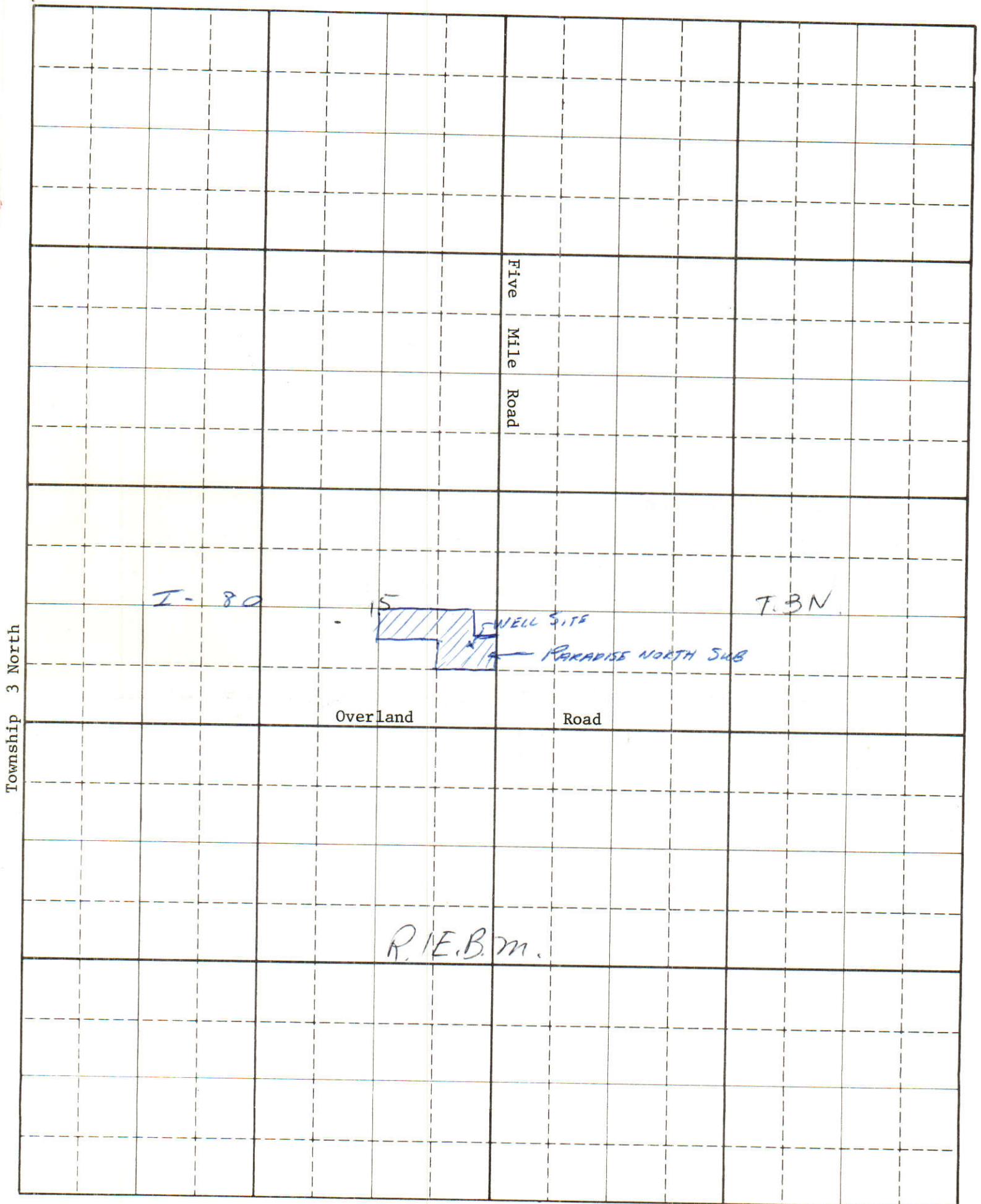


11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

Range 1 East

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

(Applicant)

South County Water Co.
Keith E. Stokes
President

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FEB 25 1968
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Department of Water Resources
Western Regional Office

MICROFILMED

FRANKLIN ROAD

15

14

P.D.
①

OVERLAND DR.

CLOVERDALE

FIVE MILE RD

23

✓

T 3N, R 1E

Diagram of System

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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FEB 16 1999

Department of Water Resources

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
incomplete forms will be returned.

1. Water Right Number(s) 63-9106
Adjudication Claim Number(s) _____

2. The following **REQUIRED** information must be submitted with this form.

A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.

AND

B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)

OR

C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former South County Water Co.
Owner/claimant(s) P.O. Box 7361 Boise, ID 83707

4. New Owner/Claimant(s) United Water Idaho
Name connector (check): ☐ AND, ☐ OR, ☐ AND/OR

New Mailing Address 8248 W. Victory RD
City, State and ZIP Code Boise, ID 83709

New Telephone Number (208) 362-7332
5. Date you acquired the property 6/5/1998

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies describe in detail you portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS 1.12 Number of Homes _____ Other uses _____

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Benjamin H. Apple, Vice Pres. Date 2/12/99
Owner/ Claimant(s) _____ Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

MICROFILMED
MAR 15 1999

United Water

RECEIVED

FEB 16 1999

Department of Water Resources

United Water Idaho

8248 West Victory Road

PO Box 7488

Boise, ID 83707-1488

telephone 208-362-1300

facsimile 208-362-1479

President	William C. Linam	8248 W. Victory Rd. Boise, Idaho 83709
Vice President	John Turner	200 Old Hook Rd. Harrington Park, NJ 07640
	Benjamin M. Hepler	8248 W. Victory Rd. Boise, Idaho 83709
Treasurer	John J. Turner	200 Old Hook Rd. Harrington Park, NJ 07640
Secretary	Allen D. Shakley	200 Old Hook Rd. Harrington Park, NJ 07640
Assist. Secretary	Jeremiah Healy	8248 W. Victory Rd. Boise, Idaho 83709

MICROFILMED
MAR 15 1999

RECEIVED

FEB 16 1999

STOCK PURCHASE AGREEMENT

Department of Water Resources

This STOCK PURCHASE AGREEMENT, dated June 5, 1998, is between UNITED WATER IDAHO INC., an Idaho corporation (the "Purchaser" or "Buyer"), and THORNTON B. STEARNS, THORNTON BRADLEY STEARNS TRUST ACCOUNT, THORNTON B. STEARNS and ELISABETH I. STEARNS, KEITH E. STOKES and JANET R. STOKES TRUST U/T/A, DAVID N. SUHR, RONALD E. BAILEY, EARL T. GROSSAINT, EDYTHE L. GROSSAINT, PATRICIA K. STIBUREK and GERALD E. STIBUREK ("Sellers/Seller"), individually and as all the shareholders of SOUTH COUNTY WATER CO., an Idaho corporation, a public utility corporation organized and existing under the laws of the Idaho ("South County"). In consideration of the mutual agreements, representations and covenants herein, and intending to be legally bound hereby, the parties agree as follows:

SECTION 1. BACKGROUND OF THIS AGREEMENT

The Sellers are the owners of all of the issued and outstanding capital stock of South County, as set forth on Exhibit A attached hereto (the "Stock"). The Purchaser is willing to purchase, and the Sellers to sell, the Stock at the Closing, hereinafter defined, on the terms and conditions and in reliance on the representations and warranties herein set forth.

SECTION 2. PURCHASE AND SALE OF THE STOCK

- 2.1 Obligation to Purchase and Sell. At the Closing, on the terms and subject to the conditions of this Agreement, the Sellers shall sell to the Purchaser, and the Purchaser shall purchase from the Sellers, the Stock.

MICROFILMED
MAR 15 1999

Twenty-three page Stock Purchase Agreement available upon request

MICROFILMED
MAR 15 1999

IN WITNESS WHEREOF, the undersigned have executed this Agreement as of the
respective dates set forth below, effective as of June 5, 1998.

SOUTH COUNTY WATER COMPANY
An Idaho corporation

By: [Signature]
Its: PRESIDENT
*Date: 6/5/98

BUYER:

UNITED WATER IDAHO INC.
An Idaho corporation

By: [Signature]
Its: President
*Date: 6/5/98

SELLER(S):

By: [Signature]
Thornton B. Stearns
*Date: June 5, 1998

By: [Signature]
Thornton Bradley Stearns Trust Account
*Date: June 5, 1998

By: [Signature]
Elisabeth I. Stearns
*Date: 6-5-98

By: [Signature]
Keith E. Stokes

*Date: 6-4-98

By: [Signature]
Janet R. Stokes Trust U/T/A

*Date: 6-4-98

By: [Signature]
David N. Suhr

*Date: 6/5/98

By: [Signature]
Ronald E. Bailey

*Date: 6-5-98

By: [Signature]
Earl T. Grossaint

*Date: 6-7-98

By: [Signature]
Edythe L. Grossaint

*Date: 6/4/98

By: [Signature]
Patricia K. Stiburek

*Date: 6-5-98

By: Gerald E. Stiburek
Gerald E. Stiburek

*Date: 05-98

* The last date shown shall be the "effective date" of this Agreement.

STOCK PURCHASE AGREEMENT - 26

RECORDED

MAR 15 1999

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-9106 Priority January 23, 1978 Amount 1.12 cfs

THIS IS TO CERTIFY, that South County Water Company
of Boise, Idaho, has complied with the terms and conditions of Permit
No. 63-9106 issued pursuant to Application for Permit dated January 23, 1978,
and has submitted proof to the Department of Water Resources on May 1, 1978,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.56 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
Domestic	from <u>January 1</u> to <u>December 31</u> at <u>1.12</u> cfs and <u>n/a</u>		
Fire Protection	from <u>January 1</u> to <u>December 31</u> at <u>1.12</u> cfs and <u>n/a</u>		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 1.12 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confined to for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
n/a acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 15,
Twp 3N, Rge 1E in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	1E	15													

Total number of acres irrigated _____

Place of use with South County Water Company Service Area

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

The right to the use of the water hereby confirmed is restricted and appurtenant to the lands or place of use herein described, and is subject to all prior water rights, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 28TH day of MARCH, 19 84.

Acting for the

Director

Ron C Young

Identification No. _____

Application No. 63-9106

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant SOUTH COUNTY WATER COMPANY Phone: 344-8434
post office address P.O. Box 7361 Boise, Idaho

2. Source of water supply Ground which is a tributary of _____

3. a. Location of point of diversion is NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 3N
Range 1E B.M. Ada County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 1.12 for Domestic purpose from 1-January to 31-December (both dates inclusive)
(cfs or acre-feet per annum)

Amount 1.12 for Fire Protection purpose from 1-1 to 12-31 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 1.12 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. 12" deep well, with turbine
pump and appurtenant equipment.

b. Height of storage dam ----- feet, active reservoir capacity _____ acre feet; total reservoir
capacity ----- acre feet, materials used in storage dam: _____

Period of year during which storage will occur ----- to ----- inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 12 inches; proposed depth of well is 560 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 1 years.

b. Estimated construction cost is \$ 45,000.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: N $\frac{1}{2}$ $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 15 Township 3N
Range 1E B.M.

(2) Amount of power to be generated: ----- hp under ----- feet of head.

(3) List number of each kind of livestock to be watered -----

(4) Name of municipality to be served South County Water Co., or number of families to be
supplied with domestic water Certificated Area 80 lots.

(5) If water is to be used for other purposes describe: Domestic

APPROVED

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

[illegible]

Total number of acres to be irrigated_____

c. Describe any other water rights used for the same purposes as described above. _____

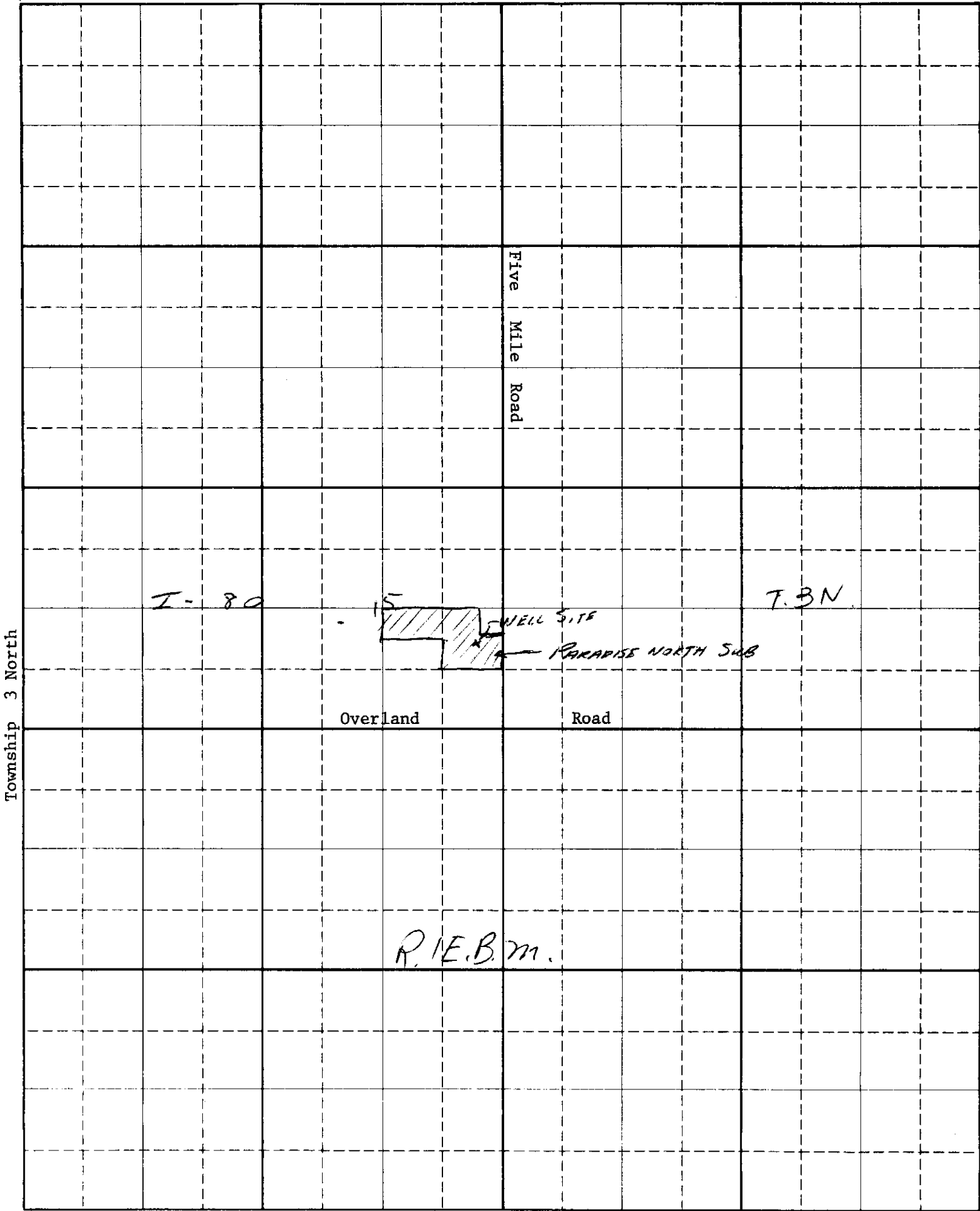
9. a. Who owns the property at the point of diversion Behrman Bros.

- b. Who owns the land to be irrigated or place of use Behrman Bros.

- c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Behrman Bros. are developing this subdivision and developing and equipping the well which will be deeded to S.C.W.C. upon completion.

10. Remarks _____

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



Scale: 2 inches equal 1 mile

Range 1 East

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.


(Applicant)

South County Water Co.
Keith E. Stokes
President

RECORDED

Proposed Priority 1-23-78

Received by MR Date 1-23-78 Time 10:00
Preliminary check by RWA Fee \$ 35.00 92-151
Receipted by if Date 1-23-78 # 9739
Publication prepared by if Date 1-26-78
Published in Idaho Statesman
Publication dates Feb 14 + 23, 1978
Publication approved if Date 2-27-78
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by if js

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-9106, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before May 1, 19 79.
- c. Other: For licensing purposes a scientific measurement of the diversion rate of the system as it is normally operated shall be provided by either properly installing an approved type of measuring device or by having a professional engineer certify the rate of diversion to the Department prior to submitting proof of beneficial use of water.

The issuance of this permit in no way grants any right-of-way or easement across the land of another.

Witness my hand this 11th day of April 19 78.

Norman C. Young
Administrator

Two _____ insertions, beginning with the
issue of February 16, 1978, and ending with the
issue of February 23, 1978.

Nancy Smith

Subscribed and sworn to before me this 23rd
day of February, 1978.

Notary Public for Idaho, Residing at Boise, Idaho

OK
2-27-78
J



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

Phone: (208) 327-7900 FAX: (208) 327-7866

March 1, 1999

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

UNITED WATER IDAHO
8248 W VICTORY RD
BOISE ID 83709

RE: Water Rights 63-07641/63-07896/63-07979/63-07998/63-08011/
63-08248/63-08265/63-08405/63-08635/63-09087/63-09106/63-09198/
63-09199/63-09384/63-10391/63-11990

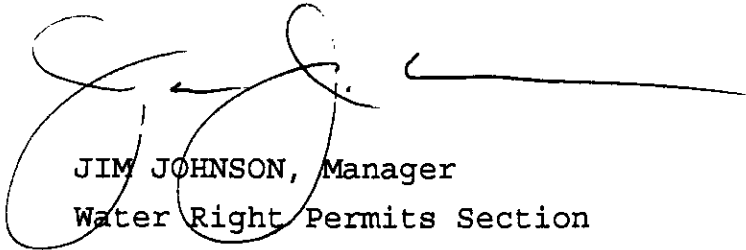
Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing ownership of the above referenced water rights to you. We have modified our records to reflect these changes in ownership and computer generated reports are enclosed.

Just a reminder, because of a law that went into effect July 1, 1996, all water right owners are required to report change of address or ownership to the department within 120 days of the change. Failure to report these changes could result in a \$100 late filing fee to the water right owner. If you have other water rights that haven't had the ownership updated please contact the department as soon as possible.

If you have any questions regarding this matter, please feel free to contact me at (208) 327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

MICROFILMED

MAR 15 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

January 20, 1987

Odette Lobo Sutton
Assistant Vice President
First Interstate Bank of Idaho, N.A.
P.O. Box 57
Boise, ID 83757-0705

Re: Water Right Nos. 63-8405, 63-8011, 63-7979, 63-9384,
63-9087, 63-8265, 63-9199, 63-8248, ~~63-9106~~, 63-7896,
63-9198, 63-8635.

Dear Ms. Sutton:

The Department has received your letter dated December 23, 1986, and acknowledges that a copy of the financing statement has been placed in each of the files for the water right numbers listed above.

In a technical sense, we cannot record your security interest. The financing statement will serve as actual notice to any person reviewing the file, however.

Please be advised that the taking of security interest does not change the ownership of the water right, and any notification pertinent to the water right will be sent to the owner of record.

Sincerely,

GARY SPACKMAN, Supervisor
Water Allocation Section

GS:jf

RECEIVED

JAN 30 1987

**First
Interstate
Bank**

First Interstate Bank
of Idaho, N.A.
Commercial Banking
P. O. Box 57
Boise, ID 83757-0705
(208) 383-5389

Odette Lobo Sutton
Asst. Vice President

December 23, 1986

Mr. Erwin Ballew
Department of Water Resources
450 West State Street
Boise, Idaho 83702

Dear Erwin:

First Interstate Bank has taken a security interest in all the water licenses issued to South County Water Company, Inc. as evidenced by a copy of the enclosed financing statement. The numbers of existing licenses are given below:

63-8405 - 63-7979 63-9087 63-9199 63-9106 63-9198-
63-8011- 63-9384- 63-8265- 63-8248- 63-7896- 63-8635-

Please record our security interest and acknowledge by signing a copy of this letter where indicated and return to us in the postage paid envelope provided.

Please call me if you have any questions regarding this matter.

Sincerely,

Odette Lobo Sutton

Odette Lobo Sutton
Asst. Vice President

Enclosures

Acknowledged:

BY: _____
Department of Water Resources

RECEIVED
DEC 23 1986

Department of Water Resources
Western Regional Office

JAN 30 1987

STATE OF IDAHO
UNIFORM COMMERCIAL CODE — FINANCING STATEMENT — FORM UCC-1

INSTRUCTIONS

1. PLEASE TYPE THIS FORM IN BLACK, FOLD ONLY ON PERFORATION FOR MAILING.
2. Remove secured party and debtor copies and send the other three pages with interleaved carbon paper intact to the filing officer.
3. Enclose filing fee equal to \$2.00 for each debtor name or trade name listed in Box 1. If this form shows an assignment, add \$1.00 to the fee. If a copy of the security agreement is used as the financing statement per instruction No. 6, add \$1.00 to the fee. If there are attachments to this form, add \$1.00 per page of attachments to the fee.
4. If the space provided for any item(s) on the form is inadequate, the item(s) should be continued on additional sheets preferably 8" x 5". Only one copy of such additional sheets need be presented to the filing officer with a set of three copies of the financing statement. Indicate the number of sheets attached in the space provided.
5. Reasonably identify and describe all items or types of collateral in Box 4. If the collateral is minerals, or accounts relating thereto, or timber or fixtures, the name of the record owner and the legal description of the realty must be stated in Box 4. If crops, the legal description of the realty must be stated.
6. When a copy of the security agreement is used as a financing statement, it is requested that it be accompanied by a completed, but unsigned, set of these forms. In such event, the security agreement must be signed by both the debtor and the secured party.
7. At the time of the original filing, if the filing is on standard form UCC-1, the filing officer will automatically return the third copy as an acknowledgment. At a later time, the secured party may use the third copy as a termination statement by signing the termination legend, or he may use Form UCC-3 as a termination statement.
8. DO NOT WRITE IN BOX 3.

This FINANCING STATEMENT is presented to filing officer for filing pursuant to the Uniform Commercial Code.

No. of additional sheets presented

3. FOR FILING OFFICER ONLY
(Date, time, number and filing office)

1. Debtor(s): (last name first, and mailing address(es))

South County Water Company, Inc.
 10549 Overland Road
 Boise, Idaho 83709

2. Secured Party(ies) and address(es):

First Interstate Bank of Idaho
 Commercial Banking Dept.
 P.O. Box 57
 Boise, Idaho 83757-0705

4. This Financing Statement covers the following types (or items) of property:
 (Use this space for Real Property legal description and name of record owner, if required.)

All accounts, contract rights, chattel paper, instruments, general intangibles and rights to payment of every kind now or at any time hereafter arising out of the business of Debtor. General intangibles to include but not limit to water licenses and Certificates of Convenience & Necessity issued by the controlling government bodies.

5. Assignee(s) of Secured Party(ies) and address(es)

CHECK ☒ IF COVERED ☐ Products of collateral are also covered.Filed with: ☒ Secretary of State ☐ County Recorder of _____ County.

If one of the following boxes is checked, the secured party may sign the financing statement. The collateral described herein is:

- ☐ Brought into this state already subject to a security interest in another jurisdiction.
☐ Subject to a security interest in another jurisdiction, and the debtor's location has changed to this state.
☐ Proceeds of the original collateral described above in which a security interest was perfected.
☐ The subject of a financing statement which has lapsed.
☐ Subject to a security interest perfected under a prior name or identity of the debtor.

South County Water Company, Inc.

BY: _____

Signature(s) of Debtor(s)

First Interstate Bank of Idaho, N.A.

BY: _____

SIGNATURE(S) OF SECURED PARTY(IES) OR ASSIGNEE OF RECORD

1 — FILING OFFICER — ALPHABETICAL

Idaho Form UCC-1 Rev. 5-81

FORM APPROVED BY PETE T. CENARRUSA, SECRETARY OF STATE

March 28, 1984

RE: Permit No. 63-9106

South County Water Company
Box 7361
Boise, ID 83707

Gentlemen:

Enclosed herewith is a copy of the Water Right License issued on the above referenced Permit.

Sincerely,



JIM JOHNSON
Water Distribution Supervisor

JJ:kw
Enclosure



DEPARTMENT OF WATER RESOURCES
FIELD REPORT

1. Name of permit holder South County Water Co.
Post office address Box 7361, Boise, ID Phone 344-8434
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☐ Surface water ☒ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 1.12 c.f.s. for Dam (50 lots)
AF/Annum (nature of use)

Period of Use: from 1/01 to 12/31
(mo.-day) inclusive (mo.-day)

Amount 1.12 c.f.s. for Fire Prot.
AF/Annum (nature of use)

Period of Use: from 1/01 to 12/31
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 1.12 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:

Wiu has SESE, Sec. 3, T2N, R1E
Township 3N N/S, Range 1E E/W, B.M., Section 15, Subdivision NE 1/4 SE 1/4 Ada
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 150 hp elec. mtr. 18,000 gal. pressure tank

Measuring device required: yes ☒ no ☐

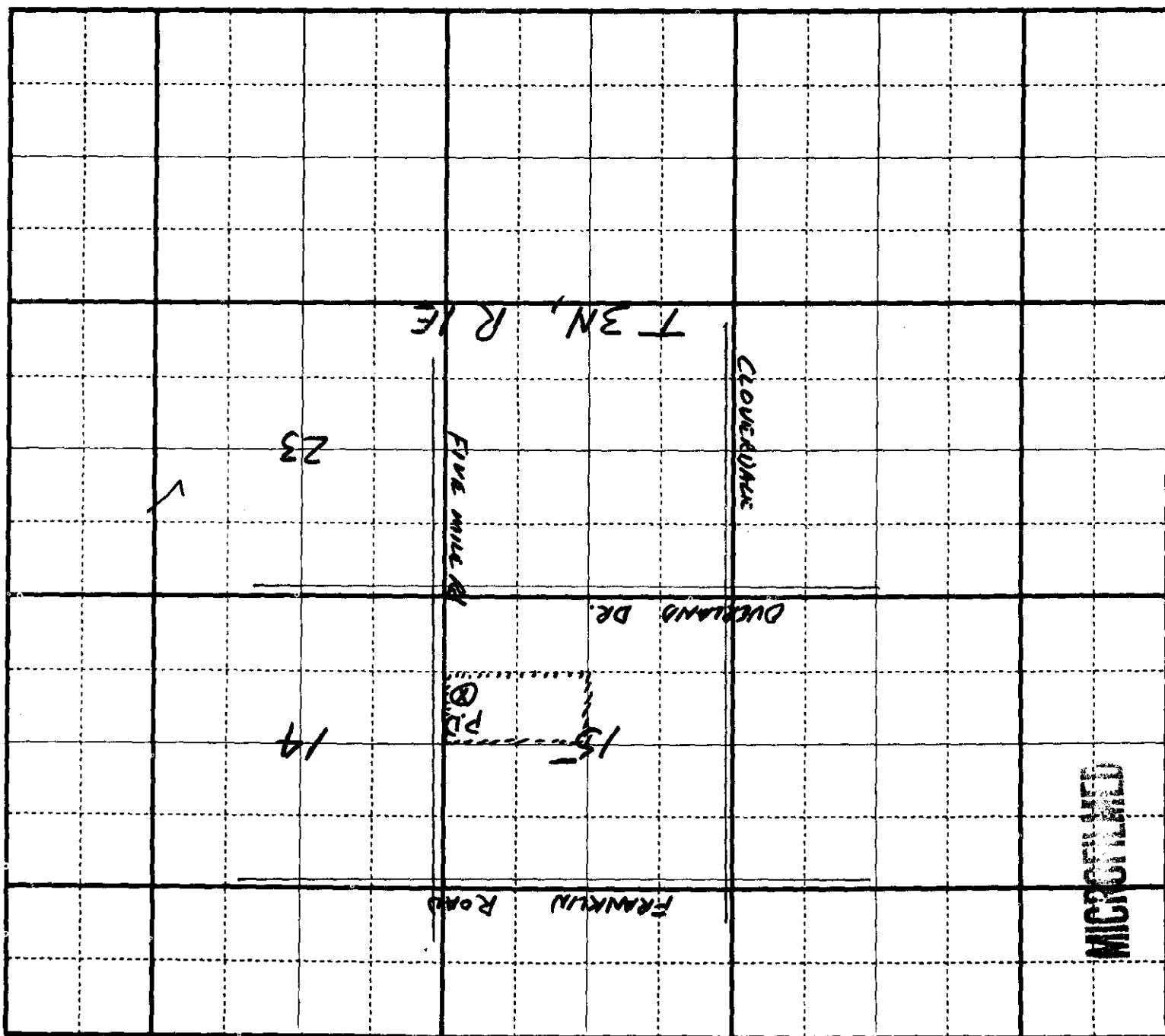
6. Lands to be irrigated or place of use.

TWP.	RANGE	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	
3N	1E	15													X	X			
Proof has listed below																			
2N	1E	3													X	X			

TOTAL ACREAGE _____

MICROFILMED

Diagram of System



DATE OF EXAM 7/11/79

ACREAGE
Found _____
Recommended —

Irrigation Requirement — Ac Ft/Ac

USE
Irrigation Q= _____ c.f.s. V= _____ AF/Ann. from _____ to _____
✓ Domestic Q= 1.12 c.f.s. V= N/A AF/Ann. from 1/1 ✓ to 12/31 ✓
Livestock Q= _____ g.f.s. V= _____ AF/Ann. from _____ to _____
✓ FIRE PROT Q= 1.12 c.f.s. V= N/A 1/1 ✓ 12/31 ✓

Is water co-mingled? yes _____ no ☒

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of injection:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Point of exchange:
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____
County _____

Total Q measured 700 gpm = 1.56 cfs ✓ Method of measurement FLOW METER

Total Q recommended 1.12 cfs Meter No. 14137571 Type BAUER Condition GOOD

Total V recommended N/A

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
☒ None

MEASUREMENT CALCULATION:
 $Q = 700 \text{ gpm} (1.002228) = 1.56 \text{ cfs}$ ✓

SYSTEM DESCRIPTION:
150 hp G.E. PUMP, 18,000 gal PRESSURE TANK.

REMARKS:

Examiner's Signature Charles W. Bryan Date 7/27/79

Checked by [Signature] Date 7 Aug 79

Approved by Ray Walper Date 2-28-84

UNRECORDED

9/12/79 Keith Stokes signed system but pump not
operating - will have pump man call.

MICROFILMED

3/79

IDENT. NO. 63-9106

I D A H O D E P A R T M E N T O F W A T E R R E S O U R C E S

WATER RIGHT
DATA ENTRY LOG

[illegible]

May 9, 1978

Re: Permit No. 63-9106

South County Water Company
P.O. Box 7361
Boise, Idaho 83707

Gentlemen:

We acknowledge receipt of the affidavit submitted as proof of beneficial use for the above referenced permit.

Before a license can be issued, a field examination must be made by a representative of this Department. We cannot tell just when this examination will be made, but our examiner will try to contact you at the time he makes the exam so that you may show him the system.

In looking through this file it is noted that a letter was sent to the Department by Keith Stokes, President of the South County Water Company on February 3, 1978, assigning this water right to the Behrman Brothers. We cannot accept that letter as an assignment, however, as it was not notarized. Enclosed is a partially completed assignment for Mr. Stokes to sign and submit to this office and the permit will then be in the name of the Behrman Brothers.

If you have any questions regarding these matters, please do not hesitate to contact us.

Sincerely,

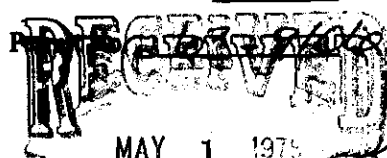
MICROFILMED
JAN GROVER
Supervisor,
Water Rights

G:JFR

Encl.

cc: *Behrman Brothers*

Identification No. _____



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

Department of Water Resources
Western Regional Office

1. a) Name of Permit Holder SOUTH COUNTY WATER CO.
b) Post Office Address Box 7361 Boise, Idaho 83707
2. Permit Number 63-9106
3. Date of Priority that you are prepared to establish _____
4. a) Source from which water was appropriated groundwater
b) Location of the point of diversion: SE ¼ SE ¼, Section 3
Township 2N, Range 1E Boise Meridian, Other points of diversion: _____
5. a) The amount of water and use to which the water has been applied:
Amount 0.72 for municipal purposes from 1-1 to 12-31 incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
Amount _____ for _____ purposes from _____ to _____ incl.
(cfs and/or acre-feet per annum) (Month-Day) (Month-Day)
b) Total amount appropriated 0.72 cfs and/or acre-feet per annum
c) Describe how and by whom measurement of rate of flow or amount of storage was made and the qualifications of the person making the measurement: meter measurement by permit holder
6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:
a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____
b) Describe the agreement or understanding by which you take water from the works: _____
7. a) Briefly describe the works for diverting and conveying the water to the place of use, (if from a subterranean source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) Well pumped with 150 hp electric motor into 18,000 gallon pressure tank.
b) Describe the type and size of measuring device which you have installed at your point of diversion: sparling meter
c) Give well driller's name and address and the date the well was completed: same as for Permit No. 63-7641
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Municipal use within S½SE¼ Sec 3 T2N-R1E
Exam typed 5/10/78

MICROFILMED

9. Irrigation uses: describe the lands irrigated by giving the acreages irrigated within each 40 acre subdivision: _____

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres irrigated _____

10. Remarks: _____

The above information is a true statement of the extent to which the above numbered permit has been developed.

 (Date)


 KEITH STOKES, PRESIDENT
 (Signature)

State of Idaho)
) ss.
 County of Ada)

On this 1st day of May, 19 78, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.


 Notary Public residing at Bowie, Idaho

My commission expires March 8, 1980

DEPARTMENT OF WATER RESOURCES
- STAFF ANALYSIS -

Item Initial Date

Application No. 63-9106

☒ Source
☒ Point of Diversion
☒ County
☒ Quantity of Water and Period of Use
☒ Description of Diverting Works
☒ Time required for B/U of water
☒ Place of Use or Acres Irrigated
☒ Map
☒ Signature
☒ Fee

(1) R.W.H. 1-24-78

In form to receipt

(2) rf 2-13-78

Send Copies to:

☒ Idaho State Health Department
☐ Idaho Fish and Game Department
☐ Bureau of Land Management

(3) _____

☐ Request Special Use Permit from U.S.F.S.
☐ Request Easement from B.L.M.
☐ Request Information from Applicant
☐ Request Dam Safety Information

(4) R.W.H. 1-24-78

In form for advertising

(5) _____

Platted on Map No. _____

(6) _____

Located within Water District No. _____

(7) _____

Critical groundwater area: yes _____ no _____

(8) _____

Groundwater levels:

_____ Declining, _____ Stable, _____ Increasing

(comment) _____

(9) _____

Other rights on the same place of use

(10) _____

Comments: _____

(11) rf OK

Affidavit of Publication received(date) 2-27-78

(12) rf _____

Final date for protests 3/6/78

Protests received: yes _____ no ☒

(13) rf _____

All requested information received from agencies or applicant: yes ☒ no _____

(14) _____

Action recommended:

☒ Approve _____ Deny

1-23-78 Proposed Priority

Reason for Reduction _____

☒ Measuring device required

☒ R/W Clause
See attached sheet for other conditions of approval

No special conditions for approval

(15) District W

By rf Date 3/7/78

RECEIVED

MAR 7 1978

Department of Water Resources

SRL
GAT

MICROFILM



South County Water Co.

P.O. BOX 7361 • BOISE, IDAHO 83707 • TELEPHONE 208/344-8434

February 3, 1978

State of Idaho
Department of Water Resources
92 South Cole Road
Boise, Idaho 83705

Attention: Mr. Glenn Saxton

South County Water Company hereby assigns all rights, title and interests in permit number 63-9106 to Behrman Brothers Inc., 8230 Crestwood Road, Boise, Idaho.

SOUTH COUNTY WATER COMPANY

Keith E. Stokes
President

KES/skt

RECEIVED

FEB 6 1978

Department of Water Resources
Western Regional Office

INDEXED



State of Idaho
DEPARTMENT OF WATER RESOURCES
STATE OFFICE, 373 W. Franklin Street, Boise, Idaho

JOHN V. EVANS
Governor

C. STEPHEN ALLRED
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 384-2215

April 13, 1978

Re: Permit No. 63-9106

Behrman Brothers, Inc.
8230 Crestwood Road
Boise, ID 83704

Gentlemen:

Your approved copy of Application for Permit No. 63-9106 is enclosed and we direct your attention to the conditions of approval on the fourth page.

Please note that a special condition requiring you to install and maintain a measuring device at your point of diversion has been placed upon your permit. Enclosed is a letter describing the different types of measuring devices accepted by this Department.

The exercise of this permit may also be affected by the court's determination of water rights in the case of Idaho Power Company v. State of Idaho, et al., Civil No. 62237, currently pending before the District Court of Ada County.

Idaho Power officials tell us that because of Case No. U-1006-124 filed before the Idaho Public Utilities Commission, Idaho Power Company is asking the District Court of Ada County to determine whether the Power Company's water rights on the Snake River are protected against subsequent upstream appropriations in the waters of the Snake River and surface and subterranean tributaries between Milner Dam and Hells Canyon.

Since the use of water under your permit may affect the flows in this reach of the Snake River, the final decision in Idaho Power Company v. State of Idaho, et al. (Ada County Civil No. 62237) may determine to what extent the exercise of your permit may be subject to the water rights of Idaho Power.

While the Ada County court is examining this question, Idaho Power Company has not filed a specific protest to your permit.

RECORDED
INDEXED
APR 16 1978
IDAHO DEPT. OF WATER RESOURCES

However, the Department of Water Resources has been advised that the Power Company is not waiving any of its rights to contest or limit the exercise of your permit or a subsequent license or water right.

If you have any questions, please let us know.

Sincerely,

L. GLEN SAXTON
Chief, Operations Bureau

LGS:kw
Enclosure

MICROFILMED



STATE OF IDAHO

DEPARTMENT OF HEALTH AND WELFARE

Division of Environment
801 Reserve Street
Boise, Idaho 83702

February 16, 1978

MEMORANDUM

TO: L. Glen Saxton
FROM: Frank Keller
RE: 63-9106 - Behrman Brothers, Inc.
65-12090 - Scenic Valley Subdivision

RECEIVED
FEB 21 1978

Department of Water Resources
Western Regional Office

63-9106: We have already reviewed and approved plans for this water system.

65-12090: This department will have to review plans and specifications on this system.

Frank Keller

FK/ds

MICROFILMED

February 13, 1978

Re: Application for Permit No. 63-9106 -- Behrman Brothers, Inc.
Application for Permit No. 63-12090 - Scenic Valley Subdivision

Mr. Frank Keller
Department of Health & Welfare
Statehouse Mail
Boise, ID 83720

Dear Mr. Keller:

Enclosed is a copy of each of the above referenced applications for permit which may be of interest to your agency. Please review the applications and submit any comments you may have.

This office normally completes the processing of an application within a six-week period and is required to take final action shortly thereafter.

If you have questions regarding the applications, please contact this office.

Sincerely,

L. GLEN SAXTON, P.E.
Western Regional Supervisor

LGS:rf

Enc.

UNRECORDED



DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

February 10, 1978

Re: Notice of Claim to a Water Right No. 63-4599 -- Phebe M. Morris
Notice of Application for Water Permit No. 63-9106 -- Behrman Brothers, Inc.
Notice of Application for Water Permit No. 63-9111 -- Gary O. Myers
Notice of Application for Water Permit No. 63-9112 -- Boise City Park Dept.

Idaho Statesman
Box 40
Boise, ID 83707

Gentlemen:

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

An affidavit of publication must be submitted to the Department along with the publication bill. In order to receive payment, the following certification must appear on the bill:

"I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due after allowing all just credits and that no part of the same has been paid."

(Signature of Claimant)

Please send the affidavit of publication and publication billing to this office before March 6, 1978.

Sincerely,

RITA FLECK
Secretary

Bill submitted
2-27-78
J

MICROFILMED

NOTICE OF APPLICATION FOR WATER PERMIT

Notice is hereby given that BEHRMAN BROTHERS, INC.
8230 Crestwood Road, Boise, ID
has on January 23, 1978 submitted Application No. 63-9106
for a permit to appropriate 1.12 cubic feet per second acre-foot
XXXXXXXXXX per annum of water from a groundwater source
XXXXXXXXXX by means of well and pump
within the NE 1/4 Sec 15 T3N-R1E B.M., Ada County
XXXXXXXXXX
XXXXXXXXXX
to be used from Jan 1 to Dec 31
for domestic purposes and fire protection
XXXXXXXXXX
within the NE 1/4 Sec 15 T3N-R1E B.M.
XXXXXXXXXX
XXXXXXXXXX

If issued, this permit will be subject to all prior water rights. Pro-
tests against the granting of the permit must be filed with the Director of
the Idaho Department of Water Resources, 92 South Cole Road, Boise, Idaho
83705 on or before March 6, 1978.

C. STEPHEN ALLRED

Director

Published in the Idaho Statesman, Boise, ID
on February 16, 1978 and February 23, 1978.

FILED



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGION

John V. Evans
Governor

92 South Cole Road
Boise, Idaho 83705
(208) 384-2190

February 10, 1978

Re: Application for Permit No. 63-0106
Behrman Brothers, Inc.

Mr. Keith E. Stokes, Pres.
South County Water Co.
P. O. Box 7361
Boise, ID 83707

Dear Mr. Stokes:

Enclosed is your Receipt No. 9739 in the amount of \$ 35.00
for the above referenced application which was received in
this office on January 23, 1978.

Sincerely,

RITA FLECK
Secretary

RF

Enclosure

MICROFILMED