

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

RIGHT NUMBER: 63-30230

NAME AND ADDRESS: ROBERT D GLAISYER
2118 SILVER CREEK
BOISE ID 83706

ROSWELL DUCK CLUB LLC
7609 W EMERALD
BOISE ID 83704

DALE NAGY
7609 W EMERALD
BOISE ID 83704

~~555 E PROVIDENT~~
~~BOISE ID 83706~~

SOURCE: POND

TRIBUTARY: SCOTT DRAIN

QUANTITY: 23.600 AFY

Right Nos. 63-30230 and 63-12197 are limited to a total combined annual storage volume of 120 AF.

PRIORITY DATE: 01/01/1912

POINT OF DIVERSION:

T05N R06W S24 SESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE STORAGE	01/01 12/31	23.60 AFY

PLACE OF USE: WILDLIFE STORAGE in CANYON County

T05N R06W S24 SESW

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

Right No. 63-12197 is also diverted through point of diversion described above.

This right authorizes the diversion of 13.5 af to fill the reservoir and 10.1 af to replace evaporation losses from the reservoir.

**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

Water Rights: 63-30230

**NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☒ Address change

☐ Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion ☐ Place of use

☐ Period of use ☐ Nature of use

☐ Split of water right ☐ Change in ownership

☐ Other

☐ IC § 42-219 license

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: April 27, 2007



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 27, 2007, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Office of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

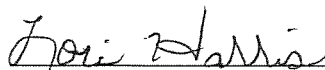
3. Copies to all parties to the subcase:

Robert Glaisyer
2118 Silver Creek
Boise ID 83706

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Dale Nagy
Roswell Duck Club LLC
7609 W. Emerald
Boise ID 83704

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile



Signature of person mailing this document



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 27, 2007

ROBERT GLAISYER
2118 SILVER CREEK
BOISE ID 83706

Re: Water Right Nos. 63-7721, 63-30230

Dear Mr. Glaisyer:

Enclosed are copies of the above referenced water rights which reflect your change of address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

A handwritten signature in cursive script that reads "Lori Harris".

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:l
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

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WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 27, 2007

DALE NAGY
ROSWELL DUCK CLUB LLC
7609 W EMERALD
BOISE ID 83704

Re: Water Right No. 63-30230

Dear Mr. Nagy:

Enclosed is a copy of the above referenced water right which reflects your change of address. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

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

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region Office

LH:1
Enclosures



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

April 11, 2007

ROBERT D GLAISYER
2118 SILVER CREEK
BOISE ID 83706

Re: Snake River Basin Adjudication (SRBA)
Water Right No(s). 63-7721, 63-30230
Change of Address

Dear Water Right Holder:

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your claim(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to our office. Make corrections to your name and address if necessary before returning this letter. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of any of the properties connected with the water right(s) referenced above, please call this office to obtain a form to make this required change to the water right(s) records.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

The address is correct as shown above or as otherwise changed.

Signature of water right claimant

344-2142-0
Telephone number
338-1654-H

RECEIVED

APR 13 2007

WATER RESOURCES
WESTERN REGION



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for ROSWELL DUCK CLUB, L.L.C.](#)]

ROSWELL DUCK CLUB, L.L.C.

7609 W EMERALD ST
BOISE, ID 83704

Type of Business: LIMITED LIABILITY COMPANY

Status: EXISTING, ANREPT SENT 01 Sep 2006

State of Origin: IDAHO

Date of 17 Nov 1994

Origination/Authorization:

Current Registered Agent: DALE F NAGY
7609 W EMERALD ST
BOISE, ID 83704

File Number: W643

Date of Last Annual Report: 02 Oct 2006

Amendments:

Amendment filed 17 Nov 1994 ARTICLES OF
ORGANIZATION

[[Help Me Print/View TIFF](#)]
[View Image \(TIFF
format\)](#)

Annual Reports:

Report for year 2006 ANNUAL REPORT	[Help Me Print/View TIFF] View Image (TIFF format)
Report for year 2005 ANNUAL REPORT	View Image (TIFF format)
Report for year 2004 ANNUAL REPORT	View Image (TIFF format)
Report for year 2003 ANNUAL REPORT	View Image (TIFF format)
Report for year 2002 ANNUAL REPORT	View Image (TIFF format)
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Report for year 1998 ANNUAL REPORT	View Image (TIFF format)
Report for year 1997 ANNUAL REPORT	View Image (TIFF format)
Report for year 1996 ANNUAL REPORT	View Image (TIFF format)
Report for year 1996 MISCELLANEOUS	View Image (TIFF format)
Report for year 1995 ANNUAL REPORT	View Image (TIFF format)

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@sos.idaho.gov

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

11/2/07



RECEIVED

FEB 05 2007

WATER RESOURCES
WESTERN REGION



NOT DELIVERABLE
AS ADDRESSED
UNABLE TO FORWARD

2118 Silver Creek

Boise 83706



ADDRESS SERVICE
REQUESTED

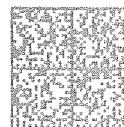
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ROBERT D GLAISYER
555 E PROVIDENT
BOISE ID 83706

2118 Silver Creek Lane
Boise 83706

PAID
10-10-01
2

FIRST CLASS



UNITED STATES
02 12
0004310839
MAILED FROM ZIP CODE
\$00
COT

RECEIVED
OCT 14 2003
WATER RESOURCES
WESTERN REGION

63-30330



09/11/2006

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

RIGHT NUMBER: 63-30230

NAME AND ADDRESS: ROBERT D GLAISYER
555 E PROVIDENT
BOISE ID 83706

ROSWELL DUCK CLUB LLC
555 E PROVIDENT
BOISE ID 83706

DALE NAGY
555 E PROVIDENT
BOISE ID 83706

SOURCE: POND

TRIBUTARY: SCOTT DRAIN

QUANTITY: 23.600 AFY

Right Nos. 63-30230 and 63-12197 are limited to a total combined annual storage volume of 120 AF.

PRIORITY DATE: 01/01/1912

POINT OF DIVERSION:

T05N R06W S24 SESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
WILDLIFE STORAGE	01/01 12/31	23.60 AFY

PLACE OF USE: WILDLIFE STORAGE Within CANYON County

T05N R06W S24 SESW

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

Right No. 63-12197 is also diverted through point of diversion described above.

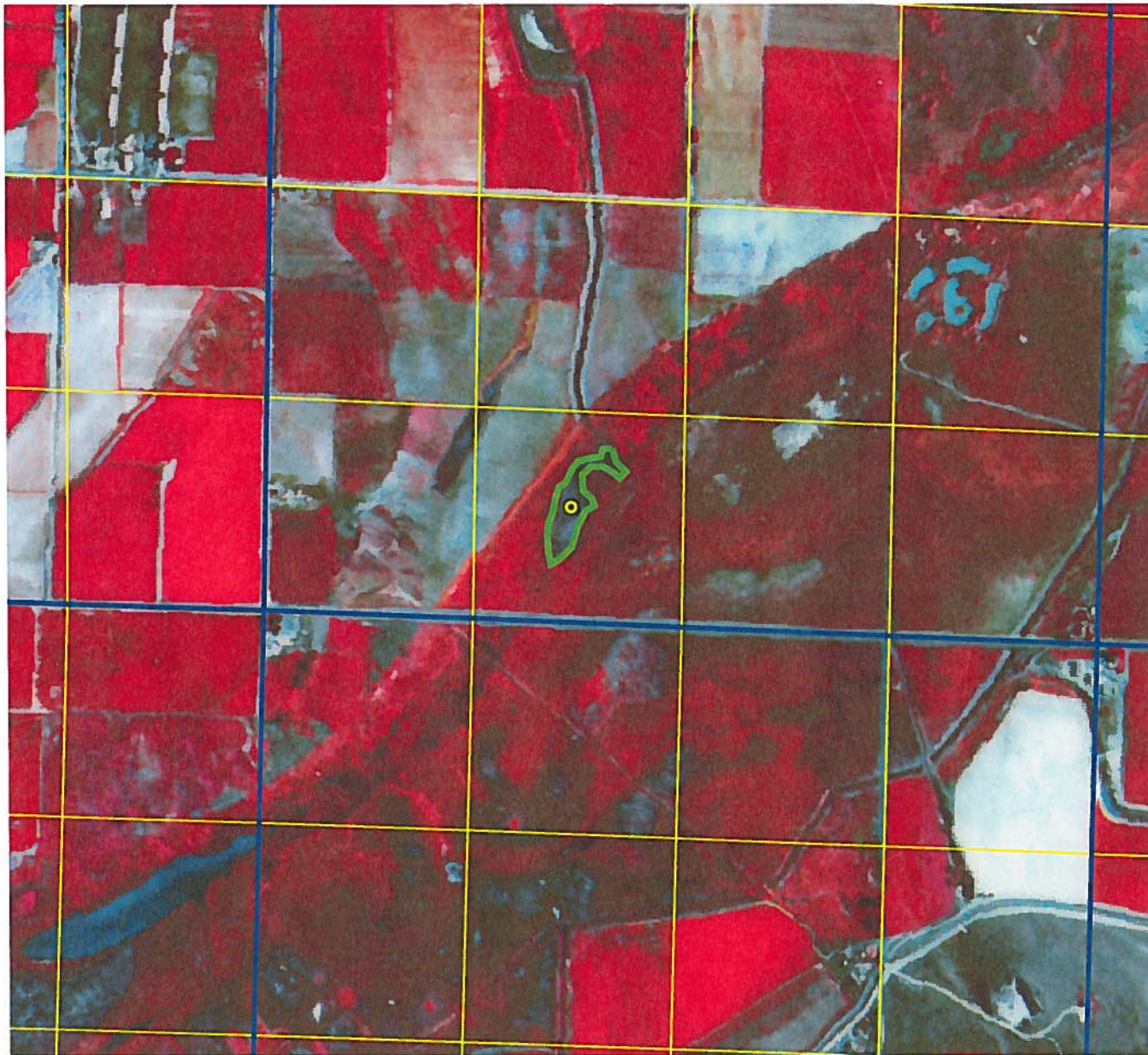
This right authorizes the diversion of 13.5 af to fill the reservoir and 10.1 af to replace evaporation losses from the reservoir.



Idaho Department of Water Resources

63-30230

05N 06W Section 24



-  POU
-  POD
-  Sections
-  Quarter/Quarter

600 0 600 Feet



IDWR
Prepared by: Lori Graves
Date: 09-11-06
1986-87 Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-30230 V1

WATER RIGHT NUMBER: 63-30230 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT D GLAISYER 555 E PROVIDENT BOISE, ID 83706 (208)336-1654
Current Owner	ROSWELL DUCK CLUB LLC 555 E PROVIDENT BOISE, ID 83706 (208)336-1654
Current Owner	DALE NAGY 555 E PROVIDENT BOISE, ID 83706 (208)336-1654

Priority Date: 01/01/1912

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
POND	SCOTT DRAIN

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
WILDLIFE STORAGE	01/01 to 12/31		23.60 AF
	<u>Total Diversion:</u>		23.60 AF

Location of Point(s) of Diversion

POND	SE1/4SW1/4	Sec. 24, Twp 05N, Rge 06W, B.M.
CANYON County		

Place of Use

WILDLIFE STORAGE

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
05N	06W	24																	X

Conditions of Approval:

1. F05 Right No. 63-12197 is also diverted through point of diversion described above.
2. 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.
3. This right authorizes the diversion of 13.5 af to fill the reservoir and 10.1 af to replace evaporation losses from the reservoir.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-30230 V1

4. E53 Right Nos. 63-30230 and 63-12197 are limited to a total combined annual storage volume of 120 AF.

Remarks:Comments:

1. Igraves 9/11/2006 Parcel No.

Comment: The pond is located within Parcel No. R2618300000.

2. Igraves 9/11/2006 Overlaps

Comment: Rights 63-2630A & C appear to use the pond as a p/d, however, they were not claimed in the SRBA. License 63-12197 includes additional storage developed after 1987 involving this pond, other ponds and wetlands. This right, when combined with license 63-12197, shall not exceed 120 af.

3. Igraves 9/11/2006 Wildlife Use

Comment: During the licensing of right 63-12197, the department waived the measurement requirement on the pond inflows because the owners agreed to remove the wildlife portion of the permit. Allowing excess storage to maintain water levels was also part of the deal. For consistency, wildlife use has also been removed from this right and evaporative loss volume included.

4. Igraves 9/11/2006 Storage Volume

Comment: The surface area of the subject pond appears to 2.7 acres based on 1987 aerial photography. In an affidavit provided by Dale Nagy, pond depth was estimated at 5 feet. $2.7 \text{ acres} \times 5 \text{ feet} = 13.5 \text{ af}$ pond volume. In addition, 10.3 af was included to account for the yearly evaporation resulting from the ponds surface area. Using the departments pond evap map, $45 \text{ inches}/12 \times 2.7 \text{ acres} = 10.1 \text{ af}$ total evap loss/year. Evaporation was also accounted for in the 120 af licensed on right 63-12197.

5. Igraves 9/11/2006 Source/Trib

Comment: Description of the source and tributary were determined for license 63-12197.

Dates and Other Information:

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Defendant:

Plaintiff:

Civil Case Number:

Judicial District:

Notice of Error Flag:

State or Federal: S

Owner Name Connector: AND

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

Combined Use Limits:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-30230

WATER RIGHT NUMBER: 63-30230

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	ROBERT D GLAISYER 555 E PROVIDENT BOISE, ID 83706 (208)336-1654
Current Owner	ROSWELL DUCK CLUB LLC 555 E PROVIDENT BOISE, ID 83706 (208)336-1654
Current Owner	DALE NAGY 555 E PROVIDENT BOISE, ID 83706 (208)336-1654

Priority Date: 01/01/1912

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
POND	SCOTT DRAIN

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
WILDLIFE STORAGE	1/01 to 12/31		120.00 AF
WILDLIFE	1/01 to 12/31	0.020 CFS	
	<u>Total Diversion:</u>	0.020 CFS	

Location of Point(s) of Diversion

POND	SE1/4SW1/4	Sec. 24, Twp 05N, Rge 06W, B.M.
CANYON County		

Place of Use

WILDLIFE STORAGE

Twp Rge Sec	NE	NW	SW	SE	Totals
05N 06W 24	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	Totals

WILDLIFE

Twp Rge Sec	NE	NW	SW	SE	Totals
05N 06W 24	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	Totals

Conditions of Approval:

1. THIS POND HAS BEEN USED BY WILDLIFE AS LONG AS THIS AREA HAS BEEN A POND.

Dates and Other Information:

Claim Received Date: 4/20/1995
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 Mitigation Plan: False

Combined Use Limits:

add F05 - shared P/D
 E53 - combined storage
 vol limit w/
 63-12197
 expl - This rt authorizes the
 div of 13.5 af to fill the
 reservoir & 10.1 af to

RECEIVED

JUN 07 2006

WATER RESOURCES
WESTERN REGION

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO. (S))
A63-30230)
_____)
_____)
STATE OF IDAHO)
COUNTY OF CANYON)

AFFIDAVIT

Deposes and says: I talked to Mrs. Helen Lowell who is in her late nineties and was married to the son of J.H. Lowell after whom Lake Lowell was named. She believes there was water in the "Roswell Slough" as early as 1894 when her father-in-law and others developed the Riverside Irrigation District. There is reference in a book she co-authored entitled "Our First Hundred Years", which discussed the Roswell area and shows pictures of the Water Tower which was erected in 1910, is on our property and stills functions. I would think the 1912 priority water claim could be substantiated by this fact alone. She mentioned that the pond in question was in existence as far back as she could remember (people used to ice skate on it in the winter), but that it was not very deep. While it was used by waterfowl, it was not deep enough to support fish.

In 1995 we dredged the pond to clean out some of the cattails and accumulated mud. We could only go down about 4-5 feet before hitting a solid bottom of clay which was difficult to penetrate. I imagine the bottom has not changed much since inception of the pond and that the water depth has not significantly changed over time. A topographical survey done in 1995 supports this.

There is a spring on Mrs. Lowell's property which adjoins the Fish and Game Property which adjoins our property. The spring used to run from Mrs. Lowell's property, through Fish and Game Property, through our pond and out the Scott Drain. This spring flow was reversed several years ago but once was a source of water for our pond. Mrs. Lowell said the spring has been in existence since she could remember.

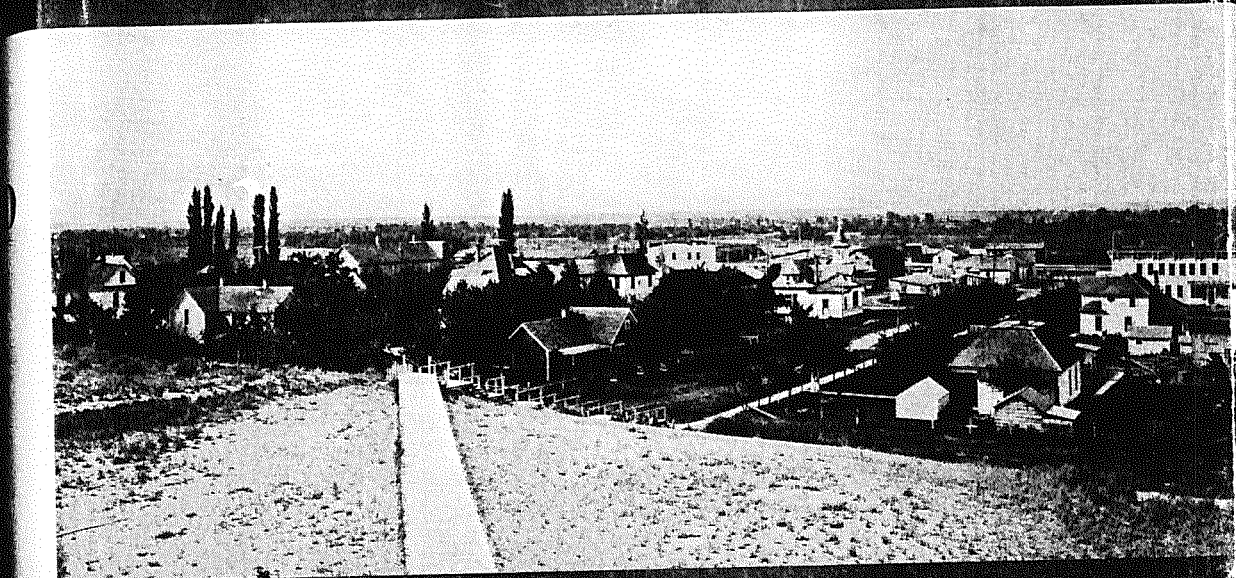
I am attaching several pages of Mrs. Lowell's book which reviews the history of the Roswell area since its first settling in 1894. Hopefully, this will further substantiate our claim.

(Signature)

DALE F. NAGY

This is a black and white aerial photograph of a coastal region. A large, dark, irregularly shaped body of water, possibly a bay or a large pond, is the central feature. To the left of this body of water, a road or railway line runs diagonally across the frame. In the upper left corner, there is a cluster of buildings, including a prominent white structure with a dark roof. The surrounding land appears to be a mix of open fields and some vegetation. The overall image has a grainy, historical quality.

1939 Aerial Photo



OUR FIRST HUNDRED YEARS

A BIOGRAPHY OF LOWER
BOISE VALLEY — 1814-1914

Helen Lowell and Lucile Peterson

J. H. LOWELL

James Harrison Lowell may well be called the "Father of Idaho Reclamation." It was he who developed the Boise Irrigation District, the Gem Valley and the Twin Falls Projects. In each of these, he had to sell his ideas — ideas regarded fantastic dreams by some, but which by degrees transformed the arid wastes of Boise Valley and Southern Idaho into productive areas.

Born in New Bedford, Massachusetts, in 1860, an orphan at four, he was reared by his aunt, Miss Mary Blake. Educated in Illinois, at twenty he taught school in Los Angeles and during summer vacations engaged in irrigation — a work which was to become his major interest.

He and Aunt Mary left California to ranch in Montana and Washington, then in 1893 came to the area now known as Roswell. As head of the Boise Land and Water Company he built the Riverside Canal.

In 1898 he was associated with Governor Steunenberg, I. B. Perrine, and S. B. Milner in the Twin Falls Land and Water Company. When a recommendation was pending in Congress to set aside 250,000 acres of land around Twin Falls for government preserve, Governor Steunenberg appointed Frank R. Gooding and J. H. Lowell a committee to urge Congress to reconsider and designate the land for agricultural purposes. Their mission succeeded and instead of being a government preserve this rich farming area has furnished homes for hundreds of people as well as contributing to the state's economy.

An artificial lake for water storage in the middle of Boise Valley seemed a preposterous idea to many, but to J. H. Lowell it was more than an idle dream. He was the driving force in achieving a reservoir which has been vital in the development of Canyon County agriculture. He helped organize the Boise Payette Water Users Association whose purpose was to acquire for Southwest Idaho some of the \$300,000,000 set aside for reclamation projects over the nation under the Newlands Act of 1902. As the elected



J. H. Lowell

president of the group, he held meetings in the schoolhouses throughout the area and won the support of its farmers. Then he and a group of prominent citizens went to Washington to strive for an appropriation.

When they were met with the discouraging response that the funds were depleted, the entire party except Mr. Lowell went home. Finally, he, too, came back; but he brought with him a government guarantee for \$450,000 for the reclamation project in Boise Valley.

In 1905 the Secretary of the Interior approved additional funds, and construction of Deer Flat Reservoir, as it was then termed, became a reality. It has been estimated that the Lowell plan made approximately 51,000 acres of rich soil usable, nearly doubling the amount of irrigable land in the area.

In 1945, one year after Mr. Lowell's death, Mr. R. J. Newell, Regional Director of the Bureau of Reclamation, announced that by an act of Congress the reservoir would be renamed Lake Lowell in honor of the man so instrumental in bringing it about. Mr. Newell commented that Mr. Lowell had been one of the men most responsible for turning Idaho arid wastes into productive areas.

Mr. Lowell was a member of the committee which secured money for the construction of Arrow Rock Dam and is considered instrumental in launching that great project. At the dedication of the dam in 1915, he said: "The men and women of Idaho are people of action. They are living in the present and striving heart and soul to work out the great problem of development and to realize the progress of which they know the state is capable. We are pioneers, working with tremendous natural resources out of which we are seeking to lay the foundations of a great commonwealth. We have made giant strides, but we are still only on the threshold of our development and we are looking into the future, not the past. May this structure which we are dedicating today stand through the years, not as a pyramid of old, dedicated to a dead king, but as the

symbol of an efficient government and a sign of protection to the American home."

In 1902 Mr. Lowell served in the Seventh Session of the Idaho Legislature and was appointed chairman of the joint committee of the House and Senate on irrigation. Afterwards he was appointed Idaho's first Commissioner of Reclamation.

In 1917 the family home in Roswell was sold to Mr. W. H. Kniefel; and Mr. and Mrs. Lowell and their four sons, Wade, Blake, Douglas, and Edwin, moved to Caldwell where Mr. Lowell entered the real estate business and was active in the promotional growth of The College of Idaho. He died in 1944. His life embodied his philosophy: "We have to sacrifice something: time, money, or ourselves if we are to be truly successful."

ROSWELL

John Mammmon in 1864 was probably the first settler on the south side of the Boise River in what was to become the Roswell area. Others who followed taking up river bottom land were: Winchell, Simpson, Ross, Carlyle, and Moffitt, but the real development of the area awaited the "coming of the Ditch."

Stockmen riding over what later became the Roswell Bench* had often looked longingly at the beauty of location, the evenly sloping land, and the thriving sagebrush which to them was the true indication of rich soil, but without water it was useless desert.

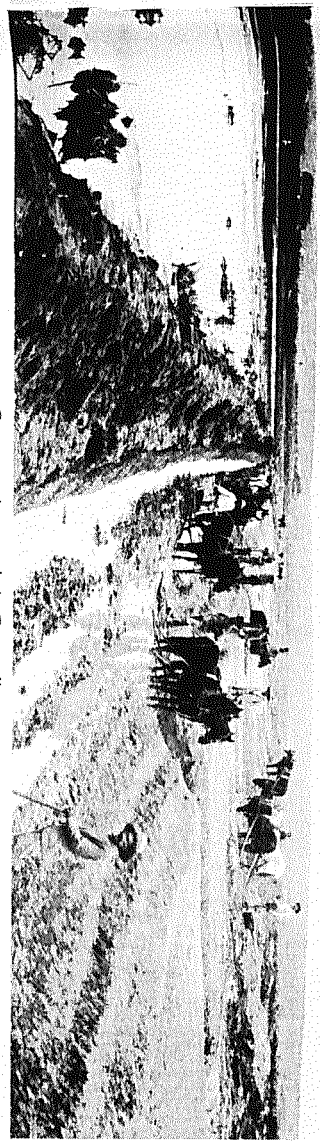
In 1883 a company sought to solve the problems by building a ditch to take water from the Boise River just below Caldwell, extending it several miles south and west to the thirsty sagebrush tract. The promoters were: Messrs. Wright, Fowler, Greer, Grannis, and Bowman. Of these, Wright, Fowler, and Grannis were Methodist ministers,

*Some sources believe Roswell was named for John Ross and J. H. Lowell. Others say the name originally submitted to the U. S. Post Office was "Rosewell," but the Post Office Department left out the "e" and the name became "Roswell."

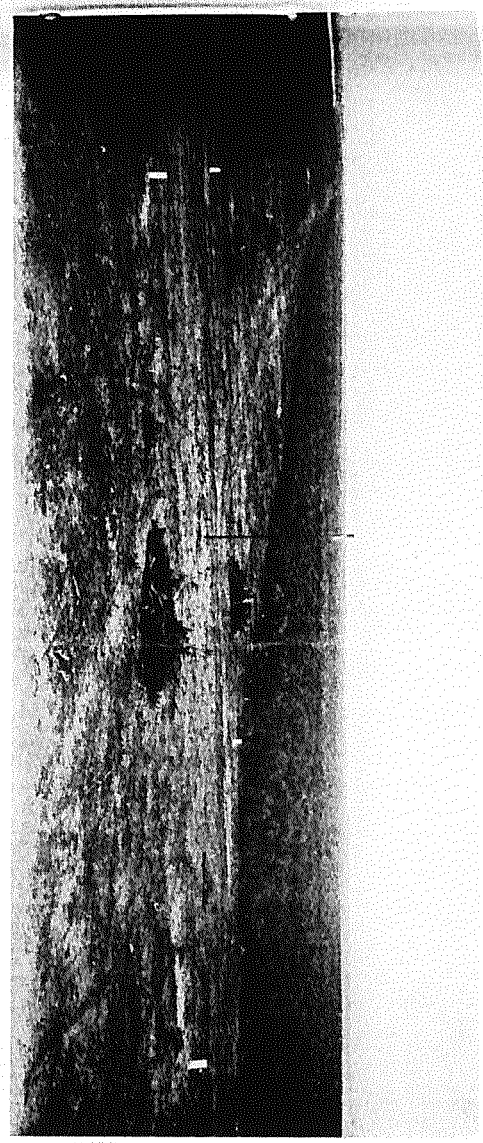
and the other two were leaders in the Methodist Church; so that although the ditch they promoted was officially recorded as the Dixie Ditch, it was popularly known as the Methodist Ditch.

With great expectations in the success of their project, Greer and Grannis built the first house on the bench. A ditch survey was made by A. L. Riverson and construction finished in 1884, but the high hopes of the promoters were completely dashed when it was found impossible to keep water in the portion that ran along the side hill. A re-survey was made the next year by Colonel Meacham and the ditch completely rebuilt, but it still gave way, causing breaks along the entire line resulting in massive flood damage.

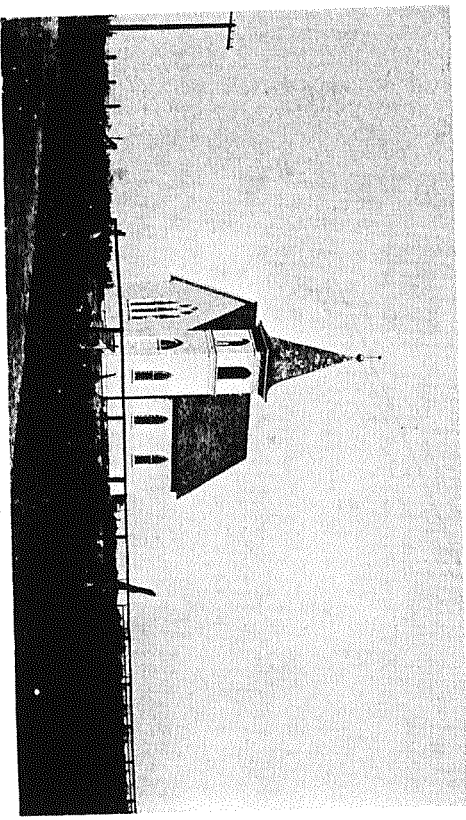
After two or three seasons of discouragement, the promoters gave up and decided to sell their equity. The Greer and Grannis house fell into the hands of Mr. Stackpole, a teacher who planned to lay out a town called "Stella-Vista," in honor of his wife. His plans didn't materialize, but the old house which became known as the Stackpole House furnished temporary quarters suc-



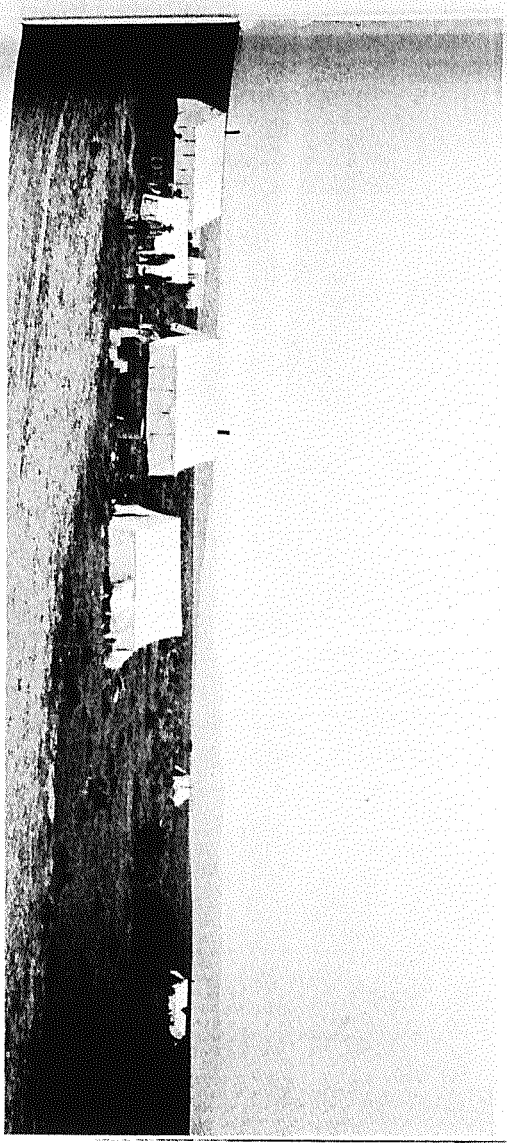
Construction work in Roswell



The Pioneers' Challenge



Roswell Baptist Church



Construction Camp Roswell N.M.

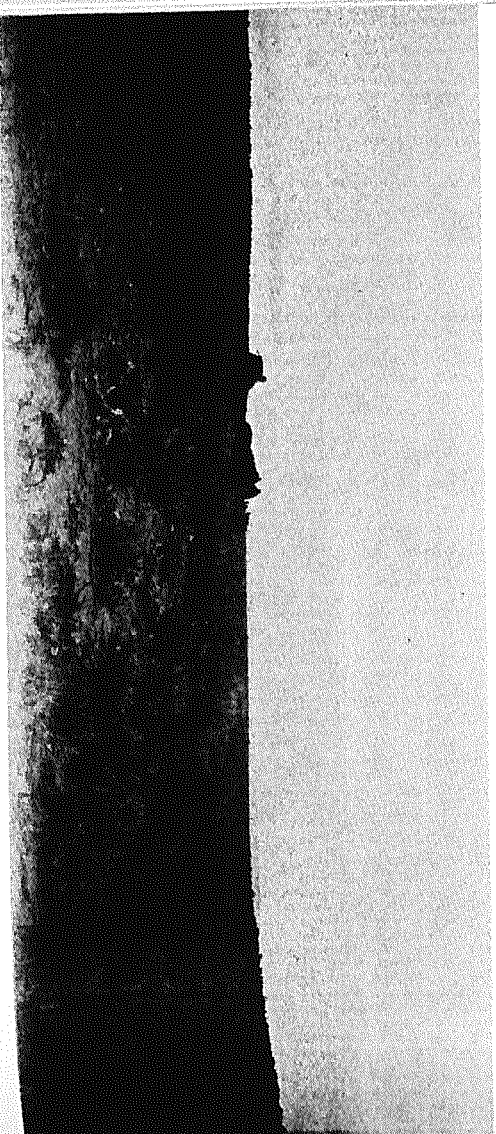
sively for the Murray, Marquess, and Isenberg families and later served as a schoolhouse, church, voting place, and town hall.

R. B. Murray built the second house on the bench in 1889 and was the first of the early settlers to "make a stay of it." The next houses were built by William Ross, Dement, Smith, and Lee. The land was taken up, let go back, taken again, some of it several times. W. L. Parrish settled in 1891, J. T. Marquess in 1893, and R. P. Gillespie about that time.

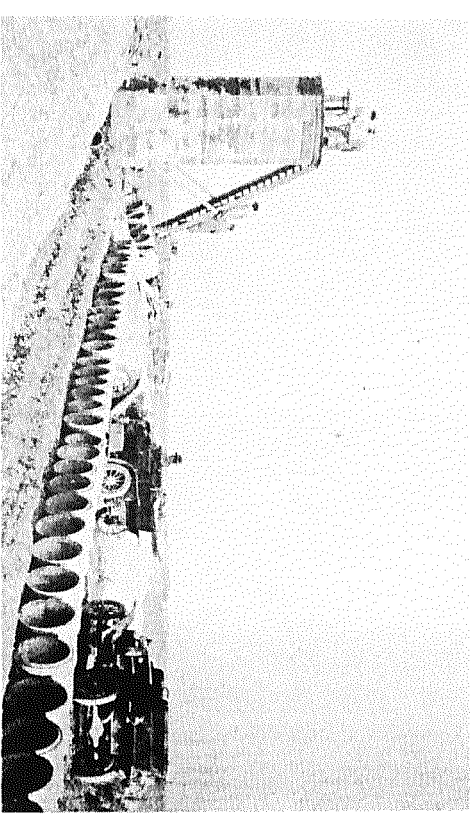
The equity in the ditch was bought by D. W. Ross and associates. Mr. Ross was an engineer from Yakima, Washington, who had been working in Boise for a company from London, England, which was constructing the Phylliss and the New York canals. The company failed financially and the canals were abandoned.*

Mr. Ross persuaded his friend, J. H. Lowell, also of

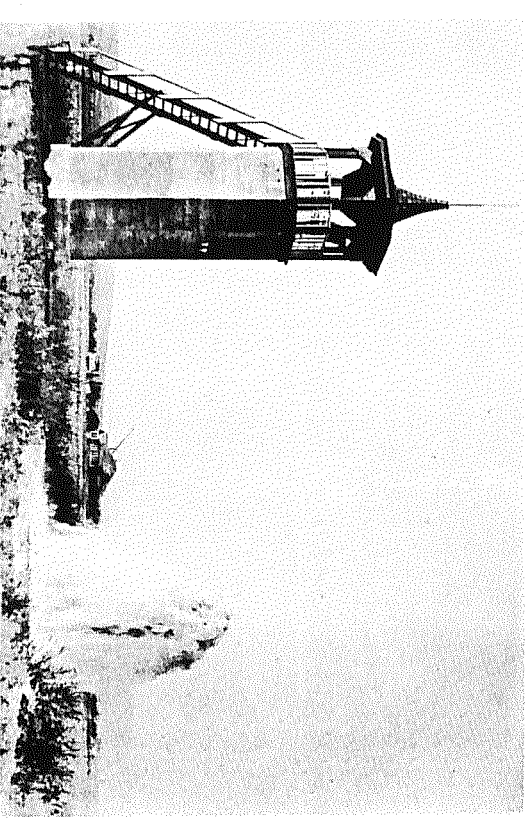
*Later the Phylliss Canal was acquired by the Pioneer Irrigation District, enlarged and extended to irrigate a large tract of land of which Caldwell is the center. The New York Canal was taken over by the U. S. Government, entirely rebuilt, and became the main canal of the Boise Project, delivering storage water to Lake Lowell.



The Homestead



Building the Water Tower

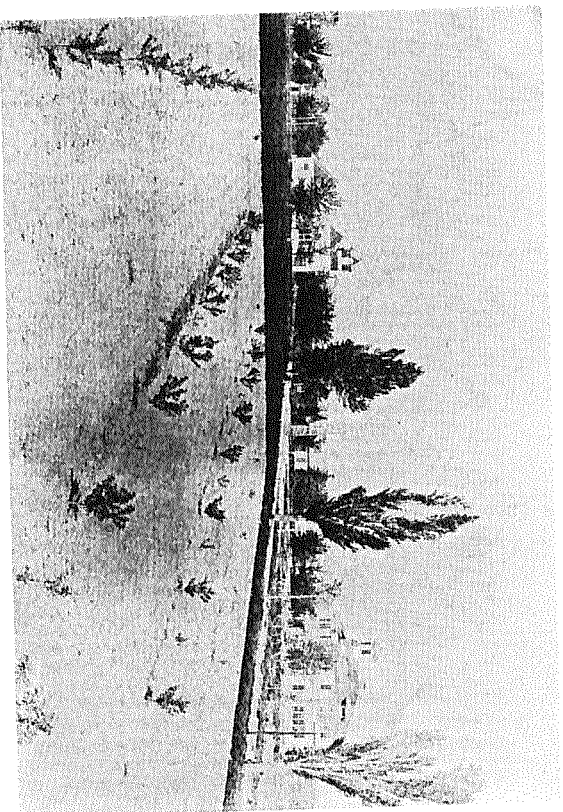


Tower completed

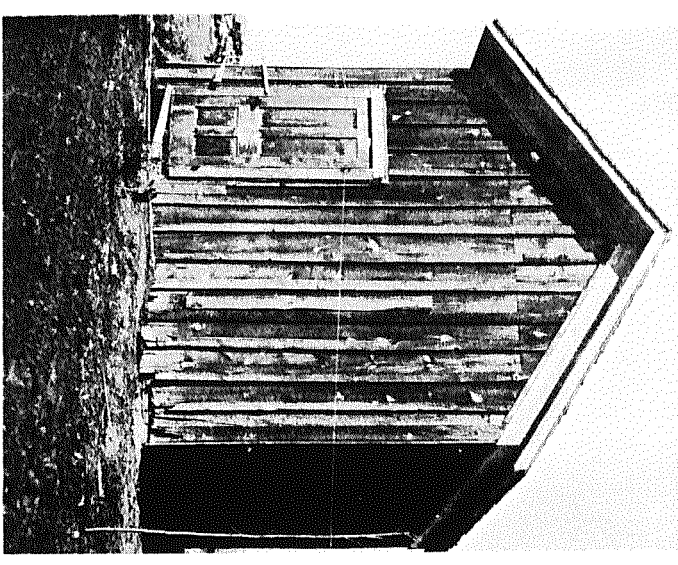
Yakima, to come look over the situation with the result that in January, 1892, Lowell agreed to buy an interest in the Boise Land and Water Company, which now held the option on the Methodist Ditch. Mr. Lowell's partners in the company were Wade Hard, D. W. Ross, A. J. Wiley, and Judson Spofford. Company finances were limited, but the men had optimistic dreams of reclaiming desert land and transforming it into farms and homes.

Mr. Lowell and his aunt, Mary Blake, moved from Yakima and took up homesteads in what is now Roswell, and Lowell let a contract for building the ditch along a three-mile section of the side hill.

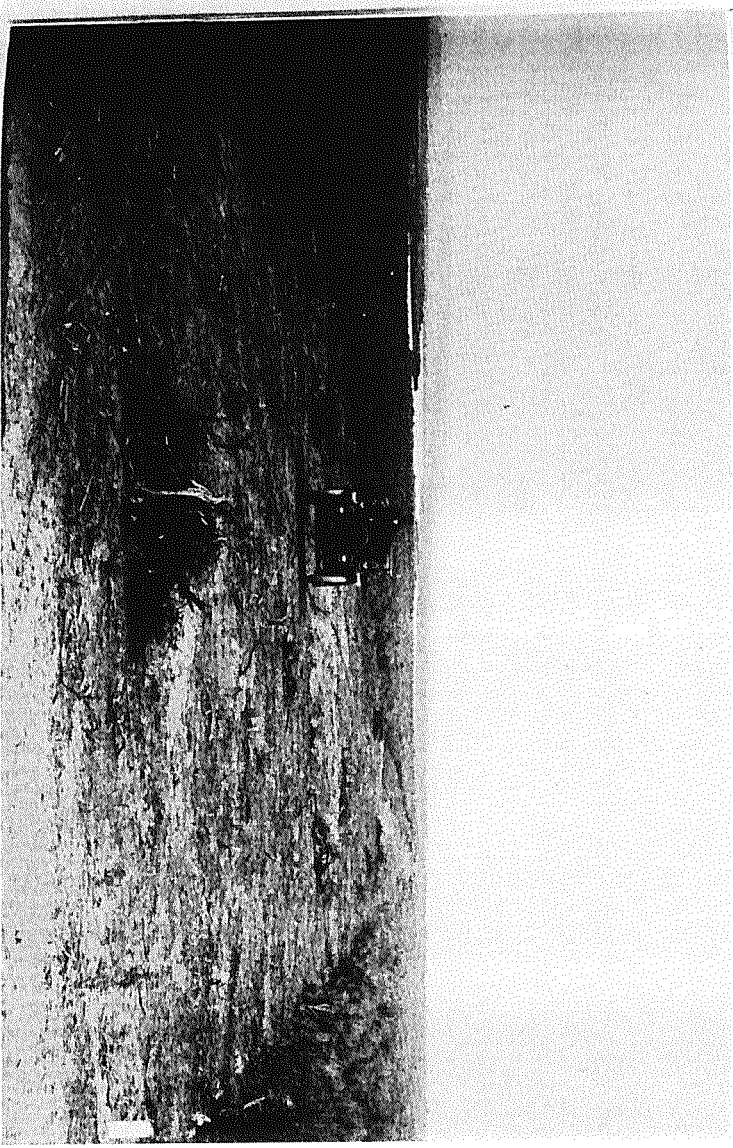
Other homesteaders began coming, and by 1893 houses had been built for R. P. Gillespie, Mary Blake, W. D. McKenzie, J. H. Lowell, Walter Hard, W. K. Harch, W. I. Parrish, L. M. Beale, and J. A. Marquess. By now, there were several children in the community so a school district was formed and the first school held in the fall of 1893,



Roswell



The Stackpole House

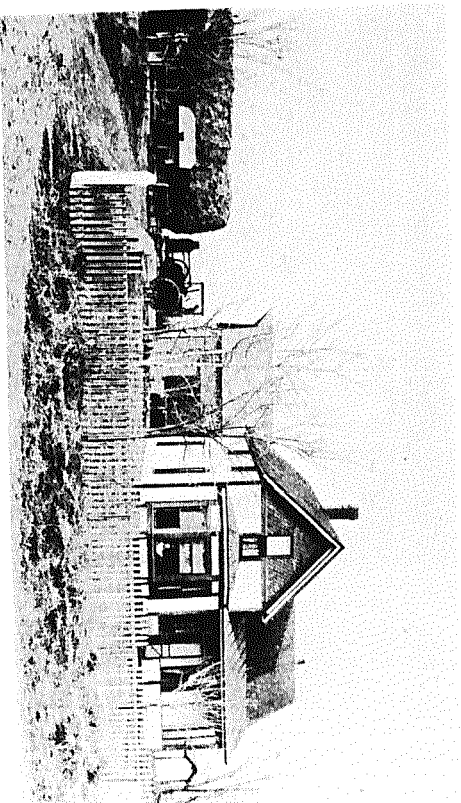


Lower Boise Highway

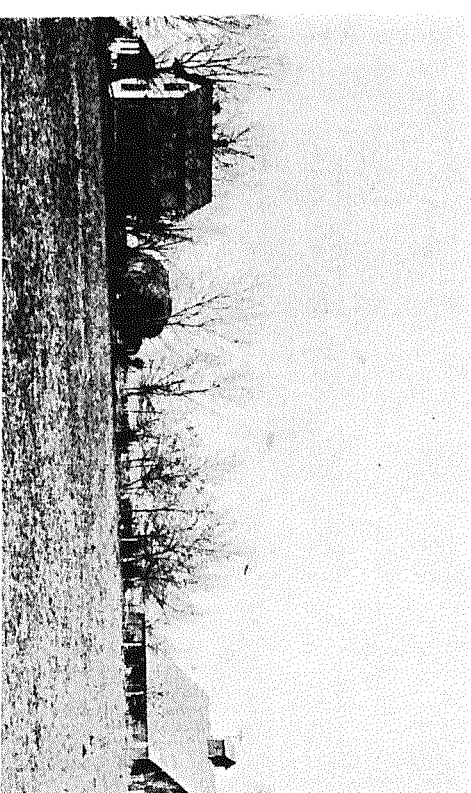
taught by Mrs. Cora McConnell Isenberg, who enrolled seventeen pupils. Mrs. Willa Ross was the teacher next year with twenty-four students followed by Mr. Hagler with twenty-eight.

This same fall, enough water had been run through the ditch to irrigate a few acres. With the coming of water, the settlers began to work in earnest, grubbing sagebrush, plowing, digging ditches, building fences. Small orchards were planted by Miss Blake, Walter Hard, and Will Hatch. To Mr. Hatch belongs the credit for raising standards of irrigation farming in Boise Valley. A small, thrifty man of Scottish descent, Hatch introduced methods which were a distinct improvement on the prevalent "hit and miss" practices.

The side hill continued to be a problem. Added to construction difficulties came the panic of 1893. Money was practically nonexistent and business everywhere bogged down. Workers on the ditch were paid \$1.75 a day per man and \$3.50 a day for man and team, ten hours a day with the men furnishing their own board, horse feed, and tools. Though expenses were light, with sagebrush for fuel,



E. H. Brumbach home



Henry Stark home

coal oil for lights, taxes negligible, the \$6,000 debt on the ditch seemed insurmountable.

A mutual water company was incorporated known as the Riverside Irrigation District, putting water shares into the hands of old settlers, a new idea for water companies. Water rights were traded for land on a fifty-fifty basis, thus giving the company land to sell to new settlers.

Life was hard and discouraging, but the settlers persisted. Commencing with July 1894 mail service was given three times weekly by contract with W. L. Parrish. A voting precinct was established during the year and the first election held in November at the schoolhouse. The most important public work of the year was the building of a county bridge across the Boise River. The contract for this was let by the Canyon County Commissioners September 4, 1894, at a cost of \$6,000.

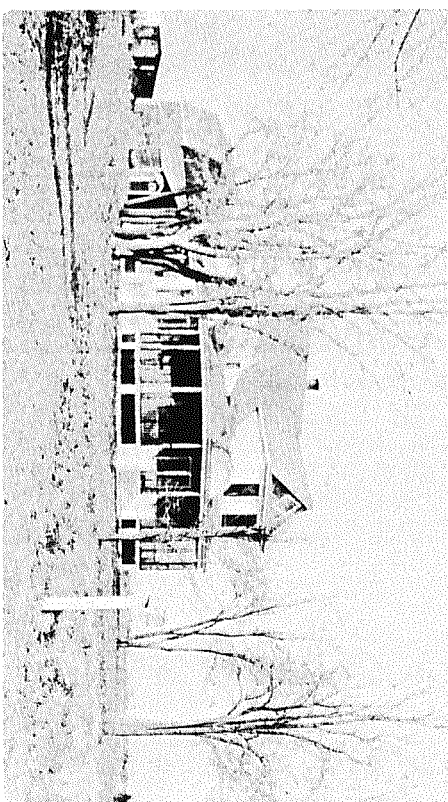
A Sunday school was organized August 25, 1894, with Mr. Murray, superintendent, and Mrs. Walter Hard, assistant. Meetings were held in the schoolhouse every Sunday. Interest was high with a peak attendance of thirty-one.

Church services naturally followed with the first one September 30, conducted by the Reverend William Judson Boone of Caldwell, who continued to hold morning services twice a month, and the Reverend R. B. Wright of Boise, evening ones.

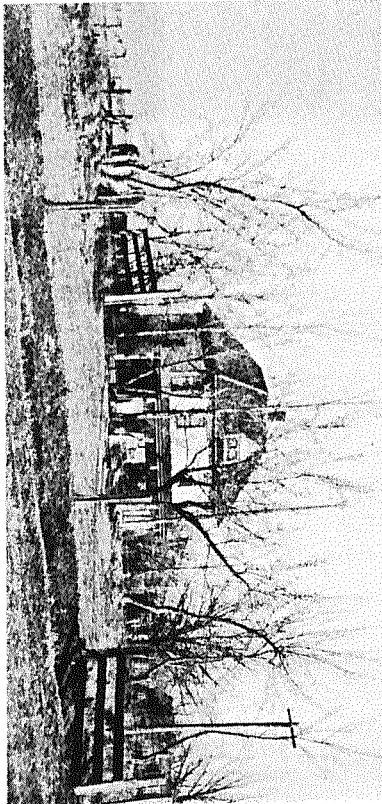
The first community club, the "Mites Society," was organized November 3, 1894, in the home of Miss Blake. This society raised money for religious and charitable purposes and promoted the social activities of the neighborhood. It functioned for many years, bringing the people together in an atmosphere of good will.

Persuading families to leave the security of established homes in the East and Midwest to come to unknown lands was not an easy accomplishment. Through the efforts of J. H. Lowell, John Steel of Omaha, Nebraska, bought the first land in Roswell. He purchased the eighty acres now known as the Alvin Steel home and had the entire farm put into orchard, but continued to live in Omaha.

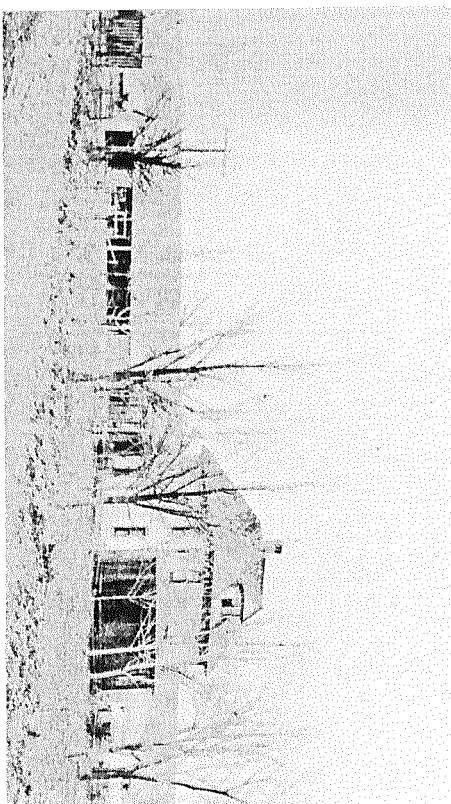
About this time, Ben Paine, the first Minnesotan here, managed to transmit his enthusiasm for the new land to some of his friends back home; and 1897 to the early 1900's



Edgar Dilley home



George Brush home



Kirkpatrick-Hurt "Company Ranch"



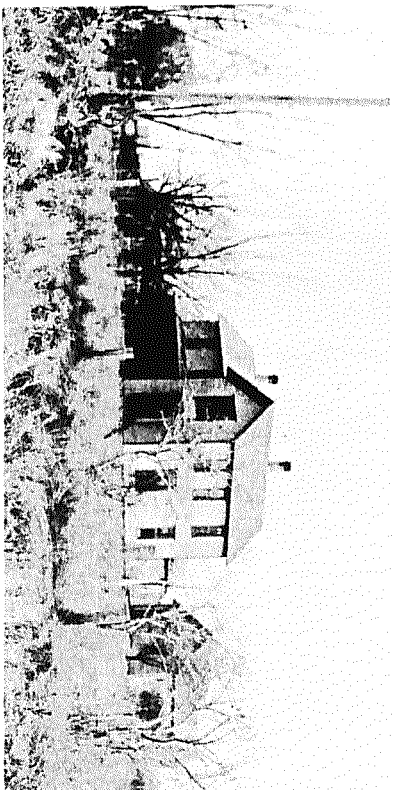
Henry Robinson home

saw several families coming from Minnesota to Roswell. These included: the A. J. McCormicks, the A. J. Rockwoods, the Edgar Dilleys, the Charley Allens, the George Brushes, and the Henry Robinsons. From Illinois came the Jake Troues, the Sam Tunings, and the Frank Howards.

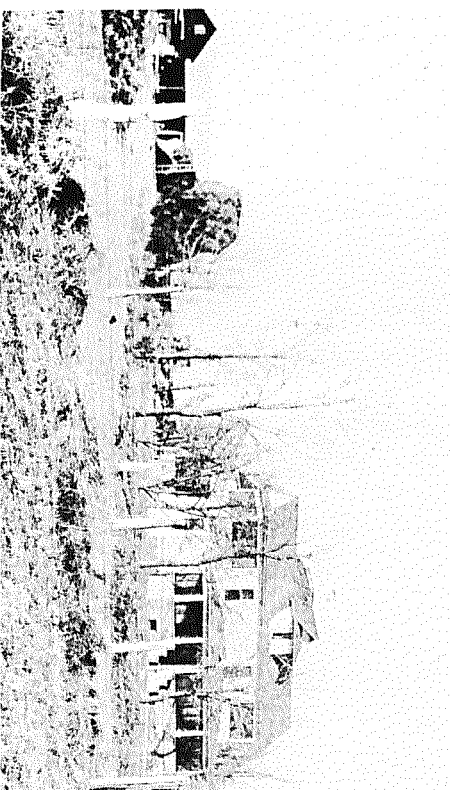
In 1898 a group of sixteen people were appointed by the General Conference of Quakers of Iowa and Illinois to investigate a place for colonization. They came by train to Caldwell and were met by a Roswell delegation in hacks and buggies and proudly given a tour of the Parma-Roswell area, staying overnight in the few local homes available. Nothing immediate resulted from the visit except a favorable report that the area was a good place for homes. This report had wide circulation and gave good advertising, resulting in individual Quakers coming to Roswell, including the Merritt Shorwells, Dr. and Mrs. Satterwaite, and the Orris family.

One of the most enthusiastic recruiters for settlers was Daniel Griest, who had railroad passes all over the United States and must have engineered some good deals for the railroads. On one of his excursions he met C. B. Hurt of Illinois and interested him enough in his description of the Parma-Roswell area that Hurt stopped in Parma to look over the land. He was so impressed that he persuaded his father-in-law, C. B. Sterry, and his brother-in-law, E. M. Kirkpatrick, (both of Illinois) to invest in this locale, with the result that in 1899 the three men bought the Riverside Canal and the land owned by the Boise Land and Water Company. William E. Borah, a young Boise lawyer, was the attorney for the transaction. These new owners had the capital necessary to push development. The canal was enlarged to cover the Big Bend unit and pipeline installed to irrigate the Roswell Fruit Tract. Here again, John Steel showed his faith in Roswell's potential by being the first to buy land in 1909 on the new tract.

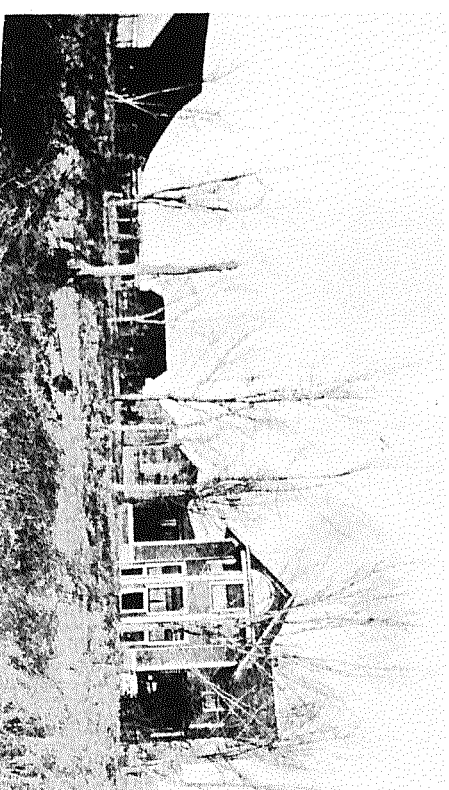
The community was thriving. A telephone exchange was installed in the Brush home (after a few months it was moved to the Frank Howard home); a grocery store was



Charles Allen home



A. J. Rockwood home



Home of Governor C. Ben Ross

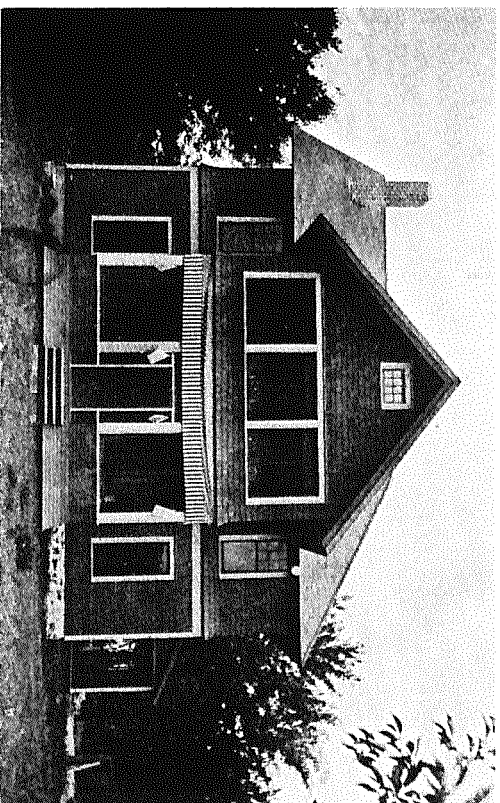
established in the building once used by church and Sunday school. Beginning in 1897 it was known as "Cortier and Soper," later "Cortier and Munson," and then "Cortier and Grosvenor," and then about 1910, "Grosvenor." Grosvenor sold to Daniel Hunt and another store known as "Cortier's Store" was built on land bought from A. J. Rockwood in 1916.

The Presbyterian Church was organized May 15, 1898; the Baptist Church May 28, 1905.

The area had three school districts: Roswell, Wade, and Big Bend; and Roswell had the first accredited rural high school in Idaho.

The first cemetery was on the hill on the Knapp place, then a cemetery district was formed for the present location.

Though Roswell was blessed with natural advantages of fertile soil and moderate climate, its growth was largely dependent on the imaginative efforts and hard work of its early pioneers working together to build a community.



J. H. Lowell home

JOHN STEEL

The life of John Steel reads like a Horatio Alger success story. Born in Sweden, he had the advantage of only two short terms of formal schooling when he went to Stockholm at age fourteen, worked at any available job until he finally found employment in a first-class restaurant where he rapidly rose to a position of high responsibility. At this time only the nobility were permitted to own property in Sweden, so Steel decided to escape this vicious caste system and go to the United States where he believed there was opportunity for all. In preparation, he studied English at night school and at the age of twenty-one, in 1869, sailed on an emigrant ship for the "promised land."

On the ship Swedish emigrants were supposedly protected by contracts formulated by the British government and furnished them, but the contracts were written in English and understandable to only one of the passengers, John Steel. On the voyage the ship's officers served the vilest of food to the helpless emigrants instead of the rations stipulated, thinking no one could read the agreement; but John Steel, refusing to be bluffed by their pomposness demanded and obtained the treatment to which they were entitled by the written contracts.

This courageous action brought him to the attention of a young Swedish girl, Hannah Pearson; and a romance developed on board ship. They became engaged and were married three years later in Omaha, Nebraska.

The ship docked in Montreal, Canada; and the immigrants were transported to Chicago in stock cars. The day after arrival, Steel took out his first citizenship papers. He went to Omaha in 1870 and engaged in various businesses for two years before he began working for the Northwest Mutual Life Insurance Company of Milwaukee. He advanced rapidly to become general agent of this company and was a recognized leader in insurance circles. In addition to his business activities, he was a community leader. He

1939 Aerial Photo



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-12197

WATER RIGHT NUMBER: 63-12197

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DALE F NAGY 2118 SILVER CREEK BOISE, ID 83706 (208)336-8000
Current Owner	ROBERT D GLAISYER 2118 SILVER CREEK BOISE, ID 83706 (208)336-8000
Current Owner	ROSWELL DUCK CLUB LLC 2118 SILVERCREEK BOISE, ID 83706 (208)344-2142

Priority Date: 04/20/1995

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
POND	SCOTT DRAIN

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
WILDLIFE STORAGE	01/01 to 12/31		120.00 AF

<u>Total Diversion:</u>	120.00 AF
-------------------------	-----------

Location of Point(s) of Diversion

POND	SE1/4SW1/4	Sec. 24, Twp 05N, Rge 06W, B.M.
CANYON County		

Place of Use

<u>WILDLIFE STORAGE</u>																			
Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	06W	24									X			X				X	

Conditions of Approval:

1. R02 A lockable device subject to the approval of the Department shall be maintained on the diverting works in a manner that will provide the watermaster suitable control of the diversion.
2. Wildlife storage use is for a 92.5 af shallow reservoir providing habitat for waterfowl and other wildlife. This right authorizes the diversion of 92.5 af to fill the reservoir and 27.5 af to replace evaporation losses from the reservoir.
3. R05 Use of water under this right will be regulated by a watermaster with responsibility for the distribution of water among appropriators within a water district. At the time of this approval, this water right is within State Water District No. 63.

Licensed Date: 12/30/2005

Decreed Date:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal:

Owner Name Connector: And/Or

Water District Number: 63

Roswell Duck Club L.L.C.

2118 Silver Creek
Boise, ID 83706
336-8000 FAX 345-0609

RECEIVED

JUL 11 2000

**WATER RESOURCES
WESTERN REGION**

July 10, 2000

Richard D. Hansen
Temporary Field Examiner
2735 Airport Way
Boise, ID 83705-5082

FAX TRANSMITTAL 334-2348

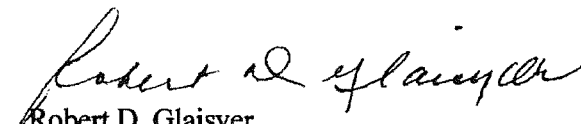
RE: 63-12197

Dear Mr. Hansen:

This letter is to request a waiver for measuring devices on the inflows and outflows to our ponds. Such a requirement would essentially not be possible. However, we agree to install a lockable device on the outflow to the Scott Drain. We further agree that the Department of Water Resources can reserve the right to require a measuring device to the outflow on the Scott Drain in the future as deemed necessary by the Department.

If the Department grants this waiver for measurement devices on the inflow, we will agree to remove the "Wildlife" portion of this permit so long as we are allowed the excess storage (27.5 ac. ft.) from our permit.

These requests and agreements are in consultation with Richard Hansen, Temporary Field Examiner and Dan Nelson, Water Resource Agent. We thank them for their help and advice on this matter.


Robert D. Glaisyer
Roswell Duck Club

RDG:ry

MEMORANDUM

TO: File 63-12197
FROM: Richard D. Hansen *RDH*
DATE: June 27, 2000
SUBJECT: Field Exam Conducted June 22, 2000

Dan Nelson and I conducted a field examination for water right permit 63-12197. We were accompanied by Dale Nagy. Several important items were discovered.

1. The wetlands and ponds already existed prior to the development of the permit. The permit holder(s) have enhanced the existing ponds and other habitat for wildlife.
2. No water is diverted to storage. The wetlands and ponds are on stream storage facilities.
3. No measuring devices have been installed as required by the permit.
4. A lockable controlling works has not been installed as required by the permit.

The following steps must be completed to satisfy the conditions of approval.

1. It is recommended that the permit holder request in writing that the wildlife component be removed. This would allow the department to remove the measuring requirement. If the wildlife component is retained the permit holder should request that the condition requiring a measuring device be waived. However, the Department should reserve the right to require a measuring device in the future as needed.
2. A lockable device shall be installed to provide the watermaster with control of the diverting works.
3. A condition should be added to the permit that would allow the permit holder to maintain the water level in the pond.

Permitted afa – pond volume = allowable volume to maintain the water level

120 afa - (37 acres X 2.5 ft ave depth) = 27.5 afa to maintain pond volume

Dan and I will meet with Bob Glaisyer on Wednesday, June 28, 2000 to discuss the conditions that need to be met to continue processing the permit.

[illegible]

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.

SEE ATTACHED SHEET.

 X Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

 X Aerial Photo Attached (required for irrigation of 10+ acres).

 X Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
N/A					

**Code to correspond with No. on map and aerial photo*

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calibration Date
N/A						

2. Measurements: It was not possible to make any measurement.

E. NARRATIVE/REMARKS/COMMENTS

On June 22, 2000, Dan Nelson and I conducted a field examination of the ponds and wetlands, which belong to the Roswell Duck Club. The point of diversion is located in the SESW of Section 24, Township 05N, Range 06W. The place of use is the wetlands and ponds in the NESE, SWSW, and SESW of Section 24, Township 05N, Range 06W. The area of the wetlands and ponds is about 37 acres. I verified the number of acres through the NRCS office in Caldwell and also with a planimeter. The average depth of the water according to the Mr. Nagy was 3 to 3.5 feet and according to the NRCS the average depth is 2.5 ft.

The wetlands and ponds are essentially an extension of the wetlands that belong to the Idaho Department of Fish and Game located immediately South of the Roswell Duck Club. The ponds and wetlands provide year-round wildlife habitat. At the time of the field examination no water was being held at the outlet to Scott Drain. Typically water is backed up in the fall and winter after the irrigation season to increase the water level in the ponds. The primary times when the storage is desired is during the fall and winter.

A measuring device and a lockable controlling works were not found during the field examination as required by the permit. The installation of a measuring device and a lockable control at the point of diversion would be extremely expensive and impractical considering the location of the point of diversion. The wetlands and ponds are part of an in-stream system. Water is not diverted away from the natural drainage. Water enters the Duck Club property from the Fish and Game ponds through a culvert under Roswell Highway. If a lockable device were installed at the point of diversion it is possible that the road could be washed out because the water would not have any where to go. The permit owners have requested that the condition requiring a measuring device be waived. In addition, they agree to allow the Department to reserve the right to require a measurement device at the outlet (Scott Drain) of the wetlands in the future if deemed necessary by the Department. They will install a lockable device on the controlling works to the outlet (Scott Drain) of the wetlands. The installation of a lockable device should be verified before this permit is licensed. If the Department waives the measurement requirement the owners have also agreed to remove the "Wildlife" portion of the permit if they are allowed the excess storage in order to maintain the level of the pond. (See attached memo dated June 27, 2000 and the letter from Bob Glaisyer dated July 10, 2000.)

Mr. Nagy indicated that a large portion of the water entering the ponds and wetlands comes from the Dutton Drain due to seepage from wetlands adjacent to the property owned by the duck club. The Roswell Duck Club also has 135 shares of canal water. This water is used irrigate 120 acres in the SWSW, NWSW, and NESW of Section 24, Township 05N, Range 06W.

I recommend that this permit be licensed once proof has been made that a lockable device has been installed at the outlet of the ponds. It is recommended that the permit be licensed for 120.0 AFA. The capacity of the system is approximately 92.5 AF. The additional 27.5 AF should be allowed to compensate for evaporation and seepage.

Have the conditions of permit been met? ☐ YES ☒ X NO

F. FLOW CALCULATIONS

Measurement Method: N/A

_____ Additional Computation Sheets Attached

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation: N/A

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

37 acres x 2.5 ft = 92.5 AF

See attached memo and letter regarding the annual volume.

H. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (AFA)
	From	To		
Wildlife Storage	01/01	12/31	_____	120.0
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			_____	120.0 AFA

2. Recommended Amendments

_____ Change P.D. as reflected above _____ Add P.D. as reflected above X None

_____ Change P.U. as reflected above _____ Add P.U. as reflected above _____ Other

I. AUTHENTICATION

Richard D. Hansen – Field Examiner

Field Examiner's Name

Richard D. Hansen

Date:

9-13-2000

Reviewer _____

Date: _____

seal

MEMORANDUM

DATE: June 25, 1996

TO: File 63-12197

FROM: Shelley W. Keen *SWK*

RE: Application for Permit No. 63-12197

Bob Glaisyer called this afternoon in response to the letter I sent him yesterday. At issue is whether filing 63-12197 should contain a flow rate component as well as a storage volume component. Mr. Glaisyer explained that part of the project will involve a diversion of natural flow.

Also, Mr. Glaisyer explained that he and Dale F. Nagy should be listed as the "officers" of the Roswell Duck Club, LLC. He said that with a limited liability corporation they are technically termed "members".

63-12197

AUG 09 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

June 24, 1996

ROBERT D GLAISYER AND DALE F NAGY
ROSWELL DUCK CLUB LLC
555 E PROVIDENT
BOISE ID 83706

RE: Application for Permit No. 63-12197

Dear Applicants:

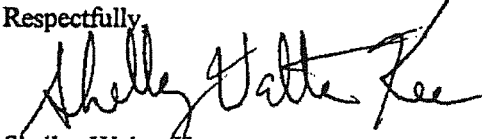
Application for Permit No. 63-12197, which you filed with the Department of Water Resources in April of 1995, is being reviewed to determine if a permit to appropriate water should be issued at this time. I am writing you because there are two items which must be resolved before the review process can be completed.

First, my understanding of your application is that you intend to add 120 acre feet of storage capacity to an existing pond/reservoir. Your application indicates that you also intend to appropriate 2.0 cfs of natural flow for wildlife purposes. While I can see from the plans you submitted how you will accomplish the impoundment of an additional volume of water, I cannot discern how you will be appropriating a rate of flow. With the exception of storage rights and rights for stock watering purposes, the natural flow of Idaho's public waters cannot be appropriated unless the water is diverted from the natural stream channel and applied to a beneficial use. Because your intention appears to be to impound additional water in the pond, not to divert flowing water away from the pond, the inclusion of a natural flow component on your application for permit may have been unnecessary.

Please let me know within fourteen days how you intend to appropriate a flow of water in addition to the volume you intend to store. A map or diagram would be helpful. If I do not hear from you on this subject within fourteen days, your application will be processed for the appropriation of a storage volume only.

Second, due to the requirement of Water Allocation Rule 035.03.b.i., I need a list of the names, titles, and addresses of all the officers of Roswell Duck Club, LLC. Your application cannot be processed without this information. If you have any questions, please contact me at 208-327-7946.

Respectfully,


Shelley Walter Keen
Water Rights Supervisor

APR 09 1996

MEMORANDUM

TO: File 63-12197
FROM: Dave Tuthill *DT*
DATE: May 21, 1996
RE: Source Name

At first glance the source name of Pond tributary to Scott Drain seems odd. Upon further consideration, however, this name has merit, for the following reasons:

1. Pond is one of the approved source names in the database system.
2. If an appropriator desires to divert from or add storage capacity to an existing storage feature, the name of the storage feature is the appropriate source. For example, the source for the Big Payette Lake storage and direct flow water rights is Big Payette Lake. Similarly it is appropriate for the source in this case to be pond, where the pond was in existence prior to the raising of the pond level.

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AUG 09 1996

Comments: Date: 4/ 25/ 1995User-ID: LGRAVES

Subject:
POND AREA

Per Maria Minicucci: Pond area is basically a wetlands area
~120 acres, less than 1' deep. The level of the pond varies
throughout the year, fluxuating with the availability of
wastewater from some F & G hatcheries (year around) and from
farmland (irrigation season).

Comments: Date: 4/ 25/ 1995User-ID: MMINICUC

Subject:
APP/SRBA CLAIM

THIS APP WAS FILED TO COVER ANY ADDITIONAL STORAGE WHICH MAY HAVE
BEEN DEVELOPED AFTER NOV. 19, 1987. THIS APPLICATION IS
NECESSARY BECAUSE THE APPLICANTS PROPOSE TO CONSTRUCT CONTROL
STRUCTURES WHICH MAY OR MAY NOT INCREASE THE STORAGE CAPACITY
DETERMINED DURING THE SRBA REVIEW. THIS APPLICATION WILL THEN
COVER ANY ADDITIONAL STORAGE DEVELOPED AFTER 1987.

RECEIVED
AUG 09 1996

130
3 1/2
↑

Field Notes

6-22-00

3-3 1/2 ft average depth

No measuring devices or reliable control

160 acres

37/160 in the Wetland Reserve

John Gleime

NRCS (Caldwell)

135 shares of canal water

63-12197



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

May 18, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

ROSWELL DUCK CLUB LLC
C/O DALE NAGY & ROBERT GLAISYER
7609 W EMERALD
BOISE ID 83704

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No: A63-30230

Dear Claimants,

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

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

Please note that the wetland system is covered at current capacity by license 63-12197 with a 1995 priority date. The licensing exam that was done in 2000 found a system capacity of 120 af which included 37 acres of wetland area, 2.5 feet deep in water, including 27.5 af for evaporative losses.

Claim A63-30230 lists a 1912 priority date for wildlife storage. If sufficient, supporting information is submitted, whatever wildlife storage existing in 1912 can be recommended for decree. For your information and assistance, enclosed is a 1939 aerial photo indicating a large pond presumably used for wildlife storage. The surface area of the pond can be determined from this photo, however, an average pond depth is needed to calculate total storage volume. The estimated pond depth can be submitted with/as part of the above requested evidence of priority.

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

Page 2

The above requested information needs to be submitted by June 8, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in cursive script, appearing to read "Lori Graves".

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-30230
1939 Aerial Photo

cc: ROBERT GLAISYER
2118 SILVER CREEK LN
BOISE ID 83706

Receipt Details for ID W018994

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/20/1995 5:14:29 PM	4/20/1995	Western	\$172.00	Check
Payer		NAGY, DALE F		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1229			
Card Expiration Date	Credit Card Transaction #		

Comment SRBA CLAIM**Fee Detail:**

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$120.00	APPLICATION FOR PERMIT	62103	229	21	0	1155
\$52.00	SRBA CLAIM	41503	337	0	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	12197		\$120.00	WaterRight
63	30230		\$52.00	Claim

[Print Report](#)

Idaho Dept. of Water Resources Place of Use Comparison Report

Rec	63 2279	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	INDIAN CREEK	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640
Right	63 2279	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	INDIAN CREEK	05N06W24		18	34		28	25	39	23	31	39	35	8		10			290	
Claim	63 4008	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	MAMMEN GULCH CREEK	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Rec	63 4008	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	MAMMEN GULCH CREEK	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Claim	63 4007	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	MEADOWS GULCH DRAIN	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Rec	63 4007	THE RIVERSIDE IRRIGATION DIST LTD, THE RIVERSIDE IRRIGATION DIST LTD,	MEADOWS GULCH DRAIN	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Rec		UNITED STATES OF AMERICA ACTING THROUGH,	PIPE GULCH DRAW CREEK	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Rec	63 2212	THROUGH,	PIPE GULCH DRAW CREEK	05N06W24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	640	
Claim	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Claim	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24								X		X	X						0	
												X		X	X						0	
Rec	63 30230	ROBERT D GLAISYER, ROSWELL DUCK CLUB LLC, DALE NAGY,	POND	05N06W24																		

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Claim	63 30232	RICHARD K VYCITAL,	UNNAMED SLOUGH	05N06W/24																X	X	X	X		0
Rec	63 30232	RICHARD K VYCITAL,	UNNAMED SLOUGH	05N06W/24																X	X	X	X		0
Claim	63 4010	THE RIVERSIDE IRRIGATION DIST LTD,	WEST END DRAIN	05N06W/24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40					40	640
Rec	63 4010	THE RIVERSIDE IRRIGATION DIST LTD,	WEST END DRAIN	05N06W/24	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40					40	640
Claim	63 30233	RICHARD K VYCITAL,		05N06W/24																X	X	X	X		0
Rec	63 30233	RICHARD K VYCITAL,		05N06W/24																X	X	X	X		0

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: A63-30230
Date Received: 4/20/1995
Receipt No: W018994
Received By: MTT

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DALE NAGY 208-336-1654
Address: 555 E PROVIDENT
BOISE ID 83706
AND/OR
Name: ROBERT D GLAISYER 208-336-1654
Address: 555 E PROVIDENT
BOISE ID 83706
AND/OR
Name: ROSWELL DUCK CLUB, L.L.C. 208-336-1654
Address: 555 E PROVIDENT
BOISE ID 83706

2. Date of Priority: JAN 1, 1912

3. Source: POND Trib. to: SCOTT DRAIN

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	06W	24		SE	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
WILDLIFE	01/01	12/31	0.020		
WILDLIFE STORAGE	01/01	12/31			120.00

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

A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
WILDLIFE, POND FOR WILDLIFE USE

10. Place of Use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	06W	24	NE	SW		WILDLF	
			NE	SW		WILD S	
			SW	SW		WILDLF	
			SW	SW		WILD S	
			SE	SW		WILDLF	
			SE	SW		WILD S	

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:

THIS POND HAS BEEN USED BY WILDLIFE AS LONG AS THIS AREA HAS BEEN A POND.

15. Basis of Claim: BENEFICIAL USE

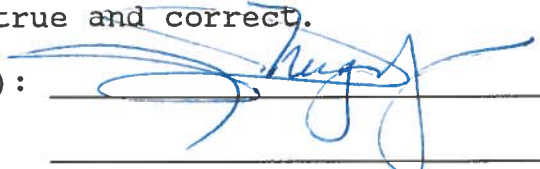
16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

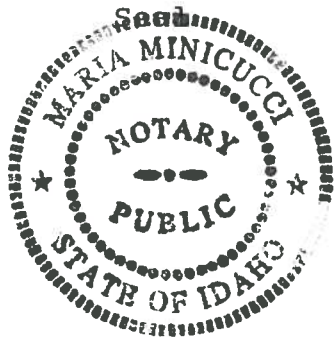
Signature of Claimant(s):  Date: 4/20/95

Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 20th day
of April 19 95

Maria Minicucci
Notary Public



Residing at Boise, Idaho
My Commission Expires 06/25/1995