

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: **A63-30485**
Date Received: 3/11/1998
Receipt No: W023506
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: TIMOTHY F FEASE
Address: 4557 OLD VALLEY RD
EAGLE ID

208-939-2402

83616

OR

Name: KATHY A ELLENSOHN
Address: 4557 OLD VALLEY RD
EAGLE ID

208-939-2402

83616

2. Date of Priority: DEC 31, 1888

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	01W	12		SW	SW		ADA

5. Description of diverting works:

2" DIAMETER ARTESIAN WELL, PIPELINE TO GREENHOUSE, NURSERY, POND.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.170		
COMMERCIAL	01/01	12/31	0.170		

7. Total Quantity Appropriated is:

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

COMMERCIAL - NURSERY AND GREENHOUSE (FORMERLY DAIRY USE)

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	12	SW	SW		IRR	2.0
						Section Acres	2.0
		13	NW	NW		IRR	7.0
			NW	NW		COMMER	
						Section Acres	7.0
						Total Acres	9.0

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:

A63-17896, A63-17848, A63-00289, BALLENTYNE DITCH, DOM. CLAIMS

14. Remarks:

IRRIGATION USE PRIMARY FOR NURSERY AND GREENHOUSE (FORMERLY GARDEN AND PASTURE), SUPPLEMENTAL FOR FIELDS IRRIGATED FROM BALLENTYNE DITCH. "POINT OF DIVERSION FOR THIS WATER RIGHT IS THE SAME AS FOR CLAIM NO. A63-17846.

15. Basis of Claim: BENEFICIAL USE

(New CLAIM)
FILED OTHER CLAIMS
ON TIME,

50+9=59

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STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
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Date Received

11 Mar 98

Receipt Number

W023506

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Kathy A Ellensohn, Timothy F. Fease^{OR} Phone (208) 939-2402

Mailing Address 4557 Old Valley Road, Eagle, ID Zip 83616

2. Date of Priority (Only one (1) per claim) 12/31/1888

3. Source of water supply (a) ground water
which is tributary to (b) NA4. a. Location of existing point of diversion is: Township 4N Range 1W Section 12,
1/4 of SW 1/4 of SW 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. 2-inch diameter artesian well,
pipeline to greenhouse, nursery, and pond

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 0.17 or _____

For commercial purposes from 1/1 to 12/31 amount 0.17 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.17 (cfs) and/or (b) _____ (acre feet)

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

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

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	
4N	1W	12											2						2
		13						7											7
		13						C											

Total number of acres irrigated 9

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

12. Do you own the property listed above as place of use? Yes X No _____
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.
Ballentyne Ditch, domestic claims, (A63-17896, A63-17848, A63-00289) or None ()

14. Remarks:
irrigation use primary for nursery and greenhouse (formerly garden and pasture), supplemental for fields irrigated from Ballentyne Ditch. "Point of diversion for this water right is the same as for Claim No. A63-17846."

Last Name Ellensohn, Fease Ident No. _____

Copies: White -State, Yellow-Claimant

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

Scale: 2 inches equals 1 mile

				TOWNSHIP 4 NORTH															
2				1		RANGE 1 WEST		RANGE 1 EAST		6		5							
11				12				7				8							
				point of diversion															
				place of use															
																			
14				13				18				17							
23				24				19				20							

Last Name Ellensohn, Fease Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
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 _____ wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____

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

Signature of Claimant (s) Timothy T. Fease Date 3-11-98

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 11 day of MAR 19 98

SEAL

Notary Public Ron Hewerton

Residing at _____

My Commission Expires Residing at Boise, Idaho

Please Print Name

Ron Hewerton
My Commission Expires December 8, 2000

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 Ellensohn, Fease Ident. Number _____

Copies White-State, Yellow-Claimant

Receipt Details for ID W023506

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/11/1998 11:06:41 AM	3/11/1998	Western	\$134.00	Check
Payer		FEASE, TIMOTYHY F.		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
5189			
Card Expiration Date	Credit Card Transaction #		

Comment APPLICATION FOR PERMIT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$84.00	ADJUDICATION FEE	41503	337	0	0	1155
\$50.00	APPLICATION FOR PERMIT	62103	229	21	0	1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	30484		\$25.00	Claim
63	30485		\$59.00	Claim

-DOM
-DOM

Print Report

63-17846 dom/antian
63-17848 -DOM
63-12459 com(storaby (1998) pond

10/04/2005

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

RIGHT NUMBER: 63-30485
NAME AND ADDRESS: TIMOTHY F FEASE
4557 OLD VALLEY RD
EAGLE ID 83616
KATHY A ELLENSOHN
4557 OLD VALLEY RD
EAGLE ID 83616

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.170 CFS
40.500 AFY

PRIORITY DATE: 12/31/1888

POINT OF DIVERSION:

T04N R01W S12 SWSW Within ADA County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
COMMERCIAL	01/01 12/31	0.170 CFS
		40.50 AFY
IRRIGATION	03/01 11/15	0.170 CFS
		40.50 AFY

Commercial use is for irrigation and other uses associated with a greenhouse operation.

PLACE OF USE: IRRIGATION Within ADA County

T04N R01W S12 SWSW 2.0 T04N R01W S13 NWNW 7.0

COMMERCIAL Within ADA County

T04N R01W S13 NWNW

9 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 - Beneficial Use

Use of this right is combined with water from Ballentyne Ditch Company Ltd.

Right No. 63-17846 is also diverted through point of diversion described above.

Parcel No. R90263600100.



State of Idaho
Idaho Department of Water Resources
Western Region

T4N R1W SECTIONS 12 and 13
Water Right (s): 63-30485



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 9



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: October 2005

11/02/2005

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: November 18, 2005

Water right number: 63-30485

TIMOTHY F FEASE
4557 OLD VALLEY RD
EAGLE ID 83616
Telephone Number: (208)939-2402

KATHY A ELLENSOHN
4557 OLD VALLEY RD
EAGLE ID 83616
Telephone Number: (208)939-2402

RECEIVED

NOV 16 2005

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: 11-11-05 SIGNATURE: *Timothy F. Fease*
Please print your name: TIMOTHY F. FEASE
KATHY A. ELLENSOHN

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

**SPF**

Water Engineering, LLC
water resource consultants

RECEIVED

SEP 23 2005

WATER RESOURCES
WESTERN REGION

September 21, 2005

Vicky Music
Idaho Department of Water Resources
2735 Airport Way
Boise, ID 83705

Subject: Proof of Priority for Claim 63-30485

Dear Vicky:

On behalf of Tim Fease and Kathy Ellensohn, I have enclosed documents related to past use and proof of priority for claim 63-30485. The documents are described below.

1. September 21, 2005 letter addressed to me from Tim Fease describing notes that he prepared regarding the history of his artesian well.
2. Three copies of Tim Fease's notes. One copy is signed by Earnest Rogers, the second by Charles Roberts, and the third by Marion Moore.
3. A 1939 aerial photograph mosaic. I have circled the house and barn area, and marked Linder Road and Highway 44 (now Old Valley Road) on the print for reference.

Please contact me with any questions.

Sincerely,

Terry M. Scanlan, P.E.

Cc: Tim Fease

September 21, 2005

Terry,

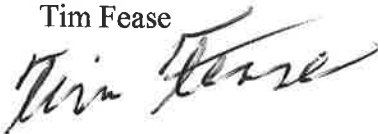
These are the notes I gathered back in 1997 from the people who were familiar with our property at 4557 Old Valley Road. Unfortunately, some of them have passed away since I interviewed them, so I was unable to get their statements signed and witnessed. Lola Sawyer passed away a few years after my interview with her and was probably my best source of information. Fortunately her brother, Earnest Rogers, is still alive and living in Boise and since he and Lola grew up together across the river from our property he was able to collaborate what she had told me.

I have also added a statement from Chuck Roberts, whom I met sometime after I completed the other interviews. He currently lives in Caldwell and works for Ada County. He was able to recall information that helps support the other statements so I have included his interview in my notes.

I have also included a copy of a photograph of our place that has a date of 1896 on it. We were able to locate the daughter of Grover Wilson (the youngest person in the photo) shortly after we bought this property and she gave us a copy of the photo, the only picture she had of the house and farm. She told us that her father had been born in this house and we guessed his age in the photo to be about eight years old. That is how we came up with the date of 1888 for the house and the artesian well. I haven't been able to locate her again, so I am assuming she has also passed away.

Thanks,

Tim Fease

A handwritten signature in dark ink, appearing to read "Tim Fease", written in a cursive style.

November 12, 1997

These are notes from last summer when I was researching the history of our property and the artesian well. When we bought the property in 1986, the well was plumbed to the house and barn and to an irrigation ditch located next to the well. Some of the milking equipment was still in place in the barn when we bought the property and the artesian well was plumbed to it and a cistern for cooling milk cans – some of the plumbing still exists even though we have remodeled most of the barn.

I hope this information will be helpful in determining the history and age of our artesian well.

October 9, 1997

Lola Sawyer, lives across the river from us and was very familiar with our property, I met her brother, Ernie, when we first moved out here and he has done some work for us on our pond.

I visited with Lola Sawyer (Ernie's sister) and her husband yesterday evening at their house at 1300 Artesian Way. She was born in 1921 in Middleton and moved to Eagle (Ernie's place across the river from us) in 1923 with her family. She was quite familiar with our place because as a child her family was good friends with the Kolander's who owned our place until 1932 (continued dairy and farming after that date). She used to swim in the Middleton Mill Canal on our place with her brother.

I have listed below some of the facts she recalls about our place when the Kolander's lived here:

- 1) They raised hay on the ground around the house that was out of the floodplain.
- 2) They had several head of cattle that were pastured and fed (during the winter) in the floodplain between the barn and the river.
- 3) They milked cows in the barn and there was a concrete "milk cooler" in the barn that was supplied by the artesian well.
- 4) The cattle drank from the canal/slough year-round.
- 5) She remembered the artesian well.
- 6) They irrigated the ground between the house and slough from the artesian well – they had a large garden planted there.

Lola remembers the Inner Urban Railway (built in 1895) running through there and that local farmers used it to transport farm products, chickens, hogs, etc. She also remembered it closing down in 1928 because her parents rode it the last time to see a movie in Boise.

She is still in contact with a Karl Goble who used to live across the highway (in what is now the Rick's home) and now is in his 80's. His mother was Jack (John) Kolander's sister. Lola called him this week to ask him about the artesian well and he commented "hell, that's why they dug artesian wells – so they could water their places! They were used for everything!"

She also thought the new Middleton Mill was built right after the terrible flood of '43 and the old canal became a slough at that time.

August 10, 1997

I talked with Karl Goble(lives in Boise) this evening. His mother was Jack Kolander's sister and he was born in what is now the Rick's house in 1917. He graduated from Linder (Union) school in 1930 and his family moved away from the area in the same year.

His memories of his uncle's place were about the same as what Lola Sawyer (Rogers) had told me with some additions:

- 1) The porch balcony was unsafe at that time.
- 2) He estimated his uncle had around 50 cows.
- 3) He remembered the artesian well being used in the barn and that it irrigated the ground between the house and the canal, but could not remember if it was used to irrigate any of the fields. He did remember that the ditch was next to the well house and said it could have been used for that purpose.

Summer of 1992

Neither of these people, Clarence and Hassie Levie are alive now but I received a letter from Hassie dated July 22, 1992 where she talks of our visit. She also sent us some old photos of the place.

Sometime in the summer of 1992, Clarence and Hassie Levie stopped in to see us. They had owned this property from 1962 until 197?. Hassie knew she had some photos of the old place and promised to send us a few after they returned home to Utah.

They were only here for a short time, but I have listed what we learned from them during that visit:

- 1) Clarence was anxious to see (and get a drink) from the artesian well.
- 2) He didn't know any history of the well but he knew it was a good one (that's why they decided to buy this farm).
- 3) The well water was plumbed only into the back porch of the house – same as we found it in 1986.
- 4) It was also plumbed out to the milk barn and the slough. He had cows and needed water in the barn to cool the milk, clean-up the barn, etc. The water then ran into a stock tank next to the slough and overflowed into it again, same as we found it in 1986.
- 5) They always had a big garden so they irrigated the ground between the house and the slough from the artesian well. The bottom part of that area was maintained as pasture and they kept calves in that area.

- 6) They grew hay on the ground around the house (see attached photos) and used water from the well to help irrigate it. Clarence told us he always had problems getting the place irrigated, because he was the end of the ditch, so he relied on the well water to supplement irrigating the property west of the house.

November 16, 1997

Marion Moore currently lives down the street from me at 4210 Old Valley Road. I talked with him today to get more history of our place. Here is what he told me:

- 1) He has lived in this area since 1927 (he is 77 years old).
- 2) They lived in a house, that later burned down, that was located where Fitzgerald's live now (4170 Old Valley Road).
- 3) Virgil Roberts lived across the street from them in what is now the house owned by the Kenyans and was the only house over there at that time. He remembered the Fish and Game Hatchery being there at one time and thought the Roberts had purchased the property from them. He remembered they had two boys (Dan and ?) and three daughters (Vivian, Margie and Virgie).
- 4) He remembered Jack Kollander and his nephew Karl Goble and that Mr. Kollander had a milk herd.
- 5) He remembered Shad Clark living in our house and that he also had a milk herd.
- 6) He also remembered Clarence Levie and his milk herd.

AUGUST 8, 2005

I spoke with Chuck Roberts today and asked him what he knew about our property. Mr. Roberts works for Ada County Weed and Gopher Control and currently lives in the Boise Valley. He was born in 1929 and his family bought the property on Old Valley Road across the street from the Moores in 1936. He lived there for about ten years. Below is a list of some of the facts he recalls:

- 1) They bought their property from the Fish and Game Department and it had been used as a fish hatchery.
- 2) The property was around 27 acres.
- 3) There were five boys (Don, John, Chuck, Bob and Lewis) and three girls (Vivian, Margie and Virginia) in their family.
- 4) They had about 6 dairy cows.
- 5) The property had three artesian wells on it. He thought one of them might have been capped, and the other two were used for the house, filling the ponds and irrigating a hay field.
- 6) He remembered the Kollanders and thought they lived on the NE corner of Park Lane and State Street. He didn't know if they also owned our place.
- 7) He remembered that Babe Ward lived on our property at that time and he had two sons that were both older than he.

- 8) He remembered there being a dairy herd on our property and crops in the fields.

Please sign and date below if the facts of this document that pertain to my conversation with your sister -Lola Sawyer- are true to the best of your knowledge. Thanks for your cooperation.

Signed Earnest Rogers date 9/12/05

Witnessed Beatrice Rogers date 9-12-05

COMMENTS:

As far as we know, this is true!



1896

November 12, 1997

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AUGUST 8, 2005

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- 8) He remembered there being a dairy herd on our property and crops in the fields.

Please sign and date below if the facts of this document that pertain to our conversation(s) are true to the best of your knowledge. Thanks for your cooperation.

Signed Marion G. Moore date 9/12/05

Witnessed Mary Moore date 9/12/05

COMMENTS:



1896

November 12, 1997

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Summer of 1992

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Please sign and date below if the facts of this document that pertain to our conversation(s) are true to the best of your knowledge. Thanks for your cooperation.

Signed Carlos Raposo date 9-14-05

Witnessed Barbara Ewin date 9-14-05

COMMENTS:



1896

Linden Road

↑ North

Highway 44



Music, Vicky

From: Terry Scanlan [TScanlan@spfwater.com]
Sent: Wednesday, September 21, 2005 4:25 PM
To: Music, Vicky
Cc: tfease@aol.com
Subject: RE: Evidence of Priority 63-30485

Vicky –

I will mail documents with original signatures to your office tomorrow. Thank you for your help.

Terry

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Wednesday, September 21, 2005 4:21 PM
To: Terry Scanlan
Subject: RE: Evidence of Priority 63-30485

Terry -

The information that Mr Fease provided is sufficient to prove the existence of the well and historical irrigation practices. It's clear that he was diligent in searching for information. This is nearly as good as it gets. Thanks.

Vicky M

-----Original Message-----

From: Terry Scanlan [mailto:TScanlan@spfwater.com]
Sent: Wednesday, September 21, 2005 4:07 PM
To: Music, Vicky
Cc: tfease@aol.com
Subject: RE: Evidence of Priority 63-30485

Here's the attachment.

-----Original Message-----

From: Terry Scanlan
Sent: Wednesday, September 21, 2005 3:57 PM
To: 'Music, Vicky'
Cc: 'tfease@aol.com'
Subject: RE: Evidence of Priority 63-30485

Vicky

Attached is documentation received from Tim Fease today. Please take a look at it and let us know if this is adequate to establish priority date and past use. We also have aerial photography for this site dating back to 1939 that we can provide. The aerial photos show the house and barn. Let us know if you have any suggestions for additional sources of evidence. I'll wait to hear back from you before mailing the original documents. Thanks.

Terry

9/21/2005

-----Original Message-----

From: Music, Vicky [mailto:Vicky.Music@idwr.idaho.gov]
Sent: Tuesday, September 13, 2005 9:50 AM
To: Terry Scanlan
Subject: RE: Evidence of Priority 63-30485

Terry -
Oct 10 is fine. Thanks -
Vicky M

-----Original Message-----

From: Terry Scanlan [mailto:TScanlan@spfwater.com]
Sent: Tuesday, September 06, 2005 12:07 PM
To: Music, Vicky
Cc: tfease@aol.com
Subject: Evidence of Priority 63-30485

Vicky --

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Terry Scanlan

September 21, 2005

Terry,

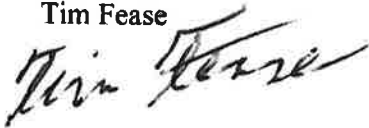
These are the notes I gathered back in 1997 from the people who were familiar with our property at 4557 Old Valley Road. Unfortunately, some of them have passed away since I interviewed them, so I was unable to get their statements signed and witnessed. Lola Sawyer passed away a few years after my interview with her and was probably my best source of information. Fortunately her brother, Earnest Rogers, is still alive and living in Boise and since he and Lola grew up together across the river from our property he was able to collaborate what she had told me.

I have also added a statement from Chuck Roberts, whom I met sometime after I completed the other interviews. He currently lives in Caldwell and works for Ada County. He was able to recall information that helps support the other statements so I have included his interview in my notes.

I have also included a copy of a photograph of our place that has a date of 1896 on it. We were able to locate the daughter of Grover Wilson (the youngest person in the photo) shortly after we bought this property and she gave us a copy of the photo, the only picture she had of the house and farm. She told us that her father had been born in this house and we guessed his age in the photo to be about eight years old. That is how we came up with the date of 1888 for the house and the artesian well. I haven't been able to locate her again, so I am assuming she has also passed away.

Thanks,

Tim Fease

A handwritten signature in cursive script, appearing to read "Tim Fease", written in dark ink.

November 12, 1997

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Please sign and date below if the facts of this document that pertain to my conversation with your sister -Lola Sawyer- are true to the best of your knowledge. Thanks for your cooperation.

Signed Ernest Rogers date 9/12/05

Witnessed Beatrice Rogers date 9-12-05

COMMENTS:

As far as we know, this is true!



12-16

Music, Vicky

From: Music, Vicky
Sent: Tuesday, September 13, 2005 9:50 AM
To: 'Terry Scanlan'
Subject: RE: Evidence of Priority 63-30485

Terry -
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Vicky M

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Terry Scanlan

9/13/2005

August 25, 2005

TIMOTHY FEASE
KATHY ELLENSOHN
4557 OLD VALLEY RD
EAGLE, ID 83616

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No(s): A63-30485

Dear MR. FEASE AND MS. ELLENSOHN,

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a computer generated print-out of the claim(s) for your reference only, it is not necessary to return this print-out or re-file it. You indicated, when this claim was filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of your priority date is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future. Additionally, I need information about the commercial use to calculate an annual volume.

The required evidence supporting the priority date(s) requested needs to be submitted by **September 9, 2005**. Please contact me as soon as possible regarding the proof of priority and commercial use or other questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.

Sincerely,



Vicky L. Music
Senior Water Resource Agent
Adjudication Bureau
IDWR/Western Region

Enclosure: "Evidence of Priority" pamphlet
Notice of Claim A63-30485

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State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 9, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Boise River Basin (Basin 63). This investigation is a major effort, and IDWR has hired a contractor, Intrepid Engineering Services, to assist us with this task.

The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Intrepid with access to your water diversion system so that their personnel can conduct this field examination. Intrepid will be gathering information on the rate of flow, diversion location and place of use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in the Boise River Basin, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our office. If you are unable to forward this letter, please send any information regarding a new owner to our Western Regional Office located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Intrepid to ensure that the results accurately reflect your water uses.

Sincerely,

Jan Shurte
Adjudication Section Supervisor
Western Regional Office

CONVERSATION MEMORANDUM

DATE 7/14/98

FILE T. 5284 - Ditch Co.

NAME OF PARTY Kenley Hinrichs & Lisa O'tuok

EMPLOYEE

FE

63-12459
63-30485 } F/E

← F/E

RE: Office Visit & FEASE/Jellensohn Nursery, Pond etc.

Kenley & Lisa visited office today. We had extensive conversation about alleged illegal practices related to water use & nursery & other non-Town issues, e.g. drainage disputes. This is a summary of items discussed.

- ① possible protest to files noted above (ditch co. transfer & F/E non-irrig. use of pond).
- ② concerns & AB3-30485 ("grandfather filing" Artesian well, pond, irrig. includes nursery w/ commercial all yr.): does this SRBA claim have "color of water right" (validity?) Does it change Town's position with respect to divert from pond for nursery? Not sure at this point but will followup on this.
- ③ how far will Town go (or not go?) to regulate F/E water use?
- ④ have lots date-book photos from this year before & after ditch co. water was delivered - shows sprinklers in use & F/E pond, nursery, irrig pipe to control box (ditch shares to Kenley & Lisa?). Can provide set to Town if want them. I advised them to keep photos for conference or hearing if want to present there.
- ⑤ Reported that nitrate levels in their pond increasing & alleged is due to nursery. Concern that this will continue now that river flows declining. Again said F/E pond pumping causes Kenley-Lisa's pond to drop (measure own pond level a lot). Mentioned algae problems.

- continued -

CONVERSATION MEMORANDUM

DATE 7/14/98

FILE _____

NAME OF PARTY Hinnels/O'Toole

EMPLOYEE JL

Pg 2 of 2

RE: Continued

(6) concerns e validity of Pillott's (± others?) protests of Kenty-Lisa w.r. Applications.

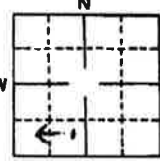
(7) wants Iowa to respond to issue e whether or not F/E can pump ~~from~~ from pond - when ok or not, what limits if any, etc.

(8) discussed the practical limits of enforcement activities i so forth. Is it feasible to regulate e this level or better to seek long term solution via water right appl. process?

Meeting lasted e 2 hrs total.

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources within 30 days after the completion or abandonment of the well.

1. WELL OWNER Name <u>TIM FEASE / Kathy Ellensohn</u> Address <u>OLD VALLEY RD. EAGLE, ID.</u> Owner's Permit No. <u>163-89-Z-200</u> <u>AL 3-17842</u>	7. WATER LEVEL Static water level <u>2</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>55</u> °F. Quality <u>GOOD</u> Describe artesian or temperature zones below.																																																																																								
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement ☐ Well diameter increase ☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)	8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th>Discharge G.P.M.</th> <th>Pumping Level</th> <th>Hours Pumped</th> </tr> <tr> <td><u>50</u></td> <td><u>60</u></td> <td><u>1</u></td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </table>	Discharge G.P.M.	Pumping Level	Hours Pumped	<u>50</u>	<u>60</u>	<u>1</u>																																																																																		
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3. PROPOSED USE ☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)	9. LITHOLOGIC LOG <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th rowspan="2">Bore Diam.</th> <th colspan="2">Depth</th> <th rowspan="2">Material</th> <th colspan="2">Water</th> </tr> <tr> <th>From</th> <th>To</th> <th>Yes</th> <th>No</th> </tr> </thead> <tbody> <tr> <td><u>8</u></td> <td><u>0</u></td> <td><u>2</u></td> <td><u>TOP SOIL</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>2</u></td> <td><u>5</u></td> <td><u>BROWN CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>5</u></td> <td><u>18</u></td> <td><u>MED GRAVEL</u></td> <td>☒</td> <td></td> </tr> <tr> <td><u>6</u></td> <td><u>18</u></td> <td><u>42</u></td> <td><u>" "</u></td> <td>☒</td> <td></td> </tr> <tr> <td></td> <td><u>42</u></td> <td><u>57</u></td> <td><u>BROWN CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>57</u></td> <td><u>60</u></td> <td><u>FINE SAND</u></td> <td>☒</td> <td></td> </tr> <tr> <td></td> <td><u>60</u></td> <td><u>69</u></td> <td><u>BROWN CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>69</u></td> <td><u>73</u></td> <td><u>FINE SAND / RAINSTREAKS</u></td> <td>☒</td> <td></td> </tr> <tr> <td></td> <td><u>73</u></td> <td><u>96</u></td> <td><u>BROWN SANDY CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>96</u></td> <td><u>102</u></td> <td><u>BROWN HARD CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>102</u></td> <td><u>105</u></td> <td><u>COARSE SAND</u></td> <td>☒</td> <td></td> </tr> <tr> <td></td> <td><u>105</u></td> <td><u>120</u></td> <td><u>BROWN HARD CLAY</u></td> <td></td> <td>☒</td> </tr> <tr> <td></td> <td><u>120</u></td> <td><u>130</u></td> <td><u>COARSE SAND</u></td> <td>☒</td> <td></td> </tr> </tbody> </table>	Bore Diam.	Depth		Material	Water		From	To	Yes	No	<u>8</u>	<u>0</u>	<u>2</u>	<u>TOP SOIL</u>		☒		<u>2</u>	<u>5</u>	<u>BROWN CLAY</u>		☒		<u>5</u>	<u>18</u>	<u>MED GRAVEL</u>	☒		<u>6</u>	<u>18</u>	<u>42</u>	<u>" "</u>	☒			<u>42</u>	<u>57</u>	<u>BROWN CLAY</u>		☒		<u>57</u>	<u>60</u>	<u>FINE SAND</u>	☒			<u>60</u>	<u>69</u>	<u>BROWN CLAY</u>		☒		<u>69</u>	<u>73</u>	<u>FINE SAND / RAINSTREAKS</u>	☒			<u>73</u>	<u>96</u>	<u>BROWN SANDY CLAY</u>		☒		<u>96</u>	<u>102</u>	<u>BROWN HARD CLAY</u>		☒		<u>102</u>	<u>105</u>	<u>COARSE SAND</u>	☒			<u>105</u>	<u>120</u>	<u>BROWN HARD CLAY</u>		☒		<u>120</u>	<u>130</u>	<u>COARSE SAND</u>	☒	
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4. METHOD DRILLED ☐ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary ☒ Cable ☐ Dug ☐ Other _____	10. Work started <u>8-18-88</u> finished <u>8-24-88</u>																																																																																								
5. WELL CONSTRUCTION Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____ <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Thickness</th> <th>Diameter</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td><u>2.50</u> inches</td> <td><u>6</u> inches</td> <td><u>1</u> feet</td> <td><u>122</u> feet</td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Was casing drive shoe used? ☒ Yes ☐ No Was a packer or seal used? ☒ Yes ☐ No Perforated? ☐ Yes ☒ No How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun Size of perforation _____ inches by _____ inches <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Number</th> <th>From</th> <th>To</th> </tr> </thead> <tbody> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> <tr> <td> </td> <td> </td> <td> </td> </tr> </tbody> </table> Well screen installed? ☒ Yes ☐ No Manufacturer's name <u>JOHNSON</u> Type <u>STAINLESS</u> Model No. <u>304</u> Diameter <u>5</u> Slot size <u>.20</u> Set from <u>123</u> feet to <u>128</u> feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <u>18</u> Material used in seal: ☐ Cement grout ☒ Bentonite ☒ Puddling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Cemented between strata Describe access port _____	Thickness	Diameter	From	To	<u>2.50</u> inches	<u>6</u> inches	<u>1</u> feet	<u>122</u> feet													Number	From	To										11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <u>COONSE WELLD RILLING</u> Firm No. <u>404</u> Address <u>EAGLE, ID.</u> Date <u>8-30-88</u> Signed by (Firm Official) <u>Harry E. Coonse</u> and (Operator) _____																																																								
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6. LOCATION OF WELL Sketch map location must agree  Subdivision Name <u>JUN 10 1981</u> Lot No. _____ Block No. _____ County <u>SW</u> <u>SW</u> % Sec. <u>12</u> T. <u>4</u> N <u>SE</u> S <u>R.</u> <u>1</u> E <u>W</u>	7. WATER LEVEL Static water level <u>2</u> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <u>55</u> °F. Quality <u>GOOD</u> Describe artesian or temperature zones below.																																																																																								

USE ADDITIONAL SHEETS IF NECESSARY — FORWARD THE WHITE COPY TO THE DEPARTMENT

Desktop Review/VLM

**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 completeClaim No(s) 63-30484

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address _____
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

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: _____

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

Source: _____ Tributary to _____

- ☒ 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

Description of diverting works

get claim**OVERLAP REVIEW**

Other water rights with the same point of diversion:

63-17846

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

WATER USES☒ No change☐ Different Uses

Use corn From 1-1 To 12-31 Amount .17 CFS 40.5 AFA
 Use liv From 3-1 To 11-15 Amount .17 CFS 40.5 AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

$(.17)(4.5) = 40.5 \text{ afa}$ or $(.17)(1.1835)(260) = 87.67 \text{ afa}$
TOTAL VOLUME - Groundwater only

☒ Incomplete on claim, the total is, Amount .17 CFS 40.5 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☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ 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: _____

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

Delivery System Narrative: see claim

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

W12 ✓ Balance line ditch Co. Ltd
 parcel # R90263600100.
 PUV 100 ✓ Commercial use is for ~~irrigation~~ a greenhouse.
 F05 ✓ same POD as 63-17046.

+ barn, outbuildings

(Ballentine?) Bore R. in East area - diverts from

(1) 1939 aerial shows house. Ditch traverses property which appears irrigated

(2) 1964 aerial - very similar to 1939 except outbuildings which would now be located on adjacent parcel to west and gone. Property irrigated. Ditch present

(3) 1977 aerial - pond present - intercepts ditch which is not as visible. Clearing or construction activity to north of house

(4) 1995 aerial - pond much larger. Commercial activity - more development

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:

10-4-05

FIELD EXAMINER:

Wick Virelli

* Did not use Darcy's theoretical for div. rate because it is an artesian well.

$$\frac{(8.8)(.70)(1.5)}{(2.31)(40)} = \frac{9.24}{92.4} = .1 \text{ cfs} \text{ so } .17 \text{ cfs is reasonable}$$

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-30485

WATER RIGHT NUMBER: 63-30485

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TIMOTHY F FEASE 4557 OLD VALLEY RD EAGLE, ID 83616 (208)939-2402
Current Owner	KATHY A ELLEN SOHN 4557 OLD VALLEY RD EAGLE, ID 83616 (208)939-2402

Priority Date: 12/31/1888 -OK

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01	to 12/31	0.170 CFS	
IRRIGATION	3/15	to 11/15	0.170 CFS	
	3/1 Total Diversion:		0.170 CFS	

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4

Sec. 12, Twp 04N, Rge 01W, B.M.

ADA County

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	01W	13						X											

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	
04N	01W	12											2.0						2.0
04N	01W	13						7.0											7.0

Total Acres: 9

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-30485

Conditions of Approval:Remarks:

1. General IRRIGATION USE PRIMARY FOR NURSERY AND GREENHOUSE (FORMERLY GARDEN AND PASTURE), SUPPLEMENTAL FOR FIELDS IRRIGATED FROM BALLENTYNE DITCH. "POINT OF DIVERSION FOR THIS WATER RIGHT IS THE SAME AS FOR CLAIM NO. A63-17846.

Comments:Dates and Other Information:

Claim Received Date: 3/11/1998
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: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>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-30485

10/03/2005

1

ater Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Source	Name
63-17846	Claim	04N	01W	12	SW	SW		GROUND WATER	KATHY A ELLENSOHN
63-17848	Claim	04N	01W	12	SW	SW		GROUND WATER	KATHY A ELLENSOHN
63-28192	Claim	04N	01W	12	SW	SW		GROUND WATER	MARTHA LEDINGTON
63-30484	Claim	04N	01W	12	SW	SW		GROUND WATER	KATHY A ELLENSOHN
63-30485	Claim	04N	01W	12	SW	SW		GROUND WATER	TIMOTHY F FEASE
63-30263	Claim	04N	01W	12	SW	SW		GROUND WATER	JAMES W FLETCHER
63-28192	Water Right	04N	01W	12	SW	SW		GROUND WATER	MARTHA LEDINGTON

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-30485

04/13/2005

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
-195	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
98AA	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
258A	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
260B	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
-264	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
-285	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
2406	Claim	04N	01W	12	SW	SW		IRRIGATION	40/29248	DRAINAGE DIST NO 2
15238	Claim	04N	01W	12	SW	SW		IRRIGATION	40/797.3	BALLENTYNE DITCH CO LTD
30485	Claim	04N	01W	12	SW	SW		IRRIGATION	2/9	TIMOTHY F FEASE
-289	Water Right	04N	01W	12	SW	SW		IRRIGATION		JW KOLANDER
2406	Water Right	04N	01W	12	SW	SW		IRRIGATION	40/29248	DRAINAGE DIST NO 2
2576	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	01W	12	SW	SW		MUNICIPAL		UNITED WATER IDAHO INC
17846	Claim	04N	01W	12	SW	SW		DOMESTIC		KATHY A ELLEN SOHN
17848	Claim	04N	01W	12	SW	SW		DOMESTIC		KATHY A ELLEN SOHN
30484	Claim	04N	01W	12	SW	SW		DOMESTIC		KATHY A ELLEN SOHN
4359	Water Right	04N	01W	12	SW	SW		DOMESTIC		DOUGLAS J FITZGERALD
38192	Water Right	04N	01W	12	SW	SW		DOMESTIC		MARTHA LEDINGTON
-195	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-30485

04/13/2005

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
98AA	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
258A	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
260B	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
-264	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
-285	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
2406	Claim	04N	01W	13	NW	NW		IRRIGATION	38/29248	DRAINAGE DIST NO 2
15238	Claim	04N	01W	13	NW	NW		IRRIGATION	30/797.3	BALLENTYNE DITCH CO LTD
30485	Claim	04N	01W	13	NW	NW		IRRIGATION	7/9	TIMOTHY F FEASE
-289	Water Right	04N	01W	13	NW	NW		IRRIGATION		JW KOLANDER
2406	Water Right	04N	01W	13	NW	NW		IRRIGATION	38/29248	DRAINAGE DIST NO 2
30485	Claim	04N	01W	13	NW	NW		COMMERCIAL		TIMOTHY F FEASE
-186	Water Right	04N	01W	13	NW	NW	3	IRRIGATION		MARY G DAVIS
2576	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
2605	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
2874	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
2954	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
2956	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
2989	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
3164	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
7067	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
7577	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
7998	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC
19456	Claim	04N	01W	13	NW	NW	3	MUNICIPAL		UNITED WATER IDAHO INC

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General Information

Property Acres: 14.385
Zone Code: RUT
Primary Code Area: 324 Tax Districts
Group Type: SUB
Subdivision: VIEJO ESTATES SUB
Section: 4N1W13

Property Description

LOT 01 BLK 01
 VIEJO ESTATES SUB


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Parcel Valuation Details

Assessment Roll	State Category Code	Acreage	Assessed Value	Valuation Method
Primary	10-IRRIGATED AG	13.385	\$24,300	INCOME
Primary	100-HOMESITE ON AG	1.000	\$80,000	MARKET
Primary	310-RES IMPROVEMENT	0.000	\$133,300	COST

Total Assessed Value: \$237,600

Parcel Valuation History

Assessed value for year 2004 \$237,600
Assessed value for year 2003 \$238,000

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Property Characteristics

Residential
 Agriculture
 Land

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Land Records

Characteristics Detail[Go Back to Property](#)

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Residential

Agricultural

Land

Residential Characteristics 1 for Parcel "R9026360010"

Occupancy Date:	No Date Available
Year Built:	1920
Year Remodel:	1990
Effective Age:	0
Construction Class:	4
Number of Bedrooms:	3
Number Bathrooms:	2.0
Number of Fireplaces:	0
Air Conditioning:	Y
Car Storage Sq Ft #1:	720
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	0
Porch Sq Ft:	0
Deck Sq Ft:	0
Deck Covered:	N
Patio Sq Ft:	120
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	1704
Main Floor Sq Ft:	1008
Upper Floor Sq Ft:	696
Finished Lower Floor Sq Ft:	0
Unfinished Lower Floor Sq Ft:	0
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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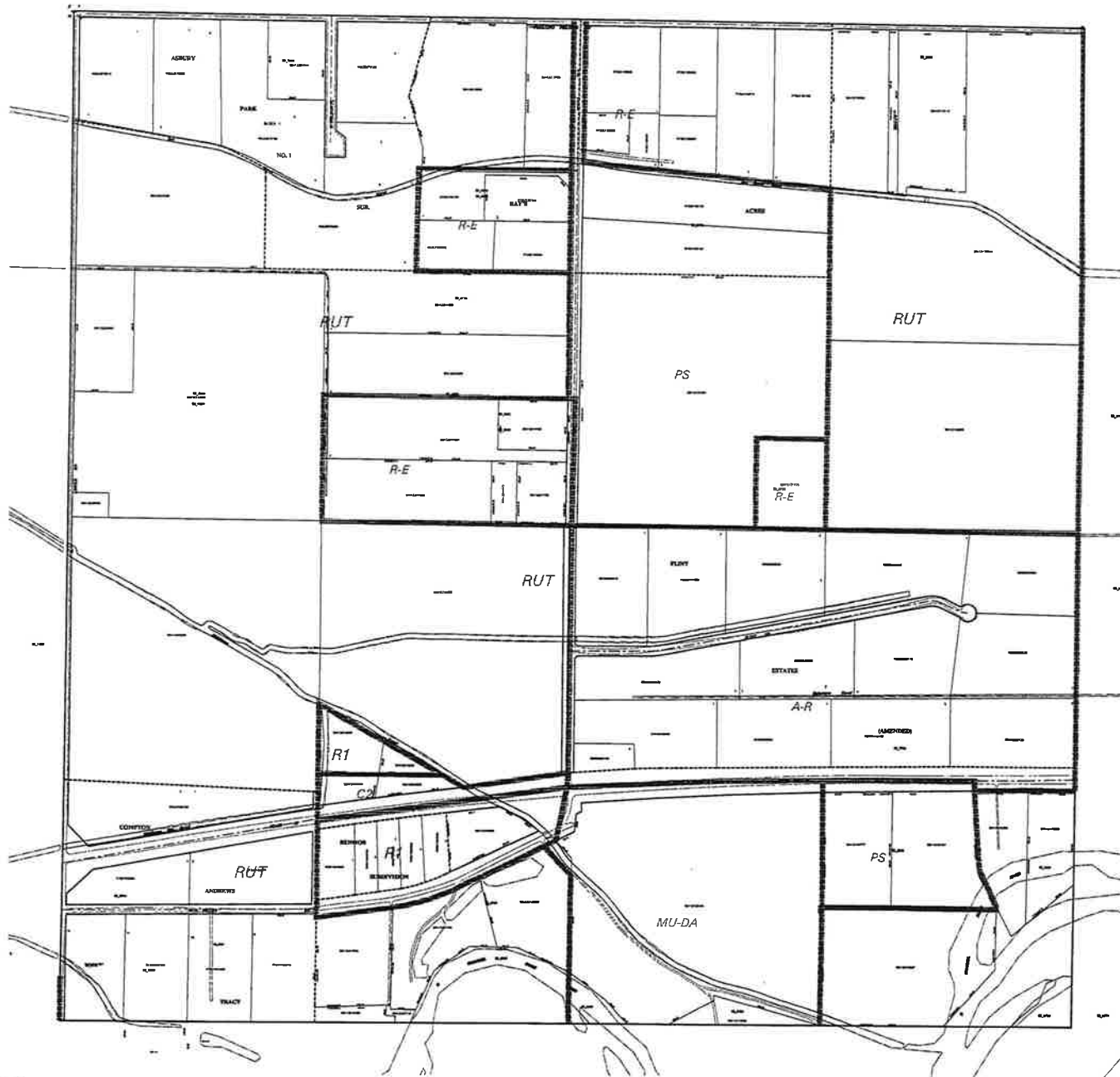


0 100 200
FOOT
SCALE 1" = 200 FT

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SECTION 12, T4N R1W

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COMPTON

Middleton Mill Canal

STATE ST

BE

R0891550020

R1527450810

R1527450804

RS_4514

ANDREWS

OLD VALLEY

RD

330.86

12

11

10

9

RS_3429

R1527451204
RS_2154

R1527451105
RS_1890

R1527451020

R1527450855

TRACT

S041.

590.66
N 00-01-53 E

466.72

S 87-25-28 W
N 87-25-28 E

S04

670.00

670.00

55.00

201.76

337.73



IDAHO DEPARTMENT OF WATER RESOURCES

SNAKE RIVER BASIN ADJUDICATION - BASIN 63



RIGHT ID 63 30485
POD ID 231465
Quad Star 5
Claim Type Small
Easting 305824
Northing 290731
GPSID A0013209

Diversion Description

2" DIAMETER ARTESIAN WELL, PIPELINE TO GREENHOUSE, NURSERY, POND. No longer use pump for artesian well. Now have 2 wells on property. New domestic well has a Goulds submersible pump.

Assumptions

Elevation head.

Invoice

2000-055-01

Phase-0 (No Attention)
Phase-I (Ready to Go to Field)
Phase-II (Site Visit - Data Missin
Phase-III (Complete w/issues)
Phase-IV (Total Complete)

Linked

ja Photos\231465a.jpg ja Photos\231465c.jpg ja Photos\231465e.jpg

Photos

ja Photos\231465b.jpg ja Photos\231465d.jpg

EPE (ft)

16

Date (M/D/Y)

12/14/01

Time

10.35

Flow Rate (CFS)

0.07

Open Channel Flow

☐ Complete one box from both Area and Calculation sections

Cross Sectional Area

☐ Circular Channel

- ☐ Less than half full
☐ Half full
☐ More than half full
☐ Full

Diameter 0

Depth 0

☐ Rectangular Channel

Width 0

Depth 0

Flow Calculation

☐ Continuity

Velocity 0

☐ Orifice

(Use only for head over a pipe flowing full with free discharge)

Depth of Water above orifice centerline 0

☐ Weir

(Use only for water flowing freely over weir)

Height of water above nappe 0

Width of weir 0

☐ Manning (If used, include photo of representative channel section)

Channel Slope

Channel Description

Concrete lined .016
Smooth earth .025
Earth .033
Rough bed, weeds on sides .04
Smooth natural stream .033
Rough natural stream .1

Pumped System



HP 1.5

Pressure Head (psi) 50

Elevation Head (ft) 10

Motor Mfg General Electric

Motor Serial #

Pump Type Submersible

Pump Mfg Jacuzzi

Pump Serial#

New Contact Information



New Contact Comments

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RIGHT ID

63 30485

FEASE



