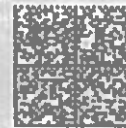


STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGIONAL OFFICE  
235 AIRPORT WAY  
BOISE, IDAHO 83705

ADDRESS SERVICE  
REQUESTED

FIRST CLASS



UNITED STATES  
02 1A  
0004310839 OCT 06 2006  
\$ 00.87<sup>0</sup>  
MAILED FROM ZIP CODE 83702



ATTEMPTED.  
NOT KNOWN

RECEIVED

OCT 13 2006

ELDER WATER CORP  
ALVIN F DAY  
2207 FERN ST  
NAMPA ID 83651

↔ Not at this  
address

WATER RESOURCES  
WESTERN REGION

1903 Fern St.  
Nampa 83686

ANK

63-10070

Resent 10-13-06

10/30/2006

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

RIGHT NUMBER: 63-10070

NAME AND ADDRESS: ELDER WATER CORP  
P.O. BOX 575  
NAMPA ID 83653

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.360 CFS  
45.600 AFY

PRIORITY DATE: 06/13/1983

POINT OF DIVERSION:

T03N R02W S34 SWSE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| IRRIGATION            | 03/15 11/15          | 0.120 CFS<br>27.00 AFY |
| DOMESTIC              | 01/01 12/31          | 0.240 CFS<br>18.60 AFY |

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Domestic use is for 31 homes in the Elder Subdivision.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S34 SWSE 6.00

DOMESTIC same as IRRIGATION

6 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

10/30/2006

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

---

The right holder shall accomplish the change authorized by Transfer No. 5146 within one (1) year of the date of the approval.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5146 SHALL NOT EXCEED 0.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 45.6 AF.

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

Failure of the right holder to comply with the conditions of Transfer No. 5146 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

RECEIVED

OCT 19 2006

WATER RESOURCES  
WESTERN REGION

09/29/2006

NOTICE OF ERROR  
REPLY

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

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

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

Water right number: 63-10070

ELDER WATER CORP  
ALVIN F DAY  
2207 FERN ST  
NAMPA ID 83651  
Telephone Number: (208)467-1367

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

*Please change address to read Elder Water Corp.  
P.O. Box 575  
Nampa, Id. 83653*

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

*Per phone conversation w/ Vickie  
There is only one well the second well was never  
set in.*

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

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-16-06

SIGNATURE: Emil Schanbeck

Please print your name: EMIL SCHANBECK (PRESIDENT)

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

10/17/2006

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

RIGHT NUMBER: 63-10070

NAME AND ADDRESS: ELDER WATER CORP  
ALVIN F DAY  
2207 FERN ST  
NAMPA ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.360 CFS  
45.600 AFY

PRIORITY DATE: 06/13/1983

POINT OF DIVERSION:

T03N R02W S34 SWSE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| IRRIGATION            | 03/15 11/15          | 0.120 CFS<br>27.00 AFY |
| DOMESTIC              | 01/01 12/31          | 0.240 CFS<br>18.60 AFY |

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Domestic use is for 31 homes in the Elder Subdivision.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S34 SWSE 6.00

DOMESTIC same as IRRIGATION

6 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

10/17/2006

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

---

The right holder shall accomplish the change authorized by Transfer No. 5146 within one (1) year of the date of the approval.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5146 SHALL NOT EXCEED 0.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 45.6 AF.

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

Failure of the right holder to comply with the conditions of Transfer No. 5146 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

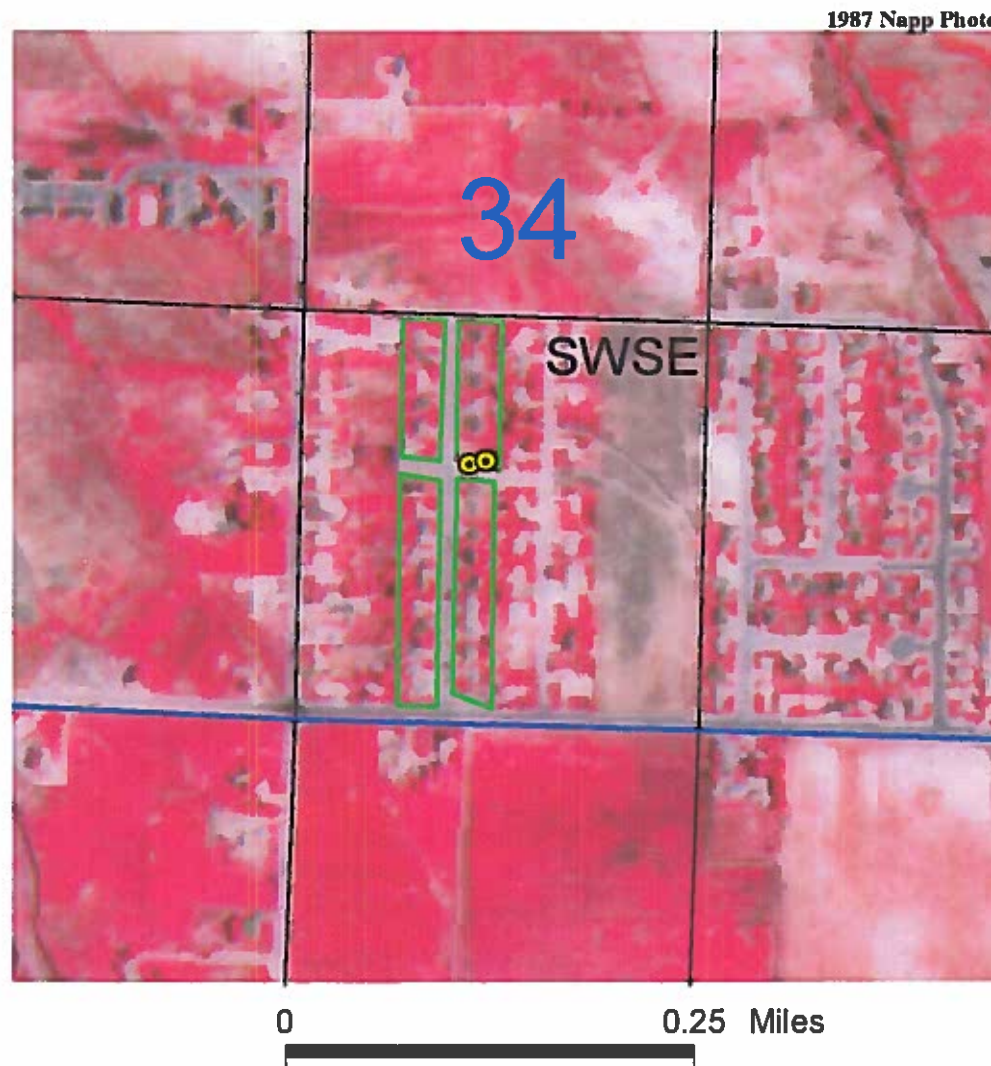
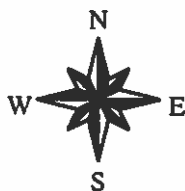
# Idaho Department of Water Resources

Claim Number: 63-10070

Legal: T03N, R02W, S34

Reviewed By: *Vicky Music*

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



*10/1/06 - only 1 well per Emil Shankle*

04/25/2006

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

---

The right holder shall accomplish the change authorized by Transfer No. 5146 within one (1) year of the date of the approval.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5146 SHALL NOT EXCEED 0.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 45.6 AF.

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

Failure of the right holder to comply with the conditions of Transfer No. 5146 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

03/29/2006

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

---

The right holder shall accomplish the change authorized by Transfer No. 5146 within one (1) year of the date of ~~this~~ <sup>the</sup> approval.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5146 SHALL NOT EXCEED 0.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 45.6 AF.

~~APPROVAL OF TRANSFER 5146 DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELVIERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.~~

DOMESTIC USE IS FOR 31 HOMES.

2 POINTS OF DIVERSION ARE LOCATED WITHIN SWSE, S34, T03N, R02W  
~~SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5146 IN FILE.~~

~~CLAIM AMENDED PER TRANSFER NO. 5146 APPROVED 01/20/1998.~~

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

Failure of the right holder to comply with the conditions of Transfer No. 5146 is cause for the Director to rescind approval of the transfer.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

made to  
purpose of  
use

put in  
POD element

## IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10070

WATER RIGHT NUMBER: 63-10070

|                   |                                                                                     |
|-------------------|-------------------------------------------------------------------------------------|
| <u>Owner Type</u> | <u>Name and Address</u>                                                             |
| Current Owner     | ELDER WATER CORP<br>ALVIN F DAY<br>2207 FERN ST<br>NAMPA, ID 83651<br>(208)467-1367 |

Priority Date: 06/13/1983

Basis: License

Status: Active

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

|                       |                         |                       |                      |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u>   | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION            | 3/15 to 11/15           | 0.120 CFS             | 27.00 AF             |
| DOMESTIC              | 1/01 to 12/31           | 0.240 CFS             | 18.60 AF             |
|                       | <u>Total Diversion:</u> | 0.360 CFS             | 45.60 AF             |

Location of Point(s) of Diversion

|               |            |                                 |
|---------------|------------|---------------------------------|
| GROUND WATER  | SW1/4SE1/4 | Sec. 34, Twp 03N, Rge 02W, B.M. |
| CANYON County |            |                                 |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |     |    | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|--------|
|     |     |     | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE |        |
| 03N | 02W | 34  |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 6.0 |    | 6.0    |

Total Acres: 6

DOMESTIC same as IRRIGATIONConditions of Approval:

1. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
2. The total instantaneous diversion of water from all points of diversion under Transfer 5146 shall not exceed 0.36 cfs, nor total combined annual volume of 45.6 af.  
Approval of Transfer 5146 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.  
Two (2) points of diversion are located within SWSE, S34, T03N, R02W.  
Domestic use is for 31 homes.
3. R65 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10070

4. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. 028 After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. T09 Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Remarks:

Comments:

1. STAYLOR 9/25/1997 TRANSFER 5146

Comment: Transfer 5146 adds a point of diversion under Right 63-10070.

Water Supply Bank:

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**

TRANSFER NO. 5146  
WATER RIGHT NO. 63-10070

This is to certify that: **ELDER WATER CORP**  
2207 FERN ST  
NAMPA ID 83651

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.12 CFS              | 27.0 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.24 CFS              | 18.6 AF              |
| Totals                |                      | * 0.36 CFS            | * 45.6 AF            |

SOURCE

GROUNDWATER

Priority: 06/13/1983

LOCATION OF POINT(S) OF DIVERSION:

\*\* SWSE , Sec. 34, Township 03N, Range 02W  
CANYON County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 03N                              | 02W        | 34         | SWSE         | 6            |              | 6            |
| Total number of acres irrigated: |            |            |              |              |              | 6            |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. 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.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

RECORDED  
FEB 2 6 1983

TRANSFER NO. 5146  
WATER RIGHT NO. 63-10070

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- \* 8. The total instantaneous diversion of water from all points of diversion under Transfer 5146 shall not exceed 0.36 cfs, nor total combined annual volume of 45.6 af.
9. Approval of Transfer 5146 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
10. Domestic use is for 31 homes.
- \*\* 11. Two (2) points of diversion are located within SWSE, S34, T03N, R02W.

Dated this 20<sup>th</sup> day of January, 1998

  
Chief, Water Allocation Bureau

JAN 13 1998

Department of Water Resources

Name of applicant

**Post Office address**

**A. PURPOSE OF TRANSFER**

- A. PURPOSE OF TRANSFER
1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
- ☐ Change nature of use ☐ Change period of use ☐ Other Adding a second well

2. Describe the reason for the proposed changes Adding a second well to supply  
because of decreasing supply from original well (due to age  
of the well)

| B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE |        |        |     |
|---------------------------------------------------------------------------|--------|--------|-----|
|                                                                           | Amount | Nature | Per |
|                                                                           |        |        |     |

- | 3. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE RESCUE |          |                       |                  |             | Period of Use                |
|-----------------------------------------------------------------|----------|-----------------------|------------------|-------------|------------------------------|
| 1. Right Number                                                 | Priority | Amount<br>(cfs/ac-ft) | Nature<br>of Use |             |                              |
| 63-10070                                                        | 6/13/83  | <del>36</del> .12     | Irrigation       | 3/15        | to 11/15                     |
|                                                                 |          | .24                   | Domestic         | 1/1         | to 12/31                     |
|                                                                 |          |                       |                  |             |                              |
|                                                                 |          |                       |                  |             |                              |
|                                                                 |          |                       |                  |             |                              |
| 2. Total amount of water being transferred                      |          |                       |                  | .36         | cubic feet per second and/or |
| 3. Source of water                                              |          |                       |                  | groundwater | tributary to                 |
| 4. Point(s) of Diversion:                                       |          |                       |                  |             |                              |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 6

RECEIVED

SEP-3 1997

Transfer No. 5146

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

RECEIVED

SEP 02 1997

Department of Water Resources

**PART 1**

**6. General Information:**

a. Description of diversion system wells & pumps

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
None

d. Remarks:

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_  
And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_

RECORDED  
FEB 26 1998

## PART 2

TRANS NO. ~~XXXX~~

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-10070

## STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.12 CFS              | 27.0 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.24 CFS              | 18.6 AF              |
|                       | Totals               | 0.36 CFS              | 45.6 AF              |

SOURCE

GROUNDWATER

Priority: 06/13/1983

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 34, Township 03N, Range 02W  
CANYON CountyPLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 03N                              | 02W        | 34         | SWSE         | 6            |              | 6            |
| Total number of acres irrigated: |            |            |              |              |              | 6            |

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

1. Domestic use is for 31 homes.

MICROFILMED  
FEB 26 1988

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**

**PART 2**  
*(Attach one copy for each right)*

**A. DESCRIPTION OF RIGHT AS RECORDED**

*See attached*

**1. Right evidenced by:**

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

**2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:**

- ☐ Tax Notice ☐ Warranty Deed ☐ Other \_\_\_\_\_

**3. Source of water** \_\_\_\_\_ tributary to \_\_\_\_\_

**4. Date or priority** \_\_\_\_\_

**5. Water is used for the following purpose:**

amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

**6. Total amount of water under right** \_\_\_\_\_ cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

**7. Point(s) of Diversion:**

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

**8. Lands irrigated or place of use:**

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_  
FEB 26 1998

**9. Describe any other water rights used for the same purpose as described above**

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

\_\_\_\_\_ If yes, describe \_\_\_\_\_  
\* See attached statement.

**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
|     |   |   |   |      |      |      |        |                          |
|     |   |   |   |      |      |      |        |                          |
|     |   |   |   |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

Total acres \_\_\_\_\_

**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)  
amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | ¼ | ¼ | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|---|---|---|------|------|------|--------|--------------------------|
|     |   |   |   |      |      |      |        |                          |
|     |   |   |   |      |      |      |        |                          |
|     |   |   |   |      |      |      |        |                          |

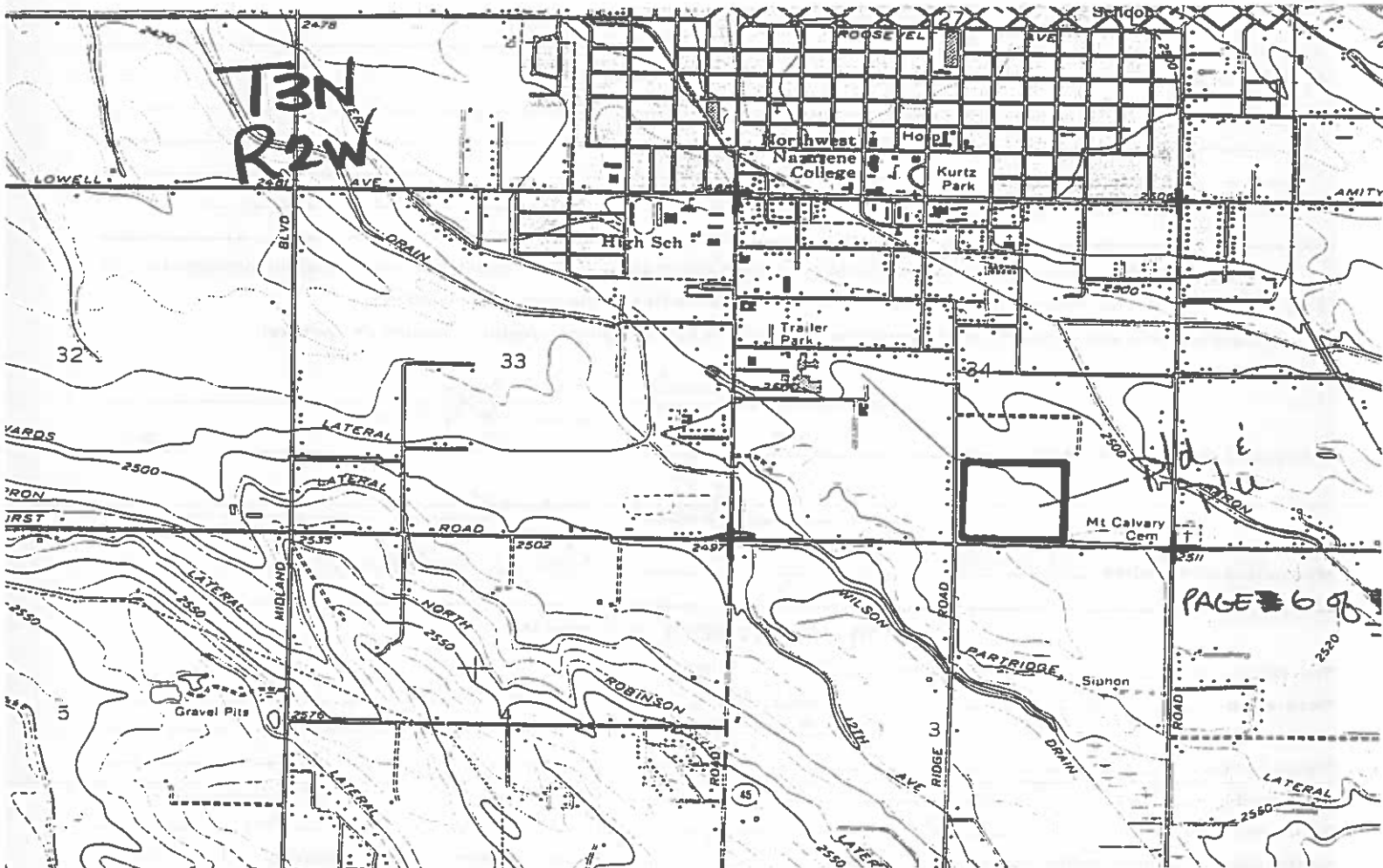
3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE ¼ |      |      |      | NW ¼ |      |      |      | SW ¼ |      |      |      | SE ¼ |      |      |      | Totals |
|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|--------|
|      |      |      | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ | NE ¼ | NW ¼ | SW ¼ | SE ¼ |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |
|      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |        |

FEB 26 1983  
Total acres \_\_\_\_\_

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



FEB 26 1953

Page 7 of 7

Transfer No. \_\_\_\_\_

### PART 3

#### B. CHANGES IN NATURE OF USE

| 1 | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
|   |                   |                       |                 | to _____      |
|   |                   |                       |                 | to _____      |

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

X *Chris F. Dwyer*  
(Signature of Applicant)

Subscribed and sworn to before me this 27 day of August, 19 97.

*John K. Barrett*  
(Notary Public)  
My commission expires 5-28-98 Nampa, Idaho 83651

#### FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 0 attachments

Received by KS Date 9/12/1997

Protest filed by \_\_\_\_\_

Prelim. check by DD Fee \$100.00 CO-40016

Received by *John K. Barrett* Date 9/12/97

Published in *Nampa Tribune*

Copies of protest forwarded by \_\_\_\_\_

Pub. dates 10-2 + 9-1997

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_

Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

RECORDED  
FEB 26 1998

State of Idaho  
Department of Water Resources

## WATER RIGHT LICENSE

WATER RIGHT NO. 63-10070

Priority: June 13, 1983 Amount: .36 CFS 45.6 AFA

This is to certify, that ELDER WATER CORP.  
2207 FERN ST.  
NAMPA, ID 83651

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated June 13, 1983, and has submitted proof to the Department of Water Resources on August 13, 1984, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of .36 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| Irrigation            | 03/15 to 11/15       | .12 cfs                  | 27.0 afa      |
| Domestic              | 01/01 to 12/31       | .24 cfs                  | 18.6 afa      |
|                       | Totals               | .36 CFS                  | 45.6 AFA      |

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 34, Township 3N, Range 2W  
Canyon County

PLACE OF USE: Irrigation

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|--------------|
| 3N         | 2W         | 34         | SWSE         | 6            |              |              | 6            |

Total number of acres irrigated: 6

PLACE OF USE: Domestic, same as Irrigation use

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Domestic use is for 31 homes.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 22<sup>nd</sup> day of February, 1988.

MAR 14 1988

Director

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
APPLICATION FOR PERMIT

**APPROVED**

To appropriate the public waters of the State of Idaho

1. Name of applicant Elder Water Corporation Phone 466-4526 (Sec'y.)  
467-7579 (Pres.)  
Post office address P.O. Box 575, Nampa, ID 83651

2. Source of water supply Groundwater which is a tributary of \_\_\_\_\_

3. Location of point of diversion is SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 34 Township 3N  
Range 2W. B.M. Canyon County, additional points of diversion if any: \_\_\_\_\_

4. Water will be used for the following purposes:

Amount .27Cfs for Domestic purposes from 1/1 to 12/31 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount .16Cfs for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

Amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. .43 cubic feet per second and/or b. \_\_\_\_\_ acre-feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Existing well, 168' Depth, 8" Diam.,  
with 35 H.P. Submersible Pump, with pipelines to 32 Subdivision Lots and 31  
Residences.

b. Height of storage dam \_\_\_\_\_ feet, active reservoir capacity \_\_\_\_\_ acre-feet; total reservoir  
capacity \_\_\_\_\_ acre-feet, materials used in storage dam: \_\_\_\_\_

Period of year when water will be diverted to storage \_\_\_\_\_ to \_\_\_\_\_ inclusive.  
(Month/Day) (Month/Day)

c. ~~Proposed~~ Existing well diameter is 8 inches; proposed depth of well is 168 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial  
use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

(1) Give the place of use of water: SW  $\frac{1}{4}$  of SE  $\frac{1}{4}$  of Section 34 Township 3N  
Range 2W. B.M.

(2) Amount of power to be generated: \_\_\_\_\_ horsepower under \_\_\_\_\_ feet of head.

(3) List number of each kind of livestock to be watered \_\_\_\_\_

(4) Name of municipality to be served \_\_\_\_\_, or number of families to be  
supplied with domestic water 31.

(5) If water is to be used for other purposes describe: \_\_\_\_\_

MICROFILMED

# MICROFILMED

**Total number of acres to be irrigated** 8

Ditch Rights from Nampa-Meridian, mostly not used.

9. a. Who owns the property at the point of diversion The Corporation

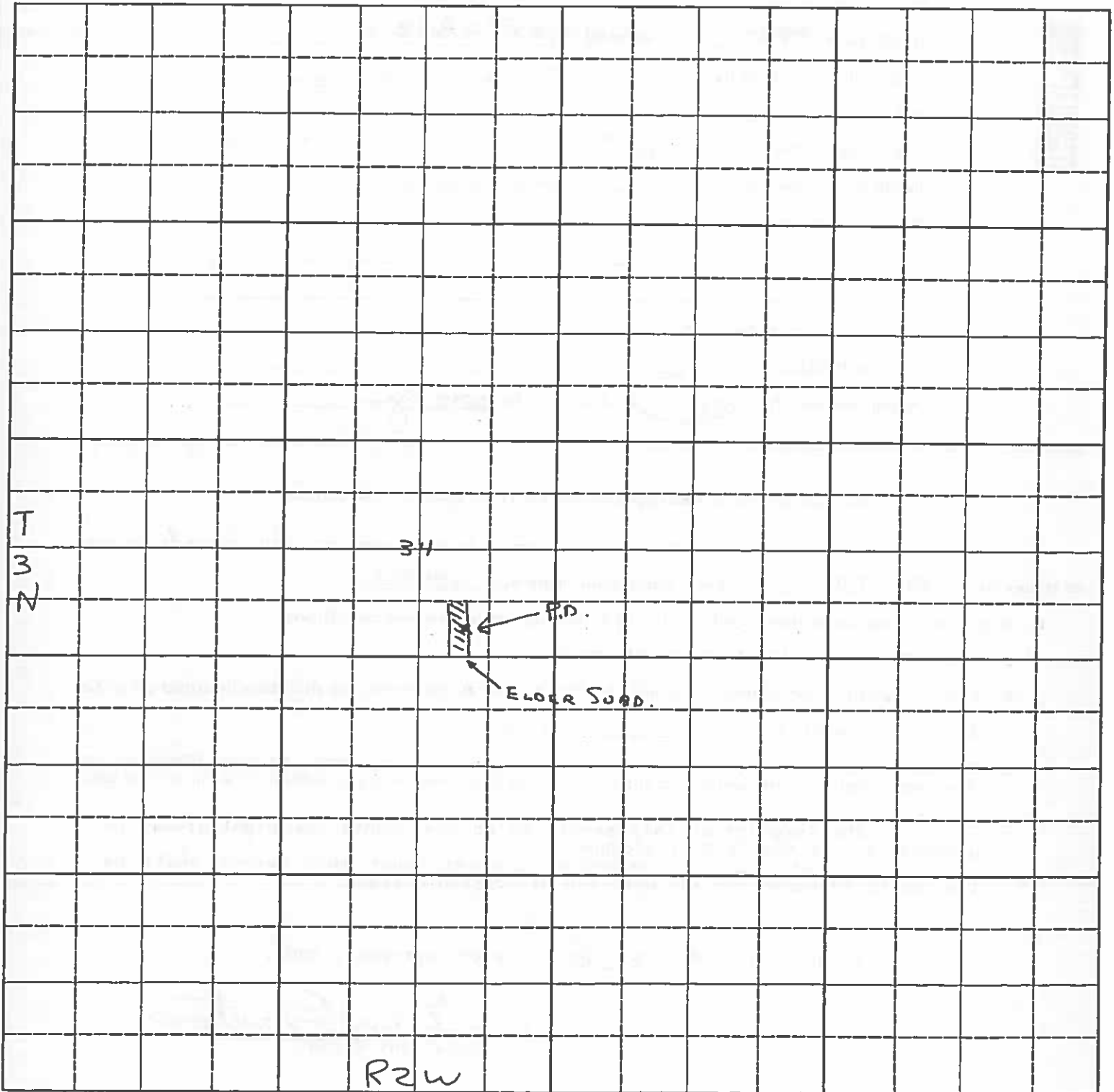
b. Who owns the land to be irrigated or place of use Individual Sub-Division Lot Owners

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Application for Permit 63-7848, filed 8/9/1973, by Stubblefield Development Corporation, was allowed to lapse by Stubblefield in 1980. This application was essentially as applied for in the present application by the Water Corporation. Well apparently was drilled sometime in 1973. No well log in Dept. file.

WASCO

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile.

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Penelope Ann Jeffers  
(Applicant)

Vice-President Elder Water Corp.

Upused Priority 6/13/1983

Received by PR Date 6/13/83 Time 12:00 Noon

Preliminary check by js Fee \$ 45<sup>00</sup>/<sub>100</sub>

Receipted by PR Date 6/13/83 # 28983

Publication prepared by SP Date 6/13/83

Published in 2 news editions

Publication dates 6/30 & 7/1/83 2:11 E 8/12/83

Publication approved SP Date 8/23/83

Protests filed by: \_\_\_\_\_

Copies of protests forwarded by \_\_\_\_\_

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Recommended for approval denial by DDJ ju

#### ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10070, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before October 1, 19 84.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

d. Other: The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Use of water for domestic purposes under this permit shall be limited to in-house use and watering of household stock.

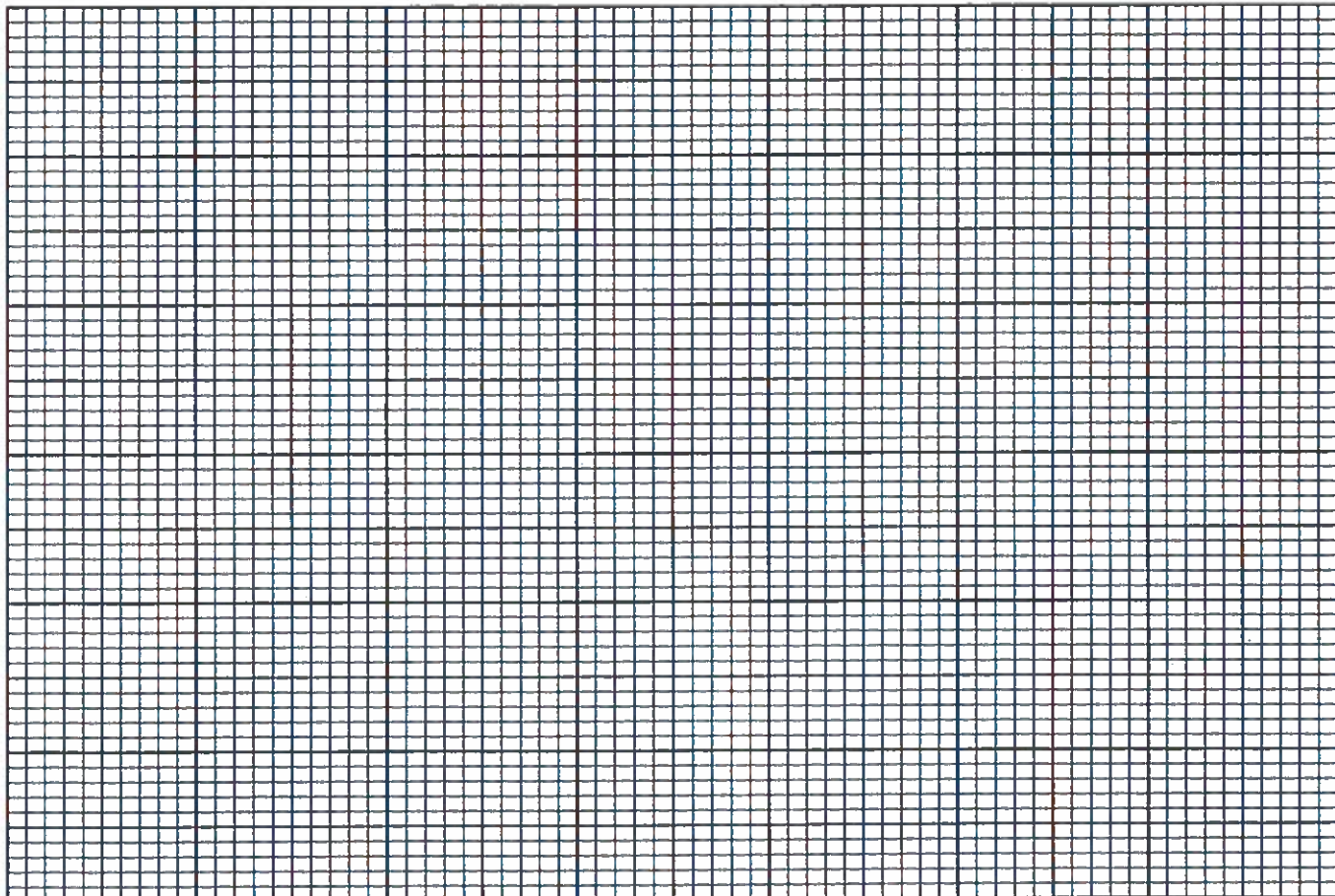
Witness my hand this 6<sup>th</sup> day of September, 1983.

J. Glen Saxton  
Chief, Operations Bureau

| Place(s) of Use: |      | OCT 16 1987 | Irrigation - give acres served by system at time of exam.                    |
|------------------|------|-------------|------------------------------------------------------------------------------|
|                  |      |             | Indicate Method of Determination _____                                       |
| Twp.             | Rge. | Sec.        | NE 1/4<br>NW 1/4<br>SW 1/4<br>SE 1/4<br>NE 1/4<br>NW 1/4<br>SW 1/4<br>SE 1/4 |
| 3N               | 2W   | 34          | <div style="text-align: center;">B * SIZE<br/>LICENS<br/>REPO</div>          |
|                  |      |             | MAR 14 1988                                                                  |
|                  |      |             | Total Acres <u>6</u>                                                         |

10. Other water rights on these lands NONE  
11. Other water right diverted from same p.d. NONE

12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached  
or Map of Irrigated Acreage Attached  
*Subdivision map attached*

14. Remarks \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

15. Recommended Amendments

☐ Change P.D. as reflected above      ☐ Add P.D. as reflected above      ☒ None  
☐ Change P.U. as reflected above      ☐ Add P.U. as reflected above      ☐ Other

16. Examiner's/Consultant's Signature Jan Shurtz  
Consultant's License Number \_\_\_\_\_

Date 3/13/86

IDWR Director's Authorization to Conduct  
Beneficial Use Examination 5/23/85  
Date

**MICROFILMED**

MAR 14 1988  
CONSULTANT SEAL

*logged - 4/10/87 - EH*  
*copy - 4/10/87 EH*

03/29/2006

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

RIGHT NUMBER: 63-10070

NAME AND ADDRESS: ELDER WATER CORP  
ALVIN F DAY  
2207 FERN ST  
NAMPA ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.360 CFS  
45.600 AFY

PRIORITY DATE: 06/13/1983

POINT OF DIVERSION:

T03N R02W S34 SWSE Within CANYON County

T03N R02W S34 SWSE Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|-----------------------|----------------------|------------------------|
| IRRIGATION            | 03/15 11/15          | 0.120 CFS<br>27.00 AFY |
| DOMESTIC              | 01/01 12/31          | 0.240 CFS<br>18.60 AFY |

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Domestic use is for 31 homes in the Elder Subdivision.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S34 SWSE 6.00

DOMESTIC same as IRRIGATION

6 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

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: A63-10070  
Date Received: 2/12/1990  
Receipt No: W008730  
Received By: \_\_\_\_\_

AMENDED NOTICE OF CLAIM TO A WATER RIGHT AMENDED  
ACQUIRED UNDER STATE LAW

1. Name: ELDER WATER CORP 208-467-1367  
Address: ALVIN F DAY  
2207 FERN ST  
NAMPA ID 83651

2. Date of Priority: JUN 13, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03N      | 02W   | 34      |        | SW     | SE  |     | CANYON |

5. Description of diverting works:  
APPROX. 150' DEEP, 8" CS, 15 HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.120 |      | 27.00  |
| DOMESTIC   | 01/01 | 12/31 | 0.240 |      | 18.60  |

7. Total Quantity Appropriated is:  
0.360 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 03N      | 02W   | 34      | SW     | SE  |     | IRR | 6.0   |

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 6.0   |
|          |       |         |            |     | Total Acres   | 6.0   |

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:  
NONE

14. Remarks:

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANSFER 5146 SHALL NOT EXCEED 0.36 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 45.6 AF.

APPROVAL OF TRANSFER 5146 DOES NOT GRANT ANY RIGHT-OF-WAY OR EASEMENT FOR USE OF A DELVIERY SYSTEM OWNED BY PERSON(S) OTHER THAN THE RIGHT OWNER.

DOMESTIC USE IS FOR 31 HOMES.

2 POINTS OF DIVERSION ARE LOCATED WITHIN SWSE, S34, T03N, R02W SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5146 IN FILE.

CLAIM AMENDED PER TRANSFER NO. 5146 APPROVED 01/20/1998.

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.

Number of attachments: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am \_\_\_\_\_ of  
\_\_\_\_\_, that I have signed the foregoing  
\_\_\_\_\_, that I have signed the foregoing  
document in the space below as \_\_\_\_\_ of  
\_\_\_\_\_ and that the statements contained in the  
\_\_\_\_\_ foregoing document are true and correct.

\_\_\_\_\_  
Signature of Authorized Agent

\_\_\_\_\_  
Title and Organization

\_\_\_\_\_  
Date

State of Idaho )  
County of \_\_\_\_\_ ) SS.

Subscribed and sworn (or affirmed) before me this \_\_\_\_\_ day  
of \_\_\_\_\_ 19 \_\_\_\_\_

\_\_\_\_\_  
Notary Public

Seal

Residing at \_\_\_\_\_

My Commission Expires \_\_\_\_\_

Western AJ

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
**TRANSFER OF WATER RIGHT**

TRANSFER NO. 5146  
WATER RIGHT NO. 63-10070

**RECEIVED**

**JAN 22 1998**

WATER RESOURCES  
WESTERN REGION

This is to certify that: **ELDER WATER CORP**  
**2207 FERN ST**  
**NAMPA ID 83651**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.12 CFS              | 27.0 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.24 CFS              | 18.6 AF              |
| Totals                |                      | * 0.36 CFS            | * 45.6 AF            |

SOURCE

GROUNDWATER

Priority: 06/13/1983

LOCATION OF POINT(S) OF DIVERSION:

\*\* SWSE , Sec. 34, Township 03N, Range 02W  
CANYON County

PLACE OF USE: IRRIGATION

| <u>TWN</u>                       | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 03N                              | 02W        | 34         | SWSE         | 6            |              | 6            |
| Total number of acres irrigated: |            |            |              |              |              | 6            |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS OF APPROVAL AND REMARKS

- 040 1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 028 2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
- R65 3. 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.
- T07 4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

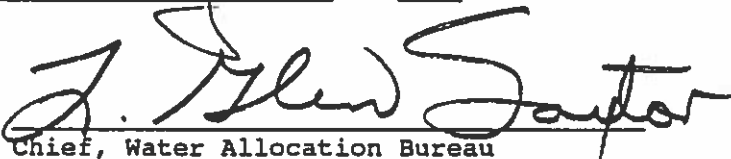
TRANSFER NO. 5146  
WATER RIGHT NO. 63-10070

CONDITIONS OF APPROVAL AND REMARKS

5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
6. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The total instantaneous diversion of water from all points of diversion under Transfer 5146 shall not exceed 0.36 cfs, nor total combined annual volume of 45.6 af.
9. Approval of Transfer 5146 does not grant any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
10. Domestic use is for 31 homes.
- \*\* 11. Two (2) points of diversion are located within SWSE, S34, T03N, R02W.

Dated this 20<sup>th</sup> day of

January, 1998

  
Chief, Water Allocation Bureau

**MEMORANDUM**

**TO:** FILE 63-10070

**FROM:** PAM SKAGGS/STATE OFFICE

**SUBJECT:** TRANSFER 5146

**DATE:** January 15, 1998

=====

Transfer 5146 adds a point of diversion under Right 63-10070. The applicant's require an additional well to maintain licensed rate and to provide a backup well for the subdivision.

A drilling application, 63-97-C-0552-000, has been filed and is pending approval of the transfer. Recommended conditions include drilling permit requirements, multiple points of diversion measuring devices, future annual reporting, irrigation overlap and standard transfer conditions.

RECEIVED

Ser - 3 1997

Transfer No. 5146

Page 1 of 1

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
WESTERN REGION

RECEIVED

SEP 02 1997

Department of Water Resources

Name of applicant Elder Water Corp. Phone \_\_\_\_\_  
Post Office address 2207 Fern St. Nampa, Id 83651

**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_

☐ Change nature of use    ☐ Change period of use    ☐ Other

2. Describe the reason for the proposed changes Adding a second well to system  
because of decreasing supply from original well (due to age  
of the well)

**B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE**

- | 1. Right Number                            | Priority | Amount<br>(cfs/ac-ft)    | Nature<br>of Use             | Period of Use                 |
|--------------------------------------------|----------|--------------------------|------------------------------|-------------------------------|
| 63-10070                                   | 6/13/83  | <del>.12</del><br>.24    | Irrigation<br>Domestic       | 3/15 to 11/15<br>1/1 to 12/31 |
|                                            |          |                          |                              | to                            |
|                                            |          |                          |                              | to                            |
|                                            |          |                          |                              | to                            |
| 2. Total amount of water being transferred |          | .36                      | cubic feet per second and/or | 45.6 acre-feet per annum      |
| 3. Source of water                         |          | groundwater tributary to |                              |                               |
| 4. Point(s) of Diversion:                  |          |                          |                              |                               |

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total acres 6

**PART 1**

**6. General Information:**

a. Description of diversion system wells & pumps

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes \_\_\_\_\_ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:  
None

d. Remarks:

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_  
And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_, 19 \_\_\_\_\_

## PART 2

## A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-10070

STAGE: LICENSE

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| IRRIGATION            | 03/15 to 11/15       | 0.12 CFS              | 27.0 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.24 CFS              | 18.6 AF              |
|                       | Totals               | 0.36 CFS              | 45.6 AF              |

SOURCE

GROUNDWATER

Priority: 06/13/1983

LOCATION OF POINT(S) OF DIVERSION:SWSE , Sec. 34, Township 03N, Range 02W  
CANYON CountyPLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u>               | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|----------------------------------|--------------|--------------|--------------|--------------|
| 03N 02W 34                       | SWSE 6       |              |              | 6            |
| Total number of acres irrigated: |              |              |              | 6            |

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

- Domestic use is for 31 homes.

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 2 (Attach one copy for each right)

### A. DESCRIPTION OF RIGHT AS RECORDED

*See attached*

1. Right evidenced by:

- a. Decree No. \_\_\_\_\_ Decreed to \_\_\_\_\_  
in case of \_\_\_\_\_ vs. \_\_\_\_\_  
dated \_\_\_\_\_ in \_\_\_\_\_ county of \_\_\_\_\_
- b. License No. \_\_\_\_\_ issued by the Idaho Department of Water Resources.
- c. Claim No. \_\_\_\_\_ on file with the Idaho Department of Water Resources.
- d. Transfer No. \_\_\_\_\_ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

- ☐ Tax Notice ☐ Warranty Deed ☐ Other \_\_\_\_\_

3. Source of water \_\_\_\_\_ tributary to \_\_\_\_\_

4. Date or priority \_\_\_\_\_

5. Water is used for the following purpose:

- amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)
- amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)
- amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
(cfs/ac-ft)

6. Total amount of water under right \_\_\_\_\_ cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.

7. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

8. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 1

9. Describe any other water rights used for the same purpose as described above \_\_\_\_\_

# PART 2

Transfer No. \_\_\_\_\_

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?  
 \_\_\_\_\_ If yes, describe \_\_\_\_\_

## B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_

## C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)  
 amount \_\_\_\_\_ for \_\_\_\_\_ purposes from \_\_\_\_\_ to \_\_\_\_\_  
 (cfs/ac-ft)

2. Point(s) of Diversion:

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|-----|-----|-----|------|------|------|--------|--------------------------|
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |
|     |     |     |     |      |      |      |        |                          |

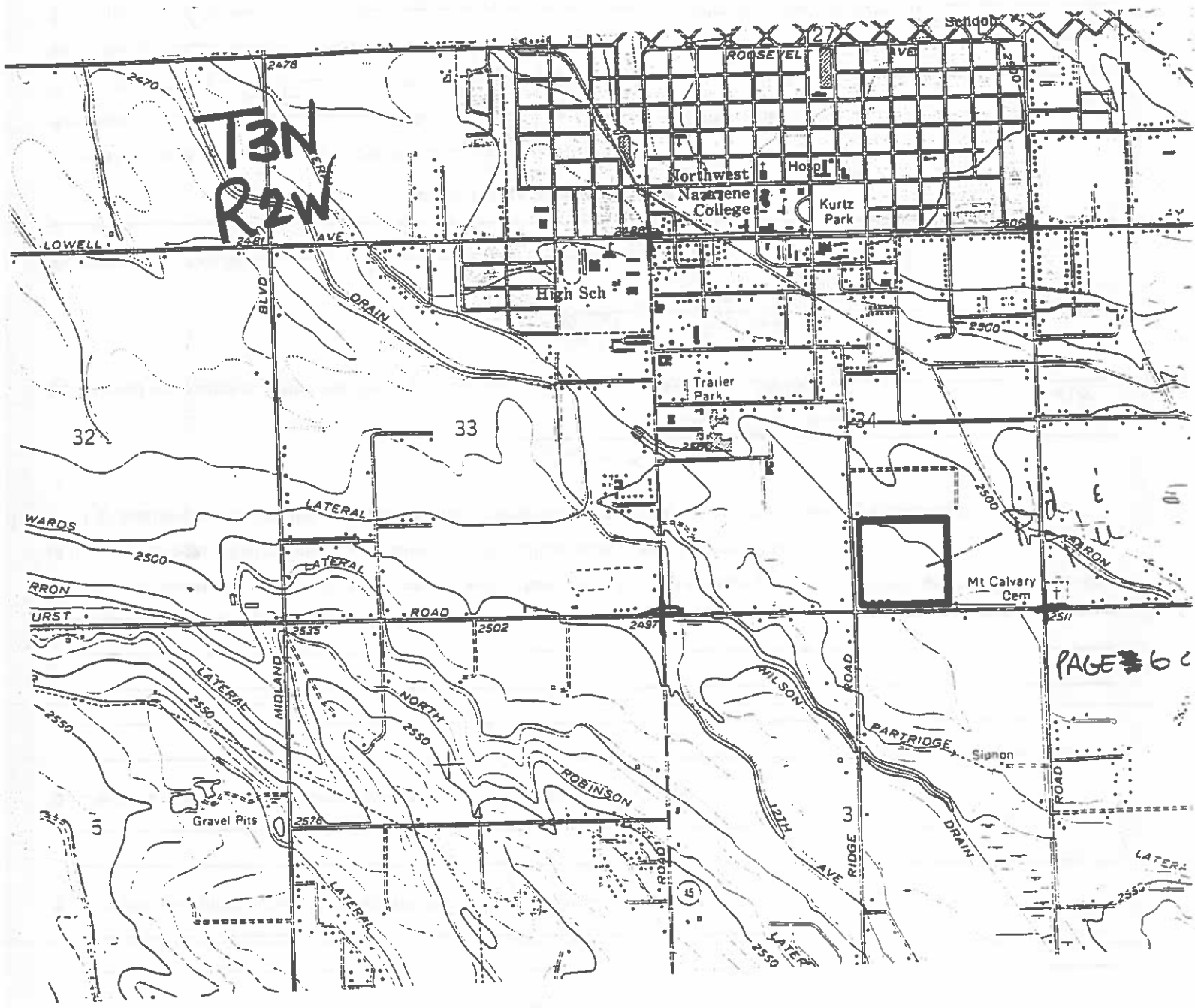
3. Lands irrigated or place of use:

| Twp. | Rge. | Sec. | NE 1/4 |        |        |        | NW 1/4 |        |        |        | SW 1/4 |        |        |        | SE 1/4 |        |        |        | Totals |
|------|------|------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|--------|
|      |      |      | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 | NE 1/4 | NW 1/4 | SW 1/4 | SE 1/4 |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres \_\_\_\_\_

# STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



**PART 3**

**B. CHANGES IN NATURE OF USE**

| 1 | <u>New Nature of Use</u> | <u>Amount</u><br>(cfs/ac-ft) | <u>Hours/days/year</u> | <u>Period of Use</u> |
|---|--------------------------|------------------------------|------------------------|----------------------|
|   | _____                    | _____                        | _____                  | _____ to _____       |
|   | _____                    | _____                        | _____                  | _____ to _____       |

2. Quantity and quality of return flows and location of discharge:

\_\_\_\_\_

\_\_\_\_\_

3. Describe effects on other water uses resulting from the proposed change:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

X *Chris F. Dugan*  
(Signature of Applicant)

Subscribed and sworn to before me this 27 day of August, 19 97.

*John K. Barrett*  
(Notary Public)  
My commission expires 5-28-98 Nampa, Idaho 83651

**FOR DEPARTMENT USE ONLY**

Transfer contains 7 pages and 0 attachments

Received by KS Date 9/12/1997

Protest filed by \_\_\_\_\_

Prelim. check by DD Fee \$100.00 C040016

Receipted by *[Signature]* Date 9/12/97

Published in *Press Tribune*

Copies of protest forwarded by \_\_\_\_\_

Pub. dates 10-2 + 9-1997

Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_

Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

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: A63-10070  
Date Received: 2/12/1990  
Receipt No: W008730  
Received By: \_\_\_\_\_

COPY FOR  
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

COPY FOR  
YOUR FILES

1. Name: ELDER WATER CORP  
Address: ALVIN F DAY  
1903 S FERN  
NAMPA ID

208-467-1367

83651

2. Date of Priority: JUN 13, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03N      | 02W   | 34      | SW     | SE     |     |     | CANYON |

5. Description of diverting works:  
APPROX. 150' DEEP, 8" CS, 15 HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.120 |      | 27.00  |
| DOMESTIC   | 01/01 | 12/31 | 0.240 |      | 18.60  |

7. Total Quantity Appropriated is:  
0.360 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 03N      | 02W   | 34      | SW     | SE  |     | IRR | 6.0   |

MICROFILMED

JUL 26 1994

10. Place of Use: Continued

| Township | Range | Section | 1/4 of 1/4 | Lot | Use           | Acres |
|----------|-------|---------|------------|-----|---------------|-------|
|          |       |         |            |     | Section Acres | 6.0   |
|          |       |         |            |     | Total Acres   | 6.0   |

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
Domestic use is for 31 homes.

15. Basis of Claim: LICENSE

MICROFILMED

JUL 26 1994

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: A63-10070  
Date Received: 2/09/1990  
Receipt No: W2008731  
Received By: lw

RECEIVED  
FEB 12 1990

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

Department of Water Resources  
Western Regional Office

1. Name: ELDER WATER CORP.  
Address: C/O ALVIN F. DAY  
1903 S. FERN  
NAMPA, ID

208-467-1367

83651

2. Date of Priority: JUN 13, 1983

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 03N      | 02W   | 34      | SW     | SE     |     |     | CANYON |

5. Description of diverting works:  
APPROX. 150' DEEP, 8" CS, 15 HP PUMP

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.120  |      | 27.00  |
| DOMESTIC   | 01/01 | 12/31 | 0.240  |      | 18.60  |

7. Total Quantity Appropriated is:  
0.360 C.F.S. (and/or) 45.60 A.F.A.

8. Total consumptive use is 21.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township      | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|---------------|-------|---------|--------|-----|-----|-----|-------|
| 03N           | 02W   | 34      | SW     | SE  |     | IRR | 6.0   |
| Section Acres |       |         |        |     |     |     | 6.0   |

A63-10070

Page 1

Date: 02/09/90

MICROFILMED

JUL 26 1994

10. Place of Use: Continued

Total Acres 6.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:  
NONE

14. Remarks:  
Domestic use is for 31 homes.

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.

Number of attachments: \_\_\_\_\_

For Organizations:

I do solemnly swear or affirm that I am Shirley F Day of  
Celster Water Corp. Title \_\_\_\_\_, that I have signed the foregoing  
Organization document in the space below as \_\_\_\_\_ of  
Celster Water Corp. Title \_\_\_\_\_ and that the statements contained in the  
Organization foregoing document are true and correct.

Shirley F Day  
Signature of Authorized Agent  
Celster Water Corp.  
Title and Organization  
2-9-90  
Date

State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me this 9. day  
of Feb. 19 90

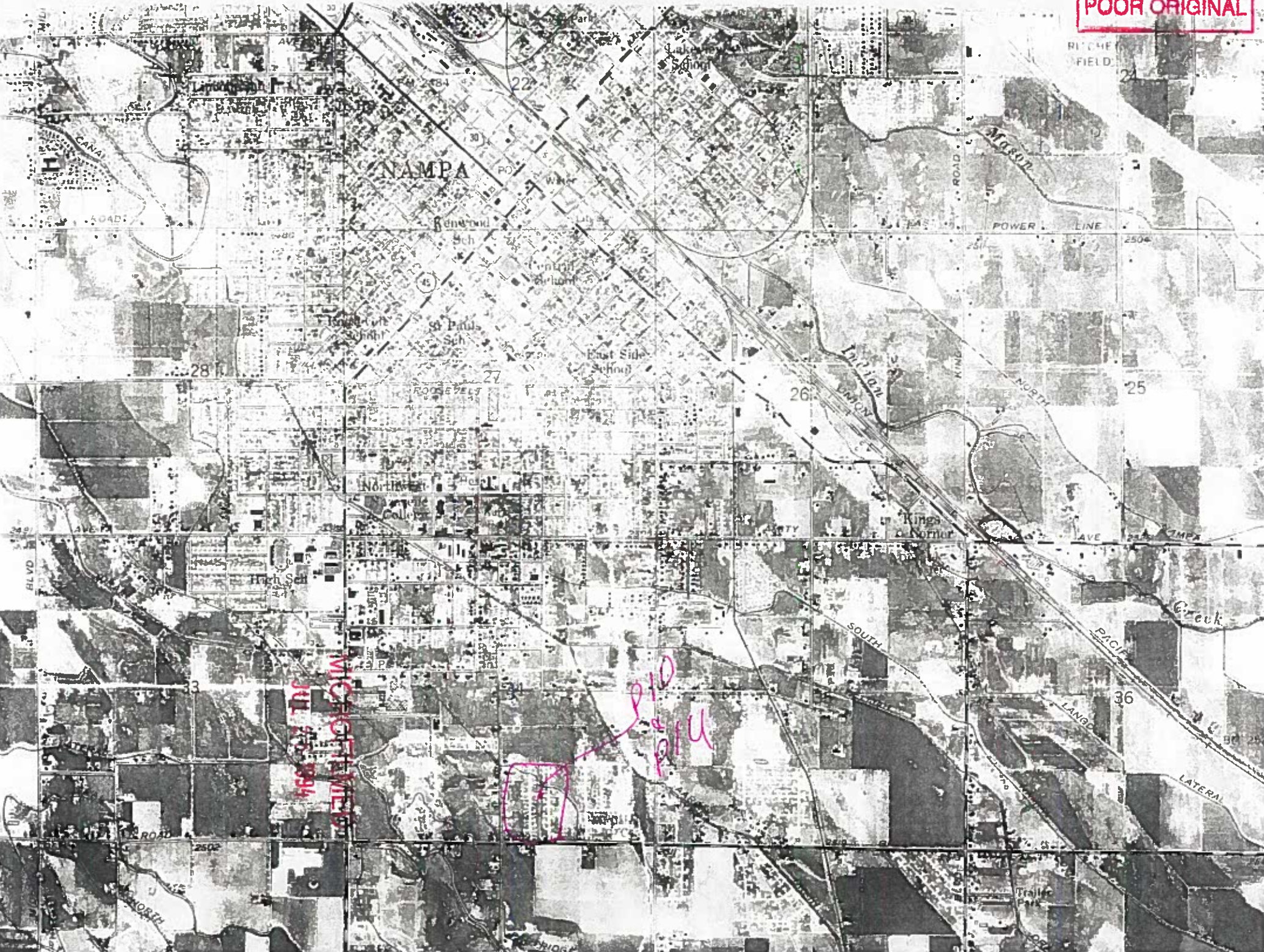
Linda Werner  
Notary Public

Seal

Residing at \_\_\_\_\_ LINDA WERNER  
RESIDING AT EAGLE, IDAHO  
My Commission Expires \_\_\_\_\_ MY COMMISSION EXPIRES DEC. 8, 1994

H0510010 15N, KAW, SECT 7

POOR ORIGINAL



# Receipt Details for ID W008730

| Status | Adjustment Type  | Version |
|--------|------------------|---------|
|        | Adjusted Receipt | 1       |

**General Information:**

| Date Received        | Date Deposited | Region                  | Total Amount | Payment Type |
|----------------------|----------------|-------------------------|--------------|--------------|
| 2/13/1990 8:45:36 AM | 2/13/1990      | Western                 | \$80.00      | Check        |
| Payer                |                | ELDER WATER CORPORATION |              |              |

**Account Information:**

| Check #              | Account #                 | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 600                  |                           |                  |                 |
| Card Expiration Date | Credit Card Transaction # |                  |                 |
|                      |                           |                  |                 |

**Comment** ADJUDICATION CLAIM FEE

**Fee Detail:**

| Amount  | Description            | PCA    | Fund | Fund Detail | Subsidiary | Object |
|---------|------------------------|--------|------|-------------|------------|--------|
| \$80.00 | ADJUDICATION CLAIM FEE | 410162 | 9337 | 0           | 0          | 6490   |

**Refund(s):**

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

**Water Right Information:**

| Basin Number | Sequence Number | Split Suffix | Amount  | Type  |
|--------------|-----------------|--------------|---------|-------|
| 63           | 10070           |              | \$80.00 | Claim |

Print Report

**IDAHO DEPARTMENT OF WATER RESOURCES**  
**ADJUDICATION CLAIM POD REVIEW REPORT**  
**ADJUDICATION CLAIM NUMBER: 63-10070**

03/29/2006

1

| Water Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Source       | Name                    |
|---------------|-------------|-----|-----|-----|----|----|-----|--------------|-------------------------|
| 63-4854       | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | GRACE BEAIL             |
| 63-10070      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ELDER WATER CORP        |
| 63-10107      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER |                         |
| 63-10107A     | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | MARGARET J WOLFF        |
| 63-10107B     | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JULIE MEYERS            |
| 63-10113      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JOLYN POST              |
| 63-10113A     | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JAY RUNDLE              |
| 63-10113B     | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | DONALD W ALEXANDER      |
| 63-10128      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ODE WILLIAMS WATER ASSN |
| 63-21396      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | FRANK A BAUM            |
| 63-23953      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | RAY WARNKE              |
| 63-26242      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LOIS A BEESLEY          |
| 63-26243      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LOIS A BEESLEY          |
| 63-26890      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JAMES D WILLIS          |
| 63-26900      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | GRACE BEAIL             |
| 63-27308      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ELDEN LYNE              |
| 63-27491      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | DONALD W ALEXANDER      |
| 63-28731      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LYLE JOHNSON            |
| 63-28800      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | WILLIAM L VOLLBRECHT    |
| 63-28968      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | RODICA DEMBI            |
| 63-27078      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | WILMA ALLEN             |
| 63-31011      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | GLORIA COX              |
| 63-27232      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JUANITA M HILL          |
| 63-28811      | Claim       | 03N | 02W | 34  | SW | SE |     | GROUND WATER | EVELYN M MORGAN         |
| 63-4854       | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | GRACE BEAIL             |
| 63-10070      | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ELDER WATER CORP        |
| 63-10107      | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | BAXTER M KAVANAUGH      |

**IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POD REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-10070**

03/29/2006

2

| ater Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Source       | Name                    |
|--------------|-------------|-----|-----|-----|----|----|-----|--------------|-------------------------|
| i3-10107A    | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | DAVID L WOLFF           |
| i3-10107B    | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | CHARLES MEYERS          |
| 63-10113     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ROYCE M POST            |
| i3-10113A    | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | AMY RUNDLE              |
| i3-10113B    | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | DONALD W ALEXANDER      |
| 63-10128     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ODE WILLIAMS WATER ASSN |
| 63-21396     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | FRANK A BAUM            |
| 63-23953     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | JAY D NICHOL            |
| 63-26242     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LOIS A BEESLEY          |
| 63-26243     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | STANLEY B WINDER        |
| 63-26900     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | GRACE BEAIL             |
| 63-27308     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | ELDEN LYNE              |
| 63-27491     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | DONALD W ALEXANDER      |
| 63-28731     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LYLE JOHNSON            |
| 63-28800     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | WILLIAM L VOLLBRECHT    |
| 63-28968     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | CORNELL DEMBI           |
| 63-27232     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | LINDA D MILNER          |
| 63-28811     | Water Right | 03N | 02W | 34  | SW | SE |     | GROUND WATER | EVELYN M MORGAN         |

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM POU REVIEW REPORT  
ADJUDICATION CLAIM NUMBER: 63-10070

02/10/2006

1

| Right # | Type        | Twp | Rge | Sec | QQ | Q  | Lot | Purpose of Use | Acres/Total | Name                    |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|-------------------------|
| 4854    | Claim       | 03N | 02W | 34  | SW | SE |     | IRRIGATION     | 1.5/1.5     | GRACE BEAIL             |
| 10070   | Claim       | 03N | 02W | 34  | SW | SE |     | IRRIGATION     | 6/6         | ELDER WATER CORP        |
| 4854    | Water Right | 03N | 02W | 34  | SW | SE |     | IRRIGATION     | 2/2         | GRACE BEAIL             |
| 10070   | Water Right | 03N | 02W | 34  | SW | SE |     | IRRIGATION     | 6/6         | ELDER WATER CORP        |
| 28731   | Water Right | 03N | 02W | 34  | SW | SE |     | STOCKWATER     |             | LYLE JOHNSON            |
| 27078   | Claim       | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | WILMA ALLEN             |
| 31011   | Claim       | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | GLORIA COX              |
| 0107A   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | DAVID L WOLFF           |
| 0107B   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | CHARLES MEYERS          |
| 0113A   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | AMY RUNDLE              |
| 0113B   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | DONALD W ALEXANDER      |
| 10128   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | ODE WILLIAMS WATER ASSN |
| 21396   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | FRANK A BAUM            |
| 23953   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | JAY D NICHOL            |
| 26242   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | LOIS A BEESLEY          |
| 26243   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | STANLEY B WINDER        |
| 26900   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | GRACE BEAIL             |
| 27232   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | LINDA D MILNER          |
| 27308   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | ELDEN LYNE              |
| 27491   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | DONALD W ALEXANDER      |
| 28731   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | LYLE JOHNSON            |
| 28800   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | WILLIAM L VOLLBRECHT    |
| 28811   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | EVELYN M MORGAN         |
| 28968   | Water Right | 03N | 02W | 34  | SW | SE |     | DOMESTIC       |             | CORNELL DEMBI           |

no Irrigation  
overlaps

# IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-10070

Date: 2-19-02

|       |     |     |     | NE |    |    |    | NW |    |    |    | SW |    |    |    | SE |    |     |    | Sum |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|-----|
|       | TNS | RNG | SEC | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW  | SE |     |
| Claim | 3N  | 2W  | 34  |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 6   |    | 6   |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    | 7.2 |    | 7.2 |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| Claim |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |
| GIS   |     |     |     |    |    |    |    |    |    |    |    |    |    |    |    |    |    |     |    |     |

Number of POD's 2

Total Claimed Acres: 6

Overlapping POU Claim #'s:

Total GIS Acres: 7.2

## COMMENTS:

Per Transfer map and county data/boundaries. PODs  
estimated per Transfer map. mapped Elder Sub.