

BASIS OF BEARING
N 00°47'30" E 2654.90'

1/4 SECT.
← NORTH
CLOVERDALE ROAD
→ N 00°47'30" E 385.48'

301.77'

S 89°47'56"E
265.50 ft.

SHED

HOUSE

TOP OF BANK

P.D.

PARCEL A
110,680 sq.ft.
2.54 acres

P.D.

SHAVER LATERAL

TOP OF BANK

SHED

SHED

BARN

CONCRETE

N 89°12'30" W 25.00'

N 89°12'30" W 269.00'

S 26°12'30" E

S 00°12'04" W 1217.21'

COMBES PARK
SUB. # 4

Idaho Department of Water Resources

T04N, R01E,
S34

Claim No: 63-09880
Prepared By: Kimberly Brown
Date: May 20, 2004



- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4

Acres Irrigated = 2.5



1987 NAPP



NWSW

2000 PHOTO

SWSW

STATION OF DECKING
N 00°47'30" E 2654.90'

25'

301.77'

N 00°47'30" E 385.48'

83.45'

25'

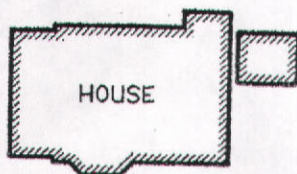
N 89°12'30" W 25.00'

40'

N 89°12'30" W 269.00'

S 00°12'04" W 121.73'

S 26°39'40" W 78.00'



HOUSE



SHED

PARCEL A
110,680 sq.ft.
2.54 acres

TOP OF BANK

P.D.

SHAVER LATERAL

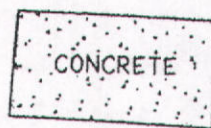
P.D.

TOP OF BANK

SHED



SHED



CONCRETE



BARN

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

Verna L. Johnson, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Statesman, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto; that said notice was published in the regular edition of The Idaho Statesman for

two _____ insertions, beginning with the
issue of March 11, 1982, and ending with the
issue of March 18, 1982.

Subscribed and sworn to before me this 18th

day of March, 1982.

Notary Public for Idaho, Residing at Boise, Idaho

**NOTICE OF APPLICATION
FOR WATER RIGHT**
Notice is hereby given that the following described parties have filed a sub-
mittal with the State of Idaho for the
public lands of the State of Idaho:
NELSON, SYLVIA
3104 S. GLOVERDALE RD. BOISE,
ID 83704
Source: GROUNDWATER
Date Filed: 01/15/1982
Amount: 0.20 CFS
Divergence Point: NWSW Sec 34 T 04N
R 06E ADA Co.
Use: IRRIGATION (0.20 CFS)
from 03/01/75 to 11/15
DOMESTIC (0.04 CFS)
from 01/01 to 12/31
Place of Use: NWSW Sec 34 T 04N R
06E FOR 10 ACRES
Direction of Use: WELL, PUMP &
PIPELINE
10-282
CASTAGNON, J. & or SANDY
200 S. MERIDIAN RD., MERIDIAN,
ID 83440
Source: GROUNDWATER
Date Filed: 01/01/1982
Amount: 0.3 CFS
Divergence Point: EWNW Sec 19 T 03N
R 01E ADA Co.
Use: IRRIGATION (0.3 CFS)
from 12/01/75 to 12/31
DOMESTIC (0.03 CFS)
from 01/01 to 03/31
EWNW Sec 19 T 03N R
01E 10 ACRES
SPRINKLER
The following right(s) will be sub-
ject to all existing water rights. Permits
described in this notice are subject to the
approval of the State Engineer of the
Department of Water, Boise, Idaho
01/29/1982
J. W. ...
Director
Rep. Mor...

RECEIVED

MAR 19 1982

Department of Water Resources
Western Regional Office

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 63-9880
Date Received: 5/7/2004
Receipt No: W031711
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

MAY 17 2004

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

STEVEN M NELSON Phone: (208)375-3866
3976 N CLOVERDALE RD
BOISE ID USA 83713-3613

2. Date of Priority: 02/26/1982

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01E	34	NW SW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.08	11.7
DOMESTIC	01/01	12/31	0.04	0.6

7. Total Quantity Appropriated is:
0.12 C.F.S. and/or 12.3 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:
Number of homes: 1

10. Place of use: COMMONLY KNOWN AS:
3976 NORTH CLOVERDALE ROAD, BOISE 83713-3613

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	34	NW	SW	IRRIGATION	2.6
Section Acres						2.6
Total Acres						2.6

11. Place of use in counties: ADA

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

13. Other Water Rights Used: *NONE*

14. Remarks:

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. *- 3W*

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 17th

of May 2004

Lori Harris

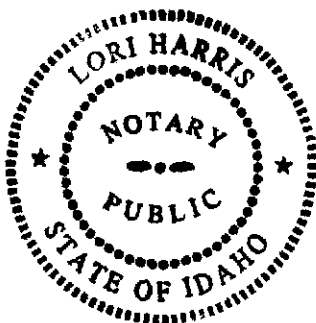
Notary Public

Residing at _____

Boise, Idaho

My commission Expires _____

12-8-06



BASIS OF BEARING
N 00°47'30" E 2654.90'

83.45'

9.68'

← NORTH CLOVERDALE ROAD →
N 00°47'30" E 385.48'

301.77'

25'

N 89°12'30" W 25.00'

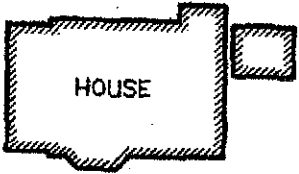
40'

N 89°12'30" W 269.00'

S 89°47'56"E
265.50 ft

S 00°12'04" W 121.72'

S 26°



PARCEL A
110,680 sq.ft.
2.54 acres



SHED

TOP OF BANK

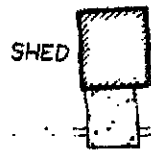
P.D.

P.D.

SHAVER LATERAL



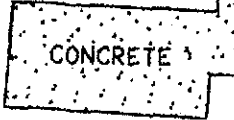
TOP OF BANK



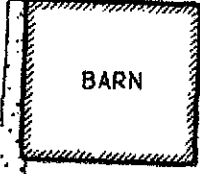
SHED



SHED



CONCRETE



BARN

COMBES PARK
SUB. # 4

05/20/2004

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

RIGHT NUMBER: 63-9880

NAME AND ADDRESS: STEVEN M NELSON
3976 N CLOVERDALE RD
BOISE ID 83713-3613

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.120 CFS
12.500 AFY

PRIORITY DATE: 02/26/1982

POINT OF DIVERSION:

T04N R01E S34 NWSW Within ADA County

T04N R01E S34 NWSW 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	0.080 CFS 11.30 AFY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 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 IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Domestic use is for 1 home.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01E S34 NWSW 2.5

DOMESTIC Within ADA County

T04N R01E S34 NWSW

2.5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9880 V1

WATER RIGHT NUMBER: 63-9880 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	SVAFA A NELSON 3976 CLOVERDALE RD BOISE, ID 83705
Current Owner	STEVEN M NELSON 3976 N CLOVERDALE RD BOISE, ID 83713-3613 (208)375-3866

Priority Date: 02/26/1982

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.080 CFS	11.30 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.120 CFS	12.50 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 34, Twp 04N, Rge 01E, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 34, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	34											2.5						2.5

Total Acres: 2.5

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	34											X						

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-9880 V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. X01 Domestic use is for 1 home.

Remarks:

1. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, 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 IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. kbrown 5/20/2004 Parcel Number
Comment: PARCEL NO: S0534325560.

2. kbrown 5/20/2004 Irrigation District Water
Comment: Nampa Meridian Irrigation District water is not used to supplement this right (see Conversation Memo and Remarks on the 1982 Application For Permit).

Idaho Department of Water Resources

**T04N, R01E,
S34**

Claim No: 63-09880
Prepared By: Kimberly Brown
Date: May 20, 2004

● Point of Diversion



Place of Use

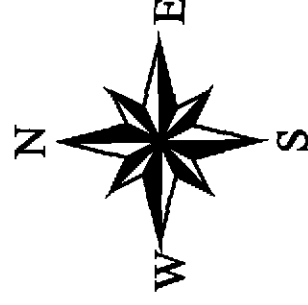


Section Lines

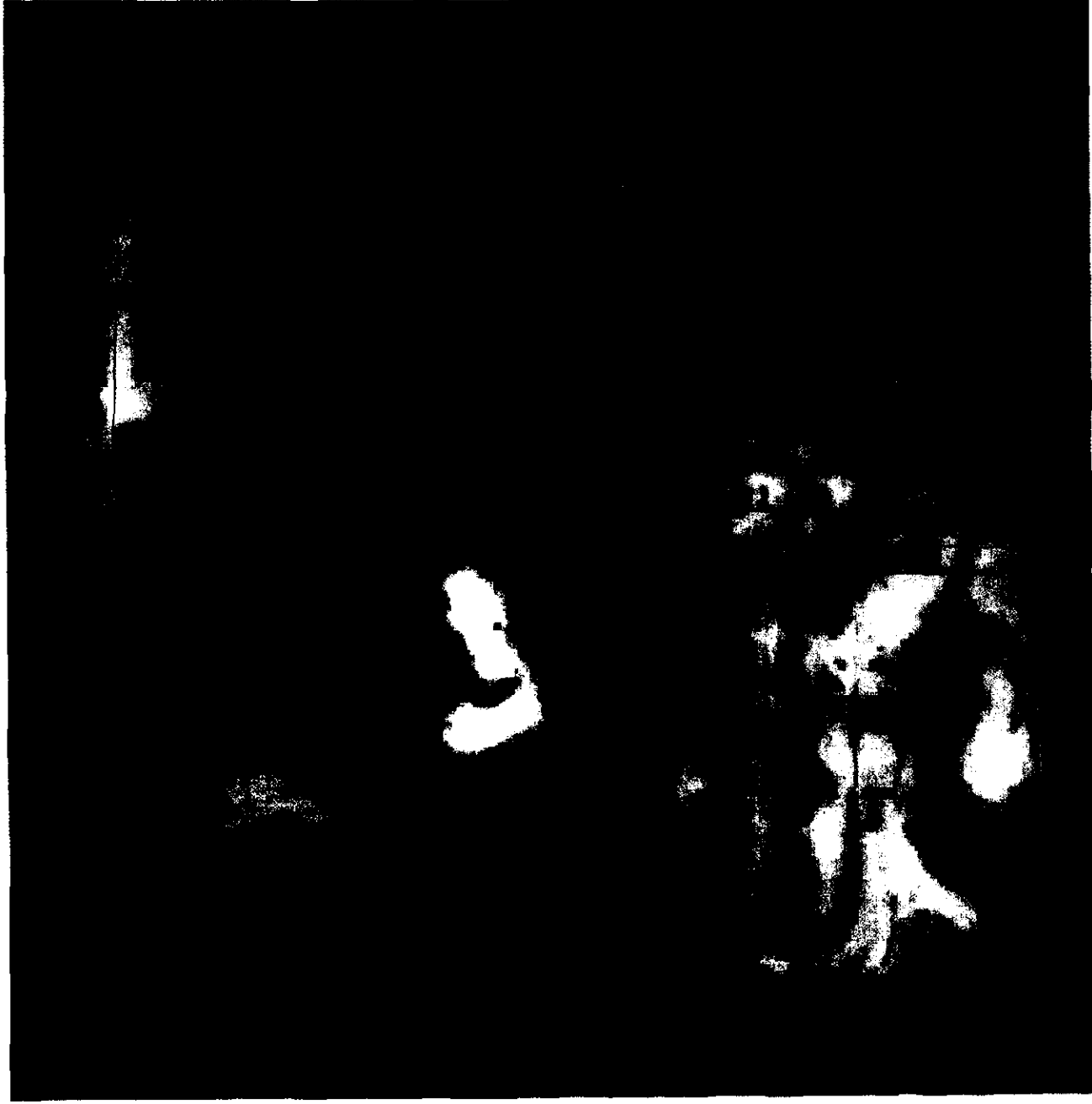


1/4 1/4

Acres Irrigated = 2.5



1987 NAPP



0.4 Miles

0.3

0.2

0.1

0



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9880

WATER RIGHT NUMBER: 63-9880 ✓

Owner Type

Original Owner

Name and Address

SVAFA A NELSON ✓
3976 CLOVERDALE RD
BOISE, ID 83705

Current Owner

STEVEN M NELSON
3976 N CLOVERDALE RD ✓
BOISE, ID 83713-3613
(208)375-3866

Priority Date: 02/26/1982 ✓

Basis: License ✓

Status: Temporary ✓

Source

GROUND WATER ✓

Tributary

Beneficial Use

DOMESTIC ✓

IRRIGATION ✓

From _____ To _____

01/01 to 12/31 ✓

03/15 to 11/15 ✓

Diversion Rate

0.040 CFS ✓

0.080 CFS

Total Diversion: ~~-0.120~~ CFS

Annual Volume

1.2 ~~0.60~~ AF

11.3 -11.70 AF

~~12.30~~ AF

12.5 AF

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

NW1/4SW1/4 ✓

Sec. 34, Twp 04N, Rge 01E, B.M.

Place of Use

IRRIGATION ✓

2 PODs

No Govt. lots

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
✓ 04N	01E	34									2.6								~~2.6~~ 2.5

Total Acres: ~~2.56~~ 2.5

DOMESTIC same as IRRIGATION

Conditions of Approval:

Remarks:

Comments:

* Nampa Meridian Irrigation Dist. water not used.
(see Conversation Memo & Remarks on 1982 Application For Permit)

Parcel No: 80534325560.

* electronic back file available

Field Exam Date 5.20.04

(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$53.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-9880

Owner: Steven Nelson Phone No. (208) 375-3866

Current Address: 3976 N. Cloverdale Rd., Boise

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

Accompanied by: N/A

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: 2/26/1982

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

Source: Tributary to

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

POINT OF DIVERSION

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

2 PODs (1 Domestic / 1 for irrigation)

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 IDWR Field Report.

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-2333

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

No: unnamed stream (Manville Fruit Co.) for irrigation & domestic purposes - different source → no overlap.

#63-22527 - no, different source → no overlap

WATER USES

☐ No change

☐ Different Uses

Use Domestic From _____ To _____ Amount _____ CFS 1.2 AFA (round to 0.075 cfs)
 Use Irrigation From 3/1 To _____ Amount _____ CFS 11.3 AFA (round to 0.08 cfs)
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

2.5 AC x 4.5 FHR = 11.25 af/annum (v) 0.08 cfs x 1.9835 x 260 days = 41.26 af/annum

TOTAL VOLUME - Groundwater only

☐ Incomplete on claim, the total is, Amount _____ CFS 12.5 AFA

☒ Changes found, the new total is, Amount _____ CFS _____ AFA

☒ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

(The acres claimed are less than 10, therefore, the department recommends 0.03 cfs per acre if system has capacity - which it does.)

NON-IRRIGATION USES:

☐ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____

Additional comments: _____

Although the 2.5 acres recommended for irrigation purposes covers the 1/2 acre under the external domestic use for lawn & garden,

PLACE OF USE:

☐ No Change

☒ Changes shown below:

0.04 cfs was licensed for domestic use; therefore, I am reducing the 3 acres found to 2.5 - but not the domestic cfs. (since ARCVIEW was not available in 1982.)

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	
												25							25

Overlap with other water rights: 63-4357 63-22527-different source

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

40 AC of irrigation from wastewater source - different source → no overlap

Delivery System Narrative:

Refer to Field Report.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

Domestic use is for 1 home# does not include irrigation.

Season of use is 3/1 to 11/15.

Parcel Nb: 80534325560.

Nampa Meridian Irr. Dist. water not used.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 5.20.04

(in office)

FIELD EXAMINER: Kimberly Brown

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right No. 63-09880

May 7, 2004

Mr. Steven Nelson came into the office to discuss the 2nd Round Service letter he received from the State office. Mr. Nelson said that he and his mother still live on a remainder of the land pertaining to water right #63-9880. According to Mr. Nelson, he and his mother currently live on 2.54 of the remaining acres; which were originally 10 AC total, and still use the wells for domestic and irrigation purposes. Since the other 7 acres have become part of a subdivision that does not use the well water for irrigation purposes, Mr. Nelson will file for the 2.54 acre portion.

Regarding the use of irrigation district water to supplement this right, Mr. Nelson confirmed that they do not use Nampa Meridian Irrigation District water.

Kimberly Brown
Water Resource Agent
Western Region

SVSW

2000 PHOTO

INVEST

Receipt Details for ID W031711

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
5/17/2004 4:37:13 PM	5/18/2004 3:00:42 PM	WESTERN	\$53.00	Check
Payer		NELSON, STEVEN M.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4797			
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Fee
Claim No. 63-9880

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$53.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

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

Overlay review

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-4357

WATER RIGHT NUMBER: 63-4357

Owner Type Name and Address
Current Owner SVAFA A NELSON
 3976 CLOVERDALE RD
 BOISE, ID 83705

Priority Date: 06/01/1918
Basis: Statutory Claim
Status: Active

Source Tributary
WASTE WATER BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/15 to 11/15	0.600 CFS	
	<u>Total Diversion:</u>	0.600 CFS	

Location of Point(s) of Diversion
WASTE WATER SE1/4SE1/4 Sec. 34, Twp 04N, Rge 01E, B.M.
 ADA County

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	34									40.0	40.0							80.0

Total Acres: 80

Conditions of Approval:

Remarks:

Comments:

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 12/05/03 03:56 PM
DEPUTY Bonnie Oberbillig
RECORDED - REQUEST OF
Steven Nelson
AMOUNT 9.00

3



TRUSTEE'S DEED OF DISTRIBUTION

THIS INDENTURE, made this 5th day of December, 2003, by and between STEVEN N. NELSON and JUDITH N. OUDERKIRK, Co-Trustees of the SVAFA A. NELSON-FARRER TRUST, hereinafter referred to as "Grantors," and STEVEN N. NELSON, individually, whose current address is 3976 North Cloverdale Road, Boise, Idaho 83713-3613, hereinafter referred to as "Grantee."

WITNESSETH:

WHEREAS, Grantors are the duly designated and acting Co-Trustees of the Svafa A. Nelson-Farrer Trust; and

WHEREAS, Grantee is entitled to distribution of one-third (1/3) of the assets to be distributed to the children of Svafa A. Nelson-Farrer from said Trust, and Grantee has elected to receive, as a part of his distributive share, the real property described on *Exhibit A* attached hereto, which real property is commonly designated as 3976 North Cloverdale Road, City of Boise, Ada County, Idaho, consisting of approximately 2.54 acres;

NOW, THEREFORE, Grantors do hereby grant, convey, transfer and distribute to Grantee all of the right, title and interest of said Trust in and to the real property described on *Exhibit A* attached hereto, situate in Ada County, Idaho, together with the appurtenances thereto.

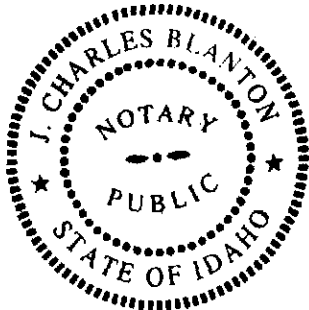
STEVEN N. NELSON, Co-Trustee of the
Svafa A. Nelson-Farrer Trust

JUDITH N. OUDERKIRK, Co-Trustee of the
Svafa A. Nelson-Farrer Trust

STATE OF IDAHO)
) ss.
County of Ada)

On this 5th day of December, 2003, before me, a notary public in and for said county and state, personally appeared STEVEN N. NELSON, known or identified to me to be the person whose name is subscribed to the within Deed and known or affirmed to me to be the Co-Trustee of the SVAFA A. NELSON-FARRER TRUST, and acknowledged to me that he executed the within Deed on behalf of said Trust.

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

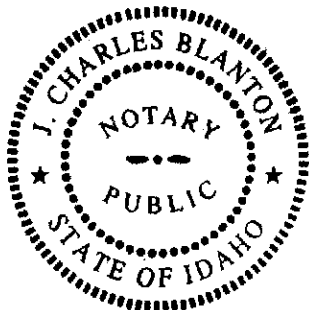


J. Charles Blanton
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires 7-17-09

STATE OF IDAHO)
) ss.
County of Ada)

On this 5th day of December, 2003, before me, a notary public in and for said county and state, personally appeared JUDITH N. OUDERKIRK, known or identified to me to be the person whose name is subscribed to the within Deed and known or affirmed to me to be the Co-Trustee of the SVAFA A. NELSON-FARRER TRUST, and acknowledged to me that she executed the within Deed on behalf of said Trust.

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



J. Charles Blanton
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires 7-17-09



**TEALEY'S LAND
SURVEYING**

2501 Bogus Basin Rd. • Boise, Idaho 83702
(208) 385-0636
Fax (208) 385-0696

Date: January 7, 2003

**DESCRIPTION FOR
STEVE NELSON**

A parcel of land being a portion of the NW 1/4 of the SW 1/4 of Section 34, T.4N., R.1E., B.M., Boise, Ada County, Idaho, as shown on Record of Survey No. 6033, filed for record in the office of the Ada County Recorder, Boise, Idaho under Instrument No. 103006673 and more particularly described as follows:

Commencing at a brass cap marking the West 1/4 corner of said Section 34; thence along the North boundary of said NW 1/4 of the SW 1/4 of Section 34

South 89°47'56" East 25.00 feet to an iron pin marking the **POINT OF BEGINNING**; thence continuing

South 89°47'56" East 265.50 feet to an iron pin marking the Northwest corner of Combes Park No. 3 Subdivision, as filed for record in the office of the Ada County Recorder, Boise, Idaho in Book 47 of Plats at page 3823; thence along the boundary of said Combes Park No. 3 Subdivision at right angles

South 00°12'04" West 121.73 feet to an iron pin; thence continuing

South 37°46'20" East 56.07 feet to an iron pin; thence continuing along said boundary of Combes Park No. 3 Subdivision and the boundary of Combes Park No. 4 Subdivision, as filed for record in the office of the Ada County Recorder, Boise, Idaho in Book 57 of Plats at page 5350

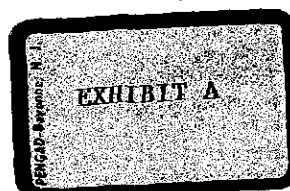
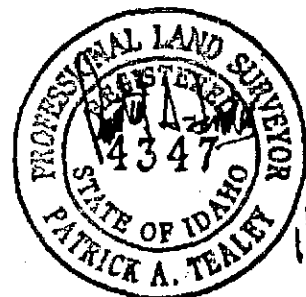
South 00°12'04" West 152.00 feet to an iron pin; thence continuing along said boundary of Combes Park No. 4 Subdivision

South 26°39'40" West 78.52 feet to an iron pin; thence continuing and along the extended boundary of said Combes Park No. 4 Subdivision

North 89°12'30" West 269.00 feet to an iron pin on the East right-of-way line of North Cloverdale Road; thence along said East right-of-way line along a line East of and parallel to the West boundary of said NW 1/4 of the SW 1/4 of Section 34

North 00°47'30" East 385.48 feet to the **POINT OF BEGINNING**,

Said parcel of land contains 2.54 acres, more or less.

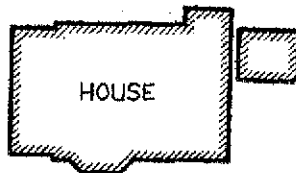


BOUNDARY BEARING
N 00°47'30" E 2654.90'

25'

301.77'

N 00°47'30" E 385.48'



HOUSE

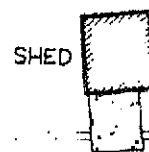


SHED

PARCEL A
110,680 sq.ft.
2.54 acres

TOP OF BANK

SHAWER LATERAL

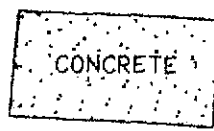


SHED

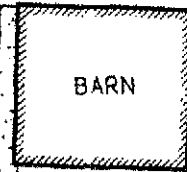
TOP OF BANK



SHED



CONCRETE



BARN

S 00°12'04" W 121.73'

S 26°39'40" W 78.40'

N 89°12'30" W 25.00'

N 89°12'30" W 269.00'

40'

68'

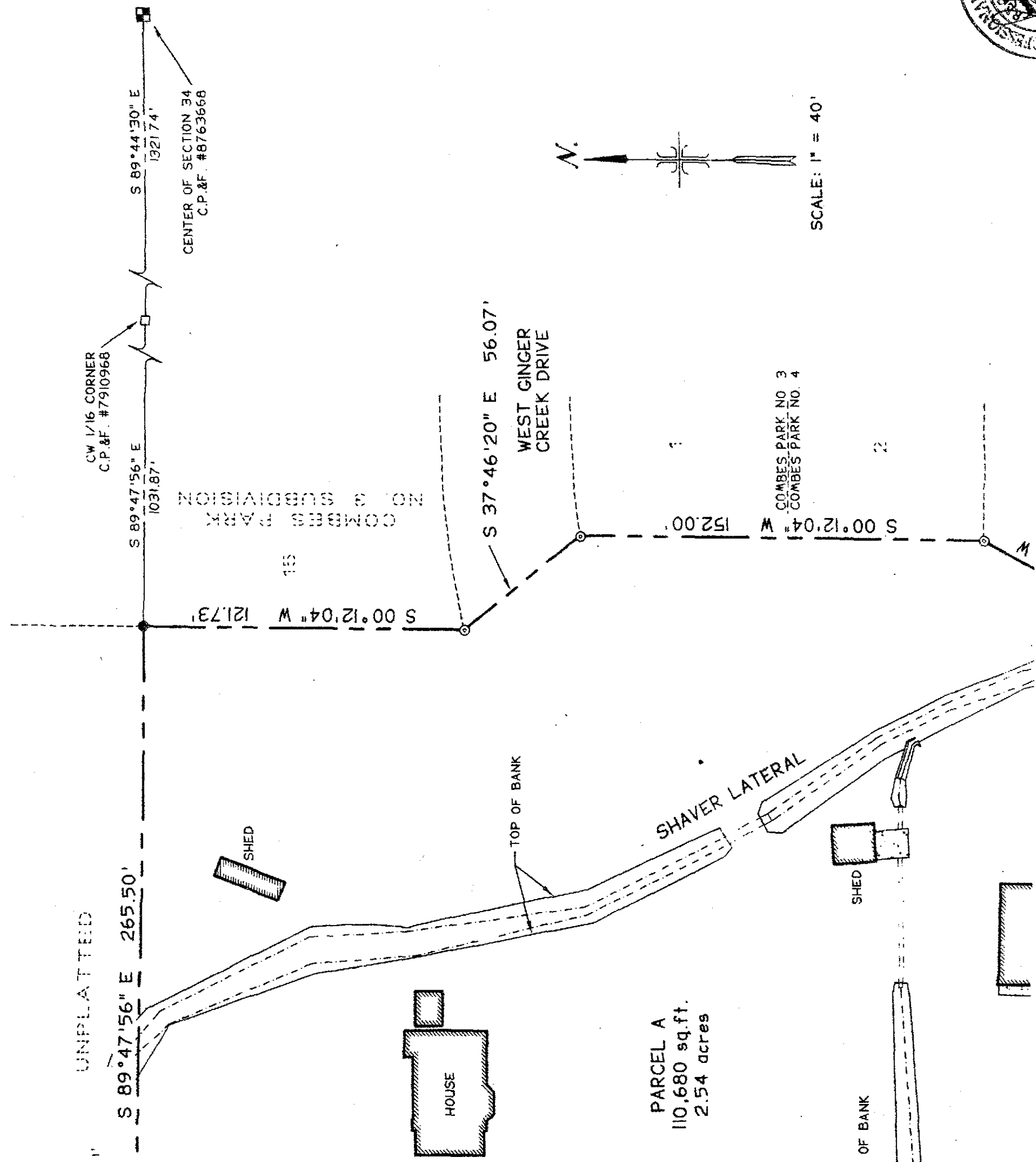
7

6

5

RECORD OF SURVEY FOR STEVE NELSON

A PORTION OF THE NW 1/4 SW 1/4, SECTION 34,
T.4N., R.1E., B.M.,
BOISE, ADA COUNTY, IDAHO



LEGEND

- BOUNDARY LINE
- FOUND BRASS CAP
- FOUND ALUMINUM CAP
- FOUND 5/8" IRON PIN
- SET 5/8" X 30" IRON PIN w/CAP
- CALCULATED POINT
- SECTION LINE

CERTIFICATE OF SURVEYOR

I, PATRICK A. TEALEY, PLS NO. 4347, STATE OF IDAHO, DO
HEREBY CERTIFY THAT THE SURVEY REPRESENTED ON THIS PLAT
WAS PERFORMED BY ME OR UNDER MY DIRECT SUPERVISION AND IS
IN CONFORMITY WITH THE STATE OF IDAHO CODES RELATING TO PLATS
AND SURVEYS AND THE CORNER PERPETUATION AND FILING ACT.



WATER RIGHT LICENSE

THIS IS TO CERTIFY, that Svafa A. Nelson

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Irrigation	from March 15 to November 15 at	0.20 cfs and	45.0 acre feet
Domestic (1 Unit)	from January 1 to December 1 at	0.6 cfs and	0.6 acre feet
	from _____ at _____	cfs and	

(Your dates inclusive)

Description and location of place of use:

[illegible]

Acting for the

Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORTNelson, Svafa A.
P/D: NWSN Sec 34T4N R1E
Source: groundwater
use: Irrigation .20
Domestic .04 cfs
total .20 cfs

63-9880

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:		jp	no appt. made
☐ Telephone call made: (List Telephone No. used)	8/9/83		
☐ Appointment scheduled for: (Date, time, location)	8/10/83 10:00		CLOVERDALE RD. BETW. McMILLAN & VSTICK.

EXAMINATION

Date 8/10/83 Accompanied by MRS. NELSON Total Q measured 0.20 - Calc.
If source is surface water, estimate total flow of source
Methods of measurement CALCULATION Meets Permit requirements?

Measurement calculations:

DOMESTIC - 1 HOME - 0.04 cfs
IRRIG. - $\frac{5HP \times .80 \times 8.8}{80' + (400' \div 4.333)} = \frac{35.2}{172.31} = 0.20 \text{ cfs} +$
10 acres $\times 0.02 \text{ cfs} = 0.20 \text{ cfs}$
 $V = 10 \times 4.5 = 45.0 \text{ AF}$
 $V = 0.20 \times 1.9835 \times 245 = 97.19$

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
	5	SUBMERSED IRRIGATION PUMP						
	?	(DOMESTIC PUMP - SUBMERSED 1/30)						

System Description 2 WELLS - 1 - 5HP & 1 DOMESTIC WELL, APPROX. 10 AC OF IRRIGATION - SOME FLOOD & SOME SPRINKLER IRRIGATION. PUMP SET AT 80'. WELL TEST PUMPED AT 90 GPM.

*Code with map on reverse side. Disregard code if only one.

$$448.8 \sqrt{90} = 0.20 \text{ cfs}$$

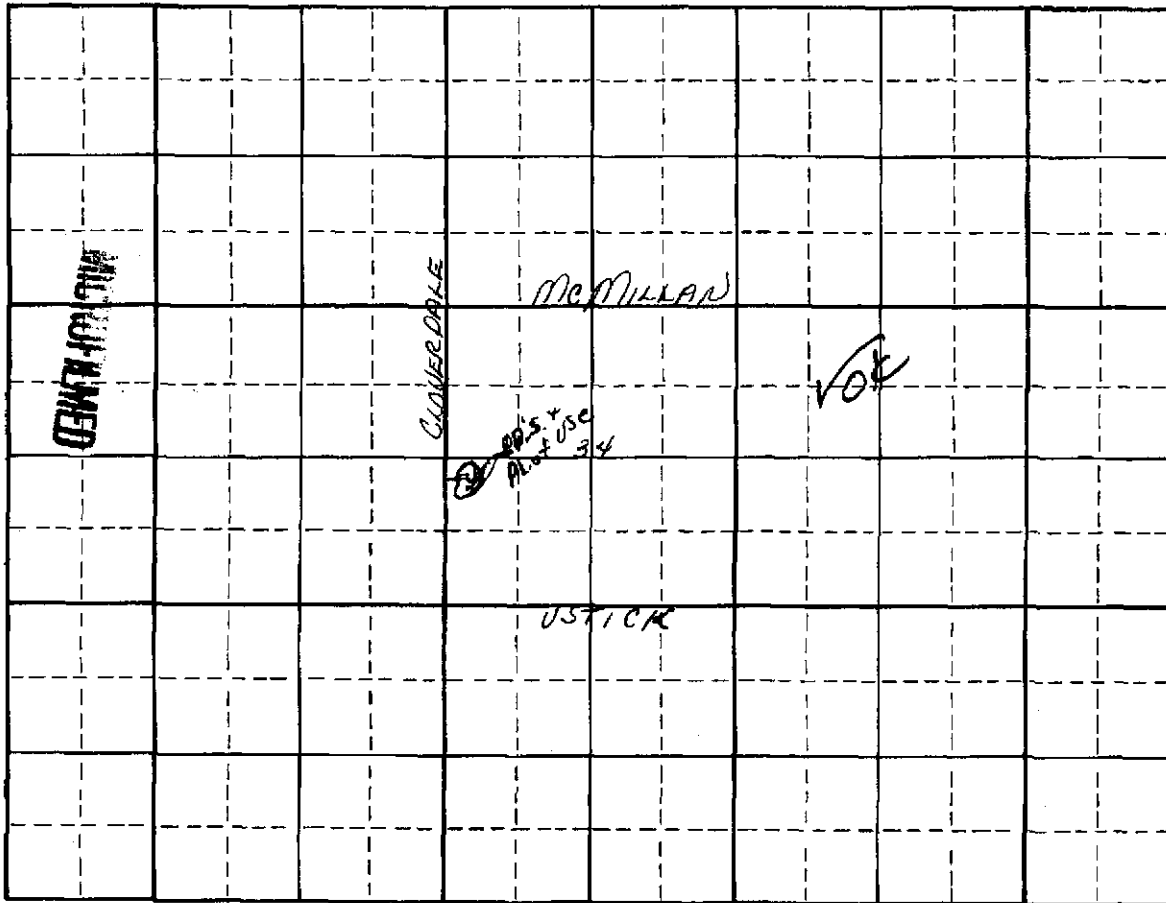
RECOMMENDED AMOUNTS

USE	Q (cfs)	V (afa)	FROM	TO
IRRIGATION - 10 ACRES	0.20 ✓	45.0 ✓	3/5 ✓	11/5 ✓
DOMESTIC - 1 HOME	0.04 ✓	0.6 ✓	1/1 ✓	12/31 ✓
3 AC AROUND HOME (GARDEN, LARGE LAWN, SMALL PASTURE & CIRCULAR AREA INSIDE DRIVEWAY)				(245 days for irr.)
PASTURE WHERE HAY IS GROWN IS APPROX. 7 ACRES.				
Total	0.20 ✓	45.6 ✓		

Remarks IT WOULD HAVE BEEN VERY DIFFICULT TO MEASURE THIS SYSTEM. PART OF THE LAND IS FLOOD IRRIGATED WITH 3" PVC PIPE & PART IS SPRINKLER IRRIGATED. THEREFORE, I CALCULATED THE AMOUNT WITH INFORMATION MRS. NELSON FOUND IN HER FILES. THE DOMESTIC WELL IS CALCULATED. Standard for domestic irrigation.

Recommend R/6(4.5) - permit shows Nampa-Meridian Rights. ✓

MAP (Attach Aerial Photo)



SCHEMATIC DIAGRAM OF SYSTEM

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: NW 1/4 SW 1/4, SEC. 34, TWP. 4N, RGE. 1E.
(2 PTS)

Place(s) of Use: same as permit

TWP.	RGE.	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1E	34									10								10
											X DOMESTIC								
																			10

Recommended Amendments:

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

Examiner's Signature

Checked by

Approved by

Date 9/2/83

Date 12/15/83

Date 1-19-84

2-14-84

Overlap Review - 63-9880
per micro-fische 1/19/84

p/u - ~~63~~ 63-4357 wastewater
(40 acres irrigation) -
different source ok
R16(4.5)

p/d - 63-2333 unnamed stream
name of Manville Fruit Co.
irrigation & domestic uses
no overlap - different source.

kw ok
Jim

MICROFILMED



State of Idaho
DEPARTMENT OF WATER RESOURCES
WESTERN REGION, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-2190

December 14, 1982

Scott A. Nelson
3976 No. Cloverdale Rd.
Boise, ID 83704

Re: 63-9880

Dear Mr. Nelson:

We acknowledge receipt of your statement submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department.

☐ A field examination of your system has been scheduled for _____
when the weather permits.

If this time and date is not convenient for you, please contact this office as soon as possible.

☒ A field examiner will contact you to arrange to examine your system.

If you have any questions regarding the field examination, please contact this office.

Sincerely,

Judy Pense

Judy Pense
Secretary

MICROFILMED

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

STATEHOUSE
BOISE, IDAHO 83720
(208) 334-4440

NELSON, EVAFA A.
3976 N. CLOVERDALE RD.
BOISE, ID 83704

APRIL 28, 1982

RE: PERMIT NO. 63-9880

DEAR PERMIT HOLDER:

ENCLOSED IS A COPY OF YOUR APPROVED APPLICATION FOR PERMIT. WE DIRECT YOUR ATTENTION TO THE CONDITIONS OF APPROVAL ON THE FOURTH PAGE.

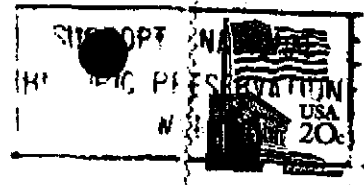
WE HAVE ENCLOSED A FORM ENTITLED "MAKING PROOF OF BENEFICIAL USE". PLEASE READ THE INSTRUCTIONS CAREFULLY SINCE YOU MUST TAKE FURTHER ACTION TO DEVELOP THIS PERMIT INTO A LICENSE.

SINCERELY,

DAVID R. TUTHILL, JR., P.E.
SUPERVISOR, WATER ALLOCATION SECTION

ENCLOSURE

W. A. [unclear]
3976 N. Cloverdale
Boise ID 83704



RECEIVED
JUL 26 1982
IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card as a statement that the permit holder(s) has completed development to the extent shown below of Permit 63-9880.

Name(s) of Permit Holder: (Mrs) Srafa A. Nelson

Post Office Address: 3976 N Cloverdale, Boise, ID 83704

Tel. No. 375-3866

Source of Water: Well Completed April 1979

Extent of Use: ☐ Domestic (number of households)
☐ Stockwater (number and type of stock)
☒ Irrigation 10 (acres)
☐ Other

Measuring Device: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

Access Port: Required? ☐ Yes ☐ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

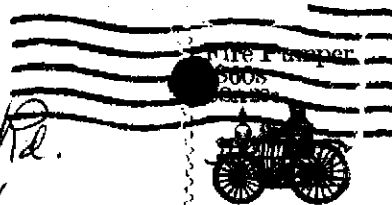
July 24, 1982
Date

Srafa A. Nelson
Signature of Permit Holder

Laura C. (Mrs.)
3976 N. Cloverdale Rd.
Boise, Idaho 83704

PM 12

MAY 19 1982



MICROFILMED
RECEIVED

MAY 19 1982



Department of Water Resources

IDAHO DEPARTMENT OF WATER RESOURCES

STATEHOUSE

BOISE, IDAHO 83720

DEPARTMENT OF WATER RESOURCES

The Idaho Department of Water Resources will consider this card a statement that the permit holder(s) has completed development to the extent shown below on permit No. 63-4880

Name(s) of Permit Holder: Stafa A. Nelson

Post Office Address: 3976 N. Cloverdale, Boise, ID 83704

Tel. No. 315-3866

Source of Water: Groundwater

Extent of Use: ☐ Domestic _____ (number of households)
☐ Stockwater _____ (number and type of stock)
☒ Irrigation 10 _____ (acres)
☐ Other _____

Measuring Device: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No
Access Port: Required? ☐ Yes ☒ No Installed? ☐ Yes ☐ No

The above information is a true statement of the extent to which the above numbered permit has been developed.

May 14, 1982
Date

Stafa A. Nelson
Signature of Permit Holder

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant Syafa A. Nelson Phone 375-3866

Post office address 3976 No. Cloverdale Rd., Boise, ID 83704

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

3. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 4N

Range 1E B.M. Ada County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

Amount .20cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount .04cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)

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

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

5. Total quantity to be appropriated:

a. .20 cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, w/pump, pipeline
to place of use. _____

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

Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)

c. Proposed well diameter is 8 inches; proposed depth of well is 85 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial

use is 5 years (minimum 1 year — maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 34 Township 4N

Range 1E B.M.

(2) Amount of power to be generated: _____ horsepower 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 one.

(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.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1E	34									10								10

Total number of acres to be irrigated 10

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

Nampa - Meridian Rights *

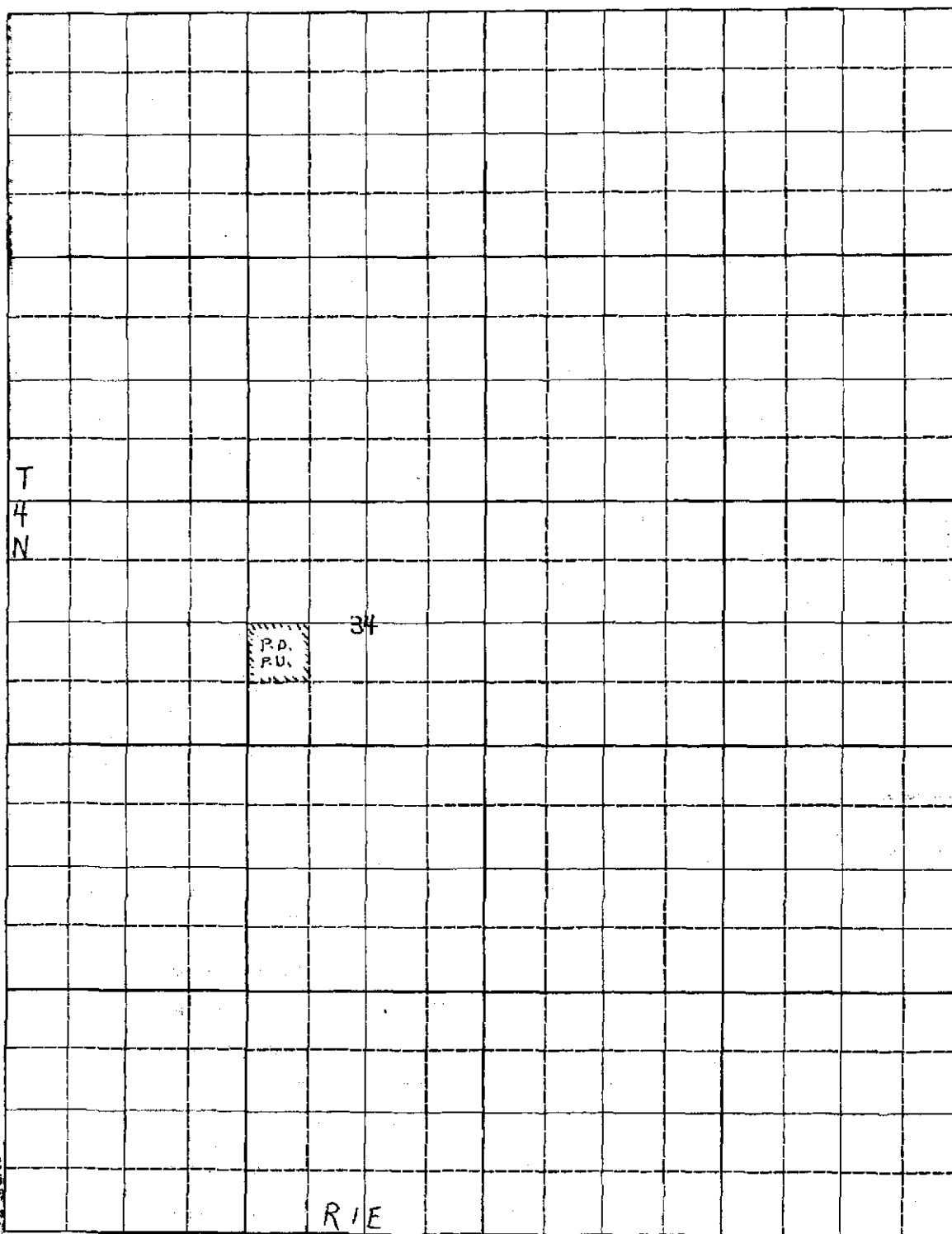
9. a. Who owns the property at the point of diversion applicant

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 *Nampa - Meridian Right but impossible to get water to land under present conditions.

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.

Shafa A. Nelson
(Applicant)

Proposed Priority 2/26/1982

Received by OK Date 2/26/82 Time 12:45 P.M.

Preliminary check by CLS Fee \$ 30.00

Received by OK Date 2/26/82 # 21965

Publication prepared by jp Date 3/4/82

Published in Idaho Statesman

Publication dates 3/11 & 3/18/82

Publication approved OK Date 3/26/82

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by OKS

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. 63-9880, 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 April 1, 19 87.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: Permit holder shall commence the excavation or construction of diverting works within one year of the date this permit is issued and shall proceed diligently until the project is complete.

Witness my hand this 13th day of April, 1982.

J. Glen Saxton
Chief, Operations Bureau

STATE OF IDAHO)

133.

two _____ insertions, beginning with the

Wm. E. Johnson

Margaret Ross Storr

Notary Public for Idaho, Residing at Boise, Idaho

RECEIVED

MAR 19 1982

**Department of Water Resources
Western Regional Office**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
COMMENCEMENT OF WORKS

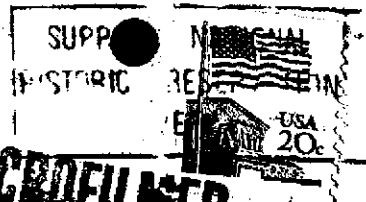
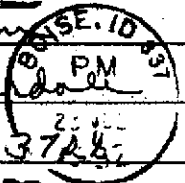
Permit No. 63-9880
Name(s) of Permit Holder(s) (Mrs) Svata A. Nelson
Post Office Address: 3976 N. Cloverdale
Boise, ID 83704 Tel. No. 55-3866

- ☐ I hereby certify that construction of WELL on the above referenced permit began on JUL 20 1988 (date). I understand that I must continue to develop the water system with due diligence to maintain a valid permit.
- ☐ I hereby certify that construction of diverting works on the above referenced project has not yet begun due to the following reason beyond my control*:

Well completed in Spring of 1979.
July 24, 1988 Svata A. Nelson
Date Signature of Permit Holder

*Note: A financing difficulty is not an acceptable reason.

Luoga Nelson
3976 N. Cloverdale
Boise, Id 83725



MICROFILMED

JUL 26 1988



IDAHO DEPARTMENT OF WATER RESOURCES
JUL 26 1988

IDAHO DEPARTMENT OF WATER RESOURCES
STATEHOUSE
BOISE, IDAHO 83720

February 17, 1984

RE: Permit No. 63-9880

Svafa A. Nelson
3976 N. Cloverdale Rd.
Boise, ID 83704

Dear Mr. Nelson:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure

MICROFILMED

State of Idaho
Department of Water Resources

APPLICATION FOR PERMIT ANALYSIS SHEET

INITIAL REVIEW BY: CLS

APPLICATION NUMBER: 63-9280

CHECK:

- ☒ Source.
☒ Point of diversion.
☒ County.
☒ Quantity of water and period of use.
☒ Description of diverting works.
☒ Time required for beneficial use of water.
☒ Place of use or acres irrigated.
☒ Map.
☒ Signature.
☒ Fee.
☒ Yes ☒ No Field check required.
☒ Yes ☒ No Critical groundwater area.
☒ Yes ☒ No Request dam safety information. Sent by: _____ Date: _____
☒ Yes ☒ No* In form to receipt.

Field check by: _____
Date: _____
Comments: _____

*REQUEST THE FOLLOWING ADDITIONAL INFORMATION FROM THE APPLICANT: _____

SEND COPIES TO:

- ☐ Idaho State Health Department.
☐ Idaho Fish and Game Department.
☐ Idaho Department of Lands.
☐ U.S. Bureau of Land Management.
☐ U.S. Forest Service.
☐ Other _____

Copies sent by: _____ Date: _____

PROCESSING:

- ☐ Yes ☐ No Platted by: _____ Map No. _____
☒ Yes ☒ No Other rights on same place of use. Nampa-Meridian Irr. District, see item 10
☒ Yes ☐ No* In form for advertising.
Final date for protests: 3/29/82 ✓
☐ Yes ☐ No Protests received. If yes, record information on 4th page of application.

FINAL REGIONAL PROCESSING REVIEW:

- ☒ Affidavit of publication received. Date: 3/19/82 ✓
☒ Application published correctly. If not, record action taken: _____
☒ Fee amount, receipt date & number, recorded on application. 30.00 + 21905 20240
☒ Publication dates and paper, recorded on application. 3/11/82 3/19/82
☒ Protests, dates, withdrawal, etc., recorded on application.
☒ Recommendation & initial, recorded on application.
☐ Yes ☒ No Measuring device required.
☐ Yes ☒ No Access port required.
☐ Yes ☒ No Will water be delivered by watermaster? If yes, what district? _____
☒ 3/26/82 Date of priority recommended.
Special conditions of approval or cover letter. I.P. GW letter

By: OBS

Date: 3/29/82

STATE OFFICE REVIEW:

SW/LW

☐ See attached sheet for more information.

By: _____

Date: 4-12-82

RECEIVED
APR 01 1982

POINT OF DIVERSION AND STREAM INDEX INFORMATION

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

TRACT SEC TWP RGE gov't rediv.
lot (R) REACH

IDAHO STREAM CODE INDEX

12/21/1

PORT

READ

DIGITS

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3-9980

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IDENT. NO. 63-9880

WATER RIGHT
DATA ENTRY LOG

[illegible]

NOTICE OF APPLICATION FOR WATER RIGHT

Notice is hereby given that the following application(s) have been submitted for permit to appropriate the public waters of the State of Idaho:

If issued, the permit(s) will be subject to all prior water rights. Protests against the granting of any permit must be filed with the Director of the Idaho Department of Water Resources, 92 S. Cole Road, Boise, Idaho 83709 on or before MARCH 29, 1982.

A. KENNETH DUNN

Director

Published 3/11 & 3/18/82.

63-9880-

NELSON, SVAFR A.

3976 N. CLOVERDALE RD., BOISE, ID 83704

Source: GROUNDWATER

Date Filed: 02/26/1982

Amount: 0.20 CFS

Diversion Point: NWSW Sec 34 T 04N R 01E, ADA Co.

Use: IRRIGATION	(0.20 CFS)	from 03/15 to 11/15
DOMESTIC	(0.04 CFS)	from 01/01 to 12/31

Place of Use: NWSW Sec 34 T 04N R 01E FOR 10 ACRES

Diversion Means: WELL, PUMP & PIPELINE

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