

TENT OF WATER RESOURCES

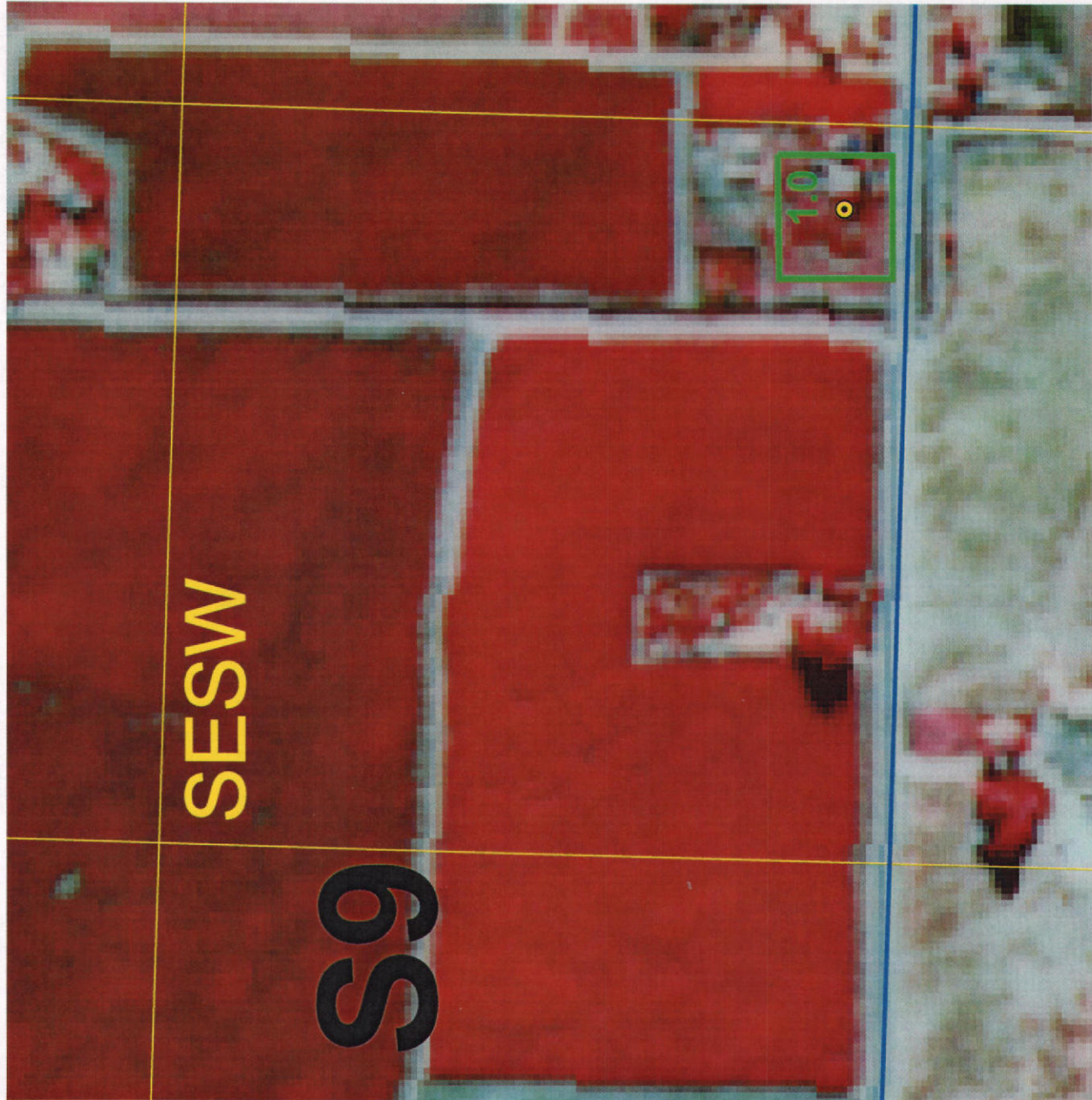
UNITED STATES
DEPARTMENT OF THE INTERIOR
BIOLOGICAL SURVEY



MICROFILMED

AUG 25 1992

Idaho Department of Water Resources



T03N, R01W,
S9

Claim No: 63-15732
Prepared By: Kimberly Brown
Date: March 19, 2004

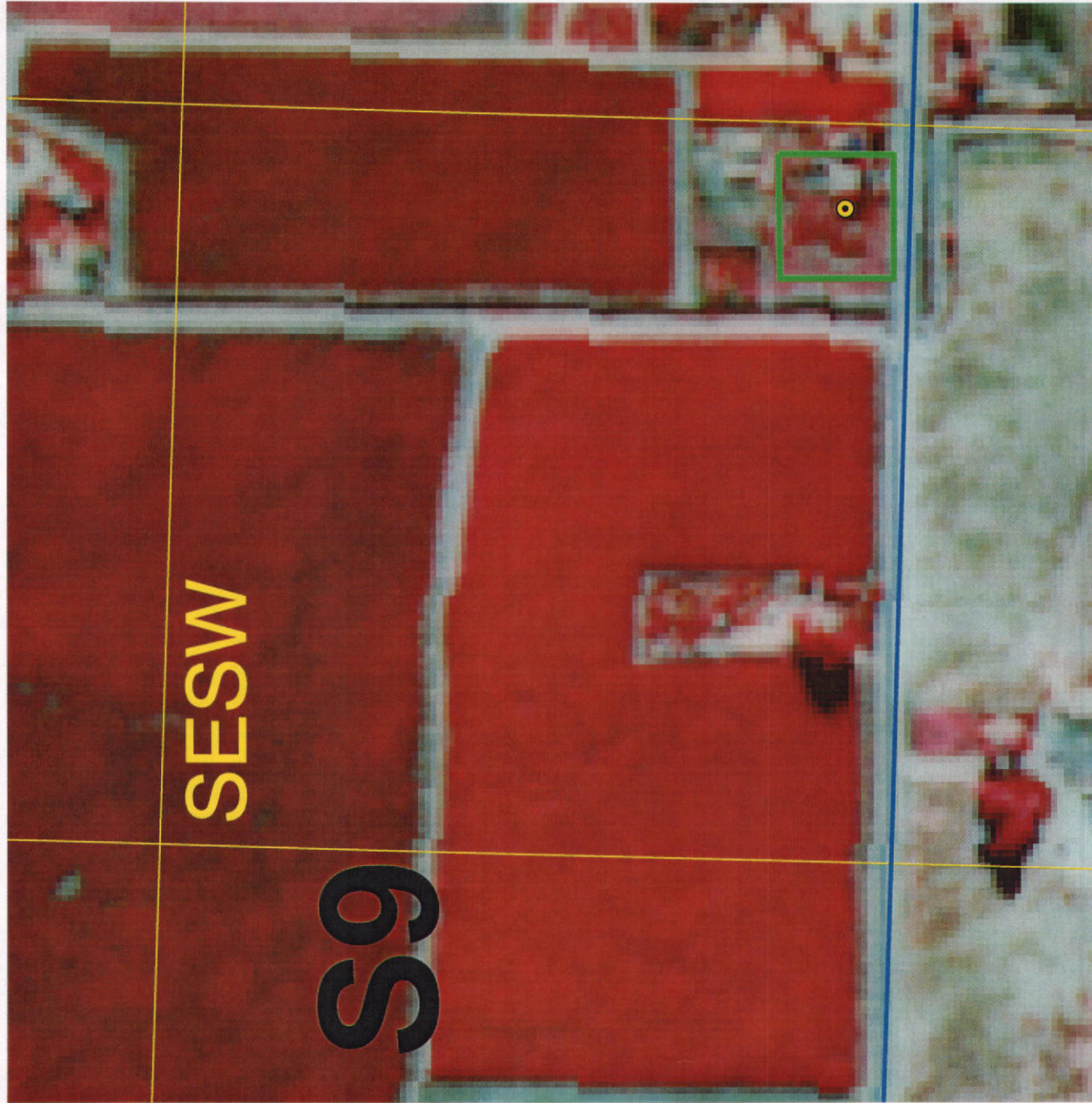
- Point of Diversion
- Place of Use
- Section Lines
- 1/4 1/4

Acres Irrigated = 1.0



1987 NAPP

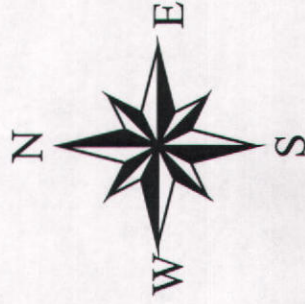
Idaho Department of Water Resources



T03N, R01W,
S9

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



1987 NAPP

63-15732

Photo 163022a



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: A63-15732
Date Received: 6/19/1989
Receipt No: C007585
Received By: AB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LELA C. ROSE 208-888-2082
Address: 5620 W. FRANKLIN
MERIDIAN, ID 83642

2. Date of Priority: JUL 29, 1939

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	01W	9	SE	SE	SW		ADA

5. Description of diverting works:
WELL AND 3 HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	03/15	11/15	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/ ONE HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01W	9	SE	SW		DOMEST	
			SE	SW		IRR	1.0
						Section Acres	1.0

A63-15732

Page 1

Date: 06/19/89

MICROFILMED
AUG 25 1992

10. Place of Use: Continued

Total Acres 1.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

IRRIG. WATER FROM NAMPA MERIDIAN IRRIG. DIST.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): X Lela C Rose Date: 6/19/89
Date:

State of Idaho)
County of Ada) SS.

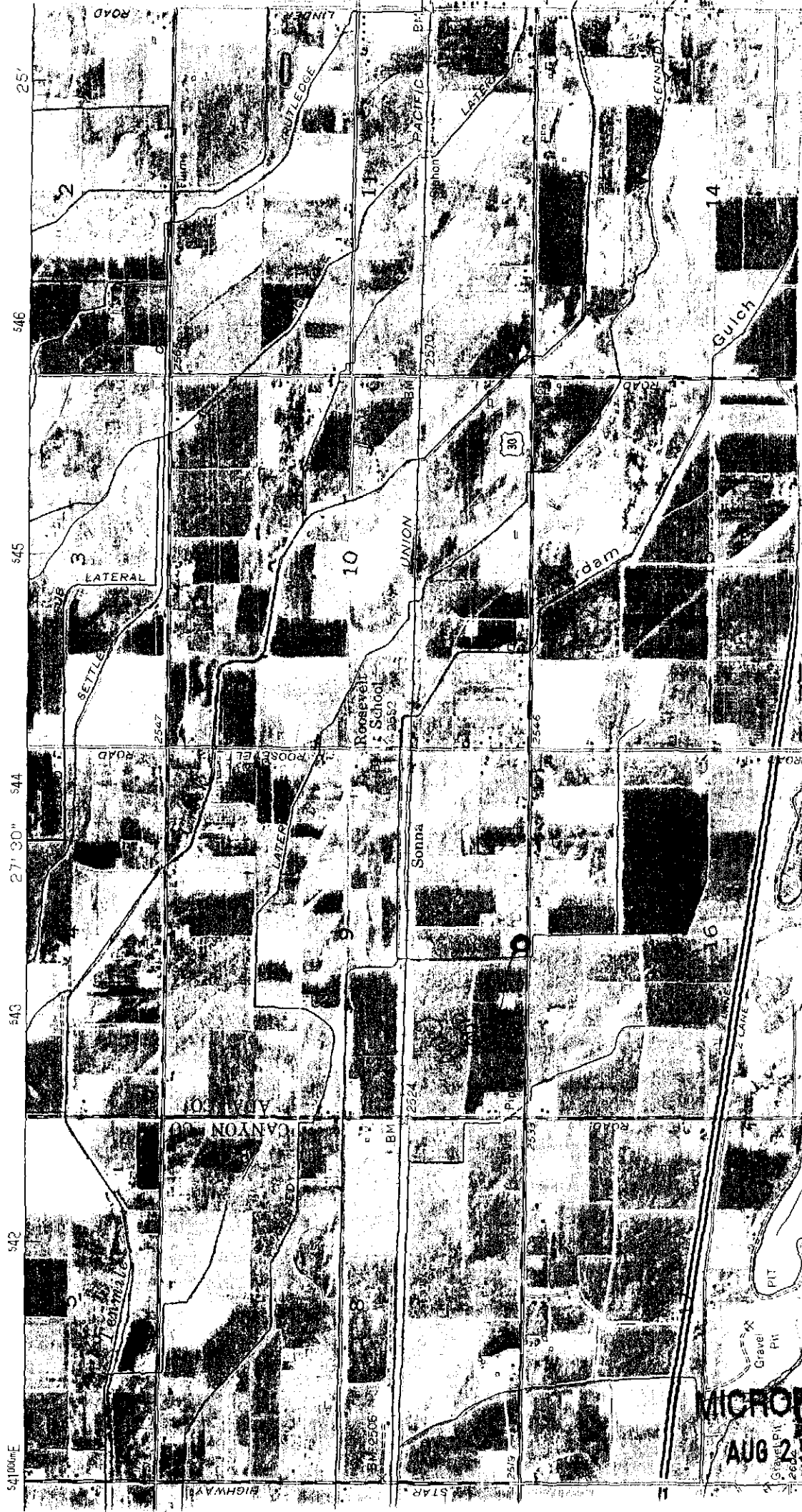
Subscribed and sworn (or affirmed) before me this 19th day
of June 1989

Cynthia Baunle
Notary Public

Seal

Residing at Bowle Idaho
My Commission Expires 07 1994

also
 TENT OF WATER RESOURCES
 UNITED STATES
 DEPARTMENT OF THE INTERIOR
 GEOLOGICAL SURVEY



MICROFILMED
 AUG 23 1992

05/31/2005 RECEIVED
JUN 27 2005
WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

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

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

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

Water right number: 63-15732

LELA C ROSE
5620 W FRANKLIN
MERIDIAN ID 83642
Telephone Number: (208)888-2082

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):
2. Describe the changes you wish to make in the proposed recommendation:
3. Give a brief explanation as to why you disagree with these portions:

X I AGREE with this proposed recommendation: no changes need to be made.

DATE: 6/17/05 SIGNATURE: Lela C (Rose) Love
Please print your name: LELA C (ROSE) LOVE

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

05/26/2005

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

RIGHT NUMBER: 63-15732

NAME AND ADDRESS: LELA C ROSE
5620 W FRANKLIN
MERIDIAN ID 83642

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 07/29/1939

POINT OF DIVERSION:

T03N R01W S9 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.020 CFS 4.50 AFY
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION Within ADA County

T03N R01W S09 SESW 1.0

DOMESTIC Within ADA County

T03N R01W S09 SESW

1 ACRES TOTAL

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

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

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: Beneficial Use

PARCEL NO: S1209347100.

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

Idaho Department of Water Resources

**T03N, R01W,
S9**

Claim No: 63-15732
Prepared By: Kimberly Brown
Date: March 19, 2004

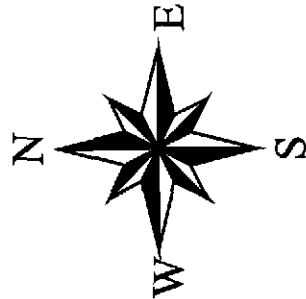
© Point of Diversion

Place of Use

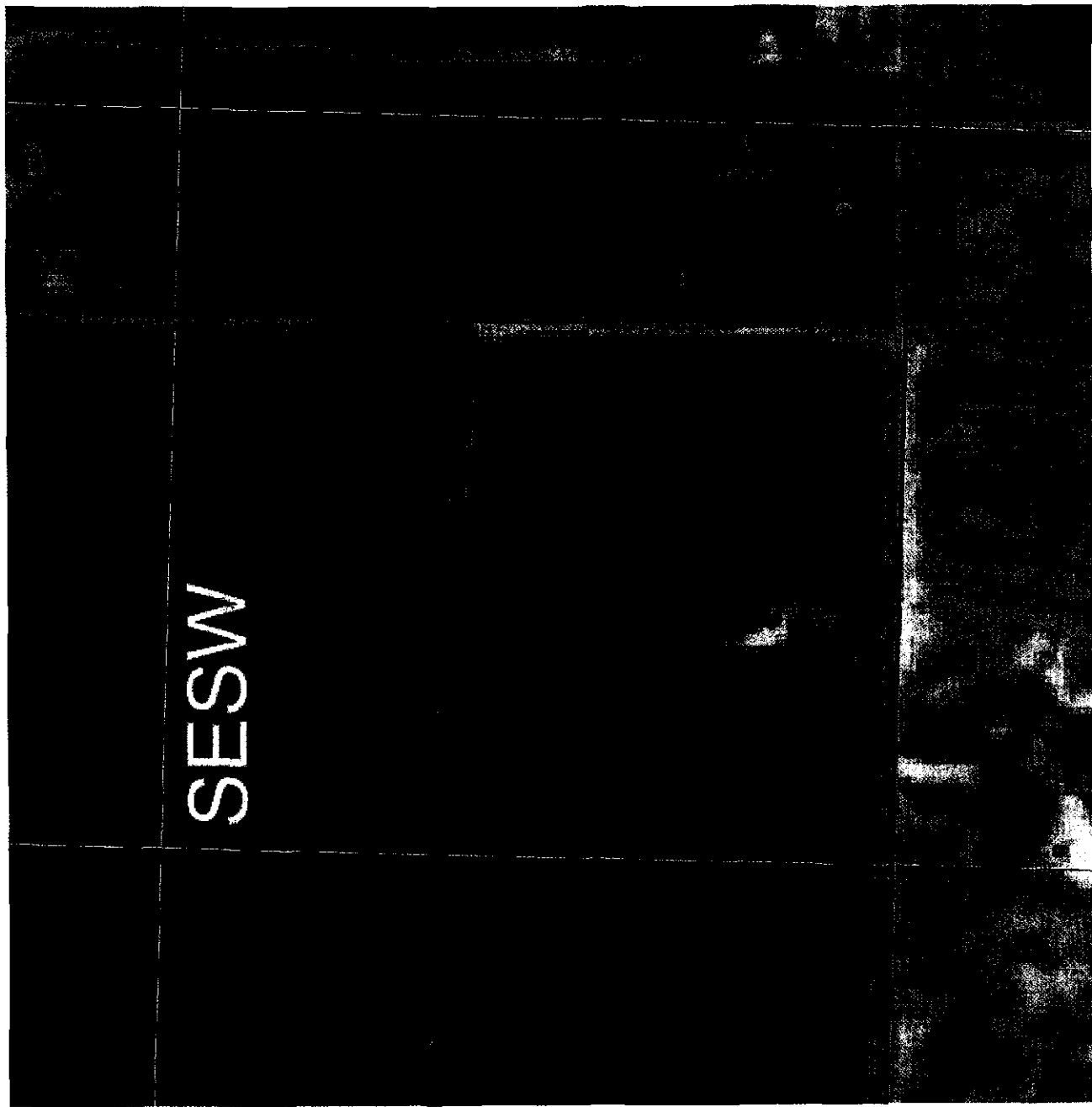
Section Lines

1/4 1/4

Acres Irrigated = 1.0



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles



Idaho Department of Water Resources

**T03N, R01W,
S9**

Claim No: 63-15732
Prepared By: Kimberly Brown
Date: March 19, 2004

☉ Point of Diversion

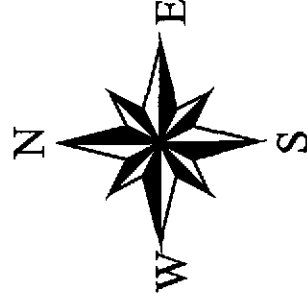


Place of Use

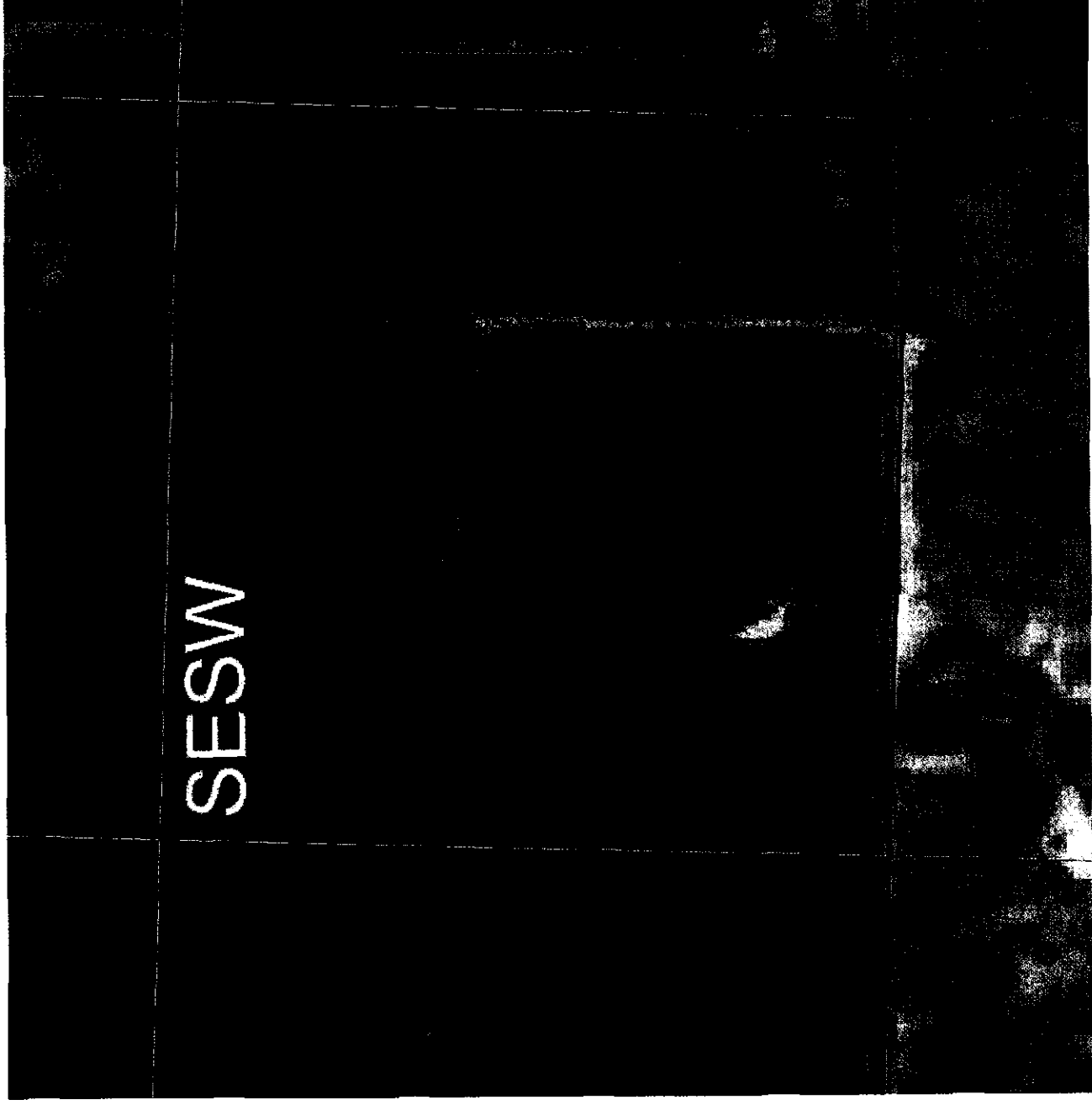


Section Lines

1/4 1/4



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-15732

WATER RIGHT NUMBER: 63-15732 ✓

Owner Type

Current Owner

Name and AddressLELA C ROSE ✓
5620 W FRANKLIN
MERIDIAN, ID 83642
(208)888-2082

Priority Date: 07/29/1939 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

DOMESTIC ✓

From To

3/15 to 11/15 ✓

1/01 to 12/31 ✓

Diversion Rate

0.020 CFS ✓

0.040 CFS ✓

Annual Volume

4.5 AF

Total Diversion:

0.060 CFS ✓

4.5 AFA

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

(SE1/4)SE1/4SW1/4 ✓

Sec. 9, Twp 03N, Rge 01W, B.M. ✓

Remove QQQ

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 03N	01W	9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	1.0
																			✓ (2583 AC)

Total Acres: 1 ✓

DOMESTIC ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 03N	01W	9	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	X

ADD S04 - Season of use is 3/1 to 11/15.

Conditions of Approval:

ADD X01 - Domestic use is for 1 household.

Remarks:

ADD - Use combined with Nampa Meridian Irr.

ADD N10 - Quantity decreed for domestic use is not a determination of historical beneficial use.

ADD N12 - " shall not exceed 13,000 gal/day.

Parcel # S1209347100.

Field Exam Date 3.18.04
(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 \$51.00 (\$50.00 flat fee + 1 acre irrigation)
- ☐ 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

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) 63-15732

Owner: Lela C. Rose Phone No. (208) 888-2082

Current Address: 5620 W. Franklin, Meridian (property location)

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Love L.A. and Love L.C. Trust (according to 2002 Ada Co. Tax lot info.)
- ☐ No change Address
- ☒ NEW ADDRESS 1361 Siningwood Ct., Apt. 4 Walnut Cr., CA 94595-3248
- ☐ How long owned property?

Mailing Address:

Accompanied by: N/A (Lela's son)

PRIORITY DATE

- ☒ No change - Complete evidence submitted or not necessary submitted March 4, 2004 (plus various documents from the County Assessor's office).
- ☐ 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: July 29, 1939

(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 (QQQ removed from claimed SE4 SE4 SW4 to recommend SE4 SW4.)
- ☐ 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

well and 3 HP pump (submersible)**OVERLAP REVIEW**Other water rights with the same point of diversion: None

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

WATER USES☐ No change☐ Different UsesUse Irrigation From _____ To _____ Amount _____ CFS 4.5 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

$$1 \text{ AC} \times 4.5 \text{ af/annum} = \textcircled{4.5 \text{ af/annum}} \quad \textcircled{\checkmark} \quad 0.02 \text{ cfs} \times 1.9835 \times 246 \text{ days} = 9.76 \text{ af/annum}$$

TOTAL VOLUME - Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 4.5 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:**Domestic - 1 household.☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

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

Domestic use is for 1 household.

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

Quantity decreed for domestic use is not a determination
of historical beneficial use. *
" shall not exceed 13,000 gallons/day.

Parcel No: 31209347100.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU Intrepid Engineering Services exam (11/20/01)
- ☒ GPS readings Intrepid
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 3.18.4 (in office)

FIELD EXAMINER: Kimberly Brown

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: None

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

Delivery System Narrative: Ditch

POD ID: 163022

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
A0009260		3			
301240					
281214					

Easting
Northline

FLOW MEASUREMENTS: N/A - Intrepid calculated flow rate.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS (OVER)

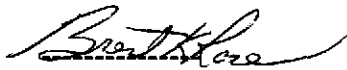
In the matter of water right claim SRBA Claim A63-15732, the date of priority was established as July 29, 1939. This date is conservative based upon the Ada County Assessor's conveyance record of this property back to January 1936 (attached), and the ledger entry of the residence being built in 1920 at the Ada County Assessor's office.

The property located at 5620 West Franklin Rd. Meridian Id 83642, being built in 1920, was split off from a larger parcel. This residence, and water right claim property location are described in the following place of use:

Township 03N, Range 01W, Section 9, ¼ SE of ¼ SW.

Of this 2.6 acres, ground water is used for the residence via a well, and 1 acre of pasture is irrigated from the ditch.

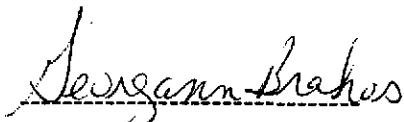
This property was purchased from Sam & Bessie Richardson in May of 1967 by my parents, and remains in the family. When the property was purchased it was split from the larger portion of an 80+ acre farm consisting of irrigated fields. The conveyance of this and the entire larger portion of the property is indicated in the attached letter from the assessor's office concerning a disputed survey boundary for the larger portion of the once attached property. This record of conveyance shows a history of the property, which includes the original residence with 2.6 acres as described above, traced back to the first sale of the property from the original owner on January 14th 1936.



Brent Rose

RECEIVED
MAR 04 2004
WATER RESOURCES
WESTERN REGION

The residence at 5620 W Franklin Rd. Meridian Id, is recorded at the Ada Co. Assessor's office as being built in 1920.



Ada Co. Assessor's Office



Property Master			
03/02/2004			
Year 2004	Parcel # S1209347100	Status Active	Property Type Real
Property Code Area 242		State Parcel # 03N01W097100	

Physical Location	
Address	5620 W FRANKLIN RD MERIDIAN ID 83642-0000
Group Type	SECT
Group #	1209
Description	3N 1W 09
Zoning	RUT
Township/Range/Section	3N 1 09

Contact Information	
Name	LOVE L A AND LOVE L C TRUST
Mailing Address	1361 SININGWOOD CT APT 4 WALNUT CREEK CA 94595-3248

Description

PAR #7100 OF SE4SW4
SEC 9 3N 1W
#96083405

Additional Contacts

LOVE L A AND LOVE L C TRUSTEES

Status	State Category Code	Acres	Assessed Value	Assessment Roll	Property Occupancy	Valuation Method
--------	---------------------	-------	----------------	-----------------	--------------------	------------------

Active	120	2.600	55,000	Primary	Non-Occupancy	MARKET
Active	340		60,900	Primary	Non-Occupancy	COST

115,900

Less Homeowners Exemption

115,900

RESIDENTIAL CHARACTERISTICS

3/2/2004

Year 2004	Parcel S1209347100	Status Active	Status Date 1/1/1999	Reappraisal Year 2004
Property Address 5620 W FRANKLIN RD			Section/Township/Range 09/3N/1W	
MERIDIAN				

Last Change Date 11/10/1997 User ASVLADIY

State Category Code 340	Appraiser Initials GRA	Physical Inspection Date	Occupancy Date	Year Built 1920	Last Year Remodeled 1968
Dwelling SFD	Inspection Status Entered	% Owner Occupied 100%	Construction Class 3	Market Grade Good	Design Single Level

	Type	Shape	Linear Feet	Sq Feet Finished	Sq Feet Unfinished	Square Feet
Ground Floor:	None	Average	0.00			1292
Upper Floor:	None	None	0.00			0
Lower Floor:	None	None	0.00	0	0	0
Attic:				0	0	0
Basement:				0	300	300
Roof Type	Average		Total Square Feet			1,592

Interior			Actual Sale		Asking Sale
Bedroom(s) 2	Bathroom(s) 0.75	Kitchen(s) 1	Date		Date
Fireplace(s) 1	Air Conditioning No	Central Heating Yes	Price	0	Price
			Code	None	
			Sq Ft Price	0.00	

Physical Depreciation 25% Functional Obs. 5% Economic Obs. 0%

	Square Feet	Type	Class		Square Feet	Covered
Car Storage 1:	344	Detached	3	Patio	56	Yes
Car Storage 2:	0			Deck	0	No
General Purpose:	1,572		0	Porch	0	
Landscape Type:	4			Pool	0	

Area Modifier	LCM	Trend
Special Influence 0	Improvement Value 58,123	Mod Appeal Value 60,900

Subdivision 3N 1W 09 PAR #7100 OF SE4SW4	Land Size 2.600	Land Value 55,000.00
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Lila Rose
W.R. "BILL" SCHROEDER
ASSESSOR

ADA COUNTY ADMINISTRATION BUILDING
650 Main Street
Boise, Idaho 83702
Phone 344-7600



MOTOR VEHICLE DEPT.
1405 N. Orchard Ave.
Boise, Idaho 83704
Phone 384-8765

OFFICE OF THE ASSESSOR

BOISE, IDAHO

DATE: September 21, 1982

MEMORANDUM FOR: James V. Potter, L.S.
136 East Idaho St.
Meridian, ID 83642

SUBJECT: Conveyance of Property

REFERENCES: a. Our Memorandum, subject as above, dated 24
August 1982.

b. Your letter, dated 3 September 1982.

We have not been able to establish that the property discussed in paragraphs one and two reference "a", and formerly owned by the Richardsons, was previously owned by a party named Peavey. The records of Ada County which we have checked concerning this property disclosed the following conveyances:

Estate of Katie Robison, Deceased, to T.C. Smith, Indenture #167465, Book 215, Page 167, recorded 14 Jan 36.

T.C. & Flora Smith to Joy S. & Eurilla M. Wilson, WD # 219031, Book 262, Page 315, recorded 20 May 43.

Joy S. & Eurilla M. Wilson to A.F. & Lillie O. Gregory, WD #330944, Book 370, Page 37, recorded 30 Apr 52.

A.F. & Lillie O. Gregory to Arthur C. & Ruth T. Baker, WD #410157, Book 433, Page 318, recorded 12 Nov 57.

Arthur C. & Ruth T. Baker to Fred & Jean Studer, WD # 571620, Book 506, Page 129, recorded 9 Dec 63.

Fred & Jean Studer to Leonard & Marie Schutte, WD #574579, Book 507, Page 195, recorded 12 Dec 63.

Leonard & Marie Schutte to Sam I. & Bessie I. Richardson, WD #659076, Book 541, Page 615, recorded 2 Mar 67, copy furnished at Enclosure 1 herewith.

Sam I. & Bessie I. Richardson to Norman G. & Delores A. Fuller, WD #783219, recorded 21 Sep 71, previously furnished to all.

We believe this 46-year chain-of-title check to be sufficient. The Gregorys split off the east 400 ft. All deeds contained the same mathematically incorrect legal description as discussed in paragraph 2, reference "a", ad infinitum.

Enclosure 2 is WD #672419 wherein Jesse M. & Pearl M. Peavey conveyed a parcel to Sam and Bessie I. Richardson. However, this conveyance is situated east of the parcel that is the root of the problem. The legal description error of closure is 29 ft and the precision is 1 in 213.26, far short of the acceptable standard.

According to the current records, the drain east of the Sonna Subdivision and west of the parcel conveyed to the Fullers is the Rosenlof Drain. Its legal description is contained in Instrument Number 7608075, recorded 4 Mar 76, Enclosure 3 and its graphical representation in Section 9 is furnished at Enclosure 4.

As we pointed out in reference "a" and as is stated in WD # 659076, Enclosure 1, the statement "thence South a distance 1647 feet to a point on the South line of said Section 9 which point is 2950 feet West of the Southeast corner of said Section 9" appears in all of the deeds cited above. To us, this clearly establishes the west boundary of the property on a north-south line parallel to the east section line and 2950 feet west thereof as far back as 14 Jan 36, Tudor's 1971 survey notwithstanding. As shown on Enclosure 4, the center line of the Rosenlof Drain is 2987.52 ft ($2641.32 + 346.2 = 2987.52$) west of the southeast corner of Section 9. The west boundary of the Fuller-Richardson, ET AL property is 37.52 ft east of the centerline ($2987.52 - 2950 = 37.52$) or 7.52 ft east of the east right-of-way line ($37.52 - 30 = 7.52$) of the Rosenlof Drain. We will not be able to acknowledge a Quitclaim Deed from the Richardsons to the Fullers for any land west of the afore mentioned property line because we do not understand how the Richardsons can convey something they have never had title to.

Enclosure 5 is a copy of the Sonna Subdivision which was recorded 11 Jan 11. The summation of the south lot line distances including the north-south road is 2290.86 ft ($257 + 510 + 511.5 + 30 + 517 + 465.36 = 2290.86$). The owners legal description begins at the southwest corner of Section 9 and thence east on the section line 2290.86 which results in one lot being short 25 ft because, as shown on the plat, the section corner is 25 ft west of the west lot line of Lot 10. Accordingly, the centerline of the Rosenlof Drain is 4.34 ft ($229.40 + 2065.80 - 2290.86 = 4.34$) east of the eastern boundary of the subdivision. Also, the legal description of the subdivision is mathematically incorrect because the

error of closure is 37.90 ft and the precision is 1 in 210.3, no way near the acceptable standard of 1 in 5000 or better.

We wish to reaffirm our suggestion in the last paragraph of reference "a" as a remedy to this problem. Mathematically incorrect legal descriptions in deeds and subdivision plats which result in gaps and overlaps are passe.


Louis R. Fausset
Mapping Department
Tele: 383-4410 Ext. 392

LRF/sb

5 Encls: As stated.

cc: Mr. & Mrs. Norman G. Fuller, 1103 W. Camellia, Meridian,
ID 83642

Mrs. Marvin E. Rose, 5620 W. Franklin, Meridian, ID 83642

Mr. & Mrs. Sam Richardson, 404 E. state Ave., Meridian,
ID 83642

Mr. Kelly McGrath, P.O. Box 770, Nampa, ID 83651

WARRANTY DEED

For Value Received SAM RICHARDSON and BESSIE I. RICHARDSON,
husband and wife,

the grantor s, do hereby grant, bargain, sell and convey unto MARVIN E. ROSE and
LELA C. ROSE, husband and wife,

the grantees , the following described premises, to-wit:

A tract of land in Section 9, Township 3 North, Range 1 West,
Boise Meridian, Ada County, Idaho, more particularly des-
cribed as follows:

Commencing at section corner common to Sections 9, 10, 15
and 16, T. 3N., R. 1W., B.M., thence West along the section
line common to Sections 9 and 16, 2643.49 feet to a point, *Q.P.*
thence N. 1°34' W., 25.01 feet to the real place of beginning,
thence N. 1°34' W., 357.80 feet to an iron pin, thence S. 88°
20' W., 317.66 feet to an iron pin, thence S. 0°35' E.,
348.45 feet to an iron pin, thence East 323.76 feet to the
real place of beginning. Said tract contains 2.60 acres,
subject to easements of record or in use.

Together with all water, water rights, ditches and ditch
rights of way appurtenant thereto or connected therewith.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee S,
their heirs and assigns forever. And the said Grantor S do hereby covenant to and
with the said Grantees , that t he y are the owner s in fee simple of said premises; that said
premises are free from all incumbrances

and that t hey will warrant and defend the same from all lawful claims whatsoever.

Dated: MAY 31, 1967.

Sam Richardson

Bessie I. Richardson

STATE OF IDAHO, COUNTY OF ADA
On this 31st day of MAY, 19 67
before me, a notary public in and for said State, personally
appeared

SAM RICHARDSON and BESSIE I.
RICHARDSON, husband and wife,

known to me to be the person s who se name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Harold J. Parkin
Notary Public
Residing at *Boise*, Idaho
Comm. Expires *March 1970*

STATE OF IDAHO, COUNTY OF
I hereby certify that this instrument was filed for record at
the request of

at _____ minutes past _____ o'clock m.,
this _____ day of _____,
19 _____, in my office, and duly recorded in Book _____
of Deeds at page _____

Ex-Officio Recorder

By _____ Deputy.
Fees \$ _____
Mail to: _____

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
C007585	51.00	63	15732		Claim

Important Message



Time: 4:23 Date: 2-23
For: Kimberly
From: Brent Rose
Telephone: 888-2082

- ☐ Telephoned ☒ Please call
☐ Wants to see you ☐ Will call again
☐ Returned your call ☐ URGENT
☐ Was here to see you

Message: _____

Taken by: _____

Post-it® 7679-4

Returned call at 4:30 pm re: KLB
evidence of priority
©3M 2002



STATE OF IDAHO
OFFICE OF THE ATTORNEY GENERAL
LAWRENCE G. WASDEN
February 10, 2004

LELA C ROSE
5320 W FRANKLIN RD
MERIDIAN ID 83642

Re: SRBA Claim A63-15732

Dear Claimant(s):

I am the Deputy Attorney General assigned to represent the Idaho Department of Water Resources in Basin 63 in the Snake River Basin Adjudication.

The Department of Water Resources has previously contacted you regarding information on the priority date for the above SRBA claim. In order to make a positive recommendation of this water right, each element of the water right must be proven.

The Department plans to issue its Preliminary Recommendations on this water right later this year. If the Department does not receive all the necessary evidence for this claim, it will have no option but to recommend to the SRBA Court that this water right be disallowed, meaning that the water right will not be valid.

Please contact Kimberly Brown at the Western Regional Office for the Idaho Department of Water Resources at (208) 334-2190. **If she does not hear from you by March 12, 2004, then your water right will be recommended as disallowed.**

Very truly yours,

A handwritten signature in black ink that reads "Nick Spencer".

NICHOLAS B. SPENCER
Deputy Attorney General
Idaho Department of Water Resources

NBS/pm

cc: Kimberly Brown



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

August 25, 2003

LELA C. ROSE
5620 W. FRANKLIN
MERIDIAN, ID 83642

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-15732

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the *entire* pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future..

The required evidence supporting the priority date(s) requested needs to be submitted by September 22, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated



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

above.

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-15732

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63



RIGHT ID 63 15732
POD ID 163022
Quad Meridian 1
Claim Type Small
Easting 301240
Northing 281214
GPSID A0009260

Diversion Description

WELL AND 3 HP PUMP.

Assumptions

Horse power, pressure head, and elevation head.

Invoice

2000-055-01

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked
Photos

a Photos\163022a.JPG

EPE (ft)

18

Date (M/D/Y)

11/20/01

Time

10:20

Flow Rate (CFS)

0.14

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning

(If used, include photo of representative channel section)

Channel Slope 0

Channel Description	
Concrete lined	.016
Smooth earth	.025
Earth	.033
Rough bed, weeds on sides	.04
Smooth natural stream	.033
Rough natural stream	.1

Pumped System ☒

HP 3

Pressure Head (psi) 35

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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RIGHT ID

63 15732

63-15732

Photo 163022a





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

November 9, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Boise River Basin (Basin 63). This investigation is a major effort, and IDWR has hired a contractor, Intrepid Engineering Services, to assist us with this task.

The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Intrepid with access to your water diversion system so that their personnel can conduct this field examination. Intrepid will be gathering information on the rate of flow, diversion location and place of use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in the Boise River Basin, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our office. If you are unable to forward this letter, please send any information regarding a new owner to our Western Regional Office located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Intrepid to ensure that the results accurately reflect your water uses.

Sincerely,

Jan Shurte
Adjudication Section Supervisor
Western Regional Office