

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 63-32468
Date Received: 4/21/1995
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PATRICK A TAKASUGI Phone: (208) 337-3077
17777 ALLENDALE RD
WILDER ID USA 83676-5893

SUZANNE M TAKASUGI Phone: (208) 337-3077
17777 ALLENDALE RD
WILDER ID USA 83676

2. Date of Priority: 02/22/1957

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	05W	1	SE NE	CANYON	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.41	

7. Total Quantity Appropriated is:
1.41 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	
03N	05W	1	NE	NE	1	IRRIGATION	40
			SE	NE		IRRIGATION	30.5
						Section Acres	70.5
						Total Acres	70.5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND INTAKE.

This right is a split from former right 63-3101 .

Notice of change in ownership processed 9/19/06 which split claim 63-3101 into 63-32468 and 63-32469. kw

15. Basis of Claim: License

16. Signature(s)

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

WA

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

RECEIVED

MAY 23 2006

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

DEPARTMENT OF
WATER RESOURCES

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
39576	A63-05185				
39576	A63-03161				

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

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

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

3. Name and Address of Former
Owner/Claimant(s)

Philip E. Batt
P.O. Box 428, Wilder, Idaho 83676

4. New Owner/Claimant(s)

Patrick A. & Suzanne M. Takasugi

Name Connector (Check one): ☐ and, ☐ or, ☒ and/or

New Mailing Address

17777 Allendale Road

City, State and ZIP Code

Wilder, Idaho 83676

New Telephone Number

208 337-3077

5. Date you acquired the property

March 11, 1999

WARRANTY DEED

For Value Received, PHILIP E. BATT and JACQUE BATT, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto PATRICK A. TAKASUGI and SUZANNE M. TAKASUGI, husband and wife, the Grantees, of 24405 Red Top Road, Wilder, Idaho, 83676, the following described premises, situated in Canyon County, State of Idaho, to-wit:

SEE ATTACHED EXHIBIT A

Together with all water, water rights, ditches and rights of way for ditches thereunto belonging or in anywise appertaining.

Together with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And that Grantors, do hereby covenant to and with Grantees that the Grantors are the owners in fee simple of said premises; that said premises are free from all incumbrances and that Grantors will warrant and defend the same from all lawful claims whatsoever.

DATED: 3/12/99, 1999.


PHILIP E. BATT

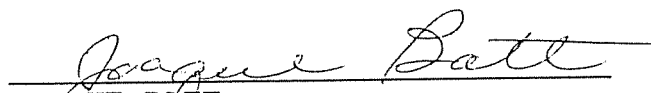

JACQUE BATT

Exhibit "A"

Lot 1 and the Southeast Quarter of the Northeast Quarter of Section 1,
Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

EXCEPTING THEREFROM

A portion of the Southeast Quarter of the Northeast Quarter of Section
1, Township 3 North, Range 5 West, Boise Meridian, Canyon County, Idaho,
more particularly described as follows:

BEGINNING at the Southeast corner of said Southeast Quarter of the
Northeast Quarter; thence

South 89° 42' 54" West along the South boundary of said Southeast
Quarter of the Northeast Quarter a distance of 1,330.59 feet to the
Southwest corner of said Southeast Quarter of the Northeast Quarter;
thence

North 0° 51' 45" East along the West boundary of said Southeast
Quarter of the Northeast Quarter a distance of 407.04 feet; thence

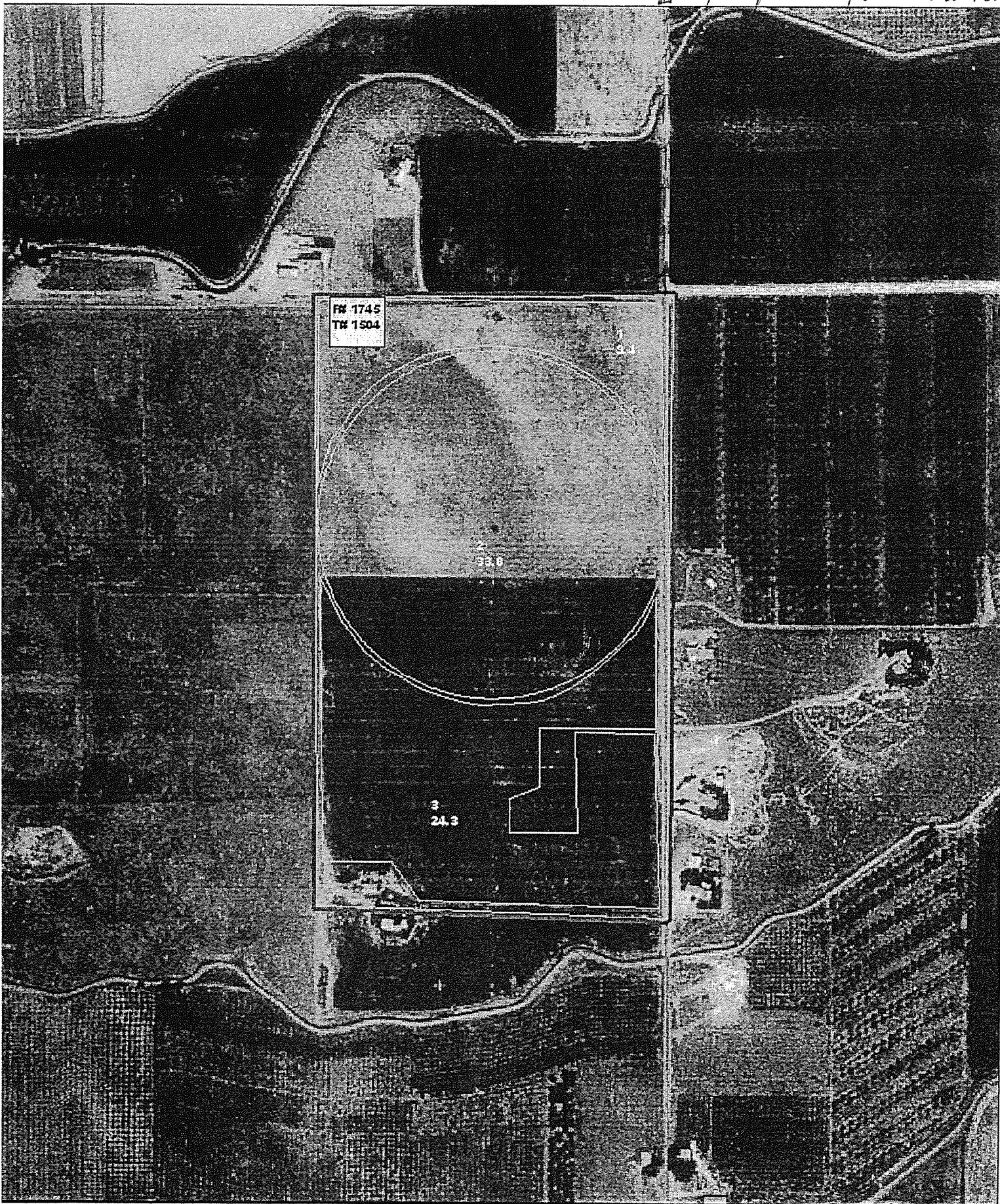
North 89° 42' 54" East parallel with said South boundary a distance
of 651.62 feet; thence

South 0° 45' 05" West parallel with the East boundary of said
Southeast Quarter of the Northeast Quarter a distance of 147.58 feet;
thence

North 89° 42' 54" East parallel with the South boundary a distance
of 678.18 feet to a point on said East boundary; thence

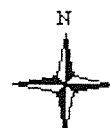
South 0° 45' 05" West along said East boundary a distance of 259.45
feet to the POINT OF BEGINNING.

← pumps out of drain ditch



Map of T1504
Wynhee Co FSA (208) 896-4384

0.05 0 0.05 0.1 0.15 0.2 Miles



Map Printed: Oct 29, 2004

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 63-32468
Date Received: 4/21/1995
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

PHILIP E BATT Phone: (208)482-7380

PO BOX 428
WILDER ID USA 83676

2. Date of Priority: 02/22/1957

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	05W	1	SE NE	CANYON	

5. Description of diverting works:

WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.41	

7. Total Quantity Appropriated is:
1.41 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	
03N	05W	1	NE	NE	1	IRRIGATION	40
			SE	NE		IRRIGATION	30.5
						Section Acres	70.5
						Total Acres	70.5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND INTAKE.

This right is a split from former right 63-3101 .

Notice of change in ownership processed 9/19/06 which split claim 63-3101 into 63-32468 and 63-32469. kw

15. Basis of Claim: License

16. Signature(s)

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

WF

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

RECEIVED**JUN 07 2006**

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

**DEPARTMENT OF
WATER RESOURCES**

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

Water Right No(s)	Adjudication Claim No(s)	Split	Water Right No(s)	Adjudication Claim No(s)	Split
<u>A63-03101</u>	_____	_____	_____	_____	_____
<u>A63-05185</u>	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____
_____	_____	_____	_____	_____	_____

RECEIVED

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

JUN 22, 2006

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

**DEPARTMENT OF
WATER RESOURCES**

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

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

OR

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

3. Name and Address of Former
Owner/Claimant(s)

Philip E Batt
P.O. Box

4. New Owner/Claimant(s)

Wilder ID 83676
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

Richard Lyon Family Trust

City, State and ZIP Code

17545 Allendale Rd
Wilder ID 83676

New Telephone Number

(208) 337-4525

5. Date you acquired the property

May 6, 1998

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SEP 11 1995

WESTERN REGION

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: A63-03101
Date Received: 4/21/1995
Receipt No: C032522
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PHILIP E BATT
Address: PO BOX 428
WILDER ID

208-482-7380

83676

2. Date of Priority: FEB 22, 1957

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is 280.0 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
03N	05W	1	NE	NE	1	IRR	40.0
			SE	NE		IRR	40.0
			SE	NE		DOMEST	

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

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:

14. Remarks:

EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND INTAKE.

15. Basis of Claim: LICENSE

Water Right Number: 26777

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: A63-03101
Date Received: 4/21/1995
Receipt No: C032522
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: PHILLIP E BATT
Address: PO BOX 428
WILDER ID

208-482-7380

83676

2. Date of Priority: FEB 22, 1957

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.600		
DOMESTIC	01/01	12/31	0.040		

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

A.F.A.

8. Total consumptive use is 280.0 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
03N	05W	1	NE	NE	1	IRR	40.0
			SE	NE		IRR	40.0
			SE	NE		DOMEST	

MICROFILMED
OCT 02 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	80.0
					Total Acres	80.0

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:

14. Remarks:

EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND
INTAKE.

15. Basis of Claim: LICENSE

Water Right Number: 26777

ORIGINAL

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 A63-03101Date Received 4-21-95 RMEReceipt Number 0032522

RECEIVED

APR 21 1995

Department of Water Resources

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

APR 21 1995

RECEIVED

JUL 20 1995

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) PHILIP E. BATT Phone (208) 482-7380
Mailing Address P. O. BOX 428, Wilder, ID Zip 83676
2. Date of Priority (Only one (1) per claim) FEBRUARY 22, 1957
3. Source of water supply (a) GROUNDWATER
which is tributary to (b) _____
4. a. Location of existing point of diversion is: Township 3N Range 5W Section 1,
_____ 1/4 of SE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of CANYON
Additional points of diversion if any: N/A
- 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 and pump

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OCT 02 1996

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

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JUL 20 1995

Department of Water Resources

For IRRIGATION purposes from 3-15 to 11-15 amount 1.6
For DOMESTIC purposes from 1-01 to 12-31 amount 0.04 or
For purposes from to amount or
For purposes from to amount or

7. Total quantity claimed (a) 1.64 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is 280 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) DOMESTIC: 1 HOUSEHOLD

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	
3N	5W	1				40D													40
3N	5W	1	Lot																40

Total number of acres irrigated 80

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 X 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 (X)

14. Remarks: EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND INTAKE.

Last Name BATT Ident No.

COPIES: White State, Yellow Claimant
OCT 02 1996

Scale: 2 inches equals 1 mile

JUL 20 1995

R 5 W

A 20x20 grid map with handwritten annotations. The top row contains the text "T 3 N" and "1/4 sec. NE 1/4 sec. SE". The second row contains "Place of Use" and "Point of Diversion". A diagonal line runs from the top right to the bottom left, passing through the center of the grid.

MICROFILM

OCT 02 1996

Last Name BATT

Ident No.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number G-26777
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 X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s)

Philip E. Batt
Philip E. Batt

Date APR 17 1995 I V E D

Date JUL 20 1995

Department of _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____

Date _____

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

Subscribed and sworn (or affirmed) before me this 17th day of April 19 95

SEAL.

Notary Public Leslie Corbett

Residing at Wilder, Idaho

My Commission Expires 5/20/97

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, RICHARD B. EISMANN 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 Richard B. Eismann

Richard B. Eismann

Address 3016 CALDWELL BOULEVARD, NAMPA, ID 83651-6416

Date APR 20 1995

Last Name BATT Ident. Number _____

MICROFILMED
OCT 02 1996
Copies White-State, Yellow-Claimant

DISTRICT COURT - SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
SEP 25 2009	
By _____	Clerk
Deputy Clerk	

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

In Re SRBA	)	SPECIAL MASTER'S REPORT
	)	
Case No. 39576	)	FINDINGS OF FACT AND
	)	CONCLUSIONS OF LAW
	)	
	)	FOR WATER RIGHTS 63-32463 and 63-32468

I. FINDINGS OF FACT

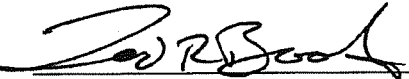
Notices of claim were filed for the above-captioned water rights pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of these water rights.

On June 18, 2007, the Wilder Irrigation District, through its attorney Albert P. Barker, filed an objection to the *Director's Report* for water right 63-32463 asserting that the source should be described as wastewater. No objections were filed to water right claim 63-32468, but the claim was identified by IDWR as an uncontested matter that may be affected by the outcome of contested right 63-32463. On April 15, 2009, the parties filed a *Standard Form 5 – Stipulated Elements of a Water Right* which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water rights 63-32463 and 63-32468 be **decreed** with the elements as set forth in the attached *Recommendations for Partial Decrees Pursuant to I.R.C.P. 54(b)*.

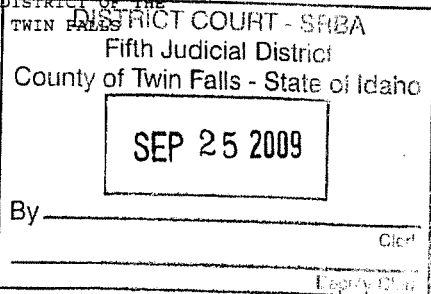
Dated Sept. 25, 2009


 Theodore R. Booth
 Special Master
 Snake River Basin Adjudication

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

In Re SRBA)
)
Case No. 39576)
_____)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 63-32463



NAME AND ADDRESS: PATRICK A TAKASUGI
SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER, ID 83676-5893

SOURCE: DREW DRAIN TRIBUTARY: BOISE RIVER

The source of this water right is waste water. The wasting of
water may be discontinued at any time.

QUANTITY: 1.38 CFS

Rights 63-32468 and 63-32463 when combined shall not exceed the
irrigation of 69 acres.

PRIORITY DATE: 07/01/1960

POINT OF DIVERSION: T04N R05W S36 SENE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	1.38 CFS

PLACE OF USE:	Irrigation	Within Canyon County
	T03N R05W S01 LOT 1 (NENE) 39.0	SENE 30.0
	69.0 Acres Total	

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

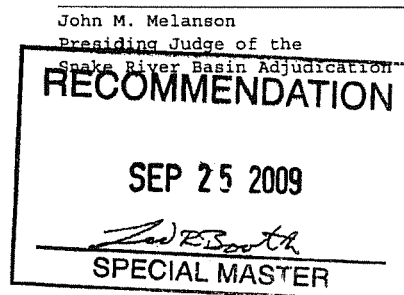
An easement or right of way agreement providing for access to the
drain by its owner and those responsible for maintaining it -
and/or for access to the drain by the appropriator to divert
water pursuant to this right - must be executed among the
appropriator, the owner of the drain, and, if appropriate, those
responsible for maintaining the drain. Failure to execute such
an agreement will constitute grounds for legal action to prevent
water from being diverted under this 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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

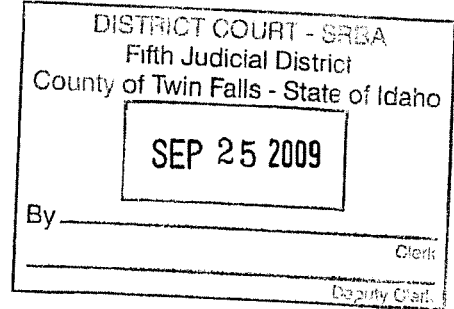
SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 63-32463 File Number: 01942



PAGE 1
Apr-29-2009

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

In Re SRBA)
) PARTIAL DECREE PURSUANT TO
) I.R.C.P. 54(b) FOR
Case No. 39576)
)
) Water Right 63-32468



NAME AND ADDRESS: PATRICK A TAKASUGI
SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER, ID 83676-5893

SOURCE: GROUND WATER

QUANTITY: 0.88 CFS
310.50 AFY

Rights 63-32463 and 63-32468 when combined shall not exceed the
irrigation of 69 acres.

PRIORITY DATE: 02/22/1957

POINT OF DIVERSION: T03N R05W S01 SENE Within Canyon County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-01 TO 11-15	0.88 CFS 310.50 AFY

PLACE OF USE: Irrigation Within Canyon County
T03N R05W S01 LOT 1 (NENE) 39.0 SENE 30.0
69.0 Acres Total

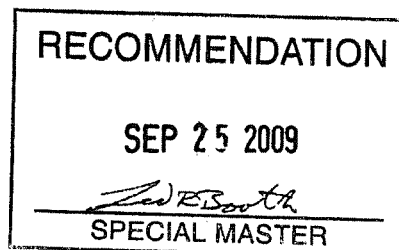
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

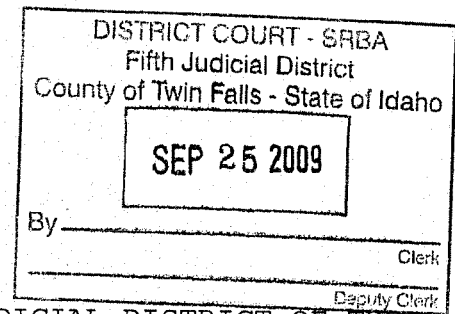
THIS PARTIAL DECREE IS SUBJECT TO SUCH GENERAL PROVISIONS
NECESSARY FOR THE DEFINITION OF THE RIGHTS OR FOR THE EFFICIENT
ADMINISTRATION OF THE WATER RIGHTS AS MAY BE ULTIMATELY
DETERMINED BY THE COURT AT A POINT IN TIME NO LATER THAN THE
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final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication





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

In Re SRBA)
Case No. 39576)
_____)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

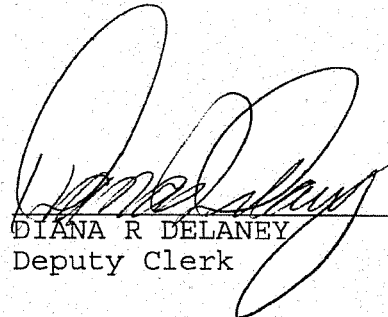
Water Right(s): 63-32463

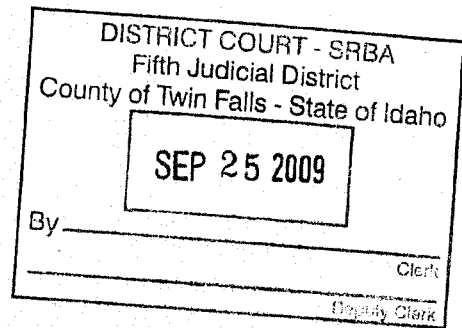
On September 25, 2009, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED September 25, 2009.


DIANA R DELANEY
Deputy Clerk



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

In Re SRBA

Case No. 39576

CERTIFICATE OF MAILING

Water Right(s): 63-32463

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on September 25, 2009, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

WILDER IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

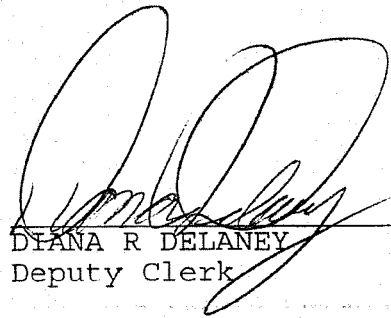
USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1
09/25/09

PATRICK A TAKASUGI
SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER, ID 83676-5893
Phone: 208-337-3077



DIANA R DELANEY
Deputy Clerk

Shurte, Jan

From: Diana Delaney [ddelaney@srba.state.id.us]

Sent: Friday, September 04, 2009 3:53 PM

To: Shurte, Jan

Subject: TAKASUGI

I vacated the hearing set for 9/8 at 9 am. I'm sending out notice; hopefully they will get it in time.

Diana Delaney
SRBA

9/8/2009

From: Shurte, Jan
Sent: Monday, February 23, 2009 4:19 PM
To: Spencer, Nick
Cc: Ridgeway, Renea; Williams, Ray; Christensen, Kelly
Subject: Status Conf Tues 2/24/09

Hi Nick,

I just went through the files for tomorrow's status conferences and found the following:

63-3191 – Sent SF5 Rec. to state office on 1-29-09.

63-32463 – Sent signed SF5 and Cover Page to state office on 10-9-08.

63-32468 – Uncontested Overlap for 63-32463 – no objection filed on this one, yet SRBA Court shows an SF5 pending?

63-3200 & 63-9212 – Sent SF5 rec to state office on 1-29-09.

XL Ranches @ 2:00 – 63-5343, 63-16366 & 63-16543 – Not sure as these are Kelly's – sending cc to him on this one.

Will you be needing me on any of these?

Thanks,
Jan

2/24/2009

Shurte, Jan

From: Shurte, Jan
Sent: Monday, February 23, 2009 4:19 PM
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Cc: Ridgeway, Renea; Williams, Ray; Christensen, Kelly
Subject: Status Conf Tues 2/24/09

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63-32463 – Sent signed SF5 and Cover Page to state office on 10-9-08.

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XL Ranches @ 2:00 – 63-5343, 63-16366 & 63-16543 – Not sure as these are Kelly's – sending cc to him on this one.

Will you be needing me on any of these?

Thanks,
 Jan

63-3191 - Status Conf. - Prepare SF5 again?

63-3200 + 63-9212 - 63-3200 - Settled ^{SF5 will} & be circulating

Box - states land people are looking at the crossing agreement - wanting to change the language 63-9212 - Wants crossing language, is not ready to prepare SF5's again - Will ask Ranae.

63-32463 + 32468 - Pat Takasegi is having chemotherapy & he will sign the SF5's (or SF5) & return. 63-32468 is an uncontested overlap to 63-32463 & I do not have when we have sent the SF5 out for 63-32468.

2/23/2009

RECEIVED

MAY 26 2008 2008 MAY 23 PM 12:58
DISTRICT COURT - SRBA
DEPARTMENT OF TWIN FALLS CO., IDAHO
WATER RESOURCES FILED

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

In Re SRBA	)	ORDER SETTING SUBCASE(S)	
	)	FOR INITIAL HEARING	
Case No. 39576	)		
		SUBCASE NOS: 63-32463	63-32464
		63-32468	63-32469

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

THURSDAY, JUNE 19, 2008 at 03:30 PM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 16, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

(continued)

Dated: MAY 23, 2008

/S/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008,
with sufficient first-class postage to the following:

WILDER IRRIGATION DISTRICT

Represented by:
ALBERT P BARKER
1010 W JEFFERSON, STE 102
PO BOX 2139
BOISE, ID 83701-2139
Phone: 208-336-0700

USDI BUREAU OF RECLAMATION

Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

DIRECTOR OF IDWR

PO BOX 83720
BOISE, ID 83720-0098

RICHARD LYON FAMILY TRUST

17545 ALLENDALE RD
WILDER, ID 83676
Phone: 208-337-4525

SUZANNE M TAKASUGI

17777 ALLENDALE RD
WILDER, ID 83676
Phone: 208-337-3077

PATRICK A TAKASUGI

17777 ALLENDALE RD
WILDER, ID 83676-5893
Phone: 208-337-3077

10/28/2006

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

RIGHT NUMBER: 63-32468

NAME AND ADDRESS: PATRICK A TAKASUGI
17777 ALLENDALE RD
WILDER ID 83676-5893

SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER ID 83676

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.880 CFS
310.500 AFY

Rights 63-32463 and 63-32468 when combined shall not exceed the
irrigation of 69 acres.

PRIORITY DATE: 02/22/1957

POINT OF DIVERSION:

T03N R05W S1 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.880 CFS 310.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T03N R05W S01 Lot 1 NENE	39.00	T03N R05W S01	SENE	30.00
--------------------------	-------	---------------	------	-------

69 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

This right is a split from former right 63-3101.

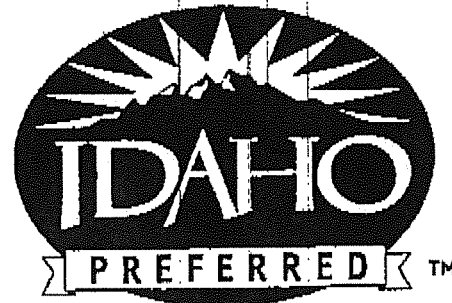
Right No. 63-32469 is also diverted through point of diversion described above.

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

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

17777 Allendale Road
Wilder, ID 83676-5870
208-337-3077
208-337-3075 Fax

Takasugi Seed Farms



Fax

To: *DWR - attn: Kay Walker* From: Pat Takasugi
Fax: Pages: *1*
Phone: Date: *10-25-06*
Re: *A63-05185/A63-03101* CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

• Comments:

*Hi Kay -
I submitted (mailed) the requested forms
and would like to know if you are
in receipt of this information.*

*Please call and leave a message
confirming receipt and that no other
forms or information is needed.*

*Thanks!
Pat*

484-4040

*Called
10/25/06 @
2:25 PM
KW*

17777 Allendale Road
Wilder, ID 83676-5870
208-337-3077
208-337-3075 Fax

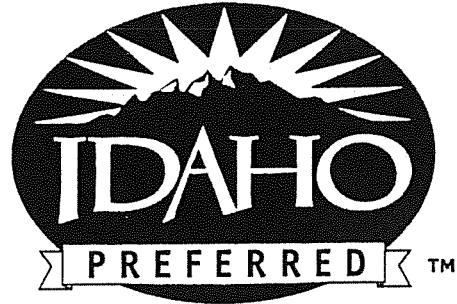
Takasugi Seed Farms

Fax

RECEIVED

OCT 17 2006

DEPARTMENT OF
WATER RESOURCES



To: *DWR-attn: Kay Walker* From: Pat Takasugi
Fax: Pages:
Phone: Date: *10-7-06*
Re: *A63-05185/A63-03101* CC:

☐ Urgent ☐ For Review ☐ Please Comment ☐ Please Reply ☐ Please Recycle

● Comments:

*Hi Kay —
✓ finally got all the papers
together with an aerial photo outlining
my purchased property.
Any questions, please call.
Thanks!
Pat*

09/20/2006

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

RIGHT NUMBER: 63-32468

NAME AND ADDRESS: PHILIP E BATT
PO BOX 428
WILDER ID 83676

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.880 CFS
310.500 AFY

Rights 63-32463 and 63-32468 when combined shall not exceed the
irrigation of 69 acres.

PRIORITY DATE: 02/22/1957

POINT OF DIVERSION:

T03N R05W S1 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.880 CFS 310.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T03N R05W S01 Lot 1 NENE	39.00	T03N R05W S01	SENE	30.00
--------------------------	-------	---------------	------	-------

69 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
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Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 63-3101.

Right No. 63-32469 is also diverted through point of diversion described
above.

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

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



Idaho Department of Water Resources

SRBA Recommendation:

63-32468

(Irrigation)

Cells = 69

Legend

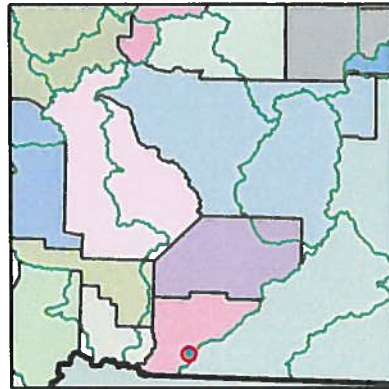
● Point of Diversion

□ Place of Use

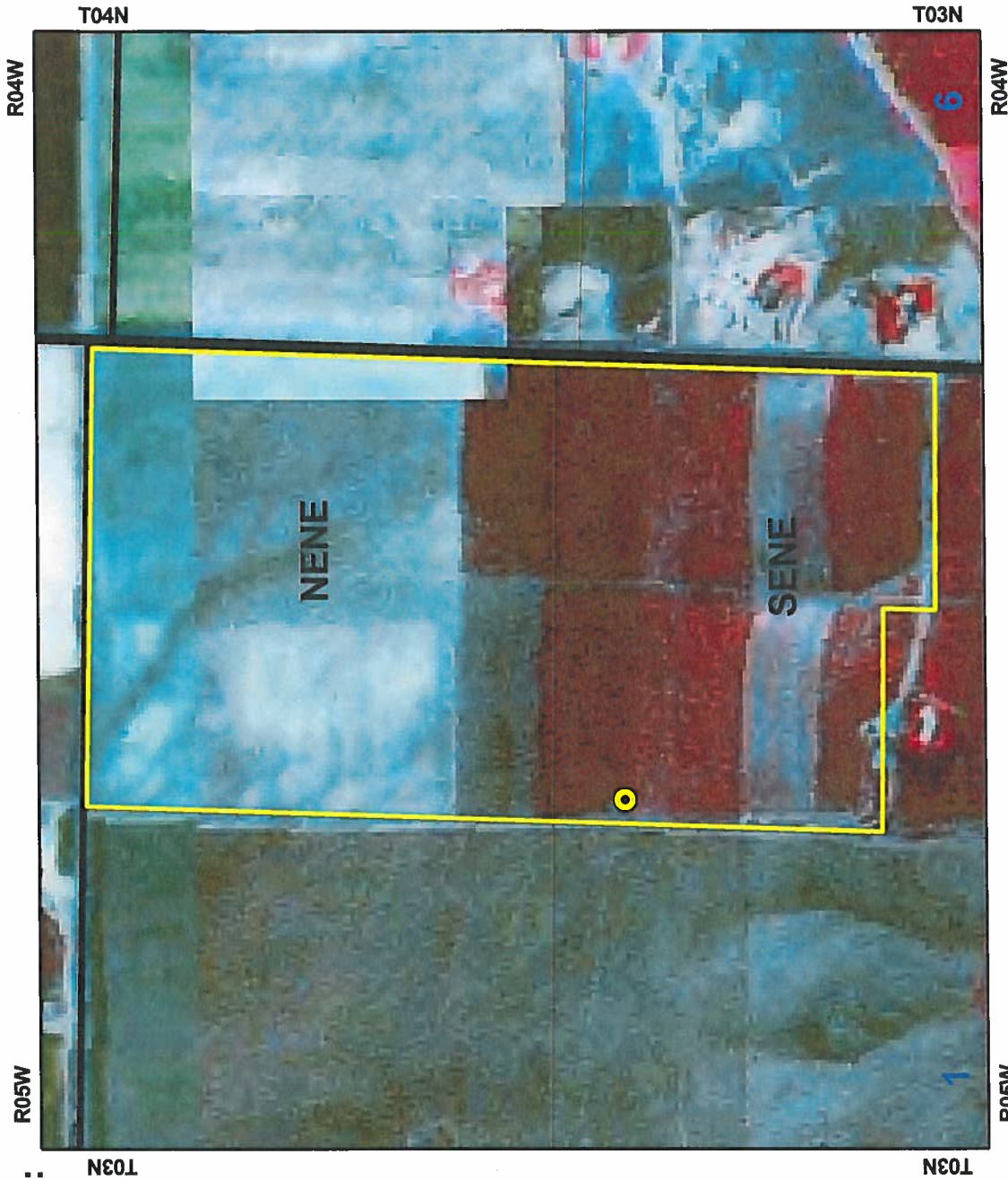
□ Townships

□ PLS Sections

□ Quarter Quarters



Canyon County
IDWR Basin 63



0.4 Miles

0.2

0

Prepared by K. Walker
On Wednesday, September 20, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-3101

WATER RIGHT NUMBER: 63-3101

Owner Type Name and Address
Current Owner PHILIP E BATT
PO BOX 428
WILDER, ID 83676
(208)482-7380

Priority Date: 02/22/1957
Basis: License
Status: Active

Source
GROUND WATER

Beneficial Use
DOMESTIC
IRRIGATION

From To
1/01 to 12/31
3/15 to 11/15

Diversion Rate
0.040 CFS
~~1.600 CFS~~
Total Diversion: ~~1.640 CFS~~

Annual Volume

310.5 ac

Lic 1.0 cfs - limit to licensed amount.
1.0 cfs

Location of Point(s) of Diversion

GROUND WATER

SE1/4NE1/4

Sec. 1, Twp 03N, Rge 05W, B.M.

CANYON County

Place of Use
DOMESTIC

Lyon per '87 photo

$\frac{1.0 \text{ cfs}}{78.5 \text{ ac}} = 0.0127 \text{ cfs/ac}$
 $\times 69 = 0.88 \text{ cfs}$

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	05W	1				X													

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	05W	1				40.0													80.0

Total Acres: 80

Lyon = 9.5 x 4.5 = 42.8 AFA
Batt = 30.5
 $69(70.5) \times 4.5 = \frac{317.3}{310.5}$ AFA

Conditions of Approval:

- EXISTING WELL NEEDS TO BE IMPROVED OR REPLACED TO ELIMINATE SAND INTAKE.

Remarks:

$\frac{0.0125 \text{ cfs/ac} \times 9.5 = 0.12}{80 \text{ ac} / 1.0}$

$\frac{30.5}{69} = 0.442$
 $\frac{0.88}{0.442} = 1.99$
1.0 cfs

63-32468 Batt - 0.88 cfs
63-32469 Lyon
9.5 ac 0.12 cfs
1.0

claimed as
licensed - in
(except. later of flow)
office
review
by 9/9/06

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3101

WATER RIGHT NUMBER: 63-3101

Owner Type Name and Address
 Current Owner *Philip* PHILLIP E BATT ✓
 RT 2
 WILDER, ID 83676

Priority Date: 02/22/1957 ✓

Basis: License ✓

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 ✓	/ to /	1.000 CFS ✓	
DOMESTIC ✓	/ to /	0.04	
<u>Total Diversion:</u>		1.000 CFS ✓	

Location of Point(s) of Diversion

GROUND WATER SE1/4NE1/4 ✓ Sec. 1, ✓ Twp 03N, ✓ Rge 05W, B.M. ✓
 CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	05W	1	40.0			40.0													80.0

Total Acres: 80 ✓

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:

IDAHO DEPARTMENT OF WATER RESOURCES
 ADJUDICATION CLAIM POU REVIEW REPORT
 ADJUDICATION CLAIM NUMBER: 63-3101

03/29/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3101	Water Right	03N	05W	1	NE	NE		IRRIGATION	40/80	PHILLIP E BATT
3101	Claim	03N	05W	1	NE	NE	1	IRRIGATION	40/80	PHILIP E BATT
5185	Claim	03N	05W	1	NE	NE	1	IRRIGATION	40/80	PHILIP E BATT
5185	Water Right	03N	05W	1	NE	NE	1	IRRIGATION	40/80	PHILIP E BATT
3101	Claim	03N	05W	1	SE	NE		IRRIGATION	40/80	PHILIP E BATT
5185	Claim	03N	05W	1	SE	NE		IRRIGATION	40/80	PHILIP E BATT
3101	Water Right	03N	05W	1	SE	NE		IRRIGATION	40/80	PHILLIP E BATT
5185	Water Right	03N	05W	1	SE	NE		IRRIGATION	40/80	PHILIP E BATT
3101	Claim	03N	05W	1	SE	NE		DOMESTIC		PHILIP E BATT
26905	Water Right	03N	05W	1	SE	NE		DOMESTIC		RICHARD J LYON

OL w/63-5185

65889 ✓

State of Idaho
License and Certificate of Water Right

Water License No. G-26777

Water District No. _____

Amount 1 c.f.s.

Priority February 22, 1957

THIS IS TO CERTIFY that PHILLIP E. BATT

of Wilder, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 22, 1957; that Permit No. G-26777 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 1 second feet, was issued thereunder on January 7, 1959, showing that said works were completed on the 30th day of June, 1958; and that on the 30th day of June, 1958, PHILLIP E. BATT

of Wilder, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of a well, a tributary of subterranean, for the purpose of Irrigation and domestic use, under Use Permit No. G-26777 of the Department 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 State Reclamation Engineer of Idaho and entered of record in Volume 11 of Licenses at page 6584, on the 7th day of January, 1959; The right hereby confirmed dates from February 22, 1957;

The Point of Diversion is located

in the SE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 1, Tp. 3 N., R. 5 W., B. M. County Canyon

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 1 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
3 N.	5 W.	1	NE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$	40 40	40 40
Total number of acres irrigated - - -					80

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 State Reclamation Engineer, affixed at Boise, Idaho, this

7th day of January, 1959.

/s/ Geo. N. Carter
State Reclamation Engineer

(SEAL)

3101

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-26777This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Phillip E. Batt
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 1
T. 3 North R. 5 West, B.M. County of Canyon RWJ
4. Describe works as they exist, giving dimensions and capacities of same: Well 12" x 315'
6" x 280' column 6" discharge into 6" steel main line buried
4 1/2 motor 60 HP 440 V # 940720 Jacuzzi vertical turbine
T131B E+M controls H = 200' lift = 255' system has
a booster pump 5' to north of pump GC motor 25 HP 440 V #
5N1 518003 Jacuzzi centrifugal pump # W14 380
5. Water is used for: Irrigation and domestic purposes
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 other than irrigation):

E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 1, Twp. 3 North, Rge. 5 West, B. M. RWJ

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

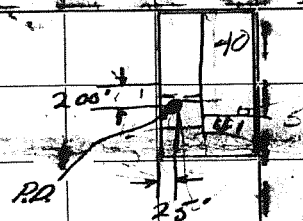
8. What large stream would the water here appropriated finally reach?

Remarks: Accompanied by Phillip BattThis examination was made on the 16 day of September, 19 58(Signed) David B. Stevenson
Examiner.

160 per 1/4 mile

3" laterals 3/32 x 11/64 rammed
 line pressures

	line #	main	center	end
	1	30	30	30
	2	42	25	25
short line	3	51		51
	4	44	34	38
	5	30	26	30



Homedale

Snake R

T
3

R.S.W

Operating 4-1/2 mile line with 16 nozzles + 1 line with 5 nozzles at time of inspection

land is very steep to the south high pressure line is at the bottom of hill and only running 5 nozzles

5-3" rammed aluminum laterals with 3/32 x 11/64 sprinkler heads

6 gpm	16 nozzles	3/32 x 11/64	@ 30" = 10 1/2"
" "	" "	" "	@ 30" = 10 1/2"
6.98	16	" "	@ 30" = 12 1/2"
6 gpm	16	" "	@ 29" = 10 1/2"
7.87 gpm	5	" "	@ 31" = 4
			48"

Subdivisions = 2
 Area = 80 a
 Q = 50"
 1 lps

60 x 550 x 60 =
 2550
 1380
 343

63-3101

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G-34680
Permit No. G- 26777
District No.

1. Name of Applicant: Phillip E. Batt
Postoffice address: Rt. 2, Wilder County: Canyon State: Idaho
2. Quantity of water claimed: 1.60 cubic feet per second
 - (a) Rate of withdrawal in cubic feet per second. 1.60 or Idaho
Miners' inches 80 or gallons per minute.
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean - by well
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 1
Twp. 3 N. , Rge. 5 W. , B.M., County of Canyon
5. Water is to be used for: Irrigation and domestic purposes
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, Pump and ditches.
8. Estimated cost of works: \$ 14,000.00
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is five years.
11. If applicant is a corporation, give:
 - I. (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 onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None.
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 24, 2006

PATRICK A AND SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER ID 83676

RE: Notice of Claim Nos. A63-05185 and A63-03101

Dear Water Users:

We are in receipt of the "Notice of Change in Water Right Ownership" form that you completed and returned to this office. However, we did not receive the supporting documentation to complete the ownership change process. We must have a copy of your deed, title policy, contract of sale or other legal document indicating your ownership of the property. It would also be helpful to have a copy of a plat of the property or an aerial photo with the irrigated acres outlined and point of diversion clearly marked. Since you only purchased a portion of the lands under the above claims we need a copy of your deed that describes which portion of the property you have purchased from Mr. Batt. We cannot process the ownership change form without the above documents. Please submit the above requested information within 2 weeks so we will have time to split these water rights before making our recommendations.

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

Sincerely,

A handwritten signature in black ink that reads "Kay Walker". The signature is fluid and cursive, with a large loop at the end of the last name.

KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

322 East Front Street, P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 287-4800 Fax: (208) 287-6700 Web Site: www.idwr.idaho.gov

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

May 18, 2006

PATRICK A AND SUZANNE M TAKASUGI
17777 ALLENDALE RD
WILDER ID 83676

RE: NOTICE OF CLAIM NOS: A63-05185 AND A63-03101

Dear Water Users:

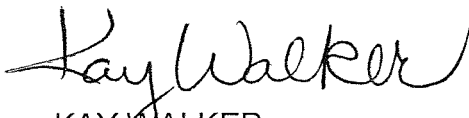
We are currently preparing the above referenced Notice of Claims for the Director's Report in the Snake River Basin Adjudication (SRBA). Enclosed are copies for your convenience. Our research and field examiner indicate there has been a change in the ownership of these claims. IDWR records currently show the following name and address as the owner of the claims listed above:

Philip E. Batt
PO Box 428
Wilder, ID 83676

We need to complete the recommendations for these water rights before the end of July and would appreciate your submittal of a Notice of Change in Water Right Ownership form to us so we can prepare the recommendation in your names, as current owners of a portion of the property. Please note that there is no fee required for the ownership change if it is submitted while these claims are still pending in the SRBA.

If no response is received from you by June 2, 2006, all further legal notices concerning the claims will be sent to the name and address shown above. If you have claims other than those referenced here, please contact the Department so we may assist you in updating the information for all your claims. Should you have any questions, or feel that you need assistance, please feel free to contact me at 287-4953.

Sincerely,



KAY WALKER
Sr. Water Resource Agent

KW:k
Enclosures

Receipt Details for ID C032522

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/21/1995 1:01:01 PM	4/21/1995	State	\$180.00	Check
Payer	EISMANN LAW OFFICES			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
7959			
Card Expiration Date	Credit Card Transaction #		

Comment LATE FILING FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$130.00	ADJUDICATION FILING FEE	41503	337	0	0	1155
\$50.00	LATE FILING FEE	41503	337	0	0	1155

OK

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report