

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: **A63-28538**
Date Received: 2/22/1990
Receipt No: W009233
Received By: _____

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

1. Name: ST DAVID'S EPISCOPAL CHURCH 208-459-9261
Address: PO BOX 146
CALDWELL ID 83605

2. Date of Priority: JUN 30, 1956

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	28		SE	NE		CANYON

5. Description of diverting works:
33' WELL, 6" CASING, 1 1/2 HP SUBMERSIBLE PUMP, SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.050		

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

8. Total consumptive use is 1.7 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED

10. Place of Use:

AUG 02 1994

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	28	NE	SE		IRR	1.0

Section Acres 1.0

Total Acres 1.0

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:
NONE

14. Remarks:
HORN SUBDIVISION LOTS 1 & 2, BLOCK 1, ACCT. #2709

15. Basis of Claim: BENEFICIAL USE

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): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 02 1994

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number Alb3-28538Date Received 2-21-90Receipt Number W009233**RECEIVED**
FEB 21 1990**NOTICE OF CLAIM
TO A
WATER RIGHT**Department of Water Resources
Western Regional Office**ACQUIRED UNDER STATE LAW**

Please type or print clearly

1. Name of Claimant (s) St David's Episcopal Church Phone (208) 459-9261
Mailing Address P.O. Box 146 Caldwell, Idaho Zip 836052. Date of Priority (Only one (1) per claim) June 19563. Source of water supply (a) Groundwater (Well)
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 3W Section 28,
SE 1/4 of _____ 1/4 of _____ 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.Well - 33' Depth, 6" casing - Pump-Subm - 1 1/2 HP
Cap - 25-30 gals per minute - Supplies Springling System
with 11 stations. (Timed 10-15 mins each daily.)

MICROFILMED

AUG 02 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3-15 to 11-15 amount 0.05 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.05 (cfs) and/or (b) ~~1.7~~ (acre feet)

8. Total consumptive use claimed is 1.7 acre feet per annum.

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

10. Description of place of use:

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

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4N	3W	28													✓				1

Total number of acres irrigated 1/2

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: Located Horn Subdivision Lots 1 & 2 B1K 1
Acct# 2709

MICROFILMED

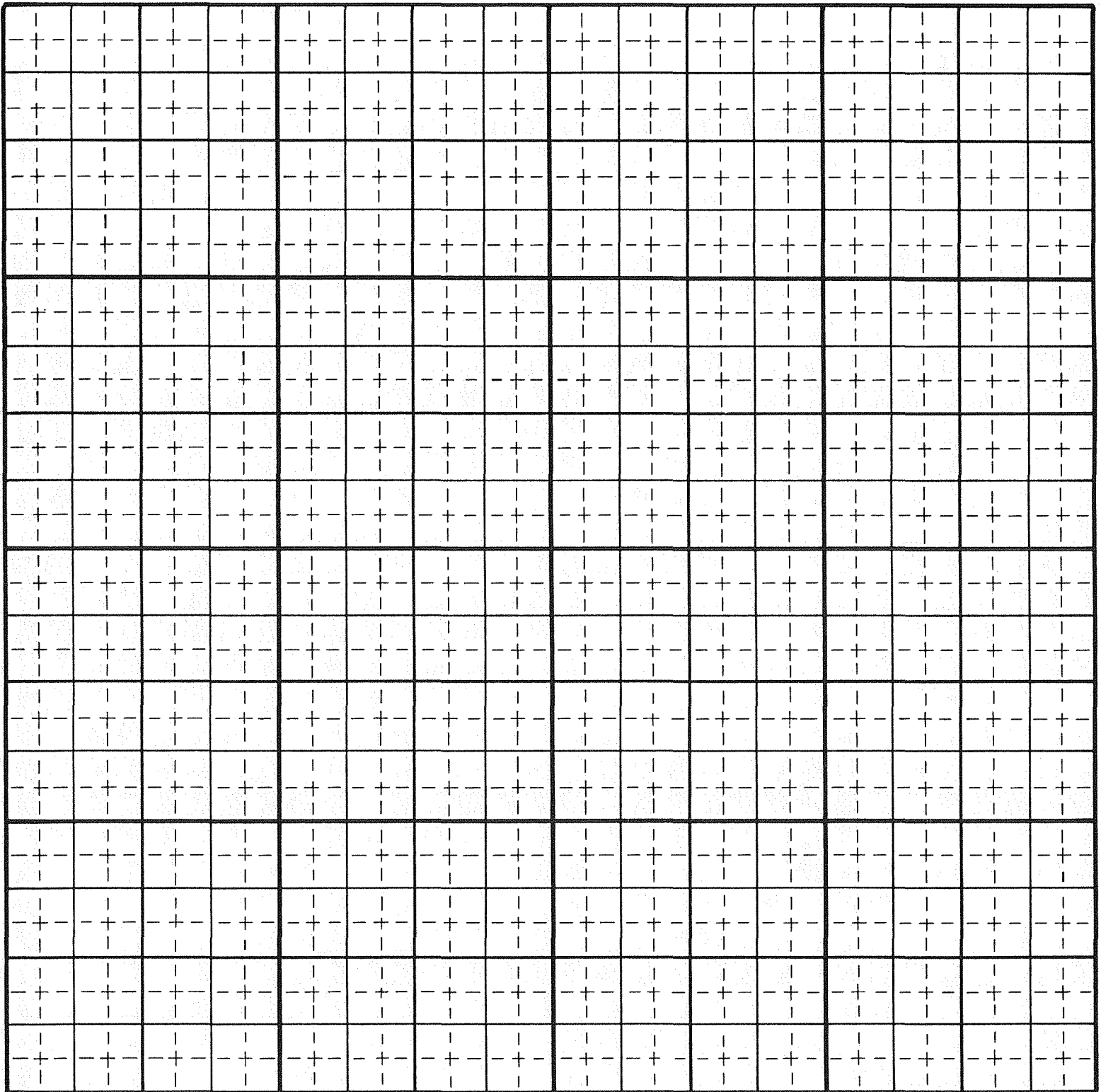
AUG 02 1994

Last Name ST Davids
Episcopal Church Ident No. _____

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

AUG 02 1994

Last Name _____ Ident No. _____

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 _____
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Jr. Warden
Title _____
of St David's Episcopal Church , 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 William F. Lovel
Title and Organization Jr. Warden St David's Episcopal Church Date 2-16-90

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

Subscribed and sworn (or affirmed) before me this 16th day of February 19 90

SEAL

Notary Public Karen L. Hall

Residing at Caldwell Idaho

My Commission Expires 6-24-91

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
AUG 02 1994

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

2-1-92

CLAIMANT'S NAME

St. David's

CLAIM IDENT. NO.

A63-DATE RECEIVED 2/1/70 RECEIPT # W007233 FEE PAID \$ 51.- FEE REQ'D \$ 51.-

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ✓ 6/30/1956 ✓ ✓ *
2. Is a priority date entered? ✓ 6/30/1956 ✓ ✓ *
- 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 ✓ ✓ *
- Is the consumptive use correct? ✓ N/A ✓ ✓ *
9. Are the non-irrigation uses listed showing # of homes, hd. of stock? ✓ ✓ *
- If multiple domestic, is single ownership indicated? ✓ ✓ *
10. Is (are) the place(s) of use and purpose(s) indicated? ✓ 1.0 acre ✓ ✓ *
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

AUG 02 1994

mod.

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.

Claim reviewed by: RMF Date 1-27-93

Claim data entered by: JAD Date 6-1-93

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

Comments: mod #2 + #10

06/15/2006

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

RIGHT NUMBER: 63-28538

NAME AND ADDRESS: ST DAVIDS EPISCOPAL CHURCH
PO BOX 146
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.020 CFS
2.300 AFY

PRIORITY DATE: 06/30/1956

POINT OF DIVERSION:

T04N R03W S28 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.020 CFS
2.30 AFY

PLACE OF USE: IRRIGATION Within CANYON County
T04N R03W S28 NESE 0.50

0.5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as Lots 1 & 2, Blk 1, Horn Subdivision.

Idaho Department of Water Resources



**T04N, R03W,
SEC 28**

Claim No: 63-28538

Prepared By: Kimberly Brown

Date: June 15, 2006



Place of Use



Section Lines

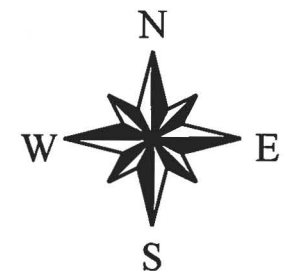


1/4 1/4



Point of Diversion

Irrigated Acres = 0.5



00.02 Miles



1987 NAPP

30 gpm = 0.0668 = 0.07 cfs capacity

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-28538

WATER RIGHT NUMBER: 63-28538 ✓

Owner Type
Current Owner

Name and Address
ST DAVIDS EPISCOPAL CHURCH ✓
PO BOX 146
CALDWELL, ID 83605
(208)459-9261

2005 Canyon Co. Tax lot
Current Owner:
Protestant Episcopal Church
P.O. Box 146
Caldwell 83606

Priority Date: 06/30/1956 ✓
Basis: Beneficial Use ✓
Status: Active

Source
GROUND WATER ✓

Tributary

Beneficial Use
IRRIGATION ✓

change
to 3/1

From To
3/15 to 11/15 ✓

Diversion Rate
0.02 ~~0.050 CFS~~ ✓

Total Diversion: ~~0.050 CFS~~
0.02 cfs ✓

Property Address -
(1800) 8 Arlington Av
2.3 AF Caldwell
2.3 AF

Location of Point(s) of Diversion

GROUND WATER
CANYON County ✓

~~SE 1/4 NE 1/4~~
NE 1/4 SE 1/4

Sec. 28, Twp 04N, Rge 03W, B.M. ✓

Place of Use
IRRIGATION ✓

POD ID =
254371

0.5 AC × 0.03 cfs/AC = 0.018 ⇒ 0.02 cfs

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	03W	28	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	✓
															1.0				1.0
															0.5				0.5

Total Acres: 1 ✓
0.5

Church only owns a total
of .57 acre; not 1 AC

Conditions of Approval: Addition
1. HORN SUBDIVISION LOTS 1 & 2, BLOCK 1, ACCT. #2709 ✓

Remarks:

Comments:

ADD Jq-Place of use is also known as
Lots 1 & 2, Blk 1, Horn Addition/Subd.

(+) Pioneer?

Parcel # R0270900000. (0.57-0.6 AC)

Field Exam Date 6.15.06

(in-office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$ 51.⁰⁰
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None in 828
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63 – 28538

Owner: St. David's Episcopal Church Phone No. 459-9261

Current Address: P.O. Box 146 Caldwell

- ☒ No change NAME IS THE SAME 2005 Canyon Co. tax lot:
- ☐ NEW OWNER Protestant Episcopal Church
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: N/A

PRIORITY DATE

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

Priority date, per claimant, is: 6/30/1956

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

* An affidavit written by Edwin Thurston was submitted on 6/15/06

Source: Ground Water Tributary to

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

POINT OF DIVERSION

- ☐ No change
- ☒ POD found is different than claimed: The POD is not located in the SENE. It is located in the (NESE) I believe they transposed the letters
- ☐ If different, when did POD change?

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			NE	SE	28	4N	3W		

Description of diverting works

33' well, 6" casing, 1 1/2 HP subm. pump, sprinkler system

OVERLAP REVIEW

Other water rights with the same point of diversion: None

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

WATER USES

- ☐ No change
- ☐ Different Uses

Season of use is 3/1 to 11/15

Use Irrigation From 3/1 To 11/15 Amount 0.02 CFS 2.3 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

- ☒ Incomplete on claim, the total is, Amount _____ CFS 2.3 AFA
- ☒ Changes found, the new total is, Amount 0.02 CFS _____ AFA
- ☒ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

- ☒ No change
- ☐ Changes Exam found: Domestic # of homes _____ Stock # _____
- Types _____ Additional comments: _____

PLACE OF USE:

- ☐ No Change
- ☒ Changes shown below:

There is only 1/2 acre of irrigation of the church lawn.

The church only owns .57-.6 total acres, and when the church building is taken out of irrigable acres - 1/2 acre remains

Parcel No: R0270900000. (0.57-0.6AC)²

0.5 acre x 0.03 cfs/acre = 0.015 $\Rightarrow$ 0.02 cfs

0.5 acre x 4.5 af/acre = 2.3 af/annum $\Rightarrow$ 0.02 cfs x 1.9835 x 260 days = 10.3 af/yr

EDWR allows 0.03 cfs/acre when total acres are less than 5 AC.

Place of use is also known as Lots 1 & 2, Blk 1,
Horn Addition/Subdivision.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
															0.5				0.5

Overlap with other water rights: None

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

Delivery System Narrative: sprinklers

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
Pod Ib — 254371					

FLOW MEASUREMENTS: Intrepid — 6/5/03

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

This image shows a single sheet of white paper with horizontal blue or grey ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU → Intrepid - 6/5/03
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 6.15.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-28538

03/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~28538~~	~~Claim~~	~~04N~~	~~03W~~	~~28~~	~~NE~~	~~SE~~		~~IRRIGATION~~	~~1/1~~	~~ST DAVIDS EPISCOPAL CHURCH~~
2275	Water Right	04N	03W	28	NE	SE		IRRIGATION		PIONEER IRRIGATION DISTRICT

REAL PROPERTY INQUIRY

+++++

01 6R 2709-000- -0 001-00 SCH132+ 81 .57

+++++

PROTESTANT EPISC CH OF ID +

+

+

+

% SAINT DAVID'S EPISC CH % +

PO BOX 146 +

CALDWELL ID 83606 +

+++++

28-4N-3W SE HORN ADD 3755 + TOTAL .57

LTS 1&2 BLK 1 ++++++

+ SURVEY INST

+ DRAIN DR VALUE APPR KYL

+ CLASS REAP 04 MAN UNIT 0

ARLINGTON AVE, CA + PARCEL 6RC3755001001A H/O N C/B N

+ PRIOR ACCOUNT 5R 2709-000- -0

+ 02 MH on Property NO

Receipt Details for ID W009233

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/22/1990 10:42:10 AM	2/22/1990	Western	\$51.00	Check
Payer	WILLIAM F. LOVELL			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
04980			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION CLAIM FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$51.00	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	28538		\$51.00	Claim

Print Report

RECEIVED

JUN 15 2006

WATER RESOURCES
WESTERN REGION



St. David's Episcopal Church
1800 Arlington
P.O. Box 146
Caldwell, ID 83606

Sandy Roth, Sr. Warden
P.O. Box 146
Caldwell, Idaho 83605

2 June 2006

Kimberly Brown
Dept. of Water Resources
2735 Airport Way
Caldwell Idaho 83705-5082

re: Water Right No. 63-28538
St. David's Episcopal Church

Dear Kimberly:

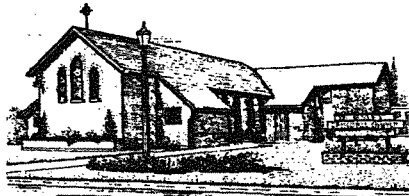
I want to thank you for helping us preserve the water rights for St. David's Episcopal Church, here in Caldwell.

As you suggested in our phone conversation on May 26th, I talked to Ned Thurston who was a member of the congregation in 1956 when ground was broken for the present church building and the well dug to irrigate the church grounds. Ned verified the information and I am enclosing a copy of his written statement for your records.

Thank you again, Kimberly. If there is anything more needed, please give me a call at the church (459-9261) or at my home (459-3528).

With appreciation,

Sandy Roth



St. David's Episcopal Church

Caldwell, Idaho

St. David's Episcopal Church
1800 Arlington
P.O. Box 146
Caldwell, ID 83606

RECEIVED

JUN 15 2006

WATER RESOURCES
WESTERN REGION

2 June 2006

Kimberly Brown
Dept. of Water Resources
2735 Airport Way
Caldwell, Idaho 83705-5082

re: Water right No. 63-2853
St. David's Episcopal Church

Statement of Ned Thurston

I, Edwin K. Thurston of 2111 Ray Street, Caldwell, Idaho 83605 a member of the congregation of St. David's Episcopal Church, June 30, 1956, when ground was broken at Arlington and Pine (1800 Arlington) Caldwell, Idaho for the present church facility. At that time, a well was dug to irrigate the church grounds of nearly one acre. The well has been used for that purpose ever since and continues in operation at this time.

Ned Thurston

Ned Thurston

Date June 8, 2006

CONVERSATION MEMORANDUM

**RE: Snake River Basin Adjudication Water Right Nos. A63-28538
Evidence of Priority**

May 24, 2006

Since I have not received any evidence of priority, I called #459-9261 and left a message on the answering machine.

May 25, 2006

Sandy Ross returned my call. When I spoke to Ms. Ross about the need for evidence, she said that Jennifer did mention that they received something from our department; but they didn't know what to do.

After we discussed evidence of priority, Ms. Ross said that the church was built in 1956 and that she would get Ned Thurston, a member who is aware of the well use since 1956, to fill out a statement. I asked that Ms. Ross send the evidence to me as soon as possible, within the next week, if possible.

Kimberly Brown
Senior Water Resource Agent
Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

March 29, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ST DAVIDS EPISCOPAL CHURCH
PO BOX 146
CALDWELL ID 83605

5/24/06 -

resent to zipcode: 83606

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-28538

-KBrown

(+) sent shape file

Dear Claimants,

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled, **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by April 19, 2006. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area. In the near future, you may be receiving a call from us in order to set-up an appointment for a field exam.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

Respectfully Submitted,

Kimberly Brown

Kimberly Brown
Water Resource Agent
Adjudication Bureau

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-28538

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

Field Investigation Report

Completed by **Karan Waters**

Claim Number 63-28538

Contact:

Contact Date: 6/3/03

ST. DAVID'

PO BOX 146

CALDWELL

ID

83606

208-459-9261

Source of Information

church secretary

Contact Comments



Verified



New owner

Appointment Date: 6/5/03

Appointment Time: 10:00 AM

POD id

254371

Legal Description

04N 03W 28 SE NE

Desc of Diversion W

33' well, 6" casing, 1 1/2hp subm pump, sprinkler system.

Site Tag #

A0002033

GPS File Name

246

Motor Make

submersible

Pump Make

submersible

Horsepower

1.5

Pressure gage

40 psi

pump bowl or static

static

Depth level

9 Ft.

dyn. pump level

19 Ft.

POD Remarks:

Church is located at 1800 Arlington St.
*BGW map used for static level

Pressure gage at sprinkler

0 psi

Bucket Measurment (gps)

0

Calc Method:

Theoretical

Flow (cfs)

0.08

Photos

dsc00421 pou lawn facing W

dsc00422 pod



DSC 00421



Dsc 00422



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

June 1, 1993

[St. David's Episcopal Church
P.O. Box 146
Caldwell, ID 83605
]

Dear Claimant(s):

We have processed your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to either complete or change an item or items on your claim form(s). A copy of the computer generated copy with these changes and the receipt for the filing fee previously submitted are enclosed. **ONLY THE ITEM(S) SHOWN BELOW WITH A CHECKMARK HAVE BEEN EITHER CHANGED OR ADDED TO YOUR CLAIM(S). IF AN ITEM IS NOT CHECKMARKED, IT IS NOT PERTINENT TO THIS CLAIM(S).**

- X Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.
- Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.
- Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.
- Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

MICROFILMED

AUG 02 1994

_____ Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim.

_____ Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.

X Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.

_____ Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.

_____ Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.

_____ Other _____

If you have any problems or questions concerning these additions
and/or changes, please contact this office within 30 days from the
date of this letter. If we do not hear from you within this time, we
will assume you agree with these changes, and your claim will remain
on file as shown on the enclosed data entered copy.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office

Enclosures

**SPECIAL NOTE: IF YOU NO LONGER OWN THE PROPERTY UPON WHICH THIS
CLAIM WAS FILED, PLEASE CONTACT THIS OFFICE IMMEDIATELY. IDAHO STATE
LAW REQUIRES THE DEPARTMENT BE NOTIFIED OF A CHANGE OF OWNER OR
ADDRESS ON A WATER RIGHT.**

MICROFILMED

AUG 02 1954