

RECEIVED

JUN 07 1995

WATER RESOURCES
WESTERN REGION

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: A63-00161J

Date Received: 9/ 8/1989

Receipt No: C011305

Received By: KW

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARILYN BLICKENSTAFF

208-344-3407

Address: 1714 N 18TH ST

BOISE ID

83702

2. Date of Priority: MAY 1, 1866

3. Source: BOISE RIVER

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	9	NW	NW			ADA

5. Description of diverting works:

CONCRETE DIVERSION DAM, CANAL, EARTHEN LATERAL DITCH SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

7. Total Quantity Appropriated is:

0.200 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

700.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	27	SE	SE		IRR	5.0

Section Acres 5.0

01W	23	SE	NE	IRR	20.0
-----	----	----	----	-----	------

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	23	SW	NW		IRR	10.0
Section Acres							30.0
Total Acres							35.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

63-00230, 63-00231, 63-05262, 63-03618, 63-03614

14. Remarks:

A POWER OF ATTORNEY PROVIDES WRITTEN AUTHORIZATION FOR THE CHAIRMAN OF SETTLERS IRRIG. DIST. TO FILE THIS CLAIM. THIS WATER RIGHT IS EVIDENCED BY TRANSFER NO. 712.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.
Decree Plaintiff

RIVERSIDE IRR. DIST.
vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am President of
Title
Settlers Irrigation District, that I have signed the foregoing
Organization
document in the space below as President of
Title
Settlers Irrigation District and that the statements contained in the
Organization
foregoing document are true and correct.

X Don Smith
Signature of Authorized Agent

President Settlers Irrigation District
Title and Organization

6/6/95
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 6th day
of June 19 95

Vicki R. Keen
Notary Public

Seal



Residing at Boise, Idaho

My Commission Expires 5/12/2001

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: A63-00161J
Date Received: 9/ 8/1989
Receipt No: C011305
Received By: DE-kw

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: MARILYN BLICKENSTAFF 208-344-3407
Address: 1714 N 18TH ST
BOISE ID 83702

2. Date of Priority: MAY 1, 1866

3. Source: BOISE RIVER Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	02E	9		NW	NW		ADA

5. Description of diverting works:
CONCRETE DIVERSION DAM, CANAL, EARTHEN LATERAL DITCH SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.200		

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

8. Total consumptive use is 700.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01E	27	SE	SE		IRR	5.0
						Section Acres	5.0
	01W	23	SE	NE		IRR	20.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	23	SW	NW		IRR	10.0
Section Acres							30.0
Total Acres							35.0

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:

63-00230, 63-00231, 63-05262, 63-03618, 63-03614

14. Remarks:

A POWER OF ATTORNEY PROVIDES WRITTEN AUTHORIZATION FOR THE
CHAIRMAN OF SETTLERS IRRIG. DIST. TO FILE THIS CLAIM. THIS WATER
RIGHT IS EVIDENCED BY TRANSFER NO. 712.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

FARMERS CO-OP DITCH CO.

Decree Plaintiff

RIVERSIDE IRR. DIST.

vs Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number A63-00161JDate Received 9-08-89Receipt Number C011305 ✓

+ W019056

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 14 1995

WATER RESOURCES
WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) Marilyn Blickenstaff Phone (208) 344-3407Mailing Address 1714 N. 18th Street, Boise, Idaho Zip 837022. Date of Priority (Only one (1) per claim) May 1, 18663. Source of water supply (a) Boise Riverwhich is tributary to (b) Snake River4. a. Location of existing point of diversion is: Township 3N Range 2E Section 9,
1/4 of NW 1/4 of NW 1/4, Govt. Lot, B.M., County of Ada

Additional points of diversion if any: _____

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

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Reinforced concrete diversion dam
in river to earthen canal, to earthen lateral ditch system.

MICROFILMED

SEP 27 1996

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount .2 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .2 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 700 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
			See Exhibit C																200

Total number of acres irrigated 200

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

12. Do you own the property listed above as place of use? Yes _____ No x

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

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

Water Right Nos. 63-0230, 63-0231, 63-05262, 63-03618 & 63-03614 or None ()

14. Remarks: A power of attorney (Exhibit A) provides written authorization for the Chairman of Settlers Irrigation District to file this claim. This water right is evidenced by transfer no. 712 (Exhibit C).

Last Name Blickenstaff Ident No. _____

MICROFILMED
Copies: White -State, Yellow-Claimant
SEP 27 1996

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Page 2

63-0161 Tr. #712

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

#712 is in 3 parts in 2 separate sections.

Scale: 2 inches equals 1 mile

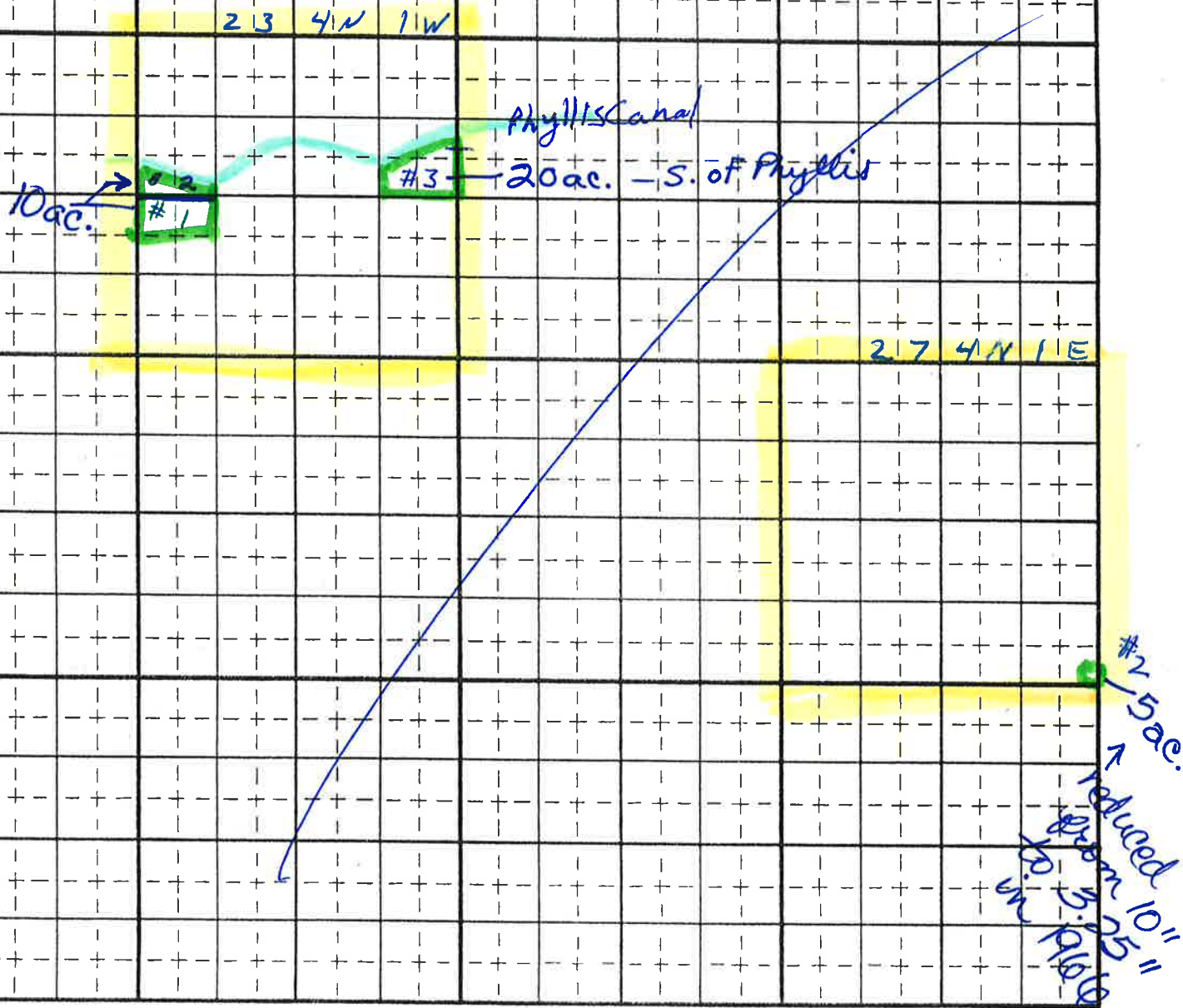
Sec. 23-4N-1W

Sec. 27-4N-1E

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JAN 06 1995

WATER RESOURCES
WESTERN REGION

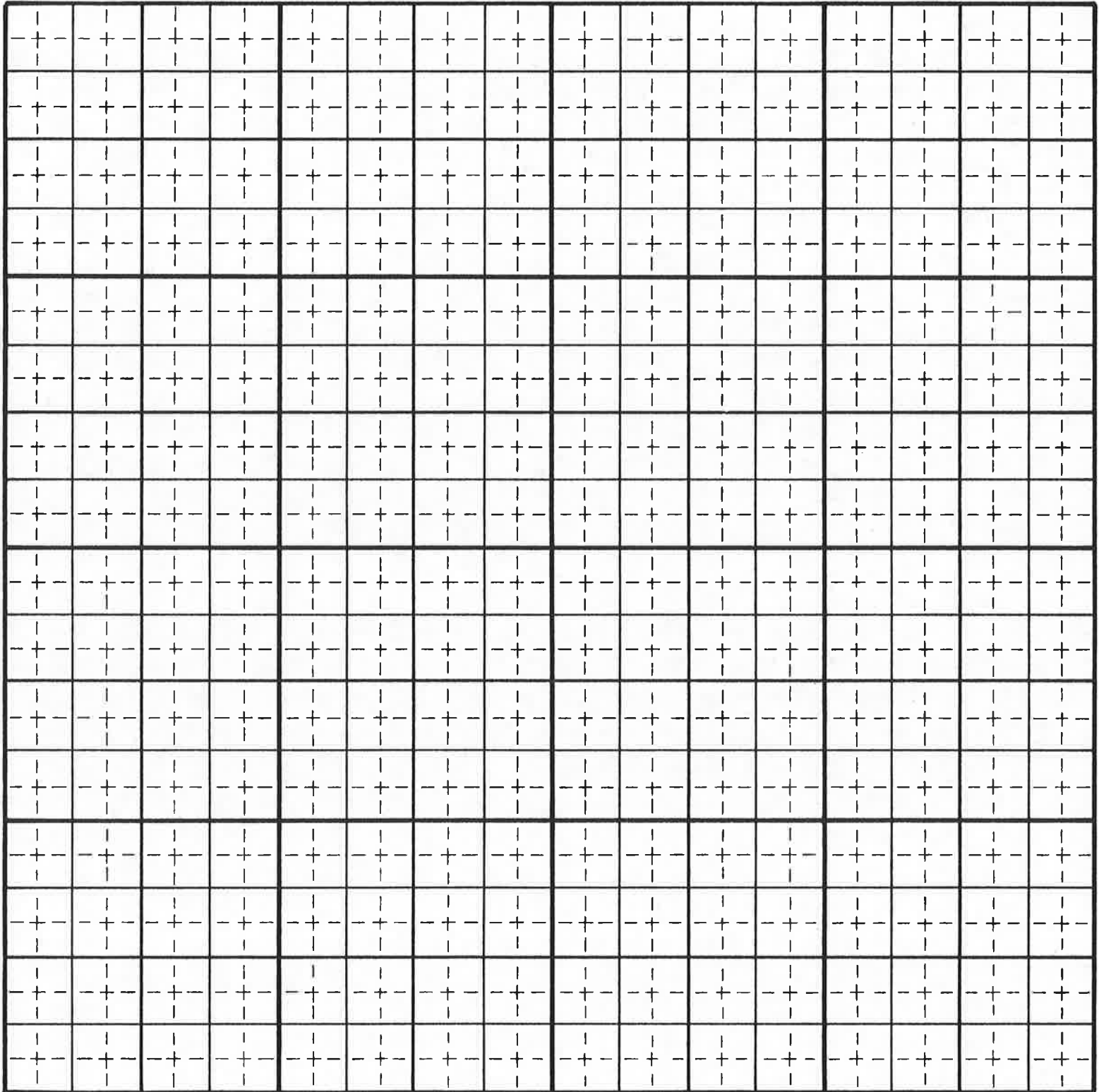


MICROFILMED

SEP 27 1996

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

Scale: 2 inches equals 1 mile See Exhibit B



Last Name Blickenstaff Ident No. _____

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SEP 27 1996
Copies: White-State, Yellow-Clamath

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree x
If applicable provide IDWR Water Right Number 63-0161
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)
(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled
"How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not x
wish to receive and pay a small annual fee for monthly copies of the docket sheet.
Number of attachments 3

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

Signature of Claimant (s) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am Chairman Title _____
of Settlers Irrigation District Organization _____, that I have signed the foregoing
document in the space below as Chairman Title _____ of Settlers Irrigation District Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Don Smitcher

Title and Organization Chairman / President Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 5th day of Sept 19 89

SEAL

Notary Public Zoe Ann M. Bicknell

Residing at Meridian Id

My Commission Expires 8-1-93

Please Print Name

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

Signature _____

Address _____

Date _____

Last Name Blickenstaff Ident. Number _____

MICROFILMED
SEP 27 1996

Copies White-State, Yellow-Claimant

RECEIVED

APR 14 1995

WATER RESOURCES
WESTERN REGION

LIMITED POWER OF ATTORNEY

I/We do hereby authorize and appoint Settlers Irrigation District and its duly elected and authorized officers and their agents to take all actions necessary or appropriate to prepare or cause to be prepared Notice of Water Right Claims and to execute and file the same on our behalf with the Idaho Department of Water Resources.

This authorization is limited to those Notice of Water Right Claims which describe and refer to water rights which allow the diversion and delivery of surface water from the Boise River through the Settlers Irrigation District water diversion and delivery system.

7 August, 1989
Date

Ardis M. Hewitt
Signature

ARDIS M. HEWITT
(Please print full name)

7 August 1989
Date

Marilyn J. Blickenstaff
Signature

MARILYN J. BLICKENSTAFF
(Please print full name)

RECORDED

SEP 27 1996

EXHIBIT A

IRRIGATION WATER SOURCES

Data based on 1975 agricultural season



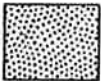
Private groundwater diversions



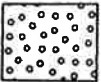
Combined small district and private Boise River diversions



Boise - Kuna Irrigation District (Boise River diversion)



Eagle Island Water Users (Boise River diversion)



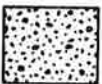
Farmers Union Ditch Co. (Boise River diversion)



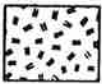
Little Pioneer Ditch Co. (Boise River diversion)



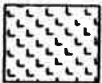
Nampa - Meridian Irrigation District (Boise River diversion)



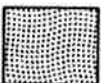
New York Irrigation District (Boise River diversion)



Pioneer Irrigation District (Boise River diversion)



Settlers Irrigation District (Boise River diversion)



Private Boise River tributary diversions



District surface water and supplemental private groundwater diversion

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SEP 27 1996

Shawburg No. 5119

EXHIBIT

B

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Certificate of Water Right
Transferred Right No. 718

THIS IS TO CERTIFY That CONSUMERS' WATER CORPORATION, through W. W. Howell, Vice-President, of Boise, Idaho, is the owner of and using a certain water right, bearing priority date of May 1, 1866, for 2500 inches, or 50 cubic feet per second, of the waters of Boise River, County of Ada, State of Idaho, decreed to Joseph Perrault and Richard Z. Johnson, by decree of Judge George H. Stewart, of the District Court of the Seventh Judicial District of the State of Idaho, in and for the County of Canyon, bearing date of January 18, 1906, in the case of

FARMERS' COOPERATIVE DITCH COMPANY,

Plaintiffs,

vs.

RIVERSIDE IRRIGATING DISTRICT, ET AL.,

Defendants,

(Being Right No. 30 of the above decree), being appurtenant to the following described lands, situate, lying and being in Water District No. 12-A, County of Ada, and State of Idaho, to-wit:

Town lots and agricultural lands lying under what is known as the Walling Ditch, or Boise Valley Water Ditch, or Consumers' Canal, in Sections 11, 12, 13 and 14, Township 3 North, Range 2 East, B.M., and Sections 28, 29, 32, 33 and 34, Township 4 North, Range 2 East, B.M.

That the said decree has been entered in the records of the Department of Reclamation of the State of Idaho, in Volume 5 of Decrees, beginning at page 410 thereof.

That the said Consumers' Water Corporation has become the owner of said water right through mesne conveyance.

And that now, upon the application of CONSUMERS' WATER CORPORATION, through W. W. Howell, Vice-President, of Boise, Idaho, for a Certificate of Transfer of Water Right, made before the State Reclamation Engineer of the State of Idaho, and the said application having been granted, the right to the use of 45 inches (or 0.90 cubic foot per second) of the waters of Boise River from the lands above described is HEREBY ABANDONED, and the tracts of land to be irrigated, with their respective amounts of water rights, under such right, and to which the water right HEREBY CONFIRMED shall be made appurtenant by this certificate, for a more efficient and economical distribution and use of applicant's water right, are described as follows, to-wit:

MICROFILMED

EXHIBIT C

50
Nash

54 NW 1/4
S 23 1/2

55 NW 1/4
S 27 1/4 NW 1/4

56 NW 1/4
S 27 1/4 NW 1/4

57 NW 1/4
S 27 1/4 NW 1/4

58 NW 1/4
S 27 1/4 NW 1/4

59 NW 1/4
S 27 1/4 NW 1/4

60 NW 1/4
S 27 1/4 NW 1/4

10 inches, or 0.20 cubic foot per second, to lands above

Phyllis Canal, in S 21 NW 1/4 Section 25, Township 4 North,

Range 1 West, B. M.

10 inches, or 0.20 cubic foot per second, to Lot 1, Town Mountain

First Subdivision, Ada County, Idaho, located in the S 21

Section 27, Township 4 North, Range 1 West, B. M.

25 inches, or 0.50 cubic foot per second, to NW 3/4 Section 24, NE 1/4

and Section 25, NW 1/4 Section 25, Township 4 North,

Range 1 West, B. M.

Said water to be limited at any time to an amount actually needed and

beneficially used for such purposes, and shall not exceed the following amount,

to-wit:

45 inches, or 0.90 cubic foot per second, with date

of priority of May 1, 1886.

That the water right hereby transferred has heretofore been conducted

to the first above described lands through what is known as the Milling Ditch,

or Boise Valley Water Ditch, or Consumers' Canal, with point of diversion in

Section 24, Township 3 North, Range 3 East, B. M.

That the water right hereby transferred will hereafter be conducted

to the last above described lands through the Settlers' Canal, with point of

diversion in Section 9, Township 3 North, Range 3 East, B. M.

That the right to the use of the water aforesaid, hereby confirmed,

is restricted to the lands or places of use last above described, as provided

by the laws of the State of Idaho.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the

official seal of the Department of Reclamation of the State of Idaho to be

hereunto affixed, at Boise, Idaho, this 14th day of June, A. D. 1947.

Frank R. Stucky
MARK R. BULL
State Reclamation Engineer

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

FIRST CLASS



UNITED STATES POSTAGE
FITNEY BOWES
02 1A
0004389393
\$ 00.83
DEC 15 2005
MAILED FROM ZIP CODE 83702

RECEIVED

DEC 20 2005

WATER RESOURCES
WESTERN REGION

RECEIVED

DEC 19 2005

DEPARTMENT OF
WATER RESOURCES



MARILYN BLICKENSTAFF
1714 N 18TH ST
BOISE ID 83702

63-161J

RECEIVED

19 2005

DEPARTMENT OF
WATER RESOURCES

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
1735 AIRPORT WAY
BOISE, IDAHO 83705

FIRST CLASS



MARILYN BLICKENSTAFF
1714 N 18TH ST
BOISE ID 83702

RECEIVED
NOV 07 2005
WATER RESOURCES
WESTERN REGION

Fund 5X
UAA RX-208

63-161J

2600N Milwaukee #205
ADDRESS SERVICE R0110 83704

Resent 11-7-05

10/30/2005

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

RIGHT NUMBER: 63-161J

NAME AND ADDRESS: MARILYN BLICKENSTAFF
1714 N 18TH ST
BOISE ID 83702

SOURCE: BOISE RIVER

TRIBUTARY: SNAKE RIVER

QUANTITY: 0.200 CFS

PRIORITY DATE: 05/01/1866

POINT OF DIVERSION:
T03N R02E S9 SWNE Lot 7 Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.200 CFS
Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.		

PLACE OF USE: IRRIGATION Within ADA County

T04N R01E S27	SESE	5.0	T04N R01W S23	SENE	21.0
T04N R01W S23	SWNW	9.0			

35 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 - Decreed

This right is delivered via the Settlers Irrigation District Canal system.

This right is designated as Right No. 30 in the Boise River Stewart Decree and Boise River Water Distribution Report.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-161J V1

WATER RIGHT NUMBER: 63-161J V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARILYN BLICKENSTAFF 1714 N 18TH ST BOISE, ID 83702 (208)344-3407
Original Owner	RICHARD Z JOHNSON BOISE, ID
Original Owner	JOSEPH PERRAULT BOISE, ID
Original Owner	CONSUMERS WATER CORP BOISE, ID

Priority Date: 05/01/1866

Basis: Decreed

Status: Active

<u>Source</u>	<u>Tributary</u>
BOISE RIVER	SNAKE 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	0.200 CFS	
	<u>Total Diversion:</u>	0.200 CFS	

Location of Point(s) of Diversion

BOISE RIVER	L7 (SW1/4NE1/4)	Sec. 9, Twp 03N, Rge 02E, B.M.
ADA County		

Place of Use

IRRIGATION Within ADA County

T04N R01E S27	SESE	5.0	T04N R01W S23	SENE	21.0
---------------	------	-----	---------------	------	------

T04N R01W S23	SWNW	9.0
---------------	------	-----

Total Acres: 35

Conditions of Approval:

1. This right is delivered via the Settlers Irrigation Distict Canal system.
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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-161J V1

3. S45 Diversion for irrigation under this water right prior to April 1 and after October 31 shall occur only as authorized by the Water District 63 Water Master and only when water is being released for flood control by the United States from the Lucky Peak Dam outlet under procedures and requirements for the Memorandum of Agreement between the U.S. Department of the Army and the U.S. Department of the Interior for Flood Control Operations of the Boise River Reservoirs, dated November 20, 1953, the Water Control Manual for Boise River Reservoirs dated April 1985 and any future amendments or revisions made thereto pursuant to state or federal procedures or law; provided that any such use of this water right prior to April 1 and after October 31 shall be subordinated to water rights for storage in Lucky Peak Reservoir, Lake Lowell, Arrowrock Reservoir, and/or Anderson Ranch Reservoir, as decreed in SRBA Case No. 39576.
4. This right is designated as Right No. 30 in the Boise River Stewart Decree and Boise River Water Distribution Report.

Remarks:Comments: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>
Contacts	10/30/2005 11:25:27 AM	jshurte			Active
Priority Date	10/30/2005 11:25:50 AM	jshurte			Active
POD	10/30/2005 11:26:16 AM	jshurte			Active
POD	10/30/2005 11:35:11 AM	jshurte			Active
Source	10/30/2005 11:37:17 AM	jshurte			Active
POU	10/30/2005 12:32:47 PM	jshurte			Active
Use	10/30/2005 12:36:34 PM	jshurte			Active
Season	10/30/2005 12:37:08 PM	jshurte			Active
Quantity	10/30/2005 12:40:19 PM	jshurte			Active
Summary			10/30/2005	jshurte	Active

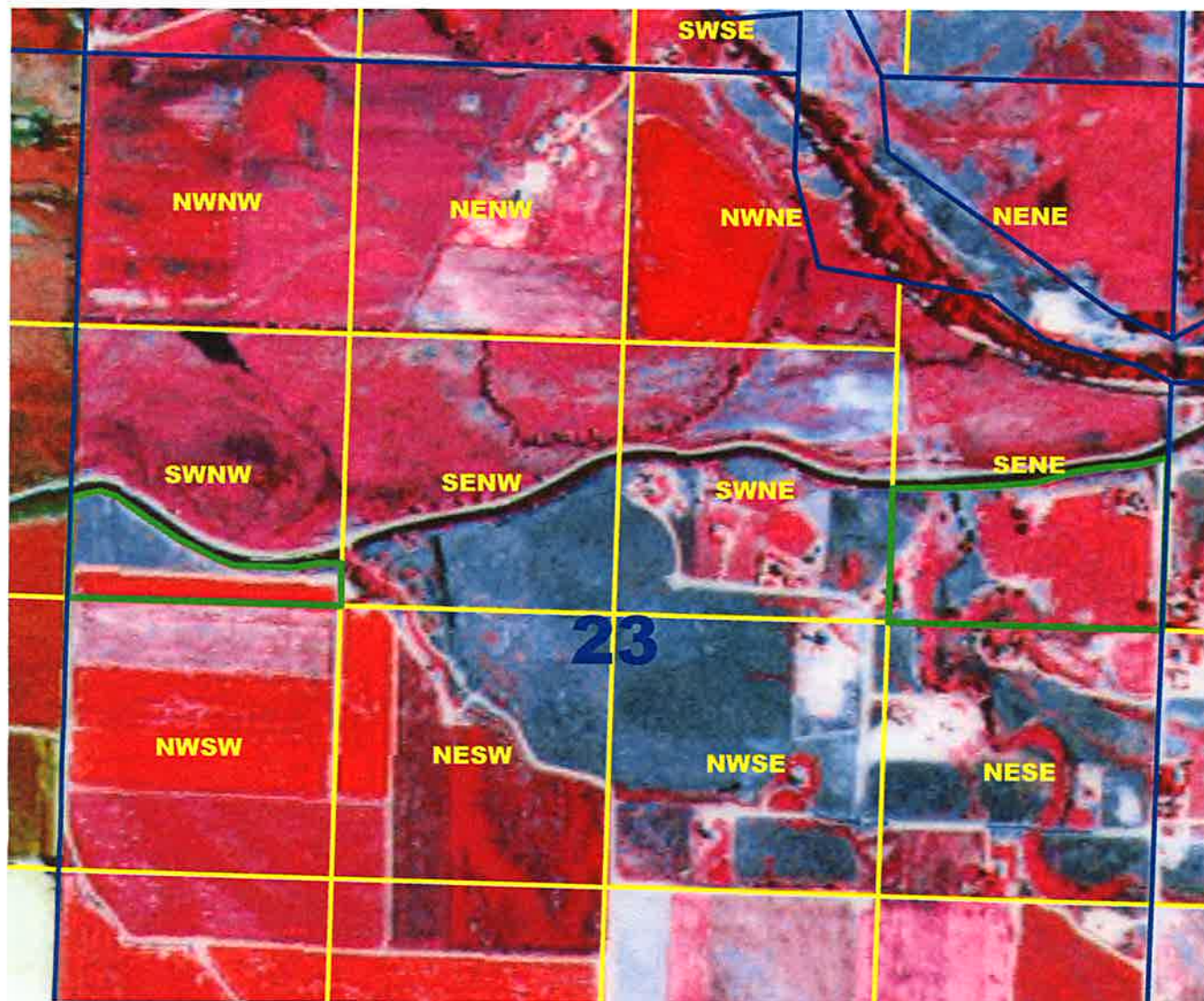
Water Supply Bank:

IDAHO DEPT OF WATER RESOURCES

Claim No. 63-161J

#1

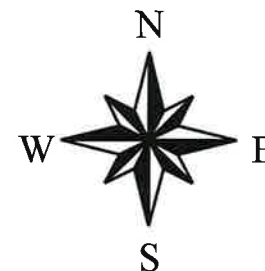
Twp. 4N, Rge. 1W
SWNW & SENE, Sec. 23



-  **Place of Use**
-  **1/41/4 Lines**
-  **Section Lines**
-  **Pt. of Diversion**

Prepared by:
Jan Shurte
10-30-05

1000 0 1000 Feet

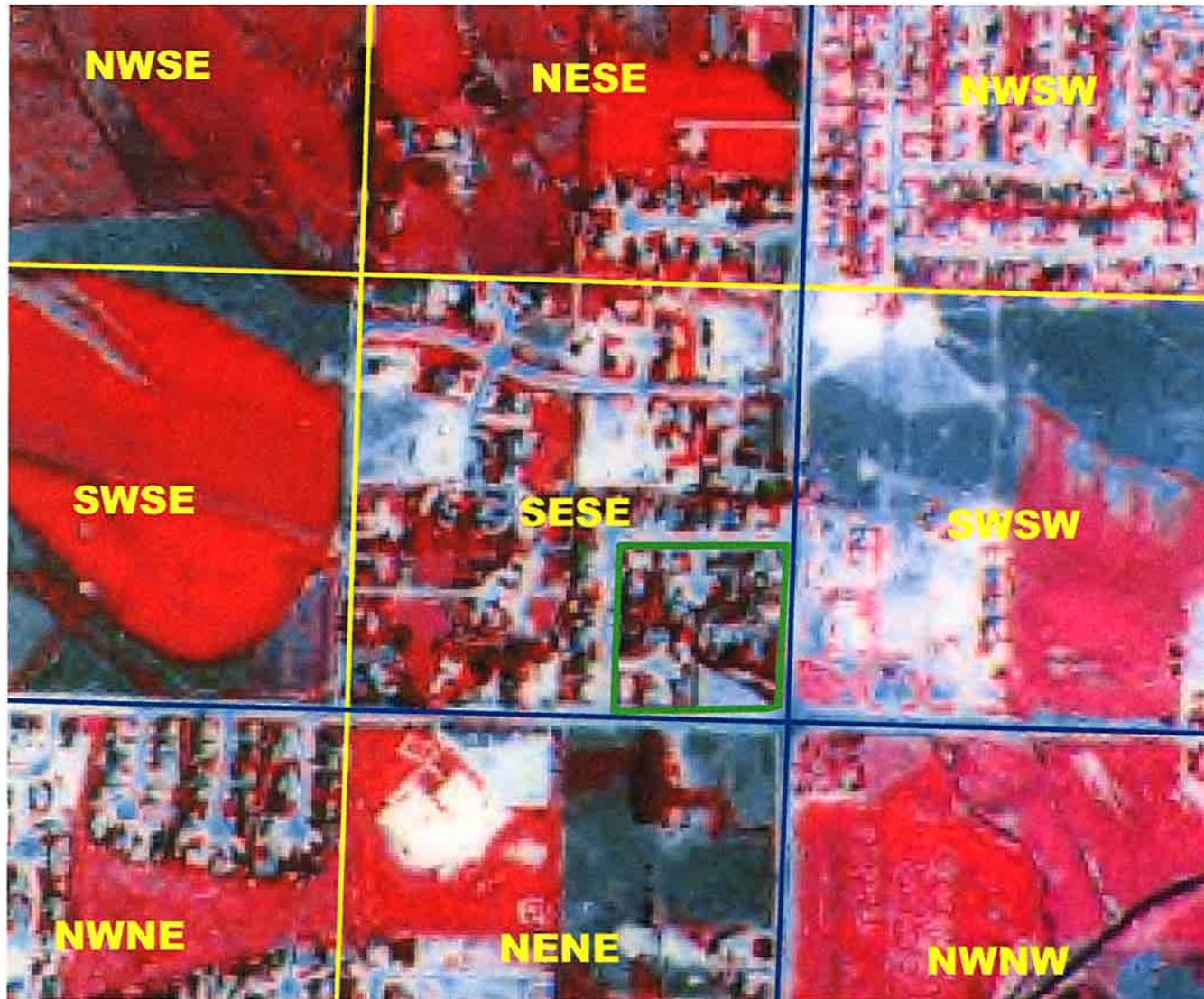


IDAHO DEPT OF WATER RESOURCES

#2

Claim No. 63-161J

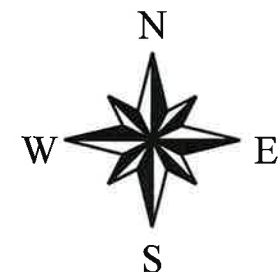
Twp. 4N, Rge. 1E
SESE, Sec. 27



-  Place of Use
-  1/41/4 Lines
-  Section Lines
-  Pt. of Diversion

Prepared by:
Jan Shurte
10-30-05

1000 0 1000 Feet



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

CLAIM NO(s).

63-1615

1. No Change NAME IS SAME

NEW OWNER: _____

No Change ADDRESS

NEW ADDRESS: _____

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

Priority date, per claimant, is: _____

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

3. No Change — SAME SOURCE

Source is different than that claimed:

*Delivered thru Walling
ditch from Settler
Canal.*

Source found: _____

4. No Change — POINT OF DIVERSION

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

Settler's Canal P/D

Township 3N Range 2E Section 9 1/4 SW 1/4 NE
Township _____ Range _____ Section _____ 1/4 _____ 1/4 _____

5. No Change - DESCRIPTION OF DIVERTING WORKS

Incomplete description, list below:

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

Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA
Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA
Use	_____	From	_____	To	_____	Amount	_____	CFS	_____	AFA

7. No Change - TOTAL VOLUME *N/A*

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

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

8. No Change - NON-IRRIGATION USES:

Changes Exam found:

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

Additional comments: _____

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

*HOWEVER, NO MAPS
IN 2007 712 TO SHOW*

Use:	_____	Township	_____	Range	_____	Section	_____	1/4	_____	1/4	_____	<i>ACTUAL</i>
Use:	_____	Township	_____	Range	_____	Section	_____	1/4	_____	1/4	_____	<i>LOCATION OF</i>
Use:	_____	Township	_____	Range	_____	Section	_____	1/4	_____	1/4	_____	<i>US ACRES</i>
Use:	_____	Township	_____	Range	_____	Section	_____	1/4	_____	1/4	_____	<i>NO LONGER</i>

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

OWNED IN THE

Note: This right is delivered thru the Settler's NAME OF

** is opening golf course now. MARLYN*

Will outline area larger than poll BRICKENSTAFF.

with the limits of 20 acres at opening

SYSTEM DIAGRAM INCLUDED

NA

Shown on GIS Layout

Other poll is further south.

CK IF IN OFFICE EXAM

DATE EXAM CONDUCTED: *10-30-05*

FIELD EXAMINER:

JAN THURTELL

Print Name

[Signature]

Signature

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-161J**

10/30/2005

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-161J	Claim	04N	01E	27	SE	SE		IRRIGATION	5/35	MARILYN BLICKENSTAFF
63-161J	Water Right	04N	01E	27	SE	SE		IRRIGATION		CONSUMERS WATER CORP
63-3614B	Claim	04N	01E	27	SE	SE		IRRIGATION FROM STORAGE	30/10964.2	SETTLERS IRRIGATION DISTRICT
63-3618B	Claim	04N	01E	27	SE	SE		IRRIGATION FROM STORAGE	30/10964.2	SETTLERS IRRIGATION DISTRICT
63-5262B	Claim	04N	01E	27	SE	SE		IRRIGATION FROM STORAGE	30/10964.2	SETTLERS IRRIGATION DISTRICT
63-145	Claim	04N	01W	23	SE	NE		IRRIGATION	11/1826	EUREKA WATER CO
63-161J	Claim	04N	01W	23	SE	NE		IRRIGATION	20/35	MARILYN BLICKENSTAFF
63-15662	Claim	04N	01W	23	SE	NE		IRRIGATION	3/3	MERRILEE P MORTON
63-16383	Claim	04N	01W	23	SE	NE		IRRIGATION	11/1826	EUREKA WATER CO
63-3614B	Claim	04N	01W	23	SE	NE		IRRIGATION FROM STORAGE	20/10964.2	SETTLERS IRRIGATION DISTRICT
63-3618B	Claim	04N	01W	23	SE	NE		IRRIGATION FROM STORAGE	20/10964.2	SETTLERS IRRIGATION DISTRICT
63-5262B	Claim	04N	01W	23	SE	NE		IRRIGATION FROM STORAGE	20/10964.2	SETTLERS IRRIGATION DISTRICT
63-4935	Claim	04N	01W	23	SE	NE	3	IRRIGATION	16/27	GARY ENZMINGER
63-4935	Water Right	04N	01W	23	SE	NE	3	IRRIGATION	17/32	SANDRA L BODILY
63-145	Claim	04N	01W	23	SW	NW		IRRIGATION	33/1826	EUREKA WATER CO
63-161J	Claim	04N	01W	23	SW	NW		IRRIGATION	10/35	MARILYN BLICKENSTAFF
63-16383	Claim	04N	01W	23	SW	NW		IRRIGATION	33/1826	EUREKA WATER CO
63-10572	Water Right	04N	01W	23	SW	NW		IRRIGATION	2/128	SPURWING LIMITED PARTNERSHIP
63-3614B	Claim	04N	01W	23	SW	NW		IRRIGATION FROM STORAGE	10/10964.2	SETTLERS IRRIGATION DISTRICT
63-3618B	Claim	04N	01W	23	SW	NW		IRRIGATION FROM STORAGE	10/10964.2	SETTLERS IRRIGATION DISTRICT
63-5262B	Claim	04N	01W	23	SW	NW		IRRIGATION FROM STORAGE	10/10964.2	SETTLERS IRRIGATION DISTRICT

OK

16

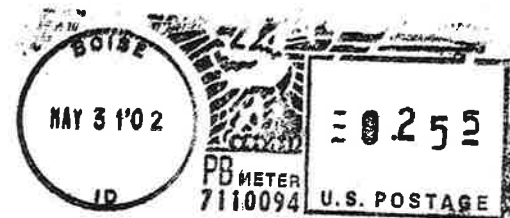
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

63-161 g

MARILYN BLICKENSTAFF
1714 N 18TH ST
BOISE ID 83702

PRESORTED
FIRST CLASS



RECEIVED

JUN 12 2002

WATER RESOURCES
WESTERN REGION

BLIC714 837022007 1502 17 06/08/02
RETURN TO SENDER
BLICKENSTAFF MARILYN
2600 N MILWAUKEE ST APT 101
BOISE ID 83704-5764

RETURN TO SENDER

837200838 83702



Sent again
6/13/02



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 29, 1994

RE: Notice of SRBA Claims to Water Rights Submitted by Settlers
Irrigation District

Scott L. Campbell
ELAM & BURKE
P.O. Box 1539
Boise, ID 83701

Dear Mr. Campbell:

We have completed our initial review of the claims submitted by Settlers Irrigation District. During this review of the claims, we encountered several problems which must be clarified &/or addressed before we can process the information.

The claims submitted on Rights A63-00161Q, A63-00161J, A63-00170A and A63-00169A refer to Water Right Transfers Nos. 737, 712, 736 and 871 respectively. We cannot data enter these claims until we receive further information in regard to the place of use for these rights, so we are returning the original claims to you with this letter. Although the transfers attached to the claims identify legal descriptions of the place of use, they are not specific enough. We must have the number of irrigated acres in each 40-acre tract identified on the claims. To aid you and your clients in completing this, I have attached an ortho-photo quad to each of these claims which I have marked the place of use identified on the transfer for your convenience. Please mark the number of acres in each 40-acre tract on the ortho-photo quads and return the claims and quads to me.

I found that Claim Nos. A63-00161AN, A63-00161A, A63-00161AC, A63-00161BA, A63-00161T, A63-00198A and A63-22227 have been data entered with information contained on the transfer attachments. In reviewing these claims I believe that we need to confirm that the place of use has been accurately described. Copies of these claims and corresponding ortho-photo quads with the place of use marked are enclosed for your review. If you find that the legal descriptions are not correct, amended claims will need to be submitted.

MICROFILMED

OCT 02 1996

Enclosed for your files are the yellow copies of Notice of Claims to Water Right Nos. A63-00230 (amended by Settler's Irrigation District on March 18, 1992 to include 200 additional acres; and then renumbered to A63-00230F pursuant to our water right records), and A63-00231. Also enclosed are data entered copies of these claims. I am wondering if Claim A63-00231 should also be amended to include the 200 acres added to A63-00230F. If so, please advise me and I will prepare an amended claim for your convenience.

In reviewing Claims A63-00230F and A63-00231, along with other claims submitted on the original rights, I have found that the claims are in excess of the original decreed amount. Right 63-00230 was decreed for 99.06 cfs and was then split into parts by transfers of portions of the right. Right 63-00231 was decreed for 73.44 cfs and was then split into parts. The claims will be scrutinized when we conduct our field review to avoid showing an expansion of the decreed amounts.

We have received a claim, which we numbered A63-22192 (evidenced by Transfer No. 50), which is a combination of Rights 63-00230C (priority of 10/17/1884) and 63-00231C (priority of 6/1/1891), and a claim which we numbered A63-27516 (evidenced by Transfer No. 45) which is a combination of Rights 63-00230B and 63-00231B. Be advised that since these rights have been combined on one claim form the priority date may be advanced to the priority of the latter of the two rights (6/1/1891).

Enclosed are Claim Nos. A63-03614, A63-03618, and A63-05262 which are for storage of water within federal facilities. The original water rights are in the name of the U.S. Dept. of Interior, Bureau of Reclamation. Claims for these rights have been submitted by the Bureau of Reclamation, resulting in duplicate filings. As you can see, these claims are not included in the breakdown of the fees previously submitted and will require filing fees if pursued.

I did not locate a SRBA claim on Right 63-00287 (old number 85-A) which is for 36" of water to be delivered through Settlers Canal. I have included a listing of the current water right record for your information. A claim should be submitted if Settlers delivers this 36" of water through their system.

Enclosed is a breakdown of the fees submitted under Receipt No. C011305 as shown in our records. Please note that we have not received the correct filing fees for Settler's claims. I have found that some of the claims submitted are for irrigation of lands that are not included under the land list on Claim A63-00230F. Based on review of the claims that I could complete an overlap review on, the filing fees due are \$294.00. There are several claims (as discussed in paragraph 2) that I could not determine if the lands were previously paid for or not. I have also enclosed a summary to show where the additional fees are required.

It would be very helpful for our review of these claims if Settlers would submit a map showing all of the lands currently receiving water

MICROFILMED
OCT 02 1996

from their system. We have found using ortho-photo quads for platting this information is helpful.

Please complete the above items, **initial and date any changes or additions** to the claim forms, and return them, with the requested fee, to our office. We will begin our field review of Basin 63 at the end of this summer and these claims need to be in our computer system by then. If you need help in completing the items identified or have any questions concerning this letter, please feel free to contact me. I would be happy to meet with you and/or board members from Settlers, if you would like to call and set up an appointment.

Sincerely,

A handwritten signature in cursive script that reads "Kay Walker".

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:kw
Enclosures

cc: Settlers Irrigation District

MICROFILMED
OCT 02 1996

MEMORANDUM

June 22, 1995

TO: SRBA Claims Submitted by Settler's Irrigation District

FROM: KAY WALKER *Kay*

RE: Correspondence prior to June 22, 1995

See File A63-00230F for all correspondence concerning
Settler's claims and claims they submitted for private individuals.

MICROFILMED
SEP 27 1996

4-3-91

CLAIMANT'S NAME

Blickenstaff

CLAIM IDENT. NO.

Portion of
A63-00161J

DATE RECEIVED

9-8-89

RECEIPT #

0011305

AMOUNT \$

Require

Info?

YES

NO

*

1. Is the name and address complete with zip code? ☒ YES ☐ NO *
2. Is a priority date entered? ☒ YES ☐ NO *
- Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO *
3. (a) Is a source entered? ☒ YES ☐ NO *
- (b) Is a tributary to entered? (if required) ☒ YES ☐ NO N/A *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO *
5. Is there a description of the diverting works? ☒ YES ☐ NO *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form ☒ YES ☐ NO *
- Is the period of use included? ☒ YES ☐ NO *
- Is a quantity claimed for each use? ☒ YES ☐ NO *
7. Is a total quantity claimed entered? ☒ YES ☐ NO *
8. If required is a consumptive use entered? ☒ YES ☐ NO N/A *
- Is the consumptive use correct? ☒ YES ☐ NO N/A *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 ☒ YES ☐ NO N/A *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☒ over
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☒ add "Ada"
12. Is the ownership of p.u. checked? ☒ YES ☐ NO
13. Are other water rights listed or "none" indicated?
(See Item No.'s 16 & 17 for checking other water rights) ☒ YES ☐ NO
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO N/A
15. Is the basis of the claim indicated? ☒ YES ☐ NO
16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? ☒ YES ☐ NO N/A *
- (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim)
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? ☒ YES ☐ NO N/A
- (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.
18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO N/A
19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO *
20. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO *
21. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO *
22. Is the fee enclosed correct? ☒ YES ☐ NO Exempt *

SEP 27 1989

23. Should this claim be data entered?

YES

NO

Claim reviewed by:

Ray Walker

Date

11-18-92

Claim data entered by:

Date

Claim is being returned to claimant:

☒

(Yes)

(No)

Claimant is being notified of modifications:

☐

(Yes)

(No)

Comments:

Place of use is identified on Trans. #712 but does not identify number of acres in each 40 ac. tract

Compared claim to water right & decree. Need to establish exactly where water is used.

This claim is for a portion of 63-00161J.

See also A63-10572 - irrig. from gw 2.9 cfs