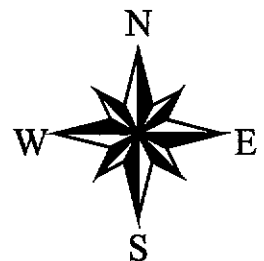


Quarter Quarter Lines



Section Lines

Total Claimed Acres: 7.0



Prepared by: C. Saxton
Date: January 2005



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63

Diversion Description

WELL, 240' DEEP, PIPED TO SPRINKLERS. Located at 5541 Willow Creek.

RIGHT ID 63 3483 L
POD ID 463207
Quad Eagle 1
Claim Type Small
Easting 310110
Northing 296451
GPSID A0013247

Assumptions

Horse power, pressure head, and elevation head.

Invoice

2000-055-01

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

a Photos\463207a.JPG

Photos

b Photos\463207b.JPG

EPE (ft)

16

Date (M/D/Y)

12/8/01

Time

9:20

Flow Rate (CFS)

0.14

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity

0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description	Concrete lined	.016
	Smooth earth	.025
	Earth	.033
	Rough bed, weeds on sides	.04
	Smooth natural stream	.033
	Rough natural stream	.1

Pumped System ☒

HP 3

Pressure Head (psi) 35

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

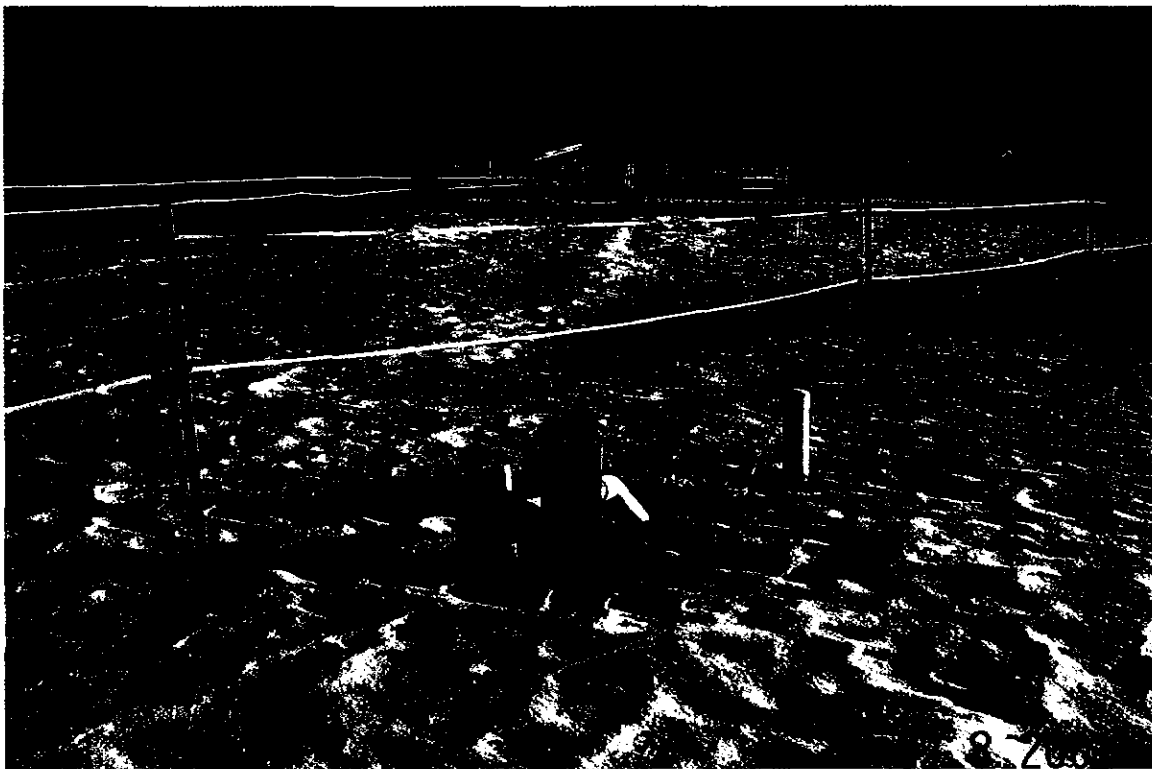
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Enabling People and Solutions

RIGHT ID

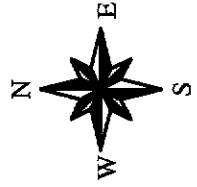
63 3483 L



Idaho Department of Water Resources

Claim Number: 63-03483L
Legal: T05N, R01E, S29
Reviewed By:

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



KWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: A63-03483L Date: 8-23-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	5N	1E	29				7													7
GIS							7													7
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 7

Overlapping POU Claim #'s:

Total GIS Acres: 7

A63-03483B

COMMENTS:

per county data

Idaho Department of Water Resources

Claim Number: 63-03483L
Legal: T05N, R01E, S29
Reviewed By:

☉ Point of Diversion

Place of Use

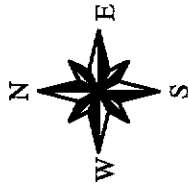
Section Lines

Quarter Quarter Lines

1987 Napp Photo



0.25 Miles



SD-0607-2 Prefix: A Basin: 63 Starting Water Right: 03483

STATE

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code Desc
A63-03483	SPLIT RIGHT,	C	01/07/1966	/Z	GROUNDWATER SPLIT RIGHT	01 IRR
A63-03483A	PETERSON, WAYNE	C	01/07/1966	L/	GROUNDWATER	01 IRR
	PETERSON, ANNA	C				43 DOMEST
A63-03483B	STILLWELL JR, WALTER	C	01/07/1966	J/	GROUNDWATER	01 IRR
	STILLWELL, LUCILLE	C				43 DOMEST
A63-03483C	BOWEN, MICHAEL O	C	01/07/1966	L/	GROUNDWATER	01 IRR
	BOWEN, LINDA M	C				
A63-03483D	WARREN, ROGER K	C	01/07/1966	L/	GROUNDWATER	43 DOMEST
	WARREN, KAREN M	C				04 STOCK
						01 IRR
A63-03483E	MILLER, JAMES C	C	01/07/1966	L/	GROUNDWATER	43 DOMEST
	MILLER, BETTY L	C				04 STOCK
						01 IRR
A63-03483F	NAYLOR, THOMAS E	C	01/07/1966	L/	GROUNDWATER	01 IRR
	NAYLOR, KRISTIE A	C				43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0607-2 Prefix: A Basin: 63 Starting Water Right: 03483

STATE

Water Right No.	Name Last, First	O W N	Priority Date	Stg/ Sts	Source	Use Code Desc
A63-03483G	DALESSIO, GERALD C DALESSIO, BARBARA A	C C	01/07/1966	L/	GROUNDWATER	01 IRR 04 STOCK 43 DOMEST
A63-03483H	JONES, FLORS MARIE JONES, WILLIAM E	C C	01/07/1966	L/	GROUNDWATER	01 IRR 43 DOMEST 04 STOCK
A63-03483J	BRESHEARS, REBECCA A BRESHEARS, VERLE E	C C	08/31/1981	L/	GROUNDWATER	01 IRR 43 DOMEST 04 STOCK
A63-03483K	DAVEY, RICHARD B DAVEY, INEZ H	C C	01/07/1966	L/	GROUNDWATER	01 IRR
A63-03483L	GEARY, TIMOTHY M NIEDERHUT, KAREN S	C C	01/07/1966	J/	GROUNDWATER	01 IRR
A63-03483M	WEST, ROBERT H WEST, ALASYA	C C	01/07/1966	J/	GROUNDWATER	01 IRR 04 STOCK 43 DOMEST

(Enter=Continue)

(GOLD7=This Query)

(Menu _____)

SD-0607-2 Basin: 63 Starting Water Right: 03483 STATE

S E L	Water Right No.	Name Last, First	O W N	Priority Date	STG/ STS	Source	Use Code Desc
	63-03483			00/00/0000	/Z		
—	63-03483A	STILLWELL, LUCILLE	C	01/07/1966	L/	GROUNDWATER	01 IRR
—		STILLWELL JR, WALTER	C				
—	63-03483B	GEARY, TIMOTHY M	C	01/07/1966	L/	GROUNDWATER	01 IRR
—		NIEDERHUT, KAREN S	C				
—	63-03484	CITY OF CALDWELL,	C	01/05/1966	L/	GROUNDWATER	01 IRR
—	63-03485	SMITH, VICTORIA H.	C	00/00/0000	/L		
—	63-03486	DAVENPORT, CLARE R.	C	01/07/1966	L/	GROUNDWATER	01 IRR
—	63-03487	STATE OF IDAHO,	C	01/20/1966	L/	GROUNDWATER	01 IRR
—							43 DOMEST
—							49 FIRE
—	63-03488	BRYANT, H. J.	C	02/07/1966	L/	UNNAMED DRAIN	01 IRR
—	63-03489	FISHER, CHARLES E.	C	02/25/1966	L/	GROUNDWATER	01 IRR
—	63-03490	BING FROST RANCH CO.	C	05/04/1966	L/	GROUNDWATER	01 IRR
—	63-03491	BADIOLA, JESUS	C	03/04/1966	L/	GROUNDWATER	01 IRR
—	63-03492	BING FROST RANCH CO.	C	03/04/1966	L/	GROUNDWATER	01 IRR

(Enter=Continue)

(GOLD 7=This Query)

(Menu _____)