

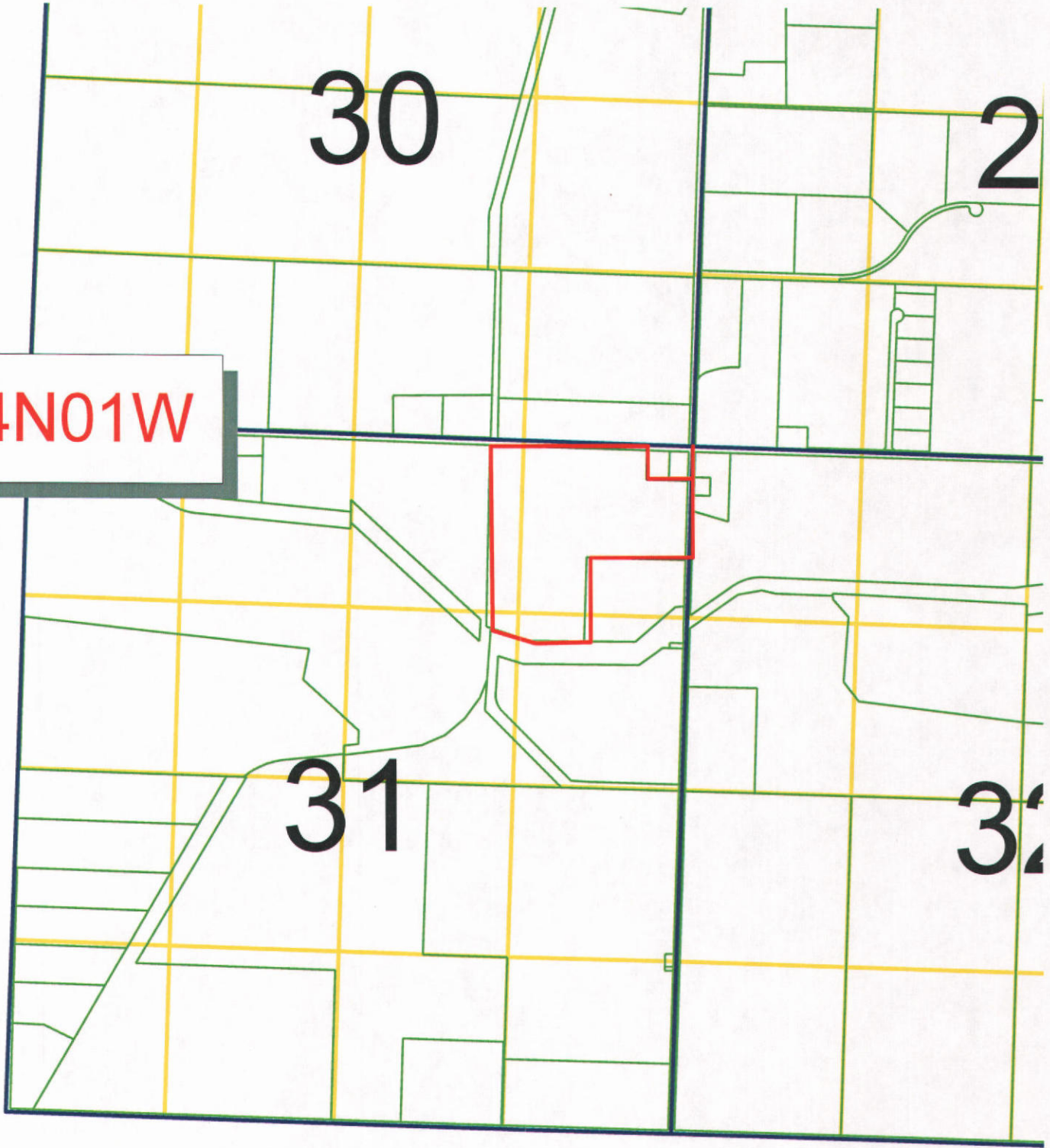
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04N01W

31

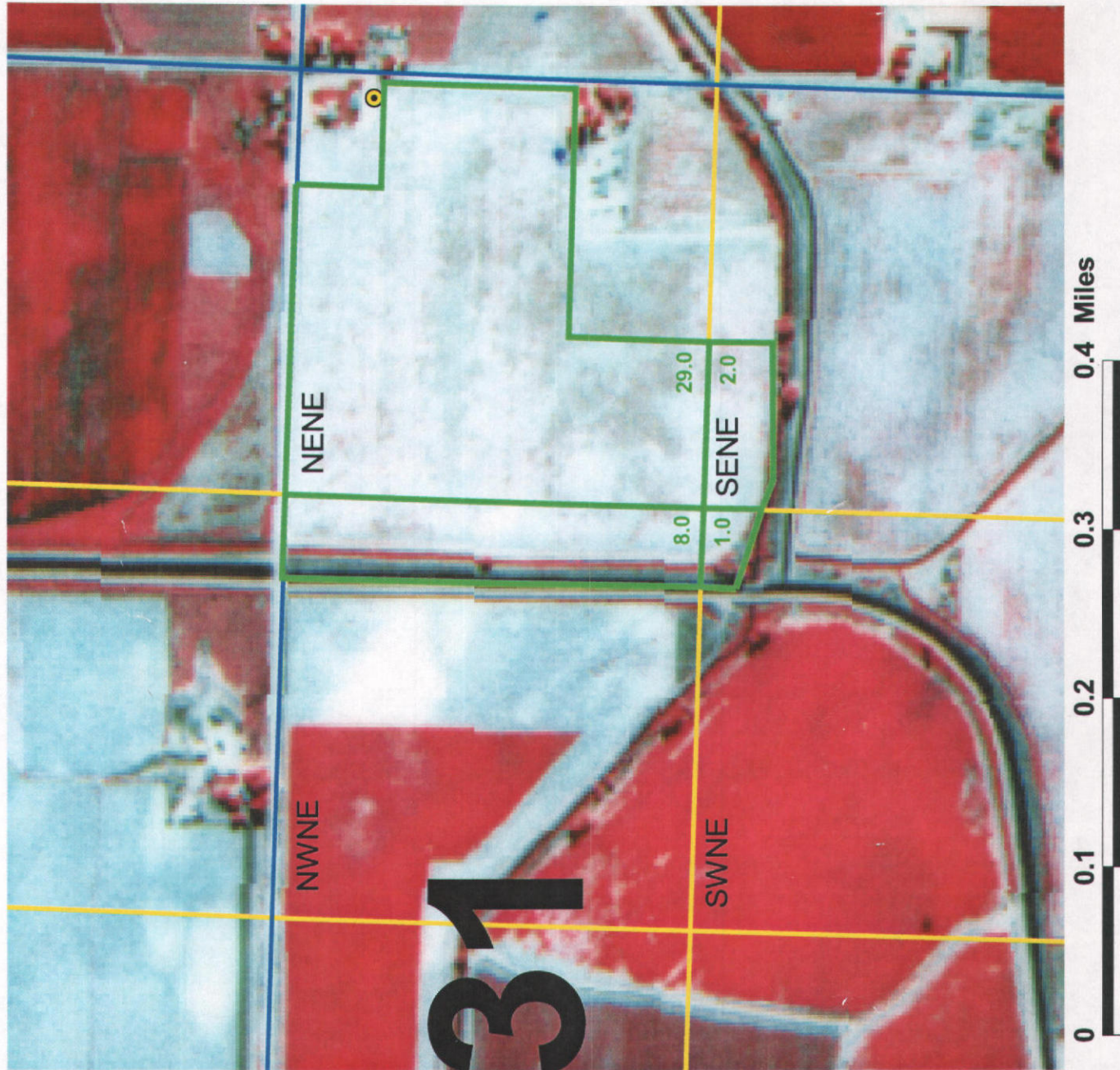
32



Idaho Department of Water Resources

T04N, R01W,
S31

Claim No: 63-31332
Prepared By: Kimberly Brown
Date: October 2, 2003



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

Acres Irrigated = 40.0



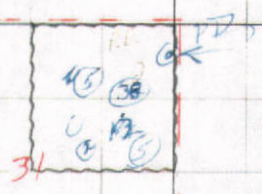
1987 NAPP



West Side Star Rd $\approx 300^+$ gpm
Sterling LLC

Rye 1W.

Traps 4 N.



30	43
12	7
50	50

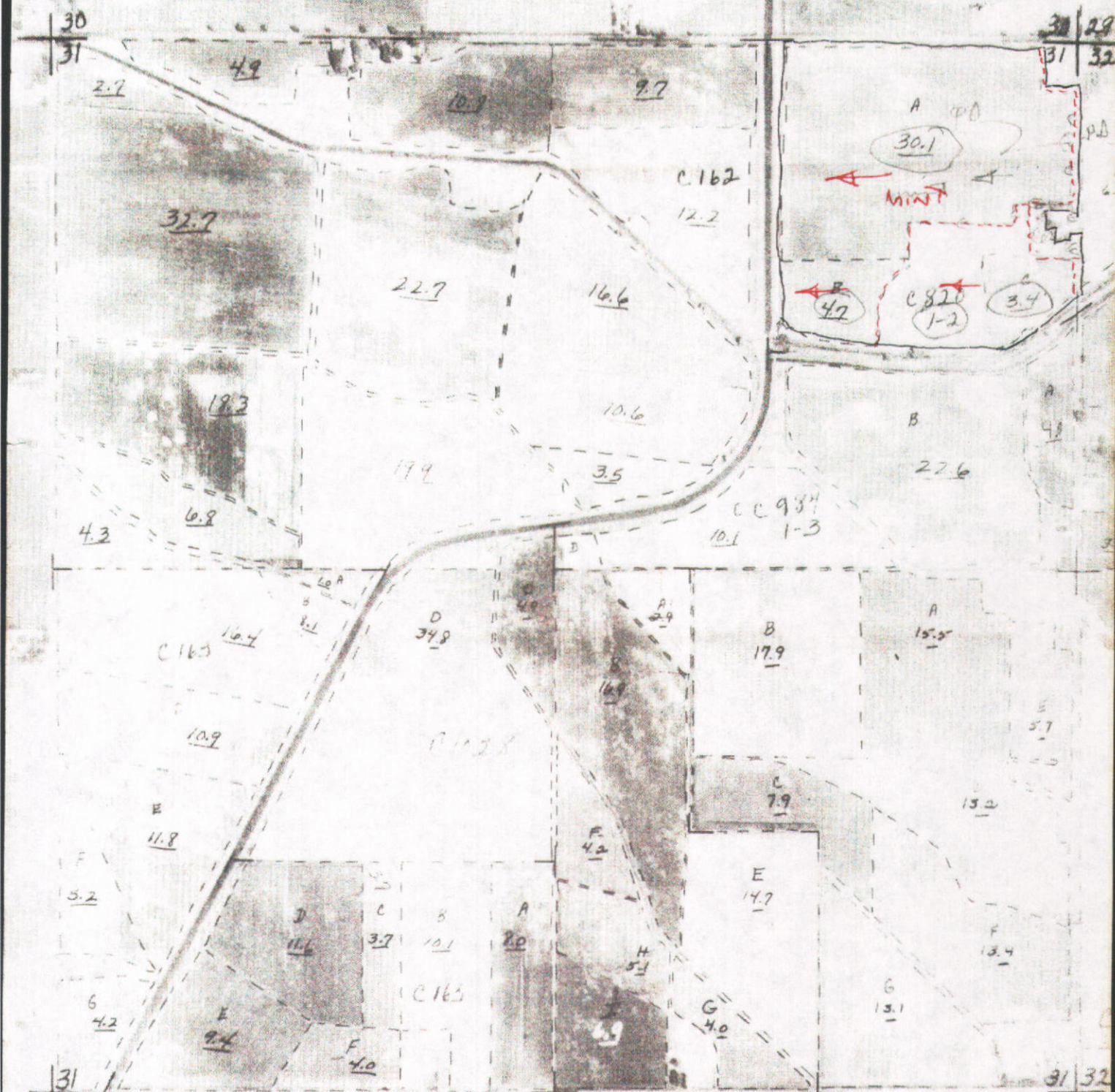
To Midland

AREA - ⁵⁰ 49 1/2 ACRES

SUBD - A

Q - 1.0 cfs. FOR IRRIGATION & STOCK WATER

1968



САНУОЛ

832820

NAME OF APPLICANT

Ho Friday

Form No. 0

Page 14



Twp 4N 31

32820
APR 6 1966
CARL E. TAYMAN
State Reclamation Engineer

Office Copy

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

32820

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 63-31332
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 FAMILY LLC Phone:
4201 LENORA DR
BOISE ID USA 83704

2. Date of Priority: 04/04/1966

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	31	NE NE	ADA	

5. Description of diverting works:

ARTESIAN, 6" CS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.8	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04N	01W	31	NE		NE	IRRIGATION	31
			NW		NE	IRRIGATION	5
			SW		NE	IRRIGATION	2
			SE		NE	IRRIGATION	2
						Section Acres	40
						Total Acres	40

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:

This claim is the result of a split due to change in ownership for a portion of 63-3497. DB 10/18/2001

CHANGE IN OWNERSHIP 11/21/05 LG

15. Basis of Claim: License

RECEIVED

NOV 08 2005

WATER RESOURCES
WESTERN REGION

1.

Kimberly
Nov. 7, 2005
4N1W

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-31332					

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

A. The appropriate **FILING FEE**. See instructions for fee amounts.

B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.

C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Chase Family LLC

4. New Owner/Claimant(s) Sterling Family LLC
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address 4201 Lenora Drive

City, State and ZIP Code Boise, ID 83704

New Telephone Number 208 377-2739

5. Date you acquired the property May 22, 2003

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

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

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

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

John H. Sterling, President

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

For Office Use Only

Received by _____ Date _____ Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



A Pioneer Company
PIONEER TITLE COMPANY
 OF ADA COUNTY

703 S. Americana, Suite 190 / Boise, Idaho 83702
 (208) 373-3744

WARRANTY DEED

For Value Received

Chase Family, LLC, an Idaho limited liability company

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

Sterling Family, L.L.C., and Idaho limited liability company

hereinafter referred to as Grantee, whose current address is 1081 N. Mitchell St., Boise, ID 83704

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

Tax Parcel No.'s S0431110200, S0432233900, S0432244300

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: May 21, 2003

Chase Family LLC

By: Michael J. Chase
 Michael J. Chase, Manager

By: William D. Chase
 William D. Chase, Asst. Manager

ACKNOWLEDGEMENT - Limited Liability Company

STATE OF IDAHO, County of Ada, ss.

On this 22nd day of May, in the year of 2003, before me the undersigned, a notary public, personally appeared Michael J. Chase and William D. Chase, known or identified to be two of the member(s)/manager(s) in a limited liability company, of Chase Family, LLC

and the member(s)/manager(s) who subscribed said limited liability company name to the foregoing instrument, and acknowledged to me that they executed the same in said limited liability company name.

Notary Public: James L. Bloch

Residing at: Boise, Idaho

My commission expires: 3-17-2005



A Pioneer Company

PIONEER TITLE COMPANY

OF ADA COUNTY

703 S. Americana, Suite 190 / Boise, Idaho 83702 / (208) 373-3744

ESCROW INSTRUCTIONS

SELLER: Chase Family LLC
BUYER: Sterling Family L.L.C.
LENDER: Northwest Farm Credit Services, FLCA
PROPERTY: NNA N. Star Road, Meridian, ID 83642
ESCROW NO.: 226423 DATE: May 21, 2003

To: PIONEER TITLE COMPANY OF ADA COUNTY

Upon receipt of collected funds sufficient to close this transaction, PIONEER TITLE COMPANY OF ADA COUNTY is authorized to close the above escrow and record the documents delivered to it, as well as to disburse those funds as set forth in the closing statement executed and hereby approved by the Buyer and Seller, on the following conditions.

1. **TITLE INSURANCE:** Buyer and Seller instructs Pioneer Title Company to close this transaction upon notification that a(n) Standard Owner's Policy in the amount of \$950,000.00 insuring Buyer and an ALTA Title insurance policy can be issued insuring Northwest Farm Credit Services, FLCA in an amount not exceeding \$800,000.00 can be issued subject to customary title exceptions, restrictive covenants, easements, and title exceptions 2 through 15 as set forth in Title Commitment No. 226423, which Buyer and Seller have read and hereby approve.

2. **PRORATIONS:** All prorations between Buyer and Seller shall be as of the date set forth in the closing statement. All prorations shall be based upon a 365-day year, unless the parties otherwise notify Pioneer Title Company of a different applicable amortization period. Calculated prorations shall be based upon the most recently available property tax, rental and insurance information received from Seller or the Deed of Trust beneficiary or mortgagee. All water, utility, and other prorations not specifically set forth in the closing statement shall be prorated directly between Buyer and Seller outside of this closing. Additional recording fees and additional interest due on any required loan payoffs different from that set forth in the closing statement may be deducted from the appropriate party's funds, notwithstanding the amounts set forth in that closing.

3. **FIRE INSURANCE:** Pioneer Title Company shall have no obligation to cancel, transfer, or purchase fire or other insurance for the Buyer and Seller. All insurance needs of the parties shall be handled directly by the parties, outside of escrow.

4. **DISPUTES WITH PIONEER TITLE:** Pioneer Title Company and every other party executing this Agreement agree that all disputes, claims, and controversies involving Pioneer Title Company in any way, whether individual, joint, or class in nature, arising out of this agreement or otherwise, including without limitation contract and tort disputes, in which the amount in controversy is \$50,000.00 or less shall be arbitrated pursuant to the Uniform Arbitration Act, upon written request of Pioneer Title Company. The parties shall mutually agree upon the arbitrator who shall be a licensed attorney or retired judge. Each of the parties to the dispute shall pay a pro-rata share of the arbitrator's fee. If the parties to the dispute cannot agree upon the arbitrator, then the arbitrator shall be selected by the court of general jurisdiction in the judicial district in which the principal office of Pioneer Title Company is situated upon motion or petition of Pioneer Title Company. The award rendered by the arbitrator shall be final and non-appealable, except that judgment may be entered in any court having jurisdiction thereof enforcing the terms of the arbitrator's award. Under no circumstances shall an arbitrator award punitive or exemplary damages to any of the parties to the arbitration.

5. **DISPUTES WITH OTHERS:** If a dispute arises between the Buyer and Seller or with any third party, Pioneer Title Company shall have the option to await settlement of such controversy between the parties and submission of joint written instructions by them, or to institute an interpleader action or otherwise await the entry of a court order judgment determining the parties' rights in such dispute. In the event that you should become a party to any such legal proceedings, we jointly and severally agree to pay and to hold you as escrow holder harmless from and against any and all costs, charges, damages, attorney's fees or other expense which you in good faith may incur.

6. **DISBURSEMENTS:** Buyer and Seller agree to pay and reimburse Pioneer Title Company, upon demand, any sums paid or otherwise disbursed by it in reliance upon any check, draft, or other items if they are returned or otherwise fail to result in the immediate, unconditional deposit or credit of cash funds at closing. If Buyer or Seller fails to present for payment any check or instrument issued by Pioneer Title Company within ninety (90) days from the date such check was issued, then Buyer and Seller authorizes Pioneer Title Company to deduct the sum of three dollars (\$3.00) per month from such funds until the check is presented for payment. If Pioneer Title

Company reissues any stale check, the fee charged to Pioneer Title by its bank for reissuing a check shall be deducted from the funds otherwise due and payable to Buyer and Seller.

7. AMENDMENTS: These instructions may only be amended in writing signed by the parties to this escrow or as set forth in any written supplemental escrow instruction. Pioneer Title Company may return the instruments and funds delivered pursuant to these instructions if this transaction fails to close within fifteen (15) working days from the above date; however if Pioneer Title Company elects not to return the instruments and funds, then this transaction may proceed to close, unless Pioneer Title Company is otherwise notified by the parties to this escrow.

8. COPIES: Buyer and Seller authorizes Pioneer Title Company to deliver a copy of these instructions and related documentation to Buyer's or Seller's real estate broker, salesperson, mortgagee, deed of trust beneficiary, attorney or other agent upon request.

9. TRUSTEE'S RECONVEYANCE FEE: Some deeds of trust provide that no reconveyance charge shall be charged to the party legally entitled to the reconveyance while other deed of trust forms limit the dollar amount of a reconveyance fee. The undersigned nevertheless request that Pioneer Title Company pay the trustee's customary reconveyance fee notwithstanding any contrary agreement, restriction or limitation set forth in any deed of trust wherein a reconveyance is requested in this transaction. The undersigned knowingly and intentionally waive any restriction or limitation on the collection of a reconveyance fee set forth in the closing statement executed and hereby approved by the undersigned.

THE UNDERSIGNED ARE HEREBY NOTIFIED THAT THEY HAVE THE RIGHT TO HAVE THE DOCUMENTATION USED IN THE CLOSING AND THESE ESCROW INSTRUCTIONS REVIEWED BY AN ATTORNEY OF THE UNDERSIGNED'S CHOICE, AT THEIR EXPENSE, PRIOR TO CLOSING. ANY QUESTIONS THEY MAY HAVE WITH REGARD TO THE DOCUMENTATION SHOULD BE ADDRESSED TO ANY ATTORNEY. PIONEER TITLE COMPANY CANNOT ANSWER LEGAL QUESTIONS FOR THE PARTIES.

Sterling Family L.L.C.

By: John Sterling

John Sterling, Member

By: Lynne Sterling

Lynne Sterling, Member

Chase Family LLC

By: Michael J. Chase

Michael J. Chase, Manager

By: William D. Chase

William D. Chase, Asst. Manager

PIONEER TITLE COMPANY OF ADA COUNTY,

By: Janet Bloch

Janet Bloch
Escrow Officer

EXHIBIT A

PARCEL 2

A parcel of land located in the Northwest quarter of Section 32, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to Sections 29, 30, 31 and the said Section 32, from which the quarter corner common to said Sections 31 and 32 bears South 00 degrees 00'00" West, 2629.79 feet;

Thence South 00 degrees 00'00" West, 1301.15 feet to a point in the center of the Five Mile Drain and the real point of beginning;

Thence along the center of said drain North 54 degrees 55'32" East, 431.33 feet;

Thence 248.91 feet along the arc of a curve to the right, having a radius of 390.02 feet, a central angle of 36 degrees 33'58" and a long chord bearing North 72 degrees 54'35" East, 244.71 feet;

Thence South 88 degrees 48'26" East, 542.23 feet;

Thence departing said Five Mile Drain South 7 degrees 54'17" East, 114.39 feet to a point in the center of the Teeter Drain (also known as the McFadden Drain);

Thence along the center of the Teeter Drain South 25 degrees 03'19" East, 68.10 feet;

Thence South 44 degrees 00'19" East, 135.61 feet;

Thence South 7 degrees 20'49" East, 51.25 feet;

Thence South 4 degrees 02'30" West, 388.74 feet;

Thence 305.15 feet along the arc of a curve to the left, having a radius of 197.47 feet, a central angle of 88 degrees 32'25" and a long chord bearing South 40 degrees 13'42" East, 275.68 feet;

Thence South 84 degrees 29'55" East, 1227.48 feet to a point on the North-South mid-section line;

Thence South 00 degrees 00'53" East, 600.08 feet to the center of said Section 32;

Thence along the East-West mid-section line North 89 degrees 57'05" West, 2078.78 feet;

Thence departing said line North 00 degrees 00'00" East, 801.91 feet;

Thence North 89 degrees 57'05" West, 568.21 feet to a point on the West boundary of said Northwest quarter;

Thence along said West boundary North 00 degrees 00'00" East, 526.74 feet to the point of beginning.

EXCEPT any portion lying within the right of way of Star Road.

PARCEL 3

A parcel of land located in the Northwest quarter of Section 32, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to Sections 29, 30, 31 and the said Section 32;

Thence South 89 degrees 59'56" East, 2646.31 feet to the quarter corner common to said Sections 29 and 32;

Thence along the North-South mid-section line South 00 degrees 00'53" East, 1121.90 feet to a point on the South bank of the Phyllis Feeder Canal and the real point of beginning;

Thence South 00 degrees 00'53" East, 910.00 feet to a point in the center of the Teeter Drain (also known as the McFadden Drain);

Thence along the center of the Teeter Drain North 84 degrees 29'55" West, 1227.48 feet;

Thence 305.15 feet along the arc of a curve to the right, having a radius of 197.47 feet, a central angle of 88 degrees 32'25" and a long chord bearing North 40 degrees 13'42" West, 275.68 feet;

Thence North 4 degrees 02'30" East, 388.74 feet;

Thence North 7 degrees 20'49" West, 51.25 feet;

Thence North 44 degrees 00'19" West, 135.61 feet;

Thence North 25 degrees 03'19" West, 68.10 feet;

Thence North 7 degrees 54'17" West, 22.30 feet to a point in the center of the Phyllis Feeder Canal;

Thence along the center and extended center of said canal South 88 degrees 33'02" East, 1505.39 feet to the point of beginning.

PARCEL 4

A parcel of land located in the Northeast quarter of Section 31, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the corner common to Sections 29, 30, 32 and the said Section 31, from which the quarter corner common to said Sections 31 and 32 bears South 00 degrees 00'00" West, 2629.79 feet;

Thence South 00 degrees 00'00" West, 853.51 feet to the real point of beginning;

Thence South 90 degrees 00'00" West, 798.55 feet;

Thence South 00 degrees 00'00" West, 648.58 feet to a point on the Northerly boundary of the Five Mile Drain right of way;

Thence along said Northerly boundary and said boundary extended South 88 degrees 46'00" West, 429.60 feet;

Thence North 73 degrees 32'00" West, 350.95 feet to a point in the center of the Phyllis Canal;

Thence along the center of the Phyllis Canal North 00 degrees 32'08" West, 1416.48 feet to a point on the North boundary of said Section 31;

Thence along said North boundary South 89 degrees 50'03" East, 1225.86 feet;

Thence South 00 degrees 00'00" West 247.50 feet;

Thence South 89 degrees 50'03" East, 352.00 feet to a point on the East boundary of said Section 31;

Thence South 00 degrees 00'00" West, 606.01 feet to the point of beginning.

EXCEPT any portion lying within the right of way of Star Road, McMillan Road and Phyllis Canal.

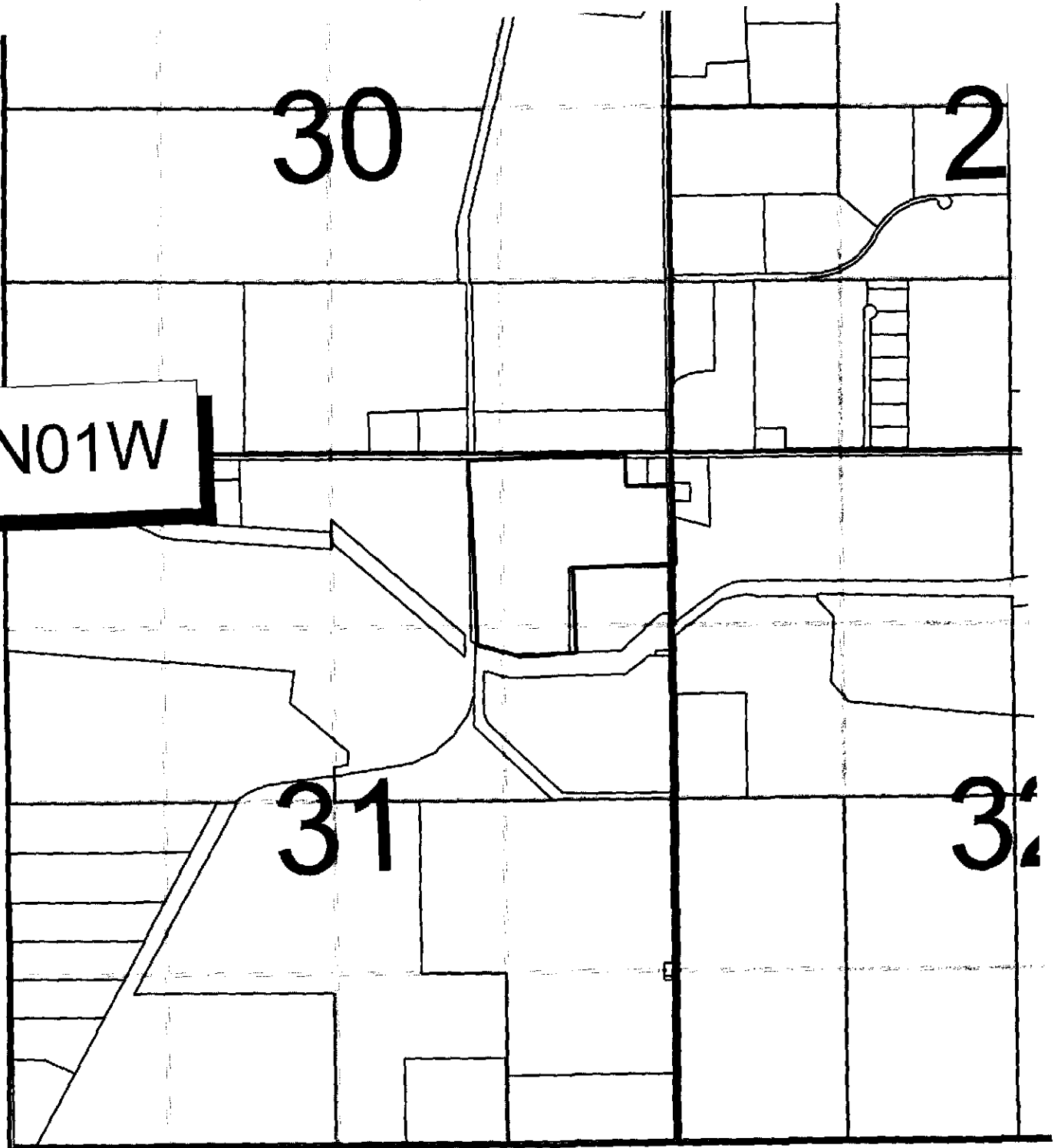
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04N01W

31

32



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 63-31332
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): CHASE FAMILY LLC
70 W FLOATING FEATHER RD
EAGLE ID USA 83616

Phone: (208) 939-6226

2. Date of Priority: 04/04/1966

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	31	NE NE	ADA	

5. Description of diverting works:

ARTESIAN, 6" CS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	04/01	10/31	0.8	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	31	NE NE		IRRIGATION	31
			NW NE		IRRIGATION	5
			SW NE		IRRIGATION	2
			SE NE		IRRIGATION	2
Section Acres						40
Total Acres						40

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:

This claim is the result of a split due to change in ownership for a portion of 63-3497. DB 10/18/2001

15. Basis of Claim: License

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

RECEIVED

SEP 27 2000

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-03497	A63-03497	Y			
63-09004	A63-09004	Y			

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) See attached profiles
4. New Owner/Claimant(s) Chase Family L.L.C.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 70 West Floating Feather Rd.
- City, State and ZIP Code Eagle ID 83616
- New Telephone Number (208) 939-6226 or 208 278-3845
5. Date you acquired the property 10-13-99 & 10-30-99

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-03497/A63-03497</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>.80/180</u>	<u>NENE 31</u>
Stock	<u>—</u>	<u>NWNE 5</u>
Domestic	<u>—</u>	<u>SWNE 2</u>
Other	<u>—</u>	<u>SENE 2</u>
Total	<u>.80/180</u>	<u>40 Total acres</u>

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-09004/A63-09004</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	<u>1.34/301.5</u>	<u>NENW 5</u>
Stock	<u>—</u>	<u>NWNE 4</u>
Domestic	<u>—</u>	<u>SWNW 25</u>
Other	<u>—</u>	<u>SENE 33</u>
Total	<u>1.34/301.5</u>	<u>67 total acres</u>

7. Signature of New Owner(s) or Claimant(s) Chase Family LLC by Michael J. Chase Attorney
(include title if applicable)

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

For Office Use Only			
Received by <u>LS</u>	Date <u>9/27/00</u>	Fee <u>—</u>	
Receipted by <u>—</u>	Date <u>—</u>	Receipt No. <u>—</u>	
Processed by <u>—</u> AJ	Date <u>—</u>	WR <u>—</u>	Date <u>—</u>

63-3497

FRIDAY 63-31331

Close

63-31332

NEVE 7

SENE 3

10

.20 cfs

NEVE 31

NWNE 5

SWNE 2

SENE 2

40

.80 cfs

6-19-89

RECEIVED

SEP 27 2000

WATER RESOURCES
WESTERN REGION

members of Chase Family LLC

Eleanor I. Chase

Kathryn L. Cook

H. Bryan Chase II

Charles W. Chase

Michael J. Chase

William D. Chase

James L. Chase

Timothy E. Chase

Marvin Cook

Paulina Chase

Colleen Chase

Donna Chase

Debra Chase

Vicki Chase

Karen Chase

63-03497



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave / Boise, Idaho 83704 / (208) 377-2700

RECEIVED

SEP 27 2000

WATER RESOURCES
WESTERN REGION

WARRANTY DEED

For Value Received

SUSAN ANN FRIDAY, AN UNMARRIED PERSON

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

CHASE FAMILY, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY

hereinafter referred to as Grantee, whose current address is

70 WEST FLOATING FEATHER RD., EAGLE, ID 83616

the following described premises, to-wit:

SEE EXHIBIT "A", ATTACHED HERETO AND MADE A PART THEREOF, BY REFERENCE AND WHICH IS COMPRISED OF ONE (1) PAGE.

SUBJECT TO A 40.00 FOOT WIDE IRRIGATION EASEMENT MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE CORNER COMMON TO SECTIONS 29, 30, 32 AND THE SAID SECTION 31, FROM WHICH THE 1/4 CORNER COMMON TO SAID SECTIONS 31 AND 32 BEARS SOUTH 00°00'00" WEST, 2629.79 FEET; THENCE SOUTH 00°00'00" WEST, 853.51 FEET TO THE REAL POINT OF BEGINNING.



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.

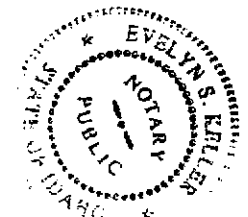
Dated: October 13, 1999.

Susan Ann Friday
SUSAN ANN FRIDAY

STATE OF IDAHO)
ss.
COUNTY OF ADA)

On This 30th day of October, in the year 1999, before me, a Notary Public in and for said State, personally appeared SUSAN ANN FRIDAY, known or identified to me to be the person(s) whose name(s) is subscribed to the within Instrument, and acknowledged to me that she executed the same.

Emily S. Keller
Notary Public of Idaho
Residing at Boise, Idaho
Commission expires: 2/18/2004



READ AND APPROVED BY MJC - E.S.

FILE NO.: P184778

EXHIBIT A

A PARCEL OF LAND LOCATED IN THE NORTHEAST QUARTER OF SECTION 31, TOWNSHIP 4 NORTH, RANGE 1 WEST, BOISE MERIDIAN, ADA COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE CORNER COMMON TO SECTIONS 29, 30, 32 AND THE SAID SECTION 31, FROM WHICH THE QUARTER CORNER COMMON TO SAID SECTIONS 31 AND 32 BEARS SOUTH 00 DEGREE 00'00" WEST, 2629.79 FEET; THENCE
SOUTH 00 DEGREE 00'00" WEST, 853.51 FEET TO THE REAL POINT OF BEGINNING;
THENCE
SOUTH 90 DEGREES 00'00" WEST, 798.55 FEET; THENCE
SOUTH 00 DEGREE 00'00" WEST, 648.58 FEET TO A POINT ON THE NORTHERLY BOUNDARY OF THE FIVE MILE DRAIN RIGHT OF WAY; THENCE
ALONG SAID NORTHERLY BOUNDARY AND SAID BOUNDARY EXTENDED SOUTH 88 DEGREES 46'00" WEST, 429.60 FEET; THENCE
NORTH 73 DEGREES 32'00" WEST, 350.95 FEET TO A POINT IN THE CENTER OF THE PHYLLIS CANAL; THENCE
ALONG THE CENTER OF THE PHYLLIS CANAL NORTH 00 DEGREE 32'08" WEST, 1416.48 FEET TO A POINT ON THE NORTH BOUNDARY OF SAID SECTION 31; THENCE
ALONG SAID NORTH BOUNDARY SOUTH 89 DEGREES 50'03" EAST, 1225.86 FEET;
THENCE
SOUTH 00 DEGREE 00'00" WEST, 247.50 FEET; THENCE
SOUTH 89 DEGREES 50'03" EAST, 352.00 FEET TO A POINT ON THE EAST BOUNDARY OF SAID SECTION 31; THENCE
SOUTH 00 DEGREE 00'00" WEST, 606.01 FEET TO THE POINT OF BEGINNING.

EXCEPT ANY PORTION LYING WITHIN THE RIGHT OF WAY OF STAR ROAD AND MCMILLAN ROAD.

END OF LEGAL DESCRIPTION

mjc - t.l.l. S.A.F.

Micro film
copy

IN THE DISTRICT COURT OF THE FIFTE 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: A63-03497
Date Received: 6/19/1989
Receipt No: W003268
Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: SUSAN FRIDAY 208-466-3020
Address: 4525 N. STAR RD.
MERIDIAN, ID 83642

OR

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

2. Date of Priority: APR 04, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
04N	01W	31	NE NE		ADA

5. Description of diverting works:
ARTESIAN, 6" CS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	1.000		

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 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	31	NE	NE		IRR	38.0
			NW	NE		IRR	5.0
			SW	NE		IRR	2.0
			SE	NE		IRR	5.0
						Section Acres	50.0
						Total Acres	50.0

11. Place of use in counties: ADA.

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

13. Other Water Rights Used:
NONE

14. Remarks:
DELETED STOCKWATER USAGE.

15. Basis of Claim: LICENSE
Water Right Number: 32820

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): Robert Friday Date: 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

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

11/21/2005

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

RIGHT NUMBER: 63-31332

NAME AND ADDRESS: STERLING FAMILY LLC
4201 LENORA DR
BOISE ID 83704

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS
180.000 AFY

PRIORITY DATE: 04/04/1966

POINT OF DIVERSION:

T04N R01W S31 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.800 CFS 180.00 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 OCTOBER 31 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 S31	NENE	29.0	T04N R01W S31	NWNE	8.0
T04N R01W S31	SWNE	1.0	T04N R01W S31	SENE	2.0

40 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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

Water Right 63-31332

1



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

November 21, 2005

Sterling Family LLC
4201 Lenora Drive
Boise, ID 83704

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-31332

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

10/02/2003

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

RIGHT NUMBER: 63-31332

NAME AND ADDRESS: CHASE FAMILY LLC
70 W FLOATING FEATHER RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.800 CFS
180.000 AFY

PRIORITY DATE: 04/04/1966

POINT OF DIVERSION:

T04N R01W S31 NENE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.800 CFS
180.00 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 OCTOBER 31 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 S31 NENE 29.0

T04N R01W S31 NWNE 8.0

T04N R01W S31 SWNE 1.0

T04N R01W S31 SENE 2.0

40 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.

EXPLANATORY MATERIAL: License

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31332 V1

WATER RIGHT NUMBER: 63-31332 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	OTTO FRIDAY RT 1 MERIDIAN, ID 83642
Original Owner	SUSAN FRIDAY 4525 N STAR RD MERIDIAN, ID 83642 (208)466-3020
Original Owner	ROBERT FRIDAY 4190 N STAR RD MERIDIAN, ID 83642
Current Owner	CHASE FAMILY LLC 70 W FLOATING FEATHER RD EAGLE, ID 83616

Priority Date: 04/04/1966

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	04/01 to 10/31	0.800 CFS	180.00 AF
	<u>Total Diversion:</u>	0.800 CFS	180.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 31, 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	31	29.0	8.0	1.0	2.0													40.0

Total Acres: 40

Conditions of Approval:

1. C05 RIGHT INCLUDES ACCOMPLISHED CHANGE IN PLACE OF USE PURSUANT TO SECTION 42-1425, IDAHO CODE.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31332 V1

3. W40 Use of this right is combined with water from Pioneer Irrigation District.

Remarks:

1. Purpose of Use 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 OCTOBER 31 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.

Comments:

1. kbrown 10/2/2003 Accomplished Transfer

Comment: There is an error in licensing. It appears the error is due to mapping techniques not available in the 1960s. This place of use Accomplished Transfer is based on 2002 Ada County Tax Lot information and 1987 NAPP photography.

Dates and Other Information:

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

Idaho Department of Water Resources

T04N, R01W,
S31

Claim No: 63-31332
Prepared By: Kimberly Brown
Date: October 2, 2003

● Point of Diversion



Place of Use

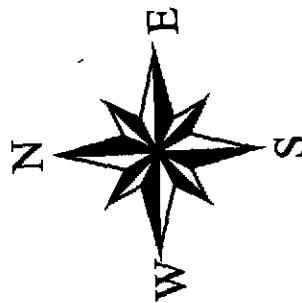


Section Lines



1/4 1/4

Acres Irrigated = 40.0



1987 NAPP



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31332

WATER RIGHT NUMBER: 63-31332

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	OTTO FRIDAY ✓ RT 1 MERIDIAN, ID 83642
Original Owner	SUSAN FRIDAY ✓ 4525 N STAR RD MERIDIAN, ID 83642 (208)466-3020
Original Owner	ROBERT FRIDAY ✓ 4190 N STAR RD MERIDIAN, ID 83642
Current Owner	CHASE FAMILY LLC ✓ 70 W FLOATING FEATHER RD EAGLE, ID 83616

Priority Date: 04/04/1966 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION

From To

04/01 to 10/31

Diversion Rate

0.800 CFS ✓

Annual Volume

180 AF

Total Diversion:

0.800 CFS ✓

180 AF

40 ACRES

4.5

180 AF

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

NE1/4NE1/4 ✓

Sec. 31, Twp 04N, Rge 01W, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	01W	31	31.0	0.0	0.0	0.0	40.0

Total Acres: 40

ADD S04 - Season of use is 3/1 to 11/15.

Conditions of Approval:

ADD W40 - Use combined with Pioneer Irr. Dist.

Remarks:

1. General

This claim is the result of a split due to change in ownership for a portion of 63-3497. DB
10/18/2001

Permit No. G-32820.

Deleted stockwater usage - Water Right No. 63-3497.

Field Exam Date 10.1.03
(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 (Water Right No. 63-3497-^{ad.} #100⁰⁰)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-31332

Owner: Chase Family LLC Phone No. _____

Current Address: _____

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

Accompanied by: N/A

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

6" discharge from artesian well into concrete ditch. Refer to D.O.R. Report of Examiner.

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-15733, 63-31331

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

WATER USES☒ No change☐ Different Uses

Season of use is 3/1 to 11/15 per new DWR standard.
See shoulder remarks.

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 180 AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)40 ACRES
4.5

180 AF

NON-IRRIGATION USES:☐ No change Water Right No. 63-3497 deleted stockwater use.☐ Changes Exam found: Domestic # of homes _____ Stock # 4-5 head according to D.O.R.

Types _____ Additional comments: Report of Examiner.

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

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

Overlap with other water rights: 63-31331 → Pioneer Irrigation District

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

No

Delivery System Narrative: Refer to D.O.R. Report of Examiner.

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

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

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

Right includes accomplished change in place of
use pursuant to Section 42-01425, ID Code.

There is an error in licensing. It appears the error is
due to mapping techniques not available in the 1960s. This Accomplished
Transfer is based on 2002 Tactot information & 1987 NAPP photography.

Permit No. G-32820.

Water right no. 63-3497 deleted stockwater use.

Use of this right is combined w/ water from Pioneer Irr.
District.

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: 10.2.03

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 8, 2005

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Sterling Family, LLC
4201 Lenora Dr.
Boise, ID 83704

#63-31332

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

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 a free-flowing well located in the NE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 31, Township 4N Range 1W, Ada County, Idaho. More generally this well is located South and West of the intersection of Star Rd. and McMillan Rd.

The subject well has 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 this well 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. This well has 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 this well is significant.

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 this well. The department will conduct a field investigation on February 22, 2005 to verify that the well has 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:

**STERLING FAMILY LLC
4201 LENORA DR
BOISE ID 83704**

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Signature]* ☒ Agent ☒ Addressee

B. Received by (Printed Name)

L Sterling

C. Date of Delivery

*2-10-08*D. Is delivery address different from item 1? ☐ YesIf 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

2. Article Number

7099 3220 0006 2264 2431

(Transfer from service label)

PS Form 3811, August 2001

Domestic Return Receipt

102595-02-M-1035

U.S. Postal Service

CERTIFIED MAIL RECEIPT

(Domestic Mail Only; No Insurance Coverage Provided)

Article Sent To:

STERLING FAMILY LLC

Postage \$.37

Certified Fee 2.30

Return Receipt Fee
(Endorsement Required) 1.75Restricted Delivery Fee
(Endorsement Required)

Total Postage & Fees \$ 4.42

Postmark
Here

Name (Please Print Clearly) (To be completed by mailer)

STERLING FAMILY LLC

Street, Apt. No., or PO Box No.

4201 LENORA DR

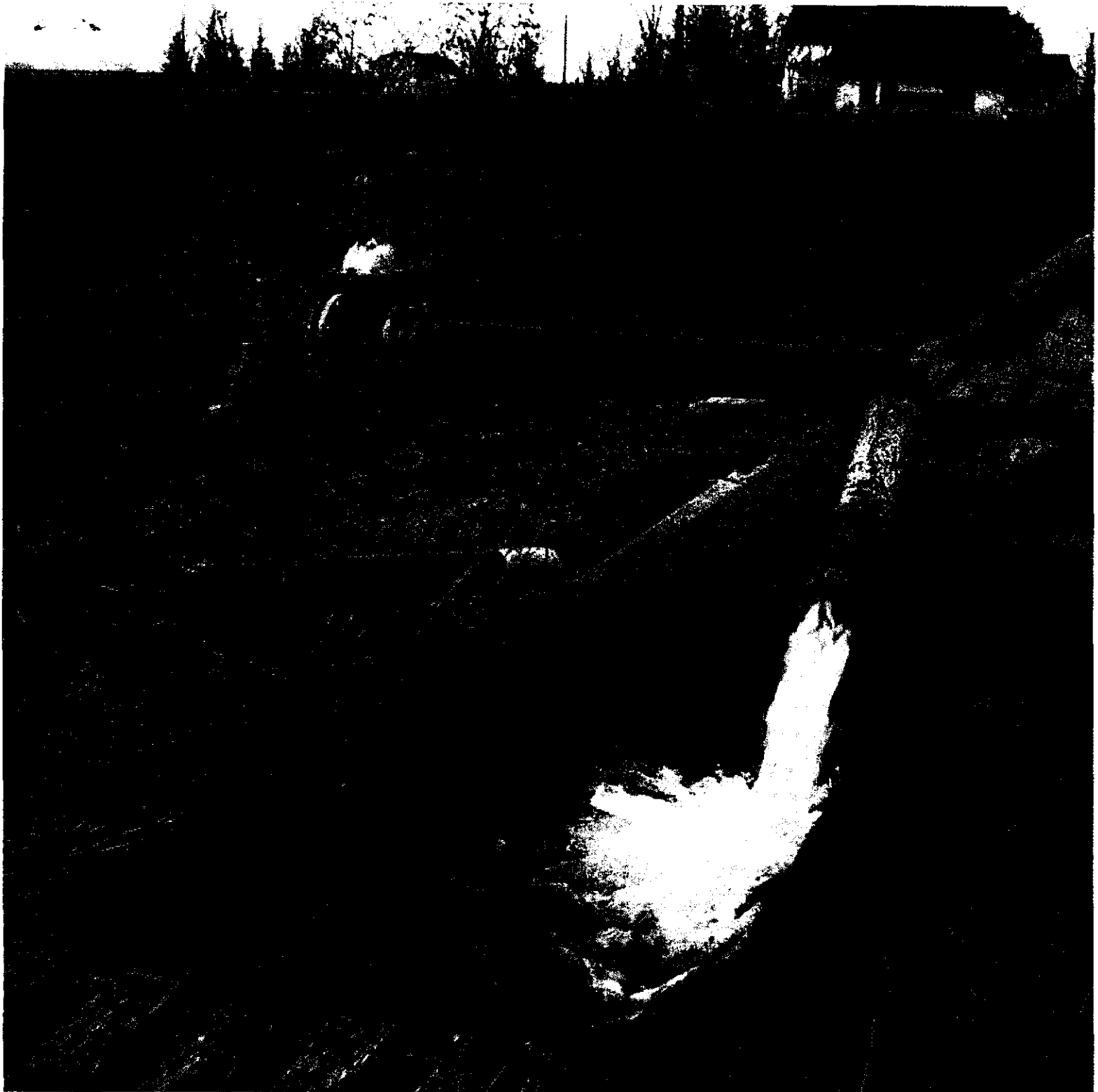
City, State, ZIP+4

BOISE ID 83704

PS Form 3800, July 1999

See Reverse for Instructions

7099 3220 0006 2264 2431



West Side Star Rd $\approx 300^+$ gpm
Sterling LLC

SD-1603-3

Idaho Department Of Water Resources
Detail Receipt Summary Screen

Date: 10/02/03
Time: 08:40:35

Rec/No - W003268 AR/No -
From: - FRIDAY, MARILYN

Receipt Type - CK Doc/No - 4448
Remarks -

MOST CURRENT RECEIPT

Receipt Date: 06/19/1989

Type Of Payment	Fund	FD	PCA	Obj	Subsid	Fee
ADJUDICATION FEE____(ROBERT FRIDAY)	9337		410162	6490		578.00

Total Due - 578.00

WR/No	WR Fee	WR/No	WR Fee	WR/No	WR Fee
A6303497	100.00	A6315733	25.00	A6309004	199.00
A6305015	87.00	A6310029	117.00	A6315734	25.00
A6315735	25.00				

(Enter=Continue)

(GOLD7=Selection Screen)

(GOLD8=Cancel)



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

October 19, 2001

CHASE FAMILY LLC
70 W FLOATING FEATHER RD
EAGLE ID 83616

Re: Original Notice of Claim to a Water Right No. 63-3497

Renumbered Notice of Claim to a Water Right No. 63-31332

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 I
Adjudication Section
Western Region

DB: db

Enclosure

State of Idaho

License and Certificate of Water Right

Water License No. G-32820 Priority April 4, 1966 Amount 1.0 c.f.s.

THIS IS TO CERTIFY that OTTO FRIDAY

of Meridian, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated April 4, 1966; that Permit No. G-32820 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.0 second feet, was issued thereunder on May 9, 1968, showing that said works were completed on the 9 day of September, 1966; and that on the 9 day of September, 1966 Otto Friday

of Meridian, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation and stock water under Use Permit No. G-32820 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record ~~in the~~ on the 9 day of May, 1968.

The right hereby confirmed dates from April 4, 1966.

The Point of Diversion is located

in the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 31, Twp. 4 N, R. 1 W, B.M. Ada County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.0 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N	1 W	31	NE $\frac{1}{4}$ NE $\frac{1}{4}$	37	38
			NW $\frac{1}{4}$ NE $\frac{1}{4}$	5	5
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	3	2
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	5	5
Total number of acres irrigated:					50

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 9 day of May, 1968.

R. Keith Higgins
State Reclamation Engineer.

63 3497

b 32820

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-32820

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Otto Friday
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NE 1/4 of Section 31
T. 4 N R. 1 W, B.M. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same:

6" DISCHARGE FROM ARTESIAN WELL INTO
CONCRETE DITCH

5. Water is used for: Irrigation - stockwater
6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE 1/4, S. 31, T. 4 N, R. 1 W, B.M. Approx 1 1/2 ACRES

Stock water (1-5 head) NE 1/4 Sec 31

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

Mrs. Otto Friday & Hilda May (Assoc)
Otto Friday Sr Present

INCOMETER USED. Q = 1.3 cfs to 1.4 cfs

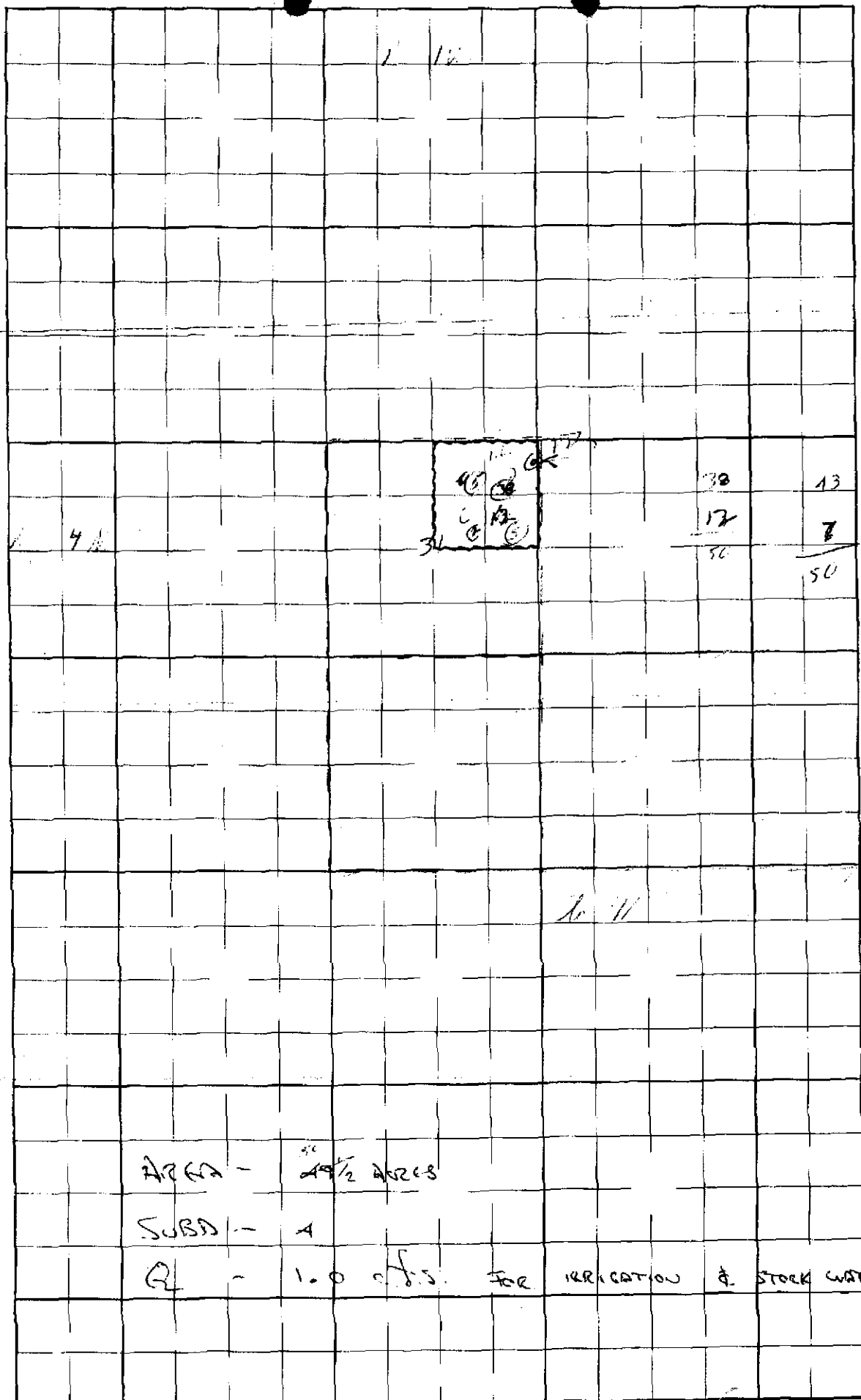
This examination was made on the 27 TH day of FEB, 19 68

(Signed) DR.

Examiner

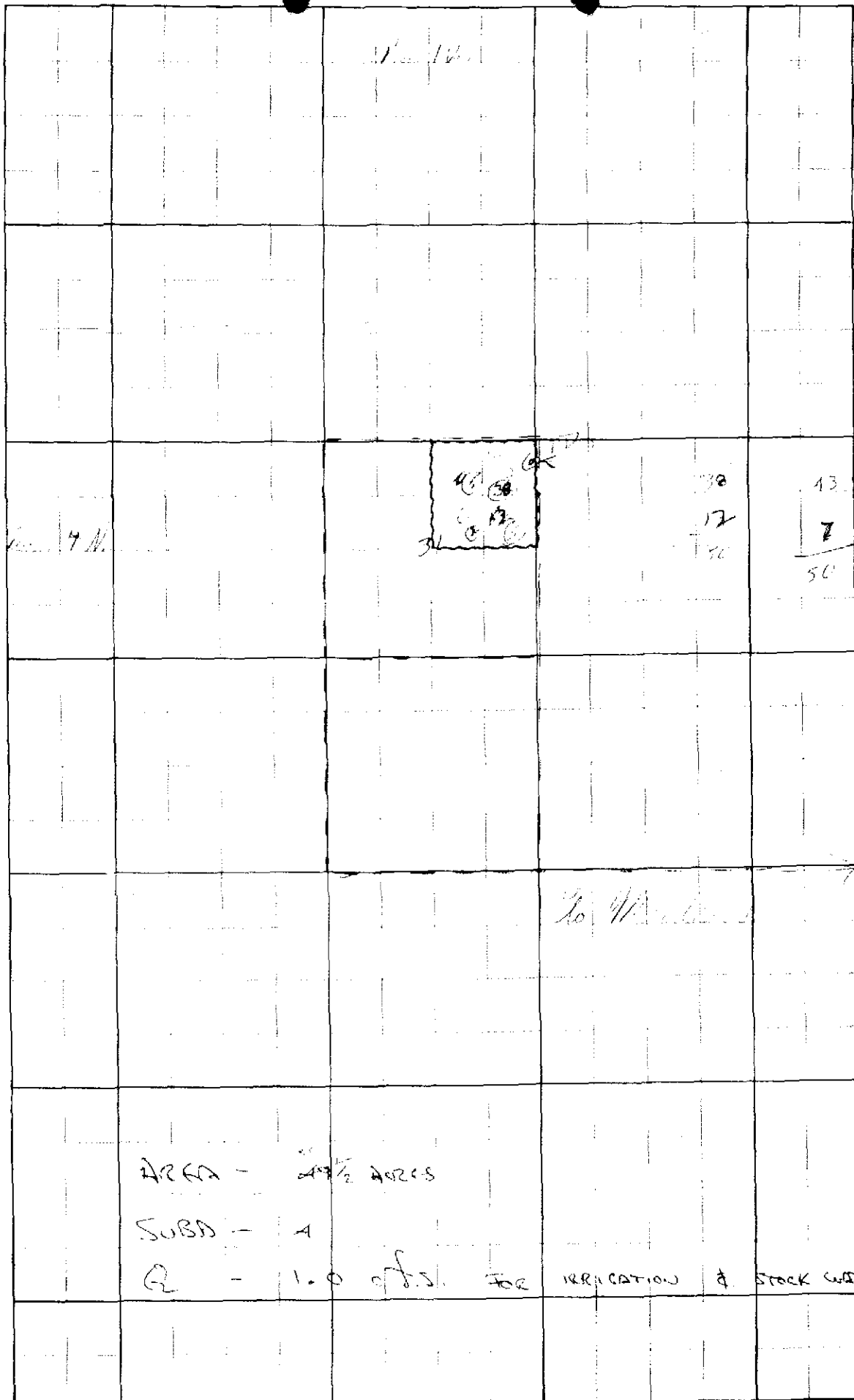
G32820

Plat 1



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

h 32020

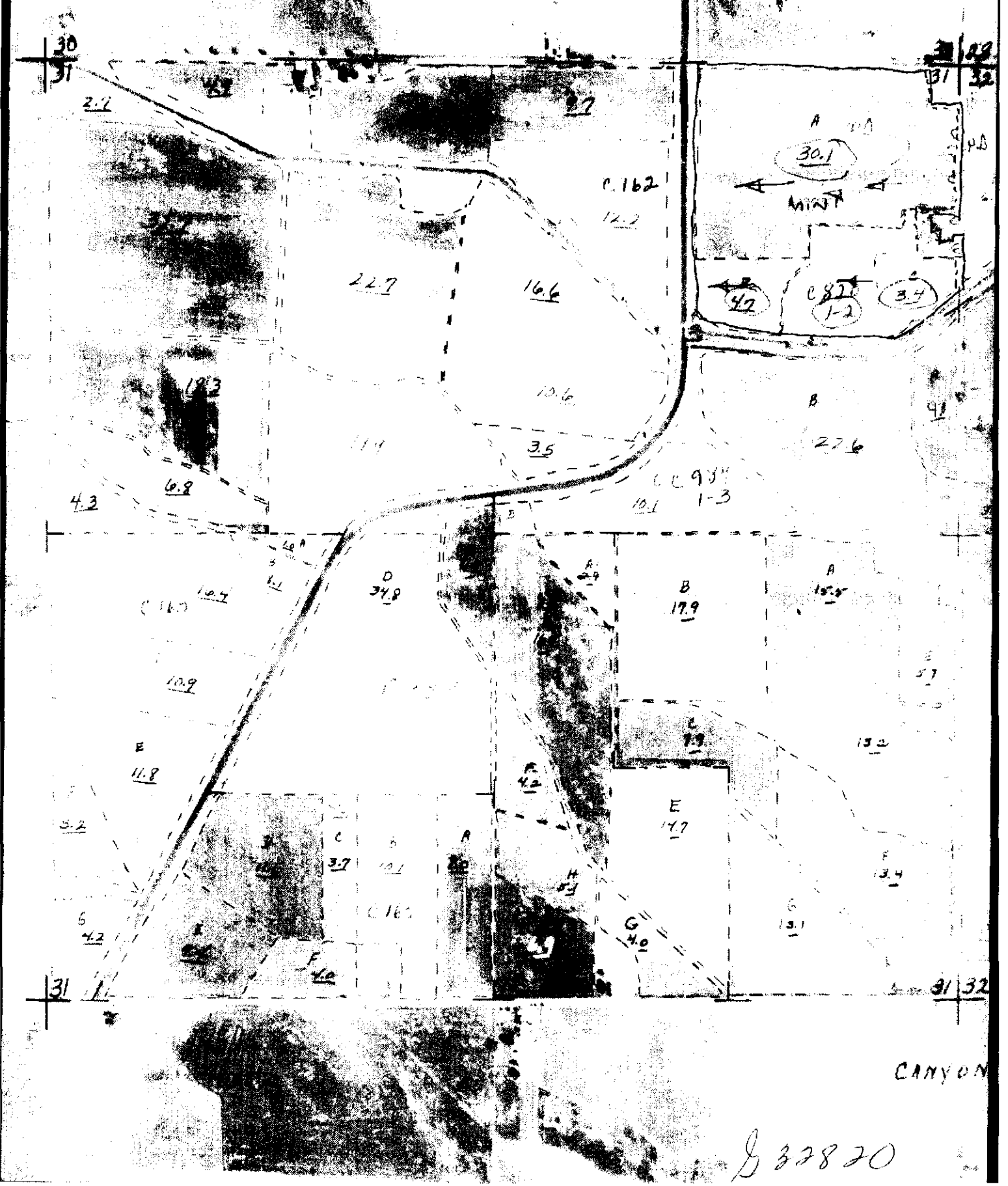


Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

632020

2d-552

1968



Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that OTTO FRIDAY
 of Meridian, County of Ada, and State of
Idaho, the holder of Permit No. G-32820, issued upon
 Application No. G 40989 bearing date of priority of April 4, 1966, authorizing the
 diversion of 1.0 second feet of waters of a well

County of Ada, State of Idaho, for irrigation and stock water
 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 1.0 second feet of the waters of a well from subterranean flow

that the point of diversion of said waters is in the NE 1/4 NE 1/4 Section 31, Township 4
North, Range 1 West, Boise Meridian;

and that the lands proposed to be irrigated by the use or place of use of said water are
 described as follows, to-wit: NE 1/4 Section 31, Township 4 North, Range 1 West,
Boise Meridian.

Proof of completion of works made: September 9, 1966

Witness my hand this 9 day of May, A. D. 19 68

R. Kirk Higgins
 State Reclamation Engineer

G 32820

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Permit No. G 32820

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

OTTO FRIDAY Rt # 1 Meridian, Idaho Farmer

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf:

Ques. 3. State number, approval date of permit, and date of priority: _____

Permit # G 32820 April 6, 1966

Ques. 4. State source of water supply: Artesian drilled well

Give location of point of diversion, showing subdivision, section, township and range
in the NE $\frac{1}{4}$ of ~~the~~ Sec. 31; T4N, R1W of BM Ada County.

Ques. 5. Describe your works of diversion: Flowing well into concrete ditch.

_____ ; state amount of water they are capable of conveying from point of diversion to place of use: 40 inches; Give name of canal or ditch

or other works by which water is conducted to such place of use: (above concrete ditch)

_____ ; if a well, state depth of well 400 Ft.; depth and size of

casing Six inch; depth to water 0; if pump is used,

state discharge of pump: No pump; tell how it was measured or determined _____

_____ ; if sprinkler irrigation, give number and size of nozzles and operating pressure: _____

Ques. 6. State for what purpose water is used: Irrigation and stockwater (domestic)
(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

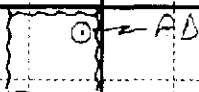
rrigation : 35 acres in the NE $\frac{1}{4}$ of Sec. 31; T4N, R1W of BM.

NAME OF APPLICANT

Ho Friday

Form No. 0

Reg 14



Twp 4N 31

32820
APR 6 1966
CARL E. TAPPAN
State Reclamation Engineer

Office Copy

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

32820

✓ 32820
63

APPLICATION FOR PERMIT 63-347
To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40989
Permit No. G- 32820
District No.

1. Name of Applicant: Otto Friday
Postoffice address: Route #1, Meridian County: Ada State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1.0 or Idaho
Miners' inches 50 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the NE 1/4 of the NE 1/4 of Section 31,
Twp. 4 N , Rge. 1 W , B.M., County of Ada
5. Water is to be used for: irrigation - stockwater - domestic
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the NE 1/4 of the NE 1/4 of Section 31 , Twp. 4 N
Rge. 1 W , B.M.
 - (b) Waste water or sewage effluent is to be returned to same
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: flowing well into concrete ditch
8. Estimated cost of works: \$ 3,200.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. five
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: Ridenbaugh Canal at 23 inches
 - (a) .46 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) .54 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks: Kenneth D. Witt, well driller

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.

/s/ OTTO FRIDAY Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 11:25 A.M. April 4, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G- 32820

Recorded in Book 115 Page 32820 Approved April 6, 1966

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:

Bond in the sum of \$ to be filed on or before

Work to begin on or before

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 6, 1968

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before April 6, 1971.

Witness my hand this 6th day of April, 1966.

/s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, Robert E. Smylie, Governor of the State of Idaho, and Louis E. Clapp, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th day of April, 1966.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS E. CLAPP

Secretary of State.

By /s/ ROBERT E. SMYLIE

Governor

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1W	31	37	5	3	5												50	
PERMIT NO. G-32820 CERTIFICATE OF COMPLETION OF WORKS ✓ TO ALL WHOM IT MAY CONCERN: This is to certify that OTTO FRIDAY of Meridian, County of Ada, and State of Idaho, the holder of Permit No. G-32820, issued upon Application No. G-40989 bearing date of priority of April 4, 1966, authorizing the diversion of 1.0 second feet of waters of a well County of Ada, State of Idaho, for irrigation and stock water 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 1.0 second feet of the waters of a well from subterranean flow that the point of diversion of said waters is in the NE¼NE¼ Section 31, Township 4 North, Range 1 West, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: NE¼ Section 31, Township 4 North, Range 1 West, Boise Meridian. Proof of completion of works made: September 9, 1966 Witness my hand this 9 day of May, A. D. 1968 /s/ R. KEITH HIGGINSON State Reclamation Engineer LICENSE ISSUED FOR 1.0 SEC. Ft. LICENSE PAGE NO. 32720																			