

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-8819
Date Received: 2/5/1993
Receipt No: W015907
Received By:

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

1. Name of Claimant(s)

CAPITAL DEVELOPMENT, INC. Phone: (208)377-3939
6200 N. MEKER PL
BOISE ID USA 83713

2. Date of Priority: 06/11/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	02W	29	NW SW	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
IRRIGATION	3/15 11/15	0.34	76.5

7. Total Quantity Appropriated is:
0.34 C.F.S. and/or 76.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
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03N	02W	29	NW	SW	IRRIGATION	17
					Section Acres	17
					Total Acres	17

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

15. Basis of Claim: License

INSTRUMENT NO. 200229534

WARRANTY DEED

Order No.:5100210604JG

FOR VALUE RECEIVED

Harry S. Fujikawa and Irene Fujikawa, Husband and Wife and June Fujikawa and Nancy Fujikawa, Husband and Wife (as to Parcel II)

the grantor(s), do(es) hereby grant, bargain, sell and convey unto

Capital Development, Inc., an Idaho Corporation

whose current address is

6200 Meeker Boise, ID 83713

the grantee(s), the following described premises, in Canyon County, Idaho, TO WIT:

Exhibit A

Parcel I 63-8819

The North Half of the Northwest Quarter of the Southwest Quarter of Section 29 in Township 3 North, Range 2 West, of the Boise Meridian, Canyon County, Idaho.

Parcel II

The South Half of the Northwest Quarter of the Southwest Quarter of Section 29, Township 3 North, Range 2 West, of the Boise Meridian, Canyon County, Idaho.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances Except: Current Year Taxes, conditions, covenants, restrictions, reservations, easements, rights and rights of way, apparent or of record.

And that (s)he will warrant and defend the same from all lawful claims whatsoever.

Dated: June 25, 2002

Harry S. Fujikawa

June Fujikawa
June Fujikawa

Irene Fujikawa

Nancy Fujikawa
Nancy Fujikawa

State of ~~Idaho~~ *Washington*

County of *King*

}
}ss
}

On this *26th* day of June, 02, before me, a Notary Public in and for said state, personally appeared *June and Nancy Fujikawa*

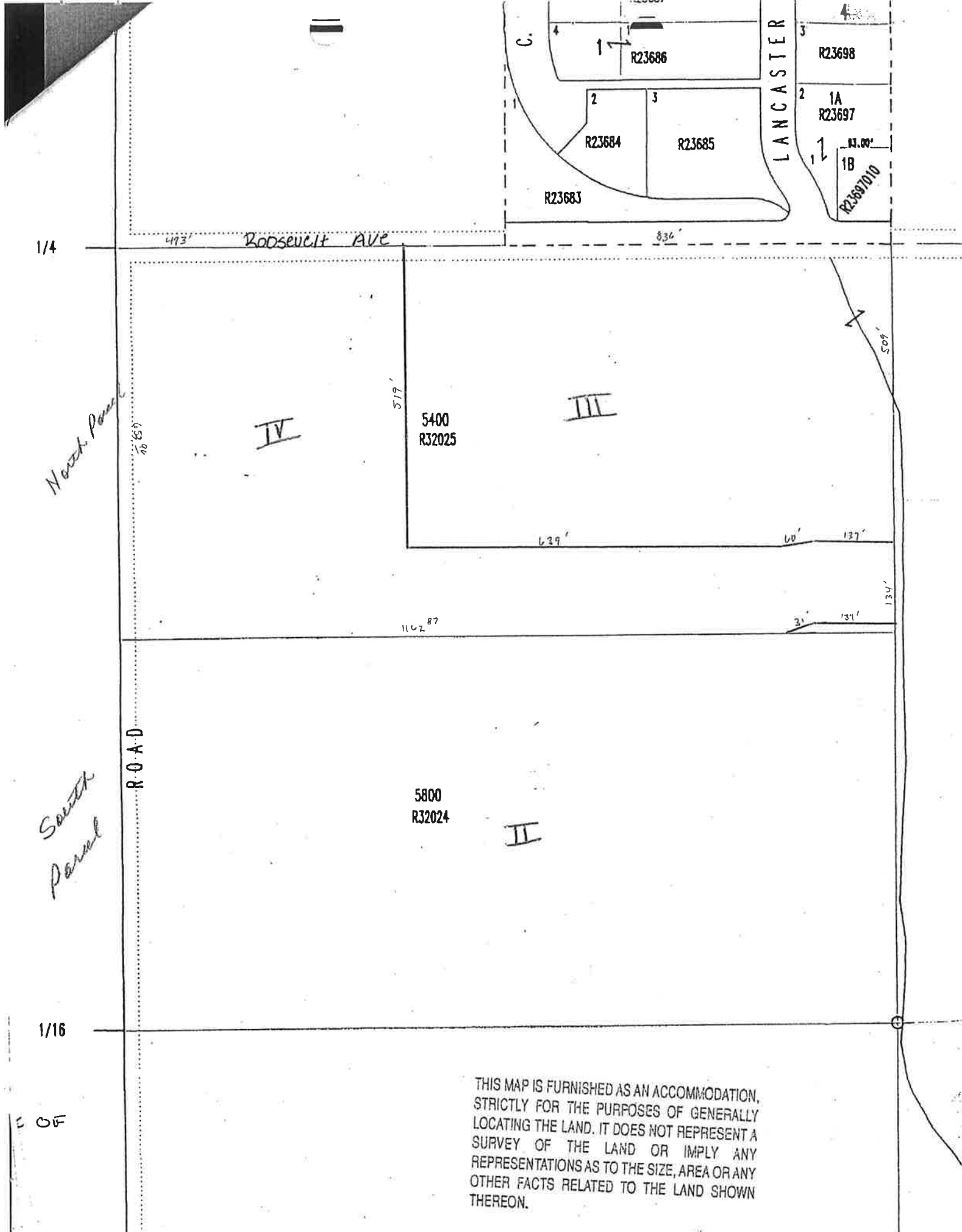
known or identified to me to be the person(s) whose name(s) are subscribed to the within Instrument and acknowledged to me that they executed same. IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

CELINA N. KERSHNER
STATE OF WASHINGTON
NOTARY ---- PUBLIC
MY COMMISSION EXPIRES 5-29-05

Celina N. Kershner
Notary Public for the State of ~~Idaho~~ *Washington*

Residing at: *Rent,*

Commission Expires: *5-29-05*



1/4

493' Roosevelt Ave

836'

North Parcel

1659'

IV

5400
R32025

III

639'

60'

127'

1162' 87

31'

131'

134'

South Parcel

ROAD

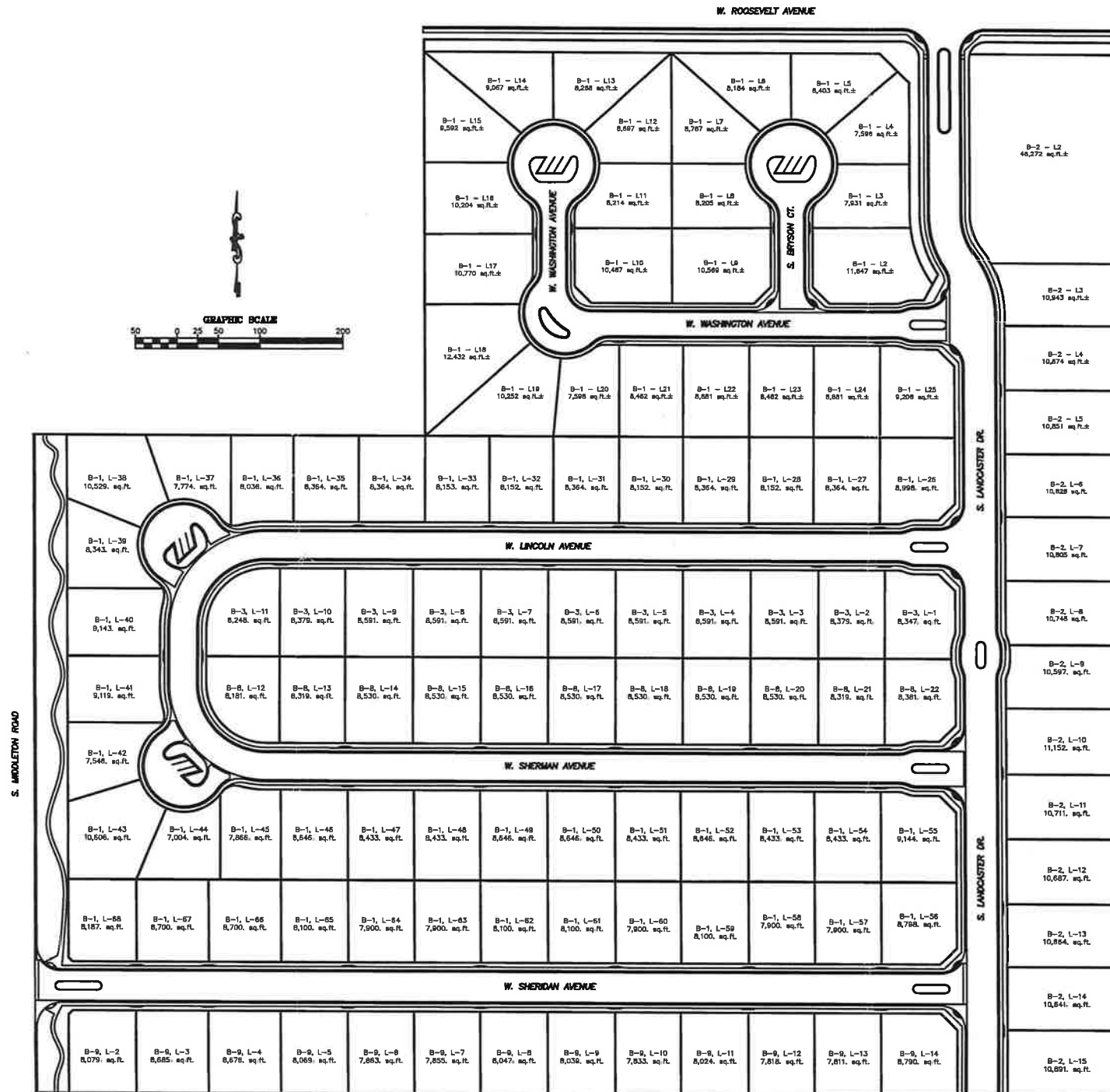
5800
R32024

II

1/16

OF

THIS MAP IS FURNISHED AS AN ACCOMMODATION, STRICTLY FOR THE PURPOSES OF GENERALLY LOCATING THE LAND. IT DOES NOT REPRESENT A SURVEY OF THE LAND OR IMPLY ANY REPRESENTATIONS AS TO THE SIZE, AREA OR ANY OTHER FACTS RELATED TO THE LAND SHOWN THEREON.



RECEIVED

FEB 5 1993

Department of Water Resources
Western Regional Office

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: A63-08819
Date Received: 1/21/1993
Receipt No: 0015907
Received By: JKW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: H. S. FUJIKAWA
Address: ~~RT. 1 BOX 1433~~ 2517 W. Roosevelt Ave. *← Address Change*
NAMPA ID ~~83651~~ 83686

2. Date of Priority: JUN 11, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02W	29		NW	SW		CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.340		76.50

7. Total Quantity Appropriated is:
0.340 C.F.S. (and/or) 76.50 A.F.A.

8. Total consumptive use is 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	29	NW	SW		IRR	17.0
Section Acres							17.0
Total Acres							17.0

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:
NAMPA-MERIDIAN IRR. DIST.

14. Remarks:

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 Individuals:

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

Signature of Claimant(s): M. S. Kiyokawa Date: 1-27-93
_____ Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 27th day

of January 19 93

Loretta J. Baehle
Notary Public

Seal

Residing at Nampa, Idaho

My Commission Expires November 3, 1993

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 A63-08819
Date Received _____
Receipt Number _____

RECEIVED

FEB 21 1990

No. 1000000000

Department of Water Resources
Western Regional Office

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

Please type or print clearly

1. Name of Claimant (s) H. S. Fujikawa Phone () 466-5033
Mailing Address 2517 W. Roosevelt Ave. Nampa, Id. Zip 83686

2. Date of Priority (Only one (1) per claim) July 2, 1987

3. Source of water supply (a) ground water
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 03N Range 02W Section 29,
NW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, R. 2W B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township 03N Range 02W Section 29, NW 1/4 of SW 1/4 of SW 1/4,
Govt. Lot R. 2W B.M., County of Canyon

ending point is: Township 03N Range 02W Section 29, NW 1/4 of SW 1/4 of SW 1/4,
SW 1/4, Govt. Lot R. 2W B.M., County of Canyon

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Pump AS 130

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 11-15 amount 0.34 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.34 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 76.5 acre feet per annum.

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>29</u>							<u>17</u>					<u>17</u>							<u>34</u>
<u>03N 02W 29</u>																			

Total number of acres irrigated 34

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes 1/2 No 1/2

If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.

or None ()

14. Remarks:

JUNE H BROTHER OWN 17 ACRES.

L.S. OWN 17 ACRES.

Last Name

Fujikawa

Ident No.

63-08839
63-08819

Copies: White -State, Yellow-Claimant

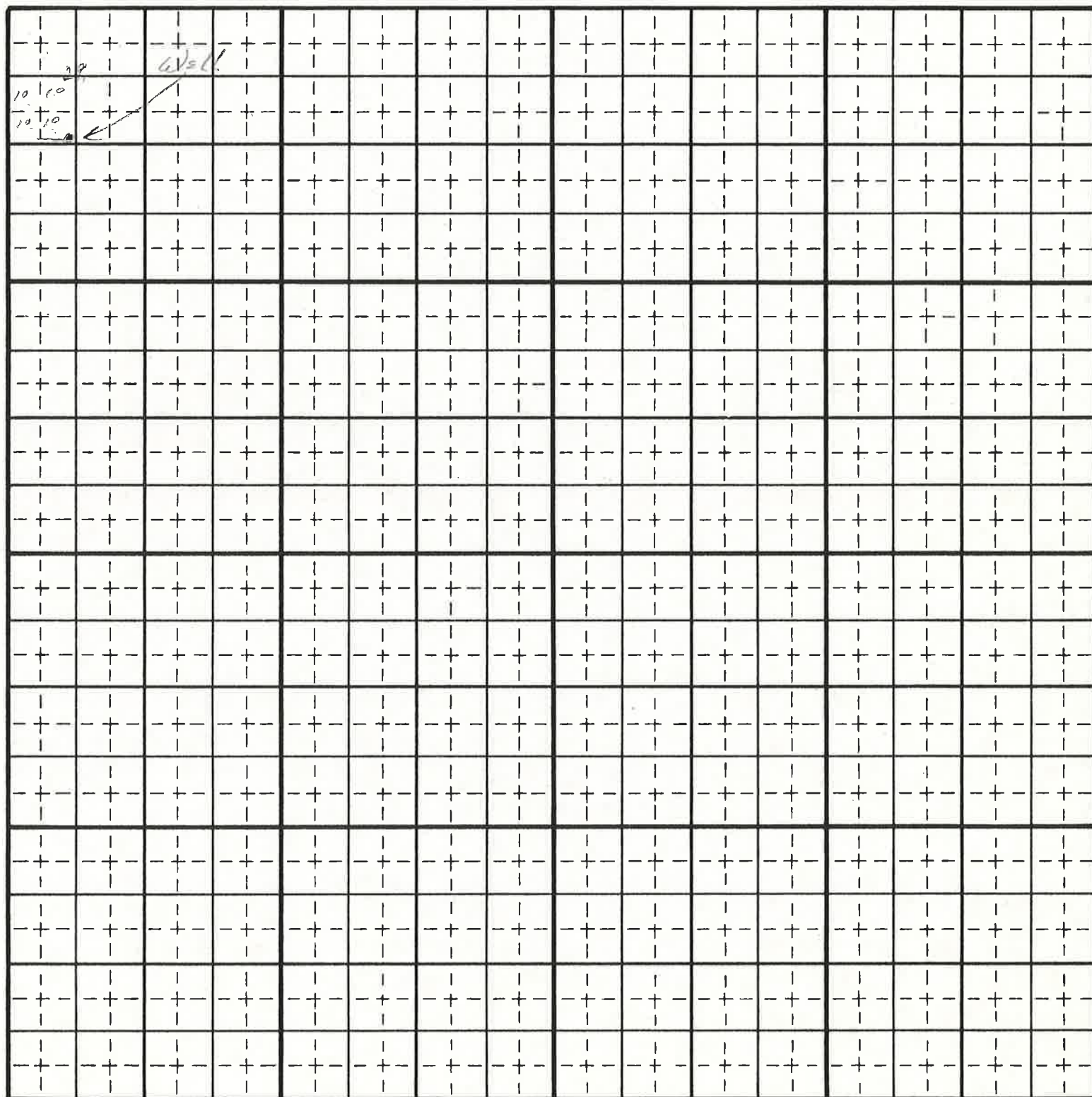
MICROFILMED

JUL 25 1994

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

Scale: 2 inches equals 1 mile

Township - 83N Range - 08W Section 29



Last Name

H. S. Fujikawa

Ident No.

63-08839
63-08819

MICROFILMED

Copies: White-State, Yellow-Claimant

JUL 25 1964

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____

Decree _____

If applicable provide IDWR Water Right Number 63-08819-63-08839

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____ Date _____

_____ Date _____

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

Title _____

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent W. S. Kenikawa

Title and Organization OWNER Date 2-19-1990

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

Subscribed and sworn (or affirmed) before me this 29th day of Feb 19 90

SEAL

Notary Public W. S. Kenikawa

Residing at Manter Idaho

My Commission Expires Sep 16 - 1990

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

MICROFILMED

JUL 25 1994

Copies White-State, Yellow-Claimant

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: 63-8819

CAPITAL DEVELOPMENT, INC.

6200 N. MEKER PL

BOISE ID 83713

Telephone Number: (208)377-3939

RECEIVED

NOV 01 2006

**WATER RESOURCES
WESTERN REGION**

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

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

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: Oct 25 2006

SIGNATURE:

David R. Yorgason

Please print your name:

David R. Yorgason for Capital Development, Inc.

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

05/30/2006

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

RIGHT NUMBER: 63-8819

NAME AND ADDRESS: CAPITAL DEVELOPMENT, INC.
6200 N. MEKER PL
BOISE ID 83713

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.340 CFS
76.500 AFY

PRIORITY DATE: 06/11/1977

POINT OF DIVERSION:

T03N R02W S29 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.340 CFS
76.50 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.

PLACE OF USE: IRRIGATION Within CANYON County

T03N R02W S29 NWSW 17.00

17 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

Right No. 63-8839 is also diverted through point of diversion described above.

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

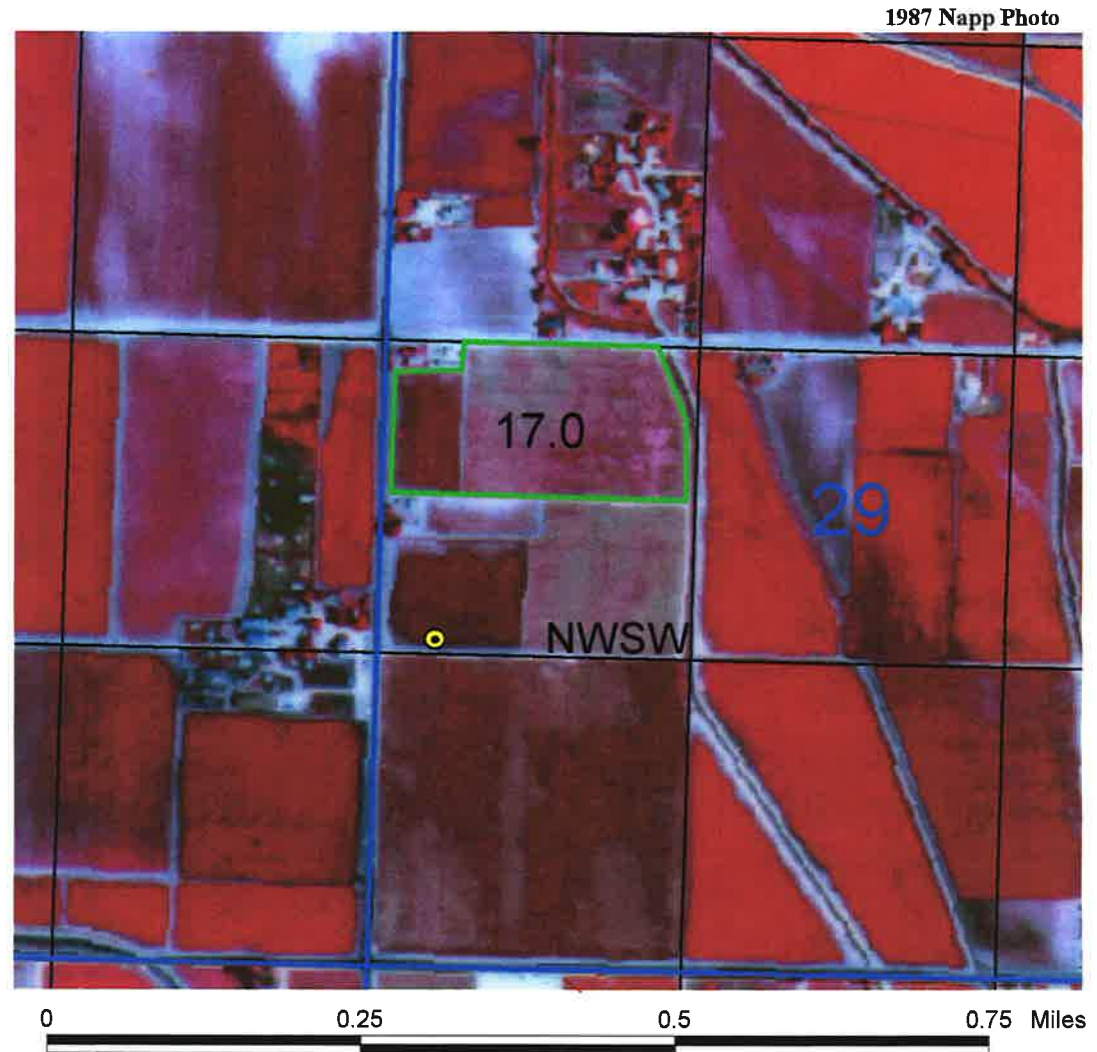
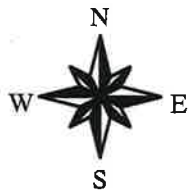
Idaho Department of Water Resources

Claim Number: 63-08819

Legal: T03N, R02W, S29

Reviewed By: *Vicky Music*

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



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8819

05/30/2006

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-8819	Claim	03N	02W	29	NW	SW		GROUND WATER	CAPITAL DEVELOPMENT, INC.
63-8839	Claim	03N	02W	29	NW	SW		GROUND WATER	CAPITAL DEVELOPMENT, INC.
63-8819	Water Right	03N	02W	29	NW	SW		GROUND WATER	H S FUJIKAWA
63-8839	Water Right	03N	02W	29	NW	SW		GROUND WATER	JUNE FUJIKAWA

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-8819

05/30/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
8819	Claim	03N	02W	29	NW	SW		IRRIGATION	17/17	CAPITAL DEVELOPMENT, INC.
8839	Claim	03N	02W	29	NW	SW		IRRIGATION	17/17	CAPITAL DEVELOPMENT, INC.
8819	Water Right	03N	02W	29	NW	SW		IRRIGATION	17/17	H S FUJIKAWA
8839	Water Right	03N	02W	29	NW	SW		IRRIGATION	17/17	JUNE FUJIKAWA

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

RECEIVED

JAN 11 2006

WATER RESOURCES
WESTERN REGION

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-8819					

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) HS FujiKawa
4. New Owner/Claimant(s) RT 1 Box 1433 Nampa, ID 83651
 Capital Development Inc.
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 6200 N. Meeker Place
- City, State and ZIP Code Boise, ID 83713
- New Telephone Number (208) 377-3939
5. Date you acquired the property June 26, 2002

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Dave R. Yorgason for Capital Development
(include title if applicable) Vice President

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by LG Date 1-11-06 Fee 0
 Received by NA Date NA Receipt No. N/A
 Processed by LG AJ Date 3-10-06 WR _____ Date _____



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 8, 1993

H S FUJIKAWA
2517 W ROOSEVELT AVE
NAMPA 83686

Dear Mr. Fujikawa;

Enclosed are copies of Notices of Claim to a Water Right,
numbers A63-08819 and A63-08839, along with a receipt.
These copies are for your files.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

MICROFILMED
JUL 25 1994

January 22, 1993

HS FUJIKAWA
RT 1 BOX 1433
NAMPA ID 83651

Dear Mr. Fujikawa:

This letter is in response to our telephone conversation of January 21. Enclosed you will find two Notices of Claim to a Water Right, numbers A63-08819 and A63-08839. These rights are based on licensed rights of the same identification numbers with 1977 and 1987 priorities.

Claim number A63-08839 is in the name of June Fujikawa. Does she still own the property appurtenant to this right? If so, she will have to sign and notarize this claim unless you have power of attorney to do so. If you now own the property, please write in your name and address on the claim form.

The filing fees will be \$134.00. This is based on the flat rate of \$50.00 per claim plus a variable rate of \$1.00 per irrigated acre. Please remit these claims within 30 days of the date of this letter, to my attention. Be sure to sign them and have them notarized.

If you have any questions, don't hesitate to contact me.

Sincerely,

Linda A. Werner
Sr. Water Resource Agent
Adjudication Section

Enclosures

MICROFILMED
JUL 25 1994

CONVERSATION MEMORANDUM

DATE 1-21-93FILE AG3-8819 &
AG3-8839NAME OF PARTY Fujikawa, N. S.
EMPLOYEE Amela Werner

RE: Claimant filed one claim, combining
2 rights resulting in a loss of property &
quantity. He didn't want to do this.
Sending him computer generated claims
so he can file them. Also advised
him of the fee due.
No late fee charged as claim
was submitted on time

MICROFILMED

JUL 25 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION ADJUDICATION SECTION
CLAIM VERIFICATION FIELD EXAM SHEET
(Use with the ECVR)

CLAIM NO(s).

63-8819

1. No Change NAME IS SAME

NEW OWNER:

No Change ADDRESS

NEW ADDRESS:

change of ownership done

2. No Change - DATE OF PRIORITY: Completed evidence submitted - claimant
Incomplete - Claimant should be asked during the exam when was water first
used and submit proof of date of priority.

Priority date, per claimant, is:

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

3. No Change — SAME SOURCE

Source is different than that claimed:

Source found:

4. No Change — POINT OF DIVERSION

Point of diversion is different than the claim and/or new P/D's:

63-8839 also diverted here.

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS

Incomplete description, list below:

6. No Change - WATER USES
Different uses, (list uses found):

- needs you shoulder remark

Use <u>WY</u>	From <u>3/15</u>	To <u>11/15</u>	Amount <u>.34</u>	CFS <u>70.5</u>	AFA
Use _____	From _____	To _____	Amount _____	CFS _____	AFA
Use _____	From _____	To _____	Amount _____	CFS _____	AFA

7. No Change - TOTAL VOLUME

Incomplete on claim, the total is, Amount _____ CFS _____ AFA

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

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

Domestic # of homes: _____ Stock # _____ List types: _____

Additional comments: _____

9. No Change — PLACE OF USE: (If changed, list below.)

Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____
Use: _____	Township _____	Range _____	Section _____	1/4 _____	1/4 _____

Remarks: (Comments pertinent to field examination) See additional attachment

✓ 539 you shoulder remark for 3/1

✓ WEX mmid water used

✓ FOS 03-0830 also diverted here

SYSTEM DIAGRAM INCLUDED

NA

Shown on GIS Layout

CK IF IN OFFICE EXAM ☒
DATE EXAM CONDUCTED: 5-30-06

FIELD EXAMINER: Vicky music

Print Name

Signature

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8819

WATER RIGHT NUMBER: 63-8819

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	H S FUJIKAWA 2517 W ROOSEVELT AVE NAMPA, ID 83651

Priority Date: 06/11/1977

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	0.340 CFS	76.50 AF
	<u>Total Diversion:</u>	0.340 CFS	76.50 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 29, Twp 03N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION Within CANYON County

T03N R02W S29 NWSW 17.0

Total Acres: 17

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

Comments:

Water Supply Bank:



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

May 25, 2006

Capital Development, Inc.
6200 N. Meker Place
Boise, ID 83713

Notice of Claim to a Water Right No. 63-8819, 63-8839

Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure

WR0749NP
No. 63-08819

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 01/21/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	H. S. FUJIKAWA RT. 1 BOX 1433 NAMPA ID 83651	06/11/1977	IRRIGATION	03-15 11-15	0.34 CFS	76.5 AFA
TOTAL DIVERSION:					0.34 CFS	76.5 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 3.60 CFS

Point(s) of Diversion: T03N R02W S29 NW SW

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE								
T	R	S	:	NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
03N	02W	29	:					:					:					:						
													17											17.0
														TOTAL ACRES										17.0

Pou County: CANYON

Other Rights: NAMPA-MERIDIAN IRR. DIST.

Other Water Rights with Same Point(s) of Diversion and Source:
63-08839

Other Water Rights Listing Overlapping Place(s) of use:
63-08839

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no
- more than .02 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

Dates:	App. Received:	05/10/1977	Priority Date:	06/11/1977
	Proof Due Date:	07/01/1986	Proof Made Date:	06/26/1986
	Exam Made Date:	06/29/1987	Exam Sent to S.O.:	
	Licensed Date:	03/09/1989		

Misc: Water District Number: Field Exam Fee: R (Received)

Audit: 00/00/00

MICROFILMED
JUL 25 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE
WATER RIGHT NO. **63-08819**

Priority: June 11, 1977 Amount: 0.34 CFS 76.5 AFA

This is to certify, that H. S. FUJIKAWA
RT. 1 BOX 1433
NAMPA, ID 83651

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated May 10, 1977, and has submitted proof to the Department of Water Resources on June 26, 1986, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 3.600 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	0.34 CFS	76.5 AFA

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 29, Township 03N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 02W 29	NWSW 17			17

Total number of acres irrigated: 17

CONDITIONS/REMARKS:

1. The right to the use of 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. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

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 9TH day of MARCH, 1989.

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MAR 16 1989

Acting for the Director

Norman C. Young

Identification No. _____

Application No. 63-8819

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant H. S. Fujikawa Phone: 466-5033
post office address Route 1, Nampa, Id. 83651
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 29 Township 3N
Range 2W B.M. Canyon County; additional points of diversion if any: _____
- b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 0.40 for irrigation purpose from Mar. 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.40 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well & pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 100 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use is 5 years.
b. Estimated construction cost is \$ 4000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M. _____
(2) Amount of power to be generated: _____ hp 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 _____
(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	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	
3N	2W	29										20							20

Total number of acres to be irrigated 20

c. Describe any other water rights used for the same purposes as described above.

Nampa Meridian Irrigation District

9. a. Who owns the property at the point of diversion June Fujikawa

b. Who owns the land to be irrigated or place of use Applicant

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

10. Remarks This is supplemental to Nampa Meridian water.

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



29

P.D.

11 Irrigated
Land

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.

H. H. Fujikawa
(Applicant)

Proposed Priority 5/10/77

Received by WJM Date 5/10/77 Time 3:15

Preliminary check by WJM Fee \$ 25.00

Received by WJM Date 5/10/77 # 7725

Publication prepared by CS Date May 12, 1977

Published in Idaho Free Press

Publication dates May 19, 1977 & May 26, 1977

Publication approved if Date 6-6-77

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by WJM

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. 63-8819, 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 July 1, 19 82.
- c. Other: The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

2. Denial of said application is for the following reasons: _____

Witness my hand this 12 day of July, 19 77.


Deputy Director

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

Permit No. 63-8819

Phone No. 466-5033

1. Owner: H.S. Fujikawa

Current Address: Rt. 1 Box 1433 Nampa, Idaho 83651

2. Accompanied by: Harry Fujikawa

EXAM. DATE: 6-29-87

Address: Same as above

Phone No. 466-5033

Relationship to Permit Holder: Owner

3. Source: Groundwater tributary to _____

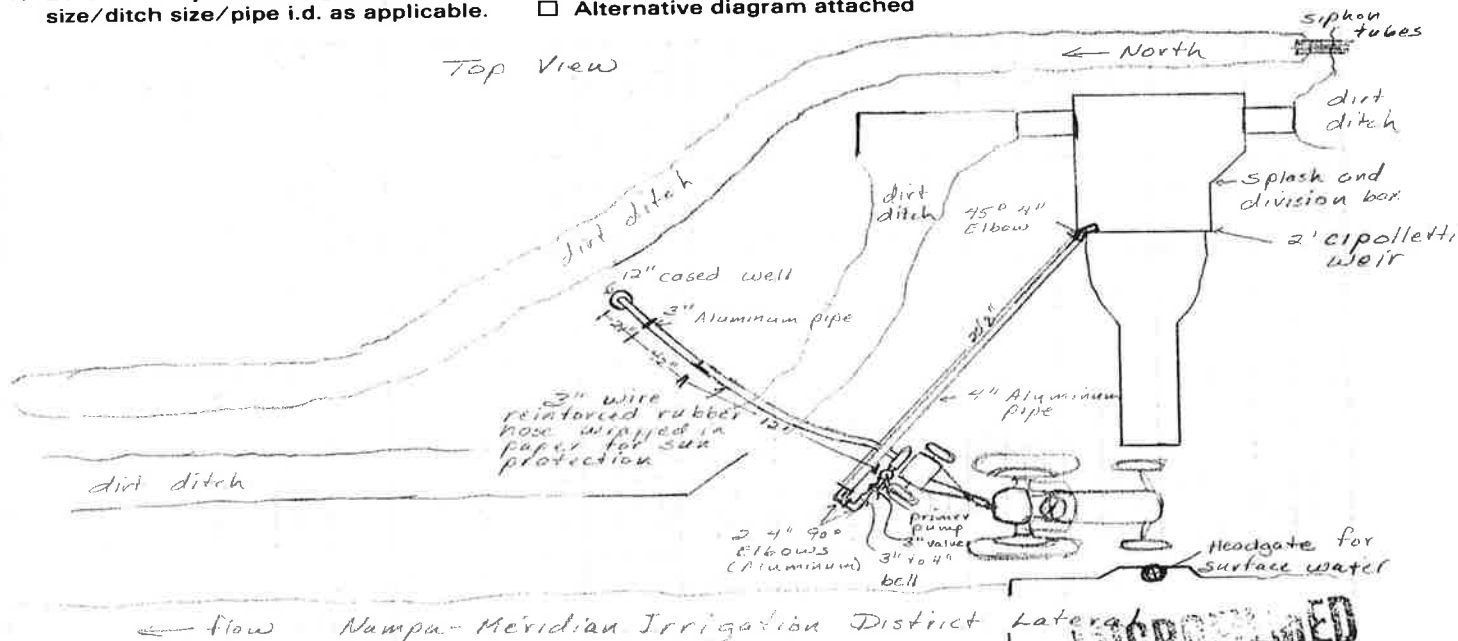
B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-8839 same p.d. used for irrigation of the other half of the 1/4 sec. Nampa-Meridian surface water ☒ Copies Attached

2. Other water rights with same point of diversion: 63-8839 same well ☒ Copies Attached ☒ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = 10'

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).

☒ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater.

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more).

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

The system has a 12" cased well 113' deep. Water stands at 7'. A Berkeley centrifugal pump is mounted on a Heinzman frame (Model 1034 Ser. no. 10770402) for tractor pto operation. A Massey Ferguson Model 35 diesel tractor supplied the power. The suction pipe extended 30' down into the well. The water was discharged through a 4" aluminum pipe into a splash basin/division

☒ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	tractor Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	MF35 Tractor		226004	Berkeley	7678083

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

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
		SW	NW	SW	29	3N	2W	Canyon	Aerial photo

6. **Place(s) of Use:**

Indicate Method of Determination Aerial photo

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	
3N	2W	29											17						17

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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
5 gallon bucket						
stop watch						

2. Measurements:

The 5 gallon bucket filled in 0.9 seconds.
 1/2 of the 34 irrigated acres in the NW 1/4 SW 1/4 Sec 29 T3N R2W
 = Allow .02 cfs x 17 ac = 0.34 cfs
 The tractor was running at a fast idle est. 15 pto H.P.

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

- Measured Method: $\frac{5 \text{ gal}}{0.9 \text{ sec.}} \times \frac{60 \text{ sec.}}{1 \text{ min}} = 333.3 \text{ gpm}$ $\frac{333.3 \text{ gpm}}{448.8} = .74 \text{ cfs}$
- Alternate Method for Checking Purposes: Est. 20' of lift
 $\frac{15(8.8)(.6)}{20} = 3.96 \text{ cfs}$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)
 Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)
 Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)
 Meter Input HP: (6) x 1.34 = _____ (7)
 Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)
 Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 17 \times 4.5 = 76.5 \text{ afa}$
 $V_{D.R.} = [\text{Diversión Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.34 \times 245 \times 1.98 = 164.9 \text{ afa}$
 $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 76.5 \text{ afa}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

box for distribution to the fields by way of
 dirt ditches. The fields are ~~irrigated~~ ~~for~~ furrow
 irrigated by siphon tubes. Water rights
 63-8819 and 63-8839 are part of the same
 irrigation system and were filed separately
 because H.S. Fujikawa ^{owns} ~~owned~~ the north half
 of the NW 1/4 SW 1/4 of sec 29 Twn 3N Rge 2W and
 his brother ~~owns~~ owns the south half of the
 NW 1/4 SW 1/4 of sec. 29 Twn 3N Rge 2W.
 Crops include onions and wheat.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
irrigation	3-15	11-15	0.34	76.5
Totals:			0.34	76.5

2. Recommended Amendments

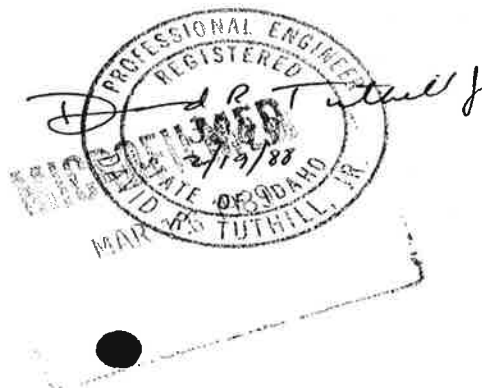
- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☒ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

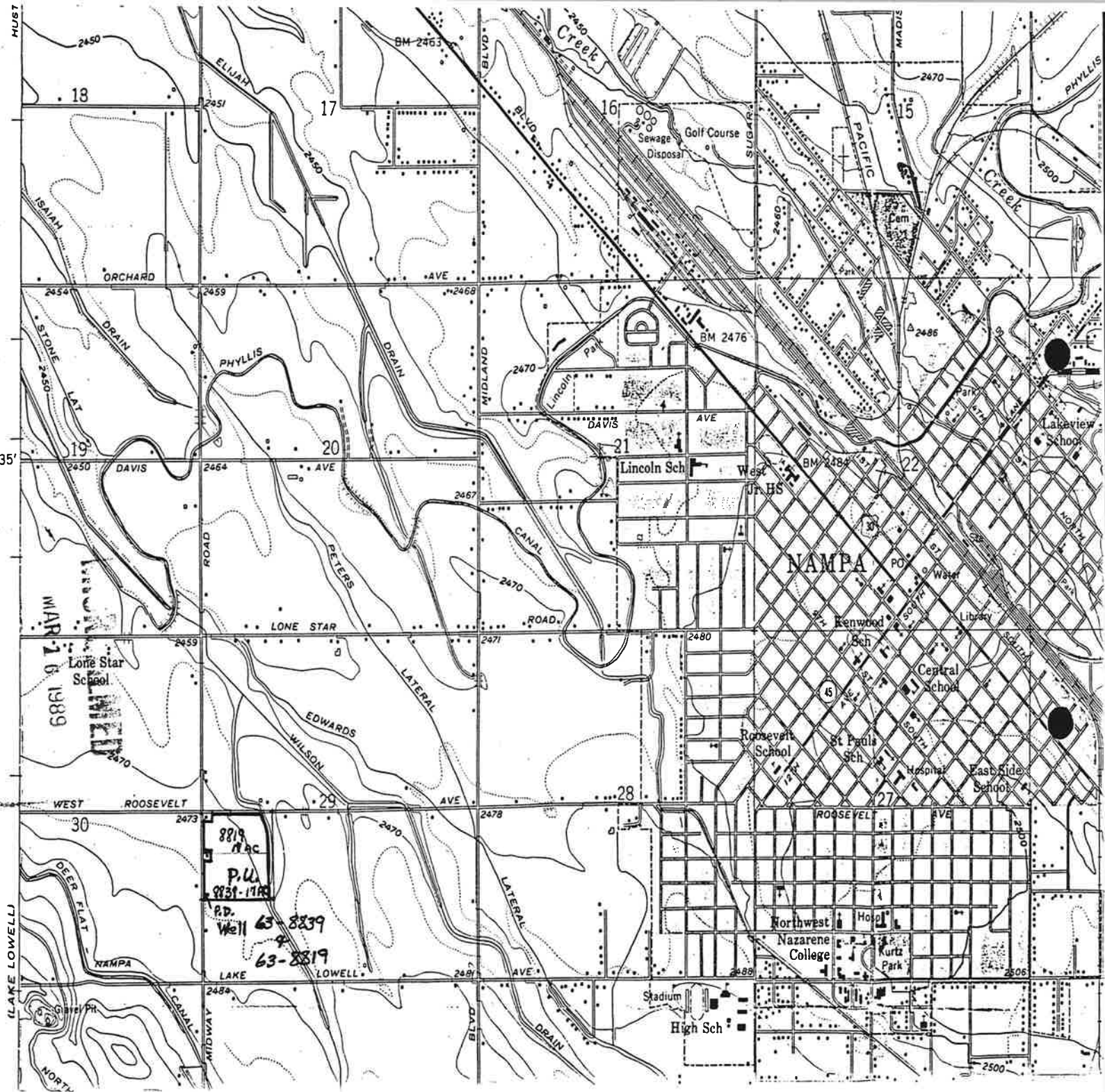
J. AUTHENTICATION

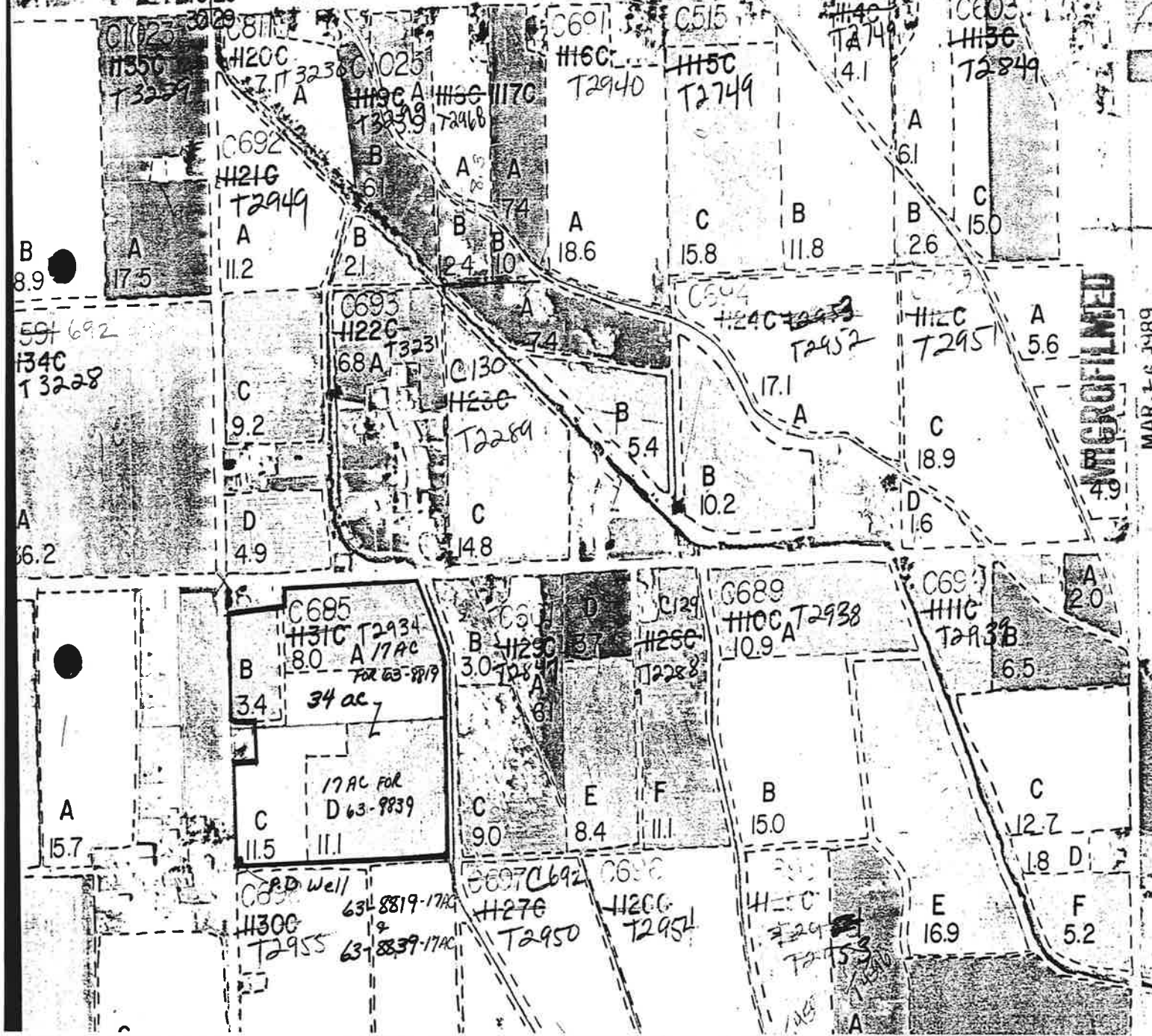
Field Examiner's Name Carter Fritschle
 Signature Carter Fritschle
 Certification Date _____
 Field Report Preparation Date 6-29-87

CONSULTANT SEAL

K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.







MAR 16 1989

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-08819

Date: 2-19-02

	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	2W	29										17							17
GIS													17							17
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 17

Overlapping POU Claim #'s:

Total GIS Acres: 17

COMMENTS:

POU & POD per license map.