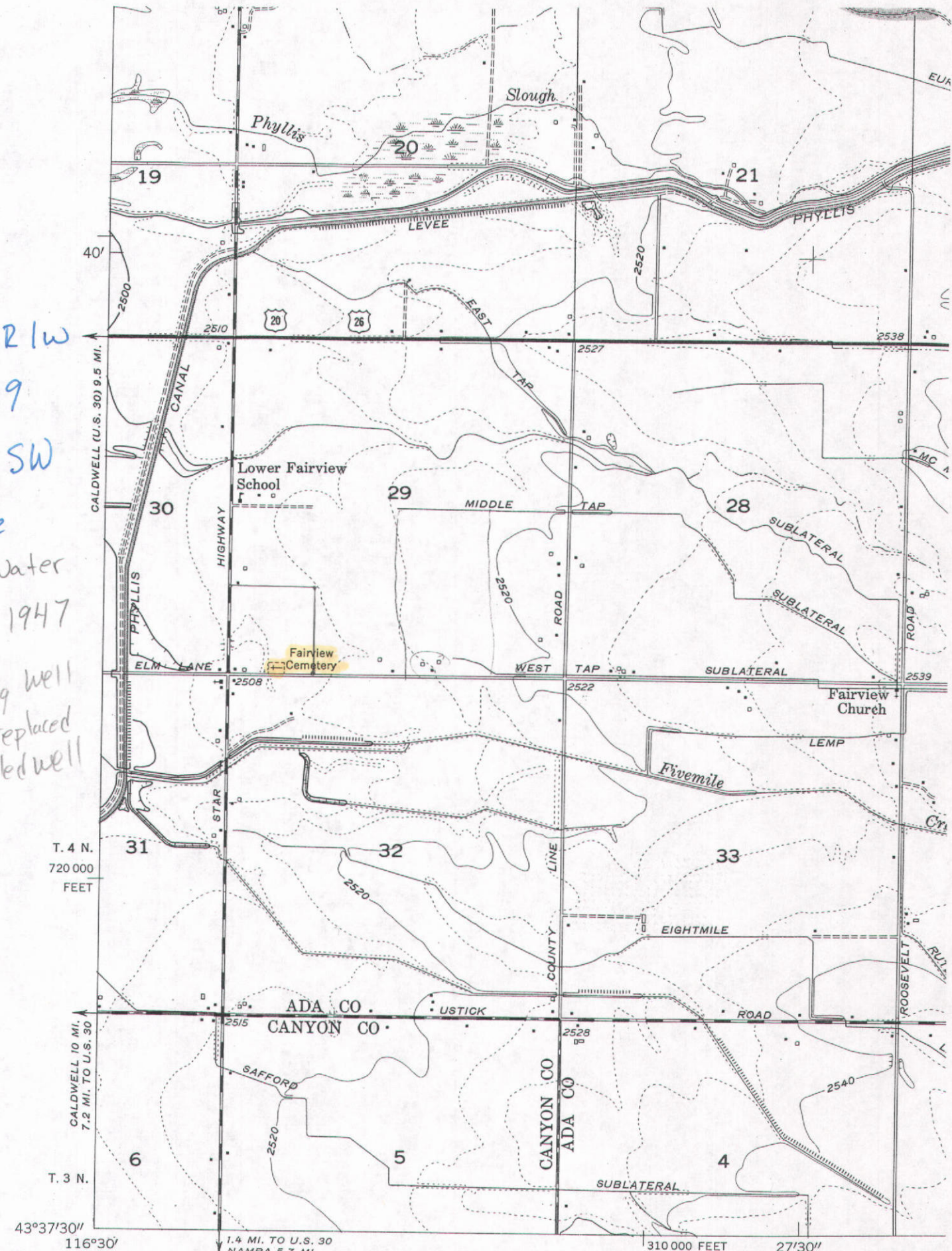
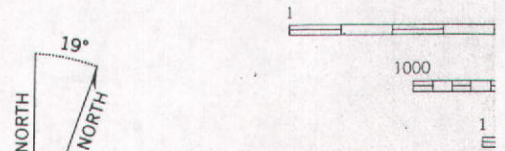


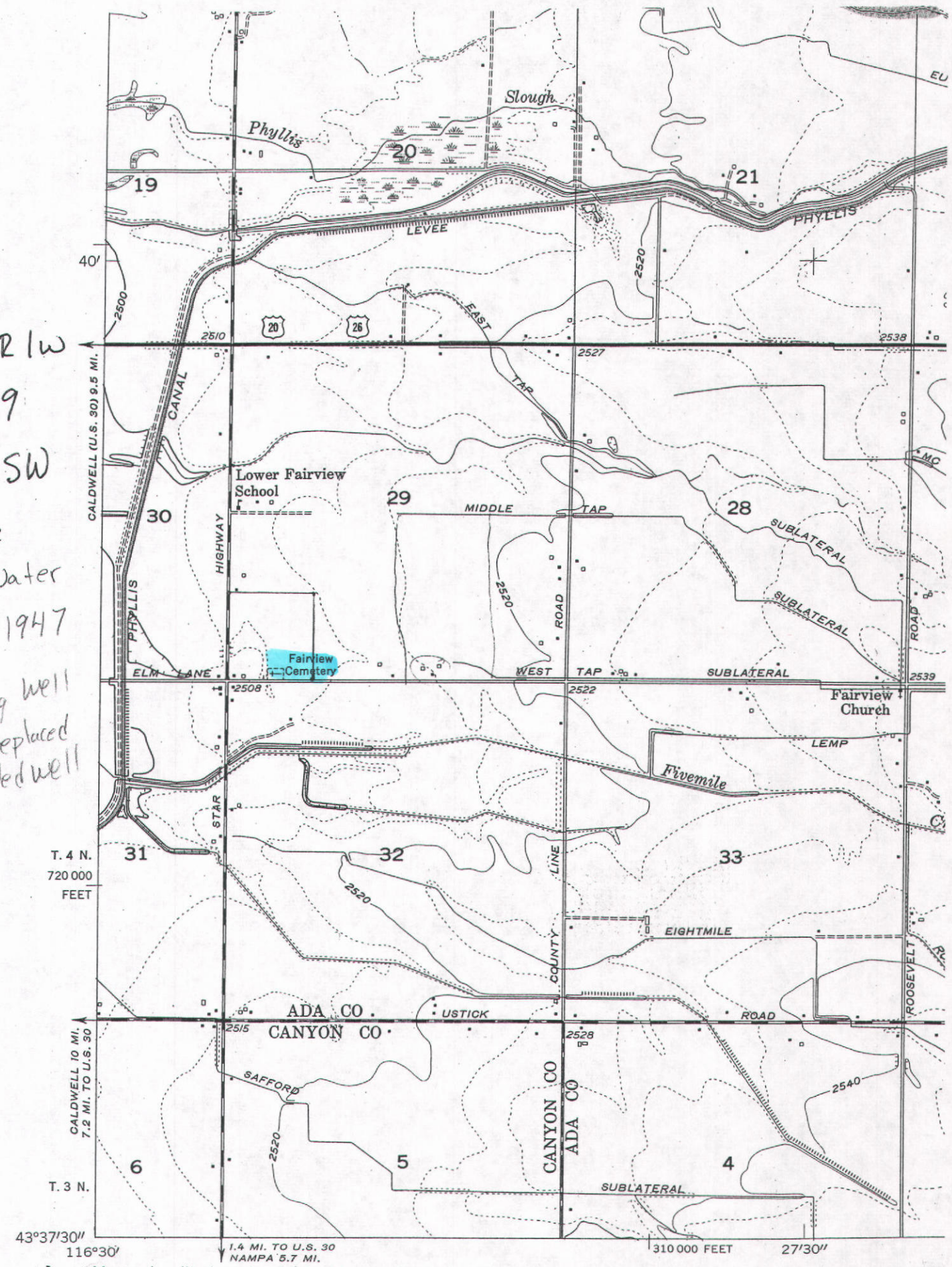
T4N R1W  
 S.29  
 SW SW  
 1 acre  
 Ground water  
 April 1947  
 Existing  
 Hand dug well  
 to be replaced  
 by drilled well



Maped, edited, and published by the Geological Survey  
 Control by USGS and USC&GS  
 Topography from aerial photographs by multiplex methods and by  
 plane-table surveys 1953. Aerial photographs taken 1951  
 Polyconic projection. 1927 North American datum  
 10,000-foot grid based on Idaho coordinate system, west zone  
 Dashed land lines indicate approximate boundaries



T4N R1W  
 S.29  
 SW SW  
 1 acre  
 Ground Water  
 April 1947  
 Existing  
 Hand dug well  
 to be replaced  
 by drilled well

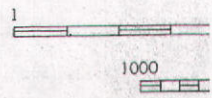
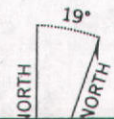


(NAD 83)  
 1:25,000

Mapped, edited, and published by the Geological Survey  
 Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods and by  
 plane-table surveys 1953. Aerial photographs taken 1951

Polyconic projection. 1927 North American datum  
 10,000-foot grid based on Idaho coordinate system, west zone





State of Idaho, }  
County of Ada } ss.

On this Sixth day of February in the year 1907  
before me L. B. Weber, a Notary Public  
in and for said County, personally appeared

Lewis J. Creason  
known to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that he executed the same, and on this Sixth  
day of February in the year 1907, before me, the officer above described,  
personally appeared Mary J. Creason

known to me to be the person whose name is subscribed to the within instrument, described  
as a married woman; and upon an examination without the hearing of her husband, I  
made her acquainted with the contents of the instrument, and thereupon she acknowledged  
to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official  
seal, the day and year in this certificate first above written.

L. B. Weber  
Notary Public

MAR 22 1907 O. H.  
Marriage Deed.

Lewis J. Creason  
and  
Mary J. Creason

To  
Spencer Cemetery Ada

Dated 190

State of Idaho,  
County of Ada } ss.

I hereby certify that this instrument  
was filed for record at the request of  
Rosa White

at 10 minutes past 7  
o'clock P. M., this 26th  
day of February 1907

in my office, and duly recorded in Book  
65 of deeds at page 301

W. J. Leavitt  
Ex-officio Recorder

By 120 Deputy.  
Fees, \$ 1.20

PRINTED AND FOR SALE BY  
ARCH CUNNINGHAM & CO.,  
LEGAL BLANKS, PRINTING, OFFICE STATIONERY,  
BOISE, IDAHO. 8-06-1900  
Rosa White  
Caldwell

This Indenture, Made this 6<sup>th</sup> day of February  
in the year of our Lord one thousand nine hundred and seven between  
Lewis J. Creason and Mary V. Creason  
of Meridian County of Ada State of Idaho  
the parties of the first part, and The Fairview Cemetery Association  
Trustees F. A. Brown, Ross White and David Betts  
of Ada County of Ada State of Idaho  
the parties of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the  
sum of One Hundred Dollars,  
lawful money of the United States of America, to them in hand paid by the said parties  
of the second part, the receipt whereof is hereby acknowledged, have granted, bargained  
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the  
said parties of the second part, and to their heirs and assigns forever, all the following  
described real estate, situated in Ada County, State of Idaho, to-wit:

Beginning at a point Forty Rods East of the Common  
Corner of Sections Twenty Nine (29) Thirty (30) Thirty  
One (31) and Thirty Two (32). Thence East Fourteen Rods. Thence  
North Eleven and Three-Seventh ( $11\frac{3}{7}$ ) Rods. Thence West Fourteen  
(14) Rods. Thence South Eleven and Three-Seventh ( $11\frac{3}{7}$ ) Rods  
to the place of Beginning. Lying & situated in  
Section Twenty Nine (29) Township Four (4) North  
Range One West of Boise Meridian & Base  
Containing One Acre More or Less

Together With all and singular the tenements, hereditaments, and appurtenances  
thereunto belonging or in any wise appertaining, and the reversion and reversions, remain-  
der and remainders, rents, issues and profits thereof, and all estate, right, title and interest  
in and to the said property, as well in law as in equity, of the said parties of the first part:

To Have and to Hold, All and singular, the above mentioned and described premises,  
together with the appurtenances, unto the parties of the second part, and to their heirs  
and assigns forever. And the said parties of the first part, and their heirs, the said  
premises in the quiet and peaceable possession of the said parties of the second part,  
their heirs and assigns, against the said parties of the first part, and their heirs  
and against all and every person and persons whomsoever, lawfully claiming or to claim  
the same shall and will WARRANT and by these presents forever DEFEND.

In Witness Whereof, The said parties of the first part have hereunto set their  
hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

L. B. Weber

Lewis J. Creason

Mary V. Creason



# Idaho Department of Water Resources

T04N, R01W,  
S29

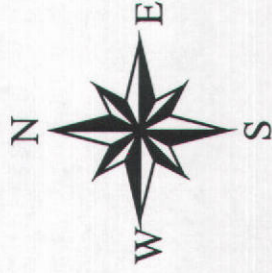
Claim No: 63-31675  
Prepared By: Kimberly Brown  
Date: February 18, 2005

 Place of Use

 Section Lines

 1/4 1/4

 Point of Diversion



1987 NAPP

0.04 0 0.04 0.08 Miles





## Ada County Assessor Land Records/GIS

### Land Records

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- [Property Search](#)
- [Online Map](#)
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- [Help Index](#)
- [FAQ](#)
- [About Us](#)
- [Image Documents](#)
- [Old interactive map](#)

### Assessor Links

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- [Administration](#)
- [Information](#)
- [Appraisal](#)
- [Exemptions and Reductions](#)
- [Motor Vehicles](#)
- [Levy Rates](#)

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- [Commissioners](#)
- [Treasurer](#)
- [Clerk/Auditor/Recorder](#)
- [Development Services](#)
- [Human Resources](#)

[\[Previous Search\]](#) [\[New Search\]](#) [\[Print View\]](#)

## Property Details for Parcel S0429336500

#### General Information

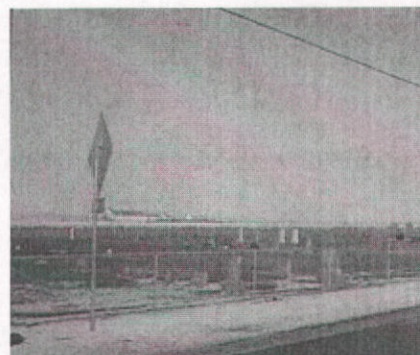
Property Acres: 1.000  
 Zone Code: RR  
 Primary Code Area: 73 Tax Districts  
 Group Type: SECT  
 Subdivision: 4N 1W 29  
 Section: 4N1W29

#### Property Description

PAR #6500 @ SW OF E2 SW4 SW4  
 SEC 29 4N 1W  
 #336400-B  
 #140226

#### Property Address

W MCMILLAN RD  
 MERIDIAN, ID 83642



[Click to View Interactive M](#)

#### Parcel Valuation Details

| Assessment Roll | State Category Code      | Acreage | Assessed Value | Valuation Method |
|-----------------|--------------------------|---------|----------------|------------------|
| Primary         | 810-GOVERNMENT EXEMPTION | 1.000   | \$0            | MARKET           |

Total Assessed Value: \$0

#### Parcel Valuation History

Assessed value for year 2004 \$0  
 Assessed value for year 2003 \$0  
 Assessed value for year 2002 \$0

#### Property Characteristics Land

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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 63-31675  
Date Received: 4/9/2003  
Receipt No: W030314  
Received By:

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

LOWER FAIRVIEW JOINT CEMETARY DISTRICT  
6467 HWY 20-26  
NAMPA ID USA 83687-8117

Phone: (208) 466-3908

2. Date of Priority: 10/14/1946

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   | 29      | SW SW                 | ADA    |      |

5. Description of diverting works:

Drilled well w/ pump and sprinkler system.

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) A.F.A |
|------------|-------|-------|--------|------------|
| IRRIGATION | 03/15 | 11/15 | 0.06   |            |

7. Total Quantity Appropriated is:  
0.06 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   | 29      | SW     | SW  |     | IRRIGATION    | 2     |
|          |       |         |        |     |     | Section Acres | 2     |
|          |       |         |        |     |     | Total Acres   | 2     |

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:

15. Basis of Claim: Beneficial Use

TH JUDICIAL DISTRICT OF THE  
IE COUNTY OF TWIN FALLS

Large Irrig. Claim  
Lower Fairview Cemetery

Secretary Mildred Brown 466-3908

Virgil Schwisow (sp?)  
466-4896  
50 + 1 = \$51<sup>00</sup> claim

CIVIL CASE NUMBER: 39576  
Ident. Number 63-31615  
Date Received 4/9/03  
Receipt Number W030314

CLAIM

WATER  
GATE LAW

RECEIVED

APR 09 2003

WATER RESOURCES  
WESTERN REGION

F  
1 \$200 Drilling Permit

Joint Phone 208 466-3908  
Nampa, Id Zip 83687-8117

2

3

4

Range 1W Section 29

3.M., County of Ada

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section , 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.

Drilled Well w/pump and  
sprinkler system

**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 63-31615  
Date Received 4/9/03  
Receipt Number W030314

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

**RECEIVED**

**APR 09 2003**

**WATER RESOURCES  
WESTERN REGION**

Please type or print clearly

1. Name of Claimant (s) Lower Fairview Joint Cemetary District Phone 208 466-3908  
Mailing Address 6467 Hwy 20-26, Nampa, Id Zip 83687-8117

2. Date of Priority (Only one (1) per claim) 10/14/46

3. Source of water supply (a) Ground water  
which is tributary to (b) N/A

4. a. Location of existing point of diversion is: Township 4N Range 1W Section 29,  
SW 1/4 of SW 1/4 of \_\_\_\_\_ 1/4, Govt. Lot, \_\_\_\_\_ B.M., County of Ada

Additional points of diversion if any: \_\_\_\_\_

b. If instream flow, beginning point of claimed instream flow is:

Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4,

Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

ending point is: Township \_\_\_\_\_ Range \_\_\_\_\_ Section \_\_\_\_\_, \_\_\_\_\_ 1/4 of \_\_\_\_\_ 1/4 of \_\_\_\_\_

\_\_\_\_\_ 1/4, Govt. Lot \_\_\_\_\_ B.M., County of \_\_\_\_\_

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),  
including the dates of any changes or enlargements in use, the dimensions of the diversion works as  
constructed and as enlarged and the depth of each well.

Drilled Well w/pump and  
sprinkler system

## HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .06 or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

For \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ amount \_\_\_\_\_ or \_\_\_\_\_

7. Total quantity claimed (a) .06 (cfs) and/or (b) \_\_\_\_\_ (acre feet)

8. Total consumptive use claimed is \_\_\_\_\_ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) \_\_\_\_\_

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

| TWP       | RNG       | SEC       | NE 1/4 |       |       |       | NW 1/4 |       |       |       | SW 1/4 |       |          |       | SE 1/4 |       |       |       | Totals   |
|-----------|-----------|-----------|--------|-------|-------|-------|--------|-------|-------|-------|--------|-------|----------|-------|--------|-------|-------|-------|----------|
|           |           |           | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 | NE1/4  | NW1/4 | SW1/4    | SE1/4 | NE1/4  | NW1/4 | SW1/4 | SE1/4 |          |
| <u>4N</u> | <u>1W</u> | <u>29</u> |        |       |       |       |        |       |       |       |        |       | <u>X</u> |       |        |       |       |       | <u>2</u> |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |
|           |           |           |        |       |       |       |        |       |       |       |        |       |          |       |        |       |       |       |          |

Total number of acres irrigated 2

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes X No \_\_\_\_\_  
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.  
None or None ( )

14. Remarks:  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White -State, Yellow-Claimant

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

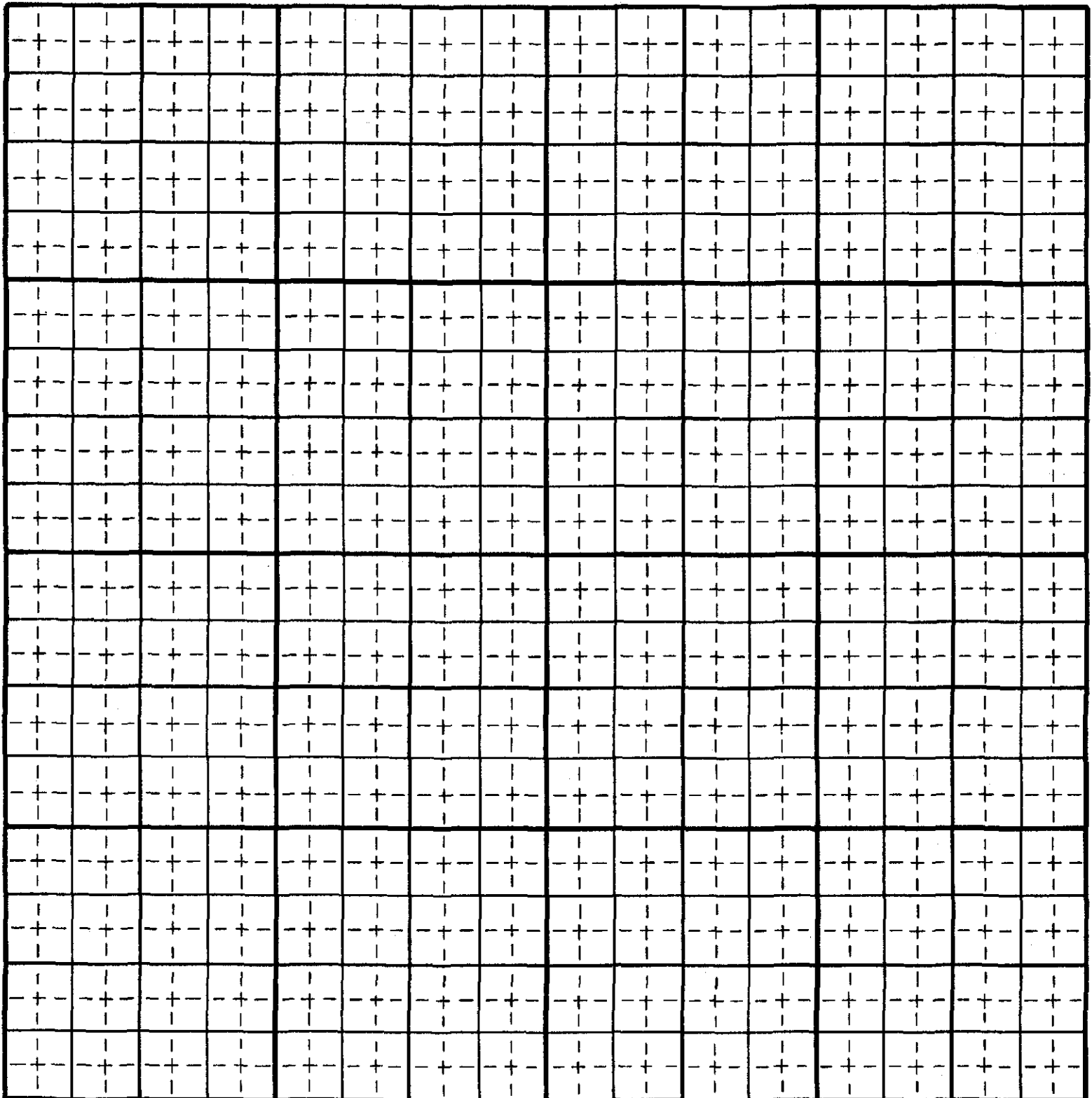
If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

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

Scale: 2 inches equals 1 mile



Last Name \_\_\_\_\_ Ident No. \_\_\_\_\_

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice \_\_\_\_\_ License \_\_\_\_\_ Permit \_\_\_\_\_

Decree \_\_\_\_\_

If applicable provide IDWR Water Right Number \_\_\_\_\_

Court \_\_\_\_\_ Case Number \_\_\_\_\_ Decree Date \_\_\_\_\_

Plaintiff vs Defendant \_\_\_\_\_

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do \_\_\_\_\_ do not \_\_\_\_\_ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments \_\_\_\_\_

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Viggo Schuster, Sr. Date 04/09/03

Mildred M. Brown, Sec. Date 04/09/03

Dean Bonney 4/9/03

For Organizations: I do solemnly swear or affirm that I am \_\_\_\_\_

Title

of \_\_\_\_\_, that I have signed the foregoing

Organization

document in the space below as \_\_\_\_\_ of \_\_\_\_\_

Title

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent \_\_\_\_\_

Title and Organization \_\_\_\_\_ Date \_\_\_\_\_

State of Idaho/or \_\_\_\_\_ )  
County of ADA ) SS.

Subscribed (or affirmed) before me this 9<sup>th</sup> day of April 2003

Notary Public Dean Thun

Residing at Meridian ID 83642

My Commission Expires 9-14-2006

Please Print Name

17. Notice of appearance:

Notice is hereby given that I, \_\_\_\_\_ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature \_\_\_\_\_

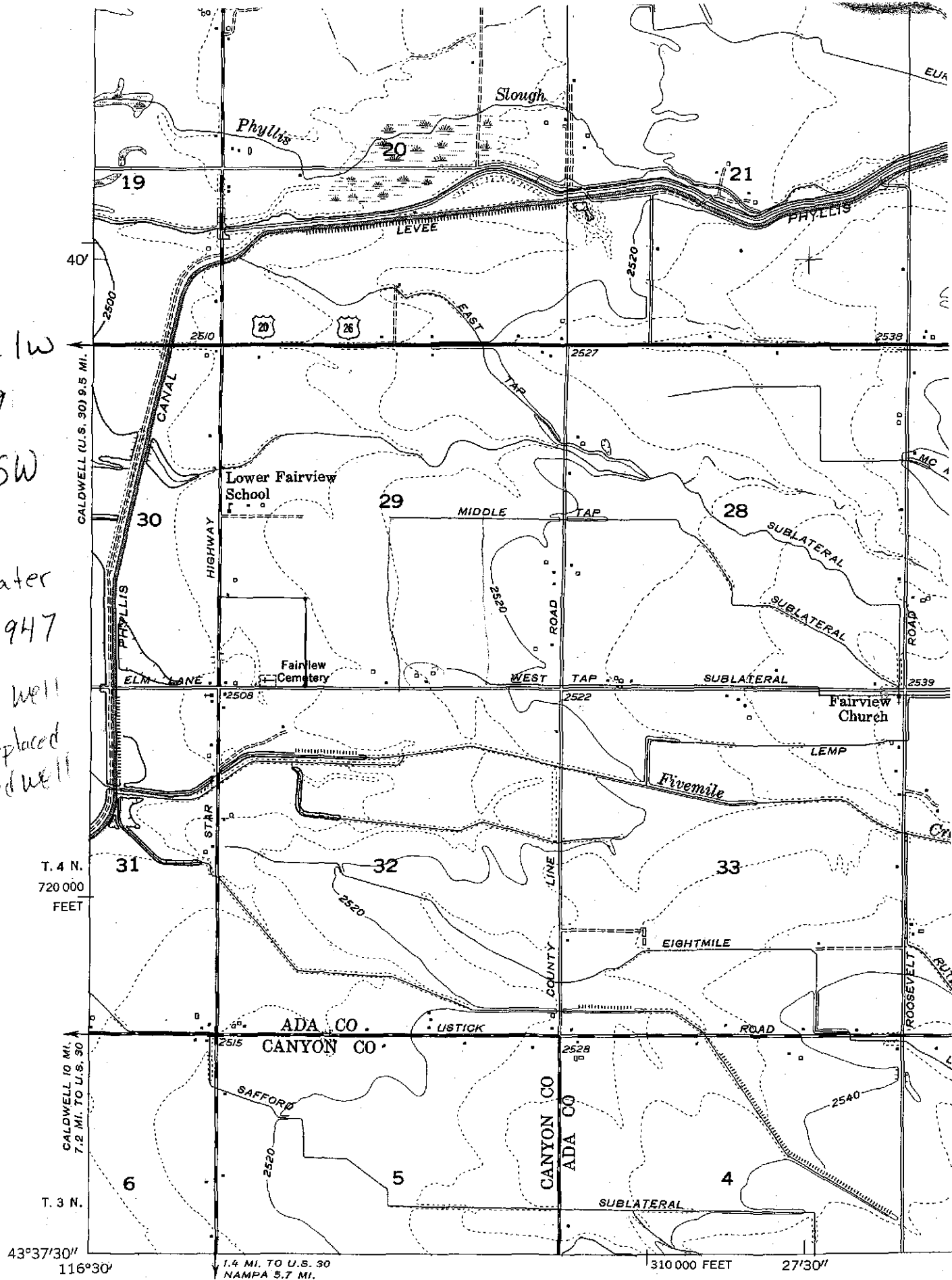
Address \_\_\_\_\_

Date \_\_\_\_\_

Last Name \_\_\_\_\_ Ident. Number \_\_\_\_\_

Copies White-State, Yellow-Claimant

T4N R1W  
 S.29  
 SW SW  
 1 acre  
 Ground Water  
 April 1947  
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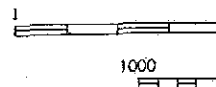
(NAD 83)  
 1:125,000

Mapped, edited, and published by the Geological Survey

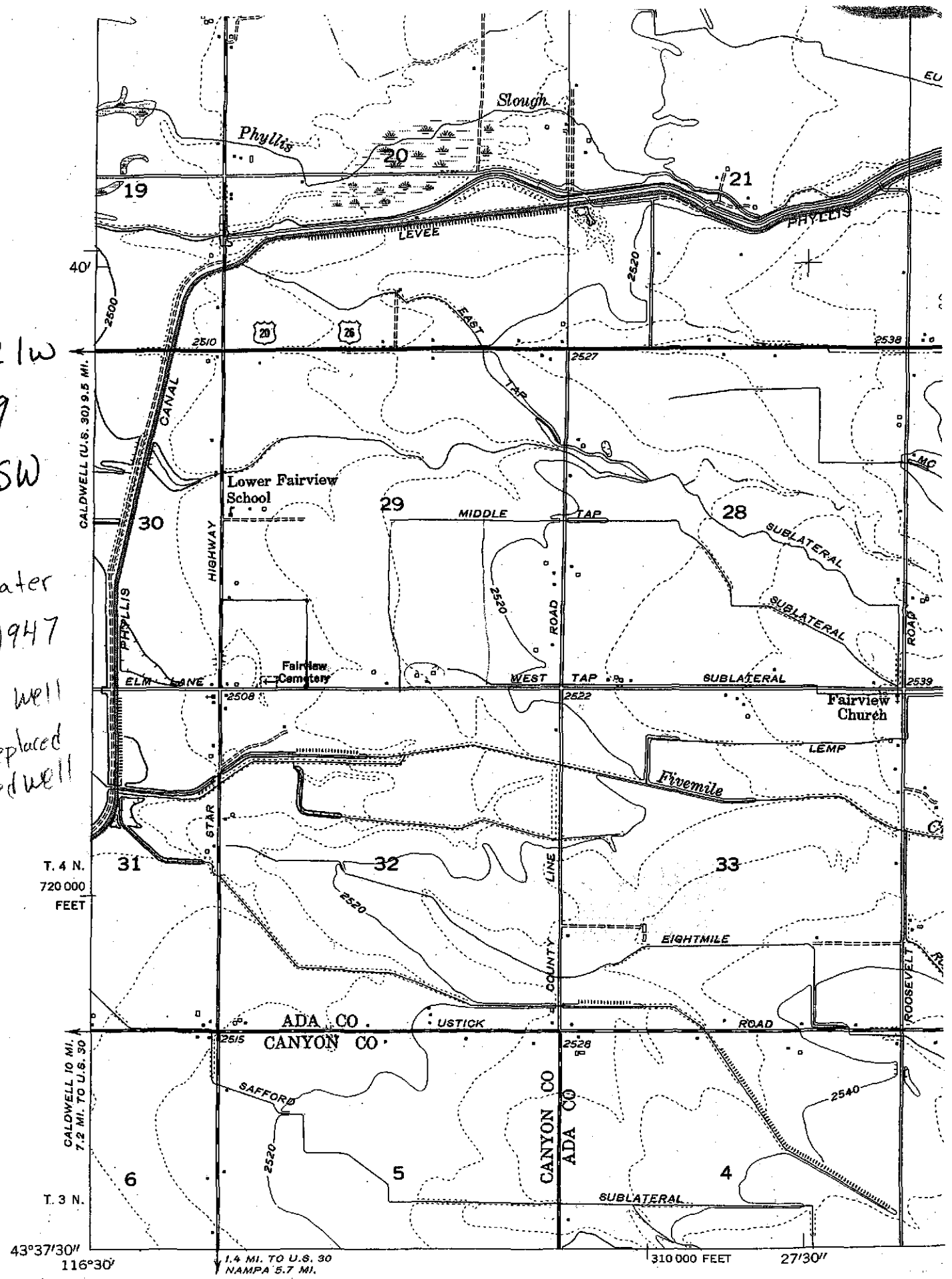
Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods and by plane-table surveys 1953. Aerial photographs taken 1951

Polyconic projection. 1927 North American datum  
 10,000-foot grid based on Idaho coordinate system, west zone



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 SW SW  
 1 acre  
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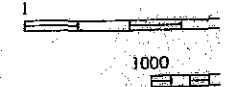
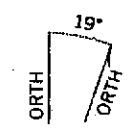


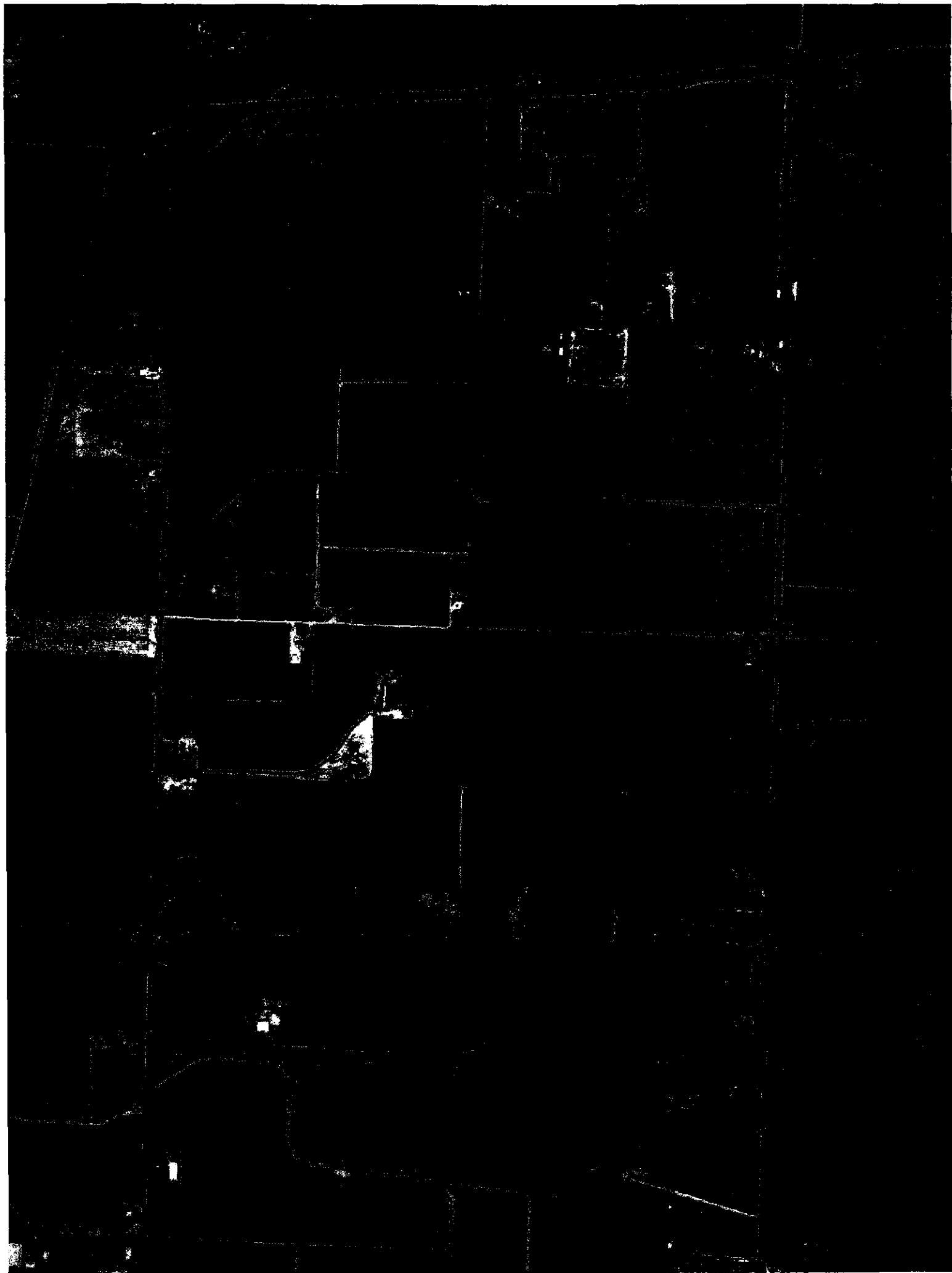
(NAD 1927)  
 1:125,000

Mapped, edited, and published by the Geological Survey  
 Control by USGS and USC&GS

Topography from aerial photographs by multiplex methods and by  
 plane-table surveys 1953. Aerial photographs taken 1951

Polyconic projection. 1927 North American datum  
 10,000





Minutes of Joint Fairview Cemetery Dist. of Ada and  
Canyon Co. Oct. 14-46.

The Commissioners of the Joint Fairview Cemetery  
Dist. met in regular session with C.E. Flory Pres.  
in charge.

The following claims were allowed: -  
W. H. Crawford for cemetery care for Sept. and Oct.  
and for painting the fence. fifty hrs. labor \$37.50.  
W. R. Smith for 2 gal. paint, 2 qt. turpentine,  
1 gal. linseed oil, 3 posts, - \$10.00  
C.E. Flory 1 paint brush - \$1.95.

Motion made by Kenneth Smith  
seconded by Katie Smith. - No grave, after  
having settled, will be allowed to remain  
over 4 feet inches above the surface of the  
lot, and no abrupt sides will be permitted.  
Motion carried.

Arrangements for watering the cemetery  
were discussed. G.E. Flory was chosen to  
find out what the Idaho Power Co. would do  
about furnishing power for a pumping system  
and W. R. Smith and the chairman  
will make inquiries in regard to the  
best kind of a pump, also the price of pipe.

Mr. Flory and Mr. Smith agreed to try  
leveling the cemetery when the  
ground is moist.

Meeting adjourned.

Next meeting to be Jan. 7-47.

Katie Smith, Clerk.

Minutes of Fairview Joint Cemetery Dist.  
Ada and Canyon Co.

The Commissioners of Fairview Cemetery Dist.  
met in regular session Jan. 7 - 1947.

The following claims were allowed  
To C. E. Flory for paying W. H. Crawford  
for labor on cemetery Apr. 1946.

To Edison H. Deal for Treasurer's bond  
\$7.50

Motion was made and carried  
that C. E. Flory purchase a lawn  
mower.

A water system for the cemetery  
was discussed. It was decided  
to install one and to meet with  
Mr. John Turner at the cemetery to  
decide on kind best suited  
for the purpose.

Meeting adjourned.

Katie Smith  
Secy. Treas.

Minutes of Fairview Joint Cemetery Dist.  
Ada and Canyon Co.  
The ~~Commissioners~~ <sup>members</sup> of Fairview Cemetery  
Dist. met in regular quarterly session  
Apr. 8, 1947.

The following claims were allowed  
and warrants drawn for the same.  
To Earl Flory for interest on anticipation  
warrants No. 1, No. 4, No. 5, and No. 6 also  
\$3.05 - also 50 cents for a lock and key for  
the building on cemetery grounds; to Kenneth  
Smith for interest on warrants No. 2 & 3.  
for 4.00.

The question of raising the charge for  
opening a grave was discussed but no  
change was made. Price \$1.00 per grave.

There was considerable discussion  
about how to dig a well and what kind of  
an irrigation system to install. Mr. Flory  
and Mr. Smith agreed to take charge  
of the work on the well and decided to call  
a special meeting to decide on the  
purchase of a pump and sprinkling  
system at a later date.

Meeting adjourned.

Ratie Smith  
Secy. Treas.

The Minutes of Fairview Joint Cemetery  
Maintenance Dist. May 13. 1947

The Commissioners met in  
special session and allowed Mr.  
Cragford's bill for labor for \$9.00 also  
a bill for shovel 2.35. Warrant  
No. 13 was drawn covering the two.

A motion by Kenneth Smith  
seconded by Katie Smith, to purchase  
a sprinkling system from the Perkins  
Machinery Co. if arrangements  
could be made to finance the  
same, was unanimously carried.

Meeting adjourned.

Katie Smith

Secy. Treas.

1950 Minutes of Meeting of Fairview Cemetery  
Jan 12, 1950

The Commissioners of Fairview Cemetery met at 2 o'clock at Robert Brown. ~~The following officers were elected~~  
~~Chairman - Mr. Robert Brown~~

A motion was made by Loveland to elect Robert Brown as Chairman. Floyd Moss seconds it. Robert Brown is Chairman. A motion was made by Loveland to elect Floyd Moss Sec. Robert Brown second it. F. R. Moss is Sec. The board talk about having the well dug deeper to irrigate with ~~it~~ But nothing was definite done. Only to see what it would cost. Time was spent talking over the irrigating system and the lawn mower which was purchased last year was stolen. A motion by Mr. Loveland was made to adjourn.

F. R. Moss Sec.

Retiring Secretary - Treasure R. J. Brown retained control of Cemetery District funds temporarily

Minutes of Meeting of Fairview Cemetery  
April 12, 1950

The Commissioners of Fairview Cemetery met at 8 o'clock at Lone Tree School. There were ten from ~~over~~ the meeting called to order by Chairman Mr. Brown. Minutes read and approved. There were ten from over the Dist<sup>was</sup> present a discuss of the cemetery was heard, but nothing was ~~as~~ decided.

A motion was made by Mr. Brown to build a shed for tools and pipe. Gross second the motion and carried. The board decided to hire Glen Morie to mow and water the cemetery. A bill to Archie R. Grier Drilling Co for \$150.00 for drilling the well deeper was approved.

A bill to the Lewellen Agency for J. R. Moss Sec. & Treas. bond was approved. A motion was made to adjourn.

J. R. Moss

Sec.

Minutes of Meeting of Fairview Cemetery  
Aug. 1, 1956

The Commissioners of Fairview Cemetery met at 8 o'clock at Lone Tree School Meeting called to order by Chairman Mr. Brown Minutes read and approved. The bills for building the tool shed read and approved. The Labor bill approved for care taker.

Motion was made by Mr. Loeland to levy 2 ten of one mill for the following year F. R. Moss second it and carried. No further business a motion was made to adjourn.

F. R. Moss  
Sec.

State of Idaho, }  
County of Ada } ss.

On this 12th day of February in the year 1907  
before me L. B. Wehr, a Notary Public  
in and for said County, personally appeared

Lewis Creason  
known to me to be the person whose name is subscribed to the within instrument, and  
acknowledged to me that he executed the same, and on this 12th  
day of February in the year 1907, before me, the officer above described,  
personally appeared Mary T. Creason

known to me to be the person whose name is subscribed to the within instrument, described  
as a married woman; and upon an examination without the hearing of her husband, I  
made her acquainted with the contents of the instrument, and thereupon she acknowledged  
to me that she executed the same, and that she does not wish to retract such execution.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official  
seal, the day and year in this certificate first above written.

L. B. Wehr  
Notary Public

MA 221507 O. H.  
Marriage Deed.

Lewis Creason  
and  
Mary T. Creason

To  
Spencer Cemetery Ada

Dated 1907

State of Idaho,  
County of Ada } ss.

I hereby certify that this instrument  
was filed for record at the request of  
Rosa White

at 10 minutes past 12  
o'clock P. M. this 16th

day of February 1907

in my office, and duly recorded in Book

65 of Deeds at page 301

W. J. Leavitt  
Ex-officio Recorder

By 1.20 Deputy.  
Fees, \$ 1.20

PRINTED AND FOR SALE BY  
ARCH CUNNINGHAM & CO.,  
LEGAL BLANKS, PRINTING, OFFICE STATIONERY,  
BOISE, IDAHO. 5-6-1900

Rosa White

Callender

This Indenture, Made this 6<sup>th</sup> day of February  
in the year of our Lord one thousand nine hundred and Seven between  
Lewis J. Creason and Mary V. Creason  
of Meridian County of Ada State of Idaho  
the parties of the first part, and The Fairview Cemetery Association  
Trustees F. B. Burness, Whitcomb and David Betts  
of Ada County of Ada State of Idaho  
the parties of the second part,

Witnesseth, That the said parties of the first part, for and in consideration of the  
sum of One Hundred Dollars,  
lawful money of the United States of America, to them in hand paid by the said parties  
of the second part, the receipt whereof is hereby acknowledged, have granted, bargained  
and sold, and by these presents do grant, bargain, sell, convey and confirm unto the  
said parties of the second part, and to their heirs and assigns forever, all the following  
described real estate, situated in Ada County, State of Idaho, to-wit:

Beginning at a point Forty Rods East of the Common  
Corner of Sections Twenty Nine (29) Thirty (30) Thirty  
One (31) and Thirty Two (32). Thence East Fourteen Rods. Thence  
North Eleven and Three-Seventh ( $11\frac{3}{7}$ ) Rods. Thence West Fourteen  
(14) Rods. Thence South Eleven and Three-Seventh ( $11\frac{3}{7}$ ) Rods  
to the place of Beginning. Lying & situated in  
Section Twenty Nine (29) Township Four (4) North  
Range One West of Boise Meridian & Base  
Containing One Acre More or Less

Together With all and singular the tenements, hereditaments, and appurtenances  
thereunto belonging or in any wise appertaining, and the reversion and reversions, remain-  
der and remainders, rents, issues and profits thereof, and all estate, right, title and interest  
in and to the said property, as well in law as in equity, of the said parties of the first part:

To Have and to Hold, All and singular, the above mentioned and described premises,  
together with the appurtenances, unto the parties of the second part, and to their heirs  
and assigns forever. And the said parties of the first part, and their heirs, the said  
premises in the quiet and peaceable possession of the said parties of the second part,  
their heirs and assigns, against the said parties of the first part, and their heirs  
and against all and every person and persons whomsoever, lawfully claiming or to claim  
the same shall and will WARRANT and by these presents forever DEFEND.

In Witness Whereof, The said parties of the first part have hereunto set their  
hands and seals the day and year first above written.

Signed, Sealed and Delivered in the Presence of

L. B. Whitcomb

Lewis J. Creason

Mary V. Creason



# **CONVERSATION MEMORANDUM**

**RE: Snake River Basin Adjudication Water Right No. A63-31675**

July 1, 2005

Today I received the *Notice of Error Reply* from Lower Fairview Joint Cemetery District. Since my co-worker, Craig Saxton (this is the "department staff member" Ms. Brown is referring to at the bottom of the *Notice of Error Reply*), spoke with Mildred Brown at the Basin 63 Part 2 Preliminary Meeting on June 16, 2005; I called Mr. Saxton at the IDWR State Office. Craig Saxton re-capped the Preliminary Meeting conversation with Mildred Brown and her companion (Craig does not remember the man's name) by first stating that the claimants had intended to buy another acre of land; that's why they claimed 2-acres instead of the 1-acre that the cemetery encompasses. This plan to purchase another acre, however, did not occur. Nevertheless, the male companion stated that he believes that, in addition to the irrigation of the 1-acre of cemetery, he has been irrigating his neighbors' property. He believes that this constitutes about 1.2 acres of irrigation and, therefore, disagrees with my recommendation of 1-acre for the cemetery and 0.03 cfs. He told Craig Saxton that he would measure the irrigated property and get back to us with the measurements.

Craig and I agreed that I should wait to hear from Lower Fairview regarding these measurements.

Kimberly Brown  
Senior Water Resource Agent  
Western Region

RECEIVED

JUL 01 2005

WATER RESOURCES  
WESTERN REGION

05/31/2005

NOTICE OF ERROR  
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: July 15, 2005

Water right number: 63-31675

LOWER FAIRVIEW JOINT CEMETERY DISTRICT  
6467 HWY 20-26  
NAMPA ID 83687-8117  
Telephone Number: (208)466-3908

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

*Quantity / Diversion Rate*

2. Describe the changes you wish to make in the proposed recommendation:

*OUR records*  
*0.060 CFS*

*YOUR figures*  
*0.030 CFS*

- \* 3. Give a brief explanation as to why you disagree with these portions:

*We feel the paper IDWR sent should be corrected  
to reflect the same CFS as our records*

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: *June 16, 2005* SIGNATURE: *Mildred M. Brown, Sec.*

Please print your name: *Mildred M. Brown*

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

- \*3. *These differences were explained in detail when  
we met with the department staff member at  
the meeting. June 16, 2005. Thank You.*

*Mildred*

4n lw

02/18/2005

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

RIGHT NUMBER: 63-31675

NAME AND ADDRESS: LOWER FAIRVIEW JOINT CEMETERY DISTRICT  
6467 HWY 20-26  
NAMPA ID 83687-8117

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS  
4.500 AFY

PRIORITY DATE: 10/14/1946

POINT OF DIVERSION:

T04N R01W S29 SWSW Within ADA County

PURPOSE AND  
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.030 CFS  
4.50 AFY

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S29 SWSW 1.0

1 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: Beneficial Use

# Idaho Department of Water Resources

**T04N, R01W,  
S29**

Claim No: 63-31675

Prepared By: Kimberly Brown

Date: February 18, 2005



Place of Use

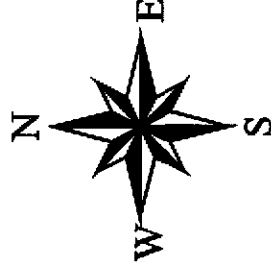


Section Lines



1/4 1/4

● Point of Diversion



**1987 NAPP**

0.04 0 0.04 0.08 Miles



## IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31675

WATER RIGHT NUMBER: 63-31675 ✓

Owner Type

Current Owner

Name and Address

LOWER FAIRVIEW JOINT CEMETARY DISTRICT ✓  
 6467 HWY 20-26  
 NAMPA, ID 83687-8117  
 (208)466-3908

Priority Date: 10/14/1946 ✓

Basis: Beneficial Use ✓

Status: Active

Property Address:

W. McMillan Rd.  
 Meridian 83642

Source

GROUND WATER ✓

TributaryBeneficial Use

IRRIGATION ✓

Change  
to 3/1

From To

03/15 to 11/15 ✓

Diversion Rate0.03 ~~0.000~~ CFS ✓Total Diversion:

~~0.000~~ CFS ✓  
 0.03

Annual Volume

4.5 AFA

4.5 AFA

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

SW1/4SW1/4 ✓

Sec. 29, Twp 04N, Rge 01W, B.M. ✓

Place of Use

IRRIGATION ✓

| Twp   | Rge | Sec | NE |    |    |    | NW |    |    |    | SW ✓ |     |    |    | SE |    |    |    | Totals ✓ |
|-------|-----|-----|----|----|----|----|----|----|----|----|------|-----|----|----|----|----|----|----|----------|
| ✓ 04N | 01W | 29  | NE | NW | SW | SE | NE | NW | SW | SE | NE   | NW  | SW | SE | NE | NW | SW | SE | 20       |
|       |     |     |    |    |    |    |    |    |    |    |      |     | 20 |    |    |    |    |    | 10 AC    |
|       |     |     |    |    |    |    |    |    |    |    |      | 1.0 |    |    |    |    |    |    |          |

Conditions of Approval:Remarks:Comments:Dates and Other Information:

Parcel No: S0429336500.

Field Exam Date 2-18-05

(in office review)

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 \$52.00
- ☐ 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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-31675

Owner: Lower Fairview Joint Cemetery Dist. Phone No. 466-3908

Current Address: 6467 Hwy 20-26 Nampa 83687-8117

Property Address:  
W. McMillan Rd.  
Meridian  
83642

- ☒ 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: 10/14/1946

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

Warranty Deed (dated 2/07) & notes from the Joint Fairview Cemetery District Commissioners' meeting dated 10/14/46

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?

# **DIVERSION AND DELIVERY SYSTEM**

Points of Diversion:

| ID # | Govt Lot # | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks<br>GPS ID |
|------|------------|-----|-----|-----|------|------|------|--------|-------------------------------------------|
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |
|      |            |     |     |     |      |      |      |        |                                           |

Description of diverting works

*well, pump*

## **OVERLAP REVIEW**

Other water rights with the same point of diversion: 63-11404, 63-23675

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

*No, separate PODs.*

## **WATER USES**

☐ No change

☐ Different Uses

Use Irrigation From 3/1 To   Amount 0.03 CFS 4.5 AFA

Use   From   To   Amount   CFS   AFA

Use   From   To   Amount   CFS   AFA

$1 \text{ AC} \times 4.5 \text{ AF/ACRE} = 4.5 \text{ AFA}$  ☒  $0.03 \text{ cfs} \times 1.9835 \times 260 \text{ days} = 15.5 \text{ af/annum}$

**TOTAL VOLUME - Groundwater only**

☒ Incomplete on claim, the total is, Amount   CFS 4.5 AFA

☒ Changes found, the new total is, Amount 0.03 CFS   AFA

☒ More than 1" per Acre? Yes   (claimant must complete excess flow sheet)

IDWR allows 0.03 cfs/acre if under 5 acres.

## **NON-IRRIGATION USES:**

☒ No change

*None*

☐ Changes Exam found: Domestic # of homes   Stock #  

Types   Additional comments:  

## **PLACE OF USE:**

☐ No Change

☒ Changes shown below:

Parcel No: 30429336500.

According to Ada County Assessor Land Records and my ArcView Calculations (based on Ada Co. Tax lot information), the cemetery encompasses (at most) 1-acre; not 2.

(enclosed)

| 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 |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    | 1.0 |    |    |    |    |    | 1.0    |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |
|              |     |     |    |    |    |    |    |    |    |    |    |    |     |    |    |    |    |    |        |

Overlap with other water rights: 63-11404, 63-23675

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

No, different Poles.

Delivery System Narrative:

pipeline

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

FLOW MEASUREMENTS:

N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

(over)

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

Parcel No: 804 29 336500.

**AFTER EXAM THE FILE SHOULD CONTAIN:**

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

DATE EXAM CONDUCTED: 2.18.05 (in office review)

FIELD EXAMINER: Kimberly Brown

overlap review-

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-31675

02/11/2005

1

| Right #          | Type             | Twp            | Rge            | Sec           | QQ            | Q             | Lot  | Purpose of Use                       | Acres/Total   | Name                                     |
|------------------|------------------|----------------|----------------|---------------|---------------|---------------|------|--------------------------------------|---------------|------------------------------------------|
| 24098            | Claim            | 04N            | 01W            | 29            | SW            | SW            |      | IRRIGATION                           | 28.5/1009     | GREASON LATERAL ASSN                     |
| 30424            | Claim            | 04N            | 01W            | 29            | SW            | SW            |      | IRRIGATION                           | 28.5/1009     | GREASON LATERAL ASSN                     |
| <del>31675</del> | <del>Claim</del> | <del>04N</del> | <del>01W</del> | <del>29</del> | <del>SW</del> | <del>SW</del> |      | <del>IRRIGATION</del>                | <del>2/</del> | <del>LOWER FAIRVIEW JOINT CEMETARY</del> |
| 11404            | Water Right      | 04N            | 01W            | 29            | SW            | SW            | 1990 | STOCKWATER Comm.-Vet. Clinic (to NW) |               | DISTRICT<br>DAVID HAYES                  |
| 23675            | Water Right      | 04N            | 01W            | 29            | SW            | SW            |      | DOMESTIC                             | 56429336200   | R HELEN DAVIS                            |

no overlap -  
different Pous.

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**Property Details for Parcel S0429336500****General Information**

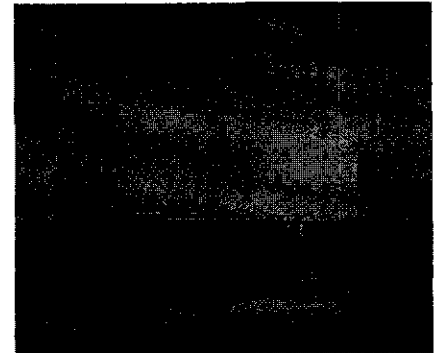
**Property Acres:** 1.000  
**Zone Code:** RR  
**Primary Code Area:** 73 Tax Districts  
**Group Type:** SECT  
**Subdivision:** 4N 1W 29  
**Section:** 4N1W29

**Property Description**

PAR #6500 @ SW OF E2 SW4 SW4  
 SEC 29 4N 1W  
 #336400-B  
 #140226

**Property Address**

W MCMILLAN RD  
 MERIDIAN, ID 83642


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- Administration
- Information
- Appraisal
- Exemptions and Reductions
- Motor Vehicles
- Levy Rates

**Parcel Valuation Details**

| Assessment Roll | State Category Code      | Acreage | Assessed Value | Valuation Method |
|-----------------|--------------------------|---------|----------------|------------------|
| Primary         | 810-GOVERNMENT EXEMPTION | 1.000   | \$0            | MARKET           |

Total Assessed Value: \$0

**Parcel Valuation History**

Assessed value for year 2004 \$0  
 Assessed value for year 2003 \$0  
 Assessed value for year 2002 \$0

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**Land Characteristics 1 for Parcel "S0429336500"**

|                             |                    |
|-----------------------------|--------------------|
| <b>Residential Acres:</b>   | 0.000              |
| <b>Commercial Acres:</b>    | 0.000              |
| <b>Other Acres:</b>         | 1.000              |
| <b>MLS Area:</b>            | 1030 - NW Meridian |
| <b>Street:</b>              | Asphalt/Concrete   |
| <b>Utility:</b>             | Not Available      |
| <b>Water Source:</b>        | Not Available      |
| <b>Sewer:</b>               | Not Available      |
| <b>Sidewalks:</b>           | N                  |
| <b>Curb-Gutters:</b>        | N                  |
| <b>Topography:</b>          | Not Available      |
| <b>View:</b>                | Not Available      |
| <b>Water Influence:</b>     | None               |
| <b>Water Frontage Feet:</b> | 0                  |
| <b>Corner:</b>              | N                  |

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# Receipt Details for ID W030314

| Status | Adjustment Type | Version |
|--------|-----------------|---------|
|        |                 | 3       |

## General Information:

| Date Received        | Date Deposited      | Region                                 | Total Amount | Payment Type |
|----------------------|---------------------|----------------------------------------|--------------|--------------|
| 4/9/2003 11:26:06 AM | 4/9/2003 3:05:54 PM | WESTERN                                | \$252.00     | Check        |
| <b>Payer</b>         |                     | LOWER FAIRVIEW JOINT CEMETERY DISTRICT |              |              |

## Account Information:

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 1111                 |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** Drilling Permit  
Adjudication Claim

## Fee Detail:

| Amount   | Description             | PCA   | Fund | Fund Detail | Subsidiary | Object |
|----------|-------------------------|-------|------|-------------|------------|--------|
| \$200.00 | DRILLING PERMITS        | 62134 | 0229 | 21          |            | 1205   |
| \$52.00  | ADJUDICATION FILING FEE | 42503 | 0337 |             |            | 1155   |

## Refund(s):

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

## Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount | Type |
|--------------|-----------------|--------------|--------|------|
|--------------|-----------------|--------------|--------|------|

[Print Report](#)



**State of Idaho**

**DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

August 18, 2003

LOWER FAIRVIEW JOINT CEMETERY DISTRICT  
6467 HWY 20-26  
NAMPA ID 83687-8117

RE: EVIDENCE OF PRIORITY  
Snake River Basin Claim No(s): A63-31675

Dear Claimant(s),

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

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement.

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

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future. Since it is our goal to decree the historical water rights within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area.

The required evidence supporting the priority date(s) requested needs to be submitted by September 15, 2003. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.



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DIRK KEMPTHORNE  
Governor

KARL J. DREHER  
Director

Respectfully Submitted,

*Kimberly L. Brown*

Kimberly L. Brown  
Water Resource Agent  
Adjudication Bureau

Enclosure: "Evidence of Priority" pamphlet  
Notice of Claim A63-31675