

T 2N, R 1E Sec 26



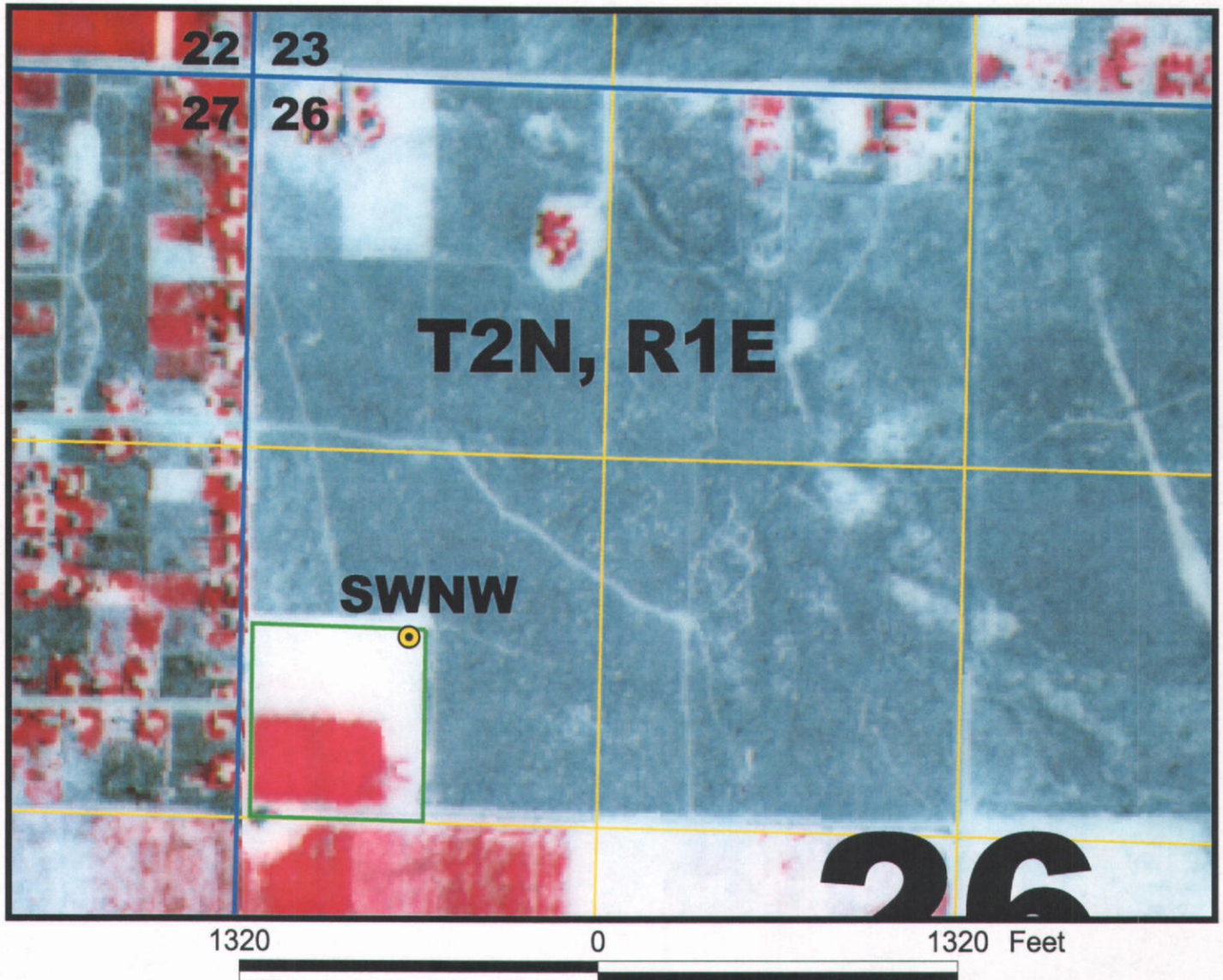
MICROFILMED
AUG 21 1992



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-07786



Total Irrigated Acres: 10.0

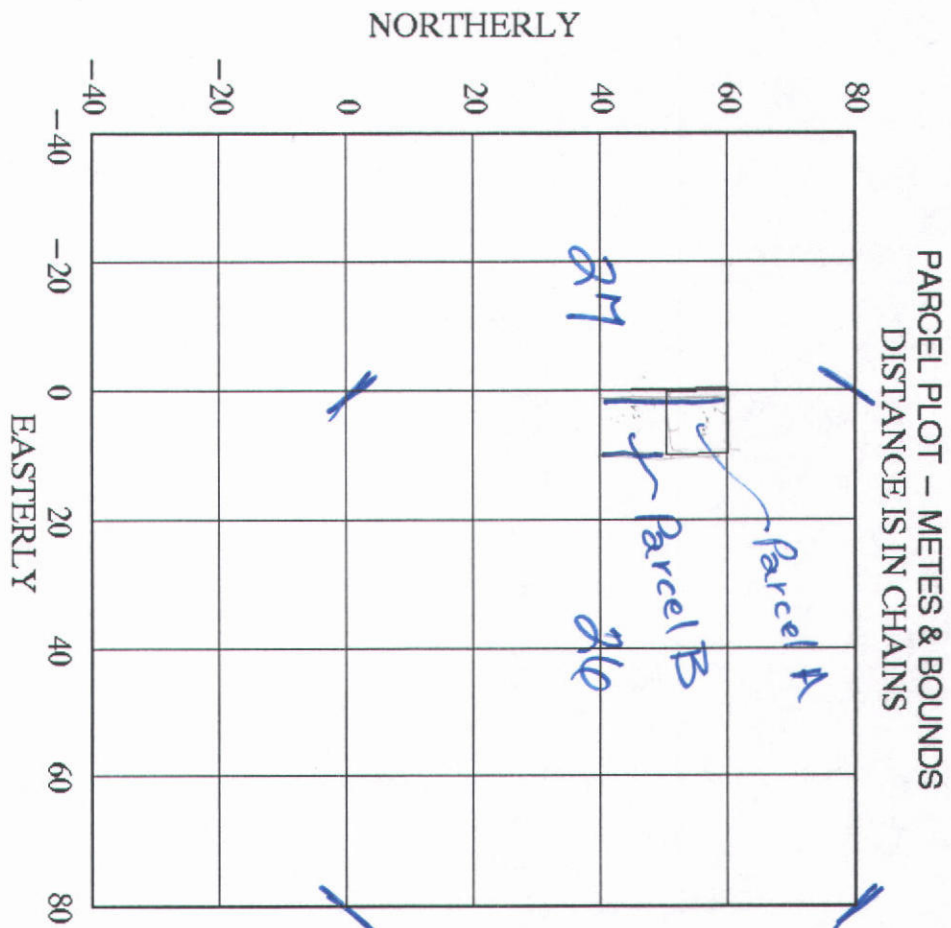
-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: July 2004

Quad Y-8

NAPP Y-8 NW



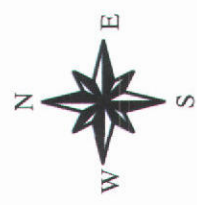
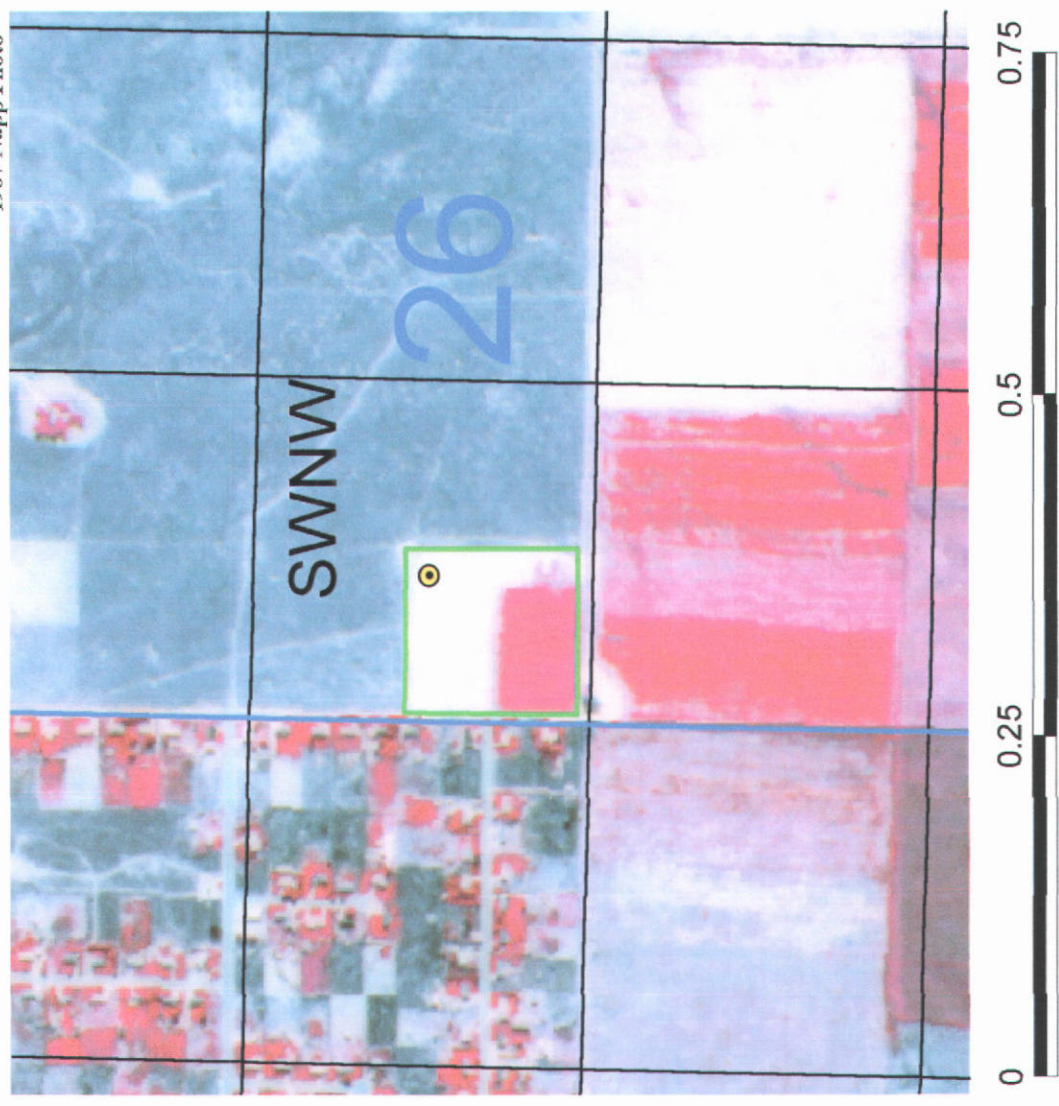
fw
1/24/96

Idaho Department of Water Resources

Claim Number: 63-07786
Legal: T02N, R01E, S26
Reviewed By:

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

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 63-07786
Legal: T02N, R01E, S26
Reviewed By:

 Point of Diversion

 Place of Use

 Section Lines

 Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



160-20

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: A63-07786
Date Received: 8/31/1989
Receipt No: C010727
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: STEVE POSEY 208-362-9042
Address: 13400 S FIVEMILE
KUNA ID 83634

2. Date of Priority: APR 26, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	26	SW	SW	NW		ADA

5. Description of diverting works:
WELL, 300' DEPTH, 6" CASING, WITH 7.5HP PUMP & PIPEL. TO HOUSE & IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		45.00
DOMESTIC	01/01	12/31	0.040		0.60

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, LAWN, GARDEN, STOCKWATER UP TO 10 HD/MIXED.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01E	26	SW	NW		IRR	10.0
			SW	NW		DOMEST	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	10.0
					Total Acres	10.0

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:
N/A

14. Remarks:
OWNERSHIP CHANGED BY KW 1/29/1996.

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: 3/12/90

LEGAL DESCRIPTION OF PROPERTY: Township 2N Range 1E
Section 26, 1/4 of SW 1/4 of NW 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒ Water Right Number(s) Assigned by IDWR: A63-07786

☐ Name and Address of Former Owner/Claimant(s)(Seller): Scott Thomas

☐ New Owner/Claimant (Purchaser): Steve Posey

☐ New Mailing Address: 13400 S Five Mile
Kuna ID
83634

☐ New Telephone Number: () 362-9042

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): [Signature] Date 10/11/95

☐ Signature of Former Owner/Claimant(s): _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 1/29/96 By: kw

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.

WARRANTY DEED

9012560

FOR VALUE RECEIVED

SCOTT THOMAS AND CINDY THOMAS, BOTH UNMARRIED PERSONS
ON AND SINCE MARCH 7, 1990

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

STEVEN W. POSEY AND

CHERYL M. POSEY, HUSBAND AND WIFE

GRANTEE(S), whose current address is:

the following described real property in 13400 S FIVE MILE ROAD, ~~BOISE~~ ID ~~83702~~ County, State of Idaho,
more particularly described as follows, to wit: ADA KUNA 83634SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION WHICH BY THIS REFERENCE
IS INCORPORATED HEREIN AND MADE A PART OF AND WHICH IS COMPRISED OF
ONE (1)
PAGE.SUBJECT TO THAT CERTAIN DEED OF TRUST DATED SEPTEMBER 4, 1984 AND RECORDED
SEPTEMBER 6, 1984 AS INSTRUMENT NO. 8444711 WHICH GRANTEES HEREIN ASSUME
AND AGREE TO PAY ACCORDING TO ITS TERMS AND CONDITIONS THEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that 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, right 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:

March 09, 1990

Scott Thomas

SCOTT THOMAS

Cindy Thomas

CINDY THOMAS

ACKNOWLEDGEMENT — Individual

STATE OF Idaho, County of Ada, ss.On this 12th day of March, in
the year of 1990, before me
the undersigned, a notary public,personally appeared Scott Thomas and Cindy
Thomas, known oridentified to me to be the person s whose name s are

subscribed to the within instrument, and acknowledged to me that

the executed the same.Notary Public: Shirley RichResiding at: BoiseEXPIRATION DATE: 5-5-93STATE OF IDAHO, COUNTY OF AdaI hereby certify that this instrument was filed for record at the
request of PIONEER TITLE CO.at 00 minutes past 2 o'clock P m.,
this 12th day of March
1990 in my office, and duly recorded in Book
of Deeds at pageJOHN BASTIDA

Ex-Officio Recorder

By Helma E. Rich Deputy.Fees \$ 600

Mail to:

PIONEER TITLE COMPANY
OF ADA COUNTY821 West State Street / Boise, Idaho 83702 / (208) 336-6700
888 North Cole Road / Boise, Idaho 83704 / (208) 377-2700

THE LAND REFERRED TO IN THIS COMMITMENT IS LOCATED IN THE COUNTY OF ADA STATE OF IDAHO AND DESCRIBED AS FOLLOWS:

*W-40
X-0*
PARCEL A

A TRACT OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 2 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT A BRASS CAP MARKING THE ONE QUARTER CORNER COMMON TO SECTION 26 AND 27, TOWNSHIP 2 NORTH, RANGE 1 EAST; THENCE NORTH 0°55'51" WEST ALONG THE SECTION LINE COMMON TO SECTION 26 AND 27 AND THE CENTER LINE OF SOUTH FIVE MILE ROAD A DISTANCE OF 1336.42 FEET TO A POINT; THENCE NORTH 89°53'48" EAST A DISTANCE OF 25.00 FEET TO THE EAST LINE OF SAID ROAD AND THE POINT OF BEGINNING; THENCE NORTH 89°53'48" EAST A DISTANCE OF 635.71 FEET TO AN IRON PIN; THENCE SOUTH 0°52'38" EAST A DISTANCE OF 642.64 FEET TO AN IRON PIN; THENCE NORTH 89°53'36" WEST A DISTANCE OF 635.14 FEET TO AN IRON PIN; THENCE NORTH 0°55'51" WEST ALONG THE EAST LINE OF SAID ROAD A DISTANCE OF 640.32 FEET TO THE POINT OF BEGINNING.

South
PARCEL B

THE WEST ONE HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN IN ADA COUNTY, IDAHO:
EXCEPT THE WEST 25 FEET THEREOF, AND
EXCEPT A TRACT OF LAND SITUATED IN THE NORTHWEST QUARTER OF SECTION 26, TOWNSHIP 2 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN IN ADA COUNTY, IDAHO; MORE PARTICULARLY DESCRIBED AS FOLLOWS:
COMMENCING AT A BRASS CAP MARKING THE QUARTER CORNER COMMON TO SECTIONS 26 AND 27, TOWNSHIP 2 NORTH, RANGE 1 EAST; THENCE NORTH 0°55'51" WEST ALONG THE SECTION LINE COMMON TO SECTIONS 26 AND 27 AND THE CENTER LINE OF SOUTH FIVE MILE ROAD A DISTANCE OF 1336.42 FEET TO A POINT; THENCE NORTH 89°53'48" EAST A DISTANCE OF 25.00 FEET TO THE EAST LINE OF SAID ROAD AND THE POINT OF BEGINNING; THENCE NORTH 89°53'48" EAST A DISTANCE OF 635.71 FEET TO AN IRON PIN; THENCE SOUTH 0°52'38" EAST A DISTANCE OF 642.64 FEET TO AN IRON PIN; THENCE NORTH 89°53'36" WEST A DISTANCE OF 635.14 FEET TO AN IRON PIN; THENCE NORTH 0°55'51" WEST ALONG THE EAST LINE OF SAID ROAD A DISTANCE OF 640.32 FEET TO THE POINT OF BEGINNING.

DATA ENTRY BY RLH

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: A63-07786
Date Received: 8/31/1989
Receipt No: C010727
Received By: _____

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

1. Name: SCOTT THOMAS 208-362-3467
Address: 13400 SO. FIVEMILE ROAD
KUNA, ID 83634

OR

Name: CINDY THOMAS 208-362-3467
Address: 13400 SO. FIVEMILE ROAD
KUNA, ID 83634

2. Date of Priority: APR 26, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	26	SW	SW	NW		ADA

5. Description of diverting works:

WELL, 300' DEPTH, 6" CASING, WITH 7.5HP PUMP & PIPEL. TO HOUSE & IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		45.00
DOMESTIC	01/01	12/31	0.040		0.60

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC 1 HOUSEHOLD, LAWN, GARDEN, STOCKWATER UP TO 10 HD/MIXED.

A63-07786

Page 1

Date: 12/04/89

MICROFILMED

AUG 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01E	26	SW	NW		IRR	10.0
			SW	NW		DOMEST	

Section Acres 10.0

Total Acres 10.0

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:
N/A

14. Remarks:

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

RECEIVED

Ident. Number: A63-07786
Date Received: 8-31-89
Receipt No: 2010727
Received By: CP

AUG 31 1989

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

Department of Water Resources

1. Name: SCOTT THOMAS 208-362-3467
Address: 13400 SO. FIVEMILE ROAD
KUNA, ID 83634

OR

Name: CINDY THOMAS 208-362-3467
Address: 13400 SO. FIVEMILE ROAD
KUNA, ID 83634

2. Date of Priority: APR 26, 1973

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01E	26	SW	SW	NW		ADA

5. Description of diverting works:
WELL, 300' DEPTH, 6" CASING, WITH 7.5HP PUMP & PIPEL. TO HOUSE & IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		45.00
DOMESTIC	01/01	12/31	0.040		0.60

7. Total Quantity Appropriated is:
0.200 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 35.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOUSEHOLD, LAWN, GARDEN, STOCKWATER UP TO 10 HD/MIXED.

A63-07786

Page 1

Date: 08/31/89

MICROFILMED
AUG 21 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01E	26	SW	NW	IRR	10.0
			SW	NW	DOMEST	
					Section Acres	10.0
					Total Acres	10.0

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:
N/A

14. Remarks:

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

Number of attachments: 2

For Individuals:

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

Signature of Claimant(s): Scott Litomiss Date: 31 Aug 89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 31 day

of August 19 89

Seal

Julia Gardner
Notary Public

Residing at 1020 LAWDER ST.

My Commission Expires August 4, 1992

1 2N, R1E Sec 26

22

23

2881

28

2880

27

26

25

2951

2912

2773

2792

2813

2848

2867

2890

34

35

36

2811

2787

2798

2837

2893

Well

OREGON

SHORT

LINE

MICROFILMED

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7786 Priority April 26, 1973 Amount 0.20 cfs

THIS IS TO CERTIFY, that CARL L. BRAUN

of Boise, Idaho, has complied with the terms and conditions of Permit No. 63-7786 issued pursuant to Application for Permit dated April 26, 1973, and has submitted proof to the Department of Water Resources on September 6, 1974, 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 0.20 cfs of water from a ground water 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
Domestic	from Jan. 1 to Dec. 31	at 0.04 cfs and	0.6 acre feet
Irrigation	from April 1 to Oct. 31	at 0.20 cfs and	45 acre feet or
	from _____ to _____	at _____ cfs and	4.5 af per acre

(both dates inclusive)

Subject, however, to the condition that no more than 0.20 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 45.6 acre feet per year, said waters to be diverted within the W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26,
Twp. 2 N, Rge. 1 E, B. M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	Section																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	1E	26							X										Ten

Total number of acres irrigated Ten

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 19 day of December, 19 74.

RECEIVED

Director

MICROFILMED

AUG 21 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

C010727

CLAIMANT'S NAME ThomasCLAIM IDENT. NO. A63-07786DATE RECEIVED 8-31-89

CK # _____

AMOUNT \$ 60.00

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ Required Info? *
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.
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
- (b) Is a tributary to entered? (if required) 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? N/A ☒ YES ☐ NO ☐ *
- Is the consumptive use correct? 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. 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.) 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.) 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? Exempt ☒ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? N/A ☒ YES ☐ NO ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by: ratDate: 12-4-89

Claim must be returned to claimant:

(Yes) ☐ (No) ☒

Claimant must be notified of modifications:

(Yes) ☐ (No) ☒

Receipt Prepared by: _____
Claim data entered by: rat
Sent to claimant by: _____

Date: _____
Date: _____
Date: _____

Checked by: rat Date: 12-4-89

Comments: _____

MICROFILMED

AUG 21 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7786 Priority April 26, 1973 Amount 0.20 cfs

THIS IS TO CERTIFY, that CARL L. BRAUN
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-7786 issued pursuant to Application for Permit dated April 26, 1973,
and has submitted proof to the Department of Water Resources on September 6, 1974,
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 0.20 cfs of water from a ground water 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
Domestic	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.04</u> cfs and	<u>0.6</u> acre feet
Irrigation	from <u>April 1</u> to <u>Oct. 31</u>	at <u>0.20</u> cfs and	<u>45</u> acre feet or
	from _____ to _____	at _____ cfs and	<u>4.5</u> af per acre
(both dates inclusive)			

Subject, however, to the condition that no more than 0.20 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
45.6 acre feet per year, said waters to be diverted within the W $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 26,
Twp. 2 N, Rge. 1 E, B. M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	1E	26						X											Ten

Total number of acres irrigated Ten

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 19 day of
December, 19 74.

Director

APPLICATION FOR AMENDMENT

Permit No. 63-7786

Ten

A 12x12 grid map. The horizontal axis is labeled 'Rge. 1 E' at the top. The vertical axis is labeled 'Twp. 2 N' on the left. The intersection of these two lines is marked with an asterisk (*) and the number '26'.

Signed at Paris, France, this 18 day of Dec, 1974.
Paul L. Brown
 (signature)

I, R. KETH HIGGINSON, Director of the Department of Water Resources hereby approve the above application for amendment for Permit No. 63-7786.

Witness my hand this 19 day of December, 19 74

Director:

Identification No. _____

Application No. 63-7786

STATE OF IDAHO

PERMIT ISSUED FOR 20 ~~20~~ DEPARTMENT OF WATER ADMINISTRATION
PERMIT NO. _____

APPROVED

APPLICATION FOR PERMIT

To appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant Carl L. Braun
post office address 505 N. Liberty Road, Boise, Idaho
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 2N
Range 1E 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 0.20 for irrigation purpose from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for domestic 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. 0.2 c.f.s. cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Red jacket pump, 5 HP motor
gravity irrigation system; pressure system for domestic

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 8 inches; proposed depth of well is 220 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 2 years.
b. Estimated construction cost is \$ 3800.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 26 Township 2N
Range 1E 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 _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: domestic for one home

63 7786

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	1E	26						10											10

Total number of acres to be irrigated 10

c. Describe any other water rights used for the same purposes as described above. none

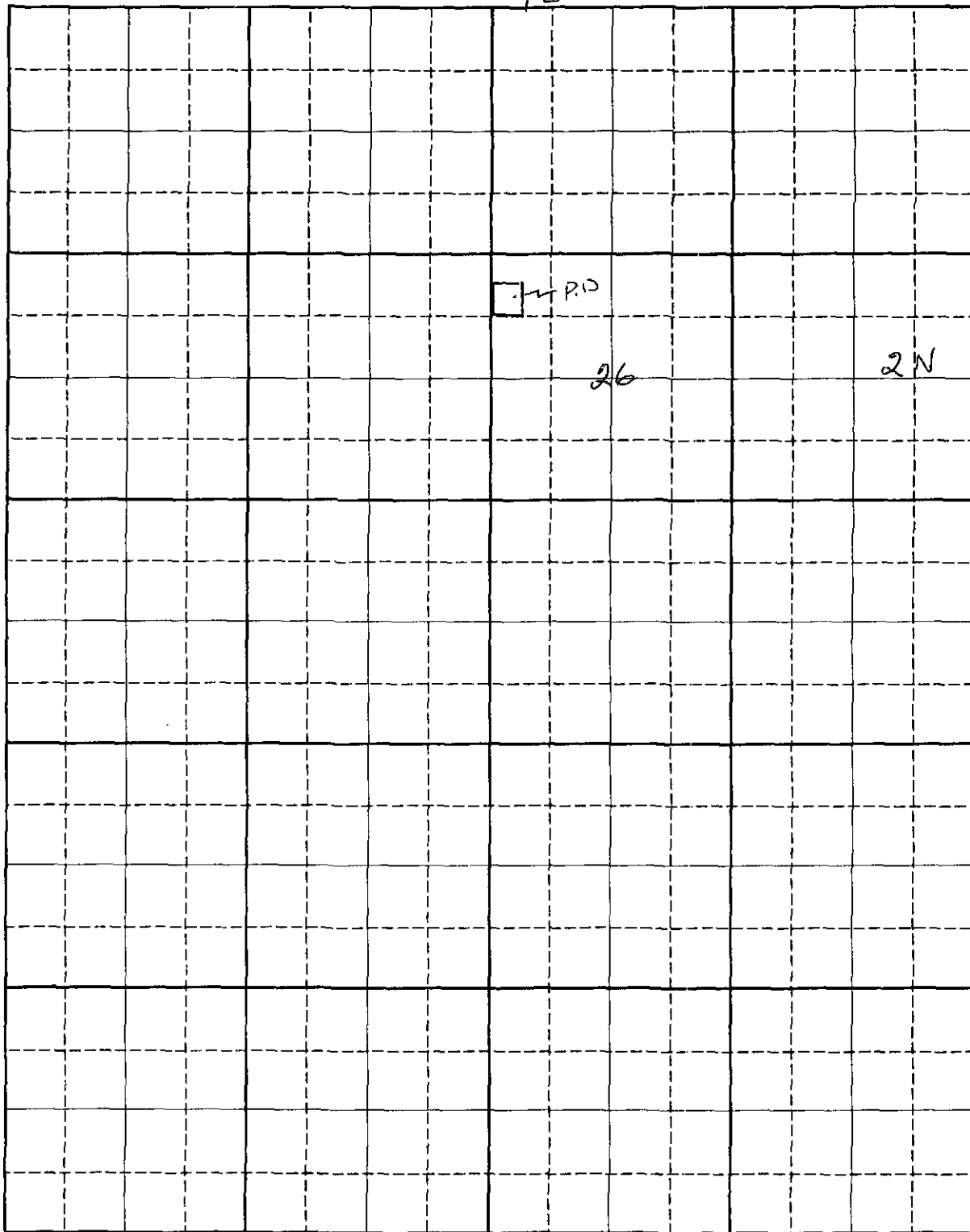
9. a. Who owns the property at the point of diversion applicant

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.

Carl L. Brown
(Applicant)

63 778'

Received by RWH Date 4-26-73 Time 12:25 PM
 Preliminary check by RWH Fee \$ 10.00
 Receipted by RWH Date 4-26-73 Recd # 10427
 Publication prepared by W. H. H. Statman Date 5-2-73
 Published in Idaho Stateman
 Publication dates 5-10 & 5-17-73
 Publication approved WHP Date 5-25-73
 Priority ~~recommended~~ 4-26-73 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by W BDE

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. 63-7786, 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 July 1, 1975.
- c. Other: _____

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

Witness my hand this 4 day of June, 1973.

R. Keith Hays
 DIRECTOR

FIELD REPORT

1. Name of permit holder Carl L. Braun
Post office address Route #2, Kuna, ID 83634 Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 0.20 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Amount 0.04 c.f.s. for domestic
 _____ AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 0.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 2N N/S, Range 1E E/W, B.M., Section 26, Subdivision NW $\frac{1}{4}$ NW $\frac{1}{4}$, Ada County

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

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

Other Points of Diversions: _____

Description of diverting works: 7½ hp pump, 300' well

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]

TOTAL ACREAGE _____ **10**

T
2
N

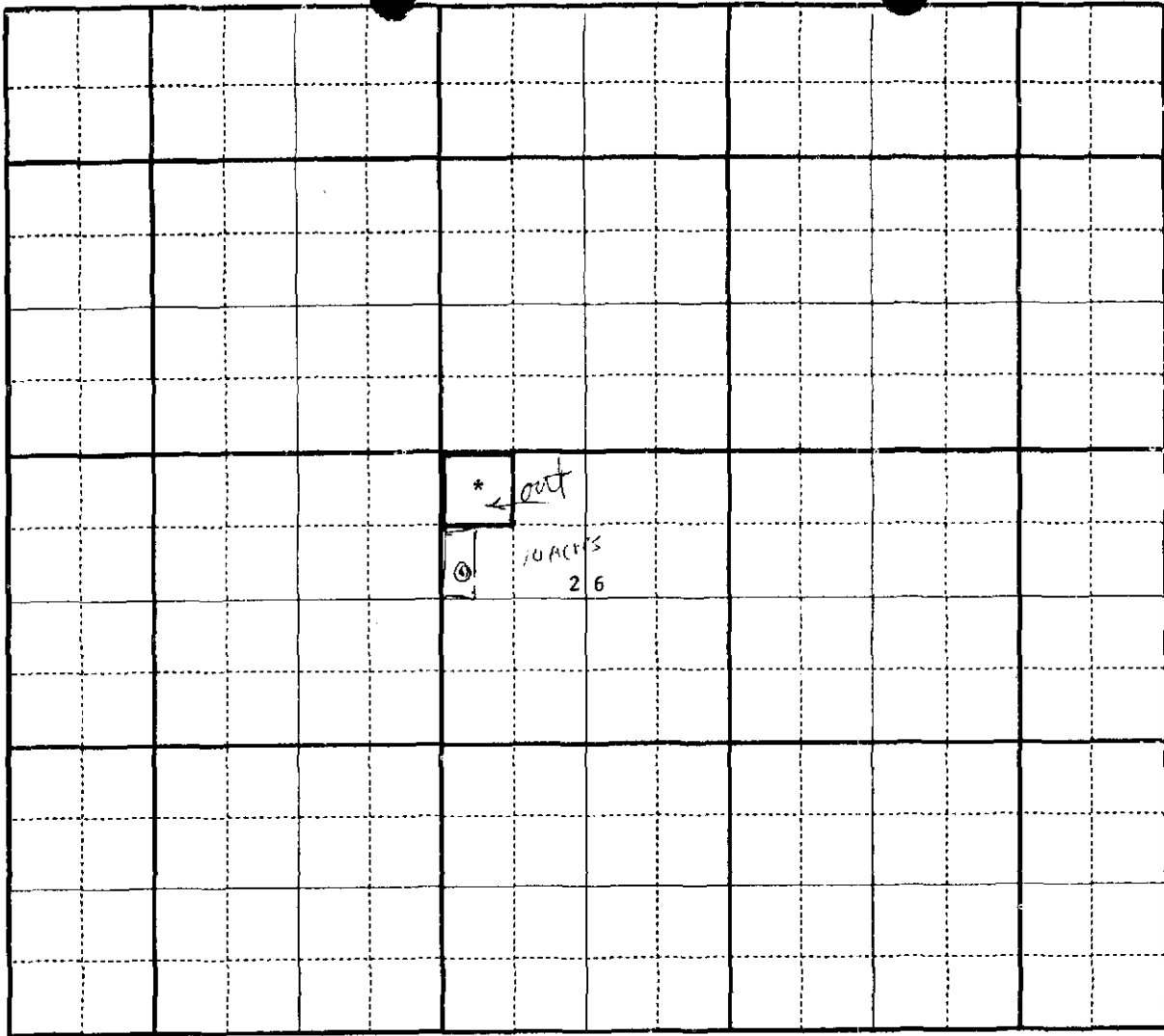


Diagram of System

DATE OF EXAM Sept 17, 1974

ACREAGE
Found 10
Recommended 10

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .20 c.f.s. V = 4.5 AF/Ann. from Mar 15 to Nov 15
Domestic Q = .04 c.f.s. V = 1.2 AF/Ann. from JAN 1 to Dec 31
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: Groundwater
Twp. 2 N/S, Rge 1 E/W, B.M., Sec. 26, Sub. SW $\frac{1}{4}$ NW $\frac{1}{4}$ Rda _____ County

Exchange? yes _____ no _____

Name source exchanged with: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Point of injection:
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Point of exchange:
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County

Total Q measured .20 cfs Method of measurement Est

Total Q recommended .20 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 46.2 Ac ft/Ann

Recommended Amendments:

P.D.
Place of Use Should be SW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec 26 T2N R1E
Other _____
None _____

MEASUREMENT CALCULATION:

Q allowable = .20 cfs for irrigation $q_T = .20$ cfs
.04 cfs for domestic use
 $V = (4.5)(10) = 45 \text{ Ac ft/Ann (irr)} + (1.2 \text{ Ac ft}) = 46.2 \text{ Ac ft/Ann total}$

SYSTEM DESCRIPTION:

7 1/2 HP Jacuzzi submersible pump 6" well 220 Volt
235 gal pressure tank gate pipe

REMARKS:

Examiner's Signature James Booker Date 9/17/74

Checked by _____ Date _____

Approved by _____ Date _____

05/31/2005

RECEIVED

JUN 22 2005

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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

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

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

Water right number: 63-7786

STEVE POSEY
13400 S FIVE MILE
KUNA ID 83634
Telephone Number: (208)362-9042

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: 6-18-05

SIGNATURE:

Please print your name:

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



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-07786



1320 0 1320 Feet

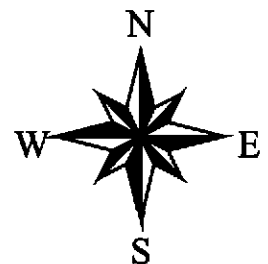
Total Irrigated Acres: 10.0

① Point of Diversion

□ Place of Use

□ Quarter Quarter Lines

□ Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: July 2004

07/30/2004

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

RIGHT NUMBER: 63-7786

NAME AND ADDRESS: STEVE POSEY
13400 S FIVE MILE
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
45.600 AFY

PRIORITY DATE: 04/26/1973

POINT OF DIVERSION:

T02N R01E S26 SWSWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.200 CFS 45.00 AFY
DOMESTIC	01/01 12/31	0.040 CFS 0.60 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T02N R01E S26 SWNW 10.0

DOMESTIC Within ADA County

T02N R01E S26 SWNW

10 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.

EXPLANATORY MATERIAL: License

Parcel #: S1426233700

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7786 V1

WATER RIGHT NUMBER: 63-7786 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SCOTT THOMAS 13400 S FIVEMILE RD KUNA, ID 83634 (208)362-3467
Current Owner	STEVE POSEY 13400 S FIVE MILE KUNA, ID 83634 (208)362-9042
Original Owner	CINDY THOMAS 13400 S FIVEMILE RD KUNA, ID 83634 (208)362-3467

Priority Date: 04/26/1973

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	04/01 to 10/31	0.200 CFS	45.00 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	0.60 AF
	<u>Total Diversion:</u>	0.200 CFS	45.60 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4NW1/4	Sec. 26, Twp 02N, Rge 01E, 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	01E	26																	10.0
																			10.0

Total Acres: 10

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	01E	26																	X

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7786 V1

Conditions of Approval:

1. Parcel #: S1426233700
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 1 home.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 AND MAY CONTINUE TO AS LATE AS NOVEMBER 15, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE APRIL 1 AND AFTER OCTOBER 31 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. csaxton 7/30/2004 Domestic/Stock
Comment: Stock water use for 10 mixed head.

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: OR
 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	7/30/2004 11:21:18 AM	csaxton			Active
Contacts	7/30/2004 11:21:29 AM	csaxton			Active
Priority Date	7/30/2004 11:21:58 AM	csaxton			Active
POD	7/30/2004 11:22:13 AM	csaxton			Active
Source	7/30/2004 11:24:51 AM	csaxton			Active
POU	7/30/2004 11:25:08 AM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7786 V1

Use	7/30/2004 11:26:28 AM	csaxton	Active
Season	7/30/2004 11:27:33 AM	csaxton	Active
Quantity	7/30/2004 11:28:50 AM	csaxton	Active
Summary	07/30/2004	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Source	7/30/2004 11:24:51 AM	csaxton	(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?
POD	7/30/2004 11:23:11 AM	csaxton	Edited point location
POU	7/30/2004 11:25:08 AM	csaxton	(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?
POU	7/30/2004 11:25:51 AM	csaxton	Edited shape boundary
Use	7/30/2004 11:26:29 AM	csaxton	(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	7/30/2004 11:27:33 AM	csaxton	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7786 V1

Quantity	7/30/2004 11:28:50 AM	csaxton	(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.
Contacts	7/30/2004 11:21:19 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: In house review.
Contacts	7/30/2004 11:21:29 AM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: In house review.
Priority Date	7/30/2004 11:21:59 AM	csaxton	(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	7/30/2004 11:22:13 AM	csaxton	(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?
POD	7/30/2004 11:24:27 AM	csaxton	Edited PLS
POU	7/30/2004 11:25:28 AM	csaxton	Edited shape boundary
Summary	7/30/2004 11:32:11 AM	csaxton	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7786

WATER RIGHT NUMBER: 63-7786

Owner Type Name and Address
 Current Owner STEVE POSEY ✓
 13400 S FIVE MILE *o/c*
 KUNA, ID 83634
 (208)362-9042

Priority Date: 04/26/1973 *OK*

Basis: License ✓

Status: Active ✓

Source Tributary
 GROUND WATER ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	<i>3/15</i> to <i>11/15</i> <i>504</i>	0.200 CFS ✓	45.00 AF ✓
DOMESTIC ✓	<i>4/1</i> to <i>10/31</i>	0.040 CFS ✓	0.60 AF ✓
<u>Total Diversion:</u>		0.200 CFS ✓	45.60 AF ✓

Location of Point(s) of Diversion
 GROUND WATER ✓ ✓ ✓ ✓
 ADA County ✓ SW1/4SW1/4NW1/4 Sec. 26, Twp 02N, Rge 01E, B.M.

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	01E	26							10.0										10.0

Total Acres: 10 ✓

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	01E	26							X										

Conditions of Approval:Remarks:

- General OWNERSHIP CHANGED BY KW 1/29/1996.

Dates and Other Information:

Claim Received Date: 8/31/1989

Owner Name Connector: OR

Mitigation Plan: False

C18
504 ~~3-1/11-15~~
Dom 1 home X01
Comment - Stock for 10 head
Parcel #: 51426233700

**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) N/A
- ☒ 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) 63-07786

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: N/A Desktop Review**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:

Found App For Permit 63-12280 Filed in 1995. But this is not an overlap. WA File shows this is north of this licensed POU

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only *NO Change*☐ 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: _____

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

Delivery System Narrative: See licensing FE

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 licensing FE

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-07786

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>N</u>						
DIV. AMOUNT CFS/AF	<u>N</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>Y</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>N</u>						

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

N/A IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
 SUBMITTED - YES NO

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

COMMENTS:

WR5808NP
(00-26)

IDAH0 DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:13:15
Page 1

Water Right Number - 63-07786

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
BRAUN

CARL L.

1 -
2 -
3 -

State- ID Zip-
City- BOISE
Phone -

+ -- Priority Date 04/26/1973 ✓ + -- Region 14 WESTERN + -- Stage L - LICENSE ✓ + -- Status ----- +

+ -- Source GROUNDWATER ✓ + -- Tributary ✓ +

+ -- Point of Diversion ----- +

TwN Rng Sec Tract Lot Rflg County (1) ADA ✓

D2N ✓ 01E ✓ 26 ✓ SW NW ✓

+ -- Description 01 - IRRIGATION ✓ 43 - DOMESTIC ✓

+ -- Total Div. Rate 0.200 ✓ + -- Total Div. Volume 45.60 ✓ + -- Total Div. Capacity +

+ -- Diversion Means -

+ -- Mon-Irrigation Use -

+ -- Other Rights for Same Use -

+ -- Remarks -

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

+ -- Conditions of Approval found. 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
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 29, 1996

RE: Notice of Claim to Water Right No. A63-07786

Steve Posey
13400 S. Fivemile Rd.
Kuna, ID 83634

Dear Claimant:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the lands and appurtenant water right covered under the original filing.

The Department will contact you in the future concerning any other requirements that may be needed in order to process this claim for final court decree. I have been assigned this claim for preparation for the Director's Report. If you have any questions regarding this right, please do not hesitate to contact me.

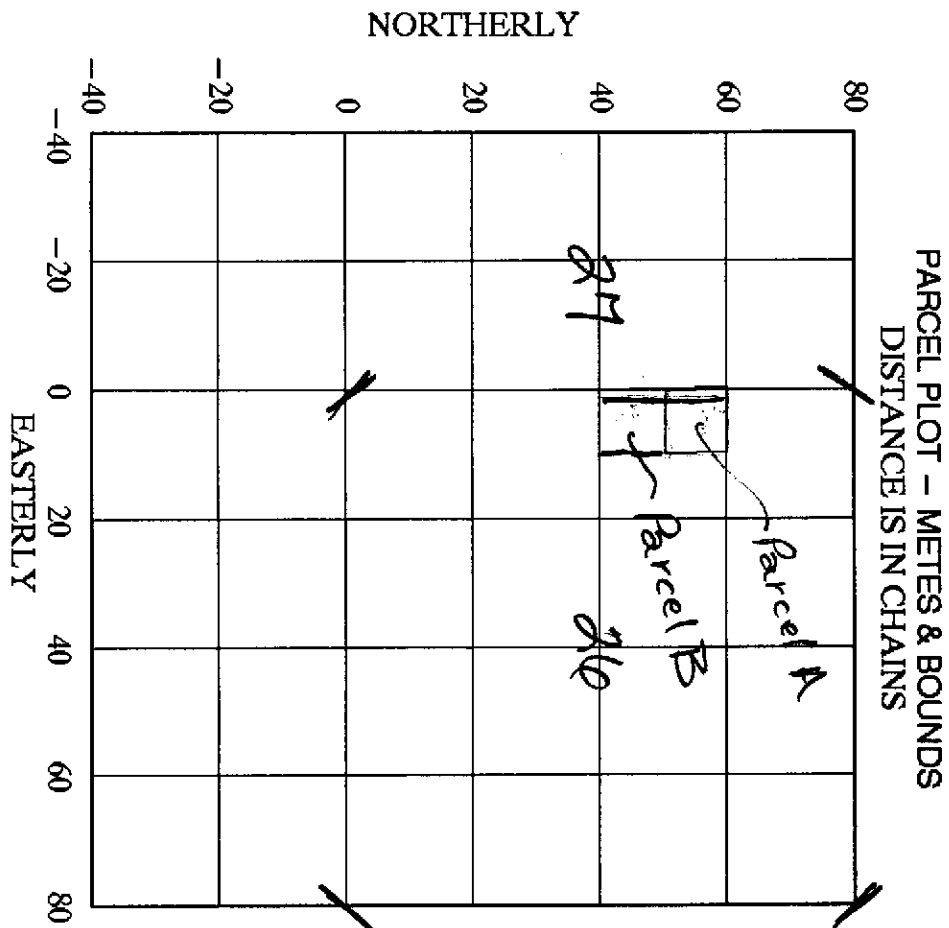
Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

Enclosure

Quad Y-8

NAPP Y-8 NW



fw
1/24/1966

Parcel A - Excepted from Parcel B.

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
0.00	40.00					
-0.33	60.25	0.00	55.00	51.00	NW	1336.42
0.05	60.25	89.00	53.00	48.00	NE	25.00
9.68	60.26	89.00	53.00	48.00	NE	635.71
9.83	50.53	0.00	52.00	38.00	SE	642.64
0.21	50.55	89.00	53.00	36.00	NW	635.14
0.05	60.25	0.00	55.00	51.00	NW	640.32

BWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-07786

Date: 2-7-00

	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	2N	1E	26							10										10
GIS										10										10
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Total Claimed Acres: 10

Total GIS Acres: 10

Overlapping POU Claim #'s:

COMMENTS:

Idaho Department of Water Resources

Claim Number: 63-07786
Legal: T02N, R01E, S26
Reviewed By:

⊙ Point of Diversion



Place of Use



Section Lines

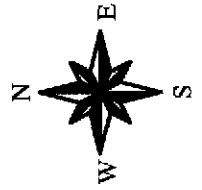


Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



Idaho Department of Water Resources

Claim Number: 63-07786
Legal: T02N, R01E, S26
Reviewed By:

⊙ Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles

