

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic household purposes from 1-1 to 12-31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimis acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	34	D	D															
			Location of well																

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

Settlers Irrigation District files the claim for the water right for 4.85 acres at 11655 McMillan Road, Boise, ID 83704 or None ()

14. Remarks: Lot 12, BIK 1, Big Sky Sub. 001300010120

4N 1E 34

Settlers Irrigation District files the claim for the water right for 4.85 acres at 11655 McMillan Road, Boise, ID 83704

MICROFILMED

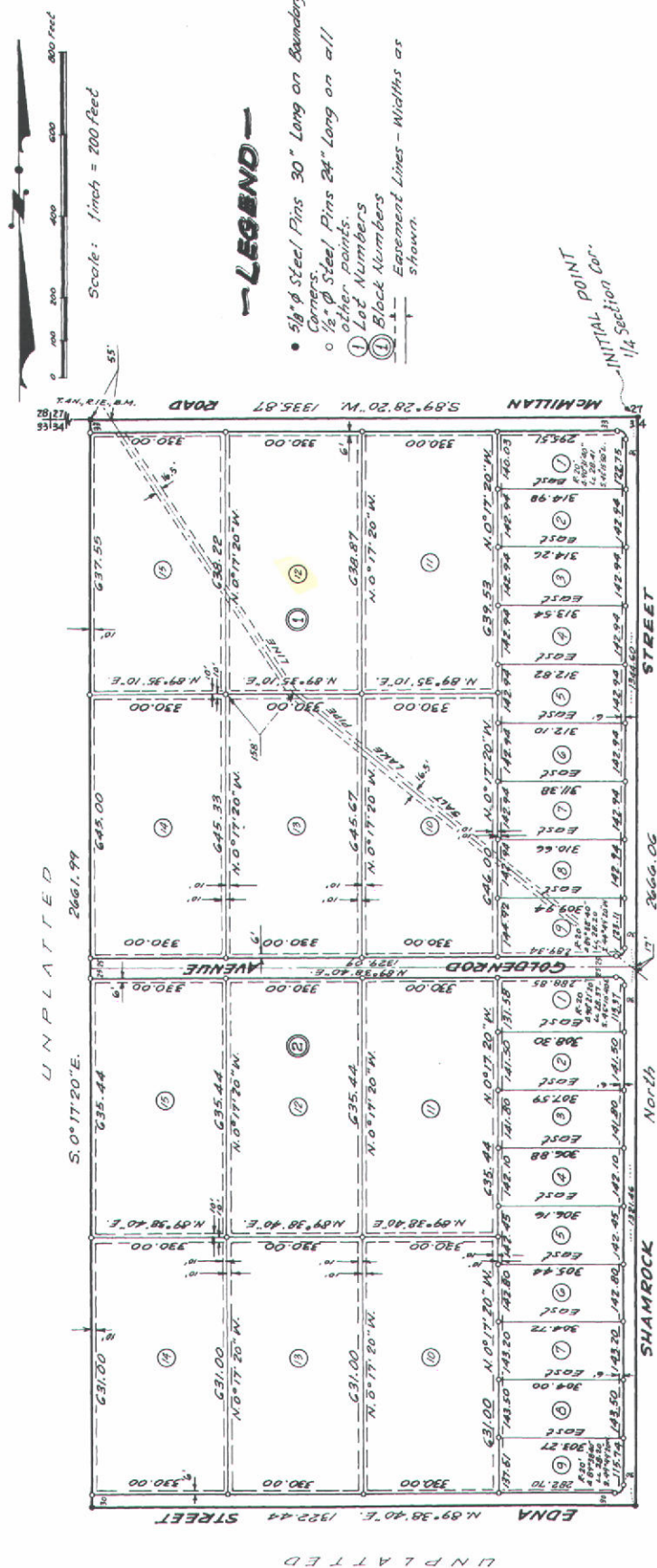
AUG 28 1992

Last Name Byrnes Ident No. _____

Copies: White -State, Yellow-Claimant

The E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, T.4 N., R.1 E., B.M.
ADA COUNTY, IDAHO

TUDOR ENGINEERING COMPANY
1802 No. 33rd. St. BOISE, IDAHO



Eagleson's Wstick Subdivision

BUILDING SETBACKS:

Front. 50 feet
Sides - 25 feet
Rear - 25 feet

Extrusive Lavas
No. 336842, 3-10-1970

Alfred, Jr. Co. - 4207
72721 ... 12-7 476

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 A103-18014Date Received 8-25-89Receipt Number W004983

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

AUG 25 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Byrnes Ellen L Phone (503) 253-0873Mailing Address 3844 N. E. 82nd Ave. PORTLAND OR. Zip 972202. Date of Priority (Only one (1) per claim) 1972 for the well3. Source of water supply (a) Ground water for well for domestic household use.
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 1E Section 34,
NE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of Ada

Additional points of diversion if any: _____

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

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

Govt. Lot _____ B.M., County of _____

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

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

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

Well, 150 feet depth, 3 horse power,
submersible pump, 6" metal casing, pipe to house. First use
July 1, 1972.
The EDWR Boise Office reported that their log recording the
drilling of wells in 1972 was not recorded in 1972. Their
records show no permit number in 1972 for this well.

MICROFILMED

AUG 28 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic, house hold purposes from 1-1 to 12-31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimis acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) One household, domestic use.

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	1E	34	"D"	"D"															
Location of well.																			
NE 1/4 of NW 1/4																			
Mr. Cliff Pepperjack of TOLR, Boise supplied the location of the well																			

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: Sattlers Irrigation District files the claim for the water or None ()
rights for 14.85 acres at 11655 McMillan Road, Boise, ID 83704
Lot 12, Bk 1, Big Sky Sub. 001300010120
4N 1E 34

MICROFILMED

AUG 28 1992

Last Name Byrnes Ident No. _____

Copies: White -State, Yellow-Claimant

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

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

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

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

UNRECORDED

SEP 8 5 30A

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic household purposes from 1-1 to 12-31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount 0.04 or 1.13

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is de minimis acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>4N</u>	<u>1E</u>	<u>34</u>	<u>D</u>	<u>D</u>															
			<u>Location of well</u>																

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
Settlers Irrigation District files the claim for the water right for 4.85 acres at 11655 McMillan Road, Boise ID 83704

14. Remarks: Lot 12, BIK 1, Big Sky Sub. 01300010120
4N 1E 34
Settlers Irrigation District files the claim for the water right for 4.85 acres at 11655 McMillan Road, Boise, ID 83704

MICROFILMED

AUG 28 1992

Last Name Byrnes Ident No. _____

Copies: White-State, Yellow-Claimant

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

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

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

Scale: 2 inches equals 1 mile

A 16x16 grid of 256 squares. Each square contains a small crosshair pattern, which is a central point with four short lines extending horizontally and vertically to the edges of the square. The grid is composed of solid black lines, and the crosshairs are also solid black. The overall pattern is a regular, repeating grid of these crosshair symbols.

~~MICROFILMED~~

AUG 28 1992

Last Name

Byrnes

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled

"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do yes do not _____

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

**SEE CONVERSATION
MEMO**

Number of attachments three

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

Signature of Claimant (s) Ellen L. Byrnes

Date August 21, 1989

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

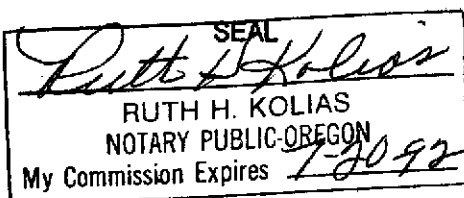
State of Oregon or _____)
County of Multnomah) SS.

Subscribed and sworn (or affirmed) before me this 22 day of August 19 89

Notary Public Ruth H. Koliass

Residing at 4233 N.E. Sandy

My Commission Expires 7-20-92



Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

MICROFILMED

AUG 28 1992

Last Name Byrnes Ident. Number _____

Copies White-State, Yellow-Claimant

ADA COUNTY ASSESSOR
650 MAIN
BOISE, IDAHO 83702
RETURN POSTAGE GUARANTEED
PARCEL NO. 80947850000
PROPERTY ADDRESS 11655

1989 ADA COUNTY ASSESSMENT NOTICE

PHONE 383-4410
156
MCMILLAN

THIS IS NOT A TAX BILL
R1 JUN 189

U.S. POSTAGE

0.15

PRE-POSTED

CODE	PROPERTY DESCRIPTION	LOTS/ACRES	MARKET VALUE FOR ASSESSMENT PURPOSE
150	RURAL SUB RESIDENTIAL LOT	4.85	58,200
370	RURAL SUB RESIDENTIAL BLOC		28,500

LEGAL DESCRIPTION

LOT 12 BLK 1
BIG SKY SUB
001300010120

NAME/ADDRESS

BYRNES ELLEN L
3344 N E 82ND
PORTLAND OR 97220

4N 1E 34

NE 1/4 of NW 1/4 1-208-383-4406

NOTICE OF VALUATION

052489

SHOULD YOU WISH TO PROTEST THE MARKET VALUE ESTIMATE ON THIS ASSESSMENT NOTICE, YOU MUST FILE A WRITTEN FORM OF PROTEST WITH THE COUNTY COMMISSIONER NO LATER THAN THE SECOND MONDAY OF JULY. "PROTESTS OF VALUATION" FORMS MAY BE PICKED UP AT THE COUNTY COMMISSIONER'S OFFICE, 650 MAIN. PROTESTS FILED LATER THAN THE 2ND MONDAY OF JULY CANNOT BE HEARD.

Assessor's number
ADDRESS CORRECTION REQUESTED
PLEASE KEEP THIS COPY FOR YOUR RECORDS

IMPORTANT INFORMATION ON REVERSE SIDE

August 21, 1989

To Idaho Water Resources Department:

Enclosed please find the following:

Ada County Assessment Notice
Notice of Claim to a Water Right
Warranty Deed
Check for filing fee in the amount of \$25.00
Property located at 11655 McMillan Road, Boise, ID
83704

Property owned by:
Ellen L. Byrnes
3844 N.E. 82nd Ave.
Portland, OR 97220

Sincerely,

Ellen L. Byrnes

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: A63-18014
Date Received: 8/25/1989
Receipt No: W004983
Received By: LE AN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELLEN L. BYRNES 503-253-0873
Address: 3844 N.E. 82ND AVE.
PORTLAND, OR 97220

2. Date of Priority: DEC 31, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01E	34	NE	NW			ADA

5. Description of diverting works:
150' WELL W/6" CASING, 1/3 HP PUMP, PIPE TO HOUSE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	34	NE	NE		DOMEST	
			NW	NE		DOMEST	

11. Place of use in counties: ADA

A63-18014

Page 1

Date: 10/06/89

MICROFILMED

AUG 28 1992

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

13. Other Water Rights Used:
SETTLERS IRRIGATION DIST.

14. Remarks:
LOT 12, BLOCK 1, BIG SKY SUB. 001300010120

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAWDATE: APR-13-1999
PAGE: A-1-----
RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 63-18014

NAME & ADDRESS: CROSS OF CHRIST EVANGELICAL
LUTHERAN CHURCH
5171 N BUCKBOARD PL
BOISE ID 83713

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1972

POINT OF DIVERSION: T04N R01E S34 NENW Within ADA County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within ADA County
T04N R01E S34 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE
PARCEL NO. R0947850060
PROPERTY ALSO KNOWN AS LOT 12, BLK 1, BIG SKY SUBDIVISION,
11655 MC MILLAN.

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	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Right 63-18014
_____	)	

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 63-18014

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
4/13/1999

63-18014

PAGE 1

From (Claimant/Seller):

Name of Claimant: ELLEN L BYRNES
Address: 3844 NE 82ND AVE
PORTLAND OR 97220
Phone: (503) 253-0873

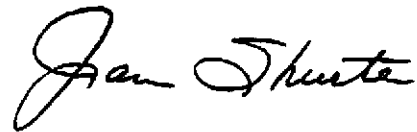
To (Claimant/Purchaser):

Name of Claimant: CROSS OF CHRIST EVANGELICAL
Address: LUTHERAN CHURCH
5171 N BUCKBOARD PL
BOISE ID 83713
Phone: (208) 375-3992

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 13, 1999



Signature of IDWR Representative

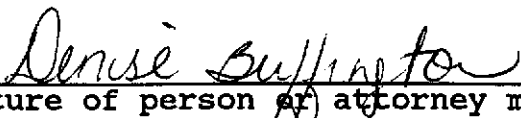
CERTIFICATE OF MAILING

I certify that on April 13, 1999 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

ELLEN L BYRNES
3844 NE 82ND AVE
PORTLAND OR 97220
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

CROSS OF CHRIST EVANGELICAL
LUTHERAN CHURCH
5171 N BUCKBOARD PL
BOISE ID 83713
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724



Signature of person or attorney mailing the form

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

RECEIVED

MAR 22 1999

WATER RESOURCES
WESTERN REGION

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

RECEIVED

MAR 31 1999

WATER RESOURCES
WESTERN REGION1. Water Right or Adjudication Claim No(s): 63-180142. 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 Ellen Brynes4. New Owner/Claimant(s) Cross & Christ ex. Lutheran ChurchName Connector (Check one): ☐ and, ☐ or, ☐ and/orNew Mailing Address 5171 No. Buckboard PlaceCity, State and ZIP Code Boise, Idaho 83713New Telephone Number (208) 375-39945. Date you acquired the property Dec. 1997

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 _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ 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) Richard Smith - PresidentMichael Pitt - SECRETARY

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign this 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.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at **Item 1**. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at **Item 2** is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at **Item 3**.
4. The name, mailing address, and telephone number of the new owner(s) is entered at **Item 4**. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At **Item 5**, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at **Item 6**.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at **Item 7**. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161



DEED OF TRUST

THIS DEED OF TRUST, Made this 12th day of December, 1997, BETWEEN CROSS OF CHRIST EVANGELICAL LUTHERAN CHURCH, INC., AN IDAHO CORPORATION herein called GRANTOR, whose address is 1672 E. Braemere Road, Boise, ID 83702; First American Title Company of Idaho, Inc., an Idaho corporation, herein called TRUSTEE, and ELLEN L. BYRNES, TRUSTEE, UNDER THE BYRNES LIVING TRUST, DATED DECEMBER 21, 1994 whose mailing address is 3844 N.E. 82nd Avenue, Portland, OR 97220-5038, herein called BENEFICIARY;

WITNESSETH: That Grantor does hereby irrevocably GRANT, BARGAIN, SELL AND CONVEY TO TRUSTEE IN TRUST, WITH POWER OF SALE, that property in the County of Ada, State of Idaho, described as follows and containing not more than forty acres:

Lot 12 in Block 1 of Big Sky Subdivision, according to the Official Plat thereof, filed in Book 22 of Plats at Page 1440, Official Records of Ada County, Idaho.

Beneficiary has agreed to substitute security as provided in Agreement for Substitution of Collateral dated December 12, 1997.

TOGETHER WITH the rents, issues and profits thereof, SUBJECT, HOWEVER, to the right, power and authority hereinafter given to and conferred upon Beneficiary to collect and apply such rents, issues and profits, for the purpose of securing payment of the indebtedness evidenced by a promissory note, of even date herewith, executed by Grantor in the sum of ONE HUNDRED THIRTY SIX THOUSAND SIX HUNDRED TEN AND NO/100 Dollars (\$136,610.00), final payment due January 8, 1999 and to secure payment of all such further sums as may hereafter be loaned or advanced by the Beneficiary herein to the Grantor herein, or any or either of them, while record owner of present interest, for any purpose, and of any notes, drafts or other instruments representing such further loans, advances or expenditures together with interest on all such sums at the rate therein provided. Provided, however, that the making of such further loans, advances or expenditures shall be optional with the Beneficiary, and provided, further, that it is the express intention of the parties to this Deed of Trust that it shall stand as continuing security until paid for all such advances together with interest thereon.

To protect the security of this Deed of Trust, Grantor agrees:

By the execution of this Deed of Trust and the Note hereby secured that provisions 1 to 6 inclusive of Part A and provisions 1 to 9 inclusive of Part B of the Deed of Trust wherein John B. Bell And Velda R. Bell were Grantors and Title and Trust Company was Trustee, which was recorded March 22nd, 1957, as Instrument No. 408028, at page 189 of Volume 291, Ada County, Idaho Mortgage Records, shall be and they are hereby incorporated and made an integral part hereof for all purposes as though set forth herein at length.

Request is hereby made that a copy of any Notice of Default and a copy of any Notice of Sale hereunder be mailed to the Grantor at his address hereinbefore set forth.

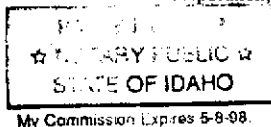
CROSS OF CHRIST EVANGELICAL LUTHERAN CHURCH,
AND IDAHO CORPORATION

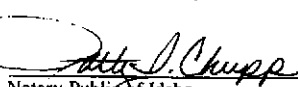
By: 
RICHARD GUTHMILLER, PRESIDENT

By: 
Michael Petet SECRETARY

STATE OF IDAHO)
SS.
COUNTY OF Ada)

On This 12th day of December, in the year 1997, before me, a Notary Public in and for said State, personally appeared RICHARD GUTHMILLER AND MICHAEL PETET, known or identified to me to be the PRESIDENT and SECRETARY of the Corporation that executed the instrument or the person who executed the instrument on behalf of said Corporation, and acknowledged to me that such Corporation executed the same.




Notary Public of Idaho
Residing at Boise
Commission expires: 5/8/98

First American Title Company of Idaho

DO NOT RECORD

THE FOLLOWING IS A COPY OF PROVISIONS 1 TO 6 INCLUSIVE OF PART A AND PROVISIONS 1 TO 9 INCLUSIVE OF PART B WHICH ARE INCORPORATED BY REFERENCE IN THE DEED OF TRUST APPEARING ON THE REVERSE SIDE HEREOF.

A. To protect the security of this Deed of Trust, Grantor Agrees:

1. To keep said property in good condition and repair; not to remove or demolish any building thereon; to complete or restore promptly and in good and workmanlike manner any building which may be constructed, damaged or destroyed thereon and to pay when due all claims for labor performed and materials furnished thereon; to comply with all laws affecting said property or requiring any alterations or improvements to be made thereon; not to commit or permit waste thereon; not to commit, suffer or permit any act upon said property in violation of law; to cultivate, irrigate, fertilize, fumigate, prune and do all other acts which from the character or use of said property may be reasonably necessary, the specific enumerations herein not excluding the general.
2. To provide, maintain and deliver to Beneficiary fire insurance satisfactory to and with loss payable to Beneficiary. The amount collected under any fire or other insurance policy may be applied by Beneficiary upon any indebtedness secured hereby and in such order as Beneficiary may determine, or at option of Beneficiary the entire amount so collected or any part thereof may be released to Grantor. Such application or release shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.
3. To appear in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; and to pay all costs and expenses, including cost of evidence of title, and attorney's fees in a reasonable sum, in any such action or proceeding in which Beneficiary or Trustee may appear.
4. To pay at least ten days before delinquency all taxes and assessments affecting said property, when due, all encumbrances, charges and liens, with interest, on said property or any part thereof, which appear to be prior or superior hereto; all costs, fees and expenses of this Trust. In addition to the payments due in accordance with the terms of the note hereby secured the Grantor shall at the option, and on demand of the Beneficiary, pay each month 1/12 of the estimated annual taxes, assessments, insurance premiums, maintenance and other charges upon the property, nevertheless in trust for Grantor's use and benefit and for the payment by Beneficiary of any such items when due. Grantor's failure so to pay shall constitute a default under this trust.
5. To pay immediately and without demand all sums expended by Beneficiary or Trustee pursuant to the provisions hereof, with interest from date of expenditure at the highest lawful rate permissible under Idaho law.
6. Should Grantor fail to make any payment or to do any act as herein provided, then Beneficiary or Trustee, but without obligation so to do and without notice to or demand upon Grantor and without releasing Grantor from any obligation hereof, may make or do the same in such manner and to such extent as either may deem necessary to protect the security hereof. Beneficiary or Trustee being authorized to enter upon said property for such purposes; support in and defend any action or proceeding purporting to affect the security hereof or the rights or powers of Beneficiary or Trustee; pay, purchase, contest or compromise any encumbrance, charge or lien which in the judgment of either appears to be prior or superior hereto; and, in exercising any such powers, or in enforcing this Deed of Trust by judicial foreclosure, pay necessary expenses, employ counsel and pay his reasonable fees.

B. It is mutually agreed that:

1. Any award of damages in connection with any condemnation for public use or injury to said property or any part thereof is hereby assigned and shall be paid to Beneficiary who may apply or release such moneys received by him in the same manner and with the same effect as above provided for disposition of proceeds of fire or other insurance.
2. By accepting payment of any sum secured hereby after its due date, Beneficiary does not waive his right either to require prompt payment when due of all other sums so secured or to declare default for failure so to pay.
3. At any time or from time to time, without liability therefore and without notice, upon written request of Beneficiary and presentation of this Deed and said note for endorsement, and without affecting the personal liability of any person for payment of the indebtedness secured hereby, Trustee may: recover all or any part of said property; consent to the making of any map or plat thereon; join in granting any easement thereon; or join in any extension agreement or any agreement subordinating the lien or charge hereof.
4. Upon written request of Beneficiary stating that all sums secured hereby have been paid, and upon surrender of this Deed and said note to Trustee for cancellation and retention and upon payment of its fees, Trustee shall recover, without warranty, the property then held hereunder. The recitals in any reconveyance executed under this deed of trust of any matters or facts shall be conclusive proof of the truthfulness thereof. The grantee in such reconveyance may be described as "the person or persons legally entitled thereto."
5. As additional security, Grantor hereby gives to and confers upon Beneficiary the right, power and authority, during the continuance of these Trusts, to collect the rents, issues and profits of said property, reserving unto Grantor the right, prior to any default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, to collect and retain such rents, issues and profits as they become due and payable. Upon any such default, Beneficiary may at any time without notice, either in person, by agent, or by a receiver to be appointed by a court, and without regard to the adequacy of any security for the indebtedness hereby secured, enter upon and take possession of said property or any part thereof, in his own name and for or otherwise collect such rents, issues and profits, including those past due and unpaid, and apply the same, less costs and expenses of operation and collection, including reasonable attorney's fees, upon any indebtedness secured hereby, and in such order as Beneficiary may determine. The entering upon and taking possession of said property, the collection of such rents, issues and profits and the application thereof as aforesaid, shall not cure or waive any default or notice of default hereunder or invalidate any act done pursuant to such notice.
6. Upon default by Grantor in payment of any indebtedness secured hereby or in performance of any agreement hereunder, all sums secured hereby shall immediately become due and payable at the option of the Beneficiary. In the event of default, Beneficiary shall execute or cause the Trustee to execute a written notice of such default and of his election to cause to be sold the herein described property to satisfy the obligations hereof, and shall cause such notice to be recorded in the office of the recorder of each county wherein said real property or some part thereof is situated. Notice of sale having been given as then required by law and not less than the time when required by law having elapsed, Trustee, without demand on Grantor, shall sell said property at the time and place fixed by it in said notice of sale, either as a whole or in separate parcels and in such order as it may determine, at public auction to the highest bidder for cash in lawful money of the United States, payable at time of sale. Trustee shall deliver to the purchaser its deed conveying the property so sold, but without any covenant or warranty express or implied. The recitals in such deed of any matters or facts shall be conclusive proof of the truthfulness thereof. Any person, including Grantor, Trustee or Beneficiary, may purchase at such sale.

After deducting all costs, fees and expenses of Trustee and of this Trust, including cost of evidence of title and reasonable counsel fees in connection with sale, Trustee shall apply the proceeds of sale to payment of all sums expended under the terms hereof, not then repaid, with accrued interest at eight per cent per annum, all other sums then secured hereby; and the remainder, if any, to the person or persons legally entitled thereto.

7. This Deed applies to, inures to the benefit of, and binds all parties hereto, their heirs, legatees, devisees, administrators, executors, successors and assigns. The term Beneficiary shall mean the holder and owner of the note secured hereby; or, if the note has been pledged, the pledgee thereof. In this Deed, whenever the context so requires, the masculine gender includes the feminine and/or neuter, and the singular number includes the plural.

8. Trustee is not obligated to notify any party hereto of pending sale under any other Deed of Trust or of any action or proceeding in which Grantor, Beneficiary or Trustee shall be a party unless brought by Trustee.

9. In the event of dissolution or resignation of the Trustee, the Beneficiary may substitute a trustee or trustees to execute the trust hereby created and when any such substitution has been filed for record in the office of the Recorder of the county in which the property herein described is situated, it shall be conclusive evidence of the appointment of such trustee or trustees, and such new trustee or trustees shall succeed to all of the powers and duties of the trustee or trustees named herein.

DEED OF TRUST
WITH POWER OF SALE

GRANTOR

FIRST AMERICAN TITLE COMPANY
OF IDAHO, INC.
TRUSTEE

BENEFICIARY

97105601

19
FOUNDER
J. DAVID HAYAKAC
BOISE ID

FIRST AMERICAN TITLE CO.
'97 DEC 19 AM 11 31
FEE 6.00
RECORDED AT THE REQUEST OF

Dated

FIRST AMERICAN TITLE COMPANY
7311 POTOMAC DRIVE BOISE, IDAHO
TELEPHONE 375-0700



THE PROMISSORY NOTE OR NOTES, AND ANY EVIDENCES OF FURTHER AND/OR ADDITIONAL ADVANCES MUST BE PRESENTED WITH THIS REQUEST

Idaho,

, 19

To FIRST AMERICAN TITLE COMPANY OF IDAHO, INC., Trustee:

You are hereby authorized and requested to execute a reconveyance hereunder and deliver same to

The undersigned hereby certifies that
the owner and holder of the debt mentioned in said deed of trust and that the same has never been assigned or transferred.

Address

Telephone No.

TAX*MAIN *PUBLIC
R0947850060

TAX COLLECTION SYSTEM

(MASTER) 1/06/99 00000

12:03:29

CROSS OF CHRIST EVANGELICAL
LUTHERAN CHURCH INC
1672 E BRAEMERE RD
BOISE ID 83702

Bank:
Prepaid:
Bankrupt:
Sub Code:

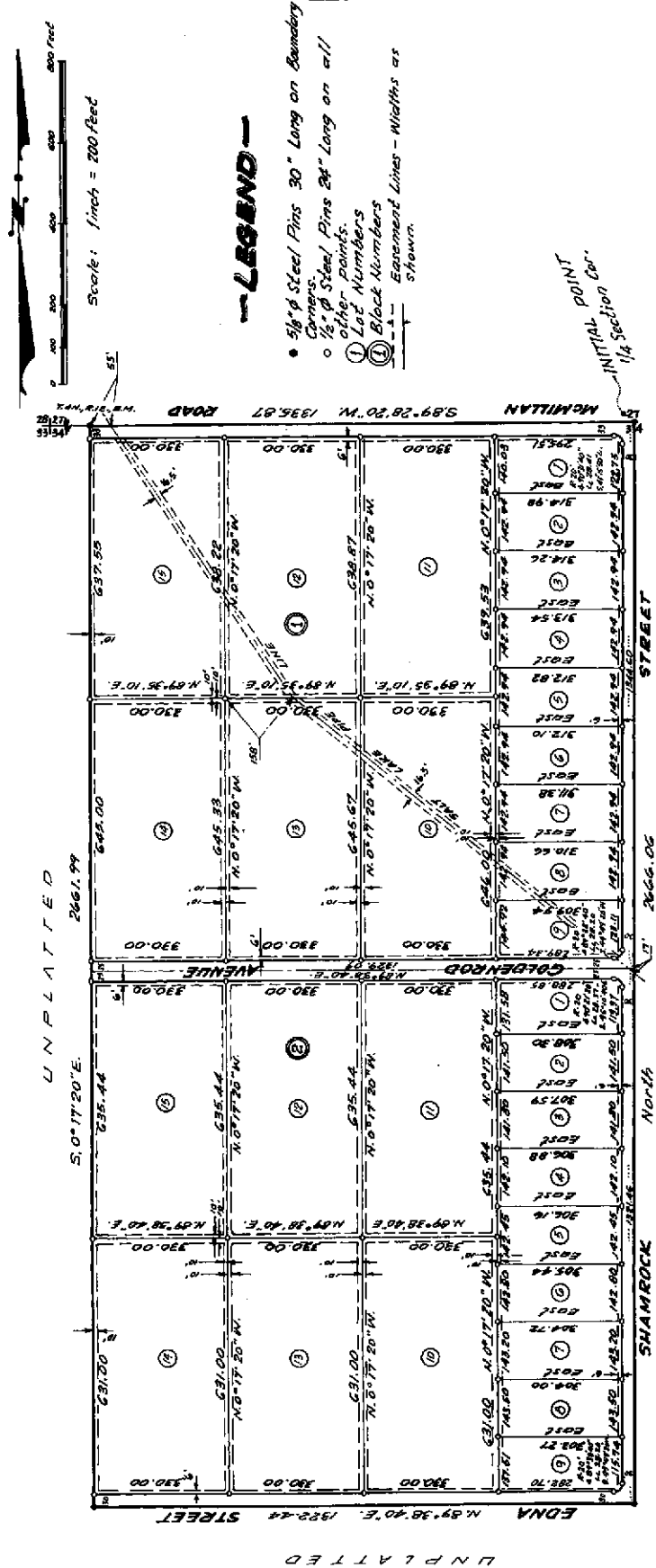
Tax Value:
H/O:
HA:
CB Amt:
\$109,500

Bill# 98110004300 Cd Area: 01-4

<u>Year</u>	<u>BASE CHARGE</u>	<u>Hlf</u>	<u>NET TAX</u>	<u>RECEIVED</u>	<u>HALF DUE</u>	<u>TOTAL DUE</u>
98	1827.30	1	913.65	913.65-		
		2	913.65		913.65	913.65
97	1833.84	1	916.92	916.92-		
		2	916.92	916.92-		
96	1810.06	1	905.03	905.03-		
		2	905.03	905.03-		
95	1416.62	1	708.31	708.31-		
		2	708.31	708.31-		
94	1510.48	1	755.24	755.24-		
		2	755.24	755.24-		
						+
*ACTION __ 98 Interest as of 1/06/99 .000%						913.65
CF02-SELECT		CF03-EXIT		CF05-CALC		

The E $\frac{1}{2}$ NW $\frac{1}{4}$ of Section 34, T.4N., R.1E., B.M.
ADA COUNTY, IDAHO

VG COMPANY
BOISE, IDAHO

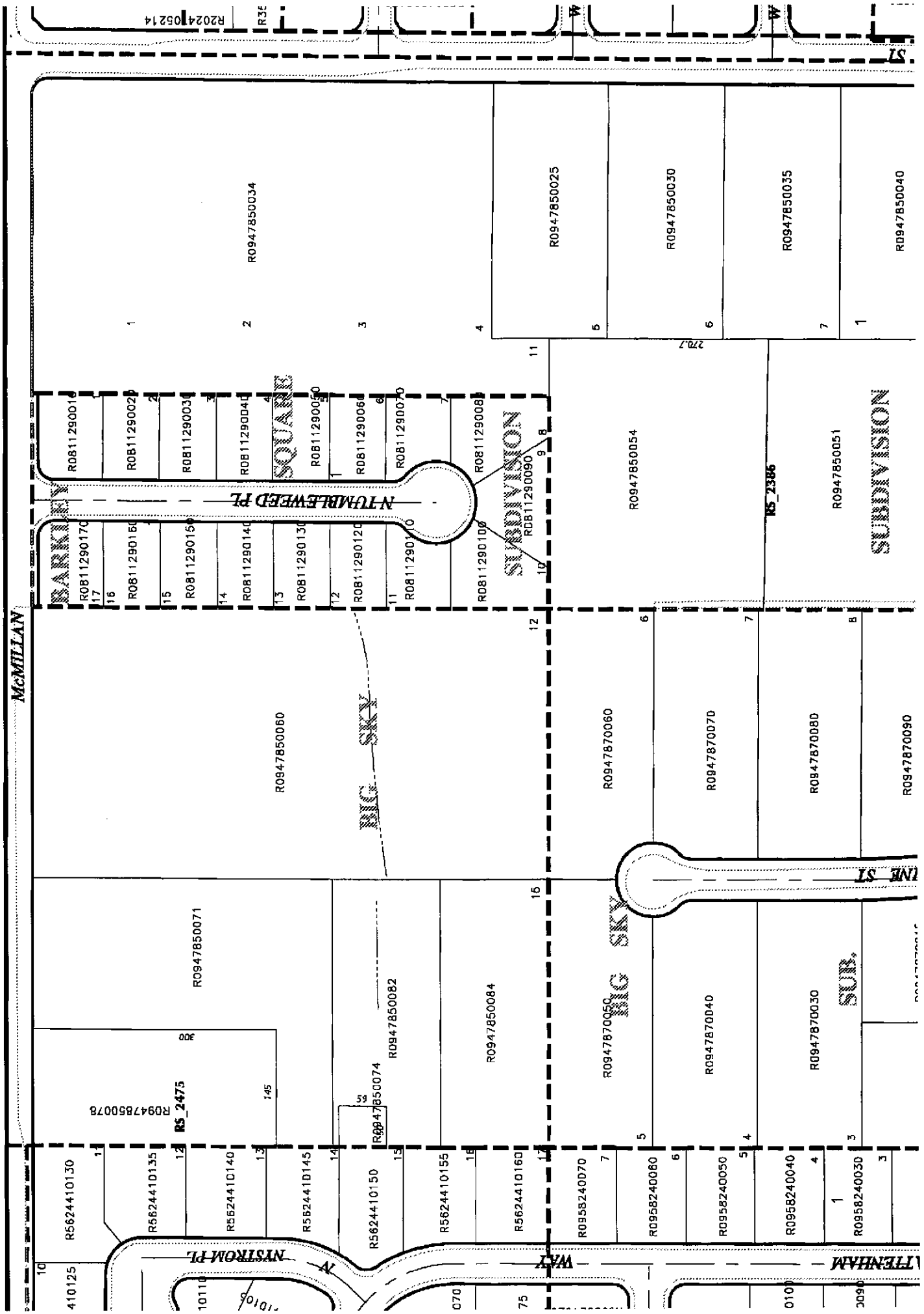


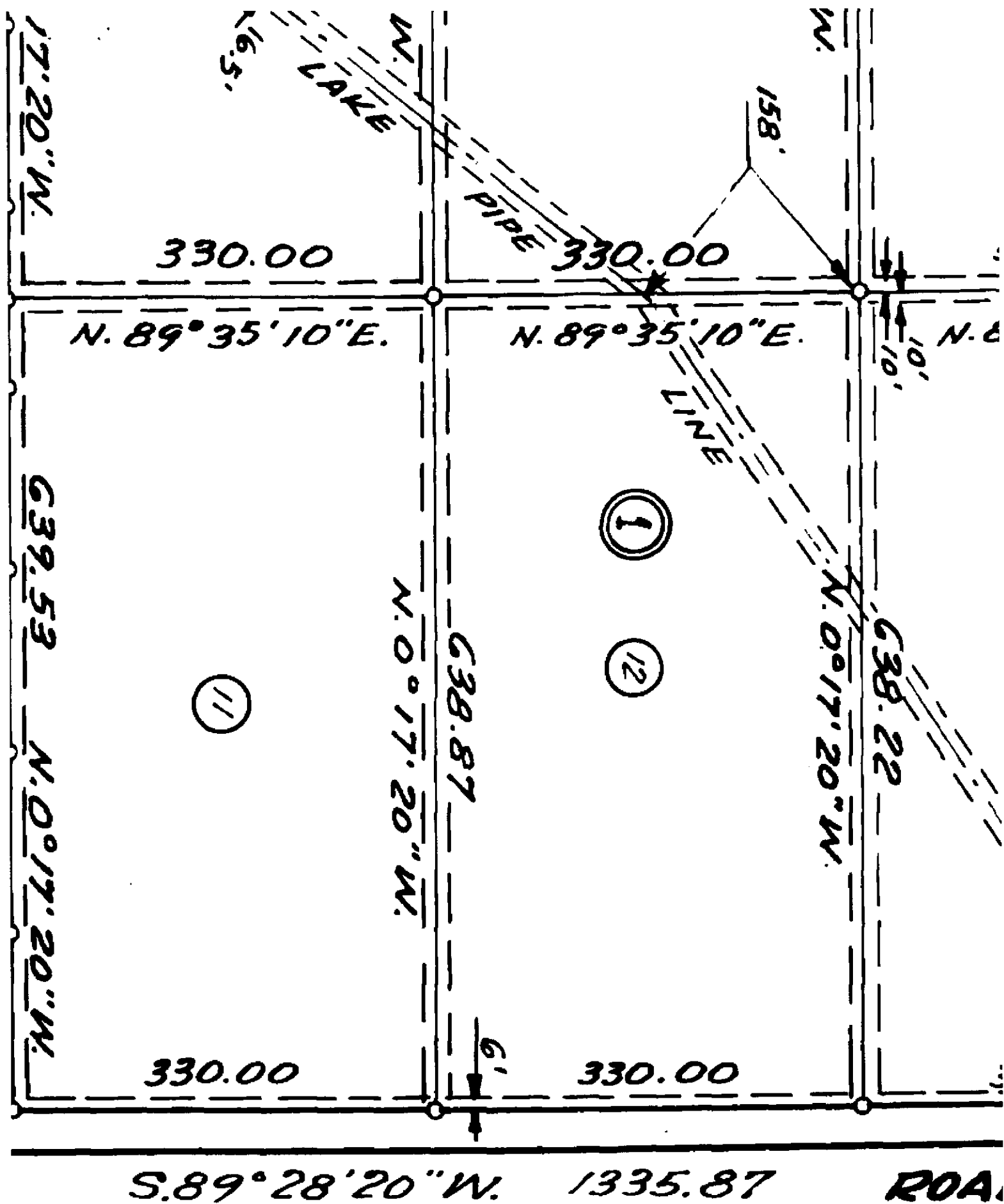
subdivision

Front. 50 feet
Sides - 25 feet
Rear - 25 feet

Wm. L. Lonsdale
Wm. 736842 Filed 3-19-1970

$$T_0 = 0.6 \times 10^{-7} \text{ s}$$





WARRANTY DEED

INDEXED 90 0842

For Value Received

LESLIE M. STIBUREK and CAROL L. STIBUREK, husband and wife,

the grantors, do hereby grant, bargain, sell and convey unto

ELLEN L. BYRNES, a single woman,

the grantee, the following described premises, in ADA County Idaho, to-wit:

Lot 12, Block 1, BIG SKY SUBDIVISION, according to the official plat thereof, filed in Book 22 of Plats at Page 1440 records of Ada County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, her heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that she is the owner in fee simple of said premises; that they are free from all incumbrances except for taxes for 1971 and thereafter.

and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: April 15, 1971.

X *Leslie M. Stiburek*
X *Carol L. Stiburek*

STATE OF IDAHO, COUNTY OF Ada
On this 22 day of April, 1971,
before me, a notary public in and for said State, personally
appeared *Leslie M. Stiburek and*
Carol L. Stiburek, husband and

known to me to be the person s whose name s are
subscribed to the within instrument, and acknowledged to
me that they executed the same.

Residing at Boise, Idaho
Comm. Expires 21 JULY 1974

STATE OF IDAHO, COUNTY OF Ada
I hereby certify that this instrument was filed for record at
the request of *Monte Sullivan*
at 35 minutes past 11 o'clock A m.,
this 4th day of May,
1971, in my office, and duly recorded in Book
of Deeds at page

LAWRENCE A. PLANTING
Ex-Officio Recorder

By *Emory L. Lohr* Deputy.

Fees \$ 1.00
Mail to: *Lawrence A. Planting*
Box 1559 Boise Idaho

INSTRUMENT No. 769463

AJ0749NP
No. 63-18014

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 04/12/99
PAGE: 2

Comments: Date: 04/12/1999 User-ID: DBUFFING Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 04/12/99 DBUFFING



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 13, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Water Right No. 63-18014

Cross of Christ Evangelical Lutheran Church
5171 N Buckboard Pl
Boise ID 83713

Dear Claimant(s):

Enclosed is a copy of the above referenced water right which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

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

Denise Buffington
Records Clerk
Adjudication Section
Western Region

DB:db

Enclosures

cc: Ellen L Byrnes

IDAHO DEPARTMENT OF WATER RESOURCES
INDIVIDUAL LISTING FROM DIRECTOR'S REPORT
OF WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: October 30, 1998
PAGE: 1

RIGHT NUMBER: 63-18014

NAME AND ADDRESS: ELLEN L BYRNES
3844 NE 82ND AVE
PORTLAND OR 97220

SOURCE: GROUNDWATER

QUANTITY: 0.04 CFS

RECEIVED

DEC 03 1998

WATER RESOURCES
WESTERN REGION

THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY-DATE: 12/31/1972

POINT OF DIVERSION T04N R01E S34 NENW Within ADA County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	DOMESTIC 1 HOME	01-01 12-31	0.04 CFS

PLACE OF USE: DOMESTIC Within ADA County
T04N R01E S34 NENW

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

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.

RECEIVED

NOV 17 1998

Department of Water Resources

EXPLANATORY MATERIAL: BASIS OF CLAIM - BENEFICIAL USE

PARCEL NO. R0947850060

PROPERTY ALSO KNOWN AS LOT 12, BLK 1, BIG SKY SUBDIVISION,
11655 MC MILLAN.

*He called - said ok to form.
to let him know, just form.
CHANGE OF OWNERSHIP - 11-30-98
LETTER SENT 11-30-98*

Dear Sir:

Nov. 7, 1998

*The property described directly above
was purchased by the Coase of Christ 315-3992
Evangelical Lutheran Church, Richard
Guthmiller, Pastor, Boise, Ida, in Dec. 1997.*

*We wish to express our appreciation
for the water resources provided for
this property.*

*Sincerely,
Ellen L. Byrnes
(503) 253-0873*



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

Phone: (208) 327-7900 FAX: (208) 327-7866

October 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NOV 17 1998

Department of Water Resources

63-18014
ELLEN L BYRNES
3844 NE 82ND AVE
PORTLAND OR 97220

RE: Domestic and/or Stockwater Rights in Reporting Area 13, Basin 63
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 63 (the drainage area of the Boise River). We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in basin 63 will be recommended in a later process.

Note that you have 180 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Boise, Caldwell, Payette, Emmett, Idaho City, Fairfield, or Mountain Home, and all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed as recommended after the 180-day objection period next year. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

DATE: 05/26/98
PAGE: 1

PAGE: 1

DIVERSION VOLUME

0.04 CFS

Stage: BENEFICIAL USE

ADA County

211

20

4

N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000

Objection Filed Date:

DATE: 10/04/89

CLAIMANT: ELLEN BYRNES

CLAIM NUMBER: A63-18014

BACKGROUND: I CALLED ELLEN TO VERIFY IF SHE REALLY WANTED TO RECEIVE THE DOCKET SHEET. SHE SAID THAT SHE MARKED YES THINKING THAT SHE WAS SUPPOSED TO. AFTER I EXPLAINED WHAT THE DOCKET SHEET IS, SHE DECIDED THAT SHE DID NOT WANT TO RECEIVE IT. SHE HAD NOT PAID THE \$7.50 FEE FOR IT ORIGINALLY.

ACTION: NO DOCKET TO BE PROCESSED/SENT.

★ FURTHER INFO: MRS. BYRNES INDICATED THAT SHE FILED ANOTHER ADA COUNTY CLAIM. SHE EXPLAINED TO ME THAT THE FILING WAS FOR AN OLD USE, WHICH HAS BEEN ABANDONED FOR A NUMBER OF YEARS, MORE THAN 5. I EXPLAINED THAT INELATER RIGHT LODGE THEIR PRIORITY DATES IF THEY ARE UNUSED. I COULD NOT FIND ANY EVIDENCE OF A FILING ON ATQ OR ARQ AS OF 10/04/89. SHE THOUGHT THAT SHE SENT THE LAST CLAIM TO OUR STATE OFFICE. SHE MAY SEND LETTER EXPLAINING WHY SHE FILED, REQUESTING A REFUND.

ALB

MICROFILMED

AUG 28 1992

WATER RIGHT NUMBER - A63-18014

PREFIX TRANSLATION: ADJUDICATION CLAIM

OLD (D) NUMBER -

+ - - - - LAST NAME - - - - +

+ - - - - FIRST NAME - - - - +

+ - - - - ADDRESS - - - - - +

*** C - CURRENT OWNER ***

BYRNES

ELLEN L.

1 - 3844 N.E. 82ND AVE.

2 -

3 -

CITY- PORTLAND

PHONE - 503-253-0873

STATE- OR ZIP- 97220

+ - - - - PRIORITY DATE - - - +

12/31/1972

+ - - - - REGION - - - - +

14 WESTERN

+ - - - - STAGE - - - - +

J - BENEFICIAL USE

+ - - - - SOURCE - - - - - +

GROUNDWATER

+ - - - - TRIBUTARY - - - - - +

+ - - - - POINT OF DIVERSION - - - - - +

STREAM INDEX (BLANK IF NO INDEX CODE)

TWN RNG SEC TRACT LOT RFLG COUNTY

04N 01E 34 NE NW (1) ADA

+ - - - - DESCRIPTION

43 - DOMESTIC

01/01 12/31 0.040

+ - - - - WATER USE - - - - - +

PERIOD FROM PERIOD TO DIVERSION RATE DIVERSION VOLUME

+ - - - - TOTAL DIV. RATE - - - +

0.040

+ - - - - TOTAL DIV. VOLUME - - - +

+ - - - - TOTAL DIV. CAPACITY - - - +

+ - - - - TOTAL CONSUMPTIVE USE - - - +

+ - - - - KW USAGE - - - +

+ - - - - TWN RNG SEC TRACT LOT ACRES

04N 01E 34 NE NE

04N 01E 34 NW NE

04N 01E 34 NE NW

+ - - - - PLACE OF USE - - - - - +

CODE DESCRIPTION COUNTY

43 DOMESTIC (1) ADA

43 DOMESTIC (1) ADA

+ - - - - DIVERSION MEANS - 150' WELL W/6" CASING, 1/3 HP PUMP, PIPE TO HOUSE

+ - - - - NON-IRRIGATION USE - D/I HOUSEHOLD

+ - - - - OTHER RIGHTS FOR SAME USE - SETTLERS IRRIGATION DIST.

+ - - - - REMARKS - - - - - +

LOT 12, BLOCK 1, BIG SKY SUB. 001300010120

+ - - - - OLD WATER RIGHT NUMBERS - - - - - +

NO OLD WATER RIGHT NUMBERS FOUND.

+ - - - - CONDITIONS OF APPROVAL - - - - - +

NO CONDITIONS OF APPROVAL FOUND.

+ - - - - DECREE PLAINTIFF - - - - +

+ - - - - DECREE DEFENDANT - - - - +

+ - - - - DECREE DATE - - - +

00/00/0000

11655 McMillan

CHECKED