

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 63-33010
Date Received: 12/28/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SCOTT ENGLUND Phone: (208)850-1851
416 18TH AVE S
NAMPA ID USA 83651

THERESSA ENGLUND Phone: (208)850-1851
416 18TH AVE S
NAMPA ID USA 83651

2. Date of Priority: 11/02/1951

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	03W	15	SW SW	CANYON	

5. Description of diverting works:

DEEP WELL TURBINE, PIPELINE & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A	
IRRIGATION	03/15	11/15	0.28		90

7. Total Quantity Appropriated is:
0.28 C.F.S. and/or 90 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	03W	15	SW	SW	IRRIGATION	20
					Section Acres	20
					Total Acres	20

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 a split from former right 63-2879 .

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-2879
Date Received: 12/28/1989
Receipt No: N003518
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

SCOTT ENGLUND Phone: (208)850-1851
416 18TH AVE. S.
NAMPA ID USA 83651

THERESSA ENGLUND Phone: (208)850-1851
416 18TH AVE S
NAMPA ID USA 83651

2. Date of Priority: 11/02/1951

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	03W	15	SW SW	CANYON	

5. Description of diverting works:

DEEP WELL TURBINE, PIPELINE & SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.92	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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02N

03W 15

NW SW
SW SW

IRRIGATION 20
IRRIGATION 40

Section Acres 60

Total Acres 60

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY DB 1/10/2000.
SECOND PHONE # LISTED FOR CLAIMANT: 465-4561

15. Basis of Claim: License

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

RECEIVED

SEP 12 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
	63-2879	Y			
	63-7825B	Y			

3. 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) Robert J. and Kathi L. Meyers, V&M Trust
4. New Owner/Claimant(s) Scott E. and/or Theresa Englund
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 416 18th Ave. S.
- City, State and ZIP Code Nampa, ID 83651
- New Telephone Number (208) 850-1851
5. Date you acquired the property February 24, 2004

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 63-2879		
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	0.89	77.62 acres
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 63-7825B		
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	1.55	77.62 acres
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Scott Ziff
(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 _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by ag AJ Date 9-25-06 WR _____ Date _____
reviewed by S. Eghart



REQUEST
TYPE Warranty
FEE 900

TRANSACTION TITLE

CANYON CNTY RECORDER
G NOEL HALES
py *[Signature]*

2004 FEB 27 PM 4 44

RECORDED

200411174

Escrow No. 0300014983- *LUK***WARRANTY DEED****FOR VALUE RECEIVED**

GREGORY S. BRUMFIELD AND LAURA A. BRUMFIELD, HUSBAND AND WIFE

GRANTOR(s), does(do) hereby GRANT, BARGAIN, SELL AND CONVEY unto: SCOTT E. ENGLUND AND THERESSA ENGLUND, HUSBAND AND WIFE

GRANTEES(s), whose current address is: 1003 14th Ave. S, Nampa ID 83651
the following described real property in Canyon County, State of Idaho,
more particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED
(Continued)

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said 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.

Date: February 24, 2004

[Signature of Greg S. Brumfield]

Greg S. Brumfield

[Signature of Laura A. Brumfield]

Laura A. Brumfield

Notary Acknowledgment - see page 2

WARRANTY DEED - NOTARY ACKNOWLEDGMENT(S):

*Arizona*State of ~~IDAHO~~, County of ADA, ss.

On this 25 day of FEBRUARY in the year of 2004, before me, the undersigned, a Notary Public in and for said State, personally appeared GREGORY S. BRUMFIELD AND LAURA A. BRUMFIELD known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

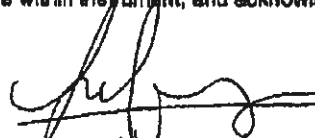
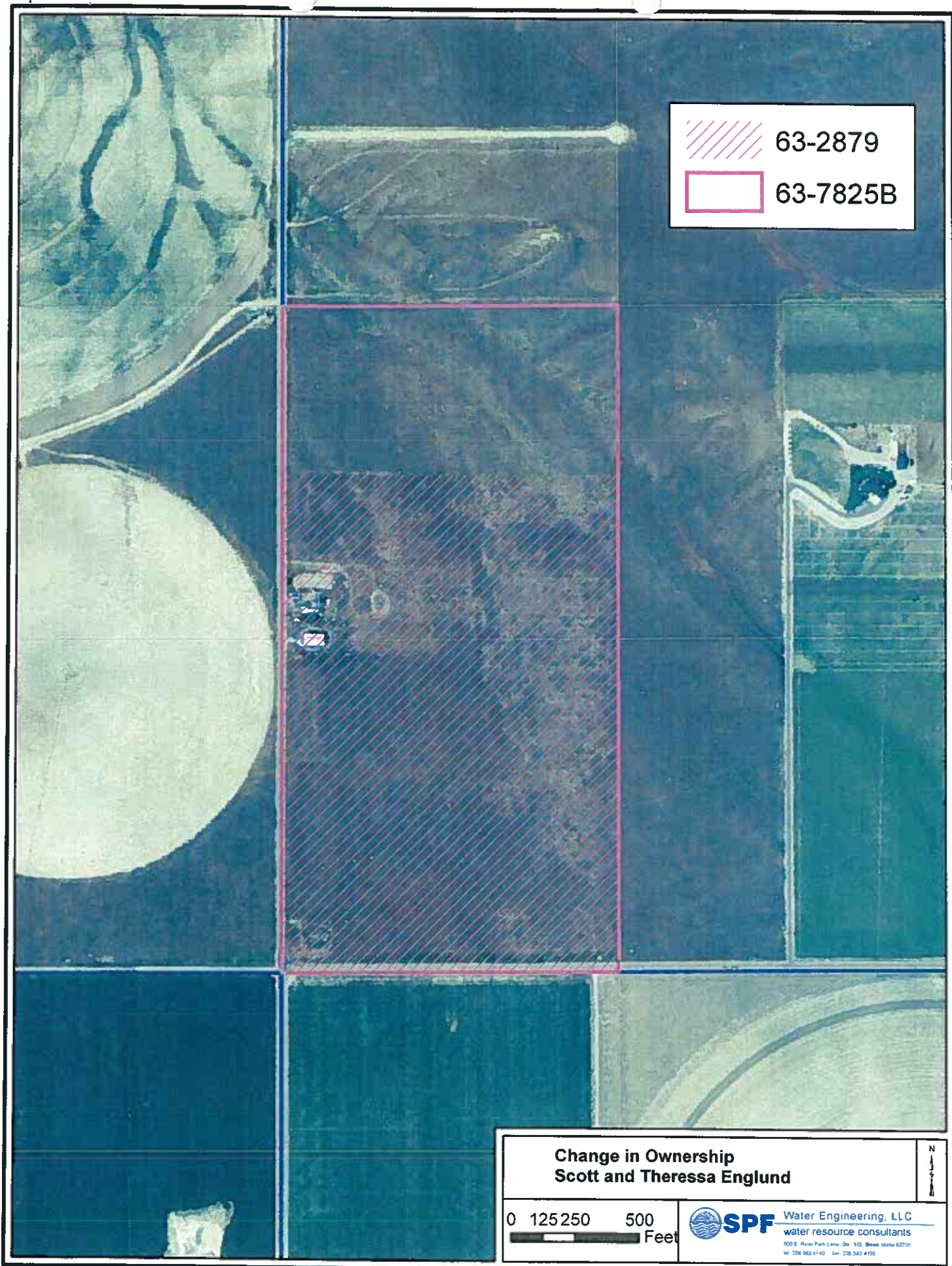
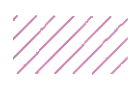
~~LISA KEEPER~~~~Residing at: MERIDIAN, IDAHO
My commission expires:~~*Leah Haag
Maricopa, Arizona**1-15-06*

EXHIBIT "A"

This parcel is a portion of the Northwest quarter of the Southwest quarter and the Southwest quarter of the Southwest quarter of Section 15, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

Beginning at the Northwest corner of said Northwest quarter of the Southwest quarter; thence North $89^{\circ}50'18''$ East along the North boundary of said Northwest quarter of the Southwest quarter a distance of 1324.41 feet to the Northeast corner of said Northwest quarter of the Southwest quarter; thence South $00^{\circ}25'03''$ West along the East boundary of said Northwest quarter of the Southwest quarter a distance of 1326.48 feet to the Northeast corner of said Southwest quarter of the Southwest quarter; thence South $00^{\circ}25'03''$ West along the East boundary of said Southwest quarter of the Southwest quarter a distance of 1326.40 feet to the Southeast corner of said Southwest quarter of the Southwest quarter; thence South $89^{\circ}45'34''$ West along the South boundary of said Southwest quarter of the Southwest quarter a distance of 1081.50 feet to a point which lies 245.00 feet East of the Southwest corner of said Southwest quarter of the Southwest quarter; thence North $00^{\circ}27'44''$ East parallel with the West boundary of said Southwest quarter of the Southwest quarter a distance of 245.00 feet; thence South $89^{\circ}45'34''$ West parallel with the South boundary of said Southwest quarter of the Southwest quarter a distance of 245.00 feet to a point on the West boundary of said Southwest quarter of the Southwest quarter; thence North $00^{\circ}27'44''$ East along said West boundary a distance of 1082.36 feet to the Southwest corner of said Northwest quarter of the Southwest quarter; thence North $00^{\circ}27'44''$ East along the West boundary of said Northwest quarter of the Southwest quarter a distance of 48.88 feet; thence North $89^{\circ}48'01''$ East parallel with the South boundary of said Northwest quarter of the Southwest quarter a distance of 215.22 feet; thence North $00^{\circ}27'44''$ East parallel with the West boundary of said Northwest quarter of the Southwest quarter a distance of 202.40 feet; thence South $89^{\circ}48'01''$ West parallel with the South boundary of said Northwest quarter of the Southwest quarter a distance of 215.22 feet to a point on the West boundary of said Northwest quarter of the Southwest quarter; thence North $00^{\circ}27'44''$ East along said West boundary a distance of 1076.28 feet to the POINT OF BEGINNING.



 63-2879

 63-7825B

Change in Ownership
Scott and Theresa Englund

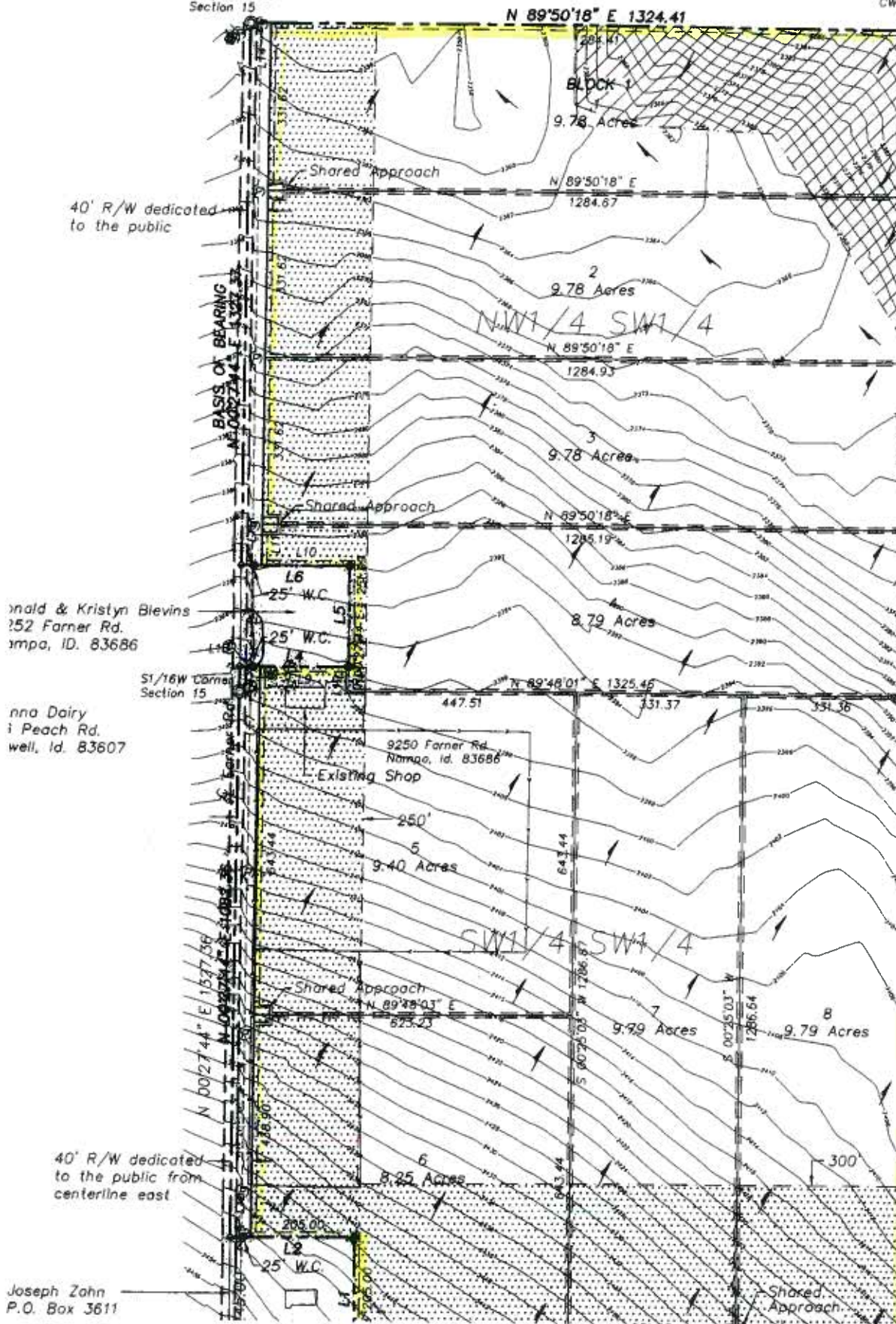


0 125 250 500
Feet

 **Water Engineering, LLC**
water resource consultants
800 E. River Park Lane Ste. 105 Boise Idaho 83716
tel 208 363 4142 fax 208 363 4156

Becky Neeley
11485 Lewis Ln
Nampa, Id. 83686

CW



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

RIGHT NUMBER: 63-33010
NAME AND ADDRESS: THERESSA ENGLUND
416 18TH AVE S
NAMPA ID 83651

SCOTT ENGLUND
416 18TH AVE S
NAMPA ID 83651

SOURCE: GROUND WATER
QUANTITY: 0.280 CFS
90.000 AFY

TRIBUTARY:

Right Nos. 63-33010 and 63-33020 are limited to a total combined diversion rate of .79 cfs and to a total combined annual diversion volume of 177.7 AF.

PRIORITY DATE: 11/02/1951

POINT OF DIVERSION:

T02N R03W S15 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.280 CFS 90.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T02N R03W S15 SWSW 20.00

20 ACRES TOTAL

Right Nos. 63-33010 and 63-33020 are limited to the irrigation of a combined total of 39.5 acres in a single irrigation season.

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

This right is a split from former right 63-2879.

**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	)	Water Rights: 63-2879 (Split)
	)	See Attached
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
	)	PROCEEDING

IDWR has completed the following administrative proceeding:

- ☐ Address change
- ☐ Substitution of Party
- XX IC § 42-222 transfer
 - ☐ Point of diversion ☐ Place of use
 - ☐ Period of use ☐ Nature of use
 - XX 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: June 27, 2008



Signature of IDWR Representative

Splits of 63-2879

63-33002

63-33003

63-33004

63-33005

63-33006

63-33007

63-33008

63-33009

63-33010

CERTIFICATE OF MAILING

I certify that on June 27, 2008, 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

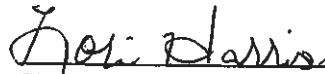
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

Scott Englund
Theressa Englund
416 18th Ave. S
Nampa ID 83651

☐ 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

Western Region, 2735 Airport Way • Boise, Idaho 83705-5082

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

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Director

June 27, 2008

SCOTT ENGLUND
THERESSA ENGLUND
416 18TH AVE S
NAMPA ID 83651

Re: Water Right Nos. 63-2879, 63-7825B (Split) - 63-33002,
63-33003, 63-33004, 63-33005, 63-33006, 63-33007, 63-33008,
63-33009, 63-33010, 63-33011, 63-33012, 63-33013, 63-33014,
63-33015, 63-33016, 63-33017, 63-33018, 63-33019, 63-33020

Dear Mr. & Mrs. Englund:

Enclosed are copies of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was the result of approved transfers. This notification to the Court does not affect the previous approval of these transfers or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

JS:lh
Enclosures

MEMORANDUM

TO: Transfer No. 73792 thru 73800 & 74714 File
FROM: Angela Grimm
DATE: April 15, 2008
RE: Evaluation of Sufficiency of Information Submitted

These transfers propose a new point of diversion on each lot to supply water for irrigation within the Meadow Vista Ranch and the Englund parcel, as it is referred to in the applications. Adjudication rights 63-2879 and 63-7825B (Scott and/or Theresa Englund) were split in the Adjudication prior to and in order to aid in transfer processing. The adjudication rights 63-2879 and 63-7825B were split for each lot's portion of the existing P/U.

The subdivision resulting from subdividing the Englund property is known as the Meadow Vista Ranch generally located just north of Deer Flat Rd off the east side of Farner Rd southwest of Nampa. The following transfer applications provide for a new P/D and irrigation of the respective P/Us:

- App 73792 = Lot 1 Blk 1 Meadow Vista Ranch
- App 73793 = Lot 2 Blk 1 Meadow Vista Ranch
- App 73794 = Lot 3 Blk 1 Meadow Vista Ranch
- App 73795 = Lot 4 Blk 1 Meadow Vista Ranch
- App 73796 = Englund Parcel
- App 74714 = Lot 5 Blk 1 Meadow Vista Ranch
- App 73798 = Lot 6 Blk 1 Meadow Vista Ranch
- App 73799 = Lot 7 Blk 1 Meadow Vista Ranch
- App 73800 = Lot 8 Blk 1 Meadow Vista Ranch

The remainder of the water right system of parent rights 63-2879 and 63-7825B, 63-33010 and 63-33020 respectively, will be put in the water supply bank per application remarks.

Contact person for this applicant is Roxanne Brown at SPF Water Engineering.

Summary of Information Submitted

Authority to File: The applicant is the current owner on record for all rights proposed for transfer. Additionally, the applicant supplied warranty deeds with the transfer applications reconfirming ownership of the P/U proposed in the transfers. The applicant has the authority to change their own rights.

SCANNED
MAY 15 2008