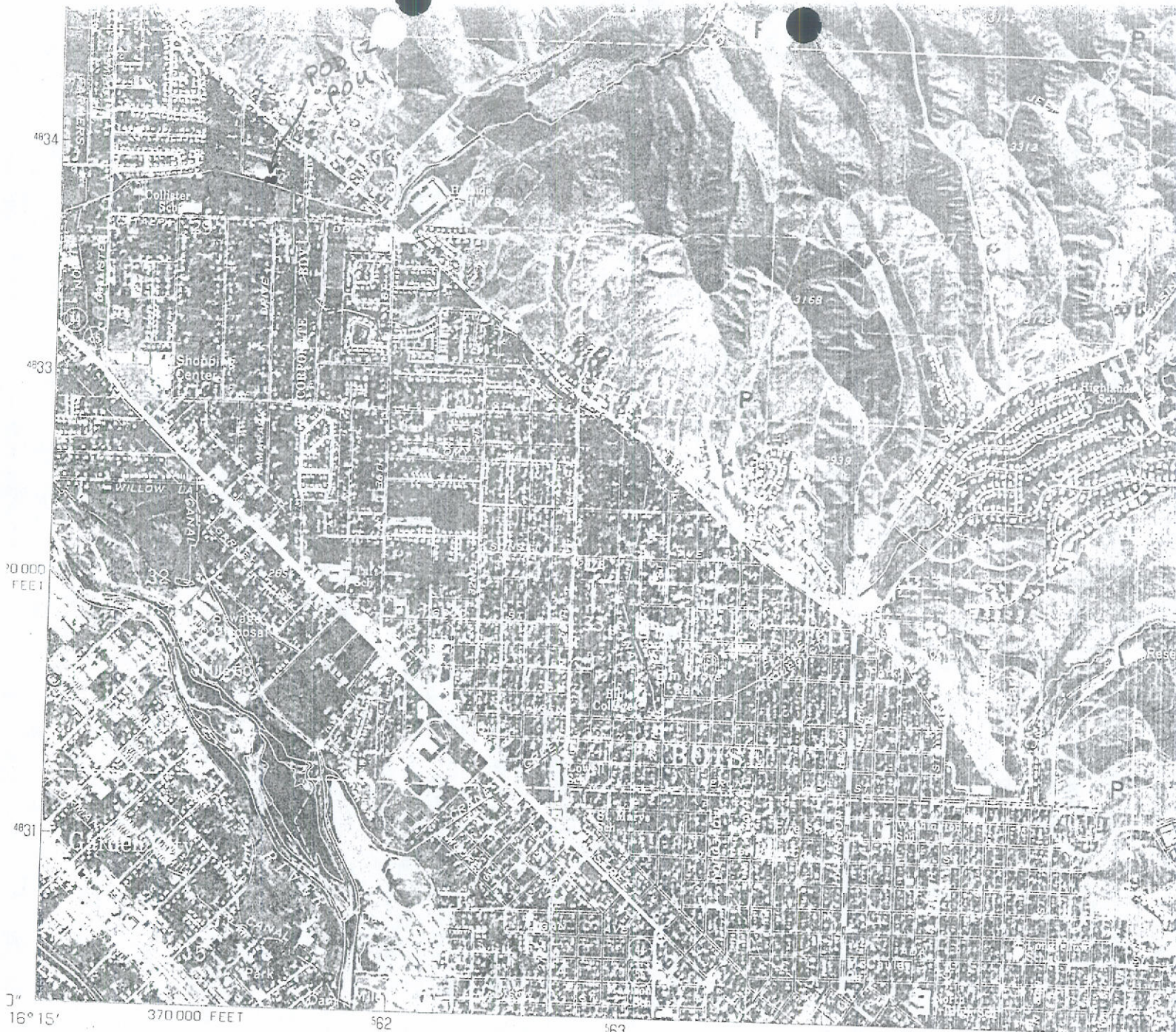




Produced by the Geological Survey
in cooperation with the U.S. Forest Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken Sept. 4, 1975

Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-metre Universal Transverse Mercator grid,
zone 11. 1927 North American datum

NORTH



MICROFILMED

AUG 20 1992

Copies Of These M



63-14 - 1939 AERIAL - ORIGINAL DECREED RT.
ONLY 3 GREENHOUSES ON SITE - PERTINENT TO HEATING USE.
OTHER QUANTITY USED FOR IRRIGATION OF 25 ACRES, D/S

Idaho Department of Water Resources

5065

Claim Number: 63-00014

Legal: T4N, R2E, S29

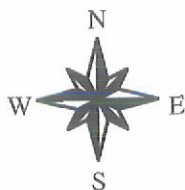
Reviewed By:

1987 Napp Photo

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



0 0.25 Miles



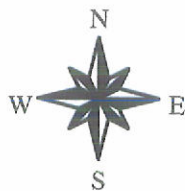
Idaho Department of Water Resources

Claim Number: 63-05065

Legal: T4N, R2E, S29

Reviewed By:

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



107
↙

2 wells
per claim
shown by
arrow

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 63-5065
Date Received: 5/1/1989
Receipt No: C006544
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDWARDS FAMILY LLC Phone: (208)342-7548
4106 SAND CREEK
BOISE ID USA 83703

2. Date of Priority: 10/01/1956

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	29	SE SW NE	ADA	

5. Description of diverting works:

2 WELLS, BOTH 60' DEEP, 5" CASING HAS 1.5 HP PUMP, 6" HAS 5 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	01/01	12/31	0.04	
DOMESTIC	01/01	12/31	0.04	

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

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	29	SW	NE	IRRIGATION	1
			SW	NE	DOMESTIC	
					Section Acres	1
					Total Acres	1

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used: 63-14, 63-2402, 63-5067

14. Remarks:

Attorney name added to claim, per Notice of Appearance received. DH 8/27/2002

Name change by DH 9/9/2002

This claim is for use from a second well added in 1956. Claim No. 63-5067 includes this well as an additional point of diversion as an accomplished transfer pursuant to Section 42-1425, Idaho Code. The uses of water listed in this claim are also included in Claim No. 63-5067. The place of use is within the Boise City Canal service area, but because of the need for weed and chemical free water and for full year irrigation within the greenhouses, groundwater is now used and has been used as the primary source since the wells were constructed.

15. Basis of Claim: Beneficial Use

RECEIVED

Should questions arise during the processing of this application please contact:
Norm Young - ERO Resources Corp. (208) 373-7983

JAN 14 2005

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF ^{WATER RESOURCES} ~~WESTERN~~ REGION
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 A63-05065

Date Received _____

Receipt Number _____

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

Please type or print clearly

1. Name of Claimant(s) Edwards Family LLC Phone (208) 342-7548
Mailing Address 4106 Sand Creek, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) 10/1/1956
3. Source of water supply (a) Groundwater
Which is tributary to (b) N/A
4. a. Location of point of diversion is: Township 4N Range 2E Section 29, SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of NE $\frac{1}{4}$, Govt. Lot _____, B.M., County of Ada (2 wells)
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 2 wells, both 60' deep, 5" casing has 2.5 Hp pump, 6" casing has 5 Hp pump.

6. Water is claimed for the following purposes:

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

For Irrigation purposes from 1/1 to 12/31 amount 0.040 or _____

For Domestic purposes from 1/1 to 12/31 amount 0.040 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.040 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic, 1 home

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 ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	
4N	2E	29			1														1
		29			D														

Total number of acres irrigated 1

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 XX 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.

63-00014, 63-02402, 63-05067

or None ()

14. Remarks:

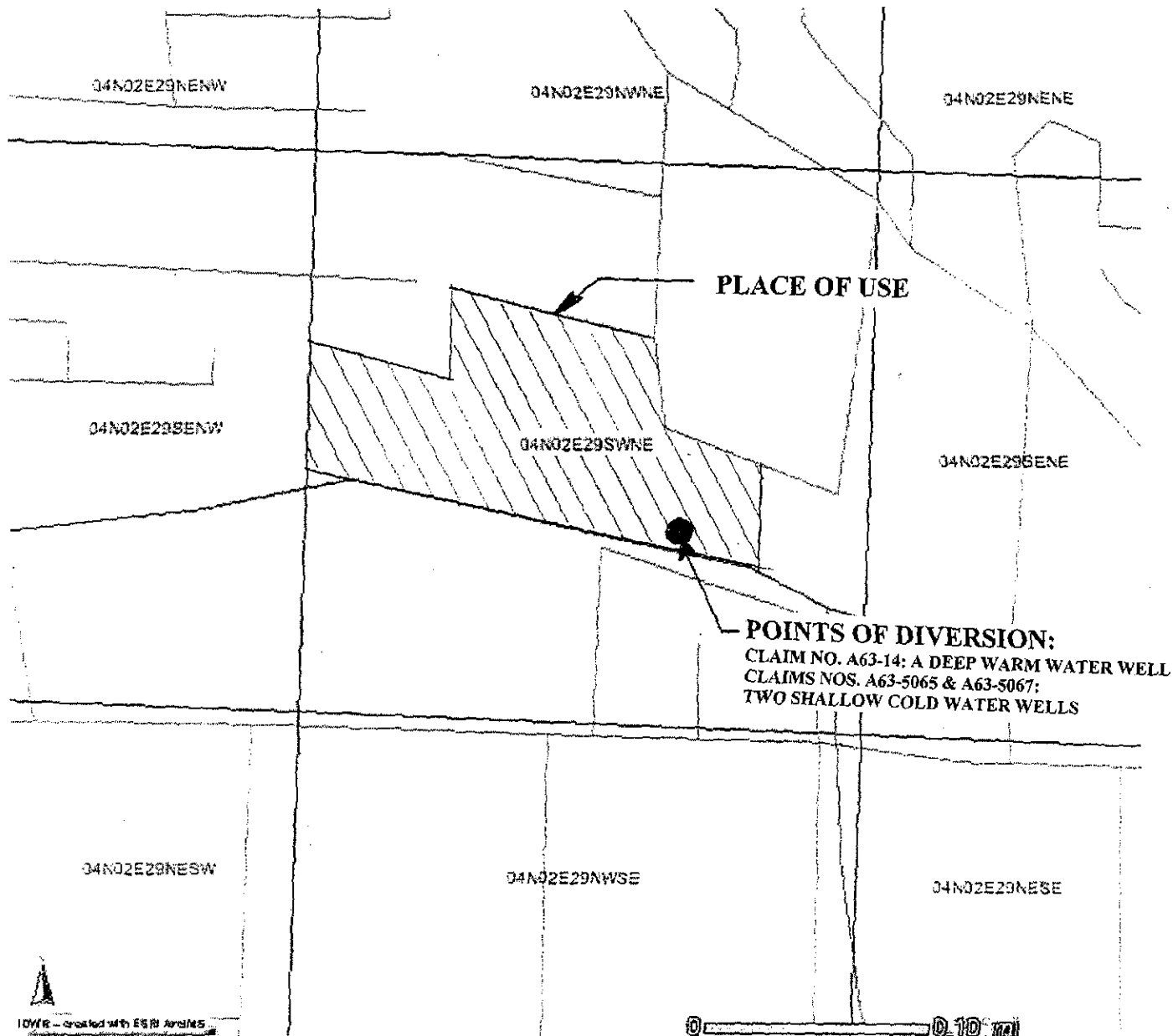
a. This claim is for use from a second well added in 1956. Claim no. 63-5067 includes this well as an additional point of diversion as an accomplished transfer pursuant to Section 42-1425, Idaho Code.

b. The uses of water listed in this claim are also included in Claim No. 63-5067.

c. The place of use is within the Boise City Canal service area, but because of the need for weed and chemical free water and for full year irrigation within the greenhouses, groundwater is now used and has been used as the primary source since the wells were constructed.

Last Name Edwards Family LLC Ident. Number A63-05065

PLAT COVERS A PORTION OF SECTION 29, TOWNSHIP 4N RANGE 2E



PLAT TO ACCOMPANY AMENDED CLAIMS NOS. A63-14, A63-5065 AND A63-5067 IN THE NAME OF EDWARDS FAMILY LLC

15. Basis of Claim (Check One) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 63-5065

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 received notice in the Snake River Basin Adjudication." I/We do _____ do not XX 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 Garnette Monnie, managing member

of The Edwards Family LLC, that I have signed the foregoing

document in the space below as Managing Member of The Edwards Family LLC

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

Signature of Authorized Agent Garnette Monnie

Title and Organization Managing Member, The Edwards Family LLC Date 1/14/05

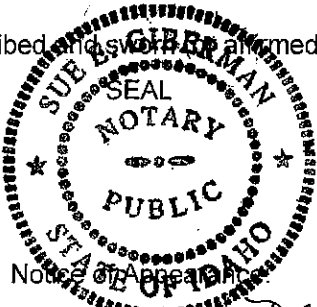
State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn to before me this 14th day of January 20 05

Notary Public Sue E. Giberman

Residing at Boise Idaho

My Commission Expires 2-25-09



17. Notice of Appearance

Notice is hereby given that I, Dana L. Hotstetter 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 Dana L. Hotstetter

Address Hotstetter Law Office LLC 608 West Franklin St., Boise 83702

Date January 15, 2004

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 63-5065
Date Received: 5/1/1989
Receipt No: C006544
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDWARDS FAMILY LLC
4106 SAND CREEK
BOISE ID USA 83703

Phone: (208) 342-7548

2. Date of Priority: 10/01/1956

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	29	SE	SW	NE	ADA	

5. Description of diverting works:

2 WELLS, BOTH 60' DEEP, 5" CASING HAS 1.5 HP PUMP, 6" HAS 5 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	1/01	12/31	0.02	
DOMESTIC	1/01	12/31	0.02	

7. Total Quantity Appropriated is:
0.04 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	29	SW	NE		IRRIGATION	1
			SW	NE		DOMESTIC	
						Section Acres	1
						Total Acres	1

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used:

14. Remarks:

Attorney name added to claim, per Notice of Appearance received. DH 8/27/2002

Name change by DH 9/9/2002

15. Basis of Claim: Statutory Claim

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

RECEIVED

DEC 21 2001

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-00014	A63-00014				
63-05065	A63-05065				
63-05067	A63-05067				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Paul Wilson Edwards
4106 Sand Creek, Boise, Idaho 83703
4. New Owner/Claimant(s) Edwards Family LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 4106 Sand Creek
 City, State and ZIP Code Boise, Idaho 83703
 New Telephone Number 208 342-7548
5. Date you acquired the property December 29, 2000

RECEIVED

MAY 28 2002

WATER RESOURCES
WESTERN REGION

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

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

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

7. Signature of New Owner(s) or Claimant(s) Sarahette Monnie
(include title if applicable) member of the Edwards Family LLC

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

For Office Use Only

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

RECEIVED

MAY 28 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

DEC 21 2001

WATER RESOURCES
WESTERN REGION

Edwards Family LLC

Dana L. Hofstetter
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, ID 83702
(208) 424-7800
Fax (208) 424-8774
ISB No. 3867

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

In Re SRBA

Case No. 39576

) Subcase Nos. 63-00014, 63-05065,
) and 65-05067
)
)
)

↑
*This should
say 63-5067*

_____)
Please take notice that Dana L. Hofstetter of Hoby appears as
counsel of record for Edwards Family LLC in the above-referenced subcases. You are requested to
serve all future papers and pleadings on Ms. Hofstetter at the address listed above.

DATED this 20th day of December, 2001.

HOFSTETTER LAW OFFICE, LLC

By


Dana L. Hofstetter

RECEIVED

MAY 28 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

DEC 21 2001

WATER RESOURCES
WESTERN REGION

Edwards Family LLC

Dana L. Hofstetter
HOFSTETTER LAW OFFICE, LLC
608 West Franklin Street
Boise, ID 83702
(208) 424-7800
Fax (208) 424-8774
ISB No. 3867

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

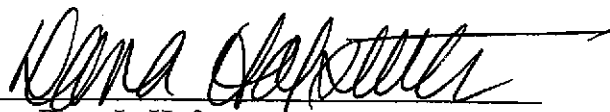
In Re SRBA	)	Subcase Nos. 63-00014, 63-05065,
	)	and 65-05067
Case No. 39576	)	
	)	NOTICE OF APPEARANCE
_____	)	

Please take notice that Dana L. Hofstetter of Hofstetter Law Office, LLC hereby appears as counsel of record for Edwards Family LLC in the above-referenced subcases. You are requested to serve all future papers and pleadings on Ms. Hofstetter at the address listed above.

DATED this 20th day of December, 2001.

HOFSTETTER LAW OFFICE, LLC

By


Dana L. Hofstetter

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

RECORDED - REQUEST OF

FEE 12.00 DEPUTY

WARRANTY DEED

2000 DE 29 PM 2:54

100104472

THIS INDENTURE is made December 29, 2000, by PAUL W. EDWARDS and WILMA JOSEPHINE EDWARDS, husband and wife ("Grantors"), and EDWARDS FAMILY LLC, an Idaho limited liability company ("Grantee").

AS PART OF THE FUNDING of Grantee, Grantors hereby grant, bargain, sell, convey and confirm to Grantee those certain parcels of real property situated in the County of Ada, State of Idaho, and more particularly described on Exhibit "A" attached to this Warranty Deed and incorporated by this reference;

TOGETHER with all and singular the buildings, structures, improvements, tenements, hereditaments and appurtenances thereto belonging or in anywise appertaining, including, without limitation all water rights, the reversion and reversions, remainder and remainders, rents, issues and profits thereof;

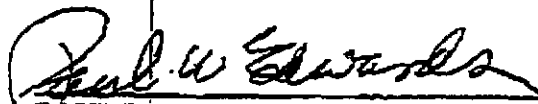
SUBJECT TO all existing encumbrances, rights reserved by federal and state laws or in federal patents or state deeds; building or use restrictions, building and zoning regulations and ordinances of any governmental unit; easements of record; rights-of-way of record; taxes and assessments for the current year; exceptions that would be revealed by a physical inspection of the property; and liens or encumbrances created by or permitted to exist by Grantee;

TO HAVE AND TO HOLD said premises unto Grantee and its successors and assigns forever.

Grantors warrant to Grantee and its successors and assigns that Grantors are the owners of said premises in fee simple and that Grantors have the right and authority to convey the same to Grantee. Grantors covenant with Grantee and its successors and assigns that Grantors will defend said premises to the extent of the warranties herein against the lawful claims of all persons.

The current address of Grantee is 4106 Sand Creek Street, Boise, Idaho 83703.

IN WITNESS WHEREOF, this WARRANTY DEED has been duly executed by Grantors as of the day and year first above written.


PAUL W. EDWARDS


WILMA JOSEPHINE EDWARDS

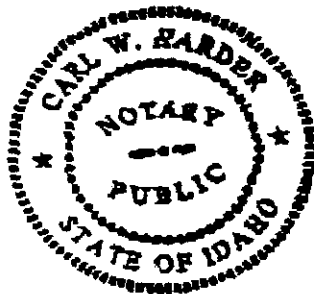
WARRANTY DEED - 1

STATE OF IDAHO)

County of Ada)

On December 29, 2000, before me, Carl W. Harder, a Notary Public in and for said state, personally appeared PAUL W. EDWARDS and WILMA JOSEPHINE EDWARDS, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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



Carl W. Harder
Notary Public for Idaho
Residing at Boise, Idaho
My commission expires August 16, 2006

EXHIBIT "A"

Those certain parcels of real property situated in the County of Ada, State of Idaho, more particularly described as follows:

- #5 (A) Lots One through Four, inclusive, Block 1, of Thomas F. Edwards Subdivision situate in Section 29, Township 4 North Range 2 East of the Boise Meridian, in Ada County, State of Idaho.
- #4 (B) Lots 20 through 22, inclusive, of Block 1, of the Thomas F. Edwards Subdivision, according to the plat thereof, records of Ada County, State of Idaho.
- (C) Permit to use hot and cold water from Lot 1, Block 1, of Thomas F. Edwards Subdivision, Ada County, State of Idaho.
- #1 (D) A parcel of land in Southwest Quarter of Northeast Quarter of Section 29, Township 4 N., Range 2 E. B. M., Ada County, State of Idaho, and more particularly described as follows: Commencing at a point 10.86 chains North of the center of Section 29, thence S. 74° 43' E. 15.32 chains to an iron bar located at the Southeast Corner of Thomas F. Edwards' land, the true point of beginning; Thence N. 1°15' E. 3.40 chs. to a piece of iron pipe; Thence S. 72° 30' E. 2.22 chains to a piece of iron pipe; thence S. 23°05' E. 3.18 chains to a piece of iron pipe; thence N. 74°43' West 3.55 chains to iron bar, the place of beginning, containing 0.98 (98/100) acres.
- (E) Beginning at the Northeast Corner of the Southwest Quarter of the Northeast Quarter of Section 29, Township 4 North, Range 2 East, B. M., Ada County, Idaho; thence South 358.38 feet; thence East 58.83 feet; thence South 285.09 feet to an iron rod; thence West 265.83 feet to an iron rod; thence South 24 feet to an iron pipe; thence North 72 degrees 30 minutes West 21.13 feet to the real point of beginning; thence North 72 degrees 30 minutes West 125.39 feet; thence North 1 degree 50 minutes East 49.50 feet; thence North 1 degree 20 minutes East 19.70 feet; thence South 88 degrees East 120 feet; thence South 1 degree 20 minutes West 104.11 feet to the real point of beginning;
- EXCEPTING Any portion which may lie in Tamarack Drive.
- (F) Beginning at the Northeast Corner of the Southwest Quarter of the Northeast Quarter (SW1/4NE1/4) Section 29, T. 4N., R. 2E., B. M. Thence South 358.38 feet to a point, thence East 58.83 feet, thence South 285.09 feet to an iron rod, thence West 265.83 feet to the real point of beginning, thence South 24.0 feet, to

an iron pipe, thence N. 72 degrees 30 minutes West 21.13 feet to a point, thence North 1 degree 20 minutes East 104.11 feet to a point, thence S. 88 degrees 40 minutes E. 20.64 feet to a point, thence S. 1 degree 20 minutes W. 85.97 feet to the real point of beginning.

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: A63-05065
Date Received: 5/01/1989
Receipt No: 0006544
Received By: JP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PAUL W. EDWARDS 208-342-7548
Address: 4106 SAND CREEK
BOISE, ID 83703

2. Date of Priority: OCT 01, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	29	SE	SW	NE		ADA

5. Description of diverting works:
2 WELLS, BOTH 60' DEEP, 5" CASING HAS 1.5 HP PUMP, 6" HAS 5 HP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.020		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	29	SW	NE		IRR	1.0
			SW	NE		DOMEST	

Section Acres 1.0

A63-05065

Page 1

Date: 05/01/89

MICROFILMED

AUG 20 1992

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
63-00014, 63-02402, 63-05067

14. Remarks:

15. Basis of Claim: STATUTORY CLAIM

16. Signature(s)

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

Number of attachments: 1

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): Paul W Edwards Date: 5/1/89

Date: _____

State of Idaho)
County of ADA) SS.

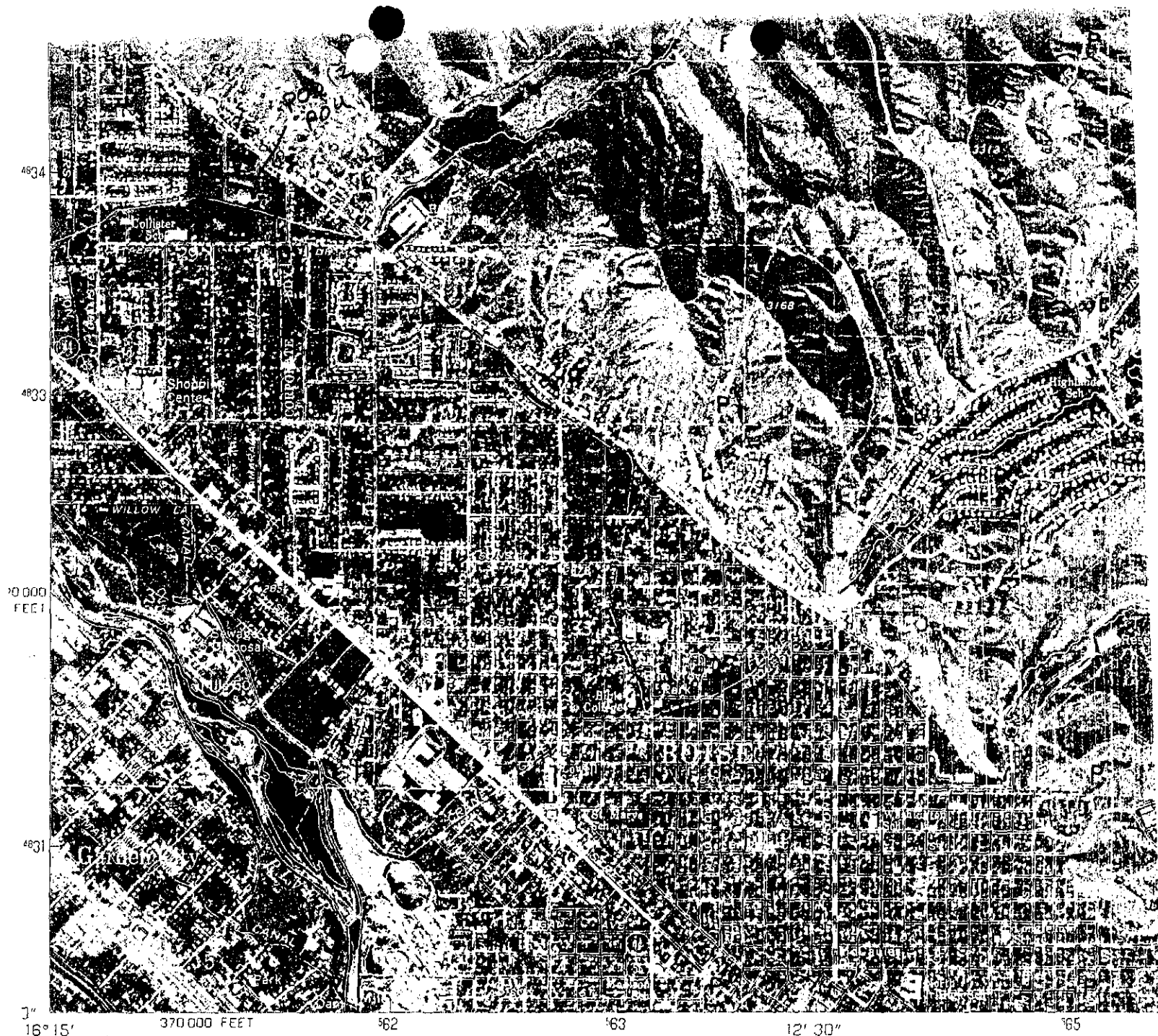
Subscribed and sworn (or affirmed) before me this 1ST day
of MAY 19 89

Jeff Peppersack
Notary Public

Seal

Residing at _____

My Commission Expires _____



Produced by the Geological Survey
in cooperation with the U.S. Forest Service

Orthophotograph prepared from 1:80,000-scale
aerial photographs taken Sept. 4, 1975

Projection and 10,000-foot grid ticks: Idaho coordinate
system, west zone (transverse Mercator)
1000-metre Universal Transverse Mercator grid,
zone 11. 1927 North American datum

SCA



NORTH

MICROFILMED

AUG 20 1992

Department of Water Resources pursuant to
provisions of claims and objections in the Snake
River or implied, is made and no legal
rights, agents, contractors, and reproduction
by the Department of Water Resources or its employees for the purpose

Copies Of This Map

Receipt Details for ID C006544

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/1/1989 12:39:15 PM	5/1/1989	State	\$254.00	Check
Payer		EDWARDS, PAUL W.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1277			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$254.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	14		\$144.00	Claim
63	5065		\$51.00	Claim
63	5067		\$59.00	Claim

[Print Report](#)

RECEIVED
APR 24 2008
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 63-5065
(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
Boise, Idaho 83703
Daytime Phone: (208) 424-7800 (Hofstetter Law Office, LLC)

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

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

Name: Edwards Family LLC
Address: 4106 Sand Creek
Boise, Idaho 83703

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

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☒ **Quantity**
Should be: 0.04 cfs for irrigation also
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: Irrigation should be added as a "Purpose of Use," as claimed
8. ☐ **Period of Year**
Should be: _____
9. ☒ **Place of Use**
Should be: One acre of irrigation should be identified, as claimed.
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):** In addition to the domestic use, 1 acre of irrigation is associated with these wells.

F.

VERIFICATION (Must be Completed)

State of Idaho)
)ss.
County of Ada)

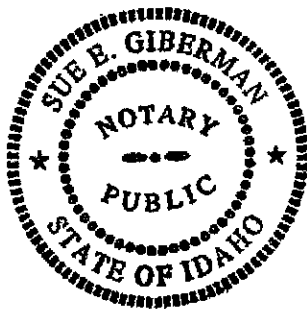
Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

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

Edwards Family LLC
4106 Sand Creek
Boise, Idaho 83703

3. Copies to:

IDWR Document Depository
PO 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 and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

RECEIVED

06/02/2005

JUL 15 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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

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

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-5065

EDWARDS FAMILY LLC

4106 Sand Creek

BOISE ID 83703

Telephone Number: (208)342-7548

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

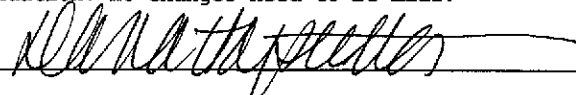
2. Describe the changes you wish to make in the proposed recommendation: TWO POINTS OF DIVERSION AT THIS SAME LOCATION SHOULD BE IDENTIFIED.

3. Give a brief explanation as to why you disagree with these portions: ONLY ONE WELL IS RECOGNIZED, RATHER THAN THE TWO WELLS CLAIMED.

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

DATE: JULY 15, 2005

SIGNATURE:



Please print your name: DANA L. HOFSTETTER, Attorney at Law

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

added 2nd pod/vlm

water is used.

RESPONSE: Objection. Vague. Ambiguous. The term "property" is not defined.

Without waiving these objections and reserving the right to reassert the same, Edwards responds as follows:

- (1) Edwards owns water right nos. 63-00014, 63-05065 and 63-05067. Additionally, Edwards has an interest in Boise City Canal Company water rights.
- (2) 63-00014 is used to heat greenhouses, offices and an apartment during the heating season. Additionally, a small amount of water flows during the non-heating season to prevent oxidation of the old pipelines and casing. The geothermal water is diverted from a well by artesian pressure. While the well is equipped with a pump, the pump typically is not used. Diversion records are submitted regularly to IDWR and can be obtained from the agency.

63-05065 is used for lawn irrigation associated with a domestic residence. The water is diverted from a well by pumping and is applied to the lawn by a sprinkler system. Diversion measurements are not taken for this water right.

63-05067 is used for year round irrigation associated with greenhouse plants, as well as irrigation of outdoor fields, gardens and lawns by a combination of sprinkler, surface, drip and hose nozzle irrigation methods. This water right also supplies sinks, toilets and shower facilities. The water is diverted from two wells. The system is equipped with two pumps, a 1½ horsepower pump and a 5 horsepower pump. Diversion measurements are not taken for this water right.

The Boise City Canal Company water rights are for field irrigation use during the irrigation season. This water is delivered by the Boise City Canal Company ditch system. Measurements are not taken by Edwards for this water.

- (3) Portions of the heating systems for the greenhouses have been periodically replaced as heating technology improves.

08/15/2005

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

RIGHT NUMBER: 63-5065

NAME AND ADDRESS: EDWARDS FAMILY LLC
4106 SAND CREEK
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/01/1956

POINT OF DIVERSION:

T04N R02E S29 SWNE Within ADA County

T04N R02E S29 SWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

Domestic use is for 1 home and shop used by Edwards Greenhouse and up to one-half acre irrigation.

PLACE OF USE: DOMESTIC Within ADA County

T04N R02E S29 SWNE

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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

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

05/24/2005

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

RIGHT NUMBER: 63-5065

NAME AND ADDRESS: EDWARDS FAMILY LLC
4106 SAND CREEK
BOISE ID 83703

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 10/01/1956

POINT OF DIVERSION: T04N R02E S29 SWNE Within ADA County - added 2nd PPD

PURPOSE AND PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home and shop used by Edwards Greenhouse and up to one-half acre irrigation.		

PLACE OF USE: DOMESTIC Within ADA County
T04N R02E S29 SWNE

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.

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

CO3 - ACC changed in PPD

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5065 V1

WATER RIGHT NUMBER: 63-5065 V1

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HOFSTETTER LAW OFFICE LLC C/O DANA L HOFSTETTER 608 W FRANKLIN ST BOISE, ID 83702 (208)424-7800
Current Owner	EDWARDS FAMILY LLC 4106 SAND CREEK BOISE, ID 83703 (208)342-7548
Original Owner	PAUL W EDWARDS 4106 SAND CREEK BOISE, ID 83703 (208)342-7548

Priority Date: 10/01/1956

Basis: Beneficial Use

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 29, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

DOMESTIC Within ADA County

T04N R02E S29 SWNE

Conditions of Approval:

1. X01 Domestic use is for 1 home and shop used by Edwards Greenhouse and up to one-half acre irrigation.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. N12 The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.
4. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5065 V1

Comments:

1. vmusic 5/24/2005 POU

Comment: CLAIMED 1 ACRE OF IRRIGATION BUT THE HOUSE AND LOT IS LESS THAN .25 ACRE.

2. vmusic 5/24/2005 RECOMMENDATION

Comment: THIS WAS HISTORICALLY A DE MINIMUS USE FOR ONE HOME AND YARD. HOME NOT EVIDENT IN 1939 AERIAL PHOTO.

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	5/24/2005 5:20:14 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	5/24/2005 5:28:12 PM	vmusic	Updated shape for Active POU
POD	5/24/2005 5:22:41 PM	vmusic	Updated shape
Source	5/24/2005 5:23:42 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - NOT REQUIRED FOR USE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5065 V1

Summary	5/24/2005 5:36:57 PM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (Yes) 4. Is any portion of the claim be recommended? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Contacts	5/24/2005 5:19:16 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW
General	5/24/2005 5:19:51 PM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - NOT REQUIRED FOR DE MINIMUS USE
POU	5/24/2005 5:24:18 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - NOT REQUIRED FOR DE MINIMUS USE

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5065 V1

Use	5/24/2005 5:30:48 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - NOT REQUIRED FOR USE
Season	5/24/2005 5:31:19 PM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	5/24/2005 5:31:55 PM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - NOT REQUIRED FOR USE

Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 9, 2002

EDWARDS FAMILY LLC
4106 SAND CREEK
BOISE ID 83703

Re: Notice of Claim to a Water Right No. 63-14, 63-5065 & 63-5067

Dear Claimant(s):

Enclosed is a copy of the above referenced claim, which reflects the necessary name change for the land and appurtenant water rights, covered under the original filing.

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

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

Sincerely,

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

Denise Hatfield
Office Specialist I
Adjudication Section
Western Region Office

DH: dh

Enclosure

cc: Dana L Hofstetter @ Hofstetter Law Office

HOFSTETTER LAW OFFICE

608 West Franklin Street
Boise, Idaho 83702

Dana@IdahoWaterLaw.com

Dana L. Hofstetter
Attorney at Law

Telephone: (208) 424-7800
Facsimile: (208) 424-8774

December 20, 2001

Via U.S. Mail

Sue Taylor
Western Region
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705-5082

RECEIVED

DEC 21 2001

WATER RESOURCES
WESTERN REGION

Re: Water Right Nos. 63-00014, 63-05065, and 63-05067

Dear Ms. Taylor:

I enclose for filing with the Idaho Department of Water Resources an original Notice of Change of Water Right Ownership form and an original Notice of Appearance for the above-referenced water rights. I also enclose a copy of each document. Upon filing both originals, please conform the copies and return them to me in the enclosed self-addressed and stamped envelope. I understand that no filing fee is required since all 3 water rights covered by these filings have pending claims in the Snake River Basin Adjudication. Please let me know if I am incorrect in this regard and a filing fee is required. *AT*

Thank you for your assistance. If you have any questions or suggestions, please let me know.

Sincerely,

HOFSTETTER LAW OFFICE, LLC



Dana L. Hofstetter

CC: Garnette Monnie w/ enclosures

RECEIVED

MAY 28 2002

WATER RESOURCES
WESTERN REGION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5065

WATER RIGHT NUMBER: 63-5065

<u>Owner Type</u>	<u>Name and Address</u>
Attorney	HOFSTETTER LAW OFFICE LLC C/O DANA L HOFSTETTER 608 W FRANKLIN ST BOISE, ID 83702 (208)424-7800
Current Owner	EDWARDS FAMILY LLC 4106 SAND CREEK BOISE, ID 83703 (208)342-7548
Original Owner	PAUL W EDWARDS 4106 SAND CREEK BOISE, ID 83703 (208)342-7548

Priority Date: 10/01/1956 ✓
 Basis: Beneficial Use
 Status: Active

*Woud not present in 1939
 aerial*

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

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	01/01 to	12/31	0.040 CFS	
DOMESTIC	01/01 to	12/31	0.040 CFS	
	<u>Total Diversion:</u>		0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4NE1/4	Sec. 29, Twp 04N, Rge 02E, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T04N R02E S29 SWNE 1.0

Total Acres: 1

DOMESTIC Within ADA County

T04N R02E S29 SWNE

Conditions of Approval:Remarks:

*X01 dam use for home, shop & 1/2 ac iri
 W/2 ✓ 0 for dam not a det of his blu.
 V10 0 for dam ≤ 134 bpd*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5065

1. General Attorney name added to claim, per Notice of Appearance received. DH 8/27/2002
2. General Name change by DH 9/9/2002
3. General This claims is for use from a second well added in 1956. Claim No. 63-5067 includes this well as an additional point of diversion as an accomplished transfer pursuant to Section 42-1425, Idaho Code.
The uses of water listed in this claim are also included in Claim No. 63-5067.
The place of use is within the Boise City Canal service area, but because of the need for weed and chemical free water and for full year irrigation within the greenhouses, groundwater is now used and has been used as the primary source since the wells were constructed.
4. General Claim amended per claimant request. 1/14/05

Comments:

Verification Log:

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



no house
present
in 1939

**63-14 - 1939 AERIAL - ORIGINAL DECREED RT.
ONLY 3 GREENHOUSES ON SITE - PERTINENT TO HEATING USE.
OTHER QUANTITY USED FOR IRRIGATION OF 25 ACRES, D/S**

Idaho Department of Water Resources

5065

Claim Number: 63-00014

Legal: T4N, R2E, S29

Reviewed By:

1987 Napp Photo

⊙ Point of Diversion



Place of Use



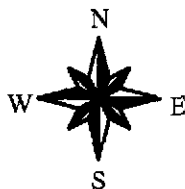
Section Lines



Quarter Quarter Lines



0 0.25 Miles



Field Exam Date 5/9/05

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 complete

Claim No(s) 63-5065

Owner: EDWARDS FAMILY LLC Phone No. 342 7548

Current Address: 4106 SAND CREEK, BOISE ID 83703

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property? _____

Accompanied by: NORM YOUNG & DAVID ST. CLAIR (859-4899)

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: 10/1/1956

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

Source: GROUNDWATER 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? _____

GPS = 2319385
1386428

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

SITE TAG = A0002494

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		SE	SW	NE	29	04N	02E	ADA	GPS + NAAP PHOTO

Description of diverting works

1956 NEW WELL 6" DIA WELL W/ SUBMERSIBLE PUMP - 1.5 HP - P.W.L. = 25'
1930 OLD WELL 8" DIA. WELL W/ SUBMERSIBLE PUMP - 5.0 HP - P.W.L. = 25'

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-5067

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

NO

WATER USES

☐ No change

☒ Different Uses

OUTSIDE 1-HOME → Use IRRIGATION From 3/1 To 11/15 Amount .04 CFS AFA
IRRIGATION PORTION INSIDE OF GREENHOUSE → Use DOMESTIC From 1/1 To 12/31 Amount .04 CFS AFA
→ Use COMMERCIAL From 1/1 To 12/31 Amount .04 CFS AFA
ADD

TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount .04 CFS AFA

☐ Changes found, the new total is, Amount CFS AFA

☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)
.04 CFS/AC AS PER DECREE

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #

Types Additional comments:

PLACE OF USE:

☒ No Change

☐ Changes shown below:

ITEMS ON MEMO:

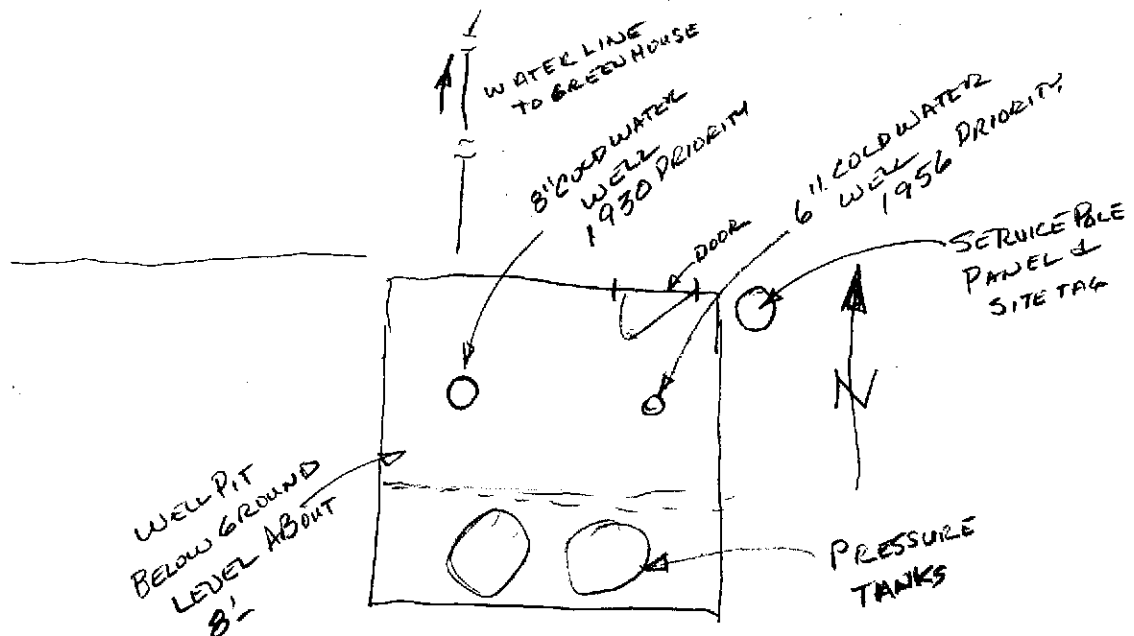
1. THE DOMESTIC USE IS USED FOR HOUSE/SHOP ON THE EAST SIDE OF TAMARACK. THE ADDRESS IS 4120 TAMARACK. IT IS LOCATED ON MY MAP ATTACHED TO ALL THESE RIGHTS. THE SHOP IS USED JUST FOR MAINTENANCE OF BUSINESS AND HAS NO OTHER PURPOSES
2. BOTH WELLS & PUMPS ARE LOCATED INSIDE OF PUMP HOUSE AND HAVE THE SAME GPS LOCATION AS WELL AS THE SITE TAG #.
3. THE 1 AC PLACE DENOTED ON THE MAP ATTACHED.
4. THE HOME REFERRED TO IS INSIDE OF A BLDG WHICH PART LIVING QUARTERS AND PART SHOP. THIS IS THE ONLY DWELLING.
SEE ATTACHED MAP AND PHOTOS FOR MORE EXPLANATION.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 5/9/05 & 5/20/05

FIELD EXAMINER: Bruce H. Scholten



Pump House

AERIAL VIEW

BOTH COLD WATER
WELLS.

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	
4N	2E	29			NE SW 1														1 AC
"	"	"			D														HOME
"	"	"			C														GREENHOUSE

Overlap with other water rights: 63-5067

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

Delivery System Narrative: THERE ARE 2 WELLS SIDE BY SIDE (ABOUT 8' APART) THIS RIGHT IS SUPPOSED TO BE IN THE WELL CONSTRUCTED IN 1956. 6" DIA. 60 FT DEEP. IT HAS A 1.5 HP SUBMERSIBLE PUMP. THE OTHER WELL IS ABOUT AN 8" DIA. AND HAS A 5HP SUBMERSIBLE PUMP. THIS WELL HAS BEEN IN PLACE SINCE 1930.

THE TWO PUMPS ARE INTER-CONNECTED IN THE WELL HOUSE AND THE WATER FROM EACH WELL CAN BE USED ANYWHERE IN THE SYSTEM. FROM THE WELL/PUMP HOUSE THE WATER IS PIPED THROUGHOUT THE GREENHOUSE COMPLEX INCLUDING THE HOME/SHOP ON THE EAST SIDE OF TAMARACK.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
6" COLD WATER WELL SMALL	N/A	1.5	N/A	N/A	1 1/4" GALVANIZED
8" COLD WATER WELL LARGE	"	5.0	"	"	2 1/2" GALVANIZED

FLOW MEASUREMENTS: ASSUMES
 1. LIFT @ 25'
 2. DISCH. PSI = 37 PSI
 3. PUMP EFF. = 70%

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS $TDR = (40 \times 2.31) + 25 = 117$

$GPM @ 1.5 HP$
 $(1.5 \times 7) 3960$
 $110 = 37.8 GPM$
 $.084$

$GPM @ 5.0 HP$
 $(5.0 \times 7) (3960) = 126$
 $110 GPM$
 $= 1.26 CFS$

$.084 + .281 = .365 CFS$

THESE TWO WELLS & PUMPS ARE INTERCONNECTED. THE WATER IS USED THROUGHOUT THE COMPLEX. IT IS USED FOR IRRIGATION OF PLANTS INSIDE OF THE GREENHOUSE AS WELL AS LAWNS, BEDS & SMALL FIELD OUTSIDE OF GREENHOUSE. ALSO THE COLD WATER SUPPLIES REST ROOMS, POTTING AREA, BREAK ROOMS & OFFICE AS WELL AS THE SHOP/HOME ON EAST SIDE OF TAMARACK.

YEAR ROUND
DOMESTIC
IRRIGATION

LITTLE
WELL
COLD

RECEIVED

Should questions arise during the processing of this application please contact:
Norm Young - ERO Resources Corp. (208) 373-7983

JAN 14 2005

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

WATER RESOURCES
WESTERN REGION

**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 A63-05065
Date Received _____
Receipt Number _____

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

Please type or print clearly

1. Name of Claimant(s) Edwards Family LLC Phone (208) 342-7548
Mailing Address 4106 Sand Creek, Boise, Idaho Zip 83703
2. Date of Priority (Only one (1) per claim) 10/1/1956
3. Source of water supply (a) Groundwater
Which is tributary to (b) N/A
4. a. Location of point of diversion is: Township 4N Range 2E Section 29, SE ¼ of SW ¼ of NE ¼, Govt. Lot _____, B.M., County of Ada (2 wells)
Additional points of diversion if any: _____
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ ¼ of _____ ¼ of _____ ¼, Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 2 wells, both 60' deep, 5" casing has 2.5 Hp pump, 6" casing has 5 Hp pump.

(1.5)

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)
For Irrigation purposes from 1/1 to 12/31 amount 0.040 or _____

For Domestic purposes from 1/1 to 12/31 amount 0.040 or _____

For Common ETC purposes from 1/1 to 12/31 amount 0.04 or _____ — ADDED

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.040 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully. (Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) Domestic, 1 home

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 ¼				NW ¼				SW ¼				SE ¼				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	¼	
4N	2E	29			1														1
		29			D/c														

Total number of acres irrigated 1

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 XX 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.

63-00014, 63-02402, 63-05067

or None ()

14. Remarks:

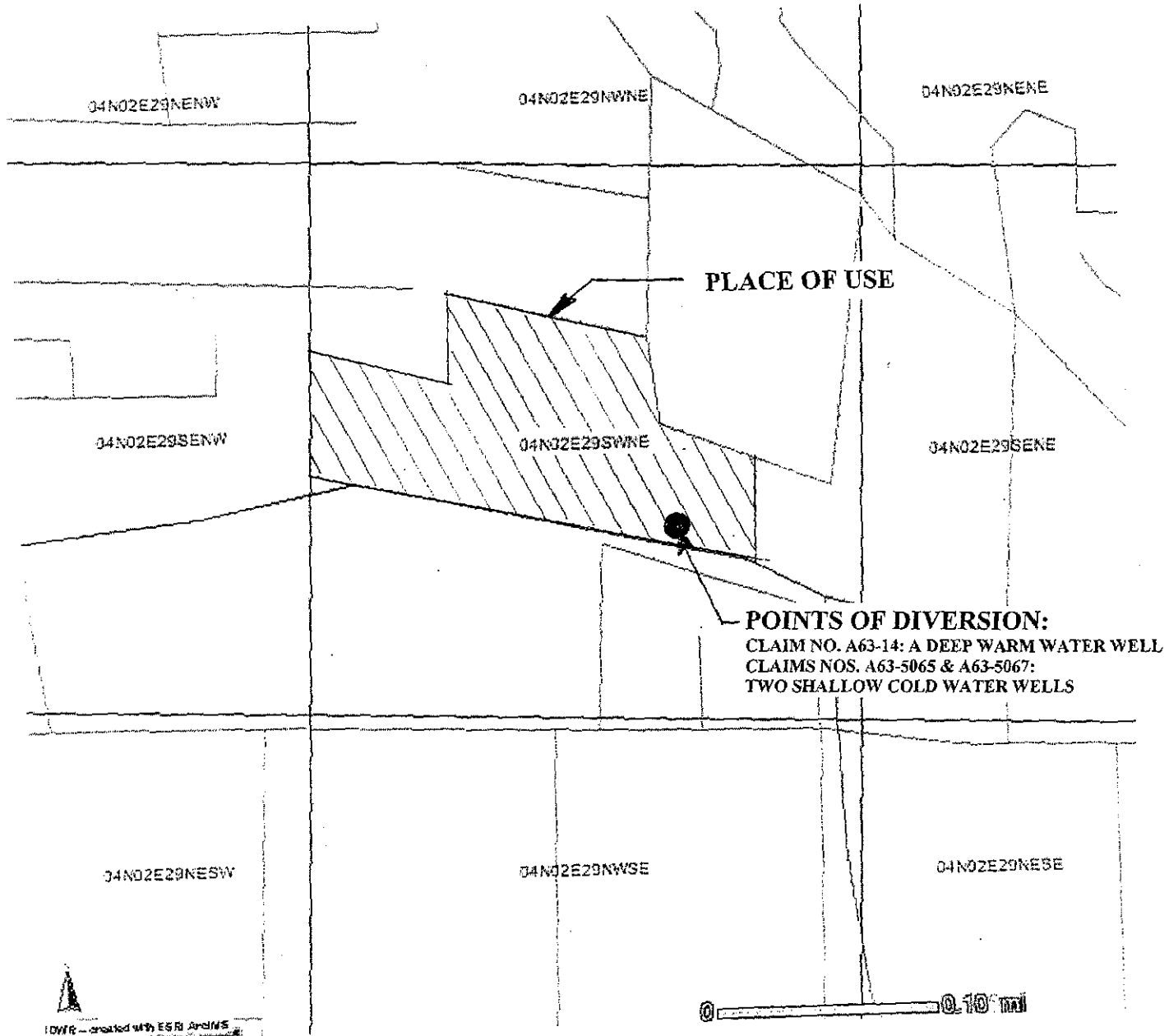
a. This claim is for use from a second well added in 1956. Claim no. 63-5067 includes this well as an additional point of diversion as an accomplished transfer pursuant to Section 42-1425, Idaho Code.

b. The uses of water listed in this claim are also included in Claim No. 63-5067.

c. The place of use is within the Boise City Canal service area, but because of the need for weed and chemical free water and for full year irrigation within the greenhouses, groundwater is now used and has been used as the primary source since the wells were constructed.

Last Name Edwards Family LLC Ident. Number A63-05065

PLAT COVERS A PORTION OF SECTION 29, TOWNSHIP 4N RANGE 2E



PLAT TO ACCOMPANY AMENDED CLAIMS NOS. A63-14, A63-5065 AND A63-5067 IN THE NAME OF EDWARDS FAMILY LLC

15. Basis of Claim (Check One) Beneficial Use XX Posted Notice _____ License _____ Permit _____
Decree _____

If applicable provide IDWR Water Right Number 63-5065

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 received notice in the Snake River Basin Adjudication." I/We do _____ do not XX 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.

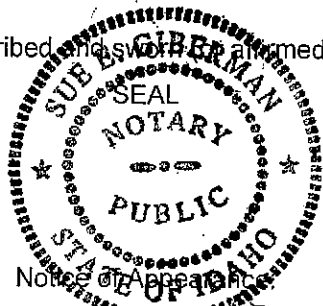
Signature of Claimant(s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Garnette Monnie, managing member
of The Edwards Family LLC _____, that I have signed the foregoing
document in the space below as Managing Member of The Edwards Family LLC
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Garnette Monnie
Title and Organization Managing Member, The Edwards Family LLC Date 1/14/05

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

Subscribed and sworn to before me this 14th day of January 20 05



Notary Public Sue E. Giberman
Residing at Boise Idaho
My Commission Expires 2-25-09

17. Notice of Appearance

Notice is hereby given that I, Dana L. Hotstetter 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 Dana Hotstetter
Address Hotstetter Law Office LLC 608 West Franklin St., Boise 83702
Date January 15, 2004

Idaho Department of Water Resources

Claim Number: 63-05065

Legal: T4N, R2E, S29

Reviewed By:

1987 Napp Photo

⊙ Point of Diversion

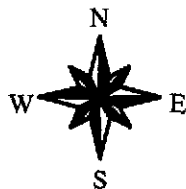
▭ Place of Use

▭ Section Lines

▭ Quarter Quarter Lines



0 0.25 Miles



Lot 1
↙

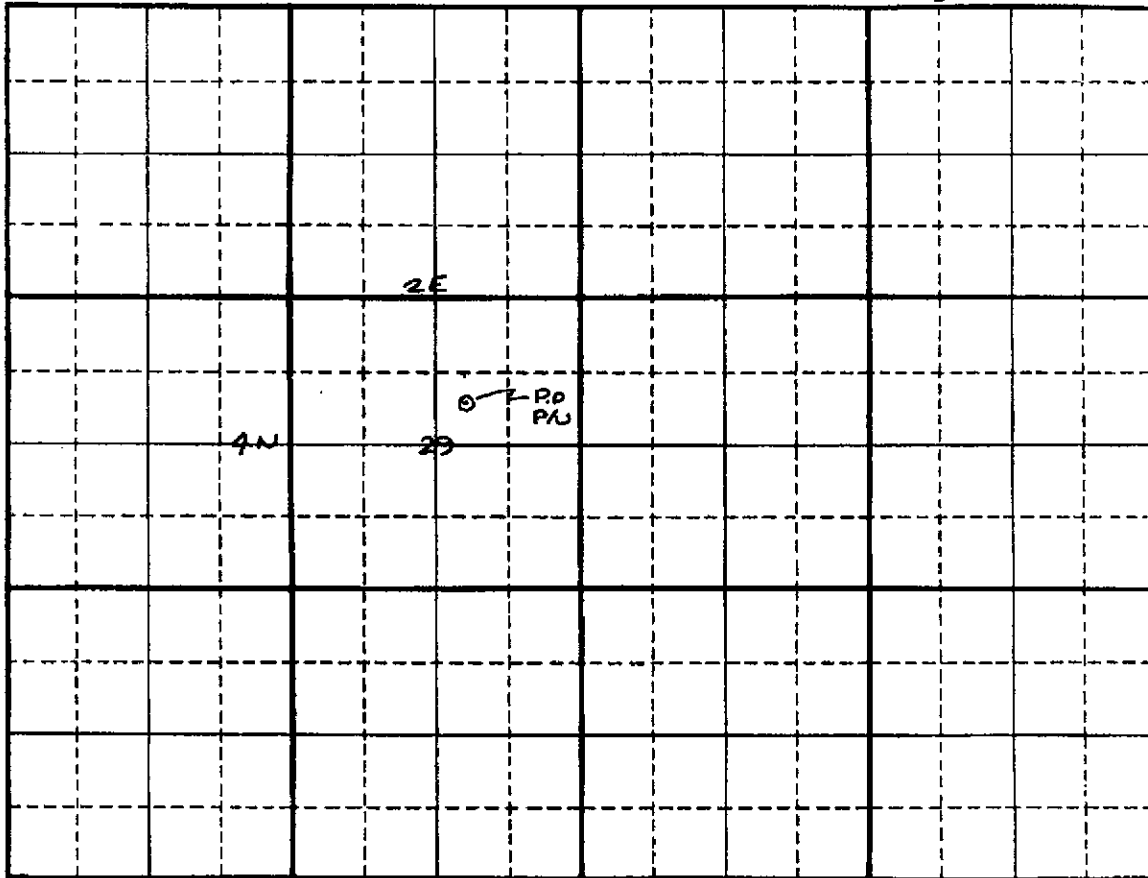
2 wells
per claim -
shown by
arrow

The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

4203 CATALPA DR BOISE, ID 83703 Telephone No. 342-7548
(Mailing Address) (Zip Code)

11-11-68

(B) Remarks 2 WELLS ARE USED IN CONTINUATION. ONE WELL IS USED FROM
4-1 TO 10-15 TO IRRIGATE 6 ACRES AND DOMESTIC. OTHER WELL IS USED
FROM 10-15 TO 4-1 TO IRRIGATE 50,000 SQ FT GREENHOUSE AND DOMESTIC.
LOCATED ON LOT 1
OF EDWARD SUBDIVISION



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
) ss.
 County of ADA)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 20 day of MAY, 19 83.

Paul Wilson Edwards
 (Claimant)

[Signature]
 Notary Public
 Residing at BOISE, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by <u>MS</u>	Date <u>5/10/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JP</u>	Date <u>6/08/83</u>		claimant by:	
\$30.00 fee received by <u>JP</u>	Date <u>5/10/83</u>	<u>28870</u>		
Published in <u>Idaho Statutes</u>				
Dates <u>10/20</u> <u>5</u> <u>7/1/83</u>				

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-05065 Date: 4-25-01

	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	29			1														1
GIS						1														1
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1

Overlapping POU Claim #'s:

63-00014

Total GIS Acres: 1

COMMENTS:

per county tax data

no layout
D/S

A6305065

