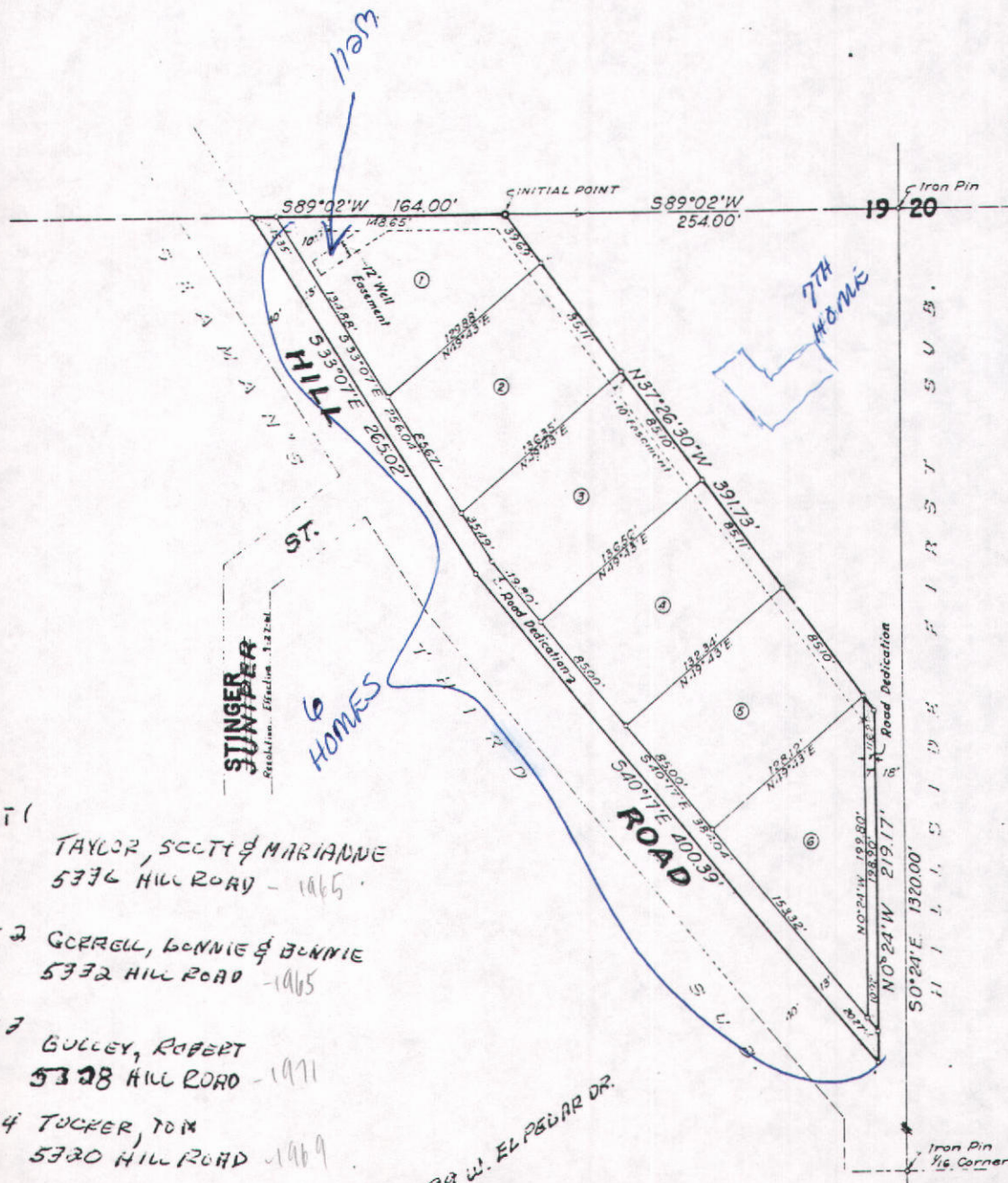


FOSTER SUBDIVISION

A PORTION OF THE NE $\frac{1}{4}$ SE $\frac{1}{4}$ SEC. 19, T.4N., R.2E., B.M.
ADA COUNTY, IDAHO.

TOOTHMAN & ASSOCIATES CONSULTING ENGINEERS

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the Company assumes no liability for variation, if any, with another or re-survey.



- LEGEND -

- Initial Point
- Angle Points on Boundary - $\frac{1}{8}$ " x $\frac{3}{16}$ " Iron
All other points - $\frac{1}{8}$ " x $\frac{3}{16}$ " Iron Bars.
- Indicates Utility and Drainage Easements
- ① Lot Number

LOT 1

TAYLOR, SCOTT & MARIANNE
5336 HILL ROAD - 1965

LOT 2

GERRILL, BONNIE & BONNIE
5332 HILL ROAD - 1965

LOT 3

GULLEY, ROBERT
5328 HILL ROAD - 1971

LOT 4

TUCKER, TOM
5320 HILL ROAD - 1969

LOT 5

WAGACE, HUGH & BONNIE
5316 HILL ROAD - 1970

LOT 6

HAWORTH, MARVIN & DORIS
5306 HILL ROAD - 1971

1199 W. EL PELAR DR.

CHARLES MILLER
5302 HILL RD. - 1951

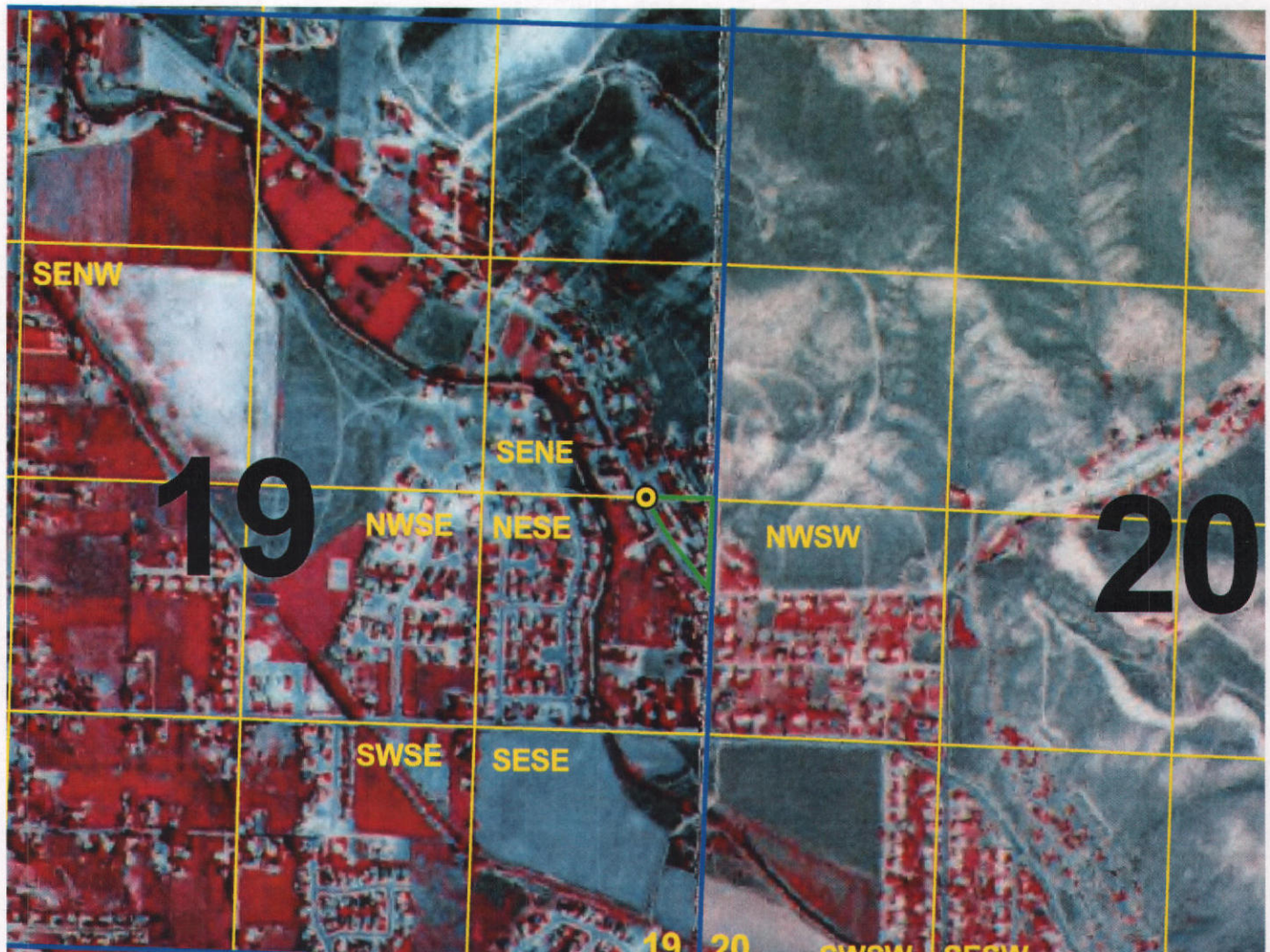
MICROFILMED

AUG 25 1992



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 19
Water Right(s) : 63-16413



1320 0 1320 2640 Feet

TOTAL IRRIGATED ACRES = 1.2



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

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: January 2005



**63-16413 - 2003 AERIAL OF FOSTER SUB
7 HOMES**

**Land Records**
[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)
Property Details for Parcel S0619417200

- [Main Page](#)
- [Property Search](#)
- [Online Map](#)
- [Contact Us](#)
- [Disclaimer](#)
- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

General Information

Property Acres: 0.850
Zone Code: R-1B
Primary Code Area: 01-44 Tax Districts
Group Type: SECT
Subdivision: 4N 2E 19
Section: 4N2E19

Property Description

PAR #7200 OF NE4SE4
 SEC 19 4N 2E
 #9358498

**Property Address**

5302 W HILL RD
 BOISE, ID 83703

[Click to View Interactive M](#)
Assessor Links

- [Assessor Main Page](#)
- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	200-RES LOT OR TRACT	0.850	\$59,000	MARKET
Primary	410-RES IMPROVEMENT	0.000	\$139,900	COST

Total Assessed Value: \$198,900

Parcel Valuation History

Assessed value for year 2004 \$198,900
Assessed value for year 2003 \$197,500
Assessed value for year 2002 \$181,000
Assessed value for year 2001 \$181,000
Assessed value for year 2000 \$181,000

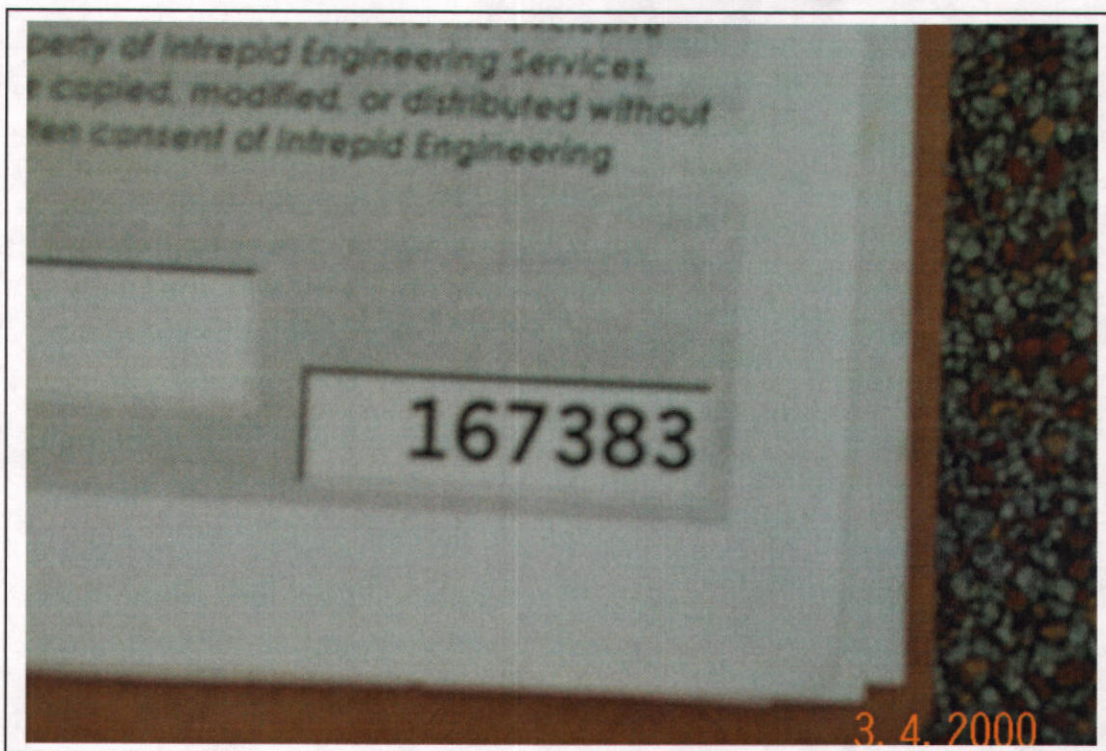
Ada County Links

- [Ada County Home Page](#)
- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

Property Characteristics

Residential
 Land

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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: A63-16413
Date Received: 7/18/1989
Receipt No: W0023694
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: FOSTER SUBDIVISION WATER 208-342-3808
Address: C/O MARVIN HAWORTH, SEC/TREAS.
5306 HILL RD.
BOISE, ID 83703

2. Date of Priority: JAN 01, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	19	NE	SE			ADA

5. Description of diverting works:
WELL W/5 HP SUBMERSIBLE PUMP & PIPELINE TO HOMES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.120		
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/7 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	19	NE	SE		DOMEST	

A63-16413

Page 1

Date: 07/18/89

MICROFILMED
AUG 25 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	19	NE	SE		IRR	1.2
Section Acres							1.2
Total Acres							1.2

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:

THIS WELL WAS ORIGINALLY USED FOR IRRIGATION PRIOR TO THE SUBDIVISION BEING BUILT. THE SUBDIVISION BEGAN USING THE WELL IN 1964, HOWEVER, THE 1948 DATE IS BEING USED AS THE PRIORITY SINCE IT WAS THE APPROXIMATE TIME THAT THE WELL WAS FIRST USED IN THE OLD HOME AND FOR IRRIGATION.

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 _____ 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): Marvia R. Haworth Date: 7-18-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 18th day

of July 19 89

Seal

Jan Shute
Notary Public

Residing at Meridian ID

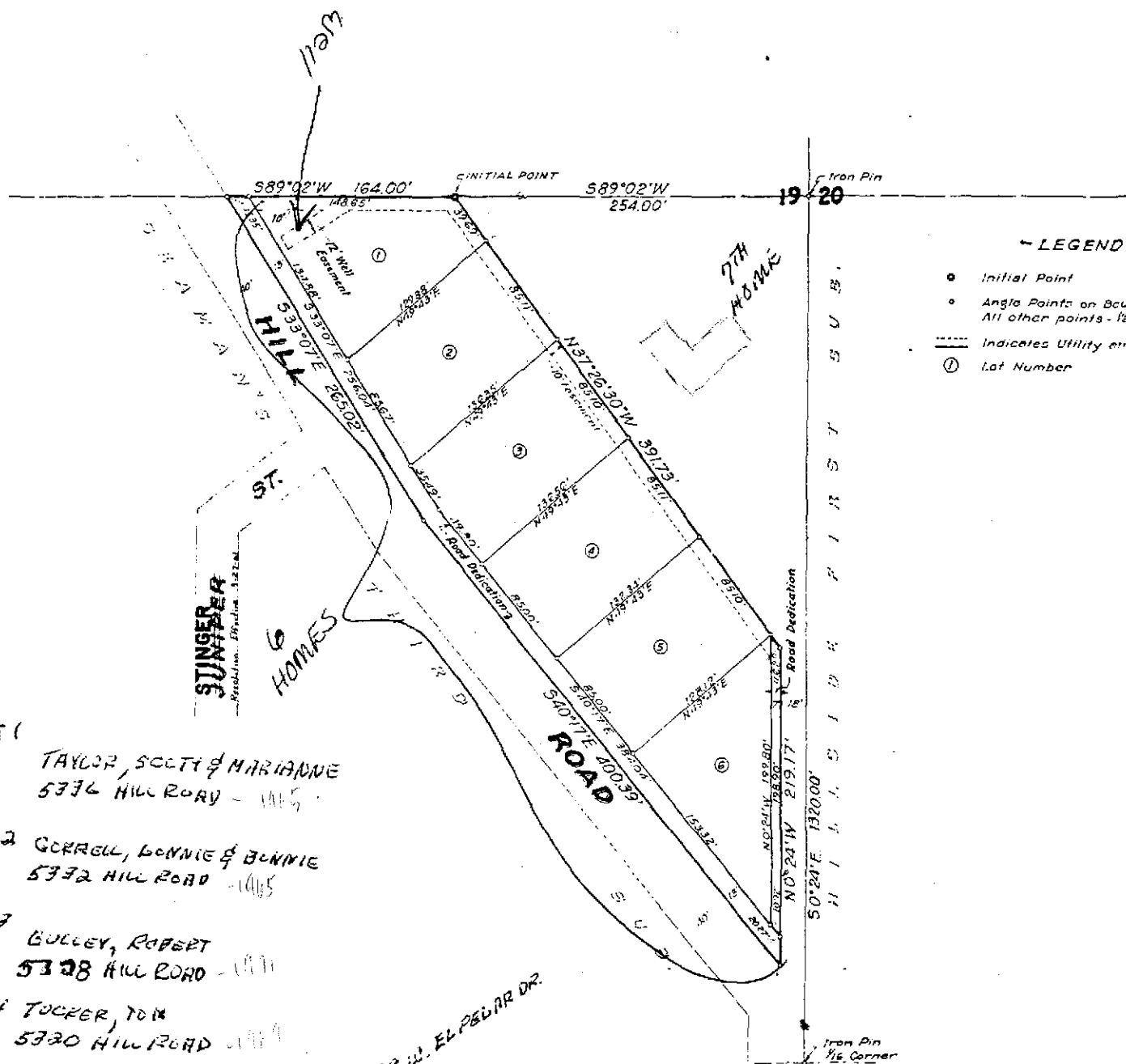
My Commission Expires 9-14-94

FOSTER SUBDIVISION

A PORTION OF THE NE¼ SE¼ SEC. 19, T.4N., R.2E., B.M.
ADA COUNTY, IDAHO.

TOOTHMAN & ASSOCIATES CONSULTING ENGINEERS

While this map is a photographic reproduction of that on file in either the recorder's or surveyor's office, the Company assumes no liability for variation, if any, with another or re-survey.



LEGEND

- Initial Point
- Angle Points on Boundary - 48"x30" Iron
- All other points - 1/2"x24" Iron Bars
- Indicates Utility and Drainage Easement
- ① Lot Number

LOT 1

TAYLOR, SCOTT & MARIANNE
5336 HILL ROAD - 1975

LOT 2

GORRELL, BONNIE & BONNIE
5332 HILL ROAD - 1975

LOT 3

GULLEY, ROBERT
5328 HILL ROAD - 1971

LOT 4

TUCKER, TOM
5320 HILL ROAD - 1974

LOT 5

WALLACE, HUGH & BONNIE
5316 HILL ROAD - 1971

LOT 6

HAWORTH, MARVIN & DORIS
5308 HILL ROAD - 1971

CHARLES MILLER

5302 HILL RD.

MICROFILMED

AUG 25 1992

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
W003694	63.00	63	16413		Claim

05/31/2005

NOTICE OF ERROR
REPLY

RECEIVED

JUN 28 2005

WATER RESOURCES
WESTERN REGION

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: 63-16413

FOSTER SUBDIVISION WATER
C/O MARVIN HAWORTH SEC/TREAS
5306 HILL RD
BOISE ID 83703
Telephone Number: (208)342-3808

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

SEC/TREAS IS NOT MARVIN HAWORTH

2. Describe the changes you wish to make in the proposed recommendation:

FOSTER SUBDIVISION WATER
C/O SANDRA A. HANKINS SEC/TREAS
5306 HILL RD
BOISE, ID. 83703
TELEPHONE (208) 385-7557

3. Give a brief explanation as to why you disagree with these portions:

IT'S OBVIOUS!

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

DATE:

6/24/05

SIGNATURE:

Sandra A. Hankins

Please print your name: _____

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

01/31/2005

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

RIGHT NUMBER: 63-16413

NAME AND ADDRESS: FOSTER SUBDIVISION WATER
C/O MARVIN HAWORTH SEC/TREAS
5306 HILL RD
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.160 CFS

PRIORITY DATE: 01/01/1951

POINT OF DIVERSION:

T04N R02E S19 NESE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.120 CFS
IRRIGATION	03/01 11/15	0.040 CFS 5.40 APY

Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: DOMESTIC Within ADA County

T04N R02E S19 NESE

IRRIGATION Within ADA County

T04N R02E S19 NESE 1.2

1.2 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.

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

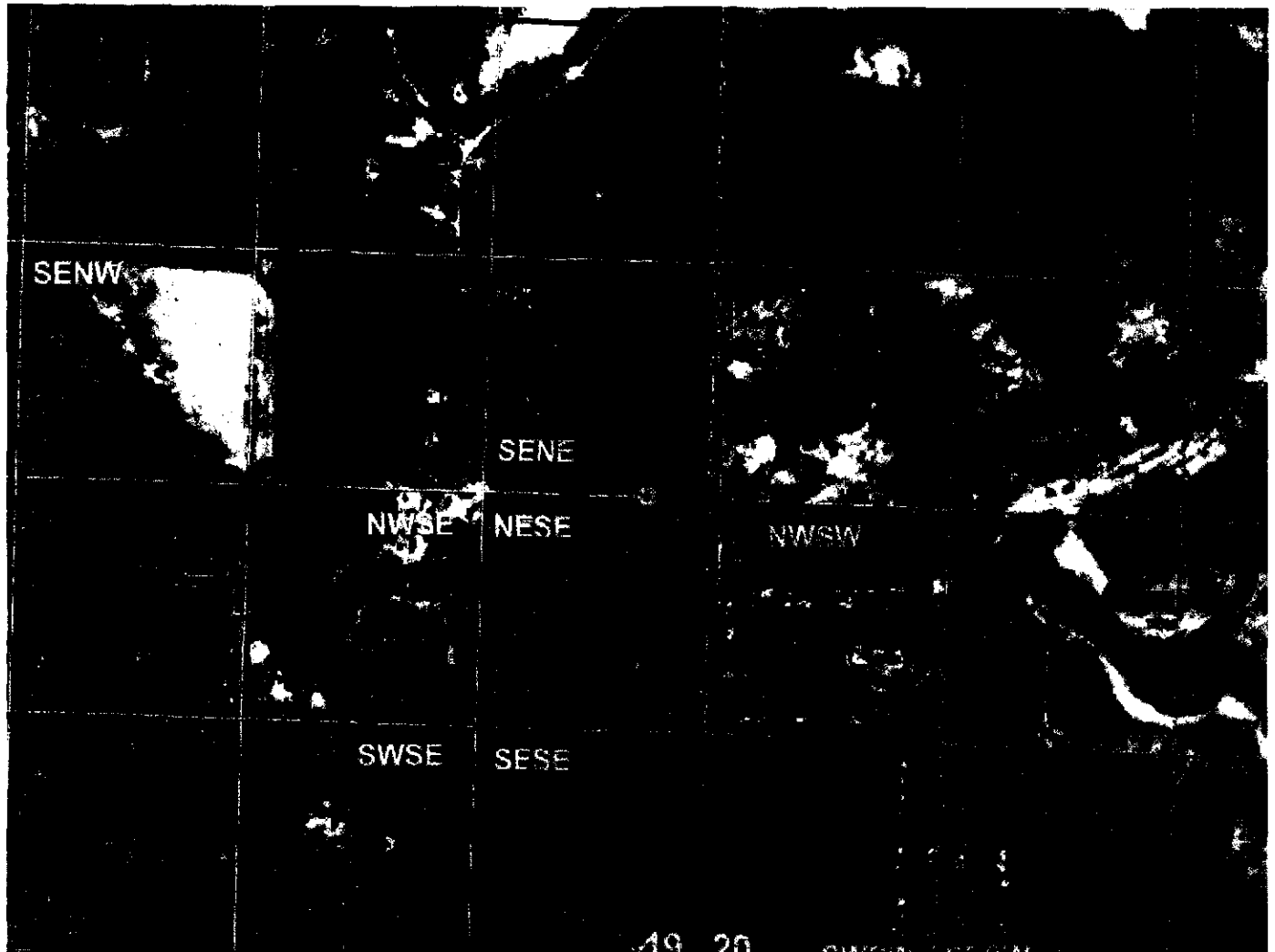
EXPLANATORY MATERIAL: Beneficial Use

PARCEL NOS. : S0619417200, R2903000005, R2903000010, R903000015, R2903000020, R2903000025 AND R2903000030.



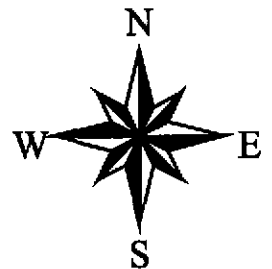
State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 19
Water Right(s) : 63-16413



1320 0 1320 2640 Feet

TOTAL IRRIGATED ACRES = 1.2



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

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: January 2005

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16413 V1

WATER RIGHT NUMBER: 63-16413 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	FOSTER SUBDIVISION WATER C/O MARVIN HAWORTH SEC/TREAS 5306 HILL RD BOISE, ID 83703 (208)342-3808

Priority Date: 01/01/1951
Basis: Beneficial Use
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>
DOMESTIC	01/01 to 12/31	0.120 CFS	
IRRIGATION	03/01 to 11/15	0.040 CFS	5.40 AF
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 19, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

DOMESTIC Within ADA County

T04N R02E S19 NESE

IRRIGATION Within ADA County

T04N R02E S19 NESE 1.2

Total Acres: 1.2

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. N10 The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.
3. WB5 Domestic use is for 7 homes and does not include lawn, garden, landscape, or other types of irrigation.

Remarks:

1. Explanatory PARCEL NOS. : S0619417200, R2903000005, R2903000010, R903000015, R2903000020, R2903000025 AND R2903000030.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-16413 V1

Comments:

1. vmusic 1/31/2005 PRIORITY

Comment: CLAIMANTS DO NOT HAVE PROOF FOR 1948 FOR IRRIGATION AND ARE OKAY WITH ME ADVANCING THE PRIORITY DATE TO 1951 PER ADA CO TAX LOT INFO. IRRIGATION EVIDENT IN 1964 BUT UNCLEAR ON 1939 AERIAL.

2. vmusic 1/31/2005 POD

Comment: INTREPID GPSED WRONG WELL ON ADJACENT PARCEL TO WEST ON NEIGHBORS PROPERTY. NOTES IN FILE SAY WELL LOCATED ON PARCEL IN EXTREME SOUTHWEST CORNER OF FOSTER SUB. SEE EMAIL TO AND FROM SCOTT TAYLOR IN FILE RE CORRECT LOCATION OF WELL.

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/31/2005 8:47:19 AM	vmusic			Active
Priority Date	1/31/2005 8:51:30 AM	vmusic			Active
POD	1/31/2005 8:52:16 AM	vmusic			Active
POU	1/31/2005 8:52:35 AM	vmusic			Active
Source	1/31/2005 8:52:36 AM	vmusic			Active
Use	1/31/2005 8:52:37 AM	vmusic			Active
Quantity	1/31/2005 8:52:38 AM	vmusic			Active
Season	1/31/2005 8:52:38 AM	vmusic			Active
Source	1/31/2005 9:42:30 AM	vmusic			Active
POU	1/31/2005 9:43:55 AM	vmusic			Active
Use	1/31/2005 9:45:45 AM	vmusic			Active
Season	1/31/2005 9:46:28 AM	vmusic			Active
Quantity	1/31/2005 9:49:17 AM	vmusic			Active
Summary			01/31/2005	vmusic	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Priority Date	1/31/2005 8:51:31 AM	vmusic	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - AERIAL PHOTOS, ADA CO TAX LOT INFO

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16413 V1

Summary	1/31/2005 9:55:12 AM	vmusic	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POD	1/31/2005 10:02:09 AM	vmusic	Edited point location
POU	1/31/2005 9:44:26 AM	vmusic	Edited shape boundary
POU	1/31/2005 9:45:03 AM	vmusic	Edited shape boundary
Quantity	1/31/2005 9:49:18 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - BELOW .2 CFS THRESHHOLD FOR GW Description for Question 10 - 1.2 AC X 4.5 AF = 5.4 AFA
Contacts	1/31/2005 8:47:19 AM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIE W - INTREPID EXAM
POD	1/31/2005 8:52:17 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	1/31/2005 8:52:36 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License?
Source	1/31/2005 8:52:37 AM	vmusic	(No) 1. Is the basis of claim Decree or License?
Use	1/31/2005 8:52:38 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License?
Season	1/31/2005 8:52:39 AM	vmusic	(No) 1. Is the basis of claim Decree or License?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-16413 V1

Quantity	1/31/2005 8:52:39 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License?
Source	1/31/2005 9:42:31 AM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - CLAIMANT, INTREPID
POU	1/31/2005 9:43:56 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (Yes) 14. Is a POU remark and/or condition required? Description for Question 13 - AERIAL PHOTOS, ADA CO TAX LOT INFO, CLAIMANT
Use	1/31/2005 9:45:46 AM	vmusic	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (Yes) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - AERIALS, ADA CO TAX LOT INFO, CLAIMANT
Season	1/31/2005 9:46:29 AM	vmusic	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
POD	1/31/2005 10:19:00 AM	vmusic	Edited point location

Music, Vicky

From: Scott R. Taylor [staylor@thenotepeople.com]
Sent: Monday, January 31, 2005 10:20 AM
To: 'Music, Vicky'
Subject: RE: claim 63-16413

Dear Vicky:

Yes, the well is on my lot and is located described in your message. The neighbor's (Darrell and Kathy Case) well is to the left (West) of our well. Their well is on flat ground, the top of their well is easily visible and I can imagine that it was mistaken for our well. Our well is a cinder block building set into the side of the hill and surrounded by shrubs. It would be difficult to find unless you knew where to look. It is basically at the bottom of my driveway, you can see the flat roof and doorway from there.

Let me know if you need anything else.

Scott Taylor

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Monday, January 31, 2005 9:22 AM
To: 'staylor@thenotepeople.com'
Subject: claim 63-16413

TO: Scott Taylor-

Hi Scott. I am finishing the claim review for the 7 homes and have a question about the well. Is the well on you lot, SW corner, by the road, left of the driveway?

We had a contractor go to the site in 2001 and GPS the well. However, the location of the well they GPSed is on you neighbors property to the west. I believe his name is Case. So, I am trying to figure out if the contractor GPSed the wrong well because there is another notation in the file that the well is located on your lot.

Thanks for your help.

Vicky L. Music
Water Resource Agent
IDWR - Western Region
(208) 334-2190

CONVERSATION MEMO

DATE: 1/21/2005
TO: MEMO TO CLAIM FILE NO. 63-16413
CC: NA
From: Vicky L Music, WATER RESOURCE AGENT,
IDWR/ WESTERN REGION
RE: EVIDENCE OF PRIORITY

Mr. Scott Taylor called today re evidence of priority letter. The residents could not find a prior owner, I think they were looking for Marvin Haworth, who filed the claim. In a prior conversation I told him that I had 1951 proof but that if they wanted the 1948 priority date that I would need additional proof. He spoke with the other residents and they do not have a problem with me recommending the 1951 priority date. This is the date I got from Ada Co taxlot information.

VLM

CONVERSATION MEMO

DATE: 1/4/2005
TO: MEMO TO CLAIM FILE NO. 63-16413
CC: NA
From: Vicky L Music, WATER RESOURCE AGENT,
IDWR/ WESTERN REGION
RE: EVIDENCE OF PRIORITY

Mr. Scott Taylor called today. He received a request for evidence of priority letter forwarded it to him by the occupants of Marvin Haworth's [claimant] house. He asked for an extension because the letter was just given to him. I asked that he try to have the proof by 1/21/05.

I told him that I had 1951 proof but that if they wanted the 1948 priority date that I would need additional proof. He asked that I e-mail him the claim that was filed at staylor@thenotepeople.com.

VLM



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

December 14, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FOSTER SUBDIVISION WATER
5306 HILL RD
BOISE, ID 83703

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-16413

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 printout of the claim(s) for your reference only, it is not necessary to return this printout 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. This 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.**"

If no evidence of this priority date 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 January 7, 2005. 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 above.

Respectfully Submitted,

Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim Report A63-16413

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.



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.

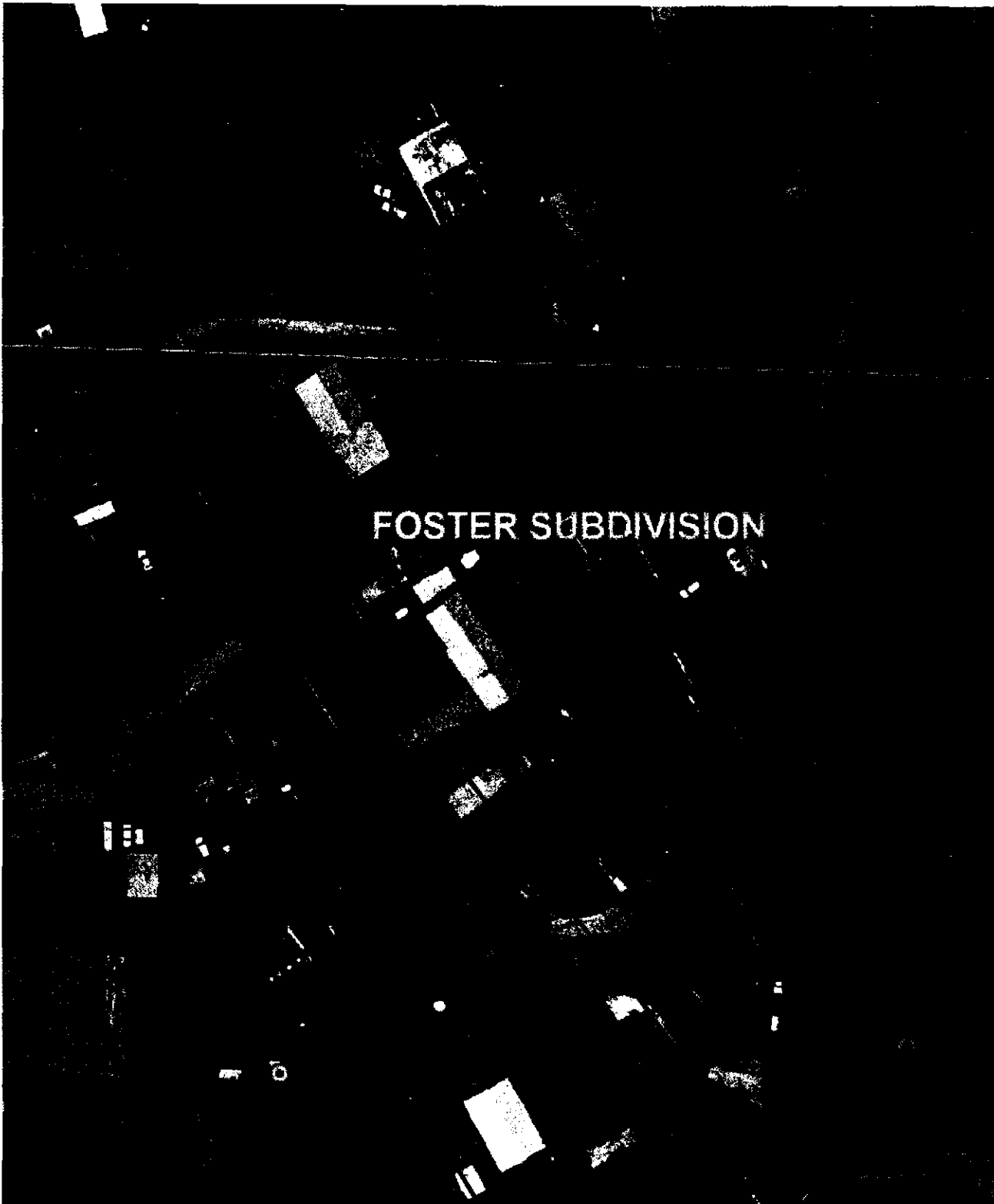
The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, 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



**63-16413 - 2003 AERIAL OF FOSTER SUB
7 HOMES**

Desktop Review/VLM

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

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-16413

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: exp letter sent

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

Advance to 1959 per Scott Taylor - see memo.

Source: _____ Tributary to _____

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

POINT OF DIVERSION* in tripod GPS-ed wrong well.

- ☒ 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 & Intrepid exam

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:

NA

WATER USES

standard for 10 houses / dom use = .15 cfs

☒ No change

☐ Different Uses

Use DOM From To Amount .12 CFS AFA
 Use IRR From 3/1 To 11/15 Amount .04 CFS 5.4 AFA
 Use From To Amount CFS AFA

for 7 homes

$$(.04)(1.4825)(260) = 20.63 \text{ cfs}$$

$$(1.291)(4.5 \text{ af}) = 5.4 \text{ AFA}$$

TOTAL VOLUME - Groundwater only

- ☒ Incomplete on claim, the total is, Amount .04 CFS 5.4 AFA
☐ Changes found, the new total is, Amount CFS AFA
☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #
 Types Additional comments:

PLACE OF USE:

all IRR = 2.4 ac.

☒ 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: none

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

Delivery System Narrative:

cell claim & interpid-exam

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

✓ 1/2 0619417200, R2903000005,
Parcel #5 R2903000010, R2903000015,
R2903000020, R2903000025,
R2903000030.

W10 Q not down. of us blu
W15 Down use is for 1 home, not inc. irr
including irrigation

1964 aerial shows only house @ 5302 Hill Rd. - built 1951
However, inspection shows water calculated by Intrepid
SNOW - 21 cfs, adequate capacity for the 11000 sq
claim 16 cfs. Area unlikely to add additional
homes being built -

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ 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:

1-27-05

FIELD EXAMINER:

[Signature]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-16413

WATER RIGHT NUMBER: 63-16413

Owner Type Name and Address
Current Owner FOSTER SUBDIVISION WATER
C/O MARVIN HAWORTH SEC/TREAS
5306 HILL RD
BOISE, ID 83703
(208)342-3808

Priority Date: 01/01/1948 *1951*
Basis: Beneficial Use
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.120 CFS	
IRRIGATION	<i>3/15</i> to 11/15	0.040 CFS	
	<u>Total Diversion:</u>	0.160 CFS	

Location of Point(s) of Diversion

GROUND WATER NE1/4SE1/4 Sec. 19, Twp 04N, Rge 02E, B.M.
ADA County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	02E	19	NE	NW	SW	SE	X

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	02E	19	NE	NW	SW	SE	1.2

Total Acres: 1.2

Conditions of Approval:

Remarks:

1. General

Panel #6

THIS WELL WAS ORIGINALLY USED FOR IRRIGATION PRIOR TO THE SUBDIVISION BEING BUILT. THE SUBDIVISION BEGAN USING THE WELL IN 1964, HOWEVER, THE 1948 DATE IS BEING USED AS THE PRIORITY SINCE IT WAS THE APPROXIMATE TIME THAT THE WELL WAS FIRST USED IN THE OLD HOME AND FOR IRRIGATION.

*Don use not a for 1 home & not irr.
Q not a def of just b/c*

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-16413

01/31/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-16413	Claim	04N	02E	19	NE	SE		GROUND WATER	FOSTER SUBDIVISION WATER
63-18834	Claim	04N	02E	19	NE	SE		GROUND WATER	BARBARA J STRENG
63-31954	Claim	04N	02E	19	NE	SE		GROUND WATER	M JANE DUNN
63-16753	Claim	04N	02E	19	NE	SE		GROUND WATER	GERALD F THUMMEL
63-22607	Claim	04N	02E	19	NE	SE		GROUND WATER	CLAIRE L KLEFFNER
63-8584	Claim	04N	02E	19	NE	SE		WASTE WATER BOISE RIVER	GERALD F THUMMEL
63-10394	Claim	04N	02E	19	NE	SE		GROUND WATER	SARAH BLACKMER
63-17048	Claim	04N	02E	19	NE	SE		GROUND WATER	KATHLEEN M CASE
63-17182	Claim	04N	02E	19	NE	SE		GROUND WATER	PATSY ANN GALINDO
63-19430	Claim	04N	02E	19	NE	SE		GROUND WATER	ARMAND W GARDNER
63-22403	Claim	04N	02E	19	NE	SE		GROUND WATER	FEROL M BROOKHART
63-4824	Water Right	04N	02E	19	NE	SE		GROUND WATER	HELEN L STEINMAN
63-18834	Water Right	04N	02E	19	NE	SE		GROUND WATER	C RONALD STRENG
63-8584	Water Right	04N	02E	19	NE	SE		WASTE WATER BOISE RIVER	G F THUMMEL
63-16753	Water Right	04N	02E	19	NE	SE		GROUND WATER	GERALD F THUMMEL
63-22607	Water Right	04N	02E	19	NE	SE		GROUND WATER	CLAIRE L KLEFFNER
63-10394	Water Right	04N	02E	19	NE	SE		GROUND WATER	SARAH BLACKMER
63-17048	Water Right	04N	02E	19	NE	SE		GROUND WATER	DARREL E CASE
63-17182	Water Right	04N	02E	19	NE	SE		GROUND WATER	PATSY ANN GALINDO
63-19430	Water Right	04N	02E	19	NE	SE		GROUND WATER	ARMAND W GARDNER
63-22403	Water Right	04N	02E	19	NE	SE		GROUND WATER	FEROL M BROOKHART

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-16413

01/31/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	02E	19	NE	SE		IRRIGATION	20/29248	DRAINAGE DIST NO 2
8584	Claim	04N	02E	19	NE	SE		IRRIGATION	4/4	GERALD F THUMMEL
10394	Claim	04N	02E	19	NE	SE		IRRIGATION	1/1	SARAH BLACKMER
16413	Claim	04N	02E	19	NE	SE		IRRIGATION	1.2/1.2	FOSTER SUBDIVISION WATER
2406	Water Right	04N	02E	19	NE	SE		IRRIGATION	20/29248	DRAINAGE DIST NO 2
4824	Water Right	04N	02E	19	NE	SE		IRRIGATION	1/1	HELEN L STEINMAN
8584	Water Right	04N	02E	19	NE	SE		IRRIGATION	4/4	G F THUMMEL
10394	Water Right	04N	02E	19	NE	SE		IRRIGATION	1/1	SARAH BLACKMER
16753	Water Right	04N	02E	19	NE	SE		STOCKWATER		GERALD F THUMMEL
18834	Water Right	04N	02E	19	NE	SE		STOCKWATER		C RONALD STRENG
2576	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	19	NE	SE		MUNICIPAL		UNITED WATER IDAHO INC
16413	Claim	04N	02E	19	NE	SE		DOMESTIC		FOSTER SUBDIVISION WATER
31954	Claim	04N	02E	19	NE	SE		DOMESTIC		M JANE DUNN
16753	Water Right	04N	02E	19	NE	SE		DOMESTIC		GERALD F THUMMEL
17048	Water Right	04N	02E	19	NE	SE		DOMESTIC		DARREL E CASE
17182	Water Right	04N	02E	19	NE	SE		DOMESTIC		PATSY ANN GALINDO
18834	Water Right	04N	02E	19	NE	SE		DOMESTIC		C RONALD STRENG
19430	Water Right	04N	02E	19	NE	SE		DOMESTIC		ARMAND W GARDNER
22403	Water Right	04N	02E	19	NE	SE		DOMESTIC		FEROL M BROOKHART
22607	Water Right	04N	02E	19	NE	SE		DOMESTIC		CLAIRE L KLEFFNER

**Land Records**
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Property Details for Parcel S0619417200

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General Information

Property Acres: 0.850
Zone Code: R-1B
Primary Code Area: 01-44 Tax Districts
Group Type: SECT
Subdivision: 4N 2E 19
Section: 4N2E19

Property Description

PAR #7200 OF NE4SE4
 SEC 19 4N 2E
 #9358498

**Property Address**

5302 W HILL RD
 BOISE, ID 83703

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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	200-RES LOT OR TRACT	0.850	\$59,000	MARKET
Primary	410-RES IMPROVEMENT	0.000	\$139,900	COST

Total Assessed Value: \$198,900

Parcel Valuation History

Assessed value for year 2004 \$198,900
Assessed value for year 2003 \$197,500
Assessed value for year 2002 \$181,000
Assessed value for year 2001 \$181,000
Assessed value for year 2000 \$181,000

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Property Characteristics

Residential
 Land

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Residential**Land****Residential Characteristics 1 for Parcel "S0619417200"**

Occupancy Date:	No Date Available
Year Built:	1951
Year Remodel:	0
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	5
Number Bathrooms:	2.0
Number of Fireplaces:	2
Air Conditioning:	Y
Car Storage Sq Ft #1:	500
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	250
Deck Covered:	N
Patio Sq Ft:	362
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	3250
Main Floor Sq Ft:	1902
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	1348
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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7-19-1964

DHT-bDD-81

63-16413



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63



RIGHT ID 63 16413
POD ID 167383
Quad Eagle 6
Claim Type Small
Easting 318293
Northing 287954
GPSID A0013235

Diversion Description

WELL W/5 HP SUBMERSIBLE PUMP & PIPELINE TO HOMES. Located in pit on side yard.

Assumptions

Horsepower, 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

ja Photos\167383e.jpg ja Photos\167383c.jpg

ja Photos\167383b.jpg ja Photos\167383d.jpg

EPE (ft)

21 LH

Date (M/D/Y)

12/11/01

Time

9.00

Flow Rate (CFS)

0.21

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

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 5

Pressure Head (psi) 55

Elevation Head (ft) 20

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

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RIGHT ID

63 16413

