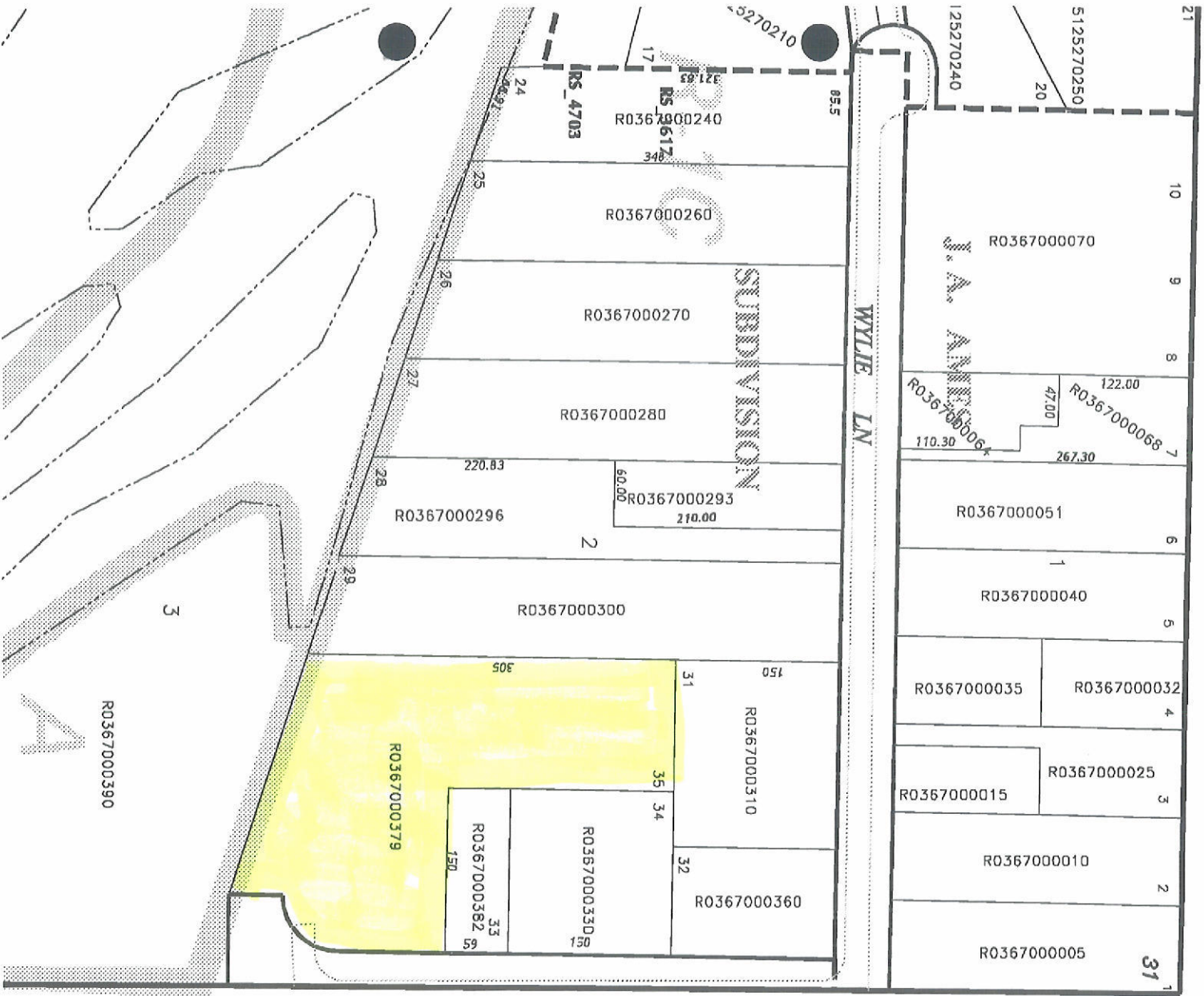
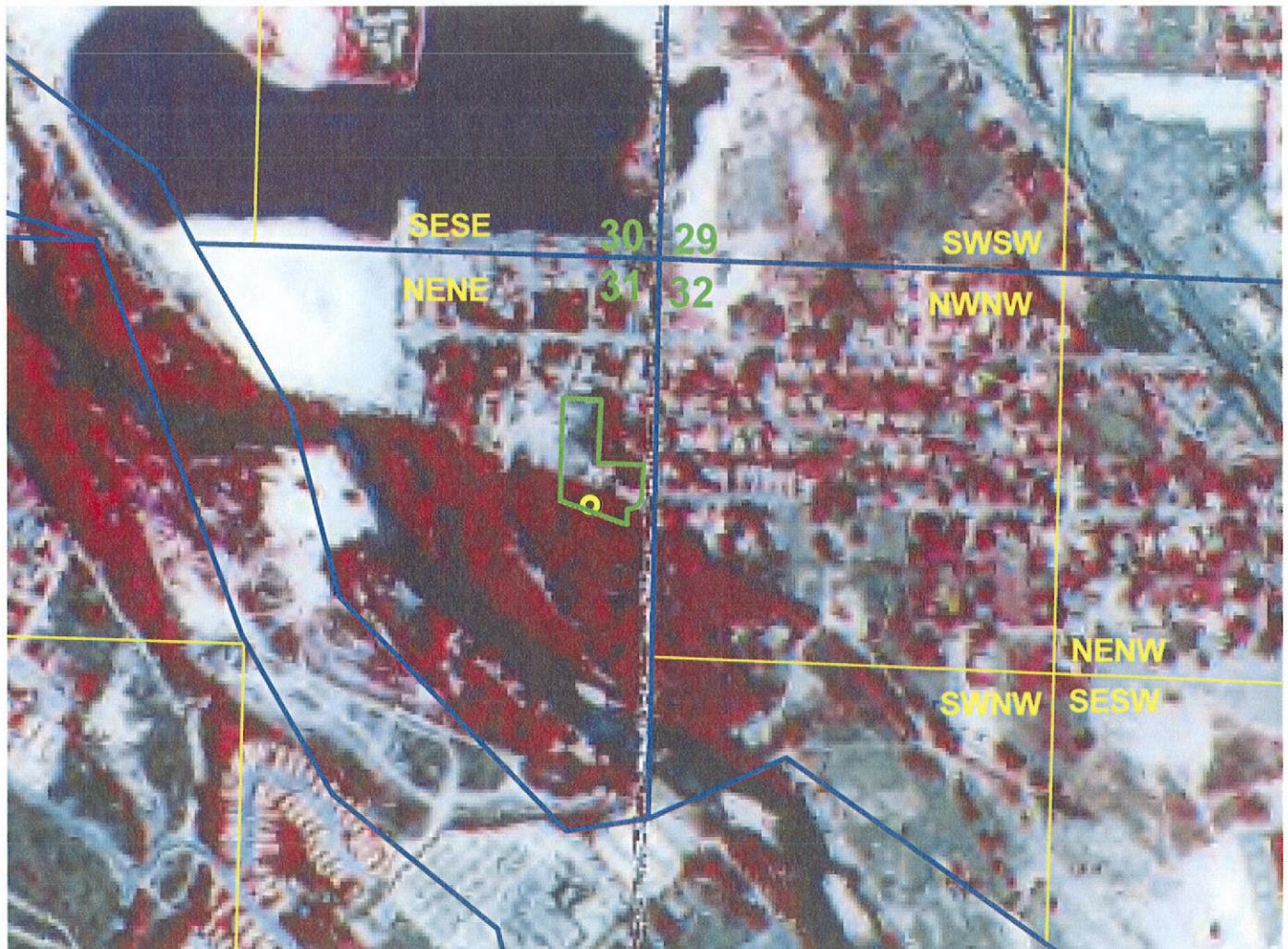






● **State of Idaho** ●
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 31
Water Right(s) : 63-17609



1320 0 1320 Feet

IRRIGATED ACRES = 1.0



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

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



Legend Find Parcel Key Map Bookmarks Create PDF Help Exit

Map Legend

- Major Streets**
 - MINOR ARTERIAL
 - MAJOR COLLECTOR
 - SECTION
 - PRINCIPAL ARTERIAL
 - INTERSTATE
 - Other
- Minor Streets**
 - LOCAL
 - PARKS
 - PRIVATE
 - RESIDENTIAL
 - Other
- Street Names (minor)**
 - Addresses
 - Parcels
 - *ImageDirectory
 - Schools
 - Parks
 - City Limits
 - Kuna
 - Boise
 - Garden City



Powered by geocortex

Map Tool: Pan Active Layer: Parcels

1:1,200

Cursor Location: 2491773.9795199903, 722094.6166585716

Assessed value for year 2004

Assessed value for year 2003

Assessed value for year 2002

Assessed value for year 2001

\$164,000

\$112,500

\$112,500

\$107,000

*/cant see the counte gump & pump
might be wrong?*

DD?

• [Ada County Home Page](#)

• [Commissioners](#)

• [Treasurer](#)

Done

Start A... S... P... D... I... Micr... A... G... Links Yahoo! Shortcut to Internet Explorer

Internet

3:42 PM

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-17609

Date Received: ~~8/18/1999~~ 10/25/2004 *Paul*

Receipt No: W004639

Received By: dms

Amended

Amended

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

OCT 25 2004

DEPARTMENT OF
WATER RESOURCES

1. Name of Claimant(s)

BOYD FAMILY TRUST UTA Phone: (208)336-0060

BEN H OR RUTH M BOYD TRUSTEES
3643 HILL RD
BOISE ID USA 83703

RECEIVED

OCT 26 2004

WATER RESOURCES
WESTERN REGION

2. Date of Priority: 05/30/1967

3. Source: 27TH STREET DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	02E	31	NE NE	ADA	

5. Description of diverting works:

CONCRETE SUMP CONSTRUCTED ON NORTH SIDE OF DRAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	31	NE	NE	IRRIGATION	1
Section Acres						1
Total Acres						1

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:

14. Remarks:

Name changed by DH 1/6/2003

AMES SUBDIVISION- LOTS 34,35, & 36. ELECTRIC MOTOR W/ PUMP & STANDPIPE MOUNTED ABOVE THE SUMP PUMPS INTO A FLEXIBLE PIPE THENCE INTO A CONCRETE DITCH FOR DISTRIBUTION.

ADDRESS CHANGED PER REQUEST RECEIVED 8/12/96. LH

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 Organizations:

I do solemnly swear or affirm that I am BEN H + RUTH M BOYD TTE of
Title

Boyd Family TRUST, that I have signed the foregoing
Organization

document in the space below as TRUSTEE of
Title

Boyd Family TRUST and that the statements contained in the
Organization

foregoing document are true and correct.

Signature of Authorized Agent

Boyd Family TRUST
Title and Organization

10-25-2004

Date

State of Idaho)

County of ADA)

SS.

Subscribed and sworn (or affirmed) before me this

of Oct. 25 2004

Danni M. Smith

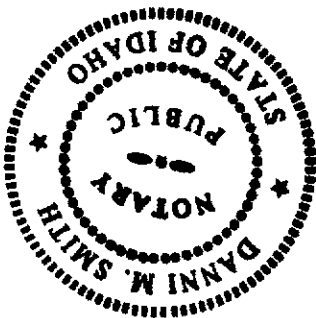
Notary Public

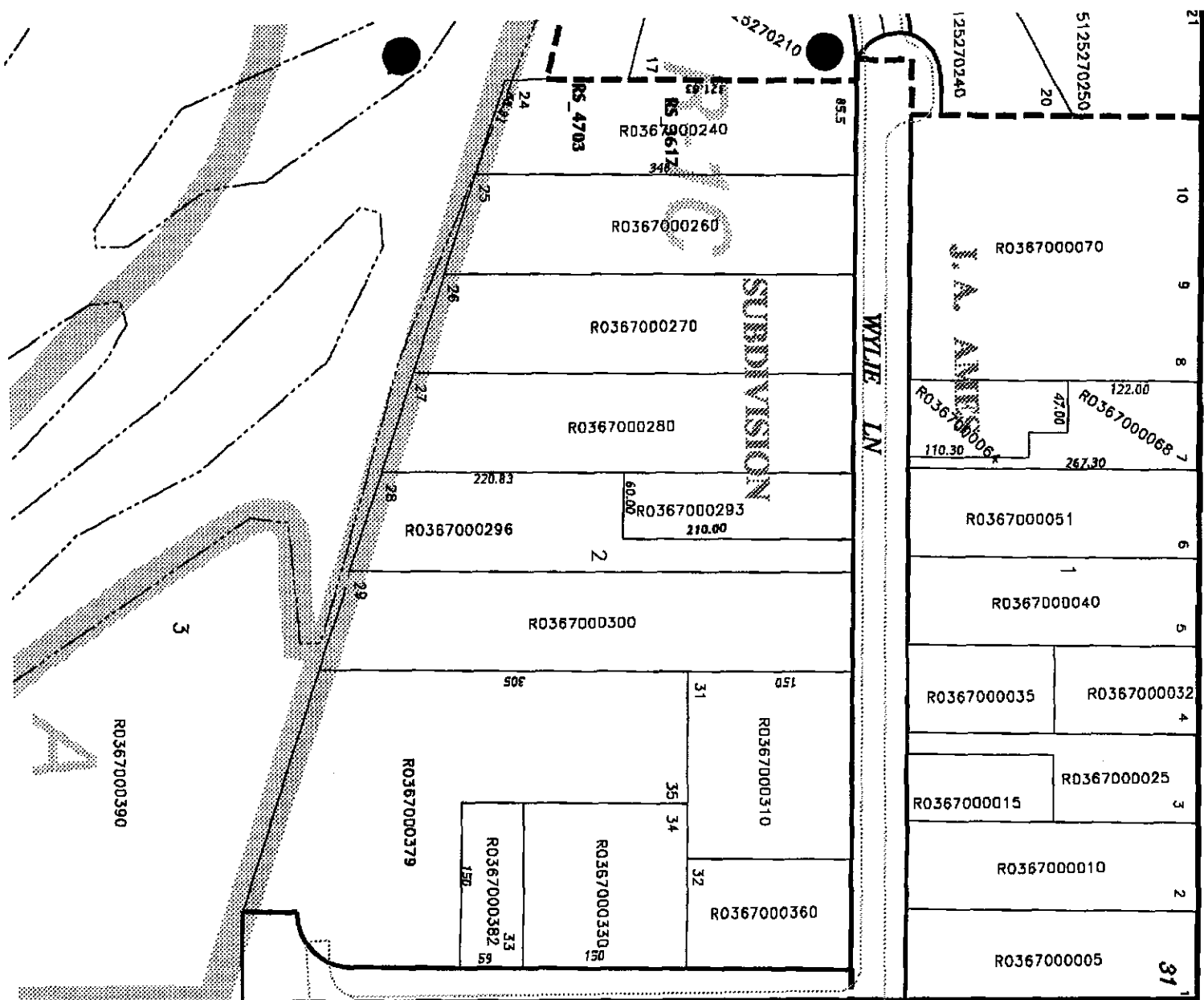
Residing at

BOISE ID

My commission Expires

12/5/2006





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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-17609
Date Received: 8/18/1989
Receipt No: W004639
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BOYD FAMILY TRUST UTA
BEN H OR RUTH M BOYD TRUSTEES
3643 HILL RD
BOISE ID USA 83703

Phone: (208) 336-0060

2. Date of Priority: 05/30/1967

3. Source: 27TH STREET DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04N	02E	31	NE	SE	NE	ADA	

5. Description of diverting works:

CONCRETE SUMP CONSTRUCTED ON NORTH SIDE OF DRAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	02E	31	SE	NE	IRRIGATION	1
					Section Acres	1
					Total Acres	1

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:

14. Remarks:

Name changed by DH 1/6/2003

AMES SUBDIVISION- LOTS 34,35, & 36. ELECTRIC MOTOR W/ PUMP & STANDPIPE MOUNTED ABOVE THE SUMP PUMPS INTO A FLEXIBLE PIPE THENCE INTO A CONCRETE DITCH FOR DISTRIBUTION.

ADDRESS CHANGED PER REQUEST RECEIVED 8/12/96. LH

15. Basis of Claim: Beneficial Use

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED

DEC 30 2002

Department of Water Resources

RECEIVED

DEC 31 2002

WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-17609	63-17609				
63-17608	63-17608	<i>AB</i>			

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a **USDA Farm Service Agency AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Ben H. Boyd or Ruth M. Boyd
3643 Hill Road, Boise, ID 83703
Boyd Family Trust U/T/A May 13, 1996
4. New Owner/Claimant(s) Ben H. Boyd or Ruth M. Boyd Trustees
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
3643 Hill Road
 New Mailing Address
Boise, ID 83703
 City, State and ZIP Code
(208) 336 0060
 New Telephone Number
August 9, 1989
 5. Date you acquired the property

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s)
(include title if applicable)

[Signature] Trustee
[Signature] Trustee

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by DH Date 12-31-02 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____, AJ Date _____ WR _____ Date _____

WARRANTY DEED

8937896

FOR VALUE RECEIVED

MAMIE E. JONES, an unmarried woman

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto

BEN H. BOYD and RUTH

M. BOYD, Husband and wife

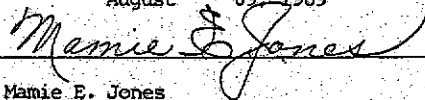
GRANTEE(S), whose current address is:

the following described real property in 7722 Long Avenue, BOISE, ID 83704 County, State of Idaho,
more particularly described as follows, to wit: AdaSEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION, WHICH BY THIS
REFERENCE IS INCORPORATED HEREIN.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, right of way and agreements, (if any) of record, and general taxes and assessments, (includes irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated;

August 09, 1989



Mamie E. Jones

ACKNOWLEDGEMENT — Individual

STATE OF Idaho, County of Ada, ss.

On this 9th day of August, in
the year of 1989, before me, Lynn P. Basura,
a notary public,

personally appeared Mamie E. Jones

known or
identified to me to be the person whose name is
subscribed to the within instrument, and acknowledged to me that
he executed the same.

Notary Public: Lynn P. BasuraResiding at: Meridian, IDEXPIRATION DATE: 5/30/93

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

PIONEER TITLE CO.
at 5 minutes past 3 o'clock Pm.
this 10th day of August
1989 in my office, and duly recorded in Book
of Deeds at page

JOHN BASTIDA

Ex-Officio Recorder

By Anna Salterregui DeputyFees \$ 6.00
Mail to:

PIONEER TITLE COMPANY

OF ADA COUNTY

821 West State Street / Boise, Idaho 83702 / (208) 336-6700
888 North Cole Road / Boise, Idaho 83704 / (208) 377-2700

WARRANTY DEED

For Value Received, GEORGE W. ANDREWS and BETTY L. ANDREWS, aka BESSIE L. ANDREWS,

the grantor^S, do hereby grant, bargain, sell and convey unto The ADA COUNTY HIGHWAY DISTRICT, A Body Politic and Corporate of the State of Idaho, whose principal place of business is 318 East 37th Street, Boise, Idaho 83704,

the grantee, the following described premises, to-wit: ADA County Idaho, to wit:

A parcel of land for public right-of-way located in the Northeast Quarter of Section 31, Township 4 North, Range 2 East of the Boise Meridian in Ada County, Idaho; and being a portion of J. A. Ames Tract, according to the official plat thereof as filed in Book 5 of Plats at page 212, records of Ada County, Idaho, more particularly described as follows:

The Westerly 50.00 feet of the Easterly 55.00 feet of Lot 36 of said J. A. Ames Tract,
said parcel containing 0.0975 acres, more or less.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, its heirs and assigns forever. And the said Grantors do 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 incumbrances

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

Dated: 3-13-81

George W. Andrews
GEORGE W. ANDREWS

Betty L. Andrews
BETTY L. ANDREWS

STATE OF IDAHO, COUNTY OF ADA

On this 13th day of MARCH, 1981, before me, a notary public in and for said State, personally appeared

GEORGE W. ANDREWS and
BETTY L. ANDREWS

STATE OF IDAHO, COUNTY OF ADA

I hereby certify that this instrument was filed for record at the request of Ada County Highway District

at 54 minutes past 2 o'clock P.M.,
this 10th day of March, 1981, in my office, and duly recorded in Book of Deeds at page

INSTRUMENT

QUITCLAIM DEED

For Value Received, The ADA COUNTY HIGHWAY DISTRICT, a Body Politic and Corporate of the State of Idaho,

do hereby convey, release, remise and forever quit claim unto GEORGE W. ANDREWS and BETTY L. ANDREWS, Tenants in Common, 10605 Tahiti Drive, Boise, Idaho 83704,

the following described premises, to-wit:

A parcel of land, more commonly known as a portion of Alamosa Avenue, located in the Northeast Quarter of Section 31, Township 4 North, Range 2 East of the Boise Meridian in Ada County, Idaho; and being a portion of J. A. Ames Tract according to the official plat thereof as filed in Book 5 of Plats at page 212, records of Ada County, Idaho, more particularly described as follows:

Beginning at the Southeast corner of Lot 33 of said J. A. Ames Tract;

Thence Westerly along the Northerly right-of-way line of Alamosa Avenue, a distance of 275.00 feet, more or less, to the Southwest corner of Lot 35 of said J. A. Ames Tract;

Thence South along the Easterly property line of Lot 29 of said J. A. Ames Tract to the Southeasterly corner of said Lot 29;

Thence Southeasterly to a point, said point being the Westerly corner of Lot 36 of said J. A. Ames Tract;

Thence Easterly along the Northerly property line of Lot 36, a distance of 175.00 feet, more or less, to a point; said point being 55.00 feet Westerly of the Northeast corner of Lot 36.

Thence on a curve to the right, said curve having a radius of 50.00 feet, and a central angle of 90°00'00" to a point, said point being the Southeasterly corner of Lot 33 of said J. A. Ames Tract, also said point being the Point of Beginning,

said parcel containing 0.2812 acres, more or less.

together with their appurtenances.

Dated:

ATTEST:

By:

Gary Funkhouser, Director

STATE OF IDAHO, COUNTY OF ADA, ss.

Filed for record at the request of

55 minutes past 10 o'clock

PIONEER TITLE

By:

ADA COUNTY HIGHWAY DISTRICT

By:

Michael Wardle, President

STATE OF IDAHO, COUNTY OF ADA

On this 9th day of April, 1981, before me, a notary public in and for said State, personally appeared Michael Wardle and Gary Funkhouser, known to me to be the President and Director, Ada County Highway District, and

known to me to be the persons who se names are subscribed to the within instrument, and acknowledged to

STATE OF IDAHO, COUNTY OF ADA

I hereby certify that this instrument was filed for record at the request of Ada County Highway District

at 54 minutes past 10 o'clock P.M., this 10th day of April, 1981, in my office, and duly recorded in Book of Deeds at page

JOHN BASTIDA

Notary Public, Idaho

STARTING AT THE SOUTHEAST CORNER OF LOT 33, BLOCK 2 OF AMES SUBDIVISION AS SHOWN BY THE PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE 212, ON RECORD IN THE COUNTY RECORDER'S OFFICE OF ADA COUNTY, IDAHO, THE POINT OF BEGINNING THENCE NORTH 98 FEET TO A POINT; THENCE WEST 150 FEET TO A POINT; THENCE NORTH 207 FEET TO A POINT; THENCE WEST 112 FEET TO A POINT ON THE EAST LINE OF LOT 29; THENCE SOUTH ALONG THE EAST LINE OF LOT 29 A DISTANCE OF 305 FEET; THENCE EAST TO THE POINT OF BEGINNING.

ALSO ALL OF LOT 36 IN BLOCK 2 OF AMES SUBDIVISION IN ADA COUNTY, IDAHO.

EXCEPT THE WESTERLY 50 FEET OF THE EASTERLY 55 FEET CONVEYED TO ADA COUNTY HIGHWAY DISTRICT FOR PUBLIC RIGHT OF WAY BY DEED NO. 8114836 RECORDED APRIL 10, 1981.

ALSO EXCEPT THE EAST 5 FEET OF SAID LOT 36 IN BLOCK 2 OF AMES SUBDIVISION.

ALSO A PARCEL OF LAND, MORE COMMONLY KNOWN AS A PORTION OF ALAMOSA AVENUE, LOCATED IN THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 4 NORTH, RANGE 2 EAST, OF THE BOISE-MERIDIAN, IN ADA COUNTY, IDAHO; AND BEING A PORTION OF AMES SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF, AS FILED IN BOOK 5 OF PLATS AT PAGE 212, RECORDS OF ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 33 OF SAID AMES SUBDIVISION; THENCE WESTERLY ALONG THE NORTHERLY RIGHT OF WAY LINE OF ALAMOSA AVENUE, A DISTANCE OF 275.00 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT 35 OF SAID AMES SUBDIVISION; THENCE SOUTH ALONG THE EASTERLY PROPERTY LINE OF LOT 29 OF SAID AMES SUBDIVISION TO THE SOUTHEASTERLY CORNER OF SAID LOT 29; THENCE SOUTHEASTERLY TO A POINT; SAID POINT BEING THE WESTERLY CORNER OF LOT 36 OF SAID AMES SUBDIVISION; THENCE EASTERLY ALONG THE NORTHERLY PROPERTY LINE OF LOT 36, A DISTANCE OF 175.00 FEET MORE OR LESS TO A POINT; THENCE ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 50.00 FEET, AND A CENTRAL ANGLE OF 90°00'00" TO A POINT, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LOT 33 OF SAID AMES SUBDIVISION, ALSO SAID POINT BEING THE POINT OF BEGINNING.

DISCLAIMER OF INTEREST

COMES NOW, THE STATE OF IDAHO, after search of State Land Department records and other available information, by and through the State Board of Land Commissioners, disclaims any interest in that parcel of real property more particularly described as follows:

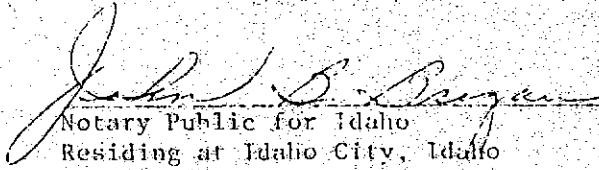
A tract of land situated in the NE $\frac{1}{4}$ of Section 31, Township 4 North, Range 2 East, B.M., Ada County, Idaho, more particularly described as follows:

Commencing at the Section Corner common to Sections 25, 36, Township 4 North, Range 1 East, and Sections 30, 31, Township 4 North, Range 2 East, B.M.; thence S 89°21'01" E (shown of record as S 89°13'E), 723.30 feet along the line common to Sections 30 and 31 to an iron pin marking the southwesterly corner of Randall Acres Subdivision No. 5 as recorded with the Ada County Recorder, which iron pin is also on the northerly right of way of Alworth Street; thence S 55°48'01" E (shown of record as S 55°40' E), 2,982.40 feet along the southerly boundary of said Randall Acres Subdivision No. 5 to an iron pin marking the southeasterly corner of Lot 1, Block 2 and being the southwesterly right of way intersection of 49th Street and Field Street; thence continuing S 55°48'01" E, 764.30 feet along the southerly boundary of said Randall Acres Subdivision No. 5 to a point; thence N 34°11'59" E, 1,215.29 feet along the extended northwesterly right of way line of E. 485 Street to a point on the original northerly meander line of the Boise River, which is the REAL POINT OF BEGINNING; thence N 45°47'01" W, 11.65 feet along said original northerly meander line of the Boise River to a point; thence N 15°17'01" W, 227.27 feet along said original northerly meander line of the Boise River to a point on the present southerly mean high water line of the Boise River; thence S 65°58' E, 187.18 feet along said mean high water line to a point on the extended northwesterly right of way of E. 485 Street; thence S 34°11'59" W, 182.71 feet along said right of way of E. 485 Street to the Real Point of Beginning, containing 0.40

Dated this 10 day of July, 1980.


GORDON C. TROMBLEY, Director

Subscribed and Sworn before me this 10 day of July, 1980.


Notary Public for Idaho
Residing at Idaho City, Idaho
Bond expires August 25, 1982

STATE OF IDAHO COUNTY OF ADA

For recorded at Public

Lawyers Title

27 JUL 1 P 23 JULY 1980
By Janda Mace Smith
J 20

EXHIBIT "A"
LEGAL DESCRIPTION

Starting at the Southeast corner of Lot 33, Block 2 of Ames Subdivision as shown by the plat thereof, filed in Book 5 of Plats at page 212, on record in the County Recorder's Office of Ada County, Idaho, the point of beginning thence North 98 feet to a point; thence West 150 feet to a point; thence North 207 feet to a point; thence West 112 feet to a point on the East line of Lot 29, thence South along the East line of Lot 29 a distance of 305 feet; thence East to the point of beginning.

ALSO all of Lot 36 in Block 2 of Ames Subdivision in Ada County, Idaho.

EXCEPT the Westerly 50 feet of the Easterly 55 feet conveyed to Ada County Highway District for public right of way by deed no. 8114836 recorded April 10, 1981.

ALSO EXCEPT the East 5 feet of said Lot 36 in Block 2 of Ames Subdivision.

ALSO A parcel of land, more commonly known as a portion of Alamosa Avenue, located in the Northeast quarter of Section 31, Township 4 North, Range 2 East of the Boise Meridian, in Ada County, Idaho; and being a portion of Ames Subdivision according to the official plat thereof as filed in Book 5 of Plats at page 212, records of Ada County, Idaho, more particularly described as follows:

Beginning at the Southeast corner of Lot 33 of said Ames Subdivision; thence Westerly along the Northerly right of way line of Alamosa Avenue, a distance of 275.00 feet more or less to the Southwest corner of Lot 35 of said Ames Subdivision; thence South along the Easterly property line of Lot 29 of said Ames Subdivision to the Southeasterly corner of said Lot 29; thence Southeasterly to a point, said point being the Westerly corner of Lot 36 of said Ames Subdivision; thence Easterly along the Northerly property line of Lot 36, a distance of 175.00 feet more or less to a point; thence on a curve to the right, said curve having a radius of 50.00 feet, and a central angle of 90°00'00" to a point, said point being the Southeasterly corner of Lot 33 of said Ames Subdivision, also said point being the Point of Beginning.

and
es.

DEED OF TRUST

THIS DEED OF TRUST, Made this 09 day of August, 1989
BETWEEN BEN H. BOYD and RUTH M. BOYD, Husband and wife

herein called GRANTOR,

whose address is 7722 Long Drive, Boise, ID 83704

PIONEER TITLE COMPANY OF ADA COUNTY, an Idaho corporation, herein called TRUSTEE, whose address is 821 W. State St., Boise, Idaho 83702, and MAMIE E. JONES, an unmarried woman

herein called BENEFICIARY, whose address is 6644 LAKESIDE DRIVE, BOISE, ID 83703

WITNESSETH THAT Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH POWER OF SALE, that property in the County of Ada, State of Idaho,

described as follows, and containing not more than twenty acres:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION, WHICH BY THIS REFERENCE IS INCORPORATED HEREIN.

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits,

For the Purpose of Securing payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of TWENTY-TWO THOUSAND ONE HUNDRED NINETY DOLLARS AND 53/100 Dollars, (\$ 22,190.53),

final payment due August 09, 1999

and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such advances together with interest thereon.

A. To protect the security of this Deed of Trust, Grantor agrees:

1. To keep said property in good condition and repair; not to remove or demolish any building thereon; to complete or restore promptly and in good and workmanlike manner any building which may be constructed, damaged or destroyed thereon and to pay when due all claims for labor performed and materials furnished therefor; to comply with all laws affecting said property or requiring any alterations or improvements to be made thereon; not to commit or permit waste thereof; not to commit, suffer or permit any act upon said property in violation of law; to cultivate, irrigate, fertilize, fumigate, prune and do all other acts which from the character or use of said property may be reasonably necessary, the specific enumerations herein not excluding the general.

2. To provide, maintain and deliver to Beneficiary fire insurance satisfactory to and with loss payable to Beneficiary. The amount collected under any fire or other insurance policy may be applied by Beneficiary upon any indebtedness secured hereby and in such order as Beneficiary may determine, or at option of Beneficiary the entire amount so collected or any part thereof may be released to Grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

3. To appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; and to pay all costs and expenses, including cost of evidence of title and attorney's fees in a reasonable sum, in any such action or proceeding in which Beneficiary or Trustee may appear.

4. To pay: at least ten days before delinquency all taxes and assessments affecting said property, when due, all encumbrances, charges and liens, with interest, on said property or any part thereof, which appear to be prior or superior hereto; all costs, fees and expenses of this Trust. In addition to the payments due in accordance with the terms of the note hereby secured the Grantor shall at the option, and on demand of the Beneficiary, pay each month 1/12 of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the property, nevertheless in trust for Grantor's use and benefit and for the payment by Beneficiary of any such items when due. Grantor's failure so to pay shall constitute a default under this trust.

5. To pay immediately and without demand all sums expended by Beneficiary or Trustee pursuant to the provisions hereof, with interest from date of expenditure at eight per cent per annum.

6. Should Grantor fail to make any payment or to do any act as herein provided, then Beneficiary or Trustee, but without obligation so to do and without notice to or demand upon Grantor and without releasing Grantor from any obligations hereof, may: make or do the same in such manner and to such extent as either may deem necessary to protect the security hereof, Beneficiary or Trustee being authorized to enter upon said property for such purposes; appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; pay, purchase, contest or compromise any encumbrance, charge or lien which in the judgment of either appears to be prior or superior hereto; and, in exercising any such powers, or in enforcing this Deed of Trust by judicial foreclosure, pay necessary expenses, employ counsel and pay his reasonable fees.

B. It is mutually agreed that:

1. Any award of damages in connection with any condemnation for public use of or injury to said property or any part thereof is hereby assigned and shall be paid to Beneficiary who may apply or release such moneys received by him in the same manner and with the same effect as above provided for disposition of proceeds of fire or other insurance.

2. By accepting payment of any sum secured hereby after its due date, Beneficiary does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure so to pay.

3. At any time or from time to time, without liability therefor and without notice, upon written request of Beneficiary and presentation of this Deed and said note for endorsement, and without affecting the personal liability of any person for payment of the indebtedness secured hereby, Trustee may: reconvey all or any part of said property; consent to the making of any map or plat thereof; join in granting any easement thereon; or join in any extension agreement or any agreement subordinating the lien or charge hereof.

4. Upon written request of Beneficiary stating that all sums secured hereby have been paid, and upon surrender of this Deed and said note to Trustee for cancellation and retention and upon payment of its fees, Trustee shall reconvey, without warranty, the property then held hereunder. The recitals in any reconveyance executed under this deed of trust of any matters or facts shall be conclusive proof of the truthfulness thereof. The grantee in such reconveyance may be described as "the person or persons legally entitled thereto."

5. As additional security, Grantor hereby gives to and confers upon Beneficiary the right, power and authority, during the continuance of these Trusts, to collect the rents, issues and profits of said property, reserving unto Grantor the right, prior to any default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, to collect and retain such rents, issues and profits as they become due and payable. Upon any such default, Beneficiary may at any time without notice, either in person, by agent, or by a receiver to be appointed by a court and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of said property or any part thereof, in his own name sue for or otherwise collect such rents, issues and profits, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection, including reasonable attorney's fees, upon any indebtedness secured hereby, and in such order as Beneficiary may determine. The entering upon and taking possession of said property, the collection of such rents, issues and profits and the application thereof as aforesaid, shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.

6. Upon default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, all sums secured hereby shall immediately become due and payable at the option of the Beneficiary. In the event of default, Beneficiary shall execute or cause the Trustee to execute a written notice of such default and of his election to cause to be sold the herein described property to satisfy the obligations hereof, and shall cause such notice to be recorded in the office of the recorder of each county wherein said real property or some part thereof is situated.

Notice of sale having been given as then required by law, and not less than the time then required by law having elapsed, Trustee, without demand on Grantor, shall sell said property at the time and place fixed by it in said notice of sale, either as a whole or in separate parcels and in such order as it may determine, at public auction to the highest bidder for cash in lawful money of the United States, payable at time of sale. Trustee shall deliver to the purchaser its deed conveying the property so sold, but without any covenant or warranty express or implied. The recitals in such deed of any matters or facts shall be conclusive proof of the truthfulness thereof. Any person, including Grantor, Trustee, or Beneficiary, may purchase at such sale.

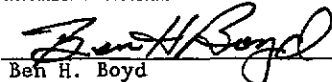
After deducting all costs, fees and expenses of Trustee and of this Trust, including cost of evidence of title and reasonable counsel fees in connection with sale, Trustee shall apply the proceeds of sale to payment of: all sums expended under the terms hereof, not then repaid, with accrued interest at legal rate; all other sums then secured hereby; and the remainder, if any, to the person or persons legally entitled thereto.

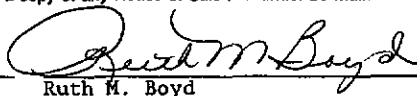
7. This Deed applies to, inures to the benefit of, and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, successors and assigns. The term Beneficiary shall mean the holder and owner of the note secured hereby; or, if the note has been pledged, the pledgee thereof. In this Deed, whenever the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

8. Trustee is not obligated to notify any party hereto of pending sale under any other Deed of Trust or of any action or proceeding in which Grantor, Beneficiary or Trustee shall be a party unless brought by Trustee.

9. In the event of dissolution or resignation of the Trustee, the Beneficiary may substitute a trustee or trustees to execute the trust hereby created, and when any such substitution has been filed for record in the office of the Recorder of the county in which the property herein described is situated, it shall be conclusive evidence of the appointment of such trustee or trustees, and such new trustee or trustees shall succeed to all of the powers and duties of the trustee or trustees named herein.

Request is hereby made that a copy of any Notice of Default and a copy of any Notice of Sale hereunder be mailed to the Grantor at his address hereinbefore set forth.


Ben H. Boyd


Ruth M. Boyd

STATE OF _____, County of _____, ss.

On this _____ day of _____ in the year of _____, before me
_____, a notary public,
personally appeared _____
known or identified to me to be the person _____ whose name _____ subscribed to the
within instrument, and acknowledged to me that _____ he _____ executed the same.

Notary Public: _____

Residing at: _____

Commission expires: _____

STATE OF IDAHO, COUNTY OF _____

I HEREBY CERTIFY That this instrument was filed for record at the request of _____

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

Ex-Officio Recorder.

By _____ Deputy

Fee: \$ _____

Mail to: _____

REQUEST FOR FULL RECONVEYANCE

(To be used only when Note has been paid)

TO: PIONEER TITLE COMPANY OF ADA COUNTY, Trustee:

The undersigned is the legal owner and holder of all indebtedness secured by the within Deed of Trust. All sums secured thereby have been fully paid. You are hereby requested and directed to cancel all evidences of indebtedness secured by said Deed of Trust and to reconvey, without warranty, the estate now held by you under the same.

Deliver to _____

The Promissory Note or Notes, and any evidences of further and/or additional advances must be presented with this request.

Pioneer Title Company

of

Ada County

821 W. State Street
BOISE, IDAHO 83702
Telephone 336-6700

STARTING AT THE SOUTHEAST CORNER OF LOT 33, BLOCK 2 OF AMES SUBDIVISION AS SHOWN BY THE PLAT THEREOF, FILED IN BOOK 5 OF PLATS AT PAGE 212, ON RECORD IN THE COUNTY RECORDER'S OFFICE OF ADA COUNTY, IDAHO, THE POINT OF BEGINNING THENCE NORTH 98 FEET TO A POINT, THENCE WEST 150 FEET TO A POINT; THENCE NORTH 207 FEET TO A POINT; THENCE WEST 112 FEET TO A POINT ON THE EAST LINE OF LOT 29; THENCE SOUTH ALONG THE EAST LINE OF LOT 29 A DISTANCE OF 305 FEET; THENCE EAST TO THE POINT OF BEGINNING.

ALSO ALL OF LOT 36 IN BLOCK 2 OF AMES SUBDIVISION IN ADA COUNTY, IDAHO.

EXCEPT THE WESTERLY 50 FEET OF THE EASTERLY 55 FEET CONVEYED TO ADA COUNTY HIGHWAY DISTRICT FOR PUBLIC RIGHT OF WAY BY DEED NO. 8114836 RECORDED APRIL 10, 1981.

ALSO EXCEPT THE EAST 5 FEET OF SAID LOT 36 IN BLOCK 2 OF AMES SUBDIVISION.

ALSO A PARCEL OF LAND, MORE COMMONLY KNOWN AS A PORTION OF ALAMOSA AVENUE, LOCATED IN THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 4 NORTH, RANGE 2 EAST, OF THE BOISE-MERIDIAN, IN ADA COUNTY, IDAHO; AND BEING A PORTION OF AMES SUBDIVISION ACCORDING TO THE OFFICIAL PLAT THEREOF, AS FILED IN BOOK 5 OF PLATS AT PAGE 212, RECORDS OF ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEAST CORNER OF LOT 33 OF SAID AMES SUBDIVISION; THENCE WESTERLY ALONG THE NORTHERLY RIGHT OF WAY LINE OF ALAMOSA AVENUE, A DISTANCE OF 275.00 FEET MORE OR LESS TO THE SOUTHWEST CORNER OF LOT 35 OF SAID AMES SUBDIVISION; THENCE SOUTH ALONG THE EASTERLY PROPERTY LINE OF LOT 29 OF SAID AMES SUBDIVISION TO THE SOUTHEASTERLY CORNER OF SAID LOT 29; THENCE SOUTHEASTERLY TO A POINT; SAID POINT BEING THE WESTERLY CORNER OF LOT 36 OF SAID AMES SUBDIVISION; THENCE EASTERLY ALONG THE NORTHERLY PROPERTY LINE OF LOT 36, A DISTANCE OF 175.00 FEET MORE OR LESS TO A POINT; THENCE ON A CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 50.00 FEET, AND A CENTRAL ANGLE OF 90°00'00" TO A POINT, SAID POINT BEING THE SOUTHEASTERLY CORNER OF LOT 33 OF SAID AMES SUBDIVISION, ALSO SAID POINT BEING THE POINT OF BEGINNING.

MAY 14 1996

J. DAVID NAVARRO, Cler
By WENDY K. LEWIS
DEPUTY

SUSAN M. GRAHAM LAW OFFICES
Susan M. Graham
Attorney at Law
104 S. Capitol Blvd.
Boise, Idaho 83702

Client Number: 96-04-17

IN THE DISTRICT COURT OF THE FOURTH JUDICIAL DISTRICT OF
THE STATE OF IDAHO, IN AND FOR THE COUNTY OF **ADA**

In the matter of the	)	Case No. SP OT 9600232M
	)	
BOYD FAMILY	)	
TRUST	)	REGISTRATION OF TRUST
	)	Under Idaho Code Sections
	)	15-7-101 and 102

It is the desire of the undersigned to register this Trust in the
ADA County Courthouse, State of Idaho.

1. Name. The name of the Trust to be registered is the THE BOYD FAMILY TRUST.
2. Trustees. The name and current address of each original Trustee and Successor Trustee are as follows:

RUTH M. BOYD, 3643 Hill Road, Boise, Idaho 83703, Original Trustee
BEN H. BOYD, 3643 Hill Road, Boise. Idaho 83703, Original Trustee
BEN HARLAN BOYD, 7703 E. Marietta, Spokane, Washington 99211, Successor Trustee
ROBERT GRAHAM BOYD, 3643 Hill Road, Boise, Idaho 83703, Successor Trustee
3. Registration. The Trust has not been registered or filed elsewhere.
4. Intervivos. This Trust is an intervivos, Revocable Trust.

5. Grantors. The names of the Grantors, or Settlers of the Trust are BEN H. BOYD and RUTH M. BOYD of 3643 Hill Road, Boise, Idaho 83703.

6. Date. The date of the execution of THE BOYD FAMILY TRUST instrument is the 13th day of May, 1996.

7. Powers of Trustee. To carry out the purposes of the Trust created under this Trust Agreement, and subject to any limitations stated elsewhere herein, the Trustee is vested with all of the powers and authority as set forth in the Uniform Trustees' Powers Act, being Chapter 1 of Title 68, Idaho Code, as now in effect and as it may hereafter from time to time be amended.

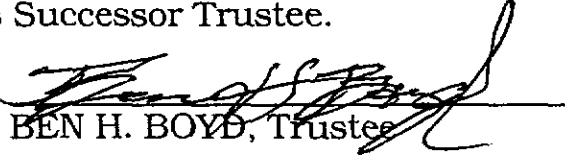
8. Power of Co-Trustees to Act Independently. Notwithstanding any other provision to the contrary, the Grantors specifically authorize either of the original Co-Trustees, namely, BEN H. BOYD and RUTH M. BOYD, during their joint lives and while serving as Co-Trustees, to act independently of the other and have the authority to perform all powers and acts as granted under the BOYD FAMILY TRUST, except as affects an interest in real property, by example, but not limited thereto, to sell, transfer, assign, mortgage, hypothecate or otherwise encumber the real property of the Trust Estate, which will necessitate the concurrence of both original Co-Trustees as long as both are alive. As to separate property of a Grantor, be it real or personal, only a single signature of the Grantor owner of the separate property shall be required as provided under section 2.3 of this Trust.

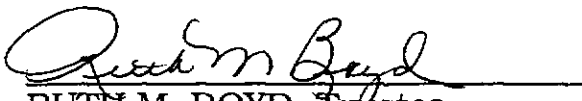
9. Original Trustees. The original Trustees under this Registration of Trust shall be BEN H. BOYD and RUTH M. BOYD, to serve with all of the obligation, powers, and authority contained within the Trust Agreement.

10. Death, Incapacity or Resignation of Original Trustee. In the event of the death, or incapacity of BEN H. BOYD, or if for any reason whatsoever he ceases to serve as Trustee hereunder, the Grantors nominate and appoint RUTH M. BOYD, to serve as Trustee hereunder without the approval of any Court.

In the event of the death, or incapacity of RUTH M. BOYD, or if for any reason whatsoever she ceases to serve as Trustee hereunder, the Grantors nominate and appoint BEN H. BOYD, to serve as Trustee hereunder without the approval of any Court.

11. Selection of Successor Trustee. Upon the death, resignation or disability of both Grantors, **BEN HARLAN BOYD**, whose current address is 7703 E. Marietta, Spokane, Washington 99211 is appointed to be the sole Trustee. If BEN HARLAN BOYD is not available to serve as Successor Trustee, then **ROBERT GRAHAM BOYD**, whose current address is 3643 Hill Road, Boise, Idaho 83703, shall be appointed as Successor Trustee.

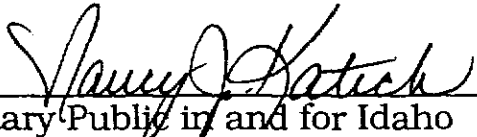

BEN H. BOYD, Trustee

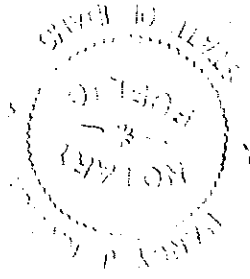

RUTH M. BOYD, Trustee

STATE OF IDAHO)
 : ss.
County of Ada)

On this 13th day of May, 1996 before me personally appeared **BEN H. BOYD** and **RUTH M. BOYD**, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

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


Notary Public in and for Idaho
Residing at Boise, Idaho.
My commission expires 8/26/2000.



ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1999 SP 13 PM 2:57

RECORDED - RECORD OF

FEE 3- DEPUTY 84

99091072

PIONEER TITLE

OC95 55794

POST: PT 33/2 AMES

DEED OF RECONVEYANCE

PIONEER TITLE COMPANY OF ADA COUNTY, an Idaho corporation, formerly Capitol Title Company, as Trustee in the deed of trust executed by NORMAN G JONES AND MAMIE E JONES, H/W, which Deed of Trust was recorded in the office of the County Recorder of ADA County, State of Idaho on APRIL 17, 1981 as Instrument No. 8116280, does hereby reconvey without warranty to the PERSON OR PERSONS LEGALLY ENTITLED THERETO all the estate now held by it under such Deed of Trust.

IN WITNESS WHEREOF, PIONEER TITLE COMPANY OF ADA COUNTY has caused these presents to be executed by its duly authorized officer.

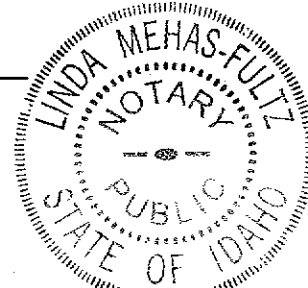
PIONEER TITLE COMPANY OF ADA COUNTY

By Karen Beamguard
KAREN BEAMGUARD
ASSISTANT VICE PRESIDENT

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On this September 9, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared Karen Beamguard, known or identified to me to the Assistant Vice President of PIONEER TITLE COMPANY OF ADA COUNTY, the corporation that executed the instrument or the person who executed the instrument on behalf of said corporation, and acknowledged to me that such corporation executed same.

Notary Public: Linda Mehas-Fultz
Residing at: Boise, Idaho
My Commission expires: 3/25/2003



BOISE, IDAHO
Commission Expires 03-25-2003

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: **A63-17609**
Date Received: 8/18/1989
Receipt No: W004639
Received By: _____

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name: BEN H BOYD 208-384-1007
Address: 3643 HILL RD
BOISE ID 83703
OR
Name: RUTH M BOYD 208-384-1007
Address: 3643 HILL RD
BOISE ID 83703

2. Date of Priority: MAY 30, 1967

3. Source: 27TH ST. DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	31	NE	SE	NE		ADA

5. Description of diverting works:
CONCRETE SUMP CONSTRUCTED ON NORTH SIDE OF DRAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

MICROFILMED
OCT 09 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	31	SE	NE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

AMES SUBDIVISION- LOTS 34,35, & 36. ELECTRIC MOTOR W/ PUMP &
STANDPIPE MOUNTED ABOVE THE SUMP PUMPS INTO A FLEXIBLE PIPE
THENCE INTO A CONCRETE DITCH FOR DISTRIBUTION.
ADDRESS CHANGED PER REQUEST RECEIVED 8/12/96. LH

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 _____

RECEIVED

SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

AUG 12 1996

WATER RESOURCES
WESTERN REGION

[] Water Right Number(s): A63-17608
A63-17609

[] Old Mailing Address: 7722 Long Dr.
Boise ID 83704

[] New Mailing Address: 3643 Hill Rd.
Boise ID 83703

Telephone Number: () 384-1007

[] Signature of Claimant: Red Boyd

Date: Aug 9, 1996

PLEASE SEND YOUR SRBA CHANGE OF ADDRESS TO THE NEAREST
REGION OFFICE:

IDWR WESTERN REGION
2735 AIRPORT WAY
BOISE ID 83705-5082
(208) 334-2190

IDWR SOUTHERN REGION
222 SHOSHONE ST EAST
TWIN FALLS ID 83301-6602
(208) 736-3033

IDWR EASTERN REGION
900 N SKYLINE
IDAHO FALLS ID 83402-3653
(208) 525-7161

IDWR NORTHERN REGION
1910 NORTHWEST BLVD #210
COEUR D'ALENE ID 83814-2615
(208) 756-4639

Revised 5/95

IDWR: DATA ENTRY BY Red

DATE 8-15-96

MICROFILMED
OCT 09 1996

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: A63-17609
Date Received: 8/18/1989
Receipt No: W004639
Received By: DE *DE*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BEN H. BOYD 208-375-8665
Address: 7722 LONG DR.
BOISE, ID 83704

OR
Name: RUTH M. BOYD 208-375-8665
Address: 7722 LONG DR.
BOISE, ID 83704

2. Date of Priority: MAY 30, 1967

3. Source: 27TH ST. DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	31	NE	SE	NE		ADA

5. Description of diverting works:
CONCRETE SUMP CONSTRUCTED ON NORTH SIDE OF DRAIN DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		

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

8. Total consumptive use is 3.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-17609

Page 1

Date: 09/05/89

MICROFILMED
AUG 26 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	31	SE	NE		IRR	1.0
Section Acres							1.0
Total Acres							1.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:
AMES SUBDIVISION- LOTS 34,35, & 36. ELECTRIC MOTOR W/ PUMP &
STANDPIPE MOUNTED ABOVE THE SUMP PUMPS INTO A FLEXIBLE PIPE
THENCE INTO A CONCRETE DITCH FOR DISTRIBUTION.

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 _____

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 ALB-17609
Date Received 8-18-89
Receipt Number W004639

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 18 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) BEN H. OR RUTH M. BOYD Phone (208) 375-8665
Mailing Address 7722 LONG DR, BOISE ID Zip 83704

2. Date of Priority (Only one (1) per claim) MAY 1967

3. Source of water supply (a) 27th STREET DRAIN
which is tributary to (b) BOISE RIVER

4. a. Location of existing point of diversion is: Township 4N Range 2E Section 31,
NE 1/4 of SE 1/4 of NE 1/4, Govt. Lot, B.M., County of ADA

Additional points of diversion if any: NONE

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. CONCRETE SUMP CONSTRUCTED
ON NORTH SIDE OF DRAIN DITCH (SQUARE 6' X 6' X 8' DEEP)

ELECTRIC MOTOR WITH PUMP AND STANDPIPE MOUNTED ABOVE
THE SUMP PUMPS INTO A FLEXIBLE PIPE THENCE INTO
A CONCRETE DITCH FOR DISTRIBUTION.

MICROFILMED

AUG 26 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from MAR 15 to NOV 15 amount 0.04 CFS or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 ~~0.03~~ CFS (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	2E	31				1													1

Total number of acres irrigated 1

11. In which county (ies) are lands listed above as place of use located? ADA

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks: AMES SUBDIVISION - LOTS 34, 35 & 36.

Last Name Boyd Ident No. _____

MICROFILMED

Copies: White - Survey Yellow - Claim
AUG 26 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

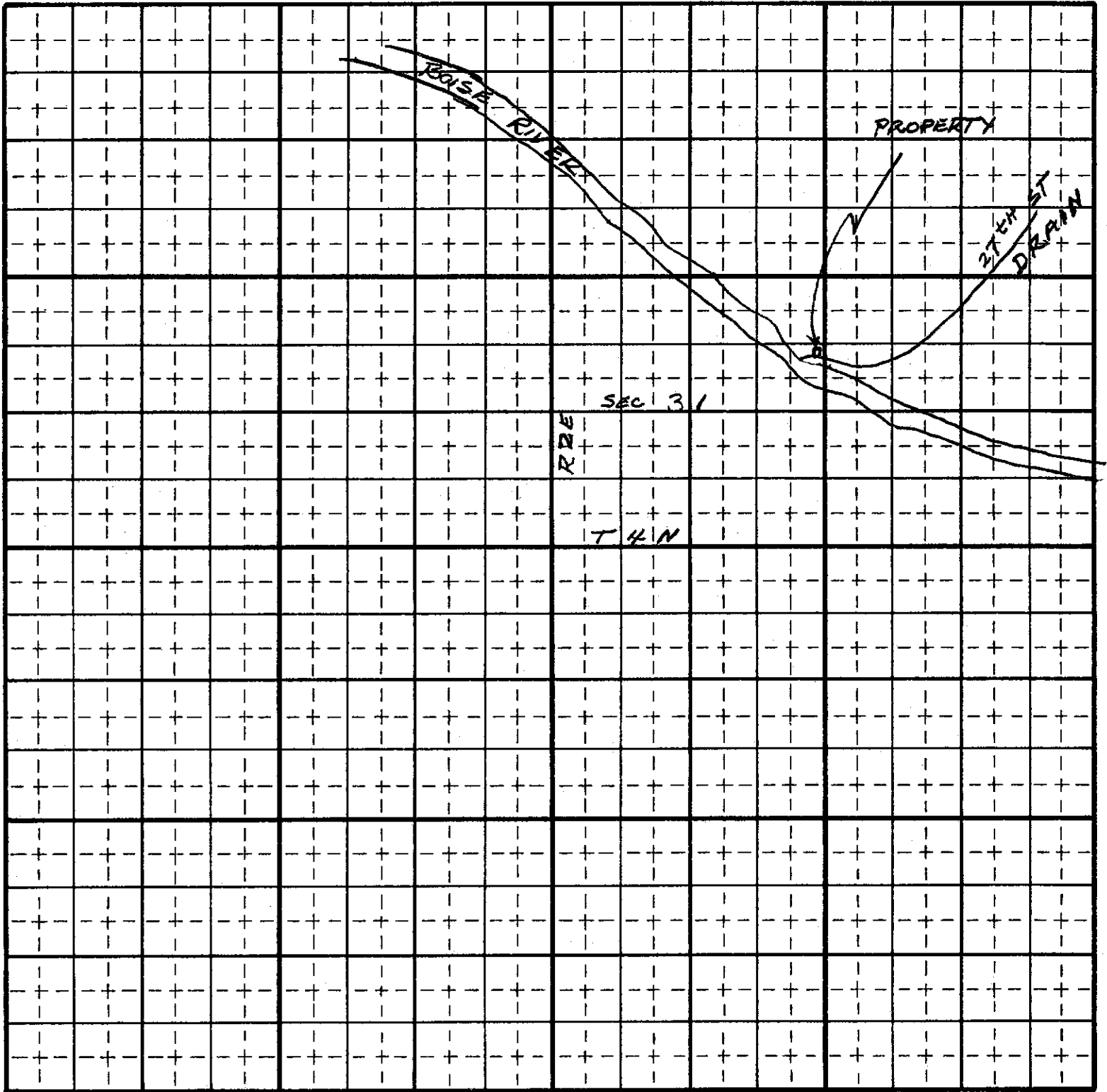
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



Last Name

Boyd

Ident No.

MICROFILMED

Copies: White-State, Yellow-Idaho
AUG 26 1992

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

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

Signature of Claimant (s)

Bert H. Boyd
Ruth M. Boyd

Date Aug. 17, 1989

Date Aug. 17, 1989

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

SS.

County of Ada)

Subscribed and sworn (or affirmed) before me this 17th day of August 19 89

SEAL

Notary Public

Carol H. Irons

Residing at

Boise, Idaho

My Commission Expires

9/9/93

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name Boyd Ident. Number _____

MICROFILMED

Copies White-State, Yellow-Claimant

AUG 26 1992

1/30/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Ben H. or Ruth Boyd CLAIM IDENT. NO. AG3-17609
DATE RECEIVED 8-18-89 CK # 5284 AMOUNT \$ 250.00

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | * |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? N/A | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: VH Date: 9-7-89
Claim must be returned to claimant: (Yes) (No)
Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: _____ Date: _____

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
W004639	50.00	63	17609		Claim

B.U.

Priority date?

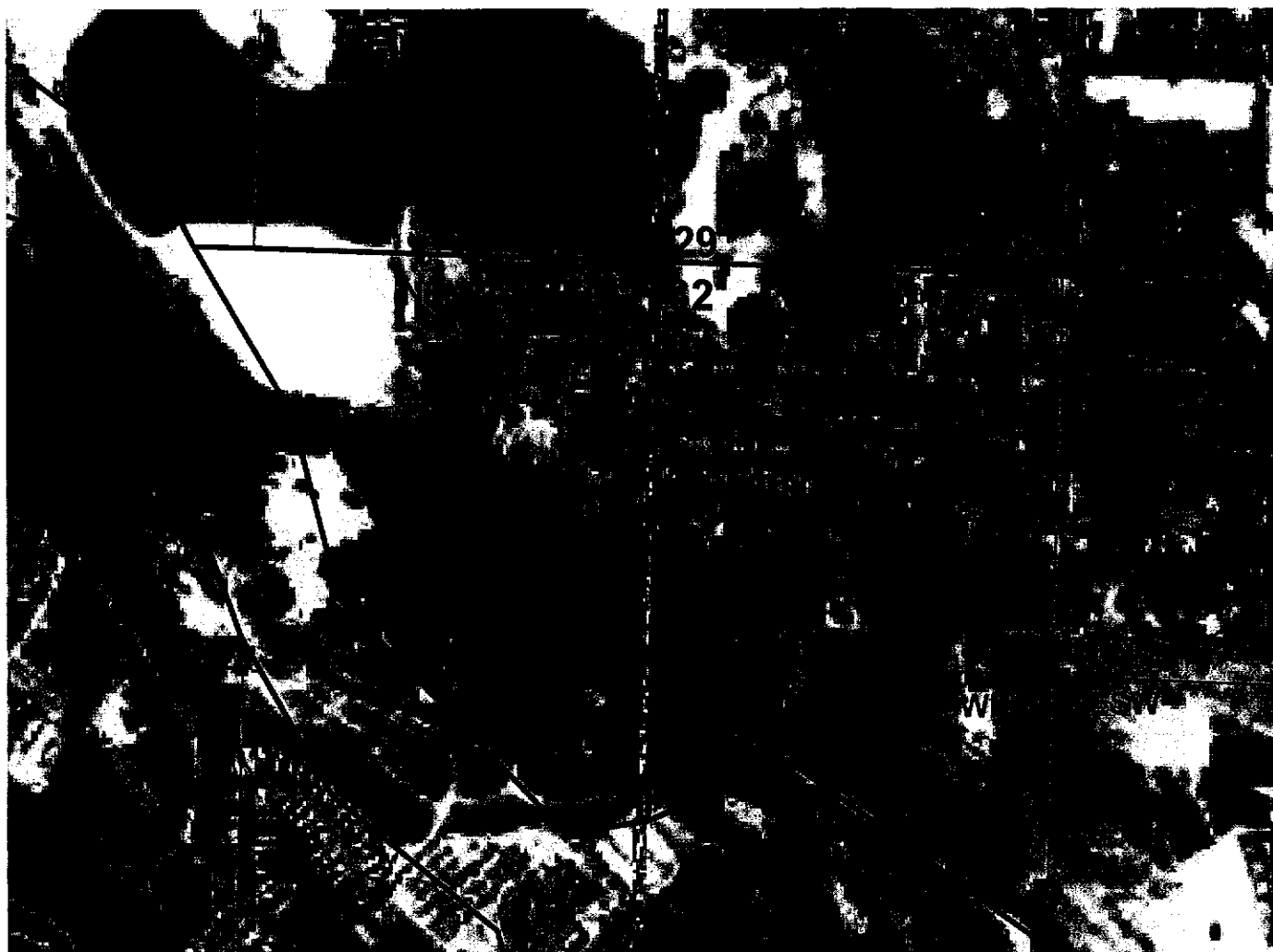
IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

1



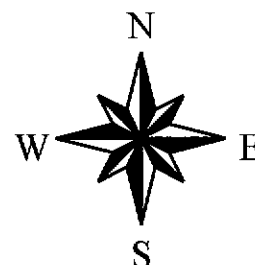
State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 31
Water Right(s) : 63-17609



1320 0 1320 Feet

IRRIGATED ACRES = 1.0



- 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 63-17609 V1

WATER RIGHT NUMBER: 63-17609 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BOYD FAMILY TRUST UTA BEN H OR RUTH M BOYD TRUSTEES 3645 HILL RD BOISE, ID 83703
Original Owner	BEN H BOYD 3643 HILL RD BOISE, ID 83703 (208)384-1007
Original Owner	RUTH M BOYD 3645 HILL RD BOISE, ID 83703 (208)384-1007

Priority Date: 05/30/1967

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.030 CFS	4.50 AF
<u>Total Diversion:</u>		0.030 CFS	

Location of Point(s) of Diversion

UNNAMED DRAIN	NE1/4NE1/4	Sec. 31, Twp 04N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	02E	31	1.0																1.0

Total Acres: 1

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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-17609 V1

1. Explanatory PARCEL NO. R0367000379
2. Explanatory PROPERTY IS ALSO KNOWN AS 2801 JAMES ST, BOISE, ID.

Comments:

1. vmusic 1/3/2005 PROOF OF PRIORITY

Comment: USED ADA CO ASSESSOR INFO WHICH STATES A HOUSE WAS BUILT AT ADDRESS IN 1953. CURRENT HOUSE IS MUCH NEWER.

2. vmusic 1/3/2005 QUANTITY

Comment: CLAIMED .04 BUT RECOMMENDED .03 PER IDWR STANDARD FOR 1 ACRE.

3. vmusic 1/3/2005 SOURCE

Comment: CLAIMED 27TH ST DRAIN BUT COULD NOT FIND A REFERENCE FOR A 27TH ST DRAIN IN MY TOPO REVIEW . SITE IS IN THE THURMAN MILL DITCH CO SERVICE AREA.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: OR

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

Combined Use Limits: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	1/3/2005 2:55:52 PM	vmusic			Active
Priority Date	1/3/2005 2:57:08 PM	vmusic			Active
POD	1/3/2005 2:58:37 PM	vmusic			Active
Source	1/3/2005 3:04:39 PM	vmusic			Active
POU	1/3/2005 3:06:34 PM	vmusic			Active
Use	1/3/2005 3:07:54 PM	vmusic			Active
Season	1/3/2005 3:13:32 PM	vmusic			Active
Quantity	1/3/2005 3:15:13 PM	vmusic			Active
Summary			01/03/2005	vmusic	Active

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-17609 V1

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/3/2005 2:55:53 PM	vmusic	(No) 1. Do you want to schedule an appointment? Comment for 1: DESKTOP REVIEW
POD	1/3/2005 3:03:29 PM	vmusic	Edited point location
Source	1/3/2005 3:04:39 PM	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 - TOPO MAPS AND AERIAL PHOTOS
POU	1/3/2005 3:06:35 PM	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? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - AERIAL PHOTOS AND ADA CO TAX LOT INFORMATION
POU	1/3/2005 3:07:09 PM	vmusic	Edited shape boundary
Use	1/3/2005 3:07:55 PM	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? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - AERIAL PHOTOS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-17609 V1

Season	1/3/2005 3:13:32 PM	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?
Quantity	1/3/2005 3:15:14 PM	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 10 - 1 AC X 4.5 AFA = 4.5 AFA
POD	1/3/2005 2:58:38 PM	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?
Priority Date	1/3/2005 2:57:08 PM	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? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - ADA CO ASSESSOR TAX LOT INFORMATION STATES A HOUSE WAS BUILT AT THIS ADDRESS IN 1953

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-17609 V1

Summary	1/3/2005 3:21:56 PM	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?
---------	---------------------	--------	---

Snake River Basin Adjudication
Change in Address of Notice of Claim

RECEIVED

OCT 25 2004

DEPARTMENT OF
WATER RESOURCES

Water Right Number(s): 63-17608

Previous Mailing Address: 7722 Long Dr

BOISE ID 83704

RECEIVED

OCT 26 2004

WATER RESOURCES
WESTERN REGION

New Mailing Address: 3645

~~3643~~ Hill Rd

BOISE ID 83703

Telephone Number: (208) 336-0060

Signature of all Claimant(s): *Ruth Boyd*

Please print your name below your signature.

RUTH BOYD

BEN H. BOYD

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

SS
ADDRESS FM
Revised 9/2/04

IDWR Use Only:
Data Entry: _____

Date: _____

WESTERN: Note
that Mr. Boyd
says their
correct address
is 3645, not
3643
=

Vicky,
For your Boyd
file



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

January 6, 2003

BOYD FAMILY TRUST U/T/A
BEN H OR RUTH M BOYD, TRUSTEES
3643 HILL RD
BOISE ID 83703

Re: Notice of Claim to a Water Right No. 63-9812 & 63-17609

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you again for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Hatfield".

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

Shurte, Jan

From: Walker, Kay
Sent: Monday, August 02, 2004 12:12 PM
To: Shurte, Jan
Cc: Walker, Kay; Aldridge, Justin
Subject: 63-17609

Hi, Jan... You have an irrigation claim pending over there under the above number (1 acre) and the claimants were in here this morning. Justin had returned a change in ownership form to them because the deed for their property and Decreed Rt. 63-17608 (domestic right) were not consistent. The decree was issued in SENE but property is actually in NENE. This is just an FYI so recommendation on 63-17609 can be boked at and decreed in right location which, according to claimants, is in NENE as Justin found. Kay

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 - Lot 1
- ☐ 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) 63-17609

Owner: _____ Phone No. _____

Current Address: _____

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

* correct the house # to 3645

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: 5-30-1967

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

will use Ada Co. Assessor tax lot info - house built in 1953

Source: _____ Tributary to _____

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

*** POINT OF DIVERSION**

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

check source on topo

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
	1								

Description of diverting works

see claim

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

- ☐ No change
- ☐ Different Uses

no shoulder repair needed

Use *irrig* From *3/1* To *11/15* Amount *.03* CFS *4.5* AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

- ☒ Incomplete on claim, the total is, Amount *.03* CFS *4.5* AFA
- ☐ Changes found, the new total is, Amount _____ CFS _____ AFA
- ☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

(1ac)(4.5afu) = 4.5afu or (.03)(1.9835)(260) =

NON-IRRIGATION USES:

- ☒ No change
- ☐ Changes Exam found: Domestic # of homes _____ Stock # _____
- Types _____ Additional comments: _____

PLACE OF USE: *1.6 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:

see 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

-2801 James St. 83703

R0367000379

Not a def. of inst bldg

501 physical address: 7722 Long Ave - wrong T.R.S. - house @ this address built 1979.

Ada CO.: 2801 James St. - house built 1953

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-17609

01/03/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-17609	Claim	04N	02E	31	NE	NE		27TH STREET DRAIN BOISE RIVER	BOYD FAMILY TRUST UTA
63-15274	Claim	04N	02E	31	NE	NE		GROUND WATER	CORA B SCHOOLEY
63-16011	Claim	04N	02E	31	NE	NE		GROUND WATER	JOAN SCHLAGEL
63-16433	Claim	04N	02E	31	NE	NE		GROUND WATER	W PATRICK CUNNINGHAM
63-22397	Claim	04N	02E	31	NE	NE		GROUND WATER	PAMELA DORMIER
63-22860	Claim	04N	02E	31	NE	NE		GROUND WATER	GEORGE J STEIGER
63-17628	Claim	04N	02E	31	NE	NE		GROUND WATER	JOYCE E POWELL
63-19622	Claim	04N	02E	31	NE	NE		GROUND WATER	HELEN M KNIGHT
63-15274	Water Right	04N	02E	31	NE	NE		GROUND WATER	LAURIE L O KELLY
63-16011	Water Right	04N	02E	31	NE	NE		GROUND WATER	LEROY SCHLAGEL
63-16433	Water Right	04N	02E	31	NE	NE		GROUND WATER	W PATRICK CUNNINGHAM
63-22397	Water Right	04N	02E	31	NE	NE		GROUND WATER	PAMELA DORMIER
63-22860	Water Right	04N	02E	31	NE	NE		GROUND WATER	DARLENE STEIGER
63-17628	Water Right	04N	02E	31	NE	NE		GROUND WATER	JOYCE E POWELL
63-19622	Water Right	04N	02E	31	NE	NE		GROUND WATER	HELEN M KNIGHT

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-17609**

01/03/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
10326	Claim	04N	02E	31	NE	NE		IRRIGATION	7/77	LAKEHARBOR MASTER ASSN INC
10327	Claim	04N	02E	31	NE	NE		IRRIGATION	7/77	LAKEHARBOR MASTER ASSN INC
17609	Claim	04N	02E	31	NE	NE		IRRIGATION	1/1	BOYD FAMILY TRUST UTA
15274	Water Right	04N	02E	31	NE	NE		DOMESTIC		LAURIE L O KELLY
16011	Water Right	04N	02E	31	NE	NE		DOMESTIC		LEROY SCHLAGEL
16433	Water Right	04N	02E	31	NE	NE		DOMESTIC		W PATRICK CUNNINGHAM
17628	Water Right	04N	02E	31	NE	NE		DOMESTIC		JOYCE E POWELL
19622	Water Right	04N	02E	31	NE	NE		DOMESTIC		HELEN M KNIGHT
22397	Water Right	04N	02E	31	NE	NE		DOMESTIC		PAMELA DORMIER
22860	Water Right	04N	02E	31	NE	NE		DOMESTIC		DARLENE STEIGER
2576	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	02E	31	NE	NE	1	MUNICIPAL		UNITED WATER IDAHO INC

1-3-05 [vlm]

63-17609

Arcview check admin basins for source of irrigation water:

se for PLS in Basin 63 - 3/1 to 11/15

Headgate Requirement for PLS is 4.5 AF/Year/Acre

Consumptive Use for PLS is 3.5 AF/Year/Acre

PLS falls within the Boise Front Ground Water Management Area

PLS falls within the Garden City Contaminated Area

PLS falls within Water District 63

PLS falls within the UNITED WATER IDAHO INC DEQ Source Water Plume

PLS falls within the UNITED WATER IDAHO INC DEQ Source Water Plume

PLS falls within the UNITED WATER IDAHO INC DEQ Source Water Plume

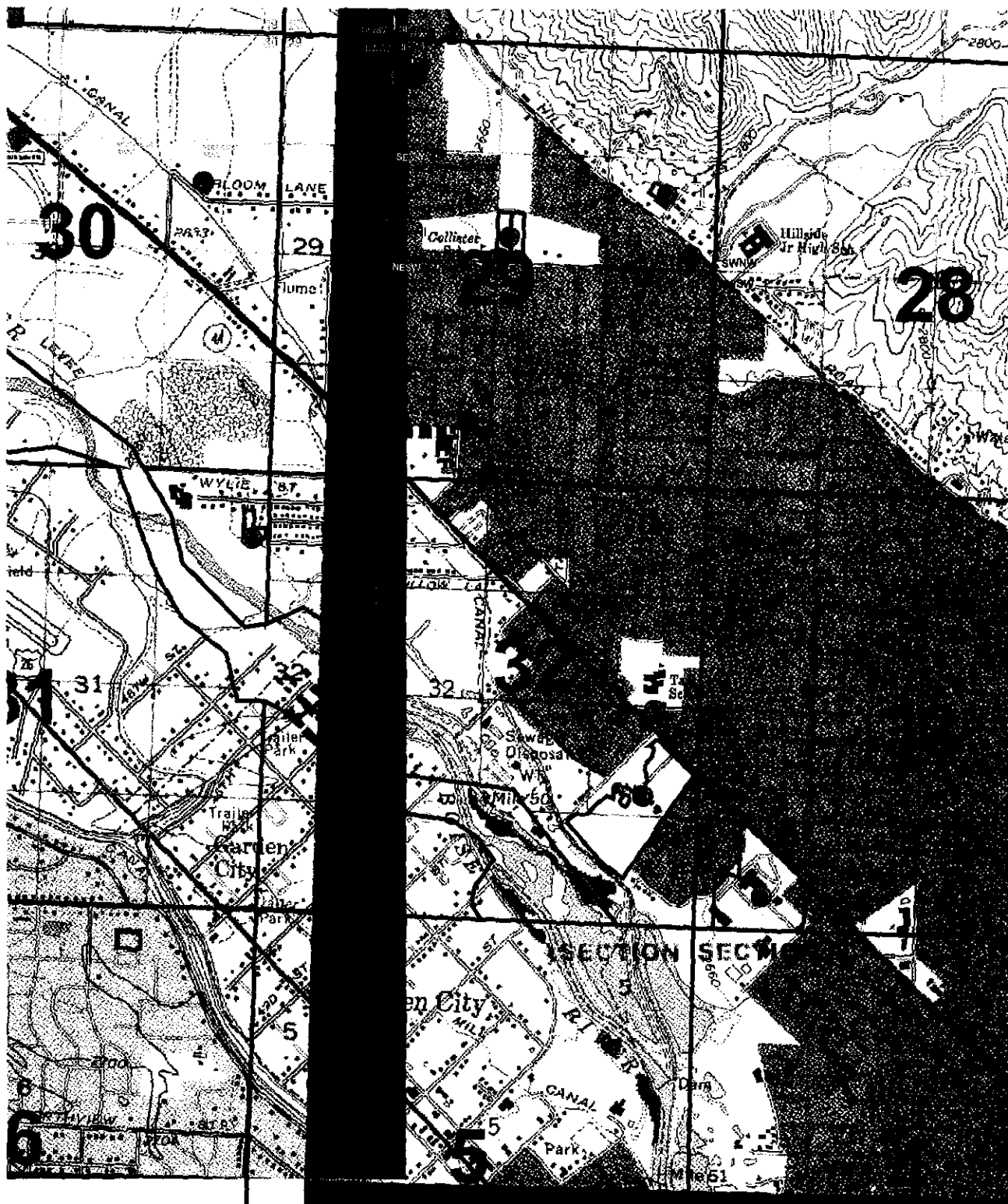
PLS falls within the GARDEN CITY Municipal Service Area

PLS falls within the UNITED WATER IDAHO Municipal Service Area

PLS falls within the BOISE VALLEY IRRIGATION DITCH CO Irrigation Company

PLS falls within the THURMAN MILL DITCH COMPANY LTD Irrigation Company

also checked X8 orthophoto quad (1981)
drain is unnamed.



63-17609 -- topo - cannot locate a 27th drain on the topo or anywhere that would indicate that the pod is from the 27th St drain . Appears to be an unnamed drain. Site is located within the Thurman Mill Ditch Co ltd per arcview admin basins search.

Ada County Assessor



Map Legend

- | Major Streets | Minor Streets | Other |
|--------------------|---------------|-------|
| MINOR ARTERIAL | LOCAL | |
| MAJOR COLLECTOR | PARKS | |
| SECTION | PRIVATE | |
| PRINCIPAL ARTERIAL | RESIDENTIAL | |
| INTERSTATE | | |
| Other | | |
- Street Names (minor)

Parcels

Image Directory

Schools

Parks

City Limits

64199

Boile

Standard Cities

 $1:1200$ Map Tool: $\{^{m}\}$ Pan Active Layer: **Parcels**

11200

Powered by  Oracle

Nash Center 116-514-724V 43°38'44.84"N

5307 W. WYLLIE LN
R0367000283

2803 JAMES ST
BOSTON, MA 02118

8837 JAMES ST
R0367000382

00300253030
00300253030

20367000296
W-WYIF 1 N

ROGERS, JAMES ST
280 JAMES ST
ROGERS, JAMES ST
280 JAMES ST

3036710300

5123 W BALAMORE ST
R0306000360

3121 WILLYMOR ST
BOSTON MA 02115

2814 JAMES ST
BROOKLYN 10011

R9826254005
5130 W. ALAMO SA. ST.

/ Can't see the content group & running
might be wrong

Assessed value for year 2004	\$154,000
Assessed value for year 2003	\$112,500
Assessed value for year 2002	\$112,500
Assessed value for year 2001	\$107,000

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