

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 63-31665
Date Received: 7/5/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

KEN WILLINGHAM Phone: (208)463-2876
2110 WINDANCER CT
NAMPA ID USA 83686-7611

2. Date of Priority: 06/08/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	22	NW SW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.0244	9

7. Total Quantity Appropriated is:
0.0244 C.F.S. and/or 9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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02N	02W	22	NW	SW	IRRIGATION	2
					Section Acres	2
					Total Acres	2

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:

Property also known as Lot 3 Block 1 Quail Ridge Estates

This right is the result of a split due to change in ownership received 4/3/2003, for a portion of 63-31655. DH 4/7/2003

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.

15. Basis of Claim: License

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

ADDRESS SERVICE
REQUESTED

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 3547

fee due 75 ¢

U.S. POSTAL SERVICE
FORM 3547

WILL750* 836862026 1506 15 10/20/06
FORM 3547

WILLINGHAM
2110 WINDANCER CT
NAMPA ID 83686-7611



63-31665

RECEIVED

OCT 31 2006

WATER RESOURCES
WESTERN REGION

KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

83705/5082



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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KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID USA 83686

Phone: (208) 463-2876

2. Date of Priority: 06/08/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	22	NW SW	CANYON	

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IRRIGATION	03/15	11/15	0.0244	9

7. Total Quantity Appropriated is:
0.0244 C.F.S. and/or 9 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	02W	22	NW	SW	IRRIGATION	2
Section Acres						2
Total Acres						2

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:

This right is the result of a split due to change in ownership received 4/3/2003, for a portion of 63-31655. DH 4/7/2003

Property also known as Lot 3 Block 1 Quail Ridge Estates

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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15. Basis of Claim: License

63-31665

RECEIVE

NOV 13 2001

WATER RESOURCES
WESTERN REGION

RECEIVED

APR 03 2003

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE IN WATER RIGHT OWNERSHIPPlease print or type. Attach pages with additional information. Instructions are included at the end of this form.
Incomplete forms will be returned.

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-31429	YES			

- (2) The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts. **NO FEE NEEDED**
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s)

Thomas M. & Susan K. Bevan
4202 N. MARCLIFFE AVE. Boise ID 83704

- (4) New Owner/Claimant(s)

Ken Willingham
Name Connector (Check one) ☐ and, ☐ or, ☐ and/or

New Mailing Address

Ken Willingham

City, State and ZIP Code

K. W. ENTERPRISES
8750 QUAIL RIDGE DR.
Nampa, ID 83686

New Telephone Number

(208) 463-2876

- (5) Date you acquired the property

6-1-01

Complete circled items. For # 6, each irrigated acre gets:
-0122 cfs & 4.5 AFA

(6.)

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-31429</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
<u>Irrigation</u>	<u>.0244 CFS / 9 AFA</u>	<u>2 ACRES</u>
Stock		
Domestic		
Other		
Total		

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

(7.)

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

Ken Willingham

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by SH Date 11-13-02 Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



RECEIVED

APR 03 2003

WATER RESOURCES
WESTERN REGION

REQUEST
TRANSACTION NAME
PER 3-00

CANYON CNTL RECORDER
BY [Signature]

01 JUN 1 PM 4 39

RECORDED

200121643

TN01-11219

QUITCLAIM DEED

FOR VALUE RECEIVED, DEBRA WILLINGHAM, SPOUSE OF THE GRANTEE HEREIN

Does hereby convey, release, remise and forever quit claim unto

KEN L. WILLINGHAM, A ~~MARRIED~~ MAN, AS HIS SOLE AND SEPARATE PROPERTY

whose current address is: 8750 QUAIL RIDGE DR., NAMPA, ID 83686

the following described premises:

LOT 3 IN BLOCK 1 OF QUAIL RIDGE ESTATES PLANNED UNIT DEVELOPMENT, CANYON COUNTY, IDAHO, ACCORDING TO THE OFFICIAL PLAT THEREOF, FILED IN BOOK 20 OF PLATS AT PAGE 13, RECORDS OF SAID COUNTY.

EXCEPTING THEREFROM THE SOUTH 20 FEET THEREOF.

TO HAVE AND TO HOLD the said premises, unto the said grantees, heirs and assigns forever.

Date: 5/29/2001

By:

DEBRA WILLINGHAM

STATE OF IDAHO

)
)ss.
)

COUNTY OF ADA

On this ^{June 29} 1 day of ~~May~~, 2001, before me, the undersigned, a notary public in and for said state, personally appeared DEBRA WILLINGHAM, known or proven to me on the basis of satisfactory evidence to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Notary Public

Residing At: Boise, ID

Comm. Exp: 6/19/06

AMY GUNNING
NOTARY PUBLIC
STATE OF IDAHO

Return To:
Republic Mortgage

204 10th Avenue South
Nampa, ID 83651

Prepared By:
Carrie Rowe

RECEIVED

APR 03 2003

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 13 2002

WATER RESOURCES
WESTERN REGION

[Space Above This Line For Recording Data]

DEED OF TRUST

No lot #
on deed...

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated May 30, 2001, together with all Riders to this document.

(B) "Borrower" is KEN L. WILLINGHAM, ^{Divorced} ~~A MARRIED MAN~~, AS HIS SOEL AND SEPARATE PROPERTY

Borrower is the trustor under this Security Instrument.

(C) "Lender" is Old Kent Mortgage Company d/b/a Republic Mortgage

Lender is a Michigan Corp.

organized and existing under the laws of

the State of Michigan

M31WILLING63657

1549491

IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT

VMP -6(ID) (0005)

Page 1 of 15 MW 03/00

Initials: *K. L.*

VMP MORTGAGE FORMS - (800)521-7291

Form 3013 1/01



QUAIL RIDGE ESTATES

PLANNED UNIT DEVELOPMENT

PORTIONS OF NW1/4 SW1/4 & NE1/4 SW1/4
SECTION 22, T2N, R2W, B.M.
CANYON COUNTY, IDAHO
1992

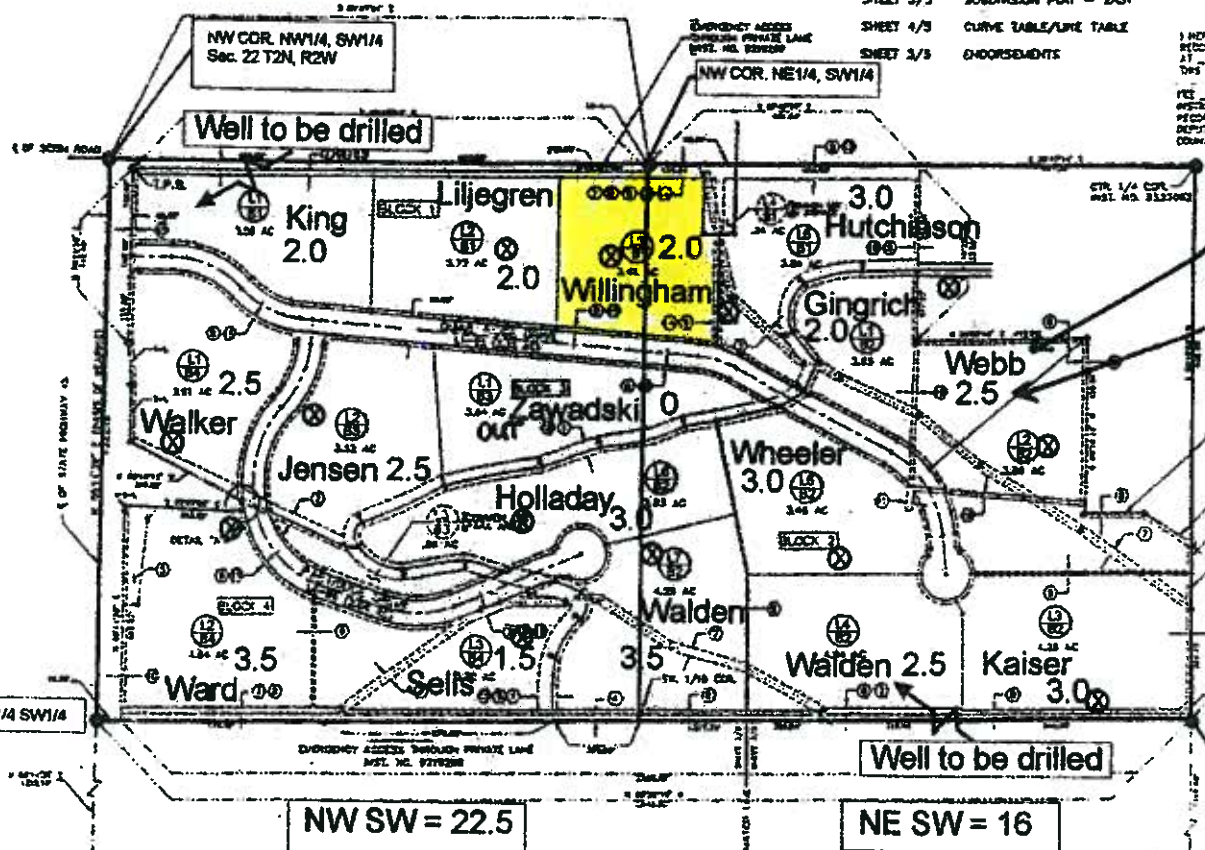
DRAWING LIST

SHEET 1/3 SUBDIVISION BOUNDARY
SHEET 2/3 SUBDIVISION PLAT - WEST
SHEET 3/3 SUBDIVISION PLAT - EAST
SHEET 4/3 CURVE TABLE/LINE TABLE
SHEET 5/3 ENDORSEMENTS

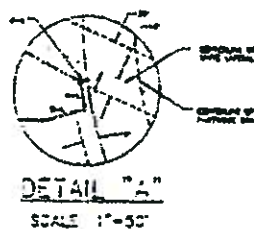
RECORDED
92 DEC 8 AM 10 19
REC. OFF.
CANYON CO. RECORDER
17

LEGEND

SECTION CORNER
PROPERTY BOUNDARY
LOT BOUNDARY
STREET CENTER LINE
EASEMENT BOUNDARY
DRAINAGE DITCH OR
IRRIGATION FACILITY
NEW MONUMENT (ROUND)
5/8" REBAR W/ALUM PLASTIC CAP (ROUND)
5/8" REBAR (ROUND)
BRASS CAP (SET)
5/8" REBAR W/ALUM CAP (SET)
5/8" REBAR W/PLASTIC CAP (SET)
1/2" ALUM (ROUND)
1/2" REBAR (SET)
DIVISION POINT
WITNESS CORNER 1/2" REBAR (SET)
DIVISION STAKE WITH ALUMINUM
LATERAL CAP, RIGHT OF WAY
DIVISION STAKE WITH LATERAL
CAP, RIGHT OF WAY
MANUFACTURED EASEMENT FOR
FURNACE VENTILATION LINE
EASEMENT/ACCESS EASEMENT
WET. NO. 123456
EASEMENT/ACCESS EASEMENT
WET. NO. 123456
EASEMENT/ACCESS EASEMENT
WET. NO. 123456
DRAINAGE EASEMENT
UTILITY EASEMENT
EASEMENT ACCESS
BENCH-MARK IRRIGATION DISTRICT
EASEMENT - WET. NO. 123456
15' POWERLINE EASEMENT
WET. NO. 123456
POWERLINE EASEMENT
WET. NO. 123456
POWERLINE EASEMENT
WET. NO. 123456
EASEMENT ACCESS
WET. NO. 123456
CONCRETE WALL, FENCING, JOCKING
WET. NO. 123456
POWERLINE EASEMENT
WET. NO. 123456



OWNER
IRRIGATED
ACRES



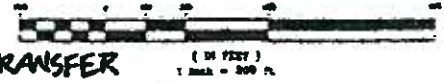
Ward Last name of current landowner

⊗ Existing well location

3.5 Number of acres to be irrigated

LOT 1 BLK 3 NOT INCLUDED IN TRANSFER

GRAPHIC SCALE



BLAKLEY, BUTURLA
CONSULTING ENGINEERS
2923 E. CLEVELAND, CALDWELL, IDAHO 83405
SHEET 1/5

OWNERS & IRRIGATED ACRES TRANSFER 69712, 63-31429 - 9/10/02

QUAIL RIDGE ESTATES

PLANNED UNIT DEVELOPMENT

PORTIONS OF NW1/4 SW1/4 & NE1/4 SW1/4
SECTION 22, T2N, R2W, B.M.
CANYON COUNTY, IDAHO
1992

LEGEND

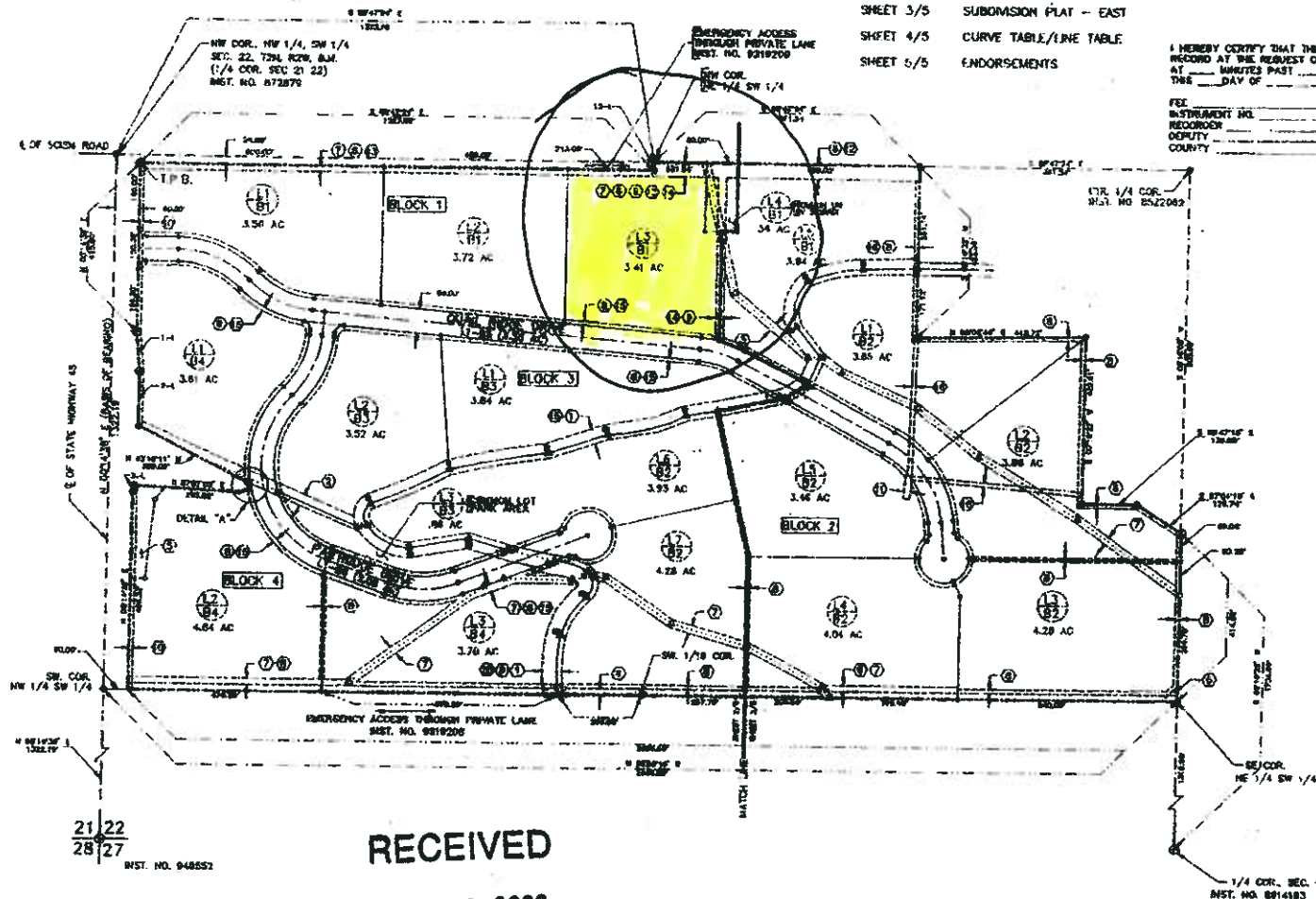
- SECTION CENTER
- PROPERTY BOUNDARY
- LOT BOUNDARY
- STREET CENTER LINE
- CASHEMENT BOUNDARY
- DRAINAGE WAY OR IRRIGATION FACILITY
- HWY MONUMENT (FOUND)
- 5/8" REBAR W/ JUB PLASTIC CAP (FOUND)
- 5/8" REBAR (FOUND)
- GRASS CAP (SET)
- 5/8" REBAR W/ ALUM. CAP (SET)
- 5/8" REBAR W/ PLASTIC CAP (SET)
- 1/2" REBAR (FOUND)
- 1/2" REBAR (SET)
- BARBECUE POST
- WITNESS CORNER 1/2" REBAR (SET)
- UNITED STATES WEST MADDEN LATERAL CANAL RIGHT OF WAY
- UNITED STATES WHITE LATERAL CANAL RIGHT OF WAY
- MAINTENANCE EASEMENT FOR CURVED IRRIGATION LINE
- WIDENESS/EGRESS EASEMENT INST. NO. 8800840
- WIDENESS/EGRESS EASEMENT INST. NO. 902951
- WIDENESS/EGRESS EASEMENT INST. NO. 8800835
- DRAINAGE EASEMENT
- UTILITY EASEMENT
- EMERGENCY ACCESS
- BOISE-RUSH IRRIGATION DISTRICT EASEMENT - INST. NO. 818208
- 1/4" POWERLINE EASEMENT INST. NO. 820733
- POWERLINE EASEMENT INST. NO. 420063
- POWERLINE EASEMENT INST. NO. 420081
- BANGORIN ACCESS INST. NO. 9218207
- EQUIDISTANT, BALDWIN, JOHNSON INST. NO.
- POWERLINE EASEMENT INST. NO. 871018

DRAWING LIST

- SHEET 1/5 SUBDIVISION BOUNDARY
- SHEET 2/5 SUBDIVISION PLAT - WEST
- SHEET 3/5 SUBDIVISION PLAT - EAST
- SHEET 4/5 CURVE TABLE/LINE TABLE
- SHEET 5/5 ENDORSEMENTS

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED IN
RECORD AT THE REQUEST OF
AT _____ MINUTES PAST _____ O'CLOCK _____
THIS _____ DAY OF _____ 19____

FILE
INSTRUMENT NO.
RECORD
DEPUTY
COUNTY



DETAIL "A"
SCALE 1"=50'

RECEIVED

APR 03 2003

WATER RESOURCES
WESTERN REGION

GRAPHIC SCALE



BLAKLEY, BUTURLA		SHEET NUMBER 1 5
CONSULTING ENGINEERS		
2922 E. CLEVELAND, CALDWELL, IDAHO 83805		DATE: 03/10/2003
305 N. 2ND ST. STE. 1000		

QUAIL RIDGE ESTATES SPLIT TREE

Pg. 1

OWNER NAMES	LEGAL DESC	ACRES	NEW W.R. NUMBER
Jensen	Lot 2, Blk 3	2.5	63-31642
	POD & POU: NWSW		
Liljegren, Dick & Mary	Lot 2, Blk 1	2	63-31643
Liljegren, Jon & Christy	POD & POU: NWSW		
Ward	Lot 2, Blk 4	3.5	63-31644
	POD & POU: NWSW		
Holladay	Lot 6, Blk 2	3	63-31645
	POD & POU: NWSW		
Walden	Lot 7, Blk 2	3.5	63-31646
	POD: NESW & POU: NWSW		
Walker	Lot 1, Blk 4	2.5	63-31647
	POD & POU: NWSW		
King	Lot 1, Blk 1	2	63-31648
	POD & POU: NWSW		
Willingham	Lot 3, Blk 1	2	63-31665
	POD & POU: NWSW		
Sells	Lot 3, Blk 4	1.5	Still in Bevan's name
SENT FOR PROOF OF OWNERSHIP	POD & POU: NWSW		See # 63-31655
	Total Acres NWSW:	22.5	

QUAIL RIDGE ESTATES SPLIT TREE

Pg. 2

OWNER NAMES	LEGAL DESC	ACRES	NEW W.R. NUMBER
Hutchison	Lot 5, Blk 1	3	63-31649
	POD & POU: NESW		
Kaiser	Lot 3, Blk 2	3	63-31650
	POD & POU: NESW		
Walden	Lot 4, Blk 2	2.5	63-31651
	POD & POU: NESW		
Wheeler	Lot 5, Blk 2	3	63-31652
	POD & POU: NESW		
Webb	Lot 2, Blk 2	2.5	63-31653
	POD & POU: NESW		
Gingrich	Lot 1, Blk 2	2	63-31654
	POD & POU: NESW		
	Total Acres NESW:	16	

QUAIL RIDGE ESTATES
PLANNED UNIT DEVELOPMENT

PLANNED UNIT DEVELOPMENT

PORTIONS OF NW1/4 SW1/4 & NE1/4 SW1/4

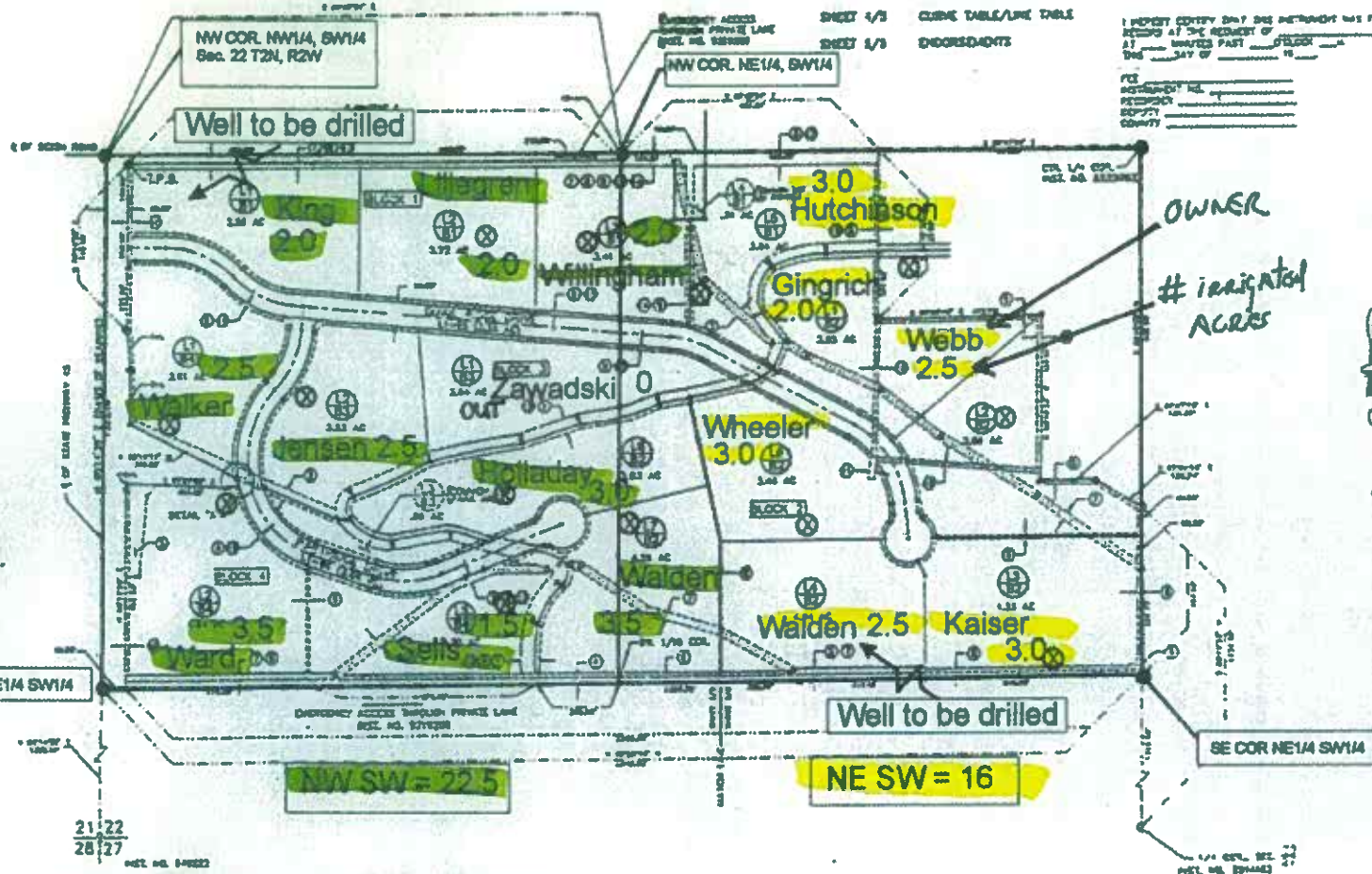
SECTION 22, T2N, R2W, 8.M.

CANYON COUNTY, IDAHO

1992

LEGEND

- [illegible]



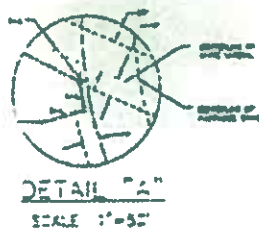
DRAWING LIST

- | | |
|-----------|------------------------|
| SHEET 1/3 | SUBMISSION BOUNDARY |
| SHEET 2/3 | SUBMISSION PLAN - WEST |
| SHEET 3/3 | SUBMISSION PLAN - EAST |
| SHEET 4/3 | CLINE TABLE/LINE TABLE |
| SHEET 5/3 | ENDORSEMENTS |

I HEREBY CERTIFY THAT THE INFORMATION WAS FILED FOR
RECORD AT THE REQUEST OF _____
AT _____ PAST _____
THIS _____ DAY OF _____ 19____
FBI _____
RECORDED BY _____
INDEXED BY _____
COUNTY _____

OWNER
irrigated
Acres

OWNERS & TRANSFER AGENTS	DATE	REMARKS
TRANSFER AGENTS	6/12/20	63-31429 - R 9/1/02



Ward Last name of current landowner

- ⊗ Existing well location

3.5 Number of acres to be irrigated

LOT 1 BLK 3 NOT INCLUDED IN TRANSFER

GRAPHIC SCALE



BLAKLEY, BUTURLA
CONSULTING ENGINEERS

7122 L. CLEVELAND, CALIFORNIA 94608 8124

199 39 185 140001 82546

1547 08 05 '90

1

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 63-31655
Date Received: 7/5/2002
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

THOMAS M BEVAN
4202 N MARCLIFFE AVE
BOISE ID USA 83704

Phone: (208) 323-7873

SUSAN K BEVAN
4202 N MARCLIFFE AVE
BOISE ID USA 83704

Phone: (208) 323-7873

2. Date of Priority: 06/08/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
02N	02W	22	NW	SW		CANYON	
02N	02W	22	NW	SW		CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.0427	15.75

7. Total Quantity Appropriated is:
0.0427 C.F.S. and/or 15.75 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	02W	22	NW	SW	IRRIGATION	3.5
Section Acres						3.5
Total Acres						3.5

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

This right is the result of a split due to change in ownership for a portion of 63-31429. DH 3/20/2003

Property also known as Lot 3 Block 1 Quail Ridge Estates owned by Ken Willingham; and Lot 3 Block 4 Quail Ridge Estates owned by Stuart and Sandra Sells.

NOTE: Due to lack of information received by the current owners, the correct split was not able to be completed. This 3.5 acres will remain in the name of Bevan until further information received by the current owners which are as follows: Ken Willingham for 2 acres; Stuart and Sandra Sells for 1.5 acres. Both located in the NWSW. DH 3/20/2003

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31429

WATER RIGHT NUMBER: 63-31429

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS M BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Current Owner	SUSAN K BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Original Owner	WILLIAM C STRINGER 421 MARCUS COURT MOAB, UT 84532 (801)259-8686
Original Owner	VIOLET J STRINGER 421 MARCUS COURT MOAB, UT 84532 (801)259-8686

Priority Date: 06/08/1978

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.470 CFS	173.30 AF
	<u>Total Diversion:</u>	0.470 CFS	173.30 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31429

GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T02N R02W S22 NESW 16.0 T02N R02W S22 NWSW 22.5

Total Acres: 38.5

Conditions of Approval:

1. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

1. General Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.
2. General The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31429

Comments:

1. scurtis 7/5/2002 10:39:30 AM Transferred Right
Comment: This is now an approved transfer, transfer number = 69712

Dates and Other Information:

Claim Received Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

WATER RIGHT NO. 63-31429
As Modified by Transfer No. 69712

In accordance with the approval of Transfer No. 69712, Water Right No. 63-31429 is now described as follows.

Right Holder: THOMAS M BEVAN And
 SUSAN K BEVAN
 4202 N MARCLIFFE AVE
 BOISE ID 83704

Priority Date: 06/08/1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	to 11/15	0.47 CFS	173.3 AF
			0.47 CFS	173.3 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NESW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County
GROUND WATER	NWSW	Sec. 22 Twp 02N	Rge 02W ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	22									16.0	22.5							38.5

Total Acres: 38.5

WATER RIGHT NO. 63-31429
As Modified by Transfer No. 69712

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
5. The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.
6. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
8. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
9. Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 5th day of July 2002


Chief, Water Allocation Bureau

w

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WATER RESOURCES
WESTERN REGION

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 69712

This is to certify that: THOMAS M BEVAN And
SUSAN K BEVAN
4202 N MARCLIFFE AVE
BOISE ID 83704
(208)323-7873

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-9156	AJC/License	06/08/1978	0.84 cfs	311.1 af		69.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-9156	YES	YES	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-9156	63-31429	0.47 cfs	173.3 af	N/A	38.5	63-31428	0.37 cfs	137.8 af	N/A	30.5
TOTALS		0.47 cfs	173.3 af	38.5	38.5		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 5TH day of

July, 2002
[Signature]
Chief, Water Allocation Bureau

SPLITS RE 63-9156

SL 7/9/02

T. 69712 split 63-9156 to

1 - 63-31428 unchanged portion

1 63-31429 changed portion for Quail Ridge
1 Estates homeowners' individual
1 wells



T. 69750 split 63-31428 to

63-31438 unchanged portion

63-31439 changed portion for Pacific
Hide & Fur Depot

MEMORANDUM

DATE: 3/19/02

FROM: Lori Graves *lg*

TO: X-fer File No. 69712

Attachments

- A. Ownership Documentation of Current P/U
- B. 1987 FSA Photo of Current P/U
- C. 1/31/02 Explanation Letter From Applicant
- D. Affidavit from ERO
- E. Quail Ridge Estates Plat Map Identifying Well Locations and Owners
- F. Participating Subdivision Lot Owners, Addresses and Phone Numbers

Brief

Applicants have proposed to change the P/U and P/D on a 38.5 acre portion of license 63-9156 for irrigation use in Quail Ridge Estates Subdivision. The transfer was prepared by ERO consultants.

Historical Use

Applicant provided a 1987 FSA photo showing irrigation of the licensed acres. 1994 and 2000 photos available in Arc View also show the licensed acres irrigated. Applicant stated in Attachment C that the acres have been continuously planted in alfalfa crop.

Overlaps

The overlap analysis for the current P/U shows water from Tenmile Creek, in the name of Pleasant Valley Irrigation District, overlaps the licensed acres. Applicant stated in Attachment 3 that the well has always been the only source of water for irrigation of the licensed acres. Applicant also stated that Pleasant Valley Irrigation District's President Eric Bodily and Attorney Terry Copple were contacted by ERO and both confirmed that Pleasant Valley Irrigation District has never provided surface water to the property covered by water right 63-9156. ERO provided an affidavit for supporting documentation (see attachment D).

The overlap analysis for the proposed P/U shows various filings for domestic and irrigation uses that have been previously submitted by individual lot owners in Quail Ridge Estates Subdivision. Right 63-8732 was once used for irrigation at the proposed P/U, however after Dept analysis, the right appeared forfeited based on non-use. At the advice of the Dept., some lot owners limited their irrigation to 1/2 acre and filed

applications for permit for additional irrigation, which are being held due to the moratorium. Others developed over 1/2 acre irrigation anyway and filed SRBA claims on a portion of the old irrigation right that looks forfeited. Now with resumption of use being recognized in the SRBA, forfeiture may not be an issue. Those following the advice of the Dept. seem to be getting punished for doing so now that resumption of use is possible.

In an effort to remedy the above mess, the lot owners united and through ERO, purchased ground water and filed this transfer to take care of all the subdivision's irrigation needs. Jeff Peppersack and Norm Young decided that one transfer, representing all the participating Quail Ridge lot owners, was easier to process than a separate transfer for each, even though there are 15 private wells involved. The subdivision plat map (attachment E) has been included which identifies the location of each individual well and owner. Attachment F lists the owners names, addresses and phone numbers.

Every parcel within Quail Ridge Estates has been included in this transfer for irrigation except for lot 1, block 3. The owner of this parcel refused to participate and did not purchase irrigation water. Sherl Chapman of ERO stated that the lot owner was made fully aware of the consequences of his decision. Sherl said that currently lot 1, block 3 is not irrigated.

Once this transfer is approved, participating lot owners will be notified by Steve Lester to file a change in ownership and upgrade their domestic drilling permits. Those who have filed some kind of claim or application will be advised to withdraw their previous filing. Their filing fees will be applied towards their well upgrade fee. Any excess fees will be refunded.

Recommendations

Request well upgrade fees prior to sending to SO.

received 5/20/02

Notify Steve Lester ASAP once the transfer has been approved.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 1

Name of applicant Thomas M. & Susan K. Bevan

Phone 208-323-7873

Post Office address 4202 N. Marcliffe Ave., Boise, Idaho, 83704

A. Purpose of Transfer

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☒ Other Quail Ridge Estates Homeowners

Association will be the new water right owner

2. Describe the reason for the proposed changes A portion of the water right (38.5 acres) will be transferred to different place of use and points of diversion. The presently irrigated ground will be dried up and no longer irrigated.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-09156</u>	<u>06-08-1978</u>	<u>.47</u>	<u>Irrigation</u>	<u>3-15 to 11-15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

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JAN 03 2002

**WATER RESOURCES
WESTERN REGION**

2. Total amount of water being transferred .47 cubic feet per second and/or 173 acre-feet per annum.

3. Source of water Groundwater tributary to N/A

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	SW	22	2N	2W	Canyon	<u>See Attachment "E" TWA</u>
		NE	SW	22	2N	2W	Canyon	

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
2N	2W	22									16	22.5							38.5

Total acres 38.5

6. General Information:

- a. Description of diversion system Drilled wells, sprinkler system.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages contracts? Yes XX No. If yes, provide a notarized statement from the holder of the lien, deed of trust mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer: The land will not be irrigated.
- d. Remarks: The transferred portion of the water right will be held by the Quail Ridge Estate Homeowners Association.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____
And said application is hereby _____, subject to the following limitations and conditions

Witness my hand this _____ day of _____, 20____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
Part 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-09156 issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☒ Warranty Deed☐ Other3. Source of water Groundwater tributary to N/A4. Date of priority 06-08-1978

5. Water is used for the following purpose:

Amount 0.84 for Irrigation purposes from 3-15 to 11-15
(cfs/ac-ft)Amount 0.04 for Domestic purposes from 1-1 to 12-31
(cfs/ac-ft)Amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)6. Total amount of water under right 0.88 cubic feet per second and/or 311.1 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	8	1N	2E	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	2E	8						39	30										69
1N	2E	8						D											

Total acres 699. Describe any other water rights used for the same purpose as described above None

PART 2

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. Amount .47 for Irrigation purposes from 3-15 to 11-15

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	8	1N	2E	Ada	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Total
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	2E	8						8.5	30										38.5

Total acres 38.5

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. Amount .37 for Irrigation purposes from 3-15 to 11-15

(cfs/ac-ft)

Amount .04 for Domestic purposes from 1-1 to 12-31

(cfs/ac-ft)

Amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft)

2. Points of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	8	1N	2E	Ada	

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	2E	8						30.5											

Total acres 30.5

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

The grid is a 10x10 square grid with dashed lines. Handwritten annotations include:

- R2W**: Written in the upper right quadrant of the grid.
- T2N**: Written vertically in the middle left quadrant of the grid.
- 22**: Written in the center of the grid, above a small rectangular area.
- P/D & P/U**: Written on the left side of the central rectangular area, with an arrow pointing to it.
- P/D & P/U**: Written on the right side of the central rectangular area, with an arrow pointing to it.

PART 3

B. CHANGES IN NATURE OF USE

- | 1. | New Nature of Use | Amount
(cfs/ac-ft) | Hours/days/year | Period of Use |
|----|--|-----------------------|-----------------|----------------------------------|
| | <u>N/A</u> | _____ | _____ | _____ to _____
_____ to _____ |
| 2. | Quantity and quality of return flows and location of discharge: <u>N/A</u> | | | |
| 3. | Describe effects on other water uses resulting from the proposed change: <u>None</u> | | | |

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement of the original right. The information contained in this application is true to the best of my knowledge. I understand that any willful misrepresentations made in this application may result in voiding its approval.



Subscribed and sworn before me this 19th day of December, 20 01

(Signature of Applicant)

(Notary Public)

My commission expires 1/27/2005

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 6 attachments

Received by Janis Fontaine Date 1/3/02 Protest filed by _____

Prelim. check by 6 Fee 250.00

Receipted by Janis Fontaine Date 1/3/02 * W028599

Published in THE IDAHO STATESMAN PRESS TRIBUNE of protest forwarded by _____

Pub. Dates 4-3-10-02 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

ALL GRANTEES HEREIN HAVE READ AND APPROVED THE FOLLOWING: _____

Title File No.: T01-77990

WARRANTY DEED

FOR VALUE RECEIVED

V. Janice Stringer, an unmarried woman, Neal Curtis Stringer, an unmarried man and William Curtis Stringer, Jr., a married man dealing with his separate property

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto: Thomas M. Bevan and Susan K. Bevan, husband and wife

GRANTEES(s), whose current address is: 4202 N. Marcliffe Avenue, Boise, Idaho 83704 the following described real property in Ada County, State of Idaho, more particularly described as follows, to wit:

See exhibit "A" attached hereto and made a part of

THIS IS A, NOT BY THE GRANTOR, S&B

INCLUDING ALL WATER AND MINERAL RIGHTS SPECIFICALLY, WATER RIGHT LICENSE, WATER RIGHT NO. 63-09156, STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 21, 2001

J. Janice Stringer
V. Janice Stringer

Neal Curtis Stringer by J. Janice Stringer
Neal Curtis Stringer *att. in fact*

William Curtis Stringer, Jr.
William Curtis Stringer, Jr.

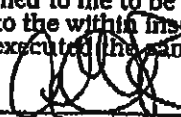
STATE OF Idaho, County of Ada, ss.

On this 21st day of September in the year of 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared

V. Janice Stringer Neal Curtis

Stringer, William Curtis Stringer, Jr.

known or identified to me to be the persons whose names
are subscribed to the within instrument, and acknowledged
to me that they executed the same.

Signature: 

Name: Alana G. Pierce

Residing at:

My commission expires:

Transnation Title & Escrow, Inc.

EXHIBIT "A"

The West half of the Northwest quarter of Section 8, Township 1 North, Range 1 East, Boise Meridian, Ada County, Idaho.

EXCEPT the Southwest quarter of the Southwest quarter of the Northwest quarter of said Section 8.

FURTHER EXCEPT a parcel of land situated in the Northwest quarter of the Northwest quarter of Section 8, Township 1 North, Range 2 East, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at the section corner common to Sections 5, 6, 7 and 8, Township 1 North, Range 2 East, which point is a brass cap, and being the REAL POINT OF BEGINNING; thence South 89°38'56" East along the North line of Section 8 a distance of 435.60 feet to a 1/2 inch iron pin; thence South 00°15'06" East a distance of 500.06 feet to a 1/2 inch iron pin; thence North 89°38'56" West a distance of 435.60 feet to a 1/2 inch iron pin; thence North 00°15'06" West a distance of 500.06 feet along the West line of Section 8 to the REAL POINT OF BEGINNING.

EXCEPT that portion lying within the right of way for county road commonly referred to as Barker Road and Curtis Road over and across the Northerly and Westerly portion of said premises.

SKB

TMB.

1/4
not with

1/2

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 63-9156
Date Received: 8/8/1989
Receipt No: W004146
Received By:

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

1. Name of Claimant(s): THOMAS M BEVAN
4202 N MARCLIFFE AVE
BOISE ID USA 83704

Phone: (208)323-7873

SUSAN K BEVAN
4202 N MARCLIFFE AVE
BOISE ID USA 83704

Phone: (208)323-7873

2. Date of Priority: 06/08/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	02E	8	NW NW	ADA	

5. Description of diverting works:

442' & 438' DRILLED WELLS W/SURFACE & SUBMERSED PUMP W/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.84	310.5
DOMESTIC	1/01	12/31	0.04	0.6

7. Total Quantity Appropriated is:
0.88 C.F.S. and/or 311.1 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	02E	8	NW NW		IRRIGATION	39
			SW NW		IRRIGATION	30
			NW NW		DOMESTIC	
					Section Acres	69
					Total Acres	69

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

Ownership changed by DB 3/20/2002

TWO POINTS OF DIVERSION LOCATED IN THE NWNW, SEC. 8, TWP. 1N, RGE 2E.

NOTE: THE TOTAL CFS FOR THIS WATER RIGHT HAS BEEN INCREASED TO .88 CFS RATHER THAN THE .84 CFS ISSUED ON THE LICENSE. THE REASON FOR THIS IS DUE TO AN ERROR IN THE FIELD EXAM REPORT WHEN THE DOMESTIC .04 CFS AND THE IRRIGATION .84 CFS WERE NOT ADDED TOGETHER. THERE ARE TWO WELLS SHOWN ON THE EXAM, THE IRRIGATION WELL WAS MEASURED AT .84 CFS, THEN IN ADDITION THE DOMESTIC WELL SHOULD HAVE BEEN ADDED IN SINCE IT IS A SEPARATE WELL. DUE TO THE FACT IT WAS THE DEPARTMENTS ERROR, THIS RIGHT SHOULD BE AMENDED TO SHOW .88 CFS. ALSO, THE CLAIMANT WAS NOT HOME AT THE TIME THE 10-DAY NOTICE LETTER WAS SENT, BUT AS SOON AS HE RETURNED A CALL WAS MADE TO JIM JOHNSON QUESTIONING THE .84 CFS TOTAL. HE WAS INFORMED IT SHOULD NOT CAUSE A PROBLEM AND THE .84 CFS WAS ISSUED. HOWEVER, DURING A SALE THE .84 CFS CAME UP AND DID CAUSE PROBLEMS, THEREFORE, THE CLAIMANT REQUESTS THIS CHANGE. NOTE: CHANGE OF ADDRESS FROM: 5795 BARKER RD., RT. 2, KUNA, ID 83634 - PHONE NO. 342-2429 TO THE MOAB, AZ ADDRESS PER CLAIMANTS REQUEST. JS

15. Basis of Claim: License

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

RECEIVED**OCT 01 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 (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-09156</u>					

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

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

3. Name and Address of Former Owner/Claimant(s) WILLIAM C STRINGER, V. JANNE STRINGER
+ NEAL CURTIS STRINGER
4. New Owner/Claimant(s) THOMAS M. AND SUSAN K. BEVAN
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 4202 N. MARCLIFFE AVE.
- City, State and ZIP Code BOISE, IDAHO 83704
- New Telephone Number (208) 323-7873
5. Date you acquired the property September 21, 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 SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7.

Signature of New Owner(s) or Claimant(s)
(include title if applicable)

[Handwritten Signature]
[Handwritten Signature]

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____	Date _____	Fee _____
Received by _____	Date _____	Receipt No. _____
Processed by _____	AJ Date _____	WR _____ Date _____

The Grantees herein have read and approved the following: _____

Title File No.: T01-77990

WARRANTY DEED

FOR VALUE RECEIVED

V. Janice Stringer, an unmarried woman, Neal Curtis Stringer, an unmarried man and William Curtis Stringer, Jr., a married man dealing with his separate property

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto: Thomas M. Bevan and Susan K. Bevan, husband and wife

GRANTEES(s), whose current address is: 4202 N. Marcliffe Avenue, Boise, Idaho 83704 the following described real property in Ada County, State of Idaho, more particularly described as follows, to wit:

See exhibit "A" attached hereto and made a part of

THIS IS A, NOT BY THE GRANTOR, S&B

INCLUDING ALL WATER AND MINERAL RIGHTS SPECIFICALLY, WATER RIGHT LICENSE, WATER RIGHT NO. 63-09156, STATE OF IDAHO, DEPARTMENT OF WATER RESOURCES

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: September 21, 2001

V. Janice Stringer
V. Janice Stringer

Neal Curtis Stringer by V. Janice Stringer atty. in fact
Neal Curtis Stringer

William Curtis Stringer, Jr.
William Curtis Stringer, Jr.

STATE OF Idaho, County of Ada, ss.

On this 21st day of September in the year of 2001, before me, the undersigned, a Notary Public in and for said State, personally appeared

V. Janice Stringer, Neal Curtis Stringer, William Curtis Stringer, Jr.

known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Signature: *[Signature]*

Name: Alana G. Pierce

Residing at:

My commission expires:

Transnation Title & Escrow, Inc.

EXHIBIT "A"

the West half of the Northwest quarter of Section 8, Township 1 North, Range 1 East, Boise Meridian, Ada County, Idaho.

EXCEPT the Southwest quarter of the Southwest quarter of the Northwest quarter of said Section 8.

FURTHER EXCEPT a parcel of land situated in the Northwest quarter of the Northwest quarter of Section 8, Township 1 North, Range 2 East, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Commencing at the section corner common to Sections 5, 6, 7 and 8, Township 1 North, Range 2 East, which point is a brass cap, and being the REAL POINT OF BEGINNING; thence

South 89°38'56" East along the North line of Section 8 a distance of 435.60 feet to a 1/2 inch iron pin; thence

South 00°15'06" East a distance of 500.06 feet to a 1/2 inch iron pin; thence

North 89°38'56" West a distance of 435.60 feet to a 1/2 inch iron pin; thence

North 00°15'06" West a distance of 500.06 feet along the West line of Section 8 to the REAL POINT OF BEGINNING.

EXCEPT that portion lying within the right of way for county road commonly referred to as Barker Road and Curtis Road over and across the Northerly and Easterly portion of said premises.

SKB

TMB.

10/10
not in 1/2

11/2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09156

Priority: June 8, 1978 Amount: 0.84 CFS 311.1 AFA

This is to certify, that WILLIAM C. STRINGER

RT. 2

KUNA, ID 83634

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 8, 1978, and has submitted proof to the Department of Water Resources on September 24, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .840 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
IRRIGATION	03/15 to 11/15	0.84 CFS	310.5 AFA
DOMESTIC	01/01 to 12/31	0.04 CFS	0.6 AFA
	Totals	0.84 CFS	311.1 AFA

LOCATION OF POINT(S) OF DIVERSION:

NNNW , Sec. 8, Township 01N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N	02E	8	NNNW 39	SWNW 30		69

PLACE OF USE: DOMESTIC

TWN, RGE SEC

01N 02E 8 NNWW

Total number of acres irrigated: 69

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. 2 points of diversion located in NNWW, S8, T1N, R2E.

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09156

This license is issued pursuant to the provisions of Section 42-219, Idaho Code,
Witness the seal and signature of the Director, affixed at Boise, this 24th
day of MARCH, 1989.

Acting for the Director





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: A63-09156
Date Received: 8/ 8/1989
Receipt No: W004146
Received By: _____

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

1. Name: WILLIAM C. STRINGER 801-259-8686
Address: 421 MARCUS COURT
MOAB, UT 84532
AND/OR
Name: VIOLET J. STRINGER 801-259-8686
Address: 421 MARCUS COURT
MOAB, UT 84532

2. Date of Priority: JUN 8, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02E	8	NW	NW			ADA

5. Description of diverting works:

442' & 438' DRILLED WELLS W/SURFACE & SUBMERSED PUMP W/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.840		310.50
DOMESTIC	01/01	12/31	0.040		0.60

7. Total Quantity Appropriated is:

0.880 C.F.S. (and/or) 311.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

D/1 HOUSEHOLD

MICROFILMED

AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	8	NW	NW		IRR	39.0
			NW	NW		DOMEST	
			SW	NW		IRR	30.0
Section Acres							69.0
Total Acres							69.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

TWO POINTS OF DIVERSION LOCATED IN THE NWNW, SEC. 8, TWP. 1N, RGE 2E.

NOTE: THE TOTAL CFS FOR THIS WATER RIGHT HAS BEEN INCREASED TO .88 CFS RATHER THAN THE .84 CFS ISSUED ON THE LICENSE. THE REASON FOR THIS IS DUE TO AN ERROR IN THE FIELD EXAM REPORT WHEN THE DOMESTIC .04 CFS AND THE IRRIGATION .84 CFS WERE NOT ADDED TOGETHER. THERE ARE TWO WELLS SHOWN ON THE EXAM, THE IRRIGATION WELL WAS MEASURED AT .84 CFS, THEN IN ADDITION THE DOMESTIC WELL SHOULD HAVE BEEN ADDED IN SINCE IT IS A SEPARATE WELL. DUE TO THE FACT IT WAS THE DEPARTMENT'S ERROR, THIS RIGHT SHOULD BE AMENDED TO SHOW .88 CFS. ALSO, THE CLAIMANT WAS NOT HOME AT THE TIME THE 10-DAY NOTICE LETTER WAS SENT, BUT AS SOON AS HE RETURNED A CALL WAS MADE TO JIM JOHNSON QUESTIONING THE .84 CFS TOTAL. HE WAS INFORMED IT SHOULD NOT CAUSE A PROBLEM AND THE .84 CFS WAS ISSUED. HOWEVER, DURING A SALE THE .84 CFS CAME UP AND DID CAUSE PROBLEMS, THEREFORE, THE CLAIMANT REQUESTS THIS CHANGE.

NOTE: CHANGE OF ADDRESS FROM: 5795 BARKER RD., RT. 2, KUNA, ID 83634 - PHONE NO. 342-2429 TO THE MOAB, AZ ADDRESS PER CLAIMANT'S REQUEST. JS

15. Basis of Claim: LICENSE

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.

MICROFILMED

Number of attachments: _____

AUG 24 1992

For Individuals:

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

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
AUG 24 1992

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: A63-09156
Date Received: 8/03/1989
Receipt No: W004146
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: WILLIAM C. STRINGER 208-342-2429
Address: 5795 BARKER RD., ROUTE 2
KUNA, ID 83634

AND/OR

Name: VIOLET J. STRINGER 208-342-2429
Address: 5795 BARKER RD., ROUTE 2
KUNA, ID 83634

2. Date of Priority: JUN 08, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02E	8	NW	NW			ADA

5. Description of diverting works:
442' & 438' DRILLED WELLS W/SURFACE & SUBMERSED PUMP W/PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.840		310.50
DOMESTIC	01/01	12/31	0.040		0.60

7. Total Quantity Appropriated is:
0.880 C.F.S. (and/or) 311.10 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
D/1 HOUSEHOLD

A63-09156

Page 1

Date: 08/08/89

MICROFILMED
AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02E	8	NW	NW		IRR	39.0
			NW	NW		DOMEST	
			SW	NW		IRR	30.0
						Section Acres	69.0
						Total Acres	69.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

TWO POINTS OF DIVERSION LOCATED IN THE NWNW, SEC. 8, TWP. 1N, RGE 2E.

NOTE: THE TOTAL CFS FOR THIS WATER RIGHT HAS BEEN INCREASED TO .88 CFS RATHER THAN THE .84 CFS ISSUED ON THE LICENSE. THE REASON FOR THIS IS DUE TO AN ERROR IN THE FIELD EXAM REPORT WHEN THE DOMESTIC .04 CFS AND THE IRRIGATION .84 CFS WERE NOT ADDED TOGETHER. THERE ARE TWO WELLS SHOWN ON THE EXAM, THE IRRIGATION WELL WAS MEASURED AT .84 CFS, THEN IN ADDITION THE DOMESTIC WELL SHOULD HAVE BEEN ADDED IN SINCE IT IS A SEPARATE WELL. DUE TO THE FACT IT WAS THE DEPARTMENT'S ERROR, THIS RIGHT SHOULD BE AMENDED TO SHOW .88 CFS. ALSO, THE CLAIMANT WAS NOT HOME AT THE TIME THE 10-DAY NOTICE LETTER WAS SENT, BUT AS SOON AS HE RETURNED A CALL WAS MADE TO JIM JOHNSON QUESTIONING THE .84 CFS TOTAL. HE WAS INFORMED IT SHOULD NOT CAUSE A PROBLEM AND THE .84 CFS WAS ISSUED. HOWEVER, DURING A SALE THE .84 CFS CAME UP AND DID CAUSE PROBLEMS, THEREFORE, THE CLAIMANT REQUESTS THIS CHANGE.

15. Basis of Claim: LICENSE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: 0

For Individuals:

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

Signature of Claimant(s): William C. Stanger Date: 8-8-89

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 8th day
of August 19 89

Seal

Jan Shurt
Notary Public
Residing at Meridian ID
My Commission Expires 9-14-94

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

RIGHT NUMBER: 63-31665

NAME AND ADDRESS: ROBERT FARIS
8750 QUAIL RIDGE DR
NAMPA ID 83686

~~KEN WILLINGHAM
2110 WINDANCER CT
NAMPA ID 83686-7611~~

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.024 CFS
9.000 AFY

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T02N R02W S22 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.024 CFS 9.00 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T02N R02W S22 NWSW 2.00

2 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property also known as Lot 3 Block 1 Quail Ridge Estates

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

This right is a split from former right 63-31429.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Failure of the right holder to comply with the conditions of Transfer 69712 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 69712 within one (1) year of the date of the approval.

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

In Re SRBA

Case No. 39576

Water Rights: 63-31665

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

☐ Other

☐ IC § 42-219 license

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

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

DATED: May 25, 2007


Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on May 25, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Robert Faris
8750 Quail Ridge Dr
Nampa ID 83686

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

May 25, 2007

ROBERT FARIS
8750 QUAIL RIDGE DR
NAMPA ID 83686

Re: Water Right No. 63-31665

Dear Mr. Faris:

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

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

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures

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

RECEIVED
NOV 14 2006
NOV 07 2006
WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
	<u>63-31429</u>	<u>yes</u>			
	<u>63-31665</u>				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts. No fee needed
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former Owner/Claimant(s) Ken Willingham
4. New Owner/Claimant(s) Robert Faris
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 8750 Quail Ridge Dr.
- City, State and ZIP Code Nampa ID 83686
- New Telephone Number (208) 461-0205
5. Date you acquired the property 4-28-06

SCANNED
NOV 14 2006

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number <u>63-31429</u>		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
<u>Irrigation</u>	<u>0.244 CFS / 9 AFA</u>	<u>2 Acres</u>
Stock		
Domestic		
Other		
Total		

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

7. Signature of New Owner(s) or Claimant(s) Bob A. Farn
(include title if applicable)

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by _____ Date _____ Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by JAL AJ Date 5-24-07 WR _____ Date _____

SCANNED

NOV 14 2006

PLANNED UNIT DEVELOPMENT

SECTION 22, T2N, R2W, B.M.
CANYON COUNTY, IDAHO
1992

N CONTROL
 CITY BOUNDARY
 ROUNDT
 CENTER LINE
 CITY BOUNDARY
 AGE MAY 01

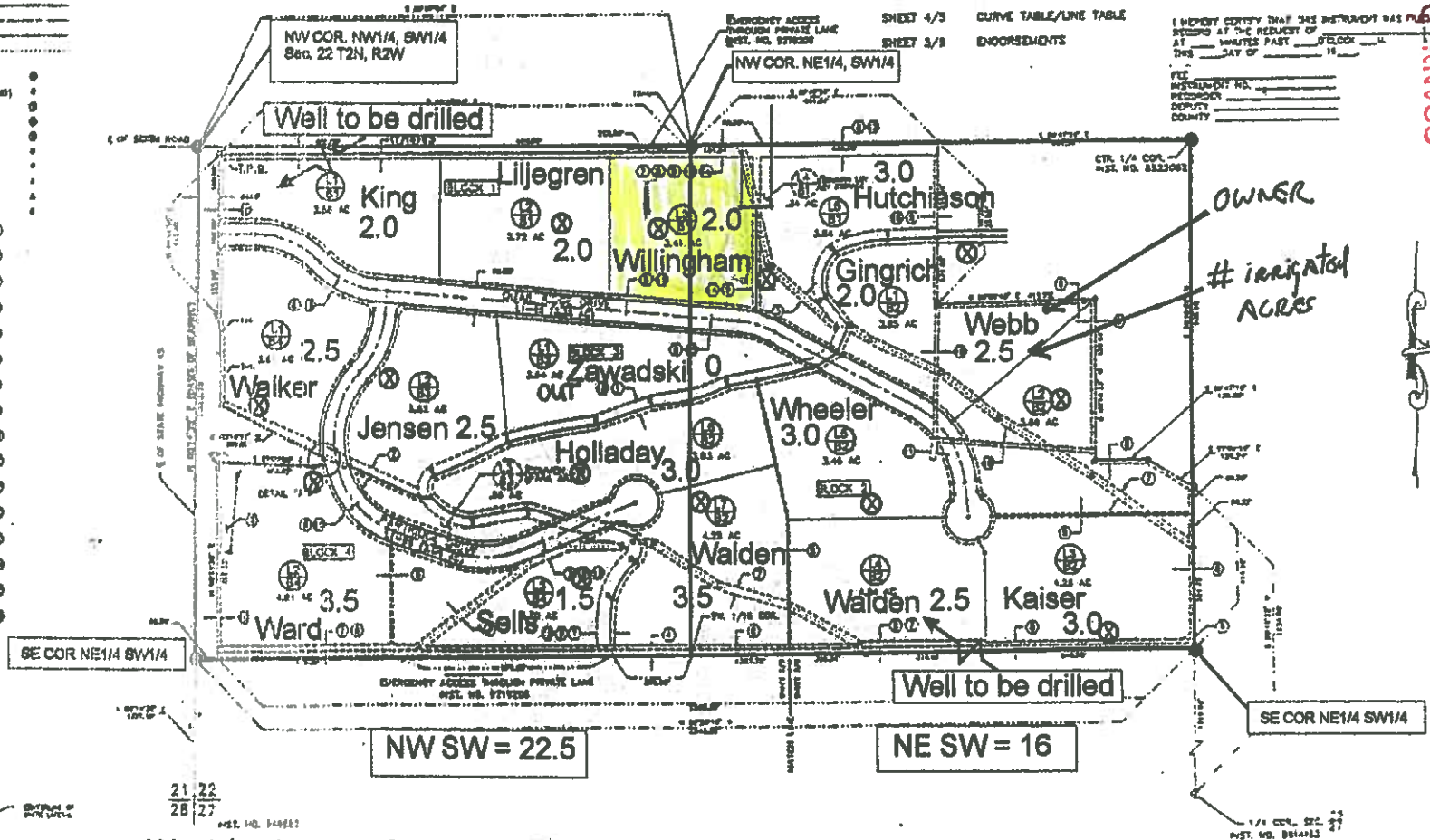
- ### UTILITY BALANCE



SHEET 1/3	SUBMISSION BOUNDARY
SHEET 2/3	SUBMISSION PLAT - WEST
SHEET 3/3	SUBMISSION PLAT - EAST
SHEET 4/3	CURVE TABLE/LINE TABLE
SHEET 5/3	ENCLOSUREMENTS

REC. 318
CANTON CH. RECORDER
BY _____

I HEREBY CERTIFY THAT THE INSTRUMENT WAS FILED FOR
 RECORD AT THE REQUEST OF _____
 AT _____ MONTHS PAST _____ O'CLOCK _____
 THIS _____ DAY OF _____ 19____
 FILE _____
 INSTRUMENT NO. _____
 RECORDS _____
 DEPUTY _____
 COUNTY _____



1945 53 24

OWNERS & INTEGRATED ACRES TRANSFER 69424, 1617-31429 - 72 9/11/02

W 29073

QUITCLAIM DEED

FOR VALUE RECEIVED

Robert A. Faris and Jodelle F. Faris, husband and wife

do hereby convey, release, remise and forever quit claim

unto Robert Aaron Faris and Jodelle P. Faris - Co Trustees of
 The 2005 Robert Aaron Faris and Jodelle P. Faris Revocable
 whose address is TRUST DATED Dec 1, 2005
 8750 Quail Ridge Dr., Nampa, IDAHO 83686
 the following described premises, to-wit:

LOT 3, BLOCK 1, QUAIL RIDGE ESTATES PLANNED UNIT DEVELOPMENT,
 CANYON COUNTY, IDAHO, ACCORDING TO THE PLAT FILED IN BOOK
 20 OF PLATS, PAGE 13, RECORDS OF SAID COUNTY, EXCEPTING
 THEREFROM THE SOUTH 20 FEET THEREOF.

REQUEST
 TYPE Deed
 FEE 3.00

BY [Signature]
 CLERK

NOV 14 2006

together with their appurtenances.

Dated:

Robert Aaron Faris
 Jodelle F. Faris
 5/3/06

STATE OF IDAHO, COUNTY OF

On this 3rd day of May, 2006,
 before me, a notary public in and for said State, personally
 appeared Robert Aaron Faris and Jodelle F. Faris

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

NOTARY PUBLIC
 J. A. FITZGERALD

SCANNED

NOV 14 2006

unto Robert Aaron Farik and Jodell P. Farik - Co Trustees of
The 2005 Robert Aaron Farik and Jodell P. Farik Revocable
whose address is TRUST DATED Dec 1, 2005
8750 Quail Ridge Dr., Nampa, IDAH 83686
the following described premises, to-wit:

LOT 3, BLOCK 1, QUAIL RIDGE ESTATES PLANNED UNIT DEVELOPMENT,
CANYON COUNTY, IDAHO, ACCORDING TO THE PLAT FILED IN BOOK
20 OF PLATS, PAGE 13, RECORDS OF SAID COUNTY, EXCEPTING
therefrom the South 20 feet thereof.

TYPE REQUEST
PIONEER
Fee 3-plain

BY *George*
CANYON COUNTY RECORDER

together with their appurtenances.

Dated:

Robert Aaron Farik 5/3/16
Jodell P. Farik

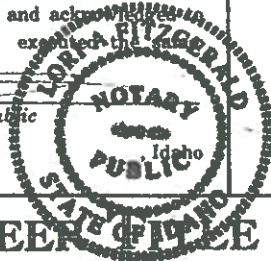
STATE OF IDAHO, COUNTY OF

On this *3rd* day of *May*, 20*06*,
before me, a notary public in and for said State, personally
appeared *Robert Aaron Farik and Jodell E. Farik*

known to me to be the person's who's name
subscribed to the within instrument, and acknowledged
me that *they* executed the same

[Signature]
Notary Public

Residing at *[Signature]*
Comm. Expires *4-18-2011*



PIONEER TITLE COMPANY
OF CANYON COUNTY

610 So. Kimball
Caldwell, Idaho 83605

100 - 10th Ave. South
Nampa, Idaho 83651

SCANNED

NOV 14 2006

Republic Mortgage

204 10th Avenue South,
Nampa, ID 83651

Prepared By:
Carrie Rowe

[Space Above This Line For Recording Data]

DEED OF TRUST

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated May 30, 2001, together with all Riders to this document.

(B) "Borrower" is KEN L. WILLINGHAM, A MARRIED MAN, AS HIS SOEL AND SEPARATE PROPERTY

Borrower is the trustor under this Security Instrument.

(C) "Lender" is Old Kent Mortgage Company d/b/a Republic Mortgage

Lender is a Michigan Corp.
organized and existing under the laws of the State of Michigan

M31WILLING63657 1549491
IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT

Form 3013 1/01

VMP -6(ID) (0005)

Page 1 of 15

MW 05/00

Initials: K. L.

VMP MORTGAGE FORMS - (800)521-7291



SCANNED

NOV 14 2006 11:11 AM 4515



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 7, 2006

Robert Faris
8750 Quail Ridge Road
Nampa, ID 83686

RECEIVED

NOV 15 2006

WATER RESOURCES
WESTERN REGION

RECEIVED

NOV 14 2006

DEPARTMENT OF
WATER RESOURCES

RE: Notice of Change of Water Right Ownership No. ~~63-31429~~

63-31665

Dear Property Owners:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was submitted to our office. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof needs to be a copy of a **Warranty Deed** indicating your ownership of the property with an attached legal description.

In addition, it was noted that the Ownership Change form was not signed. Please return the signed form with proof of ownership. If we do not hear from you within 15 days, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

LG: lg

Enclosures

SCANNED

NOV 14 2006

REAL PROPERTY INQUIRY

```

+++++
01 6R25568-502- -0 016-00 SCH131+ 15 124,100 3.41
+++++
32 86,900
FARIS ROBERT AARON AND FARIS J + 37 464,600
FARIS JODELL P TRUSTEE +
FARIS ROBERT AARON TRUSTEE +
+
+
8750 QUAIL RIDGE DR +
NAMPA ID 83686 +
+++++
22-2N-2W SW QUAIL RIDGE EST PUD 7275 + TOTAL 675,600
LT 3 BLK 1 ++++++
+ SURVEY INST 200121642
+ DRAIN DR VALUE APPR WLK
+ CLASS +5 REAP 06 MAN 01 UNIT 1
8750 QUAIL RIDGE DR, NA Pg 169A + PARCEL 6R072750010030 H/O Y C/B N
+ PRIOR ACCOUNT 5R25568-502- -0
+ 02 MH on Property NO
MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

```

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01 ACCOUNT: 6R25568-502- -0 AREA 016-00 DRAIN VALUE CLASS +5 H/O Y
SEC 22 TWN 2N RNG 2W QTR SW CITY/SUB 07275 BLK 001 LOT 0030
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
WILLINGHAM, KEN L RICHARDSON, KEVIN
& RICHARDSON, DIANE E H/W

```

MAILING ADDRESS

8750 QUAIL RIDGE DR
NAMPA ID 83686

SITE ADDRESS

8750 QUAIL RIDGE DR NA

COMMENTS

PRIOR ACCOUNT 5R25568502 0
PARCEL 072750010030 SRVY
INSTR 200121642 ACRES 3.41
SPLIT YR DOCUMENT WD

DATE DONE 06/28/2001 INITIALS PG

MODE:F ACTION: OWNERSHIP TRACT RECORD INQUIRY

LEGALS

22-2N-2W SW QUAIL RIDGE EST PUD 7275
LT 3 BLK 1

REMARKS

9227631, 9823422

02 Ownership Tract Record

TRQK366

Account Number: 25568-502- -0

Instrument Grantor	Grantee	Remarks
200121642 RICHARDSON-H/W	WILLINGHAM, KEN L	

RECEIVED

FEB 12 2007

WATER RESOURCES
WESTERN REGION

63-31665

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
8755 AIRPORT WAY
BOISE, IDAHO 83706

ADDRESS SERVICE
REQUESTED



KWEN750 836862011 1506 16 02/07/07
FORM 3547

K W ENTERPRISES
2110 WINDANCER CT
NAMPA ID 83686-7611



KW ENTERPRISES
8750 QUAIL RIDGE DR
NAMPA ID 83686

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10.

RETURN TO SENDER

U.S.P.S. Form 354

fee due 75

U.S. POSTAL SERVICE
FORM 3547

First-Class Mail
Postage & Fees Paid
USPS
Permit No. G-10

RETURN TO SENDER

U.S.P.S. Form 354

fee due 75

U.S. POSTAL SERVICE
FORM 3547

11/06/2006

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

RIGHT NUMBER: 63-31665

NAME AND ADDRESS: KEN WILLINGHAM
2110 WINDANCER CT
NAMPA ID 83686-7611

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.024 CFS
9.000 AFY

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T02N R02W S22 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.024 CFS 9.00 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION in CANYON County

T02N R02W S22 NWSW 2.00

2 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property also known as Lot 3 Block 1 Quail Ridge Estates

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

This right is a split from former right 63-31429.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Failure of the right holder to comply with the conditions of Transfer 69712 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 69712 within one (1) year of the date of the approval.

06/08/2006

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

RIGHT NUMBER: 63-31665

NAME AND ADDRESS: KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.024 CFS
9.000 AFY

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T02N R02W S22 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.024 CFS

9.00 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R02W S22 NWSW 2.00

2 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

06/08/2006

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

Property also known as Lot 3 Block 1 Quail Ridge Estates

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

This right is a split from former right 63-31429.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Failure of the right holder to comply with the conditions of Transfer 69712 is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 69712 within one (1) year of the date of the approval.



Idaho Department of Water Resources

63-31665

T02N R02W S22



⊙ Point of Diversion

▭ Place of Use

▭ Sections

▭ Quarter Quarter

Total irrigated
acres = 2.0



600 0 600 Feet



IDWR

Prepared by: Sandy Egbert

Date: June 8, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31665 V1

2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.
4. P21 This right is a split from former right 63-31429.
5. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
6. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
7. T08 Failure of the right holder to comply with the conditions of Transfer 69712 is cause for the Director to rescind approval of the transfer.
8. 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.
9. T07 The right holder shall accomplish the change authorized by Transfer 69712 within one (1) year of the date of the approval.

Remarks:Comments:

1. dhatfield 4/7/2003 Ownership

Comment: This claim is the result of a split due to change in ownership for a portion of 63-31655.

2. segbert 6/8/2006 POU

Comment: Changed the legal description of the POU to match the subdivision map. The parcel was in part of two QQs not just one as was claimed.

Dates and Other Information:

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/07/2003	dhatfield	Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31665 V1

Summary			04/14/2006	Igagnon	Active
Priority Date	6/8/2006 1:34:49 PM	segbert			Active
POD	6/8/2006 1:35:10 PM	segbert			Active
Source	6/8/2006 1:35:41 PM	segbert			Active
POU	6/8/2006 1:35:55 PM	segbert			Active
Use	6/8/2006 1:36:25 PM	segbert			Active
Season	6/8/2006 1:36:47 PM	segbert			Active
Quantity	6/8/2006 1:37:28 PM	segbert			Active
Summary			06/08/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Summary	4/7/2003 2:50:56 PM	dhatfield	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Is an additional remark and/or condition required? (Yes) 6. Would you like to view the recommended right? (No) 7. Is this a split or combined right? (No) 8. Do you have documents you would like to attach or link to the file? (Yes) 9. Would you like to set the verification date?
Summary	4/14/2006 1:28:57 PM	Igagnon	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
Use	6/8/2006 1:36:25 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
General	6/8/2006 1:34:49 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31665 V1

POD	6/8/2006 1:35:10 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	6/8/2006 1:35:41 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
POU	6/8/2006 1:35:56 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
POU	6/8/2006 1:36:13 PM	segbert	Updated shape for Active POU
POD	6/8/2006 1:35:26 PM	segbert	Updated shape
Season	6/8/2006 1:36:48 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	6/8/2006 1:37:28 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - see split tree

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31665 V1

Summary	6/8/2006 1:39:43 PM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (Yes) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
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Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31665

WATER RIGHT NUMBER: 63-31665

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	THOMAS M BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Current Owner	KEN WILLINGHAM 8750 QUAIL RIDGE DR NAMPA, ID 83686 (208)463-2876
Original Owner	SUSAN K BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Also Known As	K W ENTERPRISES 8750 QUAIL RIDGE DR NAMPA, ID 83686 (208)463-2876

Priority Date: 06/08/1978

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.024 CFS	9.00 AF
	<u>Total Diversion:</u>	0.024 CFS	9.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	22																	2.0
											1.75	1.75							

Total Acres: 2

Revised wrong - the POW did not move

Conditions of Approval:

1. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31665

2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. Property also known as Lot 3 Block 1 Quail Ridge Estates
4. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
5. WB4 The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.
6. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
7. This right is the result of a split due to change in ownership received 4/3/2003, for a portion of 63-31655. DH 4/7/2003
8. X59 Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.
9. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
10. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
11. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 7/5/2002
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal:
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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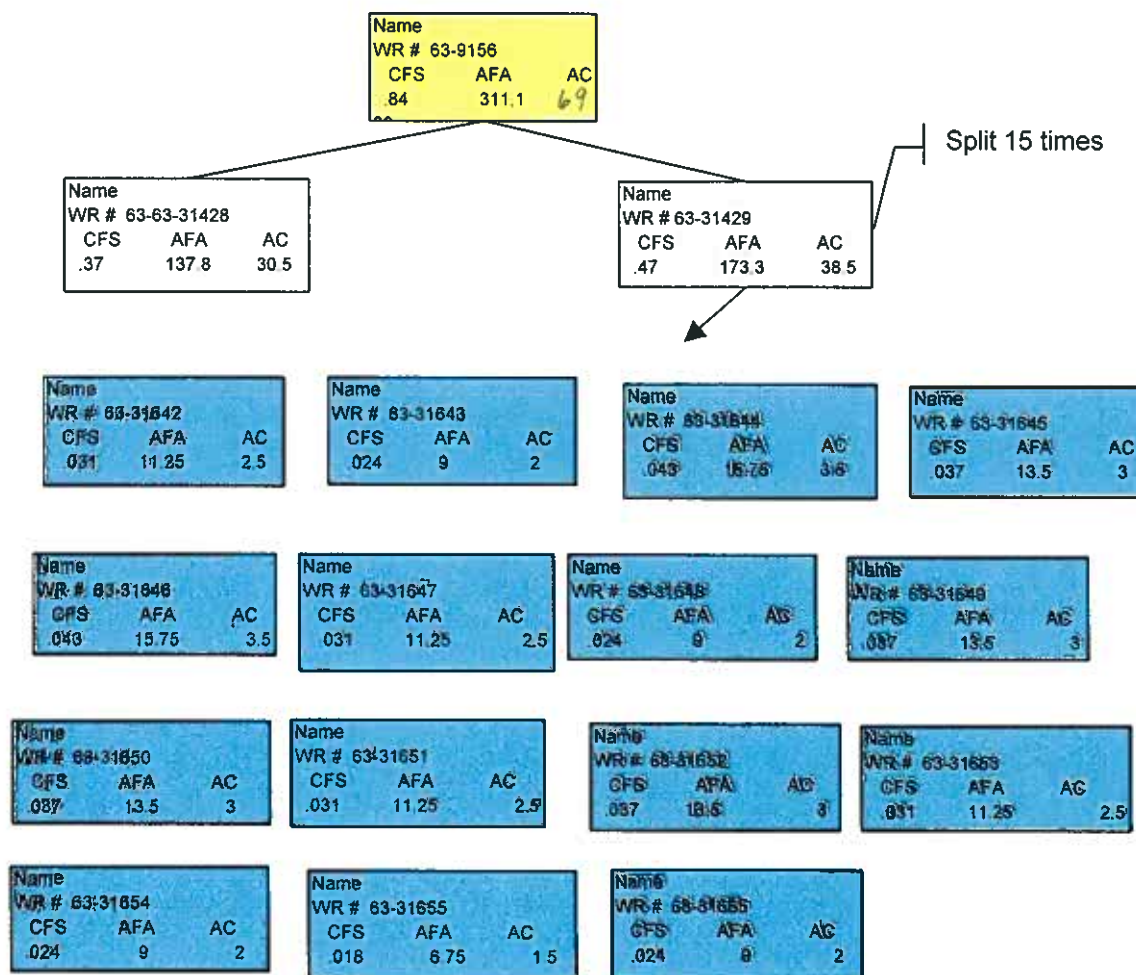
Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31665**

04/14/2006

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-8732B	Claim	02N	02W	22	NW	SW		IRRIGATION	3.9/3.9	JUDY L HOLLADAY
63-8732C	Claim	02N	02W	22	NW	SW		IRRIGATION	3.5/3.5	STEVEN D JENSEN
63-31425	Claim	02N	02W	22	NW	SW		IRRIGATION	20.6/52.2	ERCIL BOWMAN
63-31642	Claim	02N	02W	22	NW	SW		IRRIGATION	2.5/2.5	DONALD MYERS
63-31643	Claim	02N	02W	22	NW	SW		IRRIGATION	2/2	RICHARD LILJEGREN
63-31644	Claim	02N	02W	22	NW	SW		IRRIGATION	3.5/3.5	C LYNN WARD
63-31645	Claim	02N	02W	22	NW	SW		IRRIGATION	2/3	DOUGLAS L HOLLADAY
63-31646	Claim	02N	02W	22	NW	SW		IRRIGATION	3.5/3.5	CHELSEE L WALDEN
63-31647	Claim	02N	02W	22	NW	SW		IRRIGATION	2.5/2.5	DENNIS WALKER
63-31648	Claim	02N	02W	22	NW	SW		IRRIGATION	2/2	JACQUELINE K KING
63-31655	Claim	02N	02W	22	NW	SW		IRRIGATION	1.5/1.5	STUART SELLS
63-31665	Claim	02N	02W	22	NW	SW		IRRIGATION	2/2	KEN WILLINGHAM
63-8732	Water Right	02N	02W	22	NW	SW		IRRIGATION	28/63	COLLEEN BOWMAN
63-8732B	Claim	02N	02W	22	NW	SW		STOCKWATER		JUDY L HOLLADAY
63-8732C	Claim	02N	02W	22	NW	SW		STOCKWATER		STEVEN D JENSEN
63-31425	Claim	02N	02W	22	NW	SW		STOCKWATER		ERCIL BOWMAN
63-8732	Water Right	02N	02W	22	NW	SW		STOCKWATER		COLLEEN BOWMAN
63-21286	Water Right	02N	02W	22	NW	SW		STOCKWATER		ERCIL BOWMAN
63-23178	Water Right	02N	02W	22	NW	SW		STOCKWATER		RUTH ALLEN
63-21286	Water Right	02N	02W	22	NW	SW		DOMESTIC		ERCIL BOWMAN
63-23178	Water Right	02N	02W	22	NW	SW		DOMESTIC		RUTH ALLEN
63-27628	Water Right	02N	02W	22	NW	SW		DOMESTIC		MARLENE D MITCHELL COLLEY



04/07/2003

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

RIGHT NUMBER: 63-31665

NAME AND ADDRESS: KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

SOURCE: GROUND WATER TRIBUTARY:
Right holder shall comply with the drilling permit requirements of Section 42-235,
Idaho Code.

QUANTITY: 0.024 CFS
9.000 AFY

After specific notification by the Department, the right holder shall measure the
diversion or shall enter into an agreement with the Department to determine the
amount of water diverted from power records and shall annually report the
information to the Department.

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation
of the lands above.

Prior to diversion of water under this approval, the right holder shall provide a
means of measurement acceptable to the Department from all authorized points
of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under
Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of
173.3 af.

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T02N R02W S22 NWSW Within CANYON County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.024 CFS 9.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County
T02N R02W S22 NWSW 2.0

2 ACRES TOTAL

04/07/2003

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 right is the result of a split due to change in ownership received 4/3/2003, for a portion of 63-31655. DH 4/7/2003

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.

EXPLANATORY MATERIAL: License

Property also known as Lot 3 Block 1 Quail Ridge Estates

03/21/2003

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

RIGHT NUMBER: 63-31655

NAME AND ADDRESS: THOMAS M BEVAN
4202 N MARCLIFFE AVE
BOISE ID 83704

SUSAN K BEVAN
4202 N MARCLIFFE AVE
BOISE ID 83704

SOURCE: GROUND WATER

TRIBUTARY:

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

QUANTITY: 0.043 CFS
15.750 AFY

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.

PRIORITY DATE: 06/08/1978

POINT OF DIVERSION:

T02N R02W S22 NWSW Within ADA County Source: GROUND WATER
T02N R02W S22 NWSW Within ADA County Source: GROUND WATER

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/15 11/15

QUANTITY
0.043 CFS
15.75 AFY

PLACE OF USE: IRRIGATION Within ADA County
T02N R02W S22 NWSW 3.5

3.5 ACRES TOTAL

03/21/2003

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 right is the result of a split due to change in ownership for a portion of 63-31429. DH 3/20/2003

NOTE: Due to lack of information received by the current owners, the correct split was not able to be completed. This 3.5 acres will remain in the name of Bevan until further information received by the current owners which are as follows: Ken Willingham for 2 acres; Stuart and Sandra Sells for 1.5 acres. Both located in the NWSW. DH 3/20/2003

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.

EXPLANATORY MATERIAL: License

Property also known as Lot 3 Block 1 Quail Ridge Estates owned by Ken Willingham; and Lot 3 Block 4 Quail Ridge Estates owned by Stuart and Sandra Sells.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

April 8, 2003

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

Re: Original Notice of Claim to a Water Right No. 63-31429

Renumbered Notice of Claim to a Water Right No. 63-31665

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim represents a split of the claim filed by a previous owner during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

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

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 4, 2003

KEN WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

RE: Notice of Change of Water Right Ownership No. 63-31429

Dear Claimant(s):

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was recently submitted to our office. However, we cannot continue to process the ownership change without additional information. The information submitted for this ownership change does not contain a legal description for your property, nor does it indicate the lot number in which you own.

Please submit proof of ownership including the legal description of your property, by returning in the envelope provided, and we will be able to complete the ownership change.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

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

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region
(208) 334-2190

DH: dh

Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

September 11, 2002

TO: Quail Ridge Estates Homeowners

Re: Multiple Splits of Water Right No. 63-31429

Dear Homeowner:

This letter concerns use of your existing or proposed domestic well to irrigate your acreage in the subdivision. As you probably know, a solution to the long-standing water rights problem has been reached to allow your well to legally irrigate your property. The solution was approval of *Transfer No. 69712*. The transfer moved a portion of a water right to the subdivision, and that portion has been identified as *Adjudication Claim No. 63-31429*. The new approval lists many points of diversion (wells) to irrigate 38.5 acres in your subdivision. Transfer approval already included the upgrade of drilling permits for existing domestic wells to also be used for irrigation (\$125 per upgrade).

One more step is needed to complete the picture. Fortunately this last step does not require additional fees. Indeed, several owners will be eligible for refunds as explained later in this letter.

The last step is for each owner to file a *Notice of Change in Water Right Ownership*. *Each irrigated acre is authorized 0.0122 cubic feet per second and 4.5 acre feet per year*, a sufficient amount to fully irrigate each acre. Refer to the list of participants and the subdivision plat at the end of the enclosed transfer approval to determine how many acres you should include in an ownership change to be recorded with this office. You should complete items 2 and 4 through 7 on the form.

Several owners filed various other applications seeking individual solutions for their parcels in recent years. Those filings serve no purpose at this point and can be withdrawn, and a full refund of fees previously paid will be made. See enclosed Table 1 for a summary of possible refunds and how to seek refunds.

Acknowledgments are made to ERO Resources Corp. and to Senior Agent Lori Graves of the Idaho Department of Water Resources. Their efforts were instrumental in shepherding the transfer application to a successful approval.

Quail Ridge Estates Homeowners
September 11, 2002
Page 2

The distribution list for this letter matches the participant list in the enclosed transfer document with one exception. Alves Trust has been replaced by Kaiser as owner of Lot 3 Block 2, but Alves Trust is included in this mailing. Alves Trust can withdraw an application but does not need to file an ownership change. Kaiser should file the ownership change for that lot.

Please complete the enclosed ownership change forms and return them to this office within thirty (30) days. Since I will be absent during the next few weeks, please direct any questions to Lori Graves at 334-2190. Thank you for your prompt attention to this last step required by Idaho law to fully protect your continued irrigation. It has been a long and confusing struggle to reach this point, and I am gratified to see a workable solution for your situation.

Sincerely,



Steve Lester
Water Rights Supervisor

CC (without enclosures): Steve Hannula, ERO Resources Corp.
Thomas and Susan Bevan
Lori Graves, IDWR Western Region

Enclosures: Transfer No. 69712
Ownership Change Form
Table 1 for Refunds
Original Transfer Applications (to Jensen and Wheeler)
Withdrawal of Application Forms (to applicants in Table 1)

RANDY &/OR JAN GINGRICH
8680 QUAIL RIDGE DR
NAMPA ID 83686

DOUGLAS & JUDY HOLLADAY
8350 PARTRIDGE DR
NAMPA ID 83686

KEN & JACKIE HUTCHINSON
8716 QUAIL RIDGE DR
NAMPA ID 83686

STEVE & JONE JENSEN
8376 PARTRIDGE DR
NAMPA ID 83686

JOHN & LYNNE KAISER
8620 QUAIL RIDGE DR
NAMPA ID 83686

JACKIE KING
278 CALDWELL BLVD
NAMPA ID 83686

DICK & MARY LILJEGREN
8818 QUAIL RIDGE DR
NAMPA ID 83686

JON & CHRISTY LILJEGREN
2110 WIND DANCER CT
NAMPA ID 83686

STU & SANDRA SELLS
8344 PARTIDGE DR
NAMPA ID 83686

STEVE WALDEN
1234 N LOMBARDY LN
OAK HARBOR WA 98277

DENNIS & COLLEN WALKER
8403 PARTRIDGE DR
NAMPA ID 83686

DAVE & LYNN WARD
8371 PARTRIDGE DR
NAMPA ID 83686

MAC & PAULA WEBB
8614 QUAIL RIDGE DR
NAMPA ID 83686

JOE & JOLENE WHEELER
8681 QUAIL RIDGE DR
NAMPA ID 83686

KEN & DEBRA WILLINGHAM
8750 QUAIL RIDGE DR
NAMPA ID 83686

STEVE HANULA
ERO RESOURCES CORP
1106 N COLE RD STE C
BOISE ID 83704-8661

THOMAS & SUSAN BEVAN
4202 N MARCLIFFE AVE
BOISE ID 83704

ALVES TRUST
621 FORSYTHIA DR
NAMPA ID 83651

TABLE 1. Refunds for Withdrawal of Application

NAME	APPLICATION FOR ...	FEE PAID
Alves Trust	No. 63-12291	\$ 50
Holladay	Transfer, portion of water right no. 63-8732	\$100
Jensen	Transfer as above	none – see notes
Walden	Transfer as above	\$100
Wheeler	No. 63-31271; and Transfer as above	\$ 50 none – see notes

Notes:

- Jensen and Wheeler transfer applications were incomplete and without fees paid. The transfer applications are returned to those applicants without additional follow up needed for the returned applications. Wheeler also filed Application No. 63-31271.
- For any application in Table 1 for which a fee was paid, the applicant can withdraw the application and request a full refund of the fee. Use the withdrawal forms included in this mailing to complete this step.

QUAIL RIDGE ESTATES

PLANNED UNIT DEVELOPMENT

PORTIONS OF NW1/4 SW1/4 & NE1/4 SW1/4
SECTION 22, T2N, R2W, B.M.
CANYON COUNTY, IDAHO
1992

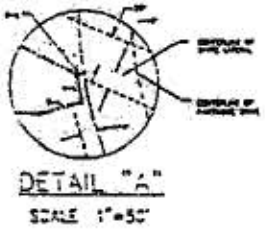
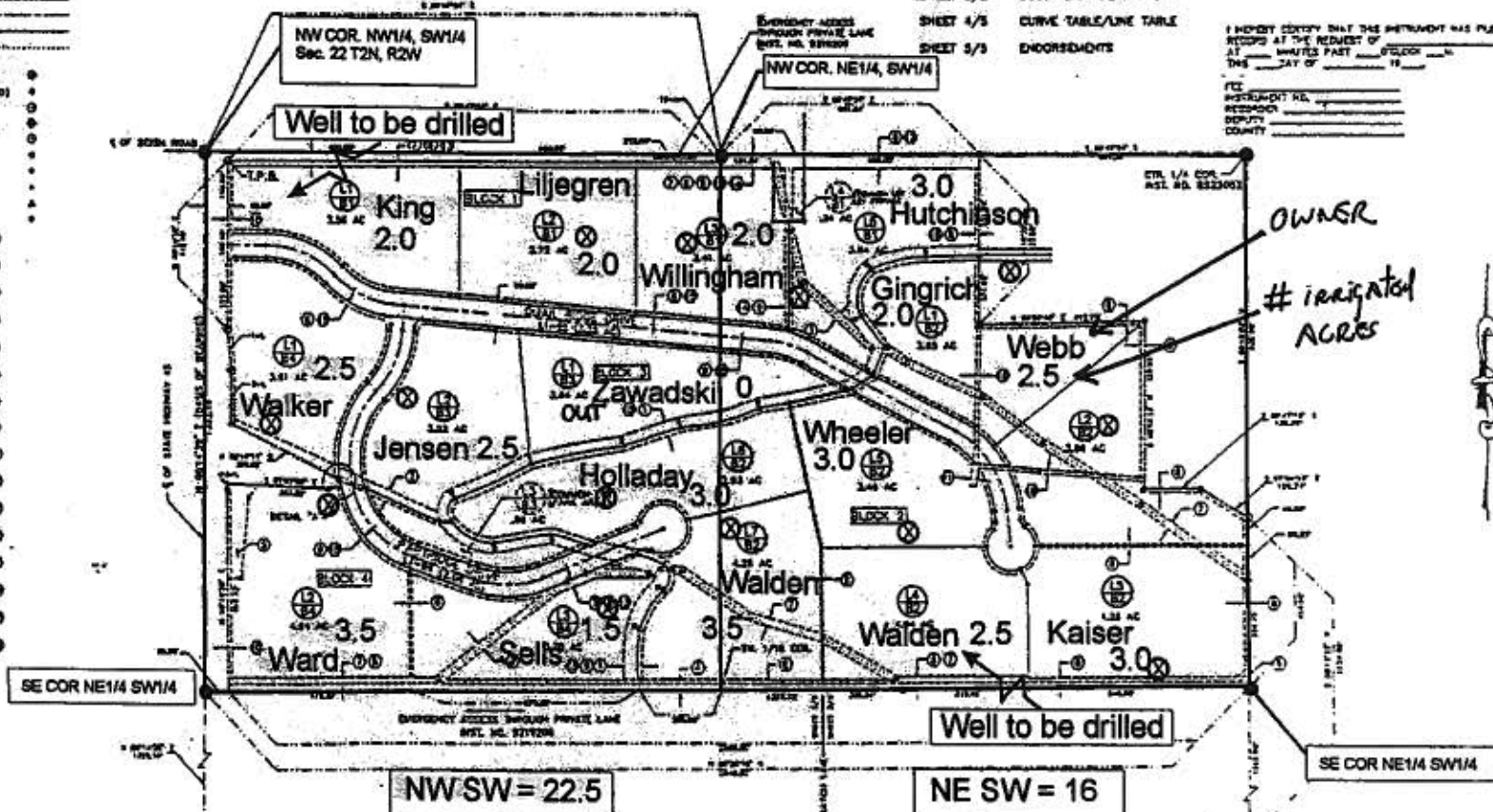
LEGEND

- SECTION CORNER
- PROPERTY BOUNDARY
- LOT BOUNDARY
- STREET CENTER LINE
- LANDMOUNT BOUNDARY
- DRAINAGE WAY OR IRRIGATION FACILITY
- WELL MOUNT (FOUND)
- 3/4" REBAR 1/2" PLASTIC CAP (FOUND)
- 5/8" REBAR (FOUND)
- BRASS CAP (SET)
- 3/4" REBAR 1/2" PLASTIC CAP (SET)
- 5/8" REBAR 1/2" PLASTIC CAP (SET)
- 1/2" REBAR (FOUND)
- 1/2" REBAR (SET)
- DIVISION POINT
- WITNESS CORNER 1/2" REBAR (SET)
- SHOULDER STAIRS WEST WOODEN
- LATERAL CANAL, RIGHT OF WAY
- SHOULDER STAIRS WHITE LATERAL
- CANAL, RIGHT OF WAY
- MAINTENANCE EASEMENT FOR POWER IRRIGATION LINE
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-2
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-3
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-4
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-5
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-6
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-7
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-8
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-9
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- POWER/IRRIGATION EASEMENT
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- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-28
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-29
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-30
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- SET. NO. 89728-31
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-32
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- SET. NO. 89728-33
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-34
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-35
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-36
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-37
- POWER/IRRIGATION EASEMENT
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- POWER/IRRIGATION EASEMENT
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- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-40
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-41
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-42
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-43
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-44
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-45
- POWER/IRRIGATION EASEMENT
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- SET. NO. 89728-49
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-50
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-51
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-52
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- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-99
- POWER/IRRIGATION EASEMENT
- SET. NO. 89728-100

DRAWING LIST

- SHEET 1/3 SUBDIVISION BOUNDARY
- SHEET 2/3 SUBDIVISION PLAT - WEST
- SHEET 3/3 SUBDIVISION PLAT - EAST
- SHEET 4/3 CURVE TABLE/LINE TABLE
- SHEET 5/3 ENDORSEMENTS

I HEREBY CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORDS AT THE REQUEST OF
AT _____ DAY OF _____ 19____
THIS _____ DAY OF _____ 19____
FILE
INSTRUMENT NO. _____
RECORDS
DEPUTY COUNTY
CLERK



Ward Last name of current landowner
⊗ Existing well location
3.5 Number of acres to be irrigated
LOT 1 BLK 3 NOT INCLUDED IN TRANSFER



BLAKLEY, BUTURLA
CONSULTING ENGINEERS
2922 E. CLEVELAND, CALDWELL, IDAHO 83405
JOB NO. 800 178448 82046 DATE 03/10/92

OWNERS & IRRIGATED ACRES Transfer 69712, 63-31429 - 2 9/10/02

Participants in Quail Ridge Estates Water Transfer

✓ Gingrich, Randy & Jan 8680 Quail Ridge Dr. Nampa, ID 83686 (208) 467-1410	2	Walden, Steve 1234 N. Lombardy Ln. ✓ Oak Harbor, WA 98277 (360) 675-7762	6
✓ Holladay, Douglas & Judy 8350 Partridge Dr. Nampa, ID 83686 (208) 466-9072	3	Walker, Dennis & Collen 8403 Partridge Dr. ✓ Nampa, ID 83686 (208) 461-5616	2.5
✓ Hutchison, Ken & Jackie 8716 Quail Ridge Dr. Nampa, ID 83686 (208) 463-4961	3	Ward, Dave & Lynn 8371 Partridge Dr. ✓ Nampa, ID 83686 (208) 465-0267	3.5
✓ Jensen, Steve & Jone 8376 Partridge Dr. Nampa, ID 83686 (208) 466-2120	2.5	Webb, Mac & Paula 8614 Quail Ridge Dr. ✓ Nampa, ID 83686 (208) 465-7615	2.5
✓ Kaiser, John & Lynne 8620 Quail Ridge Dr. Nampa, ID 83686 (208) 466-1702	3	Wheeler, Joe & Jolene 8681 Quail Ridge Dr. ✓ Nampa, ID 83686 (208) 467-7738	3
✓ King, Jackie 278 Caldwell Blvd. Nampa, ID 83651 (208) 465-4694	2	Willingham, Ken & Debra 8750 Quail Ridge Dr. ✓ Nampa, ID 83686 (208) 463-2876	2
✓ Liljegren, Dick & Mary 8818 Quail Ridge Dr. Nampa, ID 83686 (208) 461-1935	} 2	Need proof of ownership TOTAL irrigated = 38.5 ACRES	
✓ Liljegren, Jon & Christy 2110 Wind Dancer Ct. Nampa, ID 83686 (208) 466-7905			
✓ Sells, Stu & Sandra 8344 Partridge Dr. Nampa, ID 83686 (208) 465-5710	1.5	# irrigated acres/owner RE	
Need proof of ownership		69712	

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-31429 V1

WATER RIGHT NUMBER: 63-31429 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS M BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Current Owner	SUSAN K BEVAN 4202 N MARCLIFFE AVE BOISE, ID 83704 (208)323-7873
Original Owner	WILLIAM C STRINGER 421 MARCUS COURT MOAB, UT 84532 (801)259-8686
Original Owner	VIOLET J STRINGER 421 MARCUS COURT MOAB, UT 84532 (801)259-8686

Priority Date: 06/08/1978

Basis: License

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.470 CFS	173.30 AF
	<u>Total Diversion:</u>	0.470 CFS	173.30 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
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ADA County		
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ADA County		

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31429 V1

GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
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GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
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GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NW1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		
GROUND WATER	NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
ADA County		

Place of UseIRRIGATION Within ADA County

T02N R02W S22 NESW 16.0 T02N R02W S22 NWSW 22.5

Conditions of Approval:

1. 01Q After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
2. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
7. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Remarks:

1. General Points of diversion and places of use are located within Lots 1-3 and 5, Blk. 1, Lots 1-7, Blk. 2, Lot 2, Blk. 3 and Lots 1-3, Blk. 4, Quail Ridge Estates.
2. General The total instantaneous diversion of water from all points of diversion under Right 63-31429 shall not exceed 0.47 cfs, nor total combined annual volume of 173.3 af.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-31429 V1

Comments:

1. PSKAGGS 7/5/2002 10:39:40 AM Transferred Right
Comment: This is now a approved transfer, transfer number = 69712

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: And
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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