

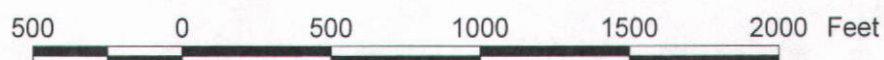
Idaho Department of Water Resources
63-7662
T02N R01W S23



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



IDWR
Prepared by: Sandy Egbert
Date: 3-29-05
1987 NAPP Photography



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: A63-07662
Date Received: 2/ 5/1993
Receipt No: W015909
Received By: SPW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RALPH STEAR 208-922-5568
Address: 524 WALNUT ST
ROUTE 3
KUNA ID 83634

2. Date of Priority: SEP 15, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01W	23		NE	SW		ADA

5. Description of diverting works:
120' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.130		
IRRIGATION	03/15	11/15	0.030		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 8 HOMES

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10. Place of Use:

JUL 25 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	23	NW	SW		DOMEST	
			NW	SW		IRR	1.5

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.5
					Total Acres	1.5

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:

DELETED ACREAGE FROM 3.5 TO 1.5. ADDED 3 HOMES TO CLAIM WHICH WERE THERE AT THE TIME OF THE LICENSING FIELD EXAM. DELETED STOCKWATER USAGE.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

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JUL 25 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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JUL 25 1994

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 AL63-07662
Date Received 7-17-89
Receipt Number _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 17 1989

Department of Water Resources
Western Regional Office
No Incl. 70

Please type or print clearly

1. Name of Claimant (s) RALPH E. STEAR Phone (208) 922-5368

Mailing Address 524 WALNUT ST ROUTE 3 KUNA ID Zip 83634

2. Date of Priority (Only one (1) per claim) SEPTEMBER 15 1972

3. Source of water supply (a) WELL, LICENSE NO. 63-7662
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 2N Range 1W Section 23,
NE 1/4 of SW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Canyon
RES

Additional points of diversion if any: _____

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

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

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

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

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

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.

WELL 120 FEET DEEP PIPE LINE + 3 1/2 ACRE
LAWN + BARRAGE + PASTOR
8 HOMES 4 HEAD CATTLE

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JUL 25 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic ^{RES.} purposes from 1-1 ^{RES} to 12-31 amount 0.13 ^{RES} or _____
 For Stockwater purposes from 1-1 ^{RES} to 12-31 amount _____ or _____
 For Irrigation purposes from 3-15 ^{RES} to 11-15 amount 0.03 ^{RES} or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.12 ^{RES} (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 8 HOUSES, 4 HEAD CATTLE

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	1W	23	<u>RES</u>									<u>1.5</u> <u>RES</u>							<u>1.5</u> <u>RES</u>

Total number of acres irrigated 3.5 ^{RES} 1.5

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: WELL 120 FEET. LICENSE NO. 63-7662

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JUL 25 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

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

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

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

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

Decree _____

If applicable provide IDWR Water Right Number 63-7662

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled

"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) Ralph E. Starn Date July 14 89

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

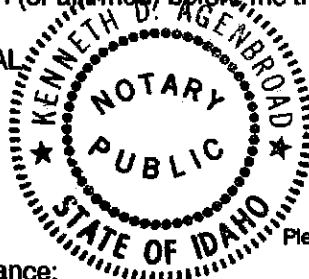
Title and Organization _____ Date _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day of July 19 89

SEAL



Notary Public Kenneth D. Agenbroad

Residing at Boise, Ida

My Commission Expires 3-1-91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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JUL 25 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant



MICRO
JUL 2

POOR ORIGINAL

AGB-7662

T2N, R1W, Sec.23

State- ID Zip- 83634

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

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JUL 25 1994

WATER RIGHT

----- Water Rights Dates and Flags Area -----

MICROFILMED
JUL 25 1994

4-3-91

CLAIMANT'S NAME Stear, RalphCLAIM IDENT. NO. Ala3-071662DATE RECEIVED 7-17-89

RECEIPT # _____

AMOUNT \$ _____

Requires
Info?

- | | YES | NO | Requires Info? |
|---|----------|----------|----------------|
| 1. Is the name and address complete with zip code? | <u>X</u> | — | * |
| 2. Is a priority date entered? | <u>X</u> | — | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | <u>X</u> | — | * |
| 3. (a) Is a source entered? | <u>X</u> | — | * |
| (b) Is a tributary to entered? (if required) N/A <u>X</u> | — | — | |
| 4. Is the legal description of the p.d. sufficient? | — | <u>X</u> | * |
| 5. Is there a description of the diverting works? | <u>X</u> | — | |
| 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 | — | <u>X</u> | * |
| Is the period of use included? | — | <u>X</u> | |
| Is a quantity claimed for each use? | — | <u>X</u> | * |
| 7. Is a total quantity claimed entered? | — | <u>X</u> | |
| 8. If required is a consumptive use entered? N/A <u>X</u> | — | — | |
| Is the consumptive use correct? N/A <u>X</u> | — | — | |
| 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 owner-
ship must be stated. If not under single ownership, see
Adjudication Memo # 4 N/A <u>X</u> | — | — | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | <u>X</u> | — | * |
| 11. Is (are) the county(ies) entered? | — | <u>X</u> | |
| 12. Is the ownership of p.u. checked? | <u>X</u> | — | |
| 13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights) | — | <u>X</u> | |
| 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.) N/A <u>X</u> | — | — | |
| 15. Is the basis of the claim indicated? | <u>X</u> | — | |
| 16. If the basis of claim is shown as license, permit, or decree is
the existing water rt. no. listed? N/A <u>X</u>
(Compare claim with the existing water rt. and either attach
a proof report or state in comments that the existing right
was compared to the claim) | — | — | * |
| 17. If the basis of claim is shown as beneficial use, or not marked,
are there existing water rights shown in our records using the
legal desc. or name on the claim? N/A <u>X</u>
(If yes, describe the right in "Comments" and attach a proof
report) NOTE: If the claim is for dom/stock this check is not
as necessary unless it is located within an area where dom/stock
rights were decreed. | — | — | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A <u>X</u> | — | — | |
| 19. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. | <u>X</u> | — | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | <u>X</u> | — | * |
| 21. Was this claim filed on time, or was an extension granted? | <u>X</u> | — | * |
| 22. Is the fee enclosed correct? Exempt — | — | <u>X</u> | * |

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JUL 25 1994

23. Should this claim be data entered? YES ☐ NO ☒

Claim reviewed by: LD Date 4-27-92

Claim data entered by: _____ Date _____

Claim is being returned to claimant: ☒ (Yes) _____ (No)

Claimant is being notified of modifications: _____ (Yes) ☒ (No)

Comments: Legal descrip. incomplete, modify according to Prog
Report, uses and quantities not given, no fee received.
Proof Report attached.

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

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

Idaho Department of Water Resources

63-7662

T02N R01W S23



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



IDWR

Prepared by: Sandy Egbert

Date: 3-29-05

1987 NAPP Photography

500 0 500 1000 1500 2000 Feet

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7662 V1

WATER RIGHT NUMBER: 63-7662 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RALPH STEAR 524 WALNUT ST RT 3 KUNA, ID 83634 (208)922-5568

Priority Date: 09/15/1972

Basis: License

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>
IRRIGATION	03/01 to 11/15	0.020 CFS	0.20 AF
DOMESTIC	01/01 to 12/31	0.100 CFS	6.00 AF
	<u>Total Diversion:</u>	0.120 CFS	6.20 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 23, Twp 02N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01W	23									1.5								1.5

Total Acres: 1.5

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01W	23									X								

Conditions of Approval:

1. C04 Right includes accomplished change in purpose of use pursuant to Section 42-1425, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7662 V1

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. X01 Domestic use is for 8 homes.

Remarks:

1. Explanatory Parcel No. S1323314953

Comments:

1. segbert 3/29/2005 POD

Comment: Updated shape

2. segbert 3/29/2005 POU

Comment: Updated Shape

3. segbert 3/29/2005 POU

Comment: Updated Shape

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>
Summary			03/28/2005	lharris	Active
Priority Date	3/29/2005 10:47:47 AM	segbert			Active
POD	3/29/2005 10:48:55 AM	segbert			Active
Source	3/29/2005 10:49:57 AM	segbert			Active
POU	3/29/2005 10:50:25 AM	segbert			Active
Use	3/29/2005 10:51:47 AM	segbert			Active
Season	3/29/2005 10:53:16 AM	segbert			Active
Quantity	3/29/2005 10:54:55 AM	segbert			Active
Summary			03/29/2005	segbert	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7662 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	3/29/2005 10:47:47 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	3/29/2005 10:48:55 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
POU	3/29/2005 10:50:25 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	3/29/2005 10:51:48 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	3/29/2005 10:53:17 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7662 V1

Quantity	3/29/2005 10:54:55 AM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - as licensed
Summary	3/29/2005 11:06:19 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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?
Source	3/29/2005 10:49:58 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Summary	3/28/2005 1:18:09 PM	lharris	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7662

WATER RIGHT NUMBER: 63-7662

Owner Type Name and Address
 Current Owner RALPH STEAR ✓
 524 WALNUT ST
 RT 3
 KUNA, ID 83634
 (208)922-5568

Priority Date: 09/15/1972 ✓

Basis: License ✓

Status: Active ✓

Source Tributary
 GROUND WATER ✓ 500 3-1 to 11-15

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.030 CFS 1.02	1.2
DOMESTIC	1/01 to 12/31	0.100 CFS .1	6.0
<u>Total Diversion:</u>		0.120 CFS ✓	6.2 AFA

Location of Point(s) of Diversion

GROUND WATER ✓ NE 1/4 SW 1/4 Sec. 23, Twp 02N, Rge 01W, B.M.
 ADA County

Place of Use

IRRIGATION - not on license

Twp	Rge	Sec	NE	NW	SW	SE	Totals
02N	01W	23	✓		1.5		1.5

Total Acres: 1.5

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
02N	01W	23			X		

License NESW

1. General DELETED ACREAGE FROM 3.5 TO 1.5. ADDED 3 HOMES TO CLAIM WHICH WERE THERE AT THE TIME OF THE LICENSING FIELD EXAM. DELETED STOCKWATER USAGE.

Comments:Dates and Other Information:

Domestic 8 homes
 C04

**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 65.00
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63 - 7662

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

- ☒ No change *From claim - Claim uses different from license uses*
- ☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only *NC*

- ☐ 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:

Claim seems to be in error.

Permit NESW - Field exam NESW

Not lot data - NESW.

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: _____

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

Delivery System Narrative: _____

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

Change POW to NESW because claimer does not agree with Permit, federal agency or tax lot data.

Changed the CPS & AFA back to what was licensed. Substituted irrigation for stockwater that was on the license.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7662

WATER RIGHT NUMBER: 63-7662

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	RALPH STEAR 810 W 2ND KUNA, ID 83634

Priority Date: 09/15/1972

Basis: License

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>
STOCKWATER	1/01 to 12/31	0.020 CFS	0.20 AF
DOMESTIC	1/01 to 12/31	1.000 CFS	6.00 AF
	<u>Total Diversion:</u>	0.120 CFS	6.20 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 23, Twp 02N, Rge 01W, B.M.
ADA County		

Place of Use

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N 01W 23										X							

DOMESTIC same as STOCKWATERConditions of Approval:Remarks:Comments:Dates and Other Information:

Receipt Details for ID W015909

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/5/1993 2:04:56 PM	2/5/1993	Western	\$65.00	Check
Payer		STEAR, RALPH E		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6147			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$65.00	ADJUDICATION FEE	41503	337	00		1155

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	7662		\$65.00	Claim

[Print Report](#)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7662

03/28/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7662	Claim	02N	01W	23	NW	SW		IRRIGATION	1.5/1.5	RALPH STEAR
7662	Water Right	02N	01W	23	NW	SW		STOCKWATER		RALPH STEAR
7662	Claim	02N	01W	23	NW	SW		DOMESTIC		RALPH STEAR



Land Records

Characteristics Detail

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Commercial

Residential

Land

Commercial Characteristics 1 for Parcel "S1323314953"

Commercial Group Type:	MOBILE HOME PARK - RENT X 100 X MONTHS X UNI
Year Built:	1990
Remodel Year:	0
Occupancy Date:	No Date Available
Business Name:	Clark Ramsey MH Park
Number of Floors:	1
Number of Units:	5
Leasable Sq Ft:	1
Ground Floor Sq Ft:	1
Excess Land Sq Ft:	0
Used Land Acres:	0.732
Used Land Sq Ft:	31886
Excess Land Acres:	0.0
Total Land Sq Ft:	1
Total Land Acres:	0.732
Method:	INCOME

Assessor Links

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- [Information](#)
- [Appraisal](#)
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Property Details for Parcel S1323314953

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General Information

Property Acres: 0.930
Zone Code: R-6
Primary Code Area: 04 Tax Districts
Group Type: SECT
Subdivision: 2N 1W 23
Section: 2N1W23

Property Description

PAR #4953 OF NE4SW4
 SEC 23 2N 1W
 #314952-B

Property Address

960 W 04TH ST
 KUNA, ID 83634


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Assessor Links

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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	420-COM IMPROVEMENT	0.000	\$7,100	INCOME
Primary	200-RES LOT OR TRACT	0.198	\$44,000	MARKET
Primary	210-COM LOT OR TRACT	0.732	\$50,200	MARKET
Primary	410-RES IMPROVEMENT	0.000	\$79,300	COST
Primary	410-RES IMPROVEMENT	0.000	\$8,500	COST

Total Assessed Value: \$189,100

Parcel Valuation History

Assessed value for year 2004 \$189,100
Assessed value for year 2003 \$186,000
Assessed value for year 2002 \$181,000
Assessed value for year 2001 \$182,000
Assessed value for year 2000 \$125,500

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Property Characteristics

Commercial
 Residential
 Land

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State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7662 Priority September 15, 1972 Amount 0.12 cfs

THIS IS TO CERTIFY, that RALPH STEAR
of Kuna, Idaho, has complied with the terms and conditions of Permit
No. 63-7662 issued pursuant to Application for Permit dated September 15, 1972,
and has submitted proof to the Department of Water Resources on November 1, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.12 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Domestic</u>	<u>from January 1 to December 31</u>	<u>at 0.10 cfs and</u>	<u>6.0 acre feet</u>
<u>(5 homes)</u>			
<u>Stockwater</u>	<u>from January 1 to December 31</u>	<u>at 0.02 cfs and</u>	<u>0.2 acre feet</u>
	<u>from _____ to _____</u>	<u>at _____ cfs and</u>	
	<u>(both dates inclusive)</u>		

Subject, however, to the condition that no more than 0.12 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
6.2 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Twp. 2N,
Rge. 1W, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	1W	23									X								

Total number of acres irrigated _____

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of
March, 19 80.

Director

RECORDED

Identification No. _____

Application No. 63-7662

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant RALPH STEAR
post office address 810 West 2nd Kuna, Idaho 83634

2. Source of water supply Groundwater which is a tributary of _____

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 2N
Range 1W B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount .10 for Domestic purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .02 for Stockwater purpose from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. ~~xxx~~ 0.12 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. _____
Well and pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is _____ inches; proposed depth of well is _____ feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ 1,000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 23 Township 2N
Range 1W B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered 20 cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water 5.

(5) If water is to be used for other purposes describe: _____

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

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. _____

9. a. Who owns the property at the point of diversion APPLICANT

b. Who owns the land to be irrigated or place of use APPLICANT

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

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

Scale: 2 inches equal 1 mile

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

Ralph E. Stear
(Applicant)

Received by STP Date 9/15/1972 Time 3:40 PM
 Preliminary check by STP Fee \$ 10.00 Receipt # 8830
 Receipted by STP Date 9-15-72
 Publication prepared by MP Date 9-20-72
 Published in Valley News-times
 Publication dates 9-28 & 10-5, 1972
 Publication approved MP Date 10-6-72
 Priority reduced to 9/15/72 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by STP

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7662, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 77.
- c. Other: _____

2. Denial of said application is for the following reasons: _____

Witness my hand this 7th day of November, 19 72.

P. K. Higgins
 Director

1. Name of permit holder Ralph Stear
Post office address 810 W. 2nd Kuna, Idaho Phone _____
Person to contact _____ Phone _____

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion .12 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2N N/S, Range 1W E/W, B.M., Section 23, Subdivision NE 1/4 SW 1/4 Ada
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions:

Description of diverting works:

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

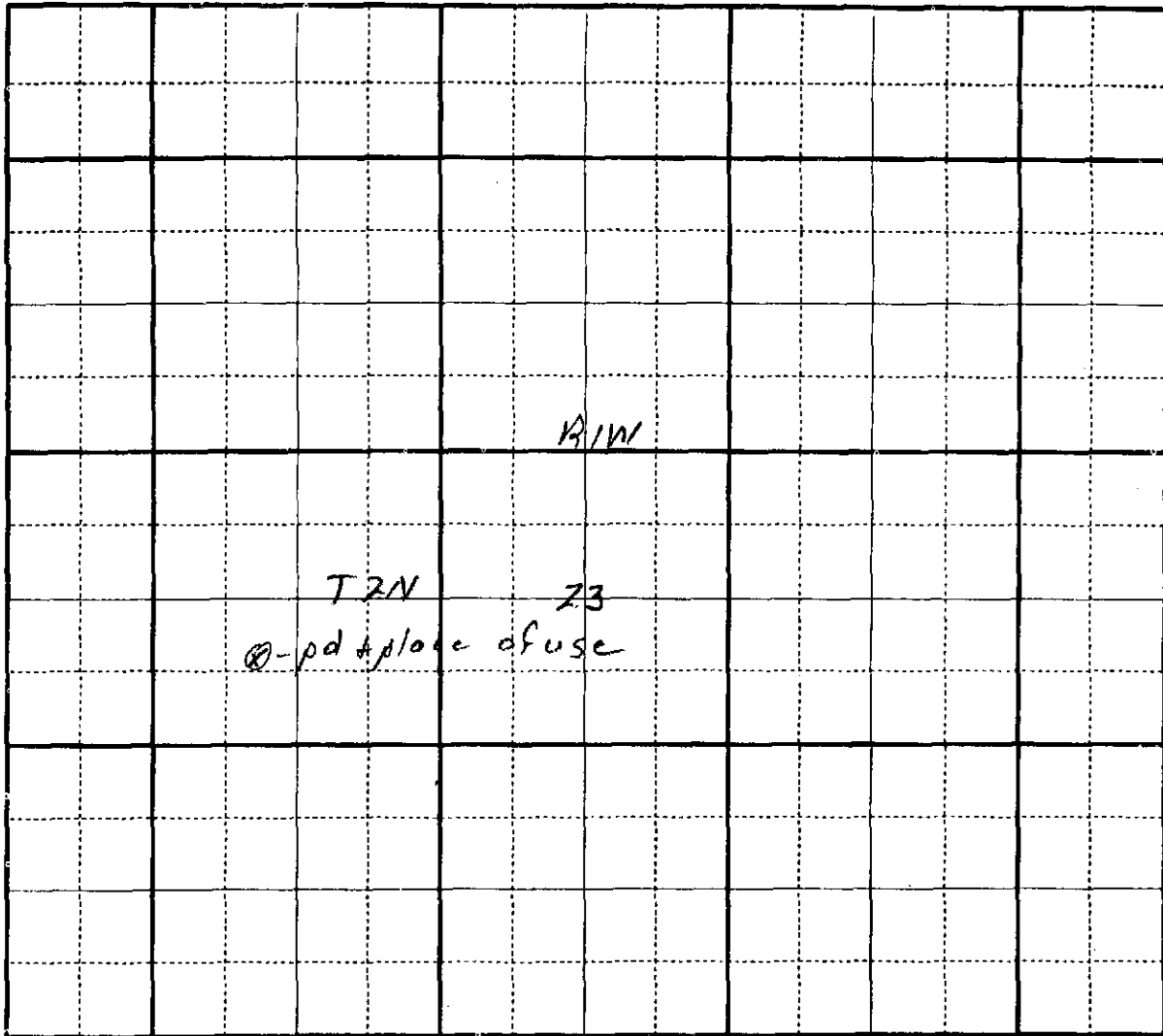


Diagram of System

DATE OF EXAM 3/18/80

ACREAGE
Found 0
Recommended 0

Irrigation Requirement 0 Ac Ft/Ac

USE
Irrigation Q = c.f.s. V = AF/Ann. from to
Domestic Q = .10 c.f.s. V = 6.0 AF/Ann. from 1/1 to 12/31
Livestock Q = .02 c.f.s. V = .2 AF/Ann. from to

Is water co-mingled? yes no ✓

Name source:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Exchange? yes no ✓

Name source exchanged with:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of injection:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Point of exchange:
twp. N/S, Rge E/W, B.M., Sec. , Sub. 1/4 1/4 County

Total Q measured .12 Method of measurement Est.

Total Q recommended .12 Meter No. Type Condition

Total V recommended 6.2

Recommended Amendments:

P.D.
Place of Use
Other
None ✓

MEASUREMENT CALCULATION:
.12 cfs estimate

SYSTEM DESCRIPTION:
well with pump and pipeline for 5 houses
(1 house, 4 trailers) and stock water.

REMARKS:

Examiner's Signature J. P. Leno Date 3/18/80

Checked by Date

Approved by Date

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. 463-07662

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.	<u>N</u>						
SOURCE	<u>N</u>						
PL. OF USE	<u>Y</u>						
DIV. AMOUNT CFS/AF	<u>Y</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>Y</u>						
PERIOD OF USE	<u>Y</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>Y</u>						

IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES NO

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES
 TOPO MAP/ORTHO PHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER(SEE COMMENTS) = 6

COMMENTS: Claim filed to separate orig. of land & domestic -
3 homes added - expansion? - no other rights
in WR or AT for this division point.

DATA ENTRY COMPLETED
BY DATE

FINAL RECOMMENDATION
BY DATE

Water Right Number - 63-07662 ✓

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
STEAR

RALPH

1 - 810 W. 2ND
2 -
3 -
City- KUNA
Phone -

State- ID Zip- 83634

+ - - Priority Date - - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
09/15/1972 ✓ 14 WESTERN L - LICENSE ✓+ - - Source - - - + + - - Tributary - - - - - +
GROUNDWATER ✓+ - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFLg County Diversion Name Diversion Rate Diversion No.

02N ✓ 01W ✓ 23 ✓ NE SW ✓ (1) ADA ✓

+ - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume04 - STOCKWATER - Irrig. 3/15 11/15 0.03 0.20
43 - DOMESTIC 04/01 12/31 0.020 6.00
01/01 12/31 1.000 0.13+ - - Total Div. Rate - - - + + - - Total Div. Volume - - - + + - - Total Div. Capacity - - - +
0.120 ✓ 6.20+ - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

02N ✓ 01W ✓ 23 ✓ NW SW ✓ 04 - STOCKWATER - (1) ADA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
No Remarks found.+ - - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - - Decree Date - - - +

00/00/0000



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

12-21-92
Rolph Stear
524 Walnut St.
Rt. 3
Kuna, ID 83634

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the item(s) checked below, we cannot continue to process this claim(s). We are returning the claim(s) to you to complete only the following items showing a checkmark in the blank for that item. Receipt No. 0114 in the amount of \$_____ for the filing fee previously submitted is also enclosed.

☒ Fee - No fee received or inadequate fee received, fee due is Fee schedule enclosed
(Filing fees, based on use(s) of water, were due on all claims filed)

☐ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it was computed.

☐ Item No. 2 - Date of Priority - date water was first put to a beneficial use regardless of ownership.

☒ Item No. 2 & 3 - Priority Date and Source - An adjudication claim filed on a water use from a GROUNDWATER source with a priority date (date of first use) after March 25, 1963, may be rejected at the time of final review for court decree. NOTE: This law excludes single ownership domestic uses that do not exceed 13,000 gallons per day and up to 1/2 acre irrigation, stockwater use of up to 1,000 head, or any other use not exceeding .04 cubic feet per second (18 gallons per minute). The mandatory cutoff date for filing on grandfather uses from a groundwater source, other than the exceptions listed above was March 25, 1963. After this date applications for permit were required to be filed prior to any development. If you have filed a claim for more than two or more homes where each have a different owner off of the same well, each owner file a separate claim for their home using the date the home was hooked up to the well as the priority date (date of first use), and avoid filing an application for permit as explained below. However, a \$25.00 fee is still required for each additional claim filed. Claim forms with instructions are enclosed for your use. NOTE: Prior to completing a claim form for each single family domestic or stockwater use, please read the enclosed brochure entitled, "The Snake River Basin Water Right Adjudication, A Quick Guide to the Special Domestic and Stockwater Filing Procedure". The other alternative is to file an Application for Permit which could include all uses on one form. However, the date of

For Field exam contact:
Tim Stear
922-1134

MICROFILMED

JUL 25 1994

priority for your uses will be the date the application is received in our office. Enclosed is an application for permit with instructions. Please note that there is no deadline for filing the application form. Your adjudication claim can still be filed as it was previously submitted, however, you may run the risk of losing your water right later if the claim is rejected due to the mandatory filing date for groundwater sources.

Item No. 2 & 3 - Priority Date and Source -An adjudication claim filed on a water use from a SURFACE WATER source with a priority date(date of first use) after May 20, 1971, may be rejected at the time of review. The mandatory cutoff date for filing water rights on grandfather uses from a surface water source was May 20, 1971. The form to file for this use would be an application for permit. The date of priority for your uses will be the date the application is received in our office. Enclosed is an application for permit with instructions for your use in this matter. Please note that there is no deadline for filing the application form. Your adjudication claim can still be filed as it was previously submitted, however, you may run the risk of losing your water right later if the claim is rejected due to the mandatory filing date for surface water sources.

X Item No. 4 - Point of Diversion -The point of diversion listed on this claim is not in the correct form for legal descriptions. Diversion points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

X Item No. 10 - Place of Use - The place of use listed on this claim is not in the correct form for legal descriptions. Places of use points must be listed by quarter-quarter(40 acre tract), section, township, and range. This legal can be found either on your deed, sales contract or tax notice. If not, then the county assessor may be helpful. Lot and Block for a subdivision are not acceptable, however, please include this information in the remarks section of your claim.

Item No. 12 - Ownership of Place of Use.

Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed on this item.

Adjudication Claim Form No. 42-1409(2)a., needs to be filed instead of Claim Form No. 42-1409(2)b., due to the following reasons: _____

Enclosed is the correct claim form with instructions for completion. The fee schedule is also in the instruction sheets to help you figure the fee needed for filing this type of claim form.

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An adjudication claim cannot be filed when no water use or development has taken place. An application for permit is the form to file at the time you decide to begin development. Claims are required only on development and uses completed prior to the commencement of the adjudication, November 19, 1987. Enclosed is an application for permit form with instructions to be completed at the time development will begin.

An adjudication claim cannot be filed on an application for permit which has not been approved. Therefore, we are returning your Notice of Claim to you. An application for permit must be approved in order to establish a water right to file on.

X Other: Enclosed is a copy of license no. 63-7662 to assist you in completing this claim. If you are now irr. 3 1/2 acres, please pay close attention to Item no's 2 & 3; you may need to apply for a permit to appropriate a new water right. Item 6 also needs completion.

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee (if one is required above), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee (if one was paid previously) will be refunded. Please contact our office at the address listed below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any information needed, and the fee requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning the items checked in this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LW:1
Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THAT THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

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JUL 25 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number

AL63-076602

Date Received

7-17-89

Receipt Number

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

JUL 17 1989

Department of Water Resources
Western Regional Office
No Jench. 75

Please type or print clearly

1. Name of Claimant (s)

RALPH E. STEAR

Phone (208) 922-5368

Mailing Address

524 WALNUT ST ROUTE 3 KUNA ID

Zip

83634

2. Date of Priority (Only one (1) per claim)

SEPTEMBER 15 1972

3. Source of water supply (a)

WELL, LICENSE NO. 63-7662

which is tributary to (b)

4. a. Location of existing point of diversion is: Township

2N

Range

1W

Section

23

NE

1/4 of

1/4 of

1/4, Govt. Lot,

B.M., County of

Additional points of diversion if any:

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

Township

Range

Section

1/4 of

1/4 of

1/4,

Govt. Lot

B.M., County of

ending point is: Township

Range

Section

1/4 of

1/4 of

1/4, Govt. Lot

B.M., County of

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.

WELL 120 FEET DEEP PIPE LINE + 3 1/2 ACRE
LAWN + GARAGE + PASTURE
8 HONES 4 HEAD CATTLE

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

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

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 8 HOMES, 4 HEAD CATTLE

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	1W	23	X																

Total number of acres irrigated 3 1/2

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ()

14. Remarks: WELL 120 FEET LICENCE NO. 63-7662

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JUL 25 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 63-7662

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Ralph E. Starn Date July 14 89

Date _____

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

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

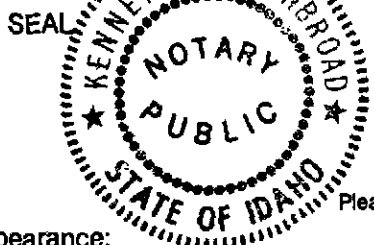
Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day of July 19 89



Notary Public Kenneth D. Agenbroad

Residing at Boise, Ida

My Commission Expires 3-1-91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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JUL 25 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant