

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 63-7211C
Date Received: 2/5/1990
Receipt No: X999999
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GARY TODD Phone: (208) 495-2088

16693 OASIS RD
CALDWELL ID USA 83607

HEIDI TODD Phone: (208) 495-2088

16693 OASIS RD
CALDWELL ID USA 83607

2. Date of Priority: 04/08/1969

3. Source: UNNAMED DRAIN , WASTE WATER Trib. to: SAND HOLLOW CREEK , SAND HOLLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	03W	5	NE NW	CANYON	
05N	03W	5	NE NW	CANYON	

5. Description of diverting works:

7.5 HP. PUMP AND PANEL; MAINLINE TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.11	24.5

7. Total Quantity Appropriated is:
0.11 C.F.S. and/or 31.5 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
05N	03W	5	NE	NW	IRRIGATION	7
Section Acres						7
Total Acres						7

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:

OWNERSHIP CHANGED BY LG 10/14/04

SOURCES ARE UNNAMED DRAIN & WASTE WATER.

I HAVE INSTALLED A 7.5 HP PUMP TO DELIVER WATER TO THIS GROUND. THIS DIVERSION IS SEPARATE FROM THE JENSEN DIVERSION.

***** THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-07211, FEE PAID UNDER RECEIPT NO. M005712 6-93 RMC

***** THIS SECOND SPLIT CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIMANTS CLAIM NO. A63-07211A. 2-96 JS

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

The issuance of this right does not grant any right-of-way or easement across the land of another.

15. Basis of Claim: License

Form 42-248/42-1409(6) July, 2000

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

RECEIVED**MAR 11 2004****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
63-7211C					

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)

W Kaye Young, Burley, ID
 Mary Young

4. New Owner/Claimant(s)

Gary Todd, Heidi Todd

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

New Mailing Address

16693 OASIS RD

City, State and ZIP Code

Caldwell, ID 83607

New Telephone Number

208, 495-2088

5. Date you acquired the property

EFG March 28, 1996

Form 42-248/42-1409(6) July, 2000

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)
(include title if applicable)

Glenn M. Todd
Buy S. Todd

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 KLB Date 3/11/04 Fee 0 (Pending in adjudication)
 Receipted by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____

THE FORM FURNISHED COURTESY OF:

**ALLIANCE TITLE &
ESCROW CORP.**READ & APPROVED BY GRANTEE(S): W. Kaye Young Mary A. Young

{8010}

SPACE ABOVE THIS LINE FOR RECORDING DATA
Order No.: 96012225**WARRANTY DEED**FOR VALUE RECEIVED W. KAYE YOUNG AND ~~WIFE~~ MARY A. YOUNG, HUSBAND AND WIFEGRANTOR(S), does(do) hereby GRANT, BARGAIN, SELL and CONVEY unto GARY S. TODD, AN UNMARRIED MAN, AND ~~HEIDI~~ M. MEYER, AN UNMARRIED ~~WOMAN~~ Person himGRANTEE(S), ^{WIT Person} ~~HEIDI~~ ^{Road WIT} whose current address is: 16693 OASIS, / CALDWELL, ID 83605
the following described real property in CANYON County, State of Idaho, more particularly described as follows, to wit:THE WEST HALF OF THE WEST HALF OF LOT 3 NORTH OF BLACK CANYON
WASTEWAY IN SECTION 5, TOWNSHIP 5 NORTH, RANGE 3 WEST OF THE
BOISE MERIDIAN, CANYON COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee(s), and Grantee(s) heirs and assigns forever. And the said Grantor(s) does(do) hereby covenant to and with the said Grantee(s), that Grantor(s) is/are the owner(s) in fee simple of said premises; that said premises are free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee(s); and subject to reservations, restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, (including irrigation and utility assessments, if any) for the current year, which are not yet due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever,

Dated: March 28, 1996

W. Kaye Young
W. KAYE YOUNGMary A. Young
MARY A. YOUNGSTATE OF IDAHO)
COUNTY OF ADA)On this 28th day of March, in the year of 1996, before me, the undersigned, a Notary Public in and for said State, personally appeared W. KAYE YOUNG AND ~~MARY~~ MARY A. YOUNGknown or identified ~~person(s)~~ ^{person(s)} whose name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.Signature: Judy Murphy

Name: JUDY MURPHY

Residing at: BOISE

My Commission Expires: 01/06/98

5N R3W_{1/16}

625.68'

323.90'

325.79'

722.27'

GOV. LOT 3

house

R37682010A
T 96769

R37678010

R37678010A
T 95722

R37680

893.17'

743.74'

593.35'

200.00'

544.73'

HOLLOW

358.43'

SAND

P.O.D.

33.76'

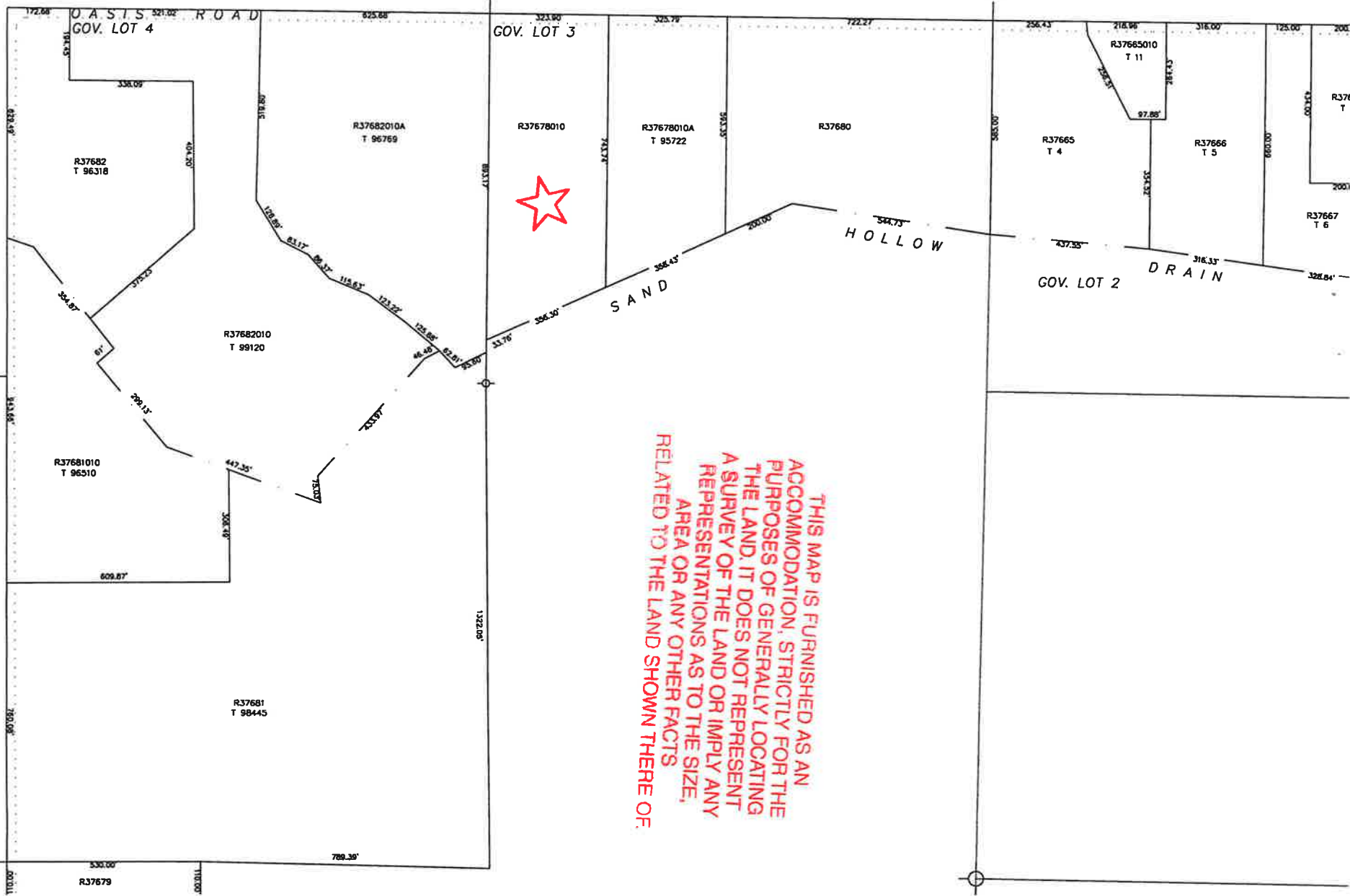
356.30'

3.17'
86.37'
115.63'
123.22'
125.88'
46.48'
62.81'
95.60'

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 THERE OF.

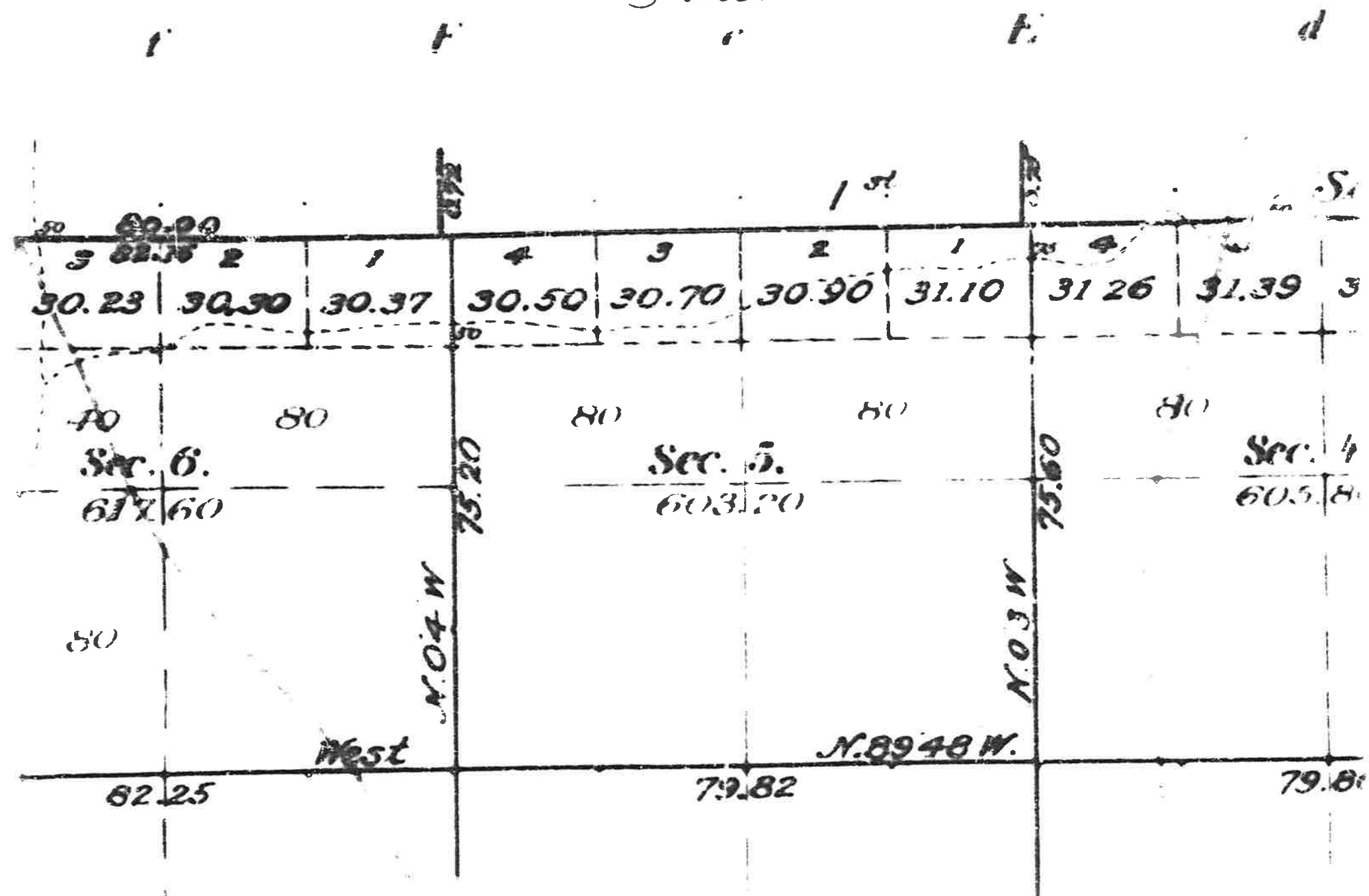
Sec. 05 T5N R3W_{1/16}

NO
ND
PROPOSES
ASSUMES



Ship No 5 North, Range No

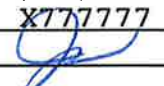
3 West



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: **A63-07211C**
Date Received: 2/ 5/1990
Receipt No: X777777
Received By: 

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

1. Name: W KAYE YOUNG 208-454-1313
Address: 16693 OASIS RD
CALDWELL ID 83605

AND/OR

Name: MARY YOUNG 208-454-1313
Address: 16693 OASIS RD
CALDWELL ID 83605

2. Date of Priority: APR 8, 1969

3. Source: UNNAMED DRAIN Trib. to: SAND HOLLOW CREEK
WASTE WATER SAND HOLLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	03W	5	NE	NW			CANYON

5. Description of diverting works:
7.5 HP. PUMP AND PANEL; MAINLINE TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.110		24.50

7. Total Quantity Appropriated is:
0.110 C.F.S. (and/or) 31.50 A.F.A.

8. Total consumptive use is 24.5 Acre Feet Per Annum.

9. Non-irrigation uses:

MICROFILMED
OCT 07 1996

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	03W	5	NE NW		IRR	7.0
Section Acres						7.0
Total Acres						7.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

SOURCES ARE UNNAMED DRAIN & WASTE WATER.
I HAVE INSTALLED A 7.5 HP PUMP TO DELIVER WATER TO THIS GROUND.
THIS DIVERSION IS SEPARATE FROM THE JENSEN DIVERSION.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A63-07211, FEE PAID UNDER RECEIPT NO. M005712 6-93 RMC

THIS SECOND SPLIT CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR
A PORTION OF CLAIMANT'S CLAIM NO. A63-07211A. 2-96 JS

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): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 5N Range 3W
Section 5, — 1/4 of NE 1/4 of NW 1/4, Govt. Lot 3, BM.
Lot _____, Block _____, Subdivision/Townsite _____
If you have additional legal descriptions, please attach separate sheet.

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☐ Water Right Number(s)
Assigned by IDWR: A63-07211A

☐ Name and Address of Former Owner/Claimant(s)(Seller): W KAYE & /OR MARY YOUNG
16693 OASIS RD

☐ New Owner/Claimant (Purchaser): CANDWELL ID 83605
THOMAS E & /OR MARIE B. McCURRY

☐ New Mailing Address: 16689 OASIS RD
CANDWELL, ID 83605

☐ New Telephone Number: 608 459-9545

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

.08 CFS
5 ACRES IN THE NENW (LOT 3)
P.P. IN THE NENW (LOT 3)

☒ Attach proof of ownership, describe proof attached: WARRANTY DEED

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s): Thomas E McCurry Date 30 Jan 96

☐ Signature of Former Owner/Claimant(s): _____ Date _____
_____ Date _____

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:
Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:
Further Action Taken
Date: _____ By: _____
Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

MICROFILMED

OCT 27 1996

PC13988

INSTRUMENT NO. 9531866

WARRANTY DEED

FOR VALUE RECEIVED W. Kaye Young and Mary Young, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto Thomas E. McCurry and Marie B. McCurry, husband and wife

the Grantees, whose address is 16689 Oasis road, Middleton, ID, 83644

the following described premises, to-wit:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1995 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: November 9, 1995

W. Kaye Young
W. Kaye Young

Mary Young
Mary Young

STATE OF IDAHO

COUNTY OF CANYON

On this 9th day of November in the year 1995, before me, a Notary Public, personally appeared W. Kaye Young and Mary Young known or identified to me to be the persons whose names are subscribed to the within instrument, and acknowledged to me that they executed the same.

Kimberly A. Compton
Notary Public
Residing at Caldwell, ID
My commission expires 2-3-98



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

423 SOUTH KIMBALL
CALDWELL, ID 83605

MICROFILMED
OCT 07 1996

Exhibit "A"

A portion of the West Half of Government Lot 3, Section 5, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

COMMENCING at the Northwest corner of Government Lot 3, Section 5, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho marked by a 5/8 inch iron pin with plastic cap stamped PLS 6552; thence

South 89° 50' 23" East a distance of 323.90 feet along the North line of said Government Lot 3 to a set 1/2 inch iron pin with plastic cap stamped PLS 6552 and the TRUE POINT OF BEGINNING; thence continuing

South 89° 50' 23" East a distance of 325.79 feet to a set 1/2 inch iron pin with plastic cap stamped PLS 6552; thence

South 00° 00' 16" East a distance of 593.35 feet to the centerline of the Black Canyon Wasteway; thence

South 65° 21' 07" West a distance of 358.43 feet along said centerline; thence

North 00° 00' 16" West a distance of 743.74 feet to the TRUE POINT OF BEGINNING.

TOGETHER WITH an ingress and egress easement more particularly described as follows:

COMMENCING at the Northwest corner of Government Lot 3, Section 5, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho, marked by 5/8 inch iron pin with plastic cap stamped PLS 6552; thence

South 89° 50' 23" East a distance of 227.90 feet along the North line of said Government Lot 3 to the TRUE POINT OF BEGINNING; thence continuing

South 89° 50' 23" East a distance of 96.00 feet to a set 1/2 inch iron pin with plastic cap stamped PLS 6552; thence

South 00° 00' 16" East a distance of 53 feet; thence

North 89° 50' 23" West a distance of 96 feet; thence

North 00° 00' 16" West a distance of 53 feet to the TRUE POINT OF BEGINNING.

REQUEST
TYPE Deed

FEE 6.00
PIONEER — CALDWELL

CANYON COUNTY RECORDER

RECORDED

95 NOV 14 PM 12 56

RECORDED

MICROFILMED
OCT 07 1996

3531866

OF A PORTION OF THE WEST 1/2 OF GOVERNMENT LOT 3,
SECTION 5, TOWNSHIP 5 NORTH, RANGE 3 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO

BASIS OF BEARINGS:

THE BASIS OF BEARINGS FOR THIS SURVEY IS THE WEST LINE OF THE NORTHWEST 1/4 OF SECTION 5, TOWNSHIP 5 NORTH, RANGE 3 WEST, BOISE MERIDIAN AS SHOWN ON THAT CERTAIN RECORD OF SURVEY FILED AS INSTRUMENT NO. 9515511 RECORDS OF CANYON COUNTY, IDAHO, I.e. N00°00'47"W

LEGEND:

- ◆ FOUND 1/2" IRON PIN PER R OF S INSTR No. 9515511
- ◎ SET 5/8" IRON PIN W/PLASTIC CAP PLS 6552
- SET 1/2" IRON PIN W/PLASTIC CAP PLS 6552
- OLD PROPERTY LINE

NOTE:

FISCHER LAND SURVEYING, INC. ASSUMES NO LIABILITY FOR PRESENT OR FUTURE COMPLIANCE OR NON-COMPLIANCE WITH COUNTY PLANNING AND ZONING ORDINANCE RESTRICTIONS AS THEY PERTAIN TO BUILDING PERMITS AND THE ISSUANCE THEREOF.

SURVEY FOR:

W. KAYE YOUNG
16693 OASIS ROAD
CALDWELL, ID 83605

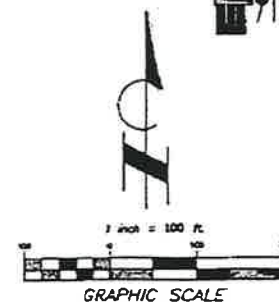
Fischer Land Surveying, Inc.

PROFESSIONAL LAND SURVEYING

404 So. Washington Ave.

Emmett, Idaho 83617

Phone: (208) 365-4146



SEPTEMBER 1995

INDEX No. 534-05-04-03-00-00 JOE No. 119-94

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

SPLIT INTO A63-07211C + A63-07211D

Ident. Number: ~~A63-07211A~~

Date Received: 2/ 5/1990

Receipt No: X777777

Received By: _____

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

1. Name: W KAYE YOUNG 208-454-1313
Address: 16693 OASIS RD
CALDWELL ID 83605

AND/OR

Name: MARY YOUNG 208-454-1313
Address: 16693 OASIS RD
CALDWELL ID 83605

2. Date of Priority: APR 8, 1969

3. Source: UNNAMED DRAIN Trib. to: SAND HOLLOW CREEK
WASTE WATER SAND HOLLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	03W	5	NE	NW			CANYON

5. Description of diverting works:
7.5 HP. PUMP AND PANEL; MAINLINE TO PLACE OF USE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.190		54.00

7. Total Quantity Appropriated is:
0.190 C.F.S. (and/or) 54.00 A.F.A.

8. Total consumptive use is 42.0 Acre Feet Per Annum.

9. Non-irrigation uses:

~~MICROFILMED~~

~~JUL 25 1994~~

~~MICROFILMED~~

~~OCT 07 1996~~

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	03W	5	NE	NW		IRR	12.0
Section Acres							12.0
Total Acres							12.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

SOURCES ARE UNNAMED DRAIN & WASTE WATER.
I HAVE INSTALLED A 7.5 HP PUMP TO DELIVER WATER TO THIS GROUND.
THIS DIVERSION IS SEPARATE FROM THE JENSEN DIVERSION.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF
CLAIM NO. A63-07211, FEE PAID UNDER RECEIPT NO. M005712 6-93 RMC

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): _____ Date: _____

Date: _____

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OCT 07 1996

~~MICROFILMED~~
JUL 25 1994

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 _____

MICROFILMED
OCT 07 1996

~~MICROFILMED~~
~~JUL 25 1994~~



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 5 N. Range 3 W.
Section 5, 1/4 of 1/4 of 1/4 Govt. Lot _____, BM.

Lot W 1/2 Lot 3, Block, _____, Subdivision/Townsite _____

If you have additional legal descriptions, please attach separate sheet. see attached copy of deeds

☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)

☒

Water Right Number(s)
Assigned by IDWR:

A63-07211

☐ Name and Address of Former Owner/Claimant(s)(Seller):

Gerald L. Jensen & Teresa A. Jensen
Rt. 7, Caldwell, Canyon County, Idaho

☐ New Owner/Claimant (Purchaser):

W. Kaye Young and Mary Young

☐ New Mailing Address:

16693 Oasis Road
Caldwell, Idaho 83605

☐ New Telephone Number:

(208) 454-1313

☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

☐ Attach proof of ownership, describe proof attached:

Warranty Deed copies from Gerald L. Jensen & Teresa A. Jensen

(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

☐ Signature of New Owner/Claimant(s)

Date

Date

☐ Signature of Former Owner/Claimant(s)

Date

Date

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 6-23-93 By: RMC

Further Action Needed:

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: _____ By: _____

Claim Numbers of Split, if any:

A63-07211A+B

MICROFILMED
OCT 07 1996

MICROFILMED
JUL 25 1994

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner

POOR ORIGINAL

PC05315

WARRANTY DEED

For Value Received, Gerald L. Jensen, a married man, of Route 7,

Caldwell, Canyon County, Idaho,

the grantor, does hereby grant, bargain, sell and convey unto W. Kaye Young and Mary Young, husband and wife,

the grantee s, whose current address is 25150 Geri Lane, Caldwell, Canyon County, Idaho

the following described premises, in Canyon County Idaho, to-wit:

The West half of Lot 3 North of the Black Canyon Wasteway in Section 5, Township 5 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho; Together with all water, water rights, ditches and rights of way for ditches appurtenant thereto or in anywise appertaining;

9211899
RECORDED
92 MAY 29 PM 4 42
CANYON CNT RECORDER
PIONEER - CALDWELL
REQUEST
TYPE Deed FEB 3m

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee s, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee s, that he is the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 23, 1992

Gerald L. Jensen by Ray L. Jensen
Gerald L. Jensen his Power of Attorney
in fact.

STATE OF IDAHO
COUNTY OF Ada

On this 29th day of May in the year 1992, before me, a Notary Public, personally appeared

Ray L. Jensen

known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of

Gerald L. Jensen and acknowledged to me that he subscribed the name of Gerald L. Jensen thereto as principal, and his (her) own name as attorney in fact.

Notary Public
Residing at Boise, Idaho

STATE OF IDAHO, COUNTY OF

I hereby certify that this instrument was filed for record at the request of

at minutes past o'clock M.,
this day of
19, in my office, and duly recorded in Book of Deeds at Page

Ex-Officio Recorder

By Deputy.

Fees \$
Mail to:

MICROFILMED
JUL 25 1994

WARRANTY DEED

POOR ORIGINAL

FOR VALUE RECEIVED, Teresa A. Jensen, a married woman of Route 7 Caldwell, Canyon County, Idaho,

the Grantor, does hereby grant, bargain, sell and convey unto W. Kaye Young and Mary Young, husband and wife,

the Grantee s, whose address is 25150 Geri Lane, Caldwell, Canyon County, Idaho the following described premises, to-wit:

The West half of Lot 3 North of the Black Canyon Wasteway in Section 5, Township 5 North, Range 3 West of the Boise Meridian, in Canyon County, Idaho; Together with all water, water rights, ditches and rights of way for ditches appurtenant thereto or in anywise appertaining;

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantor does hereby covenant and with the said Grantees, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: May 23, 1992

Teresa A. Jensen by
Teresa A. Jensen

Ray L. Jensen attorney in fact

STATE OF IDAHO
COUNTY OF *Ada* ss.
On this *24th* day of *May* in the
year 19 *92*, before me, a Notary Public, personally appeared

RAY L. JENSEN

known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of

Teresa A. Jensen and acknowledged to me that he subscribed the name of *Teresa A. Jensen* hereto as principal, and his (her) own name as attorney in fact.

Notary Public

Residing at *Bon*

Idaho

REQUEST
TYPE *Real* FEE *3.00*

PIONEER — CALDWELL

CANYON CO. RECORDER
Cait

92 MAY 29 PM 4 42

RECORDED

9211900

MICROFILMED

JUL 25 1994

423 So. Kimball
Caldwell, Idaho 83605

PIONEER TITLE COMPANY
OF CANYON COUNTY

100 - 10th Ave. South
Nampa, Idaho 83651

INSTRUMENT NO. 8815261

GENERAL POWER OF ATTORNEY

Know All Men by These Presents: That GERALD L. JENSEN and TERESA A.

JENSEN

of CALDWELL, County of CANYON, State of IDAHO,

have made, constituted and appointed, and by these presents do make, constitute, and appoint

RAY L. JENSEN

of BOISE

County of

ADA

State of IDAHO

their

true and lawful attorney for

and in their names, place and stead, and for their use and benefit, to ask, demand,

sue for, recover, collect, and receive all such sums of money, debts, dues, accounts, legacies, bequests,

interest, dividends, annuities, and demands whatsoever, as are now or shall hereafter become due, owing,

payable, or belonging to them, and have, use, and take all lawful ways and means in their

names or otherwise for the recovery thereof, by attachments, arrests, distress or otherwise, and to com-

promise and agree for the same, and acquittances, or other sufficient discharges for the same, for

and in their names, to make, seal, and deliver; to bargain, contract, agree for, purchase, receive,

and take lands, tenements, hereditaments, and accept the seisin and possession of all lands, and all deeds

and other assurances in the law therefor, and to lease, let, demise, bargain, sell, remise, release, convey,

mortgage, and hypothecate lands, tenements, and hereditaments upon such terms and conditions, and

under such covenants as he shall think fit. Also, to bargain and agree for, buy, sell, mortgage,

hypothecate, and in any and every way and manner deal in and with goods, wares, and merchandise,

chooses in action, and other property in possession or in action, and to make, do, and transact all and every

kind of business of what nature or kind soever, and also for them and in their names

and as his act and deed to sign, seal, execute, deliver, and acknowledge such deeds, leases, and

assignment of leases, covenants, indentures, agreements, mortgages, hypothecations, bottomries, charter-

parties, bills of lading, bills, bonds, notes, receipts, evidences of debt, releases, and satisfaction of mort-

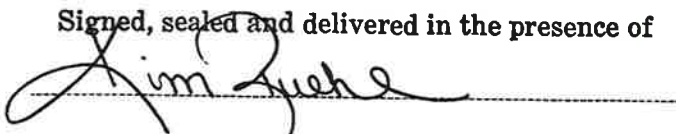
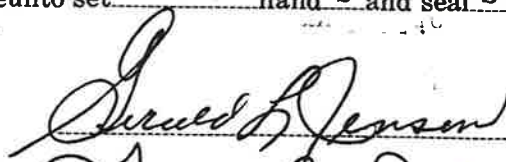
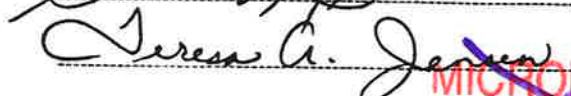
gages, judgments and other debts, and such other instruments in writing of whatever kind and nature as

may be necessary or proper in the premises.

Giving and granting unto him said attorney full power and authority to do and perform all and every act and thing whatsoever requisite and necessary to be done in and about the premises, as fully to all intents and purposes as they might or could do if personally present (with full power of substitution or revocation), hereby ratifying and confirming all that their said attorney (or his substitute or substitutes) shall lawfully do or cause to be done by virtue of these presents.

IN WITNESS WHEREOF, we have hereunto set our hands and seals the day of July, 19 88.

Signed, sealed and delivered in the presence of


 (Seal)
 (Seal)

MICROFILMED
JUL 25 1994

POOR ORIGINAL

STATE OF IDAHO,
County of Canyon } ss.

On this 29th day of July in the year 1988, before me

Kim Ruehl, a Notary Public

in and for said County, personally appeared Gerald L. Jensen and Teresa A. Jensen known to me to be the person s whose name s are subscribed to the within instrument, and acknowledge to me that they executed the 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.



Notary Public: *Kim Ruehl*
For the State of Idaho
Residing at: Caldwell, Idaho
My commission expires 3/30/92

No. _____

POWER OF ATTORNEY
GENERAL

TO _____

Dated _____, 19____

STATE OF IDAHO, } ss.

County of _____

I hereby certify that this instrument was filed for record at the request of _____

at _____ minutes past _____

o'clock M., this _____ day

of _____, A.D. 19____,

in my office, and duly recorded in Book _____ of _____ at page _____

Ex-Officio Recorder.

By _____, Deputy.

Fees, \$ _____

SYMS-YORK CO. PRINTERS & BINDERS. MOISE

8815261

RECORDED

'88 JUL 29 PM 2 52
NEW KERR
CANYON COUNTY RECORDER
RY *Colait del*

REQUEST *Teresa Jensen*
TYPE *Teresa Jensen*

~~MICROFILMED~~
JUL 25 1994

State of Idaho

Department of Water Resources

LICENSE ISSUED FOR SPU
 LICENSE FEE IN

WATER RIGHT LICENSE

License of Water Right No. 63-7211 Priority April 8, 1969 Amount 1.10 cfs

THIS IS TO CERTIFY, that GERALD L. JENSEN
 of Caldwell, Idaho, has complied with the terms and conditions of Permit
 No. 63-7211 issued pursuant to Application for Permit dated April 8, 1969,
 and has submitted proof to the Department of Water Resources on March 27, 1975,
 that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
 capacity for the diversion of 1.10 cfs of water from seepage & waste water,
 tributary to , and that the permit holder has applied to a beneficial use and
 established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>1.10</u> cfs and	<u>315 acre feet or</u> <u>4.5 af per acre</u>
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.10 cfs of water be diverted at any one time, and
 that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
 aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
315 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Sec. 5,
Twp. 5 N, Rge. 3 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	3 W	5					30			40									70

Total number of acres irrigated 70

A measuring device of a type approved by the Department shall be permanently maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
December, 19 75.

Director

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

RENUMBERED TO A63-07211A+B

Ident. Number: A63-07211

Date Received: 2/05/1990

Receipt No: M005712

Received By: LW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GERALD L. JENSEN 208-459-7878
Address: 16539 OASIS RD.
CALDWELL, ID 83605

OR

Name: TERESA A. JENSEN 208-459-7878
Address: 16539 OASIS RD.
CALDWELL, ID 83605

2. Date of Priority: APR 08, 1969

3. Source: UNNAMED DRAIN Trib. to: SAND HOLLOW CREEK
WASTE WATER SAND HOLLOW CREEK

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	03W	5	NE	NW			CANYON

5. Description of diverting works:
40 HP PUMP, PIVOT

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.100		315.00

7. Total Quantity Appropriated is:
1.100 C.F.S. (and/or) 315.00 A.F.A.

8. Total consumptive use is 245.0 Acre Feet Per Annum.

9. Non-irrigation uses:

~~MICROFILMED~~
~~OCT 07 1996~~

~~MICROFILMED~~
~~JUL 25 1994~~

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	03W	5	NE	NW		IRR	30.0
			SE	NW		IRR	40.0
Section Acres							70.0
Total Acres							70.0

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:
BLACK CANYON

14. Remarks:
SOURCES ARE UNNAMED DRAIN & WASTE WATER.

15. Basis of Claim: LICENSE

~~MICROFILMED
OCT 07 1996
MICROFILMED
JUL 25 1994~~

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): *Arvid Jensen* Date: 2/5/90
_____ Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5 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

MICROFILMED
OCT 07 1996

~~MICROFILMED~~
~~JUL 25 1994~~

POOR ORIGINAL

~~MICROFILMED~~
~~90107 1996~~
~~JUL 25 1994~~

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

ADDRESS SERVICE
REQUESTED

FIRST CLASS



RECEIVED
FEB 07 2007
WATER RESOURCES
WESTERN REGION



HEIDI TODD

~~HEIDI TODD
18613 OAKWOOD
CALDWELL, ID 83407~~

CLARA

603-72110

~~D~~

12/10/2006

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

RIGHT NUMBER: 63-7211C
NAME AND ADDRESS: GARY TODD
16693 OASIS RD
CALDWELL ID 83607

HEIDI TODD
16693 OASIS RD
CALDWELL ID 83607

SOURCE: UNNAMED DRAIN TRIBUTARY: SAND HOLLOW CREEK

QUANTITY: 0.100 CFS
27.50 AFY

PRIORITY DATE: 04/08/1969

POINT OF
DIVERSION: T05N R03W S5 NENW Lot 3 Within CANYON County
Rights 63-7211B and 63-7211D are also diverted through the point of
diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.100 CFS 27.50 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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County
T05N R03W S05 Lot 3 NENW 6.10
6.1 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.

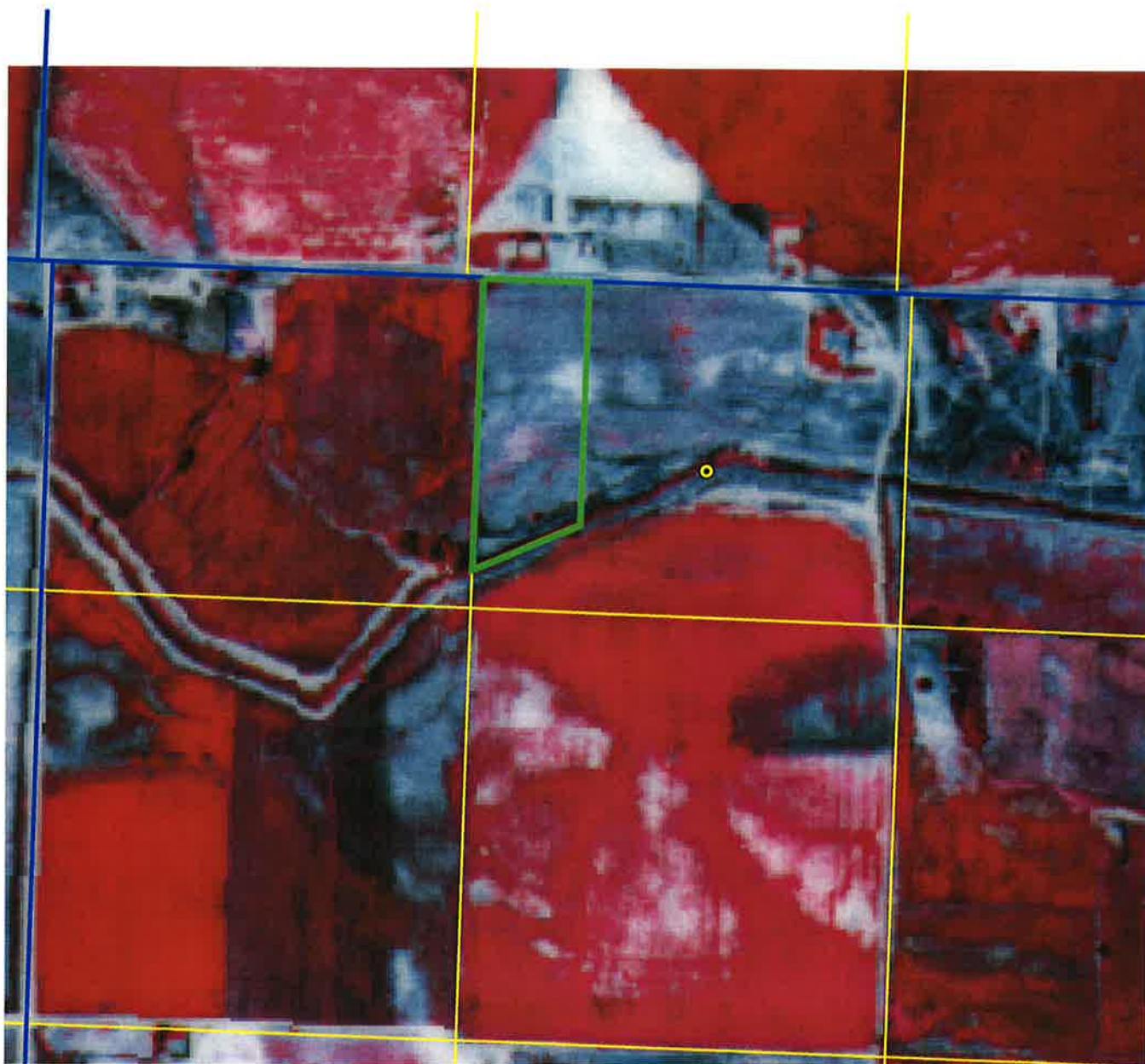
Use of this right is combined with water from Black Canyon Irrigation District.



Idaho Department of Water Resources

63-7211C

05N 03W Section 5



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 6.1

500 0 500 1000 Feet



IDWR
Prepared by: Lori Graves
Date: 3-30-06
1986-87 Photography

Adjudication Recommendation Report 63-7211C V1

WATER RIGHT NUMBER: 63-7211C V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TERESA A JENSEN 16539 OASIS RD CALDWELL, ID 83605 (208)459-7878
Original Owner	MARY YOUNG 16693 OASIS RD CALDWELL, ID 83605 (208)454-1313
Current Owner	GARY TODD 16693 OASIS RD CALDWELL, ID 83607 (208) 495-2088
Original Owner	GERALD L JENSEN 16539 OASIS RD CALDWELL, ID 83605 (208)459-7878
Original Owner	W KAYE YOUNG 16693 OASIS RD CALDWELL, ID 83605 (208)454-1313
Current Owner	HEIDI TODD 16693 OASIS RD CALDWELL, ID 83607 (208) 495-2088

Status: Active

SAND HOLLOW CREEK

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.100 CFS	27.50 AF
	<u>Total Diversion:</u>	0.100 CFS	27.50 AF

UNNAMED DRAIN L3 (NE1/4NW1/4) Sec. 5, Twp 05N, Rge 03W, B.M.
CANYON County

IRRIGATION

[illegible]

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7211C V1

Total Acres: 6.1

Conditions of Approval:

1. C03 Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.
2. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
3. W14 Use of this right is combined with water from Black Canyon Irrigation District.
4. X36 Rights 63-7211B and 63-7211D are also diverted through the point of diversion described above.
5. S39 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 irrigation use and a priority date earlier than the date a partial decree is entered for this right.
6. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

1. Igraves 3/30/2006 Acres

Comment: Claim lists 7 acres as a result of an ownership change. Parcel is only 6.09 acres per county tax lot info. Recommended 6.1 acre irrigation.

2. Igraves 3/30/2006 CFS Amount

Comment: Pro-rated portion calculated as follows: $1.1 \text{ cfs}/70 \text{ ac} \times 6.1 = .10 \text{ cfs}$

3. Igraves 3/30/2006 AFA Amount

Comment: Pro-rated portion calculated as follows: $315 \text{ afa}/70 \text{ ac} \times 6.1 \text{ ac} = 27.5 \text{ afa}$

4. Igraves 3/30/2006 Source

Comment: Two sources (unnamed drain & waste water, same trib) were licensed for one diversion and system. Source was clarified to unnamed drain per the topo map.

5. Igraves 3/30/2006 Parcel No.

Comment: Irrigation is for parcel no. R3767801000

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7211C V1

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-7211C

WATER RIGHT NUMBER: 63-7211C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	TERESA A JENSEN 16539 OASIS RD CALDWELL, ID 83605 (208)459-7878
Original Owner	MARY YOUNG 16693 OASIS RD CALDWELL, ID 83605 (208)454-1313
Current Owner	GARY TODD 16693 OASIS RD CALDWELL, ID 83607 (208) 495-2088
Original Owner	GERALD L JENSEN 16539 OASIS RD CALDWELL, ID 83605 (208)459-7878
Original Owner	W KAYE YOUNG 16693 OASIS RD CALDWELL, ID 83605 (208)454-1313
Current Owner	HEIDI TODD 16693 OASIS RD CALDWELL, ID 83607 (208) 495-2088

CURRENT OWNER :

Lawrence Schmidt
16693 Oasis Rd
Caldwell Id 83607

Parcel # R3767801000

Priority Date: 04/08/1969 ✓
Basis: License ✓
Status: Active

Source

UNNAMED DRAIN ✓
~~WASTE WATER~~ ✓

Tributary

SAND HOLLOW CREEK ✓
~~SAND HOLLOW CREEK~~ ✓

clarified per topo

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	<u>3/15</u> to 11/15	~~0.110~~ CFS	~~24.50~~ AF
	<u>Total Diversion:</u>	~~0.110~~ CFS	~~24.50~~ AF
		.10	27.5

Location of Point(s) of Diversion

UNNAMED DRAIN
CANYON County
~~WASTE WATER~~
CANYON County

NE1/4NW1/4 ✓

Sec. 5, Twp 05N, Rge 03W, B.M.

lot 3

NE1/4NW1/4 ✓

Sec. 5, Twp 05N, Rge 03W, B.M.

lot 3

1 P/D per exam

Place of Use

IRRIGATION

Twp Rge Sec | NE | NW | SW | SE |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7211C

		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N 03W	5					7.0												7.0
						6.1												6.1

Total Acres: 7

Conditions of Approval:

1. ~~SOURCES ARE UNNAMED DRAIN & WASTE WATER.~~
~~I HAVE INSTALLED A 7.5 HP PUMP TO DELIVER WATER TO THIS GROUND. THIS DIVERSION IS~~
~~SEPARATE FROM THE JENSEN DIVERSION.~~
~~***** THIS CLAIM IS A RESULT OF A CHANGE~~
~~IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-07211, FEE PAID UNDER RECEIPT NO.~~
~~M005712 6-93 RMC ***** THIS SECOND SPLIT~~
~~CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIMANTS CLAIM NO.~~
~~A63-07211A. 2-96 JS~~
2. 004 The issuance of this right does not grant any right-of-way or easement across the land of another.
3. 001 A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
4. ~~OWNERSHIP CHANGED BY LG 10/14/94~~

Remarks:Comments:Dates and Other Information:

Claim Received Date: 2/5/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

ADD W14-BCID per orig claim
 539 - 3/1 to 11/15
 X36 - common P/D for other split (B+D)
 carry over 001 + 004
Water Supply Bank:
 003 - P/D source clarification

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7211B

03/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
'211B	Claim	05N	03W	5	NE	NW		IRRIGATION	18/58	GERALD L JENSEN
'211C	Claim	05N	03W	5	NE	NW		IRRIGATION	7/7	GARY TODD
2900	Claim	05N	03W	5	NE	NW		IRRIGATION		
7211	Water Right	05N	03W	5	NE	NW		IRRIGATION	30/70	GERALD L JENSEN
20585	Water Right	05N	03W	5	NE	NW		DOMESTIC		GERALD L JENSEN
'211D	Claim	05N	03W	5	NE	NW	3	IRRIGATION	5/5	THOMAS E MC CURRY
'211B	Claim	05N	03W	5	SE	NW		IRRIGATION	40/58	GERALD L JENSEN
2900	Claim	05N	03W	5	SE	NW		IRRIGATION		
7211	Water Right	05N	03W	5	SE	NW		IRRIGATION	40/70	GERALD L JENSEN

Receipt Details for ID M005712

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/5/1990 9:14:45 AM	2/5/1990	Mobile	\$145.00	Check
Payer		JENSEN, TERESA		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
272			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$145.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

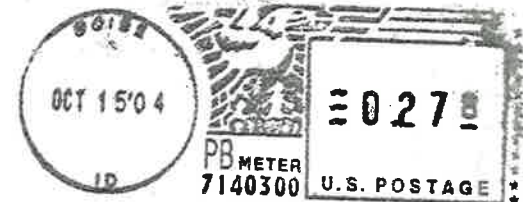
Basin Number	Sequence Number	Split Suffix	Amount	Type
63	7211		\$120.00	Claim
63	20585		\$25.00	Claim

Print Report

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082

RETURN SERVICE
REQUESTED

PRESORTED
FIRST CLASS



*Sent
again
10/22/04*

63-7211C

Gary Todd
Heidi Todd
16693 Oasis Rd
Caldwell ID 83607

TODD693 836072016 1903 08 10/19/04
FORWARD TIME EXP RTN TO SEND
TODD
11505 MELBA RD
MELBA ID 83641-5163
RETURN TO SENDER

1AAGTMS 83607



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

October 14, 2004

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Gary Todd
Heidi Todd
16693 Oasis Rd
Caldwell ID 83607

Re: Notice of Claim to a Water Right No. 63-7211C

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,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

March 18, 1996

Re: Original Notice of Claim to a Water Right No. A63-07211A

Renumbered to Notice of Claim to a Water Right No. A63-07211C

W KAYE YOUNG
MARY YOUNG
16693 OASIS RD
CALDWELL ID 83605

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by adding alpha suffixes to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosure

MICROFILMED
OCT 07 1996

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7211 Priority April 8, 1969 Amount 1.10 cfs

THIS IS TO CERTIFY, that GERALD L. JENSEN
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-7211 issued pursuant to Application for Permit dated April 8, 1969,
and has submitted proof to the Department of Water Resources on March 27, 1975,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.10 cfs of water from seepage & waste water,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>1.10</u> cfs and	<u>315 acre feet or</u>	
	from _____ to _____ cfs and	<u>4.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
	(both dates inclusive)		

Subject, however, to the condition that no more than 1.10 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed

315 acre feet per year, said waters to be diverted within the NE1/4 of Sec. 5,
Twp. 5 N, Rge. 3 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE1/4				NW1/4				SW1/4				SE1/4				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	
5 N	3 W	5					30			40									70

Total number of acres irrigated 70

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use
herein described, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 18 day of
December, 19 75.

Director

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Gerald L. Jensen
 Post office address Route #7, Caldwell, ID 83605 Phone 459-7878
 Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ seepage & waste water
 (name spring, stream, etc.)
 Tributary to Black Canyon waste way
3. Water will be used for the following purposes:
 Amount 4 c.f.s. for irrigation
 _____ AF/Annum (nature of use)
 Period of Use: from Mar. 15 to Nov. 15
 (mo.-day) inclusive (mo.-day)
 Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)
 Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)
 Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)
 Period of Use: from _____ to _____
 (mo.-day) inclusive (mo.-day)
 Other uses: _____

Permit No. 63-7211
 Examination for b/u

4. Total amount to be appropriated:
 Max Rate of Diversion 4 cubic feet per second and annual volume _____ AF/Annum.
5. Location of Point(s) of Diversion:
 (2000' from the NW corner)
 Township 5N N/S, Range 3W E/W, B.M., Section 5, Subdivision NE 1/4 NW 1/4, Canyon County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4, _____ County
 Other Points of Diversions: _____

Description of diverting works: 25 hp pump, Try rain, sprinkler system.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use. (MAP ATTACHED)

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	
6N	3W	29											20			40			60
		32		40	40	12	30												122
5N	3W	5					30			40									70
Need Amendment Place of use																			

TOTAL ACREAGE

202 70 found

DATE OF EXAM 6-9-75

ACREAGE
Found 70
Recommended 70

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 1.10 c.f.s. V = 315.0 AF/Ann. from Mon 15 to Nov. 15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ✓

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ✓

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 490 gpm - 1.0918 Method of measurement GPM

Total Q recommended: 1.10 cfs Meter No. 3550205 Type 33 gpm Condition Good

Total V recommended 315 AF/Ann

Recommended Amendments:

P.D. _____
Place of Use ✓ 30 NENW, 40 SENW all in sec 5, 5N 3W
Other _____
None _____

MEASUREMENT CALCULATION:
Measured 490 gpm = 1.10 cfs
4.5 AF x 70 ac = 315.0 AF/Ann

SYSTEM DESCRIPTION:
Pump from drain 25 HP. Base 100 ft. 25 HP pump
M# 1925611 A 147 sub# 2567 8" intake discharge to sprinkler
irrigation

REMARKS:
system operating. Mr. J. H. H. was present
during inspection - explained system cap and
pressure measurements

Examiner's Signature [Signature] Date 9 June 1975
Checked by [Signature] Date 10-29-75
Approved by _____ Date _____

2 9

0	0
0	0
3 2	0 0

*30

50 5

Diagram of System

T5N, R3W

370

1000'

C
65.0

15.0
ALFALFA

62

2250

SEY MADE

B725

D
50.5

ALFALFA

A
11.8

B
15.2

RAILWAY

E
14.0

1000'

sent to Corralles-Hawkins
Hawkins back 4/1/1975

R3W

1/4 Section corner

A
6.9

A
10.3

B24
2588

B
2.9

*9 Pond

B627
2578

A
2.4

1.241-75 meo

70

Rge. 3 W

Twp. 5 N

30

40

5

That no one will be injured by such change, and that such change will be made at permit holders own risk.

Gerard L Jensen
(signature)

I, R. KEITH HIGGINSON, Director of the Department of Water Resources hereby approve the foregoing application for amendment for Permit No. 63-7211.

December 19 1961

R. K. Kelly
Director

BEFORE THE DEPARTMENT OF WATER ADMINISTRATION

OF THE

STATE OF IDAHO

IN THE MATTER OF EXTENDING THE PROOF DUE)
DATE IN CONNECTION WITH PERMIT NO. 63-7211)
IN THE NAME OF GERALD L. JENSEN)

ORDER

WHEREAS, on April 8, 1969, Gerald L. Jensen, applied to the Department of Water Administration for a permit to appropriate 4.0 cubic feet per second of water from seepage and wastewater, tributary to the Black Canyon waste way, to be diverted from a point within the NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 5, Twp. 5N, Rge. 3W, B.M., Canyon County, to be used for irrigation purposes; and,

WHEREAS, on May 28, 1969, the Department approved said application and issued Permit No. 63-7211 with the condition that proof of construction of works and application of water to beneficial use be submitted to the Department on or before May 1, 1974; and,

WHEREAS, on April 26, 1974, the Department received a request from the permit holder for an extension of time; and,

WHEREAS, it appears that under the circumstances the permit holder has been proceeding with reasonable diligence and has given good cause for delay;

IT IS, THEREFORE, HEREBY ORDERED that the time within which to submit proof of beneficial use of water under Permit No. 63-7211 be extended to May 1, 1975.

Dated this 3 day of May, 1974.


R. KEITH HIGGINSON
Director

BDF:JG

63-7211

Identification No. _____
Application No. 63-721

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

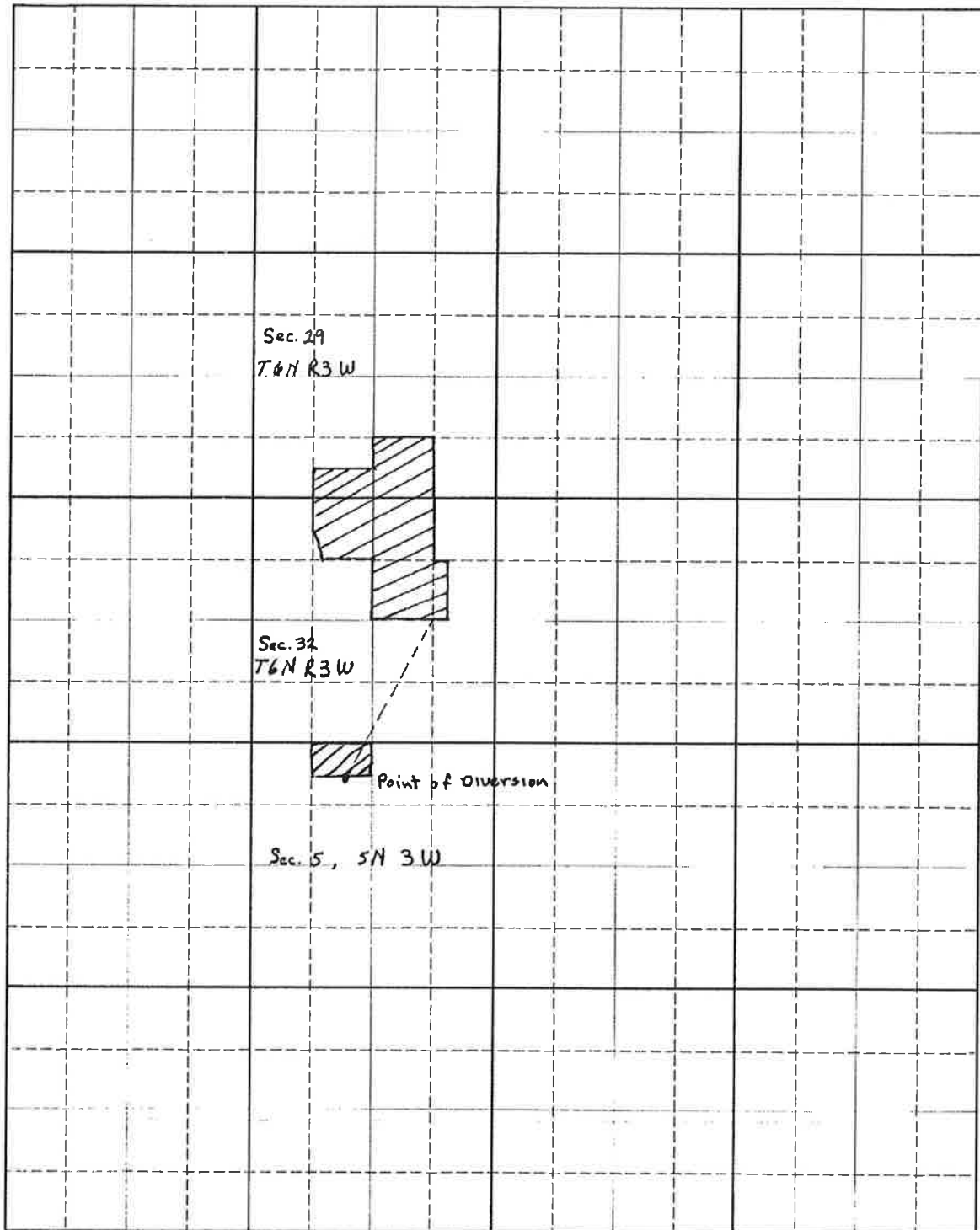
APPROVED

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

1. Name of applicant GERALD L. JENSEN
post office address Route 1, Caldwell, Canyon County, Idaho 83605
2. Source of water supply seepage and waste water which is a tributary of Black Canyon waste way.
2000 feet distant from the NW corner of the NW 1/4 of Section 5, Township 5N, Range 3W.
3. a. Location of point of diversion is xxxxxxx of Section 5, Township 5N, Range 3W, 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 _____ 1/4 of _____ 1/4 of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 4 cfs for Irrigation purpose from 3-15 to 11-15 (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. 4.0 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Diameter of pipe - 10 inches;
Length of conduit - 1 mile, Average grade per mile - 150 feet.
(Pipeline and pump)
- b. Height of storage dam 0 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 _____ inches; proposed depth of well is _____ 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 \$ 15,000.00
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ 1/4 of _____ 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: _____

63-721

11. Map of proposed project:



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.

Gerald L. Jensen
(Applicant)

63-7211