

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 63-30969
Date Received: 8/20/1998
Receipt No: W024296
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BRIAN CALLAHAN Phone: (208) 922-5890
1230 BRAITHWAIT LN
KUNA ID USA 83634

2. Date of Priority: 08/06/1998

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	01E	29	SE SW	ADA	

5. Description of diverting works:

6" WELL

6. Water is used for the following purposes:

Purpose	From To	C.F.S.	(or) A.F.A
DOMESTIC	1/01 12/31	0.04	1.2

7. Total Quantity Appropriated is:

0.04 C.F.S. and/or 1.2 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
02N	01E	29	SE	SW	DOMESTIC	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

15. Basis of Claim: Beneficial Use

**SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM**

Water Right Number(s): 63-30969

Previous Mailing Address: 5451 ONAGA PL
Boise, ID 83716

New Mailing Address: 1230 Braithwait LN
Kuna, ID 83634

Telephone Number: (208) 922-5890

Signature of all Claimant(s): Brian Callahan
Please print your name below your signature.

Brian Callahan

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

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: A63-30969

Date Received: 8/20/1998

Receipt No: W024296

Received By: SB

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BRIAN CALLAHAN 208-388-0838
Address: 5451 ONAGA PL
BOISE ID 83716

2. Date of Priority: AUG 6, 1998

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01E	29	SE	SW			ADA

5. Description of diverting works:
6" WELL

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.040		1.20

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 1.20 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	01E	29	SE	SW		DOMEST	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

14. Remarks:

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): *Brian Colahan* Date: *8-20-98*

Date: _____

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

Subscribed and sworn (or affirmed) before me this *20th* day
of *August* 19 *98*
Kathlyn A. Walker
Notary Public

Seal

Residing at *Boise, Idaho*
My Commission Expires *2/14/99*

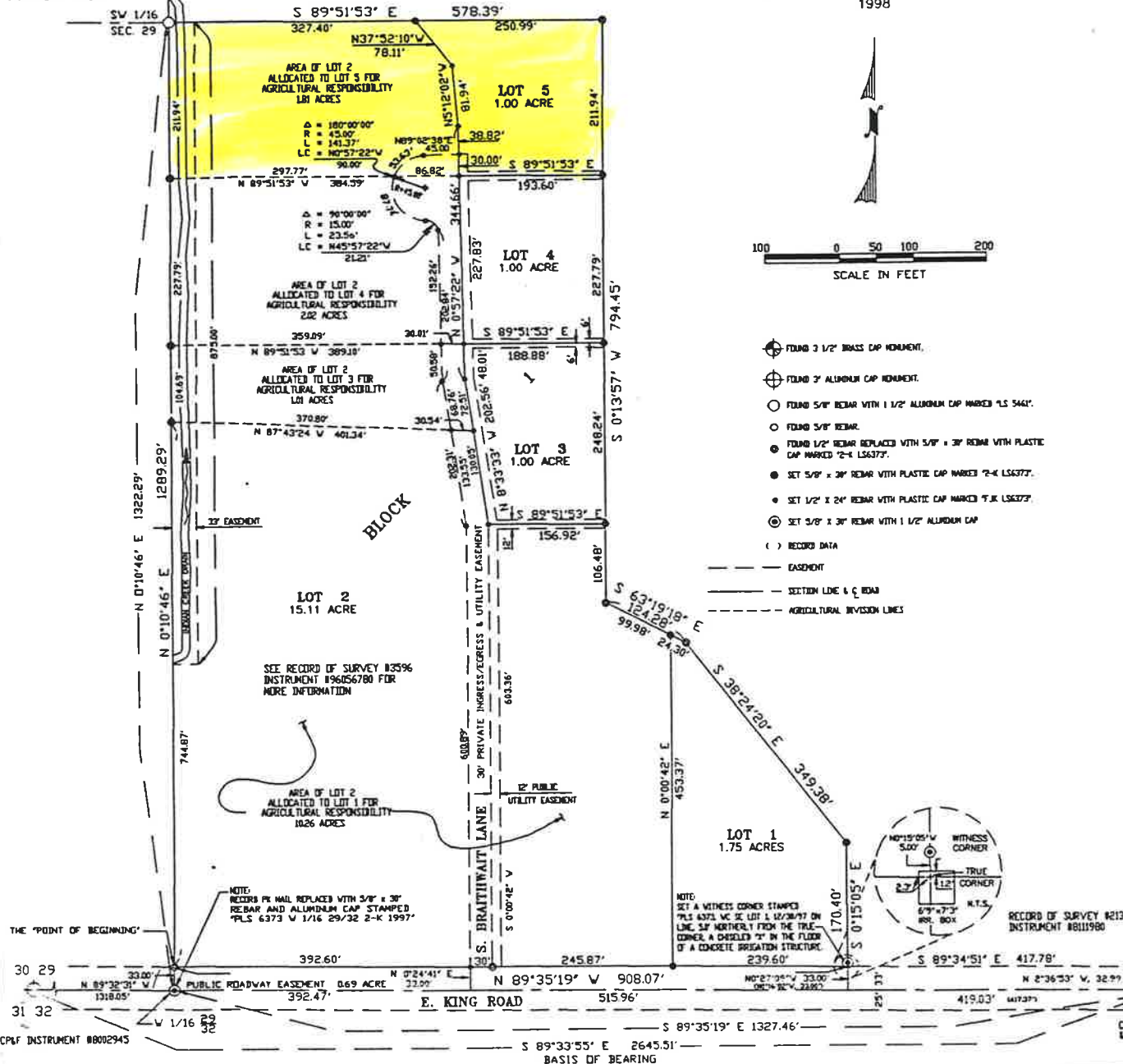
BRAITHWAIT SUBDIVISION

A PORTION OF THE SE 1/4 OF THE SW 1/4 OF SECTION 29,
T. 2 N., R. 1 E., B.M., ADA COUNTY, IDAHO

1998

PURE COUNTRY
ESTATES

RECORD OF SURVEY #2459
INSTRUMENT #9332900



NOTES

- BUILDING SETBACKS AND DIMENSIONAL STANDARDS IN THIS SUBDIVISION SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS OF ADA COUNTY.
- ANY RE-SUBDIVISION OF THIS PLAT SHALL COMPLY WITH THE APPLICABLE REGULATIONS IN EFFECT AT THE TIME OF THE RE-SUBDIVISION.
- THIS DEVELOPMENT RECOGNIZES SECTION 22-4503 OF THE IDAHO CODE, RIGHT TO FARM ACT, WHICH STATES: "NO AGRICULTURAL OPERATION OR AN APPURTENANCE TO IT SHALL BE OR BECOME A NUISANCE, PRIVATE OR PUBLIC, BY ANY CHANGED CONDITIONS IN OR ABOUT THE SURROUNDING NON-AGRICULTURAL ACTIVITIES AFTER THE SAME HAS BEEN IN OPERATION FOR MORE THAN ONE (1) YEAR, WHEN THE OPERATION WAS NOT A NUISANCE AT THE TIME THE OPERATION BEGAN PROVIDED, THAT THE PROVISIONS OF THIS SECTION SHALL NOT APPLY WHENEVER A NUISANCE RESULTS FROM THE IMPROPER OR NEGLIGENT OPERATION OF ANY AGRICULTURAL OPERATION OR APPURTENANCE TO IT."
- LOT 2 OF BLOCK 1, THE OPEN SPACE LOT SET ASIDE FOR AGRICULTURAL PURPOSES WHICH ARE TO BE A SHARED PRIVILEGE AND RESPONSIBILITY ALLOCATED AS SHOWN TO THE OWNERS OF EACH LOT, IS A DEED RESTRICTED LOT AND MAY ONLY BE USED FOR OPEN SPACE AS DEFINED IN THE NON-FARM DEVELOPMENT SECTION OF THE ADA COUNTY CODE, SECTION 8-49-7 AND IN THE PLANNED DEVELOPMENT PROVISIONS OF ADA COUNTY CODE FOUND IN TITLE 8, CHAPTER 9. THE DEED RESTRICTED LOT MAY ONLY BE USED IN THE MANNER SPECIFIED IN THE CONDITIONS OF APPROVAL, ISSUED BY ADA COUNTY'S DEPARTMENT OF DEVELOPMENT SERVICES. THIS LOT MUST BE USED IN THE AFORESAID MANNER FOR A PERIOD OF NOT LESS THAN FIFTEEN (15) YEARS FROM THE RECORDING DATE OF THE FINAL PLAT.
- THE INDIVIDUAL LOTS DESCRIBED IN THIS PLAT WILL NOT BE SERVED BY ANY WATER SYSTEM COMMON TO ONE (1) OR MORE LOTS, BUT WILL BE SERVED BY INDIVIDUAL WELLS (IDAHO CODE 50-1304).
- DELIVERY OF IRRIGATION WATER TO ALL PARTS OF THIS SUBDIVISION PREVIOUSLY IRRIGATED, SHALL BE BY AN EXISTING AND REVISED OPEN FLOOD IRRIGATION SYSTEM, WHICH COMPLIES WITH LC 31-3805.
- OTHER THAN THE ACCESS POINTS SPECIFICALLY APPROVED BY ADA COUNTY HIGHWAY DISTRICT, DIRECT LOT OR PARCEL ACCESS TO KING ROAD IS PROHIBITED.
- PUBLIC UTILITY EASEMENTS, 12.00 FEET WIDE, LIE ALONG THE EASTERN SIDE OF THE S. BRAITHWAIT LANE EASEMENT, AND ARE CENTERED UPON THE INTERIOR LOT LINES BETWEEN LOTS 3, 4 & 5, AND ALSO UPON THE SOUTH LINE OF LOT 3.

APPROVAL OF CENTRAL HEALTH DISTRICT

SANITARY RESTRICTIONS AS REQUIRED BY IDAHO CODE TITLE 50 CHAPTER 13 HAVE BEEN PARTIALLY SATISFIED AND ARE LIFTED FOR THE FOLLOWING LOTS:
BLOCK 1 LOTS 1 & 3

SANITARY RESTRICTIONS AS REQUIRED BY IDAHO CODE TITLE 50 CHAPTER 13 HAVE NOT BEEN SATISFIED AND ARE IN FORCE FOR THE FOLLOWING LOTS:
BLOCK 1 LOTS 4 & 5

NO OWNER SHALL CONSTRUCT ANY BUILDING, DWELLING OR SHELTER WHICH NECESSITATES THE SUPPLYING OF WATER OR SEWAGE FACILITIES FOR PERSONS USING SUCH PREMISES UNTIL SANITARY RESTRICTION REQUIREMENTS ARE SATISFIED AND LIFTED.

DATE:

DISTRICT HEALTH DEPARTMENT, DHS

CERTIFICATE OF SURVEYOR

I, FORREST J. KEIRNES, DULY REGISTERED PROFESSIONAL LAND SURVEYOR IN AND FOR THE STATE OF IDAHO, DO HEREBY ATTEST THAT THIS RECORD OF SURVEY ACCURATELY DEPICTS THE SURVEY HEREIN AS PERFORMED AND MARKED UPON THE GROUND UNDER MY SUPERVISION IN ACCORDANCE WITH IDAHO CODE GOVERNING LAND SURVEYING.



RECORD OF SURVEY #213

INSTRUMENT #811980

MORA CORNER
ACRES

INDEX No. 211-29-325-88-98

JOB No. 135-96507
SHEET 1 OF 2 SHEETS

2 K LAND SURVEYING

FORREST J. KEIRNES, P.L.S. # 6373
404 S. WASHINGTON AVE., EMPIRE, ID 83617
(208) 365-4460 HERRMAN (208) 688-6628

CPM INSTRUMENT #8041990
& INSTRUMENT #94001639

09/15/2006

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

RIGHT NUMBER: 63-30969

NAME AND ADDRESS: BRIAN CALLAHAN
1230 BRAITHWAIT LN
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

PRIORITY DATE: 08/06/1998

POINT OF DIVERSION:

T02N R01E S29 SESW Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

Domestic use is for 1 home.

PLACE OF USE: DOMESTIC Within ADA County

T02N R01E S29 SESW

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

The quantity of water decreed for this water right 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

Property is also known as Lot 5, Blk 1, Braithwait Sub.



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

August 29, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

BRIAN CALLAHAN
1230 BRAITHWAIT LN
KUNA ID 83634

RE: NOTICE OF CLAIM NO(S): A63-30969

Dear Mr. Callahan:

We are currently preparing the Notice(s) of Claim referenced above for the Director's Report in the Snake River Basin Adjudication. Our research indicates there may have been a change in the address for the above claim(s).

If the address above is correct, please complete the enclosed address change form and return it to this office.

If we do not receive a signed address change form, all further correspondence will be sent to the address on the claim as shown below:

**5451 ONAGA PL
BOISE ID 83716**

If you have other claims not listed above, include those claim numbers on this form also. **If you no longer own this property**, please notify our office in order for us to try and contact the new owner.

Should you have any questions, or feel that you need assistance, please feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:l
Enclosure

IDAHO DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT 065174

Office Use Only			
Inspected by			
Twp	Rge	Sec	
1/4	1/4	1/4	
Lat:	:	Long:	:

1. WELL TAG NO. D 0007501
DRILLING PERMIT NO. 63-98-W 0559 000
Other IDWR No.

2. OWNER:
Name Brian Callahan
Address 5451 S. Onaga Pl.
City Boise, State ID Zip 83716

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N W E S									

Twp. 2 North ☒ or South ☐
Rge. 1 East ☒ or West ☐
Sec. 29 SE 1/4 SW 1/4 1/4
Gov't Lot 10 County Ada 40 acres 160 acres
Lat: : : Long: : :
Address of Well Site 1230 Braithwait
City Kuna

(Give at least name of road + Distance to Road or Landmark)

Lt. Blk. Sub. Name

4. USE:

☒ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other

5. TYPE OF WORK check all that apply (Replacement etc.)
☒ New Well ☐ Modify ☐ Abandonment ☐ Other

6. DRILL METHOD

☒ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	
Bentonite	0	18	800	overbore

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s)
Was drive shoe seal tested? ☐ Y ☒ N How?

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
55/8	+2	18	250	steel	☒	☐	☐	☐

Length of Headpipe N/A Length of Tailpipe N/A

9. PERFORATIONS/SCREENS

Perforations Method
Screens Screen Type

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
						☐	☐
						☐	☐
						☐	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

30 ft. below ground Artesian pressure lb.
Depth flow encountered ft. Describe access port or control devices:

11. WELL TESTS:

☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time
20			

Water Temp. Bottom hole temp.

Water Quality test or comments:

Depth first Water Encounter

12. LITHOLOGIC LOG: (Describe repairs or abandonment) Water

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
10	0	2	Top soil		
10	2	15	Sandy clay		
10	15	18	Gray lava		
6	18	35	Gray lava		
6	35	100	Gray lava & gravel seam	X	
6	100	108	Gray lava		

MICROFILMED

SEP 23 1998

RECEIVED

RECEIVED

AUG 27 1998

AUG 26 1998

Department of Water Resources

WATER RESOURCES
WESTERN REGION

Completed Depth 107' (Measurable)
Date: Started 8-6-98 Completed 8-6-98

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Company Name Hiddleston Drilling Firm No. #35

Firm Official Roz Date 8/10/98

and
Driller or Operator John Smith Date 8/10/98

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES