

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 63-9193
Date Received: 11/8/89
Receipt No: W006642
Received By:

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

1. Name of Claimant(s): LOYAL HOWER TRUST
Address: 4819 E LEWIS LN
NAMPA ID USA 83686

Phone: (208)466-4865

2. Date of Priority: 12/11/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
02N	01W	18	NW NW	CANYON

5. Description of diverting works:

WELL 36' DEEP W/15 HP PUMP W/GATED PIPE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.32	297

7. Total Quantity Appropriated is:
1.32 C.F.S. and/or 297 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	18	NE NW		IRRIGATION	36
			NW NW		IRRIGATION	30
					Section Acres	66
					Total Acres	66

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:

THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS/AC
NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE
NAME CHANGE / REMOVAL PER CLAIMANT REQUEST. DB 8/31/2000.

15. Basis of Claim: License

16. Signature(s) N / A

RECEIVED

MAR 07 2000

WATER RESOURCES
WESTERN REGION

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

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

1. Water Right No(s): 63-09193 57-100,052
 Adjudication Claim No(s): A63-09193 A02-00012 A02-02114
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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR**
 - C. If your water right or adjudication claim 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: Mildred J. Hower a Loyal ^{Hower} Howard (deceased)
4819 E. Lewis Lane, Nampa, ID 83686
4. New Owner/Claimant(s): Loyal L. Hower Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address: 4819 E. Lewis Lane
 City, State and ZIP Code: Nampa, ID 83686
 New Telephone Number: () 466-4865
5. Date you acquired the property: _____
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right 66 Number and type of stock _____
 Diversion rate in CFS 1.32 Number of homes you acquired _____ Other uses _____
7. Signature of New Owner(s) or Claimant(s): [Signature] for Loyal L. Hower Trust
- 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.

SCHILLER & SCHILLER

CHARTERED

ATTORNEY AT LAW

P.O. Box 21 — 1202 - 1st Street South
Nampa, Idaho 83653-0021

EDWIN G. SCHILLER

TELEPHONE 208 - 466-7809
FAX 208 - 466-7910

March 7, 2000

Mel Shulte
Water Resource Department
2735 Airport Way
Boise, Idaho 83705

RECEIVED
MAR 08 2000
WATER RESOURCES
WESTERN REGION

Dear Mr. Shulte:

I am writing you on behalf of my client, Mildred Hower. Enclosed are copies of 2 Deeds conveying Canyon County and Owyhee County real property to the Loyal L. Hower Trust. Also enclosed is a copy of the Deed conveying the Estate's one-half interest in the Canyon County property to Mildred Hower.

If you have any questions or need any further information, please contact me.

Very truly yours,

SCHILLER & SCHILLER, CHARTERED



EDWIN G. SCHILLER

EGS/lrk
Encls.
cc: Client

9932892

RECEIVED

MAR 08 2000

WATER RESOURCES
WESTERN REGION

DEED

THIS DEED, made by J. MILDRED HOWER, the Personal Representative of the Estate of LOYAL L. HOWER, deceased, and J. MILDRED HOWER, individually, "Grantors", to THE LOYAL L. HOWER TRUST, L. LINN HOWER and JONNE M. HOWER, Co-Trustees, "Grantee", whose address is 4819 E. Lewis Lane, Nampa, Idaho 83686.

WHEREAS, one of the Grantors is the qualified Personal Representative of said Estate, filed as Probate Number SP98-2177 in Canyon County, Idaho, and the other Grantor is the surviving spouse of said LOYAL L. HOWER.

THEREFORE, for valuable consideration received, Grantors transfer and convey to Grantee the following described real property in Canyon County, Idaho, to-wit:

The Northeast Quarter Northwest Quarter,
Section 18, Township 2 North, Range 1 West of
the Boise Meridian, Canyon County, Idaho.

AND

Lot 1 in Section 18, Township 2 North, Range 1
West of the Boise Meridian, Canyon County,
Idaho.

SAVE AND EXCEPT the following described real
property, to-wit:

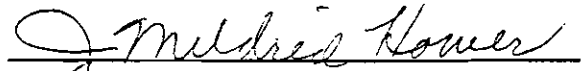
COMMENCING at the Northwest corner of Lot 1 in
Section 18, Township 2 North, Range 1 West of
the Boise Meridian, Canyon County, Idaho;

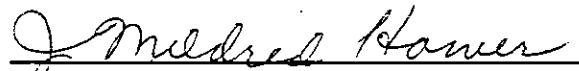
COPY

thence East along the North boundary line of said Lot 1, a distance of 544 feet to the Real Point of Beginning;
thence South and parallel to the West boundary line of said Lot 1, a distance of 179 feet;
thence West and parallel to the North boundary line of said Lot 1, a distance of 106 feet;
thence South and parallel to the West boundary line of said Lot 1, a distance of 156 feet;
thence East and parallel to the North boundary line of Lot 1, a distance of 172 feet;
thence North and parallel to the West boundary line of said Lot 1, a distance of 156 feet;
thence West and parallel to the North boundary line of said Lot 1, a distance of 26 feet;
thence North and parallel to the West boundary line of said Lot 1, a distance of 179 feet, more or less, to a point in the North boundary line of said Lot 1;
thence West a distance of 40 feet, more or less, along the North boundary line of Lot 1 to the Real Point of Beginning.

with all appurtenances.

EXECUTED THIS 13 day of August, 1999.

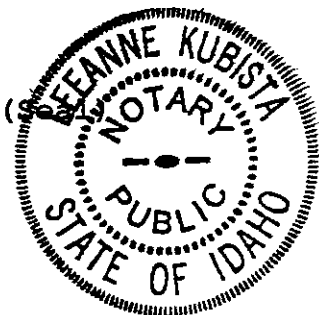

J. MILDRED HOWER, Personal
Representative of the Estate of
LOYAL L. HOWER, deceased person


J. MILDRED HOWER

STATE OF IDAHO)
 : ss
County of Canyon)

On this 13 day of August, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared J. MILDRED HOWER known to me to be the duly appointed and acting Personal Representative of the Estate of LOYAL L. HOWER, deceased person, and known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same in such capacity, and on behalf of said Estate.

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



STATE OF IDAHO)
 : ss
County of Canyon)

Leanne Kubista
Notary Public for Idaho
Residing at Nampa, Idaho

RECORDED
INDEXED
JUL 13 1999
BY [Signature]

CLERK OF DISTRICT COURT
CANYON CITY, IDAHO
BY [Signature]

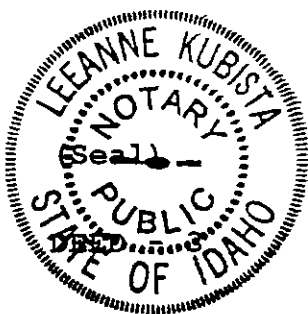
19 AUG 18 AM 8 46

RECORDED

009932892

On this 13 day of August, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared J. MILDRED HOWER, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same.

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



Leanne Kubista
Notary Public for Idaho
Residing at NAMPA, Idaho

229503

99 AUG 18 AM 11:41

RECEIVED

MAR 08 2000

WATER RESOURCES
WESTERN REGIONREQUEST OF
Schiller & Schiller
PCE 92RECORDED
B. A. Schiller
CITY

DEED

THIS DEED, made by J. MILDRED HOWER, the Personal Representative of the Estate of LOYAL L. HOWER, deceased, and J. MILDRED HOWER, individually, "Grantors", to THE LOYAL L. HOWER TRUST, L. LINN HOWER and JONNE M. HOWER, Co-Trustees, "Grantee", whose address is 4819 E. Lewis Lane, Nampa, Idaho 83686.

WHEREAS, one of the Grantors is the qualified Personal Representative of said Estate, filed as Probate Number SP98-2177 in Canyon County, Idaho, and the other Grantor is the surviving spouse of said LOYAL L. HOWER.

THEREFORE, for valuable consideration received, Grantors transfer and convey to Grantee the following described real property in Owyhee County, Idaho, to-wit:

All of that portion of Lot 5 in Section 27, Township 1 South, Range 2 West of the Boise Meridian, lying between the new oiled highway to Murphy, Idaho, and Snake River North of said highway.

All that part of Lot 8 in Section 28, Township 1 South, Range 2 West of the Boise Meridian, which lies North of the oiled highway and East of the draw and being bordered on the North by the Snake River.

COPY

AND

COMMENCING at the Southwest corner of Section 27, Township 1 South, Range 2 West, Boise Meridian, Owyhee County, Idaho;
thence 1,320 feet to the REAL POINT OF BEGINNING; thence
North 89 degrees 59'49" East a distance of 439 feet; thence
North 21 degrees 36'00" East a distance of 160 feet; thence
North 29 degrees 30'51" West a distance of 422 feet; thence
North 00 degrees 01'17" West a distance of 355 feet; thence
North 74 degrees 20'29" West a distance of 122 feet; thence
South 60 degrees 35'39" West a distance of 70 feet; thence
South 46 degrees 00'00" West a distance of 155 feet; thence
South 00 degrees 00'11" East a distance of 762 feet to the REAL POINT OF BEGINNING.

with all appurtenances.

EXECUTED THIS 13 day of AUGUST, 1999.


J. MILDRED HOWER, Personal
Representative of the Estate of
LOYAL L. HOWER, deceased person

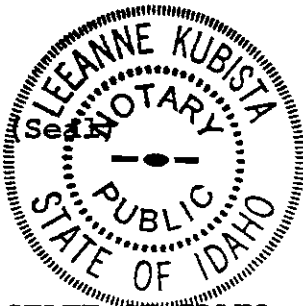

J. MILDRED HOWER

STATE OF IDAHO)
 : ss
County of Canyon)

On this 13 day of August, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared J. MILDRED HOWER known to me to be the duly appointed and acting Personal Representative of the Estate of LOYAL L. HOWER, deceased person, and known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same in such capacity, and on behalf of said Estate.

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

LeeAnne Kubista
Notary Public for Idaho
Residing at Nampa, Idaho

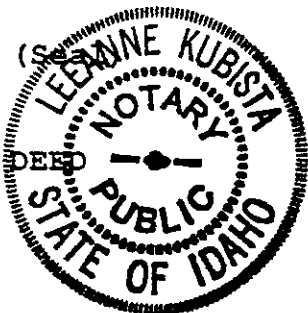


STATE OF IDAHO)
 : ss
County of Canyon)

On this 13 day of August, 1999, before me, the undersigned, a Notary Public in and for said State, personally appeared J. MILDRED HOWER, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that she executed the same.

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

LeeAnne Kubista
Notary Public for Idaho
Residing at Nampa, Idaho



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: A63-09193
Date Received: 11/08/1989
Receipt No: W006642
Received By: [Signature]

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

1. Name: LOYAL L. HOWER 208-466-4865
Address: 4819 E. LEWIS LN.
NAMPA, ID 83686

OR

Name: J. MILDRED HOWER 208-466-4865
Address: 4819 E. LEWIS LN.
NAMPA, ID 83686

2. Date of Priority: DEC 11, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	01W	18	NW	NW			CANYON

5. Description of diverting works:
WELL 36' DEEP W/15 HP PUMP W/GATED PIPE FOR IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.320		297.00

7. Total Quantity Appropriated is:
1.320 C.F.S. (and/or) 297.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	01W	18	NE	NW		IRR	36.0
			NW	NW		IRR	30.0
						Section Acres	66.0
						Total Acres	66.0

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 IRRIGATION DISTRICT.

14. Remarks:
THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE
THAN 0.02 CFS/AC NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE.

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 X 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): *Lozale P. Howes* Date: 11-8-89
_____ Date: _____

State of Idaho)
County of ADA) SS.

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

Jan Shute
Notary Public

Seal

Residing at Meridian ID
My Commission Expires 9-14-94

02/09/2006

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

RIGHT NUMBER: 63-9193
NAME AND ADDRESS: LOYAL L HOWER TRUST
PO BOX 11871
SALT LAKE CITY UT 84147

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.320 CFS
297.000 AFY

PRIORITY DATE: 12/11/1978

POINT OF DIVERSION:

T02N R01W S18 NWNW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	1.320 CFS 297.00 AFY

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

PLACE OF USE: IRRIGATION Within CANYON County

T02N R01W S18	NENW	36.00	T02N R01W S18	NWNW	30.00
---------------	------	-------	---------------	------	-------

66 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.

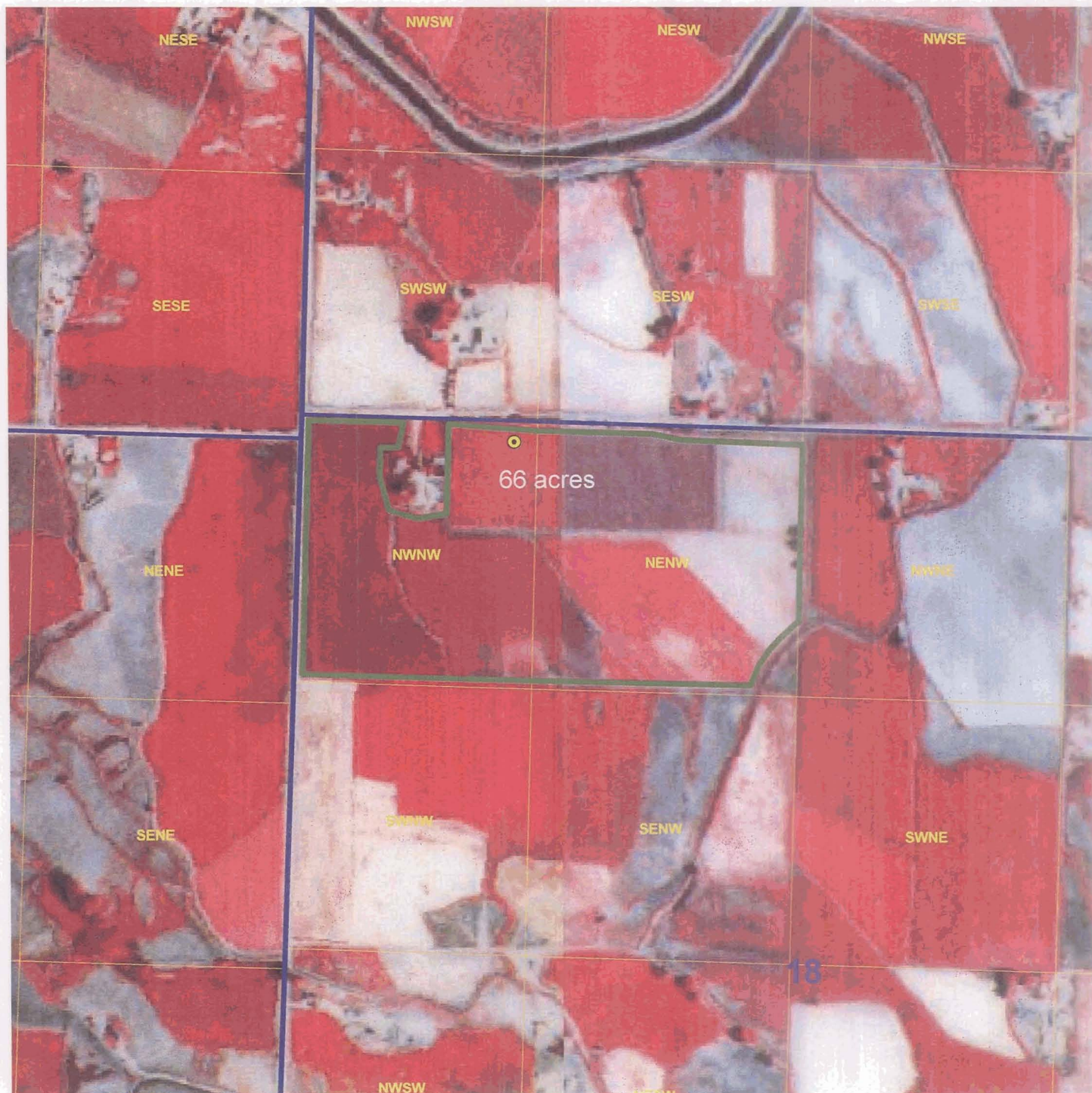
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Idaho Department of Water Resources

63-9193

T02N R01W S18



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



400 0 400 800 1200 1600 Feet

IDWR

Prepared by: Sandy Egbert
1987 NAPP Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid 116.00
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-9193

Owner: Phone No.

Current Address:

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

Accompanied by:

PRIORITY DATE

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

Priority date, per claimant, is:

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

Source: Tributary to

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

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

Overlap with other water rights: _____

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

Delivery System Narrative: _____

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

[The page contains faint horizontal lines, suggesting it was part of a lined notebook or document.]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 2-9-06

FIELD EXAMINER: Sandy Egbert

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-9193

01/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
9193	Claim	02N	01W	18	NE	NW		IRRIGATION	36/66	LOYAL L HOWER TRUST
9193	Water Right	02N	01W	18	NE	NW		IRRIGATION	36/66	J MILDRED HOWER
9193	Claim	02N	01W	18	NW	NW		IRRIGATION	30/66	LOYAL L HOWER TRUST
9193	Water Right	02N	01W	18	NW	NW		IRRIGATION	30/66	J MILDRED HOWER
19496	Water Right	02N	01W	18	NW	NW		STOCKWATER		J MILDRED HOWER
19496	Water Right	02N	01W	18	NW	NW		DOMESTIC		J MILDRED HOWER

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9193 Priority December 11, 1978 Amount 1.32 cfs

THIS IS TO CERTIFY, that Loyal L. &/or J. Mildred Hower
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-9193 issued pursuant to Application for Permit dated December 11, 1978
and has submitted proof to the Department of Water Resources on February 25, 1982
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 1.97 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>1.32</u> cfs and	<u>297.0</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 1.32 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
297.0 acre feet per year, said waters to be diverted within the NW¹/4, Section 18, Twp.
2N, Rge. 1W 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	NW ¹	SW ¹	SE ¹	NE ¹	NW ¹	SW ¹	SE ¹	NE ¹	NW ¹	SW ¹	SE ¹	NE ¹	NW ¹	SW ¹	SE ¹	
2N	1W	18					36	30											66

Total number of acres irrigated 66

This right when combined with all other rights shall provide no more than 0.02
cfs per acre nor more than 4.5 afa per acre 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 21 day of
September, 19 82.

Director

License 63-2004 gw - No Overlap-different source

Rate

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 Loyal L. &/or J. Mildred Hower Phone: 466-4865
post office address Route 3, Box 3648, Nampa, ID 83651
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW 1/4 of NW 1/4 of Section 18 Township 2N
Range 1W 3M Canyon County; additional points of diversion if any _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ 1/4
of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.52 for irrigation purpose from 3-15 to 11-15 (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. 1.52 cubic feet per second and/or
b. _____ acre feet per annum
6. Proposed diverting works
a. Description of ditches, flumes, pumps, headgates, etc. well with 15 HP centrifugal 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 _____ M. Day _____ W. Day _____
c. Proposed well diameter 8 inches, proposed depth of well is 31 feet
7. Time and place for the construction of the works and appropriation of the water to the project and the time when _____
5 years
8. Estimated construction cost is \$ _____
9. Location of proposed well _____
a. Location of point of diversion _____
b. Location of point of discharge _____
c. Location of point of use _____
d. Location of point of sale _____
e. Location of point of use for other purposes describe _____

TR	AN	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
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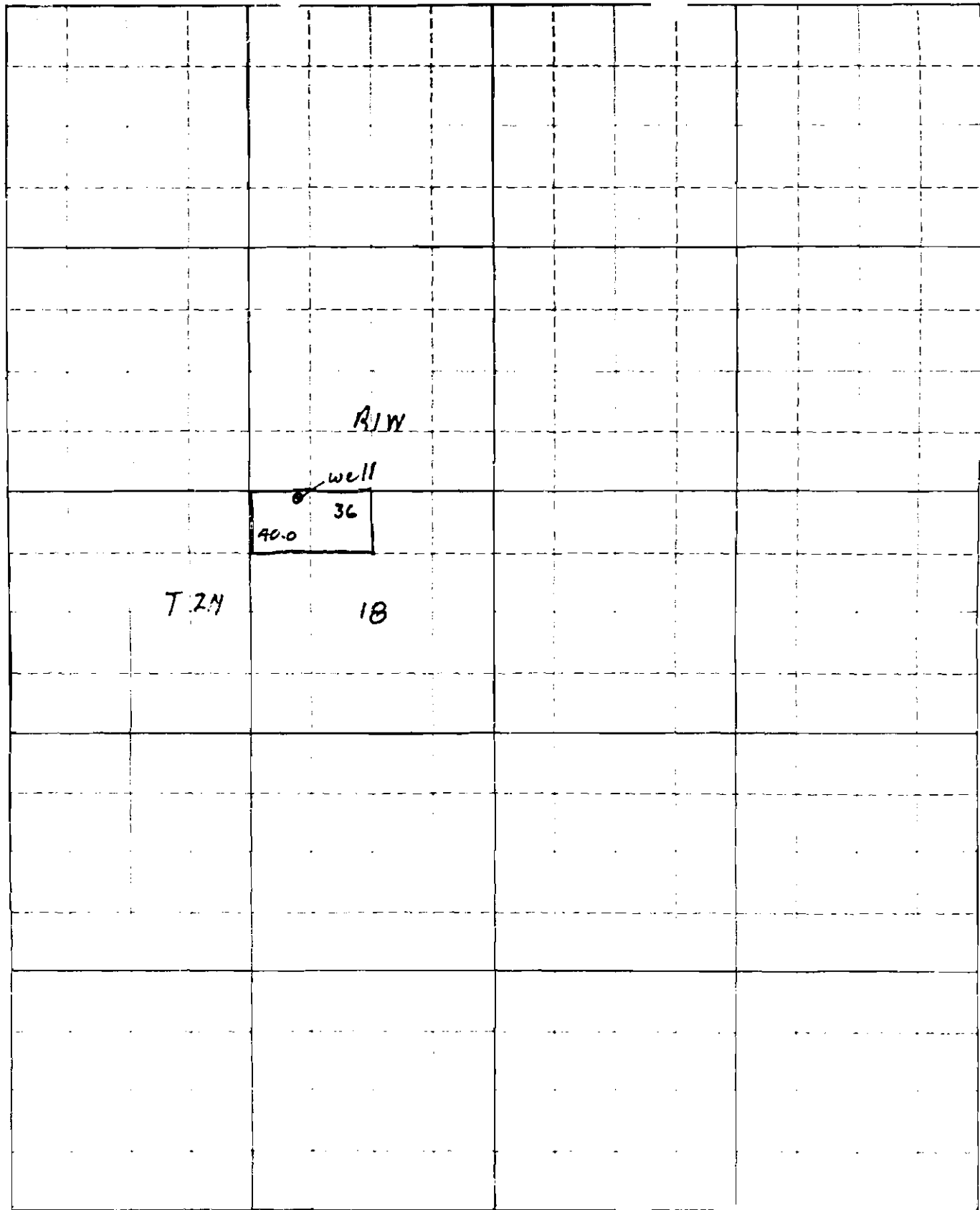
25				36	40													
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Various Maps of the State of Ohio

W. H. H. H.

W. H. H. H.

Map of the ...
and range number.



Scale of map 1 inch = 1 mile

By this act the ... and ... make application for ... the public ...

Loyal L. Hower
(Applicant)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

August 31, 2000

J MILDRED HOWER
4819 E LEWIS LN
NAMPA ID 83686

Re: Notice of Claim to a Water Right No. A63-09193, A02-00012 & A02-02114

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects the necessary name changes for 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.

Please note the necessary changes have also been made on water right number 63-19496, which has been decreed by the SRBA Court.

Thank you for your patience and cooperation, as we have had several ownership changes to process. 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
Office Specialist I
Adjudication Section
Western Region Office

DB:db

Enclosure

IDaho DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LOYAL L HOWER	12-1-97	IRRIGATION	03-15 11-15	1.320 CFS	297.00 AFA
C	J MILDRED HOWER					
	4819 E LEWIS LN					
	NAMPA ID 83686					
	(208) 466-4865					
	L. Lynn Hower and Jonne M. Hower, Co-Trustees			TOTAL DIVERSION:	1.320 CFS	297.00 AFA

Stage: LICENSE

CANYON County

				NE				NW				SW				SE								
				NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	
T	R	S	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	Lt Ac	Lt Ac	Lt Ac	Lt Ac	:	SUM
02N	01W	1B	:					:	36	30			:					:					:	66.0
																							TOTAL ACRES	66.0

Non-Irrigation Uses: NONE.

Other Rights: NAMPA-MERIDIAN IRRIGATION DISTRICT.

Conditions of Approval:

- R05 - The rate of diversion of water for irrigation under this license and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Remarks: GEN THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE THAN 0.02 CFS/AC NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE.

Dates: Exam Made Date: Verified Date: 04/23/1985 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 11/08/89 SHURTE 03/30/95 POST-STD

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-09193

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>N</u>						
PT. OF DIV.	<u>N</u>						DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE	<u>N</u>						
PL. OF USE	<u>N</u>						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	<u>N</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>N</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>N</u>						

N/A

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: _____

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:18:12
Page 1

Water Right Number - 63-09193 ✓

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***
HOWER

LOYAL L.

1 - ROUTE 3, BOX 3648
2 -
3 -

City- NAMPA State- ID Zip- 83651

Phone -
1 - ROUTE 3, BOX 3648
2 -
3 -

City- NAMPA State- ID Zip- 83651

HOWER

J. MILDRED

+ - - Priority Date - - +
12/11/1978 ✓

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +
L - LICENSE ✓

+ - - Status - - - - +

+ - - Source - - - - +
GROUNDWATER ✓

+ - - Tributary - - - - - +

+ - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot Rflg County Diversion Name Diversion Rate Diversion No.

02N ✓ 01W ✓ 18 ✓ NW NW ✓ (27) CANYON ✓

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION ✓ 03/15 ✓ 11/15 ✓ 1.320 ✓ 297.00 ✓

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.320 ✓ 297.00 ✓

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

02N ✓ 01W ✓ 18 ✓ NE NW ✓ 36.0 ✓ 01 IRRIGATION ✓ (27) CANYON
02N ✓ 01W ✓ 18 ✓ NW NW ✓ 30.0 ✓ 01 IRRIGATION ✓ (27) CANYON ✓

Total Acres: 66.0 ✓

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - NAMPA-MERIDIAN IRRIGATION DISTRICT ✓

+ - - - - Remarks - - - - - +

THIS RT. WHEN COMBINED WITH ALL OTHER RTS. SHALL PROVIDE NO MORE
THAN 0.02 CFS/AC NOR MORE THAN 4.5 AFA/AC FOR THE LANDS ABOVE.

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:18:12
Page 2

Water right number - 63-09193

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

R05 - The rate of diversion of water for irrigation under this
- license and all other water rights on the same land shall not
- exceed 0.02 cubic feet per second for each acre of land.

+ - - - Decree Plaintiff - - - +

+ - - - Decree Defendant - - - +

+ - Decree Date - +

00/00/0000

+ - - - - -Comments- - - - - +

No Comments Found

+ - - Audit Fields - 04/23/85 05/01/88

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

Proof Due Date - 02/01/1984	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 02/05/1979	Protested 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 - 04/23/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 10/25/1982	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag-
Presumption Flag -		