

Idaho Department of Water Resources

63-30126

T02N R02E S3



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



600 0 600 1200 1800 2400 Feet

IDWR

Prepared by: Sandy Egbert

Date: 4-25-05

1987 NAPP Photography

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: A63-30126
Date Received: 9/30/1994
Receipt No: W018183
Received By: TTM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WALTER MCNABB 208-344-4613
Address: 1333 LAKE HAZEL RD
BOISE ID 83705

AND/OR

Name: NANCY MCNABB 208-344-4613
Address: 1333 LAKE HAZEL RD
BOISE ID 83705

2. Date of Priority: FEB 1, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	02E	3	NE	NE			ADA

5. Description of diverting works:
350' DEEP, 6-8" CASING W/25 HP PUMP, PIPED TO TRAILERS & HYDRANTS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.150		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL, 10 TRAILER HOMES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	02W	3	NE NE		COMMER	

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:
A63-03122 & A63-30128

14. Remarks:

THIS CLAIM IS FOR THE TRAILER HOMES WHICH WERE ALL ADDED BY FEB. 1963. THIS WELL ALSO SUPPLIES DOMESTIC USE FOR CLAIMANT, ANOTHER HOME OWNED BY ANOTHER PARTY, AND IRRIGTAION.

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.

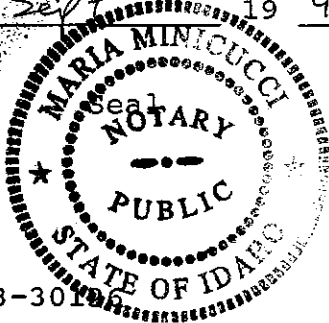
Signature of Claimant(s): Nancy McNabb Date: Sept 30 94

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 30th day

of Sept 19 94



Har Hemminger
Notary Public

Residing at Boise, Idaho
My Commission Expires 06/25/1999

Kay - The McNabb's were in concern-
ing the evidence. They are trying to
get one from a neighbor (only
for A63-30126. I pulled 30128 which
is a D+5 but it is the same well
as 30126 (later priority). They also
have an irrigation well under A63-
03122 - licensed. He said to call him
in morning's & he's available to go
with you on the exam. Jan

~~DELETED~~

C. J. WHIDMARK

he received ^{it} from the
McNabb's also - May be
affidavit in his files?
A63-30127

04/23/1996
NEWVEL?

A63-30124 sayp

2N 2W

Should be 2N 2E

TTCNABB

A63-30128 2N 2E

OK

~~A63-03122~~ 2N 2E
OK

Places of use.

AND ITS ALL FLAKIA'S FAULT!!

04/25/2005

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

RIGHT NUMBER: 63-30126

NAME AND ADDRESS: NANCY MC NABB
1333 LAKE HAZEL RD
BOISE ID 83705

WALTER MC NABB
1333 LAKE HAZEL RD
BOISE ID 83705

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.150 CFS
4.800 AFY

PRIORITY DATE: 02/01/1963

POINT OF DIVERSION:

T02N R02E S3 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.150 CFS
		4.80 AFY

PLACE OF USE: COMMERCIAL Within ADA County

T02N R02E S03 Lot 1 NENE

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

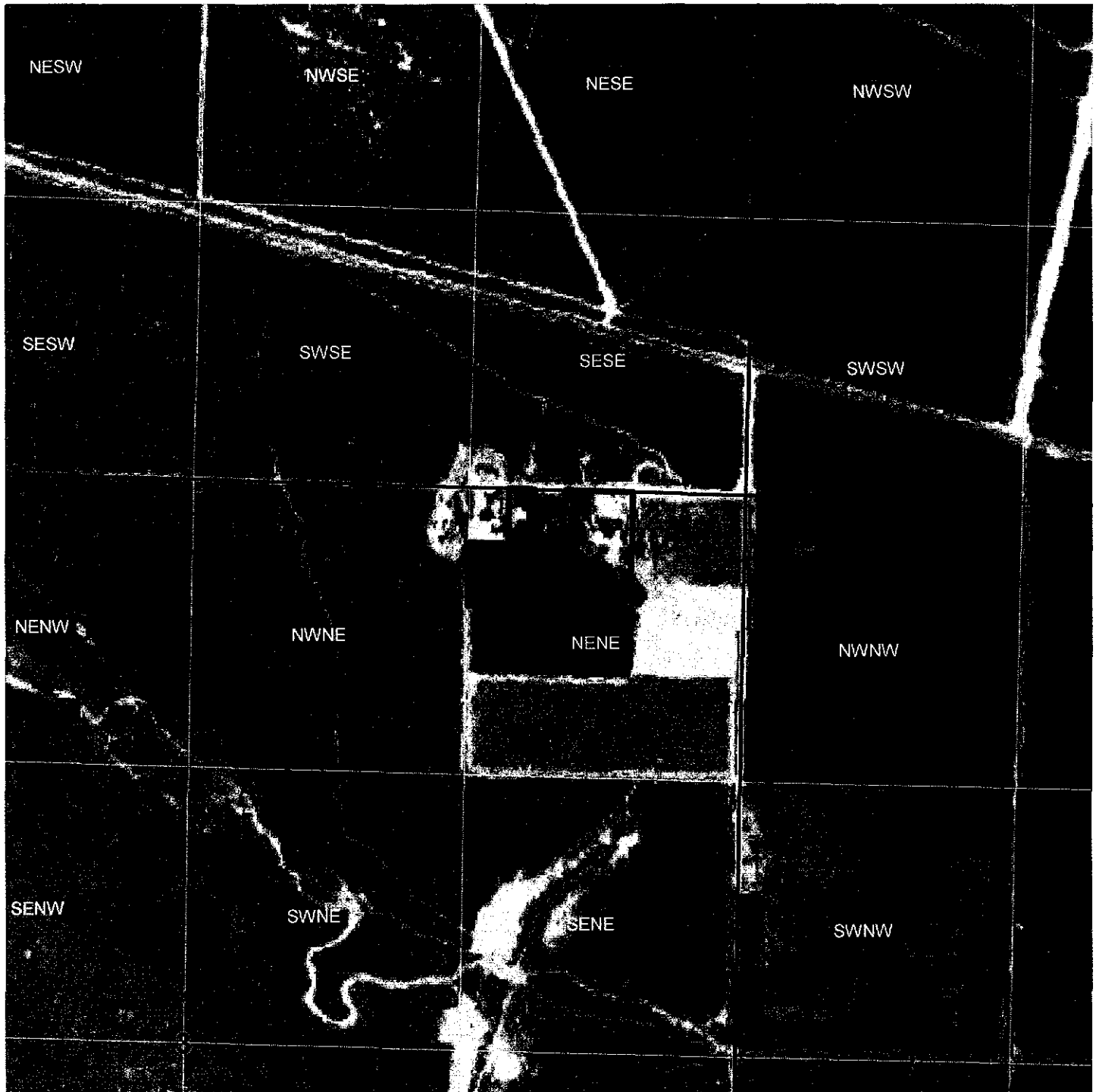
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

Idaho Department of Water Resources

63-30126

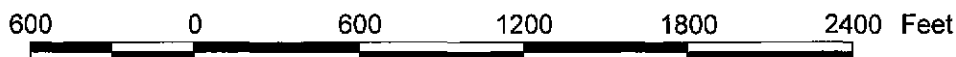
T02N R02E S3



- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter



IDWR
Prepared by: Sandy Egbert
Date: 4-25-05
1987 NAPP Photography



IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-30126 V1

WATER RIGHT NUMBER: 63-30126 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NANCY MC NABB 1333 LAKE HAZEL RD BOISE, ID 83705 (208)344-4613
Current Owner	WALTER MC NABB 1333 LAKE HAZEL RD BOISE, ID 83705 (208)344-4613

Priority Date: 02/01/1963

Basis: License

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>
COMMERCIAL	01/01 to 12/31	0.150 CFS	4.80 AF
	<u>Total Diversion:</u>	0.150 CFS	4.80 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 3, Twp 02N, Rge 02E, B.M.
ADA County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02E	3	X																
			L 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.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-30126 V1

Comments:

1. segbert 4/25/2005 POD
Comment: Updated shape

2. segbert 4/25/2005 POU
Comment: Updated Shape

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/01/2005	lharris	Active
Priority Date	4/25/2005 12:40:32 PM	segbert			Active
POD	4/25/2005 12:41:02 PM	segbert			Active
Source	4/25/2005 12:42:22 PM	segbert			Active
POU	4/25/2005 12:44:43 PM	segbert			Active
Use	4/25/2005 12:46:08 PM	segbert			Active
Season	4/25/2005 12:47:03 PM	segbert			Active
Quantity	4/25/2005 12:48:17 PM	segbert			Active
Summary			04/25/2005	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	4/25/2005 12:41:02 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-30126 V1

Summary	4/1/2005 10:53:38 AM	lharris	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?
Priority Date	4/25/2005 12:40:32 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavits in file and aerial photography
Source	4/25/2005 12:42:22 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Claimant came in to the office and pointed out the well house and tank on the 2003 aerial photography
Summary	4/25/2005 12:52:05 PM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-30126 V1

POU	4/25/2005 12:44:43 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Ada County tax lot data and claimant pointed out the parcel on 2003 photography
Use	4/25/2005 12:46:09 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Claimant in office
Season	4/25/2005 12:47:03 PM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administrativly determined? (No) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required? Description for Question 15 - As claimed
Quantity	4/25/2005 12:48:17 PM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - under .2 cfs Description for Question 10 - .6 x 8 homes

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-30126

WATER RIGHT NUMBER: 63-30126

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	NANCY MC NABB 1333 LAKE HAZEL RD BOISE, ID 83705 (208)344-4613
Current Owner	WALTER MC NABB 1333 LAKE HAZEL RD BOISE, ID 83705 (208)344-4613

Priority Date: 02/01/1963

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>
COMMERCIAL	1/01 to 12/31	0.150 CFS	4, 8 AF
<u>Total Diversion:</u>		0.150 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 3, Twp 02N, Rge 02E, B.M.
ADA County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02E	3	X																
			Lot 1																

Conditions of Approval:Remarks:

- General THIS CLAIM IS FOR THE TRAILER HOMES WHICH WERE ALL ADDED BY FEB. 1963. THIS WELL ALSO SUPPLIES DOMESTIC USE FOR CLAIMANT, ANOTHER HOME OWNED BY ANOTHER PARTY, AND IRRIGATION.

Comments:Dates and Other Information:

**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 65.00
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-30126

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

- ☐ No change – Complete evidence submitted or not necessary
 - ☒ Incomplete – Claimant should be asked when water was first used and submit proof of date.
 - ☐ Priority date is acceptable/within mandatory filing dates?
- see 7 affidavits in the file -*

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

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

OVERLAP REVIEW

Other water rights with the same point of diversion: *63-30127 is also diverted from this same well which is owned by Rodel LLC according to Maaney McMillan*
 Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:
63-30128 & 63-3122 are also using this same well. These are rights owned by Maaney McMillan.

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____
 Use _____ 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 4.8 AFA _____☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)*.6 x 8 =***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: 63-30128 D&S decreed right
63-3122 - Domestic (different parcel from 63-30128) & irrigation
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:

Attach appropriate documents Nancy's cell phone 859-1302

NARRATIVE/REMARKS/COMMENTS

Nancy McNabb came into the office 4-25-05. She said this commercial use is for 8 mobile homes which she rents out. They show in the 1964 photography but in different places than the 2003 photography shows. Nancy said she had them moved to their current locations in 1974 or 75.

The claim is for 10 homes - reduced to 8 because the two houses are covered another water right 63-30128 and 63-3122. Did not change the quantity because of the small amount of difference.

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

Review
DATE ~~EXAM~~ CONDUCTED: 4-25-05

FIELD EXAMINER: *Sandy Eybert*

Receipt Details for ID W018183

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
9/30/1994 9:15:33 AM	9/30/1994	Western	\$90.00	Check
Payer		MCNABB, NANCY		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1273			
Card Expiration Date	Credit Card Transaction #		

Comment SRBA CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$65.00	SRBA CLAIM FEE	41503	337	0 0		1155
\$25.00	SRBA CLAIM FEE	41503	337	0 0		1155

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	30126		\$65.00	Claim
63	30128		\$25.00	Claim

[Print Report](#)

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-30126

04/01/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
30126	Claim	02N	02W	3	NE	NE		COMMERCIAL		NANCY MC NABB
27047	Water Right	02N	02W	3	NE	NE	1	STOCKWATER		KENNETH F WHITE
27047	Water Right	02N	02W	3	NE	NE	1	DOMESTIC		KENNETH F WHITE

**Land Records**
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Property Details for Parcel S1503111016

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General Information

Property Acres: 8.020
Zone Code: M-1D
Primary Code Area: 01-73 Tax Districts
Group Type: SECT
Subdivision: 2N 2E 03
Section: 2N2E03

Property Description

PAR #1016 OF NE4NE4
 SEC 3 2N 2E
 #111015 B
 #9326891

Property Address

1333 E LAKE HAZEL RD
 BOISE, ID 83705


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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	420-COM IMPROVEMENT	0.000	\$44,000	INCOME
Primary	210-COM LOT OR TRACT	8.020	\$240,600	MARKET

Total Assessed Value: \$284,600

Parcel Valuation History

Assessed value for year 2004 \$284,600
Assessed value for year 2003 \$284,700
Assessed value for year 2002 \$50,000
Assessed value for year 2001 \$50,000
Assessed value for year 2000 \$50,000

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Property Characteristics

Commercial
 Land

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Characteristics Detail

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Commercial Characteristics 1 for Parcel "S1503111016"

Commercial Group Type:	MOBILE HOME PARK - RENT X 100 X MONTHS X UNI
Year Built:	1980
Remodel Year:	0
Occupancy Date:	No Date Available
Business Name:	MH PARK
Number of Floors:	1
Number of Units:	8
Leasable Sq Ft:	1
Ground Floor Sq Ft:	1
Excess Land Sq Ft:	262231
Used Land Acres:	2.0
Used Land Sq Ft:	87120
Excess Land Acres:	6.02
Total Land Sq Ft:	1
Total Land Acres:	8.02
Method:	INCOME

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April 18, 2005

NANCY AND WALTER MC NABB
1333 LAKE HAZEL RD
BOISE, ID 83705

RE: EVIDENCE OF PRIORITY and COMMERCIAL USE
Snake River Basin Claim No(s): A63-30126

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 printout of the claim(s) for your reference only. You indicated, when these claims were filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Idaho Department of Water Resources (IDWR) since there is no decree, license, or permit on file to verify the use of this water. For this reason, IDWR is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

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

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

In addition, I need information regarding the commercial use to calculate an annual volume. Please submit the required evidence supporting the priority date(s) and the commercial use worksheet by April 27, 2005.

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.

Please call me at (208) 334-2190 if have questions not covered by this letter and the enclosed pamphlet.

Sincerely,

Sandy Egbert
GIS Specialist

Enclosures: Notice of claim report for A63-15755, "Evidence of Priority" brochure
Commercial use worksheet

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.

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
63-30126)
_____)
_____)
State of Idaho)
County of _____)

AFFIDAVIT

4-25-05

deposes and says: _____

The trailers went in 1958 for hired hands
for place & stock. My father James H. Wrayley
past away in 1984 last hand let go but
1991 went to renting in 1983

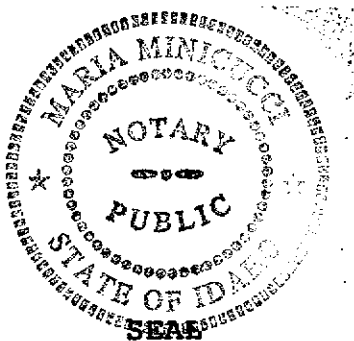
The well does all the work —

Nancy McNabb
(Signature)

State of Idaho)
County of Ada)

being first duly sworn,

deposes and says: Trailer space rent in by Ted
Dingley of Beerley Rd in Jan 1963
He was my uncle. Property in
front of the big well. Property address
is 1333 Lake Hazel Rd. 83705
Boise Idaho.



Nancy McNabb
(Signature)

Subscribed and sworn to before me this
day 30TH of Sept, 1994.

Heather Penner
(Notary Public)

Residing at Bose Idaho.

My Commission Expires 06/25/1999.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

Re: Claim No(s). A63-30126

A63-30126
WALTER MCNABB
NANCY MCNABB
1333 LAKE HAZEL RD
BOISE ID 83705

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have 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 the historical use of water for a beneficial 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 under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

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. 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 Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures