

5100 N CARTWRIGHT RD
S0622212500



Map created with ArcIMS - Copyright (C) 1996-2000 ESRI Inc.

0

Public Property Tax MDI - [Public Property Master [PT229F]]

File Select Edit Tools Window Help

ADA COUNTY
STATE OF IDAHO

Year: 2003 ☒ Taxes Owning

Parcel #: S0622212500

Property Type: Real

Sub Property Type: Nona

Status: Active

Primary Code Area: 205

Physical Inspection Date: 12/29/2000

Appraisers Initials: DRJ

Drop HOE ☐
Bankruptcy ☐
Circuit Breaker ☐
Urban Renewal ☐
Ownership Change ☐

Property Desc. Cancel Help

PHYSICAL LOCATION

Property Address: 5100 N CARTWRIGHT RD
BOISE ID 83702-0000

Group Type: SECT Group #: 0622

Description: 4N 2E 22

Section/Township/Range: 22 4N 2E Zoning Code: RP

OWNER INFORMATION

Name: T-7 LLC

Mailing Address: 3823 N 36TH ST
BOISE ID 83703-0000

Add'l Info

PARCEL VALUES

Active	Assessment Roll	Property Occupancy	State Category Code	Acreage	Assessed Value	Valuation Method
Active	Primary	Non-Occupancy	10	99.000	102,500	INCOME
Active	Primary	Non-Occupancy	40	18.000	5,600	INCOME
Active	Primary	Non-Occupancy	50	70.000	2,400	INCOME

Total Parcel Values

Assessed Amt: 1,026,200

HO Value: -(50,000)

Taxable Amt: 976,200

CHARACTERISTICS

Land 1 Commercial Personal Residential 3 Farm 1 Manufactured

Ready: bpublic: 1065VTCF: NUM



Year

2003

Taxes Owning

☒

Parcel #

S0622212500

Property Type

Real

Sub Property Type

None

PARCEL INFORMATION

Status

Active

Physical Inspection Date

12/29/2000

Primary Code Area

206

Districts

DRJ

Details

Drop HOE

Bankruptcy

Circuit Breaker

Urban Renewal

Ownership Change

Property Desc.

Cancel

Help

PHYSICAL LOCATION

Property Address

5100 N CARTWRIGHT RD

BOISE ID 83702-0000

Group Type

SECT

Group #

0622

Description

4N 2E 22

Section/Township/Range

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Add'l Info

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Active	Primary	Non-Occupancy	40	18.000	5,600	INCOME
Active						

Total Parcel Values

Assessed Amt

1,026,200

HO Value

-(50,000)

Taxable Amt

976,200

Public Property Description - Display [PT22/F]

State Parcel #

04N02E222500

Property Description

NW4 & NW4SW4

SEC 22 4N 2E

N120000-S 210000-C 221200-C

Total Acreage

200.000

Cancel

Ready

trpublic

Y06SYTCP

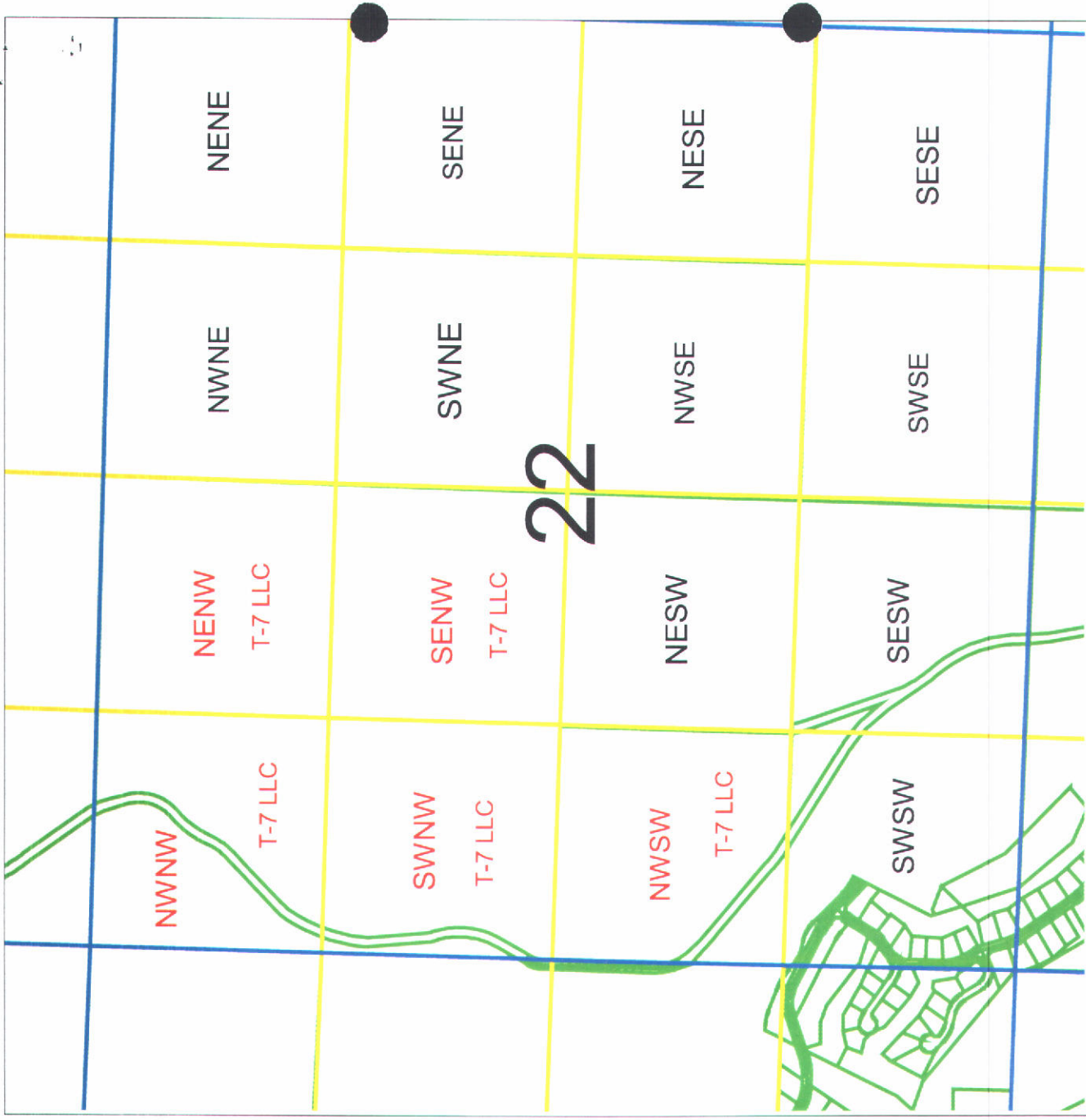
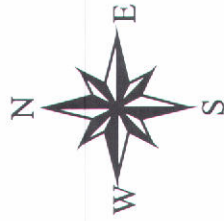
JAUM

T-7 LLC

63-308, 63-27649, 63-27671,
63-30006, 63-30007, 63-31050,
63-31052, 63-31053, 63-31054,
63-31055, 63-31056, & 63-31057

4N 2E

-  Tax Lot Data
-  Section Line
-  QQ Line
-  T-7 Property



0.5

0

1 Miles

PO ORIGINAL

21

A76
T69

70-1538

FISH POND

14.3

NW NW

(5)

1/2 ACRES

3.0

3

NE NW

ONE ACRE

14

(3)

ONE ACRE

2

3.5

3

ONE ACRE

3

POINT OF D

(HOUSE AN

SW

NW

7

11.0

8

5.8

NWSW

NE SW

20

(20)

SEC

21

SINCE

JW SE

SE

NE SE

36

(22)

(8)

POINT

OF

DIVERSION

15

18.0

9

11.4

12

15.7

ONE ACRE

14

3.7

1

9.7

MICROFILMED

AUG 13 1994

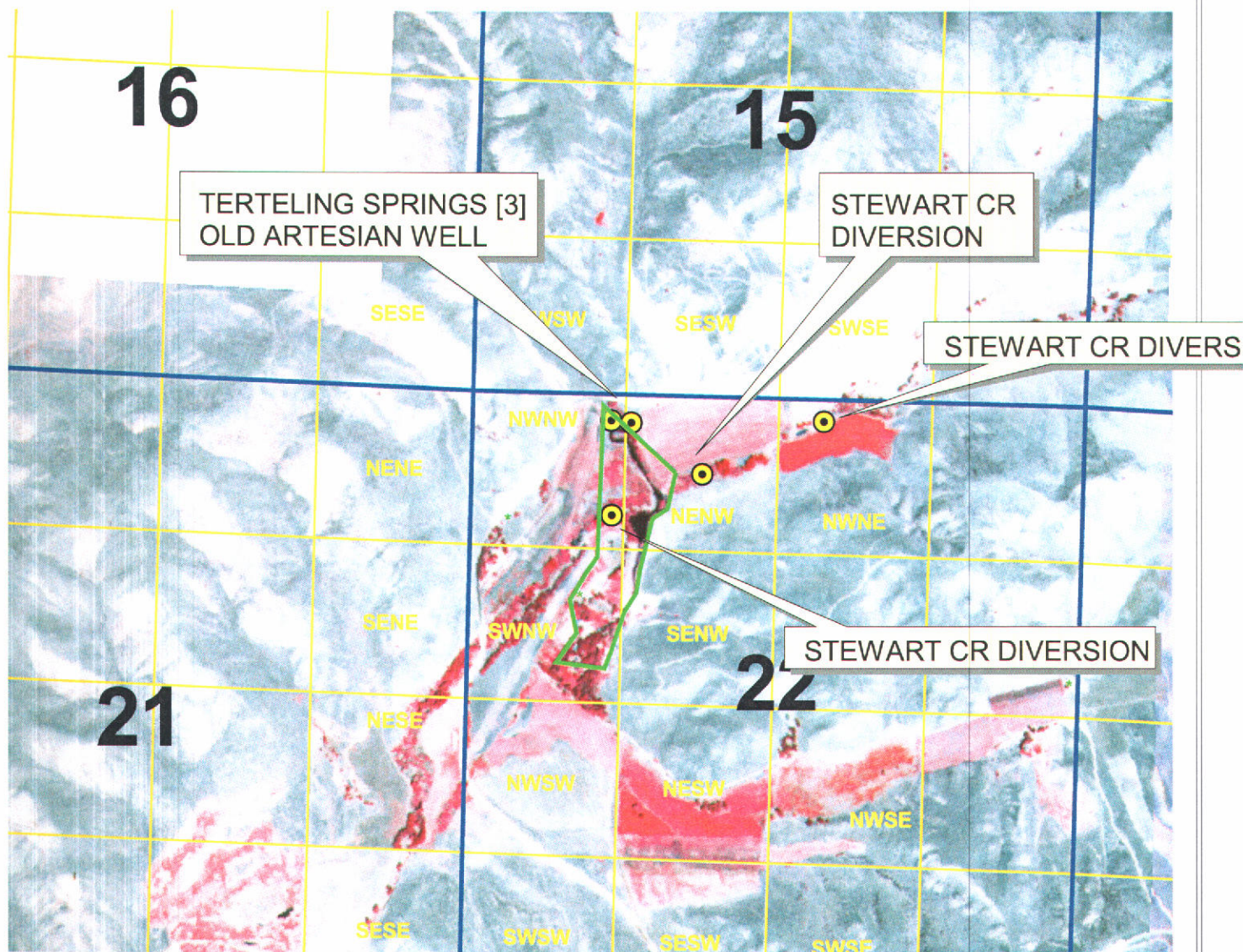
13



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 22

Water Right (s): 63-27649, 63-27671,
63-31054, 63-31055



1320 0 1320 2640 3960 5280 Feet

TOTAL PPU IRRIGATED ACRES = 17



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: November 2005



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

August 8, 2005

Charles L. Honsinger
Ringert Clark
P.O. Box 2773
Boise, ID 83701-2773

RE: Beneficial Use Claim Nos. 63-22047, 63-27649, 63-27671, 63-30006, 63-30007, 63-31050, 63-31051, 63-31052, 63-31053, 63-31054, 63-31055, 63-31056, 63-31058, 63-31060, 63-31061, 63-31062 and 63-31086

Dear Charlie,

There are several beneficial use claims in Basin 63 filed by The Terteling Co., Inc., Terteling Trust No. 8 and the T-7 LLC, for which I need additional information to recommend. I have enclosed a table that lists the information needed.

For these beneficial use claims to be recommended in the Basin 63, Part 2 Director's Report, I must have the information by Tuesday, September 6, 2005, at the latest.

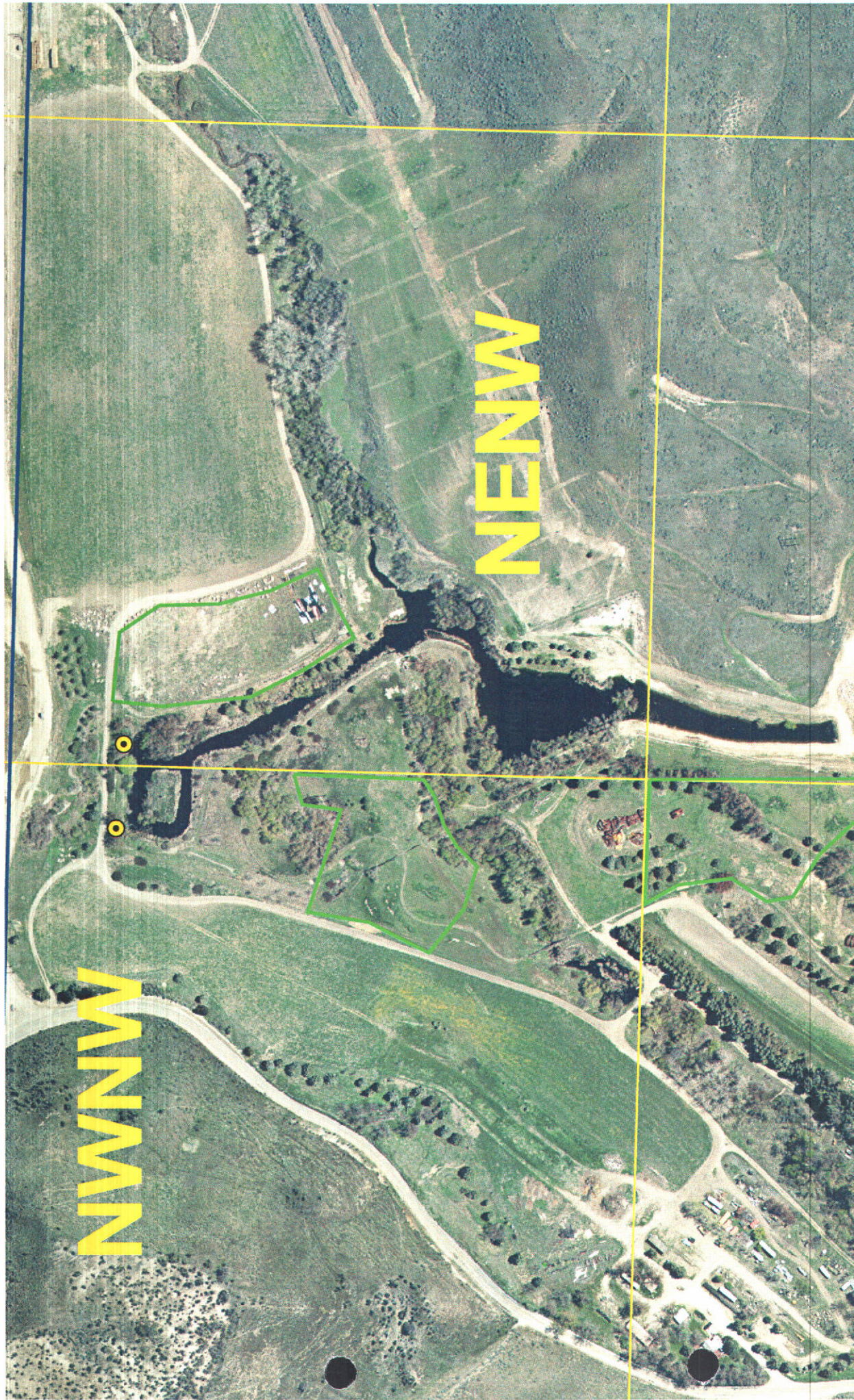
Please call me if you have questions regarding this matter.

Sincerely,

Vicky L. Music
Senior Water Resource Agent
Adjudication Bureau
IDWR/Western Region

cc: The Terteling Co., Inc., Terteling Trust No. 8, T-7 LLC (w/ enclosure)

Enclosure: Excel table



Terteling 63-27649 - claimant provided no information re which 6 acres are irrigated with this right. 2003 aerial of common collection/diversion system or 63-31054, 31055, 27671 and 27649.

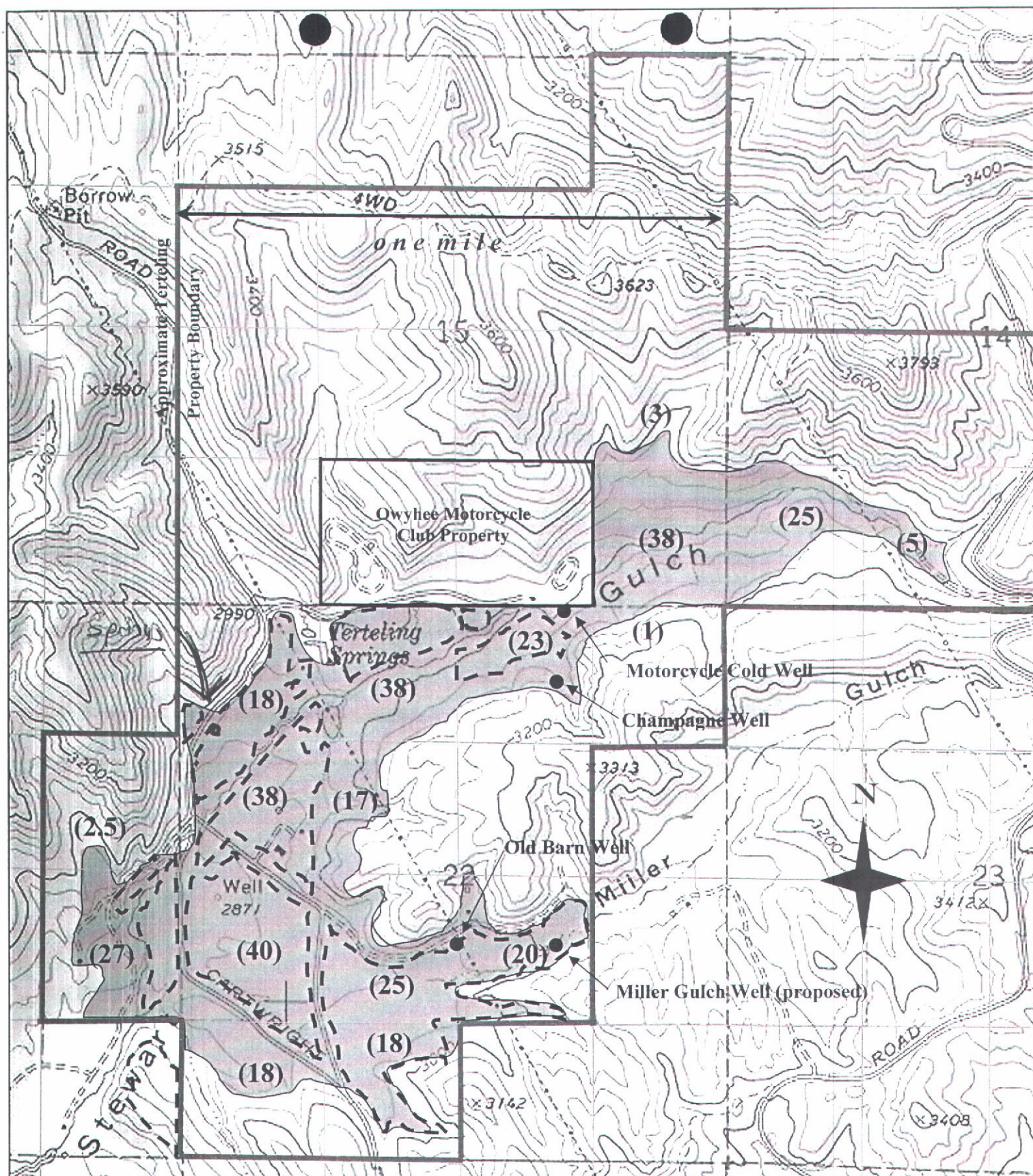
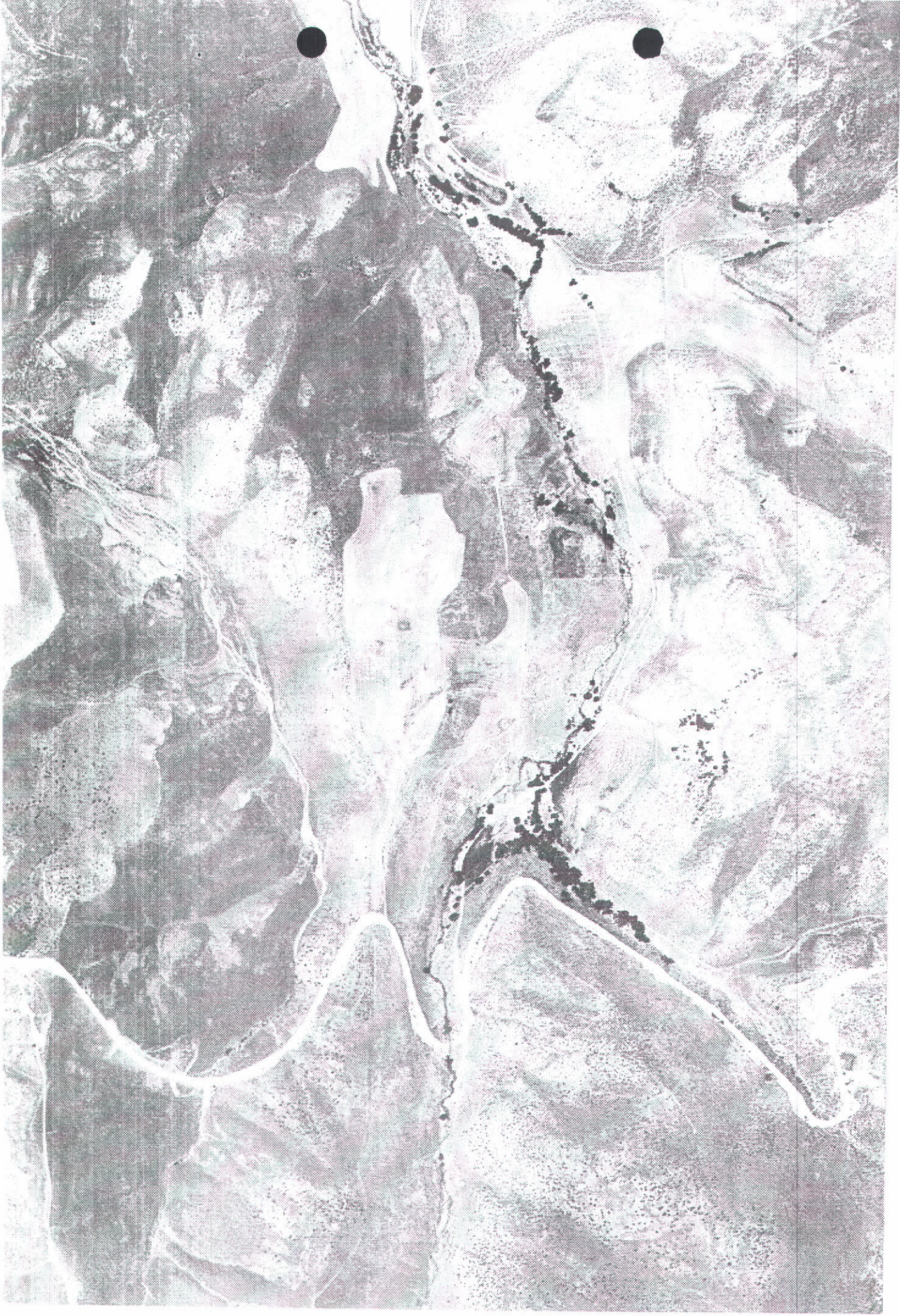
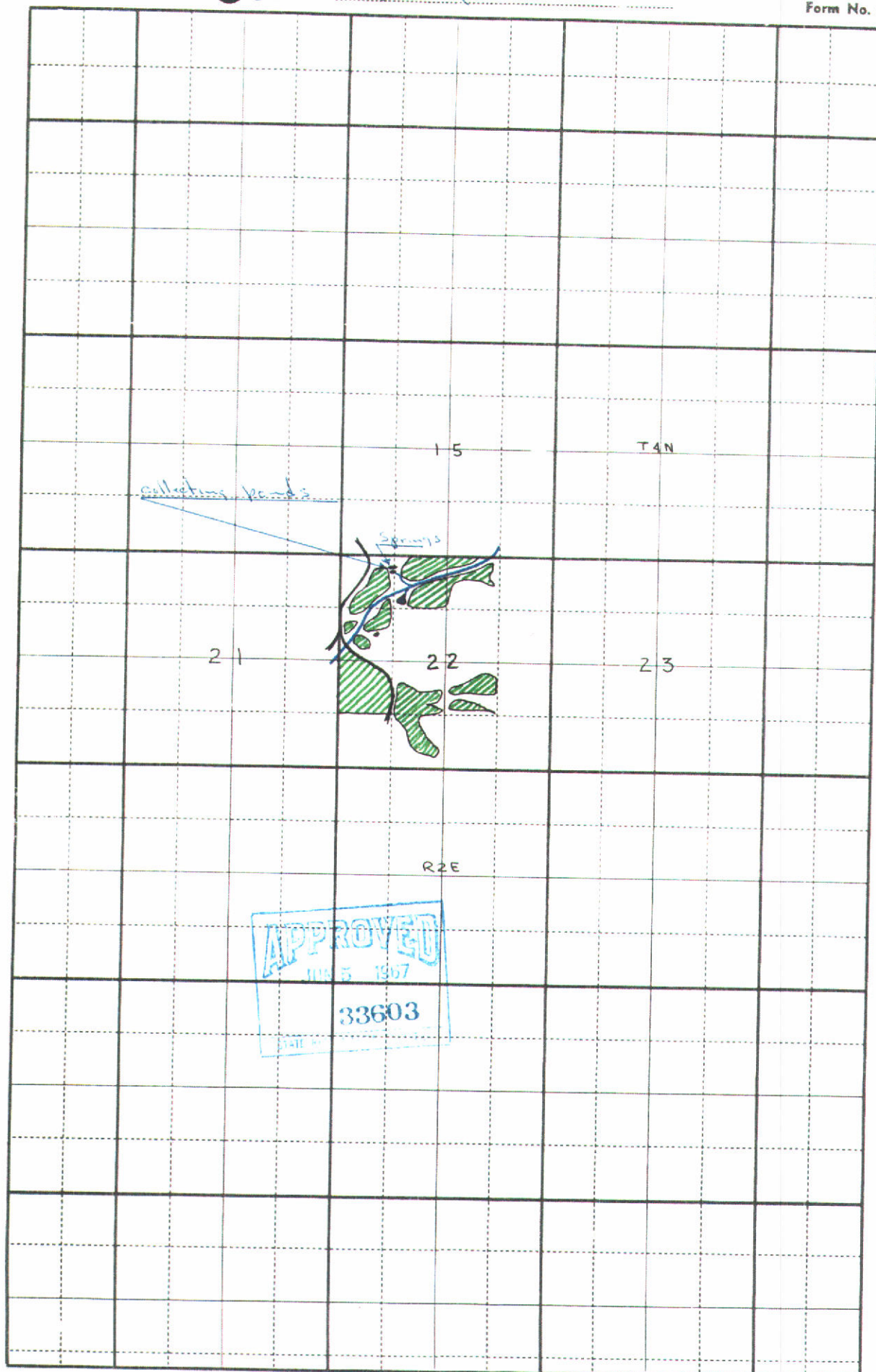


Figure 1. Map of The Terteling Company, Inc.'s proposed "Permissible Place of Use" acreage in Township 4 North, Range 2 East associated with Water Right Nos. 63-07595 and 63-03603. The irrigable acreage is marked in transparent orange. The outlined areas (dashed) is the current place of use for which the water rights are licensed. The black numbers in parentheses shown for each tract ($\frac{1}{4}$ - $\frac{1}{4}$ section) represent the total number of irrigable acres within that $\frac{1}{4}$ $\frac{1}{4}$ section. The points of diversion (wells) for the water rights proposed as points of diversion for the permissible place of use are denoted by solid black circles.



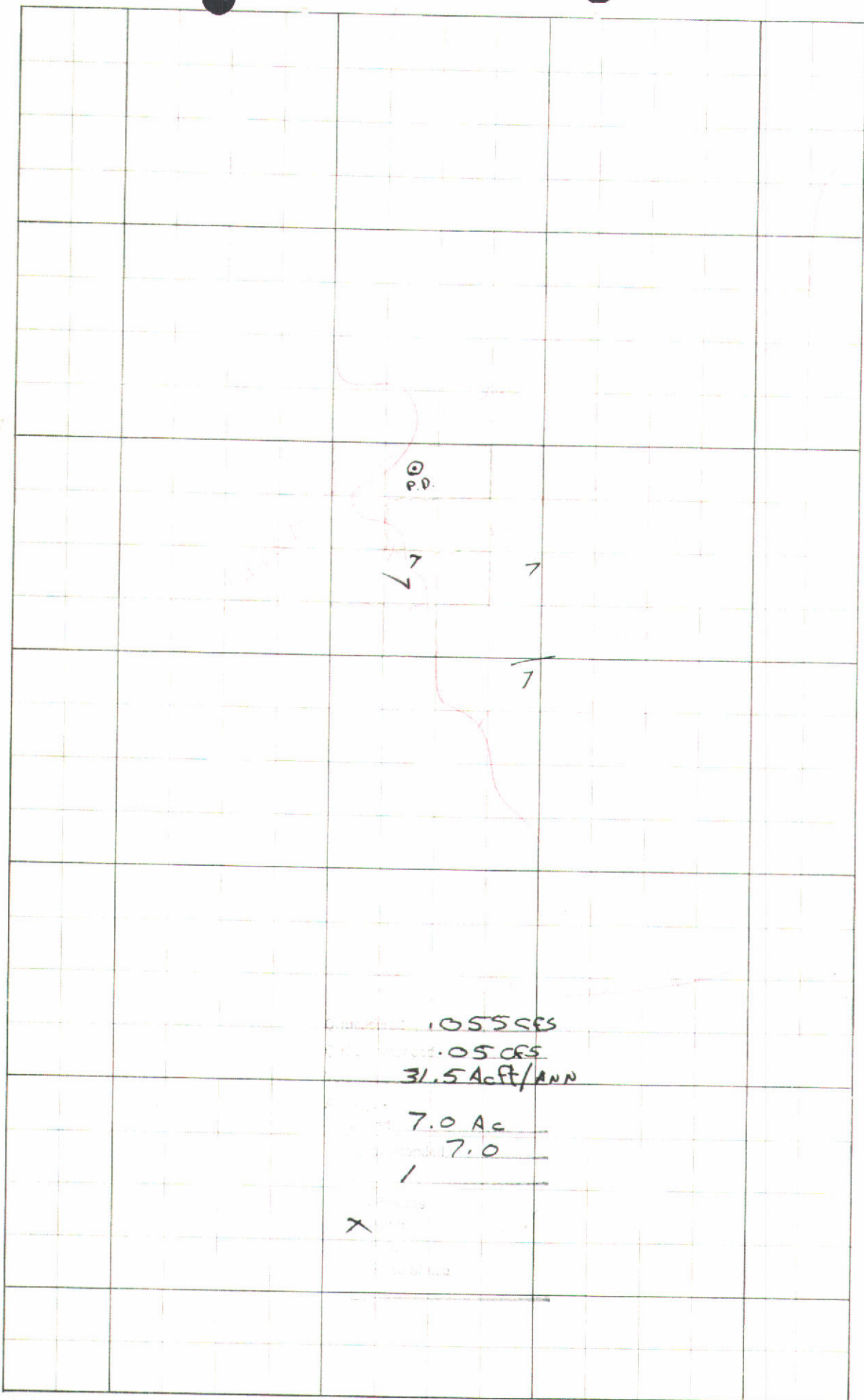
NAME OF APPLICANT

Form No. 0



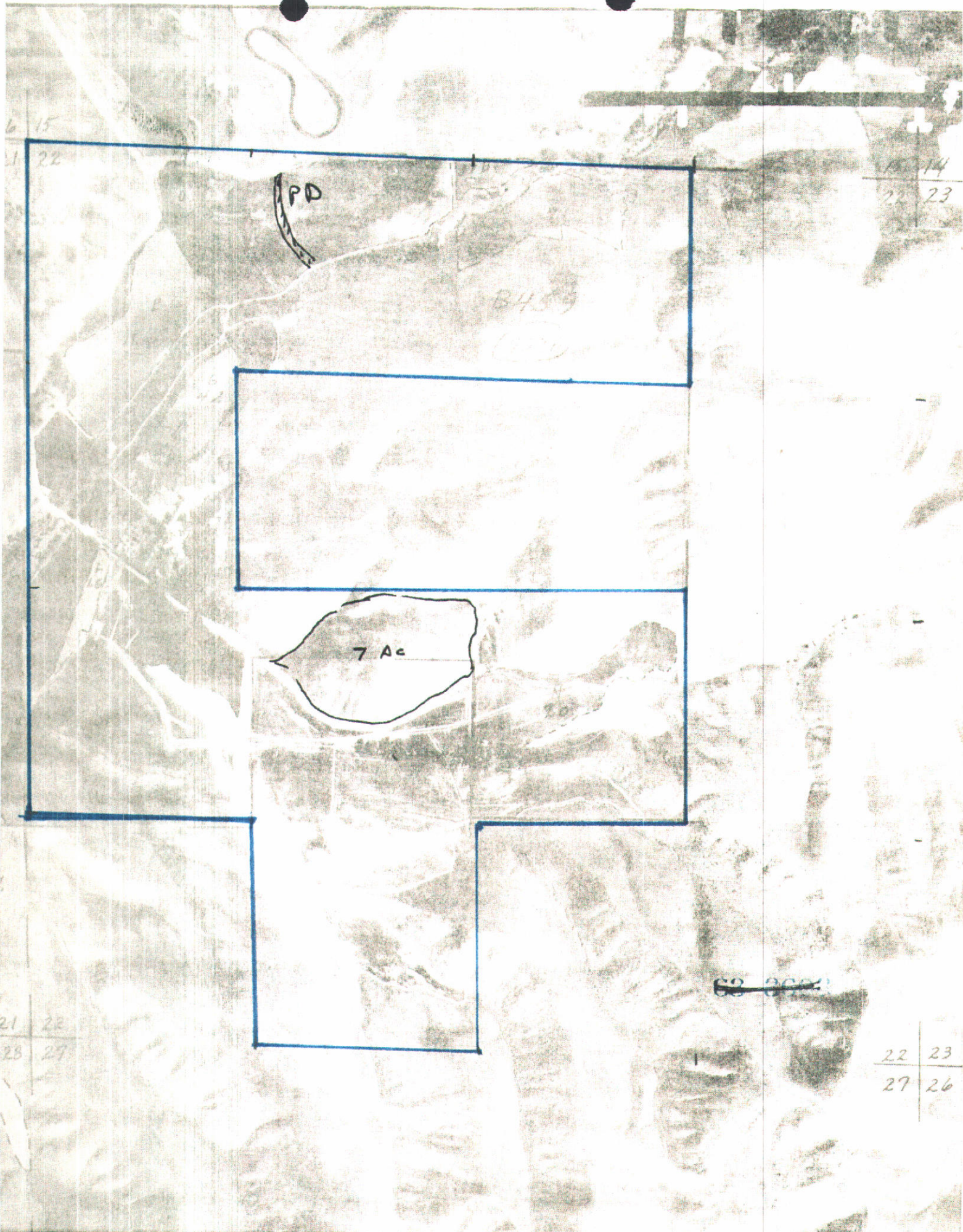
SCALE: 2 Inches Equal 1 Mile. Draw Plan In Ink.

23603



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

63-1117



Idaho Department of Water Resources

Claim Number: 63-27649
Legal: T04N, R02E, S22
Reviewed By:

● Point of Diversion



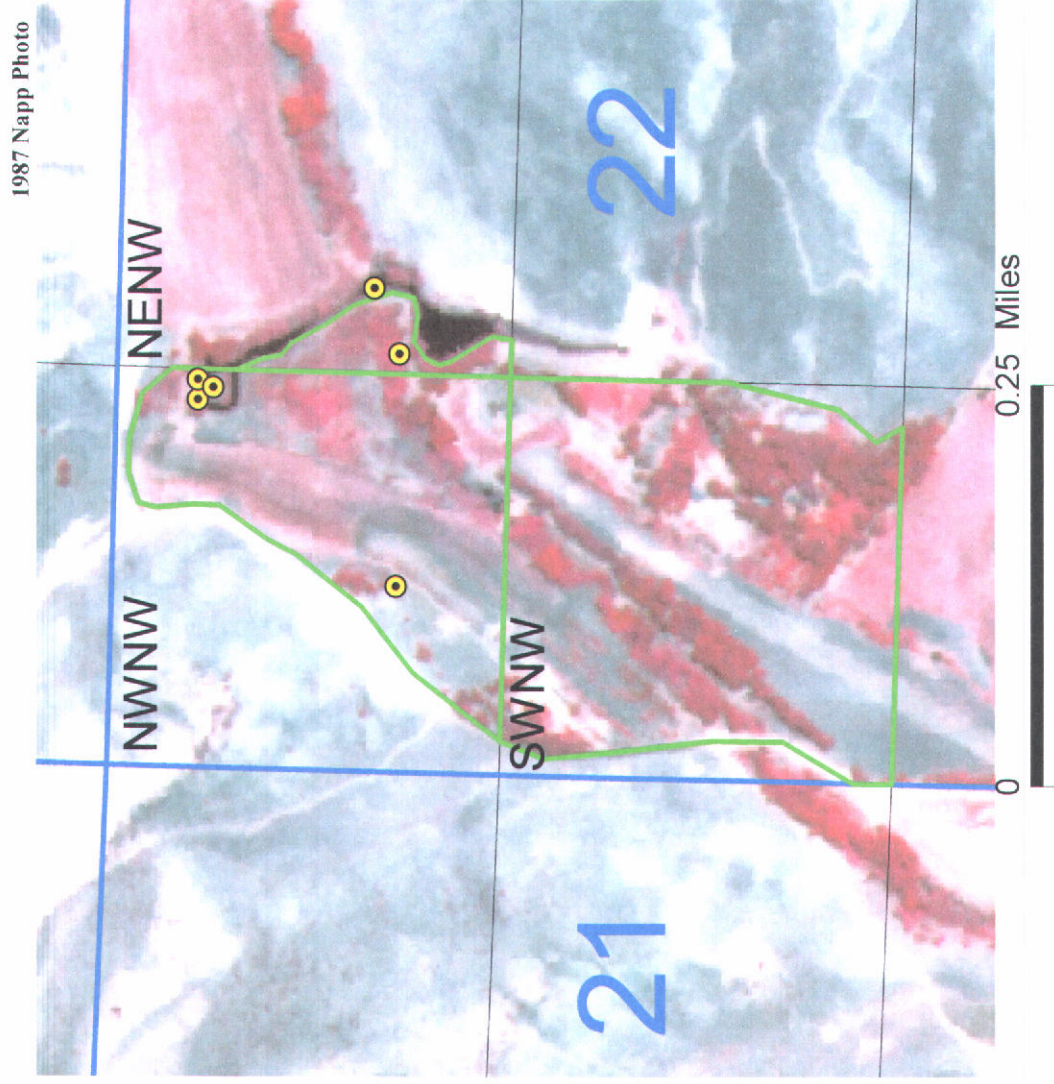
Place of Use



Section Lines



Quarter Quarter Lines



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 63-27649
Date Received: 8/21/1989
Receipt No: W004759
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

T-7 LLC
3823 N 36TH ST
BOISE ID USA 83703

Phone: (208) 338-5200

2. Date of Priority: 06/01/1899

3. Source: SPRINGS Trib. to: STEWART CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	22	NE NW	ADA	
04N	02E	22	NW NW	ADA	

5. Description of diverting works:

NATURAL SPRING AND COLLECTING PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.066	
IRRIGATION STORAGE	1/01	12/31		17
WILDLIFE STORAGE	1/01	12/31		17
RECREATION STORAGE	1/01	12/31		17
AESTHETIC STORAGE	1/01	12/31		17

7. Total Quantity Appropriated is:
0.066 C.F.S. and/or 17 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
04N	02E	22	NE	NW	IRRIGATION	2
			NW	NW	IRRIGATION	2
			SW	NW	IRRIGATION	2
			SE	NW	WILDLIFE STORAGE	
			NE	NW	WILDLIFE STORAGE	
			NE	NW	RECREATION STORAGE	
			SE	NW	RECREATION STORAGE	
			SE	NW	AESTHETIC STORAGE	
			NE	NW	AESTHETIC STORAGE	
					Section Acres	6
					Total Acres	6

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:

Ownership (name) change by DB 1/12/2004

WE HAVE THE AUTHORITY TO USE T04N, R02E, SEC. 21, NESE BASED ON DAILY USE SINCE THE LATE 1920S.

PRIORITY DATE ON LICENSE (63-03604) IS APRIL 26, 1967. ACTUAL DATE OF FIRST BENEFICIAL USE IS AT THE TURN OF THE CENTURY. SEE PROOF OF APPLICATION OF WATER TO BENEFICIAL USE DATED MAY 12, 1970.

NOTE TO FILE: IT IS ASSUMED THAT THE CLAIMANT WISHES TO FILE THIS BENEFICIAL USE CLAIM INSTEAD OF 63-03604; ONLY ONE FILING FEE WAS RECEIVED. RMC 12-14-92 THIS BENEFICIAL USE RIGHT IS INTENDED TO REPLACE LICENSE NO.

63-03604. THE FLOWING LOW-TEMPERATURE GEOTHERMAL ARTESIAN WELL NEAR THESE SPRINGS, WHICH IS BEING CLAIMED SEPARATELY, ALSO CONTRIBUTES TO THESE PONDS AND KEEPS THEM PARTIALLY ICE-FREE FOR WATERFOWL IN THE WINTER. COMBINED 17 ACRE FEET OF STORAGE.

15. Basis of Claim: Beneficial Use

RECEIVED

DEC - 2 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP Department of Water Resources

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
63-308 Claim			~~63-22047~~ Claim		
63-27649 Claim			63-27671 Claim		
63-30006 Claim			63-30007 Claim		
63-31050 Claim			63-31052 Claim		
63-31053 Claim			63- ~~31054~~ Claim		
63-31055 Claim			63-31056 Claim		

RECEIVED
 DEC 03 2003
 WATER RESOURCES
 WESTERN REGION

63-31057 Claim

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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) Terteling Trust NO 7
3823 N. 36th Street, Boise, ID 83703
4. New Owner/Claimant(s) T-7 LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
3823 N. 36th Street
 New Mailing Address
 City, State and ZIP Code Boise, Idaho 83703
 New Telephone Number () 208-338-5200
 Date you acquired the property 2002



TOM E. TERTELING

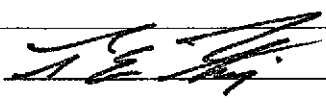
THE TERTELING COMPANY, INC.

3823 N. 36th Street • Boise, Idaho 83703
 (208) 381-5213 • (208) 867-1166 • Fax (208) 381-5200
 tom@tertco.com

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 DH Date 12-3-03 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 373-3744

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

RECEIVED

DEC 09 2003

WATER RESOURCES
WESTERN REGION

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED

The Trustees of the Terteling Trust No. 7

GRANTOR(s) does (do) hereby GRANT, BARGAIN, SELL and CONVEY unto

T-7, LLC, an Idaho limited liability company

GRANTEE(S), whose current address is: 3823 N. 36th Steret, Boise, Idaho 83703

the following described real property in

Ada

County, State of Idaho,

more particularly described as follows, to wit;

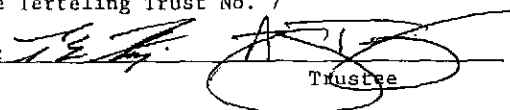
See the attached Exhibit A for legal description, which by this reference is incorporated herein.

Tax Parcel S0622212500

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantees(s) heirs and assigns forever. And said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, includes irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: October 30, 2002

The Terteling Trust No. 7

By: 

Trustee

STATE OF IDAHO, County of Ada, ss.

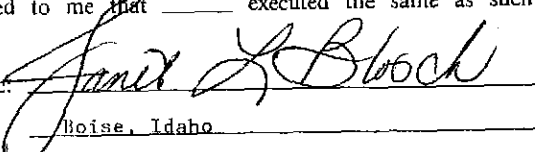
On this 30th day of October, in the year of 2002, before me Janet L. Bloch, a notary public

personally appeared _____,

known or identified to me as the person whose name is subscribed to the within instrument as Trustee of _____ and acknowledged to me that _____ executed the same as such

(trustee, sharecropper,

(trustee, sheriff, etc.)

Notary Public: 

Residing at: Boise, Idaho

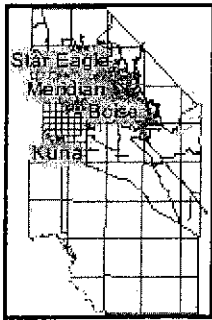
My Commission Expires: March 17, 2005

EXHIBIT A

The Northwest quarter of the Northwest quarter (NW1/4 NW1/4) and the Northeast
quarter of the Northwest quarter (NE1/4 NW1/4) and the Southwest quarter of the
Northwest quarter (SW1/4 NW1/4) and the Southeast quarter of the Northwest quarter
(SE1/4 NW1/4) and the Northwest quarter of the Southwest quarter (NW1/4 SW1/4) all
in Section Twenty-Two (22) Township Four (4) North, Range Two (2) East of the Boise
Meridian in Ada County, Idaho.

Together with all water and water rights, ditches and rights of way for ditches
used in connection therewith;

Subject to easements, restrictions, limitations, encumbrances, and reservations of
record.



5100 N CARTWRIGHT RD
S0622212500



Map created with ArcIMS - Copyright (C) 1996-2000 ESR Inc.

0 1000 Feet

Public Property Tax MD1 - [Public Property Master [PTZ:96]]

File Edit View Tools Window Help

Year: 2003 Taxes Owed: ☐ Parcel #: S0622212500

Property Type: Real Sub Property Type: None Primary Code Area: 206

Status: Active Physical Inspection Date: 12/29/2000

Appraisers Initials: DFLJ Details

Drop HOE ☐ Bankruptcy ☐ Circuit Breaker ☐ Urban Renewal ☐ Ownership Change ☐

Property Data: Cancel Help

PHYSICAL LOCATION

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BOISE ID 83702-0000

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HO Value: (50,000)

Taxable Amt: 975,200

CHARACTERISTICS

Land: 1 Commercial: 3 Residential: 3 Farm: 1 Manufactured: 1

Ready: mpublic: HOBS/TC: NUM:



Year

2009

Taxes Owning

☒

Parcel #

50622212500

Property Type

Real

Sub Property Type

None

Status

Active

Primary Code Area

206

Physical Inspection Date

12/29/2000

Appraiser's Initials

DRJ

Drop HOE

☐

Bankruptcy

☐

Circuit Breaker

☐

Urban Renewal

☐

Ownership Change

☐

Property Desc.

Cancel

OK

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Property Address

5100 N CARTWRIGHT RD

BOISE ID 83702-0000

Group Type

SECT

Group #

0622

Description

4N 2E 22

Section/Township/Range

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Add'l Info

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Total Parcel Values

Assessed Amt

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HO Value

(50,000)

Taxable Amt

976,200

Public Property Description - Display [PT220]

State Parcel #

04ND02E222500

Property Description

NW1/4 & NW1/4 SEC 22 4N 2E

#120000-S 210000-C 221200-C

Total Acres

200.000

Cancel

Rebo

CPublic

W08SVT01

1000

IDWR Water Right and Adjudication Search

Note: This search tool identifies active water rights and active transfers. If you want to search both active and inactive water rights, please check the box below.

☐ Search for both active and inactive water right records.

Search Results

Type of Query

USAGE INSTRUCTION

☒ All SRBA & Water Rights

SRBA

☐ Claims

☐ Recommendations

☐ Both

Water Rights

☐ Applications

☐ Permits

☐ Decrees, Licenses and Statutory Claims

☐ Transfers

☐ All of the above

Basin

Who

What

When

Where

Clear

Search

Help

Query parameters:

basinFrom = 63

OrganizationName = terteling

Search for: active Records

Information for type: Claim

	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details General Provision	1	63	308 CLAIM			Decreed	Active	1899-07-23	1	STEWART CREEK	AESTHETIC STORAGE, GROUND WATER RECHARGE STORAGE, IRRIGATION, IRRIGATION STORAGE, STOCKWATER, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current); THE TERTELING CO INC (Current)

Details General Provision	2	63	3603 claim			License	Active	1967-04-26	1.03	GROUND WATER	IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)
Details General Provision	3	63	7595 claim			License	Active	1973-03-07	2	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)
Details General Provision	4	63	22047 ✓ claim			Beneficial Use	Active	1957-06-01	0.04	GROUND WATER	STOCKWATER	TERTELING TRUST NO 8 (Current)
Details General Provision	5	63	27649 ✓ claim			Beneficial Use	Active	1899-06-01	0.066	SPRINGS	AESTHETIC STORAGE, IRRIGATION, IRRIGATION STORAGE, RECREATION STORAGE, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current)
Details General Provision	6	63	27671 ✓ claim			Beneficial Use	Active	1925-12-31	0.045	GROUND WATER	FISH PROPAGATION, IRRIGATION	TERTELING TRUST NO 7 (Current)
Details General Provision	7	63	30006 ✓ claim			Beneficial Use	Active	1925-12-31	0.04	GROUND WATER	AESTHETIC STORAGE, RECREATION STORAGE, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current)
Details General Provision	8	63	30007 ✓ claim			Beneficial Use	Active	1899-12-31	0.022	SPRING	IRRIGATION	TERTELING TRUST NO 7 (Current)
Details General Provision	9	63	31050 ✓ claim			Beneficial Use	Active	1948-04-24	0.02	GROUND WATER	AESTHETIC, FISH PROPAGATION, IRRIGATION, STOCKWATER, WILDLIFE	TERTELING TRUST NO 7 (Current)
Details General Provision	10	63	31052 ✓ claim			Beneficial Use	Active	1948-04-24	0.12	GROUND WATER	AESTHETIC, AESTHETIC STORAGE, FISH PROPAGATION, HEATING, IRRIGATION, RECREATION, WILDLIFE, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current)
Details General Provision	11	63	31053 ✓ claim			Beneficial Use	Active	1941-01-01	0.06	GROUND WATER	DOMESTIC, IRRIGATION	TERTELING TRUST NO 7 (Current)

Details General Provision	12	63	31054 ✓ claim			Beneficial Use	Active	1940-11-01	0.055	GROUND WATER	AESTHETIC, FIRE PROTECTION, IRRIGATION, RECREATION, STOCKWATER, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current)
Details General Provision	13	63	31055 ✓ claim			Beneficial Use	Active	1948-03-01	0.04	STEWART CREEK	AESTHETIC STORAGE, IRRIGATION, IRRIGATION STORAGE, STOCKWATER STORAGE, WILDLIFE STORAGE	TERTELING TRUST NO 7 (Current)
Details General Provision	14	63	31056 ✓ claim			Beneficial Use	Active	1930-06-01	0.04	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	TERTELING TRUST NO 7 (Current)
Details General Provision	15	63	31057 ✓ claim			Beneficial Use	Active	1994-06-20	0.02	GROUND WATER	DOMESTIC	TERTELING TRUST NO 7 (Current)

Information for type: Statutory Claim, Decree and License

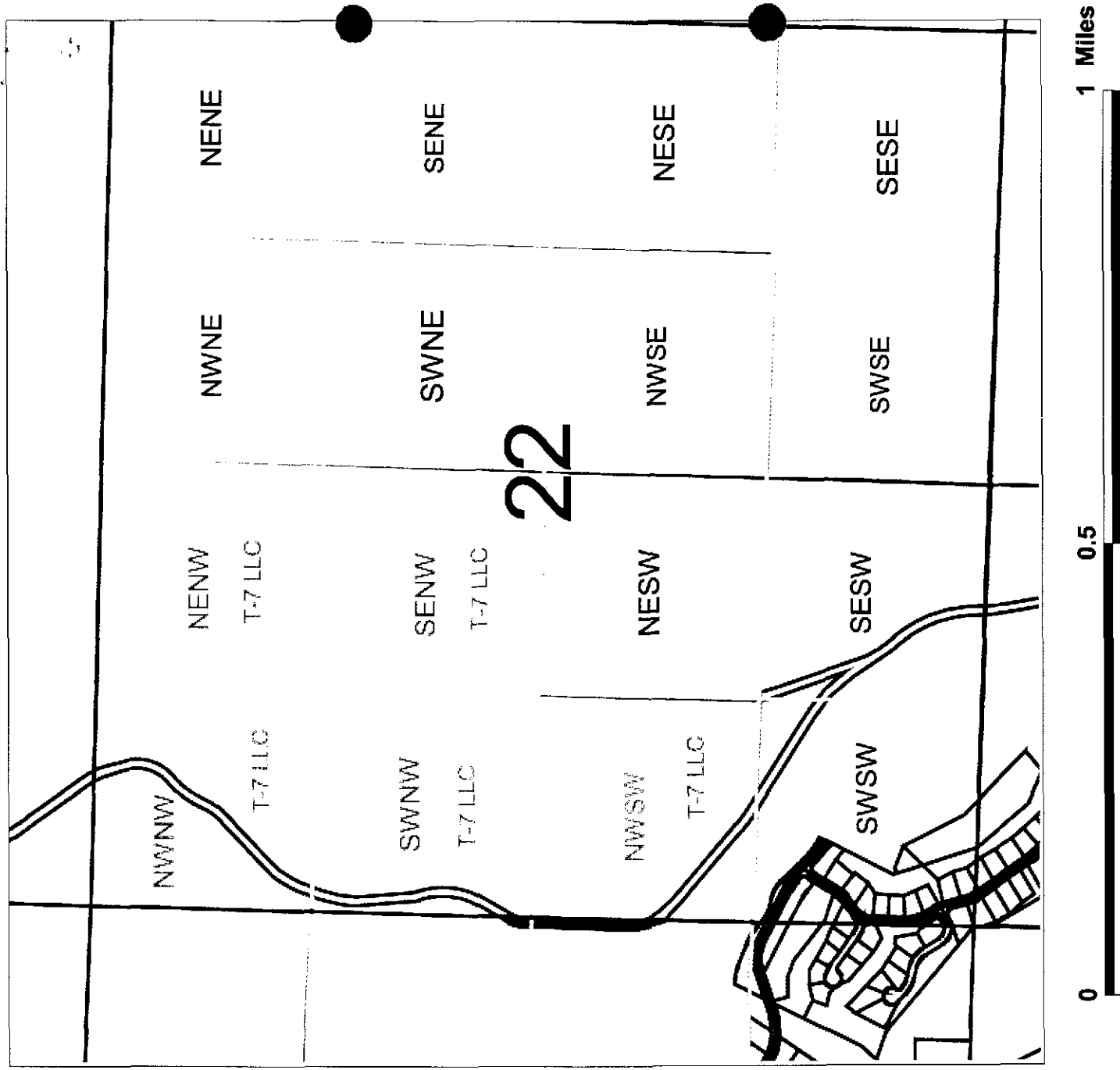
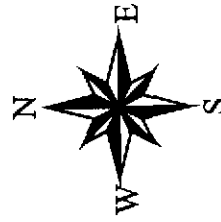
	Record	Basin	Sequence	Suffix	Version	Basis	Status	Priority Date	Diversion Rate	Source List	Water Uses	Owner List
Details General Provision	16	63	3603 claim			License	Active	1967-04-26	1.03	GROUND WATER	IRRIGATION	TERTELING TRUST NO 7 (Current)
Details General Provision	17	63	7595 claim			License	Active	1973-03-07	2	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	TERTELING TRUST NO 7 (Current)
Details General Provision	18	63	9029 ↓			License	Active Transferred	1977-09-09	4	GROUND WATER	MUNICIPAL ?	UNITED WATER IDAHO INC (Current)

Number of records = 18

claim + rec.
Still shows "Micon" in d-base.

63-308, 63-27649, 63-27671,
63-30006, 63-30007, 63-31050,
63-31052, 63-31053, 63-31054,
63-31055, 63-31056, & 63-31057

Tax Lot Data
Section Line
QQ Line
T-7 Property



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: **A63-27649**
Date Received: 8/21/1989
Receipt No: W004759
Received By: _____

AMENDED

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

AMENDED

1. Name: TERTELING TRUST NO 7 208-338-5200
Address: 3823 N 36TH ST
BOISE ID 83703

2. Date of Priority: JUN 1, 1899

3. Source: SPRINGS Trib. to: STEWART CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	02E	22	NE	NW	NW		ADA
			NW	NW			ADA

5. Description of diverting works:
NATURAL SPRING AND COLLECTING PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.066		
IRRIGATION STORAGE	01/01	12/31			17.00
WILDLIFE STORAGE	01/01	12/31			17.00
AESTHETIC STORAGE	01/01	12/31			17.00
RECREATION STORAGE	01/01	12/31			17.00

7. Total Quantity Appropriated is:
0.066 C.F.S. (and/or) 17.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
WILDLIFE HABITAT, RECREATION AND AESTHETICS.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	02E	22	NE		NW		WILD S	
			NE		NW		IRR	2.0
			NE		NW		REC S	
			NE		NW		AES S	
			NW		NW		IRR	2.0
			SW		NW		IRR	2.0
			SE		NW		AES S	
			SE		NW		WILD S	
			SE		NW		REC S	
							Section Acres	6.0
							Total Acres	6.0

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:

A63-07595, A63-03603, A63-09288

14. Remarks:

WE HAVE THE AUTHORITY TO USE T04N, R02E, SEC. 21, NESE BASED ON DAILY USE SINCE THE LATE 1920'S.

PRIORITY DATE ON LICENSE (63-03604) IS APRIL 26, 1967. ACTUAL DATE OF FIRST BENEFICIAL USE IS AT THE TURN OF THE CENTURY. SEE PROOF OF APPLICATION OF WATER TO BENEFICIAL USE DATED MAY 12, 1970.

NOTE TO FILE: IT IS ASSUMED THAT THE CLAIMANT WISHES TO FILE THIS BENEFICIAL USE CLAIM INSTEAD OF 63-03604; ONLY ONE FILING FEE WAS RECEIVED. RMC 12-14-92

THIS BENEFICIAL USE RIGHT IS INTENDED TO REPLACE LICENSE NO. 63-03604. THE FLOWING LOW-TEMPERATURE GEOTHERMAL ARTESIAN WELL NEAR THESE SPRINGS, WHICH IS BEING CLAIMED SEPARATELY, ALSO CONTRIBUTES TO THESE PONDS AND KEEPS THEM PARTIALLY ICE-FREE FOR WATERFOWL IN THE WINTER. COMBINED 17 ACRE FEET OF STORAGE.

15. Basis of Claim: BENEFICIAL USE

Water Right Number: 33603

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 A63-27649
Receipt Number _____

**AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT**

ACQUIRED UNDER STATE LAW
(Terteling Springs)

RECEIVED
JUN 09 1999

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant Terteling Trust No. 7 Phone (208) 338-5200
Mailing Address 3823 N. 36th Street, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) June 1, 1899
3. Source of water supply (a) springs
which is tributary to (b) Stewart Creek
4. a. Location of existing point of diversion is: Township 4N Range 2E Section 22
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada
Additional points of diversion if any: NW NW 4N 2E Sec. 22 NENW, S 22, T4N, R2E. *JP 8-10-99*
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 date of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. Several springs, which were developed for stockwater and irrigation and are licensed for these purposes under license no. 63-03604, also are used to supply four ponds on the Terteling property. These ponds were constructed in 1899 and were then connected to each other by an eight-inch diameter pipe. Today three of these ponds are connected by canals. The owner holds IDFG Private Fish Pond Permit No. 3-13 for fish propagation.
6. Water is claimed for the following purposes:
- | | (both dates are inclusive) | (cfs) | (acre feet) |
|--|----------------------------|-------|-------------|
| For <u>irrigation</u> purposes from <u>3/15</u> to <u>11/15</u> amount <u>.066</u> or <u>17</u> | | | |
| For <u>irrigation storage</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>.066</u> or <u>17</u> | | | |
| For <u>wildlife storage</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>.066</u> or <u>17</u> | | | |
| For <u>aesthetic storage</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>.066</u> or <u>17</u> | | | |
| For <u>recreation storage</u> purposes from <u>1/1</u> to <u>12/31</u> amount <u>.066</u> or <u>17</u> | | | |

Last Name Terteling Ident. No. A63-27649

5/99 Revision

For fish propagation, storage purposes from 1/1 to 12/31 amount .066 or 17
 For recharge purposes from 1/1 to 12/31 amount .066 or 17
 For stockwater purposes from 1/1 to 12/31 amount .066 or 17
 For fire protection purposes from 1/1 to 12/31 amount .066 or 17

7. Total quantity claimed (a) .066 (cfs) and/or (b) 17 (acre feet)
8. Total consumptive use claimed is 17 acre feet per annum.
9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) The use of this spring water in these ponds involves filling the ponds for these purposes and then keeping them full throughout the year while the continued flow from the springs is used for these purposes and irrigation during the irrigation season. These ponds provide aesthetic values, wildlife habitat (small mammals, deer, fish, waterfowl, etc.), and recreation (fishing, boating & ice skating).
10. Description of place of use:
- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
 - 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.

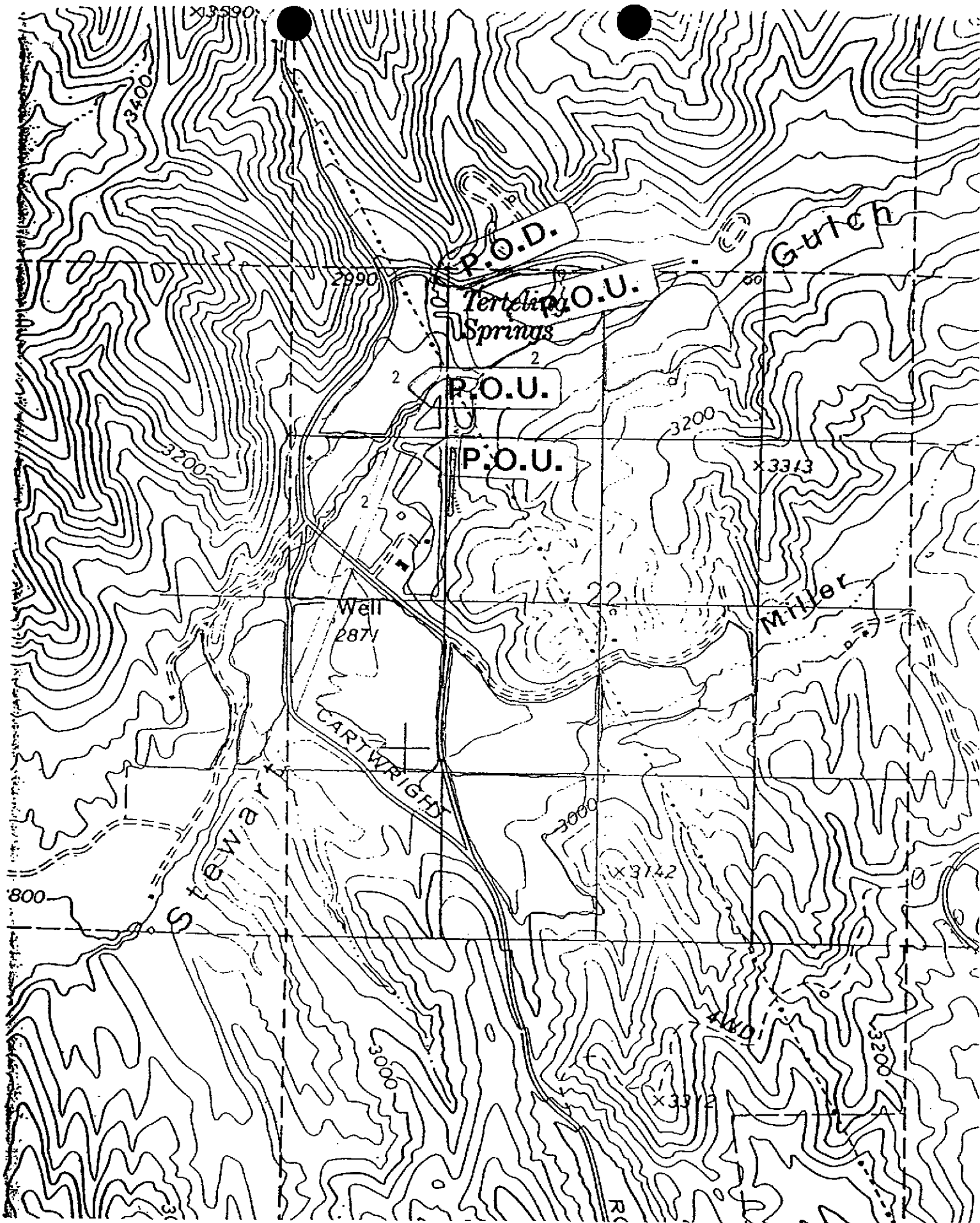
T W P	R N G	S E C	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SE	SW	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
4N	2E	22					W			W									
4N	2E	22					J			J									
4N	2E	22					R			R									
4N	2E	22					H			H									
4N	2E	22					E			E									
4N	2E	22					S			S									
4N	2E	22					2	2	2										6

Total number of acres irrigated 6

11. In which county(ies) are lands listed above as place of use located? Ada
12. Do you own the property listed above as place of use? Yes X No
 If your answer is No, describe in Remarks below the authority you have to claim this water right.
13. Describe any other water rights used at the same place and for the same purposes as described above. Beneficial use claim for low-temperature geothermal artesian well. or None () See Attachment A for measurements of these rights.
14. Remarks:
This beneficial use right is intended to replace license No. 63-03604. [insert from other doc.] The flowing, low-temperature geothermal artesian well near these springs, which is being claimed separately, also contributes to these ponds and keeps them partially ice-free for waterfowl in the winter. Combined 17 acre feet of storage.

Last Name Terteling Ident No. A63-27649

5/99 Revision



Last Name Terteling Ident No. _____

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

If applicable provide IDWR Water Right Number _____

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) _____

Date _____

Date _____

For Organizations: I do solemnly swear or affirm that I am J.L. Terteling, Trustee
Title

of Terteling Trust No. 7, that I have signed the foregoing
Organization

document in the space below as Trustee of Terteling Trust No. 7
Title Organization

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

Signature of Authorized Agent J.L. Terteling

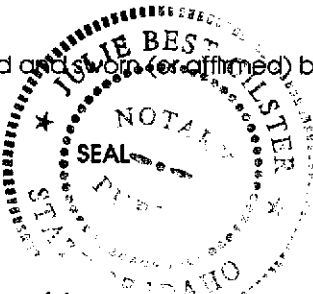
Title and Organization Trustee of Terteling Trust No. 7 Date 6-7-99

State of Idaho/or _____)

) SS.

County of Ada)

Subscribed and sworn to (or affirmed) before me this 7th day of June, 1999



Notary Public Julie Best

Residing at Nampa, ID

My Commission Expires 4-21-2001

17. Notice of Appearance:

Notice is hereby given that I, Jeffrey C. Fereday 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 Jeffrey C. Fereday

Address 277 North 6th Street, Suite 200, Boise, ID 83701

Date June 4, 1999

IDAHO DEPARTMENT OF FISH AND GAME
SOUTHWEST REGION
3101 S. Powerline Road
Nampa, Idaho 83686

7-1-96
FEC 9-2-96

P R I V A T E F I S H P O N D P E R M I T

(This pond does not require inspection every two years and will automatically be renewed)

As provided for in Chapter 7, Title 36, Idaho Code, a Private Fish Pond Permit is hereby applied for by:

J.L. Terteling	877 W. Main #706	Boise	Idaho	83702
OPERATORS' NAME	ADDRESS	TOWN	STATE	ZIP
COMPANY NAME	ADDRESS	TOWN	STATE	ZIP
3-13	338-5200		345-1506	
REGIONAL POND NUMBER	DAYTIME TELEPHONE	EVENING TELEPHONE		

To establish and/or maintain a private fish pond(s) on property:

☒ Owned by Operator

☐ Leased from: _____
Name Address Town State Zip

☐ Utilized under cooperative agreement with:
Landowner Address Town State Zip

Water Source: springs, artesian well
(Spring, stream diversion, well, etc.)

Water Source is on: Stuart Creek
(Watershed, location)

Discharge Flow: _____ Discharge Flows into: _____
(CFS) (Stream or lake)

County Ada Township 4N Range 2E Sec. 22 Qrt. Sec. E1/2NW1/4

Description of fish production waters or pond(s) and location as to direction and distance from definite landmark: Conecting ponds: north/northwest, 485 feet and north 22 feet to 650 feet south

Species of Fish: LARGE smallmouth bass and sunfish Source of Fish: _____

I, the undersigned applicant, understand and accept the provisions of the Idaho Code contained on this permit.

J.L. Terteling
Signature of Applicant

TERTELING T-7
Title and Organization

6-27-96
Date

IDAHO DEPARTMENT OF FISH AND GAME
Jerry M. Conley, Director

By Marshall Haynes

Date July 1, 1996

Approved by:
signed by Marshall Haynes
Signature

THIS PERMIT WILL AUTOMATICALLY BE RENEWED JULY 1 EACH EVEN NUMBERED YEAR
PERMPOND



July 22, 1987

Mr. Rich Gemperle
State of Idaho
Department of Water Resources
2705 Airport Way
Boise, ID 83705

Dear Rich:

I want to thank you for taking a little extra time on July 21, 1987 to measure the flow of water from some of my springs and artesian wells and also to verify that it is being put to beneficial use on my property. I took some notes of most of your measurements and, for my records, I would appreciate it if you would verify whether or not these are correct.

In Ada County 4N 2E Section 22

	<u>GPM</u>
Spring by the motorcycle gate	46
Artesian well " (restricted through a 1/2 in. pipe)	12.5
1 HP pump by the railroad trestle	23
1 HP pump " " (installed but not working)	-0-
10 and 7.5 HP pumps by the wind sock	166
75 HP pump " " " (hot water)	647

In Ada County 4N 2E Section 15

20 and 20 HP pumps by motorcycle club house (cold water)	300
40 HP " " " " (hot water)	344

Again I would like to thank you for measuring these flows of water and if I can be of any further assistance please let me know.

Very truly yours,


J. L. Terteling

Attachment A



Cecil D. Andrus
Governor

State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region

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

J.L. Terteling
P.O. Box 4127
Boise, Idaho 83704

RECEIVED
DEC 13 1987

Dear Mr. Terteling

This letter is in response to your inquiries about my discharge measurements obtained while conducted the field examination for water right 63-7595. The following is a list of discharge measurements from my notes during the visit. In addition to this, the list also contains information on water rights pertinent to each well or spring.

Well or Spring	Water rights	Discharge (gpm)
----------------	--------------	-----------------

4N 2E Section 22

75 HP Pump	63-7595	646 <i>GEO THERMAL</i>
	63-3604	
Spring by inverted Locust Trees	63-3603	46
Artesian Well	63-3604	12.5
1 HP Pump by Railroad Trestle	-	23
1 HP Pump (non functional)	-	-
7.5 and 10 HP Pump	not licensed (reused water)	166 <i>PART GEO THERMAL</i>

4N 2E Section 15

20 HP submersible pump	63-7595	300 <i>GEO THERMAL</i>
40 HP " "	"	344 <i>GEO THERMAL</i>

Please note that these discharge values from this field exam are still "unofficial" since the State Office of the Department of Water Resources has not reviewed the field report. If you have any questions please contact me before 8-20-87 or Jan Shurte after that date. Thank you for your time and assistance.

Sincerely

Richard J. Gemperle
Water Resource Agent

J. A. TERTELING & SONS

PLEASE ADDRESS
ALL COMMUNICATIONS
TO THE FIRM

HOME OFFICE: BOISE, IDAHO

P.O. Box 1428

October 1, 1973

State of Idaho
Department of Reclamation
State House, Annex 2
Boise, Idaho 83707

Attention: Bobby D. Fleenor
Re: Permit No. G33602/63-3603

Gentlemen:

This is to confirm our telephone conversation on the above permit.

The 0.76 cfs on well in NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22 seems to be about right.

The other two locations should also be approved. The NE $\frac{1}{4}$ of NW $\frac{1}{4}$ 22 is an artesian well and the amount should be .055 cfs as measured by CH2M. The SW $\frac{1}{4}$ of NW $\frac{1}{4}$ is a combination artesian and pumped well and was measured as .214 cfs by CH2M.

Please review these locations and your including these in your approval would be appreciated.

Very truly yours,

J. A. TERTELING & SONS



Alden C. Carlson for
J. L. Terteling

ACC/bf



Cecil D. Andrus
Governor

State of Idaho
DEPARTMENT OF WATER RESOURCES
Western Region

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

J.L. Terteling
P.O. Box 4127
Boise, Idaho 83704

5/13/87
G. J. G. 13 1987

Dear Mr. Terteling

This letter is in response to your inquiries about my discharge measurements obtained while conducted the field examination for water right 63-7595. The following is a list of discharge measurements from my notes during the visit. In addition to this, the list also contains information on water rights pertinent to each well or spring.

Well or Spring	Water rights	Discharge (gpm)
<u>4N 2E Section 22</u>		
75 HP Pump	63-7595	646
	63-3604	
Spring by inverted Locust Trees	63-3603	46
Artesian Well	63-3604	12.5
1 HP Pump by Railroad Trestle	-	23
1 HP Pump (non functional)	-	--
7.5 and 10 HP Pump	not licensed (reused water)	166
<u>4N 2E Section 15</u>		
20 HP submersible pump	63-7595	300
40 HP " "	" "	344

60-417-66
0.77

Please note that these discharge values from this field exam are still "unofficial" since the State Office of the Department of Water Resources has not reviewed the field report. If you have any questions please contact me before 8-20-87 or Jan Shurte after that date. Thank you for your time and assistance.

Sincerely

Richard J. Gemperle
Water Resource Agent



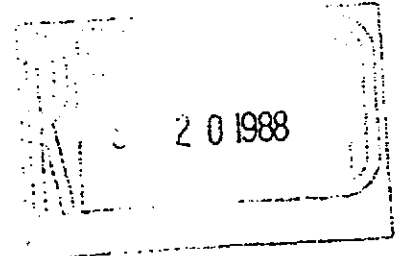
State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

September 19, 1988



Mr. J.L. Terteling
The Terteling Company
1755 Westgate Drive
P.O. Box 4127
Boise, ID 83704

Dear Mr. Terteling:

Enclosed is an internal memo report concerning my recent visit to your property to inspect the irrigation and "pool" wells. The memo is largely self-explanatory, but I did want to be sure you knew that, during an attempt to measure the water level in the pool well, I broke off about 80 feet of two-conductor coaxial wire when the probe became hung up. In my experience, this has caused no problems with pumps, and I don't expect it in your case. In future, when you next remove the pump for maintenance, please notify me and I will attempt to remove it from the well for you. I had much better luck with your other two wells.

In addition, I have recently written for information and specifications for flowmeters which are suitable for your installations and will send you copies as soon as they arrive.

I appreciate your cooperation in this matter and your willingness to instrument your wells. We, in turn, are interested in not requiring anything more than we need or the user can reasonably supply. If you should have any comments or questions, please feel free to call me at 334-7894 anytime between 7:30 and 4:00.

Sincerely,

Paul M. Castelin
Senior Hydrogeologist

Enclosure
cc: John Beal

MEMORANDUM

To: John Beal

September 19, 1988

From: Paul Castelin ^{PNC}

Subject: Field inspection of J.L. Terteling wells

I made a field visit to the Terteling property on 9/16/88 with the express purpose of determining whether the wells on the property were capable of depth to water measurement and to determine where and how flow meters and temperature probes should be installed. I was accompanied by Roy, the senior maintenance man for the property.

Pool well - this well is equipped with a 5-h.p. motor and an Aurora vertical lineshaft pump. It's used to supply warm water to the swimming pool and to the house for space heating. After the pool is filled, virtually all the flow of the pump is diverted to the house, with the return water cycled back to the pool, and then to a drain which eventually discharges to Sand Creek. Due to a very complex valving and plumbing arrangement immediately downstream of the pump base, the only decent location for a flow meter without extensive replumbing is on the 2" PVC house line.

Since the house line carries all the flow once the pool is filled, all that needs to be done to calculate total discharge is to determine the capacity of the pool, then add the metered flow to the house. The capacity of the pool to the level of the drains amounts to about 76,698 gallons. Roy indicated that it took about 24 hours to fill the pool, which would require a discharge of about 53 gpm, which seems to be reasonable for the pump and motor. Water from the well measured 44° C. (111° F.). An attempt to measure water level in the well failed when the probe hung up and eventually broke, leaving about 80 feet of cable in the well. Mr. Terteling will be notified of the cable, so that it can be removed the next time the pump is pulled for maintenance.

Lower irrigation well - Water level in this well could be measured through a space between the pump base and the top of the casing on the south side of the well. Water level was found to be about 82.57 feet below land surface at 1130 MST. Roy indicated that this well is very infrequently used, that the upper irrigation well was capable of supplying the needs of the farmer leasing the land. This well is incapable of being equipped with a flow meter, due to the branching of pipes and valving immediately downstream of the discharge head of the pump. I would suggest that we require an appropriate access port for water level measurement and appropriate flow meter piping and valving be installed as the well is modified or maintained in future. As it is, periodic water level measurements by the owner is about all that we can reasonably require on this well at this

time; however, in the event that the well is put into more consistent production in the future, we should be notified, so that required monitoring can be done.

Upper irrigation well - This well is doubly-completed, in that it has two casing strings, one (8-inch diameter) obtaining water from a cooler, shallower aquifer system, the other (14-inch diameter) from the deeper, warmer thermal aquifer system. The casing strings are not concentric, but were placed side-by-side in an oversized hole drilled to the completion depth of the shallower well. I confirmed this with a telephone call to the driller, Pete Cope. At the time of this visit only the cooler well was being pumped, flow rate unknown, with a temperature of 73.0° F.

Access to the smaller casing was impossible without an access hole being drilled either through the steel plate supporting the pump column or through the casing wall. Access to the larger casing, however, was possible through a space between the steel plate supporting the pump column and the casing wall on the south side of the well. The static water level in the thermal well was found to be 275.50 feet below land surface at 1230 MST. It is not known whether the pumpage of the cooler well has any effect on the water level in the warmer well. Access to both wells could be obtained simply by drilling and tapping holes in the 3/4 inch steel plates supporting the pumps. This should be done in conjunction with installation of the flow meter and temperature probe.

Discharge from the two wells ultimately "Y" together into a common steel mainline, 6" in diameter. Several feet downstream of the "Y" the composition of the mainline changes to Schedule 80 PVC, in which an Annubar tap required for licensing by the Department was installed. It is in this general location that an approved flow meter be installed. A temperature thermistor installed in a thermometer well just downstream of the "Y" will provide the information we would need to know: when each well was turned on and off as well as any temperature changes with short-term pumpage or from year to year.

Summary Mr. Terteling seems to be willing to equip his wells with data loggers to monitor the parameters we are interested in. If such be the case, two data loggers would be required; one at the "pool" well, one at the upper irrigation well. Each logger would monitor flow and temperature; water levels would have to be obtained through periodic water level measurement with an electric sounder or steel tape. In addition, periodic water level measurements through an improved access on the lower irrigation well needs to be started. Notification to the Department should be required if the lower irrigation well resumes production.

DATE: 10/08/97
PAGE: 3

Water Source:	SPRINGS	Tributary to:	STUART GULCH CREEK	Stage:	LICENSE
Point(s) of Diversion:	T04W R02E S22	NENW		ADA	County
Place of use Legal Description for:	IRRIGATION	NW			
	NE		SE		
NENE NWNE SENE	NENW NWNW SENW	NENW NWSE SENE	NENE NWSE SENE		
Lt Ac Lt Ac Lt Ac	Lt Ac Lt Ac Lt Ac	Lt Ac Lt Ac Lt Ac	Lt Ac Lt Ac Lt Ac		
T R S					SUM
04N 02E 22		07			
				TOTAL ACRES	7.0
					7.0

Misc: _____
Water District Number: _____
Field Exam Fee: _____

Water Right Number - A63-03604

Prefix Translation: ADJUDICATION CLAIM

Old (D) Number - 33603

+++ C - CURRENT OWNER ***
TERTEILING

1 - P.O. BOX 2730
2 -
3 -
City- BOISE
Phone -

J. L.

State- ID Zip- 83701

Priority Date - 04/26/1967
Region - 14 WESTERN
Source - SPRINGS
Point of Diversion - STUART GULCH CREEK
Diversion Name -
Diversion Code - 04N 02E 22 NE NW (1) ADA
Diversion Rate - 0.050
Diversion Volume - 25.00
Total Div. Rate - 0.050
Total Div. Volume - 25.00
Total Div. Capacity - 0.0
Total Consumptive Use - 0.0
KW Usage - 0.0

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Peaceful Cove Springs

*not be wanted
w/1899
1 claim
1 claim
1 claim
1 claim*

GEN CLAIMED AS A63-27649 WITH AN EARLIER PRIORITY DATE.

No Old Water Right Numbers found.

Conditions of Approval -

No Conditions of Approval found.

Decree Plaintiff -

Decree Defendant -

Decree Date - 00/00/0000

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	- P
Proof Due Date	- 00/00/0000	Proof Made Date	- 00/00/0000	Water District	-
Licensed Date	- 00/00/0000	Receipt Number	- X77777	Federal/State Indicator	- S
		POU Ownership Flag	- Y	Presumption Flag	-
		Name Connector	-	Notice of Error Flag	-

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: A63-27649
Date Received: 8/21/1989
Receipt No: W004759
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: TERTELING TRUST NO 7 208-338-5200
Address: 877 W MAIN ST
SUITE 706
BOISE ID 83702

2. Date of Priority: DEC 31, 1899

3. Source: SPRINGS Trib. to: STUART GULCH CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	21		NW	SE		ADA
		22		NE	NW		ADA
				NW	NW		ADA
				SW	NW		ADA
				NE	SW		ADA

5. Description of diverting works:
NATURAL SPRING AND COLLECTING PONDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.066		
STOCKWATER	01/01	12/31	0.066		
FISH PROPAGATION	01/01	12/31	0.050		

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

8. Total consumptive use is 63.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 1,000 HEAD; FISH PROPAGATION FOR AESTHETIC PURPOSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	21	NE	SE		IRR	1.0
						Section Acres	1.0
		22	NE	NW		IRR	2.0
			NE	NW		FISH	
			NE	NW		STOCK	
			NW	NW		IRR	2.0
			NW	NW		FISH	
			NW	NW		STOCK	
			SW	NW		IRR	8.0
			SE	NW		FISH	
			SE	NW		STOCK	
			NE	SW		IRR	1.0
						Section Acres	13.0
						Total Acres	14.0

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:

A63-07595, A63-03603, A63-09288

14. Remarks:

WE HAVE THE AUTHORITY TO USE T04N, R02E, SEC. 21, NESE BASED ON DAILY USE SINCE THE LATE 1920'S. PRIORITY DATE ON LICENSE (63-03604) IS APRIL 26, 1967. ACTUAL DATE OF FIRST BENEFICIAL USE IS AT THE TURN OF THE CENTURY. SEE PROOF OF APPLICATION OF WATER TO BENEFICIAL USE DATED MAY 12, 1970.

NOTE TO FILE: IT IS ASSUMED THAT THE CLAIMANT WISHES TO FILE THIS BENEFICIAL USE CLAIM INSTEAD OF 63-03604; ONLY ONE FILING FEE WAS RECEIVED. RMC 12-14-92

15. Basis of Claim: BENEFICIAL USE

Water Right Number: 33603

MICROFILMED

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 A63-27649

Date Received _____

Receipt Number W004759

RECEIVED

MAR 07 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Terteling Trust No. 7 Phone (208) 338-5200Mailing Address 877 W. Main Street, Suite 706, Boise, ID Zip 837022. Date of Priority (Only one (1) per claim) 18993. Source of water supply (a) three springs (unnamed)
which is tributary to (b) Stuart Gulch Creek4. a. Location of existing point of diversion is: Township 04N Range 02E Section 22,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of AdaAdditional points of diversion if any: T.04N., R.02E., Sec. 22, NE1/4NW1/4, SW1/4NW1/4, NE1/4SW1/4;
T.04N., R.02E., Sec. 21, NW1/4SE1/4

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. Natural springs, collecting ponds

MICROFILMED

AUG 02 1994

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 0.066 or _____

For Stockwater purposes from 1/1 to 12/31 amount 0.066 or _____

For Fish Propagation purposes from 1/1 to 12/31 amount 0.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.066 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 63 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Stockwater - less than 1,000 head, fish propagation for aesthetic purposes

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- 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	
04N	02E	22					H 2.0	H/S 2.0	8.0	H/S	1.0								13.0
		21													1.0				1.0

Total number of acres irrigated 14.0

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 X¹ 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.
63-07595, 63-3603, 63-9288 or None ()

14. Remarks: ¹ We have the authority to use T.04N., R.02E., Sec. 21, NE¹/₄SE¹/₄ based on daily use since the late 1920's.
² Priority date on license is April 26, 1967. Actual date of first beneficial use is at the turn of the century. See Proof of Application of Water to Beneficial Use dated May 12, 1970.

MICROFILMED

Last Name Terteling Trust No. 7 Ident No. _____

Copies: FILED STATE, YELLOW CLAIMANT

Scale: 2 inches equals 1 mile

The diagram is a hand-drawn map on a grid, showing a proposed road layout. The map includes the following elements:

- Points of Diversion:** Two locations are marked with arrows and labeled "Points of Diversion". One is at the top right, and the other is at the bottom center.
- Places of Use:** A label "Places of Use" is located on the right side of the map, with an arrow pointing to a specific area.
- Road Segments and Bearings:**
 - A road segment is labeled "R. 102 E" and "T. 04 N.".
 - Other road segments are labeled with bearings: "NW", "NE", "SW", and "SE".
 - Distances are marked along some segments, such as "1/2", "1/4", "1/8", and "1/16".
- Curved Line:** A curved line indicates a diversion point, with arrows showing the flow of traffic or movement.

Last Name Terteling Trust No. 7

Ident No.

Copies: White-State, ~~Yellow-Claims~~

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License X² Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-03604
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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

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

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

For Organizations: I do solemnly swear or affirm that I am Trustee Title _____
of Terteling Trust No. 7 Organization _____, that I have signed the foregoing
document in the space below as Trustee of Terteling Trust No. 7
Title Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization Trustee, Terteling Trust No. 7 Date 3-2-90

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

Subscribed and sworn (or affirmed) before me this 2nd day of March 19 90

SEAL

Notary Public Finda A. Brown

Residing at Boise, Id

My Commission Expires 5-7-91

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 _____

Last Name Terteling Trust No. 7 Ident. Number _____

MICROFILMED

Copies White, State, Yellow-Claimant
AUG 02 1994

Water Right Number - A63-03604

Prefix Translation:

ADJUDICATION CLAIM

Old (D) Number - 33603

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
TERTELING

J. L.

1 - P.O. BOX 2730

2 -

3 -

City- BOISE

Phone -

State- ID Zip- 83701

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/26/1967 14 WESTERN Z - SEE REMARKS+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
SPRINGS STUART GULCH CREEK+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County

04N 02E 22 NE NW (1) ADA

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.050 25.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Consumptive Use - + + - KW Usage - +
0.050 25.00 0.0+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

04N 02E 22 NE NW 7.0 01 IRRIGATION (1) ADA

Total Acres: 7.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
CLAIMED AS A63-27649 WITH AN EARLIER PRIORITY DATE.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers Found+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

Prefix Translation: ADJUDICATION CLAIM

+ - - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +
00/00/0000[illegible]

+ - - Audit Fields - - +

12/14/92 MCCARTHY

+ - - - - - Adjudication Rights Dates and Flags Area - - - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 00/00/0000	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- X777777	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

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

RECEIVED

AUG 21 1989

Ident. Number: A63-03604
Date Received: 8-21-89
Receipt No: 4004759
Received By: Rat

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ~~J. L. TERTELING~~ Terteling Trust No. 7
Address: ~~P.O. BOX 2730~~ 877 West Main Street, Ste. 706
BOISE, ID 83702 83701
2. Date of Priority: APR 26, 1967
3. Source: SPRINGS Trib. to: STUART GULCH CREEK
4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	02E	22	NENW, NWNW, NE	NW SNNW, NESW	ADA
		21	NWSE		Ada

5. Description of diverting works:
Flows from hill in sand bed on top of an impervious layer.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION & Aquaculture	~~03/15~~	~~11/15~~	~~0.050~~		~~25.00~~
	01/01	12/31	0.066		33

7. Total Quantity Appropriated is:
~~0.050 C.F.S. (and/or)~~ ~~25.00 A.F.A.~~
0.066

8. Total consumptive use is 33 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	22	NE	NW	IRR	7.0 2
			NW	NW		2
			SW	NW	Section Acres	7.0 8
			NE	SW		1
		21	NE	SE	Total Acres	7.0 1
					TOTAL ACRES	14

A63-03604

Page

1

Date: 03/13/89

PEACEFUL COVE SPRINGS

MICROFILMED

AUG 02 1994

12. Do you own the property listed above as place of use? YES, with the exception
of Sec. 21, NESE.

63-07595

63-3603

16. Signature(s)

Number of attachments: ~~-1~~ 3

Signature of Claimant(s): *J. K. Solley* Date: 8-18-89
Date:

Signature of Authorized Agent

Date _____

AUG 02 1994

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day
of August 19 89

Flinda A. Inouye
Notary Public

Seal

Residing at Borix, ID

My Commission Expires 5-7-91

PO ORIGINAL

21

A76
T69

FISH POND
14.3

NW NW

NE NW

(5)

14
(3)

1/2 ACRES
3.0

ONE
ACRE

3

3.5

3

ONE
ACRE

POINT OF D
(HOUSE AN

SW NW

8
5.8

NE SW

20
(20)

NWSW

36
(22)
(8)

POINT
OF
DIVERSION

15.
18.0

9.
11.4

12
15.7

ONE
ACRE

14.
3.7

1.
9.7

MICROFILMED

AUG 12 1994

SE
TNE
>

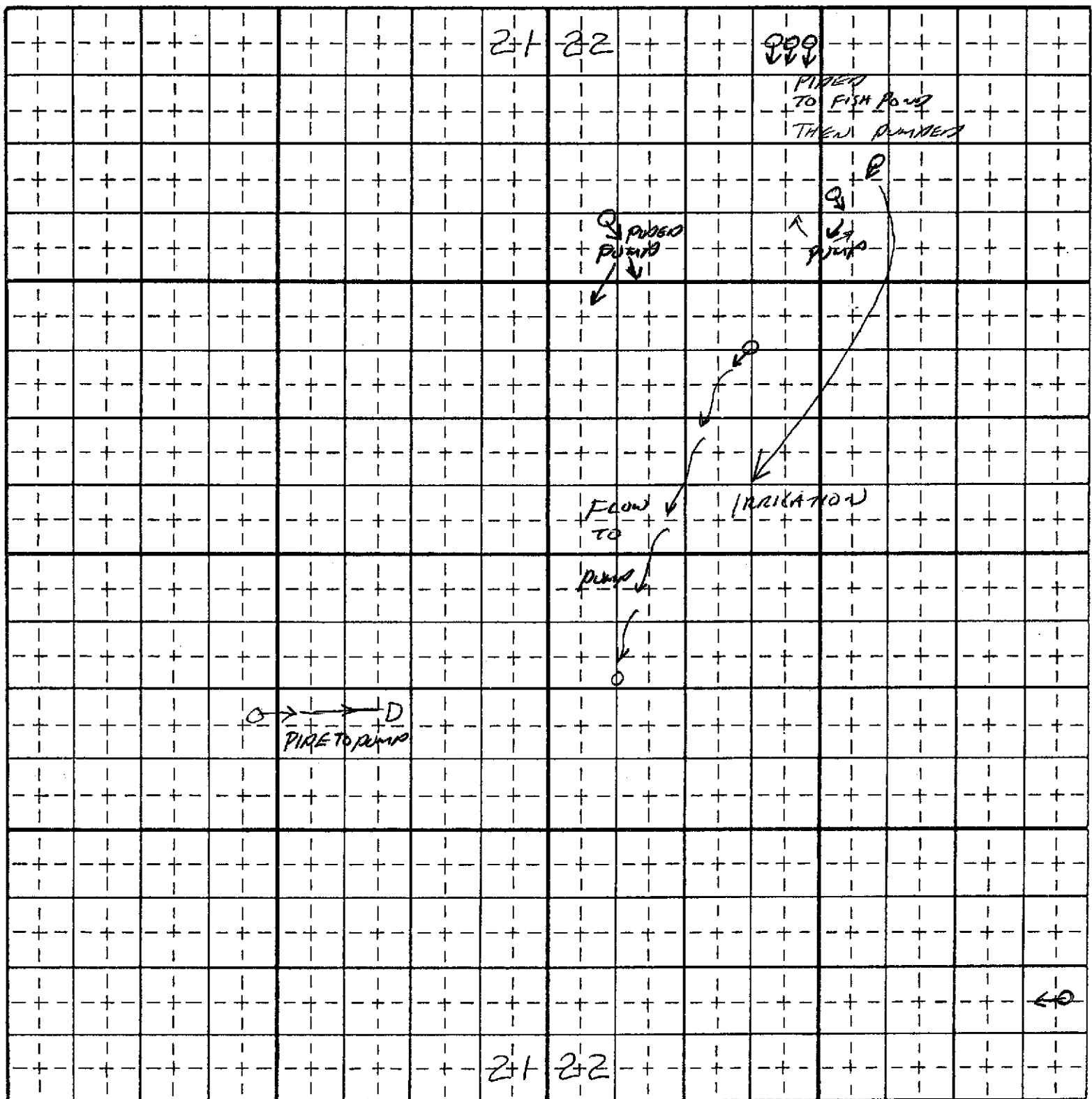
SEC
21

SOURCE
JW SE

SE
NE SE

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

Scale: 2 inches equals 1 mile



MICROFILMED

Last Name Terteling Trust No. 7 Ident No. _____

Copies: White-State, Yellow-Claimant AUG 02 1994

Receipt Details for ID W004759

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/21/1989 2:20:45 PM	8/21/1989	Western	\$326.30	Check
Payer		TERTELING TRUST NO. 7		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2504			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$326.30	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	27649		\$64.50	Claim
63	7595		\$133.00	Claim
63	3603		\$128.00	Claim

Print Report

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

In Re SRBA)

Case No. 39576)

A. Subcase 63-27649

(Insert water right number
From the Objection Form)

**STANDARD FORM 2
RESPONSE TO OBJECTION**

Please **print or type** the following information:

B. NAME AND ADDRESS OF PERSON RESPONDING

Name: Edwards Family LLC
Address: 4106 Sand Creek Street
Boise, Idaho 83703
Daytime Phone: (208) 342-7548

Name & Address of Attorney, if any:
Dana L. Hofstetter, ISB # 3867
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702
(208) 424-7800

**C. NAME AND ADDRESS OF PERSON WHO FILED THE OBJECTION TO
WHICH YOU ARE RESPONDING**

Name: The Terteling Co. Inc.
Address: 3823 North 36th Street
Boise, Idaho 83703

D. I am responding to the objections to the following elements. (Please check the appropriate box(es))

1. ☐ Name and Address
2. ☐ Source
3. ☒ Quantity
4. ☐ Priority Date
5. ☐ Point(s) of Diversion
6. ☐ Instream Flow Description
7. ☐ Purpose(s) of Use
8. ☐ Period of Year
9. ☒ Place of Use
11. Recommendation
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. VERIFICATION (Must be Completed)

State of Idaho)
) ss:
County of Ada)

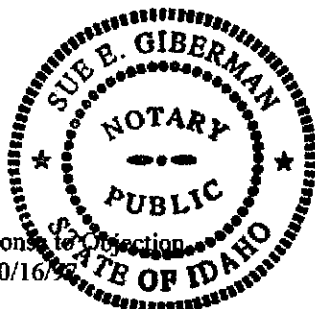
Dana L. Hofstetter duly sworn, upon oath, deposes and says:
(Name of person filing response)

That I am the party/claimant filing this response as defined by I.C. § 42-1401A(1) and (6) or that I am the attorney for the party/claimant responding and that I have read this response, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing response)

[Handwritten Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 23, 2006



Sue E. Giberman
Notary Public for the State of Idaho
Residing at: Boise Idaho
My Commission Expires: 2-25-09

INSTRUCTIONS FOR MAILING

You must mail the response, including all attachments, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

F. CERTIFICATE OF MAILING

I certify that on June 23, 2006, I caused to be hand delivered the original and caused to be mailed copies of this response, including all attachments, to the following persons:

1. Original to:

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

2. One copy to the claimant of the water right at the following address:

Name: T-7 LLC
Address: 3823 North 36th Street
Boise, Idaho 83703

3. One copy to the party who filed the objection. at the following address:

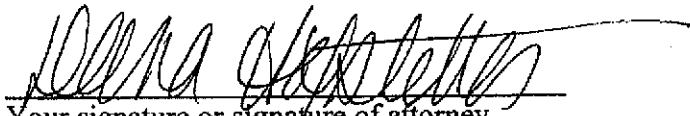
Name: Charles L. Honsinger
Address: Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701

4. Copies to:

IDWR Document Depository
P. O. Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, ID 83711-4449



Your signature or signature of attorney
mailing on your behalf

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

In Re SRBA

Case 39576

A. Subcase 63-27649
(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Edwards Family LLC
Address: 4106 Sand Creek Street
Boise, Idaho 83703
Daytime Phone: 208-342-7548

Name & Address of Attorney, if any:

Dana Hofstetter
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, Idaho 83702
208-424-7800

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: T-7 LLC
Address: 3823 N. 36th Street
Boise, Idaho 83703

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)):

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☒ **Priority Date**
Should be: See Section E
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: Duplicate 63-31054 should be corrected.
10. **I object because:**
 - ☒ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** This right should have been included in the *Booth v. Smith* Decree or its priority date should be after the date of that Decree.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

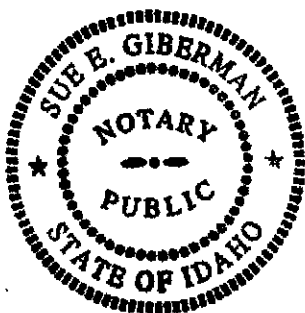
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection

Dana L. Hofstetter

Attorney signing in representative capacity

Subscribed and sworn to before me on: April 20, 2006



Sue E. Gibermon

Notary Public for the State of Idaho

Residing at: Boise Idaho

My Commission expires: 2-25-09

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 21, 2006, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via Hand Delivery*)
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. Copies to the claimant of the water right at the following addresses:

Name: T-7 LLC
Address: 3823 N. 36th Street
Boise, Idaho 83703

Charles L. Honsinger
Ringert Clark Chartered
P. O. Box 2773
Boise, Idaho 83701-2773

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MCS 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

APR 21 2006

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case No. 39576

A. Subcase 63-27649

(Insert water right no.)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: THE TERTELING CO INC.

Address: 3823 North 36th Street
Boise, Idaho 83703

Daytime Phone: 208 338-5200

Name & Address of Attorney, if any:

Charles L. Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: THE TERTELING CO INC.

Address: 3823 North 36th Street
Boise, Idaho 83703

COPY

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: A total combined diversion rate of 0.206 CFS.
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point(s) of Diversion**
Should be: _____
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: The combined total acreage should be deleted or listed as 181 acres rather than 171 acres. Water right no. 63-31054 is listed twice under the combined water rights.
10. ☐ **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTION (S): Not all of the water rights listed as combined irrigate the same place of use. There appears to be no valid reason for reducing the place of use from 181 acres to 171 acres.

F.

VERIFICATION (must be completed)

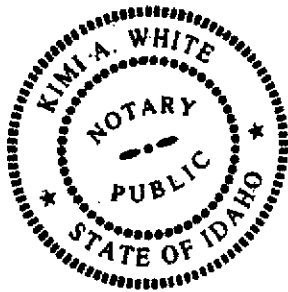
State of Idaho)
) ss.
County of Ada)

Charles L. Honsinger, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Charles L. Honsinger
Charles L. Honsinger

Subscribed and sworn to before me on: April 19, 2020



Kimi A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/21/10

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will no be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on April 20, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the Claimant of the water right at the following address:

Name: THE TERTELING CO INC.

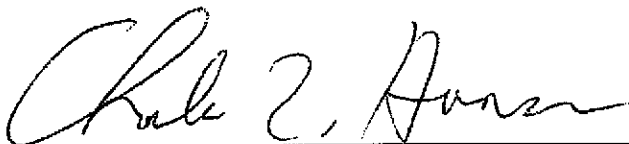
Address: 3823 North 36th Street
Boise, Idaho 83703

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney
mailing on Objector's behalf

**NOTICE OF ERROR
REPLY**

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: November 29, 2005

Water Right Number: 63-27649

T-7, LLC.
3823 N. 36TH ST
BOISE, ID 83703
Telephone Number: (208)338-5200

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

Combined Use Limitations

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

Combined diversion rate for right nos. 63-27649, 63-27671, 63-31054 and 63-31055 should be .206 cfs; Combined use limitation of 171 acres should be removed or, at a minimum, increased to 181 acres.

3. Give a brief explanation as to why you disagree with these portions:
The total diversion rates authorized under 27649, 27671, 31054 and 31055 is .206 cfs; Not all of the water rights listed irrigate the same 171 acre place of use, and the combined use limitation, at a bare minimum, should be 181 acres.

_____ **I AGREE with this proposed recommendation; no changes need to be made.**

DATE: 12/02/05

SIGNATURE: Charles L. Honsinger

Please print your name: Charles L. Honsinger

**RINGERT
CLARK**
CHARTERED
LAWYERS

RECEIVED
DEC 02 2005
WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Alynn L. Sweeney
Samuel Kaufman (1921-1986)

December 2, 2005

** Delivered by Hand**

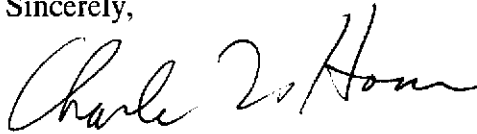
Vicki Music
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Notices of Error - 63-27649, 63-27671, 63-31050, 63-31052, 63-31053, 63-31054,
63-31055, 63-31056, 63-31058, 63-31062

Dear Ms. Music:

Enclosed please find Notices of Error for the above-referenced rights. Additionally, although we have received the preliminary recommendation for water right no. 63-31057, we have not received the preliminary recommendation for water right no. 63-31059 - a similar, related right. Could you please inform me as to the status of that preliminary recommendation. Also, please contact me with any questions regarding the Notices of Error. Thank you.

Sincerely,



Charles L. Honsinger

enclosures

cc: Tom Terteling
Ed Squires

11/21/2005

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

RIGHT NUMBER: 63-27649

NAME AND ADDRESS: T-7 LLC
3823 N 36TH ST
BOISE ID 83703

SOURCE: SPRINGS

TRIBUTARY: STEWART CREEK

QUANTITY: 0.066 CFS
17.000 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre.

The rights listed below are limited to a total combined diversion rate of 0.12 cfs. Combined Right Nos.: 63-27649, 63-27671, 63-31054, 63-31055

PRIORITY DATE: 06/01/1899

POINT OF DIVERSION:

T04N R02E S22 NENW Within ADA County

T04N R02E S22 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION STORAGE	01/01 12/31	17.00 AFY
IRRIGATION	03/01 11/15	0.066 CFS
RECREATION STORAGE	01/01 12/31	17.00 AFY
AESTHETIC STORAGE	01/01 12/31	17.00 AFY

PLACE OF USE: IRRIGATION Within ADA County

T04N R02E S22 NENW 2.0 T04N R02E S22 NWNW 2.0

T04N R02E S22 SWNW 2.0

RECREATION STORAGE Within ADA County

T04N R02E S22 NENW T04N R02E S22 SENW

AESTHETIC STORAGE Within ADA County

T04N R02E S22 NENW T04N R02E S22 SENW

6 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 17 acres in a single irrigation season. Combined Right Nos.: 63-27649, 63-27671, 63-31054, 63-31055.

The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-12, 63-13, 63-15, 63-308, 63-3603, 63-7595, 63-27649, 63-27671, 63-31053, 63-31054, 63-31055, 63-31054.

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

Water Right 63-27649

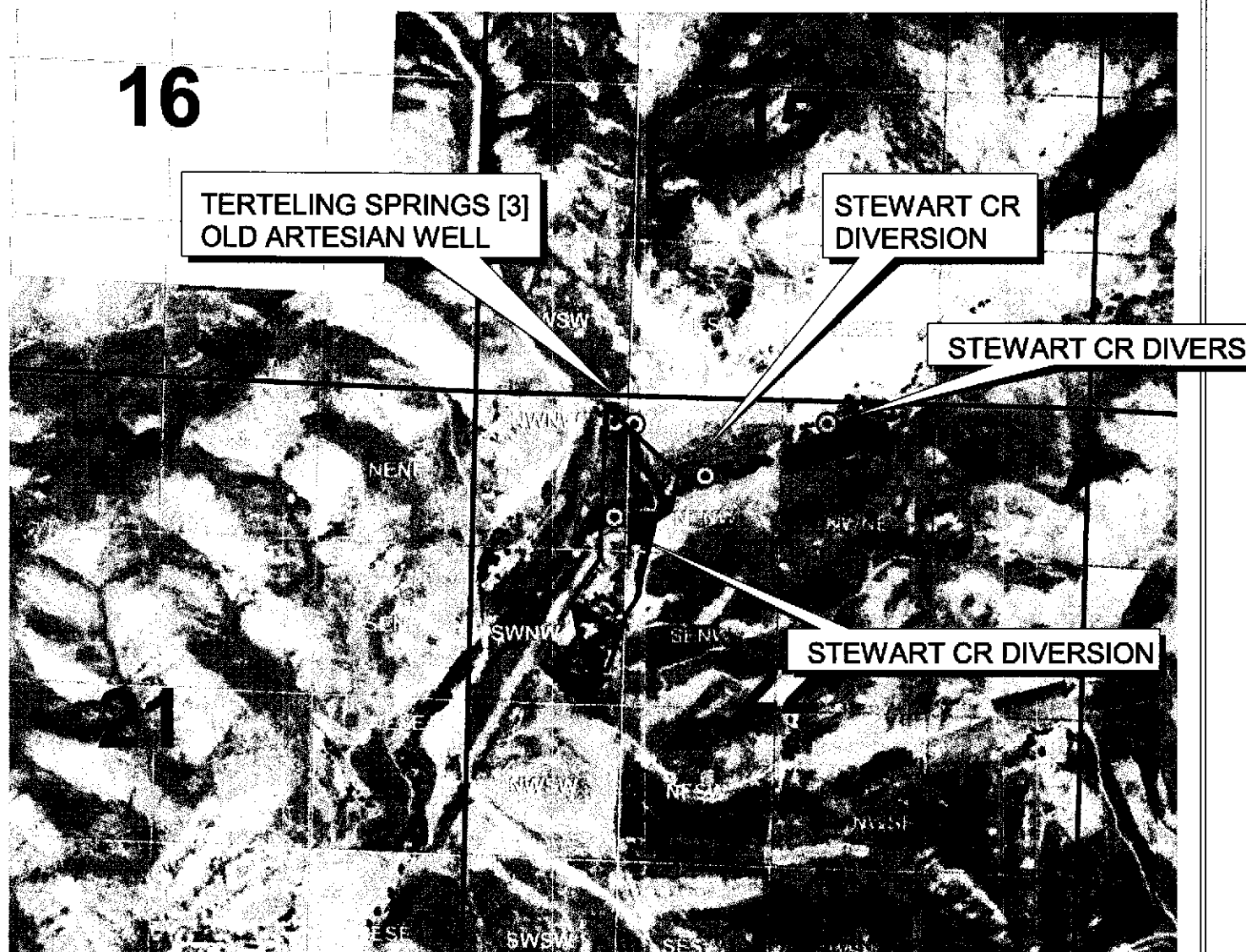
1



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 22

Water Right (s): 63-27649, 63-27671,
63-31054, 63-31055



1320 0 1320 2640 3960 5280 Feet N

TOTAL PPU IRRIGATED ACRES = 17



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: November 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-27649 V1

WATER RIGHT NUMBER: 63-27649 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	CHARLES L. HONSINGER RINGERT CLARK CHARTERED PO BOX 2773 BOISE, ID 83701-2773 (208)342-4591
Original Owner	TERTELING TRUST NO 7 3823 N 36TH ST BOISE, ID 83703 (208)338-5200
Current Owner	T-7 LLC 3823 N 36TH ST BOISE, ID 83703 (208) 338-5200
Original Owner	J L TERTELING 3823 N 36TH ST BOISE, ID 83703 (208)338-5200

Priority Date: 06/01/1899

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
SPRINGS	STEWART CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION STORAGE	01/01 to 12/31		17.00 AF
IRRIGATION	03/01 to 11/15	0.066 CFS	
RECREATION STORAGE	01/01 to 12/31		17.00 AF
AESTHETIC STORAGE	01/01 to 12/31		17.00 AF
	<u>Total Diversion:</u>	0.066 CFS	17.00 AF

Location of Point(s) of Diversion

SPRINGS	NW1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		
SPRINGS	NE1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R02E S22	NENW	2.0	T04N R02E S22	NWNW	2.0
T04N R02E S22	SWNW	2.0			

Total Acres: 6

RECREATION STORAGE Within ADA County

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-27649 V1

T04N R02E S22 NENW T04N R02E S22 SENW

AESTHETIC STORAGE Within ADA County

T04N R02E S22 NENW T04N R02E S22 SENW

Conditions of Approval:

1. E56 The rights listed below are limited to the irrigation of a combined total of 17 acres in a single irrigation season. Combined Right Nos.: 63-27649, 63-27671, 63-31054, 63-31055 .

 The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-12, 63-13, 63-15, 63-308, 63-3603, 63-7595, 63-27649, 63-27671, 63-31053, 63-31054, 63-31055, 63-31054.
2. E62 This right when combined with all other rights shall provide no more than .02 cfs per acre.
3. E52 The rights listed below are limited to a total combined diversion rate of 0.12 cfs. Combined Right Nos.: 63-27649, 63-27671, 63-31054, 63-31055
4. 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 11/21/2005 LICENSE
Comment: THIS CLAIM WAS FILED IN LIEU OF LICENSE 63-3604. LICENSE WAS FOR .05 CFS ADN 7 ACRES IRRIGATION FROM 3 SPRINGS.
2. vmusic 11/21/2005 CLAIMS
Comment: THERE ARE MULTIPLE CLAIMS AND AMENDED CLAIMS.
3. vmusic 11/21/2005 USES
Comment: DELETED WILDLIFE USE AS IT IS ANCILLARY TO THE ORIGINAL INTENDED USE.
4. vmusic 11/21/2005 PPU
Comment: THERE IS NOT A GOOD SCHEMATIC OR DESCRIPTION IN ANY OF THE FILES OF THE COMMON SYSTEM. REQUESTED VIA EMAIL TO ATTY AND CLAIMANT. IMPOSSIBLE TO DETERMINE WHICH ACRES IRRIGATED. NO MAP OR OTHER INFO THAT SPECIFICALLY IDENTIFIES THE ACRES IRRIGATED. THE LICENSE AND CLAIMS ARE ALL DIFFERENT.
5. vmusic 11/21/2005 PRIORITY DATE
Comment: DID NOT ADVANCE PRIORITY DATE AS AGREED TO DURING SEPTEMBER 2005 MEETING WITH CLAIMANT AND ATTY BECAUSE I THINK THERE IS SUFFICIENT EVIDENCE THAT THE P DATE SHOULD BE 1899. JOE T AFFIDAVIT RE CONVERSATIONS WITH PRIOR OWNERS, OLD BOOTH V SMITH DECREE.
6. vmusic 11/21/2005 SOURCE
Comment: KNOWN AS TERTELING SPRINGS
7. vmusic 11/21/2005 FIELD MEASUREMENT
Comment: I DO NOT KNOW WHAT THE BASIS OF THE .066 Q CLAIMED IS. CANNOT FIND IN ANY OF THE FILES THAT THIS SYSTEM HAS BEEN MEASURED. MEASURMENT WOULD BE VERY DIFFICULT BECAUSE SPRINGS WATER IS DIVERTED TO POND AS WELL AS THE OLD ARTESIAN WELL ADJACENT TO THE SPRINGS - WATER IS CO MINGLED .

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-27649 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	11/21/2005 9:27:03 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? (Yes) 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?
Contacts	11/21/2005 8:45:33 AM	vmusic	(No) 1. Do you want to schedule an appointment?
General	11/21/2005 8:46:20 AM	vmusic	Comment for 1: DESKTOP REVIEW (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 of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - JOE T AFFIDAVT. OLD BOOTH V SMITH DECREE
Source	11/21/2005 8:55:18 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? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - NUMEROUS FIELD EXAMS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-27649 V1

POU	11/21/2005 8:55:58 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? Description for Question 13 - AERIALS, FIELD EXAMS
Use	11/21/2005 8:57:06 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? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	11/21/2005 9:10:51 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	11/21/2005 9:11:52 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? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - BELOW THRESHHOLD FOR WHICH MEAS IS REQUIRED

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-27649 V1

POD	11/21/2005 8:49:16 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? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	11/21/2005 8:54:02 AM	vmusic	Updated shape
POD	11/21/2005 8:54:21 AM	vmusic	Updated shape

Water Supply Bank:

CONVERSATION MEMORANDUM

TO: CLAIM FILE NO. 63-27649

FROM: VICKY L MUSIC, SR. WATER RESOURCE AGENT, IDWR /
WESTERN REGION

SUBJECT: PHONE CALL FROM NORM YOUND

DATE: 4/19/2006

CC:

Norm called to find out the basis for the 1899 priority date claimed and recommended. I returned his call and told him that I used 2 pieces of information to support the evidence of priority.

1 - the Booth v Smith decree covered the pou and decreed an 1899 priority date so I knew that the area was settled and cultivated and the springs were likely used.

2 - Joe Tertelings affidavit states the prior owners told them that the springs had been used since around the turn of the century.

Hence, I recommended the claimed priority date because I believed it was legally defensible.

VLM

Music, Vicky

From: Music, Vicky
Sent: Wednesday, November 23, 2005 9:54 AM
To: 'Charlie Honsinger'
Cc: 'Tom Terteling (E-mail)'; Shurte, Jan; Spencer, Nick
Subject: RE: Preliminary Recommendations/Notices of Error

Tracking:	Recipient	Delivery
	'Charlie Honsinger'	
	'Tom Terteling (E-mail)'	
	Shurte, Jan	Delivered: 11/23/2005 9:54 AM
	Spencer, Nick	Delivered: 11/23/2005 9:54 AM

Charlie and Tom -

I am very sorry about the short timeline, however, the sheer number of claims filed by your client, including late claims filed only a few weeks ago and the confusion regarding the licenses 63-3603 and 63-7595 that resulted in amended claims being submitted just 3 weeks ago, have caused these preliminary DRs to be sent with a short NOE period. My deadline for having recommendations done is Dec 2 and the Basin 63 Part 2 DR is due to be submitted around Dec 13. Submitting a notice of error will most likely not affect my recommendations because I really don't think there are errors in the preliminary DRs that can be corrected by the NOE process, such as typos or changes in ownership, but you may submit them when you can through December 9. We will have to let the objection procedure handle the substantive issues as is usual.

8 of the 12 preliminaries sent this week [63-31056 is listed twice in your email] are associated with 3 of the 4 residences on the property and I attempted to group those together so they could be reviewed together. They are small domestic and stock.

Lastly, I will be adding to the recommendations for 63-12, 63-13, 63-15 and 63-308 the combined use POU remark for 171 acres. For 63-12, 63-13, 63-15, 63-3603 and 63-7595, I will be adding the temperature of the water. I will not send out an new preliminary on these.

Hope this helps -

Vicky L. Music
 Sr. Water Resource Agent
 Adjudication Bureau
 IDWR/Western Region
 2735 Airport Way
 Boise, Idaho 83705-5082
 (208) 334-2190

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

From: Charlie Honsinger [mailto:ch@ringertclark.com]
Sent: Wednesday, November 23, 2005 8:29 AM
To: Music, Vicky
Cc: Tom Terteling
Subject: Preliminary Recommendations/Notices of Error

Vicky: Preliminary recommendations for the following water rights have been sent via e-mail to Tom Terteling and I over the past two days:

11/23/2005

63-27649, 63-27671, 63-31054, 63-31055, 63-31053, 63-31050, 63-31052, 63-31062, 63-31056, 63-31057, 63-31056, 63-31058, 63-31060.

I did not receive one of these e-mails until I came into the office this morning. The instructions attached to the Preliminary Recommendations provide that the Notices of Error are due on Tuesday, November 29 - six days from today. My client has been out of town for several days, and the Thanksgiving holiday is tomorrow - I plan on leaving my office this afternoon at 2:00 to travel out of town, and will not be back until Monday. I do not know my client's plans, but I know he has been extremely busy and was expecting to be so for some time.

Given all of these factors, together with the facts that I have many other pressing matters I must address over the next several business days and that I believe my client's situation to be similar to mine, it is simply unrealistic to expect the Terteling Company to respond to 14 Preliminary Recommendations within a six-day period with an intervening four-day holiday weekend. We will attempt to review and respond to the Preliminary Recommendations as soon as possible, but it is simply impossible for us to get to them as quickly as provided.

Please respond with an extended timeline. Thank you.

Charlie Honsinger

Music, Vicky

From: Music, Vicky
Sent: Monday, November 21, 2005 1:19 PM
To: Charlie Honsinger (E-mail); Tom Terteling (E-mail)
Subject: PRELIM DR FOR 4 PPU CLAIMS

CHARLIE AND TOM -

Attached are the preliminary Director's Reports for 63-27649, 63-27671, 63-31054, 63-31055. I will need a decent schematic of the common collection/delivery system and the acres irrigated.



63-27649 PRLIM
DR.doc



63-27671 PRELIM
DR.doc



63-31054 PRELIM
DR.doc



63-31055 PRELIM
DR.doc



63-27649.jpg

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Music, Vicky

From: Music, Vicky
Sent: Friday, November 18, 2005 2:49 PM
To: Charlie Honsinger (E-mail); Tom Terteling (E-mail)
Subject: ppu for 4 claims

Charlie and Tom -

re 63-31054, 31055, 27649, 27671

I do not have a good description of the system common to these claims for which you want a permissible place of use. Will you please use a map and draw the a simple diagram of the delivery system? you can fax it to me. 334-2348. thanks .

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Music, Vicky

From: Music, Vicky
Sent: Friday, October 14, 2005 1:55 PM
To: Charlie Honsinger (E-mail); 'tom@tertco.com'
Cc: Shurte, Jan
Subject: B63 Pt 2 DR

Charlie and Tom -

The Director's Report for Basin 63 Part 2 will be submitted to the SRBA Court the week of December 12. Internal IDWR deadlines in preparation for the Director's Report require that I have all of the supporting documentation for claims to be recommended in this Director's report by October 31, 2005.

Please submit all supporting documentation for the Terteling claims, including the amended claims, by October 31, 2005. If I do not have the information by that time, I will recommend the claims based on the information I have.

Thanks,

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region
2735 Airport Way
Boise, Idaho 83705-5082
(208) 334-2190

Tracking:

Recipient

Charlie Honsinger (E-mail)
'tom@tertco.com'
Shurte, Jan

Delivery

Delivered: 10/14/2005 1:55 PM



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

August 8, 2005

Charles L. Honsinger
Ringert Clark
P.O. Box 2773
Boise, ID 83701-2773

RE: Beneficial Use Claim Nos. 63-22047, [REDACTED], 63-27671, 63-30006, 63-30007, 63-31050, 63-31051, 63-31052, 63-31053, 63-31054, 63-31055, 63-31056, 63-31058, 63-31060, 63-31061, 63-31062 and 63-31086

Dear Charlie,

There are several beneficial use claims in Basin 63 filed by The Terteling Co., Inc., Terteling Trust No. 8 and the T-7 LLC, for which I need additional information to recommend. I have enclosed a table that lists the information needed.

For these beneficial use claims to be recommended in the Basin 63, Part 2 Director's Report, I must have the information by Tuesday, September 6, 2005, at the latest.

Please call me if you have questions regarding this matter.

Sincerely,

Vicky L. Music
Senior Water Resource Agent
Adjudication Bureau
IDWR/Western Region

cc: The Terteling Co., Inc., Terteling Trust No. 8, T-7 LLC (w/ enclosure)

Enclosure: Excel table

<u>Claim #</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate (cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Information needed to make recommendation</u>
63-22047	Beneficial Use	6/1/1957	0.04	GROUND WATER	STOCKWATER	TERTELING TRUST NO 8 (Current)	Please provide map with place of use and point of diversion.
63-27649	Beneficial Use	1899-06-01	0.07	SPRINGS	AESTHETIC STORAGE, IRRIGATION, IRRIGATION STORAGE, RECREATION STORAGE, WILDLIFE STORAGE	T-7 LLC (Current)	1 - need evidence of priority to support priority date. 2 - if wildlife is claimed as accomplished transfer, how and when did it take place?
63-27671	Beneficial Use	12/31/1925	0.05	GROUND WATER	FISH PROPAGATION, IRRIGATION	T-7 LLC (Current)	1 - need evidence of priority to support priority date 2 - is fish propagation a commercial use?
63-30006	Beneficial Use	12/31/1925	0.04	GROUND WATER	AESTHETIC STORAGE, RECREATION STORAGE, WILDLIFE STORAGE	T-7 LLC (Current)	1 - need evidence of priority to support priority date. 2 - if wildlife is claimed as accomplished transfer, how and when did it take place?
63-30007	Beneficial Use	1899-12-31	0.02	SPRING	IRRIGATION	T-7 LLC (Current)	1 - need evidence of priority to support priority date. 2 - when did change in pou occur? 3 - need better map of spring location

<u>Claim #</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate</u> <u>(cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Information needed to make</u> <u>recommendation</u>
63-31050	Beneficial Use	4/24/1948	0.02	GROUND WATER	AESTHETIC, FISH PROPAGATION, IRRIGATION, STOCKWATER, WILDLIFE	T-7 LLC (Current)	1 - Need evidence of priority to support priority date. 2 - if wildlife is claimed as accomplished transfer, how and when did it take place? 3 - is fish propagation a commercial use? 4 - what is the aesthetic use?
63-31051	Beneficial Use	7/1/1921	0.12	GROUND WATER	AESTHETIC, COMMERCIAL	THE TERTELING CO INC (Current)	1 - Need evidence of priority to support priority date. 2 - what is the aesthetic use? 3 - is this an accomplished transfer in place of use and if so, when did it take place? 4 - will have to reduce another right for the transferred acres. 5 - what wells in section 29 are claimed? Is this is an accomplished transfer in points of diversion, how and when did it take place?
63-31052	Beneficial Use	4/24/1948	0.12	GROUND WATER	AESTHETIC, AESTHETIC STORAGE, FISH PROPAGATION, HEATING, IRRIGATION, RECREATION, WILDLIFE, WILDLIFE STORAGE	T-7 LLC (Current)	1 - Need evidence of priority to support priority date. 2 - how is this a wildlife use? 3 - is fish propagation a commercial use? 4 - what is the aesthetic use?

<u>Claim #</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate</u> <u>(cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Information needed to make</u> <u>recommendation</u>
63-31053	Beneficial Use	1/1/1941	0.06	GROUND WATER	DOMESTIC, IRRIGATION	T-7 LLC (Current)	1)- Need evidence of priority to support priority date.
63-31054	Beneficial Use	11/1/1940	0.06	GROUND WATER	AESTHETIC, FIRE PROTECTION, IRRIGATION, RECREATION, STOCKWATER, WILDLIFE STORAGE	T-7 LLC (Current)	1)- Need evidence of priority to support priority date. 2) - is this an accomplished transfer for wildlife and if so, how and when did it take place? 3) - how many head of stock? What is the point of diversion& diversion works for stock & wildlife? 4) - is recreation use for fish?
63-31055	Beneficial Use	3/1/1948	0.04	STEWART CREEK	AESTHETIC STORAGE, IRRIGATION, IRRIGATION STORAGE, STOCKWATER STORAGE, WILDLIFE STORAGE	T-7 LLC (Current)	1 - need evidence of priority to support priority date. 2) - is this an accomplished transfer for wildlife and if so, how and when did it take place?
63-31056	Beneficial Use	6/1/1930	0.04	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	T-7 LLC (Current)	1 - need evidence of priority to support priority date. 2 - # & type of head of stock. location/ description of diversion works.
63-31058	Beneficial Use	1/1/1910	0.04	SPRING , STEWART CREEK	IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)	1 -need evidence of priority to support priority date 2 - describe #, type & diversion works for stock.

<u>Claim #</u>	<u>Basis</u>	<u>Priority Date</u>	<u>Rate (cfs)</u>	<u>Source</u>	<u>Water Use(s)</u>	<u>Owner(s)</u>	<u>Information needed to make recommendation</u>
63-31060	Beneficial Use	1/1/1910	0.04	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)	1)- need evidence of priority to support priority date 2 - describe #, type & diversion works for stock.
63-31061	Beneficial Use	12/31/1920	0.06	SPRING	DOMESTIC, IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)	1 -need evidence of priority to support priority date. 2 - What is the domestic use?
63-31062	Beneficial Use	1/1/1942	0.06	GROUND WATER	DOMESTIC, IRRIGATION, STOCKWATER	THE TERTELING CO INC (Current)	1) -need evidence of priority to support priority date for irrigation use. 2 -What home is this?
63-31086	Beneficial Use	12/31/1920	0.06	GROUND WATER	IRRIGATION	THE TERTELING CO INC (Current)	1) -need evidence of priority to support priority date.

Music, Vicky

From: Charlie Honsinger [clh@ringertclark.com]
Sent: Thursday, September 15, 2005 4:34 PM
To: Music, Vicky
Cc: Tom Terteling
Subject: Terteling Company and TT-7, LLC SRBA claims

Dear Vicky:

Based upon the conversation between yourself, myself, Tom Terteling and Jan Shurte of earlier today, this e-mail will notify you that water right nos. 63-27649, 63-27671, 63-31054 and 63-31055 are all diverted into the same system and consequently irrigate the same place of use. Therefore, I hereby request that these water rights be recommended as irrigating the same permissible place of use.

thank you.

Sincerely,

Charlie Honsinger

11/18/2005

**RINGERT
CLARK**
CHARTERED
LAWYERS

RECEIVED
FEB 23 2004
WATER RESOURCES
WESTERN REGION

Laura E. Burri
Jeffrey R. Christenson
David P. Claiborne
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
Daniel V. Steenson
Allyn L. Sweeney

William F. Ringert, of Counsel
Samuel Kaufman (1921-1986)

February 20, 2004

Mr. John Westra
Western Regional Manager
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

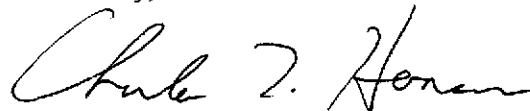
Re: Terteling Company and T-7, LLC water rights

Dear Mr. Westra:

This correspondence will notify you that my clients, the Terteling Company and T-7, LLC, have requested that I be designated as the attorney of record for all matters involving any water rights that they own. Such matters include SRBA claims filed by my clients, as well as any other water right proceedings in which they are currently involved. Please ensure that such changes are made to IDWR's records as are appropriate.

Thank you for your assistance, and please feel free to contact me with questions or concerns.

Sincerely,



Charles L. Honsinger

cc: Clients
Jeff Fereday
Ed Squires

* See attached spreadsheet
✓ done 3-1-04.

Basin	Sequ	Suf	Basis	Status	Right ID	Owner(s)	Source Table
63	12		Decreed	Active	550157	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	13		Decreed	Active	550159	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	15		Decreed	Active	550160	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	308		Decreed	Active	190638	TERTELING TRUST NO 7 (Cu	wrAdjudicationClaim ✓
63	3603		License	Active	280386	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	7595		License	Active	280392	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31051		Beneficial Use	Active	550153	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31058		Beneficial Use	Active	423099	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31059		Beneficial Use	Active	423100	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31060		Beneficial Use	Active	422793	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31061		Beneficial Use	Active	422794	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
63	31062		Beneficial Use	Active	422968	THE TERTELING CO INC (Cu	wrAdjudicationClaim ✓
65	4040		Beneficial Use	Active	378448	THE TERTELING CO INC (Cu	wrAdjudicationClaim Disallowed
65	7450		License	Active	279509	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	7451		License	Active	323108	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	7452		License	Active	278690	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	22031	A	Beneficial Use	Active	425066	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	22291		Beneficial Use	Active	544712	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	22293		Beneficial Use	Active	544722	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
65	22295		Beneficial Use	Active	544739	THE TERTELING CO INC (Cu	wrAdjudicationClaim PD Issued
63	12		Decreed	Active	560186	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. ✓
63	13		Decreed	Active	560187	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. ✓
63	15		Decreed	Active	560188	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. ✓
63	31051		Beneficial Use	Active	560185	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. ✓
65	7450		License	Active	545342	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	7451		License	Active	545344	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	7452		License	Active	545343	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	22031	A	Beneficial Use	Active	545350	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	22291		Beneficial Use	Active	545351	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	22293		Beneficial Use	Active	545353	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued
65	22295		Beneficial Use	Active	545352	THE TERTELING CO INC (Cu	wrAdjudicationRecomm. PD Issued

<u>Basin</u>	<u>Sequ</u>	<u>Suf</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Owner(s)</u>	<u>Source Table</u>	
63	12540			Active	110399	THE TERTELING CO INC (Cu	wrWaterApplication	Western Hold Drawer
63	27670		Decreed	Active	119795	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
63	28364		Decreed	Active	126717	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22013		Decreed	Active	545345	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22016		Decreed	Active	545346	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22018		Decreed	Active	545347	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22019		Decreed	Active	545348	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued
65	22021		Decreed	Active	545349	THE TERTELING CO INC (Cu	wrWaterRight	PD Issued

<u>Basin</u>	<u>Sequ</u>	<u>Suf</u>	<u>Basis</u>	<u>Status</u>	<u>Right ID</u>	<u>Owner(s)</u>	<u>Source Table</u>	
63	27649		Beneficial Use	Active	190606	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	27671		Beneficial Use	Active	125220	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	30006		Beneficial Use	Active	338726	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	30007		Beneficial Use	Active	338727	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31050		Beneficial Use	Active	423091	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31052		Beneficial Use	Active	423093	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31053		Beneficial Use	Active	423094	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31054		Beneficial Use	Active	423095	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31055		Beneficial Use	Active	423096	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31056		Beneficial Use	Active	423097	T-7 LLC (Current)	wrAdjudicationClaim	✓
63	31057		Beneficial Use	Active	423098	T-7 LLC (Current)	wrAdjudicationClaim	✓



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

January 13, 2004

T-7 LLC
3823 N 36TH ST
BOISE ID 83703

Re: Notice of Claim to a Water Right No. 63-27649, 63-27671, 63-30006, 63-30007, 63-31050, 63-31052, 63-31053, 63-31054, 63-31055, 63-31056, & 63-31057

Dear Claimants:

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 claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure



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

December 4, 2003

T-7 LLC
3823 N 36TH ST
BOISE ID 83703

RE: Notice of Change of Water Right Ownership No. 63-308, 63-22047, 63-27649, 63-27671,
63-30006, 63-30007, 63-31050, 63-31052, 63-31053, 63-31054, 63-31055, 63-31056,
and 63-31057

Dear Claimants:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change without additional legal documentation. In order to complete this change, we need a copy of the warranty deed(s) showing the transfer from Terteling Trust No. 7 to T-7 LLC; which includes the legal description of the property by $\frac{1}{4}\frac{1}{4}$, Section, Township and Range.

Please note for your information that claim number 63-22047 is in the name of Terteling Trust No. 8, rather than Terteling Trust No. 7.

Please submit the requested information, and we will be able to complete the review of the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

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

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region
(208) 334-2190

DH: dh

Enclosures

Deed received 12/9/03.

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED
OCT 18 2001
WATER RESOURCES
WESTERN REGION

Claim Number(s): 63-3604

Previous Mailing Address: J L Terteling

10/18/01

New

63-3604 has status of
Not Claimed. Claimed
as 63-27649.

Tele

Address is already

Sign

current in 63-27649.

Plea

Adj
Idal
130
Boi
Ph.
FAX

DR

eau
ter Resources
082
or
8

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED
OCT 18 2001
WATER RESOURCES
WESTERN REGION

Claim Number(s): 63-3604

Previous Mailing Address:

J L Terteling

877 W. Main St Suite 706

Boise ID 83702

New Mailing Address:

J L Terteling

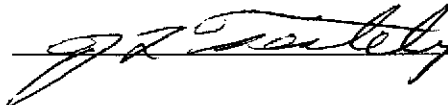
3823 N. 36th Street

Boise, ID 83703

Telephone Number:

(208) 338-5200

Signature of Claimant(s):



Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**



State of Idaho

DEPARTMENT OF WATER RESOURCES

(208) 327-7900

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - [REDACTED]

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 14, 1989

The Terteling Company, Inc.
 Attn: Teresa
 P. O. Box 4127
 Boise, Idaho 83704

ADA

*5-9-91
 filed + paid
 as on receipt copies
 attached
 Ann Smith*

RE: Snake River Basin Adjudication
 Request for Notices of Claim to a Water

Dear Teresa:

On Friday, March 10, you requested that I send you claims for eight water rights, whose numbers you provided to me. I have been able to print out the claim forms for the following five water right numbers:

63-03603
 63-07395A

63-03604
 63-07720
 08561

63-07595

Please be sure to verify all information contained in the forms, as well as completing Items 5, 8, and 13 where necessary

Two of the water right numbers have lapsed. Water Right 63-09288 lapsed in 1984. The original application listed the source as groundwater, with 3.0 cfs to be used on 150 acres of irrigation.

Water right 63-07720 lapsed in 1983. The application listed irrigation, domestic and stockwater uses. This was for use in the Seaman Gulch area and proof of beneficial use was originally due in 1978. An extension of time to 1983 was granted. Another extension was denied, and the permit lapsed. This development appears to be related to the Boise landfill; according to the first extension of time form, 2 wells had been drilled, however, they did not produce as expected.

MICROFILMED

AUG 02 1994

Teresa
The Terteling Company, Inc.
March 14, 1989

The last number you gave me, 65-04040, was disallowed during the Payette Basin Adjudication in 1977. The original claim was for stockwater use, however, during the adjudication process, the use was disallowed due to either abandonment or forfeiture.

Please let me know if I can assist you in any way.

Sincerely,



Helen Harrington
Water Rights Agent

HH:db

Enclosures

Claim Nos.: 63-03603, 63-03604, 63-07595, 63-07395A,
63-0772008 561

Attachment to Notice of Claim
How You Will Receive Notices...
Long Form Instructions

MICROFILMED

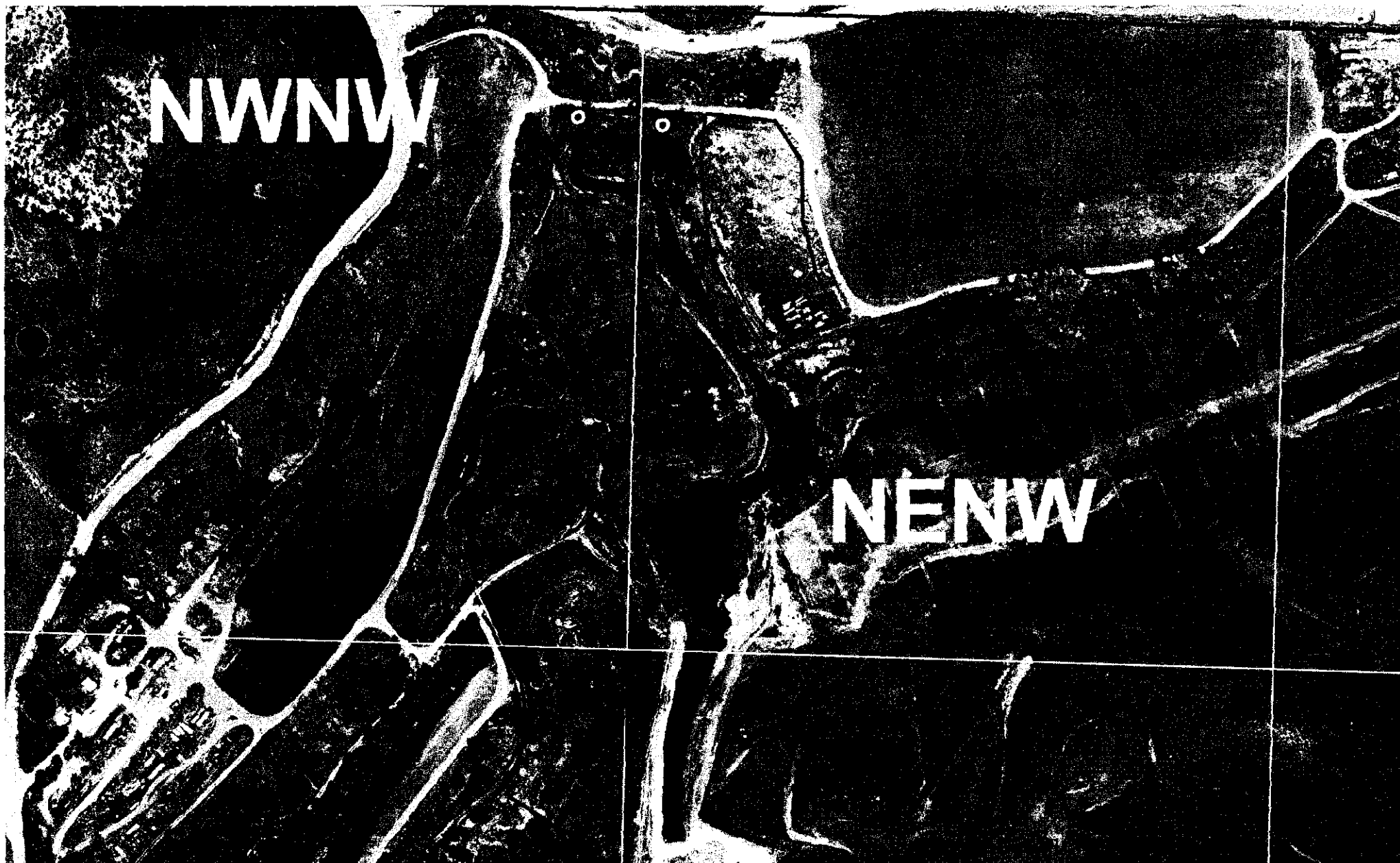
AUG 02 1994

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-27649**

11/21/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-3603	Claim	04N	02E	22	NE	NW		GROUND WATER	THE TERTELING CO INC
63-7595	Claim	04N	02E	22	NE	NW		GROUND WATER	THE TERTELING CO INC
63-31054	Claim	04N	02E	22	NE	NW		GROUND WATER	T-7 LLC
63-27649	Claim	04N	02E	22	NE	NW		SPRINGS STEWART CREEK	T-7 LLC
63-3604	Claim	04N	02E	22	NE	NW		SPRINGS STEWART GULCH CREEK	J L TERTELING
63-308	Claim	04N	02E	22	NE	NW		STEWART CREEK BOISE RIVER	THE TERTELING CO INC
63-31055	Claim	04N	02E	22	NE	NW		STEWART CREEK BOISE RIVER	T-7 LLC
63-32198	Claim	04N	02E	22	NE	NW		STEWART GULCH CREEK BOISE RIVER	T-7 LLC
63-27671	Claim	04N	02E	22	NW	NW		GROUND WATER	T-7 LLC
63-30007	Claim	04N	02E	22	NW	NW		SPRING STEWART GULCH CREEK	T-7 LLC
63-27649	Claim	04N	02E	22	NW	NW		SPRINGS STEWART CREEK	T-7 LLC
63-308	Claim	04N	02E	22	NW	NW		STEWART CREEK BOISE RIVER	THE TERTELING CO INC
63-31055	Claim	04N	02E	22	NW	NW		STEWART CREEK BOISE RIVER	T-7 LLC
63-3603	Water Right	04N	02E	22	NE	NW		GROUND WATER	TERTELING TRUST NO 7
63-7595	Water Right	04N	02E	22	NE	NW		GROUND WATER	TERTELING TRUST NO 7
63-3604	Water Right	04N	02E	22	NE	NW		SPRINGS STEWART GULCH CREEK	J L TERTELING



Terteling 63-27649 - claimant provided no information re which 6 acres are irrigated with this right. 2003 aerial of common collection/diversion system or 63-31054, 31055, 27671 and 27649.

CHARLES L. HONSINGER (ISB #5240)
JON GOULD (ISB #6709)
RINGERT CLARK CHARTERED
455 S. Third, P. O. Box 2773
Boise, Idaho 83701-2773
Telephone: (208) 342-4591
Facsimile: (208) 342-4657
Attorneys for Claimants The Terteling Company, Inc., and T-7, LLC

)
)
) AFFIDAVIT OF J.L. TERTELING IN SUPPORT OF
) SRBA CLAIM NOS. 63-27649, 63-27671, 63-30006, 63-
) 30007, 63-31050, 63-31051, 63-31052, 63-31053, 63-31054
) 63-31055, 63-31056, 63-31058, 63-31060, 63-31061, 63-
) 31062, 63-31086
)
)
_____)

STATE OF IDAHO)
) ss
COUNTY OF ADA)

J.L. TERTELING, being first duly sworn upon his oath, deposes and says that:

1. I make this affidavit based upon my own personal knowledge and belief of the facts contained herein.
2. The purpose of this affidavit is to provide information requested by IDWR for claims to water rights located in the Stewart Gulch area near Boise, Idaho made in the Snake River Basin Adjudication by The Terteling Co. Inc. and T-7, LLC.
3. My family has owned the Terteling Ranch in Stewart Gulch (comprised of the lands to which the water rights referenced herein are appurtenant) since June 12, 1944 when my father purchased the property. Consequently, I have lived on the Terteling Ranch for most of my life. I have extensive knowledge regarding the use of all of the water rights referenced

herein because I have worked on, irrigated and developed the property throughout my life.

4. Specifically, my knowledge regarding the information requested by IDWR is as follows:

63-22047

This is not a right claimed by an entity with which I am involved. I have no information regarding this claim. Please contact Ann Terteling Sparks for information about this water right at 7962 Fairview, Boise, ID 83704 - (208)322-6300.

63-27649

This water right is diverted from the Terteling Springs that flow into ponds in the north 1/2 of the Northwest 1/4 of section 22. I recall the use of these ponds and water right for irrigation use since I have lived on the property. I have been told by prior owners that the ponds were in place and used for irrigation and for fish farming since the early 1900s. The ponds have been used for wildlife, boating, fishing and recreation since I have lived in Stewart Gulch.

63-27671

This right is diverted from the Terteling Springs flowing artesian well into ponds. I recall the use of water from this well for irrigation use, commercial fish farming, boating and recreation from my early days on the property. I own a commercial fish farmer's license and have, in the past, sold fish harvested from the ponds into which this water right flows.

63-30006

This water right is diverted from the Duck Pond flowing artesian well located in the SWNW of section 22. I recall the use of this flowing artesian well to provide water to the duck

ponds for storage for wildlife, irrigation, fish, recreation and aesthetic purposes at the time my father purchased the property.

63-30007

This water right is diverted from the Peaceful Cove Nursery Spring. I recall this water right being diverted for irrigation purposes at the time of our purchase of the Terteling Ranch. There has been no change in the place of use of the water right. Rather, the currently claimed place of use has always been the place of use of the water right, and the claim merely corrects earlier filings. A map of the spring location is attached hereto as Exhibit "A."

63-31050

This water right is diverted from a flowing artesian well known as the "Pool Well." My father completed the Pool Well on or about March 31, 1947 as indicated by the handwritten notation referencing a check number and date on the second page of the well driller's log for that well attached hereto as Exhibit "B". My father used the Pool well for irrigation purposes immediately after its completion, and developed the ponds fed by the well at about the same time. The aesthetic use claimed are ponds and a flowing water feature. Wildlife has been a use for the water right throughout my residence on the ranch. The fish propagation use claimed is not a commercial use, but is, rather for hobby purposes.

63-31051

I believe that all questions asked by IDWR with respect to this water right can be answered by simply examining approved transfer no. 68559.

63-31052

This water right has been used for the claimed purposes since I have lived on the property. This well is also the "Pool Well" (referenced in the section on water right no. 63-31050 above) which consists of both a hot and cold water well within the same well casing. This water right is used for irrigation, and the wildlife use is a pond that is game and birds drink from and use as habitat. The fish propagation use is not a commercial use but is instead a hobby use - primarily for koi and goldfish. The aesthetic use is for ponds and a flowing water feature.

63-31053

Attached as Exhibit "C" are aerial photos from 193~~8~~⁹ establishing the existence of a house and the irrigation claimed from the well that is the source for this water right. The well was the sole source of domestic water for the houses and other buildings when I first moved to the Terteling Ranch, and has sometimes been used for wildlife and livestock watering.

63-31054

This water right is diverted from a flowing artesian well located in the NWNW of Section 22 into a pond. This well was in existence at the time of the conveyance of the property to my father. This well and water right serves the same ponds as does water right no. 63-27649. As explained above, the ponds have been used for irrigation, stockwatering and wildlife since I have lived in Stewart Gulch. The recreation use is for fishing, wading, boating and other recreational uses. 300 cattle have historically used this water right for stockwater.

63-31055

This water right is diverted from Stewart Creek. The 1938/1939 aerial photos attached hereto as Exhibit "C" establish that the water right was used for irrigation as of that time. My family built the pond claimed as storage pursuant to this water right between 1948 and 1950 after we purchased the property. The wildlife use claimed under the water right began at that time - the pond was also used for aesthetic and boating purposes. As a sidenote, there is a typographical error in the computerized claim form for this water right: the point of diversion that is listed as Section 22 SWNE should be in Section 22 NWNE.

63-31056

This water right is from a well that is used at 5120 Cartwright Road as a domestic well. The stockwatering use is for approximately 300 head. This stockwater is diverted from the well and conveyed by pipe to stockwatering troughs. This water right has been used since I have lived upon the Terteling Ranch for domestic use in the house at 5120 Cartwright Road. It has been used for stockwater and for irrigation purposes around that house for the same period of time.

63-31058

This water right is diverted from Stewart Creek. The irrigation use has been in place since I have lived on the Terteling Ranch. The stockwater use for this water right was claimed in error.

63-31060

This water right is from a well that is used as the domestic well at 7000 Bogus Basin

Road. The stockwatering use is for approximately 300 head. This stockwater is diverted from the well and conveyed by pipe to stockwatering troughs. This water right has been used since I have lived upon the Terteling Ranch for domestic use in the house at 7000 Bogus Basin Road. It has been used for stockwater and for irrigation purposes around that house for the same period of time.

63-31061

This water right is diverted from springs that serve as a domestic water right for the house located at 5115 Cartwright Road. This water right has been used since I have lived upon the Terteling Ranch for domestic use at 5115 Cartwright Road. I specifically recall being fascinated as a young boy that the kitchen in that house had a constantly running faucet in the sink (due to the fact that the springs were diverted directly to the house) when my family was considering purchasing the property in 1943. It has been used for livestock and irrigation purposes around that house for the same period of time, and has probably been used for the same purposes since the turn of the century in 1900.

63-31062

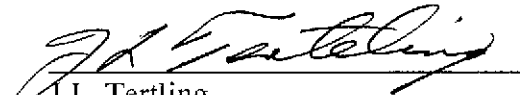
This water right is diverted from the Old Barn well for domestic, irrigation and stockwater uses. It has been diverted for those purposes since I have lived on the ranch. The 1949 aerial photo attached hereto as Exhibit "D" establishes the existence of the home as of at least that time.

63-31086

This is a water right from a well that is near 5115 Cartwright Road that is used for irrigation purposes. It has been used for those purposes since I have lived in Stewart

Gulch. The 1938/1939 photos attached hereto as Exhibit "D" establish the irrigation use claimed under this water right as of that date.

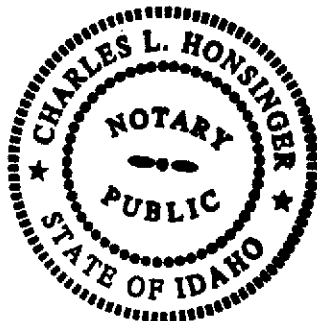
Further your affiant sayeth naught.


J.L. Tertling

STATE OF IDAHO)
)ss.
County of Ada)

On this 12th day of September, 2005, before me, the undersigned, a notary public in and for said state, personally appeared J.L. TERTLING, known to me to be the individual that executed the foregoing affidavit, and acknowledged to me that he executed the same.

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



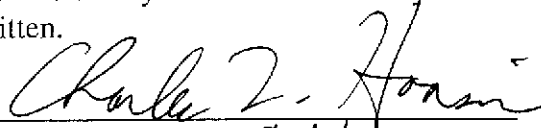

Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 7/30/2010

Exhibit A

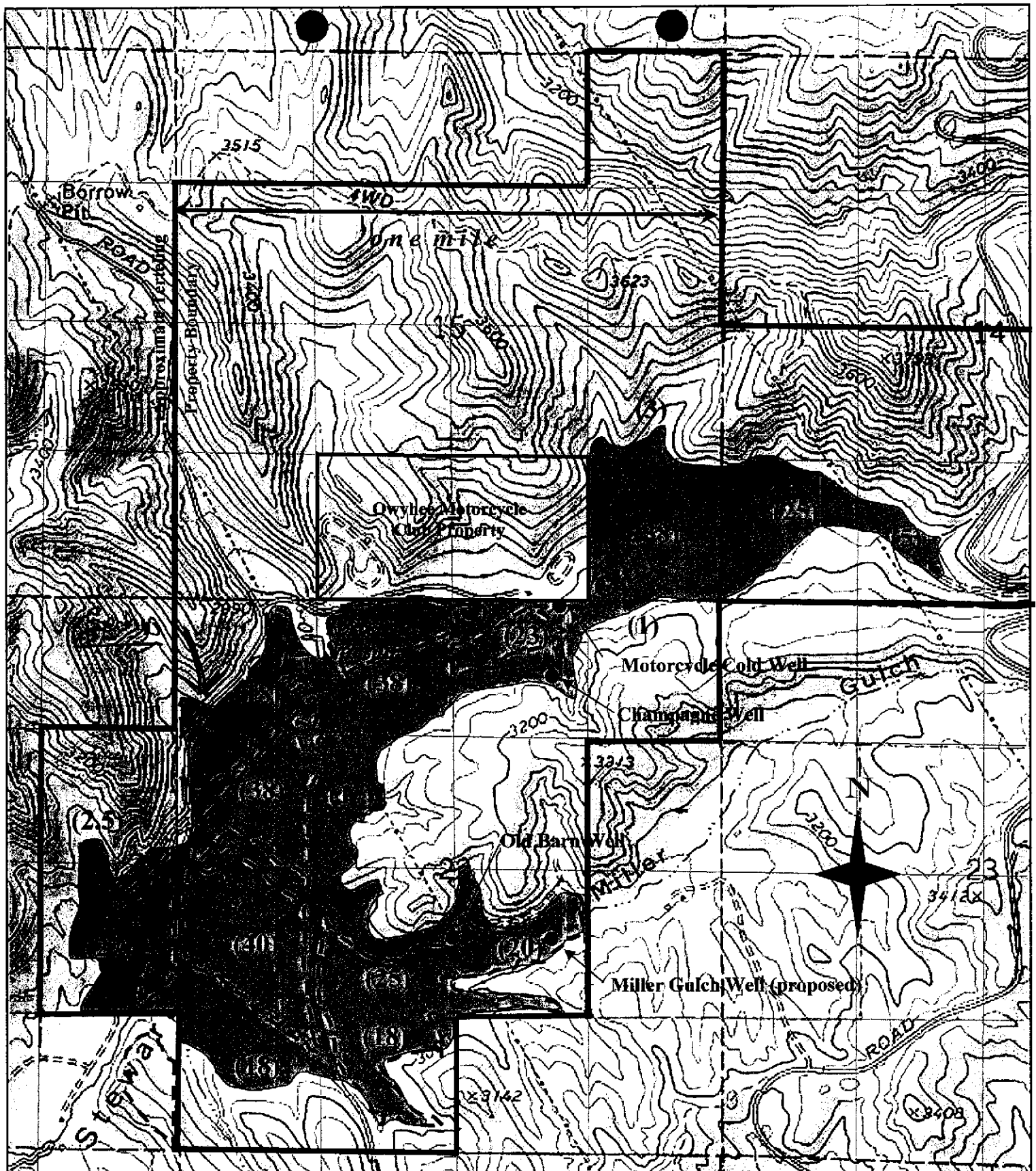


Figure 1. Map of The Terteling Company, Inc.'s proposed "Permissible Place of Use" acreage in Township 4 North, Range 2 East associated with Water Right Nos. 63-07595 and 63-03603. The irrigable acreage is marked in transparent orange. The outlined areas (dashed) is the current place of use for which the water rights are licensed. The black numbers in parentheses shown for each tract ($\frac{1}{4}$ - $\frac{1}{4}$ section) represent the total number of irrigable acres within that $\frac{1}{4}$ $\frac{1}{4}$ section.. The points of diversion (wells) for the water rights proposed as points of diversion for the permissible place of use are denoted by solid black circles.

Exhibit B

Penheling PEACEFUL COVE
SWIMMING POOL
BOISE, IDAHO

Log of well.

42 ft.	top soil sand	42 ft.
2 ft.	hard soap stone	44 "
16 ft.	blue shale	60 "
2 ft.	sand, little flow	62 "
23 ft.	blue shale	85 "
2 ft.	sand, more water	87 "
53 ft.	blue shale	140 "
5 ft.	sand, more water	145 "
19 ft.	sand stone	164 "
2 ft.	sand, little more water	66 ft.
9 ft.	blue shale	205 "
5 ft.	sand, <u>little</u> water	210 "
7 ft.	soap stone	287 "
3 ft.	sand	295 "
18 ft.	soap stone	398 "
1 ft.	hard rock	399 "
1 ft.	sticky soap stone	435 "
1 ft.	hard rock	436 "
1 ft.	sticky soap stone	454 "
1 ft.	hard soap stone	458 "
1 ft.	sticky soap stone	473 "
1 ft.	hard soap stone	478 "
1 ft.	sticky soap stone	498 "
1 ft.	hard rock granite	500 "
1 ft.	hard soap stone	
	with small layers	521 ft.
	and stone	

521 ft.

4 ft. hard solid stone 525"
10 ft. hard soap stone with
lava streaks 535"

32 ft. lava rock occasional
soft streaks 567"

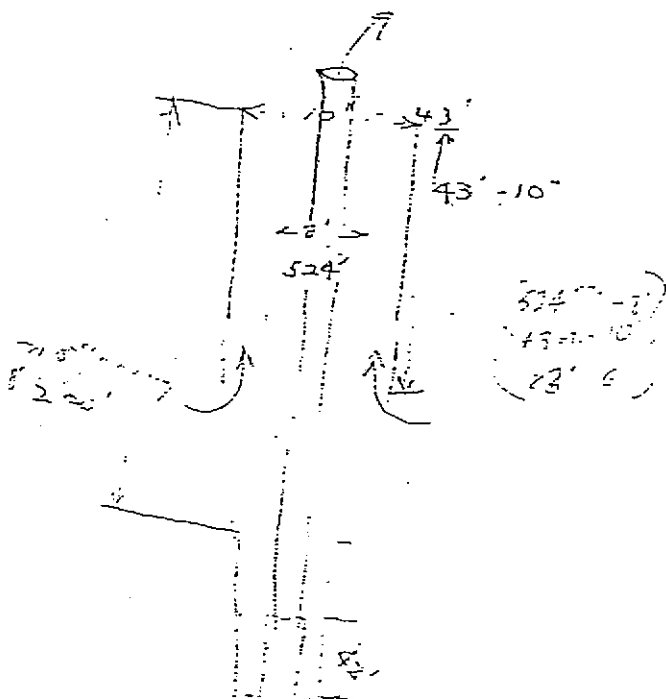
15 ft. porous lava rock
but water 582"

13 ft. hard rock 595"

well drilled - 595 ft. deep.

43 ft. 10 in. pipe in well
524 " " " " " " " " " " " "

82 ft. 10 in. of 6 inch pipe in well



C/L 21105
7/31/47

① This well consists of casing 8", 8" and 10". Hot water flows through the 6" casing from well at 150'. From 150' the hot water is pumped @ 56.9 gpm to the surface. Between the 6" and 8" casings is air space. The 10" and 8" casings extend through the permeable zone allowing the cold water to flow to the surface through the space between the 10" and 8" casings @ 39.4 gpm from a depth of 150 ft.

② 6" artesian well @ 150'.

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

J.R. Tetzlaff Applicant
By Joe R. Helt Agent

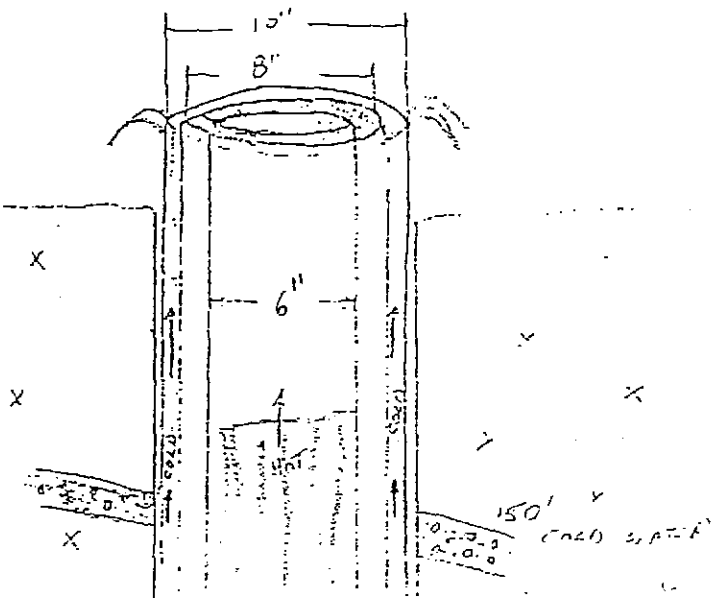


Exhibit C

BUJ-10-2



Exhibit D



MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NO. 63-27649, 27671, 31054, 31055
FROM: VICKY L MUSIC, WATER RESOURCE AGENT, IDWR / WESTERN
REGION
SUBJECT: BASIS FOR RECOMMENDATIONS RE PERMISSIBLE POU
DATE: 11/21/2005
CC:

Claimant and attorney requested that the above claims be treated as a permissible place of use because they all irrigate the same lands and share a common collection/delivery system. There are 3 sources: Stewart Cr, Terteling Springs, Terteling Springs well [a low T geothermal well – not part of WD 63S]

The claims do not provided a good description of the pou or the common system. Here is a summary of the claims:

#	source	uses	acres	Q
63-27649	springs	irr, stor	2	.066
63-27671	T springs well	irr, fish p	8	.045
63-31054	T springs well	irr, fire, aes/rec/sw	2	.055
63-31055	Stewart Cr	irr, sw/irr/aes stor	5	.04

Terteling Springs geothermal well was measured by CH2Mhill several years ago [1970s] and found to have a flow of .055 cfs so the 2 well claims will be limited to this quantity and will not be additive. The system has not been measured from what I gleaned from all of the files. I could not find info about the common system. So, I limited the Q to 0.12 cfs for the 3 sources. Re acres – though supposedly water the same acres, different acres are claimed. Recommended a maximum of 17 acres. Limited the combined acres to 171 with the many overlaps. This is the acres found to be irrigated minus the 10 in the SESE Sec 21 that has been sold.

VLM

TERTELING OVERLAP TABLE of claimed and licensed acres

#	T	R	S	NE				NW				SW				SE			
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
3603 ¹ (b)(1)	4N	2E	22					3	5-L 3-C	3-L 0-C		20	22-L 20-C		12		13-L 10-C		
7595 ¹ (b)(1)	4N	2E	21				1-L 0-C									8			10-L O-C ²
			22		8			11	10	27-L 25-C	1	3	14-L 12-C	3-L 0-C	3		4-L 7-C		
27649	4N	2E	22					2	2	2									
27671	4N	2E	22							8									
30007	4N	2E	22						3	3.5									
31050	4N	2E	22							1									
31051	4N	2E	22									X			X	X			
31052	4N	2E	22							1									
31053	4N	2E	22							1									
31054	4N	2E	22							2									
31055	4N	2E	22										5						
31056	4N	2E	22							2									
31061	4N	2E	21														3 ³		
31086	4N	2E	21														3 ⁴		
31062	4N	2E	22														2 ³		
Acres	Cl	In	QQ		8		0	16	18	43.5	1	23	37	0		14	19		0
Acres	Irr	In	Lic		8		1	14	15	30	1	20	36	3	15	8	17		10
Total	To	Be	Rec		8		0	14	15	30	1	20	36	0	15	8	*		0

¹ claimed per amended claim. If no notation, claimed licensed acres.

² land in this QQ no longer owned by T's. conveyed to sub between 1992 when b/u exam done – 1999 when amd cl filed

³ per Tom T, these are “unique” acres around his house and not licensed under 63-3603 or 63-7595. Don't include in combined use remarks.

⁴ Same acres as 63-31061. needs combined use remark.

+*Ask claimant re acc trx pou in *QQ and/or reduce acres in QQ+ to equal 181 acres to be recommended.

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
- ☐ 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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 03-21649

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: 1899

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

Source: sprinkles 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

Self Claim**OVERLAP REVIEW**

Other water rights with the same point of diversion: _____

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

WATER USESdelete wildlife☒ No change☐ Different UsesUse irr From 3/1 To 11/15 Amount -066 CFS _____ AFAUse irr From 1/1 To 12/31 Amount _____ CFS 17 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater onlyN/A☐ 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)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:numerous versions of claim based on springs, inc license

?

☐ 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: PRI: 63-31054, 31055, 27649, 27671 PRI: 63-3603, 1595,

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

Delivery System Narrative: see license file 63-3604, claims

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

E50[✓] Q: not 40 7.02 cfs when combined w/ all other rights.
E50 PRI: not limited to 8 ac. & 16 cfs w/ 31054, 31055, 27649, 27671
E50 PRI: limited to 171 ac w/ 63-3603, 1595, 12, 13, 15, 300,
27649, 27671, 40007, 31050, 31052, 31053, 31054, 31055, 31056.
different spring

- (1) claimed in lieu of license #3-3604 for .05 CTS
- (2) multiple versions of claim.
- (3) Delete wildlife
- (4) no road map/schematic of common system. E-mail request to CH from 11-18-05
- (5) Did not advance p. date evidence suff. for 1999 p. date.
- (6) POD known as Termino Springs
- (7) meas. of springs not possible due to common collection/diversion/delivery system but have no system meas. - just well.

AFTER EXAM THE FILE SHOULD CONTAIN:

- PA
- ☒ 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:

11-21-05

FIELD EXAMINER:

Wick LMS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3604

WATER RIGHT NUMBER: 63-3604

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J L TERTELING 877 W MAIN ST STE 706 BOISE, ID 83702

Priority Date: 04/26/1967

Basis:

Status: Not Claimed

<u>Source</u>	<u>Tributary</u>
SPRINGS	STEWART GULCH CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.050 CFS	25.00 AF
	<u>Total Diversion:</u>	0.050 CFS	25.00 AF

Location of Point(s) of Diversion

SPRINGS	NE1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
04N	02E	22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	7.0

Total Acres: 7

Conditions of Approval:Remarks:

- General CLAIMED AS A63-27649 WITH AN EARLIER PRIORITY DATE.^^

Comments:Dates and Other Information:

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33603/63-3604 Priority April 26, 1967 Amount 0.05 cfs

THIS IS TO CERTIFY, that J. L. TERTELING
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 33603/63-3604 issued pursuant to Application for Permit dated April 26, 1967,
and has submitted proof to the Department of Water Administration on May 14, 1970,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.05 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from three springs (unnamed)
tributary of Stuart Gulch Creek is hereby confirmed in the following amounts:
Amount 0.05 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 0.05 cfs of water be diverted at
any one time, said waters to be diverted within the _____

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22, Twp. 4 N, Rge. 2 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 25 acre feet per year or
4.5 acre feet per acre.

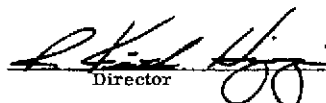
Description and location of place of use:

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 $\frac{1}{4}$	
4N	2E	22					7												7

Total number of acres irrigated 7

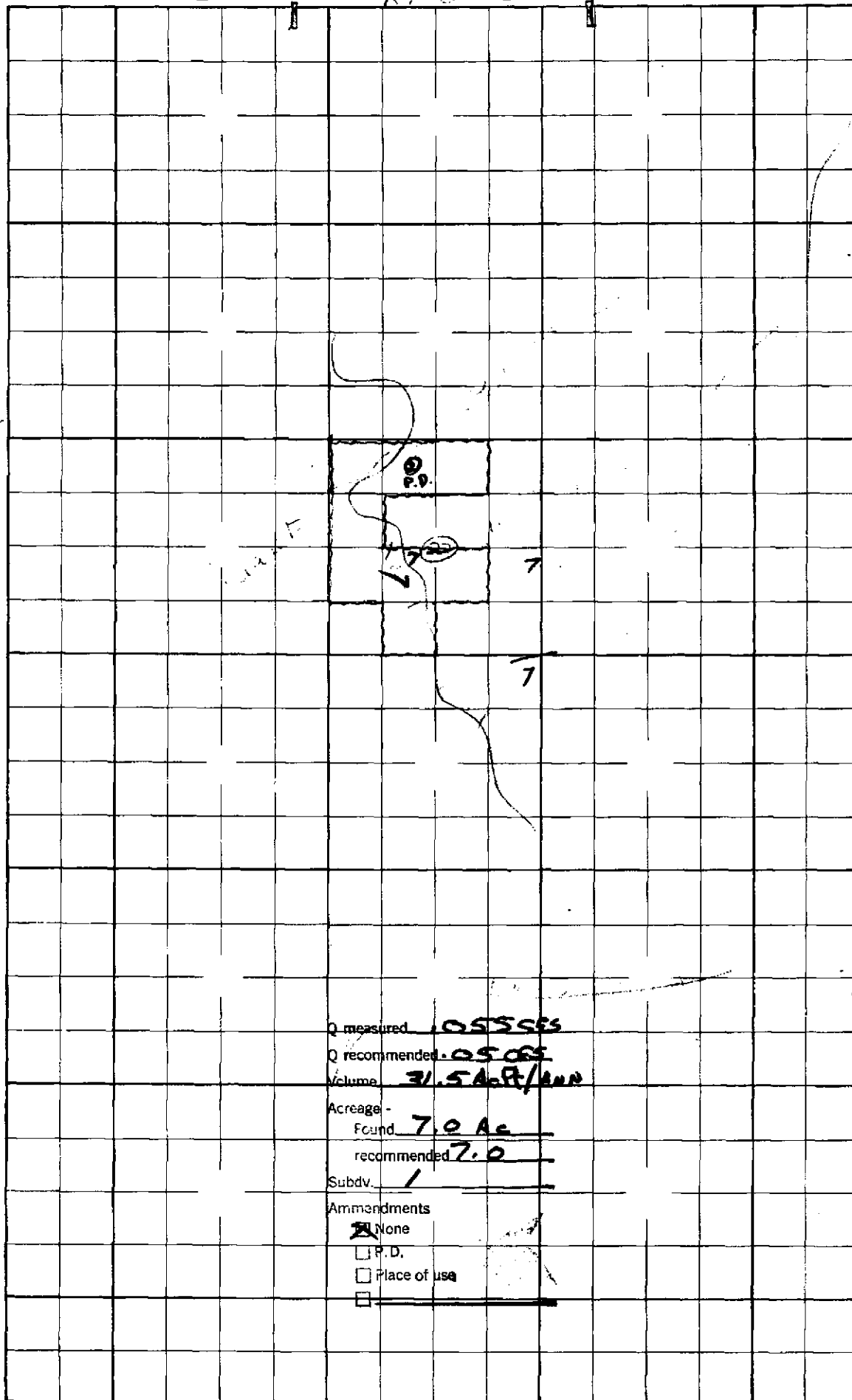
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 3 day of
October, 19 73.


Director

63-3604

R. 3 E



Q measured 0.55563
Q recommended 0.5065
Volume 31.5 Ac ft/ann
Acreage -
Found 7.0 Ac
recommended 7.0
Subdv. 1
Amendments
☒ None
☐ P.D.
☐ Place of use
☐

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

Permit No. G-33603/63-3604

This proof is for B/U In Water District No. _____

1. Name of applicant J. L. Terteling First Security Bank, Boise, Idaho

2. Source of water supply: three springs

3. Location of point of diversion: Is in the NENW of Section 22 ^{pp 13} ~~Corred~~
T. 4 N R. 2 E County of Ada

4. Describe works as they exist, giving dimensions and capacities of same:
cleaning and collecting pond

Three springs collect into a small stream then flow about 1/2 - 3/4 mile into a collecting pond where it is stored for irrigation use (Also as hydro purpose)

5. Water is used for: irrigation

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

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

T. 4 N, R. 2 E, Sec. 22	NW1/4NW, N1/4NW, SW1/4NW,	68 acres
	N1/4SW, SE1/4SW, NW1/4SE	76
		144 TOTAL

Irrigation takes place on about 7 acres of lawn and recreation ground from this source.

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

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

Remarks:

Q = Approximately 25 gals per min as measured in a 5 gallon bucket Q = .055 Allow .05 cfs

$V = (4.5)(7 \text{ acres}) = 31.5 \text{ AC FT/ANN}$
 $0.05(1.98)(245) = 24.255 \rightarrow 25 \text{ AF}$

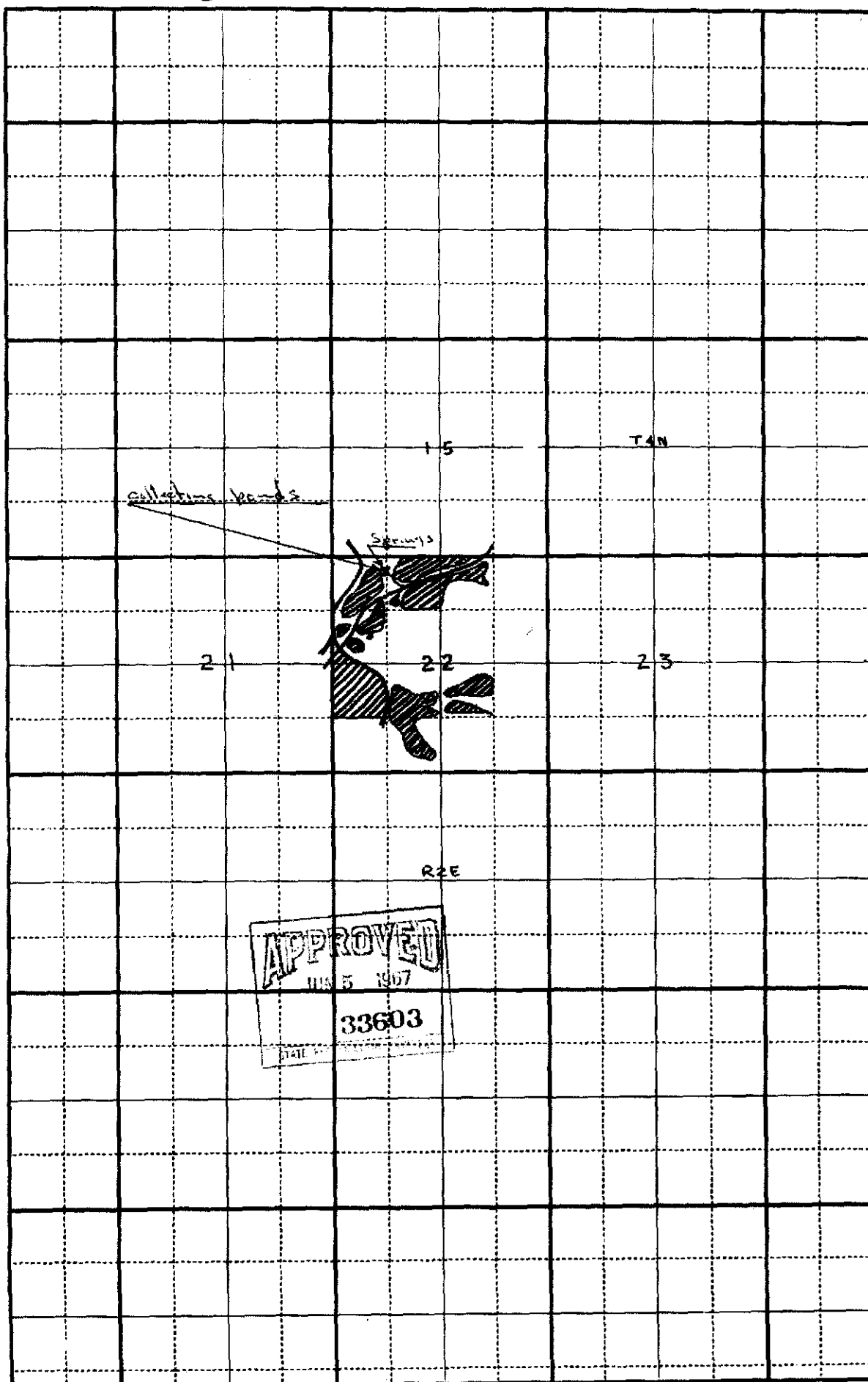
This examination was made on the 28 day of July, 1972

(Signed) James E. Bush Examiner.

~~63-3604~~

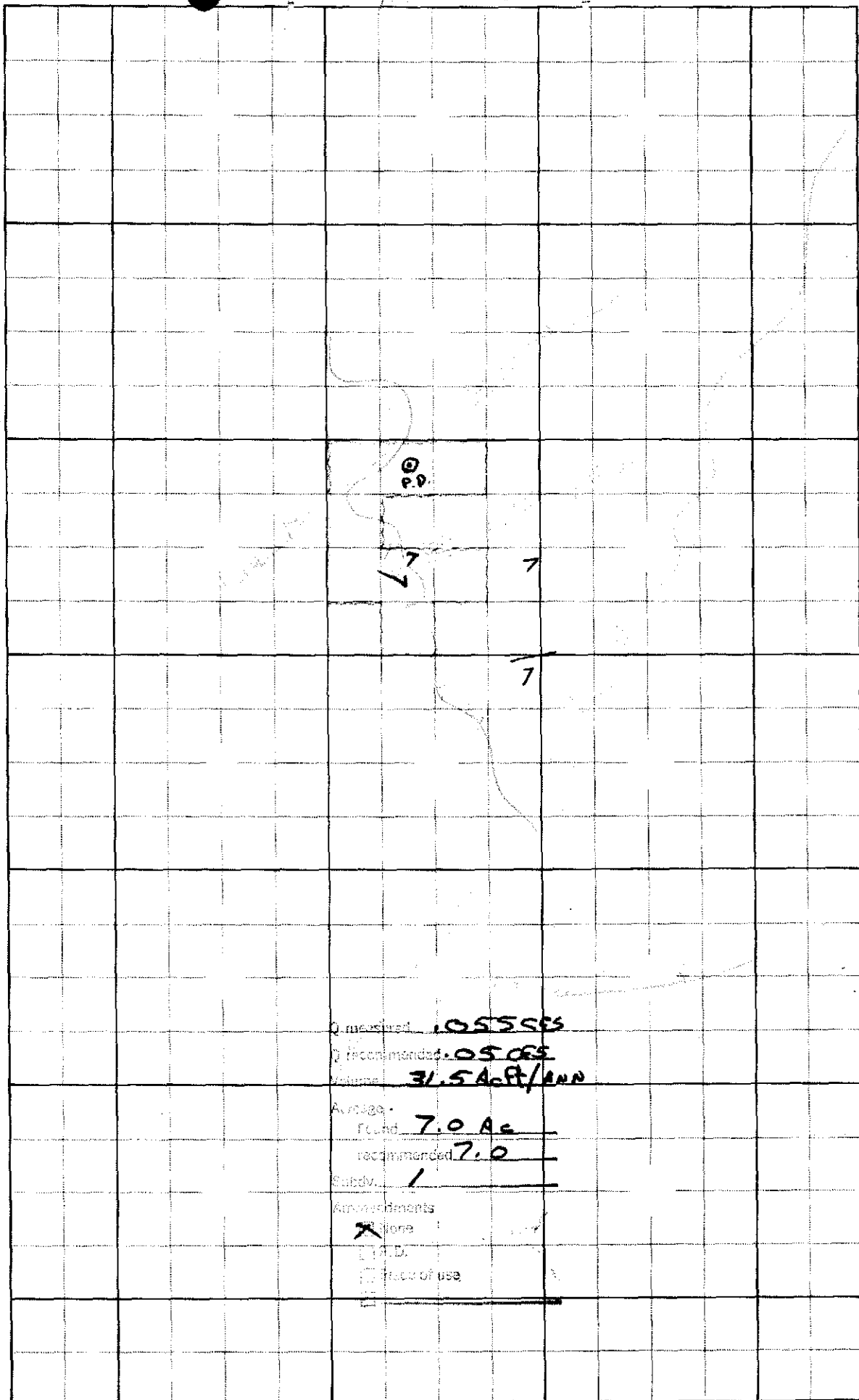
NAME OF APPLICANT

Form No. 0

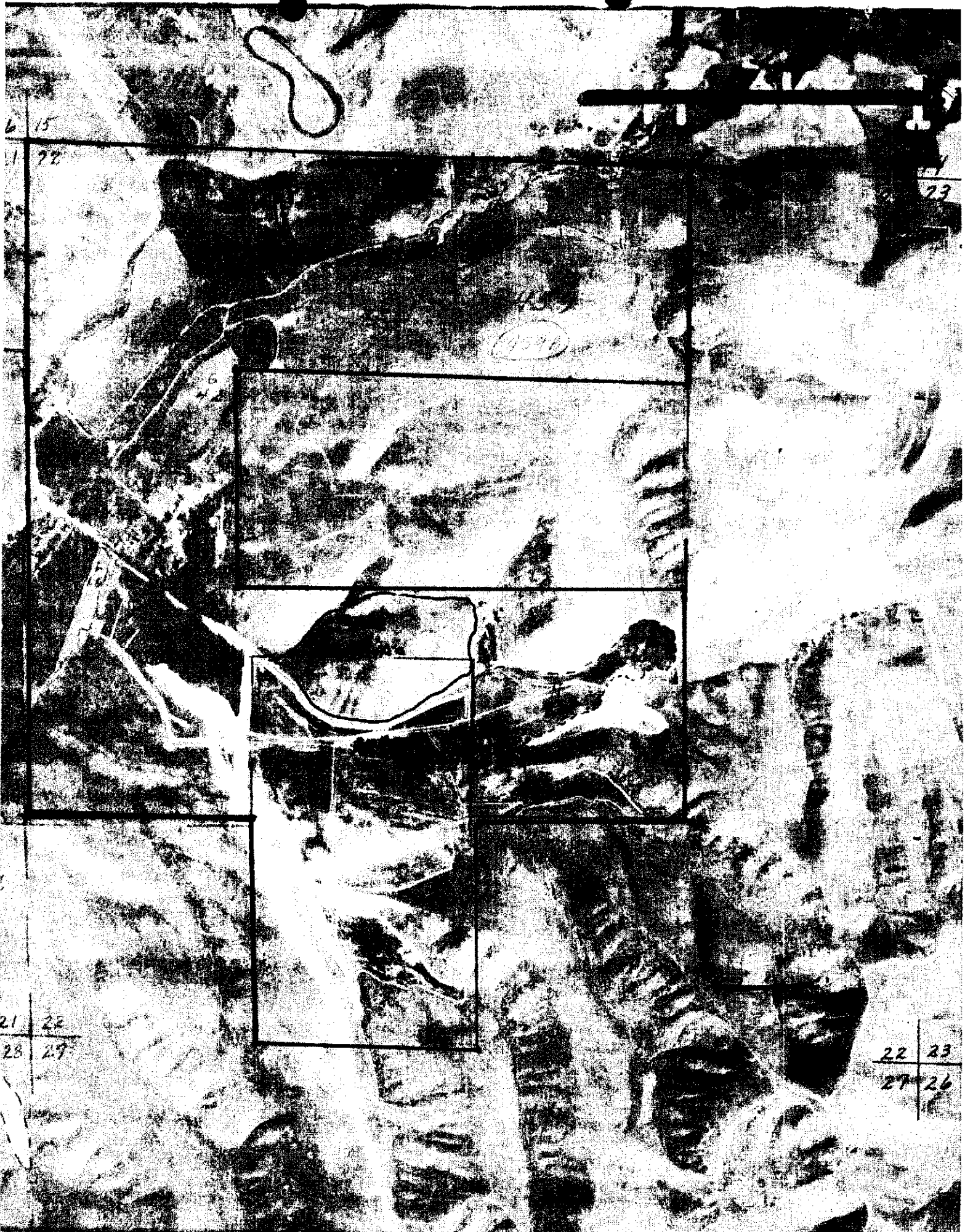


SCALE: 2 inches Equal 1 Mile. Draw Plan in Ink.

33603



Q measured 1055CS
 Q recommended 105CS
 Volume 31.5 ACFT/ANN
 Average
 Found 7.0 AC
 recommended 7.0
 Subdy. 1
 Amendments
☒ None
☐ E.D.
☐ Place of use



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-27649

Date: 9-14-01

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	2E	22					2	2	2										6
GIS								2.7	20	36										58.7
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 6

Total Claimed Acres: 6

Overlapping POU Claim #'s:

Total GIS Acres: 58.7

COMMENTS:

per claim map - couldn't determine claimed acres within PO

Idaho Department of Water Resources

Claim Number: 63-27649

Legal: T04N, R02E, S22

Reviewed By:

1987 Napp Photo

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



0 0.25 Miles

