

SENSE

LES

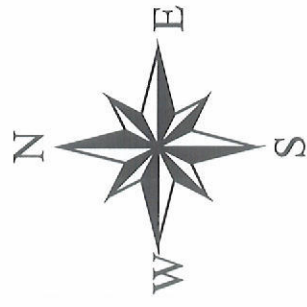
Idaho Department of Water Resources

**T05N, R01E,
S33**

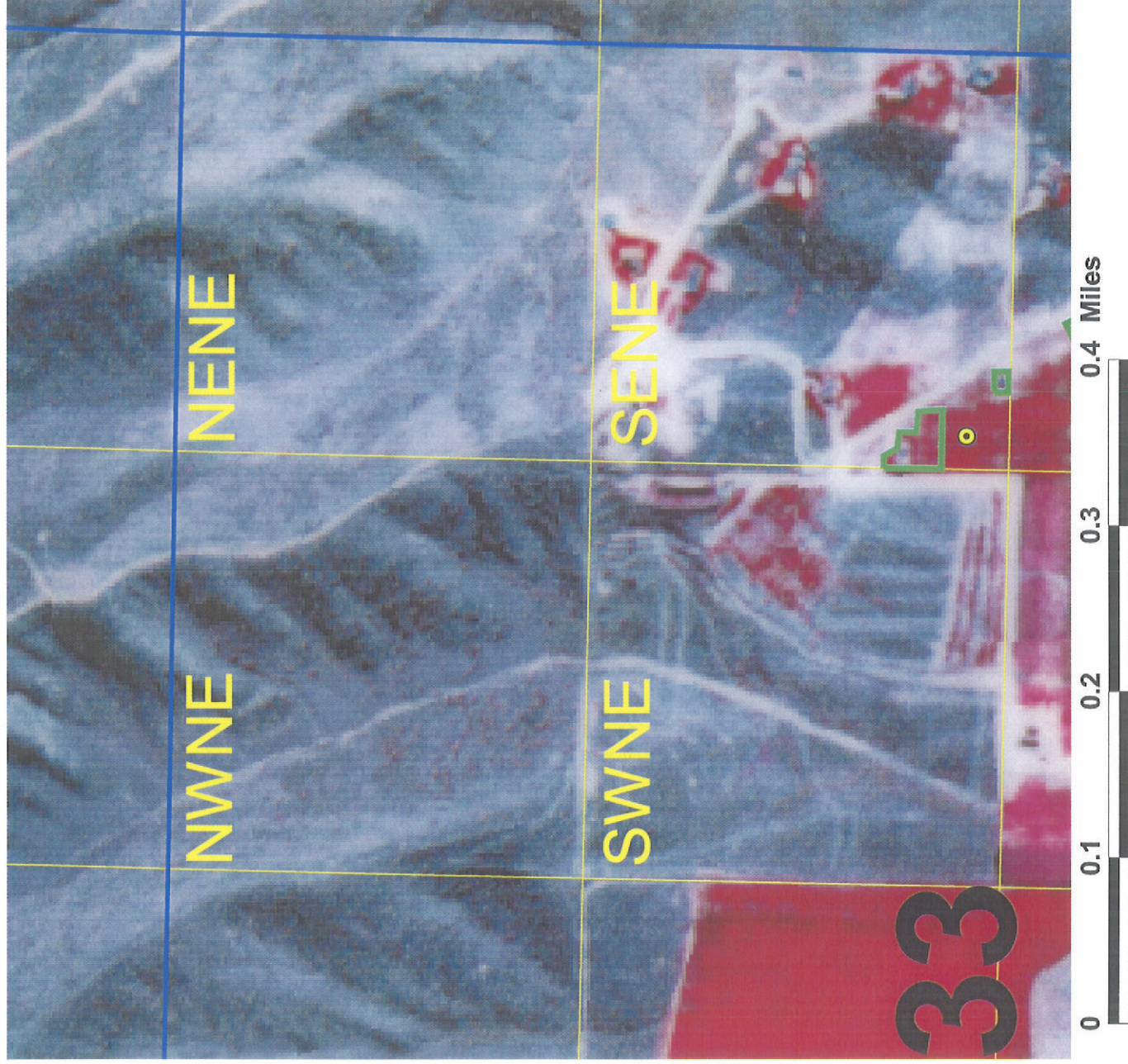
Claim No: 63-18211
Prepared By: Kimberly Brown
Date: March 16, 2004

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

Acres Irrigated = 1/2 Acre



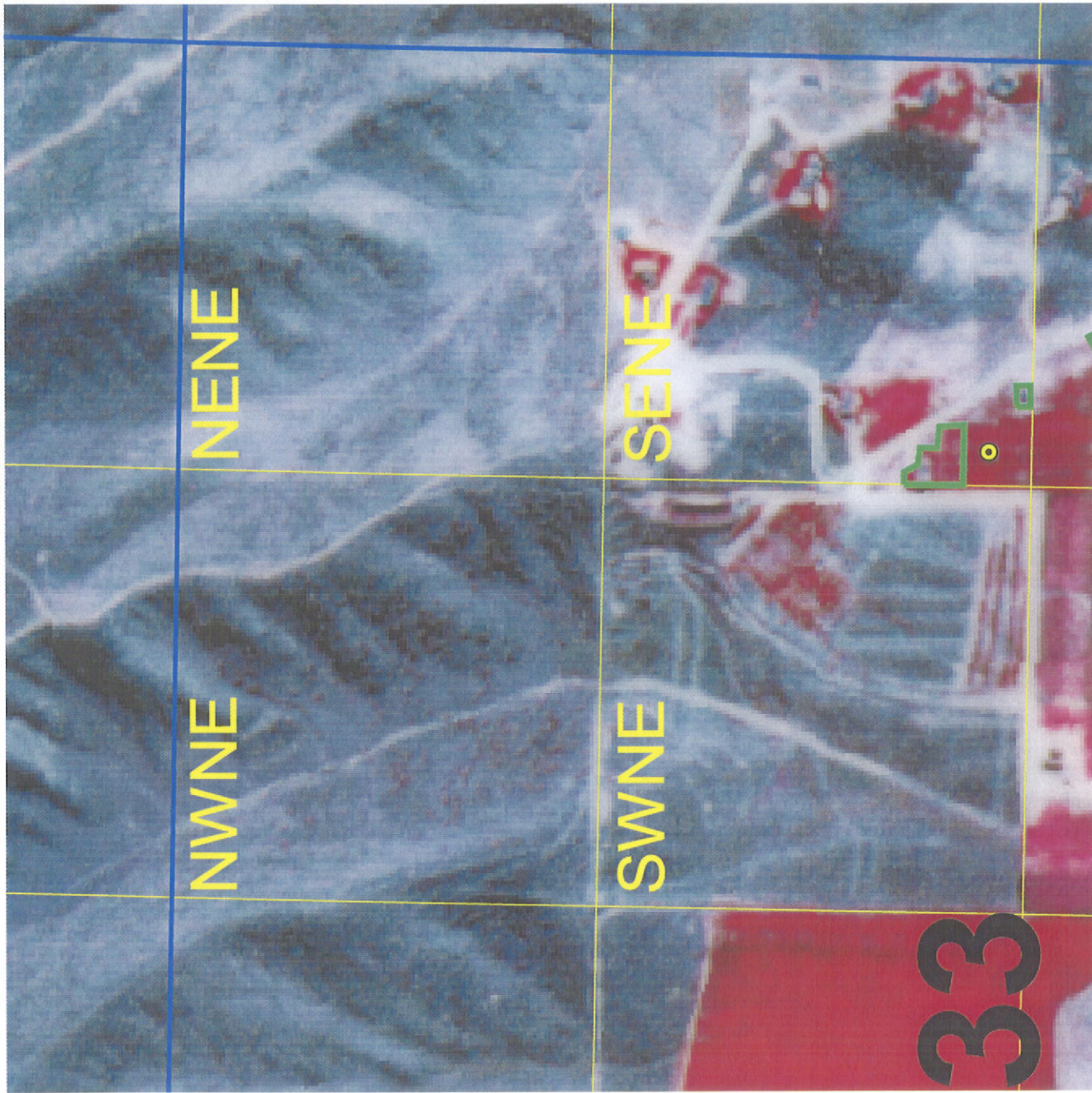
1987 NAPP



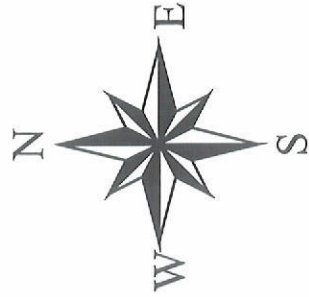
Idaho Department of Water Resources

T05N, R01E,
S33

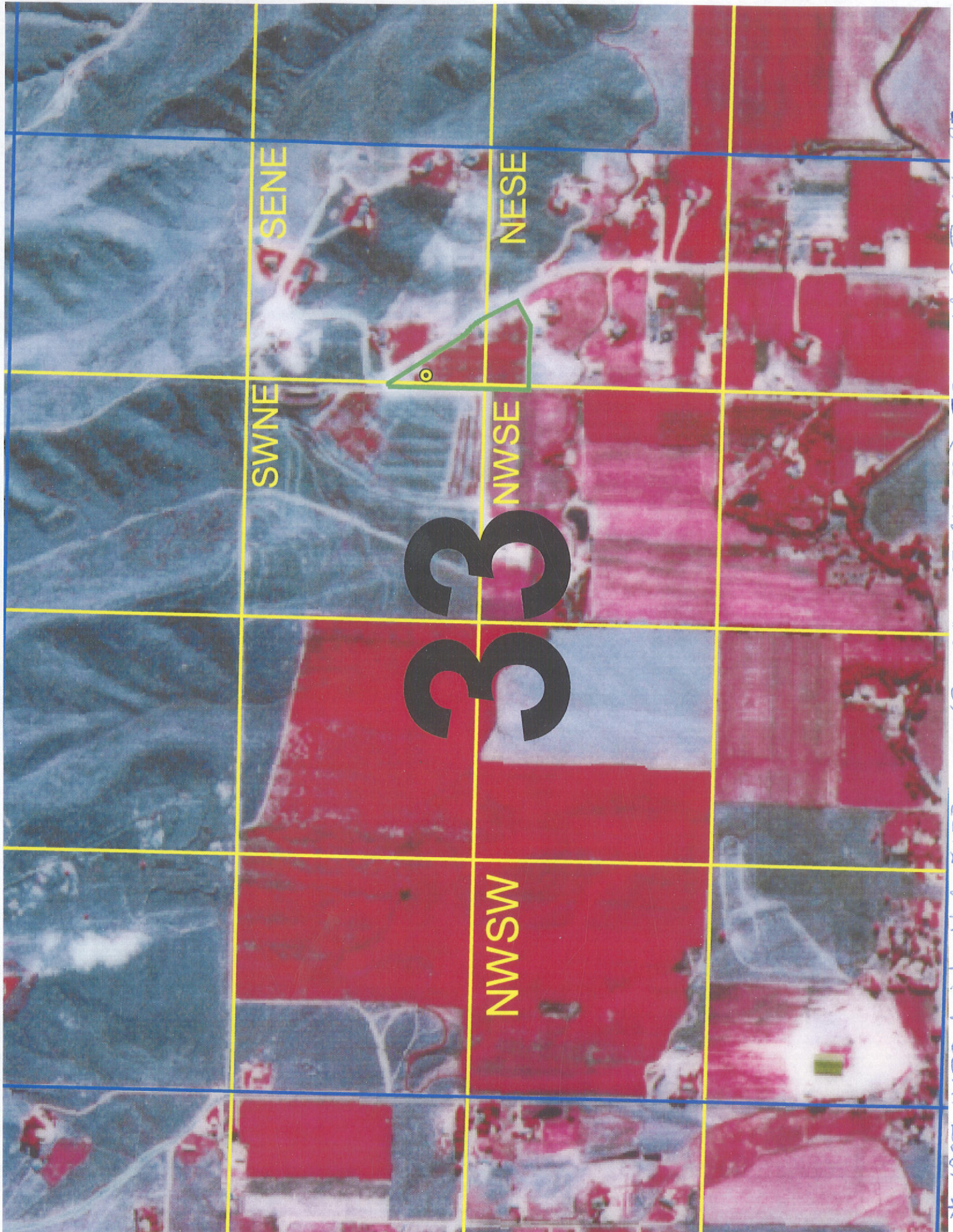
Claim No: 63-18211
Prepared By: Kimberly Brown
Date: March 16, 2004



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



1987 NAPP



SENE

NESE

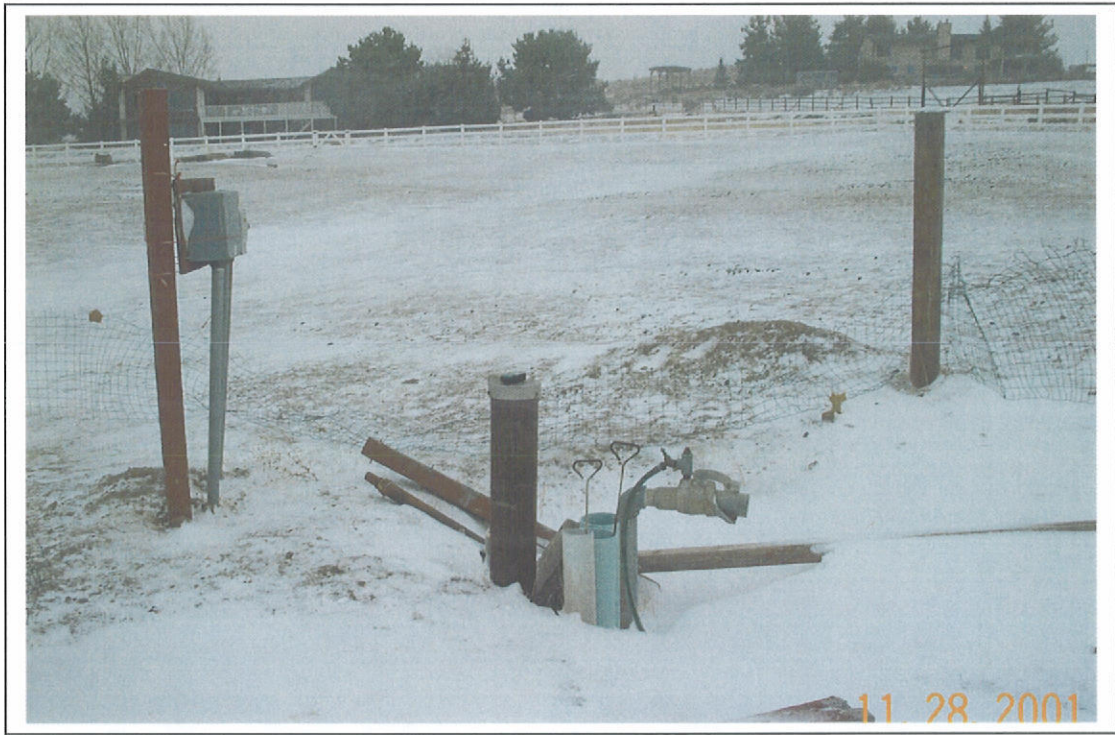
SWNE

NWSE

33

NWSW

* 1987 NADD District #10 R.033 cover (D.0000 # 00850410030) 57007 ALA 02 Twp 1st N. R. 7



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 63-18211
Date Received: 8/29/1989
Receipt No: W005208
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DONALD R DALEY
3639 HOLL DR
EAGLE ID USA 83616

Phone: (208) 939-8501

JOAN M DALEY
3639 HOLL DR
EAGLE ID USA 83616

Phone: (208) 939-8501

2. Date of Priority: 03/01/1979

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
05N	01E	33	NW	SW		ADA	

5. Description of diverting works:

300' WELL, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	1	
STOCKWATER	1/01	12/31	0.04	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
1.04 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
05N	01E	33	NW	SW		IRRIGATION	5
			NW	SW		STOCKWATER	
			NW	SW		DOMESTIC	
						Section Acres	5
						Total Acres	5

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:

Ownership changed by DB 2/24/2004

15. Basis of Claim: Beneficial Use

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIP

RECEIVED
FEB 20 2004
WATER RESOURCES
WESTERN REGION
5N1E

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

1. 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
	63-18211				

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) James T. Langley
3639 Holl Dr., Eagle
4. New Owner/Claimant(s) DONALD R. DALEY OR JOAN M DALEY
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 3639 HOLL DRIVE
- City, State and ZIP Code EAGLE ID 83616
- New Telephone Number 208 939-8501
5. Date you acquired the property JUNE 1991

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)

Donald R Daley
John M Daley

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 DB/KLB Date 2-20-04 Fee 0
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

[Space Above This Line For Recording Data]

DEED OF TRUST

THIS DEED OF TRUST ("Security Instrument") is made on **JUNE 14, 1991** The grantor is

DONALD R. DALEY AND JOAN M. DALEY, HUSBAND AND WIFE

("Borrower"). The trustee is
PIONEER TITLE COMPANY OF ADA COUNTY, AN IDAHO CORPORATION

("Trustee"). The beneficiary is
FIRST FINANCIAL CORPORATION, AN IDAHO CORPORATION
which is organized and existing under the laws of **IDAHO**, and whose
address is **174 N. ORCHARD, BOISE, IDAHO 83706**

("Lender"). Borrower owes Lender the principal sum of

ONE HUNDRED SIXTY THOUSAND AND NO/100----- Dollars (U.S. \$ **160,000.00**).

This debt is evidenced by Borrower's note dated the same date as this Security Instrument ("Note"), which provides for monthly payments, with the full debt, if not paid earlier, due and payable on **JULY 1, 2021**. This Security Instrument secures to Lender: (a) the repayment of the debt evidenced by the Note, with interest, and all renewals, extensions and modifications of the Note; (b) the payment of all other sums, with interest, advanced under paragraph 7 to protect the security of this Security Instrument; and (c) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in **ADA** County, Idaho:

LOT 6 IN BLOCK 1 OF BEACON LIGHT ESTATES NO. 2, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 42 OF PLATS AT PAGE 3423, OFFICIAL RECORDS OF ADA COUNTY, IDAHO.

SEE ADJUSTABLE RATE RIDER ATTACHED HERETO, WHICH FORMS A PART HEREOF.

which has the address of **3639 NORTH HOLL WAY, EAGLE** [Street, City],
Idaho **83616** ("Property Address");
[Zip Code]

BEACON LIGHT ESTATES NO. 2

Situated in the E 1/2, NE 1/4, AND E 1/2, SE 1/4, Section 33,
Township 3 North, Range 1 East, Boise Meridian,
Ada County, Idaho

TABLE OF CURVE DATA

Curve	Radius	Chord	Angle	1977
1	312.25	21.30	45° 59' 32"	117.95
2	252.25	21.30	45° 59' 32"	94.72
3	313.63	16.57	03° 45' 00"	90.96
4	253.63	16.57	03° 45' 00"	73.56
5	13.85	19.01	22° 23' 22"	28.77
6	13.85	38.05	45° 46' 44"	42.66
7	73.85	86.25	90° 53' 28"	107.75
8	90.56	89.43	90° 53' 28"	141.83
9	150.56	89.43	90° 53' 28"	235.79
10	50	39.23	25° 17' 00"	34.37
11	10	39.23	25° 17' 00"	74.14
12	102.83	99.49	90° 53' 28"	59.50
13	102.83	47.42	45° 26' 41"	86.45
14	43.85	20.52	22° 23' 22"	51.13
15	20	39.42	45° 46' 44"	13.86
16	45	259.25	90° 53' 28"	203.72
17	20	39.42	45° 46' 44"	13.86

This map may or may not be a survey of the land depicted hereon. You should not rely upon it for any purpose other than orientation to the general location of the parcel or parcels depicted. The Company expressly disclaims any liability for alleged loss or damage which may result from reliance upon this map.

LEGEND

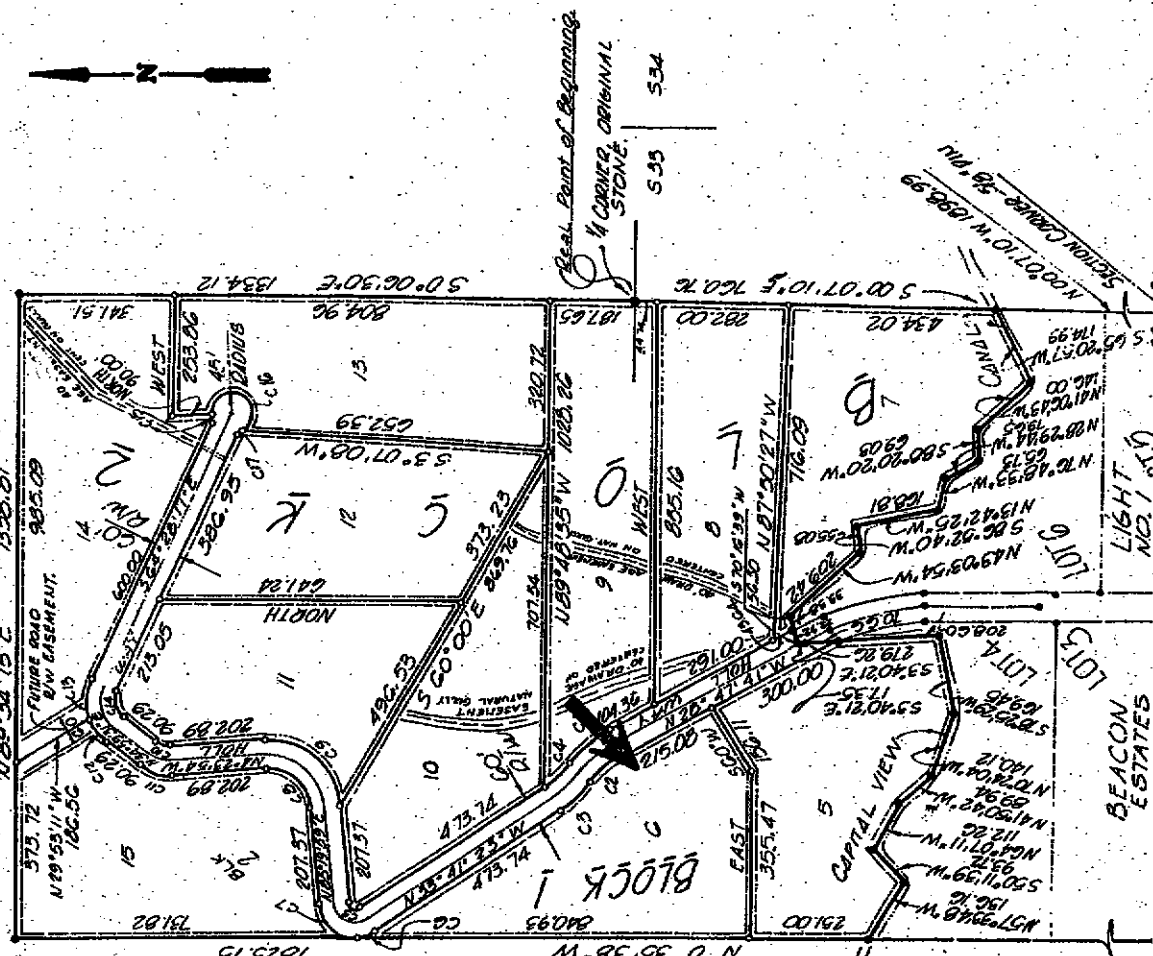
Section Corner
Quarter Corner
Set 1/8" Steel Pins
Set 1/8" Steel Pins
Lot Numbers
Canal

10' Utility easements for public utilities,
irrigation and drainage.
40' Drainage Easement Centered on existing gully

BUILDING SETBACKS
FRONT 30'
REAR 25'
SIDE 10'
PLANNING STREET 25'



THE FUTURE ROAD EASEMENT BETWEEN LOTS 14 & 15 WILL BE USED FOR PUBLIC OR PRIVATE ACCESS ROAD TO THE PROPERTY TO THE NORTH.



LOCATION OF POU 3 POU:



Submitted by Daleys 2.20.04

-KLB

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: A63-18211
Date Received: 8/29/1989
Receipt No: W005208
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JAMES T LANGLEY 208-939-4212
Address: 3639 HOLL DR
EAGLE ID 83616

2. Date of Priority: MAR 1, 1979

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	01E	33	NW	SW			ADA

5. Description of diverting works:
300' WELL, 5 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	1.000		
DOMESTIC	01/01	12/31	0.040		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 1.0 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCKWATER, 5 HORSES

MICROFILMED
JUL 27 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	33	NW	SW		IRR	5.0
			NW	SW		DOMEST	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	01E	33	NW	SW		STOCK	
Section Acres							5.0
Total Acres							5.0

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:

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: _____

MICROFILMED

JUL 27 1994

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 27 1994

*** C - CURRENT OWNER ***
LANGLEY

1 - 3639 HOLL DR
2 -
3 -

City- EAGLE
Phone - 208-939-4212

+ - - Priority Date	- - +	+ - - Region	- - +	+ - - Stage	- - +	+ - - Status	- - +
						X - REJECTED	
03/01/1979							
14 WESTERN							

Source	Tributary
GROUNDWATER	

[illegible][illegible]

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Consumptive Use - +	+ - KW Usage - +
1.040		1.0	

Town	Ring	Sec	Tract	Lot	Acres	Place of Use	Description	County
05N	01E	33	NW SW		5.0	01	IRRIGATION	(1) ADA
05N	01E	33	NW SW			04	STOCKWATER	(1) ADA
05N	01E	33	NW SW			43	DOMESTIC	(1) ADA

Total Acres: 5.0

+ - - Diversion Means - 300' WELL, 5 HP PUMP

+ - - Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 5 HORSES

+ - - Other Rights for Same Use - NONE

	Remarks
	No Remarks found.

[illegible]

TELECOM

MICROFILMED
JUL 27 1994

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/29/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W005208	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JUL 27 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 ALB-18211
Date Received 8-29-89
Receipt Number W00 5208

RECEIVED

AUG 29 1989

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) James T. Langley Phone (208) 939-4212
Mailing Address 3639 Holl Dr Eagle, Id Zip 83616
2. Date of Priority (Only one (1) per claim) march 1/1/79
3. Source of water supply (a) Groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township _____ Range _____ Section _____,
_____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____
Additional points of diversion if any: _____
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. 5 hp Well pump, 300' deep

MICROFILMED

JUL 27 1994

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 April 1 to Nov 1 amount 1 cfs or _____

For Domestic & stock purposes from Jan 1 to Dec 31 amount 0.04 cfs or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) ~~1.04~~ 1.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 1.04 cfs _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 1 house hold, 1 acre lawn/garden, 5 horse houses

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	
~~5N~~	~~1E~~	~~33~~																	
5N	1E	33										5							5

Total number of acres irrigated 5

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:

MICROFILMED

JUL 27 1994

Last Name Langley Ident No. _____

Copies: White -State, Yellow-Claimant

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.

RECEIVED

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) James J Langley Date 8/7/89
Date _____

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 Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24th day of August 19 89

SEAL

Notary Public Lydia Richards

Residing at Boise, Idaho

My Commission Expires 12-23-93

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 _____

MICROFILMED

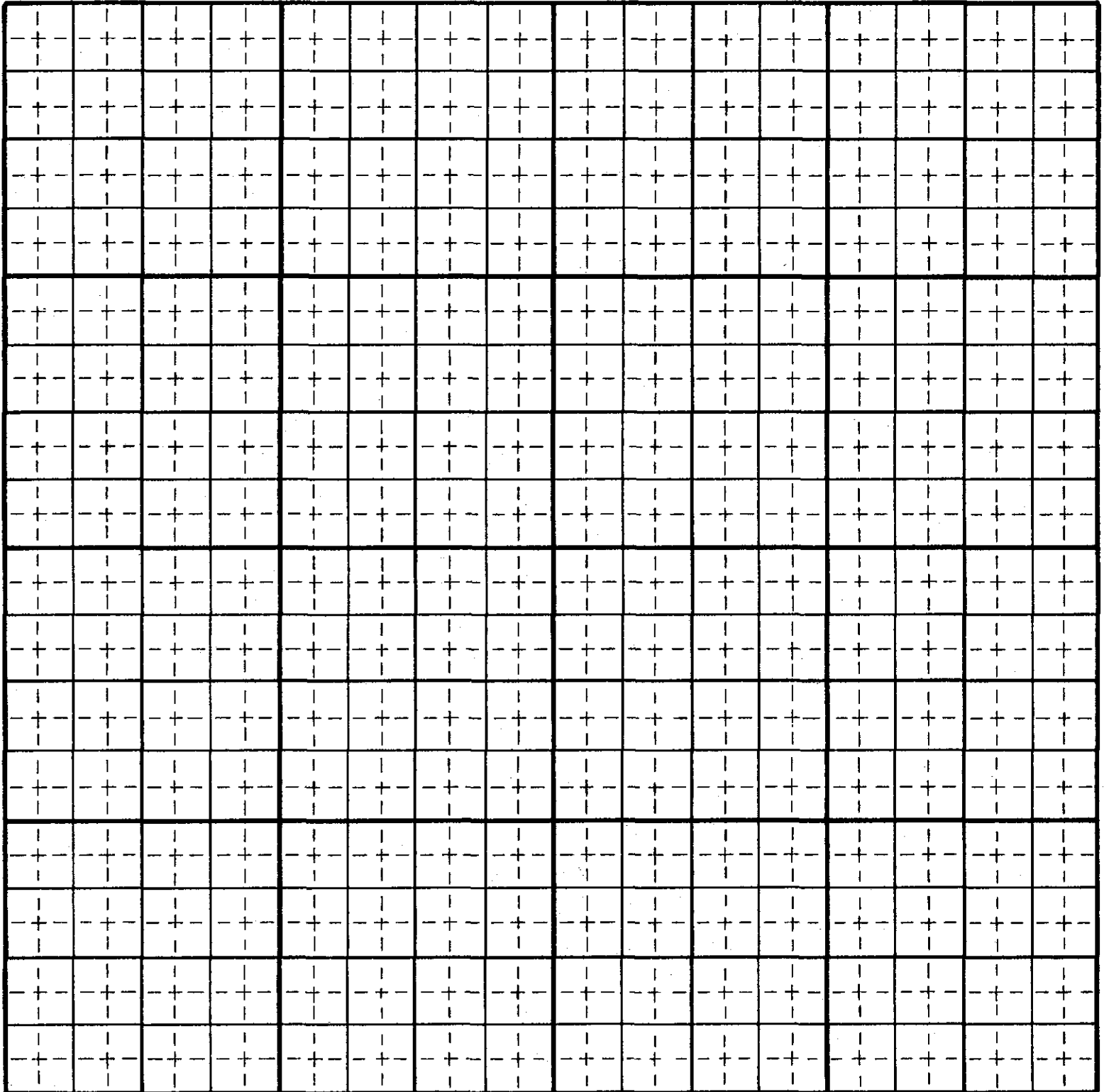
JUL 27 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



MICROFILMED

JUL 27 1994

Last Name _____ Ident No. _____

Copies: White-State, Yellow-Claimant

4-3-91

CLAIMANT'S NAME

Fangley, James T.

CLAIM IDENT. NO.

Ala3-18211

DATE RECEIVED

8-29-89

RECEIPT #

W005208

AMOUNT \$

25⁰⁰

Requ:

Info

- | | YES | NO | Requ:
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 owner-
ship 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?
(See Item No.'s 16 & 17 for checking other water rights) | ☒ | ☐ | |
| 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 basis of claim is shown as license, permit, or decree is
the existing water rt. no. listed? N/A ☒
(Compare claim with the existing water rt. and either attach
a proof report or state in comments that the existing right
was compared to the claim) | ☐ | ☐ | * |
| 17. If the basis of claim is shown as beneficial use, or not marked,
are there existing water rights shown in our records using the
legal desc. or name on the claim? N/A ☒
(If yes, describe the right in "Comments" and attach a proof
report) NOTE: If the claim is for dom/stock this check is not
as necessary unless it is located within an area where dom/stock
rights were decreed. | ☒ | ☒ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed?
(If yes, describe payment status in "Comments" below.) N/A ☒ | ☐ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate?
Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? Exempt ☐ | ☐ | ☒ | * |

MICROFILMED

JUL 27 1994

23. Should this claim be data entered?

YES

~~NO~~

Claim reviewed by:

LDL

Date

12-12-91

Claim data entered by:

Date

Claim is being returned to claimant:

___(Yes)___(No)

Claimant is being notified of modifications:

___(Yes)___(No)

Comments:

POD missing. Priority date for 5 acres irrig.
needs Permit

03/17/2004

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

RIGHT NUMBER: 63-18211

NAME AND ADDRESS: JOAN M DALEY
3639 HOLL DR
EAGLE ID 83616

DONALD R DALEY
3639 HOLL DR
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS

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

PRIORITY DATE: 03/01/1979

POINT OF DIVERSION:

T05N R01E S33 SENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
STOCKWATER	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within ADA County

T05N R01E S33 SENE

STOCKWATER Within ADA County

T05N R01E S33 SENE

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

PARCEL NO: R0850410020.

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

PROPERTY IS ALSO KNOWN AS LOT 6, BLK 1, BEACON LIGHT ESTATE #2.

Stockwater use is for 5 horses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-18211 V1

WATER RIGHT NUMBER: 63-18211 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JAMES T LANGLEY 3639 HOLL DR EAGLE, ID 83616 (208)939-4212
Current Owner	JOAN M DALEY 3639 HOLL DR EAGLE, ID 83616
Current Owner	DONALD R DALEY 3639 HOLL DR EAGLE, ID 83616

Priority Date: 03/01/1979

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	
STOCKWATER	01/01 to 12/31	0.040 CFS	
	Total Diversion:	0.080 CFS	

Location of Point(s) of Diversion

GROUND WATER SE1/4NE1/4 Sec. 33, Twp 05N, Rge 01E, B.M.
ADA County

Place of Use

DOMESTIC

[illegible]

STOCKWATER

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-18211 V1

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
3. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.
5. X02 Stockwater use is for 5 horses.

Remarks:

1. General PARCEL NO: R0850410020.
2. Explanatory PROPERTY IS ALSO KNOWN AS LOT 6, BLK 1, BEACON LIGHT ESTATE #2.

Comments:

1. dbuffington 2/24/2004 Ownership change

Comment: The data in the name field was changed to show this right has an ownership change.

2. kbrown 3/17/2004 Not Disallowed

Comment: Since only \$25.00 was paid in fees (and the claimant letter and refund were returned to the department), I removed the 5 acres of irrigation and recommended this as a single domestic and stockwater use.

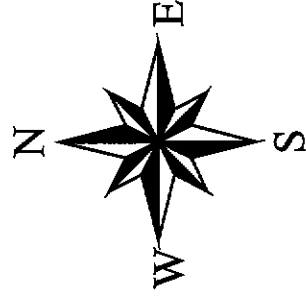
Idaho Department of Water Resources

**T05N, R01E,
S33**

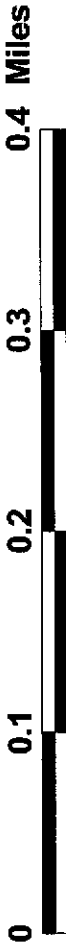
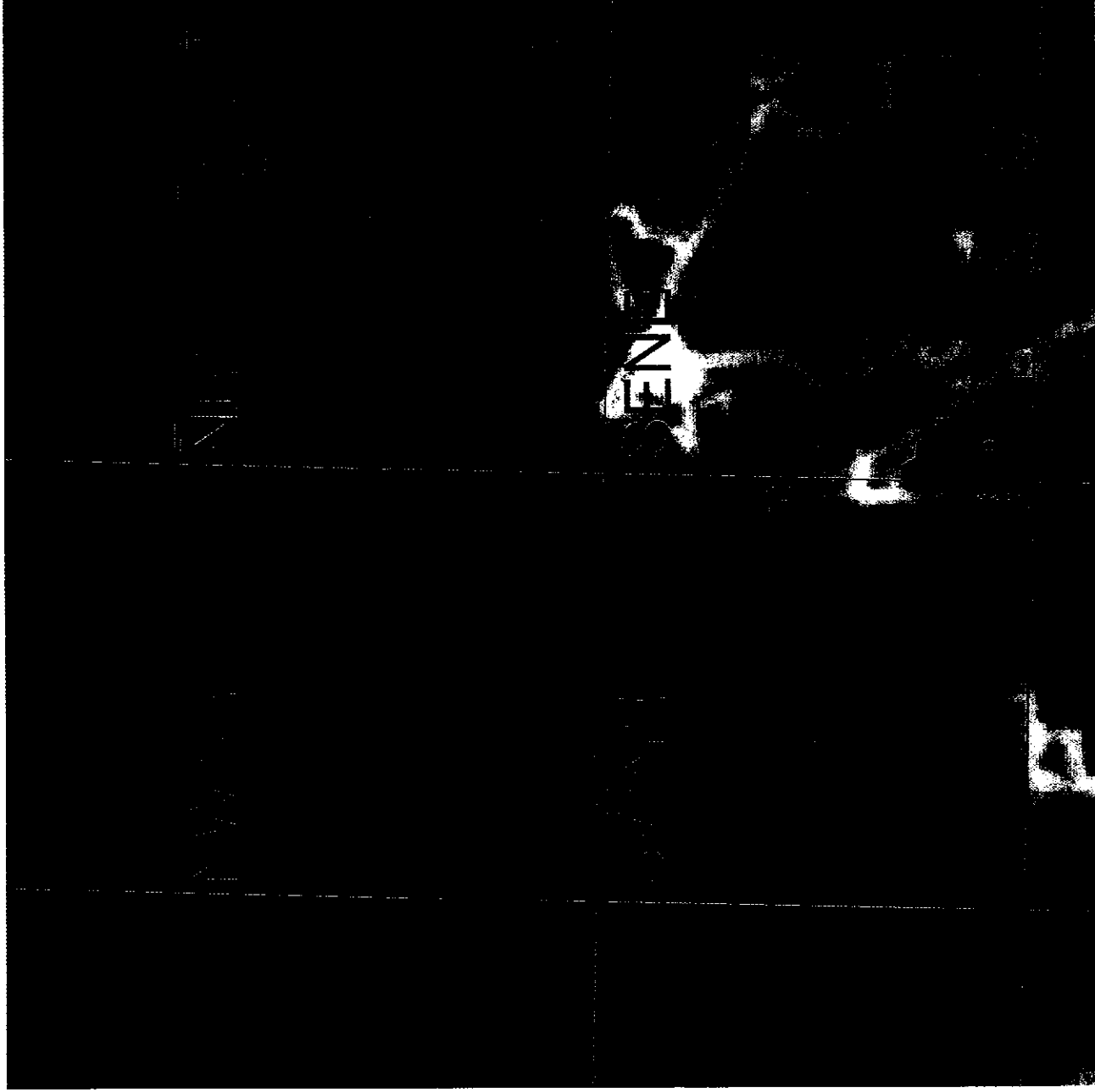
Claim No: 63-18211
Prepared By: Kimberly Brown
Date: March 16, 2004

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

Acres Irrigated = 1/2 Acre



1987 NAPP

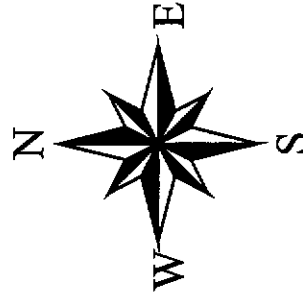


Idaho Department of Water Resources

**T05N, R01E,
S33**

Claim No: 63-18211
Prepared By: Kimberly Brown
Date: March 16, 2004

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



1987 NAPP



0 0.1 0.2 0.3 0.4 Miles

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-18211

WATER RIGHT NUMBER: 63-18211 ✓

Owner Type
~~Current~~ OwnerName and Address
JAMES T LANGLEY ✓
3639 HOLL DR
EAGLE, ID 83616
(208)939-4212

Priority Date: 03/01/1979 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

Tributary

#939-8501

Beneficial UseFrom ToDiversion RateAnnual Volume

REMOVE-IRRIGATION-

~~4/01 to 11/01~~~~1.000 CFS~~

STOCKWATER ✓

1/01 to 12/31 ✓

0.040 CFS ✓

DOMESTIC ✓

1/01 to 12/31 ✓

0.040 CFS ✓

Total Diversion:~~1.040 CFS~~Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

~~NW 1/4 SW 1/4~~

Sec. 33, Twp 05N, Rge 01E, B.M. ✓

SE 1/4 NE 1/4 (OVER) →

0.08 cfs (Jan Shurtz o.k.ed)

Place of Use

IRRIGATION

only \$25.00 was paid

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	01E	33	X	X	X	X									5.0

(5.033 AC)

Total Acres
STOCKWATER

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	01E	33				X							X		

DOMESTIC

(OVER) →

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
						X									

ADD X01 - Domestic use is for 1 home.

ADD J01 - Place of use also known as Lot 6, Blk. 1, Beacon Light Estate # 2.

Parcel No: R0850410020.

*OVER →

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-18211

05N 01E 33 |

| X |

Conditions of Approval:ADD X02 - Stockwater use is for 5 horses.Remarks:ADD N13 -Comments:ADD N11 -Dates and Other Information:

Claim Received Date: 8/29/1989

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

Based on my review of this claim (and Intrepid's exam conducted on 11/28/01), the property located at 3639 Holl Drive, Eagle is not found in the NW 1/4 SW 1/4,

Combined Use Limits:

Section 33 as claimed. According to 2002 Ada Co. Tax lot information and the corresponding 1987 NAPP, these claimed 5 acres are located in:

SE NE

NE SE

SW NE

NW SE

> Section 33

Therefore, the claimed place of use and point of diversion are incorrect. The PO~~D~~^{are}_{# home} are located in the SE 1/4 NE 1/4, Sec. 33 (refer to attached aerial photo graphs)

* no electronic back file available

Field Exam Date 2.7.04
(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$25.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant (not required for D+S)

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-18211
Owner: James T. Langley Phone No. (208) 939-4212
Current Address: 3639 Holl Dr., Eagle 83616

Based on
2002 Ada Co.
Tax lot info.

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Donald and Joan Daley (208) 939-8501
- ☒ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: N/A

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?
- Does not require evidence of priority, as recommended.*

Priority date, per claimant, is: 3/1/1979

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

Although this priority date is after March 25, 1963, the claimant paid only \$25.00 (not \$55.00), therefore it is being recommended as a single domestic use (with the 5 acres of irrigation removed) and not rejected entirely. In addition, the claimant letter and record were returned, so the \$25.00 fee paid is still applicable.

Source: _____ Tributary to _____

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: * See explanation on Page 4.
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			SE	NE					

Description of diverting works

300' well, 5 HP pump

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

No change

☐ Different Uses

Use Domestic From _____ To _____ Amount _____ CFS _____ AFA _____

Use Stockwater From _____ To _____ Amount _____ CFS _____ AFA _____

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only

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

NON-IRRIGATION USES:☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

* See explanation on page 4 —

Domestic use is for 1 house.

Place of use also known as Lot 6, Blk. 1, Beacon
Hill Estate #2.

Stockwater use is for 5 horses.

Quantity decreed is not a determination of historical
beneficial use
& shall not exceed 13,000 gal/day.

Parcel # R0850410020.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU Intrepid Eng. Services, Inc.
- ☒ GPS readings Intrepid
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 3.16.04

(in office)

FIELD EXAMINER: Kimberly Brown

* Based on my review of this claim (and Intrepid's
field exam conducted on 11/28/01), the property located at
3639 Holl Drive, Eagle is not located in the NW¹/₄SW¹/₄,
Section 33 as claimed. According to 2002 Tax lot information
and corresponding 1987 NAPP, these claimed 5 acres are
located in the:

SENE
NESE
SWNE
NWSE

> Section 33

Therefore, the claimed place of use and point of diversion are
incorrect. The POD is located in the SE¹/₄NE¹/₄, Sec. 33 (refer
to attached aerial photographs).

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	
						X													

Overlap with other water rights: _____

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

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

* 1987 NAPP depicts total 5.033 acres (Parcel # R0850410020) [2002 Ada Co. Tax lot info].

MEMORANDUM

To: 63-18211
From: Denise Buffington
Date: February 25, 2004
Subj: Ownership Change

We received an ownership change for the above referenced water right number on February 20, 2004. It was discovered that the Place of Use on the claim is incorrect. It appears it was claimed in the wrong $\frac{1}{4}$ $\frac{1}{4}$. During the review of the claim, it was decided that the recommendation would be corrected to show the correct POU for this water right.

The address for the new owners is the same as the former owners also. The ownership was changed on the claim, and the recommendation will be corrected as necessary. The former owner's, (Langley) only have property located in Section 30 now.

This claim is to be recommended for Domestic & Stock as noted in the file, in the name of Donald R & Joan M Daley.



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

February 25, 2004

DONALD R DALEY
JOAN M DALEY
3639 HOLL DR
EAGLE ID 83616

Re: Notice of Claim to a Water Right No. 63-18211

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect 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 final 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 for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure

CONVERSATION MEMO

RE: Snake River Basin Adjudication Water Right No. 63-18211

February 9, 2004 @ 2:20 p.m.

After figuring out that the claimed POU and POD locations are incorrect and using 2002 Ada County Tax Lot information to find the current owners of the property located at 3639 Holl Drive, Eagle; I called Donald and Joan Daley (listed in the telephone book as #939-8501). Donald Daley confirmed that they are the current owners of the property. He also informed me that:

- 1) the well water is their only source of water,
- 2) the water is still used for stock watering,
- 3) and the house was built in 1979.

I sent a Notice of Change in Water Right Ownership form and a 1987 NAPP image to the Daleys; requesting that they depict the location of the POU and POD on the aerial image since a "Map of Project" was not submitted with the original Notice to Claim to a Water Right.

Kimberly L. Brown
Water Resource Agent
Western Region

Receipt Details for ID W005208

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
8/29/1989 2:42:32 PM	8/29/1989	Western	\$25.00	Check
Payer	LANGLEY, JAMES T.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1391			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$25.00	ADJUDICATION CLAIM FEE	410162	9337	0 0		6490

Refund(s):

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



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63

Diversion Description

RIGHT ID 63 18211
POD ID 275778
Quad Eagle 1
Claim Type Large
Easting 311731
Northing 294565
GPSID A0013291

300' WELL, 5 HP PUMP. Well located @ 3639 Holl Drive in pasture behind house. Unable to contact claimant for pump info.

Assumptions

Horse power (based on claim info), pressure head, and elevation head.

Invoice

2000-055-01

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

Linked

a Photos\275778a.JPG

Photos

EPE (ft)

14

Date (M/D/Y)

11/28/01

Time

12.50

Flow Rate (CFS)

0.22

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

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

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity

0

☐ Orifice

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

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning

(If used, include photo of representative channel section)

Channel Slope

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

Pumped System

☒

HP 5

Pressure Head (psi) 40

Elevation Head (ft) 50

Motor Mfg

Motor Serial #

Pump Type Submersible

Pump Mfg

Pump Serial#

New Contact Information

☐

New Contact Comments

This Form and the associated query are the exclusive intellectual property of Intrepid Engineering Services, and may not be copied, modified, or distributed without the express written consent of Intrepid Engineering Servc, Inc.



INTREPID
Engineering Services, Inc. (1999)
Enabling People and Solutions

RIGHT ID

63 18211

LANGLEY





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 9, 2001

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

Dear Claimant:

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

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

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

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

Sincerely,

Jan Shurte
Adjudication Section Supervisor
Western Regional Office

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water Right Number - R63-18211
Prefix Translation: RESEARCH
Old (D) Number -

*** C - CURRENT OWNER ***
LANGLEY
JAMES T
1 - 3639 HOLL DR
2 -
3 -
City- EAGLE
Phone - 208-939-4212
State- ID Zip- 83616

Priority Date - 03/01/1979
Region - 14 WESTERN
First Name - JAMES T
Address - 1 - 3639 HOLL DR
Status - X - REJECTED
Source - GROUNDWATER
Tributary -

Point of Diversion -

Twn	Rng	Sec	Tract	Lot	Rflg	County
05N	01E	33	NW SW		(1)	ADA

Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION	04/01	11/01	1.000		
43 - DOMESTIC	01/01	12/31	0.040		
04 - STOCKWATER	01/01	12/31	0.040		

Total Div. Rate - 1.040
Total Div. Volume - 1.0
Total Consumptive Use - 1.0
KW Usage -

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05N	01E	33	NW SW		5.0	01	IRRIGATION	(1) ADA
05N	01E	33	NW SW			04	STOCKWATER	(1) ADA
05N	01E	33	NW SW			43	DOMESTIC	(1) ADA

Total Acres: 5.0

Diversion Means - 300' WELL, 5 HP PUMP

Non-Irrigation Use - DOMESTIC, 1 HOME; STOCKWATER, 5 HORSES

Other Rights for Same Use - NONE

Remarks - NO LAWFUL APPROPRIATION SHOWN.

No Old Water Right Numbers Found

MICROFILMED
JUL 27 1994

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filled Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 08/29/1989	Last Amended Date	- 00/00/0000	Temporary Right	- P
		Receipt Number	- W005208	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	-	Presumption Flag	-
				Notice of Error Flag	-

MICROFILMED
JUL 27 1994

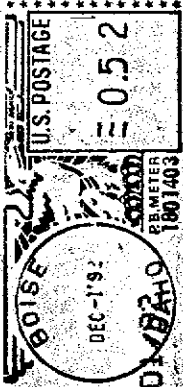
POOR ORIGINAL

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

RECEIVED

DEC - 3 1992

Department of Water Resources
Western Regional Office



AUTHORIZED TIME FOR FORWARDING HAS
EXPIRED. PLEASE ADVISE YOUR
CORRESPONDENTS OF YOUR NEW ADDRESS

phone # listed on claim
is not his.
Refund

MICROFILMED

JUL 27 1994



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

30-Nov-1992

James T. Langley
3639 Holl Dr.
Eagle, ID 83616

Re: Snake River Basin Adjudication (SRBA)
Claim No. A63-18211

Dear Claimant,

We are returning your Notice of Claim to a Water Right filed for your property in Ada County. We are also enclosing Receipt #W005208 in the amount of \$25.00, for a portion of the filing fees.

You are given the opportunity to withdraw this claim. Any water right developed from a groundwater source after March 25, 1963, for any use other than single family domestic use, is required to have an application for permit filed. We can find no record of a permit for this property. The claim you have presented conflicts with the Ground Water Statute at §42-229 and defined in §42-230, Idaho Code, and Water Appropriation Rules and Regulations, paragraph 2,15.

I have enclosed an application for permit, with instructions for your use in this matter. We will be happy to proceed if you will return the completed form to:

Idaho Department of Water Resources
Western Region Office
2735 Airport Way
Boise, Idaho 83705

Should you wish to pursue before the court the exact water right you have presented on this claim, simply return the claim form to this office. The claim form should be delivered to our office within 30 days, otherwise we will assume you wish to withdraw the claim. A refund of your filing fee will be processed as quickly as possible.

MICROFILMED

JUL 27 1994

If you have any further questions or require further help, please do not hesitate to contact this office.

Sincerely,

Adjudication Staff
Dept. of Water Resources
Western Regional Office
(208)334-2190

RM:rm

Enclosures:

Notice of Claim
Receipt #W005208
Permit Application w/Instructions

MICROFILMED
JUL 27 1994

From: DWR03::SHAFF
To: DWR80::SHURTE
CC: SHAFF
Subj: REJECTS/REFUNDS

6-JAN-1993 18:30:05.56

Howdy,

With this Langley claim (A63-18211) I have a before unstated position on this type. Granted the claimed water is (probably) not valid; however, the claim is complete. Where we cannot get hold of the claimant, this type should be treated the same as if the claimant insisted on filing it anyway. We should make the effort just as you've done to find the claimant after the letter comes back, but barring success, we'll keep it just as it is. Unless we get some as yet unfound reasoning, the R-record should show disallowed, P01 remark. I MAILED because I'm sure we'll have more of these before we get through the drawer, and the paperwork on Langley may not make the point soon enough.

MICROFILMED

JUL 27 1994

REFUND REQUEST

TO: S. Frazee to Log In
 FOR: D. Shaff/D. Allen
 FROM: Western Region Date: 1-4-93
 SUBJ: Receipt No. 0005208 (Please attach ARQ2 Receipt copy)

RE: PayOR James T. Langley
 Address 3639 Holl Dr.
Eagle

JAN 08 1993

Department of Water Resources
 Western Regional Office

RECEIVED

Claimant if NOT Payor _____
 Refund Amount \$25.00 Claim Location (Region/Claimant) _____
 Extension Filed? Y/N NA Copy Attached? Y/N NA
 Late Fees Paid? Y/N NA Late Fee Receipt # _____
 Verified Ext. by _____ on _____ D.B. Query by _____
 Refund Generated By N Agent () Claimant
 Refund Category Rejected
 Date of Last Correspondence (copy attached) 11-30-92

Department of Water Resources

Claim No.	Use	Fees Paid	Correct Fee	Rec't #
<u>Alc 3-18211</u>	<u>Irrig.</u>	<u>\$25.00</u>		<u>0005208</u>
<u>11</u>	<u>Dom. T Stock</u>	\$		
		\$		
		\$		
		\$		
		\$		
Total		<u>\$25.00</u>	\$	

Detailed Reason(s) for Refund Attached Y/N
Rejected, claimant letter returned, forwarding order expired, nothing in phone book or per information, app. for permit should be filed.

Region AJ Spvsr. Approval [Signature] S.O. AJ Spvsr. Approval _____
 Don Shaff Approval _____ Hold _____ To Fiscal _____

Logged 1-6-93
 Data Base Modified? (Y/N NA) A &/or R Records By [Signature] on 1-4-93

7. If unnecessary cause will be returned.

Keep claim under circumstances, as it is complete.
Can recommend Disallow For priority date.
Change A record, make R
appropriately 1-06-93

MICROFILMED

JUL 27 1994

Claim Gw
 ref. cancelled

ni will do d.o. modify
per DVS 01-01-93