

Idaho Department of Water Resources

T04N, R01W,
S32

Claim No: 63-31306

Prepared By: Kimberly Brown

Date: September 1, 2005



Place of Use



Section Lines

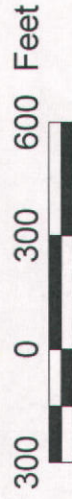


1/4 1/4



Point of Diversion

Acres Irrigated = 75.0



1987 NAPP

Idaho Department of Water Resources

T04N, R01W,
S32

Claim No: 63-31306

Prepared By: Kimberly Brown

Date: September 1, 2005



Place of Use



Section Lines



1/4 1/4



Point of Diversion

Acres Irrigated = 75.0



300 0 300 600 Feet

1987 NAPP

30

29

28

Baarada

Waite Trust

Sterling fam llc

31

32

33

4N 1W 32

Sterling Landscape

NENE

3N 1W

6

Evert J Van Beek
8142 Ustick Rd
Nampa 83687

OK



Harrington Farms (Sterling) well Discharge $\approx$ 500 gpm $\pm$

1-24-05

#1

Sterling



#12 Harrington Farms

NE Cor ustick : Star Rd



#3 Harrington Farms
From Duck Pond

N₂ Discharge to Drain
≈ 400 gpm

NESE

NESW

NWSW

SESW

SWSW

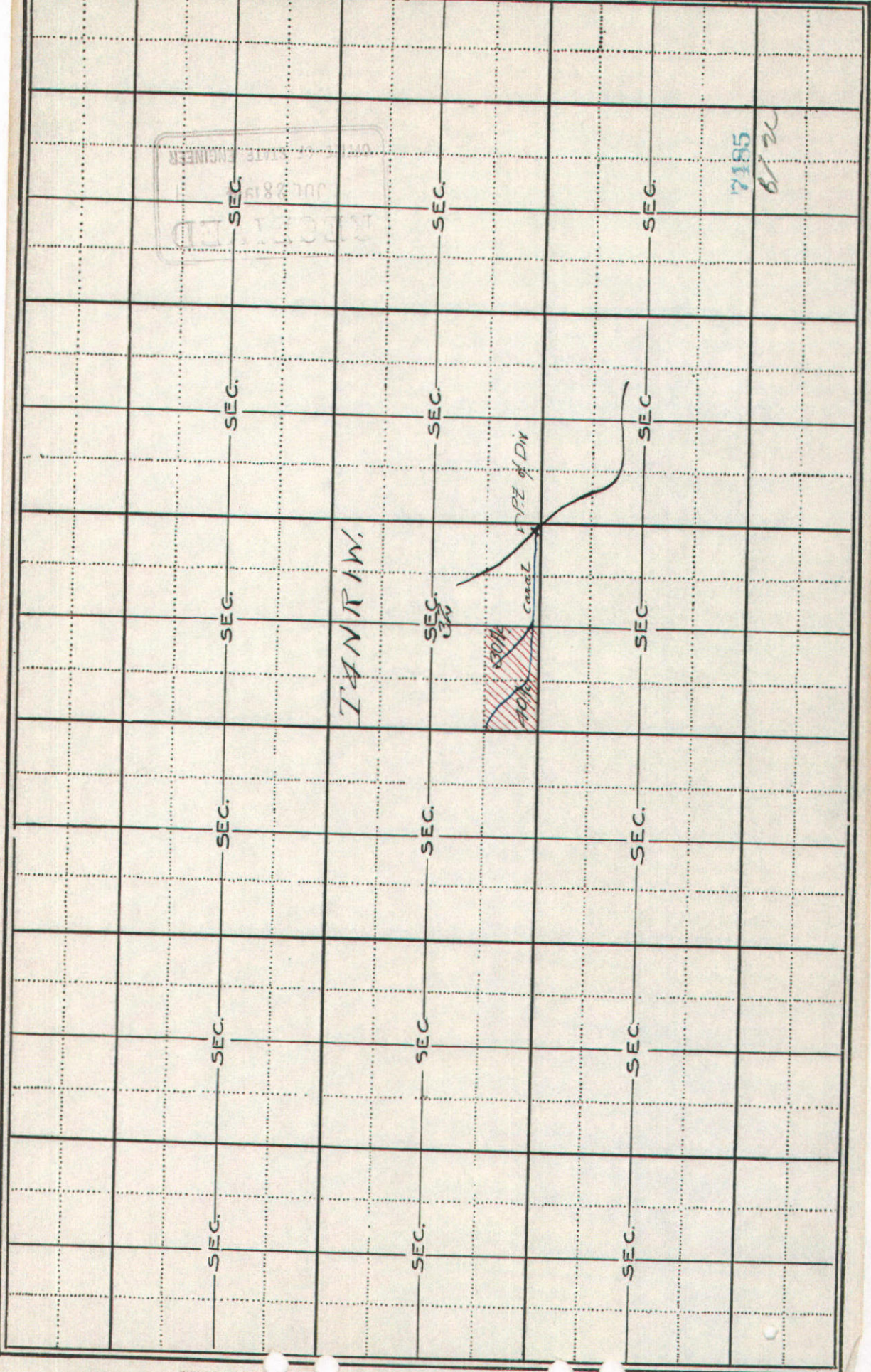
← 63-31306 irr. ↑

63-5015 irr. (37 AC)

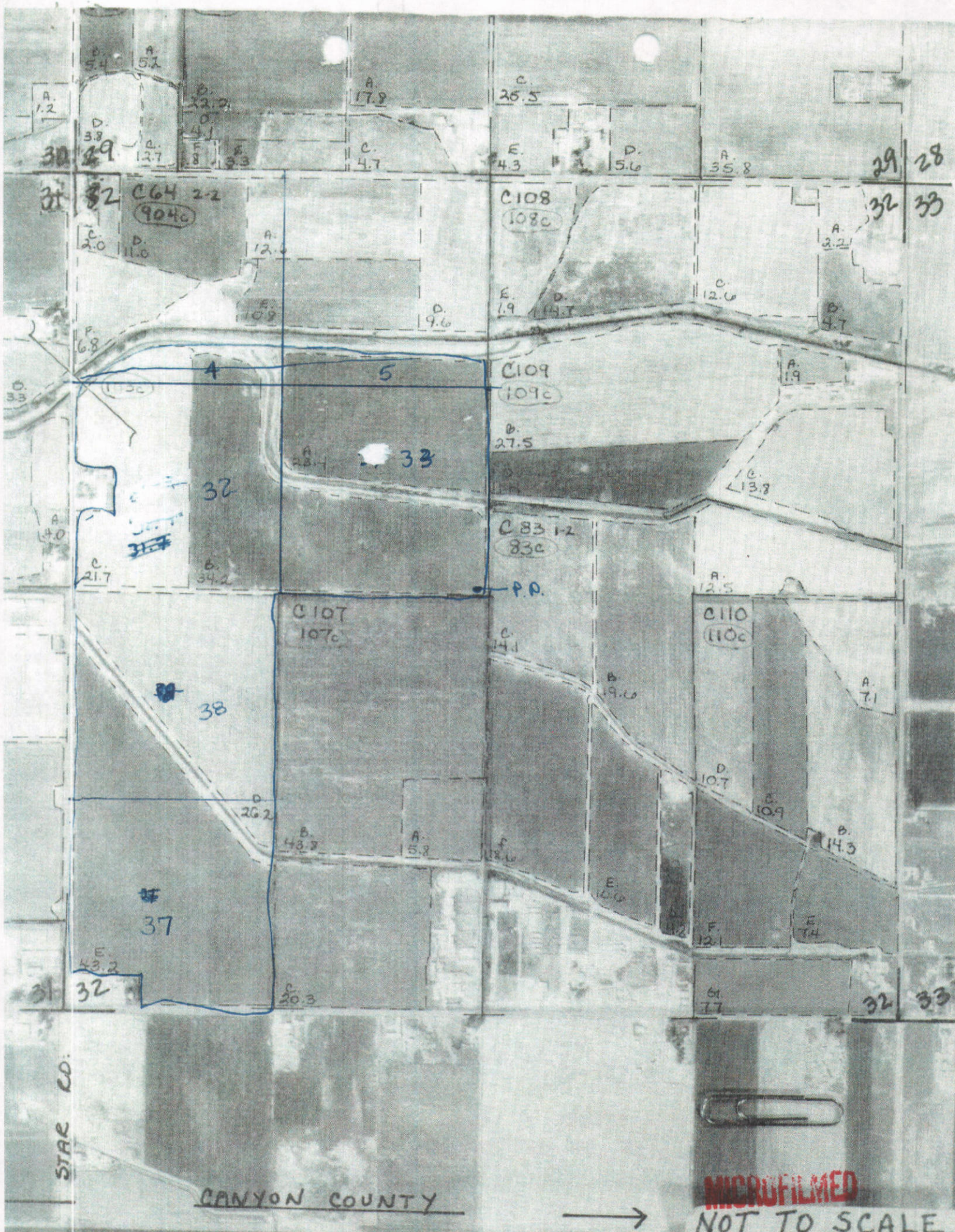
63-15734 dom.

63-10029 comm.

Sterling Landscape Claims

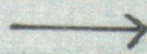


7495
6/20



STAR CO.

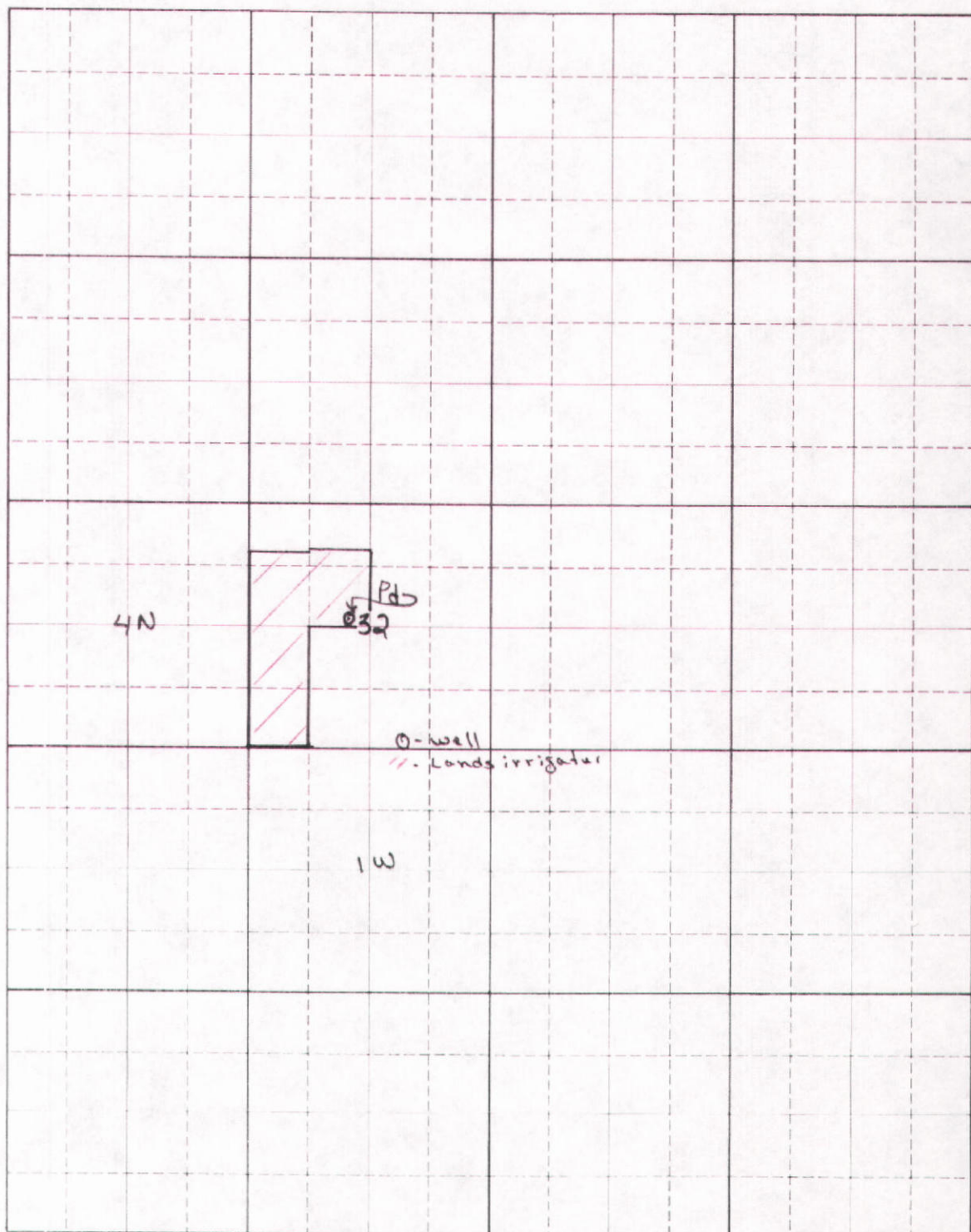
CANYON COUNTY



MICROFILMED

NOT TO SCALE

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



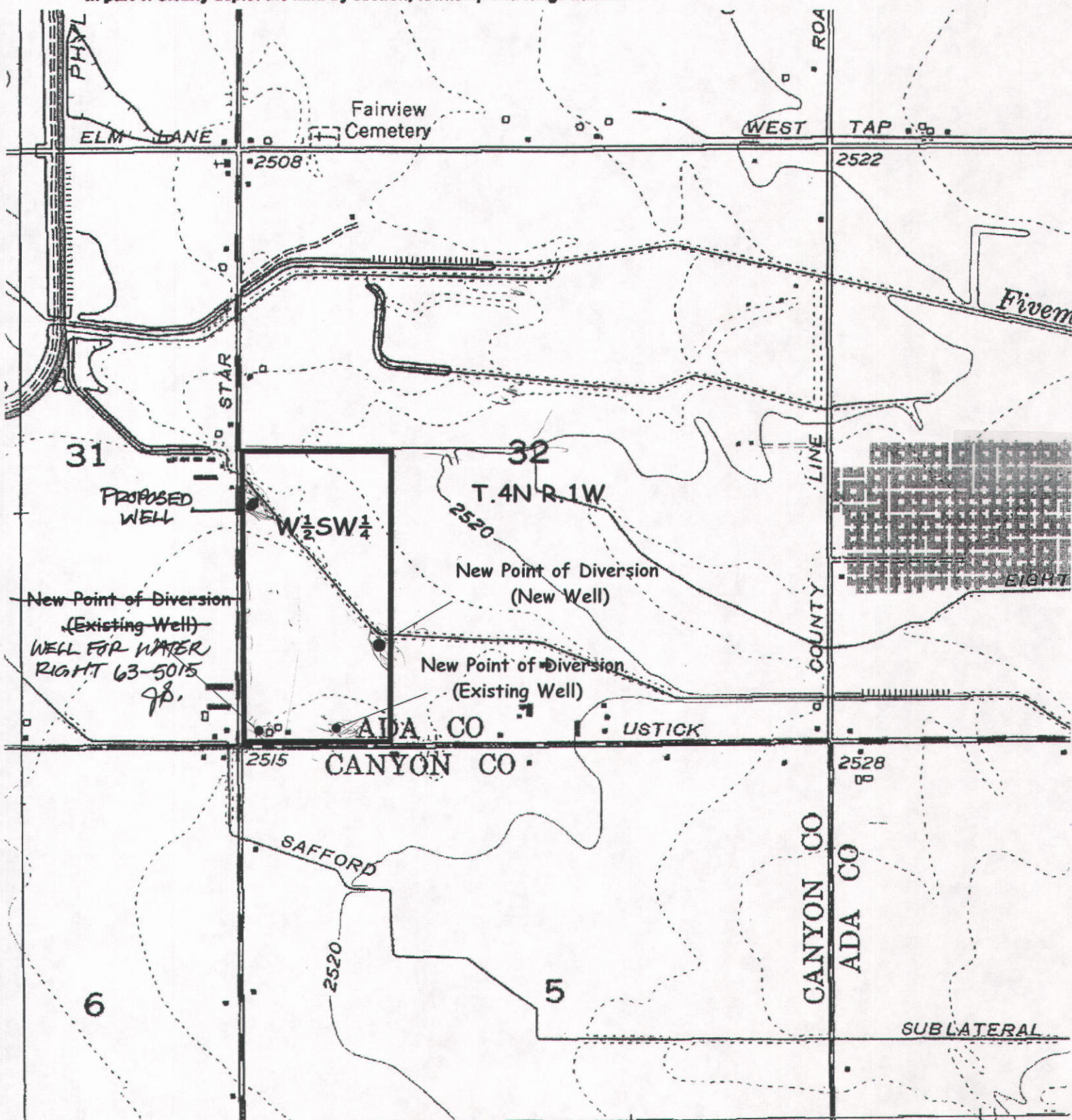
Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert F. Fidda
(Applicant)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



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 63-31306
Date Received: 6/19/1989
Receipt No:
Received By:

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

1. Name of Claimant(s): STERLING LANDSCAPE CO
C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID USA 83704
Phone: (208)322-4505

2. Date of Priority: 08/15/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	32	SE NW	ADA	

5. Description of diverting works:

WELL, PUMP & GRAVITY FLOW, 16" CS, 200' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	11/01	1.5	337.5

7. Total Quantity Appropriated is:
1.5 C.F.S. and/or 337.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	32	NW SW		IRRIGATION	38
			SW SW		IRRIGATION	37
					Section Acres	75
					Total Acres	75

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:

The rate of diversion of water for irrigation under this license and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

This claim is the result of a split due to change in ownership for a portion of 63-9004. DB 9/24/2001

15. Basis of Claim: License

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JUN 06 2001

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: _____
Adjudication Claim No(s).: A63-10029, A63-09004, A63-15734 - *Sent to S.O. P.D. issued*
2. The following **REQUIRED** information must be submitted with this form:
- A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
AND
- B. **PLAT OF PROPERTY** or **SURVEY MAP** for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
- C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency **AERIAL PHOTO** with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant: ROBERT FRIDAY
4190 N STAR RD., MERIDIAN, ID 83642
4. New Owner/Claimant(s): STERLING LANDSCAPE, CO., AN IDAHO CORPORATION
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address: 1081 N. MITCHELL AVE.
City, State and ZIP Code: BOISE, ID 83704
New Telephone Number: (208) 322-4505
5. Date you acquired the property: FEBRUARY 9, 2001
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
- Number of acres you irrigate _____ Number and type of stock _____
- Diversion rate in CFS _____ Number of homes _____ Other uses _____
- If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s): BY: STERLING LANDSCAPE, AN IDAHO CORPORATION
John H. Sterling
JOHN H. STERLING
- (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

63-9004

Friday

63-31305

NENW 5

NWNW 4

SWNW ~~ANW~~ 32

SENW ~~HWSE~~ 33
74

1.48 cfs

333 AF

Sterling

63-31306

NWSW 38

SWSW 37
75

1.50 cfs

337.5 AF

(6/19/89)

FA 134634

RECORDED - REQUEST OF

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

FEE 3- DEPUTY

2001 FEB -9 PM 4:36

101011961

WARRANTY DEED

FIRST AMERICAN

For Value Received

Robert Friday and Marilyn Friday, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Sterling Landscape Co., an Idaho corporation

hereinafter referred to as Grantee, whose current address is

1081 N. Mitchell St. - Boise, ID 83704

the following described premises, to-wit:

The West half of the Southwest quarter of Section 32, Township 4 North, Range 1 West, of the Boise Meridian, Ada County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

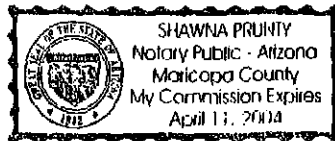
Dated: January 24, 2001.

Robert Friday
Robert Friday

Marilyn Friday
Marilyn Friday

STATE OF Arizona)
COUNTY OF Maricopa)

On This 26 day of January, in the year 2001, before me, a Notary Public in and for said State, personally appeared Robert Friday and Marilyn Friday, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.



Shawna Prunty
Notary Public of Maricopa County, AZ
Residing at 3320 E. University #1116
Commission expires: April 11, 2004

Microfilm copy

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: A63-09004
Date Received: 6/19/1989
Receipt No: W003268
Received By: LM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROBERT FRIDAY 208-466-4063
Address: 4190 N STAR RD.
MERIDIAN, ID 83642

OR
Name: MARILYN FRIDAY
Address: 4190 N STAR RD.
MERIDIAN, ID 83642

2. Date of Priority: AUG 15, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	01W	32	SE NW		ADA

5. Description of diverting works:
WELL, PUMP & GRAVITY FLOW, 16" CS, 200' DEEP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.980		670.50

7. Total Quantity Appropriated is:
2.980 C.F.S. (and/or) 670.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	32	NE	NW		IRR	5.0
			NW	NW		IRR	4.0
			SW	NW		IRR	32.0
			SE	NW		IRR	33.0
			NW	SW		IRR	38.0
			SW	SW		IRR	37.0

Section Acres 149.0

Total Acres 149.0

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:
NAMPA-MERIDIAN & SETTLERS IRR. DIST.

14. Remarks:

15. Basis of Claim: LICENSE

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: 1

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): X Robert Zuday Date: X 6-19-89
Date:

State of Idaho)
County of ADA) SS.

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

Linda A. Werner
Notary Public

Seal

Linda A. Werner
Residing at Residing at Boise, Idaho
My Commission Expires December 8, 1994
My Commission Expires

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9004

WATER RIGHT NUMBER: 63-9004

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARILYN FRIDAY 4190 N STAR RD MERIDIAN, ID 83642
Current Owner	ROBERT FRIDAY 4190 N STAR RD MERIDIAN, ID 83642 (208)466-4063

Priority Date: 08/15/1977

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>
IRRIGATION	4/01 to 11/01	2.980 CFS	670.50 AF
	<u>Total Diversion:</u>	2.980 CFS	670.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 32, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	32					5.0	4.0	32.0	33.0			38.0	37.0					149.0

Total Acres: 149

Conditions of Approval:

1. R05 The rate of diversion of water for irrigation under this license and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9004

Dates and Other Information:

Claim Received Date: 6/19/1989
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

Adjudication Claim Report 63-31306

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STERLING LANDSCAPE CO C/O LYNNE STERLING 1081 N MITCHELL ST BOISE, ID 83704 (208)322-4505

Status: Active

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.500 CFS	337.50 AF
	Total Diversion:	1.500 CFS	337.50 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	NE1/4SW1/4SW1/4	Sec. 32, Twp 04N, Rge 01W, B.M.
GROUND WATER ADA County	SE1/4SW1/4SW1/4	Sec. 32, Twp 04N, Rge 01W, B.M.
GROUND WATER ADA County	NW1/4NW1/4SW1/4	Sec. 32, Twp 04N, Rge 01W, B.M.

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	32										38.0	37.0						75.0

Total Acres: 75

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31306

1. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. WB4 The total instantaneous diversion of water from all points of diversion under Right 63-31306 shall not exceed 1.50 cfs, nor total combined annual volume of 337.5 af.

Remarks:Comments:

1. scurtis 9/25/2002 2:44:27 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 69886

Dates and Other Information:

Claim Received Date: 6/19/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: True



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

FAX COVER SHEET

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

FROM Kimberly DATE 11/16/05
TO John Sterling FAX # 322-4515
RE Transfer No. 69886

TOTAL PAGES SENT 7 + COVER SHEET

IDWR INFORMATION & THE INTERNET

You can search for IDWR records on the Internet at www.idwr.idaho.gov

See **main menus** in the upper left corner. Click on any of those main menus for a more specific homepage with more information. Most IDWR records are organized by township, range and section. Township, range and section information is usually available from county offices. For best results, try a **broad search first and narrow the search as needed** to avoid overlooking the information you seek.

Water Right &/or Adjudication information: click main menu **on-line data** for that homepage, then click **water right & adjudication search**. For type of query, select **all srba & water rights** then click the **where** tab and enter township, range, section (and maybe ¼ or ¼ ¼ of section). Be sure to choose "Point of Diversion" or "Place of Use" depending on the information you need ("both" means diversion and use within identical search parameters, not that either are within the parameters).

Well Log information: **on-line data**, then **well construction search**. Enter the township, range and section. Results will list information about ¼ ¼ location in a section. Many well logs have been scanned and are available on the Internet.

Forms, Rules and Statutes: click that main menu item to find this homepage.

If you cannot find any information or have trouble interpreting the information, contact the IDWR staff person on duty each day. This person is called the "office day" person and is available to provide general assistance. Call the office day person at 208-334-2190 between the hours of 8 and 5 Monday through Friday.

Your cooperation in using the Internet is appreciated. Your help in asking for the "office day" person for general help instead of a particular IDWR staff member helps us improve our efficiency and provide better, more cost effective service to the public. Thank you.

* * * Memory TX Result Report (Nov. 16. 2005 2:58PM) * * *

1) Idaho Dept. of Water Resources
2)

Date/Time: Nov. 16. 2005 2:54PM

File No. Mode	Destination	Pg(s)	Result	Page Not Sent
3105 Memory TX	93224515	P. 11	OK	

Reason for error

E. 1) Hang up or line fail
E. 3) No answer
E. 5) Exceeded max. E-mail size

E. 2) Busy
E. 4) No facsimile connection



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

FAX COVER SHEET

DERK KEMPTHORNE

Governor

KARL J. BREWER

Director

FROM Kimberly DATE 11/16/05
TO John Sterling FAX # 322-4515
RE Transfer No. 69886

TOTAL PAGES SENT 7 + COVER SHEET

IDWR INFORMATION & THE INTERNET

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Water Right &/or Adjudication Information: click main menu on-line data for that homepage, then click water right & adjudication search. For type of query, select all water rights then click the where tab and enter township, range, section (and maybe 1/4 or 1/4 of section). Be sure to choose "Point of Diversion" or "Place of Use" depending on the information you need ("both" means diversion and use within identical search parameters, not that either are within the parameters).

Well Log Information: on-line data, then well construction search. Enter the township, range and section. Results will list information about 1/4 1/4 location in a section. Many well logs have been scanned and are available on the Internet.

Forms, Rules and Statutes: click that main menu item to find this homepage.

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09/02/2005

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

RIGHT NUMBER: 63-31306

NAME AND ADDRESS: STERLING LANDSCAPE CO
C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83704

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.500 CFS
337.500 AFY

This right when combined with Right No. 5015 shall provide no more than .02 cfs per acre nor more than 4.5 acre feet per acre.

The total instantaneous diversion of water from all points of diversion under Right 63-31306 shall not exceed 1.50 cfs, nor total combined annual volume of 337.5 af.

PRIORITY DATE: 08/15/1977

POINT OF DIVERSION:

T04N R01W S32 NWNWSW Within ADA County

T04N R01W S32 NESWSW Within ADA County

T04N R01W S32 SESWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

1.500 CFS
337.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S32 NWSW 38.0

T04N R01W S32 SWSW 37.0

75 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The right holder shall accomplish the change authorized by Transfer No. 69886 within one (1) year of the date of the approval.

Use of this right is combined with water from Settlers Irrigation District.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Use of this right is combined with water from Nampa Meridian Irrigation District.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Idaho Department of Water Resources

T04N, R01W, S32

Claim No: 63-31306
 Prepared By: Kimberly Brown
 Date: September 1, 2005



Place of Use

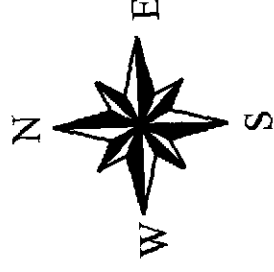


Section Lines

1/4 1/4

⊙ Point of Diversion

Acres Irrigated = 75.0



1987 NAPP



Idaho Department of Water Resources

T04N, R01W,
S32

Claim No: 63-31306

Prepared By: Kimberly Brown

Date: September 1, 2005



Place of Use

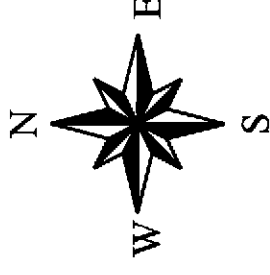


Section Lines

1/4 1/4

⊙ Point of Diversion

Acres Irrigated = 75.0



300 0 300 600 Feet

1987 NAPP

12/30/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31306 V1

WATER RIGHT NUMBER: 63-31306 V1

Owner Type Name and Address
 Current Owner STERLING LANDSCAPE CO ✓
 C/O LYNNE STERLING
 1081 N MITCHELL ST
 BOISE, ID 83704
 (208)322-4505
 Original Owner MARILYN FRIDAY ✓
 4190 N STAR RD
 MERIDIAN, ID 83642
 (208)466-4063
 Original Owner ROBERT FRIDAY ✓
 4190 N STAR RD
 MERIDIAN, ID 83642

Transfer No. 69886

Priority Date: 08/15/1977 ✓
 Basis: License ✓
 Status: Active

- overlay w/ #63-5015 in S32.

Source
 GROUND WATER ✓

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	04/01 to 11/01 ✓	1.500 CFS ✓	337.50 AF ✓
	<u>Total Diversion:</u>	1.500 CFS ✓	337.50 AF ✓

Location of Point(s) of Diversion

GROUND WATER	(SE 1/4 SW 1/4 SW 1/4) ✓	Sec. 32, Twp 04N, Rge 01W, B.M. ✓
ADA County		
GROUND WATER	(NW 1/4 NW 1/4 SW 1/4) ✓	Sec. 32, Twp 04N, Rge 01W, B.M. ✓
ADA County		
GROUND WATER	(NE 1/4 SW 1/4 SW 1/4) ✓	Sec. 32, Twp 04N, Rge 01W, B.M. ✓
ADA County		

Place of Use
 IRRIGATION

ADD E62 - This right when combined with #63-5015 shall provide no more than 0.02 cfs per acre or more than 4.5 afa per acre.

Twp	Rge	Sec	NE	NW	SW	SE	Totals
✓ 04N	01W	32	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	75.0 ✓
					38.0 37.0		

ADD W54 - Use of right combined with Settlers Trv Dist.
 # W51 (+) W51: # Nanyaa-Meridian.

Conditions of Approval:

1. B06 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more

ADD S39 - Season of use is 3/1 to 11/15.
 Parcel No: 80432325500.

OVER →

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31306 V1

2. WB4 The total instantaneous diversion of water from all points of diversion under Right 63-31306 shall not exceed 1.50 cfs, nor total combined annual volume of 337.5 af.

Remarks:

1. Explanatory After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. Explanatory Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. ~~General~~ Exp. The right holder shall accomplish the change authorized by ^{the #69886} this transfer within one (1) year of the date of ^{the} approval ~~on 9/25/03~~.
4. Explanatory Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Explanatory Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Comments:

1. PSKAGGS 9/25/2002 2:44:31 PM Transferred Right

Comment: This is now a approved transfer, transfer number = 69886

✓ → COMMENTSDates 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:

Water District Number:

Generic Max Rate Per Acre: 0.02

Generic Max Volume Per Acre: 4.5

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: True

Combined Use Limits:

*no electronic back file available

Field Exam Date 9-1-05

(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 \$199.00 pd. for #63-9004
- ☐ 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 N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) 63-31306

Owner: Sterling Landscape Co. Phone No. (208) 322-4505

Current Address: 1081 N. Mitchell St., Boise 83704

- ☒ 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~~ Affidavit, dated 12/22/03, signed by Robert Friday.
- ☐ 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: 8/15/1977

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

Source: Ground Water 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?

The claimed POD for A63-9004 is in the SE NW 1/4 Sec. 32. Since the applicant, Sterling, acquired a portion of the POU under 63-9004 and the licensed POD under -9004 is not located on the acquired land, a transfer added three PODs which are located on the acquired land.

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	SW	SW	32	4N	1W	Ada	Existing Well
		NW	NW	SW	32	4N	1W	Ada	Proposed Well
		NE	SW	SW	32	4N	1W	Ada	New Well

Description of diverting works

Wells, pumps, pipelines

OVERLAP REVIEWOther water rights with the same point of diversion: 63-5015

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

WATER USES

Season of use is 3/1 to 11/15

☐ No change☐ Different Uses

Use _____ From 3/1 To 11/15 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 _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**

None

☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:Parcel Nos: S0438325500.

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

Use of this right is combined with water from:
Settlers Irrigation District #
Nampa-Medidan Irrigation District.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Parcel No: S0432325500.

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 9.1.05

(in office)

FIELD EXAMINER: Kimberly Brown



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 3, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Lynne Sterling
Sterling Landscape Co.
1081 N Mitchell St.
Boise, ID 83704

63-31306

RE: PENDING NOTICE OF VIOLATION for unnecessary flow and waste of water from artesian wells.

Dear Well Owner:

Pursuant to a field investigation conducted on January 24, 2005, the Idaho Department of Water Resources (department) concludes that you are the owner of free-flowing wells located in the SW1/4 of the SW1/4 of Section 32, Township 4N Range 1W, Ada county, Idaho. More generally these wells are located north and east of the intersection of Star Rd. and Ustick Rd.

The subject wells have been allowed to free flow and go to waste into a nearby drain ditch during the non-irrigation season. Our records indicate that there is no authorized use from these wells except between April 1 and November 1 of each year. Failure to properly control the wells and allowing unnecessary flow is a violation of Section 42-1601, and Section 42-1602, Idaho Code. These wells have been allowed to flow and go to waste since the end of the irrigation season, a period exceeding 90 days. Flow estimates and measurements made by department staff indicate that waste from these wells may exceed 800 gallons per minute.

Pursuant to Section 42-1605, Idaho code and in accordance with the provisions of Section 42-1701b, Idaho Code, the department can initiate an administrative enforcement action by issuing a Notice of Violation (NOV) for violation of these statutes. Additionally, the Director may petition the district court for injunctive relief in order to prevent damage pending the outcome of any administrative proceeding. The department may seek civil penalties up to \$10,000 per violation.

The department requires immediate action by the well owner to curtail any and all illegal diversion and waste from these wells. The department will conduct a field investigation on February 15, 2005 to verify that the wells have been shut off. If the department finds that the unnecessary flow has not been curtailed, a formal Notice of Violation will be issued. Any questions you have concerning this matter should be addressed to Rob Whitney or John Westra of this office.

Respectfully,

JOHN WESTRA,
Western Region Manager

Cc: Homan, Slifka

OVER →

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3. Also complete item 4 if Restricted Delivery is desired.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

1. Article Addressed to:

LYNNE STERLING
STERLING LANDSCAPE CO
1081 N MITCHELL ST
BOISE ID 83704

2. Article Number

(Transfer from service label)

7099 3220 0006 2264 2394

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1035

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *Connie West*

☐ Agent

☒ Addressee

B. Received by (Printed Name)

Connie West

C. Date of Delivery

2-2-05

D. Is delivery address different from item 1?

☐ Yes

If YES, enter delivery address below:

☐ No

3. Service Type

☒ Certified Mail

☐ Express Mail

☐ Registered

☒ Return Receipt for Merchandise

☐ Insured Mail

☐ C.O.D.

4. Restricted Delivery? (Extra Fee)

☐ Yes



NENE

3N 1W

6

Evert J.

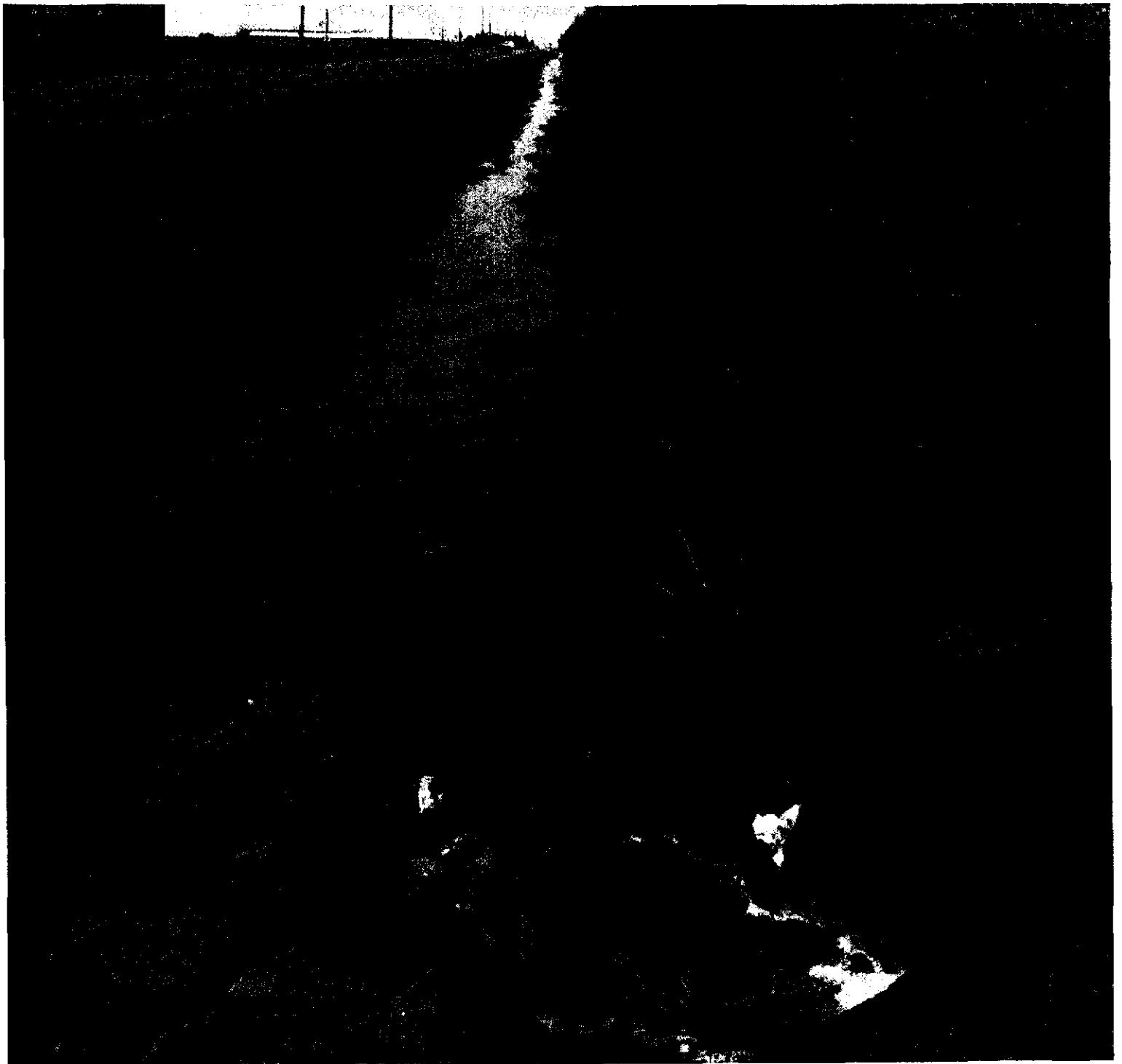
Van Beek

8142 Ustick Rd

Nampa

83687

OK

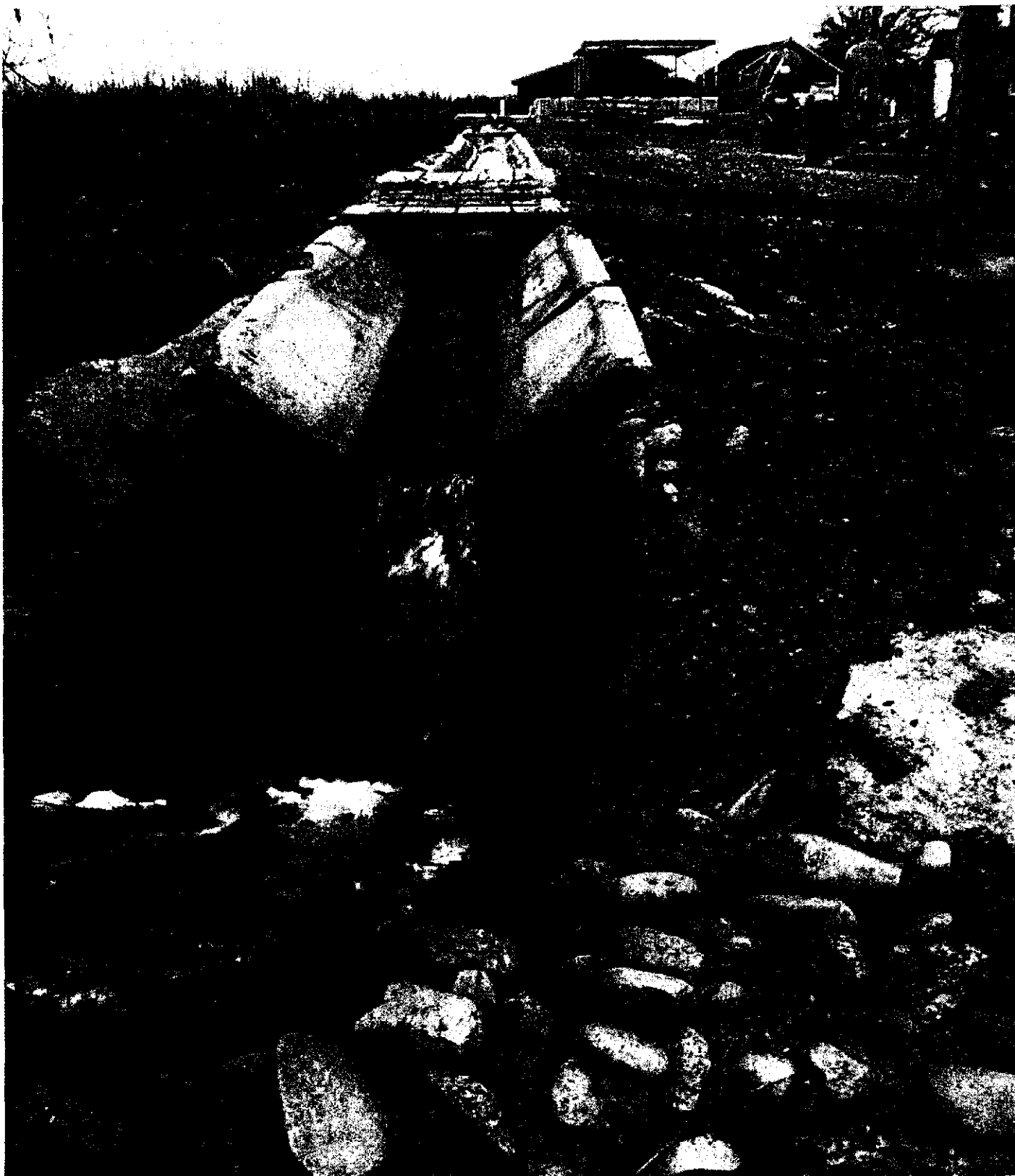


Harrington Farms (Sterling) well Discharge $\approx$ 500 gpm $\pm$

1-24-05

#1

Sterling



#2 Harrington Farms

NE cor. Astick & Star Rd



#3 Harrington Farms
From Duck Pond

N₂ Discharge to Drain
≈ 400 gpm

overlap review

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31306

09/02/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~11306~~	~~Claim~~	~~04N~~	~~01W~~	~~32~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~38/75~~	~~STERLING LANDSCAPE CO~~
1614B	Claim	04N	01W	32	NW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT
1618B	Claim	04N	01W	32	NW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT
1262B	Claim	04N	01W	32	NW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT
5015	Claim	04N	01W	32	SW	SW		IRRIGATION	37/37	STERLING LANDSCAPE CO
~~11306~~	~~Claim~~	~~04N~~	~~01W~~	~~32~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~37/75~~	~~STERLING LANDSCAPE CO~~
2169	Water Right	04N	01W	32	SW	SW		IRRIGATION	40/40	JOHN JEPSEN
5015	Water Right	04N	01W	32	SW	SW		IRRIGATION	37/37	ROBERT FRIDAY
1614B	Claim	04N	01W	32	SW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT
1618B	Claim	04N	01W	32	SW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT
1262B	Claim	04N	01W	32	SW	SW		IRRIGATION FROM STORAGE	40/10964.2	SETTLERS IRRIGATION DISTRICT

overlap w/ #63-5015
in 8WSW, S32¹2
37 acres.

Overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES ADJUDICATION CLAIM POD REVIEW REPORT ADJUDICATION CLAIM NUMBER: 63-31306

09/02/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
~~63-31306~~	~~Claim~~	~~04N~~	~~01W~~	~~32~~	~~NW~~	~~SW~~		~~GROUND WATER~~	~~STERLING LANDSCAPE CO~~
63-5015	Claim	04N	01W	32	SW	SW		GROUND WATER	STERLING LANDSCAPE CO
63-10029	Claim	04N	01W	32	SW	SW		GROUND WATER	STERLING LANDSCAPE CO
63-15734	Claim	04N	01W	32	SW	SW		GROUND WATER	MARILYN FRIDAY
63-31303	Claim	04N	01W	32	SW	SW		GROUND WATER	ROBERT FRIDAY
63-31304	Claim	04N	01W	32	SW	SW		GROUND WATER	STERLING LANDSCAPE CO
~~63-31306~~	~~Claim~~	~~04N~~	~~01W~~	~~32~~	~~SW~~	~~SW~~		~~GROUND WATER~~	~~STERLING LANDSCAPE CO~~
~~63-31306~~	~~Claim~~	~~04N~~	~~01W~~	~~32~~	~~SW~~	~~SW~~		~~GROUND WATER~~	~~STERLING LANDSCAPE CO~~
63-5015	Water Right	04N	01W	32	SW	SW		GROUND WATER	ROBERT FRIDAY
63-10029	Water Right	04N	01W	32	SW	SW		GROUND WATER	ROBERT FRIDAY
63-15734	Water Right	04N	01W	32	SW	SW	diff. Pod	GROUND WATER	STERLING LANDSCAPE CO

overlap w/ #63-5015 Pod

NESF

NWSW

NESW

SESW

SESF

SWSW

SESW

63-15704
63-1002

#63-2169
Water Appl. - Closed
Water Permit - Closed
Water License - Active

County: Ada
 Stream: unnamed stream
 Amount: 4/5 of 1 sec. ft.
 Use: irrigation
 Priority: July 27, 1912.

overlap review -
STATE OF IDAHO

Water License No. 7485

63-2169

Water Appl. - Closed
Water Permit - Closed
License - Active

WHEREAS, On the 20th day of June, A. D. 1911,

John Jepsen

of Meridian, County of Ada, State of Idaho, duly made application (No. 10938) to me for a permit to use 4/5 of 1 cubic foot per second of the waters of an unnamed stream

County of Ada, State of Idaho, for irrigation and domestic purposes, and,

WHEREAS, On the 22nd day of July, A. D. 1911, Permit No. 7458 was issued to said applicant for the diversion of said water and providing for the completion of the works of diversion therein described on or before the 22nd day of January, A. D. 1912, and for the application to beneficial use of said water on or before the 22nd day of January, A. D. 1913, and,

WHEREAS, On the 8th day of February, A. D. 1912, the time for completion of works was extended to June 1, 1912, and the time for beneficial use of water to June 1, 1913, and,

WHEREAS, On the 1st day of June, A. D. 1912,

John Jepsen

the holder of said permit, duly made proof of the completion of adequate works for the diversion of 4/5 of 1 cubic foot per second of said waters, as evidenced by my Certificate No. 7485 dated June 27, 1912, confirming the completion of works of sufficient capacity for diverting and conveying to the place of intended use 4/5 of 1 cubic foot per second of said water, with date of priority of June 20, 1911, and

WHEREAS, On the 18th day of July, A. D. 1914,

John Jepsen

the holder of said permit, duly made proof of the application to beneficial use of 4/5 of 1 cubic foot per second of said water:

NOW, THEREFORE, By virtue of authority vested in me by the laws of the State of Idaho, I hereby grant and confirm to John Jepsen

of Meridian, County of Ada, State of Idaho, the holder and owner of said Permit No. 7485, a perpetual right, dating from July 27, 1912 to the use of 4/5 of 1 cubic foot per second of the waters of an unnamed stream,

in the County of Ada and State of Idaho, or so much thereof as may be necessary for the purposes hereinbelow mentioned, to be diverted near the SE corner of the SE $\frac{1}{4}$ of SE $\frac{1}{4}$, Sec. 32, T. 4 N., R. 1 W.B.M.,

and conducted to and upon 40 acres in the SW $\frac{1}{4}$ of SW $\frac{1}{4}$, Sec. 32, T. 4 N., R. 1 W.B.M.,

for the purpose of irrigation and domestic use, subject, however, to the laws of the State of Idaho, applicable to a license for the use of the waters of the State, and subject, also, to the local or community customs, rules and regulations which have been or may be adopted from time to time by a majority of the users from a common source of supply, canal or lateral from which such water may be taken, when such rules and regulations have for their object the economical use of such water.

WITNESS, My hand and the seal of my office at Boise, Idaho, this 16th day of September A. D. nineteen hundred and fourteen.

F. P. King,

(Seal)

State Engineer:

63 2169

No. 10938.

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

1. Name of Applicant: John Jepsen,
Postoffice address: Meridian
County: Ada State: Idaho
2. The quantity of water claimed is four fifths cubic foot per second.
3. Source of water supply: unnamed stream
4. Location of point of diversion: Southeast quarter of the southeast quarter of
Section 32, Twp. 4 North Range 1 West
County of Ada.
5. To be used for: irrigation and domestic use
 - I. Irrigation and domestic use:
 - (a) Amount of land to be irrigated: Forty acres.
 - (b) In the following legal subdivisions: The southwest quarter of the southwest
quarter of section 32 Twp. 4 North, Range 1 West.
6. Estimated cost of works: \$50.00
7. Description of works for diversion:
 - I. Kind of works: Ditch
 - II. Dimensions of works:
 - (a) Benight to Eliah, width at bottom 2 feet, width at water line two -one half feet,
depth of water one fourth foot. Average grade per mile is 4 feet. Length of
conduit is 1 mile and it crosses the following quarter sections: the southeast
quarter of the southwest quarter of section 32 Twp. 4 North Range 1 West.
8. The time required for the completion of the construction of such works is 60 days.
9. Time required for the complete application of the water to the proposed use is one year
additional

BE IT KNOWN That the undersigned hereby makes application for a permit to appropriate
the public waters of the State of Idaho as herein set forth.

John Jepsen.

Applicant

APPROVAL OF STATE ENGINEER

The number of this permit is 7485

Date of first receipt at office of State Engineer 9:00 A.M. June 20, 1911

Recorded in Book 23 Page 7485 Approved July 22, 1911

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho and hereby approve the same, subject to the following limitations and conditions:

Work to begin on or before September 20, 1911, and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before October 22, 1911

The whole of said work to be completed on or before January 22, 1912.

Beneficial use of water appropriated in accordance herewith, to be made on or before January 22, 1913.

Witness my hand this twenty-second day of July, 1911.

A. E. Robinson,

State Engineer.

On proper request of the holder of the above Permit, I have this 8th day of February, 1912, extended the time for completion of work thereunder to the 1st day of June, 1912.

A. E. Robinson,

State Engineer

Notice of Proof of Completion of Works received April 3rd, 1912, fixing June 1st, 1912, as date, and Boise, as place of proof.

Publication Notice mailed April 30th, 1912, to the Meridian Times.

Depositions received June 1st, 1912.

O. V. Sebern authorized June 1st, 1912, to make the required examination.

Report of Engineer received June 20th, 1912.

Fee and affidavit of publication received June 22nd, 1912.

Certificate issued June 27th, 1912.

Permit No. 7485

CERTIFICATE OF COMPLETION OF WORKS

To All Whom it May Concern:

This is to certify that JOHN JEPSEN, of Meridian, County of Ada, and State of Idaho, the holder of Permit No. 7485, issued upon Application No. 10938, bearing date of priority of June 20th, 1911, authorizing the diversion of $\frac{4}{5}$ ths of one second-foot of the waters of an UNNAMED STREAM, County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use $\frac{4}{5}$ ths of one second-foot of the waters of an unnamed stream, that the point of diversion of said waters is at a point in the Southeast quarter of the Southeast quarter ($SE\frac{1}{4} SE\frac{1}{4}$), Section 32, Township 4 North, Range 1, West of the Boise Meridian, and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: Southwest quarter of the Southwest quarter ($SW\frac{1}{4} SW\frac{1}{4}$), Section 32, Township 4 North, Range 1, West of the Boise Meridian.

Witness my hand this 27th day of June, A.D. 1912.

A. E. Robinson.

State Engineer.

License issued for $\frac{4}{5}$ second feet

Page 1653

3/79

IDENT. NO. 63-2169

ID A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

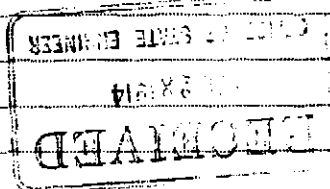
WATER RIGHT DATA ENTRY LOG

[illegible]

REPORT OF ENGINEER

1. State name of applicant and number of permit: John Jepsen # 7485
2. State source of water supply: Unknown stream
3. Location of point of diversion: Near the SE corner of section 32
T 4 N R 1 W
4. State whether or not the works of diversion are fully completed and in accordance with terms of permit:
Yes.
5. Describe works as they exist, giving dimensions of same as follows:
- (a) Width of conduit at bottom: 1.5 ft.
 - (b) Width at water line: 20 "
 - (c) Depth of water: 8.5 "
 - (d) Grade per mile: 10' "
 - (e) Capacity of ditch: 2 second feet.
6. State whether or not water has been turned into works of diversion and if so, to what extent:
About 40 inches flowing at this time
7. Give exact location of lands to be irrigated. Give exact number of acres under cultivation in each forty acre tract:
SW⁴ SW⁴ has 40 Acres in cultivation
SE⁴ SW⁴ has 20 Acres in cultivation but
is not advertised.
8. Submit map on enclosed plat, source of supply, point of diversion, route of ditch or ditches and cross hatch lands to be irrigated.

Remarks:

July 25 - 1914Walter R Heyde

STATE OF IDAHO,

County of _____ } ss.

_____, being first duly sworn, deposes and says that the statements contained in the within report are correct to the best of his knowledge and belief.

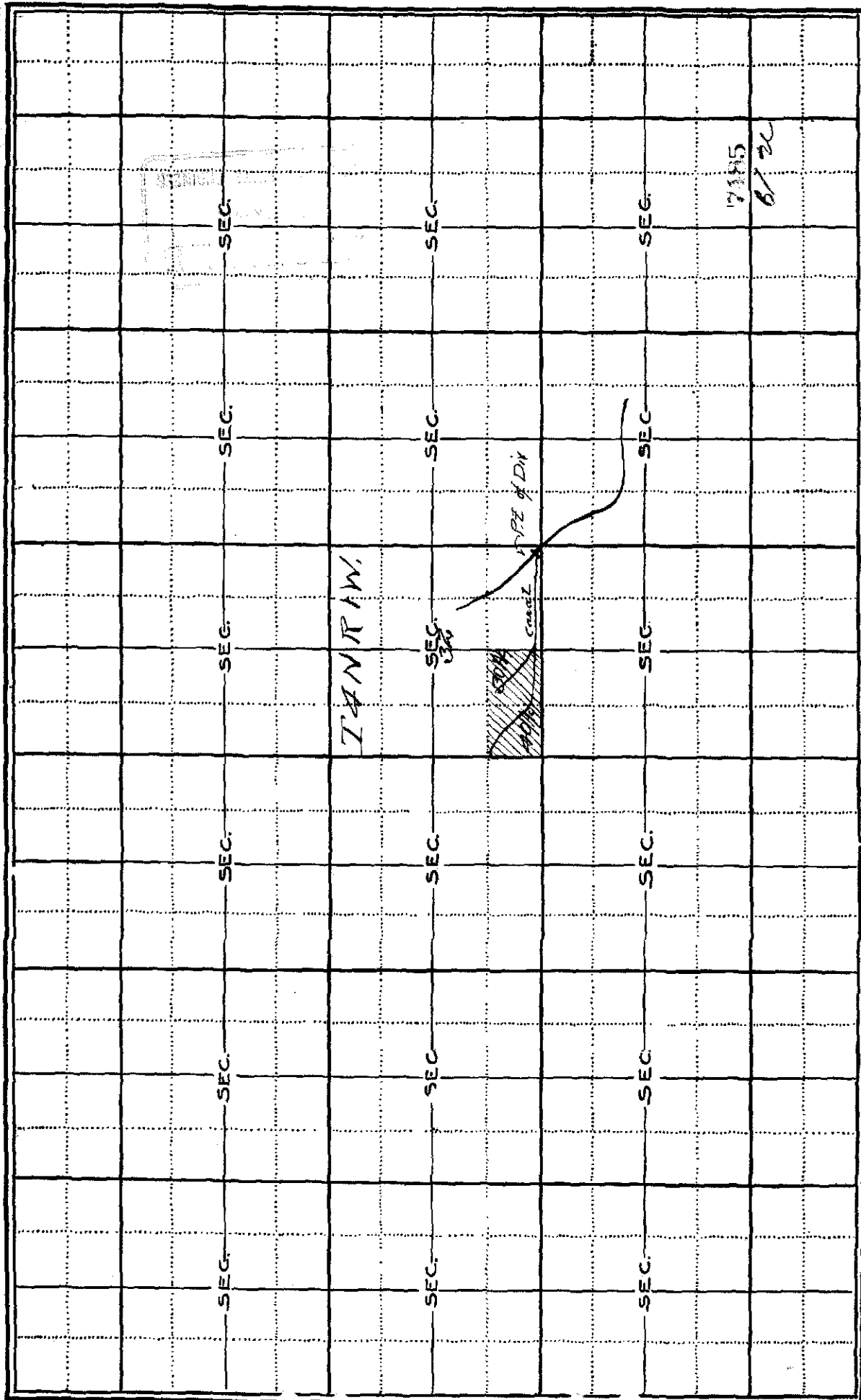
Subscribed and sworn to before me this _____ day of _____ 191_____

My Commission Expires _____

Notary Public.

7485

3/21



7485

Name of Applicant John Lepson

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9004

WATER RIGHT NUMBER: 63-9004

Owner Type Name and Address
 Original Owner MARILYN FRIDAY
 4190 N STAR RD
 MERIDIAN, ID 83642
 (208)466-4063
 Original Owner ROBERT FRIDAY
 4190 N STAR RD
 MERIDIAN, ID 83642

63-9004

- 31305

- 31306

Priority Date: 08/15/1977

Basis: License

Status: Parent

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	4/01 to 11/01	2.980 CFS ✓	670.50 AF ✓
	<u>Total Diversion:</u>	2.980 CFS ✓	670.50 AF ✓

Location of Point(s) of Diversion

GROUND WATER

SE1/4NW1/4

Sec. 32, Twp 04N, Rge 01W, B.M.

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	01W	32	5.0	4.0	32.0	33.0	149.0

Total Acres: 149

Conditions of Approval:

1. R05 The rate of diversion of water for irrigation under this license and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Remarks:

1. General This claim has been split. See nos. 63-31305 & 63-31306. DB 9/24/2001

Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-9004

Dates and Other Information:

Claim Received Date: 6/19/1989

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

Combined Use Limits:

Receipt Details for ID W003268

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
6/19/1989 11:51:39 AM	6/19/1989	Western	\$578.00	Check
Payer		FRIDAY, MARILYN		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4448			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE___ (ROBERT FRIDAY)

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$578.00	ADJUDICATION FEE___ (ROBERT FRIDAY)	410162	9337	0 0		6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3497		\$100.00	Claim
63	15733		\$25.00	Claim
63	9004		\$199.00	Claim
63	5015		\$87.00	Claim
63	10029		\$117.00	Claim
63	15734		\$25.00	Claim
63	15735		\$25.00	Claim

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69886

This is to certify that: STERLING LANDSCAPE CO
C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83704
(208)322-4505

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-31306	AJC/License	08/15/1977	1.5 cfs	337.5 af		75.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POB	POU	Add POB	Period of Use	Nature of Use
63-31306	NO	NO	NO	YES	NO	NO

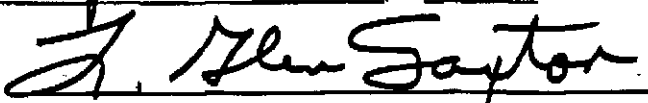
Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acres Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acres Limit	Remaining Total Acres
63-31306	63-31306	1.5 cfs	337.5 af	N/A	75.0		N/A	N/A	N/A	N/A
TOTALS		1.5 cfs	337.5 af		75		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of

September, 2002


Chief, Water Allocation Bureau

MICROFILMED
OCT 02 2002

WATER RIGHT NO. 63-31306

As Modified by Transfer No. 69886

In accordance with the approval of Transfer No. 69886, Water Right No. 63-31306 is now described as follows.

Right Holder: STERLING LANDSCAPE CO
C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83704

Priority Date: August 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.50 CFS	337.5 AF
			1.50 CFS	337.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 32	Twp 04N	Rge 01W	ADA County
GROUND WATER	NESWSW	Sec. 32	Twp 04N	Rge 01W	ADA County
GROUND WATER	SESWSW	Sec. 32	Twp 04N	Rge 01W	ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	32									38.0	37.0							75.0

Total Acres: 75

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The total instantaneous diversion of water from all points of diversion under Right 63-31306 shall not exceed 1.50 cfs, nor total combined annual volume of 337.5 af.
5. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 25th day of September, 2002

MICROFILMED

OCT 3 2 2002

Chief, Water Allocation Bureau

[Signature]

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that ROBERT &/or MARILYN FRIDAY

DET

MICROFILMED

IDWR WESTERN REGION TRANSFER ANALYSIS

Applicant STERLING Landscape CO. Transfer No. 69886

Reviewed by DAV Date 4-18

Data entered by _____

1. Right number(s) 63-9004

Caution
before processing: _____ Partial Decree to WR X Ownership Change filed & split completed DAV P

2. Type of right _____ Decree X License _____ Stat. Claim _____ BU Claim

3. Purpose of transfer _____ Change P/D X Add P/D _____ Change P/U

_____ Change N/U _____ Change Period _____ Split Right

_____ Other: _____

4. Check Existing Right

<u>X</u> Source	<u>X</u> Priority	<u>X</u> Amount
<u>X</u> Purpose	<u>X</u> Period	<u>X</u> SRBA Claim
<u>X</u> Description of original point(s) of diversion		
<u>X</u> Description of original place of use		
<u>X</u> Overlapping rights for original P/D &/or P/U		

5. Check Proposed Right for amount of land &/or water transferred:

- X Analysis memo – always include unless justify why not needed
- 9 All of right
- _____ Part of right – Note: Part B should normally be completed only if part of right is owned by applicant
- X Description of point(s) of diversion
- X Description of place of use
- X Map showing proposed P/D &/or P/U
- X Correct notarized signature and fee – see Transfer Memo #23 about fees if necessary
- X Proof of ownership of right &/or land from which water is transferred
- X Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- ND Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

k. ☒ Overlapping rights for current & proposed scenarios

Current 63-31304 - 63-2169 - 63-5015 - SETTLED
Proposed Same IRR'g
Dist

l. ☒ SRBA Claim(s) Claim has BEEN Filed
BUT NOT Recommended.

m. ☒ Comment letters ☒ No ☐ Yes as follows:
Water District # IDFG Other per attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments requested on _____, received on _____

Other comment letters received ☐ Yes ☐ No

2. Affidavit of publication received: ☒ Yes

3. Published correctly: ☒ Yes ☐ No

If No, re-publication required: ☐ Yes ☐ No

4. Protests received: ☐ Yes ☒ No ☐ If yes, acknowledgement sent

RECOMMENDATIONS

1. ☒ Approve ☐ See attached memo

2. ☐ Deny due to _____

3. Conditions of Approval See Dan Nelson's memo dated 5/10/2002

4. Recommended by Gary S Date 7/19/02

FORWARDING FILE TO S.O.

1. Copies made for Region file (see attached supplemental page):

Yes ☒ 50 + adj.

2. File forwarded to S.O. by AS

Date 7-22-02

SUPPLEMENTAL ANALYSIS SHEET FOR TRANSFER

► Transfer No. 69880

► Legal Notice: Use Workflow ad X

OR Word Filename _____

► Email to SO & Western by: DAN OR N/A _____

COPIES MADE

- ASAP Yes STATE OFFICE files for all transfers ... copy APPLICATION
- ASAP Yes REGION ADJUDICATION files if adj. claim involved ... copy APPLICATION
- JUST BEFORE FILE TO S.O. – REGION WATER RIGHT files ... copy as follows:

Yes Legal Notice

Yes Transfer Analysis Sheet (Form 222a)

Yes Transfer Application – assume entire application with attachments to be copied except as noted below (always copy ownership information); identify by letter/number attachments that are not to be copied:

Yes Reviewer's analysis memo: list *date of memo* _____

____ List other items to be copied:

AVOID COPYING FOR REGION WATER RIGHT FILES – excess computer reports, excess attachments unless show ownership or other clarifying information, easements & other agreements, oversized documents and so forth.

DISCARD THIS FORM BEFORE FORWARDING FILE.

MEMORANDUM

TO: FILE
FROM: DANIEL A. NELSON *DAN*
DATE: 5/10/2002

RE: STERLING LANDSCAPE COMPANY TRANSFER, RIGHT 63-31306

The transfer proposes to add three points of diversion in T4N R1W S32. The wells will be described as the NESWSW, SESWSW, and NWNWSW. The applicant purchased this property and no longer has access to the original well on this water right. The place of use and diversion rates will not change.

DOCUMENTS AND APPLICATION PREPARATION

The application consists of 7 pages and 3 attachments. Note the location of the following application items

Attach. A – Remarks for question 2 - part 1.

Attach. B – Warranty Deed Showing ownership of Property

Attach. B – List of Corporate Officers.

Applicant prepared the application.

Other information used in this review includes 2000 aerial photo, 1987 aerial photo, Place of Use Comparison Sheets, Point of Diversion comparison Sheet, overlap map, and water right coverage bubble graph attached to this memo.

NARRATIVE

The applicant proposes to add one to three wells, depending on the quality of the wells, to irrigate the 75 acres associated with this water right. The applicant purchased this land and no longer has access to the original well. Therefore, he has proposed to drill, one to three wells and the old well location will be removed from this water right.

I have attached the 1987 and 2000 aerial photos that show that this land has been irrigated. Forfeiture should not be an issue. The applicant supplied a warranty deed that proves ownership.

The only real concern with this application is the overlap involved in the application. The applicant has an artesian well that supplies water to a commercial mint still (63-31304) and the overflow water from that well is also used for irrigation of the same land under a statutory claim (63-5015). This allows 37 acres in the SWSW to be irrigated at the full rate per acre of 0.02 cfs. The commercial right allows land application water to be applied to the 37 acres from the existing artesian well, the statutory claim allows irrigation of the 37 acres at an 0.02 cfs acre from the artesian well, and this license allows the same 37 acres to be irrigated at 0.02 cfs per acre from the irrigation well in SENW. To make matters even more confusing all this property is also covered with canal water from the Settlers Irrigation District. Even though the irrigation is limited to 0.02 cfs per acre, it seems as though there is a great deal of water available to use, which could be confusing to the water user. The only remedy to this is to limit the water right in conditions with the condition that limits the water use with all rights combined to 0.02 cfs per acre and 4.5 afa per acre.

RECOMENDATIONS

This transfer should be approved as listed on the application with the following conditions. When all water rights are combined the irrigation use is limited to 0.02 cfs per acre and 4.5-afa pr acre. The applicant should use the full apportionment of surface water prior to using any of the groundwater rights for irrigation.

The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

RECEIVED

JUN 18 2002

WATER RESOURCES
WESTERN REGION

Account	DTI Ad#	Identification	Amount
047628	673270	TRANSFER NO. 69886	\$125.50
Ordered by	P.O.#	Times Run	Lines
SUE TAYLOR		2	35
		Columns	Legal #
		X 2	13678
IDAHO DEPT WATER RESOURCE 2735 AIRPORT WAY BOISE, ID 83705 5082			

LEGAL NOTICE NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 69886

STERLING LANDSCAPE CO

C/O LYNNE STERLING

1081 N MITCHELL ST

BOISE ID 83704, has filed Application No. 69886 for changes to the following water rights within ADA County:

Right No. 63-31306

Priority 8/15/1977

Source GROUND WATER

Use IRRIGATION (75 acres) 1.50 CFS 337.5 AFA

Total Amount 1.50 CFS 337.5 AFA

Points of Diversion SENW S32 T04N R01W

Place of Use S32 T04N R01W

Remark: The transfer proposes to add three points of diversion in T4N R1W S32. The wells will be described as the NESWSW, SESWSW, and NWNWSW. The applicant purchased this property and no longer has access to the original well on this water right. The place of use and diversion rates will not change.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.

Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before June 24, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER,
Director

Pub. Jun. 6, 13, 2002

13678

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended for: 2

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: June 6, 2002
and ending with the issue of: June 13, 2002

Janice Hildreth

STATE OF IDAHO

ss

COUNTY OF ADA

On this

17

day of

June

in the year of

2002

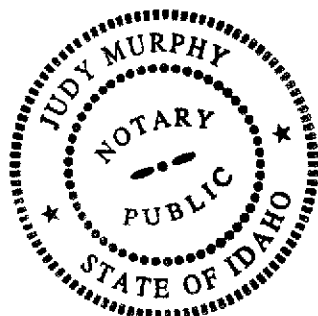
before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

Judy Murphy
Notary Public for Idaho

Residing at Boise, Idaho
Emmett

My Commission expires:

1/6/04



DEPARTMENT OF WATER RESOURCE
FIELD REPORT

1. Name of permit holder Robert & Marilyn Friday
 Post office address 4190 N. Star Rd., Meridian Phone 466-4063
 Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 3.38 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from 4-1 to 10-31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.38 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 4N N/S, Range 1W E/W, B.M., Section 32, Subdivision SE $\frac{1}{4}$ NW $\frac{1}{4}$ 2da
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County _____
Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____
County _____

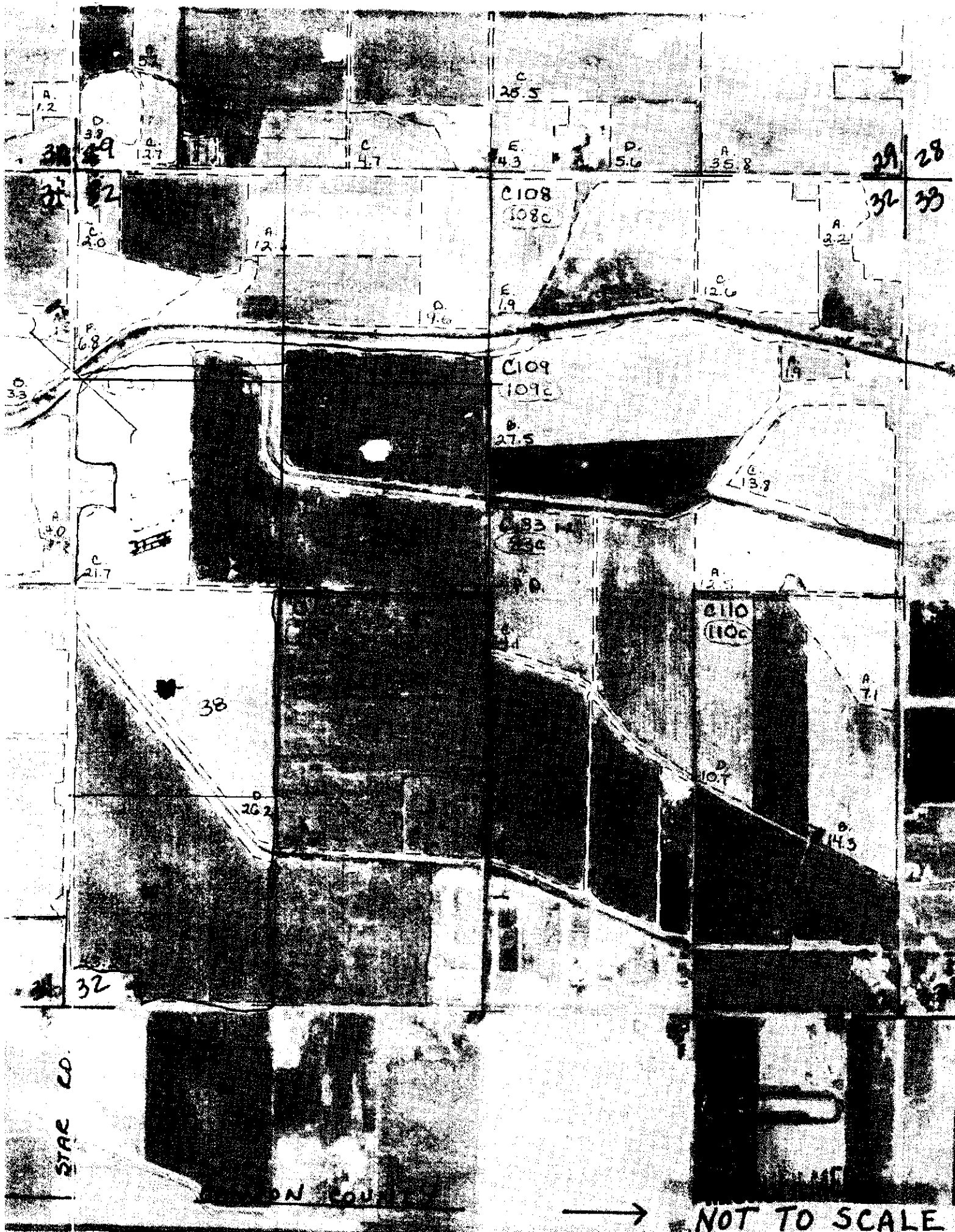
Other Points of Diversions: _____

Description of diverting works: 46" x 218' 12" baffle, SFC type, 1 stage
motor size - 30 219 Diesel

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**





State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS

Governor

C. STEPHEN ALLRED

Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

December 31, 1980

Robert & Marilyn Friday
4190 N. Star Rd.
Meridian, Idaho 83682

Dear Mr. & Mrs. Friday,

A representative of this Department has made an examination of the works covered by your Permit No. 63-9004, and has found the following:

Amount of water that can be recognized as beneficially used under
Idaho law: 2.98 cfs Source: groundwater

The maximum quantity diverted shall not exceed 671 acre feet
per year.

Point(s) of diversion: SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 32, Twp. 4N, Rge. 1W, B.M.

Beneficial use: Irrigation of 149 acres within the NW $\frac{1}{4}$, W $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 32, Twp. 4N,
Rge. 1W.

Priority date established: August 15, 1977

Conditions (if any): R15

If you do not concur with these findings please contact us within 10 days,
otherwise a water license will be issued as set forth above.

Sincerely,

JANIE GROMBON
Water Rights Supervisor

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that ROBERT &/or MARILYN FRIDAY
4190 North Star Road, Meridian, ID
has on August 15, 1977 submitted Application No. 63-9004
for a permit to appropriate 3.38 cubic feet per second ~~acres feet~~
~~per acre~~ of water from a groundwater source
by means of well, pump and gravity system
within the SE1/4 Sec 32 T4N-R1W B.M., Ada County

to be used from Apr 1 to Oct 31
for irrigation of 169 acres

within the NW1/4, W1/4 Sec 32 T4N-R1W B.M.

If issued, this permit will be subject to all prior water rights. Protests against the granting of the permit must be filed with the Director of the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho 83705 on or before September 2, 1977.

C. STEPHEN ALLRED

Director

Published in the Idaho Statesman, Boise, ID
on August 25, 1977 and September 1, 1977

MICROFILMED

Identification No. _____
Application No. 63-9004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

To Appropriation the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ROBERT &/or MARILYN FRIDAY Phone: 466-4063
post office address 4190 North Star Road Meridian, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 32 Township 4N
Range 1W B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.38 for irrigation purpose from 4-1 to 10-31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.38 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
well with pump to gravity system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ _____
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served, _____, or number of families to be
supplied with domestic water _____
(5) If water is to be used for other purposes describe: _____

APPROVED

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

TWP.	RANGE	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTALS
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	1W	32					5	4	40	40		40	40						169

Total number of acres to be irrigated 169

c. Describe any other water rights used for the same purposes as described above.

Surface water from Nampa-Meridian and Settler's Irrigation District

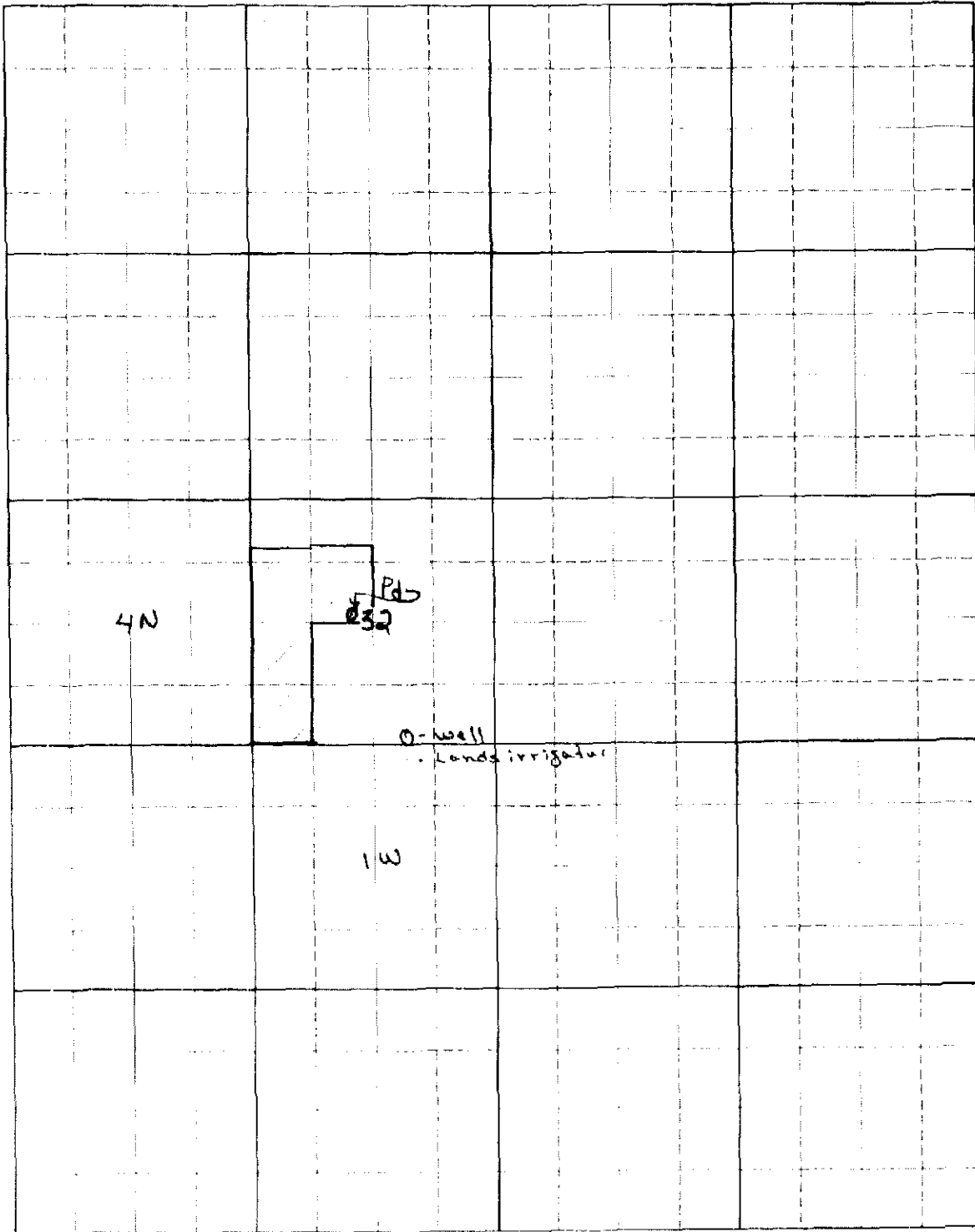
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks Groundwater will be supplemental to ditch company water

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



Scale: 1 inch equals 1 mile

BEFORE I FORGOT that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)

8/15/1977.

Proposed Priority

Received by CEB Date 15 Aug 77 Time 9:30 AM
Preliminary check by CEB Fee \$ 55.00
Received by Y Date 8-15-77 # 8809
Publication prepared by Y Date 8-19-77
Published in Idaho Statesman
Publication dates Aug 25 & Sept 1
Publication approved Y Date 9-6-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JSS

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-9004, and said application is hereby APPROVED.

I. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before November 1, 19 78.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 14 day of October, 19 77.


J. Kenneth Dunn
Director

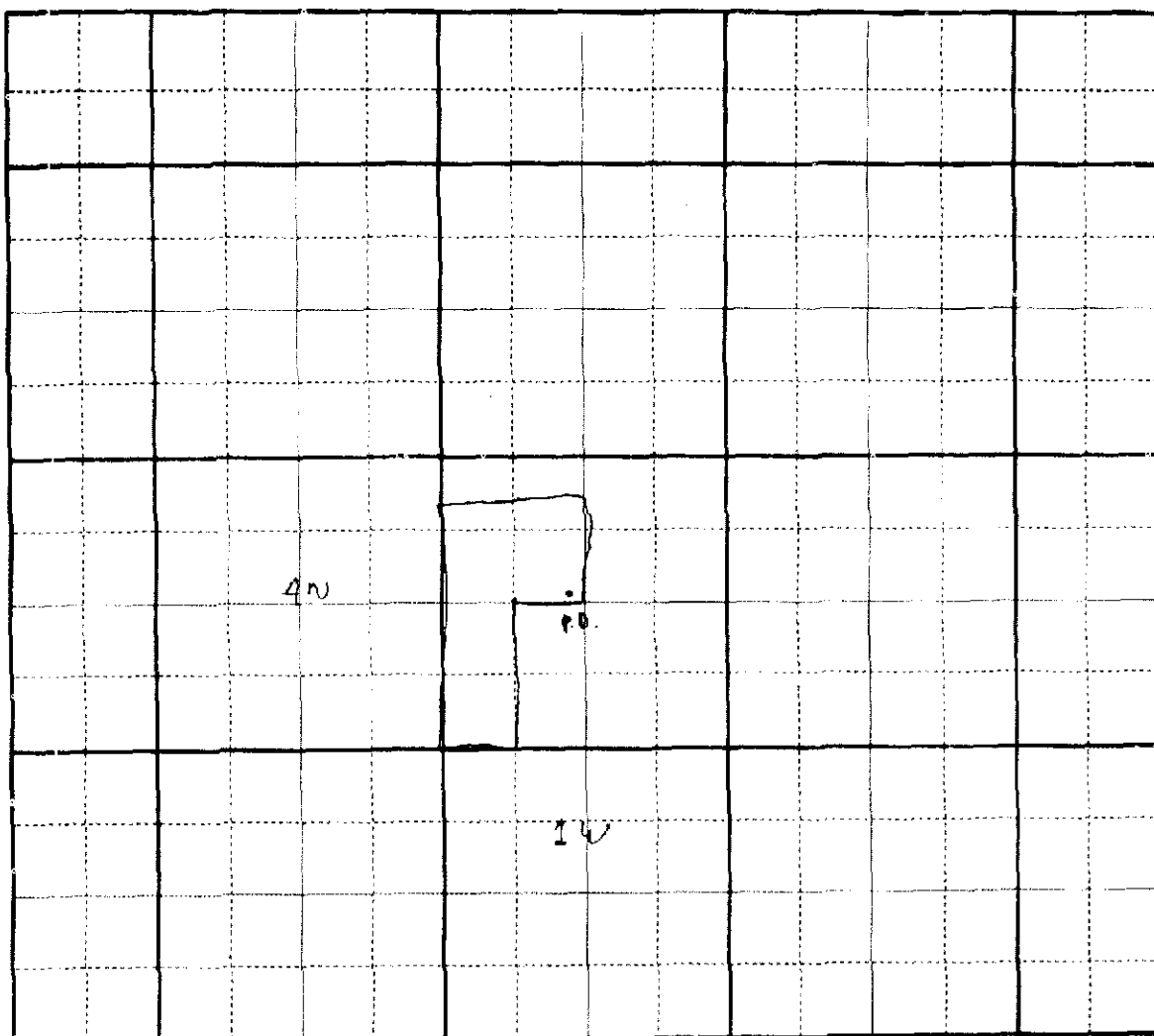


Diagram of System

09/30/2002

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

RIGHT NUMBER: 63-31306

NAME AND ADDRESS: STERLING LANDSCAPE CO
C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83704

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.50 CFS
337.50 AFY

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER RIGHT 63-31306 SHALL NOT EXCEED 1.50 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 337.5 AF.

PRIORITY DATE: 08/15/1977

POINT OF DIVERSION:

T04N R01W S32 NWNWSW Within ADA County

T04N R01W S32 NESWSW Within ADA County

T04N R01W S32 SESWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.500 CFS 337.50 AFY

PLACE OF USE: T04N R01W S32 NWSW 38.0 T04N R01W S32 SWSW 37.0

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

THE RIGHT HOLDER SHALL ACCOMPLISH THE CHANGE AUTHORIZED BY THIS TRANSFER WITHIN ONE (1) YEAR OF THE DATE OF THIS APPROVAL OR 9/25/03.

EXPLANATORY MATERIAL: License

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL MEASURE THE DIVERSION OR SHALL ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORMATION TO THE DEPARTMENT.

RIGHT HOLDER SHALL COMPLY WITH THE DRILLING PERMIT REQUIREMENTS OF SECTION 42-235, IDAHO CODE.

FAILURE OF THE RIGHT HOLDER TO COMPLY WITH THE CONDITIONS OF THIS TRANSFER IS CAUSE FOR THE DIRECTOR TO RESCIND APPROVAL OF THE TRANSFER.

PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION.

WATER RIGHT NO. 63-31306
As Modified by Transfer No. 69886

In accordance with the approval of Transfer No. 69886, Water Right No. 63-31306 is now described as follows.

Right Holder: STERLING LANDSCAPE CO
 C/O LYNNE STERLING
 1081 N MITCHELL ST
 BOISE ID 83704

Priority Date: August 15, 1977

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	04/01	to 11/01	1.50 CFS	337.5 AF
			1.50 CFS	337.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWNWSW	Sec. 32	Twp 04N	Rge 01W	ADA County
GROUND WATER	NESWSW	Sec. 32	Twp 04N	Rge 01W	ADA County
GROUND WATER	SESWSW	Sec. 32	Twp 04N	Rge 01W	ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	32									38.0	37.0							75.0

Total Acres: 75

CONDITIONS OF APPROVAL

- Exp 1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- QWR 2. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- Exp 3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The total instantaneous diversion of water from all points of diversion under Right 63-31306 shall not exceed 1.50 cfs, nor total combined annual volume of 337.5 af.
- Exp 5. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
- QWR 6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- Exp 7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 25th day of September, 2002

[Signature]

Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69886

RECEIVED

SEP 27 2002

WATER RESOURCES
WESTERN REGION

This is to certify that: STERLING LANDSCAPE CO

C/O LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83704
(208)322-4505

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-31306	AJC/License	08/15/1977	1.5 cfs	337.5 af		75.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

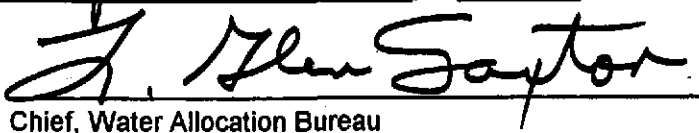
Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-31306	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-31306	63-31306	1.5 cfs	337.5 af	N/A	75.0		N/A	N/A	N/A	N/A
TOTALS		1.5 cfs	337.5 af		75		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 25th day of September, 2002


Chief, Water Allocation Bureau

age of

Transfer No. 69886

JAN 28 2002

**WATER RESOURCES
WESTERN REGION**

Name of applicant Sterling Landscape Co. Phone 208-322-4505
Post Office address 1081 N. Mitchell Ave., Boise, ID 83704

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes See Attachment 1

these are
John Sterling's
initials

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use	portion of water No. 63-90 (only)
<u>63-31306</u> ~~63-9804~~	<u>Aug. 15, 1977</u>	<u>1.5 cfs</u>	<u>Irrigation</u>	<u>April 1 to Nov. 1</u>	
				to	
				to	
				to	

2. Total amount of water being transferred 1.5 cubic feet per second and/or 337.5 acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion: (For Applicant's portion of water right no. 63-9004 only)

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	SW	SW	32	4N	1W	Ada	(New Point of Diversion - New Well)
	~~SW~~	~~SW~~	~~SW~~	~~32~~	~~4N~~	~~1W~~	~~Ada~~	~~(New Point of Diversion - Existing Well)~~
	SE	SW	SW	32	4N	1W	Ada	(New Point of Diversion - Existing Well)
	NW	NW	SW	32	4N	1W	ADA	PROPOSED WELL

5. Lands irrigated or place of use: (For Applicant's portion of water right no. 63-9004 only)

[illegible]

Total acres 75

PART 1**6. General Information:**a. Description of diversion system Wells, Pumps, Pipelinesb. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. (No Change in Place of Use Requested)

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

This transfer application does not seek a change to the licensed place of use.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

Page 3 of 7

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31306

WATER RIGHT NUMBER: 63-31306

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	MARILYN FRIDAY 4190 N STAR RD MERIDIAN, ID 83642 (208) 466-4063
Original Owner	ROBERT FRIDAY 4190 N STAR RD MERIDIAN, ID 83642 (208) 466-4063
Current Owner	STERLING LANDSCAPE CO C/O LYNNE STERLING 1081 N MITCHELL ST BOISE, ID 83704 (208) 322-4505

Priority Date: 08/15/1977

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	04/01 to 11/01	1.500 CFS	337.50 AF
	<u>Total Diversion:</u>	1.500 CFS	337.50 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4NW1/4

Sec. 32, Twp 04N, Rge 01W, B.M.

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	32																	75.0
													38.0	37.0					

Total Acres: 75

Conditions of Approval:

1. R05 The rate of diversion of water for irrigation under this license and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Remarks:

1. General This claim is the result of a split due to change in ownership for a portion of 63-9004. DB 9/24/2001

Page 4 of 7

05/10/2002

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-31306

Comments:

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre: 337.5
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: OR

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

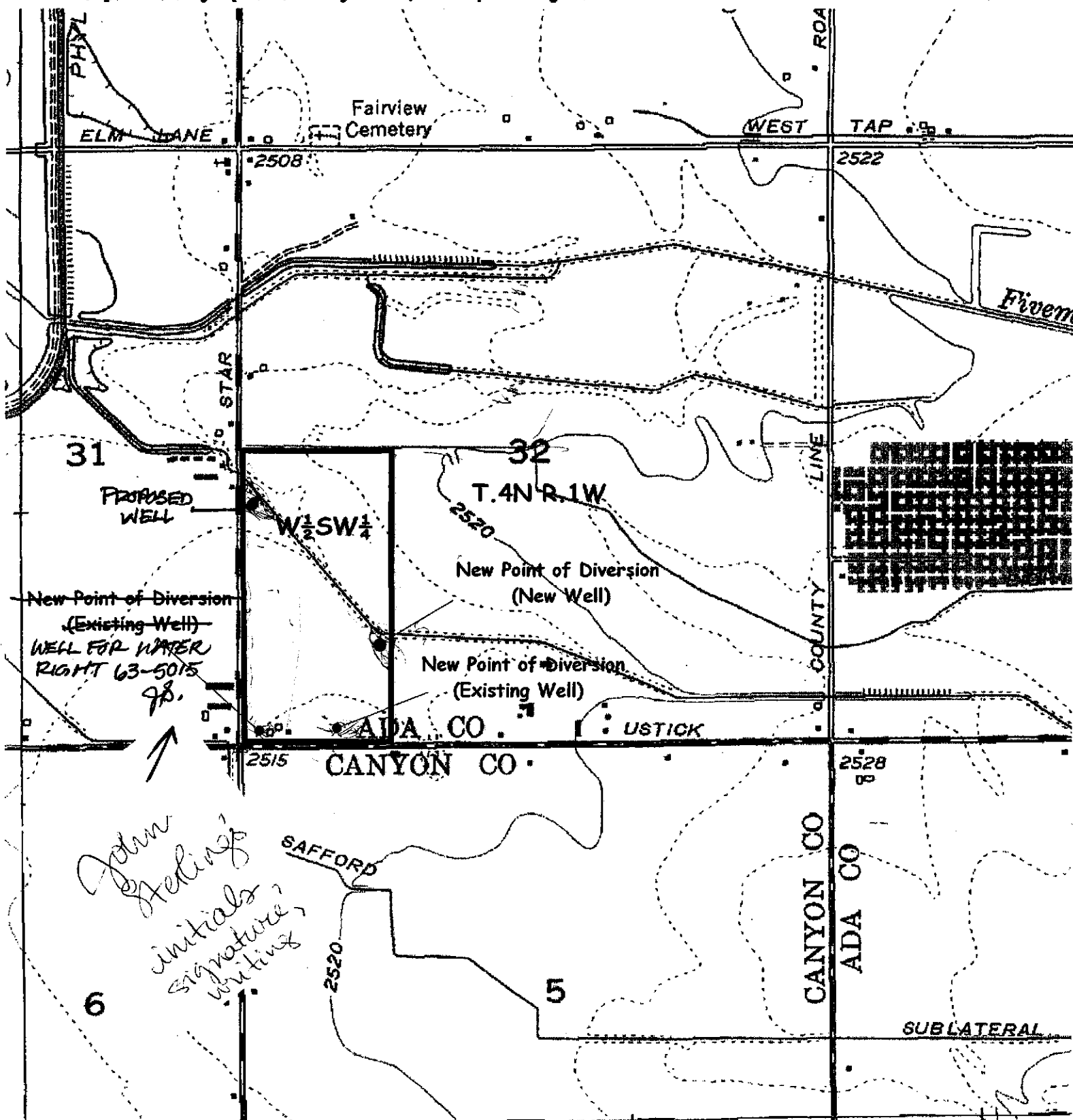
3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total: _____

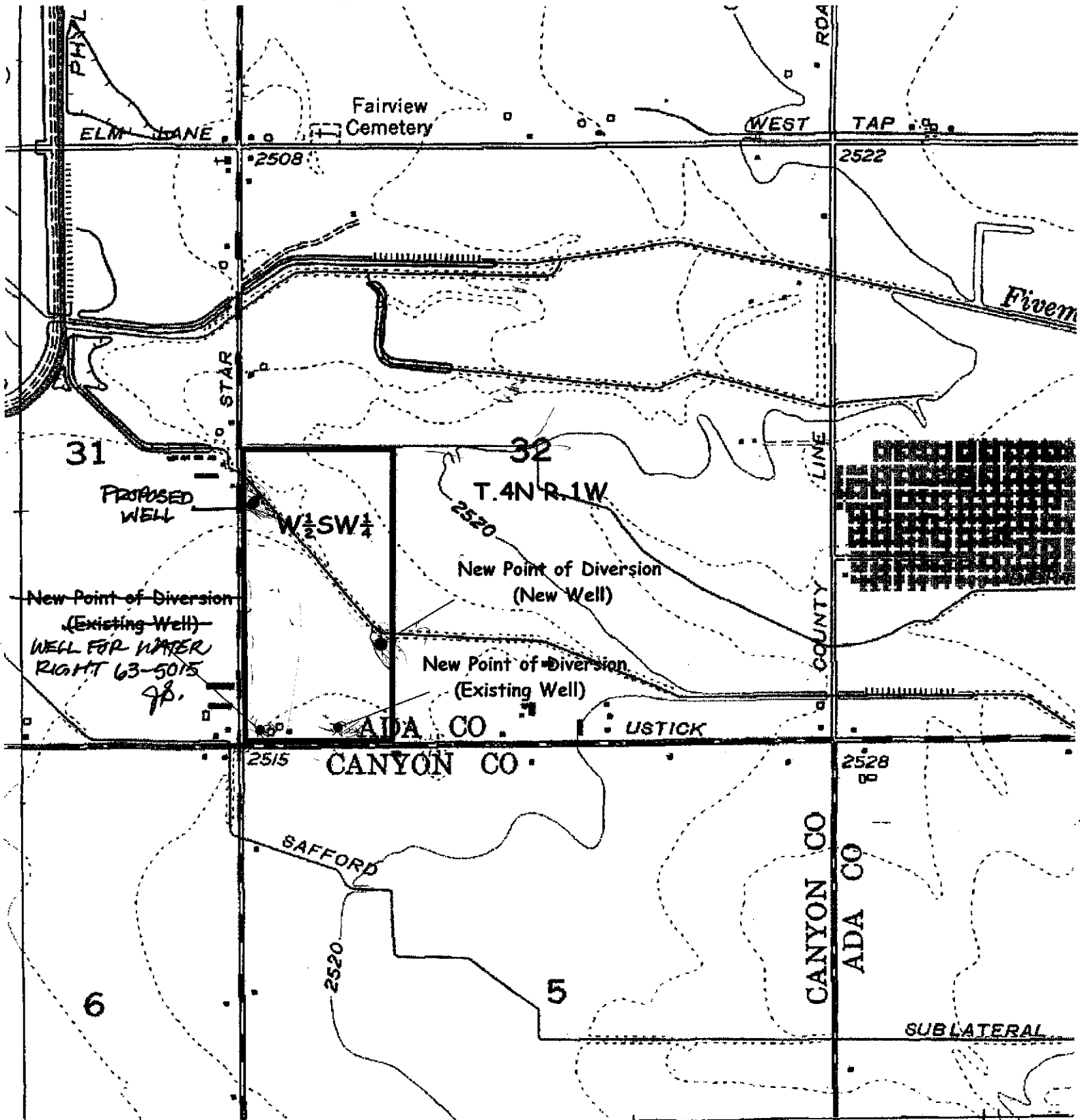
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3**B. CHANGES IN NATURE OF USE** (No change to the existing nature of use requested)

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	_____	_____	_____	_____ to _____
	_____	_____	_____	_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Sterling Landscape Co.

By: _____

(Signature of Applicant)

Subscribed and sworn to before me this _____

25th

day of _____

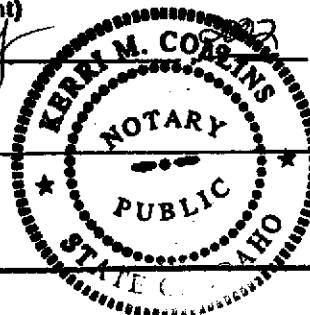
January

Kerry M. Collins

(Notary Public)

My commission expires _____

8/03

**FOR DEPARTMENT USE ONLY**

Transfer contains _____ pages and _____ attachments

Received by Janis Fontaine Date 1/28/02

Protest filed by _____

Prelim. check by _____ Fee \$290

Received by Janis Fontaine Date 1/28/02

W028176

Published in THE IDAHO STATESMAN

Copies of protest forwarded by _____

Pub. dates 6-6+13-02

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd. _____

by _____

Copy of transfer sent to lien holder _____

Attachment 1

The applicant recently acquired a portion of the place of use licensed under IDWR water right no. 63-9004. However, the point of diversion licensed under water right no. 63-9004 is not located on the land acquired. This transfer application seeks to add three proposed points of diversion, which are located on land acquired by the Applicant. An ownership change has been filed for the Applicant's portion of 63-9004, so the new number is now 63-31306.

ATTACH A



15634
ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

RECORDED - REQUEST OF

FEE 3- DEPUTY

2001 FEB -9 PM 4:36

101011961

WARRANTY DEED

FIRST AMERICAN

For Value Received

Robert Friday and Marilyn Friday, husband and wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

Sterling Landscape Co., an Idaho corporation

hereinafter referred to as Grantee, whose current address is

1081 N. Mitchell St. - Boise, ID 83704

the following described premises, to-wit:

The West half of the Southwest quarter of Section 32, Township 4 North, Range 1 West, of the Boise Meridian, Ada County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises; and that Grantor will warrant and defend the same from all claims whatsoever.

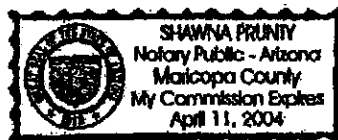
Dated: January 24, 2001.

Robert Friday
Robert Friday

Marilyn Friday
Marilyn Friday

STATE OF Arizona)
COUNTY OF Maricopa) ss.

On This 26 day of January, in the year 2001, before me, a Notary Public in and for said State, personally appeared Robert Friday and Marilyn Friday, known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument, and acknowledged to me that they executed the same.



Shawna Prunty
Notary Public of: Maricopa County, AZ
Residing at: 3320 E. University Mill
Commission expires: April 11, 2004

ATTACH B



LANDSCAPE DESIGN & CONSTRUCTION
SPRINKLER IRRIGATION
LANDSCAPE MANAGEMENT
NURSERY & GARDEN CENTER

January 23, 2002

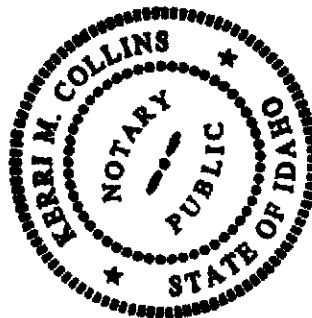
Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83704

The corporate officers for Sterling Landscape Co. are as follows:

President:	John H. Sterling	4201 Lenora Drive, Boise, ID.
Secretary:	Lynne D. Sterling	" "
Treasurer:	Lynne D. Sterling	" "

Respectfully submitted,

Lynne Sterling
Secy/Treas



Subscribed and sworn before me
this 24th day of January, 2002.

Notary Public Kerri M. Collins
My Commission Expires: 8/03

ATTACH C.



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 25, 2001

STERLING LANDSCAPE CO
% LYNNE STERLING
1081 N MITCHELL ST
BOISE ID 83714

Re: Original Notice of Claim to a Water Right No. 63-9004

Renumbered Notice of Claim to a Water Right No. 63-31306

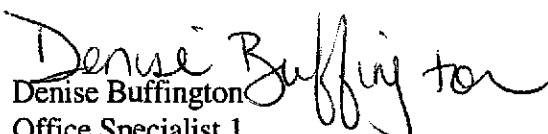
Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,


Denise Buffington
Office Specialist 1
Adjudication Section
Western Region

DB: db

Enclosure

RECEIVED

NOV - 5 2002

Department of Water Resources

Drilling Permit No. 874825-769263
Drilling Permit Tag No. 100216000
Water Right Permit No. 63-31306
Injection Permit NO. _____

State of Idaho Department of Water Resources
APPLICATION FOR DRILLING PERMIT
(FOR THE CONSTRUCTION OF A WELL)

1. Owner (please print): Sterling Landscape Co. c/o Lynne Sterling
2. Mailing Address: 1081 N. Mitchell St.
City: Boise State: Id. Zip Code: 83704 Telephone: (208) 322-4505
3. Proposed Well Location: Twp: 4N Rge: 01W Sec: 32 SE 1/4 SW 1/4 SW 1/4
Gov't Lot No. _____ County: Ada Lat. _____ : _____ : _____ Long. _____ : _____ : _____
Street Address of Well Site: U-Stick, Star City: Meridian
Lot, block and subdivision: _____
Give at least the name of Road and Distance to Road or Landmark

4. Proposed Use of Well:

☐ Domestic: The use of water for homes, organization camps, public campgrounds, livestock (1,000 head or less) and for any other purpose in connection therewith, including irrigation of up to 1/2 acre of land, if the total use is not in excess of 13,000 gpd; or any other uses, if the total use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

Domestic does not include water for multiple ownership subdivisions, mobile home parks, commercial or business establishments, unless the use does not exceed a diversion rate of 0.04 cfs and a diversion volume of 2500 gpd.

NON-DOMESTIC:

☒ Irrigation
☐ Stock
(Over 1,000 Head)

☐ Municipal
☐ Test

☐ Industrial
☐ Other _____
(Describe)

☐ INJECTION

☐ MONITORING: A well bore schematic and map is required for each blanket permit.
Number of proposed wells: _____

5. Well Construction Information:

A. ☒ New well ☐ Modify ☐ Replace

B. Proposed Casing Diameter 12" Proposed Maximum Depth 300'

C. Anticipated bottom hole temperature:

☒ 85°F or less (Cold water well) ☐ 85°F to 212° (Low temp. geo. well) ☐ 212° F or more (Geothermal well)

6. Construction Start Date: 11-10-02

7. Anticipated Well Driller: Riverside Inc. Driller's Lic. No. 333
NOTE: The actual well driller must be identified prior to drilling.

8. Applicant's Signature: [Signature] Date: 10-31-02

Address (if different than owner): P.O. Box 720 Parma Id. 83660

City: Parma State: Id. Zip Code: 83660 Telephone: (208) 722-6731

Title: Vice President
(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCE

This Permit is

Approved

Date

11-26-02

If approved, this permit authorizes the construction or modification of a well subject to the following conditions. **READ CAREFULLY!**

GENERAL CONDITIONS:

1. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
2. This permit does not constitute an approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well. All wells must be drilled a minimum distance of 100 feet from a drain field. Domestic and Public Water Supply wells must be drilled a minimum of 50 feet and 100 feet respectively from a septic tank.
3. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
4. Approval of this drilling permit does not authorize trespass on the land of another party.
5. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
6. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
7. If a bottom hole temperature of 85° or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
8. Idaho Code, S 55-2201 - 55-2210 requires the applicant and/or his contractors to contact "Digline" (Digline is a one-call center for utility notification) not less than 2 working day prior to the start of any excavation for this project. The "Digline" number for your area is 1-800-342-1585.

SPECIFIC CONDITIONS:



Signature of Authorized Department Representative

For:

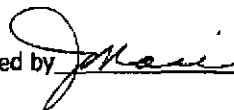
MANAGER
WESTERN REGIONAL OFFICE

Title

Receipt No.

C065617

Received by



Fee

\$200.00

Date

11-5-02

EXTENSION OF DRILLING PERMIT

Extension approved by

Approval Date

This extension expires:

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

Office Use Only			
Well ID No.			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat:	:	Long:	:

1. WELL TAG NO. D D0024000
 DRILLING PERMIT NO. 789263
 Water Right or Injection Well No. 63-31306

2. OWNER:
 Name Stirling Landscape CO.
 Address 1081 N. Mitchell St.
 City Boise State ID Zip 83704

3. LOCATION OF WELL by legal description:
 You must provide address or Lot, Blk, Sub. or Directions to well.
 Twp. 4 North ☒ or South ☐
 Rge. 01 East ☐ or West ☒
 Sec. 32 SE 1/4 SW 1/4 SW 1/4
 Gov't Lot _____
 Lat: _____ Long: _____
 Address of Well Site U-Street, Steir
 City Meridian
 Lt. _____ Blk. _____ Sub. Name _____

4. USE:
☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD:
☐ Air Rotary ☐ Cable ☐ Mud Rotary ☒ Other Reverse

7. SEALING PROCEDURES

Seal Material	From	To	Weight/Volume	Seal Placement Method
St-Bunkrite	0	140	16000	Overburden

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____
 Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
12"	12	149	20	Steel	☒	☐	☒	☐
12"	179	205	20	Steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____
 Packer ☐ Y ☒ N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method _____
 Screen Type & Method of Installation Johnson Wire Wrap

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
149	179	030	-	12"	Mild Steel	☒	☐
205	225	030	-	12"	"	☒	☐

10. FILTER PACK

Filter Material	From	To	Weight/Volume	Placement Method
6-9 C.S.S	140	229	8.100	Chy/Powr

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

12.6 ft. below ground Artesian pressure _____ lb.
 Depth flow encountered _____ ft. Describe access port or control devices: 1 1/2" Pipe

12. WELL TESTS:

Yield gal./min.	Drawdown	Pumping Level	Time
800		43'	3 hrs

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water
05	0	5	Top Soil	
5	43	48	Sand & River Rock	
43	48	49	Jan. mid Sand	
48	49	53	Jan Clay	
49	53	65	Jan mid Sand	
53	65	65	Jan Clay	
65	93	93	Jan Clay w/ fine - med Sand	
93	100	100	Brown Clay	
100	131	131	Jan Clay w/ fine - coarse Sand	
131	144	144	Brown Clay	
144	140	140	Jan Clay w/ coarse Sand	
140	181	181	Coarse Jan Sand	
181	205	205	Brown Clay w/ Brown Sand	
205	223	223	Med Jan Sand	
223	229	229	Brown Clay	

RECEIVED

FEB 19 2003

WATER RESOURCES
HARRIS

Completed Depth 225' (Measurable)
 Date: Started 12-12-02 Completed 1-20-03

14. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Riverside Inc. Firm No. 333

Principal Driller _____ Date _____

Driller or Operator II _____ Date 2-13-03

Operator _____ Date _____

Principal Driller and Rig Operator Required.
 Operator I must have signature of Driller/Operator II.

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Office Use Only
Well ID No. _____
Inspected by _____
Twp _____ Rge _____ Sec _____
1/4 _____ 1/4 _____ 1/4 _____
Lat: _____ Long: _____

1. WELL TAG NO. D D0026000
DRILLING PERMIT NO. _____
Water Right or Injection Well No. 103-31380

789263

12. WELL TESTS:

☐ Pump ☐ Baller ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
800		43'	3 hrs

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encounter _____

13. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
8 1/2"	0	5	TOP SOIL		
	5	43	Sand & River Rock		
	43	48	tan med Sand		
	48	49	tan clay		
	49	53	tan med Sand		
	53	65	tan clay		
	65	93	tan clay w/ fine med Sand		
	93	100	Brown clay		
	100	131	tan clay w/ fine coarse Sand		
	131	144	Brown clay		
	144	160	tan clay w/ coarse Sand		
	160	181	coarse tan Sand		
	181	205	Brown clay w/ Brown Sand		
	205	223	med tan Sand		
	223	229	Brown clay		

RECEIVED

FEB 19 2003

WATER QUALITY
TESTING REQUIRED

Completed Depth 225' (Measurable)

Date: Started 12-12-02 Completed 1-20-03

14. DRILLER'S CERTIFICATION

We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Riverside Inc. Firm No. 333

Principal Driller _____ Date _____

and Driller or Operator II _____ Date 2-13-03

Operator _____ Date _____

Principal Driller and Rig Operator Required.
Operator I must have signature of Driller/Operator II.

2. OWNER:

Name Stirling Landscape CO.
Address 1081 N. Mitchell St.
City Boise State ID Zip 83704

3. LOCATION OF WELL by legal description:

You must provide address or Lot, Blk, Sub. or Directions to well.

Twp. 4 North ☒ or South ☐
Rge. 01 East ☐ or West ☒
Sec. 32 SE 1/4 SW 1/4 SW 1/4
Gov't Lot _____ To acres _____

Lat: _____ Long: _____
Address of Well Site U-Street, Steir
City Meridian
(Give at least north of road + Distance to Road or Landmark)
Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☒ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply

(Replacement etc.)

☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD:

☐ Air Rotary ☐ Cable ☐ Mud Rotary ☒ Other Reverse

7. SEALING PROCEDURES

Seal Material	From	To	Weight / Volume	Seal Placement Method
St-Berkrite	0	140	16000	Cement

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
12"	12	149	23	Steel	☒	☐	☒	☐
12"	179	205	23	Steel	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____

Packer ☐ Y ☒ N Type _____

9. PERFORATIONS/SCREENS PACKER TYPE

Perforation Method _____

Screen Type & Method of Installation Johnson Wirewrap

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
149	179	030	-	12"	Mild Steel	☒	☐
205	225	030	-	12"	"	☒	☐

10. FILTER PACK

Filter Material	From	To	Weight / Volume	Placement Method
6-9 C.S.S	140	229	8.100	Churn Pour

11. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

12.6 ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: 1 1/2" Pipe