

Boise City Spatial Data Viewer



Address:
6030 W OUTLOOK AVE

Owner:
HEMENWAY BRYAN E

Subdivision:
Lot 0 Block 1 DAVIS ELMER 02ND

Zoning:
R-1C

City:
BOISE

Area:
4n2e19

Parcel:
R1753D11244



This drawing is to be used only for reference purposes; Boise City is not responsible for any inaccuracies herein contained.

© This map is made from data copyrighted by Ada County. Ada County shall not be liable for inaccuracies or misuse of this map. Maps bearing this disclaimer may be photocopied freely. However, use in any digital form requires the written permission of Ada County.

Map printed on: 07/15/2005

100 0 100 200 300 400 Feet



Idaho Department of Water Resources

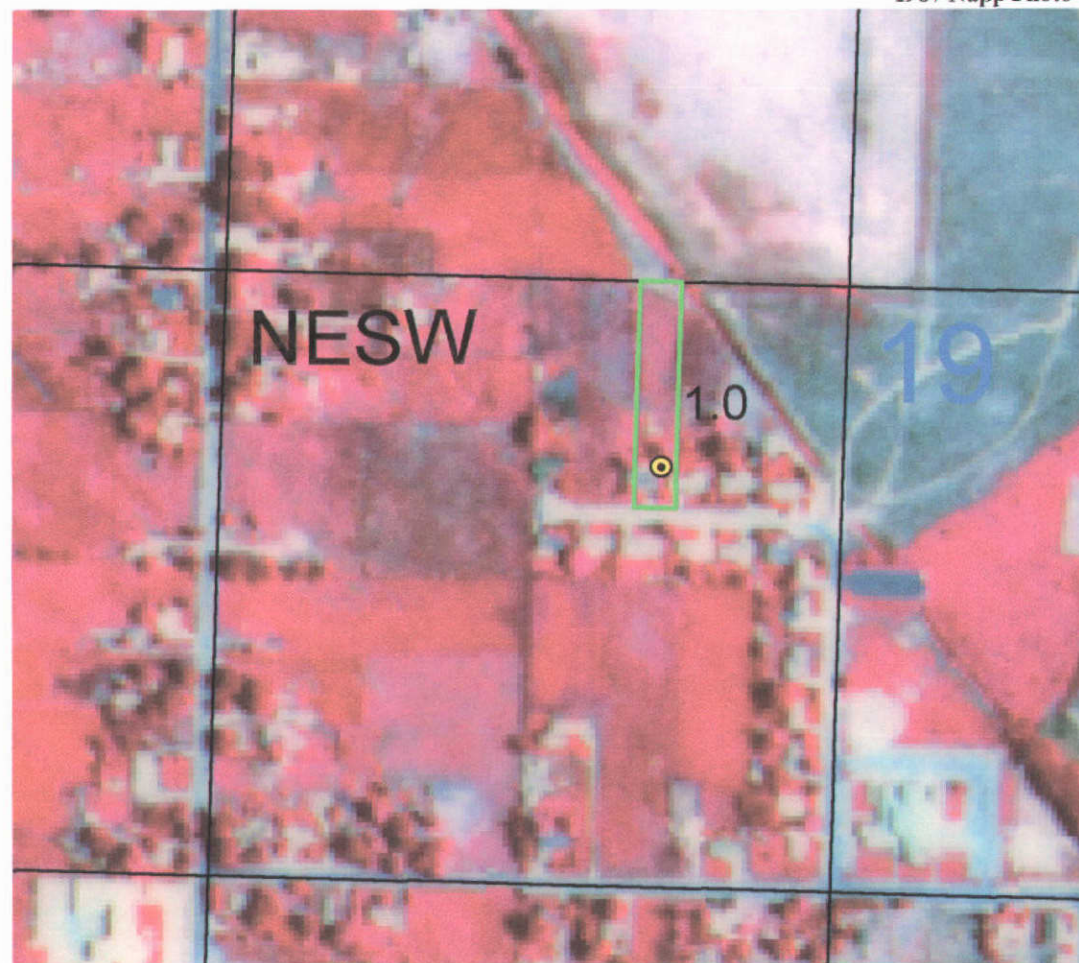
Claim Number: 63-04149

Legal: T04N, R02E, S19

Reviewed By:

1987 Napp Photo

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



0 0.25 Miles



Idaho Department of Water Resources

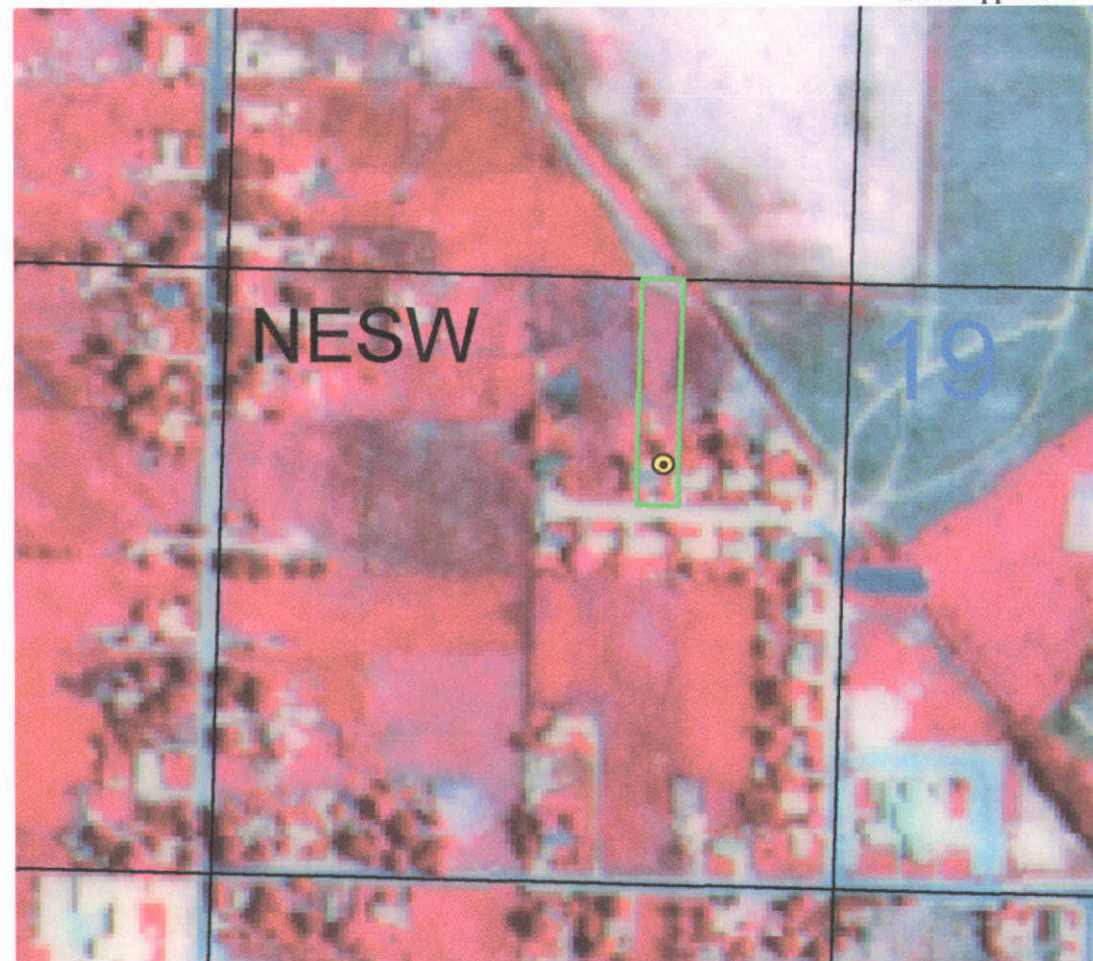
Claim Number: 63-04149

Legal: T04N, R02E, S19

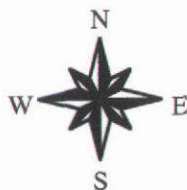
Reviewed By:

1987 Napp Photo

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



0 0.25 Miles



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-04149
Date Received: 8/23/1989
Receipt No: C010160
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DARICE A PELTIER 208-383-9513
Address: 6030 OUTLOOK AVE
BOISE ID 83703

2. Date of Priority: MAR 29, 1966

3. Source: WASTE WATER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	19		NE	SW		ADA

5. Description of diverting works:
3/4 HP PUMP WITH METAL IRRIGATION PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	19	NE	SW		IRR	1.0

MICROFILMED Section Acres 1.0

JUL 25 1994

Total Acres 1.0

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:

DOMESTIC WATER RIGHTS PREVIOUSLY FILED 8/18/89.

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 25 1994

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 _____

Date Received _____

Receipt Number

2010160

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 23 1989

Please type or print clearly

Department of Water Resources

1. Name of Claimant (s) DARICE A. PELTIER Phone (208) 383-9513
Mailing Address 6030 Outlook Ave., Boise, ID Zip 83703
208 384-7834 (wk)

2. Date of Priority (Only one (1) per claim) 3-29-66

3. Source of water supply (a) waste water in drain ditch
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4N Range 2E Section 19,
NE 1/4 of NE 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: none

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 3/4th Pump w/ metal Irrigation

pipe.

MICROFILMED

JUL 25 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from April 1 to Oct 31 amount .03 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .03 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimus acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	2E	19									D								1 Acre

Total number of acres irrigated 1 acre

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

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
Domestic Water Rights previously filed 8/18/89 or None ()

14. Remarks:

MICROFILMED

JUL 25 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

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

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

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

Scale: 2 inches equals 1 mile

[illegible]

JUL 23 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-4149 P

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Darice A. Pettier Date 8-23-89

Darice A. Pettier Date 8-23-89

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

of _____ Title _____ that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 23 day of August 19 89

SEAL

Notary Public Mary Celia Clemens

Residing at Residing at Boise, Idaho

My Commission Expires My Commission Expires April 11, 1995

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

MICROFILMED

JUL 25 1994

Last Name Pettier Ident. Number _____

Copies White-State, Yellow-Claimant

WR0749NP
No. 63-04149

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 12/08/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	YANCEY RAY AHRENS	03/29/1966	IRRIGATION	04-01 10-31	0.03 CFS	
C	ELIZABETH S. AHRENS 6030 OUTLOOK BOISE ID 83703					
TOTAL DIVERSION:					0.03 CFS	

Water Source: WASTE WATER

Tributary to: SINKS

Stage: STATUTORY CLAIM

Point(s) of Diversion: T04N R02E S19 NE SW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
04N	02E	19	:					:					:	01				:					:	1.0
TOTAL ACRES																							1.0	

Pou County: ADA

Other Water Rights Listing Overlapping Place(s) of use:
63-02406

Dates:	App. Received:	Priority Date:	03/29/1966
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: Field Exam Fee:

MICROFILMED
JUN 22 1994

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 05/07/91
Time: 14:30:59

Rec/No - C010160 AR/No -
From: - PELTIER, DARICE A.

Receipt Type - CK Doc/No - 1254
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 08/23/1989

Type Of Payment	Program	Acct	Class	Fee
ADJUDICATION FEE	410162	9337	6490	51.00
COPIES	610199	1238	6517	2.00

Total Due - 53.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
	51.00				

(ENTER=CONTINUE)

(GOLD7=SELECTION SCREEN)

(GOLD8=CANCEL)

MICROFILMED

JUL 25 1994

ok today.

4/5/1989

BA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

Peltier Darice

CLAIM IDENT. NO.

A63-4149

DATE RECEIVED

8-18-89 (posted)

#

601049C1060

AMOUNT \$

51

YES

NO

Required Info?

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

Claim checked by: L SmithDate: 9-22-89

Claim must be returned to claimant:

☒ (Yes) ☐ (No)

Claimant must be notified of modifications:

☐ (Yes) ☐ (No)

Receipt Prepared by:

Claim data entered by:

Sent to claimant by:

Date:

Date:

Date:

Checked by:

MICROFILMED

Comments:

Claiming 1 acre of irrig. on 1966 priority date* OK to d.e. - Claim based on 63-4149-LPW

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
C010160	51.00	63	4149		Claim

Liberty - Will you
please change the
ownership in the
recommendation ?
Thank you



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 16, 2005

Bryan E. Hemenway
Sandra C. Hemenway
6030 W. Outlook
Boise, ID 83703

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-4149

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

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 63-4149
Date Received: 8/23/1989
Receipt No: C010160
Received By:

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

1. Name of Claimant(s)

BRYAN E. HEMENWAY Phone: (208)853-3553

6030 W. OUTLOOK AVE.
BOISE ID USA 83703

SANDRA C. HEMENWAY Phone: (208)853-3553

6030 OUTLOOK
BOISE ID USA 83703

2. Date of Priority: 03/29/1966

3. Source: WASTE WATER Trib. to: SINKS

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	19	NE SW	ADA	

5. Description of diverting works:

3/4 HP PUMP WITH METAL IRRIGATION PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.03	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	19	NE	SW	IRRIGATION	1
					Section Acres	1
					Total Acres	1

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:

CHANGE OF OWNERSHIP LG 8/16/05

15. Basis of Claim: Statutory Claim

* Copy sent to
S.O. (Karilynn)
to process
change for
63-28433 *

8/16/05

SENT BY: IDWRWESTERN REGION;

334 2348;

OCT-18-04 12:17PM;

PAGE 2/5

Form 42-245(02-1409(0)) July, 2000

okan vlm

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

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
63-28433 PD	A63-4149				

- * 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)

Darice A Peltier 6030 W. Outlook Ave
Boise, Id 83703

- * 4. New Owner/Claimant(s)

Bryan & Sandra C. Hemmenway
(Check one: [] and [] or [] and/or [])

New Mailing Address

6030 W. Outlook Ave

City, State and ZIP Code

Boise, Id 83703

New Telephone Number

(208) 853-3553

- * 5. Date you acquired the property

6/1/2003

Form 02-24842-1429(7) July, 2004

X 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) _____ and/or
(include title if applicable) _____

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	Date _____	WR _____ Date _____

ADA COUNTY RECORDER J. DAVID HAWKRO
 BOISE IDAHO 05/23/03 04:16 PM
 DEPUTY TIA Vaughn
 RECORDED-REQUEST OF
 Alliance Title
 AMOUNT 3.00

183865753

WARRANTY DEED

Order No.: 5000315058JG

FOR VALUE RECEIVED

Robert J. Vorbeck and Tina Vorbeck, Husband and Wife

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Bryan R. Hemenway, a single man

whose current address is 6031 W. Outlook Ave, Boise, Id 83703

the grantee(s), the following described premises, in Ada County, Idaho, TO WIT:

Exhibit A

Part of Lots 5 And 6 in Block 1 of Elmer Davis Second Subdivision, according to the official plat thereof, filed in Book 3 of Plats at Page 142, in the Northeast Quarter Southwest Quarter of Section 19, Township 4 North, Range 2 East, Boise Meridian, records of Ada County, Idaho, described as follows:

COMMENCING at the Southeast corner of said Northeast Quarter Southwest Quarter, being the intersection of Castle Drive and Eugene Street; thence North 82.5 feet; thence North 89°30' West, 365 feet to the TRUE PLACE OF BEGINNING; thence North 89°30' West, 90 feet; thence North 439.3 feet; thence South 89°34' East 90 feet; thence South 439 feet to the PLACE OF BEGINNING.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 22, 2003
 Robert J. Vorbeck

Tina Vorbeck

State of Idaho

County of Ada

On this 22 day of May, 2003, before me, a Notary Public in and for said state, personally appeared Robert J. Vorbeck and Tina R. Vorbeck known or identified to me to be the person(s) whose name(s) are subscribed to the within instrument and acknowledged to me that they executed same. IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day first above written.



Notary Public for the State of Idaho
 Residing at:
 Commission Expires 10-5-07
 Residing in Eagle, Idaho

Boise City Spatial Data Viewer



Address:
6030 W OUTLOOK AVE

Owner:
HEMENWAY BRYAN E

Subdivision:
Lot 0 Block 1 DAVIS ELMER 02ND

Zoning:
R-1C

City:
BOISE

Area:
462x19

Parcel:
R1753011244

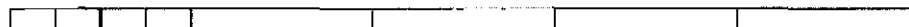


This drawing is to be used only for reference purposes. Boise City is not responsible for any inaccuracies herein contained.

© This map is made from data copyrighted by Ada County. Ada County shall not be liable for inaccuracies or misuse of this map. Maps bearing this disclaimer may be photocopied freely. However, use in any digital form requires the written permission of Ada County.

Map printed on: 07/19/2005

100 0 100 200 300 400 Feet



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

WATER RIGHT NUMBER: 63-4149 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ELIZABETH S AHRENS 6030 OUTLOOK BOISE, ID 83703
Original Owner	YANCEY RAY AHRENS 6030 OUTLOOK BOISE, ID 83703
Original Owner	DARICE A PELTIER 6030 OUTLOOK AVE BOISE, ID 83703 (208)383-9513
Current Owner	BRYAN E. HEMENWAY 6030 W. OUTLOOK AVE. BOISE, ID 83703 (208)853-3553
Current Owner	SANDRA C. HEMENWAY 6030 OUTLOOK BOISE, ID 83703 (208)853-3553

Priority Date: 03/29/1966

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	SINKS

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.030 CFS	4.50 AF
	<u>Total Diversion:</u>	0.030 CFS	4.50 AF

Location of Point(s) of Diversion

WASTE WATER	NE1/4SW1/4	Sec. 19, Twp 04N, Rge 02E, 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		
04N	02E	19									1.0									1.0

Total Acres: 1

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

1. PARCEL NO. R1753011244.
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:Comments:

1. vmusic 2/7/2005 EVIDENCE OF PRIORITY

Comment: EVID OF PRIORITY LETTER FROM NEW OWNERS. 1964 AERIAL SHOWS ACTIVITY ON THE SITE - UNCLEAR IF IT IS BEING CULTIVATED BUT ALL AERIALS SINCE THEN SHOW CULTIVATION.

2. vmusic 8/4/2005 OWNERSHIP

Comment: CHANGE OF OWNERSHIP RECEIVED FROM NEW OWNERS

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	2/7/2005 9:32:37 AM	vmusic			Active
Priority Date	2/7/2005 9:33:26 AM	vmusic			Active
POD	2/7/2005 9:34:27 AM	vmusic			Active
Source	2/7/2005 9:34:55 AM	vmusic			Active
POU	2/7/2005 9:35:26 AM	vmusic			Active
Use	2/7/2005 9:36:09 AM	vmusic			Active
Season	2/7/2005 9:36:56 AM	vmusic			Active
Quantity	2/7/2005 9:38:31 AM	vmusic			Active
Summary			02/07/2005	vmusic	Active
Summary			08/04/2005	vmusic	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-4149 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	2/7/2005 9:32:38 AM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW
POD	2/7/2005 9:34:27 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (No) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	2/7/2005 9:35:26 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
Use	2/7/2005 9:36:09 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (No) 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?
Priority Date	2/7/2005 9:33:26 AM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (No) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 13. Has additional evidence of priority date been submitted? (No) 14. Can any portion of the claim be recommended as a valid water right?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

Source	2/7/2005 9:34:56 AM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (No) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
Season	2/7/2005 9:36:56 AM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	2/7/2005 9:38:31 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - BELOW .2 CFS THRESHHOLD Description for Question 10 - 1 AC X 4.5 AF = 4.5 AFA
Summary	2/7/2005 9:44:22 AM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 4. Is any portion of the claim be recommended? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	8/4/2005 8:05:58 AM	vmusic	Updated shape
POU	8/4/2005 8:06:42 AM	vmusic	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

Summary	8/4/2005 8:09:04 AM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (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? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
---------	---------------------	--------	---

Water Supply Bank:



Ada County Assessor Land Records/GIS

Main Menu

[Main Page](#)
[Help Index](#)
[FAQ](#)
[About Us](#)
[Contact Us](#)
[Disclaimer](#)

Property Search

[Search by Parcel](#)
[Search by Address](#)
[Search by Subdivision](#)
[Online Documents](#)

[Interactive Map](#)

Residential Characteristics

[Back to Parcel Search](#)

Year Built:	1961
Year Remodel:	2003
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	5
Number of Bathrooms:	2.0
Number of FirePlaces:	1
Air Conditioning:	Y
Car Storage Sq Ft #1:	399
Car Storage Sq Ft #2:	990
General Purpose Building Sq Ft:	80
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	360
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	2184
Main Floor Sq Ft:	1568
Upper Floor Sq Ft:	616
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

[Contact Us](#) / [Disclaimer](#)

08/04/2005

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

RIGHT NUMBER: 63-4149

NAME AND ADDRESS: DARICE A PELTIER
6030 OUTLOOK AVE
BOISE ID 83703

*claim of ownership
being processed*

SOURCE: WASTE WATER

TRIBUTARY: SINKS

QUANTITY: 0.030 CFS
4.500 AFY

PRIORITY DATE: 03/29/1966

POINT OF DIVERSION:

T04N R02E S19 NESW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.030 CFS
4.50 AFY

PLACE OF USE: IRRIGATION Within ADA County

T04N R02E S19 NESW 1.0

1 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 - Beneficial Use
PARCEL NO. R1753011244.

ENVIRONMENTAL WATER RESOURCES
REGIONAL OFFICE
PORT WAY
WHO 83705

FIRST CLASS



\$ 00.83

UNITED STATES POSTAL SERVICE

DARICE A PELTIER
6030 OUTLOOK AVE
BOISE ID 83703

RETURNED
TO
SENDER
ADDRESSEE UNKNOWN

ANK
339

63-4149

RECEIVED
JUN 08 2005
WATER RESOURCES
WESTERN REGION

*** TX REPORT ***

TRANSMISSION OK

TX/RX NO	3331
RECIPIENT ADDRESS	93342348
DESTINATION ID	
ST. TIME	03/03 08:04
TIME USE	02'01
PAGES SENT	5
RESULT	OK



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

1445 North Orchard • Boise, Idaho 83706-2239 • (208) 373-0550

Dirk Kempthorne, Governor
C. Stephen Allred, Director

TRANSMITTAL COVER SHEET

**Boise Regional Office
1445 N. Orchard Street
Boise, Idaho 83706-2239**

**Phone: (208) 373-0550
Fax: (208) 373-0287**

DATE: ~~10-12-04~~ ~~3-3-05~~ 7-15-05

TO: Vicky Music
IDWR

FROM: Sandy Hemminger
(call 761-0280)

PHONE: 334-2190

FAX: 334-2348

TOTAL NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 1 ~~5~~ 10

COMMENTS:

Evidence of Priority A 63-4149
w/ additional information
requested

March 3, 2005

Vicky L. Music
State of Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: Evidence of Priority Snake River Basin Claim No(s) A63-4149, and 63-28433 (T04N R02E S19
NESW 1.0)

Dear Ms. Music:

Bases on our conversation with the previous resident Randy Ahrens on 9/04 (208 853-6643), the property at 6030 W. Outlook Avenue, Boise, Idaho 83703 had a structure/residence built on the property originally in 1961. In 1965, Elizabeth and Yancey Ray Ahrens (Randy's parents) added onto the residence. The Ahrens filed an Adjudication Claim Report A63-4149 with a priority date of 3/29/1966 for use of wastewater for irrigation use for the time period of 4/01-10/31. The waste water ditch is located to the north of the property, is free flowing year round, and with additional flow added to the ditch from run-off/waste water during the seasonal irrigation period through the north end of Boise.

Power lines were and still are installed going from the residence all the way to the north end of the property. A sump pump is in place in the ditch, a 1 1/4" Polypipe runs along the fence line on the east side of the property with extensions and rain bird sprinklers to irrigate the property made up of trees and garden (total acres: 1).

The property was later sold to Darice Peltier, then to Tina and Bob Vorbeck (208) 375-33188/672-900 who remodeled and resold the house without residing at the residence. The property at 6030 W. Outlook Ave. is currently owned by Bryan Earl Hemenway and Sandra Cheryl Hemenway (208) 853-3553/cell 761-0280.

Sincerely,


Sandy Hemenway

**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

October 18, 2004

VIA FACSIMILE

Sandy Hemenway

Facsimile No. 208.373.0287

No of pages in this fax 5

RE: Change of Ownership form for 63-4149 and 63-28433

Dear Sandy,

This fax is per our conversation today regarding evidence of priority for claim no. 63-4149 and changes of ownership for decreed water right 63-28433 and claim no. 63-4149. Enclosed is a change of ownership form. Please complete the form and send it back to our office with the required documentation.

Please call if you have additional questions.

Sincerely,

Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: change of ownership form

October 18, 2004

Vicky L. Music
State of Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: Evidence of Priority Snake River Basin Claim No (s): A63-4149, and 63-28433 (T04N R02E S19
NESW 1.0)

Dear Ms. Music:

The property at 6030 Outlook Avenue, Boise, Idaho 83703 had a structure/residence built on the property originally in 1961. In 1965, Elizabeth and Yancey Ray Ahrens added onto the residence. The Ahrens filed an Adjudication Claim Report A63-4149 with a priority date of 3/29/1966 for use of wastewater for irrigation use for the time period of 4/01-10/31. The waste water ditch is located to the north of the property, is free flowing year round, with additional flow added to the ditch from run-off/waste water during the seasonal irrigation period throughout the north end of Boise.

Power lines were installed going from the residence all the way to the north end of the property, a sump pump placed in the ditch, a 1 1/4" ABS line runs along the fence line with extensions, and rain bird sprinklers to irrigate the property (total acres: 1). *Since 1996*

The property was later sold to Darice Peltier, then to Tina and Bob Vorbeck (208) 375-3188/672-9000 (who remodeled and resold the house without residing at the residence). The property at 6030 W. Outlook Ave. is currently owned by Bryan Earl Hemenway and Sandra Cherryl Hemenway (208) 853-3553.

If you need any additional information, please do not hesitate to contact me at (208) 761-0280, or (208) 853-3553.

Sincerely,


Sandy Hemenway



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

1445 North Orchard • Boise, Idaho 83706-2239 • (208) 373-0550

Dirk Kempthorne, Governor
C. Stephen Allred, Director

3-3-05 - TOT SANDY -
REQ DOCUMENTATION FOR
WANT AT UNIVERSITY.

TRANSMITTAL COVER SHEET

Boise Regional Office
1445 N. Orchard Street
Boise, Idaho 83706-2239

Phone: (208) 373-0550

Fax: (208) 373-0287

DATE: ~~10-12-04~~ 3-3-05

TO: Vicky Music
IDWR

FROM: Sandy Hemenway
(cell)
(761-0280)

PHONE: 334-2190

FAX: 334-2348

TOTAL NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 5

COMMENTS:

Evidence of Priority A 63-4149
w/ additional information
requested
Sandy

If you do not receive the entire fax, please call (208) 373-0550.

March 3, 2005

Vicky L. Music
State of Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: Evidence of Priority Snake River Basin Claim No(s) A63-4149, and 63-28433 (T04N R02E S19
NESW 1.0)

Dear Ms. Music:

Based on our conversation with the previous resident Randy Ahrens on 9/04 (208 853-6643), the property at 6030 W. Outlook Avenue, Boise, Idaho 83703 had a structure/residence built on the property originally in 1961. In 1965, Elizabeth and Yancey Ray Ahrens (Randy's parents) added onto the residence. The Ahrens filed an Adjudication Claim Report A63-4149 with a priority date of 3/29/1966 for use of wastewater for irrigation use for the time period of 4/01-10/31. The waste water ditch is located to the north of the property, is free flowing year round, and with additional flow added to the ditch from runoff/waste water during the seasonal irrigation period through the north end of Boise.

Power lines were and still are installed going from the residence all the way to the north end of the property. A sump pump is in place in the ditch, a 1 1/4" Polypipe runs along the fence line on the east side of the property with extensions and rain bird sprinklers to irrigate the property made up of trees and garden (total acres: 1).

The property was later sold to Darice Peltier, then to Tina and Bob Vorbeck (208) 375-33188/672-900 who remodeled and resold the house without residing at the residence. The property at 6030 W. Outlook Ave. is currently owned by Bryan Early Hemenway and Sandra Cheryl Hemenway (208) 853-3553/cell 761-0280.

Sincerely,


Sandy Hemenway

Idaho Department of Water Resources

Claim Number: 63-04149

Legal: T04N, R02E, S19

Reviewed By:

1987 Napp Photo



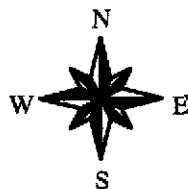
⊙ Point of Diversion

□ Place of Use

□ Section Lines

□ Quarter Quarter Lines

0 0.25 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

WATER RIGHT NUMBER: 63-4149 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARICE A PELTIER 6030 OUTLOOK AVE BOISE, ID 83703 (208)383-9513
Original Owner	ELIZABETH S AHRENS 6030 OUTLOOK BOISE, ID 83703
Original Owner	YANCEY RAY AHRENS 6030 OUTLOOK BOISE, ID 83703

Priority Date: 03/29/1966

Basis: Beneficial Use

Status: Disallowed

<u>Source</u>	<u>Tributary</u>
WASTE WATER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.030 CFS	4.50 AF
	<u>Total Diversion:</u>	0.030 CFS	4.50 AF

Location of Point(s) of Diversion

WASTE WATER	NE1/4SW1/4	Sec. 19, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION Within ADA County

T04N R02E S19 NESW 1.0

Total Acres: 1

Conditions of Approval:

1. P03 NO BENEFICIAL USE FOUND: This is included for a claim based on beneficial use that is PROPOSED to be disallowed because beneficial use of water was not confirmed by IDWRs field examination or by other evidence submitted by the claimant.

Remarks:

1. Explanatory PARCEL NO. R1753011244.
2. General No beneficial use found.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4149 V1

Comments:

1. vmusic 2/7/2005 EVIDENCE OF PRIORITY

Comment: EVID OF PRIORITY LETTER RETURNED. GOT NEW OWNERS NAME FROM ADA CO TAX LOT RECORDS. HAD SEVERAL CONVERSATIONS, SENT LETTERS TO NEW OWNERS RE CHANGE OF OWNERSHIP AND EOP. NONE RECEIVED SO DISALLOWED.

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	2/7/2005 9:32:37 AM	vmusic			Disallowed
Priority Date	2/7/2005 9:33:26 AM	vmusic			Disallowed
POD	2/7/2005 9:34:27 AM	vmusic			Disallowed
Source	2/7/2005 9:34:55 AM	vmusic			Disallowed
POU	2/7/2005 9:35:26 AM	vmusic			Disallowed
Use	2/7/2005 9:36:09 AM	vmusic			Disallowed
Season	2/7/2005 9:36:56 AM	vmusic			Disallowed
Quantity	2/7/2005 9:38:31 AM	vmusic			Disallowed
Summary			02/07/2005	vmusic	Disallowed

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4149**

02/07/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	02E	19	NE	SW		IRRIGATION	41/29248	DRAINAGE DIST NO 2
4149	Claim	04N	02E	19	NE	SW		IRRIGATION	1/1	DARICE A PELTIER
16387	Claim	04N	02E	19	NE	SW		IRRIGATION	3/3	EUGENE-OUTLOOK WATER CORP
2406	Water Right	04N	02E	19	NE	SW		IRRIGATION	41/29248	DRAINAGE DIST NO 2
4149	Water Right	04N	02E	19	NE	SW		IRRIGATION	1/1	ELIZABETH S AHRENS
21819	Water Right	04N	02E	19	NE	SW		STOCKWATER		EILEEN BENNER
2576	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	19	NE	SW		MUNICIPAL		UNITED WATER IDAHO INC
16387	Claim	04N	02E	19	NE	SW		DOMESTIC		EUGENE-OUTLOOK WATER CORP
4143	Water Right	04N	02E	19	NE	SW		DOMESTIC		KENNETH F SMITH
17662	Water Right	04N	02E	19	NE	SW		DOMESTIC		OLIVE HOPKINS
17749	Water Right	04N	02E	19	NE	SW		DOMESTIC		MARGARET B MC GHEE
18395	Water Right	04N	02E	19	NE	SW		DOMESTIC		JOYCE WHITEMAN
19702	Water Right	04N	02E	19	NE	SW		DOMESTIC		CONNIE SUE WILLARD
21819	Water Right	04N	02E	19	NE	SW		DOMESTIC		EILEEN BENNER
28433	Water Right	04N	02E	19	NE	SW		DOMESTIC		DARICE A PELTIER
29042	Water Right	04N	02E	19	NE	SW		DOMESTIC		JODEE ROBERTS

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-4149**

02/07/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-16387	Claim	04N	02E	19	NE	SW		GROUND WATER	EUGENE-OUTLOOK WATER CORP
63-17749	Claim	04N	02E	19	NE	SW		GROUND WATER	MARGARET B MC GHEE
63-19702	Claim	04N	02E	19	NE	SW		GROUND WATER	CONNIE SUE WILLARD
63-29042	Claim	04N	02E	19	NE	SW		GROUND WATER	MARTIN ROBERTS
63-4149	Claim	04N	02E	19	NE	SW		WASTE WATER SINKS	DARICE A PELTIER
63-17662	Claim	04N	02E	19	NE	SW		GROUND WATER	E LESTER HOPKINS JR
63-28433	Claim	04N	02E	19	NE	SW		GROUND WATER	DARICE A PELTIER
63-18395	Claim	04N	02E	19	NE	SW		GROUND WATER	JOYCE WHITEMAN
63-21819	Claim	04N	02E	19	NE	SW		GROUND WATER	STEVEN BENNER
63-4143	Water Right	04N	02E	19	NE	SW		GROUND WATER	KENNETH F SMITH
63-17749	Water Right	04N	02E	19	NE	SW		GROUND WATER	MARGARET B MC GHEE
63-19702	Water Right	04N	02E	19	NE	SW		GROUND WATER	CONNIE SUE WILLARD
63-29042	Water Right	04N	02E	19	NE	SW		GROUND WATER	JODEE ROBERTS
63-4149	Water Right	04N	02E	19	NE	SW		WASTE WATER SINKS	ELIZABETH S AHRENS
63-17662	Water Right	04N	02E	19	NE	SW		GROUND WATER	OLIVE HOPKINS
63-28433	Water Right	04N	02E	19	NE	SW		GROUND WATER	DARICE A PELTIER
63-18395	Water Right	04N	02E	19	NE	SW		GROUND WATER	JOYCE WHITEMAN
63-21819	Water Right	04N	02E	19	NE	SW		GROUND WATER	EILEEN BENNER

October 18, 2004

Vicky L. Music
State of Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RE: Evidence of Priority Snake River Basin Claim No (s): A63-4149, and 63-28433 (T04N R02E S19
NESW 1.0)

Dear Ms. Music:

The property at 6030 Outlook Avenue, Boise, Idaho 83703 had a structure/residence built on the property originally in 1961. In 1965, Elizabeth and Yancey Ray Ahrens added onto the residence. The Ahrens filed an Adjudication Claim Report A63-4149 with a priority date of 3/29/1966 for use of wastewater for irrigation use for the time period of 4/01-10/31. The waste water ditch is located to the north of the property, is free flowing year round, with additional flow added to the ditch from run-off/waste water during the seasonal irrigation period throughout the north end of Boise.

Power lines were installed going from the residence all the way to the north end of the property, a sump pump placed in the ditch, a 1 1/4" ABS line runs along the fence line with extensions, and rain bird sprinklers to irrigate the property (total acres: 1).

The property was later sold to Darice Peltier, then to Tina and Bob Vorbeck (208) 375-3188/672-9000 (who remodeled and resold the house without residing at the residence). The property at 6030 W. Outlook Ave. is currently owned by Bryan Earl Hemenway and Sandra Cheryl Hemenway (208) 853-3553.

If you need any additional information, please do not hesitate to contact me at (208) 761-0280, or (208) 853-3553.

Sincerely,


Sandy Hemenway

10-19-04 TCT Sandy. left message we need info specific
to history of water use.

11/04 or 12/04 - Sandy called back and said she would submit
something that week.



STATE OF IDAHO
DEPARTMENT OF
ENVIRONMENTAL QUALITY

1445 North Orchard • Boise, Idaho 83706-2239 • (208) 373-0550

Dirk Kempthorne, Governor
C. Stephen Allred, Director

TRANSMITTAL COVER SHEET

Boise Regional Office
1445 N. Orchard Street
Boise, Idaho 83706-2239

Phone: (208) 373-0550
Fax: (208) 373-0287

DATE: 10-18-04

TO: Vicky Music
IDWR

FROM: Sandy Hemenway
(cell)
(761-0280)

PHONE: 334-2190

FAX: 334-2348

TOTAL NUMBER OF PAGES (INCLUDING THIS COVER SHEET): 2

COMMENTS:

Evidence of Priority A 63-4149

If you do not receive the entire fax, please call (208) 373-0550.



RECEIVED

OCT 22 2004

WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN
October 15, 2004

Darice A. Peltier
6030 Outlook Ave
Boise ID 83703

Re: SRBA Claim A63-4149

Dear Ms. Peltier:

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 63 in the Snake River Basin Adjudication.

The Department of Water Resources has previously contacted you regarding information on the priority date for the above SRBA claim. In order to make a positive recommendation of this water right, each element of the water right must be proven.

The Department plans to issue its Preliminary Recommendations on this water right later this year. If the Department does not receive all the necessary evidence for this claim, it will have no option but to recommend to the SRBA Court that this water right be disallowed, meaning that the water right will not be valid.

Please contact Vicky Music at the Western Regional Office for the Idaho Department of Water Resources at (208) 334-2190. **If she does not hear from you by November 19, 2004, then your water right will be recommended as disallowed.**

Very truly yours,

A handwritten signature in black ink that reads "Nick Spencer".

NICHOLAS B. SPENCER
Deputy Attorney General
Idaho Department of Water Resources

NBS/pm

cc: Vicky Music



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

October 18, 2004

VIA FACSIMILE

Sandy Hemenway

Facsimile No. 208.373.0287

No of pages in this fax 5

RE: Change of Ownership form for 63-4149 and 63-28433

Dear Sandy,

This fax is per our conversation today regarding evidence of priority for claim no. 63-4149 and changes of ownership for decreed water right 63-28433 and claim no. 63-4149. Enclosed is a change of ownership form. Please complete the form and send it back to our office with the required documentation.

Please call if you have additional questions.

Sincerely,

A handwritten signature in black ink, appearing to read 'Vicky L. Music'.

Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: change of ownership form

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

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
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

- 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) _____

4. New Owner/Claimant(s) _____
 Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address _____

City, State and ZIP Code _____

New Telephone Number () _____

5. Date you acquired the property _____

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

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

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 _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

**INSTRUCTIONS FOR FILING
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP**

This form has been prepared to assist all claimants and owners of water rights to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. All claimants and owners of water rights are required to notify the Department of Water Resources (IDWR) of any change in mailing address or change in ownership of all or part of a water right. In addition, all purchasers of water rights within a pending general adjudication area must inquire whether a notice of claim has been filed and, if not, shall file a notice of claim if necessary.

Effective July 1, 2000, the Idaho Legislature amended Section 42-248, Idaho Code to include a provision for fees to file a Notice of Change in Water Right Ownership. Please see details at Item 8, below, to determine if fees are required for your filing.

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 the number(s) at **Item 1.** Corresponding water right and adjudication claim numbers should be listed next to each other on the form. You may have purchased only a portion of the water right(s) held by the seller. If so, the water right(s) held by the seller may need to be "split" to provide you your share of each right. Indicate if a split is required by checking in the space provided next to each water right.

If you receive water from a municipal provider, an irrigation district or other water delivery organization, where the water rights are held by the organization, please do not use this form to record a change. You may need to contact the water delivery organization to determine if any action is necessary.

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 adjudication 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/claimant(s) of the water right(s) at **Item 3.**
4. The name, mailing address, and telephone numbers of the new owner/claimant(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 have purchased only a portion of the water right(s) held by the seller. If this 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. For each water right requiring a split between owners, fill in the appropriate spaces in the box(es) at **Item 6**. Copy the page as many times as necessary to fully describe each water right after the change. Include documentation as necessary to describe nonstandard agreements or arrangements regarding division of the water right(s). **If the water right(s) will not be split, skip Item 6 and go to Item 7.**
7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. If an "and" connector is used at **Item 4**, all parties must sign this form. If an "and/or" or "or" connector is used, all parties may sign; however, only one of the named parties is required to sign. If someone other than the owner signs the notice, evidence of authority to sign for the owner must be attached. If the new owner is a corporation or other organization, the person signing the notice must be an officer of the corporation or otherwise have authority to sign for the organization and must include their title with the signature.
8. The Legislature has waived the fee to file a Notice of Change in Water Right Ownership for any water right pending in a general water right adjudication such as the Snake River Basin Adjudication. This waiver ends when a partial decree is issued for the water right that has been claimed. For water rights not pending in a general adjudication, the filing fee is \$25 per water right, except for those water rights which will be divided as a result of the change in ownership. The filing fee for division of a water right is \$100 per water right to be divided. When complete, you should retain a copy and return the original form to the IDWR office nearest you:

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

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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 23, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

BRYAN HEMENWAY
6030 OUTLOOK AVE
BOISE, ID 83702

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-4149

Dear Claimant(s),

In the past, DARICE PELTIER submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. You may be the owner of this water right claim. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it DARICE PELTIER indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of this priority date is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by October 12, 2004. Additionally, a field exam may be necessary and a field examiner may be contacting you in the next few weeks. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully Submitted,

Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim Report A63-4149

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 20, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

DARICE PELTIER
6030 OUTLOOK AVE
BOISE, ID 83703

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-04149

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of your priority date is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by **September 10, 2004**. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully Submitted,


Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-04149

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

West Outlook

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-4149

*ADA CO SHP:
Bryan Hempenway*

WATER RIGHT NUMBER: 63-4149

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARICE A PELTIER 6030 OUTLOOK AVE BOISE, ID 83703 (208)383-9513
Original Owner	ELIZABETH S AHRENS 6030 OUTLOOK BOISE, ID 83703
Original Owner	YANCEY RAY AHRENS 6030 OUTLOOK BOISE, ID 83703

mail returned

R1753011244

Priority Date: 03/29/1966
Basis: Statutory Claim
Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	SINKS

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4SW1/4	Sec. 19, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION Within ADA County
T04N R02E S19 NESW 1.0
Total Acres: 1

Conditions of Approval:

Remarks:

Comments:

*Parcel # 1244 of Lots 5 & 6 B1K 1
Elmer Davis 2nd Subdivision*

ricky

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

*Not at this
address*

RECEIVED

SEP 03 2004

WATER RESOURCES
WESTERN REGION

NEXIE

2016 1 06 09/01/04

RETURN TO SENDER
ATTEMPTED-NOT KNOWN
UNABLE TO FORWARD
RETURN TO SENDER

83703+2827-8922

Music, Vicky

From: Harvey, Becky
Sent: Friday, October 15, 2004 12:09 PM
To: Music, Vicky
Subject: RE: OAG letters - request for proof of priority or other information

We will get Patsy cranking these out and will send you a cc for your claim file.

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

From: Music, Vicky
Sent: Friday, October 15, 2004 12:05 PM
To: Spencer, Nick; Harvey, Becky
Subject: OAG letters - request for proof of priority or other information

Hi Nick and Becky -

Following are the claimants to whom I sent requests for proof of priority or other information that I needed to make a recommendation. I have not received a response. Will you please send a follow-up letter and copy me? I included other info that may be helpful.

Request for proof of priority letter sent

1] statutory claim # 63-4149.

8/20/04 - sent to claimant of record Peltier but returned with note "not at this address."
Sent again 8/23 to Ada co assessor owner of record, Brian Hemenway at same address.

WATER RIGHT NUMBER: 63-4149

Owner Type Name and Address

Current Owner DARICE A PELTIER
6030 OUTLOOK AVE
BOISE, ID 83703
(208)383-9513

2] b/u claim # 63-19338. Sent to claimant of record. no response.

WATER RIGHT NUMBER: 63-19338

Owner Type Name and Address

Current Owner CLIFFORD L GRISHAM JR
6400 SAXTON
BOISE, ID 83703
(208)853-1430

Current Owner CATHERINE J GRISHAM JR
6400 SAXTON
BOISE, ID 83703
(208)853-1430

3] statutory claim 63-5028. Sent to claimant of record on 8/24/04. No response.

WATER RIGHT NUMBER: 63-5028

10/15/2004

Owner Type Name and Address

Current Owner COLLISTER UNITED METHODIST CHURCH
4400 TAFT
BOISE, ID 83703
(208)344-0051

4] b/u claim # 63-18061. Sent to claimant of record on 9/30 requesting that evidence by submitted by 10/18. no response yet.

WATER RIGHT NUMBER: 63-18061

Owner Type Name and Address

Current Owner GRANT N LEE
5603 N LOCUST GROVE RD
MERIDIAN, ID 83642
(208)375-3105

Current Owner JOYCE M LEE
5603 N LOCUST GROVE RD
MERIDIAN, ID 83642
(208)375-3105

5] b/u claim # 63-5322. Sent to claimant of record Hawkins Smith on 9/28 requesting that evidence by submitted by 10/18. no response yet. Ada Co assessor states that current owner is Franklin Towne Plaza LLC but no change of ownership was filed. Maybe letter to both of them?

Franklin Towne Plaza LLC
1951 S Saturn Way # 100
Boise, ID 83709

WATER RIGHT NUMBER: 63-5322

Owner Type Name and Address

Current Owner HAWKINS SMITH MANAGEMENT INC
8645 W FRANKLIN RD
BOISE, ID 83709
(208)376-8521

Request for other information

claim # 63-23037. Letter sent 9/1/04 requesting that claimant verify which 10 homes on Lucky Lane are hooked up to this system. No response.

WATER RIGHT NUMBER: 63-23037

Owner Type Name and Address

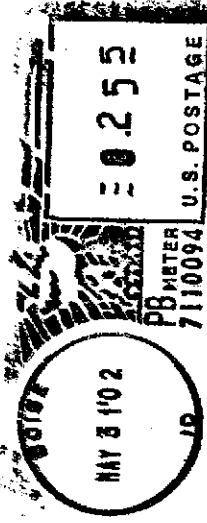
Current Owner LUCKY LANE HOMEOWNERS ASSOCIATION
6306 LUCKY LN
BOISE, ID 83703
(208)853-1254

Thanks! Vicky

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

PRESORTED
FIRST CLASS



63-4149

DARICE A PELTIER
6030 OUTLOOK AVE
BOISE ID 83703

RECEIVED

JUN 07 2002

WATER RESOURCES
WESTERN REGION

PELT030 637032019 1001 17 06/04/02
RETURN TO SENDER
PELTIER
MOVED LEFT NO ADDRESS
UNABLE TO FORWARD
RETURN TO SENDER

63703



Desktop review / VLM

**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
 NA ☒ 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 - none submitted -

CLAIMANT INFORMATION - verify contact information is completeClaim No(s) 63-4149

Owner: _____ Phone No. _____

Current Address: _____

- ☐ No change NAME IS THE SAME
☒ NEW OWNER Sandy & Bryan Hemenway.. C/O
☐ No change Address form sent.
☐ 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: 3-29-66

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

~~same requests made for evidence - none submitted.~~
statement, 1964 aerial is sufficient

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

see claim and statement from claimant**OVERLAP REVIEW**Other 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 UsesUse irrigation From 3/1 To 11/15 Amount .03 CFS 4.5 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount NA CFS _____ 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	

Overlap with other water rights: no

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

Delivery System Narrative:

see claim and statement from claimant

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

1/10/2011 Travel # R1153011244

1/10/2011 Disallowed

evidence of priority (2) statement from claimant
(2) lobby aerial
(3) Ada Co. assessed tax info states house
built in 1961.

AFTER EXAM THE FILE SHOULD CONTAIN:

- NA C
- ☒ 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: 2-7-05

FIELD EXAMINER: Wick

PER ADA CO RECORDS

OWNER IS BRIAN E.

HEMERY

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4149

WATER RIGHT NUMBER: 63-4149

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DARICE A PELTIER 6030 OUTLOOK AVE BOISE, ID 83703 (208)383-9513
Original Owner	ELIZABETH S AHRENS 6030 OUTLOOK BOISE, ID 83703
Original Owner	YANCEY RAY AHRENS 6030 OUTLOOK BOISE, ID 83703

Priority Date: 03/29/1966

Basis: Statutory Claim

Status: Active

<u>Source</u>	<u>Tributary</u>
WASTE WATER	SINKS

MLC.02

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 10/31	0.030 CFS	
	<u>Total Diversion:</u>	0.030 CFS	

Location of Point(s) of Diversion

WASTE WATER	NE1/4SW1/4	Sec. 19, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION Within ADA County
T04N R02E S19 NESW 1.0
Total Acres: 1

Conditions of Approval:

Remarks:

Comments:



Land Records

Characteristics Detail[Go Back to Property](#)

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

Residential**Land****Residential Characteristics 1 for Parcel "R1753011244"**

Occupancy Date:	No Date Available
Year Built:	1961
Year Remodel:	2003
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	5
Number Bathrooms:	2.0
Number of Fireplaces:	1
Air Conditioning:	Y
Car Storage Sq Ft #1:	399
Car Storage Sq Ft #2:	990
General Purpose Building Sq Ft:	80
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	360
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	2184
Main Floor Sq Ft:	1568
Upper Floor Sq Ft:	616
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

Assessor Links

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

Ada County Links

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

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)



Land Records

Characteristics Detail[Go Back to Property](#)

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

Residential**Land****Land Characteristics 1 for Parcel "R1753011244"**

Residential Acres:	1.000
Commercial Acres:	0.000
Other Acres:	0.000
MLS Area:	800 NW Boise- Garden City
Street:	None
Utility:	Not Available
Water Source:	Not Available
Sewer:	Not Available
Sidewalks:	N
Curb-Gutters:	N
Topography:	Not Available
View:	Not Available
Water Influence:	None
Water Frontage Feet:	0
Corner:	N

Assessor Links

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

Ada County Links

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

[Contact Us](#) | [Help Index](#) | [Disclaimer](#) | [About Us](#)

Identification No. _____

Claim No. 63-4149 P

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Yancey Ray and Elizabeth S. Ahrens
post office address 6030 Outlook Boise Idaho 83763

2. The point of diversion is in NE $\frac{1}{4}$ of SW $\frac{1}{4}$ Section 19 Township 4 N.
Range 2 E B.M. located on West water
(name of source)

tributary to _____ in Ada County.

3. Dates of priority claimed: list the priority for each separate quantity that you claim. Priority dates should be based upon the earliest diversion of the water which has resulted in continued beneficial use since that time. If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed:

March 29, 1966 amount: 103 c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
_____ amount: _____ c.f.s. or _____ acre feet
Total claimed 103 c.f.s. or _____ acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed:

use irrigation period of use from April 1 to October 31 (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive).

4. Description of diverting works:

a. Surface water diversion dam and/or headgate: material is composed of _____
_____ ; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; width at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known _____

b. Underground water diverting works: is well flowing or pumped _____ ; depth of well is _____ feet; diameter of well is _____ inches; type of pump is _____
capacity of pump is _____ g.p.m.; name and address of well driller is _____

62
ce Well was first
149

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

[illegible]

Total number of acres to be irrigated 1 acre

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-04149 Date: 4-9-01

	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	4N	2E	19									1								1
GIS												40								40
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1 Total Claimed Acres: 1

Total GIS Acres: 40

Overlapping POU Claim #'s:

COMMENTS:

No map - No County Data

Idaho Department of Water Resources

Claim Number: 63-04149

Legal: T04N, R02E, S19

Reviewed By:

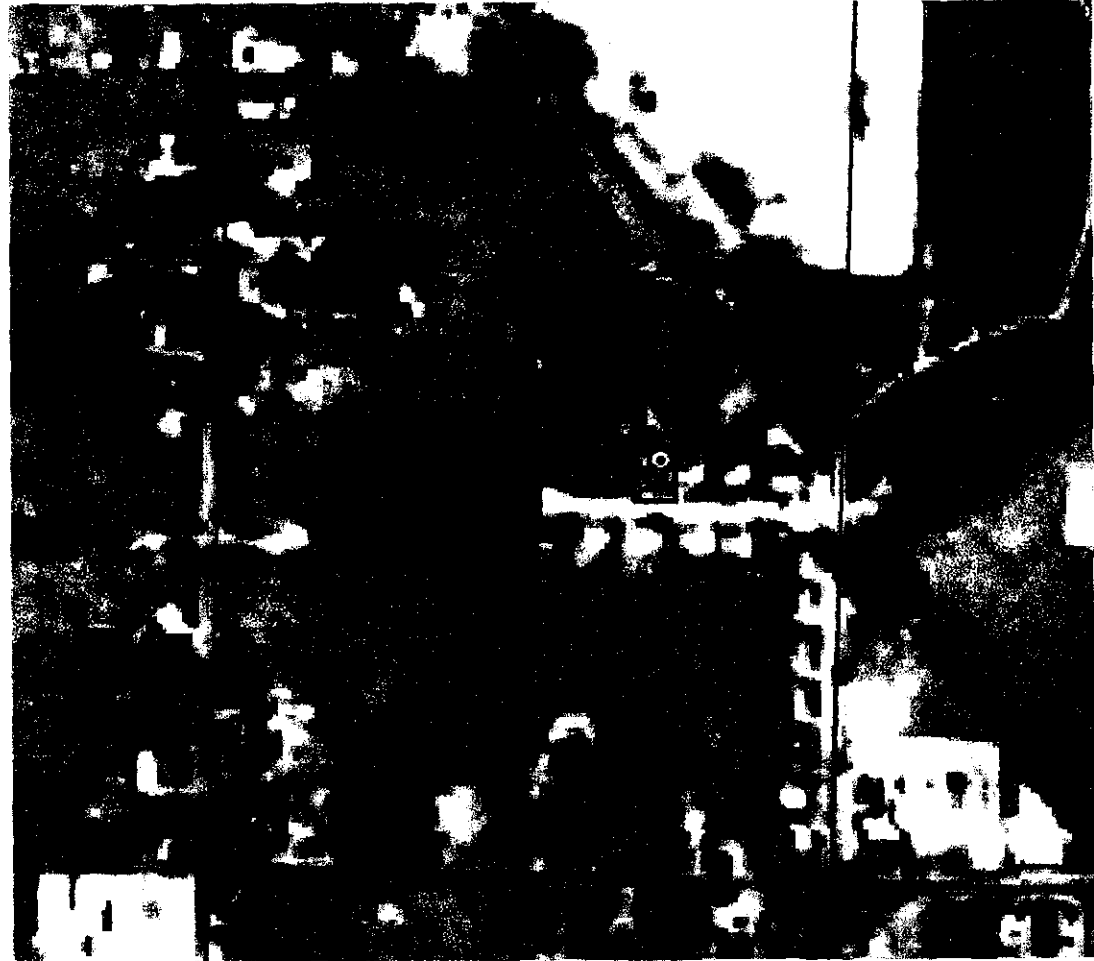
1987 Napp Photo

⊙ Point of Diversion

□ Place of Use

□ Section Lines

□ Quarter Quarter Lines



0 0.25 Miles

