



TAN RIE
Sawsw
P63-16957

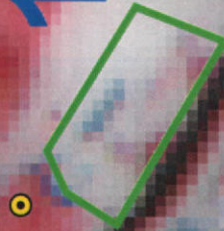
200 y.

MONITORING
AUG 26 1992

SWSW

#63-16957

1987 NAPP



NWNNW

S11

S14

SWSW

#63-16957
2003 NAPP

NWNNW

once burial vaults,
now shops

S11
S14

**Land Records**
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Property Details for Parcel S0511314820

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General Information

Property Acres: 88.628
Zone Code: RP
Primary Code Area: 16 Tax Districts
Group Type: SECT
Subdivision: 4N 1E 11
Section: 4N1E11

Property Description

PAR #4820 OF S2
 SEC 11 4N 1E
 #346600-B #314805-B

**Property Address**

N HORSESHOE BEND RD
 BOISE, ID 83703

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Assessor Links

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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	120-RESIDENTIAL TRACT	88.628	\$0	MARKET

Total Assessed Value: \$0

Parcel Valuation History

Assessed value for year 2004 \$0
Assessed value for year 2003 \$0

Ada County Links

- [Ada County Home Page](#)
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- [Clerk/Auditor/Recorder](#)
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Property Characteristics
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: A63-16957
Date Received: 8/ 7/1989
Receipt No: W004070
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DRY CREEK CEMETERY DISTRICT 208-853-1940
Address: 9600 HILL ROAD
BOISE ID 83703

2. Date of Priority: JUN 1, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	11		SW	SW		ADA

5. Description of diverting works:
DRILLED WELL W/SURFACE PUMP W/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
INDUSTRIAL	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/CONCRETE BURIAL VAULTS; D/IRRIIG OF LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	11	SW	SW		DOMESTIC	
			SW	SW		INDUST	

MICROFILMED

JUL 26 1994

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

JUL 26 1994



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

SEP 15 1993

Department of Water Resources

DATE OF CLOSING: 2-20-1991

LEGAL DESCRIPTION OF PROPERTY: Township 4 North Range 1 East
Section 11, 1/4 of 1/4 of 1/4 Govt. Lot , BM.
Lot , Block , Subdivision/Townsite .
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A63-16957, A63-07399, A63-03480, A63-00164D, A63-16956
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Aldens, Inc. 5400 Fairview Ave. Boise, Id 83706
MGR Funeral Service 318 N. Latah Boise, ID 83706
- ☐ New Owner/Claimant (Purchaser): Dry Creek Cemetery District
- ☐ New Mailing Address: 9600 Hill Road Boise 83703
- ☐ New Telephone Number: (208) 853 - 1940
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes X no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Copy of Warranty Deed

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) [Signature] Date 9-13-93
- ☐ Signature of Former Owner/Claimant(s) [Signature] Date 9-13-93
- ☐ Signature of Former Owner/Claimant(s) _____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 9-20-93 By: [Signature]

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 9-20-93 By: [Signature]

Claim Numbers of Split, if any:

RECEIVED
MICROFILMED
JUL 26 1994 SEP 16 1993

Department of Water Resources

Original to be mailed to Idaho Department of Water Resources Regional Office
Copies to Former Owner and New Owner

RECEIVED

SEP 16 1993

Department of Water Resources
Western Regional Office

Warranty Deed

FOR VALUE RECEIVED, SYRINGA GARDENS CEMETERY, a Partnership, (consisting of Aldens, Inc., dba Alden-Waggoner Funeral Chapel, MGR Funeral Service dba Relyea Funeral Chapel, and Summers Funeral Home, Inc.) the Grantor, does hereby grant, bargain, sell and convey unto DRY CREEK CEMETERY DISTRICT, a cemetery district duly organized and existing under laws of the State of Idaho, whose address is 9600 Hill Road, Boise, Idaho 83703, Grantee, the following described premises, situated in Boise, County of Ada, State of Idaho, to wit:

See attached.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its successors and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED this 20th day of February, 1991.

SYRINGA GARDENS CEMETERY,

by

James B. Maguire
James B. Maguire

Timothy J. Alden
Timothy J. Alden

MICROFILMED

JUL 26 1994

Your No. SYRINGA GARDENS/DRY CREEK CEMETERY

PARCEL 1

The Northeast Quarter of the Southwest Quarter and the East 300 feet of the Northwest Quarter of the Southwest Quarter, Section 11, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho.,.

Parcel 2

That portion of the Southwest Quarter of the Southwest Quarter of Section 11, Township 4 North, Range 1 East, in Ada County, Idaho, which lies on the Northerly side of FARMER'S UNION CANAL, being described more particularly as follows;

Beginning at the Southwest corner of said Section 11, Township 4 North, Range 1 East, a State of Idaho Public Works brass cap at surface of State Highway 15; thence North along the west side of said Section 11 a distance of 1071.55 feet to a point on the Northerly bank of said FARMER'S UNION CANAL, THE REAL POINT OF BEGINNING; thence North along the West side of said Section 11 a distance of 247.60 feet to a point; thence; North 89° 31' East 1326.9 feet to a steel pin and line fence corner post; thence South 1° 37 1/2' West 1194.8 feet to a steel pin in a fence line; thence along the Northerly bank of said FARMER'S UNION CANAL to the REAL POINT OF BEGINNING AS FOLLOWS:
 North 45° 55 1/2' 572.6 feet to a steel pin; thence
 North 58° 21' West 419.25 feet to a steel pin; thence
 North 64° 14' West 192.0 feet to a steel pin; thence
 North 56° 25' West 422.3 feet to the REAL POINT OF BEGINNING.

Tract is subject to State of Idaho Highway right-of-way along the extreme west side.

Subject to roads, ditches and canal rights-of-way.

RECEIVED

SEP 16 1993

Department of Water Resources
 Western Regional Office

MICROFILMED

JUL 26 1994

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: A63-16957
Date Received: 8/07/1989
Receipt No: W004070
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SYRINGA GARDENS 208-939-6791
Address: 9950 HIGHWAY 55
BOISE, ID 83703

2. Date of Priority: JUN 01, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	11	SW	SW			ADA

5. Description of diverting works:
DRILLED WELL W/SURFACE PUMP W/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.020		
INDUSTRIAL	01/01	12/31	0.020		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
I/CONCRETE BURIAL VAULTS; D/IRRIG OF LAWN

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	11	SW	SW		DOMEST	
			SW	SW		INDUST	

A63-16957

Page 1

Date: 08/07/89

MICROFILMED

AUG 26 1992

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: 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: _____

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

For Organizations:

I do solemnly swear or affirm that I am Partner Title _____ of
Syringa Gardens Cemetery Organization, that I have signed the foregoing
document in the space below as Partner Title _____ of
Syringa Gardens Cemetery Organization and that the statements contained in the
foregoing document are true and correct.

Alden's Inc by [Signature]
Signature of Authorized Agent

Partner, Syringa Gardens Cemetery
Title and Organization

Aug 7 1989
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 7 day
of August 19 89

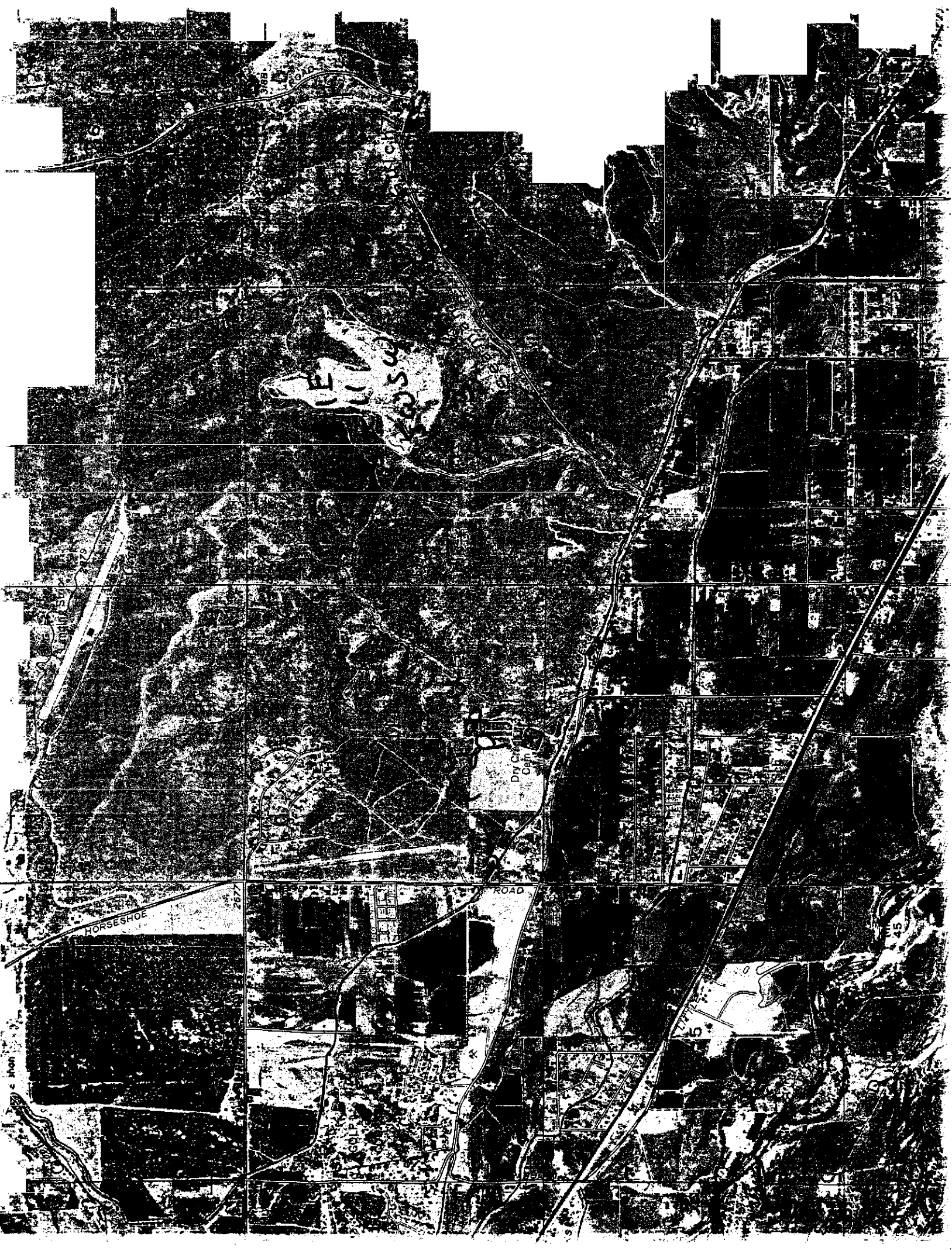
Eldon L. Roush
Notary Public

Seal

Residing at _____

My Commission Expires _____

Eldon L. Roush
Residing at Boise, Idaho
My Commission Expires September 8, 1994



11100
11100
11100

Dry Creek
Camp

HORSESHOE

ROAD

45

05/26/2005

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

RIGHT NUMBER: 63-16957

NAME AND ADDRESS: DRY CREEK CEMETERY DIST
9600 HILL RD
BOISE ID 83703

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS

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

PRIORITY DATE: 06/01/1967

POINT OF DIVERSION:

T04N R01E S11 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.020 CFS

Domestic use is for 1 double-wide trailer and does not include lawn, garden, landscape, or other types of irrigation.

PLACE OF USE:

DOMESTIC Within ADA County

T04N R01E S11 SWSW

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

PARCEL NO: A PORTION OF S0511314820.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-16957

WATER RIGHT NUMBER: 63-16957 ✓

GPS - 2313654
1390769Owner Type Name and AddressCurrent Owner DRY CREEK CEMETERY DIST ✓
9600 HILL RD
BOISE, ID 83703
(208)342-1940Original Owner SYRINGA GARDENS
9950 HWY 55
BOISE, ID 83703
(208)939-6791

*no back file available

Priority Date: 06/01/1967 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

DOMESTIC ✓

~~INDUSTRIAL ✓~~From To

1/01 to 12/31 ✓

~~1/01 to 12/31 ✓~~Diversion Rate

0.020 CFS ✓

~~0.020 CFS ✓~~Annual VolumeTotal Diversion:~~0.040 CFS ✓~~

0.02

(in violation of mandatory permit statute date)

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

SW1/4SW1/4 ✓

Sec. 11, Twp 04N, Rge 01E, B.M. ✓

Place of Use

DOMESTIC ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	01E	11	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													X						

INDUSTRIAL ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	01E	11	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
													X						

ADD WB5 - Domestic use is 1 double-wide trailer
+ does not include lawn irrigationConditions of Approval:~~ADD - Industrial use is for concrete burial vaults (in 1987)~~

ADD N 11 & N 13 -

ADD - Parcel No: 30511314820.
a portion of

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-16957

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 8/7/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

16957

87 NADP

MSWS

once burial vaults,
now shops

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General Information

Property Acres: 88.628
Zone Code: RP
Primary Code Area: 16 Tax Districts
Group Type: SECT
Subdivision: 4N 1E 11
Section: 4N1E11

Property Description

PAR #4820 OF S2
 SEC 11 4N 1E
 #346600-B #314805-B

**Property Address**

N HORSESHOE BEND RD
 BOISE, ID 83703

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- [Motor Vehicles](#)
- [Levy Rates](#)

Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	120-RESIDENTIAL TRACT	88.628	\$0	MARKET

Total Assessed Value: \$0

Parcel Valuation History

Assessed value for year 2004 \$0
Assessed value for year 2003 \$0

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Land
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Land

Land Characteristics 1 for Parcel "S0511314820"

Residential Acres:	88.628
Commercial Acres:	0.000
Other Acres:	0.000
MLS Area:	800 NW Boise- Garden City
Street:	Not Available
Utility:	Not Available
Water Source:	Not Available
Sewer:	Not Available
Sidewalks:	N
Curb-Gutters:	N
Topography:	Not Available
View:	Not Available
Water Influence:	None
Water Frontage Feet:	0
Corner:	N

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Overlap Review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-16956

WATER RIGHT NUMBER: 63-16956

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DRY CREEK CEMETERY DIST 9600 HILL RD BOISE, ID 83703 (208)342-1940
Original Owner	SYRINGA GARDENS 9950 HWY 55 BOISE, ID 83703 (208)939-6791

Priority Date: 06/01/1967

Basis: Decreed

Status: Active

Property Address:
9950 Hwy 55

SourceTributary

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	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4

Sec. 11, Twp 04N, Rge 01E, B.M.

ADA County

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	11												X					

This POU is located in the top
"NWNW" corner of the SWSW, S11

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 DECREEED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-16956

1. Explanatory PARCEL NO. S0511336200 PROPERTY ALSO KNOWN AS 9950 HORSESHOE BEND.

Comments:

~~71~~
no such Parcel No.
found in Ada Co. Assessor's
Land Records

Receipt Details for ID W004070

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/7/1989 10:41:38 AM	8/7/1989	Western	\$299.00	Check
Payer	SYRINGA GARDENS			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4014			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$299.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
W004070	122.00	63	164	D	Claim
W004070	50.00	63	7399		Claim
W004070	50.00	63	3480		Claim
W004070	25.00	63	16956		Claim
W004070	52.00	63	16957		Claim

Dry Creek Cemetery

9600 HILL RD. • BOISE, ID 83703 • (208) 853-1940 • FAX (208) 853-8242

RECEIVED

MAR 03 2004

WATER RESOURCES
WESTERN REGION

February 17, 2004

I,  Tim Alden, do hereby verify the priority date of June 1, 1967 for the beneficiary use of ground water for domestic and industrial use at Dry Creek Cemetery, 9600 Hill Rd, Boise, Idaho, formerly known as Syringa Gardens Cemetery.

The location point of diversion is SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 11, TWPO4N, Rge 1E, B. M.

The water right claim number is 63-16957.

STATE OF IDAHO, County of Ada, on this 27 day of February, 2004, before me, the undersigned Notary Public in and for said State, personally appeared Tim Alden whose name is subscribed to the foregoing instrument, and acknowledged to me that he executes the same.



James O. Barnes, Notary Public in and for the State of Idaho, residing at Boise, ID.
My Commission expires June 3, 2004.

Dry Creek Cemetery

9600 HILL RD. • BOISE, ID 83703 • (208) 853-1940 • FAX (208) 853-8242

RECEIVED

MAR 03 2004

WATER RESOURCES
WESTERN REGION

February 27, 2004

Kimberly Brown
Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

Dear Kimberly,

Enclosed you will find documents of "Evidence of Priority Date". I hope this is sufficient. If you have any question, please feel free to call.

Sincerely,

Nancy Howe

Nancy Howe
Office manager

RECEIVED

APR 29 2004
WATER RESOURCES
WESTERN REGION

63-16957

Industrial
COMMERCIAL¹ USE VOLUME

* Please keep in mind that these questions pertain only to the use of the water listed on the enclosed **Adjudication Claim Report**.

Type of Establishment: (example – camp, church, country club, bar/lounge, boardinghouse, factory, motel, highway rest area, hospital, laundry, office, park, restaurant, school, service station, theater)

Cemetery

Type of Facilities: (example: kitchen facility/cafeteria, lavatory facilities, shower(s), bath(s), sink(s), trailers, flush toilets)

2 toilets

2 sinks

high pressure washer

Number of Fixtures: (example: number of flush toilets, number of bathtubs, number of bathroom/kitchen sinks, number of showers, etc.)

2 toilets

2 sinks

How many employees (and/or public individuals) per day use each of the facilities your commercial use is based upon?

8 employees

0-100 visitors

How many hours per day is the facility open for this specific use?

all daylight hours

How many days per week is the facility open for this use?

7 days

Is this facility open year round? ☒ Yes ☐ No

If not, please indicate the length of time the facility is open during the year.

** Most businesses have a good idea of how many gallons of water per day they use. If this is true in your case, please indicate how many **total gallons of water you use** for the commercial purposes explained above:

50 gallons

Additional information you feel may be pertinent:

Jim Barnes

Your name

Sexton / manager

208-853-1940

Business telephone number

866-2785 cell

Please return to:

ATTN: Kimberly Brown
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082



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

April 21, 2004

DRY CREEK CEMETARY DIST
9600 HILL RD
BOISE ID 83703

RE: Commercial use for Snake River Basin Adjudication claim 63-16957

Dear Claimant,

The Idaho Department of Water Resources is currently reviewing the claim to a water right you filed during claims taking in the Snake River Basin Adjudication (SRBA). During the initial review of this claim, we found that you claimed an industrial use that requires a volume amount be included in our recommendation to the SRBA Court (please refer to the enclosed copy of your adjudication claim report: under Annual Volume). In order for us to calculate your annual volume, it is necessary that we ask for additional information not gathered when you, or the original claimant, filed this water right.

Please refer to the Commercial Use Volume sheet (enclosed), answer the appropriate questions as specifically as possible, and return it to this office by April 13, 2004 so that we are able to calculate the annual volume associated with your water right; as required by the SRBA Court.

This review of your claim, in addition to the submittal of our recommendation to the SRBA Court, will result in a decreed right for your property. This water right then remains with the land as long as it is being used. We will give you the opportunity to review our recommendation and provide feedback, if necessary, prior to its submittal to the SRBA Court.

Please feel free to contact me at 334-2190 if you have any questions.

Respectfully submitted,

A handwritten signature in cursive script that reads 'Kimberly Brown'.

Kimberly Brown
Water Resource Agent

Enclosures



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 3, 2003

DRY CREEK CEMETERY DISTRICT
9600 HILL ROAD
BOISE, ID 83703

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-16957 & A63-17476

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 October 1, 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 above.



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

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-16957 & A63-17476

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

DRY CREEK CEMETERY DIST
9600 HILL ROAD
BOISE ID 83703

Re: SRBA Claims A63-16957 & A63-17476

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, appearing to read "Nick Spencer".

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

NBS/pm

cc: Kimberly Brown



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63



RIGHT ID 63 16957
POD ID 169612
Quad Eagle 5
Claim Type Small
Easting
Northing
GPSID

Diversion Description

DRILLED WELL W/SURFACE PUMP W/PIPELINE. Well located next to house (trailer) near the Highway 55 cemetery entrance. GPS taken about 10 ft. North of well.

→ - no GPS of POD listed

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 Missing)
Phase-III (Complete w/Issues)
Phase-IV (Total Complete)

Linked
Photos

Photos\169612a.JPG

EPE (ft)

16 LH

Date (M/D/Y)

12/4/01

Time

16.20

Flow Rate (CFS)

0.04

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 1

Pressure Head (psi) 40

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

RIGHT ID

63 16957





State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 20, 1993

Re: Notices of Claim to a Water Right Nos. A63-00164D, A63-03480,
A63-07399, A63-16956, A63-16957

Dry Creek Cemetery District
9600 Hill Road
Boise, ID 83703

Claimant(s):

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

The Department will contact you in the future concerning any requirements that may be needed in order to process these claims for final court decree.

If you have any questions concerning the enclosed claims, please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1
Enclosure

cc: Aldens Inc.
MGR Funeral Service

MICROFILMED
JUL 26 1994