

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: A63-20787
Date Received: 2/09/1990
Receipt No: W008584
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: NOAH L. RAE 208-344-2291
Address: 2105 1/2 KOOTENAI ST.
BOISE, ID 83705
OR
Name: CAROL A. RAE 208-344-2291
Address: 2105 1/2 KOOTENAI ST.
BOISE, ID 83705

2. Date of Priority: JAN 01, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	01W	18	SW	NE	SW		CANYON

5. Description of diverting works:
100' DEEP, 8" CASED WELL, 3 HP PUMP & PIPE TO HOME & SPRIN. IRRIG

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		
IRRIGATION	03/15	11/15	0.050		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE FOR 1 HOME.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	01W	18	NE	SW		DOMEST	
			NE	SW		IRR	1.5
						Section Acres	1.5
						Total Acres	1.5

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:
NAMPA-MERIDIAN IRRIG. DIST.

14. Remarks:

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

Number of attachments: 1

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): [Signature] Date: 2-9-90

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 9th day

of February 19 90

[Signature]
Notary Public

Seal

Residing at Meridian, ID

My Commission Expires 9-14-94

NAMPA QUADRANGLE
IDAHO

7 MINUTE SERIES (ORTHO PHOTOQUAD)

32° 30'

339

30000 FEET

118° 30'



MICROFILMED
SEP 13 1992

Receipt Details for ID W008584

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/9/1990 9:23:43 AM	2/9/1990	Western	\$77.00	Cash
Payer		RAE, CAROL OR NOAH		

Account Information:

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

Comment ADJUDICATION CLAIM FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$77.00	ADJUDICATION CLAIM FEES	410162	9337	00		6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	20786		\$25.00	Claim
63	20787		\$52.00	Claim

Print Report



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

March 30, 2007

DDR NAMPA LLC
3300 ENTERPRISE WAY
BEACHWOOD OH 44122

RE: Snake River Basin Adjudication (SRBA)
Water Right No. 63-20787

Dear Sir or Madam:

We have been advised you may be the new owner of the property with the water right referenced above (see enclosed report).

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 2
Adjudication Section
Western Region

LH:l
Enclosures

REAL PROPERTY INQUIRY

01 6R30499-000- -0 002-00 SCH131+ 21 307,700 3.14

DDR NAMPA LLC

+

+

+

+

+

3300 ENTERPRISE PKWY

+

BEACHWOOD OH 44122

+

18-3N-1W SW

+

TOTAL 307,700

W 530' OF S 353.5' OF W 1/2 NESW

LESS TX 8

+

SURVEY INST 200541422

+

DRAIN DR VALUE APPR KMP

+

CLASS R2 REAP 06 MAN 03 UNIT 1

+

PARCEL 6R03N01W185225 H/O N C/B N

+

PRIOR ACCOUNT 5R30499-000- -0

+

02 MH on Property NO

+

03 Traits 04 Companion Sheet

5112 STAMM LN, NA

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

ADDRESS SERVICE
REQUESTED



RECEIVED

FEB 05 2007

WATER RESOURCES
WESTERN REGION

RETURN TO
SENDER
UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

RETURN TO
SENDER
UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

LAKE A NAH

RETURN TO
SENDER
UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

63-20787

DDR Nampa hlc
3300 Enterprise Pkwy
Beachwood OH 44122

WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

ADDRESS SERVICE
REQUESTED

NOAH HAE
CAROL KAE
1210572 KOOTENAI ST
BOISE ID 83705
UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE

UAA

FIRST CLASS



UNITED STATES
02 1A
0004310839
MAILED FROM ZIP CODE 937
\$00.87
OCT 06 23
PRIME DOWN S

RECEIVED

OCT 10 2006

WATER RESOURCES
WESTERN REGION

63-20787

02/07/2006

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

RIGHT NUMBER: 63-20787

NAME AND ADDRESS: NOAH L RAE
2105 1/2 KOOTENAI ST
BOISE ID 83705

CAROL A RAE
2105 1/2 KOOTENAI ST
BOISE ID 83705

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.090 CFS
6.750 AFY

The quantity of water under this right for domestic use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1915

POINT OF DIVERSION:

T03N R01W S18 NESW 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	0.050 CFS 6.75 AFY
DOMESTIC	01/01 12/31	0.040 CFS

Domestic use is for 1 home and up to one-half acre irrigation.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R01W S18 NESW 1.50

DOMESTIC Within CANYON County

T03N R01W S18 NESW

1.5 ACRES TOTAL

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

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

The quantity of water decreed for this water right for domestic use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

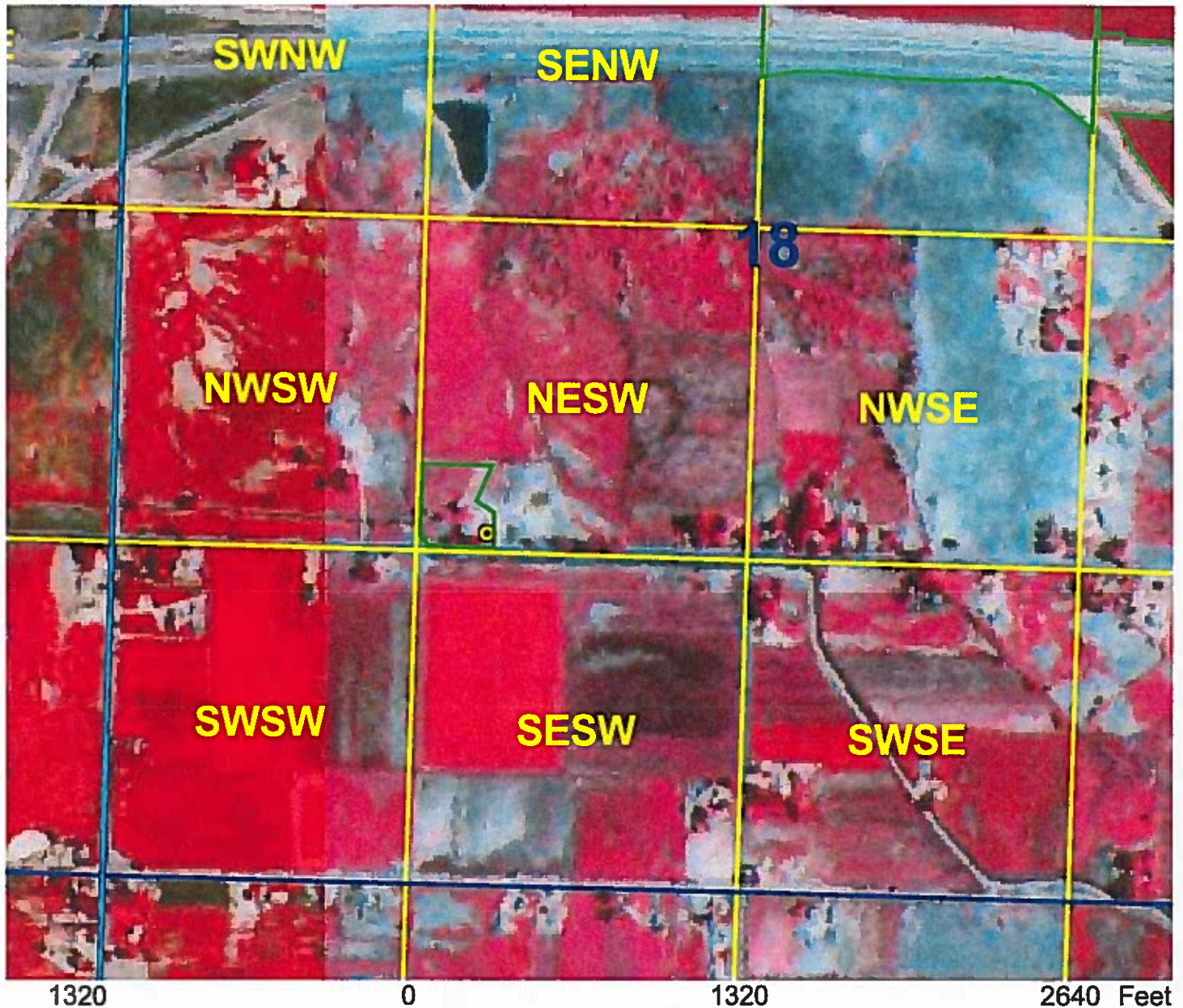
Physical address of property is 5112 Stamm Lane, Nampa, Idaho.

Parcel No. R3049900000.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R1W SECTION 18
Water Right (s): 63-20787



TOTAL IRRIGATED ACRES = 1.5



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: February 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 7, 2006

T ERIK OAAS
P.O. BOX 325
BOISE, ID 83701

RE: Snake River Basin Claim No(s): 63-20787

Dear T ERIK OAAS,

In the past, NOAH L AND CAROL A RAE submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. You may be the owner of this water right claim. Enclosed is a computer printout of the claim(s) for your reference.

The Idaho statutes require that the Idaho Department of Water Resources (IDWR) be informed of a change in water right ownership within 120 days of the property transaction. If you purchased the property referenced in this letter, please fill out the change of ownership form and send it with the required documentation to my attention at 2735 Airport Way, Boise, ID 83705. Please call me at (208) 334-2190 if you have questions.

Sincerely,

Vicky L. Music
Sr. Water Resource Agent
Adjudication Bureau

Enclosure: Change of Ownership form and instructions
Computer print-out for SRBA Claim No. A63-20787.

*also sent map from
claim because address of
record is not claimed
address.*

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

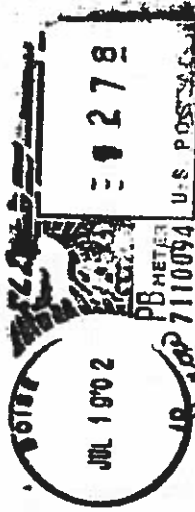
63-20787

RECEIVED
JUL 25 2002

Department of Water Resources

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



RECEIVED

JUL 26 2002

WATER RESOURCES
WESTERN REGION

*Let Karan know
what to do*

NOAH L RAE
CAROLA RA
2105 1/2 KOC
BOISE, ID 83

RAE-105 037052005 1201 17 07/23/02
FORWARD TIME EXP RTN TO SEND
RAE-105 037052005 1201 17 07/23/02
10627 HIGHWAY 95
INDIAN VALLEY ID 83632-5030

RETURN TO SENDER

E 54572015 053705



Karan



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

July 18, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63 Part 3

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Canyon County portion of the Boise River Basin (Basin 63 Part 3). This investigation is a major effort, and IDWR has hired a contractor, Ms. Karan Waters, to assist us with this task.

The purpose of this letter is to advise you that Ms. Waters might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Ms. Waters with access to your water diversion system so that she can conduct this field examination. She will be gathering information on the rate of flow, location, and extent of beneficial use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in Basin 63, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our offices. This is important because the adjudication process will either confirm or disallow the water rights, which can have an impact on the value of the property. Our Western Regional Office is located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Ms. Waters to ensure that the resulting decrees accurately reflect your water uses.

Sincerely,

for Jan Shurte
Adjudication Section Supervisor
Western Regional Office

Desktop Kevin/164
b/h

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) 63-20701

Owner: _____ Phone No. _____

Current Address: _____

- ☐ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Canyon CO. Assessor - DWHPV 1ST. ENK OAAAS
POB 325 BOICE 83101
physical address: 5112 Stamm Ln.
naupa,

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: 1915

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

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

Description of diverting works

see claim & field exam

OVERLAP REVIEW

Other water rights with the same point of diversion:

none

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

NA

WATER USES

☒ No change

☐ Different Uses

Use *irr* From *3-1* To *11-15* Amount *.05* CFS *6.75* AFA

Use *dom* From *1-1* To *12-31* Amount *.04* CFS *—* AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

$$(1.5)(4.5) = 6.75 \text{ AFA} \quad \text{OR} \quad (.05)(1.4835)(200) = 25.79$$

TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount *.05* CFS *6.75* AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☒ No change

☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:

1.5 ac irr claimed + 1/2 ac ass. w/ house

☐ No Change

☐ Changes shown below:

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

Overlap with other water rights: NO

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

NA
Delivery System Narrative: see claim and field exam.

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

RIE ✓ aka 5112 Stamm Lane, Nampa, ID.
RIE Parcel # R304990000.
RIE ✓ Q for dam not to 7 132 rpm
RIE ✓ Q for dam not a bit of bus b/c
RIE ✓ dam use is for 1 hour to up to 1/2 ac. per.

(12) 1932 aerial shows the property planted in fruit or other trees.
Cannon Co. Assessor for 1940 says house built 1915.

AFTER EXAM THE FILE SHOULD CONTAIN:

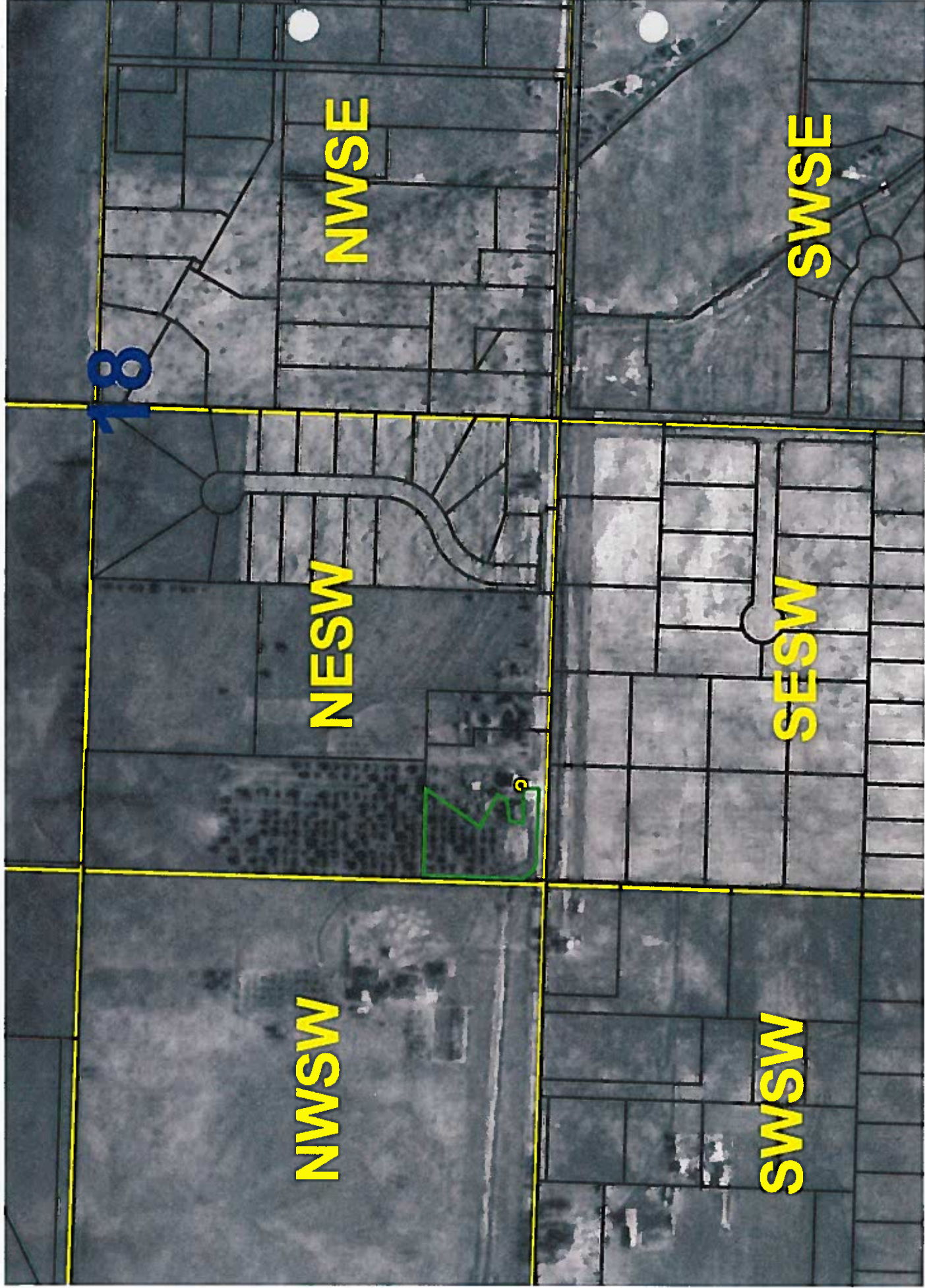
- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

2/7/06

FIELD EXAMINER:

Wally L. Hall



63-20787. 1939 AERIAL PHOTO. HOUSE, OUTBUILDINGS AND EVIDENCE OF IRRIGATION / ORCHARD, PRESENT.

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-20787

02/07/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-20786	Claim	03N	01W	18	NE	SW		GROUND WATER	CAROL A RAE
63-20787	Claim	03N	01W	18	NE	SW		GROUND WATER	NOAH L RAE
63-27870	Claim	03N	01W	18	NE	SW		GROUND WATER	MARY M DAVIS
63-27871	Claim	03N	01W	18	NE	SW		GROUND WATER	MARY M DAVIS
63-23358	Water Right	03N	01W	18	NE	SW		GROUND WATER	MELVIN L DOBSON
63-20786	Water Right	03N	01W	18	NE	SW		GROUND WATER	NOAH L RAE
63-27870	Water Right	03N	01W	18	NE	SW		GROUND WATER	HIGH POINT PROPERTIES LC
63-27871	Water Right	03N	01W	18	NE	SW		GROUND WATER	HIGH POINT PROPERTIES LC

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-20787

01/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
20787	Claim	03N	01W	18	NE	SW		IRRIGATION	1.5/1.5	NOAH L RAE
23358	Water Right	03N	01W	18	NE	SW		STOCKWATER		MELVIN L DOBSON
20787	Claim	03N	01W	18	NE	SW		DOMESTIC		NOAH L RAE
20786	Water Right	03N	01W	18	NE	SW		DOMESTIC		NOAH L RAE
23358	Water Right	03N	01W	18	NE	SW		DOMESTIC		MELVIN L DOBSON
27870	Water Right	03N	01W	18	NE	SW		DOMESTIC		HIGH POINT PROPERTIES LC
27871	Water Right	03N	01W	18	NE	SW		DOMESTIC		HIGH POINT PROPERTIES LC

REAL PROPERTY INQUIRY

+++++

01 6R30499-000- -0 144-00 N SCH131+ 12 36,000 1.00

+++++ 2A 21,400 2.14

DDR NAMPA LLC + 32 10,100
+ 34 64,200
+
+3300 ENTERPRISE PKWY
BEACHWOOD OH 44122 +

+++++

18-3N-1W SW + TOTAL 131,700 3.14

W 530' OF S 353.5' OF W 1/2 NESW
LESS TX 8

+++++

+ SURVEY INST 200541422

+ DRAIN DR VALUE APPR KMP

+ CLASS R2 REAP 04 MAN 03 UNIT 1

+ PARCEL 6R03N01W185225 H/O N C/B N

+ PRIOR ACCOUNT 5R30499-000- -0

+ 02 MH on Property NO

5112 STAMM LN, NA

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R30499000 0 UNIT 001 TOTAL UNITS 1

SITE 5112 STAMM LN NA SEC/TWN/RNG 18-3N-1W

ASSESSED VALUE 131,700 ACREAGE 3.14

SUB/PARK NAME YEAR/MAKE

CLASS R2 RENTAL HOUSE CLASS '2' SPACE LOT BLOCK

+++++

YR BUILT 1915 AIR COND AIR - NONE CARPORT N

STORY 1.50 STORY HEATING CARPORT SQ FT

FIRST SQ FT 1312 EXTERIOR COMP SHINGLE DECK/PATIO? N

SECOND SQ FT 668 ROOF COMP POOL? N

BEDS 4 BSMT SQ FT SPA? N

BATHS 1.00 % BSMT FIN LOT SIZE

FRPLC 0 GARAGE N NEIGHBORHOOD 0

GARAGE SQ FT

+++++

COMMENTS 2ND STY ATTIC MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

Field Investigation Report

Completed by **Karan Waters**

Claim Number 63-20787

Contact:

Contact Date: 6/1/03

NOAH L **RAE**

2105 1/2 KOOTENAI ST

BOISE **ID** 83705

(208)344-2291

☐ **Verified**

☐ **New owner**

Source of Information

Carol Rae

Contact Comments

address on claim is an old business of the Rae's that has been sold and has nothing to do with this claim. Rae's now live in Indian Valley, phone # 208 256-4389.

Appointment Date: 6/2/03

Appointment Time: 1:00 PM

POD id 196632

Legal Description 03N 01W 18 SW NE SW

Desc of Diversion W 110' deep, 8" cased well, 3hp pump & pipe to home & sprinkler irrig.

Site Tag # A0002029

GPS File Name 243

Motor Make submersible

Pump Make submersible

Horsepower 3

Pressure gage 20 psi

pump bowl or static static

Depth level 90 Ft

dyn. pump level 100 Ft

POD Remarks:

claimed property is located at 5112 Stamm Lane
*Default psi used in theoretical
*BGW Map used for static level
Carol Rae said well was 110'.
Pou is large yard and fruit trees.

Pressure gage at sprinkler 0 psi

Bucket Measurment (gps) 0

Calc Method: Theoretical

Flow (cfs) 0.13

Photos

dsc00409 well
dsc00410 pou facing N
dsc00411 pou facing NE

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-20787 Date: 1-29-02

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	1W	18									1.5								1.5
GIS												1.5								1.5
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 1.5

Overlapping POU Claim #'s:

Total GIS Acres: 1.5

COMMENTS:

per county data excluding unirrigated portions.

Idaho Department of Water Resources

Claim Number: 63-20787
Legal: T03N, R01W, S18
Reviewed By:

-  Point of Diversion(GPS)
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines

