

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: A63-23786
Date Received: 3/01/1990
Receipt No: W010070
Received By: DP JN

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JUDY E. ROBERTS 208-466-2725
Address: 2015 E. LOCUST LANE
NAMPA, ID 83686

OR

Name: JAMES W. ROBERTS 208-466-2725
Address: 2015 E. LOCUST LANE
NAMPA, ID 83686

2. Date of Priority: JAN 01, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	11	NE	NW			CANYON

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	01/01	12/31	0.440		

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

8. Total consumptive use is 77.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	11	NE	NW		IRR	22.0

A63-23786

Page 1

Date: 10/03/90

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SEP 11 1992

10. Place of Use: Continued

Section Acres 22.0

Total Acres 22.0

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:
NAMPA-MERIDIAN IRRIG. DIST.

14. Remarks:
THIS WELL IS FOR SUPPLEMENTAL WATER TO DIST.

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 _____

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
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CIVIL CASE NUMBER: 39576
Ident. Number 963-23786
Date Received 3-1-90
Receipt Number W010070

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Judy C. or James W. Roberts Phone (208) 466-2725
Mailing Address 12015 E Locust Lane Zip 83686
2. Date of Priority (Only one (1) per claim) 1/11/1960
3. Source of water supply (a) groundwater
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 2N Range 2W Section 11,
NE 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

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 and Pump

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6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 44 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 44 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 77 acre feet per annum.

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

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>2N</u>	<u>24W</u>	<u>11</u>					<u>22</u>												<u>22</u>

Total number of acres irrigated 22

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

12. Do you own the property listed above as place of use? Yes Yes No 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. Nampa - Mendocino Irr. Dist. or None ()

14. Remarks: This well is for supplemental water to Dist

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Last Name _____ 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 ☒ do not ☐

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

Number of attachments 0

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

Signature of Claimant (s) + James W. Roberts Date + 3-1-90

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 Idaho/or Ada)

County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1 day of March 1990

SEAL

Notary Public Bruce A. Smith

Residing at Brill Ridge

My Commission Expires 7/11/95

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

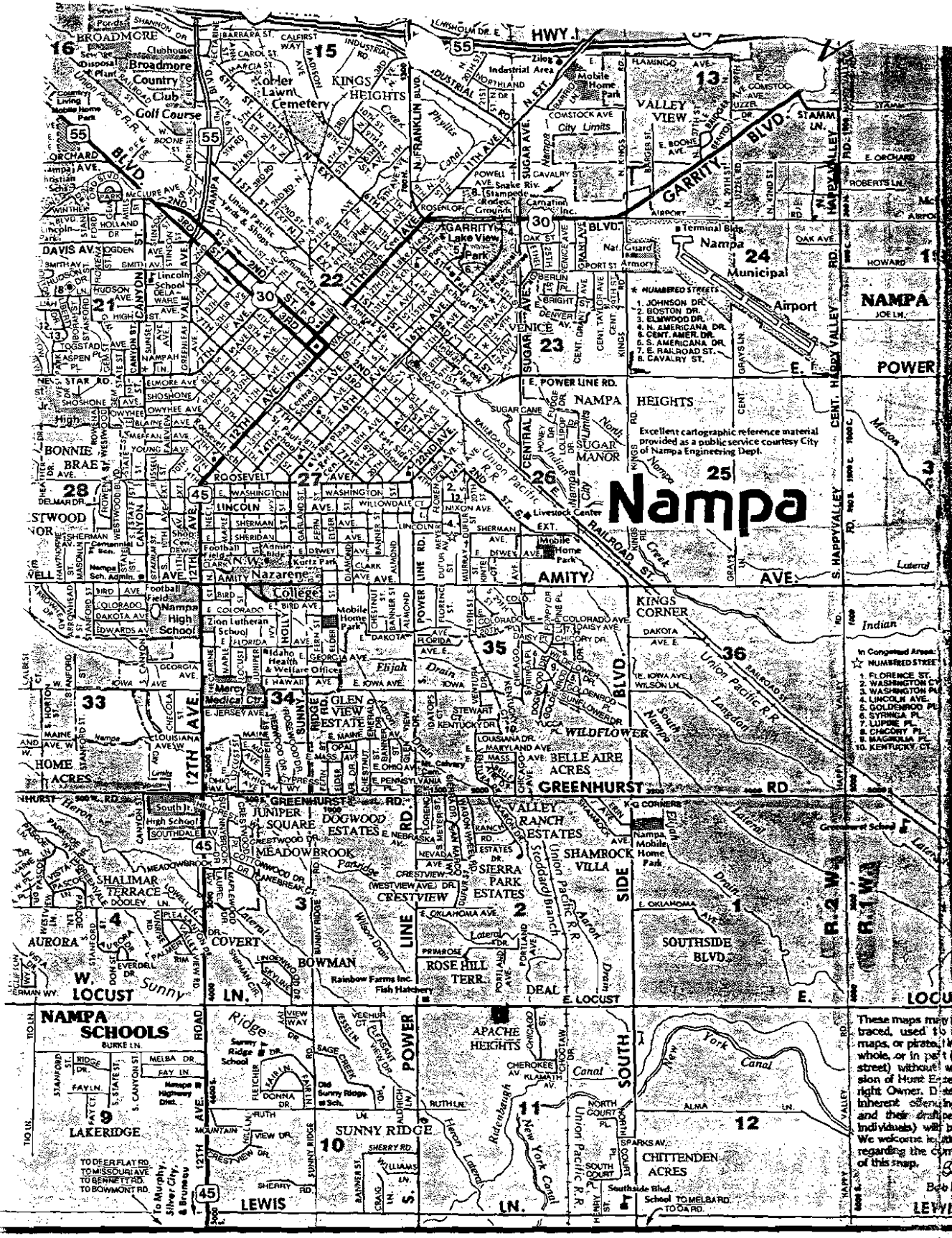
Date _____

Last Name _____ Ident. Number _____

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SEP 11 1992

Copies White-State, Yellow-Claimant



Nampa

These maps may be traced, used to make maps, or photostatic copies, or in part (street) without the permission of the right Owner. Disinherent copying and their distribution (individuals) will be prosecuted. We welcome inquiries regarding the cost of this map.

• H • I • J • K • L

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SEP 11 1957

06/13/2006

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

RIGHT NUMBER: 63-23786

NAME AND ADDRESS: JAMES W ROBERTS
2015 E LOCUST LN
Nampa ID 83686

JUDY E ROBERTS
2015 E LOCUST LN
Nampa ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.200 CFS
45.000 AFY

PRIORITY DATE: 01/01/1960

POINT OF DIVERSION:

T02N R02W S11 NENW 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	0.200 CFS 45.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T02N R02W S11 NENW 10.00

10 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use



Idaho Department of Water Resources

63-23786

T02N R02W S11



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated
acres = 10.0



600 0 600 Feet

IDWR

Prepared by: Sandy Egbert

Date: June 13, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-23786 V1

WATER RIGHT NUMBER: 63-23786 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES W ROBERTS 2015 E LOCUST LN NAMPA, ID 83686 (208)466-2725
Current Owner	JUDY E ROBERTS 2015 E LOCUST LN NAMPA, ID 83686 (208)466-2725

Priority Date: 01/01/1960

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.200 CFS	45.00 AF
	<u>Total Diversion:</u>	0.200 CFS	45.00 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 11, Twp 02N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	11					10.0												10.0

Total Acres: 10

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-23786 V1

Comments:

1. segbert 6/13/2006 Reductions

Comment: The acres were reduced at the time of the field exam from 22 acres to 13.4. During the review for the recommendation, acres were reduced again because the houses had not been taken out of the acres so the recommendation is for 10 acres of irrigation. All houses involved have domestic wells. The diversion rate was reduced accordingly.

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			03/31/2006	lharris	Active
Priority Date	6/13/2006 8:43:26 AM	segbert			Active
POD	6/13/2006 8:55:23 AM	segbert			Active
Source	6/13/2006 8:56:55 AM	segbert			Active
POU	6/13/2006 8:57:20 AM	segbert			Active
Use	6/13/2006 8:58:11 AM	segbert			Active
Season	6/13/2006 8:58:40 AM	segbert			Active
Quantity	6/13/2006 9:01:30 AM	segbert			Active
Summary			06/13/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	3/31/2006 9:56:31 AM	lharris	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-23786 V1

General	6/13/2006 8:43:26 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required? Description for Question 12/13 - affidavit in file
POD	6/13/2006 8:55:24 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
POD	6/13/2006 8:55:45 AM	segbert	Updated shape
Source	6/13/2006 8:56:56 AM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required? Description for Question 10 - field exam
POU	6/13/2006 8:57:21 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required? Description for Question 13 - field exam

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-23786 V1

Use	6/13/2006 8:58:12 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	6/13/2006 8:58:41 AM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	6/13/2006 9:01:31 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (Yes) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 7 - theoretical Description for Question 10 - 4.5 x acres
Summary	6/13/2006 9:03:18 AM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	6/13/2006 8:57:51 AM	segbert	Updated shape for Active POU

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-23786

WATER RIGHT NUMBER: 63-23786

Owner Type

Current Owner

Name and Address

~~JAMES W ROBERTS
2015 E LOCUST LN
NAMPA, ID 83686
(208)466-2725~~

Current Owner

JUDY E ROBERTS
2015 E LOCUST LN
NAMPA, ID 83686
(208)466-2725

Montgomery Lane HOA
% Bob Eshbaugh
4224 Montgomery Ln.
Nampa, Id. 83686
(208) 461-9136

Priority Date: 01/01/1960

Basis: Beneficial Use ✓

Status: Active ✓

Source

GROUND WATER ✓

Tributary

Beneficial Use

IRRIGATION

<u>From</u>	<u>To</u>
-------------	-----------

~~1/01 to 12/31~~

Diversion Rate

~~1/01 to 12/31 3/15 - 11/15 A-44B CFS 0.30~~

Annual Volume

Total Diversion:

~~0.440 CFS~~

Location of Point(s) of Diversion

GROUND WATER

NE1/4NW1/4

Sec. 11, Twp 02N, Rge 02W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	11																	22.0
																			22.0
																			13.43
																			10
Total Acres			22				13.43				10				10				

Acres ¹⁰ reduced per field exam then reduced again
Conditions of Approval: because the houses were taken out of the shape.

1.

~~THIS WELL IS FOR SUPPLEMENTAL WATER TO DIST.~~

Remarks:

Comments:

TO DIS: There is no supplemental water. This well is utilized solely for pressurized irrigation (main source, & only source).

FIELD EXAM REQUEST

Water Right No. 63-23786

Claimant: James and Judy Roberts

POD:

Verify location of all POD – mark any corrections on map
Need capacity of well ✓

POU:

Verify POU – mark any corrections on map
Verify irrigated acres ✓

PONDS:

None

EVIDENCE OF PRIORITY:

I have evidence in file ✓

OTHER QUESTIONS:

Are they using any surface water No

RETURN TO SANDY E.

Address might be.

2001 E Locust Ln. per tax lot data

- property sold to a developer 5 yrs. ago.

Directions: I 84 ^(Hwy 4th) S. 1st St, Lt Locust Ln, pass Powerline
& look for subdivision sign "Montgomery Lane" (that's
where the property is they sold).

Field Exam Date 5/23/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

JUN 12 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-23786

Owner: James W/Judy E Roberts Phone No. (208) 466-2725

Current Address: 2001 E Locust Lane, Nampa, Id 83686

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Montgomery Lane HOA, c/o Bob Eshbaugh
- ☐ No change Address
- ☒ NEW ADDRESS 4224 Montgomery Ln, Nampa, Id 83686 ⁽²⁰⁸⁾ 461-9136
- ☒ How long owned property? 4/2/2001

Accompanied by: Kevin Pound (2015 E. Locust Lane, Nampa, Id

PRIORITY DATE 83686 — spoke w/Judy Roberts prior to inspection at her home

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

Priority date, per claimant, is: 1/1/1960

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

Source: groundwater Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

10 tag#
A0002127

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
	—	—	NE	NW	11	2N	2W	Canyon	N43.31.867
									W116.32.747

Description of diverting works

12" casing, 77' deep well, 200gpm, 24' static, 38' casing depth,
15 Hp Franklin Electric submersible pump, 35 gallon champion
OVERLAP REVIEW pressure tank, 62 psi, 4" discharge to 8" buried P.V.C.
Other water rights with the same point of diversion: None main

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

WATER USES * changes due to subdivision development

☐ No change (change time of use + amount)

☒ Different Uses

Use Irrigation From 3-1 To 11/15 Amount 0.30 CFS AFA

Use _____ From _____ To _____ Amount _____ CFS AFA

Use _____ From _____ To _____ Amount _____ CFS AFA

TOTAL VOLUME – Groundwater only Total capacity (*theoretical calculations attached)

☒ Incomplete on claim, the total is, Amount 0.52 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:

* Reduction in acreage due to subdivision development

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	
2N	2W	11					13.4												13.4

Overlap with other water rights: NO

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

Delivery System Narrative: 12" casing well, 4" steel discharge to 8" PVC main that is buried & runs down the east property line of the subdivision running north to south & another main running east to west down the 28' easement to the well (goes west to 4015 Montgomery). The 8" main comes into individual lots & reduces to 2" & down to 1 1/2" PVC. Each lot has its own type of sprinkler system. None of them are uniform.

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
ID Tag# A0002127	Franklin Electric	15	2822039310	Submersibles	4"

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

All homes utilize groundwater for pressurized irrigation only. No internal use. All residents drilled their own private wells for domestic internal use.

James Roberts gave the home owners association an easement to the pump house (the dirt road east of 4015 Montgomery Lane)

Davis Well & Pump services the system (466-5765)

No supplemental water used by Montgomery Lane HOA. (see attached color coded map to see homes which irrigate from Riddenbaugh Canal).

Change of ownership form & tag for well were mailed to Bob Eshbaugh.

Bob Eshbaugh is employed at Negal Beverage/ Pepsi, in Nampa.

Directions: I-84 to Nampa, South on 12th St (Hwy 45), east on Locust Lane, pass Powerline, South on Montgomery Ln. POU is subdivision, POD dirt road going east of 4015 (well behind 2015 Locust Ln & northeast of 1608 Oakboro Ln)

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 6-9-2006

FIELD EXAMINER: Sandy Hemerway

Claim No. 63-23786

Current Owner: Roberts

Date of Inspection: 5/23/06

Field Examiner: Sandy Hemenway

Groundwater Measurement Requirement Analysis

Theoretical Rate of Flow for Groundwater Formula:

$Q = (8.8) \times (Hp) \times (\text{pumping efficiency}) / TDH = \text{cfs}$

Hp = total brake horsepower of pumping plant (including booster), if unknown use pump curve

Eff. = Pumping plant efficiency (assume 70% or 0.70, or 0.60 for diesel)

TDH = total dynamic head = [(LIFT) + (psi x 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level (static + 10')

PSI = pumping pressure measures in psi near pump [(if open discharge assume zero (0))]

PSI without gage assume: 20 domestic, 30 domestic internal/external, 40 irrigation, 60 lg irrigation

PSI = 62 (reading from gage at well)

Static = 24' (level from IDWR well logs for another well Roberts had drilled to the northwest, and other wells in area)

No booster pump.

$Q = (8.8) \times (Hp) \times (0.70) / [(lift) + (psi \times 2.31)] = \text{cfs}$

$Q = (8.8) \times (15) \times (0.70) / [(24' \text{ static} + 10') + (62 \times 2.31)] = 92.4/177.22 = 0.52 \text{ cfs}$

Pipe Flow Chart:

Maximum capacity for 8" buried PVC = **1.74 cfs**

Irrigation:

Number of Individuals currently in the Homeowners Association: 12

Number of lots in Subdivision with pressurized irrigation available in the plans: 16

Average size homes: 1850

Average size lots equals: 14.11 acres

$1850/43560 = 0.042470156 \text{ acre home} \times 16 \text{ lots} = 0.679522498 \text{ acres made up with homes}$

14.11 acres making up lots - 0.679522498 homes = 13.430 = **13.43 acres irrigated**

Confirmed acres irrigated: 13.43 acres x 0.02cfs = 0.2686 = **0.30 cfs**

Season 3/15 - 11/15 = 246 days

***Season was changed from 1/1 - 12/31 to 3/15 - 11/15, due information collected during field inspection.

Required V.i.r = allowable acres under permit x requirement IDWR chart (figure 2)=

13.4 acres x 3.5 = **46.9 afa**

Potential V.d.r. = max. allowable cfs x permit season x 1.9835 =

0.52 x 246 x 1.9835 = 253.729 afa = **253.7 afa**



Kevin Pounds
property

POD

8" PVC
buried
line

23/05/2006

5/23/2006 Pump House

28'
easement
road to
pump
house



POD

12" casing
12" above
ground level
200 gpm,
24' static,
77' deep
38' casing
depth
4" discharge
Franklin
Electric
15 Hp
Submersible

23/05/2006

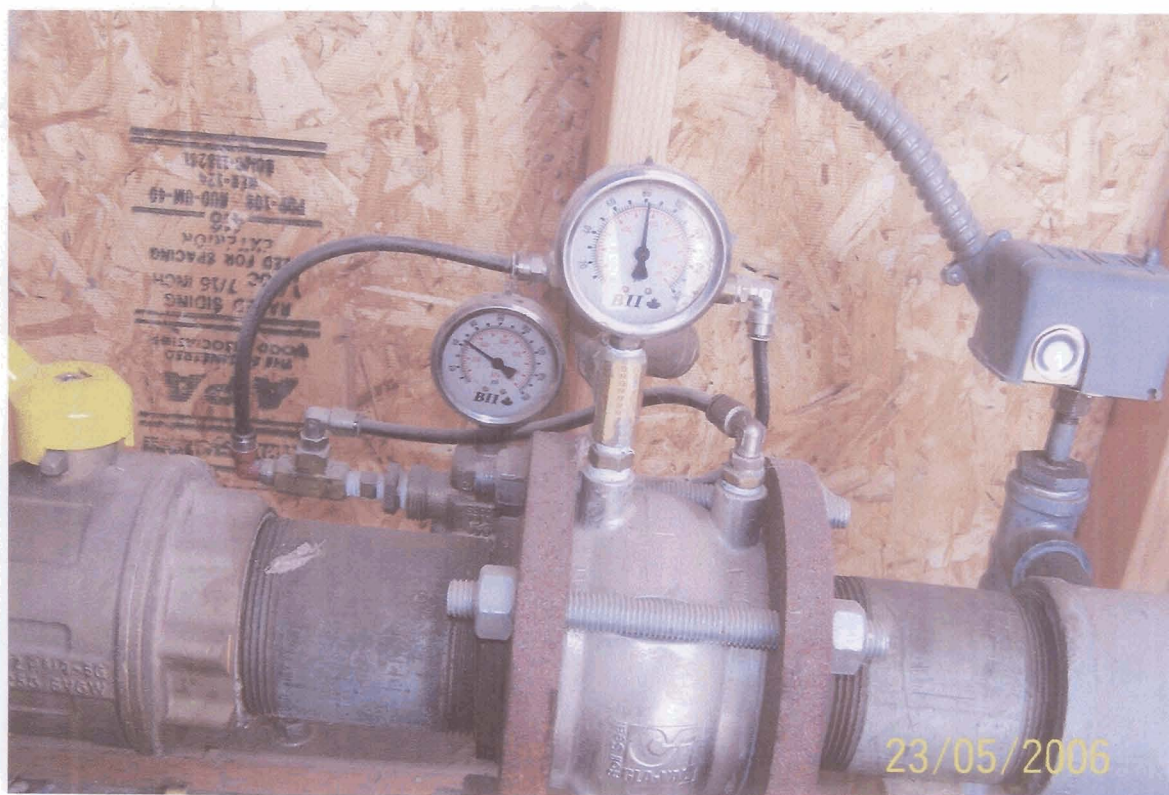
5/23/2006 S.H.
63-23786 Roberts



35 gallon
Champion
pressure
tank

23/05/2006

5/23/2006



62 psi
4" discharge

23/05/2006

5/23/2006 S.H.
b3-23786 Roberts



5/23/2006 S.H.
63-23786 Roberts

POU
16 lots,
14.11 acres
total,
average
size home
1850 sq ft.

← Montgomery
Subdivision

← part of
Roberts
property
(2 lots
which
are part
of the
subdivision)

Locust Lane

2001

2015

Roberts own 4 acres plus 2 lots in the subdivision (give easement for road to well + well lot

Kevin Pound - they own this 5 acres + have their own private well

Montgomery Lane

POD

DIRT ROAD 28' easement (2) Empty lot in Subdivisions

4015

4053

4109

4207

4215

4108

1601

1608

1 1/2 - 2"

Oakboro

1609

4216

4220

4224

4228

4232

4236

1706

1720

1806

1812

1811

1705

1719

1803

Ridgdale Ct

N ↑

□ = Lots on pressurized irrigation

< 14.11 acre lots on system
Average size home = 1850 sq ft
63-23786 Roberts
5/23/2006 S.H.

8" PVC

Riddenbaugh Canal

63-23786 Roberts
(AKA Montgomery
Lane HOA)
Received 6-8-06 S.H.

Dear Sandy,

As per our phone conversation, I am sending you a map of our subdivision with a color code for water use.

The map is divided into 3 colors

Yellow - Pressurized irrigation.

Orange - Private well and water from Ridenbaugh Canal.

Pink - ~~Not in our subdivision~~ - Private well and Flood irrigation from Ridenbaugh Canal.

I hope this information will help in our quest to change the water rights to the Montgomery Lane Home Owners Assoc.

Thank you for your time and help in this matter.

Sincerely,

Robert H Esblough
Montgomery Lane H.O.A.
President.

Mont mery Lane Subdivision

A PORTION OF THE NE1/4NW1/4, SE1/4NW1/4 AND THE SW1/4NE1/4 SECTION 11, TOWNSHIP 2 NORTH, RANGE 2 WEST, BOISE MERIDIAN CANYON COUNTY, IDAHO 2001

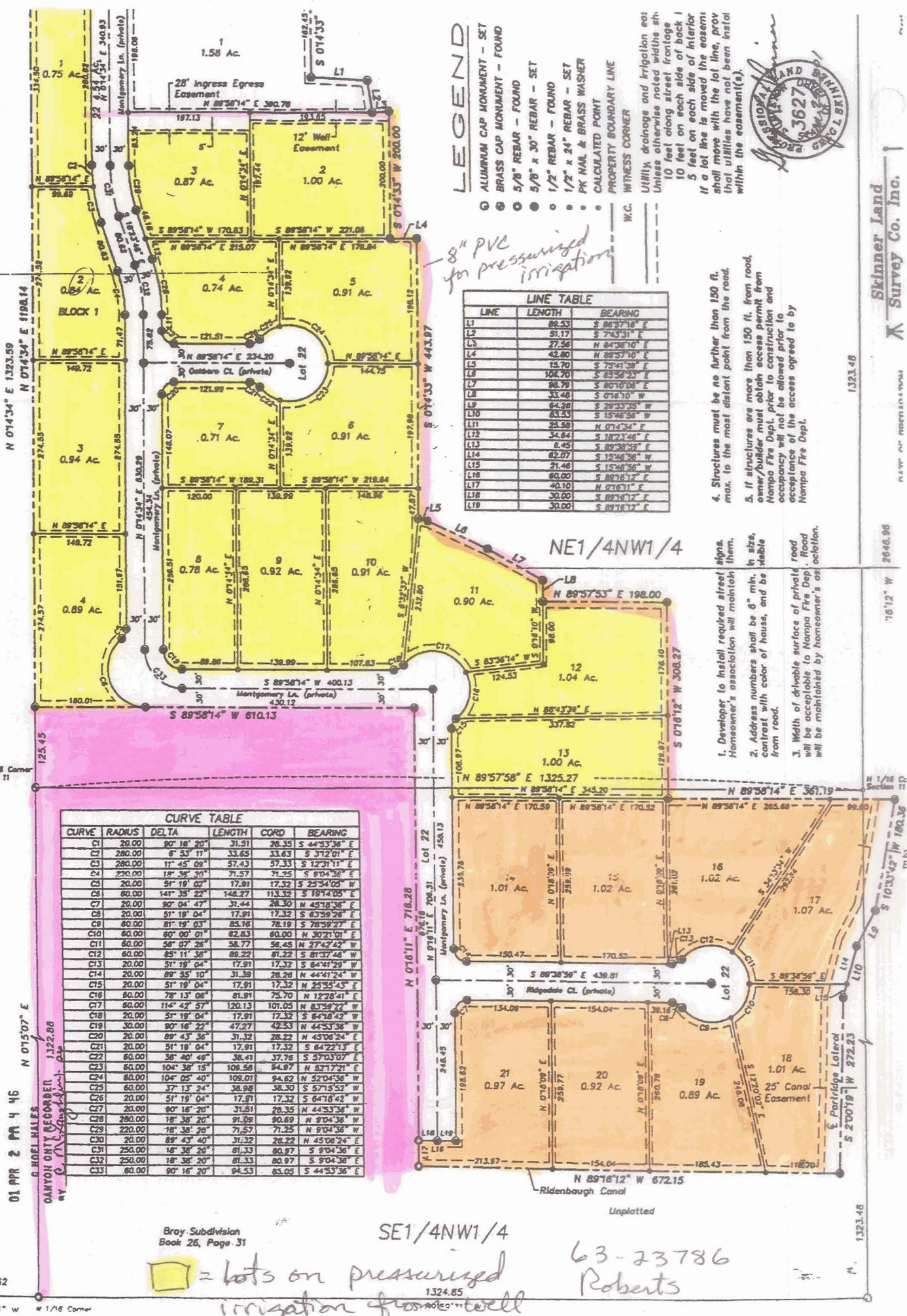
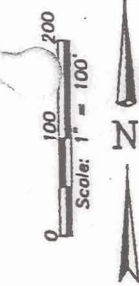
0112162

RECORDED

01 APR 2 PM 4 46

CANYON COUNTY RECORDER

BY C. R. GARDNER



LEGEND

- ALUMINUM CAP MONUMENT - SET
- BRASS CAP MONUMENT - FOUND
- 5/8" REBAR - SET
- 5/8" REBAR - FOUND
- 1/2" REBAR - SET
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- 1/2" x 24" REBAR - FOUND
- PK NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- WITNESS CORNER

UTILITY drainage and irrigation easements shall be shown unless otherwise noted widths shall be 10 feet along street frontage 10 feet on each side of back lot 5 feet on each side of interior If a lot line is moved the easement shall move with the lot line, provided that utilities have not been installed within the easement(s).



LINE TABLE		
LINE	LENGTH	BEARING
L1	88.33	S 86°57'16" E
L2	51.17	S 74°33'31" E
L3	27.56	N 84°38'10" E
L4	42.80	N 89°57'10" E
L5	15.70	S 79°41'38" E
L6	104.70	S 83°56'23" E
L7	86.79	S 80°10'08" E
L8	33.48	S 07°16'10" W
L9	64.28	S 28°33'25" W
L10	43.33	S 15°46'58" W
L11	25.58	N 07°14'24" E
L12	34.64	S 18°23'48" E
L13	5.45	S 89°28'52" E
L14	82.07	S 15°46'58" W
L15	21.48	S 15°46'58" W
L16	80.00	S 88°16'12" E
L17	40.10	N 07°16'10" E
L18	30.00	S 88°16'12" E
L19	30.00	S 88°16'12" E

CURVE TABLE				
CURVE	RADIUS	DELTA	LENGTH	CORD
C1	20.00	90° 18' 20"	31.51	26.35
C2	280.00	6° 53' 11"	33.65	33.63
C3	280.00	11° 45' 06"	57.43	57.33
C4	220.00	18° 58' 20"	71.57	71.25
C5	20.00	51° 19' 02"	17.91	17.32
C6	80.00	141° 35' 22"	148.77	113.32
C7	20.00	90° 04' 47"	31.44	26.30
C8	20.00	51° 19' 04"	17.91	17.32
C9	60.00	81° 19' 03"	55.16	54.18
C10	60.00	80° 00' 01"	62.83	60.00
C11	60.00	56° 07' 26"	58.77	56.45
C12	60.00	85° 11' 36"	89.22	81.22
C13	20.00	51° 19' 04"	17.91	17.32
C14	20.00	89° 35' 10"	31.39	26.26
C15	20.00	51° 19' 04"	17.91	17.32
C16	60.00	78° 13' 08"	61.91	57.50
C17	60.00	114° 42' 57"	120.13	101.05
C18	20.00	51° 19' 04"	17.91	17.32
C19	30.00	90° 16' 22"	47.27	42.53
C20	20.00	89° 43' 36"	31.32	26.22
C21	20.00	51° 19' 04"	17.91	17.32
C22	60.00	36° 40' 48"	38.41	37.76
C23	60.00	104° 36' 15"	109.56	84.97
C24	60.00	104° 05' 40"	109.01	84.62
C25	60.00	37° 13' 24"	38.98	38.30
C26	20.00	51° 19' 04"	17.91	17.32
C27	20.00	90° 16' 20"	31.51	26.35
C28	280.00	18° 58' 20"	71.57	71.25
C29	220.00	18° 58' 20"	71.57	71.25
C30	20.00	89° 43' 40"	31.32	26.22
C31	250.00	18° 58' 20"	81.33	80.97
C32	250.00	18° 58' 20"	81.33	80.97
C33	80.00	90° 16' 20"	94.53	85.05

1. Structures must be no further than 150 ft. max. to the most distant point from the road.
2. If structures are more than 150 ft. from road, owner/builder must obtain access permit from Nampa Fire Dept. prior to construction and acceptance will not be allowed prior to Nampa Fire Dept.
3. Width of drivable surface of private road will be acceptable to Nampa Fire Dept. Road will be maintained by homeowner's association.
4. Developer to install required street signs. Homeowner's association will maintain them.
5. In size, contrast with color of house, and be visible from road.
6. Address numbers shall be 6" min. in size, contrast with color of house, and be visible from road.
7. Width of drivable surface of private road will be acceptable to Nampa Fire Dept. Road will be maintained by homeowner's association.

Skinner Land Survey Co. Inc.

1323.48

2646.96

176°12' W

1323.48

Bray Subdivision Book 26, Page 31

SE1/4NW1/4

63-23786 Roberts

lots on pressurized irrigation from well

Idaho Department of Water Resources

Claim Number: 63-23786
Legal: T02N, R02W, S11
Reviewed By:

1987 Napp Photo

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

Now:
Montgomery Lane HOA
14.11 acres in subdivision
16 lots
Average size home: 1850 sqft.



0 0.25 0.5 Miles



 houses not on pressurized irrigation (utilize Riddenbaugh Canal)

IDAHO DEPARTMENT OF WATER RESOURCES
 ADJUDICATION CLAIM POU REVIEW REPORT
 ADJUDICATION CLAIM NUMBER: 63-23786

03/31/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
23786	Claim	02N	02W	11	NE	NW		IRRIGATION	22/22	JAMES W ROBERTS
23777	Water Right	02N	02W	11	NE	NW		STOCKWATER		JUDY E ROBERTS
11189	Water Right	02N	02W	11	NE	NW		DOMESTIC		APACHE HEIGHT WATER CORP
23777	Water Right	02N	02W	11	NE	NW		DOMESTIC		JUDY E ROBERTS

Receipt Details for ID W010070

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/1/1990 1:26:43 PM	3/1/1990	Western	\$167.00	Check
Payer	ROBERTS, GRAYCE M.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5495			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$167.00	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	23777		\$25.00	Claim
63	23786		\$72.00	Claim
63	23965		\$70.00	Claim

Print Report

AL PROPERTY INQUIRY

+++++

01 6R29498-100- -0 144-00 N SCH131+ 15 28,500 .75

+++++

ROBERTS, JAMES W
& ROBERTS, JUDY E H/W

+

+

+

+

+

2001 E LOCUST LN

+

NAMPA ID 83686

+

+++++

11-2N-2W NW MONTGOMERY LANE SUB 5807 + TOTAL 28,500 .75
LT 1 BLK 1

+++++

+ SURVEY 200112162 INST 843434

+ DRAIN DR VALUE APPR KMP

+ CLASS REAP 01 MAN UNIT 0

+ PARCEL 6R058070010010 H/O N C/B N

+ PRIOR ACCOUNT 5R29498-100- -0

+ 02 MH on Property NO

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101

System User- IDWRR Date 03/31/2006 Time 9:53

REAL PROPERTY INQUIRY

+++++

01 6R29498-104- -0 144-00 N SCH131+ 15 30,000 1.00

+++++

37 111,400

ROBERTS, JAMES W
& ROBERTS, JUDY E H/W

+

5A

4,100

.58

+

+

+

+

2001 E LOCUST LN

+

NAMPA ID 83686

+

+++++

11-2N-2W NW MONTGOMERY LANE SUB 5807 + TOTAL 145,500 1.58
LT 1 BLK 2

+++++

+ SURVEY 200112162 INST 843434

+ DRAIN DR VALUE APPR WLK

+ CLASS +2 REAP 01 MAN 00 UNIT 1

+ PARCEL 6R058070020010 H/O N C/B N

+ PRIOR ACCOUNT 5R29498-104- -0

+ 02 MH on Property NO

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R29498104 0 UNIT 001 TOTAL UNITS 1

SITE 2001 E LOCUST LN NA SEC/TWN/RNG 11-2N-2W

ASSESSED VALUE 145,500 ACREAGE 1.58

SUB/PARK NAME MONTGOMERY LANE SUB YEAR/MAKE

CLASS +2 OWNER / OCCUPIED HOUSE CLASS '+2' SPACE LOT BLOCK

+++++

YR BUILT 9999 AIR COND AIR - NONE CARPORT N

STORY 1 STORY HEATING CARPORT SQ FT

FIRST SQ FT 100 EXTERIOR DECK/PATIO? N

SECOND SQ FT ROOF POOL? N

BEDS 3 BSMT SQ FT SPA? N

BATHS 1.00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

L PROPERTY INQUIRY

```

+++++
01 6R29498-105- -0 144-00 N SCH131+ 15 30,000 1.00
+++++
ROBERTS, JAMES W +
& ROBERTS, JUDY E H/W +
+
+
2001 E LOCUST LN +
NAMPA ID 83686 +
+++++
11-2N-2W NW MONTGOMERY LANE SUB 5807 + TOTAL 30,000 1.00
LT 2 BLK 2 ++++++
+ SURVEY 200112162 INST 843434
+ DRAIN DR VALUE APPR KMP
+ CLASS REAP 01 MAN UNIT 0
+ PARCEL 6R058070020020 H/O N C/B N
+ PRIOR ACCOUNT 5R29498-105- -0
+ 02 MH on Property NO
MONTGOMERY LN, NA
MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
System User- IDWRR Date 03/31/2006 Time 9:53
REAL PROPERTY INQUIRY
+++++
01 6R29498-106- -0 144-00 N SCH131+ 15 29,500 .87
+++++
ROBERTS, JAMES W +
& ROBERTS, JUDY E H/W +
+
+
2001 E LOCUST LN +
NAMPA ID 83686 +
+++++
11-2N-2W NW MONTGOMERY LANE SUB 5807 + TOTAL 29,500 .87
LT 3 BLK 2 ++++++
+ SURVEY 200112162 INST 843434
+ DRAIN DR VALUE APPR KMP
+ CLASS REAP 01 MAN UNIT 0
+ PARCEL 6R058070020030 H/O N C/B N
+ PRIOR ACCOUNT 5R29498-106- -0
+ 02 MH on Property NO
MONTGOMERY LN, NA

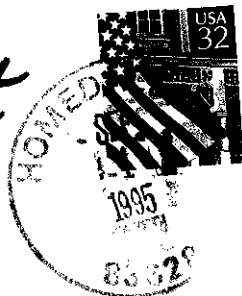
```

60 2708 09-01-25 2100
mes w Bobato

2001 East Locust
Lane

Nampa, Idaho
83686

← different
address?



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

**WATER RESOURCES
WESTERN REGION**

State of Idaho)
County of Canyon)

My Commission Expires 3-11-99.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

Re: Claim No(s) A63-23786

A63-23786
JUDY E ROBERTS
JAMES W ROBERTS
2015 E LOCUST LANE
NAMPA ID 83686

Dear Claimant(s):

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

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures