

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 63-8397
Date Received: 4/6/1990
Receipt No: W011846
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CHERIE HEWITT Phone: (208)866-2654
737 LONGHORN
EAGLE ID USA 83616

WILLIAM RICK HEWITT Phone: (208)866-2654
737 LONGHORN
EAGLE ID USA 83616

2. Date of Priority: 12/22/1976

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	8	SE NE	CANYON	

5. Description of diverting works:

WELL, 8" CASING, 410' DEEP; 75 HP PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.43	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4 Lot	Use	Acres
05N	04W	8	NE	SE	IRRIGATION	29
			NE	NE	IRRIGATION	40
			SW	NE	IRRIGATION	26
			SE	NE	IRRIGATION	40
					Section Acres	135
					Total Acres	135

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

OWNERSHIP CHANGED BY LH 10/14/97.

OWNERSHIP CHANGE LG 12/8/05

15. Basis of Claim: License

RECEIVED

JUN 06 2005

WATER RESOURCES
WESTERN REGION

Form 42-248/42-1409(6) July, 2000

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
A63-08397					

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) RONALD C. WILKINSON, SHERRY L. WILKINSON
1310 E. MARY LANE, MERIDIAN, ID 83642
4. New Owner/Claimant(s) WILLIAM RICK HEWITT, CHERIE HEWITT
Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 737 LONGHORN
- City, State and ZIP Code EAGLE, ID 83616
- New Telephone Number (208) 866-2654
5. Date you acquired the property 3-31-05

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)

William R. Hewitt
Cheryl A. Hewitt

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

For Office Use Only

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

NID 200617021

~~with~~ can

PCW by his attorney SW Fact

INTE


Sherry L. Wilkinson

Notary Public
Residing at Wilder
My Commission Expires 1-27-11

PC 63471

Exhibit "A"

PARCEL I

That portion of the Northwest Quarter of the Southeast Quarter of Section 8, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, lying North and East of the Black Canyon Canal.

PARCEL II

The Northeast Quarter of the Northeast Quarter.

The South Half of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter, all in Section 8, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

That portion of the Southwest Quarter of the Northeast Quarter of Section 8, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho, lying South and West of the Black Canyon Canal.

PARCEL III

An Easement for ingress and egress to the above parcels I and II for all farm and non-business purposes over a 33 foot wide Easement, which is currently an existing road along the western edge of the Southwest Quarter of the Southwest Quarter of Section 9, all in Township 5 North, Range 4 West, of Boise Meridian, in Canyon County, Idaho, as granted by Easement recorded June 21, 2004 as Instrument No. 200433278 records of Canyon County, Idaho.

(continued)

PARCEL IV

An ingress-egress easement being 33.00 feet in width located in the Northwest Quarter of the Southwest Quarter, Section 9, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho and more particularly described as follows:

BEGINNING at a brass monument marking the Southwest corner of the Northwest Quarter of the Southwest Quarter, said Section 9, said monument being the REAL POINT OF BEGINNING; thence

North 0° 45' 51" East 150.00 feet along the Westerly boundary of the said Northwest Quarter of the Southwest Quarter, Section 9, to an iron pin; thence leaving said Westerly boundary South 89° 13' 10" East 33.00 feet to a point; thence

South 0° 45' 51" West 150.00 feet to a point on the Southerly boundary of the said Northwest Quarter of the Southwest Quarter, Section 9; thence

South 89° 13' 10" East 33.00 feet along the Southerly boundary of the said Northwest Quarter of the Southwest Quarter, Section 9, to the POINT OF BEGINNING.

PAYETTE

COWI

CANYON

COWI

U.S.

E 1/2 NE

GRACE
BISHOP

FRED FAIRMAN
SR.

SW 1/4 NE

II

O'NEILL

CANAL R.R. MILES

SUBJECT
PROPERTY

U.S. is DOWN
pose of existing in loca
and the Company assum
for variations, many.

8

I

NE 1/4 SE

SUBJECT
PROPERTY

J.L.
DOWNING

NW SW

JENNIE M.
FARRAR

ROY H.
GEARHART

U.S.

SW SW

MARKET ROAD



K.B. MCGEE

A.A.
STEEL
Et al.

THIS IS NOT A SURVEY. THIS MAP IS FOR
INFORMATIONAL PURPOSES ONLY. PIONEER
TITLE COMPANY MAKES NO REPRESENTA-
TIONS AS TO THE ACCURACY OF THE MAP
AND ASSUMES NO LIABILITY FOR IT.

D

is Rd

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: **A63-08397**
Date Received: 4/ 6/1990
Receipt No: W011846
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: RONALD C WILKINSON 208-887-0857
Address: 1310 E MARY LN
MERIDIAN ID 83642
AND/OR
Name: SHERRY L WILKINSON 208-887-0857
Address: 1310 E MARY LN
MERIDIAN ID 83642

2. Date of Priority: DEC 22, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	8	SE	NE			CANYON

5. Description of diverting works:
WELL, 8" CASING, 410' DEEP; 75 HP PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.430		

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

8. Total consumptive use is 472.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	8	NE	NE		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	04W	8	SW		NE		IRR	26.0
			SE		NE		IRR	40.0
			NE		SE		IRR	29.0
							Section Acres	135.0
							Total Acres	135.0

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:
BLACK CANYON IRRIGATION DISTRICT

14. Remarks:
OWNERSHIP CHANGED BY LH 10/14/97.

15. Basis of Claim: LICENSE

RECEIVED
SEP - 5 1997
WATER RESOURCES
WESTERN REGION

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

RECEIVED
SEP 4 1997

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

1. Water Right Number(s) _____
Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.
- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal 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 on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Tony S. LANE
2117 S. KIMBALL, CALDWELL ID 83605

4. New Owner/Claimant(s) RONALD C. WILKINSON SHERRY L. WILKINSON
Name connector (Check one): [] AND, [] OR, [] AND/OR
New Mailing Address 1310 E. MARY LANE, ~~PAID~~
City, State and ZIP Code MERIDIAN, ID 83642
New Telephone Number (208) 887-0857 888-4403

5. Date you acquired the property 4-1-94

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 actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

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/Claimant(s) Sherry L. Wilkinson Date _____
Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

PIONEER TITLE COMPANY
OF CANYON COUNTY
423 S. KIMBALL AVE.
P. O. BOX 610
CALDWELL, IDAHO 83606-0610
(208)459-1651

RONALD & SHERRY WILKINSON
1310 MARY LN
MERIDIAN, ID 83642

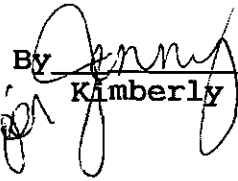
Escrow No. PC09657
RE: LANE TO WILKINSON
Date: April 18, 1994

In Connection with the above numbered Escrow, we enclose the following:

- () HUD Settlement Statement/Closing Statements
- () Our check # in the sum of \$
- () ORIGINAL Deed recorded Instrument No.
- () ORIGINAL Deed of Trust recorded Instrument No.
- () ORIGINAL Promissory Note
- (X) Title Insurance Policy No. J 233492
- () Fire Insurance Policy/Binder
- (X) COPIES OF EXECUTED CLOSING DOCUMENTS

Yours very truly,

PIONEER TITLE COMPANY
OF CANYON COUNTY

By 
Kimberly A. Compton

SCHEDULE A

Order No.: PC 09657
Policy No.: J 233492

Amount of Insurance: \$150,000.00
Premium: \$ 740.00

Date of Policy: April 4, 1994 as of 11:07 A.M.

1. Name of Insured:

RONALD C. WILKINSON and SHERRY L. WILKINSON, husband and wife

2. The estate or interest in the land which is covered by this policy is: An equitable interest as set forth in the Contract referred to in the instrument noted in Paragraph 3 immediately following.

3. Title to the estate or interest in the land is vested in:

RONALD C. WILKINSON and SHERRY L. WILKINSON, husband and wife as to the equitable interest created by Notice of Real Estate Contract, constructive notice of which was given by said Contract:

Recorded: April 4, 1994 as Instrument No. 9409775
Vendor: TONY S. LANE, an unmarried person
Purchaser: RONALD C. WILKINSON and SHERRY L. WILKINSON,
husband and wife

4. The land referred to in this policy is described as follows:

The Northeast Quarter of the Northeast Quarter.

The South Half of the Northeast Quarter and the Northeast Quarter of the Southeast Quarter, all in Section 8, Township 5 North, Range 4 West, Boise Meridian, Canyon County, Idaho.

SCHEDULE B

Order No.: PC 09657
Policy No.: J 233492

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

PART I SECTION I

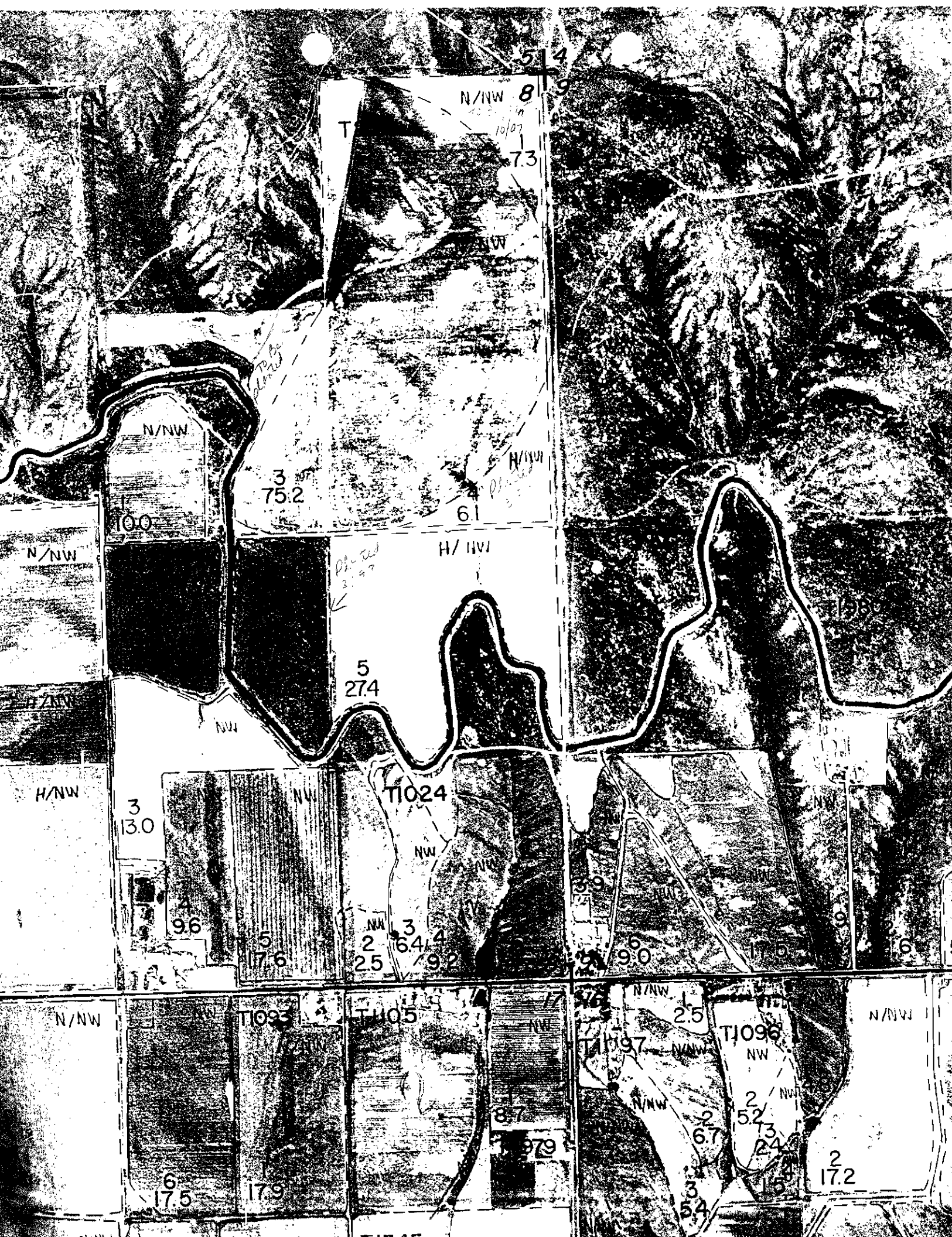
1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims or easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

SECTION 2

1. General taxes for the year 1994, which are a lien, payable on or before December 20 of said year and not delinquent until after said date.
2. Liens and assessments of the Black Canyon Irrigation District, and the rights and powers of said district as by law provided. Paid current.
3. Terms and conditions of Contracts between United States of America and the Black Canyon Irrigation District; and said district and individual owners pertaining to water rights for irrigation.
4. Rights of way for irrigation and drainage ditches and canals and roads.
5. Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded October 11, 1977 as Instrument No. 812150, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.

(CONTINUED)

6. Lack of a right of access to and from the land. Right of access to and from the land, if any, is not established of record and assurance of such right of access is excluded from coverage.
7. The terms, conditions and provisions of the Agreement referred to in Paragraph 3, Schedule A, herein, and the effect of any failure to comply with such terms, conditions and provisions.



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: **A63-08397**
Date Received: 4/ 6/1990
Receipt No: W011846
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TONY S LANE
Address: 2117 S KIMBALL
CALDWELL ID

83605

208 454 1152
RECEIVED
FEB 8 1993

2. Date of Priority: DEC 22, 1976

3. Source: GROUNDWATER

Trib. to: Department of Water Resources
Western Regional Office

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	8	SE	NE			CANYON

5. Description of diverting works:

WELL, 8" CASING, 410' DEEP; 75 HP PUMP & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.430		

7. Total Quantity Appropriated is:

1.430 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

472.5 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

JUL 25 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	8	NE	NE		IRR	40.0
			SW	NE		IRR	26.0
			SE	NE		IRR	40.0
			NE	SE		IRR	29.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	135.0
					Total Acres	135.0

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:
BLACK CANYON IRRIGATION DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
JUL 25 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 03-8397

Date Received 4-6-90

Receipt Number W011846

RECEIVED

APR 06 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Tony S Lane Phone (208) 454-1152

Mailing Address 2117 S. Kimball, Caldwell, Idaho Zip 83605

2. Date of Priority (Only one (1) per claim) 12/22/76

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 5N Range 4W Section 8,
NE 1/4 of SE 1/4 of NE 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. 8 inch casing, 410 ft

deep, 75 HP motor. Direct Irrigation &

handlines

MICROFILMED

JUL 25 1994

(acre feet)

For _____ purposes from _____ to _____ amount _____ or _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

~~MICROFILMED~~

JUL 25 1994

Last Name

June

Ident No.

63-8397

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 43-8397
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) Gary S. Lane Date 4/5/90
Date _____

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 Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 5 day of April 19 90

SEAL

Notary Public John K. Moyer

Residing at 15470 Homedale Rd.
Caldwell, Idaho 83605

My Commission Expires Sept 21, 1994

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 _____

MICROFILMED

JUL 25 1994

Last Name Lane Ident. Number 43-8397

Copies White-State, Yellow-Claimant

RECEIPT
For Monies Paid
to the
IDAHO DEPARTMENT OF WATER RESOURCES

Receipt No: W011846

Date: 04/06/90
Time: 14:19:24

Received
From: LANE, TONY S.

Type of Payment	Program Acct Class	Amount
ADJUDICATION CLAIM FEE	0410162 9337 6490	\$185.00

Total

\$185.00

CHECK 269

WR/NO: A63-08397

Idaho Department of Water Resources

Region: WESTERN

Signature:

Zori Harris

MICROFILMED

JUL 25 1994

RECEIVED
MAY 08 1990

Approved

RECEIVED
APR 06 1990

State of Idaho
Department of Water Resources
Department of Water Resources
Western Regional Office

REQUEST FOR EXTENSION OF TIME
TO FILE ADJUDICATION CLAIM(S)

Department of Water Resources
Western Regional Office

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

Name of Claimant TONY S. LANE () 208-454-1152
Phone Number

Mailing Address 2117 S. KIMBALL AVE CALDWELL ID. 83605
City State Zip

County(s) where place of use is located CANYON Date claim originally due 3-15-90

Identify water right(s) for which extension is requested 63-8397

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

DUE TO ILLNESS I HAVE BEEN GOING
ST LUKES HOSPITAL FOR RADIATION TREATMENT
FOR CANCER FOR THE PAST 8 WEEKS WAS
UNABLE TO FILE OUT THIS CLAIM UNTIL
THIS TIME

Claimant requests an extension to 4-10, 19 90

Signature Tony S. Lane 4-5, 19 90
Date of request

Title APPLICANT

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

and if granted the filing deadline is extended to April 10, 19 90

Signed this 4 day of May, 19 90

Director or his designated agent

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

DAVID B. SHAW
MICROFILMED

JUL 25 1994

08/17/2006

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

RIGHT NUMBER: 63-8397

NAME AND ADDRESS: CHERIE HEWITT
737 LONGHORN
EAGLE ID 83616

WILLIAM RICK HEWITT
737 LONGHORN
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.430 CFS
607.500 AFY

PRIORITY DATE: 12/22/1976

POINT OF DIVERSION:

T05N R04W S8 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

1.430 CFS

607.50 AFY

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

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S08 NENE 40.00 T05N R04W S08 SWNE 26.00

T05N R04W S08 SENE 40.00 T05N R04W S08 NESE 29.00

135 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 Black Canyon Irrigation District.

Removed per phone call



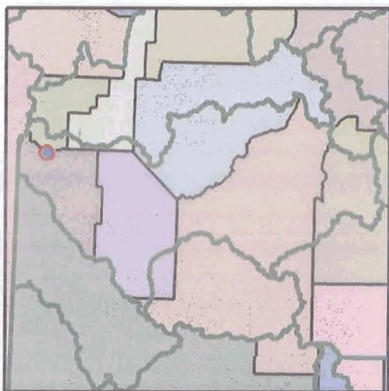
Idaho Department of Water Resources

SRBA Recommendation:

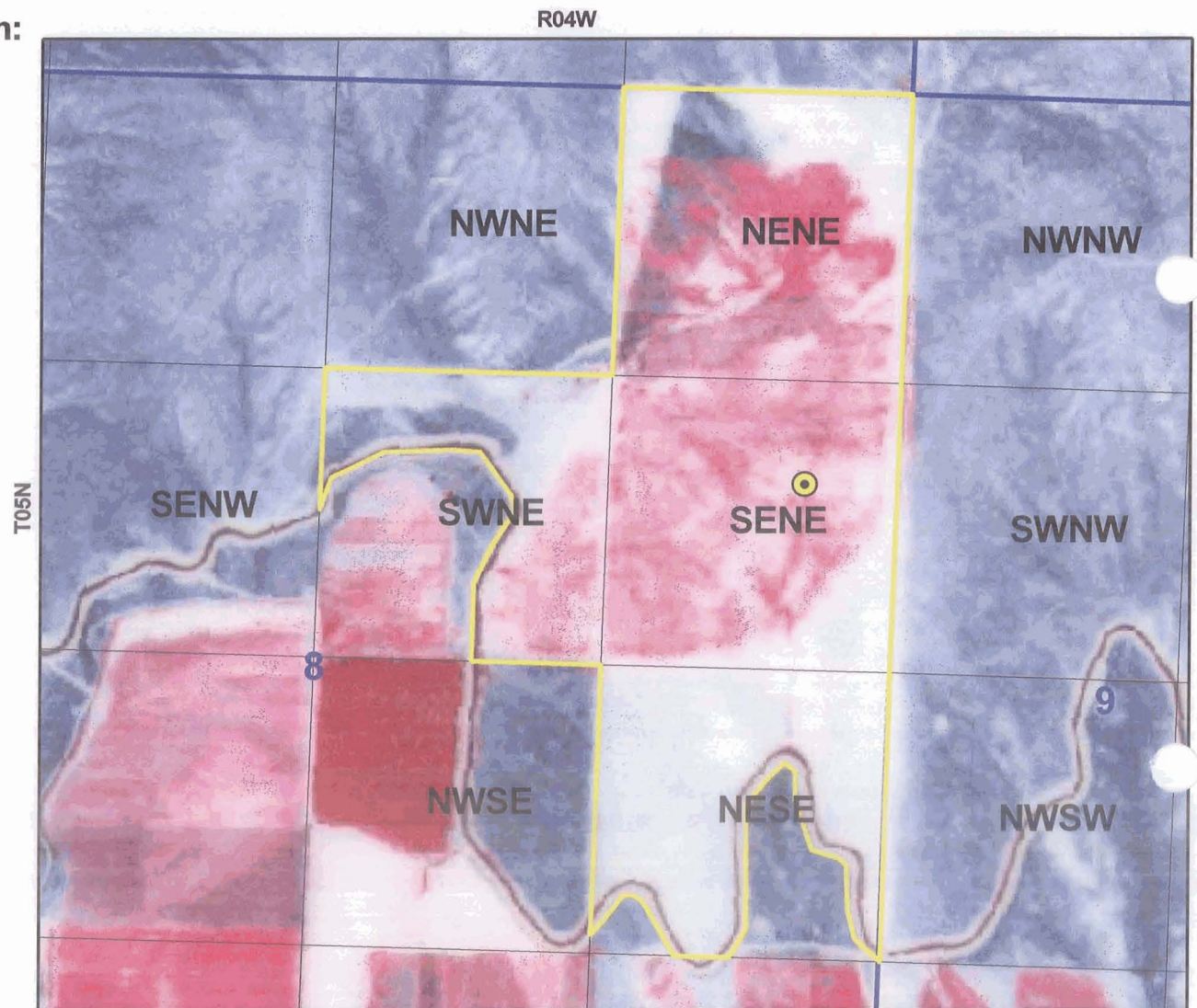
63-8397

Legend

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



Canyon County
IDWR Basin 63



0 0.3 0.6 Miles

Prepared by S. Egbert
On Thursday, August 17, 2006
1987/88 Aerial Photography

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. Priority December 22, 1976 Amount 1.43 cfs

THIS IS TO CERTIFY, that Tony S. Lane
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-8397 issued pursuant to Application for Permit dated December 22, 1976,
and has submitted proof to the Department of Water Resources on November 13, 1981,
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 1.43 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
Irrigation	from <u>March 15</u> to <u>November 15</u> at <u>1.43</u> cfs and <u>607.5</u> acre feet		
	from <u> </u> to <u> </u> at <u> </u> cfs and <u> </u>		
	from <u> </u> to <u> </u> at <u> </u> cfs and <u> </u>		

(both dates inclusive)

Subject, however, to the condition that no more than 1.43 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
607.5 acre feet per year, said waters to be diverted within the SE 1/4, Section 8, Twp.
5N, Rge. 4W in the County of Canyon

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	
5N	4W	8	40		26	40									29				135

Total number of acres irrigated 135

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 27th day of
October , 19 82.

Acting for the Director

Norman C. Young

Identification No. _____

Application No. 63-8397

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 Tony S. Lane Phone: 454-1152
post office address 2117 So. Kimball, Caldwell, ID 83605
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 8 Township 5 N
Range 4 W B.M. Canyon 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 3.20 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.02 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. 3.20 cfs cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, sprinklers

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 16 inches; proposed depth of well is 300 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation: Same as 8b.
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 approx. 20 head of cattle

(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: _____

RECORDED

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

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	
5 N	4 W	8	40		40	40									40				160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. None

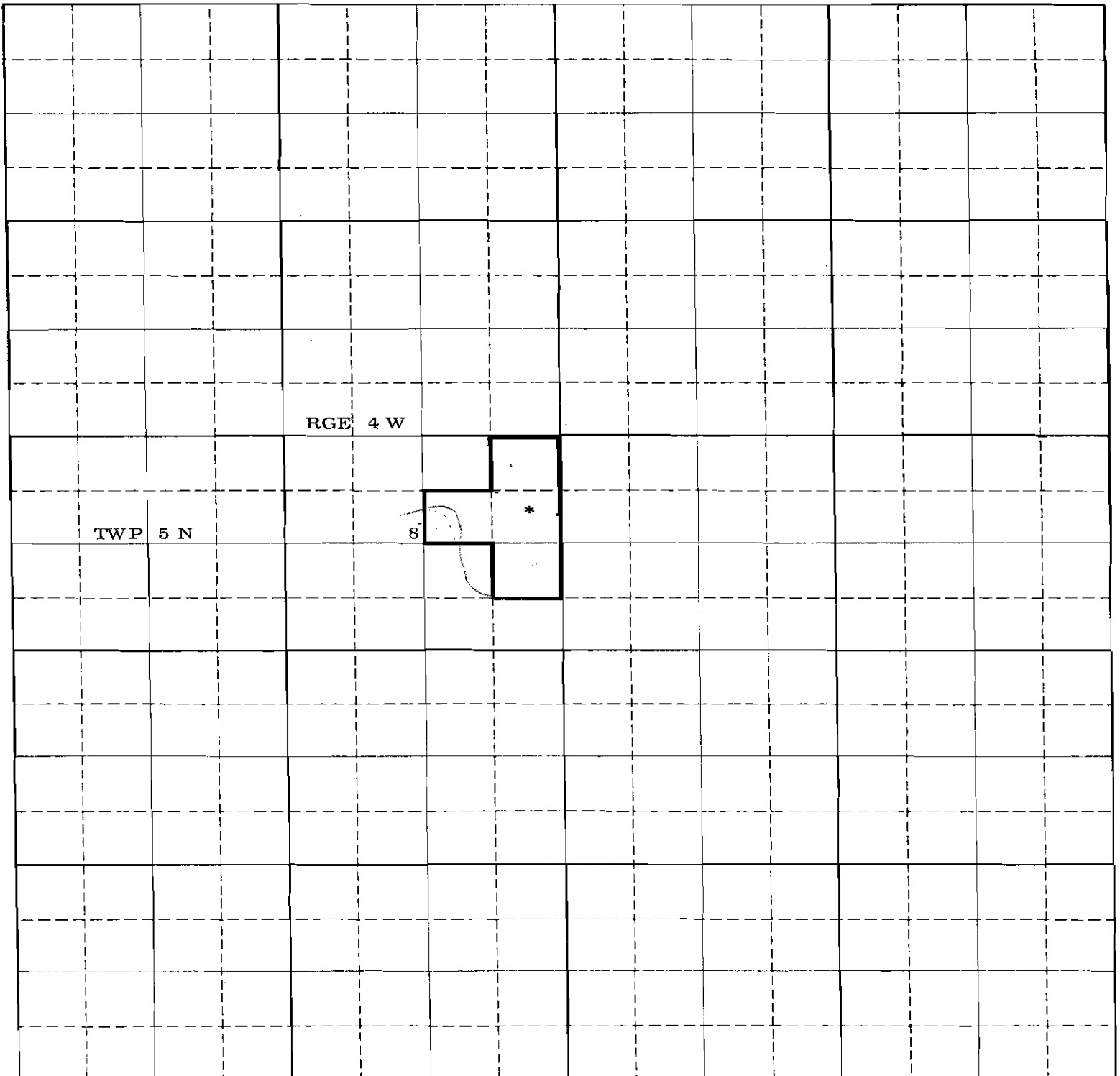
9. a. Who owns the property at the point of diversion Applicant

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.

Tommy E. Lane
(Applicant)

Proposed Priority 12-22-76

Received by du Date 12-22-76 Time 3:00 pm

Preliminary check by du Fee \$ 55.00

Receipted by KW Date 12/22/76 # 6254

Publication prepared by CO Date 12-29-76

Published in News-Tribune

Publication dates Jan 6, 1977 + Jan 13, 1977

Publication approved by Date 1-15-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JSJ

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

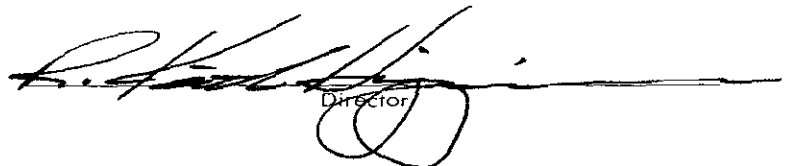
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8397, and said application is hereby APPROVED.

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 January 1, 19 82.
- c. Other: A measuring device of a type approved by the Director 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 25 day of January, 19 77.


Director

State of Idaho
DEPARTMENT OF WATER RESOURCES
FIELD REPORTRange, Cont. A.
PID: SE, NE, Sec. 8
T5N, R4W
Use: Irrigation
Stockwater

63-8397

Permit No.

CONTACT WITH PERMIT HOLDER

	DATE	INITIALS	REMARKS
☐ Appointment letter mailed:	8/31/82	jp	no appointment made
☐ Telephone call made: (List Telephone No. used)			
☐ Appointment scheduled for: (Date, time, location)			

EXAMINATION

Date 6/22/82 Accompanied by Tony S. Lane Total Q measured 1.42

If source is surface water, estimate total flow of source

Methods of measurement annubar ☒ Meets Permit requirements? yes

Measurement calculations:

See annubar measurement = 1.42 ³ Capacity Recommended
 $135 \text{ acres} \times .62 = 2.7 \text{ cfs}$
 $135 \times 4.5 = 607.5 \text{ AFA}$ $1.42^3 \times 1.98 \times 245 = 693.7 \text{ AFA}$ Rec. 607.5 AFA

WELL/DIVERSION* NO.	HP	MOTOR MAKE	MOTOR SERIAL NO.	PUMP MAKE	PUMP SERIAL NO.	MEASURING DEVICE TYPE	CONDITION OF MEAS. DEV.	REMARKS
16"	75	High Trust	R-6526 -03-176	Johnson	NO number	6" annubar	good	

System Description note of application to irrigated land is 0.0115 cfs/Ac.

*Code with map on reverse side. Disregard code if only one.

RECOMMENDED AMOUNTS

USE

Irrigation requirement = 4.5 AFA/Acre

	Q (cfs)	V (afa)	FROM	TO
<u>irrigation</u>	<u>1.43</u> ✓	<u>607.5</u> ✓	<u>3/15</u>	<u>11/15</u>
Total	<u>1.43</u> ✓	<u>607.5</u>	<u>3/15</u>	<u>11/15</u>

Remarks

no livestock

[illegible]

(Include distance from pump to measuring device, if applicable.)

See another measurement.

Point(s) of diversion: SE NE Sec 8 T5N R4W

[illegible]

☐ Change P.D. as reflected above

☐ Change P.U. as reflected above

☐ Add P.D. as reflected above ☒ None

☐ Add P.U. as reflected above ☐ Other

Checked by DBS

Approved by _____

Date 6/29/82

Date 8/27/82

Date 9/29/82

5
718

1
N 4W

40

Tony S. Lane
Total Acres
135

B974
576

B4
548

A
41

B 99
C 108

B749
532

A
14.0

B
25.5

P.D.
85

A
92

C
26.0

A10
575

C
187

C
16.0

69

F
4.7

G
4.1

B85
451

A
310

T
5
N

B
13.1

B881
535

12.7

B

A
49.6

C
118

out
✓

14.5

A

B3
485

A
97

B
79

B68

B65
485

A
2.7

B
9

C
14.5

D
26.0

D
41

C B A
35 70 210

A40
495

A
345

26

40

P.D.B

29

100

NOT TO SCALE



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

December 8, 2005

William and Cherie Hewitt
737 Longhorn
Eagle, ID 83616

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Notice of Claim to a Water Right No. 63-8397

Dear Claimant(s):

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

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

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

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

October 14, 1997

Re: Notice of Claim to a Water Right No. A63-08397

RONALD C WILKINSON
SHERRY L WILKINSON
1310 E MARY LN
MERIDIAN ID 83642

Dear Mr. & Mrs. Wilkinson:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights 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,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure

Water Right Number - 63-08397

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
LANE

TONY S.

1 - 2117 S. KIMBALL

2 -

3 -

City- CALDWELL

State- ID Zip- 83605

Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/22/1976 14 WESTERN L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

05N / 04W / 8 SE NE / (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION / 03/15 / 11/15 / 1.430 / 607.50+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.430 607.50+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05N 04W 8 NE NE 40.0 // 01 IRRIGATION (27) CANYON
05N 04W 8 SW NE 26.0 // 01 IRRIGATION (27) CANYON
05N 04W 8 SE NE 40.0 // 01 IRRIGATION (27) CANYON
05N 04W 8 NE SE 29.0 // 01 IRRIGATION (27) CANYON

Total Acres: 135.0 /

+ - - Diversion Means - WELL, PUMP & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
CANNOT ASSIGN OR AMEND W/O CONSENT OF F.H.A.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.MICROFILMED
JUL 25 1994

Proof Due Date	- 01/01/1982	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 01/25/1977	Protected Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 01/01/1900	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 06/03/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 12/20/1982	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

MICROFILMED
JUL 25 1994