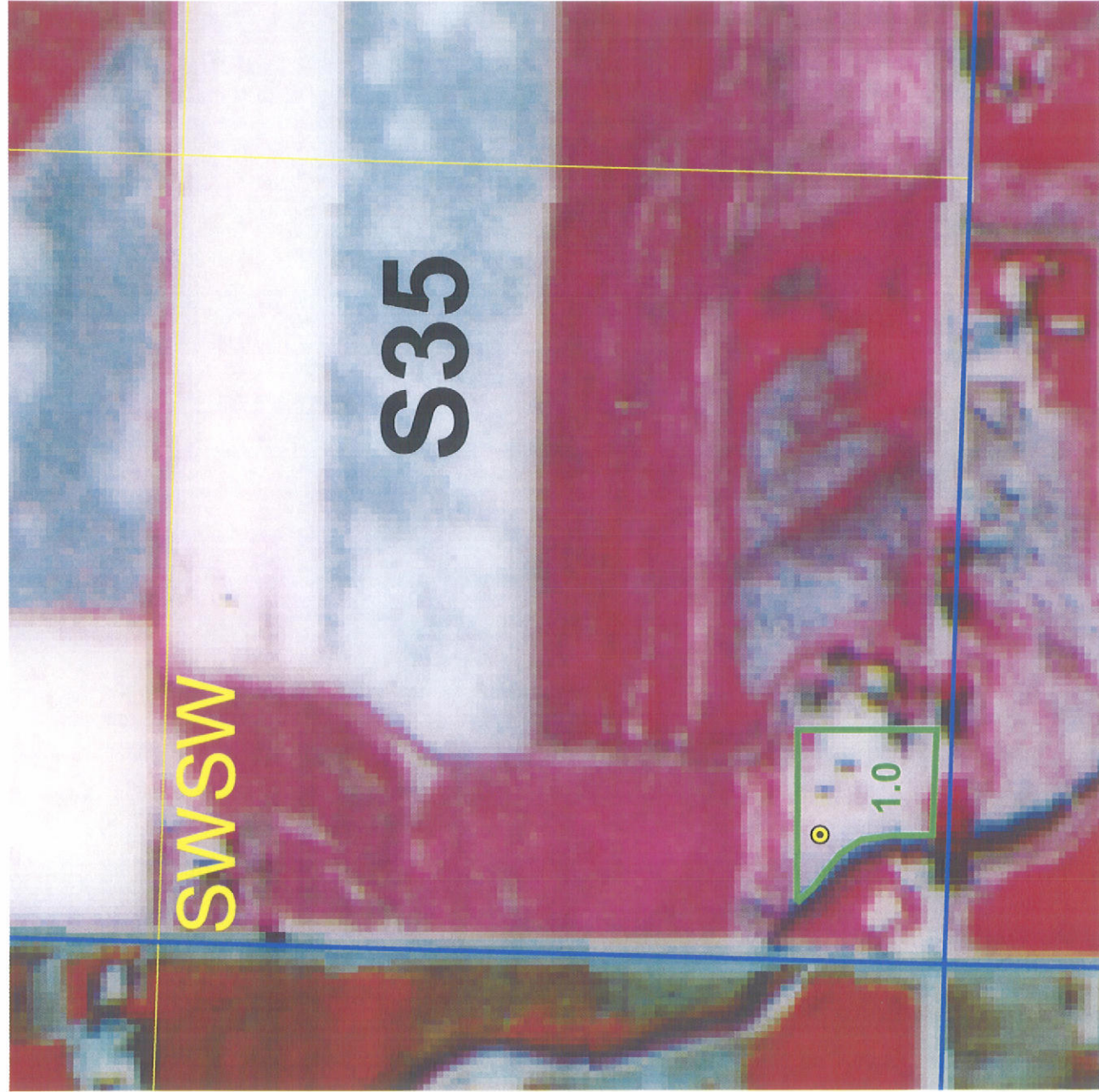


Idaho Department of Water Resources

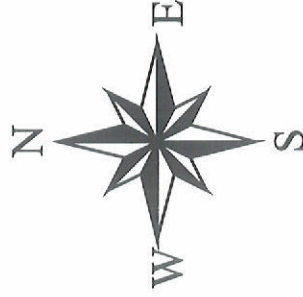
T03N, R01W,
S35

Claim No: 63-22912
Prepared By: Kimberly Brown
Date: May 24, 2004



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

Acres Irrigated = 1.0



1987 NAPP

Idaho Department of Water Resources

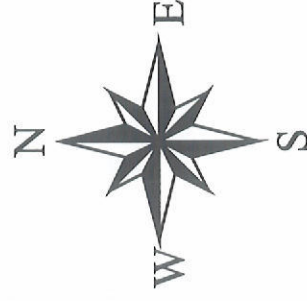
T03N, R01W,
S24

Claim No: 63-22912
Prepared By: Kimberly Brown
Date: May 24, 2004

S35

SWSW

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



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles

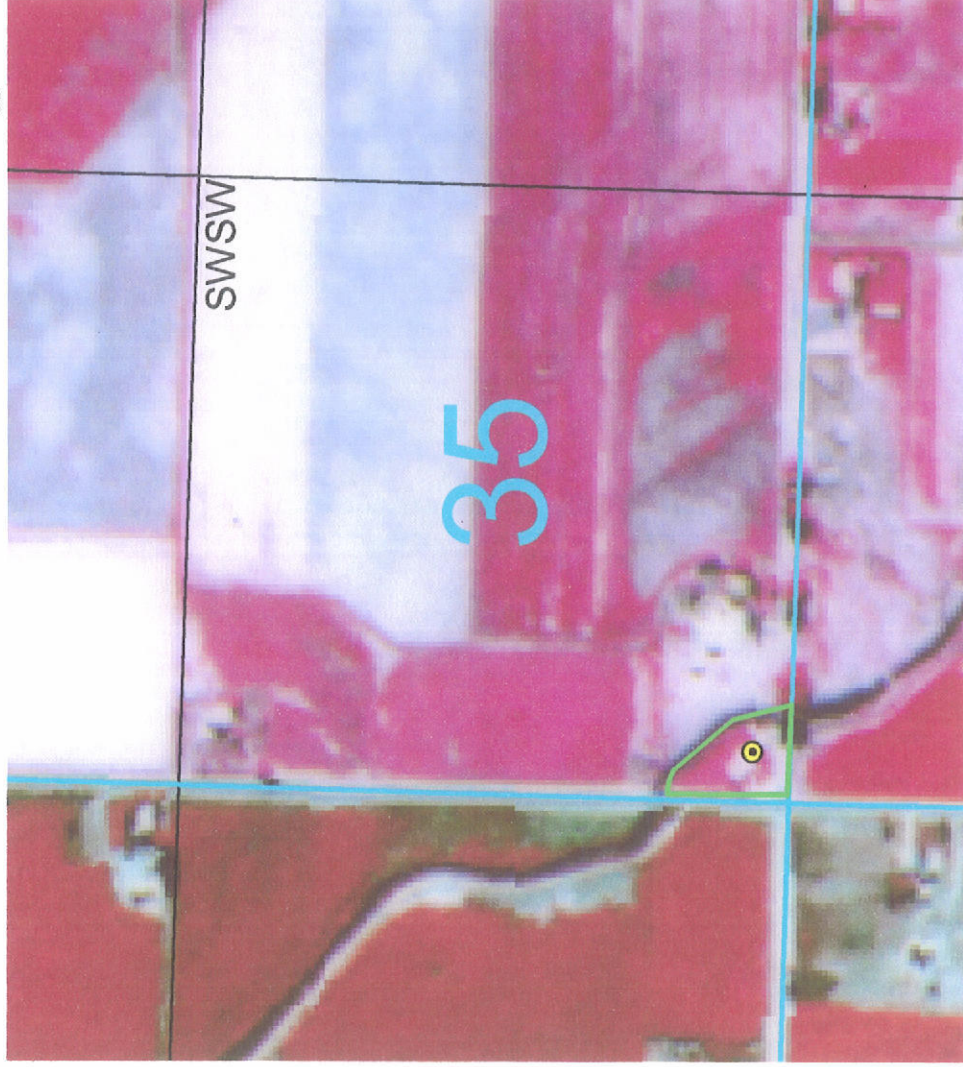
Idaho Department of Water Resources

Claim Number: 63-22912

Legal: T03N, R01W, S35

Reviewed By: *Karan Waters*

1987 Napp Photo



Point of Diversion



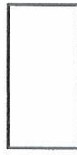
Place of Use



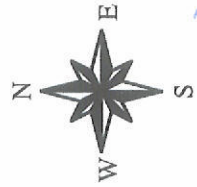
Section Lines



Quarter Quarter Lines



0 0.25 Miles



Based on the "map of project" submitted with the Notice of Claim in 1989, this depiction of the POD & POU are incorrect, since according to the Frangelhos, both the POD & POU are located east of Mason Creek, not west of ^{KIR}

63-22912

Photo 213721a



63-22912

Photo 2137216



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: A63-22912
Date Received: 9/08/1989
Receipt No: C011284
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT J. EVANGELHO 208-888-6248
Address: 3070 W. LAKE HAZEL
MERIDIAN, ID 83642

OR

Name: SUSAN K. EVANGELHO 208-888-6248
Address: 3070 W. LAKE HAZEL
MERIDIAN, ID 83642

2. Date of Priority: JUN 19, 1919

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01W	35	SW	SW	SW		ADA

5. Description of diverting works:
WELL 100' DEEP REPLACES HAND DUG WELL, PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.050		
STOCKWATER	01/01	12/31	0.050		
IRRIGATION	02/01	11/01	0.030		

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

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

9. Non-irrigation uses:
DOMESTIC, 1 HOME; STOCK, 100 HORSES & CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01W	35	SW	SW		IRR	1.0
			SW	SW		STOCK	
			SW	SW		DOMEST	

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:
NAMPA-MERIDIAN IRRIGATION DISTRICT USED ON ADJACENT LAND.

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 A63-22912
Date Received 9-8-89
Receipt Number 2011284

RECEIVED

SEP 08 1989

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Robert For Susan K Evangelho Phone W 375-0019
Mailing Address 3070 W Lake Hazel Meridian, Id Zip 83642

2. Date of Priority (Only one (1) per claim) 6-19-1919

3. Source of water supply (a) Ground Water
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 3 N Range 1 W Section 35,
SW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of Ada

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 Ada

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. Well and pump 100' deep

Replaces hand dug well

MICROFILMED

SEP 08 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 Domestic purposes from 1-1 to 12-31 amount .05 or .05 ^(Sh)
For Stock Water purposes from 1-1 to 12-31 amount .05 or .05 ^(Sh)
For Irrigation purposes from 2-1 to 11-1 amount .03 or .03 ^(Sh)
For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .13 ^(Sh) (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.) Domestic - 1 Home Stock water 100 Horses + Cattle
Irrigation 1 Acre

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	
<u>5N</u>																			<u>1</u>
<u>3T</u>																			
<u>3N</u>	<u>1W</u>	<u>35</u>											<u>1</u>						
													<u>D.S</u>						

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 X 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 (X)

14. Remarks: Nampa Meridian Irrigation District Used on
Adjacent Land

Last Name Evangelho Ident No. _____

MICROFILMED
Copies: White - State, Yellow - Claimant
SEP 08 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.

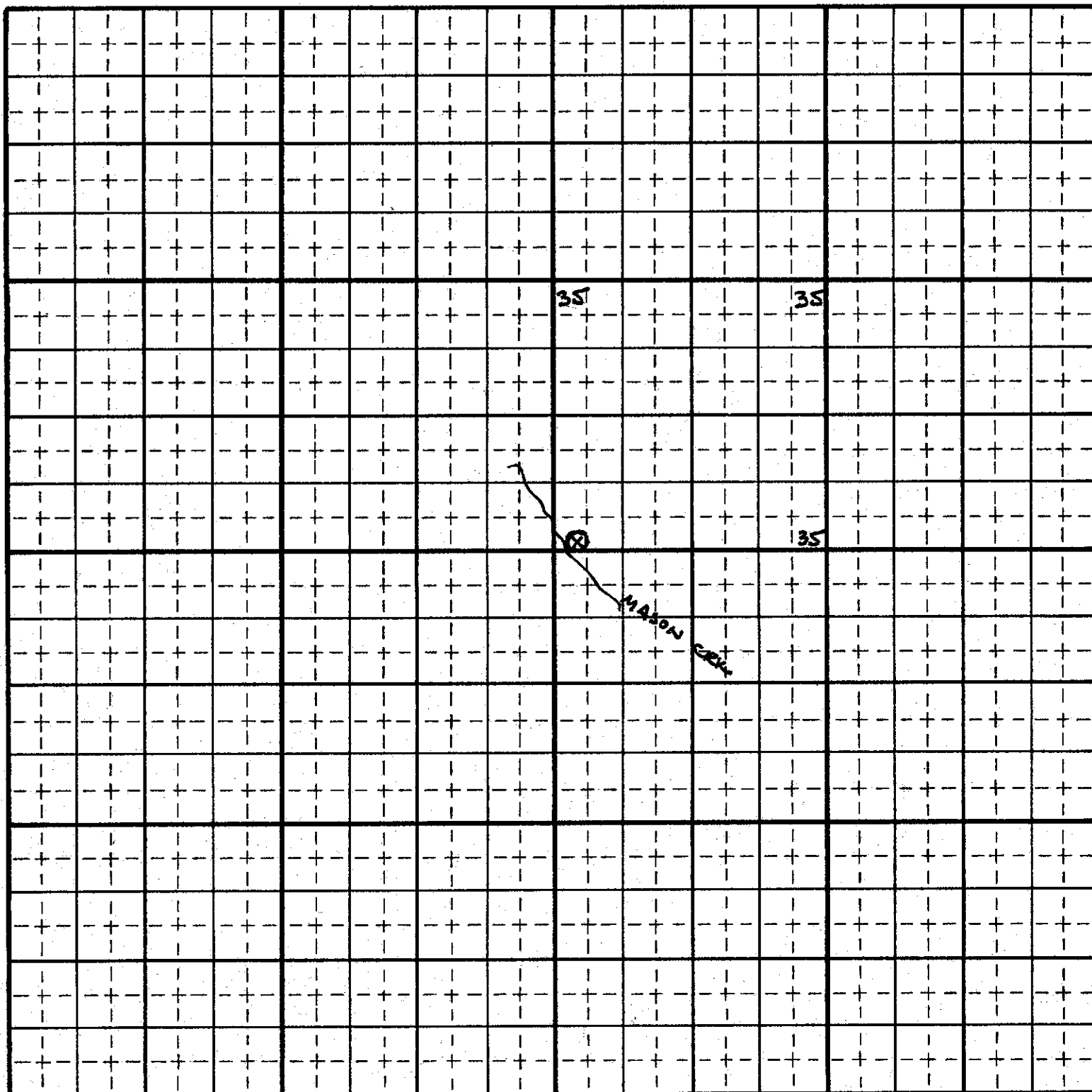
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water 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 Evangelho Ident No. _____

MICROFILMED
Copies: White-State, Yellow-Claimant
SEP 08 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 X 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) Susan K Evangelho Date 8-31-89

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 _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 31st day of August 19 89

SEAL

Notary Public Carter Fritschle

Residing at Carter Fritschle, Notary Public

Residing at Eagle, Idaho

My Commission Expires March 21, 1994

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 Evangelho Ident. Number _____

MICROFILMED
Copies White-State, Yellow-Claimant
SEP 08 1992

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME

Evangelho

CLAIM IDENT. NO.

063-22912

DATE RECEIVED

9/8/89

CK # 001284

AMOUNT \$ 51.00

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO *
- See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A ☐ NO *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
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. ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A ☐ NO *
- Is the consumptive use correct? ☒ YES ☐ NO N/A ☐ NO *
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. ☒ YES ☐ NO N/A ☐ NO *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO *
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.) ☒ YES ☐ NO N/A ☐ NO *
15. Is the basis of the claim indicated? ☒ YES ☐ NO *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A ☐ NO *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
20. Is the fee enclosed correct? ☒ YES ☐ NO Exempt ☐ NO *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO N/A ☐ NO *
22. Should this claim be data entered? ☒ YES ☐ NO *

Claim checked by: B

Date:

6/13/90

Claim must be returned to claimant: ☒ (Yes) ☐ (No)Claimant must be notified of modifications: ☒ (Yes) ☐ (No)

Receipt Prepared by: B
Claim data entered by: B
Sent to claimant by: B

Date:

6/28/90

Checked by: B

Date:

Comments:

MICROFILMED

SEP 08 1992

05/24/2004

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

RIGHT NUMBER: 63-22912
NAME AND ADDRESS: ROBERT J EVANGELHO
3070 W LAKE HAZEL
MERIDIAN ID 83642

SUSAN K EVANGELHO
3070 W LAKE HAZEL
MERIDIAN ID 83642

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.130 CFS
4.500 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 12/31/1934

POINT OF DIVERSION:
T03N R01W S35 SWSWSW 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	0.050 CFS
STOCKWATER	01/01 12/31	0.050 CFS
IRRIGATION	03/01 11/15	0.030 CFS 4.50 AFY

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC Within ADA County
T03N R01W S35 SWSW
STOCKWATER Within ADA County
T03N R01W S35 SWSW
IRRIGATION Within ADA County
T03N R01W S35 SWSW 1.0

1 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

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

EXPLANATORY MATERIAL: Beneficial Use

PARCEL NO: S1235336506.

Stockwater use is for 100 horses and range cattle.

Water Right 63-22912

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-22912 V1

WATER RIGHT NUMBER: 63-22912 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT J EVANGELHO 3070 W LAKE HAZEL MERIDIAN, ID 83642 (208)888-6248
Current Owner	SUSAN K EVANGELHO 3070 W LAKE HAZEL MERIDIAN, ID 83642 (208)888-6248

Priority Date: 12/31/1934

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	0.050 CFS	
STOCKWATER	01/01 to 12/31	0.050 CFS	
IRRIGATION	03/01 to 11/15	0.030 CFS	4.50 AF
	<u>Total Diversion:</u>	0.130 CFS	4.50 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 35, Twp 03N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	01W	35											X						

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	01W	35											X						

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-22912 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
03N	01W	35	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	1.0
													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. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
3. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.
5. X02 Stockwater use is for 100 horses and range cattle.

Remarks:

1. Explanatory PARCEL NO: S1235336506.

Comments:

1. kbrown 5/24/2004 Priority Date

Comment: The claimed priority date was changed from 1919 to 1934 since the evidence submitted by Jerry Mumford substantiates the use beginning in 1934.

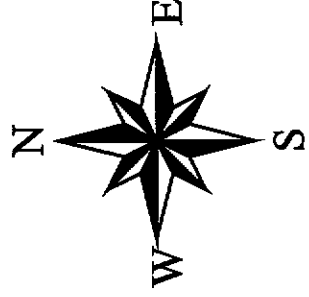
Idaho Department of Water Resources

**T03N, R01W,
S35**

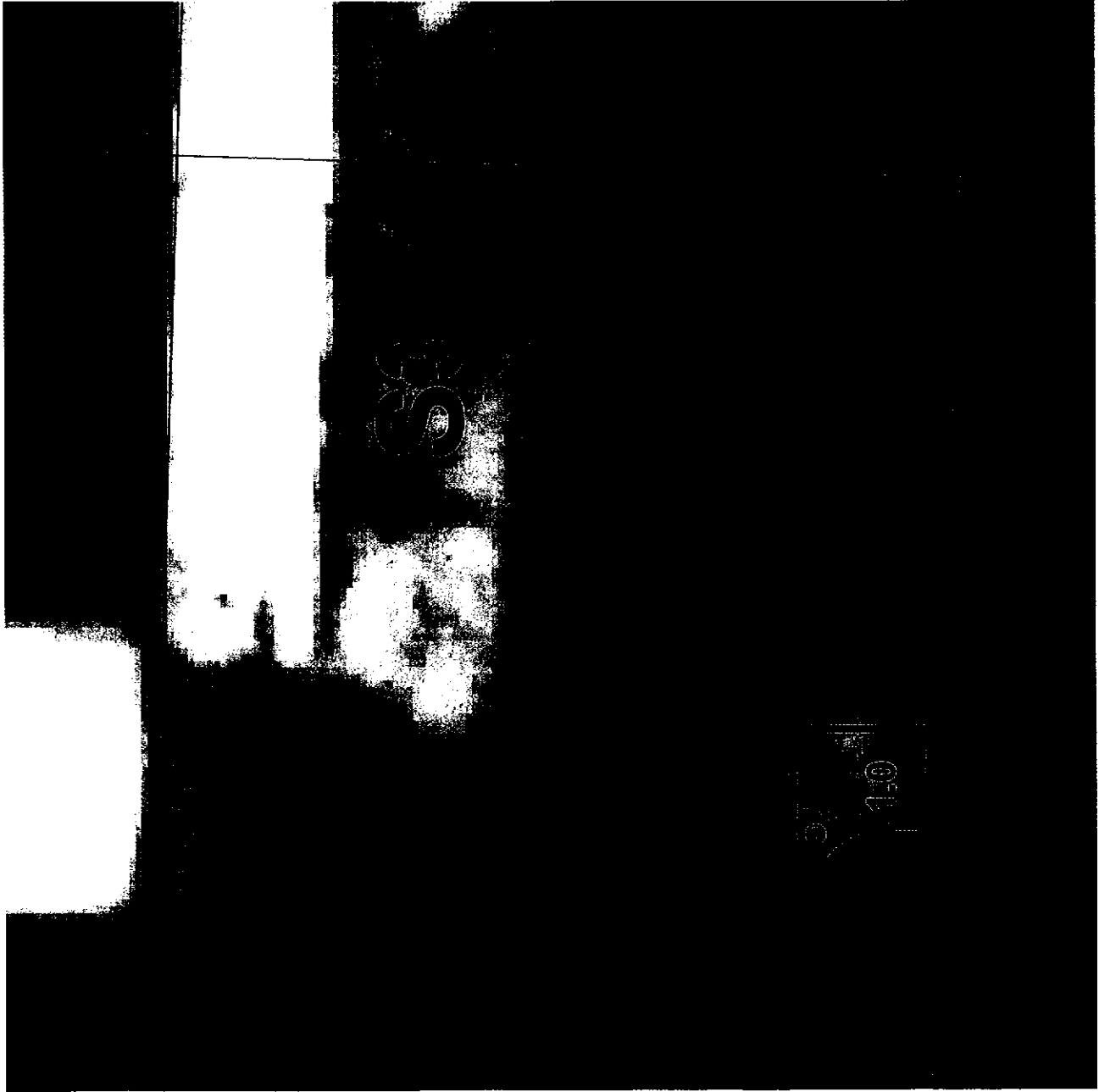
Claim No: 63-22912
Prepared By: Kimberly Brown
Date: May 24, 2004

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

Acres Irrigated = 1.0



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles

Idaho Department of Water Resources

**T03N, R01W,
S24**

Claim No: 63-22912
Prepared By: Kimberly Brown
Date: May 24, 2004

● Point of Diversion



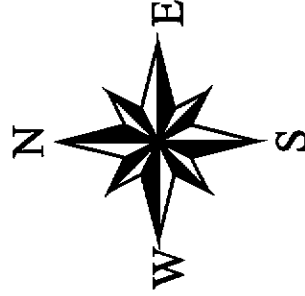
Place of Use



Section Lines



1/4 1/4



1987 NAPP



0 0.08 0.16 0.24 0.32 Miles



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-22912

WATER RIGHT NUMBER: 63-22912 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT J EVANGELHO ✓ 3070 W LAKE HAZEL MERIDIAN, ID 83642 (208)888-6248
Current Owner	SUSAN K EVANGELHO ✓ 3070 W LAKE HAZEL MERIDIAN, ID 83642 (208)888-6248

Priority Date: ~~06/19/1919~~ 1934

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>
IRRIGATION ✓ <i>change 3/1-11/15</i>	2/01 to 11/01 ✓		0.030 CFS ✓	4.5
DOMESTIC ✓	1/01 to 12/31 ✓		0.050 CFS ✓	
STOCKWATER ✓	1/01 to 12/31 ✓		0.050 CFS ✓	
<u>Total Diversion:</u>			0.130 CFS ✓	4.5

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4 ✓	Sec. 35, Twp 03N, Rge 01W, B.M. ✓
ADA County ✓		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	01W	35			1.0		1.0 ✓

Total Acres: 1 ✓

DOMESTIC

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	01W	35			X		

STOCKWATER

ADD X01 - Domestic use is for 1 home.

ADD X02 - Stockwater use is for 100 horses & range cattle.

ADD N09 & N14 -

Parcel No: 31235336506.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-22912

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N 01W 35											X						

Conditions of Approval:Remarks:

- General NAMPA-MERIDIAN IRRIGATION DISTRICT USED ON ADJACENT LAND.

Comments:Dates and Other Information:

Claim Received Date: 9/8/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 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

* no electronic back file available

Field Exam Date 5.21.04

(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 \$51⁰⁰
- ☐ 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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-22912

Owner: Susan & Robert Evangelhop Phone No. (208) 888-6248

Current Address: 3070 W. Lake Hazel, Meridian
AKA "Mason Creek Ranch"

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ 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?

Priority date, per claimant, is: 6/19/1919

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

Affidavit signed by Jerry Mumford on 2/6/04
can only substantiate the use since 1934, so the
claimed priority date will be changed to 1934.

Source: Tributary to

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

well 100' ^{3HP} # 1 pump

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-15941 & -15942

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

No, both are different sources for D&S uses only.
(for Donna & Gordon Smith who own property above the Evangelhos.

WATER USES

Season of use is 3/1 to 11/15.

☐ No change

☐ Different Uses

Use Irrigation From 3/1 To 11/15 Amount CFS 4.5 AFA

Use From To Amount CFS AFA

Use From To Amount CFS AFA

1 acre x 4.5 FHR = 4.5 af/annum (v) 0.03 cfs x 1.9835 x 260 = 15.47 af/annum

TOTAL VOLUME = Groundwater only

☒ Incomplete on claim, the total is, Amount 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)

If acres claimed are less than 5 AC, the department may recommend .03 cfs/acre. According to Intrepid's calculations, the system has the capacity,

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes Stock #

Types Additional comments:

PLACE OF USE:

☒ No Change

☐ Changes shown below:

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

Overlap with other water rights: 63-15941 & 63-15942 Smith 63-15948

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

No, these two claims are for Donna & Gordon Smith for D&S purposes & are from different sources.

Delivery System Narrative:

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
<u>A0009242</u>		<u>3</u>			
<u>303590</u>					
<u>274653</u>					

Eastings —
Northings —

FLOW MEASUREMENTS: Refer to Intrepid's Field Report (11/20/01).

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(OVER)

Domestic use is for 1 home.

Stockwater use is for 100 horses & range cattle.

Quantity decreed for domestic and stockwater use:

1.) shall not exceed 13,000 gal/day.

2.) & is not a determination of historical beneficial use.

Parcel No: S1235336506.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and/or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 5.24.04 (in office)

FIELD EXAMINER: Kimberly Brown

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
C011284	51.00	63	22912		Claim

63-22912

Evangelho

3N 1W

RECEIVED

FEB 06 2004

WATER RESOURCES
WESTERN REGION

WATER RIGHTS AFFIDAVIT

To Whom It May Concern:

I Jerry Munford who reside at
516 Linden Rd
Kuna, Id. 83642

have personal knowledge that the property now known as Mason Creek Ranch located at 3070 W Lake Hazel Rd Meridian, Idaho was used water for farming, raising stock, and for domestic which consisted of family and hired help. This land was owned by members of the Smith family since _____ and I know the land used water prior to that for farming, raising stock and for domestic since 1934.

Signature Jerry Munford

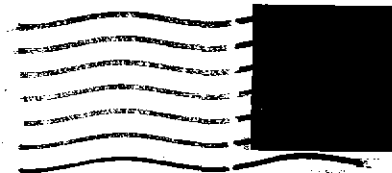
Date 11/18/03

Witness D. Smith

Date 11/18/03



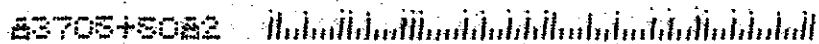
Mr. Robert J. Evangelho
3070 W Lake Hazel Rd.
Meridian, ID 83642



USA

Kimberly Brown
IDWR
2735 Airport Way
Boise, Id 83705-5082

83705+5082



FACSIMILE COVER PAGE

63-22912

To : DANNI SMITH**From :** Susan Evangelho**Sent :** 12/09/2003 at 11:38:54 AM**Pages :** 2 (including Cover)**Subject :** PROOF OF WATER USAGE 3070 W LAKE HAZEL ROAD MERIDIAN

Jan/Lori H

Call 888-6248

3N 1W

If you need a better
Copy
Danni

RECEIVED

DEC 11 2003

WATER RESOURCES
WESTERN REGION

12-15-03

Called #888-6248 and left a message
requesting that Mrs. Evangelho send me a hard
copy of the attached Affidavit, since this FAXED copy
is difficult to read.

Kimberly Brown

63-22912

WATER RIGHTS AFFIDAVIT

To Whom It May Concern:

I, Jerry M. Mendenhall who reside at
510 E. Lake Hazel Rd.
Kunming, Id. 83442

have personal knowledge that the property now known as Mason Creek Ranch located at 3070 W Lake Hazel Rd Meridian, Idaho was used water for farming, raising stock, and for domestic which consisted of family and hired help. This land was owned by members of the Smith family since _____ and I know the land used water prior to that for farming, raising stock and for domestic since 1934.

Signature [Signature] Date 12/18/03

Witness [Signature] Date 12/18/03

RECEIVED

DEC 11 2003

WATER RESOURCES
 WESTERN REGION



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 12, 2003

RE: Water Right No. A63- 22912

Mrs. Susan Evangelho,

Per our conversation earlier this afternoon, you are granted 60 days to supply evidence of priority for your water right. Therefore, the required evidence is due on November 14, 2003.

Sincerely,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Western Region

FAXED to # 888-6248



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

August 25, 2003

ROBERT & SUSAN EVANGELHO
3070 W. LAKE HAZEL
MERIDIAN, ID 83642

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-22912

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date. .

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by September 22, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated



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

above.

Respectfully Submitted,

Kimberly L. Brown

Kimberly L. Brown
Water Resource Agent
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-22912

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

Idaho Department of Water Resources

Claim Number: 63-22912

Legal: T03N, R01W, S35

Created ~~Reviewed~~ By: Koran Waters

1987 Napp Photo



☉ Point of Diversion

☐

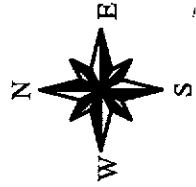
Place of Use

☐

Section Lines

☐

Quarter Quarter Lines



Based on the "map of project" submitted with the Notice of Claim in 1989, this depiction of the POD & POU are incorrect, since according to the Frangelhos, both the POD & POU are located east of Marson Creek, not west of "KIB"



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63

RIGHT ID 63 22912
POD ID 213721
Quad Meridian 3
Claim Type Small
Easting 303590
Northing 274653
GPSID A0009242

Diversion Description

WELL 100' DEEP REPLACES HAND DUG WELL, PUMP.

Assumptions

Horse power, pressure head, and elevation head.

Invoice

2000-055-01

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

Linked

Photos\213721a.JPG

Photos

Photos\213721b.JPG

EPE (ft)

16

Date (M/D/Y)

11/20/01

Time

17:00

Flow Rate (CFS)

0.14

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 3

Pressure Head (psi) 35

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 Service, Inc.



RIGHT ID

63 22912

63-22912

Photo 213721a



63-22912

Photo 2137216





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