



2000 Photo
2N 1W S11
NENW

This is an aerial photograph of a rural landscape. The central portion of the image is dominated by a large, rectangular field with a strong red tint. To the left of this field, a light-colored, winding road or path runs vertically. In the upper right corner, there are several small, white buildings with dark roofs, possibly farm structures. The bottom of the image shows a different terrain, with a mix of brown and tan colors, and a winding road or path. A red stamp is visible in the bottom left corner.

AIRCRAFT
MAR 12 2003



Ada County Assessor's Plat Maps -

T2N R1W 11, Scale: 1 inch = 204.72 feet

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MAR 17 2003

1

2N 1W Sec.11
James



11

12

14

13

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NENW
1987

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Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Rec	63-2987	RONALD L DETWEILER,	GROUND WATER	02N01W11		15.5	20		34.5												71
Claim	63-2987	RONALD L DETWEILER,	GROUND WATER	02N01W11		17	20		40												77
Right	63-2987	L D DANIEL,	GROUND WATER	02N01W11		20	20		40												80
Claim	63-17735	CHARLOTTE A MILLER,	GROUND WATER	02N01W11	33	18	20														71
Claim	63-22169	LINDA DURBIN, JERRY DURBIN,	GROUND WATER	02N01W11		3.5															3.5
Claim	63-2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	02N01W11																	0
Claim	63-2722A	LINDA CASTOE, BRUCE H CASTOE,	GROUND WATER	02N01W11	5																5
Claim	63-3008	EUNICE W PATTERSON, FRANCIS A PATTERSON,	GROUND WATER	02N01W11				39													39
Claim	63-7547	EDITH M BURROWS, DEAN BURROWS,	GROUND WATER	02N01W11	5																5
Rec	63-17735	CHARLOTTE A MILLER,	GROUND WATER	02N01W11	24	12	20														56
Rec	63-2722A	BRUCE H CASTOE, LINDA CASTOE,	GROUND WATER	02N01W11	5																5
Right	63-10474	SIMON VANDERKOOY,	GROUND WATER	02N01W11						33	40	38	40								189
Right	63-2388	US DEPT OF INTERIOR,	BOISE RIVER	02N01W11																	0
Right	63-2722	MARCUS MILLER,	GROUND WATER	02N01W11	33	18	20														71
Right	63-3008	GEORGE E KRUEGER,	GROUND WATER	02N01W11				39													39
Right	63-7547	PATRICIA L MC CARTY, M L MC CARTY,	GROUND WATER	02N01W11	5																5

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MAR 17 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69897

This is to certify that: BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID 83642
(208) 895-6733

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acres	Total	Source
63-31483	AJC/License	04/22/1954	0.04 cfs	N/A	2.3		GROUND WATER

Purpose of Transfer (Changes Proposed)

Current Number	Split	POD	POU	Add POD	Period of Use	Nature of Use
63-31483	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-31483	63-31483	0.04 cfs	9 af	N/A	2.0		N/A	N/A	N/A	N/A
TOTALS		0.04 cfs	9 af	N/A	2.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this

2nd day of

October

20 02

J. Glen Saylor
Chief, Water Allocation Bureau

MICROFILMED

MAY 17 2003

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69897

In accordance with the approval of Transfer No. 69897, Water Right No. 63-31483 is now described as follows.

Right Holder: BILL JAMES
 2465 W COLUMBIA RD
 MERIDIAN ID 83642

Priority Date: April 22, 1954

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	to 11/15	0.04 CFS	9.0 AF
			0.04 CFS	9.0 AF

LOCATION OF POINT OF DIVERSION:
 GROUND WATER NENENW Sec. 11 Twp. 02N Rge 01W ADA County

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N 01W 11					2.0												2.0

Total Acres: 2

CONDITIONS OF APPROVAL

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
3. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
4. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
5. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with water law and applicable rules of the Department of Water Resources.

Dated this 2nd day of October, 2002

MAR 17 2003



Chief, Water Allocation Bureau

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APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APR 18 2002

NATIONAL WATER RESOURCES
WESTERN REGION

Post Office address

A. PURPOSE OF TRANSFER

- I. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

Phone 208 895-6733

Meridian Id
RECEIVED 83647

JUL 22 2002

Department of Water Resources

2. Describe the reason for the proposed changes 2.3 Acres with home are
being split off from the rest of the
farm. Existing domestic well will be used
to irrigate the 2 acres

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-2987	4-22-54	.04	Irrigation	7-15 to 11-15
63-31483				to
SRBA SPLIT PORTION				to
				to

2. Total amount of water being transferred 04 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water Groundwater tributary to

4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

Total Acres 2

PART 1

6. General Information:

a. Description of diversion system

Well, 240' deep pump 6" casing

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? ☒ Yes ☐ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

Same land irrigated

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____, subject to the following conditions: _____ And the said application is hereby _____

Witness my hand this _____ day of _____

For the Director

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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APR 18 2002

WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____

in case of _____ vs. _____

dated _____ in _____ county of _____

b. License No. 63-2987 issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice☒ Warranty Deed☐ Other _____3. Source of water Ground water tributary to _____4. Date or priority 4-22-54

5. Water is used for the following purpose:

amount 1.4 C.F.S. for irrigation purposes from 3-15 to 11-15

(cfs/ac-ft) _____

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) _____

amount _____ for _____ purposes from _____ to _____

(cfs/ac-ft) _____

6. Total amount of water under right 1.4 cubic feet per second and/or 264.5 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NE	11	2N	1W	Ada	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	1W	11		10	20		40												80

Total acres 80

9. Describe any other water rights used for the same purpose as described above _____

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount—

(c/s/ac-ft)

amount—

(c/s/ac-11)

Amount—

(Cts/20-41)

2. Point(s) of Diversion:

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NE	NE	11	2N	1W	Ada	

3. Lands irrigated or place of use:

[illegible]

Total acres

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount—

(c/s/ac-41)

amount—

(cfs/ac-ft)

— amount

(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	%	%	%	Sec.	Twp.	Rge.	County	Local name for diversion
	SW	NW	NE	11	2N	1W	ALL	

3. Lands irrigated or place of use:

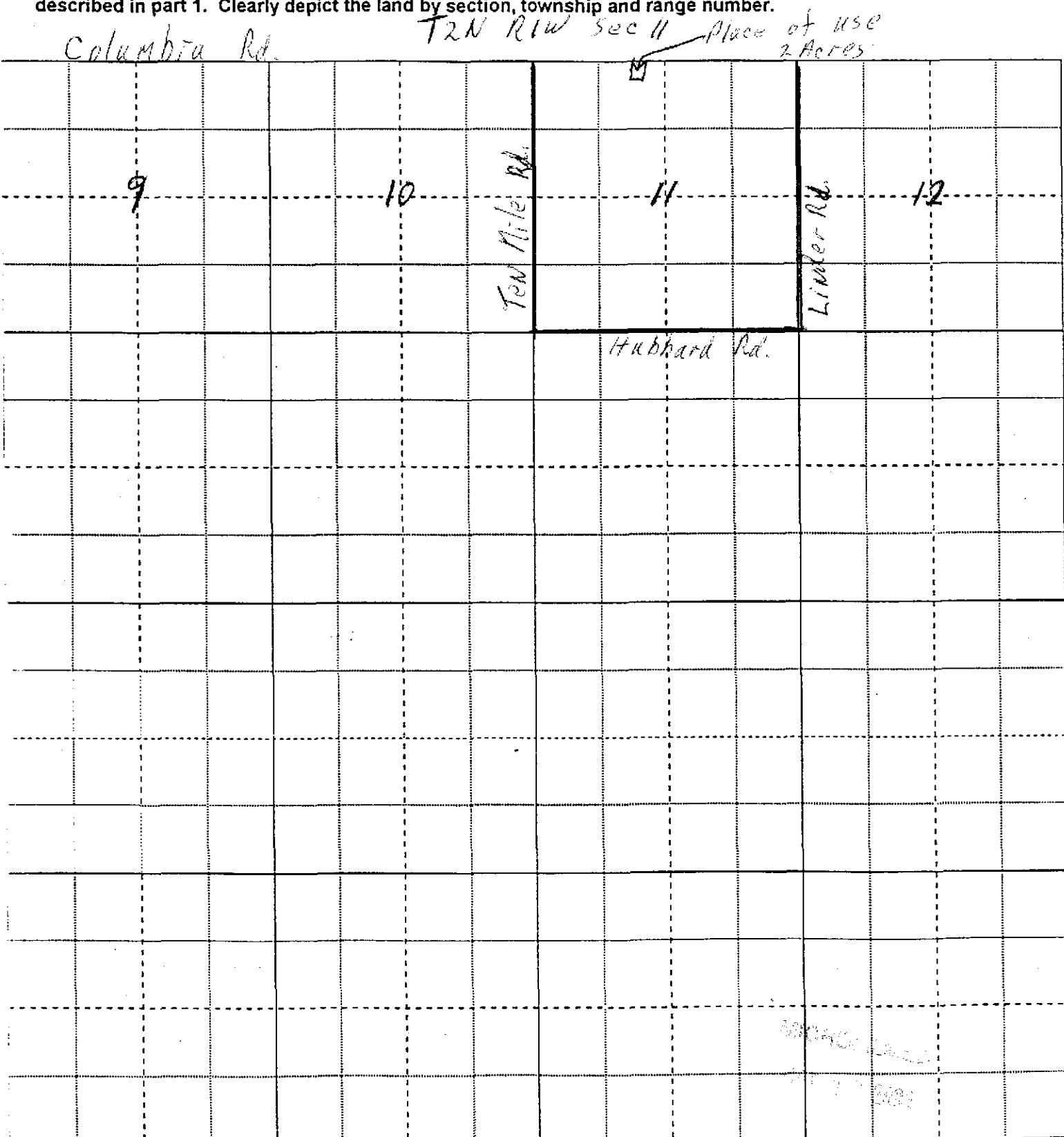
[illegible]

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for the rights described in part 1. Clearly depict the land by section, township and range number.



Scale: 2 inches equal 1 mile. Draw plan in ink.

PART 3

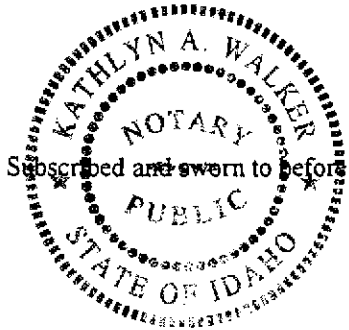
B. CHANGES IN NATURE OF USE

1.

<u>New Nature of Use</u>	<u>Amount(cfs/af-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
_____	_____	_____	_____ to _____
_____	_____	_____	_____ to _____
2. Quantity and quality of return flows and location of discharge: _____

3. Describe effects on other water uses resulting from the proposed change: _____

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.
I understand that any willful misrepresentations made in this application may result in voiding its approval.

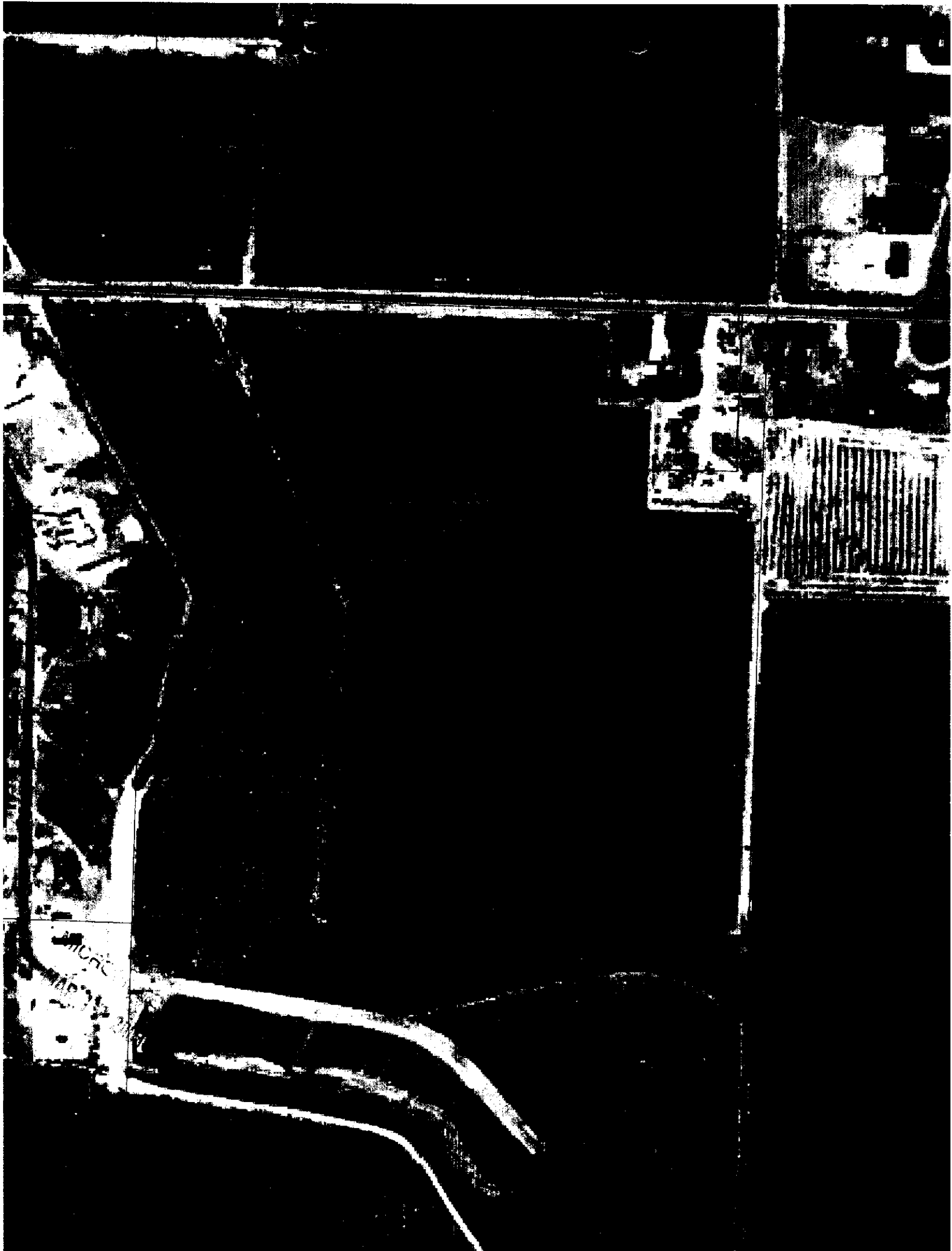


Bill James
(Signature of Applicant)
Subscribed and sworn to before me this 7th day of January, 2002
Kathlyn A. Walker
(Notary Public)

My commission expires 2/15/2005

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachments well upgrade paid per receipt W029474 \$125
Received by DN Date 4/18/02 Protest filed by _____
Prelim. Check by ly Fee \$100.00 W029051
Receipted by dt Date 4-22-02
Published in THE IDAHO STATESMAN Copies of protest forwarded by _____
Pub. Dates 6-6+13-02 Hearing held by _____ Date 7/3/02
Watermaster recommendations requested on _____ Recommended for ☒ approval ☐ denial
_____ received _____ by Lon Brunner
Copy of transfer sent to lien holder _____



Order No: C010273

WARRANTY DEED

FOR VALUE RECEIVED,

RONALD L. DETWEILER and CAROL DETWEILER, HUSBAND AND WIFE
The Grantor(s), do(es) hereby grant, bargain sell and convey unto

BILL JAMES and JERRI JAMES, HUSBAND AND WIFE

whose current address is 2465 W COLUMBIA MERIDIAN, ID 83642

the Grantee(s), the following described premises, in ADA County, Idaho, TO WIT:

SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF FOR LEGAL DESCRIPTION

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor(s) do(es) hereby covenant to and with the said Grantee(s), that (s)he is/are the owner(s) in fee simple of said premises; that they are free from all encumbrances EXCEPT: Subject to all existing patent reservations, easements, right(s) of way, protective covenants, zoning ordinances, and applicable building codes, laws and regulations, general taxes and assessments, including irrigation and utility easements (if any) for the current year, which are not due and payable, and that Grantor(s) will warrant and defend the same from all lawful claims whatsoever.

Dated: 12/17/01

Ronald L. Detweiler
RONALD L. DETWEILER

Carol Detweiler
CAROL DETWEILER

STATE OF IDAHO)

), ss:

COUNTY OF CANYON)

ON THIS OF DECEMBER ,2001 , BEFORE ME, THE UNDERSIGNED, A
NOTARY PUBLIC PERSONALLY APPEARED ,RONALD L. DETWEILER,CAROL
DETWEILER , KNOWN TO ME OR PROVEN TO ME ON THE BASIS OF
SATISFACTORY EVIDENCE TO BE THE PERSON(S) WHOSE NAME(S) IS/ARE
SUBSCRIBED TO THE WITHIN INSTRUMENT AND ACKNOWLEDGED TO ME
THAT _HE_ EXECUTED THE SAME.

NOTARY PUBLIC
RESIDING AT: _____
MY COMMISSION EXPIRES: _____

(SEAL)

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DEC 17 2001

EXHIBIT "A"

A parcel of land located in the Northeast Quarter of the Northwest Quarter of Section 11, Township 2 North, Range 1 West, Boise Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the quarter corner common to Section 2 and the said Section 11, from which the Northwest corner of said Section 11 bears North 89°25'57" West, 2,637.75 feet; thence along the North-South mid-section line

South 00°48'52" West, 30.00 feet; thence

North 89°25'57" West, 50.00 feet to THE REAL POINT OF BEGINNING; thence

South 00°48'52" West, 299.00 feet; thence

North 89°25'57" West, 322.00 feet; thence

North 00°48'52" East, 299.00 feet; thence

South 89°25'57" East, 322.00 feet to the POINT OF BEGINNING.

P.L.D.
Q

MICHAEL
1988



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

October 4, 2002

BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID 83642

RE: Transfer No.: 69897 - Water Right 63-31483 - Transfer Approval Notice

Dear Water Right Holder(s):

The Department of Water Resources has issued the enclosed approved Transfer of Water Right(s). Please be sure to thoroughly review the conditions of approval and remarks listed on the approval document.

The Transfer of Water Right(s) is a PRELIMINARY ORDER issued by the Department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action by the Department unless the APPLICANT petitions for reconsideration or files an exception and/or brief within fourteen (14) days of the service date as described in the enclosed information sheet.

ANY PERSON aggrieved by any decision, determination, order or action of the Department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Department and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

Please note that water right owners are required to report any change of water right ownership and/or mailing address to the Department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee. Contact any office of the Department or visit the Department's homepage on the Internet to obtain the proper forms and instructions.

If you have any questions, please contact me at 208-327-7940.

Sincerely,

Sharla Curtis

for Jeff Peppersack, Manager
Water Rights Permits Section

JP:klt

Enclosure(s)

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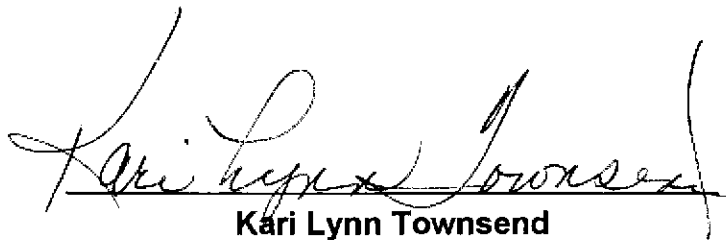
OCT 17 2002

CERTIFICATE OF SERVICE

I hereby certify that on October 4, 2002 I mailed a true and correct copy, postage prepaid, of the foregoing TRANSFER APPROVAL to the person(s) listed below:

RE: TRANSFER NO. 69897 - WATER RIGHT 63-31483

**BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID 83642**


**Kari Lynn Townsend
Secretary**

MICRO, LMKL
OCT 9 7 2002

**EXPLANATORY INFORMATION
TO ACCOMPANY A
PRELIMINARY ORDER**

The accompanying order or approved document is a "**Preliminary Order**" issued by the department pursuant to section 67-5243, Idaho Code. It can and will become a final order without further action of the Department of Water Resources (department) unless a party petitions for reconsideration, files an exception and brief, or requests a hearing as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the department within fourteen (14) days of the service date of this order. The department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See Section 67-5243(3) Idaho Code.

EXCEPTIONS AND BRIEFS

Within fourteen (14) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding with the Director. Otherwise, this preliminary order will become a final order of the agency.

REQUEST FOR HEARING

Unless a right to a hearing before the department or the Idaho Water Resource Board (Board) is otherwise provided by statute, any person aggrieved by any final decision, determination, order or action of the Director of the department and who has not previously been afforded an opportunity for a hearing on the matter may request a hearing pursuant to section 42-1701A(3), Idaho Code. A written petition contesting the action of the Director and requesting a hearing shall be filed within fifteen (15) days after receipt of the denial or conditional approval.

ORAL ARGUMENT

If the Director grants a petition to review the preliminary order, the Director shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Director will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Director orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Director in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with IDAPA Rules 37.01.01302 and 37.01.01303 (Rules of Procedure 302 and 303).

MAILED 9 7 2009

FINAL ORDER

The Director will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Director may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,
- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

TRANSFER REVIEW SHEET

Trans # 69897

Date Reviewed 10-1-02 *kw*

Right No(s) * 63-31483

Split? Y N Y N Y N Y N Y N

AREA OF CONCERN: No/Yes

PURPOSE OF TRANSFER FOR EACH RIGHT:

Change p/d Change use period Change p/u
Add p/d Change nature of use

RightID's of From & To records correct? Y N (resolve with State Office personnel)

Check for Partial Decree issuance, etc. since time of application's entry

PROOF OF OWNERSHIP COMPLETE FOR OLD & NEW P/U

Lien Holder Release see mail msg of 10/2/02 by Joe Heaves

GROUNDWATER:

DRILLING PERMIT

All wells - 046
 DP upgrade req'd Y N (contact GW personnel)

WMD - North/East/West
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 067

WMD

≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

SUPPLEMENTAL (irr = only use) - 065-104 N/A
 SUPPLEMENTAL (irr + other uses) - 100-105

SURFACE WATER:

WD - R05 (WD#) WM comments rec'd
 ≤ 0.20 cfs/others - R02, 01P or No MD
 > 0.20 cfs - R43
 WD, SPRINGS/SINK, INACTIVE WD & REST OF STATE
 ≤ 0.24 cfs/5 acres - No MD
 > 0.24 cfs/5 acres - 01M or 01Q

STANDARD SEASON 3/1 to 11/15 (use X61 if extended season)

STANDARD VOLUME 4.5 af/ac

CONSUMPTIVE USE VOLUME 3.5 af/ac

USES:

STORAGE - 18C-R02-01P-18B-NA
IRR ≤ 5 ac - R66/R67/R68/R69 (0.03 cfs/ac)
 > 5 ac - R62/R63/R64/R65 (0.02 cfs/ac)
STOCKWATER - R37 (all BLM/USFS)
MINING - 054-106
FISH PROP - 029(70'S only)-007-122-106
HEAT/COOL - R07 (injection well)
FIRE PROT. - 077
DATRY - 082 (zoning if a concern)-106-WD8

USES:

POWER - 17H-17K (-+uses)-025-106
MUNICIPAL
Restricted area - 022-075 RAFN - 007-109-X64
Irr., GW supp to SW - 102
DOMESTIC
Surface water - WB5 (Big Wood or Boise above Star Bridge)
- 27A (Payette River)
 > 1 in restricted area - 070-071-075 (no parks/common areas, etc)
Irr use listed separate - WB5

MISC CONDITIONS/REMARKS:

T07 - 1 yr to develop
T08 - comply or rescind
T17 - measure all p/d's (used with WB4)
T18 - Special T17 & R43 combined - multiple pds in WD
Protested - 020-X19
Water Quality - 106-R07
X27 - Number of acres/season in ppu
X35 - Combined totals of multiple rts

X49 - measure p/d's (source chg'd to orig trib)
X51 - 2+ yrs to develop
X53 - Use ltd to orig. source availability
X54 - forfeited ac/rate (used rarely)
X55 - (transfer shrinks total water to less ac)
004 - no right-of-way
X58 - pending claim (statutory or AJ b/u claim)
X61 - extended irr season
X62 - replaces N11 and N13
X63 - replaces C12
WB4 - + p/ds, cfs & afa (used with T17)
WD8 - land application of waste water
01Q - used instead of 01M when there's another meas. Cond (i.e. T17 & 01m)

Apply one to chg'd and unchg'd rts:

T09 - on-going SRBA (no Dir Rpt or Recomm vet)
T19 - replaces C18 (if at Recommendation or Partial Decree stage)
T20 - use instead of T09 where not ongoing in SRBA

OTHER CONDITIONS/REMARKS

COMMENTS

Database files updated kw Approval form printed kw Shape files created kw
 Special Mailing Instructions (cc's, etc) ✓
 Final database update after approval ✓ *Comment to WR No(s). update 63-2987 ✓

10/2/02

Walker, Kay

From: Graves, Lori
Sent: Wednesday, October 02, 2002 8:45 AM
To: Walker, Kay
Subject: Bill James

Hi Kay, I did not get a statement from Bill James' leinholder because he is not proposing to change the place of use. Bill only wants to add a well to irrigate his 2 acre portion of the original water right. Adding a well seems to be a property enhancement rather than detriment and should not require a leinholder's consent. Thx Kay. lg

RECEIVED

JUL 22 2002

Department of Water Resources

Form 222a

January 2002

IDWR WESTERN REGION TRANSFER ANALYSIS

Applicant BILL JAMES Transfer No. 69897
 Reviewed by lg Date 5/6/02
 Data entered by lg
 1. Right number(s) 63-31483

Caution
before processing: ☐ Partial Decree to WR ☐ Ownership Change filed & split completed

2. Type of right ☐ Decree ☒ License ☐ Stat. Claim ☐ BU Claim

3. Purpose of transfer ☒ Change P/D ☒ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Period ☐ Split Right
☐ Other: _____

4. Check Existing
 Right

☒ Source ☒ Priority ☒ Amount
☒ Purpose ☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights for original P/D &/or P/U

5. Check Proposed Right for amount of land &/or water transferred:

- a. ☒ Analysis memo – always include unless justify why not needed
- b. ☒ All of right
- c. ☒ Part of right – Note: Part B should normally be completed only if part of right is owned by applicant
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing proposed P/D &/or P/U
- g. ☒ Correct notarized signature and fee – see Transfer Memo #23 about fees if necessary
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. ☒ Expansion in use of right: check rate of flow, diversion volume and consumptive volume. Discuss in memo.
- j. ☒ Surface water source: IDFG letter; notify Water Planning Bureau if protected river or minimum flow reach.

k. ☒ Overlapping rights for current & proposed scenarios

Current see memo

Proposed _____

l. ☒ SRBA Claim(s) see memo

m. ☒ Comment letters ☒ No ☐ Yes as follows:
_____ Water District # _____ IDFG _____ Other per attached

PUBLICATION REVIEW

1. Comment Letters

Watermaster comments requested on _____, received on _____

Other comment letters received ☐ Yes ☐ No

2. Affidavit of publication received: ☒ Yes

3. Published correctly: ☒ Yes ☐ No

If No, re-publication required: ☐ Yes ☐ No

4. Protests received: ☐ Yes ☒ No ☐ If yes, acknowledgement sent

RECOMMENDATIONS

1. ☒ Approve ☐ See attached memo

2. ☐ Deny due to _____

3. Conditions of Approval standards

4. Recommended by Loi Gharner Date 7/3/02

FORWARDING FILE TO S.O.

1. Copies made for Region file (see attached supplemental page): Yes _____

2. File forwarded to S.O. by _____ Date _____

MEMORANDUM

DATE: 5/17/2002

FROM: Lori Graves *g*

TO: X-fer File No. 69897

Attachments

- A. Outlined Property on 2000 Arc View Photo
- B. Warranty Deed

Brief

Applicant filed this transfer to use his private well for irrigation of two acres he recently purchased that are part of license 63-2987.

Overlaps

Blanket SRBA claim 63-2388 for surface water covers S11, however, applicant stated that surface water was never used on his property because it was too high.

SRBA

40 acres were licensed and claimed in the NENW, however, it appears that some were not irrigated in 1987 or 2000 in the NENENW, where applicant's two acres appear to be located. I contacted the applicant and he outlined his property boundaries on the attached 2000 photo showing the location of his parcel actually including irrigated lands. After plotting applicant's complete legal description and looking at tax lot information received from the Ada County Assessors office, it appears that applicant's property is offset and does not hug the qtr section lines. Based on this evidence, applicant's lot does include land irrigated in 1987 and 2000.

The 77 of the original 80 licensed acres were claimed in the SRBA. All 40 acres listed in the NENW on the license, where applicant's acres are located, were claimed. SRBA staff stated that the NENW 40 acre tract would probably be recommended as licensed or close to it. After reviewing the above information, SRBA staff concluded that the applicant's split claim, no. 63-31483, would be recommended in the SRBA. Claim file 63-31483 will be noted with this memo. The remaining right is 63-31482.

Recommendations

Approve the transfer as filed.

Do not forward to SO until well upgrade fee has been received.

✓ rec 7/18/02
MICHAEL MED

SEP 17 2002 *g*



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 5, 2002

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Bill James
2465 W Columbia Rd
Meridian ID 83642

RE: Application For Transfer No. 69897

Dear Mr. James:

Your application for transfer to appropriate ground water for irrigation use has completed the advertising period without protest.

According to your application, the proposed well has already been constructed, in which a \$75 fee was paid. The well was constructed as an exempted-use domestic well, and is presently limited to diversions for a single-family home and no more than ½ acre irrigation. Because the well is now proposed for purposes in excess of a single-family home, the drilling permit must be upgraded to account for the additional acreage.

A \$200 drilling fee is required for uses in excess of a single-family home. The fee you have already paid has been applied to this amount. Before we can forward the application for final approval, the balance of \$125 must be paid so the drilling permit can be upgraded.

Please return the \$125 balance due to my attention within 30 days from the date of this letter. If the fee is not received, your transfer application will be voided.

If you have any questions, please do not hesitate to contact me at this office.

Sincerely,

Lori Graves
Sr. Water Resources Agent

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

REVIEWER'S NOTES

Ident. Number 63-31483
Date Received: 7/31/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID USA 83642

Phone: (208) 895-6733

2. Date of Priority: 04/22/1954

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	01W	11	SW	NW	NE	ADA	

5. Description of diverting works:

Well, 225 ft deep, 25 HP pump, 12 inch casing

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.04	

7. Total Quantity Appropriated is:
0.04 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	11	NE	NW	IRRIGATION	2.3
					Section Acres	2.3
					Total Acres	2.3

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:

This claim is the result of a split due to change in ownership for a portion of 63-2987. DB 5/1/2002

15. Basis of Claim: License

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 63-31482
Date Received: 7/31/1989
Receipt No:
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

RONALD L DETWEILER
890 ALBERTA AVE
NYSSA OR USA 99913

Phone:

2. Date of Priority: 04/22/1954

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	01W	11	SW	NW	NE	ADA	

5. Description of diverting works:

Well, 225 ft deep, 25 HP pump, 12 inch casing.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.36	

7. Total Quantity Appropriated is:
1.36 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	01W	11	NW	NE	IRRIGATION	17
			SW	NE	IRRIGATION	20
			NE	NW	IRRIGATION	37.7
					Section Acres	74.7
					Total Acres	74.7

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:

This claim is the result of a split due to change in ownership for a portion of 63-2987.

15. Basis of Claim: License

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2987

WATER RIGHT NUMBER: 63-2987

Owner Type Name and Address
 Current Owner L D DANIEL
 MERIDIAN, ID

Priority Date: 04/22/1954

Basis: License

Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	/ to /	1.400 CFS	
DOMESTIC	/ to /		
	<u>Total Diversion:</u>	1.400 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4 Sec. 11, Twp 02N, Rge 01W, B.M.
 ADA County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	01W	11		20.0	20.0		40.0												80.0

Total Acres: 80

DOMESTIC same as IRRIGATIONConditions of Approval:Remarks:Comments:Dates and Other Information:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-2987

Dates and Other Information:

Licensed Date: 8/28/1979
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Formal Action Date:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

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>
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Verification Log:

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

ADA COUNTY ASSESSOR'S OFFICE FAX COVER SHEET

DATE: 05 / 17 / 02NUMBER OF PAGES (incl. cover sheet) 23

TO

Laurie GravesPHONE: 334-2190FAX: 334-2348

FROM

ValeriePHONE: 287-7262

FAX: _____

REMARKS

☐ Urgent ☐ For your Review/Action ☐ Reply ASAP ☐ Please Comment

☐ 200 W. Front St. 2nd Fl.
Boise, ID 83702
(208) 287-7200
FAX: (208) 287-7209

☐ 7190 Barrister
Boise, ID 83704
(208) 377-6520
FAX: (208) 377-6760

☐ 200 E. Carlton
Meridian, ID 83642
(208) 884-8973
FAX: (208) 884-8117

MICROFILMED

MAY 17 2002

1

2N 1W Sec.11
James



11

12

14

13

MICROFILMED

1948 - 7 2003

861

MICROFILMED
MAR 11 2007

Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESW	NWSE	SWSE	SESE	Total
Claim	63-2987	RONALD L DETWEILER,	GROUND WATER	02N01W11		17	20		40												77
Right	63-2987	L D DANIEL,	GROUND WATER	02N01W11		20	20														80
Claim	63-17735	CHARLOTTE A MILLER,	GROUND WATER	02N01W11	33	18	20														71
Claim	63-22169	LINDA DURBIN, JERRY DURBIN,	GROUND WATER	02N01W11		3.5															3.5
Claim	63-2389	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	02N01W11																	0
Claim	63-27224	LINDA CASTOE, BRUCE H CASTOE,	GROUND WATER	02N01W11	5																5
Claim	63-3008	EUNICE W PATTERSON, FRANCIS A PATTERSON,	GROUND WATER	02N01W11				39													39
Claim	63-7547	EDITH M BURROWS, DEAN BURROWS,	GROUND WATER	02N01W11	5																5
Right	63-10474	SIMON VANDERKOOY,	GROUND WATER	02N01W11						33	40	39	40								189
Right	63-2389	US DEPT OF INTERIOR,	BOISE RIVER	02N01W11																	0
Right	63-2722	MARCUS MILLER,	GROUND WATER	02N01W11	33	18	20														71
Right	63-3008	GEORGE E KRUEGER,	GROUND WATER	02N01W11				39													39
Right	63-7547	PATRICIA L MC CARTY, M L MC CARTY,	GROUND WATER	02N01W11	5																5

MILTON L. LAMON

APR 1 1997

The Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

RECEIVED

JUN 18 2002

WATER RESOURCES
WESTERN REGION

Account	DTI Ad#	Identification	Amount
047628	673263	TRANSFER NO. 69897	\$108.00
Ordered by	P.O.#	Times Run	Lines
SUE TAYLOR		2	30
			Columns
			X 2
			Legal #
			13679
IDAHO DEPT WATER RESOURCE 2735 AIRPORT WAY BOISE, ID 83705 5082			

LEGAL NOTICE NOTICE OF PROPOSED CHANGE OF WATER RIGHT TRANSFER NO. 69897

BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID 83642, has filed Application No. 69897 for changes to the following water rights within ADA County:

Right No. 63-31483

Priority 4/22/1954
Source GROUND WATER
Use IRRIGATION (2.3 acres) 0.04 CFS
Total Amount 0.04 CFS
Point(s) of Diversion SWNWNE S11 T02N R01W
Place of Use S11 T02N R01W

Remark: Applicant proposes using his existing domestic well located in the NENENW S11 T2N R1W for irrigation of his two acres.

Protests may be submitted based on the criteria of Sec 42-222, Idaho Code.
Any protest against the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Wy, Boise ID 83705 together with a protest fee of \$25.00 for each application on or before June 24, 2002. The protestant must also send a copy of the protest to the applicant.

KARL J DREHER, Director

Pub. Jun. 6,13, 2002

13679

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended for: 2

☒ consecutive weekly ☐ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning with the issue of: June 6, 2002
and ending with the issue of: June 13, 2002

Janice Hildreth

STATE OF IDAHO

ss

COUNTY OF ADA

On this

17

day of

June

in the year of

2002

before me, a Notary Public, personally appeared before me Janice Hildreth known or identified to me to be the person whose name subscribed to the within instrument, and being by me first duly sworn, declared that the statements therein are true, and acknowledged to me that she executed the same.

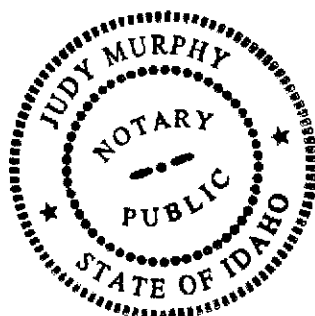
Judy Murphy
Notary Public for Idaho

Residing at: *Boise, Idaho*

Emmett

My Commission expires:

1/6/04



MICHAEL LEAD

JUN 17 2002



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

May 30, 2002

Legal Notice Department
IDAHO STATESMAN
PO BOX 40
BOISE ID 83707

RE: Transfer No. 69886
Water Right No(s). 63-31306

Transfer No. 69897
Water Right No(s). 63-31483

Application for Permit No. 63-31493

Dear LEGAL NOTICE DEPARTMENT:

Enclosed you will find legal notices which we wish to have published in your newspaper on the dates indicated (once a week for two consecutive weekly issues). If you cannot publish the notices on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Please send the affidavit and bill to this office before 06/24/2002. Your cooperation is appreciated.

Sincerely

Sue Taylor
Senior Secretary

MICROFILMED

MAY 31 2002

NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 69897

BILL JAMES
2465 W COLUMBIA RD
MERIDIAN ID 83642, has filed Application No. 69897 for changes to the following water rights within ADA County:
Right No. 63-31483

Priority 4/22/1954

Source GROUND WATER

Use IRRIGATION (2.3 acres) 0.04 CFS

Total Amount 0.04 CFS

Point(s) of Diversion SWNWNE S11 T02N R01W

Place of Use S11 T02N R01W

Remark: Applicant proposes using his existing domestic well located in the NENENW S11 T2N R1W for irrigation of his two acres.

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KARL J DREHER, Director

Published in the Idaho Statesman on June 6 and 13, 2002.

MAILED 10/1/02
JUL 1 2002