

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 63-3496
Date Received: 1/23/1990
Receipt No: W007847
Received By:

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

1. Name of Claimant(s)

DALLAS WAYNE HUNGATE Phone: (208) 455-5239
TERI L HUNGATE
18694 CHICKEN DINNER RD
CALDWELL ID USA 83607

2. Date of Priority: 04/01/1966

3. Source: GROUND WATER , DEER FLAT NORTH LATERAL Trib. to: , BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04N	04W	36	SW	NW		CANYON	
04N	04W	36	SW	NW		CANYON	

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
IRRIGATION	3/15	11/15	0.87	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.91 C.F.S. and/or 144 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	36	SW	NW	IRRIGATION	38.6
Section Acres						38.6
Total Acres						38.6

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership change processed 8/10/2006 by kw.

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.

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

RECEIVED

JUL 20 2006

DEPARTMENT OF
WATER RESOURCES

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

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

Water Adjudication
Right No(s) Claim No(s) Split

63-3496

Water Adjudication
Right No(s) Claim No(s) Split

RECEIVED

from W.A. to
AUG 10 2006

Department of Water Resources

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

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

John Settle 6392 RUEBENS DR.
Huntington Beach California 92647

4. New Owner/Claimant(s)

Dallas Wayne HUNGATE or Teri L. Hungate
Name Connector (Check one): [] and, [] or, [] and/or

New Mailing Address

18694 Chicken Dinner Rd.

City, State and ZIP Code

CALDWELL, ID 83607

New Telephone Number

(208) 455-5239

5. Date you acquired the property

1996

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

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

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

7.

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

D. Wayne Humpal

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

For Office Use Only

Received by _____ Date _____ Fee N/A
 Received by _____ Date _____ Receipt No. _____
 Processed by KW AJ Date 8/10/06 WR _____ Date _____

PC17136

WARRANTY DEED

FOR VALUE RECEIVED John H.W. Settle and Margaret E. Settle,
father and daughter

the Grantors, do hereby grant, bargain, sell and convey unto Dallas Wayne Hungate and Teri
Lyn Hungate, husband and wife

the Grantees, whose address is 18754 Boehner Road, Caldwell, ID 83605

the following described premises, to-wit:

The Southwest Quarter of the Northwest Quarter of Section 36,
Township 4 North, Range 4 West, Boise Meridian, Canyon County,
Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1996 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: June 7, 1996

John H.W. Settle
John H.W. Settle

Margaret E. Settle
Margaret E. Settle

CALIFORNIA
STATE OF IDAHO
LOS ANGELES
COUNTY OF CANYON

On this 19th day of June in the year 1996, before me, a Notary Public,
personally appeared John H.W. Settle and Margaret E. Settle known or
identified to me to be the persons whose names are subscribed to the within
instrument, and acknowledged to me that they executed the same.

Perry E. Ramo
Notary Public
Residing at Redondo Beach, CA.
My commission expires Nov. 18, 1997



PIONEER TITLE COMPANY OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

RECEIVED
TYPE Deed FEE 30

CANYON COUNTY
Jesse Brown by

96 JUN 24 PM 3 59

RECEIVED

9620660

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 63-3496
Date Received: 1/23/1990
Receipt No: W007847
Received By: - *corrected*

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

*daughter's
middle initial
per original
claim - kw
6/1/06*

1. Name of Claimant(s)

JOHN H W SETTLE Phone: (714)846-7178
6392 RUEBENS DR
HUNTINGTON BEACH CA USA 92647

MARGARET E SETTLE Phone: (310)376-1401
229 6TH PLACE
MANHATTAN BEACH CA USA 90266

2. Date of Priority: 04/01/1966

3. Source: GROUND WATER , DEER FLAT NORTH LATERAL Trib. to: , BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	04W	36	SW NW	CANYON	
04N	04W	36	SW NW	CANYON	

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
IRRIGATION	3/15	11/15	0.87	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.91 C.F.S. and/or 144 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	36	SW	NW	IRRIGATION	38.6
Section Acres						38.6
Total Acres						38.6

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

CLAIMANTS ARE FATHER AND DAUGHTER
***** DATA ENTRY WAS
CORRECTED ON 10-8-96 BY JS. DATA ENTERED WHAT WAS ORIGINALLY CLAIMED BY THE
CLAIMANTS. THIS DOES CONSTITUTE AN ENLARGEMENT OF THE ORIGINAL LICENSE, HOWEVER,
THAT CAN BE DEALT WITH AT THE TIME OF CLAIM VERIFICATION AND RECOMMENDATION TO THE
SRBA COURT. THE ENLARGEMENT CONSISTS OF ADDING DOMESTIC USE FROM A DIFFERENT WELL,
PLUS ADDING THE DEER FLAT NORTH LATERAL WHICH IS LIKELY UNDER THE WILDER IRRIGATION
DISTRICT'S JURISDICTION. IN OUR RECOMMENDATION WE WILL LIKELY RECOMMEND THE DOMESTIC
USE IS EITHER DEFERRABLE OR SHOULD BE CLAIMED ON ANOTHER SEPARATE CLAIM AND THAT THE
DEER FLAT NORTH LATERAL WOULD BE COVERED UNDER THE WILDER IRRIGATION DISTRICT'S
FILINGS. HOWEVER, AT THIS TIME THE CLAIM WAS FILED FOR THESE SOURCES AND THIS CLAIM
NEEDS TO REFLECT WHAT WAS CLAIMED. JS 10-8-96.

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 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

of _____ 20__ _____

Notary Public

Residing at _____

My commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-03496**

Date Received: 1/23/1990

Receipt No: W007847

Received By: [Signature]

*See Remarks
for change in claim
10-7-96*

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

1. Name: JOHN H W SETTLE 714-846-7178
Address: 6392 RUEBENS DR
HUNTINGTON BEACH CA 92647

AND

Name: MARGARET A SETTLE 310-376-1401
Address: 229 6TH PLACE
MANHATTAN BEACH CA 90266

2. Date of Priority: APR 1, 1966

3. Source: GROUNDWATER Trib. to:
DEER FLAT NORTH LATERAL BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	36	SW	NW			CANYON

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.
IRRIGATION	03/15	11/15	0.870		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.910 C.F.S. (and/or) 144.00 A.F.A.

8. Total consumptive use is 112.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	04W	36	SW NW		IRR	38.6
Section Acres						38.6
Total Acres						38.6

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIMANTS ARE FATHER AND DAUGHTER

DATA ENTRY WAS CORRECTED ON 10-8-96 BY JS. DATA ENTERED WHAT WAS
ORIGINALLY CLAIMED BY THE CLAIMANTS. THIS DOES CONSTITUTE AN
ENLARGEMENT OF THE ORIGINAL LICENSE, HOWEVER, THAT CAN BE DEALT
WITH AT THE TIME OF CLAIM VERIFICATION AND RECOMMENDATION TO THE
SRBA COURT. THE ENLARGEMENT CONSISTS OF ADDING DOMESTIC USE FROM
A DIFFERENT WELL, PLUS ADDING THE DEER FLAT NORTH LATERAL WHICH
IS LIKELY UNDER THE WILDER IRRIGATION DISTRICT'S JURISDICTION. IN
OUR RECOMMENDATION WE WILL LIKELY RECOMMEND THE DOMESTIC USE IS
EITHER DEFERRABLE OR SHOULD BE CLAIMED ON ANOTHER SEPARATE CLAIM
AND THAT THE DEER FLAT NORTH LATERAL WOULD BE COVERED UNDER THE
WILDER IRRIGATION DISTRICT'S FILINGS. HOWEVER, AT THIS TIME THE
CLAIM WAS FILED FOR THESE SOURCES AND THIS CLAIM NEEDS TO REFLECT
WHAT WAS CLAIMED. JS 10-8-96.

15. Basis of Claim: LICENSE

Water Right Number: 32816

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 _____

RECEIVED

OCT 02 1996

WATER RESOURCES
WESTERN REGION

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: **A63-03496**
Date Received: 1/23/1990
Receipt No: W007847
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: JOHN H W SETTLE 714-846-7178
Address: 6392 RUEBENS DR
HUNTINGTON BEACH CA 92647

AND

Name: MARGARET A SETTLE 714-846-7178
Address: 6392 RUEBENS DR
HUNTINGTON BEACH CA 92647

2. Date of Priority: APR 1, 1966

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	04W	36	SW	NW			CANYON

5. Description of diverting works:
WELL, 12" X 195', 15 HP MOTOR, CAPACITY - 500 GPM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/05	0.640		144.00

7. Total Quantity Appropriated is:
0.640 C.F.S. (and/or) 144.00 A.F.A.

8. Total consumptive use is 112.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	04W	36	SW	NW		IRR	32.0
Section Acres							32.0
Total Acres							32.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIGATION DISTRICT

14. Remarks:

CLAIMANTS ARE FATHER AND DAUGHTER

THE ORIGINAL CLAIM HAS BEEN RECEIVED. THE CLAIM IS NOT
ACCEPTABLE BECAUSE IT APPEARS TO REPRESENT MORE THAN ONE WATER
RIGHT. THE COURT CURRENTLY PROHIBITS IDWR FROM NEGOTIATION
WITH CLAIMANTS, SO THIS CLAIM WILL BE HELD PENDING THE LIFTING
OF THAT STAY. THE INFORMATION ON THIS COMPUTER RECORD DOES NOT
FULLY DOCUMENT THE CLAIM; THE ORIGINAL CLAIM FILE SHOULD BE USED
FOR ACCURATE INFORMATION PERTAINING TO THE CLAIM.

15. Basis of Claim: LICENSE

Water Right Number: 32816

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 AG3-03496

Date Received _____

Receipt Number WDD 7847

RECEIVED

JAN 23 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly JOHN H. W. SETTLE AND

1. Name of Claimant (s) MARGARET E. SETTLE, FA THERY DAUGHTER Phone (714) 846-7178

Mailing Address 6392 REUBENS DR, HUNTINGTON BEACH, CALIFORNIA Zip 92647

2. Date of Priority (Only one (1) per claim) APRIL 1, 1966

3. Source of water supply (a) DEER FLAT NORTH LATERAL
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4 N Range 4 W Section 36,
SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CANYON

Additional points of diversion if any: _____

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

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

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

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

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

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

H-20-66 IRRIGATION WELL
DIAMETER 12"; DEPTH 195'; MOTOR 15HP; CAPACITY 500 G.P.M.

PUMP DEER FLAT NORTH LATERAL; 5HP; 4" DISCHARGE

WELL; HOUSE + YARD; PUMP 3/4 HP; 153' DEPTH; 3/4" OUTLET

HEADGATE DEER FLAT NORTH LATERAL SERVES 8.7 ACRES NORTH
OF DITCH

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For BENEFICIAL USE purposes from MAR 15 to NOV 15 amount 0.869 or _____

For HOUSEHOLD USE purposes from JAN 1 to DEC 31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.909 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 144 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>4N</u>	<u>4W</u>	<u>36</u>							<u>32</u>										<u>32</u>
									<u>6.6</u>										<u>6.6</u>

Total number of acres irrigated 38.6

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

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

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

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None (X)

14. Remarks:

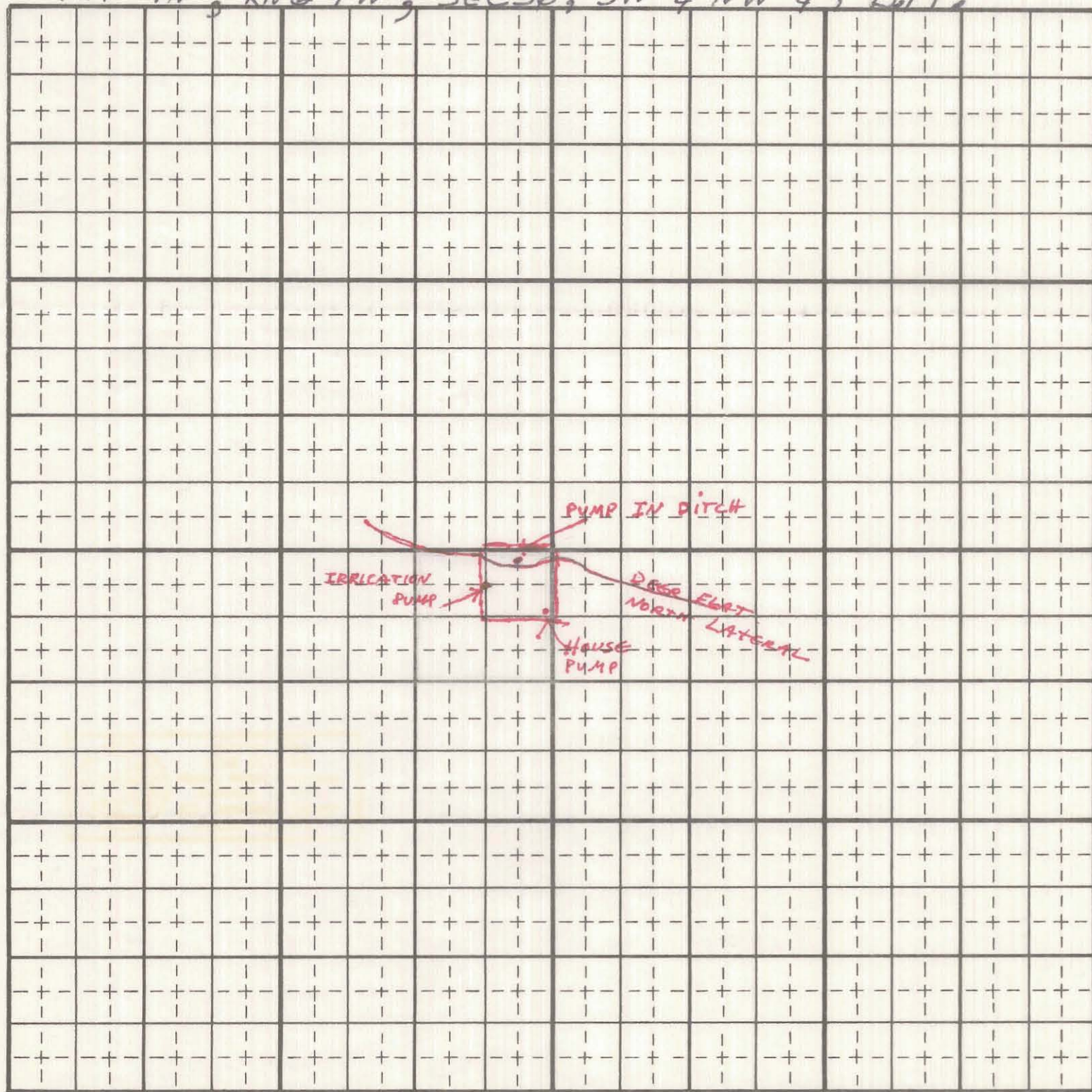
Last Name SETTLE Ident No. _____

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

TWP 4N ; RNG 4W ; SEC 36 ; SW $\frac{1}{4}$ NW $\frac{1}{4}$; B.M.



Last Name SETTLE

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 32816/63-3496

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (a) John H W Settle Date 1-20-90

Myra H Settle Date 1-20-90

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

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

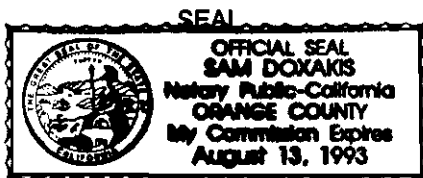
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of ~~Idaho~~ /or CALIF.)
County of ORANGE) SS.

Subscribed and sworn (or affirmed) before me this 20TH day of JANUARY 1990



Notary Public Sam Doxakis

Residing at IRVINE, CA.

My Commission Expires AUG. 13, 1993

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 SETTLE Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 63-03496

Prefix Translation:

WATER RIGHT

Old (D) Number - 32816

*** C - CURRENT OWNER ***
SETTLE

J. T.

1 - RT. 6
2 -
3 -
City- CALDWELL
Phone -

State- ID Zip- 83605

Priority Date - 04/01/1966

Region - 14 WESTERN

L - LICENSE

Source - GROUNDWATER

GROUNDWATER

Point of Diversion -

Stream Index (Blank if no Index Code)

Twn Rng Sec Tract Lot Rflg County (27) CANYON

County

Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION

03/15

11/05

0.640

144.00

Total Div. Rate - 0.640 Total Div. Volume - 144.00 Total Div. Capacity -

Twn Rng Sec Tract Lot Acres Code Description County

Total Acres:

32.0

(27) CANYON

- - - Diversion Means -

- - - Non-Irrigation Use -

- - - Other Rights for Same Use -

Remarks -
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers found.

Conditions of Approval
No Conditions of Approval found.

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

ADJUDICATION CLAIM REVIEW CHECKLIST

10-1-92

CLAIMANT'S NAME Shirley J. Jones & Mary Ann Jones

CLAIM IDENT. NO. A63-03496

DATE RECEIVED 1-23-90 RECEIPT # 4007847 FEE PAID \$ 88⁶⁰ FEE REQ'D \$ 89⁰⁰

	YES	NO	Required Info?
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? . . . <u>Groundwater</u>	☒	☐	*
(b) Is a tributary to entered? (if required) <u>N/A</u>	☒	☐	
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? <u>Irrigation & Domestic</u>	☒	☐	*
The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.			
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? <u>N/A</u>	☒	☐	
Is the consumptive use correct? <u>N/A</u>	☐	☒	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☐	☒	*
If multiple domestic, is single ownership indicated? <u>NA</u>	☐	☐	
10. Is (are) the place(s) of use and purpose(s) indicated? <u>See map</u>	☒	☐	
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
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.) <u>N/A</u>	☒	☐	
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 right no. listed? <u>N/A</u>	☒	☐	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found? <u>NA</u>	☐	☐	*
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 description or name on the claim? <u>N/A</u>	☒	☐	
(If yes, attach a proof report & complete number change)			
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, was the fee paid? <u>N/A</u>	☒	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time?	☒	☐	*
(Check ML3 for date mailed-not all were mailed on the planned date)			
If no, was an extension of time filed & approved? <u>NA</u>	☐	☐	*
22. Is the fee enclosed correct? Exempt	☐	☒	*

YES NO

23. Is this claim being rejected and returned to claimant? ☒ YES ☐ NO
24. Can this claim be data entered? ☐ YES ☒ NO
25. Was claim modified? ☐ YES ☒ NO
- If yes, do modifications require notification to claimant? ☒ YES ☐ NO
- Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: CF Date 1-29-93

Claim data entered by: _____ Date _____

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: Water Right 63-Q3496 is for 32 acres.
A 2nd claim is necessary for the additional
acres.
A 3rd claim is necessary for domestic use.

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

RIGHT NUMBER: 63-3496

NAME AND ADDRESS: DALLAS WAYNE HUNGATE
18694 CHICKEN DINNER RD
CALDWELL ID 83607

TERI L HUNGATE
18694 CHICKEN DINNER RD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.640 CFS
144.000 AFY

PRIORITY DATE: 04/01/1966

POINT OF DIVERSION:

T04N R04W S36 SWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.640 CFS

144.00 AFY

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

PLACE OF USE: IRRIGATION in CANYON County

T04N R04W S36 SWNW 32.00

32 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Use of this right is combined with water from Wilder Irrigation District.

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



Idaho Department of Water Resources

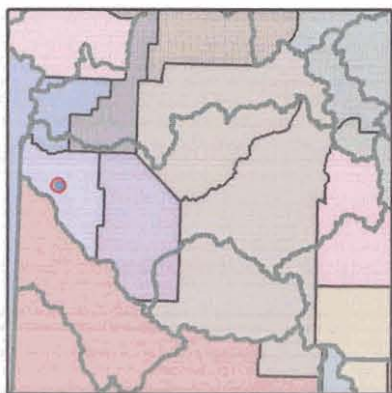
SRBA Recommendation:

63-3496

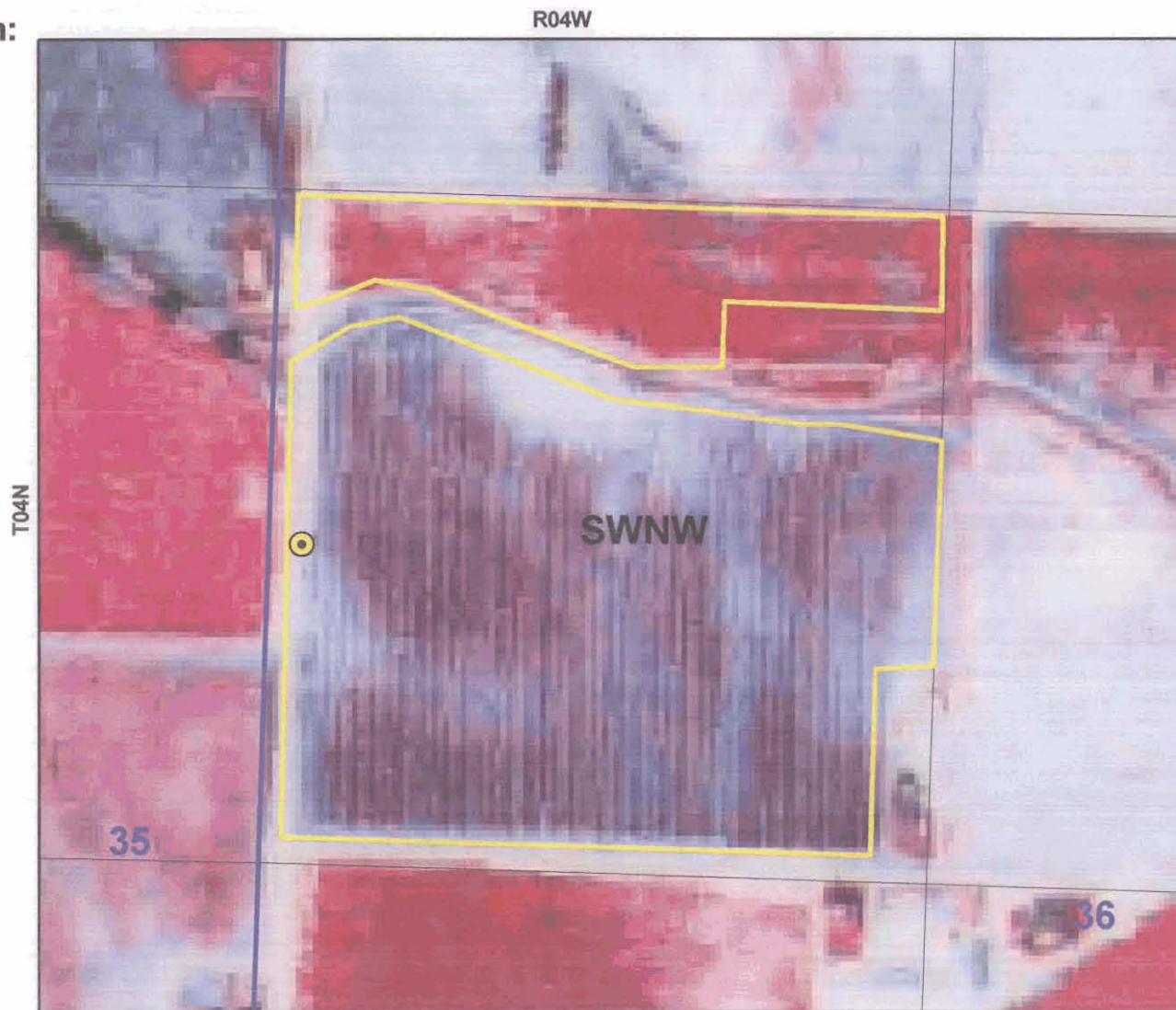
Acres = 32

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

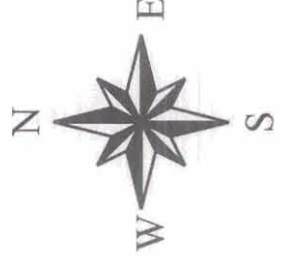


Prepared by K. Walker
On Friday, August 11, 2006
1987/88 Aerial Photography

63-3496 on 2004 Naip Photo



- 63-3496.shp
- Canyon taxlots
- GCDB04N04W GCDB
- Recommendation POD
- Administrative BasinsAdminbas.shp



0.2 Miles



Note: P/U created using 2004 NAIP
Looks much better on that photo.

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3496

WATER RIGHT NUMBER: 63-3496

Owner Type

Current Owner

Name and Address

MARGARET E SETTLE
229 6TH PLACE
MANHATTAN BEACH, CA 90266
(310)376-1401

Original Owner

J N SETTLE
RT 6
CALDWELL, ID 83605

Current Owner

JOHN H W SETTLE
6392 RUEBENS DR
HUNTINGTON BEACH, CA 92647
(714)846-7178

Priority Date: 04/01/1966

Basis: License

Status: Active

Source

DEER FLAT NORTH LATERAL
GROUND WATER

Tributary

BOISE RIVER

Beneficial Use

IRRIGATION

DOMESTIC

From To

3/15 to 11/15

1/01 to 12/31

Diversion Rate

0.070 CFS

0.040 CFS

Total Diversion:

0.010 CFS

Annual Volume

144.0

144.00 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County

SW 1/4NW 1/4

Sec. 36, Twp 04N, Rge 04W, B.M.

DEER FLAT NORTH LATERAL

CANYON County

SW 1/4NW 1/4

Sec. 36, Twp 04N, Rge 04W, B.M.

Place of Use

IRRIGATION

Twp Rge Sec

04N 04W 36

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

NE

NW

SW

SE

Totals

32.6

Total Acres: 32.6

DOMESTIC same as IRRIGATION

Conditions of Approval:

per Canyon Co.
tax lot infl:
Dallas Hungate
18694 Chicken Dinner Rd.
Caldwell, ID
83605

539
out
0.64 ← per lic
144.0 ← per lic
consumptive use claimed
NO PID
OK

per remarks on claim
out

32
↑ per license

Recommended as
licensed — kw
8/11/06
(see letter of 6/20/06
to explain reduction
in claim)

539
W59
Wilder

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3496

1. CLAIMANTS ARE FATHER AND DAUGHTER ✓
***** DATA ENTRY WAS CORRECTED ON
10-8-96 BY JS. DATA ENTERED WHAT WAS ORIGINALLY CLAIMED BY THE CLAIMANTS. THIS
DOES CONSTITUTE AN ENLARGEMENT OF THE ORIGINAL LICENSE, HOWEVER, THAT CAN BE
DEALT WITH AT THE TIME OF CLAIM VERIFICATION AND RECOMMENDATION TO THE SRBA
COURT. THE ENLARGEMENT CONSISTS OF ADDING DOMESTIC USE FROM A DIFFERENT
WELL, PLUS ADDING THE DEER FLAT NORTH LATERAL WHICH IS LIKELY UNDER THE WILDER
IRRIGATION DISTRICT'S JURISDICTION. IN OUR RECOMMENDATION WE WILL LIKELY
RECOMMEND THE DOMESTIC USE IS EITHER DEFERRABLE OR SHOULD BE CLAIMED ON
ANOTHER SEPARATE CLAIM AND THAT THE DEER FLAT NORTH LATERAL WOULD BE
COVERED UNDER THE WILDER IRRIGATION DISTRICT'S FILINGS. HOWEVER, AT THIS TIME
THE CLAIM WAS FILED FOR THESE SOURCES AND THIS CLAIM NEEDS TO REFLECT WHAT
WAS CLAIMED. JS 10-8-96.

Remarks:

Comments:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3496

WATER RIGHT NUMBER: 63-3496

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	J T SETTLE RT 6 CALDWELL, ID 83605

Priority Date: 04/01/1966

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/05	0.640 CFS	144.00 AF
	<u>Total Diversion:</u>	0.640 CFS	144.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NW1/4	Sec. 36, Twp 04N, Rge 04W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N 04W 36							32.0										32.0

Total Acres: 32

Conditions of Approval:Remarks:Comments:

Receipt Details for ID W007847

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/23/1990 1:23:52 PM	1/23/1990	Western	\$88.60	Check
Payer		THE SETTLE FARM		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
246			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$88.60	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3496		\$88.60	Claim

OK

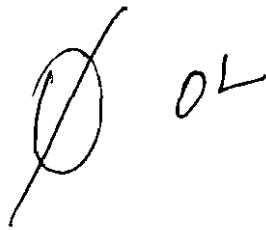
Print Report

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3496

02/01/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3496	Claim	04N	04W	36	SW	NW		IRRIGATION	38.6/38.6	MARGARET A SETTLE
3496	Water Right	04N	04W	36	SW	NW		IRRIGATION	32/32	J T SETTLE

 OL

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 32816/63-3496 Priority April 1, 1966 Amount 0.64 cfs

THIS IS TO CERTIFY, that J. T. SETTLE
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 32816/63-3496 issued pursuant to Application for Permit dated April 1, 1966,
and has submitted proof to the Department of Water Administration on February 10, 1971,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.869 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.64 for irrigation from Mar. 15 to Nov. 15 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.64 cfs of water be diverted at
any one time, said waters to be diverted within the _____
SW 1/4 NW 1/4 Sec. 36, Twp. 4 N, Rge. 4 W, B.M.
in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 144 acre feet per year or _____
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	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	
4N	4W	36							32										32

Total number of acres irrigated 32

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands
or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 16 day of
November, 19 71.


Director

3496
63 3496

50

R. 4 W.

63 3490

CANYON COUNTY

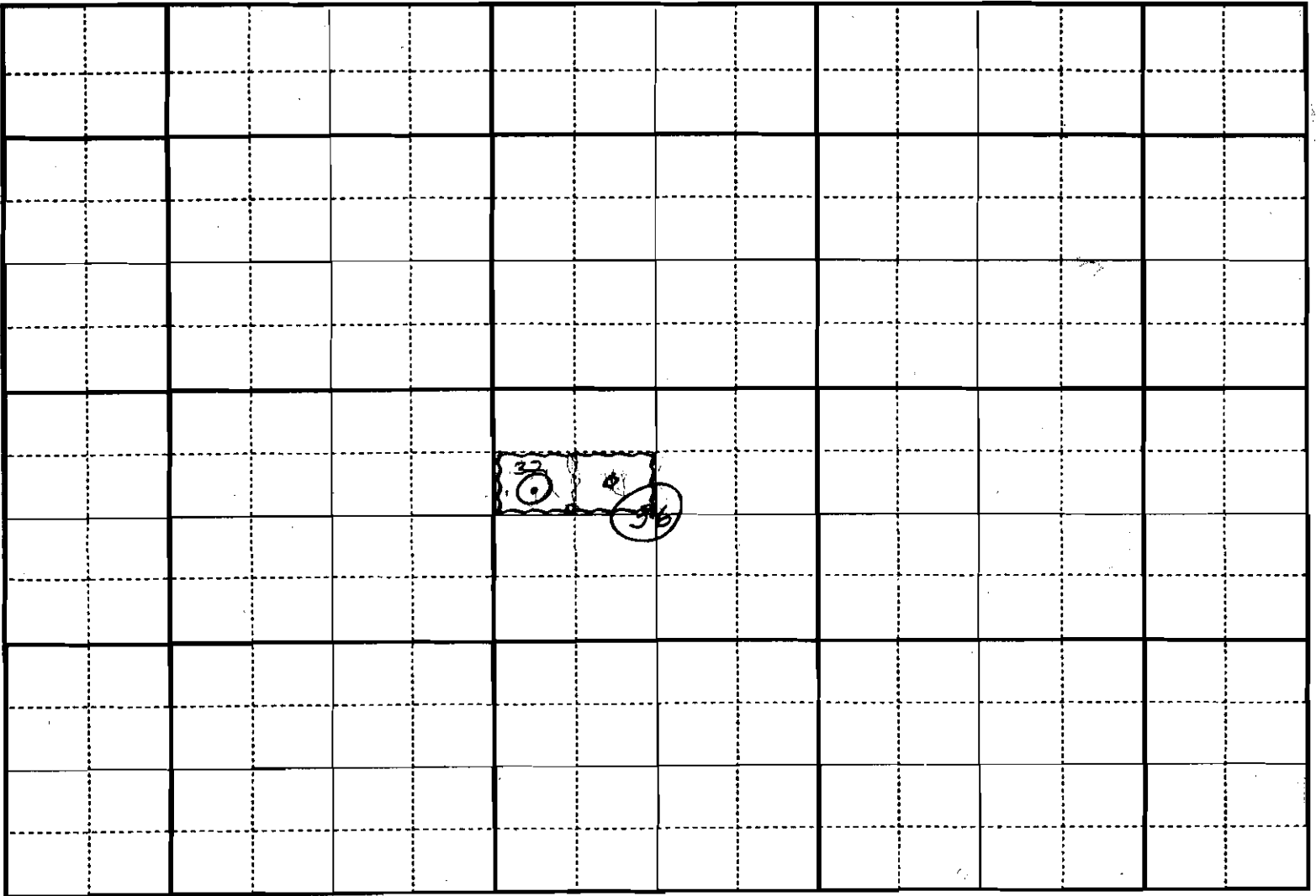
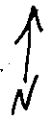
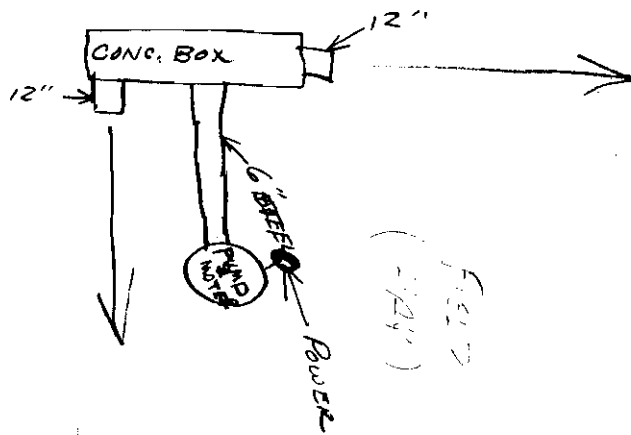


Diagram of System



FIELD
(Hay)



FIELD
(Hay)

DATE OF EXAM 7/30/71

ACREAGE

Found 32

Recommended 32

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .64 c.f.s. V = 144.0 AF/Ann. from MARCH 15 to NOV. 15

Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: GROUNDWATER
twp. 4N N/S, Rge 4W E/W, B.M., Sec. 36, Sub. 5N 1/4 NW 1/4 CANYON County

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County

Total Q measured .869 c.f.s Method of measurement rectangular weir

Total Q recommended .64 Meter No. _____ Type _____ Condition _____

Total V recommended 144 AF/season

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None X

MEASUREMENT CALCULATION:

14" rectangular weir with .4' head

$$\frac{V}{.801} = \frac{1.17}{X} = .869 \text{ c.f.s.}$$

SYSTEM DESCRIPTION:

U.S. Motors (Hollow Shaft) 15 hp. 3 phase. 60 cycles. 220/240 Volts. 1800 RPM.
SERIAL No. 38954168 - LAINE E. POWELL PUMP (oil) VERTICAL PUMP
No. 44292. PUMP MOUNTED ON 5'x5'x6" CONC. SLAB. 6" DISCHARGE RUNNING
NORTH FOR 12" AND DUMPS INTO A 8'x3'x2' CONCRETE BOX WHICH
RELEASES WATER THROUGH A 12" CONC. PIPE EAST AND SOUTH
POWER SWITCH BOX 5' EAST OF PUMP

REMARKS:

NO PHOTO COPY AVAILABLE

Examiner's Signature Frank E. Powell Date 7/30/71

Checked by mjl Date 8-2-71

Approved by _____ Date _____

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 40985
Permit No. G- 32816
District No.

1. Name of Applicant: J. T. Settle
Postoffice address: Route #6, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 1. or Idaho
Miners' inches 50 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SW 1/4 of the NW 1/4 of Section 36
Twp. 4 N, Rge. 4 W, B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: deep well turbine, surface irrigation.
8. Estimated cost of works: \$ 5,000.00
9. (a) Is reservoir to be used? no
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is
years. five
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: 6.60/100 acres Lake Lowell
 - (a) .12 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) .08 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

/s/ J. T. Settle Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 5:00 P.M. April 1, 1966

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 32816

Recorded in Book 115 Page 32816 Approved April 6, 1966

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before October 6, 1966

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before April 6, 1971

Witness my hand this 6th

day of

April, 1966

/s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SHYLIE Governor of the State of Idaho, and LOUIS F. CLAPP Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 6th day of April, 1966.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ LOUIS F. CLAPP
Secretary of State.

By /s/ ROBERT E. SHYLIE
Governor

12.

Twp.	Range	Sec.	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	Totals
			NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	
4N	4W	36		50 10			50

LICENSE ISSUED FOR 4-4 SEC. FT.
LICENSE PAGE NO.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

August 14, 2006

DALLAS WAYNE HUNGATE
TERI L HUNGATE
18694 CHICKEN DINNER RD
CALDWELL ID 83607

RE: Snake River Basin Adjudication (SRBA)
Notice of Claim to a Water Right No. 63-3496

Dear Mr. and Mrs. Hungate:

We have processed the change in ownership for the above referenced Notice of Claim. Enclosed is a copy of the Claim for your files.

If your mailing address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water rights. If you have any questions concerning this matter, please do not hesitate to contact me at (208) 287-4953.

Sincerely,

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

June 20, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

DALLAS HUNGATE
18694 CHICKEN DINNER RD
CALDWELL ID 83605

RE: Notice of Claim to a Water Right No. 63-3496

Dear Mr. Hungate:

On January 23, 1990, John Settle and his daughter, Margaret, filed a notice of claim to a water right in the Snake River Basin Adjudication (SRBA). We are now reviewing this claim in order to make recommendations to the SRBA Court later this summer.

In preparing to correspond with the claimants, we found while looking at the Canyon County tax lot information that you may be the current owner of the property under this claim. Enclosed you will find a layout with the Canyon County tax lot information shown. If you have purchased the property claimed, as shown on the tax lot information, then you need to complete and submit the enclosed "Notice of Change in Water Right Ownership" form so we can recommend this right to the property owner of record. The change in ownership form must be submitted with a copy of a deed, transferring the property to you, and your signature must be placed on the back of the form. There is no fee for submittal of this change in ownership form until the water right is decreed.

When the SRBA claim was filed for this water right, it appears that the claimant, Mr. Settle, filed on all the water he used on the property on this form. Enclosed, for your information, is a copy of the claim submitted and a copy of the license issued that this claim has been based. As you can see, the claim also includes an irrigation use from Deer Flat North Lateral that could possibly be water delivered by Wilder Irrigation District and would be the District's water to claim. This claim also lists a domestic use from a separate well that was not included on the original license. The water from Deer Flat North Lateral and the domestic well cannot be based upon the licensed right without enlargement of the licensed right. In light of this, we cannot recommend the additional sources of water under this claim and will remove them during our recommendation process.

If the Deer Flat North Lateral water is not water delivered by the irrigation district, and is a development of Mr. Settle's then an additional claim should be filed to cover this additional source and use. Also, the domestic well cannot be added to the license and is not required to be claimed in the SRBA. However, if you wish to claim the domestic well, a separate claim form can be submitted for that use.

*7-21-06
Mr. Hungate
called - just back
from vacation &
found this letter -
will submit
change in
ownership &
deed
ASAP.
KW*

Please review all of the above information and if you are the current owner of the property, submit the Notice of Change in Water Right Ownership form on or before July 3, 2006. As mentioned above, our recommendations are to be finalized later this summer and we need to have time to complete all the paperwork in order to make the recommendations as accurate as possible. If you are not the current owner of this property, could you please give me a call and let me know that I have contacted the wrong person.

If you have any questions regarding any of the above information, please do not hesitate to me at (208) 287-4953.

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with the first name "Kay" and last name "Walker" clearly distinguishable.

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

Cc: John Settle
6392 Ruebens Dr
Huntington Beach, CA 90266

Margaret E. Settle
229--6th Place
Manhattan Beach, CA 90266
tel 310-376-1401

John H. W. Settle
6392 Reubens Dr.
Huntington Beach, CA 92647
tel 714-846-7178
October 23, 1994

Roxanne Mc Carthy Sr. Water Resource Agent, Adjudication Bureau
State of Idaho, Dept. Water Resources
1301 North Orchard Street,
Statehouse Mall,
Boise, ID 83720-9000

Subject: Snake River Basin Adjudication
Claim No. A-63-03496

RECEIVED
OCT 28 1994
Department of Water Resources

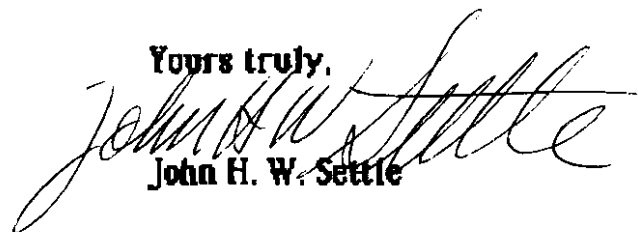
Reference: Your letter dated October 20, 1994

Enclosed:

1. Photo copy of both sides of my check #246 amount \$88.60 dated 1/20/90.
2. Copy of my letter to IDWR dated 1/20/90
3. Copy of my completed claim Civil Case #39576 properly executed and notarized.

Please review your records to determine if any further action is required of me.

Yours truly,



John H. W. Settle

item 1.

THE SETTLE FARM
6392 HEUBENS DR. 846-7178
HUNTINGTON BEACH, CA 92647

246

RECEIVED

OCT 28 1954

90-7009/3222

January 20 1970

PAY TO THE
ORDER OF

Idaho Dept Water Resources

\$ 88. ⁶⁰/_{xx}

Eighty eight and ⁶⁰/_{xx}

DOLLARS



REPUBLIC FEDERAL SAVINGS

and loan association
134 WESTMINSTER MALL
WESTMINSTER, CALIFORNIA 92683

Howard Stille

MEMO

⑆ 3 2 2 2 7 0 0 9 7 ⑆ 0 9 7 0 0 1 2 9 2 6 0 0 ⑆ 0 2 4 6 ⑆ 0 0 0 0 0 0 0 8 8 6 0 ⑆

JA 90 24
1220-0016-0

WEST ONE BANK
90 24
1241000019 01
PROCESSED
10057105
502052114

JAN 23 1970

1241000019
West One Bank Idaho
or Award Service
BOISE, IDAHO
#14 #14

0059 9 8 6 6 10

For Deposit Only to the
Idaho State Treasurer's Account
by Department of Water Resources

100040-11 100015217
-177K 10-31-74

Item 2

John H. W. Settle
Margaret E. Settle
6392 Reubens Drive
Huntington Beach, CA 92647

January 20 1990

RECEIVED
OCT 26 1994
Department of Water

IDWR, WESTERN REGION
2735 Airport Way
Boise, ID 83705

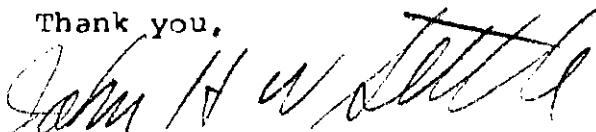
Ladies/Gentlemen:

Enclosed is our "Notice of Claim to A Water Right" and filing fee. The documents have been notarized, and we trust that you will find them in proper order.

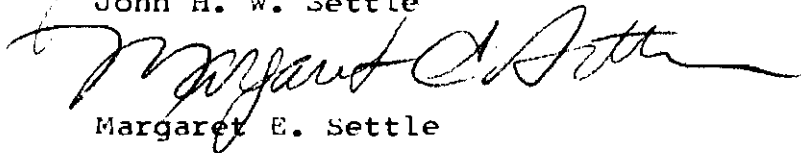
The check for our fee is in the amount of eighty-eight dollars and sixty cents (\$88.60), which includes the fifty dollar fee plus one dollar per acre.

Should you have any questions or need further information, please write to us at the above address, or call (714) 846-7178.

Thank you,



John H. W. Settle



Margaret E. Settle

Enclosures:

"Notice of Claim to A Water Right" (4 pages)
check

1-20-90
posted
HS

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 _____

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
OCT 28 1964
Department of Agriculture

Please type or print clearly JOHN H. W. SETTLE AND

1. Name of Claimant (s) MARGARET E. SETTLE, FAITHFUL DAUGHTER Phone (714) 846-7178
Mailing Address 6392 REUBENS DR., HUNTINGTON BEACH, CALIFORNIA Zip 92647

2. Date of Priority (Only one (1) per claim) APRIL 1, 1966

3. Source of water supply (a) DEER FLAT NORTH LATERAL
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 4 N Range 4 W Section 36,
SW 1/4 of NW 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of CANYON

Additional points of diversion if any: _____

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

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

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

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

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

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

- 4-20-66 IRRIGATION WELL
DIAMETER 12"; DEPTH 195'; MOTOR 15HP; CAPACITY 500 G.P.M.
PUMP; DEER FLAT NORTH LATERAL; 5HP; 4" DISCHARGE
WELL; HOUSE + YARD; PUMP 3/4 HP; 153' DEPTH; 3/4" OUTLET
HEADGATE DEER FLAT NORTH LATERAL SERVES 8.7 ACRES NORTH
OF DITCH

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For BENEFICIAL USE purposes from MAR 15 to NOV 15 amount 0.869 or _____

For HOUSEHOLD USE purposes from JAN 1 to DEC 31 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.909 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 144 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) NONE

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>4N</u>	<u>4N</u>	<u>36</u>							<u>32</u>										<u>32</u>
									<u>6.6</u>										<u>6.6</u>

Total number of acres irrigated 38.6

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

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

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

14. Remarks:

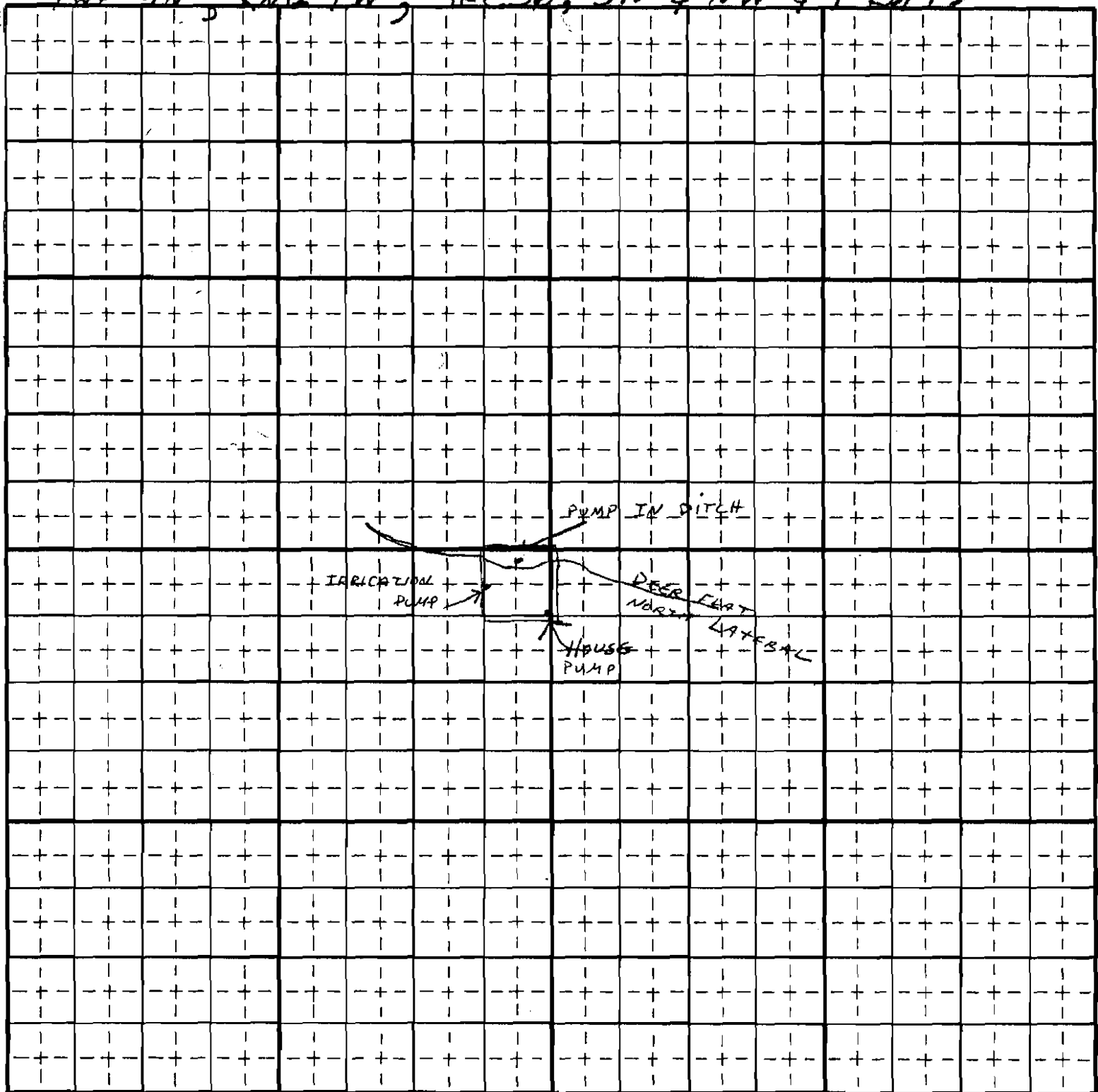
Last Name SETTLE Ident No. _____

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

TWP 4N ; RNC 4W ; SEC 36 ; SW $\frac{1}{4}$ NW $\frac{1}{4}$; B.M.



Last Name SETTLE

Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 32816/63-3496
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) John H W Settle

Date 1-20-90

Date 1-20-90

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

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of ~~Idaho~~ / or CALIF.)
County of ORANGE) SS.

Subscribed and sworn (or affirmed) before me this 20TH day of JANUARY 1990

SEAL

Notary Public Sam J. [Signature]

Residing at IRVINE, CA.

My Commission Expires AUG. 13, 1993

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 SETTLE Ident. Number _____

Copies White-State, Yellow-Claimant

Idaho Department of Water Resources
Adjudication Bureau
Statehouse
Boise, ID 83720

Action

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

SETTLE, HOWARD
6392 REUBENS DR
HUNTINGTON BEACH CA 92647

RECEIVED
OCT 28 1989
Department of Water Resources

FIRST CLASS

12-18-89
Howard J. Settle

PROTECT YOUR WATER RIGHT! IMPORTANT WATER RIGHTS INFORMATION

COUNTY: CANYON 9735
FILING DEADLINE: MAR 22, 1990
MOBILE UNIT LOCATION AND DATES:
WATCH LOCAL MEDIA FOR TIMES AND PLACE.
A MOBILE CLAIMS TAKING UNIT WILL BE IN
CANYON COUNTY BEFORE FILING DEADLINE.

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 No. 39576

COMMENCEMENT NOTICE

TO: ALL PERSONS OWNING RIGHTS TO THE USE OF WATER
FROM THE SNAKE RIVER BASIN WATER SYSTEM.

SEE SPECIAL NOTICE TO OWNERS OF SMALL DOMESTIC AND/OR STOCKWATER
RIGHTS ON PAGE TWO (2)

YOU ARE HEREBY NOTIFIED THAT:

On November 19, 1987, the District Court for the County of Twin Falls issued an order commencing a general adjudication of water rights from the Snake River Basin water system in Idaho. A general adjudication is a court case which will result in a decree determining all water rights from the water system. The purpose of the adjudication is to get an accurate schedule of water rights to assure the proper delivery of water in times of shortage. The purpose of this notice is to inform you of the commencement of the adjudication and your legal responsibilities at this stage of the adjudication.
PLEASE CONTINUE-CONTAINS IMPORTANT WATER RIGHT INFORMATION



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

October 20, 1994

JOHN AND MARGARET SETTLE
6392 REUBENS DRIVE
HUNTINGTON BEACH CA 92647

Re: Snake River Basin Adjudication (SRBA)
Canyon County - Claim No.: A63-03496

Dear Claimants,

I have attached the appropriate claim form for your signature. Please examine the claim carefully. If the information is correct, please sign the claim in the presence of a notary.

The filing fee for this claim is \$82.00 (a \$50.00 flat fee plus \$1.00 for each irrigated acre). In addition, the statutes governing the adjudication provide that late fees be assessed to encourage prompt filing of the Notices of Claims. Idaho Code para. 42-1409(8) sets these fees at \$50.00 or 15%, whichever is greater. The late fees applicable to your claim would be \$50.00. If you feel you have a compelling reason for not complying with this deadline, you may request an extension of time and waiver of the fees. I have enclosed a form for your possible use in this matter.

Please return the signed, notarized claim form with the total fee of \$132.00 to my attention. If you have any questions, please contact me at (208) 327-7925 in Boise.

Sincerely,

A handwritten signature in cursive script that reads 'Roxanne McCarthy'.

Roxanne McCarthy
Senior Water Resource Agent
Adjudication Bureau

RM:r:r:tf
Enclosures:
claim form A63-03496
Request for Extension

RECEIVED

OCT 11 1994

Department of Water Resources

John H.W. and Margaret E. Settle
6392 Reubens Drive
Huntington Beach, CA 92647
714-846-7178
October 7, 1994

Roxanne McCarthy Sr. Water Resource Agent, Adjudication Bureau
State of Idaho, Dept. Water Resources
1301 North Orchard Street,
Statehouse Mail,
Boise, Id 83720-9000

Subject: Snake River Basin Adjudication
Claim No. A-63-03496

Dear Ms. McCarthy:

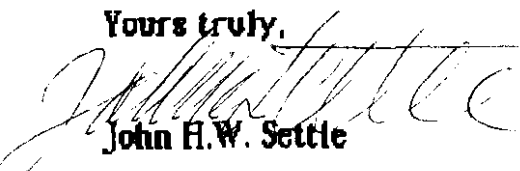
This will acknowledge and thank you for your letter of September 22, 1994.

We wish to claim the right in question, and regret that it was not fully processed at an earlier time.

This well is still in use and we believe that it is essential for the continued irrigation of this farm.

If there are additional forms that are required to be processed, we would appreciate your continuing help in successful completion of this adjudication process. Because we are some distance from your office, we would appreciate your timely mailing of this literature.

Yours truly,



John H.W. Settle



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

tf 10-20

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 22, 1994

John and Margaret Settle
6392 Ruebens Dr.
Huntington Beach, CA 92647

Re: Snake River Basin Adjudication (SRBA)
Claim No(s): A63-03496

Dear Claimant,

Our office is currently reviewing claims in your area for recommendation in the Snake River Basin Adjudication. Our records indicate that you may have contacted our office concerning the claim noted above. This claim was never completed.

There may be several reasons why the claim was not completed. You may have chosen not to complete the claim or it may have been an oversight. We would appreciate a response if you feel you wish to claim the right in question.

We have included a summary of the claim; please review this report. If you wish further information about the claim or the claim process, please call my office at (208)327-7925. If I do not receive a response within 30 days, I will assume that you have no further interest in the claim listed above. Thank you for your cooperation.

Sincerely,

Roxanne McCarthy
Sr. Water Resource Agent
Adjudication Bureau

RM:r

Enclosure

computer summary of claim(s)

John H. W. Settle
Margaret E. Settle
6392 Reubens Drive
Huntington Beach, CA 92647

January 20 1990

IDWR, WESTERN REGION
2735 Airport Way
Boise, ID 83705

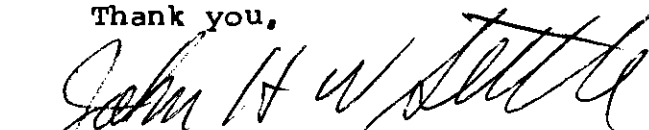
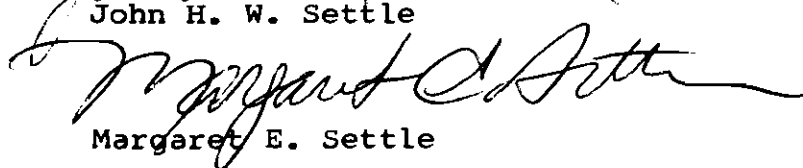
Ladies/Gentlemen:

Enclosed is our "Notice of Claim to A Water Right" and filing fee. The documents have been notarized, and we trust that you will find them in proper order.

The check for our fee is in the amount of eighty-eight dollars and sixty cents (\$88.60), which includes the fifty dollar fee plus one dollar per acre.

Should you have any questions or need further information, please write to us at the above address, or call (714) 846-7178.

Thank you,


John H. W. Settle

Margaret E. Settle

Enclosures:

"Notice of Claim to A Water Right" (4 pages)
check