

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: **A63-08094**
Date Received: 2/ 2/1990
Receipt No: C014364
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DAVID E NUERENBERG 208-342-7590
Address: 1845 E SPRING MEADOW LN
BOISE ID 83706

2. Date of Priority: JAN 29, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06N	04W	13	SE	SE	NE		PAYETTE

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.920		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 192.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 HOGS.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	04W	13	NE	NE		IRR	38.0
			NW	NE		IRR	3.0
			SW	NE		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	04W	13	SE	NE		IRR	13.0
Section Acres							55.0
Total Acres							55.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED BY DB 6/30/99.

15. Basis of Claim: LICENSE

**STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES**

RECEIVED**JUN 01 1999****WATER RESOURCES
WESTERN REGION****NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP**

Please print or type. Attach pages with additional information. Instructions on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s).: SEE ATTACHED
Adjudication Claim No(s).: 65-7530
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT, or other document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION. AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually attached to your deed or on file with the county.) OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant Al Taylor
4. New Owner/Claimant(s) David E. Nuerenberg
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 1845 E. Spring Meadow Lane
 City, State and ZIP Code Boise, Idaho 83706
 New Telephone Number (208) 342-7590
5. Date you acquired the property May 28, 1999
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres you irrigate _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner or Claimant(s) David E. Nuerenberg
 (Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims..

See Copy of Deed

Identification No. _____

Application No. 463-8094

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

APPROVED

1. Name of applicant Esther H. Taylor &/or Al Taylor Phone: 278-3156
post office address Rt. 2, New Plymouth, ID 83655
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 6 N
Range 4 W B.M. Payette County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.6 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ (Mo. Day) to _____ (Mo. Day) inclusive.
c. Proposed well diameter is 12 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000⁰⁰.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 6 N
Range 4 W B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 1,000 head of hogs

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

MAP NO.

Rt. 2, New Plymouth, ID

The extent and nature of said claim is as follows:

- Use 1.6 Irrigation
(Domestic, irrigation, stock, etc.)

Period of Use From April 1 To Oct. 31
(Mo., Day) (Mo., Day)
(Both Dates Inclusive)

Use 0.04 Stockwater
(Domestic, irrigation, stock, etc.)

Period of Use From Jan. 1 To Dec. 31
(Mo., Day) (Both Dates Inclusive) (Mo., Day)

Use _____ (Domestic, irrigation, stock, etc.)

Period of Use From _____ To _____
(Mo., Day) (Mo., Day)

- (5) A) Point of Diversion: Give location of point where water is diverted from its source. NE SE 1/4 NE 1/4
Sec. 13, Twp. 6 N, Rge. 4 W Section, B.M.; additional points: _____

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.)
Give sizes and capacities; be as specific as possible. well and pump

- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

Total No. of acres 80

- B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

- (7) Effluent, sewage waste, or return water from this use is discharged into _____

- (8) If you are claiming water as a member of an organization, list name of organization.

- (9) Remarks

- (10) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____

- ☒ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office
Application No. 165-17530

Application No. 100-155

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual _____

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of

County of _____

On this 29th day of

a notary public, personally appeared
known to me to be the person(s) _____
corporation, partnership or _____

1975 before

to the above instrument, and acknowledged to me that he, she,
executed the same. *Lawrence*

Notary Public residing at.

My commission expires.

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

IN THE MATTER OF THE GENERAL DETERMINATION OF THE RIGHT TO THE USE OF THE SURFACE AND GROUND WATERS OF THE PAYETTE RIVER DRAINAGE BASIN

NOTICE OF CLAIM
TO A
WATER RIGHT

IDENT. NO.

MAP NO.

MAY 30 1973

Notice is hereby given that GLENN J. &/or AL H. TAYLOR, JR.

(Name of Claimant)

Route 7, Box 317, Caldwell, Idaho 83605

(Mailing Address)

claims a right to the diversion

and beneficial use of the surface or groundwater, of or tributary to the Payette River;

The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or date that permit was issued) Spring of 1949
- (2) Describe source of water: (Name of stream, lake, spring, etc., or subterranean) Groundwater
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed: (Both Dates Inclusive)
- | | | |
|--|--|---------------------------------|
| Use <u>Irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>March 15</u>
(Mo., Day) | To <u>Nov. 15</u>
(Mo., Day) |
| Use <u>Stockwater</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>Jan. 1</u>
(Mo., Day) | To <u>Dec. 31</u>
(Mo., Day) |
| Use <u>Domestic</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>Jan. 1</u>
(Mo., Day) | To <u>Dec. 31</u>
(Mo., Day) |
- (4) Quantity of water claimed: 16 Cubic Feet Per Second, or _____ Acre Feet Per Annum, and/or _____ Gals. Per Minute.
- (5) A) Point of Diversion: Give location of point where water is diverted from its source NE 1/4 SE 1/4, Sec. 13, Twp. 6 N., Rge. 4 W., B.M.; additional points: _____
- B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible. Drilled well, electric submersible pump
- (6) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
6 N.	4 W.	13													1			X	1

Total No. of acres 1

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: Stockwater for about 150 farrow hogs and offspring (about 2700 per year). Domestic use for 1 household.

- (7) Effluent, sewage waste, or return water from this use is discharged into _____
- (8) If you are claiming water as a member of an organization, list name of organization _____
- (9) Remarks _____
- (10) Basis of claim (Check one) ☒ A) Right based on diversion and beneficial use.
☐ B) Right decreed by court, cite title of case _____
☐ C) Right based on application, license, or claim filed with State Reclamation Engineer, Office No.: _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

March 28, 1973

(Date)

(Signature of Claimant)

(Signature of Spouse)

Organization

(Signature of Authorized Agent)

State of Idaho

County of Ada

ss.

Organization
Seal

On this 28th day of March, in the year 1973

a notary public, personally appeared Glenna J. Taylor

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

Notary Public residing at _____

USE TYPEWRITER OR
BALL POINT PEN

State of Idaho
Department of Water Resources

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name Al Taylor
Address Route #7 & Caldwell, Idaho
Owner's Permit No. 1

2. NATURE OF WORK

- ☐ New well ☐ Deepened ☐ Replacement
☐ Abandoned (describe method of abandoning)

3. PROPOSED USE

- ☐ Domestic ☒ Irrigation ☐ Test ☐ Other (specify type)
☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection

4. METHOD DRILLED

- ☐ Cable ☒ Reverse Rotary ☐ Dug ☐ Other

5. WELL CONSTRUCTION

Diameter of hole 28 inches Total depth 350 feet
Casing schedule: ☒ Steel ☐ Concrete

Thickness	Diameter	From	To
<u>254</u> inches	<u>16</u> inches	<u>0</u> feet	<u>277</u> feet
<u>250</u> inches	<u>16</u> inches	<u>277</u> feet	<u>335</u> feet
<u>250</u> inches	<u>16</u> inches	<u>335</u> feet	<u>340</u> feet
<u>250</u> inches	<u>16</u> inches	<u>340</u> feet	<u>350</u> feet

Was casing drive shoe used? ☐ Yes ☒ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No

How perforated? ☐ Factory ☐ Knife ☐ Torch

Size of perforation _____ inches by _____ inches

Number	From	To
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet
_____ perforations	_____ feet	_____ feet

Well screen installed? ☒ Yes ☐ No

Manufacturer's name Johnson Irrigator

Type _____ Model No. _____

Diameter 16 Slot size 100 Set from 247 feet to 277 feet

Diameter 16 Slot size 100 Set from 305 feet to 335 feet

Gravel packed? ☒ Yes ☐ No Size of gravel 3/8"

Placed from 270 feet to 350 feet

Surface seal depth 72" Material used in seal ☐ Cement grout

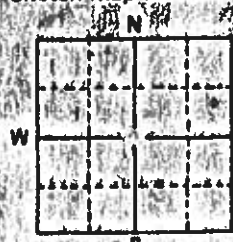
☒ Puddling clay ☐ Well cuttings

Sealing procedure used ☐ Slurry pit ☐ Temporary surface casing

☒ Overbore to seal depth

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County _____

_____ 1/4 _____ 1/4 Sec. _____ T. _____ N/S, R. _____ E/W

7. WATER LEVEL

Static water level 170 feet below land surface

Flowing? ☐ Yes ☐ No G.P.M. flow _____

Temperature _____ Quality _____

Artesian closed-in pressure _____ p.s.i.

Controlled by ☐ Valve ☐ Cap ☐ Plug

8. WELL TEST DATA

- ☐ Pump ☐ Bailer ☐ Other

Discharge G.P.M.	Draw Down	Hours Pumped

9. LITHOLOGIC LOG

Hole Diam.	Depth		Material	Water	
	From	To		Yes	No
	1	33	sand		
	33	38	brown clay		
	38	48	brown sand		
	48	53	brown clay		
	53	60	course brown sand		
	60	62	brown clay		
	62	92	brown sand		
	92	96	gray clay		
	96	105	brown sand		
	105	110	brown clay		
	110	127	brown clay		
	127	136	brown clay		
	136	147	course gray sand		
	147	150	gray clay		
	150	162	gray sand		
	162	167	brown clay		
	167	198	course gray sand		
	198	203	brown clay		
	203	207	brown sand		
	207	215	brown clay		
	215	226	brown sand		
	226	238	brown clay		
	238	248	brown sand		
	248	250	brown clay		
	250	264	course brown sand		
	264	268	brown clay		
	268	272	course brown sand/pea gravel		
	272	273	brown clay		
	273	277	brown sand		
	277	307	brown clay		
	307	335	brown sand		
	335	342	brown clay		
	342	346	gray sand		
	346	350	brown clay		

10. Work started 4/23/75 finished 4/26/75

11. DRILLERS CERTIFICATION

Firm Name Pete Cope Drilling Co., Inc. Firm No. _____

Address P.O. Box 561-Meridian Date 4/28/75

Signed by (Firm Official) _____

and

(Operator) _____

-0604-2 Township: 06N Range: 04W Section: 13			Tract: NE Lot:		Max # Records 8	
L	Water	Name	O	S	Priority	Use
Tract T	Right No.	Last, First	N	AC	G	Date
NENE	63-08094	TAYLOR, AL	C	38	L	01/29/1975
		TAYLOR, ESTHER H.	C			01 IRR
NWNE	63-08093	TAYLOR, ESTHER H.	C	31	L	01/29/1975
		TAYLOR, AL	C			04 STOCK
NWNE	63-08094	TAYLOR, AL	C	3	L	01/29/1975
		TAYLOR, ESTHER H.	C			01 IRR
SWNE	63-08094	TAYLOR, AL	C	.1	L	01/29/1975
		TAYLOR, ESTHER H.	C			04 STOCK
SENE	63-08094	TAYLOR, AL	C	13	L	01/29/1975
		TAYLOR, ESTHER H.	C			01 IRR
						04 STOCK

Inter=Continue)

(GOLD 7=This Query)

(Menu _____)

WR Place OF use LIST

Page 1 OF 1

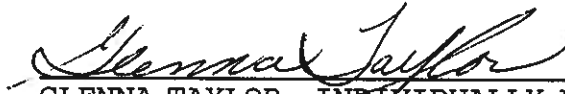
PERSONAL REPRESENTATIVE'S DEED

For Value Received, GLENNA TAYLOR, INDIVIDUALLY and as the duly appointed qualified and acting Personal Representative of the Estate of ALMON HARVEY TAYLOR, ALSO KNOWN AS ALMON H. TAYLOR, Deceased, pursuant to appointment by the Magistrate Division of the District Court of the Third Judicial District in and for Payette County, State of Idaho, the Grantor does hereby grant, bargain, sell and convey unto DAVID E. NUERENBERG, A SINGLE MAN, the Grantee, of _____, all right, title and interest of the said estate in and to the following described premises, located in the County of Payette, State of Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO.

TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever. And said Grantor does hereby covenant to and with the said Grantees that the property is free from all incumbrances excepting reservations, easements, incumbrances, restrictions and rights-of-way appearing of record and/or existing, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: MAY 28, 1999

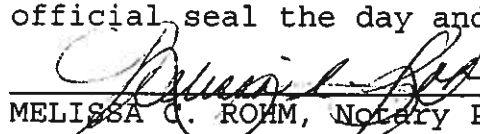


GLENNA TAYLOR, INDIVIDUALLY AND
AS PERSONAL REPRESENTATIVE OF
THE ESTATE OF ALMON HARVEY
TAYLOR ALSO KNOWN AS ALMON H.
TAYLOR

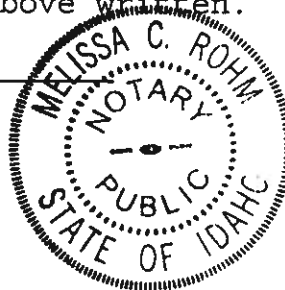
STATE OF IDAHO)
 ss.
County of PAYETTE)

On this 28TH day of MAY, 1999 before me, a notary public in and for said State, personally appeared GLENNA TAYLOR, known to me to be the person whose name is subscribed to the within instrument as Personal Representative and known to me to be the person who executed the within instrument individually and acknowledged to me that she executed the same in her official capacity as Personal Representative of the said estate.

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



MELISSA C. ROHM, Notary Public
RESIDING AT: PAYETTE
COMMISSION EXPIRES: 9-3-99



FA-11379

EXHIBIT "A" - |

A portion of the East Half of Section 13, Township 6 North, Range 4 West of the Boise Meridian, Payette County, Idaho described as follows:

Beginning at the Northeast corner of Section 13, Township 6 North, Range 4 West of the Boise Meridian;

thence South $0^{\circ}12'58''$ East 1780.31 feet along the East line of said Section;

thence North $86^{\circ}49'44''$ West 209.73 feet;

thence North $2^{\circ}56'58''$ East 148.02 feet;

thence South $85^{\circ}40'17''$ West 458.46 feet;

thence South $69^{\circ}21'21''$ West 271.06 feet;

thence South $34^{\circ}43'34''$ East 394.62 feet;

thence North $79^{\circ}34'14''$ East 333.18 feet;

thence North $57^{\circ}02'07''$ East 215.16 feet;

thence South $44^{\circ}22'20''$ East 77.70 feet;

thence South $89^{\circ}56'09''$ East 125.83 feet to the East line of said section;

thence South $0^{\circ}12'58''$ East 2599.63 feet along said East line to a point on the centerline of the "D" Line Canal, Black Canyon Irrigation District;

thence along said centerline the following seven (7) courses:

(1) North $25^{\circ}58'50''$ West 876.18 feet;

thence (2) North $5^{\circ}46'46''$ West 1127.67 feet;

thence (3) North $34^{\circ}56'22''$ West 907.81 feet;

thence (4) North $54^{\circ}45'25''$ West 731.68 feet;

thence (5) North $33^{\circ}42'08''$ West 76.38 feet;

thence (6) North $2^{\circ}41'34''$ West 65.76 feet;

CONTINUED

FA-11379

EXHIBIT "A" CONTINUED

thence (7) North $13^{\circ}13'46''$ East 1036.44 feet;

thence North $14^{\circ}53'21''$ East 335.56 feet to the North line of said section;

thence North $89^{\circ}21'18''$ East 1319.89 feet along said North line to the POINT OF BEGINNING.

PERSONAL REPRESENTATIVE'S DEED

For Value Received, GLENNA TAYLOR, INDIVIDUALLY and as the duly appointed qualified and acting Personal Representative of the Estate of ALMON HARVEY TAYLOR, ALSO KNOWN AS ALMON H. TAYLOR, Deceased, pursuant to appointment by the Magistrate Division of the District Court of the Third Judicial District in and for Payette County, State of Idaho, the Grantor does hereby grant, bargain, sell and convey unto DAVID E. NUERENBERG, A SINGLE MAN, the Grantee, of _____, all right, title and interest of the said estate in and to the following described premises, located in the County of Payette, State of Idaho, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO.

TO HAVE AND TO HOLD, the said premises with their appurtenances unto the said Grantee, their heirs and assigns forever. And said Grantor does hereby covenant to and with the said Grantees that the property is free from all incumbrances excepting reservations, easements, incumbrances, restrictions and rights-of-way appearing of record and/or existing, and that they will warrant and defend the same from all lawful claims whatsoever.

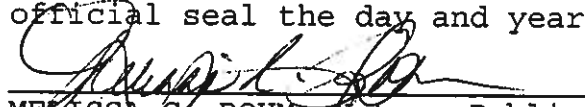
DATED: MAY 28, 1999

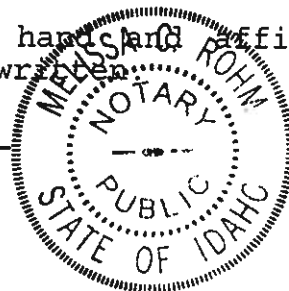

GLENNA TAYLOR, INDIVIDUALLY AND
AS PERSONAL REPRESENTATIVE OF
THE ESTATE OF ALMON HARVEY
TAYLOR ALSO KNOWN AS ALMON H.
TAYLOR

STATE OF IDAHO)
 ss.
County of PAYETTE)

On this 28TH day of MAY, 1999 before me, a notary public in and for said State, personally appeared GLENNA TAYLOR, known to me to be the person whose name is subscribed to the within instrument as Personal Representative and known to me to be the person who executed the within instrument individually and acknowledged to me that she executed the same in her official capacity as Personal Representative of the said estate.

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


MELISSA C. ROHM, Notary Public
RESIDING AT: PAYETTE
COMMISSION EXPIRES: 9-3-99



FA-11379

EXHIBIT "A" -2

Beginning at a point that is South $0^{\circ}12'58''$ East 1780.31 feet from the Northeast corner of Section 13, Township 6 North, Range 4 West of the Boise Meridian;

thence South $0^{\circ}12'58''$ East 173.38 feet along the East line of said section;

thence North $89^{\circ}56'09''$ West 125.83 feet;

thence North $44^{\circ}22'20''$ West 77.70 feet;

thence South $57^{\circ}02'07''$ West 215.16 feet;

thence South $79^{\circ}34'14''$ West 333.18 feet;

thence North $34^{\circ}43'34''$ West 394.62 feet;

thence North $69^{\circ}21'21''$ East 271.06 feet;

thence North $85^{\circ}40'17''$ East 458.46 feet;

thence South $2^{\circ}56'58''$ West 148.02 feet;

thence South $86^{\circ}49'44''$ East 209.73 feet to the POINT OF BEGINNING.

0604-2 Township: 06N Range: 04W Section: 13			Tract: NE Lot:		Max # Records 39	
Tract	Water Right No.	Name Last, First	STATE	AC	Priority	Use Code Desc
SENE	A63-08094	TAYLOR, AL	O	38	L	01/29/1975 01 IRR
		TAYLOR, ESTHER H	O			04 STOCK
		TAYLOR, ALMON H	C			
		TAYLOR, GLENNA J	C			
NWNE	A65-02900Z1	LARGE CLAIM	C		D	01/01/1901 39 GWR FS
NWNE	A63-08093	TAYLOR, AL	O	31	L	01/29/1975 01 IRR
		TAYLOR, ESTHER H	O			
		TAYLOR, ALMON H	C			
		TAYLOR, GLENNA J	C			
NWNE	A63-08094	TAYLOR, AL	O	3	L	01/29/1975 01 IRR
		TAYLOR, ESTHER H	O			04 STOCK
		TAYLOR, ALMON H	C			
		TAYLOR, GLENNA J	C			
SWNE	A65-02900Z1	LARGE CLAIM	C		D	01/01/1901 39 GWR FS
SWNE	A63-08094	TAYLOR, AL	O	1	L	01/29/1975 01 IRR
		TAYLOR, ESTHER H	O			04 STOCK

Enter=Continue)

(GOLD7=This Query)

(Menu _____)

Adjudication Place OF Use List

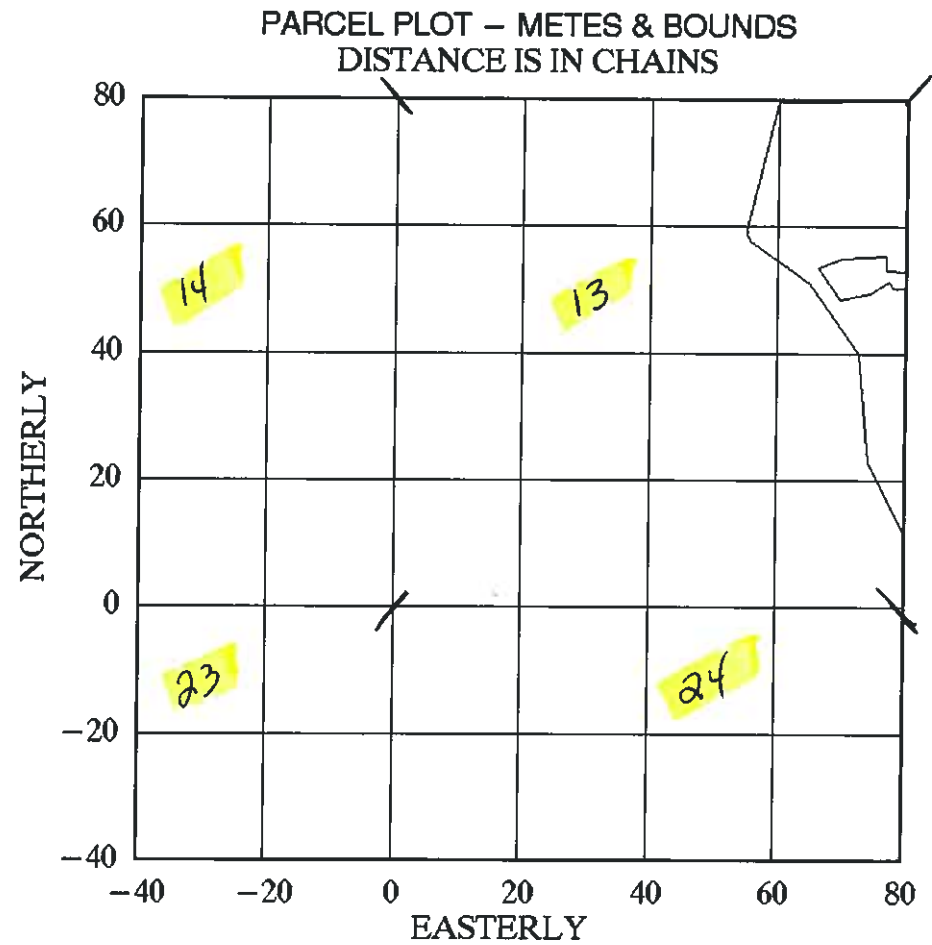
Page 1 OF 2

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Enter=Continue)                                (GOLD7=This Query)                                (Menu ____)
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Page 2 of 2

A63-08094 Exhibit "A" - 1st page



ALB3 08094

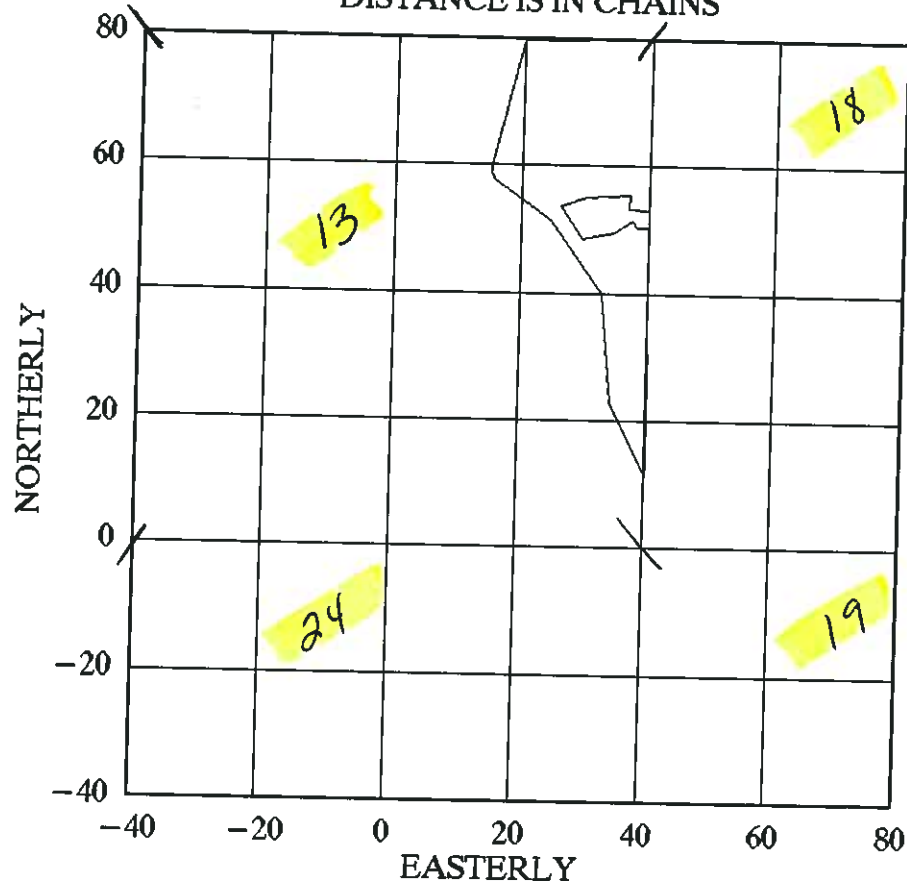
Exhibit "A"

1st page

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
80.00	80.00					
80.10	53.03	0.00	12.00	58.00	SE	1780.31
76.93	53.20	86.00	49.00	44.00	NW	209.73
77.04	55.44	2.00	56.00	58.00	NE	148.02
70.12	54.92	85.00	40.00	17.00	SW	458.46
66.27	53.47	69.00	21.00	21.00	SW	271.06
69.68	48.55	34.00	43.00	34.00	SE	394.62
74.65	49.47	79.00	34.00	14.00	NE	333.18
77.38	51.24	57.00	2.00	7.00	NE	215.16
78.20	50.40	44.00	22.00	20.00	SE	77.70
80.11	50.40	89.00	56.00	9.00	SE	125.83
80.26	11.01	0.00	12.00	58.00	SE	2599.63
74.44	22.94	25.00	58.00	50.00	NW	876.18
72.72	39.94	5.00	46.00	46.00	NW	1127.67
64.85	51.22	34.00	56.00	22.00	NW	907.81
55.79	57.62	54.00	45.00	25.00	NW	731.68
55.15	58.58	33.00	42.00	8.00	NW	76.38
55.10	59.57	2.00	41.00	34.00	NW	65.76
58.70	74.86	13.00	13.00	46.00	NE	1036.44
60.00	79.78	14.00	53.00	21.00	NE	335.56
80.00	80.00	89.00	21.00	18.00	NE	1319.89
80.00	80.00					

163-08094 Exhibit "A" - 1st page

PARCEL PLOT - METES & BOUNDS
DISTANCE IS IN CHAINS

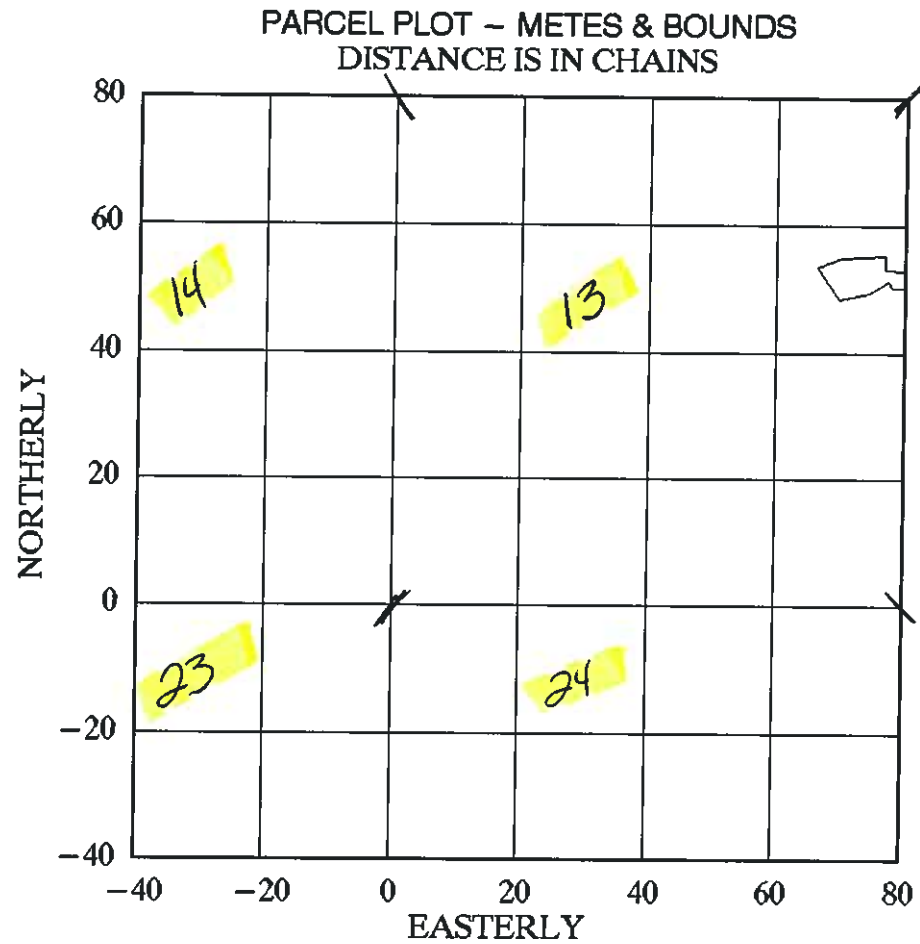


A 63-08094

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
40.00	80.00					
40.10	53.03	0.00	12.00	58.00	SE	1780.31
36.93	53.20	86.00	49.00	44.00	NW	209.73
37.04	55.44	2.00	56.00	58.00	NE	148.02
30.12	54.92	85.00	40.00	17.00	SW	458.46
26.27	53.47	69.00	21.00	21.00	SW	271.06
29.68	48.55	34.00	43.00	34.00	SE	394.62
34.65	49.47	79.00	34.00	14.00	NE	333.18
37.38	51.24	57.00	2.00	7.00	NE	215.16
38.20	50.40	44.00	22.00	20.00	SE	77.70
40.11	50.40	89.00	56.00	9.00	SE	125.83
40.26	11.01	0.00	12.00	58.00	SE	2599.63
34.44	22.94	25.00	58.00	50.00	NW	876.18
32.72	39.94	5.00	46.00	46.00	NW	1127.67
24.85	51.22	34.00	56.00	22.00	NW	907.81
15.79	57.62	54.00	45.00	25.00	NW	731.68
15.15	58.58	33.00	42.00	8.00	NW	76.38
15.10	59.57	2.00	41.00	34.00	NW	65.76
18.70	74.86	13.00	13.00	46.00	NE	1036.44
20.00	79.78	14.00	53.00	21.00	NE	335.56
40.00	80.00	89.00	21.00	18.00	NE	1319.89
40.00	80.00					

A63-08094
Exhibit A - 2nd page

6N 4W



A63-08094

X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
		DEGREES	MINUTES	SECONDS		
80.00	80.00					
80.10	53.03	0.00	12.00	58.00	SE	1780.31
80.11	50.40	0.00	12.00	58.00	SE	173.38
78.21	50.40	89.00	56.00	9.00	NW	125.83
77.38	51.24	44.00	22.00	20.00	NW	77.70
74.65	49.47	57.00	2.00	7.00	SW	215.16
69.68	48.55	79.00	34.00	14.00	SW	333.18
66.28	53.47	34.00	43.00	34.00	NW	394.62
70.12	54.92	69.00	21.00	21.00	NE	271.06
77.05	55.44	85.00	40.00	17.00	NE	458.46
76.93	53.20	2.00	56.00	58.00	SW	148.02
80.10	53.03	86.00	49.00	44.00	SE	209.73
80.10	53.03					

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: A63-08094
Date Received: 2/02/1990
Receipt No: 0014364
Received By: RAE

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ALMON H. TAYLOR 208-459-7694
Address: 2205 SAND HOLLOW ROAD
CALDWELL, ID 83605

OR
Name: GLENNA J. TAYLOR 208-459-7694
Address: 2205 SAND HOLLOW ROAD
CALDWELL, ID 83605

2. Date of Priority: JAN 29, 1975

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	04W	13	SE	SE	NE		PAYETTE

5. Description of diverting works:
WELL & PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	0.920		
STOCKWATER	01/01	12/31	0.040		

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

8. Total consumptive use is 192.5 Acre Feet Per Annum.

9. Non-irrigation uses:
S/1000 HOGS.

A63-08094

Page 1

Date: 02/02/90

MICROFILMED
AUG 24 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	04W	13	NE		NE		IRR	38.0
			NW		NE		IRR	3.0
			SW		NE		IRR	1.0
			SE		NE		IRR	13.0
Section Acres								55.0
Total Acres								55.0

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:
NONE

14. Remarks:

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: 1

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): *Kenneth J. Taylor* Date: *Feb. 2, 1990*

Date: _____

State of Idaho)
County of *Ada*) SS.

Subscribed and sworn (or affirmed) before me this *2nd* day

of *February* 19 *90*

Seal

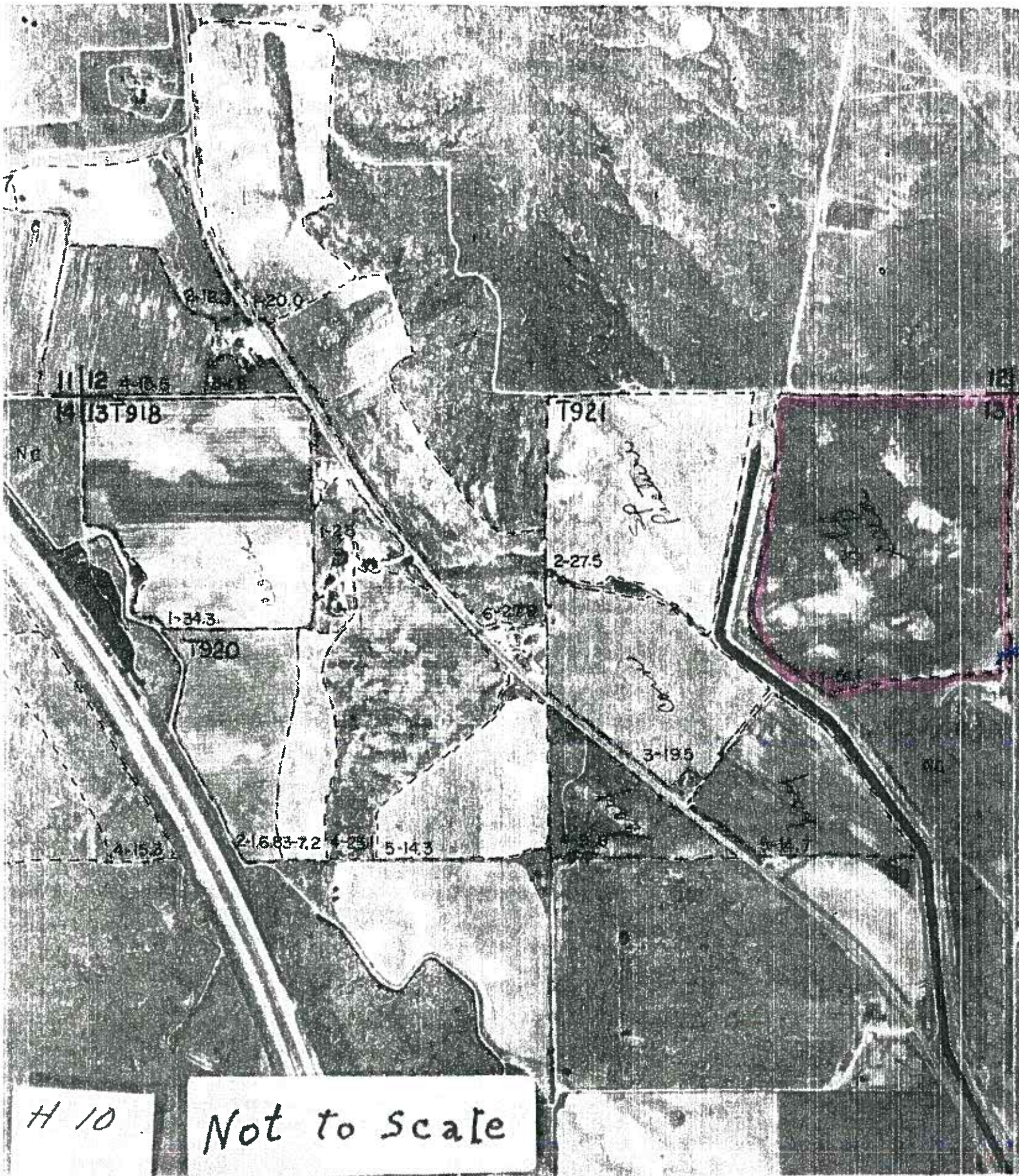
Helen Harrington
Notary Public

Helen Harrington, Notary Public

Residing at Boise, Idaho

Residing at _____
~~My Commission Expires December 1, 1994~~

My Commission Expires _____



Not to Scale

1989

MICROFILMED
AUG 24 1992

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

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00
0004389393 FEB 05
MAILED FROM ZIP CODE

RECEIVED

FEB 05 2007

WATER RESOURCES
WESTERN REGION

UAA
609
mm
2-3-07

NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

DAVID E NUERENBERG
1845 E SPRING MEADOW LN
BOISE ID 83706

63-8094



63-8094

06/27/2006

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

RIGHT NUMBER: 63-8094

NAME AND ADDRESS: DAVID E NUERENBERG
1845 E SPRING MEADOW LN
BOISE ID 83706

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.920 CFS
249.000 AFY

PRIORITY DATE: 01/29/1975

POINT OF DIVERSION:

T06N R04W S13 SESENE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.040 CFS 1.40 AFY
IRRIGATION	04/01 10/31	0.920 CFS 247.50 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within PAYETTE County

T06N R04W S13	NENE	38.00	T06N R04W S13	NWNE	3.00
T06N R04W S13	SWNE	1.00	T06N R04W S13	SENE	13.00

STOCKWATER same as IRRIGATION

55 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

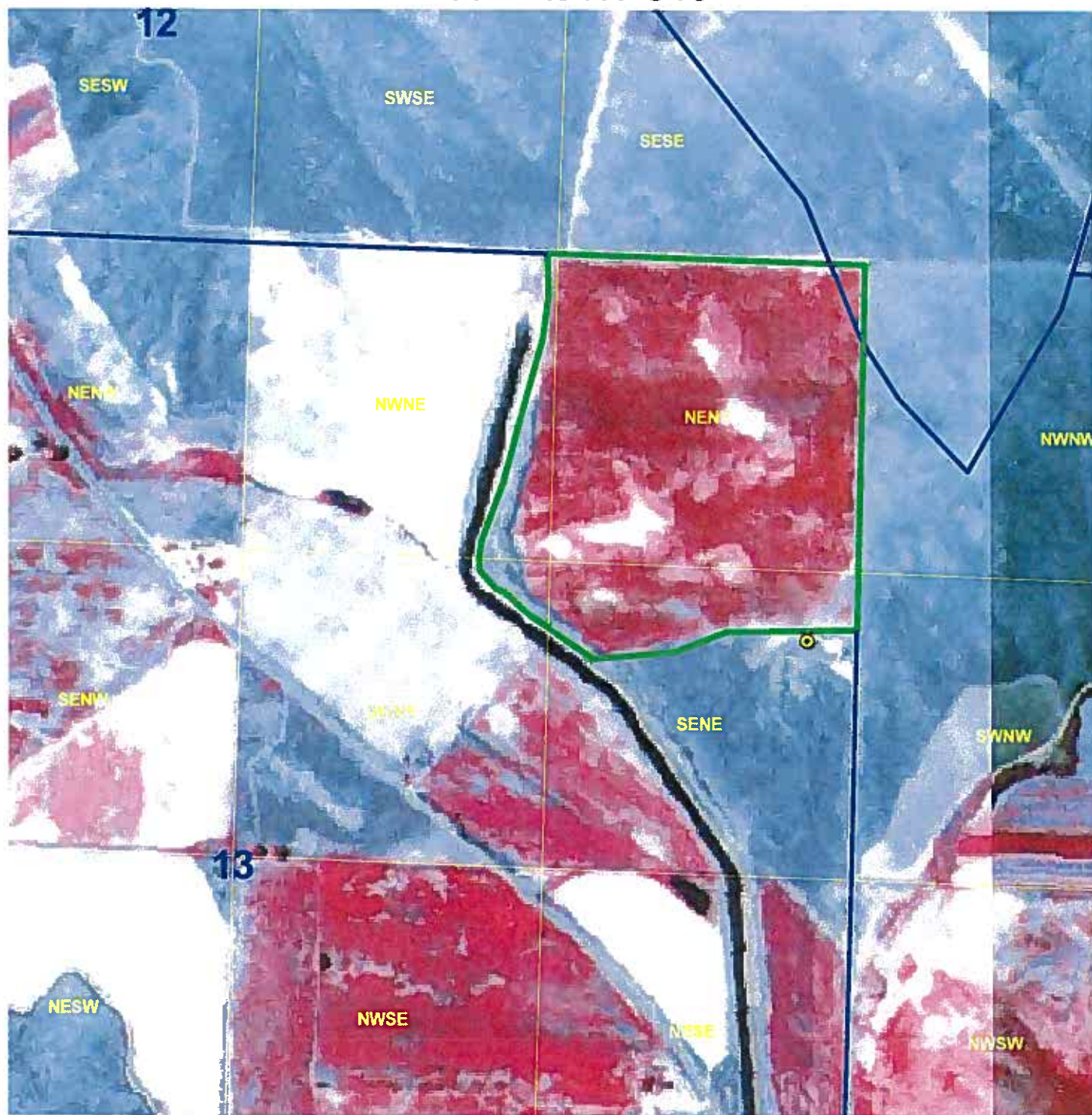
Stockwater use is for 1000 hogs



Idaho Department of Water Resources

63-8094

T06N R04W S13



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter

Total irrigated
acres = 55



500 0 500 Feet

IDWR
Prepared by: Sandy Egbert
Date: June 27, 2006
1987 NAAP Photography

5/23/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8094 Priority January 29, 1975 Amount .92 cfs

THIS IS TO CERTIFY, that ESTHER H. &/or AL TAYLOR
of New Plymouth, Idaho, has complied with the terms and conditions of Permit
No. 63-8094 issued pursuant to Application for Permit dated January 29, 1975,
and has submitted proof to the Department of Water Resources on June 16, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of .92 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>October 31</u>	at <u>.92</u> cfs and	<u>247.5</u> acre feet
<u>Stockwater</u>	from <u>January 1</u> to <u>December 31</u>	at <u>1.04</u> cfs and	<u>1.4</u> acre feet
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than .92 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
249 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4, Sec. 13, Twp. 6N,
Rge. 4W, B.M. in the County of Payette

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	
6N	4W	13	38	3	1	13													55

Total number of acres irrigated 55

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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 19 day of
January, 19 81.

Director

MICROFILMED

Identification No. _____

Application No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Esther H. Taylor &/or Al Taylor Phone: 278-3156
post office address Rt. 2, New Plymouth, ID 83655
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is ~~NE~~ SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 6 N
Range 4 W B.M. Payette County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.6 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well and pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 350 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 13 Township 6 N
Range 4 W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 1,000 head of hogs

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

NOT RECORDED

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				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	
6 N	4 W	13	40	5	5	30													80

Total number of acres to be irrigated 80

c. Describe any other water rights used for the same purposes as described above.

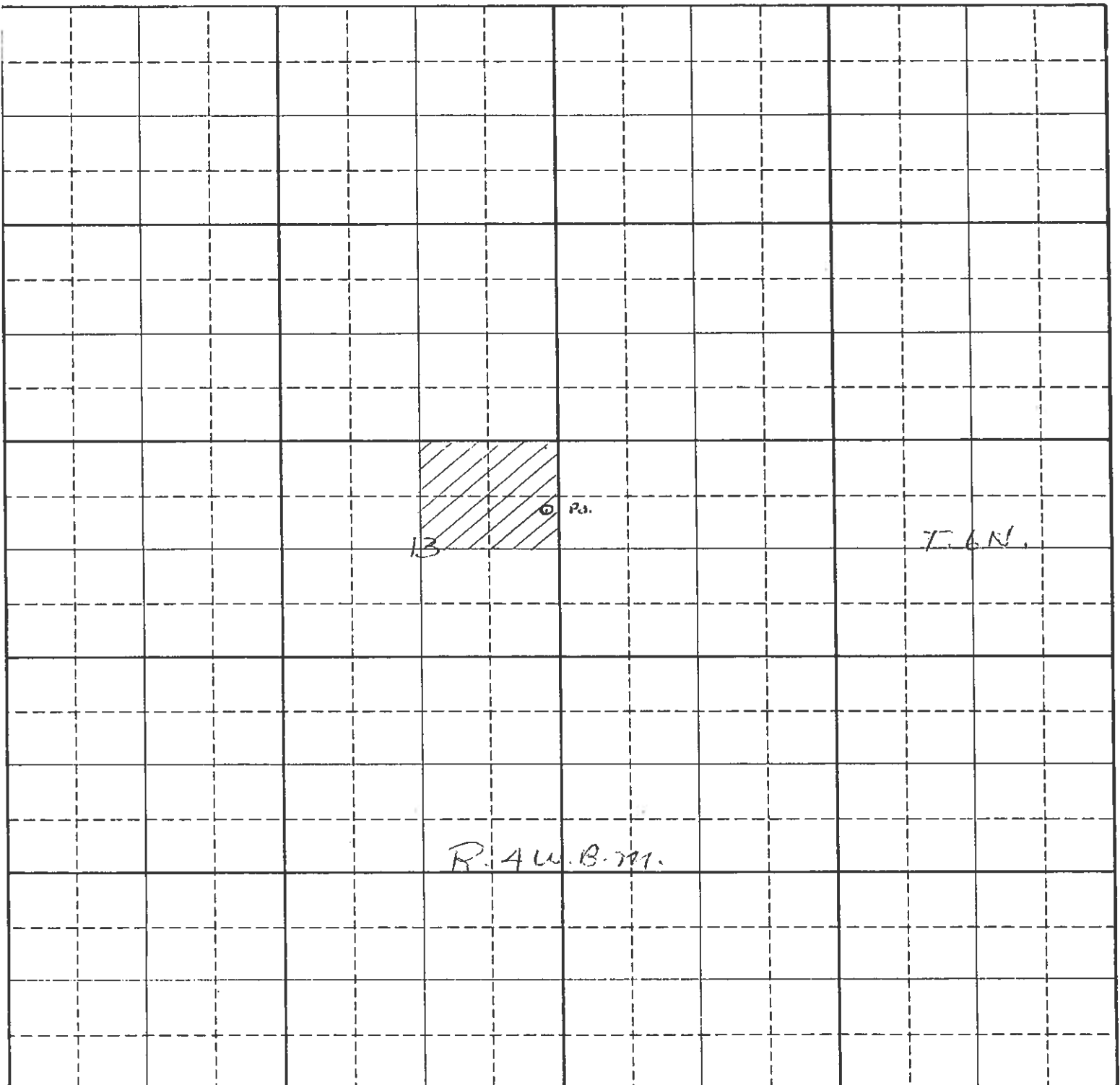
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks

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



Scale: 2 inches equal 1 mile

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.

R. P. Taylor
(Applicant)

Proposed Priority 1-29-1975

Received by BDF Date 1/29/75 Time 11:00 AM
Preliminary check by BDF Fee \$ 35.00
Receipted by Ca Date 1-29-75 # 404
Publication prepared by Ca Date 1/31/75
Published in Independent Enterprise
Publication dates Feb 6 & Feb 13
Publication approved Ca Date 3/10/75
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8094, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before March 1, 19 80.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 17 day of March, 1975.


Director

805

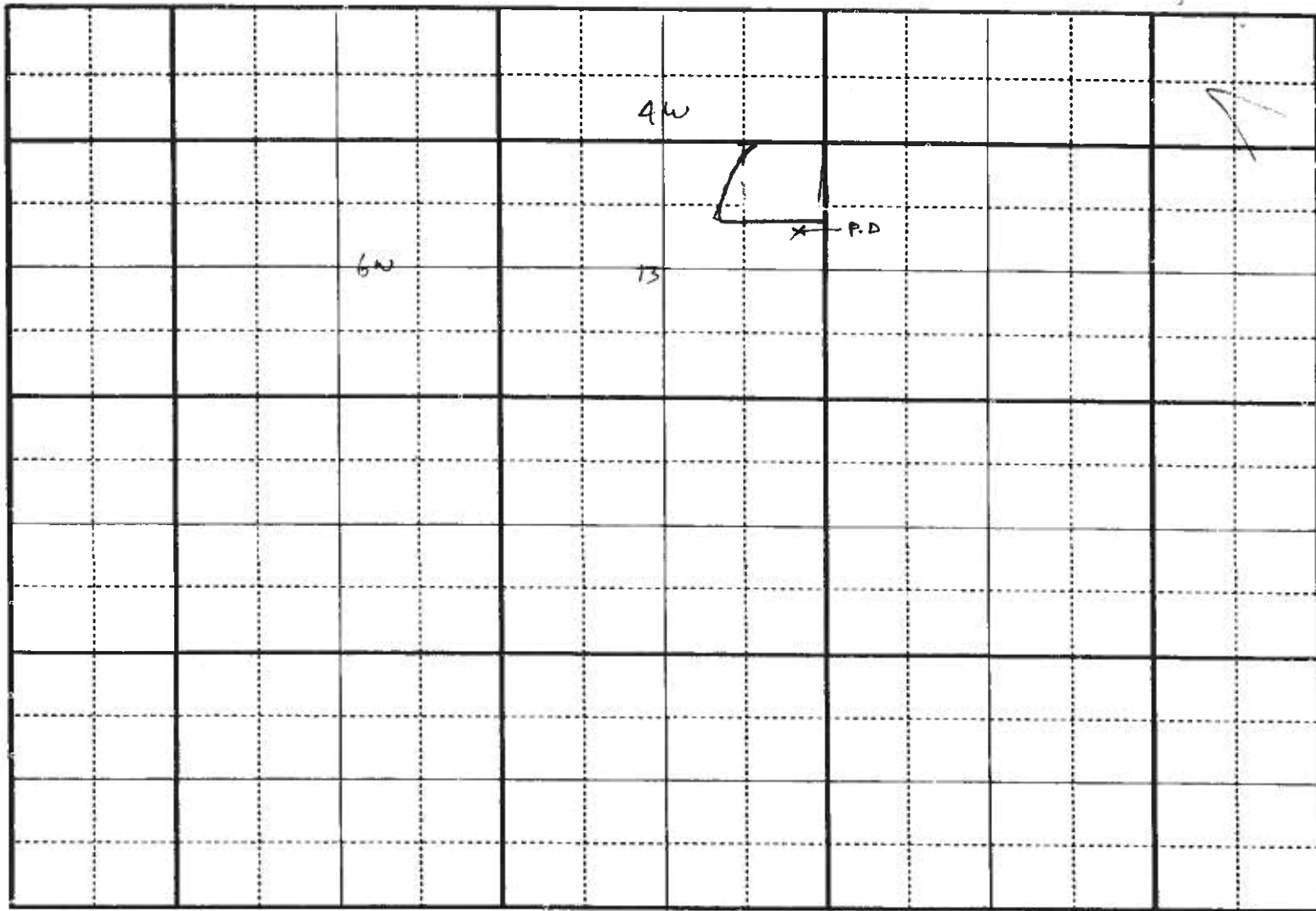
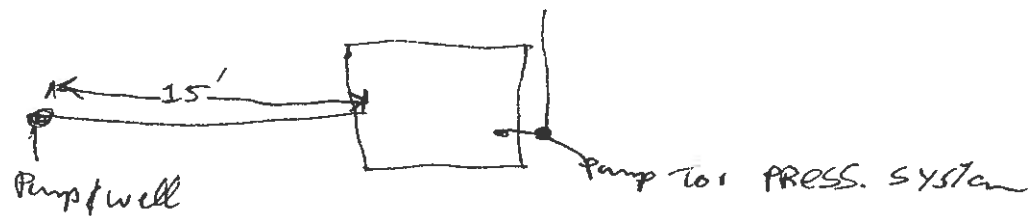


Diagram of System



DATE OF EXAM 5 AUG 1980

ACREAGE

Found 55
Recommended 55

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .92 c.f.s. ✓ V = 247.5 ✓ AF/Ann. from 7/1 to 10/31
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = .004 c.f.s. ✓ V = 1.4 ✓ AF/Ann. from 1/1 to 12/31

Is water co-mingled? yes _____ no X

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

Exchange? yes _____ no _____

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

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

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

Total Q measured .92 Method of measurement ANNULAR

Total Q recommended .92 Meter No. 65806 Type 18" Condition Good

Total V recommended 249 AF/ANN.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

6" ANNULAR 8.5" H₂O = 414 GPM = .92 CFS

4.5 AC FT/AC X 55 AC = 247.5 V = .92 x 1.9835 x 213 days = 388.6
RA 9/18/80

SYSTEM DESCRIPTION:

well into pond 30 hp #4 N3706324 Johnston Pump
Pump to Pump into sprinkler system
350' deep could 2nd

REMARKS:

Recommended beneficial use for IRRIGATION ACREAGE is approx
AS NO PLANTS GROW HERE TO FIELDS SHOWN.

Examiner's Signature W. E. Morris Date 6 AUG 1980

Checked by DBS Date 8/27/80

Approved by Robyn Date 9/18/80

MICROFILMED



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

June 30, 1999

DIRK KEMPTHORNE
GOVERNOR

Re: Notice of Claim to a Water Right No. A63-08094

KARL J. DREHER
DIRECTOR

DAVID E NUERENBERG
1845 E SPRING MEADOW LN
BOISE ID 83706

Dear Mr. Nuerenberg:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

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

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

Sincerely,

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

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:db

Enclosure