

T3N1E

6

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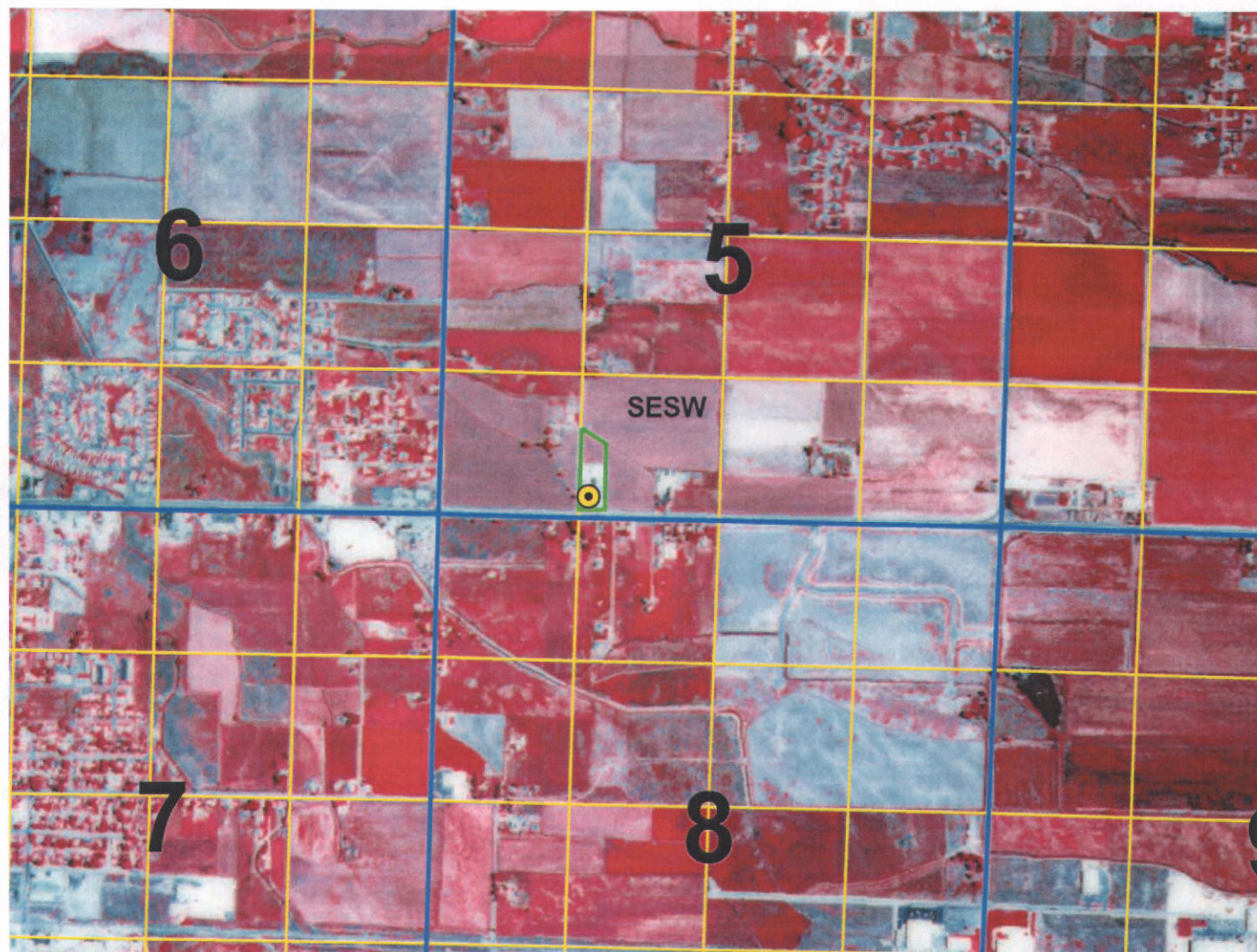


Ada County Assessor's Plat Maps - T3N R1E 05, Scale: 1 inch = 133.14 feet



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R1E SECTION 5
Water Right(s) : 63-5241



1320 0 1320 2640 Feet

TOTAL IRRIGATED ACRES = 1.0



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

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: October 2004

7-8-1964
30D-133

DH F-31



Idaho Department of Water Resources

Claim Number: 63-05241
Legal: T03N, R01E, S05
Reviewed By:

● Point of Diversion



Place of Use



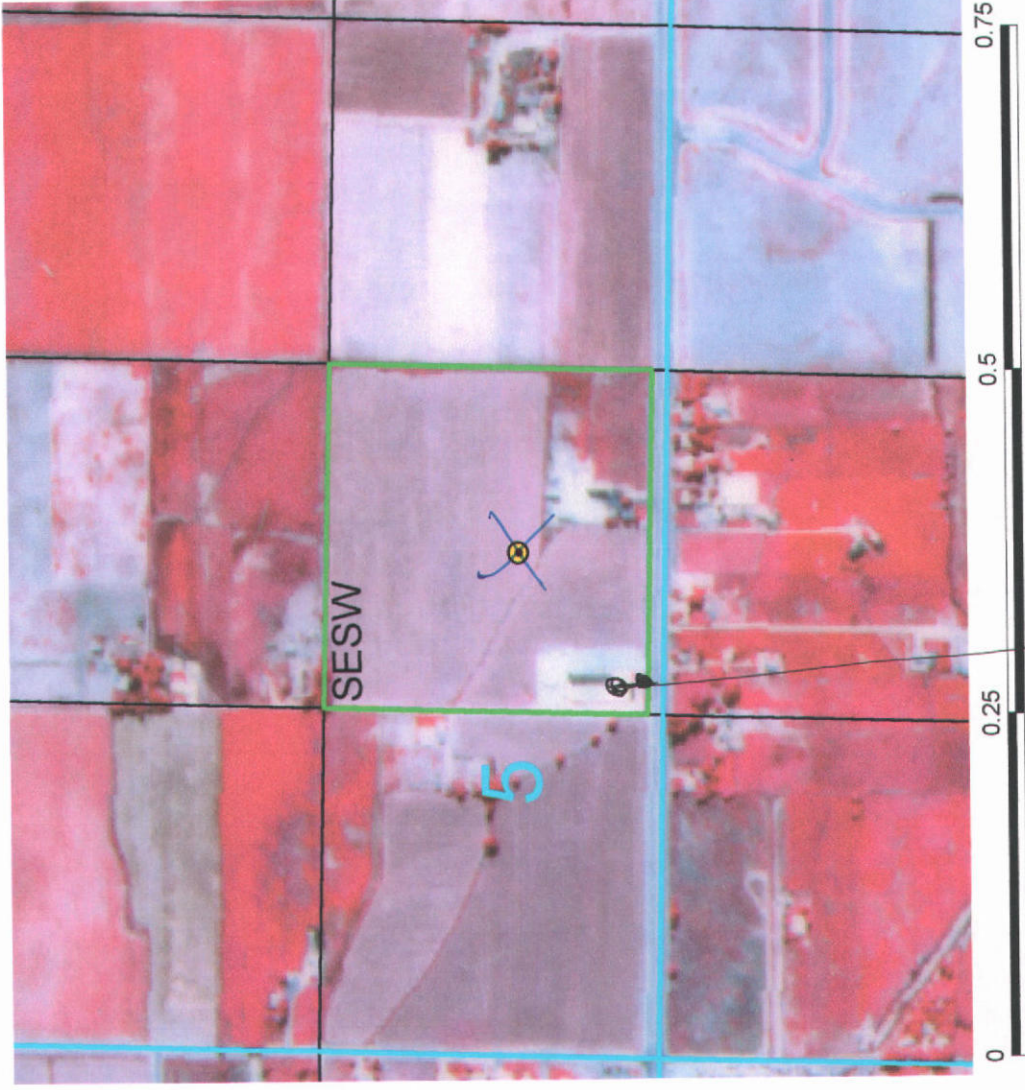
Section Lines



Quarter Quarter Lines



1987 Napp Photo



location of well per title
- maddox, 100' under
building per phone



State of Idaho

DEPARTMENT OF WATER RESOURCES

Geocortex Internet Mapping Framework - Microsoft Internet Explorer

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-3344

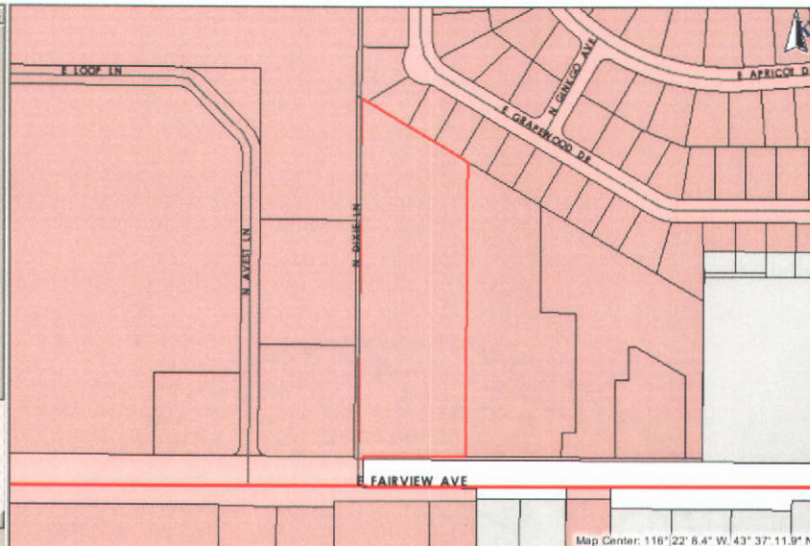
Ada County Assessor

FAX (208) 334-2344

Legend Find Parcel Key Map Bookmarks Create PDF Help Exit

Map Legend

- Major Streets
 - MINOR ARTERIAL
 - MAJOR COLLECTOR
 - SECTION
 - PRINCIPAL ARTERIAL
 - INTERSTATE
 - Other
- Minor Streets
 - LOCAL
 - PARKS
 - PRIVATE
 - RESIDENTIAL
 - Other
- Street Names (minor)
- Water
- Parcels
- Schools
- Parks
- City Limits
 - Kuna
 - Boise
 - Garden City
 - Eagle



1,3474 Go Map Tool: Zoom In Active Layer: Parcels

Powered by geocortex

Cursor Location: 2461937, 557643642, 712919.1007927937

• Ada County Home Page	Assessed value for year 2003	\$0
• Commissioners	Assessed value for year 2002	\$0
• Treasurer	Assessed value for year 2001	\$0
	Assessed value for year 2000	\$385,500

Done

Internet

Start A... A... S... M... Micro... G... Links Yahoo! Shortcut to Internet Explorer

11:05 AM

DIRK KEN HORNE
Governor
KARL J. FREHER
Director

Idaho Department of Water Resources

Claim Number: 63-05241
Legal: T03N, R01E, S05
Reviewed By:

● Point of Diversion



Place of Use

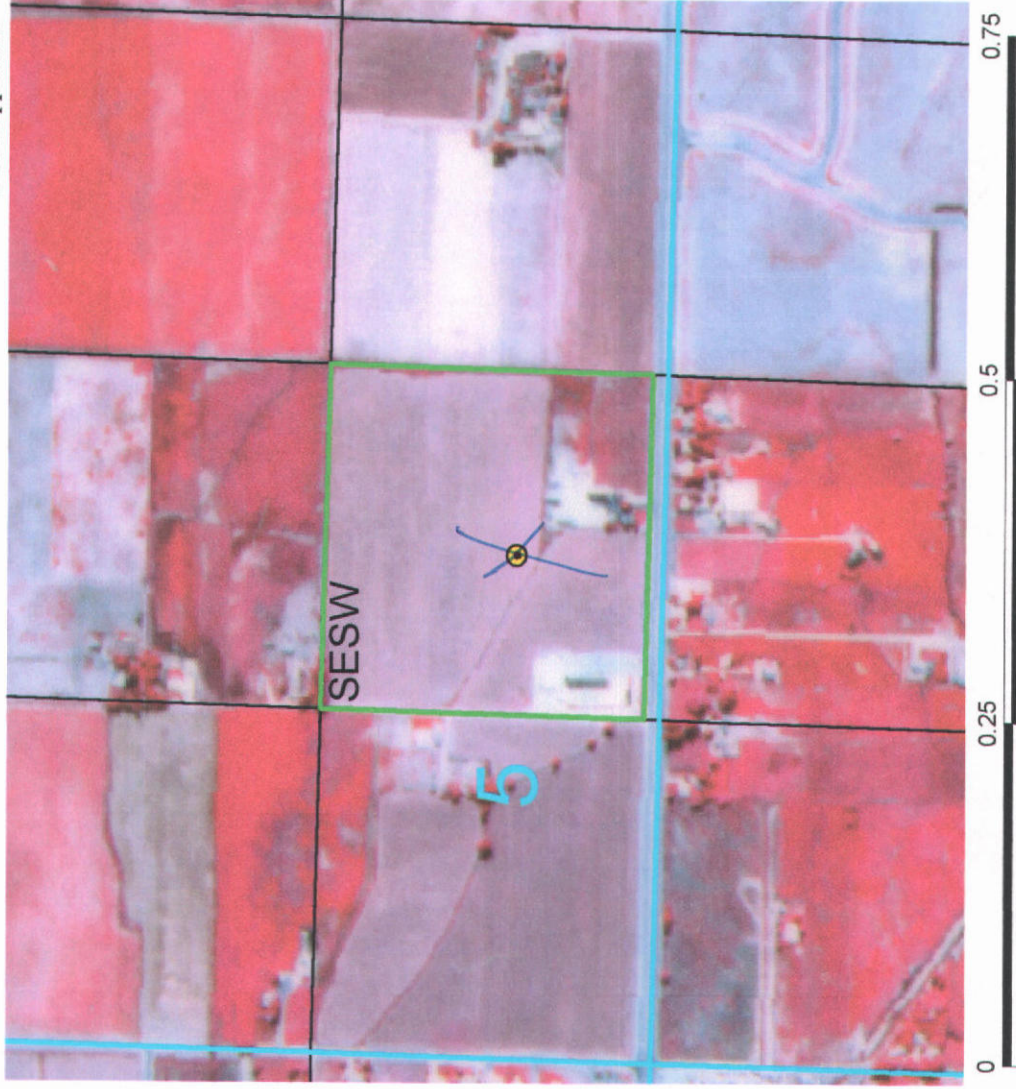


Section Lines



Quarter Quarter Lines

1987 Napp Photo



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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-05241

Date Received: 8-21-89

Receipt No: C009997

Received By: DMS

RECEIVED
AUG 21 1989

Department of Water Resources

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

206-325-0425

1. Name: TURNER FAMILY PARTNERSHIP
Address: 1408 39TH AVENUE EAST
SEATTLE, WA

98112

2. Date of Priority: JAN 01, 1962

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01E	5	SE	SW			ADA

5. Description of diverting works:
WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		
COMMERCIAL	01/01	12/31	0.070		

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

A.F.A.

8. Total consumptive use is 13.6 Acre Feet Per Annum.

9. Non-irrigation uses:
C/ICE COMPANY, OFFICE SPACE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01E	5	SE	SW		IRR	1.0
Section Acres							1.0

A63-05241

Page 1

Date: 08/21/89

MICROFILMED
AUG 21 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:
 NONE

14. Remarks:
 AC. IRR. = 1/3.
 C/U FOR IRRIGATION AND ICE PRODUCTION BASED UPON AVERAGE 6.25 GPM
 FOR ICE PRODUCTION

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
AUG 21 1992

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 Organizations:

I do solemnly swear or affirm that I am a partner of
Title
Turner Family Partnership that I have signed the foregoing
Organization
document in the space below as a partner of
Title
Turner Family Partnership and that the statements contained in the
Organization
foregoing document are true and correct.

Leslie E. Cole
Signature of Authorized Agent
Turner Family Partnership
Title and Organization
Aug. 21, 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 21st day
of August 19 89

Darrel Smith
Notary Public

Seal

Residing at _____
My Commission Expires December 5, 1994

4/5/1989.

SRBA CLAIMS RECEIVING CHECKLIST #2

CO 09997

CLAIMANT'S NAME

Turner Family

CLAIM IDENT. NO.

A63-05241

DATE RECEIVED

8-21-89

CK #

0

AMOUNT \$

YES

NO

Required
info?

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

Claim checked by:

rat

Date:

9-28-89

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

1/1

Date:

4-11-90

Checked by:

Date:

Comments:

MICROFILMED

AUG 21 1992

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
C009997	58.00	63	5241		Claim

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 63-5241
Date Received: 8/21/1989
Receipt No: C009997
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WESTSIDE BIBLE CHURCH Phone: (208)887-4906

2040 E. FAIRVIEW AVE.
MERIDIAN ID USA 83642

2. Date of Priority: 01/01/1962

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	01E	5	SE SW	ADA	

5. Description of diverting works:

WELL, PUMP & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.03	
COMMERCIAL	1/01	12/31	0.07	

7. Total Quantity Appropriated is:
0.1 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
03N	01E	5	SE	SW	IRRIGATION	1
Section Acres						1
Total Acres						1

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

CHANGE OF OWNERSHIP 12/2/04

AC. IRR. = 1/3.

C/U FOR IRRIGATION AND ICE PRODUCTION BASED UPON AVERAGE 6.25 GPM FOR ICE PRODUCTION

15. Basis of Claim: Statutory Claim

12/02/2004

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

RIGHT NUMBER: 63-5241

NAME AND ADDRESS: WESTSIDE BIBLE CHURCH
2040 E. FAIRVIEW AVE.
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
8.300 AFY

PRIORITY DATE: 03/22/1963

POINT OF DIVERSION:

T03N R01E S5 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.070 CFS 3.80 AFY
IRRIGATION	03/01 11/15	0.030 CFS 4.50 AFY

PLACE OF USE: COMMERCIAL Within ADA County

T03N R01E S05 SESW 1.0

IRRIGATION Within ADA County

T03N R01E S05 SESW 1.0

1 ACRES TOTAL

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

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

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

EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO. S1105346615.

RECEIVED

OCT 07 2004

WATER RESOURCES
WESTERN REGION

SCANNED

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

OCT 27 2004

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, 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
63-5241					

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

- ☒ A. The appropriate **FILING FEE**. See instructions for fee amounts. *(no filing fee is required)*
- 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) are 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)

Turner Family Partnership
1408 39th AVE E. Seattle, Wa. 98112

4. New Owner/Claimant(s)

* Westside Bible Church Inc.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

2040 E. Fairview Ave.

City, State and ZIP Code

Meridian ID. 83642

New Telephone Number

(208) 887-4906

5. Date you acquired the property

January 21, 1994

* Name, Westside Bible Chapel Inc, changed to Westside Bible Church Inc, on July 11, 1999. Same Organization, a name change only.

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	_____	_____

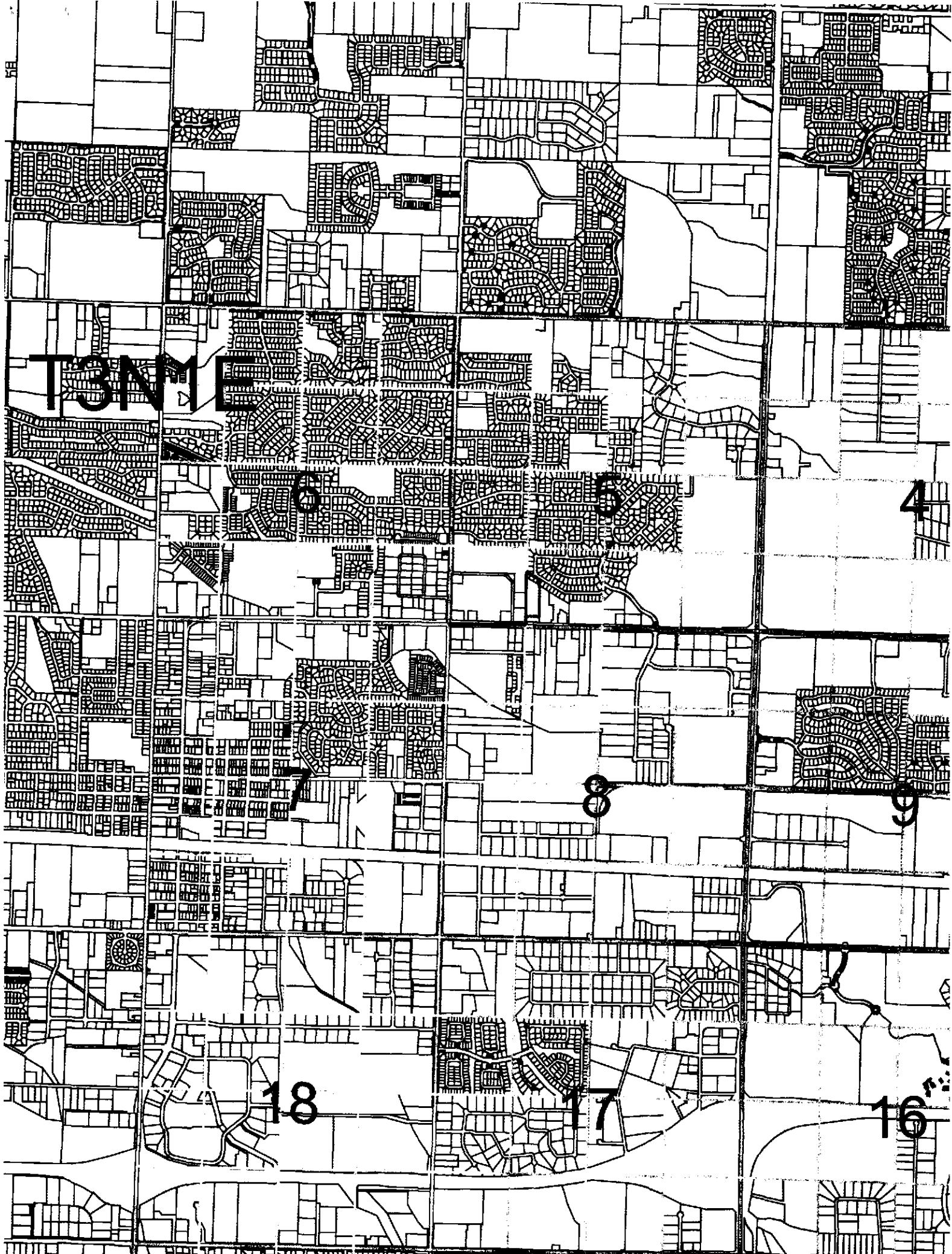
DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes,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

7. Signature of New Owner(s) or Claimant(s) Michael McFadyen
(include title if applicable) Trustee, Westside Bible Church, Inc.
October 4, 2004

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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ • Date _____ WR _____ Date _____





PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 336-6700

888 North Cole Road / Boise, Idaho 83704
(208) 377-2700

P-115896 JB/HH

94006344

(2)

IDA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

PIONEER TITLE CO.
94 JAN 24 PM 3 36

FEE 6.00 DEP *[Signature]*
RECORDED AT THE REQUEST OF

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED TURNER FAMILY PARTNERSHIP, a general partnership

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

WESTSIDE BIBLE CHAPEL, an Idaho corporation,

GRANTEE(S), whose current address is: c/o 3018 Whitepost Way, Eagle, ID 83616

the following described real property in

Ada

County, State of Idaho,

more particularly described as follows, to wit:

SEE LEGAL DESCRIPTION EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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

Dated: January 21, 1994

TURNER FAMILY PARTNERSHIP

BY:

THOMAS TURNER, GENERAL PARTNER

ACKNOWLEDGMENT - Partnership

STATE OF OHIO, County of FRANKLIN, ss.

On this 21st day of January, in the year of 1994, before me

personally appeared THOMAS TURNER, a notary public,

known or identified to be one of the partners in a partnership, of

TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public:

3111 WALDEN RAVINES

Residing at:

CALUMBUS, OHIO 43221

EXHIBIT "A"

P115896

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SECTION CORNER COMMON TO SECTIONS 5, 6, 7 AND 8 OF SAID TOWNSHIP AND RANGE, WHICH IS MARKED BY A BRASS CAP MONUMENT,
THENCE SOUTH 89 DEGREES 59' 16" EAST A DISTANCE 1336.31 FEET ALONG THE SECTION LINE COMMON TO SAID SECTIONS 5 AND 8, TO A POINT BEING 10.00 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5,
THENCE NORTH 00 DEGREE 26' 58" EAST A DISTANCE OF 68.21 FEET AND PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5, TO THE TRUE POINT OF BEGINNING, SAID POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHTS ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
NORTH 00 DEGREE 26' 58" EAST A DISTANCE OF 750.51 FEET AND PARALLEL WITH THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5 TO A POINT,
THENCE SOUTH 59 DEGREES 53' 42" EAST A DISTANCE OF 264.67 FEET TO A POINT,
THENCE SOUTH 00 DEGREE 26' 58" WEST A DISTANCE OF 619.56 FEET TO A POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHT ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
THENCE NORTH 89 DEGREES 32' 56" WEST A DISTANCE OF 230.00 FEET AND PARALLEL WITH THE CENTER LINE OF FAIRVIEW AVENUE TO THE POINT OF BEGINNING.

END OF LEGAL DESCRIPTION



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 336-6700

888 North Cole Road / Boise, Idaho 83704
(208) 377-2700

P-115896 JB/HH

94006345

ADA CO RECORDER
J. DAVID EDWARDS
BOISE ID
PIONEER TITLE CO.

'94 JAN 24 PM 3 36

FEE 6.00 DEP [Signature]
RECORDED AT THE REQUEST OF

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED TURNER FAMILY PARTNERSHIP, a general partnership

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

WESTSIDE BIBLE CHAPEL, an Idaho corporation,

GRANTEE(S), whose current address is: c/o 3018 Whitepost Way, Eagle, ID 83616

the following described real property in Ada

County, State of Idaho,

more particularly described as follows, to wit:

SEE LEGAL DESCRIPTION EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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

Dated: January 21, 1994

TURNER FAMILY PARTNERSHIP

BY: [Signature: Leslie Cole]
LESLIE COLE, GENERAL PARTNER

ACKNOWLEDGMENT - Partnership

STATE OF IDAHO, County of LATAH, ss.

On this 21 day of January, in the year of 1994, before me

SARA G. PUCKETT, a notary public,

personally appeared LESLIE COLE

known or identified to be one of the partners in a partnership, of TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: [Signature: Sara G. Puckett]

Residing at: PRINCETON

P115896

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SECTION CORNER COMMON TO SECTIONS 5, 6, 7 AND 8 OF SAID TOWNSHIP AND RANGE, WHICH IS MARKED BY A BRASS CAP MONUMENT,
THENCE SOUTH 89 DEGREES 59' 16" EAST A DISTANCE 1336.31 FEET ALONG THE SECTION LINE COMMON TO SAID SECTIONS 5 AND 8, TO A POINT BEING 10.00 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5,
THENCE NORTH 00 DEGREE 26' 58" EAST A DISTANCE OF 68.21 FEET AND PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5, TO THE TRUE POINT OF BEGINNING, SAID POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHT ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
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THENCE SOUTH 00 DEGREE 26' 58" WEST A DISTANCE OF 619.56 FEET TO A POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHT ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
THENCE NORTH 89 DEGREES 32' 56" WEST A DISTANCE OF 230.00 FEET AND PARALLEL WITH THE CENTER LINE OF FAIRVIEW AVENUE TO THE POINT OF BEGINNING.

END OF LEGAL DESCRIPTION



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 336-6700

888 North Cole Road / Boise, Idaho 83704
(208) 377-2700

P-115896 JB/HH

94006343

PIONEER TITLE CO.

ADA CO. RECORDER
J. DAVID HAVARRO
BOISE ID

'94 JAN 24 PM 3 36

FEE 12.00 DEP. J. Havarro
RECORDED AT THE REQUEST OF

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(INDIVIDUAL)

FOR VALUE RECEIVED TURNER FAMILY PARTNERSHIP, a general partnership

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

WESTSIDE BIBLE CHAPEL, an Idaho corporation,

GRANTEE(S), whose current address is: c/o 3018 Whitepost Way, Eagle, ID 83616
the following described real property in Ada County, State of Idaho,
more particularly described as follows, to wit:

SEE LEGAL DESCRIPTION EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF.

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

Dated: January 21, 1994

TURNER FAMILY PARTNERSHIP

BY: Camille Shepard Dohrn
CAMILLE SHEPPARD DOHRN, GENERAL PARTNER

BY: Celia Shepard Evans
CELIA SHEPPARD EVANS, GENERAL PARTNER

BY: Robert L. Shepard
ROBERT L. SHEPPARD, GENERAL PARTNER

BY: John T. Turner
JOHN T. TURNER, GENERAL PARTNER

BY: Joanne T. Shepard Mullally
JOANNE T. SHEPPARD MULLALLY, GENERAL PARTNER

BY: Crispin Sheppard
CRISPIN SHEPPARD, GENERAL PARTNER BY
JOANNE T. MULLALLY
ATTORNEY-IN-FACT

STATE OF WASHINGTON, County of RYAN

On this 21st day of JANUARY, in the year of 1994, before me
CRAIG A. NOSLER, a Notary Public, personally appeared CELIA SHEPPARD EVANS,
ROBE

known or identified to me to be the person(s) whose name(s) _____ subscribed to the within
instrument, and acknowledged to me that _____ he _____ executed the same.

Notary Public: _____
Residing at: _____
My Commission Expires: _____

EXHIBIT "A"

P115896

A PARCEL OF LAND LOCATED IN THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SECTION CORNER COMMON TO SECTIONS 5, 6, 7 AND 8 OF SAID TOWNSHIP AND RANGE, WHICH IS MARKED BY A BRASS CAP MONUMENT,
THENCE SOUTH 89 DEGREES 59' 16" EAST A DISTANCE 1336.31 FEET ALONG THE SECTION LINE COMMON TO SAID SECTIONS 5 AND 8, TO A POINT BEING 10.00 FEET EAST OF THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5,
THENCE NORTH 00 DEGREE 26' 58" EAST A DISTANCE OF 68.21 FEET AND PARALLEL WITH THE WEST LINE OF SAID SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5, TO THE TRUE POINT OF BEGINNING, SAID POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHTS ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
NORTH 00 DEGREE 26' 58" EAST A DISTANCE OF 750.51 FEET AND PARALLEL WITH THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 5 TO A POINT,
THENCE SOUTH 59 DEGREES 53' 42" EAST A DISTANCE OF 264.67 FEET TO A POINT,
THENCE SOUTH 00 DEGREE 26' 58" WEST A DISTANCE OF 619.56 FEET TO A POINT BEING 57.00 FEET DISTANT FROM (WHEN MEASURED AT RIGHT ANGLES TO) THE CENTER LINE OF FAIRVIEW AVENUE,
THENCE NORTH 89 DEGREES 32' 56" WEST A DISTANCE OF 230.00 FEET AND PARALLEL WITH THE CENTER LINE OF FAIRVIEW AVENUE TO THE POINT OF BEGINNING.

END OF LEGAL DESCRIPTION

STATE OF WA, County of King, ss.

On this 21st day of January, in the year of 1994, before me
Diana L. Hall, a notary public, personally
appeared JOANNE T. MULLALLY, known or identified to me to be the person
whose name is subscribed to the within instrument as ~~Trustee~~ ^{Attorney-In-Fact} for CRISPIN
SHEPPARD, known or identified to be one of the partners in a partnership,
of TURNER FAMILY PARTNERSHIP, and acknowledged to me that she executed the
same as such ~~Trustee~~ ^{Attorney-In-Fact}.

Notary Public: Diana L. Hall
Residing at: Renton
Commission Expires: 9-12-97

ACKNOWLEDGMENT - Partnership

STATE OF WASHINGTON, County of RING, ss.

On this 21st day of JANUARY, in the year of 1994, before me
CRAIG A. NOSLER, a notary public,
personally appeared CELIA SHEPPARD EVANS,
known or identified to be one of the partners in a partnership, of
TURNER FAMILY PARTNERSHIP
and the partner or one of the partners who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: Craig A. Nosler
Residing at: Seattle, Washington

ACKNOWLEDGMENT - Partnership

STATE OF WASHINGTON, County of King, ss.

On this 21ST day of January, in the year of 1994, before me
Diana L. Hall, a notary public,
personally appeared JOHN T. TURNER
known or identified to be one of the partners in a partnership, of TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: Diana L. Hall

Residing at: Renton

Commission Expires: 9-12-97

ACKNOWLEDGMENT - Partnership

STATE OF WASHINGTON, County of King, ss.

On this 21ST day of January, in the year of 1994, before me
Diana L. Hall, a notary public,
personally appeared JOANNE T. SHEPPARD MULLALLY
known or identified to be one of the partners in a partnership, of TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: Diana L. Hall

Residing at: Renton

Commission Expires: 9-12-97

ACKNOWLEDGMENT - Partnership

STATE OF WASHINGTON, County of King, ss.

On this 21ST day of January, in the year of 1994, before me
Diana L. Hall, a notary public,
personally appeared CAMILLE SHEPPARD DOHRN
known or identified to be one of the partners in a partnership, of TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: Diana L. Hall

Residing at: Renton

Commission Expires: 9-12-97

ACKNOWLEDGMENT - Partnership

STATE OF WASHINGTON, County of KING, ss.

On this 21ST day of January, in the year of 1994, before me
CRAIG A. NOSLER, a notary public,
personally appeared ROBERT L. SHEPPARD
known or identified to be one of the partners in a partnership, of TURNER FAMILY PARTNERSHIP

and the partner or one of the partners who subscribed said partnership name to the foregoing
instrument, and acknowledged to me that he executed the same in said partnership name.

Notary Public: Craig A. Nosler

Residing at: Seattle, Washington

Commission Expires: October 26TH, 1997

RECEIVED



Property Master			
OCT 18 2004			10/14/2004
WATER RESOURCES WESTERN REGION 2004	Parcel # S1105346615	Status Active	Property Type Real
Property Code Area 03		State Parcel # 03N01E056615	

Physical Location	
Address	2040 E FAIRVIEW AVE MERIDIAN ID 83642-0000
Group Type	SECT
Group #	1105
Description	3N 1E 05
Zoning	C-G
Township/Range/Section	3N 1E 05

Contact Information	
Name	WESTSIDE BIBLE CHAPEL
Mailing Address	PO BOX 903 MERIDIAN ID 83680-0903

Description

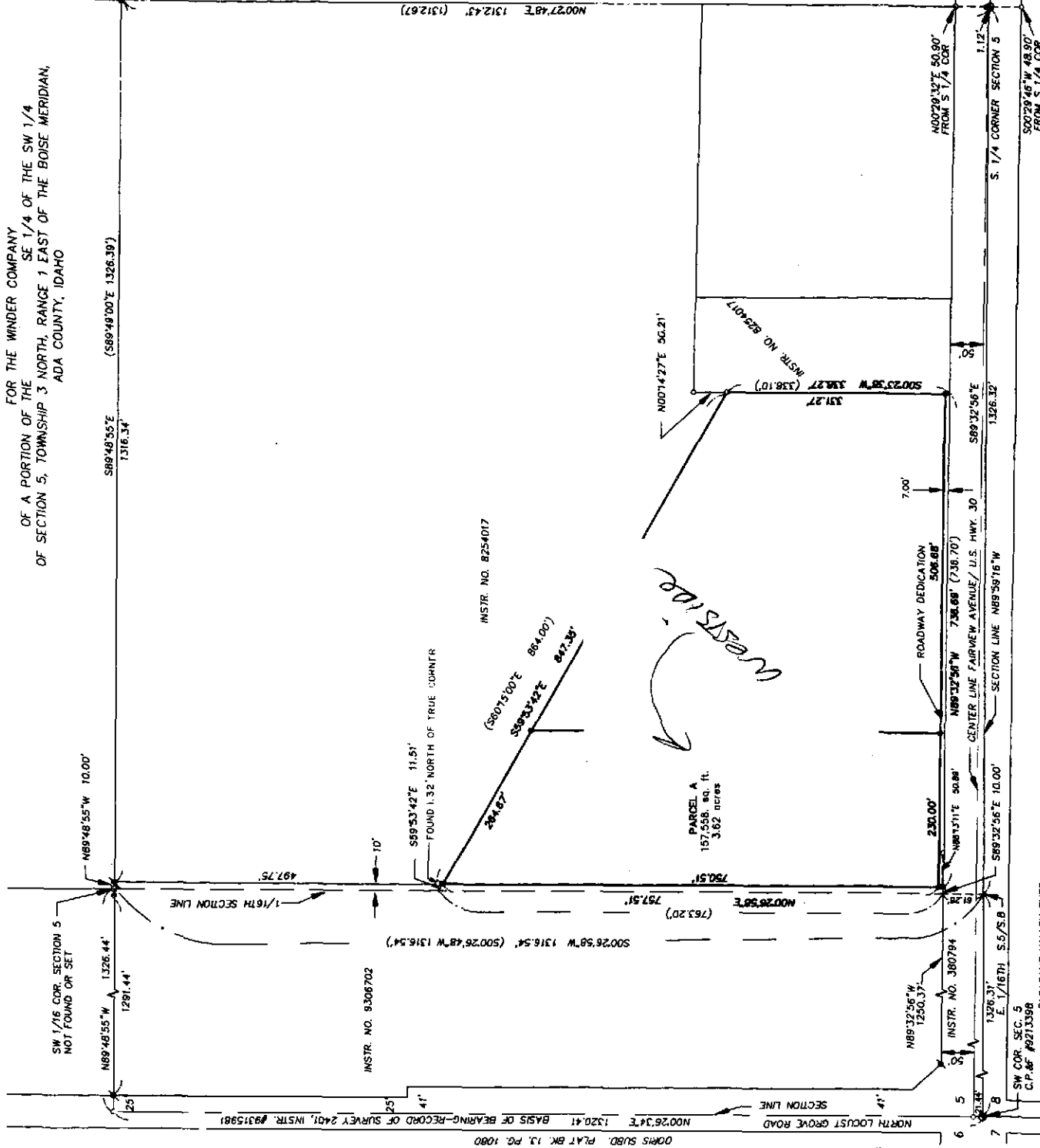
PAR #6615 OF SE4SW4
 PAR # A R/S 2737
 SEC 5 3N 1E
 #346600-B
 #94006343 44 45 94043161 - 64

Additional Contacts

Status	State Category Code	Acres	Assessed Value	Assessment Roll	Property Occupancy	Valuation Method
Active	210	3.620	0	Primary	Non-Occupancy	MARKET
Active	420		0	Primary	Non-Occupancy	INCOME
			0			
				Less Homeowners Exemption		
			0			

RECORD OF SURVEY NO. 2737

FOR THE WINDER COMPANY
OF A PORTION OF THE
SE 1/4 OF THE SW 1/4
OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN,
ADA COUNTY, IDAHO



CERTIFICATE OF COUNTY RECORDER

INSTRUMENT NO. 94004896 BOOK 3 PAGE 1
STATE OF IDAHO SS
COUNTY OF ADA
I CERTIFY THAT THIS INSTRUMENT WAS FILED AT THE REQUEST OF
W&H PACIFIC, INC.
AT 10:00 MINUTES PAST 10 O'CLOCK AM, THIS 19 DAY OF
NOV, 1993 IN MY OFFICE AND WAS DULY RECORDED
IN BOOK 3 OF SURVEYS AT PAGE 1
DEPUTY J. David Alvarado
FEE \$5.00
RECORDER J. David Alvarado

CERTIFICATE OF SURVEYOR

I, GORDON N. ANDERSON DO HEREBY CERTIFY THAT I AM A
REGISTERED LAND SURVEYOR IN THE STATE OF IDAHO AND THAT
THIS MAP REPRESENTS AN ACTUAL SURVEY MADE ON THE GROUND
UNDER MY DIRECT SUPERVISION AND IS CORRECT I FURTHER CERTIFY
THAT I HAVE COMPLIED WITH TITLE 55, CHAPTER 16, IDAHO CODE.

GORDON N. ANDERSON
IDAHO NO. 7314

W&H PACIFIC
960 BROADWAY AVENUE
SUITE 312
BOISE, IDAHO 83708
PLANNING • ENGINEERING • SURVEYING • LANDSCAPE ARCHITECTURE

ADA COUNTY RECORDS OF SURVEY - ROS 2737 #94004896 3N1E05
WINDER CO, Scale: 1 inch = 2.24 Inches

RECORD OF SURVEY NO. 2737

FOR THE WINDER COMPANY
OF A PORTION OF THE SE 1/4 OF THE SW 1/4
OF SECTION 5, TOWNSHIP 3 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN,
ADA COUNTY, IDAHO

SW 1/16 COR. SECTION 5
NOT FOUND OR SET

S89°48'55"E 1326.39'
1316.34'

N89°48'55"W 10.00'

N89°48'55"W 1326.44'
1291.44'

INSTR. NO. 8306702

S59°53'42"E 11.51'
FOUND 1.32" NORTH OF TRUE CORNER

INSTR. NO. 8254017

(S86°15'00"E 864.00')
S89°53'42"E 841.38'

PARCEL A
157,658 sq. ft.
3.62 acres

PARCEL B
240,788 sq. ft.
5.53 acres

ROADWAY DEDICATION
508.88'

SECTION LINE N89°58'16"W

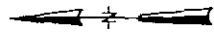
SW COR. SEC. 5
C.P. #213398
PLEASANT VALLEY SUBD.
PLAT BK. 12, PG. 665

SURVEY INDEX NO. 311-05-3-3-0-0-0

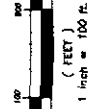
ADA COUNTY RECORDS OF SURVEY - ROS 2737 #94004896 3N1E05

WINDER CO, Scale: 1 inch = 2.24 inches

FAIRVIEW AVE, N OF



GRAPHIC SCALE



LEGEND

- FOUND BRASS CAP
- FOUND 5/8" DIA. IRON REBAR
- FOUND 1/2" DIA. IRON REBAR
- SET 5/8" DIA. IRON REBAR WITH YELLOW PLASTIC CAP INSCRIBED "WHP PACIFIC 7314"
- CALCULATED POINT
- (XX) RECORD/DEED DATA

CERTIFICATE OF COUNTY RECORDER

INSTRUMENT NO. 9420 4897 BOOK PAGE
STATE OF IDAHO SS
COUNTY OF ADA
I CERTIFY THAT THIS INSTRUMENT WAS FILED AT THE REQUEST OF
WINDER COMPANY, INC.
AT 10 MINUTES PAST 1 O'CLOCK PM, THIS 19 DAY OF
JANUARY, 1994, IN MY OFFICE AND WAS DULY RECORDED
IN BOOK OF SURVEYS AT PAGE

DEPUTY J. David Anderson
FEE \$5.00
RECORDER J. David Anderson

CERTIFICATE OF SURVEYOR

I, GORDON N. ANDERSON DO HEREBY CERTIFY THAT I AM A
REGISTERED LAND SURVEYOR IN THE STATE OF IDAHO AND THAT
THIS MAP REPRESENTS AN ACTUAL SURVEY MADE ON THE GROUND
UNDER MY DIRECT SUPERVISION AND IS CORRECT. I FURTHER CERTIFY
THAT I HAVE COMPLIED WITH TITLE 55, CHAPTER 16, IDAHO CODE.

GORDON N. ANDERSON
IDAHO NO. 7314
12/7/93

WHP PACIFIC
960 BROADWAY AVENUE
SUITE 312
BOISE, IDAHO 83708
(208) 333-5500
PLANNING • ENGINEERING • SURVEYING • LANDSCAPE ARCHITECTURE

05/31/2005

NOTICE OF ERROR

REPLY

RECEIVED

JUL 20 2005

DEPARTMENT OF
WATER RESOURCES

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

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

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

RECEIVED

JUL 21 2005

WATER RESOURCES
WESTERN REGION

Water right number: 63-5241

WESTSIDE BIBLE CHURCH

2040 E. FAIRVIEW AVE.

MERIDIAN ID 83642

Telephone Number: (208)887-4906

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

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

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

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

DATE:

7/10/05

SIGNATURE:

Michael L. McFadyen

Please print your name:

Michael L. McFadyen

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

05/31/2005

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

RIGHT NUMBER: 63-5241

NAME AND ADDRESS: WESTSIDE BIBLE CHURCH
2040 E. FAIRVIEW AVE.
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
8.30 AFY

PRIORITY DATE: 03/22/1963

POINT OF DIVERSION:
T03N R01E S5 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.070 CFS 3.80 AFY
IRRIGATION	03/01 11/15	0.030 CFS 4.50 AFY

PLACE OF USE: IRRIGATION Within ADA County
T03N R01E S05 SESW 1.0
COMMERCIAL Within ADA County
T03N R01E S05 SESW 1.0

1 ACRES TOTAL

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

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
PARCEL NO. S1105346615.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

December 2, 2004

Westside Bible Church
2040 E Fairview Ave.
Meridian ID 83642

Re: Notice of Claim to a Water Right No. 63-5241

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon". The signature is written in dark ink and is followed by a horizontal line.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

10/29/2004

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

RIGHT NUMBER: 63-5241

NAME AND ADDRESS: TURNER FAMILY PARTNERSHIP
1408 39TH AVE E
SEATTLE WA 98112

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.100 CFS
8.300 AFY

PRIORITY DATE: 03/22/1963

POINT OF DIVERSION:

T03N R01E S5 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.070 CFS 3.80 AFY
IRRIGATION	03/01 11/15	0.030 CFS 4.50 AFY

PLACE OF USE: COMMERCIAL Within ADA County

T03N R01E S05 SESW 1.0

IRRIGATION Within ADA County

T03N R01E S05 SESW 1.0

1 ACRES TOTAL

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

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

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

EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO. S1105346615.



State of Idaho
Idaho Department of Water Resources
Western Region

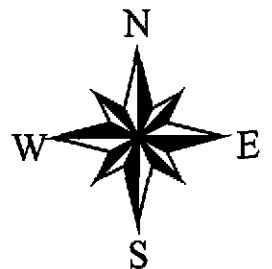
T3N R1E SECTION 5
Water Right(s) : 63-5241



1320 0 1320 2640 Feet

A horizontal scale bar with alternating black and white segments, representing the distances in feet.

TOTAL IRRIGATED ACRES = 1.0



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

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: October 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5241 V1

WATER RIGHT NUMBER: 63-5241 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TURNER FAMILY PARTNERSHIP 1408 39TH AVE E SEATTLE, WA 98112 (206)325-0425

Priority Date: 03/22/1963

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>
COMMERCIAL	01/01 to 12/31	0.070 CFS	3.80 AF
IRRIGATION	03/01 to 11/15	0.030 CFS	4.50 AF
	<u>Total Diversion:</u>	0.100 CFS	8.30 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SW1/4	Sec. 5, Twp 03N, Rge 01E, B.M.
ADA County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01E	5												1.0					1.0

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	01E	5												1.0					1.0

Total Acres: 1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-5241 V1

Remarks:

1. Explanatory PARCEL NO. S1105346615.

Comments:

1. vmusic 10/29/2004 COMMERCIAL USE

Comment: COMMERCIAL USE IS BY A BUILDING TENANT- COMPANY THAT MAKES ICE.

2. vmusic 10/29/2004 DATE OF PRIORITY

Comment: CLAIMANT DID EXHAUSTIVE SEARCH FOR PROOF OF 1962 PRIORITY DATE AND COULD NOT FIND ANY. SEE MEMOS. 1964 AERIAL SHOWS CONSIDERABLE BUILDING ACTIVITY ON SITE. WELL WAS DRILLED BEFORE BUILDING WAS BUILT. I ADVANCED PRIORITY DATE TO 3-22-63 WHICH IS REASONABLE BASED ON 1964 AERIAL PHOTO.

3. vmusic 10/29/2004 CHURCH WATER USE

Comment: CHURCH IS ON CITY WATER.

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	10/29/2004 3:03:11 PM	vmusic			Active
Priority Date	10/29/2004 3:04:21 PM	vmusic			Active
POD	10/29/2004 3:05:12 PM	vmusic			Active
Source	10/29/2004 3:10:49 PM	vmusic			Active
POU	10/29/2004 3:23:10 PM	vmusic			Active
Use	10/29/2004 3:31:06 PM	vmusic			Active
Season	10/29/2004 3:31:58 PM	vmusic			Active
Quantity	10/29/2004 3:34:36 PM	vmusic			Active
Summary			10/29/2004	vmusic	Active
Summary			10/29/2004	vmusic	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-5241 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	10/29/2004 3:10:49 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 - PHONE CONVERSATIONS WITH CLAIMANT AND TENANT.
Season	10/29/2004 3:31:58 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?
Summary	10/29/2004 3:41:16 PM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required?
Quantity	10/29/2004 3:34:36 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? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - CALCULATED THEORETICAL. Description for Question 10 - IRRIGATION IS 1 ACRES X 4.5 = 4.5 AFA. SEE FILE FOR COMMERCIAL CALCULATION.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5241 V1

Summary	10/29/2004 3:47:14 PM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right?
POU	10/29/2004 3:37:05 PM	vmusic	Edited shape boundary
Contacts	10/29/2004 3:03:12 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW.
Priority Date	10/29/2004 3:04:21 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 - AERIAL PHOTOS.
POD	10/29/2004 3:05:13 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?
POD	10/29/2004 3:09:27 PM	vmusic	Edited point location
POU	10/29/2004 3:23:10 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 - ADA CO ASSESSOR PARCEL INFORMATION, CLAIMANT.
POU	10/29/2004 3:29:43 PM	vmusic	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5241 V1

Use

10/29/2004 3:31:06 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 -

CONVERSATIONS WITH CLAIMANT AND TENANT.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-5241

10/29/2004

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-5241	Claim	03N	01E	5	SE	SW		GROUND WATER	TURNER FAMILY PARTNERSHIP
63-18209	Claim	03N	01E	5	SE	SW		GROUND WATER	EWING CO INC
63-5241	Water Right	03N	01E	5	SE	SW		GROUND WATER	TURNER FAMILY PARTNERSHIP
63-18209	Water Right	03N	01E	5	SE	SW		GROUND WATER	SARA EWING

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-5241

10/29/2004

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
5241	Claim	03N	01E	5	SE	SW		IRRIGATION	1/1	TURNER FAMILY PARTNERSHIP
4929	Water Right	03N	01E	5	SE	SW		IRRIGATION	33/64	CHERRY LANE RANCH
5241	Water Right	03N	01E	5	SE	SW		IRRIGATION	1/1	TURNER FAMILY PARTNERSHIP
18209	Water Right	03N	01E	5	SE	SW		STOCKWATER		SARA EWING
18209	Water Right	03N	01E	5	SE	SW		DOMESTIC		SARA EWING

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) - none found
- ☐ 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) 63-5241

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: 1-1-62

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

none in file - ~~sent~~ ~~later~~ current owner came in on
Kimberly's official day - see memos in file.

Source: BW Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

see claims**OVERLAP REVIEW**Other water rights with the same point of diversion: no

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

none**WATER USES**☒ No change☐ Different Uses

ice-making
see com. use
worksheet

no shoulder remark needed

Use	<u>1/1/1</u>	From	<u>3/1</u>	To	<u>4/15</u>	Amount	<u>.03</u>	CFS	<u>4.5</u>	AFA
Use	<u>COM</u>	From	<u>1/1</u>	To	<u>12/31</u>	Amount	<u>.07</u>	CFS	<u>3.8</u>	AFA
Use		From		To		Amount		CFS		AFA

TOTAL VOLUME - Groundwater only

see worksheet in file.☒ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

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

Overlap with other water rights: no

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

Delivery System Narrative:

description on claim not very complete

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

see phone memo by K Brown &

memos by V. MUSIC

✓ review target # 51105346615

not a det. of hig. b/u.

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: _____

FIELD EXAMINER: _____

10-29-04
Wickman

63-5241

Volume Calculations for Commercial/3
Irrigation Uses (Commercial is Tour Ice of ID.)

Actual water use - ^{make} 1,000,000 7# bags of ice / yr (or equivalent)
I will add 20% (200,000 gal/year) for equipment
washing, etc. = $1,200,000 \div 365 = 3287.67$ gal/day.

(required) $V.I.R = 1,200,000 \text{ gal/yr} \div 325,850 \text{ gal/af} = \underline{3.68 \text{ af/yr}}$
 $V.D.V = (.07 \text{ cfs})(365)(1.4835) = 50.68 \text{ af/yr}$

2 backrooms in ice factory

assumptions: day work = 15 gal/day, 10 employees/day,
work 5 days/week

$V.I.R. (10)(15)(260 \text{ days}) \div 325,850 = \frac{39,000}{325,850} = \underline{.12 \text{ af/yr}}$
 $V.D.V (.04)(260)(1.4835) = 20.63 \text{ af/yr}$

$3.68 + .12 = 3.80 \text{ af/yr for commercial}$

Irrigation Volume

$V.I.R = (1 \text{ acre})(4.5 \text{ af/yr}) = \underline{4.5 \text{ af/yr}}$

$V.D.V = (0.03)(260)(1.4835) = 7.67 \text{ af/yr}$

$3.8 + 4.5 = 8.3 \text{ af/yr total}$

VUM

COMMERCIAL USE VOLUME

* Please keep in mind that these questions pertain only to the use of the water listed on the enclosed **Adjudication Claim Report**.

Type of Establishment: (example – camp, church, country club, bar/lounge, boardinghouse, factory, motel, highway rest area, hospital, laundry, office, park, restaurant, school, service station, theater)

TOUR Ice of Idaho, Inc. - 888-4801
make ice

Type of Facilities: (example: kitchen facility/cafeteria, lavatory facilities, shower(s), bath(s), sink(s), trailers, flush toilets)

2 toilets - 2 bathrooms
2 sinks

Number of Fixtures: (example: number of flush toilets, number of bathtubs, number of bathroom/kitchen sinks, number of showers, etc.)

estimated 10
How many employees (and/or public individuals) per day use each of the facilities your commercial use is based upon?

up to 20-25 in summer
6 in winter
estimate of average # of employees:
Dec - Apr. 6 x 8 days x 5 mo = 240
May - Nov 20 x 20 x 7 = 2800
3040
365 =
8 cc

1 bab/call on
How many hours per day is the facility open for this specific use?

24 hr/day all year

How many days per week is the facility open for this use?

7 days/week all year

8 days / 8 hrs / day

9000 babs/day = peak in July/Aug. & only 60 days out of year

Is this facility open year round? ☒ Yes ☐ No

If not, please indicate the length of time the facility is open during the year.

** Most businesses have a good idea of how many gallons of water per day they use. If this is true in your case, please indicate how many **total gallons of water you use** for the commercial purposes explained above:

In 2003, they sold the equivalent of 1 million
7# bags of ice. One 7# bag corresponds to 1 gal of
water so annual average water consumption is
1 million gallons/year or 2740 gallons/day.

Additional information you feel may be pertinent:

1

10/27/04 - TET Tour Ice:

Bob McLean - talked to him 1st - will have Bob
call me re gallons/day 888-4901

Your name

Business telephone number

Bob Cutshall, called back 10-26-04

Please return to:

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

CONVERSATION MEMO

DATE: 10/27/04
TO: MEMO TO CLAIM FILE NO. 63-5241
CC: NA
From: Vicky L Music, WATER RESOURCE AGENT, 
IDWR/ WESTERN REGION
RE: EVIDENCE OF PRIORITY

Shirley Kester, Westside Bible Church secretary, called today re the search for proof of priority. Shirley has contacted the following sources since our last conversation on 10/14/04: Idaho Dept of Land; Dept. of Records [searched for the Turner name and found that they bought the property in a bankruptcy sale from Shone Inc.]; Jerry Teal, architect; Shoshone Drilling [the owner died but his wife is running the business and did not find info re this well]; Bob, Idaho Ice employee. Bob looked at the well and pump per my suggestion to see if he could find any dates. However he knew that the original pump had been replaced and well casing had a date of 1971, the date the Turners remodeled. No evidence of priority was found.

Nobody is sure when the well went in. The members of the Turner family Shirley contacted were not sure why they chose the 1962 date when they filed the SRBA claim. We do know that the well predates the building because it is situated in the building. The 1964 aerial photo shows considerable activity on the site, including the building or partially constructed building.

I told Shirley that, in my recommendation of this claim to the SRBA Court, I would recommend a 3/22/1963 priority date. This predates the mandatory groundwater statute by 1 day and is a reasonable priority date based on the 1964 aerial photo. I called Mike McFadden and explained it all to him. Additionally, both Shirley and Mike requested documents for their water right file. I told Mike the claim file is a public record and I would send it all to them.

I relayed to Mike it was a done deal now, but have been so preoccupied with the priority date that I forgot to get info re commercial use. I'll call the ice company for this information. The church itself is on city water. The well is only used by the ice company.

TELEPHONE MEMO

DATE: 10/14/04
TO: MEMO TO CLAIM FILE NO. 63-5241
CC: NA
From: Vicky L Music, WATER RESOURCE AGENT, *VLM*
IDWR/ WESTERN REGION
RE: PROOF OF PRIORITY

I have had conversations with Mike McFadden and Shirley Kester, church secretary, this week regarding proof of priority. I talked to Shirley again today. They have made considerable effort is attempting to get proof of priority for this claim. They do not have any of the original specs. She talked to 2 members of the Turner family. The Turners filed the original statutory and SRBA claims. They purchased the property in about 1970 and do not have information prior to that.

Shirley contacted the Meridian building and public works departments but they told her that they did not have records from the mid 1960s. There is a tenant of the building, an employee of the ice company who has worked there for about 30 years and will write a statement, but Shirley is not sure he can get back to 1962. I told her that I had a 1964 aerial photo that showed construction on the site [It is unclear as to how much of the building is there]. Shirley that that everyone comments that the well was there before the building - we know this because the well is located under the building.

I also suggested that someone go down to the well room and see if there are any dates on the works or manuals of any kind that are dated.

VLM

7.8-1964
30D-133

DH E-31

53

C486
91

C486
200

5-

B
3.6

A
13.5
D/S
P.C

40.7

B
7.7

C
11.6

D
11.1

B
10.9

C
2.0

C424

D
9.4

E
3.9

A
6.0

E
2.4

C
10.1

Idaho Department of Water Resources

Claim Number: 63-05241
 Legal: T03N, R01E, S05
 Reviewed By:

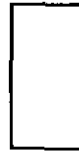
⊙ Point of Diversion



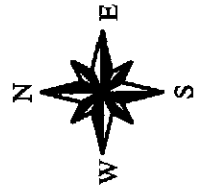
Place of Use



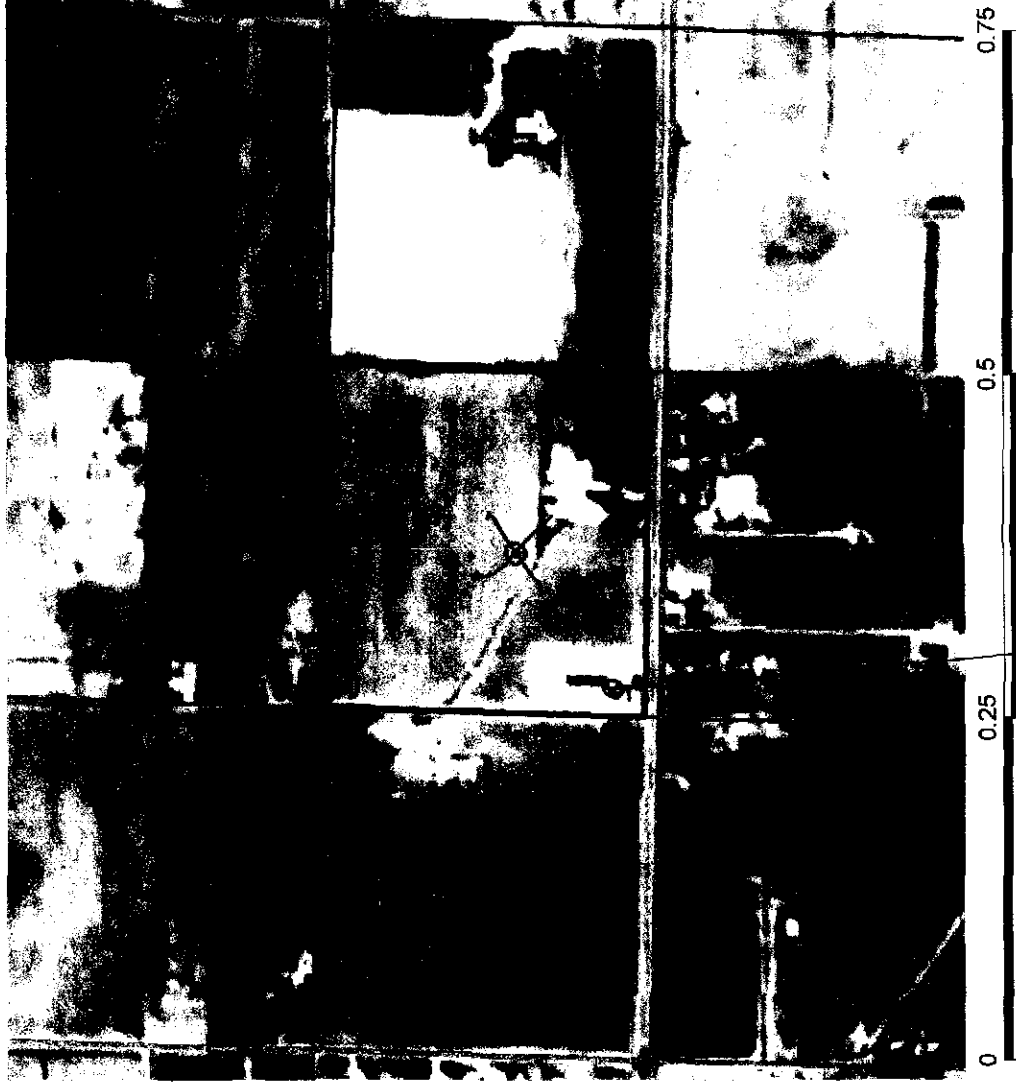
Section Lines



Quarter Quarter Lines



1987 Napp Photo



location of well per mile
 motorhead, 100' under
 building per phone

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-5241

WATER RIGHT NUMBER: 63-5241

Owner Type Name and Address
 Current Owner TURNER FAMILY PARTNERSHIP
 6155 EL GATO LN
 MERIDIAN, ID 83642

*C/O by new owner
 completed*

Priority Date: 01/01/1962

3/22/63

Basis: Statutory Claim

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

From To

Diversion RateAnnual Volume

COMMERCIAL

1/01 to 12/31

0.070 CFS

IRRIGATION

3/15 to 11/15

0.030 CFS

3/1

Total Diversion:

0.100 CFS

Location of Point(s) of Diversion

GROUND WATER

SE1/4SW1/4

Sec. 5, Twp 03N, Rge 01E, B.M.

ADA County

Place of UseIRRIGATION Within ADA County

T03N R01E S05 SESW 1.0

Total Acres: 1

COMMERCIAL same as IRRIGATIONConditions of Approval:Remarks:

1. General AC. IRR. = 1/3.

Comments:Dates and Other Information:

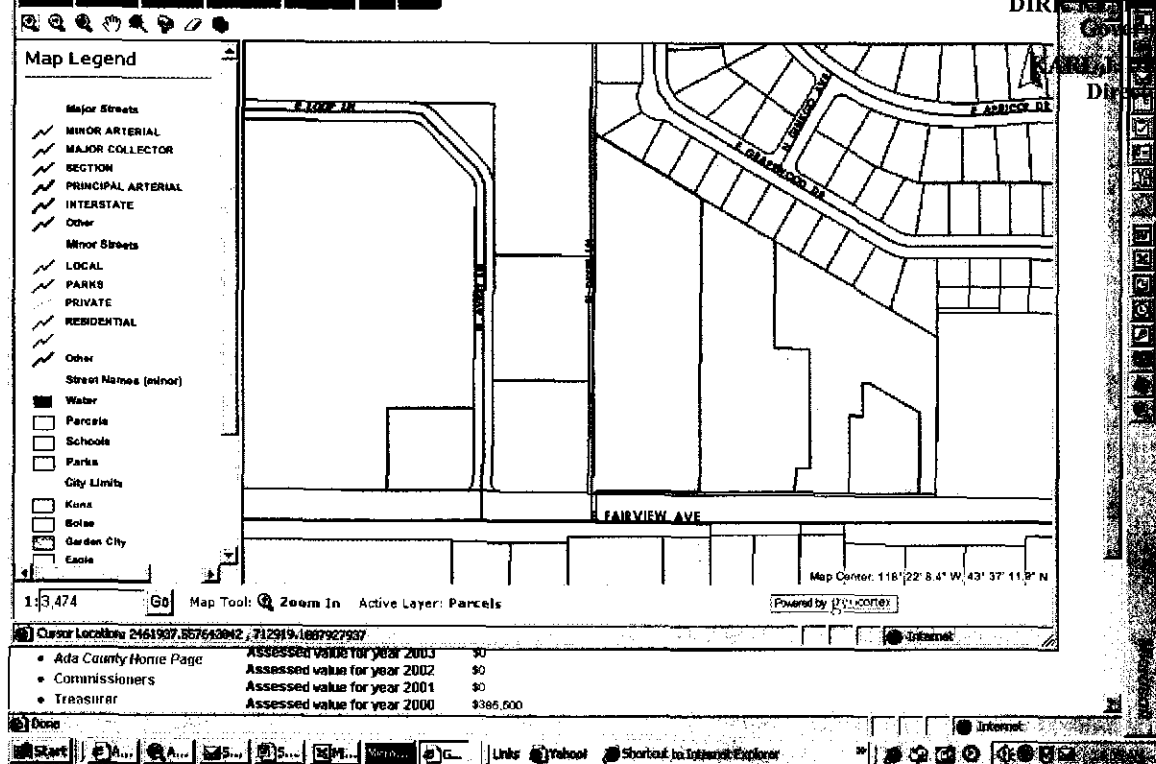
Travel #

com use is for ice-making company.

DEPARTMENT OF WATER RESOURCES

Geortex Internet Mapping Framework - Microsoft Internet Explorer

**Ada County
Assessor**



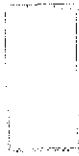
Idaho Department of Water Resources

Claim Number: 63-05241
Legal: T03N, R01E, S05
Reviewed By:

⊙ Point of Diversion



Place of Use

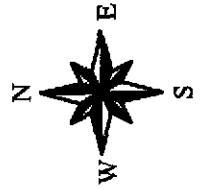
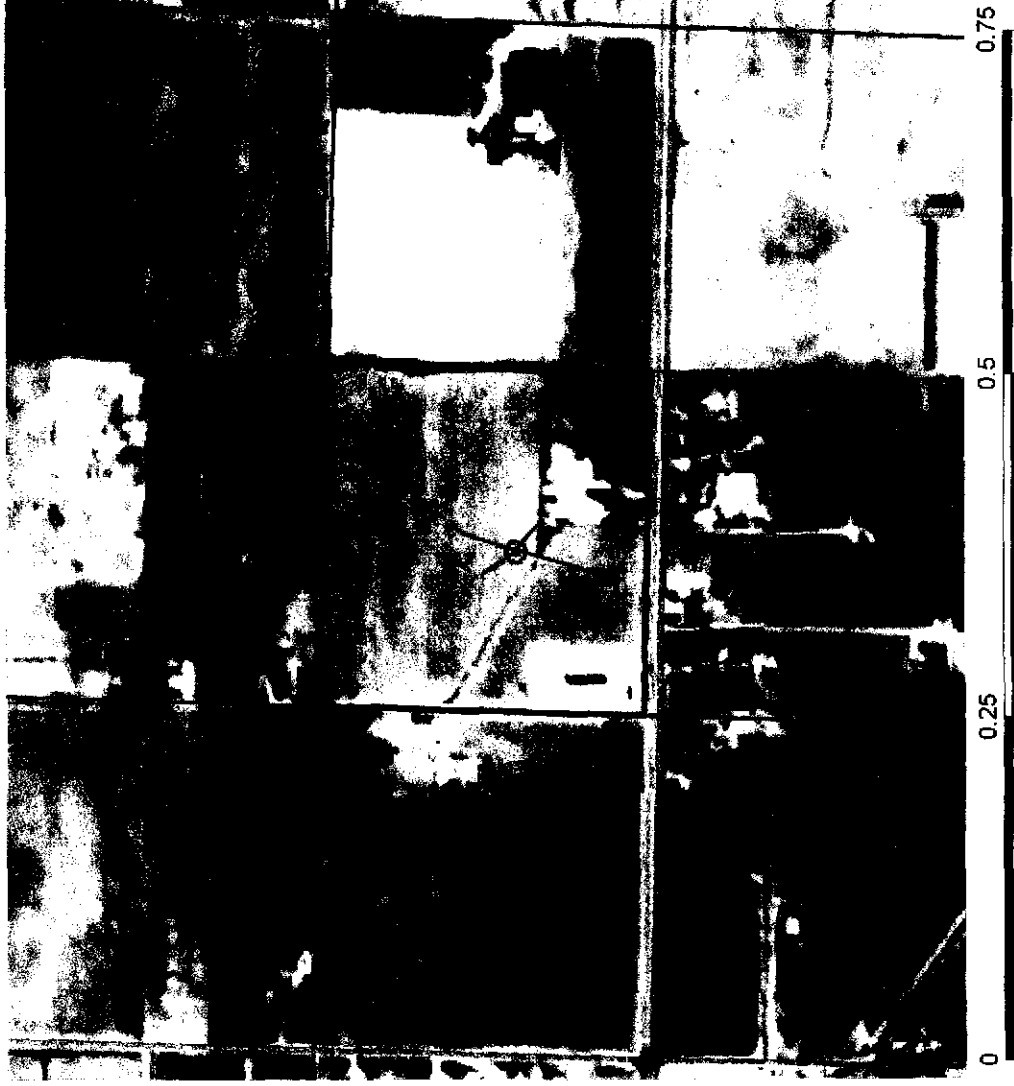


Section Lines



Quarter Quarter Lines

1987 Napp Photo



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-05241

Date: 10-23-02

	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	3N	1E	5												1					1
GIS															38					38
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1

Overlapping FOU Claim #'s:

Total GIS Acres: 38

COMMENTS:

Unable to determine exact location - County data no
help. No claim map.

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. A63-05241

August 30, 2004

Mike McFadden returned my call regarding Water Right Claim A63-5241. He confirmed that the Westside Bible Chapel is the current owner of the multi-tenant warehouse located at 2040 E. Fairview Ave, Meridian. Therefore, any future correspondence should be sent to:

**Mike McFadden
c/o Westside Bible Chapel
PO Box 903
Meridian, ID 83680-0903**

The telephone number for the Chapel is #887-4906. Mr. McFadden's work number is #336-3666.

After explaining the need for evidence of priority and updating ownership, I sent Mr. McFadden a *Change In Water Right Ownership* form, an aerial photo depicting the POU (requesting that he draw the location of the POD on the aerial), a computer-generated copy of the claim, a copy of the original *Claim To A Water Right* signed by the Turner Family Partnership, an Evidence of Priority pamphlet, and a blank Affidavit form.

Kimberly Brown
Senior Water Resource Agent
Western Region



Land Records

Characteristics Detail

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- [Image Documents](#)
- [Old interactive map](#)

**Commercial Characteristics 1 for Parcel "S1105346615"**

Commercial Group Type:	WAREHOUSES ALL MULTI-TENANT
Year Built:	1966
Remodel Year:	1971
Occupancy Date:	No Date Available
Business Name:	Westside Bible Church
Number of Floors:	1
Number of Units:	0
Leasable Sq Ft:	25750
Ground Floor Sq Ft:	25750
Excess Land Sq Ft:	0
Used Land Acres:	3.62
Used Land Sq Ft:	157687
Excess Land Acres:	0.0
Total Land Sq Ft:	25750
Total Land Acres:	3.62
Method:	INCOME

Assessor Links

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- [Information](#)
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- [Exemptions and Reductions](#)
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The filing of this claim does not confirm the water right claimed but failure to file may result in forfeiture of a water right.

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- A claim is not acceptable on a ground water source with a priority later than March 25, 1963 or on a surface water source with a priority later than May 20, 1971. An exception is that a claim may be filed on single family domestic use from a ground water source.

- | Commercial | | (Both dates inclusive) | |
|--------------------|-------------------------------------|--------------------------------|-----------------|
| (cfs. sf) | (Domestic, Irrigation, Stock, Etc.) | (Mo., Day) | (Mo., Day) |
| Quantity <u>03</u> | Use <u>Irrigation</u> | Period of Use From <u>9-15</u> | To <u>11-15</u> |
| Quantity <u>07</u> | Use <u>Commercial</u> | Period of Use From <u>1-1</u> | To <u>12-31</u> |
| Quantity _____ | Use _____ | Period of Use From _____ | To _____ |
| Quantity _____ | Use _____ | Period of Use From _____ | To _____ |
| Quantity _____ | Use _____ | Period of Use From _____ | To _____ |

- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. 300 FT. and 1/2 H.P. PUMP

- [illegible]

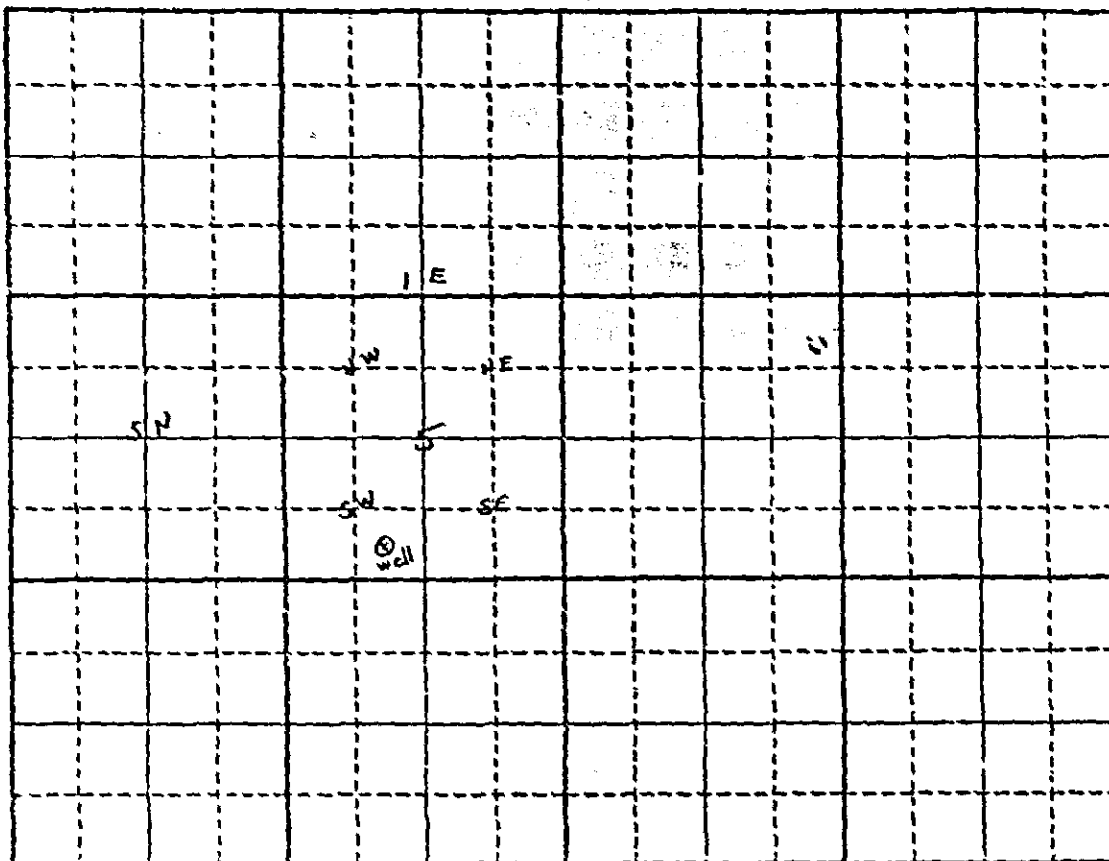
No. of acres 1/3

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:
This property is and has been a commercial site occupied by various businesses who use the water for drinking and sanitation (toilets) watering the lawn and making ice.

NOTE: Include here the type and number of stock watered:

- (7) If you are claiming water as a member of an organization, list name of organization: Turner Family Partnership

(B) Remarks



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)
County of ADA) ss.

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.

Turner Family Partnership
by Julie Cole (partner)
(Claimant)

Sworn to before me this 30 day of JUNE

1983

Ronald Chaff
Notary Public
Residing at BOISE, ID

My commission expires LIFE

FOR DEPARTMENT USE ONLY

Received by <u>JD</u>	Date <u>6/30/83</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>JD</u>	Date <u>11-18-83</u>		claimant by:	
\$30.00 fee received by <u>JD</u>	Date <u>6/30/83</u>	<u>26878</u>		
Published in <u>Idaho Statesman</u>	<u>7/29/83</u>	<u>11/9/84</u>		
Dates <u>7/26 & 7/27/83</u>				



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

8-26-04

AG3-5241

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 1, 2004

MIKE MCFADDEN
C/O WESTSIDE BIBLE CHAPEL
PO BOX 903
MERIDIAN ID 83680-0903

#887-4906

*Vicky, this is who you should
contact in the future, if you have any
questions. Disregard the information
below.*

*Review
4/1/04*

- Kimberly

RE: Snake River Basin Adjudication claims

Dear Mr. McFadden:

The enclosed information is provided in response to your telephone call regarding the second round notice mailed to the Westside Bible Chapel for Water Right No. 63-4929. That right covers irrigation and stockwater uses from Tenmile Creek.

Surface Water Use

Right 63-4929 is a "statutory claim" previously recorded by a prior owner. Statutory claims are water rights that have not been verified by a court or by the Idaho Department of Water Resources (IDWR). The ongoing Snake River Basin Adjudication (SRBA) provides an opportunity to get the right verified, possibly resulting in a decreed right issued by the SRBA Court. The right can be included for consideration in the SRBA by filing an adjudication claim on this right. The Court will eventually disallow unclaimed water rights in the SRBA process.

Because this right is an unverified use, please be aware that additional information will be necessary to validate an adjudication claim filed on this right or any portion of this right. A claimant would need to provide evidence to document the priority date (date of first use) under this right. IDWR most likely would conduct a field exam to verify and quantify the diversion system and beneficial use under the right. Due to these requirements, you might or not want to file an adjudication claim depending on the information you can submit and whether or not a diversion system remains in place for this right.

don't use creek water

Willard Dugan
459-1787

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-5241

Dates and Other Information:

Licensed Date:
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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>
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Verification Log:

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