

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: **A63-08930**
Date Received: 2/ 2/1990
Receipt No: M005688
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	JEFF MARKS	208-337-3433
Address:	PO BOX 1	
	HOMEDALE ID	83628
AND/OR		
Name:	KRISTY MARKS	208-337-3433
Address:	PO BOX 1	
	HOMEDALE ID	83628
AND/OR		
Name:	DENNIS MARKS	208-337-3433
Address:	PO BOX 1	
	HOMEDALE ID	83628
AND/OR		
Name:	KAREN MARKS	208-337-3433
Address:	PO BOX 1	
	HOMEDALE ID	83628

2. Date of Priority: MAY 31, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	05W	3	NE	NW	NW	4	CANYON

5. Description of diverting works:
24" WELL 240' DEEP WITH 75 HP. PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		428.00

7. Total Quantity Appropriated is:
1.900 C.F.S. (and/or) 428.00 A.F.A.

8. Total consumptive use is 332.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	05W	3	NW	NW	4 IRR	29.0
Section Acres						29.0
04N	05W	34	NW	SW	IRR	32.0
			SW	SW	IRR	34.0
Section Acres						66.0
Total Acres						95.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR. DIST. STORAGE.

14. Remarks:
OWNERSHIP CHANGED BY DB 2/9/98.

15. Basis of Claim: LICENSE

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

RECEIVED
FEB 09 1998
WATER RESOURCES
WESTERN REGION

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

1. Water Right Number(s) _____
Adjudication Claim Number(s) A63-08930
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Thelma E. Church
RED TOP RD. WILDER IDAHO
4. New Owner/Claimant(s) JEFF, KRISTY, DENNIS, KAREN MARKS
Name connector (Check one): [] AND, [] OR, [☒] AND/OR
New Mailing Address P.O. Box 1
City, State and ZIP Code Home Dale IDAHO 83628
New Telephone Number (208) 337-3433
5. Date you acquired the property 12-16-96
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Jeff Marks Date 2/6/98
Kristy Marks Date 2-6-98
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

①
9641574
PC19010

WARRANTY DEED

FOR VALUE RECEIVED Thelma E. Church, an unmarried person, as to an undivided one-half interest; and Thelma E. Church, Richard Lee Church and Scott Kevin Church, Co-Trustees under the Testamentary Trust of Philip R. Church, deceased, as to an undivided one-half interest

the Grantors, do hereby grant, bargain, sell and convey unto Jeffery A. Marks and Kristi L. Marks, husband and wife; and Dennis G. Marks and Karen D. Marks, husband and wife

the Grantees, whose address is PO Box 1, Homedale, ID 83628

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1996 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: December 12, 1996

Thelma E. Church
Thelma E. Church

Thelma E. Church
Thelma E. Church, Co-Trustee

Richard Lee Church
Richard Lee Church, Co-Trustee

STATE OF IDAHO

COUNTY OF CANYON

On this 17th day of December, in the year 1996, before me, a Notary Public, personally appeared Thelma E. Church known or identified to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that she executed the same.

Kimberly A. Caldwell
Notary Public
Residing at Caldwell
My commission expires 1-27-99

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

9641574

RECORDED

'96 DEC 20 PM 4 59

NEED KERR

CANYON CNTY RECORDER

on John. Simon & Co

PIONEER - CALDWELL

REQUEST - Fee 9.00

TYPE - Deed

Exhibit "A"

Form No. 1343 (1982)
ALTA Plain Language Commitment

PC 19010

PARCEL I

Lot 4 of Section 3, Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

COMMENCING at the Northeast corner of Government Lot 4, Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho, the INITIAL POINT; thence

South 0° 00' 00" West a distance of 942.50 feet along the East boundary of said Government Lot 4 to a point in the centerline of the Johnson Lateral as now located and constructed; thence leaving the said East boundary and meandering along the said centerline

North 48° 38' 40" West a distance of 392 feet to the point of curve of a 125.25-foot-radius curve right; thence

North 30° 56' 01" West a distance of 76.21 feet along the long chord of the said 125.25-foot-radius curve right to the point of tangent of said 125.25-foot-radius curve right; thence

North 13° 13' 22" West a distance of 485.72 feet; thence

North 4° 30' 20" East a distance of 144 feet to a point in the North boundary of said Government Lot 4; thence leaving the said centerline

North 89° 46' 20" East a distance of 433.21 feet along the said North boundary to the INITIAL POINT.

PARCEL II

The West Half of the Southwest Quarter of Section 34, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

BEGINNING at the Northeast corner of said West Half of the Southwest Quarter; running thence

West along the North boundary line thereof a distance of 9 rods, more or less, to the drain ditch located on said premises; running thence

Southeasterly along said drain to the East boundary line of said West Half of the Southwest Quarter; thence running

North along said East boundary line to the PLACE OF BEGINNING.

9641575
PC19010

WARRANTY DEED

FOR VALUE RECEIVED Thelma E. Church, an unmarried person, as to an undivided one-half interest; and Thelma E. Church, Richard Lee Church and Scott Kevin Church, Co-Trustees under the Testamentary Trust of Philip R. Church, deceased, as to an undivided one-half interest

the Grantors, do hereby grant, bargain, sell and convey unto Jeffery A. Marks and Kristi L. Marks, husband and wife; and Dennis G. Marks and Karen D. Marks, husband and wife

the Grantees, whose address is PO Box 1, Homedale, ID 83628

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1996 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: December 12, 1996

Scott Kevin Church

Scott Kevin Church, Co-Trustee

STATE OF WASHINGTON

COUNTY OF CLARK

On this 14 day of December in the year 1996, before me, a Notary Public, in and for the said State, personally appeared Scott Kevin Church known to me to be the person whose name is subscribed to the within instrument as Co-Trustee under the Testamentary Trust of Philip R. Church, deceased and acknowledged to me that he executed the same as such Co-Trustee.

Katie Reudink

Notary Public

Residing at Vancouver, WA

My commission expires Sept. 20, 1999



PIONEER TITLE COMPANY
OF CANYON COUNTY

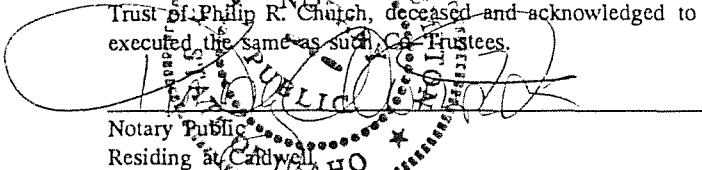
100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

STATE OF IDAHO

COUNTY OF CANYON

On this 17th day of December in the year 1996, before me, a Notary Public, in and for the said State, personally appeared Thelma E. Church and Richard Lee Church known to me to be the person whose name is subscribed to the within instrument as Co-Trustees under the Testamentary Trust of Philip R. Church, deceased and acknowledged to me that they executed the same as such Co-Trustees.


Notary Public
Residing at Caldwell
My commission expires 12-27-99

9641575

RECORDED

'96 DEC 20 PM 4 59

NEED KERR

CANYON CNTY RECORDER

BY *Nekei D. Kerr*

PIONEER — CALDWELL

REQUESTS
TYPE *Deed* FEE *5* "A"

Exhibit

Form No. 1343 (1982)
ALTA Plain Language Commitment

PC 19010

PARCEL I

Lot 4 of Section 3, Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

COMMENCING at the Northeast corner of Government Lot 4, Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho, the INITIAL POINT; thence

South 0° 00' 00" West a distance of 942.50 feet along the East boundary of said Government Lot 4 to a point in the centerline of the Johnson Lateral as now located and constructed; thence leaving the said East boundary and meandering along the said centerline

North 48° 38' 40" West a distance of 392 feet to the point of curve of a 125.25-foot-radius curve right; thence

North 30° 56' 01" West a distance of 76.21 feet along the long chord of the said 125.25-foot-radius curve right to the point of tangent of said 125.25-foot-radius curve right; thence

North 13° 13' 22" West a distance of 485.72 feet; thence

North 4° 30' 20" East a distance of 144 feet to a point in the North boundary of said Government Lot 4; thence leaving the said centerline

North 89° 46' 20" East a distance of 433.21 feet along the said North boundary to the INITIAL POINT.

PARCEL II

The West Half of the Southwest Quarter of Section 34, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

BEGINNING at the Northeast corner of said West Half of the Southwest Quarter; running thence

West along the North boundary line thereof a distance of 9 rods, more or less, to the drain ditch located on said premises; running thence

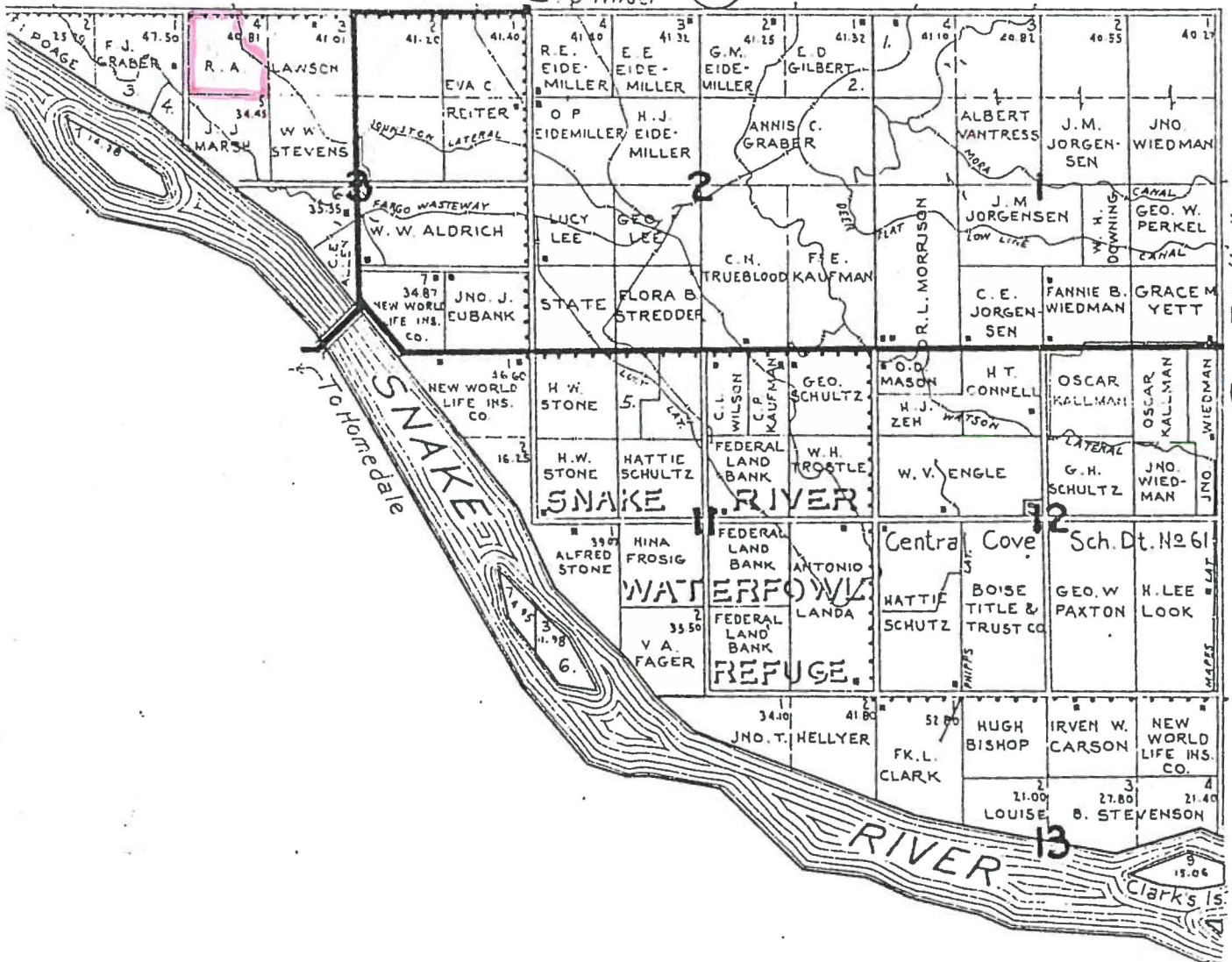
Southeasterly along said drain to the East boundary line of said West Half of the Southwest Quarter; thence running

North along said East boundary line to the PLACE OF BEGINNING.

T.3 N., R.5 W.

↑ To Wilder

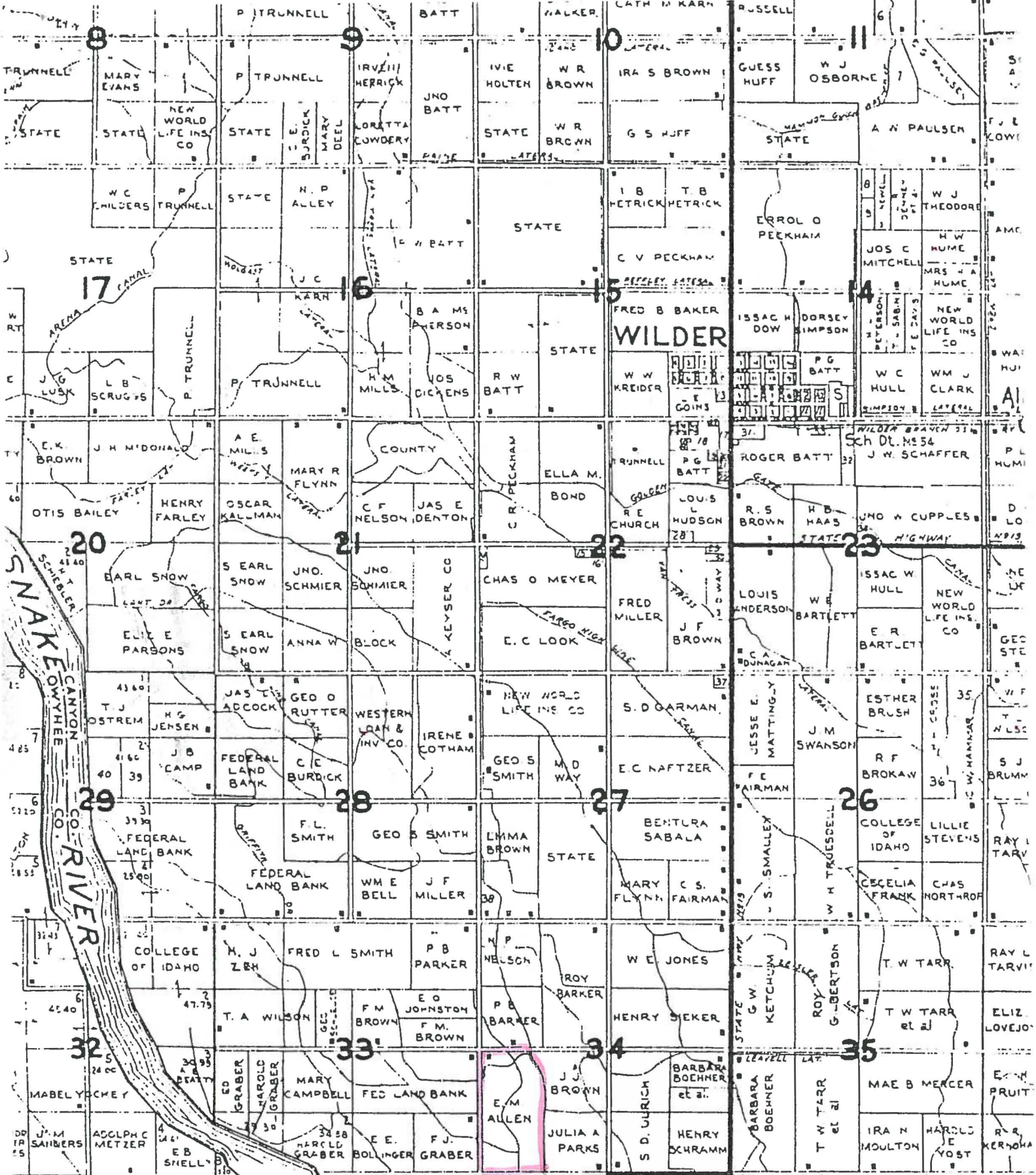
(20)



To Caldwell

(17)

Clark's Is.



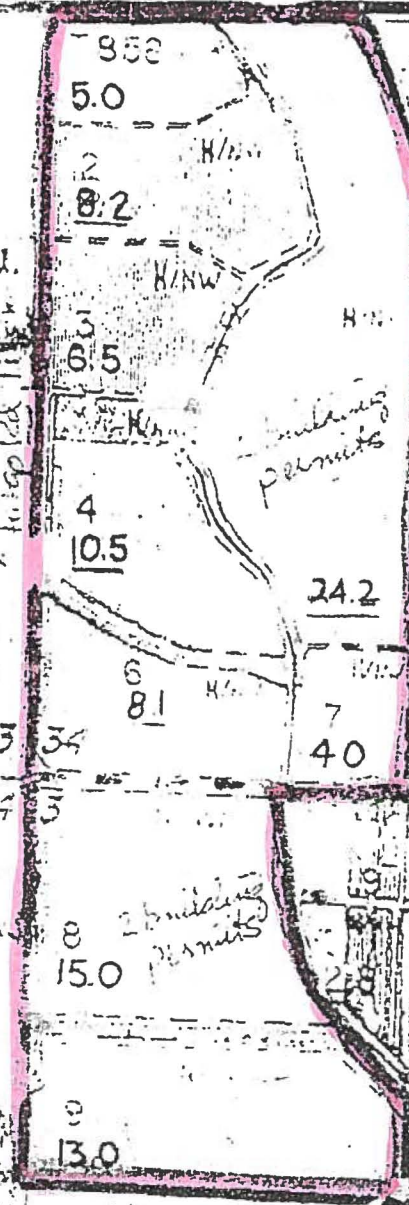
To Homedale

T4NR5W

16

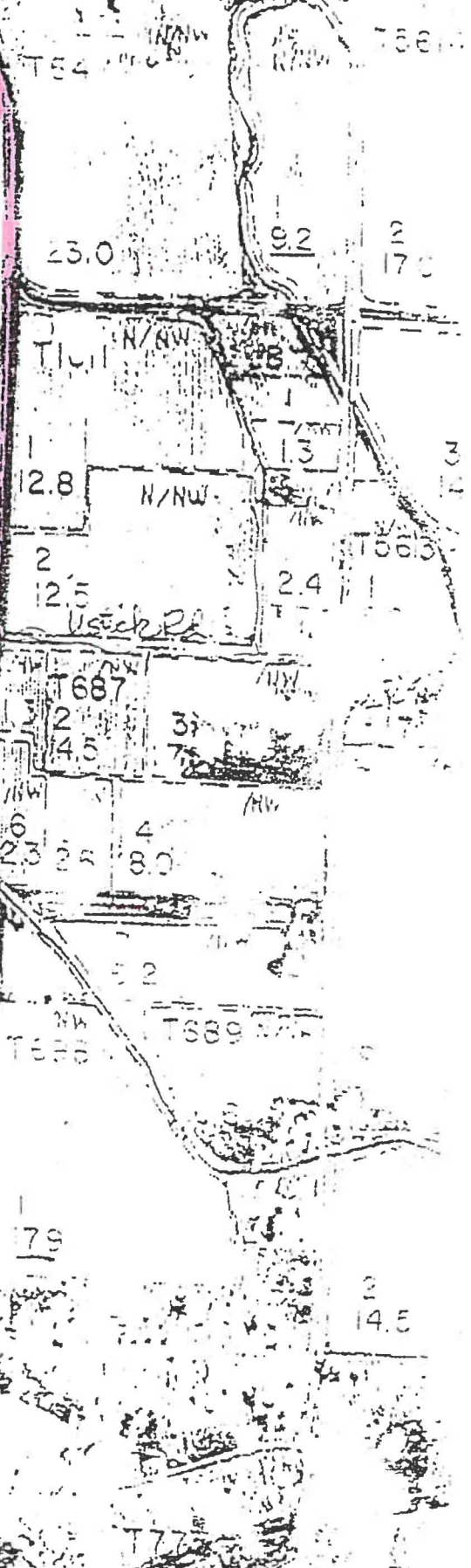
DEER FLAT HIGH LINE

Church
#9616372



building permits

2 building permits



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: A63-08930
Date Received: 2/02/1990
Receipt No: MOO 5622
Received By: JPC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: PHIL CHURCH 208-482-7376
Address: RT. 2 RED TOP RD.
WILDER, ID 83676

AND/OR

Name: THELMA E. CHURCH 208-482-7376
Address: RT. 2 RED TOP RD.
WILDER, ID 83676

2. Date of Priority: MAY 31, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	05W	3	NE	NW	NW	4	CANYON

5. Description of diverting works:
24" WELL 240' DEEP WITH 75 HP. PUMP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		428.00

7. Total Quantity Appropriated is:
1.900 C.F.S. (and/or) 428.00 A.F.A.

8. Total consumptive use is 332.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	05W	3	NW	NW	4	IRR	29.0
						Section Acres	29.0
04N	05W	34	NW	SW		IRR	32.0
			SW	SW		IRR	34.0
						Section Acres	66.0
						Total Acres	95.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRR. DIST. STORAGE.

14. Remarks:

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.

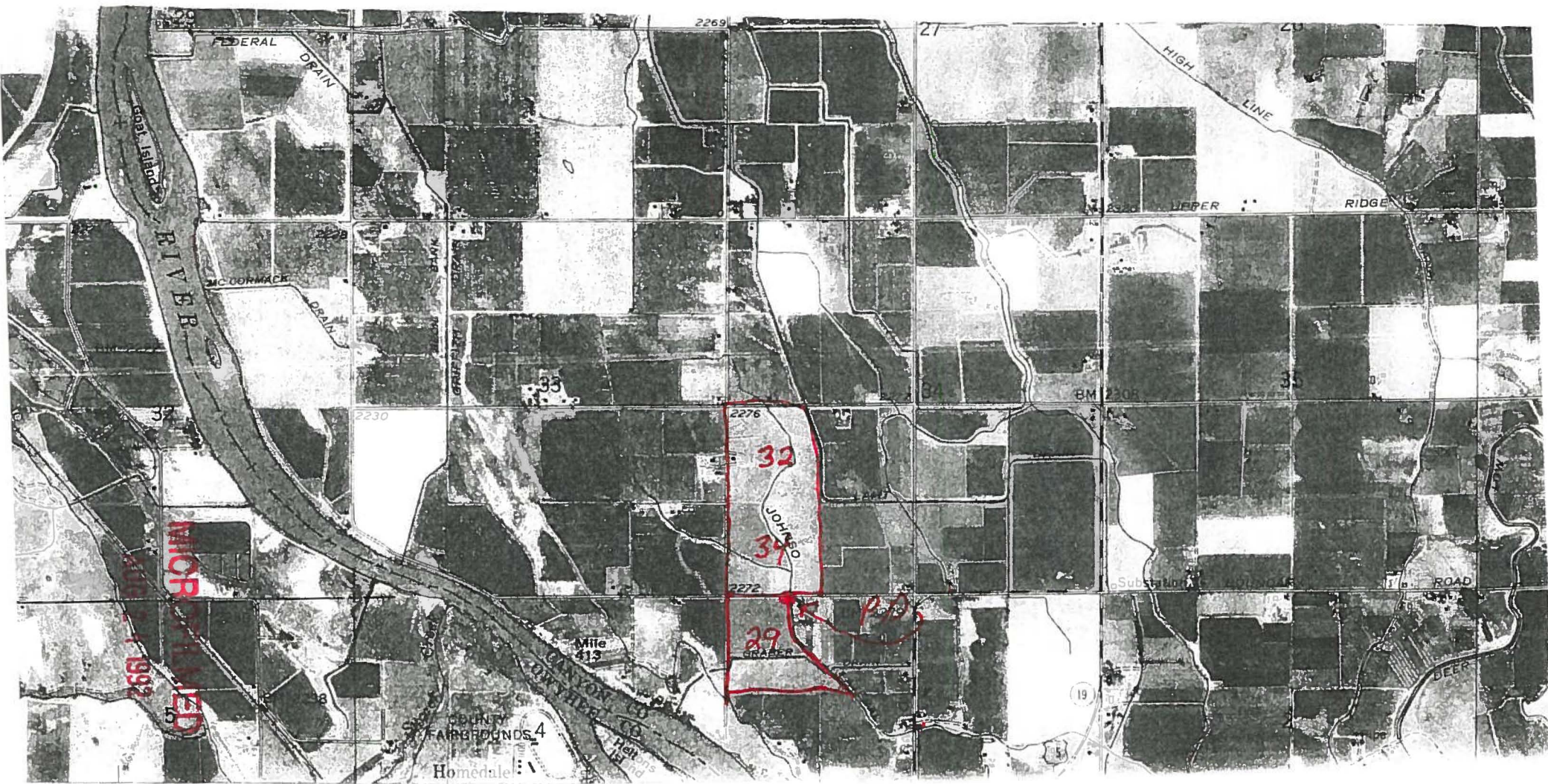
Signature of Claimant(s): Phil R Church Date: Feb-2 1990
_____ Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 2 day
of Feb 19 90 John Sal Corbin
Notary Public

Seal

Residing at Boise Id
My Commission Expires 6/2/94



05/25/2006

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

RIGHT NUMBER: 63-8930

NAME AND ADDRESS: KRISTY MARKS
PO BOX 1
HOMEDALE ID 83628

DENNIS MARKS
PO BOX 1
HOMEDALE ID 83628

JEFF MARKS
PO BOX 1
HOMEDALE ID 83628

KAREN MARKS
PO BOX 1
HOMEDALE ID 83628

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.900 CFS
428.000 AFY

PRIORITY DATE: 05/31/1977

POINT OF DIVERSION:

T03N R05W S3 NENWNW Lot 4 Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.900 CFS 428.00 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 March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.		

PLACE OF USE: IRRIGATION Within CANYON County

T03N R05W S03 Lot 4 NWNW	29.00	T04N R05W S34	NWSW	32.00
T04N R05W S34	SWSW	34.00		

95 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.



Idaho Department of Water Resources

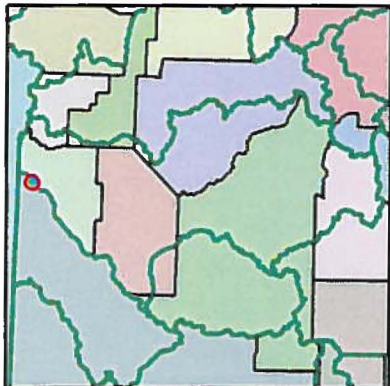
SRBA Recommendation:

63-8930

Acres = 95

Legend

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



Canyon County
IDWR Basin 63



0 0.3 0.6 Miles



Prepared by K. Walker
On Thursday, May 25, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8930

WATER RIGHT NUMBER: 63-8930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	KRISTY MARKS ✓ PO BOX 1 ✓ HOMEDALE, ID 83628 ✓ (208)337-3433 ✓
Current Owner	DENNIS MARKS ✓ PO BOX 1 ✓ HOMEDALE, ID 83628 ✓ (208)337-3433 ✓
Original Owner	~~PHIL R CHURCH~~ ✓ ~~25269 RED TOP RD~~ ✓ ~~WILDER, ID 83676~~ ✓ ~~(208)482-7376~~ ✓
Current Owner	JEFF MARKS ✓ PO BOX 1 ✓ HOMEDALE, ID 83628 ✓ (208)337-3433 ✓
Original Owner	~~THELMA E CHURCH~~ ✓ ~~25269 RED TOP RD~~ ✓ ~~WILDER, ID 83676~~ ✓ ~~(208)483-7376~~ ✓
Current Owner	KAREN MARKS ✓ PO BOX 1 ✓ HOMEDALE, ID 83628 ✓ (208)337-3433 ✓

*also has
Wilder & Craig
part shares -
W59*

Priority Date: 05/31/1977 ✓
Basis: License ✓
Status: Active

Source ✓ Tributary ✓
GROUND WATER ✓

Beneficial Use ✓ From To Diversion Rate Annual Volume
IRRIGATION ✓ 3/15 to 11/15 ✓ 1.900 CFS ✓ 428.00 AF ✓
Total Diversion: 1.900 CFS ✓ 428.00 AF ✓

Location of Point(s) of Diversion
GROUND WATER L4 (NE 1/4 NW 1/4 NW 1/4) ✓ Sec. 3, ✓ Twp 03N, ✓ Rge 05W, B.M. ✓
CANYON 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
03N	05W	3																	29.0

*Claimed as licensed - in office
verification by Walker
Hay 5/25/06*

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8930

04N 05W 34

32.0 34.0

66.0

Total Acres: 95

NNSN SWSN

Conditions of Approval:

1. OWNERSHIP CHANGED BY DB 2/9/98.

Remarks:

Comments:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8930

WATER RIGHT NUMBER: 63-8930

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	THELMA E CHURCH 25269 RED TOP RD WILDER, ID 83676 (208)483-7376
Current Owner	PHIL R CHURCH 25269 RED TOP RD WILDER, ID 83676 (208)482-7376

Priority Date: 05/31/1977

Basis: License

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>
IRRIGATION	3/15 to 11/15	1.900 CFS	428.00 AF
	<u>Total Diversion:</u>	1.900 CFS	428.00 AF

Location of Point(s) of Diversion

GROUND WATER	L4 (NW1/4NW1/4)	Sec. 3,	Twp 03N,	Rge 05W, B.M.
CANYON 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		
03N	05W	3					29.0													29.0
							L 4													
04N	05W	34									32.0	34.0							66.0	

Total Acres: 95

Conditions of Approval:Remarks:Comments:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8930 Priority May 31, 1977 Amount 1.90 cfs

THIS IS TO CERTIFY, that PHIL &/or THELMA CHURCH
of Wilder, Idaho, has complied with the terms and conditions of Permit
No. 63-8930 issued pursuant to Application for Permit dated May 31, 1977,
and has submitted proof to the Department of Water Resources on September 13, 1977,
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 3.30 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>November 15</u>	at <u>1.90</u> cfs and	<u>428</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.90 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
428 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ NW $\frac{1}{4}$ (Lot 4), Sec. 3,
Twp. 3N, Rge. 5W, B. M. in the County of Canyon

Description and location of place of use:

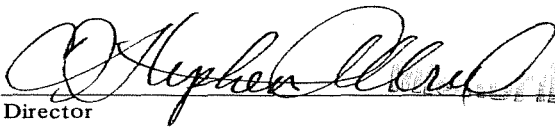
Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	5W	3						L. 4 29											29
4N	5W	34										32	34						66

Total number of acres irrigated 95

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 26 day of
February, 19 79.


Director

DEPARTMENT OF WATER ADMINISTRATION
FIELD REPORT

1. Name of permit holder Phil R. & Thelma Church
Post office address Route 2, Wilder, Idaho Phone 482
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 2.2 c.f.s. for Irrigation
_____ AF/Annum (nature of use)

Period of Use: from March 15 to November 15
(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. 63-8930
Examination for B/U

4. Total amount to be appropriated:

Max Rate of Diversion 2.2 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

(Lot 4)
Township 3N N/S, Range 5W E/W, B.M., Section 3, Subdivision NW 1/4 NW 1/4, Canyon
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: _____

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or 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	
<u>3N</u>	<u>5W</u>	<u>3</u>						<u>L. 4.</u>											<u>30</u>
<u>4N</u>	<u>5W</u>	<u>34</u>						<u>30</u>			<u>40</u>	<u>40</u>							<u>80</u>

TOTAL ACREAGE 110

RECORDED

DATE OF EXAM 9-15-77

ACREAGE
Found 93.6 A. 95
Recommended 93.6 A. 95 *rounded acreage*

Irrigation Requirement 4.5 (95 x .02) Ac Ft/Ac

USE
Irrigation Q = 1.87 c.f.s. V = 421.2 AF/Ann. from Mar. 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes ☒ no ☒

Name source: Johnson Lateral
twp. 4N N/S, Rge 5W E/W, B.M., Sec. 34, Sub. SW 1/4 SW 1/4 Canyon County

Exchange? yes _____ no ☒

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

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

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

Total Q measured 1481 gpm = 3.30 cfs Method of measurement meter (Rate-A-Flow)

Total Q recommended 1.87 cfs Meter No. 779346 Type in-line Condition good

Total V recommended 1.90 421.2 AF/yr
428

Recommended Amendments:

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

MEASUREMENT CALCULATION:

$Q = 1000 \text{ gal} / 40.5 \text{ sec} = 24.69 \text{ gal/sec} = 1481 \text{ gpm} = 3.30 \text{ cfs}$
 $V = 4.5 \text{ AF/yr} \times 93.6 \text{ A} = 421.2 \text{ AF/yr}$

SYSTEM DESCRIPTION:

Well pumped with G.E. Induction motor, model no. SK6255XM501B, 7.5hp. and submersible pump. Discharge into cement ditch and USBR canal.

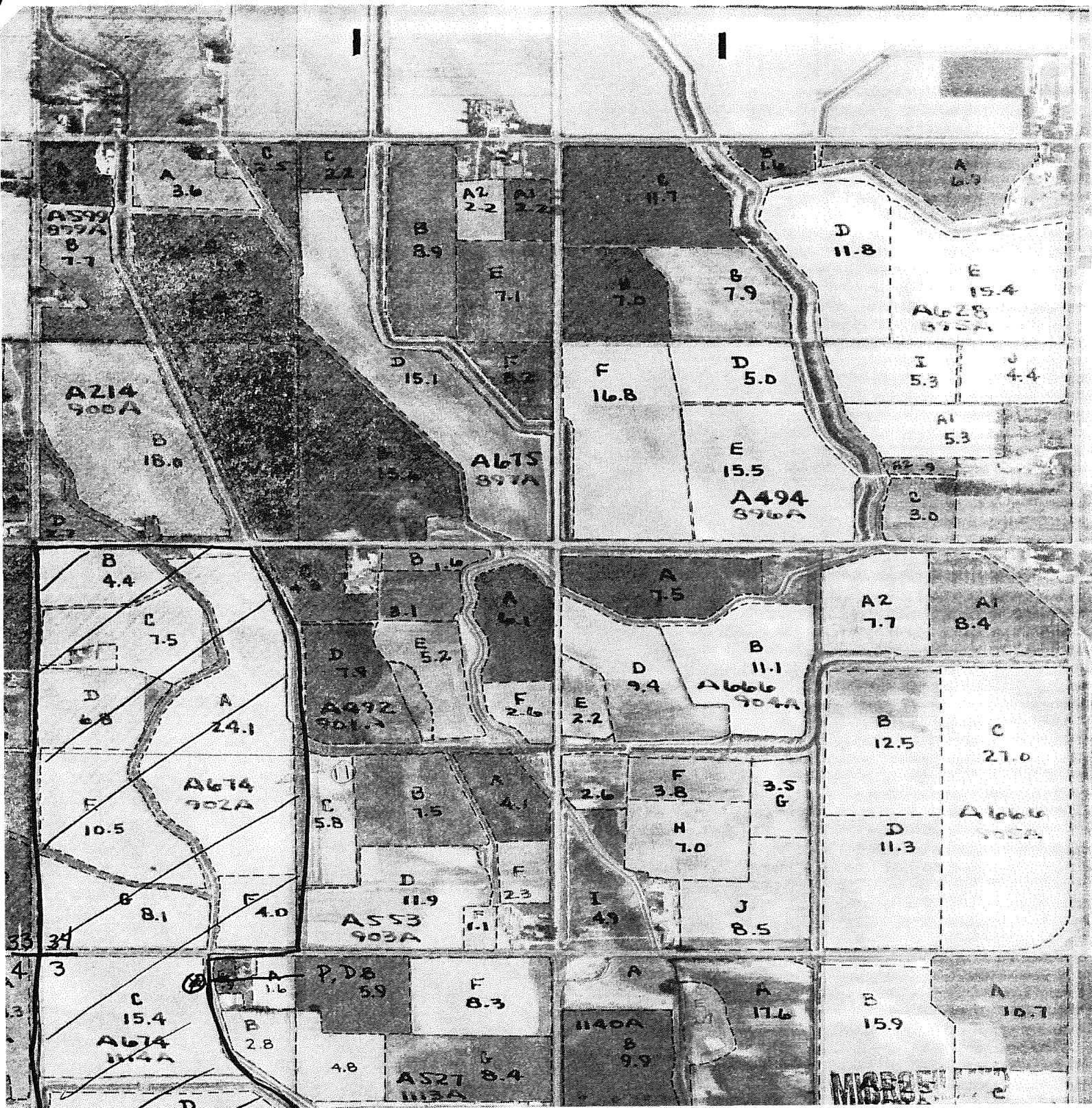
REMARKS:

Well water is dumped into USBR canal to cross county road and irrigate 80 Acres North of road.

Examiner's Signature William H. Mac Allister III Date 9-30-77

Checked by WJL Date 10-6-77

Approved by _____ Date _____



Identification No. _____

Application No. 63-8930

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT **APPROVED**

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

1. Name of applicant Phil R. & or Thelma Church Phone: 482-7376
post office address Rt. 2. Wilder, Id 83676
2. Source of water supply Ground water which is a tributary of _____
3. a. Location of point of diversion is Lot 4 (NW NW) $\frac{1}{4}$ of 3 Township 3N
Range 5W 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 _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 2.2 for Irrig. purpose from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 2.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Pump & well

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 24 inches; proposed depth of well is 250 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

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

RECORDED

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

[illegible]

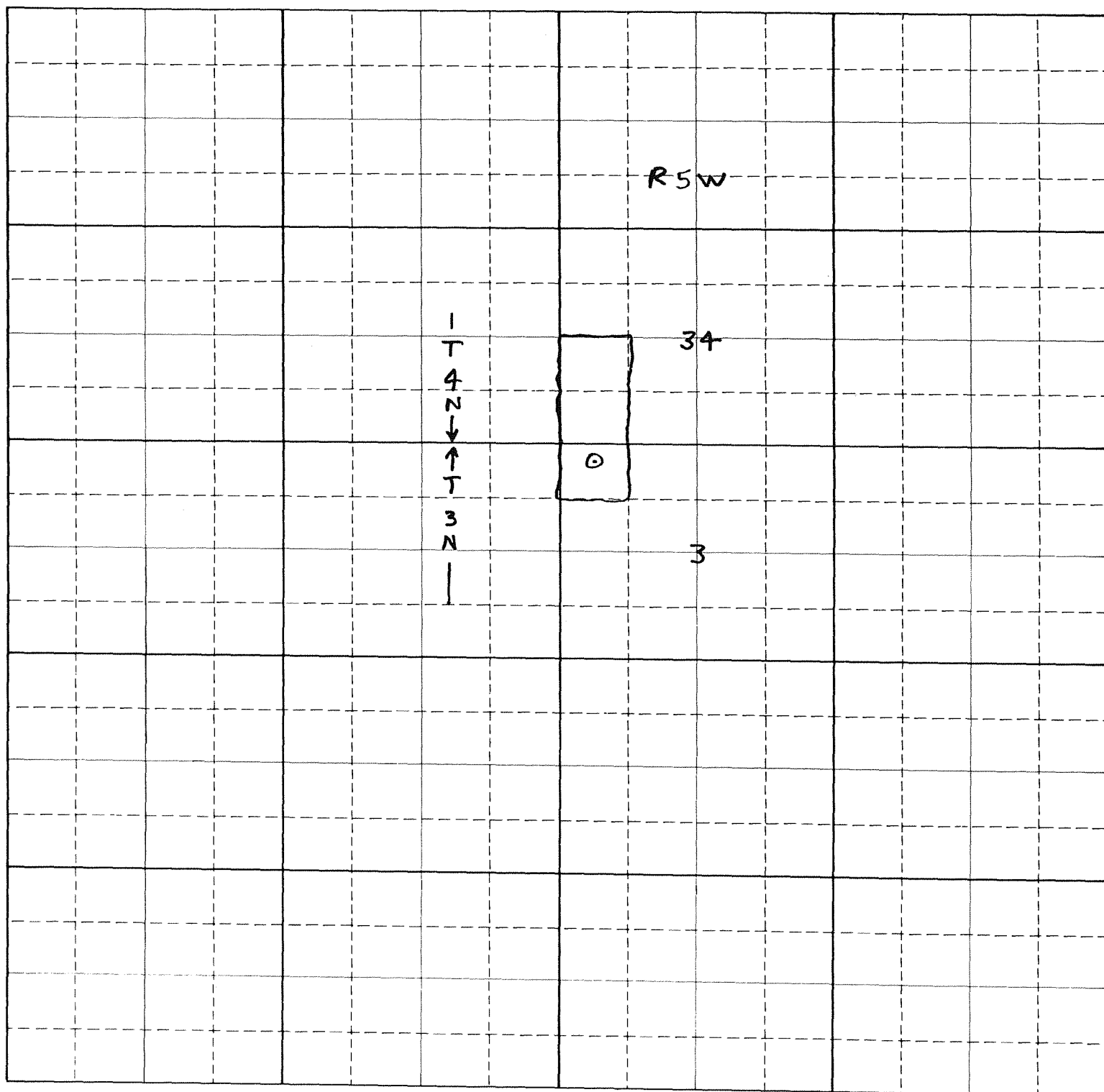
Total number of acres to be irrigated 110

c. Describe any other water rights used for the same purposes as described above. No wells

9. a. Who owns the property at the point of diversion Applicant
 b. Who owns the land to be irrigated or place of use "
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks

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.

Phil R. Church
(Applicant)

Proposed Priority 5/31/77

Received by 144 Date 5-31-77 Time 2:55 P.M.

Preliminary check by WMM Fee \$ 45.00

Receipted by 14 Date 5/31/77 # 8033

Publication prepared by CS Date June 2, 1977

Published in News Tribune

Publication dates June 9, 1977 & June 16, 1977

Publication approved 14 Date 6-27-77

Priority reduced to 14 Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by 144

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8930, 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 July 1, 19 82.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

Witness my hand this 29th day of July, 19 77.


Director

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8930

03/29/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
25790	Water Right	03N	05W	3	NW	NW		DOMESTIC		BURREL MC DANNALD
8930	Claim	03N	05W	3	NW	NW	4	IRRIGATION	29/95	KRISTY MARKS
8930	Water Right	03N	05W	3	NW	NW	4	IRRIGATION	29/95	THELMA E CHURCH
25818	Water Right	03N	05W	3	NW	NW	4	DOMESTIC		ROBBIANNE R BUSSE
8930	Claim	04N	05W	34	NW	SW		IRRIGATION	32/95	KRISTY MARKS
8930	Water Right	04N	05W	34	NW	SW		IRRIGATION	32/95	THELMA E CHURCH
8930	Claim	04N	05W	34	SW	SW		IRRIGATION	34/95	KRISTY MARKS
8930	Water Right	04N	05W	34	SW	SW		IRRIGATION	34/95	THELMA E CHURCH

no p/u OL-
Wildcat Irrig. per claim

Receipt Details for ID M005688

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/2/1990 10:12:08 AM	2/2/1990	Mobile	\$232.00	Check
Payer	CHURCH, PHIL R.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1081			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

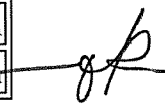
Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$232.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	20543		\$87.00	Claim
63	8930		\$145.00	Claim



Print Report



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

February 9, 1998

Re: Notice of Claim to a Water Right No. A63-08930

JEFF MARKS
KRISTY MARKS
DENNIS MARKS
KAREN MARKS
PO BOX 1
HOMEDALE ID 83628

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

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

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

Sincerely,

Denise Buffington
Records Clerk
Adjudication Section
Western Region Office

DB:d

Enclosure