

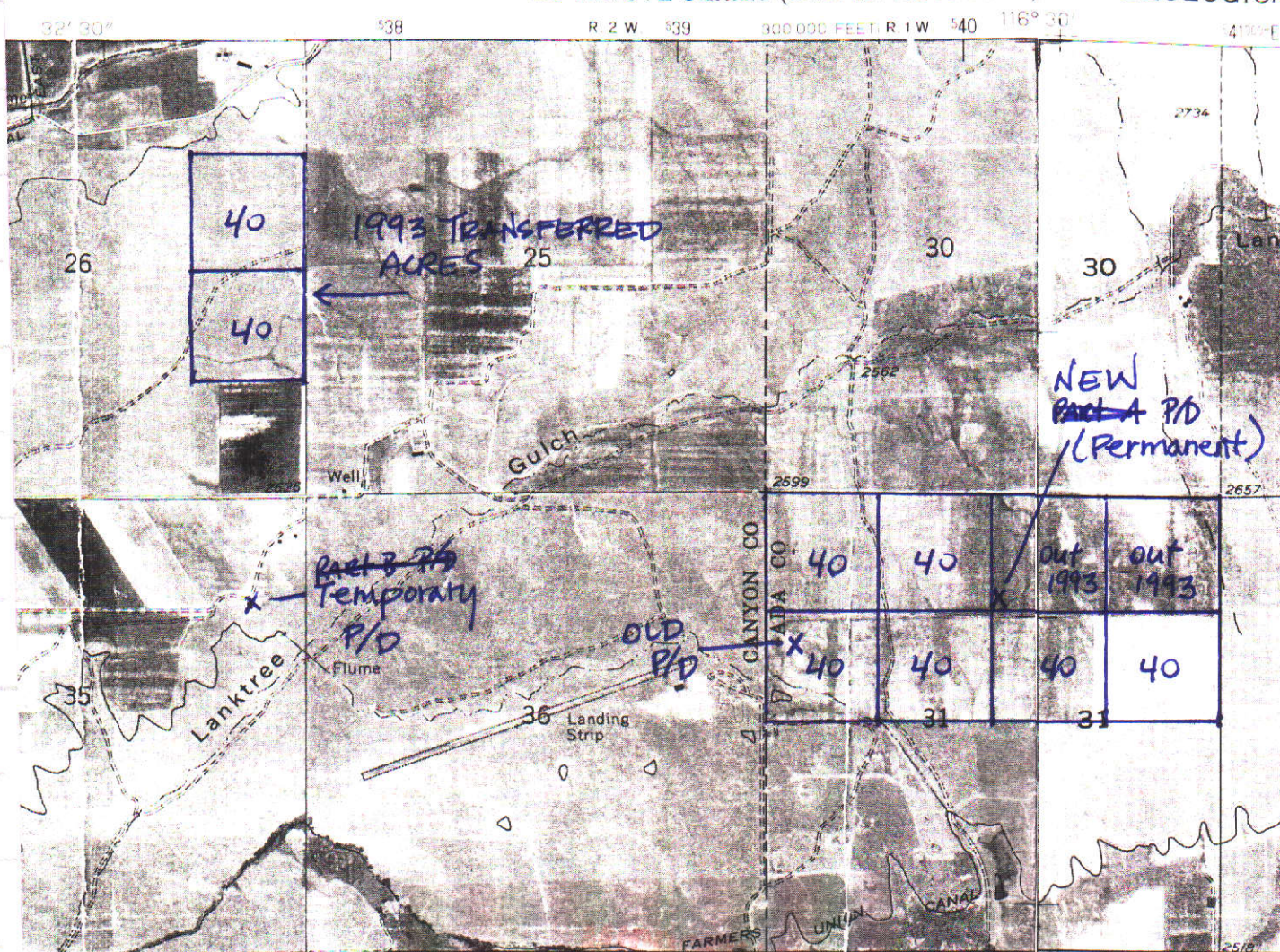
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- 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.

R2W RIW

MIDDLETON QUADRANGLE
IDAHO
7.5-MINUTE SERIES (ORTHO PHOTOQUAD)

UNITED STATES
DEPARTMENT OF
GEOLOGICAL SURVEY



AUG 7 1993

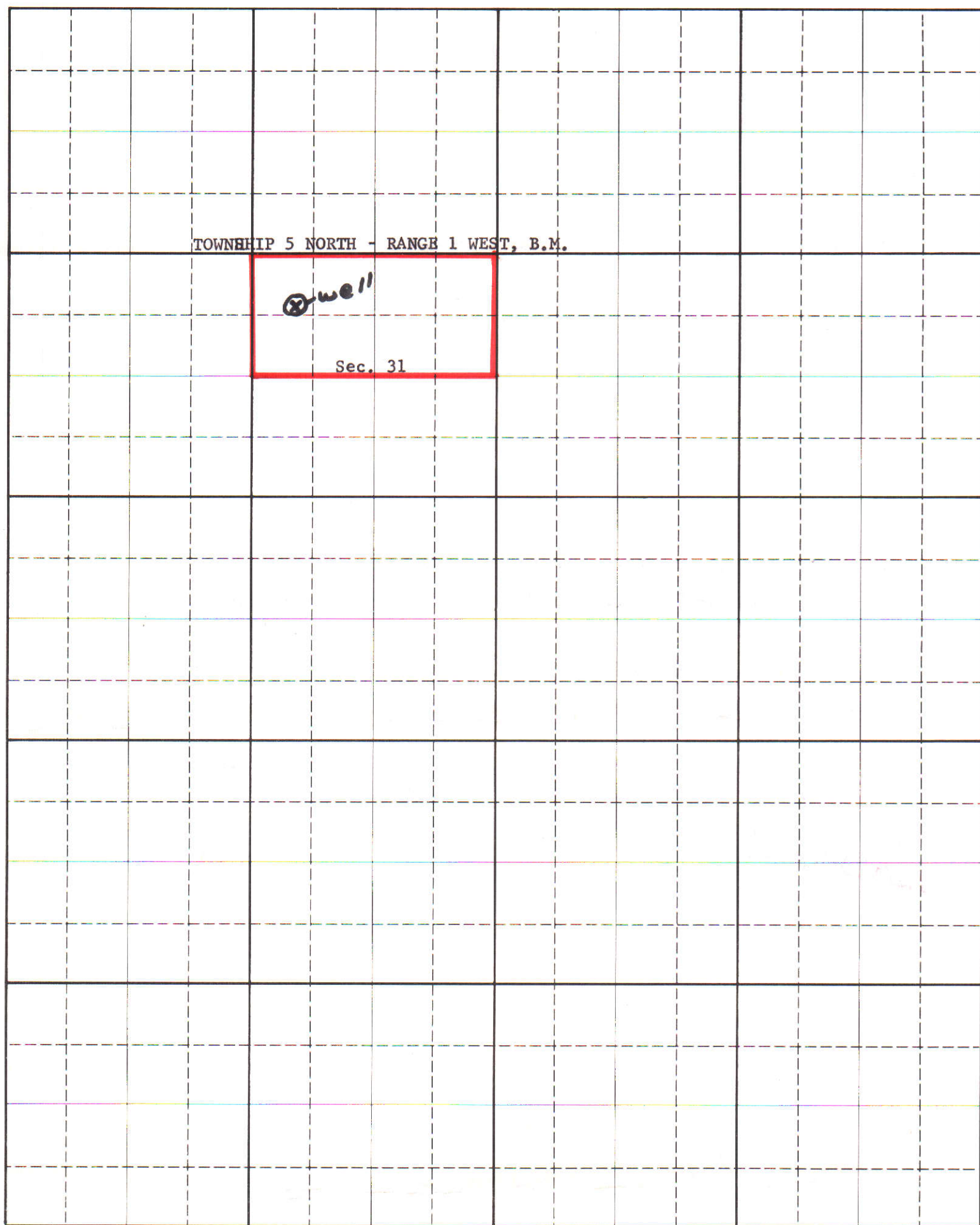
TOWNSHIP 5 NORTH, RANGE 1 WEST, B.M.

X

Sec. 31

June 19, 2010
S. Keith Hogg
State Reclamation Engineer

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.

BERNICE L. MORSE

BY: Harley M. McDaniel
(Applicant)

63-7110

AFFIDAVIT OF PUBLICATION

RECEIVED
JUL 1 1968
Department of Reclamation

STATE OF IDAHO,)
County of Canyon.) ss.

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the The News-Tribune a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

June 20, 27, 1968

Verla Harker

Subscribed and sworn to before me this

27th day of June, 1968

Adrian J. Kaur

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXP. RE JUNE 23, 1971

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Bernice L. Morse, 1824 Cleveland, Caldwell, Idaho has on June 3, 1968 applied for permit to divert 6.4 cubic feet per second of water from a subterranean source under application No. 63-7110. Water will be diverted by a well, pump, motor and sprinkler system within Lot 1 (NW 1/4 NW 1/4) sec. 31, T. 5 N, R. 1 W, B.M., Canyon County and is to be used from April 1 to October 31 for irrigation in the N 1/2, sec. 31, T. 5 N, R. 1 W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

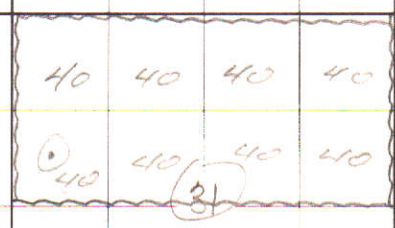
R. KEITH HIGGINSON
State Reclamation Engineer
June 20, 27, 1968



63-7110

R.W.

T
S
N



Farmer's Big Gulch

Q measured 4.0 CFS
Q recommended 4.0 CFS
Volume 1440 ACPH/SEA
Acreage -
Found 320
recommended 320
Subdv. 8
Ammendments
☒ None
☐ P.D.
☐ Place of use
☐

WATER RIGHT SUMMARY

ACTION	RIGHT NO.	NAME	AMOUNT CFS
Original Application	63-07110	Bernice L Morse	4.0
Full Assignment	63-07110	Willowbrook Development Inc	4.0

SPLIT BY TRANSFER #4146

~~Partial Assignment~~	~~63-07110A~~	~~Willowbrook Development Inc~~	~~3.0~~
~~Partial Assignment~~	~~63-07110B~~	~~Willowbrook Development Inc~~	~~1.0~~

SPLIT EXPIRED/RIGHT COMBINED
Point of Diversion Change under T #4146
retained for entire right as approved
under 63-07110/Transfer No 4146.

4146 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4146
WATER RIGHT NO. 63-07110

This is to certify that: **WILLOWBROOK DEVELOPMENT INC**
210 MURRAY
BOISE ID 83714

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>
IRRIGATION	03/15 to 11/15	4.00 CFS	1440.0 AF

SOURCE

GROUNDWATER

Priority: 06/03/1968

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 31, Township 05N, 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>
05N 01W 31	NENE 40	NWNE 40	SWNE 40	
	SENE 40	NENW 40	NWNW 40	
	SWNW 40	SENW 40		320
		Total number of acres irrigated:		320

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
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.

RECORDED

AUG 27 1993

PAGE 2

TRANSFER NO. 4146
WATER RIGHT NO. 63-07110

CONDITIONS/REMARKS:

Dated this 5th day of August, 1993

J. Glen Saylor
Chief, Water Alloc. Bureau

RECEIVED
AUG 27 1993

RECEIVED

Page 1 of 8STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

JUN 29 1993

Transfer No. 4146

Department of Water Resources

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Willowbrook Development Inc Phone 376-4665
Post Office address 20 Murray Boise Idaho 83704

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 Temporary change
2. Describe the reason for the proposed changes 80 ACRES IN N 1/2 NE TEMPORARILY OUT OF PRODUCTION FOR 1993 IRR SEASON. P/D LISTED ON ORIG LIC BELONGS TO SEPERATE PARTY AND USED ON OTHER ACRES THAN DESCRIBED ON LIC. PARTS A & B BOTH HAVE CHANGED P/Ds ONE-YEAR CHANGE FOR FALLOW ACRES

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

1. Right Number 63-071108 Priority 6/3/1968 Amount (cfs/ac-ft) 4.0 Nature of Use IRR Period of Use 4/1 to 10/31
2. Total amount of water being transferred 4.0 cubic feet per second and/or 1440 acre-feet per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	31	SN	1W	ADA	PART A Permanent P/D (existing)
		NE	NE	35	SN	2W	CANYON	PART B Temporary P/D Wells

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
CANYON	SN	2W				40									40				80
ADA	SN	1W			40	40	40	40	40	40									240

Total acres 80 320

PART 1

6. General Information:

a. Description of diversion system WELLS, PUMPS, SPRINKLERS

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

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

80 acres in NW2NE1/4 SEC 31, T5N R1W will not be irrigated during 1993.

Note: P/W in SW1W Sec 31 is in ADA COUNTY.

d. Remarks:

TRANSFER SHALL REVERT BACK TO ORIGINAL P/W AT THE END OF
THE 1993 IRRIGATION SEASON, & P/D CHANGE FOR PART A
SHALL REMAIN IN EFFECT PERMANENTLY.
SHALL BE ELIMINATED.

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 _____, 19____

FILED

AUG 27 1993

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2*(Attach one copy for each right)***A. DESCRIPTION OF RIGHT AS RECORDED**

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
 in case of _____ vs. _____
 dated _____ in _____ county of _____
- b. License No. 63-07110 issued by the Idaho Department of Water Resources.
- c. Claim No. ~~63-07110~~ (SUGBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water GROUND WATER tributary to _____4. Date or priority 6/3/1968

5. Water is used for the following purpose:

amount 4.0 for IRRIG purposes from 4/1 to 10/31
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

6. Total amount of water under right 4.0 cubic feet per second and/or 1440 acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
<u>2</u>		<u>SW</u>	<u>NW</u>	<u>31</u>	<u>5N</u>	<u>1W</u>	<u>ADA</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>1W</u>	<u>31</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>									<u>320</u>

Total acres 320

9. Describe any other water rights used for the same purpose as described above 63-08415 (permit
to be amended to match transfer for acres in Sec 26 5N 2W)

- * 10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount 1.0 for IRRIG purposes from 4/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion: AS ABOVE

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>1W</u>	<u>31</u>	<u>40</u>	<u>40</u>															<u>80</u>

Total acres 80

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

1. amount 3.0 for IRRIG purposes from 4/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion: AS ABOVE

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
<u>5N</u>	<u>1W</u>	<u>31</u>			<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>									<u>240</u>

Total acres 240

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. (SRBA) A63-07110 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to _____

4. Date or priority 6/3/1968

5. Water is used for the following purpose:

amount 4.0 for IRR purposes from 3/15 to 11/15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 4.0 cubic feet per second and/or 1440 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>2</u>	<u>NW</u>	<u>SW</u>	<u>NW</u>	<u>31</u>	<u>5N</u>	<u>1W</u>	<u>ADA</u>	
	<u>SW</u>	<u>NN</u>	<u>NE</u>	<u>31</u>	<u>5N</u>	<u>1W</u>	<u>ADA</u>	
	<u>NE</u>	<u>NW</u>	<u>SE</u>	<u>25</u>	<u>5N</u>	<u>2W</u>	<u>Canyon</u>	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
<u>5N</u>	<u>1W</u>	<u>31</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>	<u>40</u>									<u>320</u>

Total acres 320

9. Describe any other water rights used for the same purpose as described above 63-08415

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

No

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

AUG 27 1993

Total acres _____

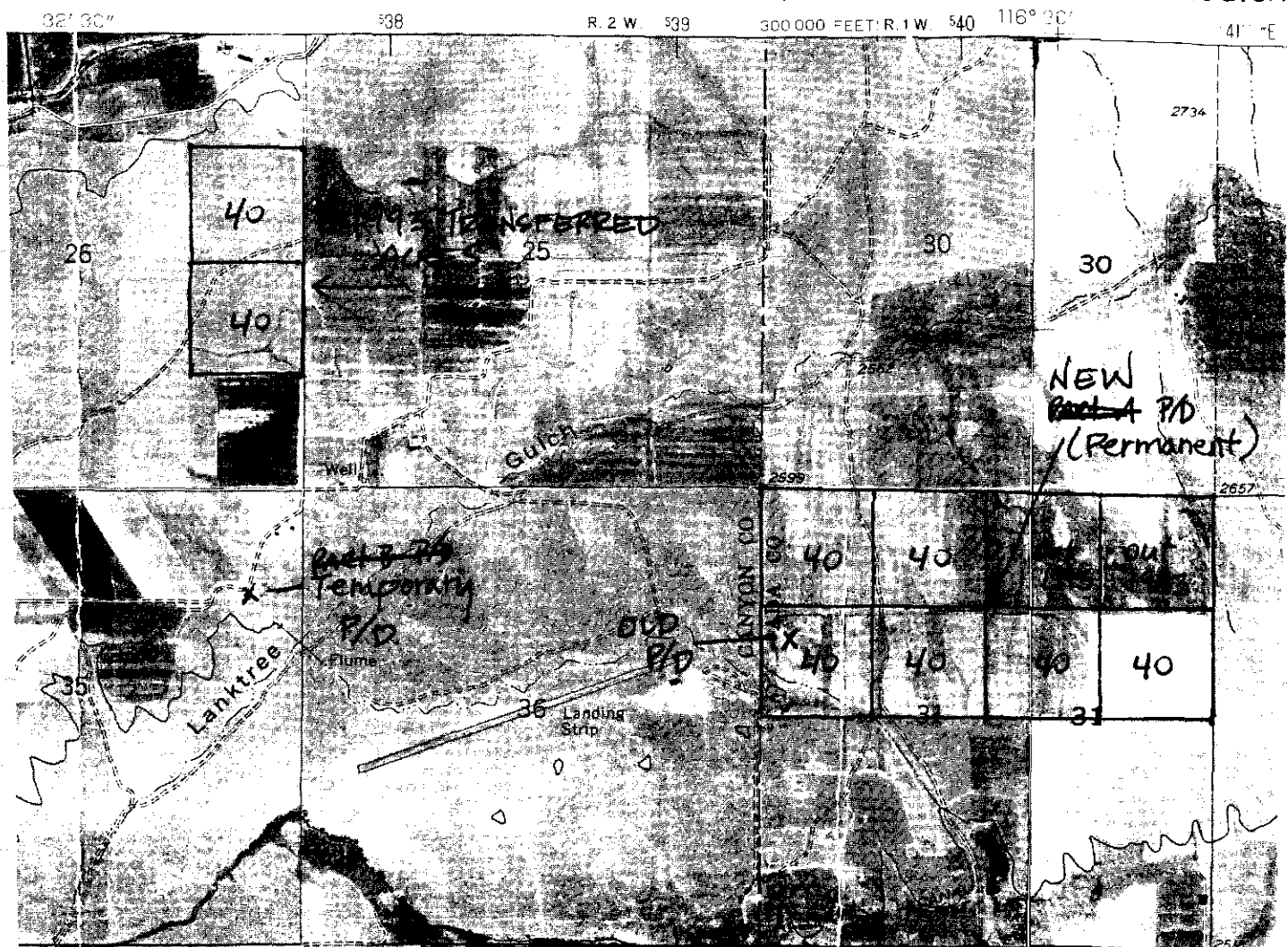
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

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

R2W RIW

MIDDLETON QUADRANGLE
IDAHO
7.5-MINUTE SERIES (ORTHOPHOTOQUAD)

UNITED STATES
DEPARTMENT OF
GEOLOGICAL SURVEY



PART 3**B. CHANGES IN NATURE OF USE** N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				_____ to _____
				_____ to _____

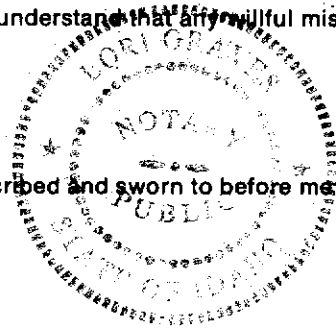
2. Quantity and quality of return flows and location of discharge:

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.

Subscribed and sworn to before me this 29th day of April, 19 93.



William Paulson Jr. [Signature]
(Signature of Applicant)

Lori Graven
(Notary Public)

My commission expires 6/18/98**FOR DEPARTMENT USE ONLY**

Transfer contains 6 pages and 2 attachments

Received by [Signature] Date 4/29/93 Protest filed by _____

Prelim. check by CJH Fee \$50-W016192

Receipted by [Signature] Date 4-29-93 W016192

Published in Press Tribune & Id Statesman Copies of protest forwarded by _____

Pub. dates May 19/26, 1993 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. by DW

Copy of transfer sent to lien holder _____

IMPROVED

AUG 27 1993

RECEIVED

AUG 27 1993

Department of Water Resources
Western Regional Office

WARRANTY DEED

9338344

PIONEER TITLE CO.

ADA COUNTY, ID. FOR
J. DAVID NAVARRO
RECORDER BY

[Signature]
2/10

FOR VALUE RECEIVED, HERBERT R. MONTIERTH, HERBERT R. MONTIERTH

93 MAY 21 PM 12:40

MONTIERTH, Personal Representative of the Estate of Golda Darlene Montierth, RODNEY KENT MONTIERTH, DOLLIE MONTIERTH, EDWARD RAY MONTIERTH, SUSAN R. MONTIERTH, WILFORD NOLAN VICTOR, RUBY C. VICTOR, ROBERT J. MEYERS and KATHI L. MEYERS, Grantors, do hereby grant, bargain, sell and convey unto WILLOWBROOK DEVELOPMENT, INC., Grantee, whose address is 210 Murray Street, Boise, Idaho 83714, that certain real property situated in Ada County, more particularly described as follows:

Lots 3 and 4 of Section 30, Township 5 North, Range 1 West of the Boise Meridian; and Lots 1 and 2 and the East $\frac{1}{2}$ of the Northwest quarter and all of the Northeast quarter of Section 31, Township 5 North, Range 1 West of the Boise Meridian, all in Ada County, together with all water rights appurtenant thereto including the water rights identified as Water Permit No. 63-8415; reserving unto Grantor a non-exclusive easement for ingress and egress and maintenance for irrigation water well and irrigation pipeline over and across the property described in Exhibit "A".

SUBJECT TO that certain Mortgage from Grantor to Norwest Agricultural Credit, Inc. recorded October 7, 1992, as Instrument No. 9268546; further subject to reservations contained in patent, and easements and rights of way of record.

TO HAVE AND TO HOLD the said premises, with their appurtenances, unto the said Grantee, his heirs, successors and assigns forever.

The said Grantors do hereby covenant to and with the said

RECEIVED

AUG 27 1993

Grantee that they are the owners in fee simple of said premises and that they are free and clear from all encumbrances, except as set forth above, AND THAT THEY WILL WARRANT AND DEFEND the same from all lawful claims whatsoever, SUBJECT, HOWEVER, TO easements, restrictions, reservations, assessments and encumbrances of record, AND FURTHER SUBJECT TO easements that would be revealed by a physical inspection of said real property.

IN WITNESS WHEREOF, Grantors have hereunto executed this Warranty Deed this 13th day of May, 1993.

GRANTORS:

Herbert R. Montierth

HERBERT R. MONTIERTH

Herbert R. Montierth

HERBERT R. MONTIERTH, Personal
Representative of the Estate of Golda
Darlene Montierth

Rodney Kent Montierth
RODNEY KENT MONTIERTH

Dollie Montierth
DOLLIE MONTIERTH

Edward Ray Montierth
EDWARD RAY MONTIERTH

Susan S. Montierth
SUSAN S. MONTIERTH

Wilford Nolan Victor
WILFORD NOLAN VICTOR

Ruby C. Victor by Nolan Victor
RUBY C. VICTOR BY NOLAN VICTOR, her Attorney in Fact

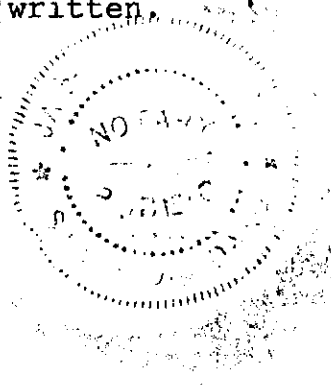
AUG 27 1993

Robert J. Meyers
ROBERT J. MEYERS
Kathi L. Meyers
KATHI L. MEYERS

STATE OF IDAHO)
ss.
County of Ada)

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared HERBERT R. MONTIERTH, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



David L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99

AUG 27 1993

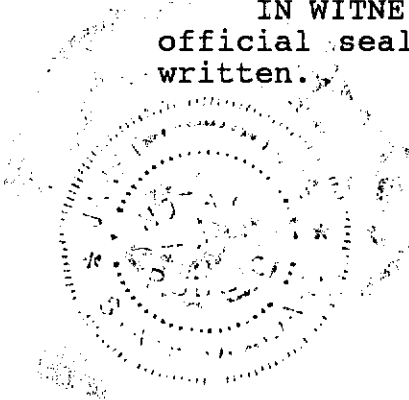
STATE OF IDAHO)

ss.

County of Ada)

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared HERBERT R. MONTIERTH, Personal Representative of the Estate of Golda Darlene Montierth, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99

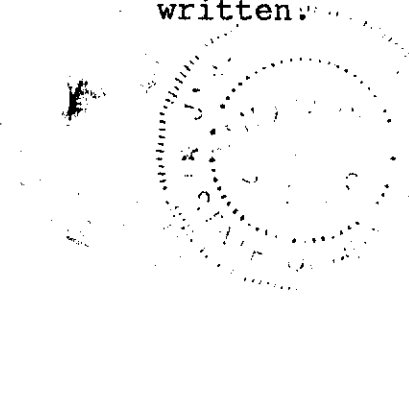
STATE OF IDAHO)

ss.

County of Ada)

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared RODNEY KENT MONTIERTH and DOLLIE MONTIERTH, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me they he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Janet L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99

AUG 27 1993

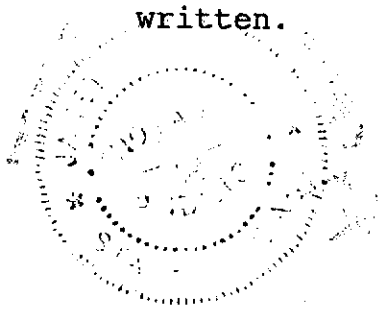
STATE OF IDAHO)

ss.

County of Ada)

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared EDWARD RAY MONTIERTH and SUSAN R. MONTIERTH, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me they he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Janet L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99

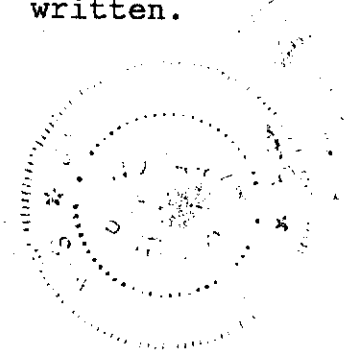
STATE OF IDAHO)

ss.

County of Ada)

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared WILFORD NOLAN VICTOR and ~~RUBY C. VICTOR~~, husband and wife, known or identified to me to be the persons whose names are ^{is} subscribed to the foregoing instrument, and acknowledged to me ~~they~~ he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.

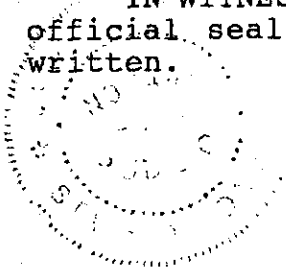

Janet L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99


AUG 27 1993

STATE OF IDAHO)
County of Ada) ss.

On this 13th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared ROBERT J. MEYERS and KATHI L. MEYERS, husband and wife, known or identified to me to be the persons whose names are subscribed to the foregoing instrument, and acknowledged to me they he executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.


Janet L. Bloch
NOTARY PUBLIC, State of Idaho
Residing at Boise, Idaho
My Commission Expires: 3-17-99

ACKNOWLEDGMENT - Attorney in Fact

STATE OF Idaho, County of Ada, ss.

On this 13th day of May, in the year of 1993, before me Janet L. Bloch, a notary public, personally appeared Nolan Victor, known or identified to me to be the person whose name is subscribed to the within instrument as the attorney in fact of Ruby C. Victor

and acknowledged to me that he subscribed the name of Ruby C. Victor

thereto as principal, and his own name as attorney in fact.

Notary Public: Janet L. Bloch

Residing at: Boise, Idaho

My commission expires: 3/17/99

AUG 27 1993

A portion of Section 31, T. 5 N., R. 1 W., B.M., Ada County Idaho, more particularly described as follows:

Commencing at the Northwest corner of Section 31, T. 5 N., R. 1 W., B.M., thence

N. $89^{\circ}23'50''$ E. 4000 feet to the point of beginning,
thence

N. $89^{\circ}23'50''$ E. 10.00 feet, thence

S. $00^{\circ}27'48''$ E. 1457.24 feet, thence

N. $90^{\circ}00'00''$ E. 30.00 feet, thence

S. $00^{\circ}00'00''$ E. 60.00 feet, thence

S. $90^{\circ}00'00''$ W. 40.00 feet, thence

N. $00^{\circ}27'48''$ W. 1516.73 feet to the point of beginning.

EXHIBIT "A"

AUG 27 1993

State of Idaho
Department of Water Administration
LICENSE OF WATER RIGHT

License of Water Right No. 63-7110 Priority 6-3-68 Amount 4.0 c.f.s.

THIS IS TO CERTIFY, that BERNICE L. MORSE
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-7110 issued pursuant to Application for Permit dated 6-3-68,
and has submitted proof to the Department of Water Administration on 8-11-70,
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 4.0 c.f.s., and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground-water source
tributary of _____, is hereby confirmed in the following amounts:

Amount 4.0 c.f.s. for Irrigation from April 1 to Oct. 31 (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Amount _____ for _____ from _____ to _____ (both dates inclusive)

Subject, however, to the condition that no more than 4.0 c.f.s. of water be diverted at
any one time, said waters to be diverted within the _____

Lot 2 (SW $\frac{1}{4}$ NW $\frac{1}{4}$) Sec. 31, T. 5 N., R. 1 W., B.M.

in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 1440 acre feet per year or
4.5 acre feet per acre.

Description and location of place of use:

TWP.	RANGE	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
5 N	1 W	31	40	40	40	40	40	40	40	40									320

Total number of acres irrigated 320

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 30th day of
September, 19 70.


Director

63 7110

63-7110

Permit No. 63-7110

63-7110

TOWNSHIP 5 NORTH, RANGE 1 WEST, B.M.

X

Sec. 31

A

State Reclamation Engineer

STATE OF IDAHO
OFFICE OF STATE RECLAMATION ENGINEER
POWER OF ATTORNEY

RECEIVED
JUN 25 1968
Department of Reclamation

The undersigned owner (s) of Permit (Application) No. attached
of the State Reclamation Engineer of the State of Idaho hereby nominates
and appoints IDAHO LAND & APPRAISAL SERVICE, whose address is
P. O. Box 2161, Boise, Idaho 83701, as attorney-in-fact, with full author-
ity to act for and on behalf of the undersigned in all matters pertaining
to Application or Permit. Such acts shall include, but not be limited
to the filing of applications, receiving of all notices, the signing and
filing of applications for extension of time and for amendment of said
Permit, and the submission of proofs of completion of works and beneficial
use of water.

Dated this 29 day of May, 1968.

Bernice L. Morse
Bernice L. Morse

1824 Clw. Blvd Caldwell Ida

STATE OF IDAHO)
County of Canyon) ss

On this 29th day of May, 1968, personally
appeared before me the signer (s) of the above instrument, who duly
acknowledged to me that he (she) (they) executed the same.

Norma Flannery
Notary Public
Residing at Caldwell, Idaho

My Commission expires:
11/12/71



3-7110

Identification No. 63-7110
Application No. 42564

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho

1. Name of applicant Bernice L. Morse
post office address 1824 Cleveland, Caldwell, Idaho 83605
2. Source of water supply well which is a tributary of _____
3. a. Location of point of diversion is Lot 1 (NW) $\frac{1}{4}$ of NW $\frac{1}{4}$ of Section 31 Township 5 N
Range 1 W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into repumped at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M.
4. Quantity to be appropriated:
a. 6.4 cubic feet per second and/or
b. _____ acre feet per annum will be stored.
5. Water will be used for the following purposes:
irrigation purpose from April 1 to October 31 (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
_____ purpose from _____ to _____ (both dates inclusive)
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump, motor, sprinkler system

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

- c. Proposed well diameter is 14 inches; proposed depth of well is 450 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 \$ 6,300.
8. Description of proposed uses:
a. If water is **not** for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ 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 _____.
(5) If water is to be used for other purposes describe: _____

63-7110

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

TWP.	RANGE	SEC.	NE1/4				NW1/4				SW1/4				SE1/4				TOTALS
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
5 N	1 W	31	40	40	40	40	40	40	40	40									320

Total number of acres to be irrigated 320

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

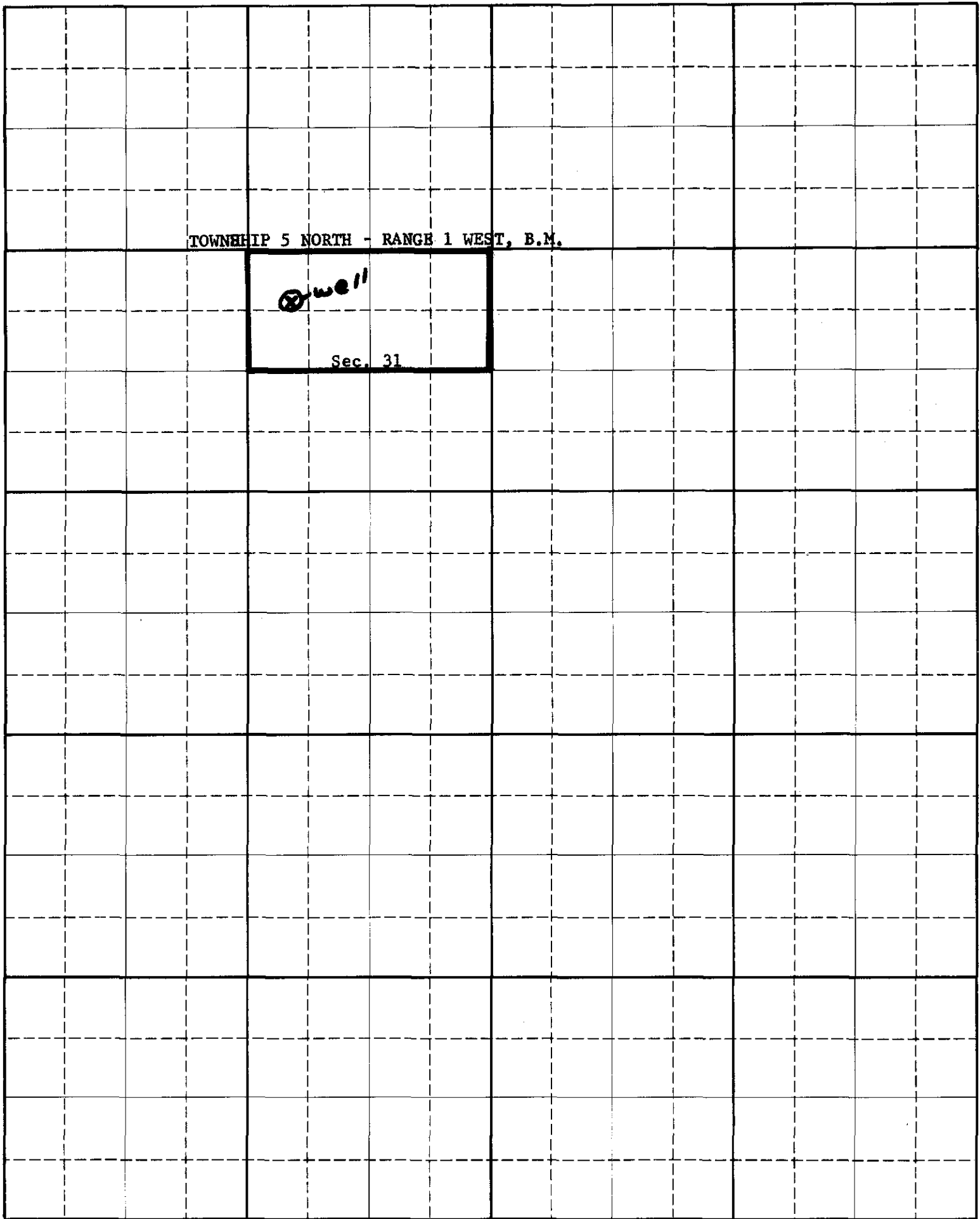
9. a. Who owns the property at the point of diversion U.S. Public Land

b. Who owns the land to be irrigated or place of use U. S. Public Land

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing applicant has this land under desert land application I-1343
see attached letter from Idaho Land Office requesting this waterpermit

10. Remarks

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.

BERNICE L. MORSE

BY: Harley M. McDaniel
(Applicant)

63-7110

Received by ef Date 6/3/68 Time 9:00 am
Preliminary check by ef Fee \$ 51.00
Received by ef Date 6/4/68
Publication prepared by ef Date 6-6-68
Published in Idaho Tribune
Publication dates 6-13, 20-68
Publication approved ef Date 6-14-68
Priority reduced to _____ Reason _____

Protests filed by: None

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by ef

ACTION OF STATE RECLAMATION ENGINEER

APPROVED

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7110, 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 July 1, 19 73.
- c. Other: The applicant shall permanently install a measuring device 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 23 day of July, 19 68.

R. Kirk Higgins
State Reclamation Engineer

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

1. a) Name of Permit Holder Bernice L. Morse
b) Post Office Address 1824 Cleveland, Caldwell, Idaho 83605

2. Permit Number 63-7110

3. Date of Priority that you are prepared to establish 6/3/68

4. a) Source from which water was appropriated subterranean

b) Location of the point of diversion: SW 1/4 NW 1/4, Section 31

Township 5 N, Range 1 W ☒ Boise Meridian, Other points of diversion: _____

5. a) The amount of water and use to which the water has been applied:

amount 4.7 for irrigation purposes from April 1 to Oct. 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 4.7 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: B & M Well Drilling Company tested

6. If the means of diversion and conveyance are owned by someone other than the Permit Holder:

a) Give the name or description of the canal, ditch or other works by which the water is conducted to the place of use: _____

b) Describe the agreement or understanding by which you take water from the works: _____

7. a) Briefly describe the works for diverting and conveying the water to the place of use, (If from a subterranean

source, give the pump size, motor size, size of well casing, depth of well; if from surface water, give brief description of diversion structure and/or canal or ditch) well 595' deep 16" casing, 200 hp motor 16 lateral lines - 4 gpm nozzels = 132 gpm/line

b) Describe the type and size of measuring device which you have installed at your point of diversion: _____

Metraflex flow meter

c) Give well drillers name and address and date the well was completed _____

B & M Well Drilling Company, Caldwell, Idaho

63-7110

8. If for other than irrigation, describe the beneficial use to which you have applied the water and the place of use irrigation only

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

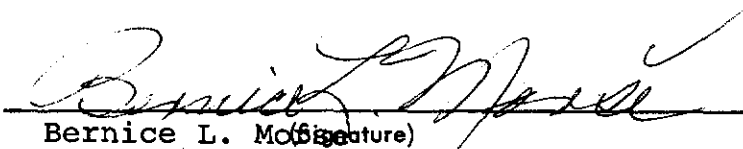
TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
5 N	1 W	31	40	40	40	40	40	36	36	40									312

Total number of acres irrigated 312

10. Remarks:

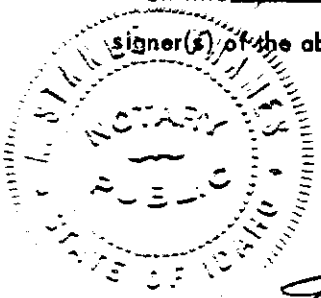
The above information is a true statement of the extent to which the above numbered permit has been developed.

8/1/70
(Date)


 Bernice L. Moore (Signature)

State of Idaho ss.
 County of Blaine

On this 1st day of August, 19 70, personally appeared before me the
 signer(s) of the above instrument, who duly acknowledged to me that he (she) (they) executed the same.




 Notary Public residing at Calhoun, Idaho

My commission expires 9/1/72

VSS
5-6
Taylor
5-6
LIVSS
I-1343

Idaho Land Office
Room 334, Federal Building
550 W. Fort Street
Boise, Idaho 83702

MAY 6 1968

Mrs. Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83605

Dear Mrs. Morse:

On March 20, 1968, the Boise District Manager issued an "Initial Decision" approving your desert land petition I-1343.

According to your plan of development, water for irrigation is to be obtained from a well to be drilled. You must submit evidence of your right to appropriate and use the water. The evidence should consist of a copy of a State water permit approved by the State Reclamation Engineer. Attached is an extra copy of this letter. The copy should be submitted to the State Department of Reclamation at the time you apply for a permit. Unless they have knowledge that the land of the desert land application has been classified as suitable for entry, they may decline to issue the water permit. You should make arrangements with the State Reclamation Engineer to have a copy of the permit sent to this office.

The existing fence along the east, north and west sides of the land was constructed under an authorized Section 4 permit by Highland Land and Livestock, Emmett, Idaho 83617. You are required to agree, in writing, to compensate Highland Land and Livestock for the fence in an amount in which you both mutually agree upon. The written agreement should be signed by both parties and received in this office within 30 days. If you are unable to agree, the District Manager will determine the amount and manner in which payment will be made.

We would appreciate receiving a copy of the permit and the agreement as soon as possible.

Sincerely yours,

VSS/ ORVAL G. HADLEY
Orval G. Hadley
Manager, Land Office

Attachment

cc: District Manager, I-1
Highland Land and Livestock
Reading
Case file, VSS:jk, 5/6/68 FASC 50 days

63-7110

AFFIDAVIT OF PUBLICATION

RECEIVED
Department of Reclamation

STATE OF IDAHO,)
County of Canyon.) ss.

Verla Harker
of Caldwell, Canyon County, Idaho, being first duly sworn,
deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of twenty-one years, and not a party to the above entitled action.

2. That I am the Principle Clerk of the The News-Tribune a daily, (except Sunday) newspaper published in the City of Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Two Times in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

June 20, 27, 1968

Verla Harker

Subscribed and sworn to before me this

27th day of June, 1968

Adrian D. Kano

Notary Public, Residing at Caldwell, Idaho

MY COMMISSION EXPIRE JUNE 23, 1971

NOTICE FOR
WATER

Notice is hereby given that Bernice L. Morse, 1824 Cleveland, Caldwell, Idaho has on June 3, 1968 applied for permit to divert 6.4 cubic feet per second of water from a subterranean source under application No. 63-7110. Water will be diverted by a well, pump, motor and sprinkler system within Lot 1 QNW 1/4 NW 1/4 sec. 31, T. 5 N, R. 1 W, B. M., Canyon County and is to be used from April 1 to October 31 for irrigation in the N. 1/2, sec. 31, T. 5 N, R. 1 W, B. M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer
June 21, 1968

63-7110

The News-Tribune

P. O. Box 1179

CALDWELL, IDAHO 83605

Date June 27, 1968

Department of Reclamation
107 State House

Boise, Idaho

**NOTICE OF APPLICATION FOR WATER - BERNICE L. MORSE
63-7110**

27 lines 2 days - June 20, 27, 1968

1 day @ .14 per col. line	\$3.78
1 day @ .10 per col. line	<u>2.70</u>
	6.48

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

Verla Harker

63-7110

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4146
WATER RIGHT NO. 63-07110B

This is to certify that: **WILLOWBROOK DEVELOPMENT INC**
210 MURRAY ST
BOISE ID 83714

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>
IRRIGATION	03/15 to 11/15	1.00 CFS	360.0 AF

SOURCE

GROUNDWATER

Priority: 06/03/1968

LOCATION OF POINT(S) OF DIVERSION:

NENE , Sec. 35, Township 05N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 02W 26	SENE 40	NESE 40		80
Total number of acres irrigated:				80

CONDITIONS/REMARKS:

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
4. Right No. 63-07110B is authorized for use during the 1993 irrigation season only.

AUG 27 1993

PAGE 2

TRANSFER NO. 4146
WATER RIGHT NO. 63-07110B

Dated this 5th day of August, 1993

J. Glen Saylor
Chief, Water Alloc. Bureau

AUG 27 1993



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

August 10, 1993

WILLOWBROOK DEVELOPMENT INC
210 MURRAY
BOISE ID 83714

RE: Transfer of Water Right No(s). 63-07110 & 63-07110B

Dear Water Right Holder(s):

Enclosed is a copy of your approved Applications for Transfer of the above referenced water right (Transfer No. 4146). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Jim Johnson', is written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

A faint, rectangular stamp, possibly a date or filing mark, is visible in the lower right area of the page.

AUG 27 1993

DATE: 08/04/93
PAGE: 1

Misc: Water District Number: Field Exam Fee:

Database updated 8-11-93 C28

WR0749NP
No. T63-07110B

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/04/93
PAGE: 2

=====

Comments: Date: 08/04/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4146
Transfer No. 4146 was filed on Right 63-07110 with two purposes,
(1) to change the point of diversion for the entire right and (2)
to change the point of diversion and place of use of a portion of
the right for the 1993 irrigation season only. (2) results in
splitting the right into parts A and B, and will be carried under
an X prefix until the temporary approval expires and then will be
deleted from the database. The original right after change (1)
will be retained in the database.

Audit: 08/04/93 SKAGGS

WR0749NP
No. T63-07110A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/04/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD		DIVERSION RATE	DIVERSION VOLUME
				FROM	TO		
C	WILLOWBROOK DEVELOPMENT INC 210 MURRAY BOISE ID 83714 (208) 376-4665	06/03/1968	IRRIGATION	03-15	11-15	3.00 CFS	1080.0 AFA
TOTAL DIVERSION:						3.00 CFS	1080.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01W S31 NW NE

Place of use Legal Description for: IRRIGATION

			NE				NW				SW				SE									
T	R	S	: Lt Ac	NENE Lt Ac	SWNE Lt Ac	SENE Lt Ac	: Lt Ac	NENW Lt Ac	NWNW Lt Ac	SWNW Lt Ac	SENW Lt Ac	: Lt Ac	NESW Lt Ac	NWSW Lt Ac	SWSW Lt Ac	SESW Lt Ac	: Lt Ac	NESE Lt Ac	NWSE Lt Ac	SWSE Lt Ac	SESE Lt Ac	: Lt Ac	SUM	
05N	01W	31	:			40	40	:	40	40	40	40	:					:						240.0
																								240.0
TOTAL ACRES																								240.0

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:
63-08415

Other Water Rights Listing Overlapping Place(s) of use:
63-00123B 63-07110 63-08415

Remarks: This right will revert back to the original right following the 1993 irrigation season.

Dates: App. Received: Priority Date: 06/03/1968
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:

Comments: Date: 08/04/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4146
Transfer No. 4146 was filed on Right No. 63-07110 with two
purposes, (1) to change the point of diversion for the entire
right and (2) to change the point of diversion and place of use

Copy to "X"
Call up 12-93

Database updated 8-11-93 GS

WR0749NP
No. T63-07110A

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/04/93
PAGE: 2

=====

Comments: Date: 08/04/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4146
of a portion of the right for the 1993 irrigation season only.
(2) results in splitting the right into parts A and B, and will
be carried under an X prefix until temporary approval expires and
then will be deleted from the database. The original right after
change (1) will be retained in the database.

Audit: 08/04/93 SKAGGS

TRANSFER REVIEW SHEET

Transfer # 4/46

Date Reviewed 8-2-93

Right(s) 63-07110

28

- ★ (B) Change P/D C: 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 (94R7) J: Add P/D & Change P/U

Proof of Ownership Warranty Deed - NE 1/4 S 31 (5-13-93)

Transfer All of Right Portion of Right (Part B)

Resulting Split(s)

Check Transfer Against Right

- (1) ☒ Priority (2) ☒ Use (3) Season (4) ☒ Rate (5) ☒ Volume
(6) ☒ Source (7) P/D (8) P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) NON Pertinent Conditions (13) NO Expansion

(3) Standard Season 3-15 to 11-15 Licensed Vdr + season > Vdr
Allow " " "

(7) Change P/D * TO New ** TO TEMP P/D

(8) Change ** P/U 80 Acres temp. (A) 3.0 cfs / 240 Acres / 1080 cfs
(B) 1.0 cfs / 80 Acres / 360 cfs

Field Check verified Non-IRR 93 Season in transferred acres.

★ - Complete P/D change whole right.

★★ - Create temporary transfer of 80 Acres / separate P/D Parts A+B
Approval for 1993 only (Hold in WR database under X prefix)

Transfer Remarks Temp P/U

Conditions 046 R32, T07, T08, T09

Database/Processing Notes * Create "T" File ** Copy New "T" File to
T files parts A+B (Temp) Copy A+B to X when approved. CALL-UP Parts A+B

Database updated 8-11-93 28

WR0749NP
No. T63-07110

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/04/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLOWBROOK DEVELOPMENT INC 210 MURRAY BOISE ID 83714 (208) 376-4665	06/03/1968	IRRIGATION	03-15 11-15	4.00 CFS	1440.0 AFA
TOTAL DIVERSION:					4.00 CFS	1440.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01W S31 NW NE

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
05N	01W	31	:	40		40		40		40		40						:	320.0	
																			TOTAL ACRES	320.0

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:
63-08415 T63-07110A

Other Water Rights Listing Overlapping Place(s) of use:
63-001238 63-07110 63-08415 T63-07110A

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 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.
- T08 - Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
- T09 - 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.

Dates:	App. Received:	Priority Date:	06/03/1968
	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:

WR0749NP
No. T63-07110

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT
(REGIONAL)

DATE: 08/04/93
PAGE: 2

=====

Comments: Date: 08/04/1993 User-ID: SKAGGS Subject: TRANSFER NO. 4146
Transfer No. 4146 was filed on Right No. 63-07110 with two
purposes, (1) to change the point of diversion for the entire
right and (2) to change the point of diversion and place of use
of a portion of the right for the 1993 irrigation season only.
(2) results in splitting the right into parts A and B, and will
be carried under an X prefix until temporary approval expires and
then will be deleted from the database. The original right after
change (1) will be retained in the database.

Audit: 08/04/93 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: 63-7110 gyl

1. Right number 63-7110 Applicant Willowbrook Development
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☒ Change point of diversion ☐ Add diversion point(s) ☒ Change place of use
☐ Other Temporary Change
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☐ All of right.
 - b. ☒ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. SOLICITED
 - h. ☒ Check for expansion in use of right. Comments NONE

- i. ☒ Check for existing water rights from same source, on land water is being transferred to.

Right number(s) None. 63-3270 (Separate acres) uses same proposed well

N/A ☐ Is use within a Watermaster District? ☐ Yes ☐ No
If yes, what district? _____ Comment letter sent ☐ Yes ☐ No

FINAL PROCESSING REVIEW BY: _____

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By DM Date 6/21/93

RECEIVED

MAY 28 1993

Department of Water Resources
Western Regional Office

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

63.48

Account Number 047628		Identification NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-07110	
Ordered By Due Taylor	P.O. Number	Rate NT	Run Dates May 20, 27, 1993
State of Idaho Department of Water Resources Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 5027

LEGAL NOTICE NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-07110

Notice is hereby given that Willowbrook Development, Inc., of Boise, Idaho has applied to the Department of Water Resources to change the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Water Right No. 63-07110
Basis License
Date of Priority 6/3/1968
Source(s) Groundwater
Amount 4.0 cfs
Use Irrigation

Point of Div Lot 2 (SWNW) S31
T05N R01W

Place of Use 320 acres in NE1/4
and NW1/4 S31 T05N R01W

WATER AS CLAIMED IN THE
SNAKE RIVER BASIN ADJUDI-
CATION

As above, except:

Water Right No. A63-07110
Point of Div. Lot 2 (NWSNW)
and SWNWNE S31, T05N R01W
NENWSE S25, T05N R02W

THE FOLLOWING PORTION OF
WATER RIGHT NOS. 63-07110 and
A63-07110 TO BE CHANGED AS
FOLLOWS:

Point of Div NWNE S31 T05N
R01W and NENE S35 T05N R02W

Place of Use 240 acres in
S1/2NE1/4 and NW1/4 S31 T05N
R01W and 80 acres in NESE and
SENE S26 T05N R02W

Change shall be for the 1993
season only. After that time the
place of use shall revert back to
the original and the point of diver-
sion in S35 T05N R02W shall be
deleted.

Any protest against approval of
the proposed change of water right
application must be filed with the
Department of Water Resources,
Western Region, 2735 Airport Way,
Boise, ID 83705 on or before June 7,
1993.

R. Keith Higginson
Director

Pub. May 20, 27, 1993 5027

CAROL PAYNE-CULPAN

, 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

xxx consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of MAY 20, 1993

and ending with the issue of MAY 27, 1993

C. Payne-Culpan

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 27TH day of MAY in the year of
1993 before me, a Notary Public, personally appeared
CAROL PAYNE-CULPAN

, 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.

Janice Madie

Notary Public for Idaho BOISE, ID

Residing at

My commission expires: May 1997

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
 County of Canyon)

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-07110

Notice is hereby given that Willowbrook Development, Inc., of Boise, Idaho has applied to the Department of Water Resources to change the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Water Right No. 63-07110
 Basis License
 Date of Priority 6/3/1968
 Source Groundwater
 Amount 4.0 cfs
 Use Irrigation
 Point of Div Lot 2 (SWNW) S31
 T05N R01W

Place of Use 320 acres in NE 1/4
 and NW 1/4 S31 T05N R01W

WATER RIGHT AS CLAIMED IN THE SNAKE RIVER BASIN ADJUDICA- TION

As above, except:

Water Right No. A63-07110
 Point of Div Lot 2 (NWSWNW) and
 SWNWNE S31, T05N R01W
 NENWSE S25, T05N R02W

THE FOLLOWING PORTION OF WATER RIGHT NOS. 63-07110 and A63-07110 TO BE CHANGED AS FOLLOWS

Point of Div NWNE S31 T05N
 R01W and NENE S35 T05N R02W
 Place of Use 240 acres in
 S 1/2 NE 1/4 and NW 1/4 S31 T05N R01W
 and 80 acres in NESE and
 SENE S26 T05N R02W

Change shall be for the 1993 season only. After that time the place of use shall revert back to the original and the point of diversion in S35 T05N R02W shall be deleted.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before June 7, 1993.

R. KEITH HIGGINSON, Director
 May 19, 26, 1993

Mary B. Scott

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily, (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper
 Two Times

—in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:

May 19, 26, 1993

Mary B. Scott

STATE OF IDAHO)
)
 COUNTY OF CANYON)

On this 26th day of May in the year of 1993, before me, a Notary Public, personally appeared Mary B. Scott, 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 he/she executed the same.

Janet Lusk
 Notary Public for Idaho
 Residing at Nampa

MY COMMISSION EXPIRES
 JUNE 21st, 1997

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NOS.
63-07110

Notice is hereby given that Willowbrook Development, Inc., of Boise, Idaho has applied to the Department of Water Resources to change the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Water Right No.	63-07110
Basis	License
Date of Priority	6/3/1968
Source	Groundwater
Amount	4.0 cfs
Use	Irrigation
Point of Div	Lot 2 (SWNW) S31 T05N R01W
Place of Use	320 acres in NE $\frac{1}{4}$ and NW $\frac{1}{4}$ S31 T05N R01W

WATER RIGHT AS CLAIMED IN THE SNAKE RIVER BASIN ADJUDICATION

As above, except:

Water Right No.	A63-07110
Point of Div	Lot 2 (NWSNW) and SWNWNE S31, T05N R01W NENWSE S25, T05N R02W

THE FOLLOWING PORTION OF WATER RIGHT NOS. 63-07110 and A63-07110 TO BE CHANGED AS FOLLOWS

Point of Div	NWNE S31 T05N R01W and NENE S35 T05N R02W
Place of Use	240 acres in S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ S31 T05N R01W and 80 acres in NESE and SENE S26 T05N R02W

Change shall be for the 1993 season only. After that time the place of use shall revert back to the original and the point of diversion in S35 T05N R02W shall be deleted.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before

June 7, 1993.

R. Keith Higginson
Director

Published in the Idaho Statesman
on May 20 and 27, 1993

Published in the Press Tribune
on May 19 and 26, 1993

AUG 27 1993

NOTE

AB3-7110 originally
filed as a combined
claim but will be
amended as shown
prior to ~~to~~ advertising.

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NOS.
63-07110

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Basis	License
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Place of Use	320 acres in NE $\frac{1}{4}$ and NW $\frac{1}{4}$ S31 T05N R01W

WATER RIGHT AS CLAIMED IN THE SNAKE RIVER BASIN ADJUDICATION

As above, except:

Water Right No.	A63-07110
Point of Div	Lot 2 (NWSWNW) and SWNWNE S31, T05N R01W NENWSE S25, T05N R02W

THE FOLLOWING PORTION OF WATER RIGHT NOS. 63-07110 and A63-07110 TO BE CHANGED AS FOLLOWS

Point of Div	NWNE S31 T05N R01W and NENE S35 T05N R02W
Place of Use	240 acres in S $\frac{1}{2}$ NE $\frac{1}{4}$ and NW $\frac{1}{4}$ S31 T05N R01W and 80 acres in NESE and SENE S26 T05N R02W

Change shall be for the 1993 season only. After that time the place of use shall revert back to the original and the point of diversion in S35 T05N R02W shall be deleted.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before

June 7, 1993.

R. Keith Higginson
Director

Published in the Idaho Statesman
on May 20 & 27 and 27, 1993

Published in the Press Tribune
on May 19 & 26 and 26, 1993

AUG 27 1993

DEPARTMENT OF WATER ADMINISTRATION

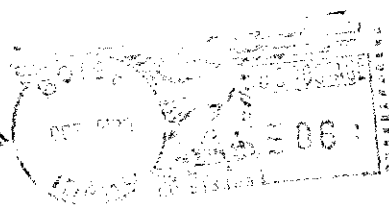
STATEHOUSE - ANNEX
BOISE, IDAHO 83727

43-2481

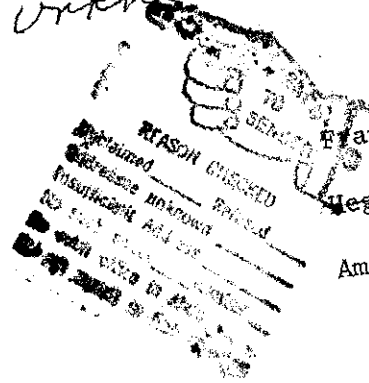
Address unknown

RECEIVED
OCT 22 1970

Department of Water Administration



63-7110



REASON CHECKED

Returned
Address unknown
Insufficient Address
No such number
Moved, not forwarded
Address unknown

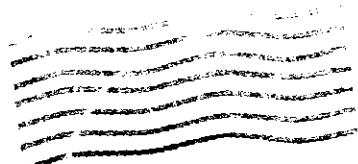
Francis M. Fensvermaker

Regular Route

American Falls, Idaho

83211

- ☒ Moved, left no address
- ☐ No such number
- ☒ Moved, not forwarded
- ☐ Address unknown



DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

~~DEPARTMENT OF RECLAMATION~~

STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

RECEIVED

October 8, 1970

Re: Permit No. G-32876/43-2481

Mrs. Francis M. Fenstermaker
Heglar Route
American Falls, Idaho 83211

Dear Mrs. Fenstermaker:

We acknowledge receipt of the affidavit of publication submitted in connection with the above referenced permit.

Before a license can be issued, a field examination must be made by a representative from 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 examination. If someone other than yourself should be contacted, please advise.

Very truly yours,

Dorian Clay
Dorian Clay,
Appropriation Examiner

DC:DG

63-7110

M E M O R A N D U M

Re: Permit No. 63-7110

The Department assisted Mr. Morse, and Mr. Ken Todd, Kansas City Life Appraiser, in completing the licensing of this permit in order to facilitate a loan closure. Mr. Morse telephoned this department and advised that he would accept the findings of the examiner in order to expedite the licensing.

Donald W. McEldowney

63-7110

M E M O R A N D U M

Re: Permit No. 63-7056

The Department assisted Mr. Morse, and Mr. Ken Todd, Kansas City Life Appraiser, in completing the licensing of this permit in order to facilitate a loan closure. Mr. Morse telephoned this department and advised that he would accept the findings of the examiner in order to expedite the licensing.

Donald W. McEldowney

63-7110

September 30, 1970

Re: Permit No. 63-7110

C

O

Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83605

Dear Mrs. Morse:

Enclosed herewith is your Water License issued on the above numbered permit.

P

Very truly yours,

Y

C. STEPHEN ALLRED
Deputy Director

CSA:KH

Enclosure

cc. Idaho Land & Appraisal Service
P.O. Box 2161
Boise, Idaho 83701

63-7110

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. 63-7110

This proof is for Beneficial Use

In Water District No.

1. Name of applicant Bernice L. Morse, 1824 Cleveland, Caldwell, Idaho, 83605

2. Source of water supply: ground water

3. Location of point of diversion: Is in the SW/4NW/4 (within L. #2) of Section 31

T. 5 N. R. 1 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:

well 595' deep 16" casing, 200 HP motor 16 lateral lines - 4 gpm nozzels =
132 gpm/line 200 HP Newman Motor Ser# 45022 1775 RPM
220 Volts ALPAMBRA Pump Winthrop No Data Plate

*NOTE

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

Section 31, T. 5 N., R. 1 W. NE/4, NW/4 320 acres

320 TOTAL

Water is pumped into a settling pond then into another pump for sprinkler irrigation. Sprinkler pump is a Newman 150 HP 220/440 Volt 1800 RPM Ser# 45022

4 CPS measured with McCometer meter

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

*NOTE: MEASURING DEVICE IS REQUIRED

Metroflex flow meter installed
irrigation requirement this area 4.5 AC FT/AC

$$(4.5)(320) = 1440 \text{ AC FT/Sec}$$

$$(4)(2)(210) = 1680$$

Acresage from ASCS Photo - no copy available

This examination was made on the 23 day of Sept, 1970

(Signed) Jim & Fred

Examiner.

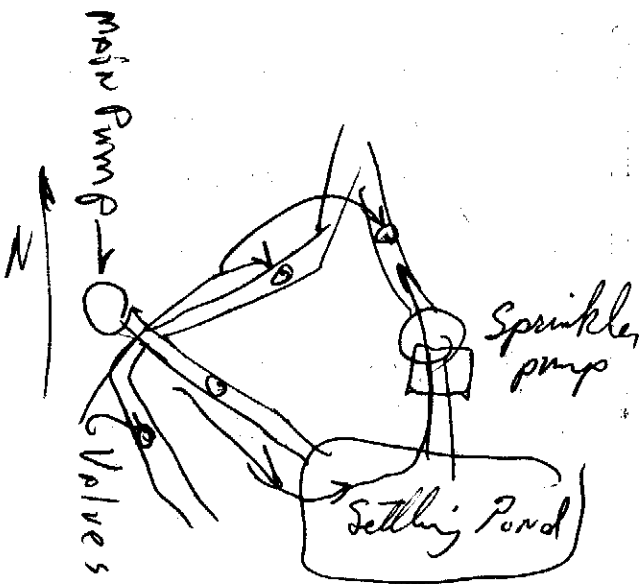
63-7110

9-34-70

Plat #

1.8
2.4

2.9
2.4
6.3



INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

ASCS: CALDWELL

SCS: CALDWELL

Permit No. 63-7110

Examination for B/U Bernice L. Morse

County Canyon

Sec. 31 T. 5N R. 1W

Quantity:

(permit) 6.4 cfs (proof) 4.7 cfs

Source:

ground water

P.D.:

SW 1/4 NW 1/4

Use:

irrigation

Extension:

Protest:

Completion of Works:

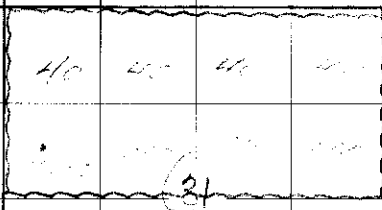
Other Rights:

Filed: June 3, 1968

Made: August 11, 1970

Due: July 1, 1973

Priority: June 3, 1968



Q measured 4.0 CFS
Q recommended 4.0 CFS
Volume 1440 ACPH/SEA
Acreage -
Found 320
recommended 320
Subdv. 8
Ammendments
☒ None
☐ P. D.
☐ Place of use
☐

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF EXAMINER

PERMIT NO 63-7110

REPORT ON PROOF OF B/U Bernice L. Morse

2000
1627
2326

63-7110

August 13, 1970

Re: Permit No. 63-7056 - Byrle C. Morse
63-7110 - Bernice L. Morse

C
O
P
Y
Byrle C. & Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83605

Dear Mr. & Mrs. Morse:

We acknowledge receipt of your affidavits submitted as proof of beneficial use for the above referenced permits.

Before licenses can be issued, field examinations must be made by a representative from this Department. We cannot tell just when these examinations will be made, but our examiner will try to contact you at the time he makes the examinations so that you may show him the systems. If someone other than you should be contacted by the examiner, please advise.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

63-7110

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. MCDOWELL
E. J. MCDOWELL
MGR. OWNERS

633 N. 4TH

BOISE, IDAHO 83701

P. O. Box 1603
PHONE 344-2547

ALL PROPERTY APPRAISALS
CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

ROBERT W. SMITH

August 10, 1970

GRAZING MANAGEMENT
FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

C A N A D A

Mr. R. Keith Higginson, Director
Idaho Department of Water Administration
Statehouse - Annex 2
Boise, Idaho 83707

RE: Byrle C. and Bernice L. Morse

Dear Mr. Higginson:

Enclosed herewith please find the following:

1. Application for Amendment to the point of diversion of permit 63-7142, a check in the amount of \$5.00.
2. Proof of Application of Water to Beneficial Use, Permits 63-7142, 63-7056, 63-7110.

Mr. Morse has a loan pending which requires the licensing of these wells. I do respectfully request that you have these wells examined immediately so the loan can be consummated. If it is not completed in the very near future they have informed him they will cancel the loan. Your cooperation is earnestly requested.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

Is
encl

NEADA

UTAH

63-7110

DON SAMUELSON
GOVERNOR



R. KEITH HIGGINSON
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

June 8, 1970

Re: Permit No. 63-7110

Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83605

Dear Mrs. Morse:

Enclosed please find a copy of the APPROVED application for amendment in connection with the above referenced permit. Also enclosed is receipt No. 4715 in the amount of \$5.00 covering the filing fee for the amendment.

If we may be of further service, please contact us.

Very truly yours,

Donald W. McEldowney
Appropriation Supervisor

DWM:DR

Enc: Copy of amendment
Receipt

cc: Idaho Land & Appraisal Service
Bureau of Land Management (I-1343)

63-7110



UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
Idaho Land Office

IN REPLY REFER TO:

L:VSS
I-1343

RECEIVED

AUG 29 1968

63-7110

NOTICE OF ALLOWANCE

Department of Reclamation

Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83606

AUG 28 1968

Serial No. I-1343

312.87 Acres

T. 8 N., R. 1 W., Boise Meridian, Idaho
Sec. 31: Lots 1, 2, E $\frac{1}{2}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$

Your desert land application for the above described land has this day been approved and allowed, subject to any valid existing rights and your further compliance with laws and regulations applicable thereto. The acceptability of final proof is contingent upon development and reclamation of the land in accordance with your plan of development which is on file in the Boise Land Office. Any substantial change in source of water or deviation in the construction of the irrigating facilities must have the approval of the Bureau of Land Management. The irrigable acreage of this entry has been determined to be approximately 275 acres. In correspondence relating to this entry, always refer to the serial number shown above.

Subject to the Act of July 17, 1914, which will require the reservation of all oil and gas deposits to the United States.

Also subject to reserving to the United States a 25 ft. strip of land parallel and adjacent to the west boundary of lots 1 and 2, the north boundary of lot 1, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ NE $\frac{1}{4}$, and the east boundary of the E $\frac{1}{2}$ NE $\frac{1}{4}$ for public access and use.

IN WITNESS WHEREOF, I have hereunto set
my hand and seal this 28th
day of August, 1968

cc: State Dept. of Reclamation

/S/ ORVAL G. HADLEY

MANAGER, LAND OFFICE
BOISE, IDAHO

63-7110

DON SAMUELSON
GOVERNOR



R. KELLERHEAD
State Reclamation Engineer

STATE OF IDAHO

DEPARTMENT OF RECLAMATION
STATEHOUSE - ANNEX 2
BOISE, IDAHO 83707

July 26, 1968

Re: Permit Nos. 36-7027, 45-7012,
45-7029 & 63-7110

Land Office
Bureau of Land Management
P. O. Box 2237
Federal Building
Boise, Idaho

Dear Sirs:

Enclosed are copies of the above referenced permits which have been accepted for desert land entries.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CSA:kh

Enclosures

63-7110

July 26, 1968

Re: Permit Nos. 36-7027 & 63-7110

Idaho Land & Appraisal Service
Box 1603
Boise, Idaho

Dear Sir:

Enclosed you will find copies of the above referenced permits
which have been approved by this office.

Very truly yours,

C. Stephen Allred, Assistant
State Reclamation Engineer

CEA:kh

Enclosures

63-7110

July 26, 1968

Re: Permit No. 63-7110

Bernice L. Morse
1824 Cleveland
Caldwell, Idaho 83605

Dear Mrs. Morse:

We enclose a copy of your approved application for permit 63-7110
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
State Reclamation Engineer

CSA:kh

Enclosures: Copy of application
Receipt No. 962 for \$51.00

63-7110

The Idaho Free Press

Published Daily Except Sunday

P. O. BOX 88 NAMPA, IDAHO, 83651

AREA CODE 208
466-7891

RECEIVED

JUN 14 1968

Department of Reclamation

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Bernice L. Morse, 1824 Cleveland, Caldwell, Idaho has on June 3, 1968 applied for permit to divert 6.4 cubic feet per second of water from a subterranean source under application No. 63-7110. Water will be diverted by a well, pump, motor and sprinkler system within Lot 1 (NW 1/4 NW 1/4) sec. 31, T. 5 N, R. 1 W, B.M., Canyon County and is to be used from April 1 to October 31 for irrigation in the N 1/2, sec. 31, T. 5 N, R. 1 W, B.M.

Any protest against this application must be filed with the Department of Reclamation within ten days from the last date of publication of this notice.
R. KEITH HIGGINSON
State Reclamation Engineer
June 20, 27, 1968

Above is a proof of your copy as it will appear in our paper beginning 20th, unless we hear from you prior to that time concerning any corrections or changes.

Adam J. Kalb
Publisher

63-7110

June 6, 1968

Re: Application No. 63-7110
Bernice L. Morse

News-Tribune
Caldwell, Idaho 83605

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 can not 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 same has been paid.

(Do not sign this letter)

Signature of claimant

Very truly yours,

Donald W. McElDowney
Appropriation Examiner

DWM:ks

Enclosure: Legal Notice

NOTICE OF APPLICATION FOR WATER

Notice is hereby given that Bernice L. Morse, 1824 Cleveland, Caldwell,
Idaho has on June 3, 1968
applied for permit to divert ~~store~~ 6.4 cubic feet per second ~~acre feet~~
of water from a subterranean source
under application No. 63-7110. Water will be diverted by a well, pump,
motor and sprinkler system within 1/4 Lot 1 (NW1/4) sec. 31, T. 5 N,
R. 1 W, B.M., Canyon County
and is to be used from April 1 to October 31 for irrigation
in the NW1/4, sec. 31, T. 5 N, R. 1 W, B.M.

Any protest against this application must be filed with the Department of
Reclamation within ten days from the last date of publication of this notice.

R. KEITH HIGGINSON
State Reclamation Engineer

Published in the News-Tribune, Caldwell, Idaho,
on June 13 and June 20.

63-7110

IDAHO LAND & APPRAISAL SERVICE

HARLEY M. McDOWELL
E. J. McDOWELL
MGR. OWNERS

MERVIN J. CHRISTENSEN
(LICENSED SURVEYOR)

JOSEPH J. THACKABERRY

ROBERT W. SMITH

224 IDAHO BLDG.

BOISE, IDAHO 83701

P. O. Box 2161

PHONE 344-2547

June 1, 1968

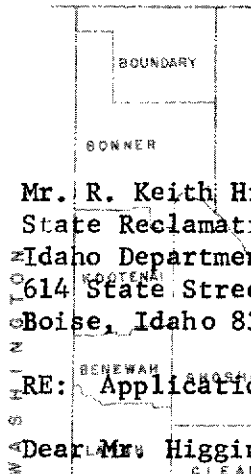
ALL PROPERTY APPRAISALS

CUSTOM DRAFTING, MAPPING
LAND PURCHASES
OIL AND GAS LEASES

GRAZING MANAGEMENT

FEDERAL LAND APPLICATIONS
WATER FILINGS & PROOF
STATE LAND LEASES & ASSIGNS

CANADA



Department of Reclamation

Mr. R. Keith Higginson
State Reclamation Engineer
Idaho Department of Reclamation
614 State Street - Annex 2
Boise, Idaho 83702

RE: Application for Water Permit - Bernice L. Morse

Dear Mr. Higginson:

Enclosed herewith please find an application for water permit in the name of Bernice L. Morse, a Power of Attorney naming Idaho Land & Appraisal Service as attorney-in-fact, a copy of a letter from the Idaho Land Office requesting this water permit, and a check in the amount of \$51.00, \$50.00 to cover the filing fee for 6.4 cfs and \$1.00 to cover the cost of mailing a copy of the approved water permit to the Idaho Land Office, Rm. 334, Federal Building, 550 W. Fort Street, Boise, Idaho 83702.

If you have any questions please contact Idaho Land & Appraisal Service.

Very truly yours,

IDAHO LAND & APPRAISAL SERVICE

Harley M. McDowell

lh
encl

cc: Bernice L. Morse
Idaho Land Office (I-1343)

NEVADA

UTAH

63-7110