

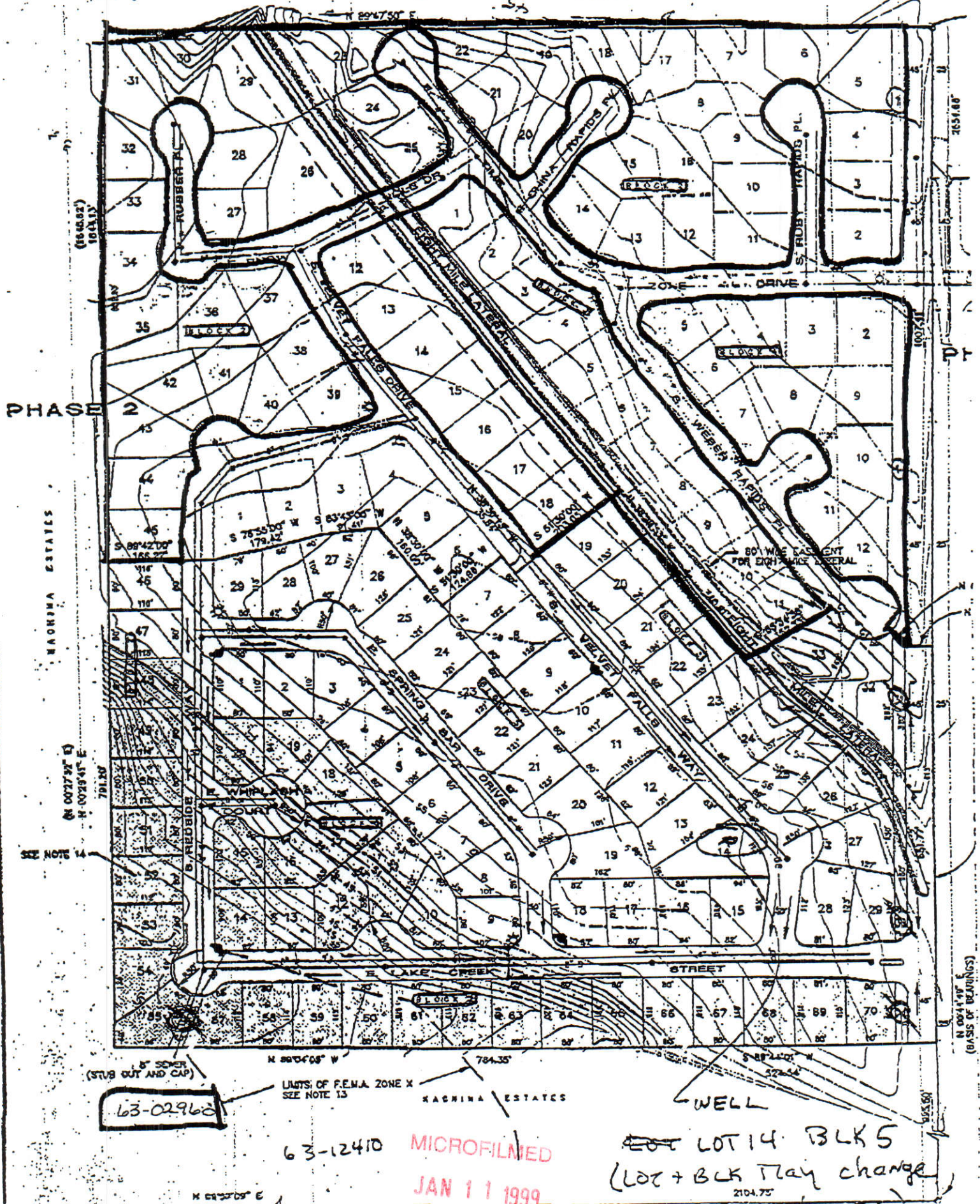
8-97 MON 02:57 PM

ALISON RAPIDS

SITUATED IN A PORTION OF THE E

MERIDIAN
SHEETS
NO. 2

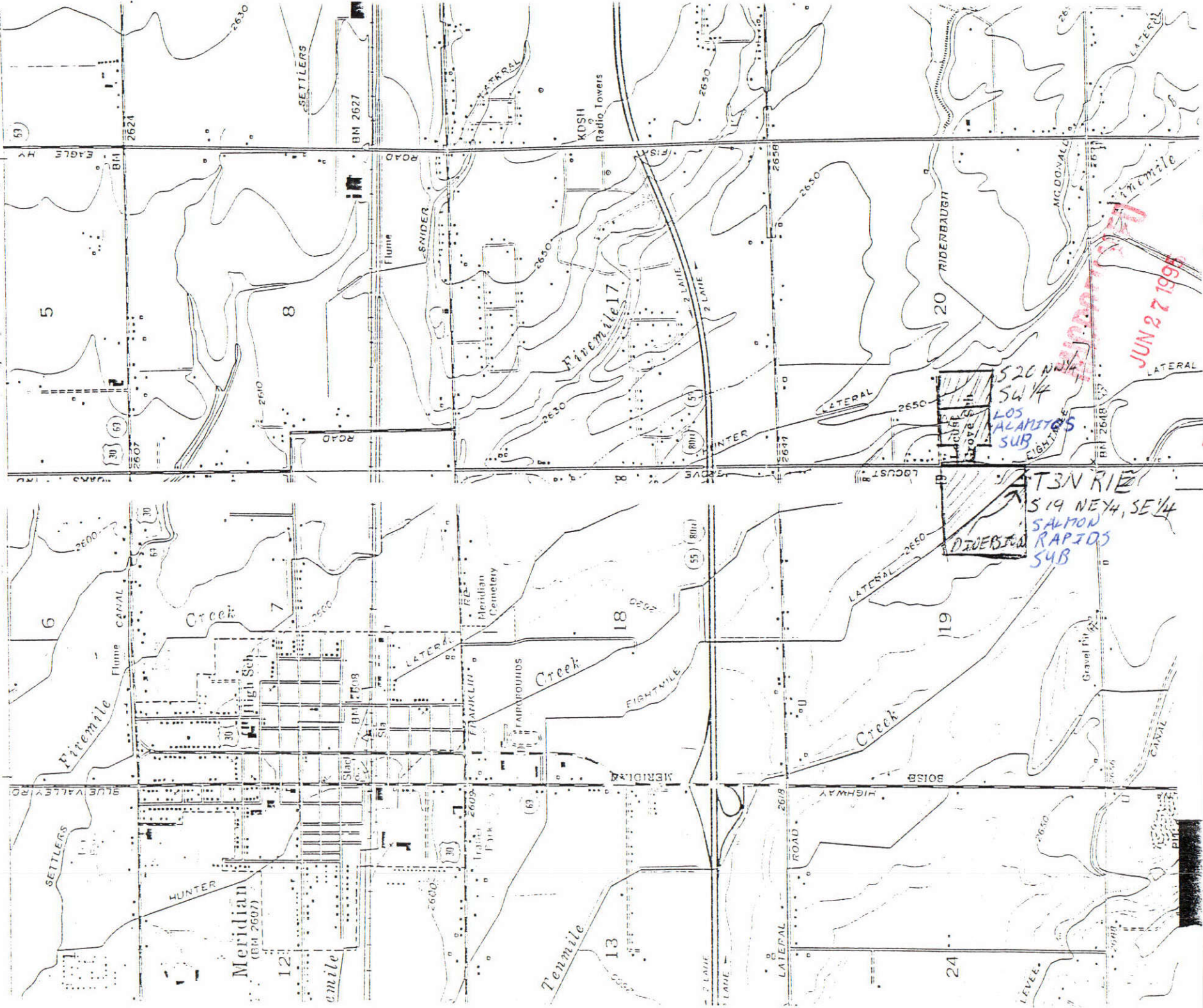
SPORTSMAN'S
POINT



ATTACHMENT

R

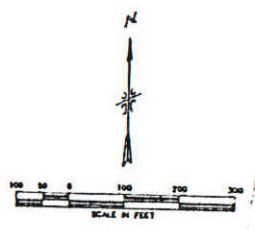
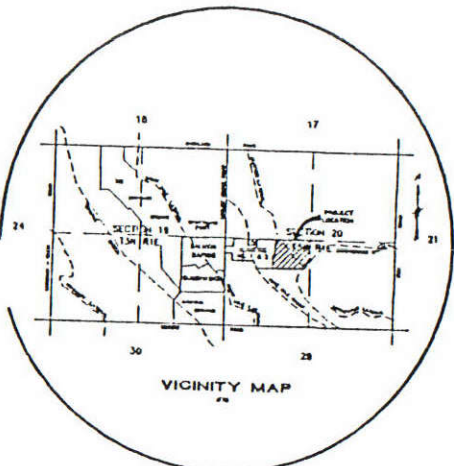
UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY
MERIDIAN QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



63-12410

**PRELIMINARY PLAT
LOS ALAMITOS PARK SUBDIVISION NO. 3**
SITUATED IN A PORTION OF THE N 1/2 OF THE SW 1/4
OF SECTION 20 T3N R1E BM ADA COUNTY IDAHO

PLAT DATE: 8/15/98 - 4 SHEETS



DEVELOPMENT DATA
RESIDENTIAL SINGLE FAMILY
AREA 22.24 ACRES
LOTS 34 BUILDABLE LOTS
3 NON-BUILDABLE LOTS
83 TOTAL LOTS
DENSITY 2.81 LOTS/ACRE
ZONING MINIDEN CITY R-4

OWNER/DEVELOPER

FARMEST DEVELOPMENTS
4530 WEST STATE
BOISE IDAHO 83708
(208)336-1708

ENGINEER

ROYLANCE AND ASSOCIATES PA
ENGINEERS-SURVEYORS-LANDPLANNERS
4619 STATE D-2 (EAST) STREET
BOISE IDAHO 83708
(208)336-1790

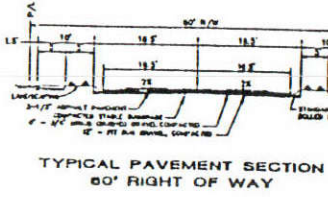
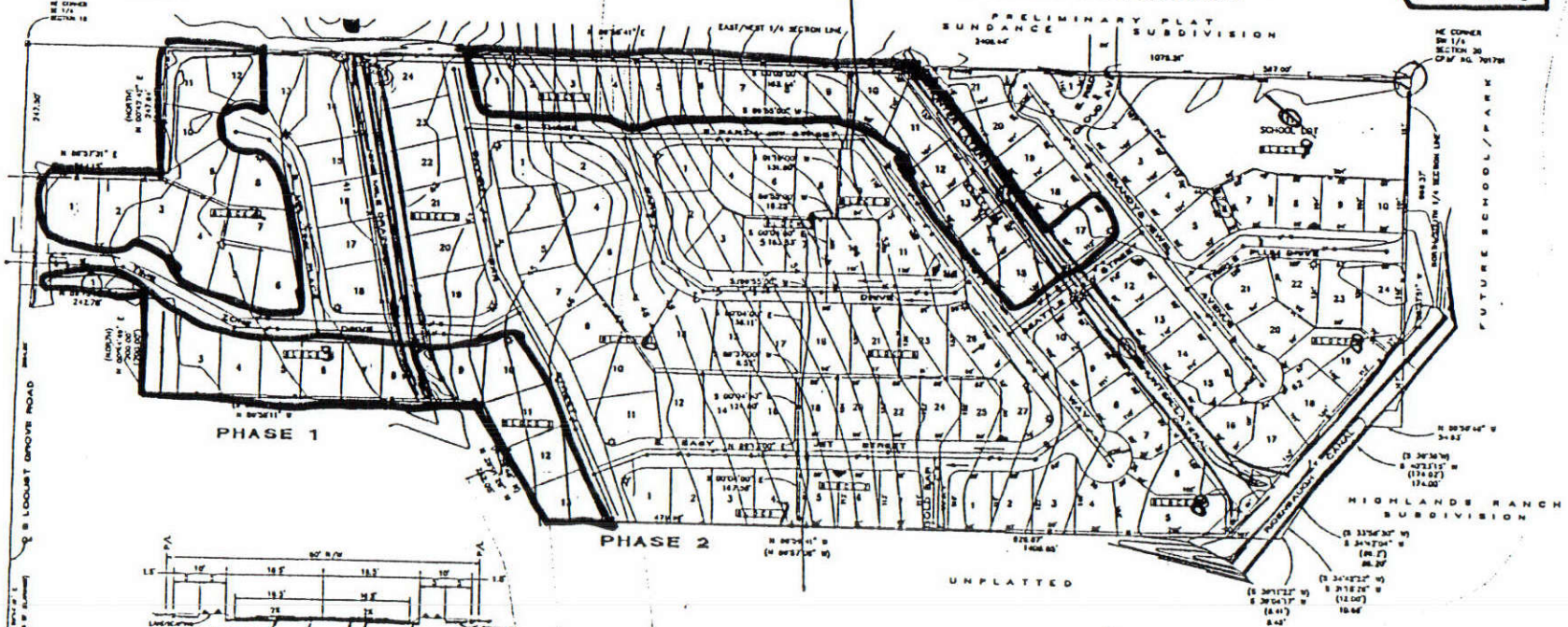
NOTES

1. BUILDING SETBACKS IN THIS SUBDIVISION SHALL CONFORM TO THE APPLICABLE ZONING REGULATIONS OF THE CITY OF MINIDEN.
2. ALL LOT LINES CORNER TO A PUBLIC RIGHT-OF-WAY LINE HAVE A TEN (10) FOOT WIDE PERMANENT PUBLIC UTILITIES DRAINAGE, IRRIGATION AND LANDSCAPE EASEMENT, UNLESS OTHERWISE NOTED.
3. EACH SIDE OF COMMON LOT LINES HAVE A FIVE (5) FOOT PERMANENT PUBLIC UTILITIES, IRRIGATION, AND DRAINAGE EASEMENT, UNLESS OTHERWISE NOTED.
4. ALL STREETS HAVE A SIXTY (60) FOOT RIGHT-OF-WAY UNLESS OTHERWISE NOTED.
5. ALL ROAD CONSTRUCTION SHALL CONFORM TO THE REQUIREMENTS OF THE ADA COUNTY HIGHWAY DISTRICT.
6. SEWER SERVICE SHALL BE PROVIDED BY A CENTRAL SEWER SYSTEM.
7. WATER SERVICE SHALL BE PROVIDED BY A CENTRAL WATER SYSTEM.
8. CONTOURS ARE AT 1 FOOT INTERVALS. ADD 2300' TO ALL ELEVATIONS.
9. LOT 16 BLOCK 4 AND LOT 11 AND 14 BLOCK 5 ARE NON-BUILDABLE LOTS AND WILL BE DESIGNATED TO THE MINIDEN/AMERICAN IRON RANCH DISTRICT.
10. LOT 8 BLOCK 5 IS A NON-BUILDABLE LOT TO BE OWNED AND MAINTAINED BY THE HOMEOWNERS ASSOCIATION AND SHALL BE USED AS A 20 FOOT WIDE CORRIDOR TO THE PROPOSED SCHOOL SITE.
11. LOT 1 BLOCK 5 IS A NON-BUILDABLE LOT AND WILL BE DESIGNATED AS A LANDSCAPED LOT.
12. LOT 16 BLOCK 4 AND LOT 11 BLOCK 5 MAY BE STREET DRAINAGE LOTS, AS REQUIRED.
13. MINIMUM LOT SIZE: 3000 S.F., MINIMUM HOUSE SIZE: 1500 S.F.
14. THE HUNTER LATERAL AND UNDERGROUND CANAL WILL BE TIED ON A VARIANCE ALL AS REQUIRED FOR THE CITY OF MINIDEN ORDINANCE 11-1-6023.

LEGEND

- 47 CONTOUR ELEVATION
- 8 BENCHMARK
- PROPOSED FIRE HYDRANT LOCATION
- PROPOSED STREET LIGHT LOCATION
- PROPOSED WATER LINE LOCATION
- PROPOSED SANITARY SEWER LINE
- PROPOSED PRESSURIZED IRRIGATION LINE
- EXISTING PRESSURIZED IRRIGATION LINE
- EXISTING 8" SANITARY SEWER LINE
- EXISTING 6" WATER LINE LOCATION
- EXISTING FIRE HYDRANT LOCATION
- EXISTING STREET LIGHT LOCATION
- RESTRICTED HOUSE ORIENTATION

63-02968



**PRELIMINARY PLAT
LOS ALAMITOS PARK SUBDIVISION**

ROYLANCE AND ASSOCIATES PA
Engineers-Surveyors-Landplanners
4619 Emerald Suite D-2 Boise Idaho 83708 (208) 336-7300

DATE	8/15/98	BY	RL
PLAT NO.	63-12410	FILE NO.	63-12410
SECTION	1	SHEET	1

SALMON RAPIDS

SITUATED IN A PORTION OF THE E 1

MERIDIAN
GREENS
NO. 2

SPORTSMAN'S
POINT

PHASE 2

KACHINA ESTATES

SEE NOTE 14

8" SEWER
(STUB OUT AND CAP)

63-02968

63-12410

LIMITS OF F.E.M.A. ZONE X
SEE NOTE 13

KACHINA ESTATES

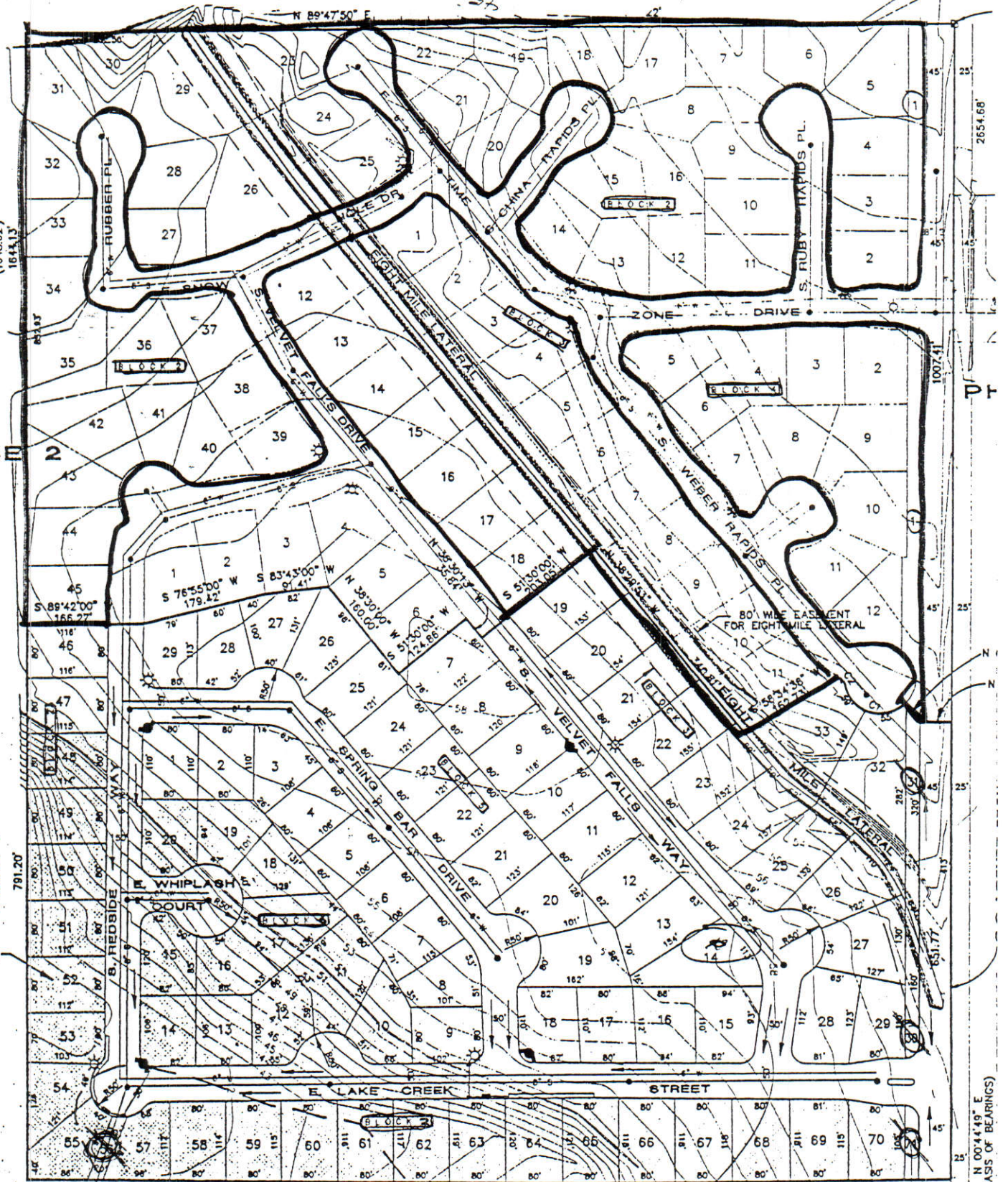
WELL
MICROFILMED

LOT 14 BLK 5
FEB 1 1998
(LOT + BLK TAY change)

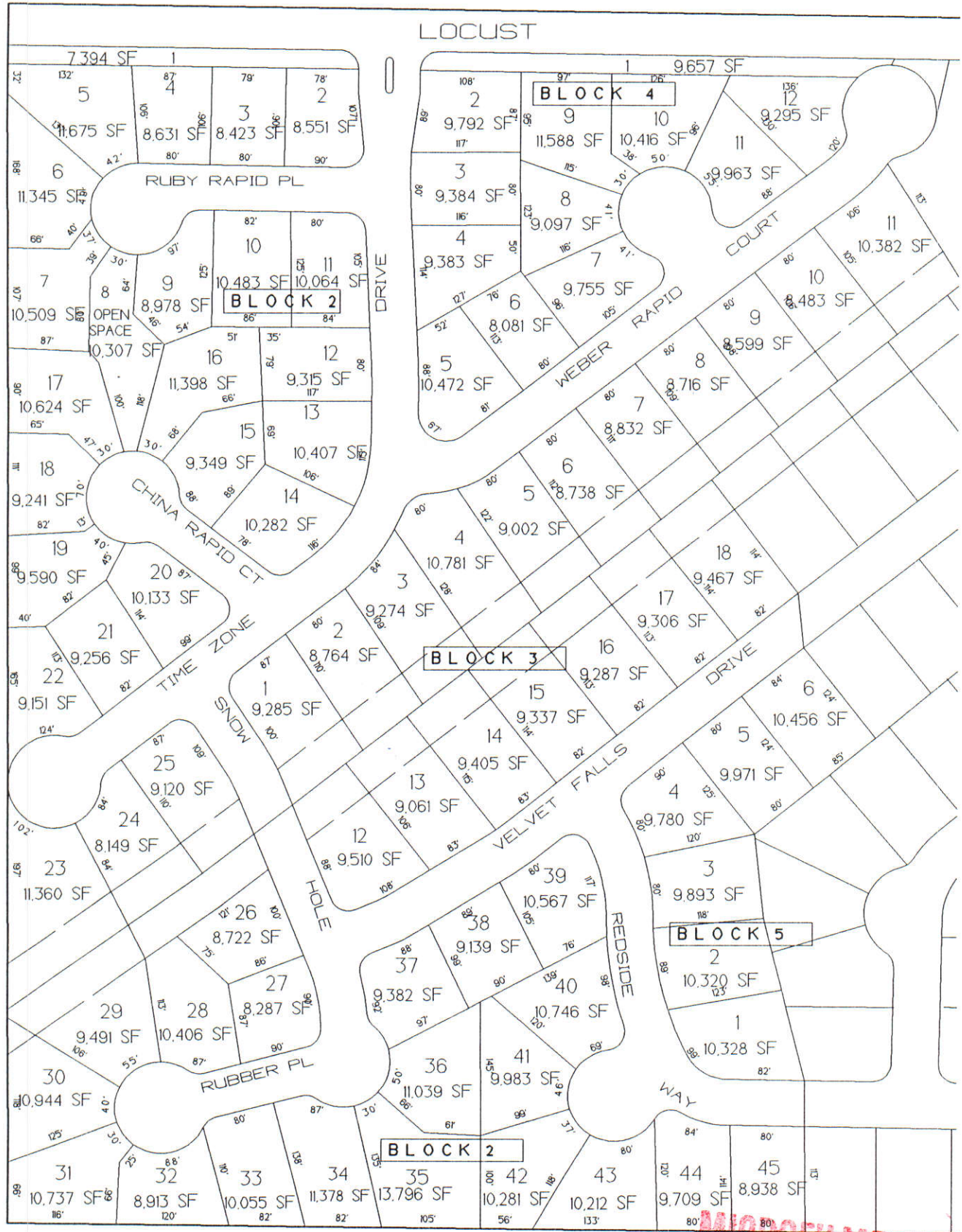
as plat records change

SALMON RAPIDS SUBD.

SE CORNER
SECTION 19
D.M. NO. 9241



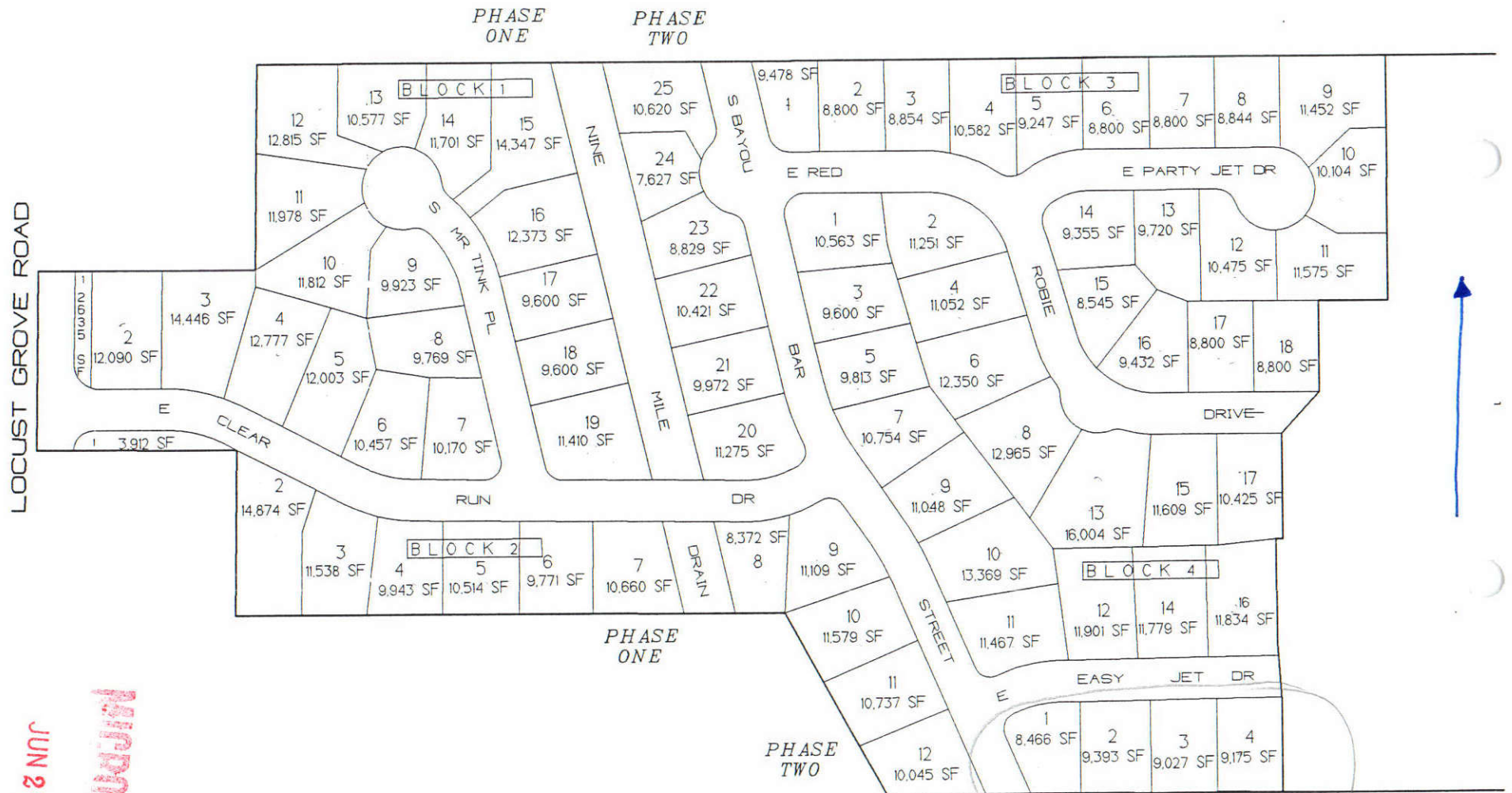
← 2



PHASE 2

JUN 27 1995

**PRELIMINARY PLAT
LOS ALAMITOS PARK SUBDIVISIO**
SITUATED IN A PORTION OF THE N 1/2 OF THE
OF SECTION 20 T3N R1E BM ADA COUNTY IDA



NOT PART

JUN 27 1995

RECORDED

RECEIVED

JUN 02 1995

WATER RESOURCES
WESTERN REGION

The Idaho
Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Account Number		Identification		Amount Due	
04762800		NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 02968 / TRANSFER NO. 4610		\$75.50	
Ordered By	P.O. Number	Rate	Run Dates		
Sue Taylor		TT	May 18 & 25, 1995		
Sue Taylor IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705-5082			Estimated Inches	Real Inches	
			# Affidavits	Legal Number	
			1	2081	

LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 63-02968
TRANSFER NO. 4610

Notice is hereby given that Farwest, LLC of Boise, Idaho has applied to the Department of Water Resources to change a portion of the place of use under the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Basis License
Date of Priority 11/19/1953
Source Ground Water
Amount 0.46 cfs
Use Irrigation
Point of Div NESE S19, T03N R01E, Ada County
Place of Use 23 acres in NESE S19, T03N R01E

THE FOLLOWING PORTION OF THE ABOVE WATER RIGHT TO BE
CHANGED AS FOLLOWS PURSUANT TO TRANSFER NO. 4610

Place of Use 11 acres in NESE S19 and 12 acres in NWSW S20,
T03N R01E. Places of use to be known as Salmon
Rapids and Los Alamos Subdivisions.

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 June 5, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Higginson, Director

Pub. May 18 & 25, 1995

2081

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 MAY 18, 19 95

and ending with the issue of MAY 25, 19 95

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 25th day of MAY in the year of 1995

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

JUN 27 1995

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 11-27-99

R-1E.

T.
3
N.

19



Land subdivisions 1

Area - 23 acres

Quantity of Water $27\frac{1}{2}$ Miners
inches as measured with an 18"
Cipolletti weir.

Measurement: $H = 0.23'$
 $= 0.55 \text{ c.f.s.}$
 $= 27\frac{1}{2} \text{ Miners inches}$

Subdivisions = One

Area = 23 acres.

Q = 27 inches

RECEIVED
JUN 10 1957
Department of Reclamation

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Dolores Rowland, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Daily
Statesman in conformity with Sec. 60-108, Idaho Code, for

four consecutive weekly insertions

beginning with the issue of May 13, 1957,

and ending with the issue of June 3, 1957.

Dolores Rowland, Principal Clerk

Subscribed and sworn to before me this 3 day of

June, 1957.

Rich Opene

Notary Public for Idaho, Residing at Boise, Idaho.

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 10th day of June, 1957, at Meridian, County of Ada, State of Idaho, before Harry Frost, Notary Public, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24584 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 are James E. King, Rt. No. 2, Meridian, 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 1 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge. 1 E., B. M.

5. The place where said water is used is E $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge. 1 E., B. M.

6. The date of priority which said user is prepared to establish is November 19, 1953.

MARK R. KULP
State Reclamation Engineer
4t-May 13, 20, 27, June 3.

24584

NAME OF APPLICANT Thomas P. Gray

Form No. 0

Sec. 19

T3M
RIE
B.M.

④ location of well

Permit Map No. G-24584

As Approved

DEC 3 1955

DEC 3 1953
MARK R. KULP

State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

824584

State of Idaho
License and Certificate of Water Right

Water License No. G-24584

Amount .46 c.f.s.

Water District No. _____

Priority November 12, 1953

THIS IS TO CERTIFY that THOMAS P. GRAY - JAMES B. KING, Assignee
of Meridian, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated November 19, 19 53; that Permit No. G-24584
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.46 second feet, was issued thereunder on September 23, 19 57, showing that said works
were completed on the 10th day of June, 19 57; and that on the 10th
day of June, 19 57, JAMES B. KING

of Meridian, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
 , a tributary of subterranean, for the purpose of Irrigation
 , under Use Permit No. G-24584 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
10 of Licenses at page 6104, on the 23rd day of September, 19 57;
The right hereby confirmed dates from November 19, 19 53;

The Point of Diversion is located -

in the NE 1/4 SE 1/4, Sec. 19, Tp. 3 N., R. 1 E., B. M. County Ada

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 .46 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>3 N.</u>	<u>1 E.</u>	<u>19</u>	<u>NE 1/4 SE 1/4</u>	<u>40</u>	<u>23</u>
			Total number of acres irrigated	- - - -	<u>23</u>

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

23rd day of September, 19 57.

/s/ Mark R. Kulp

State Reclamation Engineer.

(SEAL)

63 2968

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 32384
 Permit No. G- 24584
 District No.

W. B. Bowler
 McCarty Building
 Boise, Idaho

1. Name of Applicant: THOMAS P. GRAY

Postoffice address: Rt. 2, Meridian County: Ada State: Idaho

2. Quantity of water claimed: 1 second foot

(a) Rate of withdrawal in cubic feet per second. 1 second foot or Idaho
 Miners' inches 50 or gallons per minute. 450

(b) Annual withdrawal in acre feet per annum 128

3. Source of water supply: Subterranean water from well

4. Location of point of diversion or well is in the NE 1/4 of the SE 1/4 of Section 19
 Twp. 3 N. , Rge. 1 E. , B.M., County of Ada

5. Water is to be used for: Irrigation

6. If for municipal, industrial or recreational purposes, give:

(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
 Rge. , B.M.

(b) Waste water or sewage effluent is to be returned to
 at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.

7. Kind of works: Drilled well, fully cased, 8" with pump and motor, electric.

8. Estimated cost of works: \$ 500.00

9. (a) Is reservoir to be used? No

(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 2 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: 21 acres of the property is under a water right through the Nampa & Meridian Irrigation district.

(a) 6 sf (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) 1 sf (cubic feet per second, inches or gallons per minute) is for new lands.

James B. King
Assigned to
W. B. Bowler
Boise, Idaho

Remarks:

Idaho as herein set forth.

Applicant.

Agent.

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

Recorded in Book 87 Page 24584 Approved December 3, 1953

Bond in the sum of \$ _____ to be filed on or before _____

One-fifth of the work above specified to be completed on or before December 3, 1954

Witness my hand this 3rd day of December, 1953

MARK R. KULP
State Reclamation Engineer.

day of December, 1953

STATE OF IDAHO

By LEN JORDAN

Governor

Secretary of State.

12.

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	
3 N.	1 E.	19	A S S I G N M E N T				40 10 50
For value received, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24584 to Thomas B. Callister, RR #2 of Meridian Idaho. THOMAS P. GRAY Permit Holder. BERTYE D. GRAY Wife of Permit Holder. State of Idaho) County of Ada) ss On this 16 day of April, 1956, before me, a Notary Public for the State of Idaho, residing at Meridian, personally appeared Thomas P. Gray and Bertye D. Gray, known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same. In witness whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written. (SEAL) My commission expires Aug. 3, 1957 H. O. FROST Notary Public, residing at Meridian Received and filed for record in the Department of Reclamation, at Boise, Idaho, this 2nd day of May, 1956. MARK R. KULP State Reclamation Engineer							

A F F I D A V I T

STATE OF IDAHO)
County of Ada) ss.

FRANK COWGER, being first duly sworn on oath, deposes and says:

That he is and has been for more than four years last past well and personally acquainted and familiar with the following described property:

The Northeast Quarter of the Southeast Quarter, the North Half of the North Half of the Southeast Quarter of the Southeast Quarter of Section 19, Township 3 North, Range 1 East of the Boise Meridian, Ada County, Idaho,

Together with all water, water rights, ditches and rights of way for ditches belonging thereto.

That he knows of his own knowledge that the irrigation well situated on the above described property has been in operation continuously since prior to December 3, 1953, and he knows of his own knowledge that said irrigation well has continuously produced the same amount of water since its construction prior to December 3, 1953 up to the date hereof.

FURTHER AFFIANT SAYETH NOT.

FRANK COWGER

SUBSCRIBED AND SWORN TO before me this 24th day of May, 1956.

GRANT L. AMBROSE
Notary Public for Idaho
Residing at Meridian, Idaho.

(SEAL)

A F F I D A V I T

STATE OF IDAHO)
County of Ada) ss.

HARRY O. FROST, Being first duly sworn on oath, deposes and says:

That he is and has been for more than four years last past well and personally acquainted and familiar with the following described property:

The Northeast Quarter of the Southeast Quarter, the North Half of the North Half of the Southeast Quarter of the Southeast Quarter of Section 19, Township 3 North, Range 1 East of the Boise Meridian, Ada County, Idaho,

Together with all water, water rights, ditches and rights of way for ditches belonging thereto.

That he knows of his own knowledge that the irrigation well situated on the above described property has been in operation continuously since prior to December 3, 1953, and he knows of his own knowledge that said irrigation well has continuously produced the same amount of water since its construction prior to December 3, 1953 up to the date hereof.

FURTHER AFFIANT SAYETH NOT.

HARRY O. FROST

SUBSCRIBED AND SWORN to before me this 24 day of May, 1956.

GRANT L. AMBROSE
Notary Public for Idaho
Residing at Meridian, Idaho

(SEAL)

APPROVAL OF STATE RECLAMATION ENGINEER

I, Mark R. Kulp, State Reclamation Engineer of the State of Idaho, hereby extend the time for the completion of construction work under Permit to Appropriate the Public Waters of the State of Idaho, No. G-24584 to Dec. 3, 1957.
and Beneficial Use

Witness my hand this 28th day of May, 1956.

MARK R. KULP
State Reclamation Engineer

(over)

ASSIGNMENT

For value received, I hereby assign all my rights, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, No. G-24584 to James B. King, RR #2 of Meridian Idaho.

/s/ Thomas B. Callister
Permit Holder

/s/ Winifred Callister
Wife of Permit Holder

State of Idaho)
County of Ada)ss

On this 1 day of Feb 1957, before me, a Notary Public for the State of Idaho, residing at Meridian, personally appeared Thomas B. Callister Winifred Callister known to me to be the person whose name is subscribed to the within instrument, and duly acknowledged to me that they executed the same.

In witness, whereof, I have hereunto set my hand and affixed my Notarial seal, the day and year in this certificate first above written.

/s/ H. O. Frost
Notary Public, residing at Meridian.

(SEAL) My commission expires Aug 3 - 57.

MARK R. KULP
State Reclamation Engineer
May 6, 1957

Permit No. G-24584

Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that JAMES B. KING of Meridian, County of Ada, and State of Idaho, the holder of Permit No. G-24584, issued upon Application No. G-32384 bearing date of priority of November 19, 1953, authorizing the diversion of 1.0 second feet of the waters of subterranean flow from a well County of Ada, State of Idaho, for Irrigation 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 .46 second feet of the waters of subterranean flow from a well that the point of diversion of said waters NE $\frac{1}{4}$ SE $\frac{1}{4}$ Section 19, Township 3 North, Range 1 East, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 23 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 3 North, Range 1 East, B.M. Proof of Completion of Works made: June 10, 1957

Witness my hand this 23rd day of September, A.D. 1957

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: June 10, 1957

Certificate of Completion of Works issued: September 23, 1957.

LICENSE ISSUED FOR 46 SEC FL.

Page 6104

STATE OF IDAHO
IDAWO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

RECEIVED

DEC 09 1998

DEPARTMENT OF WATER RESOURCES

1. Water Right Number(s) 63-02968
Adjudication Claim Number(s) 63-02968
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Farwest, LLC
4550 W. State St., Boise, Idaho 83703
4. New Owner/Claimant(s) Nampa & Meridian Irrigation District
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 1503 First Street South
City, State and ZIP Code Nampa, Idaho 83651
New Telephone Number (208) 466-7861
5. Date you acquired the property August 28, 1998
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s), if this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
Number of acres actually irrigated _____ Number and type of stock _____
Diversion rate in CFS _____ cubic feet per second Number of homes _____ Other uses _____
If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Daren R Coon Date 4 Dec 98

Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

FILMED
JAN 11 1999

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1998 AU 28 PM 2:58

RECORDED - REQUEST OF

FEE 0.00 DEPUTY 8/28

98082568

WARRANTY DEED

FARWEST L.L.C., a limited liability company, hereafter referred to as "Grantor", hereby conveys, grants, bargains, sells and warrants to NAMPA & MERIDIAN IRRIGATION DISTRICT whose address is 1503 First Street South, Nampa, Idaho 83651, hereinafter called "Grantee", the following described premises situated in Ada County, Idaho, to wit:

Lot 5, Block 7, SALMON RAPIDS SUBDIVISION NO. 4, according to the official plat thereof.

TO HAVE AND TO HOLD, the said premises, with their appurtenances unto the said Grantee and to the Grantee's successors and assigns forever, and the Grantor does hereby covenant to and with the said Grantee, that the Grantor is the owner in fee simple of said premises; that they are free from all encumbrances except as above described and that Grantor will warrant and defend the same from all lawful claims whatsoever.

IN WITNESS WHEREOF, the Grantor has hereunto signed its name
this 28 day of August, 1998.

FARWEST L.L.C., a Limited Liability Company

By Marty Goldsmith, member
Marty Goldsmith, Member Re-Record

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

1998 SP 17 AM 9:05

RECORDED - REQUEST OF

FEE 6.00 DEPUTY 8/28

98088990

WARRANTY DEED - PAGE 1

MICROFILMED
JAN 11 1999

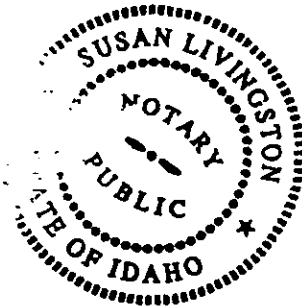
STATE OF IDAHO)

COUNTY OF ADA)

ss:

On this 28th day of August, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared MARTY GOLDSMITH, known to me to be a member of FARWEST L.L.C., the limited liability company that executed the foregoing instrument and acknowledged to me that such limited liability company 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.



Susan Livingston
Notary Public for Idaho

Residing at: Emmett, Idaho

My commission expires: 6-7-03

VERISTAR
RECORDS
NO. 2

REPORTSMAN'S
POINT

PHASE 2

SAGHINA ESTATES

N 00°17'21" E
N 00°18'11" E
784.35'

SEE NOTE 14

1" SCALE
(STUB OUT AND CAP)

63-02962

LISTS OF FEMA ZONE X
SEE NOTE 13

SAGHINA ESTATES

63-12410 MICROFILMED

JAN 1 1994

WELL

LOT 14 BLK 5
(LOT + BLK May change)

2104.75'

N 00°14'18" E
(BASE OF BEARING)

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

FEE 12.00 DEPUTY *J. Harper*

1998 SP 17 AM 9:04

98088989

WELL AGREEMENT

1. **DEFINITIONS.** In this Agreement certain words appear which have the following meaning:

"Farwest" means Farwest, L.L.C., a Limited Liability Company, the developer of Salmon Rapids Subdivision No. 4.

"Prior Agreements" means the written and signed Agreements (contracts) between Farwest and Owner and Nampa & Meridian Irrigation District as more particularly described in paragraph 3 herein.

2. **STATUTORY AUTHORITY.** This Agreement is made under the authority of Idaho Code § 43-330A.

3. **PRIOR AGREEMENTS.** Farwest and Nampa & Meridian Irrigation District have entered into a Construction Contract for Urban Irrigation System in Salmon Rapids Subdivision No. 4 on the 15th day of July, 1997, recorded in the records of Ada County, Idaho as instrument number 9705876 and Addendum to Construction Contract for Urban Irrigation System in Salmon Rapids Subdivision No. 4 on the 2nd day of September, 1997, recorded in the records of Ada County, Idaho on September 4, 1998 as instrument number 97072271. The parties hereby affirm as unchanged the terms, conditions and requirements set forth in the Prior Agreements.

4. **OWNERSHIP, OPERATION AND MAINTENANCE OF DISTRIBUTION SYSTEM.** The pressurized irrigation system located in Salmon Rapids Subdivision Nos. 1, 2, 3 and 4 and Los Alamitos Park Subdivision Nos. 1, 2 and 3 is the property of, and is owned, operated and maintained by Nampa & Meridian Irrigation District under the terms of the Prior Agreements and other agreements previously entered into between Farwest and Nampa & Meridian Irrigation District.

5. **SUPPLEMENTAL WATER AND WELL LOT.** Supplemental water (water provided both before and after the regular irrigation season) is provided to Salmon Rapids

Subdivision Nos. 1, 2, 3 and 4 and Los Alamitos Park Subdivision Nos. 1, 2 and 3, in part, from a well located at Lot 5, Block 7, Salmon Rapids Subdivision No. 4 (hereafter "the well"). The well is designed to operate as a supplemental water source for the pressurized irrigation system owned and operated by Nampa & Meridian Irrigation District.

6. REQUIREMENTS OF THE CITY OF MERIDIAN. The well is has been and continues to be subject to certain Findings of Fact and requirements of the City of Meridian. These Findings of Fact were amended by the City of Meridian to require the following:

- a. The well shall be monitored twice per year, being once in early March and once in early November;
- b. Monitoring of the well shall cease on June 1, 2003.

7. TRANSFER OF WELL LOT. Farwest agrees to transfer the well and all pump(s) and fittings pertaining to operation of the well to Nampa & Meridian Irrigation District for use as part of the pressurized irrigation system in Salmon Rapids Subdivision Nos. 1, 2, 3 and 4 and Los Alamitos Park Subdivision Nos. 1, 2 and 3.

8. RESPONSIBILITY FOR MONITORING. INDEMNIFICATION. Farwest agrees to be responsible for all monitoring requirements of the City of Meridian until the requirements of the City of Meridian are satisfied or completed. Farwest agrees to indemnify and hold Nampa & Meridian Irrigation District harmless from all requirements and costs involved with the monitoring requirement of the City of Meridian.

9. ENTIRE AGREEMENT. This Agreement contains the entire agreement between the parties hereto with respect to the subject matter of this Agreement.

10. GOVERNING LAW. This Agreement shall be construed under, and governed by, the laws of the State of Idaho.

11. BINDING EFFECT. This Agreement shall bind the parties hereto and their respective heirs, personal representatives, successors and assigns.

NOTED - L111
JAN 11 1999

IN WITNESS WHEREOF, the parties have hereunto caused their names to be subscribed
this 15th day of September, 1998.

FARWEST L.L.C., a Limited Liability Company

By Marty Goldsmith
Marty Goldsmith, Member

NAMPA & MERIDIAN IRRIGATION DISTRICT

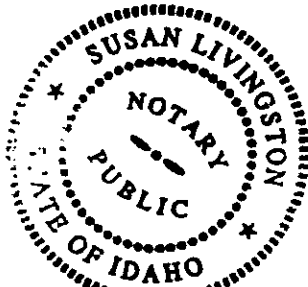
By Henry Lick

ATTEST:
Daniel Coan

STATE OF IDAHO)
) ss:
COUNTY OF Ada)

On this 28 day of August, 1998, before me, the undersigned, a notary public in and for said state, personally appeared MARTY GOLDSMITH, known to me to be the a member of FARWEST L.L.C., the limited liability company that executed the foregoing instrument and acknowledged to me that such limited liability company 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.

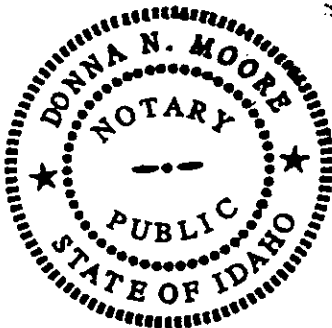


Susan Livingston
Notary Public for the State of Idaho
Residing at Emmett, Idaho
My commission expires: 6-7-03

STATE OF IDAHO)
) ss:
County of Canyon)

On this 15th day of September, 1998, before me, the undersigned, a Notary Public in and for said State, personally appeared Henry Black and Robert R. Cox, known to me to be the President and Secretary, respectively, of NAMPA & MERIDIAN IRRIGATION DISTRICT, the irrigation district that executed the foregoing instrument and acknowledged to me that such irrigation district 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.



Donna N. Moore
Notary Public for Idaho
Residing at Caldwell, Idaho
My Commission Expires: 11/04/2000

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4610
WATER RIGHT NO. 63-02968

This is to certify that: **FARWEST LLC**
4550 W STATE ST
BOISE ID 83703

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.46 CFS	103.5 AF

SOURCE

GROUNDWATER

Priority: 11/19/1953

LOCATION OF POINT(S) OF DIVERSION:

NESE , Sec. 19, Township 03N, Range 01E
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>
03N	01E	19	NESE 11			11
		20	NWSW 12			12
Total number of acres irrigated:						23

CONDITIONS/REMARKS:

1. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
2. 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.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

RECORDED

JUN 27 1995

TRANSFER NO. 4610
WATER RIGHT NO. 63-02968

CONDITIONS/REMARKS:

4. 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.
5. 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.
6. The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
7. This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased or used on any other place of use without the approval of the Department.
8. This right when combined with all other rights shall provide no more than .02 cfs per acre nor exceed a combined annual diversion volume of 103.5 af for the lands above.

Dated this 22nd day of

June

, 19

95

J. Glen Saylor
Chief, Water Alloc. Bureau

RECEIVED
JUN 27 1995

Page _____ of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4610

RECEIVED

APR 24 1995

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

JUN 1 1995

WATER RESOURCES
WESTERN REGION

Name of applicant

FARWEST LLC

Phone

Department of Water Resources

(208) 338-7708

Post Office address

4550 W. STATE ST. BOISE, ID. 83703

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 TO PROVIDE IRRIGATION AT A NEW LOCATION BY USING THE PORTION OF THE WATER RIGHT MADE AVAILABLE BY SUBDIVIDING AND CONSTRUCTION AT THE ORIGINAL PLACE OF USE.

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
63-02968 11/19/53 ~~0.46CFS~~ IRRIGATION 3/15 to 11/15
0.24CFS
.46
46
0.24
2. Total amount of water being transferred 0.24 cubic feet per second and/or _____ acre-foot per annum.
3. Source of water GROUNDWATER tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
				<u>19</u>	<u>3N</u>	<u>1E</u>	<u>ADA</u>	<u>GROUNDWATER</u>

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	
<u>3N</u>	<u>1E</u>	<u>20</u>									<u>12</u>								<u>12</u>
<u>3N</u>	<u>1E</u>	<u>19</u>													<u>11</u>				<u>11</u>

RECEIVED
JUN 27 1995

Total acres 23

PART 1**6. General Information:**

a. Description of diversion system 8" WELL CASTING WITH 300 G.P.M. PUMP INTO UNDERGROUND PIPING SYSTEM TO 145

RESIDENTIAL LOTS OF AVERAGE 6,900 SQ.FT. EACH

Single existing well piped under Locust Rd to Sec 20, new P/U

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? per telephone 5/8/95
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:

THE FARM IS BEING SUBDIVIDED FOR HOUSING, AND THE AMOUNT OF AREA IRRIGATED IS REDUCED BY THE CONSTRUCTION OF HOUSES, DRIVEWAYS, SIDEWALKS, ROADS AND ETC. TO LESS THAN 11 ACRE AT SALMON RAPIDS.

d. Remarks:

THE TRANSFER OF A 12 ACRE PORTION OF THIS RIGHT ALLOWS THIS OTHERWISE SUPERFLUOUS POTENTIAL WATER TO BE USED TO IRRIGATE ANOTHER SUBDIVISION CALLED LOS ALAMITOS.

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 _____.

REC'D 3-1-95

RECEIVED

RECEIVED

JUN 27 1995

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-02968

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
IRRIGATION	to	0.46 CFS

SOURCE

GROUNDWATER

Priority: 11/19/1953

LOCATION OF POINT(S) OF DIVERSION:NESE , Sec. 19, Township 03N, Range 01E
ADA CountyPLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
03N 01E 19	NESE 23			23
Total number of acres irrigated:				23

CONDITIONS/REMARKS:MICROFILMED
JUN 27 1995

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-02968 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-02968 on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

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

☐ Tax Notice

☒ ~~Warranty Deed~~

☒ Other QUITCLAIM DEED

3. Source of water GROUNDWATER tributary to _____

4. Date or priority 11/19/1953

5. Water is used for the following purpose:

amount 0.46 CFS for IRRIGATION purposes from 3-15 to 11-15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.46 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
				19	3N	1E	ADA	GROUNDWATER

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1E	19													23				23
3N	1E	20											12						12

Total acres 23

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

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

N/A

~~DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED (omit if there is no change)~~

1. amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	19	1E	3N	ADA	GROUND WATER

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1E	20										12							12

Total acres 12

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

1. amount 11 CFS for IRRIGATION purposes from 3-15 to 11-15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	19	1E	3N	ADA	GROUND WATER

3. Lands irrigated or place of use:

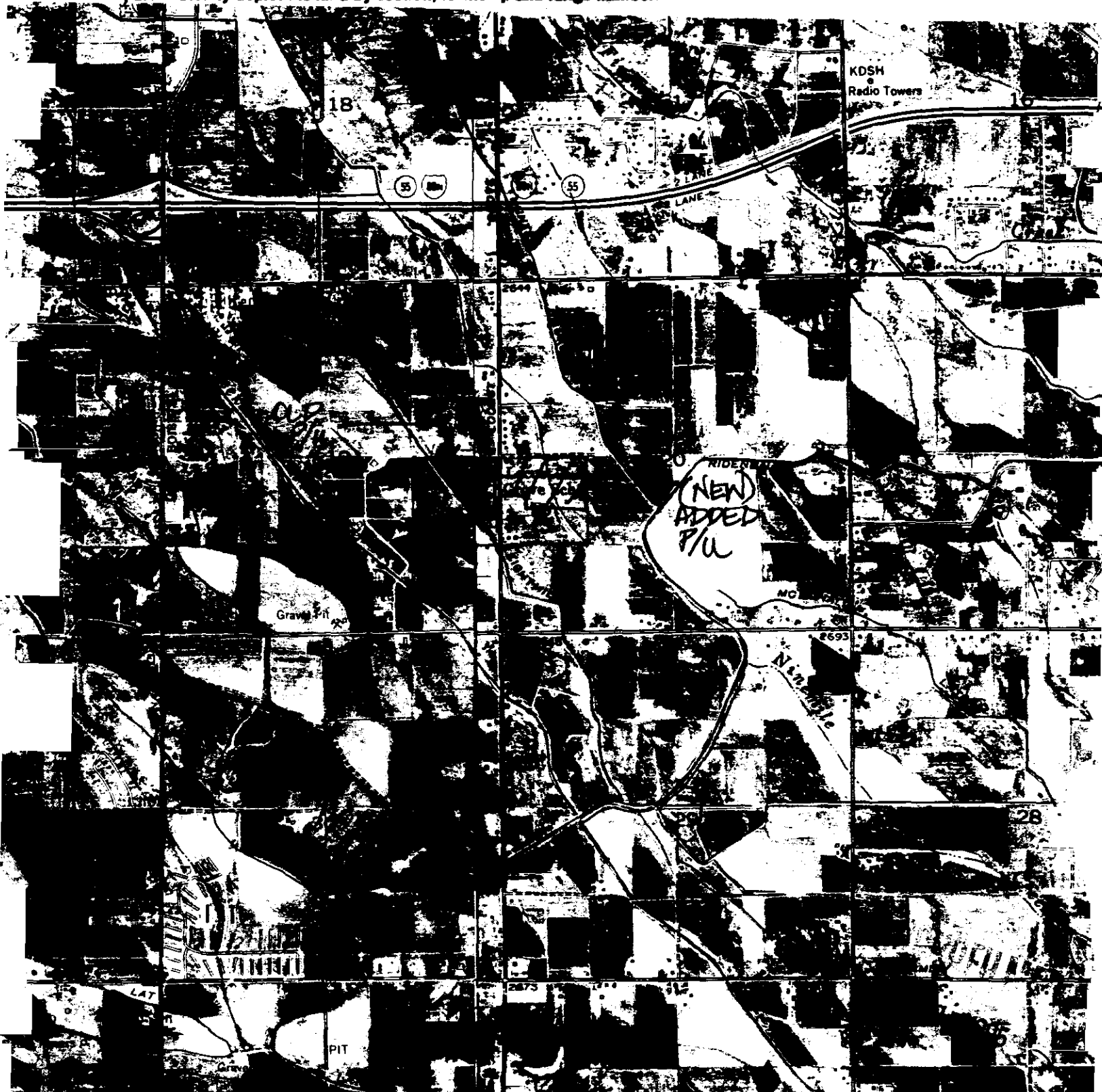
Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
3N	1E	19													11				11

JUN 27 1995

Total acres 11

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.



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

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

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

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

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

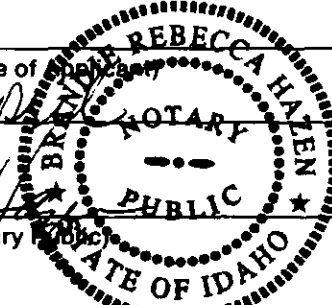
I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 21st day of April 1995

Rebecca Hazen
(Notary Public)

My commission expires 8-10-2000


FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DB Date 4-24-95 Protest filed by _____

Prelim. check by CJH Fee 100- W019013

Received by DB Date 4-24-95

Published in Id Statesman Copies of protest forwarded by _____

Pub. dates 5/18, 5/25 95 Hearing held by _____ Date _____

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by DB

Copy of transfer sent to lien holder _____

JUN 27 1995

P 123672 UB

WARRANTY DEED

J. G. McDermott aka

FOR VALUE RECEIVED, JOHN MCDERMOTT, a widower,*** as to an undivided one-half interest, and RONALD HUFFAKER, Personal Representative of the estate of Leona Faye McDermott, of King County, Washington, as to an undivided one-half interest, the Grantors, do hereby grant, bargain, sell and convey unto MARTY GOLDSMITH, whose current address is: 4550 West State Street, Boise, Idaho 83703, the following described premises, in Ada County, State of Idaho, to-wit:

NORTHEAST QUARTER OF THE SOUTHEAST QUARTER AND NORTH HALF OF THE NORTH HALF OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 19, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, IN ADA COUNTY, STATE OF IDAHO.

EXCEPT THAT PORTION LYING WITHIN THE LOCUST GROVE RIGHT OF WAY.

AND SUBJECT TO TAXES FOR 1994; EASEMENTS AND RIGHTS OF WAY FOR ROADS AND DITCHES; AND ALL OTHER EXCEPTIONS SET FORTH ON SCHEDULE B, TICOR COMMITMENT FOR TITLE INSURANCE NO. P123672.

AND EXCEPT THAT PORTION IF ANY LYING WITHIN KACHINA ESTATES SUBDIVISION ACCORDING TO THE PLAT THEREOF, FILED IN BOOK 35 OF PLATS AT PAGE 3016 AND 3017, RECORDS OF ADA COUNTY, IDAHO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises, and that they are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: This 1st day of March, 1994.

J. G. McDermott
JOHN MCDERMOTT

ESTATE OF LEONA FAYE MCDERMOTT

By Ronald Huffaker
RONALD HUFFAKER,
Personal Representative

***also shown of record J.G. McDermott, a widower

RECORDED
JUN 27 1995

94021301

ADJ. CLERK RECORDER
J. DAVID SIVARRO
BOISE ID

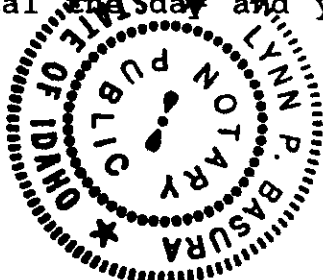
STATE OF IDAHO)
 : ss.
County of Ada)

PIONEER TITLE

'94 MAR 8 PM 3:58
FEB 600 J. J. JOHNSON

On this 1 day of March, 1994, before me, a Notary Public in and for said State, personally appeared JOHN D. McDERMOTT, known 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.

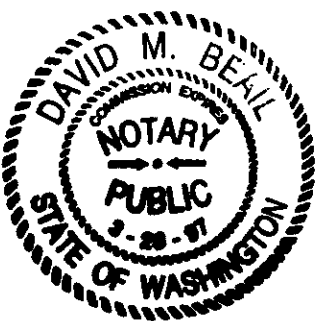


Lynn P. Basura
Notary Public for Idaho
Residing at Boise, Idaho
My Commission Expires: 5-30-94

STATE OF WASHINGTON)
 : ss.
County of KING)

On this 1ST day of March, 1994, before me, a Notary Public in and for said State, personally appeared RONALD L. HUFFAKER, known to me to be the Personal representative of the Estate of Leona Faye McDermott, deceased, and known to me to be the person whose name is subscribed to the foregoing instrument, and acknowledged to me that he 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.



David M. Beal
Notary Public for WASHINGTON
Residing at SEATTLE
My Commission Expires: 3-28-97

JUN 27 1995

QUITCLAIM DEED

GRANTOR, MARTY GOLDSMITH of Boise, County of Ada, State of Idaho, for good and valuable consideration, the receipt of which is hereby acknowledged, does hereby REMISE, RELEASE and forever QUITCLAIM unto FARWEST DEVELOPERS, INC., whose current address is 4550 W. State, Boise, County of Ada, State of Idaho as GRANTEE, and to grantee's heirs and assigns forever, all of the following described real estate situated in Meridian, County of Ada, State of Idaho, to-wit:

Northeast quarter of the Southeast quarter and the North half of the North half of the Southeast quarter of the Southeast quarter of Section 19, Township 3 North, Range 1 East, Boise Meridian, in Ada County, State of Idaho.

Except that portion lying within the Locust Grove right of way.

Except that portion if any lying within Kachina Estates Subdivision according to the plat thereof, filed in Book 35 of Plats at Page 3016 and 3017, records of Ada County, Idaho.

TOGETHER with all tenements, hereditaments and appurtenances thereunto belonging.

In construing this deed, and where the context so requires, the singular includes the plural and the masculine, the feminine and the neuter.

IN WITNESS WHEREOF, Grantor has hereunto subscribed his name to this instrument this 16th day of March, 1994.

Marty Goldsmith
MARTY GOLDSMITH

RECORDED
JUN 27 1995

STATE OF IDAHO)
) ss:
County of Ada)

On this 16th day of March, 1994, before me the undersigned, a notary public for Idaho, personally appeared MARTY GOLDSMITH, known to me to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same.

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



Susan Livingston
Notary Public for Idaho
Residing at Exonnet, Idaho
Commission expires 7-97

94063100
Wilson Carnahan & McCall
ATTORNEYS
JULY 1994
BOISE ID

QUITCLAIM DEED - 2

'94 JUL 1 1994 57
600
JUL 1 1994
JUN 27 1995



PIONEER TITLE COMPANY
OF ADA COUNTY

821 West State Street / Boise, Idaho 83702
(208) 336-6700

888 North Cole Road / Boise, Idaho 83704
(208) 377-2700

ADA COUNTY ORDER
J. DAVID HANSEN
BOISE ID

PIONEER TITLE

'94 SEP 28 PM 4:22

FEE 6.00
RECORDED / Jackson / WEST OF

P133549 CR

SPACE ABOVE FOR RECORDING DATA

WARRANTY DEED

(CORPORATE FORM)

Farwest Developers, Inc. an Idaho Corporation
organized and existing under the laws of the State of Idaho, with its principal office at
5120 N. Turret, Boise, ID 83703 of County of Ada, State of Idaho,
grantor, hereby CONVEYS or GRANTS and WARRANTS TO

Marty Goldsmith, a unmarried man
of 4550 WEST STATE STREET BOISE, ID 83703 grantee(s)
for the sum of

(the following described tract(s) of land in Ada County, State of Idaho:
DOLLARS.

See Attachment

Location of above described property _____
House No. _____ Street _____

The officers who sign this deed hereby certify that this deed and the transfer represented hereby are authorized under a resolution adopted by the board of directors of the grantor at a lawful meeting held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this 23rd day of September, A.D. 1994

Farwest Developers, Inc.
an Idaho Corporation (CORPORATE NAME)

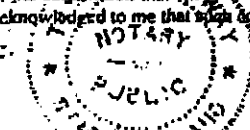
By: Marty Goldsmith President
PRESIDENT

Attest: _____
SECRETARY

STATE OF Idaho County of Ada

On this 23rd day of September in the year of 1994 before me
Thomas H. Anderson a notary public,
personally appeared Marty Goldsmith
known or identified to me to be the President
of the corporation that executed the instrument or the person
acknowledged to me that said corporation executed the same.

Notary Public: Thomas H. Anderson
Residing at: Boise, Idaho
My Commission Expires: 10-10-95



JUN 27 1995

1788000180

ATTACHMENT A

This Attachment A is attached to and by this reference is made a part of the Warranty Deed dated September 23, 1994 between Farwest Developers, Inc., an Idaho Corporation as Grantor and Marty Goldsmith, a unmarried man as Grantee.

A TRACT OF LAND SITUATED IN THE SOUTHEAST QUARTER OF SECTION 18, TOWNSHIP 3 NORTH, RANGE 1 EAST, BOISE MERIDIAN, ADA COUNTY, IDAHO, DESCRIBED AS FOLLOWS:
COMMENCING AT A FOUND STEEL PIN MONUMENTING THE SOUTHEAST CORNER OF SAID SECTION 18,
THENCE ALONG THE EASTERLY LINE OF SAID SECTION 18, SAID LINE ALSO BEING THE CENTERLINE
OF SOUTH LOCUST GROVE ROAD, NORTH 00 DEGREE 44'49" EAST A DISTANCE OF 2654.68 FEET TO
FOUND 1" SQUARE BAR MONUMENTING THE NORTHEAST CORNER OF THE SOUTHEAST QUARTER OF
SAID SECTION 18,

THENCE LEAVING SAID EASTERLY LINE SOUTH 89 DEGREES 17'50" WEST A DISTANCE OF 25.00 FEET
TO A POINT ON THE WESTERLY RIGHT OF WAY OF SAID LOCUST GROVE ROAD SAID POINT BEING
THE POINT OF BEGINNING.

THENCE ALONG SAID WESTERLY RIGHT OF WAY OF LOCUST GROVE ROAD, SOUTH 00 DEGREE 44'49"
WEST A DISTANCE OF 1007.00 FEET TO A SET STEEL PIN,

THENCE LEAVING SAID WESTERLY RIGHT OF WAY NORTH 89 DEGREES 16'11" WEST A DISTANCE OF
20.00 FEET TO SET STEEL PIN,

THENCE NORTH 77 DEGREES 46'14" WEST A DISTANCE OF 82.23 FEET TO A SET STEEL PIN,

THENCE NORTHWESTERLY ALONG THE ARC OF A CIRCULAR CURVE TO THE RIGHT, A DISTANCE OF
82.43 FEET, SAID CURVE HAVING A RADIUS OF 50.00 FEET, A CENTRAL ANGLE OF 71 DEGREES 32'14"
A CHORD BEARING OF NORTH 48 DEGREES 05'49" WEST A CHORD DISTANCE OF 58.45 FEET TO A SET
STEEL PIN,

THENCE NORTHWESTERLY ALONG THE ARC OF A CIRCULAR CURVE TO THE LEFT, A DISTANCE OF
15.07 FEET, SAID CURVE HAVING A RADIUS OF 20.00 FEET, A CENTRAL ANGLE OF 43 DEGREES 10'19"
A CHORD BEARING NORTH 33 DEGREES 54'52" WEST A CHORD DISTANCE OF 14.72 FEET TO A SET
STEEL PIN,

THENCE SOUTH 58 DEGREES 34'38" WEST A DISTANCE OF 152.73 FEET TO A POINT ON THE
CENTERLINE OF EIGHT MILE LATERAL,

THENCE ALONG THE CENTERLINE OF SAID EIGHT MILE LATERAL, NORTH 38 DEGREES 29'53" WEST A
DISTANCE OF 658.45 FEET TO A POINT,

THENCE CONTINUING ALONG SAID CENTERLINE NORTH 37 DEGREES 41'20" WEST A DISTANCE OF
477.70 FEET TO A POINT,

THENCE CONTINUING ALONG SAID CENTERLINE NORTH 35 DEGREES 09'47" WEST A DISTANCE OF
248.35 FEET TO A POINT ON THE NORTHERLY LINE OF SAID SOUTHEAST QUARTER OF SECTION 18,

THENCE ALONG SAID NORTHERLY LINE NORTH 89 DEGREES 47'50" EAST A DISTANCE OF 1058.71 FEET
TO THE POINT OF BEGINNING.

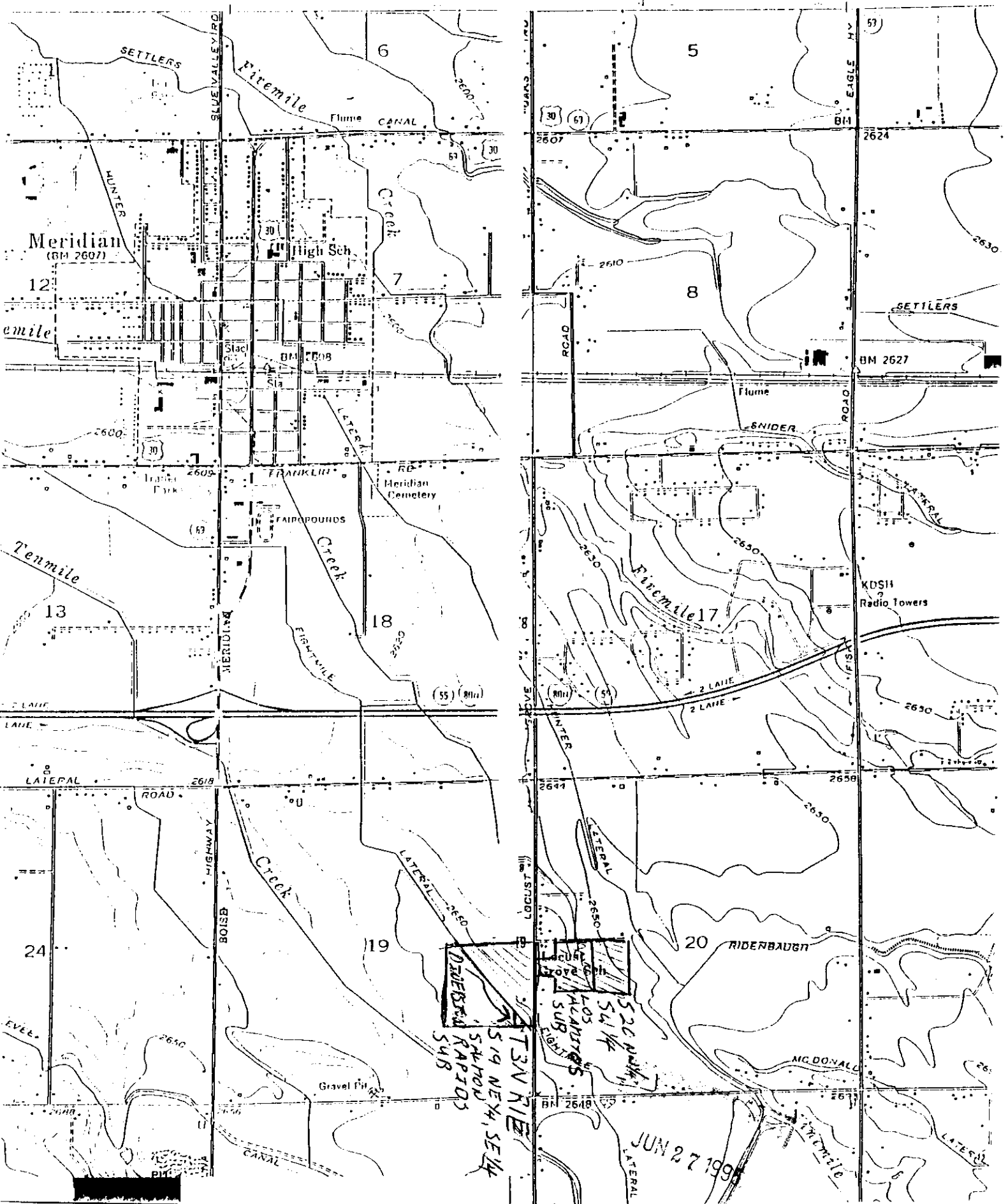
END OF LEGAL DESCRIPTION

RECORDED
JUN 27 1995

ATTACHMENT -R

MERIDIAN QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)

UNITED STATES
DEPARTMENT OF THE INTERIOR
GEOLOGICAL SURVEY





State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 10, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NAMPA & MERIDIAN IRRIGATION DISTRICT
1503 FIRST ST SOUTH
NAMPA ID 83651

RE: WATER RIGHT 63-02968

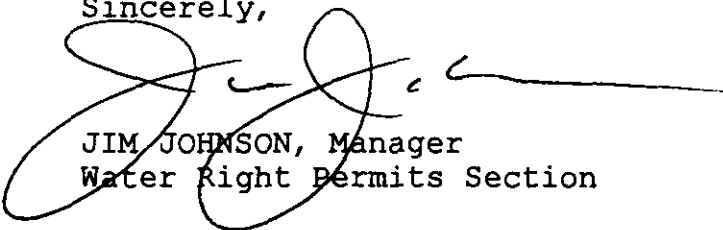
Dear Water Right Holder(s):

The Department is in receipt of the correspondence changing ownership of the above referenced water right to you. We have modified our records to reflect this change in ownership and a computer generated report is enclosed.

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

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

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosure

MICROFILMED

JAN 11 1999

RECEIVED

DEC 09 1998

Department of Water Resources

**RINGERT
CLARK**
CHARTERED
LAWYERS

December 7, 1998

Karilynn Townsend
Idaho Dept. of Water Resources
1301 N. Orchard St.
Boise, ID 83706

Laura E. Burri
Jeffrey R. Christenson
D. Blair Clark
Michael J. Doolittle
S. Bryce Farris
Patrick D. Furey
David Hammerquist
Charles L. Honsinger
Joseph B. Jones
James P. Kaufman
Jennifer Reid Mahoney
James G. Reid
William F. Ringert
Daniel V. Steenson
Alyn L. Sweeney
Samuel Kaufman (1921-1986)

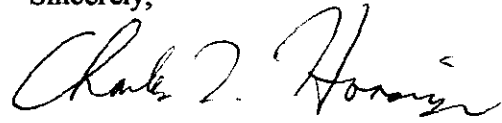
Re: Notice of Change of Water Right Ownership for water right no. 63-02968

Dear Karilynn:

Enclosed please find the above-referenced document, together with a plat map, a recorded deed transferring ownership of the lot containing the well for this water right to Nampa & Meridian Irrigation District, and a recorded Well Agreement specifying that the intent of the parties is that Nampa & Meridian Irrigation District operate the well for the benefit of the lot owners. I believe this is sufficient to establish ownership of the water right in Nampa & Meridian Irrigation District. If not, please contact me for discussion of this matter.

Thank you for your anticipated help.

Sincerely,



Charles L. Honsinger

enclosure(s)

cc: Daren Coon

MICROFILM

JAN 11 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

October 2, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

NAMPA & MERIDIAN IRRIGATION DISTRICT
1503 1ST ST SOUTH
NAMPA ID 83651

RE: Assignment of Permit 63-02968

Dear Permit Holder(s):

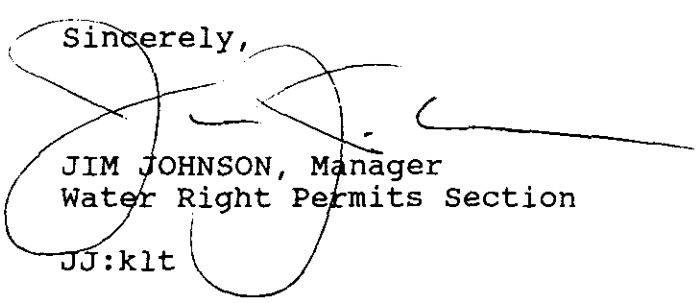
We have recently received an Assignment of Permit for the above-mentioned permit and a \$25.00 filing fee.

Research of this file indicates that this is a **licensed** right and the requested assignment is unnecessary. Because of this, the \$25.00 filing fee will be refunded separately by our Fiscal Department.

Ownership change for licensed water rights is accomplished with a Notice of Change of Water Right Ownership form which I have enclosed for your convenience. There is no fee required for this process.

If you have any questions regarding this matter, please call me at 208-327-7947.

Sincerely,



JIM JOHNSON, Manager
Water Right Permits Section

JJ:klt

Enclosures

APPROPRIATE

JAN 11 1999



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

March 25, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

KIM KINNEY
FARWEST DEVELOPERS
4550 W STATE ST
BOISE ID 83703

RE: Water Rights 63-02968 and 63-12410

Dear Ms. Kinney:

I am writing in response to the three questions you posed in your March 17, 1998, letter to Cindy Zimmerman.

How many lots will our new water right and additional capacity serve?

Permit 63-12410 was issued for domestic use on 236 subdivision lots, as indicated in conditions 11 and 12 on the second page of your permit. The permit was issued for 1.50 cfs as you requested on your application. As a rule of thumb, 1.50 cfs is sufficient to irrigate about 75 acres or to provide in-house domestic use for more than 1000 homes. Based on statements in your application, I understand that it is your intention to develop 1.50 cfs for the irrigation of lawns, not for in-house use.

Initially, the water right was to be used as a primary source of water. We requested a different allocation and right to be issued.

Right 63-02968 authorizes the diversion of 0.46 cfs for the irrigation of up to 23 acres. Permit 63-12410, authorizes the development of an additional 1.50 cfs. Rights 63-02968 and 63-12410 both carry conditions requiring you to use surface water that may be available to you for irrigation purposes. Conditions relating to surface water use were placed on Transfer 4610, which changed the place of use for right 63-02968, because your place of use is within the Nampa-Meridian Irrigation District and because the right had historically been used only used when the Nampa-Meridian water was unavailable. Similar conditions were placed on permit 63-12410 because of your statement on the application that Nampa-Meridian Irrigation District and the City of Meridian also supply water to you for irrigation. IDWR has been including this kind of condition on new permits and transfers in the Treasure Valley in response to widespread concern that subdivisions and commercial land development are contributing to declining ground water levels.

MICROFILMED

APR 16 1998

Kim Kinney
March 25, 1998
Page 2

In addition, Permit 63-12410 cannot be used to irrigate common areas, parks, or lots which have no homes. Right 63-02968 can, however, be used on any 23 acres within the authorized place of use so long as the conditions requiring the use of surface water are also met.

Is it possible to transfer all rights back to Salmon Rapids and use the additional rights along with existing rights to serve Salmon Rapids in its entirety and isolate this subdivision from Los Alamitos and Raven Hills.

I believe the answer is yes, but I would suggest discussing the details of your plan with an agent of IDWR. Depending on exactly what you plan to do, you may not even need to file any paperwork with IDWR. As you consider what to do, please bear in mind the following items. First, permit 63-12410 is not a perfected water right, but merely authorization to develop a water right. When you submit your proof of beneficial use statement, which is due on January 1, 2003, IDWR will investigate the development made under the permit and issue a water right license for the beneficial use of water made under the permit. Therefore, during the development period for the permit, you may "reduce" the right simply by choosing not to develop to the full extent authorized. Second, by concentrating or "stacking" your rights on a smaller place of use, you may find that your rights for irrigation from a single source equal more than 0.02 cfs (one miner's inch) per acre. Without significant justification, IDWR cannot recognize a water right for more than 0.02 cfs per acre.

If you have any questions or if you would like to meet to discuss these or other water right matters, please contact me at 208-327-7946.

Respectfully,



Shelley Walter Keen
Water Rights Supervisor

MICROFILMED

APR 16 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

December 29, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

Kim Kinney
Farwest LLC
4550 W State St
Boise ID 83703

SENT VIA FAX

338-3790

Re: 63-02964 & 63-12410

Dear Ms. Kinney,

As follow-up to our telephone conversation today, I will try to clarify which lots are covered under which right and which lots are not covered.

Transfer No. 4610 (copy attached) changed all 23 acres of license 63-02968 to irrigate the following subdivision lots:

Los Alamos Park Subdivision:	Lots 1-12, Block 2, Lots 1-13, Block 3, Lots 1-17, Block 4;
and Salmon Rapids Subdivision:	Lots 1-45, Block 2, Lots 1-18, Block 3, Lots 1-12, Block 4.

Lots covered under Permit No. 63-12410 are identified on page 2 of the permit document. Common area lots not covered under either rights are:

Los Alamos Park Subdivision:	Lot 11, Block 8, Lots 6 & 11 (school lot), Block 9;
Raven Hill Subdivision:	Lots 1 & 5, Block 1, Lot 1, Block 5;
and Salmon Rapids Subdivision:	Lots 56 & 71, Block 2, Lots 30-31, Block 3.

The readability of the plats submitted with 63-12410 is poor. I was not able to determine total acres not covered under a right.

As I advised on the telephone, I believe your best bet to get water right coverage for the common areas and school lot is to purchase an existing licensed groundwater irrigation water right and transfer that right to your place of use and point of diversion. If you have any questions or require assistance, you may contact me directly at (208) 327-7944.

Respectfully,

Cindy Zimmerman
Water Resource Agent

MICROFILMED
FEB 11 1998

63-12410

**PRELIMINARY PLAT
LOS ALAMITOS PARK SUBDIVISION NO. 3**
SITUATED IN A PORTION OF THE N 1/2 OF THE SW 1/4
OF SECTION 20 T3N R1E 34M ADA COUNTY IDAHO

PLAT 5-12 6/15/78 - 4 SHEETS

NOTES

1. BUILDING SETBACKS IN THIS SUBDIVISION SHALL CONFORM TO THE APPLICABLE ZONING REGULATIONS OF THE CITY OF MERIDIAN.
2. ALL LOT LINES CORNER TO A PUBLIC RIGHT-OF-WAY LINE HAVE A 10' (10' FOOT) SIDE SETBACK PUBLIC UTILITIES, DRAINAGE, UTILITY AND LANDSCAPE (LANDSCAPE), UNLESS OTHERWISE NOTED.
3. EACH SIDE OF CORNER LOT LINES HAVE A FIVE (5) FOOT PERMANENT PUBLIC UTILITIES, UTILITY AND DRAINAGE (LANDSCAPE), UNLESS OTHERWISE NOTED.
4. ALL STREETS HAVE A SIXTY (60) FOOT RIGHT-OF-WAY UNLESS OTHERWISE NOTED.
5. ALL ROAD CONSTRUCTION SHALL CONFORM TO THE REQUIREMENTS OF THE ADA COUNTY HIGHWAY DISTRICT.
6. SEWER SERVICE SHALL BE PROVIDED BY A CENTRAL SEWER SYSTEM.
7. WATER SERVICE SHALL BE PROVIDED BY A CENTRAL WATER SYSTEM.
8. CORNERS ARE AT 1 FOOT INTERVALS AND SHOWN TO ALL ELEVATIONS.
9. LOT 10 BLOCK 4 AND LOT 11 AND 14 BLOCK 5 ARE NON-BUILDABLE LOTS AND WILL BE DESIGNATED TO THE RAUPA/NEEDHAM CONDOMINIUM DISTRICT.
10. LOT 6 BLOCK 3 IS A NON-BUILDABLE LOT TO BE OWNED AND MANTAINED BY THE HOUSING'S ASSOCIATION AND SHALL BE USED AS A 30 FOOT WIDE CORRIDOR TO THE PROPOSED SCHOOL, ETC.
11. LOT 1 BLOCK 3 IS A NON-BUILDABLE LOT, AND SHALL BE DESIGNATED AS A LANDSCAPED LOT.
12. LOT 10 BLOCK 4 AND LOT 11 BLOCK 5 MAY BE STREET FRONTAGE LOTS AS REQUIRED.
13. IMPROVE LOT 100' 200' 300' 400' 500' 600' 700' 800' 900' 1000' 1100' 1200' 1300' 1400' 1500' 1600' 1700' 1800' 1900' 2000' 2100' 2200' 2300' 2400' 2500' 2600' 2700' 2800' 2900' 3000' 3100' 3200' 3300' 3400' 3500' 3600' 3700' 3800' 3900' 4000' 4100' 4200' 4300' 4400' 4500' 4600' 4700' 4800' 4900' 5000' 5100' 5200' 5300' 5400' 5500' 5600' 5700' 5800' 5900' 6000' 6100' 6200' 6300' 6400' 6500' 6600' 6700' 6800' 6900' 7000' 7100' 7200' 7300' 7400' 7500' 7600' 7700' 7800' 7900' 8000' 8100' 8200' 8300' 8400' 8500' 8600' 8700' 8800' 8900' 9000' 9100' 9200' 9300' 9400' 9500' 9600' 9700' 9800' 9900' 10000' 10100' 10200' 10300' 10400' 10500' 10600' 10700' 10800' 10900' 11000' 11100' 11200' 11300' 11400' 11500' 11600' 11700' 11800' 11900' 12000' 12100' 12200' 12300' 12400' 12500' 12600' 12700' 12800' 12900' 13000' 13100' 13200' 13300' 13400' 13500' 13600' 13700' 13800' 13900' 14000' 14100' 14200' 14300' 14400' 14500' 14600' 14700' 14800' 14900' 15000' 15100' 15200' 15300' 15400' 15500' 15600' 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SALMON RAPIDS

SITUATED IN A PORTION OF THE E 1

MERIDIAN
GREENS
NO. 2

SPORTSMAN'S
POINT

PHASE 2

KACHINA ESTATES

(N 00°17'52" E)
(N 00°28'41" E)

SEE NOTE 14

8" SEWER
(STUB OUT AND CAP)

63-02968

LIMITS OF F.E.M.A. ZONE X
SEE NOTE 13

KACHINA ESTATES

63-12410

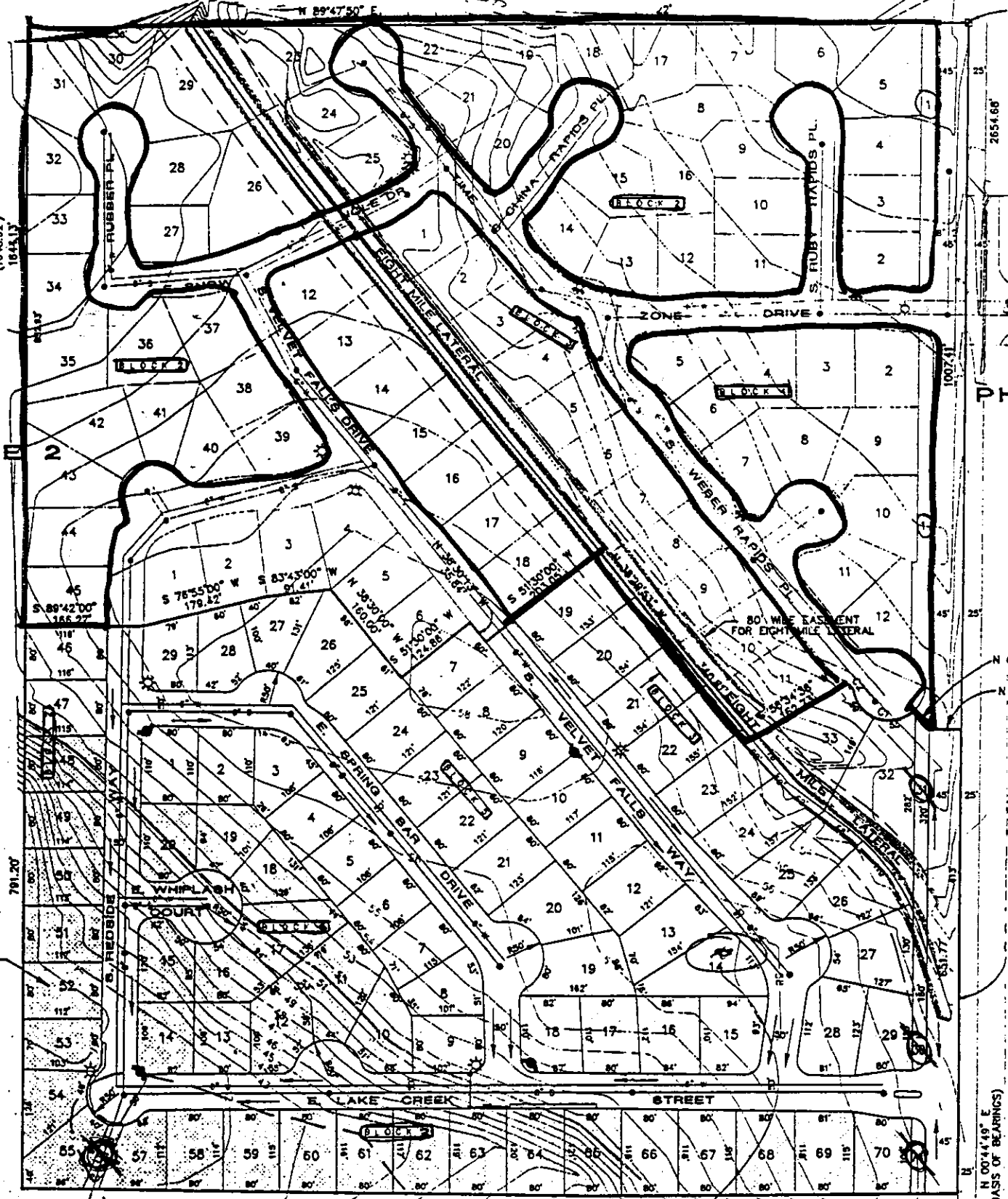
N 89°57'08" E

SALMON RAPIDS SUBD.

as plat records change

MICROFILMED
EXPT. 14 BLK 5
(LOT + BLK TYP change)
2104.75'

SE CORNER
SECTION 18
C&G NO. 9241



RECEIVED

CONVERSATION MEMORANDUM

SEP 16 1996

DATE 9/13/96

Department of Water Resources

FILE 63-02968

NAME OF PARTY Randy Tescher - Mt. Landscape 343-7572

EMPLOYEE Steve Lester

RE: IDWR APPROVAL?

Called yesterday a week for sprinkler system in subd. - mentioned Ed Squier's IDWR letter but had no w.r. etc. #. I suggested he call Ed to see if Ed could him i.d. specific questions for IDWR to respond.

His (Randy) response was to fax cc of DRT's 12/18/95 letter c 63-02968. Looking at letter's T.4610, does not appear that IDWR has any comment now except:

As long as water from any source (well in 63-02968? dtd water re NMID?) is used within limits of water right, this office has nothing to approve/disapprove at this time.

Left above msg. for Randy this a.m. - suggests call Regis if have following questions.

MICROFILMED

FEB 11 1998

File this in S.O. Vault file w/ cc to Regis file

↓
Conv. memo only, not Randy's fax



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

February 12, 1996

JOHN SHIPLEY
2770 S LOCUST GROVE RD
MERIDIAN ID 83642

RE: Water Right 63-02968 in the name of Farwest LLC

Dear Mr. Shipley:

I am writing in response to our conversations last Friday about water use under water right 63-02968. It is my understanding that you are concerned that diversion and use of water under right 63-02968 may adversely impact your right to divert groundwater for domestic purposes. You suggested that requiring use of surface water in conjunction with water diverted under right 63-02968 could possibly protect groundwater levels in the area.

As we discussed, Transfer No. 4610 was approved last June to change the place of use of right 63-02968 to cover 23 acres of lawn and garden irrigation in the Salmon Rapids and Los Alamitos subdivisions. I have enclosed a photocopy of the transfer approval document for you. Please note the language of Conditions 6 & 7 in Transfer 4610. These conditions of approval require the right holder to keep any surface water rights appurtenant to the lands on which the subdivisions are built and to use those surface water rights. In response to concerns over declining groundwater levels, the Department is imposing these or similar conditions on permits and transfers for groundwater irrigation rights in the Boise River drainage. The Department expects the right holder to fully comply with these and all other conditions of approval.

You might also be interested to know that widespread concern about the impact of subdivision and commercial land development on groundwater levels in the Boise River drainage has prompted the Department to enter into an agreement with United Water Idaho, the University of Idaho, Boise State University, and other entities to study the groundwater resource in the drainage. The legislature recently appropriated \$300,000 to fund part of the study. It is hoped that this study will develop the knowledge base necessary to minimize the impacts of future growth on our groundwater resources.

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FEB 11 1998

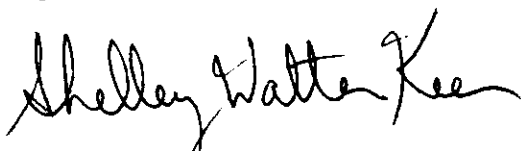
Mr. John Shipley
Re: Water Right 63-02968
February 12, 1996
Page 2

Also, I spoke with Dave Tuthill, manager of the Department's Western Region office, which is located on Airport Way in Boise. He asked me to tell you that if you send him a written request along with evidence of a groundwater level decline impacting your water right, he will direct his staff to investigate. The investigation will take into account the direction provided in Section 42-226 of the Idaho Code, which says, in part:

(W)hile the doctrine of "first in time is first in right" is recognized, a reasonable exercise of this right shall not block full economic development of underground water resources. Prior appropriations of underground water shall be protected in the maintenance of reasonable ground water pumping levels as may be established by the director of the department of water resources

If I can be of further service to you, please call me at 327-7946. You can reach our Western Region office at 334-2190.

Respectfully,



Shelley Walter Keen
Water Rights Supervisor

SWK
Enclosures

c: Dave Tuthill

MICROFILMED

FEB 11 1998

MEMORANDUM

DATE: February 12, 1996

TO: File 63-02968

FROM: Shelley W. Keen ^{SK}

RE: Inquiry from the Governor's Office

=====

This morning John Carlson asked me to respond to a request made by Jason Kriezenbeck of the Governor's Office (334-2100) that the Department look into the concerns of Mr. John Shipley (887-7770 at work and 888-4239 at home).

I called Mr. Shipley twice, the first time to inquire about the nature of his concerns and the second time to respond. I learned that Mr. Shipley has a domestic well located at T3N, R1E, S20, SW $\frac{1}{4}$, as evidenced by SRBA claim A63-17865. He is concerned about potential well interference problems from a well serving as the point of diversion for right 63-02968. Right 63-02968 was transferred in 1995 to cover 23 acres of lawn and garden irrigation in the Salmon Rapids and Los Alamitos subdivisions in Meridian. Mr. Shipley said that use of the irrigation well in 1992 after surface water to the area had ceased caused his domestic well to go dry. He believes that the holder of right 63-02968, Marty Goldsmith, should be required to use surface water in order to maintain the historical recharge of the groundwater in the area. I informed Mr. Shipley that the conditions of approval on the transfer for right 63-02968 require the use of surface water and that the Department expects compliance with the conditions.

I also spoke to Dave Tuthill, who reminded me of the procedure that Mr. Shipley should follow if he has evidence of injury gathered by monitoring his well or by some other means. In short, Dave will direct his staff to investigate if he receives a written request to do so. I informed Mr. Shipley of this option.

I also agreed to send Mr. Shipley a photocopy of the transfer approved for right 63-02968.

MICROFILMED

FEB 11 1998

**State of Idaho****DEPARTMENT OF WATER RESOURCES**

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

FAX (208) 334-2348

December 15, 1995

PHILIP E. BATT
GOVERNORKARL J. DREHER
DIRECTOR

Mr. Gary D. Smith, P.E., City Engineer
City of Meridian
33 East Idaho
Meridian, Idaho 83642

RE: Well Interference -- Salmon Rapids Subdivision No. 3

Dear Mr. Smith:

I am responding to your letter dated December 11, 1995, in which you raised three questions relative to the above-referenced project. I will restate your questions and provide responses from the standpoint of this Department.

1. What happens if the developer's use of an irrigation well impacts the water supply of any adjacent residential well?

Response: The use of the irrigation well must be limited per the provisions of the water right associated with the well. In this case, the water right is represented by License No. 63-02968, for which a water right transfer was approved on June 22, 1995. A copy of this approved transfer is enclosed. If use of the irrigation well impacts an adjacent residential well, the owners of the two wells first need to attempt to work out a solution. This is the most common method of solving this type of interference problem. In rare situations when this method does not resolve the problem, the parties need to go to court to obtain relief.

2. What would be the city's position in such a well interference situation if they had approved of the drilled wells' use for irrigation purposes?

Response: Approval of appropriation and use of a source of water for irrigation purposes is normally a responsibility of the Department of Water Resources, not of the municipality. I am not aware of a role for the municipality in a well interference matter.

3. Will IDWR monitor the irrigation well for "Proof of Beneficial Use" similar to what is done for municipal wells?

Response: The "Proof of Beneficial Use" process is used to ripen a water right permit into a license. We do not have a requirement for the submittal of proof with respect to a licensed water right that has been transferred. However, Mr. Marty Goldsmith called me to ask about the potential for the Department to monitor the annual

FEB 11 1998

Mr. Gary D. Smith, P.E.

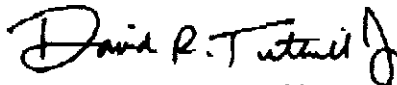
-2-

December 18, 1995

production of the well as a means to ensure that neighboring residential ground water users are not adversely impacted by the use of the well for lawn watering purposes. I advised Mr. Goldsmith that this office would be willing to annually review information submitted by a private consulting firm which would be collected at the well owners' expense. He felt that this process might alleviate the concern expressed by some neighbors. Also, note on the enclosed copy that the approved water right transfer is subject to certain conditions of approval.

Please feel free to contact me if you desire further clarification on any of these responses.

Sincerely,



David R. Tuthill, Jr., P. E.
Manager, Western Region Office

cc: Farwest LLC

Enclosure: Copy of Transfer of Water Right

MICROFILMED

FEB 11 1998

OFFICIALS

WILLIAM G. BERG, JR., City Clerk
 JANICE L. GASS, City Treasurer
 GARY D. SMITH, P.E., City Engineer
 BRUCE D. STUART, Water Works Supt.
 JOHN T. SHAWCROFT, Waste Water Supt.
 DENNIS J. SUMMERS, Parks Supt.
 SHARI L. STILES, P & Z Administrator
 PATTY A. WOLFGEL, DMV Supervisor
 KENNETH W. BOWERS, Fire Chief
 W.L. "BILL" GORDON, Police Chief
 WAYNE G. CROCKSTON, JR., Attorney

HUB OF TREASURE VALLEY

A Good Place to Live

CITY OF MERIDIAN

33 EAST IDAHO

MERIDIAN, IDAHO 83642

Phone (208) 888-4433 • FAX (208) 887-4813
 Public Works/Building Department (208) 887-2211
 Motor Vehicle/Drivers License (208) 888-4443

GRANT P. KINGSFORD

Mayor

COUNCIL MEMBERS

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 MAX YERRINGTON
 ROBERT D. CORRIE
 WALT W. MORROW

P & Z COMMISSION

JIM JOHNSON, Chairman
 MOE ALIDJANI
 JIM SHEARER
 CHARLIE ROUNTREE
 TIM HEPPER

December 11, 1995

Mr. David Tuthill, PE *DM*
 Manager, Western Regional Office
 Idaho Department of Water Resources
 2735 Airport Way
 Boise, Idaho 83705-5082

RECEIVED**DEC 15 1995**

WATER RESOURCES
 WESTERN REGION

RE: WELL INTERFERENCE
Salmon Rapid Subdivision No. 3

Dear Mr. Tuthill:

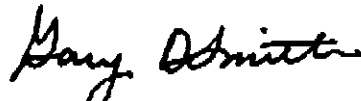
The Meridian City Council has been considering approval of a single family subdivision that is using a drilled well to provide water to the subdivisions pressurized irrigation system.

The Mayor and Council has asked what happens if the developers use of the irrigation well impacts the water supply of any adjacent residential well and what would be the city's position in such a well interference situation if they had approved of the drilled wells' use for irrigation purposes.

Also, will your department monitor the irrigation well for "Proof of Beneficial Use" similar to what is done for our municipal wells?

This matter will be heard again at the City Council meeting scheduled for December 19, 1995. I know time is short but I would appreciate receiving your response to these questions so that I can advise my Mayor and Council.

Sincerely,



Gary D. Smith, PE
 City Engineer

cc: File
 City Clerk

MICROFILMED

FEB 11 1998



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

August 17, 1995

Gary D. Smith
City of Meridian
33 E. Idaho
Meridian, ID 83642

RE: Water Right No. 63-02968

Dear Mr. Smith:

I have received your letter concerning the monitoring of the well under the water right referenced above.

At this point, the right holder is not required to monitor the well. We have been monitoring wells in the area for a period of time, however, the information collected does not lead to a conclusion that there are declining groundwater problems.

In the event that this trend changes, the department reserves the right to enforce monitoring of wells in the area.

If you have any further questions, give me a call.

Sincerely,

JIM JOHNSON, Manager
Water Right Permits Section

MICROFILMED
FEB 11 1998

OFFICIALS

WILLIAM G. BERG, Jr., City Clerk
JANICE L. GASS, City Treasurer
GARY D. SMITH, P.E. City Engineer
BRUCE D. STUART, Water Works Supt.
JOHN T. SHAWCROFT, Waste Water Supt.
DENNIS J. SUMMERS, Parks Supt.
SHARI S. STILES, P & Z Adm.
KENNETH W. BOWERS, Fire Chief
W. L. "BILL" GORDON, Police Chief
WAYNE G. CROOKSTON, JR., Attorney

HUB OF TREASURE VALLEY

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33 EAST IDAHO
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Public Works/Building Department (208) 887-2211

GRANT P. KINGSFORD
Mayor

COUNCIL MEMBERS

RONALD R. TOLSON
MAX YERRINGTON
ROBERT D. CORRIE
WALT W. MORROW

P & Z COMMISSION

JIM JOHNSON, Chairman
MOE ALIDJANI
JIM SHEARER
CHARLIE ROUNTREE
TIM HEPPEL

July 3, 1995

RECEIVED

JUL 6 1995

Department of Water Resources

Mr. Jim Johnson, Manager
Water Right Permits Section
Idaho Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720-9000

RE: TRANSFER OF WATER RIGHT NO 63-02968

Dear Jim:

Marty Goldsmith, Farwest LLC, recently sent me a copy of this approved Transfer of Water Right as I had requested.

Because there are several nearby property owners concerned about the continuing viability of their private wells, I respectfully request that the right holder be notified by your department to monitor the amount of water being pumped during the specified "period of use" in a manner acceptable to you.

I have asked the right holder to provide a map to me outlining the areas to be irrigated by this well, which map shall also show the irrigation system.

Sincerely,



Gary Smith, P. E.
City Engineer

GS/mj

cc: File

Marty Goldsmith

John Shipley

MICROFILMED

FEB 11 1998

OFFICIALS

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JANICE L. GASS, City Treasurer
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WALT W. MORROW

P & Z COMMISSION

JIM JOHNSON, Chairman
MOE ALIDJANI
JIM SHEARER
CHARLIE ROUNTREE
TIM HEPPER

July 3, 1995

Mr. Jim Johnson, Manager
Water Right Permits Section
Idaho Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720-9000

COPY

RE: TRANSFER OF WATER RIGHT NO 63-02968

Dear Jim:

Marty Goldsmith, Farwest LLC, recently sent me a copy of this approved Transfer of Water Right as I had requested.

Because there are several nearby property owners concerned about the continuing viability of their private wells, I respectfully request that the right holder be notified by your department to monitor the amount of water being pumped during the specified "period of use" in a manner acceptable to you.

I have asked the right holder to provide a map to me outlining the areas to be irrigated by this well, which map shall also show the irrigation system.

Sincerely,

Gary Smith

Gary Smith, P. E.
City Engineer

GS/mj

cc: File

Marty Goldsmith ✓

John Shipley

MICROFILMED

FEB 11 1998

OFFICIALS

WILLIAM G. BERG, JR., City Clerk
JANICE L. GASS, City Treasurer
GARY D. SMITH, P.E., City Engineer
BRUCE D. STUART, Water Works Supt.
JOHN T. SHAWCROFT, Waste Water Supt.
DENNIS J. SUMMERS, Parks Supt.
SHARI S. STILES, P & Z Adm.
PATTY A. WOLFKIEL, DMV Supervisor
KENNETH W. BOWERS, Fire Chief
W.L. "BILL" GORDON, Police Chief
WAYNE G. CROOKSTON, JR., Attorney

HUB OF TREASURE VALLEY

A Good Place to Live

CITY OF MERIDIAN

33 EAST IDAHO

MERIDIAN, IDAHO 83642

Phone (208) 888-4433 • FAX (208) 887-4813
Public Works/Building Department (208) 887-2211
Motor Vehicle/Drivers License (208) 888-4443

GRANT P. KINGSFORD
Mayor

COUNCIL MEMBERS

RONALD R. TOLSON
MAX YERRINGTON
ROBERT D. CORRIE
WALT W. MORROW

P & Z COMMISSION

JIM JOHNSON, Chairman
MOE ALIDJANI
JIM SHEARER
CHARLIE ROUNTREE
TIM HEPPER

July 17, 1995

RECEIVED
JUL 20 1995
Department of Water Resources

Mr. Jim Johnson, Manager
Water Right Permits
Idaho Department of Water Resources
1301 N. Orchard St.
Statehouse Mail
Boise, Idaho 83720-9000

RE: WATER RIGHT NO. 63-002968

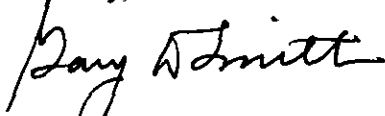
Dear Jim:

Today I am in receipt of an unsigned copy of a letter written to you by Mary Goldsmith discounting the request I had made to you by letter on July 3, 1995 for him to monitor the amount of water being pumped, in a manner acceptable to you.

I am not sure what the City of Meridian's position in this well is except that we had required this developer to provide a pressurized irrigation system to his subdivision (s). Several nearby property owners, Mr. John Shipley in particular, have raised concerns about the viability of their existing shallow domestic wells when Marty Goldsmith's well is in operation. Mr. Shipley advises me that when this well was used to irrigate the farm operation on this ground his well was seriously adversely affected. I am sure if Mr. Shipley's well, and others, are again affected by the pumping of this irrigation well we will all be notified in one way or another. In light of this it seemed prudent to monitor the discharge in some manner to confirm the water right is not being exceeded.

I would appreciate hearing from you on this issue.

Sincerely,



Gary D. Smith, PE
City Engineer

cc: File MICROFILMED

FEB 11 1998

Farwest Developers

July 12, 1995

Mr. Jim Johnson, Manager
Water Right Permits Section -Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720-9000

RECEIVED
JUL 17 1995
Department of Water Resources

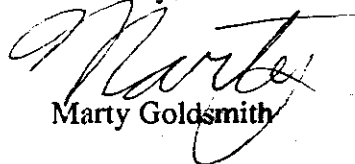
Mr. Johnson:

I have received a copy of the letter that was sent to you by the Meridian City Engineer, Gary Smith. In this letter Mr. Smith requested that you require that we monitor the amount of water being diverted by the well that is the source of our water right. I believe that taking such action would cause you unnecessary time and effort and require superfluous action and expense on our part. My intent here is to eliminate this waste of effort so that we can all turn our attentions to more important matters.

Our basis for the foregoing conclusion is that we have already incorporated these concerns in our planning and design. We have based computations for the water to be drawn from this source on water requirements for turf grass on 148 building lots and the associated common areas of each of two phases of two subdivisions (see supporting computations with our recent water right transfer application). Turf grass requirements are computed using the average of Toro Company's thirty year records of Boise Valley evapotranspiration. These computations reveal that the average peak demand period of July requires 0.25 inches of water per day, the average requirement for May through September is 0.17 inches per day. The water right that we have is for 0.46 CFS or 297,216 GPD. During the peak demand period, the water requirements for the twenty three acre area covered by our water right and irrigation system will be 156,126 GPD or 52.5% of the allowable 0.46 CFS. The average usage during May through September would be 106,168 GPD or 35.7% of the allowable 0.46 CFS.

If one wished to ascertain our effect on the water table, these figures could be used to compute that. If one were concerned that we need stay within the bounds of our water right, we have used the foregoing computations in the design of our system and scheduling of individual sprinkler systems. At the peak demand of the irrigation season, we are far from the using all of our rights to water. If I may provide clarification or details of the basis of the my computations, please call me.

Sincerely,



Marty Goldsmith

cc: Gary Smith
watr5-01.doc RO FILMED

FEB 11 1998



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

JUNE 22, 1995

FARWEST LLC
4550 W STATE ST
BOISE ID 83703

Transfer of Water Right No. 63-02968

Dear Water Right Holder(s):

Enclosed is a copy of your approved Transfer of Water Right for the above referenced water right (Transfer No. 4610). 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

RECEIVED
JUN 27 1995

MEMORANDUM

TO: FILE NO. 63-02968

FROM: PAM SKAGGS/^{CS}STATE OFFICE

SUBJECT: TRANSFER NO. 4610

DATE: June 21, 1995

=====

Transfer No. 4610 was filed to change a portion of the described place of use to a new location. The originally licensed acres have been subdivided reducing the total irrigation. The now surplus portion of the right is being transferred to the neighboring section for irrigation of a second subdivision being developed.

Nampa-Meridian Irrigation District water is also used on both the original and new place of use. The groundwater right was developed to supplement the surface right and transfer approval conditions should address that continued combined use.

Other recommended conditions include future measuring and reporting, right-of-way, irrigation overlap and standard transfer conditions.

RECEIVED
JUN 27 1995

TRANSFER REVIEW SHEET
(04-95)

Transfer # 4610

Date Reviewed 6-21-95
28

Right(s) 63-02968 _____

☒ Print Split Summary ☒ Run POU Comparison Report

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 Warranty & Quitclaim deeds show conveyance of property
in Sec 19 to Marty Goldsmith & Farwest Inc.

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
(6) ☒ Source (7) ☒ P/D (8) _____ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) NONE Pertinent Conditions (13) NO Expansion

(3) Standard Season 3-15 to 11-15
(5) No VOL on License Standard = $23 \times 4.5 = 103.5$ aka $< VOL$
(8) Change P/U - 12 Acres to Sec 20

GW supplemental to Nampa-Meridian IRR District.

Transfer Remarks WB3, WB8, WB7
Conditions O1M, R32, T04, T07, T08, T09
Duplicate/WB7

Database/Processing Notes T file - Standard
6/23/95
pe

WR Reports File _____ Transfer Memo Complete ☒

WR0749NP
No. T63-02968

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/21/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	FARWEST LLC 4550 W. STATE ST BOISE ID. 83703 (208) 338-9708	11/19/1953	IRRIGATION	03-15 11-15	0.460 CFS	103.50 AFA
TOTAL DIVERSION:					0.460 CFS	103.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T03N R01E S19 NESE

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	Lt	Ac	Lt	Ac	SUM
03N	01E	19	:	:	:	:	:	:	:	:	:	:	:	11	:	:	:	:	:	11.0
03N	01E	20	:	:	:	:	:	:	:	12	:	:	:	:	:	:	:	:	:	12.0
TOTAL ACRES																			23.0	

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:
63-02968

Other Water Rights Listing Overlapping Place(s) of use:
63-02968 63-04296 63-04876

Conditions of Approval:

- 01M - After specific notification by the department, the right holder
 - shall install a suitable measuring device or shall enter into an
 - agreement with the department to determine the amount of water
 - diverted from power records and shall annually report the
 - information to the department.
- 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.

Remarks: * The right holder shall use the full allotment of appurtenant surface water rights, to the extent they are available, in conjunction with groundwater diverted pursuant to this right.
* This right to divert groundwater shall not be used if the surface water right(s) appurtenant to the place of use is sold,

WR0749NP
No. T63-02968

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/21/95
PAGE: 2

Remarks: transferred, leased or used on any other place of use without
the approval of the Department.

* This right when combined with all other rights shall provide
no more than .02 cfs/per acre nor exceed a combined annual
diversion volume of 103.5 af for the lands above.

Dates: App. Received: Priority Date: 11/19/1953
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: 05/09/1995 User-ID: CHODGES Subject: **TRANSFER NO. 4610**
Filed 4/24/95 to change portion of place of use as a result of
subdivision.

Audit: 05/09/95 CHODGES 06/19/95 SCURTIS 06/21/95 PSKAGGS

.....

TQ3N R01E S 20										71ew P/U										
6302017	UNNAMED ST :	40				10 :														50
6302388	BOISE RIVE :																			
A6302388	BOISE RIVE :																			
6302968	GROUNDWATE :																			
6304296	GROUNDWATE :										12									12
6304876	GROUNDWATE :										6									6
6305041	GROUNDWATE :										2									2
A6305041	GROUNDWATE :													32	39					71
6309809	GROUNDWATE :													32	35					67
6310885	GROUNDWATE :																2			2
A6316323	GROUNDWATE :																			
A633018120	BOISE RIVE :																			
--86 MAP--	C1Q-X 58 :	38	39	40	39	34	38	38	38	40	37	38	40	39	40	38	40	616		

T # 4610

WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 06/19/95

PAGE: 1

WATER RIGHT
NUMBER

NAME

CFS

63-02968

KING , JAMES B.

0.46

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

#4610

INITIAL REVIEW BY: Cy4 APPLICANT Farwest

1. Right number 63-2968
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
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use. sent to Sue
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). plot maps also requested, rec'd 5/17/95
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. requested rec'd 5/17/95
 - h. ☒ Check for expansion in use of right. Comments See attached
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) None from ground water
 - j. ☒ SRBA claim. Comments filed in name of McDermott. Change in ownership request rec'd but insufficient proof of ownership on file - has been requested
 - k. ☒ Is use within Water District? ☐ Yes ☒ No
If yes, what district? _____ Comment letter sent ☐ Yes ☐ No
 - l. ☐ Legal notice electronically transmitted to DWR03::Vault?

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 6/16/1995

RECEIVED

JUN 15 1995

Department of Water Resources

Salmon Rapids I & II

land - scape lot	Blk	Lot	Sq. Ft.	Blk	Lot	Sq. Ft.
	2	①	7,394	2	42	10,281
	2	2	8,551	2	43	10,212
	2	3	8,423	2	44	9,709
	2	4	8,631	2	45	8,938
	2	5	11,675	3	1	9,285
	2	6	11,345	3	2	8,764
	2	7	10,509	3	3	9,274
common area	2	⑧	10,307	3	4	10,781
	2	9	8,978	3	5	9,002
	2	10	10,483	3	6	8,738
	2	11	10,064	3	7	8,832
	2	12	9,315	3	8	8,716
	2	13	10,407	3	9	8,599
	2	14	10,282	3	10	8,483
	2	15	9,349	3	11	10,382
	2	16	11,398	3	12	9,510
	2	17	10,624	3	13	9,061
	2	18	9,241	3	14	9,405
	2	19	9,590	3	15	9,337
	2	20	10,133	3	16	9,287
	2	21	9,256	3	17	9,306
	2	22	9,151	3	18	9,467
	2	23	11,360	4	①	9,657
	2	24	8,149	4	2	9,792
	2	25	9,120	4	3	9,384
	2	26	8,722	4	4	9,383
	2	27	8,287	4	5	10,472
	2	28	10,406	4	6	8,081
	2	29	9,491	4	7	9,755
	2	30	10,944	4	8	9,097
	2	31	10,737	4	9	11,588
	2	32	8,913	4	10	10,416
	2	33	10,055	4	11	9,963
	2	34	11,378	4	12	9,295
	2	35	13,796	5	1	10,328
	2	36	11,039	5	2	10,320
	2	37	9,382	5	3	9,893
	2	38	9,139	5	4	9,780
	2	39	10,567	5	5	9,971
	2	40	10,746	5	6	10,456
	2	41	9,983			

Los Alamitos I & II

Blk	Lot	Sq. Ft.	Blk	Lot	Sq. Ft.
1	1	2,635	3	5	9,247
1	2	12,090	3	6	8,800
1	3	14,446	3	7	8,800
1	4	12,777	3	8	8,844
1	5	12,003	3	9	11,452
1	6	10,457	3	10	10,104
1	7	10,170	3	11	11,575
1	8	9,769	3	12	10,475
1	9	9,923	3	13	9,720
1	10	11,812	3	14	9,355
1	11	11,978	3	15	8,545
1	12	12,815	3	16	9,432
1	13	10,577	3	17	8,800
1	14	11,701	3	18	8,800
1	15	14,347	4	1	10,563
1	16	12,373	4	2	11,251
1	17	9,600	4	3	9,600
1	18	9,600	4	4	11,052
1	19	11,410	4	5	9,813
1	20	11,275	4	6	12,350
1	21	9,972	4	7	10,754
1	22	10,421	4	8	12,965
1	23	8,829	4	9	11,048
1	24	7,627	4	10	13,369
1	25	10,620	4	11	11,467
2	1	3,912	4	12	11,901
2	2	14,874	4	13	16,004
2	3	11,538	4	14	11,779
2	4	9,943	4	15	11,609
2	5	10,514	4	16	11,834
2	6	9,771	4	17	10,425
2	7	10,660			
2	8	8,372			
2	9	11,109			
2	10	11,579			
2	11	10,737			
2	12	10,045			
3	1	9,478			
3	2	8,800			
3	3	8,854			
3	4	10,582			

Total of all Lots 790,320.00
 All sidewalks & Curbs (59,250.00)
 78 Houses @ 2,200 (171,600.00)
 78 Drives @ 800 (62,400.00)
 =====
 Land to Irrigate Sq Ft 497,070.00
 Ave. 6,372.69
 Acre 11.41

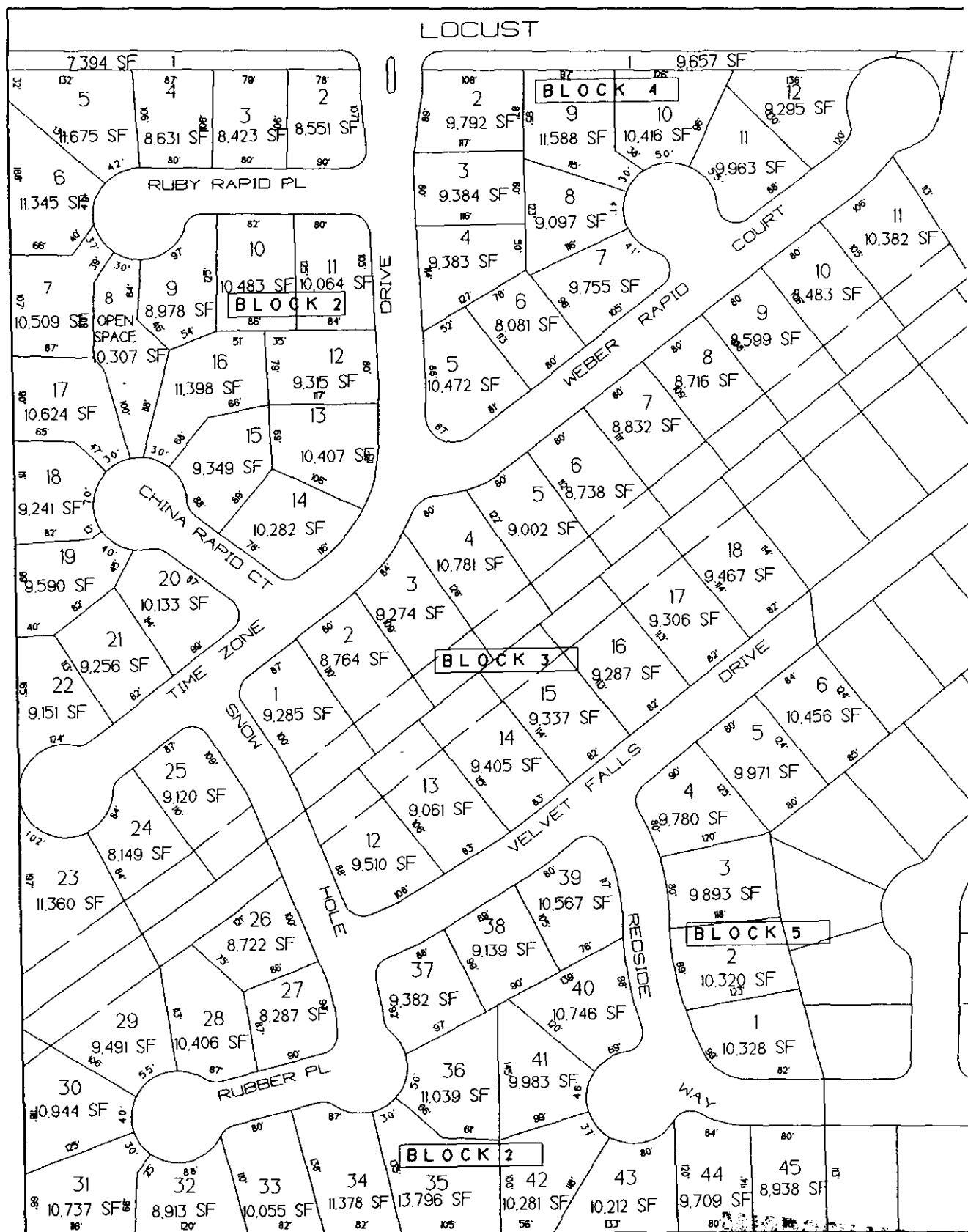
Total of all Lots 761,728.00
 All sidewalks & Curbs (48,100.00)
 70 Houses @ 2,200 (154,000.00)
 70 Drives @ 800 (56,000.00)
 =====
 Land to Irrigate Sq Ft 503,628.00
 Ave. 7,194.69
 Acre 11.56

NOTED

JUN 27 1995

LOCUST

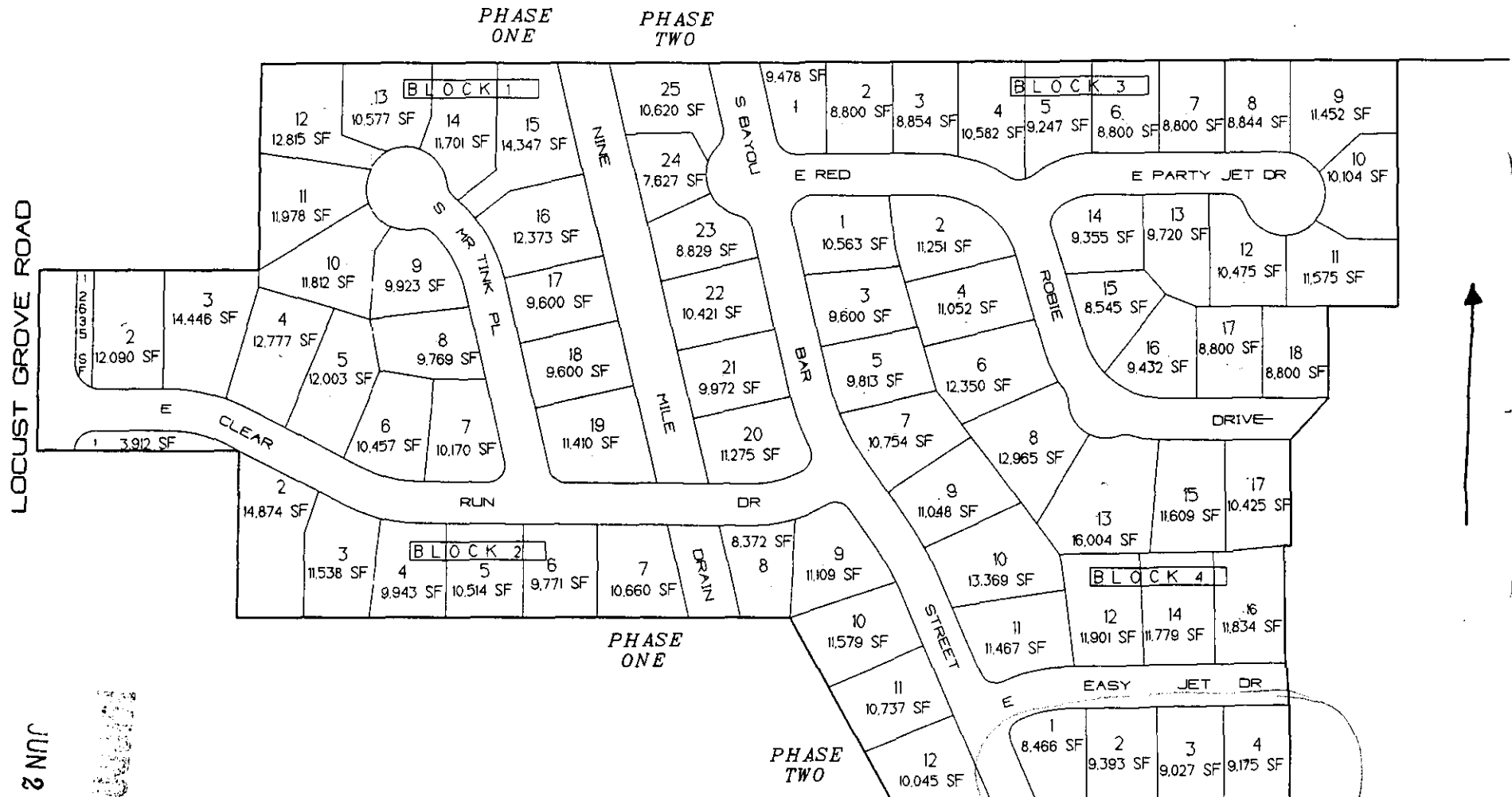
ASE 1



PHASE 2

JUN 27 1995

**PRELIMINARY PLAT
LOS ALAMITOS PARK SUBDIVISION
SITUATED IN A PORTION OF THE N 1/2 OF THE
OF SECTION 20 T3N R1E BM ADA COUNTY IDA**



56617 JUN 27 1995

RECORDED

107 PART

RECEIVED

JUN 02 1995

WATER RESOURCES
WESTERN REGION

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

\$75.50

Account Number 04762800		Identification NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 02968 / TRANSFER NO. 4610	
Ordered By Sue Taylor	P.O. Number	Rate TT	Run Dates May 18 & 25, 1995
Sue Taylor IDAHO DEPARTMENT OF WATER RESOURCES Western Region 2735 Airport Way Boise, Idaho 83705-5082		Estimated Inches	Real Inches
		# Affidavits 1	Legal Number 2081

LEGAL NOTICE

NOTICE OF PROPOSED CHANGE OF WATER RIGHT NO. 02968 / TRANSFER NO. 4610

Notice is hereby given that Farwest, LLC of Boise, Idaho has filed with the Department of Water Resources to change a portion of its water right to the following described water right(s) pursuant to section 60-108 of Idaho Code:

WATER RIGHT AS RECORDED

Basis: License
Date of Priority: 11/19/1953
Source: Ground Water
Amount: 0.46 cfs
Use: Irrigation
Point of Div: NESE S19, T33N R91E, Ada County, Idaho
Place of Use: 23 acres in NESE S19, T33N R91E
The following portion of the above water right to be changed as follows pursuant to Transfer No. 4610:
Place of Use: 11 acres in NESE S19 and 12 acres in NW1/4 T33N R91E. Places of use to be known as Salmon Rapids and Los Alamos Subdivisions.

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 June 3, 1995. The protestant must also send a copy of the protest to the applicant.

R. Keith Hopkinson, Director

Pub. May 18 & 25, 1995

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 MAY 18, 19 95

and ending with the issue of MAY 25, 19 95

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 25th day of MAY in the year of 1995, 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.

NOTARIZED

JUN 27 1995

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 11-27-99

STAFF REVIEW
COPYING TRANSFER APPLICATION FILE

REVIEWER Cyt DATE 5/1/95

TRANSFER APPL. NO. 4610

ITEMS NOT TO COPY Quitclaim Deed
Overlap reviews & profile reports

NOTE: ASSUMES THAT FOLLOWING ARE COPIED UNLESS NOTED OTHERWISE:

LEGAL NOTICE -- STAFF ANALYSIS SHEET(S) -- APPL. FORM --

MAPS/DIAGRAMS -- ATTACHMENTS ONLY AS NEEDED (CLARIFICATION ETC.)

AVOID COPIES OF UNLESS NECESSARY:

PROOF OWNERSHIP -- PROFILE REPORTS -- OVERSIZED DOCUMENTS --

AGREEMENTS (EASEMENTS ETC.)

RECEIVED

JUN 27 1995

MEMORANDUM

May 9, 1995

TO: Transfer *4610* in the name of Farwest LLC
FROM: Cindy Hodges
RE: Analysis information - expansion and use of other rights

Both the old and new places of use are within the Nampa-Meridian Irrigation District and, according to applicant, the available shares have been utilized with the ground water being supplemental within NESE Section 19 at the old P/U. There are no other overlapping rights except for domestic uses and statutory claims which do not appear to be related.

The 23 acre parcel in NESE Section 19 and an approximately 25 acre parcel in NWSW Section 20 are to be subdivided into home lots. Internal domestic water will be provided by City of Meridian. Applicant states that District shares of surface water will be utilized within both subdivisions, and the portion of the supplemental ground water right in NESE Section 19 that would be lost to development is proposed to be used in NWSW 20 via a mainline extension under Locust Rd. The distribution system has yet to be defined by the developer.

If surface water continues to be used, the supplemental nature of 63-02968 is not lost. However, if the available ground water license (for 23 acres) is not sufficient to cover all lots within the subdivided areas, expansion will be likely, as it would be difficult if not impossible to verify that the ground water irrigation system is limited only to specific lots.

I have requested detailed plat maps from applicant/developer, showing location of well, distribution system(s) for both surface and ground waters, and all lots served including common area. The application will not be forwarded until these maps are received.

*Per 5/17/95 Applicant Visit (Kent Henderson, representative) gyp
Nampa Meridian Assessments:*

*Salmon Rapids, Sec 19 # 1063, 11.55 project acres
LOS Alamos, Sec 20 # 1070, 47.94 •*

JUN 27 1995

Note that only Phases I & II are being developed at this time in each Sub. Irrigation from ground water will not exceed 23 acres in the active phases. New rights should be obtained as balance is developed.

NOTICE OF PROPOSED CHANGE OF
WATER RIGHT NO. 63-02968
TRANSFER NO. 4610

Notice is hereby given that Farwest, LLC of Boise, Idaho has applied to the Department of Water Resources to change a portion of the place of use under the following described water right(s) pursuant to section 42-222 of Idaho Code.

WATER RIGHT AS RECORDED

Basis	License
Date of Priority	11/19/1953
Source	Ground Water
Amount	0.46 cfs
Use	Irrigation
Point of Div	NESE S19, T03N R01E, Ada County
Place of Use	23 acres in NESE S19, T03N R01E

THE FOLLOWING PORTION OF THE ABOVE WATER RIGHT TO BE CHANGED AS FOLLOWS PURSUANT TO TRANSFER NO. 4610

Place of Use	11 acres in NESE S19 and 12 acres in NWSW S20, T03N R01E. Places of use to be known as Salmon Rapids and Los Alamos Subdivisions.
--------------	---

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 June 5, 1995. The protestant so send a copy of the protest to the applicant.

R. Keith Higginson
Director

Published in the Idaho Statesman on May 18 and 25, 1995.

RECORDED
JUN 27 1995

September 23, 1957

Re: Permit No. G-24584

Mr. James B. King
Route # 2
Meridian, Idaho

Dear Mr. King:

Enclosed is the Certificate of Completion of Works and the License and Certificate of Water Right issued under Permit No. G-24584, confirming the right with priority of November 19, 1953, to your use of .46 second foot of subterranean water with the point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, for irrigation of 23 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 3 North, Range 1 East, B.M.

Departmental receipt #G-2884 for \$7.00 was issued and handed to you when you were in the office as receipt of the five dollar fee for the Certificate of Completion of Works and two dollars for the License.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls
Enc.

G-24584

Copy #4 2584 on file
7/65

September 9, 1957

Re: Permit No. G-24584

Mr. James B. King
Route # 2
Meridian, Idaho

Dear Mr. King:

Our filed engineer's report on the inspection of completion of works and application of water to beneficial use under the terms of Permit No. G-24584 shows that your well is capable of conveying 23 miner's inches (.46 c.f.s.) of water for irrigation of 23 acres. This permit is now entitled to a Certificate of Completion of Works and a License and Certificate of Water Right.

Upon receipt of the total statutory fee of \$7.00, we will issue the Certificate of Completion of Works (for which the fee is five dollars) and the License (two dollars) confirming the right with a priority of November 19, 1953, to your use of .46 second foot of subterranean water with the point of diversion in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, for irrigation of 23 acres in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19, Township 3 North, Range 1 East, B.M.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-24584

REPORT ON PROOF OF Completion of Works & Beneficial Use

James B. King, Rt. #2, Meridian, Idaho

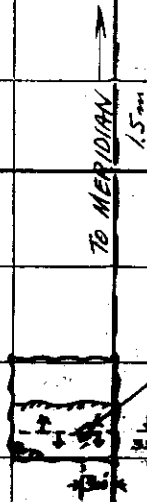
app. 1 cfs
Sub. 1
acres. 23

all of
max

R+IE.

T.
3
N.

19



23 a. Irrigated from pump
27 a. " " ditch
50 a. " "

Land subdivisions I
Area - 23 acres

Quantity of Water 27 1/2 Miners
inches as measured with an 18"
Cipolletti weir.

Measurement: $H = 0.23'$
 $= 0.55 \text{ c.f.s.}$
 $= 27 1/2 \text{ Miners inches}$

Subdivisions = One

Area = 23 acres.

Q = 27 inches

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

Permit No. G-24584

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant James B. King
2. Source of water supply: Subterranean flow from a well
3. Location of point of diversion: Is in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Section 19
T. 3 N R. 1 E., B.M. County of Ada
4. Describe works as they exist, giving dimensions and capacities of same: Drilled Well 136' x 8"
Static Water level 28' - Pump # 5110338 - Col. 50' x 6" - Disc. pipe 6"
Motor U.S. # 2072914 - P.S. - Meter: Westinghouse # 17890936 - Demand 2.6 x 3
Plant well housed.
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion: Yes.
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge. 1 E., 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: _____

This examination was made on the 30th day of July, 1957

(Signed) James B. King

Examiner.

24584

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
AUG 27 1957

Department of Reclamation

James B. King
Rt. #2, Meridian, Idaho

Permit No. G-24584

Examination for Completion of Works & Beneficial Use

County Ada

19-3N.-1E.

Q = 1.0 c.f.s.

S = Well

P.D. = NE. SE, Sec. 19, T. 3N. - R. 1E.

Use = Irrigation

Filed = Nov. 19, 1953

Due = Dec. 3, 1957 (Extension)

Well drilled 136' x 8'
Static 28

Pump: # 5110338
Cyl. 50' x 6"

Disc 6"

3 stage

Pumping Head -

Motor U.S. 2072914 - 5 HP.

220 V

27 Amp

1800 RPM

Meter # 17890936
Westinghouse
Demand - 2.6

Q = .53 over 18" c.f.s. seen
= 27 1/2 Miners Inches

June 10, 1957

Re: Permit No. G-24584

Mr. James B. King
Rural Route # 2
Meridian, Idaho

Dear Mr. King:

We acknowledge receipt of the Deposition of Holder and two witnesses, also affidavit of publication in the Idaho Daily Statesman, all submitted in proof of Completion of Works and Water to Beneficial Use on Permit No. G-24584.

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,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:lw

24584

RECEIVED
JUN 1 1957
Department of Information

STATE OF IDAHO, }
COUNTY OF ADA } ss.

Dolores Rowland, being duly sworn,
deposes and says: That she is the Principal Clerk of The Idaho
Daily Statesman, a daily newspaper printed and published at
Boise, Ada County, State of Idaho, and having a general circula-
tion therein and which said newspaper has been continuously
and uninterruptedly published in said County during a period of
twelve consecutive months prior to the first publication of the
notice, a copy of which is attached hereto; that said notice was
published in the regular Monday edition of The Idaho Daily
Statesman in conformity with Sec. 60-108, Idaho Code, for

four consecutive weekly insertions
beginning with the issue of May 13, 1957,
and ending with the issue of June 3, 1957.

Dolores Rowland, Principal Clerk

Subscribed and sworn to before me this 3 day of

June, 1957.

Rich Opene
Notary Public for Idaho, Residing at Boise, Idaho.

f 24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 10 1957
Department of Reclamation

Permit No. G-74584

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. James B. King - 990 58 - RR #7 Mendon
Idaho. I am owner of said farm where well is

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. owner of farm.

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

Ans. Permit no. G-74584 - Date to establish Nov. 1953

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

Ans. Flow of water for irrigation at NE 1/4 of SE 1/4 of Sec 19
T. 3 N. R. 1 E of B. M. Well

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. using 5 hp. Electric motor on drilled 6" casing
136 ft deep for irrigation purposes only.
The water is measured over a Gov. urban Cement
box showing a delivery of 36" of water.

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. all under irrigation in NE 1/4 of SE 1/4 of Sec 19
T. 3 N. R. 1 E of B. M.

G-74584

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

Ans. all for irrigation.

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

Ans. 36"

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. purchased & paid for farm.

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

Ans. all for irrigation of Hay & Grain-

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. approximate 19 Acres of said 60 Acre farm is watered by H. Baugh's Delivery from A.B. Canal.

(Sign) James B. King

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 ad meridian, County of ada

State of Idaho, on this 10 day of June, A. D. 1957

H. O. Frost

My commission expires aug 3-1957

L24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUL 1 1934
Department of Reclamation

Permit No.

Proof of Application of Water to Beneficial Use

Deposition of Witness and Completion of Works

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.

Ans. *Frank Cowger - age 59 - Residence RR #1 mention
Farmer living across road from well being approved.*

Ques. 2. Are you acquainted with *James B. King*, the holder of Permit No. *R-24584*? How long have you known him and where does he reside?

Ans. *He lives across road from me & I have known him 5 years.*

Ques. 3. Have you read or heard read said Permit No. *R-24584*, and are you familiar with its provisions and conditions?

Ans. *yes I understood it.*

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. *Irrigation purposes & diversion of water is NE 1/4 SE 1/4 of Sec 19 - T3N R1E of B.M. pumping with 5 h.p. Electric motor.*

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. *I have saw 36" of water delivered at farm.*

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. *The 36" of water was measured over a Gov. weal box.*

R-24584

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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. 24 Acres in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Sec 19-3N+1E Bm.
Land leveled & seeded to Hay & Grain.
A well House & good cement water boxes

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. none

Ques. 9. (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.

Ans. 24 Acres

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent? No interest

Ans. Ma. King bought the farm of late & I have know about the well since it was drilled.

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. The well is used to irrigate 24 Acres of land now in Hay & Grain.

(Signed) Frank Conger

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.....

County of Ada, State of Idaho, on this 10 day of June, A. D. 1957.

H. O. Fiero -
Notary Public.

My commission expires Aug 3 - 1957

24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

RECEIVED
JUN 10 1957
Department of Reclamation

Permit No. _____

Proof of Application of Water to Beneficial Use

Deposition of Witness^{and} Completion of Works

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.

Ans. *Thomas P. Gray - age 62 - Residence RR#2
Meridian Idaho. Farmer who drilled the well.*

Ques. 2. Are you acquainted with *James B. King*, the holder of Permit No. *2-24584*? How long have you known him and where does he reside?

Ans. *The Farm was sold to him and I have only known him since he moved onto farm.*

Ques. 3. Have you read or heard read said Permit No. *2-24584*, and are you familiar with its provisions and conditions?

Ans. *yes.*

Ques. 4. State source of water supply, place of diversion, and describe works for conveying water from point of diversion to place of use.

Ans. *Irrigation purposes only.
The diversion of water is at NE 1/4 of SE 1/4
of Sec 19 - T.3 N R.1 E of B.M.
Electric motor.*

Ques. 5. How many second feet of water do you estimate said works will safely conduct to place of use, and how much water have you seen being so conveyed?

Ans. *I have pumped over 36" of water for the farm.*

Ques. 6. (Pumps) How much water in cubic feet per second, miner's inches, or gallons per minute have you seen the pump deliver, and how did you measure or estimate the amount?

Ans. *36" of water measured over weir box.*

24584

Ques. 7. State for what purpose water is used and at what place. (If for irrigation, give each subdivision in which water has been used and number of acres irrigated in each subdivision.) 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 for 24 acres in NE 1/4 of SE 1/4 of Sec 19 - 3N & 1E of R. M. all land leveled seeded to alfalfa & grain. upright well house and cement box for watering.*

Ques. 8. If for power or other purposes than irrigation, state how water has been applied and to what extent.

Ans. *None*

Ques. 9. (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.

Ans. *24 acres for crops*

Ques. 10. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent?

Ans. *No interest. Farm paid for & I operated & live on it. I sold it.*

Ques. 11. State when, how, in what amount and to what extent you have witnessed the application to beneficial use of water diverted under said permit.

Ans. *To irrigate 24 acres of ground.*

(Signed) *Thomas R. Gray*

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

County of *Ada*, State of Idaho, on this *10* day of *June*, A. D. 19*57*.

H. O. Frost

Notary Public.

My commission expires *Aug 3 - 1957*

f 24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
ROOM 107, STATE HOUSE
BOISE, IDAHO

RE: Permit No. G-24584
James B. King

Date: May 10, 1957

The Idaho Daily Statesman
Boise, Idaho

Gentlemen:

Enclosed you will find notice for publication once a week for
four consecutive weeks prior to June 10th, 1957 the
date set for proof, the expense of the publication to be paid by the
applicant, James B. King, Route #2 of Meridian,
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 of the first publication, in order that we may
check same.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:vm
Encl. (1)

24584

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 10th
day of June, 1957, at Meridian, Idaho, County
of Ada, State of Idaho, before Harry Frost, Notary Public, proof will be submitted of the completion
of works for the diversion of 1.0 ☒ cubic feet per second of underground
waters from a well, and of the application to beneficial use of said water, in
accordance with the terms and conditions of Permit No. G-24584 hereto-
fore 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 are James B. King, Rt. #2, Meridian, 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 1 cubic feet per second.

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

4. The point of diversion of said water is NE 1/4 Sec. 19.,
Twp. 3 N., Rge. 1 E., B. M.

5. The place where said water is used is SE 1/4 of Sec. 19., Twp. 3 N., Rge. 1 E., B.M.

6. The date of priority which said user is prepared to establish is
November 19, 1953.

24534

MARK R. KULP
State Reclamation Engineer

May 10, 1957

RE: Permit No. G-24584

Mr. James B. King
Route #2
Meridian, Idaho

Dear Mr. King:

We acknowledge receipt of Notice for Completion of Works and Beneficial Use proof on Permit No. G-24584 to be made June 10th, 1957, before Harry Frost, Notary Public.

We shall send a copy of the Notice to the Idaho Daily Statesmen with instructions to publish it once a week for four weeks prior to that date and to send you the affidavit of publication together with statement of costs.

At the time set, you should appear before Mr. Frost, Notary Public, together with two disinterested witnesses who are familiar with the terms of the Permit and the work done thereunder for the purpose of executing the enclosed depositions.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

ER:vm
Encl.
cc. Harry Frost
Meridian, Idaho

24584

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) May 3, 1957

Rt. #2, Meridian, Idaho
Address

 City State

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the Idaho Daily Statesman of Boise, Idaho published in the county in which the works are situated.

By Mrs James B. King

(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

f 24584

May 7, 1957

Re: Permit No. G-24584

Mr. James B. King
Route # 2
Meridian, Idaho

Dear Mr. King:

Enclosed is the "Assignment" of Permit No. G-24584
in the name of Thomas B. Callister to Mr. James B. King of
Route # 2, Meridian, Idaho.

This assignment has been recorded in the Department
of Reclamation in Book 87 of Permits at Page 24584. It should
be attached to the original permit to which it refers.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR:nls

Enc:

cc: Mr. Thomas B. Callister
Route # 2
Meridian, Idaho

P.S. Departmental receipt No. G-2582 for 50¢ issued as receipt
for the 50¢ fee for recording the assignment was handed to
you when you were in this office.

824584

May 28, 1956

RE: Permit No. G-24584

Mr. Thomas Callister
Route # 2
Meridian, Idaho

Dear Mr. Callister:

We acknowledge receipt of the two Affidavits properly signed before a Notary Public and we enclose, herewith, approval of State Reclamation Engineer of your Application for Extension of Time for Completion of Works and Beneficial Use on Permit No. G-24584, to December 3, 1957, which has been recorded in this Department.

This Approval should be attached to the original permit of which it now forms a part.

We shall retain the two Affidavits for our own files.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:hll
Enc.

24584

Permit No. G-24584

Application for Extension of Time

FOR COMPLETION OF WORKS and Beneficial Use

Thomas Callister, of Route #2, Meridian,

State of Idaho, being first duly sworn, upon his oath deposes and says:

He is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho No. G-24584

Under the terms and conditions of said permit, construction work thereunder was required to be completed by December 3, 1955.

That he has heretofore performed the following work described under said permit:

Just purchased the place and the well is completed and the water is being used on most of land.

costing \$ 2,500.00

That he is unable to complete the remainder of the work within the required time, for the following reasons, to-wit:

After harvest time will be financially able to complete this Permit.

State Reclamation Engineer

WHEREFORE, He asks that the Commissioner of Reclamation extend the time for the completion of works/under said permit to December 3, 1957

Subscribed and sworn to before me this 24th day of May, 1956

Notary Public.

My commission expires 3-25-1957

Date of receipt at office of Department of Reclamation May 24, 1956

State Reclamation Engineer

APPROVAL OF

I, Mark R. Kulp

State Reclamation Engineer

of the State of Idaho, hereby extend the time for the completion of construction work/under Permit to Appropriate the Public Waters of the State of Idaho, No. G-24584 to December 3, 1957 and Beneficial Use

Witness my hand this 28th day of May

1956

State Reclamation Engineer

A F F I D A V I T

STATE OF IDAHO)
 : ss.
County of Ada)

FRANK COWGER, being first duly sworn on oath, deposes and says:

That he is and has been for more than four years last past well and personally acquainted and familiar with the following described property:

The Northeast Quarter of the Southeast Quarter, the North Half of the North Half of the Southeast Quarter of the Southeast Quarter of Section 19, Township 3 North, Range 1 East of the Boise Meridian, Ada County, Idaho,

Together with all water, water rights, ditches and rights of way for ditches belonging thereto.

That he knows of his own knowledge that the irrigation well situated on the above described property has been in operation continuously since prior to December 3, 1953 and he knows of his own knowledge that said irrigation well has continuously produced the same amount of water since its construction prior to December 3, 1953, up to the date hereof.

FURTHER AFFIANT SAYETH NOT.

Frank Cowger

SUBSCRIBED AND SWORN to before me this 24th day of May, 1956.

Grant Lubron
Notary Public for Idaho
Residing at Meridian, Idaho.

824584

A F F I D A V I T

STATE OF IDAHO)
 : ss.
County of Ada)

HARRY O. FROST, being first duly sworn on oath, deposes and says:

That he is and has been for more than four years last past well and personally acquainted and familiar with the following described property:

The Northeast Quarter of the Southeast Quarter, the North Half of the North Half of the Southeast Quarter of the Southeast Quarter of Section 19, Township 3 North, Range 1 East of the Boise Meridian, Ada County, Idaho,

Together with all water, water rights, ditches and rights of way for ditches belonging thereto.

That he knows of his own knowledge that the irrigation well situated on the above described property has been in operation continuously since prior to December 3, 1953 and he knows of his own knowledge that said irrigation well has continuously produced the same amount of water since its construction prior to December 3, 1953 up to the date hereof.

FURTHER AFFIANT SAYETH NOT.

Harry O. Frost

SUBSCRIBED AND SWORN to before me this 24 day of May, 1956.

Sam L. Lubner
Notary Public for Idaho
Residing at Meridian, Idaho.

24584

May 22, 1956

Re: Permit No. G-24584

Mr. Thomas B. Callister
Route #2
Meridian, Idaho

Dear Mr. Callister:

We acknowledged receipt and also the recording in this office of the Assignments from Mr. Thomas P. Gray and Bertye D. Gray as per our office letter of May 7, 1956.

It was our understanding that you were to furnish two affidavits stating that works have been completed, prior to due date after which we were to grant you one year extension in order to make proof.

To date we have not received the affidavits. Would you please give this your immediate attention and send same into this office in order that we may get this Permit in good order.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

EPR

f 24584

May 7, 1956

RE: Permit No. G-24584

Mr. Thomas B. Callister
Route # 2
Meridian, Idaho

Dear Mr. Callister:

We enclose herewith Assignment on Permit No. G-24584
from Mr. Thomas P. Gray and Bertys D. Gray to you which has been
recorded in this Department.

Departmental receipt was issued in connection with this
Permit and handed you while in the Office.

Very truly yours,

MARK R. KULP
State Reclamation Engineer
By

Chief Clerk

R:cu
Enc.

24584

U.S. MAIL REGISTERED ARTICLE 10 NO. 19332 INSURED PARCEL RETURN RECEIPT REQUESTED		PENALTY FOR PRIVATE USE TO AVOID PAYMENT OF POSTAGE, \$300 STRIKE BACK AT CANCER GIVE AMERICAN CANCER SOCIETY
		AND DATE OF DELIVERY

Return to _____

(NAME OF SENDER)

Street and Number, }
 or Post Office Box, }

BOISE,

IDAHO.

4584

RETURN RECEIPT

Received from the Postmaster the Registered or Insured Article, the original number of which appears on the face of this Card.

Thomas P. Gray

(Signature or name of addressee.)

(Signature of addressee's agent.)

Date of delivery, **APR 13 1933**, 193

FORM 3811

D24584

U. S. GOVERNMENT PRINTING OFFICE: 1931

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

April 9, 1956

Re: Permit No. G-24584

To Thomas P. Gray

Route # 2, Meridian, Idaho

It appearing to the State Reclamation Engineer that the terms and conditions of Permit No. G-24584
to Appropriate the Public Waters of the State of Idaho, have not been complied with as to
Completion of Works & Beneficial Use, January December 3, 1955

you are hereby notified in compliance with Sec. 42-311, Idaho code that said Permit No. G-24584
is hereby held for cancellation.

You are hereby required to show cause before the State Reclamation Engineer on or before forty days from
date of this notice why said Permit should not be cancelled.

Said Permit No. G-24584 claims the use of 1.0 cubic feet per second of the
waters of Subterranean flow from a well with point of diversion located
NE 1/4 Sec. 19., Twp. 3 N., Rge 1 E., B.M., and
was approved December 3, 1955

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the
9th day of April, 1956

Mark R. Kulp

State Reclamation Engineer.

By _____ Assistant.

J 24584

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

April 9, 1956

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waters of Subterranean flow from a well with point of diversion located
NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge 1 E., B.M., and
was approved December 3, 1953

In Witness Whereof, I have hereunto set my hand and affixed the seal of my office at Boise, Idaho, the

9th day of April, 1956

Mark R. Kulp

State Reclamation Engineer.

By _____

Assistant.

824584

S T A T E O F I D A H O

DEPARTMENT OF RECLAMATION

October 1, 1955

Mr. Thomas P. Gray
Route 2
Meridian, Idaho

Dear Sir:

We enclose herewith blank notice for proof of completion of works and application of water to beneficial use under your Permit No. G-24584. This notice should be filled out in duplicate and returned to this office at least 40 days before the date upon which you wish to make this proof, in order to allow time for the four weeks' publication required by law.

This proof must be submitted before a Notary Public or other officer authorized by law to administer oaths.

The date for proof, as set out in your permit, is not later than December 3, 1955.

Very truly yours,

MARK R. KULP

State Reclamation Engineer

824584

December 7, 1953

RE: Permit No. G-24584

Mr. W. B. Bowler
McCarty Bldg.,
Boise, Idaho

Dear Mr. Bowler:

We enclose Permit No. G-24584 in the name of Thomas P. Gray, and direct his attention to the limitations and conditions as given on the fourth page under Approval of State Reclamation Engineer.

Since this water is to be used on only 50 acres of land, the Permit could not be approved for more than 50 inches or one second foot, which is the maximum allowed by statute for irrigation.

We enclose departmental receipt No. G-349 for the \$5.00 filing fee, and we also enclose 25¢ in cash refund due you.

Very truly yours,

MARA R. KULP
State Reclamation Engineer
By

Chief Clerk

a/re
Encls.

P 24584

NAME OF APPLICANT Thomas P. Gray

Form No. 0

584.19

T3M
R1E
B.M

⑥ location of well

Permit Map No. 4-24584
As Approved
DEC 3 1953
MARK R. KULP
State Reclamation Engineer

SCALE: 2 Inches Equal 1 Mile. Draw Plan in Ink.

924584

November 19, 1953

Mr. W. B. Bowler
Attorney At Law
McCarty Building
Boise, Idaho

Dear Mr. Bowler:

We acknowledge receipt of your letter of November 18th, enclosing application of Thomas P. Gray to appropriate subterranean water, accompanied by your check for \$10.00.

Since the water is to be used on only 50 acres, the application cannot be approved for more than 50 inches or 1 cubic foot per second. The filing fee on this amounts to \$5.00, so we return your check for \$10.00 with the request that you substitute for it one for \$5.00.

Very truly yours,

MAR. R. KUL
State Reclamation Engineer
By

Chief Clerk

A/re
Enc. 1

f 24584

W. B. BOWLER
ATTORNEY AT LAW
MC CARTY BUILDING
BOISE, IDAHO

November 18, 1953

NOV 19 1953
9 am
Department of Reclamation

Mark R. Kulp
Idaho State Reclamation Department
Boise, Idaho

Dear Mr. Kulp:

Herewith is handed you for filing the Application
for Permit to appropriate subteranean waters of Thomas
P. Gray of Route #2, Meridian, Idaho.

Filing fee in the amount of \$10.00 is also enclosed.

Thank you kindly.

Very truly yours



W. B. Bowler

enc
b

524584

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 1st day of June, 1957, at Meridian, County of Ada, State of Idaho, before Harry Frost, Notary Public, proof will be submitted of the completion of works for the diversion of 1.0 cubic feet per second of underground waters from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G-24584 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 are James B. King, Rt. No. 2, Meridian, 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 1 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 1 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge. 1 E., B. M.

5. The place where said water is used is E $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 19., Twp. 3 N., Rge. 1 E., B.M.

6. The date of priority which said user is prepared to establish is November 19, 1953.

MARK R. KULP

State Reclamation Engineer

4t-May 13, 20, 27, June 3.