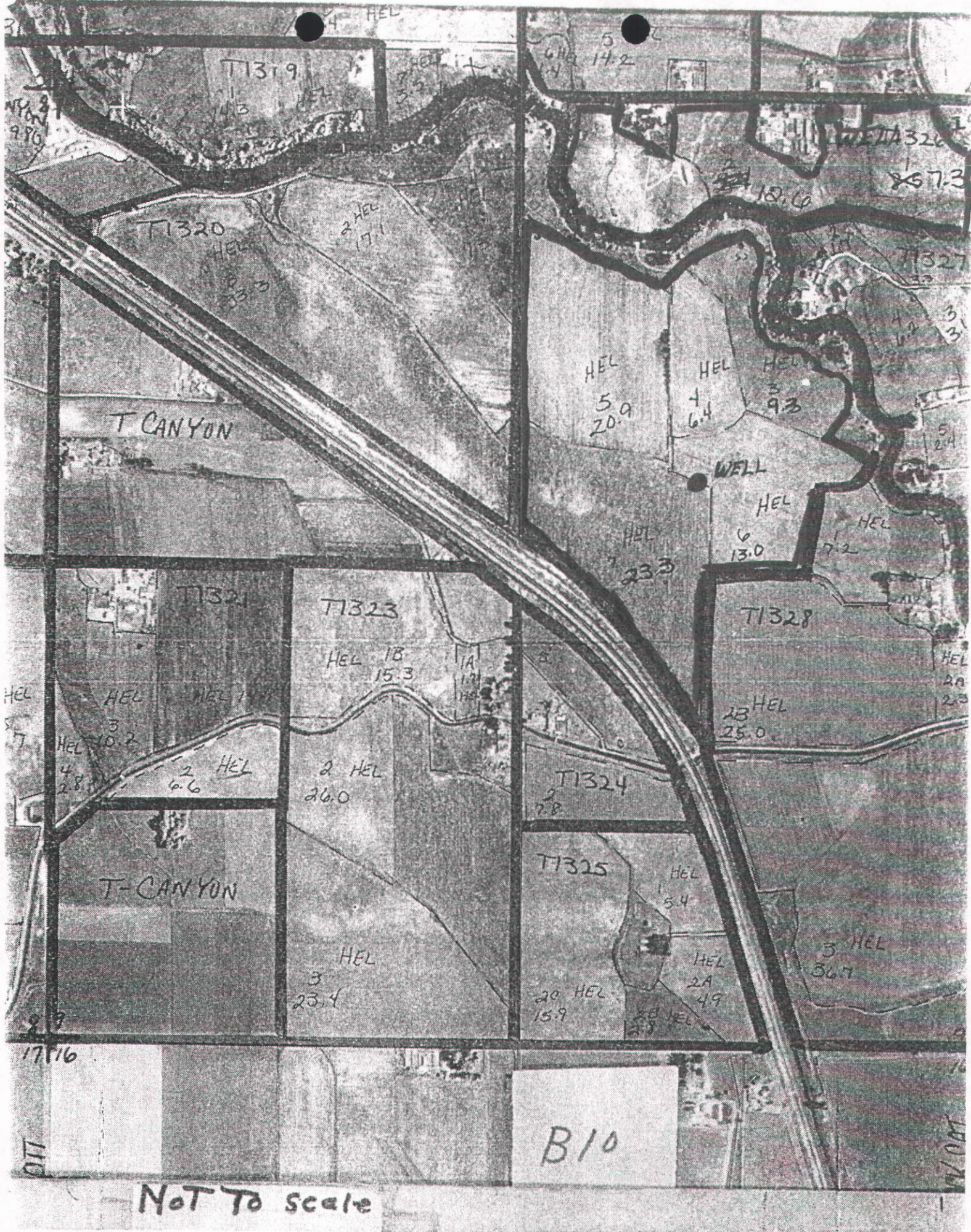




9-1-99



State of Idaho
Idaho Department of Water Resources
Western Region

T2N R1W SECTION 9
Water Right (s): 63-63-8630



1320 0 1320 2640 3960 5280 Feet

TOTAL IRRIGATED ACRES = 74



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

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



Idaho Department of Water Resources

Claim Number: 63-08630

Legal: T02N, R1W, S9

Reviewed By:

● Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles



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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-8630
Date Received: 8/23/1989
Receipt No: C010168
Received By:

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

1. Name of Claimant(s)

CHARLES E ANTHONY Phone: (208)888-6341

5563 W COLUMBIA RD
NAMPA ID USA 83687

TRUDY A ANTHONY Phone: (208)888-6341

5563 W COLUMBIA RD
NAMPA ID USA 83687

2. Date of Priority: 03/29/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	01W	9	SW NE	ADA	

5. Description of diverting works:

WELL, PUMP & PIPELINE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.75	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
02N	01W	9	NE		NE	IRRIGATION	1
			NW		NE	IRRIGATION	19
			SW		NE	IRRIGATION	38
			SE		NE	IRRIGATION	8
			NW		SE	IRRIGATION	8
						Section Acres	74
						Total Acres	74

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

CHANGE IN OWNERSHIP LG 12/01/05

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-08630
Date Received: 8/23/1989
Receipt No: C010168
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ORVILLE OTTEN 208-888-5299
Address: 5101 W. COLUMBIA ROAD
NAMPA, ID 83687

2. Date of Priority: MAR 29, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	9	SW	NE			ADA

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.750		

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

8. Total consumptive use is 590.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	01W	9	NE	NE		IRR	1.0
			NW	NE		IRR	19.0
			SW	NE		IRR	38.0
			SE	NE		IRR	8.0

A63-08630

Page 1

Date: 08/24/89

MICROFILMED
AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	9	NW SE		IRR	8.0
Section Acres						74.0
Total Acres						74.0

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:
RIDENBAUGH CANAL., A63-08551

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

AUG 23 1989

Ident. Number: A63-08630
Date Received: 8-23-89
Receipt No: C010168
Received By: RAO

NOTICE OF CLAIM TO A WATER RIGHT

Department of Water Resources ACQUIRED UNDER STATE LAW

1. Name: ORVILLE OTTEN 208-888-5299
Address: 5101 W. COLUMBIA ROAD
NAMPA, ID 83687

2. Date of Priority: MAR 29, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01W	9	SW	NE			ADA

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

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.750		

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

8. Total consumptive use is 590.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	9	NE	NE		IRR	1.0
			NW	NE		IRR	19.0
			SW	NE		IRR	38.0
			SE	NE		IRR	8.0

A63-08630

Page 1

Date: 08/23/89

MICROFILMED

AUG 24 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	9	NW	SE		IRR	8.0
Section Acres							74.0
Total Acres							74.0

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: A 63 - 08551
RIDENBAUGH CANAL.

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: 1

For Individuals:

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

Signature of Claimant(s): Cornelia Otter Date: 8-23-89
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23rd day
of August 19 87 Helen Harrington
Notary Public

Seal

Residing at Helen Harrington, Notary Public
Residing at Boise, Idaho
My Commission Expires December 1, 1994

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

RECEIVED
NOV 29 2005
WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
~~63-8551A~~					
63-8551A					
63-8551B					
63-8630					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Orville Otten

4. New Owner/Claimant(s)

5101 W. Columbia, Nampa, ID 83687
Charles E. or Trudy A. Anthony

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

New Mailing Address

5563 W. Columbia Rd.

City, State and ZIP Code

Nampa ID 83687

New Telephone Number

208 888-6341

5. Date you acquired the property

June, 1990

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

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

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

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Charles E. Anthony 11-25-05
Frederic A. Anthony 11-25-05

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

For Office Use Only

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

11/02/2005

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

RIGHT NUMBER: 63-8551A

NAME AND ADDRESS: ORVILLE OTTEN
5101 W COLUMBIA RD
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.770 CFS
134.70 AFY

The rights listed below are limited to a total combined diversion rate of 1.28cfs and to a total combined annual diversion volume of 513 AF.
Combined Right Nos.: 63-8551A, 63-8551B and 63-8930

8630

PRIORITY DATE: 03/07/1977

POINT OF DIVERSION:

T02N R01W S9 NENE Within ADA County
T02N R01W S9 SWNE Within ADA County

in the

Right No. 63-8930 is also diverted through point of diversion described above
8630
SWNE S9, T2N R1W and Right No. 63-8551B is also diverted through the point of diversion described above in the NENE S9 T2NR1W.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.770 CFS 134.70 AFY

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

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S09	NENE	14.5	T02N R01W S09	NWNE	16.0
T02N R01W S09	SWNE	1.0	T02N R01W S09	SENE	7.0

38.5 ACRES TOTAL

106

The rights listed below are limited to the irrigation of a combined total of
acres in a single irrigation season. Combined Right Nos.: 63-8551A,
63-8551B and 63-8930.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation

11/02/2005

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

RIGHT NUMBER: 63-8630

NAME AND ADDRESS: ORVILLE OTTEN
5101 W COLUMBIA RD
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.750 CFS
333.00 AFY

The rights listed below are limited to a total combined diversion rate of 1.28 cfs and to a total combined annual diversion volume of 513 AF. Combined Right Nos.: 63-8551A, 63-8551B and 63-8630.

PRIORITY DATE: 03/29/1977

POINT OF DIVERSION:

T02N R01W S9 SWNE Within ADA County

Right No. 63-8551 A is also diverted through point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.750 CFS 333.00 AFY

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

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S09	NENE	1.0	T02N R01W S09	NWNE	19.0
T02N R01W S09	SWNE	38.0	T02N R01W S09	SENE	8.0
T02N R01W S09	NWSE	8.0			

74 ACRES TOTAL

106 The rights listed below are limited to the irrigation of a combined total of acres in a single irrigation season. Combined Right Nos.: 63-8551A, 63-8551B and 63-8630.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation District.

IN WITNESS WHEREOF, The said parties of the first part have hereunto set their hands and seals the day and year first above written.

Signed, sealed and delivered in presence of

Margaret Rose Johnson
Trustee, Trust B of the testamentary
trust established by the Last Will
and Testament of Jean A. Otten,
deceased, dated January 9, 1980

Orville Otten (Seal)

(Seal)

(Seal)

(Seal)

STATE OF IDAHO

County of Canyon

} ss.

On this 26th day of June

in the year 19 90 , before me

the undersigned

, a Notary Public in and for

said State, personally appeared Orville Otten, a widower; Margaret Rose Johnson Trustee, Trust B established by the Last Will and Testament of Jean A. Otten, deceased, dated January 9, 1980

known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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

Richard H. Bastida

Notary Public for the State of Idaho,
Residing at Nampa , Idaho



No.

WARRANTY DEED

- TO -

Dated _____, 19____

STATE OF IDAHO,

County of Ada } ss.

I hereby certify that this instrument was filed
for record at request of Richard H. Bastida
Richard H. Bastida

at 25 minutes past 12

o'clock, P. M., this 6 day

of July, A. D. 1990

in my office, and duly recorded in Book _____

at page _____

JOHN BASTIDA
Deputy

B. Bastida

15.00

Mail to _____

THIS INDENTURE, Made this

15

day of June,

9035942

the year of our Lord one thousand nine hundred and ninety , between
Orville Otten, a widower; Margaret Rose Johnson, Trustee, Trust B estab-
lished by the Last Will and Testament of Jean A. Otten, deceased, dated
January 9, 1980,

of , County of Ada , State of Idaho

the parties of the first part, and Charles Anthony and Trudy Anthony, husband and
wife, as to a 3/4th interest; Leo Musick and Patricia Musick, husband and
wife, as to a 1/4th interest; real estate hereinafter described,
(Mailing address, Grantees: 5563 Columbia Rd., Nampa, ID 83687)
of , County of Ada , State of Idaho

the parties of the second part.

WITNESSETH, That the said parties of the first part, for and in consideration of the sum of

DOLLARS,

lawful money of the United States of America, to them in hand paid by the said
parties of the second part, the receipt whereof is hereby acknowledged, have granted, bargained
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the said parties
of the second part, and to their heirs and assigns forever, all of the following described real estate.
situated in said County of Ada , State of Idaho, to-wit:

RESERVING, nevertheless, unto the Grantor, Orville Otten, a life estate
in the residence, and out-buildings on the premises as now used and
occupied by him, together with ingress and egress therefrom, and an
adequate supply of irrigation water, to continue as long as he is
physically able to occupy and use the same.

TOGETHER, With all and singular the tenements, hereditaments and appurtenances thereunto
belonging or in anywise appertaining, the reversion and reversions, remainder and remainders, rents,
issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in
law as in equity, of the said parties of the first part.

TO HAVE AND TO HOLD, All and singular the above mentioned and described premises, together
with the appurtenances, unto the parties of the second part, and to their heirs and assigns forever,
and the said parties of the first part, and their heirs, the said premises in the quiet and peaceable
possession of the said parties of the second part, their heirs and assigns, against the said parties
of the first part, and their heirs and against all and every person and persons whomsoever, lawfully
claiming or to claim the same shall and will WARRANT and by these presents forever DEFEND.

QUITCLAIM DEED

THIS INDENTURE, made this 22ND day of March, 1994, between LEO MUSICK and PATRICIA MUSICK, husband and wife, of ADA County, Idaho, hereinafter called GRANTORS, and CHARLES and TRUDY ANTHONY, of ADA County, Idaho, hereinafter called GRANTEES,

WITNESSETH:

FOR VALUE RECEIVED, the above named GRANTORS do hereby convey, release, remise and forever QUITCLAIM unto the above named GRANTEES, the real property described, together with the appurtenances, situated in Ada County, State of Idaho, bounded and more particularly described as follows, to-wit:

See Exhibit "A" attached hereto and by this reference made a part hereof as if set forth in full.

This Deed conveys all right, title and interest now owned by GRANTORS in the above described property, together with any and all right, title and interest therein acquired by GRANTORS hereafter, up to and including the date of recording of this Deed.

DATED this 22ND day of March, 1994.

Leo Musick
Leo Musick
Grantor

Patricia Musick
Patricia Musick
Grantor

STATE OF IDAHO	)	STATE OF IDAHO	)
	) ss.		) ss.
County of Ada	)	County of Ada	)
On this <u>22ND</u> day of <u>MARCH</u>, 1994, before me the undersigned Notary Public, in and for said State, personally appeared LEO MUSICK and PATRICIA MUSICK, husband and wife, known to me to be the persons whose names are subscribed to the within and foregoing instrument, and acknowledged to me that they executed the same.		I hereby certify that this instrument was filed for record at the request of _____ at _____ minutes past _____ o'clock _____.m., this _____ day of _____, 1994, in my office, and duly recorded in Book _____ of Deeds at page _____.	
 <u>Melodee McFadden</u> Notary Public for Idaho Residing at: <u>MERIDIAN, ID</u> Commission Expires: <u>2/28/2000</u>		_____ Ex-Officio Recorder By: _____ Fee: \$ _____	

COPY

PARCEL I:

The Westerly 49.585 acres of the Northeast Quarter of Section Nine, in Township Two North of Range One West of the Boise Meridian, in Ada County, Idaho, more particularly described as follows, to-wit:

Commencing at the North Quarter Corner of said Section Nine, and running thence East on the North line of said Section a distance of 821 feet; thence South parallel to the center line of said section a distance of 2640 feet to the East and West center line of said Section; thence West on the said East and West center line of said Section a distance of 821 feet to the center of said section; thence North on the North and South center line of said Section a distance of 2640 feet to the point of beginning; save and except and subject to the Right of Way of the Oregon Short Line Railroad as now located and constructed; also the following described tract of land, to-wit: Commencing at the point of intersection of the East and West Half Section line of said Section Nine with the Easterly boundary line of the Right of Way of the said Oregon Short Line Railroad as now located and constructed and running thence East on the said Half Section line a distance of 901.5 feet; thence South and at right angles to said Half Section line a distance of 1002 feet to the Easterly boundary line of said Railroad Right of Way; thence in a Northwesterly direction on the Easterly boundary of said Railroad Right of Way a distance of 1346 feet more or less to the point of beginning.

EXCEPTING THEREFROM A part of the NW $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9, Township 2 North, Range 1 West of the Boise Meridian, Ada County, Idaho, being more particularly described as follows: BEGINNING at an aluminum cap at the NE corner of Section 9, Township 2 North, Range 1, West of the Boise Meridian, Ada County, Idaho; thence N. 88°36'09" West 1784.00 feet along the section line to a point, the REAL POINT OF BEGINNING; thence continuing N. 88°36'09" West 330.00 feet along the section line to a point; thence S. 1°23'51" West 271.00 feet to a point; thence S. 88°36'09" East 330.00 feet to a point; thence N. 1°23'51" East 271.00 feet to a point, the REAL POINT OF BEGINNING. Said tract contains 2.05 acres, more or less. INCLUDING a 25 foot road right-of-way along the North side of the above described property, and any other existing easements or rights-of-way. TOGETHER with all water rights, ditches and rights-of-way for ditches thereunto belonging or used in connection therewith.

(1)

EXHIBIT A

AND FURTHER EXCEPTING THEREFROM a tract of land located in Section 9, Township 2 N R 1 West Boise Meridian, Ada County, Idaho more particularly described as follows: Commencing at the North 1/4 corner of said Section 9 which is the real point of beginning; thence South 88°36'09" East 409.07 feet along the north boundary of said Section 9; thence South 02°10'51" West 214.36 feet; thence South 43°34'41" West 586.38 feet to a point on the midsection line; thence North 00°28'47" East 648.95 feet along the midsection line to the real point of beginning.

AND FURTHER EXCEPTING THEREFROM a tract of land, described as follows: BEGINNING at an aluminum Cap at the NE corner of Section 9, Township 2 North, Range 1, West of the Boise Meridian, Ada County, Idaho; thence N. 88°36'09" W. 666.00 feet along the section line to a point, the REAL POINT OF BEGINNING; thence continuing N. 88°36'09" W. 280.00 feet along the section line to a point; thence S. 1°23'51" W., 229.00 feet to a point; thence S. 88°36'09" E., 280.00 feet to a point; thence N. 1°23'51" E., 229.00 feet to a point, the REAL POINT OF BEGINNING.

Said parcel containing 1.47 acres, more or less, and including a 25 foot road right-of-way along the North side of the above described property, and any other existing easements or rights-of-way.

PARCEL II:

A portion of the Northeast Quarter (NE $\frac{1}{4}$) of Section Nine (9), Township Two (2) North, Range One (1) West of the Boise Meridian, more particularly described as follows: BEGINNING at a point 1819 feet West of the Southeast corner of the Northeast Quarter (NE $\frac{1}{4}$) of said Section Nine (9) and running thence North 2640' to a point on the North boundary line of said Section Nine (9); thence East on said boundary line a distance of 1819' to the Northeast corner of said Section Nine (9); thence South on the East boundary line of said Section Nine (9) a distance of 751 feet to a point on said line; thence North 84°14' West 405 feet; thence North 75°13' West 420 feet; thence South 77°43' West 220 feet thence North 67°59' West 520 feet to a point on the center line of Indian Creek; thence southeasterly along the center line of said Indian Creek to the point of intersection of said line with the East and West Half (W $\frac{1}{2}$) Section line through said Section Nine (9); thence West along said One Half (½) Section line 1669 feet, more or less, to the point of beginning. EXCEPT the following described tract: Beginning at the point on intersection of the East and West One Half (½) Section line through Section Nine (9) with the center line of Indian Creek and running thence West on said One Half (½) Section line 894 feet; thence North 8°34' East 491 feet thence North 83°46' East 365 feet to the center line of said Indian Creek; thence Southeasterly in a meander line following the center line of said Indian Creek to the point of beginning, together with all water and water rights, ditches and ditch rights used thereon or appurtenant thereto, including but not limited to water rights for 52.98 acres in the Ridenbaugh Canal and in the Nampa-Meridian Irrigation District. Subject to

exceptions and reservations contained in the patents from the United States, if any. Subject to the burdens incident to the inclusion of land with the boundaries of the Nampa-Meridian Irrigation District and the Kuna Cemetery Maintenance District.



October 22, 1996

CHARLES ANTHONY
TRUDY ANTHONY
5563 W COLUMBIA RD

NAMPA ID 83687

RE: CONTRACT #085-00471

Dear Mr. and Mrs. Anthony:

Enclosed are the documents from your paid file.

The Note, Mortgage, and Satisfaction of Mortgage will need to be taken to the County Courthouse of the county in which the property is located to be recorded.

Thank you for doing business with Idaho First Bank Contract Collections. We do value your patronage and if we may be of any further assistance to you, please contact us.

Sincerely,

A handwritten signature in cursive script, reading "Marleen E. Grefer".

Marleen E. Grefer
Customer Service Representative

MEG/da

Enclosures

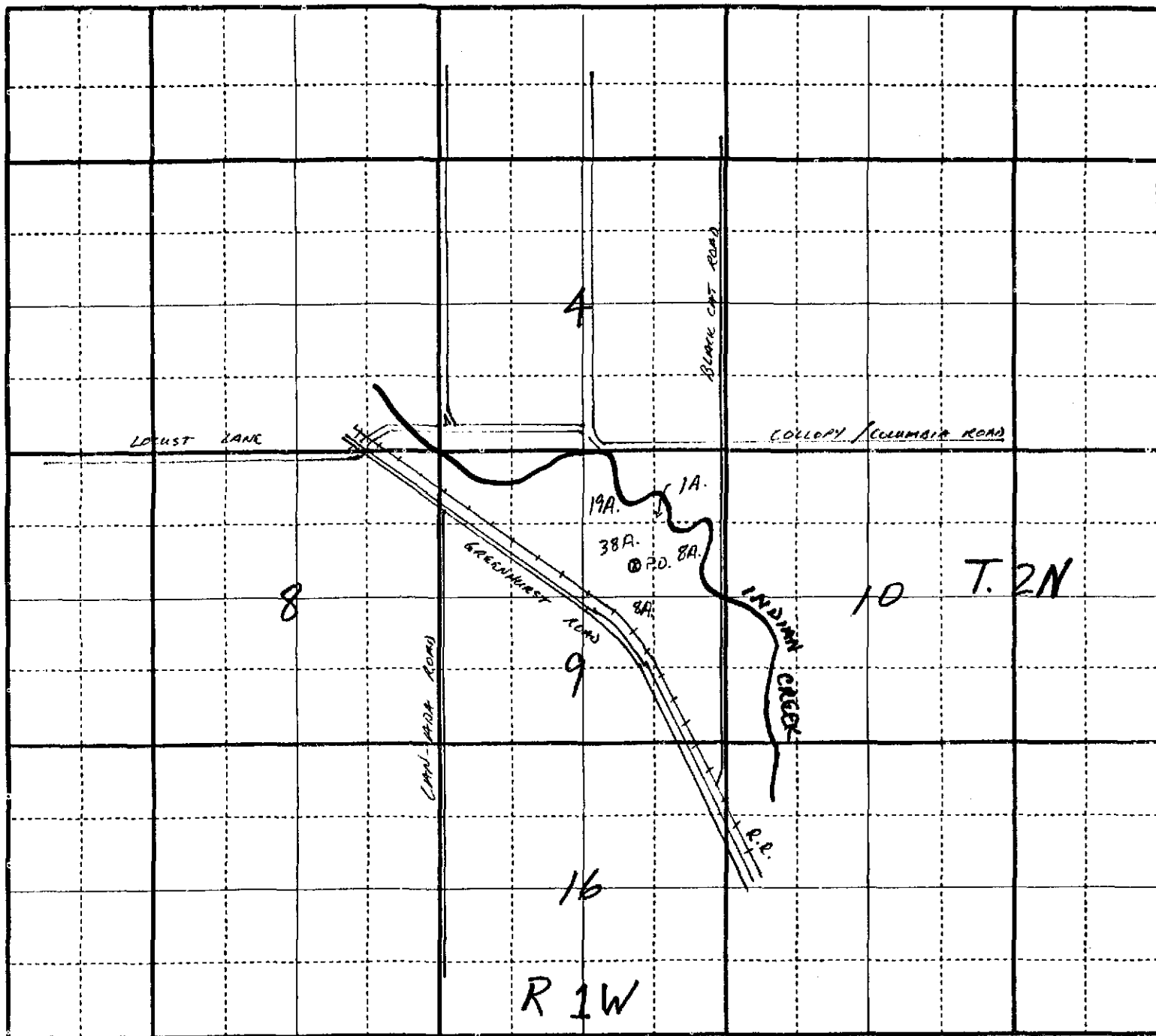


Diagram of System

MICROFILMED
AUG 24 1992

Receipt Details for ID C010168

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/23/1989 3:17:26 PM	8/23/1989	State	\$257.00	Check
Payer		OTTEN, ORVILLE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
11236			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$257.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	8551	A	\$56.50	Claim
63	8630		\$124.00	Claim
63	22753		\$25.00	Claim
63	22754		\$25.00	Claim
63	8551	B	\$26.50	Claim

Print Report

12/01/2005

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

RIGHT NUMBER: 63-8630

NAME AND ADDRESS: CHARLES E ANTHONY
5563 W COLUMBIA RD
NAMPA ID 83687

TRUDY A ANTHONY
5563 W COLUMBIA RD
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.750 CFS
333.000 AFY

The rights listed below are limited to a total combined diversion rate of 1.28
cfs
and to a total combined annual diversion volume of 513 AF. Combined Right
Nos.: 63-8551A, 63-8551B and 63-8630.

PRIORITY DATE: 03/29/1977

POINT OF DIVERSION:

T02N R01W S9 SWNE Within ADA County

Right No. 63-8551 A is also diverted through point of diversion described
above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.750 CFS 333.00 AFY

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

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S09	NENE	1.0	T02N R01W S09	NWNE	19.0
T02N R01W S09	SWNE	38.0	T02N R01W S09	SENE	8.0
T02N R01W S09	NWSE	8.0			

74 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of
106
acres in a single irrigation season. Combined Right Nos.: 63-8551A,
63-8551B and 63-8630.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation District.

Water Right 63-8630

1



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 21, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Charles and Trudy Anthony
5563 W. Columbia Rd
Nampa, ID 83687

Notice of Claim to a Water Right No. 63-8551A, 63-8551B, 63-8630

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script, appearing to read 'L. Gagnon'.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

10/11/2005

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

RIGHT NUMBER: 63-8630

NAME AND ADDRESS: ORVILLE OTTEN
5101 W COLUMBIA RD
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.750 CFS
333.000 AFY

The rights listed below are limited to a total combined diversion rate of 1.28 cfs and to a total combined annual diversion volume of 513 AF. Combined Right Nos.: 63-8551A, 63-8551B and 63-8630.

PRIORITY DATE: 03/29/1977

POINT OF DIVERSION:

T02N R01W S9 SWNE Within ADA County

Right No. 63-8551 A is also diverted through point of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.750 CFS 333.00 AFY

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

PLACE OF USE: IRRIGATION Within ADA County

T02N R01W S09	NENE	1.0	T02N R01W S09	NWNE	19.0
T02N R01W S09	SWNE	38.0	T02N R01W S09	SENE	8.0
T02N R01W S09	NWSE	8.0			

74 ACRES TOTAL

The rights listed below are limited to the irrigation of a combined total of 106 acres in a single irrigation season. Combined Right Nos.: 63-8551A, 63-8551B and 63-8630.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Nampa Meridian Irrigation District.

Desk top review/vlm

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

11/2/02 - NO SPLIT

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-0430

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: GW Tributary to _____

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

POINT OF DIVERSION

- ☒ No change – 1 POD
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

see claim # 116MGL exam**OVERLAP REVIEW**Other water rights with the same point of diversion: 63-8551A

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

yes - total acres = 106 # total Q = 1.28**WATER USES**☒ No change☐ Different Uses

Use 14V From 3/15 To 11/15 Amount .75 CFS 333 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only - 116MGL/d

- ☐ 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: 63-8551A & B

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

Yes - GR 11/11/63

Delivery System Narrative: GR DIVISION & 11/11/63 GRAM

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

FOS ✓ 63-8551A diverted thru POP
 E01 ✓ Q w/ 63-8551A & B = 1.29 cfs & 513 AFG
 E50 ✓ POU - ALPS w/ 63-8551A & B = 106
 W51 ✓ nmiro also used.
 S39 ✓ SDU shoulder remark for 3/11.

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED:

10-11-05

FIELD EXAMINER:

Wickville

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8630

WATER RIGHT NUMBER: 63-8630

Owner Type Name and Address
 Current Owner ORVILLE OTTEN
 5101 W COLUMBIA RD
 NAMPA, ID 83687
 (208)888-5299

Priority Date: 03/29/1977 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

From To
 3/15 to 11/15

Diversion Rate

0.750 CFS ✓

Annual Volume

333.

Total Diversion: 0.750 CFSLocation of Point(s) of Diversion

GROUND WATER ✓

ADA County

SW1/4NE1/4

Sec. 9, Twp 02N, Rge 01W, 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	01W	9	1.0	19.0	38.0	8.0												8.0	74.0

Total Acres: 74 ✓

Conditions of Approval:Remarks:Comments:Dates and Other Information:

amid water
 combined use w/ B551A & B
 POP B551A

claimed as
 irrigated

needs you should have

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8630

10/11/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-8630	Claim	02N	01W	9	SW	NE		GROUND WATER	ORVILLE OTTEN
63-8630	Water Right	02N	01W	9	SW	NE		GROUND WATER	ORVILLE OTTEN

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8630**

03/29/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3551A	Claim	02N	01W	9	NE	NE		IRRIGATION	14.5/38.5	ORVILLE OTTEN
3551B	Claim	02N	01W	9	NE	NE		IRRIGATION	1.5/1.5	M KAY OTTEN
8630	Claim	02N	01W	9	NE	NE		IRRIGATION	1/74	ORVILLE OTTEN
8551	Water Right	02N	01W	9	NE	NE		IRRIGATION	16/40	ORVILLE OTTEN
8630	Water Right	02N	01W	9	NE	NE		IRRIGATION	1/74	ORVILLE OTTEN
3551A	Claim	02N	01W	9	NW	NE		IRRIGATION	16/38.5	ORVILLE OTTEN
8630	Claim	02N	01W	9	NW	NE		IRRIGATION	19/74	ORVILLE OTTEN
8551	Water Right	02N	01W	9	NW	NE		IRRIGATION	16/40	ORVILLE OTTEN
8630	Water Right	02N	01W	9	NW	NE		IRRIGATION	19/74	ORVILLE OTTEN
3551A	Claim	02N	01W	9	SW	NE		IRRIGATION	1/38.5	ORVILLE OTTEN
8630	Claim	02N	01W	9	SW	NE		IRRIGATION	38/74	ORVILLE OTTEN
8551	Water Right	02N	01W	9	SW	NE		IRRIGATION	1/40	ORVILLE OTTEN
8630	Water Right	02N	01W	9	SW	NE		IRRIGATION	38/74	ORVILLE OTTEN
3551A	Claim	02N	01W	9	SE	NE		IRRIGATION	7/38.5	ORVILLE OTTEN
8630	Claim	02N	01W	9	SE	NE		IRRIGATION	8/74	ORVILLE OTTEN
8551	Water Right	02N	01W	9	SE	NE		IRRIGATION	7/40	ORVILLE OTTEN
8630	Water Right	02N	01W	9	SE	NE		IRRIGATION	8/74	ORVILLE OTTEN
8630	Claim	02N	01W	9	NW	SE		IRRIGATION	8/74	ORVILLE OTTEN
8630	Water Right	02N	01W	9	NW	SE		IRRIGATION	8/74	ORVILLE OTTEN

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8630

WATER RIGHT NUMBER: 63-8630

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ORVILLE OTTEN 5101 W COLUMBIA RD NAMPA, ID 83687 (208)888-5299

Priority Date: 03/29/1977

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.750 CFS	333.00 AF
	<u>Total Diversion:</u>	0.750 CFS	333.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 9, 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	9	1.0	19.0	38.0	8.0											8.0	74.0	

Total Acres: 74

Conditions of Approval:

- 016 See remarks for additional conditions of approval.

Remarks:

- General THE MAXIMUM RATE OF DIVERSION UNDER THIS LICENSE WHEN COMBINED WITH LICENSE NO. 63-8551 SHALL NOT EXCEED 1.28 CFS.

Comments:Dates and Other Information:

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-08630

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 PFS/AF	<u>N</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>N</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

REQUIRED HAS EVIDENCE OF PRIORITY BEEN
 SUBMITTED - YES NO

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

COMMENTS:

Water Right Number - 63-08630 ✓ Prefix Translation: WATER RIGHT Old (D) Number -

*** C - CURRENT OWNER *** OTTEN Last Name - First Name - Address -

ORVILLE
1 - RT. 6 BOX 6606
2 -
3 -
City- NAMPA State- ID Zip- 83651
Phone -

Priority Date - 03/29/1977 ✓ Region - 14 WESTERN Stage - L - LICENSE Status -
Source - GROUNDWATER ✓ Tributary -

Point of Diversion - Diversion Name - Diversion Rate - Diversion No. -

02N 01W 9 ✓ SW NE ✓ (1) ADA ✓

Code - Description - Period From - Period To - Water Use - Diversion Rate - Diversion Volume -

01 - IRRIGATION ✓ 03/15 ✓ 11/15 ✓ 0.750 ✓ 333.00 ✓

Total Div. Rate - 0.750 ✓ Total Div. Volume - 333.00 ✓ Total Div. Capacity -

Trn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
02N	01W	9	NE NE	1.0	✓	01	IRRIGATION	(1) ADA
02N	01W	9	NW NE	19.0	✓	01	IRRIGATION	(1) ADA
02N	01W	9	SW NE	38.0	✓	01	IRRIGATION	(1) ADA
02N	01W	9	SE NE	8.0	✓	01	IRRIGATION	(1) ADA
02N	01W	9	NW SE	8.0	✓	01	IRRIGATION	(1) ADA

Total Acres: 74.0 ✓

Diversion Means -

Non-Irrigation Use -

Other Rights for Same Use - RIDENBAUGH CANAL.

Remarks - THE MAXIMUM RATE OF DIVERSION UNDER THIS LICENSE WHEN COMBINED WITH LICENSE NO. 63-8551 SHALL NOT EXCEED 1.28 CFS.

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

Overlap of Trac. in SENE w/ 8551A

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8630 Priority March 29, 1977 Amount 0.75 cfs

THIS IS TO CERTIFY, that ORVILLE OTTEN
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-8630 issued pursuant to Application for Permit dated March 29, 1977,
and has submitted proof to the Department of Water Resources on April 20, 1978,
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 0.75 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
Irrigation	from <u>March 15</u> to <u>November 15</u>	at <u>0.75</u> cfs and	<u>333</u> acre feet
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 0.75 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 for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
333 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 9, 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	9	1	19	38	8													74

Total number of acres irrigated 74

CONDITION:

The maximum rate of diversion under this License when
combined with License No. 63-8551 shall not exceed 1.28
cfs.

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 31 day of
January, 19 80.

Director

Identification No. _____

Application No. 63-8630

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Orville Otten Phone: 466-1962
post office address Route 6, Box 6606, Nampa, Idaho 83651
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 9 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 1.50 for Irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 1.50 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, pump, gated pipe

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 12 inches; proposed depth of well is 100 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 \$ 3,500.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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: _____



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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				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	9	2	20	35	8										10			75

Total number of acres to be irrigated 75

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

Water from Ridenbaugh Canal

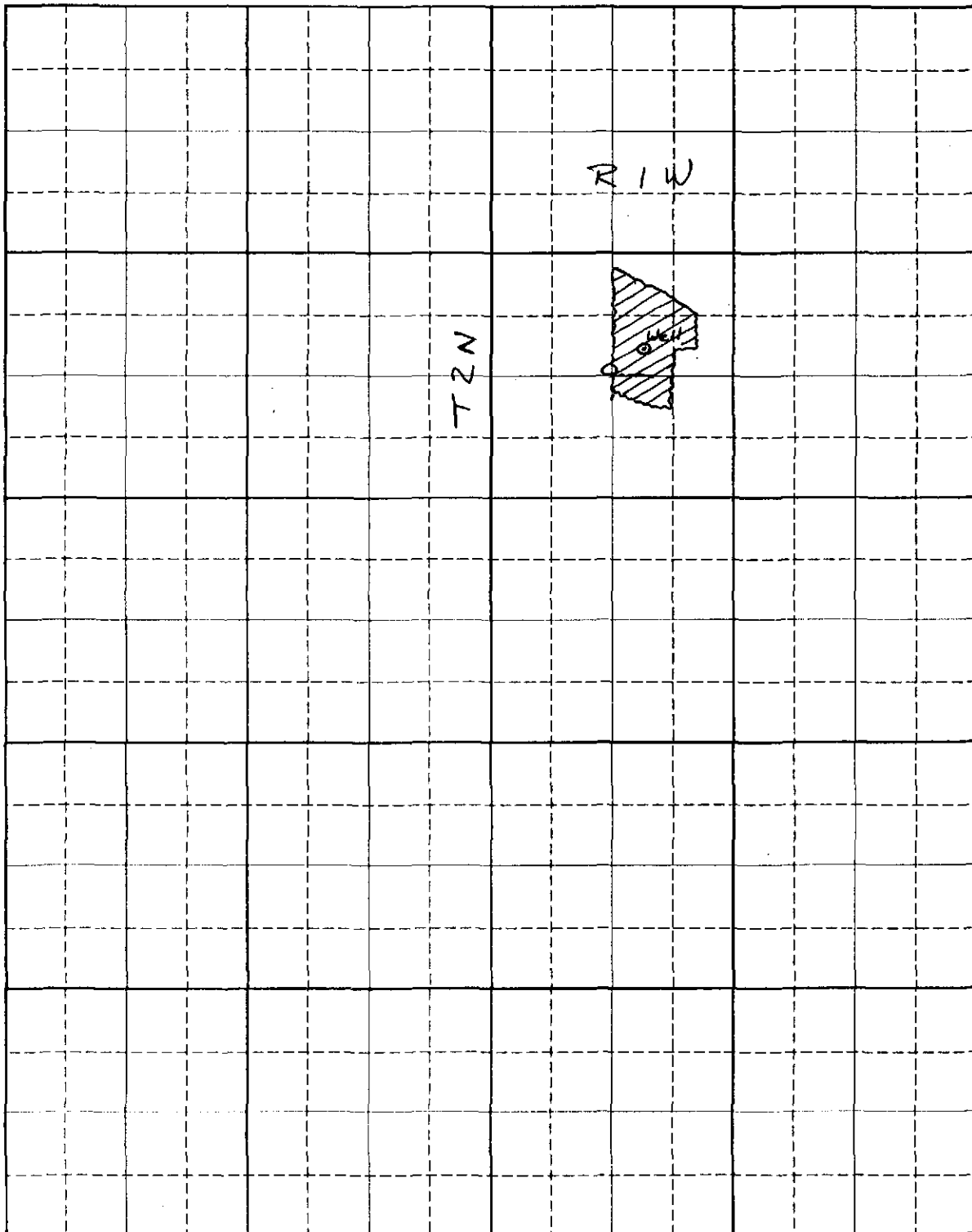
9. a. Who owns the property at the point of diversion Applicant

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.

Orville Otter
(Applicant)

Proposed Priority 3/29/77

Received by DF Date 3-29-77 Time 11:30am

Preliminary check by DF Fee \$ 35.00

Received by KW Date 3/29/77 # 6882

Publication prepared by CS Date April 7, 1977

Published in Idaho Statesman

Publication dates April 14, + April 21, 1977

Publication approved if Date 5-5-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by HJ

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8630, and said application is hereby APPROVED.

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

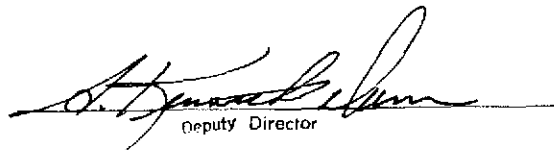
a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 82.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 31 day of May, 19 77.


Deputy Director

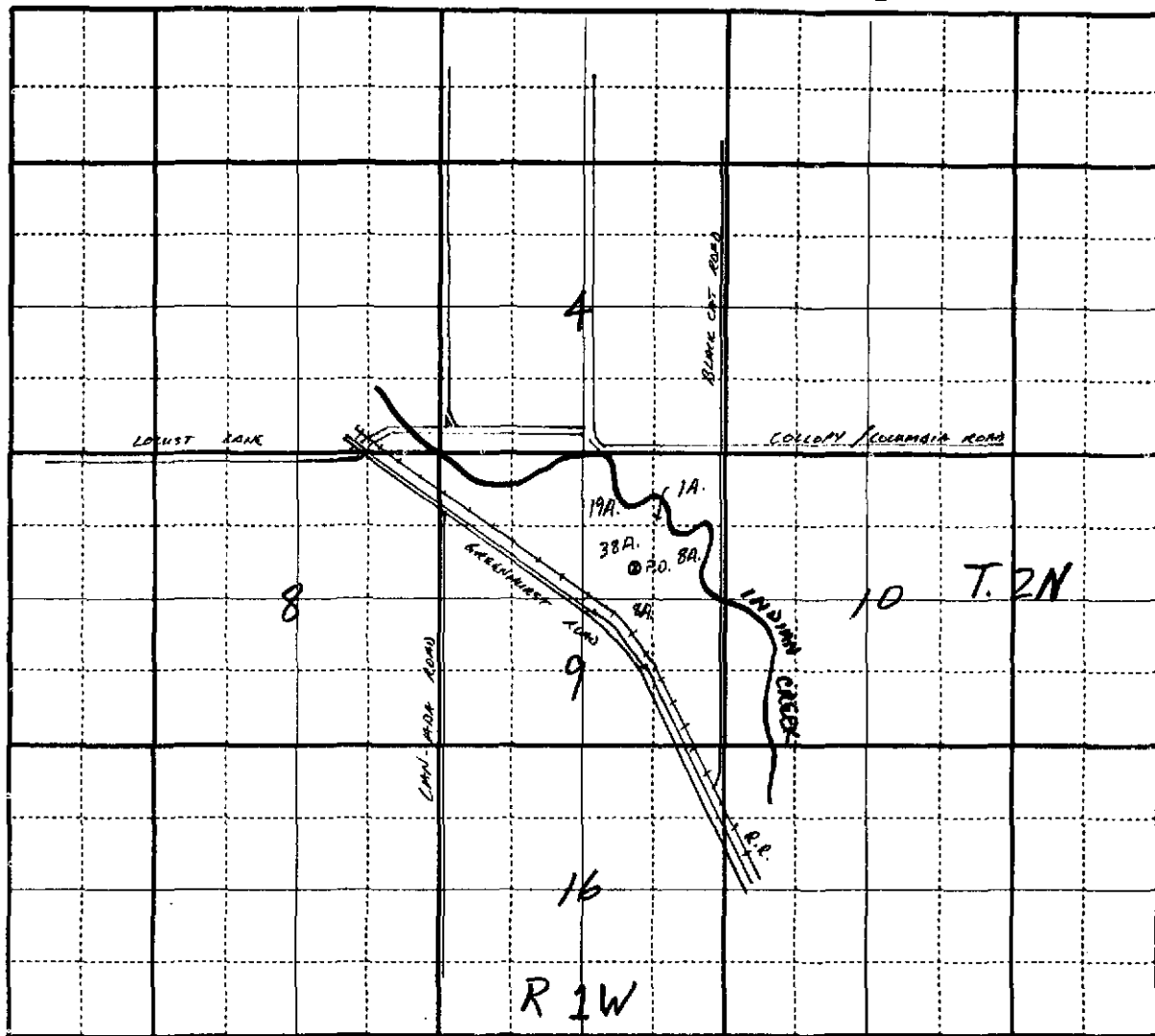


Diagram of System

DATE OF EXAM 7/13/79

ACREAGE
Found 74
Recommended 74

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = .75 c.f.s. V = 333.0 AF/Ann. from 3/15 to 11/15
Domestic Q = c.f.s. V = AF/Ann. from to
Livestock Q = c.f.s. V = 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 .75 cfs Method of measurement CIPOLLETTI WEIR

Total Q recommended .75 cfs Meter No. Type Condition

Total V recommended 333.0 AF/Ann

Recommended Amendments:

P.D.
Place of Use ADD 3 ACRES TO SW 1/4 NE 1/4 TO GIVE TOTAL OF 38 ACRES, SEC 9, T2N, R1W.
Other
None

MEASUREMENT CALCULATION:

$Q = 3.367 (1.33 \text{ ft})^{3/2} (.24 \text{ ft})^{1/2} = .53 \text{ cfs}$ (FORMULA 5, P. 29, BUREAU OF RECL. WATER MEASUREMENT
MANUAL FOR COMPUTING FLOW OVER A CIPOLLETTI WEIR) + 20 SIMON THRES (1/4") AT 53 AM:
.22 cfs = .75 cfs TOTAL L (SIMON RATE FROM OBSERVATION) + TABLE, P. 207, WATER MEASUREMENT MANUAL
V = $4.5 \text{ AF} (74 \text{ acres}) = 333.0 \text{ AF/Ann.}$
V = $.75 \text{ cfs} (1.98) (24 \text{ sec. (1/4")}) = 363.8 \text{ AF/Ann.}$

SYSTEM DESCRIPTION:

7/4 hp PUMP + MOTOR 12" X 100' WHEEL. OPEN DISCHARGE INTO CEMENT
DITCH. CIPOLLETTI WEIR WITH CRIST LENGTH 1.33' - OBSERVED
HEAD .24'.

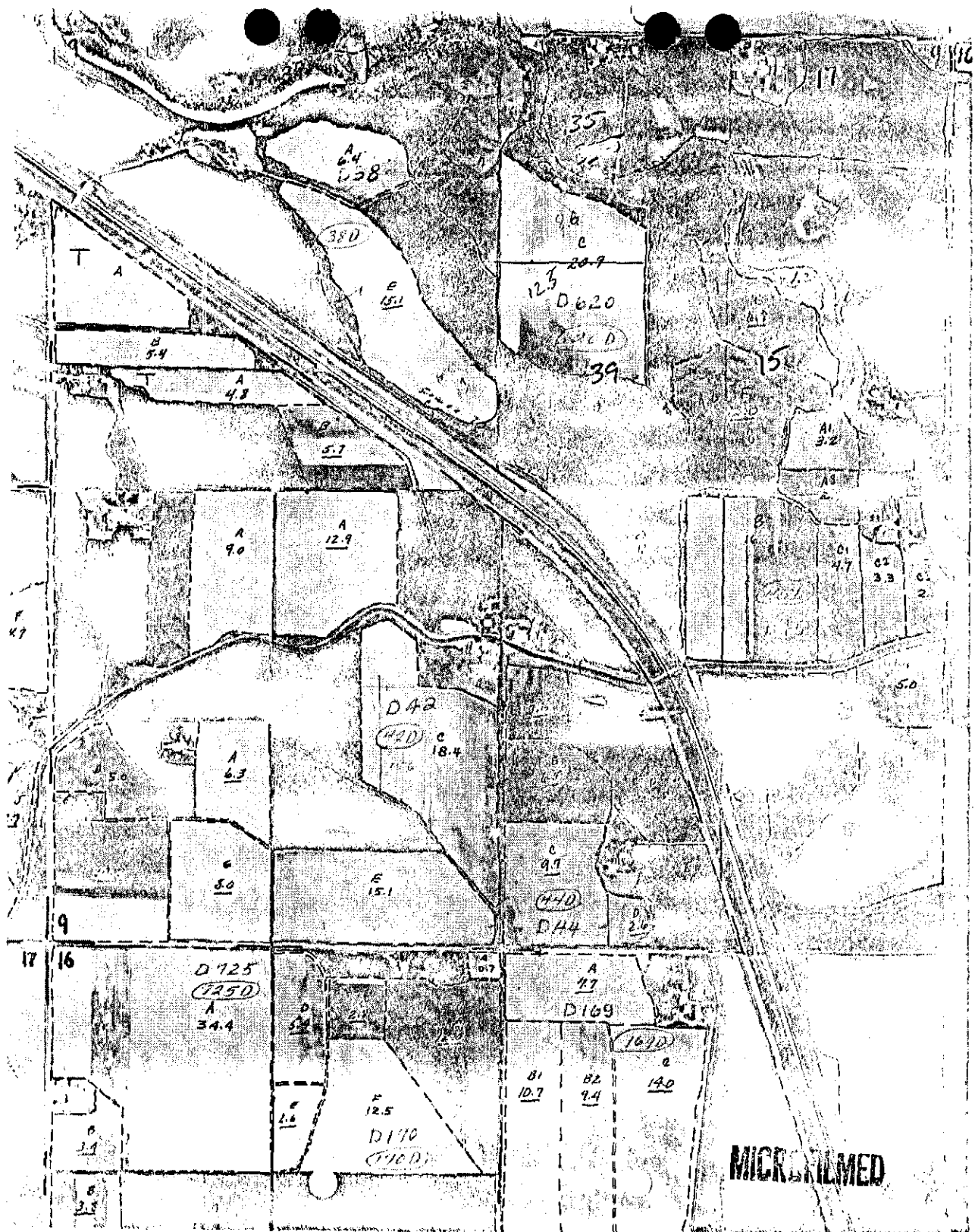
REMARKS:

THIS P.D. AND OTHER LANDS COVERED BY 63-8557.

Examiner's Signature Charles P. Ryan Jr. Date 7/13/79

Checked by Date 2 Aug 79

Approved by Date



MICROFILMED

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: 63-08630

Date: 2-8-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	2N	1W	9	1	19	38	8										8			74
GIS				1	18	40	24										12			95
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Total Claimed Acres: 74

Total GIS Acres: 95

Overlapping POU Claim #'s:

63-8551a + b

COMMENTS:

Idaho Department of Water Resources

Claim Number: 63-08630

Legal: T02N, R1W, S9

Reviewed By:

⊙ Point of Diversion

☐

Place of Use

☐

Section Lines

☐

Quarter Quarter Lines

1987 Napp Photo



0 0.25 0.5 0.75 Miles

