

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: **A63-08461**
Date Received: 2/28/1990
Receipt No: C015086
Received By: _____

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

1. Name: GALE M SASSER 208-467-6652
Address: PO BOX 190070
BOISE ID 83719

AND

Name: SHERRY K SASSER 208-467-6652
Address: PO BOX 190070
BOISE ID 83719

2. Date of Priority: FEB 17, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	24	NW	SW	NW		CANYON

5. Description of diverting works:
65' DEEP; 12" CASING; 2-5 HP PUMPS; OPEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.780		

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

8. Total consumptive use is 175.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	24	NW	NW		IRR	22.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	24	SW NW		IRR	17.0
Section Acres						39.0
Total Acres						39.0

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:
NAMPA-MERIDIAN IRR.

14. Remarks:
OWNERSHIP CHANGED BY LH 5/22/96.

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)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP RECEIVED

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

MAY 20 1996

DATE OF CLOSING: 11-07-95

Department of Water Resources

LEGAL DESCRIPTION OF PROPERTY: Township 3N Range 3W
Section 24, 1/4 of 1/4 of 1/4, Govt. Lot , BM.

Lot , Block , Subdivision/Townsite .

If you have additional legal descriptions, please attach separate sheet. SEE LEGAL DESCRIPTION ATTACHED

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

☐ Water Right Number(s) A 63-08461 & A 63-28185
Assigned by IDWR:

RECEIVED

MAY 21 1996

WATER RESOURCES
WESTERN REGION

☐ Name and Address of Former Owner/Claimant(s)(Seller): C. Meril Ebbers
Lone Star Rd, Nampa, Id 83651

☐ New Owner/Claimant (Purchaser): Gale M. Sasser & Sherry K. Sasser

☐ New Mailing Address: P.O. Box 190070
Boise, Id 83719

☐ New Telephone Number: (208) 467 - 6652

☐ Does the change in ownership result in a splitting of the water right owned/claimed? yesxx no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached: Warranty Deed

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

☐ Signature of New Owner/Claimant(s) Gale M. Sasser Date 5-16-96

Sherry K. Sasser Date 5-16-96

☐ Signature of Former Owner/Claimant(s) C. Meril Ebbers Date 5/16/96

Date

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 5-22-96 By: XL

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 5-22-96 By: XL

Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED
OCT 08 1996

EXHIBIT "A"

RECEIVED

MAY 21 1996

WATER RESOURCES
WESTERN REGION

PARCEL I:

This parcel is a portion of the Northwest Quarter of the Northwest Quarter and the North One-Half of the Southwest Quarter of the Northwest Quarter of Section 24, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, and is more particularly described as follows:

BEGINNING at the Northwest corner of said Northwest Quarter of the Northwest Quarter; thence

North 89° 34' 35" East along the North boundary of said Northwest Quarter of the Northwest Quarter a distance of 663.29 feet to the Northeast corner of the West One-Half of said Northwest Quarter of the Northwest Quarter; thence

South 0° 42' 53" West along the East boundary of said West One-Half a distance of 1087.42 feet; thence

North 89° 19' 53" East a distance of 663.92 feet to a point on the East boundary of said Northwest Quarter of the Northwest Quarter; thence

South 0° 41' 05" West along said East boundary and the East boundary of said North One-Half of the Southwest Quarter of the Northwest Quarter a distance of 900.09 feet; thence

South 89° 37' 19" West along the South boundary of said North One-Half of the Southwest Quarter of the Northwest Quarter a distance of 1328.62 feet to a point on the West boundary of said North One-Half of the Southwest Quarter of the Northwest Quarter; thence

North 0° 44' 39" East along said West boundary and the West boundary of said Northwest Quarter of the Northwest Quarter a distance of 1983.65 feet to the POINT OF BEGINNING.

PARCEL II:

This parcel is a portion of the Southeast Quarter of the Southwest Quarter of the Northwest Quarter of Section 24, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho and is more particularly described as follows:

COMMENCING at the Southwest corner of said Southeast Quarter of the Southwest Quarter of the Northwest Quarter; thence

North 0° 42' 52" East along the West boundary of said Southeast Quarter of the Southwest Quarter of the Northwest Quarter a distance of 247.35 feet to the TRUE POINT OF BEGINNING; thence continuing

North 0° 42' 52" East along said West boundary a distance of 414.03 feet to the Northwest corner of said Southeast Quarter of the Southwest Quarter of the Northwest Quarter; thence

North 89° 37' 19" East along the North boundary of said Southeast Quarter of the Southwest Quarter of the Northwest Quarter a distance of 353.21 feet to a point at the approximate centerline of the Phyllis Canal before it was relocated; thence

South 31° 12' 57" West along said approximate centerline a distance of 143.42 feet; thence

South 44° 02' 40" West a distance of 408.56 feet to the TRUE POINT OF BEGINNING.

PARCEL III:

That portion of the Southeast Quarter of the Southwest Quarter of the Northwest Quarter of Section 24, Township 3 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, lying West of the Phyllis Canal.

MICROFILMED

1996

COPY

PN 36508

INSTRUMENT NO. 9531205

WARRANTY DEED

FOR VALUE RECEIVED MERIL J. EBBERS and CAROL EBBERS, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto GALE M. SASSER and SHERRY K. SASSER, husband and wife

the Grantees, whose address is P.O. Box 190070, Boise, ID 83719

the following described premises, to-wit:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE:

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 are 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 1995 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: November 2, 1995

Meril J. Ebbers
MERIL J. EBBERS

Carol Ebbers
CAROL EBBERS

STATE OF IDAHO
COUNTY OF CANYON

On this 6th day of November, 1995, before me a notary public, personally appeared **MERIL J. EBBERS AND CAROL EBBERS**, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

Edie R. O'Dell
Notary Public
Residing at Nampa, Idaho
My commission expires 10/17/97

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

MICROFILMED
OCT 08 1996
423 SOUTH KIMBALL
CALDWELL, ID 83605

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: A63-08461
Date Received: 2/28/1990
Receipt No: C015086
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: MERIL EBBERS
Address: 11670 LONE STAR RD
NAMPA ID 83651

208-466-6941

2. Date of Priority: FEB 17, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	24	NW	SW	NW		CANYON

5. Description of diverting works:
65' DEEP; 12" CASING; 2-5 HP PUMPS; OPEN DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.780		

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

8. Total consumptive use is 175.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	24	NW	NW		IRR	22.0
			SW	NW		IRR	17.0

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JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	39.0
					Total Acres	39.0

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:
NAMPA-MERIDIAN IRR.

14. Remarks:

15. Basis of Claim: LICENSE

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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

A03-08461
2-28-90
0015086

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) MERIL EBBERS Phone (208) 466-6941Mailing Address 11670 LONE STAR RD - NAMPA Zip 836512. Date of Priority (Only one (1) per claim) FEB 17 - 19773. Source of water supply (a) GROUND WATER
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 3N Range 3W Section 24,
NW 1/4 of SW 1/4 of NW 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. 65' DEEP - 12" CASE -2-1/2 HP SUBMERSIBLE PUMPS - WATER PUMPED TO OPENDITCH AND REDISTRIBUTED BY SIPHON TUBES

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from MAR 15 to Nov 15 amount 0.78 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.78 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 175.5 acre feet per annum.

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

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>3N</u>	<u>3W</u>	<u>24</u>						<u>23</u>	<u>17</u>										<u>39</u>

Total number of acres irrigated 39

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.
NAMPA MERIDIAN IRRIGATION DISTRICT or None ()

14. Remarks:

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JUL 25 1994

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

JUL 25 1994

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-8461
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) X [Signature] Date X 2/28/90
_____ 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 _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28th day of February 1990

SEAL

Notary Public [Signature]

Residing at Helen Harrington, Notary Public

Residing at Boise, Idaho

My Commission Expires December 1, 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 _____ Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 63-08461

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
EBBERS

MERIL

1 - RT. 1

2 -

3 -

City- NAMPA

State- ID Zip- 83651

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
02/17/1977 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
03N 03W 24 SW NW (27) CANYON+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 0.780 175.50+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.780 175.50+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03N 03W 24 NW NW 22.0 01 IRRIGATION (27) CANYON
03N 03W 24 SW NW 17.0 01 IRRIGATION (27) CANYON

Total Acres: 39.0

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

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NAMPA-MERIDIAN IRR.

+ - - - - Remarks - - - - - +
No Remarks found.+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.+ - - - - Conditions of Approval - - - - - +
R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.MICROFILMED
JUL 25 1994

08/17/2006

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

RIGHT NUMBER: 63-8461

NAME AND ADDRESS: SHERRY K SASSER
PO BOX 190070
BOISE ID 83719

GALE M SASSER
PO BOX 190070
BOISE ID 83719

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.780 CFS
175.500 AFY

PRIORITY DATE: 02/17/1977

POINT OF DIVERSION:

T03N R03W S24 NWSWN Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.780 CFS
175.50 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

T03N R03W S24	NWNW	22.00	T03N R03W S24	SWNW	17.00
---------------	------	-------	---------------	------	-------

39 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 Nampa Meridian Irrigation District.

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.



Idaho Department of Water Resources

SRBA Recommendation:

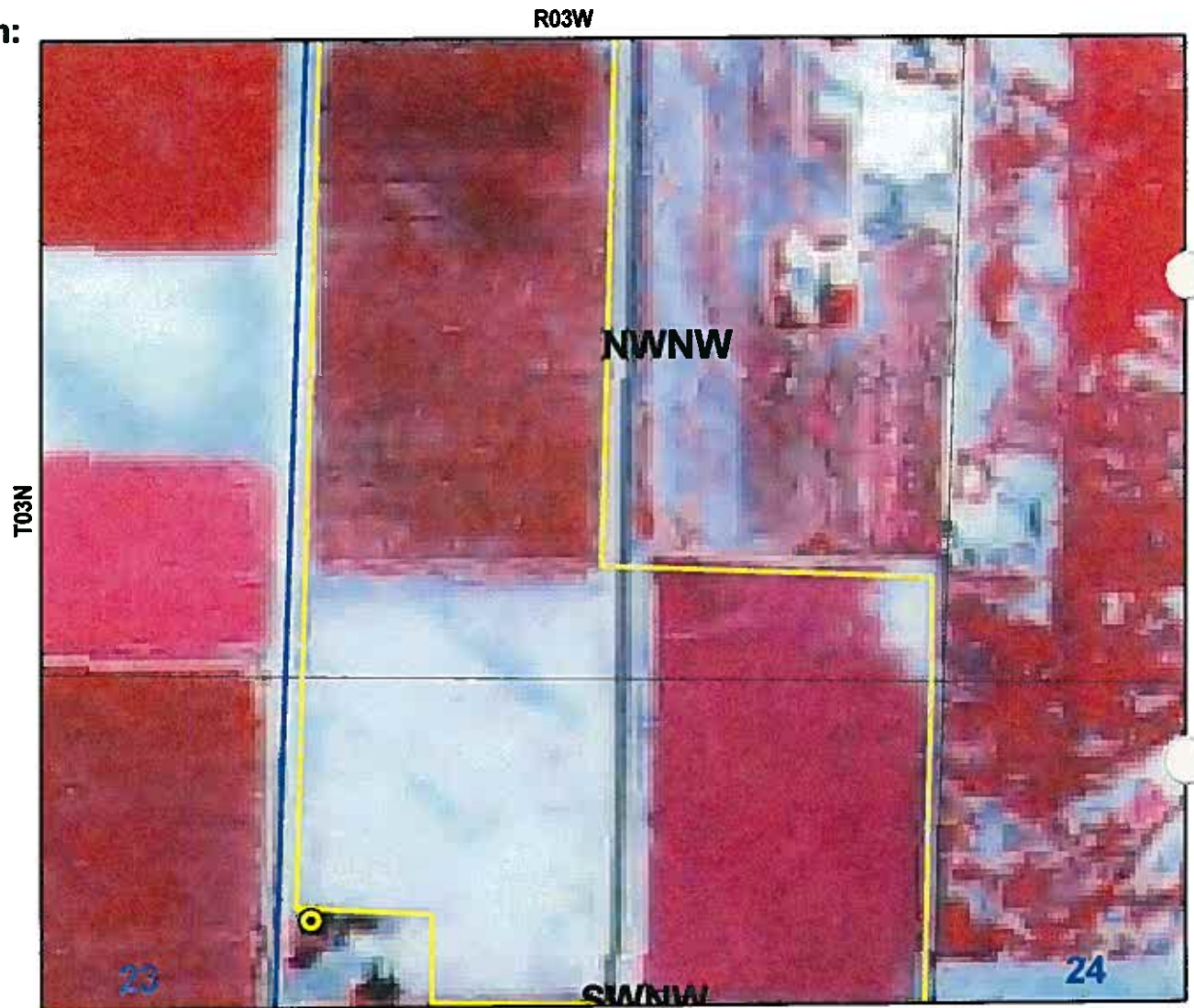
63-8461

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

Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W24																	0
Rec	63 199C	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 21706	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 224	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 225	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	03N03W24																	0
Rec	63 2392B	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 294	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 295	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 371	PIONEER IRRIGATION DISTRICT,	BOISE RIVER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Right	63 2388	US DEPT OF INTERIOR,	BOISE RIVER	03N03W24																	0
Rec	63 198A	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER, MORES CREEK	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 199B	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER, MORES CREEK	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 200B	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER, MORES CREEK	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 30181	NAMPA & MERIDIAN IRRIGATION DISTRICT,	BOISE RIVER, MORES CREEK	03N03W24					X	X	X	X	X	X	X	X		X	X	X	0
Rec	63 21739	PIONEER IRRIGATION DISTRICT,	ELIJAH DRAIN	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 21731	PIONEER IRRIGATION DISTRICT,	FIVEMILE CREEK	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0
Rec	63 2294	PIONEER IRRIGATION DISTRICT,	FIVEMILE CREEK	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		X	0

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Claim	63 10248	CANDACE JENKINS, WILLIAM E JENKINS, EDWARD G JENKINS, BILLYE O JENKINS,	GROUND WATER	03N03W24						30										30
Claim	63 8461	SHERRY K SASSER, GALE M SASSER,	GROUND WATER	03N03W24						22	17									39
Claim	63 8539	MARTENS FARM,	GROUND WATER	03N03W24													31	14		45
Claim	63 8545	NOBU TERADA,	GROUND WATER	03N03W24															35	35
Claim	63 8891	LONE STAR FARM,	GROUND WATER	03N03W24															35	35
Rec	63 2529	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		0
Rec	63 5199	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		0
Rec	63 5200	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		0
Rec	63 8461	SHERRY K SASSER, GALE M SASSER,	GROUND WATER	03N03W24						22	17									39
Rec	63 8545	NOBU TERADA,	GROUND WATER	03N03W24															35	35
Rec	63 8891	LONE STAR FARM,	GROUND WATER	03N03W24															35	35
Rec	63 9109	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W24	X	X	X	X	X	X	X	X	X	X			X	X		0
Right	63 10461	JUNE F MARTENS, LEONARD H MARTENS,	GROUND WATER	03N03W24								9		11	30					50
Right	63 11227	LOWELL W ROWLEY, JOANNE R ROWLEY,	GROUND WATER	03N03W24						12.3										0
Right	63 11228	ROBERT T ADAMS, SHIRLEY A ADAMS,	GROUND WATER	03N03W24						X										0
Right	63 11240	MYRNA J LITTLE, HARRY M LITTLE,	GROUND WATER	03N03W24											26					26
Right	63 19802	NOBU TERADA,	GROUND WATER	03N03W24															X	0
Right	63 21075	JAMES C HELLWEGE,	GROUND WATER	03N03W24										X						0
Right	63 21075	JAMES C HELLWEGE,	GROUND WATER	03N03W24										X						0

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Right	63 21173	J & H LAND CO,	GROUND WATER	03N03W24	X																0
Right	63 21173	J & H LAND CO,	GROUND WATER	03N03W24	X																0
Right	63 21201	JUNE F MARTENS, LEONARD H MARTENS,	GROUND WATER	03N03W24										X							0
Right	63 21201	JUNE F MARTENS, LEONARD H MARTENS,	GROUND WATER	03N03W24										X							0
Right	63 23366	CHRISTIE L DEWEY, BOBBY DEWEY,	GROUND WATER	03N03W24							X										0
Right	63 23366	CHRISTIE L DEWEY, BOBBY DEWEY,	GROUND WATER	03N03W24							X										0
Right	63 23601	CLEETIS L MARTIN, IRENE HOSKINS,	GROUND WATER	03N03W24												X					0
Right	63 23601	CLEETIS L MARTIN, IRENE HOSKINS,	GROUND WATER	03N03W24												X					0
Right	63 2529	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W24																	0
Right	63 25835	GARY BLECHA,	GROUND WATER	03N03W24			X														0
Right	63 25835	GARY BLECHA,	GROUND WATER	03N03W24			X														0
Right	63 25849	FRANK BLECHA,	GROUND WATER	03N03W24			X														0
Right	63 25849	FRANK BLECHA,	GROUND WATER	03N03W24			X														0
Right	63 27349	GAYLE W LANE, KAREN LANE,	GROUND WATER	03N03W24														X			0
Right	63 27350	GAYLE W LANE, KAREN LANE,	GROUND WATER	03N03W24														X			0
Right	63 27350	GAYLE W LANE, KAREN LANE,	GROUND WATER	03N03W24														X			0
Right	63 27998	MYRNA SCHWARZ ESKELIN,	GROUND WATER	03N03W24												X					0
Right	63 28185	SHERRY K SASSER, GALE M SASSER,	GROUND WATER	03N03W24							X										0
Right	63 28268	RUBEN HEREDIA,	GROUND WATER	03N03W24												X					0
Right	63 28295	LONE STAR FARM,	GROUND WATER	03N03W24														X			0

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8461 Priority February 17, 1977 Amount 0.78 cfs

THIS IS TO CERTIFY, that Meril Ebbers
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-8461 issued pursuant to Application for Permit dated February 17, 1977,
and has submitted proof to the Department of Water Resources on February 10, 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 0.92 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>March 15</u> to <u>November 15</u>	at <u>0.78</u> cfs and	<u>175.5</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.78 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
175.5 acre feet per year, said waters to be diverted within the SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Twp.
3N, Rge. 3W in the County of Canyon

Description and location of place of use:

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 $\frac{1}{4}$	
3N	3W	24					22	17											39

Total number of acres irrigated 39

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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 22 day of
October, 19 81.

Director

RECEIVED

SEP 25 1981

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
< LICENSING >
APPLICATION FOR AMENDMENT OF A PERMIT

To change the point of diversion and/or the place of use.

Comes now MERIL EBBERS

of (address) Nampa, ID, and represents to the
Director of the Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho
No. 63-8461, and requests that the permit and permit map be changed as follows:

1. Point of diversion: SW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 24, Township 3N, Range 3W, B.M.,
County of Canyon. Other points of diversion: _____

2. Period and nature of use: (irrigation, domestic, stockwatering, industrial, etc.)

NO CHANGE

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre feet per annum)

3. Place of use or land to be irrigated:

TWP	RGE	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 $\frac{1}{4}$	
3N	3W	24						22	17										39

Total number of acres to be irrigated = 39

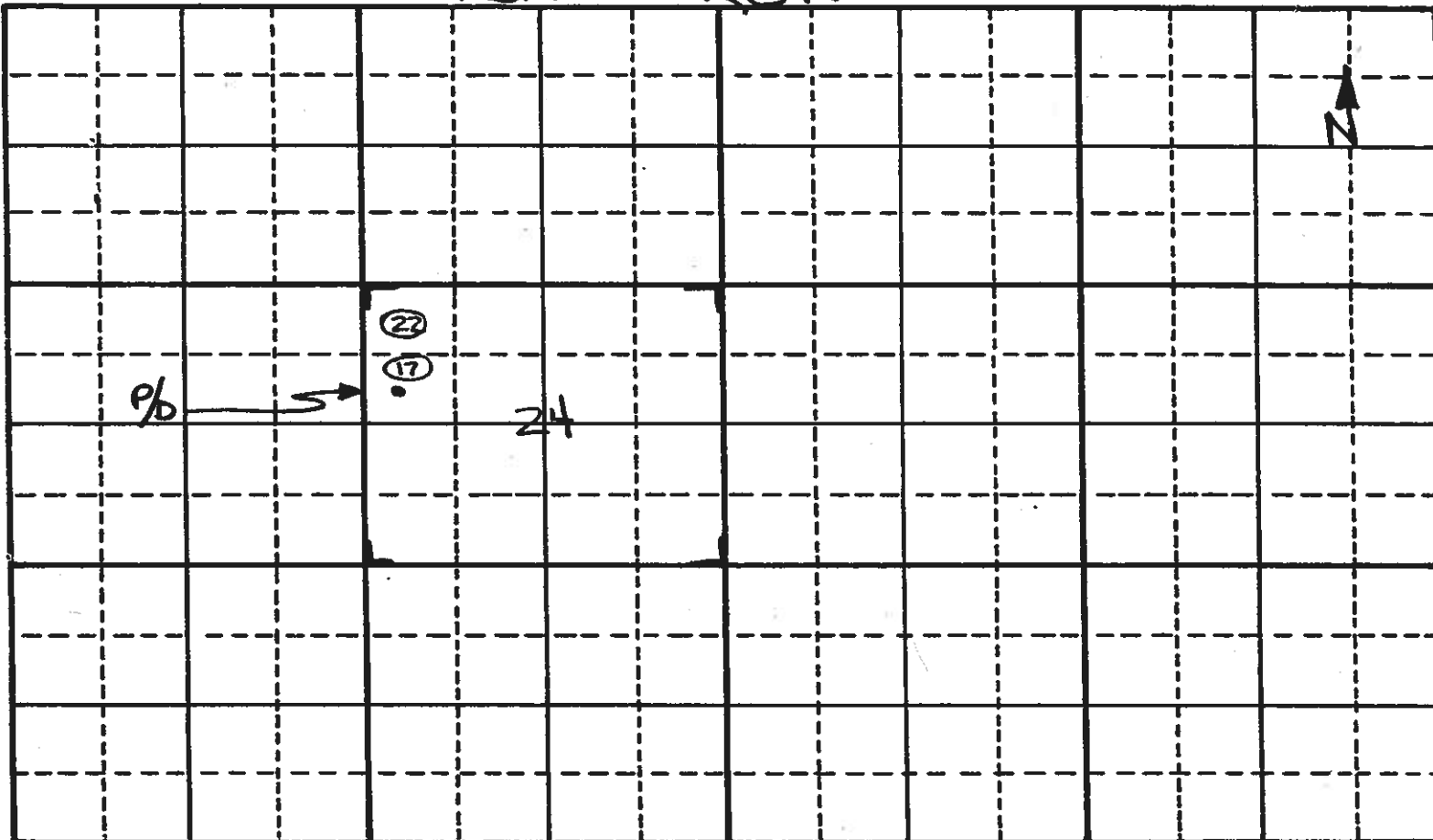
4. a. Who owns the property at the point of diversion? MERIL EBBERS

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

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

Show 40-acre subdivisions, township ranges and ditches.

T3N R3W



Scale: 2 inches equal 1 mile.

That no one will be injured by such change, and that such change will be made at permit holder's own risk.

Signed at Yampa, Idaho, this 22 day of Sept, 19 81.

Meril E. Ebbert
(Signature)

FOR DEPARTMENT USE ONLY

Preliminary check by Jim Fee = \$20.00

Received by af Date 9-30-81 #20445

Publication prepared by N/A Date _____

Published in _____

Publication dates _____

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

I, A. KENNETH DUNN, Director of the Department of Water Resources hereby
APPROVE the above Application for Amendment of Permit No. 63-8461.

In witness my hand this 22 day of October, 19 81.

A. Kenneth Dunn
Director

RECEIVED
OCT 1 1981
WATER RESOURCES
DIVISION
BOZEMAN, MONTANA

Identification No. _____

Application No. 63-8461

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 Meril Ebbers Phone: 466-6941
post office address Route #1, Nampa, ID
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 3N
Range 3W B.M. Canyon County; additional points of diversion if any: _____

- b. If water is not consumed, it will be discharged into Phyllis Canal at a point in NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 24 Township 3N Range 3W B.M. _____
4. Water will be used for the following purposes:
Amount 0.80 for irrigation purpose from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (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. 0.80 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. 50 hp turbine pump. Water pumped into open ditch and redistributed by siphon tubes.

- b. Height of storage dam none 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 65 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years.
b. Estimated construction cost is \$ 3,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(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 _____

(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: _____

Microfilm

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	
3N	3W	24						40											40

Total number of acres to be irrigated. 40

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

48,34 inches from Nampa-Meridian Irrigation thru Nampa Caldwell canal to Brandt lateral.

9. a. Who owns the property at the point of diversion Meril Ebbers (applicant)

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

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 Well was drilled by former owner & never used. I want to install turbine, PTO driven pump to complement present water supply.

A 12x12 grid map showing a section of land. The grid is divided into 12 columns and 12 rows. A specific section is highlighted with a solid black border. This section is located in the 4th column from the left and the 10th row from the top. The section is labeled with an asterisk (*) in the center. To the right of this section, in the 5th column and 10th row, is the text "Twp. 3N". Below the highlighted section, in the 4th column and 11th row, is the text "2 4". To the right of this, in the 6th column and 11th row, is the text "Rge. 3W".

(Applicant) M. S. Elsh

Proposed Priority 2/17/77

Received by js Date 2/17/77 Time 10:30 AM

Preliminary check by js Fee \$ 25.00

Received by JB Date 2/17/77 # 6370

Publication prepared by CS Date 2-17-77

Published in Idaho Free Press

Publication dates Feb. 24, 1977 & March 3, 1977

Publication approved if Date 3-16-77

Priority reduced to Reason

Protests filed by:

Copies of protests forwarded by

Hearing held by Date

Recommended for approval denial by js

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. 63-8461, 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 April 1, 19 78.
- c. Other:

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

Witness my hand this 28th day of March, 19 77.


Director

TOTAL ACREAGE _____ 40

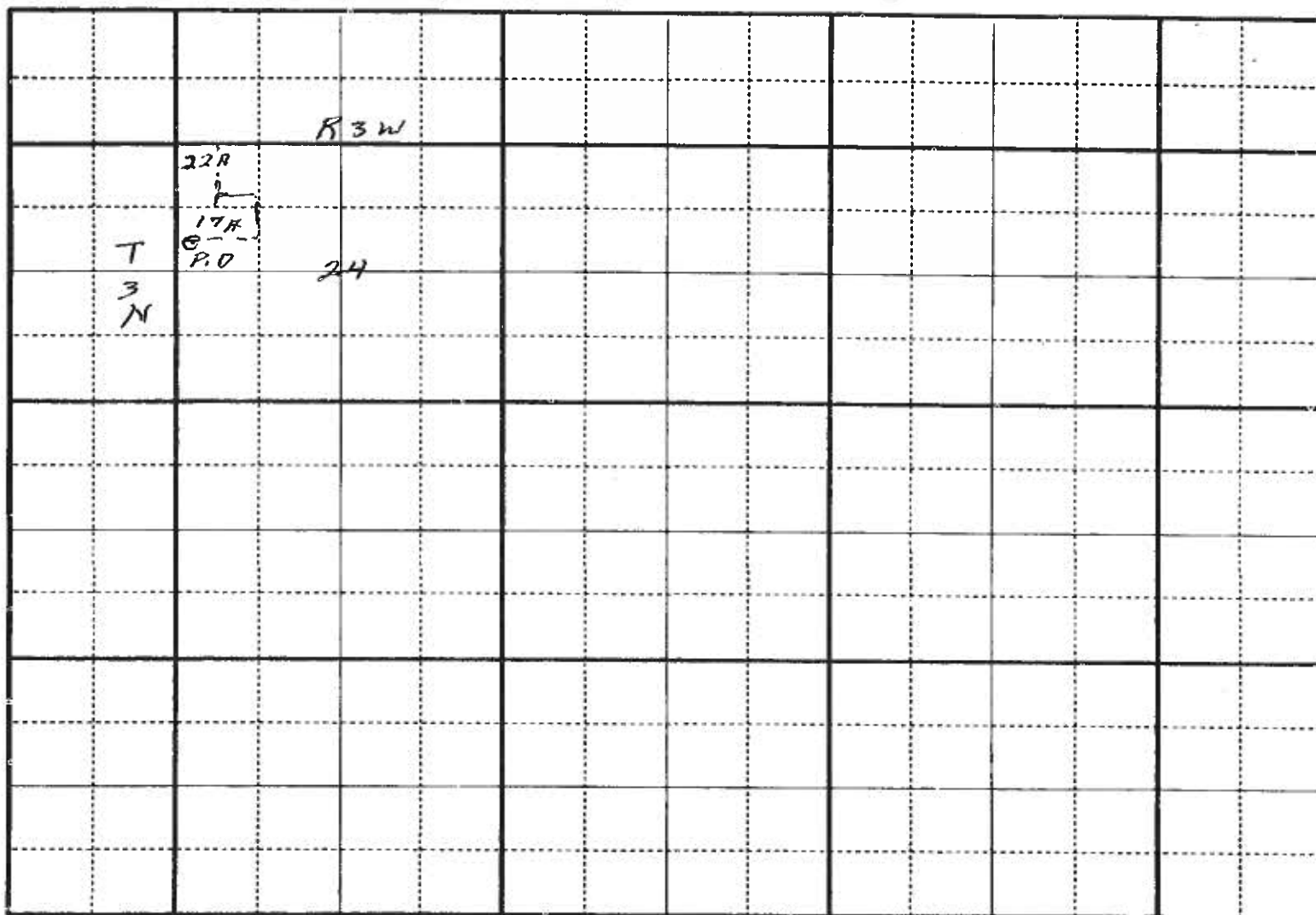


Diagram of System

[Faint, illegible handwritten notes]

DATE OF EXAM 10/8/80

ACREAGE

Found 39 ✓
Recommended 39 ✓

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = .78 c.f.s. V = 175.5 AF/Ann. from 3/15 to 11/15
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 _____

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

Exchange? yes _____ no _____

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 .92 Method of measurement Hotse power

Total Q recommended .78 Meter No. _____ Type _____ Condition _____

Total V recommended 175.5

Recommended Amendments:

P.D. Permit says: NWNW Sec 34 should say SWNW Sec 34
Place of Use NWNW Sec 34 add SWNW Sec 34
Other _____
None _____

MEASUREMENT CALCULATION:

10 x 8.8 x 1.80 = 70.4
30.4 ft + 4.8" PSI (46.5) = 76.5 x 70.4 = 192.55 capac
39 x 1.02 = 178

SYSTEM DESCRIPTION: Allow .02 c.f.s. 39 x .02 = .78 c.f.s
V = 39 x 4.5 = 175.5 .78 x 1.9835 x 245 = 379.0

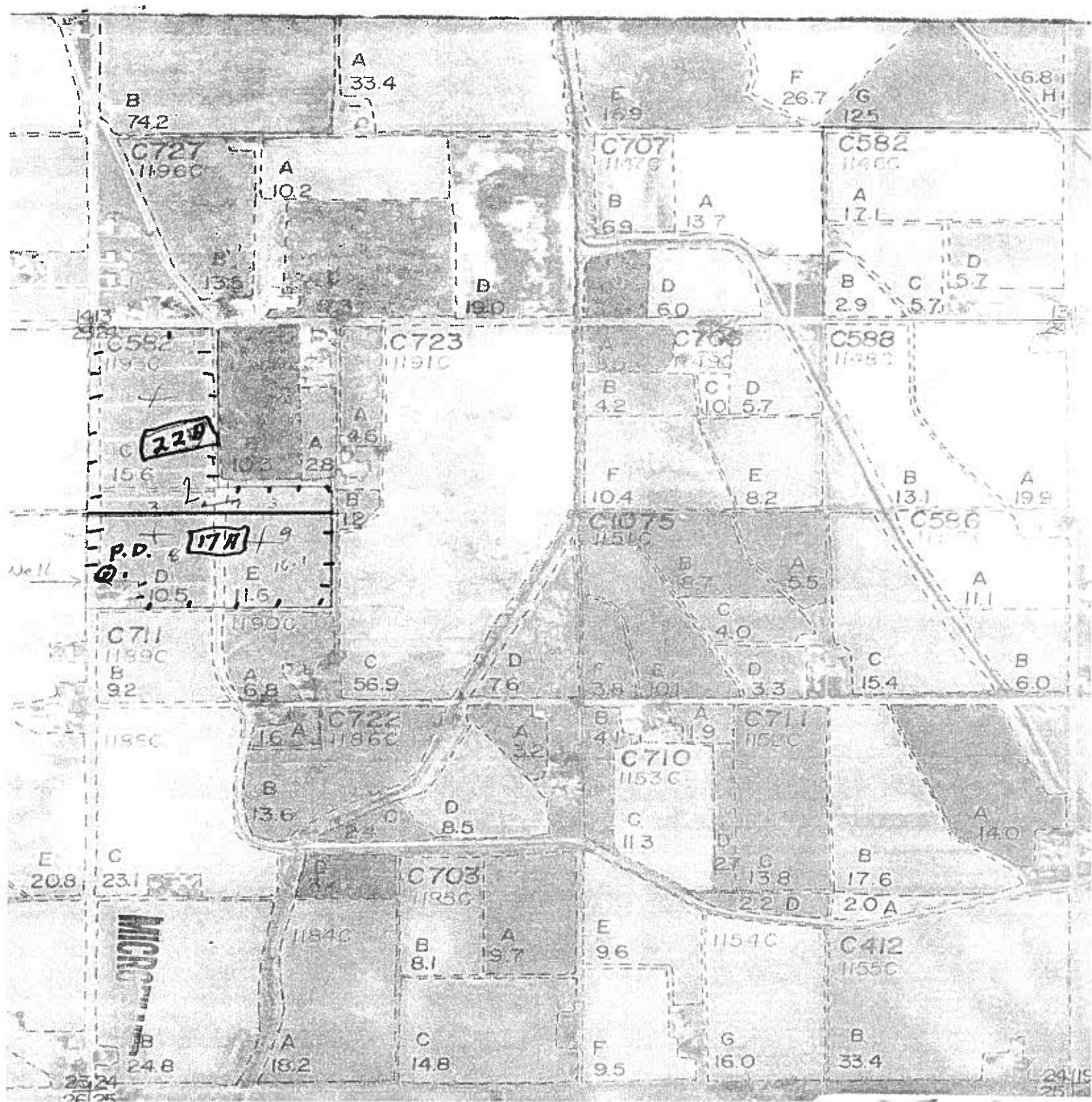
2-5 HP pumps - 12" casing - 90 ft deep - 30 ft lift
pumps into concrete ditch - gravity irrigation

REMARKS: Supplemental to Nampa-Meridian
irrigation District

Examiner's Signature John R. Meyer Date 10/17/80

Checked by DBS Date 11/11/80

Approved by Robyn Date 6/17/81





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

May 22, 1996

Re: Notices of Claim to a Water Right Nos. A63-08461, A63-28185

GALE M SASSER
SHERRY K SASSER
PO BOX 190070
BOISE ID 83719

Mr. & Mrs. Sasser:

Enclosed are copies of the above referenced claims which reflect the change in ownership of the land and appurtenant water rights covered under the original filings.

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

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

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

MICROFILMED
OCT 08 1996