

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 63-31847
Date Received: 2/15/1989
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MELODY WITTE Phone: (208) 938-0255
4850 N CURLEW PLACE
EAGLE ID USA 83616

JOHN WITTE Phone: (208) 938-0255
4850 N CURLEW PL
EAGLE ID USA 83616

2. Date of Priority: 09/29/1978

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	01E	30	NW SW	ADA	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.08	22.5

7. Total Quantity Appropriated is:
0.08 C.F.S. and/or 22.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	01E	30	NW	SW	IRRIGATION	5
					Section Acres	5
					Total Acres	5

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31794.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

15. Basis of Claim: License

WATER RIGHT NO. 63-31847
As Modified by Transfer No. 71112

In accordance with the approval of Transfer No. 71112, Water Right No. 63-31847 is now described as follows.

Right Holder: JOHN WITTE And
 MELODY WITTE
 4850 N CURLEW PL
 EAGLE ID 83616

Priority Date: September 29, 1978

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.08 CFS	22.5 AF
			0.08 CFS	22.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NWSW Sec. 30 Twp 05N Rge 01E ADA County

PLACE OF USE: IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE					
05N	01E	30									5.0					5.0			

Total Acres: 5

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
3. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.
4. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
5. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

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

Dated this 9th day of June, 2004


 Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71112

This is to certify that: JOHN WITTE And
MELODY WITTE
4850 N CURLEW PLACE
EAGLE ID 83616
(208)938-0255

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

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-31847	AJC/License	09/29/1978	0.08 cfs	22.5 af	N/A	5.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-31847	NO	YES	YES	NO	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-31847	63-31847	0.08 cfs	22.5 af	N/A	5.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.08 cfs	22.5 af	N/A	5.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 9th day of June, 2004



Chief, Water Allocation Bureau

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31794

WATER RIGHT NUMBER: 63-31794

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	JOHN CLARK
	, ZZ
Current Owner	CARLOS POST 6000 LITTLE FREEZEOUT RD CALDWELL, ID 83605 (208)459-4534

Priority Date: 09/29/1978

Basis: License

Status: Parent

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	01/01 to 12/31	0.120 CFS	6.10 AF
IRRIGATION	03/15 to 11/15	2.470 CFS	688.50 AF
	<u>Total Diversion:</u>	2.470 CFS	688.50 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SE1/4NE1/4	Sec. 36, Twp 06N, Rge 03W, B.M.
GEM County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
06N	03W	36	X	X	X	X									X		X		

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	
06N	03W	36	34.0	7.0	26.0	40.0									36.0		10.0		153.0

Total Acres: 153

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-31794

Remarks:

1. General SPLIT RIGHT: SEE RIGHT NOS. 63-31845, 63-31846 AND 63-31847.

2. Explanatory THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31758.

Comments:

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: A63-09179C
Date Received: 2/14/1990
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: CARLOS POST
Address: 6000 LITTLE FREEZEOUT RD
Caldwell ID 83605
208-482-7777

2. Date of Priority: SEP 29, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	03W	36	SW	SE	NE		CANYON

5. Description of diverting works:
WELL, PUMP AND 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	4.240		
STOCKWATER	01/01	12/31	0.120		

7. Total Quantity Appropriated is:
4.240 C.F.S. (and/or) 1185.12 A.F.A.

8. Total consumptive use is 917.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	03W	36	NE	NE		IRR	40.0
			NW	NE		IRR	7.0
			SW	NE		IRR	26.0

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	03W	36	SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	39.0
			SW		SE		IRR	35.0
			SE		SE		IRR	35.0
Section Acres								262.0
Total Acres								262.0

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:

OWNERSHIP CHANGED BY LH 5/21/96.
CLAIM AMENDED PER APPROVED TRANSFER 5285. 3/25/99 LH
FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF
TRANSFER IN ADJUDICATION FILE.
THIS CLAIM IS A RESULT OF A SPLIT DUE TO A CHANGE IN OWNERSHIP.

15. Basis of Claim: LICENSE

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

RECEIVED
FEB 07 2000
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 No(s): Lic 63-9179
 Adjudication Claim No(s): A63-9179A

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** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim 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 Carlos Post
6000 Little Freezout

4. New Owner/Claimant(s) Tony and Linda Hackett
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 6025 Little Freezout
 City, State and ZIP Code Caldwell ID 83605
 New Telephone Number (208) 459 4079

5. Date you acquired the property 6-6-95

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. 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.

Number of acres you irrigate with this water right <u>25</u>	Number and type of stock _____
Diversion rate in CFS <u>40</u>	Number of homes you acquired <u>N/A</u> Other uses _____

7. Signature of New Owner(s) or Claimant(s) Tony Hackett

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

18574 184916 95010614 LM
FURNISHED COURTESY OF:

STEWART TITLE

READ & APPROVED BY GRANTEE(S): YH LL

PAGES 1 2

6.00

Official Recorder:
Linda McGrath
Deputy

Order as a Deed

No. 184916

May 23, 1995

3:49 PM

Security Title Co.

Recorded at request of
County, IDAHO ss.

SPACE ABOVE THIS LINE FOR RECORDING DATA
Order No.: 95010614 LM

WARRANTY DEED

FOR VALUE RECEIVED CARLOS L. POST AND LAURA E. POST, husband and wife

GRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto TONY HACKETT
AND LINDA HACKETT, husband and wife

GRANTEE(S), whose current address is: 2951 W. HIGAN, MERIDIAN, IDAHO 83642
the following described real property in GEM County, State of Idaho, more particularly
described as follows, to wit:

As set forth on the attached EXHIBIT "A", which by this
reference becomes a part hereof.

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

Dated: May 18, 1995

CARLOS L. POST

Carlos L. Post

LAURA E. POST

Laura E. Post

STATE OF IDAHO)
COUNTY OF CANYON)

On this _____ day of _____, in the year of _____, before me, the undersigned, a Notary
Public in and for said State, personally appeared CARLOS L. POST AND LAURA E. POST

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



Signature: Linda McGrath

Name: LINDA MCGRATH

(type or print)

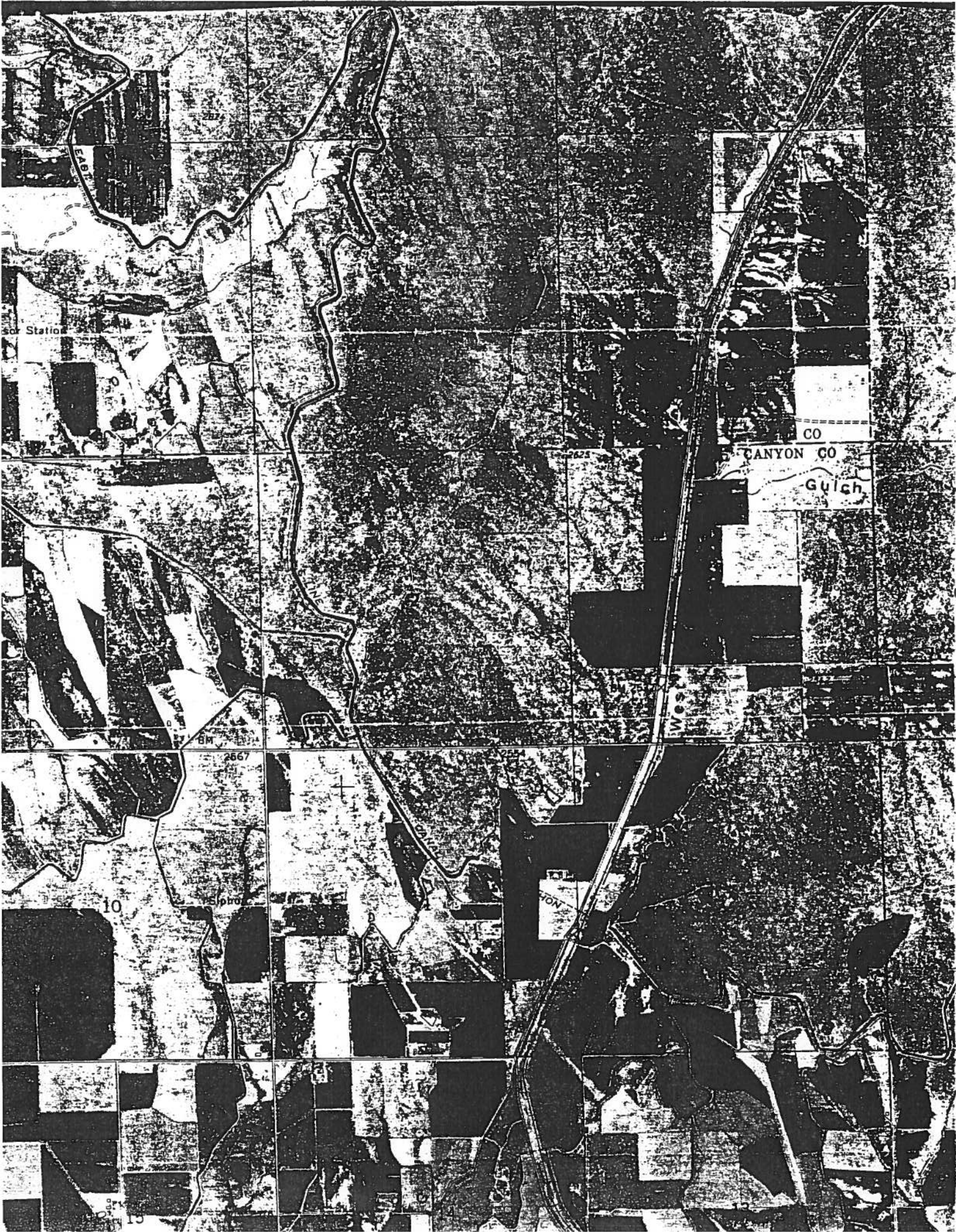
Residing at: MERIDIAN, IDAHO

My Commission Expires: 05/28/99

EXHIBIT 'A'

184916
PAGES 2 of 2

That part of the N 1/2 of the NE 1/4 of Section 36, Township 6 North, Range 3 West, B.M., Gem County, Idaho, lying West of Little Freeze Out Road.



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: A63-09179A
Date Received: 2/14/1990
Receipt No: C014697
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CARLOS POST
Address: 27346 MIDDLE RD
WILDER ID

208-482-7777

83676

2. Date of Priority: SEP 29, 1978

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	03W	36	SW	SE	NE		CANYON

5. Description of diverting works:
WELL, PUMP AND 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	4.800	40.0 OK
STOCKWATER	01/01	12/31	0.120	

7. Total Quantity Appropriated is:

HACKETT 4.40 4.800 C.F.S. (and/or)

8. Total consumptive use is

9. Non-irrigation uses:

STOCKWATER, 500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	03W	36	NE	NE		IRR	40.0
			NW	NE		IRR	32.0
			SW	NE		IRR	

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
06N	03W	36	SE		NE		IRR	40.0
			NE		SE		IRR	40.0
			NW		SE		IRR	39.0
			SW		SE		IRR	35.0
			SE		SE		IRR	35.0

Section Acres 287.0

Total Acres 287.0

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:

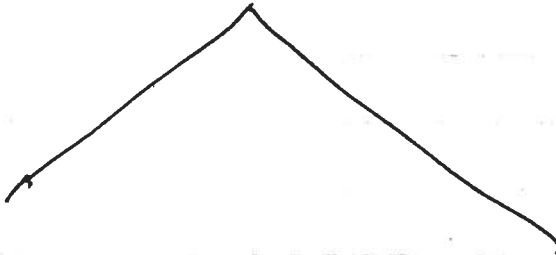
OWNERSHIP CHANGED BY LH 5/21/96.

CLAIM AMENDED PER APPROVED TRANSFER 5285. 3/25/99 LH
FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF
TRANSFER IN ADJUDICATION FILE.

15. Basis of Claim: LICENSE

Split

Alb3-09179 A



Alb3-09179 C

Carlos Post

4.24 total cfs

POD = same

POL = 6N3W S-36

* only change: NWNE

7 ac.

all other $\frac{1}{4}$ $\frac{1}{4}$ same.

AFA = 1185.12

Cons. Use 917.

Alb3-09179 D

Jony Hackett

.40 cfs

POD = same

POL = 6N 3W S-36

NWNE

25 ac

AFA = 113.08

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: A63-09179A
Date Received: 2/14/1990
Receipt No: C014697
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CARLOS POST
Address: 6000 LITTLE FREEZEOUT RD
CALDWELL ID 83605 208-482-7777

2. Date of Priority: SEP 29, 1978

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06N	03W	36	SW	SE	NE		CANYON

5. Description of diverting works:
WELL, PUMP AND 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	4.640		
STOCKWATER	01/01	12/31	0.120		

7. Total Quantity Appropriated is:
4.640 C.F.S. (and/or) 1298.20 A.F.A.

8. Total consumptive use is 1004.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 500 BEEF CATTLE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06N	03W	36	NE	NE		IRR	40.0
			NW	NE		IRR	32.0
			SW	NE		IRR	26.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06N	03W	36	SE	NE		IRR	40.0
			NE	SE		IRR	40.0
			NW	SE		IRR	39.0
			SW	SE		IRR	35.0
			SE	SE		IRR	35.0

Section Acres 287.0

Total Acres 287.0

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:

OWNERSHIP CHANGED BY LH 5/21/96.

CLAIM AMENDED PER APPROVED TRANSFER 5285. 3/25/99 LH

FOR TRANSFER CONDITIONS OF APPROVAL AND REMARKS SEE COPY OF
TRANSFER IN ADJUDICATION FILE.

15. Basis of Claim: LICENSE

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

RIGHT NUMBER: 63-31847

NAME AND ADDRESS: JOHN WITTE
4850 N CURLEW PL
EAGLE ID 83616

MELODY WITTE
4850 N CURLEW PL
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS
22.500 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 09/29/1978

POINT OF DIVERSION:

T05N R01E S30 NWSW Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.080 CFS 22.50 AFY
The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 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 in ADA County

T05N R01E S30 Lot 3 NWSW 5.00

5 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as PAR #1015 OF Lots 1 & 2, Blk 1, Spirit Ridge Acres.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31794.

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

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

The right holder shall accomplish the change authorized by Transfer 71112 within one (1) year of the date of the approval.

08/18/2006

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

RIGHT NUMBER: 63-31847

NAME AND ADDRESS: JOHN WITTE
4850 N CURLEW PL
EAGLE ID 83616

MELODY WITTE
4850 N CURLEW PLACE
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.080 CFS
22.500 AFY

This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

PRIORITY DATE: 09/29/1978

POINT OF DIVERSION:

T05N R01E S30 NWSW Lot 3 Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.080 CFS
22.50 AFY

The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.

PLACE OF USE:

IRRIGATION Within ADA County

T05N R01E S30 Lot 3 NWSW 5.00

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.

*modified
"539"
① early as 3/1
② before 3/15*

08/18/2006

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Property is also known as PAR #1015 OF Lots 1 & 2, Blk 1, Spirit Ridge Acres.

THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31794.

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

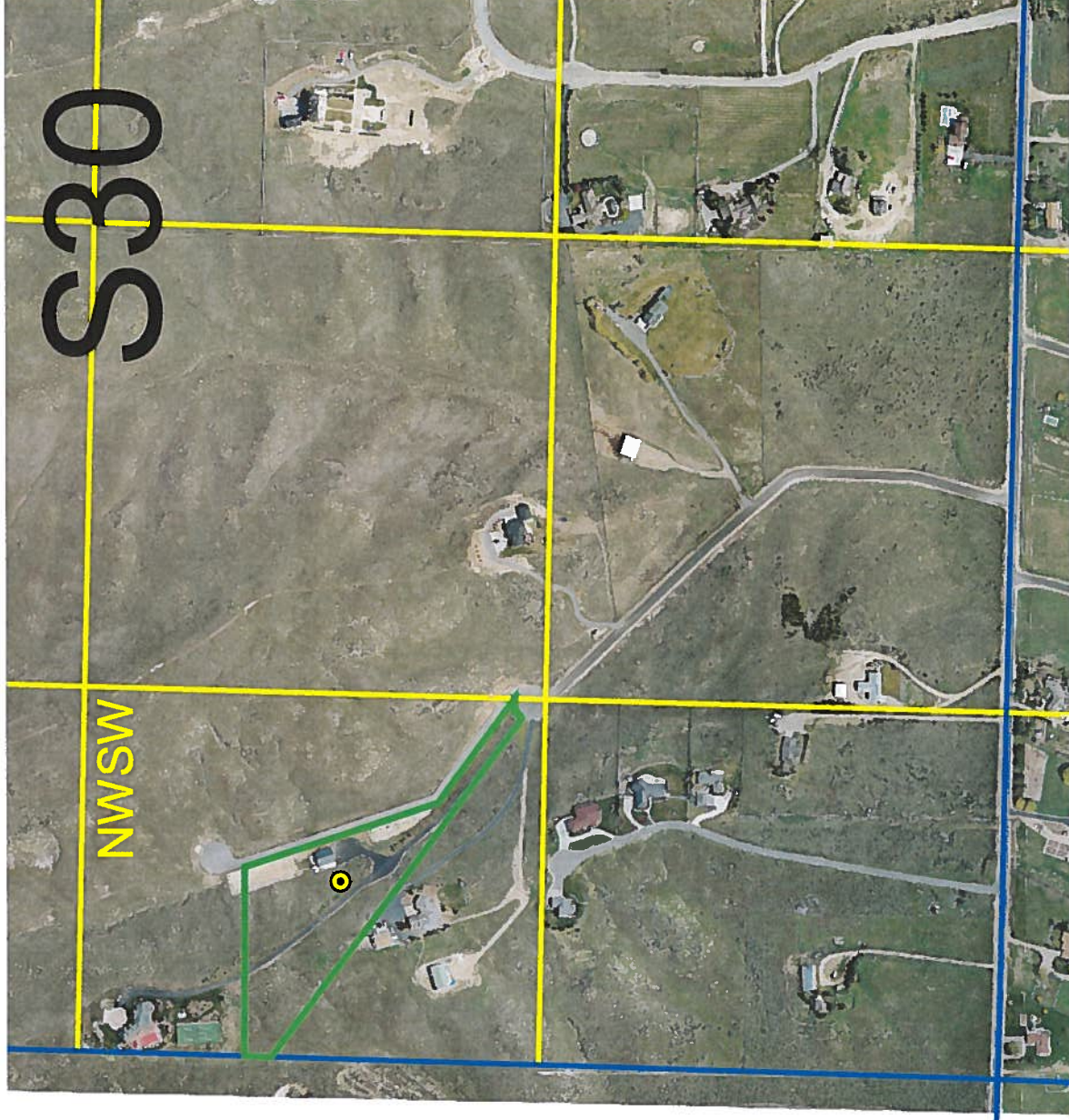
Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

The right holder shall accomplish the change authorized by Transfer 71112 within one (1) year of the date of the approval.

Idaho Department of Water Resources

T05N, R01E,
S30

Claim No: 63-31847
Prepared By: Kimberly Brown
Date: August 18, 2006



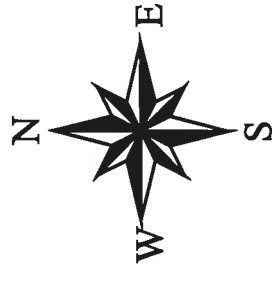
 Place of Use

 Section Lines

 1/4 1/4

 Point of Diversion

Acres Irrigated = 5



300 0 300 600 Feet


2003 NAPP

8/18/06

In-office verification -
Kimberly Brown

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31847

WATER RIGHT NUMBER: 63-31847

Owner TypeName and Address

Current Owner

MELODY WITTE
4850 N CURLEW PLACE
EAGLE, ID 83616
(208)938-0255

Current Owner

JOHN WITTE
4850 N CURLEW PL
EAGLE, ID 83616
(208)938-0255

Property Address

Priority Date: 09/29/1978

Basis: License

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

IRRIGATION

From To

03/15 to 11/15

Diversion Rate

0.080 CFS

Annual Volume

22.50 AF

Total Diversion:

0.080 CFS

22.50 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4

Sec. 30, Twp 05N, Rge 01E, B.M.

ADA County

ADD - Govt. lot 3

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	01E	30	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	5.0
																			5.0

Total Acres: 5

Conditions of Approval:

1. X61 The period of use for the irrigation described in this approval may be extended to a beginning date of 3/1 provided that beneficial use of the water can be shown and other elements of the right are not exceeded. The use of water before 3/15 is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date of this approval.
2. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. R69 This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

ADD JOI - Place of use also known as PAR# 1015 of lots 1
2, Bldg. 1, Spirit Ridge Acres.
Parcel No. R8069731015.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31847

5. ✓ P21 THIS RIGHT IS A SPLIT FROM FORMER RIGHT 63-31794.
6. ✓ 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.

Remarks:

Comments:

1. psdaggs 6/11/2004 1:16:32 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 71112

Water Supply Bank:

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2006 Property Details for Parcel R8069731015

2006

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Details Valuation Tax Districts Taxes Characteristics

Parcel: R8069731015
Year: 2006
Zone Code: RR
Total Acres: 10.268
Tax Code Area: 270
Property Description:
PAR #1015 OF LOTS 1 & 2 BLK 1

SPIRIT RIDGE ACRES
#2026-C #1010-C
#REQ970200
#98097193 #98097192

Ada County Assessor



[View Interactive Map of this Parcel](#)

Address: 4850 N CURLEW PL EAGLE , ID 83616
Subdivision: SPIRIT RIDGE ACRES
Land Group Type: SUB
Township/Range/Section: 5N1E30

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[Home](#)
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[Search by Parcel](#)
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Land Characteristics

[Back to Parcel Search](#)

Residential Acres: 10.268
Commercial Acres: 0.0
Other Acres Acres: 0.0
Street: None
Utility: None
Water Source:
Sewer: None
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence: Creek or Canal
Water Frontage Feet: 0
Corner: N

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Main Menu

[Home](#)
[Assessor Main Page](#)
[Help Index](#)
[FAQ](#)
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[Search by Parcel](#)
[Search by Address](#)
[Search by Subdivision](#)
[Online Documents](#)

[Interactive Map](#)

Residential Characteristics

Back to Parcel Search

Year Built:	1998
Year Remodel:	0
Construction Class:	6
Number of Bedrooms:	4
Number of Bathrooms:	6.5
Number of FirePlaces:	1
Air Conditioning:	Y
Car Storage Sq Ft #1:	864
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	140
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	360
Patio Covered:	Y
Pool Sq Ft:	375
Total Sq Ft:	7436
Main Floor Sq Ft:	3184
Upper Floor Sq Ft:	1250
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	2000
Unfinished Basement Floor Sq Ft:	276
Finished Attic Sq Ft:	726
Unfinished Attic Sq Ft:	0

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