

16 15

21 22

A761
T69

15
(5)

1.8

2.
14.3

3.
6.7

4.
7.6

14

(5)

8

NW NE

POINT OF DIVERSION (C)
(HOUSE AND POOL WELL)

SW NW

2 2

5.
6.0

36
(22)
(8)
POINT OF
DIVERSION

20
(20)

10.
12.3

17
(13)

9.
11.4

2.
15.7

11.
4.1

14.
3.7

15.
18.0

4.
3.6

7.
11.0

8.
5.8

1.
9.7

13.
7.4

15
(12)

2 22

28 27

DIVERSION
Applied for use
E 9

STATE OF IDAHO JUL 20 1992
DEPARTMENT OF WATER RESOURCES

Transfer No. 3790

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Department of Water Resources
Name of Applicant Terteling Trust No. 7 Phone 208-338-5200
Western Regional Office
Post Office address 877 West Main Street, Ste. 706, Boise, Idaho 83702

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes SMALLER PUMPING DEMAND

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-03603	4/26/1967	1.03	IRRIGATION	3/15 to 11/15
A 63-03603	"	"	"	" to "
				to
				to

2. Total amount of water being transferred 1.03 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to BOISE RIVER
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	22	4N	2E	Ada	artesian
		NW	SW	22	4N	2E	Ada	50 HP 16" well
		SW	NW	22	4N	2E	Ada	Hot water well
	SW	NE	NW	22	4N	2E	Ada	Proposed
	NW	SW	NW	22	4N	2E	Ada	Proposed
	NW	NE	NW	22	4N	2E	Ada	Proposed

5. Lands irrigated or place of use:

[illegible]

Total acres

3603136

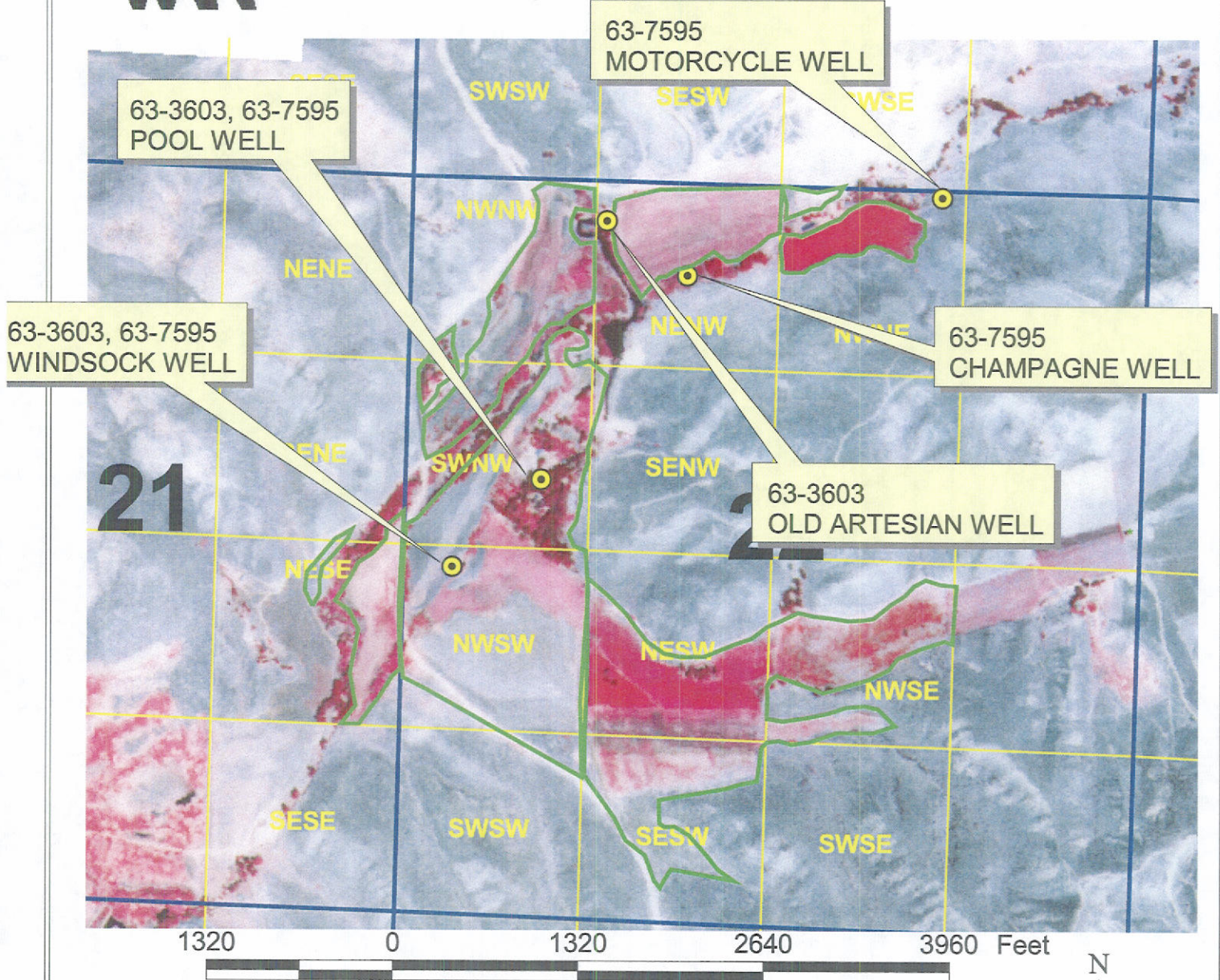
DIVERSION NETWORK





State of Idaho
Idaho Department of Water Resources
Western Region

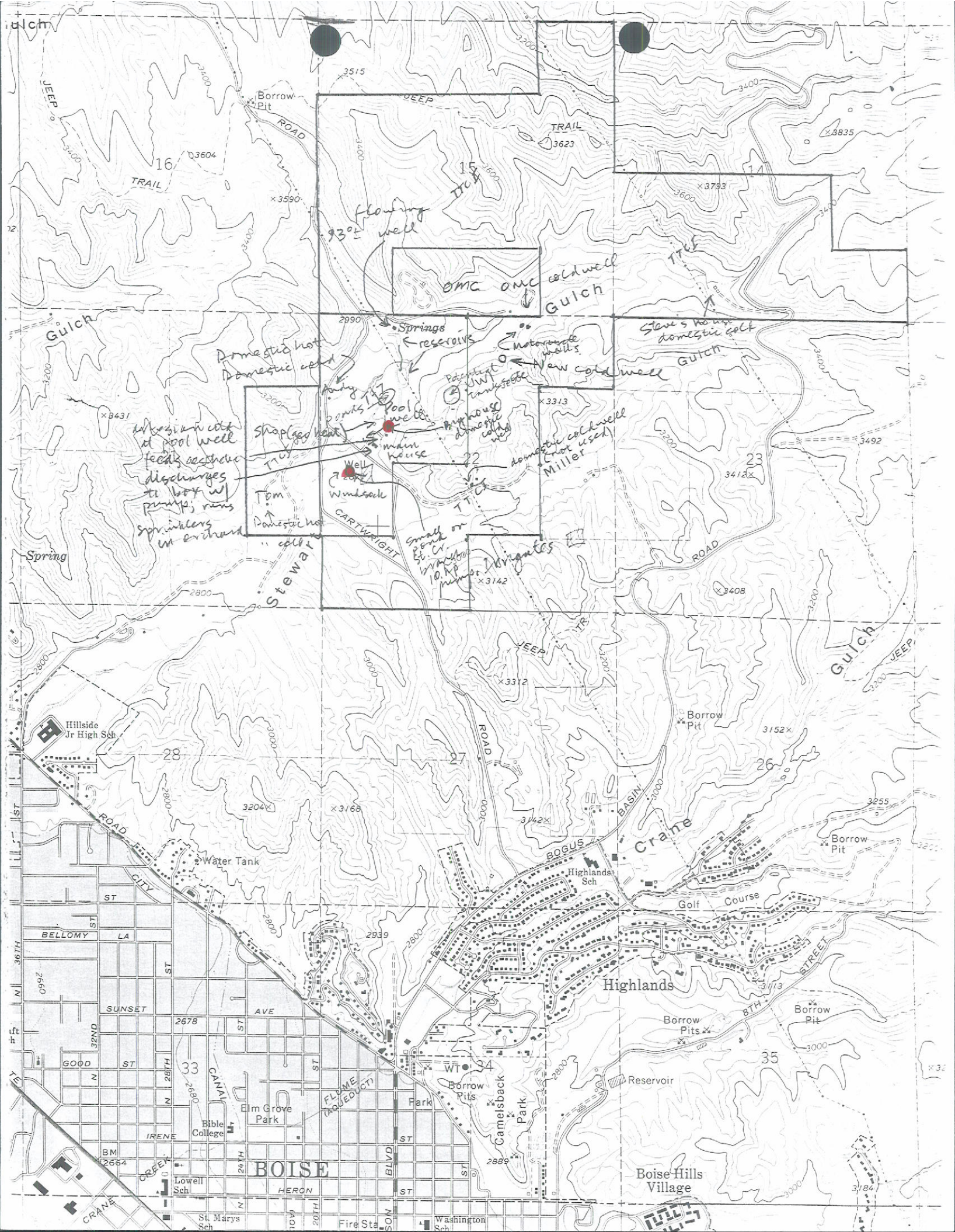
T4N R2E SECTIONS 21 and 22
Water Right (s): 63-3603 and 63-7595



TOTAL IRRIGATED ACRES = 171
63-3603 = 78 ACRES
63-7595 = 93 ACRES

- 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



9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision.

[illegible]

Total number of acres irrigated 144

10. Remarks: Water from springs goes into same reservoir as water from artesian well in NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22. Well in NW $\frac{1}{4}$ of S $\frac{1}{2}$ will irrigate most of the above land and water from springs and artesian wells will supplement for remainder. Well in SW $\frac{1}{4}$ of NW $\frac{1}{4}$ was drilled in 1948, and artesian well in NE $\frac{1}{4}$ of NW $\frac{1}{4}$ was drilled prior to 1940, and water has been put to beneficial use since that time.

The above information is a true statement of the extent to which the above numbered permit has been developed.

MAY 12 1970
(Date)

J. L. Terteling
(Signature) J. L. TERTELING

State of IDAHO)
County of ADA) ss.

On this 12th day of MAY, 19 70, personally appeared before me the
signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at

My commission expires _____



CORNELL, HOWLAND, HAYES & MERRYFIELD
ENGINEERS AND PLANNERS

610 NORTH FIRST STREET, P.O. BOX 807, BOISE, IDAHO 83721
TELEPHONE 389-3033
OTHER OFFICES IN SEATTLE, CORVALLIS, PORTLAND

24 February 1970

Mr. J. L. Terteling
Box 2730
Boise, Idaho

Department of Reclamation
B5262.0

Dear Mr. Terteling:

Modification Order
Permit for Water Rights

We have received a request from the State Reclamation Engineer regarding the points of diversion for the water rights on your Peaceful Cove property. Accordingly, the following information is submitted:

<u>SOURCE</u>	<u>FLOW</u>	<u>LOCATION</u>
Flowing well	.055 CFS	Northeast quarter of the northwest quarter of Section 22, T4N, R2E, BM
Springs	.066 CFS	Northwest quarter of the northwest quarter of Section 22, T4N, R2E, BM
Cold Artesian Well	.092 CFS	Southwest quarter of the northwest quarter of Section 22, T4N, R2E, BM
Pumped Hot Water Well	.122 CFS	Southwest quarter of the northwest quarter of Section 22, T4N, R2E, BM

5460m 1999

We hope this information will be useful in obtaining your water right.
If we can be of further help in this matter, please call upon us.

Yours very truly,

CORNELL, HOWLAND, HAYES & MERRYFIELD

Wallace N. Cory
Wallace N. Cory
Project Engineer

WNC:dp
cc: Mr. D. W. McEldoway

33602
63-3603

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED

1. a) Name of Permit Holder J. L. TERTELING
- b) Post Office Address Post Office Box 1428, Boise, Idaho 83701
2. Permit Number G 33602/63-3603
3. Date of Priority that you are prepared to establish April 26, 1967
4. a) Source from which water was appropriated Wells
- b) Location of the point of diversion: NE 1/4 NW 1/4 Section 22
Township 4N Range 2E Boise Meridian, Other points of diversion:
SW 1/4 of NW 1/4 & NW 1/4 of SW 1/4 Sec. 22 T. 4 N., R. 2 E., B.M.
5. a) The amount of water and use to which the water has been applied:
amount .055 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre foot per annum) (Month-Day) (Month-Day)
amount .214 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre foot per annum) (Month-Day) (Month-Day)
amount 0.90 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre foot per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.8 cfs and/or acre foot per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: See letter of CH2M dated Feb. 24, 1970
for 2 Small Wells - Well in NW 1/4 SW 1/4 measured at time well tested.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Artesian Well in NE 1/4 NW 1/4 flows into reservoir and goes into Sprinkler system
Well in NW 1/4 SW 1/4 pumps into sprinkler system. 600 well-16" & 10" casing. Pump 50 hp 6" Discharge
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Two Old wells Driller
unknown, Well in NW 1/4 SW 1/4 Sec. 22, Kenneth Witt, Caldwell, Idaho April 1968.

Examined & typed
6/10/70
G.M.

Idaho Department of Water Resources

Claim Number: 63-03603

Legal: T4N, R2E, S22

Reviewed By:

1987 Napp Photo



Point of Diversion



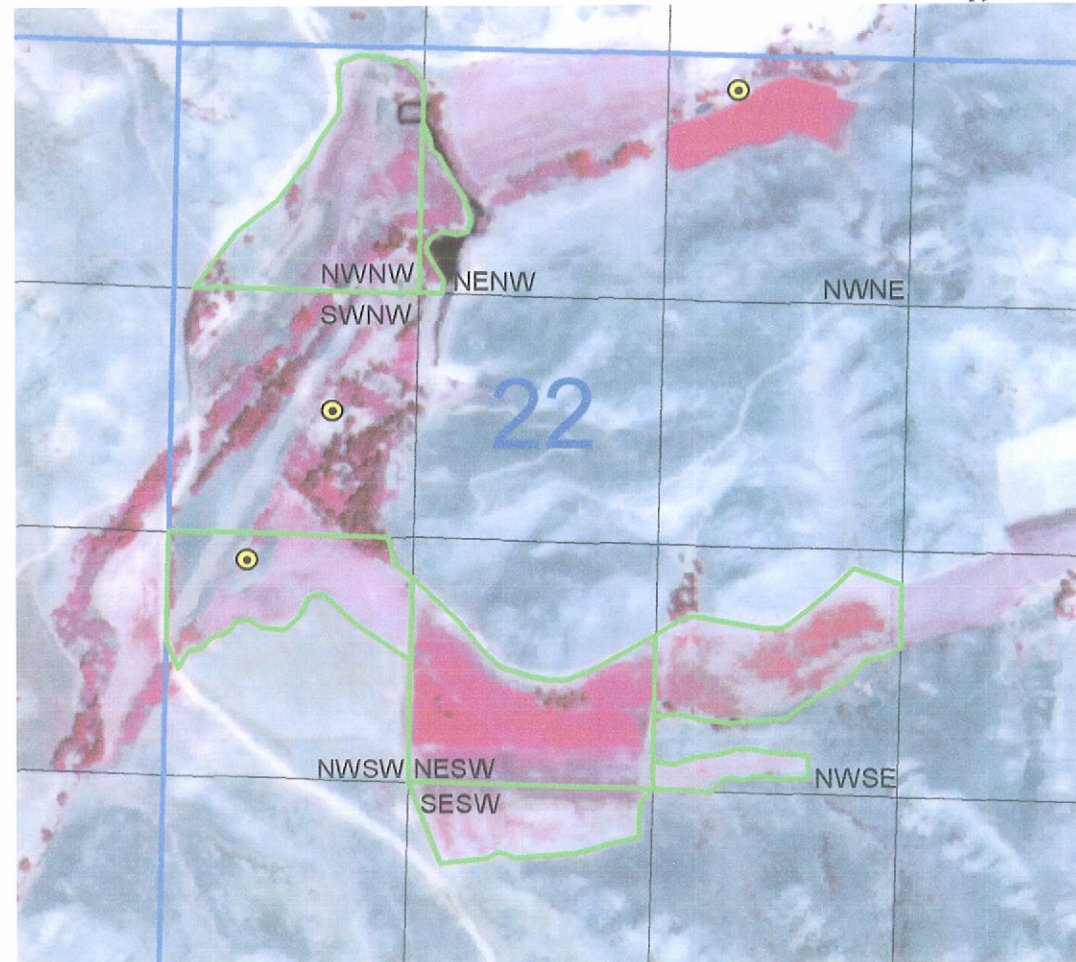
Place of Use



Section Lines



Quarter Quarter Lines



0 0.25 0.5 0.75 Miles



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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-3603
Date Received: 8/21/1989
Receipt No: W004759
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THE TERTELING CO INC Phone: (208)338-5200
3823 N 36TH ST
BOISE ID USA 83703

2. Date of Priority: 04/26/1967

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:

ELECTRIC PUMPS, WELL, WATER DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.03	351

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	22	NE	NW	IRRIGATION	3
			NE	SW	IRRIGATION	20
			SE	SW	IRRIGATION	12
			NW	NW	IRRIGATION	5
			NW	SW	IRRIGATION	22
			NW	SE	IRRIGATION	13
			SW	NW	IRRIGATION	3
					Section Acres	78
					Total Acres	78

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:

Attorney name added per notification from Charlie Honsinger. DB 3/1/2004

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.

USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.

USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER BENEFICIAL USE.

APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM ONE PRODUCING WELL ONLY.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.

THIS WATER RIGHT WAS LICENSED WITH THREE WELLS AS ALTERNATE POINTS OF DIVERSION, SWNW SEC. 22, COMMONLY REFERRED TO AS THE "POOL WELL"; THE NENW SEC. 22, KNOWN AS THE TERTELING ARTESIAN HOT WELL; AND THE NWSW SEC. 22, KNOWN AS THE WINDSOCK WELL.

HOWEVER, THE "MOTORCYCLE WELL" IN NWNE SEC. 22, WAS CONNECTED TO THE WINDSOCK WELL IN 1978 AND HAS BEEN AN ALTERNATE POINT OF DIVERSION FOR WINDSOCK SINCE THEN. IN 1997 THE CHAMPAGNE WELL WAS SUCCESSFULLY DRILLED UNDER AN APPROVED TRANSFER AND HAS BEEN ADDED AS AN ALTERNATE POINT OF DIVERSION FOR THE WINDSOCK AND MOTORCYCLE WELL ON RIGHT NO. 63-07595.

Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576
Ident. Number 63-03603
Date Received _____
Receipt Number _____

SECOND AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 25 2005

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant(s) The Terteling Company, Inc. Phone: (208) 338-5200
Mailing Address 3823 N. 36th St., Boise, ID Zip 83703
2. Date of Priority only (1) per claim) 04/22/1967
3. Source of water supply (a) Ground Water
which is tributary to (b) N/A
4. a. Location of existing point of diversion is: Township 04N Range 02E Section 22,
1/4 of NE 1/4 NW 1/4, Govt. Lot, _____ B.M., County of Ada
Additional points of diversion if any: T04N R02E Sec. 22, SWNW, NWSW (3 pods in NENE; 2 in SWNW)
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 _____
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. Wells diverting into pressurized irrigation system
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 1.03 cfs or _____
7. Total quantity claimed (a) 1.03 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre fee per annum.

Last Name The Terteling Company, Inc. Ident. Number 63-03603

1.0. Description of place of use:

- [illegible]

14. Remarks: _____

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

If applicable provide IDWR Water Right Number 63-03603

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 documents are true and correct.

Signature or Claimant (s) _____ Date _____

_____ Date _____

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

of _____ The Terteling Company, Inc. _____, that I have signed the foregoing

Organization _____

document in the space below as Vice President of The Terteling Company, Inc.

Title _____ organization _____

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

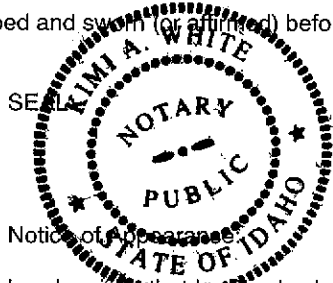
Signed of Authorized Agent [Signature]

Title and Organization Vice President, The Terteling Co Date 10/24/05

State of Idaho/or Idaho)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24th day of October 20 05



Notary Public Kimi A. White

Residing at Boise, Idaho

My Commission Expires 04/10/10

16. Notice of Appearance

Notice is hereby given that Charles L. Honsinger will be acting as attorney at law on behalf of the claimant signing above, and 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 Charles L. Honsinger

Address Ringier Clark, Chartered, P.O. Box 2773, Boise, ID 83701

Date October 21, 2005

Last Name The Terteling Company, Inc. Ident. Number 63-03603

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: **A63-03603**
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: THE TERTELING COMPANY INC 208-338-5200
Address: 3823 N 36TH ST
BOISE ID 83703

2. Date of Priority: APR 26, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
ELECTRIC PUMPS, WELL, WATER DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.030		351.00
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 100 RANGE CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	22	NE	NW		IRR	3.0
			NE	NW		STOCK	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	22	NW	NW		IRR	3.0
			NW	NW		STOCK	
			NE	SW		IRR	20.0
			NW	SW		IRR	20.0
			NW	SW		STOCK	
			SE	SW		IRR	12.0
			NW	SE		IRR	10.0
						Section Acres	68.0
						Total Acres	68.0

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

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.
USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES
FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.
USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES
IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER
BENEFICIAL USE.
APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM
ONE PRODUCING WELL ONLY.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.
THIS WATER RIGHT WAS LICENSED WITH THREE WELLS AS ALTERNATE
POINTS OF DIVERSION, SWNW SEC. 22, COMMONLY REFERRED TO AS THE
"POOL WELL"; THE NENW SEC. 22, KNOWN AS THE TERTELING ARTESIAN
HOT WELL; AND THE NWSW SEC. 22, KNOWN AS THE WINDSOCK WELL.
HOWEVER, THE "MOTORCYCLE WELL" IN NWNE SEC. 22, WAS CONNECTED TO
THE WINDSOCK WELL IN 1978 AND HAS BEEN AN ALTERNATE POINT OF
DIVERSION FOR WINDSOCK SINCE THEN. IN 1997 THE CHAMPAGNE WELL
WAS SUCCESSFULLY DRILLED UNDER AN APPROVED TRANSFER AND HAS BEEN
ADDED AS AN ALTERNATE POINT OF DIVERSION FOR THE WINDSOCK AND
MOTORCYCLE WELL ON RIGHT NO. 63-07595.

15. Basis of Claim: LICENSE

Water Right Number: 33602

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 63-03603
Receipt Number _____

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

RECEIVED
JUN 09 1999
WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant The Terteling Company, Inc. Phone (208) 338-5200
Mailing Address 3823 N. 36th Street, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) April 26, 1967
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 4N Range 2E Section 22,
____ 1/4 of NW 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Ada
Additional points of diversion if any: NW NE § 22 (Motorcycle well), NW SW § 22 (Windsock well) NW NE Sec.
22 (Champagne well)
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.
See Attachments A, B, & C
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>1.03</u> or _____			
For <u>stockwater</u> _____ purposes from <u>1/1</u> to <u>12/31</u> amount _____ or _____			
For _____ purposes from _____ to _____ amount _____ or _____			
7. Total quantity claimed (a) 1.03 (cfs) and/or (b) _____ (acre feet)
8. Total consumptive use claimed is _____ acre feet per annum.

Last Name Terteling Ident No. 63-03603

6/99 Revision

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

Stockwater: 100 head.

10. Description of place of use:

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

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					3	3			20	20		12		10			68
							S	S				S							

Total number of acres irrigated 68

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

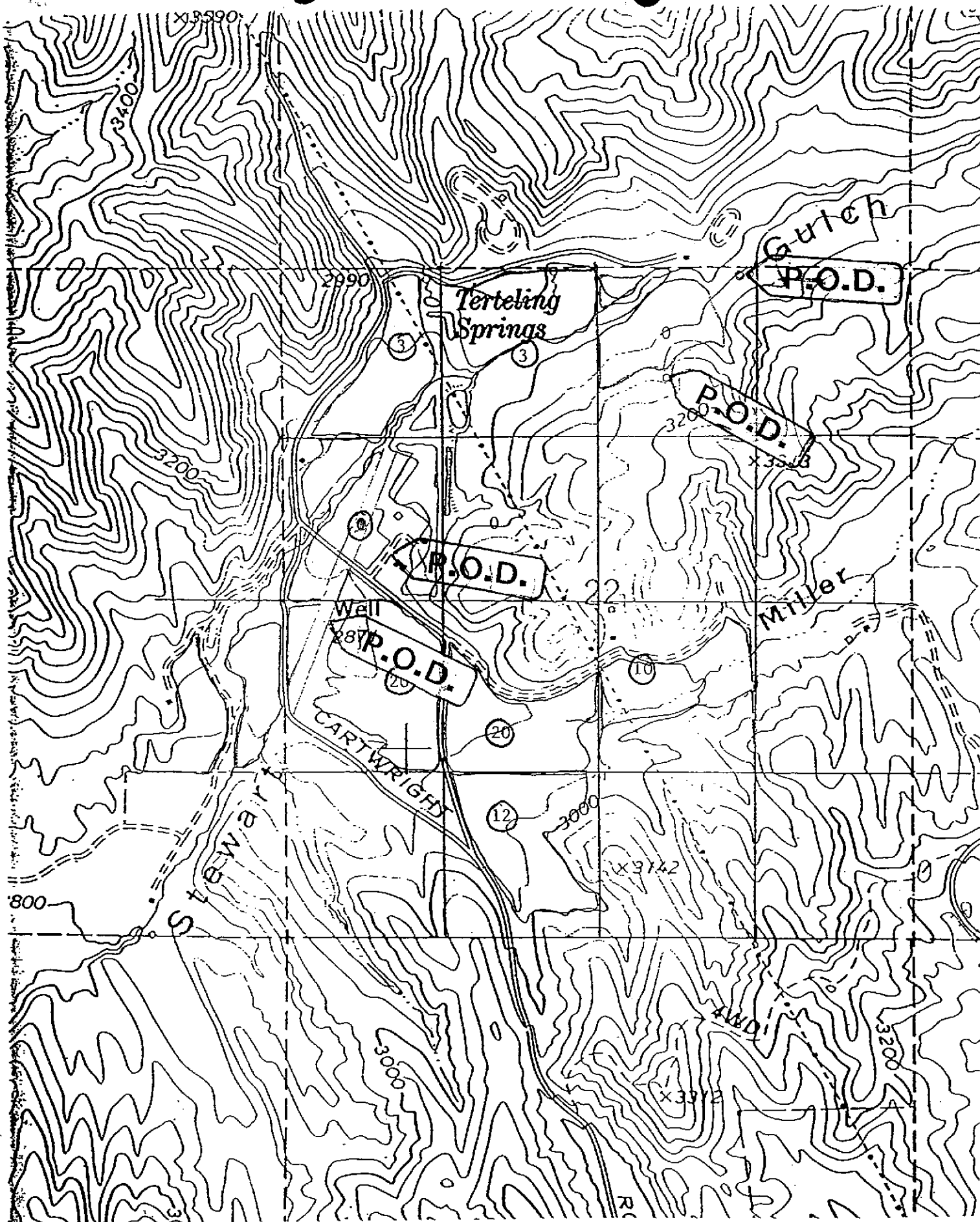
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. 63-07595

or None () See Attachment D for measurements of these rights.

14. Remarks:

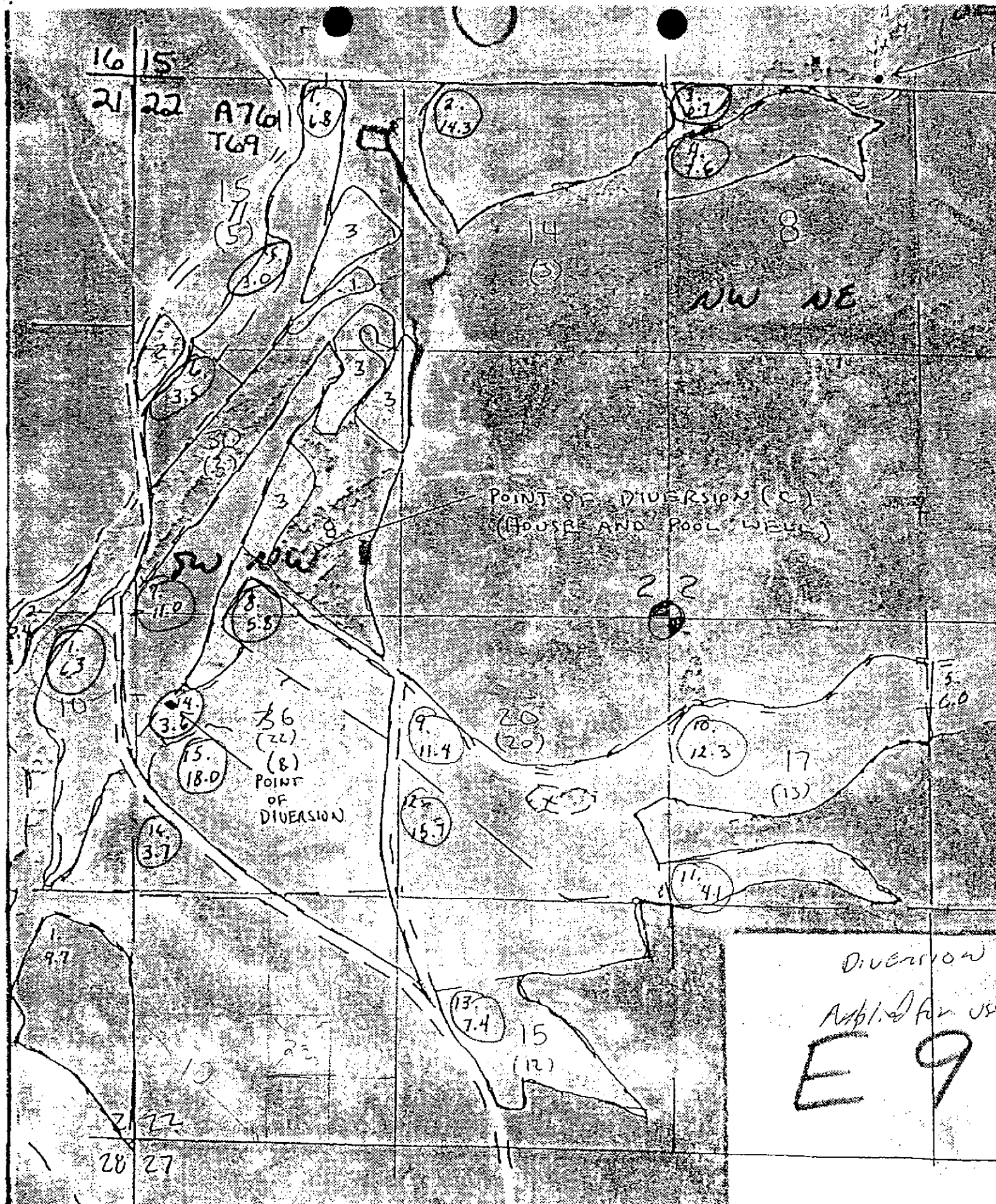
This water right was licensed with three wells as alternate points of diversion—the SW NW §22, commonly referred to as the "Pool well"; the NE NW §22, known as the Terteling Artesian Hot Well; and the NW SW §22, known as the Windsock well. However, the "Motorcycle well" in the NW NE, § 22, was connected to the Windsock well in 1978 and has been an alternate point of diversion for Windsock since then. In 1997 the Champagne well was successfully drilled under an approved transfer and has been added as an alternate point of diversion for the Windsock and Motorcycle well on Right # 63-07595.



Last Name Terteling

Ident No. 63-03603

(12) = Acres irrigated



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, President
Title

of The Terteling Company, Inc. that I have signed the foregoing
Organization

document in the space below as President of The Terteling Company, Inc.
Title Organization

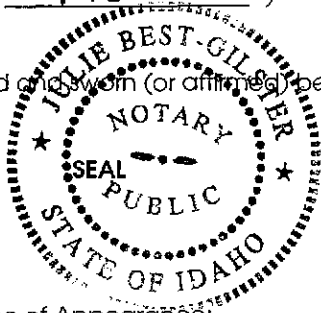
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent J.L. Terteling

Title and Organization President of The Terteling Company, Inc. Date 6-7-99

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

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



Notary Public Julie Best-Gilmer

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

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

ATTACHMENT A
USE TYPEWRITER OR
BALLPOINT PEN

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

041C
OCT 1978

1. WELL OWNER

Name _____
Address _____
Owner's Permit No. _____

7. WATER LEVEL

Static water level _____ feet below land surface.
Flowing? ☐ Yes ☐ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____

2. NATURE OF WORK

☐ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	359	363	Blue Clay & Brown Shale		
	363	366	Black Shale		
	366	375	Basalt		
18	375	402	Black-Green Basalt-Hard		
	402	412	Clay w/Broken Basalt		
	412	437	Basalt-Hard		
	437	441	Clay & Cinders		
	441	445	Basalt-Hard		
	445	448	Basalt & Clay		
	448	453	Basalt		
	453	467	Red Clay & Cinders		
	467	470	Basalt-Hard		
	470	476	Clay & Broken Basalt		
	476	486	Basalt-Hard		
	486	497	Clay-Various Colors		
	497	499	Basalt-Hard		
	499	500	Clay & Shale		
	500	506	Cinders & Broken Basalt		
	506	514	Brown & Blue Clay w/Basalt & Shale		
	514	522	Basalt-Hard		
12	522	532	Basalt w/some Clay		
	532	535	Red Clay & Cinders		
	535	538	Basalt		
	538	554	Blue Clay & Cinders		
	554	555	Lava		
	555	570	Clay w/some Grey Sand		
	570	572	Fine to Crse. Sand		
	572	615	Gray Clay w/some Sand		
	615	616	Crse. Sand		
	616	652	Gray Clay w/some Sand		
	652	672	Gray Clay		
	672	702	Dark Blue Clay		
	702	712	Brown to Blue Clay		
	712	725	Blue-Green Clay		

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☐ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet
_____ inches	_____ inches	_____ feet	_____ feet

Was casing drive shoe used? ☐ Yes ☐ No
Was a packer or seal used? ☐ Yes ☐ No
Perforated? ☐ Yes ☐ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

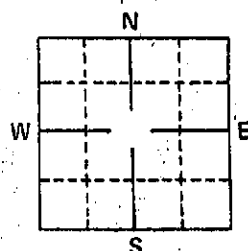
Well screen installed? ☐ Yes ☐ No
Manufacturer's name _____
Type _____ Model No. _____
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☐ Yes ☐ No ☐ Size of gravel _____
Placed from _____ feet to _____ feet
Surface seal depth _____ Material used in seal: ☐ Cement grout
☐ Puddling clay ☐ Well cuttings
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☐ Overbore to seal depth
Method of joining casing: ☐ Threaded ☐ Welded ☐ Solvent
Weld
☐ Cemented between strata
Describe access port _____

10.

Work started _____ finished _____

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County _____

_____ 1/4 _____ 1/4 Sec. _____, T. _____ N/S, R. _____ E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name _____ Firm No. _____

Address _____ Date _____

Signed by (Firm Official) _____

and
(Operator) _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

BALLPOINT PEN

OMC

OMC
OCT 1978

1. WELL OWNER

Name J. A. Terteling & Sons, Inc.
Address P.O. Box 1428, Boise, Idaho 83701
Owner's Permit No. 63-7595

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning) _____

3. PROPOSED USE

☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☐ Rotary ☐ Air ☐ Hydraulic ☒ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____

Thickness	Diameter	From	To
.250 inches	16 inches	2 feet	378 feet
.250 inches	8 inches	1 feet	293 feet
.258 inches	5 inches	293 feet	295 feet
.258 inches	5 inches	303 feet	326 feet
.258 inches	5 inches	334 feet	344 feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch
Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No
Manufacturer's name Johnson
Type 304 Stainless Model-No. _____
Diameter 6 Slot size 35 Set from 295 feet to 303 feet
Diameter 6 Slot size 35 Set from 326 feet to 334 feet
Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 3/8 minus
Placed from 50 feet to 378 feet
Surface seal depth 50' Material used in seal: ☐ Cement grout
☒ Puddling clay ☐ Well cuttings
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld
☐ Cemented between strata
Describe access port To be determined

7. WATER LEVEL

225' 16" Pipe
45' 8" Pipe
Static water level _____ feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ °F. Quality _____

8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
28	0	10	Topsoil & Sand		
	10	32	Crse. Sand w/some Clay		
	32	34	Fine to Med. Sand		
	34	78	Fine to Crse. Sand		
	78	88	Fine to Crse. Green Sand		
	88	95	Fine to Crse. Sand-Mixed Colors		
	95	146	Crse. Gray Sand-Hard		
	146	166	Gray Sandstone-Hard		
	166	226	Blue-Gray Sandstone-Hard		
	226	233	Clay		
	233	239	Blue-Gray Sandstone-Hard		
	239	243	Blue Sand w/some Clay		
	243	259	Dark Brown Shale & Clay		
	259	269	Light Black Sandstone		
	269	275	Dark Sandstone w/some Clay		
	275	277	Brown Clay w/some Fine Sand		
	277	279	Sandstone & Clay		
	279	284	Dark Blue Sandstone & Clay		
	284	289	Sandstone-Mixed Colors		
	289	293	Dark Blue Sandstone		
	293	299	Crse. Qtz. Sand		
	299	304	Fine to Med. Qtz. Sand w/some Clay		
	304	309	Fine Sand w/some Mudstone		
	309	311	Sandstone & Mudstone		
	311	312	Mudstone		
	312	318	Mudstone & Carbon Shale		
	318	319	Blue Shale-Crse. Qtz. Sand		
	319	323	Quartz Sand & Shale		
	323	329	Crse. Qtz. Sand-Pea Pebbles		
	329	336	Crse. Green Qtz. Sand		
	336	349	Blue Sandstone & Mudstone		
	349	354	Mudstone		
	354	356	Light Brown Mudstone		
	356	357	White Clay		
	357	359	Brown Clay		

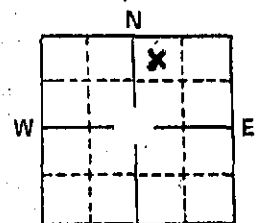
(Cont'd)

10.

Work started 9-21-78 finished 10-18-78

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Ada

NW ¼ NE ¼ Sec. 22 T. 4N N/S, R. 2E E/W.

11. DRILLERS CERTIFICATION

I/We certify that all minimum well construction standards were
complied with at the time the rig was removed.

Firm Name Pete Cope Drilling Co. Inc. Firm No. 213

Address P.O. Box 561
Meridian, Idaho Date 10-19-78

Signed by (Firm Official) Pete Cope
and
(Operator) Frank Chittain

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

ATTACHMENT B

Use Typewriter
or
Ball Point Pen1. DRILLING PERMIT NO. 63-96-W-0894-000

Other IDWR No. _____

2. OWNER:

Name Terteling Turst #7
Address 877 W. Main St #7061
City Boise State ID Zip _____

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N					
		X			
S					

Twp. 4 North ☒ or South ☐
Rge. 2 East ☒ or West ☐
Sec. 22 1/4 NW 1/4 NE 1/4
Gov't Lot _____ County Ada 10 acres 160 acres

Address of Well Site Cartwright Rd
Chamagne well City Boise
(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. PROPOSED USE:

- ☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK

- ☐ New Well ☒ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD

- ☐ Mud Rotary ☐ Air Rotary ☐ Cable ☒ Other Reverse

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		
Bentonite	0	200	48,000 lbs		Overburden
3/8 Filter Pack	187	487			

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
Was drive shoe seal tested? Y ☐ N ☐ How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
18"	+2	1985	.375	Steel	☒	☐	☒	☐
14	183	196	.375	Steel	☐	☒	☒	☐
10	196	204	.365	Steel	☒	☐	☒	☐
Length of Headpipe <u>478</u> Length of Tailpipe <u>11'</u>								

9. PERFORATIONS/SCREENS

- ☐ Perforations Method _____

- ☒ Screens Screen Type Johnson Stainless Steel

Gravel Pack 3/8 Pea Gravel

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
204	470	.60		10	SS	☒	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

32 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: well cap

11. WELL TESTS:

- ☒ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
500	50'	82'	2 hrs

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
24"	0	2	Top Soil		
	2	5	hard burnt clay		
	5	12	Sandy loam		
	12	25	Coarse Sand		
	25	27	Decomp. Granite & Rock		
	27	35	Gray Sand & Boulders		
	35	38	Yellow Sand - Granite		
	38	45	White Sand & Clay		
	45	73	lt. Br. Sand / Clay streaks		
	73	75	Blue Yellow Sandy Clay		
	75	84	Sandstone		
	84	85	Solid Granite		
	85	240	Fine To Coarse Sand		
	240	306	Sand Stone Soft & Hard		
	306	317	Fine To med Sand		
	317	325	Coarse Sand / w streaks Clay		
	325	344	Sand Stone & Sand		
	344	356	Gray Clay & Silt Stone		
	356	471	Sand & Sand Stone		
	471	474	Coarse Sand & Black Shale		
	474	486	Coarse Sand Greenish		
	486	510	gray Clay & Silt Stone		

Completed Depth 481 (Measurable)
Date: Started 12/9/96 Completed 1/27/97

13. DRILLER'S CERTIFICATION

Screens Installed 3/98
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name Riverside Inc Firm No. 333

Firm Official _____ Date _____

and
Supervisor or Operator Dore Chan Date 6/11/98

(Sign once if Firm Official & Operator)

REPORT OF WELL DRILLER

State of Idaho

State law requires that this report shall be filed with the State Reclamation Engineer within 30 days after completion or abandonment of the well.

WELL OWNER:

Name J. Terteling
Address Boise, Idaho

Peace Fork Cave
Owner's Permit No. 33602

NATURE OF WORK (check): Replacement well ☐
New well ☒ Deepened ☐ Abandoned ☐

Water is to be used for: _____

METHOD OF CONSTRUCTION: Rotary ☐ Cable ☒
Aug ☐ Other _____ (explain)

DRILLING SCHEDULE: Threaded ☐ Welded ☐

10" Diam. from 0 ft. to 510 ft.

16" Diam. from 0 ft. to 59 ft.

"Diam. from _____ ft. to _____ ft.

"Diam. from _____ ft. to _____ ft.

Thickness of casing: 1/4 Material: _____

Steel ☒ concrete ☐ wood ☐ other ☐

(explain)

REFRIGERATED? Yes ☐ No ☒ Type of
refrigerator used: _____

Size of perforations: _____" by _____"

_____ perforations from _____ ft. to _____ ft.

_____ perforations from _____ ft. to _____ ft.

_____ perforations from _____ ft. to _____ ft.

_____ perforations from _____ ft. to _____ ft.

IS SCREEN INSTALLED? Yes ☐ No ☒

Manufacturer's name _____

Model No. _____

Slot size _____ Set from _____ ft. to _____ ft.

Slot size _____ Set from _____ ft. to _____ ft.

CONSTRUCTION: Well gravel packed? Yes ☐

_____ size of gravel _____ Gravel

placed from _____ ft. to _____ ft. Surface seal

provided? Yes ☐ No ☐ To what depth?

_____ ft. Material used in seal: _____

16" I/4 wall casing

Do any strata contain unusable water? Yes ☐

☒ Type of water: _____

Depth of strata _____ ft. Method of sealing

strata off: Surfaced cased with 16"

casing to 59 ft.

Surface casing used? Yes ☐ No ☐

Sealed in place? Yes ☐ No ☐

Locate well in section

LOCATION OF WELL: County Ada

☒ Sec. 22 T. 1 N/S R. 2 E/W

Use other side for additional remarks

Size of drilled hole: 16" & 10" Total
depth of well: 600 Standing water
level below ground: 129 ft. Temp.
Fahr. _____ ° Test delivery: 400 gpm
or _____ cfs Pump? ☐ Bail ☐
Size of pump and motor used to make test:
6" Turbine

Length of time of test: 4 Hrs. 1 Min.

Drawdown: 127 ft. Artesian pressure: ft.

above land surface _____ Give flow _____ cfs

or _____ gpm. Shutoff pressure: _____

Controlled by: Valve ☐ Cap ☐ Plug ☐

No control ☒ Does well leak around casing?

Yes ☐ No ☐

DEPTH		MATERIAL	WATER
FROM	TO		YES OR NO
0	3	Top soil	
3	16	Silt, clay & sand	
16	30	Blue clay	
30	50	clay, sand	
50	85	Blue shale	
85	90	Shale	
90	195	Blue shale	
195	468	" "	
468	504	Hard dry granite sand	
504	540	Lava, black	
540	550	Set casing in to rock at	
		510 ft. from ground	
		10" X 1/4 wall	
540	550	Lava, shale layers	? yes
550	565	Lava, hard	
565	566	Lava, crevice	yes
566	573	Lava	
573	582	Red clay, deep color	
582	594	Cinders & Blue shale	yes
594	600	Very hard lava	

WIND SOCK
24 APRIL 68



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 D



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
JUL 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
<i>1300s 300-400 6 ARTESIAN</i>		
<u>4N 2E Section 15</u>		
20 HP submersible pump	63-7595	300
40 HP " "	"	344
		<i>0.77</i>

646 GEOTHERMAL
166 PART GEOTHERMAL
300-400 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

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

RECEIVED
JAN 13 1987
GEO. ENG. DIV.

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
	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

GEO THERMAL
PART GEO THERMAL

4N 2E Section 15

20 HP submersible pump	63-7595	300
40 HP " "	"	344

GEO THERMAL
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

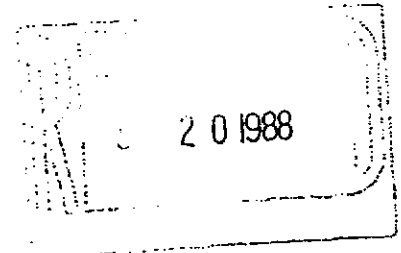


State of Idaho
DEPARTMENT OF WATER RESOURCES

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 ^{PMC}

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.

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: A63-03603
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: APR 26, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
ELECTRIC PUMPS, WELL, WATER DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.030		351.00

7. Total Quantity Appropriated is:
1.030 C.F.S. (and/or) 351.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	22	NE	NW		IRR	3.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	02E	22	NW		NW		IRR	5.0
			SW		NW		IRR	3.0
			NE		SW		IRR	20.0
			NW		SW		IRR	22.0
			SE		SW		IRR	12.0
			NW		SE		IRR	13.0
							Section Acres	78.0
							Total Acres	78.0

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:
A63-03604, A63-07595, A63-09288

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.
USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES
FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.
USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES
IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER
BENEFICIAL USE.
APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM
ONE PRODUCING WELL ONLY.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.

15. Basis of Claim: LICENSE

Water Right Number: 33602

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: A63-03603
Date Received: 8/21/1989
Receipt No: W004759
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

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

2. Date of Priority: APR 26, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
ELECTRIC PUMPS, WELL, WATER DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.030		351.00

7. Total Quantity Appropriated is:
1.030 C.F.S. (and/or) 351.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	21	NE	SE		HEAT	

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	02E	22	SW		NE		HEAT	
			NE		NW		IRR	3.0
			NW		NW		IRR	5.0
			SW		NW		IRR	3.0
			NE		SW		IRR	20.0
			NW		SW		IRR	22.0
			SE		SW		IRR	12.0
			NW		SE		IRR	13.0
							Section Acres	78.0
							Total Acres	78.0

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:
A63-03604, A63-07595, A63-09288

14. Remarks:
CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.
USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES
FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.
USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES
IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER
BENEFICIAL USE.
APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM
ONE PRODUCING WELL ONLY.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.

15. Basis of Claim: LICENSE

Water Right Number: 33602

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: _____

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JUL 25 1994

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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JUL 25 1994

Water Right Number - 63-03603

Prefix Translation: WATER RIGHT

Old (D) Number - 33602

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

*** C - CURRENT OWNER ***
TERTELING TRUST #7

1 - 877 W MAIN ST #706

2 -

3 -

City- BOISE

State- ID Zip- 83702

Phone - 208-000-0000

*** D - ORIGINAL OWNER ***
TERTELING

J L

1 - PO BOX 2730

2 -

3 -

City- BOISE

State- ID Zip- 83701

Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
04/26/1967 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.04N 02E 22 NE NW (1) ADA
SW NW (1) ADA
NW SW (1) ADA(APPROVED TRANSFER COPY SHOWS 3-ADDITIONAL P/D'S
NOT SHOWN HERE ON PROOF REPORT...
SEE ATTACHED COPY. (LISTED AS PROPOSED))+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/15

1.030

351.00

(TRANSFER DROPPED
HEATING THAT WAS
CLAIMED AS A USE.)+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.030 351.00+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

04N	02E	22	NE NW		3.0	01	IRRIGATION	(1) ADA
04N	02E	22	NW NW		5.0	01	IRRIGATION	(1) ADA
04N	02E	22	SW NW		3.0	01	IRRIGATION	(1) ADA
04N	02E	22	NE SW		20.0	01	IRRIGATION	(1) ADA
04N	02E	22	NW SW		22.0	01	IRRIGATION	(1) ADA
04N	02E	22	SE SW		12.0	01	IRRIGATION	(1) ADA
04N	02E	22	NW SE		13.0	01	IRRIGATION	(1) ADA

Total Acres: 78.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

MICROFILMED
JUL 25 1994

Water right number - 63-03603

Prefix Translation: WATER RIGHT

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
Use of water with a temperature greater than 85 degrees
Fahrenheit is not authorized under this right.
Use of low temperature geothermal water for irrigation purposes
is prohibited, unless the heat is first removed through another
beneficial use.
Approval of this transfer authorizes the diversion of water from
one producing well only.

+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - - Conditions of Approval - - - - - +
T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.
R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.
046 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - - Comments - - - - - +
Date: 09/01/1992 User Id: CURTIS Subject: Trans. #3990
Trans. #3990 was filed to add points of diversion under this right.

+ - - Audit Fields - 04/23/85 05/01/88 CONVERT 07/31/92 CURTIS 09/01/92 CURTIS 09/18/92 CURTIS
10/05/92 CURTIS

+ - - - - - Water Rights Dates and Flags Area - - - - - +
Proof Due Date - 00/00/0000 Field Exam Made - 00/00/0000 Field Exam Fee -
Approved/Denied - 00/00/0000 Protested Date - 00/00/0000 Swan Falls -
Proof Made Date - 00/00/0000 Hearing Date - 00/00/0000 Temporary Right - P
Exam to S.O. Date - 00/00/0000 Verified Date - 00/00/0000 DLE/Carey Act -
Order Show Cause - 00/00/0000 Receipt Number - Water District -
Licensed Date - 09/12/1979 Appl Received - 00/00/0000 Transfer/Amended - T
Decree Date - 00/00/0000 Name Connector - POU Ownership Flag -
Presumption Flag -

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JUL 25 1994

STATE OF IDAHO JUL 20 1964
DEPARTMENT OF WATER RESOURCES

Transfer No. 3990

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Department of Water Resources
Name of Applicant Terteling Trust No. 7 Phone 208-338-5200
Western Regional Office
Post Office address 877 West Main Street, Ste. 706, Boise, Idaho 83702

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes SHALLOOIER PUMPING DEPTH

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-03603</u>	<u>4/26/1967</u>	<u>1.03</u>	<u>IRRIGATION</u>	<u>3/15</u> to <u>11/15</u>
<u>A 63-03603</u>	<u>"</u>	<u>"</u>	<u>"</u>	<u>"</u> to <u>"</u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>
<u> </u>	<u> </u>	<u> </u>	<u> </u>	<u> </u> to <u> </u>

2. Total amount of water being transferred 1.03 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to BOISE RIVER
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	22	4N	2E	Ada	artesian
		NW	SW	22	4N	2E	Ada	50 HP 16" well
		NE	NW	22	4N	2E	Ada	Hot water well
	SW	NE	NW	22	4N	2E	Ada	Proposed
	NW	SE	SW	22	4N	2E	Ada	Proposed
	NW	NE	NW	22	4N	2E	Ada	Proposed

5. Lands irrigated or place of use:

[illegible]

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JUL 25 1994

Total score

PART 1

6. General Information:

a. Description of diversion system A well - proposed surface diameter of 16", proposed
maximum well depth is 700'.

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

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

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-03603

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 5th day of October, 19 92.

[Signature]
CHIEF, WATER ALLOC. BUREAU

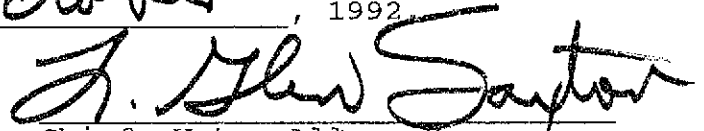
MICROFILMED

JUL 25 1994

CONDITIONS OF APPROVAL
Transfer of Water Right No. 63-03603

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands described above.
6. Use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
7. Use of low temperature geothermal water for irrigation purposes is prohibited, unless the heat is first removed through another beneficial use.
8. Approval of this transfer authorizes the diversion of water from one producing well only.

Dated this 5th day of October, 1992.


Chief, Water Alloc. Bureau

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JUL 25 1994

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. AG-03603 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☒ Other tax assessment notice

3. Source of water groundwater tributary to _____

4. Date or priority 04/26/1967

5. Water is used for the following purpose:

amount 1.03 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.03 cubic feet per second and/or 351 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	22	4N	2E	Ada	Artesian
		NW	SW	22	4N	2E	Ada	50 hp 16" well
		SW	NW	22	4N	2E	Ada	Hot water well

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2E	22					3	5	3		20	22		12		13			78

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JUL 25 1994

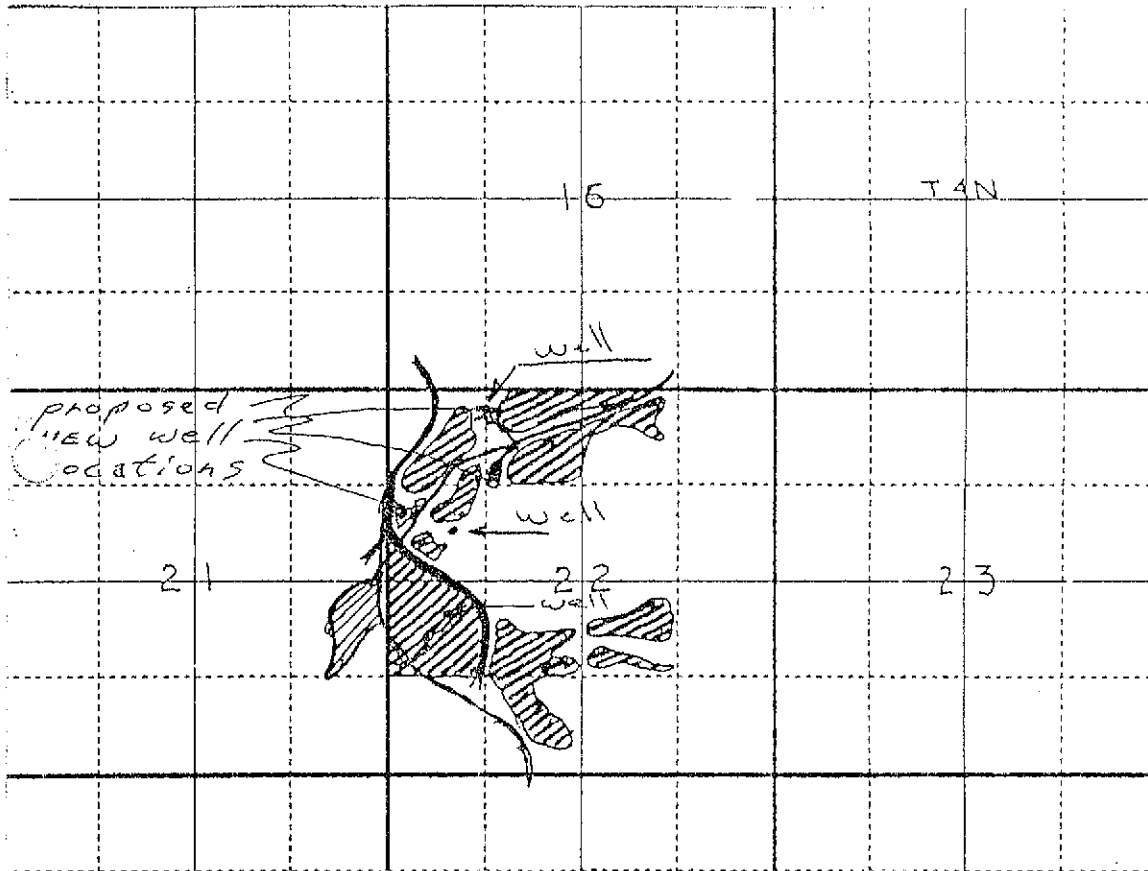
Total acres 78

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

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

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

SEC. 22, T4N, R2E



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JUL 25 1994

4N
2E +

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

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

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

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

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

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

J. L. Terteling, Trustee, Terteling Trust No. 7

(Signature of Applicant)

Subscribed and sworn to before me this 17th day of July, 19 92.

(Notary Public)

My commission expires 5-7-97

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by MM Date 7-20-92 Protest filed by _____

Prelim. check by _____ Fee \$50.00 _____

Receipted by AD Date 7-20-92 _____

Published in Salinas Statesman Copies of protest forwarded by _____

Pub. dates 8/6 & 8/13/92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DR

Copy of transfer sent to lien holder _____

MICROFILMED**JUL 25 1994**

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03603
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COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

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SUITE 706
BOISE ID 83702

2. Date of Priority: APR 26, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
ELECTRIC PUMPS, WELL, WATER DISTRIBUTION SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.030		
HEATING	01/01	12/31	0.120		

7. Total Quantity Appropriated is:
1.030 C.F.S. (and/or) 351.00 A.F.A.

8. Total consumptive use is 351.0 Acre Feet Per Annum.

9. Non-irrigation uses:
HEAT, 2 HOMES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	21	NE	SE		HEAT	
		22	SW	NE		HEAT	

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JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	02E	22	NE		NW		IRR	3.0
			NW		NW		IRR	5.0
			SW		NW		IRR	3.0
			NE		SW		IRR	20.0
			NW		SW		IRR	22.0
			SE		SW		IRR	12.0
			NW		SE		IRR	13.0
							Section Acres	78.0
							Total Acres	78.0

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:
A63-03604, A63-07595, A63-09288

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 33602

MICROFILMED

JUL 25 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number AG-03603Date Received 8/21/89Receipt Number W004759
W010664

RECEIVED

MAR 07 1990

Department of Water Resources
Western Regional Office

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

amended claim

Please type or print clearly

- Name of Claimant (s) Terteling Trust No. 7 Phone (208) 338-5200
Mailing Address 877 W. Main Street, Suite 706, Boise, ID Zip 83702
- Date of Priority (Only one (1) per claim) April 6, 1967
- Source of water supply (a) Groundwater
which is tributary to (b) _____
- a. Location of existing point of diversion is: Township 04N Range 02E Section 22,
_____ 1/4 of NW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
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 _____
- 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. Electric pumps, well, water
distribution system

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JUL 25 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 1.03 or _____

For Geothermal Heat purposes from 1/1 to 12/31 amount 0.12 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.03 (cfs) and/or (b) 351 (acre feet)

8. Total consumptive use claimed is 351 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
04N	02E	22			G		3.0	5.0	3.0		20.0	22.0		2.0		13.0			78.0
		21													G				

Total number of acres irrigated 78.0

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 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.

A63-03604, A63-07595, 63-9288

or None ()

14. Remarks:

Geothermal heating of buildings during spring, fall and winter and heating of swimming pool during the summer makes this year around requirement.

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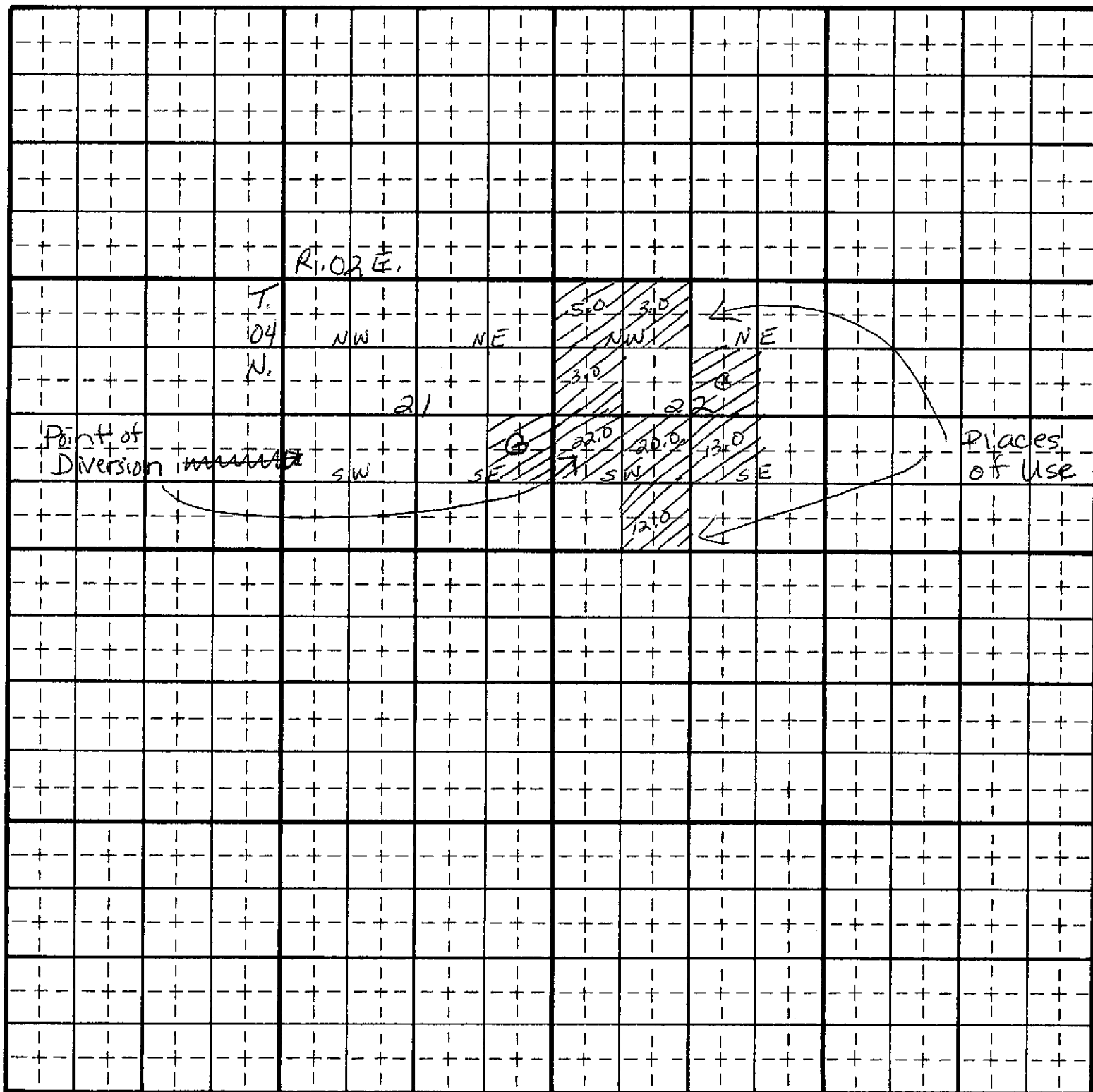
JUL 25 1994

Last Name Terteling Trust No. 7 Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



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JUL 25 1994

Last Name Terteling Trust No. 7

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-03603
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 _____, 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 [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 Flinda A. Shouyer

Residing at Bose, ID

My Commission Expires 5-1-91

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 _____

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JUL 25 1994

Last Name Terteling Trust No. 7 Ident. Number _____

Copies White-State, Yellow-Claimant

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.

RECEIVED
AUG 21 1989

CIVIL CASE NUMBER: 39576

original filing
Ident. Number: A63-03603
Date Received: 8-21-89
Receipt No: 0004759
Received By:

Department of Water Resources NOTICE OF CLAIM TO A WATER RIGHT
Western Regional Office 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: GROUNDWATER Trib. to: .

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
			SW	NW	NW		ADA
			NW	SW	SW		ADA

5. Description of diverting works:

Electric Pumps

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.030	.78	351.00 156
GEOHERMAL HEAT	01/01	12/31	.12		

7. Total Quantity Appropriated is:
1.030 C.F.S. (and/or) 351.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.
1.030 cfs

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	02E	22	NE	NW		IRR	3.0
			NW	NW		IRR	5.0

A63-03603

Page 1

Date: 03/13/89

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JUL 25 1994
PEACEFUL COVE

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	22	SW	NW		IRR	3.0
			NE	SW		IRR	20.0
			NW	SW		IRR	22.0
			SE	SW		IRR	12.0
			NW	SE		IRR	13.0

Section Acres 78.0

Total Acres 78.0

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: A63-03604
A63-07595

14. Remarks: See Below.*

15. Basis of Claim: LICENSE
Water Right Number: 33602

*14. Remarks: Geothermal heating of buildings during the Spring, Fall and Winter and heating of a swimming pool during the Summer makes this a year around requirement.

16. Signature(s)

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

Number of attachments: 2

For Individuals:

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

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

For Organizations:

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

[Signature]
Signature of Authorized Agent

Trustee, Terteling Trust No. 7
Title and Organization

8/18/89
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of August 19 89

[Signature]
Notary Public

Seal

Residing at Boise, Id.

My Commission Expires 5-7-91
3 Date: 03/13/89

A63-03603

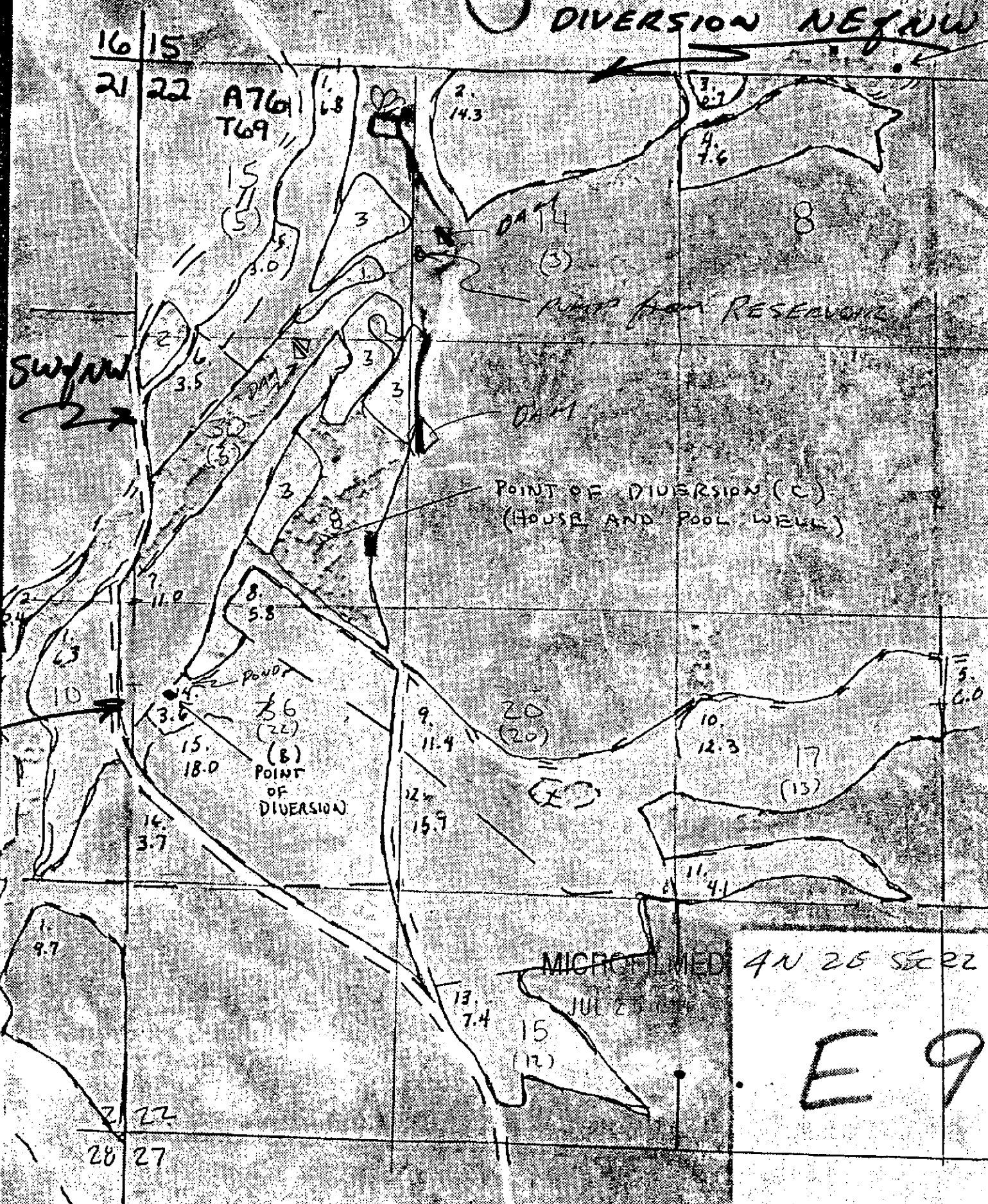
Page

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JUL 25 1994

63-3603

DIVERSION NETWORK



STATE OF IDAHO JUL 20 1962

Transfer No. 3990

DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Terteling Trust No. 7 Phone 208-338-5200

Post Office address 877 West Main Street, Ste. 706, Boise, Idaho 83702

A. PURPOSE OF TRANSFER

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

2. Describe the reason for the proposed changes SHALLOWER POOLING DEPTH

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-03603	4/26/1967	1.03	IRRIGATION	3/15 to 11/15
63-03603	"	"	"	" to "
				to
				to

2. Total amount of water being transferred 1.03 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to BOISE RIVER

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	22	4N	2E	Ada	artesian
		NW	SW	22	4N	2E	Ada	50 HP 16" well
		SW	NW	22	4N	2E	Ada	Hot water well
	SW	NE	NW	22	4N	2E	Ada	Proposed
	NW	SW	NW	22	4N	2E	Ada	Proposed
	NW	NE	NW	22	4N	2E	Ada	Proposed

5. Lands irrigated or place of use:

[illegible]

Total acres

PART 1**6. General Information:**

a. Description of diversion system A well - proposed surface diameter of 16", proposed
maximum well depth is 700'.

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

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

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-03603

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

SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 5th day of October, 19 92.

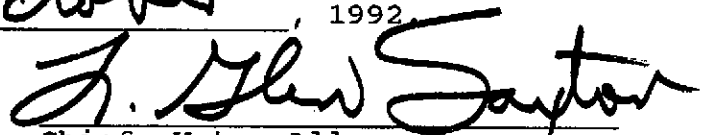
[Signature]
CHIEF, WATER ALLOC. BUREAU

OCT 27 1992

CONDITIONS OF APPROVAL
Transfer of Water Right No. 63-03603

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands described above.
6. Use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right.
7. Use of low temperature geothermal water for irrigation purposes is prohibited, unless the heat is first removed through another beneficial use.
8. Approval of this transfer authorizes the diversion of water from one producing well only.

Dated this 5th day of October, 1992.


Chief, Water Alloc. Bureau

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OCT 27 1992

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-03603 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☐ Warranty Deed

☒ Other tax assessment notice

3. Source of water groundwater tributary to _____

4. Date or priority 04/26/1967

5. Water is used for the following purpose:

amount 1.03 for Irrigation purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 1.03 cubic feet per second and/or 351 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NW	22	4N	2E	Ada	Artesian
		NW	SW	22	4N	2E	Ada	50 hp 16" well
		SW	NW	22	4N	2E	Ada	Hot water well

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	2E	22					3	5	3		20	22		12		13			78

Total acres 78

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

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

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

2. Point(s) of Diversion:

*ALL OR NONE DEPENDING UPON SUCCESS
 OF FINDING WATER AT SHALLOWER DEPTHS,*

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

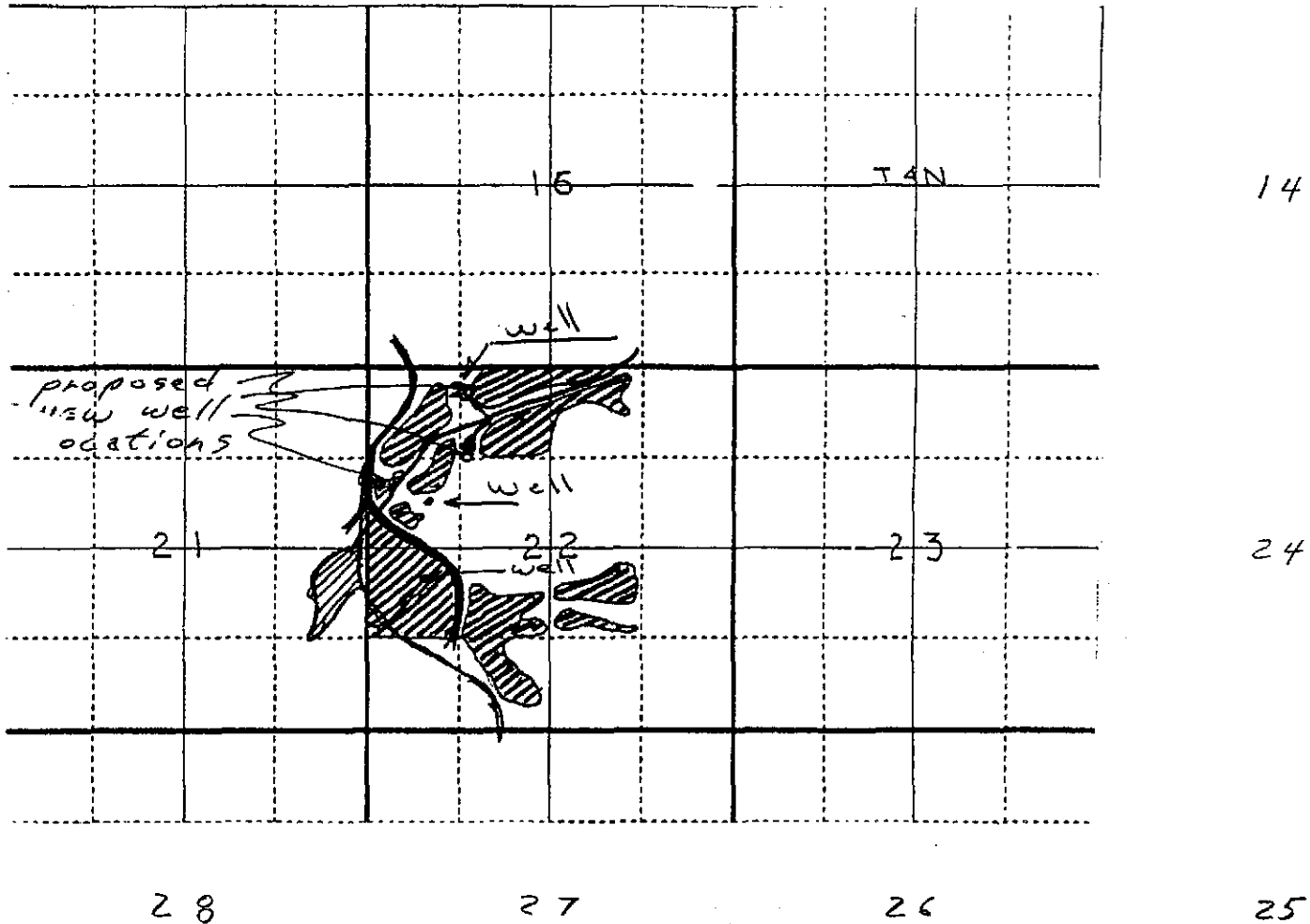
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

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

SEC. 22, T4N, R2E



SCALE: 2 inches equal 1 mile. Draw plan in ink.

35
OCT 27 1992
36

4A
2E+

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

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

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

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

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

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

J. L. Terteling, Trustee, Terteling Trust No. 7

J. L. Terteling
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of July, 1992.

Fairda A. Doney
(Notary Public)

My commission expires 5-7-97

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by MM Date 7-20-92 Protest filed by _____

Prelim. check by _____ Fee \$50.00 _____

Receipted by JLD Date 7-20-92 _____

Published in Idaho Statesman Copies of protest forwarded by _____

Pub. dates 8/6 & 8/13/92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DL

Copy of transfer sent to lien holder _____

RECEIVED
OCT 27 1992

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 33602/63-3603 Priority April 26, 1967 Amount 1.03 cfs

THIS IS TO CERTIFY, that J. L. TERTELING
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 33602/63-3603 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 for the diversion of 1.03 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>1.03</u> cfs and	<u>351 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 1.03 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
351 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$ -and-
NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Sec. 22, Twp. 4 N, Rge. 2 E, B.M. in the County of Ada

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 $\frac{1}{4}$	
4 N	2 E	22					3	5	3		20	22		12		13			78

Total number of acres irrigated 78

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 24 day of
April, 19 74.

NOTED

OCT 27 1992

Director

63-3603

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR AMENDMENT

DEC 14 1967

Department of Reclamation

Permit No. G 33602

Comes now J. L. Terteling
and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G 33602, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: No change.

2. Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22, T. 4 N., R. 2 E., B.M.
Other points of diversion NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22, T. 4 N., R. 2 E., B.M.
NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22, T. 4 N., R. 2 E., B.M.

3. Period and nature of use:
For Irrigation purposes from Apr. 1 to Nov. 1 (both dates incl.)
For Domestic purposes from Jan. 1 to Dec. 31 (both dates incl.)
For _____ purposes from _____ to _____ (both dates incl.)
4. Other: Plans on drilling new irrigation well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec. 22,
T. 4 N., R. 2 E., B. M. for added water supply.

That no one will be injured by such change; and that such change will be made at permit holder's own risk.

Signed at Boise, Idaho this 11th day of December, 1967

(signature) J. L. Terteling

Date of receipt at office of Department of Reclamation December 14, 19 67

ACTION OF STATE RECLAMATION ENGINEER

I, R. KEITH HIGGINSON, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit G-33602.

Witness my hand this 20th day of December, 19 67.

R. Keith Higginson
State Reclamation Engineer

33602
Form 11

63- 38002

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 41832
Permit No. G- 33602
District No.

Power of Attorney
Cornell, Howland, Hays & Merryfield
P.O. Box 829, Boise, Idaho

1. Name of Applicant: J. L. Terteling
Postoffice address: First Security Bank County: Ada State: Idaho
Boise
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 2.8 or Idaho
Miners' inches or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the (2) NE $\frac{1}{4}$ of the NW $\frac{1}{4}$
(1) SW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 22
Twp. 4 N , Rge. 2 E , B.M., County of Ada
5. Water is to be used for: irrigate
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: (2) well (1) well w/pump
8. Estimated cost of works: \$ (1) \$6,300.00 and (2) \$960.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir: - -
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. 1
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
 - (b) Amount of capital stock: \$ (c) Amount paid in: \$
 - (d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
 - (b) Treasury stock: (c) Bonds to be issued:
 - (d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) - - (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) - - (cubic feet per second, inches or gallons per minute) is for new lands.

licensing exam
& application

(1) This well consists of concentric casings of 6", 8" and 10". Hot water flows through the 6" casing from 600' and stands at 150'. From 150' hot water is pumped @ 56.9 gpm. to the surface. Between the 6" and 8" casings are air spaces. The 10" and 8" casings extend through the permeable zone allowing the cold artesian to flow to the surface through the space between the 10" and 8" casings @ 3.6 gpm from depth of 150 feet.

Remarks: (2) 6" artesian well @ 150'.

(See copy in file)

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. L. TERTELING

Applicant.

By /s/ JOHN R. HOLT

Agent.

Date of first receipt at Department of Reclamation: April 26, 1967 3:00 P.M.

Returned to applicant for correction:

Correction application received:

Approval of State Reclamation Engineer

The number of this permit is G- 33602

Recorded in Book 117 Page 33602 Approved June 5, 1967

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

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

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

One-fifth of the work above specified to be completed on or before December 5, 1967

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before June 5, 1968

Witness my hand this 5th day of June, 1967.

/s/ R. KEITH HIGGINSON
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, DON SAMUELSON, Governor of the State of Idaho, and PETE T. CENARRUSA, Secretary of State of the State of Idaho, have caused this instrument to be executed in the named of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 5th day of June, 1967

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ DON SAMUELSON Governor

By /s/ PETE T. CENARRUSA Secretary of State

12.

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4 N	2 E	22	9				27	19	13		18	34	7		17				144

THIS USE ISSUED FOR 1602-860. 15
PAGE NO.

APPLICATION FOR AMENDMENT ✓

Comes now J. L. Terteling and represents to the State Reclamation Engineer of the State of Idaho: That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-33602, and requests that the permit be changed as follows:

1. Place of use or land to be irrigated: No change.
2. Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, T 4 N., R 2 E., B.M.
Other points of diversion: NE $\frac{1}{4}$ NW $\frac{1}{4}$, Section 22, T 4 N., R 2 E., B.M.
NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 22, T 4 N., R 2 E., B.M.
3. Period and nature of use:
For irrigation purposes from April 1 to November 1 (both dates incl.)
For domestic purposes from January 1 to December 31)
4. Other: Plans on drilling new irrigation well in the NW $\frac{1}{4}$ SW $\frac{1}{4}$, Section 22, T 4 N., R 2 E., B.M.
for added water supply.

That no one will be injured by such change and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho this 11th day of December, 1967.

/s/ J. L. TERTELING

Date of receipt at office of Department of Reclamation: December 14, 1967.

ACTION OF STATE RECLAMATION ENGINEER

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for amendment for Permit G-33602.

Witness my hand this 20th day of December, 1967.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

EXTENSION OF TIME APPLICATION ✓

I, R. Keith Higginson, State Reclamation Engineer of the State of Idaho, hereby approve the above application for extension of time for Permit No. G-33602 to June 5, 1970.

Witness my hand this 14th day of May, 1968.

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

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

Permit No. G-33602/6-3603

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

1. Name of applicant J. L. Terteling, P.O. Box 2730, Boise, Idaho

2. Source of water supply: ground water

3. Location of point of diversion: Is in the SW $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 22

T. 4 N R. 2 E County of Ada

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

(1) well (2) Well w/pump

P.D.'s NW $\frac{1}{4}$ SW $\frac{1}{4}$ Sec 22 T4N R2E .76 cfs

NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22 T4N R2E .06

SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 22 T4N R2E .21

5. Water is used for: irrigation 1.03 cfs

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 NW $\frac{1}{4}$ NE $\frac{1}{4}$, W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, 120 acres

SE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ 24

144 TOTAL

E-2 Rain Sprinkler 1 $\frac{1}{2}$ " Nozel at 90 psi
Self propelled system has flexible tube from
mainline riser to sprinkler. Move approx 6" per minute
Covers approx 100 yd circle (maybe more?)

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

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

Remarks: Westinghouse 75HP Motor 220/440 Volt 1770 RPM
Sutro 627B531035 Turbine Type Pump 6" discharge
through Gate Valve 175 psi at pump!
Land is presently in alfalfa

Q = 1 $\frac{1}{2}$ " Noz @ 90 psi = 343 gpm = .76 cfs
U = (4.5)(70) = 315 Ac ft/Ann

Q (NE $\frac{1}{4}$ NW $\frac{1}{4}$) = .06 cfs Total Q = 1.03 cfs Artesian

Q (SW $\frac{1}{4}$ NW $\frac{1}{4}$) = .21 cfs Artesian

This examination was made on the 11 day of Aug, 19 72

(Signed) John Barker Examiner

83-3603

DATE EXAMINATION RECORDS

Mr. Green (Foreman)

by:

by:

by:

by:

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

ASCS: Boise

SCS: Boise

Permit No. G-33602/63-3603 SEE: 63-3604

Examination for B/U J. L. Terteling

County Ada

Sec. 22 T. 4N R. 2E

Quantity:

(permit) 2.8 cfs (proof) same

Source:

ground water

P.D.: (1) SW 1/4 NW 1/4 (2) NE 1/4 NW 1/4 (3) NW 1/4 SW 1/4

Use: irrigation

Extension:

Protest:

Completion of Works:

Other Rights:

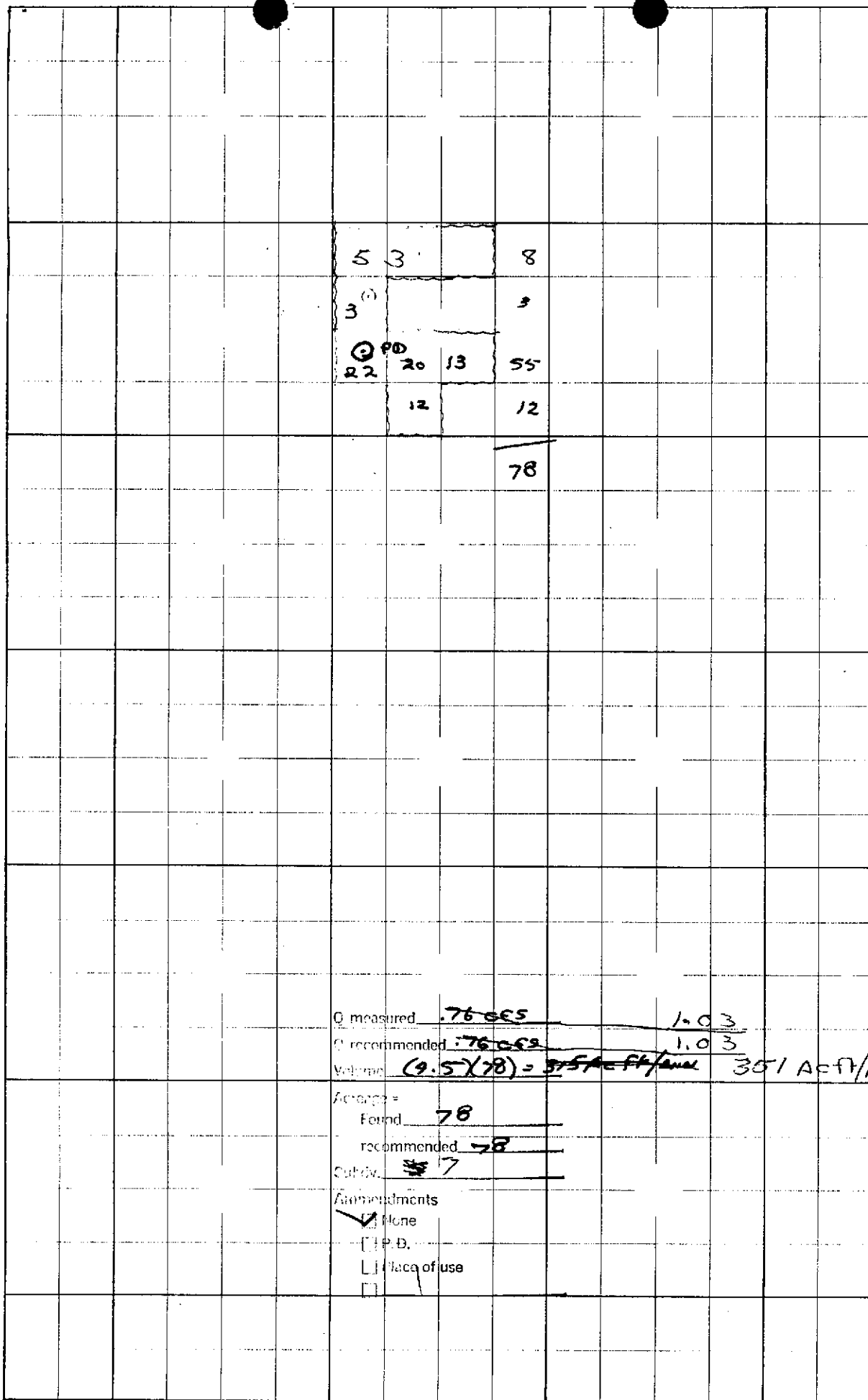
Filed: April 26, 1967

Made: May 14, 1970

Due: June 5, 1970

Priority: April 26, 1967

63-3603



Q measured .76 GCS 1.03

Q recommended .76 GCS 1.03

Volume $(9.5 \times 78) = 375 \text{ AC-ft/annal}$ 351 AC-ft/Ann

Acres =

Found 78

recommended 78

Cut dv. 7

Amendments

☒ None

☐ P.D.

☐ Area of use

☐

Form 23
2M-4-65

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO. G-33602/63-3603

REPORT ON PROOF OF B/U J. L. Terteling

62-2100

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 63-3603

(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)

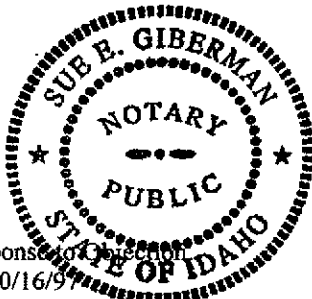
Dana L. Hofstetter duly sworn, upon oath, deposes and says:
(Name of person filing response)

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)

Dana L. Hofstetter
(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: The Terteling Co. Inc.
Address: 3823 North 36th Street
Boise, Idaho 83703

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

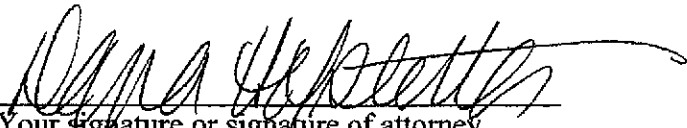
Name: Charles L. Honsinger
Address: Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701

4. Copies to:

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

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

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


Your signature or signature of attorney
mailing on your behalf

RECEIVED

APR 11

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 39576

A. Subcase 63-3603

(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: The Terteling Co Inc

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: See Section E
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point of Diversion**
Should be: T4N R2E S22 NWNE (Motorcycle Club Cold Well);
T4N R02E S22 NWNE (Champagne Cold Well)
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: _____
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):** To the extent that this water right authorizes the diversion of water from the Stewart Gulch Geothermal Aquifer it should not exist pursuant to *Silkey v. Tiegs*. In the alternative, consistent with the change in use of this right accomplished under Transfer No. 3990, the following provisions should be listed under "Other Provisions Necessary for Definition or Administration of this Water Right:" a) Diversion and use of geothermal water is not authorized under this right; b) The Motorcycle Club Well described as a point of diversion is a dual source tapping cold water and low-temperature geothermal water. Diversion under this right from that well is authorized only from the cold water source; and c) Right No. 63-7595 is also diverted from the two points of diversion described above. Some of the provisions listed under "Explanatory Material" should be deleted or corrected.

F.

VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

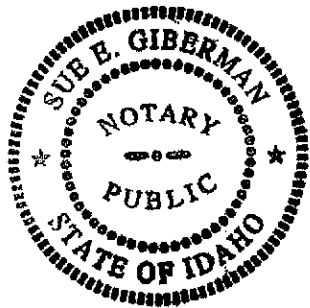
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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 Hofstetter
Attorney signing in representative capacity

Subscribed and sworn to before me on: April 20, 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 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: The Terteling Co. Inc
Address: 3823 N 36th Street
Boise, Idaho 83703

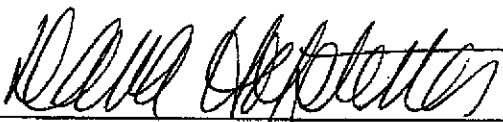
Charles Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, Idaho 83701-22773

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 63-3603

(Insert water right no.)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: THE TERTEILING 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 TERTEILING 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: General Provision should state that the source of this water right is separate from any other source in Basin 63.
3. ☒ **Quantity**
Should be: Combined use remarks should either be deleted, or listed as combined diversion rate of 3.03 CFS and a total combined annual diversion volume of 817.7 AFY.
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 acreage remark should be deleted or listed as 181 acres rather than 171 acres.
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):** Total irrigated acres for water right no. 63-7595 is 103 acres. Therefore the combined total acres of the two water rights should be 181 acres. There appears to be no valid legal basis for reducing the combined acreage from 181 acres to 171 acres or the quantity of the water right.

F.

VERIFICATION (must be completed)

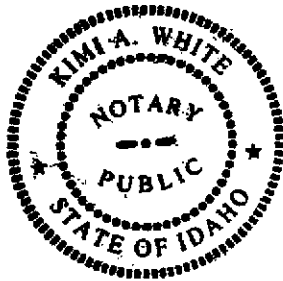
State of Idaho)
) ss.
County of Ada)

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, 2006



Kim A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/01/10

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

NOV 25 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
Ailyn L. Sweeney
Samuel Kaufman (1921-1986)

November 23, 2005

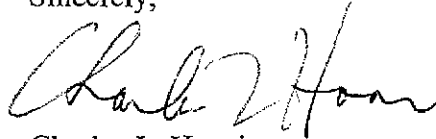
Vicki Music
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Notices of Error for Preliminary Recommendations of water right nos. 63-03603,
63-07595

Dear Ms. Music:

Enclosed please find the above-referenced Notices of Error. Please contact me with any concerns or questions.

Sincerely,



Charles L. Honsinger

enclosures

cc: Tom Terteling
Ed Squires

RECEIVED

NOV 25 2005

WATER RESOURCES
WESTERN REGION

**NOTICE OF ERROR
REPLY**

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

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

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

Water Right Number: 63-3603

THE TERTELING CO. INC.
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 upon place of use, quantity and volume.

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

The combined use limitation should be deleted, or should be listed as 181 acres rather than 171 acres, 3.03 cfs rather than 2.83 cfs, and 817.7 afa rather than 771.5 afa.

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

There appears to be no valid basis for reducing the acreage or the quantity of the water right.

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

DATE: 11/23/05

SIGNATURE: Charles L. Howinger

Please print your name: Charles L. Howinger

11/28/2005

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

RIGHT NUMBER: 63-3603

NAME AND ADDRESS: THE TERTELING CO INC
3823 N 36TH ST
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.030 CFS

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
The rights listed below are limited to a total combined diversion rate of 2.83 cfs and to a total combined annual diversion volume of 771.5 AF.
Combined Right Nos.: 63-3603, 63-7595.

PRIORITY DATE: 04/26/1967

POINT OF DIVERSION:

T04N R02E S22 NENW Within ADA County

T04N R02E S22 SWNW Within ADA County

T04N R02E S22 NWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.030 CFS
351.00 APY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T04N R02E S22	NENW	3.0	T04N R02E S22	NWNW	5.0
T04N R02E S22	SWNW	3.0	T04N R02E S22	NESW	20.0
T04N R02E S22	NWSW	22.0	T04N R02E S22	SESW	12.0
T04N R02E S22	NWSE	13.0			

78 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-3603, 63-7595.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Water Right 63-3603 1

11/28/2005

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

Approval of transfer no. 3990 authorizes the diversion of water from one producing well only.

The right holder shall accomplish the change authorized by transfer no. 3990 within one (1) year of the date of its approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Water is 120 degrees F geothermal water.

Transfer 3990 does not authorize the use of water with a temperature greater than 85 degrees F.

Right No. 63-7595 is also diverted through two of the points of diversion described above.

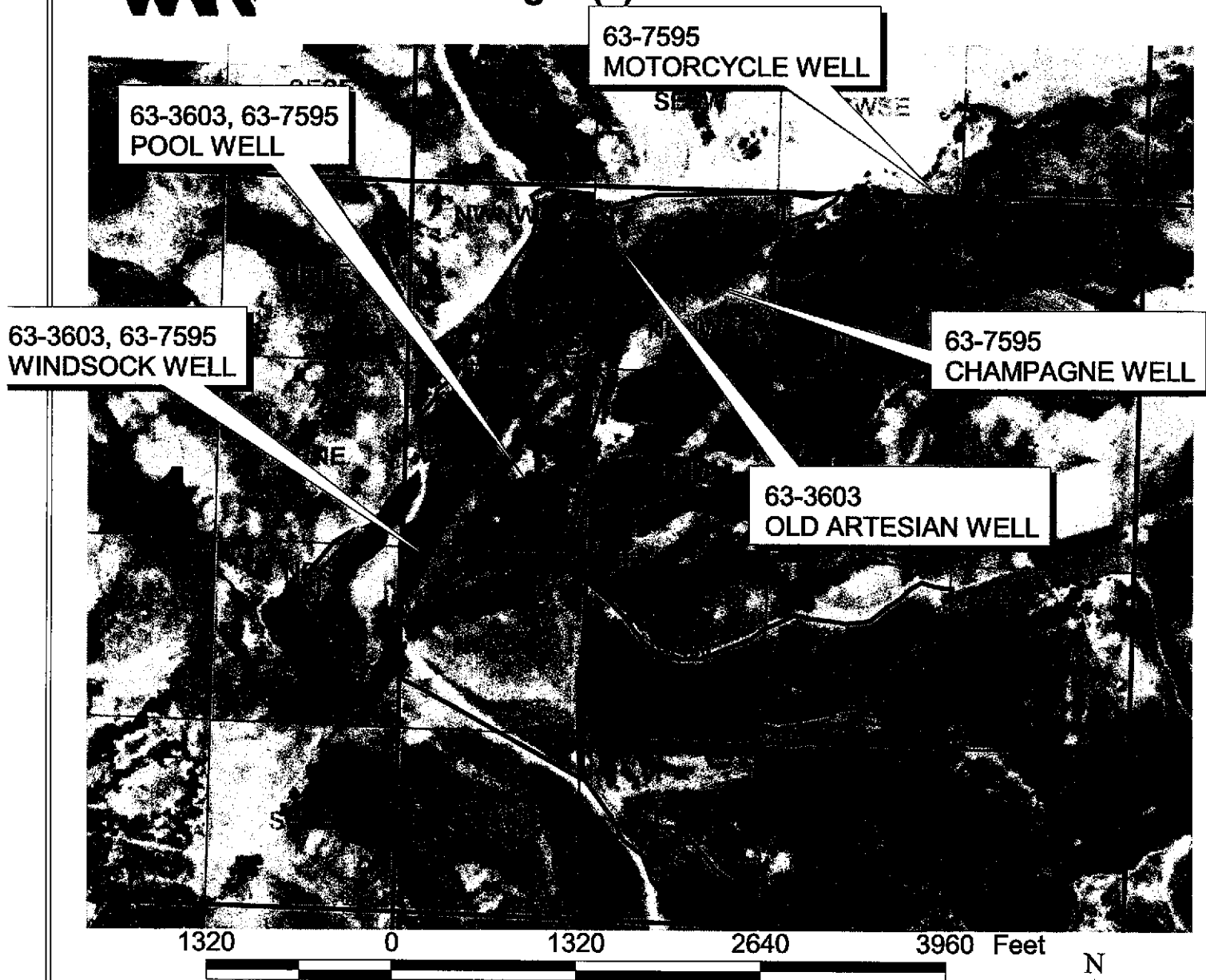
Failure of the right holder to comply with the conditions of transfer no. 3990 is cause for the Director to issue an order cause why the approval of the transfer should not be rescinded.

This right is subject to regulation by the watermaster of Water District 63S.

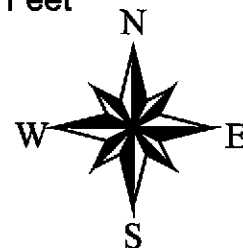


State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTIONS 21 and 22
Water Right (s): 63-3603 and 63-7595



TOTAL IRRIGATED ACRES = 171
63-3603 = 78 ACRES
63-7595 = 93 ACRES



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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3603 V1

WATER RIGHT NUMBER: 63-3603 V1

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

Priority Date: 04/26/1967

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	1.030 CFS	351.00 AF
<u>Total Diversion:</u>		1.030 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		
GROUND WATER	SW1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		
GROUND WATER	NE1/4NW1/4	Sec. 22, Twp 04N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R02E S22	NENW	3.0	T04N R02E S22	NWNW	5.0
T04N R02E S22	SWNW	3.0	T04N R02E S22	NESW	20.0
T04N R02E S22	NWSW	22.0	T04N R02E S22	SESW	12.0
T04N R02E S22	NWSE	13.0			

Total Acres: 78

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3603 V1

Conditions of Approval:

1. Approval of transfer no. 3990 authorizes the diversion of water from one producing well only.
2. T07 The right holder shall accomplish the change authorized by transfer no. 3990 within one (1) year of the date of its approval.
3. 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.
4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
5. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
6. B07 Water is 120 degrees F geothermal water.
7. Transfer 3990 does not authorize the use of water with a temperature greater than 85 degrees F.
8. F05 Right No. 63-7595 is also diverted through two of the points of diversion described above.
9. T08 Failure of the right holder to comply with the conditions of transfer no. 3990 is cause for the Director to issue an order cause why the approval of the transfer should not be rescinded.
10. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
11. B09 This right is subject to regulation by the watermaster of Water District 63S.
12. E61 The rights listed below are limited to a total combined diversion rate of 2.83 cfs and to a total combined annual diversion volume of 771.5 AF. Combined Right Nos.: 63-3603, 63-7595.
13. E56 The rights listed below are limited to the irrigation of a combined total of 171 acres in a single irrigation season. Combined Right Nos.: 63-3603, 63-7595.

Remarks:

Comments:

1. vmusic 11/15/2005 AMENDED CLAIM
Comment: CLAIMED AS LICENSED

2. vmusic 11/16/2005 PODs
Comment: WINDSOCK, POOL AND ARTESIAN WELL BY SPRINGS.

3. vmusic 11/16/2005 TRANSFER
Comment: RECOMMENDED PER TRANSFER 3990 THOUGH 3 PROPOSED WELL LOCATIONS ARE ON APPLICATION AND 1 WELL WAS APPROVED. I CANNOT FIND THAT A WELL WAS DRILLED PURSUANT TO THE TRANSFER. ONLY ORIGINAL 3 PODs LICENSED ARE CLAIMED IN AMD CLAIM SUBMITTED OCT 2005.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	11/16/2005 9:49:01 AM	vmusic			Active
Priority Date	11/16/2005 9:49:19 AM	vmusic			Active
POD	11/16/2005 9:49:40 AM	vmusic			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3603 V1

Source	11/16/2005 10:12:14 AM	vmusic	Active
POU	11/16/2005 10:12:37 AM	vmusic	Active
Use	11/16/2005 10:14:59 AM	vmusic	Active
Season	11/16/2005 10:16:39 AM	vmusic	Active
Quantity	11/16/2005 10:17:28 AM	vmusic	Active
Summary	11/16/2005	vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/16/2005 9:58:48 AM	vmusic	Updated shape
POD	11/16/2005 10:08:11 AM	vmusic	Updated shape
POD	11/16/2005 10:08:47 AM	vmusic	Updated shape
POU	11/16/2005 10:13:47 AM	vmusic	Updated shape for Active POU
Source	11/16/2005 10:11:41 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a source? (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 - LICENSE FILE, TRANSFER FILE
POU	11/16/2005 10:12:04 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	11/16/2005 10:14:25 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3603 V1

Season	11/16/2005 10:16:06 AM	vmusic	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	11/16/2005 10:16:55 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a Irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - SEE LICENSE EXAM
Summary	11/16/2005 11:09:35 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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	11/16/2005 9:48:32 AM	vmusic	(No) 1. Do you want to schedule an appointment?

Comment for 1: DESKTOP REVIEW

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3603 V1

General	11/16/2005 9:48:50 AM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	11/16/2005 9:49:10 AM	vmusic	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (Yes) 10. Is a POD remark and/or condition required?

Water Supply Bank:

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 ~~63-3503~~ 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, ~~63-3503~~ 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:clh@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: 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 -

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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:clh@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

Music, Vicky

From: Music, Vicky
Sent: Wednesday, November 16, 2005 12:00 PM
To: Charlie Honsinger (E-mail)
Cc: 'tom@tertco.com'
Subject: preliminary director's reports 63-3603 and 63-7595

Charlie and Tom -

Attached are the preliminary DRs and Notice of Error [NOE] instructions for the licenses referenced above. As you know, the issuance of a preliminary DR is not a statutory requirement for IDWR but is an effort to identify errors and correct them before the DR is filed with the SRBA Court. You will see that the deadline for these NOEs is Nov 29 as the DR will be filed about 2 weeks later.

I reduced the acres, Q and afa for 63-7595 by the 10 acres in the SESE Sec 21 that was conveyed to Boise Parks and Rec and Medicine Cr Subdivision. Although I see that the most recent transfer filed in June 2005 attempts to transfer these acres to a PPU, I need deeds that substantiate that the water right was retained by claimant and the date of the conveyance to see if it qualifies as an accomplished transfer in POU, and if so, where it was transferred to at that time. I also deleted the domestic use and reduced the afa accordingly per your instructions during our meeting that claimant wanted the earlier priority date for as claimed in 63-31053. Hence, the domestic use for the main house and caretaker house will be recommended as 63-31053. The GIS layout is for illustrative purposes only.

Due to the short timeline for the DR, this is the most expeditious way to handle these prelim DRs. The remainder will hopefully follow this week.

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



63-3603.jpg



noe 63-3603.doc noe 63-7595.doc prelim dr 11-29.pdf

RECEIVED
OCT 25 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
Allyn L. Sweeney
Samuel Kaufman (1921-1986)

October 24, 2005

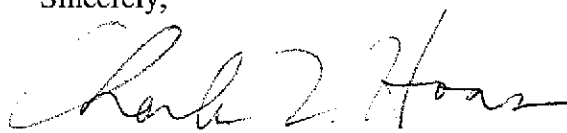
Vicki Music
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Re: Second Amended Notices of Claim to Water Right Nos. 63-03603, 63-07595

Dear Ms. Music:

Enclosed please find the original copies of the above-referenced Second Amended Notices of Claim. Please contact me with any concerns or questions.

Sincerely,


Charles L. Honsinger

enclosure

cc: Tom Terteling
Ed Squires

Music, Vicky

From: Music, Vicky
Sent: Friday, October 21, 2005 10:59 AM
To: 'Charlie Honsinger'
Subject: RE: Terteling claims



20051021103548792005102110352225

20051021103548792005102110352225

9.pdf

8.pdf

here are copies of the claims amended in 1999.

Vicky Music

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

From: Charlie Honsinger [mailto:clh@ringertclark.com]
Sent: Friday, October 21, 2005 8:44 AM
To: Music, Vicky
Subject: Re: Terteling claims

Yes please.

Thank you.

Charlie.

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

From: "Music, Vicky" <Vicky.Music@idwr.idaho.gov>
To: "'Charlie Honsinger'" <clh@ringertclark.com>
Sent: Friday, October 21, 2005 8:09 AM
Subject: RE: Terteling claims

>
> Charlie -
> okay - do you want me to fax or scan and email the amended claims to you
> for
> your information and file? they were signed by Joe and signed by Jeff
> Fereday as atty of record.
> Vicky Music
>
> -----Original Message-----
> From: Charlie Honsinger [mailto:clh@ringertclark.com]
> Sent: Friday, October 21, 2005 8:10 AM
> To: Music, Vicky
> Subject: Re: Terteling claims
>
>
> Vicky: We have been searching through our files (including those given us
> by previous attorneys) and have spoken with client; we cannot figure out
> why
> the acreage was changed for 3603 and 7595. We would have addressed it at
> the time that we filed the transfer, but nothing in the files even
> indicates
> they were amended - and IDWR's website shows them as previously claimed.
> So, we are baffled. I'll be submitting Second Amended Claims to return
> the
> claims back to their original configuration as identified in our recently
> filed transfer application.
>

Music, Vicky

From: Charlie Honsinger [clh@ringertclark.com]
Sent: Friday, October 21, 2005 8:10 AM
To: Music, Vicky
Subject: Re: Terteling claims

Vicky: We have been searching through our files (including those given us by previous attorneys) and have spoken with client; we cannot figure out why the acreage was changed for 3603 and 7595. We would have addressed it at the time that we filed the transfer, but nothing in the files even indicates they were amended - and IDWR's website shows them as previously claimed. So, we are baffled. I'll be submitting Second Amended Claims to return the claims back to their original configuration as identified in our recently filed transfer application.

Thanks.

Charlie

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

From: "Music, Vicky" <Vicky.Music@idwr.idaho.gov>
To: <tom@tertco.com>; "Charlie Honsinger (E-mail)" <clh@ringertclark.com>
Cc: "Shurte, Jan" <Jan.Shurte@idwr.idaho.gov>
Sent: Tuesday, October 18, 2005 10:46 AM
Subject: Terteling claims

> Charlie -

>

> I received the amended claims for 63-31053, 63-31055 and 63-31062 as well
> as the two new stockwater claims yesterday. Thank you. However, during our
> meeting on Sept 15, 2005, you and Tom indicated that Tom would gather and
> you would provide additional information about 63-63-31058 and 63-31060 [
> Steve's place] regarding the specific acres irrigated and the diversion
> and

> delivery works. I still need this information by October 31, 2005.

>

> Also, on Oct 3, 2005, I emailed you regarding issues with the claims for
> licenses 63-3603 and 63-7595. I have not yet received a response from the
> email and will need this information by Oct 31, 2005, as well. The email
> is

> attached here.

>

> Thanks -

>

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

>

>

>

> <<63-3603 and 63-7595>>

>

>

Music, Vicky

From: Music, Vicky
Sent: Monday, October 03, 2005 1:07 PM
To: 'Charlie Honsinger (E-mail)'; 'Tom Terteling (E-mail)'
Cc: Shurte, Jan; Spencer, Nick
Subject: 63-3603 and 63-7595

Hello Charlie and Tom -

After our meeting, I reviewed the new transfer application for the licenses referenced above, filed in June 2005 and currently on hold [no #. has been assigned]. During our meeting, Charlie, you indicated the map filed with the transfer app would answer questions re where the historically irrigated acres are. Unfortunately, it did not. Here is the problem.

The claims for the licenses were amended in 1999 by Joe Terteling, signed by him and Jeff Fereday as his attorney. 63-3903 was amended and claimed for 68 acres [originally licensed for 78]. 63-7965 was amended and claimed for 88 acres [originally licensed for 103 acres].

Total claimed per the amended claims is 156 acres instead of 178. The newest transfer is for 181 acres but there were 3 acres overlap when 63-7595 was licensed so we start with 178 total acres under these 2 licenses, not 181. There is no information in the claims or claim files to indicate why the 156 acres was claimed. One of the reasons the acreage was decreased was probably the 10 acres sold to and developed by Arrowhead Sub in the SESE S 22. These have to be subtracted from the total acres irrigated because no transfer was filed which would indicate that the claimant retained the water rights when the property was conveyed.

Maybe Joe remembers why these claims were amended. Anyway, I am bound by the amended claims to recommend not more than 156 acres for the licenses and reduce the quantity accordingly.

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

Tracking:	Recipient	Delivery	Read
	'Charlie Honsinger (E-mail)'		
	'Tom Terteling (E-mail)'		
	Shurte, Jan	Delivered: 10/3/2005 1:07 PM	Read: 10/3/2005 4:38 PM
	Spencer, Nick	Delivered: 10/3/2005 1:07 PM	Read: 10/3/2005 1:53 PM

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

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

**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. Sienerson
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

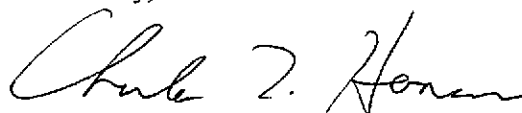
Re: Terteling Company and T-7, LLC water rights

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.

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

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) 03-3603

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 *11/11/11*
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

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

Source: GW 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? _____

per transfer 3990

can divert from 1 well only

4

PODs no - box 3490

only authorized 1 POD

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

*see finding & transfers***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 USES☒ No change☐ Different UsesUse 185' From 3/15 To 11/15 Amount 1.03 CFS 351 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount 185' CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: 03-7505

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

↑ volume & acres

Delivery System Narrative:

see license and transfers

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

809 ✓
WD 63-5
SW shoulder for 3/1

80 ✓ when combined w/ 03-7505, limited to 171 acres

801 ✓ when combined w/ 03-7505, limited to 2.83 cfs @ 74.5 cfs

now SW is for 150 max flow

license & trx conditions 3090 08-10-1, R32-046

805 ✓ 03-7505 diverted thru 2 of the PDS above³

AFTER EXAM THE FILE SHOULD CONTAIN:

- DATE EXAM CONDUCTED:

FIELD EXAMINER:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3603

WATER RIGHT NUMBER: 63-3603

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

Priority Date: 04/26/1967 ✓

Basis: License

Status: Active

Source

GROUND WATER

TributaryBeneficial Use

IRRIGATION

From To
03/15 to 11/15Diversion Rate

1.030 CFS ✓

Annual Volume

351.00 AF ✓

Total Diversion: 1.030 CFSLocation of Point(s) of Diversion

GROUND WATER

ADA County

GROUND WATER

ADA County

GROUND WATER

ADA County

claimed as irrigated.
NW1/4SW1/4

Sec. 22, Twp 04N, Rge 02E, B.M.

Windsor

✓ SW1/4NW1/4

Sec. 22, Twp 04N, Rge 02E, B.M.

Pool well

✓ NE1/4NW1/4

Sec. 22, Twp 04N, Rge 02E, B.M.

Windsor
Pool well
Windsor
Windsor
WindsorPlace of UseIRRIGATION Within ADA County

T04N R02E S22 NENW 3.0 ✓

T04N R02E S22 NWNW 5.0 ✓

T04N R02E S22 SWNW 3.0 ✓

T04N R02E S22 ~~NESW~~ 20.0 ✓

T04N R02E S22 NWSW 22.0 ✓

T04N R02E S22 SESW 12.0 ✓

T04N R02E S22 NWSE 13.0 ✓

Total Acres: 78 ✓

claimed as irrigated.
3 alternate PDS Sec 22SWNE NW
NWSW NW
NWNE NWmeterwork connected to Windsor 1998
-Champerne* Delete Champagne well from
this list - not
transferred yet.

not yet transferred

old Peacocks well?
Springs wells

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3603

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
2. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
3. CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.
USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.
USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER BENEFICIAL USE.
APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM ONE PRODUCING WELL ONLY.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.
THIS WATER RIGHT WAS LICENSED WITH THREE WELLS AS ALTERNATE POINTS OF DIVERSION, SWNW SEC. 22, COMMONLY REFERRED TO AS THE "POOL WELL"; THE NENW SEC. 22, KNOWN AS THE TERTELING ARTESIAN HOT WELL; AND THE NWSW SEC. 22, KNOWN AS THE WINDSOCK WELL.
HOWEVER, THE "MOTORCYCLE WELL" IN NWNE SEC. 22, WAS CONNECTED TO THE WINDSOCK WELL IN 1978 AND HAS BEEN AN ALTERNATE POINT OF DIVERSION FOR WINDSOCK SINCE THEN. IN 1997 THE CHAMPAGNE WELL WAS SUCCESSFULLY DRILLED UNDER AN APPROVED TRANSFER AND HAS BEEN ADDED AS AN ALTERNATE POINT OF DIVERSION FOR THE WINDSOCK AND MOTORCYCLE WELL ON RIGHT NO. 63-07595.
4. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Attorney name added per notification from Charlie Honsinger. DB 3/1/2004

Remarks:

Comments:

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

Water Supply Bank:

match
WR5809H
No. 63

DATE: 10/08/97
PAGE: 2

1967 IRRIGATION

2 - no well
on map

Tributary to:

Tributary to:

VERSION: 1.0

NENW

SWNW

NWSW

ADA County

NW

Conditions of Approval:

- T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.
- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.
- O46 - Right holder shall comply with the drilling permit
- requirements of Section 42-235, Idaho Code.
- T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.

Remarks: Use of water with a temperature greater than 85 degrees Fahrenheit is not authorized under this right. Use of low temperature geothermal water for irrigation purposes is prohibited, unless the heat is first removed through another beneficial use. Approval of this transfer authorizes the diversion of water from one producing well only.

Dates: App. Received: Priority Date: 04/26/1967
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/12/1979

Misc: Water District Number: Field Exam Fee:

AJ5809NP
No. A63-03603

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/08/97
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	TERTELING TRUST NO 7	04/26/1967	IRRIGATION	03-15 11-15	1.03 CFS	351.00 AFA
TOTAL DIVERSION:					1.03 CFS	351.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T04N R02E S22 NENW SWNW NWSW ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	02E	22	:							03	05	03				20	22		12	:	
																			13	:	
																			TOTAL ACRES	:	78.0

POU County: ADA

Non-Irrigation Uses: NONE

Other Rights: A63-03604, A63-07595, A63-09288

Conditions of Approval:

- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Remarks: GEN CLAIM AMENDED PER TRANSFER NO. 3990 APPROVED 9/5/1992.
USE OF WATER WITH A TEMPERATURE GREATER THAN 85 DEGREES FAHRENHEIT IS NOT AUTHORIZED UNDER THIS RIGHT.
USE OF LOW TEMPERATURE GEOTHERMAL WATER FOR IRRIGATION PURPOSES IS PROHIBITED, UNLESS THE HEAT IS FIRST REMOVED THROUGH ANOTHER BENEFICIAL USE.
APPROVAL OF THIS TRANSFER AUTHORIZES THE DIVERSION OF WATER FROM ONE PRODUCING WELL ONLY.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 3990 APPROVED 9/5/1992.

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 33602/63-3603 Priority April 26, 1967 Amount 1.03 cfs

THIS IS TO CERTIFY, that J. L. TERTELING
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 33602/63-3603 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 for the diversion of 1.03 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from <u>March 15</u> to <u>Nov. 15</u>	<u>1.03</u> cfs and	<u>351</u> acre feet or
	from _____ to _____	_____ cfs and	<u>4.5</u> af per acre
	from _____ to _____	_____ cfs and	_____

(Both dates inclusive)

Subject, however, to the condition that no more than 1.03 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
351 acre feet per year, said waters to be diverted within the SW1/4NW1, NE1/4NW1 -and-
NW1/4SW1 of Sec. 22, Twp. 4 N., Rge. 3 E., B. M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	1/4				1/2				3/4				Totals
			NE	SE	SW	NW	NE	SE	SW	NW	NE	SE	SW	NW	
4N	2E	22	2	3	5	3	20	22	12	13				78	

Total number of acres irrigated 78

NOTE: Modifications to or variance from this license must be made within the limits of Section 43-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

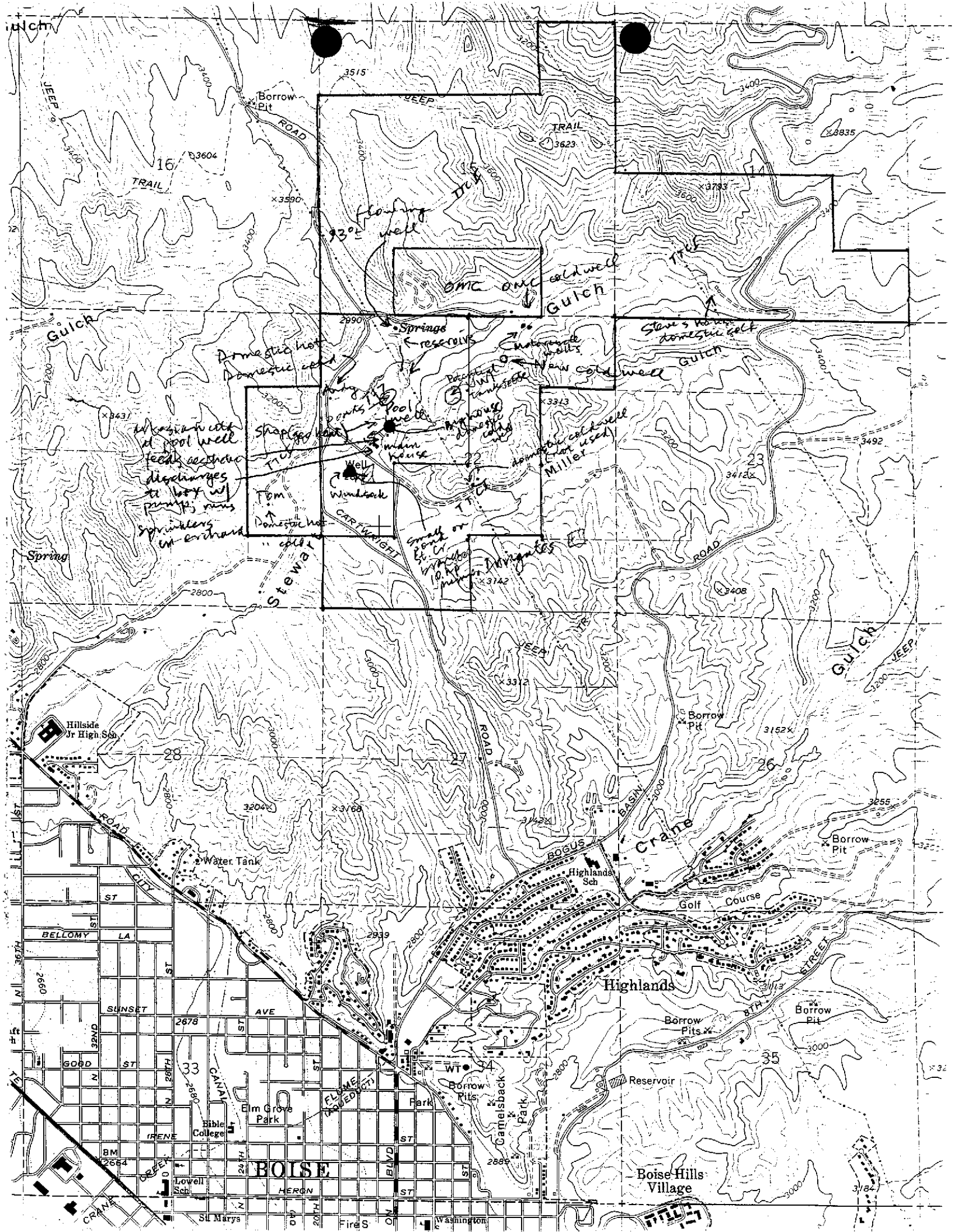
The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 24 day of
April, 19 74.

Director

63-3603

license



8. If the owner has improved, increased or diminished the water right, describe the improvement, increase or diminution in the following space:

9. Irrigation uses: Describe the lands irrigated by giving the acreages irrigated within each 40 acre section.

Twp.	Range	Sec.	1/4				2/4				3/4				4/4				Totals
			NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	NE 1/4	NW 1/4	SE 1/4	SW 1/4	
4N	2E	22		9			27	19	13		18	34		7		17			144

Total number of acres irrigated 144

10. Remarks: Water from springs goes into same reservoir as water from artesian well in NE 1/4 NW 1/4 Sec. 22. Well in NW 1/4 of SW 1/4 will irrigate most of the above land and water from springs and artesian wells will supplement for remainder. Well in SW 1/4 of NW 1/4 was drilled in 1948, and artesian well in NE 1/4 of NW 1/4 was drilled prior to 1940, and water has been put to beneficial use since that time.

The above information is a true statement of the extent to which the above numbered permit has been developed.

MAY 12 1970
(Date)

J. L. TERTELING
(Signature) J. L. TERTELING

State of IDAHO
County of ADA

On this 12th day of MAY, 19 70, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

[Signature]
Notary Public residing at [Address]

My commission expires 5-12-1972



CORNELL, HOWLAND, HAYES & MERRYFIELD
ENGINEERS AND PLANNERS

410 W. COOKE STREET, PORTLAND, OREGON 97201
TELEPHONE 347-2222
CORNELL, HOWLAND, HAYES & MERRYFIELD, PORTLAND

24 February 1970

Mr. J. L. Terteling
Box 2730
Boise, Idaho

Department of Reclamation
B5262.0

Dear Mr. Terteling:

Modification Order
Permit for Water Rights

We have received a request from the State Reclamation Engineer regarding the points of diversion for the water rights on your Peaceful Cove property. Accordingly, the following information is submitted:

<u>SOURCE</u>	<u>FLOW</u>	<u>LOCATION</u>
Flowing well	.055 CFS	Northeast quarter of the northwest quarter of Section 22, T4N, R2E, BM
Springs	.066 CFS	Northwest quarter of the northwest quarter of Section 22, T4N, R2E, BM
Cold Artesian Well	.092 CFS	Southwest quarter of the northwest quarter of Section 22, T4N, R2E, BM
Pumped Hot Water Well	.122 CFS	Southwest quarter of the northwest quarter of Section 22, T4N, R2E, BM

We hope this information will be useful in obtaining your water right. If we can be of further help in this matter, please call upon us.

Yours very truly,

CORNELL, HOWLAND, HAYES & MERRYFIELD

Wallace N. Cory
Wallace N. Cory
Project Engineer

WNC:dp

cc: Mr. D. W. McElwainey

33602

63-3103

Identification No. _____

Permit No. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder J. L. TERTELING
- b) Post Office Address Post Office Box 1428, Boise, Idaho 83701
2. Permit Number G 33602/63-3603
3. Date of Priority that you are prepared to establish April 26, 1967
4. a) Source from which water was appropriated Wells
- b) Location of the point of diversion: NE 1/4 NW 1/4 Section 22
Township 4N Range 2E Boise Meridian, Other points of diversion: SW 1/4 of NW 1/4 & NW 1/4 of SW 1/4 Sec. 22 T. 4 N., R. 2 E., B. 11
5. a) The amount of water and use to which the water has been applied:
amount .055 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount .214 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
amount 0.90 cfs for Irrigation and Stock Water purposes from Jan 1st to Dec. 31 incl.
(cfs and/or acre feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 2.18 cfs and/or acre feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: See letter of CH2M dated Feb. 24, 1970 for 2 Small Wells - Well in NW 1/4 SW 1/4 measured at time well tested.
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Artesian Well in NE 1/4 NW 1/4 flows into reservoir and goes into Sprinkler system
Pump 50 hp 6" Discharge
Well in NW 1/4 SW 1/4 pumps into sprinkler system. 600 well-16" & 10" casing.
b) Describe the type and size of measuring device which you have installed at your point of diversion: _____
c) Give well drillers name and address and date the well was completed Two Old wells Driller
unknown, Well in NW 1/4 SW 1/4 Sec. 22, Kenneth Witt, Caldwell, Idaho April 1948.

E. J. ...
6/10/70



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
 [Signature]*

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

63-07595

08561

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

JUL 25 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

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JUL 25 1994

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-03603 Date: 4-10-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	2E	22					3	3			20	20		12		10			68
GIS								3	20			22	15		10		18			88
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 3

Total Claimed Acres: 68

Total GIS Acres: 88

Overlapping POU Claim #'s:

63-07595, 63-00308

COMMENTS:

POD legals on claim don't match map

Idaho Department of Water Resources

Claim Number: 63-03603

Legal: T4N, R2E, S22

Reviewed By:

1987 Napp Photo

⊙ Point of Diversion

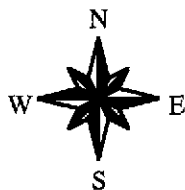
▭ Place of Use

▭ Section Lines

▭ Quarter Quarter Lines



0 0.25 0.5 0.75 Miles



Handed for 78 ac
Handed 69 ac



A6303603