

HHT

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: A63-04598

Date Received: 2/23/1990

Receipt No: W009445

Received By: _____

Rec'd from
So on 6-9-92

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

1. Name: THOMAS J. BROWN 208-722-6282
Address: RT. 1
22795 GOODSON RD.
PARMA ID 83660
OR
Name: MILDRED BROWN 208-722-6282
Address: RT. 1
22795 GOODSON RD.
PARMA ID 83660

FAY#

2. Date of Priority: JUN 1, 1954

3. Source: SAND HOLLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	16	SW	SE	SW	3	CANYON

5. Description of diverting works:
20 HP PUMP IN CREEKM PIPED ACROSS CANAL, SPRINKLERS & FLOOD

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		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
1.120 C.F.S. (and/or) 247.90 A.F.A.

8. Total consumptive use is 196.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/20 RANGE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	16	SW	SW	4	IRR	28.0
			SE	SW	3	IRR	28.0
Section Acres							56.0
Total Acres							56.0

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 IRRIGATION DIST.

14. Remarks:
AC. IRR.=55.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not _____ 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)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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 63-4598
Date Received: 2/23/1990
Receipt No: W009445
Received By:

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

1. Name of Claimant(s)

JOHN MACDOWELL Phone: (208)722-7750
PO BOX 1270
CALDWELL ID USA 83606

MARSHA MACDOWELL Phone: (208)722-7750
PO BOX 1270
CALDWELL ID USA 83606

2. Date of Priority: 06/01/1954

3. Source: SAND HOLLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	04W	16	SW SE SW 3	CANYON	

5. Description of diverting works:

20 HP PUMP IN CREEKM PIPED ACROSS CANAL, SPRINKLERS & FLOOD

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.1	
STOCKWATER	1/01	12/31	0.02	

7. Total Quantity Appropriated is:

1.12 C.F.S. and/or 247.9 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
----------	-------	---------	----------------	-----	-------

SCANNED

05N	04W	16	SE	SW	3	IRRIGATION	28
			SW	SW	4	IRRIGATION	28
Section Acres							56
Total Acres							56

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:

AC. IRR.=55.

CHANGE OF OWNERSHIP LG- 9/7/2006 REVIEWED BY S. EGBERT

15. Basis of Claim: Beneficial Use

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: A63-04598
Date Received: 2-22-90
Receipt No: W009445
Received By: _____

RECEIVED
FEB 22 1990

Department of Water Resources
Western Regional Office

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

1. Name: THOMAS J. BROWN 208-722-6282
Address: RT. 1
22795 GOODSON RD.
PARMA, ID 83660

OR

Name: MILDRED BROWN 208-722-6282
Address: RT. 1
22795 GOODSON RD.
PARMA, ID 83660

2. Date of Priority: JUN 01, 1954

3. Source: SAND HOLLOW CREEK Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	16	SW	SE	SW	3	CANYON

5. Description of diverting works:
20 HP PUMP IN CREEKM PIPED ACROSS CANAL, SPRINKLERS & FLOOD

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		
STOCKWATER	01/01	12/31	0.020		

7. Total Quantity Appropriated is:
1.120 C.F.S. (and/or) 247.90 A.F.A.

8. Total consumptive use is 196.0 Acre Feet Per Annum.

9. Non-irrigation uses:
S/20 RANGE.

A63-04598

Page 1

Date: 02/13/90

MICROFILMED

AUG 20 1992

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	04W	16	SW	4	IRR	28.0
			SE	3	IRR	28.0
					Section Acres	56.0
					Total Acres	56.0

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 IRRIGATION DIST.

14. Remarks:
AC. IRR.=55.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 1

For Individuals:

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

Signature of Claimant(s): Thomas J. Brown Date: 2-13-90
Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 13th day
of February 19 90
Notary Public Anna Baumhoff

Seal

Residing at Anna Baumhoff, Notary Public
Residing at Boise, Idaho
My Commission Expires December 7, 1994

RECEIVED

AUG 11 2006

WATER RESOURCES
WESTERN REGION

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

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
	A63-4598				

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) Thomas J/Mildred Brown
4. New Owner/Claimant(s) 22795 Goodson Rd. Parma, Id 83660
John Mac Dowell or Marsha MacDowell
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address PO Box 1270
- City, State and ZIP Code Caldwell, Id 83606
- New Telephone Number (208) 722-7750 cell (208) 870-2504
5. Date you acquired the property 1993

Description:

Twp 5N Rge 4W Sec 16 SE SW

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)

John W. Smith

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 SE Date 8-11-06 Fee _____
 Receipted by _____ Date _____ Receipt No. _____
 Processed by AJ Date _____ WR _____ Date _____

9844595

WARRANTY DEED

FOR VALUE Received, THOMAS J. BROWN and MILDRED BROWN, husband and wife, 22795 Goodson Road, Parma, Idaho 83660, Grantors, do hereby grant, bargain, sell and convey unto JOHN WILLIAM MacDOWELL and MARSHA PAULINE MacDOWELL, husband and wife, 604 E. Ash, Caldwell, Idaho 83605, Grantees, the following described premises situated in Canyon County, State of Idaho, to wit:

The real property described in Exhibit "A" attached hereto and made a part hereof.

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 owner in fee simple of said premises; that said premises are free from all incumbrances and that they will warrant and defend the same from all lawful claims whatsoever.

DATED This 7th day of October, 1993.

Thomas J. Brown
THOMAS J. BROWN

Mildred Brown
MILDRED BROWN

STATE OF IDAHO)
 : ss.
County of Canyon)

On this 7th day of October, 1993, before me, the undersigned, a Notary Public in and for said State, personally appeared THOMAS J. BROWN and MILDRED BROWN, husband and wife, known to me to be the persons whose names are subscribed to the within instrument, and acknowledged 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.

Carrie Evans
Notary Public for Idaho
Residing at Parma



EXHIBIT "A"

Government Lots 3 and 4 in Section 16 Township 5 north range 4 west of the Boise Meridian,
Canyon County, Idaho;

Together with all water, water rights, ditches, and rights of way for ditches appurtenant
thereto or in anywise appertaining;

Together with all and singular the tenements, hereditaments, and appurtenances thereunto
belonging or in anywise appertaining;

Together with all water rights acquired under Idaho State Law, Identification No. A63-04598
together with all irrigation equipment now located on the premises.

9844595

RECORDED

98 DEC 14 PM 4 30

NED J KERR

CANYON COUNTY RECORDER

BY *[Signature]*

PIONEER — CALDWELL

REQUISIT

TYPE

[Signature] 6-2
JSC

Exhibit "A"

A parcel of land being a portion of Government Lot 3 of Section 16, Township 5 North, Range 4 West, Boise Meridian, Nampa, Caldwell, Canyon County Idaho, more particularly described as follows:

COMMENCING at the Northwest corner of Government Lot 4 of said Section 16, said corner monumented with a 2-inch diameter G.L.O. brass disk; thence

North 89° 50' 25" East, a distance of 1,330.37 feet along the Northerly boundary of said Government Lot 4 to the Northwest corner of said Government Lot 3, to the POINT OF BEGINNING said corner monumented with a 2-inch diameter G.L.O. brass disk; thence

North 89° 49' 57" East, a distance of 1,328.09 feet along the Northerly boundary of said Government Lot 3 to the Northeast corner of said Government Lot 3, said corner monumented with a 1-inch diameter iron pipe; thence

South 0° 04' 54" East, a distance of 1,403.19 feet along the Easterly boundary of said Government Lot 3 to the Southeast corner of said Government Lot 3, said corner monumented with a 2-inch diameter G.L.O. brass disk; thence

South 89° 44' 01" West, a distance of 1,327.66 feet along the Southerly boundary of said Government Lot 3 to the Southwest corner of said Government Lot 3, said corner monumented with a 2-inch diameter G.L.O. brass disk; thence

North 0° 05' 58" West, a distance of 657.66 feet along the Westerly boundary of said Government Lot 3 to a point; thence

leaving the Westerly boundary of said Government Lot 3, South 68° 56' 57" East, a distance of 255.96 feet to a point; thence

South 78° 40' 57" East, a distance of 420.21 feet to a point; thence

North 2° 37' 57" East, a distance of 403.09 feet to a point; thence

South 89° 54' 02" West, a distance of 669.82 feet to a point on the Westerly boundary of said Government Lot 3; thence

North 0° 05' 58" West, a distance of 520.73 feet along the Westerly boundary of said Government Lot 3 to the POINT OF BEGINNING.

TOGETHER WITH AND SUBJECT TO

A perpetual Ingress/Egress easement and right of way hereby given for access to Parcels 1 and 2 of Government Lot 3 and Government Lot 4 of Section 16, Township 5 North, Range 4 West, Boise Meridian, described in general language as follows:

(continued)

COMMENCING at the Northwest corner of said Government Lot 4, said corner monumented with a 2-inch diameter G.L.O. brass disk; thence

South 0° 12' 12" East, a distance of 698.30 feet along the Westerly boundary of said Government Lot 4 to a point; thence

North 89° 50' 25" East, a distance of 30.00 feet parallel with the Northerly boundary of said Government Lot 4 to a point; thence

South 0° 12' 12" East, a distance of 593.48 feet parallel with the Westerly boundary of said Government Lot 4 to the POINT OF BEGINNING of said Ingress/Egress Easement; thence

North 89° 50' 25" East, a distance of 229.74 feet parallel with the Northerly boundary of said Government Lot 4 to a point; thence

North 41° 35' 59" East, a distance of 67.09 feet to a point; thence

North 26° 43' 00" East, a distance of 54.82 feet to a point; thence

North 21° 42' 19" East, a distance of 90.01 feet to a point; thence

North 26° 12' 20" East, a distance of 86.60 feet to a point; thence

North 33° 55' 15" East, a distance of 113.11 feet to a point; thence

North 39° 34' 26" East, a distance of 73.47 feet to a point; thence

North 46° 57' 27" East, a distance of 76.17 feet to a point; thence

North 54° 28' 35" East, a distance of 71.54 feet to a point; thence

North 64° 02' 39" East, a distance of 87.49 feet to a point; thence

North 67° 40' 37" East, a distance of 69.81 feet to a point; thence

North 71° 46' 15" East, a distance of 82.42 feet to a point; thence

South 85° 27' 15" East, a distance of 300.38 feet to a point; thence

South 73° 40' 59" East, a distance of 111.77 feet to a point; thence

South 71° 26' 05" East, a distance of 78.70 feet to a point on the Easterly boundary of said Government Lot 4; thence

leaving the Easterly boundary of said Government Lot 4, South 69° 24' 19" East, a distance of 244.61 feet to a point; thence

North 20° 35' 41" East, a distance of 27.98 feet to a point on the Southerly boundary of said Parcel 2; thence

South 78° 40' 57" East, a distance of 420.21 feet along the Southerly boundary of said Parcel 2 to the Southeast corner of said Parcel 2; thence

leaving the Southerly boundary of said Parcel 2, South 2° 37' 57" West, a distance of 75.00 feet to a point; thence

(continued)

North 76° 14' 06" West, a distance of 437.49 feet to a point;
thence

North 69° 24' 19" West, a distance of 237.63 feet to a point
on the Easterly boundary of said Government Lot 4; thence

leaving the Easterly boundary of said Government Lot 4, North
71° 26' 05" West, a distance of 87.60 feet to a point, thence

North 73° 40' 59" West, a distance of 109.10 feet to a point;
thence

North 82° 21' 55" West, a distance of 177.67 feet to a point;
thence

South 89° 50' 25" West, a distance of 112.99 feet to a point;
thence

South 71° 46' 15" West, a distance of 76.97 feet to a point;
thence

South 67° 40' 37" West, a distance of 67.93 feet to a point;
thence

South 64° 02' 39" West, a distance of 84.25 feet to a point;
thence

South 54° 28' 35" West, a distance of 67.36 feet to a point;
thence

South 46° 57' 27" West, a distance of 72.53 feet to a point;
thence

South 39° 34' 26" West, a distance of 70.29 feet to a point;
thence

South 33° 55' 15" West, a distance of 109.85 feet to a point;
thence

South 26° 12' 20" West, a distance of 83.62 feet to a point;
thence

South 21° 42' 19" West, a distance of 90.13 feet to a point;
thence

South 26° 43' 00" West, a distance of 59.70 feet to a point;
thence

South 41° 35' 59" West, a distance of 83.29 feet to a point;
thence

South 89° 50' 25" West, a distance of 242.26 feet parallel with
the Northerly boundary of said Government Lot 4 to a point; thence

North 0° 12' 12" West, a distance of 28.00 feet parallel with
the Westerly boundary of said Government Lot 4 to the POINT OF
BEGINNING of said Ingress/Egress Easement.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 24, 2006

John or Marsha McDowell
PO Box 1270
Caldwell, ID 83606

JAMES E. RISCH
Governor

KARL J. DREHER
Director

RE: Notice of Change of Water Right Ownership 63- 4598

Dear Claimants:

Enclosed is a copy of a Notice of Change of Water Right Ownership form that was submitted to our office. However, we cannot continue to process the ownership change without sufficient **proof of ownership**. This proof needs to be a copy of a **Warranty Deed** indicating your ownership of the property with an attached legal description.

Please submit a copy of the warranty deed, and we will be able to complete the ownership change. If we do not hear from you by September 5th 2006, the claim upon which this form was filed (if one exists), will remain in the original owner's name.

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,

A handwritten signature in dark ink, appearing to read 'L. Gagnon', is written over a horizontal line.

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region
(208) 334-2190

LG: lg

Enclosures

5N



POD 1

4W

43° 45' 11" 52' 30"

Produced by the Geological Survey
Orthophotograph prepared from 1:80,000-scale aerial
photographs taken July 3, 1981
Projection and 10,000-foot grid ticks: Idaho
coordinate system, west zone
(Transverse Mercator)
1000-meter Universal Transverse Mercator grid, zone 11
1927 North American Datum
To place on the predicted North American Datum 1983 move
the projection lines 16 meters north



MICROFILMED
1000
1981
AND G. G. G. G.

Water Right Number - 63-04598

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
BROWN

THOMAS J.

1 - RT. 1

2 -

3 -

City- PARMA

State- ID Zip- 83660

Phone -

BROWN

MILDRED

1 - RT. 1

2 -

3 -

City- PARMA

State- ID Zip- 83660

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
06/01/1954 14 WESTERN S - STATUTORY CLAIM+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
SAND HOLLOW CREEK BOISE RIVER+ - - - - - - - - - - - - - - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

05N 04W 16 SE SW 3 (27) CANYON

+ - - - - - - - - - - - - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 03/15 11/15 1.100 247.90
04 - STOCKWATER 01/01 12/31 0.020+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.120 247.90+ - - - - - - - - - - - - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County
05N 04W 16 SW SW 4 28.0 01 IRRIGATION (27) CANYON
05N 04W 16 SE SW 3 28.0 01 IRRIGATION (27) CANYON

Total Acres: 56.0

+ - - Diversion Means -

+ - - Non-Irrigation Use - S/20 RANGE.

+ - - Other Rights for Same Use -

+ - - - - - - - - - - - - - - - Remarks - - - - - +
AC. IRR.=55.AUG 23 1992
MICROFILMED

Water right number - 63-04598

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

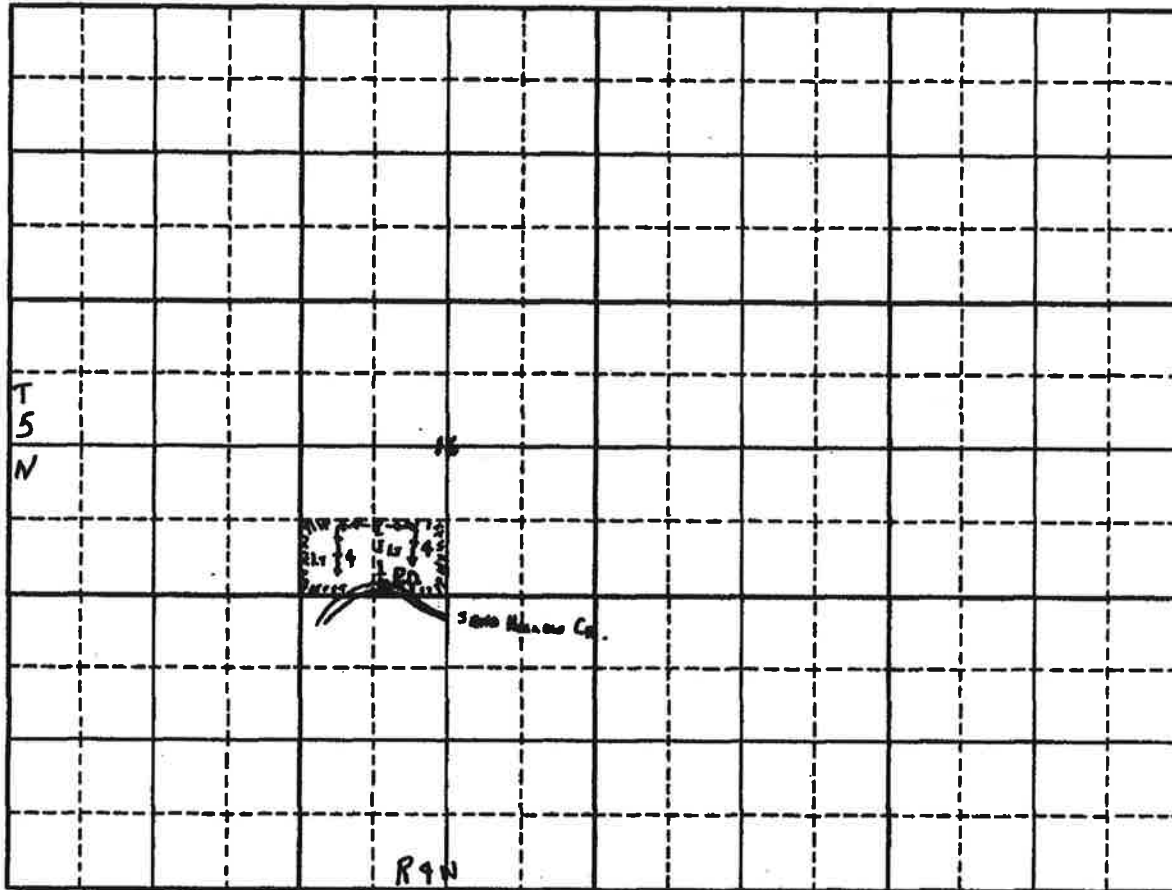
+ - - Audit Fields - 02/26/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - - +

| | | |
|--------------------------------|------------------------------|---------------------|
| Proof Due Date - 00/00/0000 | Field Exam Made - 00/00/0000 | Field Exam Fee - |
| Approved/Denied - 00/00/0000 | Protested Date - 00/00/0000 | Swan Falls - |
| Proof Made Date - 00/00/0000 | Hearing Date - 00/00/0000 | Temporary Right - P |
| Exam to S.O. Date - 00/00/0000 | Verified Date - 02/26/1985 | DLE/Carey Act - |
| Order Show Cause - 00/00/0000 | Receipt Number - | Water District - |
| Licensed Date - 00/00/0000 | Appl Received - 00/00/0000 | Transfer/Amended - |
| Decree Date - 00/00/0000 | Presumption Flag - | |

MICROFILMED
AUG 28 1992

(8) Remarks _____



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

State of Idaho)
County of Ada)

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Sworn to before me this 26th day of January, 1978.
Thomas J. Brown (Claimant)
Lyle Glen Saylor Notary Public
Residing at Boise, Idaho

My commission expires 11-25-78

For Department Use Only

| | | | | |
|------------------------------------|---------------------|---------------------|--------------|------|
| Received by <u>FEL</u> | Date <u>1/26/78</u> | Exception filed by: | Forwarded to | Date |
| Prelim. check by <u>GLS</u> | Date <u>1/27/78</u> | | claimant by: | |
| \$10.00 fee received by <u>FEL</u> | Date <u>1/28/78</u> | # <u>9750</u> | | |
| Approved for publication by _____ | | | | |
| Published in <u>Times Tribune</u> | | | | |
| Dates <u>2-9-78 + 2-16-78</u> | | | | |

County of

AFFIDAVIT

Ernest S. Easterday

being first duly sworn,

deposes and says:

I installed a pump in sand Hollow creek in the year of 1954 and irrigated lot 3 and 4 of sec. 16, T 5 N. R. 4 W. Boise meridian untill I sold it to Tom Brown.

Erwin G. Eastwood
(signature)

(signature)

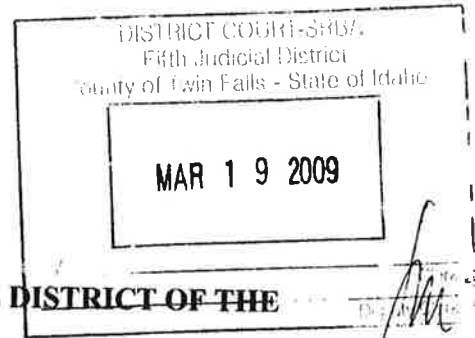
Subscribed and sworn to before me this 10 day of January 1978

Bernie Faries
(notary public)

(notary public)

Residing at Mesa, Washington

My commission expires May 1981



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

In Re SRBA

Case No. 39576

) ORDER OF PARTIAL DECREE
)
)
)
)

Subcase No. 63-04598
(MacDowell)

On December 10, 2008, a *Special Master's Report and Recommendation* was filed for the above-captioned water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

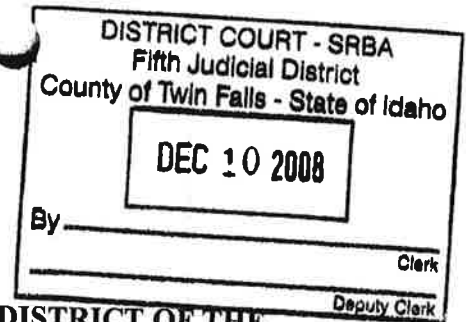
Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 13f, this Court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report and Recommendation* and wholly adopts them as its own.

Therefore, IT IS ORDERED that the above-captioned water right be **decreed** as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED

March 19, 2009


JOHN M. MELANSON
Presiding Judge
Snake River Basin Adjudication



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

In Re SRBA) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-04598

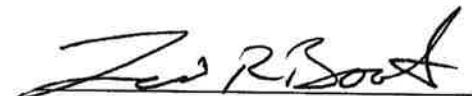
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On June 8, 2007, the Black Canyon Irrigation District, through its attorney Charles F. McDevitt, filed an objection to the *Director's Report*, asserting that the source of the water right should be described as wastewater. On November 25, 2008, at a status conference on the record, Black Canyon Irrigation District withdrew its objection. Accordingly, there are no unresolved objections to this water right claim.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein, IT IS RECOMMENDED that water right 63-04598 be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated DEC 10, 2008

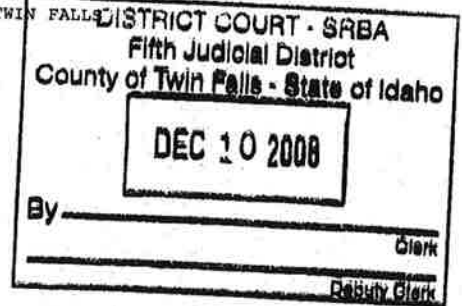

Theodore R. Booth
Special Master
Snake River Basin Adjudication

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

In Re SRBA
Case No. 39576

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-04598



NAME AND ADDRESS: JOHN MACDOWELL
MARSHA MACDOWELL
PO BOX 1270
CALDWELL, ID 83606

SOURCE: SAND HOLLOW CREEK TRIBUTARY: BOISE RIVER

QUANTITY: 0.21 CFS
42.75 AFY

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

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION: T05N R04W S16 LOT 3 (SWSESW) Within Canyon County

| PURPOSE AND PERIOD OF USE: | PURPOSE OF USE | PERIOD OF USE | QUANTITY |
|----------------------------|----------------|----------------|-----------------------|
| | Irrigation | 03-01 TO 11-15 | 0.19 CFS |
| | Stockwater | 01-01 TO 12-31 | 42.75 AFY
0.02 CFS |

PLACE OF USE: Irrigation Within Canyon County
T05N R04W S16 LOT 3 (SESW) 9.5
9.5 Acres Total
Stockwater Within Canyon County
Same as Irrigation

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

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

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

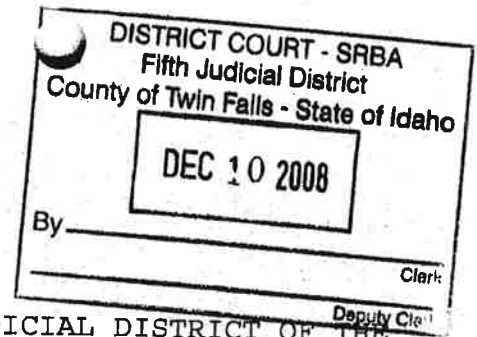
With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance
with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a
final judgment and that the court has and does hereby direct that the above judgment or order shall be a final
judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

DEC 10 2008

John M. Melanson
SPECIAL MASTER



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

In Re SRBA

Case No. 39576

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

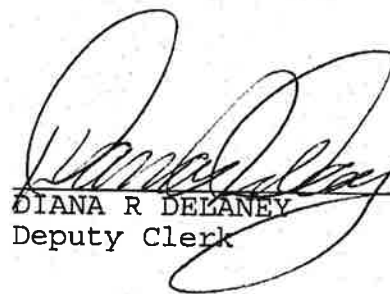
Water Right(s): 63-04598

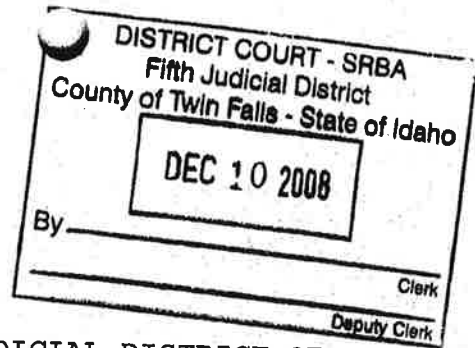
On December 10, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (AO1), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED December 10, 2008.


DIANA R DELANEY
Deputy Clerk



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

In Re SRBA)

Case No. 39576)

CERTIFICATE OF MAILING

Water Right(s): 63-04598

CERTIFICATE OF MAILING

I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on December 10, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

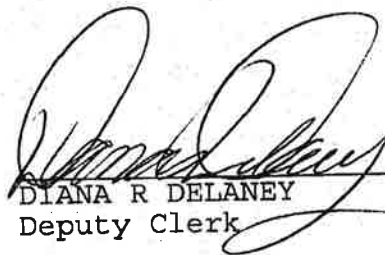
BLACK CANYON IRRIGATION DIST
Represented by:
CHARLES F MC DEVITT
420 W BANNOCK ST
PO BOX 2564
BOISE, ID 83701
Phone: 208-343-7500

USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

CERTIFICATE OF MAILING

PAGE 1
12/10/08

JOHN MACDOWELL
MARSHA MACDOWELL
PO BOX 1270
CALDWELL, ID 83606
Phone: 208-722-7750



DIANA R DELANEY
Deputy Clerk

CERTIFICATE OF MAILING

PAGE 2
12/10/08

RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 02:36
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

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

In Re SRBA

Case No. 39576

) NOTICE SETTING HEARING
)
)
)

) SUBCASE NOS: 63-03072A 63-03226
63-04598

Please be advised that Special Master THEODORE R. BOOTH
has set for hearing the MOTION TO AMEND OPPOSITION TO WATER RIGHT.

THURSDAY, JUNE 19, 2008 at 04:15 PM (MT)

IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

Dated: MAY 23, 2008

/S/ DIANA R DELANEY

Deputy Clerk

Snake River Basin Adjudication

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the NOTICE SETTING HEARING was mailed on MAY 23, 2008, with sufficient first-class postage to the following:

KAREN A. SALEEN
Represented by:
BRUCE M. SMITH
950 W BANNOCK STE 520
BOISE, ID 83702
Phone: 208-331-1800

KAREN A SALEEN
8771 PURPLE SAGE RD
MIDDLETON, ID 83644
Phone: 208-585-3278

BLACK CANYON IRRIGATION DIST
Represented by:
CHARLES F MC DEVITT
420 W BANNOCK ST
PO BOX 2564
BOISE, ID 83701
Phone: 208-343-7500

USDI BUREAU OF RECLAMATION
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

KAREN A. SALEEN
Represented by:
WITHROE, CARL J
950 W BANNOCK ST STE 520
BOISE, ID 83702
Phone: 208-331-1800

JOHN MACDOWELL
MARSHA MACDOWELL
PO BOX 1270
CALDWELL, ID 83606
Phone: 208-722-7750

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BENJI YOUNG
KERRI YOUNG
24329 MIDDLETON RD
MIDDLETON, ID 83644
Phone: 208-585-6106

RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 12:59
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED

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

| | | |
|----------------|---|---------------------------------|
| In Re SRBA |) | ORDER SETTING SUBCASE(S) |
| |) | FOR INITIAL HEARING |
| Case No. 39576 |) | |
| | | SUBCASE NOS: 63-03072A 63-03226 |
| | | 63-04598 |

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

THURSDAY, JUNE 19, 2008 at 04:15 PM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 16, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE; ID 83720-0098

Page 1 5/22/08

(continued)

Dated: MAY 23, 2008

/s/ THEODORE R. BOOTH
Special Master
Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING
SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008 ,
with sufficient first-class postage to the following:

KAREN A. SALEEN
Represented by:
BRUCE M. SMITH
950 W BANNOCK STE 520
BOISE, ID 83702
Phone: 208-331-1800

KAREN A SALEEN
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BLACK CANYON IRRIGATION DIST
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420 W BANNOCK ST
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USDI BUREAU OF RECLAMATION
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US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

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950 W BANNOCK ST STE 520
BOISE, ID 83702
Phone: 208-331-1800

JOHN MACDOWELL
MARSHA MACDOWELL
PO BOX 1270
CALDWELL, ID 83606
Phone: 208-722-7750

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

BENJI YOUNG
KERRI YOUNG
24329 MIDDLETON RD
MIDDLETON, ID 83644
Phone: 208-585-6106

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

In Re SRBA

) A. Subcase 63-4598
)
)

Case No. 39576
)
)

MOTION TO AMEND OPPOSITION
TO WATER RIGHT

Comes Now, Black Canyon Irrigation District ("BCID") by and through its attorneys of record McDevitt & Miller LLP, by Chas F. McDevitt, and moves to amend its opposition to Subcase No. 63-4598.

To amend Section 10 to read as follows:

"a remark should be added to the water right as follows"

"The source of this right is waste water. The wasting of water may be discontinued at any time."

Amend reasons supporting Objections as follows—deleting present "reasons" and add the following:

Remark will inform water users that water may not continue to be available.

Dated this 21 day of August, 2007.

McDevitt & Miller LLP


Chas F. McDevitt

Objection-1

SCANNED
APR 14 2008

CERTIFICATE OF MAILING

I certify that on August 21st, 2007, I mailed the original and copies of this Motion, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Current Owner:

Name: John MacDowell
Marsha MacDowell

Address: P.O. Box 1270
Caldwell, ID 83606

Original Owner:

Name: Thomas J. Brown
Mildred Brown

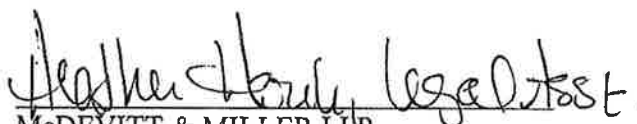
Address: 22795 Goodson Rd
Parma, ID 83660

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449


McDEVITT & MILLER LLP

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: 63-4598

MARSHA MACDOWELL
PO BOX 1270
CALDWELL ID 83606

JOHN MACDOWELL
PO BOX 1270
CALDWELL ID 83606

RECEIVED

OCT 26 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: 10-18-06

SIGNATURE: John MacDowell

Please print your name: John MacDowell

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

09/07/2006

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

RIGHT NUMBER: 63-4598

NAME AND ADDRESS: MARSHA MACDOWELL
PO BOX 1270
CALDWELL ID 83606

JOHN MACDOWELL
PO BOX 1270
CALDWELL ID 83606

SOURCE: SAND HOLLOW CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.210 CFS
42.750 AFY

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

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T05N R04W S16 SWSESW Lot 3 Within CANYON County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| IRRIGATION | 03/01 11/15 | 0.190 CFS
42.75 AFY |
| STOCKWATER | 01/01 12/31 | 0.020 CFS |

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S16 Lot 3 SESW 9.50

STOCKWATER same as IRRIGATION

9.5 ACRES TOTAL

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

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

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 - Beneficial Use

Stockwater use is for 10 head.

SCANNED
APR 14 2008

08/24/2006

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

RIGHT NUMBER: 63-4598

NAME AND ADDRESS: THOMAS J BROWN
22795 GOODSON RD
PARMA ID 83660

MILDRED BROWN
RT 1
22795 GOODSON RD
PARMA ID 83660

SOURCE: SAND HOLLOW CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 0.210 CFS
42.750 AFY

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

PRIORITY DATE: 06/01/1954

POINT OF DIVERSION:

T05N R04W S16 SWSESW Lot 3 Within CANYON County

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|------------------------|
| IRRIGATION | 03/01 11/15 | 0.190 CFS
42.75 AFY |
| STOCKWATER | 01/01 12/31 | 0.020 CFS |

PLACE OF USE: IRRIGATION Within CANYON County

T05N R04W S16 Lot 3 SESW 9.50

STOCKWATER same as IRRIGATION

9.5 ACRES TOTAL

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

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

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 - Beneficial Use

Stockwater use is for 10 head.



Idaho Department of Water Resources

SRBA Recommendation:

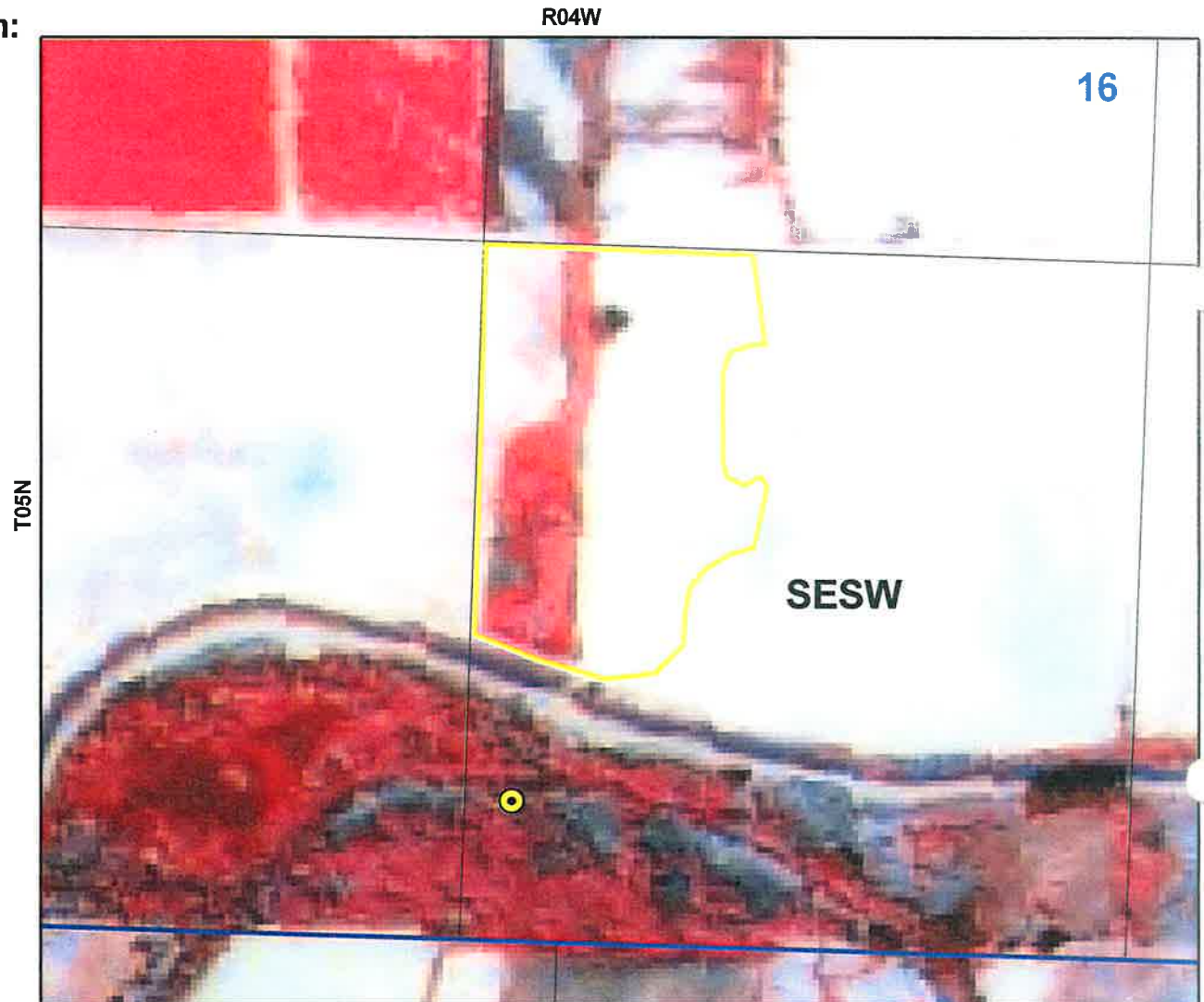
63-4598

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles

A scale bar showing distances of 0, 0.1, and 0.2 miles.

Prepared by S. Egbert
On Thursday, August 24, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4598 V1

WATER RIGHT NUMBER: 63-4598 V1

| <u>Owner Type</u> | <u>Name and Address</u> |
|-------------------|---|
| Current Owner | THOMAS J BROWN
22795 GOODSON RD
PARMA, ID 83660
(208)722-6282 |
| Current Owner | MILDRED BROWN
RT 1
22795 GOODSON RD
PARMA, ID 83660
(208)722-6282 |

Priority Date: 06/01/1954

Basis: Beneficial Use

Status: Active

| <u>Source</u> | <u>Tributary</u> |
|-------------------|------------------|
| SAND HOLLOW CREEK | BOISE RIVER |

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|-------------------------|-----------------------|----------------------|
| IRRIGATION | 03/01 to 11/15 | 0.190 CFS | 42.75 AF |
| STOCKWATER | 01/01 to 12/31 | 0.020 CFS | |
| | <u>Total Diversion:</u> | 0.210 CFS | 42.75 AF |

Location of Point(s) of Diversion

| | | |
|-------------------|----------------------|---------------------------------|
| SAND HOLLOW CREEK | L3 (SW1/4SE1/4SW1/4) | Sec. 16, Twp 05N, Rge 04W, B.M. |
| CANYON County | | |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 05N | 04W | 16 | | | | | | | | | | | | | | | | | 9.5 |
| | | | | | | | | | | | | | | | | | | | L 3 |

Total Acres: 9.5

STOCKWATER same as IRRIGATIONConditions of Approval:

1. N05 The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.
2. N08 The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.
3. X02 Stockwater use is for 10 head.
4. 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.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-4598 V1

Remarks:Comments: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: OR
 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:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Summary | | | 04/25/2006 | scurtis | Active |
| Priority Date | 8/24/2006 10:06:01 AM | segbert | | | Active |
| POD | 8/24/2006 10:06:28 AM | segbert | | | Active |
| Source | 8/24/2006 10:08:24 AM | segbert | | | Active |
| POU | 8/24/2006 10:08:46 AM | segbert | | | Active |
| Use | 8/24/2006 10:10:15 AM | segbert | | | Active |
| Season | 8/24/2006 10:10:56 AM | segbert | | | Active |
| Quantity | 8/24/2006 10:12:02 AM | segbert | | | Active |
| Summary | | | 08/24/2006 | segbert | Active |

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|------------------------------|
| POD | 8/24/2006 10:07:07 AM | segbert | Updated shape |
| POU | 8/24/2006 10:09:53 AM | segbert | Updated shape for Active POU |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4598 V1

| | | | |
|---------|-----------------------|---------|---|
| POD | 8/24/2006 10:06:28 AM | segbert | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the POD?</p> <p>(Yes) 9. Does the file contain all the necessary information to verify the POD?</p> <p>(No) 10. Is a POD remark and/or condition required?</p> |
| POU | 8/24/2006 10:08:46 AM | segbert | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(Yes) 2b. Is the POU required?</p> <p>(No) 3. Is the basis of claim a Application or Permit?</p> <p>(No) 7. Is there evidence that there has been a change in the POU?</p> <p>(Yes) 13. Does the file contain all the necessary information to verify the POU?</p> <p>(No) 14. Is a POU remark and/or condition required?</p> |
| General | 8/24/2006 10:06:01 AM | segbert | <p>(No) 1. Should this water use have been included in a later court decree of the water rights from this source?</p> <p>(No) 4. Is the basis of claim decree or license?</p> <p>(No) 7. Is the basis of claim a Application or Permit?</p> <p>(No) 8. Is the basis of claim a posted notice?</p> <p>(No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use?</p> <p>(Yes) 12. Does the claim file contain sufficient evidence of Priority Date?</p> <p>(Yes) 15. Is the basis of claim coded correctly?</p> <p>(No) 16. Is a Priority Date remark and/or condition required?</p> |
| Source | 8/24/2006 10:08:24 AM | segbert | <p>(No) 1. Is the basis of claim Decree or License?</p> <p>(No) 2. Is the basis of claim an Application or Permit?</p> <p>(No) 6. Is the basis of claim a Posted Notice?</p> <p>(No) 7. Is there evidence that there has been a change in the source?</p> <p>(Yes) 10. Does the file contain all the necessary information to verify the source?</p> <p>(No) 11. Is a Source remark and/or condition required?</p> |
| Use | 8/24/2006 10:10:15 AM | segbert | <p>(No) 1. Is the basis of this claim a Decree or License?</p> <p>(No) 2. Is the basis of this claim a Application or Permit?</p> <p>(No) 6. Is there evidence that there has been a change in the Purpose of Use?</p> <p>(Yes) 11. Does the file contain all the necessary information to verify the Water Use?</p> <p>(No) 13. Is a Purpose of Use remark and/or condition required?</p> |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4598 V1

| | | | |
|----------|-----------------------|---------|--|
| Season | 8/24/2006 10:10:57 AM | segbert | (No) 1. Is the basis of claim Decree or License?
(No) 2. Is the basis of claim a Application or Permit?
(No) 6. Is there evidence that there has been a change in the Period of Use?
(Yes) 12. Does the file contain all the necessary information to verify the Period of Use?
(No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined?
(Yes) 15. Is irrigation claimed as a Purpose of Use?
(No) 18. Is a Period of Use remark and/or condition required? |
| Quantity | 8/24/2006 10:12:03 AM | segbert | (No) 1. Is the basis of this claim a Decree or License?
(No) 2. Is the basis of this claim a Application or Permit?
(No) 6. Is the basis of claim a posted notice?
(Yes) 7. Is a flow measurement required?
(Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit?
(Yes) 10. Is a irrigation a purpose of use?
(No) 12. Is a Quantity remark or condition required? |
| Summary | 8/24/2006 10:14:57 AM | segbert | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
(No) 5. Does this right have any combined use limits with other rights?
(Yes) 6. Is an additional remark and/or condition required?
(Yes) 7. Would you like to view the recommended right?
(No) 8. Is this a split or combined right?
(No) 9. Do you have documents you would like to attach or link to the file?
(Yes) 10. Would you like to set the verification date? |
| Summary | 4/25/2006 8:51:33 AM | scurtis | (No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? |

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4598

WATER RIGHT NUMBER: 63-4598

Owner Type Name and Address
 Current Owner THOMAS J BROWN
 22795 GOODSON RD
 PARMA, ID 83660
 (208)722-6282
 Current Owner MILDRED BROWN
 RT 1
 22795 GOODSON RD
 PARMA, ID 83660
 (208)722-6282

Priority Date: 06/01/1954 - *see affidavit in file*
 Basis: Beneficial Use ✓
 Status: Active ✓

Source Tributary
 SAND HOLLOW CREEK BOISE RIVER

| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
|-----------------------|------------------------------|-----------------------|----------------------|
| IRRIGATION | 3-1 ~~3/15~~ to 11/15 | ~~1.100~~ CFS | 42.75 |
| STOCKWATER | 1/01 to 12/31 | 0.020 CFS | |

Total Diversion: 1.120 CFS 247.90 AF
 .21 9.5 x 4.5

Location of Point(s) of Diversion

SAND HOLLOW CREEK L3 (SW1/4SE1/4SW1/4) Sec. 16, Twp 05N, Rge 04W, B.M.
 CANYON County

Place of Use

IRRIGATION

reduction in acres per field exam

| Twp Rge Sec | NE | NW | SW | SE | Totals |
|-------------|----|----|------|------|--------|
| 05N 04W 16 | | | 28.0 | 28.0 | 56.0 |
| | | | L 4 | L 3 | |
| | | | 9.5 | | |

Total Acres: 56

STOCKWATER same as IRRIGATIONConditions of Approval:

1. AC. IRR.=55.

Dates and Other Information:

Claim Received Date: 2/23/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: OR
 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:

*only 71 acres irrigated with
 water from creek - per field
 exam*

*Black Canyon ID water is
 used for the rest
 stock - 10 horses per field exam*

N cooles

RECEIVED

JUL 19 2006

WATER RESOURCES
WESTERN REGION

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

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

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A 63-4598

Owner: Thomas J/Mildred Brown Phone No. (208) 722-6282

Current Address: 22795 Goodson Rd, Parma, Id 83660

- ☐ No change NAME IS THE SAME
☒ NEW OWNER John MacDowell
☐ No change Address
☒ NEW ADDRESS 27120 Lon Davis, Parma, Id 83660
☒ How long owned property? 1993 PO Box 1270

Accompanied by: John Mac Dowell Caldwell, Id 83606
(208) 722-7750
PRIORITY DATE (cell) (208) 870-2504

PRIORITY DATE

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

Priority date, per claimant, is: 6/1/1954

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

Source: Sand Hollow Creek Tributary to Boise River

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

| ID # | Govt Lot # | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks
GPS ID |
|-----------|------------|-----|-----|-----|------|------|------|--------|---|
| AB0002147 | - | SW | SE | SW | 16 | 5N | 4W | Canyon | N 43° 45.852
W 116° 49.675 |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

Description of diverting works

20 HP Birkley pump, 5" discharge, 60 psi, 15' lift,
5" aluminum main 173' north across bridge (Farmers Coop Ditch)

OVERLAP REVIEWOther water rights with the same point of diversion: None

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

WATER USES☐ No change☒ Different UsesUse Irrigation From 3/15 To 11/15 Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only N/A☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change No change in diversion rate☐ Changes Exam found: Domestic # of homes _____ Stock # 10 headTypes horses Additional comments: _____**PLACE OF USE:**☐ No Change☒ Changes shown below:

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

Overlap with other water rights: None

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

Delivery System Narrative: 5" aluminum main running south to north cross - crossing midline & also running east & west. Wheel line 30' sections, 22 sections (2 lines run at one time, 9/64" Rainbird sprinkler nozzles, 60psi. Horses drink water that is being utilized for irrigation. (10 horses).

| Well or Diversion Identification No
GPS ID | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge size |
|---|------------|----|-------------------|-----------|-----------------------------------|
| A0002147 | Bickley | 20 | 5475546
133TPM | — | 5" |

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

John Mac Dowell (goes by Bill) owns 40 acres, but can only irrigate 7 acres with the pump set in Sand Hollow Creek.

Supplemental water: Black Canyon Irrigation utilized to irrigate all but 7 acres of the 40 acres owned, Ramano & Richards (other 2 owners of property previously owned by Brown) irrigate solely with Black Canyon Irrigation.

(3.6 miles)
Directions: 184, take Notus/Parma exit, towards
Notus Hwy 30/36, North on Conway, west on
Market 1.9 miles, south on Lon Davis 1.4 mile &
follow driveway along Farmers Coop Ditch
POD is located 173' south across bridge south west of house
crossing the Farmers Coop Ditch. POU is the immediate
acreage west & north west of
the house (27120 Lon Davis).

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 7-18-2006

FIELD EXAMINER: Sandy Hemenway

ALB-4598 Brown (current owner: Mac Dowell)

Date of Inspection: 7/3/2006

Inspector: Sandy Hemenway

Nozzle Discharge (U of I Hydraulic Relationships + Performance):

9/64" Rainbirds (nozzle size)

psi: 60 psi

chart shows: 4.50 gpm

30' sections

22 sections

2 lines run @ 1 time

$$22 \times 4.50 \times 0.00223 = 0.22077 = 0.22 \text{ cfs}$$

Pumpback Spreadsheet/Theoretical for Pump (*see attachment):

0.77 cfs

5" aluminum + 5" discharge

20 HP

173' aluminum 15' lift 60 psi

Irrigation:

Season 3/15 - 11/15 = 246 days

confirmed ~~area~~ acres =

$V_{dr} =$

$V_{ir} =$

Livestock Table 1 Recommended Diversion Rates for Stockwater

Season 01/01 → 12/31 = 365 days

0-25 horses = 0.02 cfs

10 confirmed horses

$$V_{ir} = (10 \times 12 \times 365) / 325,850 = 43800 / 325,850 = 0.134$$

= 0.1 afa

$$V_{dr} = 0.02 \times 365 \times 1.9835 = 14.479 = 14.5 \text{ afa}$$

Pipe Flow Capacity: 5" aluminum discharge + main

$$Q = 5 \pi R^2$$

$$R = (\text{diameter}/12) / 2$$

$$\pi = 3.1416$$

$$Q = 0.68 \text{ cfs}$$

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway

Project: Flow Computation for A63-4598 Brown (current owner: MacDowell)

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:

$$f = 0.2083 \cdot (100/\text{roughness})^{1.85} \cdot ((\text{cfs} \cdot 448.8)^{1.852} / \text{ID}^4 \cdot 8655 \cdot \text{Length} / 100)$$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 15.00 feet

Pressure Req'd: 60.00 psi

Required Head: 153.60 feet

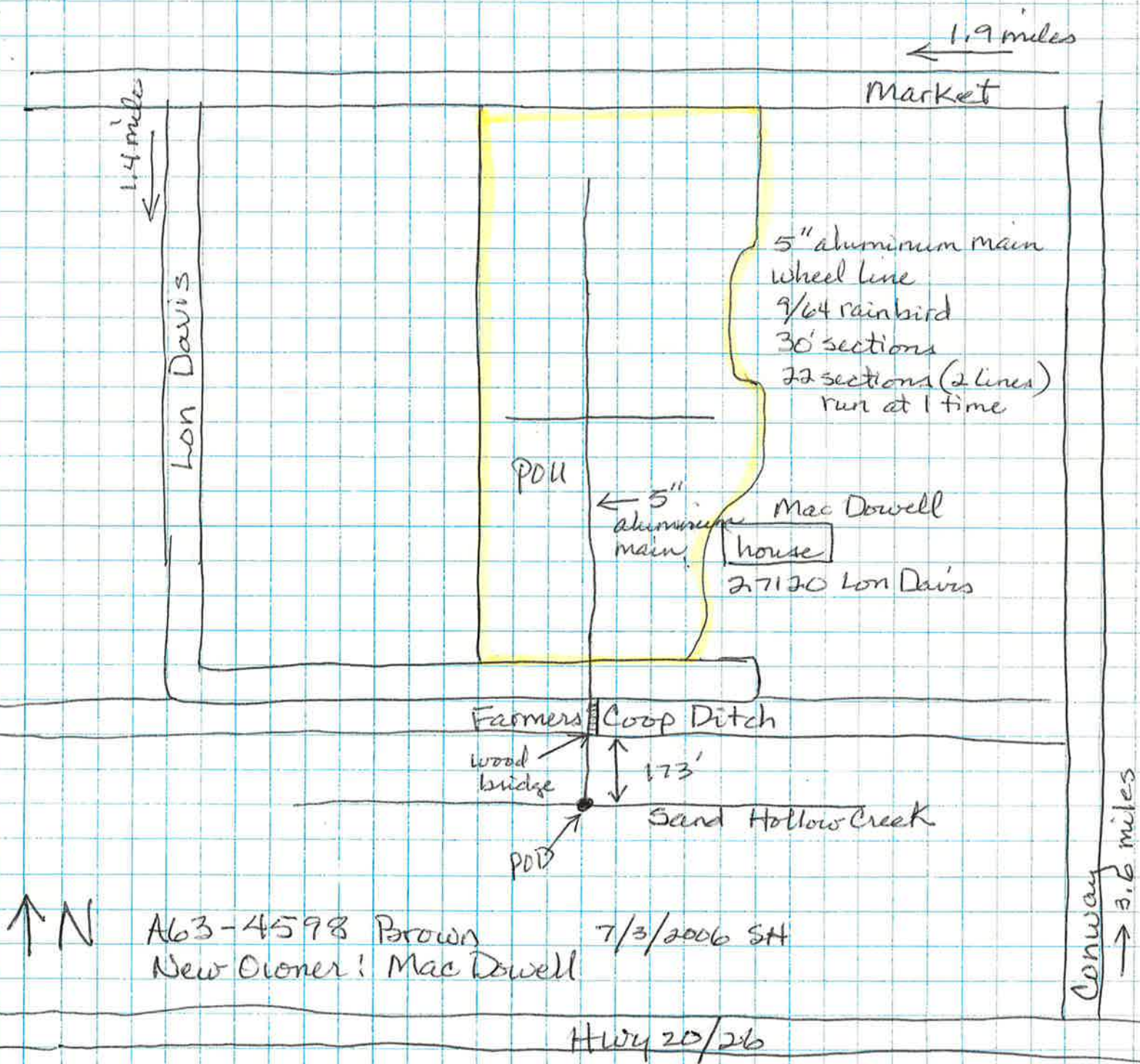
Pump Horsepower: 20.00 horsepower

Pipe Roughness: 130.00 Note: pvc = 150, smooth and straight pipe = 140
aluminum - joint length 20' = 125, joint length
30' = 130, joint length 40' = 132, joint length
50' = 134, new riveted steel = 100
old riveted steel = 100, old cast iron = 95,
old pipes in poor condition = 60 to 80

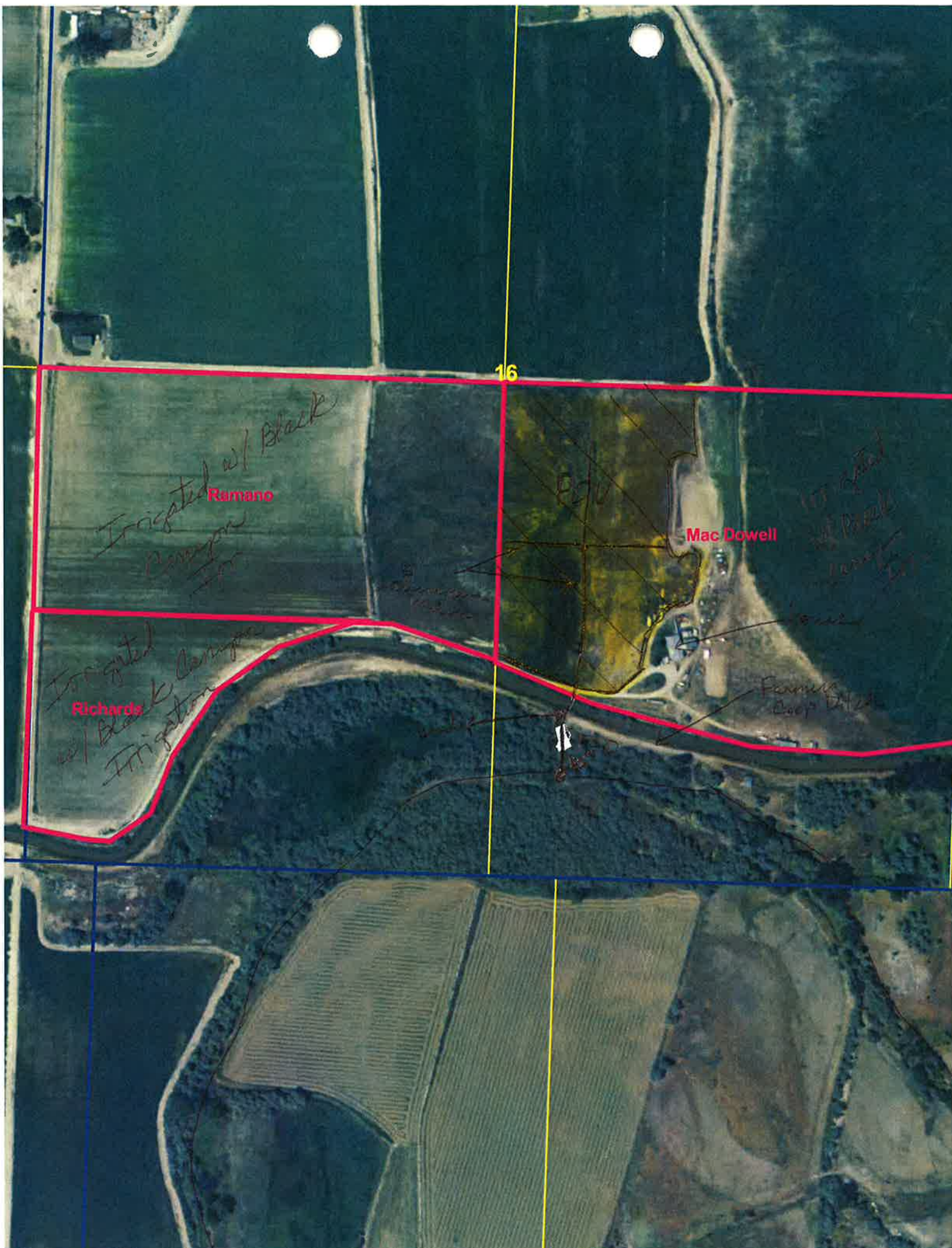
| Inside
Diameter
in Inches | Equivalent
Length
in Feet | Unit
Head
Loss | Total
Friction
Head Loss from Pipe Friction | Head
Loss
per 100 ft |
|---------------------------------|---------------------------------|----------------------|---|----------------------------|
| 4.50 | 173.00 | 7.40 | | 4.28 |
| 1.50 | 0.00 | 0.00 | | #DIV/0! |
| 1.00 | 0.00 | 0.00 | | #DIV/0! |
| | | | 7.40 | |

Initial Estimate of Rate of Flow: 0.770 CFS

Computation of Rate of Flow: 0.77



☐ = POLL



A63 - 4598 Mac Dowell

7/3/2006 S.H.

☐ = POU



Wood bridge
Crossing
Farmers
Coop Ditch
POD
located
173'
south

July 3, 2006 SH



POD:
20 Hp
Birkley
5" discharge
15' lift
60 psi

A 63-4598 (Mac Dowell - New Owner) July 3, 2006 SH
Brown



Stockwater:
10 horses

03/07/2006

July 3, 2006 SH



POU:
5" aluminum
main runs
south to
north with
a cross-
section
in the middle
running
east & west

03/07/2006

July 3, 2006 SH

A63-4598 Brown
New owner: Mac Dowell



POU:

5" aluminum
main
30' sections
22 sections
(2 lines)
run at 1 time
wheel line

A63-4598 Brown
New Owner: Mac Dowell

July 3, 2006 SH

FIELD EXAM MEMO

DATE: 5/8/2006

TO: Sandy Hemenway

FR: Lori Graves

RE: A63-4598

This claim was originally filed by Tom Brown. Current tax records show that the property has split three ways per attached photo:

1. Joseph Ramano—SWSW
1003 Southside Blvd
Nampa 83686

2. Dan Richards—SWSW
21844 Ten Davis Rd
Parma 83660

3. John Mac Dowell--SESW
PO Box 1270
Caldwell 83606

Black Canyon Irr.

John William Mac Dowell

Sand Hollow Crk.

The p/d is listed as a 20 hp pump in Sand Hollow Creek, which appears to be located on the property John Mac Dowell bought in the SESW. Proof of priority has been submitted for the original claimant. The claim also states that water from Black Canyon Irrigation District is also used.

Please confirm the following:

- ✓ -Beneficial Use
- ✓ -Acres Irrigated
- ✓ -System capacity
- ✓ -System Diagram
- ✓ -Supplemental to Black Canyon Irrigation Dist.? *On other acreage only*

Also mention to the landowners, if you talk with them, that the claim will be recommended in the original claimant's name unless change in ownerships are filed. *(attached)*

Attached is a 2004 photo and claim proof report.

Thanks Sandy.

ADDITIONAL INFORMATION NEEDED FOR IRRIGATION FIELD EXAMS

Field Examiners, please complete the following checklist.

IF CURRENT OWNER DOES NOT MATCH PROOF REPORT PLEASE GIVE NEW OWNER CHANGE OF OWNERSHIP FORM TO COMPLETE.

1.) Pump information:

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|------------|----|------------------|-----------|-----------------------------------|
| A0002147 | Burkle | 20 | 3475546
B3TPM | — | 5" |
| | | | | | |

2.) Static water and/or pump level 15' lift

3.) How were above level(s) determined (well log, measurement, owner)? Owner

4.) Operating pressure (this is checked using the owner's psi gauge, your gauge, or an estimate by owner) 60 psi

5.) Was a measurement made? ^(yes) 60 psi If no can a measurement be made at a latter time? —

6.) What type of measurement device was used? pressure gauge + calculated theoretical

7.) Is there a pump curve available for pump? No curve available by owner

8.) Please fill out the following:

Number of sprinklers 27

Sprinkler nozzle size 9/64 Rainbird

Number of Pivots (include gpm rating for each pivot) —

wheel line
30 sections
22 sections (2 lines)
run @ 1 time
5" aluminum

9.) Please outline all acres irrigated on attached aerial photo. ✓ DONE

10.) Please clearly mark all points of diversion on map and GPS. ✓ DONE

11.) Please clearly mark all mainlines, ditches, and other conveyances.

✓ DONE

12.) Pictures taken of place of use and point of diversion. ✓ DONE

OTHER INFORMATION NEEDED:

Joseph Ramano + Dan Richards do not irrigate from Sand Hollow Creek. They use Black Canyon Irrigation Totally. John Mac Dowell is only resident utilizing pump in Sand Hollow Creek from this POD for beneficial use.

FIELD EXAMINERS NOTES (descriptions, other uses, questions, ect.)

Stockwater: 10 horses
Supplemental water: Black Canyon Irrigation utilized for acreage not irrigated with pump in Sand Hollow Creek
Total acreage owned: 40
Acres irrigated from Sand Hollow Creek:
John Mac Dowell referred to it as "7+ acres",
so this needs to be double checked

DATE EXAM CONDUCTED 7/3/2006 3:30

FIELD EXAMINER

Andy Hemenway

Please Return To: Lori Graves

PROPERTY INQUIRY

```
+++++
01 7R38344-000- -0 050-00 SCH137+ 01 16,700 26.75
+++++
05 400 12.62
BROWN, THOMAS J + 19 2.80
& BROWN, MILDRED H/W +
% MACDOWELL, JOHN WILLIAM & +
% MACDOWELL, MARSHA PAULINE H/W +
+
604 E ASH ST +
CALDWELL ID 83605 +
+++++
16-5N-4W SW + TOTAL 17,100 42.17
LOT 4 ++++++
+ SURVEY INST 9321474
+ DRAIN 4 DR VALUE 47.67 APPR MKB
+ CLASS REAP 94 MAN UNIT 0
+ PARCEL 7R05N04W166000 H/O N C/B N
+ PRIOR ACCOUNT 6R38344-000- -0
+ 02 MH on Property NO
```

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R38344000 0

UNIT 001

TOTAL UNITS

```
SITE LON DAVIS RD PA SEC/TWN/RNG 16-5N-4W
ASSESSED VALUE 5,100 ACREAGE 21.17
SUB/PARK NAME YEAR/MAKE
CLASS NO BUILDING CLASS SPACE LOT BLOCK
+++++
YR BUILT 0 AIR COND AIR - NONE CARPORT N
STORY NO BLDG HEATING CARPORT SQ FT
FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N
SECOND SQ FT ROOF UNKNOWN POOL? N
BEDS 0 BSMT SQ FT SPA? N
BATHS .00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
```

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

MODE:F ACTION:

COMPANION SHEET INQUIRY

TRQK361

```
01 ACCOUNT: 6R38344-000- -0 AREA 050-00 DRAIN 4 VALUE 23.49 CLASS H/O N
SEC 16 TWN 5N RNG 4W QTR SW CITY/SUB 0 BLK LOT 6000
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
RICHARDS, DANIEL W MACDOWELL, JOHN WILLIAM
& RICHARDS, ANGELA G H/W &MACDOWELL, MARSHA PAULINE H/W
```

MAILING ADDRESS

LEGALS

21844 TEN DAVIS RD
PARMA ID 83660

16-5N-4W SW
TX 05214 IN GOVT LT 4

SITE ADDRESS

LON DAVIS RD PA

COMMENTS

REMARKS

PRIOR ACCOUNT 5R38344000 0
PARCEL 05N04W166000 SRVY
INSTR 200520355 ACRES 21.17
SPLIT YR 2002 DOCUMENT WD

SPLIT 21.79AC TO R38344-010 THEN
ADJ TO 21.17AC(MAPPING)
200520355,9844595

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101

System User- IDWR Date 04/25/2006 Time 10:44

REAL PROPERTY INQUIRY

```
+++++
01 7R38343-000- -0 040-00 SCH135+ 01 13,100 28.00
+++++
05 400 11.85
BROWN, THOMAS J + 19 2.30
& BROWN, MILDRED H/W +
% MACDOWELL, JOHN WILLIAM & +
% MACDOWELL, MARSHA PAULINE H/W +
+
604 E ASH ST +
CALDWELL ID 83605 +
+++++
16-5N-4W SW + TOTAL 13,500 42.15
LOT 3 ++++++
+ SURVEY INST 9324174
+ DRAIN 4 DR VALUE 47.67 APPR MKB
+ CLASS REAP 94 MAN UNIT 0
+ PARCEL 7R05N04W166600 H/O N C/B N
+ PRIOR ACCOUNT 6R38343-000- -0
+ 02 MH on Property YES
```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R38343000 0 UNIT 001 TOTAL UNITS 1

SITE 27120 LON DAVIS RD PA SEC/TWN/RNG 16-5N-4W

ASSESSED VALUE 139,300 ACREAGE 5.00

SUB/PARK NAME YEAR/MAKE

CLASS N3 NON-REVOCABLE MOBILE HOMES ON REA SPACE LOT BLOCK

```
+++++
YR BUILT 1995 AIR COND HEAT PUMP CARPORT N
STORY 1 STORY HEATING ELECTRIC FA CARPORT SQ FT
FIRST SQ FT 2148 EXTERIOR HARDBOARD DECK/PATIO? Y
SECOND SQ FT ROOF COMP POOL? N
BEDS 3 BSMT SQ FT SPA? N
BATHS 2.50 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE D3 NEIGHBORHOOD 0
GARAGE SQ FT 609
```

```
+++++
COMMENTS N/R MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
```

MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

01 ACCOUNT: 6R38343-000- -0 AREA 040-00 DRAIN 4 VALUE 5.65 CLASS N3 H/O Y
SEC 16 TWN 5N RNG 4W QTR SW CITY/SUB 0 BLK LOT 6600
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
MACDOWELL, JOHN WILLIAM MACDOWELL, JOHN WILLIAM
& MACDOWELL, MARSHA PAULINE H/

MAILING ADDRESS

LEGALS

PO BOX 1270
CALDWELL ID 83606

16-5N-4W SW
TX 03255 GOVT LT 3 SW

SITE ADDRESS

27120 LON DAVIS RD PA

COMMENTS

REMARKS

SEE R38343-010
PRIOR ACCOUNT 5R38343000 0
PARCEL 05N04W166600 SRVY
INSTR 200323954 ACRES 5.00

8717340,9324174,9844595,9844271
SP37.82AC TO R38343-010(200323954)

Idaho Dept. of Water Resources Place of Use Comparison Report

| Type | WR # | Owner | Source | TRS | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | Total |
|-------|---------|-------------------------------------|-------------|----------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|
| Claim | 63 138C | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 188 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 189 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 190 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 191 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 296 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Claim | 63 303A | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | 8 | 5 | | | 10 | 18 | 41 |
| Rec | 63 138C | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |
| Rec | 63 188 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |
| Rec | 63 189 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |
| Rec | 63 190 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |
| Rec | 63 191 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |
| Rec | 63 296 | FARMERS
COOPERATIVE DITCH
CO, | BOISE RIVER | 05N04W16 | | | | | | | | | | | X | X | | | X | X | 0 |

[illegible]

[illegible]

Receipt Details for ID W009445

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

General Information:

| Date Received | Date Deposited | Region | Total Amount | Payment Type |
|----------------------|----------------|------------------|--------------|--------------|
| 2/23/1990 1:14:34 PM | 2/23/1990 | Western | \$309.00 | Check |
| Payer | | BROWN, THOMAS J. | | |

Account Information:

| Check # | Account # | Credit Card Name | Authorization # |
|----------------------|---------------------------|------------------|-----------------|
| 392 | | | |
| Card Expiration Date | Credit Card Transaction # | | |
| | | | |

Comment ADJUDICATION CLAIM FEE**Fee Detail:**

| Amount | Description | PCA | Fund | Fund Detail | Subsidiary | Object |
|----------|------------------------|--------|------|-------------|------------|--------|
| \$309.00 | ADJUDICATION CLAIM FEE | 410162 | 9337 | 0 | 0 | 6490 |

Refund(s):

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

Water Right Information:

| Basin Number | Sequence Number | Split Suffix | Amount | Type |
|--------------|-----------------|--------------|----------|-------|
| 63 | 8669 | | \$153.00 | Claim |
| 63 | 20892 | | \$25.00 | Claim |
| 63 | 4598 | | \$106.00 | Claim |
| 63 | 20893 | | \$25.00 | Claim |

[Print Report](#)



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

September 7, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

John and Marsha Mac Dowell
PO Box 1270
Caldwell, ID 83606

Notice of Claim to a Water Right No. 63-4598

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