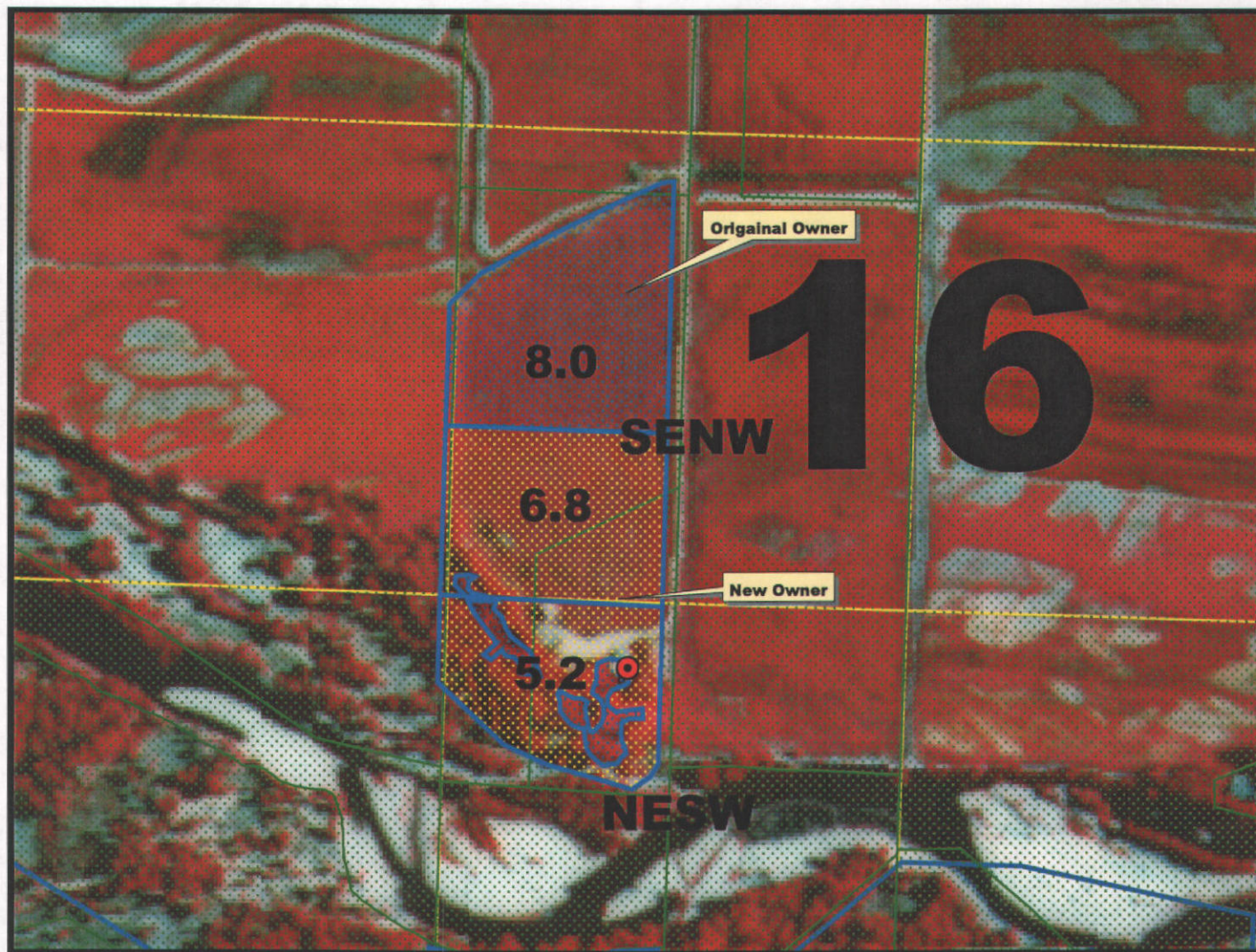




63-31815

63-31816

Change of Ownership Split 1987 Photography



0 1320 Feet

-  Point of Diversion
-  Recommended Place of Use per QQ
-  Ada County Tax Lot Data
-  Quarter Quarter Lines
-  Section Lines

Total claimed Acres: N/A



Prepared by: C. Saxton
Date: April 2004

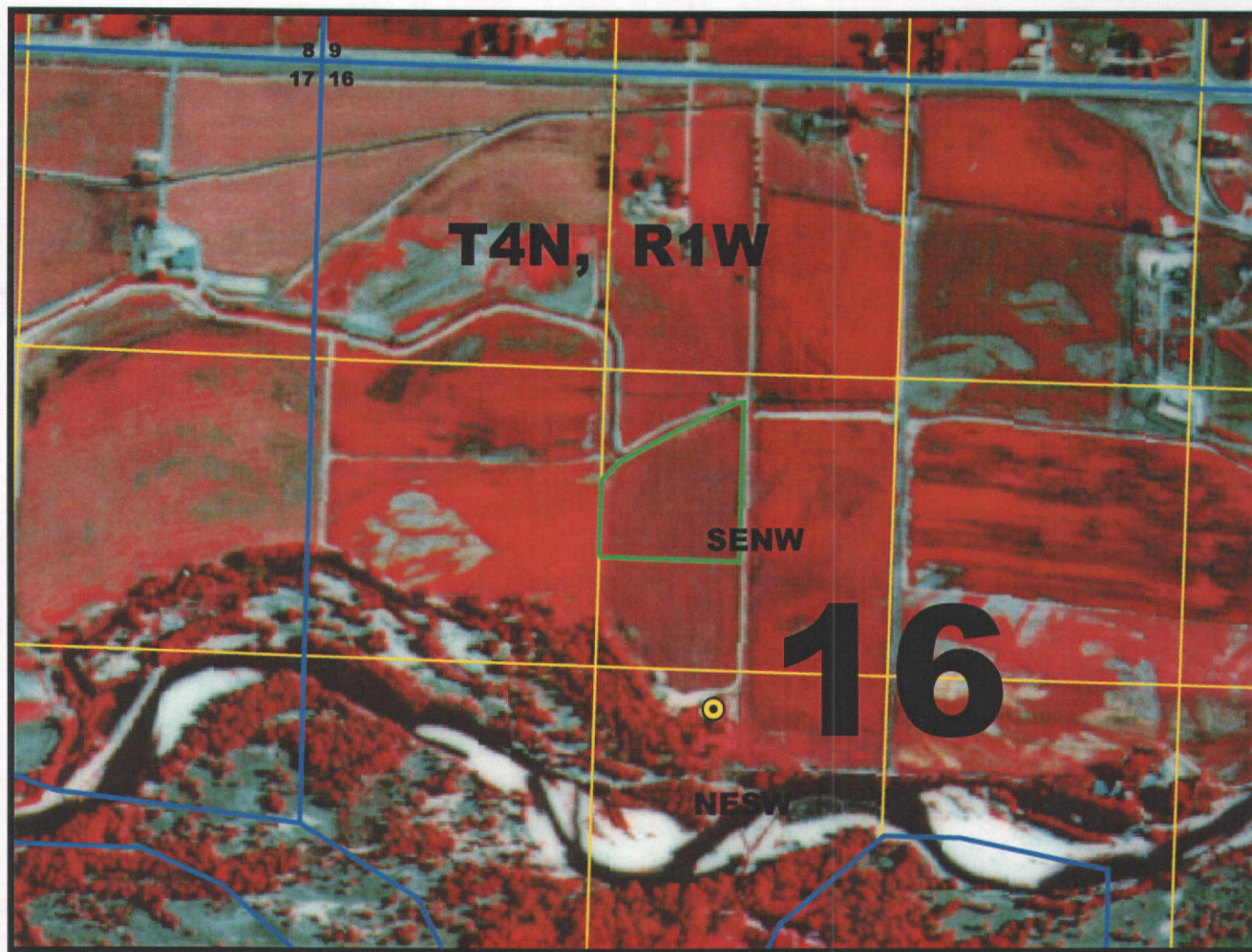
[illegible][illegible]



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-31875



1320 0 1320 Feet

Total Irrigated Acres: 8.0

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



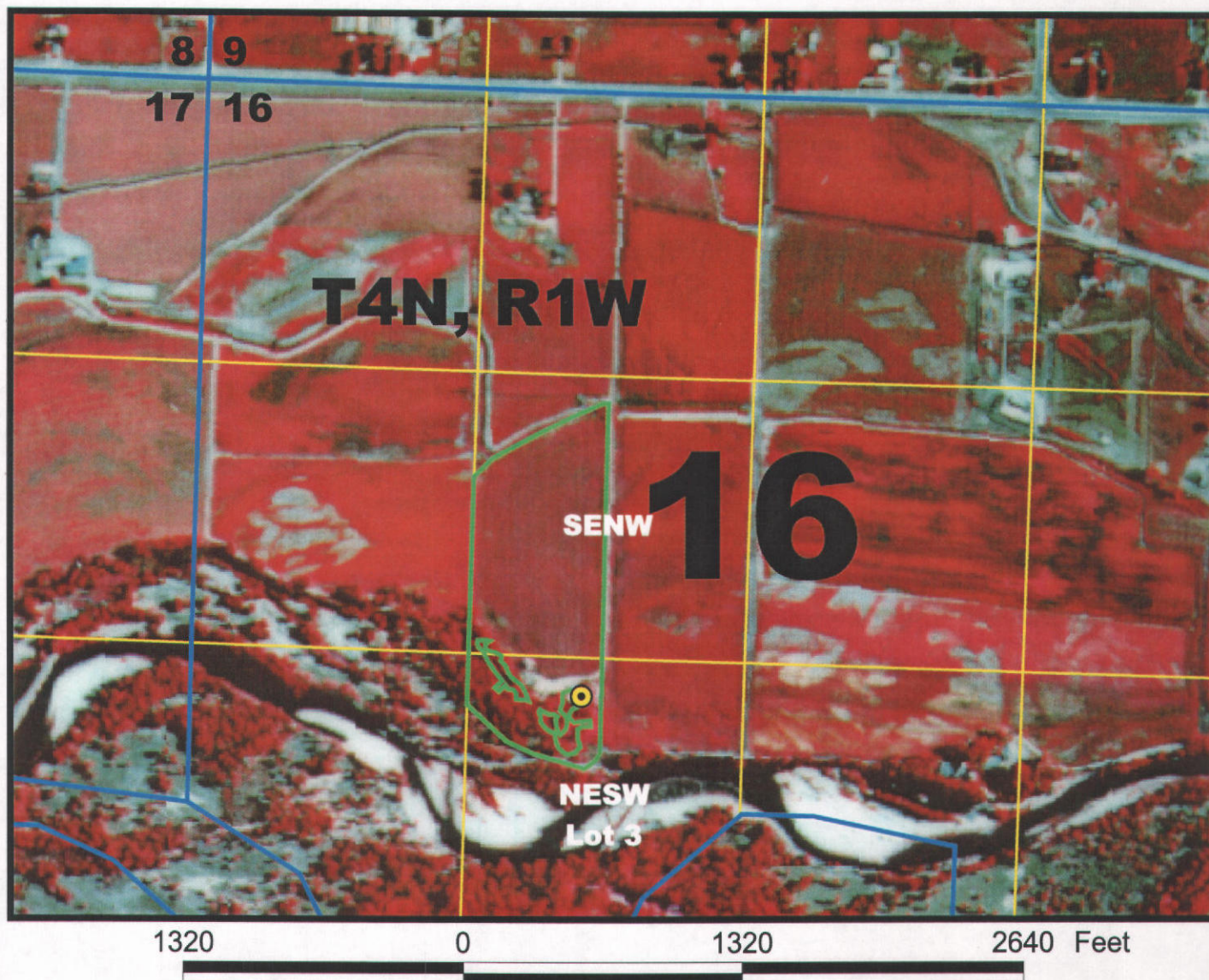
GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: April 2004



STATE OF IDAHO

Department of Water Resources
Western Region

Water Right(s): 63-05233

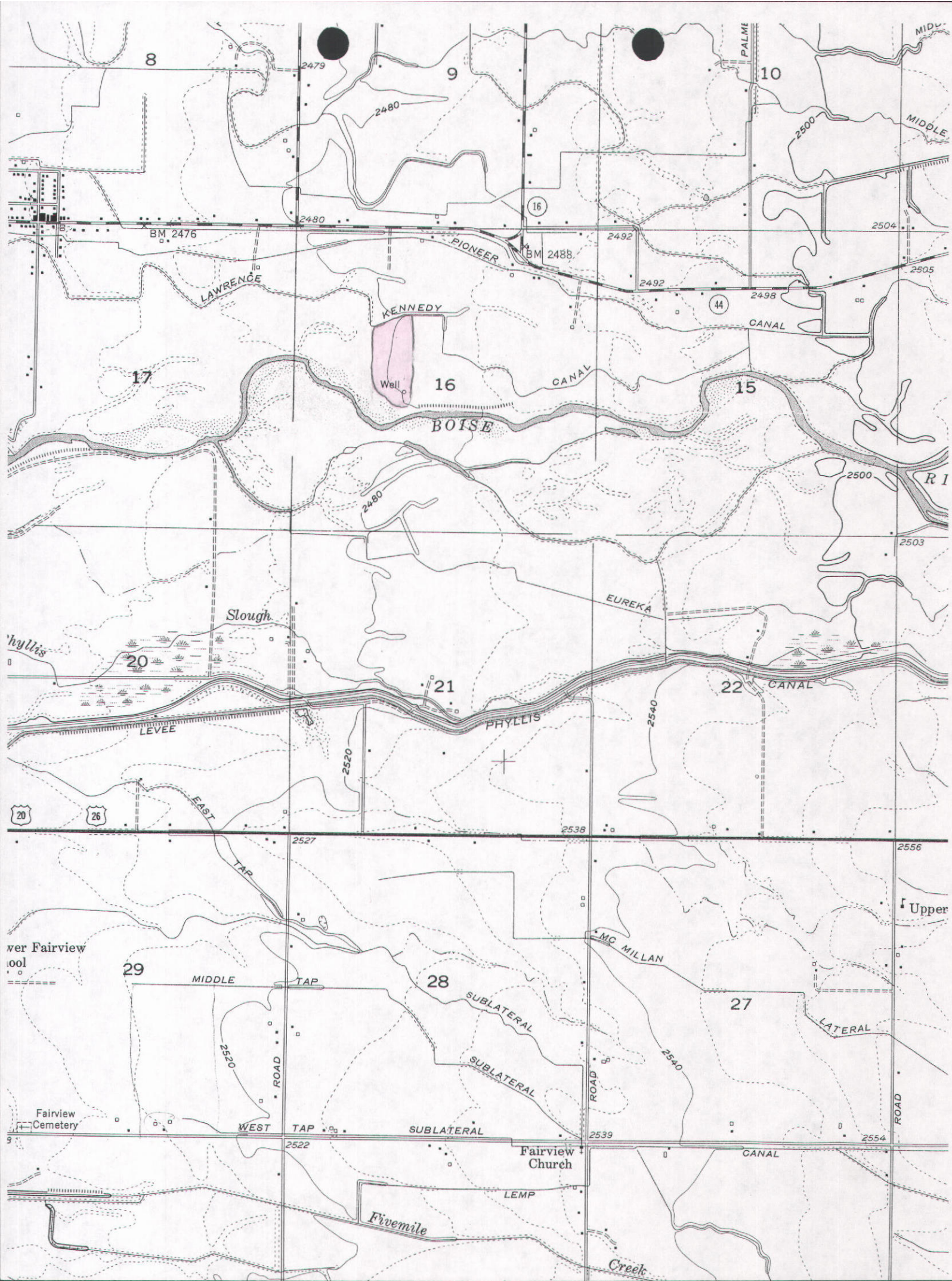


Total Irrigated Acres: 20.0

- Point of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: December 2003



Mr. Lewis states that this well, which has an unconfined year
around flow of about $\frac{1}{2}$ cfs, has been flowing steadily since 1937.
He states that he was told by a former IDWR employee that
such wells have grandfather privileges prevent enforcement of
capping requirements.

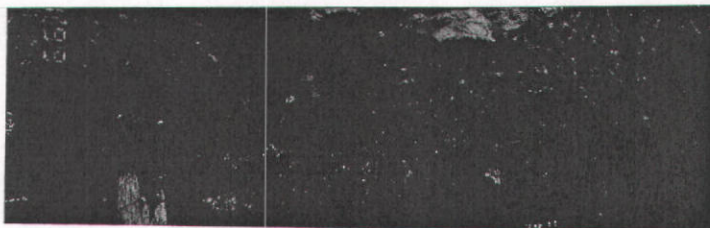
David R. Tuttle

Signature of Dept. Representative & Title

4/7/93

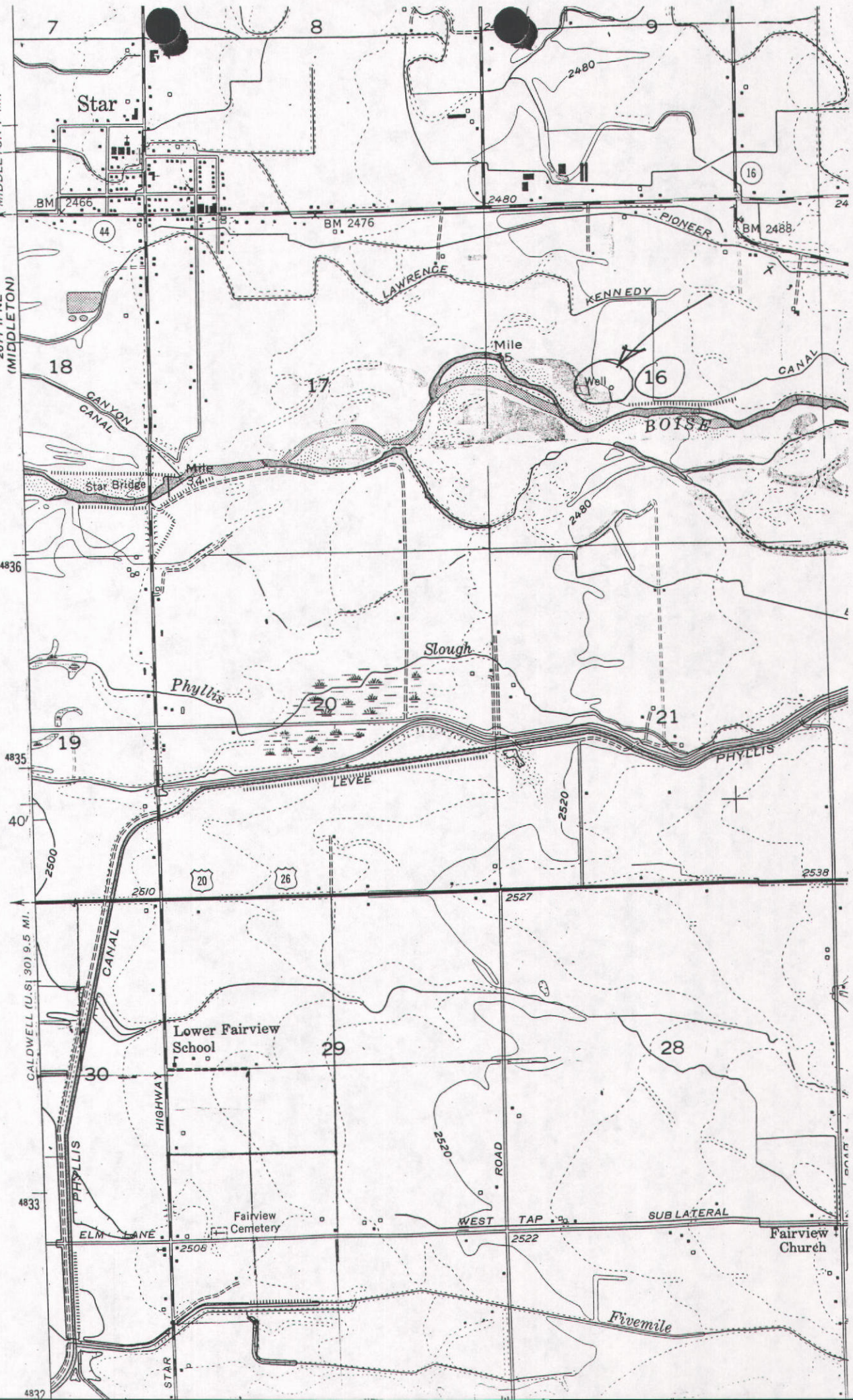
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



CALDWELL (U.S. 30) 13 MI.
MIDDLETON 7 MI.

2671 II NE
(MIDDLETON)



CALDWELL (U.S. 30) 9.5 MI.

4833

4837

REMARKS:

Mr. Lewis states the well, which has an uncontaminated year
around flow of about $\frac{1}{2}$ cfs, has been flowing steadily since 1937.
He states that he was told by a former IDWR employee that
such wells have grandfather privileges prevent enforcement of
capping requirements.

David R. Tuttle

Signature of Dept. Representative & Title

4/7/93

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:





Idaho Department of Water Resources

Claim Number: 63-05233
Legal: T4N, R1W, S16
Reviewed By:

● Point of Diversion



Place of Use



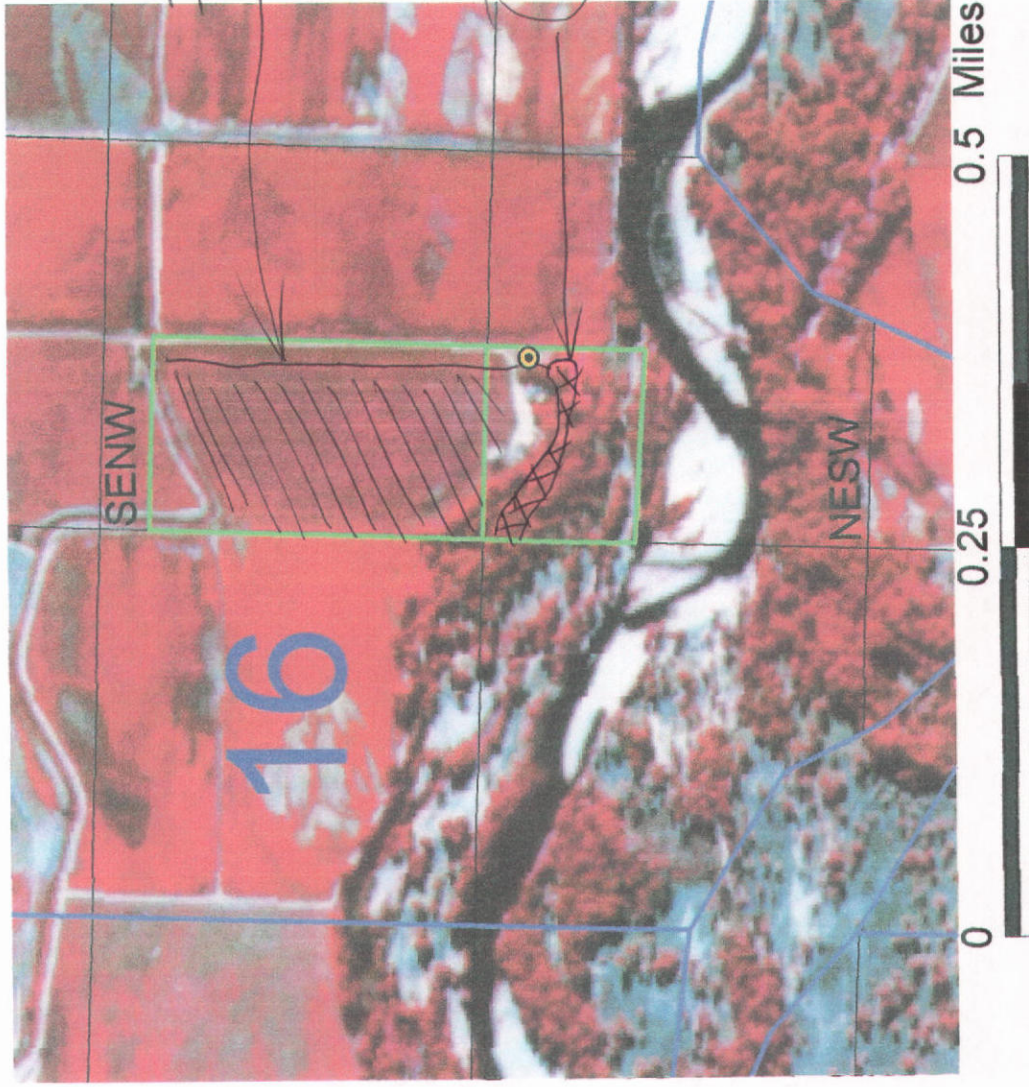
Section Lines



Quarter Quarter Lines



1987 Napp Photo



Water was not enough to do both when you raise trout Apr 3000 small or 1000 adult.

Idaho Department of Water Resources

Claim Number: 63-05233
Legal: T4N, R1W, S16
Reviewed By:

● Point of Diversion



Place of Use



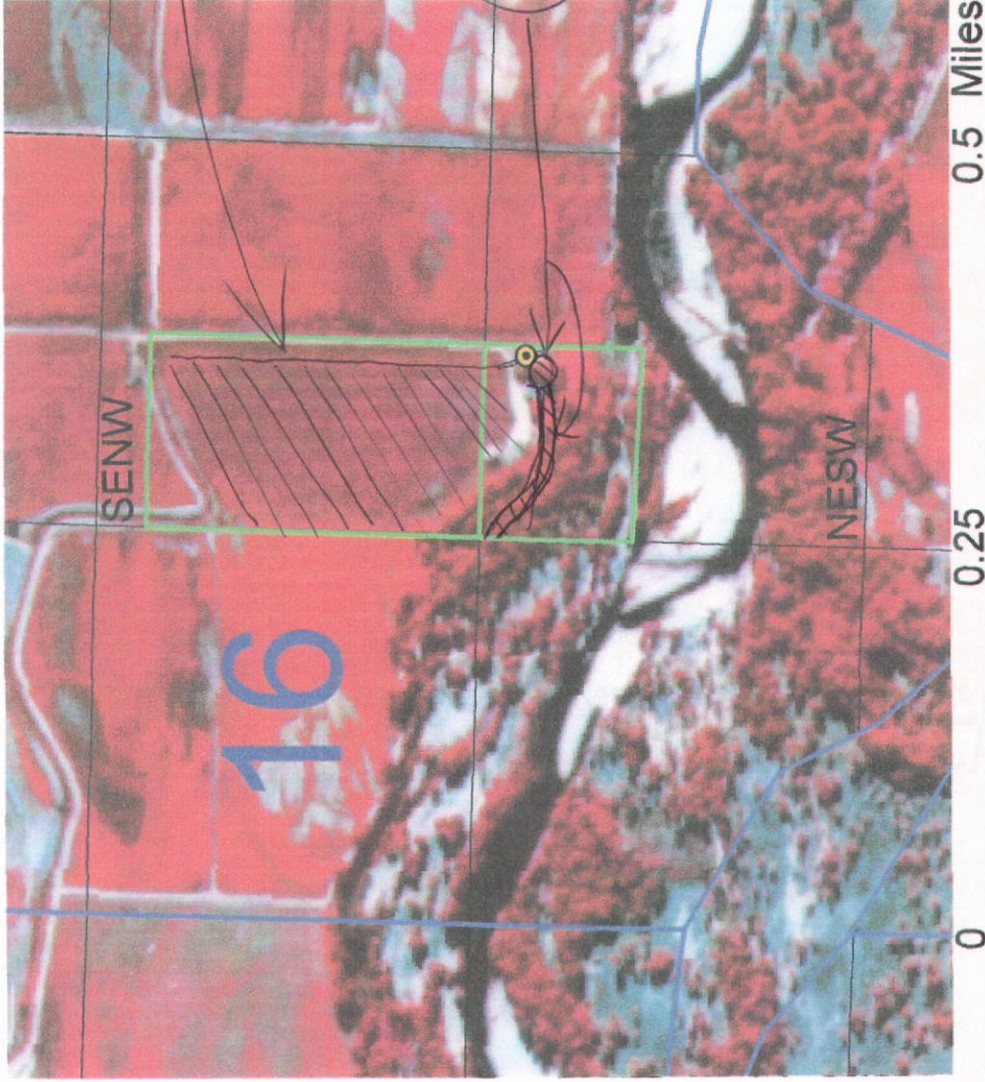
Section Lines



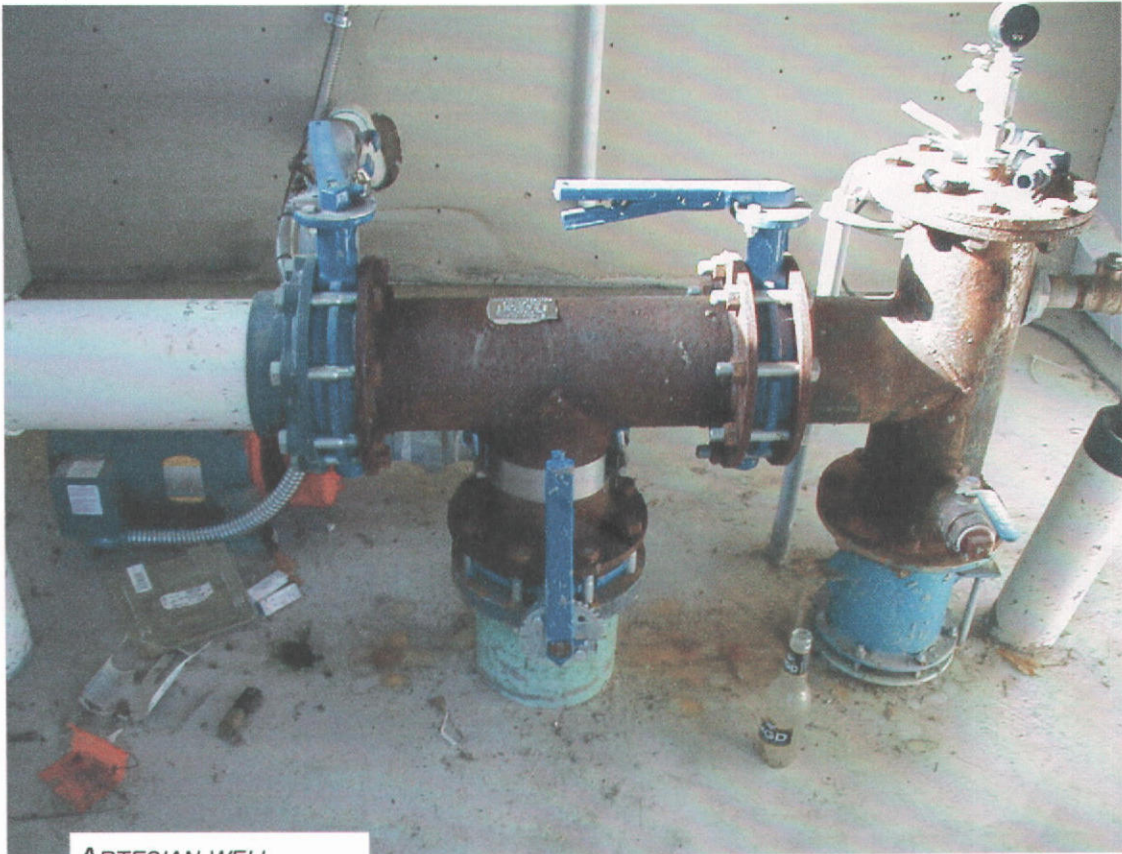
Quarter Quarter Lines



1987 Napp Photo



There was only enough water to either irrigate land or supply trout ponds not both when you have over 1000 Trout, (adult)



ARTESIAN WELL



OPEN DISCHARGE INTO
FOUNTAIN (CURRENT
CONFIGURATION)

CLAIM A63-05223	WELL PICTURES	11/07/03
ROGER W LEWIS	USR 0301288	
8999 HWY 44	0289988	PHOTOGRAPHED BY:
STAR ID 83669		DARWIN VANDER STELT

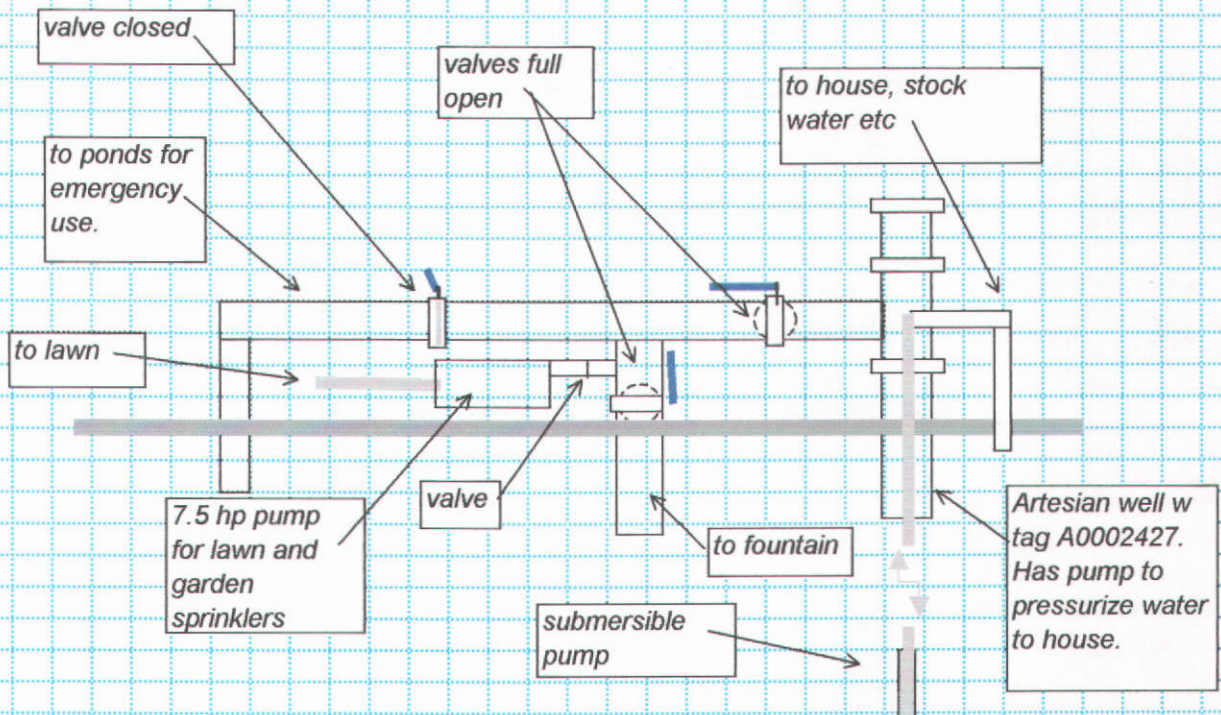


ONE OF 3 FISH PONDS

CLAIM A63-05223	WELL PICTURES	11/07/03
ROGER W LEWIS	USR 0301288	
8999 HWY 44	0289988	PHOTOGRAPHED BY:
STAR ID 83669		DARWIN VANDER STELT

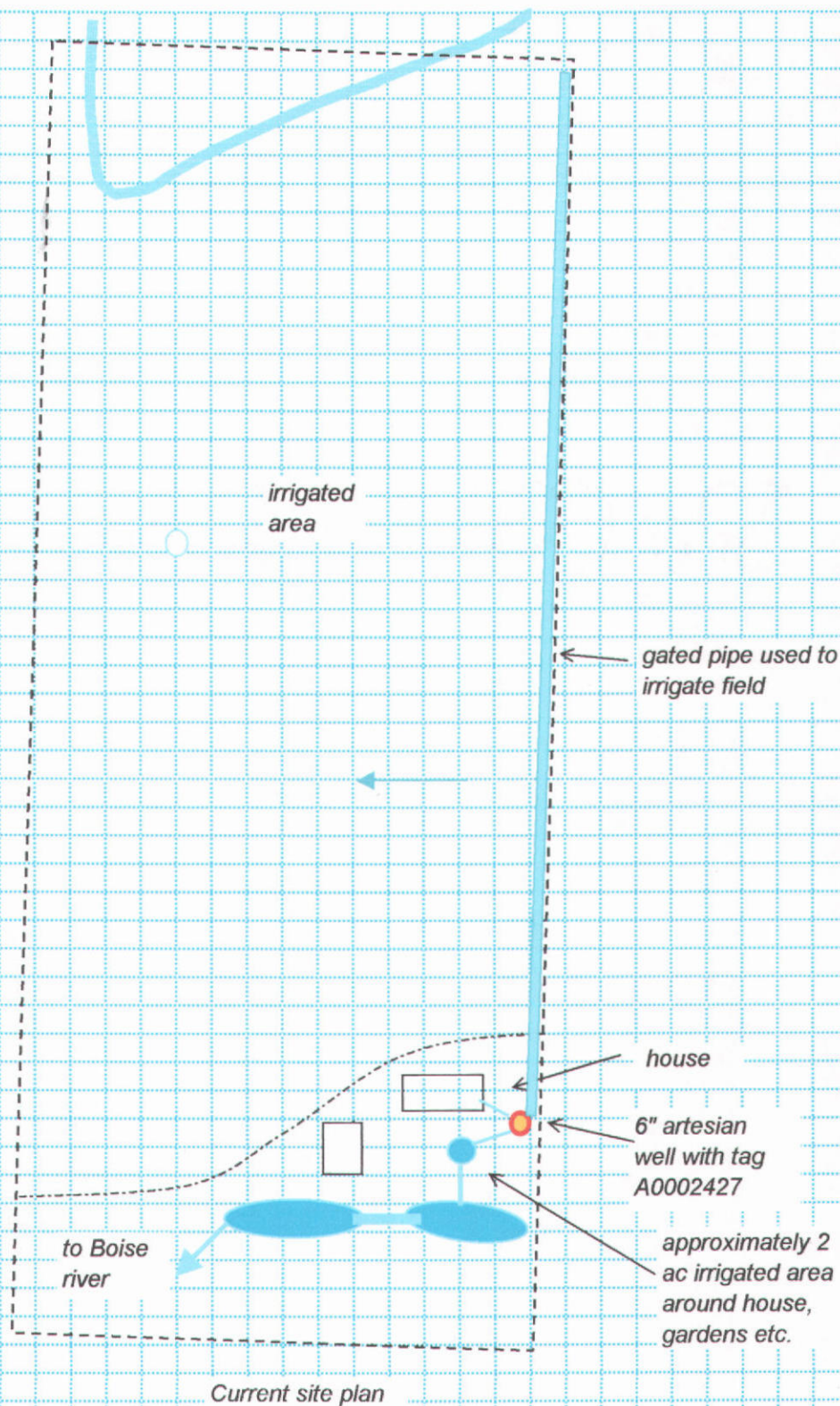
Drawing of diversion layout

Here is a detail drawing of the plumbing at the well as currently configured. A submersible pump was installed in this well to provide water for the house and livestock. Artesian flow is what provides the water for the fountain and the fish ponds, and a 7.5 hp pump pressurizes water for the lawns and garden. There is no structure in place at this time to irrigate any of the pasture to the north.



63-05233	POD Coordinates:	
Roger W. Lewis	USR	0301288
8999 Hwy 44		0289988
Star ID 83669	not drawn to scale	

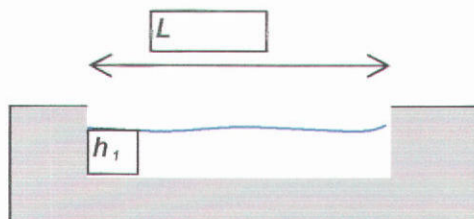
Drawing of diversion layout



63-05233	POD Coordinates:	
Roger W. Lewis	USR	0301288
8999 Hwy 44		0289988
Star ID 83669	not drawn to scale	



Rectangular Wiers



Input

weir length ft (L)

6

upstream head ft (h_1)

0.041666667

Inches to	feet
0.5	0.041666667

Flow formula

$$Q = 3.33(L - 0.2h_1)h_1^{1.5}$$

Source: WATER MEASUREMENT MANUAL Bureau of Reclamation

0.168 cfs

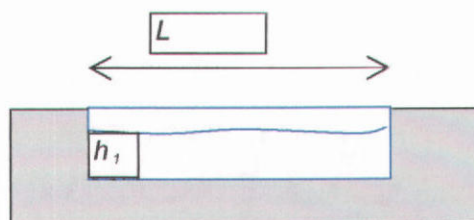
75.6758374 GPM

This is a highly inaccurate measurement because there is no free fall of water over the weir. During the irrigation season there is more flow.

Pond Calculations:

Pond 1	L	50	
	W	50	
	D	8	20000 cu. Ft.
Pond 2	L	300	
	W	30	
	D	6	54000
Pond 3	L	500	
	W	50	
	D	4	100000
			174000 cu. Ft.
			3.99 acre feet

Rectangular Wiers



Input

weir length ft (L) 6

upstream head ft (h_1) 0.041666667

Inches to	feet
0.5	0.041666667

Flow formula $Q = 3.33(L - 0.2h_1)h_1^{1.5}$

Source: WATER MEASUREMENT MANUAL Bureau of Reclamation

0.168 cfs

75.6758374 GPM

The flow is greatly throttled down currently and this is a highly inaccurate measurement because there is no free fall of water over the weir. During the irrigation season there is more flow.

Pond Calculations:

Pond 1	L	50	20000 cu. Ft.
	W	50	
	D	8	
Pond 2	L	300	54000
	W	30	
	D	6	
Pond 3	L	500	100000
	W	50	
	D	4	
			174000 cu. Ft.
			3.99 acre feet

Idaho Department of Water Resources

Claim Number: 63-05233
Legal: T4N, R1W, S16
Reviewed By:

● Point of Diversion



Place of Use

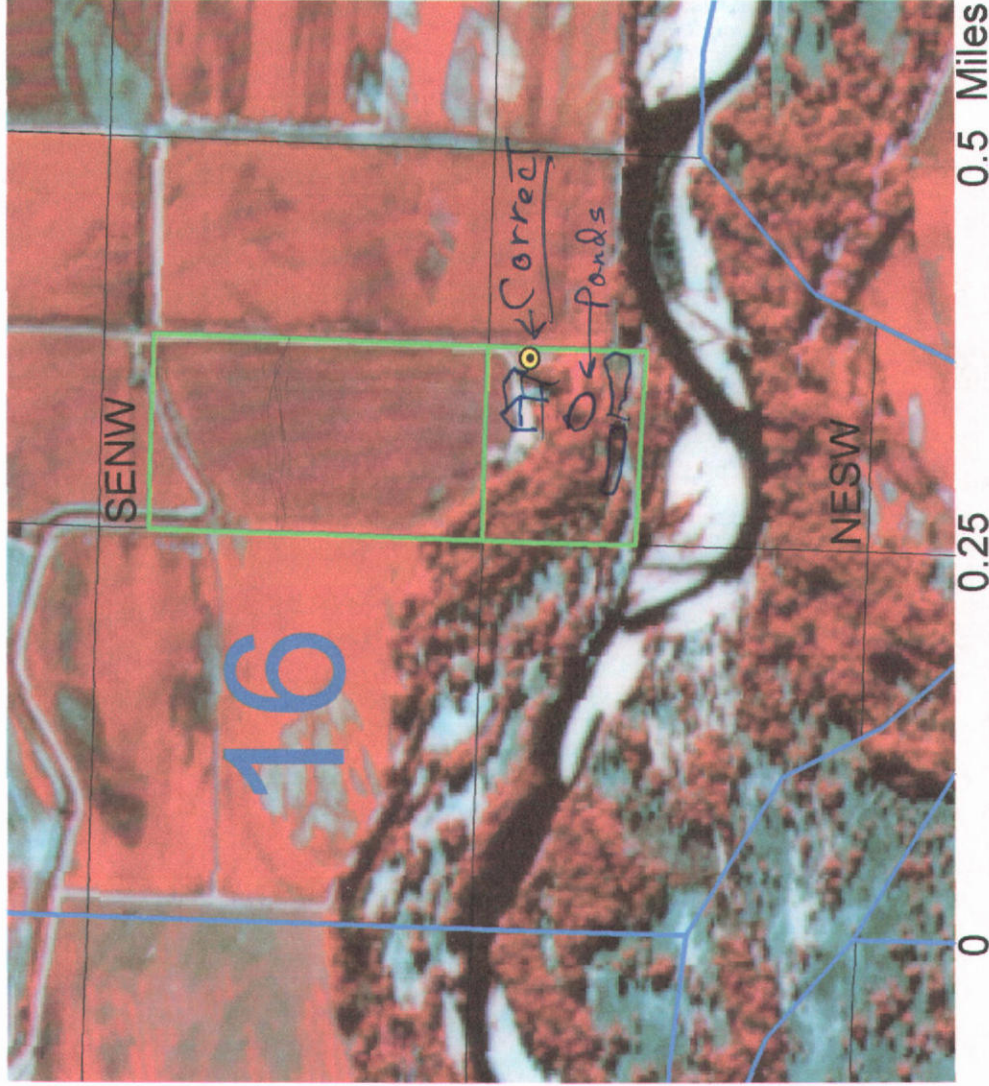


Section Lines



Quarter Quarter Lines

1987 Napp Photo



*Tex lot clarita shows
Two different owners
in the defined poll.
Should there be two
C/O's.*

T4N, R1W

8 9
17 16

9 10
16 15

16



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 63-31875
Date Received: 9/1/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PAT LEWIS
8999 HWY 44
STAR ID USA 83669

Phone: (208)286-7564

ROGER W LEWIS
8999 HWY 44
STAR ID USA 83669

Phone: (208)286-7564

2. Date of Priority: 04/01/1937

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	16	NW	NE	SW 3	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.16	36

7. Total Quantity Appropriated is:
0.16 C.F.S. and/or 36 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	16	SE	NW	IRRIGATION	8
					Section Acres	8
					Total Acres	8

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 63-5233. DB 4/5/2004

PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE.

DAVE TUTHILL MEASURED 200 GPM IN APRIL OF 1993. AMENDMENT BASED ON ORIGINAL STATUTORY CLAIM.

CLAIMANT ESTIMATES THE SIZE OF THE POND AS $35 \times 450 \times 5 / 43560 = 1.8$ AF. STOCKWATER ADDED TO POU, CLAIMED AS WATER USE. 9/3/97 LH

15. Basis of Claim: Statutory Claim

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

RECEIVED

MAR 26 2004

WATER RESOURCES
WESTERN REGION

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (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
63-5233	63-5233	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___
_____	_____	___	_____	_____	___

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) Roger and Pat Lewis
8999 Highway 44, Star, Idaho 83669
4. New Owner/Claimant(s) Richard E. and Mary Lou Brown
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 899 South Crystal Springs Lane
 City, State and ZIP Code Star, Idaho 83669
 New Telephone Number (208) 286-9880
5. Date you acquired the property 1997 & 1998

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

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

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

7. Signature of New Owner(s) or Claimant(s) Richard Brown
(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.

See attached Notice of Appearance.

For Office Use Only

Received by CS Date 3-26-04 Fee 0
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5233

WATER RIGHT NUMBER: 63-5233

Owner Type Name and Address

Current Owner PAT LEWIS
8999 HWY 44
STAR, ID 83669
(208)286-7564

Current Owner ROGER W LEWIS
8999 HWY 44
STAR, ID 83669
(208)286-7564

63-31875

Priority Date: 04/01/1937
Basis: Statutory Claim
Status: Active

Source Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
~~FISH PROPAGATION~~	1/01 to 12/31	~~0.470 CFS~~	
~~DIVERSION TO STORAGE~~	1/01 to 12/31	~~0.002 CFS~~	
~~DOMESTIC~~	1/01 to 12/31	~~0.040 CFS~~	
~~FISH PROPAGATION STORAGE~~	1/01 to 12/31		~~1.80 AF~~
~~RECREATION STORAGE~~	1/01 to 12/31	.16	1.30 AF
IRRIGATION	3/15 to 11/15	0.400 CFS	
~~STOCKWATER~~	1/01 to 12/31	~~0.030 CFS~~	

Total Diversion: 0.470 CFS

1.80 AF

.16 cfs total

3.6 total af.

Location of Point(s) of Diversion

GROUND WATER

L3 (NW1/4NE1/4SW1/4)

Sec. 16, Twp 04N, Rge 01W, B.M.

ADA County

Place of UseFISH PROPAGATION Within ADA County

T04N R01W S16 Lot 3 NESW

DIVERSION TO STORAGE Within ADA County

T04N R01W S16 Lot 3 NESW

DOMESTIC Within ADA County

T04N R01W S16 Lot 3 NESW

FISH PROPAGATION STORAGE Within ADA County

T04N R01W S16 NESW

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5233

POU:

RECREATION STORAGE Within ADA County

T04N R01W S16 Lot 3 NESW

IRRIGATION Within ADA County

T04N R01W S16 SENW 16.0

~~T04N R01W S16 Lot 3 NESW 4.0~~

Total Acres: 20

8 acres total

STOCKWATER Within ADA County

T04N R01W S16 Lot 3 NESW

Conditions of Approval:Remarks:

1. General PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE. DAVE TUTHILL MEASURED 200 GPM IN APRIL OF 1993. AMENDMENT BASED ON ORIGINAL STATUTORY CLAIM. CLAIMANT ESTIMATES THE SIZE OF THE POND AS 35X450X5/43560=1.8 AF. STOCKWATER ADDED TO POU, CLAIMED AS WATER USE. 9/3/97 LH

Comments:Dates and Other Information:

Claim Received Date: 9/1/1989
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
---------	--------------------	----------	--------------------	----------	--------

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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97070867 JG/PD
(0400)

97109062

97109062

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

ALLIANCE TITLE

'97 DEC 31 PM 4 44

WARRANTY DEED

FEE 12.00 REC'D Shital
RECORDED AT THE REQUEST OF

FOR VALUE RECEIVED, ROGER W. LEWIS and PATRICIA B. LEWIS, husband and wife, hereinafter referred to as the Grantor, hereby grants, bargains, sells and conveys unto RICHARD BROWN and MARY LOU BROWN, husband and wife, whose address is 899 South Crystal Springs Lane, Star, ID 83699, hereinafter referred to as the Grantee, the following described premises situated in Ada County, State of Idaho, to-wit:

Lot 4 of Block 1 of SPRINGWOOD SUBDIVISION, according to the plat thereof filed and recorded with the Ada County Recorder, Ada County, Idaho and amended by Instrument No. 97041064, records of the Ada County Recorder, Ada County, Idaho.

RESERVING unto Grantor, Grantor's successors, heirs and assigns a permanent non-exclusive easement over Crystal Springs Lane as shown on the Plat of SPRINGWOOD SUBDIVISION for ingress to and egress from the appurtenant property more particularly described below:

A parcel of land located in the west one-half (1/2) of U.S. Government Lot 3 and also lying within the meander lines of the Boise River as originally surveyed by the General Land Office of the Department of the Interior in 1867 (Original Meander Line Survey) all as more particularly described as follows and located in Section 16, T. 4 N., R. 1 W., B.M., Ada County, Idaho:

Commencing at a found aluminum cap marking the northwest corner of Section 16; thence S. 89°32'27" E., a distance of 1,967.30 feet along the north line of Section 16 to a set 5/8ths inch iron pin which bears N. 89°32'27" W., 655.76 feet from a found brass cap marking the north one-quarter (1/4) corner of Section 16; thence S. 0°43'14" W. (formerly S. 0°43'09" W.) a distance of 3,585.56 feet, more or less, along the east boundary of the W1/4E1/4 of Section 16, T. 4 N., R. 1 W., B.M., Ada County, Idaho, to a point which was on the ordinary or natural high water mark of the left (southerly) bank of the Boise River, which point is also on the east line of the west one-half (1/2) of U.S. Government Lot 3 and is also the real point of beginning;

thence along the ordinary or natural high water mark of the left (southerly) bank of the Boise River S. 86°27'10" W., 124.48 feet to a point; thence continuing along that ordinary or natural high water mark S. 79°09'49" W., 76.99 feet to a point; thence continuing along that ordinary or natural high water mark S. 85°31'06" W., 131.89 feet to a point; thence continuing along that ordinary or natural high water mark S. 82°15'39" W., 95.61 feet to a point; thence continuing along that ordinary or natural high water mark N. 86°09'32" W., 105.01 feet to a point; thence continuing along that ordinary or natural high water mark N. 76°08'14" W., 124.81 feet to a point on the west boundary of U.S. Government Lot 3 which is also the west boundary of the W½E½W½ of Section 16; thence leaving the ordinary or natural high water mark of the left (southerly) bank of the Boise River, S. 0°39'31" W., 1,452.55 feet to a one-half inch iron pin on the former left (southerly) bank of the Boise River according to the Original Meander Line Survey; thence along the Original Meander Line Survey S. 79°26'56" E. (formerly S. 80° E.) 146.92 feet to a point, which point is a one-half inch iron pin; thence continuing along the Original Meander Line Survey N. 70°02'55" E. (formerly N. 69°30' E.) 540.33 feet to a one-half inch iron pin on the East boundary of the W½E½W½ of Section 16; thence leaving the Original Meander Line Survey and proceeding along the East boundary of the W½E½W½ of Section 16 N. 0°43'14" E., 702.18 feet to a point on the former right (northerly) bank of the Boise River according to the Original Meander Line Survey, which point is marked by a 5/8ths inch iron pin; thence continuing N. 0°43'14" E., 601.32 feet to a point, which point is the real point of beginning.

The Grantor and the Grantee and their respective successors, heirs and assigns shall have the common use of the easement and each shall use it so as not to unreasonably interfere with the use thereof by the other. The Grantor and the Grantee hereby covenant not to construct any obstructions to the easement. The use of the easement shall be for Grantor, Grantor's successors, heirs and assigns and Grantor's respective tenants, visitors and licensees to at all times hereafter with or without livestock, automobiles or other vehicles or on foot, cross over, pass, repass along and over, and obtain ingress to and egress from the appurtenant property and for all purposes connected with the use of the appurtenant property. Each and all of the provisions of this easement are intended to be and shall be construed

to be covenants running with the land.

This easement shall automatically terminate and be of no further force or effect in the event a public road joins into the appurtenant property permitting access on to that road or in the event there is an easement equivalent in use and width to that reserved here which will permit ingress to and egress from the appurtenant property to a public road. The Grantor and Grantor's successors, heirs and assigns agree upon termination of the easement to execute an instrument in recordable form to confirm the termination of this easement and deliver it to the Grantee or Grantee's successors, heirs and assigns.

SUBJECT to easements, reservations and restrictions of record or apparent.

TOGETHER with all and singular the tenements, hereditaments, and appurtenances thereunto belonging or in anyway appertaining, the reversion and reversions, remainder and remainders, rents, issues and profits thereof; and all estate, right, title and interest in and to the property, as well in law as in equity.

TO HAVE AND TO HOLD all and singular the property, together with the appurtenances, unto the Grantee, Grantee's successors, heirs and assigns forever.

AND Grantor shall and will warrant and by these presents forever defend the premises in the quiet and peaceable possession of Grantee, Grantee's successors, heirs and assigns against Grantor and Grantor's successors, heirs and assigns and against all and every person and persons whomsoever lawfully claiming the same.

IN WITNESS WHEREOF, Grantor has hereunto executed this Deed the 31st day of December, 1997.

Roger W. Lewis
Roger W. Lewis

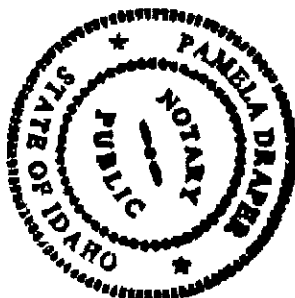
Patricia B. Lewis
Patricia B. Lewis

STATE OF IDAHO

County of Ada

On this 31st day of December, 1997, before me, the undersigned Notary Public in and for said State, personally appeared ROGER W. LEWIS and PATRICIA B. LEWIS, husband and wife, known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that they 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.



Notary Public for Idaho

Residing at Baer

My Commission Expires: 4/16/2003

THIS FORM FURNISHED COURTESY OF:

**ALLIANCE TITLE &
ESCROW CORP.**

READ & APPROVED BY GRANTEE(S):

RB MIB

SPACE ABOVE THIS LINE FOR RECORDING DATA

{0300}

Order No.: 97071381 EBN/PD

WARRANTY DEED

FOR VALUE RECEIVED ROGER W. LEWIS AND PATRICIA B. LEWIS, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto RICHARD E. BROWN AND MARY LOU BROWN, husband and wife
AKA RICHARD BROWN AND MARY LOU BROWN, husband and wife

GRANTEE(S), whose current address is: 899 S. CRYSTAL SPRINGS LANE, STAR, ID 83699
the following described real property in ADA County, State of Idaho, more particularly described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this reference becomes a part hereof.

98018437

ADA CO. RECORDER
J. DAVID NAVARRO
BOISE ID

ALLIANCE TITLE

'98 FEB 27 PM 5:00

FEE 12⁰⁰ CLP *[Signature]*
RECORDED AT THE REQUEST OF

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) 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 Grantee(s); and subject to reservations, restrictions, dedications, easements, rights 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(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: February 27, 1998

[Signature: Roger W. Lewis]
ROGER W. LEWIS

[Signature: Patricia B. Lewis]
PATRICIA B. LEWIS

STATE OF IDAHO }
COUNTY OF ADA }

On this 27th day of February, in the year of 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared ROGER W. LEWIS AND PATRICIA B. LEWIS

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: _____

Name: PAMELA DRAPER

Residing at: BOISE, IDAHO

My Commission Expires: 04/16/03

ORDER NO. 97071381 BN

EXHIBIT "A"

Lot 3 of Block 1 of SPRINGWOOD SUBDIVISION, according to the Official Plat thereof, filed in Book 73 of Plats at Page(s) 7533 - 7534, and as amended by Affidavit recorded May 28, 1997, as Instrument No. 97041064, records of Ada County, Idaho.

RESERVING unto Grantor, Grantor's successors, heirs and assigns a permanent non-exclusive easement over Crystal Springs Lane as shown on the Plat of SPRINGWOOD SUBDIVISION for ingress to and egress from the appurtenant property more particularly described below:

A parcel of land located in the West Half of U.S. Government Lot 3 and also lying within the meander lines of the Boise River as originally surveyed by the General Land Office of the Department of the Interior in 1867 (Original Meander Line Survey) all as more particularly described as follows and located in Section 16, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho:

COMMENCING at a found aluminum cap marking the Northwest corner of Section 16; thence

South 89 degrees 32'27" East, a distance of 1,967.30 feet along the North line of Section 16 to a set 5/8ths inch iron pin which bears

North 89 degrees 32'27" West, 655.76 feet from a found brass cap marking the North Quarter corner of Section 16; thence

South 00 degrees 43'14" West (formerly South 00 degrees 43' 09" West) a distance of 3,585.56 feet, more or less, along the East boundary of the West Half East Half West Half of Section 16, Township 4 North, Range 1 West, Boise Meridian, Ada County, Idaho, to a point which was on the ordinary or natural high water mark of the left (Southerly) bank of the Boise River, which point is also on the East line of the West Half of U.S. Government Lot 3 and is also the REAL POINT OF BEGINNING; thence along the ordinary or natural high water mark of the left (Southerly) bank of the Boise River

South 86 degrees 27'10" West, 124.48 feet to a point; thence continuing along that ordinary or natural high water mark

South 79 degrees 09'49" West 76.99 feet to a point; thence continuing along that ordinary or natural high water mark

South 85 degrees 31'06" West 131.89 feet to a point; thence continuing along that ordinary or natural high water mark

South 82 degrees 15'39" West 95.61 feet to a point; thence continuing along that ordinary or natural high water mark

Continuation of Exhibit A

Order No.: 97071381 EBN

North 86 degrees 09'32" West, 105.01 feet to a point; thence continuing along that ordinary or natural high water mark

North 76 degrees 08'14" West, 124.81 feet to a point on the West boundary of U.S. Government Lot 3 which is also the West boundary of the West Half East Half West Half of Section 16; thence leaving the ordinary or natural high water mark of the left (Southerly) bank of the Boise River,

South 00 degrees 39'31" West, 1,452.55 feet to a half inch iron pin on the former left (Southerly) bank of the Boise River according to the Original Meander Line Survey; thence along the Original Meander Line Survey

South 79 degrees 26'56" East (formerly South 80 degrees East) 146.92 feet to a point, which point is a half inch iron pin; thence continuing along the Original Meander Line Survey

North 70 degrees 02'55" East (formerly North 69 degrees 30' East) 540.33 feet to a half inch iron pin on the East boundary of the West Half East Half West Half of Section 16; thence leaving the Original Meander Line Survey and proceeding along the East boundary of the West Half East Half West Half of Section 16

North 00 degrees 43'14" East, 702.18 feet to a point on the former right (Northerly) bank of the Boise River according to the Original Meander Line Survey, which point is marked by a 5/8ths inch iron pin; thence continuing

North 00 degrees 43'14" East, 601.32 feet to a point, which point is the REAL POINT OF BEGINNING.

The Grantor and the Grantee and their respective successors, heirs and assigns shall have the common use of the easement and each shall use it so as not to unreasonably interfere with the use thereof by the other. The Grantor and the Grantee hereby covenant not to construct any obstructions to the easement. The use of the easement shall be for Grantor, Grantor's successors, heirs and assigns and Grantor's respective tenants, visitors and licensees to at all times herein-after with or without livestock, automobiles or other vehicles or on foot, cross over, pass, repass along and over, and obtain ingress to and egress from the appurtenant property and for all purposes connected with the use of the appurtenant property. Each and all of the provisions of this easement are intended to be and shall be

Continuation of Exhibit A

Order No. 97071381 EBN

construed to be covenants running with the land.

This easement shall automatically terminate and be of no further force or effect in the event a public road joins into the appurtenant property permitting access on to that road or in the event there is an easement equivalent in use and width to that reserved here which will permit ingress to and egress from the appurtenant property to a public road. The Grantor and Grantor's successors, heirs and assigns agree upon termination of the easement to execute an instrument in recordable form to confirm the termination of this easement and deliver it to the Grantee or Grantee's successors, heirs and assigns.

R.B.
MB
BL
fz

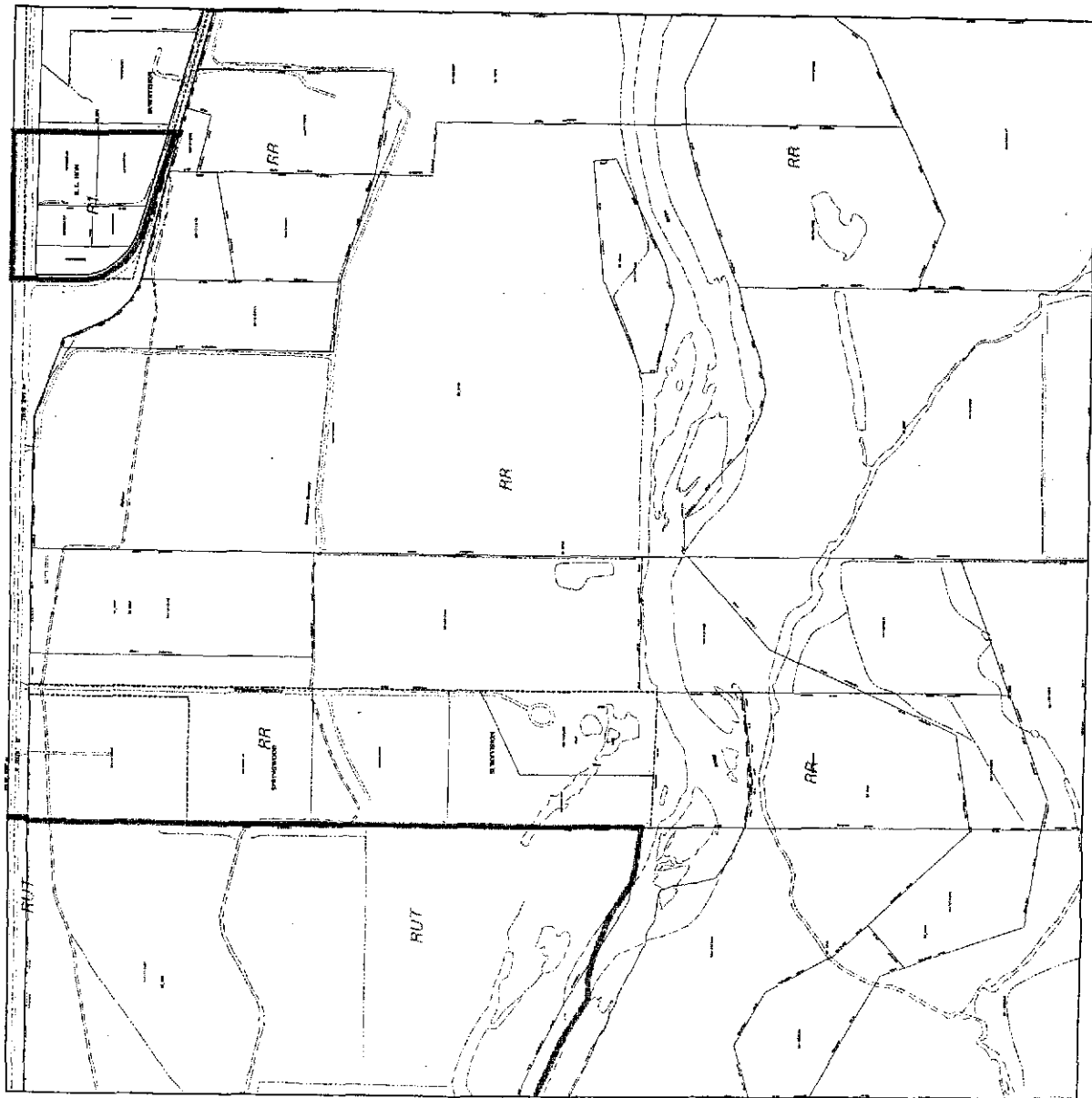
SECTION 16, T4N R1W

MAKE LARGE PRINT (\$3)

ADA COUNTY ASSESSOR'S PLAT MAPS

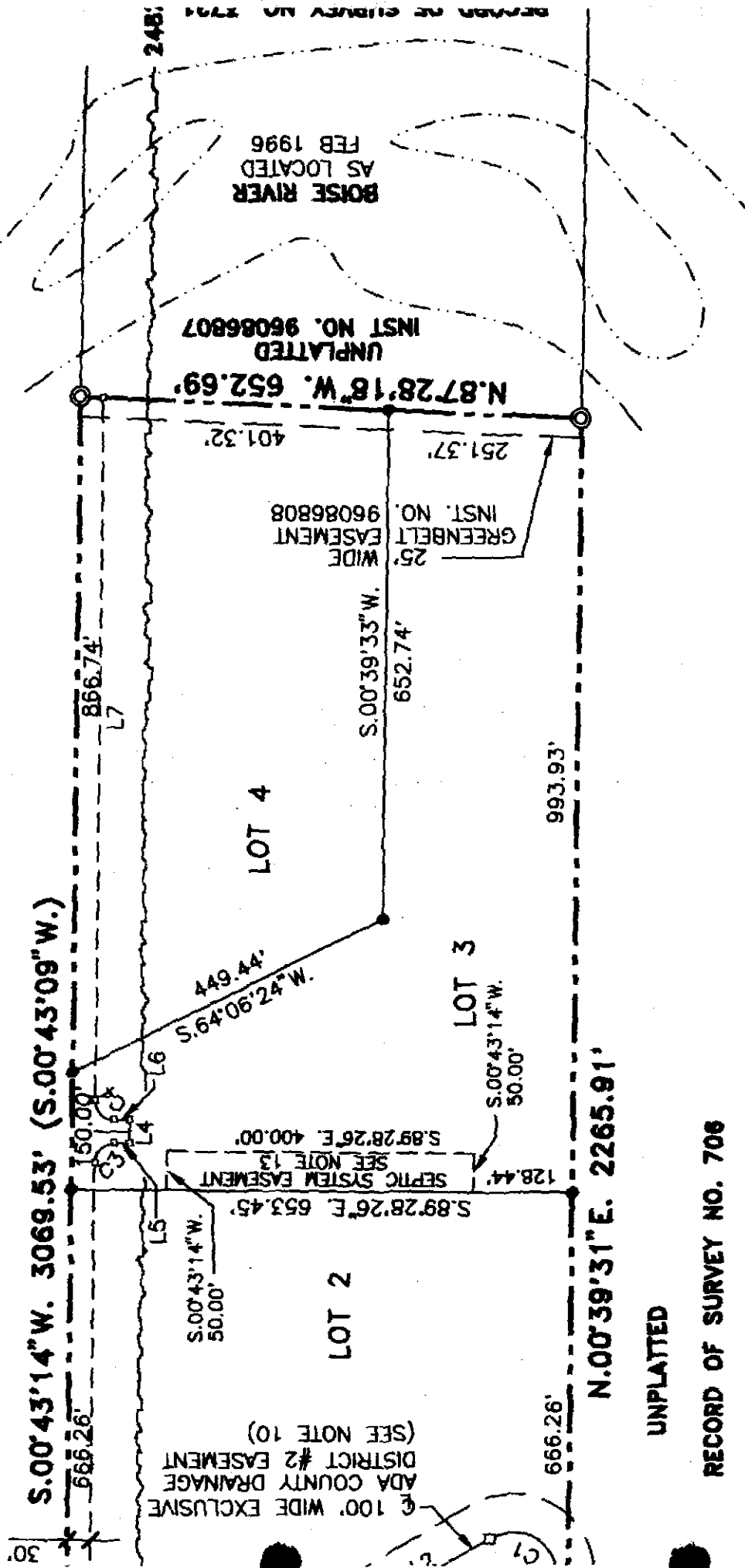
SCALE: 1 inch = 855.98 feet

ADA COUNTY ASSESSOR'S PLAT MAPS
 This map is made from data supplied by Ada County
 Assessor's Office. It is not a legal document.
 Ada County, and not the Assessor's Office, is responsible for the
 accuracy of the information shown on this map. The Assessor's Office
 does not warrant the accuracy of the information shown on this map.
 The Assessor's Office is not responsible for any errors or omissions
 on this map. The Assessor's Office is not responsible for any
 damages or losses resulting from the use of this map.



RECORD OF SURVEY NOS. 3404, 2853, 706

UNPLATTED



UNPLATTED

RECORD OF SURVEY NO. 706

248

Numerical Subdivision Plats - Bk73 Pg7533 SPRINGWOOD SUB

inch = 0.96 Inches
 SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL
 COMPLY WITH THE APPLICABLE ZONING REGULATIONS OF ADA COUNTY.

SUBDIVISION OF THIS PLAT SHALL CONFORM TO THE
 REGULATIONS IN EFFECT AT THE TIME OF THE RE-SUBDIVISION
 APPLICATION FOR APPROVAL FOR FILE 95-20-PDR.

ARE HEREBY DESIGNATED AS HAVING A PERMANENT PUBLIC

Asr# 807996, Scale: 1
 12. LOTS 3 AND 7 OF BLOCK 1 AND SUBDIVISION 10 A BOISE
 SETBACK OF 100' UPLAND FROM THE NFIP FLOODWAY LINE.
 OF THE FLOODWAY LINE IS TO BE DETERMINED BY THE ADA
 DEVELOPMENT SERVICES DIRECTOR.

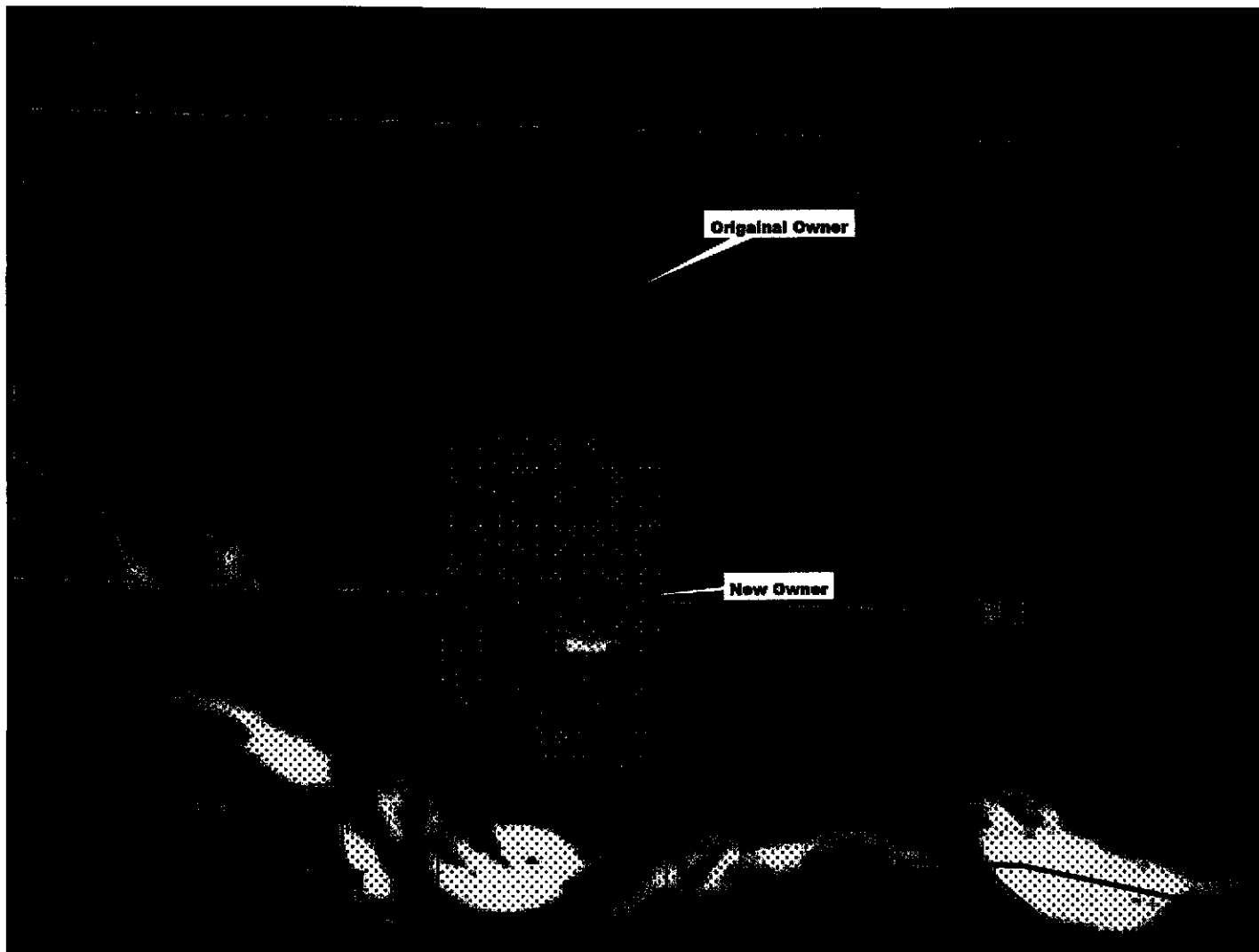
13. A COMMON USE SEPTIC SYSTEM EASEMENT IS DESIGNATED
 THE PLAT DRAWING FOR THE USE OF LOT 2 AND LOT 3 BLOCK



63-31815

63-31816

Change of Ownership Split 1987 Photography



0 1320 Feet



Point of Diversion



Recommended Place of Use per QQ



Ada County Tax Lot Data

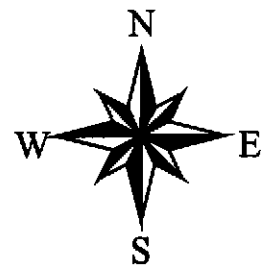


Quarter Quarter Lines



Section Lines

Total claimed Acres: N/A



Prepared by: C. Saxton
Date: April 2004

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: A63-05233
Date Received: 9/ 1/1989
Receipt No: C010785
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ROGER W LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR ID 83669
OR
Name: PAT LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR ID 83669

2. Date of Priority: APR 1, 1937

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
← 04N	01W	16	NW	NE	SW	3	ADA

5. Description of diverting works:
WELL, WITH PIPE TO IRRIGATION DITCH OR TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	01/01	12/31	0.030		
DOMESTIC	01/01	12/31	0.040		
RECREATION STORAGE	01/01	12/31			1.80
DIVERSION TO STORAGE	01/01	12/31	0.002	0.44	
FISH PROPAGATION	01/01	12/31	0.470	0.44	
for FISH PROP. STORAGE	01/01	12/31			1.80

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

1.80 A.F.A. *should be selling fish to have fish propagation commercial*

8. Total consumptive use is

70.0 Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME S/VARIABLE AMT., RECREATION, TROUT PROP

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	16	SE	NW		IRR	16.0
			NE	SW		FIS S	
			NE	SW	3	IRR	4.0
			NE	SW	3	DOMEST	
			NE	SW	3	REC S	
			NE	SW	3	DIV S	
			NE	SW	3	FISH	
			NE	SW	3	STOCK	

Section Acres 20.0

Total Acres 20.0

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:

DITCH-LITTLE PIONEER

14. Remarks:

PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE.

DAVE TUTHILL MEASURED 200 GPM IN APRIL OF 1993. AMENDMENT BASED ON ORIGINAL STATUTORY CLAIM.

CLAIMANT ESTIMATES THE SIZE OF THE POND AS 35X450X5/43560=1.8 AF. STOCKWATER ADDED TO POU, CLAIMED AS WATER USE. 9/3/97 LH

15. Basis of Claim: STATUTORY CLAIM

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: A63-05233
Date Received: 9/ 1/1989
Receipt No: C010785
Received By: g

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ROGER W. LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR ID 83669

OR

Name: PAT LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR ID 83669

2. Date of Priority: APR 1, 1937

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01W	16	NW	NE	SW	3	ADA

5. Description of diverting works:
WELL, WITH PIPE TO IRRIGATION DITCH OR TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	01/01	12/31	0.030		
DOMESTIC	01/01	12/31	0.040		
RECREATION STORAGE	01/01	12/31			1.30
DIVERSION TO STORAGE	01/01	12/31	0.002		
FISH PROPAGATION	01/01	12/31	0.470		
FISH PROP. STORAGE	01/01	12/31			1.80

7. Total Quantity Appropriated is:
0.470 C.F.S. (and/or) 1.80 A.F.A.

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOME S/VARIABLE AMT., RECREATION, TROUT PROP

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
04N	01W	16	SE	NW		IRR	16.0
			NE	SW		FIS S	
			NE	SW	3	IRR	4.0
			NE	SW	3	DOMEST	
			NE	SW	3	REC S	
			NE	SW	3	REC FS	
			NE	SW	3	FISH	
						Section Acres	20.0
						Total Acres	20.0

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:

DITCH-LITTLE PIONEER

14. Remarks:

PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE.

DAVE TUTHILL MEASURED 200 GPM IN APRIL OF 1993. AMENDMENT BASED ON ORIGINAL STATUTORY CLAIM.

CLAIMANT ESTIMATES THE SIZE OF THE POND AS $35 \times 450 \times 5 / 43560 = 1.8$ AF.

15. Basis of Claim: STATUTORY CLAIM

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): *Regu Lewis* Date: 6-4-93

Date: _____

State of Idaho)
County of *Cada*) SS.

Subscribed and sworn (or affirmed) before me this 4th day
of *June* 19 93 *Lois Cramer*
Notary Public

Seal

Residing at *Boise*
My Commission Expires 6/18/98

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: A63-05233
Date Received: 9/01/1989
Receipt No: C010785
Received By: ER

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ROGER W. LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR, ID 83669
OR
Name: PAT LEWIS 208-286-7564
Address: 8999 HIGHWAY 44
STAR, ID 83669

2. Date of Priority: APR 01, 1937

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	01W	16	NW	NE	SW	3	ADA

5. Description of diverting works:
WELL, WITH PIPE TO IRRIGATION DITCH OR TO POND

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.400		
STOCKWATER	01/01	12/31	0.030		
DOMESTIC	01/01	12/31	0.040		
RECREATION STORAGE	01/01	12/31			1.30
DIVERSION TO STORAGE	01/01	12/31	0.002		

7. Total Quantity Appropriated is:
0.470 C.F.S. (and/or) 1.30 A.F.A.

8. Total consumptive use is 70.0 Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOME S/VARIABLE AMT., RECREATION.

A63-05233

Page 1

Date: 09/01/89

MICROFILMED
AUG 21 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	16	SE	NW		IRR	16.0
			NE	SW	3	IRR	4.0
			NE	SW	3	DOMEST	
			NE	SW	3	REC S	
			NE	SW	3	REC FS	

Section Acres 20.0

Total Acres 20.0

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:
DITCH-LITTLE PIONEER

14. Remarks:
PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR
RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE.

15. Basis of Claim: STATUTORY CLAIM

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): Regan W. Lewis Date: 9-1-89

Date: _____

State of Idaho)
County of ADA) SS.

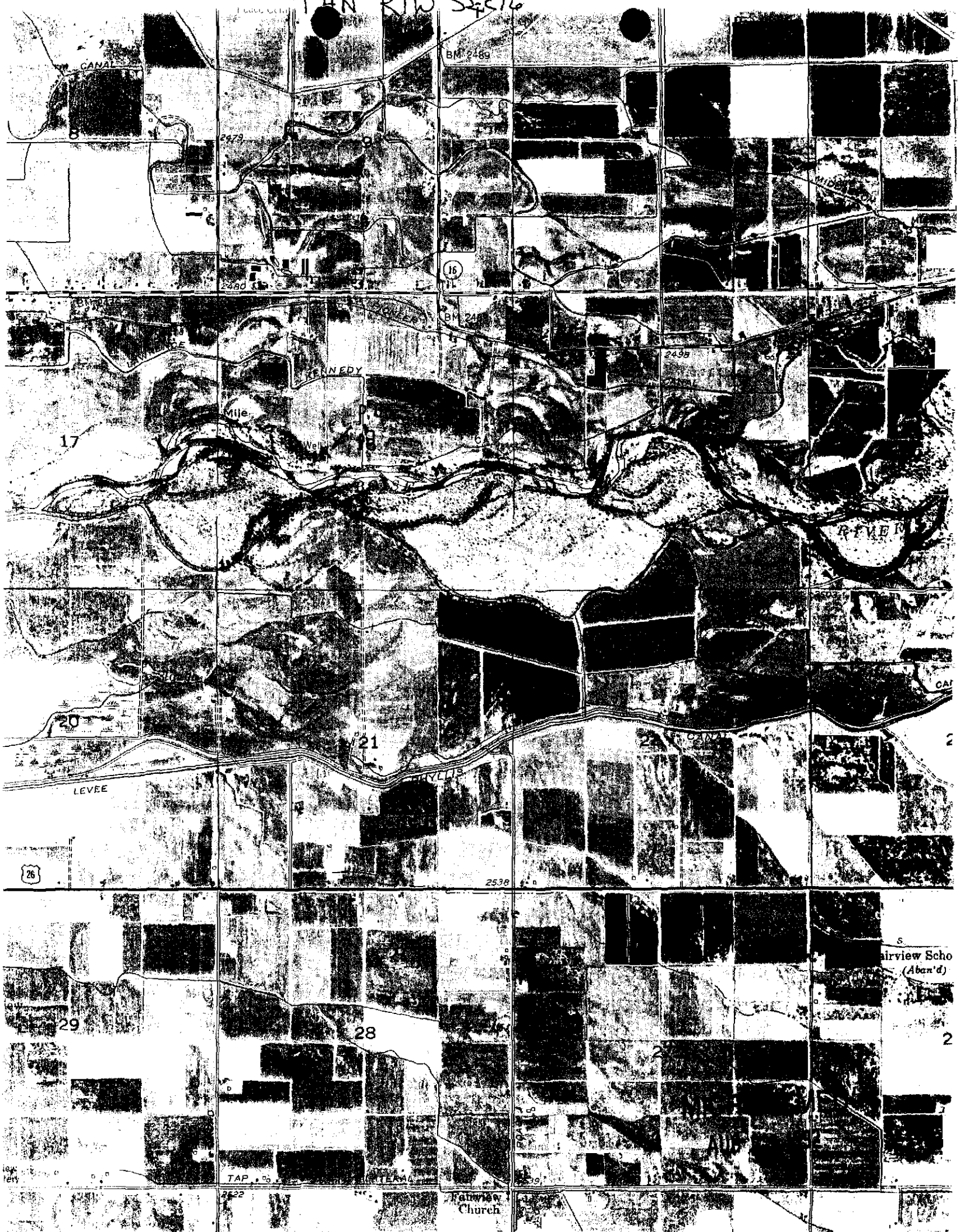
Subscribed and sworn (or affirmed) before me this _____ day
of SEPT. 19 89

Shirley C. Luthy
Notary Public

Seal

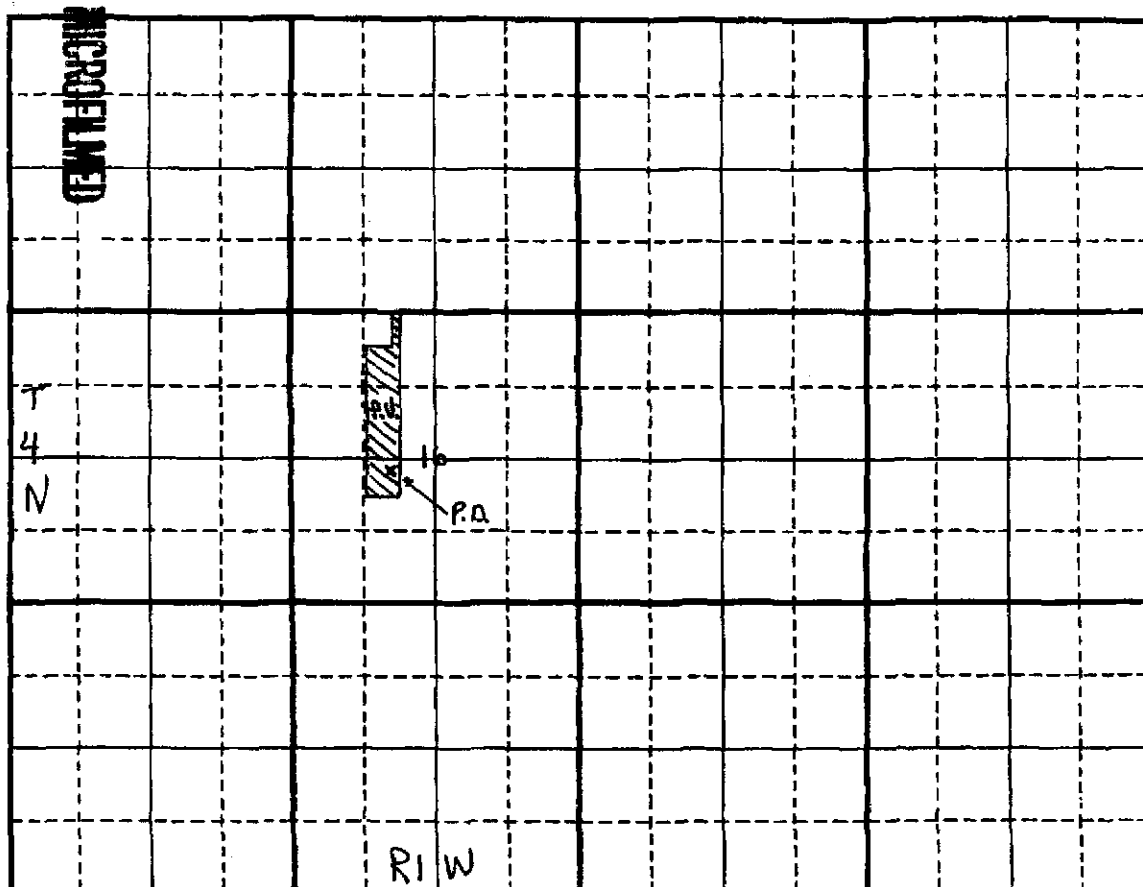
Residing at BOISE, ID
My Commission Expires 11/08/1994

TUN RIV SEC 16



If you are claiming water as a member of an organization, list name of organization:

(8) Remarks PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS
ON THEIR RECOLLECTION OF WHEN THE WELL WAS PUT INTO USE



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada) ss.

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiant's knowledge.

Sworn to before me this 29 day of Jan

Roger W. Fier
(Claimant)

19 83

Nancy M. Hathway
Notary Public
Residing at Boise

My commission expires Life

FOR DEPARTMENT USE ONLY

Received by [Signature] Date 6/29/1983 Exception filed by: _____ Date _____
Prelim. check by [Signature] Date 1-23-84
\$30.00 fee received by [Signature] Date 6/29/83 # 32259
Published in Idaho Statesman
Dates 1/21 & 2/2/84

Forwarded to claimant by: _____ Date _____

10/12/2007

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

RIGHT NUMBER: 63-31875
NAME AND ADDRESS: PAT LEWIS
8999 HWY 44
STAR ID 83669
ROGER W LEWIS
8999 HWY 44
STAR ID 83669

SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 0.160 CFS
36.000 AFY

PRIORITY DATE: 04/01/1937

POINT OF DIVERSION:

T04N R01W S16 NWNESE Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.160 CFS 36.00 AFY

PLACE OF USE: IRRIGATION in ADA County

T04N R01W S16 SENW 8.00

8 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Shurte, Jan

From: Shurte, Jan
Sent: Friday, October 12, 2007 8:59 AM
To: Ted Booth
Subject: 63-31875 & 63-31882

Ted,

It appears that these two have the 13Kgal/day limit along with the historical beneficial use for domestic, etc. Both of these were split after the first recommendations were made here. The splits brought across the remarks for domestic yet domestic was not a part of these individual splits. Only irrigation.

So, I have removed the conditions from both along with the one condition stating "Domestic use is for 1 home" on 63-31875. It was also a carryover from the whole right before the split. The computer copies everything from the original right into the splits and then we have to modify the splits. We miss some items in that modification evidently. Thanks again for catching these.

I show that there are two remaining right to look at - 63-31935 & 63-31936. Let me know if your lists shows more. I need to research the situation on 31935 & 31936 and will respond next week. Thank-you for your patience on these.

Jan

10/12/2007

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

RECEIVED

DEC 23 2005

DEPARTMENT OF
WATER RESOURCES

RECEIVED

DEC 27 2005

WATER RESOURCES
WESTERN REGION

63-31875

PAT LEWIS

ROGER W LEWIS
8999 HWY 44
STAR ID 83669

- ☐ Not Deliverable As Addressed
☐ Unable To Forward
☐ Insufficient Address
☐ Moved, Left No Address
☐ Not Claimed
☐ Altered - Not Known
☐ No Such Street
☐ Vacant
☐ No Mail Receivable
☐ Box Closed - No Order
☐ Returned For Better Address
☐ Postage Due



02 1A
0004310839
MAILED FROM ZIP CODE 83702

\$ 00.830

DEC 16 2005



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 26, 2005

LINDA BOX
551 S CRYSTAL SPRINGS LN
STAR ID 83669

RE: NOTICE OF CLAIM NO(S): A63-31875

Dear Claimant(s):

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the ownership for the above claim(s). IDWR records currently show the following name and address as the owner of the claim(s) listed above:

**ROGER LEWIS
PAT LEWIS
8999 HWY 44
STAR ID 83669**

If our current records, as listed above, are not correct please complete the enclosed Change in Ownership form, as appropriate, to correct our records.

If no response is received from you, all further legal notices concerning the claim(s) will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please contact IDWR at (208) 334-2190.

Sincerely,

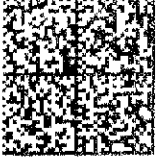
Adjudication Staff
Department of Water Resources
Western Region

LH:1
Enclosures

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

- ☒ Not Delivered As Addressed
Change To Forward
- ☐ Incorrect Address
- ☐ Moved, Left No Address
- ☐ Undelivered - Return to Sender
- ☐ Attention - Not Known
- ☐ No Such Street or Number
- ☐ Vacant - No One at Home
- ☐ No Mail Recipients
- ☐ Box Closed - No Order
- ☐ Forward for Better Address
- ☐ Postage Due

FIRST CLASS



02 15 \$ 00
0004339393 JUN 05
MAILED FROM ZIP CODE

PAT LEWIS

ROGER W LEWIS
8999 HWY 44
STAR ID 83669

NO Address
Found

RECEIVED

JUN 13 2005

WATER RESOURCES
WESTERN REGION

63-31875

Linda Box
551 S Crystal Springs Ln
Star 83469

ADDRESS SERVICE

05/30/2005

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

RIGHT NUMBER: 63-31875
NAME AND ADDRESS: PAT LEWIS
8999 HWY 44
STAR ID 83669
ROGER W LEWIS
8999 HWY 44
STAR ID 83669

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.160 CFS
36.00 AFY
The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1937

POINT OF DIVERSION:
T04N R01W S16 NWNESE Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.160 CFS 36.00 AFY
Domestic use is for 1 home.		

PLACE OF USE: IRRIGATION Within ADA County
T04N R01W S16 SENW 8.0

8 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.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use
Stockwater use is for 100 range cattle.
Parcel #: R8079960400



STATE OF IDAHO

Department of Water Resources
Western Region

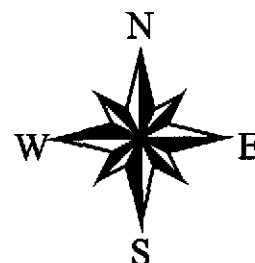
Water Right(s): 63-31875



1320 0 1320 Feet

Total Irrigated Acres: 8.0

-  Point of Diversion
-  Place of Use
-  Quarter Quarter Lines
-  Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: April 2004

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE REQUESTED

63-31815

address found

PRESORTED
FIRST CLASS



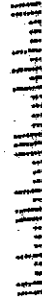
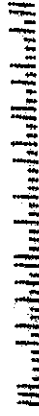
- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Insufficient Address
- ☐ Mailed, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Addressed - Not Known
- ☐ No Such Street Number
- ☐ Vague ☐ Illegible
- ☐ No Mail Receipts
- ☐ Box Closed - No Order
- ☐ Returned For Better Address
- ☐ Postage Due

PAT LEWIS
ROGER LEWIS
8999 HWY 44
STAR ID 83669

RECEIVED

APR 13 2004

WATER RESOURCES
WESTERN REGION





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 6, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

RICHARD E BROWN
MARY LOU BROWN
899 E CRYSTAL SPRINGS LN
STAR ID 83669

Re: Original Notice of Claim to a Water Right No. 63-5233

Renumbered Notice of Claim to a Water Right No. 63-31876

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

DB: db

Enclosure

cc: Cynthia L Yee-Wallace, attorney

MEMORANDUM

Date: April 5, 2004

From: Craig L. Saxton

To: Denise Buffington

RE: Change of Ownership and split of the right

Denise, I received a Notice of Change in Water right Ownership form on March 26th. I checked it out and it looks good. I was hoping you could do the data entry on it and split the claim.

All uses go to the new owner except a portion of the irrigation use.

New Owner:

Richard and Mary Lou Brown 63-31876
12 acres 0.24 cfs, 54afa
all other uses

Old owner:

Roger and Pat Lewis 63-31875
8 acres and 0.16 cfs, 36afa
Irrigation only

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

WATER RIGHT NUMBER: 63-5233 V1

63-31875

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAT LEWIS 8999 HWY 44 STAR, ID 83669 (208)286-7564
Current Owner	ROGER W LEWIS 8999 HWY 44 STAR, ID 83669 (208)286-7564

OK

Priority Date: 04/01/1937

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
~~FISH PROPAGATION~~	~~01/01 to 12/31~~		~~0.450 CFS~~	
~~DIVERSION TO STORAGE~~	~~01/01 to 12/31~~		~~0.450 CFS~~	
~~DOMESTIC~~	~~01/01 to 12/31~~		~~0.040 CFS~~	
~~FISH PROPAGATION STORAGE~~	~~01/01 to 12/31~~			~~1.80 AF~~
~~RECREATION STORAGE~~	~~01/01 to 12/31~~			~~1.80 AF~~
IRRIGATION	03/01 to 11/15		0.400 CFS	99.00 AF 36
~~STOCKWATER~~	~~01/01 to 12/31~~		~~0.030 CFS~~	
<u>Total Diversion:</u>			0.450 CFS	91.80 AF
			.16 total cfs	36 total AF

Location of Point(s) of Diversion

GROUND WATER

L3 (NW1/4NE1/4SW1/4)

Sec. 16, Twp 04N, Rge 01W, B.M.

ADA County

Place of Use~~FISH PROPAGATION Within ADA County~~~~T04N R01W S16 Lot 3 NESW~~~~DIVERSION TO STORAGE Within ADA County~~~~T04N R01W S16 Lot 3 NESW~~~~DOMESTIC Within ADA County~~~~T04N R01W S16 Lot 3 NESW~~~~FISH PROPAGATION STORAGE Within ADA County~~~~T04N R01W S16 NESW~~

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Poll:

RECREATION STORAGE Within ADA County

T04N R01W S16 Lot 3 NESW

IRRIGATION Within ADA County

T04N R01W S16 SENW 15.0

~~T04N R01W S16 Lot 3 NESW 9.0~~

Total Acres: 20

8 Ac total

STOCKWATER Within ADA County

T04N R01W S16 Lot 3 NESW

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. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
3. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.

Remarks:

1. Explanatory Parcel #: R8079960400
2. Explanatory Stockwater use is for 100 range cattle.

Comments:

1. csaxton 12/26/2003 Diversion Rate
Comment: Diversion Rate recommended as 0.45 cfs based on Dave Tuthills measurement.
2. csaxton 12/26/2003 NCO Send
Comment: Change of ownership solicited.
3. csaxton 12/26/2003 Diversion To Storage
Comment: Diversion to Storage claimed recorded as 0.002 cfs. This seems to be a typo when comparing SRBA with original Statutory claim. Recommend recorded capacity of well as 0.45 cfs.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/26/2003 12:06:35 PM	csaxton			Active
Priority Date	12/26/2003 12:08:05 PM	csaxton			Active
POD	12/26/2003 12:08:25 PM	csaxton			Active
Source	12/26/2003 12:20:23 PM	csaxton			Active
POU	12/26/2003 12:20:48 PM	csaxton			Active
Use	12/26/2003 12:34:06 PM	csaxton			Active
Season	12/26/2003 12:38:31 PM	csaxton			Active
Quantity	12/26/2003 12:45:10 PM	csaxton			Active
Summary			12/26/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/26/2003 12:06:37 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Darwin Vander Stelt on 11/7/03 and David Tuthill on April of 1993.
POD	12/26/2003 12:16:57 PM	csaxton	Edited point location
POU	12/26/2003 12:22:56 PM	csaxton	Edited PLS
POU	12/26/2003 12:32:48 PM	csaxton	Edited shape boundary
POU	12/26/2003 12:33:19 PM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Source	12/26/2003 12:20:23 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam by Darwin Vander Stelt on 11/21/03
POU	12/26/2003 12:20:48 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field Exam by Darwin Vander Stelt on 11/21/03
POU	12/26/2003 12:22:32 PM	csaxton	Edited shape boundary
POU	12/26/2003 12:30:22 PM	csaxton	Edited shape boundary
Use	12/26/2003 12:34:06 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam by Darwin Vander Stelt on 11/21/03
Quantity	12/26/2003 12:45:10 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Dave Tuthill did measurement in 1993 Description for Question 10 - IDWR Standard for Irrigation

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

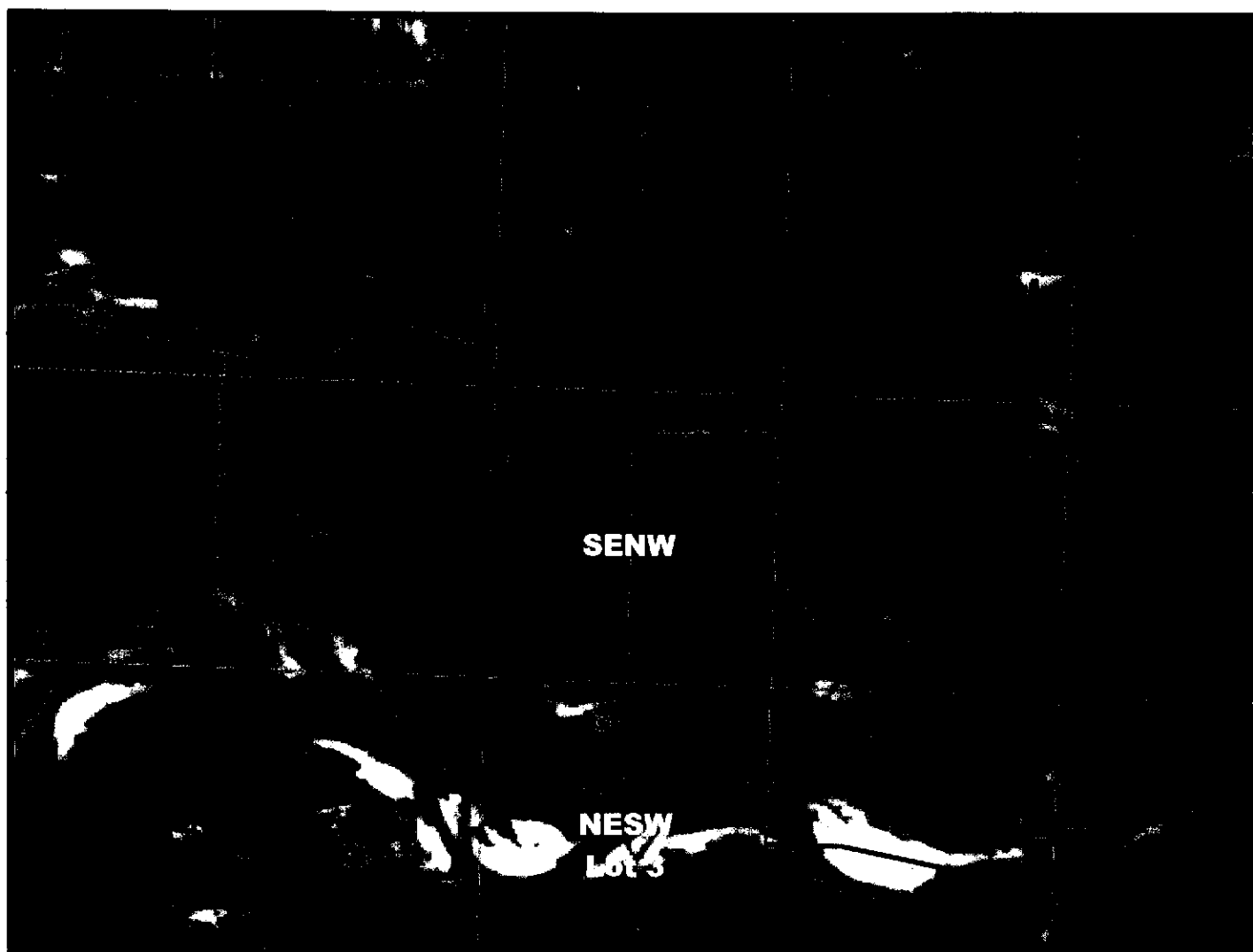
Priority Date	12/26/2003 12:08:06 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavits from previous owner.
POD	12/26/2003 12:08:26 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	12/26/2003 12:31:15 PM	csaxton	Edited shape boundary
Summary	12/26/2003 12:59:08 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Season	12/26/2003 12:38:31 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?



STATE OF IDAHO

Department of Water Resources
Western Region

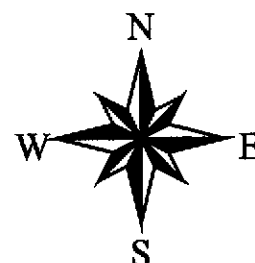
Water Right(s): 63-05233



1320 0 1320 2640 Feet

Total Irrigated Acres: 20.0

- Point of Diversion
- Place of Use
- Quarter Quarter Lines
- Section Lines



GIS Place of Use Illustration
1987/1988 NAPP Photography
Prepared by: C. Saxton
Date: December 2003

12/26/2003

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

RIGHT NUMBER: 63-5233
NAME AND ADDRESS: PAT LEWIS
8999 HWY 44
STAR ID 83669

ROGER W LEWIS
8999 HWY 44
STAR ID 83669

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.450 CFS
91.800 AFY

The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.

PRIORITY DATE: 04/01/1937

POINT OF DIVERSION:

T04N R01W S16 NWNESE Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
FISH PROPAGATION	01/01 12/31	0.450 CFS
DIVERSION TO STORAGE	01/01 12/31	0.450 CFS
DOMESTIC	01/01 12/31	0.040 CFS
FISH PROPAGATION STORAGE	01/01 12/31	1.80 AFY
RECREATION STORAGE	01/01 12/31	1.80 AFY
IRRIGATION	03/01 11/15	0.400 CFS
STOCKWATER	01/01 12/31	90.00 AFY
Domestic use is for 1 home.		0.030 CFS

PLACE OF USE: FISH PROPAGATION Within ADA County
T04N R01W S16 Lot 3 NESW
DIVERSION TO STORAGE Within ADA County
T04N R01W S16 Lot 3 NESW
DOMESTIC Within ADA County
T04N R01W S16 Lot 3 NESW
FISH PROPAGATION STORAGE Within ADA County
T04N R01W S16 NESW
RECREATION STORAGE Within ADA County
T04N R01W S16 Lot 3 NESW
STOCKWATER Within ADA County
T04N R01W S16 Lot 3 NESW

20 ACRES TOTAL

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

12/26/2003

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

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.

The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: Beneficial Use

Parcel #: R8079960400

Stockwater use is for 100 range cattle.

Adjudication Recommendation Report 63-5233 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAT LEWIS 8999 HWY 44 STAR, ID 83669 (208)286-7564
Current Owner	ROGER W LEWIS 8999 HWY 44 STAR, ID 83669 (208)286-7564

<u>Source</u>	<u>Tributary</u>
1. <u>Watershed</u>	
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99. <u>Watershed</u>	
100. <u>Watershed</u>	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
FISH PROPAGATION	01/01 to 12/31	0.450 CFS	
DIVERSION TO STORAGE	01/01 to 12/31	0.450 CFS	
DOMESTIC	01/01 to 12/31	0.040 CFS	
FISH PROPAGATION STORAGE	01/01 to 12/31		1.80 AF
RECREATION STORAGE	01/01 to 12/31		1.80 AF
IRRIGATION	03/01 to 11/15	0.400 CFS	90.00 AF
STOCKWATER	01/01 to 12/31	0.030 CFS	
	Total Diversion:	0.450 CFS	91.80 AF

GROUND WATER L3 (NW1/4NE1/4SW1/4) Sec. 16, Twp 04N, Rge 01W, B.M.
ADA County

FISH PROPAGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01W 16									X L3								

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

04N 01W 16				X		
				L 3		

DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16									X								
									L 3								

FISH PROPAGATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16									X								

RECREATION STORAGE

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16									X								
									L 3								

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16																	

Total Acres: 20

STOCKWATER

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 01W 16									X								
									L 3								

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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

2. N09 The quantity of water decreed for this water right for domestic use and stockwater use is not a determination of historical beneficial use.
3. N14 The quantity of water under this right for domestic and stockwater uses shall not exceed 13,000 gallons per day.
4. X01 Domestic use is for 1 home.

Remarks:

1. Explanatory Parcel #: R8079960400
2. Explanatory Stockwater use is for 100 range cattle.

Comments:

1. csaxton 12/26/2003 Diversion Rate

Comment: Diversion Rate recommended as 0.45 cfs based on Dave Tuthills measurement.

2. csaxton 12/26/2003 NCO Send

Comment: Change of ownership solicited.

3. csaxton 12/26/2003 Diversion To Storage

Comment: Diversion to Storage claimed recorded as 0.002 cfs. This seems to be a typo when comparing SRBA with original Statutory claim. Recommend recorded capacity of well as 0.45 cfs.

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	12/26/2003 12:06:35 PM	csaxton			Active
Priority Date	12/26/2003 12:08:05 PM	csaxton			Active
POD	12/26/2003 12:08:25 PM	csaxton			Active
Source	12/26/2003 12:20:23 PM	csaxton			Active
POU	12/26/2003 12:20:48 PM	csaxton			Active
Use	12/26/2003 12:34:06 PM	csaxton			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Season	12/26/2003 12:38:31 PM	csaxton	Active
Quantity	12/26/2003 12:45:10 PM	csaxton	Active
Summary	12/26/2003	csaxton	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	12/26/2003 12:06:37 PM	csaxton	(No) 1. Do you want to schedule an appointment? Comment for 1: Field Exam by Darwin Vander Stelt on 11/7/03 and David Tuthill on April of 1993.
POD	12/26/2003 12:16:57 PM	csaxton	Edited point location
POU	12/26/2003 12:22:56 PM	csaxton	Edited PLS
POU	12/26/2003 12:32:48 PM	csaxton	Edited shape boundary
POU	12/26/2003 12:33:19 PM	csaxton	Edited shape boundary
Source	12/26/2003 12:20:23 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - Field Exam by Darwin Vander Stelt on 11/21/03
POU	12/26/2003 12:20:48 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - Field Exam by Darwin Vander Stelt on 11/21/03
POU	12/26/2003 12:22:32 PM	csaxton	Edited shape boundary
POU	12/26/2003 12:30:22 PM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Use	12/26/2003 12:34:06 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required? Description for Question 10,11,12 - Field Exam by Darwin Vander Stelt on 11/21/03
Quantity	12/26/2003 12:45:10 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 7 - Dave Tuthill did measurement in 1993 Description for Question 10 - IDWR Standard for Irrigation
Priority Date	12/26/2003 12:08:06 PM	csaxton	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date claimed after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (No) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - Affidavits from previous owner.
POD	12/26/2003 12:08:26 PM	csaxton	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POU	12/26/2003 12:31:15 PM	csaxton	Edited shape boundary

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-5233 V1

Summary	12/26/2003 12:59:08 PM	csaxton	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Season	12/26/2003 12:38:31 PM	csaxton	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?

2 Profit = Fish Propagation
Personal use; Recreation

12-15-03: NCO send to:

Linda M. Box

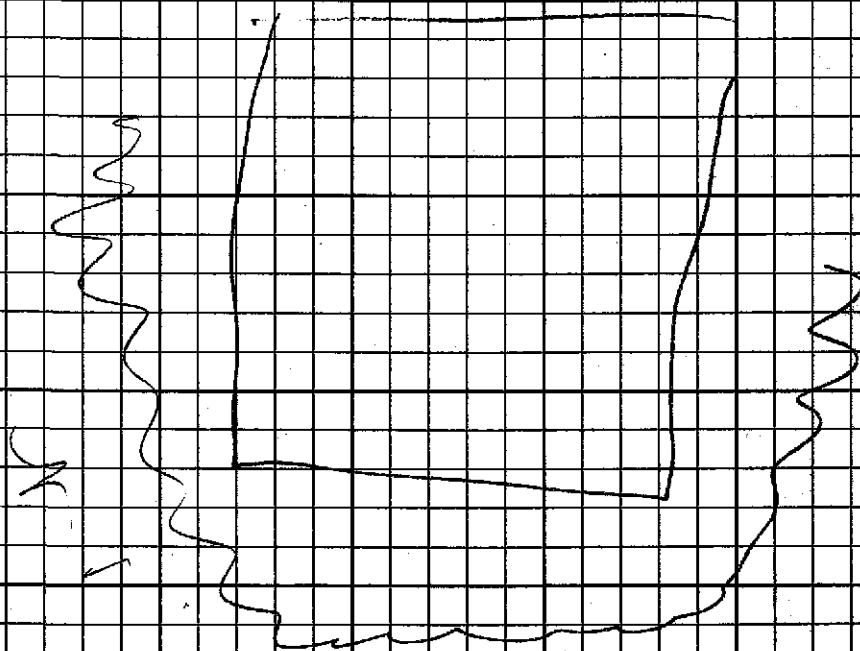
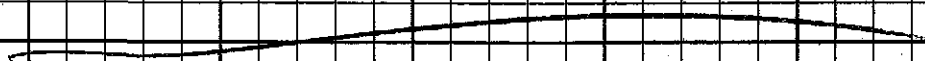
551 S Crystal Springs LN
Star ID 83669

Richard + Mary Lou Brown
899 S Crystal Springs Ln
Star ID 83669

called and got wife (I think) of Roger Lewis and they did successfully sell the tract they raised

12-24-03 : USGS Quad shows ground to be flat

②



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-5233

WATER RIGHT NUMBER: 63-5233

Owner Type Name and Address
 Current Owner PAT LEWIS *OK maybe*
 8999 HWY 44
 STAR, ID 83869
 (208)286-7564
 Current Owner ROGER W LEWIS *OK*
 8999 HWY 44
 STAR, ID 83869
 (208)286-7564
 Priority Date: 04/01/1937 *OK*
 Basis: Statutory Claim
 Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
FISH PROPAGATION	1/01 to 12/31	~~0.470~~ CFS <i>0.15</i>	
DIVERSION TO STORAGE	1/01 to 12/31	~~0.002~~ CFS <i>0.45</i>	
DOMESTIC	1/01 to 12/31	0.040 CFS	
FISH PROPAGATION STORAGE	1/01 to 12/31		1.80 AF
RECREATION STORAGE	1/01 to 12/31		1.30 AF
IRRIGATION	~~3/15~~ to 11/15 <i>3/7</i>	0.400 CFS	<i>90 AF</i>
STOCKWATER	1/01 to 12/31	0.030 CFS	
<u>Total Diversion:</u>		~~0.470~~ CFS <i>0.15</i>	~~1.80~~ AF <i>91.8</i>

This was a Typo - should be 2.0 cfs

Location of Point(s) of Diversion

GROUND WATER L3 (NW1/4NE1/4SW1/4) Sec. 16, Twp 04N, Rgs 01W, B.M.
 ADA County

Place of UseFISH PROPAGATION Within ADA County

T04N R01W S16 Lot 3 NESW ✓

DIVERSION TO STORAGE Within ADA County

T04N R01W S16 Lot 3 NESW ✓

DOMESTIC Within ADA County

T04N R01W S16 Lot 3 NESW ✓

FISH PROPAGATION STORAGE Within ADA County

T04N R01W S16 NESW ✓

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-5233

RECREATION STORAGE Within ADA County

T04N R01W S16 Lot 3 NESW ✓

IRRIGATION Within ADA CountyT04N R01W S16 SENW 16.0
15.0T04N R01W S16 Lot 3 NESW 4.0
5.0

Total Acres: 20

STOCKWATER Within ADA County

T04N R01W S16 Lot 3 NESW

Conditions of Approval:Remarks:

- General PRIORITY DATE IS BASED ON CONSULTATION WITH NEIGHBORS ON THEIR RECOLLECTION OF WHEN THE WELL WAS FIRST PUT TO USE. DAVE TUTHILL MEASURED 200 GPM IN APRIL OF 1993. AMENDMENT BASED ON ORIGINAL STATUTORY CLAIM. CLAIMANT ESTIMATES THE SIZE OF THE POND AS $35 \times 450 \times 5 / 43560 = 1.8$ AF. STOCKWATER ADDED TO POU, CLAIMED AS WATER USE. 9/3/97 LH

Comments:Dates and Other Information:

Claim Received Date: 9/1/1989
Owner Name Connector: OR

N-codes

C18

Parcel: R8079960400



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

December 15, 2003

LINDA M BOX
551 S CRYSTAL SPRINGS LN
STAR ID 83699

RE: CHANGE IN OWNERSHIP FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) 63-05233

Dear Sir or Madam:

It has come to our attention that you may have recently purchased a tract of land in ADA County. According to our records, the property to which I am referring to was most recently owned by Roger and Pat Lewis. The legal description is as follows:

T04N R01W S16 SE1/4 NW1/4
NE1/4 SW1/4

This property was filed on in the Snake River Basin Adjudication (SRBA). IDWR is currently in the processing of reviewing the Adjudication claims in basin 63 part 2. We recommend that if, in fact, you now own the property in question, and do use the water for the purposes claimed, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call this office at 334-2190.

Respectfully submitted,

Craig L. Saxton
SR Water Resource Agent
Enclosure(s)



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

December 15, 2003

RICHARD BROWN
MARY LOU BROWN
899 S CRYSTAL SPRING LN
STAR ID 83669

RE: CHANGE IN OWNERSHIP FOR SNAKE RIVER BASIN ADJUDICATION
(SRBA) 63-05233

Dear Sir or Madam:

It has come to our attention that you may have recently purchased a tract of land in ADA County. According to our records, the property to which I am referring to was most recently owned by Roger and Pat Lewis. The legal description is as follows:

T04N R01W S16 SE1/4 NW1/4
NE1/4 SW1/4

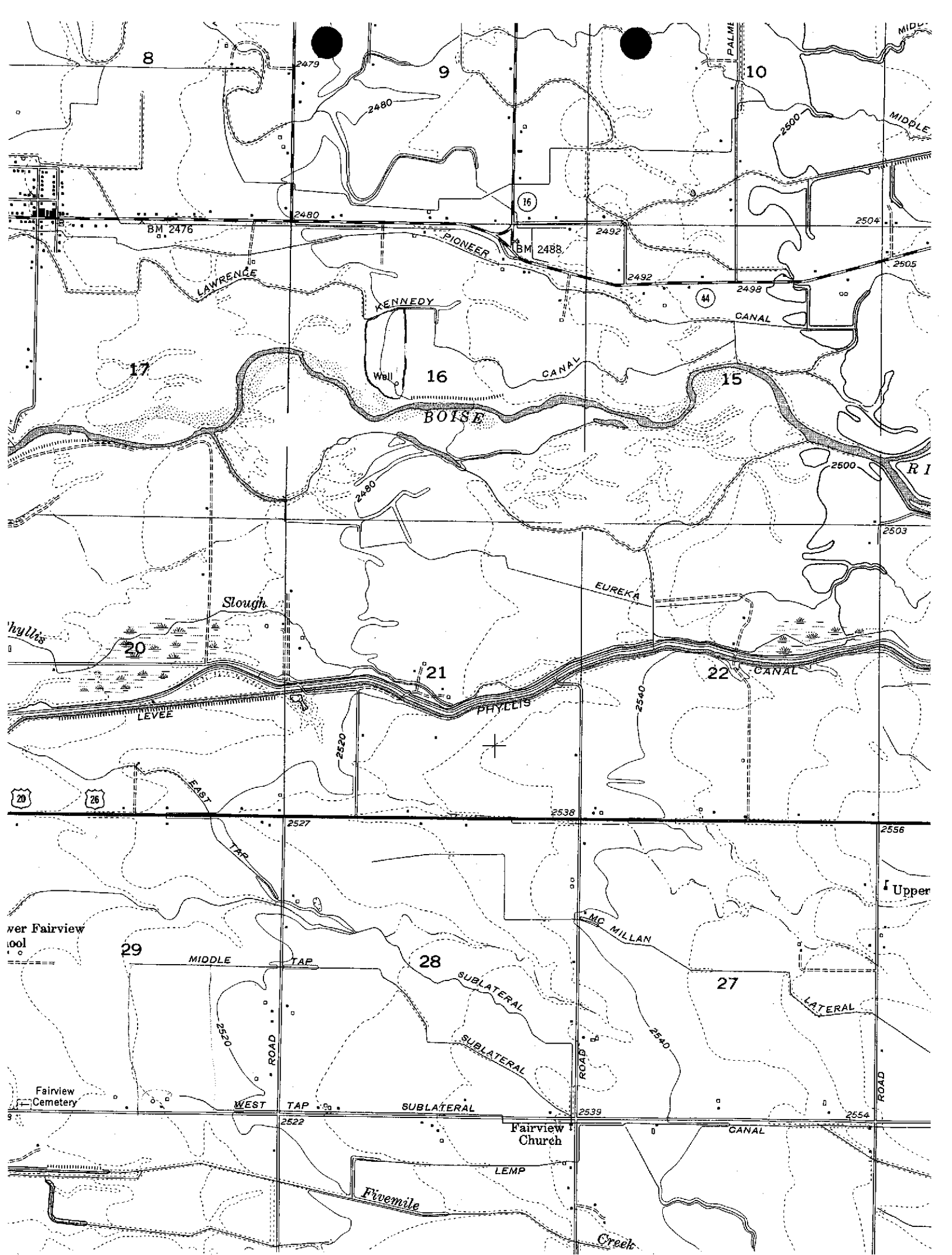
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Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call this office at 334-2190.

Respectfully submitted,

Craig L. Saxton
SR Water Resource Agent
Enclosure(s)



CONVERSATION MEMORANDUM

DATE 9/9/93
FILE Art. Well Inv.

NAME OF PARTY Mrs Roger Lewin

EMPLOYEE John Carlson

RE: Asked how reconstruction was going. He indicated
they have been working on valve to put on well hole
he said they have till 1994 or two yrs.

This well has been Repaired
Field inspection & Photos on 11-14-94
RW

State of Idaho
Department of Water Resources

APPLICATION FOR
REPAIR (X) OR ABANDONMENT () OF A WELL

1. LEGAL CONTACT (Owner or Operator)

Date: 6-4-93
Name: Roger Lewis Phone Number 286 7564
Mailing Address: 8999 HWY 44
City: STAR State ID Zip Code 83669

2. WELL LOCATION

1/4 NE 1/4 SW 1/4, Section 16, Township 4N, Range 1W,
County Ada
Street Address of Well Site: 8999 HWY 44, STAR
Subdivision Name _____ Lot _____, Block _____

3. TYPE OF WELL

(X) Water Supply () Monitoring
() Injection () Other _____
Describe _____

4. WELL SPECIFICATIONS

Drilling Permit Number old well
Water Right Number A 63-05233
Well Log on File? (X) Yes () No
Casing Size: 6" Material: Steel Temperature: 55°
Casing Height Above Ground: 2 ft.
Flowing Artesian? (X) Yes () No
Static Water Level: _____ (Measured) Well Depth: ? (Measured)
Remarks: _____

5. CONDITION OF WELL, REPAIRS REQUIRED

T head was leaking and no shut off valve
on the well head.

6. PROPOSED METHODS OF REPAIR OR ABANDONMENT

(This Permit must be approved prior to commencement of operations)

I will remove T head, raise the well height by a 3 ft.
extension to the casing, put a steel elbow above the
extension. A flange will be welded to the elbow and a
commercial, lever operated butterfly valve bolted to the flange.

7. DATE OF PROPOSED REPAIR OR ABANDONMENT

6-4-94

8. APPLICANT'S SIGNATURE

Roger Lewis

DATE:

6-4-93

Title

Owner

(Owner, Firm Representative, Other)

ACTION OF THE DEPARTMENT OF WATER RESOURCES

This Permit is

Approved

Date

6-21-93

CONDITIONS OF APPROVAL:

1. Pursuant to Section 42-238(4), Idaho Code. All repairs and/or abandonment must meet the requirements of the Department's Rules and Regulations for Well Construction Standards.

Robert B. Whitman

Signature of Authorized Department Representative

Sr WR Agent

Title

Page ~~8~~
02/22/93

PHASE ONE - REPAIR CODE 2 AND 3
NOT ALL OF THE CODE 2 AND 3
COUNTY BY NUMBER 01

21

63

WESTERN

COUNTY 01
TWP T04N RGE R01W SEC S16 QTRQTR NESW
IMPORTANCE 4 COUNT MAP NO 362
SURFS MEMO WELL LEAKED AROUND CASING. WELL WAS ALLOWED TO FLOW A
CONSIDERABLE AMOUNT OF WATER. DIRT.
CONVALVE P CONCASING P REPAIR 3
LEAKAGEMO
OWNER ROGER LEWIS
ADDRESS 8999 HIGHWAY 44 CITY STAR STATE ID
ZIP 83669 USE DOST USE_OTHER IR
WELL DEPTH C DEPTH WATER DEPT STATIC 0 CASING_T
OTHER C CASING D 06 COMPLETED TEMP
TEMP_D FLOWING Y CONDUCT

3.

WELL LOCATION. TWP

RGE

SEC

QTR

QTR

NE

SW

SE

SW

IDAHO DEPARTMENT OF WATER RESOURCES

WELL INSPECTION FORM

1. DRILLING PERMIT NO: _____ OTHER APPLICABLE NO: _____

2. OWNER: Rogers Lewis Phone: _____
Address: 8999 Hwy 44 Star

3. WELL LOCATION: Twp 4N, Rge. 1W, Sec. 16, NE 1/4 SW 1/4
County Ada (Provide sketch map and photo on reverse.)

4. DRILLER: ? Lic. No. _____
When Drilled? 1937

5. WELL CONSTRUCTION

Casing Diameter 6 inches Water tight cap? ☐ Yes ☒ No Access Port: ☐ Yes ☒ No
Casing $\geq$ 12 inches above ground? ☒ Yes ☐ No - Describe _____
Depth of Casing ? ft. Method Drilled ?
Condition of Well Casing: ☐ Good ☒ Fair ☐ Poor Describe _____
Control Valve? ☐ Yes ☒ No Pressure Gauge: ☐ Yes ☒ No
Condition of Piping and Valving Pipe casing is corroded but not apparently in poor condition
Auger to a depth of - ft. Evidence of Annular Seal ☐ Yes ☒ No
Are there obvious construction problems that may be a source for contamination or waste of water?
☐ Yes ☒ No (Describe in Remarks and Attach Photo - On Reverse)

6. HYDROLOGIC INFORMATION

Depth to Static Water Flowing ft. Water Temperature 55 °F
Flowing Artesian ☒ Yes ☐ No Pressure: ? (psi)
Water Sample Taken? ☐ Yes ☒ No If yes, describe purpose _____
Water Quality Measurements/Observations (Describe) Good quality

7. WELL USE:

☒ Domestic ☒ Irrigation ☐ Stock
☐ Test ☐ Municipal ☐ Industrial
☐ Abandoned ☐ Waste Disposal/Injection ☐ Not Used
☒ Other: Fish/Dock Pond

Mr. Lewis states that this well, which has an unconfined year
around flow of about 1/2 cfs, has been flowing steadily since 1937.
He states that he was told by a former IDWR employee that
such wells have grandfather privileges prevent enforcement of
capping requirements.

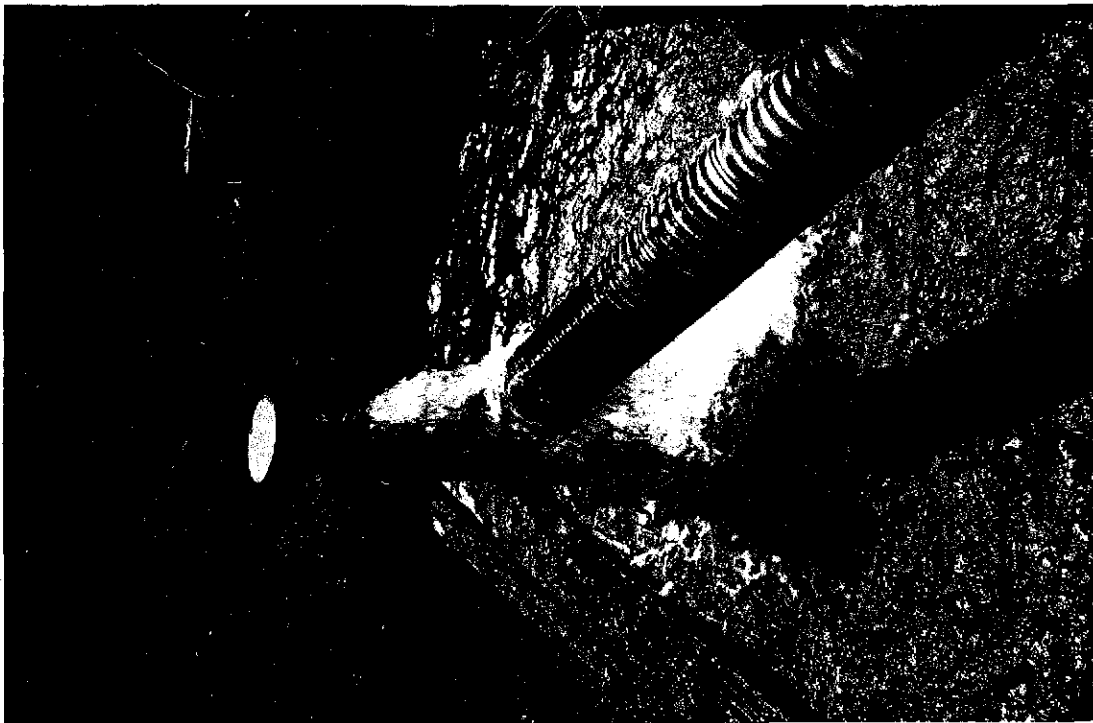
David R. Tuttle

Signature of Dept. Representative & Title

4/7/93

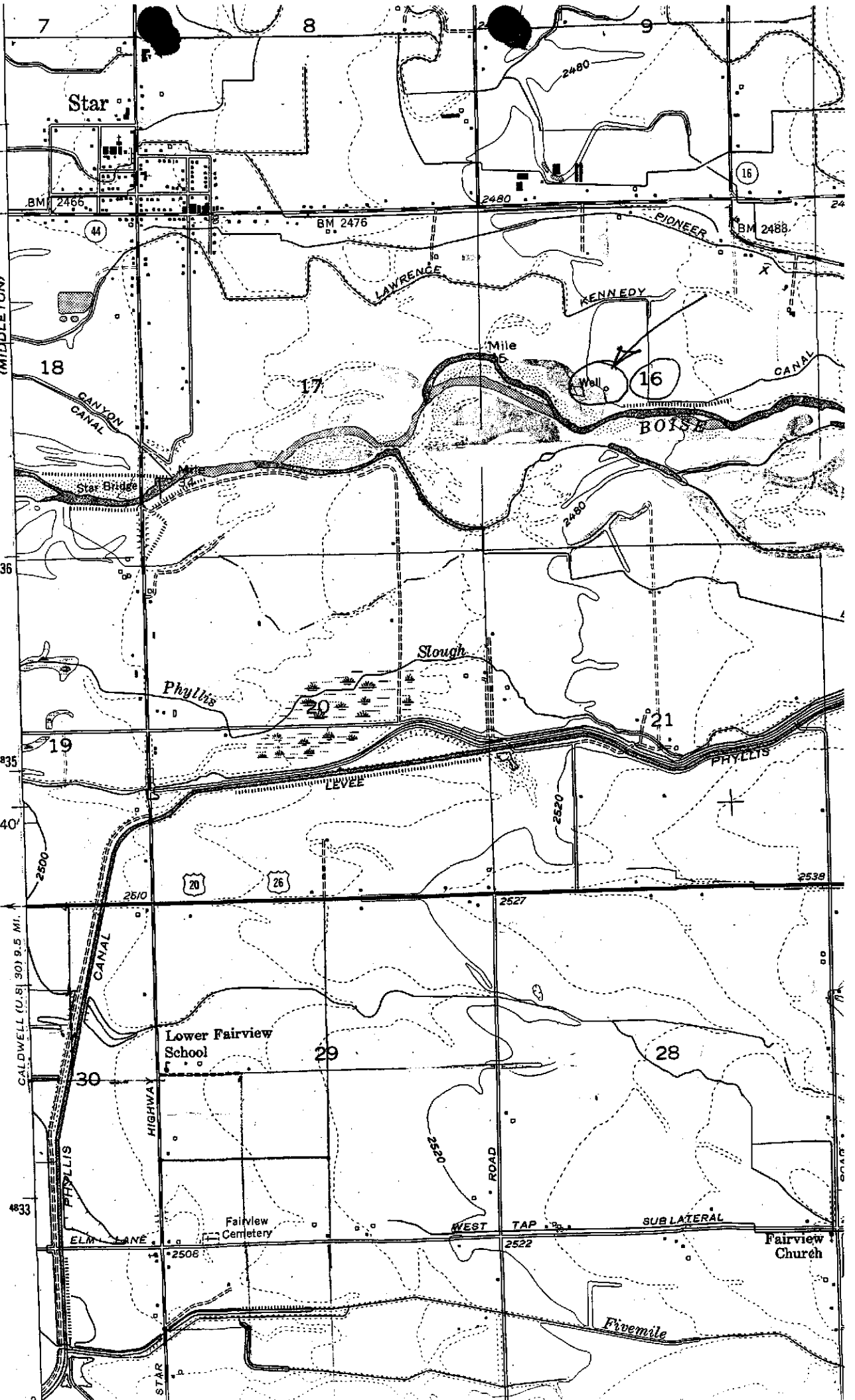
Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:



CALDWELL (U.S. 30) 13 MI.
MIDDLETON 7 MI.

2671 11 NE
(MIDDLETON)



CALDWELL (U.S. 30) 9.5 MI.

4833

ELM LANE

Fairview Cemetery

WEST TAP

SUB LATERAL

Fairview Church

Fivemile

REMARKS:

Mr. Lewis states the well, which has an uncontaminated year
around flow of about 400 gals, has been flowing steadily since 1937.
He states that he was told by a former IDWR employee that
such wells have grandfather privileges prevent enforcement of
capping requirements.

David R. Tuttle

Signature of Dept. Representative & Title

4/7/93

Inspection Date

PHOTOS, DRAWINGS, OTHER ATTACHMENTS:







State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

December 16, 1993

Distribution to: Owners of artesian wells requiring repair or abandonment

RE: Deadline for completion of work, field examination scheduled

Dear Well Owner:

In April of 1993, the Department of Water Resources inspected some two hundred flowing wells to identify problems contributing to waste of the state's groundwater resources. Your well was determined to have an excessive uncontrolled flow, and was required to be repaired.

The purpose of this letter is to notify you that the Department will be doing a follow up inspection the week beginning January 17, 1994 to verify compliance with the required repairs.

If your well has not been repaired, please notify Rob Whitney at 334-2190 or John Carlson at 327-7936 as to when the required repairs will be complete. If your well is inspected, and it has not been repaired, the Director of the Department may order the well to be plugged pursuant to Section 42-1607, Idaho Code. If you have any questions please contact Mr. Carlson or myself.

Sincerely,

A handwritten signature in cursive script that reads "Robert B. Whitney".

ROBERT B. WHITNEY
Sr. Water Resource Agent
Well Construction Regulation

cc: Carlson, Homan, Spackman



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 21, 1993

RE: Application for repair of a well

Dear Well Owner:

Enclosed is the approved application to repair your well as required by this Department. Please carefully review the application and note any special conditions or modifications to the proposed repair procedures that have been added. You may proceed to have the necessary repairs made in accordance with items #5 and #6 upon receipt of the approved application. Additionally, please be advised that some repairs may require the services of a licensed well driller and that a Department representative be present during the repair.

Please submit a written statement to this office that the necessary repairs have been completed in accordance with the approved procedures. Please address any questions to me at this office.

Sincerely,

A handwritten signature in black ink, appearing to read 'Robert B. Whitney', written over a horizontal line.

Robert B. Whitney
Sr. Water Resource Agent
Well Construction Regulation



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

May 12, 1993

ROGER LEWIS
8999 HIGHWAY 44
STAR ID 83669

Reference: Repair of Leaking Artesian Well

Dear Well Owner:

The Department of Water Resources has inventoried over 12,000 artesian wells in the state and has compiled a list of those wells which are leaking water at excessive rates. State law requires well owners to maintain their wells in a condition that will prevent waste of artesian flows, both above and below the ground level.

Your well located in Twp. 4 N , Rge. 1 W, Sec. 16 NE 1/4 SW1/4 has been documented to be wasting water. The purposes of this letter are to advise you of your obligation to control flows and prevent waste, and to initiate the process for repairing the well.

Enclosed is an Application for Repair or Abandonment. This form is designed to assist you as a well owner and the Department in devising a practical plan for the proper repair or abandonment of the leaky well. Please complete this form and return it to this office no later than June 4, 1993. The form must be approved by the Department before any repair work is conducted.

If you have questions or desire technical assistance in the completion of the form, please contact Mr. Rob Whitney of this office at 334-2190 or Mr. John Carlson of our State Office at 327-7936.

Sincerely,

A handwritten signature in cursive script that reads "David R. Tuthill, Jr.".

David R. Tuthill, Jr., P.E.
Manager, Western Regional Office

Enclosure: Application for Repair or Abandonment

10-10-07 : No Intrepid Data

: No Apparent overlap with other Private Rights.

: Need an understanding of Purpose of use.

: Need a theoretical measurement of diversion rate.

: How big is the Pond? What is the pond capacity in AF

: What is domestic use for

: Need Evidence of Priority

: PDU seems different than Chain map shows. Is this a split Right?

Tag

A0002427

301288

0289988

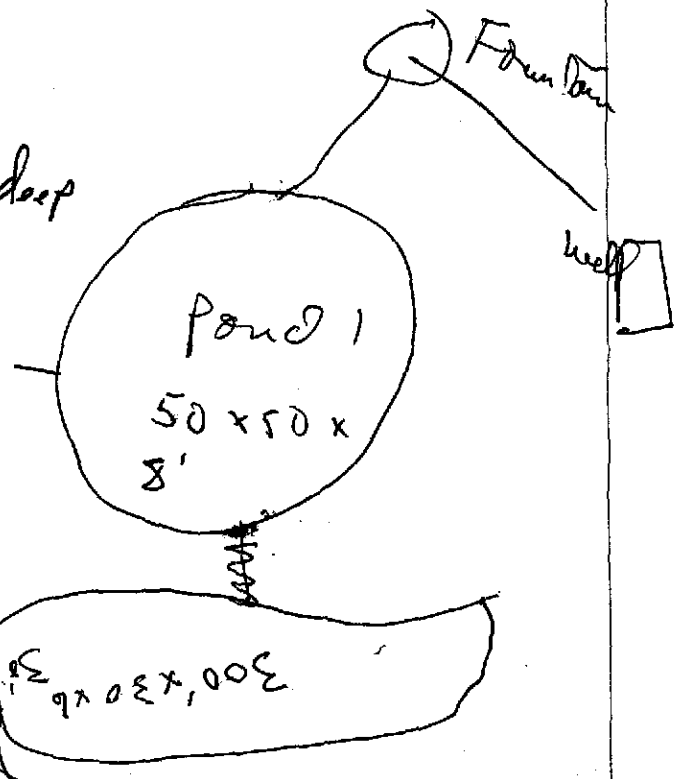
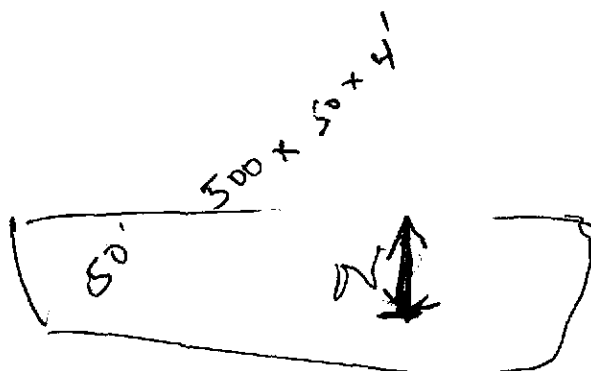
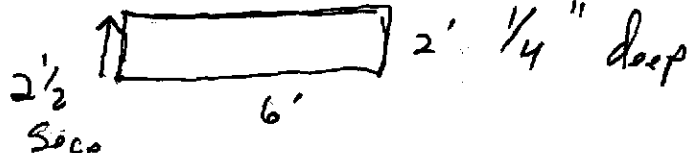
USR

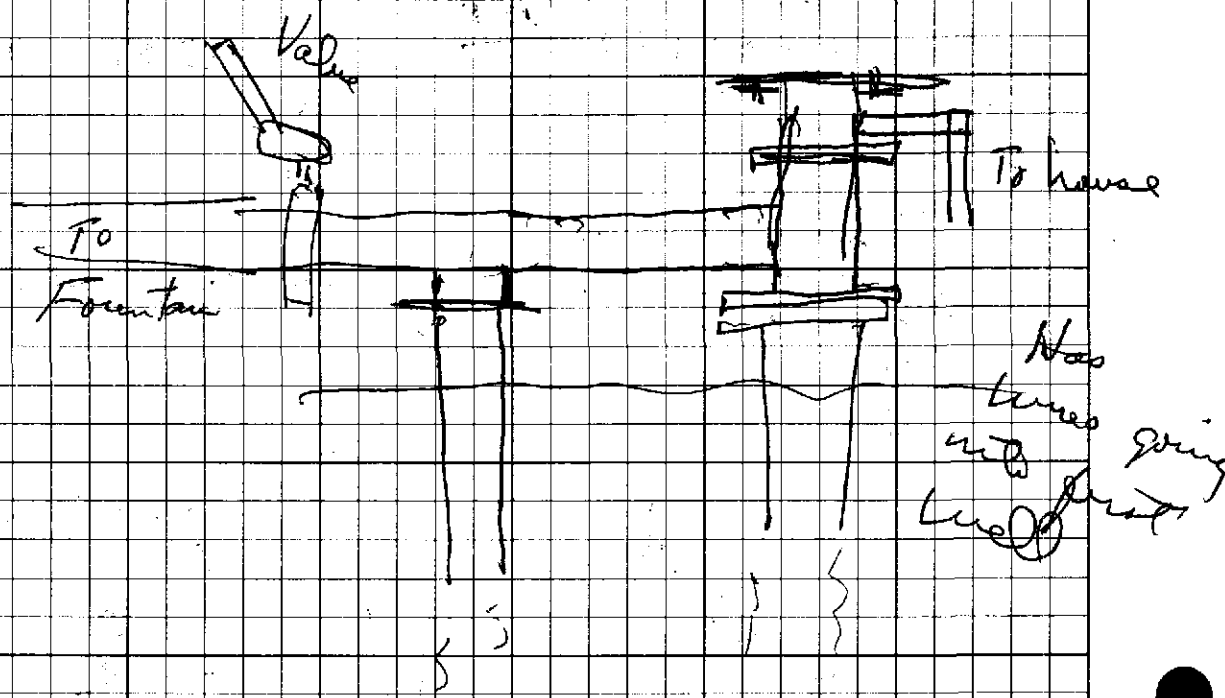
Dick Brown

342-4271

286-9880

Wier





Affidavit

RECEIVED

DEC 12 2003

WATER RESOURCES
WESTERN REGION

Identification Number A63-05233

Name: Roger Lewis L23

Address: P.O. Box

City Idaho City State ID Zip 83631

Phone: 392-2223

I am am not the current owner of the property associated with this claim.

If not the current owner of the property, I owned the property from 1970 (date)

to 1997 (date).

Verification of the Priority Date: I have knowledge of the priority date because

Well was drilled in 1937. I have a copy of
records from the Ada County Records. Well has
been used for irrigation and Trout production
since that time. There was never enough water
to do both at the same time.

Verification of the Place of Use: I have shaded the area I irrigated with this water right on the attached aerial photo.

Verification of other uses: I also used water for Trout farm & domestic

To my knowledge, the facts presented above are true.

Roger Lewis

(date) 12-10-03

(date)

Affidavit

RECEIVED

DEC 12 2003

WATER RESOURCES
WESTERN REGION

Identification Number A 63-05233

Name: Roger Lewis L23

Address: P.O. Box

City Idaho City State ID Zip 83631

Phone: 392-2223

I am X am not the current owner of the property associated with this claim.

If not the current owner of the property, I owned the property from 1970 (date)

to 1997 (date).

Verification of the Priority Date: I have knowledge of the priority date because

Well drilled in 1937. A copy of records of this
is located in Ada County. Well has been used
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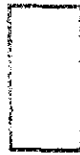
(date) 12-10-03

(date) _____

Idaho Department of Water Resources

Claim Number: 63-05233
 Legal: T4N, R1W, S16
 Reviewed By:

⊙ Point of Diversion



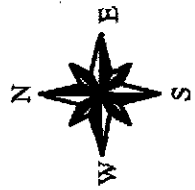
Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



Water was not enough to do both when you raise trout Apr 3000 small or 1000 adult.

Idaho Department of Water Resources

Claim Number: 63-05233
Legal: T4N, R1W, S16
Reviewed By:

⊙ Point of Diversion



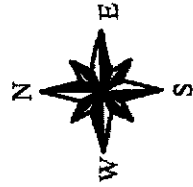
Place of Use



Section Lines



Quarter Quarter Lines



1987 Napp Photo



0 0.25 0.5 Miles

There was only enough water to either irrigate land or supply trout ponds not both when you have over 1000 Trout. (adult)

Memo

To: Craig
From: Darwin Vander Stelt

RE: 63-05233

Roger W. Lewis
8999 Hwy 44
Star ID 83669

Documents prepared:

no. pages	Item
2	Pictures
2	Drawing(s)
1	Adjudication Field Report
1	Map showing POD & POU
2	Calculation of flow

This place has been subdivided and at least one change of ownership and possibly 2 and a split should be done. I sent blank affidavits to Roger Lewis in Idaho City, along with a map for him to indicate where he irrigated and how, and I drew in the gated pipe in my drawing as I understood it to work from our phone conversations. Mr Lewis will also say something in the affidavit about his fish farming ventures. I made drawings of the current configuration. Mr Brown, the current owner, is building up the fish population and plans to do something commercial with them eventually. Dick Brown's address is 899 S Crystal Springs Lane, Star, ID 83669. Phone no. is 342-4271 or 286-9880.

Pertinent Info:

Adjudication claim # 63-05233

Name:

Roger W. Lewis
8999 Hwy 44
Star ID 83669
6" well

POD Coordinates: 0301288
USR 0289988
Well Tag(s) A0002427

Date Visited: 11/17/2003

Date Office write-up: 11/21/2003 & 12/08/2003

11/21/2003

Field Exam Date

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-05233

Owner: Roger W. Lewis Phone No. 286-7564

Current Address: 8999 Hwy 44 Star ID 83669

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

Accompanied by: Owner representative.

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: 1937 See affidavit from Roger Lewis

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

Source: Groundwater 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	
									GPS ID	
		NW	NE	SW	16	04N	01W	Ada	A0002427	0301288
										0289988

Description of diverting works

An artesian well has a submersible pump inserted to pressurize water for a house, while artesian flow supplies a fountain and some ponds. A 7.5 HP pump is used to pressurize irrigation water for the lawns.

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES☒ No change☐ Different Uses

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

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

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

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA _____☐ Changes found, the new total is, Amount _____ CFS _____ AFA _____☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

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

Place of use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	16								16	4								20
											F								
											R								
											S								
											etc								

Overlap with other water rights:

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

Delivery system Narrative: see drawing. At present there is a submersible pump in the artesian well to pressurize water for the domestic and stockwater use. Artesian flow supplies the ponds, and is pressurized with a 7.5 hp pump to irrigate the lawns. The former owner attached a gated pipe to the well and irrigated 20 acres by gravity flow. At present there is no provision to irrigate more than 75000 sf of lawn and a garden area.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
A0002427					

FLOW MEASUREMENTS: See attached calculation

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

See photos and drawing for explanations of the system.

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: 11/17/2003

FIELD EXAMINER: Darwin VanderStell

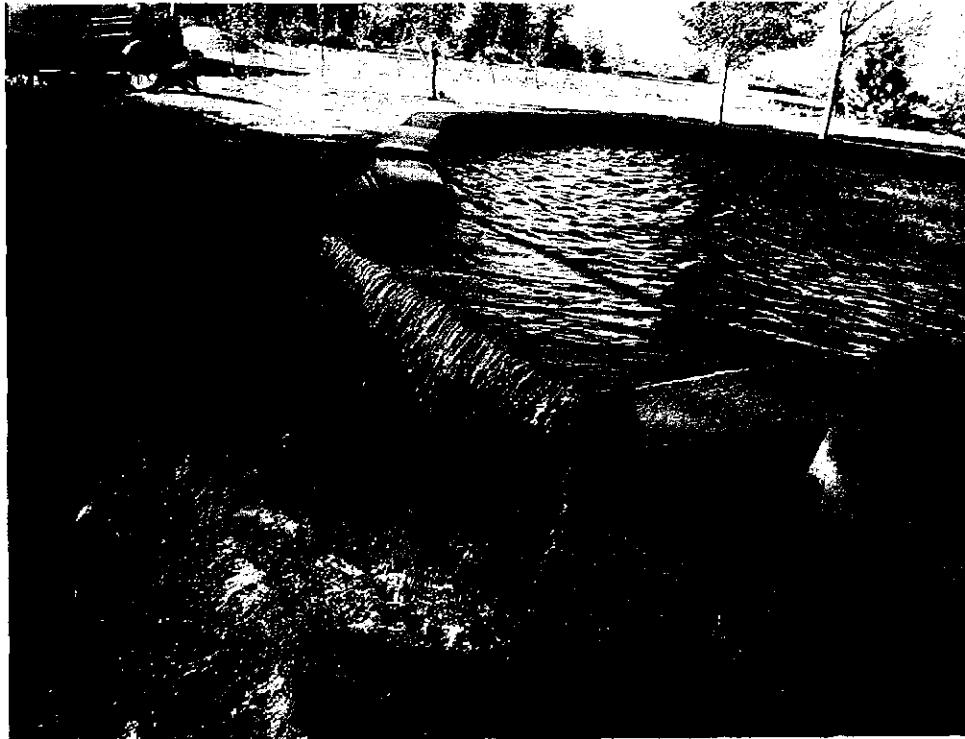


ARTESIAN WELL



OPEN DISCHARGE INTO
FOUNTAIN (CURRENT
CONFIGURATION)

CLAIM A63-05223	WELL PICTURES	11/07/03
ROGER W LEWIS	USR 0301288	
8999 HWY 44	0289988	PHOTOGRAPHED BY:
STAR ID 83669		DARWIN VANDER STELT

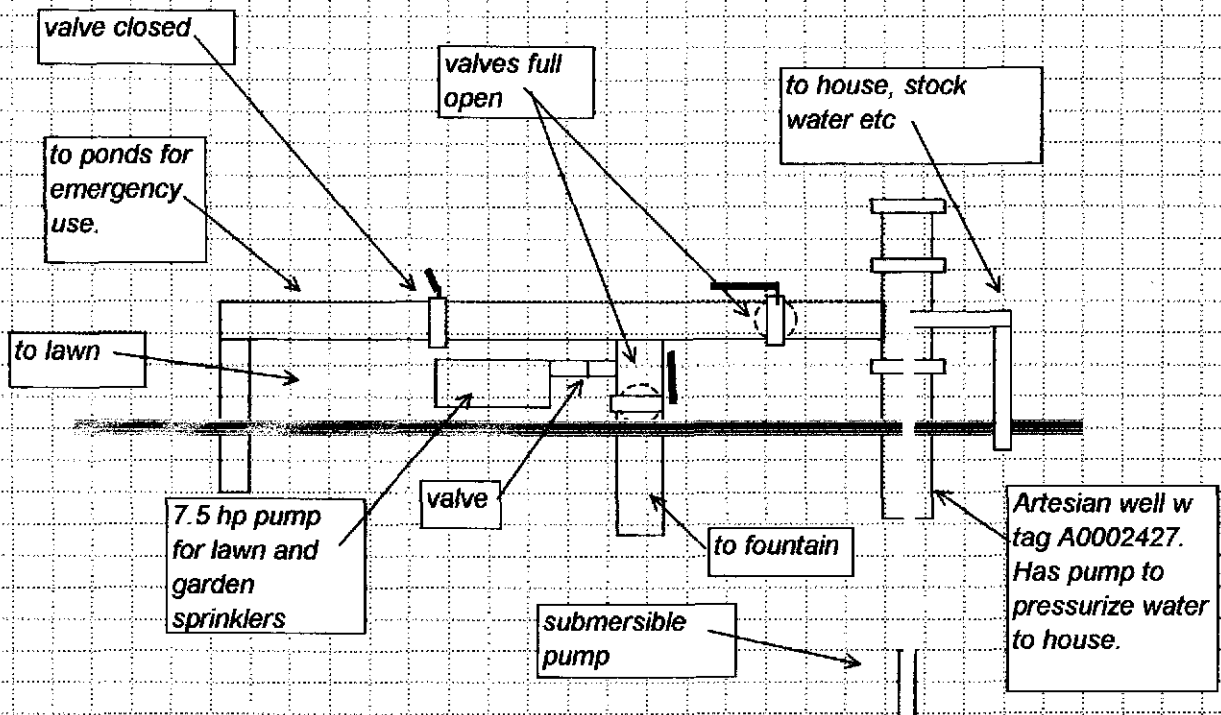


ONE OF 3 FISH PONDS

CLAIM A63-05223	WELL PICTURES	11/07/03
ROGER W LEWIS	USR 0301288	
8999 HWY 44	0289988	PHOTOGRAPHED BY:
STAR ID 83669		DARWIN VANDER STELT

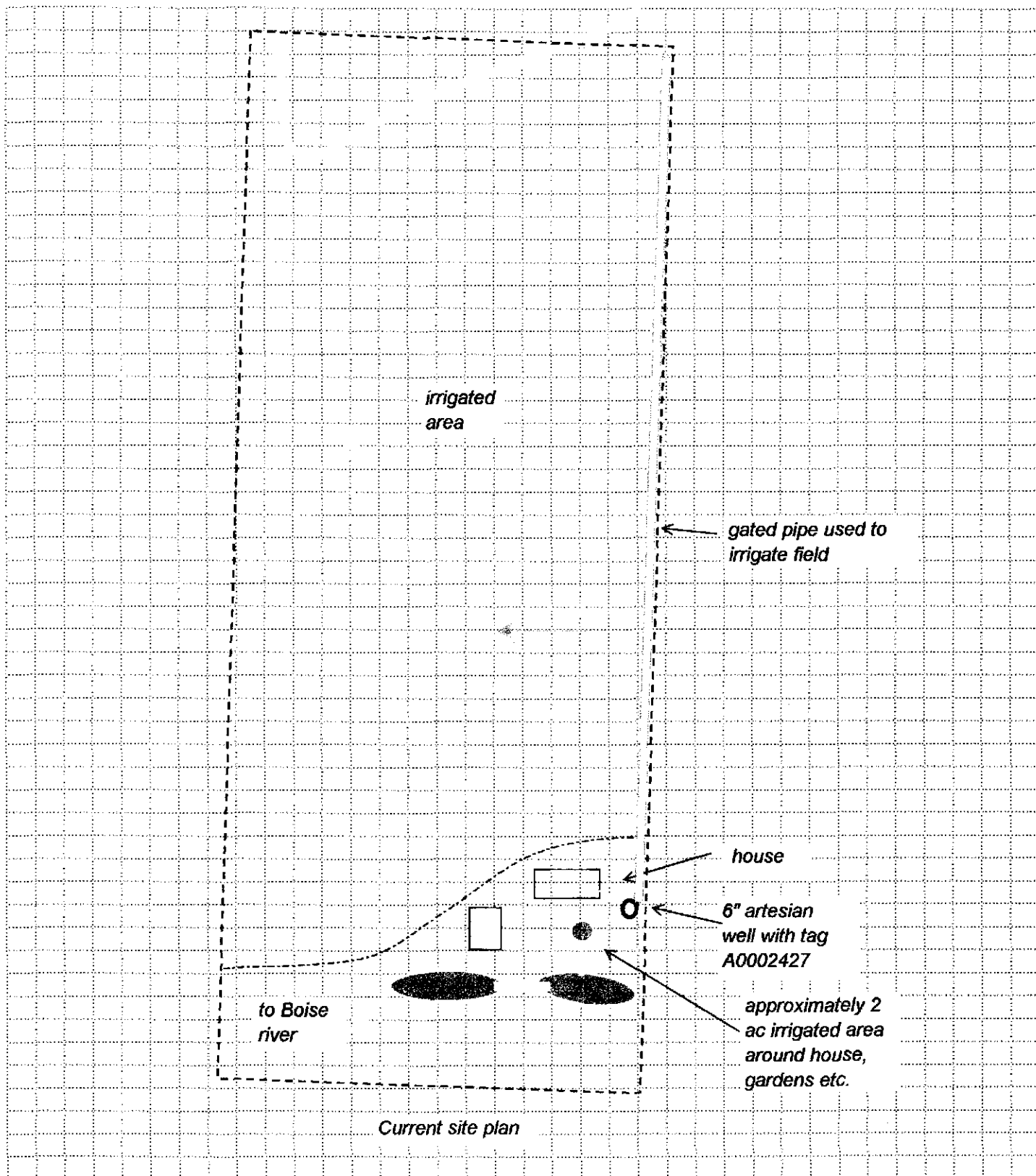
Drawing of diversion layout

Here is a detail drawing of the plumbing at the well as currently configured. A submersible pump was installed in this well to provide water for the house and livestock. Artesian flow is what provides the water for the fountain and the fish ponds, and a 7.5 hp pump pressurizes water for the lawns and garden. There is no structure in place at this time to irrigate any of the pasture to the north.



63-05233	POD Coordinates:	
Roger W. Lewis	USR	0301288
8999 Hwy 44		0289988
Star ID 83669	not drawn to scale	

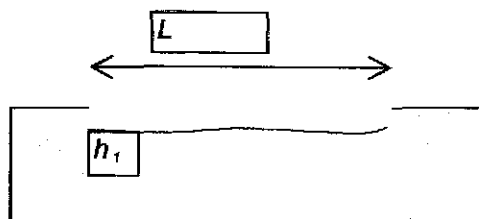
Drawing of diversion layout



63-05233	POD Coordinates:	
Roger W. Lewis	USR	0301288
8999 Hwy 44		0289988
Star ID 83669	not drawn to scale	



Rectangular Wiers



Input

weir length ft (L) 6

upstream head ft (h₁) 0.041666667

Inches to	feet
0.5	0.041666667

Flow formula $Q = 3.33(L - 0.2h_1)h_1^{1.5}$

Source: WATER MEASUREMENT MANUAL Bureau of Reclamation

0.168 cfs

75.6758374 GPM

This is a highly inaccurate measurement because there is no free fall of water over the weir. During the irrigation season there is more flow.

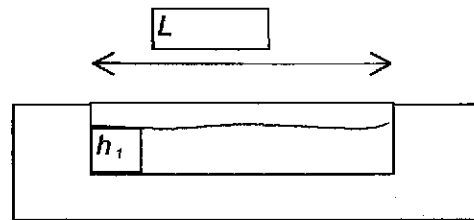
Pond Calculations:

Pond 1	L	50	
	W	50	
	D	8	20000 cu. Ft.

Pond 2	L	300	
	W	30	
	D	6	54000

Pond 3	L	500		
	W	50		
	D	4	100000	
			174000 cu. Ft.	3.99 acre feet

Rectangular Wiers



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upstream head ft (h_1) 0.041666667

Inches to	feet
0.5	0.041666667

Flow formula $Q = 3.33(L - 0.2h_1)h_1^{1.5}$

Source: *WATER MEASUREMENT MANUAL* Bureau of Reclamation

0.168 cfs

75.6758374 GPM

The flow is greatly throttled down currently and this is a highly inaccurate measurement because there is no free fall of water over the weir. During the irrigation season there is more flow.

Pond Calculations:

Pond 1	L	50	
	W	50	
	D	8	20000 cu. Ft.
Pond 2	L	300	
	W	30	
	D	6	54000
Pond 3	L	500	
	W	50	
	D	4	100000
			174000 cu. Ft.
			3.99 acre feet

Water Measurement in a vertical pipe (trajectory method)

Lawrence and Braunworth (1906) noted that two kinds of flow occur from the end of vertical pipes. With a small rise of water (up to $0.37d$) above the end of the pipe, the flow acts like a circular weir. When the water rises more than $1.4d$, jet flow occurs. When the rise is between these values, the mode of flow is in transition. Lawrence and Braunworth (1906) determined that when the height of the jet exceeded $1.4d$, as determined by sighting over the jet to obtain the maximum rise, the discharge is given by:

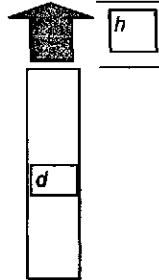
$$Q = 5.01d^{1.99}h^{0.53}$$

where:

Q = rate of flow, gal/min

d = inside diameter of the pipe, in

h = height of jet, in



For Claim No.A 63- 05223

using 12- 3/8 holes in discharge:

$d = 1.3$ (equivalent diameter)

$h = 60$

$Q = 73.96141$ Gal/Min

When the rise of water above the end of the pipe is less than $0.37d$, discharge is given by:

$$Q = 6.17d^{1.25}h^{1.35}$$

Idaho Department of Water Resources

Claim Number: 63-05233

Legal: T4N, R1W, S16

Reviewed By:

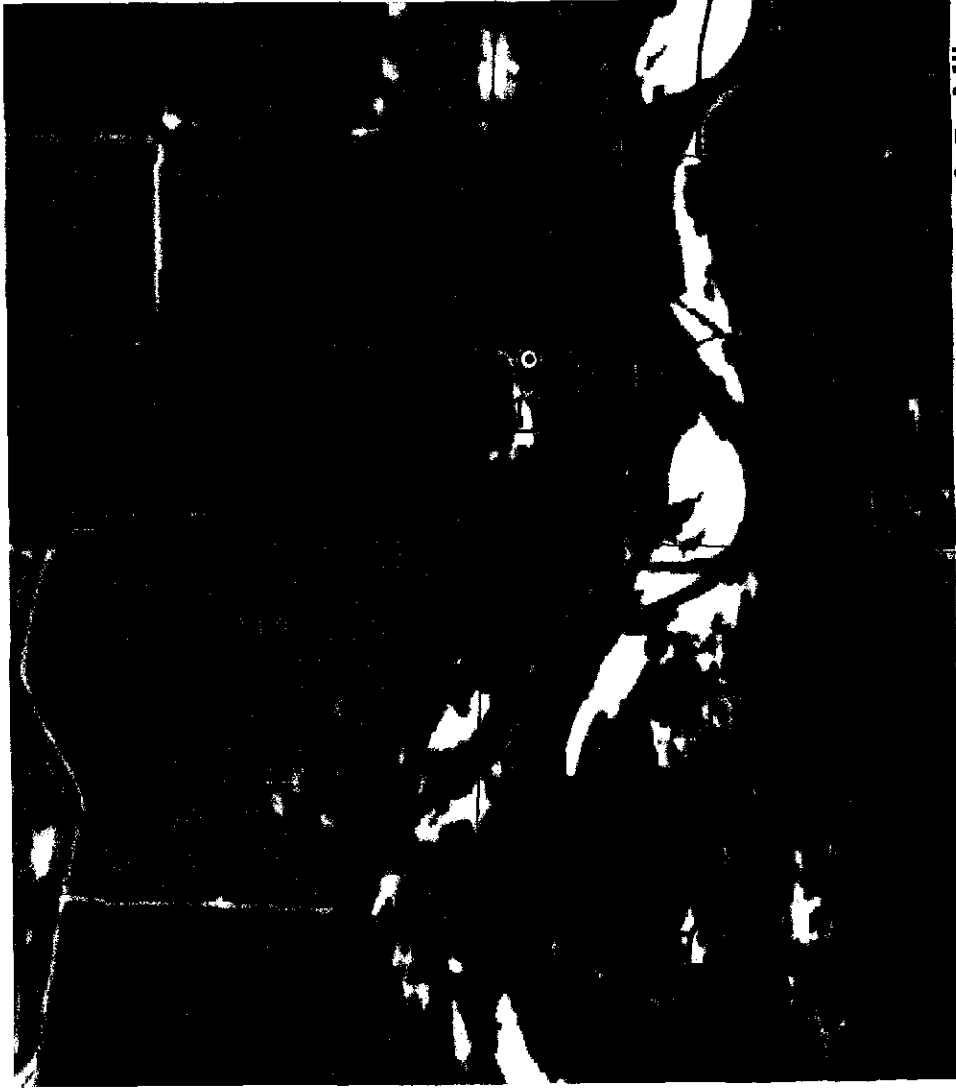
⊙ Point of Diversion

☐ Place of Use

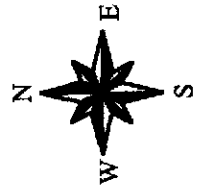
☐ Section Lines

☐ Quarter Quarter Lines

1987 Napp Photo

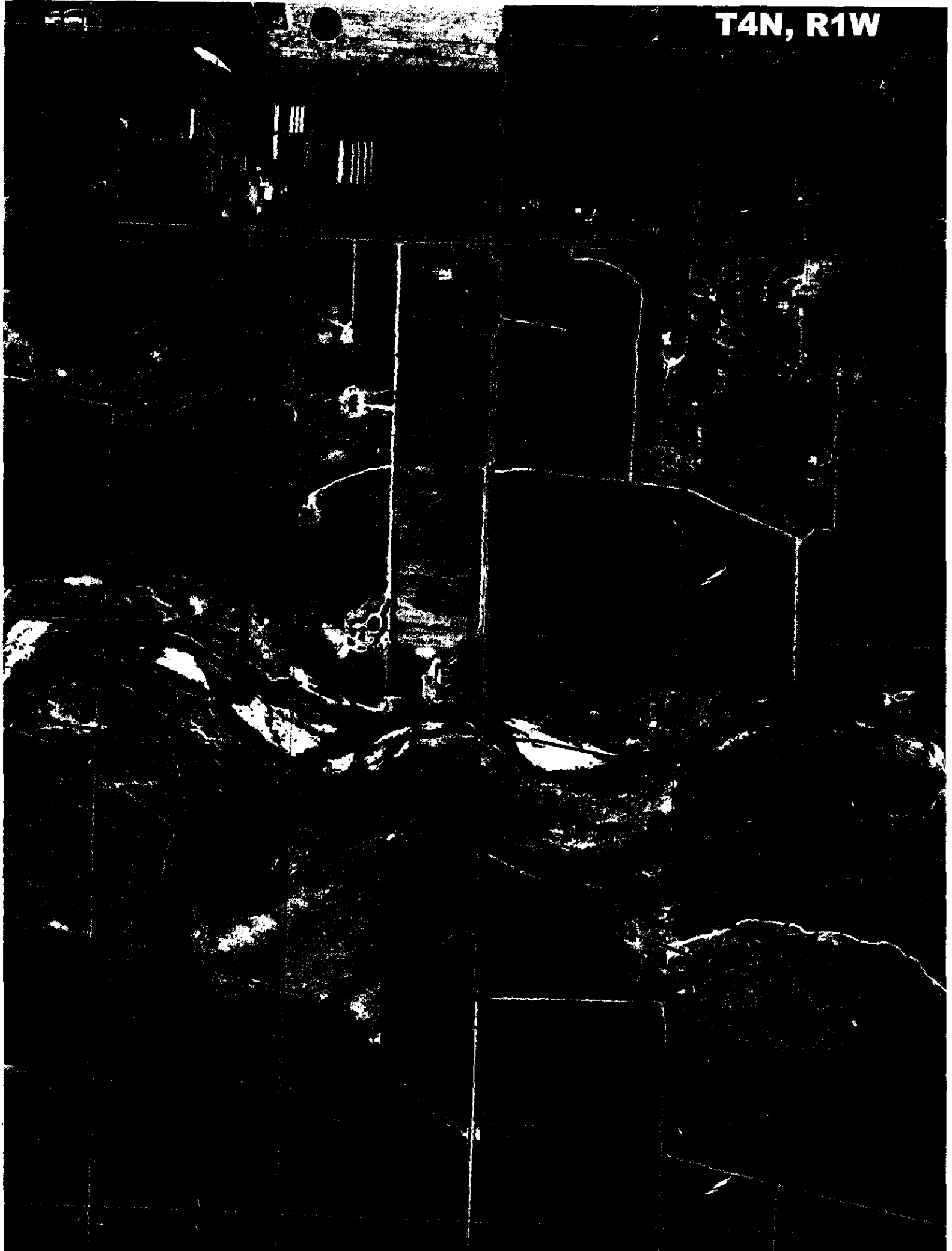


0 0.25 0.5 Miles



*Town lot data shows
two different owners
in the defined pool.
Should there be two
c/o's.*

T4N, R1W



DWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID #: A63-05233

Date: 509-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim																				
	4N	1W	16								16	4								20
GIS											17	8								25
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 20

Overlapping POU Claim #'s:

Total GIS Acres: 25

COMMENTS:

map has no outlines - using county data, none of the parcels have Roger/Pat Lewis
as owners, therefore, digitized the three parcels in the vicinity of the address
on the claim.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

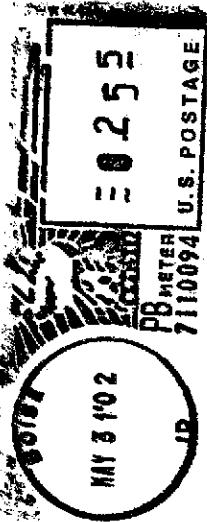
Return Service Requested

63-5233



- ☐ Not Deliverable As Addressed
- ☐ Unable To Forward
- ☐ Insufficient Address
- ☐ Moved, Left No Address
- ☐ Unclaimed ☐ Refused
- ☐ Attempted ☐ Not Known
- ☐ No Such Street
- ☐ Vacant ☐ Illegible
- ☐ No Mail Receipts
- ☐ Box Closed - No Order
- ☐ Returned For Better Address
- ☐ Postage Due

PRESORTED
FIRST CLASS



RECEIVED

JUN 06 2002

WATER RESOURCES
WESTERN REGION

PAT LEWIS
ROGER W LEWIS
8999 HWY 44
STAR ID 83669

old city - no address listed

63-5233

