

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: **A63-00194**
Date Received: 10/ 8/1999
Receipt No: C046808
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: B W INC 208-375-6666
Address: 250 S BEECHWOOD #120
BOISE ID 83709

2. Date of Priority: JUN 1, 1877

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
Beginning Point of Instream Flow							
04N	01E	16	SW	SW			ADA
Ending Point of Instream Flow							
04N	01E	17	SE	NE			ADA

5. Description of diverting works:
HEADGATE IN BANK OF BOISE RIVER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	5.200		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	01E	17	SW		NE		IRR	15.0
			SE		NE		IRR	16.0
			SE		NW		IRR	10.0
			NE		SW		IRR	40.0
			SE		SW		IRR	10.0
			NE		SE		IRR	40.0
			NW		SE		IRR	40.0
			SW		SE		IRR	30.0
			SE		SE		IRR	37.0

Section Acres 238.0

Total Acres 238.0

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant

RECEIVED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF ~~THE~~ **OCT 28 1999**
 STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

WATER RESOURCES
WESTERN REGION

CIVIL CASE NUMBER: 39576

Ident. Number ALB-00194Date Received 10-8-99Receipt Number C046808

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

**NOTICE OF CLAIM
 TO A
 WATER RIGHT**

OCT 08 1999

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) B. W. Inc Phone (208) 375-6666Mailing Address 250 S. Beechwood #120 Boise, Id. Zip 837092. Date of Priority (Only one (1) per claim) (6-1-1877) JUNE 1, 18773. Source of water supply (a) BOISE River
 which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 1E Section 16,
 _____ 1/4 of _____ 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of ADA

Additional points of diversion if any: _____

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

Township 4N Range 1E Section 16, _____ 1/4 of _____ 1/4 of SW 1/4,Govt. Lot _____ B.M., County of ADAending point is: Township 4N Range 1E Section 17, _____ 1/4 of _____ 1/4 ofSE 1/4, Govt. Lot _____ B.M., County of ADA5. 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. _____Headgate In Bank of BOISE River

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 5.20 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 5.20 (cfs) and/or (b) _____ (acre feet)

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

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

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	
4N	1E	17			15	16				10	40	40	40	10	40	40	30	37	

Total number of acres irrigated 238

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

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.
well # 63-05091 and well # 63-07846 or None X

14. Remarks:

Last Name Baker B-m Inc Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

Diverston in sec. 16

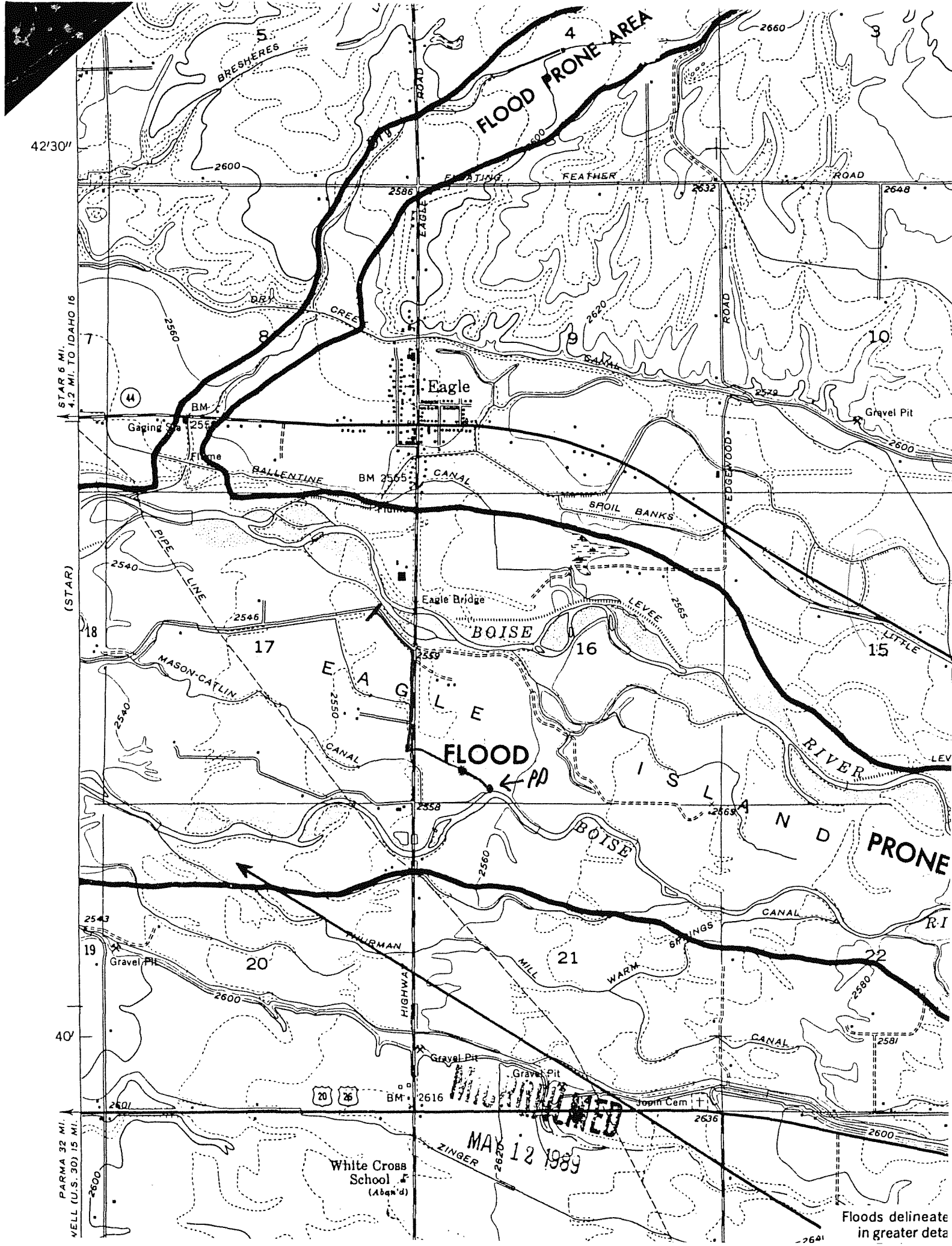
USED in Section 17 T. 4N. R. 1E. BM See attached

[illegible]

Last Name B.W. Inc

Ident No.

Copies: White-State, Yellow-Claimant



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

If applicable provide IDWR Water Right Number 63-00194

Court 7th Judicial Dist Case Number _____ Decree Date Jan. 18, 1906

Plaintiff vs Defendant Farmers Cooperative Ditch Co. VS 3 Pages of Defendants

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 _____

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

Signature of Claimant (s) B.W. Inc Date 9-29-99

By D. Baker Date 9-30-99
Dennis M. Baker, Pres.

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

of B.W. Inc Organization

document in the space below as President Title of B.W. Inc. Organization

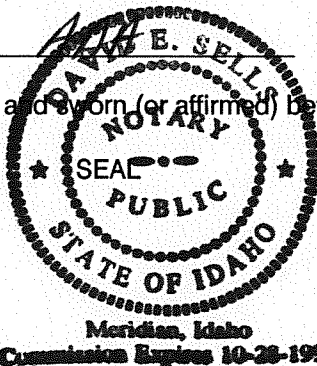
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent D. Baker

Title and Organization President, B.W. Inc Date 9-30-99

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 29th day of September 19 99



Notary Public [Signature]

Residing at Meridian

My Commission Expires 10-28-99

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name B.W. Inc Ident. Number _____

Copies White-State, Yellow-Claimant



Idaho Department of Water Resources

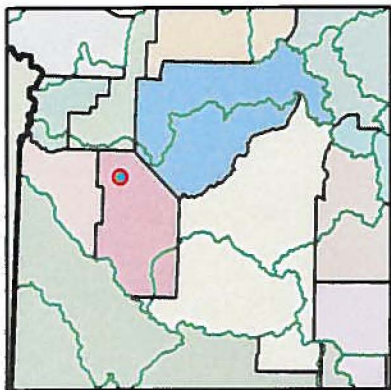
SRBA Recommendation:

63-194

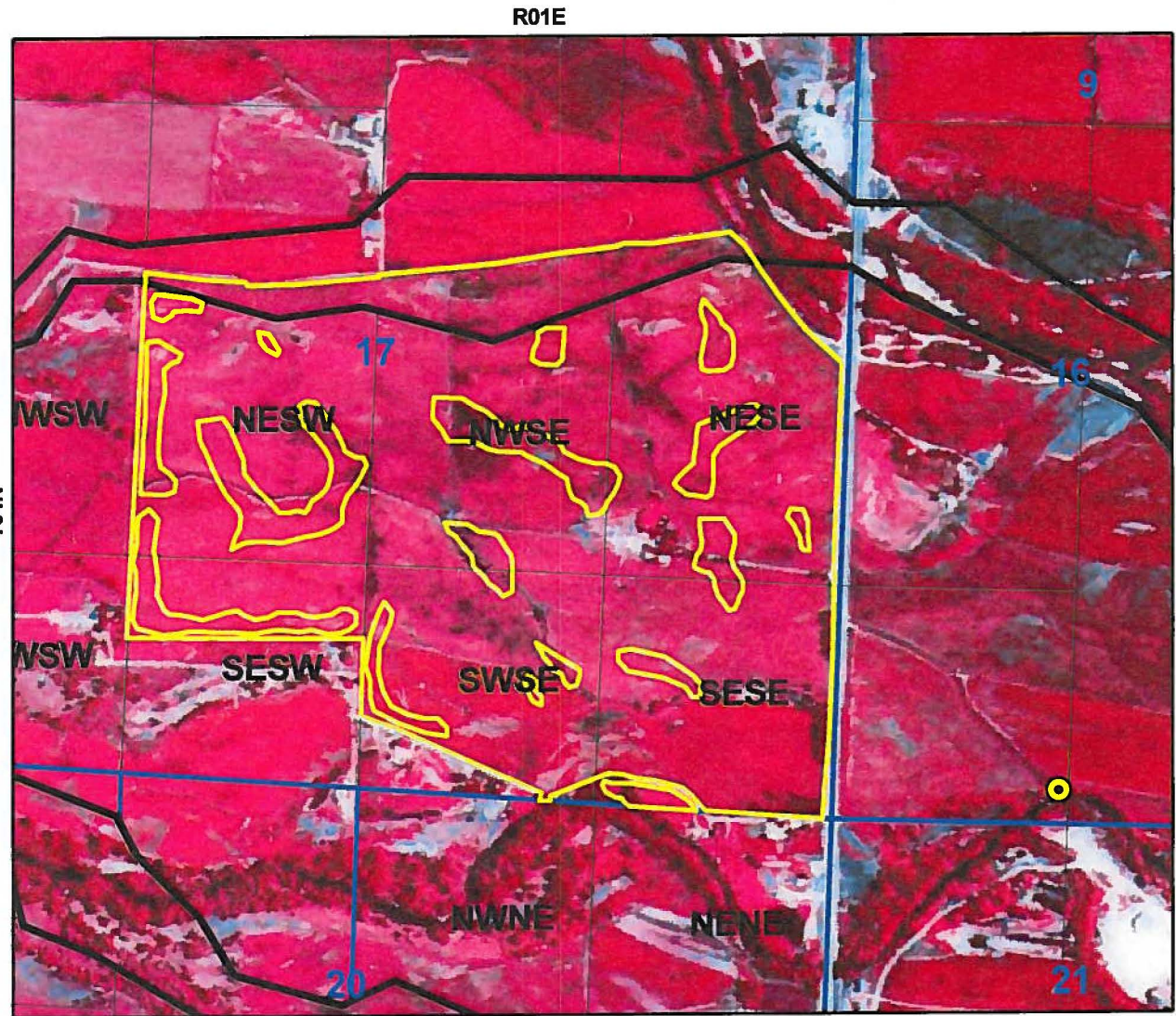
(Irrigation)

Legend

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



Ada County
IDWR Basin 63



0 0.4 0.8 Miles

Prepared by K. Walker
On Tuesday, March 27, 2007
1987/88 Aerial Photography

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

RIGHT NUMBER: 63-194

NAME AND ADDRESS:

T R CO LLC
250 S BEECHWOOD AVE STE 120
BOISE ID 83709

B-W INC
250 S BEECHWOOD STE 120
BOISE ID 83709

SOURCE: Source: Tributary:
BOISE RIVER SNAKE RIVER

QUANTITY: 5.200 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1877

POINT OF DIVERSION:

T04N R01E S16 SWSW
Within ADA County

PURPOSE AND PERIOD OF USE:	Purpose of use	Period of use:	Quantity:
	IRRIGATION	03/01 11/15	<u>4.370 CFS</u> 5.200 CFS
	<u>AESTHETIC STORAGE</u>	<u>01/01 12/31</u>	<u>112.10 AFY</u>
	<u>DIVERSION TO STORAGE</u>	<u>03/01 11/15</u>	<u>0.830 CFS</u>

Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.

PLACE OF USE:

IRRIGATION within ADA County

T04N R01E S17 Lot 7 SWNE 14.6

~~T04N R01E S17 Lot 7 SWNE 14.0~~

T04N R01E S17 Lot 8 SENE 15.2

~~T04N R01E S17 Lot 8 SENE 13.0~~

T04N R01E S17 Lot 6 SENW 8.6

~~T04N R01E S17 Lot 6 SENW 10.0~~

T04N R01E S17 Lot 6 NESW 29.4

~~T04N R01E S17 Lot 6 NESW 38.0~~

T04N R01E S17 SESW 6.2

~~T04N R01E S17 SESW 14.0~~

T04N R01E S17 Lot 8 NESE 34.9

~~T04N R01E S17 Lot 8 NESE 39.0~~

T04N R01E S17 Lot 7 NWSE 29.2

~~T04N R01E S17 Lot 7 NWSE 39.0~~

T04N R01E S17 SWSE 26.7

~~T04N R01E S17 SWSE 33.0~~

T04N R01E S17 SESE 35.2

~~T04N R01E S17 SESE 38.0~~

200 ACRES TOTAL

~~238 ACRES TOTAL~~

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

Right 63-194 authorizes the diversion of an annual total of 112.1 af for Aesthetic Storage to be used for the replacement of losses caused by evaporation from the 38.0 acre total surface area of sixteen (16) ponds established under Right 63-32139.

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.

The right holder shall accomplish the change authorized by Transfer 72104 within one year of the date of the approval.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

This right is also designated as Right No. 63 in the Boise River Stewart Decree and Boise River Water Distribution Report.

Use of this right is combined with water from the Mace-Catlin Ditch Company.

Property is also known as Two Rivers Subdivision.

The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

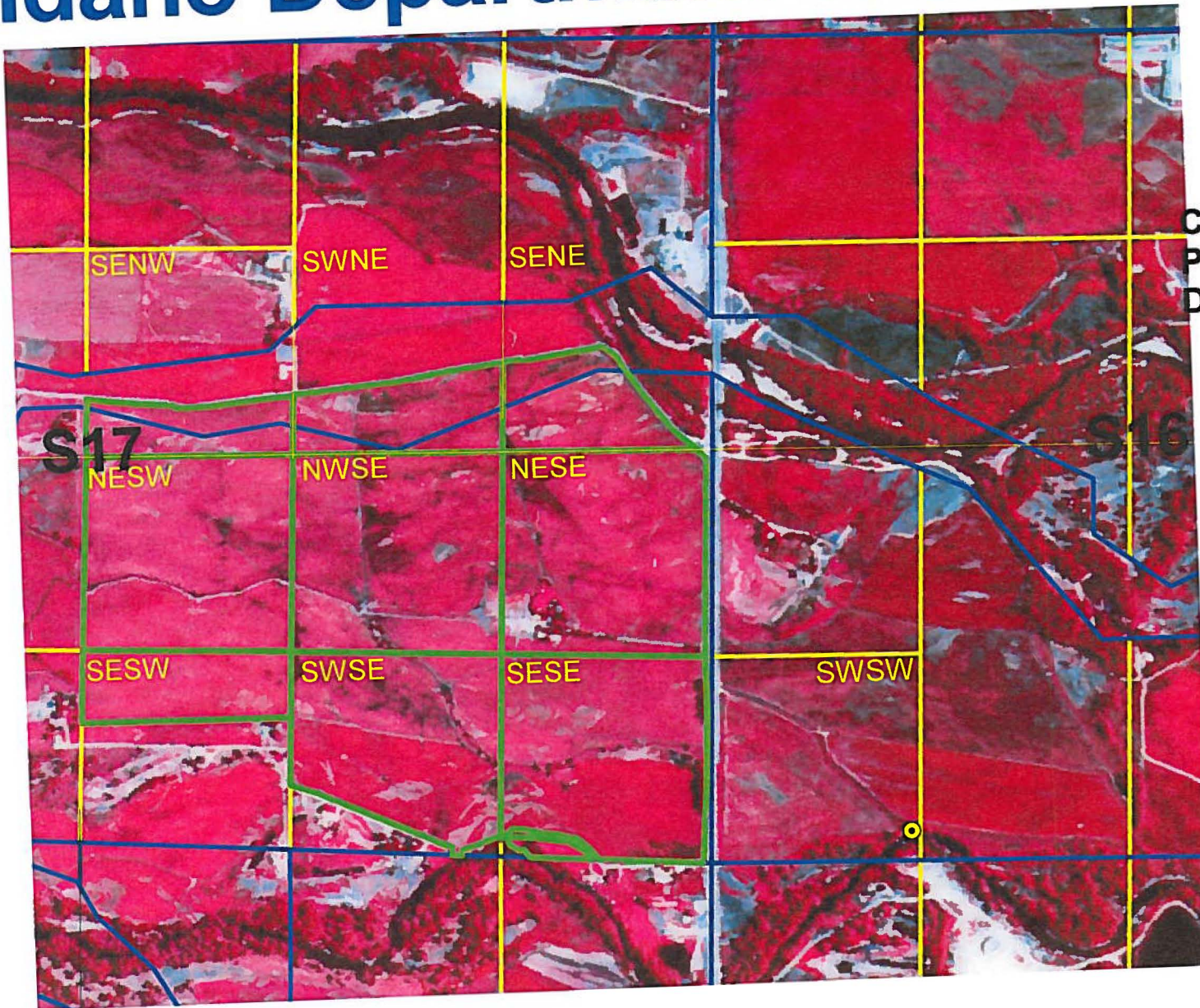
Idaho Department of Water Resources

**T04N, R01E,
S16 & S17**

Claim No: 63-194

Prepared By: Kimberly Brown

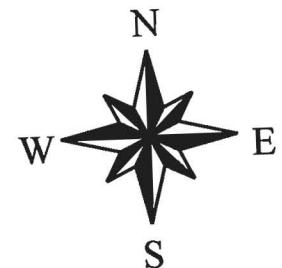
Date: May 10, 2005



-  Place of Use
-  Section Lines
-  1/4 1/4

 Point of Diversion

Acres Irrigated = 238



0.00000000 Miles



1987 NAPP

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

In Re SRBA	)	Water Rights: 63-194
	)	
Case No. 39576	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE
_____	)	PROCEEDING

IDWR has completed the following administrative proceeding:

Address change

Substitution of Party

XX IC § 42-222 transfer

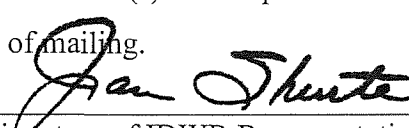
☐ Point of diversion	XX Place of use
XX Period of use	XX Nature of use
☐ Split of water right	XX Change in ownership
XX Other – Conditions & Remarks	

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: July 18, 2006



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on July 18, 2006, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

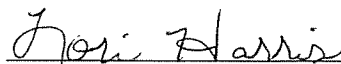
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

3. Copies to all parties to the subcase:

T R Co LLC
250 S Beechwood Ave Ste 120
Boise ID 83709

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

☐ overnight mail
☐ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

JAMES E. RISCH
Governor

KARL J. DREHER
Director

July 18, 2006

T R CO LLC
250 S BEECHWOOD AVE STE 120
BOISE ID 83709

Dear Sir or Madam:

Enclosed is a copy of the Notice of Completed Administrative Procedure and pertinent water right(s) recently sent to the Snake River Basin Adjudication Court in Twin Falls. These documents are now required to be filed by the Department in order to notify the Court of any changes to your water right(s).

The change to your water right(s) was a result of an approved transfer. This notification to the Court does not affect the previous approval of this transfer or your water right(s). You will be notified of any future action on your water right(s) by the SRBA Court or Water Resources.

Please contact this office if you have any questions concerning this notification.

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region Office

JS:lh
Enclosures

WATER RIGHT NO. 63-194
As Modified by Transfer No. 72104

In accordance with the approval of Transfer No. 72104, Water Right No. 63-194 is now described as follows.

Right Holder: T R CO LLC
 250 S BEECHWOOD AVE STE 120
 BOISE ID 83709

Priority Date: June 01, 1877

Source: BOISE RIVER

Tributary: SNAKE RIVER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	4.37 CFS	
AESTHETIC STORAGE	01/01	to 12/31		112.1 AF
DIVERSION TO STORAGE	03/01	to 11/15	0.83 CFS	
			5.20 CFS	

LOCATION OF POINT(S) OF DIVERSION:

BOISE RIVER SWSW Sec. 16 Twp 04N Rge 01E ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 17			14.6	15.2			8.6	29.4			6.2	34.9	29.2	26.7	35.2	200.0	
			L 7	L 8			L 6	L 6				L 8	L 7				

Total Acres: 200

PLACE OF USE: AESTHETIC STORAGE

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N 01E 17									X				X	X	X	X	
									L 6				L 8	L 7			

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

WATER RIGHT NO. 63-194
As Modified by Transfer No. 72104

CONDITIONS OF APPROVAL

4. Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.
5. The right holder shall maintain a measuring device and lockable controlling works of a type approved by the Department in a manner that will provide the watermaster suitable control of the diversion.
6. This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.
7. ^{This right} Right 63-194 authorizes the diversion of an annual total of 112.1 af for Aesthetic Storage to be used for the replacement of losses caused by evaporation from the 38.0 acre total surface area of sixteen (16) ponds established under Right 63-32139.
8. Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
9. This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the lands above.
10. Use of this right is combined with water from the Mace-Catlin Ditch Company.
11. This right is also designated as Right No. 63 in the Boise River Stewart Decree and Boise River Water Distribution Report.
12. Property is also known as Two Rivers Subdivision.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 7th day of July, 2006


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 72104

This is to certify that: B W INC

250 S BEECHWOOD STE120

BOISE ID 83709

(208)375-6666

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-194	AJC/Decreed	06/01/1877	5.20 cfs	N/A	N/A	238.0	BOISE RIVER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-194	NO	NO	NO	NO	YES	YES

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-194	63-194	5.20 cfs	N/A	N/A	200.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		5.20 cfs	N/A	N/A	200.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 7th day of July, 2006


Chief, Water Allocation Bureau

AMENDED

(This Page Only)

Page 1 of 7

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT PART 1

Name of applicant BW Inc Phone 375-6666
 Post Office address 250 S. Beechwood, Suite 120, Boise, Idaho 83709

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use

☒ Change nature of use ☒ Change period of use ☐ Other _____

2. Describe the reason for the proposed changes Land which was irrigated for various crops, including alfalfa, in the past is now being converted to ponds for aesthetic and wildlife use. The full amount of the diversion is no longer needed. The total pond area (16 ponds) is 38 Acres. The remaining irrigated land is for yard and garden is 114.7 acres. The remaining unused amount will be placed in the water bank.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-194	06-01-1877	0.83 cfs	Div to Storage	03-15 to 11-15
63-194	06-01-1877	/121.1 afa	Aesthetic Storage	01/01 to 12/31
63-194	06-01-1877	2.51 cfs	Irrigation	03-15 to 11-15
63-194	06-01-1877	1.86 cfs	Water Bank	03-15 to 11-15

2. Total amount of water being transferred 5.20 cfs cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Boise River tributary to Snake River

4. Point(s) of Diversion: Various crops, including alfalfa, have been historically grown on the proposed land

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	16	4N	1E	Ada	Thomas Aikens Canal beginning reach
								Location clarified but not physically changed

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
04N	01E	17			5.4	7.3				4.9	18.7			5.0	19.7	17.3	17.5	18.9	114.7
04N	01E	17																	38 aesthetic
04N	01E	17			9.2	7.9				3.7	10.7			1.2	15.2	11.9	9.2	16.3	85.3 water bank

Total acres 238.0

Page 1 of 7STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 72104

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant BW Inc Phone 375-6666
Post Office address 250 S. Beechwood, Suite 120, Boise, Idaho 83709

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☐ Add diversion point(s) ☐ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Land which was irrigated for various crops, including alfalfa, in the past is now being converted to ponds for aesthetic and wildlife use. The full amount of the diversion is no longer needed. The total pond area (16 ponds) is 38.1 Acres. The remaining irrigated land is for yard and garden is 114.6 acres. The remaining unused amount will be placed in the water bank.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------|--------------------|--------------------|----------------|
| 63-194 | 06-01-1877 | 0.83 cfs | Aesthetic/Wildlife | 03-15 to 11-15 |
| 63-194 | 06-01-1877 | 2.50 cfs | Irrigation | 03-15 to 11-15 |
| 63-194 | 06-01-1877 | 1.86 cfs | Water Bank | 03-15 to 03-15 |
- Various crops, including alfalfa, have been historically grown on the proposed land to
2. Total amount of water being transferred 5.20 cfs cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Boise River tributary to Snake River
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	16	4N	1E	Ada	Thomas Aikens Canal beginning reach
								Location clarified but not physically changed

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
04N	01E	17			5.4	7.3				4.9	18.7			5.0	19.7	17.3	17.5	18.9	114.6
04N	01E	17			JW	JW				JW	JW			JW	JW	JW	JW	JW	38.1 aesthetic
04N	01E	17			9.2	7.9				3.7	10.7			1.2	15.2	11.9	9.2	16.3	85.3 water bank

Total acres 238.0

PART 1

6. General Information:

a. Description of diversion system Typical diversion from river, distribution by buried pipe through pond network. Pressurized irrigation for yard, garden, and open space.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes NO No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No change in the place of use is proposed. Some land that was previously irrigated is now impervious surface. The water used to irrigate the impervious surface is proposed to be placed in the water bank. See accompanying water bank application. Proposing storage use for ponds with Application for Permit. No change in original total acreage is proposed.

d. Remarks:
Use is for evaporation (ET) losses in ponds and the irrigation of yards, gardens, and open space. Point of diversion on decreed right 63-194 is incorrect. The correct location in SWSW Sec 16. of same township which has been clarified. Returns to Mason-Catlin canal NWSW Sec 16 T4N R1E BW Inc. and T R Company, LLC are associated owners. See attached description.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. 63-194 Decreed to Thomas H. Aikens (now BW Inc.)
in case of _____ vs. _____
dated 06-01-1877 In _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. 63-194 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Boise River tributary to Snake River

4. Date or priority 06-01-1877

5. Water is used for the following purpose:

amount 5.2 cfs for Irrigation purposes from 03-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 5.2 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	16	4N	1E	Ada	Thomas Aiken canal - clarified

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	1E	17			15	16				10	40			10	40	40	30	37	238

Total acres 238

9. Describe any other water rights used for the same purpose as described above 63-132, 63-133, 63-182 share
the same quarter quarter, but may not be the same place of use exactly.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

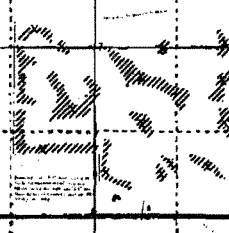
3. Lands irrigated or place of use:

Twp.	Rge.	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	

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

SEE ATTACHED QUARTER QUARTER MAPS MAPS ARE AT 1 INCH = 200 FEET											
Areas were calculated from subdivision plat and 2004 aerial (National Agriculture Imagery Program (NAIP)) photos aligned to plat. Some areas are not yet occupied and impervious areas were estimated based on typical home/driveway footprint. Water right quarter section area and measured quarter section area do not always agree. The amount of water right reflected in the "retired irrigation" category was adjusted to not exceed the allotted water right based on 238 acres at 0.02 cfs per acre, or 4.76 cfs total right even though the decreed right is based on a slightly higher value.											
T 4 N, R 1 E, Sec. 17											
											

T 4 N, R 1 E, Sec. 17

SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	Aesthetics, pond evaporation	0.76 cfs		03-15 to 11-15
				to

2. Quantity and quality of return flows and location of discharge:

The quantity of return flow would be small resulting from infiltration. All use computed at 0.0218 cfs/acre.

The quality would be equivalent or better than the original use.

3. Describe effects on other water uses resulting from the proposed change:

None anticipated.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Dennis M. Baker

Dennis M. Baker, president (Signature of Applicant)

Subscribed and sworn to before me this

24th

day of

June

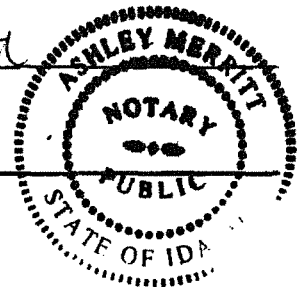
2005

Ashley Merritt

(Notary Public)

My commission expires

10/08



FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and _____ attachments

Received by _____ Date _____

Protest filed by _____

Prelim. check by 6 Fee \$450

Recelpted by DB W032439 Date 12/2/2004

Published in _____

Copies of protest forwarded by _____

Pub. dates _____

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd.

by _____

Copy of transfer sent to lien holder _____



1987 Aerial Photo

T4N R1E

18

17

16

TR COMPANY, LLC



250 S. Beechwood, Suite 120
Boise, ID 83709

Phone: (208) 375-6666
Fax: (208) 375-6667

February 15, 2005

Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705

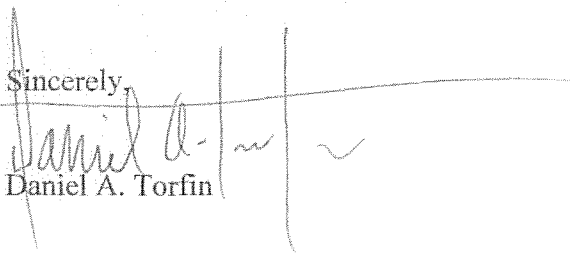
RE: Two Rivers Subdivision

To Whom It May Concern:

Please find attached copies of the warranty deeds for the Two Rivers property showing the sequence of title. The property was deeded to B.W. Inc. in 1999 from the Quarter Circle D.J. Ranch. Subsequent to that transfer of ownership, B.W., Inc. deeded the property to Dennis M. Baker and Jean S. Baker, on March 14th, 2000. On that same day the property was deeded to T.R. Company, which is the development company for the Two Rivers Subdivision. Additional parcels were acquired to complete the Two Rivers property.

Thank you for your time.

Sincerely,


Daniel A. Torfin

RECEIVED

FEB 18 2005

WATER RESOURCES
WESTERN REGION

169403 SR/HK/H



A Pioneer Company

PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave / Boise, Idaho 83704 / (208) 377-2700

WARRANTY DEED

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

RECORDED - REQUEST OF

FEE 9.00 DEPUTY *[Signature]*

For Value Received

QUARTER CIRCLE D J RANCH, AN IDAHO GENERAL PARTNERSHIP

99085102

99085102

hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey unto

B. W. INC., AN IDAHO CORPORATION,

PIONEER TITLE

hereinafter referred to as Grantee, whose current address is

250 S. BEECHWOOD STREET, BOISE, ID 83709

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A" WHICH BY THIS REFERENCE IS INCORPORATED HEREIN AND MADE A PART OF AND WHICH IS COMPRISED OF ONE (1) PAGE.

TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCH AND DITCH RIGHTS, THEREON OR APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO THE WATER RIGHT FOR THE IRRIGATION OF SAID DESCRIBED LANDS FROM THE FLOW OF THE BOISE RIVER ADJUDICATED AS RIGHT NO. 63 FOR 260 INCHES WITH A PRIORITY OF JUNE 1, 1887, IN THE DECREE DATED JANUARY 18, 1906, IN THE DISTRICT COURT OF THE SEVENTH JUDICIAL DISTRICT OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF CANYON, IN THE ACTION ENTITLED "FARMERS COOPERATIVE DITCH COMPANY, A CORPORATION, PLAINTIFF, VS RIVERSIDE IRRIGATION DISTRICT, LIMITED, A CORPORATION, ET AL, DEFENDANTS;" AND TOGETHER WITH ALL AND SINGULAR THE TENEMENTS, HEREDITAMENTS AND APPURTENANCES THEREUNTO BELONGING OR ANYWISE APPERTAINING.

o HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: August 25, 1999.

QUARTER CIRCLE D J RANCH, AN IDAHO
GENERAL PARTNERSHIP BY:

[Signature of James C. Warren]
JAMES C. WARREN, GENERAL PARTNER

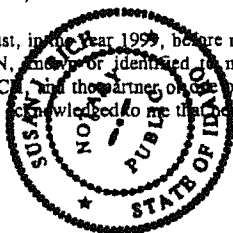
[Signature of Evelyn T. Harney]
EVELYN T. HARNEY, INDIVIDUALLY AND AS
THE EXECUTOR OF THE ESTATE OF DAVID M.
HARNEY: TRUSTEE OF THE HARNEY FAMILY
LIMITED PARTNERSHIP AND HARNEY FAMILY
TRUST, GENERAL PARTNER

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On This 25TH day of August, in the Year 1999, before me, a Notary Public in and for said State, personally appeared JAMES C. WARREN, known to me to be one of the partners in the partnership of QUARTER CIRCLE D J RANCH, and the partner of one of the partners who subscribed said partnership name to the foregoing instrument, and acknowledged to me that he executed the same in said partnership name.

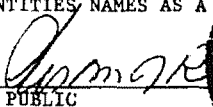


[Signature of Notary Public]
Notary Public of Idaho
Residing at Boise, Idaho
Commission expires: 5-5-2005

164403 SD / HEH

STATE OF IDAHO
COUNTY OF ADA

ON THIS 25TH DAY OF AUGUST, IN THE YEAR 1999, BEFORE ME, A NOTARY PUBLIC IN
AND FOR SAID STATE, PERSONALLY APPEARED EVELYN T. HARNEY, KNOWN TO ME TO BE THE
PERSON WHOSE NAME IS SUBSCRIBED TO THE WITHIN INSTRUMENT AS THE EXECUTOR OF THE
ESTATE OF DAVID M. HARNEY; TRUSTEE OF THE HARNEY FAMILY TRUST TRUSTEE OF THE
HARNEY FAMILY LIMITED PARTNERSHIP AND ACKNOWLEDGED TO ME THAT SHE SUBSCRIBED
SAID ENTITIES NAMES AS A PARTNER IN THE PARTNERSHIP OF QUARTER CIRCLE D J RANCH.



NOTARY PUBLIC
RESIDING AT BOISE, ID
COMMISSION EXPIRES: 5-5-2007

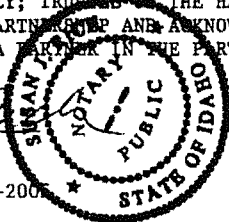


EXHIBIT A

The land referred to in this Commitment is described as follows:

A PARCEL OF LAND BEING ALL OF LOTS 6, 7, AND 8, AND PORTIONS OF LOT 5, THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER, AND THE SOUTH HALF OF THE SOUTHEAST QUARTER, ALL IN SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, EAGLE, IDAHO, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS.

BEGINNING AT THE EAST QUARTER CORNER OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN; THENCE
SOUTH 00 DEGREES 56'03" WEST ALONG THE EAST LINE OF SAID SECTION 17, 61.27 FEET TO A POINT; THENCE
NORTH 89 DEGREES 03'57" WEST 33.00 FEET TO A POINT BEING THE **REAL POINT OF BEGINNING** OF THIS DESCRIPTION; THENCE WESTERLY ALONG A LINE, SAID LINE BEING THE AGREED TO PROPERTY LINE BETWEEN LEONARD C. MACE AND JAMES C. WARREN, PARTNER, QUARTER CIRCLE DJ RANCH, FOUND ON RECORD OF SURVEY NO. 306, 1981, THE FOLLOWING COURSES AND DISTANCES:
NORTH 45 DEGREES 55'26" WEST 387.98 FEET TO A POINT; THENCE
NORTH 37 DEGREES 00'02" WEST 409.25 FEET TO A POINT; THENCE
NORTH 53 DEGREES 05'19" WEST 205.78 FEET TO A POINT; THENCE
SOUTH 81 DEGREES 27'12" WEST 1659.98 FEET TO A POINT; THENCE
SOUTH 84 DEGREES 27'59" WEST 922.50 FEET TO A POINT; THENCE
NORTH 85 DEGREES 17'43" WEST 519.15 FEET TO A POINT; THENCE
NORTH 84 DEGREES 28'15" WEST 236.23 FEET TO A POINT; THENCE
SOUTH 00 DEGREE 21'12" EAST 920.83 FEET TO A POINT ON A LINE BETWEEN LOTS 5 AND 6; THENCE
SOUTH 00 DEGREE 53'16" WEST 794.07 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SAID SECTION 17; THENCE
SOUTH 00 DEGREE 53'16" WEST 345.37 FEET TO A POINT; THENCE
NORTH 89 DEGREES 37'16" EAST 1348.44 FEET TO A POINT ON THE CENTER SECTION LINE OF SAID SECTION 17; THENCE
SOUTH 01 DEGREE 09'38" WEST ALONG SAID CENTER SECTION LINE 419.36 FEET TO A POINT ON THE NORTHERLY RIGHT-OF-WAY FOR SOUTH CHANNEL ROAD; THENCE
ALONG SAID NORTHERLY RIGHT-OF-WAY THE FOLLOWING COURSES AND DISTANCES:
SOUTH 67 DEGREES 33'30" EAST 1190.46 FEET TO A POINT; THENCE
NORTH 66 DEGREES 55'30" EAST 329.25 FEET TO A POINT; THENCE
SOUTH 84 DEGREES 50'30" EAST 396.00 FEET TO A POINT; THENCE
SOUTH 52 DEGREES 45'30" EAST 165.00 FEET TO A POINT; THENCE
SOUTH 40 DEGREES 18'30" EAST 93.72 FEET TO A POINT; THENCE
SOUTH 51 DEGREES 59'50" EAST 35.43 FEET TO A POINT; THENCE
NORTH 88 DEGREES 55'32" EAST 614.71 FEET TO A POINT; THENCE
NORTH 00 DEGREE 56'03" EAST 2563.43 FEET TO THE **REAL POINT OF BEGINNING** OF THIS DESCRIPTION.

EXCEPT THAT PORTION CONVEYED TO THE STATE OF IDAHO BY DEED RECORDED UNDER INSTRUMENT NO. 96098736.

END OF LEGAL DESCRIPTION

eth
amb

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO
WARRANTY DEED
2000 MR 14 AM 10:32

RECORDED - REQUEST OF

FEE 9.00 DEPUTY Moore

100018884

Dennis Baker

FOR VALUE RECEIVED B. W., INC., AN IDAHO CORPORATION

GRANTOR(S) DOES (DO) HEREBY GRANT, BARGAIN, SELL AND CONVEY UNTO

DENNIS M. BAKER AND JEAN S. BAKER, HUSBAND AND WIFE

GRANTEE(S), whose address is: 250 S. BEECHWOOD, #120, BOISE, IDAHO 83709

The following described property in ADA County, State of Idaho,
More particularly described as follows, to wit:

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

This deed is being re-recorded to correct the legal description

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

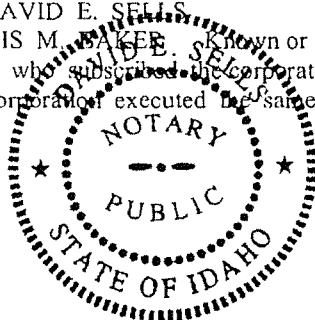
DATED: MARCH 14, 2000

B. W., INC.

BY *Dennis M. Baker*
DENNIS M. BAKER - PRESIDENT

STATE OF IDAHO, COUNTY OF ADA, SS.

On this 14TH day of MARCH, in the year of 2000, before me
DAVID E. SELLS, a Notary Public, personally appeared
DENNIS M. BAKER, known or identified to me to be the PRESIDENT OF B. W. INC. and the
person who subscribed the corporations name to the within instrument and acknowledged to me that
said corporation executed the same.



Notary Public: *David E. Sells*
Residing at _____ meridian
My commission expires: 10-27-2005



Exhibit "A"

Engineers Surveyors Planners

Project: 11478
Date: December 15, 1998
Revised: November 5, 1999 (to 83 datum)

PARCEL DESCRIPTION FOR
TWO RIVERS SUBDIVISION - TOTAL BOUNDARY

A parcel of land being all of Lots 6, 7, and 8, and portions of Lot 5, the North half of the Southeast quarter and the South half of the Southeast quarter, all in Section 17, T.4N., R.1E., B.M., Eagle, Idaho, and more particularly described as follows:

Commencing at a point marking the East $\frac{1}{4}$ corner of Section 17, T.4N., R.1E., B.M., Eagle, Idaho; thence South $00^{\circ}55'58''$ West, 42.87 feet along the Easterly line of said Section 17 (formerly described as South $00^{\circ}56'03''$ West, 61.27 feet) to a point; thence leaving said Easterly line, North $89^{\circ}04'26''$ West, 52.55 feet (formerly described as North $89^{\circ}03'57''$ West, 33.00 feet) to a point on the Westerly right-of-way of State Highway No. 55 (Eagle Road), Project No. NH-F-3271(037) highway survey as shown on the plans thereof now on file in the office of the Idaho Transportation Department, also described in Warranty Deed Instrument No. 96098736; said point being the REAL POINT OF BEGINNING;

thence North $45^{\circ}55'31''$ West, 361.19 feet (formerly described as North $45^{\circ}55'26''$ West, 387.98 feet) to a point;

thence North $37^{\circ}00'07''$ West, 409.25 feet (formerly described as North $37^{\circ}00'02''$ West, 409.25 feet) to a point;

thence North $53^{\circ}05'24''$ West, 205.78 feet (formerly described as North $53^{\circ}05'19''$ West, 205.78 feet) to a point;

thence South $81^{\circ}27'07''$ West, 1,659.98 feet (formerly described as South $81^{\circ}27'12''$ West, 1,659.98 feet) to a point;

thence South $84^{\circ}27'54''$ West, 922.50 feet (formerly described as South $84^{\circ}27'59''$, 922.50 feet) to a point;

thence North $85^{\circ}17'48''$ West, 519.15 feet (formerly described as North $85^{\circ}17'43''$ West, 519.15 feet) to a point;

thence North $84^{\circ}28'20''$ West, 236.23 feet (formerly described as North $84^{\circ}28'15''$ West, 236.23 feet) to a point;

thence South $00^{\circ}21'17''$ East, 920.83 feet (formerly described as South $00^{\circ}21'12''$ East 920.83 feet) to a point on a line between Lots 5 and 6;

thence South $00^{\circ}53'11''$ West, 794.07 feet (formerly described as South $00^{\circ}53'16''$ West, 794.07 feet) to a point marking the Northwest corner of the Southeast quarter of the Southwest quarter of said Section 17;

thence continuing South $00^{\circ}53'11''$ West, 345.37 feet (formerly described as South $00^{\circ}53'16''$ West, 345.37 feet) to a point on the Southerly line of the North $\frac{1}{2}$, North $\frac{1}{2}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;

thence North $89^{\circ}37'11''$ East, 1,348.44 feet (formerly described as North $89^{\circ}37'16''$ East, 1,348.44 feet) along said Southerly line to a point on the center section line of said Section 17;





Engineers Surveyors Planners

Parcel Description for Two Rivers Subdivision

December 15, 1998

Revised: November 5, 1999

Page 2

thence South 01°09'33" West, 419.36 feet along said center section line (formerly described as South 01°09'38" West, 419.36 feet) to a point on the Northerly right-of-way of South Channel Road;

thence along said Northerly right-of-way the following courses and distances:

South 67°33'35" East, 1,190.46 feet (formerly described as South 67°33'30" East, 1,190.46 feet) to a point;

thence North 66°55'25" East, 329.25 feet (formerly described as North 66°55'30" East, 329.25 feet) to a point;

thence South 84°50'35" East, 396.00 feet (formerly described as South 84°50'30" East, 396.00 feet) to a point;

thence South 52°45'35" East, 165.00 feet (formerly described as South 52°45'30" East, 165.00 feet) to a point;

thence South 40°18'35" East, 93.72 feet (formerly described as South 40°18'30" East, 93.72 feet) to a point;

thence South 51°59'55" East, 35.43 feet (formerly described as South 51°59'50" East, 35.43 feet) to a point;

thence North 88°55'27" East, 592.98 feet (formerly described as North 88°55'32" East, 614.71 feet to a point on the Westerly right-of-way of said State Highway No. 55 (Eagle Road);

thence North 00°58'51" East, 2,582.51 feet along said Westerly right-of-way (formerly described as North 00°56'03" East, 2,563.43 feet) to the REAL POINT OF BEGINNING.

Said parcel contains 237.13 acres, more or less.

END OF DESCRIPTION.

Prepared by

J-U-B ENGINEERS, Inc.



LHK:lhc

Lawrence H. Koerner, P.L.S.



NOISE 104.90

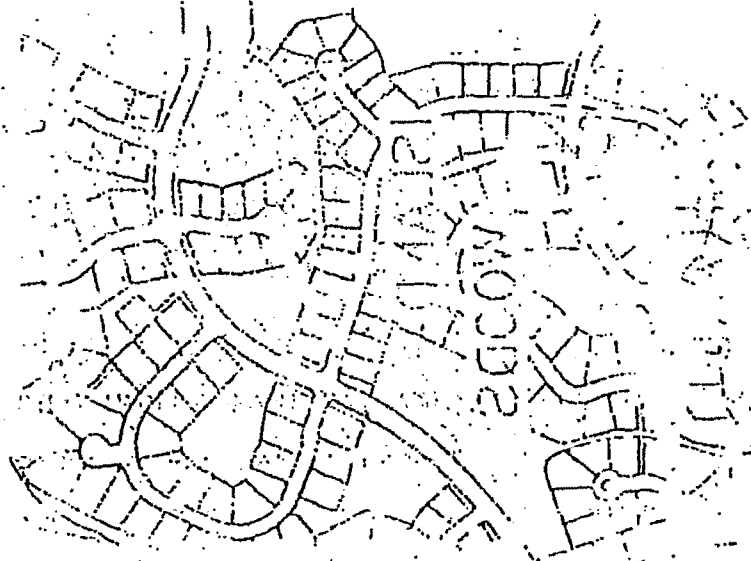
FEE 12. DEPUTY

2000 AP 11 AM 11:13

100027333

ALLIANCE TITLE

This sheet has been added to document
to accommodate recording information.



ADA COUNTY RECORDER

J. DAVID HAVARRO

WARRANTY DEED

2000-MR-14 AM 10:32

FEE 9.00 DEPUTY

100018883

Dennis Baker

FOR VALUE RECEIVED DENNIS M. BAKER AND JEAN S. BAKER, HUSBAND AND WIFE

GRANTOR(S) DOES (DO) HEREBY GRANT, BARGAIN, SELL AND CONVEY UNTO

T R COMPANY, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY

GRANTEE(S), whose address is: 250 S. BEECHWOOD, #120, BOISE, IDAHO 83709

The following described property in ADA County, State of Idaho,
More particularly described as follows, to wit:

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

This Deed is being Rerecorded To correct the Legal Description

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

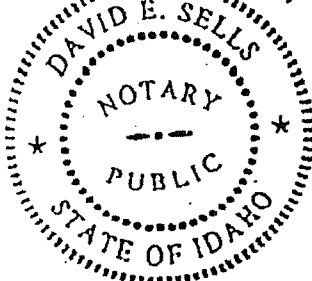
DATED: MARCH 14, 2000

DENNIS M. BAKER

JEAN S. BAKER, BY DENNIS M. BAKER
HER ATTORNEY IN FACT

STATE OF IDAHO, COUNTY OF ADA, SS.

On this 14TH day of MARCH, in the year of 2000, before me
DAVID E. SELLS a Notary Public, personally appeared DENNIS M. BAKER Known or identified to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same individually and the person who signed the name of Jean S. Baker thereto and acknowledged to me that he signed the name of Jean S. Baker and his own attorney in fact.



Notary Public: *[Signature]*
Residing at meridian
My commission expires: 10-27-2005

Engineers Surveyors Planners

Project: 11478
Date: December 15, 1998
Revised: November 5, 1999 (to 83 datum)

PARCEL DESCRIPTION FOR
TWO RIVERS SUBDIVISION - TOTAL BOUNDARY

A parcel of land being all of Lots 6, 7, and 8, and portions of Lot 5, the North half of the Southeast quarter and the South half of the Southeast quarter, all in Section 17, T.4N., R.1E., B.M., Eagle, Idaho, and more particularly described as follows:

Commencing at a point marking the East $\frac{1}{4}$ corner of Section 17, T.4N., R.1E., B.M., Eagle, Idaho; thence South $00^{\circ}55'58''$ West, 42.87 feet along the Easterly line of said Section 17 (formerly described as South $00^{\circ}56'03''$ West, 61.27 feet) to a point; thence leaving said Easterly line, North $89^{\circ}04'26''$ West, 52.55 feet (formerly described as North $89^{\circ}03'57''$ West, 33.00 feet) to a point on the Westerly right-of-way of State Highway No. 55 (Eagle Road), Project No. NH-F-3271(037) highway survey as shown on the plans thereof now on file in the office of the Idaho Transportation Department, also described in Warranty Deed Instrument No. 96098736; said point being the REAL POINT OF BEGINNING;

thence North $45^{\circ}55'31''$ West, 361.19 feet (formerly described as North $45^{\circ}55'26''$ West, 387.98 feet) to a point;

thence North $37^{\circ}00'07''$ West, 409.25 feet (formerly described as North $37^{\circ}00'02''$ West, 409.25 feet) to a point;

thence North $53^{\circ}05'24''$ West, 205.78 feet (formerly described as North $53^{\circ}05'19''$ West, 205.78 feet) to a point;

thence South $81^{\circ}27'07''$ West, 1,659.98 feet (formerly described as South $81^{\circ}27'12''$ West, 1,659.98 feet) to a point;

thence South $84^{\circ}27'54''$ West, 922.50 feet (formerly described as South $84^{\circ}27'59''$, 922.50 feet) to a point;

thence North $85^{\circ}17'48''$ West, 519.15 feet (formerly described as North $85^{\circ}17'43''$ West, 519.15 feet) to a point;

thence North $84^{\circ}28'20''$ West, 236.23 feet (formerly described as North $84^{\circ}28'15''$ West, 236.23 feet) to a point;

thence South $00^{\circ}21'17''$ East, 920.83 feet (formerly described as South $00^{\circ}21'12''$ East 920.83 feet) to a point on a line between Lots 5 and 6;

thence South $00^{\circ}53'11''$ West, 794.07 feet (formerly described as South $00^{\circ}53'16''$ West, 794.07 feet) to a point marking the Northwest corner of the Southeast quarter of the Southwest quarter of said Section 17;

thence continuing South $00^{\circ}53'11''$ West, 345.37 feet (formerly described as South $00^{\circ}53'16''$ West, 345.37 feet) to a point on the Southerly line of the North $\frac{1}{2}$, North $\frac{1}{2}$, SE $\frac{1}{4}$, SW $\frac{1}{4}$;

thence North $89^{\circ}37'11''$ East, 1,348.44 feet (formerly described as North $89^{\circ}37'16''$ East, 1,348.44 feet) along said Southerly line to a point on the center section line of said Section 17;



J-U-B

Parcel Description for Two Rivers Subdivision

December 15, 1998

Revised: November 5, 1999

Page 2

Engineers, Surveyors, Planners

thence South $01^{\circ}09'33''$ West, 419.36 feet along said center section line (formerly described as South $01^{\circ}09'38''$ West, 419.36 feet) to a point on the Northerly right-of-way of South Channel Road;

thence along said Northerly right-of-way the following courses and distances:

South $67^{\circ}33'35''$ East, 1,190.46 feet (formerly described as South $67^{\circ}33'30''$ East, 1,190.46 feet) to a point;

thence North $66^{\circ}55'25''$ East, 329.25 feet (formerly described as North $66^{\circ}55'30''$ East, 329.25 feet) to a point;

thence South $84^{\circ}50'35''$ East, 396.00 feet (formerly described as South $84^{\circ}50'30''$ East, 396.00 feet) to a point;

thence South $52^{\circ}45'35''$ East, 165.00 feet (formerly described as South $52^{\circ}45'30''$ East, 165.00 feet) to a point;

thence South $40^{\circ}18'35''$ East, 93.72 feet (formerly described as South $40^{\circ}18'30''$ East, 93.72 feet) to a point;

thence South $51^{\circ}59'55''$ East, 35.43 feet (formerly described as South $51^{\circ}59'50''$ East, 35.43 feet) to a point;

thence North $88^{\circ}55'27''$ East, 592.98 feet (formerly described as North $88^{\circ}55'32''$ East, 614.71 feet to a point on the Westerly right-of-way of said State Highway No. 55 (Eagle Road);

thence North $00^{\circ}58'51''$ East, 2,582.51 feet along said Westerly right-of-way (formerly described as North $00^{\circ}56'03''$ East, 2,563.43 feet) to the REAL POINT OF BEGINNING.

Said parcel contains 237.13 acres, more or less.

END OF DESCRIPTION.

Prepared by

J-U-B ENGINEERS, Inc.



LHK:lhc

Lawrence H. Koerner, P.L.S.





PIONEER TITLE COMPANY
OF ADA COUNTY

8151 W. Rifleman Ave. / Boise, Idaho 83704.
(208) 377-2700

ADA COUNTY RECORDER
J. DAVID HAVARRO
BOISE, IDAHO

2001 JN 29 PH 4: 14

RECORDED - REQUEST OF
FEE 6.00 DEPUTY Man

101065023

PIONEER TITLE

WARRANTY DEED

For Value Received Glen Amador and Tiffany Amador, Husband and Wife

hereinafter referred to as Grantor, does hereby grant, bargain, sell, warrant and convey unto

T R Company, LLC, an Idaho limited liability Company

hereinafter referred to as Grantee, whose current address is 250 S. Beechwood #120, Boise, Idaho 83709

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

sub
SUBJECT TO: That certain Deed of Trust dated January 29, 1998 and recorded February 6, 1998 as Instrument No. 98010604, records of Ada County, Idaho, which Deed of Trust the Grantees herein agree to pay according to its terms and conditions and hold the grantees herein harmless therefrom.

AND

SUBJECT TO: That certain Deed of Trust dated January 29, 1998 and recorded February 9, 1998 as Instrument No. 98011022, records of Ada County, Idaho, which Deed of Trust the Grantees herein agree to pay according to its terms and conditions and hold the grantees herein harmless therefrom.

Together with any and all appurtenant water rights and/or interests.

To HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U.S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

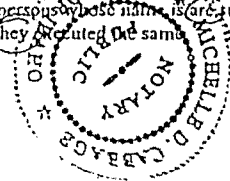
Dated: June 12, 2001

Glen Amador

Tiffany Amador

STATE OF Idaho, County of Ada, ss.

On this 29th day of June, in the year of 2001, before me the undersigned, notary public personally appeared Glen Amador and Tiffany Amador known or identified to me to be the person/persons whose name is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Michelle D. Carrace

Notary Public of Idaho
Residing at 303X MERIDIAN
Commission expires: 11/03/01

EXHIBIT A

Beginning at the Northeast corner of Government Lot 1, Section 20, Township 4 North, Range 1 East, Boise Meridian, Ada County, Idaho; thence
South a distance of 227.4 feet to a point; thence
South 89 degrees 25' West a distance of 475 feet to a point; thence
North a distance of 227.4 feet to a point; thence
North 89 degrees 25' East a distance of 475 feet to the point of beginning in Ada County, State of Idaho.

Except a parcel of land being on the Westerly side of the centerline of State Highway No. 55, (Eagle Road), Project No. NH-F-3271(037) Highway Survey as shown on the plans thereof now on file in the office of the Idaho Transportation Department, and being a portion of said Government Lot 1 described as follows, to-wit:

Beginning at the Section corner common to Sections 17, 16, 20 and 21, all in Township 4 North, Range 1 East, Boise Meridian, and bears
North 89 degrees 01'21" West 15.27 feet from Station 327+48.20 of State Highway No. 55 (Eagle Road), Project No. NH-F-3271(037) Highway Survey; thence
South 1 degree 11'41" West along the East line of said Section 20 a distance of 227.40 feet to the Southeast corner of the North 227.4 feet of said Section 20 and bears
North 89 degrees 01'21" West 16.13 feet from Station 325+20.81 of said Highway Survey; thence
North 89 degrees 23'19" West along the South line of the North 227.4 feet of said Section 20 a distance of 53.87 feet to a point said point in a line parallel with and 70.0 feet Westerly from the centerline and bears
North 89 degrees 01'21" West from Station 325+20.46 of said Highway Survey; thence
North 0 degree 58'39" East along said parallel line 227.39 feet to a point in the North line of said Section 20 and being opposite Station 327+47.85 of said Highway Survey; thence
South 89 degrees 23'19" East along said North line 54.73 feet to the place of beginning.

01A 5265
1/10/02

ACCOMMODATION

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO
WARRANTY DEED
2002 AP -3 AM11:12

RECORDED - REQUEST OF

FEE 6.00 DEPUTY [Signature]

102039405

PIONEER TITLE

FOR VALUE RECEIVED BAKER INVESTMENTS, L.L.C. AN IDAHO LIMITED LIABILITY COMPANY

GRANTOR(S) DOES (DO) HEREBY GRANT, BARGAIN, SELL AND CONVEY UNTO

T R COMPANY, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY

GRANTEE(S), whose address is: 250 S. BEECHWOOD #120, BOISE, IDAHO 83709

The following described property in ADA County, State of Idaho,
More particularly described as follows, to wit:

SEE EXHIBIT " A " ATTACHED HERETO

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

DATED:

March 28, 2002

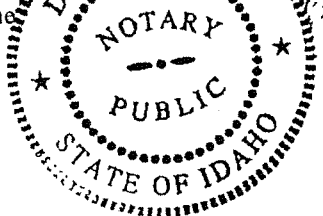
BAKER INVESTMENTS, L.L.C.

BY

[Signature]
DENNIS M. BAKER, MANAGER

STATE OF IDAHO, COUNTY OF ADA, SS.

On this 28th day of March, in the year of 2002, before me
DAVID E. SELLS a Notary Public, personally appeared DENNIS M. BAKER
Known or identified to me to be A MEMBER OF BAKER INVESTMENTS, L.L.C. and the
Managing Member who subscribed said Limited Liability Company name to the within
instrument and acknowledged to me that he executed the same in said Limited Liability Company
name.



Notary Public:

Residing at: Meridian

My commission expires: 10-28-2005

FILE NO.: P191835

EXHIBIT A

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SECTION 17, TOWNSHIP 4 NORTH, RANGE 1 EAST, BOISE MERIDIAN, IN ADA COUNTY, IDAHO EXTENDING THENCE NORTH 35 RODS; THENCE IN A SOUTHEASTERLY DIRECTION ON A STRAIGHT LINE TO THE SOUTHEAST CORNER OF THE SOUTHWEST 1/4 OF THE SOUTHEAST 1/4 OF SECTION 17; THENCE WESTON ON SAID SECTION LINE TO THE PLACE OF BEGINNING.

EXCEPT THE FOLLOWING DESCRIBED TRACT:

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID SECTION 17; THENCE NORTH ALONG CENTER LINE OF SAID SECTION 17, A DISTANCE OF 577.5 FEET TO THE SOUTH LINE OF A COUNTY ROAD; THENCE SOUTHEASTERLY ALONG COUNTY ROAD 761 FEET; THENCE SOUTHWESTERLY TO A POINT WHICH IS 672 FEET 4 INCHES ALONG SECTION LINE FROM PLACE OF BEGINNING; THENCE WEST ALONG SECTION LINE 672 FEET 4 INCHES TO THE PLACE OF BEGINNING.

END OF LEGAL DESCRIPTION

ADA COUNTY RECORDER
J. DAVID NAVARRO
WARRANTY DEED

RECORDED - REQUEST OF

FEE 6 DEPUTY X. Acree

2002 SP -3 PM 4:11

102100296

FOR VALUE RECEIVED BAKER INVESTMENTS, LLC, AN IDAHO LIMITED LIABILITY COMPANY

PIONEER

GRANTOR(S) DOES (DO) HEREBY GRANT, BARGAIN, SELL AND CONVEY UNTO

T R COMPANY, L.L.C., AN IDAHO LIMITED LIABILITY COMPANY

GRANTEE(S), whose address is: 250 S. BEECHWOOD # 120, BOISE, IDAHO 83709

The following described property in ADA County, State of Idaho,
More particularly described as follows, to wit:

SEE EXHIBIT "A" ATTACHED HERETO

TO HAVE AND TO HOLD the premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does (do) hereby covenant to and with the said Grantee(s), the Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility assessments, (if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

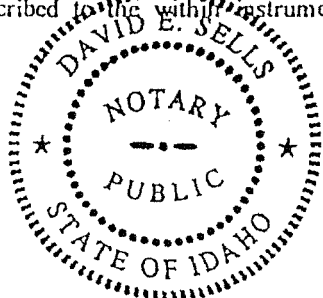
DATED: August 30, 2002

BAKER INVESTMENTS, L.L.C.

BY Dennis M. Baker
DENNIS M. BAKER, MANAGER

STATE OF IDAHO, COUNTY OF ADA, SS.

On this 30th day of August, in the year of 2002, before me DAVID E. SELLS a Notary Public, personally appeared DENNIS M. BAKER Known or identified to me to be A member of BAKER INVESTMENTS, L.L.C. and the Managing member whose names are subscribed to the within instrument and acknowledged to me that they executed the same.



Notary Public: David E. Sells
Residing at: MERIDIAN, IDAHO
My commission expires: 10-18-05

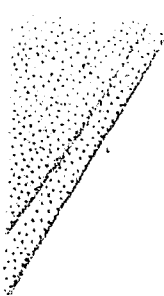


EXHIBIT A

That portion of the Northeast quarter of Section 20, Township 4 North, Range 1 East, Boise Meridian, described as follows:

Beginning at an iron pipe midway on the North line of the Northeast quarter of said section;
Thence East 2.03 chains to the real place of beginning;
Thence South 72 degrees 35' East 2.08 chains;
Thence South 56 degrees 45' East 4.40 chains;
Thence South 40 degrees 05' East to a point, which is 300 feet South of the North line of Section 20;
Thence East to a point which is 475 feet West of the East line of Section 20;
Thence North 300 feet to the North line of Section 20;
Thence West on the North boundary line of Section 20 to the real place of beginning.

Also all land lying South of road, deeded to J.L. Graham lying in the Southwest corner of the Southeast quarter of the Southeast quarter of Section 17, Township 4 North, Range 1 East, Boise Meridian, said road deeded to J.L. Graham, being described fully in that certain deed from Thomas Aikens, a single man, to J.L. Graham, recorded in Book 126 of Deeds, at page 47 of the Ada County records, together with all water and ditch rights thereunto belonging or in anywise appertaining.

05/10/2005

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

RIGHT NUMBER: 63-194

NAME AND ADDRESS: B W INC
250 S BEECHWOOD #120
BOISE ID 83709

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 5.200 CFS

This right shall receive 100 percent of its decreed quantity until the natural flow of the waters of the Boise River shall decrease so that all rights containing this condition cannot receive 100 percent of their decreed quantities, at which time this right and the other rights containing this condition shall first be cut to 75 percent of their decreed quantities, as the natural flow of the river decreases, beginning with the latest rights containing this condition and proceeding to the earliest rights containing this condition in the order of their priority dates, and after all of the rights containing this condition shall have been reduced to 75 percent of their decreed quantities, should the natural flow of the waters of the river decrease below the amount necessary to supply 75 percent of those decreed quantities, then this right and the other rights containing this condition, beginning with the latest and proceeding to the earliest, shall be reduced to 60 percent of their decreed quantities.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 06/01/1877

POINT OF DIVERSION:
T04N R01E S16 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	5.200 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION Within ADA County

T04N R01E S17 Lot 7 SWNE	14.0	T04N R01E S17 Lot 8 SENE	13.0
T04N R01E S17 Lot 6 SENW	10.0	T04N R01E S17 Lot 6 NESW	38.0
T04N R01E S17 SESE	14.0	T04N R01E S17 Lot 8 NESE	39.0
T04N R01E S17 Lot 7 NWSE	39.0	T04N R01E S17 SWSE	33.0
T04N R01E S17 SESE	38.0		

238 ACRES TOTAL

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

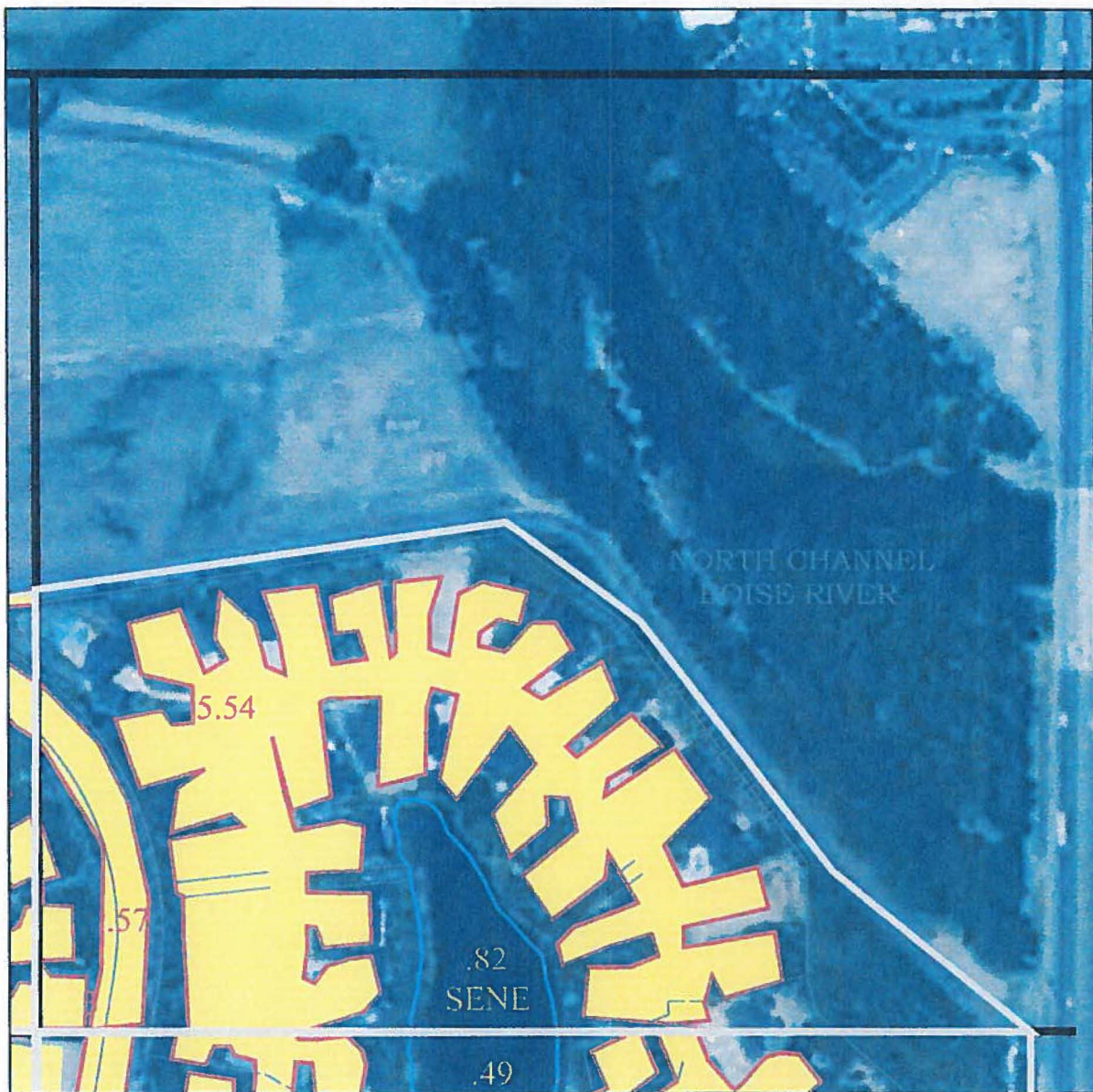
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

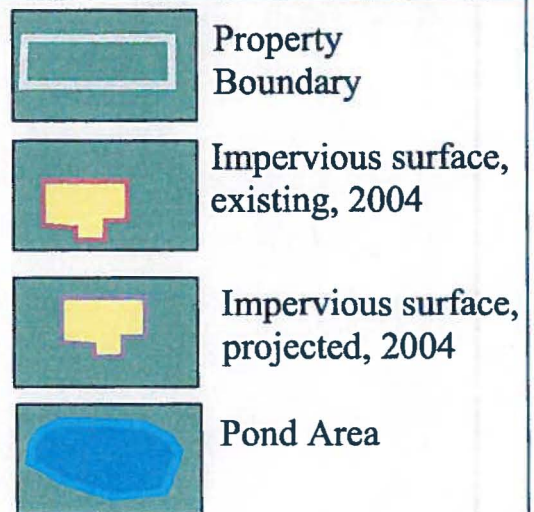
Property is also known as Two Rivers Subdivision.

Use of this right is combined with water from the Mace-Catlin Ditch Company.

This right is also designated as Right No. 63 in the Boise River Stewart Decree and Boise River Water Distribution Report.



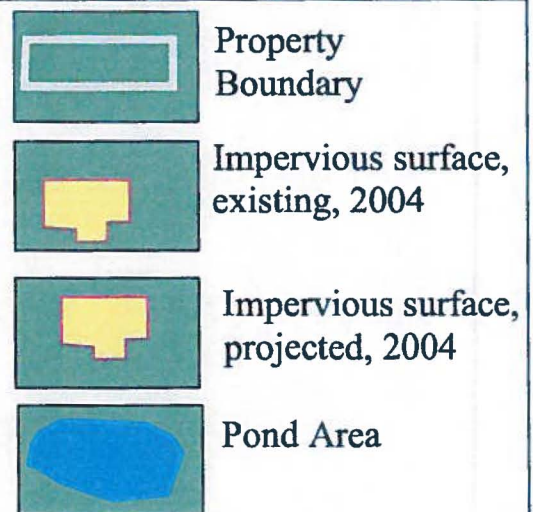
Two Rivers Water Rights Detail	SENE Acres
Area - Water Right	16.0
Area - Measured	14.4
Impervious Surface	6.3
Pond Area	0.8
Retired Irrigation (Adjusted)	7.9
Remaining Irrigation	7.3



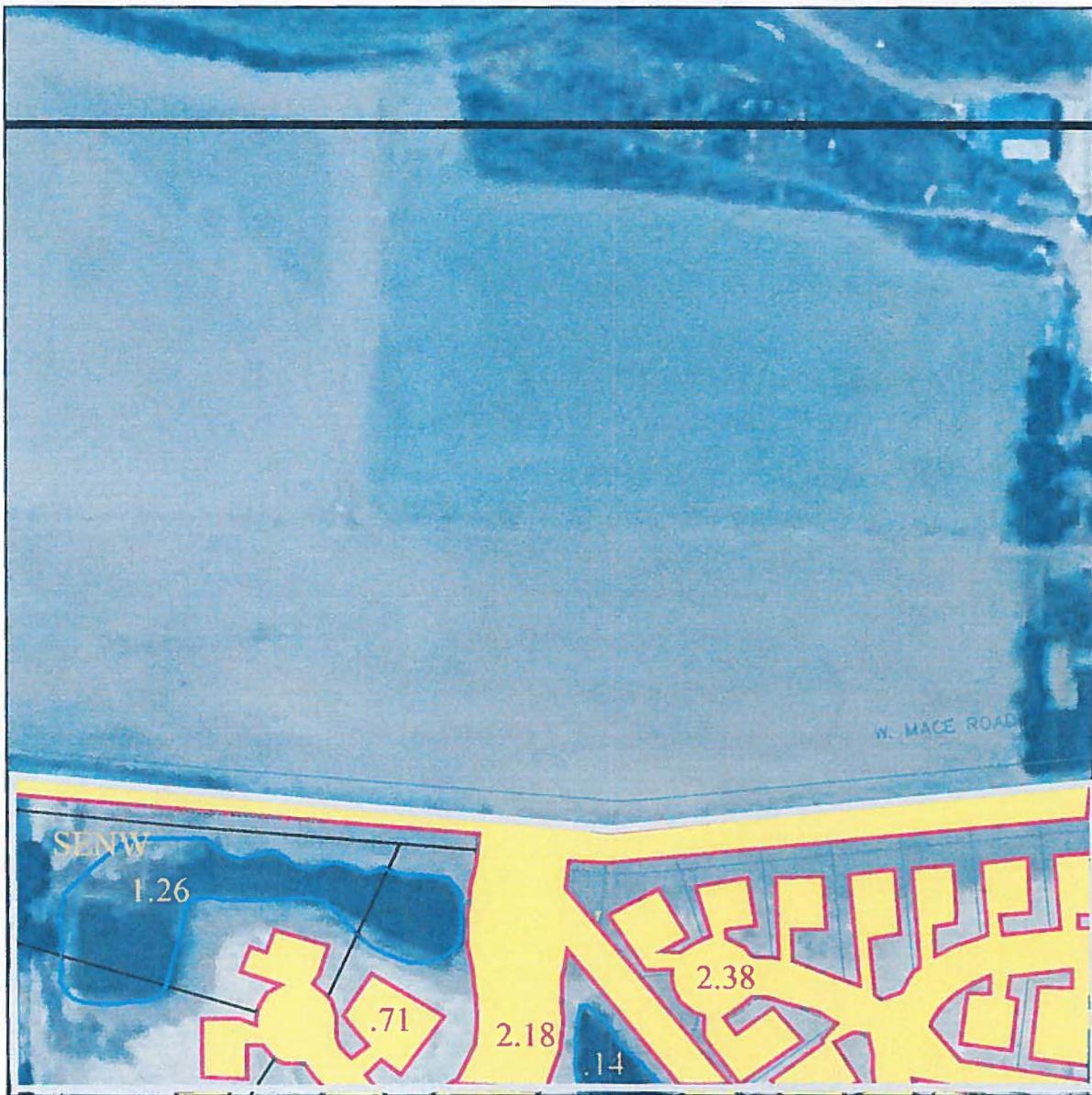
SENE, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



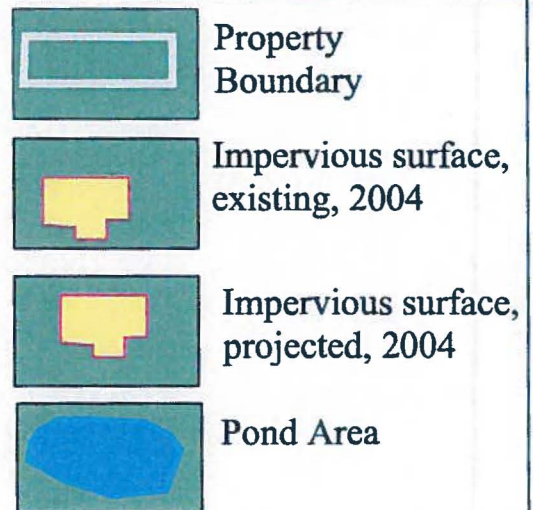
Two Rivers Water Rights Detail	SWNE Acres
Area - Water Right	15.0
Area - Measured	14.6
Impervious Surface	8.8
Pond Area	0.4
Retired Irrigation (Adjusted)	9.2
Remaining Irrigation	5.4



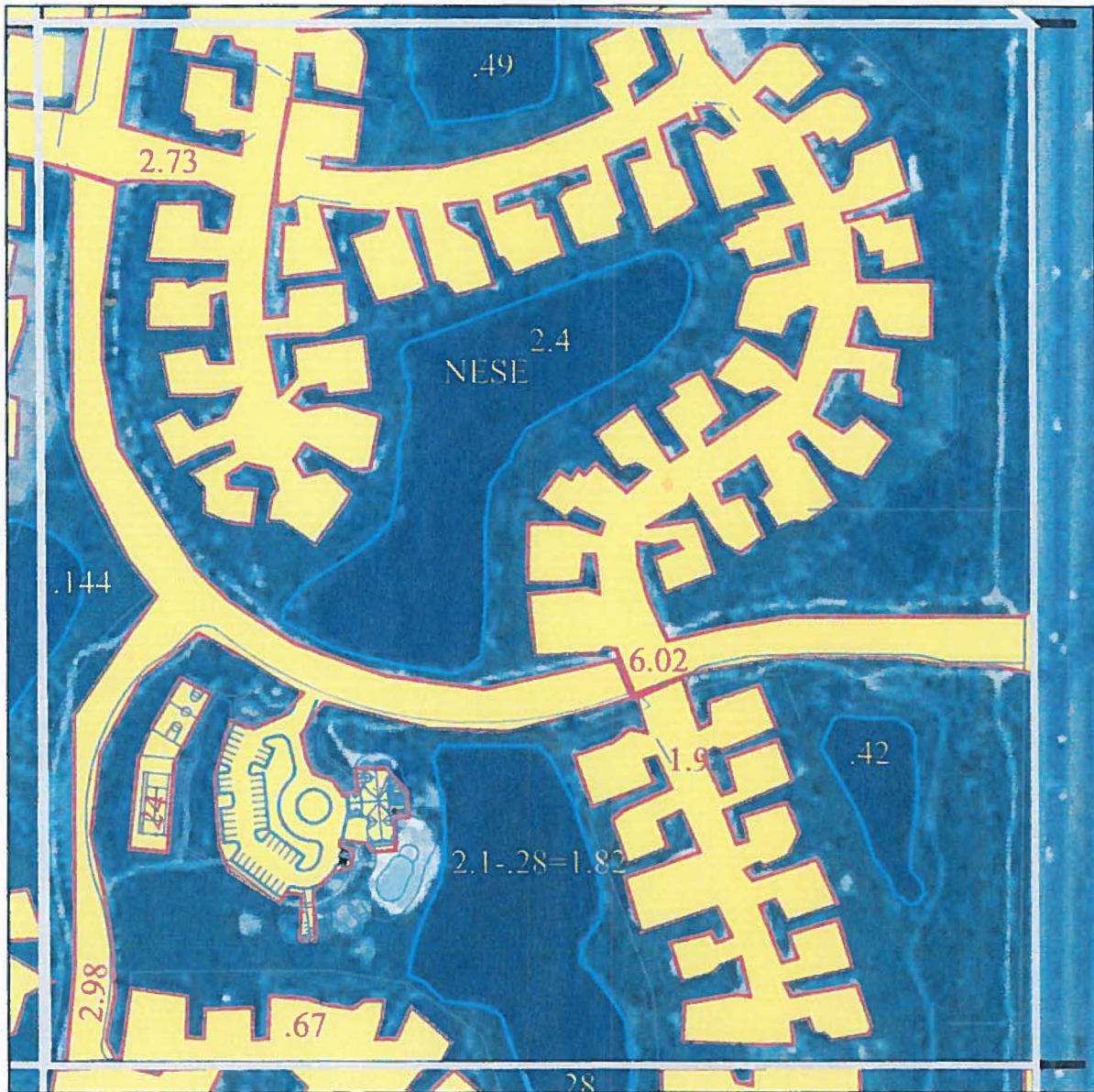
SWNE, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



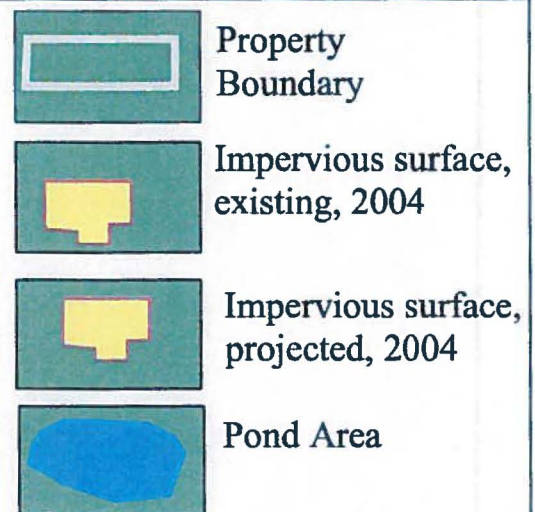
Two Rivers Water Rights Detail	SENW Acres
Area - Water Right	10.0
Area - Measured	11.6
Impervious Surface	5.3
Pond Area	1.4
Retired Irrigation (Adjusted)	3.7
Remaining Irrigation	4.9



SENW, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA

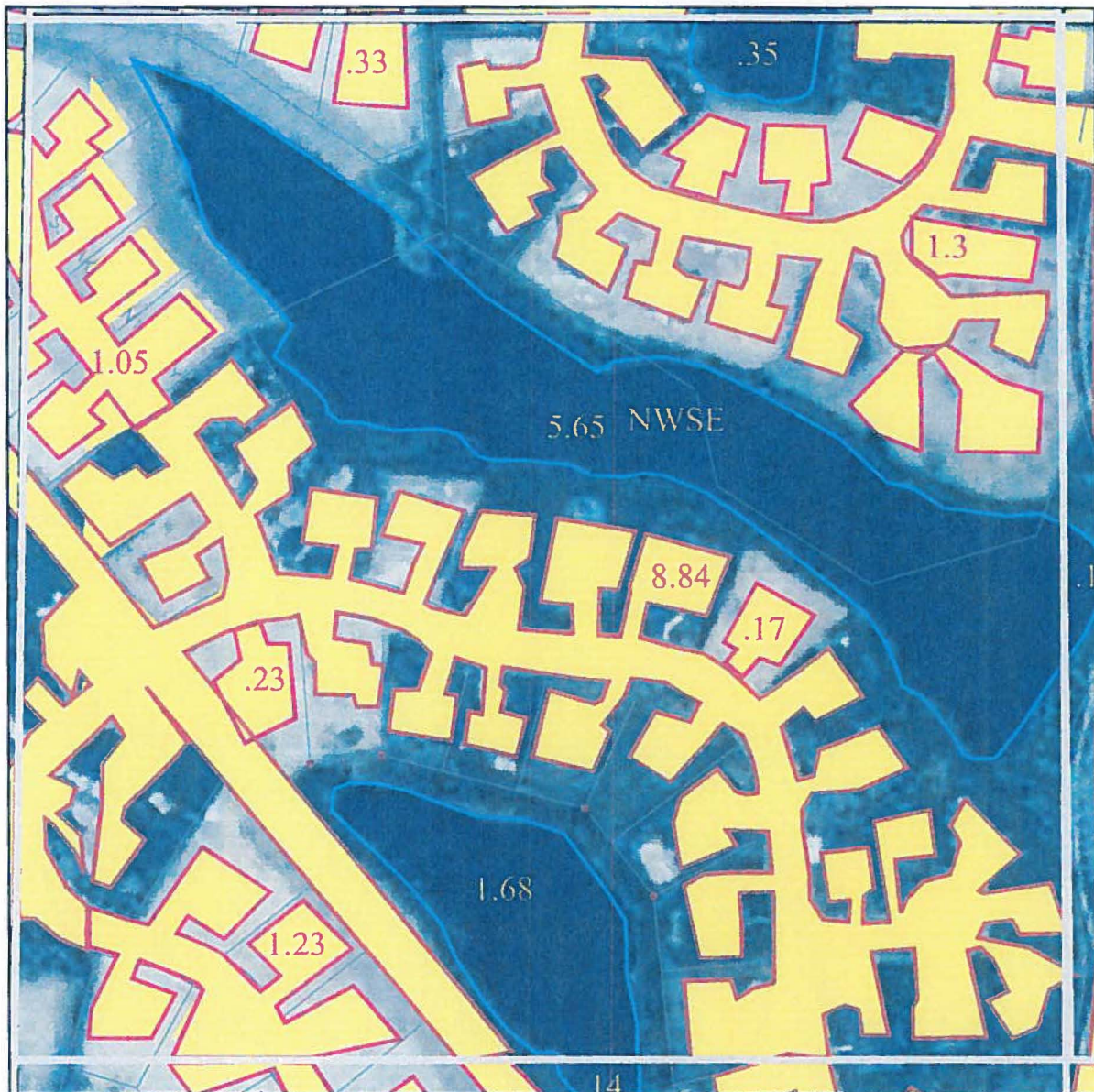


Two Rivers Water Rights Detail	NESE Acres
Area - Water Right	40.0
Area - Measured	39.3
Impervious Surface	14.5
Pond Area	5.1
Retired Irrigation (Adjusted)	15.2
Remaining Irrigation	19.7

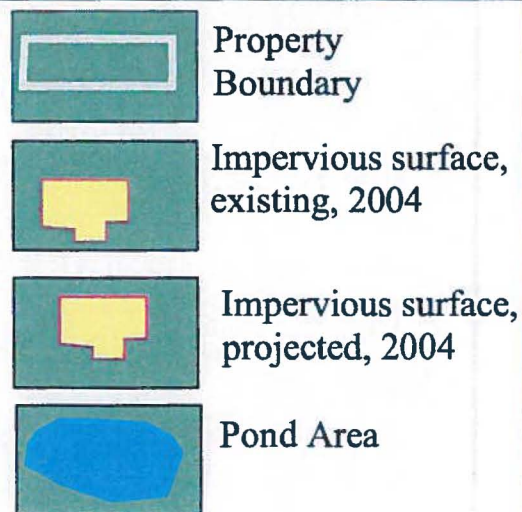


NESE, Section 17, T 4 N, R 1 E

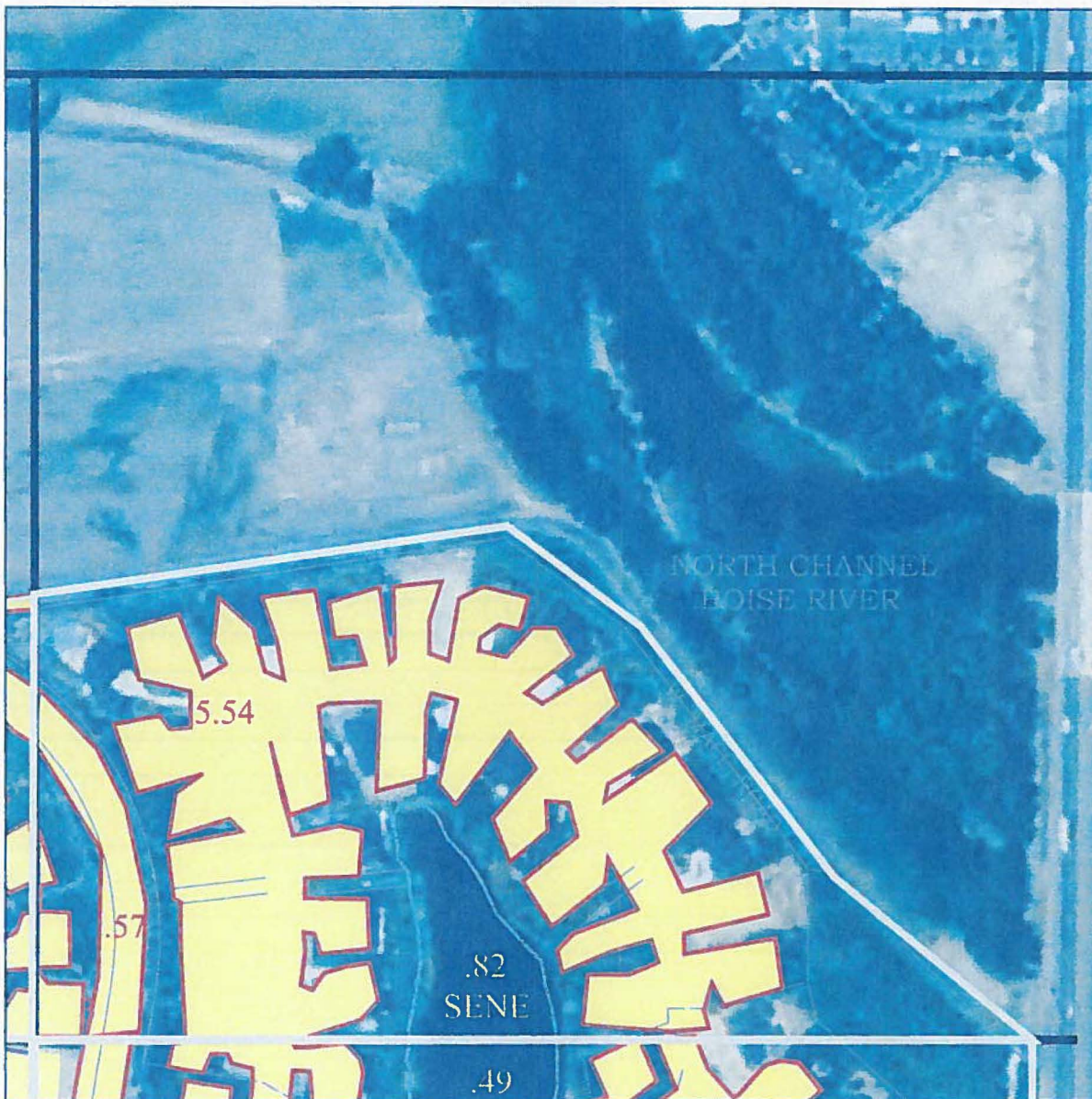
TWO RIVERS SURFACE AREA



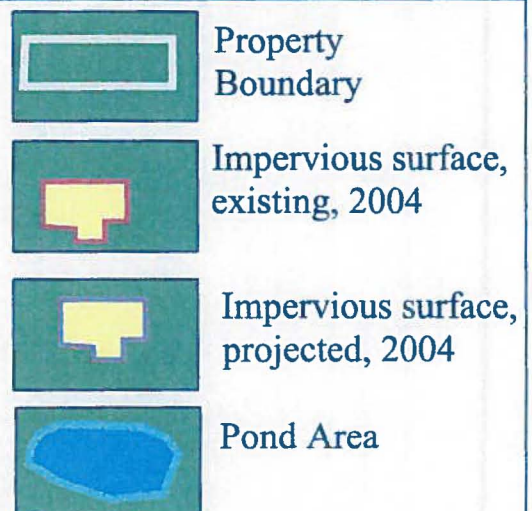
Two Rivers Water Rights Detail	NWSE
	Acres
Area - Water Right	40.0
Area - Measured	41.3
Impervious Surface	13.2
Pond Area	10.8
Retired Irrigation (Adjusted)	11.9
Remaining Irrigation	17.3



NWSE, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



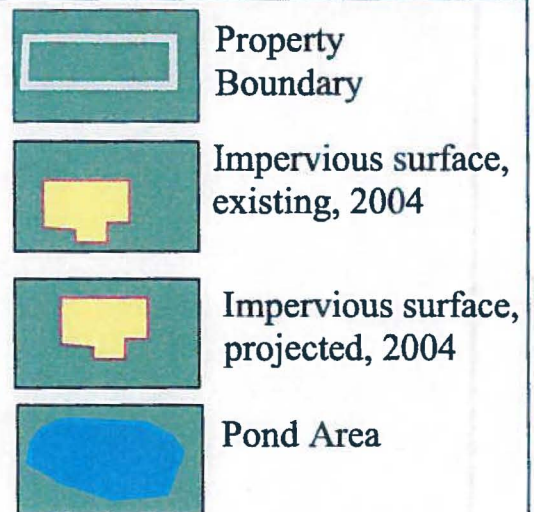
Two Rivers Water Rights Detail	SENE Acres
Area - Water Right	16.0
Area - Measured	14.4
Impervious Surface	6.3
Pond Area	0.8
Retired Irrigation (Adjusted)	7.9
Remaining Irrigation	7.3



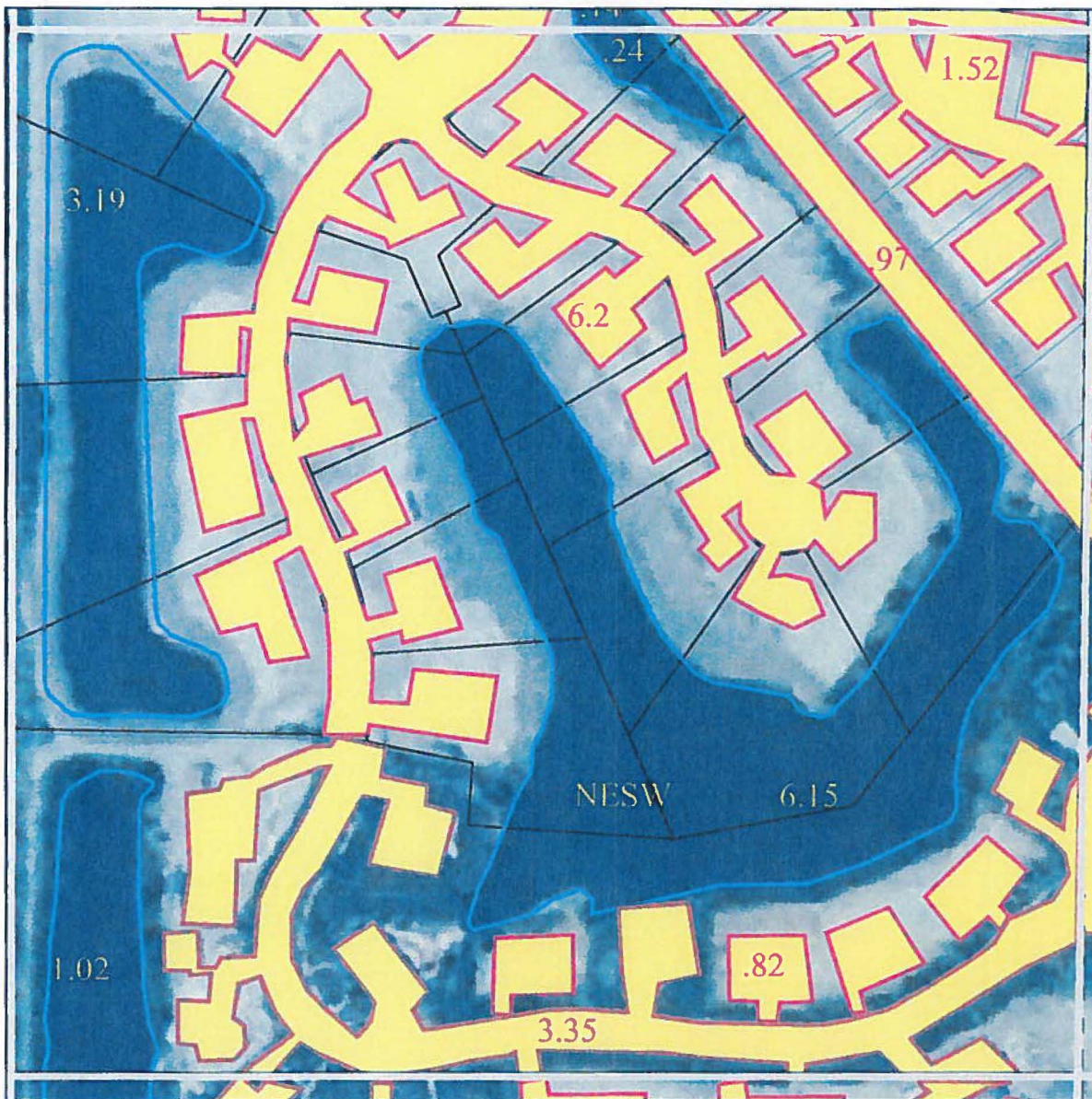
SENE, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



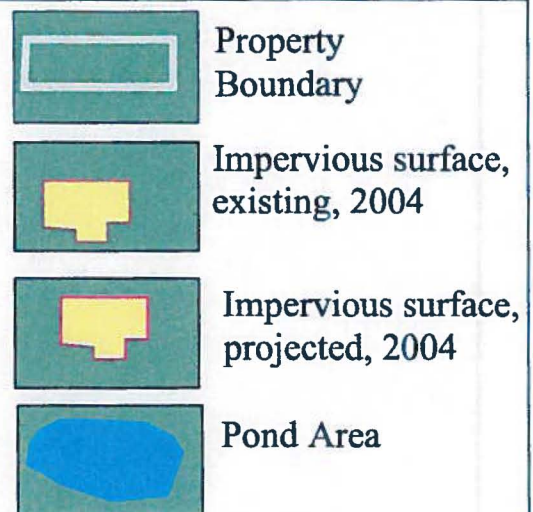
Two Rivers Water Rights Detail	SWSE
	Acres
Area - Water Right	30.0
Area - Measured	34.0
Impervious Surface	13.2
Pond Area	3.3
Retired Irrigation (Adjusted)	9.2
Remaining Irrigation	17.5



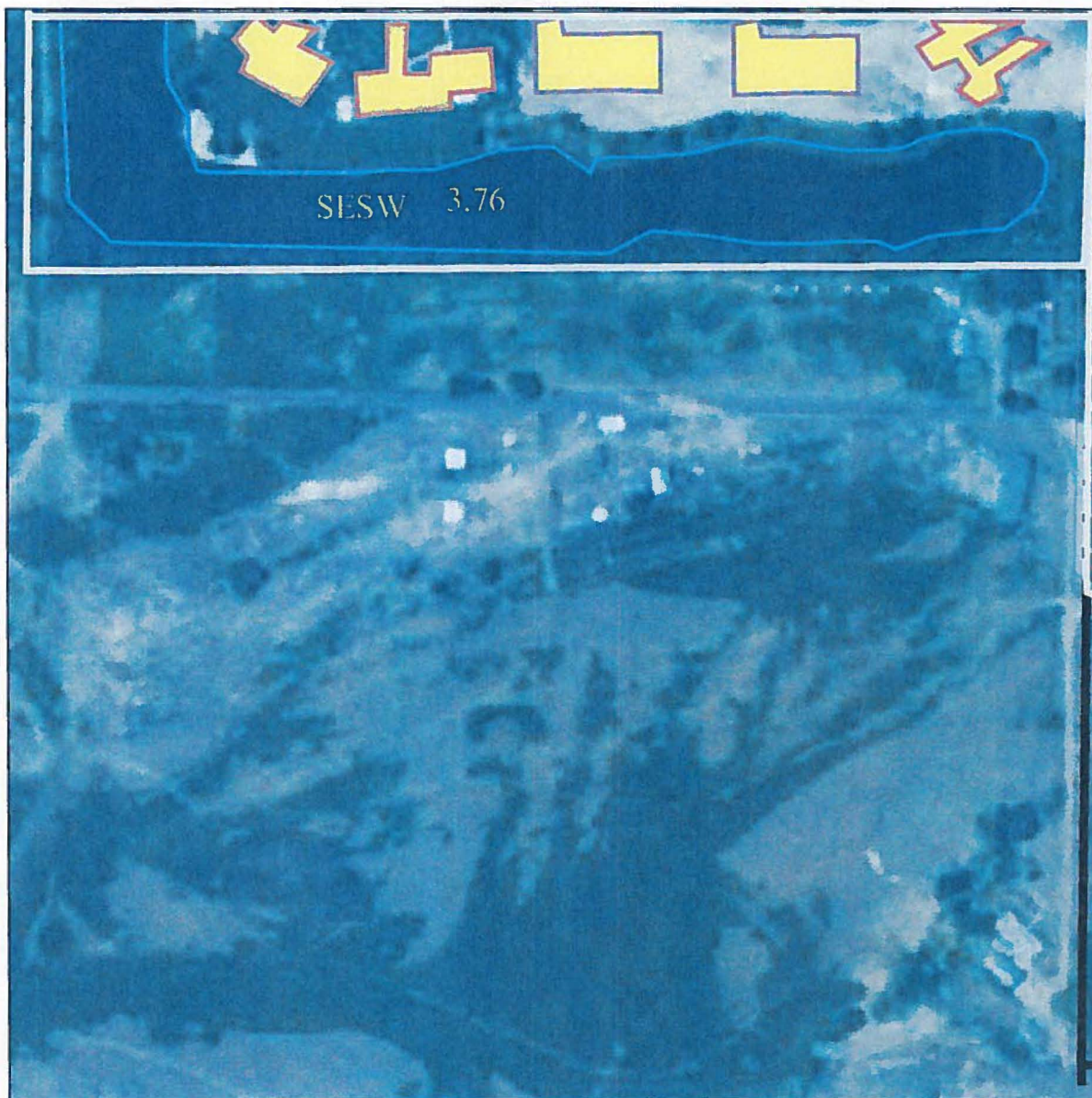
SWSE, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



Two Rivers Water Rights Detail	NESW
	Acres
Area - Water Right	40.0
Area - Measured	42.2
Impervious Surface	12.9
Pond Area	10.6
Retired Irrigation (Adjusted)	10.7
Remaining Irrigation	18.7



NESW, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA



Two Rivers Water Rights Detail	SESW Acres
Area - Water Right	10.0
Area - Measured	10.0
Impervious Surface	1.2
Pond Area	3.8
Retired Irrigation (Adjusted)	1.2
Remaining Irrigation	5.0

	Property Boundary
	Impervious surface, existing, 2004
	Impervious surface, projected, 2004
	Pond Area

SESW, Section 17, T 4 N, R 1 E
TWO RIVERS SURFACE AREA





Two Rivers Water Rights Detail	Allocation		Total	NWSE	SESE	SWSE	NESE	SESW	NESW	SENW	SWNE	SENE
	Right cfs	Miners Inch	Acres	Acres	Acres	Acres	Acres	Acres	Acres	Acres	Acres	Acres
Area - Water Right	5.20	4.76	238.0	40.0	37.0	30.0	40.0	10.0	40.0	10.0	15.0	16.0
Area - Measured			244.4	41.3	37.2	34.0	39.3	10.0	42.2	11.6	14.6	14.4
Impervious Surface			91.8	13.2	16.5	13.2	14.5	1.2	12.9	5.3	8.8	6.3
Pond Area	0.83	0.76	38.1	10.8	1.8	3.3	5.1	3.8	10.6	1.4	0.4	0.8
Retired Irrigation (Adjusted)	1.86	1.71	85.3	11.9	16.3	9.2	15.2	1.2	10.7	3.7	9.2	7.9
Remaining Irrigation	2.50	2.29	114.6	17.3	18.9	17.5	19.7	5.0	18.7	4.9	5.4	7.3
Total	5.20	4.76	238.0	40.0	37.0	30.0	40.0	10.0	40.0	10.0	15.0	16.0

* Right No. 63 in the Boise River Stewart
Decree & Boise River Water Distribution
Report. (Thomas Aikens)

Field Exam Date 4.19.05

(in office review)

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 \$ 289.⁰⁰
- ☐ Well logs (if needed) N/A
- ☒ 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 N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-194

Owner: B W Inc. Phone No. (208) 375-6666

Current Address: 250 S. Beechwood #120, Boise 83709

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Two Rivers Subdivision
- ☐ No change Address
- ☒ NEW ADDRESS this property has been subdivided into multiple individual lots
- ☐ How long owned property? _____

Accompanied by: N/A

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: 6/1/1977

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

Source: Boise River Tributary to Snake River

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: one POD – Remove SENE, S17 "ending point of in stream flow"
- ☐ 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
	Ø		SW	SW	16	4N	1E		

Description of diverting works

Headgate in bank of Boise River.

OVERLAP REVIEWOther water rights with the same point of diversion: N/A

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

WATER USES

Season of use is 3/1 to 11/15.

☐ 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) the field headgateSee Ditch loss / Conveyance loss estimation sheet**NON-IRRIGATION USES:**

None

☐ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☐ No Change☒ Changes shown below:Place of use is also known as
Two Rivers Subdivision.

Season of use is 3/1 to 11/15.

ADD Condition 845

ADD Condition 155

Place of use is also known as Two Rivers Subdivision.

This right is also designated as Right No. 63 in the
Boise River Stewart Decree and Boise River
Water Distribution Report.

Use is combined with Mace-Catlin Ditch Company.

This right when combined with all other rights shall
provide no more than 0.02 cfs
per acre at the field headgate.

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: 5.10.05

(in office review)

FIELD EXAMINER: Kimberly Brown

Kimberly

Harris, Lori

From: Shurte, Jan
Sent: Wednesday, July 13, 2005 7:47 AM
To: Harris, Lori
Subject: FW: Pending Transfer 72104

-----Original Message-----

From: Curtis, Sharla
Sent: Tuesday, July 12, 2005 8:44 AM
To: Shaff, Don; Shurte, Jan
Subject: Pending Transfer 72104

Transfer 72104 proposes changes to the following rights.

AJC 63-194

Changing a portion of irrigation use to mitigate for app for permit filed for ponds.

ESTIMATING CONVEYANCE LOSS

FIELD EXAMINER: Kimberly Brown
FIELD EXAM DATE: 5/9/05
FOR CLAIM(S) 63-194

FORMULA: $S = (W)(i)(0.0667)$

Where: S = Loss in CFS per Mile
 W = The top width of the high water mark in feet
 i = The loss rate in feet per day (see table)
 0.0667 is a factor used to convert to CFS per mile

TABLE:

Type of Soil	Loss Rate i (Ft/Day)
Medium clay loam.....	0.5 to 1.5
Impervious clay.....	0.5
Medium soils.....	1.0
Somewhat pervious soils.....	1.5 to 2.0
Gravel.....	2.5 to 5.0

WORK SHEET

W = (9.7 FT) i = (4.5 FT/DAY)(0.0667)

S = 3.0 CFS/MILE

CONVEYANCE LOSS = (S) (LENGTH OF DITCH IN MILES)

CONVEYANCE LOSS = (3.0 CFS/MILE)(0.76 MILE)

4,049.11 ft. (ArcView measurement)

CONVEYANCE LOSS =

2.28 cfs

TOP OF DITCH = W

MAP MEASUREMENT

1994 NAPP { Section 1 = 12 (near POB)
 Section 2 = 10 (mid-way)
 Section 3 = 7 (near POB)

Length in Inches = _____ = A

Map Scale: _____ In. = 1 Mile = B

Total... = 29

A/X: B/5,280 = Ft./5,280 = Mile

/2or 3... = 9.7 = W

Data/forms/Conv.loss.doc

238.0 Acres
0.02 cfs/acre
 4.76 cfs

4.76 cfs
 + 2.28 conveyance loss
7.04 cfs

soil survey of
Ada County Area
Idaho



United States Department of Agriculture, Soil Conservation Service
in cooperation with
United States Department of the Interior, Bureau of Land Management
University of Idaho College of Agriculture, Idaho Agricultural Experiment Station

fine and common medium roots; common fine and medium tubular pores; moderately alkaline; gradual wavy boundary.

C1casi—11 to 24 inches; light gray (10YR 7/2) silt loam, brown (10YR 5/3) moist; massive; very hard, very firm, slightly sticky and slightly plastic; few very fine and fine roots; common fine tubular pores; about 30 percent durinodes in a weakly cemented matrix with discontinuous silica stringer; strongly calcareous; moderately alkaline; abrupt smooth boundary.

C2sicam—24 to 41 inches; white (10YR 8/2) duripan, very pale brown (10YR 8/3) moist; alternating laminations 1 to 3 inches thick with loose soil material between plates; indurated; roots matted on pan surface; strongly calcareous; strongly alkaline; abrupt wavy boundary.

R—41 inches; highly jointed and fractured, vesicular basalt.

The A horizon is light yellowish brown or pale brown.

The C horizon is light gray and white silt loam or loam. The duripan is at a depth of 20 to 40 inches. Typically, it is underlain by basalt at a depth of 40 to 60 inches.

Moulton series

The Moulton series consists of very deep, poorly drained soils. These soils formed in alluvium from acid igneous material. They are on the flood plain of the Boise River and on low alluvial terraces adjacent to the flood plain. The slopes are 0 to 2 percent. The average annual precipitation is 11 inches, and the average annual temperature is 51 degrees F.

Moulton soils are similar to Chance, Falk, and Oliaga Variant soils. They are near Baldock, Beetville, Bissell, Bram, Chance, Falk, Goose Creek, and Notus soils. Unlike Moulton soils, Chance, Falk, Oliaga Variant, Baldock, Bram, and Notus soils do not have a mollic epipedon. Chance soils are very poorly drained. Bissell soils are more than 18 percent clay in the control section. Beetville and Goose Creek soils do not have strongly contrasting textures in the control section.

Typical pedon of Moulton fine sandy loam, about 1 1/2 miles south and 1 1/4 miles east of Eagle, approximately 960 feet south and 1,300 feet east of the NW cor. of the NW1/4 of sec. 22, T. 4 N., R. 1 W.

A11—0 to 6 inches; grayish brown (10YR 5/2) fine sandy loam, very dark grayish brown (10YR 3/2) moist; weak thin platy structure parting to weak fine granular; soft, very friable, slightly sticky and slightly plastic; many very fine and fine roots; many very fine and fine interstitial and tubular pores; neutral; clear smooth boundary.

A12—6 to 12 inches; grayish brown (2.5Y 5.2) fine sandy loam, very dark grayish brown (10YR 3/2) moist; few faint dark yellowish brown (10YR 4/4) moist mottles; weak medium subangular blocky structure;

slightly hard, friable, slightly sticky and slightly plastic; common very fine and fine and few medium roots; many very fine and fine tubular pores; mildly alkaline; clear wavy boundary.

B21—12 to 16 inches; light brownish gray (2.5Y 6/2) fine sandy loam, dark grayish brown (2.5Y 4/2) moist; many medium distinct yellowish brown (10YR 5/6) moist mottles; massive; slightly hard, friable, slightly sticky and slightly plastic; few fine and medium roots; common fine tubular pores; neutral; gradual wavy boundary.

B22—16 to 24 inches; light brownish gray (2.5Y 6/2) fine sandy loam, dark grayish brown (2.5Y 4/2) moist; many medium distinct yellowish brown (10YR 5/6) moist mottles; massive; slightly hard, friable, slightly sticky and slightly plastic; few fine and medium roots; many fine tubular pores; neutral; clear wavy boundary.

C1—24 to 33 inches; light brownish gray (2.5Y 6/2) fine sandy loam, grayish brown (2.5Y 5/2) moist; many large distinct yellowish brown (10YR 5/6) moist mottles; massive; slightly hard, friable, slightly sticky and slightly plastic; few very fine and medium roots; many fine tubular pores; neutral; abrupt wavy boundary.

IIC2—33 to 60 inches; grayish brown (2.5Y 5/2) very gravelly loamy sand, grayish brown (2.5Y 5/2) moist; many medium distinct light yellowish brown (2.5Y 6/4) moist mottles; single grain; loose; 40 percent pebbles; neutral.

The A horizon is grayish brown and dark grayish brown.

The B horizon is fine sandy loam or sandy loam.

The C horizon ranges from fine sandy loam in the upper part to loamy sand or sand and gravel in the lower part.

The seasonal water table is at a depth of 18 to 36 inches.

Notus series

The Notus series consists of very deep, somewhat poorly drained soils. These soils formed in acid igneous coarse-textured alluvium. They are on the flood plains of the Boise River and on adjacent low terraces. The slopes are 0 to 3 percent. The average annual precipitation is 11 inches, and the average annual temperature is 51 degrees F.

Notus soils are near Baldock, Bissell, Bram, Chance, Falk, and Moulton soils. Unlike the Notus soils, these soils are less than 35 percent coarse fragments in the control section.

Typical pedon of Notus sandy loam, about 24 miles southeast of Star, approximately 360 feet south and 495 feet west of the NE cor. of the NW1/4 of sec. 22, T. 4 N., R. 1 W.

continued →

A1—0 to 2 inches; light brownish gray (10YR 6/2) sandy loam, dark grayish brown (10YR 4/2) moist; weak fine granular structure; soft, very friable, nonsticky and nonplastic; common very fine and fine roots; common very fine and fine interstitial and tubular pores; neutral; gradual smooth boundary.

C1—2 to 12 inches; pale brown (10YR 6/3) loamy sand, brown (10YR 4/3) moist; few medium prominent reddish brown (5YR 4/3) moist mottles; single grain; loose; few very fine and fine roots; 10 percent pebbles; neutral; clear smooth boundary.

IC2—12 to 60 inches; very pale brown (10YR 7/3) very gravelly sand, very pale brown (10YR 7/3) moist; single grain; loose; 50 percent pebbles and 10 percent cobbles; neutral.

The A horizon is light brownish gray or pale brown. Cobbles cover 0 to 25 percent of the surface.

The C horizon is pale brown, very pale brown, or variegated. It is 40 to 90 percent gravel and 0 to 25 percent cobbles.

The water table is at a depth of 3 to 5 feet during the summer.

Ola series

The Ola series consists of moderately deep, well drained soils. These soils formed in material that weathered from granite. They are on the side slopes of mountains. The slopes are 15 to 80 percent. The average annual precipitation is 18 inches, and the average annual temperature is 45 degrees F.

Ola soils are similar to Rainey soils. They are near Ladd, Rainey, and Searles soils. Ladd and Searles soils have an argillic horizon. Rainey soils have a mollic epipedon that is less than 20 inches thick.

Typical pedon of Ola loam in an area of Ola-Searles complex, 15 to 30 percent slopes, about 1/2 mile south of Lucky Peak, approximately 660 feet north and 140 feet west of the SE cor. of the NE1/4 of sec. 14, T. 4 N., R. 3 E.

A11—0 to 11 inches; very dark grayish brown (10YR 3/2) loam, very dark brown (10Yr 2/2) moist; moderate very fine granular structure; soft, very friable, slightly sticky; many very fine and fine roots; many very fine and fine tubular pores; neutral; clear smooth boundary.

A12—11 to 21 inches; grayish brown (10YR 5/2) fine gravelly sandy loam, very dark grayish brown (10YR 3/2) moist; medium coarse subangular blocky structure; soft, very friable, slightly sticky and nonplastic; common very fine and fine roots; common very fine and fine tubular pores; 20 percent fine pebbles; slightly acid; clear smooth boundary.

A3—21 to 28 inches; grayish brown (10YR 5/2) fine gravelly sandy loam, dark grayish brown (10YR 4/2) moist; weak fine granular structure; soft, very friable,

slightly sticky and nonplastic; common fine roots; common fine tubular pores; 20 percent fine pebbles; slightly acid; clear smooth boundary.

C1—28 to 33 inches; pale brown (10YR 6/3) loam, brown (10YR 5/3) moist; massive; slightly hard, friable, slightly sticky and slightly plastic; few fine roots; few fine tubular pores; 10 percent pebbles; slightly acid; clear wavy boundary.

C2—33 to 35 inches; very pale brown (10YR 8/3) fine gravelly sandy loam, pale brown (10YR 6/3) moist; massive; slightly hard, friable, slightly sticky and slightly plastic; few fine roots; few fine tubular pores; 25 percent pebbles; neutral; clear wavy boundary.

Cr3—35 to 38 inches; highly fractured, partially decomposed granite; few fine roots in cracks; clear wavy boundary.

R—38 inches; unweathered granite.

The A horizon is very dark grayish brown, dark grayish brown, or grayish brown loam, sandy loam, or fine gravelly sandy loam.

The C horizon is grayish brown, brown, pale brown, or very pale brown loam, sandy loam, or fine gravelly sandy loam.

Bedrock is at a depth of 20 to 40 inches.

Oliaga Variant

The Oliaga Variant consists of very deep, somewhat poorly drained soils. These soils formed in mixed alluvium. They are on alluvial terraces and have slopes of 0 to 3 percent. The average annual precipitation is 11 inches, and the average annual temperature is 51 degrees F.

Oliaga Variant soils are similar to Chance, Falk, Moulton, and Tindahay soils. They are near Abo, Drax, and Jenness soils. Unlike Oliaga Variant soils, Abo and Jenness soils do not have contrasting textures in the control section. Chance soils are very poorly drained. Tindahay soils are well drained. Falk soils do not contain lime in the surface layer. Moulton and Drax soils have a mollic epipedon.

Typical pedon of Oliaga Variant loam, about 5 miles southeast of Meridian, 200 feet north and 50 feet west of the SE cor. of the NE1/4SW1/4 of sec. 29, T. 3 N., R. 1 E.

A1ca—0 to 7 inches; pale brown (10YR 6/3) loam, dark brown (10YR 4/3) moist; weak medium subangular blocky structure; hard, firm, slightly sticky and slightly plastic; many fine and medium roots; many very fine and fine tubular pores; about 10 percent fine pebbles; moderately calcareous; strongly alkaline; clear smooth boundary.

C1ca—7 to 15 inches; pale brown (10YR 6/3) loam, dark yellowish brown (10YR 3/4) moist; few fine distinct brown (7.5YR 4/4) moist mottles; weak fine subangular blocky structure; slightly hard, friable, slightly

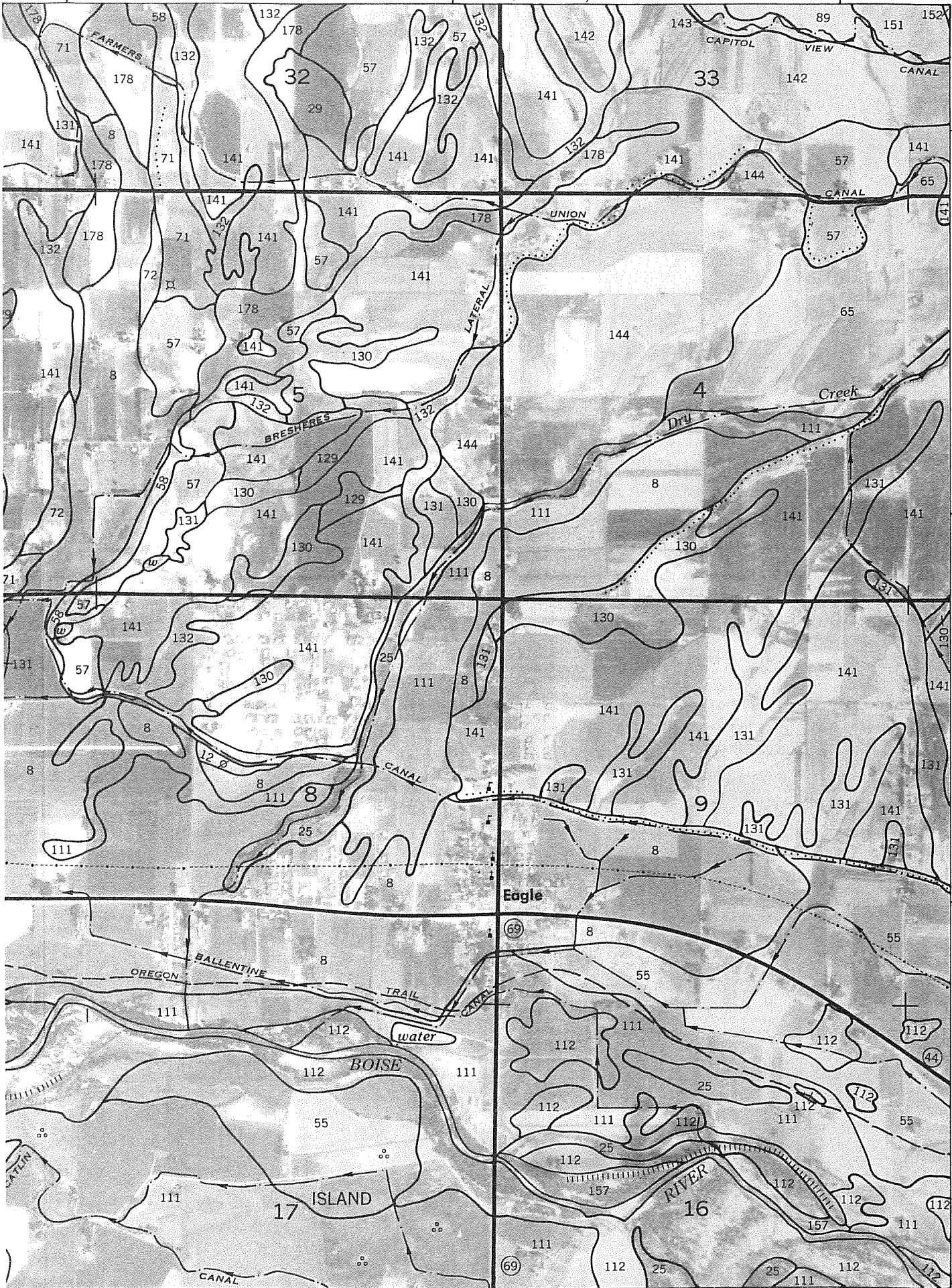
TABLE 14.--PHYSICAL AND CHEMICAL PROPERTIES OF SOILS--Continued

Soil name and map symbol	Depth	Clay	Moist bulk density	Permea- bility	Available water capacity	Soil reaction	Salinity	Shrink- swell potential	Erosion factors		Wind erodi- bility group	Organic matter
									K	T		Pct
101, 102, 103, 104----- McCain	0-7 7-22 22-33 33	15-22 18-30 10-18 ---	1.40-1.50 1.40-1.50 1.50-1.60 ---	0.6-2.0 0.2-0.6 0.6-2.0 ---	0.19-0.21 0.19-0.21 0.16-0.18 ---	6.6-7.8 7.4-8.4 7.4-9.0 ---	<2 <2 <2 ---	Low----- Moderate Low----- ---	0.49 0.43 0.37 ---	2 ---	5	1-2
105, 106, 107, 108----- McCain	0-7 7-22 22-33 33	12-22 18-30 10-18 ---	1.40-1.50 1.40-1.60 1.50-1.60 ---	0.6-2.0 0.2-0.6 0.6-2.0 ---	0.19-0.21 0.19-0.21 0.16-0.18 ---	6.6-7.8 7.4-8.4 7.4-9.0 ---	<2 <2 <2 ---	Low----- Moderate Low----- ---	0.37 0.43 0.37 ---	2 ---	8	1-2
109*: McCain-----	0-7 7-22 22-33 33	12-22 18-30 10-18 ---	1.40-1.50 1.40-1.60 1.50-1.60 ---	0.6-2.0 0.2-0.6 0.6-2.0 ---	0.19-0.21 0.19-0.21 0.16-0.18 ---	6.6-7.8 7.4-8.4 7.4-9.0 ---	<2 <2 <2 ---	Low----- Moderate Low----- ---	0.37 0.43 0.37 ---	2 ---	8	1-2
Rock outcrop.												
110----- Minidoka	0-11 11-24 24-41 41	12-18 12-18 ---	1.40-1.50 1.50-1.60 ---	0.6-2.0 0.2-0.6 ---	0.19-0.21 0.19-0.21 ---	7.4-8.4 7.9-9.0 ---	2-4 2-4 ---	Low----- Low----- ---	0.49 0.55 ---	2 ---	4L	1-2
111----- Moulton	0-6 6-33 33-60	10-20 10-20 5-10	1.40-1.50 1.55-1.65 1.60-1.70	2.0-6.0 2.0-6.0 6.0-20	0.13-0.15 0.11-0.15 0.04-0.08	6.6-7.8 6.6-7.8 6.6-7.8	<2 <2 <2	Low----- Low----- Low-----	0.24 0.32 0.17	5 ---	3	2-4
112*: Notus-----	0-12 12-60	5-10 2-7	1.50-1.60 1.60-1.70	2.0-6.0 >20	0.11-0.13 0.03-0.05	6.1-8.4 6.1-8.4	<2 <2	Low----- Low-----	0.28 0.15	1 ---	3	.5-1
Notus-----	0-12 12-60	2-7 2-7	1.55-1.65 1.60-1.70	2.0-6.0 >20	0.03-0.08 0.03-0.05	6.1-8.4 6.1-8.4	<2 <2	Low----- Low-----	0.20 0.15	1 ---	3	.5-1
113*, 114*: Ola-----	0-11 11-35 35-38 38	10-20 10-20 ---	1.35-1.45 1.50-1.60 ---	0.6-2.0 0.6-2.0 ---	0.16-0.18 0.07-0.18 ---	6.1-7.3 6.1-7.3 ---	<2 <2 ---	Low----- Low----- ---	0.32 0.32 ---	2 ---	5	---
Searles-----	0-9 9-14 14-30 30	18-22 25-30 25-30 ---	1.35-1.45 1.40-1.50 1.50-1.60 ---	0.6-2.0 0.2-0.6 0.2-0.6 ---	0.16-0.18 0.10-0.12 0.10-0.14 ---	6.6-7.8 6.6-7.8 6.6-7.8 ---	<2 <2 <2 ---	Low----- Moderate Moderate ---	0.32 0.17 0.28 ---	2 ---	5	---
115----- Oliaga Variant	0-7 7-34 34-63	10-18 10-18 5-10	1.40-1.50 1.50-1.60 1.60-1.70	0.6-2.0 0.6-2.0 >20	0.16-0.18 0.16-0.18 0.04-0.08	8.5-9.0 7.4-8.4 6.1-6.5	2-4 2-4 <2	Low----- Low----- Low-----	0.37 0.37 0.15	5 ---	6	1-2
116*, 117*: Payette-----	0-17 17-34 34-64	8-12 12-18 5-10	1.40-1.50 1.50-1.60 1.60-1.70	2.0-6.0 2.0-6.0 >20	0.11-0.13 0.11-0.18 0.04-0.08	6.6-8.4 6.6-8.4 6.6-8.4	<2 <2 <2	Low----- Low----- Low-----	0.32 0.32 0.17	5 ---	3	---
Quincy-----	0-66	2-7	1.60-1.70	6.0-20	0.06-0.09	6.1-8.4	<2	Low-----	0.17	5	5	<.7
118----- Peasley	0-7 7-16 16-21 21-35 35-42 42	35-40 40-45 35-55 ---	1.30-1.40 1.20-1.40 1.20-1.40 ---	0.2-0.6 0.06-0.2 0.06-0.2 ---	0.19-0.21 0.14-0.17 0.14-0.21 ---	6.6-7.3 6.6-7.3 6.6-7.8 ---	<2 <2 <2 ---	Moderate Moderate High----- ---	0.37 0.28 0.28 ---	2 ---	4	---

See footnote at end of table.

(Joins sheet 5)

9



(Joins sheet 10)

(Joins sheet 13)

Scale 1:20000

LII.

That the defendants the heirs of EDWARD AND MARY CLARK, be and they are hereby awarded the use of the waters of Boise River, diverted from said river at a point opposite the upper end of Government Island and through what is known as the Thurman Mill Slough, for use upon the NE $\frac{1}{4}$ of SE $\frac{1}{4}$ and lots 7 and 8, Sec. 20, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

63 0192

115 inches, from June 1, 1876; and hereby designated as

Right No. 61.

And be adjudged to pay \$3.05 costs in addition to the costs incurred by them.

LIII.

That the defendant JOHN CECIL be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point opposite the upper end of Government Island, through what is known as the Thurman Mill Slough, for use upon the following described land; commencing at a point $\frac{1}{4}$ mile west of the NE corner of NE $\frac{1}{4}$ of Sec. 27, T. 4 N. R. 1 E. B.M., thence west 120 rods, thence south 249 feet, thence southeast along the brow of the hill 120 rods, thence north 332 feet to place of beginning, in the following amount and from the following date;

3 0193

22 inches, from June 1, 1876; and hereby designated as Right No. 62;

and be adjudged to pay \$1.54 costs in addition to the costs incurred by him.

LIV.

That the defendant THOMAS H. AIKENS be, and he is hereby awarded the use of the waters of Boise River, diverted at a point in said river on Sec. 16, T. 4 N. R. 1 E. B.M., about 60 rods from the west line of said section and on or near the south line thereof, for use upon the south half of SE $\frac{1}{4}$, Sec. 17, T. 4 N. R. 1 E. B.M., and lots 6, 7, and 8 in said section, also an irregular shaped piece of ground in the SE $\frac{1}{4}$ of said Sec. 17, containing about 10 acres, in the following amount and from the following date;

3 0194

260 inches, from June 1, 1877; and hereby designated as Right No 63.

That said defendant THOMAS H. ALMENS is also, and he is hereby awarded the use of the waters of said river, diverted at a point near the center of NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 15, T. 4 N. R. 1 E. B.M., for use upon the NW $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 16, T. 4 N. R. 1 E. B.M., in the following amount and from the following date;

3 018540 inches, from June 1, 1891; and hereby designated as Right No. 123.

And be adjudged to pay \$21.00 costs in addition to the costs incurred by him

LV.

That the defendant W. H. CONWAY be, and he is hereby awarded the use of the waters of Boise River, diverted from said river at a point in the SW corner of SW $\frac{1}{2}$ of SE $\frac{1}{2}$ of Sec. 16, T. 4 N. R. 1 E. B.M., for use upon lots 5 and 6 and SW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 16, T. 4 N. R. 1 E. B. M., in the following amounts and from the following dates;

3 019845 inches, from June 1, 1877; and hereby designated as Right No. 64.

0197110 inches, from June 1, 1891; and hereby designated as Right No. 113.

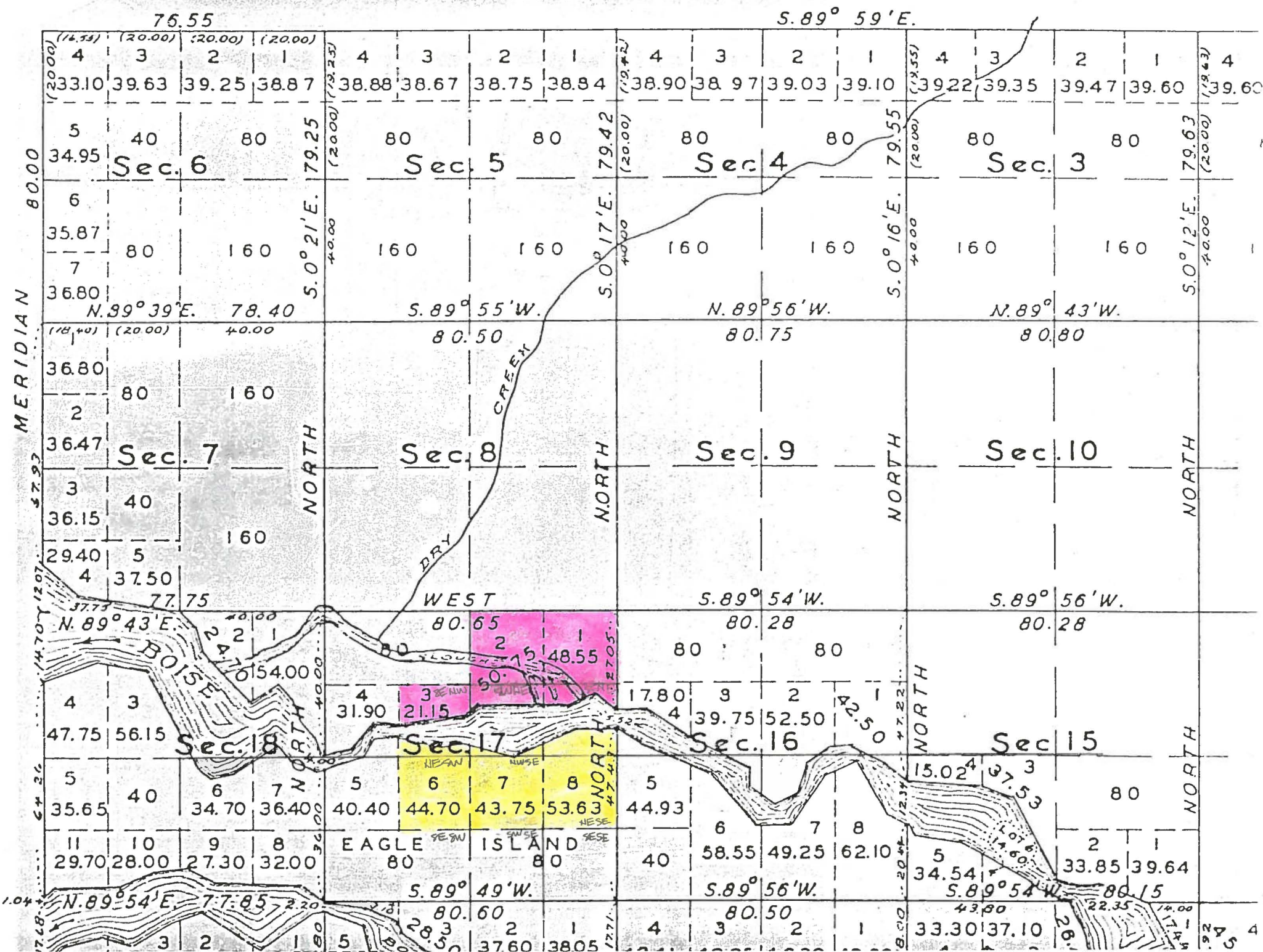
And be adjudged to pay \$10.85 costs in addition to the costs incurred by him.

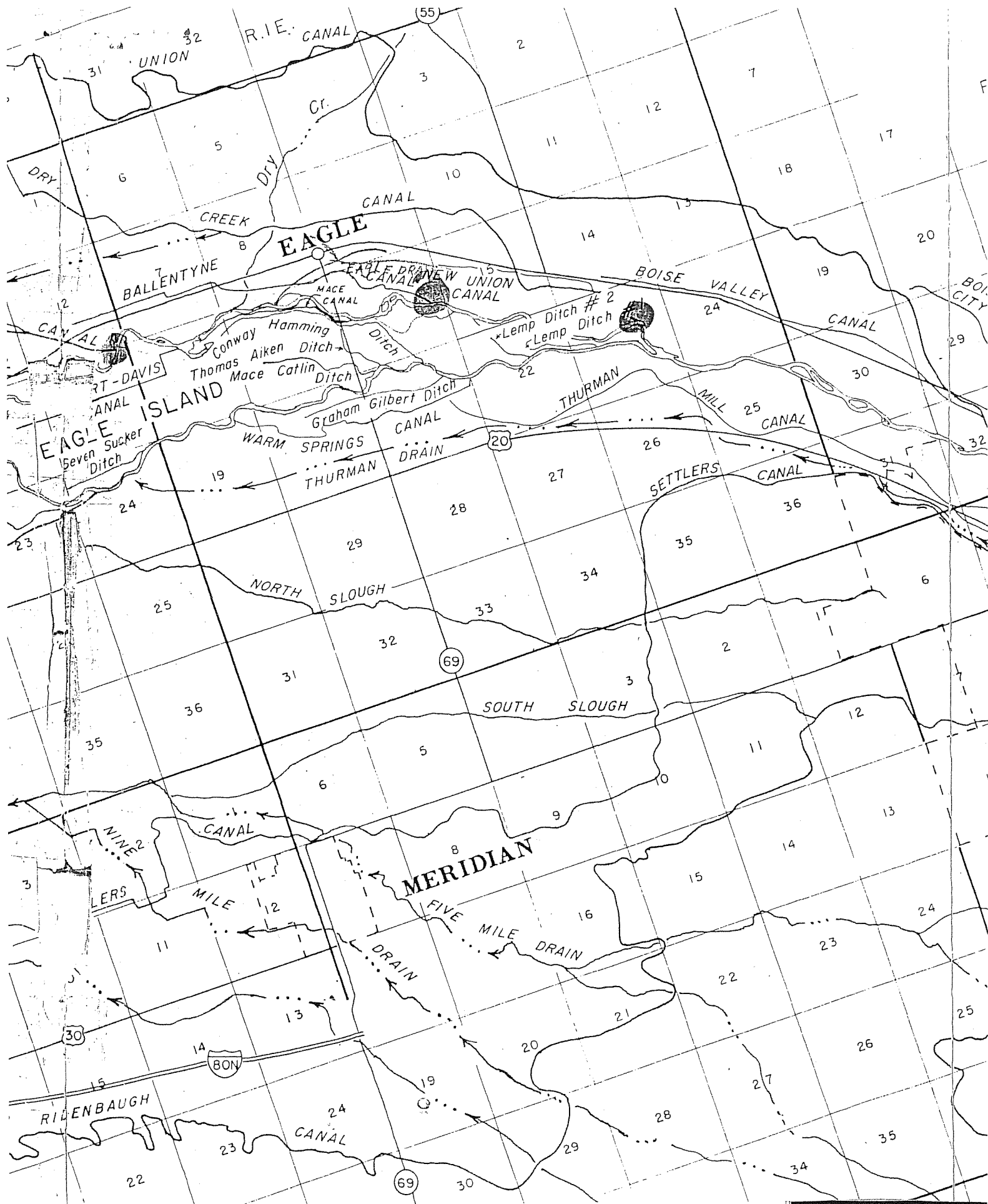
LVI.

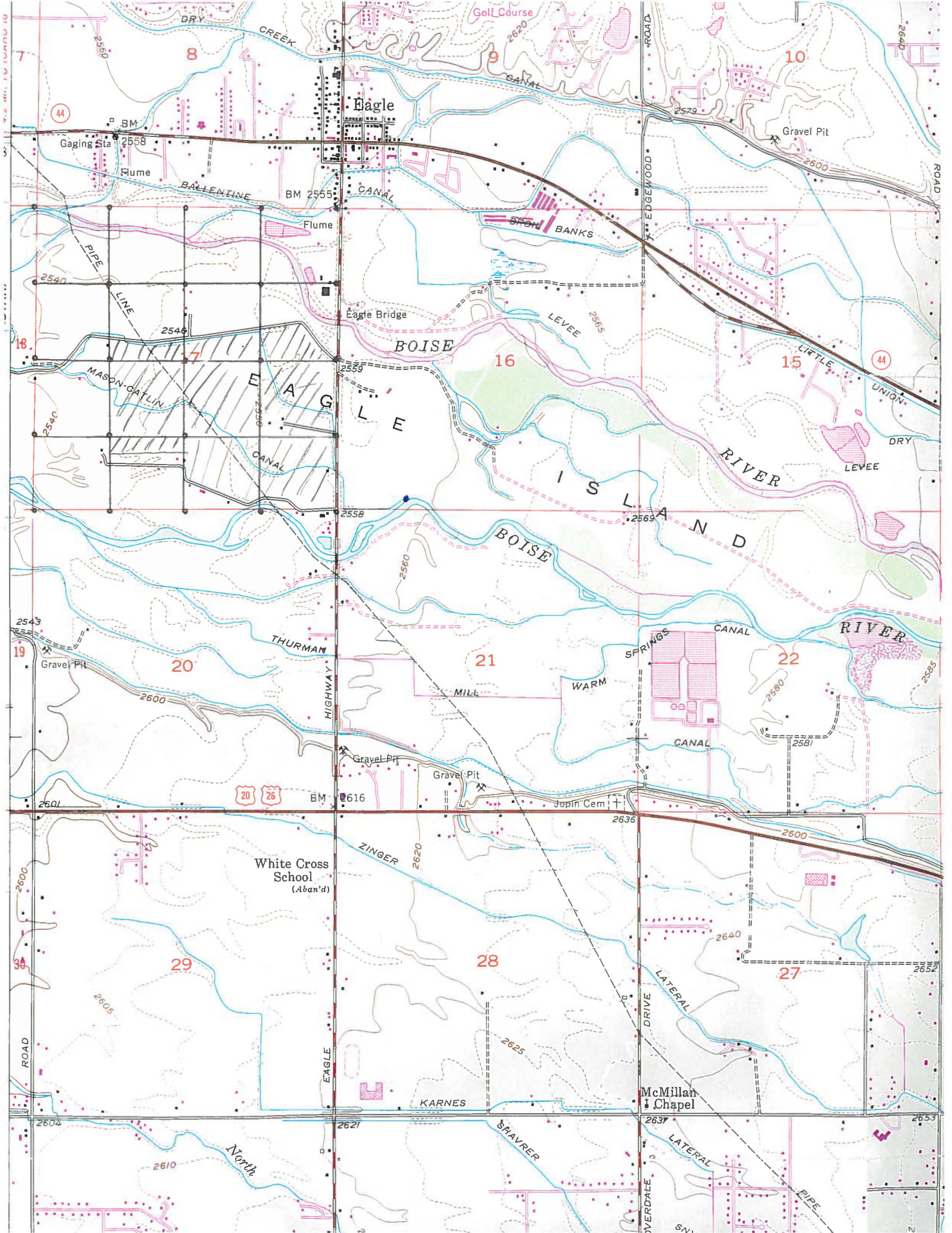
That the defendant the MIDDLETON WATER COMPANY, a corporation, be, and it is hereby awarded the use of the waters of Boise River, diverted at a point on the north bank of said river in SW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec. 12, T. 4 N. R. 1 W. B.M., for use on the lands lying under its canal system, in the following amount and from the following date;

33 01985704 inches, from June 1, 1877; and hereby designated as Right No. 65.

357 430
4 468
1864 And be adjudged to pay \$399.23 costs in addition to the costs incurred by it.
P.D. 57
P.D. 75
P.D. 84







Affidavit for Change of Point of Diversion of Decreed Water Right

STATE OF IDAHO,

County of Ada

ss.

James O. Beck, Director
Idaho State Fish & Game Department, being first duly sworn, deposes and says: That his
postoffice address is Boise, Idaho; That he is the owner of and using
a certain water right, bearing date of priority of June 1, 1884, 1884, for .4632 Right # 5
cubic feet per second of the waters of Boise River, Right # 52

County of Ada, State of Idaho, decreed to T.C. & Poletta Catlin,
by decree of Judge Geo. H. Stewart, of the District Court, 7th Judicial District of
the State of Idaho, in and for the County of Ada, in the case of Farmers Cooper-
ative Ditch Co. vs. Riverside Irrig. District, Ltd. et al. said decree bearing date of
Jan. 18, 1906, for the purpose of irrigating the following described lands, situate, lying
and being in Water Dist. No. 12-A, in the County of Ada, and State of Idaho,
to-wit: Lots 6, 7 & 8, W¹/₂ Sec. 13; Lots 1 & 2 Sec. 24, Township 4 N., R.1
W.B.M. and Lots 3, 4, 5, 10, & 11, NE¹/₄ Sec. 18 Twp. 4 N.R.1 E.B.M. excepting 20
acres more or less in Lot 3, last above described.

That he is the person (or representative of the corporation) to whom such right was issued, (or has be-
come the owner thereof in the following manner: By purchase of portion of Lot 2, Sec. 24,
Twp. 4 N.R.1 W. and portion of SW¹/₄ Sec. 13, T. 4 N.R.1 W.

That said waters are now diverted from said stream in the SE ¹/₄ SW ¹/₄ of Sec. 16
Twp. 4 N., Range 1 E., Shown in decrees as Lot 5, Sec. 17, 4 N. 1 E.
and conducted to the above described lands through the
Catlin - Mace ditch, as per map filed herewith and of this affidavit made a part;
.24 Cubic feet per second of

That affiant desires to change the point of diversion of/said water from the point above described
to a point located in NW ¹/₄ of NE ¹/₄, Sec. 24, Twp. 4 N., Range 1 E.,
and thereafter conduct same to the above described land through the Seven Suckers ditch,
as per map above referred to:

That his reasons for desiring to make such change are as follows: Impractical to irrigate land
in Lot 2, Sec. 24, Twp. 4 N.R.1 W. from Catlin - Mace Ditch.

That no one will be injured by such change and that such change will be made at affiant's own risk

Idaho State Fish & Game Department
by James O. Beck, Director
Affiant.

Subscribed and sworn to before me this 5th day of January, 1925

Dorothy M. Cillie
Notary Public, Boise, Idaho

NOTE:—If this water right has heretofore been carried jointly in a ditch with other water, affiant
should secure written consent of other owners or users to removal from its original carrier and
file such consent with this affidavit.

The above application for change in point of diversion is hereby approved.

Watermaster District No. 12-A

H. E. Helsh

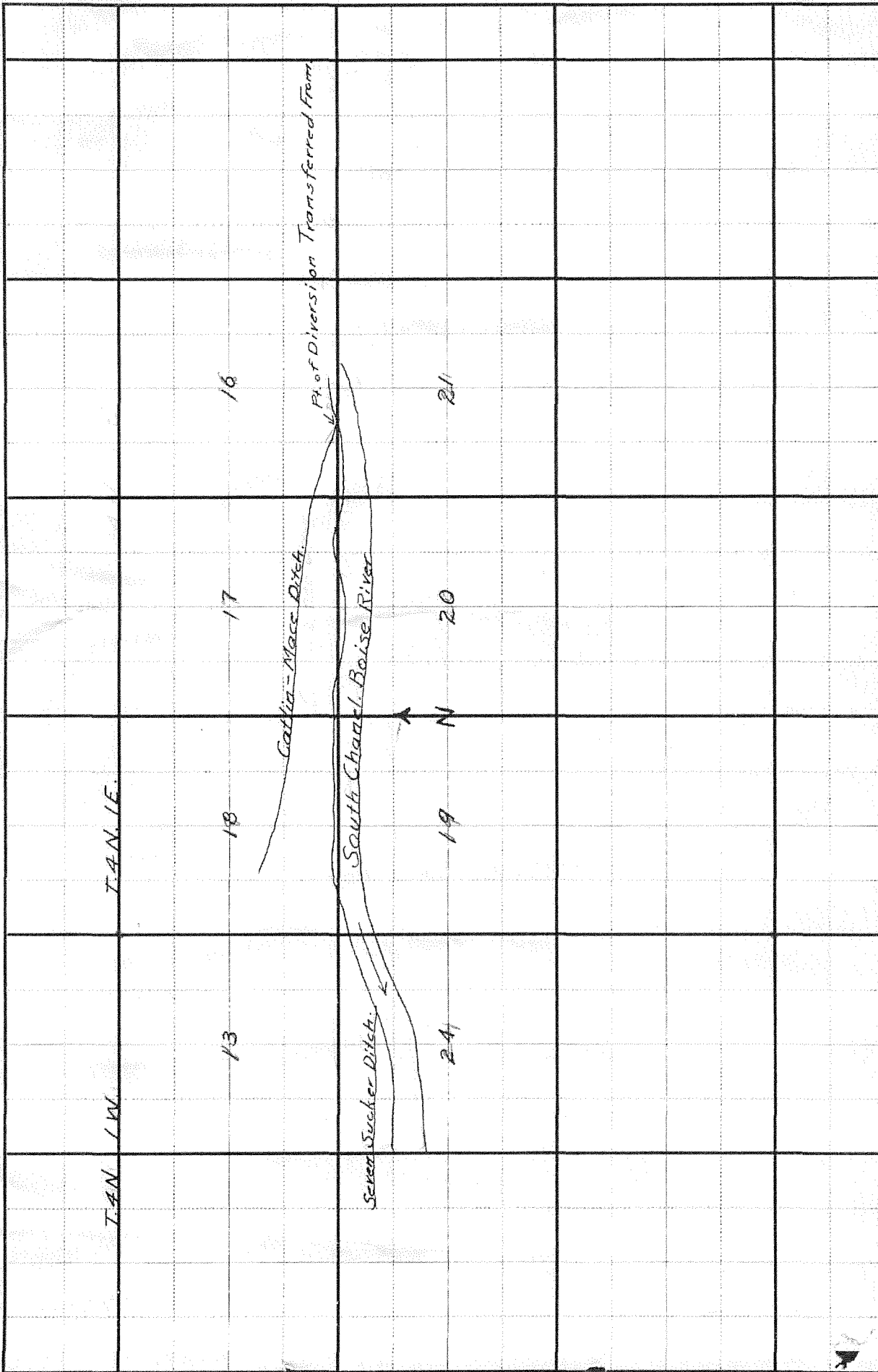
NOTICE OF PROPOSED CHANGE IN POINT OF DIVERSION OF WATER RIGHT

Notice is hereby given that Idaho Fish & Game Department of Boise Idaho, has applied to the State Reclamation Engineer of the State of Idaho for a certificate authorizing them to change the point of Diversion of .24 cubic feet per second of the water of Boise River, located in Ada County, Idaho from the legally stated point of diversion, i.e. SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 16, Twp. 4.N. Range 1.E.B.M. and delivered through the Catlin - Mace ditch, to the following described point of diversion, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Section 24. Twp. 4.N. Range 1.W.B.M. to be delivered through the Seven Suckers ditch.

And that on the 2nd day of February A.D.1945 at Room 107, State House, Boise Idaho, before the State Reclamation Engineer, or his authorized agent, the opportunity will be given to any and all persons to appear and present for his consideration any reason or reasons why a certificate should not be issued authorizing such change.

MARK.R. KULP.

State Reclamation Engineer.



IDAHO STATE HISTORICAL SOCIETY

REFERENCE SERIES

EAGLE ISLAND DITCHES

Number 507

1974

1. Mace Catlin Ditch. Begins on south bank of Boise River in Lot 5, Section 17, T4N, R1E, and runs through Sections, 13, 17, 18, 19, and 24 in T4N, R1E, for a distance of 3.5 miles. The ditch was constructed in 1864 by T. C. Catlin, J. E. Wood, J. C. Wilson, G. W. Paul, C. R. Barnes, John Johnson, and M. M. Johnson. As originally built, the ditch measured two-and-one-half feet in width and eighteen inches in depth. In 1864, 150 inches of water was diverted through the ditch. It was enlarged annually until 1872. From 1872 to 1905, the size of the ditch remained at six feet on the bottom, ten feet at the top, and two feet deep. Also during this time, 500 inches of water were appropriated and diverted. Two headgates serve this ditch, one being three feet wide and eighteen inches deep and the other two-and-one-half feet wide and eighteen inches deep. Polette Mace and T. C. Catlin each irrigated about 350 acres from this ditch. In 1864, Catlin first utilized water from this ditch to raise forty acres of hay. In 1906, the ditch received water rights (4 and 51) of 536 inches.

2. Davis and Hart Ditch. Received water from a slough that connected with the Boise River. The headgate for the ditch is located in the NE 1/4 of Section 18, T4N, R1E. The ditch extends westerly through lands originally belonging to E. N. Hart, Mary G. Davis, and T. C. Catlin. These lands were located in the center of the NE 1/4 of Section 18, T4N, R1E, the SW corner of Section 13, T4N, R1W, lots 9, 10, 11, and 12 and the E 1/2, SE 1/4 of Section 14, T4N, R1W.

This ditch was constructed in 1863 by Edward N. Hart. It was enlarged in 1864, and again in 1865. In 1865, it measured six feet at the top and four feet on the bottom. Hart at this time appropriated and diverted twelve cubic feet of water under a four-inch pressure. The ditch irrigated 575 acres. In 1906, the Davis and Hart ditch received water rights (6, 57, and 58) of 165 inches.

3. Thomas Aiken Ditch. The Thomas Aiken Ditch begins in Section 16, T4N, R1E, about sixty rods from the west line of said Section 16 and near its southern line. In 1876, Thomas Aiken filed on 250 acres in section 17, T4N, R1E. The same year he

990 ft.

built the ditch and appropriated 500 inches of water. The ditch extended through a portion of William H. Conway's land and Aiken's land for a distance of one-and one-quarter miles. Conway used some of the water but the majority went toward irrigating Aiken's property. In 1876, Aiken had forty acres in cultivation. He cut sixty tons of hay and raised some grain. In 1906, the ditch received the water right (63) for 260 inches.

4. Conway-Hamming Ditch. This ditch originated on the land of W. J. Hamming that was situated in Section 21, T4N, R1E. This land was originally owned by Lewis and Goff, who occupied it in 1864. They built a ditch, but it remained vacant when property was sold to Gabe Newman in 1870. Newman built a new ditch that same year. In 1877, Thomas Aiken extended and enlarged the Conway-Hamming Ditch to run through his land and Conway's property. In 1885, the ditch was enlarged by Lewis McShane and a Mr. Cobb. After this work was finished, the ditch measured four feet on the bottom, was a foot deep, and would carry 200 inches of water. When Gabe Newman died in 1891, T. C. Catlin bought up his land. Catlin in turn sold the 180 acres to Frank Short, who in 1904 relinquished his title to W. J. Hamming. Luther McShane and Thomas Aiken were the original owners of the 148 and 48/100 acres owned by William Conway. Conway purchased his property on October 1, 1891, from Jack Vincent, who had bought McShane and Aiken on January 1, 1891. However, Aiken kept a portion of his water right, which he sold to Conway in 1900. By 1905, the ditch measured four feet on the bottom, six feet at the top, two feet in depth, and about one mile in length. In 1906, the ditch received water rights (48, 64, and 118) of 285 inches.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-194

05/10/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-182	Claim	04N	01E	17	SW	NE		IRRIGATION	25/132	LEONARD C MACE
-194	Claim	04N	01E	17	SW	NE		IRRIGATION	15/238	B W INC
-182	Claim	04N	01E	17	SE	NE		IRRIGATION	15/132	LEONARD C MACE
-194	Claim	04N	01E	17	SE	NE		IRRIGATION	16/238	B W INC
2553	Claim	04N	01E	17	SE	NE		IRRIGATION	6/18	B.B. ONE, INC
-182	Claim	04N	01E	17	SE	NW		IRRIGATION	30/132	LEONARD C MACE
-194	Claim	04N	01E	17	SE	NW		IRRIGATION	10/238	B W INC
16273	Claim	04N	01E	17	SE	NW		IRRIGATION	7/7	LEONARD C MACE
161C	Water Right	04N	01E	17	SE	NW		IRRIGATION		CONSUMERS WATER CORP
-194	Claim	04N	01E	17	NE	SW		IRRIGATION	40/238	B W INC
-194	Water Right	04N	01E	17	NE	SW	6	IRRIGATION		THOMAS H AIKENS
-194	Claim	04N	01E	17	SE	SW		IRRIGATION	10/238	B W INC
382A	Claim	04N	01E	17	SE	SW		IRRIGATION	5/5	KAY R JOHNSON
17863	Claim	04N	01E	17	SE	SW		IRRIGATION	5/5	KAY R JOHNSON
31312	Claim	04N	01E	17	SE	SW		IRRIGATION	11/23	JON W WROTEN
31313	Claim	04N	01E	17	SE	SW		IRRIGATION	2/12	MARIETTA WROTEN
-382	Water Right	04N	01E	17	SE	SW		IRRIGATION		WESLEY A MACE
9421	Water Right	04N	01E	17	SE	SW		IRRIGATION	13/35	JAMES L WROTEN
-194	Claim	04N	01E	17	NE	SE		IRRIGATION	40/238	B W INC
-194	Water Right	04N	01E	17	NE	SE	7	IRRIGATION		THOMAS H AIKENS
-194	Water Right	04N	01E	17	NE	SE	8	IRRIGATION		THOMAS H AIKENS
-194	Claim	04N	01E	17	NW	SE		IRRIGATION	40/238	B W INC
-194	Claim	04N	01E	17	SW	SE		IRRIGATION	30/238	B W INC
-194	Water Right	04N	01E	17	SW	SE		IRRIGATION		THOMAS H AIKENS
-194	Claim	04N	01E	17	SE	SE		IRRIGATION	37/238	B W INC
-194	Water Right	04N	01E	17	SE	SE		IRRIGATION		THOMAS H AIKENS

no overlap - separate POU's.

overlap review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7846

WATER RIGHT NUMBER: 63-7846

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	QUARTER CIRCLE DJ RANCH CO PO BOX 279 EAGLE, ID 83616 (208)286-7131
Representative	SHERL CHAPMAN 410 S ORCHARD STE 144 BOISE, ID 83705 (208)344-6690
Current Owner	B W INC 250 S BEECHWOOD #120 BOISE, ID 83709 (208)375-6666

Priority Date: 10/06/1973

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.070 CFS	4.20 AF
	<u>Total Diversion:</u>	0.070 CFS	4.20 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4SE1/4	Sec. 17, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
04N 01E 17	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	X X

Conditions of Approval:

1. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
2. STOCKWATER, 500 RANGE CATTLE PARCEL NOS. S0517142100, S0517310000

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7846

3. C18 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.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

Comments:

1. CORR4 2/14/1997 COPIED FROM REMARKS

Comment: WATER RIGHT EXAM HAS BEEN MADE AND A PROPOSED LICENSE ISSUED.

2. DBUFFING 11/1/1999 NAME CHANGE - OWNERSHIP CHANGE

Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

Water Supply Bank:

overlap review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-5091

WATER RIGHT NUMBER: 63-5091

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	QUARTER CIRCLE DJ RANCH CO PO BOX 279 EAGLE, ID 83616 (208)286-7131
Current Owner	B W INC 250 S BEECHWOOD #120 BOISE, ID 83709 (208)375-6666
Representative	SHERL CHAPMAN 410 S ORCHARD STE 144 BOISE, ID 83705 (208)344-6690

Priority Date: 01/01/1962

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.110 CFS	
DOMESTIC	1/01 to 12/31	0.080 CFS	
	<u>Total Diversion:</u>	0.190 CFS	

Location of Point(s) of Diversion

GROUND WATER	SE1/4SE1/4	Sec. 17, Twp 04N, Rge 01E, B.M.
ADA County		
GROUND WATER	NE1/4SE1/4	Sec. 17, Twp 04N, Rge 01E, B.M.
ADA County		

Place of Use

STOCKWATER

Twp Rge Sec	NE	NW	SW	SE	Totals
04N 01E 17	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	X

DOMESTIC

Twp Rge Sec	NE	NW	SW	SE	Totals
	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-5091

			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01E	17																	X

Conditions of Approval:

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. STOCKWATER, 500 RANGE CATTLE PARCEL NO. RP S0517449000

Remarks:

Comments:

1. DBUFFING 11/1/1999 NAME CHANGE - OWNERSHIP CHANGE
Comment: THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

Water Supply Bank:

Water Right Report 63-194

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THOMAS H AIKENS
	, ID

Status: Active

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	5.200 CFS	
	<u>Total Diversion:</u>	5.200 CFS	

Place of Use
IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01E	17																	
										X				X					
										L 6				L 7					

Remarks:

- Comments:

Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-194

Licensed Date:
Decreed Date: 1/18/1906
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector:
Water District Number: 63
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant: Riverside Irrigation District, Ltd, et al
Decree Plaintiff: Farmers Cooperative Ditch Co
Civil Case Number:
Judicial District: Seventh District
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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WR5809NP
No. 63-00194

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/29/99
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	THOMAS H. AIKENS	06/01/1877	IRRIGATION	00/00 00/00	5.200 CFS	
TOTAL DIVERSION:					5.200 CFS	

Water Source: BOISE RIVER

Tributary to: SNAKE RIVER

Stage: DECREED

Point(s) of Diversion: T04N R01E S18 Lot 11(SWSW)

ADA County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
04N	01E	17	:																		
04N	01E	17	:																		

Pou County: ADA

Remarks: GEN P/D & P/U BY METES & BOUNDS.

Dates:	App. Received:	Priority Date:	06/01/1877
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:		

Misc: Water District Number: 63 Field Exam Fee:

Audit: 02/11/86 05/01/88 CONVERT