

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 63-32356
Date Received: 6/28/2006
Receipt No: W034093
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EAGLEFIELD LLC Phone: (208) 939-4310
6951 N DUNCAN LN
BOISE ID USA 83714

2. Date of Priority: 01/04/1938

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	01W	11	NW SE	ADA	

5. Description of diverting works:

250 ft. artesian well flows into a ditch and is used for gravity flow irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.32	

7. Total Quantity Appropriated is:
0.32 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	11	SW	NE	IRRIGATION	8
			NW	SE	IRRIGATION	32
					Section Acres	40
					Total Acres	40

11. Place of use in counties: ADA

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

13. Other Water Rights Used: 63-2813C and Middleton Irrigation Association.

14. Remarks:

This is a beneficial use claim based on the irrigation portion of water right 63-2543 which was not claimed by the prior owner. As we have only recently acquired this property, we do not have a clear understanding of past use. However, it does appear that diversion of water from this well has continued to occur for irrigation use in the NWSE and SWNE quarter-quarters. An accomplished change in place of use is claimed due to construction of the home and shop and subsequent drying of land in the SE portion of NWSE and apparent use of the water in the SWNE, Sec. 11.

15. Basis of Claim: Beneficial Use

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: 63-32356
Date Received: 6-28-06
Receipt No: W034093
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Eaglefield, LLC

Phone: (208) 939-4310

6951 N Duncan Ln
Boise, ID 83714

2. Date of Priority: January 4, 1938

3. Source: Ground Water

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
4N	1W	11		NW	SE	Ada	

5. Description of diverting works:

250' deep artesian well flows into a ditch and is used for gravity flow irrigation.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
Irrigation	3/1	11/15	0.32	

7. Total Quantity Appropriated is:

0.32 cfs

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1W	11			8											32			40

Total number of acres irrigated 40

11. Place of use in counties: Ada

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

13. Other Water Rights Used:

63-2813C and Middleton Irrigation Association

14. Remarks:

This is a beneficial use claim based on the irrigation portion of water right 63-2543 which was not claimed by the prior owner. As we have only recently acquired this property, we do not have a clear understanding of past use. However, it does appear that diversion of water from this well has continued to occur for irrigation use in the NWSE and SWNE quarter-quarters. An accomplished change in place of use is claimed due to construction of the home and shop and subsequent drying of land in the SE portion of NWSE and apparent use of the water in the SWNE, Section 11.

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 Organizations:

I do solemnly swear or affirm that I am Managing Member of
Title
Eaglefield, LLC, that I have signed the foregoing
Organization
document in the space below as Managing Member of
Title
Eaglefield, LLC and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Eaglefield LLC
Title and Organization

6-22-06
Date

State of Idaho)
County of Ada) SS.

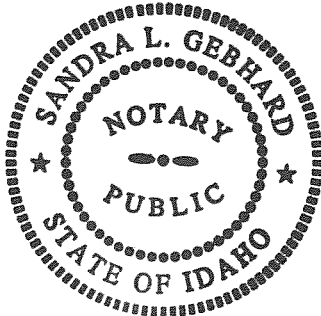
Subscribed and sworn (or affirmed) before me this
of June 22 2006

[Signature]

Notary Public

Residing at Boise, ID

My commission Expires 7/21/10



08/14/2006

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

RIGHT NUMBER: 63-32356

NAME AND ADDRESS: EAGLEFIELD LLC
6951 N DUNCAN LN
BOISE ID 83714

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.320 CFS
165.000 AFY

Right Nos. 63-2813C and 63-32356 are limited to a total combined annual diversion volume of 175.3 AF.

PRIORITY DATE: 01/04/1938

POINT OF DIVERSION:

T04N R01W S11 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.320 CFS
165.00 AFY

PLACE OF USE:

IRRIGATION Within ADA County

T04N R01W S11 SWNE 8.00

T04N R01W S11 NWSE 32.00

40 ACRES TOTAL

Right Nos. 63-2813C and 63-32356 are limited to the irrigation of a combined total of 129.5 acres in a single irrigation season.

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 & 7/8, Newells Acreage.

Use of this right is combined with water from Middleton Irrigation Association.

Idaho Department of Water Resources

T04N, R01W
S11

Claim No: 63-32356

Prepared By: Kimberly Brown

Date: August 14, 2006



Place of Use



Section Lines

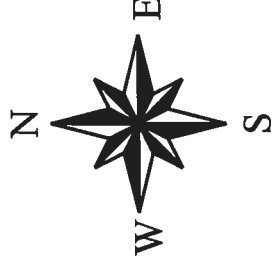


1/4 1/4



Point of Diversion

Acres Irrigated = 40



300 0 300 600 Feet

1987 NAPP

RECEIVED

NOV 16 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR

REPLY

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

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

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

Water right number: 63-32356

EAGLEFIELD LLC
6951 N DUNCAN LN
BOISE ID 83714

Telephone Number (208) 939-4310

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

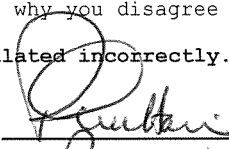
I disagree with the Quantity Condition concerning AFY.

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

The Quantity Condition should be changed to represent the amount 0.66 cfs will generate during the period of use (0.34 cfs under 63-2813C + 0.32 cfs under 63-32356 over 259 days).

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

I believe the Quantity Condition was calculated incorrectly.

DATE: 10-31-06 SIGNATURE: 

Please print your name: Peter Harris

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



November 14, 2006

IDWR Western Region
2735 Airport Way
Boise, ID 83705

Subject: Notice of Error (Basin 63, Part III)
Subcase Nos. 63-32356, 63-2813C

Dear Western,

Enclosed on behalf of Eaglefield LLC, are two *Notice of Error* documents for the above-captioned subcases.

We realize we have missed the October 31, 2006 deadline, but are hopeful the information contained in the documents will be helpful when preparing the final recommendations. We believe there is a calculation error in the Quantity element of these recommendations.

Please let me know if I can help in any way.

Sincerely,

Roxanne Brown
Water Rights Specialist

Cc: Eaglefield LLC

Enclosures
Notice of Error forms

SPF file number: 421.0010

RECEIVED

NOV 16 2006

WATER RESOURCES
WESTERN REGION

Property Address:
5200 # 5192 W. State St.
83616

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32356

WATER RIGHT NUMBER: 63-32356 ✓

Owner Type Name and Address
Current Owner EAGLEFIELD LLC ✓
6951 N DUNCAN LN
BOISE, ID 83714
(208)939-4310

Current Owner -

Double D Investments LP #
MLCB Investments LP
3680 N. Black Cat Rd.
Meridian 83642

Priority Date: 01/04/1938 ✓
Basis: Beneficial Use ✓
Status: Active

Source Tributary
GROUND WATER ✓

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	03/01 to 11/15 ✓	0.320 CFS ✓	165.0 AF
	<u>Total Diversion:</u>	0.320 CFS ✓	165.0 AF

Location of Point(s) of Diversion
GROUND WATER NW1/4SE1/4 ✓ Sec. 11, Twp 04N, Rge 01W, B.M. ✓
ADA County ✓

Place of Use
IRRIGATION ✓

CFS FACTOR = 0.008 cfs

Twp	Rge	Sec	NE	NW	SW	SE	Totals
04N	01W	11	8.0				40.0

Total Acres: 40 ✓

ES3 - #63-28130 and 63-32356 are limited to an annual diversion volume of 175.3 AF.

40 acres licensed for #63-2543

Conditions of Approval:

- This is a beneficial use claim based on the irrigation portion of water right 63-2543 which was not claimed by the prior owner. As we have only recently acquired this property, we do not have a clear understanding of past use. However, it does appear that diversion of water from this well has continued to occur for irrigation use in the NWSE and SWNE quarter-quarters. An accomplished change in place of use is claimed due to construction of the home and shop and subsequent drying of land in the SE portion of NWSE and apparent use of the water in the SWNE, Sec. 11.

Remarks: E55 - 63-28130 and 63-32356 are limited to the irr. of a combined total of 125 acres per irr. season

Comments: ADD W50 - Use is combined with water from Middleton Irrigation District.

ADD J01 - Place of use is also known as lots 1/2 & 7/8, Newell's Acreage.

Parcel Nos: R60115750025 R60115750026 & R60115750027

Aerials:
1964
1986
1987
1995
2000
2003

Field Exam Date 8.14.06

(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 \$90.00
- ☐ Well logs (if needed) N/A
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None in Sec. 11
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-32356

Owner: Eaglefield LLC Phone No. 939-4310

Current Address: 6951 N. Duncan Lane, Boise 83714

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Double D Investments LP & MLCB Investment LP
- ☐ No change Address
- ☒ NEW ADDRESS 3680 N. Blade Cat Rd., Meridian 83642
- ☐ How long owned property?

Accompanied by: in-office verification

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates? * See #63-2543

Priority date, per claimant, is:

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

Source: Tributary to

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

See 63-2543 Field Report.**OVERLAP REVIEW**Other water rights with the same point of diversion: 63-2543

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

WATER USES☐ No change☐ Different UsesUse Irrigation From _____ To _____ Amount _____ CFS 165.0 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

40.0 acres x 4.5 af/acre = 180.0 af/A (V) 0.32 cfs x 1.9835 x 260 days = 165.0 af/annum

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 165.0 AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change None☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

ADD 001 - Place of use is also known as lots 1/2 & 7/8, Newells Acreage.

8041131200.

Parcel No: R6045750005, R6045752500. ²

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

Overlap with other water rights: 63-2813C (+) Middleton Irrigation Dist.

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
63-2813C and 63-32356 are limited to a combined total of 129.5
acres per season and an annual diversion volume of 175.3 AF.

Delivery System Narrative: See #63-2543 Field Exam.

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32356

07/14/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2406	Claim	04N	01W	11	SW	NE		IRRIGATION	40/29248	DRAINAGE DIST NO 2
813C	Claim	04N	01W	11	SW	NE		IRRIGATION	40/129.5	DEAN L QUENZER
~~2356~~	~~Claim~~	~~04N~~	~~01W~~	~~11~~	~~SW~~	~~NE~~		~~IRRIGATION~~	~~8/40~~	~~EAGLEFIELD LLC~~
98AA	Water Right	04N	01W	11	SW	NE		IRRIGATION		EDWARD L MC CLINTOCK
2406	Water Right	04N	01W	11	SW	NE		IRRIGATION	40/29248	DRAINAGE DIST NO 2
813C	Water Right	04N	01W	11	SW	NE		IRRIGATION	40/129.5	E L HARRIS
8303	Water Right	04N	01W	11	SW	NE		DOMESTIC		DEAN L QUENZER
2406	Claim	04N	01W	11	NW	SE		IRRIGATION	39/29248	DRAINAGE DIST NO 2
813C	Claim	04N	01W	11	NW	SE		IRRIGATION	38/129.5	DEAN L QUENZER
~~2356~~	~~Claim~~	~~04N~~	~~01W~~	~~11~~	~~NW~~	~~SE~~		~~IRRIGATION~~	~~32/40~~	~~EAGLEFIELD LLC~~
2406	Water Right	04N	01W	11	NW	SE		IRRIGATION	39/29248	DRAINAGE DIST NO 2
813C	Water Right	04N	01W	11	NW	SE		IRRIGATION	24.8/129.5	E L HARRIS
2543	Water Right	04N	01W	11	NW	SE		DOMESTIC		DEAN L QUENZER

- supplemental to Middleton
Irrigation District water

- overlap w/ #63 - 2813C

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2543

WATER RIGHT NUMBER: 63-2543

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN L QUENZER 3680 N BLACK CAT RD MERIDIAN, ID 83642-5330 (208)888-5990
Current Owner	RON L QUENZER 3680 N BLACKCAT MERIDIAN, ID 83642 (208)888-5990
Original Owner	ERSHAL L HARRIS EAGLE, ID 83616
Current Owner	MARVIN E QUENZER 3680 N BLACKCAT RD MERIDIAN, ID 83642 (208)888-5990

Priority Date: 01/04/1938

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 11, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	11														X			

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2543

1. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.
2. PARCEL NO. RP S0411417500
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
4. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.

Remarks:

Comments:

1. CORR1 2/12/1997 COPIED FROM REMARKS

Comment: THIS LICENCE NO LONGER IS USED FOR IRRIGATION, DOMESTIC AND 1/2 ACRE OR LESS FOR IRRIGATION.

Water Supply Bank:

State of Idaho License and Certificate of Water Right

Water License No. 18577

Amount 0.32 second foot

Water District No.

Priority January 4, 1938

THIS IS TO CERTIFY that **ERSHAL L. HARRIS** of Eagle, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated January 4, 1938; that Permit No. 18577 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 0.48 second feet, was issued thereunder on August 2, 1938, showing that said works were completed on the 5th day of July, 1938; and that on the 13th day of January, 1939,

ERSHAL W. HARRIS

of Eagle, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of subterranean waters, a tributary of, for the purpose of irrigation and domestic use, under Use Permit No. 18577 of the Commissioner of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 7 of Licenses, at page 397Q, on the 12th day of January, 1940;

The right hereby confirmed dates from January 4, 1938;

The Point of Diversion is located in the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 11, Tp. 4 N., R. 1 W., B. M. Ada County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 0.32 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
4 N.	1 W	11	NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	-
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
			Number of Acres Irrigated - - -	- - -	40

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 12th day of January, 1940

JAMES SPONFORD

Commissioner of Reclamation

(SEAL)

Ershel L. Harris
R. # 1
Eagle, Idaho

No 18577

63-2543

APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Application No. 25905
Permit No. 18577
District No.

1. Name of Applicant: Ershel L. Harris

Postoffice address Eagle

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 0.48 cubic feet per second.

3. Source of water supply: Subterranean water which is a tributary of

4. Location of point of diversion: feet distant from the
corner of Section , T. , R. , B. M., and is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$
of Section 11 , T. 4 N. , R. 1 W. , B. M., County of Ada.

5. Water is to be used for: Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section

T. , R. , B. M., in the of Section , T. , R. , B. M.

(b) Amount of power generated: H. P., under feet head.

(c) Water is to be returned to at a point feet

distant from the corner of Section , T. , R. , B. M., in the
of Section , T. , R. , B. M.

7. Estimated cost of works: \$ 350.00

8. Kind of works: 4 in. Well

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom $1\frac{1}{2}$ feet; width at water line 2 feet; depth of water 2
feet; dimensions of flume:

Diameter of pipe 4 inches; length of conduit $\frac{3}{4}$ miles.

Average grade per mile 10 feet.

12. The time required for the completion of such work is 6 mo. ~~years~~.

13. The time required for the complete application of the water to the proposed use is 6 mo. additional ~~years~~

14. The land to be irrigated is described in the following tabulation: See remarks.

15. (a) Is reservoir to be used? No. If so, fill in (b) and (c) below.
 (b) Name of Reservoir and number of Storage Permit:
 (c) Date of filing of Application for Storage Permit and Name of Applicant:

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.

ERSMEL L. HARRIS

Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 12:00 M., Jan. 4, 1938.

Returned to applicant for correction:

Corrected application received:

APPROVAL OF COMMISSIONER OF RECLAMATION

The number of this permit is 18577

Recorded in Book 67 Page 18577 Approved Jan. 13, 1938

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ _____ to be filed on or before _____

Work to begin on or before March 14, 1938 and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which permit holder has no control.

One-fifth of the work above specified to be completed on or before April 13, 1938

The whole of said work to be completed on or before July 13, 1938

Beneficial use of water appropriated in accordance herewith, to be made on or before January 13, 1939.

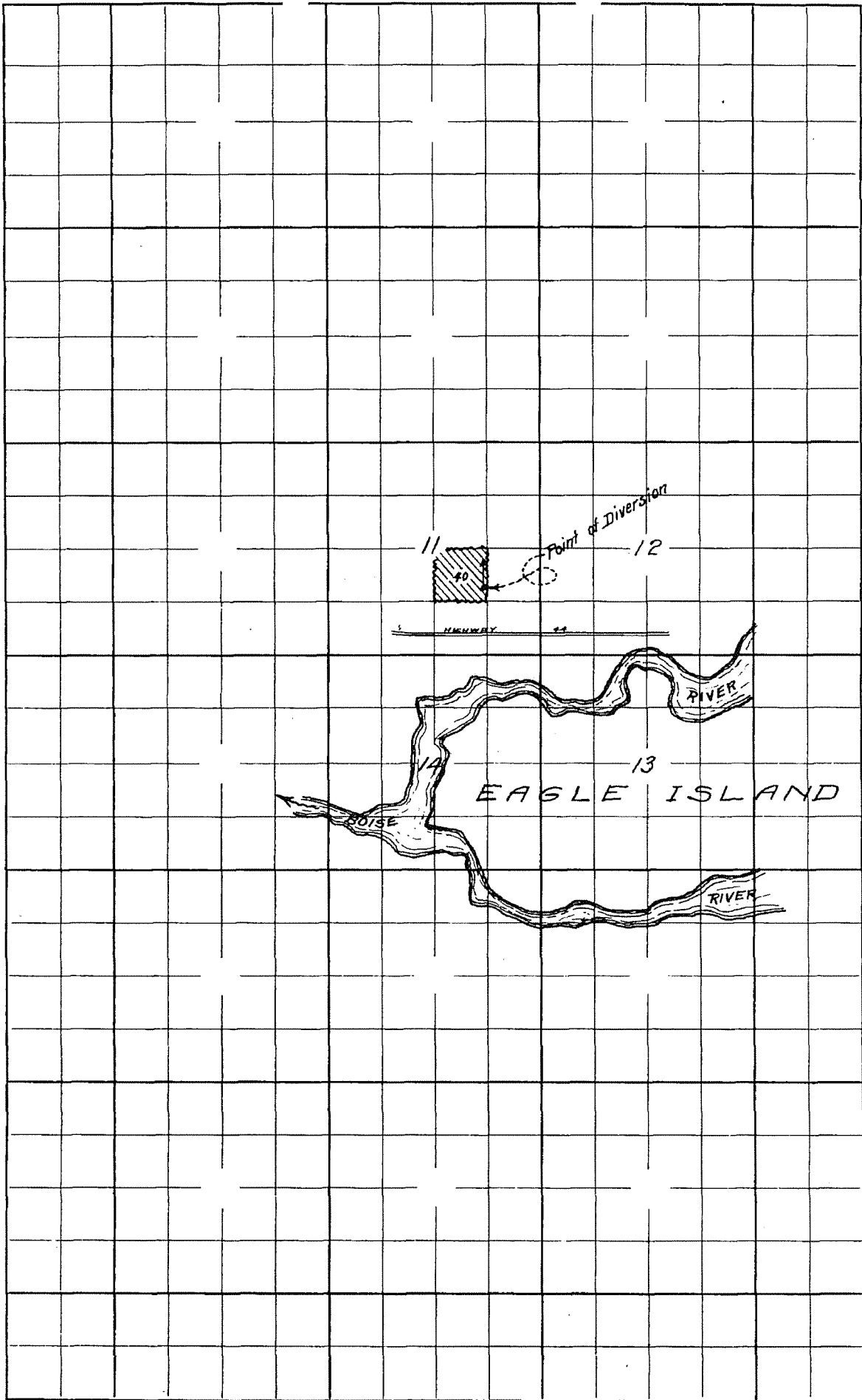
Witness my hand this 13th day of January, 1938.

R. W. FARIS
Commissioner of Reclamation.

Remarks:

14.

[illegible]



SCALE: 2 INCHES EQUALS 1 MILE. DRAW MAP IN INK.

18577

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 18577

REPORT ON PROOF OF Beneficial Use

*B.G. Proof 0.32 S.F.
fee \$2 for one 40A. Sctd.*

CHKD
H.D.
1-8-40

Idaho
L. 1911
ute
P t No
3577

Ex ation Ben rial D

Con

RUC

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. 18577

This proof is for Beneficial Use In Water District No. _____

1. Name of applicant E. L. HARRIS
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 11
T. 4 N. R. 1 W. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: A drilled artesian well 250 ft. deep, cased 4" diameter
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if for other than irrigation): NW $\frac{1}{4}$ SE $\frac{1}{4}$ Section 11, 4 N., R. 1 W., B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? none

Remarks: This flows about 16 inches

This examination was made on the 10th day of April, 1939

(Signed)

Frank Palmer
18577
Examiner.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT No. 18577

Proof of Application of Water to Beneficial Use

Deposition of Holder

✓ Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. Ed L. Harris, 36 years of age, Eagle, Idaho Route 1; farmer

✓ Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

✓ Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. 18577; Jan. 13, 1938 date of priority Jan. 4, 1938.

✓ Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. Subterranean; Jan 4 1938 point of diversion at Artesian well

NW 1/4 SE 1/4 Sec. 11, T4N, R1W, B.M.

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use.

Ans. Private Ditch

0.48 cubic feet per second (0.48 second feet)

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivate or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. ✓ Irrigation NW 1/4 SE 1/4 Sec. 11, T 4 N. R. 1 W.B.M. Ada County

Ques. 7. If for other than for irrigation purposes, state how applied, amount of horse power generated, etc.

Ans. None

ap. R.H. 18577

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans.

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. During summer 1938; 0.48 sec ft; for irrigation

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and right claimed thereunder.

Ans. 4 Shares Middleton Water Company stock (48 inches) used
each year during the irrigation season

(Sign) E. L. Harris

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Boise, County of Ada
State of Idaho, on this 13th day of January A. D. 19 39

Gay P. Neary
Notary Public for Idaho

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18577

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. ☒ Ernest W. Goettling, Farmer, Eagle, RFD #1, Idaho.

Age 43.

Ques. 2. Are you acquainted with E. L. Harris, the holder of Permit No. 18577? How long have you known him and where does he reside?

Ans. ☒ Known him for 20 years, and he resides about 2 1/2 Miles West of Eagle, Idaho, on his farm.

Ques. 3. Have you read or heard read said Permit No. 18577, and are you familiar with its provisions and conditions?

Ans. ☒ yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Artesian. Point of diversion is at the artesian well and is carried thru a private ditch. NW 1/4 SE 1/4 Sec. 11, T4N, R1W, B4E.

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. ☒ 0.48 Second feet, and I have seen same amount conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. ☒ NW 1/4 of SE 1/4, Section 11, Twp 4 N, R 1 W, Ada County, Idaho.

Carried thru a private ditch to cultivated and meadow land.

18577

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. Heavy loam soil, supplemental to other irrigation water on his farm.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. During the irrigation season of 1938 was used as supplemental irrigation water on his farm. The total amount of water used was 0.48 second feet.

(Signed)

Ernest W. Lottling

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Boise, County of Ada, State of Idaho, on this day of 13th of January, A. D. 19 39.

Gay P. Nease
Notary Public.

My commission expires May 8, 1941

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

PERMIT NO. 18577

Proof of Application of Water to Beneficial Use

Deposition of Witness

The deposition of two witnesses, on this form, taken separately, required in each case.

Ques. 1. State your name, age, residence, occupation and postoffice address.

Ans. John Heffner, Eagle, #1, Idaho, Farmer, age 64.

Ques. 2. Are you acquainted with E. L. Harris, the holder of Permit No. 18577? How long have you known him and where does he reside?

Ans. More than 20 years. Resides on his farm about 2 1/2 Miles West of Eagle, Idaho.

Ques. 3. Have you read or heard read said Permit No. 18577, and are you familiar with its provisions and conditions?

Ans. Yes.

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. Artesian, Point of diversion is at the Artesian well and is carried thru a private ditch. NW 1/4 Sec 11, T 4 N, R 1 W, BM

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. 0.48 second feet, and I have seen same amount conveyed.

Ques. 6. State for what purpose water is used and at what place. (If for irrigation, give each sub-division in which water has been used and number of acres irrigated in each subdivision.) State whether cultivated or natural meadow land and the nature of all improvement which have been made as a direct result of said use.

Ans. NW 1/4 of SE 1/4, Section 11, Twp 4 N R 1 W, Ada County, Idaho.
Carried thru a private ditch to cultivated and meadow land.

18577

Ques. 7. If for power or other purposes than irrigation, state how water has been applied and to what extent

Ans. _____

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation.

Ans. _____ Heavy loam soil, supplimental to other irrigation water.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. _____ No

Ques. 10. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. _____ During the irrigation season of 1938 was used as supplimental irrigation water on his farm. The total amount of water used was 0.48 second feet.

(Signed) _____

John Steffner

I hereby certify that the foregoing testimony was read to the above subbscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in _____ Boise, _____, County of _____ Ada _____, State of Idaho, on this day of _____ 13th of January _____, A. D. 1939.

Gay P. Neaux
Notary Public.

My commission expires _____ May 8, 1941 _____

overlap review -

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2813C V1

WATER RIGHT NUMBER: 63-2813C V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LAWRENCE L COPE
	EAGLE, ID
Original Owner	HERBERT H BAYER
	EAGLE, ID
Original Owner	E L HARRIS RT 1 EAGLE, ID 83616
Current Owner	DEAN L QUENZER 3680 N BLACK CAT RD MERIDIAN, ID 83642-5330 (208)888-5990
Current Owner	EAGLEFIELD LLC 6951 N DUNCAN LN BOISE, ID 83714 (208)939-4310
Current Owner	MARVIN E QUENZER 3680 N BLACKCAT RD MERIDIAN, ID 83642 (208)888-5990
Current Owner	RON L QUENZER 3680 N BLACKCAT MERIDIAN, ID 83642 (208)888-5990

Priority Date: 05/23/1950

Basis: License

Status: Active

CFS FACTOR = 0.002625483

Source

GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.340 CFS	175.30 AF
	<u>Total Diversion:</u>	0.340 CFS	175.30 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4SE1/4

Sec. 11, Twp 04N, Rge 01W, B.M.

ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec		NE		NW		SW		SE							
	NE		NW		SW		SE		NE		NW		SW		SE		Totals

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2813C V1

04N 01W 11		40.0		40.0		11.5 38.0		129.5
Total Acres: 129.5								

Conditions of Approval:

1. Quenzers are current owners of 37.5 acre portion of the claimed place of use. Eaglefield, LLC has an agreement with Quenzers to purchase this portion of the property. Eaglefield, LLC owns the remainder of the property. This claim is filed jointly between the parties.
2. E55 Right Nos. 63-2813C and 63-32356 are limited to the irrigation of a combined total of 129.5 acres in a single irrigation season.
3. E53 Right Nos. 63-2813C and 63-32356 are limited to a total combined annual diversion volume of 175.3 AF.
4. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

Water Supply Bank:

overlap review -

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8303

WATER RIGHT NUMBER: 63-8303

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DEAN L QUENZER 3680 N BLACK CAT RD MERIDIAN, ID 83642-5330 (208)888-5990
Original Owner	ANNA HARRIS RT 1 STAR, ID 83609
Current Owner	MARVIN E QUENZER 3680 N BLACKCAT RD MERIDIAN, ID 83642 (208)888-5990
Current Owner	RON L QUENZER 3680 N BLACKCAT MERIDIAN, ID 83642 (208)888-5990
Original Owner	CARYL LE ROY HARRIS RT 1 STAR, ID 83609

Priority Date: 04/19/1976

Basis: Decreed

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.040 CFS	1.20 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4	Sec. 11, Twp 04N, Rge 01W, B.M.
ADA County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	01W	11			X														

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8303

1. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
2. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.
3. PARCEL NO. S 0411131200
4. C18 THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE ENTRY OF A FINAL UNIFIED DECREE. SECTION 42-1412(6), IDAHO CODE.

Remarks:

Comments:

1. CORR2 2/14/1997 COPIED FROM REMARKS

Comment: THIS LICENCE NO LONGER USES IRRIGATION, ONLY DOMESTIC, AND FOR 1/2 ACRE OR LESS.

Water Supply Bank:



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2006 Property Details for Parcel R6045750005

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[Characteristics](#)

Parcel: R6045750005

Year: 2006

Zone Code: RR

Total Acres: 20

Tax Code Area: 339

Property Description:

LOTS 1/2

NEWELLS ACREAGE

Ada County Assessor



[View Interactive Map of this Parcel](#)

Address: 5192 W STATE ST EAGLE , ID 83616

Subdivision: NEWELL'S ACREAGE

Land Group Type: SUB

Township/Range/Section: 4N1W11

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#63-2543
Dom.



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Land Characteristics

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Residential Acres: 2.0
Commercial Acres: 0.0
Other Acres Acres: 0.0
Street: None
Utility: None
Water Source:
Sewer: None
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence: Creek or Canal
Water Frontage Feet: 0
Corner: N

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Residential Characteristics

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Year Built:	1930
Year Remodel:	0
Construction Class:	3
Number of Bedrooms:	2
Number of Bathrooms:	1.0
Number of FirePlaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	276
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	1922
Main Floor Sq Ft:	1922
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0
Year Built:	1941
Year Remodel:	1969
Construction Class:	4
Number of Bedrooms:	3
Number of Bathrooms:	2.0
Number of FirePlaces:	0
Air Conditioning:	Y
Car Storage Sq Ft #1:	576
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	100

Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	2274
Main Floor Sq Ft:	1424
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	680
Unfinished Lower Floor Sq Ft:	170
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0
Year Built:	0
Year Remodel:	0
Construction Class:	3
Number of Bedrooms:	0
Number of Bathrooms:	2.0
Number of FirePlaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	0
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	0
Main Floor Sq Ft:	0
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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Parcel: S0411131200

Year: 2006

Zone Code: RR

Total Acres: 40.06

Tax Code Area: 339

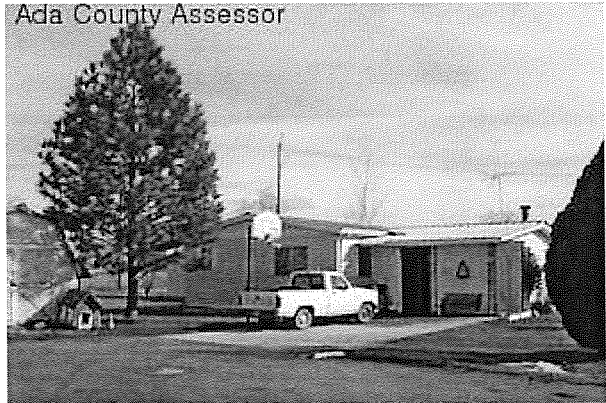
Property Description:

SW4NE4

SEC 11 4N 1W

#130000-R

Ada County Assessor



[View Interactive Map of this Parcel](#)

Address: 5200 W STATE ST EAGLE , ID 83616

Subdivision: 4N 1W 11

Land Group Type: SECT

Township/Range/Section: 4N1W11

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#63-8303
Don



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Land Characteristics

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Residential Acres: 1.0
Commercial Acres: 0.0
Other Acres Acres: 0.0
Street: None
Utility: None
Water Source:
Sewer: None
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence: Creek or Canal
Water Frontage Feet: 0
Corner: N

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Residential Characteristics

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Year Built:	0
Year Remodel:	0
Construction Class:	3
Number of Bedrooms:	0
Number of Bathrooms:	0.0
Number of FirePlaces:	0
Air Conditioning:	N
Car Storage Sq Ft #1:	0
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	0
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	0
Main Floor Sq Ft:	0
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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2006 Property Details for Parcel R6045752500

2006 ▼

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Parcel: R6045752500
Year: 2006
Zone Code: RR
Total Acres: 19.5
Tax Code Area: 339
Property Description:
LOTS 7/8
NEWELLS ACREAGE

**No Image
Available**

[View Interactive Map of this Parcel](#)

Address: W STATE ST EAGLE , ID 83616
Subdivision: NEWELL'S ACREAGE
Land Group Type: SUB
Township/Range/Section: 4N1W11

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Receipt Details for ID W034093

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/25/2006 12:35:17 PM	4/25/2006 2:24:12 PM	WESTERN	\$269.50	Check
Payer	SPF WATER ENGINEERING LLC			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
2069			
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Filing Fee
63-2543, 63-2813C

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$269.50	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
--------------	-----------------	--------------	--------	------

[Print Report](#)



SPF Water Engineering, LLC
water resource consultants

June 27, 2006

RECEIVED

JUN 28 2006

WATER RESOURCES
WESTERN REGION

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

Attention: Jan Shurte

Subject: Eaglefield, LLC SRBA Claim

Dear Jan,

As we discussed earlier, enclosed on behalf of Eaglefield, LLC is an SRBA claim to 0.32 cfs for supplemental irrigation of 40 acres near Eagle, Idaho. The prior owner claimed only the domestic portion of license 63-2543 and neglected the irrigation portion; this claim was subsequently decreed as 63-2543. The enclosed claim is for the remaining portion of 63-2543 that was unclaimed by the prior owner. The claim is presented as a beneficial use right referencing the license as proof of priority and development. We request that you replace Eaglefield's previous claim to a "portion of 63-2543" with the enclosed claim. Please contact me with any questions or requests for additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Eaglefield, LLC

File: 421.0010

Shurte, Jan

From: Scott King [SKing@spfwater.com]
Sent: Thursday, May 11, 2006 9:40 AM
To: Shurte, Jan
Subject: Eaglefield claim

Hi Jan,

Regarding the 63-2543 right where irrigation wasn't claimed by the earlier owner, my notes indicate Vicky Music found the reference to property foreclosure. Perhaps she remembers something.

Scott

Scott N. King, P.E.
SPF Water Engineering, LLC
600 East River Park Lane, Suite 105
Boise, Idaho 83706
phone: 208-383-4140 x209
fax: 208-383-4156
email: sking@spfwater.com
web page: www.spfwater.com

5/15/2006

Shurte, Jan

From: Harris, Lori
Sent: Thursday, April 27, 2006 2:19 PM
To: 'Scott King'
Cc: Shurte, Jan
Subject: RE: Eaglefield Claim 63-2543

Scott,

I will go ahead and forward this information to Jan, since she will be reviewing the other claim and I had already discussed the situation with her.

We have nothing in microfilm suggesting foreclosure and it was filed by the Quenzer's stating "this license is no longer used for irrigation, domestic and 1/2 acre or less for irrigation". I believe you would have to make a motion to rescind the decree, etc.

Lori

-----Original Message-----

From: Scott King [mailto:SKing@spfwater.com]
Sent: Thursday, April 27, 2006 1:53 PM
To: Harris, Lori
Subject: RE: Eaglefield Claim 63-2543

Lori,

My understanding is that this is a supplemental water right. The diversion facilities have remained in place, but at the time of the original claim, the claimant did not need supplemental water. I believe the file also indicates that the earlier property owner was under foreclosure, and may have not been farming at that time. However, the current claimant wants the ability to use the licensed supplemental water if needed in the future.

Scott

From: Harris, Lori [mailto:Lori.Harris@idwr.idaho.gov]
Sent: Thursday, April 27, 2006 8:57 AM
To: Scott King
Subject: Eaglefield Claim 63-2543

Scott,

I was just reviewing the claims you submitted and was preparing to data enter them, when I found that 63-2543 was claimed by the Quenzers previously, but as a domestic right and was decreed in 1999. I did note a comment they had made that this right was no longer used for irrigation. The claim file is in storage, but could probably find a copy of original claim on microfilm if needed.

Lori

4/27/2006



SPF Water Engineering, LLC
water resource consultants

April 24, 2006

Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RECEIVED
APR 25 2006
WATER RESOURCES
WESTERN REGION

Attention: Jan Shurte

PROCESSED

Subject: Claims for 63-2813C and 63-2543

Dear Jan,

Enclosed on behalf of our client, Eaglefield LLC, are claims to water right licenses 63-2543 and 63-2813C. Eaglefield LLC is sole owner of land listed in 63-2543.

Eaglefield LLC, Dean Quenzer, Ron Quenzer, and Marvin Quenzer own the land listed in license 63-2813C, and this claim is filed jointly between these parties.

A preliminary plat for Eaglefield Estates Subdivision is included with these claims. The Quenzer / Eaglefield property boundaries are highlighted. I anticipate that claims to license 63-2813B will be filed by Reeser and Elcox, and these respective properties are identified on the preliminary plat map.

Enclosed is a check for \$269.50. This fee is based on \$179.50 for 63-2813C (\$50 flat fee plus \$129.50 at \$1 per acre) and \$90 for 63-2543 (\$50 flat fee plus \$40 at \$1 per acre).

Please contact me with any questions or requests for additional information.

Sincerely,

Scott N. King, P.E.
Senior Project Engineer

cc: Peter Harris / Eaglefield LLC

File: 421.0010

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: 63-2543

Date Received:

Receipt No:

Received By:

RECEIVED

APR 25 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

Eaglefield, LLC

Phone: (208) 939-4310

6951 N Duncan Ln
Boise, ID 83714

2. Date of Priority: January 4, 1938

3. Source: Ground Water

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
4N	1W	11	NW SE	Ada

5. Description of diverting works:

250' deep artesian well flows into a ditch and is used for gravity f

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.
Irrigation	3/1	11/15	0.24

7. Total Quantity Appropriated is:

0.32 cfs

8. Total consumptive use:

9. Non-irrigation uses:

Disallow
Pres. rec.
& decreed
under
63-2543.
Rescind or
partial dec.
If he has
evidence
of acc.
transfer
file B/U
claim

10. Place of use:

TWP	RNG	SEC	NE ¼				NW ¼				SW ¼				SE ¼				totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	1W	11			8											32			40

Total number of acres irrigated 40

11. Place of use in counties: Ada

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

13. Other Water Rights Used:

63-2813C and Middleton Irrigation Association

14. Remarks:

A prior property owner, Ershal L. Harris, filed a claim to the domestic portion of this water right. However, Mr. Harris did not claim the irrigation portion, evidently because his property was in foreclosure and he was able to retain ownership of the home only. As we have only recently acquired this property, we do not have a clear understanding of past use. It does appear that diversion of water from this well has continued to occur for use of irrigation in the NWSE and SWNE quarter-quarters. An accomplished change in place of use is claimed due to construction of the home and shop and subsequent drying of land in the SE portion of NWSE and apparent use of the water in the SWNE, Section 11.

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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am PETER HARRIS of
Title
Eagle Field LLC, that I have signed the foregoing
Organization
document in the space below as Peter Harris of
Title
Eagle Field LLC and that the statements contained in the
Organization
foregoing document are true and correct.

P. Harris
Signature of Authorized Agent

Managing member Eagle Field LLC
Title and Organization

4/20/06
Date

State of Idaho)
County of Ada) SS.

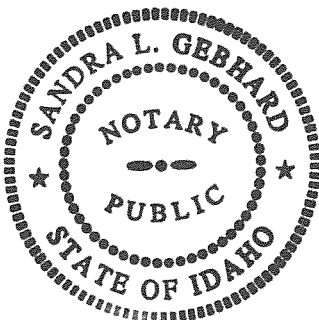
Subscribed and sworn (or affirmed) before me this
of April, 20 2006

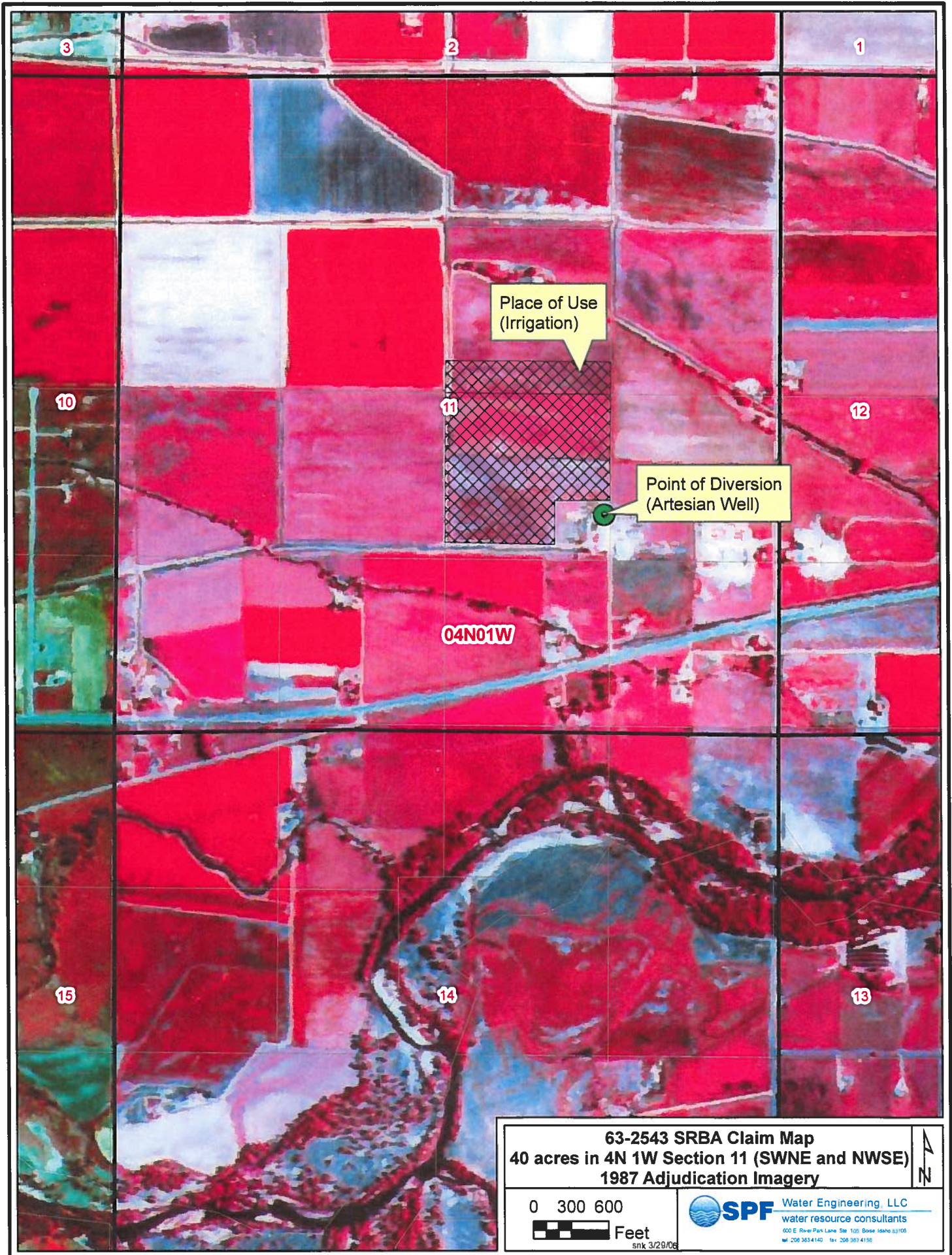
Sandra L. Gebhard

Notary Public

Residing at Boise, ID

My commission Expires 7/21/10





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

N RE THE GENERAL ADJUDICATION
F RIGHTS TO THE USE OF WATER FROM
HE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-02543
Date Received: 7/07/1989
Receipt No: W003499
Received By: Feb

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

- 1. Name: DEAN L. QUENZER 208-888-2442
Address: 3680 N. BLACKCAT
MERIDIAN, ID 83642
OR
Name: RON L. QUENZER 208-888-2442
Address: 3680 N. BLACKCAT
MERIDIAN, ID 83642
OR
Name: MARV. E. QUENZER 208-888-2442
Address: 3680 N. BLACKCAT
MERIDIAN, ID 83642

2. Date of Priority: JAN 04, 1938

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	11	NW	SE			ADA

5. Description of diverting works:
ATESIAN, 4" CASING, SUR. PUMP, PIPED TO HOME, & OUT BLDGS.

5. Water is used for the following purposes:

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

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

3. Total consumptive use is Acre feet Per Annum.

9. Non-irrigation uses:
DOMESTIC 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	01W	11	NW SE		DOMEST	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:
MIDDLETON IRRIGATION DIST.

14. Remarks:
THIS LICENCE NO LONGER IS USED FOR IRRIGATION, DOMESTIC AND
1/2 ACRE OR LESS FOR IRRIGATION.

15. Basis of Claim: LICENSE
Water Right Number: 18577

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 Basin Adjudication." (b.) I/We do _____ do not ☒ wish to receive 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): Maur Quinzer Date: 7/7/89

Date: _____

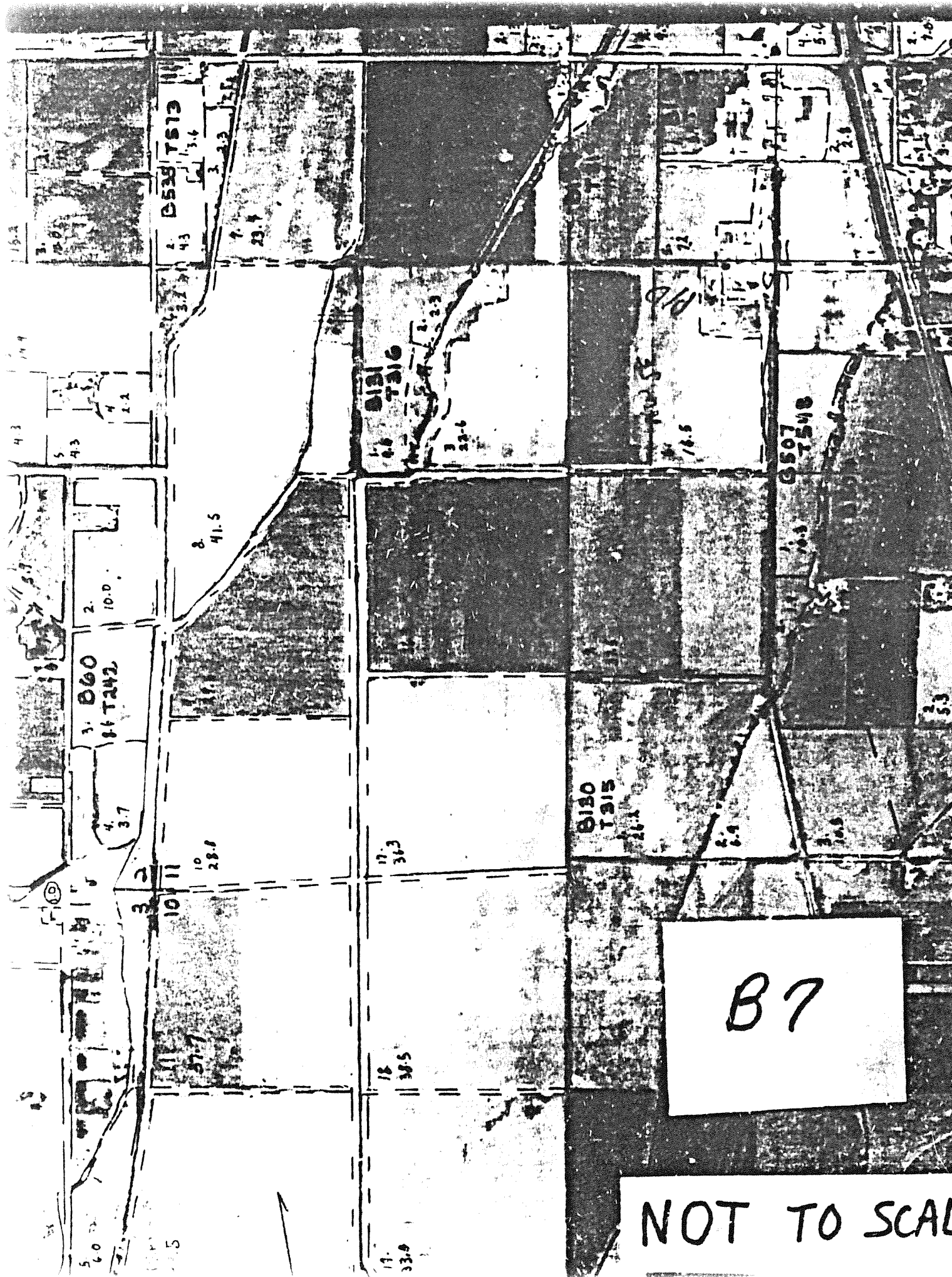
State of Idaho)
County of ADA-) ss.

Subscribed and sworn (or affirmed) before me this 7th day
of July 19 89

Ron Howerton
Notary Public

Seal

Residing at Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1991



B7

NOT TO SCALE