

[illegible]



State of Idaho
Idaho Department of Water Resources
Western Region

T5N R5W SECTIONS 21, 22 and 27
Water Right: 63-2611B



1320 0 1320 2640 3960 5280 Feet

TOTAL IRRIGATED ACRES = 114



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: September 2006



Adjudication Recommendation Report 63-2611B V1

~~138.285"~~ conveyed in deed
131.14" (0.2) = 2.62 CFS

Idaho Department of Water Resources

Claim Number: 63-02611B

Legal: T05N, R05W, S21 & 22

Reviewed By:

Can't identify - not in NE portion - per review

depend on

Point of Diversion



Place of Use



Section Lines



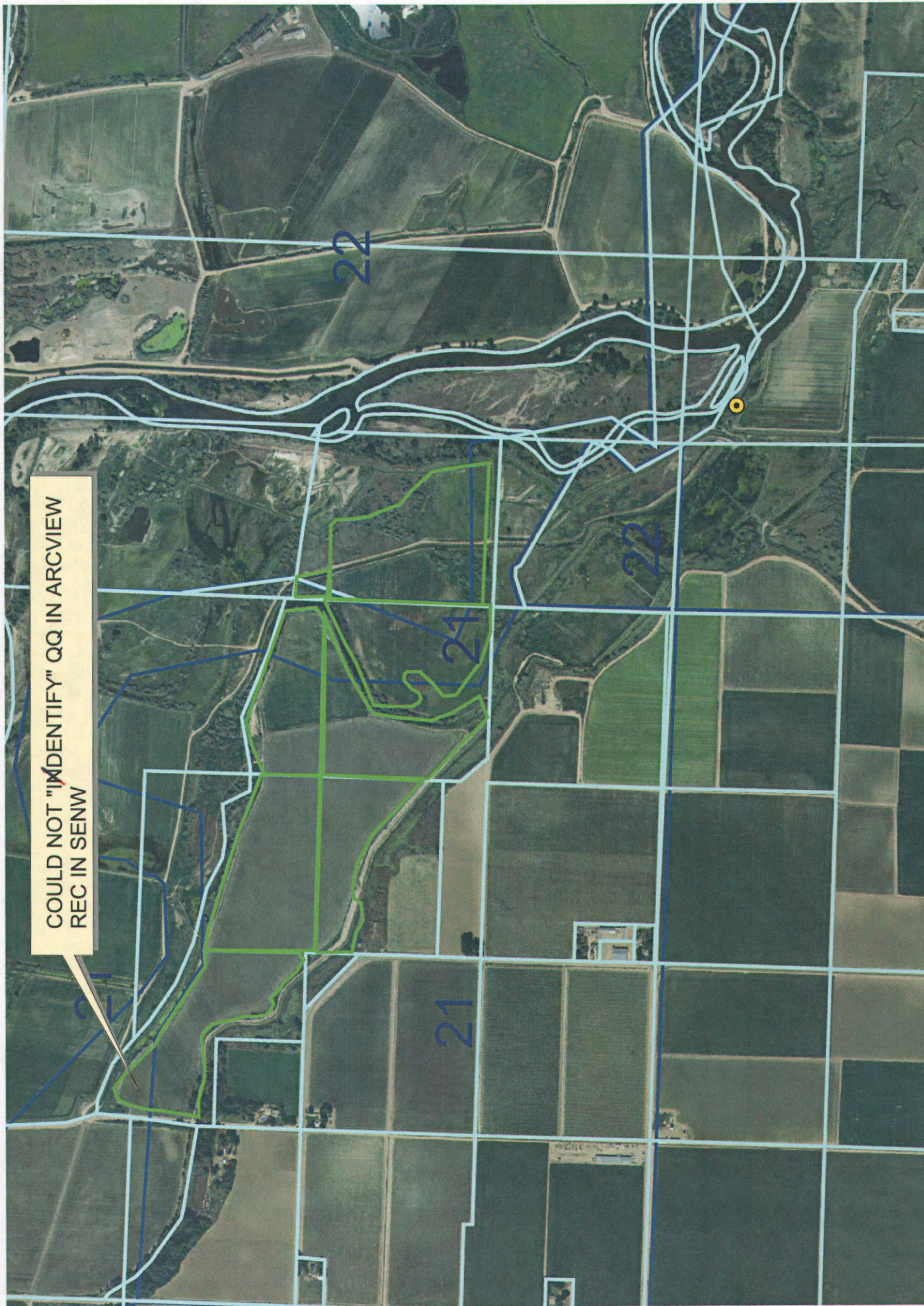
Quarter Quarter Lines



1987 Napp Photo



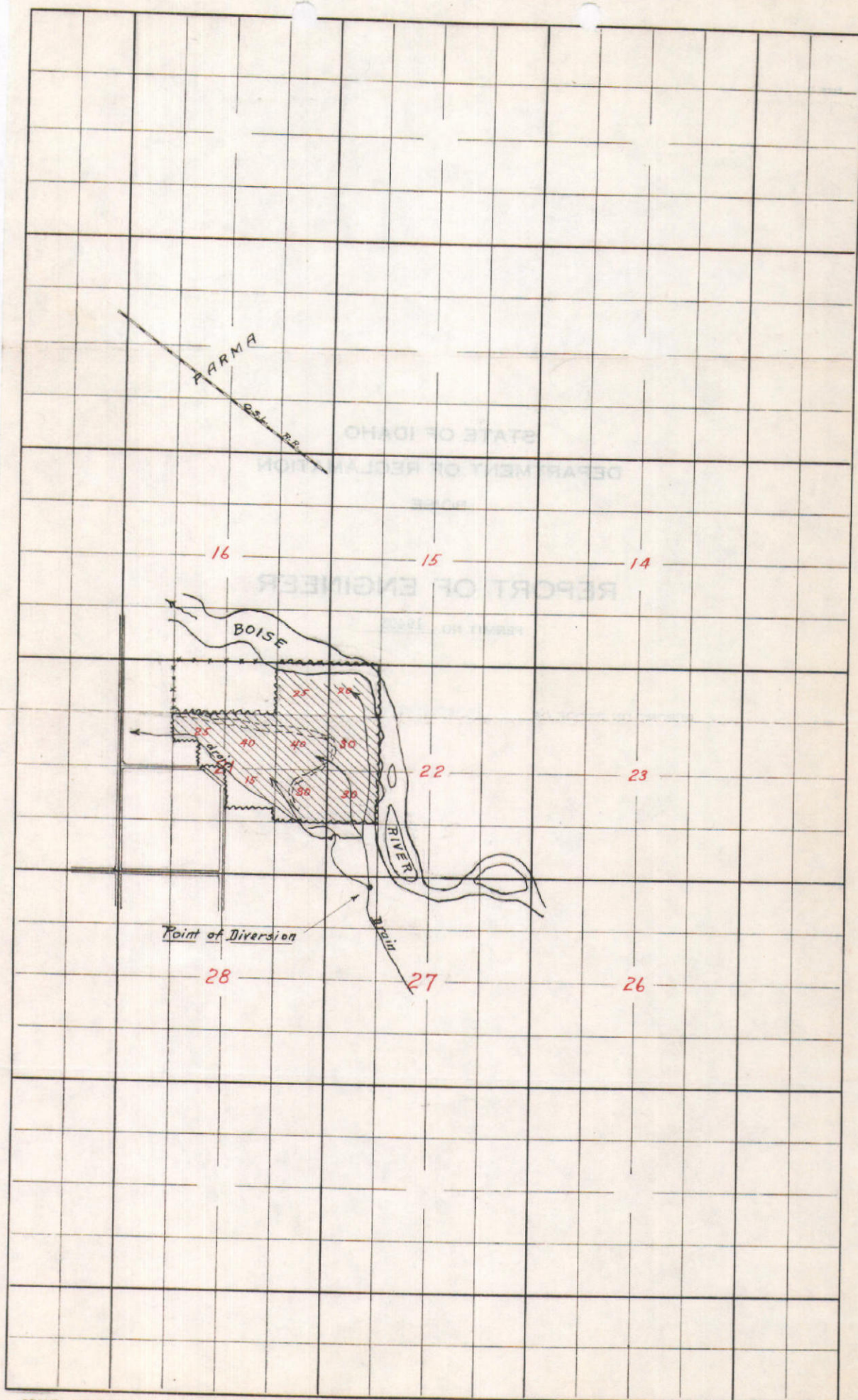
COULD NOT "IDENTIFY" QQ IN ARCVIEW
REC IN SENW



63-2611B - 2004 AERIAL WITH POU [GREEN], TAXLOTS [LT BLUE] AND POD



63-2611B - 1939 AERIAL WITH POU [GREEN], TAXLOTS [LT BLUE] AND POD



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

19493

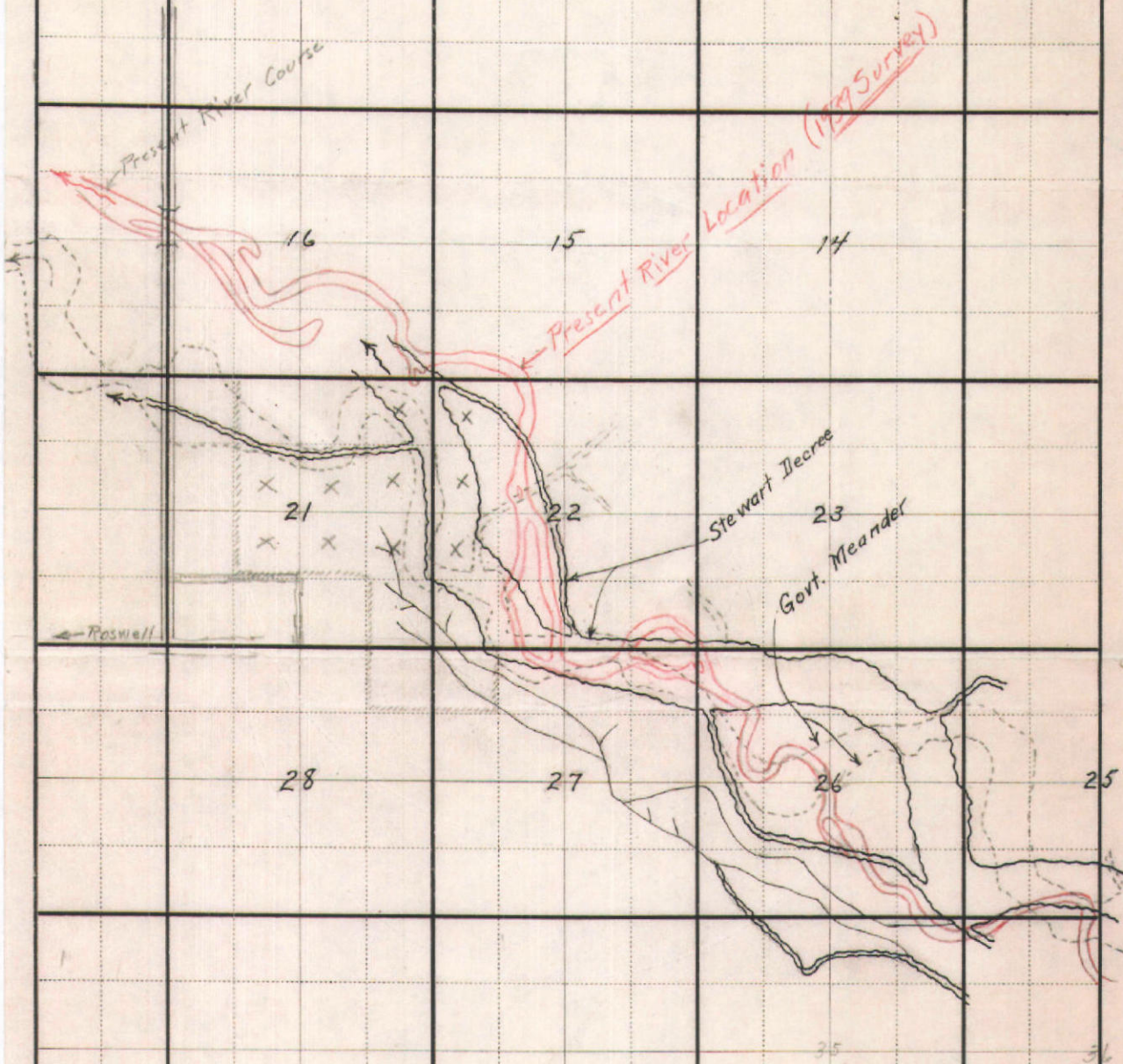
NAME OF APPLICANT

Charlotte D. Allen

T5N - W

P-19493

FORM No. 0

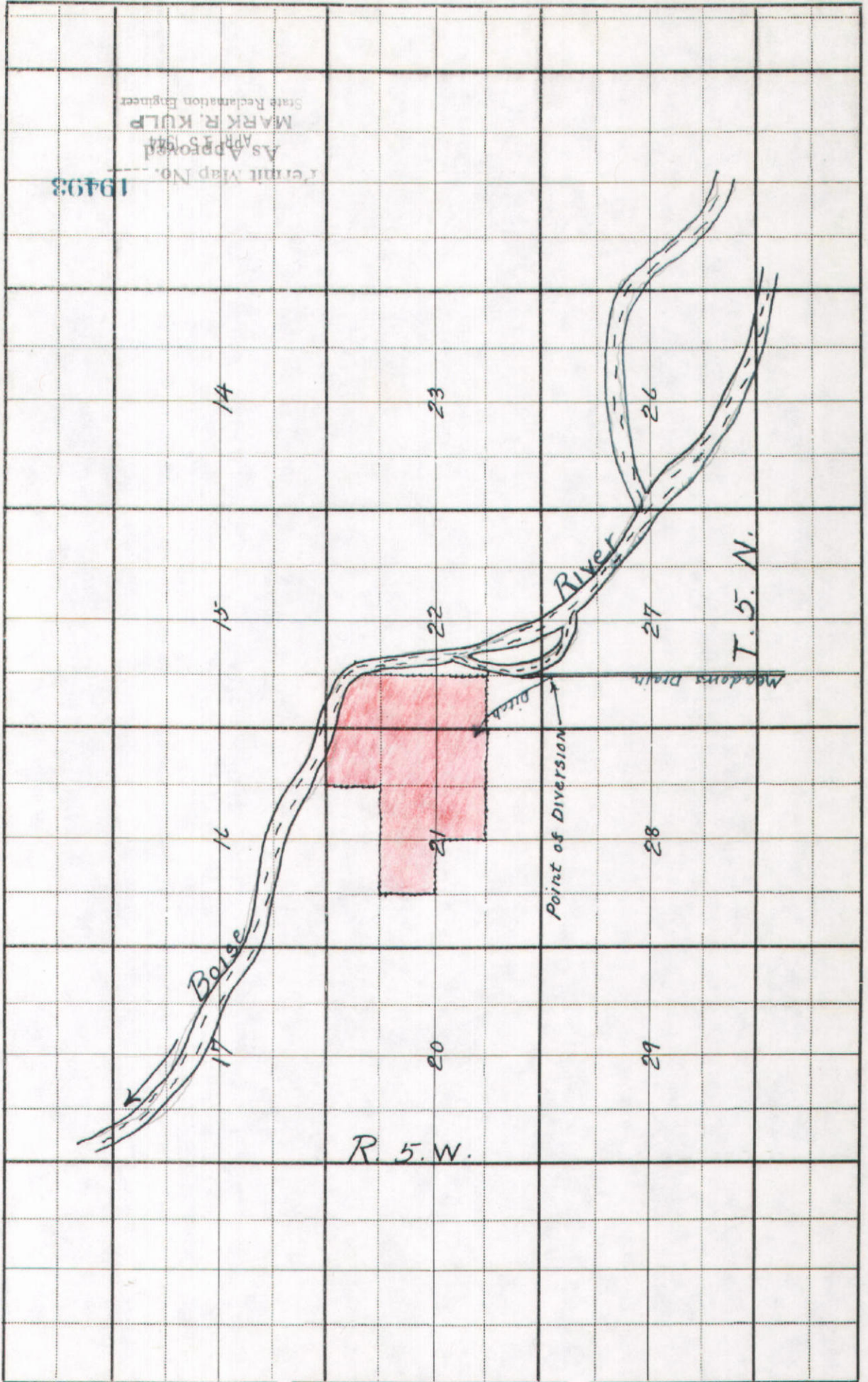


Depositor (Owner)

45 →		25	10		← 70
		35	25		
135 →	25	40	40	30	← 147
	30	40	40	37	
75 →	21	15	30	30	← 105
255		30	40	35	← 222
75					Owner

SCALE: 2 INCHES EQUALS 1 MILE. DRAW PLAN IN INK.

19493



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 63-2611B
Date Received: 3/14/90
Receipt No: C015574
Received By:

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

1. Name of Claimant(s): W & H PARTNERSHIP LLC
504 N PHILLIPPI ST
BOISE ID USA 83706

Phone: (208)323-7767

2. Date of Priority: 03/13/1944

3. Source: BALDWIN DRAIN
MEADOWS DRAIN

Trib. to: BOISE RIVER
BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	05W	27	NE NW NW	CANYON	

5. Description of diverting works:

HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	2.62	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	05W	21	NE NW		IRRIGATION	1
			SE NW	6	IRRIGATION	16
			SW NE	7	IRRIGATION	17
			NE SE	9	IRRIGATION	34
			SE NE	8	IRRIGATION	13
			NW SE		IRRIGATION	10
Section Acres						91
05N	05W	22	SW NW	4	IRRIGATION	1
			NW SW	3	IRRIGATION	22
Section Acres						23
Total Acres						114

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

COPIES OF ABSTRACT MAPS ATTACHED
COPY OF DEED SPLITTING THE INITIAL WATER RIGHT DESCRIBED BY THE LICENSE TO ALLEN IS
ATTACHED
Ownership changed by DB 3/13/2001.

15. Basis of Claim: License

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: A63-02611B
Date Received: 3/14/1990
Receipt No: CO/5574
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NORMAN L. WALKER 208-375-9036
Address: 8216 BRYNWOOD DR.
BOISE, ID 83704

AND/OR

Name: M. DELPHINE WALKER 208-375-9036
Address: 8216 BRYNWOOD DR.
BOISE, ID 83704

AND/OR

Name: DONALD L. WALKER 208-375-9036
Address: 8216 BRYNWOOD DR.
BOISE, ID 83704

AND/OR

Name: BARBARA WALKER 208-375-9036
Address: 8216 BRYNWOOD DR.
BOISE, ID 83704

2. Date of Priority: MAR 13, 1944

3. Source: MEADOWS & BALDWIN DRAIN Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	05W	27	NE	NW	NW		CANYON,

5. Description of diverting works:
HEADGATE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	2.620		

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

A.F.A.

A63-02611B

Page 1

Date: 03/14/90

MICROFILMED

AUG 18 1992

8. Total consumptive use is 399.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER ASSOCIATED WITH IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	05W	21	SW	NE	7	IRR	17.0
			SE	NE	8	IRR	13.0
			NE	NW		IRR	1.0
			SE	NW	6	IRR	16.0
			NE	SE	9	IRR	34.0
			NW	SE		IRR	10.0
						Section Acres	91.0
		22	SW	NW	4	IRR	1.0
			NW	SW	3	IRR	22.0
						Section Acres	23.0
						Total Acres	114.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
HAAS DITCH CO. WATER

14. Remarks:
COPIES OF ABSTRACT MAPS ATTACHED.
COPY OF DEED SPLITTING THE INITIAL WATER RIGHT DESCRIBED BY THE
LICENSE TO ALLEN IS ATTACHED.

15. Basis of Claim: LICENSE
Water Right Number: 19493

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 3

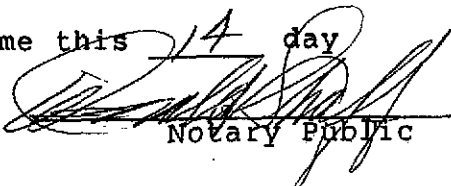
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): Norman L. Walker Date: 3/14/90

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 14 day
of March 19 90

Notary Public

Seal

Residing at Boise ID
My Commission Expires June 10, 1994

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES

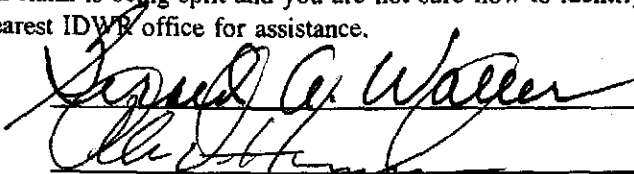
RECEIVED

JAN 27 2000

WATER RESOURCES
WESTERN REGION

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

1. Water Right No(s).: A63-02611B
Adjudication Claim No(s).: A ~~63~~ - 026-11B
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant
DONALD L. WALKER & BARBARA WALKER
NORMAN L. WALKER & MARGARET WALKER
8216 BRYNWOOD DR, BOISE, IDAHO 83704
4. New Owner/Claimant(s)
W & H PARTNERSHIP, LLC
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
504 N. PHILLIPPI ST
BOISE, IDAHO, 83706
 New Telephone Number (208) 323-7767
5. Date you acquired the property Nov 10, 1999
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate 90 ACRES Number and type of stock —
 Diversion rate in CFS 2.62 Number of homes - 0 - Other uses —
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s)

 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

ON FILE
PER WALKER
ON FILE
PER WALKER

Got lot 6 in
S-21 = SENW.

9939889

Handwritten signature/initials

PN 56149

GRANT DEED

We, **NORMAN L. WALKER** and **MARGARET DEI PHINE WALKER**, husband and wife, of Boise, County of Ada, State of Idaho, and **DONALD L. WALKER** and **BARBARA M. WALKER**, husband and wife, of Boulder City, County of Clark, State of Nevada, grant to **W & H LIMITED LIABILITY COMPANY**, of 804 N. Phillippi Street, City of Boise, County of Ada, State of Idaho, the following described real property situated in the County of Canyon, State of Idaho:

Parcel No. 1:

Beginning at a point 20.0 feet East of the Northwest corner of the Southwest Quarter of Lot Six of Section Twenty-one, Township Five North, Range Five West of the Boise Meridian, thence North 2° 55' East 645.0 feet; thence North 2° 10' West 252.0 feet; thence North 16° 45' West 12.5 feet; thence North 90° 0' East, 102.2 feet; thence South 68° 30' East 295.5 feet; thence South 49° 44' East 428.7 feet; thence South 56° 10' East 343.0 feet; thence South 67° 28' East 335.9 feet to a point 1735.25 feet South of the quarter corner on the North side of said Section Twenty-one; thence South 76° 38' East 416.6 feet; thence South 63° 07' East 255.3 feet; thence South 82° 50' East 132.5 feet; thence North 84° 55' East 271.0 feet; thence South 26° 45' East 231.3 feet; thence North 89° 52' East 176.3 feet; thence North 78° 50' East 380.7 feet; thence South 68° 25' East 546.0 feet; thence South 73° 22' East 486.0 feet to a point North 6° 38' East 254.0 feet from the Quarter corner between Section Twenty-one and Twenty-two, Township Five North, Range Five West of the Boise Meridian; thence South 82° 58' East 515.5 feet; thence South 81° 30' East 413.0 feet to the Southwesterly bank of the Boise River; thence continuing South 81° 30' East 375.8 feet to a point on the East side of Lot Four of Section Twenty-two, Township Five North, Range Five West of the Boise Meridian, 81.3 feet North of the Southeast corner of said Lot Four; thence South along the east side of Lot Four and Lot Three, Section Twenty-two, Township Five North, Range Five West of the Boise Meridian, to the Southeast corner of Lot Three (Northwest Quarter of the Southwest Quarter) of Section Twenty-two, Township Five North, Range Five West of the Boise Meridian; thence West along the South line of Lot Three of Section Twenty-two, and Lot Nine of Section Twenty-one, Township Five North, Range Five West

*Art
Gow*

1 of the Boise Meridian, to a point 180.0 feet East of the
2 Southwest corner of Lot Nine (Northeast Quarter of the
3 Southeast Quarter) of Section Twenty-one, Township Five
4 North, Range Five West of the Boise Meridian; thence
5 Northwesterly 269.1 feet to a point 200.0 feet North of the said
6 Southwest corner of Lot Nine; thence North 130.0 feet; thence
7 West 1324.6 feet parallel to the center line of Section Twenty-
8 one; thence North 991.5 feet to the center of Section Twenty-
9 one; Township Five North, Range Five West of the Boise
10 Meridian; thence 663.4 feet West along the center line of said
11 Section Twenty-one; thence North 660 feet; thence West 640
12 feet to the point of beginning;

13 Together with all water rights, and rights in ditches, canals and
14 laterals, and rights of way therefor, appurtenant to said
15 premises or used in connection therewith, including (but not
16 limited to) the following:

17 138.285 inches, Boise River water, out of the allotment of
18 Charles Allen by Judge George E. Stewart, dated January 18,
19 1906, in the case of the Farmers Cooperative Ditch Company,
20 a corporation, plaintiff, vs. Riverside Irrigation District, Ltd., a
21 corporation, et al, defendants;

22 131.14 inches of water from Meadows and Baldrige drain, a
23 tributary of the Boise River, with a priority of March 13, 1944,
24 out of the water allotted to Charlottie B. Allen by State of
25 Idaho water license certificate number 19493, dated March 5,
26 1946, and recorded in the office of the Recorder of Canyon
County, Idaho, on April 11, 1946, at 42 minutes past two
o'clock p.m., in Book 21, Miscellaneous, page 46, records of
the said office of said county, to be diverted about 1320 feet
East and 400 feet South from the Northwest corner of Section
27 and in the Northwest Quarter of Section 27, Township 5
North, Range 5 West of the Boise Meridian.

Certificate No. 1235 for .6 of a share in Riverside Irrigation
District, Limited.

Grant
Deed

Parcel No. 2:

A parcel of land in the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 21, T 5 N, R 5 W of the Boise Meridian, Canyon County, Idaho, particularly described as follows:

Beginning at the Northeast corner of the NE $\frac{1}{4}$ SW $\frac{1}{4}$ of said Section 21; thence South 404.42 feet on the center line of said Section 21; thence Northwesterly 589.7 feet to a point on the North boundary line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$; thence East along said North boundary line of said NE $\frac{1}{4}$ SW $\frac{1}{4}$ a distance of 430 feet to the point of beginning, containing 1.99 acres, more or less.

Norman L. Walker
NORMAN L. WALKER

Margaret Delphine Walker
MARGARET DELPHINE WALKER

Donald L. Walker
DONALD L. WALKER

Barbara M. Walker
BARBARA M. WALKER

**PIONEER TITLE COMPANY
OF CANYON COUNTY**

100 10TH AVE. SOUTH
NAMPA, IDAHO 83651
(208) 466-6100

W & H, L.L.C.
504 N. PHILLIPPI ST.
BOISE, ID 83706

ESCROW NO. PN56149
RE: DONALD L. WALKER TO W
& H LIMITED
LIABILITY COMPANY
DATE: November 10, 1999

RECEIVED BY _____ DATE _____

In connection with the above numbered Escrow, we enclose the following:

- ☐ Our Check # in the sum of \$
- ☐ Closing Statement
- ☐ Original Quitclaim Deed recorded as Instrument No.
- ☒ Original Warranty Deed recorded as Instrument No. 9939889.
- ☐ Original Deed of Trust recorded as Instrument No.
- ☐ Note dated in the sum of \$
- ☐ Title Insurance Policy No.
- ☐ Fire Insurance Policy in the amount \$

Any other documents to which you are entitled will be forwarded as soon as they are available.

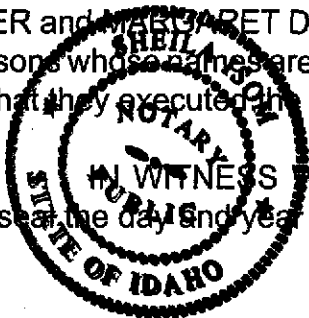
Yours Very Truly,
PIONEER TITLE COMPANY
OF CANYON COUNTY

By: 
Sheila Isom/JS

1 STATE OF IDAHO)
2 : SS
3 County of Canyon)

4 On this 1 day of ~~September~~ ^{OCTOBER}, 1999, before me, the undersigned, a
5 Notary Public in and for said County and State, personally appeared NORMAN L.
6 WALKER and MARGARET DELPHINE WALKER, husband and wife, known to me to be
7 the persons whose names are subscribed to the foregoing instrument, and acknowledged
8 to me that they executed the same.

9 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
10 official seal the day and year last above written.

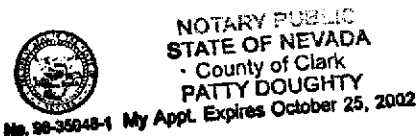


11 Sheila Som
12 Notary Public for State of Idaho
13 Residing at Samoa
14 My Commission Expires: 6-30-2003

15 STATE OF NEVADA)
16 : SS
17 County of Clark)

18 On this 4 day of ~~September~~ ^{October}, 1999, before me, the undersigned, a
19 Notary Public in and for said County and State, personally appeared DONALD L.
20 WALKER and BARBARA M. WALKER, husband and wife, known to me to be the persons
21 whose names are subscribed to the foregoing instrument, and acknowledged to me that
22 they executed the same.

23 IN WITNESS WHEREOF, I have hereunto set my hand and affixed my
24 official seal the day and year last above written.



25 Patty Doughty
26 Notary Public for State of Nevada
Residing at Boulder City NV
My Commission Expires: 10-25-2002

No. 1520

---6/10--- Shares

Riverside Irrigation District, Limited

Shares \$100.00 Each

Roswell, Idaho

All Stock Fully Paid

This Certifies, That

W & H LLC

is the owner of

SIX-TENTHS (6/10)

Shares of One Hundred Dollars each, of the
Capital Stock of RIVERSIDE IRRIGATION DISTRICT, Limited, transferable as provided in By-laws.

Roswell, Canyon County, Idaho, November 29, 1999

Sossie Maggard
Secretary.

Harold Maggard
President.

This Certifies, That the above Stock has been made appurtenant to Bench land in Northwest Quarter

(NW $\frac{1}{4}$) of Southeast Quarter (SE $\frac{1}{4}$) of Section Twenty-one (21), North of line twenty rods North of the South

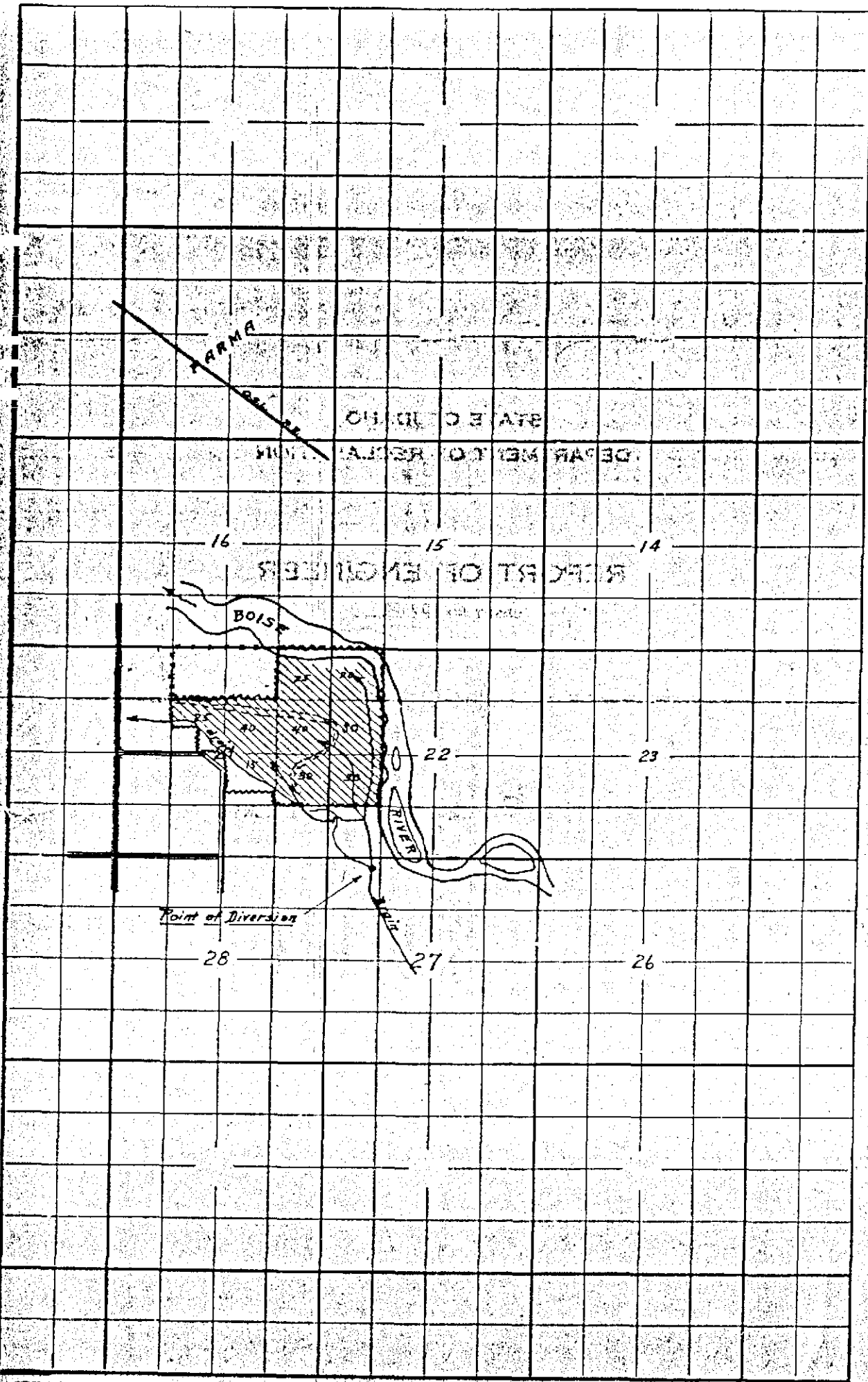
line of said NW $\frac{1}{4}$ SE $\frac{1}{4}$

---, Tp. 5 North, R. 5 West, in Canyon County, State of Idaho, containing

--- SIX --- acres.

Roswell, Canyon County, Idaho, November 29, 1999.

Sossie Maggard
Secretary.

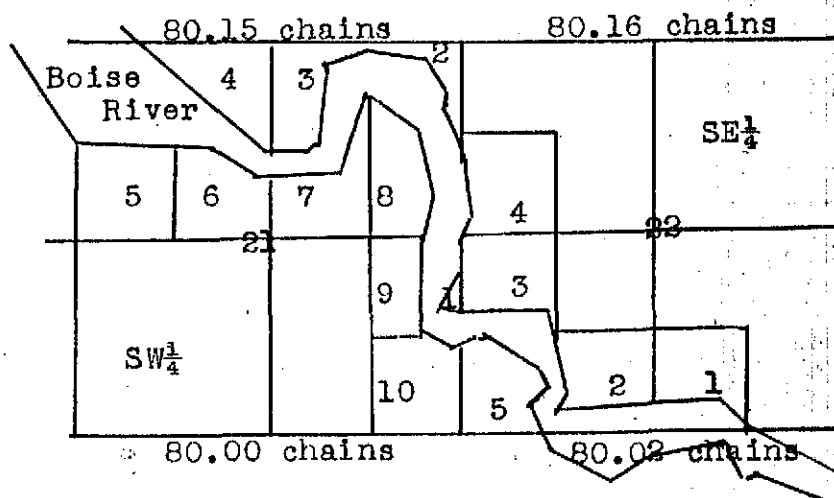


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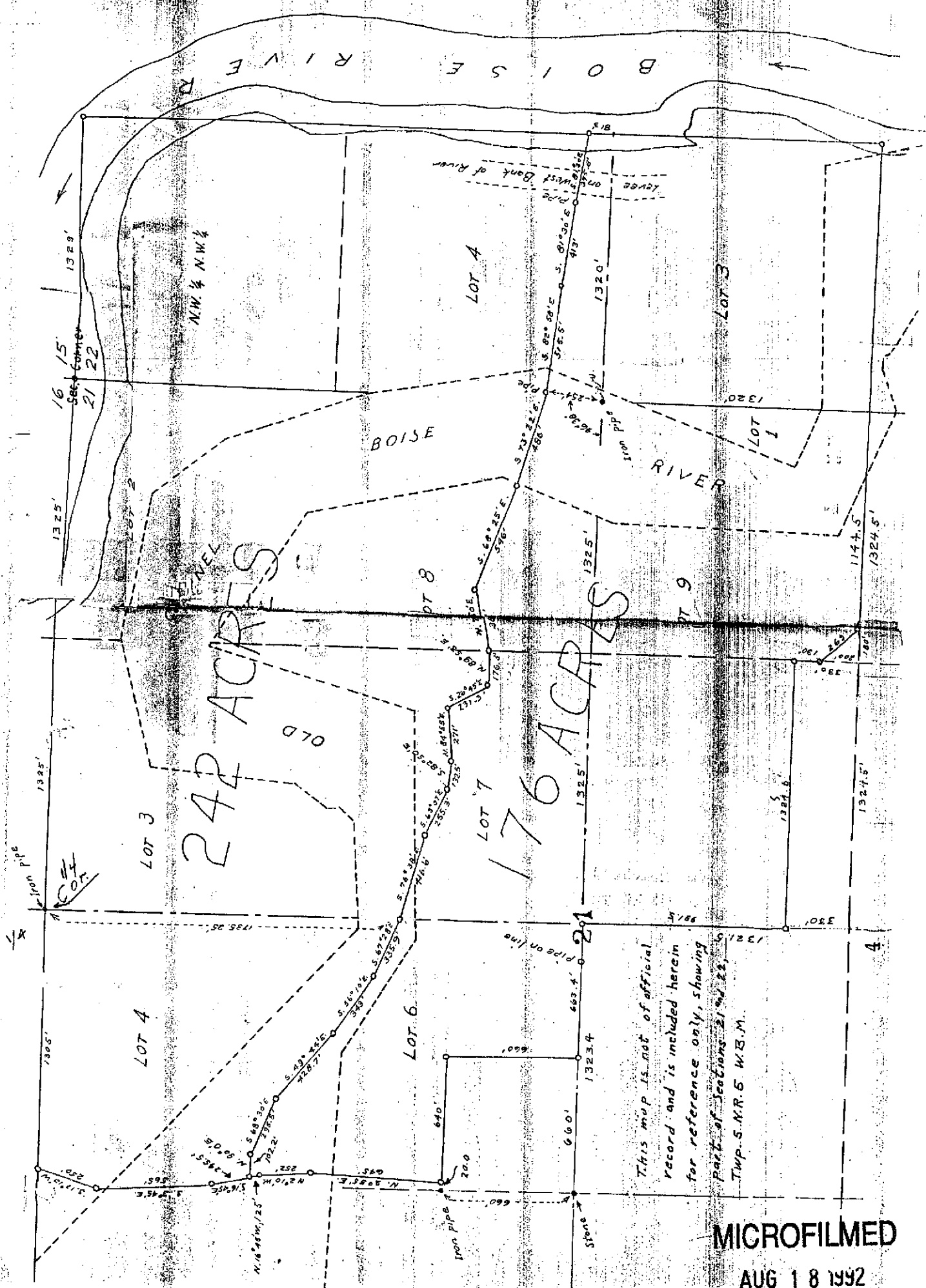


MICROFILMED
AUG 18 1992

ABSTRACTER'S NOTE: Traced from Government
 Survey map which is not of
 official record in Canyon
 County, Idaho and is included
 in this abstract FOR REFERENCE ONLY.
 Sections 21 and 22 Twp. 5 N.R. 5 W.B.M.



FLB 3



This map is not of official
 record and is included herein
 for reference only, showing
 part of sections 21 & 22,
 Twp. 5 N. R. 5 W. B. M.

CLARK E. ALLEN, MARY E. JONES and
CLINTON G. ALLEN, CLAUDE F. ALLEN

-TO-

GEORGE L. WALKER and ELIZABETH S.
WALKER, husband and wife

WARRANTY DEED.

No. 1

Dated, December 22, 1949.
Recorded, April 11, 1950, 1:27 P.M.
Book 196 Deeds, Page 519.
Consideration, \$16,000.00.
\$17.60. I. R. S. Cancelled.
Document No. 361693

Signed: Clark E. Allen, Clinton G. Allen, Mary E. Jones, Claude F. Allen.

Acknowledged, Canyon County, Idaho, January 12, 1950 by Clark E. Allen, Clinton G. Allen and Mary E. Jones, before S. Ben Dunlap, Notary Public for the State of Idaho, Residing at Caldwell, Idaho. (SEAL).

Acknowledged, Contra Costa County, California, January 4, 1950 by Claude F. Allen before Lillian W. Chase, a Notary Public in and for said State. Signed: Lillian W. Chase, Notary Public for Contra Costa County, Residing at El Cerrito, Calif. (SEAL).

PROPERTY: Beginning at a point 20.0 ft. E. of the NW. corner of SW $\frac{1}{4}$ of Lot 6 of Sec. 21, Twp. 5 N. R. 5 W.B.M., thence N. 2°55' E. 645.0 ft.; thence N. 2°10' W. 252.0 ft.; thence N. 16°45' W. 12.5 ft.; thence N. 90° 0' E. 102.2 ft.; thence S. 68°30' E. 295.5 ft.; thence S. 49°44' E. 428.7 ft.; thence S. 56°10' E. 343.0 ft.; thence S. 67°28' E. 335.9 ft. to a point 1735.25 ft. S. of the 1/4 corner on the N. side of said Sec. 21; thence S. 76°38' E. 416.6 ft.; thence S. 63°07' E. 255.3 ft.; thence S. 82°50' E. 132.5 ft.; thence N. 84°55' E. 271.0 ft.; thence S. 26°45' E. 231.3 ft.; thence N. 89°53' E. 176.3 ft.; thence N. 78°50' E. 380.7 ft.; thence S. 68°25' E. 546.0 ft.; thence S. 73°22' E. 486.0 ft. to a point N. 6°38' E. 254.0 ft. from the 1/4 corner between Sections 21 and 22, Twp. 5 N. R. 5 W.B.M.; thence S. 82°58' E. 515.5 ft.; thence S. 81°30' E. 413.0 ft. to the SWrly bank of the Boise River; thence continuing S. 81° 30' E. 375.8 ft. to a point on the E. side of Lot 4 of Sec. 22, Twp. 5 N. R. 5 W.B.M. 81.3 ft. N. of the SE. corner of said Lot 4; thence S. along the E. side of Lot 4 and Lot 3, Sec. 22, Twp. 5 N. R. 5 W.B.M. to the SE. corner of Lot 3 (Northwest $\frac{1}{4}$ of the Southwest $\frac{1}{4}$ of Sec. 22, Twp. 5 N. R. 5 W.B.M.; thence W. along the S. line of Lot 3 of Sec. 22, and Lot 9 of Sec. 21, Twp. 5 N. R. 5 W.B.M. to a point 180.0 ft. E. of the SW. corner of Lot 9 (NE $\frac{1}{4}$ of the SE $\frac{1}{4}$) of Sec. 21, Twp. 5 N. R. 5 W.B.M.; Thence NWrly 269.1 ft. to a point 200.0 ft. N. of the said SW. corner of Lot 9; thence N. 130.0 ft.; thence W. 1324.6 ft. parallel to the center line of Sec. 21; thence N. 991.5 ft. to the center of Sec. 21, Twp. 5 N. R. 5 W.B.M.; thence 663.4 ft. W. along the center line of said Sec. 21; thence N. 660 ft.; thence W. 640 ft. to the point of beginning, containing 176 acres, more or less.

Together with all water and ditch rights and rights of way for water and ditches thereunto belonging or in anywise appertaining, including 6/10



shares of stock in Riverside Irrigation District, Ltd., represented by Certificate No. 876, and including 138.285 inches of water out of the allotment to Charles Allen by George E. Stewart, District Judge, dated January 18, 1906, in the case of Farmers' Co-operative Ditch Company, a corporation, plaintiff, vs. Riverside Irrigation District, Ltd., a corporation, et al, defendants, and 131.14 inches of water from Meadows and Baldridge Drain, a tributary to the Boise River, with the priority of March 13, 1944, out of the water allotted to Charlotte D. Allen by State of Idaho water certificate number 19493, dated March 5, 1946, and recorded in the office of Recorder of Canyon County, Idaho, April 11, 1946, at 42 minutes past 2 o'clock P.M. in Book 21 of Miscellaneous, page 46, records of said office of said county, to be diverted about 1320 ft. E. and 400 ft. S. from the NW. corner of Sec. 27, and in the NW $\frac{1}{4}$ of Sec. 27, Twp. 5 N. R. 5 W.B.M.

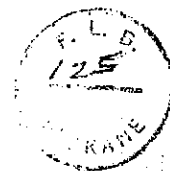
Reserving, however, to the grantors and their successors in interest to the real property hereinafter described, forever, the ditches and canals and rights of way therefor, now on the premises herein conveyed and now used in connection with the irrigation and drainage of the following described real property located in Canyon County, Idaho, to-wit:

BEGINNING at the NW corner of Lot 3, Sec. 21, Twp. 5 N. R. 5 W.B.M., and running thence W. on the N. line of said Sec. 21, a distance of 1305 ft.; thence S. 17°10' W. 250.0 ft.; thence S. 3°45' E. 565.0 ft.; thence S. 16°45' E. 245.5 ft.; thence N. 90°0' E. 102.2 ft.; thence S. 68°30' E. 295.5 ft.; thence S. 49°44' E. 428.7 ft.; thence S. 56°10' E. 343.0 ft.; thence S. 67°28' E. 335.9 ft. to a point 1735.25 ft. S. of the North 1/4 corner of Sec. 21, Twp. 5 N. R. 5 W.B.M.; thence S. 76°38' E. 416.6 ft.; thence S. 63°07' E. 255.3 ft.; thence S. 82°50' E. 132.5 ft.; thence N. 84°55' E. 271.0 ft.; thence S. 26°45' E. 231.3 ft.; thence N. 89°53' E. 176.3 ft.; thence N. 78°50' E. 380.7 ft.; thence S. 68°25' E. 546.0 ft.; thence S. 73°22' E. 486.0 ft. to a point which is N. 6°38' E. 254.0 ft. from the 1/4 corner between Sections 21 and 22, Twp. 5 N. R. 5 W.B.M.; thence S. 82°58' E. 515.5 ft.; thence S. 81°30' E. 413.0 ft. to the SWrly bank of the Boise River; thence continuing S. 81°30' E. 375.8 ft. to a point on the E. side of Lot 4 of Sec. 22, Twp. 5 N. R. 5 W.B.M. 81.3 ft. N. of the SE. corner of said Lot 4; thence N. along the E. side of Lot 4 and the NW $\frac{1}{4}$ of the NW $\frac{1}{4}$ of said Sec. 22 to the N. line of said Sec. 22; thence W. along the N. line of Sec. 22 and Sec. 21, Twp. 5 N. R. 5 W.B.M. to the N. 1/4 corner of said Sec. 21, which is the NW. corner of Lot 3, Sec. 21, Twp. 5 N. R. 5 W.B.M., the point of beginning.

Premises free from all encumbrances except easements and rights of way for roads, ditches, drainage canals and other purposes now on said premises, and the reservations contained in the patents to the title of said property and the lien of taxing units in which said property may be situated for which assessments may be levied and assessed subsequent to December 31, 1949.

MICROFILMED

AUG 18 1992



Receipt Details for ID C015574

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/14/1990 4:31:28 PM	3/14/1990	State	\$164.00	Check
Payer		WALKER, NORMAN L.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
997			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$164.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	2611	B	\$164.00	Claim

[Print Report](#)

HOLLAND & HART



ATTORNEYS AT LAW

DENVER • ASPEN • BOULDER
COLORADO SPRINGS • LAS VEGAS
DENVER TECH CENTER
BILLINGS • BOISE • CHEYENNE
JACKSON HOLE • SALT LAKE CITY
SANTA FE • WASHINGTON, D.C.

SUITE 1400
101 SOUTH CAPITOL BOULEVARD
BOISE, IDAHO 83702-7714
MAILING ADDRESS
P.O. BOX 2527
BOISE, IDAHO 83701-2527

TELEPHONE (208) 342-5000
FACSIMILE (208) 343-8869
DIRECT FAX (800) 565-7694

LINDA B. JONES
ljones@hollandhart.com

December 10, 2007

RECEIVED

DEC 11 2007

DEPARTMENT OF
WATER RESOURCES

VIA OVERNIGHT DELIVERY

Clerk of the Court
Snake River Basin Adjudication
253 3rd Avenue North
Twin Falls, Idaho 83303-2707

Re: Notice of Appearance, Case No. 39576;
Subcases No. 63-2611A and 63-2611B

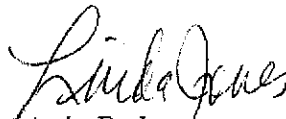
Dear Clerk:

With this letter I am transmitting for filing with the Court in the above referenced action, an original Notice of Appearance on behalf of *Water Right Claimants Mallard Farms Limited Liability Company* and *W & H Limited Liability Company*, for the Subcases referenced above.

I have been retained by the above-named Claimants to represent their interests in the adjudication of the water right claims referenced by the Subcases.

Sincerely,

HOLLAND & HART LLP


Linda B. Jones

LBJ:lka
Enclosure

3801531_1.BOC

Linda B. Jones, ISB # 4125
HOLLAND & HART LLP
U.S. Bank Plaza
101 South Capitol Boulevard
P.O. Box 2527
Boise, Idaho 83701-2527
Telephone: (208) 342-5000
Facsimile: (208) 343-8869

RECEIVED

DEC 11 2007

DEPARTMENT OF
WATER RESOURCES

Attorney for Mallard Farms, Limited Liability Company and W & H Limited Liability Company

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

IN RE SRBA

Case No. 39576

)
) Subcase Nos. 63-2611A and 63-
) 2611B
)

) NOTICE OF APPEARANCE
)

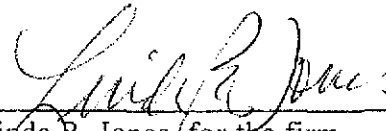
The firm of Holland & Hart LLP hereby enters an appearance on behalf of Mallard Farms Limited Liability Company and W & H Limited Liability Company in the above-captioned case and subcases. All notices and correspondence may be directed to the attention of:

Linda B. Jones
Holland & Hart LLP
PO Box 2527
Boise, Idaho 83701

Respectfully submitted this 10th day of December, 2007.

HOLLAND & HART LLP

By



Linda B. Jones, for the firm
Attorneys for Mallard Farms Limited Liability
Company and W & H Limited Liability
Company

CERTIFICATE OF SERVICE

I hereby certify that on this 10th day of December, 2007, I caused to be served a true and correct copy of the foregoing by the method indicated below, and addressed to the following:

Original to: Clerk of the District Court Snake River Basin Adjudication 253 Third Avenue North P.O. Box 2707 Twin Falls, ID 83303-2707	☐ U.S. Mail ☐ Hand Delivered ☒ Overnight Mail ☐ Telecopy (Fax)
Copies to: Riverside Irrigation District P.O. Box 1080 Parma, ID 83660 <i>Party Filing Objection</i>	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)
E. Gail McGarry USA acting through the Dept. Of Int., Bur. of Rec., Reg. Dir. PN Code-3100 1150 N. Curtis Rd., Ste. 100 Boise, ID 93706-1234 <i>Respondent</i>	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)
Mallard Farms Limited Liability Company 504 N. Phillippi St. Boise, ID 83706 <i>Water Right Claimant</i>	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)
W & H Limited Liability Company 504 N. Phillippi St. Boise, ID 83706 <i>Water Right Claimant</i>	☒ U.S. Mail ☐ Hand Delivered ☐ Overnight Mail ☐ Telecopy (Fax)

IDWR Document Depository
322 East Front Street
P.O. Box 83720
Boise, ID 83720-0098



U.S. Mail



Hand Delivered



Overnight Mail



Telecopy (Fax)


for HOLLAND & HART LLP

BOI:3580339_1.DOC

RECEIVED
JUN 19 2007
DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA) A. Subcase 63-2611B
(Insert water right number)
)
Case No. 39576) STANDARD FORM 1
) OBJECTION
_____)

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Riverside Irrigation District
Address: PO Box 1080
Parma, ID 83660
Daytime Phone: 208-880-3449

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTOR'S REPORT

Name: W & H Partnership LLC
Address: 504 N. Phillippi Street
Boise, ID 83706

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Riverside Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10. ☐ **I object because:**

☐ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Riverside Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Riverside Irrigation District. Proposed waste water remark does not sufficiently protect original appropriator.

F. VERIFICATION (must be completed)

State of IDAHO)
County of ADA) ss.

ALBERT P. BARLETZ, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

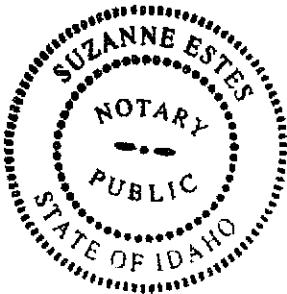
(Signature of person filing objection)

Albert P. Barletz

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 18, 2007

Suzanne Estes
Notary Public for Idaho
Residing at: Boise
My Commission Expires: June 1, 2012



INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on JUN 18 2007, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

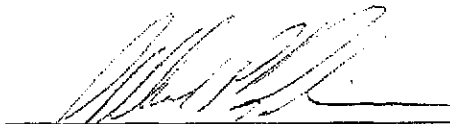
Name: W & H Partnership LLC
Address: 504 N. Phillippi Street
Boise, ID 83706

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

12/10/2006

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

RIGHT NUMBER: 63-2611B

NAME AND ADDRESS: W & H PARTNERSHIP LLC
504 N PHILLIPPI ST
BOISE ID 83706

SOURCE: BALDRIDGE DRAIN
MEADOWS DRAIN

TRIBUTARY: BOISE RIVER
TRIBUTARY: BOISE RIVER

QUANTITY: 2.280 CFS

PRIORITY DATE: 03/13/1944

POINT OF
DIVERSION: T05N R05W S27 NWNW Within CANYON County
T05N R05W S27 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	2.280 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R05W S21 Lot 7 SWNE	20.00	T05N R05W S21 Lot 8 SENE	13.00
T05N R05W S21 Lot 6 SENW	16.00	T05N R05W S21 Lot 9 NESE	30.00
T05N R05W S21 NWSE	12.00	T05N R05W S22 Lot 4 SWNW	1.00
T05N R05W S22 Lot 3 NWSW	22.00		

114 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this water is combined with water from Haas Ditch Co.

Right No. 63-2611A is also diverted through point of diversion described above.



State of Idaho
Idaho Department of Water Resources
Western Region

T5N R5W SECTIONS 21, 22 and 27
Water Right: 63-2611B



1320 0 1320 2640 3960 5280 Feet

TOTAL IRRIGATED ACRES = 114



⊗ Point of Diversion

□ Place of Use

□ Section Lines

□ Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: September 2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2611B V1

WATER RIGHT NUMBER: 63-2611B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLOTTIE D ALLEN
Original Owner	PARMA, ID 83660 NORMAN L WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	BARBARA WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	DONALD L WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	M DELPHINE WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Current Owner	W & H PARTNERSHIP LLC 504 N PHILLIPPI ST BOISE, ID 83706 (208)323-7767

Priority Date: 03/13/1944

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
BALDRIDGE DRAIN	BOISE RIVER
MEADOWS DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	2.280 CFS	
	<u>Total Diversion:</u>	2.280 CFS	

Location of Point(s) of Diversion

MEADOWS DRAIN	NW1/4NW1/4	Sec. 27, Twp 05N, Rge 05W, B.M.
CANYON County		
BALDRIDGE DRAIN	NW1/4NW1/4	Sec. 27, Twp 05N, Rge 05W, B.M.
CANYON County		

Place of Use

IRRIGATION

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2611B V1

		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 05W 21				20.0	13.0				16.0					30.0	12.0			91.0
				L 7	L 8				L 6					L 9				
05N 05W 22								1.0				22.0						23.0
								L 4				L 3						

Total Acres: 114

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. Use of this water is combined with water from Haas Ditch Co.
3. F05 Right No. 63-2611A is also diverted through point of diversion described above.

Remarks:Comments:

1. vmusic 9/12/2006 POD

Comment: LOCATED ON THE MEADOW AND BALDRIDGE DRAINS. CANNOT LOCATE 2 DIFFERENT DRAINS IN LICENSE FILE OR ON TOPO MAP. CLAIMANT DID NOT INCLUDE MAP OF POD WITH CLAIM. NOT A BOISE R DIRECT DIVERSION. NO BOISE R CONDITIONS REQUIRED. WATER CARRIED BY RIVERSIDE. SEE CONSENT IN LICENSE AND CLAIM FILES.

2. vmusic 9/12/2006 CLAIM

Comment: CLAIM IS FOR 2.62 CFS AND 114 ACRES. HAD TO REDUCE Q TO THE .02 CFS/ ACRE LICENSED.

3. vmusic 9/12/2006 OWNERSHIP

Comment: CLAIMANT ALSO OWNS A PORTION

Water Supply Bank:



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 14, 2001

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

W & H PARTNERSHIP LLC
504 N PHILLIPPI ST
BOISE ID 83706

Re: Notice of Claim to a Water Right No. A63-02611B

Dear Claimant(s):

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

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure

DATE: 03/02/01
PAGE: 1

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	

WR5809NP
No. 63-02611

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/02/01
PAGE: 1

OWNER CODE: C
NAME & ADDRESS: CHARLOTTIE D. ALLEN
PARMA ID 83660
PRIORITY DATE: 03/13/1944
WATER USE: IRRIGATION
USE PERIOD FROM TO: 00/00 00/00
DIVERSION RATE: 5.100 CFS
DIVERSION VOLUME: 5.100 CFS
TOTAL DIVERSION: 5.100 CFS

Water Source: MEADOWS DRAIN
BALDRIDGE DRAIN
Tributary to: BOISE RIVER
BOISE RIVER
Stage: LICENSE
CANYON County

Point(s) of Diversion: T05N R05W S27 NENW NUNW

Place of use Legal Description for: IRRIGATION

		NE		NW		SW		SE			
		MENE MUNE SWNE SENE		NENW NUNW SWNW SENW		NESW NUNSW SWSW SESW		NESE MUSE SWSE SESE			
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
05N	05W	21	25	40	40	25	20	30	30	15	175.0
05N	05W	22									80.0
										TOTAL ACRES	255.0

Pou County: CANYON

Remarks: GEN P/D IN NW1/4, SEC. 27, T5N, R5W.
MEADOWS DRAIN & BALDRIDGE DRAIN TRIB. TO BOISE RIVER.

Dates: App. Received: Priority Date: 03/13/1944
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Bock, Susan

From: Marci66@aol.com
Sent: Thursday, March 01, 2001 5:40 PM
To: sbock@idwr.state.id.us
Subject: Legal Descriptions



2611b_p1.ZIP

Sue -

I'm sending you the other two parcel shapefiles from the stuff you sent me a while ago. These are two parcels for water right 63-02611B. This was a rather tricky one for a couple of reasons. First, they used goofy descriptions in some places. For instance, they would state something like "thence south along the east side of Lot Four and Lot Three to the Southeast corner of Lot Three". That gives me no indication of an actual distance or bearing, and as you know, sections and 1/4 1/4s in Idaho NEVER run exactly north, south, east or west! So for those, I just had to measure a bearing and distance to get me where I needed to end up. It worked, but it was somewhat time-consuming. The other complicating factor was that I think there was an error somewhere in the description for parcel 1. I stopped ending up where I was supposed to when I got about half way through the description. The point where it said I was supposed to be 81.3 ft north of the southeast corner of Lot 4, I was actually 218.3 ft north of that corner. I just corrected it at that point and went on from there. So if anyone's interested in where the error probably is, I would say it's somewhere around the 17 if you use the vertical column of numbers on the left side of the page.

Sorry to go through such a long explanation of what I did, but I wanted to explain what I did, since I made a correction in the description.

Marci

January 25, 2000

RECEIVED
JAN 27 2000
WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RE: Change of ownership
Water rights

To whom it may concern:

Enclosed are documents for water rights, change of ownership.

If I can be of further assistance, please contact me at
(208) 323-7767.

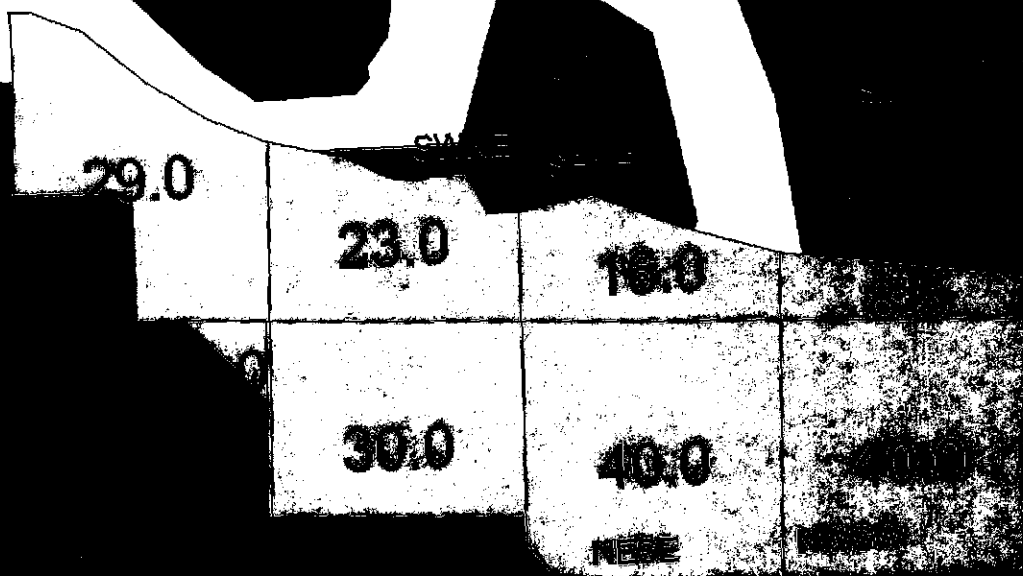
Best Regards,



Gerald A. Waller
General Partner
W&H Partnership, LLC

DATE: 08/31/95
PAGE: 1

Dates:	Exam Made Date:	Verified Date:	05/20/1985
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:



Desktop Review/VLM

**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 completeClaim No(s) 63-2611 B

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: Meadow & Baldridge drains Tributary to Pool R.

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

POINT OF DIVERSION 1 pot

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

GBL claim**OVERLAP REVIEW**

Other water rights with the same point of diversion:

63-2611 A

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

different acres**WATER USES**claimed 2.02 cfs/latic. reduced Q☒ No change☐ Different UsesUse irrig From 311 To 1115 Amount 2.29 CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater onlyNA☐ 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	

Overlap with other water rights: none

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

Delivery System Narrative: See dam

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

See HAAS DITCH CO.
FGS 63-2611A also diverted here
 (not a Boise R. direct diversion - no
 Boise R conditions needed.)

- (1) not a Boise R. direct diversion - no Boise R. conditions
- (2) claimant currently owns both A & B portions
- (3) Riverside Canal Co. carries water - consent in highest claim file.

AFTER EXAM THE FILE SHOULD CONTAIN:

- NA ☒ 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: 9-12-06

FIELD EXAMINER: Wick Musick

MEMORANDUM TO CLAIM FILE

TO: CLAIM FILE NOS. 63-2611 A & B
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN REGION
SUBJECT: CLAIM ANALYSIS
DATE: 9/12/2006
CC:

Water rt. no. 63-2611 was a license issued to Charlotte Allen for 5.1 cfs from the Meadows and Baldridge drains tributary to the Boise R. for irrigation of 255 acres in 5N 5W S 21 and 22. The duty of water is 0.02 cfs/acre. The Allens sold the property and license to the Walkers in 1981. During claims taking, Mallard Farms and the Walkers claimed portions of the license. Mallard Farms claimed 241 acres and 4.82 cfs and the Walkers claimed 114 acres and 2.62 cfs. Hence, the license is overclaimed by 100 acres and 2.41 cfs.

In 2001, the Walkers sold their portion of the licensed right and appurtenant land to W & H Partnership LLC. The deed states that the appurtenant water right consists of 131.14 " (2.62 cfs). IDWR ran a metes and bounds from the legal description in the deed which indicates that 188.5 acres was sold. Interestingly, the same people own both Mallard Farms and W&H. According to the Canyon Co. assessor information on Arcview, the current owner of all of the property is W&H. No change of ownership has been filed on the A portion.

Though the B claim is for 2.62 cfs, only 114 acres are claimed so I had to reduce the quantity to 2.28 cfs. For the A portion, based on the original licensed acres and the property owned and conveyed under B, I recommended 114 acres and 2.28 cfs. The additional acres claimed in the A portion were owned by the Walkers or were never licensed.

It is just a coincidence that the acres are the same as B. The property also has appurtenant Boise R. decreed rights (Haas Ditch Co.) so there is no way to really establish an accomplished transfer in POU. So, the A portion overclaimed and the B portion underclaimed the license. The licensed water is carried by the Riverside Irrigation District.

Seems like the best thing to do is recombine the splits into the parent. If the claimant contacts me, will suggest an amended claim for the parent.

VLM

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2611B V1

WATER RIGHT NUMBER: 63-2611B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CHARLOTTIE D ALLEN PARMA, ID 83860
Original Owner	NORMAN L WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	BARBARA WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	DONALD L WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Original Owner	M DELPHINE WALKER 8216 BRYNWOOD DR BOISE, ID 83704 (208)375-9036
Current Owner	W & H PARTNERSHIP LLC 504 N PHILLIPPI ST BOISE, ID 83706 (208)323-7767

Priority Date: 03/13/1944

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
BALDWIN DRAIN	BOISE RIVER
MEADOWS DRAIN	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	2.620 CFS	

Total Diversion: 2.620 CFS

Location of Point(s) of Diversion

MEADOWS DRAIN	NE1/4NW1/4NW1/4	Sec. 27, Twp 05N, Rge 05W, B.M.
CANYON County		

BALDWIN DRAIN	NE1/4NW1/4NW1/4	Sec. 27, Twp 05N, Rge 05W, B.M.
CANYON County		

Place of Use

Twp	Rge	Sec	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
05N	05W	21			17.0 L7	13.0 L8	1.0			16.0 L6					22.0 L3		3.0 L9	0.0	91.0
05N	05W	22						1.0 L4											23.0

Total Acres: 114

owns ~ 140

138-285" conveyed in deed
 (31.14" (0.02) = 2.62 CFS

$$(114 \text{ ac})(0.02 \text{ cfs/ac}) = 2.28 \text{ cfs}$$

not in NE NW per previous
 rec 18
 4011c
 4011c
 2.5 ac
 rec 21
 20
 not lic.
 acc for
 pay per
 1087 annual
 not claimed by per
 15 A
 no acc
 87 annual

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. COPIES OF ABSTRACT MAPS ATTACHED.
COPY OF DEED SPLITTING THE INITIAL WATER RIGHT DESCRIBED BY THE LICENSE TO ALLEN IS ATTACHED.
Ownership changed by DB 3/13/2001.

Remarks:

Comments:

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: AND
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:

Idaho Department of Water Resources

Claim Number: 63-02611B

Legal: T05N, R05W, S21 & 22

Reviewed By:

Can't identify - not in NE portion per Aerial

Open area

☉ Point of Diversion *4445*

North portion

Place of Use

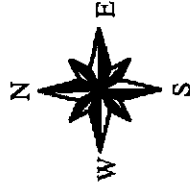
Section Lines

Quarter Quarter Lines

1987 Napp Photo

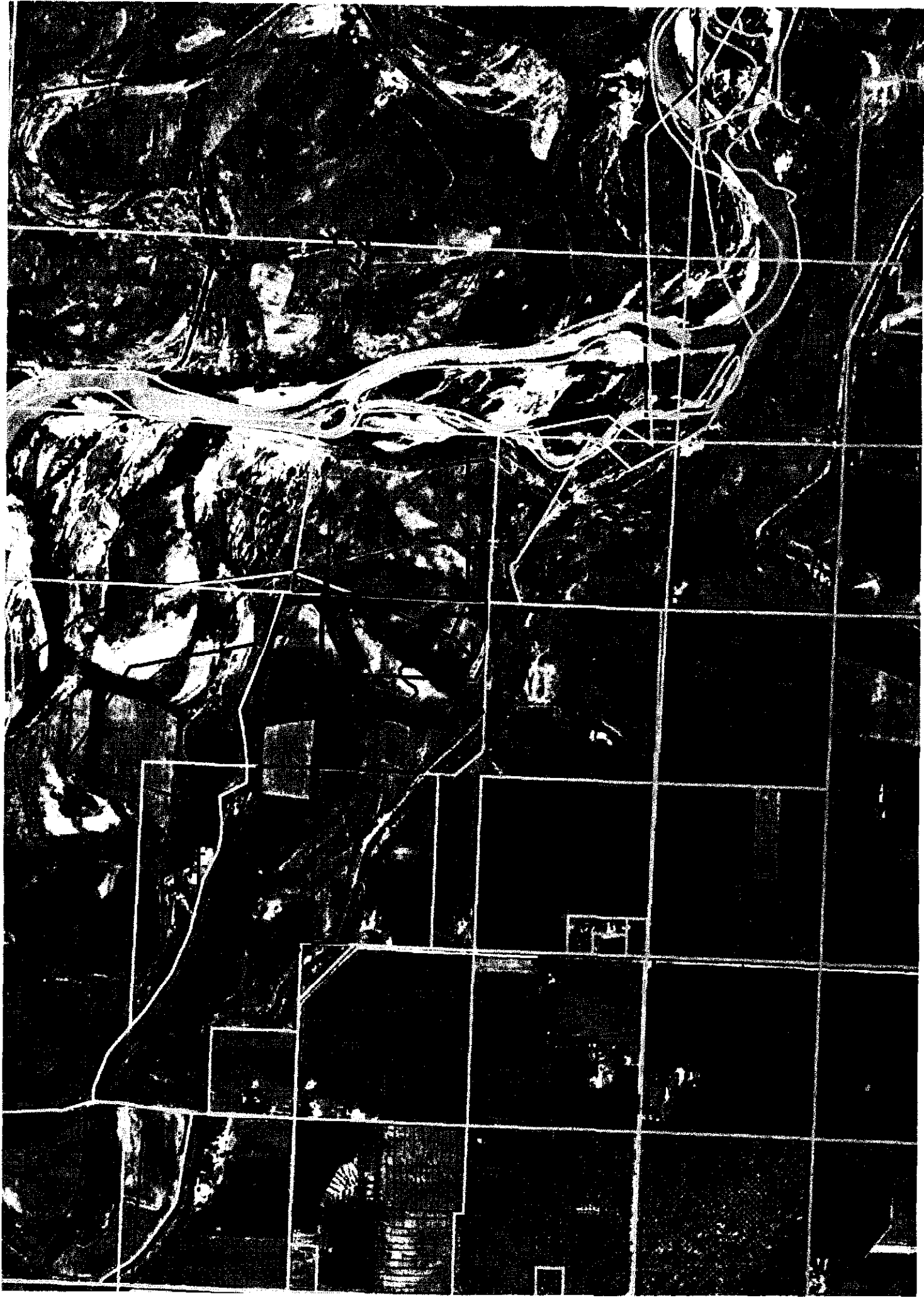


0 0.25 0.5 0.75 1 Miles



COULD NOT "IDENTIFY" QQ IN ARCVIEW
REC IN SENW

63-2611B - 2004 AERIAL WITH POU [GREEN], TAXLOTS [LT BLUE] AND POD



63-2611B - 1939 AERIAL WITH POU [GREEN], TAXLOTS [LT BLUE] AND POD

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2611B

09/12/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-2611	Claim	05N	05W	27	NW	NW		BOISE RIVER SNAKE RIVER	
63-2611B	Claim	05N	05W	27	NW	NW		BALDWIN DRAIN BOISE RIVER	W & H PARTNERSHIP LLC
63-2611B	Claim	05N	05W	27	NW	NW		MEADOWS DRAIN BOISE RIVER	W & H PARTNERSHIP LLC
63-2611	Water Right	05N	05W	27	NW	NW		MEADOWS DRAIN BOISE RIVER	CHARLOTTIE D ALLEN

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2611B**

09/12/2006

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Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
172A	Claim	05N	05W	21	SW	NE		IRRIGATION	23/241	MALLARD FARMS A PARTNERSHIP
172B	Claim	05N	05W	21	SW	NE		IRRIGATION	38/632	HAAS DITCH CO
202A	Claim	05N	05W	21	SW	NE		IRRIGATION	23/241	MALLARD FARMS A PARTNERSHIP
202B	Claim	05N	05W	21	SW	NE		IRRIGATION	38/632	HAAS DITCH CO
1611A	Claim	05N	05W	21	SW	NE		IRRIGATION	23/241	MALLARD FARMS A PARTNERSHIP
2611	Water Right	05N	05W	21	SW	NE		IRRIGATION	40/255	CHARLOTTIE D ALLEN
1611B	Claim	05N	05W	21	SW	NE	7	IRRIGATION	17/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	21	SW	NE	7	IRRIGATION		CHARLOTTIE D ALLEN
172A	Claim	05N	05W	21	SE	NE		IRRIGATION	28/241	MALLARD FARMS A PARTNERSHIP
172B	Claim	05N	05W	21	SE	NE		IRRIGATION	32/632	HAAS DITCH CO
202A	Claim	05N	05W	21	SE	NE		IRRIGATION	28/241	MALLARD FARMS A PARTNERSHIP
202B	Claim	05N	05W	21	SE	NE		IRRIGATION	32/632	HAAS DITCH CO
1611A	Claim	05N	05W	21	SE	NE		IRRIGATION	28/241	MALLARD FARMS A PARTNERSHIP
2611	Water Right	05N	05W	21	SE	NE		IRRIGATION	40/255	CHARLOTTIE D ALLEN
1611B	Claim	05N	05W	21	SE	NE	8	IRRIGATION	13/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	21	SE	NE	8	IRRIGATION		CHARLOTTIE D ALLEN
172A	Claim	05N	05W	21	NE	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP
172B	Claim	05N	05W	21	NE	NW		IRRIGATION	39/632	HAAS DITCH CO
202A	Claim	05N	05W	21	NE	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP
202B	Claim	05N	05W	21	NE	NW		IRRIGATION	39/632	HAAS DITCH CO
1611A	Claim	05N	05W	21	NE	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP
1611B	Claim	05N	05W	21	NE	NW		IRRIGATION	1/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	21	NE	NW	4	IRRIGATION		CHARLOTTIE D ALLEN
172A	Claim	05N	05W	21	SE	NW		IRRIGATION	8/241	MALLARD FARMS A PARTNERSHIP
172B	Claim	05N	05W	21	SE	NW		IRRIGATION	27/632	HAAS DITCH CO
202A	Claim	05N	05W	21	SE	NW		IRRIGATION	8/241	MALLARD FARMS A PARTNERSHIP
202B	Claim	05N	05W	21	SE	NW		IRRIGATION	27/632	HAAS DITCH CO
-226	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2611B

09/12/2006

2

Right #	Type	Tw	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-227	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-228	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-229	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-299	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-300	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2279	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2374	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2389	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2611A	Claim	05N	05W	21	SE	NW		IRRIGATION	8/241	MALLARD FARMS A PARTNERSHIP
4007	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4008	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4010	Claim	05N	05W	21	SE	NW		IRRIGATION	20/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2611	Water Right	05N	05W	21	SE	NW		IRRIGATION	25/255	CHARLOTTIE D ALLEN
21623	Water Right	05N	05W	21	SE	NW		DOMESTIC		RAY OBENDORF
2611B	Claim	05N	05W	21	SE	NW	6	IRRIGATION	16/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	21	SE	NW	6	IRRIGATION		CHARLOTTIE D ALLEN
2279	Water Right	05N	05W	21	SE	NW	6	IRRIGATION	33/4496	THE RIVERSIDE IRRIGATION DIST LTI
172B	Claim	05N	05W	21	NE	SE		IRRIGATION	38/632	HAAS DITCH CO
202B	Claim	05N	05W	21	NE	SE		IRRIGATION	38/632	HAAS DITCH CO
-226	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-227	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-228	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-229	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-299	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
-300	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2279	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2374	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2389	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2611B**

09/12/2006

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
4007	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4008	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4010	Claim	05N	05W	21	NE	SE		IRRIGATION	5/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2279	Water Right	05N	05W	21	NE	SE		IRRIGATION	24/4496	THE RIVERSIDE IRRIGATION DIST LTI
2611	Water Right	05N	05W	21	NE	SE		IRRIGATION	30/255	CHARLOTTIE D ALLEN
2611B	Claim	05N	05W	21	NE	SE	9	IRRIGATION	34/114	W & H PARTNERSHIP LLC
26202	Water Right	05N	05W	21	NE	SE	9	IRRIGATION		CHARLOTTIE D ALLEN
172B	Claim	05N	05W	21	NW	SE		IRRIGATION	13/632	HAAS DITCH CO
202B	Claim	05N	05W	21	NW	SE		IRRIGATION	13/632	HAAS DITCH CO
2226	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2227	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2228	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2229	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2299	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2300	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2279	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2374	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2389	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
2611B	Claim	05N	05W	21	NW	SE		IRRIGATION	10/114	W & H PARTNERSHIP LLC
4007	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4008	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
4010	Claim	05N	05W	21	NW	SE		IRRIGATION	30/7139.3	THE RIVERSIDE IRRIGATION DIST LTI
8701	Claim	05N	05W	21	NW	SE		IRRIGATION	9/86	RAY OBENDORF
26202	Water Right	05N	05W	21	NW	SE		IRRIGATION		CHARLOTTIE D ALLEN
2279	Water Right	05N	05W	21	NW	SE		IRRIGATION	24/4496	THE RIVERSIDE IRRIGATION DIST LTI
2611	Water Right	05N	05W	21	NW	SE		IRRIGATION	15/255	CHARLOTTIE D ALLEN
8701	Water Right	05N	05W	21	NW	SE		IRRIGATION	9/86	RAY OBENDORF
172A	Claim	05N	05W	22	SW	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2611B**

09/12/2006

4

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
172B	Claim	05N	05W	22	SW	NW		IRRIGATION	33/632	HAAS DITCH CO
202A	Claim	05N	05W	22	SW	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP
202B	Claim	05N	05W	22	SW	NW		IRRIGATION	33/632	HAAS DITCH CO
2611A	Claim	05N	05W	22	SW	NW		IRRIGATION	33/241	MALLARD FARMS A PARTNERSHIP
2611	Water Right	05N	05W	22	SW	NW		IRRIGATION	30/255	CHARLOTTIE D ALLEN
2611B	Claim	05N	05W	22	SW	NW	4	IRRIGATION	1/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	22	SW	NW	4	IRRIGATION		CHARLOTTIE D ALLEN
172B	Claim	05N	05W	22	NW	SW		IRRIGATION	29/632	HAAS DITCH CO
178B	Claim	05N	05W	22	NW	SW		IRRIGATION	20/	TREE TOP RANCHES LP
202B	Claim	05N	05W	22	NW	SW		IRRIGATION	29/632	HAAS DITCH CO
-130	Water Right	05N	05W	22	NW	SW		IRRIGATION		THOMAS ANDREWS
2611	Water Right	05N	05W	22	NW	SW		IRRIGATION	30/255	CHARLOTTIE D ALLEN
2611B	Claim	05N	05W	22	NW	SW	3	IRRIGATION	22/114	W & H PARTNERSHIP LLC
-202	Water Right	05N	05W	22	NW	SW	3	IRRIGATION		CHARLOTTIE D ALLEN

For new filing

CONSENT

We, the undersigned, Commissioners of the Riverside Irrigation District (a drainage district organized and existing under the laws of the State of Idaho), hereby give and grant on behalf of the said Riverside Irrigation District a permit to Charlotte D. Allen, a widow, of Parma, Idaho to appropriate and use six second feet of water from the Meadows and Baldrige Drain, as now located within the said Riverside Irrigation District, at a point of diversion thereon located at approximately the following point of diversion in Canyon County, Idaho, to-wit:-

At a point about 1,320 feet East, and 400 feet South from the northwest corner of Section 27, Township 5 North, Range 5 West of the Boise Meridian,

Said water from said Meadows and Baldrige Drain, to be used by the said Charlotte D. Allen, her heirs, executors, administrators, successors and assigns, upon the following described lands in Canyon County, Idaho, to-wit:-

The NE $\frac{1}{4}$ of the NE $\frac{1}{4}$; the SW $\frac{1}{4}$ of the NE $\frac{1}{4}$; the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$; SE $\frac{1}{4}$ of the NW $\frac{1}{4}$; NE $\frac{1}{4}$ of SE $\frac{1}{4}$, and NW $\frac{1}{4}$ of SE $\frac{1}{4}$, all in Section 21, Twp. 5 North, Range 5 West of the Boise Meridian, containing 215 acres.

and
The NW $\frac{1}{4}$ of the NW $\frac{1}{4}$; SW $\frac{1}{4}$ of the NW $\frac{1}{4}$; and NW $\frac{1}{4}$ of the SW $\frac{1}{4}$, all in Section 22, Twp. 5 North, Range 5 West of the Boise Meridian, containing 107 acres.

Dated at Parma, Idaho, March 13, 1944.

RIVERSIDE IRRIGATION DISTRICT

By

W. H. Kniffel
Ralph Stark
C. D. Allen

Commissioners.

19493

State of Idaho License and Certificate of Water Right

Water License No. 19493 Amount 5.1 second feet
 Water District No. _____ Priority March 13, 1944

THIS IS TO CERTIFY that CHARLOTTIE D. ALLEN
 of Parma, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 13, 1944; that Permit No. 19493
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 6 second feet, was issued thereunder on July 6, 1944, showing that said works
 were completed on the 29th day of June, 1944; and that on the 29th
 day of July, 1944,
 CHARLOTTIE D. ALLEN

of Parma, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of Meadows & Baldrige Drain
 , a tributary of Boise River, for the purpose of agricultural use
 (irrigation), under Use Permit No. 19493 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is
 State Reclamation Engineer
 hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7
 of Licenses, at page 4285, on the 5th day of March, 1944;
 The right hereby confirmed dates from March 13, 1944;

The Point of Diversion is located about 1320 ft. E. and 400 ft. S. from N W corner Section 27, and
 in the NW $\frac{1}{4}$ $\frac{1}{4}$ Sec. 27, Tp. 5 N., R. 5 W., B.M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid,
 is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 5.1
 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	5 W.	21	NE $\frac{1}{4}$ NE $\frac{1}{4}$	25	25 $\frac{1}{2}$
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40 $\frac{1}{2}$
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40 $\frac{1}{2}$
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	30	25 $\frac{1}{2}$
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	30 $\frac{1}{2}$
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	30	15 $\frac{1}{2}$
		22	NW $\frac{1}{4}$ NW $\frac{1}{4}$	35	20 $\frac{1}{2}$
			SW $\frac{1}{4}$ NW $\frac{1}{4}$	37	30 $\frac{1}{2}$
			NW $\frac{1}{4}$ SW $\frac{1}{4}$	35	30 $\frac{1}{2}$
			Number of acres actually irrigated ...		255

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

WITNESS the seal and signature of the State Reclamation Engineer
 Commissioner of Reclamation, affixed at Boise, Idaho,
 this 5th day of March, 1944

MARK R. KULP

State Reclamation Engineer

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 19483

This proof is for Beneficial use In Water District No. _____

1. Name of applicant Charlotte D. Allen- C/o Ernest Anderson, Att'y.-at-Law- Parma, Idaho

2. Source of water supply: Meadows & Baldrige Drain

3. Location of point of diversion: Is in the NE $\frac{1}{4}$ of Section 27

T. 5 N. R. 5 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: A Lumber Check Dam 12 feet long, 8 feet wide, and 7 feet deep with stop log control, and a Headgate structure of concrete, 5 feet wide X 5 feet high with outlet culvert 4 feet X 4 feet in section discharging to a ditch of 6 feet width X 1 to 1 $\frac{1}{2}$ feet in depth.

5. Water is used for: Irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 21;
NW $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 22;
All in Twp. 5 N., Range 5 W., B. M.

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

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

Remarks _____

A Concrete Control Structure 9 feet long, 8 feet high, and 10 feet wide is located 70 feet below the point of diversion.

However, it has no wing walls, is more or less washed out at the sides, and is not at present in a usable condition.

This examination was made on the 26th day of Sept, 1945.

(Signed)

Ernest A. Anderson
Examiner.

17
Charlotte D. Allen
O/o Ernest Anderson, Att'y.
Farm, Idaho
Permit No. 19493

Examination for Beneficial use

County Canyon

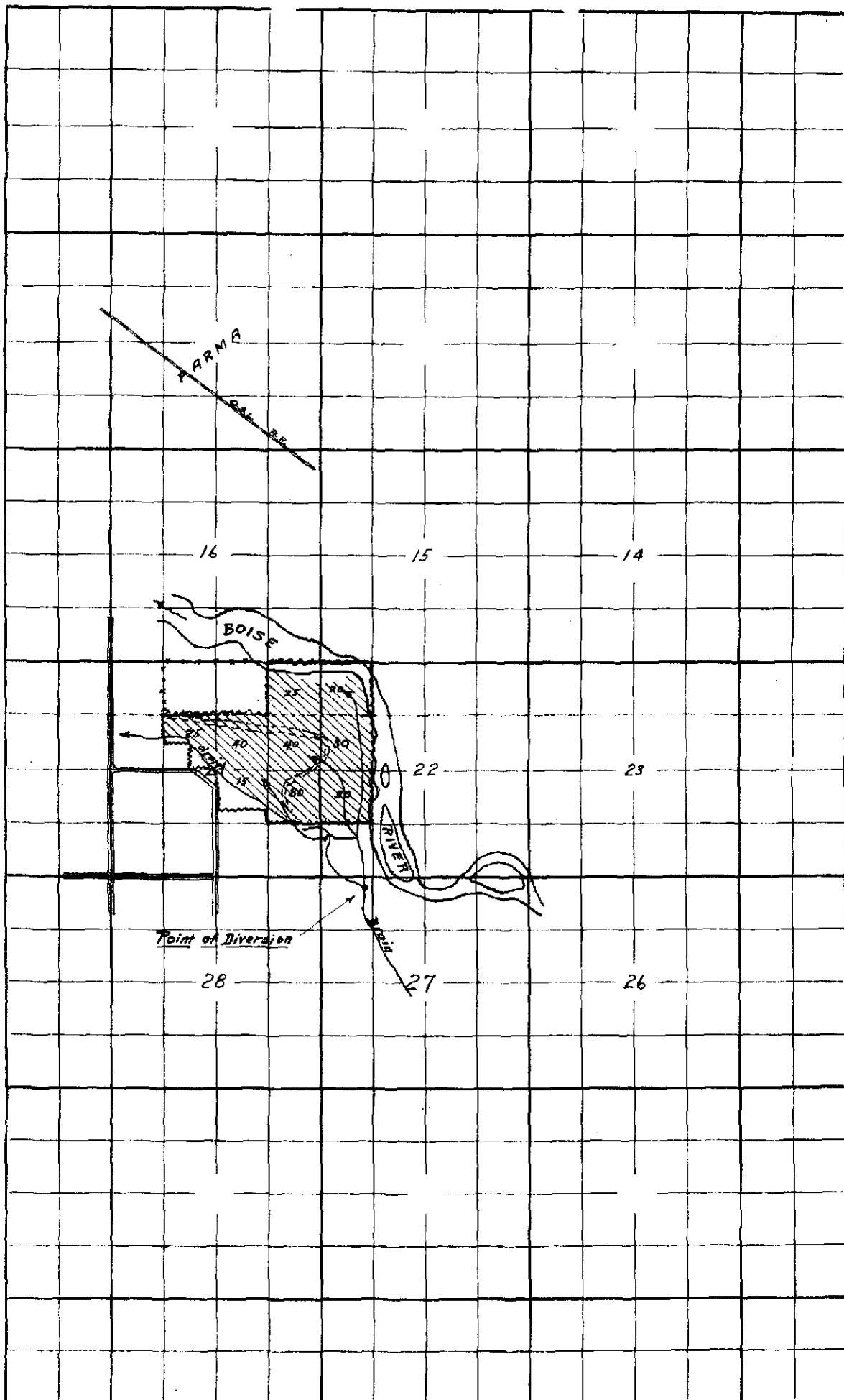
RECEIVED

FEB 23 1946

Department of Agriculture

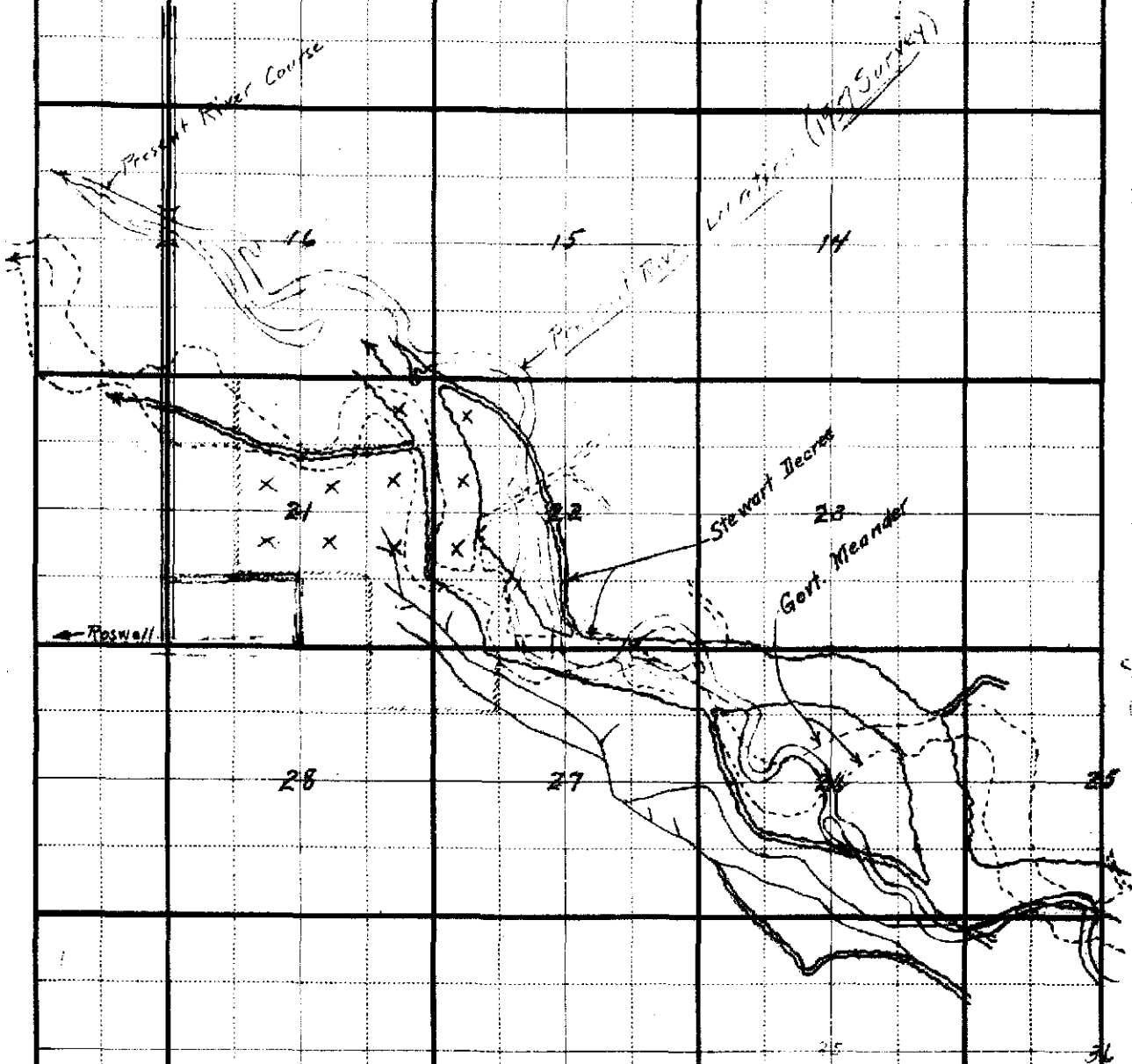
INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make a plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.



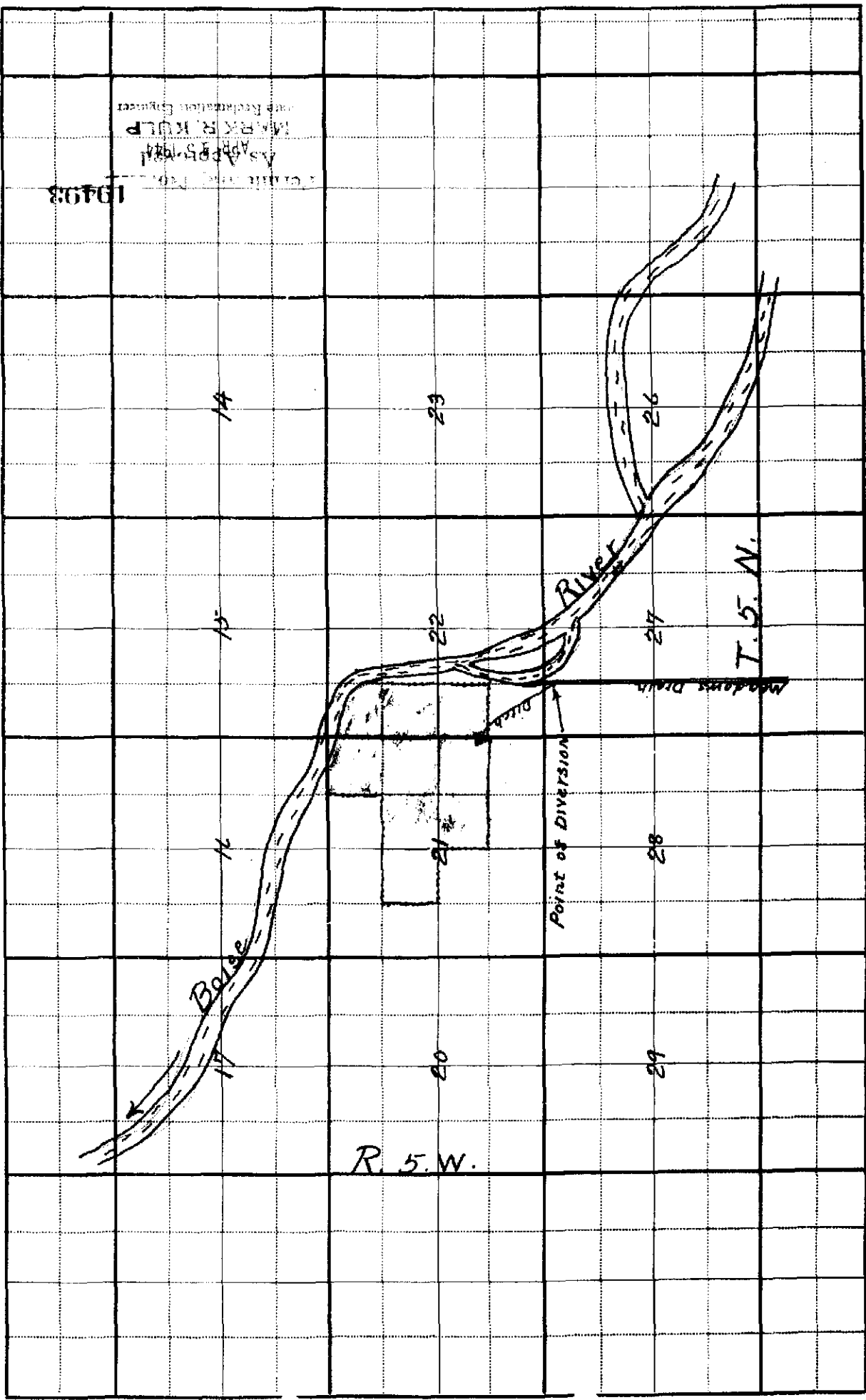
SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

19493



Area (Acres) (approx.)

45	35	25	70
195	35	40	147
75	24	30	22
250	30	40	322
77			Owner



1949

As Surveyor
MARK R. KULP
Civil Engineer