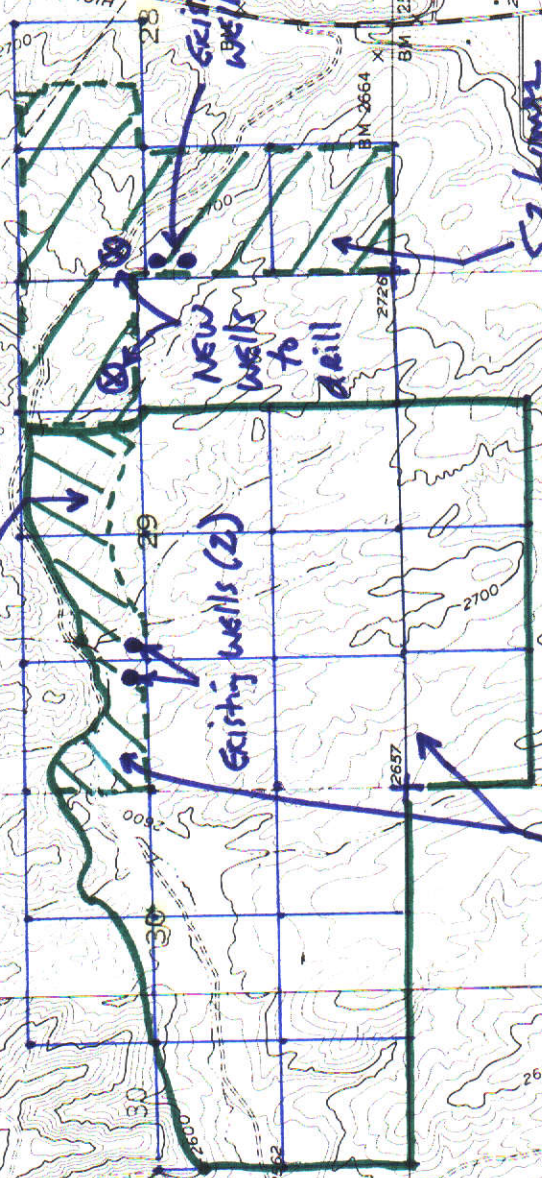


REST OF SUBD. 1, NO HOMES HERE
BUT IRRIGATED COMMON AREAS ETC.



TSN
R1W

Existing wells (2)

NEW wells to drill

Existing wells (2)

Govt
ADA CO
CANYON CO
w/2 with only

53 homes
with irrigation
lawns, command
AREAS

balance of
31 Trng. remains
unchanged

6/16/94

TRANSFER

63-03079 } all 4 existing wells
63-07131 } plus 2 new wells;
63-08376 } irrigation was

NEW Application

We 2 new wells for
internal domestic water
53 homes

Attachment B

NOV 08 1995

116° 30' 300 000 FEET R1W

27° 30'

SITE FOR S3

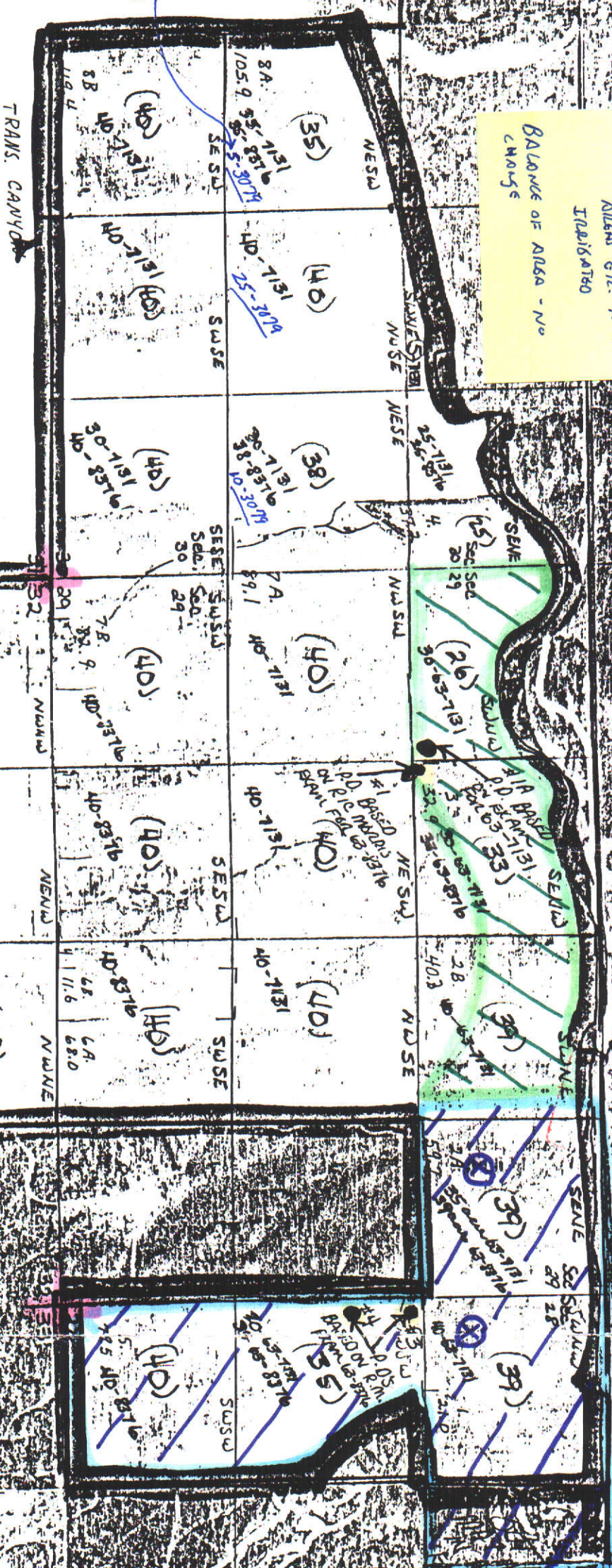
stones, balance
will be easy.

⑩ 2 New Wells To
Drill

Reminders of
Tues. Over - no
Hanes Bot Cjment
ADEAS etc. to be
IPL 18 AT 10

BALANCE OF ALBA - NO CHANGE

Attachment C
NOV 08 1995



ASES FOUND - 869.2 ACRES
IDWR CALCULATION OF ACRES SHOW - 874 ACRES

172.9
Source - Exam $\rightarrow$ 63-8376

ALL 3 RIGHTS USE SAME 4 WELLS

63-03079 (abstracted J.30 P10²)
-A7131 -08876

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Account Number 04762800		Identification NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-03079, 63-07131, 63-08376		Amount Due \$115.50
Ordered By Sue Taylor	P.O. Number	Rate TT	Run Dates July 21 & 28, 1994	
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705			Estimated Inches	Real Inches
			# Affidavits 1	Legal Number 8064

LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-03079, 63-07131, 63-08376

Notice is hereby given that Willowbrook Development, Inc. of Garden City, 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 RIGHTS AS RECORDED

Water Right No.	63-03079	63-07131	63-08376
Basis	License	License	License
Date of Priority	5/21/56	1/13/69	10/12/76
Source	Ground Water	Ground Water	Ground Water
Amount	0.82 cfs	4.46 cfs	7.00 cfs
Use	Irrigation	Irrigation	Irrigation
Point of Div	NESE, NWSE S30NWSW S28(2 pts), T05N R01W	S30NWSW S28(2 pts), SWNW, SENW S29 T05N R01W	See 63-07131
Place of Use	40 ac in S30 T05N R01W	560 ac in Secs 28, 29 and 30 T05N R01W	525 ac in Secs 28, 29, 30, 32 T05N R01W

WATER RIGHTS AS CLAIMED IN SNAKE RIVER BASIN ADJUDICATION (if different)

Claim No.	A63-03079	A63-07131	A63-08376
Point of Div	NWNWSW S28, SESWNW, SWSSENW S 29, T05N R01W	No change	No change

THE FOLLOWING PORTION OF THE ABOVE WATER RIGHTS TO BE CHANGED AS FOLLOWS PURSUANT TO TRANSFER NO. 4385

Point of Div (all rights)	SWNW S28	new well
	NWSW S28	2 pts, existing
	SENE S29	new well
	SWNW S29	existing well
	SENE S29	existing well

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, together with a protest fee of \$25.00, on or before August 8, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson
Director

Pub. July 21 & 28, 1994

8064

LINDA PORTER

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 ☒ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of JULY 21, 1994 and ending with the issue of JULY 28, 1994

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 28th day of JULY in the year of 1994, before me, a Notary Public, personally appeared LINDA PORTER, 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.

Notary Public for Idaho

Residing at Boise, Idaho

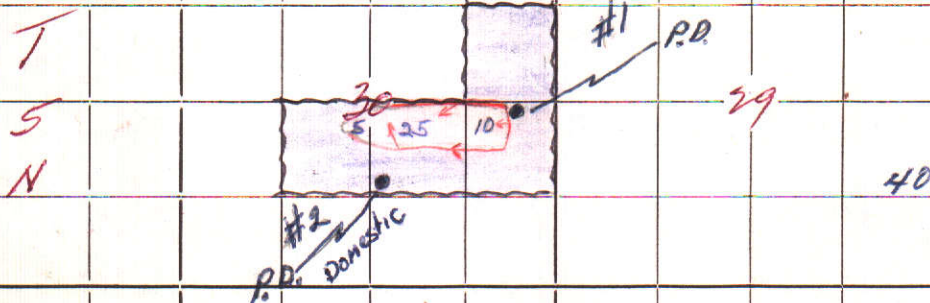
My commission expires: 11-22-99

RECEIVED

JUL 29 1994

WATER RESOURCES
WESTERN REGION

R 1W



Subdivisions 3

area 40 acres

C/W 1.89

Allow Φ .80 cfs. + 0.02 dom.

total measurement

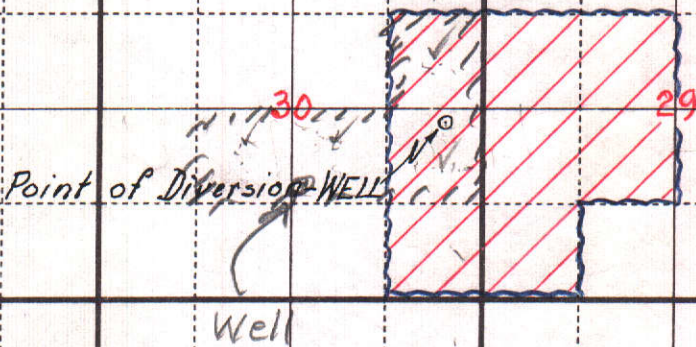
C/W 1.89 cfs.

D.E. IDAHO 07234

Sec. 30 is in Canyon Sec. 29 is in Adm.

R-1W.

T.
5
N.



Permit Map No. 9-26365
As Approved
MARK R. KULP
State Reclamation Engineer
JUN 4 1956

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4385
WATER RIGHT NO(S). 63-03079/63-07131/63-08376

This is to certify that: **WILLOWBROOK DEVELOPMENT INC**
210 MURRAY ST
GARDEN CITY 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>
Right No. 63-03079 :			
IRRIGATION	03/15 to 11/15	0.82 CFS	180.0 AF
	SUBTOTAL:	0.82 CFS	180.0 AF
Right No. 63-07131 :			
IRRIGATION	04/01 to 10/30	4.46 CFS	1875.4 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	4.0 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	0.6 AF
	SUBTOTAL:	4.50 CFS	1880.0 AF
Right No. 63-08376 :			
IRRIGATION	03/15 to 11/15	7.00 CFS	2362.5 AF
	SUBTOTAL:	7.00 CFS	2362.5 AF
	TOTAL:	* 12.28 CFS	* 3937.6 AF

DATE OF PRIORITY:

Right No. 63-03079 : 05/21/1956
Right No. 63-07131 : 01/13/1969
Right No. 63-08376 : 10/12/1976

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SWNW , Sec. 28, Township 05N, Range 01W
NWSW , Sec. 28, Township 05N, Range 01W
SENE , Sec. 29, Township 05N, Range 01W
SWNW , Sec. 29, Township 05N, Range 01W
SENW , Sec. 29, Township 05N, Range 01W
ADA County

TRANSFER NO. 4385
WATER RIGHT NO(S). 63-03079/63-07131/63-08376

PLACE OF USE: IRRIGATION

Right No. 63-03079 :

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 01W 30	NESW 5	NESE 10	NWSE 25	40
Total number of acres irrigated:				40

Right No. 63-07131 :

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 01W 28	SWNW 40	NWSW 20		60
29	SWNE 40	SENE 35	SWNW 30	
	SENE 30	NESW 40	NWSW 40	
	NWSE 40			255
30	SWNE 5	SENE 25	NESW 35	
	SESW 40	NESE 30	NWSE 40	
	SWSE 40	SESE 30		245
Total number of acres irrigated:				560

PLACE OF USE: STOCKWATER, same as IRRIGATION usePLACE OF USE: DOMESTIC

<u>TWN</u> <u>RGE</u> <u>SEC</u>	
05N 01W 30	NESE

Right No. 63-8376 :

<u>TWN</u> <u>RGE</u> <u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N 01W 28	NWSW 35	SWSW 40		75
29	SENE 39	SENE 33	SWSW 40	
	SESW 40	SWSE 40		192
30	SENE 25	NESW 35	NESE 38	
	SESE 40			138
32	NWNE 40	NENW 40	NWNW 40	120
Total number of acres irrigated:				525

CONDITIONS OF APPROVAL AND REMARKS

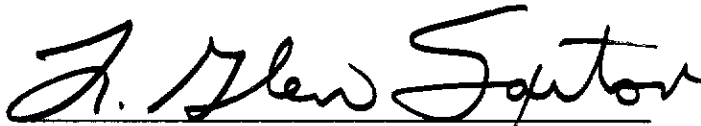
1. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.

TRANSFER NO. 4385
WATER RIGHT NO(S). 63-03079/63-07131/63-08376

CONDITIONS OF APPROVAL AND REMARKS

6. 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.
7. 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.
- *8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.28 cfs, nor total combined annual volume of 3,937.6 af.
9. The place of use for irrigation under Right Nos. 63-03079, 63-07131 and 63-08376 is subject to modification according to the final recommendation and determination by the Snake River Basin Adjudication.
10. Right Nos. 63-03079, 63-07131 and 63-08376 when combined shall not exceed a total annual diversion volume of 3,933.0 af for irrigation, nor exceed combined irrigation of 874.0 acres per year.
11. Right No. 63-07131 includes stockwater use for 300 cattle and internal domestic use for 1 home.
12. Two points of diversion are located within NWSW, S28, T05N, R01W.

Dated this 2nd day of October, 1995.


Chief, Water Alloc. Bureau

Page 1 of 10STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4385

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Willowbrook Development Inc. Phone 376-4665
Post Office address 210 Murray St. Garden City ID 83714

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 Add 2 wells to integrated system to leave 3 licenses. Also conditions change in point of diversion for 63-03079 that occurred prior to 11/1987. See additional explanation in Attachment A.

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

- | 1. Right Number | Priority | Amount (cfs/ac-ft) | Nature of Use | Period of Use |
|-----------------|------------|--------------------|---------------|----------------|
| 63-03079 | 5/21/1956 | 1.82 cfs | Irrigation | 4/1 to 10/30 |
| 63-07131 | 1/3/1969 | 4.46 cfs | Irrigation | 4/1 to 10/30 * |
| 63-08376 | 10/12/1976 | 7.00 cfs | Irrigation | 4/1 to 10/30 |
2. Total amount of water being transferred 12.28 cubic feet per second and/or 3933 acre-feet per annum.
3. Source of water groundwater tributary to _____
4. Point(s) of Diversion: * also includes domestic & stockwater @ .02 cfs each, 1/1-12/31

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NW	28	5N	1W	Ada	Total = 6 New well also proposed under 63-12125
		NW	SW	28				2 p/o in NW SW 28 (existing)
		SE	NE	29				New well also proposed under 63-12125
		SW	NW	29				existing well

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	
			NO CHANGE IN PLACE OF USE																

Total acres _____

PART 1

6. General Information:

a. Description of diversion system wells, pumps, & integrated machines

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A 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:
NO change in place of use

d. Remarks:
MAXimum combined volume for these three rights shall not exceed 3933.0 AFA (per license condition in 63-08376). Two new wells will also be used for domestic water in appl. no. 63-12125 filed concurrently

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____.

NOV 08 1995

ATTACHMENT FOR APPLICATIONS FOR
TRANSFER, WATER RIGHT PERMIT &
WELL DRILLING PERMITS

The land described in licenses 63-03079, 63-07131 & 63-08376 is served by a common system of four wells. The land is owned by Willowbrook Development, Inc. The owner seeks to drill two new wells and subdivide part of the acreage for 53 homes. The homes will have irrigation water via the existing rights. The west part of the subdivision will not have homes but will have common areas associated with the houses. Common areas will be irrigated and will include areas for horses and so forth.

The transfer application seeks to add two wells to the existing four wells. Also, the transfer will codify the change in points of diversion for 63-03079 prior to this transfer; the changes occurred before commencement of the current adjudication as discussed in the 9/4/87 memo filed in 63-08376.

The water right permit proposes to use the two new wells for internal domestic use as shown on the topo. The homes will be in tracts covered by irrigation rights except for the west part of SENW Sec. 28. For this reason, that tract shows assumed irrigation for a pro-rata number of homes based on total number of 1/4-1/4's (QQ) & total number of homes as follows: 53 homes, about 4.5 QQ so that approximately 12 homes/QQ would be built. If so, would expect about six homes for 1/2 QQ in SENW and about three acres maximum for yards (assumes the standard 1/2 acre per home situation).

Two drilling permit applications address drilling two test wells at \$35 per hole. If the test wells prove to be good, these wells can be developed into production wells, at which time the remaining \$165 per well would be due for the drilling permits. The owners requested this arrangement to allow test well drilling to proceed while other development related steps are in progress.

Richard Phillips is president and Staci Phillips is secretary of Willowbrook Development, Inc. Roy Johnson of Johnson Engineering is a consultant with the project.

Prepared by Steve Lester on 6/22/94 per applicant's previous office visit.

Attachment A

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-03079

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	0.82 CFS
DOMESTIC	to	
	Totals	0.82 CFS

SOURCE

GROUNDWATER

Priority: 05/21/1956

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 30, Township 05N, Range 01W
 NWSE , Sec. 30, Township 05N, Range 01W
 ADA County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	01W	30	NESW 5	NESE 10	NWSE 25	40
Total number of acres irrigated:						40

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

PART 2**A. DESCRIPTION OF RIGHT AS RECORDED:**

Water Right No. 63-07131

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/30	4.46 CFS	1877.7 AF
STOCKWATER	01/01 to 12/31	0.02 CFS	
DOMESTIC	01/01 to 12/31	0.02 CFS	
	Totals	4.46 CFS	1877.7 AF

SOURCE

GROUNDWATER

Priority: 01/13/1969

LOCATION OF POINT(S) OF DIVERSION:

0.01 NWSW , Sec. 28, Township 05N, Range 01W
 SWNW , Sec. 29, Township 05N, Range 01W
 SENW , Sec. 29, 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 28	SWNW 40	NWSW 20		60
29	SWNE 40	SENE 35	SWNW 30	
	SENE 30	NESW 40	NWSW 40	
	NWSE 40			255
30	SWNE 5	SENE 25	NESW 35	
	SESW 40	NESE 30	NWSE 40	
	SWSE 40	SESE 30		245
		Total number of acres irrigated:		560

PLACE OF USE: STOCKWATER, same as IRRIGATION use**PLACE OF USE: DOMESTIC**

<u>TWN RGE SEC</u>	
05N 01W 30	NESE

CONDITIONS/REMARKS:

1. A measuring device of a type approved by the Department shall be permanently installed and maintained as part of the diverting works.
2. TRANS. 2415.

Page ____ of ____

TRANS NO. 4385

Water Right No. 63-07131

CONDITIONS/REMARKS:

3. 2 P/D IN NWSW, S28, T5N, R1W.

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-08376

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 10/30	7.00 CFS	2362.5 AF

SOURCE

GROUNDWATER

Priority: 10/12/1976

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 28, Township 05N, Range 01W
 SWNW , Sec. 29, Township 05N, Range 01W
 SENW , Sec. 29, Township 05N, Range 01W
 ADA County

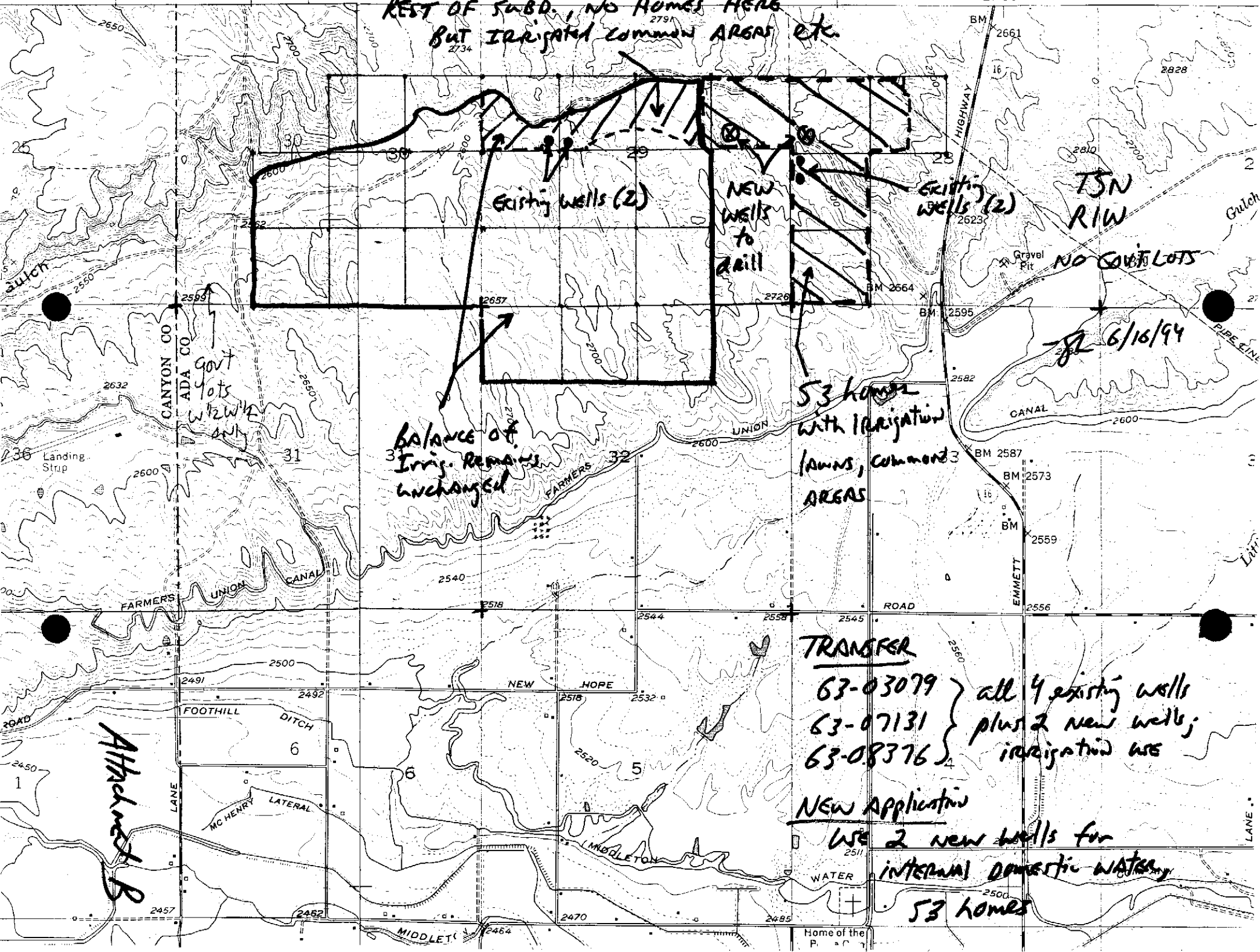
PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
05N	01W	28	NWSW 35	SWSW 40		75
		29	SENE 39	SENW 33	SWSW 40	
			SESW 40	SWSE 40		192
		30	SENE 25	NESW 35	NESE 38	
			SESE 40			138
		32	NWNE 40	NENW 40	NWNW 40	120
Total number of acres irrigated:						525

CONDITIONS/REMARKS:

1. The maximum combined annual volume of water under this right & Rights 63-3079 & 63-7131 shall not exceed 3933.0 afa.
2. 2 points of diversion located in NWSW, S28, T5N, R1W.

REST OF SUBD., NO HOMES HERE
BUT IRRIGATED COMMON AREAS etc.



Existing Wells (2)

NEW WELLS to drill

Existing Wells (2)

TSN RIW

NO GOVT LOTS

6/16/94

Balance of Irrig. Remains unchanged

53 homes with irrigation lawns, common AREAS

TRANSFER

63-03079 } all 4 existing wells
63-07131 } plus 2 new wells;
63-08376 } irrigation use

New Application

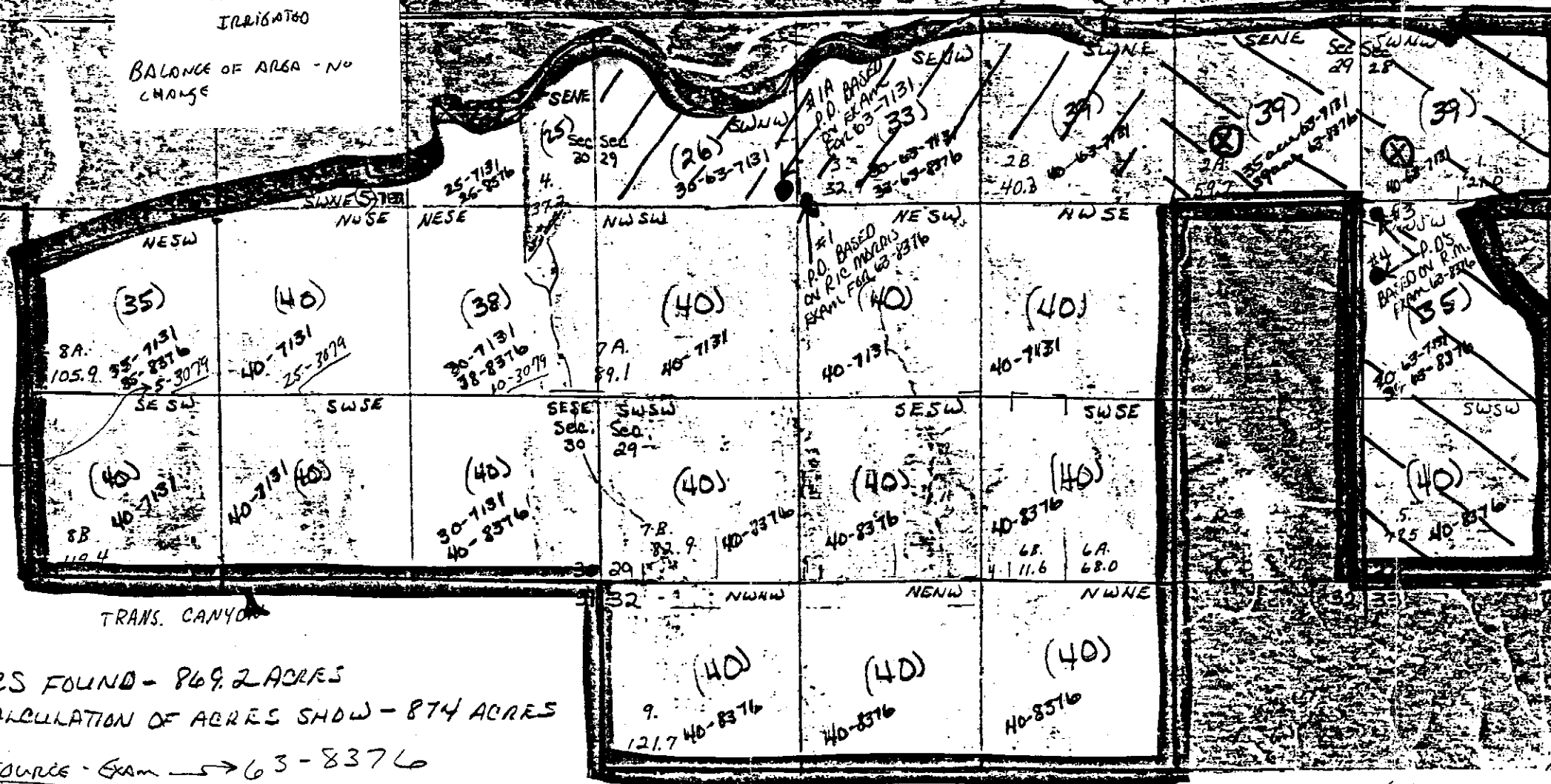
Use 2 new wells for internal domestic water, 53 homes

Attached B

HOME OF THE P. A. C. Y.

BALANCE OF AREA - NO CHANGE

Attachment C



172.9 SOURCE - Exam $\rightarrow$ 63-8376

ALL 3 RIGHTS WE SAME 4 WELLS

63- 03099 (abandoned 5.30 P/O's)
- 07131 - 08376

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.

*See Attachment B, figures
" C, copy of ASCS
photo from Exam
Report of 83-08376*

BUSINESS PARKS MINI STORAGE SUBDIVISIONS

Willowbrook Development Inc.

210 MURRAY ST.
BOISE, IDAHO 83714

from
DICK PHILLIPS

(208) 376-4665



JOHNSON ENGINEERING

consultant
Roy B. Johnson, P.E., L.S.

208 • 323-7563

Fax: 323-9004

9225 Chinden Blvd., Suite J
Boise, Idaho 83714

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

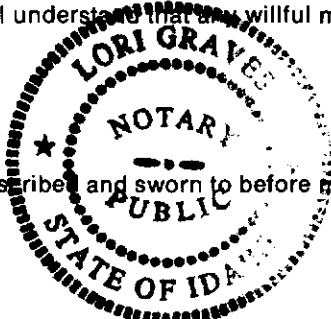
1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to _____
				to _____

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.

X  *Willie D. Dehner*
 (Signature of Applicant)
 Subscribed and sworn to before me this 24th day of June, 19 94.

Lori Grave
 (Notary Public)
 My commission expires 6/18/98

FOR DEPARTMENT USE ONLY

Transfer contains 10 pages and 4 attachments
 Received by SL Date 6/24/94 Protest filed by _____
 Prelim. check by _____ Fee \$50
 Receipted by SL Date 6/24/94 W017634
 Published in _____ Copies of protest forwarded by _____
 Pub. dates _____ Hearing held by _____ Date _____
 Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial
 _____ rec'd. _____ by *ADK*
 Copy of transfer sent to lien holder _____

NOV 8 1995

WARRANTY DEED

FOR VALUE RECEIVED, HILLSDALE FARMS, an Idaho general partnership, Grantor, does hereby grant, bargain, sell and convey unto WILLOWBROOK DEVELOPMENT, INC., Grantee, whose address is 210 Murray Street, Boise, Idaho 83714, that certain real property situate in Ada County more particularly described in Exhibit "A", attached hereto and made a part hereof, and which conveyance is subject to that certain Mortgage from Grantor to the Travelers Insurance Company, recorded on the 22nd day of August, 1979, as Instrument No. 7946481, and Modification thereof recorded as Instrument No. 8755226, Records of Ada County.

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

The said Grantor does hereby covenant to and with the said Grantee that they are owners in fee simple of said premises, and that they are free and clear of all encumbrances except as set forth herein, and that they will warrant and defend the same from all lawful claims whatsoever, subject, however, to easements, reservations, restrictions, assessments and encumbrances of record.

IN WITNESS WHEREOF, Grantor has hereinto executed this Warranty Deed this 14th day of May, 1993.

GRANTOR:

HILLSDALE FARMS,
an Idaho general partnership

By:

H. Dale Hobson

H. DALE HOBSON

General Partner

8338170

9338170

ADA COUNTY FIRST AMERICAN TITLE CO.

J. DAVID NAVARRO

RECORDER

BY

K. L. L. L.

WARRANTY DEED, p. 1

'93 MAY 20 PM 3 54

By: Norma Hobson
NORMA HOBSON,
General Partner

By: Russell A. Relyea
RUSSELL A. RELYEA,
General Partner

By: Maureen Relyea
MAUREEN RELYEA,
General Partner

By: Hazel N. Dixon P.R.
HAZEL N. DIXON, in her capacity
as Personal Representative of
the Estate of Henry R. Dixon,
General Partner

H. Dale Hobson
H. DALE HOBSON, Individually

Norma Hobson
NORMA HOBSON, Individually

Russell A. Relyea
RUSSELL A. RELYEA, Individually

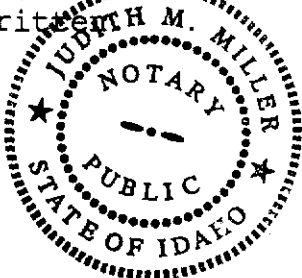
Maureen Relyea
MAUREEN RELYEA, Individually

Hazel N. Dixon
HAZEL N. DIXON, Individually, and
as Personal Representative of the
Estate of Henry R. Dixon

STATE OF IDAHO)
 ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared H. DALE HOBSON, known or identified to me to be the general partner of HILLSIDE FARMS, an Idaho general partnership, that executed the within instrument, or the person who executed the instrument on behalf of said partnership, and acknowledged to me that such partnership 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.

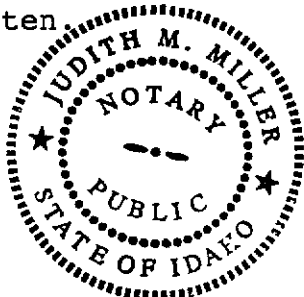


Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

STATE OF IDAHO)
 ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared NORMA HOBSON, known or identified to me to be the general partner of HILLSIDE FARMS, an Idaho general partnership, that executed the within instrument, or the person who executed the instrument on behalf of said partnership, and acknowledged to me that such partnership 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.

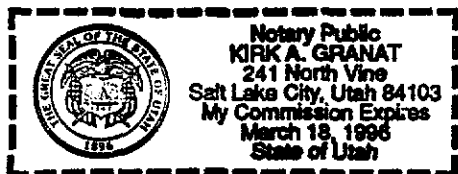


Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

STATE OF ~~IDAHO~~ ^{UTAH})
County of ~~Ada~~ ^{SALT LAKE})
SS.

On this 19 day of MAY, 1993, before me, the undersigned Notary Public in and for said State, personally appeared RUSSELL A. RELYEA, known or identified to me to be the general partner of HILLSIDE FARMS, an Idaho general partnership, that executed the within instrument, or the person who executed the instrument on behalf of said partnership, and acknowledged to me that such partnership 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.

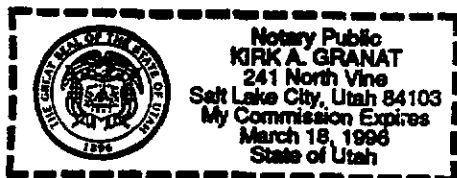


Kirk A. Granat
NOTARY PUBLIC, State of ~~Idaho~~ ^{UTAH}
Residing at Boise ^{SALT LAKE}
My Commission Expires: 3/18/96

STATE OF ~~IDAHO~~ ^{Utah})
County of ~~Ada~~ ^{Salt Lake})
SS.

On this 19 day of MAY, 1993, before me, the undersigned Notary Public in and for said State, personally appeared MAUREEN RELYEA, known or identified to me to be the general partner of HILLSIDE FARMS, an Idaho general partnership, that executed the within instrument, or the person who executed the instrument on behalf of said partnership, and acknowledged to me that such partnership 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.

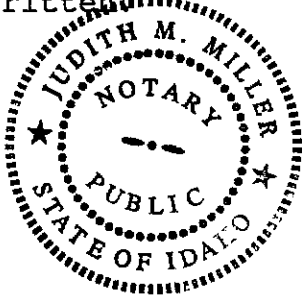


Kirk A. Granat
NOTARY PUBLIC, State of Idaho
Residing at Boise ^{Salt Lake}
My Commission Expires: 3/18/93

STATE OF IDAHO)
)
) ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared HAZEL N. DIXON, known or identified to me to be the general partner of HILLSIDE FARMS, an Idaho general partnership, that executed the within instrument, or the person who executed the instrument on behalf of said partnership, and acknowledged to me that such partnership 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.

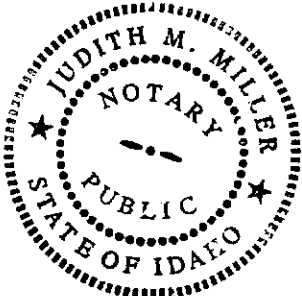


Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

STATE OF IDAHO)
)
) ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared H. DALE HOBSON, 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.

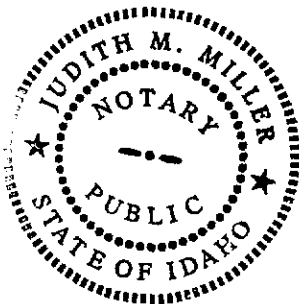


Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

STATE OF IDAHO)
)
 ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared NORMA HOBSON, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she 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.

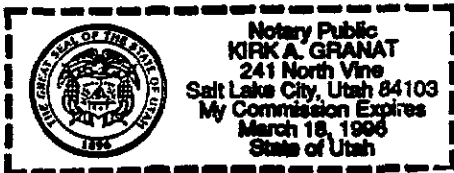


Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

STATE OF Utah)
)
 ss.
County of Salt Lake)
)

On this 19th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared RUSSELL A. RELYEA, 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.

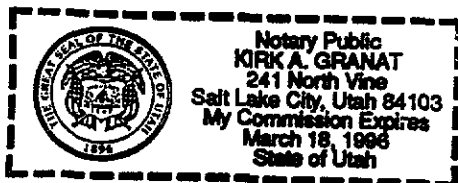


Kirk A. Granat
NOTARY PUBLIC, State of ~~Idaho~~ Utah
Residing at ~~Boise~~ Salt Lake
My Commission Expires: 3-18-96

Utah
STATE OF ~~IDAHO~~)
Salt Lake ss.
County of ~~Ada~~)

On this 19 day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared MAUREEN RELYEA, known or identified to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that she 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.

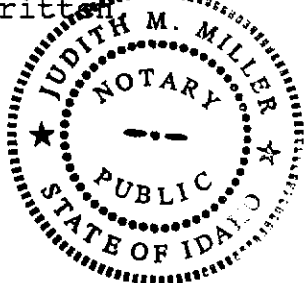


Kirk A. Granat
NOTARY PUBLIC, State of ~~Idaho~~
Residing at ~~Boise~~ Salt Lake
My Commission Expires: 3-18-96

STATE OF IDAHO)
ss.
County of Ada)

On this 17th day of May, 1993, before me, the undersigned Notary Public in and for said State, personally appeared HAZEL N. DIXON, known or identified to me to be the person whose name is subscribed to the foregoing instrument individually, and in her capacity as Personal Representative of the Estate of Henry R. Dixon, one of the partners in the partnership of HILLSDALE FARMS, who subscribed said partnership name to the foregoing instrument, and acknowledged to me that she executed the same as such Personal Representative.

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



Judith M. Miller
NOTARY PUBLIC, State of Idaho
Residing at Boise
My Commission Expires: 9-24-96

EXHIBIT A

ATTACHED TO WARRANTY DEED

PARCEL I

The Southeast quarter of the Southwest quarter AND the Southwest quarter of the Southeast quarter AND the Southeast quarter of the Southeast quarter all lying in Section 30, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

The Southwest quarter of the Southeast quarter AND the Northwest quarter of the Southeast quarter AND the Southwest quarter of the Northeast quarter AND the Southeast quarter of the Northeast quarter AND the Southwest quarter of the Southwest quarter all lying in Section 29, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

The West half of the Southwest quarter of the Northwest quarter AND the Northwest quarter of the Southwest quarter AND the Southwest quarter of the Southwest quarter all lying in Section 28, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

The Northwest quarter of the Northeast quarter and the North half of the Northwest quarter, all lying in Section 32, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

EXCEPT ditch and road rights-of-way.

PARCEL II

The Southwest quarter of the Northwest quarter AND the Southwest quarter of the Northeast quarter AND the Southeast quarter of the Northwest quarter AND The Southeast quarter of the Northeast quarter AND the Northeast quarter of the Southwest quarter AND the Northeast quarter of the Southeast quarter AND the Northwest quarter of the Southeast quarter of Section 30, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

The Southeast quarter of the Southwest quarter AND the Southeast quarter of the Northwest quarter AND the Southwest quarter of the Northwest quarter AND the Northwest quarter of the Southwest quarter AND the Northeast quarter of the Southwest quarter of Section 29, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho

EXCEPT ditch and road rights-of-way.

continued

1838

EXHIBIT A CONTINUED

TOGETHER WITH an easement right of way for road extending West from Highway 16 to property currently owned by HILLSDALE FARMS, more particularly described as follows:

The South 30 feet of the North 35 feet of the Northeast quarter of the Southwest quarter AND the Northwest quarter of the Southeast quarter, lying West of and adjacent to the West line of Highway 16 all in Section 28, Township 5 North, Range 1 West of the Boise Meridian, Ada County, Idaho.

PARCEL III

Government Lot 4 and the Southeast quarter of the Southwest quarter of Section 19, Township 5 North, Range 1 West, of the Boise Meridian, Ada County Idaho.

EXCEPT ditch and road rights of way.

PAID

NOV 10 1961

State of Idaho
License and Certificate of Water Right

Water License No. G-26365

Amount .82 c.f.s.

Water District No. _____

Priority May 21, 1956

THIS IS TO CERTIFY that LESLIE C. HUGHES
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated May 21, 1956; that Permit No. G-26365
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
o 1.89 second feet, was issued thereunder on July 29, 1964, showing that said works
were completed on the 11th day of October, 1963; and that on the 11th
day of October, 1963,

LESLIE C. HUGHES

of Boise, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of two wells
a tributary of subterranean flow, for the purpose of irrigation & domestic
under Use Permit No. G-26365 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 7903, on the 29 day of July, 1964;
The right hereby confirmed dates from May 21, 1956;

The Point of Diversion is located NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
in the $\frac{1}{4}$ $\frac{1}{4}$, Sec. 30, Tp. 5 N, R. 1 W., B. M. Ada County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed .82 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
5 N.	1 W.	30	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	10
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	25
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	<u>5</u>
			Total number of acres to be irrigated:		40

The right to the use of the water aforesaid hereby confirmed is restricted to the lands or place
of use herein described, as provided by the laws of Idaho.

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
29th day of July, 1964.

CARL E. TAPPAN
State Reclamation Engineer.

(SEAL)

63 2073

63-3079

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 34262
Permit No. G-26365
District No.

Mr. Leslie C. Hughes
1014 Howard Street
Boise, Idaho

1. Name of Applicant: **LESLIE C. HUGHES**
Postoffice address: 1014 Howard St., Boise County: Ada State: Idaho
2. Quantity of water claimed: 320 inches
(a) Rate of withdrawal in cubic feet per second. ~~6.4~~ or Idaho
Miners' inches 320 or gallons per minute.
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean flow from a well.
4. Location of point of diversion or well is in the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 30
Twp. 5 N. , Rge. 1 W. , B.M., County of ~~Canyon~~ Ada
5. Water is to be used for: Irrigation and Domestic
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Turbine pump and Ditches.
8. Estimated cost of works: \$ 6,500.
9. (a) Is reservoir to be used?
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None.
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) (cubic feet per second, inches or gallons per minute) is for new lands.

Twp.	Range	Sec.	NE ¹ / ₄	NW ¹ / ₄	SW ¹ / ₄	SE ¹ / ₄	Totals
			NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	NE ¹ / ₄ NW ¹ / ₄ SW ¹ / ₄ SE ¹ / ₄	
5 N.	1 W.	29 30		40 40	40 40 40	40 40	200 Ada 120 Canyon
Total number of acres to be irrigated- - - Application for Amendment To Permit to appropriate the Public Waters of the State of Idaho, No. G-26365							320
Comes now Leslie C. Hughes, and represents to the State Reclamation Engineer of the State of Idaho, That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-26365, and requests that the list of lands to be irrigated, as described in said permit be changed to read as follows: SE¹/₄NE¹/₄, NE¹/₄SW¹/₄, N¹/₂SE¹/₄ Section 30, Township 5 North, Range 1 West, The Quantity of water claimed is reduced to 3.2 cubic feet per second, making a total of 160 acres. That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change. Signed at Boise, Idaho, this 19th day of June, 1958 /s/ Leslie C. Hughes Date of receipt at office of Department of Reclamation June 19, 1958 APPROVAL OF STATE RECLAMATION ENGINEER I, E. N. Humphrey, Acting, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-26365. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby. /s/ E. N. Humphrey Deputy State Reclamation Engineer Approved and recorded: June 19, 1958.							

APPLICATION FOR AMENDMENT

POINT OF DIVERSION

PERMIT NO. G-26365

Comes now LESLIE C. HUGHES and represents to the State Reclamation Engineer of the State of Idaho

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-26365.

That the point of diversion is described in said Permit as being located: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 5 N., R. 1 W., B. M.

That he now requests that the point of diversion be changed to a point located: NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 5 N., R. 1 W., B. M.

That the reason for desiring to make such change is as follows: Well in NE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30 tested 1.74 c.f.s. and additional water is necessary.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 21st day of April, 1960.

s/ LESLIE C. HUGHES

Date of Receipt at Department of Reclamation: April 21, 1960.

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-26365. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ GEO. N. CARTER
State Reclamation Engineer

Recorded: April 26, 1960.

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-26365, in the name of Leslie C. Hughes, requires proofs of completion of works and beneficial use to be made on or before June 4, 1961; and,

WHEREAS, said Permit was issued in connection with a Homestead Entry Idaho Serial #09475; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Homestead Entry, which was not allowed until September 5, 1958;

NOW, THEREFORE, An Extension of Time is allowed for Completion of Works and Beneficial Use Proofs on Permit No. G-26365 to September 5, 1963, or the length of time applicant was prevented from proceeding pending allowance of his Homestead Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-26365.

Signed at Boise, Idaho, this 12th day of April, 1961.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

(SEAL)

Permit No. G-26365
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LESLIE C. HUGHES of Boise, County of Ada, and State of Idaho, the holder of Permit No. G-26365, issued upon Application No. G-34262, bearing date of priority of May 21, 1956, authorizing the diversion of 3.2 second feet of waters of two wells, County of Ada, State of Idaho, for irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.89 second feet of the waters of two wells, from subterranean flow; that the point of diversion of said waters NE $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 30, T. 5 N., R. 1 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

40 acres in N $\frac{1}{2}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 30, T. 5 N., R. 1 W. B. M.

Witness my hand this 29th day of July A. D., 1964

Proof of Completion of Works Made: October 11, 1963

s/ CARL E. TAPPAN
State Reclamation Engineer



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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

OCTOBER 2, 1995

WILLOWBROOK DEVELOPMENT INC
210 MURRAY ST
GARDEN CITY ID 83714

RE: Transfer of Water Right Nos. 63-03079/63-07131/63-08376

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4385). Please be sure to thoroughly review the "Conditions/Remarks:" as listed on the transfer.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

JJ:rl

Enclosure

MEMORANDUM

TO: FILE NOS. 63-03079, 63-07131 & 63-08376

FROM: PAM SKAGGS/^{PS}STATE OFFICE

SUBJECT: TRANSFER NO. 4385

DATE: September 26, 1995

=====

Transfer No. 4385 was filed to change and add points of diversion under Right Nos. 63-03079, 63-07131 and 63-08376. The transfer proposes to reflect the use of six (6) total points of diversion to serve these rights. The place of use under each right has not been changed, reviewed or recommended any differently than licensed. The place of use may still be modified following SRBA review, recommendations and final determination.

All six (6) points of diversion are existing wells. No surface rights overlap the place of use developed under these rights. The most junior license limits the combined use of these rights by limiting the diversion volume to 3,933 af for irrigation of 874 total acres per licensing field report.

Adjustments were made to allow standard season of use and volumes where possible. Volumes identified under Right No. 63-07131 for stockwater and domestic use were added to the corrected irrigation volume to equal a combined diversion volume of 1,880.0 afa.

Recommended conditions include future annual reporting, irrigation overlap, right-of-way, multiple points of diversion/measuring devices, combined limits, future modification to place of use per SRBA and standard transfer conditions.

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4385

Date Reviewed 09-25-95

38

Right(s) 63-03079

63-07131

63-08376

☒ Print Split Summary N/A ☒ Run POU Comparison Report
No Change in POU

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 J:Add P/D & Change P/U

Proof of Ownership NA P/D Change only

Warranty Deed from Hillsdale Farms to Willowbrook Development (5-14-93)

Transfer ☒ All of Right ☐ Portion of Right

Resulting Split(s) NONE

Check Transfer Against Right

Season/Vol. D/4.5

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

Drop DOM 63-03079

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

(11) NA Water District (12) Yes Pertinent Conditions (13) No Expansion

Combined rt. VOL limit.

(3) Allow standard season on 63-03079 + 63-08376 $VDR > VTR$ Original Season

(5) Assign standard VOL to 63-03079 $V \pm R = 180.0 \text{ afa}$
Limit to VDR (212 days) 63-07131 = 1875.4 afa $\rightarrow 3933.0 \text{ afa}$ Combined Limit IRR

Allow full licensed VOL/Vol 63-08376 = 2362.5 afa

(7) Change P/Ds on 63-03079 + Add P/Ds on other rts. - 6 Total on all rts.

(8) No Change to P/Ds - System & overlaps reviewed in SRBA

All existing wells - No Surface Water Overlaps

274 Acres $\times 4.5 = 3933 \text{ afa}$ limit on 63-08376

DP Fees Paid for 2 New Wells under Permit 63-12125/Receipt # C031345

Transfer Remarks P/U-SRBA review Combined IRR Limit STOCK/300 cattle/4.0 afa
2 P/Ds NISSW, Sec 28 WB4 DOW/1 Home (Internal) 63-07131
Conditions 023, B32, T04, T07, T08, T09, T17

Database/Processing Notes pa 10/3/95

* Special Edit Subtotal + Total lines - Separate P/Ds each rt. on approval
VOL total $3933 + 4.6 = 3937.6 \text{ afa}$ Edit Single Remarks on 63-03079

WR Reports File

Transfer Memo Complete ☒

WR0749NP
No. T63-03079

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/26/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLOWBROOK DEVELOPMENT INC 210 MURRAY ST GARDEN CITY ID 83714 (208) 376-4665	05/21/1956	IRRIGATION	03-15 11-15	0.820 CFS	180.00 AFA
TOTAL DIVERSION:					0.820 CFS	180.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T05N R01W S28 S29	SWNW SENE	NWSW SWNW	SENE	ADA County ADA County
------------------------	----------------------	--------------	--------------	------	--------------------------

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	:	SUM
05N	01W	30	:														40.0
TOTAL ACRES																	40.0

Pou County: ADA

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

63-07131 63-08376 63-12125 T63-07131 T63-08376 T63-08376A T63-08376B

Other Water Rights Listing Overlapping Place(s) of use:

63-03079 63-07131 63-08376 T63-07131 T63-08376 T63-08376A T63-08376B

Conditions of Approval:

- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the department.
- 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.
- T04 - Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 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.
- T17 - 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.

Remarks: The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.28 cfs, nor total combined annual volume of 3937.6 af. The place of use for irrigation under Right Nos. 63-03079, 63-07131 and 63-08376 is subject to modification according to the final recommendation and determination by the Snake River Basin Adjudication. Right Nos. 63-03079, 63-07131 and 63-08376 when combined shall not exceed a total annual diversion volume of 3,933. ~~total acres at~~ for irrigation, nor exceed combined irrigation of 874.0 acres per per year. ~~Right No. 63-07131 includes stockwater use for 300 cattle and internal domestic use for 1 home.~~

Delete when approved

Two points of diversion are located within NWSW, S28, T05N, R01W.

Dates: App. Received: Priority Date: 05/21/1956
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/12/1994 User-ID: CHODGES Subject: TRANSFER NO. 4385
Filed 6/24/94 to add 2 wells to an integrated existing system (4 wells) to serve 3 licenses with a total of 6 P/D's. Also codifies change in P/D for 63-3079 which occurred prior to 1987. Filed concurrently with application 63-12125 for internal domestic use for 53 homes plus additional 3 acres irrigation. Domestic use will utilize only the two newest wells. Place of use has not been evaluated or changed & is subject to SRBA.

Audit: 07/12/94 CHODGES 09/26/95 PSKAGGS

WR0749NP
No. T63-07131

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/26/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLOWBROOK DEVELOPMENT INC 210 MURRAY ST GARDEN CITY ID 83714 (208) 376-4665	01/13/1969	IRRIGATION STOCKWATER DOMESTIC	04-01 10-30 01-01 12-31 01-01 12-31	4.460 CFS 0.020 CFS 0.020 CFS	1875.40 AFA 4.00 AFA 0.60 AFA
TOTAL DIVERSION:					4.460 CFS	1880.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T05N R01W S28 S29 SWNW SENE NWSW SWNW SENW ADA County ADA County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE																	
T	R	S		NENE	NWNE	SWNE	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	Lt	Ac	Lt	Ac	:				
05N	01W	28	:					:			40		:			20		:						:	60.0				
05N	01W	29	:			40	35	:			30	30	:	40	40			:		40				:	255.0				
05N	01W	30	:			05	25	:					:	35			40	:	30	40	40	30		:	245.0				
																							TOTAL ACRES					560.0	

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

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE														
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:			
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	
05N	01W	30	:					:					:					:		D				:		

Pou County: ADA

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

63-07131 63-08376 63-12125 163-03079 T63-08376 T63-08376A T63-08376B

Other Water Rights Listing Overlapping Place(s) of use:

63-03079 63-07131 63-08376 T63-03079 T63-08376 T63-08376A T63-08376B

Conditions of Approval:

- 028 - After specific notification by the department, the right holder
- shall annually report the amount of water diverted to the
- department.
- 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.
- T04 - Approval of this transfer in no way grants any right-of-way or
- easement for use of a delivery system owned by person(s) other
- than the right owner.

Conditions of Approval:

- T07 - The change authorized by this transfer shall be accomplished
 - within one (1) year of the date of this approval.
- 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.
- T17 - 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.

Remarks: The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.28 cfs, nor total combined annual volume of 3937.6 af. The place of use for irrigation under Right Nos. 63-03079, 63-07131 and 63-08376 is subject to modification according to the final recommendation and determination by the Snake River Basin Adjudication. Right Nos. 63-03079, 63-07131 and 63-08376 when combined shall not exceed a total annual diversion volume of 3,933.0 af for irrigation, nor exceed combined irrigation of 874.0 total acres per year. Right No. 63-07131 includes stockwater use for 300 cattle and internal domestic use for 1 home. Two points of diversion are located within NWSW, S28, T05N, R01W.

Dates: App. Received: Priority Date: 01/13/1969
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/25/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 07/12/1994 User-ID: CHODGES Subject: TRANSFER NO. 4385
Filed 6/24/94 to add 2 wells to an integrated existing system (4 wells) to serve 3 licenses with a total of 6 P/D's. Also codifies change in P/D for 63-3079 which occurred prior to 1987. Filed concurrently with application 63-12125 for internal domestic use for 53 homes plus additional 3 acres irrigation. Domestic use will utilize only the two newest wells. Place of use has not been evaluated or changed & is subject to SRBA.

Audit: 07/12/94 CHODGES 09/26/95 PSKAGGS

WR0749NP
No. T63-08376

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 09/26/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WILLOWBROOK DEVELOPMENT INC 210 MURRAY ST GARDEN CITY ID 83714 (208) 376-4665	10/12/1976	IRRIGATION	03-15 11-15	7.000 CFS	2362.50 AFA
TOTAL DIVERSION:					7.000 CFS	2362.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:	T05N R01W S28 S29	SWNW SENE	NWSW SWNW	SENE	ADA County ADA County
------------------------	----------------------	--------------	--------------	------	--------------------------

Place of use Legal Description for: IRRIGATION

NE										NW										SW										SE																															
T	R	S	NENE		NWNE		SWNE		SENE	:	NENW		NWNW		SWNW		SENE	:	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	:	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	:																											
05N	01W	28	:						:											:			35	40	:								:	75.0																											
05N	01W	29	:					39	:					33	:					:			40	40	:			40					:	192.0																											
05N	01W	30	:					25	:						:	35				:	38				:					40			:	138.0																											
05N	01W	32	:			40	:		:			40	40	:					:					:									:	120.0																											
																												TOTAL ACRES																																	525.0

Pou County: ADA

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

63-07131 63-08376 63-12125 T63-03079 T63-07131 T63-08376A T63-08376B

Other Water Rights Listing Overlapping Place(s) of use:

63-03079 63-07131 63-08376 T63-03079 T63-07131 T63-08376A T63-08376B

Conditions of Approval:

- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- 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.
- T04 - Approval of this transfer in no way grants any right-of-way or
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 - within one (1) year of the date of this approval.
- 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.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department

Conditions of Approval:

- from all authorized points of diversion which will allow
- determination of the total rate of diversion.

Remarks: The total instantaneous diversion of water from all points of diversion under Transfer No. 4385 shall not exceed 12.28 cfs, nor total combined annual volume of 3937.6 af. The place of use for irrigation under Right Nos. 63-03079, 63-07131 and 63-08376 is subject to modification according to the final recommendation and determination by the Snake River Basin Adjudication. Right Nos. 63-03079, 63-07131 and 63-08376 when combined shall not exceed a total annual diversion volume of 3,933.0 af for irrigation, nor exceed combined irrigation of 874.0 total acres per year. Two points of diversion are located within NWSW, S28, T05N, R01W.

Dates: App. Received: 10/12/1976 Priority Date: 10/12/1976
Proof Due Date: 01/01/1980 Proof Made Date: 12/12/1979
Exam Made Date: 07/14/1981 Exam Sent to S.O.:
Licensed Date: 01/09/1990

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

Comments: Date: 07/12/1994 User-ID: CHODGES Subject: TRANSFER NO. 4385
Filed 6/24/94 to add 2 wells to an integrated existing system (4 wells) to serve 3 licenses with a total of 6 P/D's. Also codifies change in P/D for 63-3079 which occurred prior to 1987. Filed concurrently with application 63-12125 for internal domestic use for 53 homes plus additional 3 acres irrigation. Domestic use will utilize only the two newest wells. Place of use has not been evaluated or changed & is subject to SRBA.

Audit: 07/12/94 CHODGES 09/26/95 PSKAGGS

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '**' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE		NW		SW		SE		NE		NW		SW		SE		NE		NW		SW		SE		SUM				
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac					
T05N R01W S 28																														
A6300120G	BOISE RIVE :																3							3	22	:	28			
A6300123C	BOISE RIVE :																3							3	22	:	28			
A6300124Q	BOISE RIVE :																3							3	22	:	28			
A6300125J	BOISE RIVE :																3							3	22	:	28			
A6300126F	BOISE RIVE :																3							3	22	:	28			
A6300164E	BOISE RIVE :																3							3	22	:	28			
A6300165M	BOISE RIVE :																3							3	22	:	28			
A6300198AG	BOISE RIVE :																3							3	22	:	28			
A6300248	BOISE RIVE :																3							3	22	:	28			
A6300297	BOISE RIVE :																3							3	22	:	28			
6302406	WASTE WATE :																2							3	22	:	27			
A6302406	WASTE WATE :																2							3	22	:	27			
6307131	GROUNDWATE :									40					20												60			
A6307131	GROUNDWATE :									40					40												80			
T6307131	GROUNDWATE :									40					20												60			
6308376	GROUNDWATE :														35	40											75			
A6308376	GROUNDWATE :														35	40											75			
T6308376	GROUNDWATE :														35	40											75			
T6308376A	GROUNDWATE :														35	40											75			
T6308376B	GROUNDWATE :														35	40											75			
6310669	GROUNDWATE :														35	40											75			
A6321729	UNNAMED DR :																								3	22	:	28		
A6321730	UNNAMED DR :																								3	22	:	28		
--86 MAP--	C1Q-X 7 :									9		37		1											2		8	38	:	146

T05N R01W S 29

6307131	GROUNDWATE :			40	35			30	30		40	40				40		255
A6307131	GROUNDWATE :			40	40			10	10		40	40				40		220
T6307131	GROUNDWATE :			40	35			30	30		40	40				40		255
6308376	GROUNDWATE :				39				33			40	40			40		192
A6308376	GROUNDWATE :				39				33			40	40			40		192
T6308376	GROUNDWATE :				39				33			40	40			40		192
T6308376A	GROUNDWATE :				39				33			40	40			40		192
T6308376B	GROUNDWATE :				39				33			40	40			40		192
--86 MAP--	C1Q-X 7 :	5	7	41	37	4		32	36	37	41	37	39	9	34	37	4	400

T05N R01W S 30

63001238	BOISE RIVE :																	
6303079	GROUNDWATE :									5						10	25	40

No Surface Water Overlaps on the GW Rights.

(WATER RIGHT NUMBERS THAT BEGIN WITH AN '*' ARE ADJUDICATION CLAIMS)
(QUARTER-QUARTERS WITH A '?' HAVE DIFFERENT ACREAGE AMOUNTS--CHECK THE DATA BASE RECORDS)

WR-NUMBER	SOURCE	NE				NW				SW				SE				SUM
		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
A6303079	GROUNDWATE :									5						10	25	40
T6303079	GROUNDWATE :									5						10	25	40
6303365	GROUNDWATE :											3						3
6307056	GROUNDWATE :										11	33						44
A6307056B	GROUNDWATE :										11	33						44
6307131	GROUNDWATE :			5	25					35				40	30	40	40	245
A6307131	GROUNDWATE :									35				40	30	40	40	225
T6307131	GROUNDWATE :			5	25					35				40	30	40	40	245
6308376	GROUNDWATE :									35						38	40	138
A6308376	GROUNDWATE :									35						38	40	138
T6308376	GROUNDWATE :									35						38	40	138
T6308376A	GROUNDWATE :									35						38	40	138
T6308376B	GROUNDWATE :									35						38	40	138
6308415	GROUNDWATE :										40	40						80
L6308415	GROUNDWATE :										03-10	04-33						43
--86 MAP--	C1Q-X 6 :				11	31			2		41			39	38	37	34	271
NO QTRS	MAPPING	Lot03-19				Lot04-33												

T05N R01W S 32

A6300120G	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300123C	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300124Q	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300125J	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300126F	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300164E	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300165M	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300198AG	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
6300198G	BOISE RIVE :													40		40
6300198K	BOISE RIVE :													40	40	120
A6300248	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
A6300297	BOISE RIVE :		10	14			1	32	7	38	38	40	40	39	39	298
6302406	WASTE WATE :		8	12				29	9	40	39	40	29	38	39	283
A6302406	WASTE WATE :		8	12				29	9	40	39	40	29	38	39	283
6308376	GROUNDWATE :		40			40	40									120
A6308376	GROUNDWATE :		40			40	40									120
T6308376	GROUNDWATE :		40			40	40									120
T6308376A	GROUNDWATE :		40			40	40									120
T6308376B	GROUNDWATE :		40			40	40									120
A6321729	UNNAMED DR :			10	14		1	32	7	38	38	40	40	39	39	298
A6321730	UNNAMED DR :			10	14		1	32	7	38	38	40	40	39	39	298
--86 MAP--	C1Q-X 7 :		38	15	22	40	26	1	14	36	14	37	39	39	39	438

LAND LIST ATTACHMENT

Description and location of place of use:

[illegible]

6303079

Total number of acres irrigated $874 \times 4.5 = 3933$

65-53244

T# 4385

C031345

9/23/1994

WILLOWBROOK DEVELOPMENT

WR# 63-12125

D.P. # 63-94-C-0893-000	54104	229 21 1205	200.00
D.P. # 63-94-C-0894-000	54104	229 21 1205	200.00

CHECK

03807

\$

400.00

Region: STATE

Signature: _____

T#4285

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 09/25/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

63-03079

HUGHES , LESLIE C.

0.82

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 09/25/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

63-07131

HILLS DALE FARMS

4.46

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 09/25/95
PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

63-08376

HILLSDALE FARMS
TRAVELERS INSURANCE CO. , THE

7.00



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

September 4, 1994

Willowbrook Development Inc.
210 Murray Street
Garden City, Id
83714

RE: Application for Permit No. 63-12125 and Application for Transfer No. 4385

Dear Sir

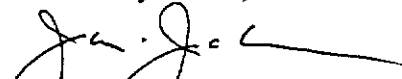
I am in the processing of reviewing the above referenced documents for approvals.

I cannot find a map showing Hillsdale Estates Subdivision No. 1 in the file. Without this map I cannot confirm the amount of irrigation occurring in each lot. Your application identifies 53 lots, I assume these lots are all located within Hillsdale Estates Subdivision No. 1. If they are not, be sure to include a subdivision plot showing the lots.

Hopefully, with the receipt of the maps I will have all of the information needed to approve the applications. Please respond this request as soon as possible so I can continue with the review.

If you have any questions please let me know.

Sincerely Yours,


Jim Johnson, Manager
Water Permits Section

9-21-95

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

INITIAL REVIEW BY: CyuAPPLICANT Willowbrook

1. Right number # 63-3079, 7131, 8376
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change of point of diversion ☒ Add diversion point(s) ☐ Change of place of use
☐ Change nature of use ☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim attached.
 - 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.
 - h. ☒ Check for expansion in use of right. Comments Plu did not change. A portion of irrigation will likely be forfeited after subdivision under 63-12125 (internal dam 53 homes)
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) above, also new ap 63-12125 proposes same new P/D's
 - j. ☒ SRBA claim. Comments Ap 3-7131⁸³⁷⁶ already previously modified to show integration of 4 wells. Claims match. Ap 3-3079 filed to show an accomplished change to these 4 wells.
 - k. ☐ Is use within Water District? ☐ Yes ☒ No
 - l. If yes, what district? _____ Comment letter sent ☐ Yes ☐ No

Sent to Sue Sent to S.O. ✓

FINAL PROCESSING REVIEW BY: DW

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 DW Date 8/19/1994

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

\$115.50

Account Number 04762800		Identification NOTICE OF PROPOSED CHANGE OF WATER RIGHT NOS. 63-03079, 63-07131, 63-08376	
Ordered By Sue Taylor	P.O. Number	Rate TT	Run Dates July 21 & 28, 1994
STATE OF IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 8064

April 4, 1981, in Boise

union, two children of Wray Benedict, 63-08376
Patricia Mary Grace Development, Inc. of Garden
three. Linda was of Water Resources to change
want to section 42-222 of Idaho

LINDA PORTER

, 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 ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of JULY 21, 19 94

and ending with the issue of JULY 28, 19 94

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 28th day of JULY in the year of 1994, before me, a Notary Public, personally appeared LINDA PORTER, 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.

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 11-27-99

RECEIVED

JUL 29 1994

WATER RESOURCES
WESTERN REGION

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NOS. 63-03079, 63-07131, 63-08376

Notice is hereby given that Willowbrook Development, Inc. of Garden City, 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 RIGHTS AS RECORDED

Water Right No.	63-03079	63-07131	63-08376
Basis	License	License	License
Date of Priority	5/21/56	1/13/69	10/12/76
Source	Ground Water	Ground Water	Ground Water
Amount	0.82 cfs	4.46 cfs	7.00 cfs
Use	Irrigation	Irrigation	Irrigation
Point of Div	NESE, NWSE S30 T05N R01W	NWSW S28 (2pts), SWNW, SENW S29 T05N R01W	See 63-07131
Place of Use	40 ac in S30 T05N R01W	560 ac in Secs 28, 29 and 30 T05N R01W	525 ac in Secs 28, 29, 30, 32 T05N R01W

WATER RIGHTS AS CLAIMED IN SNAKE RIVER BASIN ADJUDICATION (if different)

Claim No.	A63-03079	A63-07131	A63-08376
Point of Div	NWNWSW S28, SESWNW, SWSE S29, T05N R01W	No change	No change

THE FOLLOWING PORTION OF THE ABOVE WATER RIGHTS TO BE CHANGED AS FOLLOWS
PURSUANT TO TRANSFER NO. 4385

Point of Div	SWNW S28	new well
(all rights)	NWSW S28	2 pts, existing
	SENE S29	new well
	SWNW S29	existing well
	SENE S29	existing well

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, together with a protest fee of \$25.00, on or before August 8, 1994. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson
Director

Published in the Idaho Statesman on July 21 and 28, 1994.

July 29, 1964

Re: Permit No. G-26365

Mr. Leslie C. Hughes
Star Route
Eagle, Idaho

Dear Mr. Hughes:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on the
above numbered permit.

Also enclosed is departmental receipt No. G-8742
in the amount of \$11.00 covering fees.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

26365

State of Idaho

DEPARTMENT OF RECLAMATION

Boise, Idaho

July 20, 1964

Re: Permit No. G-26365

Mrs. Leslie Hughes
Star Route
Eagle, Idaho

Dear Mrs. Hughes:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-26365 shows the well^s is (are) capable of conveying 4.5 miner's inches, or 1.5 c.f.s. of water for the irrigation of 40 acres.

Upon receipt of the statutory fees, totaling \$ 11.00 , which consists of a Completion of Works fee of \$ ----- and License and Certificate of Water Right fee of \$ ----- - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of May 21, 1956 to the use of 0.82 second feet of subterranean water with the point of diversion in the NE1/4, NW1/4, Sec. 30 for domestic use and irrigation of 40 acres in the NE1/4, NW1/4, Sec. 30, T. 5 N., R. 1 W., B.M.

Very truly yours,

CARL E. TAPPAN
State Reclamation Engineer
By

(Mrs.) Edna P. Rule
Chief Clerk

EPR:mr

J26365

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

Permit No. G-26365This proof is for Completion of Works and Beneficial Use In Water District No. _____1. Name of applicant Leslie C. Hughes2. Source of water supply: wells3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 30T. 5 N R. 1 W County of Ada4. Describe works as they exist, giving dimensions and capacities of same: #1 50 H.P. Hollow shaft

Motor # 3518266 Berkeley pump # 146593 8" x 180' column 12" x 332'
Casing h: 114' D.O. 42' Well depth 332' 8" x 12' discharge pipe into
wooden trough 1' x 1' x 20' into open ditch #2 12 H.P. Submersible pump # ? 100 gallon
tank @ 60' 4" x 150' column 6" x ? Casing h: 140' well depth 225'
2" x 500' mainline to house and garden and lawn

5. Water is used for: Irrigation and domestic6. 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):

SE $\frac{1}{4}$ NE $\frac{1}{4}$ NE $\frac{1}{4}$ SW $\frac{1}{4}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 30, T. 5 N., R. 1 W., B.M.

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

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

Remarks: Mrs Betty Gordon (daughter) participated in the examination

Measurement was made with Cippolletti weir
.43 over 2' weir or 94 1/2 inches

This examination was made on the 16th day of July, 1964(Signed) How Hebel Examiner.

G26365

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.

RECEIVED
JUL 17 1964

Department of Reclamation

Mrs. Leslie Hughes
Star Route
Eagle, Idaho
Permit No. G-26365

Examination for Completion of Works & Beneficial Use

County Ada

Sec. 30 T. 5N R. 1W

Quantity: 3.2

Source: Wells

P.D.: NESW, NWSE, 30-5N-1W

Use: Irrigation + Domestic

Filed: 5-21-56

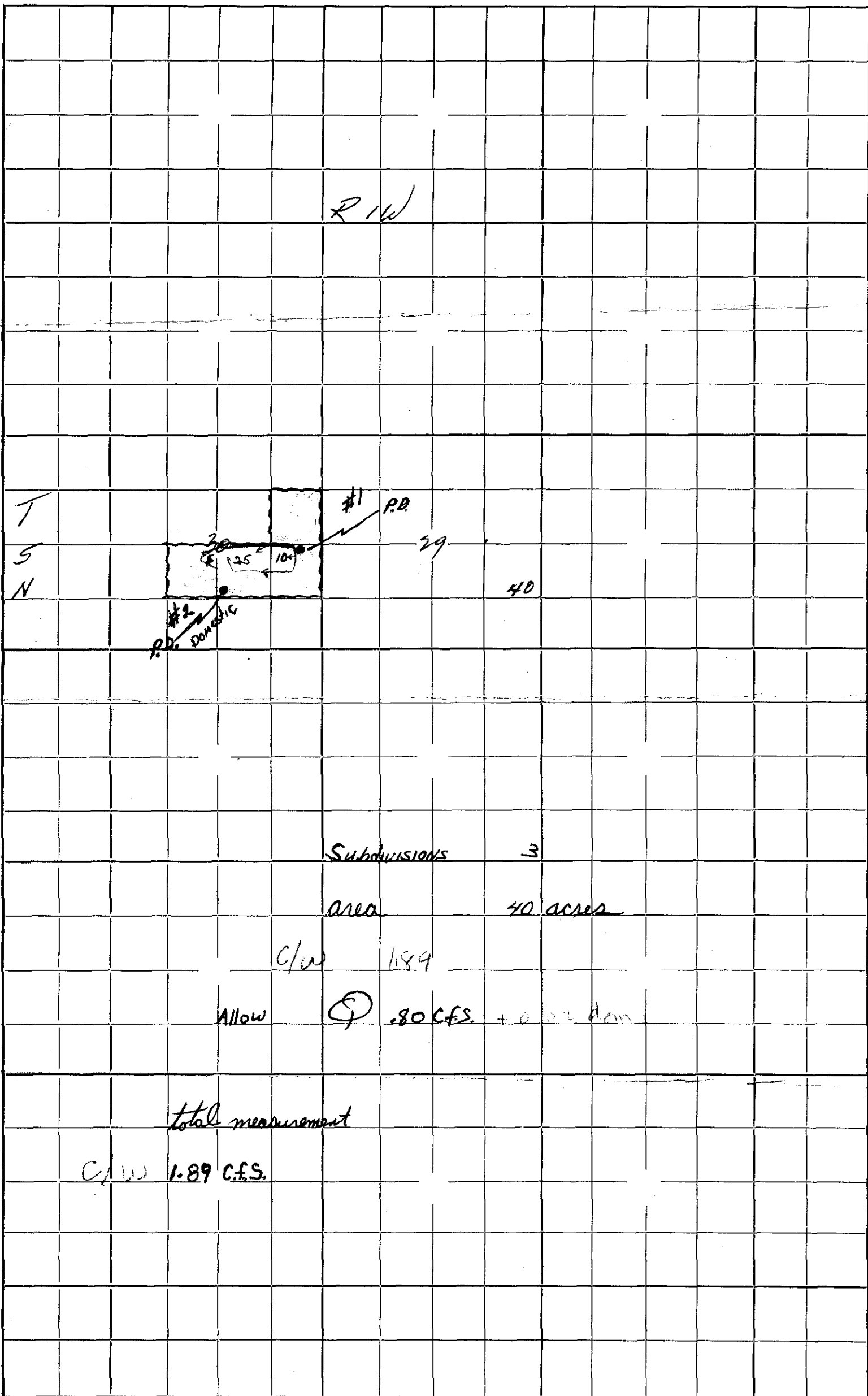
Due: 6-4-61

Extension: 9-5-63

Completion of Works: —

Other Rights: None

Drillers -
#1 Russell Cove
#2 Jess Doby



Subdivisions

3

area

40 acres

C/W

1.89

Allow

⊙

.80 CFS

+ 0.09 dom

total measurement

C/W 1.89 CFS.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-26365

REPORT ON PROOF OF Completion of Works and Beneficial Use
Mrs. Leslie Hughes
Star Route
Eagle, Idaho

1M April 1962

XXXXXXXXXX

November 1, 1963

Re: Permit No.

G-26365

Mrs. Leslie Hughes
Star Route
Eagle, Idaho

Dear Mrs. Hughes:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Meridian-Times News, all submitted in proof of completion of works and beneficial use on Permit No. G-26365.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours,

CARL E. TAPPAN

~~EDNA P. RULE~~

State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR: mx

26365

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-26365

Proof of Application of Water to Beneficial Use and Completion of Works

Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. Mrs. Leslie Hughes, Farmer, Star Rt, Eagle, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. _____

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. G-26365 April 26, 1960 5-21-56 Sept 5, 1963

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. 12" well drilled 332 ft., static level 114 ft. NE 1/4 SE 1/4 NW 1/4 SE 1/4
Sec. 30 T5N R1W BM

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. 332 ft., 12", static level 114' 784 G.P.M. with 42 ft. of
draw down, pump capacity 850 G.P.M. at 180 ft. head

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. Irrigation, 160 acre farm, actual irrigation on 80 acres.
80 acres cultivated, 80 acres rangeland, improvements through
use is raising of crops.

Approx. 6 A in SE NE; 35 A in NE SE; 18 A in NW SE;
2 A in NE SW

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Russell Cowe, 1514 Leaville, Boise, Idaho
Reg. No.

G26365

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. _____

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans. _____

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. _____

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. New - tested 9/27/63

Pump was installed 9/5/63

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. _____

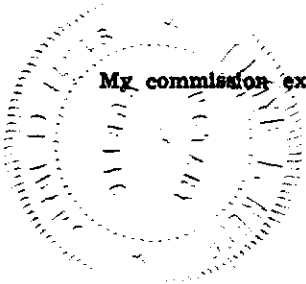
(Sign) Mrs Leslie C Hughes.

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Engle, County of Ada,

State of Idaho, on this 11th day of October, A. D. 1963.

Lloyd L. Jeff

My commission expires Apr. 12, 1965



26365

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G 26365

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Nell L. Patton, 37, 3812 North Ave, Boise, Idaho.

Ques. 2. Are you acquainted with yes, the holder of
Permit No. G 26365? How long have you known him and where does he reside:

10 yrs, 2400 RT, Eagle, Idaho

Ques. 3. Have you read or heard said Permit No. G 26365 read, and are you familiar
with its provisions and conditions: Yes: yes No: _____

Ques. 4. State source of water supply: 12" well

State place of diversion: NE 1/4 SE 1/4, NW 1/4 SE 1/4 Sec 30 T5N R1W BM

Describe works for conveying water to place of use: pump to laterals

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: over 3 How much water have you seen being so
conveyed: over 3

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

80 acres, located in NE 1/4 SE 1/4 NW 1/4 SE 1/4 Sec 30 T5N R1W BM

G26365

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Hardy Loomis, 2 cfs

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Sept. 27, 1963

Other times you have seen such use: _____

(Signed)

Will L. Pattan

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Eagle

_____, County of Ada, State of Idaho, on this 11th day of October,

A. D., 1963.

Lloyd L. Huff

Notary Public for State of Idaho

Residing: Eagle, Idaho

My commission expires: Apr. 12, 1965

826365

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. 626365

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

John Calderon, 22, Box 3, Riggins, Idaho

Ques. 2. Are you acquainted with Mrs. Leslie C. Hughes, the holder of Permit No. 626365? How long have you known him and where does he reside:

8 yrs, Star Rt., Eagle, Idaho

Ques. 3. Have you read or heard said Permit No. 626365 read, and are you familiar with its provisions and conditions: Yes: yes No: _____

Ques. 4. State source of water supply: 12" well

State place of diversion: NE 1/4 SE 1/4, NW 1/4 SE 1/4 Sec 30 T5N R1W B1M

Describe works for conveying water to place of use: pump to lateral

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use: 3 to 4 How much water have you seen being so conveyed: 3 to 4

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving full legal description:

8 acres located in NE 1/4 SE 1/4 NW 1/4 SE 1/4 Sec 30 T5N R1W B1M

626365

Ques. 7. If for power or other purposes than irrigation, state how water has been used.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Sandy Frame, 2 CFS

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No

Ques. 10. When did you first see this water used: Sept. 16, 1963

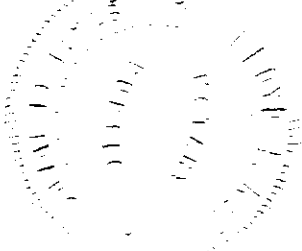
Other times you have seen such use: _____

(Signed)

John Callender

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Eagle

_____, County of Ada, State of Idaho, on this 11th day of October, A. D., 1963.



Lloyd F. Jeff
Notary Public for State of Idaho

Residing: Eagle, Idaho

My commission expires: Apr. 12, 1965

826365

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE
Notice is hereby given that at 10 o'clock a.m., on the 11th day of October, 1963, before Lloyd Neff, Notary Public, at (address) Eagle, Idaho, was submitted of the completed works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application of said water to beneficial use of said water, in accordance with the terms and conditions of Permit No. G26365 heretofore issued by the Department of Reclamation of the State of Idaho.
The name and postoffice address of the person or corporation holding said permit is Leslie C. Hughes, S. Eagle, Idaho.
Said works of diversion will be completed on the date set for completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.
The use to which said water is applied is irrigation and domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.
The point of diversion of said water is NE 1/4 SE 1/4 and NW 1/4 SE 1/4 S. 30, Twp. 5 N., Rge. 1 W. B.M.
The place where said water is applied is SE 1/4 NE 1/4, NE 1/4 SW 1/4, S. 30, Twp. 5 N., Rge. 1 W. B.M.
The date of priority which said water is prepared to establish is July 1, 1963.
CARL E. TAPPAN
State Reclamation Engineer
Sept. 5, 1963

G26365

PROOF OF PUBLICATION

State of Idaho, }
County of Ada } ss.

I, Donna Hawkins, being first duly sworn, depose and say, that I am over twenty-one years of age, and Chief Clerk of MERIDIAN NEWS-TIMES, a weekly newspaper of general circulation, published at Meridian, County of Ada, State of Idaho, and that the annexed notice was published in said paper once each week for 7 consecutive weeks, the first publication being on the 5th day of Sept, 1963, and the last publication being on the 21st day of September, 1963.

That said notice was published in the newspaper proper and not in a supplement. That said newspaper had been continuously and uninterruptedly published in said county for a period of 78 consecutive weeks prior to the first publication of this notice, and is a newspaper within the meaning of the Idaho statutes.

Donna L. Hawkins
Chief Clerk

Subscribed and sworn to before me this 21st day of September, 1963

B. J. Marks
Notary Public in and for Idaho

Residence or Postoffice Address Meridian, Idaho



October 14, 1963

Re: Permit No. G-26365

Mrs. Leslie Hughes
Star Route
Eagle, Idaho

Dear Mrs. Hughes:

Returned herewith are depositions of holder and two witnesses to the affidavit of publication.

You and both witnesses show two points of diversion however other information indicates only one well. You do not show location of the land being irrigated.

Kindly complete your deposition by showing the location of your well or wells and legal description of the land being irrigated.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

Enc. depositions

26365

September 4, 1963

Re: Permit No. G-26365

Mr. Leslie C. Hughes,
Star Route,
Eagle, Idaho.

Dear Mr. Hughes:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-26365. The proofs are to be made at 10:00 o'clock A.M., on the 11th day of October, 1963, before Lloyd Hef, Eagle, Idaho, Notary Public.

As of this date we have mailed the Notice to the Meridian News Times Meridian, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

~~OF EAGLE, IDAHO~~
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

826365

Re: Permit No. G-26365

Date: September 4, 1963

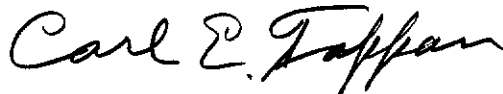
Meridian News Times,
Meridian, Idaho.

Gentlemen:

Enclosed you will find Notice for Publication, once a week for four consecutive weeks prior to October 11, 1963 the date set for proof; the expense of the publication is to be paid by the applicant Leslie C. Hughes of Star Rte., Eagle, Idaho to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,



CARL E. TAPPAN
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

CET:pmk

D26365

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) September 4, 1963
(P. O.) Box Star Rte, Eagle, Idaho

TO THE STATE RECLAMATION ENGINEER

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published
at my expense in the Meridian News-Times of
Meridian, Idaho published in the
county in which the works are situated.

x P. Leslie C. Hughes.

(In case of canals or other works designed to divert and
carry more than 50 cubic feet of water per second, the following certificate
must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the
attached notice are true.

Engineer

26365

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 A. M., on the 17th day of October, 1963, at Eagle, County of Ada, State of Idaho, before Lloyd M. [unclear], Notary Public, at (address) Eagle, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. 426365, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Leslie C. Hughes, Star, Rte. Eagle, Idaho

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation & domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is NE 1/4 Sec. 30, Twp. 5N, Rge. 1W, B. 7N.

5. The place where said water is used is SE 1/4 NE 1/4, NE 1/4 Sec. 30, Twp. 5N, Rge. 1W, B. 7N.

6. The date of priority which said user is prepared to establish is May 21, 1956

CARL E. TAPRAN

State Reclamation Engineer

826365

B

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

June 28, 1963

Re: Permit No. G- 26365

Leslie C. Hughes
1014 Howard St.
Boise, Idaho

Dear Mr. Hughes:

The date for proofs of Completion of Works and Application of water to beneficial use, as set out under terms of Permit No. G-26365 are due not later than Sept. 5, 1963

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list, which has been recorded in this department. If changes have been made and no amendments are on record, we advise you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least FORTY (40) DAYS BEFORE THE MENTIONED DATE, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point, or points, of diversion; and the location of use or the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with two Forms 36,

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named, and before the notary public, as advertised in the publication notice.

Very truly yours,

CARL F. TAPPAN, Acting

State Reclamation Engineer

Enclosures Form 36 - 11

26365

April 12, 1961

Re: Permit No. G-26365

Leslie C. Hughes
Star Route
Eagle, Idaho

Dear Mr. Hughes:

We enclose an Extension of Time on your Permit No. G-26365 to September 5, 1963, in connection with Homestead Entry No. 09475.

A copy of this extension has been mailed to the U. S. Bureau of Land Management as per attached copy of letter.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. extension

826365

April 12, 1961

Re: Permit No. G-26365
Leslie C. Hughes

U. S. Bureau of Land Management
P. O. Box 2237
Boise, Idaho

Gentlemen:

We enclose an Extension of Time on Permit No. G-26365,
in the name of Leslie C. Hughes, to September 5, 1963. This is
in connection with Homestead Entry No. 09475.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. copy extension

cc: Leslie C. Hughes
Star Route
Eagle, Idaho

26365

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

WHEREAS, Permit No. G-26365, in the name of Leslie C. Hughes, requires proofs of completion of works and beneficial use to be made on or before June 4, 1961; and,

WHEREAS, said Permit was issued in connection with a Homestead Entry Idaho Serial #09475; and,

WHEREAS, applicant was prevented from proceeding with construction pending allowance of said Homestead Entry, which was not allowed until September 5, 1958;

NOW, THEREFORE, An Extension of Time is allowed for Completion of works, and Beneficial Use Proofs on Permit No. G-26365 to September 5, 1963, or the length of time applicant was prevented from proceeding pending allowance of his Homestead Entry and a similar extension is allowed for every other act required under the terms and conditions of Permit No. G-26365.

Signed at Boise, Idaho, this 12th day of April, 1961.


Deputy State Reclamation Engineer

826365

STATE OF IDAHO
DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 26365

Date: March 31, 1961

Leslie C. Hughes
1014 Howard St., Boise, Idaho

Dear Mr. Hughes:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 26365 are due not later than June 4, 1961.

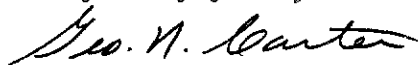
Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

We enclose Form 36, in duplicate, which is to be filled out and returned to this department at least forty (40) days before the mentioned date, (allowing for four weeks publication). Please give the name of the town, the address of the place where the depositions will be executed, and, the name of the notary public before whom you will appear to make the depositions of proof (this may be at any place convenient for you and your two witnesses), the quantity of water filed; for what purpose it is used; the point of, or points of diversion; and the location of use of the lands which are irrigated -- all by legal land description.

Enclosed also is Form 11, which is the authorization for us to have the notice published in the designated county newspaper at your expense. This is to be returned with Form 36.

At the time we send the notice to the newspaper we will send to you the forms for the depositions of holder and two disinterested witnesses. It is important that the depositions be executed at the time, on the date set, at the place named and before the notary public, as advertised in the publication notice.

Very truly yours,



GEO. N. CARTER
State Reclamation Engineer

Enclosures Forms
 36 - 11

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

Boise, Idaho

Re: Permit No. G- 26365

Date: March 31, 1961

Leslie C. Hughes

~~1011 Howard St., Boise, Idaho~~

~~Star Jet Eagle, Idaho~~

Dear Mr. Hughes:

The date for proofs of Completion of Works and Application of Water to Beneficial Use, as set out under the terms of Permit No. G- 26365 are due not later than June 4, 1961.

Before these proofs can be made, the statutory requirement is that a notice of your intention of proof be published once a week for four consecutive weeks in a newspaper within the county in which the land is located. In completing the Notice of proof for publication, the information should be taken from your Permit, including any amendments made in connection with a change of point of diversion or land list which has been recorded in this department. If changes have been made and no amendments are on record, we advise that you request a form for this purpose before your Notice is published.

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Very truly yours,

GEO. N. CARTER

GEO. N. CARTER

State Reclamation Engineer

Forms

Enclosures 36 - 11

H. E. allowed Sept 5, 1958
Whereas to Sept 5, 1963

09475

P26365

April 26, 1960

Re: Permit No. G-26365

Mr. Leslie C. Hughes
1011 1/2 Howard Street
Boise, Idaho

Dear Mr. Hughes:

We enclose herewith Application for Amendment to the point of diversion on Permit No. G-26365, which has been recorded in this office.

Very truly yours,

JAC. A. CARMER
State Reclamation Engineer

By:

(Mrs.) Edna P. Hale
Chief Clerk

EPR:ew
Enc. amendment

26365

Permit No. G-26365

RT



IN REPLY REFER TO:

LD:SES

Idaho 09475

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT

Land Office
P. O. Box 2237
Boise, Idaho

RECEIVED
SEP 8 1958

Department of Reclamation

NOTICE OF ALLOWANCE

SEP 8 1958

Leslie C. Hughes
Leslie C. Hughes

1014 Howard Street

Boise, Idaho

Sir:

Your Homesland Idaho 09475, Serial No. Idaho 09475,
Idaho 09475

Receipt No. 373 5, for SE 1/4, NE 1/4, NW 1/4, NE 1/4,
Idaho 09475, Section 30;

Township 5 N., Range 11 W., Boise Meridian, Idaho, containing
140
140 acres, has this day been allowed, subject to any
valid existing rights, and your further compliance with laws and regulations
applicable thereto. In correspondence relating to this entry, always
refer to the serial number.

Very respectfully,

Donald I. Bailey
Manager

cc: IM, I-1
LAM
S.M.
State Recl. Engr., Boise

826365

June 20, 1958

Re: Permit No. G-26365

Mr. Leslie C. Hughes
1014 Howard Street
Boise, Idaho

Dear Mr. Hughes:

Enclosed is the Application for Amendment to Permit No. G-26365 as approved by the Deputy and Acting State Reclamation Engineer and recorded in the Department of Reclamation in Book 93 of Permits at Page 26365 amending the list of land as described on record to read as follows: "SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$ Section 30, Township 5 North, Range 1 West" and amending the amount of water filed on to "The Quantity of water claimed is reduced to 3.2 cubic feet per second." for irrigation of a total of 160 acres. This amendment should now be attached to the original permit to which it refers and of which it becomes a part.

Departmental receipt #G-3375 for \$1.00 was issued and handed to you as receipt of the fee for two photo-copies of said amendment which we are sending to the U.S. Bureau of Land Management.

Very truly yours,

E. N. HUMPHREY, Deputy
and Acting State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

26365

June 20, 1958

Re: Permit No. G-26365

U. S. Bureau of Land Management
P. O. BOX 2237
Boise, Idaho

Gentlemen:

Enclosed are two photo-copies of Application for Amendment to Permit No. G-26365, as same was approved and recorded in the Department of Reclamation amending the list of land and the amount of water filed on, to be filed with copies of Permit on file in connection with the Desert Land Entry of Leslie C. Hughes, 1014 Howard Street, Boise, Idaho.

Very truly yours,

E. N. HUMPHREY, Deputy
and Acting State Reclamation Engineer
By

Chief Clerk

EPR:nls

Enc.

cc: Leslie C. Hughes

G26365

2 copies to BLN 812
R. 93375 given

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. G-26365...

RECEIVED
JUN 19 1958
Department of Reclamation

Comes now Leslie C. Hughes, and represents to the State Reclamation Engineer of the State of Idaho.

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-26365, and requests that the list of lands to be irrigated, as described in said permit, be changed to read as follows:

SE 1/4, NE 1/4, NW 1/4, N 1/2 SE 1/4 Sec. 30, T.5 N. R. 1 W.

The Quantity of water claimed is reduced to 3.2 cubic feet per second

, making a total of 160 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho this 19th day of June 1958

Leslie C. Hughes

Date of receipt at office of Department of Reclamation June 19, 1958

APPROVAL OF STATE RECLAMATION ENGINEER

I. E. N. Humphrey, Acting, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-26365. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

E. H. Humphrey
Deputy State Reclamation Engineer

June 13, 1956

RE: Permits Nos. G-26364 & G-26365

Idaho District Land Office
Box 2237
Boise, Idaho

Gentlemen:

We enclose, herewith, two copies of each of the above numbered Permits (G-26364 of Mrs. Ruth Hughes, and G-26365 of Mr. Leslie C. Hughes) one copy of each of which has been certified, to be used in connection with their desert land entries filed in your office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.
cc - Mr. & Mrs. Leslie C. Hughes
1014 Howard Street
Boise, Idaho

G26365

June 13, 1956

RE: Permits Nos. G-26364 & G-26365

Mr. & Mrs. Leslie C. Hughes
1014 Howard Street
Boise, Idaho

Dear Mr. & Mrs. Hughes:

We enclose, herewith Permit No. G-26364 of Mrs. Ruth Hughes and Permit No. G-26365 of Mr. Leslie C. Hughes and direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

By this same mail, we are sending two copies of each of the above stated Permits, one of which has been certified, to the Idaho District Land Office to be used in connection with your desert land entries filed in that office.

Departmental receipts for the \$8.50 fees, which included \$6.50 filing fee and \$2.00 for the additional copies, for each of these Permits were handed you when in the office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

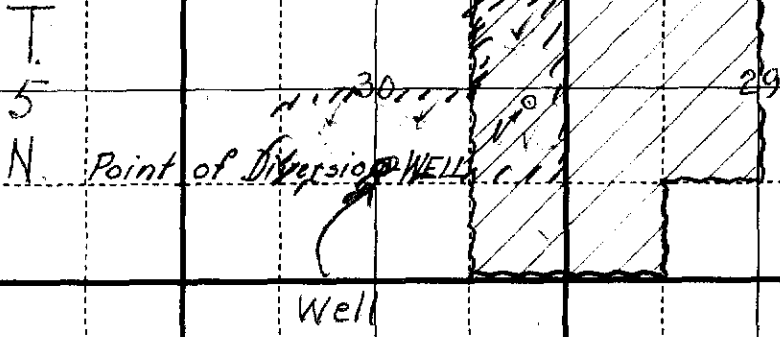
R:hll
Enc.

B26365

D.E. IDAHO 37234

Sec. 30 is in Canyon Sec. 29 is in Adm.

R-1W.



Permit Map No. 9-26365
As Approved
MARK R. KULP
State Reclamation Engineer
JUN 4 1959

First time published

NOTICE OF PROOF OF COMPLETION OF WORKS and APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10:00 a.m., on the 11th day of October, 1963, at Eagle, County of Ada, State of Idaho, before Lloyd Neff, Notary Public, at (address) Eagle, Idaho, proof will be submitted of the completion of works for the diversion of 3.2 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G26365, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Leslie C. Hughes, Star Rte., Eagle, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.2 cubic feet per second.

3. The use to which said water has been applied is irrigation and domestic purposes, and the amount applied to beneficial use is 3.2 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 30, Twp. 5 N., Rge. 1 W. B.M.

5. The place where said water is used is SE $\frac{1}{4}$ NE $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, N $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 30, Twp. 5 N., Rge. 1 W. B.M.

6. The date of priority which said user is prepared to establish is June 4, 1956.

CARL E. TAPPAN

State Reclamation Engineer

Sept. 5, 12, 19, 26, 1963