



Lavender out line is
metes & bounds desc.
From deed submitted.

32

Meridian Joint
School District

NWSW

NESW

MKH Dev.

10
Ac

SWSW

SESW

63-7213

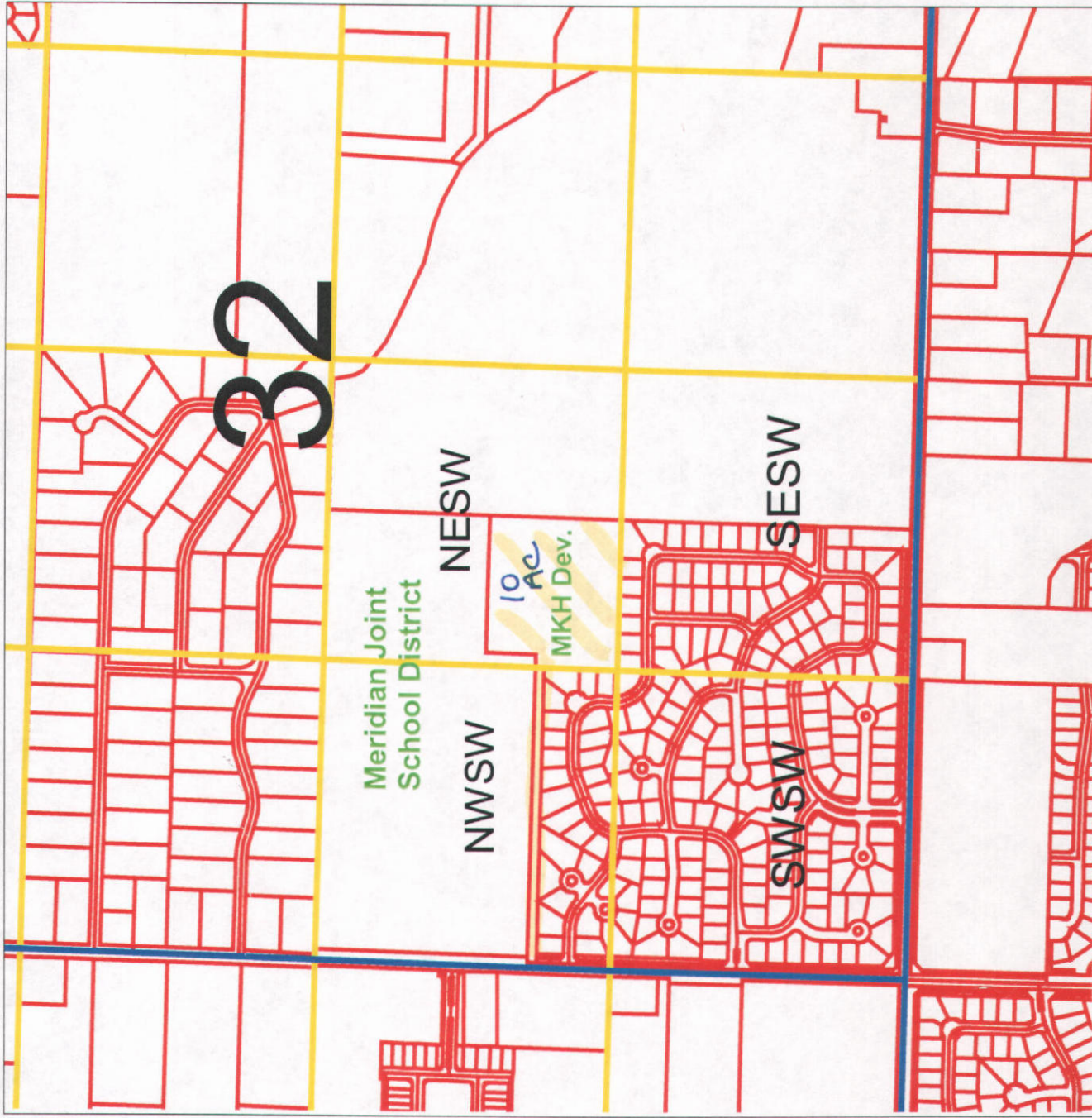
Split

10 AC MKH DEV.

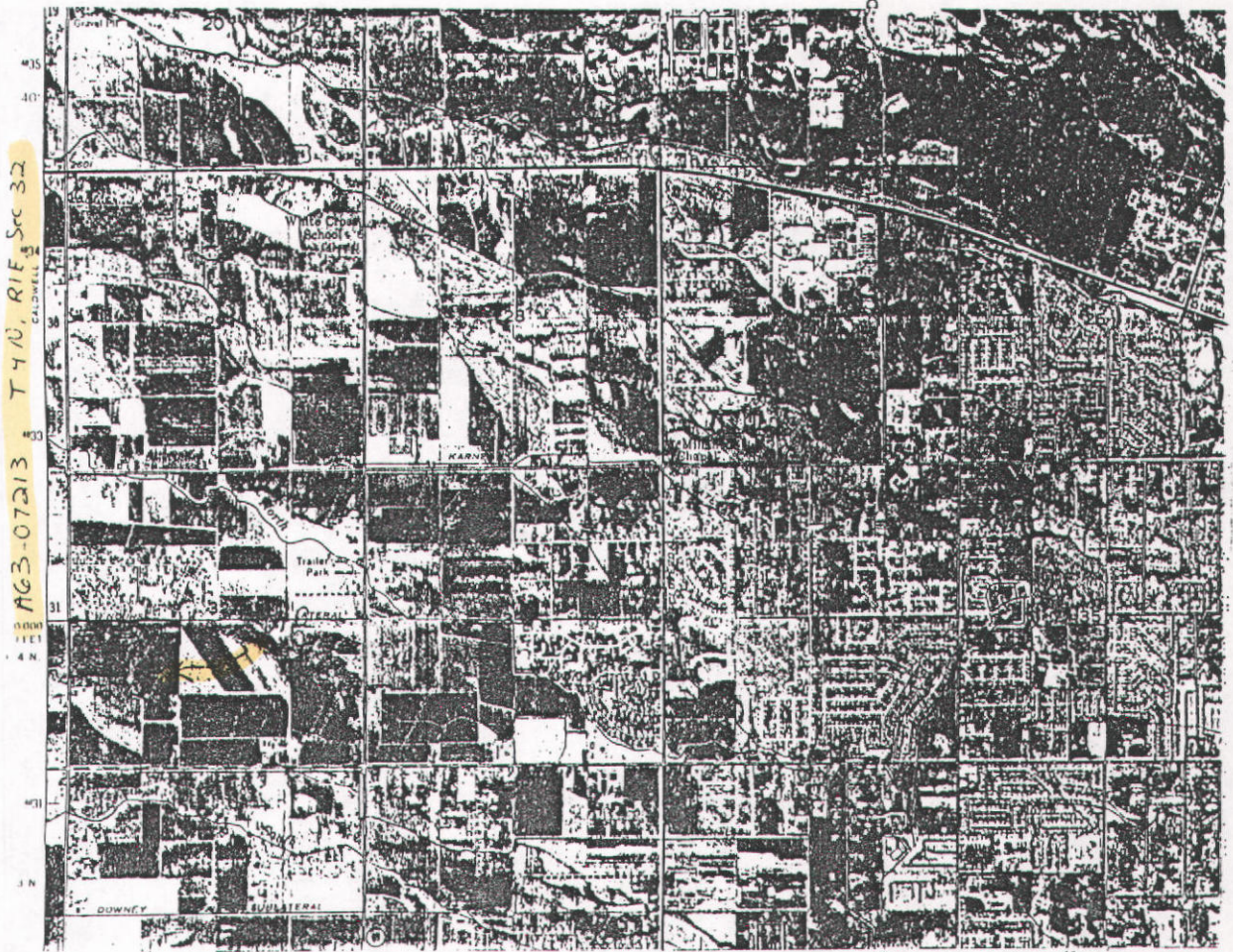
4N 1E

Sec. 32

-  Section Line
-  QQ Line
-  Tax Lot data



8/27/03

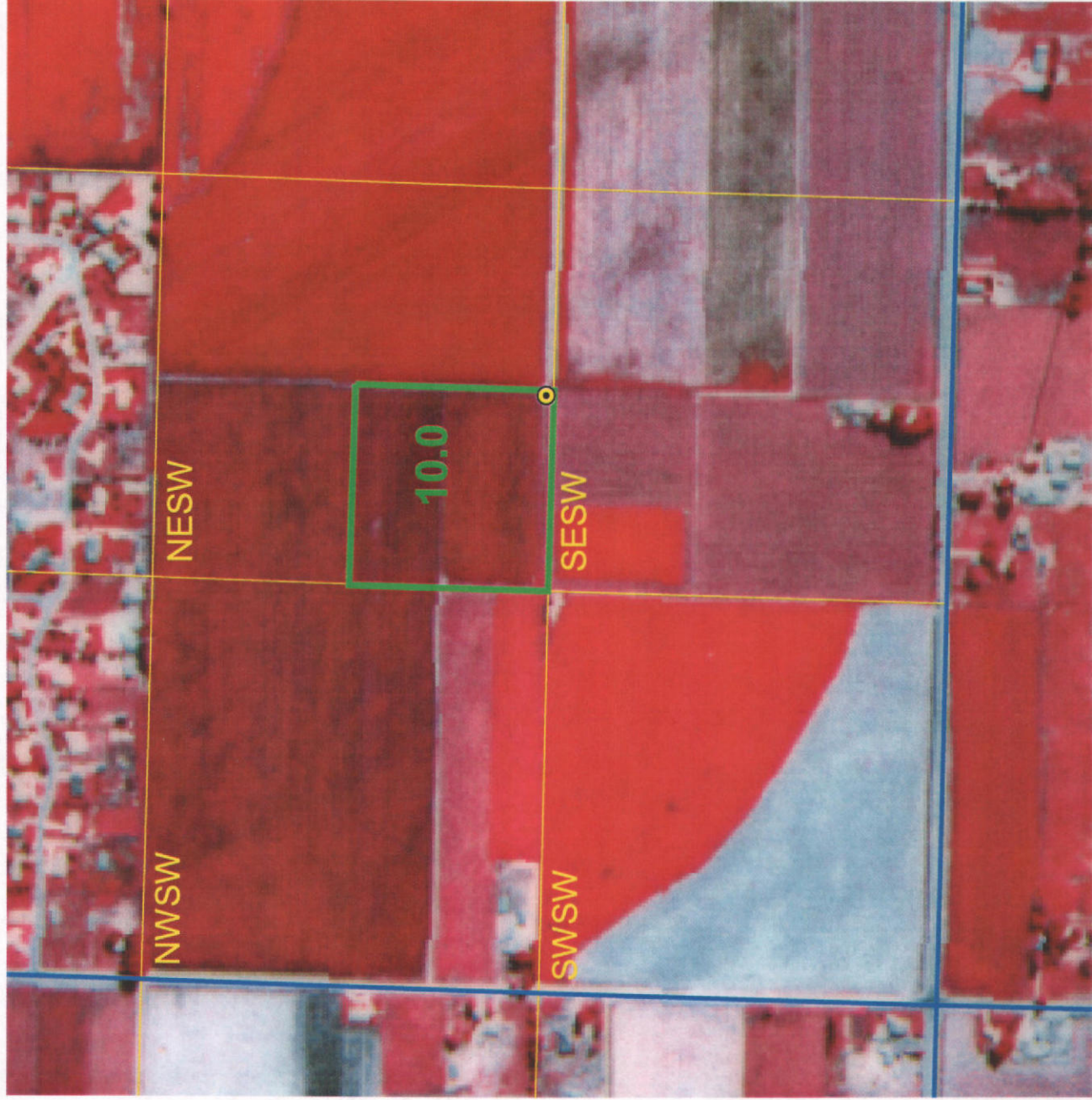


POOR ORIGINAL

Idaho Department of Water Resources

T04N, R01E,
S32

Claim No: 63-31762
Prepared By: Kimberly Brown
Date: April 9, 2004



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

Acres Irrigated = 10.0



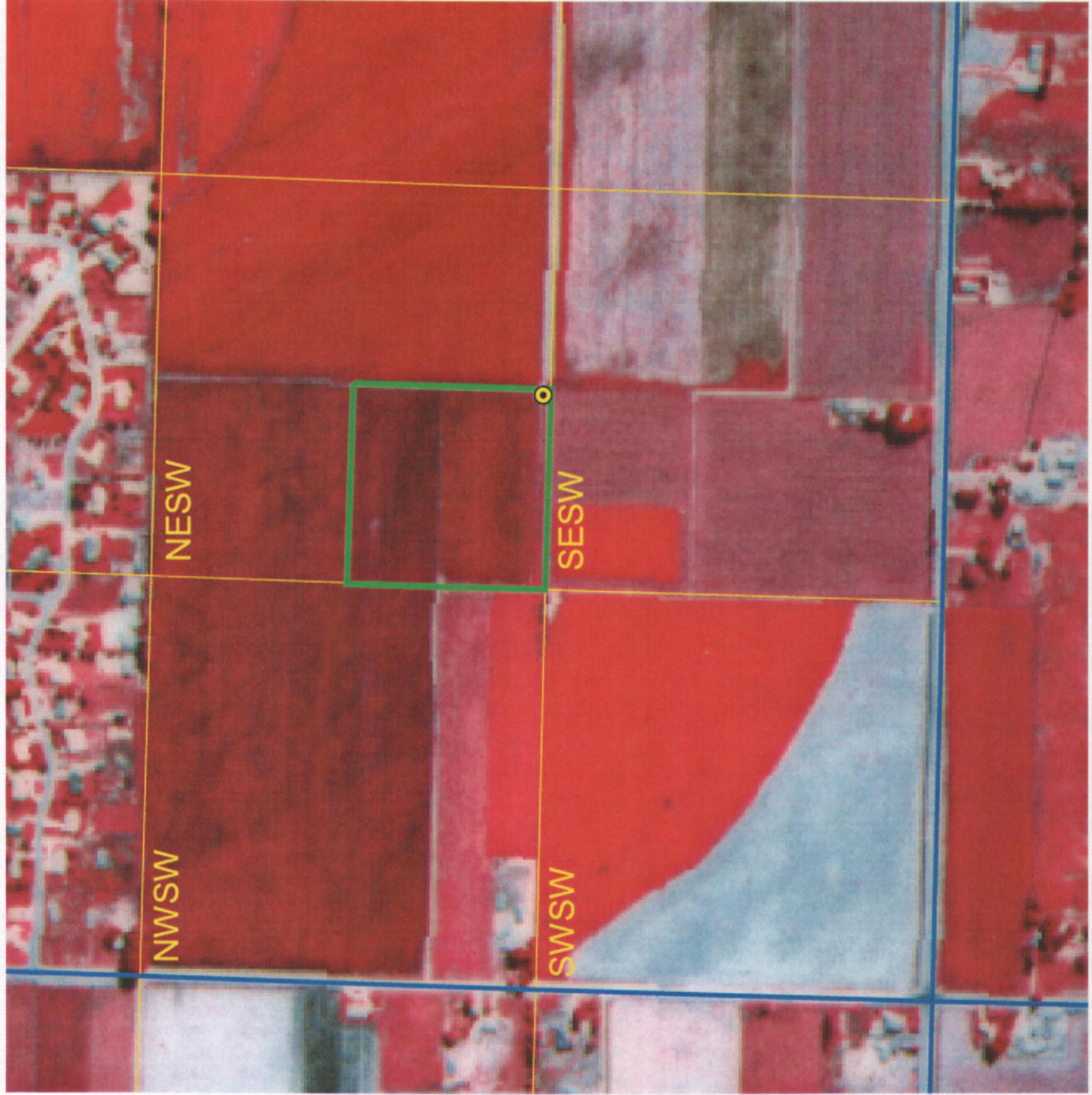
1987 NAPP
0.8 Miles

0 0.2 0.4 0.6

Idaho Department of Water Resources

T04N, R01E,
S32

Claim No: 63-31762
Prepared By: Kimberly Brown
Date: April 9, 2004



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



1987 NAPP

0.8 Miles

0.6

0.4

0.2

0

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 63-31762
Date Received: 6/23/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MKH DEVELOPMENT INC
1478 S ORIOLE WAY
BOISE ID USA 83709

Phone: (208)376-2332

2. Date of Priority: 04/08/1969

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	01E	32	NE SW	ADA	

5. Description of diverting works:

12" CS, 55' DEEP, 10 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.2	45

7. Total Quantity Appropriated is:
0.2 C.F.S. and/or 45 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01E	32	NE	SW	IRRIGATION	10
					Section Acres	10
					Total Acres	10

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 63-7213. DH 8/27/2003

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

The issuance of this right does not grant any right-of-way or easement across the land of another.

THIS WATER IS A SUPPLEMENT TO SETTLERS IRR.

15. Basis of Claim: License

ST DEPARTMENT NOTICE OF CHANG

Please print or type. Attach pages with an
enclosure

1. Please list the water right number(s) and/or adjudication claim number if there is a check in the space provided (under the "s" right in which case division of the existing water

Water Right No(s).	Adjudication Claim No(s).
63-7213	63-7213
_____	_____
_____	_____
_____	_____
_____	_____

This is A split
between the School
district + MKH Dev.

1. List
date, by
water

Waiting for o-change
docs from School Dist
in order to complete
the split.

2. The following **REQUIRED** information must

A. The appropriate **FILING FEE**. See instr

B. A copy of the most recent **DEED, TITLE**
ownership of the property and water right(s) or claim(s) in question.

1-17-03

ing your
TION.

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) (th he county).

If your water right(s) and/or adjudication claim(s)
Service Agency **AERIAL PHOTO** with the irrig
AERIAL PHOTO should be submitted in place of

As of Aug. 26, '03

t a USDA Farm
y marked. The

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

JUNE
JA

- no change of

4. New Owner/Claimant(s)

MK

ownership rec'd
for other portion
for School dist.

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the property

() 5-1-02

11-11-02

RECEIVED

JAN 17 2003

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

WATER RESOURCES
SOUTHERN 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 (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
63-7213	63-7213	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) 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)

JUNE HUSKEY TO

JAMES R. & KAREN L. HOLLISTEN

4. New Owner/Claimant(s)

MKH DEVELOPMENT INC.

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

1478 S. ORIOLE WAY

City, State and ZIP Code

BOISE, ID 83709

New Telephone Number

() 376-2332

5. Date you acquired the property

11-11-02

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>63-7213</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>.20 cfs / 45 afa</u>	<u>10 acres - NESW S32</u>
Stock	_____	_____
Domestic	_____	_____
Other	_____	_____
Total	<u>.20 cfs / 45 afa</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 _____		
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) [Signature] sec. / transfer
(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 DH Date 1-17-03 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

63-7213

63-31762
MKH Development

63-31763
Meridian Joint
School District

4N 1E S. 32

4N 1E S. 32

NESW 10 acres

NESW 10 acres
NWSW 30 acres

.20 cfs
45 afa

40 acres
total

.80 cfs
180 afa

NOTE:

TO DATE, MERIDIAN SCHOOL DISTRICT HAS NOT FILED A CHANGE OF OWNERSHIP
FOR THEIR PORTION. THEREFORE, THE 40 ACRES LISTED ABOVE WILL REMAIN
IN THE NAME OF HUSKEY UNTIL OTHERWISE NOTIFIED.

8/27/03

OH

BILL OF SALE

Huskey to
Hollister

KNOW ALL MEN BY THESE PRESENTS, That on this 31 day of May
19 91, M. June Huskey, a widow,

of Boise, County of Ada
State of ID, the party of the first part, for and in consideration of the sum of
ONE DOLLARS AND NO/100 DOLLARS,
of the United States of America of the United States of America, to her in hand paid by
JAMES R. HOLLISTER and KAREN L. HOLLISTER, husband and wife,

of Boise, County of Ada
State of ID, the parties of the second part, the receipt whereof is hereby
acknowledged, do by these presents Grant, Bargain, Sell and Convey unto the said parties of the second part,
their executors, administrators and assigns
Water well and State of Idaho Permit No. 63-7213 for the well;
Pump and electric motor now installed in well

TO HAVE AND TO HOLD The same to the said parties of the second part, their executors,
administrators and assigns, forever; and the said party of the first part does for her heirs, executors and
administrators, covenant and agree to and with the said parties of the second part their executors,
administrators or assigns to WARRANT and DEFEND the sale of said property, goods and chattels hereby made, unto
the said parties of the second part, their executors, administrators and assigns, against all
and every person and persons whomsoever, lawfully claiming or to claim the same.

IN WITNESS WHEREOF, the said party of the first part has hereunto set her hand and
seal the day and year first above written.

Signed, Sealed and Delivered in the Presence of

M. June Huskey (SEAL)
M. June Huskey (SEAL)
(SEAL)
(SEAL)

STATE OF IDAHO,
County of ADA } ss.

On this 27th day of June in the year 19 91, before me
Nita L. Wilson, a Notary Public in and for said State,
personally appeared M. JUNE HUSKEY

known or identified to me to be the person whose name is subscribed to the within instrument, and
acknowledged to me that he executed the same.

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

Nita L. Wilson
Notary Public for Idaho

Residing at Boise, Idaho

Commission expires 8/14/93

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1998 APR 15 PM 4:41

PIONEER TITLE
RECORDED-REQUEST UP

PARCEL IV

FEE *60* DEPUTY *[Signature]*
98035486

THIS DEED IS BEING
RE-RECORDED TO CORRECT THE
LEGAL DESCRIPTION.

WARRANTY DEED

FOR VALUE RECEIVED, M. JUNE HUSKEY, a single woman, "Grantor", does hereby GRANT, BARGAIN, SELL and CONVEY unto JAMES R. HOLLISTER and KAREN L. HOLLISTER, husband and wife, "Grantees", whose current address is 9888 W. Edna, Boise, Idaho 83704, the following described real property in Ada County, State of Idaho, more particularly as follows, to-wit:

NORTH HALF OF THE SOUTH HALF OF THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER; THE NORTH HALF OF THE NORTHWEST QUARTER *KLA JKA* OF THE SOUTHWEST QUARTER; AND THE WEST HALF OF THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER; ALL IN SECTION 32, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO;

10 acres per map.

EXCEPT A PARCEL OF LAND LOCATED IN THE NE 1/4 OF THE SW 1/4 OF SECTION 32, TOWNSHIP 4 NORTH, RANGE 1 EAST OF THE BOISE MERIDIAN, ADA COUNTY, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHWEST CORNER OF THE NW 1/4 OF THE SW 1/4 (THE WEST 1/4 CORNER) OF SECTION 32, T.4 N., R.1 E., B.M., THENCE N 89°54'10" E 1990.54 FEET ALONG THE NORTH LINE OF SAID SW 1/4 TO A POINT;

THENCE S 0°01'20" E 239.98 FEET TO THE REAL POINT OF BEGINNING OF THIS DESCRIPTION;

THENCE CONTINUING S 0°01'20" E 592.01 FEET TO A POINT;

THENCE N 83°51'39" W 290.05 FEET TO A POINT ON A CURVE;

THENCE ALONG A CURVE TO THE LEFT 55.06 FEET, SAID CURVE HAVING A RADIUS OF 50.00 FEET, A CENTRAL ANGLE OF 63°05'49", TANGENTS OF 30.70 FEET, AND A CHORD OF 52.32 FEET WHICH BEARS N 23°02'23" W TO A POINT OF REVERSE CURVATURE;

THENCE ALONG A CURVE TO THE RIGHT 15.95, SAID CURVE HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 45°42'15", TANGENTS OF 8.43 FEET, AND A CHORD OF 15.53 FEET WHICH BEARS N 31°44'10" W TO A POINT OF REVERSED CURVATURE;

THENCE ALONG A CURVE TO THE LEFT 126.73 FEET, SAID CURVE HAVING A RADIUS OF 350.00 FEET, A CENTRAL ANGLE OF 20°44'47", TANGENTS OF 64.07 FEET, AND A CHORD OF 126.04 FEET WHICH BEARS N 19°15'25" W TO A POINT ON A CURVE;

THENCE N 43°16'25" E 522.80 FEET TO THE REAL POINT OF BEGINNING OF THIS DESCRIPTION.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees and Grantees' heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantees that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and

those made, suffered or done by the Grantees; and subject to reservations, restrictions, dedications, easements, right of way and agreements (if any) of record, and general taxes and assessments (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever.

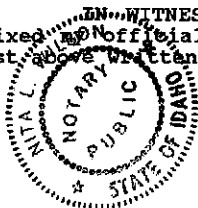
DATED: JUNE 27, 1991

M. June Huskey
M. JUNE HUSKEY

STATE OF IDAHO)
) ss.
County of Ada)

On this 27 day of ^{June}~~May~~, in the year of 1991, before me, the undersigned Notary Public in and for said State, personally appeared M. JUNE HUSKEY, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

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



Nita L. Kilborn
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 9/14/93

PIONEER TITLE CO
ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO
1998 MY 15 PM 2:27

rec record
RECORDED-REQUEST OF
60 DEPUTY
98046714

State of Idaho
Department of Water Resources
ASSIGNMENT OF PERMIT

I, M. JUNE HUSKEY, hereby assign to JAMES R. HOLLISTER and KAREN L. HOLLISTER
of 9888 W. Edna, Boise, ID 83704
Address

All my right, title, and interest in and to Permit No. 63-7213
to appropriate the public waters of the State of Idaho.

The following described portion of my right, title, and interest in and
to Permit No. 63-7213 to appropriate the public waters of the
State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage
within each 40 acre subdivision, the point of diversion and the amount of
water in cubic feet per second for direct diversion, or acre feet for storage)

N $\frac{1}{2}$ of the S $\frac{1}{2}$ of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$; the N' of the NW $\frac{1}{4}$ of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$;
and the W $\frac{1}{2}$ of the NE $\frac{1}{4}$ of the SW $\frac{1}{4}$; all in Section 32, T4N, R1E., Boise Meridian,
Ada County, Idaho.

Made this 27 day of May JUNE, 19 91.

Permit Holder

M. June Huskey
M. June Huskey

Spouse of Permit Holder

State of Idaho)

ss

County of ADA)

On this 27 day of May June, 19 91, personally
appeared before me the signer(s) of the above instrument, who duly acknowledged
to me that he (she) (they) executed the same.



Nita L. Wilson
Notary Public residing at Boise, Idaho

My commission expires:

8/14/93

EXHIBIT A

RECORDING REQUESTED BY AND
WHEN RECORDED RETURN TO:

William J. McKlveen
EBERLE, BERLIN, KADING, TURNBOW
& MCKLVEEN, CHARTERED
P.O. Box 1368
Boise, ID 83701

ADA COUNTY RECORDER J. DAVID NAVARRO
BOISE IDAHO 11/20/02 04:38 PM
DEPUTY Michelle Turner
RECORDED - REQUEST OF



AMOUNT 9.00

Eberle Berlin

(space above this line reserved for recorder's use)

GRANT DEED

FOR VALUE RECEIVED

JAMES R. HOLLISTER and KAREN L. HOLLISTER, husband and wife, do hereby bargain, sell and convey unto **MKH DEVELOPMENT, INC.**, an Idaho corporation, whose current address is 1478 S. Oriole Way, Boise, Idaho 83709 ("Grantee"), the following described premises located in Ada County, Idaho, to-wit:

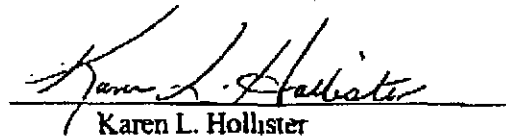
The real estate more particularly described in Exhibit A, attached hereto and by this reference incorporated herein

Subject to all taxes and assessments, easements, rights of way, encumbrances, restrictions and reservations of record or in use.

Together with appurtenances.

DATED: November 11, 2002.


James R. Hollister


Karen L. Hollister

Hollister
to MKH

EXHIBIT A

A parcel of land located in the SW ¼ of Section 32, Township 4 North, Range 1 East, of the Boise Meridian, Ada County, Idaho, being more particularly described as follows.

Commencing at the NW corner of the SW ¼ (West ¼ corner) of Section 32, T. 4N., R. 1E., B.M., thence S 0°00'11" E 957.12 feet along the west line of said Section 32 to the REAL POINT OF BEGINNING of this description:

Thence N 89°50'06" E 1388.36 feet to a point;

Thence N 0°00'57" W 225.95 feet to a point;

Thence N 89°48'44" E 604.48 feet to a point on the east line of said W ¼;

Thence S 0°01'20" E 697.78 feet to the SE corner of the W ¼ of the NE ¼ of the SW ¼ of said Section 32;

Thence S 89°48'44" W 653.68 feet to the SW corner of the NE ¼ of the SW ¼ of said Section 32;

Thence N 0°00'57" W 331.85 feet to a point;

Thence S 89°50'06" W 1327.25 feet to a point on the west line of said Section 32;

Thence N 0°00'11" W 40.00 feet to the REAL POINT OF BEGINNING of this description.

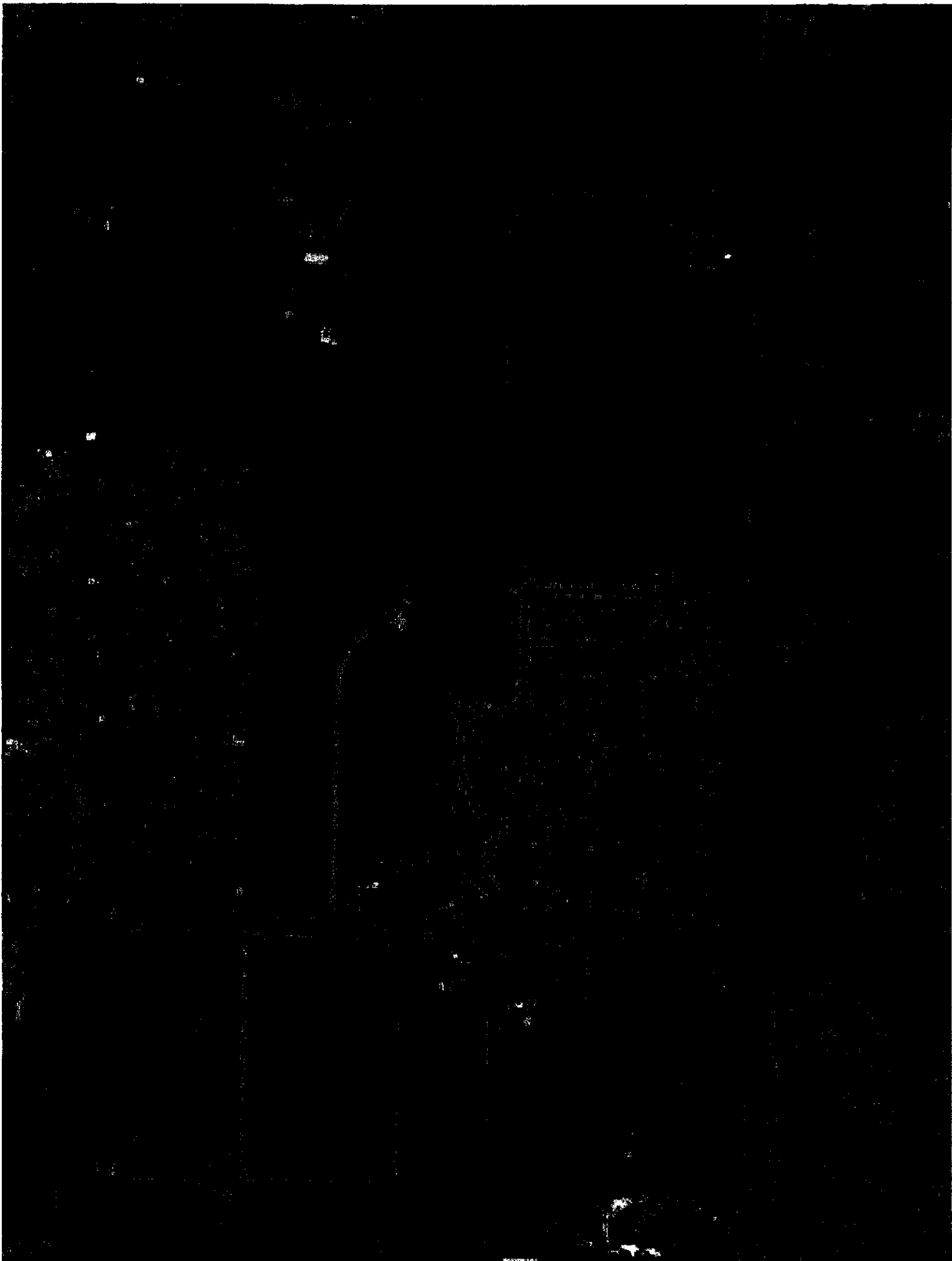
This parcel contains 10.02 Acres, more or less, and is subject to all existing easements and rights-of-way.

Michael E. Marks, P.L.S. No. 4998



Exhibit A

See map
w/ lavender
outline.



Lavender out line is
metes & bounds desc.
From deed submitted.

32

Meridian Joint
School District

NWSW

NESW

MKH Dev.

10
Ac

SW SW

SESW

63-7213

Split

10 AC MKH DEV.

4N 1E

Sec. 32

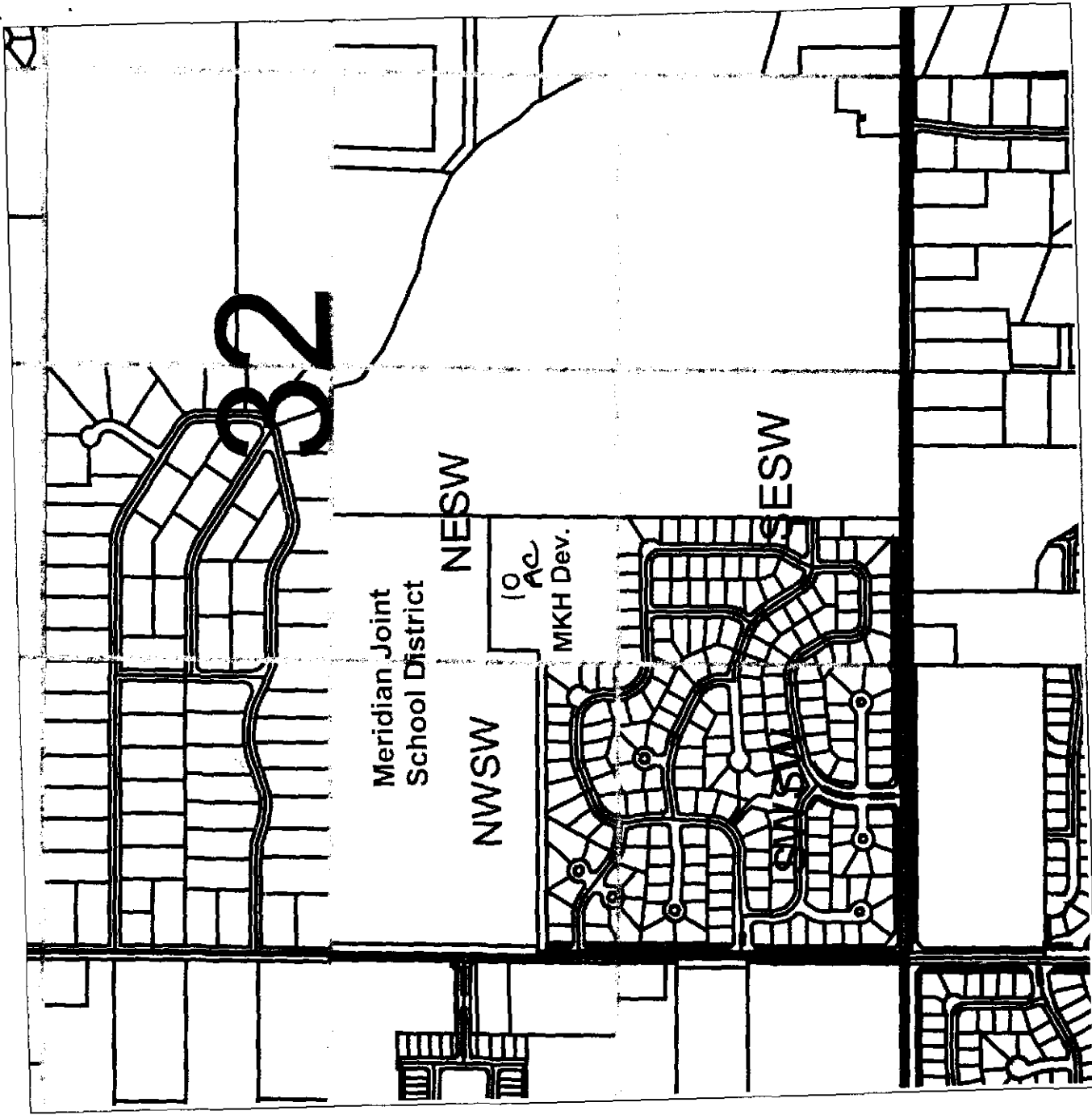
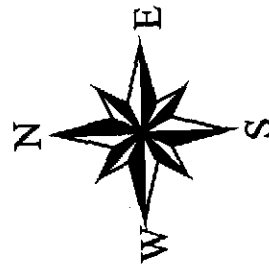
Section Line



QQ Line



Tax Lot data



8/27/03

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-07213
Date Received: 6/23/89
Receipt No: M003837
Received By: hw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: M. JUNE HUSKEY 208-376-6210
Address: 1810 S. RAYMOND
BOISE, ID 83709

2. Date of Priority: APR 08, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	32	NE	SW			ADA

5. Description of diverting works:
12" CS, 55' DEEP, 10 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.000		225.00

7. Total Quantity Appropriated is:
1.000 C.F.S. (and/or) 225.00 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	01E	32	NE	SW		IRR	20.0
			NW	SW		IRR	30.0
Section Acres							50.0

A63-07213

Page 1

Date: 06/23/89

Micro film copy
made 8/27/03.
Unable to locate
file.

10. Place of Use: Continued

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:
THIS WATER IS A SUPPLEMENT TO SETTLERS IRR.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

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): M. James Hawkey Date: June 23-89
Date: _____

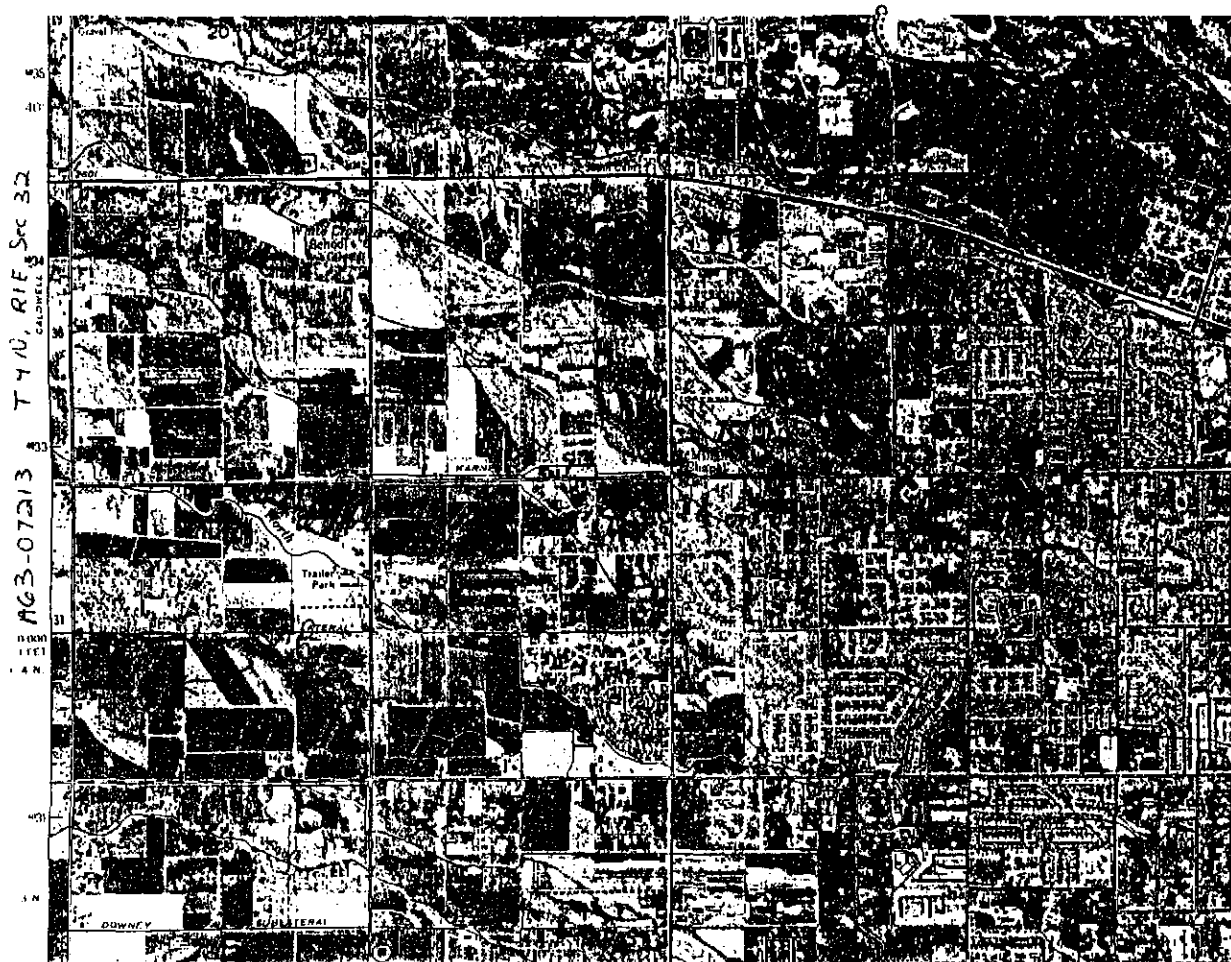
State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23 day
of June 19 89

Linda A. Werner
Notary Public

Seal

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



POOR ORIGINAL

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



RECEIVED
JAN 09 2006
DEPARTMENT OF
WATER RESOURCES

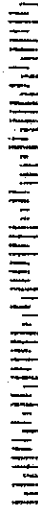
RECEIVED
JAN 10 2006
WATER RESOURCES
WESTERN REGION

63-31762

10 01/09/06

83702015 1704 10 01/09/06
MKH-478 TIME EXE KTN TO SEND
FORWARD DEVELOPMENT INC
113 W 43RD ST
BOISE ID 83714-6337
RETURN TO SENDER

sent forward





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 4, 2005

MKH DEVELOPMENT INC
113 W 43RD ST
BOISE ID 83714-6337

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-31762
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your claim(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

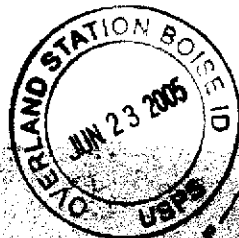
Telephone number

4NIE K

RECEIVED

JUN 23 2005

WATER RESOURCES
WESTERN REGION



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

CHARGED TO
ACCOUNT

63-31762

837092005 1704 10 06/19/05
FORM 3547

MKHD478
MKH DEVELOPMENT INC
113 W 43RD ST
BOISE ID 83714-6337

RETURN FOR CARRIER
ENDORSEMENT

MKHD 478

MKH DEVELOPMENT INC
1478 S ORACLE WAY
BOISE ID 83708

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form: 3547

fee due 70¢

U.S. POSTAL SERVICE
PS FORM 3547

04/12/2004

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

RIGHT NUMBER: 63-31762

NAME AND ADDRESS: MKH DEVELOPMENT INC
1478 S ORIOLE WAY
BOISE ID 83709

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
45.000 AFY

Rights 63-31762 and 63-31763 when combined shall not exceed a total diversion rate of 1.00 cfs, a total annual maximum diversion volume of 225.0 af at the field headgate, and the irrigation of 50 acres.

PRIORITY DATE: 04/08/1969

POINT OF DIVERSION:

T04N R01E S32 NESW Within ADA County

Right 63-31763 is also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.200 CFS
45.00 AFY

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY 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 R01E S32 NESW 10.0

10 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

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31762 V1

WATER RIGHT NUMBER: 63-31762 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	O E HUSKEY BOISE, ID 83702
Current Owner	MKH DEVELOPMENT INC 1478 S ORIOLE WAY BOISE, ID 83709
Original Owner	M JUNE HUSKEY 1810 S RAYMOND BOISE, ID 83709 (208)376-6210

Priority Date: 04/08/1969

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	03/15 to 11/15	0.200 CFS	45.00 AF
	<u>Total Diversion:</u>	0.200 CFS	45.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 32, Twp 04N, Rge 01E, 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	01E	32									10.0								10.0

Total Acres: 10

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. W54 Use of this right is combined with water from Settlers Irrigation District.
3. X35 Rights 63-31762 and 63-31763 when combined shall not exceed a total diversion rate of 1.00 cfs, a total annual maximum diversion volume of 225.0 af at the field headgate, and the irrigation of 50 acres.
4. X36 Right 63-31763 is also diverted through the point of diversion described above.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-31762 V1

Remarks:

- | | |
|-------------------|--|
| 1. Purpose of Use | THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1, PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT. |
|-------------------|--|

Comments:

- | | |
|-----------------------------------|---|
| 1. kbrown 4/12/2004 63-7213 Split | Comment: This claim is the result of a split due to change in ownership for a portion of 63-7213. |
| 2. kbrown 4/12/2004 Parcel Number | Comment: PARCEL NO: S0532315330. |

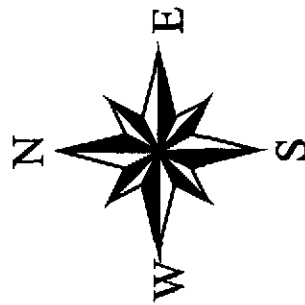
Idaho Department of Water Resources

**T04N, R01E,
S32**

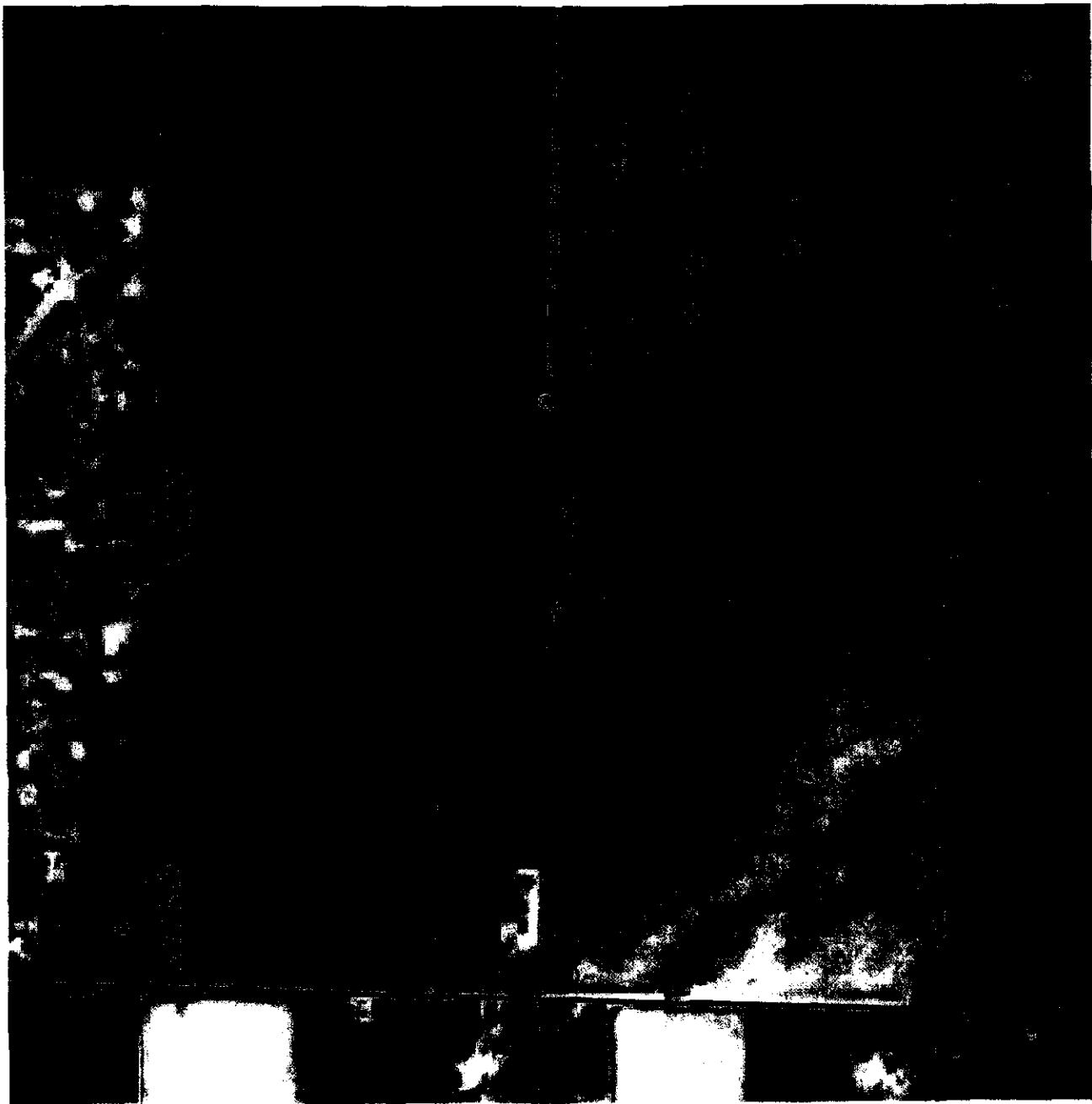
Claim No: 63-31762
Prepared By: Kimberly Brown
Date: April 9, 2004

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

Acres Irrigated = 10.0



**1987 NAPP
0.8 Miles**

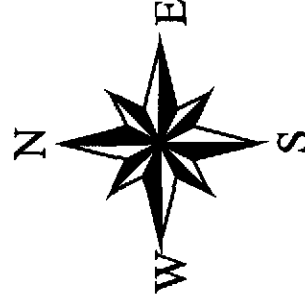


Idaho Department of Water Resources

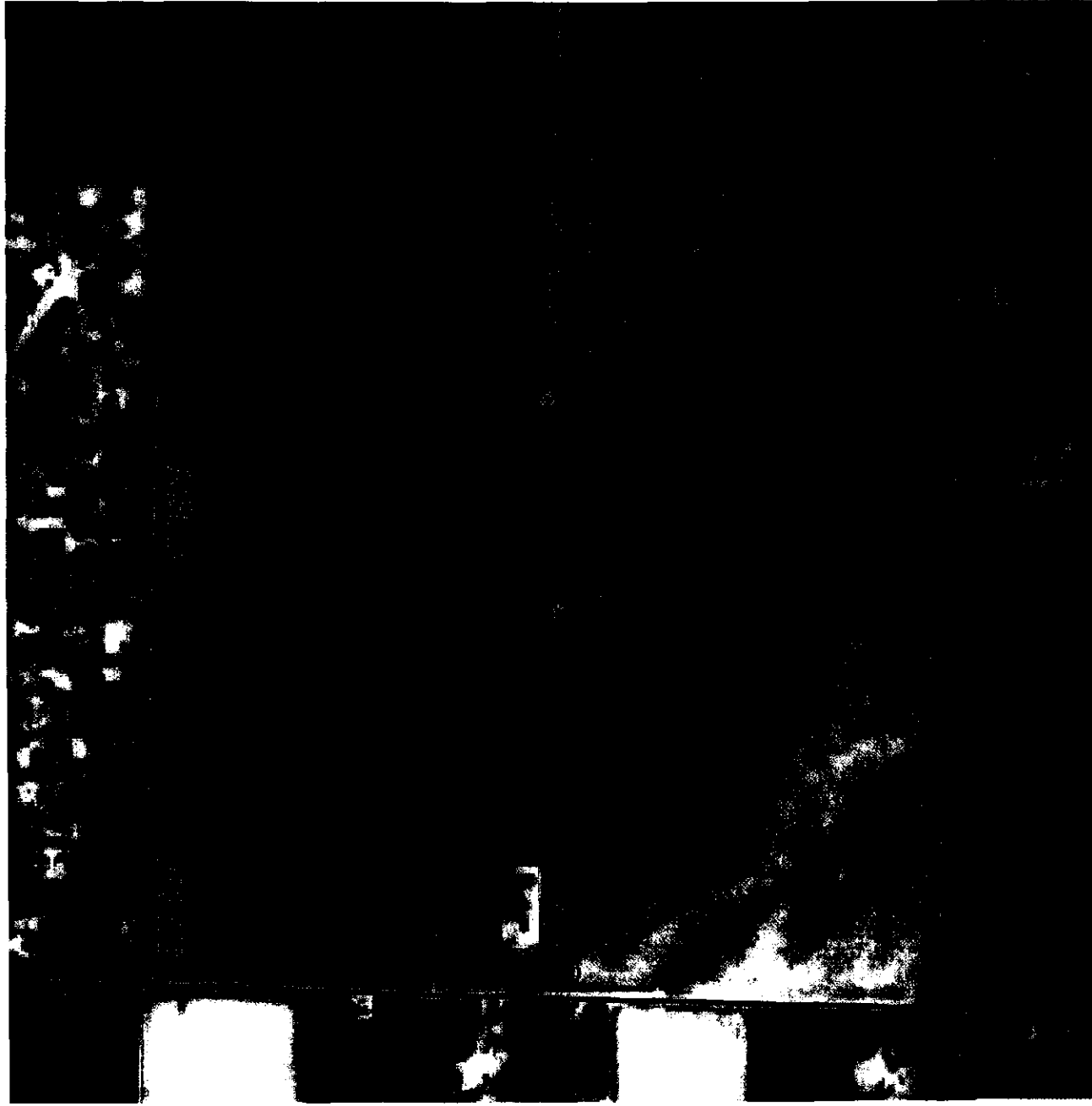
**T04N, R01E,
S32**

Claim No: 63-31762
Prepared By: Kimberly Brown
Date: April 9, 2004

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



1987 NAPP



08/27/2003

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31762

WATER RIGHT NUMBER: 63-31762 ✓

Owner Type Name and Address

Original Owner O E HUSKEY ✓

Current Owner BOISE, ID 83702
MKH DEVELOPMENT INC ✓
1478 S ORIOLE WAY
BOISE, ID 83709Original Owner M JUNE HUSKEY ✓
1810 S RAYMOND
BOISE, ID 83709
(208)376-6210

Priority Date: 04/08/1969 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use ✓

IRRIGATION ✓

From To

03/15 to 11/15

Diversion Rate

0.200 CFS ✓

Annual Volume

45.00 AF ✓

Total Diversion:

0.200 CFS ✓

45.00 AF ✓

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

NE1/4SW1/4 ✓

Sec. 32, Twp 04N, Rge 01E, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	01E	32	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	10.0 ✓

Total Acres: 10 ✓

Conditions of Approval:

1. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.

Remarks:

1. General THIS WATER IS A SUPPLEMENT TO SETTLERS IRR.

2. General This claim is the result of a split due to change in ownership for a portion of 63-7213. DH 8/27/2003

COMMENT

ADD 804 - Season of use is 3/1 - 11/15.

ADD W54 - Use combined with Settlers Irr. Dist.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-31762Comments:

ADD X36 - Right 63-31763 is also
diverted through the point of
diversion described above.

Dates and Other Information:

Claim Received Date: 6/23/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
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

ADD X35 - Rights 63-31762 and
63-31763 when combined shall not
exceed a total diversion rate of 1.0
cfs, a total annual maximum diversion
volume of 225.0 af at the field headgate,
and the irrigation of 50 acres.

Parcel No: 80532315330.

Field Exam Date 4.9.04

(in office)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$100.00 pd. for 63-7213 (50 acres)
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ Check POD & POU overlap, see below - include overlapping right for exam
- ☐ Evidence of Priority - if none, talk with claimant N/A

CLAIMANT INFORMATION - verify contact information is complete

Claim No(s) 63-31762

Owner: MKH Development Inc. Phone No. (208) 876-2332

Current Address: 1478 S. Oriole Way, Boise

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☒ How long owned property? 11/11/02

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: 4/8/1969

(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

55' deep, 12" casing, 10 HP pump

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-31763

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.

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____
- ☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____
- ☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

(None)

- ☒ No change
- ☐ Changes Exam found: Domestic # of homes _____ Stock # _____
- Types _____ Additional comments: _____

PLACE OF USE:

- ☒ No Change
- ☐ Changes shown below:

This claim is the result of a split due to change in ownership for a portion of 63- 7213.

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

Use combined with Settlers Irrigation District water.

Right 63-31763 is also diverted through the point of diversion described above.

Rights 63-31762 and 63-31763 when combined shall not exceed a total diversion rate of 1.0 cfs, a total maximum diversion volume of 225.0 af, and the irrigation of 50 acres.

Parcel No: 50532315330.

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: 4.12.04 (in office)

FIELD EXAMINER: Kimberly Brown

ReceiptID	Amount	BasinNumber	SequenceNum	SplitSuffix	Type
M003837	100.00	63	7213		Claim

↓ split
63-31762 & 63-31763



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 27, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

MKH DEVELOPMENT INC
1478 S ORIOLE WAY
BOISE ID 83709

Re: Original Notice of Claim to a Water Right No. 63-7213

Renumbered Notice of Claim to a Water Right No. 63-31762

Dear Claimant(s):

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.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim represents a split of the claim filed by a previous owner 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, as we have had several water right changes to process. Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DH: dh

Enclosure