

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 63-7511
Date Received: 2/13/1990
Receipt No: M005850
Received By:

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

1. Name of Claimant(s): PAUL STEPHEN FILLMORE Phone: (208)585-2585
13623 GOODSON RD
CALDWELL ID USA 83605

CINDY J FILLMORE Phone: (208)585-2585
13623 GOODSON RD
CALDWELL ID USA 83605

2. Date of Priority: 10/31/1971

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	03W	23	NE NE NW	CANYON	

5. Description of diverting works:

WELL, 10 HP PUMP, PIPELINE, SPRINKLERS, STOCKTANKS, 2HP DOMESTIC

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.24	
STOCKWATER	1/01	12/31	0.02	
DOMESTIC	1/01	12/31	0.04	

7. Total Quantity Appropriated is:
0.3 C.F.S. and/or 104.8 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	23	NE NW		DOMESTIC	
			NE NW		STOCKWATER	
			SE NW		STOCKWATER	
			NE NW		IRRIGATION	22
			SE NW		IRRIGATION	1
					Section Acres	23
					Total Acres	23

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:

Name change by DB 3/15/2002

REINSTATED 1-9-1985.

15. Basis of Claim: License

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

RECEIVED

APR 11 2000

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
 Incomplete forms will be returned.

1. Water Right No(s): 63-20895, A63-07511
 Adjudication Claim No(s): _____

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

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 Everett Boyle
Paul Stephen Fillmore
13623 Goodson Road Caldwell ID 83605

4. New Owner/Claimant(s) Steve and Cindy J. Fillmore
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
 New Mailing Address 13623 Goodson Road
 City, State and ZIP Code Caldwell ID 83605
 New Telephone Number (208) 585-2585

5. Date you acquired the property of E. Boyle 12-8-99

6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right 20 Number and type of stock 0
 Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) Steve Fillmore Cindy J. Fillmore
 or Claimant(s)
 Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

This groundwater right was formerly a joint ownership. Half of the right was for approximately 12 acres owned by Everett Boyle; the other half was for approximately 12 acres owned by (Paul) Stephen Fillmore. We (Steve and Cindy Fillmore) have purchased the

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights. Required claims may be filed by a new owner.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. Please contact your nearest IDWR office, or call 1-800-451-4129, if you would like more information or need help completing this form. Please attach additional sheets to the form if you require additional space to describe or explain any of the items on the form.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believes there are water rights for the property but the numbers are unknown, you may wish to contact IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector 'and', 'or', or 'and/or'. If an 'and' is used, all parties must sign this form. If an 'and/or' or 'or' is used, all parties may sign. However, only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. You may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your portion of the water right: include the number of homes you acquired, number of acres irrigated with your portion of the right, if it is more than 1/2 acre, type and number of stock if your portion of the right includes stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

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

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
(208) 736-3033

IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
(208) 769-1450

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
(208) 525-7161

approximately 12 acres from Everett Boyle
and would like the entire water right
ownership in our names only.

SCHEDULE A

Order No.: PC 32550
Policy No.: J 1146932

Amount of Insurance: \$30,000.00
Premium: \$ 270.00

Date of Policy: December 8, 1999 as of 4:27 p.m.

1. Name of Insured:

STEVEN FILLMORE and CINDY J. FILLMORE, husband and wife

2. The estate or interest in the land which is covered by this policy is: **Fee simple**

3. Title to the estate or interest in the land is vested in:

STEVEN FILLMORE and CINDY J. FILLMORE, husband and wife

4. The land referred to in this policy is described as follows:

See attached Exhibit "A"

PC 32550

Exhibit "A"

BEGINNING at the West 1/16 corner on the Northern boundary of Section 23, Township 5 North, Range 3 West, Boise Meridian, Canyon County, Idaho and bearing South 0° 1' 40" East 665.38 feet along the West 1/16 line to the TRUE POINT OF BEGINNING; thence

East 834.81 feet; thence

South 8° 34' 52" West 100.63 feet; thence

South 38° 42' 9" West 402.60 feet; thence

South 7° 43' 47" West 64.19 feet; thence

South 20° 53' 27" East 191.70 feet; thence

North 89° 51' 27" West 293.96 feet; thence

South 0° 21' 13" East 134.17 feet; thence

South 64° 24' 0" West 370.55 feet; thence

North 0° 1' 40" West 295.82 feet along the West 1/16 line of said Section 23 to the Northwest 1/16 corner monument of 1936; thence

North 0° 1' 40" West 654.69 feet to the TRUE POINT OF BEGINNING.

SCHEDULE B

Order No.: **PC 32550**
Policy No.: **J 1146932**

EXCEPTIONS FROM COVERAGE

This policy does not insure against loss or damage (and the Company will not pay costs, attorneys' fees or expenses) which arise by reason of:

PART I SECTION I

1. Taxes or assessments which are not shown as existing liens by the records of any taxing authority that levies taxes or assessments on real property or by the public records.
2. Any facts, rights, interests, or claims which are not shown by the public records but which could be ascertained by an inspection of said land or by making inquiry of persons in possession thereof.
3. Easements, claims or easement or encumbrances which are not shown by the public records.
4. Discrepancies, conflicts in boundary lines, shortage in area, encroachments, or any other facts which a correct survey would disclose, and which are not shown by public records.
5. (a) Unpatented mining claims; (b) reservations or exceptions in patents or in Acts authorizing the issuance thereof; (c) water rights, claims or title to water whether or not the matters excepted under (a), (b), or (c) are shown by the public records.
6. Any lien, or right to a lien, for services, labor or material theretofore or hereafter furnished, imposed by law and not shown by the public records.

SECTION 2

1. Liens and assessments of the Black Canyon Irrigation District, and the rights and powers of said district as by law provided. Paid current..
2. Provisions, reservations and restrictions as shown by the several contracts between the United States of America and Black Canyon Irrigation District, and the amendments thereto, or between the present owner or past owners of the real property herein described and the Black Canyon Irrigation District or the United States of America, whether said contracts be of record in the office of the Recorder of Canyon County, Idaho, or on file with the Secretary of Black Canyon Irrigation District.
3. Rights of way for irrigation and drainage ditches and canal.

(continued)

4. Power Line Easement as granted to IDAHO POWER COMPANY, a corporation, by instrument recorded July 5, 1957 as Instrument No. 445835, records of Canyon County, Idaho...including the right from time to time to cut, trim and remove trees, brush, overhanging branches and other obstructions which may injure or interfere with the Grantee's use, occupation or enjoyment of this easement and the operation, maintenance and repair of Grantee's electrical system.
5. Right of access to and from land, if any, is not established of record and assurance of such right of access is excluded from coverage of this Policy.

G.O.O.D.S.O.N.

683.47'

R.O.

R37963

T 1

834.81'

R37964

T 2

402.60'

100.63'

64.19'

131.70'

293.96'

171.91'

370.55'

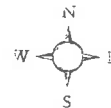
285.82'

633.95'

654.63'

68.13'

54.82'



R37962

THIS MAP IS ATTACHED SOLELY FOR THE
PURPOSE OF ASSISTING IN LOCATING THE
LAND AND THE COMPANY ASSUMES NO
LIABILITY FOR VARIATIONS, IF ANY



T5N R3W



42'30"

24

3 MI. TO IDAHO RD.

(CALDWELL)
2671 II NW

26

40'

27

28

2400

TDANE

SCALE 1:24,000

T5N R3W

POINT AIR INTERVAL 20 FEET
CONTOUR 5 FEET
ELEVATION MEAN SEA LEVEL

ROAD CLASSIFICATION
Primary highway
Secondary highway
Tertiary highway
Quaternary highway
Rural Road

SAND HOLLER

THIS MAP WAS PREPARED WITH NATIONAL MAP ACCURACY STANDARDS
AND IS ACCURATE TO THE DEGREE INDICATED BY THE SCALE

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: A63-07511
Date Received: 2/13/1990
Receipt No: M005850
Received By: *ES*

M005851

Two Receipts

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: EVERETT BOYLE 208-585-2585
Address: 13623 GOODSON ROAD
CALDWELL, ID 83605

Name: PAUL STEPHEN FILLMORE 208-585-2585
Address: 13623 GOODSON ROAD
CALDWELL, ID 83605

2. Date of Priority: OCT 31, 1971

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
05N	03W	23	NE	NE	NW		CANYON

5. Description of diverting works:
WELL, 10 HP PUMP, PIPELINE, SPRINKLERS, STOCKTANKS, 2HP DOMESTIC

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		
STOCKWATER	01/01	12/31	0.020		
DOMESTIC	01/01	12/31	0.040		

7. Total Quantity Appropriated is:
0.300 C.F.S. (and/or) 104.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
1/D HOUSEHOLD, 50 BEEF CATTLE, 10 HORSES

A63-07511

Page 1

Date: 02/13/90

MICROFILMED

AUG 21 1992

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
05N	03W	23	NE		NW		IRR	22.0
			NE		NW		STOCK	
			NE		NW		DOMEST	
			SE		NW		IRR	1.0
			SE		NW		STOCK	
							Section Acres	23.0
							Total Acres	23.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:
REINSTATED 1-9-1985.

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): *Ernest Boyle* Date: *Feb 13 - 90*

Date: _____

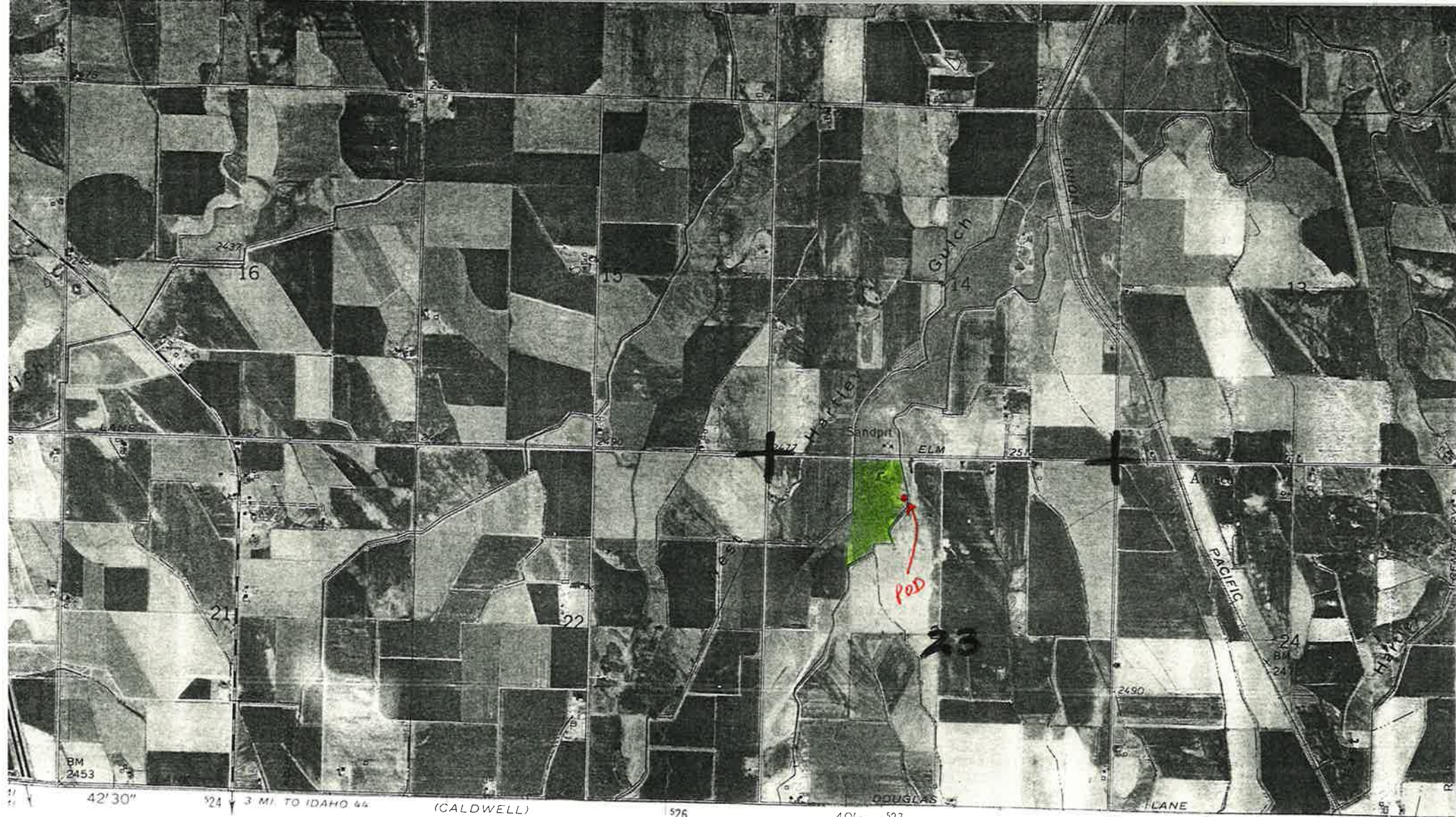
State of Idaho)
County of *ADA*) SS.

Subscribed and sworn (or affirmed) before me this *13th* day
of *FEB* 19 *90*

Michael S. Gibson
Notary Public

Seal

Residing at *Boise, Idaho*
My Commission Expires *9-2-1994*



(CALDWELL)
2671 II NW
SCALE 1:24000

T5N R3W

CONTOUR INTERVAL 20 FEET
DOTTED LINES REPRESENT 5 FOOT CONTOURS
DATUM IS MEAN SEA LEVEL

ROAD CLASSIFICATION

Primary highway, hard surface ——— High duty road improved surface
Secondary highway, hard surface - - - Improved road
Interstate Route Interstate Route

SAND HOLLOW
N4125-W111

MICROFILMED

AUG 21 1997

THIS MAP COMPLEIES WITH NATIONAL MAP ACCURACY STANDARDS
PUBLISHED BY U.S. GEOLOGICAL SURVEY, BOSTON, COLORADO 80225 OR WASHINGTON, D.C.

10/26/2006

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

RIGHT NUMBER: 63-7511

NAME AND ADDRESS: PAUL STEPHEN FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

CINDY J FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.300 CFS
103.200 AFY

PRIORITY DATE: 10/31/1971

POINT OF DIVERSION:

T05N R03W S23 NENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.020 CFS 0.10 AFY
IRRIGATION	03/15 11/15	0.240 CFS 101.90 AFY

Domestic use is for 1 home.

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 Within CANYON County

T05N R03W S23 NENW 22.00 T05N R03W S23 SENW 1.00

STOCKWATER Within CANYON County

T05N R03W S23 NENW T05N R03W S23 SENW

DOMESTIC Within CANYON County

T05N R03W S23 NENW

23 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

Stockwater use is for 5 horses.

W14 has been removed from original recommendation. See comment.



Idaho Department of Water Resources

63-7511

05N 03W Section 23



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 23

500 0 500 1000 Feet



IDWR
Prepared by: Lori Graves
Date: 5-22-06
1986-87 Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7511 V1

WATER RIGHT NUMBER: 63-7511 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAUL STEPHEN FILLMORE 13623 GOODSON RD CALDWELL, ID 83605 (208)585-2585
Original Owner	EVERETT BOYLE 912 1ST ST N NAMPA, ID 83651
Original Owner	LARRY BAUM , ID
Original Owner	EVERETT BOYLE 13623 GOODSON RD CALDWELL, ID 83605 (208)465-7549
Current Owner	CINDY J FILLMORE 13623 GOODSON RD CALDWELL, ID 83605 (208)585-2585

Priority Date: 10/31/1971

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
STOCKWATER	01/01 to 12/31	0.020 CFS	0.10 AF
IRRIGATION	03/15 to 11/15	0.240 CFS	101.90 AF
	<u>Total Diversion:</u>	0.300 CFS	103.20 AF

Location of Point(s) of DiversionGROUND WATER
CANYON County

NE1/4NW1/4

Sec. 23, Twp 05N, Rge 03W, B.M.

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
05N	03W	23					X												

STOCKWATER

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7511 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							X			X									

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						22.0				1.0									23.0

Total Acres: 23

Conditions of Approval:

1. X02 Stockwater use is for 5 horses.
2. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
3. X01 Domestic use is for 1 home.
4. 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.

Remarks:Comments:

1. Igraves 5/22/2006 P/D

Comment: Recommended to 40 acre tract as licensed because well location appears near center of 10 acre tract divide.

2. Igraves 5/22/2006 Stockwater

Comment: Recommended stockwater as licensed for 5 horses because stockwater volume for that amount was also licensed.

3. Igraves 5/25/2006 Parcel Nos

Comment: Parcel Nos: R3796300000, R3796400000

4. Igraves 10/26/2006 Surface Water

Comment: Condition W14 was added because schedule B of the ownership change documentation referenced BCID water. A notice of error reply was received stating that BCID water revoked from the property in 2001. It appears that a supplemental water right was made into a primary water right, however, the original application filed in 1971 and licensing field exam conducted in 1985 did not reference BCID water as also being used for irrigation. I called Steve Fillmore 10/23/2006 and he stated that he signed up for BCID shares when he purchased the property in 1999. Those shares were then revoked by BCID in 2001. Because BCID water was temporarily applied for a short amount of time after 1987, condition W14 has been removed. License 63-7511 was developed as a primary ground water right and is currently being used as a primary ground water right.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7511 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:

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: 63-7511

PAUL STEPHEN FILLMORE
13623 GOODSON RD
CALDWELL ID 83605
Telephone Number: (208)585-2585

CINDY J FILLMORE
13623 GOODSON RD
CALDWELL ID 83605
Telephone Number: (208)585-2585

RECEIVED

OCT 13 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: 10-11-06

SIGNATURE: Paul Stephen Fillmore

Please print your name: Paul Stephen Fillmore

Cindy J. Fillmore

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

Cindy J. Fillmore

The statement, "Use of this right is combined with water from Black Canyon Irrigation District" is no longer valid. That water right was revoked in 2001.

05/25/2006

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

RIGHT NUMBER: 63-7511

NAME AND ADDRESS: PAUL STEPHEN FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

CINDY J FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.300 CFS
103.200 AFY

PRIORITY DATE: 10/31/1971

POINT OF DIVERSION:

T05N R03W S23 NENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
DOMESTIC	01/01 12/31	0.040 CFS 1.20 AFY
STOCKWATER	01/01 12/31	0.020 CFS 0.10 AFY
IRRIGATION	03/15 11/15	0.240 CFS 101.90 AFY

Domestic use is for 1 home.

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PLACE OF USE: IRRIGATION Within CANYON County

T05N R03W S23	NENW	22.00	T05N R03W S23	SENW	1.00
---------------	------	-------	---------------	------	------

STOCKWATER Within CANYON County

T05N R03W S23	NENW	T05N R03W S23	SENW
---------------	------	---------------	------

DOMESTIC Within CANYON County

T05N R03W S23	NENW
---------------	------

23 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

Stockwater use is for 5 horses.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7511 V1

WATER RIGHT NUMBER: 63-7511 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	PAUL STEPHEN FILLMORE 13623 GOODSON RD CALDWELL, ID 83605 (208)585-2585
Original Owner	EVERETT BOYLE 912 1ST ST N NAMPA, ID 83651
Original Owner	LARRY BAUM , ID
Original Owner	EVERETT BOYLE 13623 GOODSON RD CALDWELL, ID 83605 (208)465-7549
Current Owner	CINDY J FILLMORE 13623 GOODSON RD CALDWELL, ID 83605 (208)585-2585

Priority Date: 10/31/1971

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
STOCKWATER	01/01 to 12/31	0.020 CFS	0.10 AF
IRRIGATION	03/15 to 11/15	0.240 CFS	101.90 AF
	<u>Total Diversion:</u>	0.300 CFS	103.20 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NW1/4	Sec. 23, Twp 05N, Rge 03W, B.M.
CANYON County		

Place of Use

DOMESTIC

Twp Rge Sec	NE	NW	SW	SE	Totals
05N 03W 23	NE NW SW SE	NE NW SW SE	NE NW SW SE	NE NW SW SE	
	X				

STOCKWATER

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7511 V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							X			X									

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
						22.0				1.0									23.0

Total Acres: 23

Conditions of Approval:

1. X02 Stockwater use is for 5 horses.
2. W14 Use of this right is combined with water from Black Canyon Irrigation District.
3. 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.
4. X01 Domestic use is for 1 home.
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.

Remarks:Comments:

1. Igraves 5/22/2006 P/D

Comment: Recommended to 40 acre tract as licensed because well location appears near center of 10 acre tract divide.

2. Igraves 5/22/2006 Stockwater

Comment: Recommended stockwater as licensed for 5 horses because stockwater volume for that amount was also licensed.

3. Igraves 5/25/2006 Parcel Nos

Comment: Parcel Nos: R3796300000, R3796400000

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-7511 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:

WATER RIGHT NUMBER: 63-7511

- ✓ current owners
- ✓ Prop address same as mailing address

Status: Active

Tributary

GROUND WATER

} per lui

GROUND WATER
CANYON County

Sec. 23, Twp 05N, Rge 03W, B.M.

see to 40 ac tract as licensed
because 10 ac tract questionable

Place of Use

DOMESTIC																			
Twp	Rge	Sec	NE				NW				SW				SE				
			<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>NE</u>	<u>NW</u>	<u>SW</u>	<u>SE</u>	<u>Totals</u>
05N	03W	23					X												

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-7511

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							X			X									

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	03W	23	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							22.0			1.0									23.0

Total Acres: 23

Conditions of Approval:

1. Name change by DB 3/15/2002
2. REINSTATED 1-9-1985.

Remarks:Comments:Dates and Other Information:

Claim Received Date: 2/13/1990
 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: 539 - 3/1 to 11/15

X01 - 1 home

X02 - 5 horses
(perlic exam)

W14 - combined w/
 Black Canyon
 see comments — (per schedule B
 of ownership doc)

Comments: Parcel No
 R3796300000
 R3796400000

Water Supply Bank:

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7511**

03/15/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7511	Claim	05N	03W	23	NE	NW		IRRIGATION	22/23	PAUL STEPHEN FILLMORE
2900	Claim	05N	03W	23	NE	NW		IRRIGATION		
7511	Water Right	05N	03W	23	NE	NW		IRRIGATION	22/23	EVERETT BOYLE
7511	Claim	05N	03W	23	NE	NW		STOCKWATER		PAUL STEPHEN FILLMORE
21477	Claim	05N	03W	23	NE	NW		STOCKWATER		BILL VANDENBURG
7511	Claim	05N	03W	23	NE	NW		DOMESTIC		PAUL STEPHEN FILLMORE
21477	Claim	05N	03W	23	NE	NW		DOMESTIC		BILL VANDENBURG
7511	Water Right	05N	03W	23	NE	NW		DOMESTIC		EVERETT BOYLE
7511	Claim	05N	03W	23	SE	NW		IRRIGATION	1/23	PAUL STEPHEN FILLMORE
2900	Claim	05N	03W	23	SE	NW		IRRIGATION		
7511	Water Right	05N	03W	23	SE	NW		IRRIGATION	1/23	EVERETT BOYLE
7511	Claim	05N	03W	23	SE	NW		STOCKWATER		PAUL STEPHEN FILLMORE

Receipt Details for ID M005850

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/13/1990 9:54:16 AM	2/13/1990	Mobile	\$73.00	Check
Payer	BOYLE, EVERETT H.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
352			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$73.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	7511		\$73.00	Claim

Print Report

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-07511

Priority: October 31, 1971

Maximum Diversion Rate: 0.30 CFS
Maximum Diversion Volume:¹ 103.2 AF

This is to certify, that STEPHEN FILLMORE
EVERETT BOYLE

NAMPA, ID 83651 has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated October 20, 1971; and has submitted Proof of Beneficial Use on December 4, 1984. An examination indicates that the works have a diversion capacity of .300 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.24 CFS	101.9 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.30 CFS	103.2 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 23, Township 05N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	03W	23	NENW 22	SENEW 1		23

PLACE OF USE: DOMESTIC

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
05N	03W	23

NENW

PLACE OF USE: STOCKWATER, same as IRRIGATION use

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

RECORDED

MAR 13 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-07511

CONDITIONS/REMARKS:

5. 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.
6. Domestic use is for 1 home.

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, 1990.

Acting for *R. Keith Higginson*
R. Keith Higginson, Director

MICROFILMED

MAR 13 1990

327-7900

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07511

APPROVED
0.30 CFS
104.8 AF
103.2

Date of Priority: October 31, 1971

Maximum Diversion Rate:

Maximum Diversion Volume:¹

Comes now

EVERETT BOYLE

Paul Stephen STEVEN FILLMORE

912 1ST ST. N.

13623 Goodson Road
Nampa, ID 83651 *Caldwell, ID 83605*

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-07511, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.24 CFS	<i>101.9</i> 103.5 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	0.1 AF
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF
	Totals	0.30 CFS	<i>103.2</i> 104.8 AF

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 23, Township 05N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	03W	23	NENW 22	SENW 1		23

PLACE OF USE: DOMESTIC

TWN RGE SEC

05N 03W 23 NENW

PLACE OF USE: STOCKWATER, same as IRRIGATION use

MICROFILMED

MAR 13 1990

RECEIVED
FEB 14 1990

Department of Water Resources

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Nampa, this 13th day of FEB, 19 90.

Everett Boyle
(Signature)

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-07511

FOR DEPARTMENT USE ONLY

11005850
11005851

Preliminary check by ✓ Fee = \$20.00 Received by GR Date 2-13-90

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-07511 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- ✓ 5. 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.
6. Domestic use is for 1 home.

Witness my hand this 9th day of MARCH, 1990.

R. Keith Higginson
Acting for R. Keith Higginson, Director

MICROFILMED

MAR 13 1990

MAR 25 1986

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

Department of Water Resources

Permit No. 63-7511

Phone No. _____

1. Owner: Everett Boyle + Steve Gilmore Phone No. _____
Current Address: 912 1st St. Nampa, ID 83651
2. Accompanied by: Everett Boyle EXAM. DATE: 8/1/85
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: Q.W. tributary to _____
- RECORDED

Well/Diversion* No.	Motor Make	HP	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
DOMESTIC	G.E.	2	JT083	BERKELEY	
IRRIGATION	RED JACKET	10	1219456108	RED JACKET	

*Code with points of diversion, system diagram & photos on reverse side. Disregard if only one.

5. System Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)
 Pump & motor above ground w/ 2" pipeline to 100 gallon stor. tank w/ 3" pipe outside to 6" mainline for irrig. 1 1/2" mainline to home. Irrig. system is handline & sprinklers. Only one hose not two for dom. Stock is 5 horses. 9/4" & 1" R.B.'s. at 40 PSI. w/ 3/8" nozzles. Well is 176' deep, pump set - 110'; SWL - 76'.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
Pressure gauge						

7. Measurements ☐ Additional data/computation sheets attached

$\frac{9}{16} \text{ in}^3 \text{ at } 40 \text{ PSI} = 3.63 \text{ gpm} \times 30 = 108.9 \text{ gpm or } .24 \text{ cfs}$

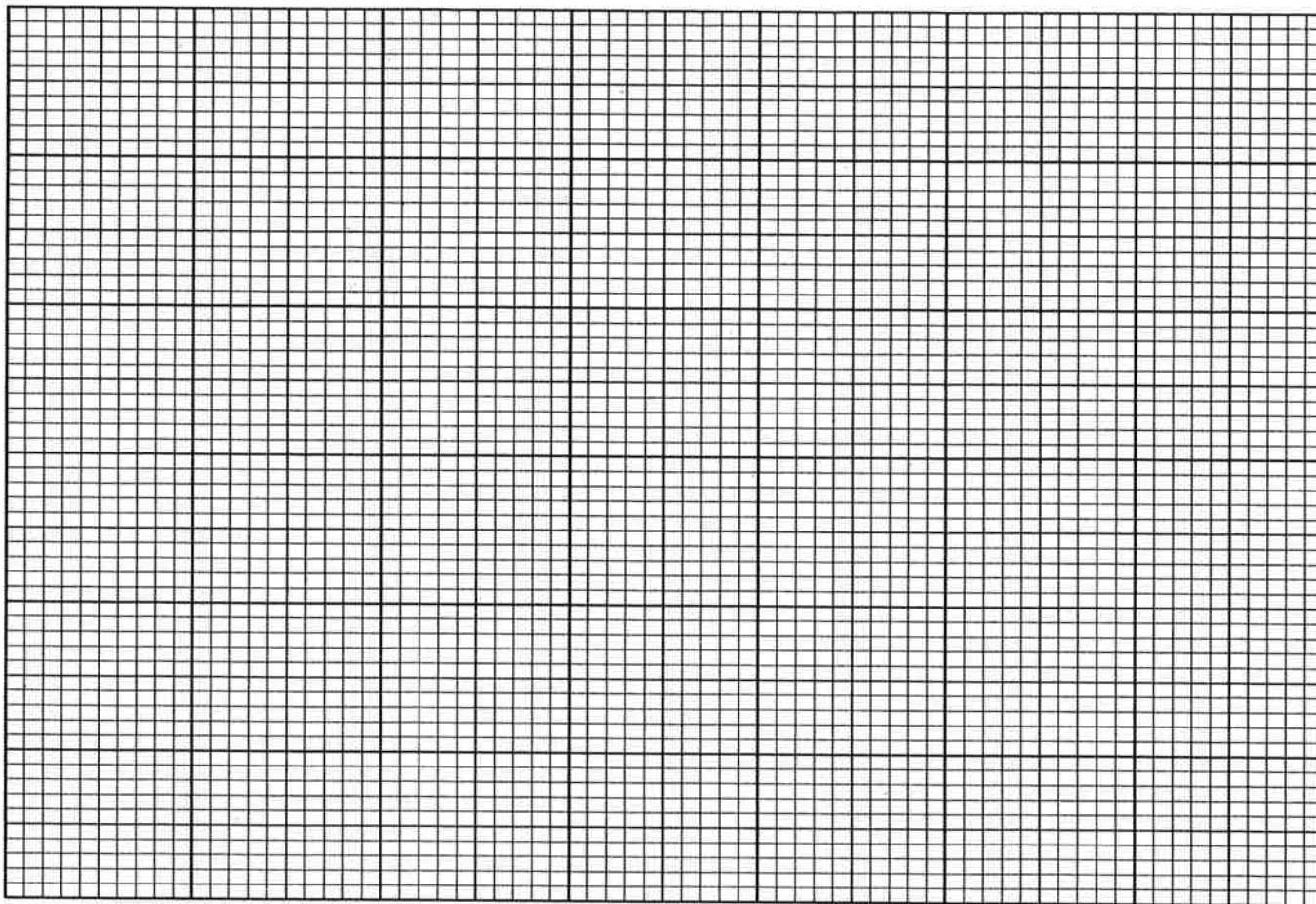
- | 8. Point(s) of Diversion: | Indicate Method of Determination |
|---------------------------|----------------------------------|
|---------------------------|----------------------------------|

[illegible]

- | | | |
|----|------------------|---|
| 9. | Place(s) of Use: | Irrigation - give acres served by system at time of exam.
Indicate Method of Determination |
|----|------------------|---|

[illegible]

10. Other water rights on these lands NONE
11. Other water right diverted from same p.d. "
12. **Diversion and Delivery System Diagram:** Indicate all major components and distances between components. Indicate ditch size/pipe i.d. as applicable. Indicate on systems with measurement port the distance between the port and the nearest component/pipe bend/restriction both upstream and downstream, and the inside pipe diameter at the measurement port. On multiple diversion systems indicate how diversion systems are connected.



13. ☐ Photo of Diversion & System Attached

☒ Aerial Photo of Place of Use Attached
or Map of Irrigated Acreage Attached

14. Remarks _____

15. Recommended Amendments

- ☐ Change P.D. as reflected above
☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
☒ Add P.U. as reflected above

- ☐ None
☐ Other

16. Examiner's/Consultant's Signature Jan Shute Date 4/18/85

Consultant's License Number _____

IDWR Director's Authorization to Conduct

Beneficial Use Examination 8/1/85
Date

MICROFILMED

CONSULTANT SEAL

MAR 13 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
LICENSING REPORT

RECEIVED

MAR 25 1986

63-7511
Permit No.

1. Measurement Calculations

Department of Water Resources

a) Field Measurement Calculations (Include theoretical capacities and system capacity)

$$IRR. \frac{10 \text{ H.P.} \times 8.8 \times .8}{110' + (40 \div .4333)} = \frac{70.4}{202.3} = .35 \text{ cfs}$$

$$Dom. \frac{2 \text{ H.P.} \times 8.8 \times .8}{110' + (20 \div .4333)} = \frac{14.08}{156.2} = 0.09 \text{ cfs}$$

b) Volume Calculations for Irrigation:

$$V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 23 \text{ AC} \times 4.5 = 103.5 \text{ AFA}$$

$$V_{DR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 101.7 \text{ AFA}$$

$$V = \text{Smaller of } V_{IR} \text{ and } V_{DR} = 101.7 \text{ AFA}$$

c) Volume Calculations for Other Uses:

DOMESTIC - 1.2 AF (LAWN NOT INCL. IN IRR.)

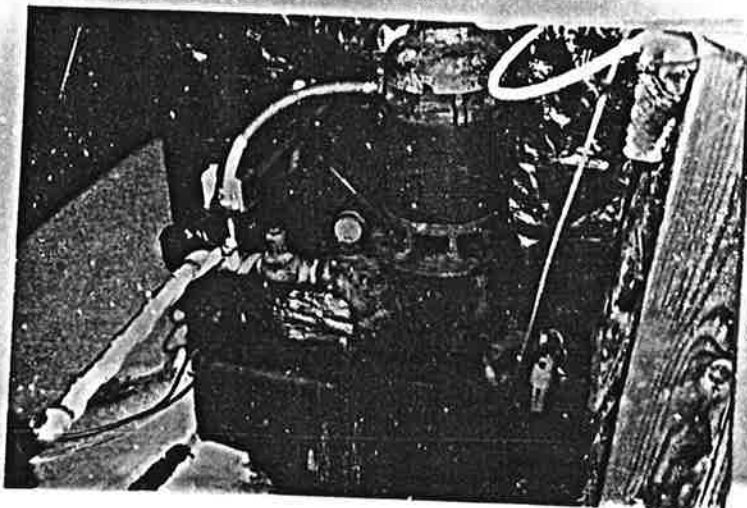
STOCKWATER - 5 HORSES - $\times .0134 = 0.07 \text{ AF/ANNU.}$
↓
ALLOW .10 AFA

2. Overlap Review

a) Other water rights with same place of use: NONE FOUND IN RECORDS

b) Other water rights with same point of diversion: NONE FOUND IN RECORDS

c) Analysis:



RECOMMENDED AMOUNTS

Permit No.	Priority	Amount	App. Date	Date Proof Submitted	System Capacity

4. Permit Holder:

Address:

5. Source:

G.W.

tributary to

6. Beneficial Use

Period of Use
From To

Rate of Diversion
Q (cfs)Annual Volume
V (afa)

IRRIGATION

APR. 1

Nov. 1

0.74 CES

106. 7 FEB

DOMESTIC

Taxi

Dec. 5

0.04 CFS

1.2 AFA

STOCK WATER

TAN.

Dec 3

0.02 CFS

. 1 AFA

Allowable Maximums:

0. 3D CES

103.0 AFA

7. Point(s) of Diversion:

See Perm 219A

[illegible]

8. Place(s) of Use

See Form 219A

[illegible]

9. Recommended Conditions/Remarks:

10. Recommended Amendments

Recommended Amendments

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None

☐ Change P.D. as reflected above ☒ Add P.D. as reflected above ☐ Other

☐ Change P.D. as reflected above ☐ Add P.D. as reflected above
☐ Change P.U. as reflected above ☒ Add P.U. as reflected above ☐ Other

11. Examiner's Signature

Checked in Regional Office by

Approved in State Office by

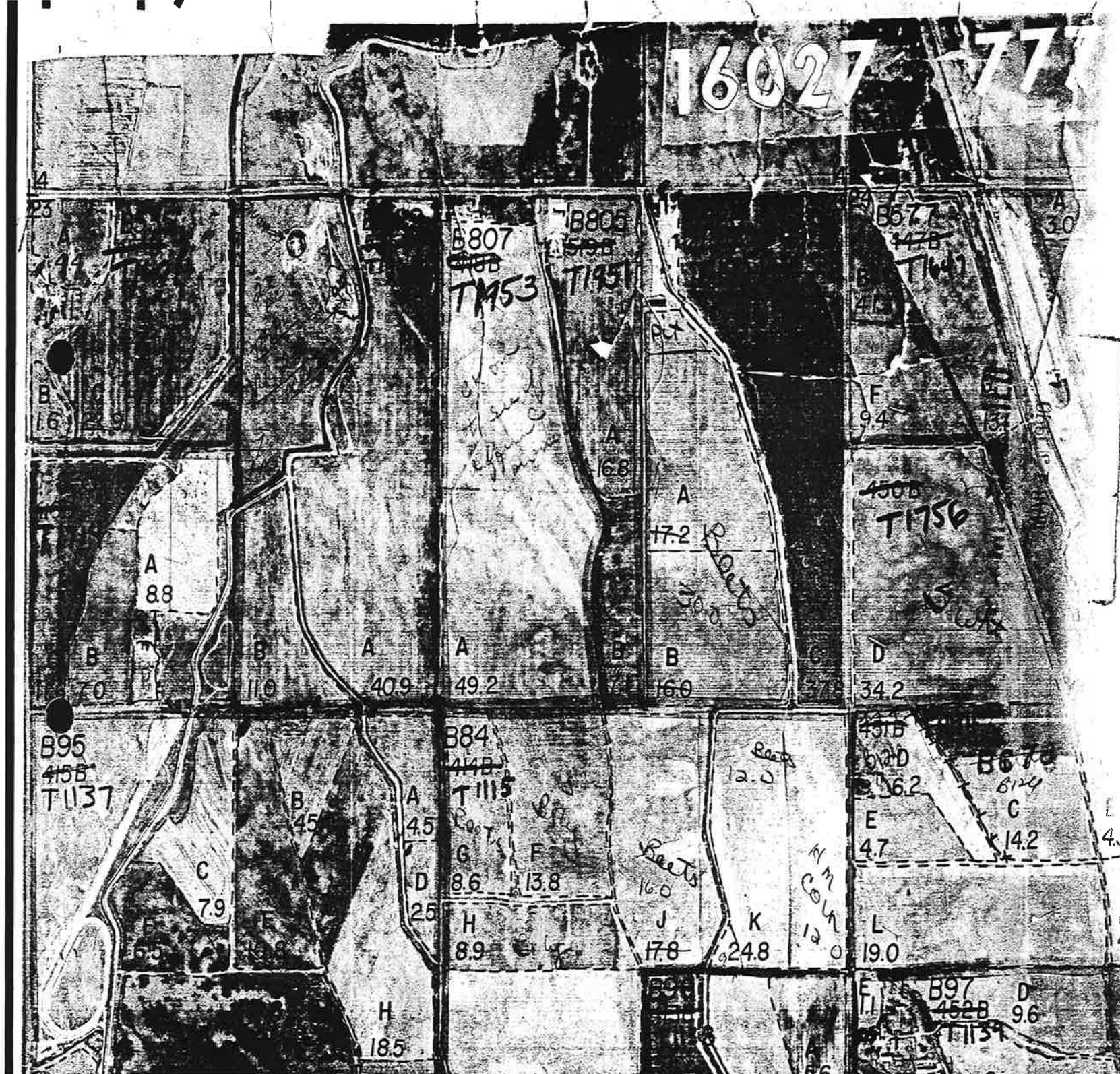
Date 11/15/82

Date 3/19/8

Date 2/28/07

16027

77



MEMORANDUM

TO: FILE #63-7511

FROM: ROXANNE MCCARTHY

RE: CHANGE TO FIELD EXAM RECOMMENDATION

DATE: 28-FEB-1989

An incorrect irrigation season was used by the examiner when calculating the volume under this right. The correct calculation should be:

$0.24 \text{ cfs} \times 245 \text{ days} \times 1.9835 = 116.6 \text{ AFA}$

This amount is greater than the other calculated amount and the other figure should be used. Allow 103.5 AFA.

Assigned to:

Everett Boyle & or
Steven Hillmore

Identification No.

63-7511

Application No.

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK)

1. Name of applicant LARRY BAUM and/or EVERETT BOYLE
post office address 912 First St. North Nampa, Idaho
2. Source of water supply ground water which is a tributary of _____
3. a. Location of point of diversion is NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 23 Township 5 N
Range 3 W 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 0.48 for irrigation purpose from April 1 to Nov. 1 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.06 for domestic purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for stockwater purpose from Jan. 1 to Dec. 31 (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 0.58 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. _____
drilled well, pump, motor and pipe
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 10 inches; proposed depth of well is 200 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 \$ _____.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 23 Township 5 N
Range 3 W 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 _____
beef and horses
(4) Name of municipality to be served two, or number of families to be
supplied with domestic water 2 None
(5) If water is to be used for other purposes describe: _____

63 7511

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

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 $\frac{1}{4}$	
5N	3W	23					24												24

Total number of acres to be irrigated 24

c. Describe any other water rights used for the same purposes as described above. NONE

9. a. Who owns the property at the point of diversion applicants

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

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

10. Remarks Well to be drilled on property line and shared

A hand-drawn map on a grid. The grid consists of solid lines forming a 10x10 square pattern, with dashed lines forming a 20x20 square pattern. In the upper right quadrant, there is a small circle with a cross inside, labeled "well". Below this, the number "23" is written. To the right of "23", the text "Tap 5N" and "Rge 3W.B.M." is written.

Ernest Boyle
(Applicant)

63 7511

63 7511

Received by D Date 10-20-71 Time 3:20 PMPreliminary check by D Fee \$ 25.00Received by lf Date 10-21-71 let # 2400Publication prepared by cr Date 11-2-71Published in Idaho Free PressPublication dates 11-11 & 11-18-71Publication approved CR Date 11-23-71

Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by De D BDE OK

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7511, 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 December 1, 1976.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

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

Witness my hand this 13 day of December, 1971.

R. Kent Hing
Director



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

March 18, 2002

PAUL STEPHEN FILLMORE
CINDY J FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

Re: Notice of Claim to a Water Right No. 63-7511

Dear Claimant(s):

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

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

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 claim, please feel free to contact this office.

Sincerely,

A handwritten signature in black ink that reads "Denise Buffington". The signature is written in a cursive, flowing style.

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB: db

Enclosure



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 11, 2000

STEVE FILLMORE
CINDY J FILLMORE
13623 GOODSON RD
CALDWELL ID 83605

RE: Notice of Change of Water Right Ownership No. 63-20895

Dear Property Owners:

Enclosed is a copy of your Notice of Change of Water Right Ownership form that you recently submitted to our office. However, we cannot continue to process the ownership change without additional information. The information submitted indicates a change of ownership for water right number A63-07511, and sufficient proof of ownership was submitted. However, you had also listed water right number 63-20895, but the information submitted does not cover that water right. That water right has a Place of Use of Township 3 North, Range 2 West, section 22, NW1/4 SE1/4.

If you have additional information concerning the ownership change for 63-20895, please submit it to this office. We will continue to process the ownership change for A63-07511 at this time.

Thank you for your patience and cooperation, as we have had several ownership changes to process. Feel free to contact our office if you have any questions concerning this letter.

Sincerely,

Adjudication Section
Western Region
(208) 334-2190

DB:d

Enclosures