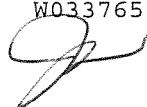


IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-7966
Date Received: 1/23/2006
Receipt No: W033765
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT M ELLIS Phone: (208)939-0551
440 W VALLI HI RD
EAGLE ID USA 83616

EVA L ELLIS Phone: (208)939-0551
440 W VALLI HI RD
EAGLE ID USA 83616

2. Date of Priority: 04/15/1974

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	01E	32	SW NE	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	10/31	0.1	22.5
STOCKWATER	1/01	12/31	0.01	0.1

7. Total Quantity Appropriated is:
0.11 C.F.S. and/or 22.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	32	SW	NE	IRRIGATION	5
					Section Acres	5
					Total Acres	5

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:

14. Remarks:

Property is also known as Lot 4, Whispering Winds Subdivision.

15. Basis of Claim: License

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Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	32	SW	NE	IRRIGATION	5
Section Acres						5
Total Acres						5

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:

14. Remarks: AKA LOT 4, WHISPERING WINDS SUBD.

15. Basis of Claim: License

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

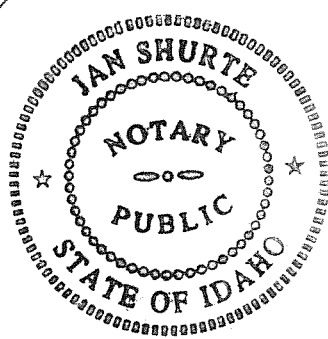
For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

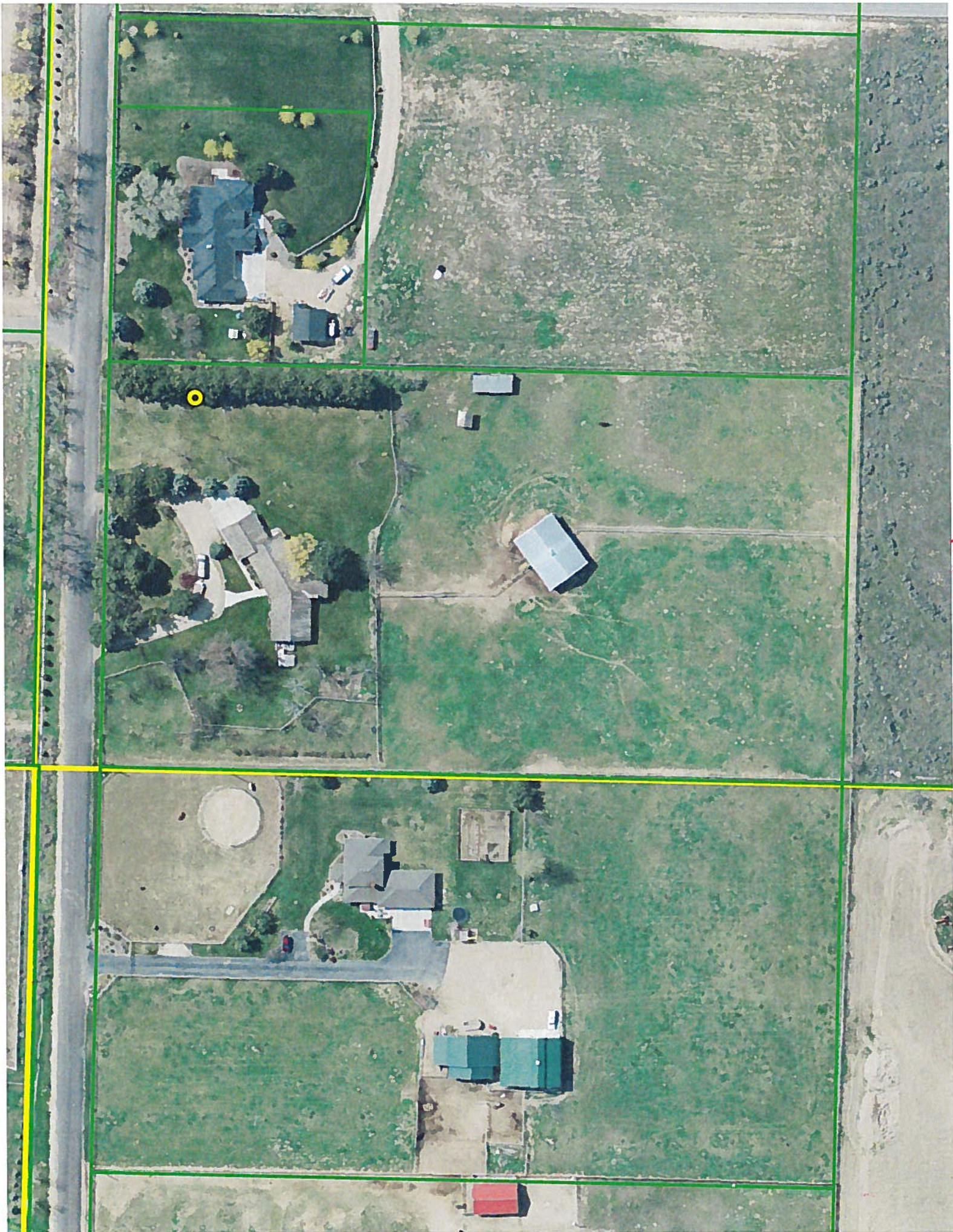
Signature of Claimant(s): Robert M. Ellis Date: Jan. 23, 2006
Eva L. Ellis Date: Jan 23, 2006

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 23rd DAY
of January 2006 Jan Shurte



Notary Public
Residing at Mendota ID
My commission Expires 9-14-2006



State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7966 Priority April 15, 1974 Amount 0.11 cfs

THIS IS TO CERTIFY, that PARRY D. HARRISON
of Eagle, Idaho, has complied with the terms and conditions of Permit
No. 63-7966 issued pursuant to Application for Permit dated April 15, 1966,
and has submitted proof to the Department of Water Resources on May 2, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.11 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Stockwater	from <u>Jan. 1</u> to <u>Dec. 31</u>	at <u>0.01</u> cfs and	<u>0.1 acre feet</u>
Irrigation	from <u>April 1</u> to <u>Oct. 10</u>	at <u>10</u> cfs and	<u>22.5 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>

(month dates inclusive)

Subject, however, to the condition that no more than 0.11 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
22.6 acre feet per year, said waters to be diverted within the SW 1/4 NE 1/4 of Sec. 32,
Twp. 5 N, Rge. 1 E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
5 N	1 E	32		X															Five

Total number of acres irrigated Five

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

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 19 day of
September, 19 75.

Director

9269243

FORM FURNISHED COURTESY OF:

ADA COUNTY ID. FOR STEWART TITLE
 J. DAVID NALARRO
 RECORDER BY K. Larson
3.00

STEWART TITLE OF IDAHO, INC.

'92 OCT 9 PM 4 02

READ & APPROVED BY GRANTEE(S): Rme ELE

SPACE ABOVE THIS LINE FOR RECORDING DATA

{0400}

Order No.: 92035630 BP/PC

WARRANTY DEED

FOR VALUE RECEIVED PARRY D. HARRISON AND GERTRUDE I. HARRISON,
 HUSBAND AND WIFE

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto ROBERT M. ELLIS
 AND EVA L. ELLIS, HUSBAND AND WIFE

GRANTEE(S), whose current address is: 440 VALLI-HI ROAD, EAGLE, ID 83616
 the following described real property in ADA County, State of Idaho, more particularly
 described as follows, to wit:

Lot 4 of WHISPERING WINDS SUBDIVISION, according to the
 Official Plat thereof, filed in Book 28 of Plats at Page(s)
 1751, records of Ada County, Idaho.

TO HAVE AND TO HOLD the said 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), that 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 by 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: September 28, 1992

Parry D. Harrison
 PARRY D. HARRISON

Gertrude I. Harrison
 GERTRUDE I. HARRISON

TO HAVE AND TO HOLD the said 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), that 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 by 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: September 28, 1992

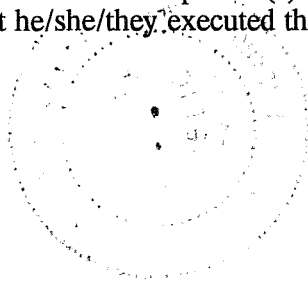
Perry D. Harrison
PARRY D. HARRISON

Gertrude I. Harrison
GERTRUDE I. HARRISON

STATE OF IDAHO
COUNTY OF ADA

On this ~~24th~~ ^{8th} day of ~~September~~ ^{October}, in the year of 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared PARRY D. HARRISON AND GERTRUDE I. HARRISON

known or identified to me to be the person(s) whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.



Signature: Patty I. Chupp

Name: PATTY I. CHUPP

(type or print)

Residing at: BOISE, IDAHO

My Commission Expires: 05/08/98

Form 42-1409(7)



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: 9/28/92

LEGAL DESCRIPTION OF PROPERTY: Township _____ Range _____
Section _____, 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____, BM.
Lot _____, Block _____, Subdivision/Townsite _____.
If you have additional legal descriptions, please attach separate sheet. *see Attached*

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

☐ Water Right Number(s)
Assigned by IDWR: _____

☒ Name and Address of Former Owner/Claimant(s)(Seller): PARRY D. Harrison

Bill E Hawaii

Nampa Id 83686

☐ New Owner/Claimant (Purchaser): _____

☒ New Mailing Address: 440 W. Valli Hi (Mr + Mrs Robert Ellis)
Eagle Id 83616

☒ New Telephone Number: (208) 939 - 0551

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

☐ Attach proof of ownership, describe proof attached: _____

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

☒ Signature of New Owner/Claimant(s) Robert M. Ellis Date Sept 24, 1992
Eva L. Ellis Date Sept 24, 1992

☒ Signature of Former Owner/Claimant(s): Parry D Harrison Date 8 Oct 1992
Gertrude D Harrison Date 8 Oct 1992

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: _____ By: _____

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

*Completed at time of
sale 1992 & not sent in
until claims filing 2006.*

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

08/14/2006

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

RIGHT NUMBER: 63-7966
NAME AND ADDRESS: ROBERT M ELLIS
440 W VALLI HI RD
EAGLE ID 83616

EVA L ELLIS
440 W VALLI HI RD
EAGLE ID 83616

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.110 CFS
22.600 AFY

PRIORITY DATE: 04/15/1974

POINT OF DIVERSION:
T05N R01E S32 SWNE Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 10/31	0.100 CFS 22.50 AFY
STOCKWATER	01/01 12/31	0.010 CFS 0.10 AFY

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

PLACE OF USE: IRRIGATION Within ADA County
T05N R01E S32 SWNE 5.00
STOCKWATER same as IRRIGATION

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

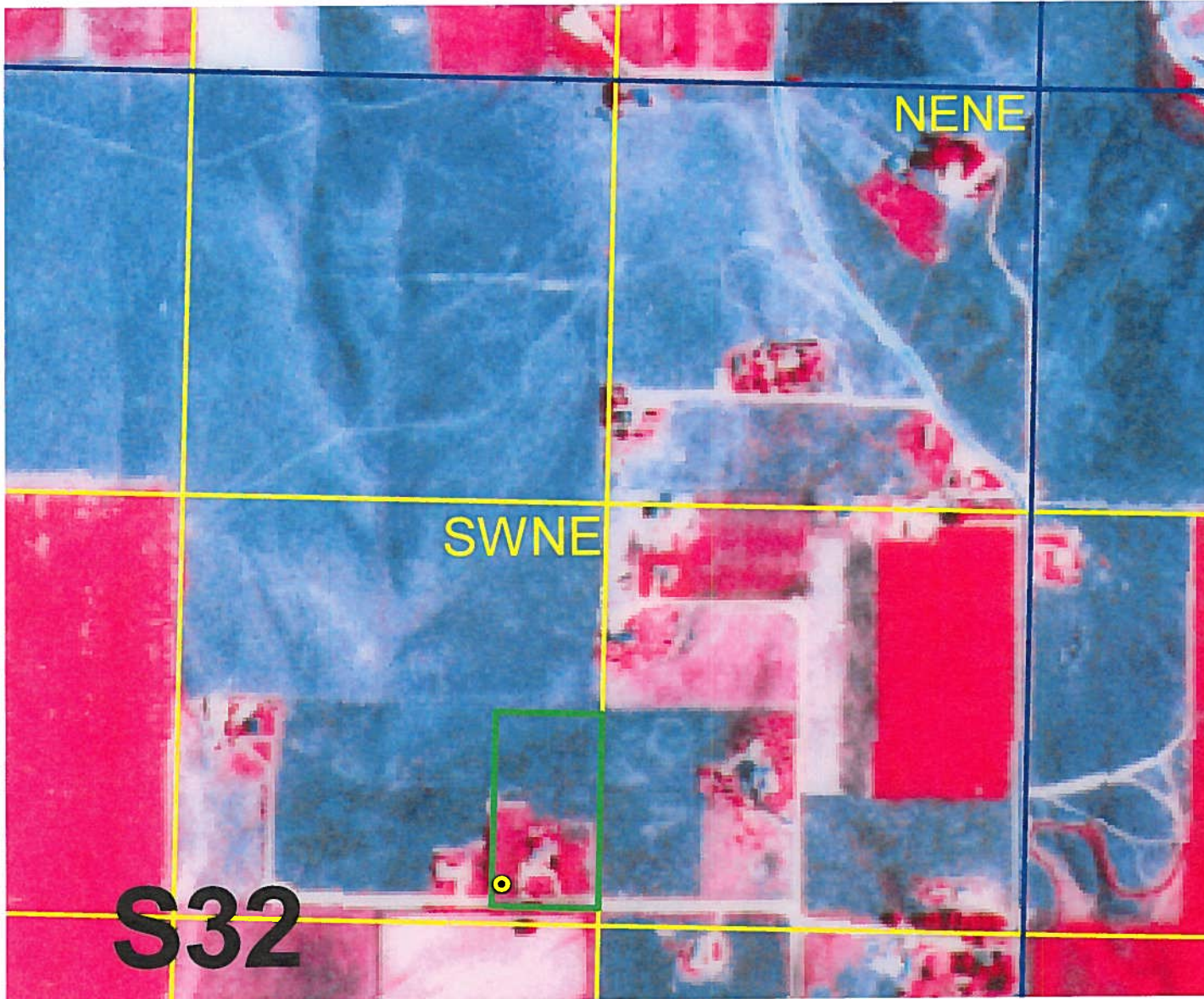
Property is also known as Lot 4, Whispering Winds Subdivision.

Stockwater use is for 5 head mixed stock.

Idaho Department of Water Resources

**T05N, R01E,
S32**

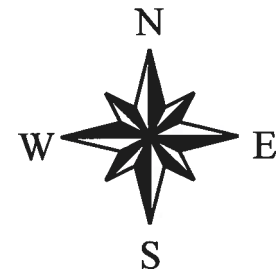
Claim No: 63-7966
Prepared By: Kimberly Brown
Date: August 14, 2006



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

 Point of Diversion

Acres Irrigated = 5



300 0 300 600 Feet



1987 NAPP

Rec'd. new claim
7/31/06

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7966

WATER RIGHT NUMBER: 63-7966 ✓

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	PARRY D HARRISON RT 1 PREAKNESS DR EAGLE, ID 83616
Current Owner	ROBERT M ELLIS ✓ 440 W VALLI HI RD EAGLE, ID 83616 (208)939-0551
Current Owner	EVA L ELLIS ✓ 440 W VALLI HI RD EAGLE, ID 83616 (208)939-0551

Priority Date: 04/15/1974 ✓
Basis: License ✓
Status: Active

Property Address:
440 W. Valli - Hi Rd.
Eagle 83616

<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>
IRRIGATION ✓	4/01	10/31 ✓	0.100 CFS ✓	22.50 AF ✓
STOCKWATER ✓	1/01	12/31 ✓	0.010 CFS ✓	0.10 AF ✓
<u>Total Diversion:</u>			0.110 CFS ✓	22.60 AF ✓

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4 ✓	Sec. 32, Twp 05N, Rge 01E, B.M. ✓
ADA County ✓		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
✓ 05N	01E	32			5.0														5.0
					4.6														4.6

Total Acres: 5 ✓

STOCKWATER same as IRRIGATION

Conditions of Approval:

ADD 1. J01 - Property is also known as Lot 4, Whispering Winds Subdivision. ✓

Remarks:

ADD S39 - Season of use is 3/1 to 11/15.

ADD X02 - Stockwater use is for 5 head mixed stock.

Parcel No: R9350 200400.

**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 \$55.00
- ☐ 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 completeClaim No(s) A63-7966Owner: Eva & Robert Ellis Phone No. _____Current Address: 440 W. Valli Hi Rd., Eagle 83616

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

Accompanied by: in-office verification**PRIORITY DATE**

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

See Field Report.**OVERLAP REVIEW**

Other water rights with the same point of diversion: _____

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

WATER USES

- ☐ No change
☐ Different Uses

ADD S39 - Season of use is 3/1 to 11/15.

Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA
Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA
☐ Changes found, the new total is, Amount _____ CFS _____ AFA
☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☐ No change
☐ Changes Exam found: Domestic # of homes _____ Stock # 5 head mixed stock
Types _____ Additional comments: 4 cows/1 horse

PLACE OF USE:

- ☐ No Change
☐ Changes shown below:

* The project map submitted with the Application for Permit depicts the parcel claimed in the SRBA. However, the aerial photo map that the field examiner drew on in red depicts the parcel of land directly east of the parcel that was claimed in the SRBA. Parcel No: R9350 200500 ⁷ →

However, after further review, I found that Parcel R935020050, (350 W. Valli Hi Rd.) is covered by #63-11318 (see file). Therefore, the project map that the field examiner is not correct - he should have drawn the parcel directly to the west on the aerial photo.

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

Overlap with other water rights: #63-7649

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

no overlap - 63-7649 covers: 250 W. Valli Hi Rd.

Delivery System Narrative: See Field Report.

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are approximately 20 lines visible. The paper appears to be a standard notebook page.

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: 8.14.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7966

08/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~7966~~	Claim	05N	01E	32	SW	NE		IRRIGATION	5/5	ROBERT M ELLIS
7649	Water Right	05N	01E	32	SW	NE	250 W. Valley Hi Rd.	IRRIGATION	4/4	WILLIAM MEYER
~~7966~~	Water Right	05N	01E	32	SW	NE		IRRIGATION	5/5	PARRY D HARRISON

- no overlap w/ #63-7649

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11318

WATER RIGHT NUMBER: 63-11318

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES COOK 350 W VALLI HI RD ✓ EAGLE, ID 83616 (208)939-8229
Current Owner	DEBORAH COOK ✓ 350 VALLI HI RD EAGLE, ID 83616 (208)939-8229

* this right covers the parcel that the field examiner drew on the aerial photo.

Priority Date: 05/16/1990

Basis: License

Status: Active

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.020 CFS	0.60 AF
IRRIGATION	3/15 to 11/15	0.050 CFS	22.50 AF
	<u>Total Diversion:</u>	0.050 CFS	23.10 AF

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4

Sec. 32, Twp 05N, Rge 01E, B.M.

ADA County

Place of Use

IRRIGATION

Twp Rge Sec	NE	NW	SW	SE	Totals
05N 01E 32	NE NW SW SE 5.0	NE NW SW SE	NE NW SW SE	NE NW SW SE	5.0

Total Acres: 5

DOMESTIC same as IRRIGATIONConditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. Domestic use is for 1 home.
Domestic use does not include lawn, garden, landscape, or other types of irrigation.

Remarks:

Parcel No: R 9350200500.

A.K.A.: Lot 5, Whispering Winds Subdivision

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Application Report 63-12058

WATER RIGHT NUMBER: 63-12058

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOSEPH STINEMATES 680 VALLI HI EAGLE, ID 83616 (208)939-6021

Current Owner	KAY STINEMATES 680 VALLI HI EAGLE, ID 83616 (208)939-6021
---------------	--

Priority Date: 08/31/1993

Basis:

Status: Active

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

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.020 CFS	
IRRIGATION	3/15 to 11/15	0.120 CFS	
	<u>Total Diversion:</u>	0.120 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 32, Twp 05N, Rge 01E, B.M.
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	
05N	01E	32			4.0														4.0

Total Acres: 4

DOMESTIC same as IRRIGATION

STOCKWATER same as IRRIGATION

Conditions of Approval:

- Domestic use is for 1 home.
Stockwater use is for 2 horses.
Application being held pending withdrawal of drought moratorium.

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7649

WATER RIGHT NUMBER: 63-7649

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WILLIAM MEYER 2919 TWEED CT BOISE, ID 83702
Original Owner	ROSIE L STIRM 250 VALLI HI EAGLE, ID 83616 (208)939-6195
Original Owner	W JOHN STIRM 250 VALLI HI EAGLE, ID 83616 (208)939-6195
Current Owner	SANDRA MEYER 2919 TWEED CT BOISE, ID 83702

Priority Date: 08/14/1972

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.030 CFS	1.20 AF
IRRIGATION	3/15 to 11/15	0.120 CFS	18.00 AF
	<u>Total Diversion:</u>	0.150 CFS	19.20 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 32, Twp 05N, Rge 01E, B.M.
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	
05N	01E	32			4.0														4.0

Total Acres: 4

DOMESTIC same as IRRIGATIONConditions of Approval:

- Domestic use is for 1 home.

Overlap review

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-16129

WATER RIGHT NUMBER: 63-16129

<u>Owner Type</u>	<u>Name and Address</u>
Directors Report Owner	LYNN ANN PENNOUD 722 VALLI HI RD EAGLE, ID 83616 (208)939-6032
Directors Report Owner	MICHAEL THOMAS MC LEMORE 722 VALLI HI RD EAGLE, ID 83616 (208)939-6032
Current Owner	JODY MARIE SMITH 722 VALLI HI RD EAGLE, ID 83616 (208)939-8166
Current Owner	LEO ALLEN SMITH 722 VALLI HI RD EAGLE, ID 83616 (208)939-8166

Priority Date: 12/31/1978

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 32, Twp 05N, Rge 01E, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	01E	32			X														

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-16129

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. PARCEL NO. RP R9350200100 PROPERTY ALSO KNOWN AS LOT 1 WHISPERING WINDS SUB.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

Comments:

1. DBUFFING 6/24/1999 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 -

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-23087

WATER RIGHT NUMBER: 63-23087

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BARBARA ANN WAGNER 4129 VALLI-HI RD EAGLE, ID 83616 (208)939-6838
Current Owner	KENNETH W WAGNER 4129 VALLI-HI RD EAGLE, ID 83616 (208)939-6838

Priority Date: 05/01/1974

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>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 32, Twp 05N, Rge 01E, B.M.
ADA County		

Place of Use

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	
05N	01E	32			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. PARCEL NO. R9350200325 PROPERTY ALSO KNOWN AS S 208.71' OF LOT 3, WHISPERING WINDS SUBDIVISION.
3. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
4. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.



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2006 Property Details for Parcel R9350200400

2006 ▼

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Details [Valuation](#) [Tax Districts](#) [Taxes](#) [Characteristics](#)

Parcel: R9350200400
Year: 2006
Zone Code: RUT
Total Acres: 4.64
Tax Code Area: 270
Property Description:
LOT 4
WHISPERING WINDS SUB

#9269243



[View Interactive Map of this Parcel](#)

Address: 440 W VALLI-HI RD EAGLE , ID 83616
Subdivision: WHISPERING WINDS SUB
Land Group Type: SUB
Township/Range/Section: 5N1E32

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Land Characteristics

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Residential Acres: 4.64

Commercial Acres: 0.0

Other Acres Acres: 0.0

Street: None

Utility: None

Water Source:

Sewer: None

SideWalks: N

Curb-Gutters: N

Topography:

View:

Water Influence: Creek or Canal

Water Frontage Feet: 0

Corner: N

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Residential Characteristics

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Year Built:	1977
Year Remodel:	0
Construction Class:	4
Number of Bedrooms:	5
Number of Bathrooms:	2.0
Number of FirePlaces:	2
Air Conditioning:	Y
Car Storage Sq Ft #1:	676
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	18
Deck Sq Ft:	200
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	3503
Main Floor Sq Ft:	2568
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	935
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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Receipt Details for ID W033765

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/23/2006 3:30:46 PM	1/24/2006 3:30:14 PM	WESTERN	\$55.00	Check
Payer		ELLIS, BOB/EVE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5316			
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Fee - 63-7966

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$55.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

CONVERSATION MEMORANDUM

RE: Snake River Basin Adjudication Water Right Nos. A63-7966

August 14, 2006

I called Capital View Irrigation Inc. at #939-7292 and the man I spoke with told me to call Peter Newton, his operations manager, at his place of work (#388-2845). When I spoke with Mr. Newton regarding whether the land located at: 440 W. Valli Hi Rd. utilizes their surface water, he informed me that they do not deliver north of W. Valli Hi Rd. or west of N. Eagle Rd. Based on this information supplied by the operations manager of Capital View Irrigation Inc., I assume that none of their water is used to supplement this right.

Kimberly Brown
Senior Water Resource Agent
Western Region

Identification No. _____

Application No. 63-7966

LICENSE ISSUED FOR
L. SEC. DEPARTMENT OF WATER ADMINISTRATION
L. PAGE NO.

STATE OF IDAHO

SEC. DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant PARRY D. HARRISON
post office address Rt. #1, Eagle, Idaho 83616
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 5 N.
Range 1 E. B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount .10 for Irrigation purpose from April 1 to Oct. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount .01 for Stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. .11 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Well, 5 hp pump & sprinkler system.

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 6 inches; proposed depth of well is 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.
b. Estimated construction cost is \$ 4,000.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: SW $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 32 Township 5 N.
Range 1 E. B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 4 cows, 1 horse

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

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

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N.	1 E.	32			5														5

Total number of acres to be irrigated 5

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

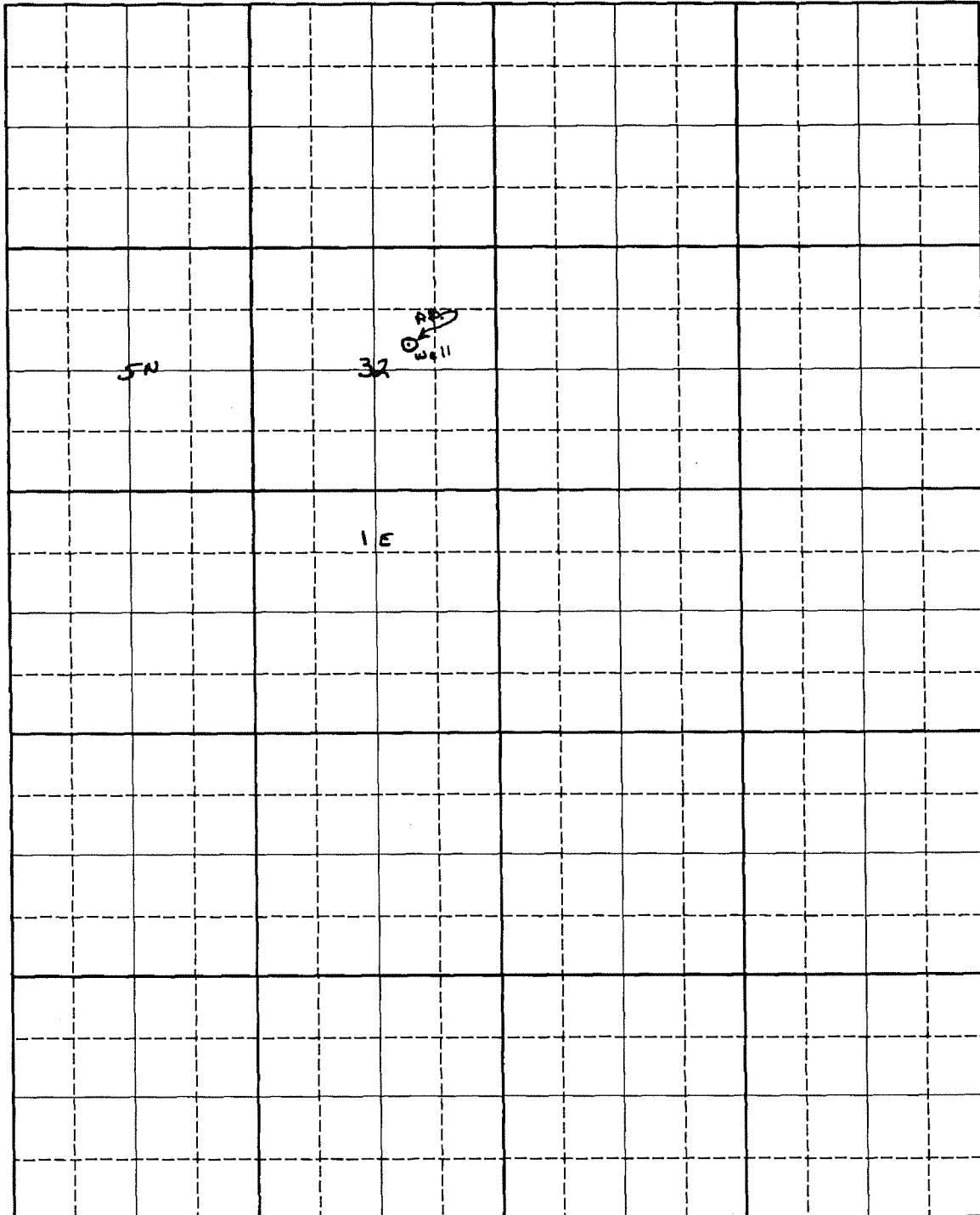
9. a. Who owns the property at the point of diversion Parry Harrison

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

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

10. Remarks

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



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Randy D. Harrison
(Applicant)

63 7966

63 7966

Proposed Priority 4-15-1974

Received by ef Date 4-15-74 Time 8:00 A
Preliminary check by SEP Fee \$ 10.00
Received by ef Date 4-15-74 Serial # 14344
Publication prepared by ef Date 4-18-74
Published in Valley News-Times
Publication dates 4-25-74 5-2-74
Publication approved ef Date 5-3-74
Priority reduced to _____ Reason _____

Protests filed by: _____

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

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

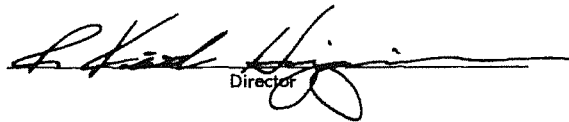
This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7966, and said application is hereby APPROVED.

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 75.
- c. Other: _____

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

Witness my hand this 20 day of May 19 74.


Director

2:00 - 8-2-

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

ca 11

1. Name of permit holder Parry D. Harrison
Post office address Route #1, Preakness Dr., Eagle, ID Phone 939 0575
Person to contact _____ Phone 342-2711
x 2549
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
- Tributary to _____

3. Water will be used for the following purposes:

Amount .10 c.f.s. for irrigation
 AF/Annum (nature of use)

Period of Use: from Apr. 1 to Oct. 31
(mo.-day) inclusive (mo.-day)

Amount .01 c.f.s. for stockwater (4 cows, 1 horse)
 AF/Annum (nature of use)

Period of Use: from Jan. 1 to Dec. 31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use) _____

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion .11 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 5N N/S, Range 1E E/W, B.M., Section 32, Subdivision SW 1/4 NE 1/4 Ada County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 6" well, 218' deep w/ 2 5' sections of wells screens, 5 hp pump & sprinkler system.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

5

Major:

Rge - 1E

T
5
N

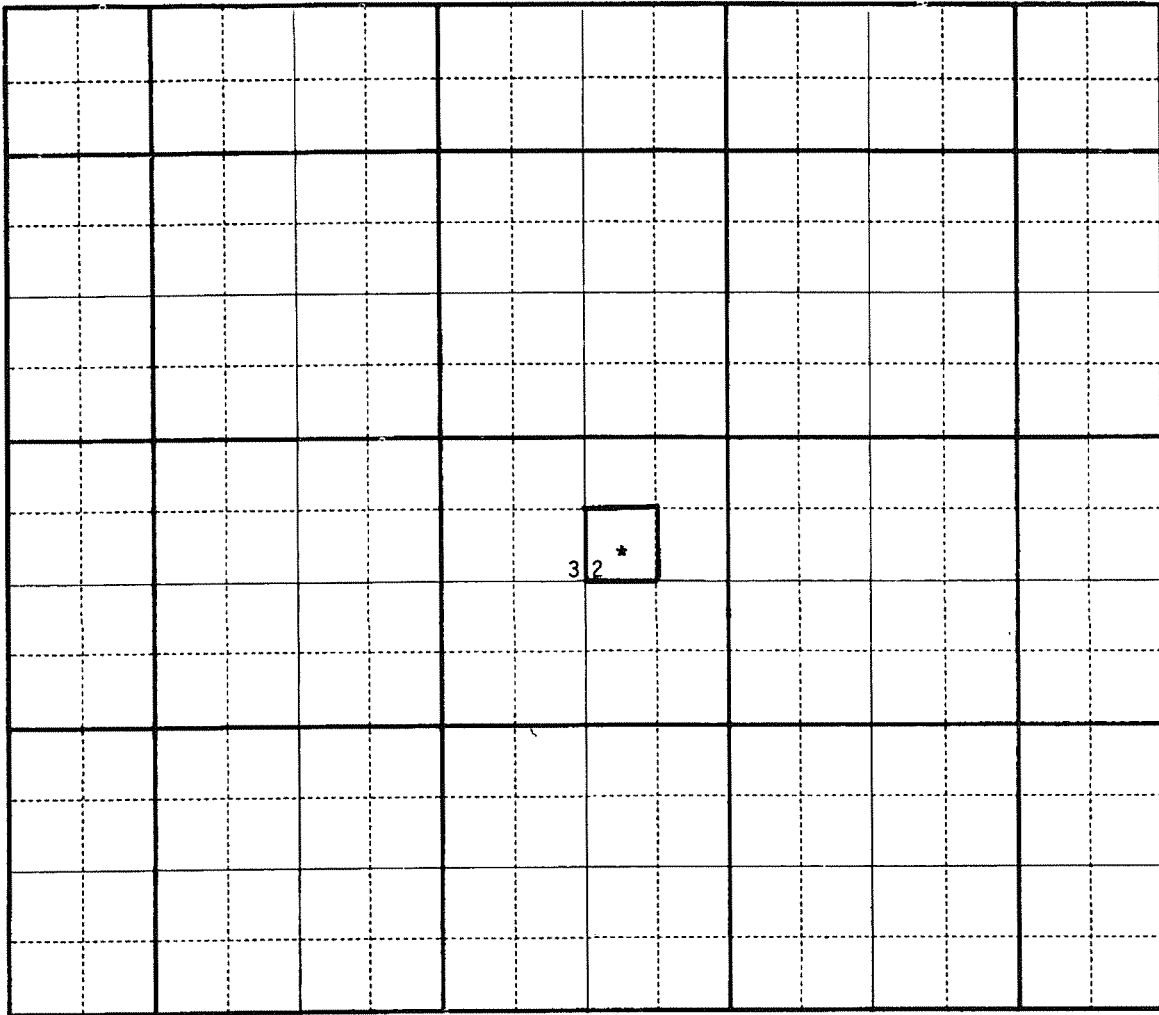


Diagram of System



DATE OF EXAM 8-27-75

ACREAGE

Found 5
Recommended 5

Irrigation Requirement 4.5 Ac Ft/Ac

USE

Irrigation Q = 0.09 c.f.s. V = 22.5 AF/Ann. from Apr. 1 to Oct. 31
Domestic Q = 0.01 c.f.s. V = 0.20 AF/Ann. from Jan. 1 to Dec. 31
Livestock Q = 0.01 c.f.s. V = 0.20 AF/Ann. from Jan. 1 to Dec. 31

Is water co-mingled? yes no X

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

Exchange? yes no X

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

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

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

Total Q measured 10121 cfs Method of measurement pressure gage and estimate

Total Q recommended 10 cfs Meter No. _____ Type _____ Condition _____

Total V recommended 22.7 ac. ft. ann.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$$Q = 40 \text{ psi} \times 8 \text{ heads} \left(\frac{1}{32} \text{ nozzle} \right) = 38.8 \text{ gpm} = (0.09121 \text{ c.f.s.}) + (0.1 \text{ stockwater}) = 0.10121$$
$$V = (4.5 \text{ ac ft/ac}) \times (5 \text{ ac}) = (22.5 \text{ ac. ft. ann.}) + (2 \text{ stockwater}) = 22.7 \text{ ac. ft. ann.}$$

V = total V recommended
Q = total Q measured and recommended

SYSTEM DESCRIPTION:

6" well with 5 H.P. sub pump 3" main line. 8 Rainbird
model 30 with 5/32" nozzles

REMARKS:

cattle and horse pasture in winter. at present time growing
row crops and feed for animals. will build home next
spring and use same well for domestic

Examiner's Signature Peter Chamberlin Date 8-27-75

Checked by _____ Date _____

Approved by _____ Date _____

Identification No. _____

Permit No. ~~63-7966~~

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

RECEIVED
MAY 2 1974
Department of Water Resources

1. a) Name of Permit Holder Perry D. Harrison
b) Post Office Address Rt 1 Preakness Dr. Eagle, Id 83616
2. Permit Number 63-7966
3. Date of Priority that you are prepared to establish April 15, 1974
4. a) Source from which water was appropriated Ground water
b) Location of the point of diversion: SE 1/4 NE 1/4, Section 32
Township 5 N, Range 1 E Boise Meridian, Other points of diversion:
5. a) The amount of water and use to which the water has been applied:
Amount .10 for Irrigation purposes from April 1 to Oct 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount .01 for Stockwater purposes from Jan 1 to Dec 31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated .11 (cfs and/or acre-feet per annum)
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: Self-Engineer - The pump operates 8 sprinkler heads at 50 psi. 5.3 gpm x 8 = 424 gpm plus 5% loss at pipe joints = 446 gpm
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use:

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) 6 inch well 218 Feet Deep with 2 Five Foot sections of Wells Screens - 5 H.P. pump and Sprinkler system
b) Describe the type and size of measuring device which you have installed at your point of diversion: Pressure gauge
c) Give well driller's name and address and the date the well was completed: April 2, 1974
Rex Engleman
1304 Rand
Boise Idaho 83705
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use:
water was used for short period last Fall for stock watering.

Exam typed 5/9/75 by jg

MICROFILMED

[illegible]

10. Remarks: _____

4-27-75 (Date) Barry E. Harrison (Signature)

On this 1st day of May, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Notary Public residing at Boise

My commission expires 6-10-75