

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-152B
Date Received: 4/24/1989
Receipt No: W002616
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

STEVEN L STOUT
4017 N LA MESITA WAY
BOISE ID USA 83702

Phone: (208)342-4102

CHRIS L STOUT
4017 N LA MESITA WAY
BOISE ID USA 83702

Phone: (208)342-4102

2. Date of Priority: 06/01/1865

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	32	SE NE	CANYON	

5. Description of diverting works:

DAM IN RIVER TO DITCH TO LATERAL TO FLOOD IRRIGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/15	10/15	4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres	
05N	04W	31	SW	NE	4	IRRIGATION	32.8
			SE	NE	5	IRRIGATION	32.3
			NE	NE	1	IRRIGATION	34.9
Section Acres						100	
Total Acres						100	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DH 6/28/2002

TRANSFER 51 FOR POINT OF DIVERSION ONLY.

TRANSFER 51 SUPERSEDED BY TRANSFER 127.

TRANSFER 127 FOR 0.80 CFS OF THE ORIGINAL DECREE OF 6.4 CFS TO A NEW POINT OF DIVERSION.

WR DATA BASE DOES NOT REFLECT SPLIT.

THIS CLAIM IS A SPLIT OF 63-00152.

PROPERTY DESCRIPTION OF DEED IN ERROR. LOT 1 IS IN THE NE 1/4, NOT THE SE 1/4. ELR OWNERSHIP CHANGED 07/03/1995. PROPERTY INHERITED BY SON AND DAUGHTER; SON BOUGHT OUT HIS SISTERS SHARE AND THEN DEEDED 1/2 INTEREST TO MARION PHARISS, HIS WIFE. DOC.S IN FILE. DAYTIME TELEPHONE IS 467-5741 (MS. PHARISS). MM.

**CORRECTIONS MADE 12/31/98, PER PHONE CALL FROM MICHAEL PHARISS: JUDIE K PHARISS SHOULD HAVE ALSO BEEN ADDED TO THIS CLAIM WITH MICHAEL IN 1995 AND MARION SHOULD HAVE BEEN TAKEN OFF.

15. Basis of Claim: Decreed

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

RECEIVED**JUL 03 2001****WATER RESOURCES
WESTERN REGION**

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

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided, if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-21865					
	63-21863				
63-00152B	63-00152B				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following:
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).
OR
 If your water right(s) and/or adjudication claim(s) are for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Judie K. Phariss, Michael I. Phariss
24684 Lemp Lane, Parma, ID 83660
4. New Owner/Claimant(s) Steven L. Stout and Chris L. Stout
 Name Connector (Check one): ☒ and, ☐ or, ☐ and/or
- New Mailing Address 4017 North La Mesita Way
- City, State and ZIP Code Boise, ID 83702
- New Telephone Number (208) 342-4102
5. Date you acquired the property March 29, 2001

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, then you may skip this item and go to item 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

Water Right and/or Adjudication Claim Number _____

Water Use	Rate of Diversion (CFS)	Annual Volume (acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____	_____
Stock	_____	_____	_____
Domestic	_____	_____	_____
Other _____	_____	_____	_____
Total	_____	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT

Water Right and/or Adjudication Claim Number _____

Water Use	Rate of Diversion (CFS)	Annual Volume (acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____	_____
Stock	_____	_____	_____
Domestic	_____	_____	_____
Other _____	_____	_____	_____
Total	_____	_____	_____

7. Signature of New Owner(s) _____
or Claimant(s) _____

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

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.

For Office Use Only

Received by _____	Date <u>7-3-01</u>	Fee <u>\$25</u>
Received by _____	Date <u>7-3-01</u>	Receipt No. <u>W027982</u>
Processed by _____	Date _____	

WARRANTY DEED



FOR VALUE RECEIVED, The Trustees of the Phariss Family Trust, under Trust Agreement dated March 24, 1995, Grantors, do hereby convey to Steven L. Stout and Chris L. Stout, husband and wife, Grantees, whose address is 4017 North La Mesita Way, Boise, Idaho 83702, the following described property situated in Canyon County, Idaho:

See Exhibit "A" attached hereto and incorporated herein,

TOGETHER WITH all and singular the tenements, hereditament, and appurtenances (including, without limitation, water rights) thereunto belonging, or other wise appertaining, and all estate, right, title and interest in and to the said property.

SUBJECT TO: The matters described on Exhibit "B" attached hereto and incorporated herein.

And Grantors do warrant the title against all persons whomsoever, subject to the matters above set forth.

And Grantors do hereby convey and quit claim to Grantees any interest Grantors may have in any land adjoining the land described on Exhibit "A" attached hereto, including any lands lying beneath the Boise River or on the other side of the Boise River.

IN WITNESS WHEREOF, Grantors have executed this Warranty Deed this 29TH day of March, 2001.

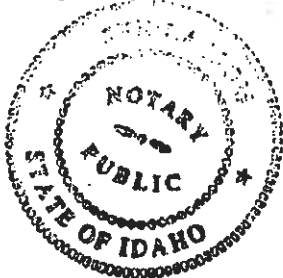
GRANTOR(S):

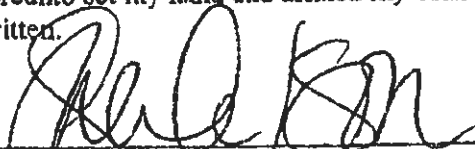
Michael I. Phariss, Trustee
Michael I. Phariss, Trustee
Judith K. Phariss, Trustee
Judith K. Phariss, Trustee

STATE OF IDAHO)
) ss.
County of Canyon)

On this 29 day of March, 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared Michael I. Phariss and Judith K. Phariss, known or identified to me to be the person whose name is subscribed to the within and foregoing instrument as Trustees for the Phariss Family Trust, and acknowledged to me that he executed the same as such Trustees.

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





Notary Public for Idaho
Residing at Nampa
My commission expires: 6.30.2003

EXHIBIT

"B"

TRACT I:

This parcel is a portion of Government Lot 1, Government Lot 4, Government Lot 5, and Government Lot 10 of Section 31 and accretion lands lying adjacent to Government Lots 1, 3, 4, 5 and 10 of Section 31, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1; thence

South $0^{\circ} 44'16''$ West along the East boundary of said Government Lot 1 and a distance of 592.46 feet to the TRUE POINT OF BEGINNING; thence continuing

South $0^{\circ} 44'16''$ West along the East boundary of said Government Lot 1 and said Government Lot 5 a distance of 1858.49 feet to a point on the mean high water of the Boise river as it now exists; thence traversing said mean high water as follows:

South $83^{\circ} 11'35''$ West a distance of 128.70 feet;

South $86^{\circ} 03'37''$ West a distance of 121.56 feet;

North $88^{\circ} 08'47''$ West a distance of 100.94 feet;

South $82^{\circ} 00'59''$ West a distance of 190.78 feet;

South $82^{\circ} 26'30''$ West a distance of 129.56 feet;

South $81^{\circ} 38'22''$ West a distance of 169.41 feet;

South $88^{\circ} 08'45''$ West a distance of 194.60 feet;

South $84^{\circ} 13'37''$ West a distance of 131.71 feet;

South $84^{\circ} 16'42''$ West a distance of 190.24 feet;

South $89^{\circ} 01'18''$ West a distance of 144.72 feet;

North $67^{\circ} 29'31''$ West a distance of 84.18 feet;

North $8^{\circ} 30'12''$ West a distance of 110.67 feet;

North $44^{\circ} 53'34''$ West a distance of 243.40 feet;

North $47^{\circ} 11'54''$ West a distance of 85.06 feet;

North $56^{\circ} 09'11''$ West a distance of 113.36 feet;

North $61^{\circ} 51'33''$ West a distance of 120.71 feet;

South $88^{\circ} 37'54''$ West a distance of 208.29 feet;

North $73^{\circ} 04'10''$ West a distance of 125.97 feet;

North $68^{\circ} 30'18''$ West a distance of 146.84 feet;

North $44^{\circ} 42'00''$ West a distance of 204.21 feet to a point on the West boundary of said Government Lot 4; thence continuing

North $44^{\circ} 42'00''$ West a distance of 16.13 feet; thence leaving said mean high water and bearing

North $2^{\circ} 09'36''$ East a distance of 187.26 feet; thence



Handwritten initials "MIP" with a signature above them.

North 66° 28'21" East a distance of 7.23 feet to a point on the West boundary of said Government Lot 10; thence continuing

North 66° 28'21" East a distance of 766.28 feet; thence
North 48° 13'43" East a distance of 328.78 feet; thence
North 77° 14'58" East a distance of 44.95 feet; thence
North 23° 14'31" East a distance of 244.91 feet; thence
North 32° 30'31" East a distance of 144.12 feet; thence
North 38° 21'52" East a distance of 213.79 feet; thence
North 55° 44'13" East a distance of 36.85 feet; thence
North 29° 25'21" East a distance of 116.41 feet; thence
North 32° 52'11" East a distance of 58.51 feet; thence
North 38° 33'13" East a distance of 90.62 feet; thence
North 0° 04'14" East a distance of 8.52 feet; thence
North 53° 48'09" East a distance of 220.67 feet; thence
North 62° 53'26" East a distance of 101.74 feet; thence
North 83° 15'35" East a distance of 234.69 feet; thence
South 14° 47'24" East a distance of 11.34 feet; thence
North 72° 16'36" East a distance of 24.53 feet; thence
South 82° 10'05" East a distance of 112.07 feet; thence
South 52° 03'47" East a distance of 685.52 feet to the TRUE POINT OF BEGINNING.

TRACT II:

An easement for access as set forth in Easement agreement, recorded February 5, 2001 as Instrument No. 200104150, records of Canyon County, Idaho.

This easement is situated in Government Lot 1 and Government Lot 10 and accretion lands of Section 31, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

COMMENCING at the Northeast corner of said Government Lot 1; thence

South 89° 23'16" West along the North boundary of Government Lot 1 a distance of 723.28 feet; thence

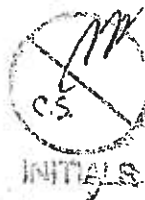
South 14° 33'40" East a distance of 115.54 feet; thence

South 14° 47'24" East a distance of 16.60 feet to the TRUE POINT OF BEGINNING; thence

South 82° 49'47" West a distance of 176.36 feet; thence along a curve to the left having a central angle of 29° 56'17" a radius of 353.52 feet, an arc length of 184.72 feet, and a long chord which bears

South 67° 51'45" West a distance of 182.63 feet; thence

South 52° 53'43" West a distance of 334.51 feet; thence along a curve to the left having a central angle of 30° 40'04", a radius of 398.79 feet, an arc length of 213.45 feet, and a long chord which bears



Handwritten signature and initials "JRP" and "MEP".

South 37° 33'41" West a distance of 210.92 feet; thence
South 22° 13'39" West a distance of 142.86 feet; thence along a curve to the right
having a central angle of 10° 53'12", a radius of 317.66 feet, an arc length of 60.36 feet and
a long chord which bears
South 27° 40'15" West a distance of 60.27 feet; thence
South 33° 06'51" West a distance of 97.26 feet; thence along a curve to the left
having a central angle of 8° 29'12", a radius of 445.98 feet, an arc length of 66.06 feet, and
a long chord which bears
South 28° 52'15" West a distance of 66.00 feet; thence
South 24° 37'39" West a distance of 113.99 feet; thence along a curve to the left
having a central angle of 10° 53'09", a radius of 372.00 feet, an arc length of 70.68 feet,
and a long chord which bears
South 30° 04'14" West a distance of 70.57 feet; thence
South 3° 21'22" West a distance of 39.00 feet to the TRUE POINT OF BEGINNING.



Handwritten signature
MIP

SCANLAN ENGINEERING

Groundwater and Environmental Engineering

RECEIVED

JUL 03 2001

WATER RESOURCES
WESTERN REGION

June 30, 2001

Steve Lester
Water Rights Supervisor
Western Region Office
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Water Rights for Property Purchased by Steven and Chris Stout

Dear Steve:

Enclosed please find water right documents associated with a Canyon County property purchased by Steven and Chris Stout earlier this year. The property consists of approximately 105 acres located west of Notus in Section 31, T5N, R4W.

1. **Notice of Change in Water Right Ownership.** The recorded water rights associated with the property include 63-21865 (partially decreed water right for domestic and stockwater purposes from the well at the house), 63-21863 (pending Snake River Basin Adjudication claim for stockwater from the slough), and 63-00152B (decreed water right and pending Snake River Basin Adjudication claim for irrigation from the Boise River). I understand that there is a \$25 change of ownership filing fee for water rights that have been decreed in the SRBA, but that there is no filing fee for rights with pending claim. Therefore, I assume that the total change in ownership fee for these three rights is \$25.
2. **Notice of Claim to a Water Right.** Water right 63-00368 (3.2 cfs) is diverted through the Baxter Ditch and utilized on the Hawkins and Stout properties. Hawkins claimed 1.8 cfs as water right 63-00368A. The enclosed claim by Stout (63-00368B) is for the remaining 1.4 cfs of the water right. The 1.4 cfs provides water for irrigation and for ditch losses between the river and the Stout property. Water right 63-00152B (A63-00152B) also provides irrigation for the same acres on the Stout property that are irrigated by 63-00368B. The \$1 per acre SRBA fee has already been paid through the 63-00152B claim. Therefore, I assume that the filing fee for this claim is the flat fee of \$50.
3. **Application for Permit.** The enclosed application for permit proposes diversion of 5 cfs from the Boise River for recreation and wildlife purposes. The water would be diverted through the Baxter Ditch to the property. Diversion could occur year around, but would be primarily during the non-irrigation season. I assume that the filing fee for this application is \$410.

Mr. Steve Lester

-2-

June 30, 2001

A check for \$485 (\$25 + \$50 + \$410) is enclosed. Please contact me with any questions.

Sincerely,

A handwritten signature in cursive script, reading "Terry M. Scanlan".

Terry M. Scanlan

Cc: Steve Stout

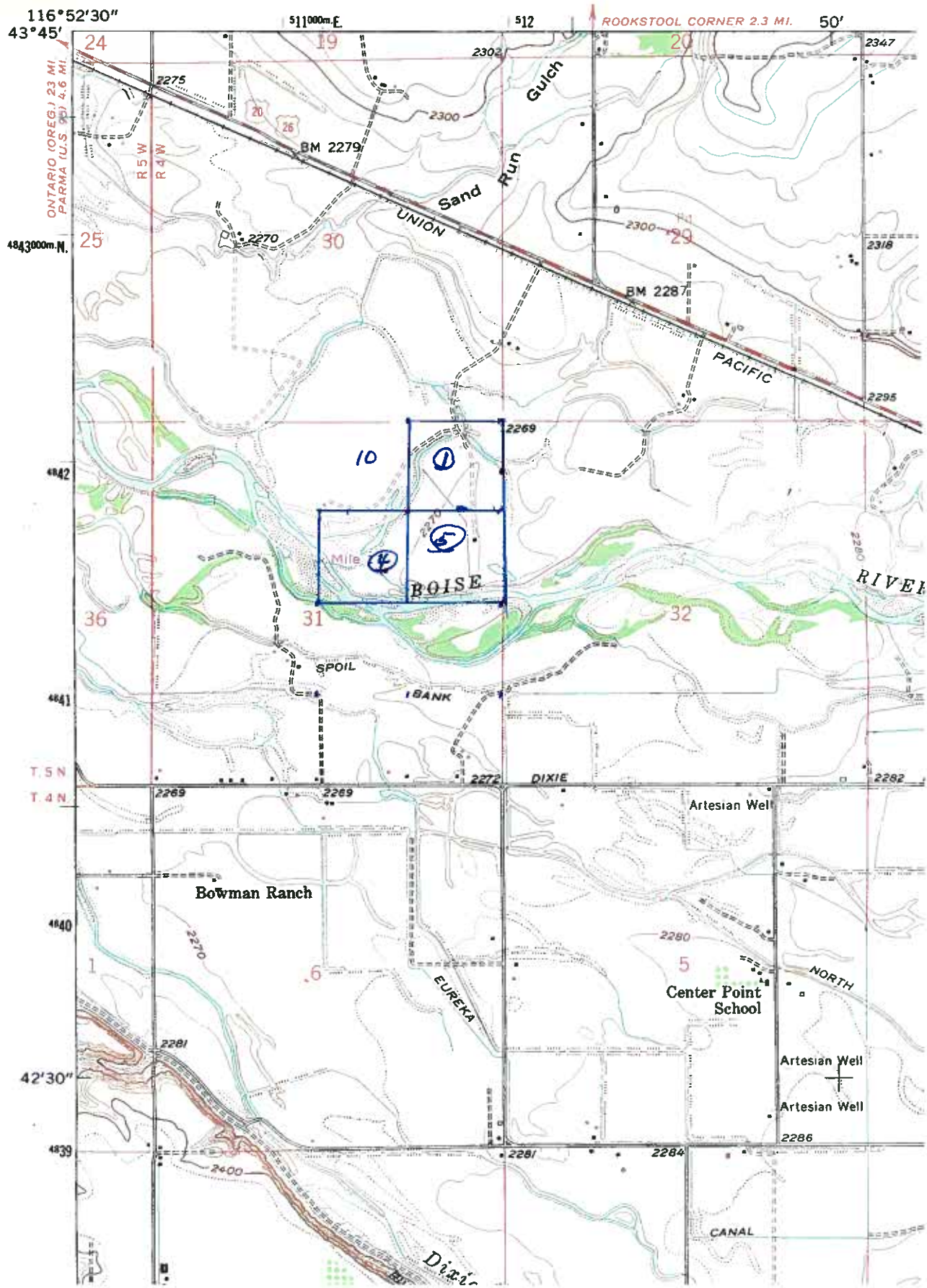
TSN, R/W

Parcel No:
2385230000
(33.7 AC)



267 1/4 SW
(PARMA)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY



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
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CIVIL CASE NUMBER: 39576

Ident. Number: A63-00152B
Date Received: 4/24/1989
Receipt No: W002616
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: MICHAEL I PHARISS 208-722-6905
Address: 24684 LEMP LN
PARMA ID 83660
AND/OR
Name: JUDIE K PHARISS 208-722-6905
Address: 24684 LEMP LN
PARMA ID 83660

2. Date of Priority: JUN 1, 1865

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	32	SE	NE			CANYON

5. Description of diverting works:
DAM IN RIVER TO DITCH TO LATERAL TO FLOOD IRRIGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/15	10/15	4.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	31	NE	NE	1	IRR	34.9
			SW	NE	4	IRR	32.8
			SE	NE	5	IRR	32.3
Section Acres							100.0
Total Acres							100.0

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:
NONE

14. Remarks:

TRANSFER 51 FOR POINT OF DIVERSION ONLY.
TRANSFER 51 SUPERSEDED BY TRANSFER 127.
TRANSFER 127 FOR 0.80 CFS OF THE ORIGINAL DECREE OF 6.4 CFS TO A
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NOT THE SE 1/4. ELR
OWNERSHIP CHANGED 07/03/1995. PROPERTY INHERITED BY SON AND
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INTEREST TO MARION PHARISS, HIS WIFE. DOC.S IN FILE. DAYTIME
TELEPHONE IS 467-5741 (MS. PHARISS). MM.
**CORRECTIONS MADE 12/31/98, PER PHONE CALL FROM MICHAEL PHARISS:
JUDIE K PHARISS SHOULD HAVE ALSO BEEN ADDED TO THIS CLAIM WITH
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15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
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PARMA ID

208-722-6905

83660

AND/OR

Name: MARION E PHARISS
Address: 24684 LEMP LN
PARMA ID

208-722-6905

83660

2. Date of Priority: JUN 1, 1865

3. Source: BOISE RIVER

Trib. to: SNAKE RIVER

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7. Total Quantity Appropriated is:

4.000 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

NONE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
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Section Acres								100.0
Total Acres								100.0

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Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant

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			SE	NE	5	IRR	32.3

Section Acres 100.0

Total Acres 100.0

11. Place of use in counties: CANYON

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PROPERTY DESCRIPTION OF DEED IN ERROR. LOT 1 IS IN THE NE 1/4,
NOT THE SE 1/4. ELR
OWNERSHIP CHANGED 07/03/1995. PROPERTY INHERITED BY SON AND
DAUGHTER; SON BOUGHT OUT HIS SISTER'S SHARE AND THEN DEEDED 1/2
INTEREST TO MARION PHARISS, HIS WIFE. DOC.S IN FILE. MM.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A63-00152B A61-21863 A61-21865
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): IRVIN E. AND MARION E. PHARISS
24684 LEMP LN. PARMA, ID 83660
- ☐ New Owner/Claimant (Purchaser): MICHAEL I. AND/OR JUDIE K. PHARISS
- ☐ New Mailing Address: 24684 LEMP LANE
PARMA, IDAHO 83660
- ☐ New Telephone Number: (208) 722-6905
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes ~~no~~
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
- _____
- _____
- _____

- ☐ Attach proof of ownership, describe proof attached: _____

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s) Michael I. Pharris Date 3-13-95
Date _____
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____
Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 07/03/1995 By: TMM

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 07/03/1995 By: TMM

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
SEP 27 1996

QUITCLAIM DEED

THIS INDENTURE made this 24th day of March, 1995, between MICHAEL I. PHARISS, a married man dealing with his sole and separate property, of Parma, Canyon County, Idaho, the Transferor, and JUDITH K. PHARISS, whose current address is: 24684 Lemp Lane, Parma, Idaho 83660, the Transferee.

WITNESSETH that the said Transferor, for and in consideration of the sum of ONE AND NO/100 DOLLARS (\$1.00) and other valuable considerations, lawful money of the United States of America, to him in hand paid by the said Transferee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the said Transferee, and to her heirs and assigns an undivided one-half interest in that certain lot(s), piece(s) or parcel(s) of land, situate, lying and being in Canyon County, Idaho, bounded and described as follows, to-wit:

Lots 4 and 5 and that part of the Southeast Quarter lying North of the Boise River as now located; Lot 1 South of the North bank of Old River Channel; and All of that portion of Government Lot 1, Section 31, Township 5 North, Range 4 West of the Boise Meridian, lying South of the following described boundary:

COMMENCING at the Northeast corner of said Government Lot 1;

Thence South 0°42'58" West along the Easterly boundary of said Government Lot 1, a distance of 592.46 feet to the TRUE POINT OF BEGINNING;

Thence North 52°03'47" West, a distance of 685.52 feet;

Thence North 82°10'05" West, a distance of 112.07 feet;

Thence South 72°16'36" West, a distance of 24.53 feet;

Thence North 14°47'24" West, a distance of 45.09 feet;

Thence South 83°38'16" West, a distance of 266.92 feet;

Thence South 54°29'56" West, a distance of 280.35 feet to a point on the Westerly boundary of said Government Lot 1, said point being 299.26 feet Southerly of the Northwest corner of said Government Lot 1.

THE PURPOSE OF THIS QUITCLAIM DEED IS TO CONFIRM MY WIFE'S COMMUNITY INTEREST IN THE ABOVE DESCRIBED PROPERTY.

Location of above described property:

TRANSFEROR acknowledges that it is the intention of this instrument to convey not only Transferor's entire present interest in the described property, but also any, every and all right, title and interest after-acquired by Transferor, and Transferor's heirs and assigns, through and by operation of law.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Transferee, and to her heirs and assigns forever.

IN WITNESS WHEREOF, the said Transferor has hereunto set his hand the day and year first above written.


MICHAEL I. PHARISS

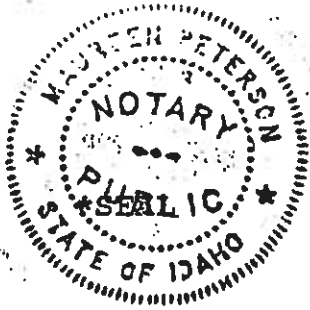
STATE OF IDAHO

)
) ss.
)

County of Canyon

On this 24 day of March, 1995,
before me, the undersigned, a Notary Public in and for said
State, personally appeared MICHAEL I. PHARISS, known to me
to be the person whose name is subscribed to the within and
foregoing instrument and acknowledged to me that he executed
the same.

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



Maureen Peterson
NOTARY PUBLIC FOR IDAHO
Residence: Naomi Id.
My Commission Expires: 8/18/99

9508478

RECORDED

'95 APR 5 PM 12 53

RECEIVED

CANYON CNT RECORDER

by Jeff D. Drum sep.

REQUEST Hamilton Michael

TYPE Deed FFF 901

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DEED OF DISTRIBUTION

FOR VALUE RECEIVED, And in accordance with the Decree of Distribution entered in the estates of Irvin E. Phariss and Marion E. Phariss, deceased, on June 10, 1994, and recorded in the office of the County Recorder of Canyon County, Idaho, on June 10, 1994, as Instrument No. 9417733, MICHAEL I. PHARISS, personal representative of the estates of Irvin E. Phariss and Marion E. Phariss, deceased, whose Letters Testamentary were issued on October 22, 1993, as grantor, does hereby grant and convey unto MICHAEL I. PHARISS, 24684 Lemp Lane, Parma, ID 83660, the grantee, as and for his sole and separate property, without any covenant or warranty, express or implied, AN UNDIVIDED ONE-HALF of the right, title and interest of said Irvin E. Phariss and Marion E. Phariss, deceased, in and to that certain real property, situated in the County of Canyon, State of Idaho, and described as follows, to-wit:

Lots 4 and 5 and that part of the Southeast Quarter lying North of the Boise River as now located; Lot 1 South of the North bank of Old River Channel; and All of that portion of Government Lot 1, Section 31, Township 5 North, Range 4 West of the Boise Meridian, lying South of the following described boundary: COMMENCING at the Northeast corner of said Government Lot 1;

Thence South 0°42'58" West along the Easterly boundary of said Government Lot 1, a distance of 592.46 feet to the TRUE POINT OF BEGINNING;

Thence North 52°03'47" West, a distance of 685.52 feet;

Thence North 82°10'05" West, a distance of 112.07 feet;

Thence South 72°16'36" West, a distance of 24.53 feet;

Thence North 14°47'24" West, a distance of 45.09 feet;

Thence South 83°38'16" West, a distance of 266.92 feet;

Thence South 54°29'56" West, a distance of 280.35 feet to a point on the Westerly boundary of said Government Lot 1, said point being 299.26 feet Southerly of the Northwest corner of said Government Lot 1.

QUITCLAIM DEED

THIS INDENTURE made this 30th day of March, 1995, between EDNA I. BISBY, of Parma, Canyon County, Idaho, the Transferor, and MICHAEL I. PHARISS, a married man dealing with his sole and separate property, whose current address is 24684 Lemp Lane, Parma, Idaho 83660, the Transferee.

WITNESSETH that the said Transferor, for and in consideration of the sum of ONE AND NO/100 DOLLARS (\$1.00) and other valuable considerations, lawful money of the United States of America, to her in hand paid by the said Transferee, the receipt whereof is hereby acknowledged, does by these presents remise, release and forever QUITCLAIM unto the said Transferee, and to his heirs and assigns all that certain lot(s), piece(s) or parcel(s) of land, situate, lying and being in Canyon County, Idaho, bounded and described as follows, to-wit:

Lots 4 and 5 and that part of the Southeast Quarter lying North of the Boise River as now located; Lot 1 South of the North bank of Old River Channel; and All of that portion of Government Lot 1, Section 31, Township 5 North, Range 4 West of the Boise Meridian, lying South of the following described boundary:

COMMENCING at the Northeast corner of said Government Lot 1;

Thence South 0°42'58" West along the Easterly boundary of said Government Lot 1, a distance of 592.46 feet to the TRUE POINT OF BEGINNING;

Thence North 52°03'47" West, a distance of 685.52 feet;

Thence North 82°10'05" West, a distance of 112.07 feet;

Thence South 72°16'36" West, a distance of 24.53 feet;

Thence North 14°47'24" West, a distance of 45.09 feet;

Thence South 83°38'16" West, a distance of 266.92 feet;

Thence South 54°29'56" West, a distance of 280.35 feet to a point on the Westerly boundary of said Government Lot 1, said point being 299.26 feet Southerly of the Northwest corner of said Government Lot 1.

Location of above described property:

TRANSFEROR acknowledges that it is the intention of this instrument to convey not only Transferor's entire present interest in the described property, but also any, every and all right, title and interest after-acquired by Transferor, and Transferor's heirs and assigns, through and by operation of law.

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular the said premises, together with the appurtenances, unto the Transferee, and to his heirs and assigns forever.

IN WITNESS WHEREOF, the said Transferor has hereunto set her hand the day and year first above written.


EDNA I. BISBY

STATE OF IDAHO)
) ss.
County of Canyon)

On this 30th day of March, 1995, before me, the undersigned, a Notary Public in and for said State, personally appeared EDNA I. BISBY, known to me to be the person whose name is subscribed to the within and

foregoing instrument and acknowledged to me that she executed the same.

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



Robbie Jo Flores

NOTARY PUBLIC FOR IDAHO

Residence: Parma, Idaho

My Commission Expires: 8-9-97

9508477

RECORDED

'95 APR 5 PM 12 52

RECEIVED

CANYON CHRY RECORDER

Yoko Drum

REQUEST *Hamilton* *Michaelson*

TYPE *Deed* FEE *7*

MICROFILMED
SEP 27 1996

LAST WILL AND TESTAMENT

of

IRVIN E. PHARISS

I, IRVIN E. PHARISS, of Parma, Canyon County, Idaho over the age of twenty-one years, and being of sound and disposing mind and memory, and not acting under restraint or undue influence, do make, publish and declare this to be my LAST WILL AND TESTAMENT, in the manner following, to-wit:

FIRST: I hereby revoke any and all former Wills and Codicils to Wills heretofore made by me.

SECOND: I hereby declare that I am married and that my wife is Marion E. Phariss; that we have two children, Michael I. Phariss, now of Parma, Idaho, and Edna Irene Bisby, now of San Fernando, California.

THIRD: I direct that all of my just debts, including all expenses of my last illness and funeral, be paid as soon after my demise as conveniently and lawfully can be done.

FOURTH: I hereby give, devise and bequeath to my wife, Marion E. Phariss, all of my property, real, personal and mixed, of whatsoever kind or nature and wheresoever situate, providing she survives me by four weeks.

FIFTH: In the event my said wife, Marion E. Phariss, should predecease me, or we should die in a common disaster or accident, or she should not survive me by four weeks, then I hereby give, devise and bequeath all of my estate as follows:

To my son, Michael I. Phariss, an undivided one-half interest in and to all personal property, including live stock, of which I die possessed, and an undivided one-half interest in and to all real property of which I die possessed. I wish to acknowledge that my said son owns some of the live stock and machinery now on my real property, independently of me.

MICROFILMED

SEP 27 1996

Irvin E. Phariss

To my daughter, Edna Irene Bisby, an undivided one-half interest in and to all personal property, including live stock, of which I die possessed, and, ten years after my death, an undivided one-half interest in and to all real property of which I die possessed. During said ten year period, my said daughter shall receive an undivided one-half interest in the income from said real property. In the event my said daughter should wish to sell her undivided one-half interest in said real property at the end of said ten year period, it is my wish and desire that my said son, Michael I. Phariss, have the first chance to purchase my said daughter's interest in said real property at a price equal to the appraised value, at the time of my death, of said undivided one-half interest in such real property.

SIXTH: I hereby nominate and appoint my wife, Marion E. Phariss, as Executrix of this, MY LAST WILL AND TESTAMENT, and direct that no bond be required of her for the performance of her duties throughout any proceedings of this, my estate, any law to the contrary notwithstanding. In the event of the death or inability of my said wife to act as such executrix, then I hereby nominate and appoint my son, Michael I Phariss, as such Executor, to serve without bond. In the event of the death or inability of my said son to act as such executor, then I hereby nominate and appoint my daughter, Edna Irene Bisby, as such executrix, to serve without bond.

IN WITNESS WHEREOF, I have hereunto set my hand to this, MY LAST WILL AND TESTAMENT, consisting of 3 sheets of paper, including the sheet upon which the attestation certificate is concluded, at Parma, Canyon County, Idaho, this 31st day of May, 1966.

Levin E. Phariss

The foregoing instrument, consisting of 3 sheets of paper, including the sheet upon which this attestation certificate is concluded, was signed, sealed, published as and declared by IRVIN E. PHARISS as and for his LAST WILL AND TESTAMENT, and we, in his presence and in the presence of each other, and at his request, hereunto subscribed our names and residences as witnesses on the day and date hereof.

Residing at:

Margaret E. Esnery
Forma, Idaho

Residing at:

B. J. Kuhlman
Forma, Idaho

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: A63-00152B
Date Received: 4/24/1989
Receipt No: W002616
Received By: EJR

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: IRVIN E. PHARISS 208-722-5823
Address: 24684 LIMP LANE
PARMA, ID 83660

AND/OR
Name: MARION E. PHARISS 208-722-5823
Address: 24684 LIMP LANE
PARMA, ID 83660

2. Date of Priority: JUN 01, 1865

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	32	SE	NE			CANYON

5. Description of diverting works:
DAM IN RIVER TO DITCH TO LATERAL TO FLOOD IRRIGATE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/15	10/15	4.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-00152B

Page 1

Date: 04/24/89

MICROFILMED

AUG 14 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	31	NE	NE	1	IRR	34.9
			SW	NE	4	IRR	32.8
			SE	NE	5	IRR	32.3

Section Acres 100.0

Total Acres 100.0

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:
NONE

14. Remarks:

TRANSFER 51 FOR POINT OF DIVERSION ONLY.
TRANSFER 51 SUPERSEDED BY TRANSFER 127.
TRANSFER 127 FOR 0.80 CFS OF THE ORIGINAL DECREE OF 6.4 CFS TO A
NEW POINT OF DIVERSION.
WR DATA BASE DOES NOT REFLECT SPLIT.
THIS CLAIM IS A SPLIT OF 63-00152.
PROPERTY DESCRIPTION OF DEED IN ERROR. LOT 1 IS IN THE NE 1/4,
NOT THE SE 1/4. ELR

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date:

FARMERS CO-OP DITCH CO.

Decree Plaintiff

vs

RIVERSIDE IRR. DIST.

Decree 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: _____

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): E. L. Pharris Date: 4/24/89

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 24 day

of April 19 89

Eldon L. Roush
Notary Public

Seal

Residing at _____

My Commission Expires _____

Eldon L. Roush
Residing at Boise, Idaho
My Commission Expires September 8, 1994

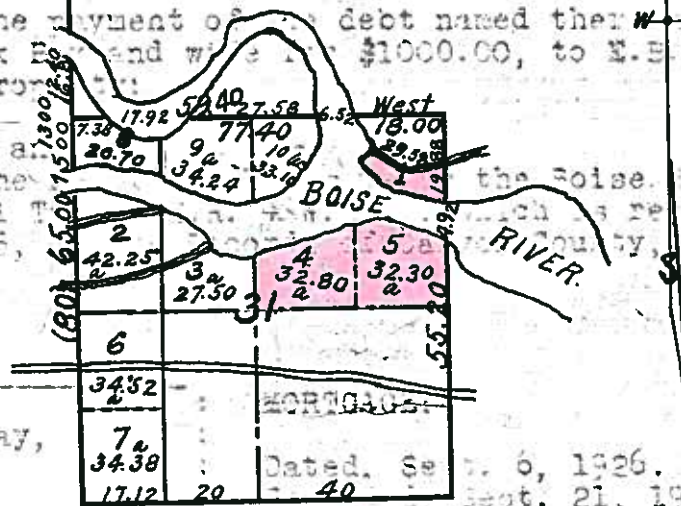
No. 1

Recorded, Sept. 21, 1926, 4:45 PM.
Book 26 Hols., Page 584.
Document No. 151430.

Acknowledged, Sept. 7, 1926, in Jefferson County, Nebraska, By
E. B. Colby, before S. R. Merrell, Notary Public. (Seal).

In consideration of the payment of the debt named therein I release
the mortgage made by Frank Bay and wife for \$1000.00, to E. B. Colby on
the following described property:

Lots numbered 4 and 5 and all that portion of the Boise River as
now located all in Sec. 31 Township 5 N. R. 4 W. B. M., in Canyon County, Idaho.
Signed: E. B. Colby.



Frank Bay and Hannah J. Bay,
husband and wife.

E. B. Colby.

Dated, Sept. 6, 1926.
Sept. 21, 1926, 4:46 PM.
Book 92 of Mtgs., Page 573.
Consideration, \$1400.00.
Document No. 151431.

Scale 40 chains to the inch.

Plate of Sec. 31 Twp. 5 N. R. 4 W. B. M., in Canyon County, Idaho,
which is here shown for reference only and which contains the
following notes and certificates.

Received with Surveyor General's Letter of Mar. 6, 1868.
Plat filed with Register Mar. 6, 1868 as per record in Surveying
Division.

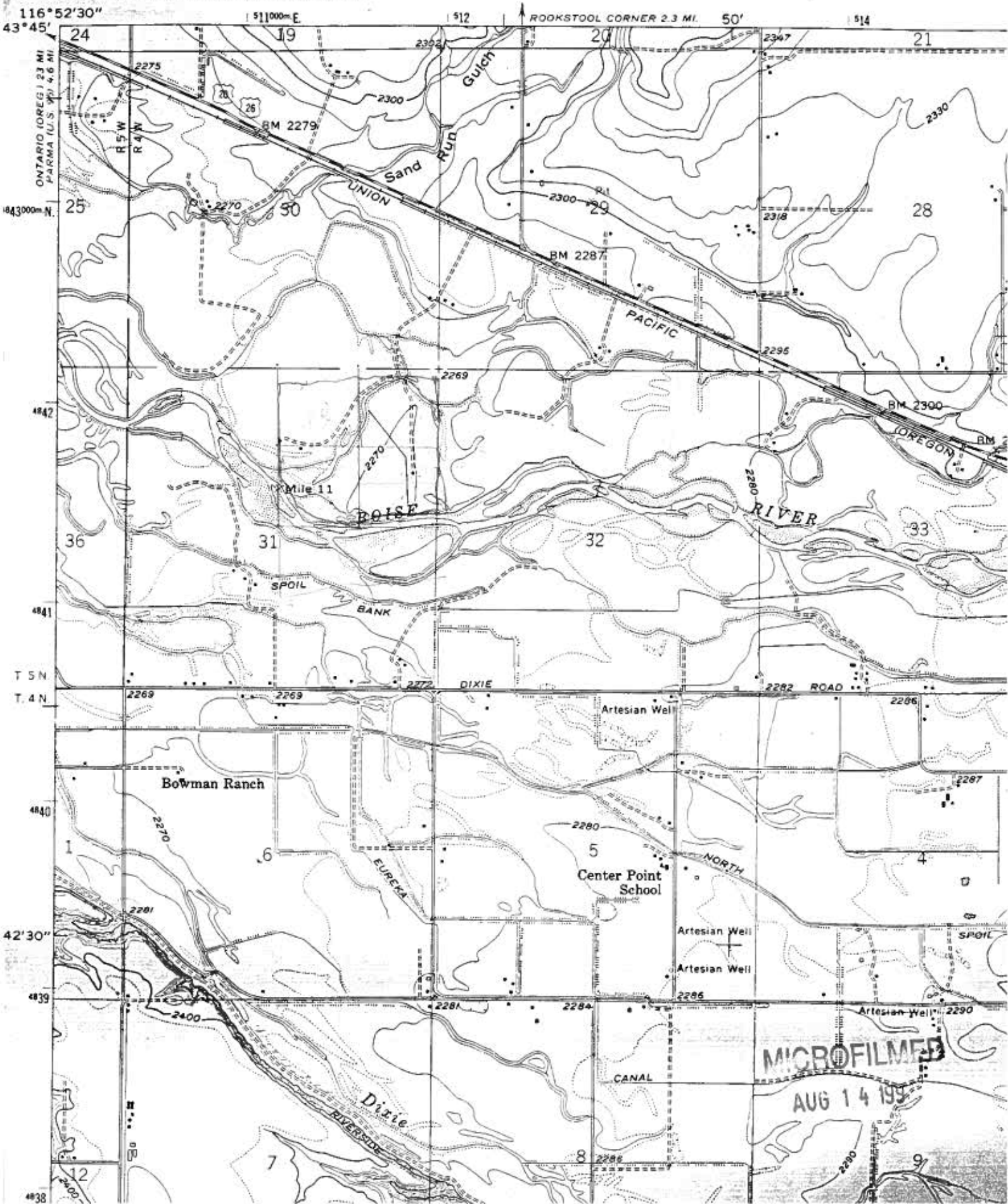
The above Map of Fractional Township 5 N. R. 4 W. B. M., Terr. of Idaho,
is strictly conformable to the field notes of the Survey thereof,
on file in this Office which have been examined and approved.
Surveyor General's Office, Boise City, Idaho Territory.
March 5, 1868.

Signed: LaFayette Cartee, Sur. Gen'l., Idaho.

MICROFILMED

AUG 14 199

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY.



CONTRACT FOR SALE OF REAL ESTATE

THIS AGREEMENT, Made and entered into this 31st day of January, 1964, by and between GUY FARNSWORTH and IOLA FARNSWORTH, Husband and Wife, of Nampa, Idaho, parties of the first part, hereinafter called the Vendors, and IRVIN E. PHARISS and MARION E. PHARISS, Husband and Wife, of Nampa, Idaho, parties of the second part, hereinafter called the Purchasers;

WITNESSETH: The Vendors, in consideration of NINETEEN THOUSAND FOUR HUNDRED SEVENTY-NINE & 74/100 (\$19,479.74) DOLLARS to be paid as hereinafter provided hereby agree to sell and convey and the purchasers agree to purchase all that certain tract of land with the buildings and improvements thereon, situated in Canyon County, State of Idaho, and particularly described as follows, to-wit:

Lots 4 and 5 and that part of the North $\frac{1}{2}$ of the Southeast Quarter lying North of the Boise River, as now located, all being in Section 31, Township 5 North, Range 4 West of the Boise Meridian in Canyon County, State of Idaho; and Lot 1 in the Southeast Quarter lying South of the old River Channel, consisting of 100 acres, more or less.

The purchase price, or sum of NINETEEN THOUSAND FOUR HUNDRED SEVENTY-NINE & 74/100 (\$19,479.74) DOLLARS, shall be paid in the sums and manner and on the dates as follows, to-wit: \$900.00 on May 1, 1964, \$900.00 on November 1, 1964, and a like sum on each and every May 1st and November 1st of every year thereafter until paid in full, together with interest on the deferred balance.

INTEREST. Commencing with the date of this agreement, all deferred payments shall bear interest at the rate of six

event of loss as the interests of the parties may appear; said fire insurance policy to be held by the mortgagee above mentioned until payment in full of said mortgage.

IT IS UNDERSTOOD AND AGREED That this option is not exclusive with the Vendors and the Vendors do not waive any rights it may have at law or equity for the enforcement of the provisions of this agreement.

IT IS FURTHER UNDERSTOOD AND AGREED That this agreement may not be assigned by the Buyers without the written consent of the Vendors first had and obtained.

IT IS FURTHER UNDERSTOOD AND AGREED That this agreement is binding upon the parties hereto, their heirs, successors, executors, administrators and assigns, and that time is of the essence of this agreement in all of its provisions.

IN WITNESS WHEREOF, The parties hereto have hereunto set their hands and subscribed their names the day and year first above written.

Guy Farnsworth

Guy Farnsworth
VENDORS

Marion E. Pharris

Marion E. Pharris
BUYERS

State of Idaho)
) ss.

County of Canyon)

On this 31st day of January, 1964, before me, the undersigned, a Notary Public in and for said State, personally appeared GUY FARNSWORTH and IOLA FARNSWORTH, Husband and Wife, and IRVIN E. PHARRIS and MARION E. PHARRIS, Husband and Wife, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

Donald Caldwell
Notary Public for Idaho
Residing at Caldwell, Idaho

ABSTRACT OF TITLE

TO

THE FOLLOWING DESCRIBED REAL ESTATE

Lots Four (4) and Five (5), and all that portion of the North $\frac{1}{2}$ of Southeast $\frac{1}{4}$ lying North of the Boise River as now located, all in Section 31 Township 5 North Range 4 West of the Boise Meridian, in Canyon County, Idaho.

Note: See Plat of Government Survey on Page 15 this Abstract.

(EXCLUSIVE OF WATER RIGHTS AND RIGHTS OF WAY FOR DITCHES AND CANALS.)

Loan No. 18543
Application No. 2534
Received _____
Filed NOV. 20 1934
THE FEDERAL LAND BANK
OF SPOKANE

MICROFILMED
AUG 14 1993

H. 2534
Wm. J. Banta
Comm. - J.A.

CANYON ABSTRACT & TITLE CO. LTD.

ESTABLISHED 1892 INCORPORATED 1909

CALDWELL, IDAHO.

FLB 1

No. 33302

ABSTRACT OF TITLE

OF

Tracts 1 and 2 and that part of Tract 3
of the Little Lost River of Boise County, Idaho,
now known as all in Sec. 31, Twp. 5
N., R. 4 E., S. 1, in Canyon County,
Idaho.

CANYON COUNTY IDAHO

PREPARED BY

Idaho Abstract & Title Co., Inc.

BONDED

NAMPA, IDAHO

RECORDED

AUG 14 1905

E. B. Colby,-- -TO- Frank Bay and wife.	: : : : : :	RELEASE OF MORTGAGE. No.2. Dated, Sept. 7, 1926. Recorded, Sept. 21, 1926, 4:45 PM. Book 26 Rels., Page 584. Document No.151430.
--	--	--

Acknowledged, Sept. 7, 1926, in Jefferson County, Nebraska, By E.B.Colby, before S.R.Merrell, Notary Public. (Seal).

In consideration of the payment of the debt named therein, I release the mortgage made by Frank Bay and wife for \$1000.00, to E.B.Colby on the following described property:

Lots numbered 4 and 5 and
 All that portion of the N $\frac{1}{2}$ of SE $\frac{1}{4}$ lying N. of the Boise River as now located all in Sec. 31 Twp. 5 N.R. 4 W.B.M., which is recorded in Book 89 of Mtgs., Page 245, of the Records of Canyon County, Idaho.
 Signed: E.B.Colby.

-----O-----

Frank Bay and Hannah J. Bay, husband and wife. -TO- E. B. Colby.	: : : : : :	MORTGAGE. No.3. Dated, Sept. 6, 1926. Recorded, Sept. 21, 1926, 4:46 PM. Book 92 of Mtgs., Page 573. Consideration, -\$1400.00. Document No.151431.
--	--	--

Signed: Frank Bay, Hannah J. Bay.

Acknowledged, Sept. 6, 1926, in Canyon County, Idaho, By Frank and Hannah J. Bay, husband and wife, before Frank Dahlstrom, Notary Public, Residing at Parma, Idaho. (Seal).

Property,-- Lots numbered 4 and 5, and
 All that portion of the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ lying N. of the Boise River as now located, all in Sec. 31 Twp. 5 N.R. 4 W.B.M., containing 78.1 acres, more or less.

Together with water right consisting of 40 miner's inches of water out of what is commonly known as the "Bird Bowman Ditch."

-----O-----

MICROFILMED
 AUG 14 1992

Affidavit for Change of Point of Diversion of Decreed Water Right

63-0152

STATE OF IDAHO,
County of Canyon } ss.

William Baxter, being first duly sworn, deposes and says: That his postoffice address is Notus, Idaho; That he is the owner of and using a certain water right, bearing date of priority of June, 1st, 1865, for 4/5 cubic feet per second of the waters of Boise River, County of Canyon, State of Idaho, decreed to Bird Bowman by decree of Judge Geo. H. Stewart, of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, in the case of Farmer's Co-op Ditch Co. vs. Riverside Irr. District Ltd. said decree bearing date of Jan. 18, 1906, for the purpose of irrigating the following described lands, situate, lying and being in Water Dist. No. , in the County of Canyon, and State of Idaho, to-wit: Lots 4 and 5 and all that portion of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) lying north of the Boise River as now located, all in Section 31, Twp. 5 North of Range 4 W. B. M.

That he is the person (or representative of the corporation) to whom such right was issued, (or has become the owner thereof in the following manner: Purchased

That said waters are now diverted from said stream in the SE $\frac{1}{4}$ of Sec. 33, Twp. 5 N., Range 4 W., and conducted to the above described lands through the Bird Bowman ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said water from the point above described to a point located in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 32, Twp. 5, Range 4, and thereafter conduct same to the above described land through the ~~same~~ *new* ditch, as per map above referred to:

That his reasons for desiring to make such change are as follows:

*The land is on the other side of the river
there is channel on an account by the river
changing its course*

That no one will be injured by such change and that such change will be made at affiant's own risk.

William Baxter
Affiant.

Subscribed and sworn to before me this 15 day of August, 1930

P. D. Steepes
Notary Public

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

STATE OF IDAHO }
County of Canyon) ss

Transfee No. 51

Bird Bowman, being first duly sworn upon his oath deposes and says:
That he is the owner of a decreed water right, being Right No. 20,
under the Decree hereinafter referred to, appurtenant to the following
described lands, to-wit:

"Lots Five, Six, and Seven ^{SE 1/4} (5, 6, 7) and the Northwest quarter
(NW 1/4) of the Northeast quarter (NE 1/4) of Section Thirty-two
(32) and Lots Four and Five (4, 5) and the North Half (N 1/2) of
the Southeast quarter (SE 1/4) of Section Thirty-one (31) all in
Township Five (5) North of Range Four (4) West of the Boise-
Meridian, in Canyon County, Idaho."

as evidenced by the Decree dated January 18th, 1906, in the cause entitled
"Farmers' Co-operative Ditch Company", plaintiff, vs. "Riverside Irrigation
District Ltd." defendant, brought in the District Court of the Seventh
Judicial District of the State of Idaho,

That the said water right has been, for more than five (5) years
immediately last past, diverted from the Boise River at a point at or near
the Southeast (SE) corner of the Southwest quarter (SW 1/4) of Section Seven
(7) in Township Four (4) North of Range Three (3) West of the Boise-Meridi-
an, through and by means of that certain ditch commonly known as, and
named, "Eureka Ditch",

That he intends to change the point of diversion as above-indicated
and as described in said Decree to the following described point, to-wit:

"At a point 1360 feet North 49°45' East of the Southwest
(SW) corner of Section Thirty-four (34) in Township Five
(5) North of Range Four (4) West of the Boise-Meridian,"

through that certain ditch known as and named "Bowman Ditch",

That such change will be made for the following reasons, to-wit:

1. That it will overcome, to a large degree, the loss by evaporation,
infiltration and percolation between the point of diversion and
the point of application,
2. That it will materially decrease the cost of operation to this affiant
and reduce the necessity of constructing flumes and raised ditches to
cross sloughs and depressions between the said lands and the ditch
system through which the water is now diverted.

3. That it will bring the water upon those portions of the said land from which it can be most conveniently and economically distributed for irrigation purposes.

That no-one will be injured by such change, and that deponent will make such change at his own risk.

Bird Bauman

Subscribed and sworn to before me, this 31st day of March, 1920.

A. W. McElroy

Notary Public, residing
at Caldwell, Idaho.

MICROFILMED

of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4, Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W. through what is known as the Center Point Ditch, for use upon lots 2, 3 and 6 and NE 1/4 SW 1/4 Sec. 31, T. 5 N. R. 4 W. B. M. in the following amount and from the following date;

144 inches, from June 1, 1865.

BIRD BOWMAN.

19th. That the defendant Bird Bowman is entitled to the use of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4, Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W., through what is known as the Center Point Ditch, for use upon lots 5, 6 and 7, NW 1/4 SE 1/4 Sec. 32, T. 5 N. R. 4 W. B. M. and lots 4 and 5, and N. 1/2 SE 1/4 Sec. 31, T. 5 N. R. 4 W. B. M. in the following amount and from the following date;

520 inches, from June 1, 1865.

644 1/2

G. W. GESS.

20th
19th. That the defendant G. W. Gess is entitled to the use of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4 of Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W. B. M. through what is known as the Center Point Ditch, for use upon the NE 1/4 of SE 1/4, Sec. 32, T. 5 N. R. 4 W. B. M., and lots 6 and 7 in Sec. 33, T. 5 N. R. 4 W. B. M., in the following amount and from the following date;

145 inches, from June 1, 1865.

63
015

HR4001NP
(OD-21)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFICHE BY PLACE OF USE

DATE: 01/07/89
PAGE: 1880

TWP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	Q	STG	PRIORITY DATE	WATER SOURCE
05N	04H	30	SW 1/4 SW 1/4	8	01		63-00368	LEMP	0	D	04/01/1880	BOISE RIVER
			SE 1/4 SE 1/4	20.0	01.43		63-02227	LEMP	0	C		
			NE 1/4 SE 1/4	16.0	01		63-04573	LEMP	0	C		
			NE 1/4 SE 1/4	35.0	01		63-04574	LEMP	0	C		
			NH 1/4 SE 1/4	25.0	01		63-04572	KRUPP	0	C	09/16/1913	SAND CREEK
			NH 1/4 SE 1/4	20.0	01		63-04573	KRUPP	0	C	06/01/1941	UNNAMED DRAIN
			NH 1/4 SE 1/4	40.0	01		63-04574	KRUPP	0	C	06/01/1941	GROUNDWATER
			NH 1/4 SE 1/4	15.0	01		63-02150	KRUPP	0	C	06/01/1910	SAND HOLLOW CREEK
			NH 1/4 SE 1/4	2	01		63-02150	CHAPMAN	0	C	06/01/1941	UNNAMED DRAIN
			SW 1/4 SE 1/4	4.0	01		63-04573	KRUPP	0	C	06/01/1941	GROUNDWATER
			SW 1/4 SE 1/4	4.0	01		63-04574	KRUPP	0	C	06/01/1941	UNNAMED DRAIN
			SW 1/4 SE 1/4	9	01		63-00368	LEMP	0	D	04/01/1880	BOISE RIVER
			SE 1/4 SE 1/4	35.0	01		63-04573	LEMP	0	C		
			SE 1/4 SE 1/4	35.0	01		63-04574	LEMP	0	C		
			SE 1/4 SE 1/4	8.0	01		63-10047	LEMP	0	C		
			SE 1/4 SE 1/4	8.0	40.01		63-10048	LEMP	0	C		
			NE 1/4 NE 1/4	5.0	01		63-04573	KRUPP	0	C	06/01/1941	UNNAMED DRAIN
			NE 1/4 NE 1/4	5.0	01		63-04574	KRUPP	0	C	06/01/1941	GROUNDWATER
			NE 1/4 NE 1/4	27.0	01		63-10047	KRUPP	0	C	05/20/1983	UNNAMED DRAIN
			NE 1/4 NE 1/4	27.0	40.01		63-10048	CITY OF MARSING	0	C	05/20/1983	GROUNDWATER
			NH 1/4 NE 1/4	10	01		63-00368	LEMP	0	D	04/01/1880	BOISE RIVER
			SW 1/4 NE 1/4	4	01		63-00152	BOHMAN	0	D	06/01/1865	BOISE R.
			SE 1/4 NE 1/4	5	01		63-00152	BAXTER	0	D	06/01/1865	BOISE R.
			NE 1/4 NE 1/4	9	01		63-00368	BAXTER	0	D	04/01/1880	BOISE RIVER
			NH 1/4 NE 1/4	27.0	01		63-02462	LEMP	0	C		
			NH 1/4 NE 1/4	27.0	01		63-02462	HACK	0	C		
			NH 1/4 NE 1/4	1.0	01		63-04586	RODGERS	0	L	01/20/1945	SAND CREEK
			NH 1/4 NE 1/4	8	01		63-00368	STILLWELL	0	S	03/15/1914	SAND HOLLOW CREEK
			NH 1/4 NE 1/4	8	01		63-00368	STILLWELL	0	D	04/01/1880	BOISE RIVER
			SW 1/4 NE 1/4	20.0	01		63-05331	LEMP	0	C		
			SW 1/4 NE 1/4	20.0	01		63-05331	LEMP	0	C		
			SW 1/4 NE 1/4	20.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER

MICROFILMED

AUG 14 1991

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS MICROFILME BY PLACE OF USEDATE: 01/07/89
PAGE: 1881

TRP	RNG	SECT	TRACT	LOT	ACRES	WATER-USE-CODE	WATER RIGHT NO.	LAST NAME	Q	STG	PRIORITY DATE	WATER SOURCE
05N	04W	31	SH NH	2	01		63-00151	BOHMAN SWISHER	0	D	06/01/1865	BOISE R.
			SH NH	2	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			SH NH	2	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			SH NH	2	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			SE NH	20.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER
			SE NH	3	01		63-00151	BOHMAN SWISHER	0	D	06/01/1865	BOISE R.
			SE NH	3	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			SE NH	3	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			NE SH		01		63-00151	BOHMAN SWISHER	0	D	06/01/1865	BOISE R.
			NE SH	40.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER
			NE SH		16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			NE SH		16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			NH SH	40.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER
			NH SH	6	01		63-00151	BOHMAN SWISHER	0	D	06/01/1865	BOISE R.
			NH SH	6	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			NH SH	6	16.46.04		63-10397	LIND	0	P	03/06/1987	BOISE RIVER
			SE SH	25.0	01		63-03572	EUREKA DITCH CO.	0	L	01/09/1967	UNNAMED DRAIN
			SE SH	26.0	01		63-03572	EUREKA DITCH CO.	0	L	01/09/1967	UNNAMED DRAIN
			NE SE		01		63-00152	BOHMAN	0	D	06/01/1865	BOISE R.
			NE SE	10.0	01		63-05331	BAXTER HOUSTON	0	S	06/01/1865	BOISE RIVER
			NH SE		01		63-00152	BOHMAN BAXTER	0	D	06/01/1865	BOISE R.
			NH SE	30.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER
			SE SE		01		63-00223C	EUREKA DITCH NO. 2 HOUSTON	0	D	11/09/1883	BOISE RIVER
			SE SE	40.0	01		63-05331	HOUSTON	0	S	06/01/1865	BOISE RIVER
			NE NE	5.0	01		63-02423	LARSON	0	L	08/24/1929	UNNAMED STREAM
			NE NE	23.0	01		63-03488	BRYANT	0	L	02/07/1966	UNNAMED DRAIN
			NE NE	30.0	01		63-04807	BRYANT	0	S	01/01/1911	UNNAMED DRAIN
			NH NE	40.0	01		63-02423	LARSON	0	L	08/24/1929	UNNAMED STREAM
			NH NE	20.0	01		63-08742	GEORGE	0	L	06/21/1977	WASTEWATER
			SH NE	35.0	01		63-05331	GEORGE BILBAO, JR.	0	S	06/01/1865	BOISE RIVER
			SH NE	5.0	01		63-08742	HOUSTON GEORGE	0	L	06/21/1977	WASTEWATER
			SH NE	16.46			63-09944	BILBAO, JR.	0	P	08/11/1982	BOISE RIVER
			SE NE	12.0	01		63-03488	BILBAO, JR.	0	L	02/07/1966	UNNAMED DRAIN
			SE NE	10.0	01		63-05022	LOMER CENTER POINT	0	S	04/01/1932	BOISE RIVER
			SE NE		16.46		63-09944	BILBAO, JR.	0	P	08/11/1982	BOISE RIVER
			NE NE	40.0	01		63-01123	LARSON	0	L	08/24/1929	UNNAMED STREAM

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT CLAIMS PROOF READING REPORT
(REGIONAL)

WR0728NP
(OD-124)

Water Right Number - 63-00152 Adj. Flag Translation: Standard Water Right Number Old (D) Number -
+ - - - - Last Name - - - - + + - - - - First Name - - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BAXTER

WILLIAM
1 -
2 -
3 -
City-
Phone -
State- Zip-

*** O - ORIGINAL OWNER ***
BOWMAN

BIRD
1 -
2 -
3 -
City-
Phone -
State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/01/1865 14 D - DECREED
+ - - Source - - - - - + + - - Tributary - - - - - +
BOISE R. SNAKE R.

+ - - Point of Diversion - - - - - + + - - - - - + + - - - - - +
Twn Rng Sec Tract Lot Rflg County (27) CANYON

05N 04W 32 SE NE Water Use - - - - - Diversion Rate Diversion Volume
+ - - - - Description Period From Period To 6.400

01 - IRRIGATION
+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +
6.400

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
05N	04W	31	SW NE	4		01	IRRIGATION	(27) CANYON
05N	04W	31	SE NE	5		01	IRRIGATION	(27) CANYON
05N	04W	31	NE SE			01	IRRIGATION	(27) CANYON
05N	04W	31	NW SE			01	IRRIGATION	(27) CANYON

Total Acres:

+ - - Diversion Means -
+ - - Non-Irrigation Use -
+ - - **MACROFILMED** Use -

AUG 14 1992

09/15/2006

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

RIGHT NUMBER: 63-152B

NAME AND ADDRESS: STEVEN L STOUT
4017 N LA MESITA WAY
BOISE ID 83702

CHRIS L STOUT
4017 N LA MESITA WAY
BOISE ID 83702

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.910 CFS

This right when combined with 63-368B shall not exceed a total combined diversion rate of 1.52 cfs at the field headgate.

Whenever it becomes necessary for the watermaster to deliver this right the following condition shall apply. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

PRIORITY DATE: 06/01/1865

POINT OF DIVERSION:

T05N R04W S32 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

1.910 CFS

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only when the natural flow in the Boise River below the Star Bridge in Township 04 North, Range 01 West, Section 18, NE¼ of the SE¼ of the SE¼, Boise Meridian (approximate river mile 33.9) is sufficient for water to be available for diversion at the point of diversion described above, provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S31 Lot 1 NENE 27.00

T05N R04W S31 Lot 4 SWNE 19.00

T05N R04W S31 Lot 5 SENE 30.00

76 ACRES TOTAL

09/15/2006

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

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 - Decreed

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

This right is also designated as Right No. 20 in the Boise River Stewart Decree and Boise River Water Distribution Report.

Water is delivered through the Baxter Canal.

Idaho Department of Water Resources

**T05N, R04W,
SEC 31 & 32**

Claim No: 63-152B

Prepared By: Kimberly Brown

Date: September 14, 2006



Place of Use



Section Lines

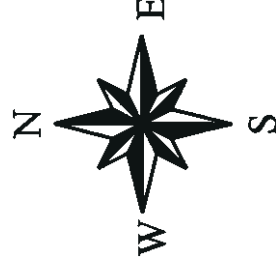


1/4 1/4



Point of Diversion

Irrigated Acres = 76



0.05 Miles



1987 NAPP

09/29/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-152B

STEVEN L STOUT
4017 N LA MESITA WAY
BOISE ID 83702
Telephone Number: (208)342-4102

CHRIS L STOUT
4017 N LA MESITA WAY
BOISE ID 83702
Telephone Number: (208)342-4102

RECEIVED

OCT 16 2006

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

☒ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-12-06

SIGNATURE: Steven L. Stout

Please print your name: STEVEN L. Stout

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

20 - Stewart Decree

05/01/2006

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-152B

WATER RIGHT NUMBER: 63-152B ✓

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WILLIAM BAXTER , ID
Original Owner	IRVIN E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Original Owner	BIRD BOWMAN , ID
Original Owner	MARION E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Original Owner	MICHAEL I PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905
Original Owner	JUDIE K PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905
Current Owner	STEVEN L STOUT ✓ 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102
Current Owner	CHRIS L STOUT ✓ 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102

Priority Date: 06/01/1865 ✓

Basis: Decreed ✓

Status: Active

Source

BOISE RIVER ✓

Tributary

SNAKE RIVER ✓

Beneficial Use

IRRIGATION ✓

From To
1/15 to 10/15 ✓
3/01 11/15
Total Diversion:

Diversion Rate

1.91 4.000 CFS ✓

4.000 CFS ✓

Annual Volume

1.52 cfs + 0.37 ditch loss

1.91

Location of Point(s) of Diversion

BOISE RIVER

CANYON County ✓

SE1/4NE1/4 ✓

Transfer #127

Sec. 32, Twp 05N, Rge 04W, B.M. ✓

Larson, Bay + Lemp Ditch

DECREED: NW SE, 312 & SE, 32 TOWN, ROWN (Center Point Ditch)

Place of Use

IRRIGATION ✓

Twp Rge Sec

	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 05N 04W 31	4.9	32.8	32.8	32.8													400.0
	127	19	30	30													76.0

Total Acres: 100

76.0

L4 & L5

DECREED

ALSO
DECREED

(approx. 25.0 Acres)

NOT
DECREED
Plus, there's only
29.58 AC in lot 1

ADD C05 - POW Accomplished
Transfer

Property Address:24684 Lemp Lane,
Parma1920 TRANSFER No. 51
CHANGE POD -FROM: Boise River
SE SW, ST
4N 3W
via: Eureka DitchTO: 1360' NE of SW, S34
5N 4W
BOWMAN DITCH

83660

TRANSFER NO. 127
1930 - CHANGE POD -FROM: BIRD-BOWMAN DITCH
SE SE, S33
5N, 4WTO: LARSON, BAY & LEMP DITCH
SE NE, S32
5N, 4W

superceded

Conditions of Approval:

1. Ownership changed by DH 6/28/2002
2. TRANSFER 51 FOR POINT OF DIVERSION ONLY.
TRANSFER 51 SUPERSEDED BY TRANSFER 127.
TRANSFER 127 FOR 0.80 CFS OF THE ORIGINAL DECREE OF 6.4 CFS TO A NEW POINT OF DIVERSION.
WR DATA BASE DOES NOT REFLECT SPLIT.
THIS CLAIM IS A SPLIT OF 63-00152.
PROPERTY DESCRIPTION OF DEED IN ERROR. LOT 1 IS IN THE NE 1/4, NOT THE SE 1/4. ELR OWNERSHIP CHANGED 07/03/1995. PROPERTY INHERITED BY SON AND DAUGHTER; SON BOUGHT OUT HIS SISTERS SHARE AND THEN DEEDED 1/2 INTEREST TO MARION PHARISS, HIS WIFE. DOC.S IN FILE. DAYTIME TELEPHONE IS 467-5741 (MS. PHARISS). MM.
**CORRECTIONS MADE 12/31/98, PER PHONE CALL FROM MICHAEL PHARISS: JUDIE K PHARISS SHOULD HAVE ALSO BEEN ADDED TO THIS CLAIM WITH MICHAEL IN 1995 AND MARION SHOULD HAVE BEEN TAKEN OFF.

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: 4/24/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: OR
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

ADD 349 - period of use

ADD 183 - quantity

ADD C18 - standard

ADD - This right is also designated as Right No. 20 in the Boise River Stewart Decree and Boise River Water Distribution Report.

ADD C03 ? (no, Transfer #127 changed POD to SENE, S33)

ADD E62 - This right when combined with 63-368B shall not exceed 1.52 cfs at the field headgate.

ADD F01 - Water is delivered through the Baxter ^(claimed) Canal. ^{(TV) Bowman} Smisher ^{(Canal).}

Parcel No: R3852300000. (95.7 AC)

Field Exam Date 9.15.06

(in-office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid
- ☐ Well logs (if needed) N/A
- ☒ 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 N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-152B

Owner: Steven & Chris Stout Phone No. 342-4102

Current Address: 4017 N. La Merita Way, Boise 83702

Property Address:

24684 Lempi Lane

Parma

83660

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

Accompanied by: in-office verification

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

— nothing in the the file depicts the POD location (the only information is that it is delivered via the Baxter Ditch, therefore, the POD location is estimated /guessed. 1

Transfer No. 51 changed the POB from 8E8W, S7, T4N, R3W to: 1360' NE of SW, S34, T5N, R04W.

Transfer No. 127 changed the POB from 8E8E, S33, T5N, R4W to: 8ENE, S32, T5N, R4W.

DIVERSION AND DELIVERY SYSTEM
Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			8E	NE	34	5N	4W		(per Transfer No. 127)

Description of diverting works

Dam in river to ditch.

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

Season of use is 3/01 to 11/15.

☐ No change

☐ Different Uses

Use _____ From 3/01 To 11/15 Amount 1.91 CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

(1.52 cfs + ditch loss*)

TOTAL VOLUME - Groundwater only

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☒ Changes found, the new total is, Amount 1.91 CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

* See

Conveyance
loss sheet
calculated by
Sandy Egbert.

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

☐ No Change

☒ Changes shown below:

ADD COS - POB Accomplished Transfer:

Gov't Lot 1 was not decreed, the N $\frac{1}{2}$ SE $\frac{1}{4}$ was. The decreed irrigable land located in N $\frac{1}{2}$ SE $\frac{1}{4}$ equates to approximately 25.0^{27.0} acres from N $\frac{1}{2}$ SE $\frac{1}{4}$ to lot 1.²

Parcel No: R385 2300000. (95.7 AC)

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	
5N	4W	31	27		19	30													76.0

Overlap with other water rights: 63-368B

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
when combined - shall not exceed 1.52 cfs at
the field headgate

Delivery System Narrative: Baxter Canal.

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

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

* This right is also designated as Right No. 20 in the Boise River Stewart Decree and Water Distribution Report.

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: 0.15.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

$$\frac{\text{DECREEED}}{6.4 \text{ cfs}} \div \frac{(\#63-152)}{223.2 \text{ A}} = \frac{\text{CFS FACTOR}}{0.028673835}$$

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: Sandy Egbert

FIELD EXAM DATE: 8/24/06

FOR CLAIM(S) A63-21134

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile
W = The top width of the high water mark in feet
i = The loss rate in feet per day (see table)
0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

*7820 ft. = 1.48 mi.
approx 13 ft. wide*

WORK SHEET

W = (1.5 FT) i = (5.0 FT/DAY)(0.0667)

S = 5.0 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (5.0 CFS/MILE)(1.48 MILE)

CONVEYANCE LOSS =

7.4

TOP OF DITCH = W

Section 1 = _____

Section 2 = _____

Section 3 = _____

Total.... = _____

/2or 3... = _____ = W

MAP MEASUREMENT

Length in Inches = _____ = A

Map Scale: _____ In. = 1 Mile = B

A/X: B/5,280 = Ft./5,280 = Mile

*measured ditch
using Arc View and
2004 photography*

Parent —

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-152

WATER RIGHT NUMBER: 63-152

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM BAXTER
	, ZZ
Original Owner	BIRD BOWMAN
	, ID

Priority Date: 06/01/1865

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	6.400 CFS	
	<u>Total Diversion:</u>	6.400 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SE1/4NE1/4	Sec. 32, Twp 05N, Rge 04W, 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	
05N	04W	31			X	X									X	X			
					L 4	L 5													

Conditions of Approval:

- TRANS. 51 SUPERCEDED BY TRANS. 127.

Remarks:Comments:

Parent -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-152

WATER RIGHT NUMBER: 63-152

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	WILLIAM BAXTER
	, ID
Original Owner	BIRD BOWMAN
	, ID
Original Owner	IRVIN E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Original Owner	MARION E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823

Priority Date: 06/01/1865

Basis:

Status: See Remarks

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	6.400 CFS	
	<u>Total Diversion:</u>	6.400 CFS	

Location of Point(s) of Diversion

BOISE RIVER	SW1/4SW1/4	Sec. 34, Twp 05N, Rge 04W, 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	
05N	04W	31													18.0	32.0		40.0	90.0
05N	04W	32							6.0	40.0	31.0					35.0			112.0

Total Acres: 202

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-152

1. THIS CLAIM IS SPLIT INTO THE FOLLOWING: A=5.6 CFS MILTON HOUSTON B=4.0 CFS MARION PHARISS:THIS WAS CLAIMED OVER THE(0.8CFS)DECREED

Remarks:

Comments:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-152B

09/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
21475	Claim	05N	04W	31	NE	NE		IRRIGATION	4/4	VIRGINIA HAWKINS
4574	Water Right	05N	04W	31	NE	NE		IRRIGATION	5/201	ROBERT C KRUPP
~~152B~~	~~Claim~~	~~05N~~	~~04W~~	~~31~~	~~NE~~	~~NE~~	~~1~~	~~IRRIGATION~~	~~34.9/100~~	~~STEVEN L STOUT~~
368B	Claim	05N	04W	31	NE	NE	1	IRRIGATION	30/85	STEVEN L STOUT
11165	Water Right	05N	04W	31	NE	NE	1	IRRIGATION	4/96	NOLA F YEAKEL
4573	Water Right	05N	04W	31	NE	NE	11	IRRIGATION	5/120	NOLA F YEAKEL
~~152B~~	~~Claim~~	~~05N~~	~~04W~~	~~31~~	~~SW~~	~~NE~~	~~4~~	~~IRRIGATION~~	~~32.8/100~~	~~STEVEN L STOUT~~
368B	Claim	05N	04W	31	SW	NE	4	IRRIGATION	20/85	STEVEN L STOUT
~~152~~	~~Water Right~~	~~05N~~	~~04W~~	~~31~~	~~SW~~	~~NE~~	~~4~~	~~IRRIGATION~~		~~WILLIAM BAXTER~~
~~152B~~	~~Claim~~	~~05N~~	~~04W~~	~~31~~	~~SE~~	~~NE~~	~~5~~	~~IRRIGATION~~	~~32.3/100~~	~~STEVEN L STOUT~~
368B	Claim	05N	04W	31	SE	NE	5	IRRIGATION	35/85	STEVEN L STOUT
~~152~~	~~Water Right~~	~~05N~~	~~04W~~	~~31~~	~~SE~~	~~NE~~	~~5~~	~~IRRIGATION~~		~~WILLIAM BAXTER~~

- overlap with #63-368B

Water Permit Report 63-31350

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CHRIS L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102
Current Owner	STEVEN L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102

Status: Active

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01	to 12/31	5.000 CFS	
WILDLIFE	01/01	to 12/31	5.000 CFS	
		<u>Total Diversion:</u>	5.000 CFS	

BOISE RIVER L1 (SE1/4NE1/4) Sec. 32, Twp 05N, Rge 04W, B.M.
CANYON County

RECREATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04W	31	X	X	X	X				X									
			L 1	L 10	L 10	L 1				L 9									

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04W	31	X	X	X	X					X								
			L 1	L 10	L 10	L 1					L 9								

IDAHO DEPARTMENT OF WATER RESOURCES
Water Permit Report 63-31350

Conditions of Approval:

1. 121 The Director retains jurisdiction to require the right holder to provide purchased or leased natural flow or stored water to offset depletion of Lower Snake River flows if needed for salmon migration purposes. The amount of water required to be released into the Snake River or a tributary, if needed for this purpose, will be determined by the Director based upon the reduction in flow caused by the use of water pursuant to this permit.
2. 26A Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
3. R04 Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
4. 01J Prior to diversion of water under this right, the right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.
5. Recreation and wildlife uses are for waterfowl habitat.
6. 027 Use of water under this right shall be non-consumptive.

Remarks:

Comments:

1. mcase 7/20/2004 POD
Comment: Correlated PODID 568665 from SpatialDataID 342532 to SpatialDataID 11667
2. mcase 7/20/2004 POD
Comment: Correlated PODID 568665 from SpatialDataID 342532 to SpatialDataID 11667
3. mcase 7/20/2004 POD
Comment: Correlated PODID 568665 from SpatialDataID 342532 to SpatialDataID 11667
4. mcase 7/20/2004 POD
Comment: Correlated PODID 568665 from SpatialDataID 342532 to SpatialDataID 11667

Water Supply Bank:

Water Application Report 63-32238

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STEVEN L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102

Current Owner CHRIS L STOUT
 4017 N LA MESITA WAY
 BOISE, ID 83702
 (208)342-4102

Basis:

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
RECREATION	01/01 to 12/31	30.000 CFS	
WILDLIFE	01/01 to 12/31	30.000 CFS	
	Total Diversion:	30.000 CFS	

BOISE RIVER L1 (SE1/4NE1/4) Sec. 32, Twp 05N, Rge 04W, B.M.
CANYON County

Place of Use
RECREATION

[illegible]

WILDLIFE

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Water Application Report 63-32238

Conditions of Approval:

Remarks:

Comments:

1. scurtis 2/7/2006 Legal Notice Remarks
Comment: Applicant agrees to mitigate consumptive use in the future as needed.

2. dnelson 2/7/2006 Comment/Analysis
Comment: BACKGROUND:

Steven and Chris Stout applied for an application for permit to use Boise River water for wild flooding of farm ground and to maintain water in an existing slough for recreation and wildlife purposes. They request a diversion rate of 30 cfs, which would fall under the Large Diversion requirement. This right will be combined with an existing right, 63-31350 for a total of 35 cfs for this wild flooding type event. The land will be farmed during the summer months using water rights 63-152B, 63-368A, and 63-368B for irrigation use from the same point of diversion using the same ditch system as this application. Mr. and Ms. Stout also have water right 63-21865, which is a stockwater right out of the slough.

LARGE DIVERSION INFORMATION REVIEW:

I sent a letter requesting the large diversion requirements on 10/19/2005. The applicants consultant, Terry Scanlan, responded to my request in a letter dated 1/28/2006. Mr. Scanlan supplied information for the Parma gage that suggests that there is adequate water at the Boise River to satisfy this water right, and most of the other rights during the non-irrigation season. This right will be located approximately 7 miles upstream of the Parma Gage, and the summary of surface water supplied by Mr. Scanlan shows that the Boise River gains approximately 189 cfs between Notus (mile 13.8) and Parma (mile 3.8). This right will be used mainly during the non-irrigation season, so there doesnt appear to be an issue of water supply. This diversion will be under watermaster control, so he should be able to regulate this diversion.

Mr. Scanlan also sent a letter to the Bureau of Reclamation, that release a minimum release of water from Lucky Peak Dam for Idaho Fish and Game. Our office will send a comment letter to the Idaho Department of Fish and Game as well, so there should be adequate opportunity for these two agencies to protest this application if they feel there is an inadequate supply of water in this stretch of the Boise River.

Mr. Scanlan also contacted the Army Corp of Engineers and Department of Environmental Quality on the return flows going back into the slough and the river. The applicant plans are to use established channels, so I dont foresee any problems with these issues.

The applicant did not need to supply information showing that he had the financial means to complete the project, since the all of the ditches are already in place. The ditches are owned by private individuals, which the owner has supposedly already contacted and gotten approval for the new use.

I feel as though Mr. Scanlan has supplied all the information needed to address all the concerns associated with the Large Diversion requirements. Our office will contact Idaho Fish and Game and the watermaster for Basin 63, so all of the parties that may have an interest in this application should be contacted.

CONCLUSION:

It appears as though everything required for this application has been supplied, and advertising can begin. The application should have conditions that put the application under watermaster control and adequate measurement devices should be required. Prior to diverting water for this permit, the applicant should be required to comply with all other state and local agency requirements.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21865

WATER RIGHT NUMBER: 63-21865

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	JUDIE K PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905
Current Owner	STEVEN L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102
Current Owner	CHRIS L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102
Original Owner	IRVIN E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Previous Owner	MICHAEL I PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905

Priority Date: 05/20/1913

Basis: Decreed

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.020 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER L5 (NE1/4SE1/4NE1/4) Sec. 31, Twp 05N, Rge 04W, B.M.
CANYON County

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	04W	31				X													
						L 5													

DOMESTIC

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21865

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04W	31				X													
						L 5													

Conditions of Approval:

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. 1R38523-000--0 STOCKWATER, 10 RANGE CATTLE
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:Comments:

1. DUNN1 8/23/1993 COPIED FROM REMARKS
Comment: WELL IS ARTESIAN
2. MMINICUC 7/5/1995 OWNERSHIP
Comment: OWNERSHIP CHANGED 07/05/1995.

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21863

WATER RIGHT NUMBER: 63-21863

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	MICHAEL I PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905
Previous Owner	JUDIE K PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-6905
Original Owner	IRVIN E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Directors Report Owner	MARION E PHARISS 24684 LEMP LN PARMA, ID 83660 (208)722-5823
Current Owner	STEVEN L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102
Current Owner	CHRIS L STOUT 4017 N LA MESITA WAY BOISE, ID 83702 (208)342-4102

Priority Date: 12/31/1900

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
UNNAMED DRAIN	BOISE RIVER
UNNAMED SLOUGH	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.040 CFS	2.50 AF
	<u>Total Diversion:</u>	0.040 CFS	2.50 AF

Location of Point(s) of Diversion

UNNAMED DRAIN CANYON County	L10 (NW1/4NE1/4)	Sec. 31, Twp 05N, Rge 04W, B.M.
UNNAMED SLOUGH CANYON County	L1 (NW1/4NE1/4NE1/4) (Beginning of Reach)	Sec. 31, Twp 05N, Rge 04W, B.M.
UNNAMED SLOUGH CANYON County	L4 (NE1/4SW1/4NE1/4) (Ending of Reach)	Sec. 31, Twp 05N, Rge 04W, B.M.

Place of Use

STOCKWATER

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-21863

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	04W	31	X	X	X														
			L 1	L 10	L 4														

Conditions of Approval:

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. PARCEL NO. 1R38523-000 STOCKWATER, 150 RANGE CATTLE
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. 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:Comments:

1. DUNN1 8/23/1993 COPIED FROM REMARKS

Comment: POD AND POU LOCATED WITHIN GOV'T. LOTS THAT COULD NOT BE POSITIVELY IDENTIFIED (LOTS 1, 4, & 5) PLAT IS NO GOOD AND OUTDATED. ATTACHED.

2. MMINICUC 7/3/1995 OWNERSHIP

Comment: OWNERSHIP CHANGED 07/03/1995. NEITHER DOCUMENTS FROM ORIGINAL FILING NOR DOCS SUBMITTED FOR C OF O SUPPORT OWNERSHIP OF NWNE OF S. 31. FIELD CLARIFICATION MAY BE NECESSARY.

3. KWATERS 8/10/1998 LEGAL

Comment: VERIFIED GOVT. LOTS, PLAT ENCLOSED

4. DBUFFING 12/31/1998 NAME CHANGE - OWNERSHIP CORRECTION

Comment: THE DATA IN THE NAME FIELD WAS CORRECTED TO INDICATE THE CORRECT OWNERS. (JUDIE K PHARISS WAS SUPPOSED TO BE ADDED WITH MICHAEL IN 1995. MARION WAS TO BE TAKEN OFF.)

Water Supply Bank:

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIn Re SRBA)
Case No. 39576)
_____)PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-21863

2001 MAY -3 PM 4:20

TWIN FALLS CO., IDAHO
FILEDNAME AND ADDRESS: JUDIE K PHARRIS
MICHAEL I PHARRIS
24684 LEMP LN
PARMA, ID 83460SOURCE: UNNAMED SLOUGH
UNNAMED DRAINTRIBUTARY: BOISE RIVER
BOISE RIVERQUANTITY: 0.04 CFS
2.50 AFYTHE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 12/31/1900

POINT OF DIVERSION: T05N R04W S31 LOT 01 (NAME) (Instream Beginning Point) Within Canyon County
LOT 10 (NAME)
LOT 04 (NAME) (Instream Ending Point)

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Stockwater	01-01 TO 12-31	0.04 CFS 2.50 AFY

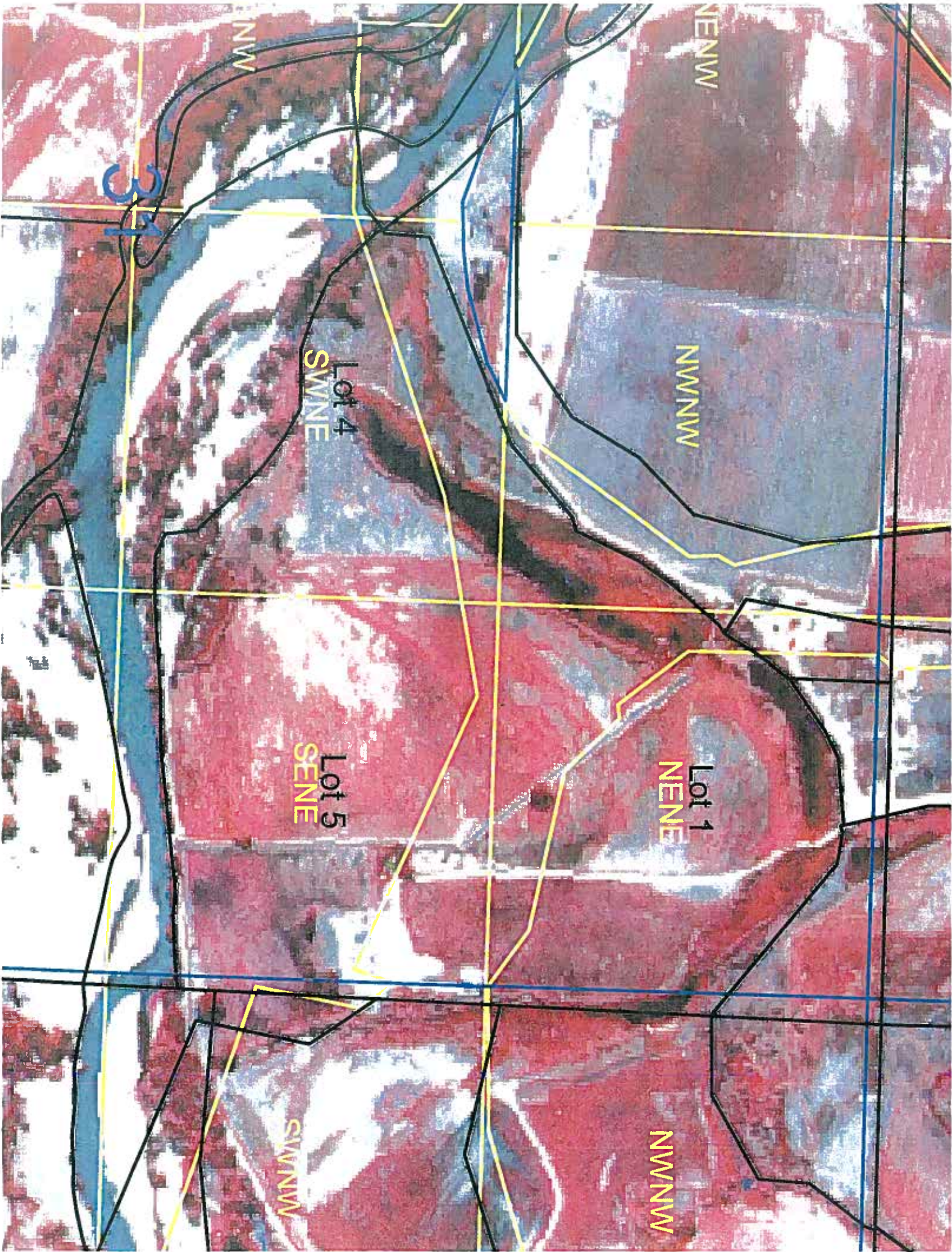
PLACE OF USE: Stockwater Within Canyon County
T05N R04W S31 LOT 01 (NAME) LOT 10 (NAME)
LOT 04 (NAME)

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.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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.*Roger Burdick*Roger Burdick
Presiding Judge of the
Snake River Basin Adjudication



NENW

NWNW

Lot 1
NENE

NWNW

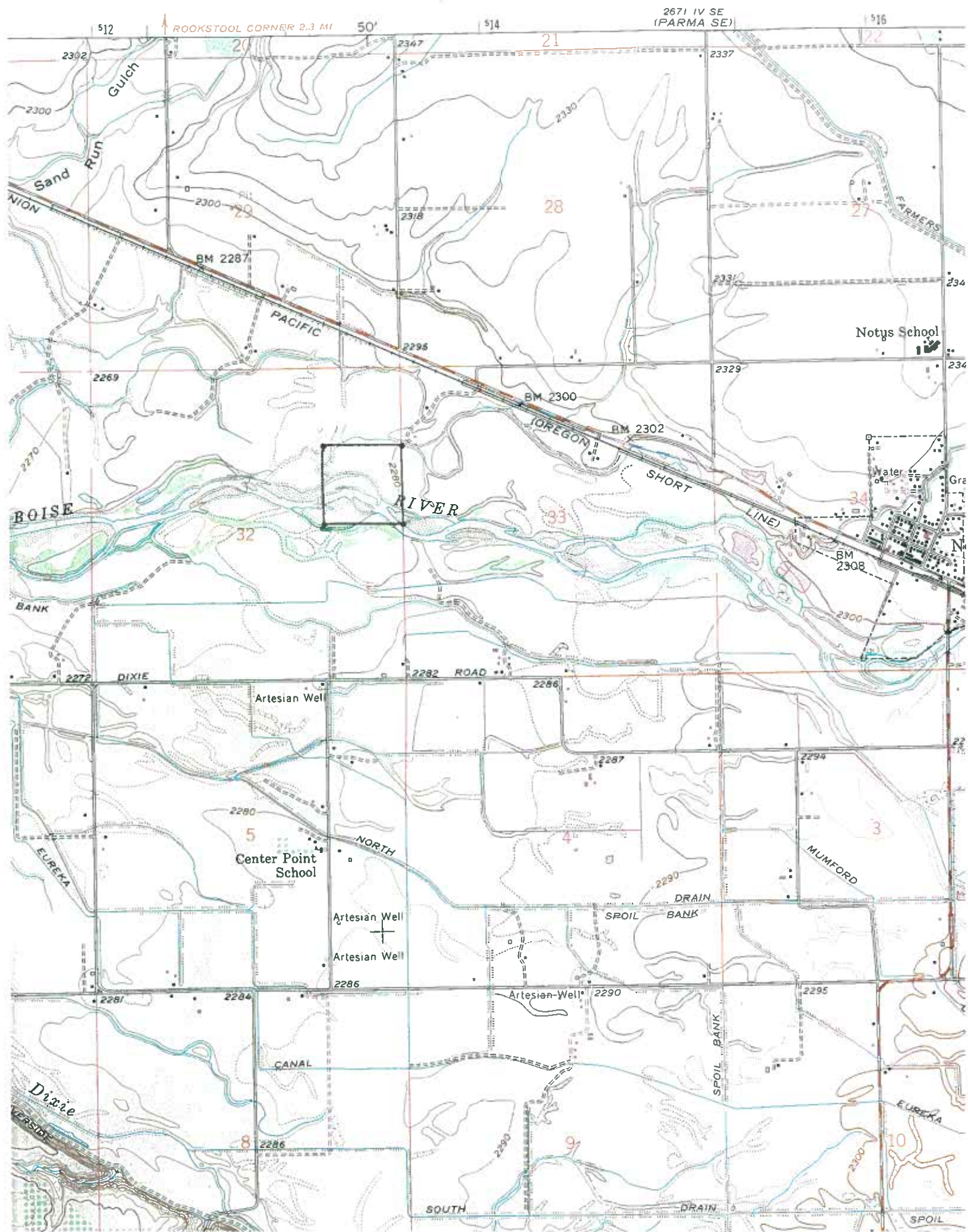
Lot 4
SWNE

Lot 5
SENE

SWNW

NW

34



STEWART DECREE

CHART NO. 1

BOISE RIVER

NUMBER	DATE	NAME	AMOUNT DECREED		DEPT. OF WATER ADMINISTRATION
			SEC. FT.	INCHES	
1	6-1-1864	THOMAS DAVIS	2.20	110	63-0120
2	6-1-1864	JACOBS CANAL CO.	20.00	1000	63-0123
3	6-1-1864	MIDDLETON MILL DITCH	12.80	640	63-0124
4	6-1-1864	THOMAS ANDREWS	3.30	165	63-0127
5	6-1-1864	CATLIN & MACE	2.86	143	63-0132
6	6-1-1864	T. C. CATLIN	3.30	165	63-0134
7	6-1-1864	C. C. HAVIRD	3.30	165	63-0135
8	9-1-1864	PIONEER DIXIE DITCH CO.	20.00	1000	63-0136
9	6-1-1865	SIEBENBERG DITCH CO.	13.42	671	63-0138
10	6-1-1865	ALLEN V. WEBSTER	1.20	60	63-0139
11	6-1-1865	J. F. YARYAN	.66	33	63-0141
12	6-1-1865	GRAHAM & GILBERT	4.40	220	63-0144
13	6-1-1865	EUREKA WATER CO.	33.32	1666	63-0145
14	6-1-1865	NEW UNION DITCH CO.	13.76	688	63-0146
15	6-1-1865	BOISE VALLEY IRRIGATION DITCH CO.	54.58	2729	63-0147
16	6-1-1865	RIDENBAUGH & ROSSI	9.20	460	63-0148
17	6-1-1865	RIDENBAUGH & ROSSI (POWER)	265.80	13290	63-0149
18	6-1-1865	DENVER & IDAHO LAND CO.	.80	40	63-0150
19	6-1-1865	MARTHA BOWMAN	2.88	144	63-0151
20	6-1-1865	BIRD BOWMAN	6.40	320	63-0152
21	6-1-1865	G. W. GESS	2.90	145	63-0153
22	6-1-1865	ROBERT MCGUIRE	3.20	160	63-0154
23	6-1-1865	C. W. COOPER	3.20	160	63-0155
24	6-1-1865	J. W. ROLAND	2.40	120	63-0156
25	6-1-1865	DRAPER & WELLS	3.94	197	63-0157
26	6-1-1865	THOMAS J. PALMER	1.60	80	63-0158
27	6-1-1865	NOAH W. PALMER	1.58	79	63-0159
28	6-1-1865	J. N. TUCKER	7.00	350	63-0160
29	6-1-1865	THOMAS ANDREWS	6.00	300	63-0128
30	5-1-1866	J. PERRAULT & R. JOHNSON	50.00	2500	63-0161
31	6-1-1866	WILLIAM P. KENNEDY	2.60	130	63-0163
32	6-1-1866	MANVILLE & LEONARD	3.50	175	63-0164
33	6-1-1866	BOISE CITY CANAL CO.	38.06	1903	63-0165
34	7-3-1866	FRANKLIN DITCH CO.	15.40	770	63-0166
35	6-1-1867	CANYON COUNTY WATER CO.	75.80	3790	63-0168
36	6-1-1868	MARTHA E. MCCARTY	14.10	705	63-0169
37	6-1-1868	H. D. & DORA GOODMAN	3.70	185	63-0170
38	6-1-1868	T. T. JOHNSON	3.20	160	63-0171
39	6-1-1868	ROSS, ALLEN, DILLEY & ROSS	8.54	427	63-0172
40	6-1-1868	S. S. GRAY	1.40	70	63-0173
41	6-1-1869	JOHN MAMMON	1.80	90	63-0174
42	6-1-1869	ISAAC BEDAL	1.60	80	63-0176
43	6-1-1869	FREDERICK ODE	3.60	180	63-0177
44	6-1-1869	PRIOR BURNETT	8.50	425	63-0178
45	6-1-1869	PIONEER DIXIE DITCH CO.	35.44	1772	63-0137

Affidavit for Change of Point of Diversion of Decreed Water Right

63-0152

STATE OF IDAHO,

County of Canyon

ss.

William Baxter, being first duly sworn, deposes and says: That his postoffice address is Notus, Idaho; That he is the owner of and using a certain water right, bearing date of priority of June, 1st, 1865, at 4/5 cubic feet per second of the waters of Boise River, County of Canyon, State of Idaho, decreed to Bird Bowman, by decree of Judge Geo. H. Stewart, of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, in the case of Farmer's Co-op Ditch Co. vs. Riverside Irr. District Ltd., said decree bearing date of Jan. 18, 1906, for the purpose of irrigating the following described lands, situate, lying and being in Water Dist. No. _____, in the County of Canyon, and State of Idaho, to-wit: Lots 4 and 5 and all that portion of the North one-half (N $\frac{1}{2}$) of the Southeast Quarter (SE $\frac{1}{4}$) lying north of the Boise river as now located, all in Section 31, Twp. 5 North of Range 4 W. B. M.

That he is the person (or representative of the corporation) to whom such right was issued, (or has become the owner thereof in the following manner: Purchased

That said waters are now diverted from said stream in the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 23 Twp. 5 N., Range 4 W., and conducted to the above described lands through the Bird Bowman ditch, as per map filed herewith and of this affidavit made a part;

That affiant desires to change the point of diversion of said water from the point above described to a point located in SE $\frac{1}{4}$ of NE $\frac{1}{4}$, Sec. 32, Twp. 5, Range 4, and thereafter conduct same to the above described land through the Farmer, Beyer & Temp ditch, as per map above referred to:

That his reasons for desiring to make such change are as follows:

The land is on the other side of the river channel on an account of the river changing its course

That no one will be injured by such change and that such change will be made at affiant's own risk.

William Baxter

Affiant.

Subscribed and sworn to before me this 15 day of August, 1930

R. C. Sleeper
Notary Public

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant should secure written consent of other owners or users to removal from its original carrier and file such consent with this affidavit.

STATE OF IDAHO)
County of Canyon) ss

TRANSFEE No. 51

Bird Bowman, being first duly sworn upon his oath deposes and says:
That he is the owner of a decreed water right, being Right No. 20,
under the Decree hereinafter referred to, appurtenant to the following
described lands, to-wit:

SE 1/4
"Lots Five, Six, and Seven (5, 6, 7) and the Northwest quarter
(NW 1/4) of the Northeast quarter (NE 1/4) of Section Thirty-two
(32) and Lots Four and Five (4, 5) and the North Half (N 1/2) of
the Southeast quarter (SE 1/4) of Section Thirty-one (31) all in
Township Five (5) North of Range Four (4) West of the Boise-
Meridian, in Canyon County, Idaho."

as evidenced by the Decree dated January 18th, 1906, in the cause entitled
"Farmers' Co-operative Ditch Company", plaintiff, vs. "Riverside Irrigation
District Ltd.," defendant, brought in the District Court of the Seventh
Judicial District of the State of Idaho.

That the said water right has been, for more than five (5) years
immediately last past, diverted from the Boise River at a point at or near
the Southeast (SE) corner of the Southwest quarter (SW 1/4) of Section Seven
(7) in Township Four (4) North of Range Three (3) West of the Boise-Meri-
dian, through and by means of that certain ditch commonly known as, and
named, "Eureka Ditch",

That he intends to change the point of diversion as above-indicated
and as described in said Decree to the following described point, to-wit:

"At a point 1360 feet North 49°45' East of the Southwest
(SW) corner of Section Thirty-four (34) in Township Five
(5) North of Range Four (4) West of the Boise-Meridian,"

through that certain ditch known as and named "Bowman Ditch",

That such change will be made for the following reasons, to-wit:

1. That it will overcome, to a large degree, the loss by evaporation, infiltration and depercolation between the point of diversion and the point of application.
2. That it will materially decrease the cost of operation to this affiant and reduce the necessity of constructing flumes and raised ditches to cross sloughs and depressions between the said lands and the ditch system through which the water is now diverted.

3. That it will bring the water upon those portions of the said land from which it can be most conveniently and economically distributed for irrigation purposes.

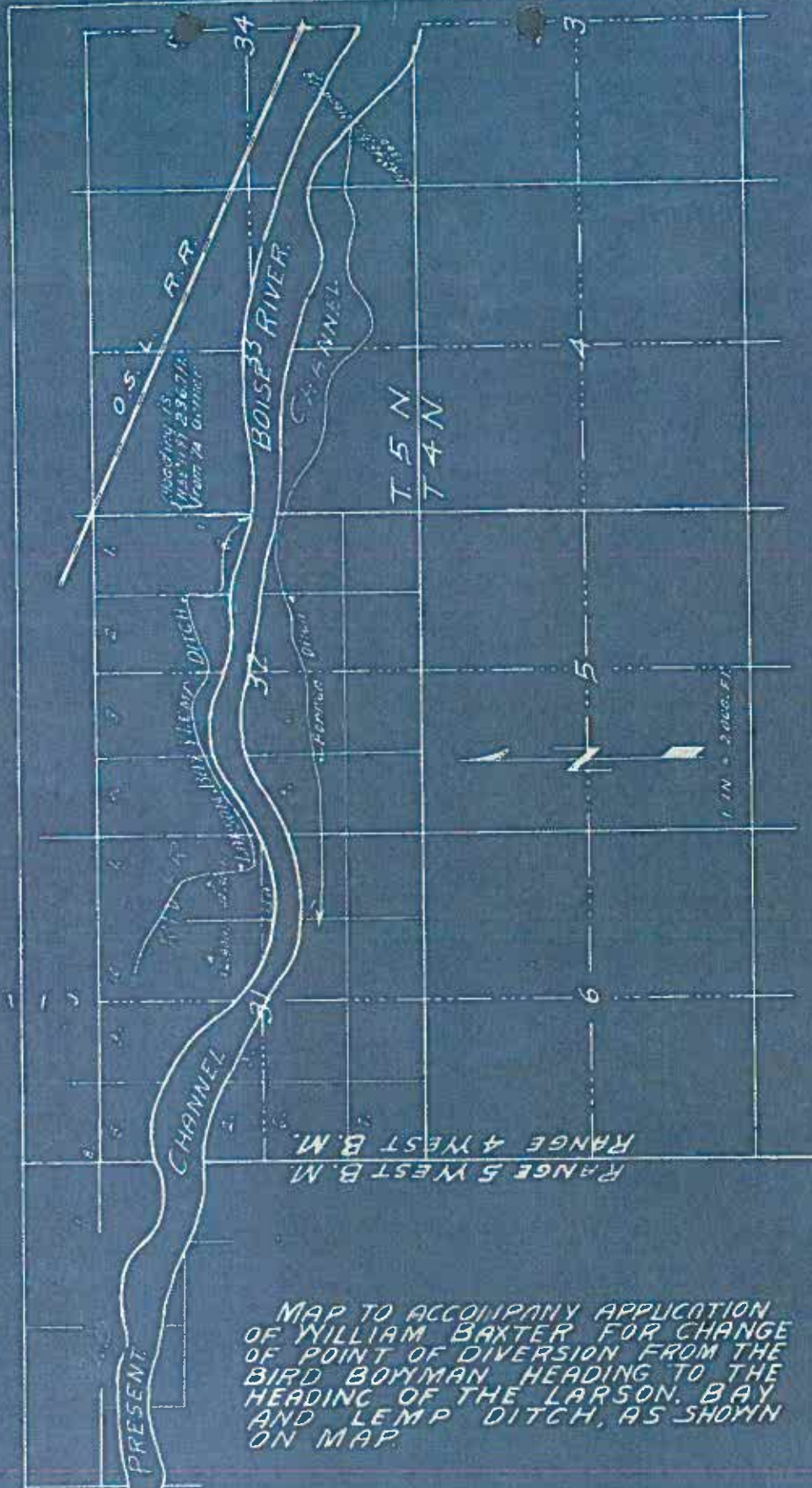
That no-one will be injured by such change, and that deponent will make such change at his own risk.

Bird Bowman

Subscribed and sworn to before me, this 31st day of March, 1920.

J. V. Helms

Notary Public, residing
at Caldwell, Idaho.



(12)

~~XXI~~. XIX.

That the defendant BIRD BOWMAN be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4, Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W. B.M., through what is known as the Center Point Ditch, for use upon lots 5, 6 and 7, NW 1/4 SE 1/4, Sec. 32, T. 5 N. R. 4 W. B.M., and lots 4 and 5 and N. 1/2 of SE 1/4, Sec. 31, T. 5 N. R. 4 W. B.M., in the following amount from the following date; 320 inches, from June 1, 1865, and hereby designated as Right No. 20 And be adjudged to pay \$22.40 costs in addition to the costs incurred by her.

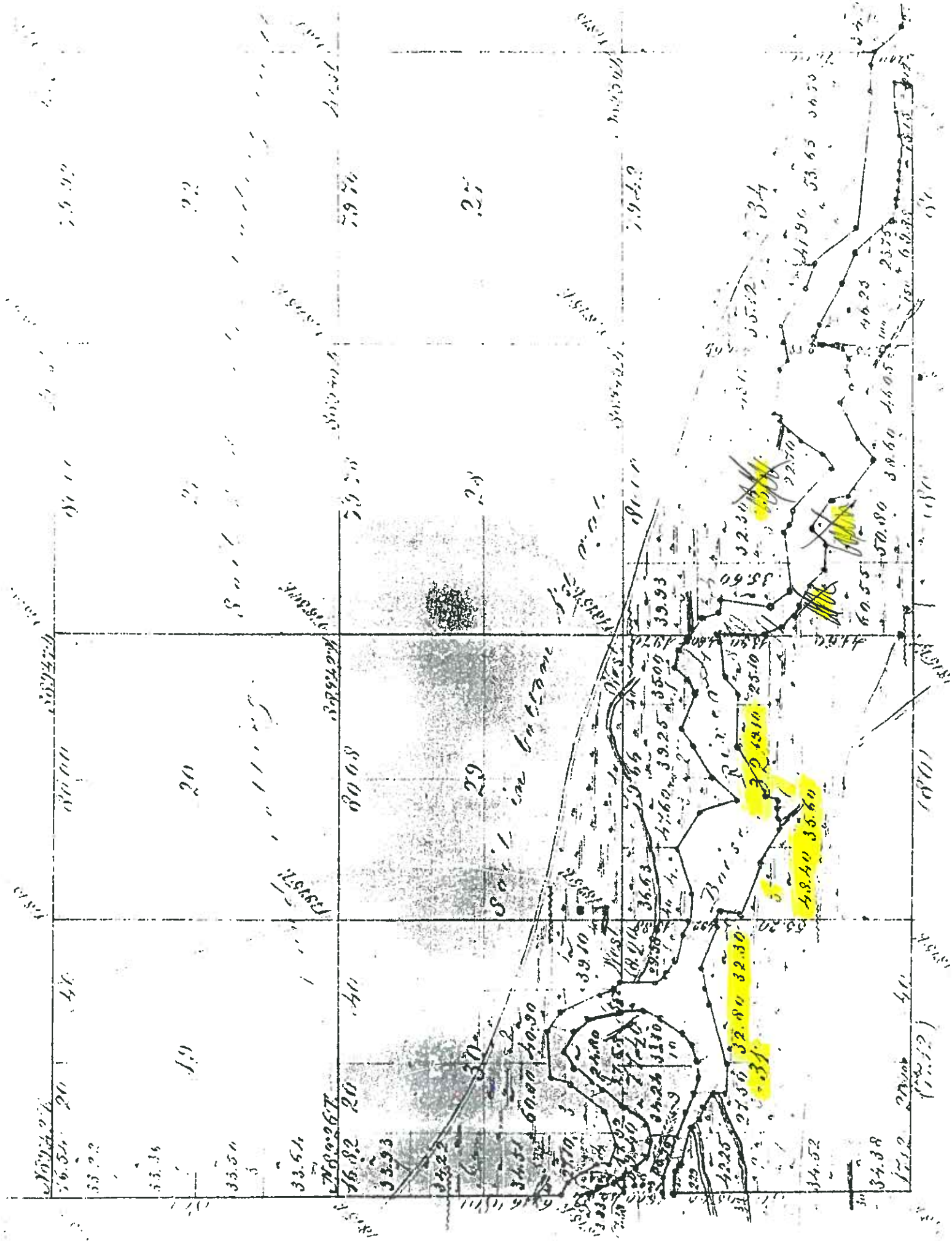
832 { Lot 5 = 48.4 A
Lot 6 = 35.6 A
Lot 7 = 49.1 A
831 { Lot 4 = 32.8 A
Lot 5 = 32.3 A
Total = 198.2 A
(NESE, 831) + 25.0 A
223.2 A

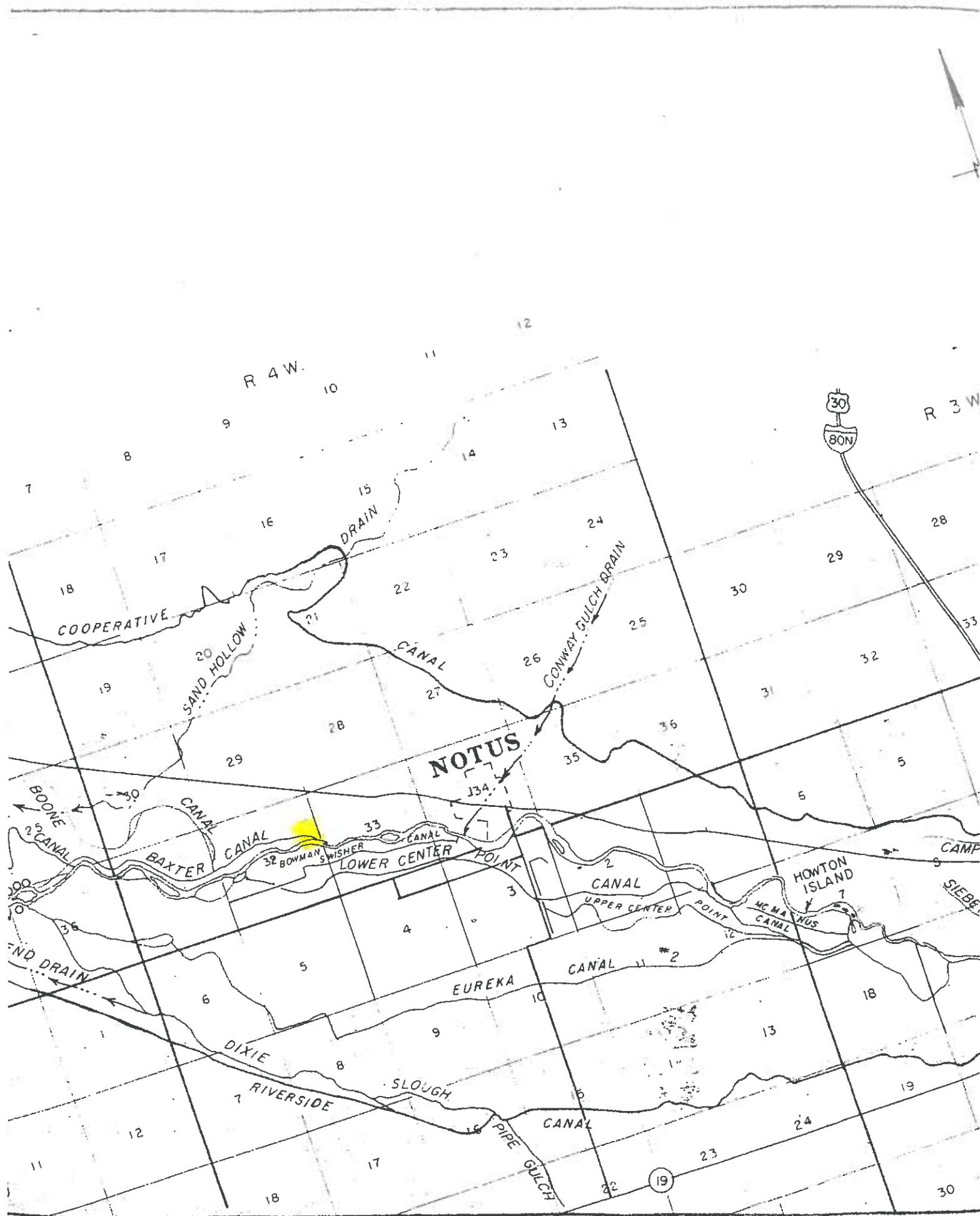
~~XXI~~ XX

That the defendant W. GESS be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4, Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W. B.M., through what is known as the Center Point Ditch, for use upon the NE 1/4 of SE 1/4, Sec. 32, and lots 6 and 7 in Sec. 33, T. 5 N. R. 4 W. B.M., in the following amount from the following date; 145 inches, from June 1, 1865, and hereby designated as Right No. 21. And be adjudged to pay \$10.15 costs in addition to the costs incurred by him.

XXI.

That the defendant ROBERT MCGUIRE be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in NW 1/4 of SE 1/4 of Sec. 12, and SE 1/4 of Sec. 2, T. 4 N. R. 4 W. B.M., through what is known as the Center Point Ditch, for use upon the S. 1/2 of SE 1/4, S. 1/2 SW 1/4, NE 1/4 SE 1/4, Sec. 32, Lots 6 and 7 and SW 1/4 of SW 1/4 of Sec. 33, and lot 4, Sec. 4, T. 5 N. R. 4 W. B.M., and lot 1 in Sec. 5, T. 4 N. R. 4 W. B.M., in the following amount, from the following date; 160 inches, from June 1, 1865, and hereby designated as Right No. 22. And be adjudged to pay \$11.20 costs in addition to the costs incurred by him.





30

34.54 60.00 40.90

27.10

24.80

27.50

32.10

32.10

32.10

32.10

32.10

32.10

32.10

32.10

32.10

32.10

32.10

29

30.10 10.10.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

39.10

Boris River

48.40 35.60

27.10 40

(11.12)

7.10.10

(18.10)

18.10

2



SOIL LEGEND

The first capital letter is the initial one of the soil name. A second capital letter, A, B, C, D, E, F, or G, shows the slope. Most symbols without a slope letter are those of near level soils or land types, but some are for land types that have a considerable range in slope. A final number, 2, in the symbol shows that the soil is eroded.

SYMBOL	NAME	SYMBOL	NAME
BaA	Bahem silt loam, 0 to 1 percent slopes	JeA	Jenness loam, 0 to 1 percent slopes
BaB	Bahem silt loam, 1 to 3 percent slopes	JeB	Jenness loam, 1 to 3 percent slopes
BaC	Bahem silt loam, 3 to 7 percent slopes	JeC	Jenness loam, 3 to 7 percent slopes
BaD	Bahem silt loam, 7 to 12 percent slopes	LaC	Lankbush sandy loam, 3 to 7 percent slopes
BaE	Bahem silt loam, 12 to 30 percent slopes	LaD	Lankbush sandy loam, 7 to 12 percent slopes
BaF	Bahem silt loam, 30 to 50 percent slopes	LaE	Lankbush sandy loam, 12 to 30 percent slopes
BdA	Baldock loam, 0 to 1 percent slopes	LaF	Lankbush sandy loam, 30 to 50 percent slopes
BdB	Baldock loam, 1 to 3 percent slopes	LeE	Lankbush-Elijah silt loams, 12 to 30 percent slopes
BhA	Baldock loam, high water table, 0 to 1 percent slopes	LhE	Lankbush-Power complex, 12 to 30 percent slopes
BrA	Bram silt loam, 0 to 1 percent slopes	LkC	Lankbush-Vickery silt loams, 3 to 7 percent slopes
BrB	Bram silt loam, 1 to 3 percent slopes	LkD	Lankbush-Vickery silt loams, 7 to 12 percent slopes
BsA	Bram silt loam, saline-alkali, 0 to 1 percent slopes	LnA	Lankbush loam, dark variant, 0 to 1 percent slopes
BsB	Bram silt loam, saline-alkali, 1 to 3 percent slopes	LsA	Letha fine sandy loam, 0 to 1 percent slopes
Ca	Catherine silt loam	LsB	Letha fine sandy loam, 1 to 3 percent slopes
CcA	Cencove fine sandy loam, 0 to 1 percent slopes	LtA	Letha fine sandy loam, strongly saline-alkali, 0 to 1 percent slopes
CcB	Cencove fine sandy loam, 1 to 3 percent slopes	LuG	Lololita coarse sandy loam, 30 to 55 percent slopes
CcC	Cencove fine sandy loam, 3 to 7 percent slopes	LvB	Lololita sandy loam, 1 to 3 percent slopes
CcD	Cencove fine sandy loam, 7 to 12 percent slopes	LvC	Lololita sandy loam, 3 to 7 percent slopes
Ch	Chance fine sandy loam	LvE	Lololita sandy loam, 12 to 30 percent slopes
Cr	Cruickshank loamy fine sand	Ma	Marsh
Cu	Cruickshank fine sandy loam	MgA	Marsing loam, 0 to 1 percent slopes
DrA	Draper loam, 0 to 1 percent slopes	MgB	Marsing loam, 1 to 3 percent slopes
DrB	Draper loam, 1 to 3 percent slopes	MgC	Marsing loam, 3 to 7 percent slopes
DuB	Durargidic Arents, 1 to 3 percent slopes	MgD	Marsing loam, 7 to 12 percent slopes
DuC	Durargidic Arents, 3 to 7 percent slopes	MgE	Marsing loam, 12 to 20 percent slopes
EhA	Elijah silt loam, 0 to 1 percent slopes	MkA	Minidoka silt loam, 0 to 1 percent slopes
EhB	Elijah silt loam, 1 to 3 percent slopes	MkB	Minidoka silt loam, 1 to 3 percent slopes
EIA	Elijah silt loam, shallow, 0 to 1 percent slopes	MnC	Minidoka-Scism silt loams, 3 to 7 percent slopes
EIB	Elijah silt loam, shallow, 1 to 3 percent slopes	MnD	Minidoka-Scism silt loams, 7 to 12 percent slopes
EIC	Elijah silt loam, shallow, 3 to 7 percent slopes	MoA	Moulton loamy sand, 0 to 1 percent slopes
EsA	Elijah-Sebree silt loams, 0 to 1 percent slopes	MrA	Moulton fine sandy loam, 0 to 1 percent slopes
EsB	Elijah-Sebree silt loams, 1 to 3 percent slopes	MrB	Moulton fine sandy loam, 1 to 3 percent slopes
EvC	Elijah-Vickery silt loams, 3 to 7 percent slopes	MuA	Moulton fine sandy loam, saline, 0 to 1 percent slopes
EvD	Elijah-Vickery silt loams, 7 to 12 percent slopes	MvA	Moulton loam, 0 to 1 percent slopes
FaA	Falk fine sandy loam, 0 to 2 percent slopes	MwA	Moulton loam, saline, 0 to 1 percent slopes
FeB	Feltham loamy fine sand, 0 to 3 percent slopes	NaB	Nannytan loam, 1 to 3 percent slopes
FeC	Feltham loamy fine sand, 3 to 7 percent slopes	NaC	Nannytan loam, 3 to 7 percent slopes
FeD	Feltham loamy fine sand, 7 to 12 percent slopes	Na	Norus soils
FeE	Feltham loamy fine sand, 12 to 25 percent slopes	NsA	Nyssaton silt loam, 0 to 1 percent slopes
FuD	Feltham-Quincy complex, 0 to 12 percent slopes	NsB	Nyssaton silt loam, 1 to 3 percent slopes
GaA	Garbutt silt loam, 0 to 1 percent slopes	NsC	Nyssaton silt loam, 3 to 7 percent slopes
GaB	Garbutt silt loam, 1 to 3 percent slopes	NsD2	Nyssaton silt loam, 7 to 12 percent slopes, eroded
GaC	Garbutt silt loam, 3 to 7 percent slopes	NsE2	Nyssaton silt loam, 12 to 20 percent slopes, eroded
GaD	Garbutt silt loam, 7 to 12 percent slopes	OgA	Oliaga loam, 0 to 1 percent slopes
GdB	Garbutt silt loam, deep over basalt, 1 to 3 percent slopes	OgB	Oliaga loam, 1 to 3 percent slopes
GdC	Garbutt silt loam, deep over basalt, 3 to 7 percent slopes	OIA	Oliaga loam, saline-alkali, 0 to 1 percent slopes
Gn	Grandview loam	OwA	Owyhee silt loam, 0 to 1 percent slopes
Gp	Gravel pit	OwB	Owyhee silt loam, 1 to 3 percent slopes
GrA	Greenleaf silty clay loam, 0 to 1 percent slopes	OwC	Owyhee silt loam, 3 to 7 percent slopes
GsA	Greenleaf silt loam, 0 to 1 percent slopes	PaB	Potratz silt loam, 1 to 3 percent slopes
GsB	Greenleaf silt loam, 1 to 3 percent slopes	PcC	Potratz-Power silt loams, 3 to 7 percent slopes
GwA	Greenleaf-Owyhee silt loams, 0 to 1 percent slopes	PeB	Potratz-Power rocky silt loams, 1 to 3 percent slopes
GwB	Greenleaf-Owyhee silt loams, 1 to 3 percent slopes	PeC	Potratz-Power rocky silt loams, 3 to 7 percent slopes
GwC	Greenleaf-Owyhee silt loams, 3 to 7 percent slopes	PhA	Power silt loam, 0 to 1 percent slopes
GwD	Greenleaf-Owyhee silt loams, 7 to 12 percent slopes	PhB	Power silt loam, 1 to 3 percent slopes
GwE	Greenleaf-Owyhee silt loams, 12 to 20 percent slopes	PhC	Power silt loam, 3 to 7 percent slopes
Ha	Harpr loam	PhD	Power silt loam, 7 to 12 percent slopes
JaB	Jacquith loamy fine sand, 1 to 3 percent slopes	PID	Power-Lankbush silt loams, 7 to 12 percent slopes
JaC	Jacquith loamy fine sand, 3 to 7 percent slopes	PoA	Power-Potratz silt loams, 0 to 1 percent slopes

silt loam and 45 percent Scism silt loam. These soils occur on terraces and uplands. Runoff is rapid, and erosion is a very severe hazard.

Areas where surface soil material has been removed through land smoothing or erosion make up as much as 15 percent of some mapped areas. In these included areas the soils are calcareous in the plow layer and are slightly less than 20 inches deep over the strongly cemented layer.

The soils of this mapping unit are used for irrigated small grains, corn, alfalfa, and improved pasture. Small areas of uncultivated soils are used for pasture. (Capability unit IVE-1, irrigated; windbreak suitability group 2)

Minidoka silt loam, 0 to 1 percent slopes (MkA).—This soil occurs on uplands and terraces. Depth to the hardpan ranges from 20 to 40 inches, but in most places it is 30 to 40 inches. Runoff is slow or very slow, and erosion is a slight hazard.

Included in mapping are a few areas where the hardpan is at a depth of more than 40 inches. These areas make up as much as 20 percent of some mapped areas. Also included are small, rounded slick spots of Sebree soils that make up as much as 5 percent of some mapped areas.

This soil is used for irrigated alfalfa, clover, small grains, sugar beets, potatoes, corn, onions, beans, garden-crop seeds, and improved pasture. (Capability unit IIs-1, irrigated; windbreak suitability group 1)

Minidoka silt loam, 1 to 3 percent slopes (MkB).—This soil is on uplands and terraces. Depth to the hardpan ranges from 20 to 40 inches, but in most places it is 30 to 40 inches. Runoff is slow to medium, and erosion is a moderate hazard.

Included in mapping is a similar soil in which the cemented layer is at a depth of more than 40 inches. This included soil makes up as much as 10 to 15 percent of some mapped areas. Small, rounded slick spots of Sebree soils and areas of Scism silt loam each make up as much as 5 percent of some mapped areas.

This soil is used for irrigated alfalfa, small grains, sugar beets, corn, potatoes, garden-crop seeds, and improved pasture. (Capability unit IIIe-6, irrigated; windbreak suitability group 1)

Moulton Series

The Moulton series consists of coarse-textured and moderately coarse textured, somewhat poorly drained, nearly level to gently sloping, noncalcareous soils. These soils formed in micaceous alluvium derived from granite, quartz monzonite, quartz diorite, or related intrusive acid igneous rocks. In places the alluvium contains small amounts of basaltic and rhyolitic materials. The Moulton soils occur on bottom lands, alluvial fans, and lake basins, and in areas on very low terraces along the Boise and Snake Rivers and along drainageways. On the terraces drainage is restricted. The vegetation in uncultivated areas is mainly Kentucky bluegrass, redtop, white clover, rushes, sedges, willows, big sagebrush, and herbaceous plants. Moulton soils are associated with Baldock, Falk, and Chance soils.

Elevation ranges from 2,200 to 2,400 feet. Annual precipitation is 9 to 12 inches. The average annual temperature is about 52° F., and the average summer temperature is 68° to 70°. The frost-free season is 145 to 165 days.

Moulton soils are used mostly for irrigated sugar beets, corn for silage, small grains, hay, and improved pasture. Nonirrigated areas are used for pasture.

Moulton fine sandy loam, 0 to 1 percent slopes (M1A).

This soil is on stream bottom lands, lake basins, alluvial fans, and very low terraces.

In a typical profile the surface layer is grayish-brown fine sandy loam about 3 inches thick. The subsoil is very friable, grayish-brown fine sandy loam about 17 inches thick. The next layer, extending to a depth of about 30 inches, is pale-brown loamy sand. This is underlain by gravel and coarse sand.

Representative profile, 1,920 feet east and 740 feet south of the northwest corner of sec. 24, T. 4 N., R. 2 W., about 7 miles east of Caldwell in Canyon County, in an irrigated pasture:

A1—0 to 3 inches, grayish-brown (10YR 5/2) fine sandy loam, very dark grayish brown (10YR 3/2) when moist; moderate, fine and very fine, granular structure; soft, very friable, slightly sticky and slightly plastic; one-fourth to one-half inch thick root and other vegetative mat covering surface of soil; abundant very fine, fine, and medium roots; neutral; clear, wavy boundary.

B2g—3 to 10 inches, grayish-brown (10YR 5/2) fine sandy loam, broken surfaces dark grayish brown (10YR 4/2) when moist, and dark brown (10YR 3/3) when moist and crushed; few, fine, prominent dark reddish-brown (5YR 2/2) mottles; common, fine, prominent, dark reddish-brown (5YR 3/4) mottles; very weak, medium, subangular blocky and weak, fine, granular structure; soft, very friable, slightly sticky and slightly plastic; abundant very fine and fine roots; mildly alkaline; clear, smooth boundary.

B3g—10 to 21 inches, grayish-brown (10YR 5/2) fine sandy loam, broken and crushed surfaces are dark grayish brown (10YR 4/2) when moist; many, fine, distinct, dark reddish-brown (5YR 3/3) mottles and common fine, distinct brown (7.5YR 4/2) mottles; massive; soft, very friable, slightly sticky and slightly plastic; plentiful very fine, fine, and medium roots; common very fine tubular pores; neutral; gradual, wavy boundary.

IIC1g—21 to 30 inches, pale-brown (10YR 6/3) loamy sand; surfaces are broken and crushed; dark grayish brown (2.5Y 4/2) when moist; massive; soft, very friable, nonsticky and nonplastic; few very fine, fine, and medium roots; few very fine tubular pores; neutral; clear, wavy boundary.

IIIC2—30 inches, gravel and coarse sand; sand in the uppermost 4 to 6 inches is light gray (10YR 7/2) and very pale brown (10YR 7/3) when moist.

The A horizon is dominantly fine sandy loam, but in a few small areas it is sandy loam or gravelly sandy loam. In places this soil contains as much as 20 to 50 percent gravel, by volume. Where gravelly this soil has slightly lower available water capacity and is somewhat more difficult to till. The A horizon is very dark grayish brown (2.5Y 3/2 or 10YR 3/2) to dark grayish brown (2.5Y 4/2 or 10YR 4/2) when moist, and grayish brown (2.5Y 5/2 or 10YR 5/2) to light brownish gray (2.5Y 6/2 or 10YR 6/2) when dry. Below plow depth, the hue is dominantly 10YR, but it ranges to 2.5Y in the B and C horizons. Depth to the water table is 20 to 40 inches.

This soil is moderately deep over sand and gravel. It is somewhat poorly drained. Permeability is moderately rapid, and the available water capacity is 3.75 to 5 inches. Plants draw some water from the water table. Runoff is slow, and there is little hazard of erosion.

Baldock and Falk soils make up as much as 10 percent of some mapped areas, and Chance and Notus soils make up as much as 5 to 10 percent. A soil similar to Moulton fine sandy loam that is 40 to 50 inches deep to loose sand or

gravel makes up as much as 5 to 10 percent of some mapped areas. Slightly saline soils and alkali spots make up less than 5 percent of some mapped areas.

This soil is used for barley, sugar beets, corn, clover, and improved pasture. Wheat, potatoes, and vegetable truck crops are grown in small areas. Alfalfa can be grown in the cropping system where the water table has been lowered. (Capability unit IIIw-1, irrigated; windbreak suitability group 4)

Moulton fine sandy loam, 1 to 3 percent slopes (MtB).—This soil is near the edges of drainageways and in undulating areas. Runoff is slow, and water erosion is a slight hazard.

This soil is used for the same crops as Moulton fine sandy loam, 0 to 1 percent slopes. It is easier to drain, but it is more difficult to smooth for irrigation. (Capability unit IIIw-1, irrigated; windbreak suitability group 4)

Moulton fine sandy loam, saline, 0 to 1 percent slopes (MoA).—This soil is similar to Moulton fine sandy loam, 0 to 1 percent slopes, except that it is slightly saline and has a few alkali spots. The amount of salts and alkali varies considerably from place to place. In most areas the concentration of soluble salts is weak, and the salts are in the uppermost 3 inches. Less than 5 percent of the acreage is affected by alkali.

In the saline-alkali spots, permeability is moderately slow, and plants generally grow poorly, except for alkali-tolerant crops such as tall wheatgrass.

Growth of many crops is restricted on this saline soil. Suitable crops are barley, sugar beets, corn for silage, clover, and improved pasture. (Capability unit IIIw-1, irrigated; windbreak suitability group 4)

Moulton loam, 0 to 1 percent slopes (MvA).—This soil is similar to Moulton fine sandy loam, 0 to 1 percent slopes, except that the surface layer is loam. This unit occurs in association with Baldock or Draper soils in areas that have received a thin overwash of loamy material. In most places the loam surface layer is 9 to 12 inches thick, but in a few places it is about 5 inches thick. Permeability and available water capacity are moderate.

This soil is used for barley, sugar beets, corn, clover, and improved pasture. (Capability unit IIIw-1, irrigated; windbreak suitability group 3)

Moulton loam, saline, 0 to 1 percent slopes (MwA).—This soil is similar to Moulton fine sandy loam, 0 to 1 percent slopes, except that the surface layer is loam and this soil is slightly saline and has a few alkali spots. In most places the loam surface layer is 9 to 12 inches thick, but in a few places it is about 5 to 8 inches thick. The amount of salts and alkali varies considerably from place to place. In most areas the concentration of soluble salts is weak, and the salts are in the uppermost 3 to 5 inches. Less than 5 percent of the area is affected by alkali.

The available water capacity is 5.0 to 7.5 inches. The permeability is moderate, except in the saline-alkali spots where it is moderately slow. Between the saline-alkali spots, crops grow fairly well on this soil although the growth of many crops is restricted. On the saline-alkali spots, plants generally grow poorly, except for alkali-tolerant crops, such as tall wheatgrass.

This soil is used for barley, sugar beets, corn, clover, and improved pasture. (Capability unit IIIw-1, irrigated; windbreak suitability group 3)

Moulton loamy sand, 0 to 1 percent slopes (MoA).—This soil is near rivers and streams. It is similar to Moulton fine sandy loam, 0 to 1 percent slopes, except that the surface layer is recently deposited loamy sand or loamy fine sand overwash material. In most places the overwash is 6 to 9 inches thick, but in a few places it is only 4 or 5 inches thick. Runoff is slow, and the erosion hazard is generally slight. Soil blowing is a moderate hazard, especially on bare soil in spring.

This soil is used for hay, pasture, small grains, corn, and vegetables. (Capability unit IVw-1, irrigated; windbreak suitability group 4)

Nannytan Series

The Nannytan series consists of medium-textured, well-drained soils that formed in alluvium derived mostly from rhyolitic materials. These soils are on weakly dissected alluvial fans and terraces south and southwest of Marsing and Homedale in Owyhee County. Slopes range from 0 to 12 percent, but most are uniform and 1 to 3 percent. The natural vegetation is mainly shadscale, spiny hoshpage, cheatgrass, squirreltail, horsebrush, and greasewood. Nannytan soils are associated with Marsing and Vanderhoff soils.

Elevation ranges from 2,300 to 2,500 feet. Annual precipitation is 6 to 8 inches. The average annual temperature is 50° to 52° F., and the average summer temperature is 68° to 70°. The frost-free season is 145 to 160 days.

Nannytan soils are used for irrigated alfalfa, corn, small grains, sugar beets, and improved pasture. They are also used for range.

Nannytan loam, 1 to 3 percent slopes (NoB).—This soil is on alluvial fans and terraces.

In a typical profile the surface layer is light brownish-gray fine gravelly sandy loam about 2 inches thick. The subsurface layer is pale-brown loam about 5 inches thick. The upper part of the subsoil, extending to a depth of about 14 inches, is friable, light-gray clay loam. Below this is very friable, light-gray loam about 3 inches thick. The next layer, extending to a depth of about 23 inches, is very pale brown fine sandy loam. Below this is very pale brown gravelly coarse sandy loam that extends to a depth of about 27 inches. The next layer is very pale brown gravelly loamy coarse sand about 12 inches thick. This is underlain by grayish-brown fine sand and fine gravel.

Representative profile, 1,730 feet west and 1,100 feet north of the southeast corner of sec. 13, T. 1 S., R. 3 W., in Owyhee County, in a native range:

A1—0 to 2 inches, light brownish-gray (10YR 6/2) fine gravelly sandy loam, dark grayish brown (10YR 4/2) when moist; weak, fine, granular structure; soft, very friable, slightly sticky and slightly plastic; abundant very fine and fine roots; slightly calcareous; strongly alkaline; abrupt, broken boundary.

A21—2 to 2.5 inches, light brownish-gray (10YR 6/2) fine gravelly fine sandy loam (25 to 50 percent gravel), dark brownish gray (10YR 4/2) when moist; weak, thin and medium, platy structure; slightly hard, very friable, slightly sticky and nonplastic; many fine and very fine pores and micropores; slightly calcareous; moderately alkaline; abrupt, smooth boundary.

A22—2.5 to 7 inches, pale-brown (10YR 6/3) loam, brown (10YR 4/3) when moist; moderate, thin and very thin, platy structure; slightly hard, very friable, slightly sticky and slightly plastic; plentiful very fine and fine roots; many very fine vesicular pores and micro-

pores; few fine pebbles; noncalcareous; moderately alkaline; clear, smooth boundary.

B2t—7 to 14 inches, light-gray (10YR 7/2) light clay loam, brown (10YR 5/3) when moist; weak, medium, subangular blocky structure; slightly hard, friable, sticky and plastic; plentiful very fine and fine roots; many very fine tubular pores and micropores; thin patchy clay films on ped surfaces; few fine pebbles; noncalcareous; moderately alkaline; abrupt, wavy boundary.

B3ca—14 to 17 inches, light-gray (10YR 7/2) loam, yellowish brown (10YR 5/4) when moist; weak, medium, subangular blocky structure; slightly hard, very friable, sticky and slightly plastic; plentiful fine and very fine roots; common very fine tubular pores and micropores; few fine pebbles; slightly calcareous; moderately alkaline; clear, wavy boundary.

C1ca—17 to 23 inches, very pale brown (10YR 8/3) fine sandy loam, pale brown (10YR 6/3) when moist; massive; slightly hard, very friable, slightly sticky and slightly plastic; plentiful fine and medium roots; few fine tubular pores; few fine pebbles; strongly calcareous; moderately alkaline; clear, smooth boundary.

IIC2ca—23 to 27 inches, very pale brown (10YR 8/3) gravelly coarse sandy loam (20 to 30 percent gravel), light yellowish brown (10YR 6/4) when moist; massive; slightly hard, loose, nonsticky and nonplastic; plentiful fine and very fine roots; strongly calcareous; moderately alkaline; clear, smooth boundary.

IIIC3ca—27 to 39 inches, very pale brown (10YR 8/3) gravelly loamy coarse sand (about 30 percent gravel), dark yellowish brown (10YR 3/4) when moist; massive; loose, very friable, nonsticky and nonplastic; few fine roots; moderately calcareous; moderately alkaline; smooth boundary.

IVC4ca—39 to 60 inches, grayish-brown (10YR 5/2) fine sand and fine gravel, brown (10YR 4/3) when moist in the finer or matrix portion; much black basalt and other dark minerals in fine gravel and sand; single grain; loose dry and moist; few fine roots; slightly calcareous; moderately alkaline.

The solum ranges from about 6 to 17 inches in thickness. The A horizon is mainly loam, fine gravelly sandy loam, or fine gravelly loam, but in places it is fine sandy loam or is stony.

The B2t horizon is light clay loam to heavy loam. It is pale brown to light gray and has weak or moderate, very fine to medium, subangular blocky structure. It is 10 to 35 percent gravel and other coarse fragments.

The A and B horizons are mostly noncalcareous. A strongly calcareous horizon is at a depth of 10 to 17 inches. Sand and gravel are at a depth of 30 to 40 inches. Some areas are stony.

This soil is well drained, is moderately permeable, and has 5 to 7.5 inches available water capacity. It is moderately deep over sand and gravel. The organic-matter content is low, and the fertility is high. Runoff is slow, and erosion is a moderate hazard.

Nearly level soils make up less than 5 percent of the acreage. An unnamed soil that has a coarse sandy loam or gritty light loam surface layer, a sandy clay loam B2t horizon, and a light loam or fine sandy loam substratum is included in mapping and makes up 5 to 10 percent of some mapped areas. Also included are Marsing, Garbutt, and Vanderhoff soils that make up 5 to 10 percent of some mapped areas.

This Nannyton soil is used for irrigated alfalfa, corn, small grains, sugar beets, and improved pasture. Some areas are used for range. (Capability unit IIIe-6, irrigated; unit VI-1, dryland pasture or range; windbreak suitability group 1)

Nannyton loam, 3 to 7 percent slopes (NcC).—This soil is on alluvial fans and terraces. Runoff is medium to rapid, and erosion is a severe hazard. Soils that have slopes of 7

to 12 percent and soils that have a sandy loam surface layer make up as much as 15 to 20 percent of some mapped areas.

This soil is used for irrigated alfalfa, improved pasture, small grains, and corn. Some areas are used for range. (Capability unit IIIe-8, irrigated; unit VIe-2, dryland pasture or range; windbreak suitability group 2)

Notus Series

The Notus series consists of level to very gently sloping, somewhat poorly drained, moderately coarse textured soils that formed in recent alluvium washed from areas of granitic rocks and other intrusive acid igneous rocks. These soils are shallow over gravel and sand. They are on flood plains and very low terraces near the Boise River. The native vegetation was mainly big sagebrush, bluebunch wheatgrass, Sandberg bluegrass, and willow and cottonwood trees. Notus soils are associated with Moulton, Chance, and Falk soils.

Elevation ranges from 2,200 to 2,400 feet. Annual precipitation is 9 to 12 inches. The average annual temperature is 50° to 52° F., and the average summer temperature is 68° to 70°. The frost-free season is 145 to 165 days.

Notus soils are used for irrigated small grains, corn, clover, alfalfa, and improved pasture. These soils occur within larger areas of associated soils and are used for the same crops.

Notus soils (Nc).—These soils are on flood plains and very low terraces. This undifferentiated mapping unit consists of Notus fine sandy loam, 0 to 1 percent slopes; Notus sandy loam, 0 to 1 percent slopes; Notus coarse sandy loam, 0 to 1 percent slopes; Notus gravelly coarse sandy loam, 0 to 1 percent slopes; Notus gravelly loamy coarse sand, 0 to 1 percent slopes; Notus coarse sandy loam, 1 to 3 percent slopes; Notus gravelly coarse sandy loam, 1 to 3 percent slopes; and Notus gravelly loamy coarse sand, 1 to 3 percent slopes. The mapped areas consist of one or all of these phases and types.

Notus fine sandy loam, 0 to 1 percent slopes, is the dominant soil in this unit. In a typical profile the surface layer is very thin, grayish-brown sandy loam. Below this is friable, light brownish-gray fine sandy loam. This is underlain by white and light-gray gravel and coarse sand.

Representative profile, 1,300 feet east and 1,220 feet north of the southwest corner of sec. 12, T. 4 N., R. 3 W., about 3 miles northeast of Caldwell in Canyon County, in a pasture:

A1—0 to 0.5 inch, grayish-brown (10YR 5/2) sandy loam, very dark grayish brown (10YR 3/2) when moist; moderate, very fine, granular structure; slightly hard, very friable, slightly sticky and nonplastic; abundant very fine and fine roots; many very fine interstitial pores; noncalcareous; mildly alkaline; clear, smooth boundary.

C1—0.5 to 14 inches, light brownish-gray (10YR 6/2) fine sandy loam, dark grayish brown (10YR 4/2) when moist; massive; slightly hard, friable, slightly sticky and nonplastic; many, medium, distinct mottles of reddish yellow (7.5YR 6/6); mottles are dark yellowish brown (10YR 4/4) when moist; plentiful very fine and fine roots; many very fine tubular pores; noncalcareous; neutral; clear, wavy boundary.

C2—14 to 60 inches, white (10YR 8/2) and light-gray (10YR 7/2) gravel and coarse sand; single grain; loose; noncalcareous; neutral.

The A horizon ranges from fine sandy loam to very gravelly loamy sand. The uppermost 7 inches, where mixed, has a chroma

of 2 or 3 and a hue of 10YR or 2.5Y. Mottling typically begins at a depth of 4 to 20 inches.

This soil is somewhat poorly drained and shallow over gravel and sand. The organic-matter content generally is low, and fertility is low to moderate. Permeability is moderately rapid or rapid, and the available water capacity is less than 3.75 inches. Soils in lower lying areas have a water table in the underlying sand and gravel. Depth to the water table is determined by runoff from irrigation and by the level of the Boise River. In most years the soil is partly saturated for a period of 3 to 6 months. The soil is seldom entirely dry for more than 3 months. Runoff is slow or very slow, and there is little erosion hazard.

Areas where this soil is cobbly and areas where it is as much as 20 to 50 percent gravel make up about 15 percent of some mapped areas. Included in mapping are Moulton and Falk soils that make up about 15 percent of the acreage.

Notus soils are used for irrigated small grains, corn, clover, alfalfa, and improved pasture. These soils occur within larger areas of associated soils and are used for the same crops. Vegetation in uncultivated areas is mainly Kentucky bluegrass, redtop, cheatgrass, sedges, rushes, and cottonwood and willow trees. (Capability unit IVw-2, irrigated)

Nyssaton Series

The Nyssaton series consists of medium-textured, well-drained, nearly level to strongly sloping soils. These soils formed in old alluvium underlain by moderately calcareous, laminated, medium-textured lacustrine material. The upper part contains loess in places. These soils occur on slightly to moderately dissected, low and moderate terraces in the area of Marsing and Homedale in Owyhee County and in the west-central part of Canyon County. Slopes range from 0 to 20 percent, but most are uniform and less than 3 percent. The vegetation in uncultivated areas is cheatgrass, big sagebrush, Sandberg bluegrass, bluebunch wheatgrass, shadscale, bud sage, and annual weeds and grasses. Nyssaton soils are associated with Scism, Garbutt, and Owyhee soils.

Elevation ranges from 2,300 to 2,600 feet. The average annual temperature is 50° to 52° F., and the average summer temperature is 69° to 76°. The frost-free season is 145 to 165 days. Annual precipitation is 6 to 9 inches, including 5 to 15 inches of snowfall. Summers are dry.

Nyssaton soils are used mostly for irrigated alfalfa, sugar beets, corn, potatoes, small grains, vegetables, and vegetable seed.

Nyssaton silt loam, 0 to 1 percent slopes (NsA).—This soil is on low and moderate terraces.

In a typical profile the surface layer is light brownish-gray silt loam about 11 inches thick. Below this is white silt loam about 16 inches thick; it is very friable and moderately calcareous in the upper part and friable and strongly calcareous in the lower part. The next layer is light-gray silt loam that extends to a depth of about 41 inches. This is underlain by white silt loam lacustrine sediments.

Representative profile, 80 feet east and 500 feet south of the northwest corner of the SW $\frac{1}{4}$ sec. 35, T. 3 N., R. 5 W., about 5 miles west and $\frac{1}{4}$ mile north of Marsing, in a cultivated field:

Ap—0 to 11 inches, light brownish-gray (2.5YR 6/2) silt loam, dark grayish brown (10YR 4/2) when moist; weak, very fine and fine, granular structure; slightly hard, very friable, slightly sticky and slightly plastic; plentiful very fine and fine roots; slightly calcareous; moderately alkaline; abrupt, smooth boundary.

C1ca—11 to 20 inches, white (2.5Y 8/2) silt loam, grayish brown (10YR 5/2) when moist; massive; soft, very friable, slightly sticky and slightly plastic; plentiful fine roots; common very fine tubular pores; moderately alkaline; moderately calcareous; few fine lime veins; clear, smooth boundary.

C2ca—20 to 27 inches, white (2.5Y 8/2) silt loam, grayish brown (2.5Y 5/2) when moist; massive; matrix is soft, friable, slightly sticky and slightly plastic; about 30 percent nodules of soil material formed in cicada or other insect krotovina; nodules are rounded, $\frac{1}{4}$ to $\frac{1}{2}$ inch in diameter, and $\frac{1}{2}$ to $1\frac{1}{2}$ inches long; interior of nodules is more dense, brittle, slightly darker and less calcareous than the soil matrix; soft white splotches of lime on the surface of the nodules and in veins throughout the horizon; plentiful fine roots and few medium roots are distributed throughout the matrix and are slightly matted on the surface of the nodules; common very fine tubular pores; moderately alkaline; strongly calcareous; abrupt, wavy boundary.

C3ca—27 to 41 inches, light-gray (2.5Y 7/2) silt loam, grayish brown (2.5Y 5/2) when moist; laminated lacustrine sediments are massive and occur in moderate, thin and medium plates; slightly hard, firm, slightly sticky and slightly plastic; plentiful fine roots; many very fine tubular pores; moderately alkaline; slightly calcareous; few fine lime veins; clear, smooth boundary.

C4—41 to 60 inches, white (10YR 8/2) silt loam, pale brown (10YR 6/3) when moist; similar to above horizon except plates are strong; few roots and pores; moderately alkaline; few very fine brown (10YR 4/3) iron specks or mottles on surfaces between the plates.

The A horizon is dominantly silt loam, but in small areas it is loam or very fine sandy loam. The hue of the A horizon is 10YR or 2.5Y; value ranges from 6 to 7 dry and from 4 to 5 moist; chroma is dominantly 2 but ranges to 3. In places, undisturbed soil is noncalcareous to a depth of 1 to 6 inches; in cultivated areas the Ap horizon is calcareous.

The Cca horizon is strongly calcareous and commonly has its upper boundary at a depth of 8 to 16 inches. It generally contains common to many, hard, firm, rounded nodules.

Depth to underlying sediments ranges from about 15 to 40 inches, but is commonly 20 to 30 inches. In places the underlying laminations are very weakly cemented and have extremely thin (less than 1 millimeter) dense and brittle lime and silica crusts that are pink, brown, or reddish brown. This cementation is discontinuous. It occurs in the uppermost several inches of the laminations and does not prevent the downward extension of roots. Few fine black manganese-oxide stains or concretions occur in the lower part of the Cca horizon or in the upper part of the laminations.

This soil is well drained and very deep. Permeability is moderate to the laminated sediments, where it is moderately slow. The available water capacity is more than 7.5 inches. The organic-matter content is low to moderately low, and the fertility is high. Runoff is slow, and there is little or no erosion hazard.

Included in mapping are areas where the surface layer is fine sandy loam. Also included northeast of Parma is a soil that has a fine sandy loam subsoil. These included soils make up less than 5 percent of the acreage.

In areas where surface material has been removed to smooth the soil for irrigation, the plow layer is moderately to strongly calcareous and low to very low in organic-matter content. Crops grown in these areas respond well to additions of barnyard manure, green manure, and commercial fertilizer.

Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
App	63 32238	STEVEN L STOUT, CHRIS L STOUT,	BOISE RIVER	05N04W31	X		X	X													0
App	63 32238	STEVEN L STOUT, CHRIS L STOUT,	BOISE RIVER	05N04W31	X		X	X													0
Claim	63 151	FARRIS S LIND,	BOISE RIVER	05N04W31						3	18	8	30	21			18	32			80
Claim	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W31																	90
Claim	63 152B	STEVEN L STOUT, CHRIS L STOUT,	BOISE RIVER	05N04W31	34.9			32.8	32.3												100
Claim	63 21134	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Claim	63 21361	EUREKA DITCH CO NO 2,	BOISE RIVER	05N04W31											40	29			35		104
Claim	63 21362	EUREKA DITCH CO NO 2,	BOISE RIVER	05N04W31											40	29			35		104
Claim	63 21474	CAREY G HAWKINS, SANDRA J HAWKINS,	BOISE RIVER	05N04W31			32		13												45
Claim	63 21475	VIRGINIA HAWKINS, GROVER J HAWKINS,	BOISE RIVER	05N04W31	4																4
Claim	63 222D	EUREKA DITCH CO NO 2,	BOISE RIVER	05N04W31											40	29			35		104
Claim	63 223C	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Claim	63 223K	EUREKA DITCH CO NO 2,	BOISE RIVER	05N04W31											40	29			35		104
Claim	63 233P	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Claim	63 368A	SANDRA J HAWKINS, CAREY G HAWKINS,	BOISE RIVER	05N04W31			32		13												45
Claim	63 368B	STEVEN L STOUT, CHRIS L STOUT,	BOISE RIVER	05N04W31	30			20	35												85
Permit	63 31350	CHRIS L STOUT, STEVEN L STOUT,	BOISE RIVER	05N04W31	X		X	X				X									0
Permit	63 31350	CHRIS L STOUT, STEVEN L STOUT,	BOISE RIVER	05N04W31	X		X	X				X									0
Rec	63 152A	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Rec	63 152B	STEVEN L STOUT, CHRIS L STOUT,	BOISE RIVER	05N04W31	34.9			32.8	32.3												100
Rec	63 21134	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Rec	63 21474	CAREY G HAWKINS, SANDRA J HAWKINS,	BOISE RIVER	05N04W31			32		13												45
Rec	63 21475	VIRGINIA HAWKINS, GROVER J HAWKINS,	BOISE RIVER	05N04W31	4																4
Rec	63 223C	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90
Rec	63 233P	MILTON HOUSTON,	BOISE RIVER	05N04W31													18	32			90



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 1, 2002

STEVEN L STOUT
CHRIS L STOUT
4017 N LA MESITA WAY
BOISE ID 83702

Re: Notice of Claim to a Water Right No. 63-152B

Dear Claimant(s):

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

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

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

Sincerely,

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

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure



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

January 4, 1999

RE: Water Right No. 63-21683

Michael I Phariss
Judie K Phariss
24684 Lemp Ln
Parma ID 83660

Dear Claimants:

Per your recent phone call, 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.

The ownership has also been corrected and changed on claim number A63-00152B.

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: Marion E Phariss



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 5, 1995

[
MARION E PHARISS
MICHAEL I PHARISS
24684 LEMP LN
PARMA ID 83660
]

RE: Notice(s) of claim to a water right no(s). A63-000152B A63-21863, A63-21865

Dear Claimant:

Enclosed is a copy of the above referenced claim(s) which reflect the change in ownership of the lands and appurtenant water right(s) to you.

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

If you have any questions in regard to your water right(s), please do not hesitate to contact this office.

Sincerely,

ADJUDICATION STAFF
WESTERN REGION OFFICE

MM:M

Enc.

MICROFILMED
SEP 27 1996



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

R. KEITH HIGGINSON
DIRECTOR

March 14, 1995

RE: Notice of Claims to Water Right Nos. A63-00152B, A63-21863 and
A63-21865

Michael I. Phariss
24684 Lemp Lane
Parma, ID 83660

Dear Mr. Phariss:

Pursuant to your visit yesterday, enclosed are proof reports of the above referenced notices of claim which now show you as a representative of the claimants. Once you submit the Notice of Change of Water Right Ownership form, along with a copy of a warranty deed showing that you now own the property, we will be able to change our records to show you as the current owner of the claims.

If you have any questions in regard to this matter, please do not hesitate to contact me.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED
SEP 27 1996

MEMORANDUM

March 13, 1995

TO: FILES A63-00152B, A63-21863 & A63-21865

FROM: KAY WALKER *KW*

RE: ATTACHED: LETTERS TESTAMENTARY

Mr. Michael I. Phariss was in the office this afternoon to see about changing his father's claims to his name. His father, Mr. Irvin E. Phariss is deceased and Mr. Michael Phariss has been appointed the personal representative of the estate. I have added Mr. Michael Phariss as a claimant to these claims, based on his personal representative status. He will submit the Notice of Change of Water Right Ownership as soon as he receives the warranty deed which shows he now owns the property.

MICROFILMED
SEP 27 1996

COPY

GIGRAY, MILLER, DOWNEN & WILPER

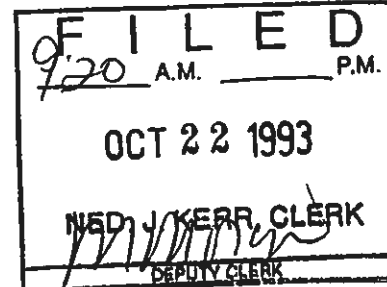
ATTORNEYS AT LAW

TELEPHONE 208-459-0091

575 AND DEARBORN STS. - P. O. Box 640

CALDWELL, IDAHO 83606-0640

ATTORNEYS FOR ~~Petitioner~~



IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON

Magistrate Division

* * * * *

In the Matter of the Estates of) CASE NO. SP93-01683
IRVIN E. PHARISS and)
MARION E. PHARISS,)
Deceased.)

LETTERS TESTAMENTARY

The Wills of Irvin E. Phariss and Marion E. Phariss, deceased, having been proved and admitted to probate, Michael I. Phariss, the person who is named personal representative therein, is hereby appointed personal representative.

WITNESS: GARY D. DE MEYER, Magistrate of the
above entitled Court, with the seal thereof affixed, this
22nd day of October, 1993.

GARY D. DE MEYER
Magistrate

GIGRAY, MILLER, DOWNEN & WILPER
ATTORNEYS AT LAW
TELEPHONE 208-450-0091
8TH AND DEARBORN STS. P.O. BOX 640
CALDWELL, IDAHO 83606-0240

1 STATE OF IDAHO)
2 County of Canyon) ss.

3 I hereby accept the duties of personal representative
4 of the estates of Irvin E. Phariss and Marion E. Phariss,
5 deceased, and do solemnly swear that I will perform according to
6 law, the duties of personal representative.

7 /s/ MICHAEL I. PHARISS
8 Michael I. Phariss

9 Subscribed and sworn to before me this 22nd day
10 of October, 1993.
11 GARY D. DE MEYER

12 Magistrate

13 State of Idaho }
14 County of Canyon } ss.
15 I hereby certify that the foregoing instrument
16 is a true and correct copy of the original as the
17 same appears in this office.
18 DATED Oct. 22, 1993
19 NED J. LE... of the District Court
20 and Ex-Off...
21 By *McMinn*
22 Deputy
23
24

MICROFILMED
SEP 27 1996

Receipt Details for ID W002616

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/24/1989 4:07:01 PM	4/24/1989	Western	\$150.00	Check
Payer		PHARISS, IRVIN E. (BUCK)		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
6997			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$150.00	ADJUDICATION FEE	410162	9337	00		6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	152	B	\$150.00	Claim

Print Report