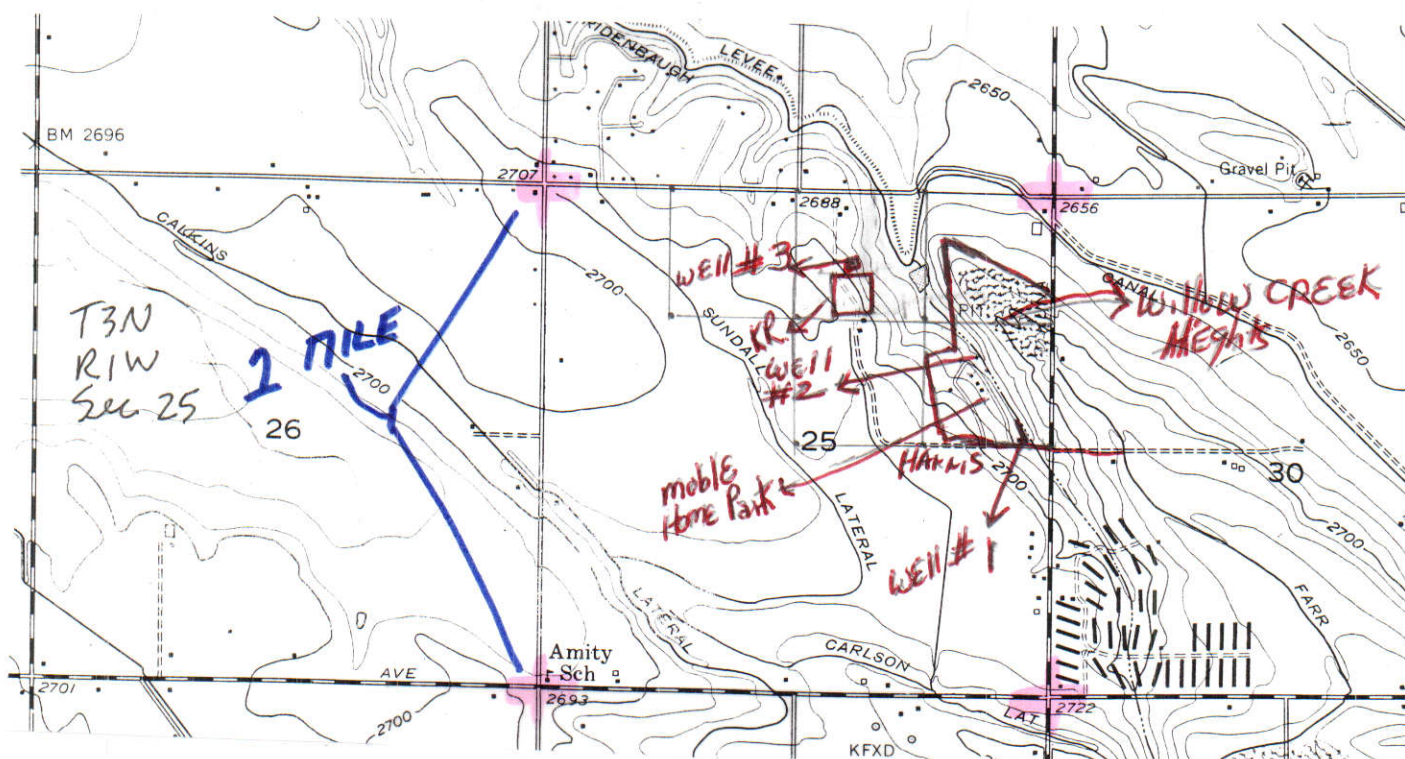


**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

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

MHWWS Board Officers as of 2/98

President: Charles Sale 888-2530  
Vice President: Kurt McWilliam 888-5021  
Secretary/Treasurer: Gina Harris 887-9670  
Director: Gina Hall  
Director: Val Hill 898-0169  
Director: Valerie Lee  
Director: Marvin Jones 884-3144  
Director: Bill Stanko 887-1662

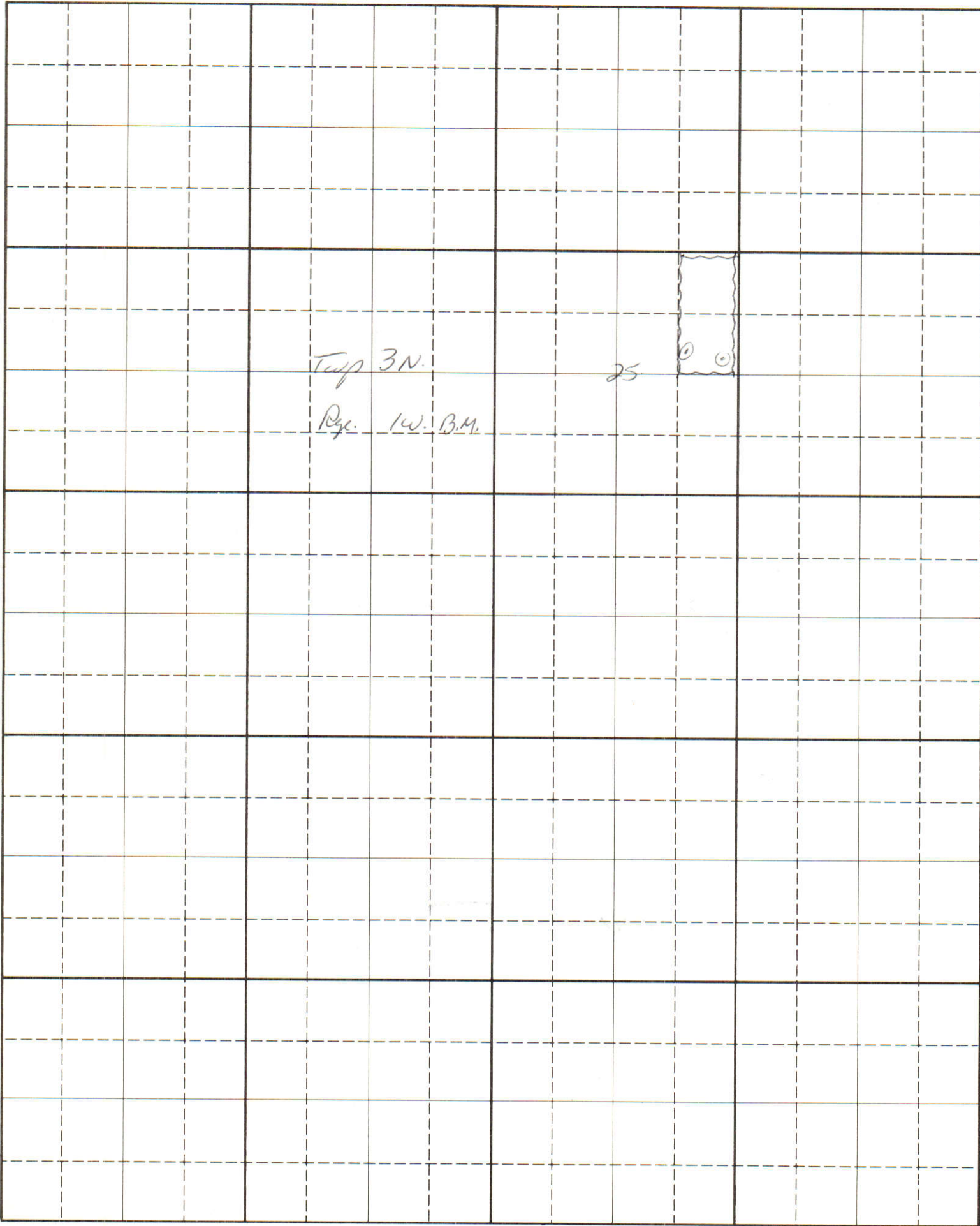


SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

AUG 06 1998

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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.

Southwest Development Company, Inc.  
dba Meridian Heights Subdivision

R.D. Bischoff  
(Applicant) Secretary

63-7307

TWP. 3N RANGE 30 COUNTY Ada SCALE: 1" = 1 MILE

36 31 32 33 34 35 36 31

LEGEND

● Applicant's well  
● IRRIGATION  
● Domestic

1 6 5 4 3 2 6

12 7 8 9 10 11 12 7

13 18 17 16 15 14 13 18

24 19 20 21 22 23 24 19

25 30 29 28 27 26 25 30

36 31 32 33 34 35 36 31

1 6 5 4 3 2 1 6

63-7307

RECEIVED

APR 17 1970

Department of Reclamation

STATE OF IDAHO, }  
COUNTY OF ADA } ss.

Georgene Davis, being duly sworn, deposes and says: That she is the Principal Clerk of The Idaho Daily 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 regular edition of The Idaho Daily Statesman for

Two consecutive insertions, beginning with the issue of April 2, 1970, and ending with the issue of April 9, 1970.

Georgene Davis  
Subscribed and sworn to before me this 16th day of April, 1970.

Jana A. Gaus  
Notary Public for Idaho, Residing at Boise, Idaho

NOTICE OF APPLICATION  
FOR PERMIT TO APPROPRIATE  
THE PUBLIC WATERS OF  
THE STATE OF IDAHO

Notice is hereby given that Meridian Heights Subdivision, 1200 No. Maple Grove, Boise, Idaho, has on March 10, 1970 submitted application No. 63-7307 to appropriate the public waters of a ground water source. The proposed is for multiple domestic use for January 1 to December 31.

The application proposes a maximum diversion and appropriation of 4.6 cubic feet per second of water to be diverted by well, pump, motor, and pipe within 2 points in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  Sec. 25, Twp. 3 N., Rge. 1 W., B.M. Ada County, and is to be used within the E $\frac{1}{2}$ NE $\frac{1}{4}$  Sec. 25, Twp. 3 N., Rge. 1 W., B.M. for 230 families.

Any permit issued pursuant to this application will be subject to ALL PRIOR WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest against this application must be filed with the Idaho Department of Reclamation on or before April 20, 1970.

R. KEITH HIGGINSON  
State Reclamation Engineer  
Pub. Apr. 2, 9, 1970.

63-7307

# The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

## LEGAL ADVERTISING INVOICE

Amount Due

\$50.52

|                                                                               |             |                                           |                  |
|-------------------------------------------------------------------------------|-------------|-------------------------------------------|------------------|
| Account Number/Trans. #                                                       |             | Identification                            |                  |
| 047628                                                                        |             | NOTICE OF PROPOSED CHANGE OF WATER RIGHTS |                  |
| Ordered By                                                                    | P.O. Number | Rate                                      | Run Dates        |
| SUE TAYLOR                                                                    |             | NT                                        | JUNE 4, 11, 1998 |
| IDAHO DEPT. OF WATER RESOURCES WEST<br>2735 AIRPORT WAY<br>BOISE, IDAHO 83705 |             | Estimated Inches                          | Real Inches      |
|                                                                               |             | # Affidavits                              | Legal Number     |
|                                                                               |             | 1                                         | 1497             |

### LEGAL NOTICE

#### NOTICE OF PROPOSED CHANGE OF WATER RIGHTS TRANSFER NO. 5271

Notice is given that **Meridian Heights Water and Sewer Association** of PO Box 472, Meridian ID 83680 has applied to the Department of Water Resources to change the Point of Diversion pursuant to I.C. S 42-222 for the following ground water licenses in T3N R1W S25, Ada County:

**63-07307**, priority 3/10/1970, .93 cfs, diverted in SENE and used in E 1/2 NE for domestic use.

**63-11671**, priority 2/18/1992, 1.45 cfs, diverted in NENE and SENE (2 pts) and used in E 1/2 NE for irrigation, domestic, and fire protection, 18.5 acres total.

#### PROPOSED CHANGE

Add existing well in NENE to 63-07307 and an existing well in NENW to both rights to reflect a common delivery system for Meridian Heights Subdivision.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 on or before JUNE 22, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Pub. June 4, 11, 1998

1497

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 TWO

☒ consecutive weekly single  
consecutive daily odd skip

insertion(s) beginning with the issue of  
JUNE 4, 1998

and ending with the issue of  
JUNE 11, 1998

*Janice Hildreth*

STATE OF IDAHO )

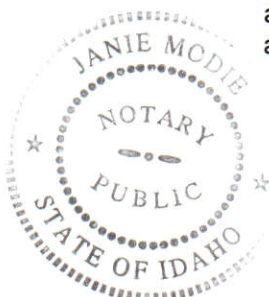
ss.

COUNTY OF ADA )

RECEIVED

JUN 19 1998

WATER RESOURCES  
WESTERN REGION



On this 11TH day of JUNE in the year of 1998, before me, a Notary Public, personally appeared 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.

*Janie MacDIE*

Notary Public for Idaho  
Residing at:

Boise, Idaho

My commission expires:

AUG 06 1998

5703

N 89°42'37" W 3640.22  
C.P. & F. Inst. No.  
1/16 Corner

Unplotted  
N 00°10'35" E 726.00  
S 89°42'27" E 300.00  
N 00°10'35" E 590.65  
1/16 Corner

**CURVE DATA**

| STATION | CHORD BEARING | CHORD DIST. | ARC BEARING | ARC DIST. | PI        | PC | PT | CHORD BEARING | CHORD DIST. | ARC BEARING | ARC DIST. | PI        | PC | PT |
|---------|---------------|-------------|-------------|-----------|-----------|----|----|---------------|-------------|-------------|-----------|-----------|----|----|
| 1       | N 00°10'35" E | 726.00      | 0°10'35"    | 726.00    | 0°10'35"  | 1  | 1  | N 00°10'35" E | 726.00      | 0°10'35"    | 726.00    | 0°10'35"  | 1  | 1  |
| 2       | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 2  | 2  | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 2  | 2  |
| 3       | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 3  | 3  | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 3  | 3  |
| 4       | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 4  | 4  | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 4  | 4  |
| 5       | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 5  | 5  | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 5  | 5  |
| 6       | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 6  | 6  | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 6  | 6  |
| 7       | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 7  | 7  | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 7  | 7  |
| 8       | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 8  | 8  | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 8  | 8  |
| 9       | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 9  | 9  | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 9  | 9  |
| 10      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 10 | 10 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 10 | 10 |
| 11      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 11 | 11 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 11 | 11 |
| 12      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 12 | 12 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 12 | 12 |
| 13      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 13 | 13 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 13 | 13 |
| 14      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 14 | 14 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 14 | 14 |
| 15      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 15 | 15 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 15 | 15 |
| 16      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 16 | 16 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 16 | 16 |
| 17      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 17 | 17 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 17 | 17 |
| 18      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 18 | 18 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 18 | 18 |
| 19      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 19 | 19 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 19 | 19 |
| 20      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 20 | 20 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 20 | 20 |
| 21      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 21 | 21 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 21 | 21 |
| 22      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 22 | 22 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 22 | 22 |
| 23      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 23 | 23 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 23 | 23 |
| 24      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 24 | 24 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 24 | 24 |
| 25      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 25 | 25 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 25 | 25 |
| 26      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 26 | 26 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 26 | 26 |
| 27      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 27 | 27 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 27 | 27 |
| 28      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 28 | 28 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 28 | 28 |
| 29      | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 29 | 29 | N 00°10'35" E | 590.65      | 0°10'35"    | 590.65    | 0°10'35"  | 29 | 29 |
| 30      | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 30 | 30 | S 89°42'27" E | 300.00      | 89°42'27"   | 300.00    | 89°42'27" | 30 | 30 |

Temporary turn around easement to revert to adjacent lot upon future street extension.

NENW

BLOCK 1

NWNE

Homeowner's Park  
BLOCK 8

BLOCK 4

BLOCK 3

BLOCK 1

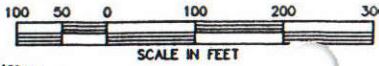
BLOCK 2

BLOCK 1

LEGEND

- Boundary Line
- Center Line
- Easement Line
- Lot Line
- Public Utility, Driveway and Irrigation Easement (10' feet from the Property Line, Lot Line or Easement Line Except as otherwise designated)
- Found Brass Cap
- Found 5/8" Iron Pin
- Found 1/2" Iron Pin
- Set 5/8" x 30" Iron Pin w/Cap
- Set 1/2" x 24" Iron Pin w/Cap

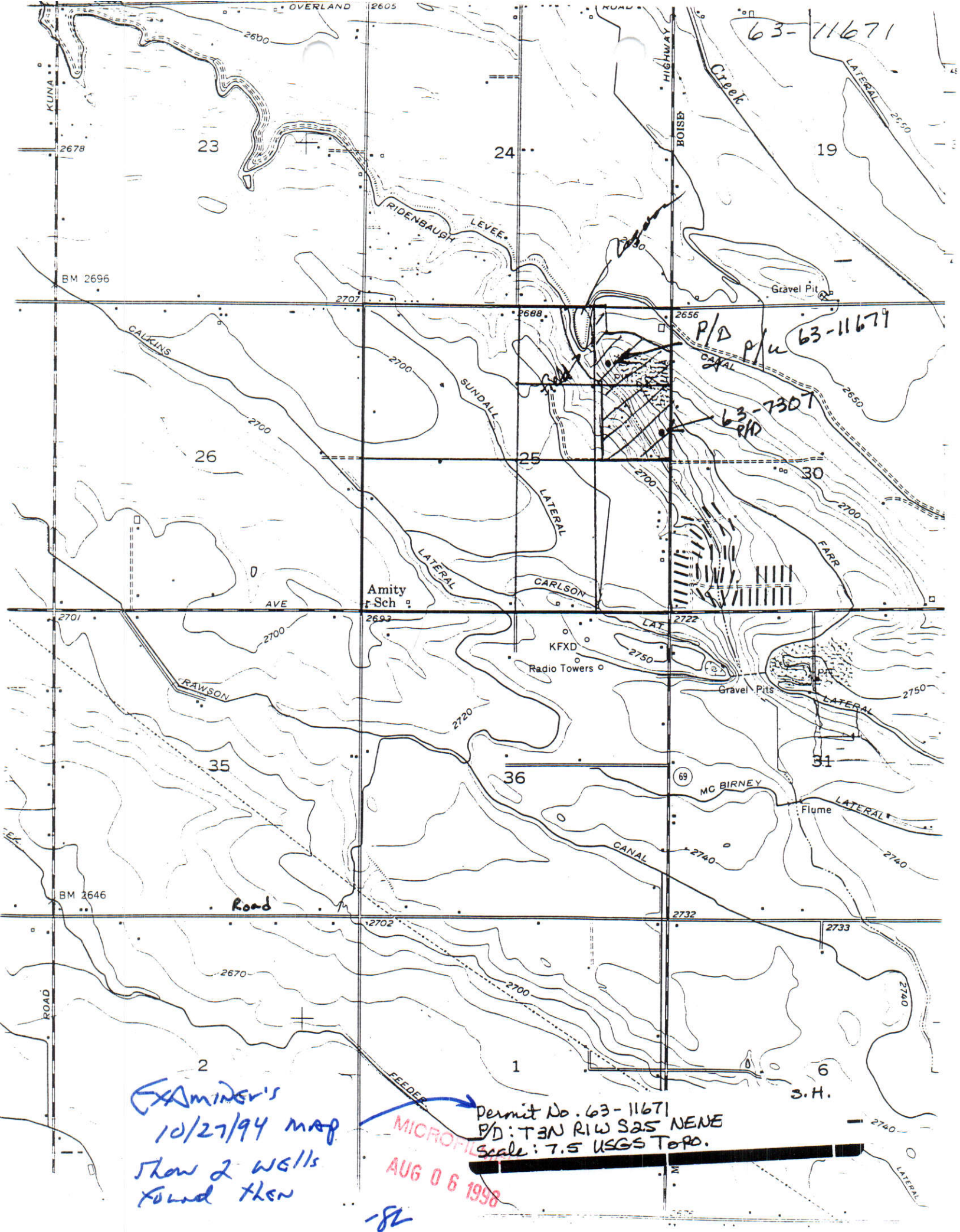
FINAL PLAT  
OF  
**KENTUCKY RIDGE ESTATES SUBDIVISION**  
A PORTION OF THE NW1/4, NE 1/4 AND  
NE1/4, NW1/4, SECTION 25  
T. 3 N., R. 1 W., B.M.,  
ADA COUNTY, IDAHO N.  
1994



NOTES

- Building setbacks and dimensional standards in this subdivision shall be in compliance with the applicable zoning regulations of Ada County, Idaho.
- Any re-subdivision of this plat shall comply with the applicable zoning regulations in effect at the time of the re-subdivision.
- The developer and/or Owner shall comply with Idaho Code Section 31-3005 or its provisions that may apply to irrigation rights.
- All lot lines common to public right-of-way have a ten (10) foot wide permanent public utility, drainage, and irrigation easement.
- Each side of interior lot lines have a five (5) foot wide permanent public utility, drainage, and irrigation easement except as otherwise designated.
- All lots are designated as single family residential.
- Lot 1 Block 8 will be designated as a park to be owned and maintained by the Kentucky Ridge Estates Home Owner's Association.
- Lot 2 Block 8 will be designated as a well lot to be owned and maintained by the Kentucky Ridge Water and Sewer Association.

**PACIFIC LAND SURVEYORS**  
A Division of POWER Engineers, Inc., An Idaho Corporation  
2800 N. HAWKES DRIVE, BO.  
BOISE, IDAHO 83704  
(208) 378-6380



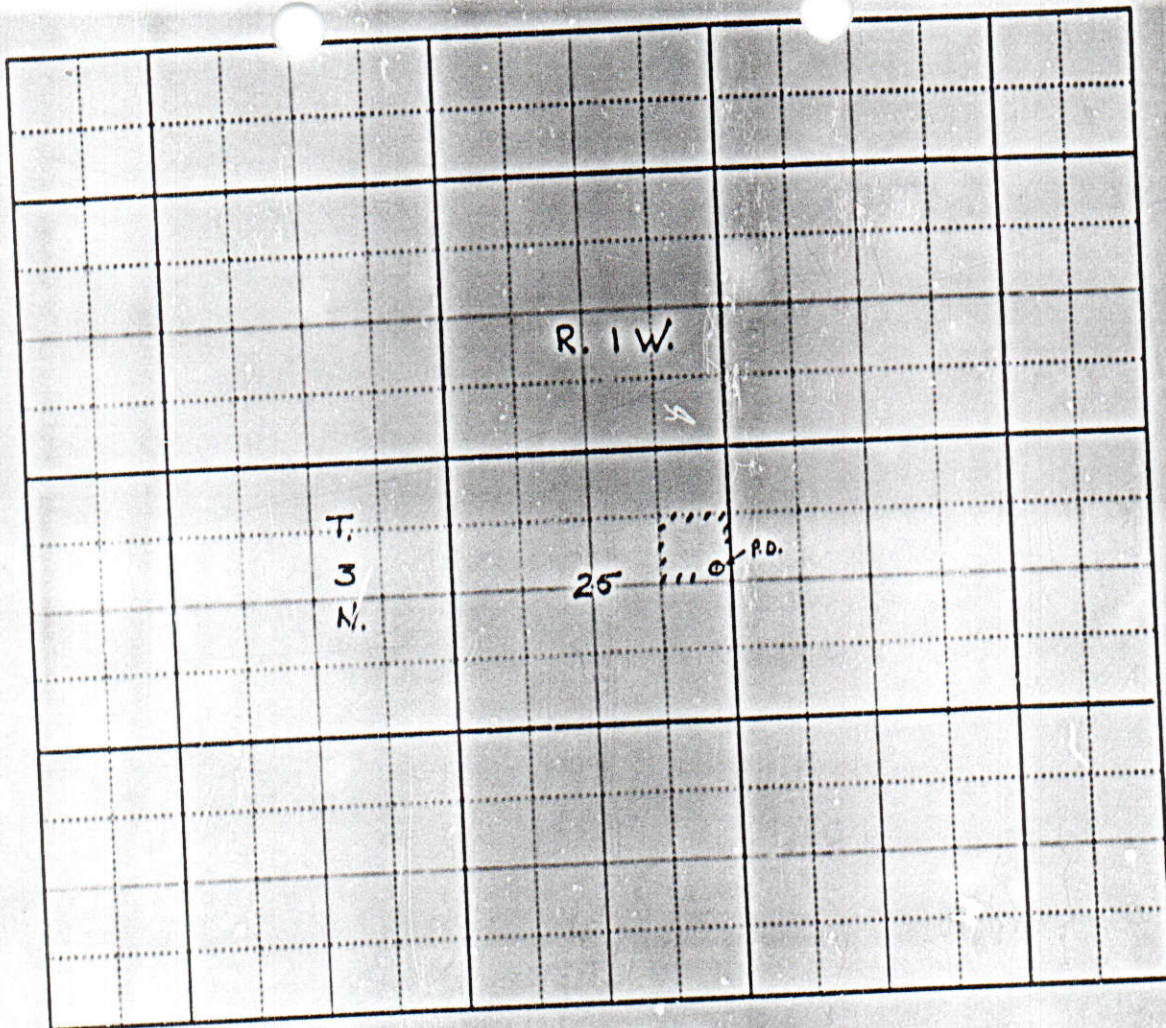


Diagram of System

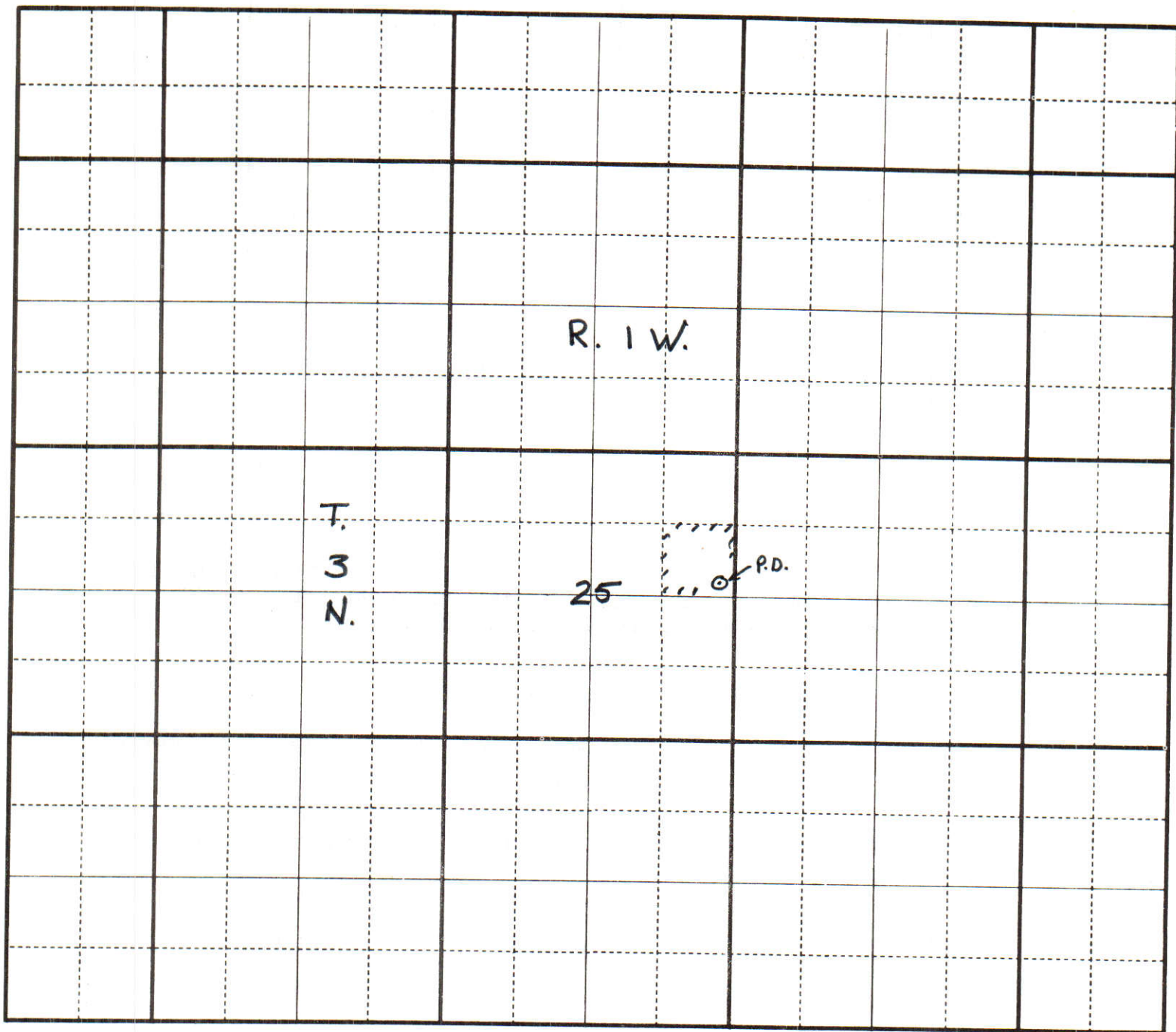


Diagram of System

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: present development includes 100 lots, 40 of which are occupied  
\_\_\_\_\_  
\_\_\_\_\_

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

3-27-75 (Date) Sumner M. Johnson (Signature)  
Sumner M. Johnson, President

State of Idaho )  
 ) ss.  
County of Canyon )

On this 27th day of March, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Arline Broske  
Notary Public residing at Nampa  
Idaho

My commission expires 11-29-77

NOTICE - Your permit requires, as a condition of approval, that a permanent measuring device of a type approved by this Department be installed and maintained as part of the diverting works. Proof affidavits will not be accepted unless item 7(b) is completed, describing the type of measuring device installed. You should be aware that your permit may be subject to cancellation if this requirement is not met.

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

**TRANSFER OF WATER RIGHT**

TRANSFER NO. 5271  
WATER RIGHT NO(S). 63-07307/63-11671

This is to certify that: **MERIDIAN HEIGHTS WATER & SEWER ASSN**  
**PO BOX 472**  
**MERIDIAN ID 83680**

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 63-07307 :  |                      |                       |                      |
| DOMESTIC              | 01/01 to 12/31       | 0.93 CFS              | 68.4 AF              |
| Priority: 03/10/1970  |                      |                       |                      |
| Right No. 63-11671 :  |                      |                       |                      |
| IRRIGATION            | 03/15 to 11/15       | 0.37 CFS              | 83.3 AF              |
| DOMESTIC              | 01/01 to 12/31       | 0.51 CFS              | 97.8 AF              |
| FIRE PROTECTION       | 01/01 to 12/31       | 1.45 CFS              |                      |
| Priority: 02/18/1992  |                      |                       |                      |
|                       |                      | <u>1.45 CFS</u>       | <u>181.1 AF</u>      |
| <b>TOTAL:</b>         |                      | <b>* 2.38 CFS</b>     | <b>* 249.5 AF</b>    |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 25, Township 03N, Range 01W  
SENE , Sec. 25, Township 03N, Range 01W  
NENW , Sec. 25, Township 03N, Range 01W  
ADA County

PLACE OF USE: IRRIGATION

| <u>TWN RGE SEC</u> | <u>ACRES</u> | <u>ACRES</u>                     | <u>ACRES</u> | <u>TOTAL</u> |
|--------------------|--------------|----------------------------------|--------------|--------------|
| 03N 01W 25         | NENE 9.2     | SENE 9.3                         |              | 18.5         |
|                    |              | Total number of acres irrigated: |              | 18.5         |

PLACE OF USE: DOMESTIC, same as IRRIGATION use

PLACE OF USE: FIRE PROTECTION, same as IRRIGATION use

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AUG 06 1998

TRANSFER NO. 5271  
WATER RIGHT NO(S). 63-07307/63-11671

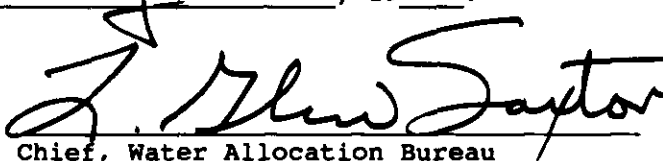
CONDITIONS OF APPROVAL AND REMARKS

1. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
2. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
3. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- \* 6. The total instantaneous diversion of water from all points of diversion under Transfer 5271 shall not exceed 2.38 cfs, nor total combined annual volume of 249.5 af.
7. After specific notification by the department, the right holder shall measure the diversions or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
8. Domestic use authorized under Right 63-07307 is for 57 homes.
9. Domestic use authorized under Right 63-11671 is for 163 homes.
10. The domestic use authorized under Right 63-11671 shall not exceed 13,000 gallons of water per day per dwelling.
11. Right 63-11671 authorizes irrigation of up to 1/2 acre within each platted subdivision lot upon which a domestic dwelling has been constructed.
12. Domestic use under Right 63-11671 does not include lawn, garden, landscape, or other types of irrigation.
13. Water for fire protection use shall not be diverted under Right 63-11671 except to fight or repel an existing fire.
14. Place of use is located within the Meridian Heights Subdivision.

Dated this 27<sup>th</sup> day of

July

, 1998.

  
Chief, Water Allocation Bureau

MICROFILMED

AUG 06 1998

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**

Transfer No. 5271  
RECEIVED  
JUL 21 1998

# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

Department of Water Resources

Name of applicant Meridian Heights Water + Sewer Association Phone 887-9670  
Post Office address P.O. Box 472, Meridian, Idaho 83680

**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion    ☒ Add diversion point(s)    ☒ Change place of use  
☐ Change nature of use    ☐ Change period of use    ☐ Other \_\_\_\_\_

2. Describe the reason for the proposed changes corrected water rights to show  
all three wells are interconnected.

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

| 1. Right Number | Priority | Amount<br>(cfs/ac-ft) | Nature<br>of Use | Period of Use |
|-----------------|----------|-----------------------|------------------|---------------|
| 63-07307        | 3-10-70  | 0.930                 | Domestic         | 1-1 to 12-31  |
| 63-11671        | 2-18-92  | 0.370                 | Irrigation       | 3-15 to 11-15 |
| ↓               | ↓        | 0.510                 | Domestic         | 1-1 to 12-31  |
| ↓               | ↓        | 1.450                 | Fire Protection  | 1-1 to 12-31  |

2. Total amount of water being transferred 3,650 cubic feet per second and/or 249.50 acre-feet per annum.

3. Source of water Groundwater <sup>2.38</sup> tributary to \_\_\_\_\_

**4. Point(s) of Diversion:**

| Lot | ¼  | ¼  | ¼ | Sec. | Twp. | Rge. | County | Local name for diversion |
|-----|----|----|---|------|------|------|--------|--------------------------|
|     | SE | NE |   | 25   | 03N  | 01W  | Ada    | Well # 1                 |
|     | NE | NE |   | 25   | 03N  | 01W  | Ada    | Well # 2                 |
|     | NE | NW |   | 25   | 03N  | 01W  | Ada    | Well # 3                 |

5. Lands irrigated or place of use: *No change*

[illegible]

**Total acres** \_\_\_\_\_

**PART 1**

**6. General Information:**

a. Description of diversion system well + pipeline to subdivision

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 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:

N/A

**d. Remarks:**

Part 2, Question #10 - all of these water rights have been continuously used.

**ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES**

This is to certify that I have examined Application for Transfer of Water Rights No. \_\_\_\_\_

And said application is hereby \_\_\_\_\_, subject to the following limitations and conditions:

Witness my hand this \_\_\_\_\_ day of \_\_\_\_\_

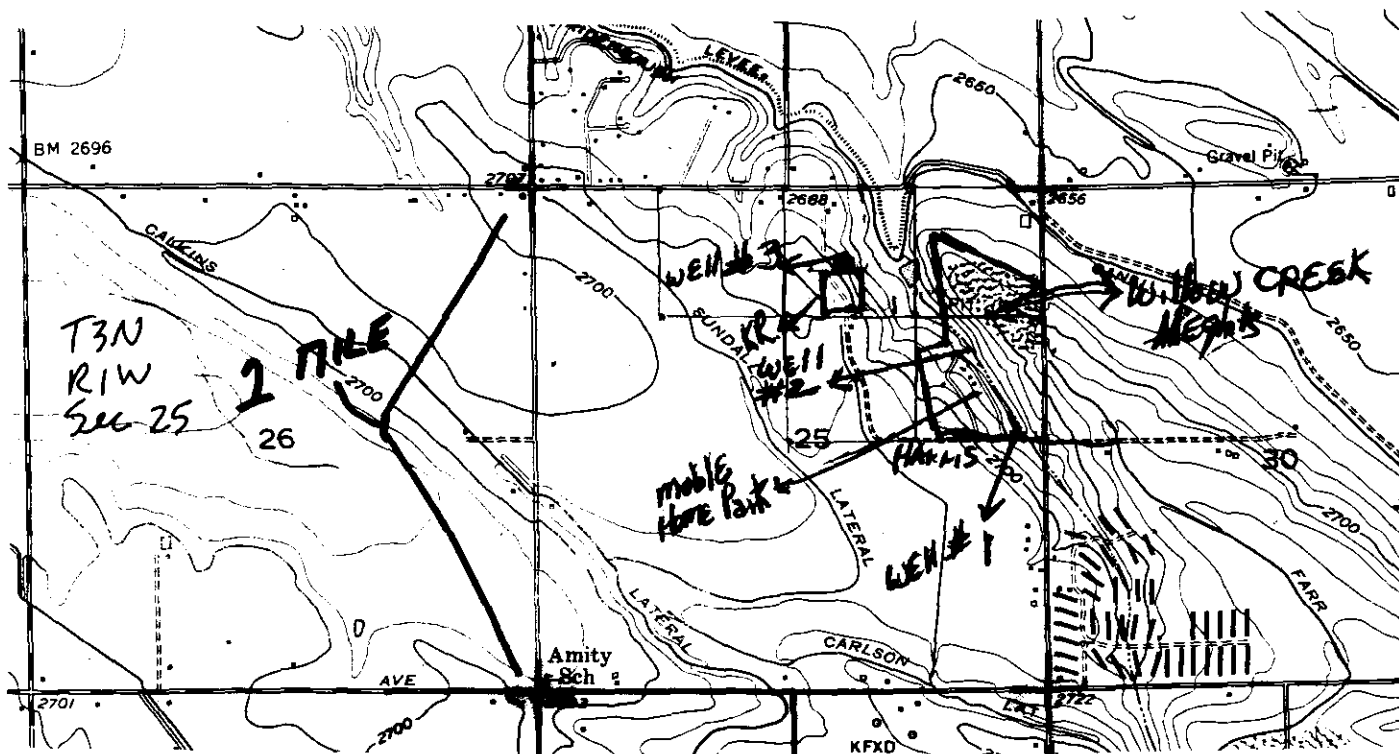
MICROFILMED  
19  
AUG 06 1998

**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 rights described in part 1. Clearly depict the land by section, township and range number.**

MHWS Board Officers as of 2/98

President: Charles Sale 888-2536  
Vice President: Kurt McWilliam 888-5021  
Secretary/Treasurer: Gina Harris 887-9670  
Director: Gina Hall  
Director: Val Hill 898-0169  
Director: Valerie Lee  
Director: Marvin Jones 884-3144  
Director: Bill Stanko 887-1662



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AUG 06 1998

**SCALE: 2 inches equal 1 mile. Draw plan in ink.**

**PART 3****B. CHANGES IN NATURE OF USE**

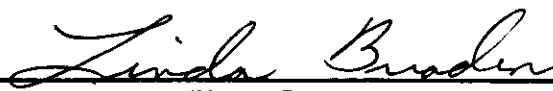
| 1 | New Nature of Use | Amount<br>(cfs/ac-ft) | Hours/days/year | Period of Use |
|---|-------------------|-----------------------|-----------------|---------------|
|   |                   |                       |                 | to            |
|   |                   |                       |                 | 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.

(Signature of Applicant)  
MarchSubscribed and sworn to before me this 26th day of March, 1998

(Notary Public)

My commission expires August 24, 1999**FOR DEPARTMENT USE ONLY**

Transfer contains 8 pages and 2 attachments A + B

Received by nn Date 04/03/1998 Protest filed by \_\_\_\_\_

Prelim. check by lg Fee \$100 W023664

Receipted by nn Date 04/03/1998

Published in \_\_\_\_\_ Copies of protest forwarded by \_\_\_\_\_

Pub. dates \_\_\_\_\_ Hearing held by \_\_\_\_\_ Date \_\_\_\_\_

Watermaster recommendation requested on \_\_\_\_\_ Recommended for ☐ approval ☐ denial

\_\_\_\_\_ rec'd. \_\_\_\_\_ by \_\_\_\_\_

Copy of transfer sent to lien holder \_\_\_\_\_

MICROFILMED  
JUN 06 1998

State of Idaho  
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7307 Priority March 10, 1970 Amount 0.93 cfs

THIS IS TO CERTIFY, that Southwest Development Co., Inc.

of Nampa, Idaho, has complied with the terms and conditions of Permit No. 63-7307 issued pursuant to Application for Permit dated March 10, 1970, and has submitted proof to the Department of Water Resources on April 1, 1975, 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 0.93 cfs of water from a ground water 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 |
|-----------------|-----------------------------------------------------------------------------------|-------------------|---------------|
| <u>Domestic</u> | from <u>Jan. 1</u> to <u>Dec. 31</u> at <u>0.93</u> cfs and <u>68.4</u> acre feet |                   |               |
|                 | from _____ to _____ at _____ cfs and _____                                        |                   |               |
|                 | from _____ to _____ at _____ cfs and _____                                        |                   |               |

(both dates inclusive)

Subject, however, to the condition that no more than 0.93 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 confirmed is for the purpose aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed 68.4 acre feet per year, said waters to be diverted within the SE<sup>1</sup>NE<sup>1</sup> of Sec. 25,  
Twp. 3 N, Rge. 1 W, B. M. in the County of Ada

Description and location of place of use: (57-unit Mobile Home Subdivision)

| Twp. | Range | Sec. | NE <sup>1</sup> 4 |                   |                   |                   | NW <sup>1</sup> 4 |                   |                   |                   | SW <sup>1</sup> 4 |                   |                   |                   | SE <sup>1</sup> 4 |                   |                   |                   | Totals |
|------|-------|------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|--------|
|      |       |      | NE <sup>1</sup> 4 | NW <sup>1</sup> 4 | SW <sup>1</sup> 4 | SE <sup>1</sup> 4 | NE <sup>1</sup> 4 | NW <sup>1</sup> 4 | SW <sup>1</sup> 4 | SE <sup>1</sup> 4 | NE <sup>1</sup> 4 | NW <sup>1</sup> 4 | SW <sup>1</sup> 4 | SE <sup>1</sup> 4 | NE <sup>1</sup> 4 | NW <sup>1</sup> 4 | SW <sup>1</sup> 4 | SE <sup>1</sup> 4 |        |
| 3 N  | 1 W   | 25   | X                 |                   |                   | X                 |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |        |
|      |       |      |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |        |
|      |       |      |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |        |
|      |       |      |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |        |
|      |       |      |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |                   |        |

Total number of acres irrigated \_\_\_\_\_

A measuring device of a type approved by this Department shall be permanently maintained as part of the diverting works.

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, as provided by the laws of Idaho.

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of May, 19 75.

Director

State of Idaho  
Department of Water Resources  
ASSIGNMENT OF PERMIT

RECEIVED

APR 1 1975  
Department of Water Resources

I, R. D. Bischoff, hereby assign to Southwest Development Co., Inc.  
of 212 Tenth Avenue South, Nampa, Idaho 83651  
Address

CHECK ONE

☒ All my right, title, and interest in and to Permit No. 63-7307  
to appropriate the public waters of the State of Idaho.

☐ The following described portion of my right, title, and interest in and to Permit  
No. \_\_\_\_\_ to appropriate the public waters of the State of Idaho.

(Describe that portion of the permit being assigned by listing the acreage within  
each 40 acre subdivision, the point of diversion and the amount of water in cubic  
feet per second for direct diversion, or acre feet for storage)

Made this 21<sup>st</sup> day of March, 19 75.

R. D. Bischoff  
Permit Holder

Betty Jean Bischoff  
Spouse of Permit Holder

State of Idaho )  
County of Ada ) ss.

On this 21<sup>st</sup> day of March, 19 75, personally  
appeared before me the signer(s) of the above instrument, who duly acknowledged to me  
that ~~he~~ ~~(she)~~ (they) executed the same.

seal

Jack A. Sullivan  
Notary Public residing at  
Spokane

My commission expires:  
2-24-76

MICROFILMED

Identification No. 63-7307  
Application No. \_\_\_\_\_

STATE OF IDAHO  
DEPARTMENT OF RECLAMATION

LICENSE ISSUED FOR 0.93 SEC. FT.  
LICENSE PAGE NO. \_\_\_\_\_

APPLICATION FOR PERMIT

APPROVED

To appropriate the Public Waters of the State of Idaho

(TYPE OR PRINT IN INK) ASSIGNED TO: SOUTHWEST DEVELOPMENT CO.,  
4/1/75 212 10th Ave. South INC.  
Nampa, ID 83651

1. Name of applicant Meridian Heights Subdivision  
post office address 1200 No. Maple Grove, Boise, Idaho
2. Source of water supply Ground Water which is a tributary of \_\_\_\_\_
3. a. Location of point of diversion is 2 points in SE  $\frac{1}{4}$  of NE  $\frac{1}{4}$  of Section 25 Township 3N  
Range 1W 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 4.6 for multiple domestic 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)  
Amount \_\_\_\_\_ for \_\_\_\_\_ purpose from \_\_\_\_\_ to \_\_\_\_\_ (both dates inclusive)  
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:  
a. 4.6 cubic feet per second and/or  
b. \_\_\_\_\_ acre feet per annum.
6. Proposed diverting works:  
a. Description of ditches, flumes, pumps, headgates, etc. Drilled well pump motor pipe  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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 200 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use  
is 5 years.  
b. Estimated construction cost is \$12,000.00.
8. Description of proposed uses:  
a. If water is **not** for irrigation:  
(1) Give the place of use of water: E~~1~~ XX of NE  $\frac{1}{4}$  of Section 25 Township 3N  
Range 1W 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 \_\_\_\_\_, or number of families to be  
supplied with domestic water 230.  
(5) If water is to be used for other purposes describe: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

63-7307

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

| TWP. | RANGE | SEC. | NE¼ |     |     |     | NW¼ |     |     |     | SW¼ |     |     |     | SE¼ |     |     |     | TOTALS |
|------|-------|------|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|-----|--------|
|      |       |      | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ | NE¼ | NW¼ | SW¼ | SE¼ |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |
|      |       |      |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |     |        |

Total number of acres to be irrigated \_\_\_\_\_

c. Describe any other water rights used for the same purposes None

9. a. Who owns the property at the point of diversion Self

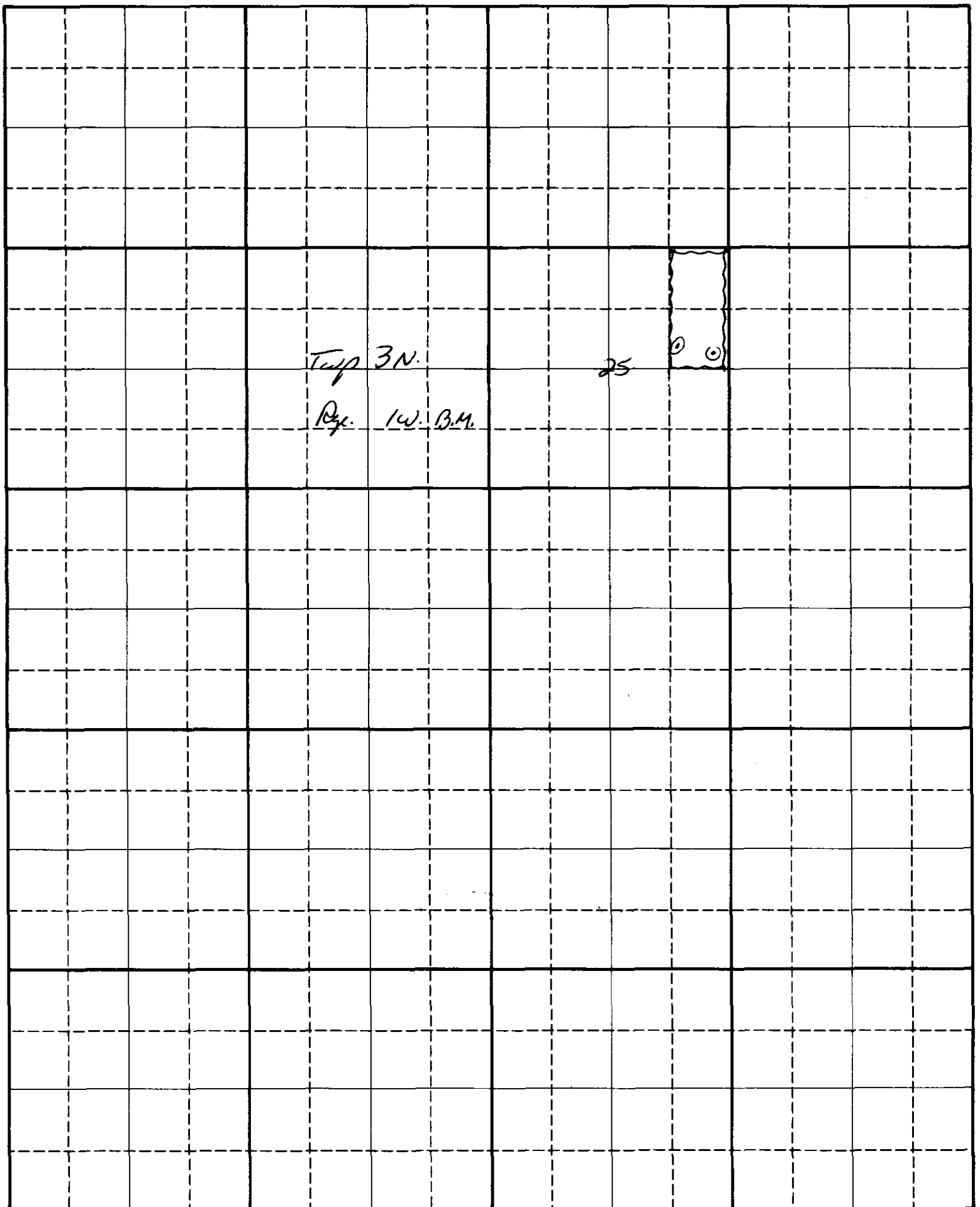
b. Who owns the land to be irrigated or place of use Self

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing \_\_\_\_\_

10. Remarks \_\_\_\_\_

603-7307

11. Map of proposed project:



Scale: 2 inches equal 1 mile

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.

Southwest Development Company, Inc.  
dba Meridian Heights Subdivision

*R.D. Bischoff*  
(Applicant) Secretary

63-7307

Received by Della Date 3-10-70 Time 12:20 P  
Preliminary check by Della Fee \$ 40.00  
Receipted by uj Date 3-11-70  
Publication prepared by de Date 3-25-70  
Published in Snake River Statesman  
Publication dates 4-2-9-70  
Publication approved de Date 4-21-70  
Priority reduced to \_\_\_\_\_ Reason \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Protests filed by: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
Copies of protests forwarded by \_\_\_\_\_  
Hearing held by \_\_\_\_\_ Date \_\_\_\_\_  
Recommended for approval denial by de CH

**APPROVED**

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7307, and said application is hereby APPROVED.

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

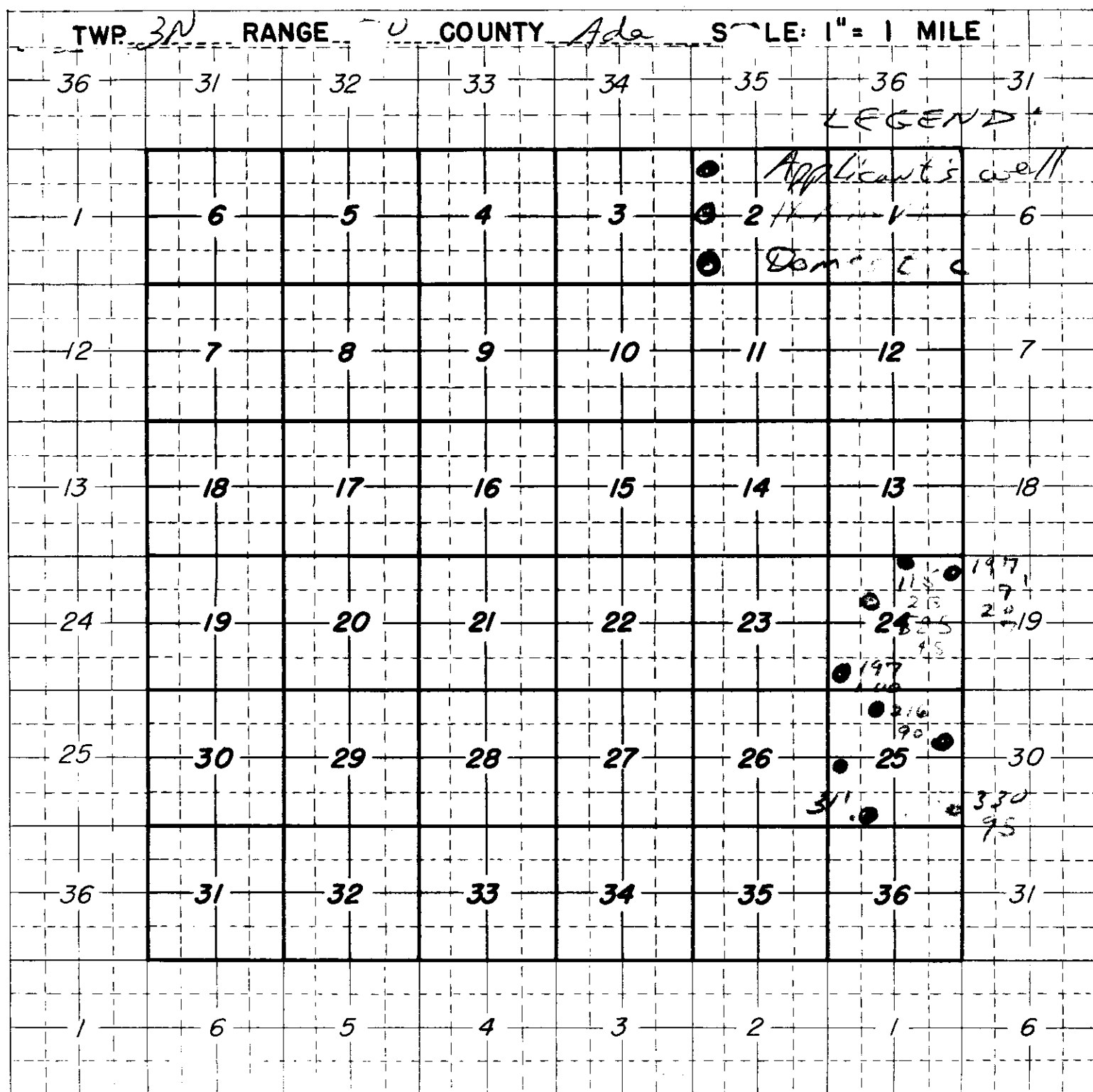
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 19 75.
- c. Other: The permit holder shall permanently install and maintain measuring devices of a type approved by the department as part of the diverting works.

2. Denial of said application is for the following reasons: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Witness my hand this 27th day of April 19 70.

  
Deputy State Reclamation Engineer

63-7307



63-7307

STATE OF IDAHO, }  
COUNTY OF ADA } ss.

Georgene Davis, being duly sworn,  
deposes and says: That she is the Principal Clerk of The Idaho  
Daily Statesman, a daily newspaper printed and published at  
Boise, Ada County, State of Idaho, and having a general circula-  
tion 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 regular edition of The Idaho Daily Statesman for

Two consecutive insertions, beginning with the  
issue of April 2, 1970, and ending with the  
issue of April 9, 1970.

Georgene Davis  
Subscribed and sworn to before me this 16th day of

April, 1970.

Jana A. Gausmy  
Notary Public for Idaho, Residing at Boise, Idaho



63-7307



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

July 28, 1998

PHILIP E. BATT  
GOVERNOR

MERIDIAN HEIGHTS WATER & SEWER ASSN  
PO BOX 472  
MERIDIAN ID 83680-0472

KARL J. DREHER  
DIRECTOR

RE: Water Rights 63-07307/63-11671 (Transfer 5271)

Dear Water Right Holder(s):

Enclosed is the copy of your approved Transfer of Water Right for the above referenced water rights (Transfer 5271). Please be sure to thoroughly read the Conditions and Remarks listed on the transfer. Also, please be advised that the accompanying transfer approval should be considered and treated as a **preliminary order** of the department issued pursuant to section 67-5243, Idaho Code. Enclosed are instructions for responding to **Preliminary Orders** if you are in disagreement with the approved transfer.

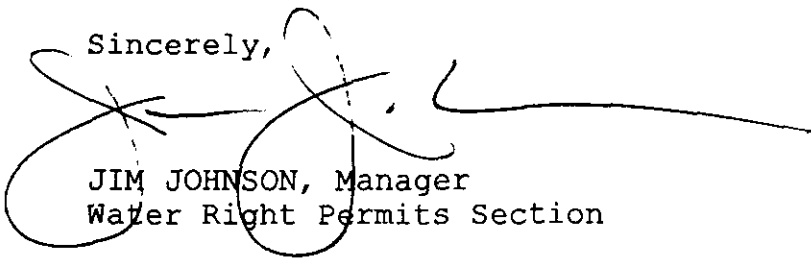
As of July 1, 1996, all water right owners are required to report any change in water right ownership and any change of mailing address to the department.

If you have acquired any other water right or have changed your mailing address **PRIOR TO** July 1, 1996, you have until July 30, 1998, to record the ownership and/or address change with the department.

If you acquired other water rights or changed your mailing address **AFTER** July 1, 1996, you must notify the department within 120 days of the change.

Failure to report these changes in a timely manner could result in a \$100 late filing fee. You can contact any office of the department for more information. If you have any questions concerning your water right listed above you can contact me at (208) 327-7947.

Sincerely,

  
JIM JOHNSON, Manager  
Water Right Permits Section

JJ:klt  
Enclosures

MICROFILMED

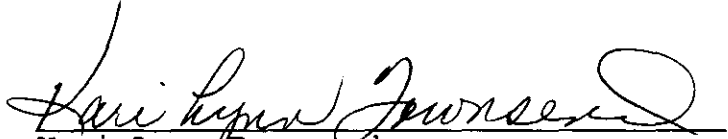
AUG 06 1998

**CERTIFICATE OF MAILING**

I hereby certify that on the **28th** day of **July, 1998**, I mailed a true and correct copy, postage prepaid, of the foregoing **TRANSFER APPROVAL** to the person(s) listed below:

**WATER RIGHTS 63-07307/6311671 (Transfer 5271)**

**MERIDIAN HEIGHTS WATER & SEWER ASSN  
PO BOX 472  
MERIDIAN ID 83680-0472**

  
Kari Lynn Townsend  
Secretary

MICROFILMED  
AUG 06 1998

## **Responding to Preliminary Orders Issued by the Idaho Department of Water Resources**

The Idaho Department of Water Resources (Department) issues water right permits, licenses, and transfers as preliminary orders pursuant to section 67-5243, Idaho Code. A preliminary order can and will become a final order without further action of the department unless a party petitions for reconsideration or files an exception and/or brief 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 the 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 twenty-one (21) 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 a 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. Otherwise, a preliminary order will become a final order of the Department.

If any party appeals or takes exceptions to a preliminary order, opposing parties shall have twenty-one (21) days to respond to any party's appeal. Written briefs in support of or taking exceptions to the preliminary order shall be filed with the Department. The Department retains the right to review the preliminary order on its own motion.

### **ORAL ARGUMENT**

If the Department grants a petition to review a preliminary order, the Department 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 Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department 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 Department in connection with a preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

### **FINAL ORDER**

The Department 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 Department 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.

MICROFILMED  
AUG 06 1998

## MEMORANDUM

**TO:** Files 63-07307 & 63-11671

**FROM:** Pam Skaggs<sup>PS</sup>/State Office

**SUBJECT:** Transfer 5271



**DATE:** July 24, 1998

---

Transfer 5271 adds points of diversion under Rights 63-07307 and 63-11671 to identify all three (3) existing wells used as part of this common system. Permit 63-12157 is also part of this system and already identifies the three (3) wells.

A check on SRBA Claim A63-07307 found no action taken at this time. Right 63-11671 was licensed 03-19-96 and does not require a SRBA claim.

Recommended conditions include irrigation overlap, multiple points of diversion/  
measuring devices, future annual reporting, use limits as licensed and standard transfer conditions.

MICROFILMED

AUG 06 1998

# TRANSFER REVIEW SHEET

(07-98)

Transfer # 5271

Date Reviewed 7-24-98

Right(s) 63-07307

63-11671

☒ WRQ/Split Summary ☒ SRBA Status NA Run POU Comparison Report

B:Change P/D ☒ Add P/D

D:Change P/U

E:Change Nature of Use

F:Change Period of Use

G:Other

H:Change P/D & Add P/D

I:Change P/D & P/U

J:Add P/D & Change P/U

Proof of Ownership NA Add P/D

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) NONE

Check Transfer Against Recorded Right

Season/Vol. D/4.5

(1) ☒ Priority (2) ☒ Use (3) ☒ Season (4) ☒ Rate (5) ☒ Volume

(6) ☒ Source (7) ☐ P/D (8) ☒ P/U (9) NA Proof/Owner (10) ☒ Map

(11) NA Water District (12) ☒ Pertinent Conditions (13) NO Expansion

(7) Add P/Ds to reflect 3 wells on each rt.

3 Existing Wells

From Licenses { 63-07307-57 Homes  
63-11671-163 Homes, 070, 071, W01, W05, 077  
Transfer Remarks Modified OIM WB4  
Conditions B65, T02, T08, T09 T17

Database/Processing Notes

Standard ☒ Non-Standard ☐

T files each rt.

"T" Files Update Complete ☒ Approval Form ☒ Transfer Memo ☒

Database Updated Following Approval ☒ Memo/Form Files Deleted ☒

7-28-98 38

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**TRANSFER ANALYSIS SHEET**

APPLICANT Meridian Heights

TRANSFER NO. 5271

INITIAL ALLOCATION REVIEW BY \_\_\_\_\_  
SRBA SUPERVISOR REVIEW BY \_\_\_\_\_

DATE 4/28/98

DATE 5/15/98

REC'D 5/12/98

1. Right number(s) 63-07307, 63-11671

2. Type of right \_\_\_\_\_ Decree ☒ License \_\_\_\_\_ Statutory Claim \_\_\_\_\_  
\_\_\_\_\_ SRBA Beneficial Use Claim \_\_\_\_\_

3. Purpose of transfer \_\_\_\_\_ Change P/D ☒ Add P/D \_\_\_\_\_ Change P/U \_\_\_\_\_  
\_\_\_\_\_ Change N/U \_\_\_\_\_ Change Source \_\_\_\_\_ 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 on original place of use

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

- a. ☒ Reviewer's analysis memo completed (always include)
- b. ☒ All of right
- c. N/A Part of right (**NOTE!** Part B should be filled in only if part of right is owned by the applicant)
- d. ☒ Description of point(s) of diversion
- e. ☒ Description of place of use
- f. ☒ Map showing P/D & P/U after transfer
- g. ☒ Correct notarized signature and \$100 fee
- h. ☒ Proof of ownership of right &/or land from which water is transferred
- i. N/A Expansion in use of right - Comments: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

- j. N/A Existing rights from same source, on land water is being transferred to; right number(s): \_\_\_\_\_
- k. / SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) \_\_\_\_\_
- l. / Comment letters \_\_\_\_\_ Yes / No  
 If yes \_\_\_\_\_ Water District # \_\_\_\_\_  
 \_\_\_\_\_ Other, see #2 below for name and address

### PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? / Yes
2. COMMENT LETTERS
- Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_
- Other comments letters: \_\_\_\_\_ See attached information
3. Transfer published correctly? / Yes \_\_\_\_\_ No
4. Affidavit of publication received? / Yes \_\_\_\_\_ No
5. Protests received? \_\_\_\_\_ Yes \_\_\_\_\_ No; Acknowledgement sent? \_\_\_\_\_ Yes
6. Data entry of application completed? / Yes

### RECOMMENDED ACTION

1. / Approve \_\_\_\_\_ See attached memo
2. \_\_\_\_\_ Deny due to \_\_\_\_\_
3. Conditions (special conditions in Water Districts) (Standard xfer conditions)
4. By Gary S Date 7/17/98

### FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? / Yes pan
2. File forwarded to S.O.: by dt date 7-20-98

**MEMO**

DATE: 5/4/1998  
FROM: Lori Graves  
TO: File  
RE: Meridian Heights Transfer

This is a simple transfer to combine three existing wells on water right licenses 63-07307 and 63-11671 to reflect a common system. Permit 63-12157 is also used and already lists all three P/D's.

An SRBA claim was required for 63-07307 and was filed as licensed. 63-11671 did not require an SRBA claim.

All three wells are owned and operated by Meridian Heights Water and Sewer Association. Surface water is also used.

I recommend this transfer be approved.

MICROFILMED  
AUG 06 1998

# The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707-0040

## LEGAL ADVERTISING INVOICE

Amount Due

\$50.52

|                                                                               |             |                                           |                  |
|-------------------------------------------------------------------------------|-------------|-------------------------------------------|------------------|
| Account Number/Trans. #                                                       |             | Identification                            |                  |
| 047628                                                                        |             | NOTICE OF PROPOSED CHANGE OF WATER RIGHTS |                  |
| Ordered By                                                                    | P.O. Number | Rate                                      | Run Dates        |
| SUE TAYLOR                                                                    |             | NT                                        | JUNE 4, 11, 1998 |
| IDAHO DEPT. OF WATER RESOURCES WEST<br>2735 AIRPORT WAY<br>BOISE, IDAHO 83705 |             | Estimated Inches                          | Real Inches      |
|                                                                               |             | # Affidavits                              | Legal Number     |
|                                                                               |             | 1                                         | 1497             |

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 TWO

☒ consecutive weekly      single  
consecutive daily      odd skip  
insertion(s) beginning with the issue of  
JUNE 4, 1998  
and ending with the issue of  
JUNE 11, 1998

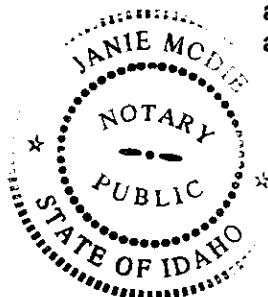
*Janice Hildreth*

STATE OF IDAHO )  
COUNTY OF ADA ) ss.

RECEIVED

JUN 19 1998

WATER RESOURCES  
WESTERN REGION



On this 11TH day of JUNE in the year of 1998, before me, a Notary Public, personally appeared 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.

*Janie Madie*

Notary Public for Idaho  
Residing at:

Boise, Idaho

My commission expires

FILED

5703

AUG 06 1998

**RECEIPT**  
For Monies Paid  
to the  
Idaho Department of Water Resources

Receipt No: **W023664**

Date: **4 / 3 / 1998**  
Time: **11:59:21**

Received  
From: **MERIDIAN HTS WATER & SWR**

| Type of Payment                 | Program A cct            | Amount           |
|---------------------------------|--------------------------|------------------|
| <b>APPLICATION FOR TRANSFER</b> | <b>62105 229 21 1155</b> | <b>100.00</b>    |
| <b>CHECK</b>                    | <b>2147</b>              | <b>100.00</b>    |
| <b>Total</b>                    |                          | <b>\$ 100.00</b> |

Region: **WESTERN**

Signature: 

MICROFILMED  
AUG 06 1998

12/31/1997

Mike Preston 375-2647

11:25 left msg for him to return call

63-07307

63-11671

63-12157

1/28/1998

Mike Preston 375-2647

10:00 left message

1/29/1998

~~At~~ Wells are drilled

No longer has possessory interest

All owned by Meridian H<sub>2</sub>O + Sewer Assn

CONTACT: 888-1825 Ellen Thornton

Ex-Secretary

Gina Harris 887-9670 New Secretary

8:32

POB 472

Meridian 83680

xfer STUFF

MAP

Profile reports

02/10/1998

Gina Harris 887-9670

Reviewed xfer form.

Will send another copy of PART 1 + Copy 0 form

MICROFILMED

AUG 06 1998

INTER-DEPARTMENT MEMO--1

FROM *R*  
TO *Marion*

DATE 10/14/97

SUBJECT Transfer Appl.

PLEASE contact Mike Preston (375-2647 in Boise) to have him file transfer appl. per attached memo. Want to show 2 exist + 1 proposed (maybe now deleted?) wells as common pld's in 2 older rights (63-07307 + 63-11671). Maybe joint appl. for Mike's company plus Meridian Heights since wells serve portions of both subdivisions?  
We can discuss details prior to contacting Mike.

NO urgency on this - contact MICROFILMED  
by mid-November is ok.

SIGNATURE

*-JR*

AUG 06 1998

## CONVERSATION MEMORANDUM

DATE 10/14/97

FILE 63-07307

NAME OF PARTY

- 11671

EMPLOYEE

JL

- 12157

RE: TRANSFER Appl. NEEDED

63-07307 1 well JUNE 525

(1970)

Meridian Heights H2O + Sewer Assoc. (See  
A63-07307).SRBA  
Applicable63-11671 2 wells E $\frac{1}{2}$  NE $\frac{1}{4}$  S.25

(1992)

Meridian Heights H2O + Sewer Assoc.,  
includes well in 63-07307SRBA  
N/A63-12157 3 wells E $\frac{1}{2}$  NE $\frac{1}{4}$  & NW $\frac{1}{4}$  S.25 (1994)

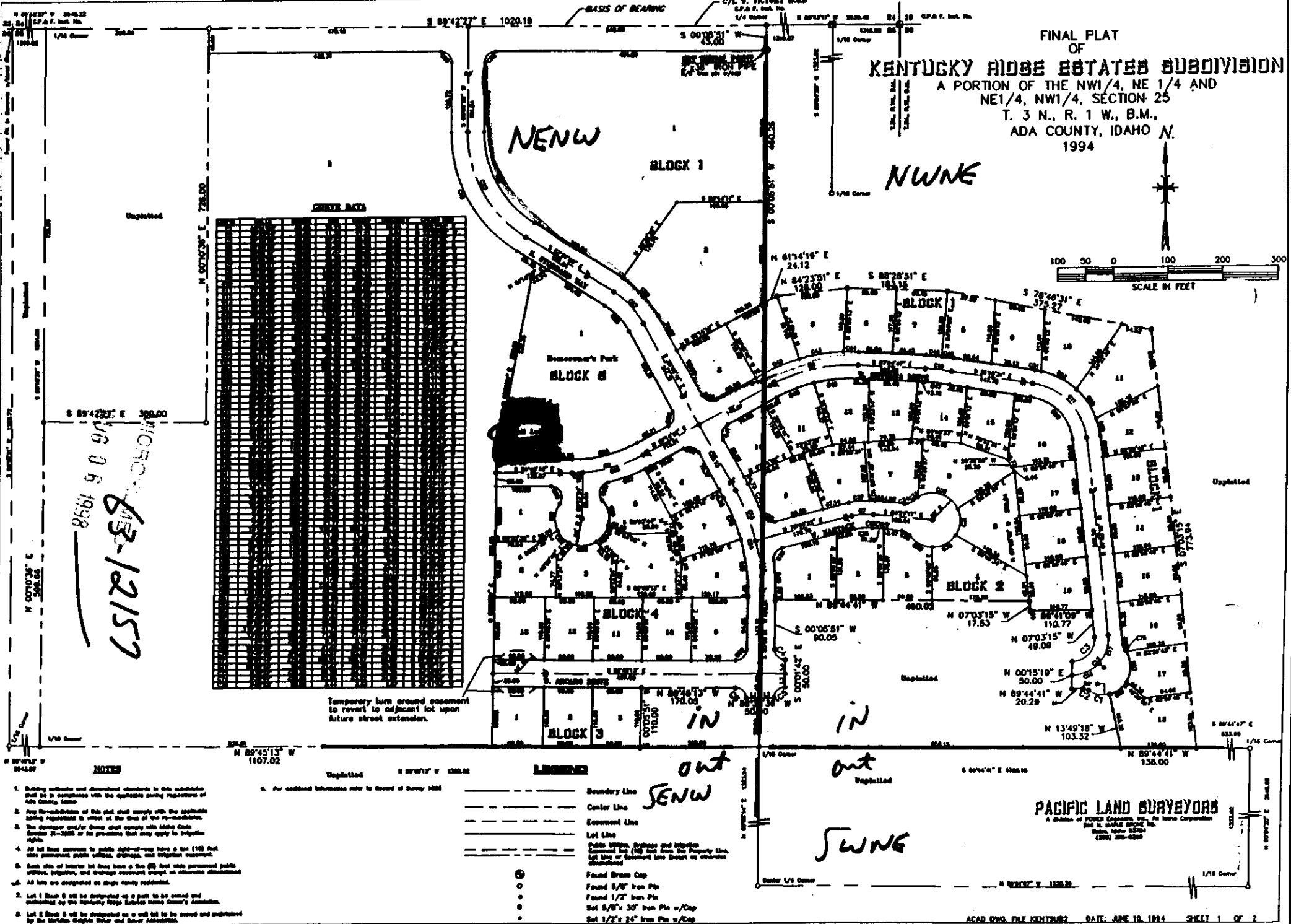
Shelbiana Industries Inc (Mike Proctor 375-2647)

for portions of Kentucky Ridge Est. Subd.,

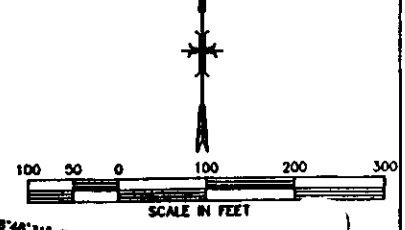
includes above wells in 2 other rights plus  
proposed well NW $\frac{1}{4}$ Licensed in 1996. Per "Comments" when 63-12157  
first filed, transfer application(s) were to  
follow to add show all 3 wells on 2  
previous rights.

To date - no transfer appl. filed.

MICROFILMED  
AUG 06 1998Regional office should submit transfer appl. (joint  
filing for 2 subds.?) soonest.orig → S.O. are file 63-07307 ; cc → S.O. & Regional w.c. files,  
A.J. file.



FINAL PLAT  
OF  
**KENTUCKY RIDGE ESTATES SUBDIVISION**  
A PORTION OF THE NW1/4, NE 1/4 AND  
NE1/4, NW1/4, SECTION 25  
T. 3 N., R. 1 W., B.M.,  
ADA COUNTY, IDAHO N.  
1994



63-12157  
8561 9 0 06  
1060500

- NOTES**
1. Building setbacks and dimensional standards in this subdivision shall be in compliance with the applicable zoning regulations of Ada County, Idaho.
  2. Any re-subdivision of this plat shall comply with the applicable zoning regulations in effect at the time of the re-subdivision.
  3. The developer and/or owner shall comply with Idaho Code Section 20-2005 or its provisions that may apply to triplicate rights.
  4. All lot lines common to public right-of-way have a ten (10) foot wide permanent public utility, driveway, and irrigation easement.
  5. Each side of interior lot lines have a ten (10) foot wide permanent public utility, irrigation, and drainage easement except in otherwise designated.
  6. All lots are designated as single family residential.
  7. Lot 1 Block 5 shall be designated as a path to be owned and maintained by the Kentucky Ridge Estates Home Owner's Association.
  8. Lot 2 Block 5 shall be designated as a well lot to be owned and maintained by the Kentucky Ridge Estates Home Owner's Association.

- LEGEND**
- Boundary Line
  - Center Line
  - Easement Line
  - Lot Line
  - Public Utility, Driveway and Irrigation Easement ten (10) feet from the Property Line. Lot line or easement line except as otherwise designated.
  - Found Brass Cap
  - Found 5/8" Iron Pin
  - Found 1/2" Iron Pin
  - Set 5/8" x 30" Iron Pin w/ Cap
  - Set 1/2" x 24" Iron Pin w/ Cap

**PACIFIC LAND SURVEYORS**  
A Division of POWER Companies, Inc. Idaho Corporation  
100 N. 10th Street, Suite 200  
Boise, Idaho 83724  
(208) 333-0200

Form 208  
1/84

# IDAHO DEPARTMENT OF WATER RESOURCES WELL DRILLER'S REPORT

Use Typewriter  
or  
Ball Point Pen

1. DRILLING PERMIT NO. 63-95-C-0409-000  
Other IDWR No. 63-12157-water right

2. OWNER:  
Name Shekinah Industries Inc  
Address 420 Bitterroot Dr  
City Boise State ID Zip 83709

3. LOCATION OF WELL by legal description:  
Sketch map location must agree with written location.

|   |  |                                                                                           |  |
|---|--|-------------------------------------------------------------------------------------------|--|
| N |  | Twp. <u>3</u> North <input checked="" type="checkbox"/> or South <input type="checkbox"/> |  |
|   |  | Rge. <u>1</u> East <input type="checkbox"/> or West <input checked="" type="checkbox"/>   |  |
|   |  | Sec. <u>25</u> S/2 1/4 W/2 1/4 1/4                                                        |  |
|   |  | Gov't Lot _____ County <u>Ada</u>                                                         |  |

Address of Well Site SW of Stoddard  
+ Victoria City Meridian

U. 2 Bk. 5 Sub. Name Kentucky Ridge  
Estate

4. PROPOSED USE: 56 homes, 13 acres.  
☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation  
☐ Thermal ☐ Injection ☐ Other \_\_\_\_\_

5. TYPE OF WORK  
☒ New Well ☐ Modify or Repair ☐ Replacement ☐ Abandonment

6. DRILL METHOD  
☐ Mud Rotary ☐ Air Rotary ☒ Cable ☐ Other \_\_\_\_\_

## 7. SEALING PROCEDURES

| SEAL/FILTER PACK |      | AMOUNT |                   | METHOD |
|------------------|------|--------|-------------------|--------|
| Material         | From | To     | Barrels or Pounds |        |
| Bentonite        | 0    | 52     | 1200#             | pumped |
| #8-12 sand       | 260  | 285    | 1400#             |        |

Was drive shoe used? ☒ YES ☐ NO  
Was drive shoe seal tested? ☐ Y ☒ N By How?

## 8. CASING/LINER:

| Diameter | From   | To   | Gauge | Material | Casing                              | Inner                               | Welded                              | Threaded                 |
|----------|--------|------|-------|----------|-------------------------------------|-------------------------------------|-------------------------------------|--------------------------|
| 8"       | 1'6"   | 259  | .25   | steel    | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6"       | 262'6" | 260' | .25   | steel    | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |
| 6"       | 280'   | 285' | .25   | steel    | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> |

Length of Headpipe 17'6" Length of Tailpipe 5'

## 9. PERFORATIONS/SCREENS

☐ Perforations Method \_\_\_\_\_  
☒ Screens Screen Type Huston stainless steel

| From | To   | Slot Size | Number | Diameter | Material  | Casing                   | Inner                               |
|------|------|-----------|--------|----------|-----------|--------------------------|-------------------------------------|
| 260' | 280' | 25        |        | 6"       | stainless | <input type="checkbox"/> | <input checked="" type="checkbox"/> |

## 10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

87'5" below ground Artesian pressure \_\_\_\_\_ lb.  
Depth flow encountered \_\_\_\_\_ ft. Describe access port or control devices: hole in well seal

## 11. WELL TESTS:

| Yield gal/min | Drawdown | Pumping Level | Time   |
|---------------|----------|---------------|--------|
| 180           |          | 124'4"        | 1 hr   |
| 225           |          | 131'5"        | 1/2 hr |
| 306           |          | 143'          | 1/4 hr |

Water Temp. \_\_\_\_\_ Bottom hole temp. \_\_\_\_\_  
Water Quality test or comments: \_\_\_\_\_

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

| From | To  | Remarks - Lithology, Water Quality & Temperature | Y                                   | N                                   |
|------|-----|--------------------------------------------------|-------------------------------------|-------------------------------------|
| 12   | 0   | 5 clay topsoil                                   |                                     | <input checked="" type="checkbox"/> |
|      | 5   | 32 gravel & sand                                 |                                     | <input checked="" type="checkbox"/> |
|      | 32  | 40 brown clay                                    |                                     | <input checked="" type="checkbox"/> |
|      | 40  | 112 reddish brown cemented sand                  |                                     | <input checked="" type="checkbox"/> |
|      | 112 | 116 tan clay & sandy clay                        |                                     | <input checked="" type="checkbox"/> |
|      | 116 | 130 dirty sand                                   | <input checked="" type="checkbox"/> |                                     |
|      | 130 | 150 clay                                         |                                     | <input checked="" type="checkbox"/> |
|      | 150 | 156 sandy clay                                   |                                     | <input checked="" type="checkbox"/> |
|      | 156 | 177 sand & pea gravel                            | <input checked="" type="checkbox"/> |                                     |
|      | 177 | 190 clay                                         |                                     | <input checked="" type="checkbox"/> |
|      | 190 | 192 sand                                         |                                     | <input checked="" type="checkbox"/> |
|      | 192 | 200 cemented sand                                |                                     | <input checked="" type="checkbox"/> |
|      | 200 | 205 sand                                         |                                     | <input checked="" type="checkbox"/> |
|      | 205 | 215 clay                                         |                                     | <input checked="" type="checkbox"/> |
|      | 215 | 225 sandy clay with sand & clay streaks          |                                     | <input checked="" type="checkbox"/> |
|      | 225 | 258 MXX clay                                     |                                     | <input checked="" type="checkbox"/> |
|      | 258 | 281 sand                                         | <input checked="" type="checkbox"/> |                                     |
|      | 281 | 285 clay                                         |                                     | <input checked="" type="checkbox"/> |

packer to 3'6" long  
5" pipe 239' to 242'6"

RECEIVED

SEP 19 1995

WATER RESOURCES  
WESTERN REGION

Completed Depth 285' (Measurable)  
Date: Started 8/1/95 Completed 8/21/95

## 13. DRILLER'S CERTIFICATION

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

Firm Name Stevens & Sons Firm No. 153

Firm Official Ron Stevens Date 8/1/95

Supervisor or Operator \_\_\_\_\_ Date \_\_\_\_\_

FORWARD WHITE COPY TO WATER RESOURCES

legal should be NENW rather than SENW  
correct legal derived from Subdivision Plat.

TTT 12/31/1997

WR5809NP  
No. 63-12157

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/14/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                   | PRIORITY<br>DATE | WATER USE              | USE PERIOD<br>FROM TO      | DIVERSION<br>RATE      | DIVERSION<br>VOLUME |
|------------------|----------------------------------------------------------------------------------|------------------|------------------------|----------------------------|------------------------|---------------------|
| C                | SHEKINAH INDUSTRIES INC<br>420 BITTERROOT DR<br>BOISE ID 83709<br>(208) 375-2647 | 10/25/1994       | IRRIGATION<br>DOMESTIC | 03/15 11/15<br>01/01 12/31 | 0.260 CFS<br>0.360 CFS |                     |
| TOTAL DIVERSION: |                                                                                  |                  |                        |                            | 0.360 CFS              |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: PERMIT

Point(s) of Diversion: T03N R01W S25 NENE SENE NENW ADA County

Place of use Legal Description for: IRRIGATION

| NE          |     |    |   | NW   |      |      |      | SW |      |      |      | SE   |   |      |      |      |      |   |      |      |      |      |      |      |
|-------------|-----|----|---|------|------|------|------|----|------|------|------|------|---|------|------|------|------|---|------|------|------|------|------|------|
| T           | R   | S  |   | NENE | NWNE | SUNE | SENE | :  | NENW | NWNW | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | :    | SUM  |
|             |     |    |   | Lt   | Ac   | Lt   | Ac   |    | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac   |   | Lt   | Ac   | Lt   | Ac   |      |      |
| 03N         | 01W | 25 | : |      | 07   |      | :    |    | 06   |      | :    |      |   |      |      |      |      |   |      |      |      |      |      | 13.0 |
| TOTAL ACRES |     |    |   |      |      |      |      |    |      |      |      |      |   |      |      |      |      |   |      |      |      |      | 13.0 |      |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
63-07307 63-11671

Conditions of Approval:

- 26A - Project construction shall commence within one year from the  
- date of permit issuance and shall proceed diligently to  
- completion unless it can be shown to the satisfaction of the  
- Director of the Department of Water Resources that delays were  
- due to circumstances over which permit holder had no control.
- 01M - After specific notification by the department, the right holder  
- shall install a suitable measuring device or shall enter into an  
- agreement with the department to determine the amount of water  
- diverted from power records and shall annually report the  
- information to the department.
- 803 - The right holder shall use the full allotment of his surface  
- water right, to the extent it is available, in conjunction with  
- groundwater diverted pursuant to this right.
- 03A - The rate of diversion of water for irrigation under this right  
- and all other water rights on the same land shall not exceed 0.02  
- cubic feet per second for each acre of land.
- 004 - The issuance of this right does not grant any right-of-way  
- or easement across the land of another.

Remarks:

Place of use is located within Lots 1-18, Blk. 1; Lots 1-3,  
Blk. 3; Lots 1-13, Blk. 4; & Lots 1-3, Blk. 6; Kentucky Ridge  
Estates Subdivision.

12/31/1997 No  
drilling permit 1998  
in NENW

10/16/1997  
No drilling permit in  
NENW yet.  
No due 6/1/1998  
11/17/1997 No drilling permit

3 wells to be  
common to:  
63-12157  
- 11671  
- 07307  
"Comments"  
See

Remarks: The irrigation use occurring under this right shall not exceed 1/2 acre within each platted subdivision lot upon which a home has been constructed.

The surface water rights appurtenant to lands within the Kentucky Ridge Estates Subdivision, shall be utilized for (1) the ponds within the subdivision, and (2) a ground water recharge project found to be acceptable by the Director of the department. The right holder is responsible to finalize this recharge project in cooperation with the department prior to licensing of this water right.

Domestic use is for 56 homes.

Domestic use does not include lawn, garden, landscape, or other types of irrigation.

Dates: App. Received: 10/25/1994 Priority Date: 10/25/1994  
Proof Due Date: 06/01/1998 Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date:

Misc: Water District Number: 63 Field Exam Fee:

Comments: Date: 10/31/1994 User-ID: SLESTER Subject: ADDITIONAL INFORMATION

A new well in NENW is proposed to add to two existing wells. All three wells will be integrated to serve existing homes in right nos. 63-07307 and 63-11671 plus new homes to be built under this new right. A transfer is being filed to add new well and one of the existing wells to license 63-07307; meanwhile, 63-11671 has had proof filed & field exam scheduled this fall. After the permit is licensed, another transfer will be needed to add the proposed well to that right.

All three rights provide internal and external water to separate units. Surface water is available through (presumably) the irrig. district for some irrigation. New homes in application will use well water to irrigate yards, but surface water is available to irrigate non-yard areas in new subd., e.g. homeowners park (see subd. plat).

Michael Preston is president of company & Sally Ann Preston is the director. There are no other officers.

Proposed uses are exempted from drought moratorium.

New well to be located in Lot 2, Bl. 6, Kentucky Ridge Estates Subdivision.

Date: 01/10/1995 User-ID: CZIMMERM Subject: P/D & P/U OWNERSHIP

The point of diversion is located on land owned by Frank Sabala.

The place of use is located on land owned by Frank Sabala and Merle Hawson. An earnest money agreement exists with both owners.

Audit: 10/31/94 SLESTER 11/01/94 SLESTER 01/10/95 CZIMMERM 06/01/95 CZIMMERM  
06/02/95 CZIMMERM

— JRB MA

63-11671 now licensed (3/19/96).  
PER BCW & APPS. US - NO  
Xfer filed to show  
all 3 wells on either  
these older rights

— JL

MICRO

AUG 06 1998

WR5809NP  
No. 63-11671

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/14/97  
PAGE: 2

| OWNER<br>CODE    | NAME & ADDRESS                      | PRIORITY<br>DATE | WATER USE       | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|-------------------------------------|------------------|-----------------|-----------------------|-------------------|---------------------|
| C                | MERIDIAN HEIGHTS WATER & SEWER ASSN | 02/18/1992       | IRRIGATION      | 03/15 11/15           | 0.370 CFS         | 83.30 AFA           |
|                  |                                     |                  | DOMESTIC        | 01/01 12/31           | 0.510 CFS         | 97.80 AFA           |
|                  |                                     |                  | FIRE PROTECTION | 01/01 12/31           | 1.450 CFS         |                     |
| TOTAL DIVERSION: |                                     |                  |                 |                       | 1.450 CFS         | 181.10 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 3.120 CFS

Point(s) of Diversion: T03N R01W S25

NENE

SENE

ADA County

Place of use Legal Description for: IRRIGATION

| NE   |     |      |    | NW   |    |      |    | SW   |    |      |    | SE   |    |      |    |             |    |      |    |      |    |      |    |      |    |      |    |      |    |      |      |  |
|------|-----|------|----|------|----|------|----|------|----|------|----|------|----|------|----|-------------|----|------|----|------|----|------|----|------|----|------|----|------|----|------|------|--|
| NENE |     | NWNE |    | SWNE |    | SENE |    | NENW |    | NWNW |    | SWNW |    | SENW |    | NESW        |    | NWSW |    | SWSW |    | SESW |    | NESE |    | NWSE |    | SWSE |    | SESE |      |  |
| T    | R   | S    | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac          | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | Lt | Ac   | SUM  |  |
| 03N  | 01W | 25   | :  | 09   | :  | 09   | :  | :    | :  | :    | :  | :    | :  | :    | :  | :           | :  | :    | :  | :    | :  | :    | :  | :    | :  | :    | :  | :    | :  | :    | 18.5 |  |
|      |     |      |    |      |    |      |    |      |    |      |    |      |    |      |    | TOTAL ACRES |    |      |    |      |    |      |    |      |    | 18.5 |    |      |    |      |      |  |

Place of use location for DOMESTIC is the same location as described for: IRRIGATION

Place of use location for FIRE PROTECTION is the same location as described for: IRRIGATION

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
63-07307 63-12157

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no  
- more than .02 cfs per acre nor more than 4.5 afa per acre for the  
- lands above.

Remarks:

Right 63-07307 is also diverted at the point of diversion in  
the SENE of Section 25 described above.  
The domestic use authorized under this right shall not exceed  
13,000 gallons of water per day per dwelling.  
This right authorizes irrigation of up to 1/2 acre within each  
platted subdivision lot upon which a domestic dwelling has been  
constructed.  
Domestic use is for 163 homes.  
Domestic use does not include lawn, garden, landscape, or  
other types of irrigation.  
Water for fire protection use shall not be diverted under this

AUG 06 1998

WR5809NP  
No. 63-11671

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/14/97  
PAGE: 3

Remarks: right except to fight or repel an existing fire.  
Place of use is located within the Meridian Heights Subdivision.

Dates: App. Received: 02/18/1992 Priority Date: 02/18/1992  
Proof Due Date: 09/01/1994 Proof Made Date: 08/24/1994  
Exam Made Date: 10/27/1994 Exam Sent to S.O.: 12/19/1995  
Licensed Date: 03/19/1996

- SRBA N/A

Misc: Water District Number: 63 Field Exam Fee: R (Received)

Comments: Date: 07/28/1992 User-ID: MILLER Subject: WATER and SEWER ASSOCIATION  
The well under this permit is part of the Meridian Heights Water  
and Sewer Association's system.

Date: 07/28/1992 User-ID: MILLER Subject: MORATORIUM EXEMPTION  
This permit falls within the acceptable parameters of the Snake  
River Basin Moratorium.

Audit: 02/25/92 GARRETT 07/22/92 MILLER 07/28/92 MILLER 08/26/94 JYARBROU  
10/28/94 STAYLOR 12/19/95 STAYLOR 01/08/96 BCHAPMAN 01/08/96 BCHAPMAN  
01/19/96 BCHAPMAN 02/05/96 RLOVEALL 03/19/96 RLOVEALL

NOTED - LML

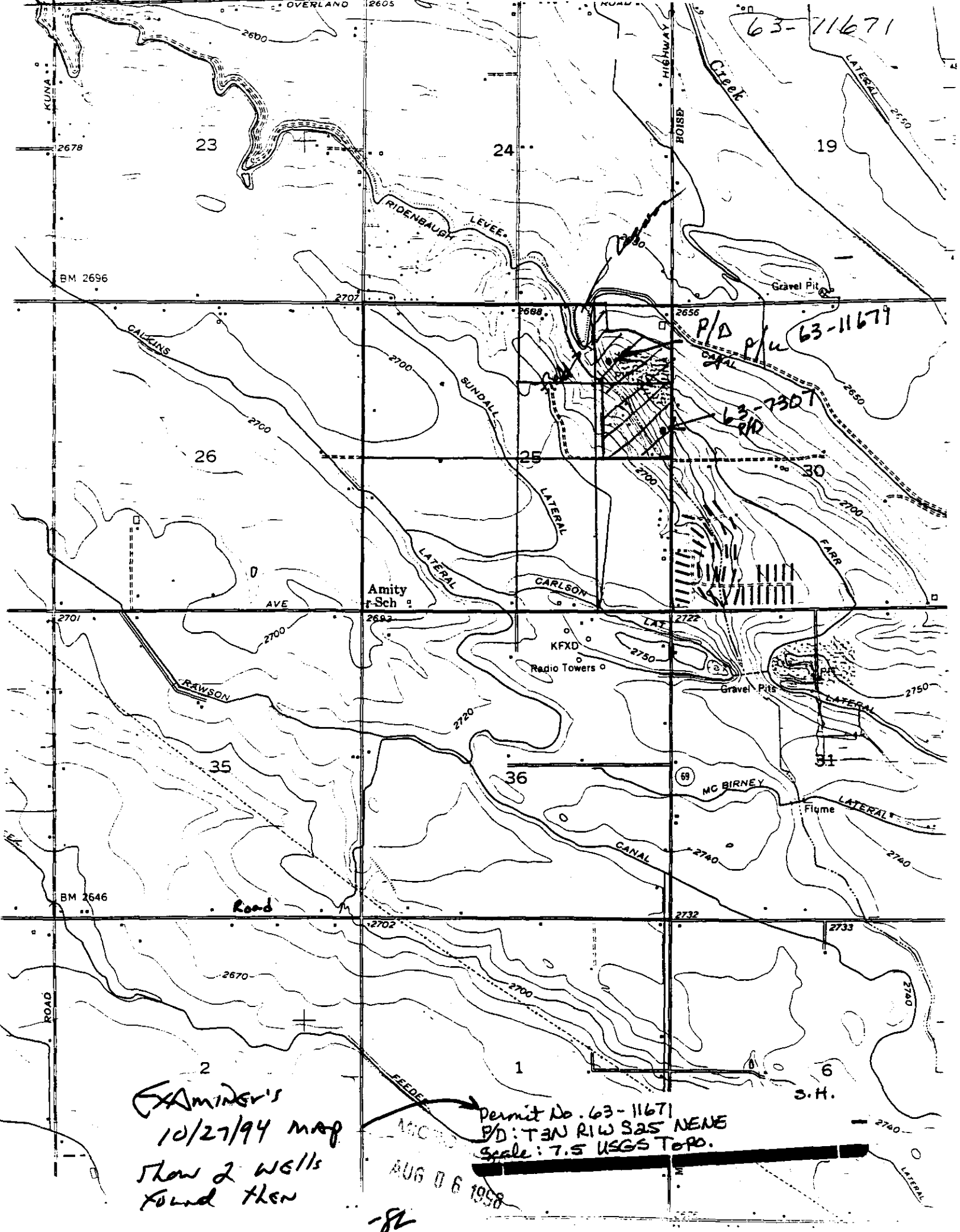
AUG 06 1998

## E. NARRATIVE/REMARKS/COMMENTS

- No quit lots were found.
- Overlaps for WR 63-0288 are other land for other uses; overlaps for P/U WR 63-07307 is the same land with a different source tied into the system for the addition of 163 homes (220 total lots, 57 on WR 63-07307). They are in the process of transferring GTS Development Inc. to Meridian Heights subdivision.
- Aerial map is not to scale, so estimated acreage per 1/4 1/4.
- Use is irrigation of 12.5 acres of yards, domestic <sup>internal nonirrigation</sup> use for 163 homes/stubbed lots that were added onto the system, & fire protection for those homes required by the city of Meridian by means of 10-12 hydrants.
- The system consists of a 60HP submersible pump in a 12" casing, 8" PVC main to 1" PVC in the added 163 lots that are 6500 sq. ft. average in size, with 1150 sq. ft. average homes, & 10-12 hydrants located throughout the subdivision for fire protection. This system, & WR 63-07307 24HP submersible pump in a 12" casing tie in together & run at 44-66 psi to supply water to a total of 220 lots.
- Driller: Stevens & Son 63-92-W-293, drilled 6/92.

Have conditions of permit approval been met? ☒ yes ☐ no

APPROVED  
8/16/92



2  
EXAMINER'S  
10/27/94 map  
Show 2 wells  
found then

Permit No. 63-11671  
PD: TEN RIW S25 NENE  
Scale: 7.5 USGS TOPO.

AUG 06 1998

-82

WR5809NP  
No. 63-07307

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 10/14/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                 | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|--------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | SOUTHWEST DEVELOPEMTN CO. INC. | 03/10/1970       | DOMESTIC  | 01/01 12/31           | 0.930 CFS         | 68.40 AFA           |
| TOTAL DIVERSION: |                                |                  |           |                       | 0.930 CFS         | 68.40 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03M R01W S25 SENE ADA County

Place of use Legal Description for: DOMESTIC

| NE   |      |      |         | NW    |       |       |       | SW    |       |       |       | SE    |       |       |       |
|------|------|------|---------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|-------|
| NENE | NWNE | SWNE | SENE    | NENW  | NWNW  | SWNW  | SENW  | NESW  | NWSW  | SWSW  | SESW  | NESE  | NWSE  | SWSE  | SESE  |
| T    | R    | S    | : Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac | Lt Ac |
| 03M  | 01W  | 25   | :       | D     |       |       | D     | :     |       |       |       | :     |       |       | :     |

Pol County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):  
63-11671 63-12157

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall  
- be maintained as a part of the diverting works.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 03/10/1970 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  | 09/12/1979         |            |

Misc: Water District Number: Field Exam Fee:

Audit: 06/03/85 05/01/88 CONVERT

*See FRBA claim  
attached  
only 1 well*

MAILED  
AUG 06 1998

AJ5809NP  
No. A63-07307

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 10/14/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                                                                                                            | PRIORITY<br>DATE | WATER USE | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------------------------------------------------------------------------------------|------------------|-----------|-----------------------|-------------------|---------------------|
| C                | MERIDIAN HEIGHTS WATER & SEWER ASSOCIATION<br>C/O BETTY NICHOLS<br>3810 MCGUIRE ST<br>MERIDIAN ID 83642<br>(208) 888-4287 | 03/10/1970       | DOMESTIC  | 01-01 12-31           | 0.93 CFS          | 68.40 AFA           |
| TOTAL DIVERSION: |                                                                                                                           |                  |           |                       | 0.93 CFS          | 68.40 AFA           |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R01W S25 SENE ADA County

Place of use Legal Description for: DOMESTIC

| NE  |     |    |    | NW |   |   |    | SW |   |   |    | SE |   |   |    |
|-----|-----|----|----|----|---|---|----|----|---|---|----|----|---|---|----|
| T   | R   | S  | Ac | T  | R | S | Ac | T  | R | S | Ac | T  | R | S | Ac |
| 03N | 01W | 25 |    |    |   |   |    |    |   |   |    |    |   |   |    |

POU County: ADA

Non-Irrigation Uses: D/57 MOBILE HOMES.

Other Rights: BOISE-KUNA

Conditions of Approval:

- R01 - A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.

Remarks: GEN ALTHOUGH THIS AREA IS UNDER BOISE-KUNA IRR., THE WATER IS NOT AVAILABLE FOR THEIR USAGE AND THEY ARE USING THEIR WELL FOR LAWN WATERING.

Dates: Exam Made Date: Verified Date: 06/03/1985 Objection Filed Date:

Misc: Water District Number: Field Inspection Flag: Presumption Flag:

←  $\frac{68.4 \text{ AFA}}{57 \text{ units}} = 1.2 \text{ AFA/unit}$   
implies int. + ext. use

add  $\frac{1}{2}$  PU  
+ P/D NENE?

P/U = 1 QQ  
but Lic = 2 QQ's

why?

MICROFILMED  
AUG 06 1998

DATE OF EXAM

4-28-75

ACKNOWLEDGE

Formal  
Recommended

Irrigation Requirement

As Filed

USE

(Mild.)

Irrigation Q =  
Domestic Q =  
Livestock Q =

.93

c.f.s.

V =

c.f.s.

V =

c.f.s.

V =

AF/Ann. from

AF/Ann. from

AF/Ann. from

to

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Is water so mingled? yes

no

Name source  
Twp

N/S, Rye

E/W, B.M., Sec.

, Sub.

1/4

1/4

County

Is exchange? yes

no

Name source exchanged with  
Twp

N/S, Rye

E/W, B.M., Sec.

, Sub.

1/4

1/4

County

Point of injection  
Twp

N/S, Rye

E/W, B.M., Sec.

, Sub.

1/4

1/4

County

Point of exchange  
Twp

N/S, Rye

E/W, B.M., Sec.

, Sub.

1/4

1/4

County

Total Q measured 419 gpm = .93 cfs.

Method of measurement inline flow meter (6")

Total Q recommended 0.93 cfs Meter No 79382

Type Sparkling Condition good

Total V recommended 68.4

Recommended Amendments:

P.D.

Place of Use

Other

None

MEASUREMENT CALCULATION

 $Q = 419 \text{ gpm} = .93 \text{ cfs.}$  $V = (1.2)(57) = 68.4 \text{ AF/ann.}$ 

SYSTEM DESCRIPTION:

12" x 224' well w/ Leyland Bowler pump (Ser# 617816), 30 HP Hollow shaft motor  
(Ser# 1021042) w/ 6" discharge thru flowmeter into 3600  
gal. storage tank, distribution system thru out Sub.

REMARKS:

There are 57 lots within this mobile home sub, 46 of which  
are sold.S.W. Dev. Co., Inc. has gone bankrupt. J.U. B. Engrs. has taken over the sub.  
This permit should be assigned to Meridian Heights water & Sewer Dist.

Examiner's Signature

Pat. Clayton, Bureau

Date 4-28-75

Checked by

Date

Approved by

Date

AUG 26 1975

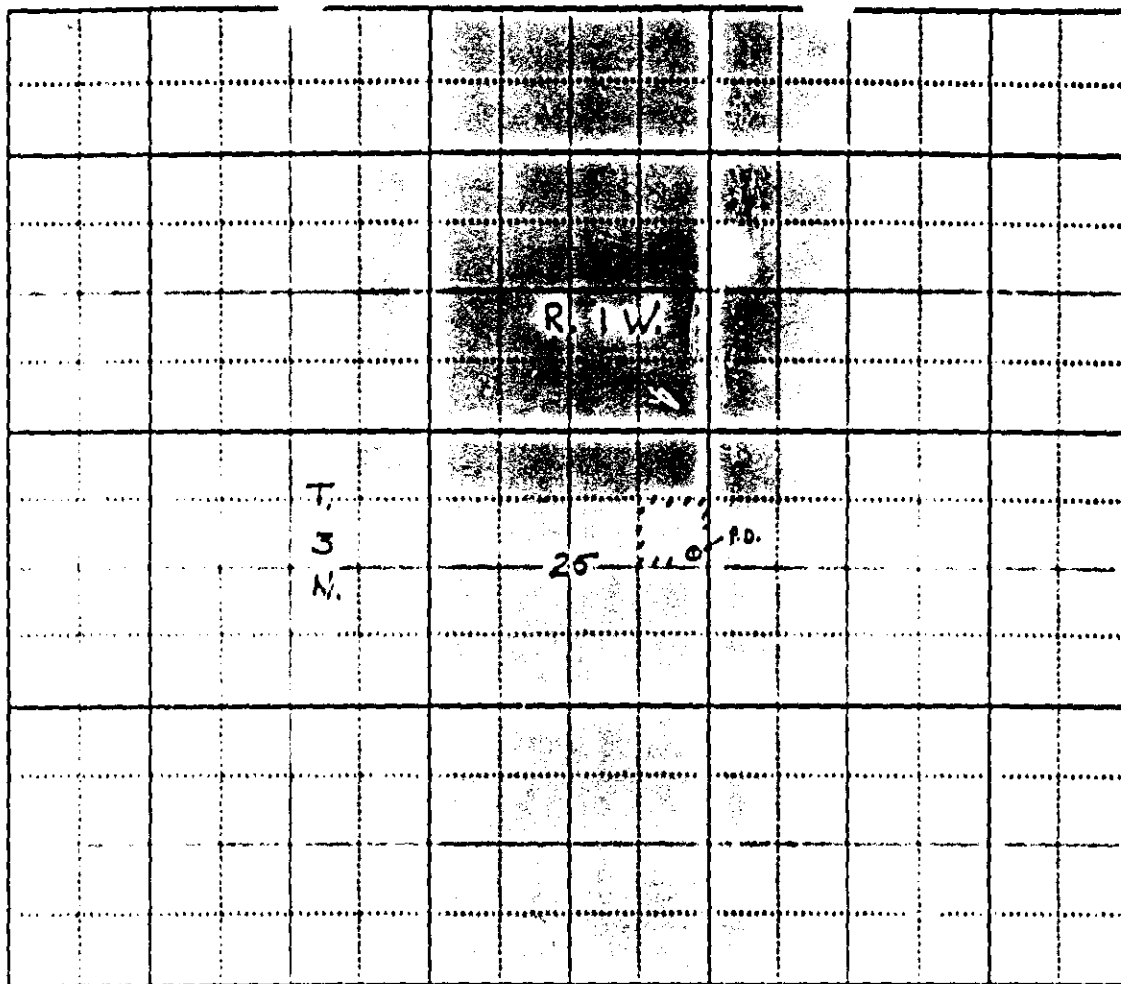


Diagram of System

RECEIVED

MAY 01 1998

WATER RESOURCES  
WESTERN REGION

**AGREEMENT FOR TRANSFER OF WATER, SEWER,  
AND LIGHTING SYSTEMS**

This AGREEMENT is made and entered into this 21 day of SEP, 1996, by  
and between ~~D. MICHAEL PRESTON~~, an individual, and SHEKINAH INDUSTRIES, INC.,  
an Idaho corporation, hereinafter referred to as "Developer", of 420 Bitterroot Drive, Boise,  
Idaho, 83709, and the MERIDIAN HEIGHTS WATER AND SEWER ASSOCIATION, INC.,  
an Idaho non-profit corporation, hereinafter referred to as the "Association", P.O. Box 472,  
Meridian, Idaho, 83680.

**WITNESSETH**

WHEREAS, the Developer has constructed water, sewer and lighting systems as well as  
developed that subdivision known as Kentucky Ridge Estates, the final plat of the same  
appearing in Book 70, page 7191, and recorded as Instrument No. 95074573, and Kentucky  
Ridge Estates #2 the final plat of the same appearing in Book 72, pages 7389-7390, and recorded  
as Instrument No. 96072598, of the Records of the Ada County Recorder, Ada County, Idaho,  
and

WHEREAS, the parties have previous agreed in principal that Developer shall transfer  
said systems to the Association and that the Association shall thereafter own, manage and  
operate said systems, and

WHEREAS, the Association, on February 12, 1996, filed Restated Articles of  
Incorporation with the Idaho Secretary of State's Office to specifically authorize the Association  
to operate the water, sewer and street lighting systems in Kentucky Ridge Estates Subdivision,  
and to provide for the lot owners in said subdivision to become members of the Association;

**AGREEMENT - 1**

MICROFILMED  
MAY 08 1998

ATTACHMENT A

NOW, THEREFORE, IT IS HEREBY AGREED AS FOLLOWS:

1. The Association is an Idaho non-profit corporation which operates a water and sewer system, a street lighting system and a fire hydrant system serving Meridian Heights Subdivisions Nos. 1, 2 and 3, of Ada County, State of Idaho.

2. ~~D. Michael Preston is an individual, and owner of Shekinah Industries, Inc., and~~ <sup>ET JWP</sup> ~~the individual~~ <sup>Corporation JWP ET. WWS</sup> primarily responsible for developing the Kentucky Ridge Estates Subdivision, including the water, sewer, and lighting systems therein.

3. Developer has installed the water and sewer systems, lighting system, and fire hydrant in the Kentucky Ridge Estates Subdivision, for the benefit of its owners. The sewage, water, fire hydrant and street lighting facilities, are hereinafter referred to as the "Systems."

4. The aforementioned Systems, including fencing, signage, street lights and lamps, the water well, the sewage lines, the fire hydrant system, and any and all federal, state, county, local governmental and private permits, licenses, easements, approvals, agreements, contracts, and any and all personal or tangible property, including the real property hereinafter described, shall be referred as the "Assets."

5. Developer represents and warrants to the Association that Shekinah Industries, Inc., is a validly formed and existing Idaho corporation in good standing with the full lawful authority to enter into this Agreement and to transfer, sell and assign all of its rights, titles and interests into the Systems and Assets to the Association. Developer further represents and warrants to the Association that the transfer, sale and assignment of its rights, titles and interests into the Systems and Assets by Developer to the Association has been duly authorized and approved by the stockholders and directors of Shekinah Industries, Inc..

6. Developer represents and warrants to the Association that all licenses, permits, easements, certifications, contracts, agreements and rights included as assets or associated with the Assets which are transferred, sold and assigned hereunder, are in existence and are valid and enforceable according to their terms, by the Association.

7. Developer represents and warrants to the Association that the licenses, permits, easements, certifications, contracts, agreements and rights included as assets or associated with the Assets which are transferred, sold and assigned hereunder constitute all of the licenses, permits, easements, certifications, contracts, agreements and rights necessary for the full, lawful use, operation, maintenance and enjoyment of the Systems and Assets by the Association.

8. Developer represents and warrants to the Association that the Systems and Assets which are being transferred, sold and assigned hereunder have been approved for their intended use and operation by all appropriate federal, state, county and local governmental entities and quasi-governmental entities as required by existing laws and regulations.

9. Developer represents and warrants to the Association that the transfer, sale and assignment of the Systems and Assets does not require the consent or approval of the Idaho Public Utilities Commission or any other state, federal, county or local governmental entity.

10. For and in consideration of the sum of One Dollar (\$1.00) paid by the Association to the Developer, and in further consideration of the past and continued operation, maintenance and use of the Systems and Assets on behalf of the Subdivisions by the Association, Developer will transfer, sell and assign all of its rights, titles and interests in and to the Systems and Assets to the Association.

**AGREEMENT - 3**

MICROFILMED  
AUG 06 1998

11. Developer shall, by good and sufficient warranty deed, transfer and convey to the Association that following real property, to-wit:

Lot 2, Block 3, Kentucky Ridge Estates Subdivision, Instrument No. 95074573, in Book 70 of Plats, pages 7191 and 7192, records of Ada County, Idaho.

12. Developer shall, at its full cost and expense, provide to the Association an Owner's Title Policy in the face amount of \$10,000.00 showing title to the real property described above to be vested in the Association, fee simple absolute, free and clear of all liens, encumbrances.

13. Developer warrants and represents to the Association that it has constructed and installed the water and sewer systems in compliance and conformity with the sewer and water plans for Kentucky Ridge Estates Subdivision, a copy of which are attached to this Agreement, as Exhibit A, and incorporated by this reference herein. In particular, the Developer warrants to the Association that the sewer system has been constructed in accordance with the latest Ada County Highway District modifications to the ISPWC specifications, and that the water system has been constructed to conform with the standards set forth in the "Idaho Regulations for Public Drinking Water Systems", and ISPWC standard drawings and specifications. Developer further acknowledges that Developer did provide all of the engineering, surveying and contract administration for the construction of the water and sewer system of the Kentucky Ridge Estates Subdivision.

14. Developer warrants and represents to the Association that in constructing and installing the water, sewer, and street lighting systems in the Kentucky Ridge Estates Subdivision, the Developer did comply with all laws, orders and regulations of federal, state and

municipal authorities and did obtain all licenses and permits which were required for the construction and installation of the same.

15. Developer shall, as part of this Agreement, transfer or cause to be transferred all of the interests of G&S Development, Inc., an Idaho corporation, whose address is 2890 N. Meridian Road, Meridian, Idaho 83642, and D. Michael Preston, to the Association in and to that certain Ada County Development Services Conditional Use Permit number 94-20-CU issued on or about May 13, 1994. Developer warrants and represents that it has complied in all respects with all of the requirements related to the DEQ and the Ada County Development Services with regard to the Land Application Site including, but not limited to those ten (10) conditions of approval of Conditional Use Permit Number 94-20-CU included as Attachment A to May 13, 1994 letter approving said conditional use. Developer further represents that Conditional Use Permit number 94-20-CU, and all related zoning certificates, are in full force and effect.

16. As part of this Agreement Developer agrees to execute and deliver to the Association a Bill of Sale transferring all of Developer's rights, titles and interests in and to the personal property and fixtures associated with or used with or useful in connection with the Systems and Assets.

17. From and after the effective date of this Agreement, the Association shall be responsible for and pay all costs related to the operation and maintenance of the Systems and Assets.

18. Developer does reserve for its use, not to exceed thirty-five (35) free water connections for the benefit of fifteen (15) lots located within Kentucky Ridge Estates Subdivision

MICROFILMED  
AUG 9 6 1998

No. 2 and twenty (20) additional lots to be developed in a future phase of Kentucky Ridge Estates Subdivision, if approved by the Idaho Department of Health and Welfare Division of Environmental Quality.

19. Developer, from and after the date of this Agreement, shall indemnify and hold the Association harmless and defend the Association from and against any and all claims against the Systems or the Assets arising on or before the date of this Agreement, including any all claims of third party individuals, entities, companies, partnerships, corporations, or governmental entities whether such claims constitute a claim against that part of the Systems or the Assets, including permits, licenses, easements and approvals related to or used in connection with that part of the Systems or the Assets or a claim related to the use thereof as the same are currently used by and operated by the Association for the benefit of the Subdivision.

20. In the event of the breach of the terms or conditions hereof, or the breach of any representation or warranty made herein by Developer, the Association shall have the right to bring a legal action in the Fourth Judicial District of the State of Idaho, in and for the County of Ada, against Developer for monetary damages. The essence of this Agreement is the full and complete transfer, sale and assignment by Developer to the Association of the Systems and Assets, and the rights and appurtenances associated therewith necessary to operate, maintain and enjoy the beneficial use of the Systems and Assets. Developer covenants and agrees to execute, or cause to be executed, any and all certificates, agreements, deeds, bills of sale and any and all other documents necessary to effectuate the purposes and intent of this Agreement at the request of the Association.

MICROFILMED  
AUG 06 1988

21. This Agreement was drafted on behalf of the Association by Stewart A. Morris, Attorney at Law, in his capacity as legal counsel to the Association. It is understood and agreed that Stewart A. Morris does not and has not represented Developer in this or any other matter and developer is advised to seek such legal, accounting or other counsel as it may deem necessary or desirable with regard to this Agreement and any documents related hereto or integrated herein.

22. General Provisions.

(a) Entire Agreement. This instrument constitutes and contains the entire agreement of the parties and supersedes and merges all other prior understandings and/or agreements among the parties, if any, whether verbal or written.

(b) Binding Effect. This Agreement shall inure to and be binding upon the parties hereto and their heirs, personal representatives, successors and assigns.

(c) No Waiver of Future Breach. The failure of a party hereto to insist upon strict performance or observance of this Agreement shall not be a wavier of any breach of any terms or conditions of this Agreement by any other party.

(d) Severability. In the event any provision or section of this Agreement conflicts with applicable law, or is otherwise held to be unenforceable, the remaining provisions shall nevertheless be enforceable and carried into effect.

(e) Execution of Other Documents. The parties hereto agree to execute any other documents reasonably required to fully effectuate the intentions of this Agreement.

(f) Attorney Fees. In the event of any litigation arising under, or as a result of, this Agreement, or arising from any of the acts to be performed hereunder or the alleged breach of this Agreement, the prevailing party shall recover its costs and reasonable attorneys fees.

(g) Governing Law. This Agreement shall be governed and interpreted by the laws of the State of Idaho.

(h) Assignment. No party may assign this Agreement or any interest therein without the written consent of the other party.

(i) Amendment. No amendment, alteration or modification of this Agreement shall be effective unless made in writing and duly executed by the parties hereto.

(j) Counterparts. Multiple counterparts of this Agreement will be executed by the parties and each such counterpart shall be deemed an "original" for all purposes.

IN WITNESS WHEREOF, the parties have hereunto executed this Agreement and made it effective as hereinabove provided.

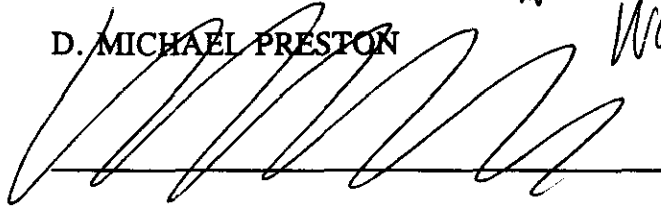
MERIDIAN HEIGHTS WATER AND  
SEWER ASSOCIATION, INC.

By: William A. Stanko 12/17/96  
President WILLIAM A. STANKO

ATTEST:

By: Deen Shaffer 12-17-96  
Secretary

D. MICHAEL PRESTON

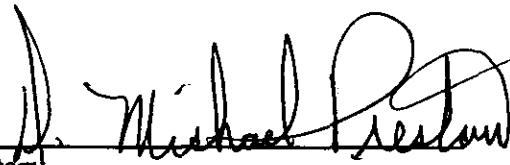


ET.  
was

SHEKINAH INDUSTRIES, INC.

By:   
D. Michael President. President

ATTEST:

By:   
Secretary

AGREEMENT - 9

MICROFILMED  
AUG 06 1958

**PARCEL A**

A parcel of land being a portion of the Northeast 1/4, Section 25, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho, and more particularly described as follows:

Beginning at an aluminum cap marking the Northwest corner of the Northeast 1/4, Northeast 1/4, Section 25, Township 3 North, Range 1 West, Boise Meridian, Ada County, Idaho which is the REAL POINT OF BEGINNING;

thence along the Northerly boundary of the Northwest 1/4, said Northeast 1/4, Section 25 North 89°43'11" West 467.00 feet to a point;

thence leaving said Northerly boundary South 22°00'00" East 13.00 feet to a point marking a point of curve;

thence Southeasterly along a curve to the right 248.25 feet, said curve having a central angle of 16°35'34", a radius of 857.22 feet, tangents of 125.00 feet, and a long chord of 247.38 feet, bearing South 13°42'13" East to a point of ending of curve;

thence South 05°24'26" East 125.99 feet to a point marking a point of curve;

thence along a curve to the left 99.12 feet, said curve having a central angle 18°35'34", a radius of 305.45 feet, tangents of 50.00 feet and a long chord of 98.69 feet bearing South 14°42'13" East to a point of ending of curve;

thence South 24°00'00" East 295.00 feet to a point;

thence South 00°04'50" West 240.00 feet to a point;

thence South 31°19'38" East 365.69 feet to a point;

thence South 89°47'16" East 55.00 feet to a point on the Easterly boundary of said Northwest 1/4, Northeast 1/4, Section 25;

thence along said Easterly boundary of the Northwest 1/4, Northeast 1/4, Section 25 South 00°04'50" West 37.95 feet to an iron pin marking the Northwest corner of Lot 14, Block 10, Meridian Heights Subdivision No. 3 as filed for record in the office of the Ada County Recorder, Boise, Idaho at Book 62, Pages 6274 and 6275;

thence along the boundaries of said Meridian Heights Subdivision No. 3 South 89°04'15" East 207.08 feet to an iron pin;

thence North 16°36'22" East 36.19 feet to an iron pin;

thence North 21°47'22" West 50.94 feet to an iron pin;

thence North 42°41'45" West 90.00 feet to an iron pin marking the Westerly corner of Lot 3, said Block 10, Meridian Heights Subdivision No. 3 which is also the Southwest corner of Block 10, Meridian Heights Subdivision No. 2 as filed for record in the office of the Ada County Recorder, Boise, Idaho, at Book 41, Pages 3353 and 3354;

thence leaving the boundary of Meridian Heights Subdivision No. 3 and along the boundary of said Meridian Heights Subdivision No. 2 North 00°04'50" East 190.00 feet to an iron pin;

AUG 9 6 1998

thence South 89°55'10" East 100.00 feet to an iron pin;

thence North 00°04'50" East 599.66 feet to an iron pin marking the Northwest corner of Lot 1, Block 9, said Meridian Heights Subdivision No. 2;

thence leaving said Westerly boundary of Meridian Heights Subdivision No. 2 North 75°27'20" West 41.41 feet to a point;

thence North 89°46'33" West 197.16 feet to a point on the Westerly boundary of said Northeast 1/4, Northeast 1/4, Section 25;

thence along said Westerly boundary North 00°04'50" East 385.55 feet to the point of beginning. Comprising 13.34 acres, more or less.

**PARCEL B**

Lot 1, Block 10, Meridian Heights Subdivision No. 2 as filed for record in the office of the Ada County Recorder, Book 41, Pages 3353 and 3354. Comprising .24 acres, more or less.

Total acreage is 13.58 acres, more or less.

**SUBJECT TO:**

All existing easements and road rights-of-way of record or appearing on the above-described parcel of land.

**NOTICE OF PROPOSED CHANGE OF WATER  
RIGHTS, TRANSFER NO. 5271**

Notice is given that Meridian Heights Water and Sewer Association of PO Box 472, Meridian ID 83680 has applied to the Department of Water Resources to change the Point of Diversion pursuant to I.C. § 42-222 for the following ground water licenses in T3N R1W S25, Ada County:

63-07307, priority 3/10/1970, .93 cfs, diverted in SENE and used in E½NE for domestic use.

63-11671, priority 2/18/1992, 1.45 cfs, diverted in NENE and SENE (2 pts) and used in E½NE for irrigation, domestic, and fire protection, 18.5 acres total.

**PROPOSED CHANGE**

Add existing well in NENE to 63-07307 and an existing well in NENW to both rights to reflect a common delivery system for Meridian Heights Subdivision.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705-5082, together with a protest fee of \$25 on or before JUNE 22, 1998. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the IDAHO STATESMAN on June 4 and 10, 1998.

MICROFILMED

AUG 06 1998

CONVERSATION MEMORANDUM

RECEIVED

OCT 15 1997

DATE 10/14/97

Department of Water Resources

FILE 63-07307

NAME OF PARTY

- 11671

EMPLOYEE

SL

- 12157

RE: TRANSFER Appl. NEEDED

63-07307 1 well SENE 525 (1970)

Meridian Heights H2O + Sewer Assoc. (see  
A63-07307).

63-11671 2 wells E $\frac{1}{2}$  NE $\frac{1}{4}$  5.25 (1992)

Meridian Heights H2O + Sewer Assoc.,  
includes well in 63-07307

63-12157 3 wells E $\frac{1}{2}$  NE $\frac{1}{4}$  & NENW 5.25 (1994)

Shelbina Industries Inc (Mike Preston 375-2647)

for portions of Kentucky Ridge Est. Subd.,  
includes above wells in 2 other rights plus  
proposed well NENW

licensed in 1996. Per "Comments" when 63-12157  
first filed, transfer application(s) <sup>was</sup> ~~were~~ to  
follow to add show all 3 wells on 2  
previous rights.

To date - no transfer appl. filed. MICROFILMED

AUG 06 1998

Regional office should submit transfer appl. (joint  
filing for 2 subds.?) soonest.

orig → S.O. wr file 63-07307 ; cc → S.O. & Regional wr files,  
A.J. file.

March 29, 1978

*Re: Permit # 63-7307*

Mrs. George Gibson  
3980 McGuire  
Meridian, ID 83642

Dear Mrs. Gibson:

Enclosed are copies of the water right license and the driller's report on the well in your subdivision. You will note that this license allows the use of this water for the 57 units in the subdivision at the time the proof of beneficial use was made and the use was examined by our inspectors.

Before water from this well can be legally diverted to additional units from this well it would be necessary for the developer to file another application for permit to divert the water to additional homes. The application would be advertised in a newspaper generally distributed in the county, for two consecutive weeks. The residents of the subdivision would have ten (10) days following the last publication to file a protest. At the end of the ten day period this Department would arrange for a hearing with both the applicant and the protestants present. The Department would then determine if the new application should be denied, after hearing both sides of the question.

If we can be of further assistance, please feel free to contact this office.

Very truly yours,

Margaret C. Roth (Mrs.)  
Chief Clerk

**MICROFILMED**

TO Margaret  
WHILE YOU WERE OUT  
DATE 29 TIME 9:07  
M George Gibson  
OF 898 10<sup>th</sup> Ave  
PHONE: 888-1044  
AREA CODE 888 NUMBER 1044  
☒ Telephoned ☐ Returned Your Call ☐ Will Call Again  
☐ Please Call ☐ Called to See You

Re: Need copy of original  
permit + log #1  
17000000 HEIGHTS ~~17000000~~  
~~17000000~~ SUBDIVISION  
SEC 25, T3N R1W BM SENE  
Permit No. 63-7307  
copied + mailed copy

**MICROFILMED**

May 28, 1975

Re: Permit No. 63-7307

Southwest Development Co., Inc.  
212 10th Avenue South  
Nampa, ID 83651

Gentlemen:

Enclosed herewith is a copy of the water license issued on the above referenced permit.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:rb

Enclosure

May 12, 1975

Southwest Development Co., Inc.  
212 - 10th Ave. South  
Nampa, Idaho 83651

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 63-7307 and has found the following:

Quantity of water diverted: 0.93 cfs                      Source: ground water

Amount of water that can be recognized as beneficially used under  
Idaho law: 0.93 cfs

The maximum quantity diverted shall not exceed 68.4 acre feet per  
year.

Point of diversion: SE $\frac{1}{4}$ NE $\frac{1}{4}$ , Sec. 25, Twp. 3 N, Rge. 1 W, B.M.

Beneficial use: Domestic purposes for 57-unit Mobile Home Sub-  
division within the E $\frac{1}{2}$ NE $\frac{1}{4}$ , Sec. 25, Twp. 3 N, Rge. 1 W, B.M.

Priority date established: March 10, 1970

If you do not concur with these findings please contact us within 10 days, otherwise a  
water license will be issued as set forth above.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:DR

JUB

FIELD REPORT

2. Source of water supply: Groundwater ☒ Surface water ☐ \_\_\_\_\_  
(name spring, stream, etc.)  
Tributary to \_\_\_\_\_

- Other uses: \_\_\_\_\_

- Max Rate of Diversion 4.6 cubic feet per second and annual volume \_\_\_\_\_ AF/Annum.

- Township \_\_\_\_\_ N/S, Range \_\_\_\_\_ E/W, B.M., Section \_\_\_\_\_, Subdivision \_\_\_\_\_  $\frac{1}{4}$  \_\_\_\_\_  $\frac{1}{4}$ , \_\_\_\_\_ County

Other Points of Diversions: \_\_\_\_\_

3600 gal tank

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

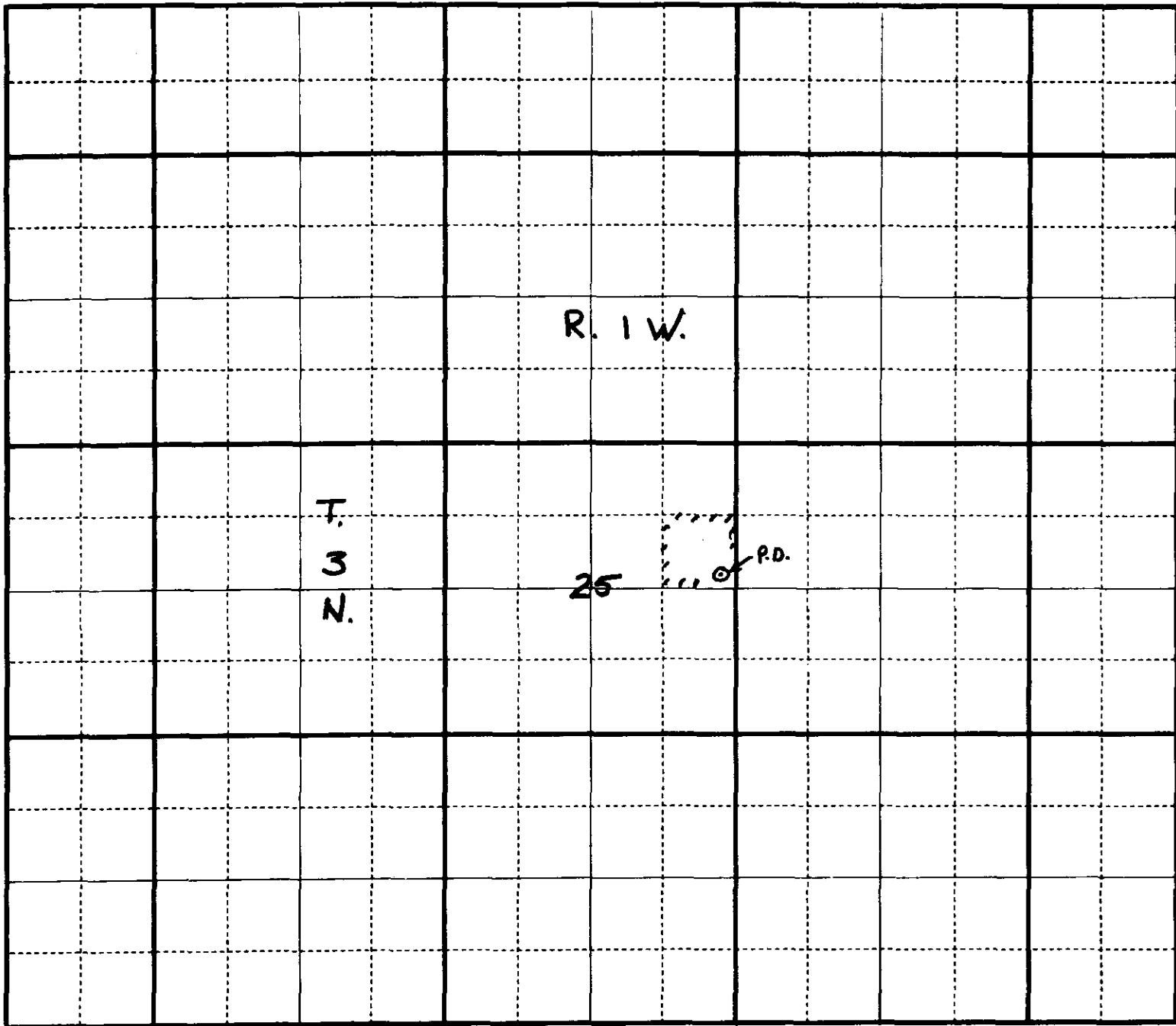


Diagram of System

DATE OF EXAM 4-23-75

ACREAGE

Found NA

Recommended \_\_\_\_\_

Irrigation Requirement NA Ac Ft/Ac

USE

(Mult.)

Irrigation Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_  
Domestic Q= .93 c.f.s. V= 68.4 AF/Ann. from Jan 1 to Dec 31  
Livestock Q= \_\_\_\_\_ c.f.s. V= \_\_\_\_\_ AF/Ann. from \_\_\_\_\_ to \_\_\_\_\_

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 419 gpm = .93 cfs. Method of measurement inline flow meter (6")

Total Q recommended 0.93 cfs Meter No. 79382 Type Sparling Condition good

Total V recommended 68.4

Recommended Amendments:

P.D. \_\_\_\_\_  
Place of Use \_\_\_\_\_  
Other \_\_\_\_\_  
None ☒

MEASUREMENT CALCULATION:

$$Q = 419 \text{ gpm} = .93 \text{ cfs.}$$

$$V = (1.2)(57) = 68.4 \text{ A.F./ann.}$$

SYSTEM DESCRIPTION:

12" x 224' well w/ Layne & Bowler pump (Ser. #61781L), 30 HP Holloshaft motor  
(Ser. #1021092) w/ 6" discharge thru flowmeter into 3600  
gal. storage tank, distribution system thru out Sub.

REMARKS:

There are 57 lots within this mobile home sub., 46 of which  
are sold.

S.W. Dev. Co. Inc. has gone bankrupt. J.U. B. Engr. has taken over the Sub.  
This permit should be assigned to Meridian Heights Water & Sewer Dist."

Examiner's Signature Ed. Clayton Barron Date 4-23-75

Checked by \_\_\_\_\_ Date \_\_\_\_\_

Approved by \_\_\_\_\_ Date \_\_\_\_\_

February 4, 1975

Receipt  
# 199

Re: Permit No. 63-7307

J U B Engineers  
Attn: Steve Brown  
212 10th South  
Nampa, ID 83651

Dear Mr. Brown:

Pursuant to our telephone conversation of this date, enclosed is a copy of the above referenced permit.

The fee for this copy is \$1.00 which you may remit to this office at your earliest convenience.

Sincerely,

Jan Grover  
Secretary

JG  
Enclosure

cc: E. J. Woods

NOTED

April 8, 1975

Re: Permit No. 63-7307

Southwest Development Co., Inc.  
212 Tenth Avenue South  
Nampa, Idaho 83651

Gentlemen:

We acknowledge receipt of the assignment submitted conveying the above referenced permit to you. The assignment has been recorded and the Department's records changed. We also acknowledge receipt of the affidavit submitted as proof of beneficial use for this 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.

If you have any questions concerning the field exam, please contact our Western District Office in Boise.

Sincerely,

BOBBY D. FLEENOR  
Chief, Water Rights

BDF:JG

cc: J-U-B Engineers, Inc.

RECEIVED  
MAY 1 1975

Identification No. 63-7307

Permit No. 63-7307

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Southwest Development Co., Inc.  
b) Post Office Address 212 Tenth Avenue South, Nampa, Idaho 83651
2. Permit Number 63-7307
3. Date of Priority that you are prepared to establish 3-10-70
4. a) Source from which water was appropriated groundwater  
b) Location of the point of diversion: SE  $\frac{1}{4}$  NE  $\frac{1}{4}$ , Section 25  
Township 3 North, Range 1 West Boise Meridian, Other points of diversion: \_\_\_\_\_
5. a) The amount of water and use to which the water has been applied:  
Amount 0.9 CFS for multiple domestic 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 0.9 CFS 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: Layne Pump, Nampa, Idaho, Measured with Flow Meter
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:  
None  
b) Describe the agreement or understanding by which you take water from the works:  
None
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) Drilled well, 6" x 1" shaft water lubed, 1 bowl unit 10" diameter RKLL 7 stages, 30 Hp, 12' Diameter Casing, 224' total depth, Pump-house and pressure tank, distribution system  
b) Describe the type and size of measuring device which you have installed at your point of diversion: 4" diameter in-line propeller flow meter  
c) Give well driller's name and address and the date the well was completed: 5/13/70  
Cope Drilling and Pump Company  
Box 1196  
Idaho Falls, Idaho
8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use: Domestic Use  
Meridian Heights Subdivision

Exam typed 4/2/75 by js

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: present development includes 100 lots, 40 of which are occupied  
 \_\_\_\_\_  
 \_\_\_\_\_

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

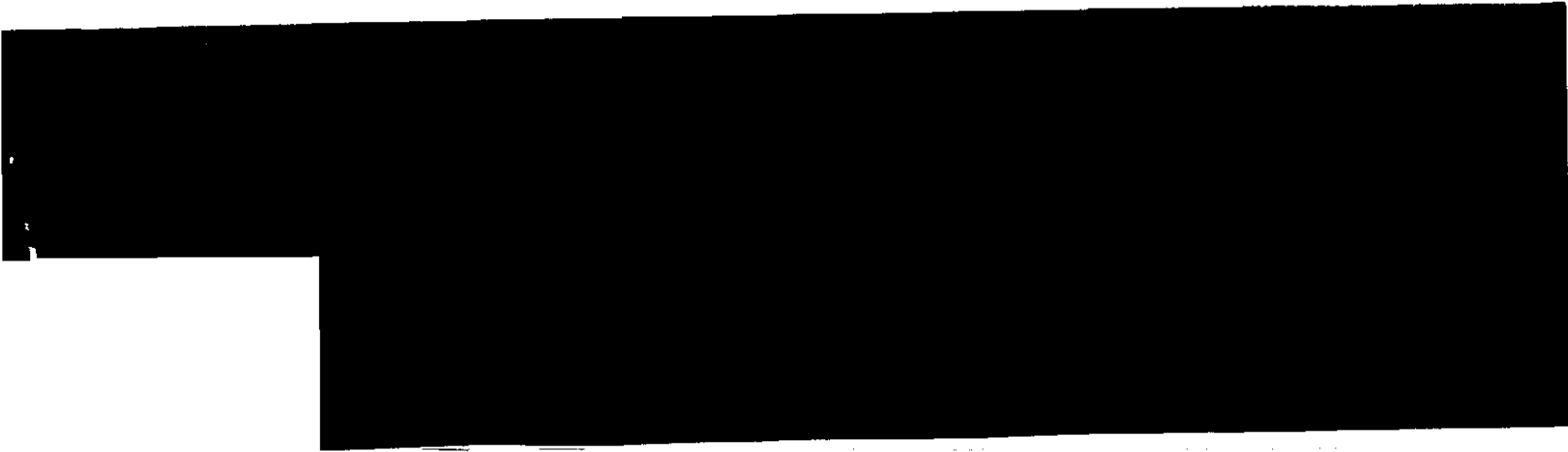
3-27-75 (Date) Summer M. Johnson (Signature)  
Summer M. Johnson, President

State of Idaho )  
 ) ss.  
 County of Canyon )

On this 27th day of March, 1975, personally appeared before me the signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.

Arline Drake  
 Notary Public residing at Nampa  
Idaho

My commission expires 11-29-77



PS Form 3811, Nov. 1973

RETURN RECEIPT, REGISTERED, INSURED AND CERTIFIED MAIL

|                                                                                                                                                                                                                                                                                                                                                                                                                                                   |               |                         |                |               |             |  |              |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|-------------------------|----------------|---------------|-------------|--|--------------|--|
| <p>● SENDER: Complete items 1 and 2.<br/>Add your address in the "RETURN TO" space on reverse.</p>                                                                                                                                                                                                                                                                                                                                                |               |                         |                |               |             |  |              |  |
| <p>1. The following service is requested (check one).</p> <p><input type="checkbox"/> Show to whom and date delivered..... 15¢</p> <p><input type="checkbox"/> Show to whom, date, &amp; address of delivery.. 35¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom and date delivered..... 65¢</p> <p><input type="checkbox"/> DELIVER ONLY TO ADDRESSEE and show to whom, date, and address of delivery ..... 85¢</p> |               |                         |                |               |             |  |              |  |
| <p>2. ARTICLE ADDRESSED TO:</p> <p><i>Meridian Heights Subdivision</i></p>                                                                                                                                                                                                                                                                                                                                                                        |               |                         |                |               |             |  |              |  |
| <p>3. ARTICLE DESCRIPTION:</p> <table border="1"> <tr> <td>REGISTERED NO.</td> <td>CERTIFIED NO.</td> <td>INSURED NO.</td> </tr> <tr> <td></td> <td><i>26492</i></td> <td></td> </tr> </table>                                                                                                                                                                                                                                                    |               |                         | REGISTERED NO. | CERTIFIED NO. | INSURED NO. |  | <i>26492</i> |  |
| REGISTERED NO.                                                                                                                                                                                                                                                                                                                                                                                                                                    | CERTIFIED NO. | INSURED NO.             |                |               |             |  |              |  |
|                                                                                                                                                                                                                                                                                                                                                                                                                                                   | <i>26492</i>  |                         |                |               |             |  |              |  |
| <p>(Always obtain signature of addressee or agent)</p>                                                                                                                                                                                                                                                                                                                                                                                            |               |                         |                |               |             |  |              |  |
| <p>I have received the article described above.</p>                                                                                                                                                                                                                                                                                                                                                                                               |               |                         |                |               |             |  |              |  |
| <p>SIGNATURE</p> <p><i>Betty Jean Brachy</i></p>                                                                                                                                                                                                                                                                                                                                                                                                  |               |                         |                |               |             |  |              |  |
| <p>4. DATE OF DELIVERY</p> <p><i>2/1/75</i></p>                                                                                                                                                                                                                                                                                                                                                                                                   |               | <p>POSTMARK</p>         |                |               |             |  |              |  |
| <p>5. ADDRESS (Complete only if requested)</p>                                                                                                                                                                                                                                                                                                                                                                                                    |               |                         |                |               |             |  |              |  |
| <p>6. UNABLE TO DELIVER BECAUSE:</p>                                                                                                                                                                                                                                                                                                                                                                                                              |               | <p>CLERK'S INITIALS</p> |                |               |             |  |              |  |

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

**SENDER INSTRUCTIONS**

Print your name, address, and ZIP Code in the space below.

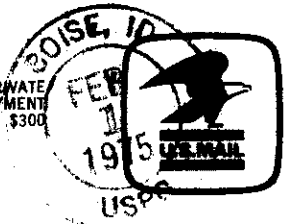
- Complete items 1 and 2 on reverse side.
- Moisten gummed ends and attach to back of article.

**RETURN  
TO**



DEPARTMENT OF WATER RESOURCES  
STATEHOUSE  
BOISE, IDAHO 83720

PENALTY FOR PRIVATE  
USE TO AVOID PAYMENT  
OF POSTAGE, \$300



# J-U-B ENGINEERS, INC.

212 Tenth Avenue South Nampa, Idaho 83651 Telephones: 466-2323 — 888-2321

1975  
7/4  
TRANSMITTAL SHEET

Client: State of Idaho  
Department of Water Resources  
Statehouse  
Boise, Idaho 83720

Date March 31, 1975

Project No. \_\_\_\_\_

Deliver To R. Keith Higginson

| ITEM                                                           | DESCRIPTION                                                                            |
|----------------------------------------------------------------|----------------------------------------------------------------------------------------|
| 1.                                                             | Proof of Application of Water to Beneficial Use, I.D. No. 63-7307, Permit No. 63-7307. |
| 2.                                                             | Assignment of Permit, Permit No. 63-7307.                                              |
| Submitted on behalf of the Southwest Development Company, Inc. |                                                                                        |

|             |                   |                        |                     |
|-------------|-------------------|------------------------|---------------------|
| SHIPPED VIA | NO. OF CONTAINERS | J-U-B ENGINEERS, INC.  |                     |
| First Class | One               | BY (Miss) Arlin Broske | DATE March 31, 1975 |

Received by:

**MICROFILMED**

Date \_\_\_\_\_

Please Sign, Date and Return White Copy

January 31, 1975

CERTIFIED MAIL

# 26493

Re: Permit No. 63-7307

Meridian Heights Subdivision  
1200 N. Maple Grove  
Boise, ID 83705

Gentlemen:

One of the conditions of approval of your water Permit No. 63-7307 (see last page of your approved permit) was that evidence of the extent of development be submitted as proof of application of water to beneficial use to this office on or before April 1, 1975. Enclosed is an affidavit form which must be used to submit the required proof of beneficial use.

If you have not fully completed your project, and you have not previously received an extension of time, you may request an extension of time provided the delay is for reasonable cause as indicated in Section 42-204, Idaho Code, amended. If you have been prevented from proceeding by a governmental agency or by litigation, more than one extension of time can be granted.

Either the beneficial use affidavit or a request for an extension of time must be received by this Department on or before the above mentioned date, otherwise the permit will lapse and be of no further force or effect.



R. KEITH HIGGINSON  
Director

RKH:jg

Enc: Proof affidavit

RECEIVED

## WELL DRILLER'S REPORT

State law requires that this report be filed with the State Reclamation Engineer  
within 30 days after completion or abandonment of the well.

## 1. WELL OWNER

Name Buschaff Realty  
Address 1200 N Maple Street Ad  
Owner's Permit No. 63-7307

## 7. WATER LEVEL

Static water level 419 feet below land surface  
Flowing? ☐ Yes ☐ No G.P.M. flow \_\_\_\_\_  
Temperature \_\_\_\_\_ ° F. Quality \_\_\_\_\_  
Artesian closed-in pressure \_\_\_\_\_ p.s.i.  
Controlled by ☐ Valve ☐ Cap ☐ Plug

## 2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement  
☐ Abandoned (describe method of abandoning) \_\_\_\_\_

## 8. WELL TEST DATA

☐ Pump ☐ Bailer ☐ Other

| Discharge G.P.M. | Draw Down | Hours Pumped |
|------------------|-----------|--------------|
|                  |           |              |
|                  |           |              |
|                  |           |              |

## 3. PROPOSED USE

☐ Domestic ☐ Irrigation ☐ Test  
☒ Municipal ☐ Industrial ☐ Stock

## 4. METHOD DRILLED

☐ Cable ☒ REVERSE ☒ Rotary ☐ Dug ☐ Other

## 5. WELL CONSTRUCTION

Diameter of hole 27 1/2 inches Total depth 224 feet  
Casing schedule: ☒ Steel ☐ Concrete

| Thickness         | Diameter             | From            | To              |
|-------------------|----------------------|-----------------|-----------------|
| <u>250</u> inches | <u>27 1/2</u> inches | <u>15</u> feet  | <u>1</u> feet   |
| <u>375</u> inches | <u>30</u> inches     | <u>1</u> feet   | <u>20</u> feet  |
| <u>281</u> inches | <u>18 3/4</u> inches | <u>16</u> feet  | <u>216</u> feet |
| <u>281</u> inches | <u>12 3/4</u> inches | <u>296</u> feet | <u>224</u> feet |
|                   |                      |                 |                 |

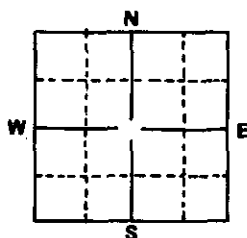
Was a packer or seal used? ☐ Yes ☐ No  
Perforated? ☐ Yes ☐ No  
How perforated? ☐ Factory ☐ Knife ☐ Torch  
Size of perforation \_\_\_\_\_ inches by \_\_\_\_\_ inches

| Number             | From            | To              |
|--------------------|-----------------|-----------------|
| _____ perforations | <u>189</u> feet | <u>219</u> feet |
| _____ perforations | _____ feet      | _____ feet      |
| _____ perforations | _____ feet      | _____ feet      |

Well screen installed? ☒ Yes ☐ No  
Manufacturer's name Johnson  
Type wire Model No. \_\_\_\_\_  
Diameter 12 Slot size 50 Set from 189 feet to 219 feet  
Diameter \_\_\_\_\_ Slot size \_\_\_\_\_ Set from \_\_\_\_\_ feet to \_\_\_\_\_ feetGravel packed? ☒ Yes ☐ No Size of gravel 1/8 to 3/16  
Placed from 15 feet to 224 feetSurface seal? ☒ Yes ☐ No To what depth 20 feet  
Material used in seal ☒ Cement grout ☐ Puddling clay

## 6. LOCATION OF WELL

Sketch map location must agree with written location.

County Ada  
1/4 Sec. 25, T. 3N N/S, R. 1W E/W

## 10.

Work started April 7th 32 finished April 29th 32

## 11. DRILLER'S CERTIFICATION

This well was drilled under my supervision and this report is  
true to the best of my knowledge.Driller's or Firm's Name \_\_\_\_\_ Number \_\_\_\_\_  
Address \_\_\_\_\_  
Signed By \_\_\_\_\_ Date 63-7307

April 30, 1970

Re: Permit No. 63-7307

Ada County Health Dept.  
1455 Orchard  
Boise, Idaho

Gentlemen:

Enclosed you will find a copy of an Application for Permit, which this office has approved. We thought this permit might be of interest to your office.

Very truly yours,

C. Stephen Allred, Deputy  
State Reclamation Engineer

CSA:kh

Enclosure

63-7307

April 30, 1970

Re: Permit No. 63-7307

Meridian Heights Subdivision  
1200 No. Maple Grove  
Boise, Idaho

Dear Sirs:

We enclose a copy of your approved application for permit 63-7307 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

Very truly yours,

C. Stephen Allred, ~~Assistant~~ Deputy  
State Reclamation Engineer

CSA:kh

Enclosures: Copy of permit  
Receipt No. 4300 for \$40  
2 informational letters

P.S. Be sure to note that a special condition requiring you to install and maintain a measuring device at each of your points of diversion has been placed on your permit. We are enclosing a letter describing different types of measuring devices accepted by this office.

63-7307

DON SAMUELSON  
GOVERNOR



R. KEITH HIGGINSON  
State Reclamation Engineer

## STATE OF IDAHO

March 25, 1970

DEPARTMENT OF RECLAMATION  
STATEHOUSE - ANNEX 2  
BOISE, IDAHO 83707

Re: Application for Permit No. 63-7307 - Meridian Heights Subdivision  
63-7309 - Mrs. Irene J. Aitchison  
63-7311 - Kenneth B. Todd  
63-7312 - Kenneth B. Todd

Idaho Daily Statesman  
300 North 6th  
Boise, Idaho 83702

Gentlemen:

Enclosed you will find a legal notice which we wish to have published once a week for two consecutive weekly issues of your newspaper. We have inserted the publication dates allowing ample time for you to submit us a galley proof for review before publication.

After sending us a galley proof, proceed with the publication on the dates we have inserted assuming the notice is correct. If we have any corrections, we will notify you before the first publication date. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department of Reclamation 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 the claimant)

Very truly yours,

Donald W. McEldowney  
Appropriation Examiner

DWM:DR

Enc: Legal notices (4)

*Bill submitted*

*4-21-70*  
*sw*

*63-7307*

NOTICE OF APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF IDAHO

Notice is hereby given that Meridian Heights Subdivision, 1200 No. Maple Grove,  
Boise, Idaho, has on March 10, 1970  
submitted Application No. 63-7307 to appropriate the public waters of  
a ground water source.

The proposed uses ~~are~~ ~~is for multiple domestic use from January 1 to December 31~~.

The application proposes a maximum diversion and appropriation of 4.6  
cubic feet per second ~~acre feet~~ of water to be diverted by  
~~well, pump, motor, and pipe~~ within ~~the~~ 2 points in the  
SE 1/4 Sec. 25, Twp. 3 N., Rge. 1 W., B.M., Ada County,

and is to be used within the E 1/4 Sec. 25, Twp. 3 N., Rge. 1 W., B.M. for 230  
families.

Any permit issued pursuant to this application will be subject to ALL PRIOR  
WATER RIGHTS and subject to the CONTROL OF A STATE WATERMASTER. Any protest  
against this application must be filed with the Idaho Department of Reclamation on  
or before April 20, 1970.

R. KEITH HIGGINSON

State Reclamation Engineer

Published in the Idaho Daily Statesman  
on April 2nd and April 9th, 1970.

63-7307