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 63-7266
Date Received: 1/9/1990
Receipt No: W007460
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ANNA C UPSON
4408 LAKE AVE
CALDWELL ID USA 83607
Phone: (208)459-9200

DOYLE HODGE
4410 LAKE AVE
CALDWELL ID USA 83607
Phone: (208)459-9200

RICHARD N BEUS
4322 S LAKE AVE
CALDWELL ID USA 83607
Phone:

RICHARD K MASON
1312 WILLOW ST
CALDWELL ID USA 83605
Phone: (208)459-1294

2. Date of Priority: 08/19/1969

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4	1/4	1/4	Lot	County	Type
03N	03W	2	SE	NE	NE		CANYON	

5. Description of diverting works:

184'X8" ARTESIAN WELL WITH 3 1.5HP AND 1 1HP PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
DOMESTIC	01/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S. and/or 0.04 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
03N	03W	2	NE NE		DOMESTIC	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Ownership change request updated to show current owners of the homes under this claim. kw 11/9/2006

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.

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

RECEIVED

OCT 18 2006

DEPARTMENT OF WATER RESOURCES

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-7266				

2. The following **REQUIRED** information must be submitted with this form:

   A. The appropriate **FILING FEE**. See instructions for fee amounts.

   B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION.**

   C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
   PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

   OR

   If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): Ernest Ross &/or Doyle Hodge &/or Rodrick Philips &/or Jim Upson
   4322 S Lake Ave, Caldwell, ID 83605

4. New Owner/Claimant(s): Richard N. Beus / Richard K. Mason
   4322, S Lake Ave., / 4324 Lake Ave.,
   Name Connector (Check one): [ ] and, [ ] or, [X] and/or
   Anna C. Upson / Doyle J. Hodge

   New Mailing Address: 4408 Lake Ave., / 4410 Lake Ave.

   City, State and ZIP Code: Caldwell, ID 83607

   New Telephone Number: ( )_____

5. Date you acquired the property: —

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

7. Signature of New Owner(s) or Claimant(s) (include title if applicable)
X Ella Rae Beus 10-18-06
X Anna C. Upson - 10-18-06

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

For Office Use Only
Received by _____ Date _____ Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____AJ Date _____ WR _____ Date _____

200235489

QUITCLAIM DEED

FOR VALUE RECEIVED

Richard N. Beus & Ella Rae Beus, husband & wife

RECEIVED
NOV 03 2006
DEPARTMENT OF WATER RESOURCES

do hereby convey, release, remise and forever quit claim unto
RICHARD N. BEUS AND ELLA RAE BEUS, AS TRUSTEES OF THE RICHARD AND ELLA RAE BEUS TRUST UNDER TRUST AGREEMENT DATED DECEMBER 31ST, 1999 AND HIS SUBSTITUTES AND SUCCESSORS AS TRUSTEE THEREUNDER.

whose current address is: 4322 S. Lake Ave., Caldwell, ID 83607
the following described premises, to-wit:

A PART OF GOVERNMENT LOT 1, IN THE NORTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 3 WEST, BOISE-MERIDIAN, CANYON COUNTY, IDAHO, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE NORTHEAST CORNER OF SECTION 2, TOWNSHIP 3 NORTH, RANGE 3 WEST BOISE-MERIDIAN; THENCE
SOUTH 00° 07' 30" WEST 1014.23 FEET TO THE INITIAL POINT OF THIS DESCRIPTION; THENCE
SOUTH 00° 07' 30" WEST 20 FEET; THENCE
NORTH 89° 52' 30" WEST 445.35 FEET TO THE CENTER LINE OF THE NILSON DRAIN; THENCE
NORTH 27° 58' 50" WEST 104.87 FEET ALONG SAID CENTER LINE; THENCE LEAVING SAID CENTER LINE
SOUTH 89° 52' 30" EAST 304.43 FEET; THENCE
SOUTH 00° 07' 30" WEST 72.50 FEET; THENCE
SOUTH 89° 52' 30" EAST 190.32 FEET TO THE INITIAL POINT OF THIS DESCRIPTION.

2002 AUG 2 PM 4 19
NOEL HALES
CANYON CNTY RECORDER
REQUEST Richard Beus
FEE

RECORDED
200235489

Dated: May 2, 2002

Richard N. Beus

Ella Rae Beus

STATE OF ID , County of Canyon , ss.

On this 2 day of May in the year of 2002, before me, the undersigned, a Notary Public in and for said State, personally appeared
Richard N. Beus & Ella Rae Beus

known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Signature: Kathy M Smith
Name: Kathy M Smith
Residing at: Nampa, Id
My commission expires: 10/2/03

KATHY M. SMITH NOTARY PUBLIC STATE OF IDAHO

RECEIVED

OCT 18 2006

DEPARTMENT OF WATER RESOURCES

RECEIVED

OCT 16 2006

WATER RESOURCES
WESTERN REGION

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

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-7266					

2. The following **REQUIRED** information must be submitted with this form:

   A. The appropriate **FILING FEE**. See instructions for fee amounts.

   B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION.**

   C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
   PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

   OR

   If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s): RODRICK - PHILIPS
   4322 S Lake Ave Caldwell Id.

4. New Owner/Claimant(s): Richard K. MASON
   Name Connector (Check one): [ ] and, [X] ~~or~~, [ ] and/or

   New Mailing Address: 1312 Willow ST.

   City, State and ZIP Code: CALDWELL, IDA 83605

   New Telephone Number: (208) 459-1294

5. Date you acquired the property: 5/20/1994

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation		
Stock		
Domestic		
Other _____		
Total		

7. Signature of New Owner(s) or Claimant(s) Richard K. Mason
(include title if applicable)

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

For Office Use Only

Received by _____ Date _____ Fee _____
Receipted by _____ Date _____ Receipt No. _____
Processed by _____AJ Date _____ WR _____ Date _____

Form No. 1402-87 (4-6-90)
ALTA Owner's Policy

RECEIVED
NOV 0 9 2006
DEPARTMENT OF WATER RESOURCES

SCHEDULE A

Order No.: PC 09600
Policy No.: J 233638

Amount of Insurance: $30,000.00
Premium: $ 270.00

Date of Policy: May 19, 1994 as of 4:42 p.m.

1. Name of Insured:

   RICHARD K. MASON, a married man

2. The estate or interest in the land which is covered by this policy is: **Fee simple**

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

   RICHARD K. MASON, a married man, presumptively subject to the community interest of spouse, LUCILE MASON

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

   See attached Exhibit "A"

Form No. 1402-87 (4-6-90)
ALTA Owner's Policy

PC 09600

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NOV 09 2006
DEPARTMENT OF WATER RESOURCES

Exhibit "A"

A part of Government Lot 1 of the Northeast Quarter of the Northeast Quarter of Section 3, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described to-wit:

COMMENCING at the Northeast corner of Section 2, Township 3 North, Range 3 West, Boise Meridian, Canyon County, Idaho; thence

South 0° 07' 30" West 941.73 feet to the INITIAL POINT OF THIS DESCRIPTION; thence

North 89° 52' 30" West 190.32 feet; thence

South 0° 7' 30" West 72.5 feet; thence

South 89° 52' 30" East 190.32 feet; thence

North 0° 7' 30" West 72.5 feet to the INITIAL POINT OF THIS DESCRIPTION.

Inst. No. 628753

WELL AGREEMENT

THIS AGREEMENT made and entered into this 23rd day of May, 1969, by and between GEORGE E. BRAND and CLARA L. BRAND, husband and wife, of Caldwell, Canyon County, Idaho, hereinafter referred to as First Parties, and JAKE H. KRIEGER and ESTHER E. KRIEGER, husband and wife, of Nampa, Canyon County, Idaho, hereinafter referred to as Second Parties, WITNESSETH:

That WHEREAS, the first parties are the owners of the following described property, situated in Canyon County, Idaho, hereinafter referred to as Parcel I, to-wit:

> A parcel of land located in the Northeast Quarter of the Northeast Quarter of Section 2, Township 3 North, Range 3 West of the Boise Meridian, and more particularly described as follows:
>
> Commencing at the Northeast corner of said Section 2, thence South 0° 07' 30" West along the East boundary of said Northeast Quarter of the Northeast Quarter a distance of 941.73 feet to the true point of beginning; thence continuing South 0° 07' 30" West along the East boundary of said Northeast Quarter of the Northeast Quarter a distance of 196.50 feet, thence North 89° 52' 30" West a distance of 389.80 feet to a point on the center line of Wilson Drain, thence North 27° 58' 50" West along the center line of Wilson Drain a distance of 222.77 feet, thence South 89° 52' 30" East a distance of 494.75 feet to the true point of beginning, Canyon County, Idaho.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED TRACT

> A part of the Northeast Quarter of the Northeast Quarter of Section 2, Township 3 North, Range 3 West of the Boise Meridian in Canyon County, Idaho, more particularly described to-wit:
>
> Commencing at the Northeast corner of Section 2, Township 3 North, Range 3 West of the Boise Meridian; thence South 0° 07' 30" West 941.73 feet along the East line of the said Section 2 to the INITIAL POINT: thence continuing South 0° 07' 30" West 92.5 feet along the said East line; thence North 89° 52' 30" West 445.35 feet to a point on the centerline of Wilson Drain; thence North 27° 50" West 104.87 feet along the said centerline; thence South 89° 52' 30" East 494.75 feet to the INITIAL POINT.

and

WHEREAS, second parties are the owners of the following described property located in Canyon County, Idaho, hereinafter referred to as Parcel II, to-wit:

DUNLAP, RETTIG & ROSENBERRY
Attorneys at Law
914 Main Street
Caldwell, Idaho

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NOV 0 9 2006
DEPARTMENT OF WATER RESOURCES

A part of the Northeast Quarter of the Northeast Quarter of Section 2, Township 3 North, Range 3 West of the Boise Meridian in Canyon County, Idaho, more particularly described to-wit:

Commencing at the Northeast corner of Section 2, Township 3 North, Range 3 West of the Boise Meridian, thence South 0° 07' 30" West 941.73 feet along the East line of the said Section 2 to the INITIAL POINT; thence continuing South 0° 07' 30" West 92.5 feet along the said East line; thence North 89° 52' 30" West 445.35 feet to a point on the centerline of Wilson Drain; thence North 27° 58' 50" West 104.87 feet along the said centerline; thence South 89° 52' 30" East 494.75 feet to the INITIAL POINT.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, including all water and ditch rights and rights of way for water and ditches.

and

WHEREAS, the said Parcels I and II are adjoining parcels and,

WHEREAS, the parties hereto have at their joint expense caused to be drilled upon the first parties property a six inch well, located approximately thirty-six feet (36') West of the East line and two feet (2') South of the North line of said Parcel I, which said well is to be used as a source of domestic water for said Parcels I and II, and

WHEREAS, the parties desire to set forth their agreements in connection with the use of said well and the water therefrom in writing:

NOW, THEREFORE, IT IS HEREBY AGREED by and between the parties hereto as follows, to-wit:

1. That each party shall have equal right to take and to use water from said well for domestic purposes upon such parties' land herein described, and no other lands. Such use shall be limited to not more than two family units upon each parcel of land.

2. That each party shall install and maintain his own separate pump, pipeline and supporting works necessary to take water from said

DUNLAP, RETTIG & ROSENBERRY
Attorneys at Law
914 Main Street
Caldwell, Idaho

well and transport it to his property, which shall be of the same approximate size and capacity.

3. Each party shall also be responsible for payment of all electrical charges on the two separate pumps.

4. In addition to the right to take water from said well, first parties grant unto second parties a right of way and easement to install, construct, maintain and operate at the site of the well, a pump and necessary electrical connections and a water line for the pipe for the conveyance of water from said well to the said Parcel II belonging to the second parties. The said second parties shall also have the right of ingress and egress on the property of the first parties for the purpose of installing, maintaining and repairing said equipment which shall be done in such a manner as to furnish the least amount of hindrance and interference with the use of the first parties lands.

5. It is further agreed that any future necessary maintenance upon the well or casing shall be equally divided between the parties.

6. That it is understood and agreed that this agreement shall run with the lands of the respective parties hereto, and shall be of benefit and a burden to each of said parcels and shall apply to and bind the parties hereto, their heirs, executors, administrators and successors and assigns.

IN WITNESS WHEREOF, the parties hereto have set their hands and seals the day and year first above written.

George E. Brand
George E. Brand

Clara L. Brand
Clara L. Brand
FIRST PARTIES

Jake H. Krieger
Jake H. Krieger

Esther E. Krieger
Esther E. Krieger
SECOND PARTIES

DUNLAP, REITIG & CONNERLY
Attorneys at Law
214 Main Street
Caldwell, Idaho

STATE OF IDAHO)
) ss
County of Canyon)

On this 23rd day of May, 1969, before me, the undersigned, a Notary Public in and for said State, personally appeared GEORGE E. BRAND and CLARA L. BRAND, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument as first parties, and acknowledged to me that they executed the same.

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

(SEAL)

Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires: 7-8-69

STATE OF IDAHO)
) ss
County of Canyon)

On this 23rd day of May, 1969, before me, the undersigned, a Notary Public in and for said State, personally appeared JAKE H. KRIEGER and ESTHER E. KRIEGER, husband and wife, known to me to be the persons whose names are subscribed to the foregoing instrument as second parties, and acknowledged to me that they executed the same.

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

(SEAL)

Notary Public for Idaho
Residing at Caldwell, Idaho
My commission expires: 7-8-69

DUNLAP, RETTIG & ROSENBERRY
Attorneys at Law
914 Main Street
Caldwell, Idaho

FILED

MAY 23 4 19 PM '69

WA[illegible] [illegible]RY
CAN[illegible] [illegible]RDER
Lavona Sayre

RECORDED
AT THE REQUEST OF
George E. Brand

IN

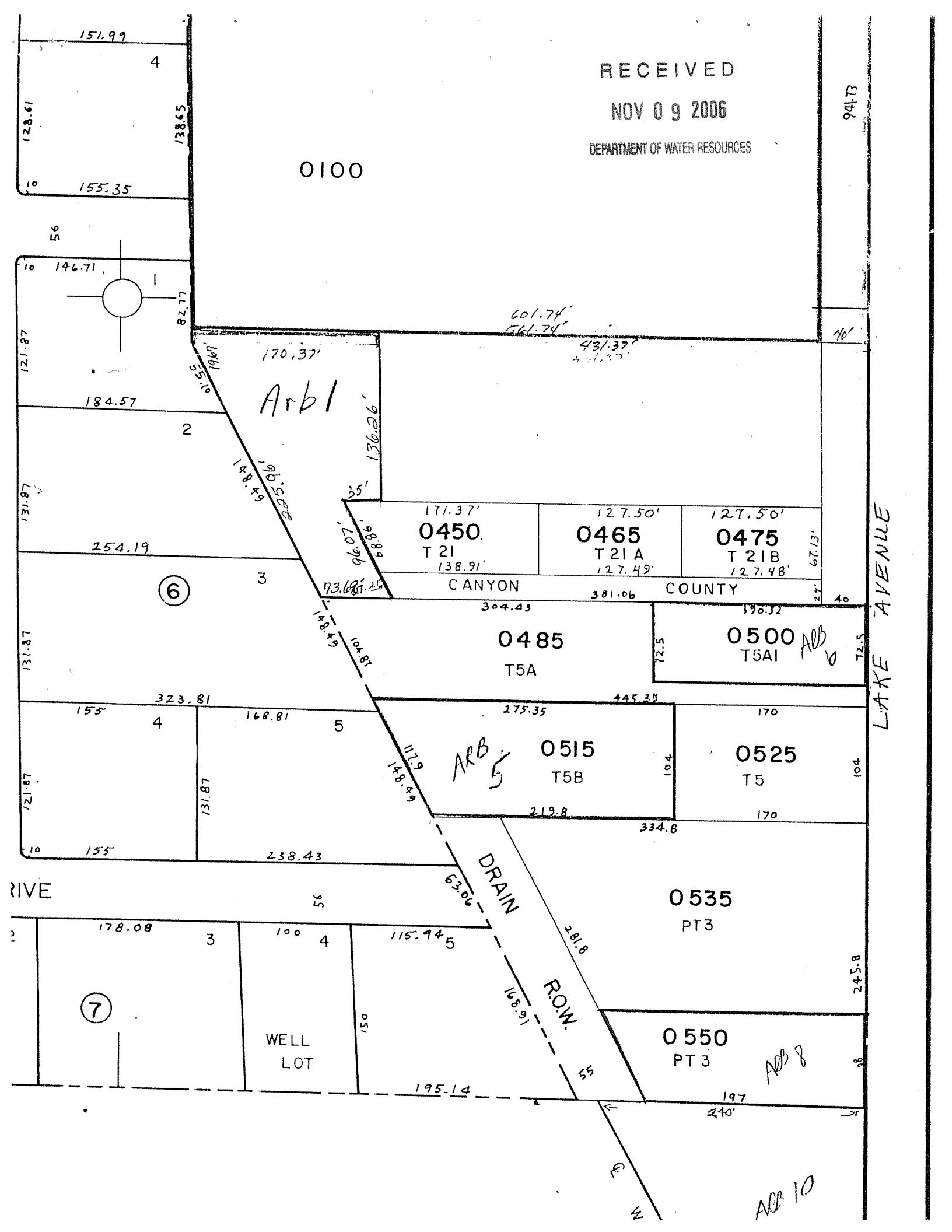
Bk ______ Pg ______
OF
B. & A.

FEE 2.60

George E. Brand
et ux

Jake H. Krieger
et ux

Well agree.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NOV 0 9 2006
DEPARTMENT OF WATER RESOURCES
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T 21 A
127.49'
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127.48'
67.13'
254.19
3
6
CANYON COUNTY
381.06
24'
40
304.43
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0485
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0500
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ARB 6
72.5
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4
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275.35
445.38
170
0515
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0525
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ARB 5
117.9
148.49
104
219.8
334.8
121.87
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DRAIN
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56
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0535
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R.O.W.
0550
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ARB 8
195.14
55
197
240'
ARB 10
LAKE AVENUE

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: **A63-07266**
Date Received: 1/ 9/1990
Receipt No: W007460
Received By: _____

COPY FOR YOUR FILES — **NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW** — **COPY FOR YOUR FILES**

1. Name: ERNEST ROSS 208-459-9200
   Address: 4322 S LAKE AVE
   CALDWELL ID 83605
   AND/OR
   Name: DOYLE HODGE 208-459-9200
   Address: 4322 S LAKE AVE
   CALDWELL ID 83605
   AND/OR
   Name: RODRICK PHILIPS 208-459-9200
   Address: 4322 S LAKE AVE
   CALDWELL ID 83605
   AND/OR
   Name: JIM UPSON 208-459-9200
   Address: 4322 S LAKE AVE
   CALDWELL ID 83605

2. Date of Priority: AUG 19, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4	Lot	County
03N	03W	2	SE NE NE		CANYON

5. Description of diverting works:
   184'X8" ARTESIAN WELL WITH 3 1.5HP AND 1 1HP PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S (or)	A.F.A.
DOMESTIC	01/01	12/31	0.040	

7. Total Quantity Appropriated is:
   0.040 C.F.S. (and/or) 0.04 A.F.A.

MICROFILMED
JUL 25 1994

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 4 HOMES

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	2	NE NE		DOMEST	

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
JUL 25 1994

Form No. 42-1409 (2) a 1/88

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 63-7266
Date Received 1-9-90
Receipt Number W0007460

RECEIVED
JAN 09 1990
Department of Water Resources
Western Regional Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly & or Rodrick Phillips & or Jim. 2 person

1. Name of Claimant (s) Ernest ROSS & or Doyle Hodge Phone (208) 459-9200
   Mailing Address 4322 South Lake Ave Caldwell, Ida Zip 83605

2. Date of Priority (Only one (1) per claim) 8/19/1969

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

4. a. Location of existing point of diversion is: Township 3N Range 3W Section 2,
   SE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Canyon
   Additional points of diversion if any: _____

   b. If instream flow, beginning point of claimed instream flow is:
   Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,
   Govt. Lot _____ B.M., County of _____
   ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of
   _____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 8 inch casing - artesian well, 184 ft deep, 4 pumps - 3-1/2 HP pumps & 1-1 HP ~~2 HP~~ pump!

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JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For ~~Domestic~~ purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .04 (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.) 4 families

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	
34	3W	2	D																

Total number of acres irrigated _____

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

12. Do you own the property listed above as place of use? Yes ✓ 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.
_____ or None (✓)

14. Remarks:

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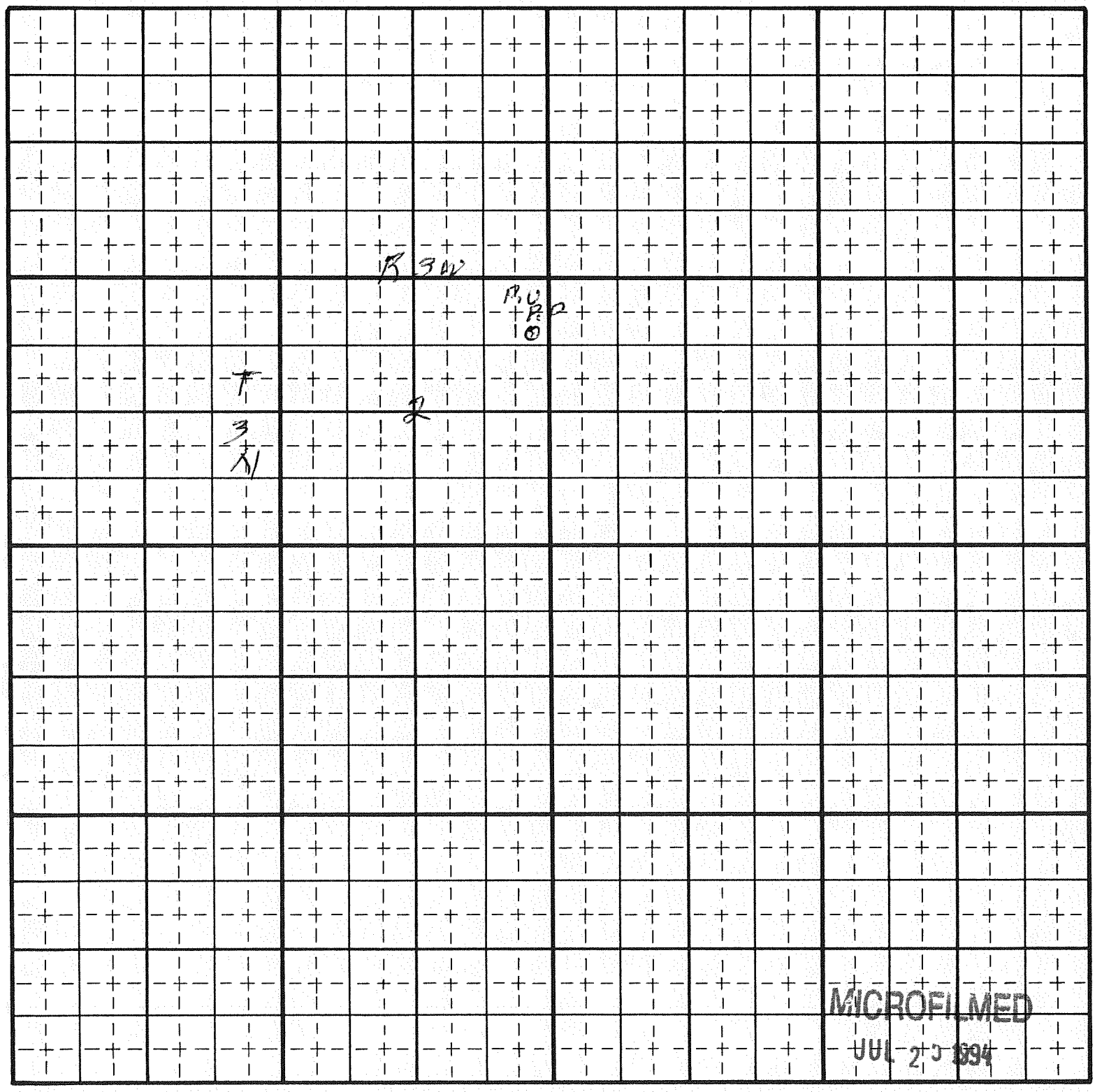
JUL 25 1994

Last Name Ernst Ross. et al Ident No. 63-7266

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile



MICROFILMED
JUL 25 1994

Last Name ERNST Ross et al Ident No. 63-7266 *Copies: White-State, Yellow-Claimant*

15. Basis of Claim (check one) Beneficial Use_____ Posted Notice _____ License ✓ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-7266
Court_____ Case Number _____ Decree Date _____
Plaintiff vs Defendant_____

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

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.
Signature of Claimant (s) Ernest Ross Date 1/4/90
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____
Title
of _____ , that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 4 day of January 19 90

SEAL Notary Public John K. Noyes
Residing at 15470 Homedale Rd Caldwell, Ida 83605
My Commission Expires Sept 21, 1994
Please Print Name

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

Signature _____

Address _____

Date _____

MICROFILMED
JUL 25 1994

et al
Last Name Ernst Ross Ident. Number 63-7266

Copies White-State, Yellow-Claimant

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

Water Right Number - 63-07266 Prefix Translation: WATER RIGHT Old (D) Number -

Last Name	First Name	Address
*** C - CURRENT OWNER ***		
ROSS	EARNST	1 - RT. 3 2 - 3 - City- CALDWELL State- ID Zip- 83605 Phone -
HODGE	DOYLE	1 - 2 - 3 - City- State- Zip- Phone -
PHILIPS	RODRICK	1 - 2 - 3 - City- State- Zip- Phone -
UPSON	JIM	1 - 2 - 3 - City- State- Zip- Phone -
*** O - ORIGINAL OWNER ***		
BRAND	GEORGE E.	1 - 2 - 3 - City- State- Zip- Phone -
KRIEGER	JAKE H.	1 - 2 - 3 - City- State- Zip- Phone -

Priority Date	Region	Stage	Status
09/19/1969	14 WESTERN	L - LICENSE	

Source: GROUNDWATER

Tributary:

Point of Diversion

Twn	Rng	Sec	Tract	Lot	RFlg	County	Stream Index (Blank if no Index Code)
03N	03W	2	NE NE			(27) CANYON	

Water Use

Code	Description	Period From	Period To	Diversion Rate	Diversion Volume
43	DOMESTIC	01/01	12/31	0.040	3.60

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NOV 25 1994

Water right number - 63-07266 Prefix Translation: WATER RIGHT

Total Div. Rate	Total Div. Volume	Total Div. Capacity
0.040	3.60	

Place of Use

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
03N	03W	2	NE NE			43	DOMESTIC	(27) CANYON

Diversion Means -

Non-Irrigation Use - D/3 HOMES.

Other Rights for Same Use -

Remarks

No Remarks found.

Old Water Right Numbers

No Old Water Right Numbers found.

Conditions of Approval

No Conditions of Approval found.

Decree Plaintiff	Decree Defendant	Decree Date
		00/00/0000

Comments

No Comments Found

Audit Fields - 05/20/85 05/01/88 CONVERT

Water Rights Dates and Flags Area

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Exam to S.O. Date	- 00/00/0000	Verified Date	- 05/20/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 09/12/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-		

MICROFILMED
JUL 25 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

1-92

CLAIMANT'S NAME Hodge/ Phillips/ Upson/ Ross CLAIM IDENT. NO. Ab3-07266

DATE RECEIVED 1-9-90 RECEIPT # W007460 FEE PAID $54.00 FEE REQ'D $54.00

		YES	NO	Required Info?
1.	Is the name and address complete with zip code?	✓		*
2.	Is a priority date entered?	✓		*
	Is the priority date acceptable in view of mandatory filing dates? **See Adjudication Memos #1 and #4 to determine if a Permit is required.**	✓		*
3.	(a) Is a source entered?	✓		*
	(b) Is a tributary to entered? (if required) N/A ✓			
4.	Is the legal description of the p.d. sufficient?	✓		*
5.	Is there a description of the diverting works?	✓		
6.	Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	✓		*
	Is the period of use included?	✓		
	Is a quantity claimed for each use?	✓		*
7.	Is a total quantity claimed entered?	✓		
8.	If required is a consumptive use entered? N/A ✓			D/4 homes
	Is the consumptive use correct? N/A ✓			
9.	Are the non-irrigation uses listed showing # of homes, hd. of stock?	ok		*
	If multiple domestic, is single ownership indicated?	✓		
10.	Is (are) the place(s) of use and purpose(s) indicated?	✓		*
11.	Is (are) the county(ies) entered?	✓		
12.	Is the ownership of p.u. checked?	✓		
13.	Are other water rights listed or "none" indicated?	✓		
14.	If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ✓			
15.	Is the basis of the claim indicated?	✓		
16.	If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A	✓		
	If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
	If no, was water right no. found?			*
17.	If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A ✓ (If yes, attach a proof report & complete number change) **NOTE:** If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18.	If the claimant requested a monthly docket sheet, was the fee paid? N/A ✓			
19.	Is the claim signed by the claimant, and is the signature appropriate?	✓		*
20.	Has the claim been signed, sealed, and dated by a notary?	✓		*
21.	Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date)	✓		*
	If no, was an extension of time filed & approved?			*
22.	Is the fee enclosed correct? Exempt	✓		*

MICROFILMED JUL 25 1994

	YES	NO
3. Is this claim being rejected and returned to claimant?	___	✓
4. Can this claim be data entered?	✓	___
5. Was claim modified?	___	✓
If yes, do modifications require notification to claimant?. . . . Note: Modifications made must be explained in comments stating where the information for any changes was found.	___	✓

laim reviewed by: HHJ Date 2/18/93

laim data entered by: ~~HHJ~~ Date 4-8-93

F REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER
HE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE
ETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

omments: Since fee paid is $54.00, single ownership requirement not need to be met - not filing under small D&S definition. Single ownership (Item 12) marked yes, but may be ~~#~~ doubtful -

11/09/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7266

NAME AND ADDRESS: DOYLE HODGE
4410 LAKE AVE
CALDWELL ID 83607

ANNA C UPSON
4408 LAKE AVE
CALDWELL ID 83607

RICHARD K MASON
1312 WILLOW ST
CALDWELL ID 83605

RICHARD N BEUS
4322 S LAKE AVE
CALDWELL ID 83607

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
3.600 AFY

The maximum rate of diversion and volume per year shall not exceed 0.04 cfs and 4.8 af when combined with License 63-8075.

PRIORITY DATE: 08/19/1969

POINT OF DIVERSION:

T03N R03W S2 SENENE Lot 1 Within CANYON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS 3.60 AFY

Domestic use is for 3 homes.

PLACE OF USE: DOMESTIC in CANYON County

T03N R03W S02 Lot 1 NENE

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

Right No. 63-8075 is also diverted through point of diversion described above.

09/29/2006

RECEIVED
OCT 27 2006
DEPARTMENT OF WATER RESOURCES

NOTICE OF ERROR

REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-7266

DOYLE HODGE
4322 S LAKE AVE
CALDWELL ID 83605
Telephone Number: (208)459-9200

RODRICK PHILIPS
4322 S LAKE AVE
CALDWELL ID 83605
Telephone Number: (208)459-9200

RECEIVED
OCT 23 2006
WATER RESOURCES
WESTERN REGION

JIM UPSON
4322 S LAKE AVE
CALDWELL ID 83605
Telephone Number: (208)459-9200

ERNEST ROSS
4322 S LAKE AVE
CALDWELL ID 83605
Telephone Number: (208)459-9200

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

3. Give a brief explanation as to why you disagree with these portions:

____ **I AGREE with this proposed recommendation: no changes need to be made.**

DATE: 10/18/06 **SIGNATURE:** Doyle T. Hodge

Please print your name: Doyle T. Hodge

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 6, 2006

RICHARD K MASON
1312 WILLOW ST
CALDWELL ID 83605

RE: Notice of Claim No. 63-7266

Dear Mr. Mason:

We are in receipt of the papers you submitted to document your ownership of land in Government Lot 1 (NE1/4NE1/4), Section 2, Twp. 3N, Rge. 3W. Please note that the documents you submitted do not reflect lands in Section 2 but have described land in Section 3. I am, therefore, returning this paperwork to you. Please submit a copy of your warranty deed showing you own land in Section 2 so I can update our records.

Rec'd 11/9/06 KW

If you have any questions, or feel that you need assistance, please do not hesitate to contact me at 287-4953.

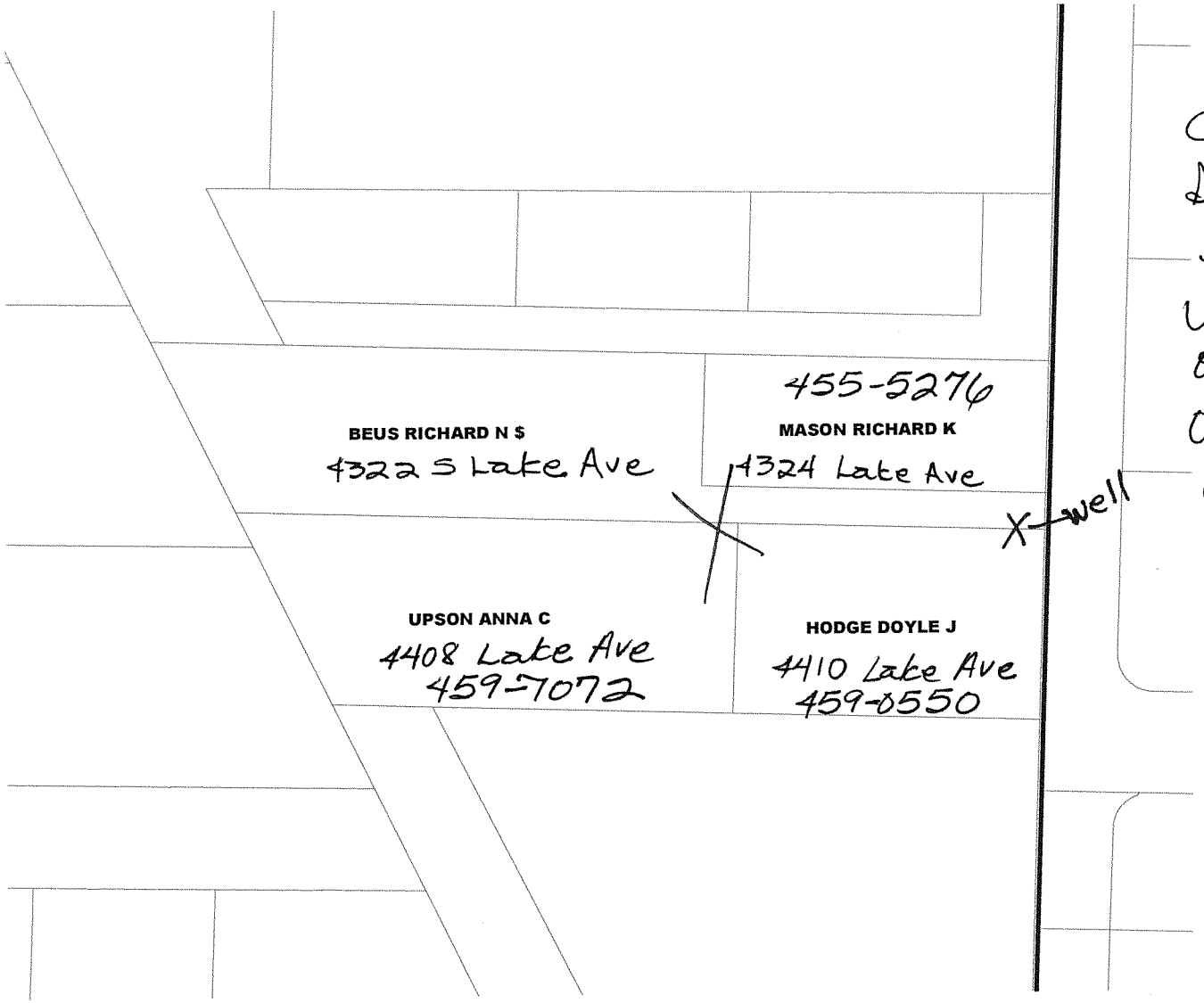
Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

KW:k

8/31/06
per Doyle Hodge:
left mssg 11:35 AM



1:40 pm - Mrs. Hodge called - the # properties I have shown to the left are the properties using water - lots on North part have had owner change since claim was filed. - fee

Sections
Canyon taxlots
GCDB04N03W GCDB
GCDB03N03W GCDB

N
W
E
S

Just a note...

I hope this will
be what you need

Claim # 63-7266
No

Thank You

Richard K. Mason

10531NP

COPY

RECEIVED
NOV 06 2006
DEPARTMENT OF
WATER RESOURCES

Pioneer Title Company of Canyon County
423 S. Kimball Avenue * Caldwell, Idaho 83605
208/459-1651

ESCROW NUMBER: PC09600
PROPERTY: 4324 Lake Ave.
Caldwell, ID. 83605
Prt Gvt Lt 1 NE1/4 NE1/4 SEC 3 T3N R3W

TODAY'S DATE: 5/19/94
CLOSING DATE: 5/20/94

ESCROW CLOSING STATEMENT OF:
Richard K. Mason
Lucile E. Mason

Land we are working with is in Sec. 2.

OTHER PARTY:
Doyle J. Hodge
Wilma Hodge

STATEMENT

DESCRIPTION		DEBITS	CREDITS
Sales Price		30,000.00	
Earnest money deposit	deposited to escrow		3,000.00
1994 mobile home taxes	Canyon County Treasurer	104.24	
1994 spr. irrigation	Pioneer Irrigation District	3.00	
Prorate taxes	1/01/94 to 5/20/94 @ $269.04/12 mos.		102.46
Prorate Assessments	1/01/94 to 5/20/94 @ $27.00/12 mos.		10.28
Prorate mobile home	1/01/94 to 5/20/94 @ $104.24/12 mos.		39.70
Escrow Closing Fee (1/2)	Pioneer Title Company	75.00	
transfer mobile home title	Canyon County Assessor/DMV	8.00	
Recording fees: Deed $9.00	Mtg $0.00 Releases $0.00	9.00	
Balance Due From Buyer			27,046.80
TOTALS		30,199.24	30,199.24

I/We hereby certify that the foregoing is a true and correct statement of funds received and disbursed by us in the above closing statement.

We, the undersigned, have read and approved the above closing statement.

Pioneer Title Company of Canyon County

Carrie Evans
By: Carrie Evans

Richard K. Mason
Richard K. Mason

~~Lucile E. Mason~~

Copy

State of Idaho
DEPARTMENT OF WATER RESOURCES
322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov.

JAMES E. RISCH
Governor

KARL J. DREHER
Director

November 1, 2006

RICHARD K MASON
1312 WILLOW ST
CALDWELL ID 837605

RE: Notice of Claim No. 63-7266

Dear Mr. Mason:

We are in receipt of the "Notice of Change in Water Right Ownership" form that you completed and returned to this office. However, we did not receive the supporting documentation to complete the ownership change process. We must have a copy of your deed, title policy, contract of sale or other legal document indicating your ownership of the property. We cannot process the ownership change form without the above document. Please submit the above requested information on or before November 10, 2006, so we will have time to change this water right before the recommendation is submitted to the SRBA court.

If you have any questions, or feel that you need assistance, please do not hesitate to contact me at 287-4953.

Sincerely,

Kay Walker

KAY WALKER
Sr. Water Resource Agent

KW:k

09/01/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-7266

NAME AND ADDRESS: DOYLE HODGE
4322 S LAKE AVE
CALDWELL ID 83605

RODRICK PHILIPS → now Mason
4322 S LAKE AVE
CALDWELL ID 83605

JIM UPSON
4322 S LAKE AVE
CALDWELL ID 83605

ERNEST ROSS → now Beus
4322 S LAKE AVE
CALDWELL ID 83605

deceased now Anna C. (spouse)

per phone con w/ Anna Upson 9/13/06 KW

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.040 CFS
3.600 AFY

The maximum rate of diversion and volume per year shall not exceed 0.04 cfs and 4.8 af when combined with License 63-8075.

PRIORITY DATE: 08/19/1969

POINT OF DIVERSION:

T03N R03W S2 SENENE Lot 1 Within CANYON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS 3.60 AFY

Domestic use is for 3 homes.

PLACE OF USE: DOMESTIC Within CANYON County

T03N R03W S02 Lot 1 NENE

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

Right No. 63-8075 is also diverted through point of diversion described above.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7266

WATER RIGHT NUMBER: 63-7266

Owner Type	Name and Address
Current Owner	~~D~~OYLE HODGE 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Original Owner	~~GEORGE E BRAND~~ ~~ZZ~~
Current Owner	~~ROD~~RICK PHILIPS 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Current Owner	~~JIM~~ UPSON 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Current Owner	~~E~~RNEST ROSS 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Original Owner	~~JAKE H KRIEGER~~ ~~, ID~~

Priority Date: 08/19/1969

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From	To	Diversion Rate	Annual Volume
~~D~~OMESTIC (3 homes)	1/01	12/31	0.040 CFS	3.6
		Total Diversion:	0.040 CFS	~~0.04 AF~~ 3.6

Location of Point(s) of Diversion

GROUND WATER — SE1/4NE1/4NE1/4 — Sec. 2, Twp 03N, Rge 03W, B.M.

CANYON 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	
03N	03W	2	X																

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7266

WATER RIGHT NUMBER: 63-7266

Owner Type	Name and Address
Current Owner	JIM UPSON 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Current Owner	DOYLE HODGE , ZZ
Original Owner	GEORGE E BRAND , ZZ
Current Owner	RODRICK PHILIPS 4322 S LAKE AVE CALDWELL, ID 83605 (208)459-9200
Original Owner	JAKE H KRIEGER , ID
Current Owner	EARNST ROSS RT 3 CALDWELL, ID 83605

Priority Date: 09/19/1969

Basis: License

Status: Active

Source	Tributary
GROUND WATER	

Beneficial Use	From To	Diversion Rate	Annual Volume
DOMESTIC	1/01 to 12/31	0.040 CFS	3.60 AF
	Total Diversion:	0.040 CFS	3.60 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4 Sec. 2, Twp 03N, Rge 03W, B.M.

CANYON 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
03N 03W 2	X																

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7266 Priority Sept. 19, 1969 Amount 0.04 cfs

THIS IS TO CERTIFY, that Earnst Ross or Doyle Hodge or Rodrick Philips or Jim Upson of Caldwell, Idaho, has complied with the terms and conditions of Permit No. 63-7266 issued pursuant to Application for Permit dated September 19, 1969, and has submitted proof to the Department of Water Resources on September 26, 1974, 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 0.04 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
Domestic	from Jan. 1	to Dec. 31	at 0.04 cfs and	3.6 acre feet
_____	from _____	to _____	at _____ cfs and	_____
_____	from _____	to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 0.04 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 3.6 acre feet per year, said waters to be diverted within the NE¼NE¼ of Sec. 2, Twp. 3 N, Rge. 3 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N	3 W	2	X	(3 families)															

Total number of acres irrigated _____

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 7 day of January, 19 75.

MICROFILMED

Director

(4)

OCT 2 1974

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Earnst Ross or Doyle Hodge or Rodrick Philips or Jim Upson

Post office address Route #3, Caldwell, ID 83605 Phone _____

Person to contact _____ Phone _____

2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)

Tributary to _____

3. Water will be used for the following purposes:

Amount .04 c.f.s. for domestic
_____ 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)

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

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

Other uses: _____

Permit No. ~~63-2296~~ 63-2266
Examination for b/u

4. Total amount to be appropriated:

Max Rate of Diversion .04 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Township 3N N/S, Range 3W E/W, B.M., Section 2, Subdivision NE ¼ NE ¼, Canyon County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ ¼ _____ ¼, _____ County

Other Points of Diversions: _____

Description of diverting works: 183' well w/6" casing w/½ hp pump & domestic system.

Measuring device required: yes ☐ no ☒

6. Lands to be irrigated or place of use.

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3W	2	X																

UNPRODUCED

TOTAL ACREAGE _____

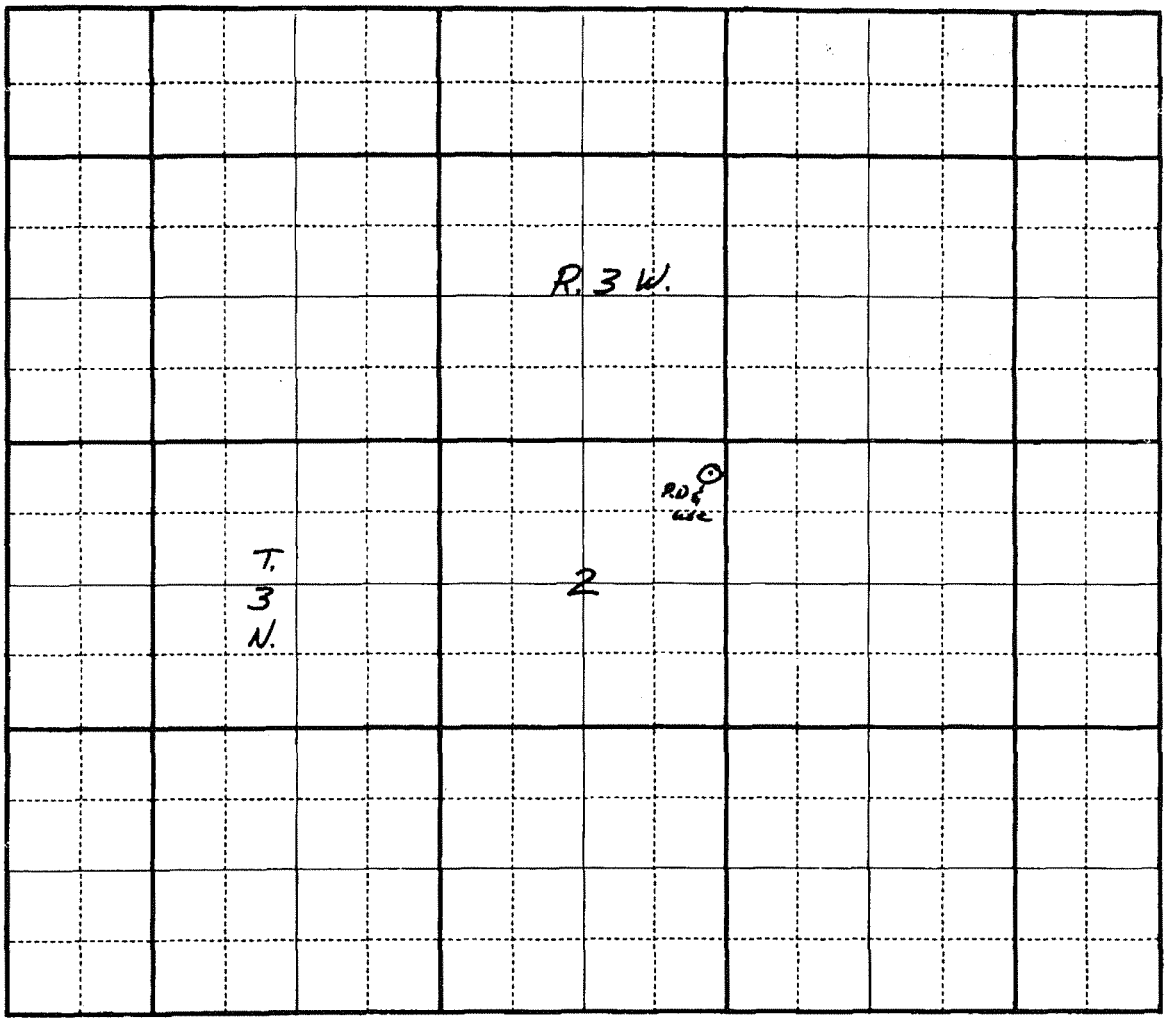


Diagram of System

DATE OF EXAM 12-27-79

ACREAGE
Found _____
Recommended NA

Irrigation Requirement NA Ac Ft/Ac

3 households (per permit) allow only

USE
Irrigation Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____
Domestic Q=.04 c.f.s. V=4.8 AF/Ann. from Jan 1 to Dec 31
Livestock Q=_____c.f.s. V=_____ AF/Ann. from _____ to _____

Is water co-mingled? yes_____ no ✓

Name source: _____
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Exchange? yes_____ no ✓

Name source exchanged with: _____
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Point of injection:
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Point of exchange:
twp._____N/S, Rge_____E/W, B.M., Sec._____, Sub._____¼_____¼_____
County

Total Q measured .04 cfs. Method of measurement est.

Total Q recommended .04 cfs. Meter No._____ Type_____ Condition _____

Total V recommended 4.8 A.F./Ann.

Recommended Amendments:

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

MEASUREMENT CALCULATION:

Standard V for Domestic (4 homes w/ lawn & garden irrig.)

SYSTEM DESCRIPTION:

193' well w/ 6" casing; ½ Hp pump & domestic pressure system.

REMARKS:
Domestic use for four homes to include lawn & garden irrigation not to exceed ½ acres each.

Examiner's Signature [signature] Date 12-27-79

Checked by _____ Date _____

Approved by _____ Date _____

ASSIGNED TO: EARNST ROSS OR DOYLE HODGE OR
9/26/74 RODRICK PHILIPS OR JIM UPSON
(all of) Route #3
Caldwell, ID

Identification No. 63-7266

Application No. _____

LICENSE ISSUED FOR .04 SEC. FT.
LICENSE PAGE NO. _____

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant GEORGE E. BRAND & JAKE H. KRIEGER
post office address ROUTE #3, LAKE AVE. CALDWELL, IDAHO 83605
2. Source of water supply WELL which is a tributary of —
3. a. Location of point of diversion is NE ¼ of NE ¼ of Section 2 Township 3N
Range 3W. B.M. CANYON County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ ¼
of _____ ¼ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:
Amount .04 (cfs or ~~acre-feet per annum~~) for DOMESTIC purpose from JAN 1 to DEC 31 (both dates inclusive)
Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
Amount _____ (cfs or acre-feet per annum) for _____ purpose from _____ to _____ (both dates inclusive)
5. Total quantity to be appropriated:
a. .04 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. WELL, PIPES & SPRINKLER FOR LAWNS.

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 _____ (Mo. Day) to _____ (Mo. Day) inclusive.
c. Proposed well diameter is 6 inches; proposed depth of well is 187 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is $ 1,440.00.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE ¼ of NE ¼ of Section 2 Township 3N
Range 3W B.M.
(2) Amount of power to be generated: — hp under — feet of head.
(3) List number of each kind of livestock to be watered —

(4) Name of municipality to be served —, or number of families to be supplied with domestic water 3.
(5) If water is to be used for other purposes describe: FOR DOMESTIC USE IN TWO HOUSES WITH A POSSIBILITY OF ADDING ONE UNIT.

63-7266

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

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

c. Describe any other water rights used for the same purposes NONE - WATER FOR IRRIGATION

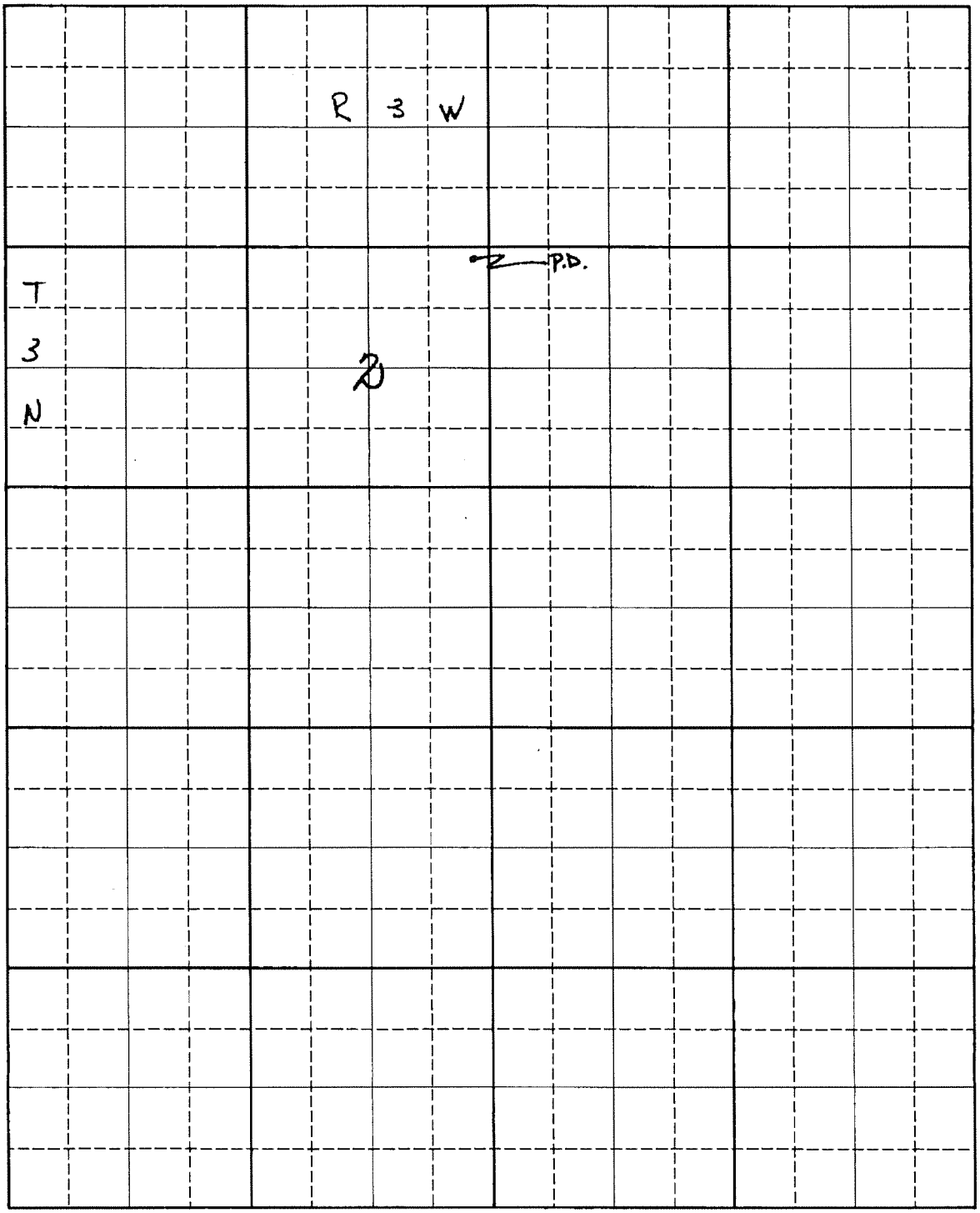
9. a. Who owns the property at the point of diversion APPLICANT

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

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

10. Remarks THIS APPLICATION OWNED BY BOTH APPLICANTS AND EACH HOLDS A 50% RIGHT TO THE WELL. THIS IS BY A WRITTEN AGREEMENT.

11. Map of proposed project:



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.

George E. Brand
Jabe H Krieger
(Applicant)

63-7266

Received by [illegible] Date 9-19-69 Time 8:00 am

Preliminary check by [illegible] Fee $10.00 9-19-69

Receipted by [illegible] Date 9-19-69

Publication prepared by [illegible] Date 9-24-69

Published in Twin Falls Times-News

Publication dates 10-2+9-69

Publication approved [illegible] Date 10-10-69

Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for (approval) denial by [illegible] Wyo ONF R. N.

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7266, 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 October 1, 1974.

   c. Other: _____

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

Witness my hand this 30th day of October 1969.

L. Keith Higginson

State Reclamation Engineer

State of Idaho

Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8075 Priority Jan. 20, 1975 Amount 0.04 cfs

THIS IS TO CERTIFY, that Ernest Ross &/or Doyle Hodge &/or Rodrick Philips &/or Jim Upson of Caldwell, Idaho, have complied with the terms and conditions of Permit No. 63-8075 issued pursuant to Application for Permit dated January 20, 1975, and has submitted proof to the Department of Water Resources on February 12, 1976, 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 0.04 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
Domestic	from Jan. 1 to Dec. 31	at 0.04 cfs	and 1.2 acre feet
_____	from _____ to _____	at _____ cfs	and _____
_____	from _____ to _____	at _____ cfs	and _____

(both dates inclusive)

AMENDMENT

Subject, however, to the condition that no more than 0.04 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 1.2 acre feet per year, said waters to be diverted within the NE¼NE¼ of Sec. 2, Twp. 3 N, Rge. 3 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3 N	3W	2	X (1 family)																

Total number of acres irrigated _____

Subject to the condition that the maximum rate of diversion and volume per year shall not exceed 0.04 cfs / 4.8 af when combined with License No. 63-7266.

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 24 day of February, 19 76.

Director

IDAHO DEPARTMENT OF WATER RESOURCES

ADJUDICATION CLAIM POU REVIEW REPORT

ADJUDICATION CLAIM NUMBER: 63-7266

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2275	Water Right	03N	03W	2	NE	NE		IRRIGATION		PIONEER IRRIGATION DISTRICT
7266	Claim	03N	03W	2	NE	NE		DOMESTIC		DOYLE HODGE
7266	Water Right	03N	03W	2	NE	NE		DOMESTIC		JIM UPSON
8075	Water Right	03N	03W	2	NE	NE		DOMESTIC		JIM UPSON
8280	Water Right	03N	03W	2	NE	NE		DOMESTIC		PATRICIA G JAMES

OL

NO OL

Receipt Details for ID W007460

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/9/1990 11:57:19 AM	1/9/1990	Western	$54.00	Check
Payer	ROSS, ERNEST J.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2447			
Card Expiration Date	**Credit Card Transaction #**		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
$54.00	ADJUDICATION CLAIM FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	7266		$54.00	Claim

Print Report