

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 63-9386B
Date Received: 4/5/1993
Receipt No: X999999
Received By:

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

1. Name of Claimant(s)

RIVER RUN HOMEOWNERS ASSOC
975 RIVER RUN DR
BOISE ID USA 83706

Phone: (208) 426-8576

2. Date of Priority: 06/04/1980

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
03N	03E	19	SW	SW		ADA	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
AESTHETIC	1/01	12/31	20	

7. Total Quantity Appropriated is:
20 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
03N	02E	13	SW	SW	3	AESTHETIC	
03N	02E	24	NW	NE	1	AESTHETIC	
			SW	NE	6	AESTHETIC	

NE	NW	8	AESTHETIC
NW	NW		AESTHETIC
SE	NW	7	AESTHETIC

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:

Name change per request. See letter and memo in file. DH 5/30/2003

Address change by DH 7/1/2003

See remarks for additional conditions of approval.

Use of water under this water right will be regulated by the watermaster of State Water District No. &DISTRICT.

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 the water right(s) in the ongoing Snake River Basin Adjudication.

THE WATER RIGHT IS USED FOR THE BENEFIT OF THE LANDS OF THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS. IT IS ANTICIPATED THAT WITH HOMEOWNER ASSOCIATIONS APPROVAL, THE RIGHTS WILL EVENTUALLY BE DEEDED TO THE ASSOCIATIONS.

CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/22/93.

ITEM 5 CONTINUED-HERRICK CREEK-CONCRETE HEADGATE STRUCTURE HAVING A MINIMUM CAPACITY OF 60 CFS BUILT INTO LEFT BANK OF THE BOISE RIVER. FLOWS REGULATED BY MANUALLY OPERATED SLIDE GATES.

STRUCTURE INVERT AT APPROXIMATELY THE SAME ELEVATION AS STREAM CHANNEL INVERT.

BOISE RIVER SIDE CHANNEL-AN OLD OVERFLOW CHANNEL HAVING AN EXCAVATED INVERT ELEVATION AT ITS UPSTREAM END THAT IS LOWER THAN THE INVERT OF THE BOISE RIVER.

15 CFS IS REDIVERTED AT WIGLE DAM IN LOGGERS CREEK OVER A CONCRETE WEIR, WITH WOODEN STOPLOGS INTO THE RIVER RUN AMENITY SYSTEM.

5 CFS IS REDIVERTED AT LARKEY DAM IN LOGGERS CREEK OVER TWO CONCRETE WEIRS, WITH WOODEN STOPLOGS INTO THE RIVER RUN WATER AMENITY SYSTEM.

ITEM 9 CONTINUED-TO PREVENT STAGNATION AND MAINTAIN WATER QUALITY AESTHETIC ENHANCEMENT ALONG GREENBELT AND RESIDENTIAL DEVELOPMENT; TO PROVIDE MINIMAL PERENNIAL LOW FLOW IN 100 YEAR FLOOD RELIEF CHANNEL IN ORDER TO ENCOURAGE ADDITIONAL FISH HABITAT ALONG THIS REACH OF THE RIVER. THE FLOW RETURNS TO THE BOISE RIVER SOME 2100 FEET DOWNSTREAM.

THIS CLAIM IS A RESULT OF TRANSFER NO. 3652 SPLITTING A PORTION OF CLAIM NO. A63-09386 FEE PAID UNDER RECEIPT NO. W016096.

CLAIM AMENDED PER TRANSFER 3652 APPROVED 5/19/94.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 3652 APPROVED 5/19/94.

AESTHETIC USE IS FOR ENHANCEMENT ALONG GREENBELT AND RESIDENTIAL DEVELOPMENT; TO PREVENT STAGNATION AND MAINTAIN WATER QUALITY.

15.0 CFS IS REDIVERTED AT WIGLE DAM IN LOGGERS CREEK; 5.0 CFS IS REDIVERTED AT LARKEY DAM IN LOGGERS CREEK; THE RIGHT IS USED FOR THE BENEFIT OF THE LANDS OF THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS.

15. Basis of Claim: License

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

RECEIVED

JUL 01 2003

WATER RESOURCES
WESTERN REGION

Claim Number(s): 63-09386A & 63-09386B

Previous Mailing Address: RIVER RUN HOMEOWNERS ASSOCIATION

C/O CONSOLIDATED PROPERTY MANAGEMENT LTD

168 N 9TH ST PO BOX 2666

BOISE ID 83701

New Mailing Address: 975 RIVER RUN DR

BOISE ID 83706

Telephone Number: (208) 426-8576

Signature of Claimant(s): *Edgar L. Smith, Jr.*

Please return this completed form to:

**Adjudication Bureau
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706-2237
Ph. 1/800/451-4129 or
FAX 208/327-5400**

**Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348**

**Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380 or
FAX 208/736-3037**

**Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653 or
FAX 208/525-7177**

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ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

RIVER RUN HOMEOWNERS ASSOC
C/O CONSOLIDATED PROPERTY MANAGEMENT LTD
168 N 9TH ST
PO BOX 2666
BOISE ID USA 83701

Phone: (208)344-6511

2. Date of Priority: 06/04/1980

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

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	03E	19	SW SW	ADA	

5. Description of diverting works:

SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
AESTHETIC	1/01	12/31	20	

7. Total Quantity Appropriated is:
20 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
03N	02E	13	SW	SW	3	AESTHETIC	
03N	02E	24	NW	NE	1	AESTHETIC	
			SW	NE	6	AESTHETIC	
			NE	NW	8	AESTHETIC	
			NW	NW		AESTHETIC	
			SE	NW	7	AESTHETIC	

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:

Name change per request. See letter and memo in file. DH 5/30/2003

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See remarks for additional conditions of approval.

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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 the water right(s) in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: License

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IN RE THE GENERAL ADJUDICATION
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THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-09386B**
Date Received: 4/ 5/1993
Receipt No: X777777
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RIVER RUN DEVELOPMENT CO 208-344-2299
Address: ATTN STEVE SWEET
671 E RIVER PARK LANE
SUITE 200
BOISE ID 83706

2. Date of Priority: JUN 4, 1980

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03E	19	SW	SW			ADA

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
AESTHETIC	01/01	12/31	20.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
SEE REMARKS

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use
03N	02E	13	SW	SW	3	AES
		24	NW	NE	1	AES

Acres
MICROFILMED
OCT 08 1990

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	02E	24	SW	NE	6	AES	
			NE	NW	8	AES	
			NW	NW		AES	
			SE	NW	7	AES	

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:

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14. Remarks: Continued

FOR THE BENEFIT OF THE LANDS OF THE RIVER RUN AND SPRING MEADOW
SUBDIVISIONS.

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: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____ Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 _____

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OCT 08 1996

Water Right Number - 63-09386B

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
RIVER RUN DEVELOPMENT CO1 - ATTN STEVE SWEET
2 - 671 E RIVER PARK LANE
3 - SUITE 200
City- BOISE State- ID Zip- 83706
Phone - 208-000-0000+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
06/04/1980 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - Tributary - - - - - +
BOISE RIVER SNAKE RIVER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
03N 03E 19 SW SW (1) ADA HERRICK CREEK+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
52 - AESTHETIC 01/01 12/31 20.000+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
20.000+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
03N 02E 13 SW SW 3 52 AESTHETIC (1) ADA
03N 02E 24 NW NE 1 52 AESTHETIC (1) ADA
03N 02E 24 SW NE 6 52 AESTHETIC (1) ADA
03N 02E 24 NE NW 8 52 AESTHETIC (1) ADA
03N 02E 24 NW NW 52 AESTHETIC (1) ADA
03N 02E 24 SE NW 7 52 AESTHETIC (1) ADA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
The diversion works and check structures shall not be modified
without prior approval of the Director of the Idaho Dept. of
Water Resources.
Aesthetic use is for enhancement along greenbelt and residential
development; to prevent stagnation and maintain water quality.
15 cfs is rediverted at Wigle Dam in Loggers Creek; 5 cfs is
rediverted at Larkey Dam in Loggers Creek; the right is used for
the benefit of the lands of the River Run and Spring MeadowMICROFILMED
OCT 08 1996

Water right number - 63-093868 Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +
Subdivisions.

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
R04 - Use of water under this water right will be regulated by the
- watermaster of State Water District No. 63.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - Failure to comply with the conditions of this transfer is cause
- for the director to issue an order to show cause why the approval
- of the transfer should not be rescinded.
T09 - Approval of this transfer does not preclude the opportunity for
- review of the validity of the water right(s) in the ongoing
- Snake River Basin Adjudication.

+ - - - Decree Plaintiff - - - + + - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
Date: 05/12/1994 User Id: CURTIS Subject: TRANSFER NO. 3652
Trans. #3652 was filed to change the point of diversion under a portion of Right 63-09386, splitting the right into parts A & B.

+ - - Audit Fields - 05/18/94 CURTIS 07/06/94 SKAGGS

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 03/01/1984	Field Exam Made - 06/05/1984	Field Exam Fee -
Approved/Denied - 02/11/1983	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 03/01/1984	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date- 00/00/0000	Verified Date - 00/00/0000	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District - 63
Licensed Date - 12/21/1988	Appl Received - 06/04/1980	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag-
Presumption Flag -		

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JUL 08 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 3652
WATER RIGHT NO. 63-09386B

This is to certify that: RIVER RUN DEVELOPMENT CO
ATTN STEVE SWEET
671 E RIVER PARK LANE
SUITE 200
BOISE ID 83706

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
AESTHETIC	01/01 to 12/31	20.00 CFS

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
BOISE RIVER	SNAKE RIVER

Priority: 06/04/1980

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 19, Township 03N, Range 03E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

03N 02E	13	Lot 3(SWSW)		
	24	Lot 1(NWNE)	Lot 6(SWNE)	Lot 8(NENW)
		NWNW	Lot 7(SENW)	

CONDITIONS/REMARKS:

1. Use of water under this water right will be regulated by the watermaster of State Water District No. 63.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

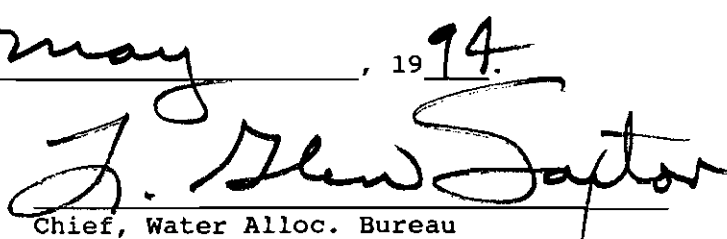
MICROFILMED
OCT 08 1996

TRANSFER NO. 3652
WATER RIGHT NO. 63-09386B

CONDITIONS/REMARKS:

4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. The diversion works and check structures shall not be modified without prior approval of the Director of the Idaho Dept. of Water Resources.
6. Aesthetic use is for enhancement along greenbelt and residential development; to prevent stagnation and maintain water quality.
7. 15.0 cfs is rediverted at Wigle Dam in Loggers Creek; 5.0 cfs is rediverted at Larkey Dam in Loggers Creek; the right is used for the benefit of the lands of the River Run and Spring Meadow Subdivisions.

Dated this 19th day of May, 1994.


Chief, Water Alloc. Bureau

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OCT 08 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 3652

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

NOV 03 1994

WATER RESOURCES
WESTERN REGIONName of applicant River Run Development Company (Attn: Steve Sweet) Phone 344-2299
Post Office address 671 E. River Park Lane, Suite 200, Boise, Idaho 83706

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 _____

2. Describe the reason for the proposed changes
- SEE ATTACHMENT I

RECEIVED
JUN 11 1988Department of Water Resources
Western Regional Office

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

1. Right Number Priority Amount (cfs/~~gpm~~) Nature of Use Period of Use
- | | | | | |
|----------|--------|-------|------------------------|-------------------|
| 63-9386B | 6/4/80 | 30 20 | Aesthetic Wildlife* | Jan. 1 to Dec. 31 |
| 63-9386B | 6/4/80 | 10 | Aesthetic Fish habitat | Jan. 1 to Dec. 31 |
| | | | Recreation | |
2. Total amount of water being transferred 20 30 ^{122 2/15/90} cubic feet per second and/or 14,480 acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion: *Deletions of uses other than Aesthetic made by DRT 7/20/1989

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	19	3N.	3E.	ADA	Herrick Creek (proposed)
		SW	NE	24	3N.	2E.	ADA	Boise River Side Channel
Rediversion		SW	NE	24	3N.	2E.	ADA	Wigle Dam in Loggers Creek
Rediversion		NW	NW	24	3N.	2E.	ADA	Larkey Dam in Loggers Creek

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N.	3E.	19											W, R*						
3N.	2E.	24		W, R	W, R		W, R	W, R		W, R					W, R	W, R		W, R*	
3N.	2E.	13		H, J	H, J		H, J	H, J		H, J			W, R*						

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JUN 27 1994 OCT 08 1996

Total acres 1

PART 1

6. General Information:

- a. Description of diversion system SEE ATTACHMENT II
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or 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:
Water right is not being removed from any lands. Additional lands are being added to water right. Additional lands will be benefitted by the same right through this transfer.
- d. Remarks:

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:

JUN 27 1994

Witness my hand this _____ day of _____, 19____

MICROFILMED
 OCT 08 1996

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. 63-9386 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

☒ Other See attached "A1-A3"

3. Source of water Boise River tributary to SNAKE RIVER

4. Date or priority 6/4/80

5. Water is used for the following purpose:

amount 30 for ~~amenity~~ purposes from Jan. 1 to Dec. 31
 (cfs/ac-ft) (aesthetic, wildlife, fish habitat, recreation)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 30 cubic feet per second and/or 21,000 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	24	3N.	2E.	ADA	Boise River Side Channel
		SW	NE	24	3N.	2E.	ADA	Wigle Dam on Loggers Creek
		NW	NW	24	3N.	2E.	ADA	Larkey Dam on Loggers Creek

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N.	2E.	24		W, R H, J	W, R H, J		W, R H, J	W, R H, J		W, R H, J									
		13		W, R H, J	W, R H, J		W, R H, J	W, R H, J		W, R H, J									

Total 08 1996

9. Describe any other water rights used for the same purpose as described above N/A

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

63-9386A

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

1. amount 20 cfs for aesthetic, wild- purposes from Jan. 1 to Dec. 31
 (cfs/ac-ft) life, fish habitat, recreation
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	19	3N.	3E.	ADA	Herrick Creek (proposed)
Rediversion		SW	NE	24	3N.	2E.	ADA	Wigle Dam on Loggers Creek
Rediversion		NW	NW	24	3N.	2E.	ADA	Larkey Dam on Loggers Creek

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N.	2E.	24		W,R H,J	W,R H,J		W,R H,J	W,R H,J		W,R H,J					W,R H,J	W,R H,J		W,R H,J	
3N.	3E.	19										W,R H,J							
3N.	2E.	13										W,R H,J							

Total acres _____

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

63-9386B

1. amount 10 cfs for aesthetic, wild- purposes from Jan. 1 to Dec. 31
 (cfs/ac-ft) life, fish habitat, recreation
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	24	3N.	2E.	ADA	Boise River Side Channel

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N.	2E.	24		W,R H,J	W,R H,J		W,R H,J												
					LT6														

Total acres _____

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Scale - 1" = 500'



Attachment to
APPLICATION FOR TRANSFER
OF WATER RIGHT
Part 3

JUN 27 1994 Map

PART 3**B. CHANGES IN NATURE OF USE**

1.	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	N/A			to _____
				to _____

2. Quantity and quality of return flows and location of discharge:

SEE ATTACHMENT III

3. Describe effects on other water uses resulting from the proposed change:

NONE

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use 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.

[Signature]
For River Run Dam Signature of Applicant in party

Subscribed and sworn to before me this 13th day of June, 19 88.

[Signature]
(Notary Public)

My commission expires May 3, 1991

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by nl Date 6-14-88 Protest filed by _____

Prelim. check by SL Fee \$50

Received by SL Date 1/18/89 #W002016

Published in The Solala Statesman Copies of protest forwarded by _____

Pub. dates 3/16 + 3/23/89 Hearing held by _____ Date _____

Watermaster recommendation requested on 7/31/89 Recommended for ☒ approval ☐ denial

rec'd. 8/11/89 by DET

Copy of transfer sent to lien holder _____

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JUN 27 1994

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: **A63-09386**
Date Received: 9/ 8/1989
Receipt No: W016096
Received By: _____

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

1. Name: RIVER RUN HOMEOWNERS ASSOC 208-344-6511
Address: C/O CONSOLIDATED PROP MGMT LTD
168 N 9TH ST
PO BOX 2666
BOISE ID 83701

2. Date of Priority: JUN 4, 1980

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	19		SW	SW		ADA
		24		SW	NE		ADA
				NW	NW		ADA

5. Description of diverting works:
SEE REMARKS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
AESTHETIC	01/01	12/31	30.000		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
SEE REMARKS

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10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	02E	13	SW		SW	3	AES	
		19	SW		SW		AES	
		24	NW		NE	1	AES	
			SW		NE	6	AES	
			NE		NW	8	AES	
			NW		NW		AES	
			SE		NW	7	AES	
			NE		SE		AES	
			NW		SE		AES	
			SE		SE		AES	

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:

THE WATER RIGHT IS USED FOR THE BENEFIT OF THE LANDS OF THE RIVER RUN AND SPRING MEADOW SUBDIVISIONS. IT IS ANTICIPATED THAT WITH HOMEOWNER ASSOCIATIONS APPROVAL, THE RIGHTS WILL EVENTUALLY BE DEEDED TO THE ASSOCIATIONS.

CHANGE OF OWNERSHIP COMPLETED BY L.R.W. ON 12/22/93.

ITEM 5 CONTINUED-HERRICK CREEK-CONCRETE HEADGATE STRUCTURE HAVING A MINIMUM CAPACITY OF 60 CFS BUILT INTO LEFT BANK OF THE BOISE RIVER. FLOWS REGULATED BY MANUALLY OPERATED SLIDE GATES. STRUCTURE INVERT AT APPROXIMATELY THE SAME ELEVATION AS STREAM CHANNEL INVERT.

BOISE RIVER SIDE CHANNEL-AN OLD OVERFLOW CHANNEL HAVING AN EXCAVATED INVERT ELEVATION AT ITS UPSTREAM END THAT IS LOWER THAN THE INVERT OF THE BOISE RIVER.

15 CFS IS REDIVERTED AT WIGLE DAM IN LOGGERS CREEK OVER A CONCRETE WEIR, WITH WOODEN STOPLOGS INTO THE RIVER RUN AMENITY SYSTEM.

5 CFS IS REDIVERTED AT LARKEY DAM IN LOGGERS CREEK OVER TWO CONCRETE WEIRS, WITH WOODEN STOPLOGS INTO THE RIVER RUN WATER AMENITY SYSTEM.

ITEM 9 CONTINUED-TO PREVENT STAGNATION AND MAINTAIN WATER QUALITY AESTHETIC ENHANCEMENT ALONG GREENBELT AND RESIDENTIAL DEVELOPMENT; TO PROVIDE MINIMAL PERENNIAL LOW FLOW IN 100 YEAR FLOOD RELIEF CHANNEL IN ORDER TO ENCOURAGE ADDITIONAL FISH HABITAT ALONG THIS REACH OF THE RIVER. THE FLOW RETURNS TO THE BOISE RIVER SOME 2100 FEET DOWNSTREAM.

15. Basis of Claim: LICENSE

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16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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OCT 08 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 12/22/90

LEGAL DESCRIPTION OF PROPERTY: Township 3N Range 2E
Section 19, 24, 13 1/4 of 1/4 of 1/4 Govt. Lot 10 1/4 x 1/4
Lot MANY, Block, →, Subdivision/Townsite → see list below
If you have additional legal descriptions, please attach separate sheet River Run & Spring meadow
Subdiv.

[] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

[] Water Right Number(s)
Assigned by IDWR: 63-09386

[] Name and Address of Former
Owner/Claimant(s)(Seller): River Run Development Co.
c/o O'Neill Enterprises Inc.
871 E Park Center Blvd Boise Id 83706

[] New Owner/Claimant
(Purchaser): River Run Homeowners Assoc.

[] New Mailing Address: c/o Consolidated Property Mgmt. Ltd.
168 N 9th St. PO Box 2666
BOISE, ID. 83701

[] New Telephone Number: (208) 344 6511 C.P.M.L. or 384-0687 HOA
WATERMASTER

[] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
See c/o Quitclaim Deed to RR Homeowners from
P O'Neill Executed 12/21/90 Attached

[] Attach proof of
ownership, describe
proof attached: See above

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

[] Signature of New
Owner/Claimant(s): Jack A. Merriam Date 1-21-93

[] Signature of Former
Owner/Claimant(s): _____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____

Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____

Claim Numbers of Split, if any:

Tw R Sec 14x1/4
3N 2E 19 - SWSW

3N 2E 24 - { NENE, NESW, NWNE, NWNW
{ NUSE, SENE, SENW, SESE

3N 2E 13 - SWSW MICROFILMED

Original to be mailed to Idaho Department of Water 001 08 1550
Copies to Former Owner and New Owner

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number

Date Received

Receipt Number

63-9386

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MAR 13 1993

Department of Water Resources
Western Regional OfficeNOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 25 1990

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Peter S. O'Neill Phone (208) 344-2299
Mailing Address 671 E. River Park Lane #200 Zip 83706
2. Date of Priority (Only one (1) per claim) June 4, 1980
3. Source of water supply (a) Boise River
which is tributary to (b) Snake River
4. a. Location of existing point of diversion is: Township 3N. Range 3E. Section 19,
1/4 of SW 1/4 of SW 1/4, Govt. Lot, B.M., County of Ada
Additional points of diversion if any: SW 1/4 NE 1/4 and NW 1/4 NW 1/4, Sec. 24, T. 3N. R. 2E.
(See also Attachment A.)
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. See Attachment A

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Aesthetic purposes from 1/1 to 12/31 amount 30 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is None acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	2E	19											WR HJ						
3N	2E	24		WR HJ	WR HJ		WR HJ	WR HJ		WR HJ					WR HJ	WR HJ			WR HJ
3N	2E	13											WR HJ						

Total number of acres irrigated _____

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.
 _____ or None (X)

14. Remarks:
The water right is used for the benefit of the lands of the River Run and Spring Meadow subdivisions. It is anticipated that, with Homeowner Association's approval, the rights will eventually be deeded to the Associations.

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OCT 08 1990

Last Name O'Neill Ident No. 63-9386

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-9386
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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

Signature of Claimant (s)

Peter S. O'Neill
Peter S. O'Neill

Date _____

Date _____

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

Title

of River Run Homeowners Association (RRHOA) _____, that I have signed the foregoing

Organization

document in the space below as President _____ of RRHOA _____

Title

Organization

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

Signature of Authorized Agent

Roseal L. Lamm

Title and Organization

President, RRHOA

Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this

8th

day of

September

19 89

SEAL

Notary Public

David E. Kelly

Residing at

Boise

My Commission Expires

5/3/91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

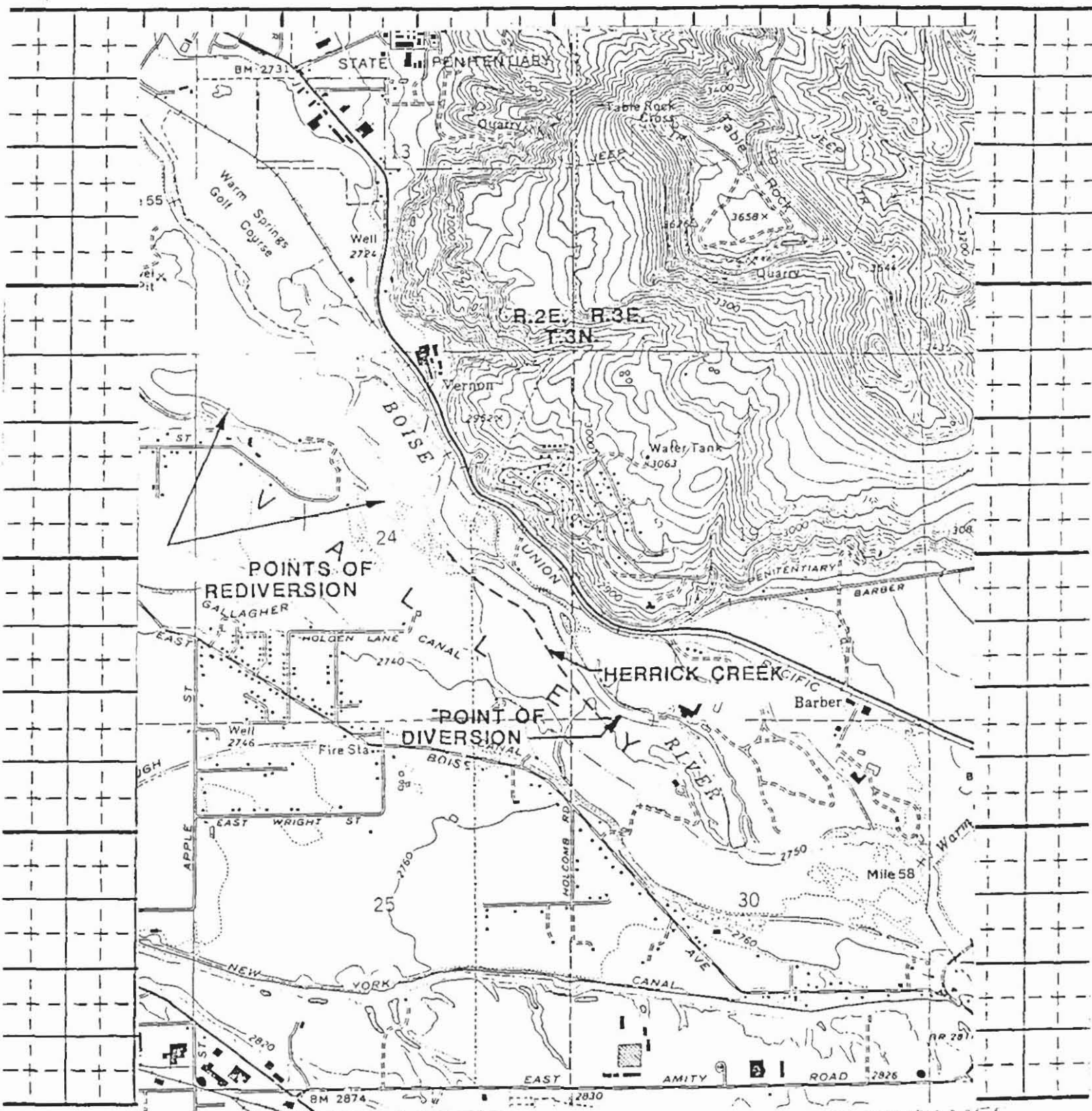
Last Name O'Neill Ident. Number 63-9386

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Copies White-State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



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OCT 08 1996

Last Name O'Neill

Ident No. 63-9386

Copies: White-State, Yellow-Cannant

Item 4 cont. location of points of diversion

LOT	1/4	1/4	1/4	SEC.	TWP.	RGE.	COUNTY	LOCAL NAME AND DIVERSION
	SW	SW	19	3N.	3E.	ADA		HERRICK CREEK
	SW	NE	24	3N.	2E.	ADA		BOISE RIVER SIDE CHANNEL
	SW	NE	24	3N.	2E.	ADA		WIGLE DAM IN LOGGERS CREEK
	NW	NW	24	3N.	2E.	ADA		LARKEY DAM IN LOGGERS CREEK

Item 5 cont. Description of existing diversion works

- B. 1. Herrick Creek - concrete headgate structure having a minimum capacity of 60 cfs built into left bank of the Boise River. Flows regulated by manually-operated slide gates. Structure invert at approximately the same elevation as stream channel invert.
- B. 2. Boise River Side Channel - an old overflow channel having an excavated invert elevation at its upstream end that is lower than the invert of the Boise River.
- B. 3. 15 cfs is rediverted at Wigle Dam in Loggers Creek over a concrete weir, with wooden stoplogs into the River Run water amenity system.
- B. 4. 5 cfs is rediverted at Larkey Dam in Loggers Creek over two concrete weirs, with wooden stoplogs into the River Run water amenity system.

Item 9 cont. Non-irrigation uses; describe fully:

To prevent stagnation and maintain water quality; aesthetic enhancement along greenbelt and residential development; to provide minimal perennial low flow in 100-year flood relief channel in order to encourage additional fish habitat along this reach of the river. The flow returns to the Boise River some 2,100 feet downstream.

CLAIMANT'S NAME

CLAIM IDENT. NO.

DATE RECEIVED

RECEIPT #

AMOUNT \$

YES

NO

Reg.
I.

1. Is the name and address complete with zip code?
2. Is a priority date entered?
Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required.
3. (a) Is a source entered?
(b) Is a tributary to entered? (if required) N/A
4. Is the legal description of the p.d. sufficient?
5. Is there a description of the diverting works?
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form
Is the period of use included?
Is a quantity claimed for each use?
7. Is a total quantity claimed entered?
8. If required is a consumptive use entered? N/A
Is the consumptive use correct? N/A
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 N/A
10. Is (are) the place(s) of use and purpose(s) indicated?
11. Is (are) the county(ies) entered?
12. Is the ownership of p.u. checked?
13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights)
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A
15. Is the basis of the claim indicated?
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? N/A
(Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? N/A
(If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block.
20. Has the claim been signed, sealed, and dated by a notary?
21. Was this claim filed on time, or was an extension granted?
22. Is the fee enclosed correct? Exempt

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OCT 08 1990

04/06/2005

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

RIGHT NUMBER: 63-9386B

NAME AND ADDRESS: RIVER RUN HOMEOWNERS ASSOC
975 RIVER RUN DR
BOISE ID 83706

SOURCE: BOISE RIVER TRIBUTARY: SNAKE RIVER

QUANTITY: 20.000 CFS

PRIORITY DATE: 06/04/1980

POINT OF DIVERSION:
T03N R03E S19 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
AESTHETIC	1/01 12/31	20.000 CFS

PLACE OF USE: AESTHETIC Within ADA County

T03N R02E S13 Lot 3 SWSW	T03N R02E S24 Lot 1 NWNE
T03N R02E S24 Lot 6 SWNE	T03N R02E S24 Lot 8 NENW
T03N R02E S24 NWNW	T03N R02E S24 Lot 7 SENW

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: License

Use of water under this water right will be regulated by the watermaster of State Water District No. 63

The diversion works and check structures shall not be modified without prior approval of the Director of the Idaho Dept. of Water Resources.

Asthetic use is for enhancement along Greenbelt and residential development to prevent stagnation and maintain water quality

15.0 cfs is reddiverted at Wigle Dam in Loggers Creek; 5.0 cfs is reddiverted at Larkey Dam in Loggers Creek; the right is used for the benefit of the lands of the River Run and Spring Meadow Subdivisions

The right holder shall accomplish the change authorized by Transfer No. 3652 within one (1) year of the date of approval.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-938613

Owner: _____ Phone No. _____

Current Address: _____

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

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES

- ☒ No change
☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☒ No change
☐ Changes Exam found: Domestic # of homes _____ Stock # _____
 Types _____ Additional comments: _____

PLACE OF USE:

- ☐ No Change
☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

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

Delivery System Narrative: _____

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

See Transfer 3652

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE ^{Review} ~~EXAM~~ CONDUCTED: 4-6-05

FIELD EXAMINER: Shirley E. Hunt

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B**

03/30/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
148C	Claim	03N	02E	13	SW	SW		IRRIGATION	20/871.53	SOUTH BOISE WATER CO
-150	Claim	03N	02E	13	SW	SW		IRRIGATION	20/871.53	SOUTH BOISE WATER CO
242A	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
243C	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
283B	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
284B	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
392A	Claim	03N	02E	13	SW	SW		IRRIGATION	4/50.2	PETER S O NEILL
392C	Claim	03N	02E	13	SW	SW		IRRIGATION	20/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	13	SW	SW		IRRIGATION	4/32.5	PETER S O NEILL
20040	Claim	03N	02E	13	SW	SW		IRRIGATION	12/575.1	BOISE CITY CANAL CO
2576	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	13	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
9246	Water Right	03N	02E	13	SW	SW	3	IRRIGATION	4/30	PETER S O NEILL
2576	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B

03/30/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3164	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	13	SW	SW	3	MUNICIPAL		UNITED WATER IDAHO INC
1386A	Claim	03N	02E	13	SW	SW	3	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386B	Claim	03N	02E	13	SW	SW	3	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386A	Water Right	03N	02E	13	SW	SW	3	AESTHETIC		RIVER RUN DEVELOPMENT CO
1386B	Water Right	03N	02E	13	SW	SW	3	AESTHETIC		RIVER RUN DEVELOPMENT CO
148C	Claim	03N	02E	24	NW	NE		IRRIGATION	8/871.53	SOUTH BOISE WATER CO
-150	Claim	03N	02E	24	NW	NE		IRRIGATION	8/871.53	SOUTH BOISE WATER CO
242A	Claim	03N	02E	24	NW	NE		IRRIGATION	2/50.2	PETER S O NEILL
243C	Claim	03N	02E	24	NW	NE		IRRIGATION	2/50.2	PETER S O NEILL
283B	Claim	03N	02E	24	NW	NE		IRRIGATION	2/50.2	PETER S O NEILL
284B	Claim	03N	02E	24	NW	NE		IRRIGATION	2/50.2	PETER S O NEILL
1392A	Claim	03N	02E	24	NW	NE		IRRIGATION	2/50.2	PETER S O NEILL
1392C	Claim	03N	02E	24	NW	NE		IRRIGATION	8/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	24	NW	NE		IRRIGATION	2/32.5	PETER S O NEILL
9246	Water Right	03N	02E	24	NW	NE		IRRIGATION	2/30	PETER S O NEILL
2576	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B

03/30/2005

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7998	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	NW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2576	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	NW	NE	1	MUNICIPAL		UNITED WATER IDAHO INC
1386A	Claim	03N	02E	24	NW	NE	1	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386B	Claim	03N	02E	24	NW	NE	1	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386A	Water Right	03N	02E	24	NW	NE	1	AESTHETIC		RIVER RUN DEVELOPMENT CO
1386B	Water Right	03N	02E	24	NW	NE	1	AESTHETIC		RIVER RUN DEVELOPMENT CO
148C	Claim	03N	02E	24	SW	NE		IRRIGATION	21/871.53	SOUTH BOISE WATER CO
150	Claim	03N	02E	24	SW	NE		IRRIGATION	21/871.53	SOUTH BOISE WATER CO
242A	Claim	03N	02E	24	SW	NE		IRRIGATION	4/50.2	PETER S O NEILL
243C	Claim	03N	02E	24	SW	NE		IRRIGATION	4/50.2	PETER S O NEILL
283B	Claim	03N	02E	24	SW	NE		IRRIGATION	4/50.2	PETER S O NEILL
284B	Claim	03N	02E	24	SW	NE		IRRIGATION	4/50.2	PETER S O NEILL
1392A	Claim	03N	02E	24	SW	NE		IRRIGATION	4/50.2	PETER S O NEILL
1392C	Claim	03N	02E	24	SW	NE		IRRIGATION	21/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	24	SW	NE		IRRIGATION	4/32.5	PETER S O NEILL
2392	Water Right	03N	02E	24	SW	NE		IRRIGATION		DRAINAGE DIST NO 3
149A	Claim	03N	02E	24	SW	NE		WILDLIFE		SOUTH BOISE WATER CO

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B**

03/30/2005

4

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2576	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	SW	NE		MUNICIPAL		UNITED WATER IDAHO INC
148C	Claim	03N	02E	24	SW	NE		AESTHETIC		SOUTH BOISE WATER CO
149A	Claim	03N	02E	24	SW	NE		AESTHETIC		SOUTH BOISE WATER CO
-150	Claim	03N	02E	24	SW	NE		AESTHETIC		SOUTH BOISE WATER CO
1392C	Claim	03N	02E	24	SW	NE		AESTHETIC		SOUTH BOISE WATER CO
243F	Claim	03N	02E	24	SW	NE	6	IRRIGATION		SOUTH BOISE MUTUAL IRRIGATION C LTD
243C	Water Right	03N	02E	24	SW	NE	6	IRRIGATION		SOUTH BOISE MUTUAL IRRIGATION C LTD
243F	Water Right	03N	02E	24	SW	NE	6	IRRIGATION		SOUTH BOISE MUTUAL IRRIGATION C LTD
9246	Water Right	03N	02E	24	SW	NE	6	IRRIGATION	4/30	PETER S O NEILL
2576	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B**

03/30/2005

5

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7998	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	SW	NE	6	MUNICIPAL		UNITED WATER IDAHO INC
1386A	Claim	03N	02E	24	SW	NE	6	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386B	Claim	03N	02E	24	SW	NE	6	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386A	Water Right	03N	02E	24	SW	NE	6	AESTHETIC		RIVER RUN DEVELOPMENT CO
1386B	Water Right	03N	02E	24	SW	NE	6	AESTHETIC		RIVER RUN DEVELOPMENT CO
148C	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/871.53	SOUTH BOISE WATER CO
-150	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/871.53	SOUTH BOISE WATER CO
283B	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	PETER S O NEILL
284B	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	PETER S O NEILL
1392A	Claim	03N	02E	24	NE	NW		IRRIGATION	8/50.2	PETER S O NEILL
1392C	Claim	03N	02E	24	NE	NW		IRRIGATION	32.02/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	24	NE	NW		IRRIGATION	8/32.5	PETER S O NEILL
149A	Claim	03N	02E	24	NE	NW		WILDLIFE		SOUTH BOISE WATER CO
2576	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	NE	NW		MUNICIPAL		UNITED WATER IDAHO INC
148C	Claim	03N	02E	24	NE	NW		AESTHETIC		SOUTH BOISE WATER CO
149A	Claim	03N	02E	24	NE	NW		AESTHETIC		SOUTH BOISE WATER CO
-150	Claim	03N	02E	24	NE	NW		AESTHETIC		SOUTH BOISE WATER CO

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B**

03/30/2005

6

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
392C	Claim	03N	02E	24	NE	NW		AESTHETIC		SOUTH BOISE WATER CO
242A	Claim	03N	02E	24	NE	NW	8	IRRIGATION	8/50.2	PETER S O NEILL
243C	Claim	03N	02E	24	NE	NW	8	IRRIGATION	8/50.2	PETER S O NEILL
242A	Water Right	03N	02E	24	NE	NW	8	IRRIGATION		JOHN UTTER
9246	Water Right	03N	02E	24	NE	NW	8	IRRIGATION	7/30	PETER S O NEILL
2576	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	NE	NW	8	MUNICIPAL		UNITED WATER IDAHO INC
386A	Claim	03N	02E	24	NE	NW	8	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
386B	Claim	03N	02E	24	NE	NW	8	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
386A	Water Right	03N	02E	24	NE	NW	8	AESTHETIC		RIVER RUN DEVELOPMENT CO
386B	Water Right	03N	02E	24	NE	NW	8	AESTHETIC		RIVER RUN DEVELOPMENT CO
148C	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/871.53	SOUTH BOISE WATER CO
150	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/871.53	SOUTH BOISE WATER CO
243C	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
283B	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
284B	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
392A	Claim	03N	02E	24	NW	NW		IRRIGATION	10/50.2	PETER S O NEILL
392C	Claim	03N	02E	24	NW	NW		IRRIGATION	39.24/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	24	NW	NW		IRRIGATION	9/32.5	PETER S O NEILL

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B

03/30/2005

7

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
26150	Claim	03N	02E	24	NW	NW		IRRIGATION	2.5/2.5	ALICE B TULLIS
148C	Water Right	03N	02E	24	NW	NW		IRRIGATION	3.6/156.5	SOUTH BOISE WATER CO
2392	Water Right	03N	02E	24	NW	NW		IRRIGATION		DRAINAGE DIST NO 3
9246	Water Right	03N	02E	24	NW	NW		IRRIGATION	8/30	PETER S O NEILL
149A	Claim	03N	02E	24	NW	NW		WILDLIFE		SOUTH BOISE WATER CO
2576	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	NW	NW		MUNICIPAL		UNITED WATER IDAHO INC
26150	Claim	03N	02E	24	NW	NW		DOMESTIC		ALICE B TULLIS
17114	Water Right	03N	02E	24	NW	NW		DOMESTIC		J ROBERT TULLIS
148C	Claim	03N	02E	24	NW	NW		AESTHETIC		SOUTH BOISE WATER CO
149A	Claim	03N	02E	24	NW	NW		AESTHETIC		SOUTH BOISE WATER CO
-150	Claim	03N	02E	24	NW	NW		AESTHETIC		SOUTH BOISE WATER CO
2392C	Claim	03N	02E	24	NW	NW		AESTHETIC		SOUTH BOISE WATER CO
2386A	Claim	03N	02E	24	NW	NW		AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
2386B	Claim	03N	02E	24	NW	NW		AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
2386A	Water Right	03N	02E	24	NW	NW		AESTHETIC		RIVER RUN DEVELOPMENT CO
2386B	Water Right	03N	02E	24	NW	NW		AESTHETIC		RIVER RUN DEVELOPMENT CO
242A	Claim	03N	02E	24	NW	NW	8	IRRIGATION	10/50.2	PETER S O NEILL
148C	Claim	03N	02E	24	SE	NW		IRRIGATION	24.98/871.53	SOUTH BOISE WATER CO

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B

03/30/2005

8

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-150	Claim	03N	02E	24	SE	NW		IRRIGATION	24.98/871.53	SOUTH BOISE WATER CO
243C	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
283B	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
284B	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
3392A	Claim	03N	02E	24	SE	NW		IRRIGATION	11.8/50.2	PETER S O NEILL
3392C	Claim	03N	02E	24	SE	NW		IRRIGATION	27.98/916.53	SOUTH BOISE WATER CO
9246	Claim	03N	02E	24	SE	NW		IRRIGATION	3.5/32.5	PETER S O NEILL
2392	Water Right	03N	02E	24	SE	NW		IRRIGATION		DRAINAGE DIST NO 3
2576	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	SE	NW		MUNICIPAL		UNITED WATER IDAHO INC
19740	Water Right	03N	02E	24	SE	NW		DOMESTIC		BONNIE STITZEL
27979	Water Right	03N	02E	24	SE	NW		DOMESTIC		BONNIE STITZEL
148C	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	5/156.5	SOUTH BOISE WATER CO
242A	Water Right	03N	02E	24	SE	NW	7	IRRIGATION		JOHN UTTER
9246	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	3/30	PETER S O NEILL
11092	Water Right	03N	02E	24	SE	NW	7	IRRIGATION	0.5/0.5	TOM STITZEL
2576	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9386B**

03/30/2005

9

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2954	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	03N	02E	24	SE	NW	7	MUNICIPAL		UNITED WATER IDAHO INC
1386A	Claim	03N	02E	24	SE	NW	7	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386B	Claim	03N	02E	24	SE	NW	7	AESTHETIC		RIVER RUN HOMEOWNERS ASSOC
1386A	Water Right	03N	02E	24	SE	NW	7	AESTHETIC		RIVER RUN DEVELOPMENT CO
1386B	Water Right	03N	02E	24	SE	NW	7	AESTHETIC		RIVER RUN DEVELOPMENT CO
242A	Claim	03N	02E	24	SE	NW	8	IRRIGATION	11.8/50.2	PETER S O NEILL



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 1, 2003

RIVER RUN HOMEOWNER'S ASSOCIATION
975 RIVER RUN DR
BOISE ID 83706

Re: Notice of Claim to a Water Right No. 63-9386A & 63-9386B

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects your change in address.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed 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.

Thank you for your patience and cooperation. If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

June 2, 2003

RIVER RUN HOMEOWNERS ASSOC
c/o CONSOLIDATED PROPERTY MANAGEMENT LTD
168 N 9TH ST
PO BOX 2666
BOISE ID 83701

Re: Notice of Claim to a Water Right No. 63-9386A & 63-9386B

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflects the necessary name change for the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a determination of your water right. This claim was filed 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.

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

Sincerely,

Denise Hatfield
Office Specialist 1
Adjudication Section
Western Region Office

DH: dh

Enclosure

cc: Ed Squires, Hydro Logic Inc

PER LETTER FROM ED SQUIRES - 5-20-03

May 27, 2003

Claim numbers 63-9386
63-9386A and 63-9386B

1989 - AJ claim filed in the name of Peter S O'Neill

1993 - Ownership changed from Peter O'Neill (River Run Development, c/o O'Neill Enterprises) to River Run Homeowners Association, c/o Consolidated Property Mgmt Ltd

1994 - Approved Transfer amends the claim and splits it into A & B. The name was also changed back to River Run Development, as listed on the transfer.

Both portions are in the name of River Run Development, but should be in the name of River Run Homeowners Association, per letter received May 20, 2003 from Ed Squires of Hydro Logic.

NOTE: APP FOR TRANSFER FILED IN 1988 IN THE NAME
OF RIVER RUN DEVELOPMENT CO. TRANSFER

NOT APPROVED UNTIL 1994. IN THE MEANTIME

- 1990 - OWNERSHIP CHANGED FROM RIVER RUN
DEVELOPMENT CO. TO RIVER RUN HOMEOWNERS

ASSOC. WHEN TRANSFER WAS APPROVED (1994) IT

AUTOMATICALLY AMENDED THE CLAIM & THE NAME.

BACK TO RIVER RUN DEV. CO. IT IS OBVIOUS THAT

THE NAME SHOULD HAVE REMAINED IN THE HOMEOWNERS
ASSOC. NAME DUE TO TIME DELAY SA IT IS BEING CHANGED BACK.

J
5-30-03

Hydro Logic, Inc.

1002 W. Franklin Street, Boise, ID 83702 (208) 342-8369, (Fax) 342-3100, hydrologic@qwest.net

May 20, 2003

Ms. Jan Shurte
IDWR Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED

MAY 22 2003

WATER RESOURCES
WESTERN REGION

Re: SRBA Claims to Water Right Nos. 63-09386A and 63-09386B

Dear Jan:

From a review of IDWR's electronic online database, it appears that the above referenced SRBA Claims are listed as claimed by the River Run Development Co. In fact, the claims are owned by our client, River Run Homeowners Association. A review of the water rights files reveals the reasons for the claim being inadvertently changed back into the name of the Development Company.

River Run Development Company filed its Application for Permit No. 63-09386 on June 4, 1980. The Development Company filed an Application to transfer the water right's point of diversion and place of use on June 14, 1988. The water right was licensed to the Development Company on December 21, 1988. The SRBA Claim to water right No. 63-09386 was filed on September 8, 1989 by Peter O'Neill on behalf of the Homeowners' Association, although no proof of ownership was at that time filed (the claim does reference the fact that it was anticipated that the water right would eventually be deeded to the Homeowners Association). On January 21, 1993, the Homeowners Association filed a Notice of Change of Ownership for water right No. 63-09386 which was approved by IDWR on December 22, 1993. (Copies of both the Notice of Change of Ownership and the approval letter are included for your review). Finally, the transfer that was originally filed by the Development Company was approved by IDWR on May 19, 1994 in the name of the Development Company, despite the approved Notice of Change of Ownership to the Homeowners Association.

The on-line database indicates that the water rights original owners include, both, the Development Company and the Homeowners Association, but that the Development Company is the current owner. It is my understanding that the only way ownership could be transferred back into the name of the Development Company is if another Notice of Change of Ownership had been filed. In our review of the files, no such change is apparent. It would seem that the approval of the transfer in 1994 somehow resulted in an inadvertent change of ownership from the Homeowners Association back to the Development Company.

If you agree with our analysis, please correct the database and SRBA claims accordingly and notify us of the same. If you disagree, please contact me immediately for discussion and/or additional filings as necessary. Thank you for your consideration of and attention to this matter.

Sincerely,

Ed Squires
Hydro Logic, Inc.



R

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

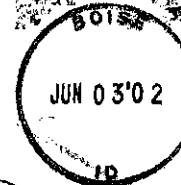
Return Service Requested

63-9386 A
9386 B

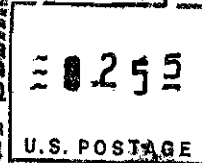
found

RIVER RUN DEVELOPMENT
380 E PARKCENTER BLVD
BOISE ID 83706

PRESORTED
FIRST CLASS



PB METER
7110094



RETURNED
TO
SENDER
UNDELIVERABLE AS ADDRESSED
NO FORWARDING ORDER ON FILE

RECEIVED

JUN 07 2002

WATER RESOURCES
WESTERN REGION

0045715 83706



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

In Re Snake River Basin Adjudication Case)
No. 39576)

Notice of Filing Director's Report and Supplemental
Director's Report Part II & III, United States' and Tribal
Non-consumptive Claims.

TO: ALL CLAIMANTS OF RIGHTS TO THE USE OF WATER IN THE SNAKE RIVER BASIN
YOU ARE HEREBY NOTIFIED OF THE FOLLOWING:

THE DIRECTOR'S REPORT PART II & III FOR THE UNITED STATES' AND TRIBAL NON-CONSUMPTIVE CLAIMS HAS BEEN FILED WITH
THE DISTRICT COURT. A SUPPLEMENTAL DIRECTOR'S REPORT PART II & III HAS ALSO BEEN FILED WITH THE DISTRICT COURT.
THIS NOTICE CONTAINS IMPORTANT INFORMATION ABOUT THE DIRECTOR'S REPORTS, AND DEADLINES AND FURTHER PRO-
CEEDINGS ON THESE WATER RIGHT CLAIMS.

IMPORTANT NOTICE REGARDING YOUR WATER RIGHT

**THIS CONTAINS YOUR LEGAL NOTICE OF THE DIRECTOR'S REPORTS OF U.S. AND
TRIBAL NON-CONSUMPTIVE CLAIMS IN THE SNAKE RIVER BASIN ADJUDICATION
THESE CLAIMS COULD AFFECT YOUR WATER RIGHT**

63549
Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Presorted
First Class Mail
U.S. Postage Paid
Boise, Idaho
Permit No. 1

63-19246
09386
09386 A
09386 B

*Sec'y of States ofc
reports & - merged out
dissolved 89 & 915
1003-4-96*

Steve Sweet

RECEIVED

MAR 05 1996

WATER RESOURCES
WESTERN REGION

RIVER RUN DEVELOPMENT CO
ATTN STEVE SWEET
671 E RIVER PARK LANE
BOISE ID 83706

RECEIVED

APR 21 1996

Department of Water Resources

MICROFILMED

DEC 08 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Date December 22, 1993

[RIVER RUN HOMEOWNERS ASSOC]
PO BOX 2666
BOISE ID 83701

[]

Notice of Claim No.(s) A63-09386

Dear Claimant:

Enclosed is **your** copy(s) of the above referenced claim(s) which reflect the change in ownership of the land and appurtenant water rights covered by this claim(s).

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

If you have any questions concerning the enclosed claim(s), please feel free to contact this office.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosure(s)

MICROFILMED
OCT 08 1996

CONVERSATION MEMORANDUM

DATE 4-1-93FILE A63-9386NAME OF PARTY Bill LloydEMPLOYEE Linda WurrierRE: Filing FeeClaimant owes \$3050.00 in filing fee.Ref to letter dated 12-8-92.Claimant now says he will send fee in
in a month4-5-93 - Diane Kripe Property Manager
for River RunWe received their check, however, they did
not send back the original claim. She
will do some checking & let me know.

MICROFILMED

OCT 08 1996



River Run Homeowners Association, Inc.
P.O. Box 2666
Boise, Idaho 83701 208/344-6511

April 2, 1993

Adjudication Staff
Department of Water Resources
2735 Airport Way
Boise, ID 83705-5082

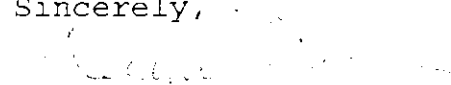
Re: Filing Fee for Water Right Claim and New Property Owner
Notice of Change of Water Right Ownership Application

Dear Sir or Madame:

Enclosed is 1) our check in the amount of \$3,050.00 to cover the filing fee requested in your correspondence with Peter O'Neill of December 8, 1992; 2) the original Department of Water Resources Form #42-1409(7) (New Property Owner Notice of Change of Water Right Ownership) which was referenced in our correspondence to you of January 20, 1993; 3) a copy of our correspondence of January 20, 1993, and 4) a copy of the Notice of Claim to a Water Right, showing Peter S. O'Neill as the Claimant, dated September 8, 1989.

Please call if you have any questions.

Sincerely,



Diane Knipe, Property Manager
RIVER RUN HOMEOWNERS' ASSOCIATION

cc: Jack Merrigan
Bill Lloyd

MICROFILMED
OCT 08 1998

State of Idaho
Department of Water Resources

RECEIVED

JAN 25 1983

WATER RIGHT LICENSE

Department of Water Resources

WATER RIGHT NO. 63-09386

Priority: June 4, 1980

Amount: 30.00 CFS

This is to certify, that RIVER RUN DEVELOPMENT CO.

380 E. PARKCENTER BLVD.

BOISE, ID 83706

has complied with the terms and conditions

of the permit issued pursuant to Application for Permit dated June 4, 1980, and has submitted proof to the Department of Water Resources on March 1, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 147.400 cfs of water from:

BOISE RIVER

tributary to SNAKE RIVER

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
AESTHETIC	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT OF DIVERSION(S): LOT 5(NWSE), Sec. 24, Township 03N, Range 02E
LOT 6(SWNE), Sec. 24, Township 03N, Range 02E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

03N 02E 13	LOT 3(SWSW)		
24	LOT 1(NWNE)	LOT 6(SWNE)	LOT 8(NENW)
	NWNW	LOT 7(SENW)	

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. Use of water under this water right is subject to control by the watermaster of State Water District No. 63

MICROFILMED

OCT 08 1990

EXHIBIT A

WATER RIGHT LICENSE

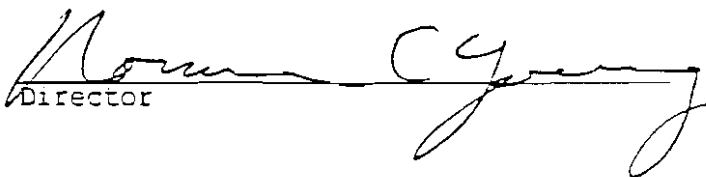
WATER RIGHT NO. 63-09386

CONDITIONS/REMARKS:

5. The diversion works and check structure shall not be modified without prior approval of the Director of the Idaho Dept. of Water Resources.
6. Aesthetics is for enhancement along greenbelt and residential development; to prevent stagnation and maintain water quality.

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 21ST
day of DECEMBER, 1988

Acting for the Director



MICROFILMED

OCT 08 1990

River Run Homeowners Association, Inc.
P.O. Box 2666
Boise, Idaho 83701 208/344-6511

JAN 25 1993

January 20, 1993

Idaho Department of Water Resources
Statehouse Mail
Boise, Idaho 83702-9000

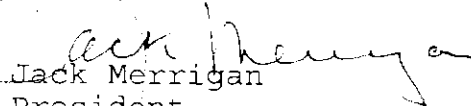
Attn: Adjudication Bureau

Enclosed is a completed Notice of Change of Water Right Ownership for Water Right Number 63-09386. Also enclosed is a copy of the Quitclaim Deed to River Run Homeowners' Association from Peter S. O'Neill.

We are aware that you have served notice that the adjudication filing fees of \$3,050.00 associated with the Water Rights have not been received by IDWR. River Run Homeowners' Association is currently working on the payment question along with other parties, and we will respond further on this in a few weeks.

Thank you for your consideration. Please call 384-0687 if you have need to contact River Run Homeowners' Association in this matter.

Sincerely,


Jack Merrigan
President

JM/dk

cc Dr A. H. Jones
Spring Meadow Homeowners' Association

Peter O'Neill

MICROFILMED
OCT 08 1996



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

12-8-92 - Call up 2-20-93
Peter O'Neill
671 E. River Park Ln #200
Boise, ID 83706

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

Dear Claimant(s):

This office is presently processing the Notice of Claim(s) to a Water Right you submitted during the Snake River Basin Adjudication claims filing in your area. However, due to the items checked below, we cannot continue to process this claim(s). We are returning the claim(s) to you to complete only the following item(s) showing a checkmark in the blank for that item(s). Receipt No. _____ in the amount of \$ _____ for the filing fee previously submitted is also enclosed.

☒ Fee - No fee received or inadequate fee received, fee due is \$3050. (Filing fees, based on use(s) of water, were due on all claims filed)

____ Late Notice of Claim - This claim was received on _____ which is after the deadline for filing claims in _____ County. The deadline for this County was _____, and the late fee now due is _____. The enclosed Late Fee Notice explains the late fee and how it is computed.

____ Item No. 2 - Date of priority - month/day/year that water was first put to use, regardless of ownership. If month or day is unknown, the Dept. will recommend 12/31 of the year designated.

____ Item No. 3 - Source of Water

____ Item No. 4 - Point of Diversion - must be shown by quarter-quarter (40 acre tract), section, township and range, except for spring sources which should be shown by quarter-quarter-quarter (10 acre tract), section, township and range. Lot and block for a subdivision are not acceptable as the legal description for the point of diversion, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

____ Item No. 6 - Uses of Water

____ Item No. 9 - Non-Irrigation Uses

____ Item No. 10 - Place of Use - must be listed by quarter-quarter (40 acre tract), section, township, and range. Lot and block for subdivision are not acceptable as the legal description for the place of use, however, please include this information in the remarks section of your claim. See page two of this letter for additional information.

____ Item No. 12 - Ownership of place of use.

MICROFILMED

OCT 08 1996

12/20/93. Bill Lloyd of Riverman called the date passed and he would be sending a full fee in 5 weeks time. He said he would be sending a full fee in 5 weeks time. He said he would be sending a full fee in 5 weeks time.

_____ Item No. 15 - Basis of Claim - Please designate if your water right is based on beneficial use of the water - Beneficial Use, or if it is based upon a previously filed water right - Posted Notice, License, Permit or Decree.

_____ Item No. 16 - Signature - this claim form does require your signature be affixed and notarized by a notary public. Note, the notary public signs below the signature blocks listed in this item.

_____ MAP ENCLOSED: Please mark the location of the well(s) and the location of the place(s) of use on this map. Then return the map with your claim and the additional information requested, if any. We can then determine the quarter-quarter(1/41/4) legal description based on the locations marked on this map.

_____ Other: _____

Please complete the above item(s) on your claim form(s), initial and date any changes or additions, and return the claim(s), with the requested fee(if one is required above), to our office within 30 days from the date of this letter. If the claim(s), or fee requested, is not received within this 30-day period, the claim(s) will be rejected and your fee, if one was paid previously, will be refunded. Please contact our office listed in the address below, within the 30 day time period, either in writing or by phone, to let us know if there is a problem returning the claim(s), or fee, in order to keep this claim(s) valid. If the claim(s) is rejected and fee refunded, due to no response within the 30-days, the claim(s) can be resubmitted up until claims in this area are prepared for court decree. However, at that time the corrected claim(s) along with the regular filing fee that was refunded, and an additional late fee will be required. Please return your claim(s), any information needed, and the fee requested, if any, to the Department of Water Resources, Western Region Office, 2735 Airport Way, Boise, ID 83705.

Feel free to contact this office if you have any questions concerning this letter.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

RM:r
Enclosures

SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE LAW REQUIRES THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR ADDRESS ON A WATER RIGHT.

MICROFILMED
OCT 08 1996

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

Date Received

Receipt Number

63-9386

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

SEP 08 1988

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) Peter S. O'Neill Phone (208) 344-2299

Mailing Address 671 E. River Park Lane #200 Zip 83706

2. Date of Priority (Only one (1) per claim) June 4, 1980

3. Source of water supply (a) Boise River
which is tributary to (b) Snake River

4. a. Location of existing point of diversion is: Township 3N. Range 3E. Section 19,
1/4 of SW 1/4 of SW 1/4, Govt. Lot, B.M., County of Ada

Additional points of diversion if any: SW 1/4 NE 1/4 and NW 1/4 NW 1/4, Sec. 24, T. 3N. R. 2E.
(See also Attachment A.)

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

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

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

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

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

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

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Aesthetic purposes from 1/1 to 12/31 amount 30 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 30 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is None acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	2E	19											WR HJ						
3N	2E	24		WR HJ	WR HJ		WR HJ	WR HJ		WR HJ					WR HJ	WR HJ		WR HJ	
3N	2E	13											WR HJ						

Total number of acres irrigated _____

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:
The water right is used for the benefit of the lands of the River Run and Spring Meadow subdivisions. It is anticipated that, with Homeowner Association's approval, the rights will eventually be deeded to the Associations.

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OCT 08 1996

Last Name O'Neill Ident No. 63-9386

Copies: White -State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-9386
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments 1

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

Signature of Claimant (s) Peter S. O'Neill Date _____
Peter S. O'Neill Date _____

For Organizations: I do solemnly swear or affirm that I am _____ President _____
Title _____
of River Run Homeowners Association (RRHOA) _____, that I have signed the foregoing
Organization _____
document in the space below as President of RRHOA
Title _____ Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization President, RRHOA Date _____

State of Idaho/or _____)
County of Ada) SS.

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

SEAL

Notary Public [Signature]

Residing at Borai

My Commission Expires 5/3/91

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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OCT 08 1990

Last Name O'Neill Ident. Number 63-9386

Copies White-State, Yellow-Claimant

NEILL ENTERPRISES, INC.

1001000000

JAN 25 1991

Department of Land Use

January 4, 1991

Ronald N. Graves, President
River Run Homeowners Association, Inc.
975 River Run Drive
Boise, Idaho 83706

POOR ORIGINAL

Dear Ron:

Attached is an executed copy of a Quit Claim Deed and License for any water rights I may have for the water amenities for River Run.

On the subject of Fish and Game's concerns with the maintenance of the waterways in River Run, as we discussed, I have some very real concerns.

Again, as discussed, I feel strongly that the next step should be to set up a rather broad-based meeting with the Fish and Game people and representatives of River Run Homeowners Association, The Island Homeowners Association, the Spring Meadows Homeowners Association(s), along with myself, Greg Lansberry, and Steve Sweet. I would be happy to help coordinate the meeting and do whatever I can to expedite the resolution of the issues.

Sincerely,



Peter S. O'Neill
O'NEILL ENTERPRISES, INC.

Attachments

cc: L. Edward Miller
Jeffrey C. Fereday
Greg Lansberry
Steve Sweet

PON/ab
PON0104

*This leads to Surface water
License to HOA -*

*There has not been a similar action
for the G.W. - at least none in the*

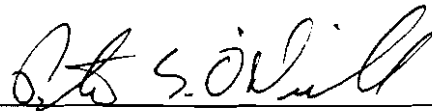
MICROFILMED

OCT 08 1990

ASSIGNMENT AND QUITCLAIM DEED OF WATER RIGHTS

FOR GOOD AND VALUABLE CONSIDERATION, receipt of which is hereby acknowledged, Peter S. O'Neill ("Grantor"), dealing with his sole and separate property, and as successor in interest to River Run Development Company, does hereby assign, convey, release, remise and forever quitclaim unto the River Run Homeowners Association, Inc., an Idaho non-profit corporation, its successors and assigns, all of Grantor's right, title and interest in and to Water Right License No. 63-09386, together with any and all ditch rights associated therewith. A copy of Water Right License No. 63-09386 is attached hereto as Exhibit A.

IN WITNESS WHEREOF, Grantor has executed this instrument the 27th day of December, 1990.

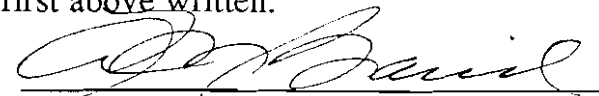


Peter S. O'Neill

STATE OF IDAHO)
) ss.
COUNTY OF ADA)

On the 27th day of December, 1990, before me, the undersigned, a Notary Public in and for said State, personally appeared Peter S. O'Neill, and acknowledge to me that he executed the foregoing Quitclaim Deed of Water Rights and Assignment.

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



Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 8-28-91

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OCT 08 1990

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Peter S. O'Neill (208) 344-2299
Name of Claimant Phone Number

671 River Park Lane Boise ID 83706
Mailing Address City State Zip

Ada August 8, 1989
County(s) where place of use is located Date claim originally due

63-9246, 63-9386
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Claimant has prepared claim forms for these rights, but is unable to put them in
final form until he determines the possible basis for claiming decreed or licensed
rights used historically on the irrigated areas. Evaluation of these historic
rights requires additional time because of the potentially "overlapping" nature of
these and other rights in the area. An additional 30 days is requested.

Claimant requests an extension to September 8, 19 89
Jeffrey C. Fereday August 8, 19 89
Signature Date of request

Attorney-in-fact for Peter S. O'Neill
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [☒ granted] [☐ denied] for the following reasons:

and if granted the filing deadline is extended to September 8, 19 89
Signed this 9 day of August, 19 89

David B. Shaw
Director or his designated agent

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

DAVID B. SHAW

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OCT 08 1996

Yellow copy returned to J. Fereday



671 E. River Park Ln. • Suite 200 • Boise, ID • 83706 • 208/344-2299

September 8, 1989

RECEIVED

SEP 08 1989

Adjudication Filing Official
Idaho Department of Water Resources
1301 North Orchard
Boise, ID 83706

Department of Water Resources

Dear Sir or Madam:

Enclosed is the claim forms for water rights identified under the following water right numbers:

- 1. 63-00242
- 2. 63-00243
- 3. 63-00283
- 4. 63-00284
- 5. 63-02392
- 6. 63-9246
- 7. 63-9386

The total number of acres covered by these rights is 50.2 acres. Therefore, a total filing fee of \$350.20 is enclosed with this filing.

As you know, a 30 day extension for filing these claims was granted August 9, 1989.

Please let us know if any additional information is needed with respect to these claims.

Sincerely,

Stephen H. Sweet, P.E.
Development Manager

RIVER RUN DEVELOPMENT COMPANY

SHS/bk.
rrxaf01.989

Enclosures

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OCT 08 1996

Memorandum

TO: File for Transfer of 63-09386

FROM: Dave Tuthill

DATE: February 13, 1990

RE: Comments Regarding Transfer

A review of this proposed transfer yields the following comments:

1. Based on the original Application for Permit No. 63-09386, a flow of 20 cfs was intended to be diverted into Loggers Creek, and 10 cfs was intended to be diverted through the channel just downstream from Loggers Creek. The license that was issued does not convey this distribution. Processing the transfer as proposed would renew this distribution, by creating a part A and part B. This is a desirable modification to the right as presently recorded.

2. For purposes of administering the Stream Protection Act, Loggers Creek has been considered by the Department to be a separate source rather than a canal that diverts from the Boise River. Also, a water right has been issued with source of Loggers Creek (to Rodney Priest). For these reasons the Beneficial Use Field Report recommended that the license for 63-09386 provide for diversion into Loggers Creek from the Boise River, and rediversion from the Loggers Creek. The license that was issued was silent regarding any rediversion, apparently based on the interpretation that Loggers Creek functions as a canal.

If the transfer is approved as it is presently proposed, it would reinstate the concept that there are points of rediversion from Loggers Creek. This is a desirable modification to this water right.

3. There is a potential that the proposed transfer could be considered to be an expansion of the original water right because the new point of diversion is upstream from the original point of diversion, and an additional length of feeder canal has been constructed. In response to this concern I would point out that the recommended place of use has not been expanded to include the new lands, we do not normally consider upstream movement of point of diversion to be an expansion, and this factor should not block approval of this application for transfer.

for aesthetic use represented in small streams flowing on ground within the River Run Subdivision. The diversion to the subdivision is delivered by Boise River Watermaster at the Loggers Creek diversion then diverted into the subdivision area by representatives of the River Run Home Owners Association. River Run Development Company does not have any official function with the use or delivery of this water right. The real property association of the licensed water right makes it appurtenant to land that may be controlled by the River Run Home Owner Association.

3. Concerning your memo, the permit identified 30 cfs for aesthetics at two points of diversion. The examiner reported measured flow of 80 cfs diverted from the Boise River into Loggers Creek and 74.5 cfs at the Greenbelt diversion. The Examination Report recommended 30 cfs for the license, which was issued. There was no reference in the Field Report to Logger's Creek being an independent source from the Boise River, nor were there any reasons given as to why the rediversion points were listed. It is normal department policy not to list points of diversion from canals. This is also consistent with the fact that there are no other water rights diverting water from the Boise River into Loggers Creek listing rediversions from Loggers Creek on record. There is, as you stated, one water right on record that shows Loggers Creek as a source. However, I believe this right has an incorrect source, and it should be changed to the Boise River. If the Stewart Decree had identified Loggers Creek appropriations, I would feel more comfortable with viewing Loggers Creek as a source. As it is, I can't find any consistent evidence to support Loggers Creek as a source. Even if it were a separate source, what is the significance of listing the rediversion points under this right? The watermaster doesn't deliver water to the rediversion points. He delivers to the head of Loggers Creek. The flow diverted under this right is non consumptive there is no potential of injury to other water rights.

Based upon considerations listed, this transfer application is an expansion of water right no. 63-9386 and as such should be denied. I see no purpose for trying to approve it with conditions that impose interpretation counter productive to the purpose of filing the transfer, even if the ownership question were to be resolved. If you can provide information that shows the above evaluation is inaccurate, please let me know.

MEMORANDUM

RECEIVED
FEB 26 1990

Department of Water Resources

TO: Jim Johnson *file*
FROM: Dave Tuthill *DT*
DATE: February 22, 1990
RE: River Run Transfer Application

With respect to the concerns addressed in your memo dated February 15, I agree that we cannot approve for this transfer any additional water uses or any additional place of uses. However, I do feel that the transfer application is needed to move the point of diversion of an existing water right license from one location to another. It is possible that this application for transfer should be accompanied by an additional application for permit, to establish a water right for the beneficial uses on the new reach. If this is the case, I would recommend that the suggestion for the filing of such an application be made in the approval coverletter for this application for transfer. I don't see a need to delay approval of the application for transfer at this time.

Your second point relates to the proper name for the applicant. The application for transfer was filed with our office on June 14, 1988 and the license was issued to the same entity on December 21, 1988. For an application which merely serves to add a point of diversion and does not delete any factor, I do not see a reason to obtain further proof of ownership information.

Regarding your third point, I still feel that Loggers Creek should be considered to be a named source from which appropriations are made, but I will leave the ultimate decision in this matter to the state office.

Jim, if you have additional concerns regarding this application for transfer I would suggest that you directly contact the applicant. To me, this matter has been thoroughly explored and reviewed, and I would find it difficult to justify additional contact with the applicant prior to approval of the application.

MEMORANDUM

TO: File 63-09386
FROM: Sharla *ok J*
DATE: May 18, 1994
RE: Transfer No. 3652

The original permit was issued for the diversion of 20.0 cfs through Loggers Creek and the remaining 10.0 cfs to be diverted along the greenbelt through a 100-year flood relief channel.

This transfer was filed in 1988 for changes in the point of diversion and place of use. I have thoroughly reviewed the documentation in the file to get perspective on the development under this right and to determine concerns and issues that have been raised in relation to the right.

The transfer outlines the addition of 3600 feet of new water channel and this could be interpreted as an expansion of the right. However, it is only considered expansion as far as increasing the area through which the total of 30.0 cfs will flow and thus allowing for further evapotranspiration. It is not appropriate to deny the transfer for this reason in light of the fact the department has already implied in previous correspondence that such loss is charged against historic consumptive irrigation rights.

Further, all references to changes (increases) in the place of use have been stricken from the transfer application. The SRBA claim filed on this right in 1993 includes the new place of use descriptions and a determination of whether or not to recommend the additional places of use will have to be made by adjudication staff.

At this point, six years after the filing of the transfer application, development of Herrick Creek has already taken place and approval of the transfer is "after-the-fact". Because the approval will signify a change in the point of diversion only, the entity filing the transfer application is not an issue. Expansion does not become an issue in consideration of the fact that the transfer only serves to include a second point of diversion further upstream. And finally, Loggers Creek is not a named source from which appropriations are made; it is a Boise River water conveyance system that was developed by appropriators. References to the redirection locations have been made in the remarks of the transfer approval, not in the point of diversion field.

ATTACHMENT I

The reason for the proposed change of point of diversion of 20 cfs of River Run's 30 cfs aesthetic right is to supply a man-made stream, Herrick Creek, which will be constructed along an alignment approximately 3,600 feet long in the Spring Meadow Subdivisions. Herrick Creek will divert from a point on the left bank of the Boise River in the SW1/4 of the SW1/4 of Section 19 T.3N. R.3E., B.M., will run roughly parallel to the river and will discharge into Loggers Creek approximately 200 feet downstream from the point where Loggers Creek diverts from the Boise River. Herrick Creek will provide additional fish and wildlife habitat, aesthetic enhancement and recreational opportunities in the vicinity of the Boise River Greenbelt and the Spring Meadow residential developments. Once the change is made, it will no longer be necessary to include River Run's 20 cfs water right in the amount supplied to Loggers Creek from Loggers Creek's diversion point on the river. In addition, after the change River Run's existing points of diversion from Loggers Creek at the "Wigle Dam" and at the "Larkey Dam" will become points of rediversion from Loggers Creek.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09386

Priority: June 4, 1980 Amount: 30.00 CFS

This is to certify, that RIVER RUN DEVELOPMENT CO.
380 E. PARKCENTER BLVD.
BOISE, ID 83706

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated June 4, 1980, and
has submitted proof to the Department of Water Resources on March 1, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of 147,400 cfs of water from:

BOISE RIVER tributary to SNAKE RIVER

source and that a water right has been established as follow:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
AESTHETIC	01/01 to 12/31	30.00 CFS	

LOCATION OF POINT OF DIVERSION(S): LOT 5(NWSE), Sec. 24, Township 03N, Range 02E
LOT 6(SWNE), Sec. 24, Township 03N, Range 02E
ADA County

PLACE OF USE: AESTHETIC

TWN RGE SEC

03N 02E	13	LOT 3(SWSW)		
	24	LOT 1(NWNE)	LOT 6(SWNE)	LOT 8(NENW)
		NW&W	LOT 7(SE&W)	

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. Use of water under this water right is subject to control by the watermaster of State Water District No. 63

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-09386

CONDITIONS/REMARKS:

5. The diversion works and check structure shall not be modified without prior approval of the Director of the Idaho Dept. of Water Resources.
6. Aesthetics is for enhancement along greenbelt and residential development; to prevent stagnation and maintain water quality.

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 21st
day of DECEMBER, 1988.

Acting for the Director

