

HOFSTETTER LAW OFFICE

608 West Franklin Street
Boise, Idaho 83702

Dana@IdahoWaterLaw.com

Dana L. Hofstetter
Attorney at Law

Telephone: (208) 424-7800
Facsimile: (208) 424-8774

December 7, 2006

Via Hand Delivery

Becky Harvey
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83702

Re: SRBA Subcase Nos. 63-2697A, 63-3047, 63-5028, 63-5234, 63-16488, 63-31299, 63-31300, 63-31556, 63-31997, and 63-31998

*DO NOT
database
update
12/18/06
Vmm*

Dear Ms. Harvey:

Enclosed is an **original** (except for 63-5234 which has 3 originals) of a Standard Form 5 in the above-referenced subcases. Each of the enclosed Standard Form 5s has been executed by each of the respective Claimants and/or their representatives and by the Edwards Family LLC. Please arrange for execution of these documents by the Idaho Department of Water Resources and an appropriate Idaho Deputy Attorney General. Also, as we discussed, once these documents are fully executed, please arrange for filing and service. Thank you for your assistance with this matter.

Sincerely,

HOFSTETTER LAW OFFICE, L.L.C.



Dana L. Hofstetter

Enclosures
3006.3/7217



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 29
Water Right(s) : 63-16488



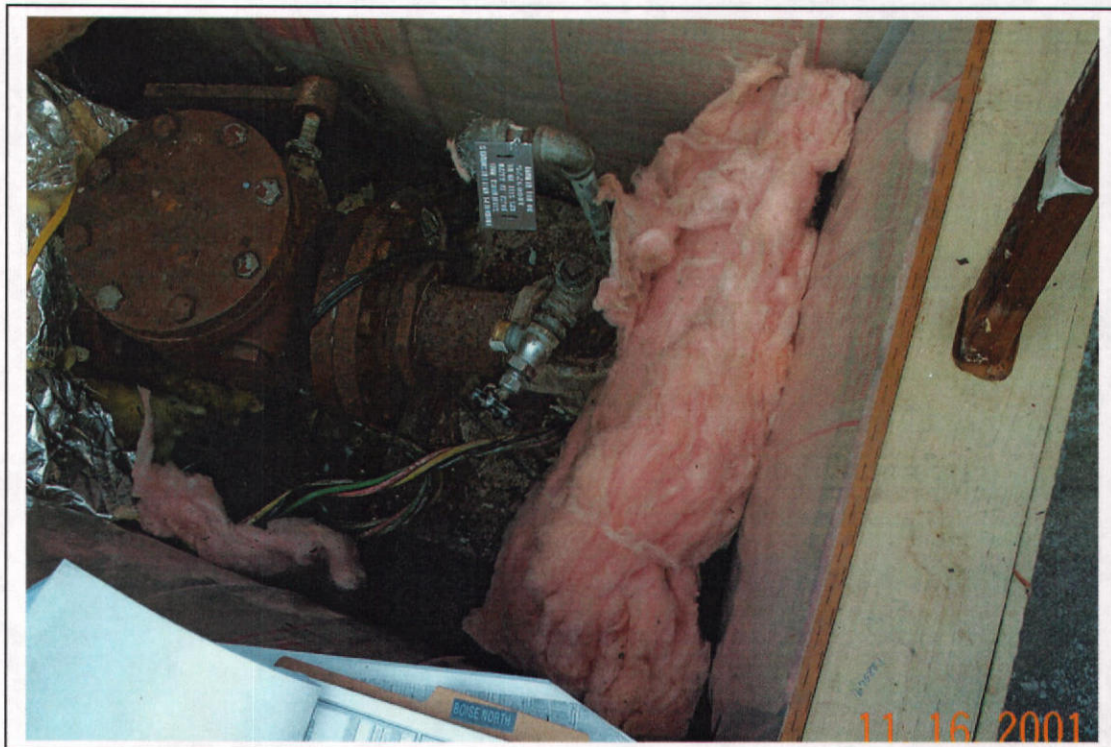
1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 5.0



-  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





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: A63-16488
Date Received: 7/19/1989
Receipt No: C008387
Received By: SSA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CLEARVIEW WATER COMPANY, INC. 208-342-3170
Address: P.O. BOX 3374
BOISE, ID 83703

2. Date of Priority: MAY 03, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	29	NE	SE	NW		ADA

5. Description of diverting works:
TWO DRILLED WELLS, 50' DEPTH, 8" CASINGS, WITH 1-5HP AND 1-3HP PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.250		
IRRIGATION	03/15	11/15	0.100		

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

8. Total consumptive use is 17.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC FOR 28 HOMES.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	29	SE	NW		IRR	5.0
			SE	NW		DOMEST	

Section Acres 5.0

A63-16488

Page 1

Date: 07/19/89

MICROFILMED

AUG 25 1992

10. Place of Use: Continued

Total Acres 5.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
N/A

14. Remarks:
SYSTEM HAS 1000 GAL. PRESSURE TANK FOR STORAGE. THE 28 HOMES WHICH THIS RIGHT SUPPLIES DOMESTIC AND IRRIGATION WATER FOR ARE IN CLEARVIEW SUBDIVISION, ADA COUNTY. THE CLEARVIEW WATER COMPANY, INC. IS A NON-PROFIT CORPORATION OWNED BY THE PROPERTY OWNERS OF THE CLEARVIEW SUBDIVISION.

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 Organizations:

I do solemnly swear or affirm that I am President of
Title
Clearview Water Co, Inc. that I have signed the foregoing
Organization
document in the space below as President of
Title
Clearview Water Co, Inc. and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
President, Clearview Water Co, Inc.
Title and Organization
7-19-89
Date

State of Idaho)
County of Ada) SS.

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

[Signature]
Notary Public

Seal

Residing at BOISE, ID
My Commission Expires 11/08/1994

Receipt Details for ID C008387

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
7/19/1989 2:57:34 PM	7/19/1989	State	\$80.00	Check
Payer		CLEARVIEW WATER CO., INC.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1069			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$80.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	16488		\$80.00	Claim

[Print Report](#)

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

In Re SRBA)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-16488

2006 DEC 22 AM 8:48

DISTRICT COURT-SRBA
TWIN FALLS, IDAHO
FILED *[Signature]*

RECEIVED
DEC 23 2006
DEPARTMENT OF
WATER RESOURCES

NAME AND ADDRESS: CLEARVIEW WATER CO INC
4603 CLEARVIEW DR
BOISE, ID 83703

SOURCE: GROUND WATER

This water right does not authorize the diversion of a low
temperature geothermal resource or other geothermal resource.

QUANTITY: 0.35 CFS
22.50 AFY

PRIORITY DATE: 05/03/1955

POINT OF DIVERSION: T04N R02E S29 SENW Within Ada County
SENW

Two points of diversion are located within SENW, S29, T04N,
R02E.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
Irrigation	03-15 TO 11-15	0.10 CFS
		22.50 AFY
Domestic	01-01 TO 12-31	0.25 CFS

Domestic use is for 28 homes in the Clearview Subdivision and
does not include lawn, garden, landscape, or other types of
irrigation.

PLACE OF USE: Irrigation T04N R02E S29 SENW 5.0 Within Ada County
5.0 Acres Total

Domestic T04N R02E S29 SENW Within Ada County

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

The quantity of water decreed for this water right 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. I.C. SECTION 42-1412(6).

SRBA Partial Decree Pursuant to I.R.C.P. 54(b) (continued)

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

DEC 27 2006

John M. Melanson
SPECIAL MASTER

RECEIVED

12/22/06
DEPARTMENT OF
WATER RESOURCES

2006 DEC 22 AM 8:48

DISTRICT COURT - SRBA
TWIN FALLS CO, IDAHO
FILED *DL*

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

In Re SRBA)

Case No. 39576)
_____)

CERTIFICATE OF MAILING

Water Right(s): 63-16488

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on December 22, 2006, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

EDWARDS FAMILY LLC
Represented by:
DANA L. HOFSTETTER
608 WEST FRANKLIN STREET
BOISE, ID 83702
Phone: 208-424-7800

CLEARVIEW WATER CO INC
4603 CLEARVIEW DR
BOISE, ID 83703
Phone: 208-336-8197

CERTIFICATE OF MAILING

Debbie Lash PAGE 1
DEBBIE LASH 12/22/06
Deputy Clerk

RECEIVED

DEC 26 2006

DEPARTMENT OF
WATER RESOURCES

2006 DEC 22 AM 8:48

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED *plh*

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

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION
Water Right(s): 63-16488

On December 22, 2006, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED December 22, 2006.

Debbie Lash
DEBBIE LASH
Deputy Clerk

RECEIVED

DEC 23 2006

DEPARTMENT OF
WATER RESOURCES

2006 DEC 22 AM 8:48

DISTRICT COURT - SRBA
TWIN FALLS CO. IDAHO
FILED

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

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-16488

I. FINDINGS OF FACT

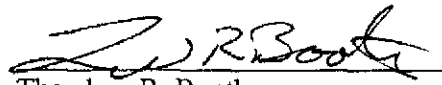
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On April 21, 2006, the Edwards Family LLC, by and through its attorney Dana Hofstetter of Hofstetter Law Offices, LLC, filed an objection to the *Director's Report*, asserting that the water right does not authorize diversion of geothermal water from the Stewart Gulch Aquifer. On December 20, 2006, the parties the subcase filed a *Standard Form 5 – Stipulated Elements of a Water Right*, which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Forms 5*, IT IS RECOMMENDED that water right 63-16488 be decreed with the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

Dated December 21, 2006


Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

In Re SRBA	)	Subcase No. 63-16488
	)	
Case 39576	)	STANDARD FORM 5
	)	
	)	STIPULATED ELEMENTS OF A
	)	WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or a federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine whether the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Basin Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANT(s):
CLEARVIEW WATER CO INC

Richard C. Beylenger 12-6-06
Authorized representative Date

[Signature] 12/7/06
Attorney for Clearview Water Co. Inc. Date

OBJECTOR:
EDWARDS FAMILY LLC

[Signature] 12/6/06
Authorized representative Date

[Signature] 12/6/06
Attorney for Edwards Family LLC Date

IDWR Concurrence:

[Signature] 12/13/06
Water Resource Agent Date

FOR [Signature] 12-13-06
Susan Hamlin Nygard Date

Deputy Attorney General

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-16488

NAME & ADDRESS: CLEARVIEW WATER CO INC
4603 CLEARVIEW DR
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

This water right does not authorize the diversion of a low temperature geothermal resource or other geothermal resource.

QUANTITY: 0.350 CFS
22.50 APY

PRIORITY DATE: 05/03/1955

POINT OF
DIVERSION: T04N R02E S29 SENW Within ADA County
T04N R02E S29 SENW Within ADA County
Two points of diversion are located within SENW, S29, T04N, R02E

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.250 CFS
IRRIGATION	03/15 11/15	0.100 CFS
		22.50 APY

Domestic use is for 28 homes in the Clearview Subdivision and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: IRRIGATION Within ADA County
T04N R02E S29 SENW 5.00
DOMESTIC Within ADA County
T04N R02E S29 SENW
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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

ROB

MM

RLH

PKM

NBS

CERTIFICATE OF MAILING

I certify that on December 19, 2006, I mailed the original and copies of this form, including all attachments, to the following persons by mailing the original and/or copies, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copies to:

Clearview Water Co Inc
4603 Clearview Dr
Boise, Idaho 83703

Dana Hofstetter
Hofstetter Law Office, LLC
608 West Franklin Street
Boise, ID 83702

IDWR Repository
P.O. Box 83720
Boise, ID 83720



Signature of person mailing form

HOFSTETTER LAW OFFICE

608 West Franklin Street

Boise, Idaho 83702

Dana@IdahoWaterLaw.com

Dana L. Hofstetter
Attorney at Law

Telephone: (208) 424-7800
Facsimile: (208) 424-8774

December 7, 2006

Via Hand Delivery

Becky Harvey
Idaho Department of Water Resources
322 East Front Street
Boise, Idaho 83702

Re: SRBA Subcase Nos. 63-2697A, 63-3047, 63-5028, 63-5234, 63-16488, 63-31299, 63-31300, 63-31556, 63-31997, and 63-31998

*DO NOT
databased
update
12/14/06
Vmm*

Dear Ms. Harvey:

Enclosed is an **original** (except for 63-5234 which has 3 originals) of a Standard Form 5 in the above-referenced subcases. Each of the enclosed Standard Form 5s has been executed by each of the respective Claimants and/or their representatives and by the Edwards Family LLC. Please arrange for execution of these documents by the Idaho Department of Water Resources and an appropriate Idaho Deputy Attorney General. Also, as we discussed, once these documents are fully executed, please arrange for filing and service. Thank you for your assistance with this matter.

Sincerely,

HOFSTETTER LAW OFFICE, L.L.C.



Dana L. Hofstetter

Enclosures
3006.3/7217

RECEIVED
12/23/2005
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

Case 39576

A. Subcase 63-16488

(Insert water right number)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Edwards Family LLC

Address: 4106 Sand Creek Street

Boise, Idaho 83703

Daytime Phone: 208-342-7548

Name & Address of Attorney, if any:

Dana Hofstetter

Hofstetter Law Office, LLC

608 West Franklin Street

Boise, Idaho 83702

208-424-7800

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: Clearview Water Co Inc

Address: 4603 Clearview Dr

Boise, Idaho 83703

D. I object to the following elements as recommended in the Director's Report.
(Please check the appropriate box(es)):

1. ☐ **Name and Address**
Should be: _____
2. ☒ **Source**
Should be: See Section E
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☐ **Point of Diversion**
Should be: _____
6. ☐ **Instream Flow Beginning and Ending Point**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. **I object because:**
 - ☒ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION(S):** To the extent that this water right authorizes the diversion of water from the Stewart Gulch Geothermal Aquifer it should not exist pursuant to *Silkey v. Tiegs*. Otherwise, the following provision should be listed under "Other Provisions Necessary for Definition or Administration of this Water Right:" The diversion and use of geothermal water is not authorized under this right. Also, the local name for the cold water well should be described.

F. VERIFICATION (Must be Completed)

State of Idaho)
) ss.
County of Ada)

Dana L. Hofstetter, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

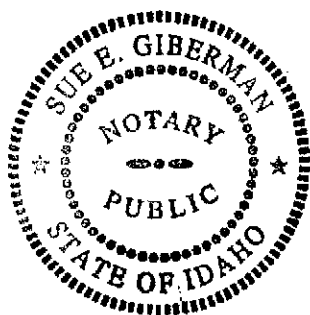
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Signature of person filing objection

Dana L. Hofstetter

Attorney signing in representative capacity

Subscribed and sworn to before me on: April 20, 2006



Sue E. Giberman
Notary Public for the State of Idaho
Residing at: Boise Idaho
My Commission expires: 2-25-09

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on April 21, 2006, I filed the original with the SRBA Court and mailed copies of this Objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court (*via Hand Delivery*)
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: Clearview Water Co Inc
Address: 4603 Clearview Dr
Boise, Idaho 83703

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

Chief, Natural Resources Division
Office of the Attorney General
PO Box 44449
Boise, ID 83711-4449

United States Department of Justice
Environment and Natural Resources Division
550 West Fort Street, MCS 033
Boise, ID 83724



Signature of Objector or attorney
mailing on Objector's behalf

01/20/2005

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

RIGHT NUMBER: 63-16488

NAME AND ADDRESS: CLEARVIEW WATER CO INC
PO BOX 3374
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.350 CFS
22.500 AFY

PRIORITY DATE: 05/03/1955

POINT OF DIVERSION:

T04N R02E S29 SENW Within ADA County

T04N R02E S29 SENW Within ADA County

Two points of diversion are located within SENW, S29, T04N, R02E.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.250 CFS
IRRIGATION	03/15 11/15	0.100 CFS 22.50 AFY

Domestic use is for 28 homes in the Clearview Subdivision and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE: DOMESTIC Within ADA County

T04N R02E S29 SENW

IRRIGATION Within ADA County

T04N R02E S29 SENW 5.0

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.

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

EXPLANATORY MATERIAL: Beneficial Use



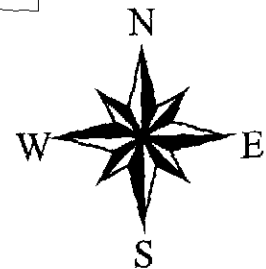
State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 29
Water Right(s) : 63-16488



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 5.0



- ⊙ 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 63-16488 V1

WATER RIGHT NUMBER: 63-16488 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLEARVIEW WATER CO INC PO BOX 3374 BOISE, ID 83703 (208)342-3170

Priority Date: 05/03/1955

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	0.250 CFS	
IRRIGATION	03/15 to 11/15	0.100 CFS	22.50 AF
	<u>Total Diversion:</u>	0.350 CFS	22.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 29, Twp 04N, Rge 02E, B.M.
ADA County		
GROUND WATER	SE1/4NW1/4	Sec. 29, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

DOMESTIC Within ADA County

T04N R02E S29 SENW

IRRIGATION Within ADA County

T04N R02E S29 SENW 5.0

Total Acres: 5

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. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. WB5 Domestic use is for 28 homes in the Clearview Subdivision and does not include lawn, garden, landscape, or other types of irrigation.
4. X32 Two points of diversion are located within SENW, S29, T04N, R02E.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 63-16488 V1

Comments:

1. vmusic 1/20/2005 PODs
 Comment: THE 2 WELLS ARE LOCATED AT 4520 CLEARVIEW.

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	1/20/2005 10:04:12 AM	vmusic			Active
Priority Date	1/20/2005 10:05:24 AM	vmusic			Active
POD	1/20/2005 10:06:23 AM	vmusic			Active
Source	1/20/2005 10:13:38 AM	vmusic			Active
POD	1/20/2005 10:13:58 AM	vmusic			Active
POU	1/20/2005 10:14:33 AM	vmusic			Active
Use	1/20/2005 10:17:17 AM	vmusic			Active
Season	1/20/2005 10:18:01 AM	vmusic			Active
Quantity	1/20/2005 10:50:43 AM	vmusic			Active
Summary			01/20/2005	vmusic	Active
Summary			01/20/2005	vmusic	Active

IMPORTANT MESSAGE

FOR

Vicky

DATE

4/25

TIME

4:51

A.M.
P.M.

WHILE YOU WERE OUT

M

Chuck Mickelson

OF

PHONE NO.

384-3940

TELEPHONED

PLEASE CALL

x

CAME TO SEE YOU

WILL CALL AGAIN

WANTS TO SEE YOU

RUSH

RETURNED YOUR CALL

MESSAGE

Questions re:

63-16488

SRBA procedure, objections, etc

SIGNED



OfficeMax

OM97295



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

September 16, 2005

4063 CLEARVIEW WATER CO INC
4521 CLEARVIEW DR
BOISE ID 83703

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-16488
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your claim(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

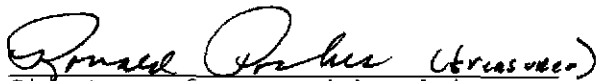
If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.


Signature of water right claimant

336 8197
Telephone number

CLEARVIEW WATER COMPANY
Annual Meeting Minutes
4/2/05

RECEIVED

SEP 22 2005

WATER RESOURCES
WESTERN REGION

Attendees: Charles Richardson, Ron Poches, Dick Beglinger, Patty Hodges, Casey Wolf, Linda Ropp, Chuck Mickelson, Mindy Moreno, Gena Morris, Debbie Marino, Vance Smith, L.B. Moore, Ruth Warfield and David Howell.

The following individuals were elected to office for 2005-2006:

Charles Richardson, President
Chuck Mickelson, Vice President
~~Ron Poches~~, Treasurer
Dick Beglinger, Secretary

In addition to the above named officers, Carole Poches and Ruth Warfield were voted in as members of the Board of Directors.

Yearly rate was discussed and everyone agreed to keep rate at \$100/yr.

It was brought to our attention that the electrical panel in the well should be checked for any dangers/hazards *sooner* than later. After some discussion, it was suggested we call All Electric Co. to check electrical condition of well.

We are currently running between 46 – 58 lbs. of pressure at the homes.

As of 12/31/04 our bank balance was \$8,366.80

It was recommended that watering of individual houses be kept to alternate days (date coinciding with odd/even house number).

Respectfully submitted,



Dick Beglinger
Secretary

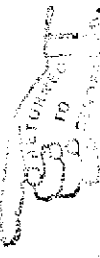
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705



FIRST CLASS



CLEARVIEW WATER CO INC
PO BOX 3374
BOISE ID 83703



No Address Found

RECEIVED
JUN 08 2005
WATER RESOURCES
WESTERN REGION

63-16488

4521 Clearview Dr
Boise 83703

CONVERSATION MEMO

DATE: 1/11/05
TO: MEMO TO CLAIM FILE NO. 63-16488
CC: NA
From: Vicky L Music, WATER RESOURCE AGENT,
IDWR/ WESTERN REGION
RE: EVIDENCE OF PRIORITY LETTER

Mary Beglinger called me yesterday and left me a voice mail message because they received a proof of priority letter from me. In her message, she stated that she had no proof of priority for the 1955 date because they moved into the development in 1975.

When I called her back today, I explained that I needed a statement from her or a resident of the development, perhaps a neighbor who had been there a while, of her/their understanding of when the water was first put to use.

She said that the president of the water company was a long time resident, Charles Richardson, so we decided that she would forward the pamphlet and request to him. I told her I needed something in writing and to have him call me if he had more questions. Beglingers home # 336-9163. Mary's work # 345-0304.

VLM

Y13105 - Mr. Beglinger brought in a PUC document referencing the water co. in 1956. Document is in claim file. 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

MR. RICHARD BEGLINGER
CLEARVIEW WATER CO., INC.
4615 CLEARVIEW DR.
BOISE, ID 83703

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-16488

Dear Claimant(s),

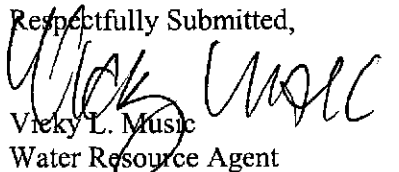
In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated printout of the claim(s) for your reference only, it is not necessary to return this printout or re-file it. You indicated, when this claim was filed, 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,


Vicki L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim Report A63-16488

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
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

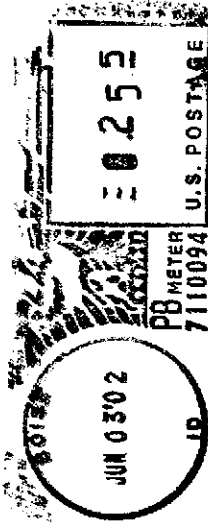
603-16488

RECEIVED
JUN 10 2002
Department of Water Resources

ADDRESS UNKNOWN

CLEARVIEW WATER
PO BOX 3374
BOISE ID 83703

PRESORTED
FIRST CLASS



RECEIVED
JUN 11 2002
WATER RESOURCES
WESTERN REGION

Found

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

63-16488

CLEARVIEW WATER COMPANY INC
PO BOX 3374
BOISE, ID 83703



RECEIVED
NOV 19 2004
WATER RESOURCES
WESTERN REGION



6



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

JUL 6 1987

BEFORE THE IDAHO PUBLIC UTILITIES COMMISSION

IN THE MATTER OF THE CANCELLATION)
OF THE CERTIFICATE OF CONVENIENCE)
AND NECESSITY OF CLEARVIEW WATER)
CORPORATION.)

CASE NO. U-1064-3

ORDER NO. 21306
NOTICE OF MODIFIED
PROCEDURE

On June 10, 1987, the Idaho Public Utilities Commission received notification that Clearview Water Corporation has sold all of its distribution lines, well and pump along with the rights to the area where the well and pump are located to a new corporation, Clearview Water Company, Inc. This new company has been organized as a nonprofit corporation for the purpose of owning the well and the distribution lines and systems that provide water service to the residents of the Clearview Subdivision located on Clearview Drive off Collister Road in Boise, Idaho. Each owner of a lot in the subdivision is a shareholder in the new corporation.

Certificate of Convenience and Necessity No. 224 was issued to Clearview Water Corporation by Order No. 3766 on April 19, 1956. Clearview Water Corporation had requested the certificate in order to supply water to 28 lots in the Clearview Subdivision. Clearview Water Corporation has never had a rate case or any other formal proceeding before this Commission.

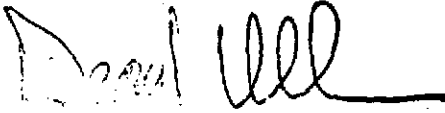
YOU ARE THEREFORE NOTIFIED that the Commission on its own motion has determined that the certificate issued to Clearview Water Corporation is no longer necessary to serve the public interest and should be cancelled.

YOU ARE FURTHER NOTIFIED that the Commission has determined that the public interest may not require a formal hearing in this matter and will proceed under Modified Procedure pursuant to Rule 23 of the Idaho Public Utilities Commission's Rules of Practice and Procedure.

YOU ARE FURTHER NOTIFIED that any person desiring to state a position on the cancellation of this certificate may file a written comment or protest with the Commission within twenty-one (21) days from the date of this Notice. The comment or protest must contain a statement of reasons supporting the comment or protest. Written comments or protests concerning this Application shall be mailed to the Idaho Public Utilities Commission, 472 West Washington, Boise, Idaho 83720, and should contain the case caption and case number shown on the first page of this document.

DONE by Order of the Idaho Public Utilities Commission at Boise, Idaho, this 6th day of July, 1987.


PERRY SWISHER, PRESIDENT


DEAN J. MILLER, COMMISSIONER


RALPH NELSON, COMMISSIONER

ATTEST:


MYRNA J. WALTERS, SECRETARY

MS:vs/484L

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-16488

01/20/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-17483	Claim	04N	02E	29	SE	NW		GROUND WATER	KEN HAMACHER
63-19722	Claim	04N	02E	29	SE	NW		GROUND WATER	WOODROW T WILLIAMS
63-22920	Claim	04N	02E	29	SE	NW		GROUND WATER	BERNARD W SKOGERSON
63-24149	Claim	04N	02E	29	SE	NW		GROUND WATER	DELBERT E HATHAWAY
63-28099	Claim	04N	02E	29	SE	NW		GROUND WATER	JOSEPH VENTRONE
63-8123	Claim	04N	02E	29	SE	NW	29	STEWART SAND GULCH CREEK BOISE RIVER	GARY P HOHSTADT
63-16488	Claim	04N	02E	29	SE	NW	29	GROUND WATER	CLEARVIEW WATER CO INC
63-16407	Claim	04N	02E	29	SE	NW	29	GROUND WATER	MARDELL NELSON
63-19911	Claim	04N	02E	29	SE	NW	29	GROUND WATER	DENNIS B SAMER
63-5325	Claim	04N	02E	29	SE	NW	29	GROUND WATER	BOISE CITY INDEPENDENT SCHOC DISTRICT
63-31040	Claim	04N	02E	29	SE	NW	29	GROUND WATER	CITY OF BOISE
63-4857	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	IVAN M BELL
63-5325	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	BOISE CITY INDEPENDENT SCHOC DISTRICT
63-17483	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	CITY OF BOISE
63-19722	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	WOODROW T WILLIAMS
63-22920	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	BERNARD W SKOGERSON
63-24149	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	CITY OF BOISE
63-8123	Water Right	04N	02E	29	SE	NW	29	STEWART GULCH CREEK BOISE RIVER	GARY P HOHSTADT
63-16407	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	MARDELL NELSON
63-19911	Water Right	04N	02E	29	SE	NW	29	GROUND WATER	DENNIS B SAMER

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-16488**

01/20/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	02E	29	SE	NW		IRRIGATION	38/29248	DRAINAGE DIST NO 2
5325	Claim	04N	02E	29	SE	NW		IRRIGATION	4/4	BOISE CITY INDEPENDENT SCHOOL DISTRICT
16488	Claim	04N	02E	29	SE	NW		IRRIGATION	5/5	CLEARVIEW WATER CO INC
20040	Claim	04N	02E	29	SE	NW		IRRIGATION	8.6/575.1	BOISE CITY CANAL CO
2406	Water Right	04N	02E	29	SE	NW		IRRIGATION	38/29248	DRAINAGE DIST NO 2
5325	Water Right	04N	02E	29	SE	NW		IRRIGATION	4/4	BOISE CITY INDEPENDENT SCHOOL DISTRICT
24149	Water Right	04N	02E	29	SE	NW		STOCKWATER		CITY OF BOISE
2576	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	29	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
16488	Claim	04N	02E	29	SE	NW		DOMESTIC		CLEARVIEW WATER CO INC
4857	Water Right	04N	02E	29	SE	NW		DOMESTIC		IVAN M BELL
8123	Water Right	04N	02E	29	SE	NW		DOMESTIC		GARY P HOHSTADT
16407	Water Right	04N	02E	29	SE	NW		DOMESTIC		MARDELL NELSON
17483	Water Right	04N	02E	29	SE	NW		DOMESTIC		CITY OF BOISE
19722	Water Right	04N	02E	29	SE	NW		DOMESTIC		WOODROW T WILLIAMS
19911	Water Right	04N	02E	29	SE	NW		DOMESTIC		DENNIS B SAMER
22920	Water Right	04N	02E	29	SE	NW		DOMESTIC		BERNARD W SKOGERSON
24149	Water Right	04N	02E	29	SE	NW		DOMESTIC		CITY OF BOISE

DESKTOP REVIEW/VIEW

**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) 63-164000

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is: _____

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

Source: _____ 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? _____

4520 Clearview - location of wells.

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 claims & in trip exam

OVERLAP REVIEW

Other water rights with the same point of diversion: NO

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

NA

WATER USES

☒ No change

☐ Different Uses

Use DOMM From 1-1 To 12-31 Amount .25 CFS AFA
 Use IRR From 3-1 To 11-15 Amount .10 CFS 22.5 AFA
 Use From To Amount CFS AFA

standard for 30 would

$$(.1 \text{ CFS}) (1.1835 \times 200) = 51.57$$

TOTAL VOLUME - Groundwater only

$$\text{OR } (500 \times 4.5) = 22.5 \text{ AFA}$$

☒ Incomplete on claim, the total is, Amount .10 CFS 22.5 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:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #

Types Additional comments:

PLACE OF USE:

☒ No Change

☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: no

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

Delivery System Narrative:

get claim & interpret claim

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

was DAM use is for 20 hours in the Clearview
NH Q not a det of inst b/c
2 rods

& does not include inst.

4520 Clearview built 1956 per BSA CO.

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:

1-20-05

FIELD EXAMINER:

Wick MMLC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-16488

WATER RIGHT NUMBER: 63-16488

Owner Type Name and Address
Current Owner CLEARVIEW WATER CO INC
 PO BOX 3374
 BOISE, ID 83703
 ✓(208)342-3170

Priority Date: 05/03/1955

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	0.250 CFS ✓	
IRRIGATION ✓	3/15 to 11/15	0.100 CFS ✓	
	<u>Total Diversion:</u>	0.350 CFS ✓	

Location of Point(s) of Diversion

GROUND WATER

ADA County

NE1/4SE1/4NW1/4

Sec. 29, Twp 04N, Rge 02E, B.M.

Place of UseDOMESTIC Within ADA County ✓

T04N R02E S29 SENW

IRRIGATION Within ADA County ✓

T04N R02E S29 SENW 5.0

Total Acres: 5

Conditions of Approval:Remarks:

1. General SYSTEM HAS 1000 GAL. PRESSURE TANK FOR STORAGE. THE 28 HOMES WHICH THIS RIGHT SUPPLIES DOMESTIC AND IRRIGATION WATER FOR ARE IN CLEARVIEW SUBDIVISION, ADA COUNTY. THE CLEARVIEW WATER COMP- ANY, INC. IS A NON-PROFIT CORPORATION OWNED BY THE PROPERTY OWNERS OF THE CLEARVIEW SUBDIVISION.

Comments:Dates and Other Information:

OWN USE FOR 28 HOMES
Q not a det of MS b/u.

No. C 83709 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than April 10, 2004 Annual Report Form 1. Mailing Address: (Correct for this size if applicable) CLEARVIEW WATER COMPANY, INC. CHARLES M RICHARDSON 4521 CLEARVIEW DR BOISE, ID 83703	2. Registered Agent and Office NO RICHARD C BEGLINGER 4615 CLEARVIEW DR. BOISE, ID 83703 3. <u>New</u> Registered Agent Signature
--	--	--

4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.

Office held	Name	Street or P.O. Address	City	State	Zip
President	Charles Richardson	4521 Clearview Drive	Boise	Id	83703
Treasurer	Ronald Poches	4603 Clearview Drive	Boise	Id	83706
Sec.	Richard Beglinger	4615 Clearview Drive	Boise	Id	83706
Board Member	Chuck Mickelson	4619 Clearview Drive	Boise	Id	83706

5. Organized Under the Laws of: IDAHO C 83709	6. Signature <u>Richard C. Beglinger</u> Date <u>2-10-0</u> Name (Typed or Printed) <u>RICHARD C BEGLINGER</u> Title <u>Secret</u>
---	---

Issued 02/02/2004

Do Not Tape or Staple



Idaho Secretary of State Viewing Business Entity

[[New Search](#)] [[Back to Summary](#)]

CLEARVIEW WATER CORPORATION

Type of Business: CORPORATION, GENERAL BUSINESS

Status: FORFEITED 30 Nov 1967

State of Origin: IDAHO

Date of 07 Sep 1955

Origination/Authorization:

Registered Agent:

Organizational ID / Filing C28100

Number:

Number of Authorized Stock

Shares:

Date of Last Annual Report:

Amendments:

Amendment filed 07 Sep 1955 INCORPORATION

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63

RIGHT ID 63 16488
POD ID 167588.1
Quad Boise North 1
Claim Type Large
Easting 319009
Northing 286663
GPSID A0009225

Diversion Description

TWO DRILLED WELLS, 50' DEPTH, 8" CASINGS, WITH 1.5HP AND 1.3HP PUMP. Located in front of 4520 Clearview.

Assumptions

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\167588.1a.JPG

Photos\167588.1c.JPG

Photos

Photos\167588.1b.JPG

EPE (ft)

23

Date (M/D/Y)

11/16/01

Time

14.51

Flow Rate (CFS)

0.13

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) 50

Elevation Head (ft) 30

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☐

New Contact Comments

Left message.

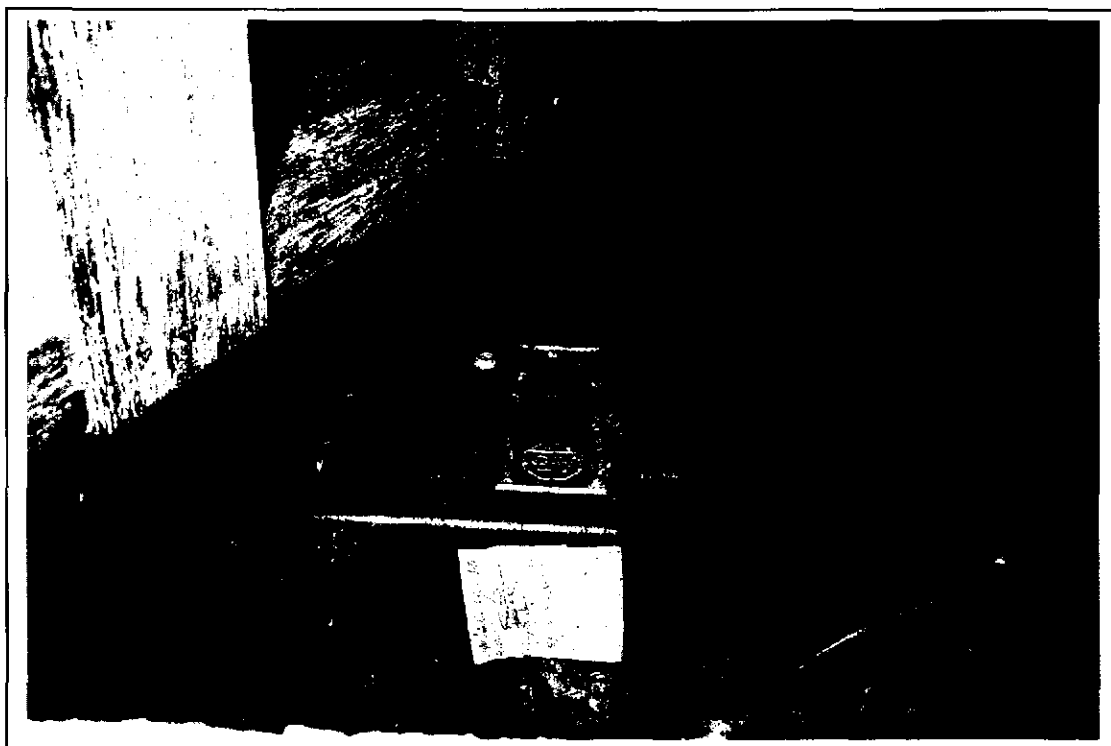
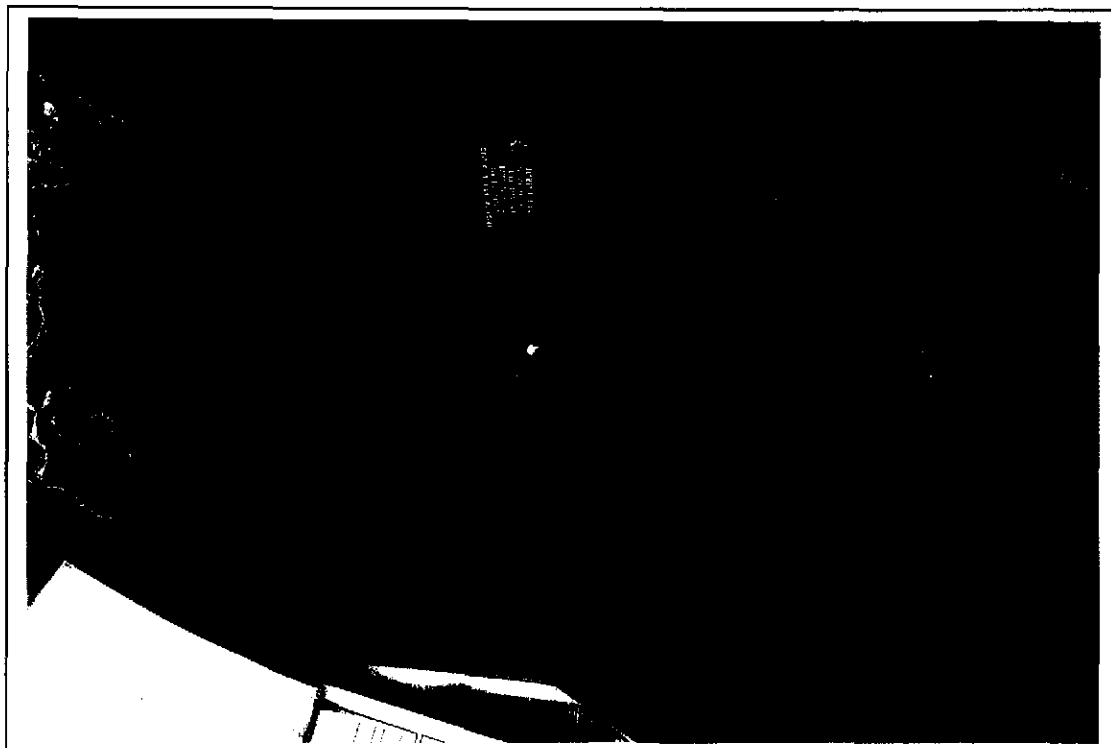
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INTREPID
Engineering Services, Inc. (H2O)
Enabling People and Solutions

RIGHT ID

63 16488





IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63



RIGHT ID 63 16488
POD ID 167588.2
Quad Boise North 1
Claim Type Large
Easting 319009
Northing 286663
GPSID A0009226

Diversion Description

TWO DRILLED WELLS, 50' DEPTH, 8" CASINGS, WITH 1-5 HP AND 1-3 HP PUMP. Same as for POD ID No. 167588.1.

Assumptions

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\167588.2a.JPG

Photos

EPE (ft)

23

Date (M/D/Y)

11/16/01

Time

14.51

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) 50

Elevation Head (ft) 30

Motor Mfg

Motor Serial #

Pump Type

Pump Mfg

Pump Serial#

New Contact Information ☒

New Contact Comments

Left message.

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RIGHT ID

63 16488

