

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: **A63-30484**
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 83616
OR
Name: KATHY A ELLEN SOHN
Address: 4557 OLD VALLEY RD
EAGLE ID 83616
208-939-2402
208-939-2402
2. Date of Priority: AUG 1, 1988
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:
6" X 130' WELL, DRILLING PERMIT 63-89-C-0200.
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
7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	01W	12	SW	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:

A63-17846 IS OLDER ARTESIAN WELL FOR SAME HOME.

14. Remarks:

LOTS 9 AND 10 COMPTON ANDREWS TRACT. THIS CLAIM FOR NEWER WELL IS FILED TO CLARIFY REMARKS IN A63-17846 & A63-17848. THIS CLAIM AND 17846 WHEN COMBINED PROVIDE 0.04 CFS TO HOUSE SERVED BY TWO WELLS/CLAIMS OF DIFFERENT PRIORITIES. SAME TWO WELLS SERVED SECOND HOME A63-17848.

15. Basis of Claim: BENEFICIAL USE

Amended New \$25
 63-17846 (NO FEE)
 to clarify 63-17842
 NEW CLAIM

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

Identification No.

Date Received

Receipt Number

463-30484

11 MAR 98

W023506

NOTICE OF CLAIM TO A WATER RIGHT

ACQUIRED UNDER STATE LAW
 For Domestic and/or Stockwater Purposes
 Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

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

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

2. Date of Priority (Only one per claim) 8/1/1988 Month/Day/Year

3. Source of water supply (Check one) (☒) Groundwater or Other () (a) _____
 which is tributary to (b) _____ Name or kind of source

4. Location of point of diversion is: Township 4N Range 1W

Section 12, _____ 1/4 of SW 1/4 of SW 1/4, Govt. Lot _____, BM.,

County of Ada

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate 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. 6-inch x 130-foot well, drilling permit 63-89-C-0200

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For domestic purposes from 01-01 to 12-31 amount 0.04 (cfs)

For _____ purposes from _____ to _____ amount _____
 (Both dates are inclusive)

7. Total quantity claimed _____ (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) one home and lawn - home served by this claim is the older of two homes at this location

10. Place of use is: Township: 4N Range 1W

Section 12 SW 1/4 of SW 1/4, Govt. Lot _____, B.M.,

County of Ada for (Circle One) (Domestic) Stock Domestic and Stock

Additional places of use, if any _____

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.
A63-17846 is older artesian well for same home

14. Remarks: Lots 9 and 10 Compton-Andrews Tract. This claim for newer well is
is filed to clarify remarks in A63-17846 and A63-17848. This claim and 17846
when combined provide 0.04 cfs to house served by two wells/claims of different *

15. Basis of Claim (Circle One) (Beneficial Use) Posted Notice License Permit Decree

Court _____ Decree Date _____ Plaintiff vs Defendant _____

If applicable provide IDWR Water Right Number _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood 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 _____

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 E. 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 _____ Date _____

Title and Organization _____

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 Howerton

Residing at _____

My Commission Expires Ron Howerton
Residing at Boise, Idaho

Last Name Ellensohn, Fease Ident No. My Commission Expires December 8, 2000

*remarks continued - priorities. Same two wells served second home A63-17848.
Copies: White-State, Yellow-Claimant

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: 63-30484

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

TIMOTHY F FEASE
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: Kathy A. Ellensohn

Please print your name: TIMOTHY F. FEASE
KATHY A. ELLENSOHN

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

08/26/2005

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

RIGHT NUMBER: 63-30484

NAME AND ADDRESS: KATHY A ELLEN SOHN
4557 OLD VALLEY RD
EAGLE ID 83616

TIMOTHY F FEASE
4557 OLD VALLEY RD
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

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

The rights listed below are limited to a total combined diversion rate of .04 cfs. Combined Right Nos.: 63-17846 and 63-30484.

PRIORITY DATE: 08/01/1988

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>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within ADA County

T04N R01W S12 SWSW

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

PARCEL NO. R90263600100.

Right No. 63-17848 is also diverted through point of diversion described above.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-30484

WATER RIGHT NUMBER: 63-30484

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

Priority Date: 08/01/1988

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	1/01 to	12/31	0.040 CFS	
<u>Total Diversion:</u>			0.040 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

DOMESTIC

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												X					

Conditions of Approval:Remarks:

- General LOTS 9 AND 10 COMPTON ANDREWS TRACT. THIS CLAIM FOR NEWER WELL IS FILED TO CLARIFY REMARKS IN A63-17846 & A63-17848. THIS CLAIM AND 17846 WHEN COMBINED PROVIDE 0.04 CFS TO HOUSE SERVED BY TWO WELLS/CLAIMS OF DIFFERENT PRIORITIES. SAME TWO WELLS SERVED SECOND HOME A63-17848.

PH# RA026360010
 11/20/01 dom use for 1 home & up to 1/2 ac - triv
 11/11/01 a not det of hys bly
 11/13/01 a not to > .13k bpd
 E522 when combined w/ 63-17846, not to > .04 cfs & 13k bpd
 63-17848 also duplied
 63-17846

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-30484**

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 ELLENSOHN
17848	Claim	04N	01W	12	SW	SW		DOMESTIC		KATHY A ELLENSOHN
30484	Claim	04N	01W	12	SW	SW		DOMESTIC		KATHY A ELLENSOHN
4359	Water Right	04N	01W	12	SW	SW		DOMESTIC		DOUGLAS J FITZGERALD
38192	Water Right	04N	01W	12	SW	SW		DOMESTIC		MARTHA LEDINGTON

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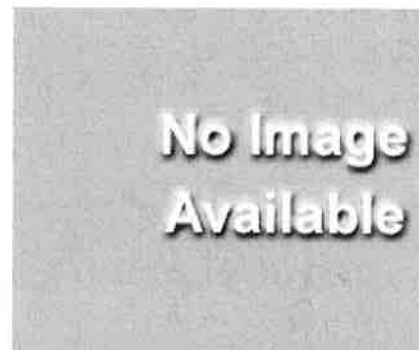
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Property Details for Parcel R9026360010**General Information**

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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Residential
 Agriculture
 Land

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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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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
--------	-------	------	-----------------

Water Right Information:

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

Print Report

COMPTON

Middleton Mill Canal

STATE ST

BE

7 8

R1527450810

R1527450804

RS_4514

ANDREWS

R0891550020

OLD VALLEY

RD

330.65

12

11

10

9

RS_3429

R1527451204
RS_2154

R1527451105
RS_1890

R1527451020

R1527450855

486.72

S041

S90.69
N 00-01-53 E

TRACT

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

S04

670.00

670.00

55.00

201.76

331.13

SECTION 12, T4N R1W

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