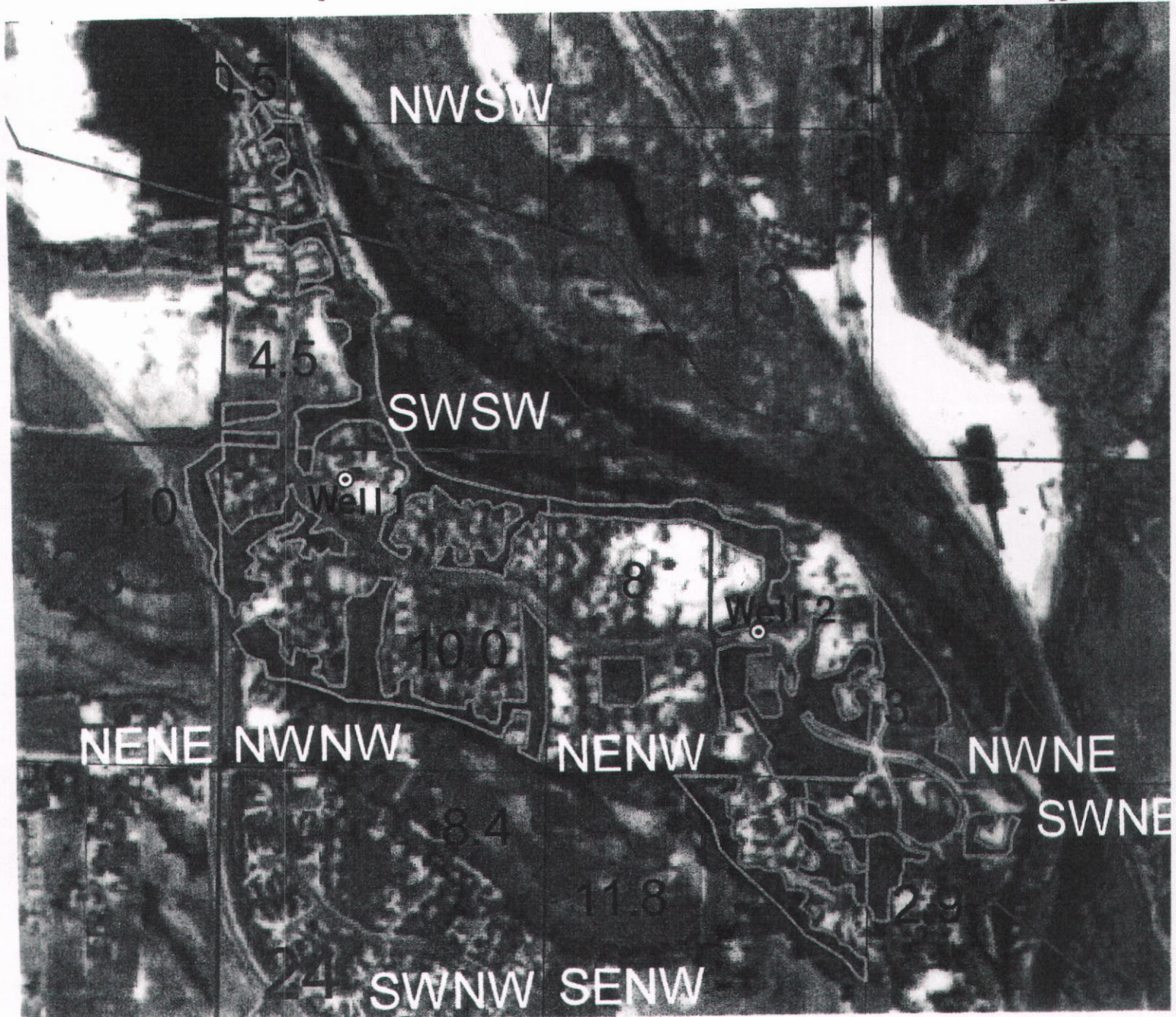


Idaho Department of Water Resources

1987 Napp Photo



0

0.25

0.5 Miles



Point of Diversion



Place of Use



Section Lines



Quarter Quarter Lines

Claim Number: 63-09246

Legal: T03N, R02E, S13, 23, 24

Reviewed By:

Figure 1.

POOR ORIGINAL

River Run

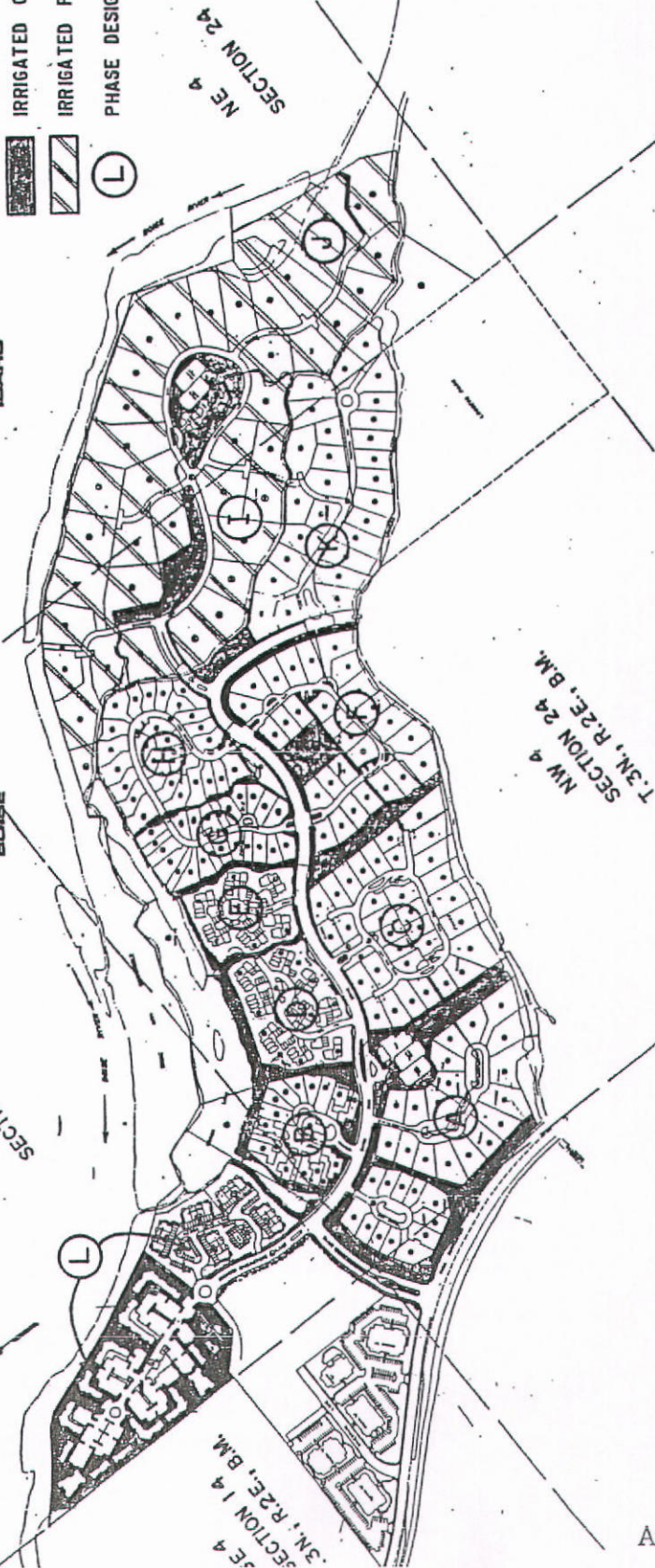
LEGEND
IRRIGATED COMMON AREA
IRRIGATED PRIVATE AREA
PHASE DESIGNATION



SECTION 13
SW 4

BOISE

IDAHO



RIVER RUN
DEVELOPMENT COMPANY

RIVER RUN SUBDIVISION

MAP OF IRRIGATED AREAS

DWG. 89-690.008

RIVER RUN IRRIGATION ACREAGE BY PHASE

PHASE	ACREAGE
1	2.78
1-B	.77
2	1.40
2-A	1.03
2-B	.44
3-A	2.42
3-B	.48
3-C	.57
4	14.23*
4-A	3.33*
5	.42
6	4.59

TOTAL IRRIGATION AREA: 32.46

NOTE: AREAS SHOWN ABOVE INCLUDE IRRIGATED PORTIONS OF PARKCENTER BOULEVARD AND RIVER RUN DRIVE.

*ADWA CALCULATION MADE ASSUMING 20,000 SF/LOT.

MICROFILMED

JUL 25 1994

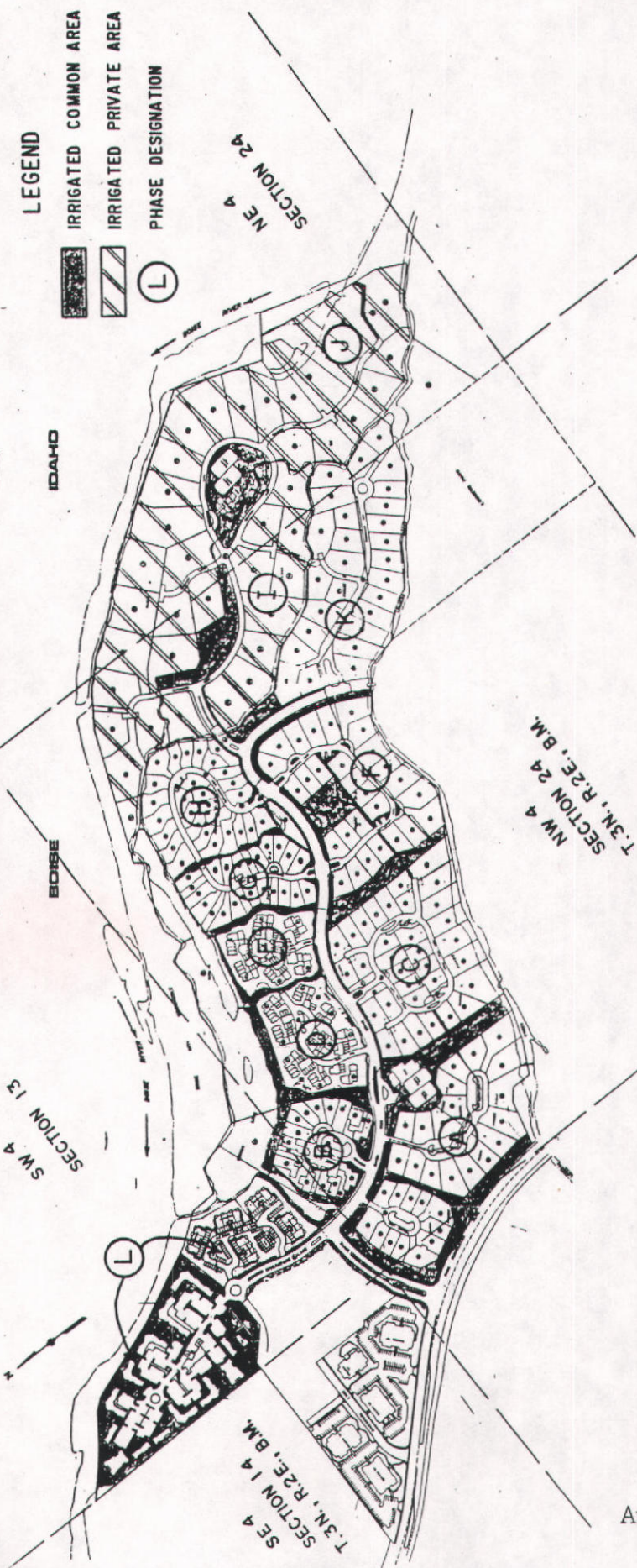
Attachment A

EXHIBIT A.

POOR ORIGINAL

River Run

LEGEND
IRRIGATED COMMON AREA
IRRIGATED PRIVATE AREA
PHASE DESIGNATION



RIVER RUN SUBDIVISION
MAP OF IRRIGATED AREAS
DWG. 89-690.008

RIVER RUN IRRIGATION ACREAGE BY PHASE

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1	2.78
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4	14.23*
4-A	3.33*
5	.42
6	4.59

TOTAL IRRIGATION AREA: 32.46

NOTE: AREAS SHOWN ABOVE INCLUDE IRRIGATED PORTIONS OF PARKCENTER BOULEVARD AND RIVER RUN DRIVE.

*AREA CALCULATION MADE ASSUMING 20,000 SF/LOT.

MICROFILMED
JUL 25 1994

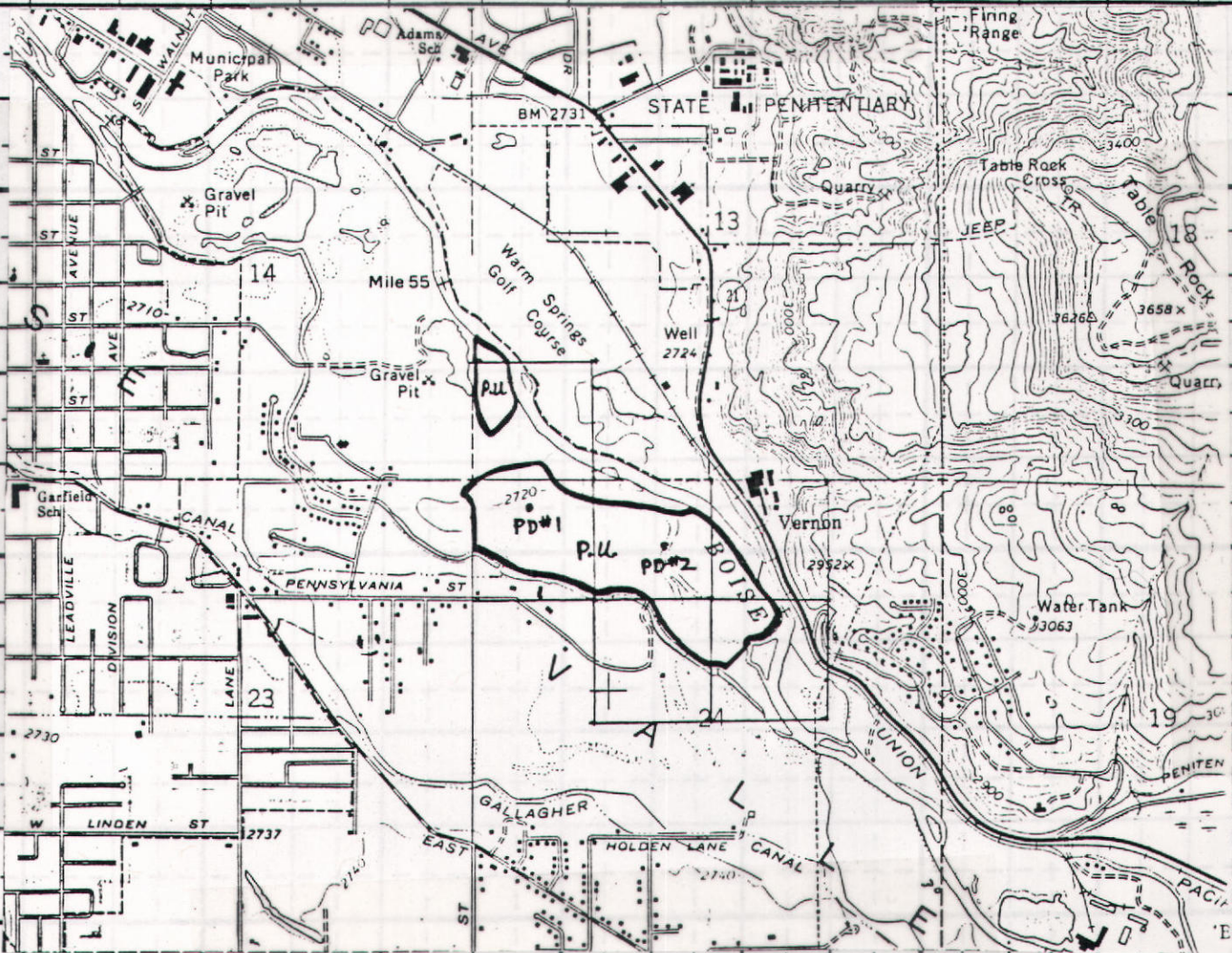
Attachment A

POC ORIGINAL

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

Scale: 2 inches equals 1 mile 1 inch equals 2,000 feet

T.3N., R.2E



SEE ALSO
ATTACHMENT A

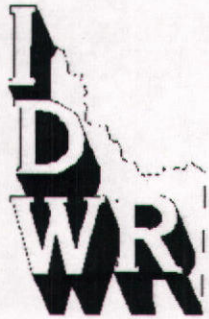
MICROFILMED

JUL 25 1994

Last Name O'Neill

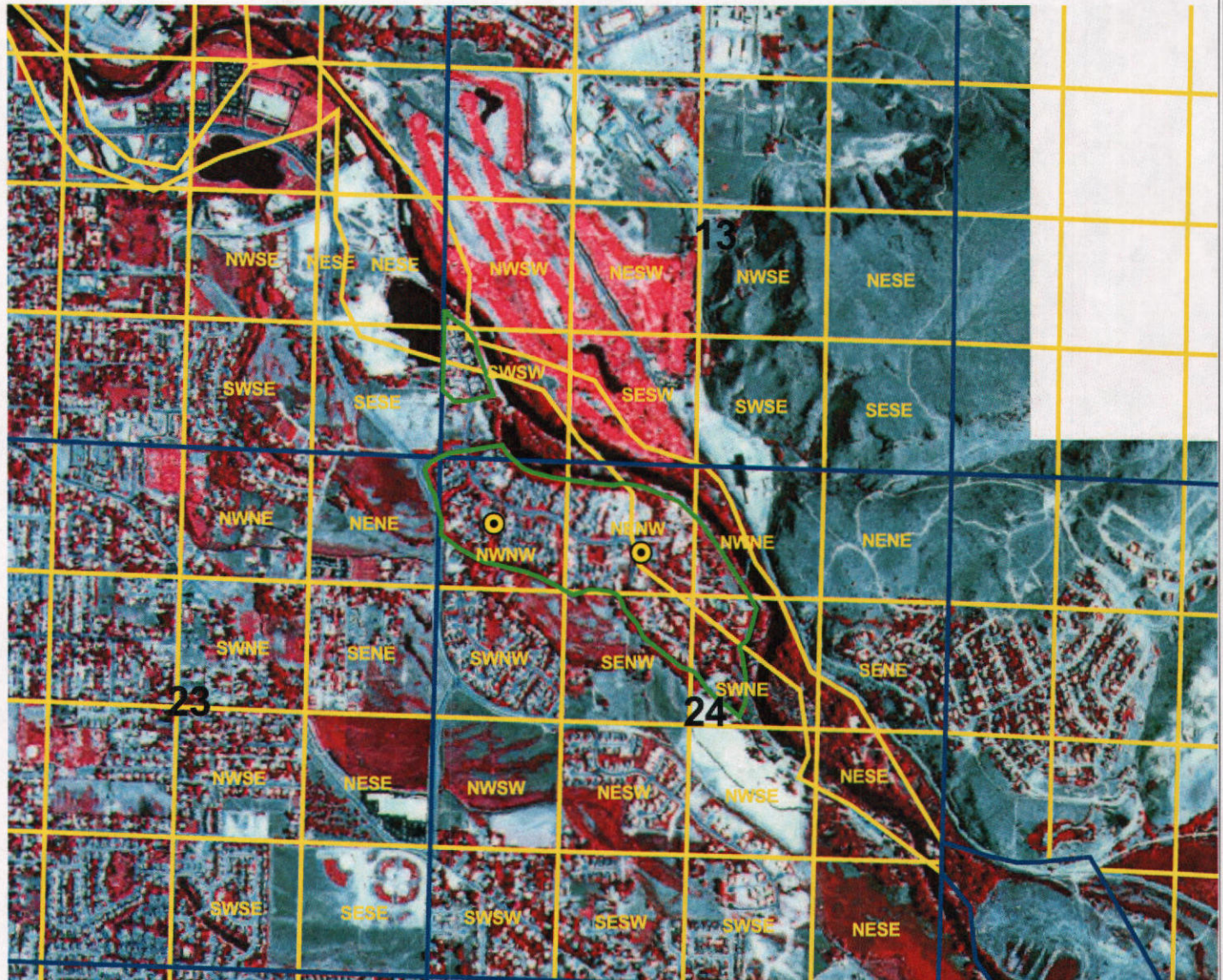
Ident No. 63-9246

Copies: White-State, Yellow-Caimant



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R2E SECTIONS 13, 23 and 24
Water Right (s): 63-63-9246



1320 0 1320 2640 3960 Feet

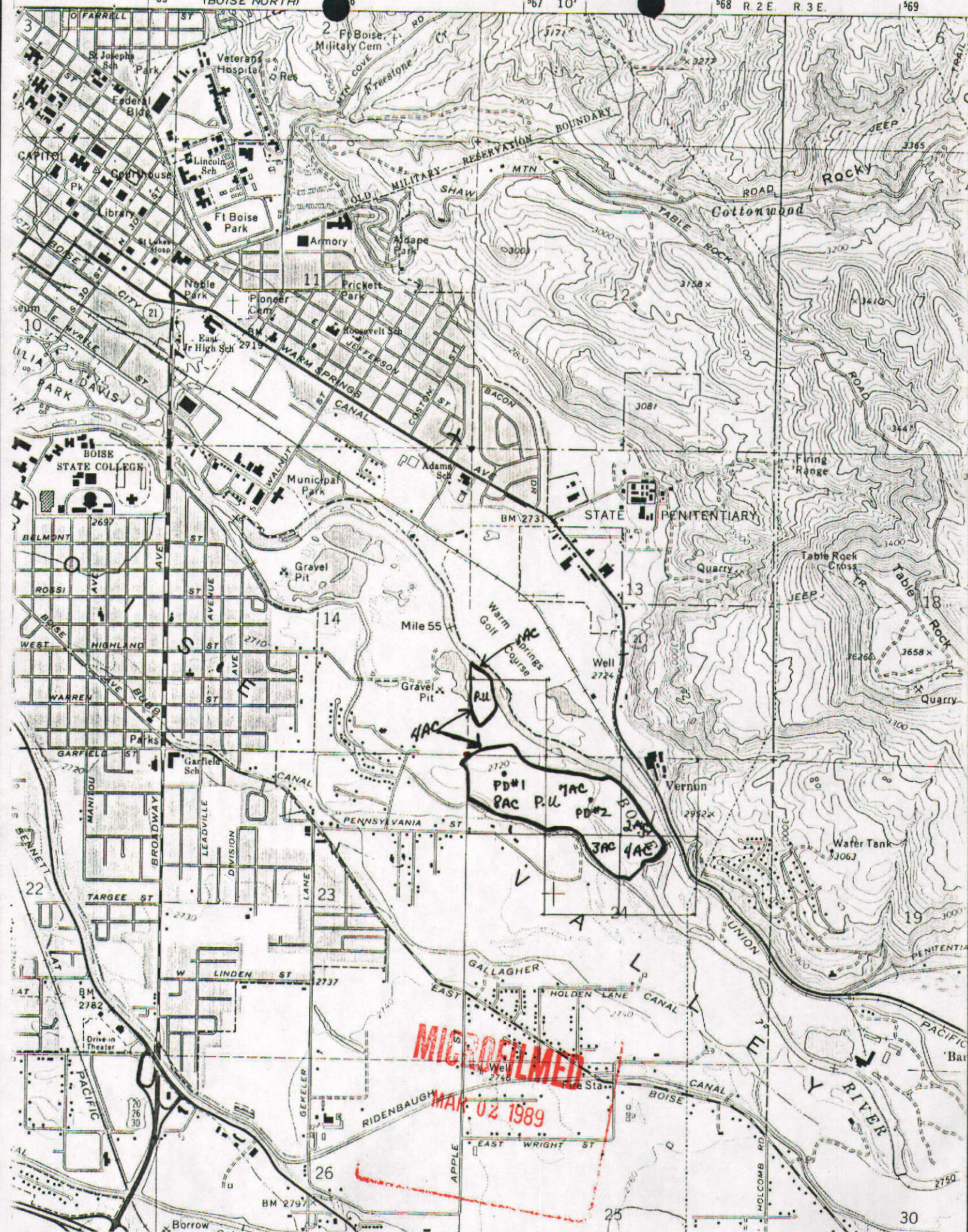
TOTAL IRRIGATED ACRES = 30

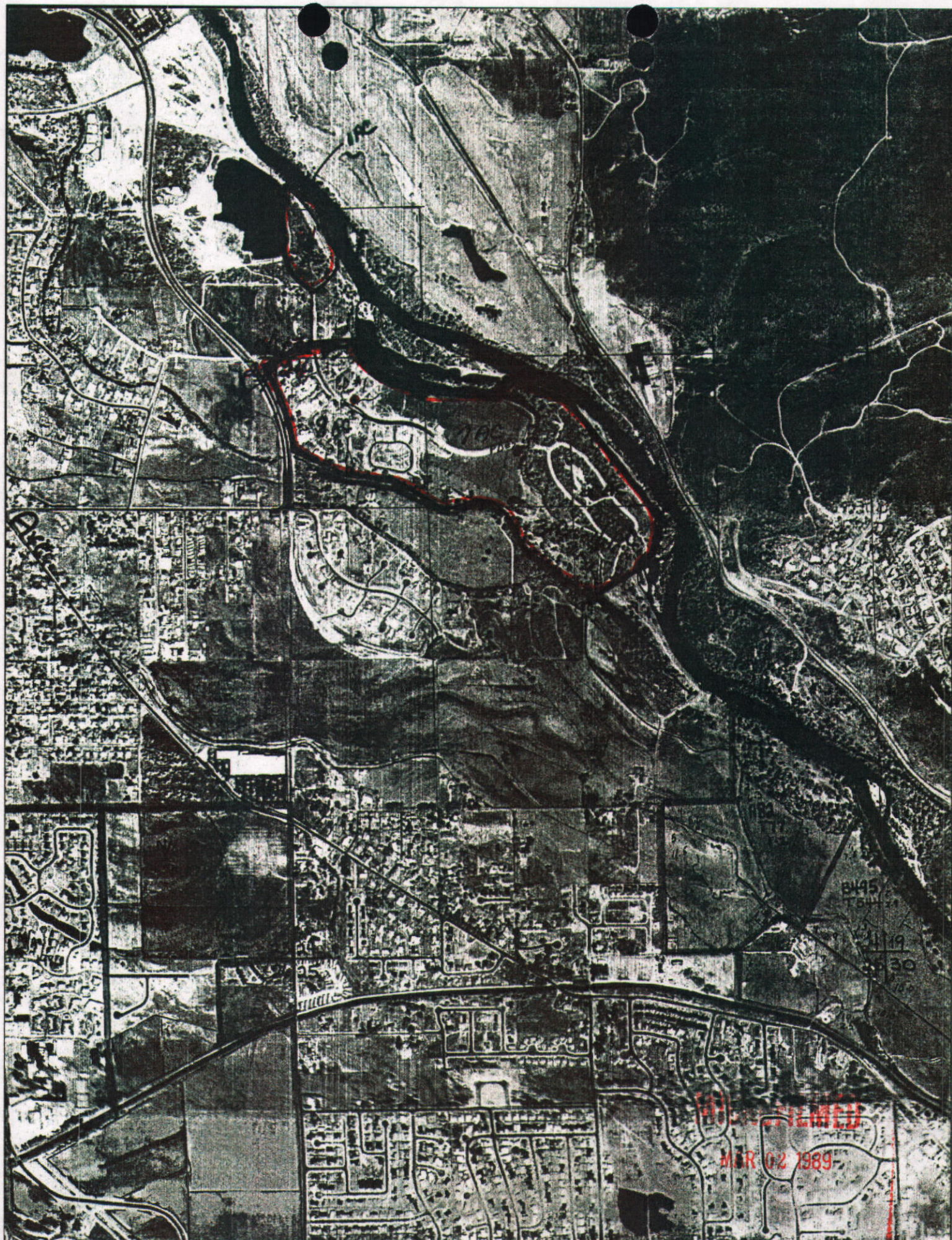


-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

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

2771 II NW (BOISE NORTH) 565 567 10' 568 R 2 E R 3 E 569

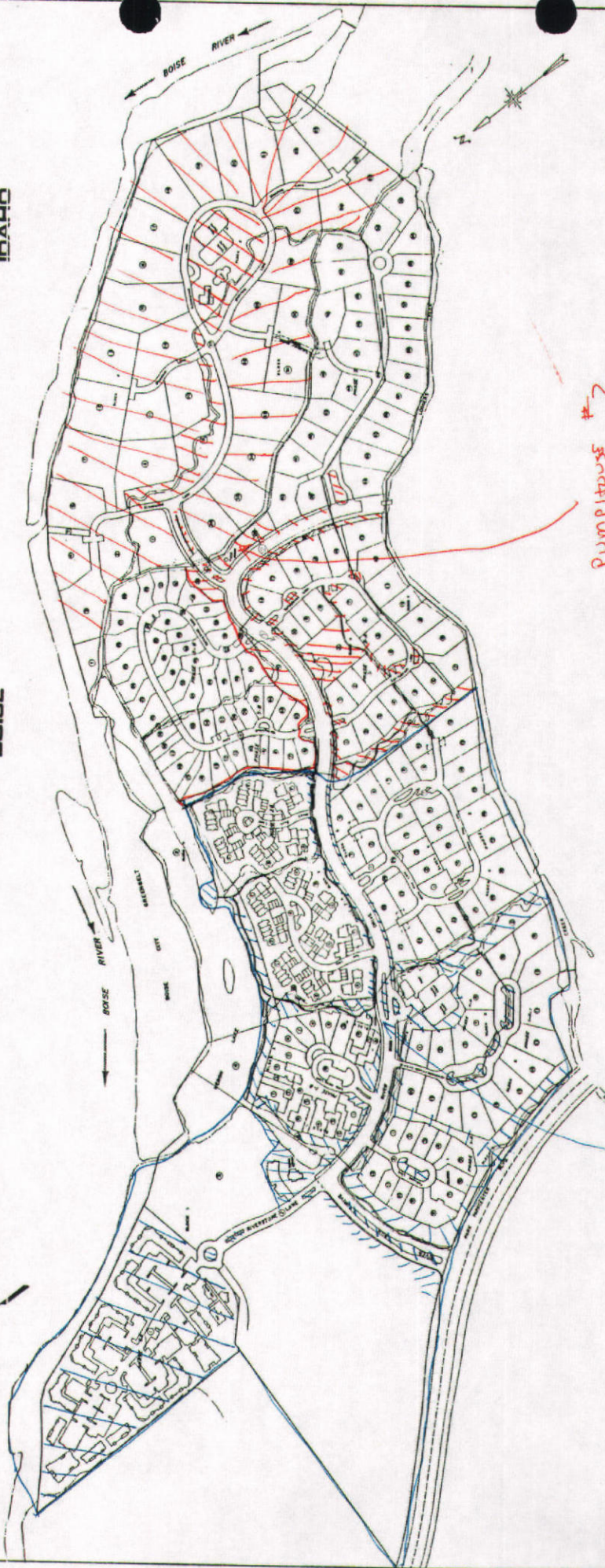




River Run

BOISE

IDAHO



PUMP HOUSE #2
 IRRIGATES RED HATCH, INCLUDING
 ISLAND LOTS (EXCLUDING STRIPS,
 WALKS & GREENS)

PUMP HOUSE #1
 IRRIGATES THE HATCHED (BLUE)
 AREAS (EXCLUDING STRIPS, WALKS
 & GREENS)



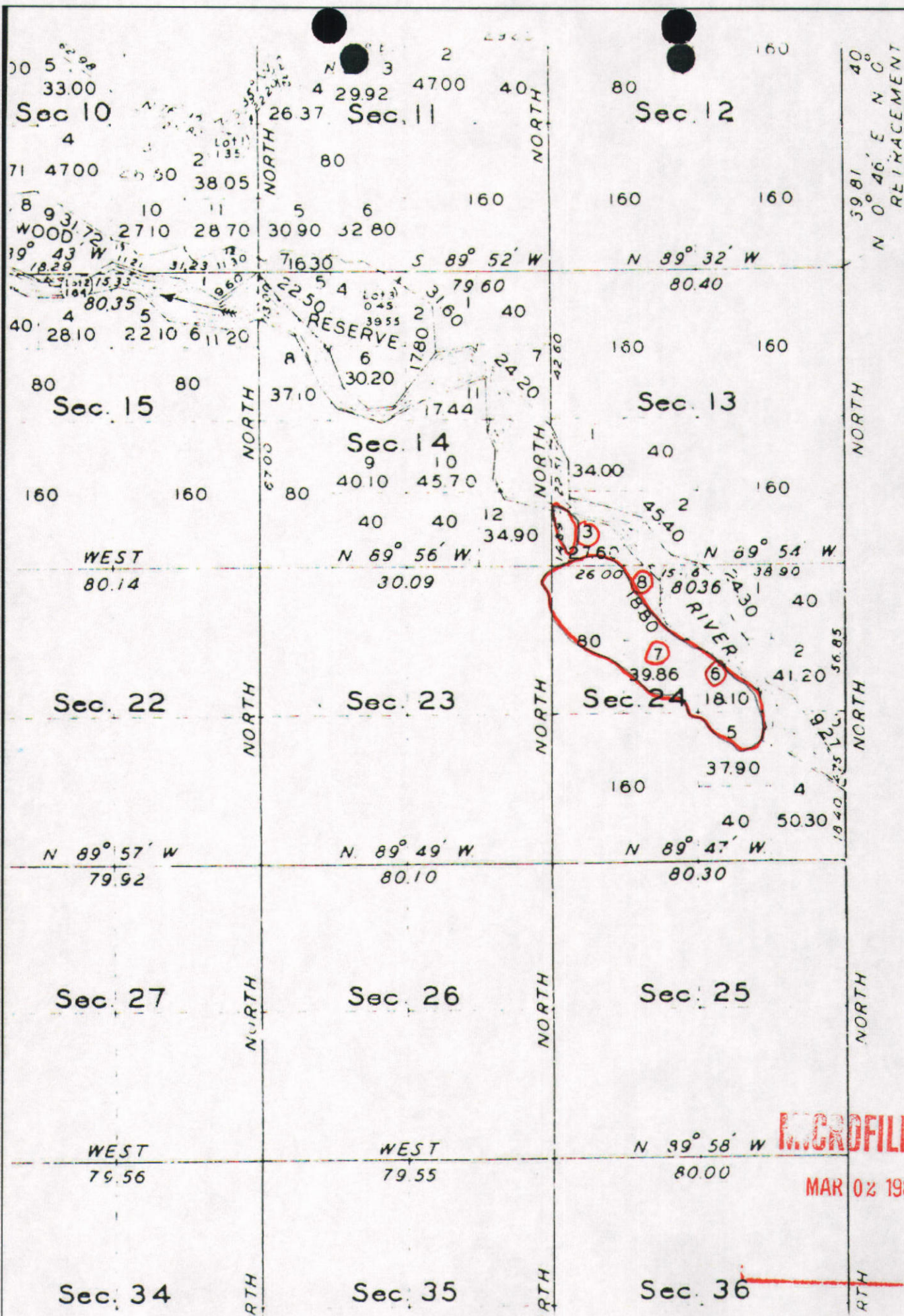
RIVER RUN
 DEVELOPMENT COMPANY

MASTER MAP

CTM

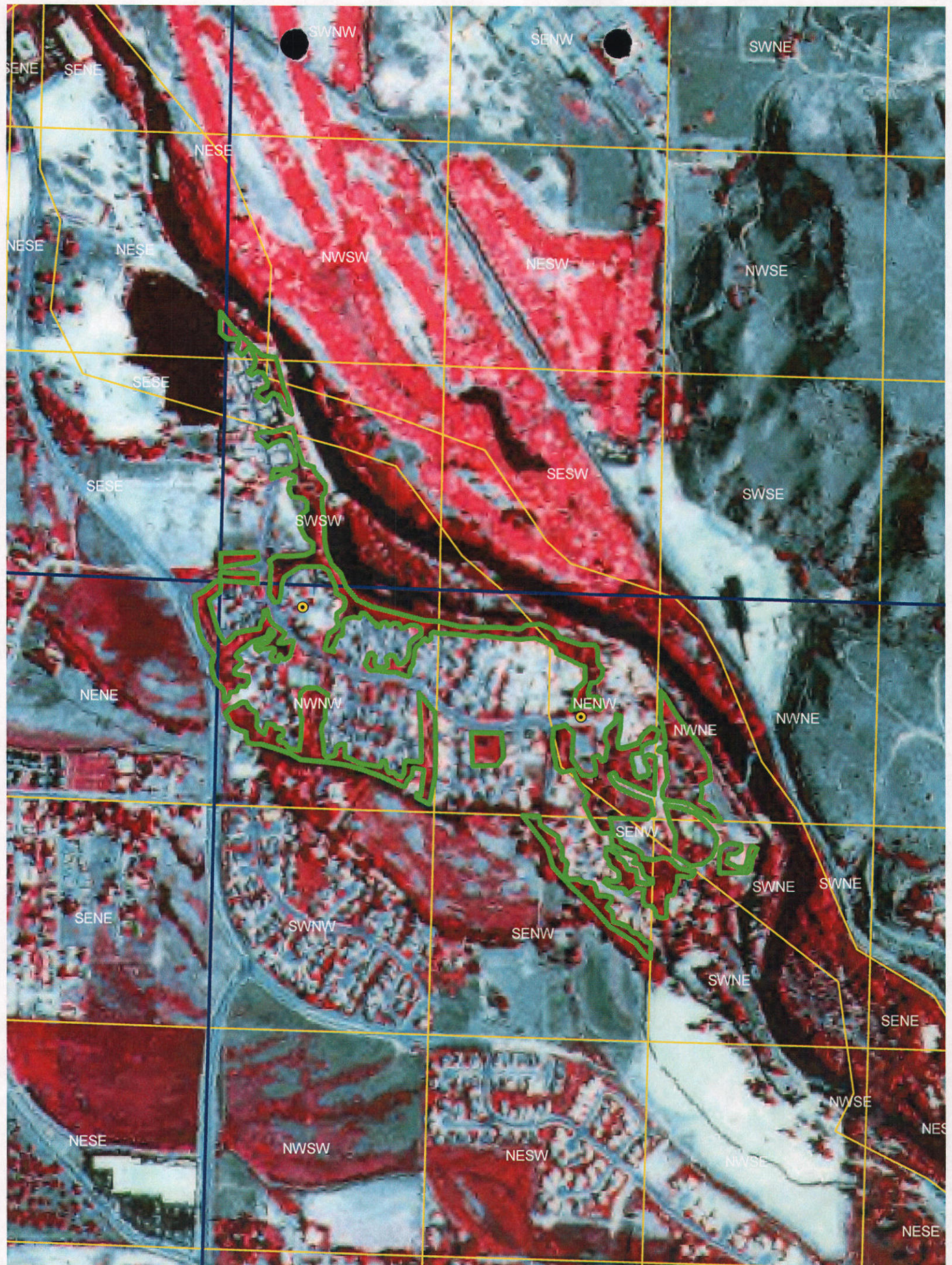
Aug. 10, 1988 1:00 PM
 Scale: 1" = 100'

Drawn by Steve Sweet



MICROFILMED

MAR 02 1989



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 63-9246
Date Received: 9/8/1989
Receipt No: C011463
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RIVER RUN HOMEOWNERS ASSOCIATION Phone: (208)426-8576
975 RIVER RUN DRIVE
BOISE ID USA 83706-6514

2. Date of Priority: 03/02/1980

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
03N	02E	24	NW	NW		ADA	
03N	02E	24	NE	NW		ADA	

5. Description of diverting works:

2 WELLS, PUMPS, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.6	135

7. Total Quantity Appropriated is:
0.6 C.F.S. and/or 135 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	02E	13	NW	SW	IRRIGATION	1
			SW	SW	IRRIGATION	4
			Section Acres			
03N	02E	23	NE	NE	IRRIGATION	1
					Section Acres	
03N	02E	24	NW	NE	IRRIGATION	2
					SW	NE
			NE	NW	IRRIGATION	8
					NW	NW
			SE	NW	IRRIGATION	3.5
			Section Acres			
Total Acres				32.5		

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

THE CLAIMANT OWNS LANDS WITHIN THE RIVER RUN SUBDIVISION THAT ARE BENEFITTED BY THIS RIGHT. IN ADDITION, CLAIMANT HOLDS THIS RIGHT FOR THE BENEFIT OF THE LANDS WITHIN THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS PURSUANT TO UNDERSTANDINGS WITH THE HOMEOWNER'S ASSOCIATIONS IN THESE SUBDIVISIONS.

15. Basis of Claim: License

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

RECEIVED

JUL 14 2003

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
63-9246					

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. N/A
- 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)** Peter S. O'Neill
671 E. River Park Lane, Boise, ID 83706
4. **New Owner/claimant(s)** River Run Homeowner's Association
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address** 975 River Run Drive
- City, State and Zip Code** Boise, Idaho 83706-6514
- New Telephone Number** (208) 426-8576
5. **Date you acquired the property** April 29, 1995

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) _____

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 <u>7-14-03</u>	Fee <u>0</u>
Receipted by _____	Date _____	Receipt No. _____
Processed by _____ AJ	Date _____	WR _____ Date _____

QUITCLAIM DEED

Effective Date

_____, 2003

GRANTOR

GRANTEE

Peter S. O'Neill
817 East Park Center Boulevard
Boise, Idaho 83706

River Run Homeowners Association, Inc.
an Idaho Corporation
975 River Run Drive
Boise, Idaho 83706

FOR VALUE RECEIVED, PETER S. O'NEILL, Grantor, does hereby grant, bargain, sell assign, transfer and convey unto the River Run Homeowners Association, Inc., Grantee, any right, title or interest which Grantor may presently hold or may hereafter acquire in that water right described in the Notice of Claim to Water Right and Water Right License attached hereto as Exhibit A and incorporated herein.

TOGETHER with all tenements, hereditaments, rights and privileges appurtenant or to become appurtenant to the above-described water right, including any and all improvements, diverting works, wells, pumps, pipelines, ditch rights, easements, rights-of-way, utilities and any other improvements associated therewith and all personal property, if any, associated therewith, including, without limitation, all reports, studies, surveys, drawings, plans, and all other documents and information and other tangible and intangible personal property pertaining to the above-described water right and all water company stock, licenses, franchises, variances, permits, and approvals.

TO HAVE AND TO HOLD said water right and appurtenances unto the Grantee and the Grantee's successors and assigns forever.

DATED this 27 day of May, 2003.

Peter S. O'Neill
PETER S. O'NEILL

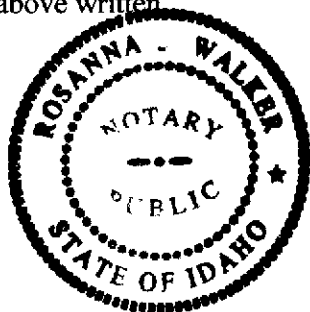
STATE OF IDAHO)

) ss.

County of Ada)

On the 27th day of May, 2003; before me, the undersigned, a Notary Public in and for the State of Idaho, personally appeared PETER S. O'NEILL, known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

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



(Seal)

Rosanna C. Walker
Notary Public for Idaho

Residing at Boise

My commission expires: 6-14-2005

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: A63-09246
Date Received: 9/ 8/1989
Receipt No: C011463
Received By: DE JON

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PETER S O'NEILL
Address: 671 E RIVER PARK LANE
SUITE 200
BOISE ID 83706
2. Date of Priority: MAR 2, 1980
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	02E	24		NE	NW		ADA
				NW	NW		ADA
5. Description of diverting works:
2 WELLS, PUMPS, PIPELINE
6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		135.00
7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) 135.00 A.F.A.
8. Total consumptive use is 81.0 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	02E	13	NW	SW		IRR	1.0
			SW	SW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	5.0
		23	NE	NE	IRR	1.0
					Section Acres	1.0
		24	NW	NE	IRR	2.0
			SW	NE	IRR	4.0
			NE	NW	IRR	8.0
			NW	NW	IRR	9.0
			SE	NW	IRR	3.5
					Section Acres	26.5
					Total Acres	32.5

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-00242, 63-00243, 63-00283, 63-00284, 63-02392

14. Remarks:

THE CLAIMANT OWNS LANDS WITHIN THE RIVER RUN SUBDIVISION THAT ARE BENEFITTED BY THIS RIGHT. IN ADDITION, CLAIMANT HOLDS THIS RIGHT FOR THE BENEFIT OF THE LANDS WITHIN THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS PURSUANT TO UNDERSTANDINGS WITH THE HOMEOWNER'S ASSOCIATIONS IN THESE SUBDIVISIONS.

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 _____

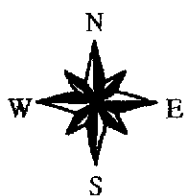
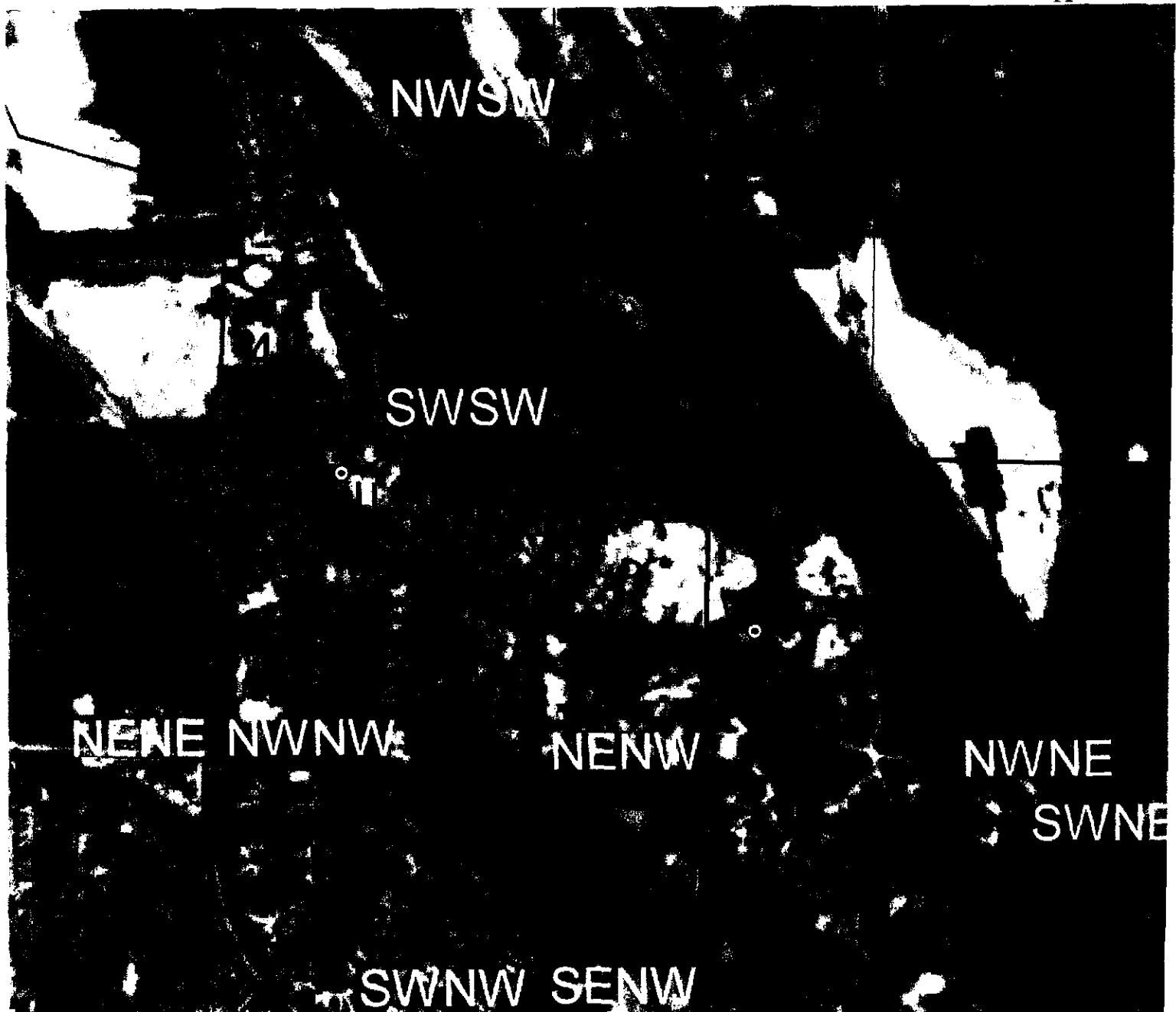
Notary Public

Seal

Residing at _____
My Commission Expires _____

Idaho Department of Water Resources

1987 Napp Photo



0 0.25 0.5 Miles

Claim Number: 63-09246
Legal: T03N, R02E, S13, 23, 24
Reviewed By:

⊙ Point of Diversion

□ Place of Use

□ Section Lines

□ Quarter Quarter Lines

Figure 1.

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

63-9246

Date Received

Receipt Number

CO11463 & CO11464

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 08 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Peter S. O'Neill Phone (208) 344-2299Mailing Address 671 E. River Park Lane, Suite 200 Zip 837062. Date of Priority (Only one (1) per claim) March 2, 19803. Source of water supply (a) groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3N Range 2E Section 24,
_____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of AdaAdditional points of diversion if any: NE 1/4 of the NW 1/4 of Section 24, B.M.b. If instream flow, beginning point of claimed instream flow is: N/A

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. The system has two shallow wells each consist-
ing of 56" diameter corrugated pipes set vertically. Well #1 has four centrifugal pumps.
A 2 H.P. pump and a 10 H.P. pump supply irrigation water to the common areas of the apartment
complex. Two 10 H.P. pumps supply water to the western portion of the residential develop-
ment. Well #2 has two 7-1/2 H.P. centrifugal pumps that supply irrigation water to the
eastern portion of the residential development. The system has a diversion capacity of
2.310 cfs of water from a groundwater source (although the average rate of diversion is
restricted as specified in the license.)

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

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

For irrigation purposes from 3/15 to 11/15 amount 60 or 135

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 60 (cfs) and/or (b) 135 (acre feet)

8. Total consumptive use claimed is 81 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	2E	13										1	4						5
3N	2E	23	1																1
3N	2E	24		2	4		8	9		3.5									26.5

Total number of acres irrigated Approx. 32.4 acres (See attachment A with map)

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-00242, 63-00243, 63-00283, 63-00284, 63-02392 or None ()

14. Remarks:
The claimant owns lands within the River Run Subdivision that are benefited by this right. In addition, claimant holds this right for the benefit of the lands within the River Run and Spring Meadow Subdivisions pursuant to understandings with the Homeowners' Associations in these subdivisions.

MICROFILMED

Last Name O'Neill Ident No. 63-9246

Copies: White State, Yellow Claimant JUL 25 1984

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

Decree _____

If applicable provide IDWR Water Right Number 63-9246

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

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

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

Number of attachments 1

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

Signature of Claimant (s) Peter S. O'Neill Date _____

Peter S. O'Neill

Date _____

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

of River Run Homeowners Association (RRHOA) , that I have signed the foregoing Organization _____

document in the space below as President Title _____ of RRHOA Organization _____

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

Signature of Authorized Agent Russell L. Grimes

Title and Organization President, RRHOA Date _____

State of Idaho/or _____)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 8th day of September 19 89

SEAL

Notary Public Daniel C. Kelly

Residing at Douse

My Commission Expires 5/3/91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

MICROFILMED

Last Name O'Neill Ident. Number 63-9246

Copies White State Yellow Claimant

POOR ORIGINAL

LEGEND

- IRRIGATED COMMON AREA
- IRRIGATED PRIVATE AREA
- PHASE DESIGNATION



IDAHO

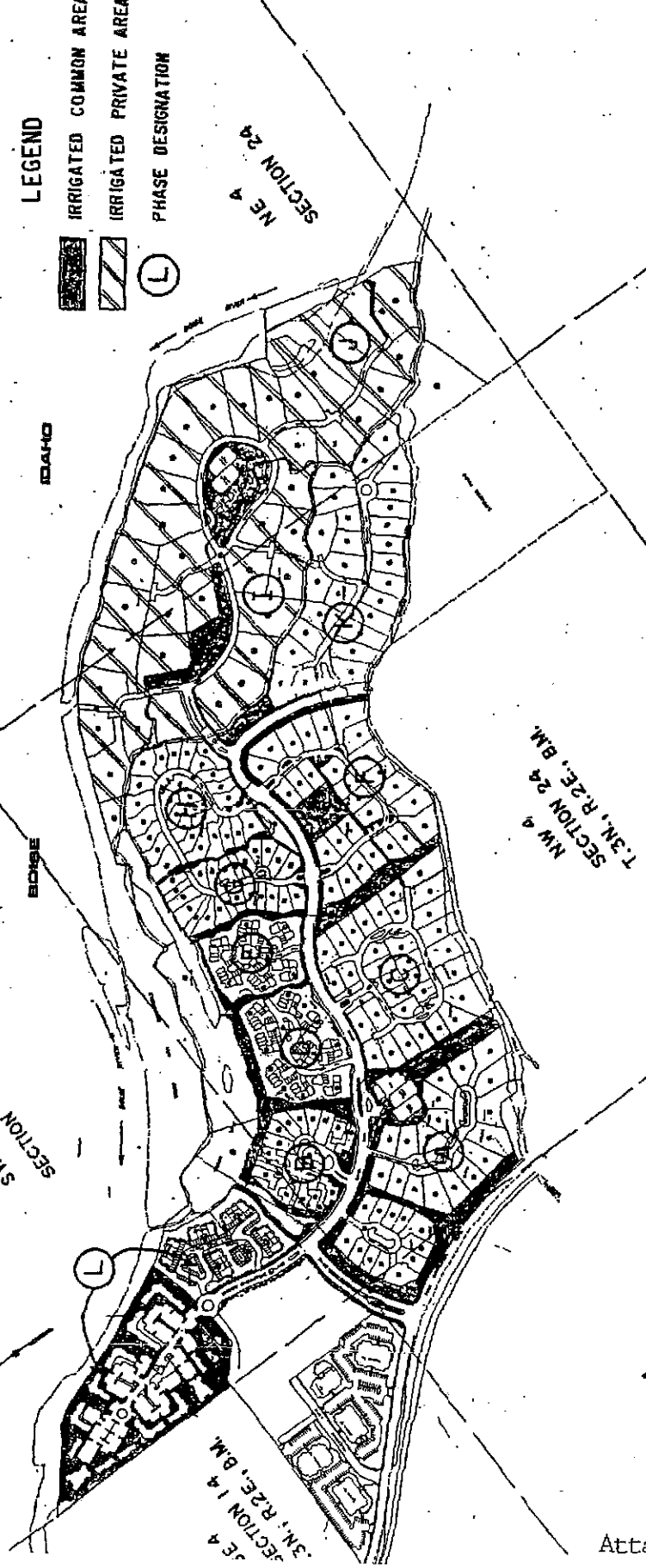
BOISE

SECTION 13
SW 4

SECTION 14
NW 4
T.3N., R.2E., B.M.

SECTION 24
NW 4
T.3N., R.2E., B.M.

SECTION 24
NE 4



RIVER RUN IRRIGATION ACREAGE BY PHASE

PHASE	ACREAGE
1	2.78
1-B	.77
2	1.40
2-A	1.03
2-B	.48
3-A	2.42
3-B	.48
3-C	.57
4	14.23*
4-A	3.33*
5	.42
6	4.59

TOTAL IRRIGATION AREA: 32.46

NOTE: AREAS SHOWN ABOVE INCLUDE IRRIGATED PORTIONS OF PARKCENTER BOULEVARD AND RIVER RUN DRIVE.

*AREA CALCULATION MADE ASSUMING 20,000 SF/LOT.

RIVER RUN SUBDIVISION
MAP OF IRRIGATED AREAS

DWG. 89-690.008

RIVER RUN
DEVELOPMENT COMPANY

MICROFILMED

JUL 25 1994

Attachment A

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: A63-09246
Date Received: 9/ 8/1989
Receipt No: C011463
Received By: DE JON

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PETER S O'NEILL
Address: 671 E RIVER PARK LANE
SUITE 200
BOISE ID 83706

2. Date of Priority: MAR 2, 1980

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	24		NE	NW		ADA
				NW	NW		ADA

5. Description of diverting works:
2 WELLS, PUMPS, PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.600		135.00

7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) 135.00 A.F.A.

8. Total consumptive use is 81.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	13	NW	SW		IRR	1.0
			SW	SW		IRR	4.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
						Section Acres	5.0
		23	NE	NE		IRR	1.0
						Section Acres	1.0
		24	NW	NE		IRR	2.0
			SW	NE		IRR	4.0
			NE	NW		IRR	8.0
			NW	NW		IRR	9.0
			SE	NW		IRR	3.5
						Section Acres	26.5
						Total Acres	32.5

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

63-00242, 63-00243, 63-00283, 63-00284, 63-02392

14. Remarks:

THE CLAIMANT OWNS LANDS WITHIN THE RIVER RUN SUBDIVISION THAT ARE BENEFITTED BY THIS RIGHT. IN ADDITION, CLAIMANT HOLDS THIS RIGHT FOR THE BENEFIT OF THE LANDS WITHIN THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS PURSUANT TO UNDERSTANDINGS WITH THE HOMEOWNER'S ASSOCIATIONS IN THESE SUBDIVISIONS.

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: _____

MICROFILMED

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

Ident. Number

63-9246

Date Received

Receipt Number

CO11463 + CO11464

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 08 1989

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Peter S. O'Neill Phone (208) 344-2299
Mailing Address 671 E. River Park Lane, Suite 200 Zip 83706

2. Date of Priority (Only one (1) per claim) March 2, 1980

3. Source of water supply (a) groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3N Range 2E Section 24,
_____ 1/4 of NW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: NE 1/4 of the NW 1/4 of Section 24, B.M.

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. The system has two shallow wells each consist-
ing of 56" diameter corrugated pipes set vertically. Well #1 has four centrifugal pumps.
A 2 H.P. pump and a 10 H.P. pump supply irrigation water to the common areas of the apartment
complex. Two 10 H.P. pumps supply water to the western portion of the residential develop-
ment. Well #2 has two 7-1/2 H.P. centrifugal pumps that supply irrigation water to the
eastern portion of the residential development. The system has a diversion capacity of
2.310 cfs of water from a groundwater source (although the average rate of diversion is
restricted as specified in the license.)

MICROFILMED

JUL 25 1994

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 60 or 135

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 60 (cfs) and/or (b) 135 (acre feet)

8. Total consumptive use claimed is 81 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	2E	13										1	4						5
3N	2E	23	1																1
3N	2E	24		2	4		8	9		3.5									26.5

Total number of acres irrigated Approx. 32.4 acres (See attachment A with map)

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
63-00242, 63-00243, 63-00283, 63-00284, 63-02392 or None ()

14. Remarks:
The claimant owns lands within the River Run Subdivision that are benefited by this right. In addition, claimant holds this right for the benefit of the lands within the River Run and Spring Meadow Subdivisions pursuant to understandings with the Homeowners' Associations in these subdivisions.

MICROFILMED

Last Name O'Neill Ident No. 63-9246

Copies: White State, Yellow Claimant

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

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

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

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

POOR ORIGINAL

LEGEND

IRRIGATED COMMON AREA

IRRIGATED PRIVATE AREA

PHASE DESIGNATION



River Run

BOULE

ROAD

SECTION 13
SW 4

SECTION 14
T.3N., R.2E., B.M.

SECTION 23
NE 4
T.3N., R.2E., B.M.

SECTION 24
NW 4
T.3N., R.2E., B.M.

SECTION 24
NE 4

RIVER RUN IRRIGATION ACRES BY PHASE

PHASE	ACREAGE
1	2.78
1-B	.77
2	1.40
2-A	1.03
2-B	.44
3-A	2.42
3-B	.48
3-C	.57
4	14.23*
4-A	3.33*
5	.42
6	4.59

TOTAL IRRIGATION AREA: 32.46

NOTE: AREAS SHOWN ABOVE INCLUDE IRRIGATED PORTIONS OF PARKCENTER BOULEVARD AND RIVER RUN DRIVE.

*AREA CALCULATION MADE ASSUMING 20,000 SF/LOT.

RIVER RUN SUBDIVISION

MAP OF IRRIGATED AREAS

DWG. 89-690.008

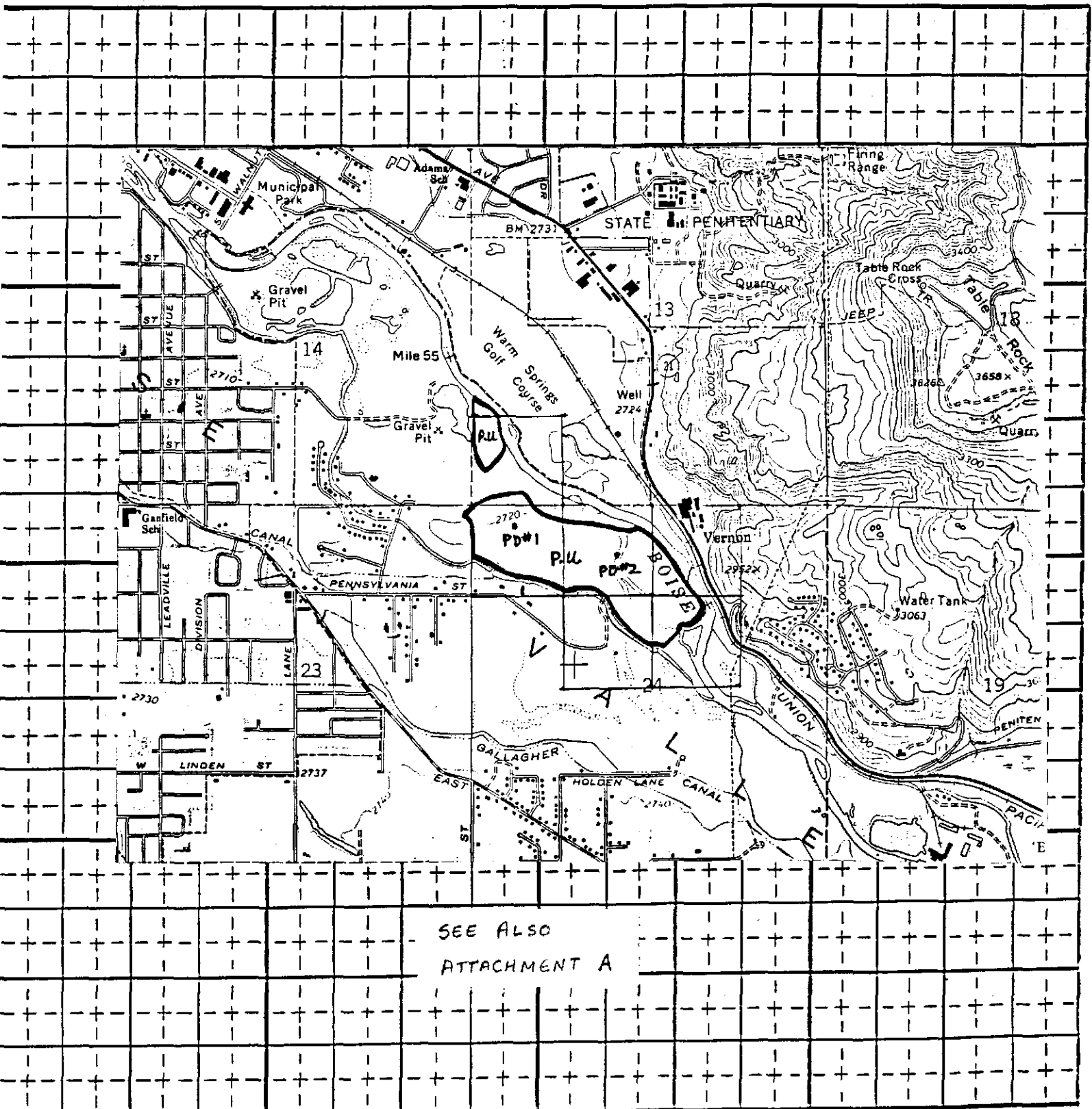
PRIMER FROM
DEVELOPMENT COMPANY

POC ORIGINAL

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

Scale: 2 inches equals 1 mile 1 inch equals 2,000 feet

T.3N., R.2E



MICROFILMED

JUL 25 1994

Last Name O'Neill

Ident No. 63-9246

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 63-9246

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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

Signature of Claimant (s) Peter S. O'Neill Date _____

Peter S. O'Neill

Date _____

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

of River Run Homeowners Association (RRHOA) , that I have signed the foregoing Organization _____

document in the space below as President of RRHOA Title _____ Organization _____

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

Signature of Authorized Agent Russell L. Grover

Title and Organization President, RRHOA Date _____

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

Subscribed and sworn (or affirmed) before me this 8th day of September 19 89

SEAL

Notary Public Daniel C. Kelly

Residing at Dorset

My Commission Expires 5/3/91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

MICROFILMED

Last Name O'Neill Ident. Number 63-9246

COPIES WHEN STATE YELLOW CLAIMANT
JUL 25 1994

Receipt Details for ID C011463

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/8/1989 3:57:13 PM	9/8/1989	State	\$300.00	Check
Payer		RIVER RUN DEVELOPMENT CO.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6464			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$300.00	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	242	B	\$50.00	Claim
63	243	C	\$50.00	Claim
63	283	B	\$50.00	Claim
63	284	B	\$50.00	Claim
63	2392	A	\$50.00	Claim
63	9246		\$50.00	Claim

Print Report

11/15/2005

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

RIGHT NUMBER: 63-9246

NAME AND ADDRESS: RIVER RUN HOMEOWNERS ASSOCIATION
975 RIVER RUN DRIVE
BOISE ID 83706-6514

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS
135.000 AFY

PRIORITY DATE: 03/02/1980

POINT OF DIVERSION:

T03N R02E S24 NENW Within ADA County

T03N R02E S24 NWNW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.600 CFS 135.00 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

T03N R02E S13	NWSW	1.0	T03N R02E S13	SWSW	4.0
T03N R02E S23	NENE	1.0	T03N R02E S24	NWNE	2.0
T03N R02E S24	SWNE	4.0	T03N R02E S24	NENW	7.0
T03N R02E S24	NWNW	8.0	T03N R02E S24	SENW	3.0

30 ACRES TOTAL

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

Use of water under this water right will be regulated by the watermaster of State Water District No. 63.

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.

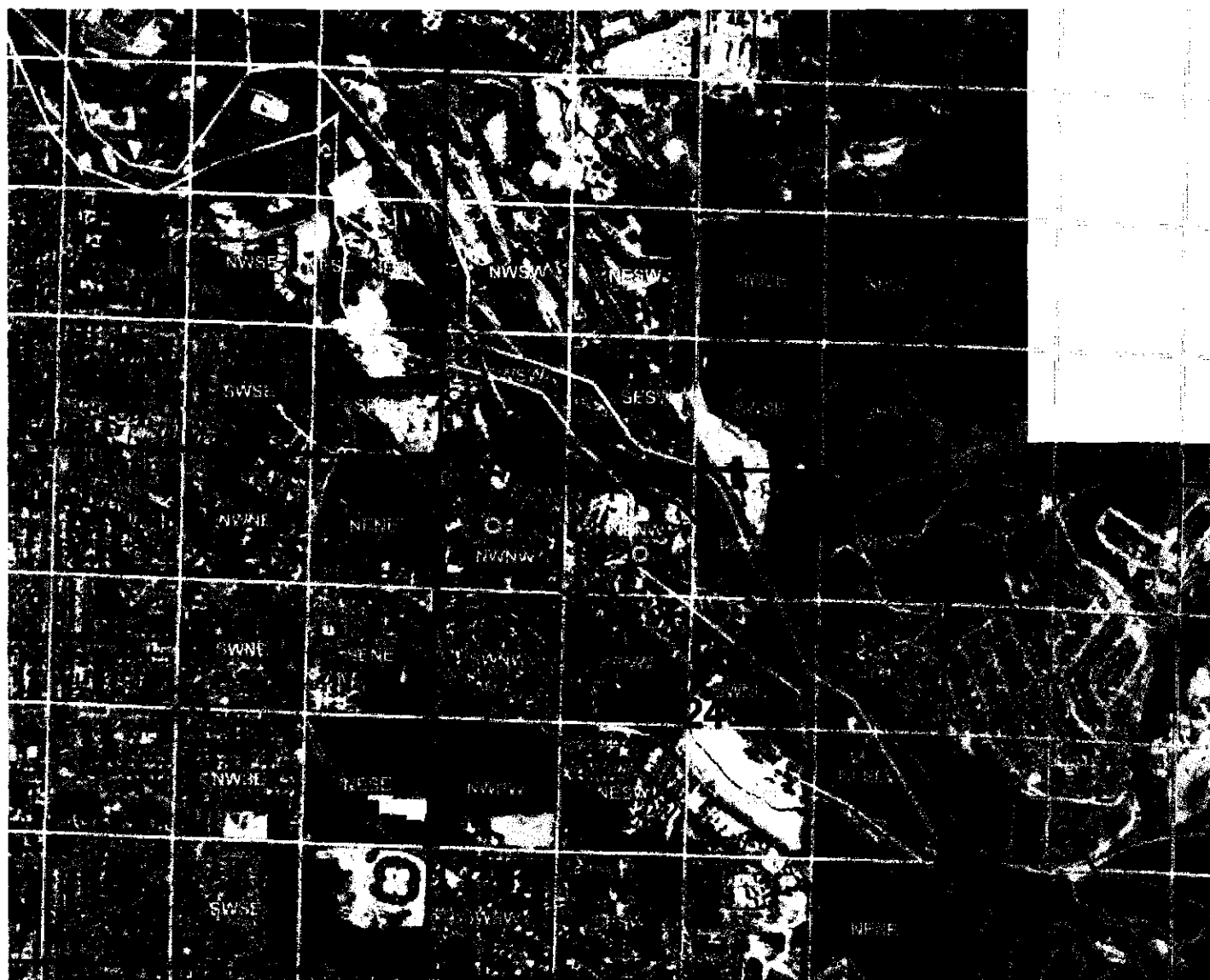
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as River Run Subdivision.



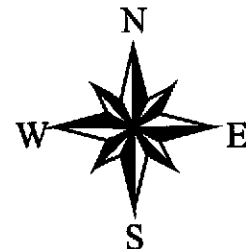
State of Idaho
Idaho Department of Water Resources
Western Region

T3N R2E SECTIONS 13, 23 and 24
Water Right (s): 63-63-9246



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 30



- ⊙ 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



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

VIA FACSIMILE – 2 pages

December 7, 2005

Emily A. Mac Master
Givens Pursley LLP
601 W. Bannock
Boise, ID 83701
Facsimile No. 208.388.1300

RE: Snake River Basin Adjudication (SRBA) Claim No(s): 63-242A, 63-243C,
63-283B, 63-284B, 63-2392A and 63-9246

Dear Ms. Mac Master,

This correspondence is in response to your letter to me dated December 2, 2005, in reference to **SRBA Adjudication: Claims of Peter S. O'Neill**. Specifically, your letter requested an extension of the Notice of Error period set forth in the Preliminary Report and Notice of Error Reply Packet sent to Mr. O'Neill last month for the claims referenced above. Evidently, Mr. O'Neill did not receive Preliminary Director's Reports from IDWR in May of 2005 and received the recent Preliminary Director's Reports late because Idaho Department of Water Resources (IDWR) mailed them to an incorrect address.

Idaho Code 42-1409(6) requires that the IDWR be informed of a change in water right claim ownership or address for precisely these circumstances; if IDWR is not informed of these changes, the claimant may not receive information from IDWR pertinent to his claims to a water right.

I cannot extend the Notice of Error Reply time period to December 16, 2005, as you requested, because the Basin 63 Part 2 Director's Report will be filed with the SRBA Court in the early in that week. Hence, no changes can be made to recommendations after December 9, 2005.

The Notice of Error process is not required by the SRBA Court but is a courtesy to claimants that allows them to correct mistakes such as typographical errors in the elements of the recommendation or changes in ownership/addresses before the recommendations are filed with the Court. The NOE process allows the claimant to avoid filing an objection for these types of changes. Submitting notices of error for the O'Neill claims will not affect my recommendations because the process is not intended to resolve substantive issues. Rather, the objection period to be established by the SRBA Court after the filing of the Director's Report is intended for this purpose and will have to handle the clearly substantive issues here, as is usual.

Emily Mac Master
December 7, 2005
Page 2

To ensure that correspondence from you reaches the right IDWR employees and the correct file, please use IDWR water right, claim or permit numbers in you reference line. Call me at 208.334.2190 if you would like to discuss further.

Sincerely,

A handwritten signature in cursive script, appearing to read "Vicky Music".

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau
IDWR/Western Region

FAX COVER SHEET

DATE: December 2, 2005

PAGES (INCLUDING COVER): 3

ORIGINAL TO FOLLOW: No

RE: Water Rights Claims, Peter S. O'Neill
Client/Matter No.: 6629-8

EMILY A. MAC MASTER
GIVENS PURSLEY LLP

Suite 200, Park Place
277 North Sixth Street
Post Office Box 2720

Boise, Idaho 83701-2720

Telephone: 208-388-1294

Fax: 208-388-1300

Email: emd@givenspursley.com

Website: www.givenspursley.com

TO: Vicky Music
Company: Idaho Department of Water Resources
Fax: 208-334-2348

MESSAGE:

Please see the attached.

If this fax does not transmit fully or is difficult to read, please contact Amanda at (208) 388-1291.

CONFIDENTIALITY NOTICE

This facsimile may contain confidential information that is protected by the attorney-client or work product privilege. It is intended only for the use of the individual(s) named above. If you are not a named recipient or an employee responsible for delivering the facsimile, you are instructed not to deliver, distribute or copy this facsimile, nor should you disclose its contents or take any action in reliance on the information it contains. If you have received this facsimile in error, please notify us immediately by telephone to arrange for the return of the transmitted documents to us. Thank you.

GIVENS PURSLEY LLP

LAW OFFICES

601 W. Bannock Street
PO Box 2720, Boise, Idaho 83701
TELEPHONE: 208 388-1200
FACSIMILE: 208 388-1300
WEBSITE: www.givenspursley.com

Emily A. Mac Master
Direct Dial: (208) 388-1294
E-Mail: emd@givenspursley.com

Gary G. Allen
Kristen A. Atwood
Kelly T. Barbour
Christopher J. Beeson
William C. Cole
Michael C. Creamer
Thomas E. Dvorak
Roy Lewis Eiguren
Timothy P. Fearnside
Jeffrey C. Fereday
Melissa A. Finocchio*
Steven J. Hippler
Karl T. Klein
Debra K. Kristensen
Anne C. Kunkel

Jeremy G. Ladle
Franklin G. Lee
David R. Lombardi
Emily A. MacMaster
John M. Marshall
Kenneth R. McClure
Kelly Greene McConnell
Cynthia A. Melillo
Christopher H. Meyer
L. Edward Miller
Patrick J. Miller
Judson B. Montgomery
Angela K. Nelson
Deborah E. Nelson
W. Hugh O'Riordan, LL.M.

Kenneth L. Pursley
Bradley V. Sneed
H. Barton Thomas, LL.M.
J. Will Varin
Conley E. Ward
Robert B. White

Raymond D. Givens
RETIRED

James A. McClure
RETIRED
Licensed in California

December 2, 2005

Via Facsimile (208-334-2348)

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

Re: SRBA Adjudication: Claims of Peter S. O'Neill
Our File: 6629-8

Dear Vicky:

Thank you very much for your assistance regarding the water rights claims of Peter S. O'Neill within the Snake River Basin Adjudication (SRBA).

As we have discussed, Mr. O'Neill received several preliminary recommendations of the Idaho Department of Water Resources (IDWR) on the eve of the November 18, 2005 date for responding to the IDWR regarding the recommendations. Our understanding is that the preliminary recommendations were mailed to Mr. O'Neill at an old office address that his business has not occupied for more than a decade.

We have been working diligently to review the relevant IDWR files that you have made available to us. As we have discussed, the claims appear to be related to one or more complex transactions involving numerous claims and parties, which took place many years ago. During our review of the IDWR files this past week, we have also learned that additional preliminary recommendations may have been sent in May of 2005 from the IDWR to Mr. O'Neill at this incorrect address, which he never received.

Accordingly, it is necessary for us to request additional time to respond to the IDWR, so that we can review and understand the context of the entire relevant transactions and assess the position of Mr. O'Neill and related parties as to the IDWR preliminary recommendations regarding all of Mr. O'Neill's claims. Our intent is to explore whether any

Vicky Music
December 2, 2005
Page 2

issues can be addressed informally with the IDWR prior to initiating any formal action in the SRBA.

We would appreciate an extension of time until December 16, 2005, given the circumstances here and to avoid the need to file objections. Thank you for your consideration of this request.

Very truly yours,



Emily A. Mac Master

Cc: Mike C. Creamer
Peter S. O'Neill

S:\CLIENTS\662912\1r to V. Music.DOC

Hydro Logic, Inc.

1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, (Fax) 342-3100, hydrologic@qwest.net

3N 2E

July 8, 2003

RECEIVED

JUL 14 2003

WATER RESOURCES
WESTERN REGION

OH
Ms. Denise Hatfield
Idaho Department of Water Resources
Office Specialist 1
Adjudication Section
Western Regional Office

Re: Notices of Change of Water Rights Ownership by River Run Homeowner's
Association for Water Right Nos. 63-9246 and 63-2392-A.

Kimberly Gene

Dear Denise:

Under this cover, please find Change of Water Rights Ownership forms on behalf of the River Run Homeowner's Association. I believe all of the supporting documentation is attached, but if you have any questions, please call me directly at 342-8369. Please notify me that you have received these by returning a receipted copy to me at the above address.

Respectfully,

Ed Squires
Hydro Logic, Inc.

E. Squires

Ownership Change
for review.

3N 2E

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

603-2426
243C
283D
284D
2392A
9246

RECEIVED

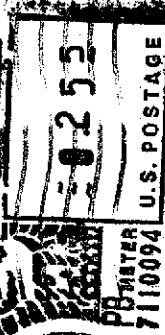
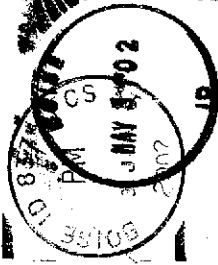
JUN 11 2002

WATER RESOURCES
WESTERN REGION

PETER S O NEILL
671 E RIVER PARK LN
STE 200
BOISE ID 83706

ATTEMPTED
NOT KNOWN

PRESORTED
FIRST CLASS



not at this
address

found

83720-0098

Boise, Idaho 83720-0098

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

In Re Snake River Basin Adjudication Case
No. 39576

) Notice of Filing Director's Report and Supplemental
) Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT. THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PROCEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

63549
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

*Sec'y of States of c
reports - merged out
dissoled 89 & 915
1003-4-96*

*63-19246
09386
09386 A
09386 B*

PO Box

RECEIVED

MAR 05 1996

WATER RESOURCES
WESTERN REGION

RIVER RUN DEVELOPMENT CO
ATTN STEVE SWEET
671 E RIVER PARK LANE
BOISE ID 83706

RECEIVED

APR 21 1996

Department of Water Resources

NOTICE OF FILING DIRECTOR'S REPORT

DIRECTOR'S REPORT

This Director's Report Part II is a report by the Director of the Idaho Department of Water Resources (IDWR). It contains abstracts of claims by the United States and Indian Tribes to "non-consumptive" water rights (such as instream flows) throughout the Snake River Basin. The abstracts summarize the claims without substantively changing the water right as claimed. The Supplemental Director's Report Part II includes abstracts of claims not included in the Director's Report Part II. The supplemental report also includes abstracts of amended claims, which contain changes to claims previously abstracted in the Director's Report Part II.

The Director's Report Part III contains the claims filed for these water rights, and includes both the claim documents and maps. The Supplemental Director's Report Part III includes claims not included in the Director's Report Part III, as well as amended claims which contain changes to claims included in the Director's Report Part III.

Complete copies of Part II of the reports are available for inspections at all offices of IDWR and at the other locations printed on this notice. Complete copies of Part III of the reports are available for inspection at the State Office of IDWR and the SRBA District Court. Copies of all or a portion of the reports are available from the IDWR State Office subject to payments of costs of mailing and/or copying.

OBJECTIONS TO DIRECTOR'S REPORT

You may file an objection to any portion of the Director's Reports with the SRBA District Court. You must use a court approved objection form that is available from IDWR, which contains instructions for filing the objection. All objections must be received by the court on or before October 16, 1995. You must mail a copy of your objection to IDWR and the United States as shown on the objection form. If you are objecting to an abstract of a claim filed by an Indian tribe, you must also mail a copy of the objection to the tribe at the address shown in the report.

RESPONSES TO OBJECTIONS

The United States and the Indian Tribes may but are not required to file a response to an objection to abstracts of their claims with the SRBA District Court.

PARTIAL DECREE OF UNCONTESTED PORTIONS OF DIRECTOR'S REPORT

Those portions of the Director's Report to which no objections are filed will be decreed by the district court after a hearing to be held at 1:30 p.m., May 21, 1996 at the SRBA Courthouse in Twin Falls.

NOTICE OF FURTHER PROCEEDINGS

You will be mailed a notice of further proceedings on an objection to your water right, your objection, or your response. You will not be mailed notice of other objections or proceedings on other objections.

Notice of other objections and responses to other objections will be included on a monthly docket sheet distributed by the SRBA District Court. A subscription to the docket sheet may be obtained from the court for a small annual fee (\$7.50 for the calendar year 1995).

IDWR has filed or will file Director's Reports for all other claims within the Snake River Basin, one for each of the reporting areas in the Snake River Basin. Notice of the filing of these reports, and of further proceedings on these reports, will also be included in the docket sheet.

You may be affected by orders and decrees entered by the court in proceedings on other objections and proceeding on other reports. It is very important that you subscribe to the docket sheet if you wish to stay informed of these other proceedings. For further information as to documents filed with the court and hearings scheduled before the court in the SRBA, you must inquire at the SRBA District Court.

FURTHER INFORMATION

The court has adopted procedures for the post-report phase of the SRBA, which are set forth in the order of the court entitled "SRBA Administrative Order No. 1." A copy of this order can be obtained from the State Office of IDWR or the SRBA District Court.

If you have questions about the SRBA, please call any office of IDWR listed in this notice. If you have questions concerning your rights and responsibilities as a claimant in the SRBA, please consult your attorney.

R. KEITH HIGGINSON

Director, Idaho Department of Water Resource

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

RECEIVED
AUG 10 1989

Department of Water Resources
Western Regional Office

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

approved

Peter S. O'Neill (208) 344-2299
Name of Claimant Phone Number

671 River Park Lane Boise ID 83706
Mailing Address City State Zip

Ada August 8, 1989
County(s) where place of use is located Date claim originally due

63-9246, 63-9386
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Claimant has prepared claim forms for these rights, but is unable to put them in final form until he determines the possible basis for claiming decreed or licensed rights used historically on the irrigated areas. Evaluation of these historic rights requires additional time because of the potentially "overlapping" nature of these and other rights in the area. An additional 30 days is requested.

Claimant requests an extension to September 8, 19 89

Jeffrey C. Fereday August 8, 19 89
Signature Date of request

Attorney-in-fact for Peter S. O'Neill
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to September 8, 19 89

Signed this 9 day of August, 19 89

[Signature]
Director or his designated agent

DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

Yellow copy returned to J. Fereday

JUL 25 1989



671 E. River Park Ln. • Suite 200 • Boise, ID • 83706 • 208/344-2299

September 8, 1989

RECEIVED

SEP 08 1989

Adjudication Filing Official
Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

Department of Water Resources

Dear Sir or Madam:

Enclosed is the claim forms for water rights identified under the following water right numbers:

1. 63-00242
2. 63-00243
3. 63-00283
4. 63-00284
5. 63-02392
6. 63-9246
7. 63-9386

The total number of acres covered by these rights is 50.2 acres. Therefore, a total filing fee of \$350.20 is enclosed with this filing.

As you know, a 30 day extension for filing these claims was granted August 9, 1989.

Please let us know if any additional information is needed with respect to these claims.

Sincerely,

Stephen H. Sweet, P.E.
Development Manager

RIVER RUN DEVELOPMENT COMPANY

SHS/bk.
rrxaf01.989

Enclosures

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9246

WATER RIGHT NUMBER: 63-9246

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PETER S O NEILL 671 E RIVER PARK LN STE 200 BOISE, ID 83706
Current Owner	RIVER RUN DEVELOPMENT CO 380 E PARKCENTER BLVD #130 BOISE, ID 83706

Priority Date: 03/02/1980 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
3/15 to 11/15 ✓		0.600 CFS ✓	135.00 AF ✓
3-1 to			
<u>Total Diversion:</u>		0.600 CFS	135.00 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NW1/4 ✓

Sec. 24, Twp 03N, Rge 02E, B.M. ✓

ADA County

GROUND WATER

NE1/4NW1/4 ✓

Sec. 24, Twp 03N, Rge 02E, B.M. ✓

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	02E	13	1.0				5.0 ✓
03N	02E	23	1.0				1.0 ✓
03N	02E	24	2.0	4.0	8.0	9.0	28.5
					7.0	8	3.5
Total Acres: 32.5							30

Conditions of Approval:

1. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. & DISTRICT.

SOU - Canal

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9246

2. THE CLAIMANT OWNS LANDS WITHIN THE RIVER RUN SUBDIVISION THAT ARE BENEFITTED BY THIS RIGHT. IN ADDITION, CLAIMANT HOLDS THIS RIGHT FOR THE BENEFIT OF THE LANDS WITHIN THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS PURSUANT TO UNDERSTANDINGS WITH THE HOMEOWNER'S ASSOCIATIONS IN THESE SUBDIVISIONS.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 9/8/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number: 63
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

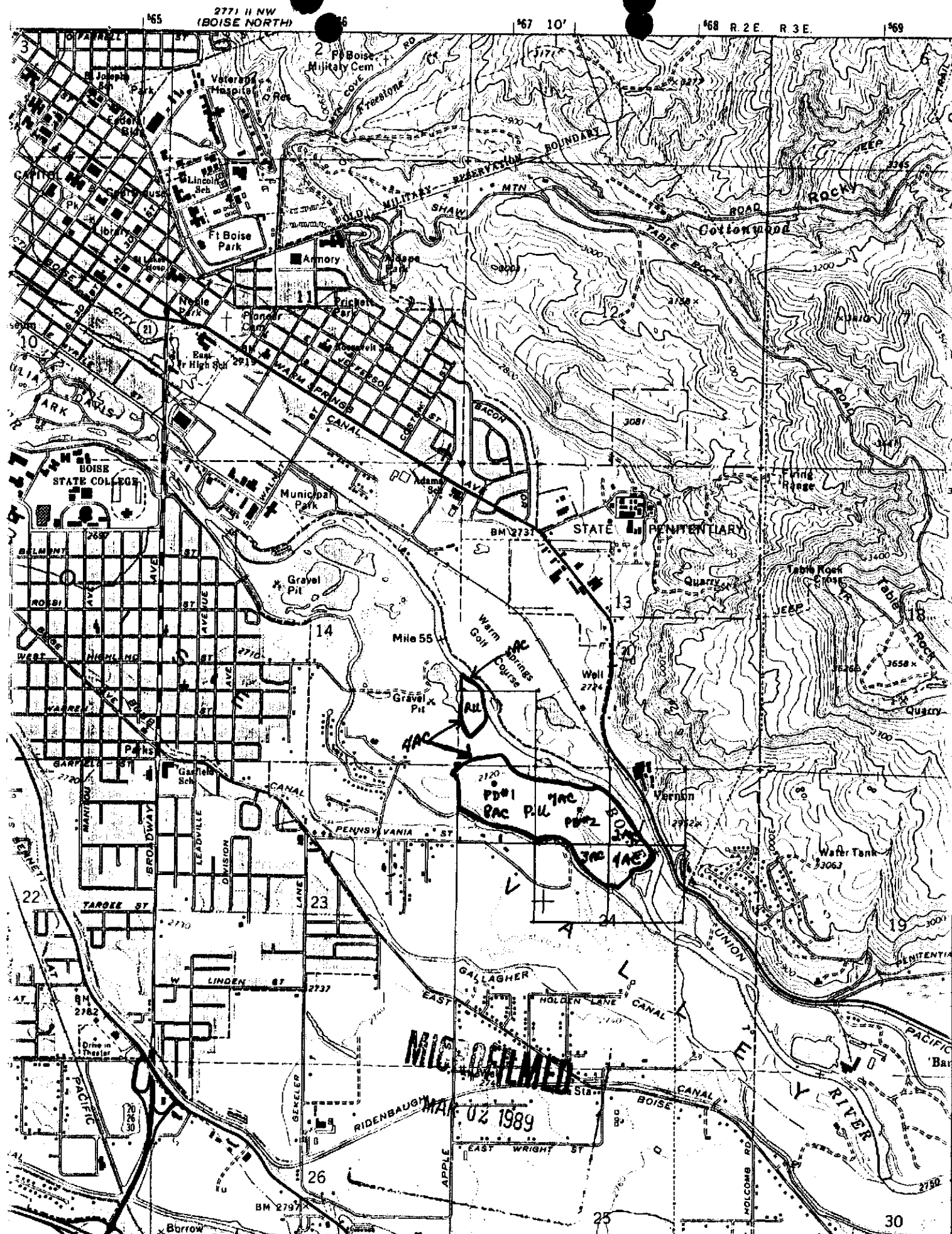
Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

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

Water Supply Bank:



DESKTOP REVIEW/CLM

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

Prior to Field Exam

- 11/11/11*
- ☒ 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) 03-9246

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 2 wells

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

*see claim***OVERLAP REVIEW**

Other water rights with the same point of diversion: _____

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

WATER USES☒ No change☐ Different Uses

x needs son shoulder remark

Use 166 From 31 To 11/15 Amount .6 CFS 135 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount 11/15 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*NA*☐ 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: 63-2302A, 242A, 283B, 284B, 285B, 284B, 284B

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

different source (same acres) - no additional

Delivery System Narrative: See claim and license app

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

430' SW shoulder for 3/1
804' watermaster WD 63
201' POU known as River Dam Subdivision
combined use? no
3

(1) claimed 32.5 acres but wanted for 30.
↓ # acres to 30.

X (2) b/c field exam says none of the surface water
is use to irrigate River Park.

AFTER EXAM THE FILE SHOULD CONTAIN:

- WAC
- ☒ 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:

10-26-05

FIELD EXAMINER:

Wick Miller

JUL 25 1994

WATER RIGHT

- - Remarks - -
No Remarks found.

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

----- - Conditions of Approval - - - - - +
 R04 - Use of water under this water right will be regulated by the
 - Watermaster of State Water District No. 63.

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

-----+
- - - - -Comments- - - - -
No Comments Found

[illegible]

-	Proof Due Date	-	09/01/1984	Field Exam Made	-	07/29/1987	Field Exam Fee	-	R
-	Approved/Denied	-	08/13/1979	Protested Date	-	00/00/0000	Swan Falls	-	-
-	Proof Made Date	-	08/31/1984	Hearing Date	-	00/00/0000	Temporary Right	-	P
-	Exam to S.O. Date	-	00/00/0000	Verified Date	-	04/23/1985	DLE/Carey Act	-	-
-	Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-	63
-	Licensed Date	-	02/17/1989	Appl Received	-	06/12/1979	Transfer/Amended	-	-
-	Decree Date	-	00/00/0000	Presumption Flag	-			-	-

JUL 25 1994

4-3-91

CLAIMANT'S NAME O'Neill Peter S. CLAIM IDENT. NO. 63-9246DATE RECEIVED 9-8-89 RECEIPT # CO11463 AMOUNT \$ 50.00

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

MICROFILMED

JUL 25 1994

23. Should this claim be data entered?

YES

NO

☒

☐

Claim reviewed by:

JAD

Date

1-6-92

Claim data entered by:

JAD

Date

12-17-92

Claim is being returned to claimant:

☐ (Yes)

☒ (No)

Claimant is being notified of modifications:

☐ (Yes)

☒ (No)

Comments:

Prog report attached.

Priority Date Data Entry Form

Claim Number 63-9246

Claimed Priority Date: 3/2/1980

Claimed Basis: License

☒ Use Claimed Priority Date and Basis as Recommended Priority Date and Basis

Water Right Priority Date: 3/2/1980

Water Right Basis: License

Recommended Priority Date _____ Recommended Basis _____

Document the evidence submitted/reviewed for the priority date claimed, include your analysis of the evidence:

Reviewer: _____

Date: _____

Point of Diversion and Source Data Entry Form

Claim Number 63-9246

Claimed Point of Diversion and Source

T03N R02E S24 NENW Within ADA County Source: GROUND WATER

T03N R02E S24 NWNW Within ADA County Source: GROUND WATER

☒ **Use Claimed POD and Source as Recommended POD and Source****Water Right Point of Diversion and Source**

T03N R02E S24 NENW Within ADA County

T03N R02E S24 NWNW Within ADA County

Recommended Point of Diversion and Source**Source Information**

Source

Tributary To

_____	_____
_____	_____
_____	_____

Twp	Rge	Sec	Gov Lot	QQQ of QQ of Q	County	Source
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____	_____

Other rights from this POD? _____

Document how the POD and Source were verified:

Reviewer: _____

Date: _____

Place Of Use Data Entry Form

Claim Number 63-9246

Claimed Place Of Use

T03N R02E S13	NWSW	1.0	T03N R02E S13	SWSW	4.0
T03N R02E S23	NENE	1.0	T03N R02E S24	NWNE	2.0
T03N R02E S24	SWNE	4.0	T03N R02E S24	NENW	8.0 7.0
T03N R02E S24	NWNW	9.0 8.0	T03N R02E S24	SENW	3.0 3.0
			Total Acres	32.5	30.0

☐ Use Claimed POU as Recommended POU

Water Right Place Of Use

T03N R02E S13 Lot 3	NWSW	1.0	T03N R02E S13 Lot 3	SWSW	4.0
T03N R02E S23	NENE	1.0	T03N R02E S24	NWNE	2.0
T03N R02E S24 Lot 6	SWNE	4.0	T03N R02E S24 Lot 8	NENW	7.0
T03N R02E S24	NWNW	8.0	T03N R02E S24 Lot 7	SENW	3.0
			Total Acres	30	

Recommended Place of Use

____ See corrections to claimed POU above

Twp	Rge	Sec	QQ	Q	County	Lot Num	Acres	Purpose of Use

Total Acres _____

Document how the POU was verified:

License, BUE exam, Application for Amendment (approved)

overlaps w/ 63-242A, 243C, 283B, 284B, 2392A

Reviewer: _____

Date: _____

Purpose of Use Data Entry Form

Claim Number 83-9246

Claimed Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

☒ Use Claimed Purpose of Use as Recommended Purpose of Use

Water Right Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

IRRIGATION

Recommended Purpose of Use

Water Use

Number of Homes

Number of Stock

Acre Limit

Number of Other

--	--	--	--	--

--	--	--	--	--

--	--	--	--	--

Document how the Purpose of Use was verified:

Reviewer: _____

Date: _____

Period of Use and Quantity Data Entry Form

Claim Number 63-9246

Claimed Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.6	135

Overall Diversion Rate 0.6 Overall Diversion Volume 135

☒ Use Claimed Period of Use and Quantity as Recommended Period of Use and Quantity

Water Right Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume
IRRIGATION	3/15	11/15	0.6	135

Overall Diversion Rate 0.6 Overall Diversion Volume 135

Recommended Period of Use and Diversion Rate

Water Use	Start	End	Rate	Volume

Overall Diversion Rate _____ Overall Diversion Volume _____

Document how the Period of Use and/or Diversion Rate were verified:

adad SOW Canal

Reviewer: _____

Date: _____

Contacts Data Entry Form

Claim Number: 63-9246

Owner Type	Full Name	Address	City	State	Zip	Phone
<i>original</i> Current Owner	PETER S O NEILL	671 E RIVER PARK LN STE 200	BOISE	ID	83706	
<i>current</i> Original Owner	RIVER RUN DEVELOPMENT CO	380 E PARKCENTER BLVD #130	BOISE	ID	83706	

Date of Field Exam: _____ Time: _____

Accompanied By: _____ Phone Number: _____

Relationship to Claimant: _____

Directions to Property (if different from above) and/or update owner information:

*Changed ownership 9-22-05. Change of ownership
was in the file but it had not been done*

Reviewer: _____

Date: _____

ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9246

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-242A	Claim	03N	02E	13	NW	SW		IRRIGATION	1/50.2	PETER S O NEILL
63-243C	Claim	03N	02E	13	NW	SW		IRRIGATION	1/50.2	PETER S O NEILL
63-283B	Claim	03N	02E	13	NW	SW		IRRIGATION	1/50.2	PETER S O NEILL
63-284B	Claim	03N	02E	13	NW	SW		IRRIGATION	1/50.2	PETER S O NEILL
63-2392A	Claim	03N	02E	13	NW	SW		IRRIGATION	1/50.2	RIVER RUN HOMEOWNERS ASSOCIATION
63-246	Claim	03N	02E	13	NW	SW		IRRIGATION	1/32.5	PETER S O NEILL
63-20040	Claim	03N	02E	13	NW	SW		IRRIGATION	31/575.1	BOISE CITY CANAL CO
63-248	Water Right	03N	02E	13	NW	SW	3	IRRIGATION	1/30	PETER S O NEILL
63-148C	Claim	03N	02E	13	SW	SW		IRRIGATION	20/871.53	SOUTH BOISE WATER CO
63-150	Claim	03N	02E	13	SW	SW		IRRIGATION	20/871.53	SOUTH BOISE WATER CO
63-242A	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
63-243C	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
63-243B	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
63-244B	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
63-2392A	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	RIVER RUN HOMEOWNERS ASSOCIATION
63-2392C	Claim	03N	02E	13	SW	SW		IRRIGATION	20/916.53	SOUTH BOISE WATER CO
63-246	Claim	03N	02E	13	SW	SW		IRRIGATION	4/32.5	PETER S O NEILL
63-20040	Claim	03N	02E	13	SW	SW		IRRIGATION	12/575.1	BOISE CITY CANAL CO
63-246	Water Right	03N	02E	13	SW	SW	3	IRRIGATION	4/30	PETER S O NEILL
63-148C	Claim	03N	02E	23	NE	NE		IRRIGATION	33.75/871.53	SOUTH BOISE WATER CO
63-150	Claim	03N	02E	23	NE	NE		IRRIGATION	33.75/871.53	SOUTH BOISE WATER CO
63-185A	Claim	03N	02E	23	NE	NE		IRRIGATION	30.5/36.8	MEEVES WATER USERS ASSOCIATION
63-185B	Claim	03N	02E	23	NE	NE		IRRIGATION	28.75/627.89	SOUTH BOISE WATER CO
63-242A	Claim	03N	02E	23	NE	NE		IRRIGATION	1/50.2	PETER S O NEILL
63-243C	Claim	03N	02E	23	NE	NE		IRRIGATION	1/50.2	PETER S O NEILL
63-283B	Claim	03N	02E	23	NE	NE		IRRIGATION	1/50.2	PETER S O NEILL
63-284B	Claim	03N	02E	23	NE	NE		IRRIGATION	1/50.2	PETER S O NEILL
63-2392A	Claim	03N	02E	23	NE	NE		IRRIGATION	1/50.2	RIVER RUN HOMEOWNERS ASSOCIATION

IDAHO DEPARTMENT OF WATER RESOURCES
09/22/2005
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9246

3

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-243C	Water Right	03N	02E	24	SW	NE	6	IRRIGATION		SOUTH BOISE MUTUAL IRRIGATION CO LTD
63-243F	Water Right	03N	02E	24	SW	NE	6	IRRIGATION		SOUTH BOISE MUTUAL IRRIGATION CO LTD
63-9246	Water Right	03N	02E	24	SW	NE	6	IRRIGATION	4/30	PETER S O NEILL
63-148C	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/871.53	SOUTH BOISE WATER CO
63-150	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/871.53	SOUTH BOISE WATER CO
63-923B	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	PETER S O NEILL
63-924B	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	PETER S O NEILL
63-2392A ASSOCIATION	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	RIVER RUN HOMEOWNERS
63-2392C	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/916.53	SOUTH BOISE WATER CO
63-9246	Claim	03N	02E	24	NE	NW		IRRIGATION	8/32.5	PETER S O NEILL
63-242A	Claim	03N	02E	24	NE	NW	8	IRRIGATION	8/50.2	PETER S O NEILL
63-243C	Claim	03N	02E	24	NE	NW	8	IRRIGATION	8/50.2	PETER S O NEILL
63-242A	Water Right	03N	02E	24	NE	NW	8	IRRIGATION		JOHN UTTER
63-9246	Water Right	03N	02E	24	NE	NW	8	IRRIGATION	7/30	PETER S O NEILL
63-148C	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/871.53	SOUTH BOISE WATER CO
63-150	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/871.53	SOUTH BOISE WATER CO
63-243C	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
63-923B	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
63-924B	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
63-2392A ASSOCIATION	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	RIVER RUN HOMEOWNERS
63-2392C	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/916.53	SOUTH BOISE WATER CO
63-9246	Claim	03N	02E	24	NW	NW		IRRIGATION	9/32.5	PETER S O NEILL
63-26150	Claim	03N	02E	24	NW	NW		IRRIGATION	2.5/2.5	ALICE B TULLIS
63-148C	Water Right	03N	02E	24	NW	NW		IRRIGATION	3.6/156.5	SOUTH BOISE WATER CO
63-2392	Water Right	03N	02E	24	NW	NW		IRRIGATION		DRAINAGE DIST NO 3
63-9246	Water Right	03N	02E	24	NW	NW		IRRIGATION	8/30	PETER S O NEILL
63-242A	Claim	03N	02E	24	NW	NW	8	IRRIGATION	10/50.2	PETER S O NEILL
63-148C	Claim	03N	02E	24	SE	NW		IRRIGATION	24.98/871.53	SOUTH BOISE WATER CO

IDAHO DEPARTMENT OF WATER RESOURCES

09/22/2005

ADJUDICATION CLAIM POU REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-8246

4

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-150	Claim	03N	02E	24	SE	NW		IRRIGATION	24.98/871.53	SOUTH BOISE WATER CO
63-243C	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
63-283B	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
63-284B	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
63-2392A ASSOCIATION	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	RIVER RUN HOMEOWNERS
63-2392C	Claim	03N	02E	24	SE	NW		IRRIGATION	27.98/916.53	SOUTH BOISE WATER CO
63-2246	Claim	03N	02E	24	SE	NW		IRRIGATION	3.5/32.5	PETER S O NEILL
63-2392	Water Right	03N	02E	24	SE	NW		IRRIGATION		DRAINAGE DIST NO 3
63-148C	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	5/158.5	SOUTH BOISE WATER CO
63-242A	Water Right	03N	02E	24	SE	NW	7	IRRIGATION		JOHN UTTER
63-2246	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	3/30	PETER S O NEILL
63-11092	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	0.5/0.5	TOM STITZEL
63-242A	Claim	03N	02E	24	SE	NW	8	IRRIGATION	11.8/50.2	PETER S O NEILL

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

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A. GENERAL INFORMATION

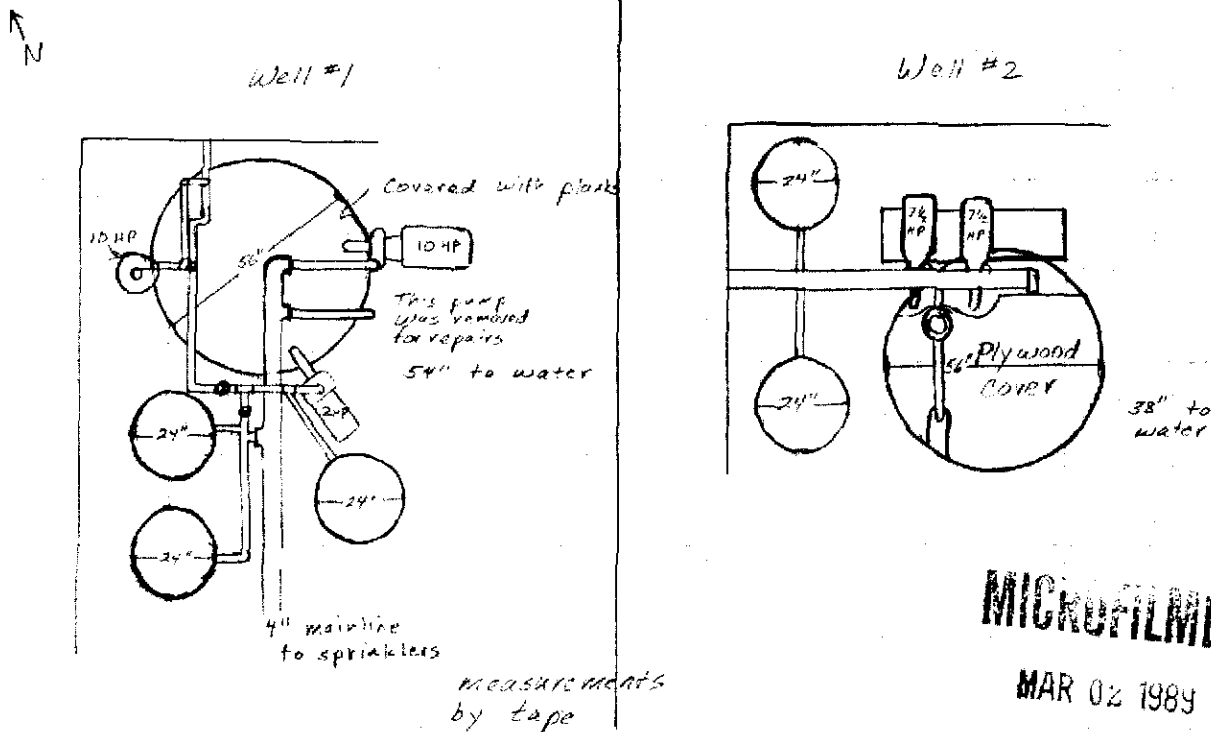
- Permit No. 63-9246
Phone No. 344-2299
1. Owner: River Run Development
Current Address: 380 Parkecenter Blvd, Suite 130, Boise, ID 83706
2. Accompanied by: Steve Sweet EXAM. DATE: 7-28-87
Address: Same as above Phone No. 344-2299
Relationship to Permit Holder: Development Manager
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-9356 63-2392 63-0243 63-0283
63-0284 63-0242 63-10101 63-10305 ☒ Copies Attached
2. Other water rights with same point of diversion: 63-0185
_____ ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached *also*
Plane View



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2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and place(s) of use (required).
☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).
☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).



River Run

BOISE

IDAHO



Pump House #2

IRRIGATES ROAD HATCH, INCLUDING
ISLAND LOTS (EXCLUDING STREETS,
WALKS & CREEKS)

#1

PUMP HOUSE #1
IRRIGATES THE HATCHES (BLUES)
AROUND (EXCLUDING STREETS, WALKS
& CREEKS)



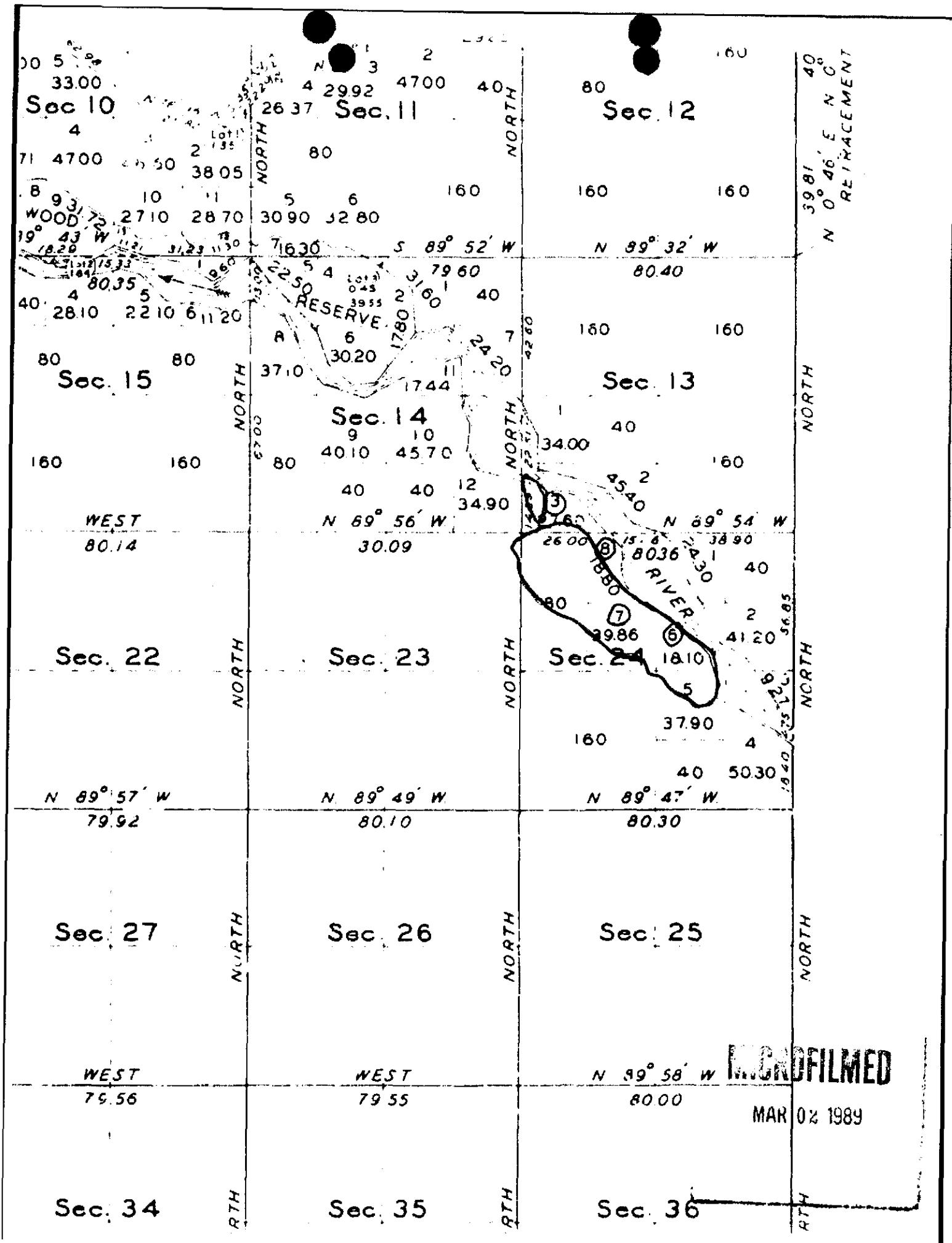
RIVER RUN
DEVELOPMENT COMPANY

MASTER MAP

CIM

FOR MORE DATA

Drawn by: [Signature]



RETRACEMENT

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System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has 2 shallow wells each consisting of 56" diameter corrugated pipes set vertically. Well #1 has 4 centrifugal pumps. A 2 H.P. pump and a 10 H.P. pump supply irrigation water to the common lawn areas of the apartment complex. 2 10 HP pumps supply irrigation water to the western portion of the residential development. Well #2 has 2 7½ H.P. centrifugal pumps that supply irrigation water to the eastern portion of the residential development.

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Model Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
#1	GE	2	5K48NG86	Jacuzzi	903311512
#1	US Motors	10	F-4784-04-135	Jacuzzi	108 PT2
#1	Baldor	10	JMM3312T	Jacuzzi	608 PT2
#1	Unknown	10	Unknown	Unknown	Unknown
#2	Baldor	7½	WOL1509T	Cornell	428361
#2	Baldor	7½	WOL1509T	Cornell	428257

*Code to correspond with No. on map and aerial photo # this pump was removed for repairs

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
#1			NW	NW	24	3N	2E	Ada	Aerial Photo
#2	*		NE	NW	24	3N	2E	Ada	Aerial Photo

* No Lot is shown for the well on the south side of the river. Might be well 1

Estimated from Aerial Photo

6. Place(s) of Use: Indicate Method of Determination

Twp.	Rge.	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	2E	13										1	4						5
3N	2E	23	1																1
3N	2E	24		2	4		7	8		3									24
																			30
																			30

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Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
NONE						

2. Measurements:

No flow measurements were possible. Number of sprinklers was not known.

Because of the nature of the irrigated areas, the number of acres shown is estimated.

At least 0.60 cfs appears to within the capabilities of this system.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

N.A.

Total H.P. of all of the pumps
 $(2 + 10 + 10 + 10 + 7\frac{1}{2} + 7\frac{1}{2}) = 47 \text{ H.P.}$

2. Alternate Method for Checking Purposes:

$$\frac{47 \times 8.8 \times 0.8}{5 + 2.3(40)} = 2.31 \text{ cfs}$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 30 \times 4.5 = 135.0 \text{ afa}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.60 \times 244 \times 1.9835 = 290.4 \text{ afa}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 135.0 \text{ afa}$$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

None of the older surface water rights for this land are currently being used for irrigating this land. River Run Development owns 100 shares of South Boise Water Co. (Rossi Mill) that were formerly used to irrigate this land. Water Right No. 63-10305 is used on the Green belt adjacent to this land.

I. RECOMMENDATIONS

1. Recommended Amounts

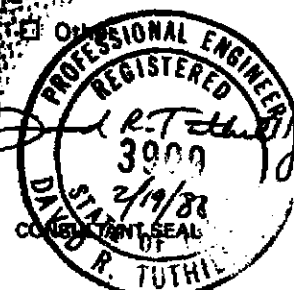
Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	4-1	11-30	0.60	135.0
Totals:			0.60	135.0

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☒ Add P.D. as reflected above
☐ Change P.U. as reflected above ☒ Add P.U. as reflected above

J. AUTHENTICATION

Field Examiner's Name Carter Fritschle
Signature Carter Fritschle
Certification Date JS/4/88
Field Report Preparation Date 7-28-87



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

I recommend the use of water under this license be subject to control by the watermaster of State Water District No. 63

(DUE TO WELLS BEING SHALLOW, BOISE RIVER WATER MAY BE COMING FROM WELLS)

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MAR 02 1989

JAN 20 1989

State of Idaho
Department of Water Resources

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1939

APPLICATION FOR AMENDMENT

(For Licensing Purposes)

Department of Water Resources

WATER RIGHT NO. 63-09246

Department of Water Resources
 1400 16th Street, N.W.
 Washington, D.C. 20036

Date of Priority: March 2, 1980

Comes now Peter S. O'Neill
671 E. River Park Lane #200
BOISE, ID 837060000

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-09246, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AFA

LOCATION OF POINT OF DIVERSION(S): NENW , Sec. 24, Township 03N, Range 02E
NWNW , Sec. 24, Township 03N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>		<u>ACRES</u>		<u>ACRES</u>		<u>ACRES</u>	<u>TOTAL</u>
03N	02E	13	LOT 3(NWSW)	1		SWSW	4		5
		23	NENE	1					1
		24	(NWNW)	2	LOT 6	SWNE	4	LOT 8	NENW 7
			(NWNW)	8	LOT 7	SENW	3		24
					Total number of acres irrigated:				30

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Baise Id., this 17th day of January, 1989

RECORDED

(Signature)

MAK 02 1989

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-09246

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ✓ Received by CP Date 2/2/89

ACTION OF THE DEPARTMENT OF WATER RESOURCES C005370

I, R. Keith Higginson, of the Department of Water Resources hereby approve the
above Application for Amendment for Permit No. 63-09246 with the following;

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

Witness my hand this 17TH day of FEBRUARY, 1989

Ronney C. Jones
Acting for the (Director)

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MAR 02 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09246

Priority: March 2, 1980 Amount: 0.60 CFS 135.0 AFA

This is to certify, that PETER S. O'NEILL
671 E. RIVER PARK LANE
SUITE 200
BOISE, ID 83706

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 12, 1979, and has submitted proof to the Department of Water Resources on August 31, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 2.310 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.60 CFS	135.0 AFA

LOCATION OF POINT OF DIVERSION(S):

NE1/4, Sec. 24, Township 03N, Range 02E
NW1/4, Sec. 24, Township 03N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N	02E	13	LOT 3(NWSW) 1	LOT 3(SWSW) 4		5
		23	NENE 1			1
		24	NWNE 2	LOT 6(SWNE) 4	LOT 8(NENW) 7	24
			NWNW 8	LOT 7(SENW) 3		
Total number of acres irrigated:						30

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this water right is hereby confirmed by the watermaster of State Water District No. 63

SCANNED

MAR 02 1989

DEC 02 2002

PAGE 2

State of Idaho
Department of Water Resources**WATER RIGHT LICENSE**

WATER RIGHT NO. 63-09246

CONDITIONS/REMARKS:

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 17th
day of FEBRUARY, 1987.

Acting for the Director

MICROFILMED

JAN 11 1989

