

McDEVITT SUBDIVISION
A PORTION OF THE NE 1/4 OF SECTION 32, T.3 N., R.3 E., B.M.
ADA COUNTY, IDAHO
CTM ENGINEERING INC.
1991

NOTES

1. LOTS 1, 3 AND 5 ARE PART OF THE SCENIC EASEMENT AREA AND SHALL NOT BE USED FOR ANY PURPOSE OTHER THAN AGRICULTURAL AND HUSBANDRY PURPOSES AND RELATED ACTIVITIES INCLUDING BUT NOT LIMITED TO ERECTION OF IMPROVEMENTS IN CONNECTION THEREWITH. SEE SCENIC EASEMENT INSTRUMENT NO 8154872, RECORDS OF ADA COUNTY, IDAHO.

2. LOTS 2, 4 AND 6 ARE ELIGIBLE FOR ONE SINGLE FAMILY DWELLING EACH. ONE SUCH RESIDENCE IS ALLOWED ON EITHER LOT 4 OR 6 PRIOR TO DECEMBER 31, 1991. AND AFTER SAID DATE THE REMAINING VACANT LOT IS ELIGIBLE FOR ONE SINGLE FAMILY DWELLING. SEE SMITH RANCHES, LTD. VS. BOARD OF COUNTY COMMISSIONERS OF ADA COUNTY (4th DISTRICT COURT CASE NO. 70088).

3. DEVELOPER SHALL COMPLY WITH THE REQUIREMENTS OF IDAHO CODE 31-3805 PERTAINING TO IRRIGATION.

4. BUILDING SETBACKS AND DIMENSIONAL STANDARDS SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF ISSUANCE OF A BUILDING PERMIT OR AS MAY BE SPECIFICALLY APPROVED.

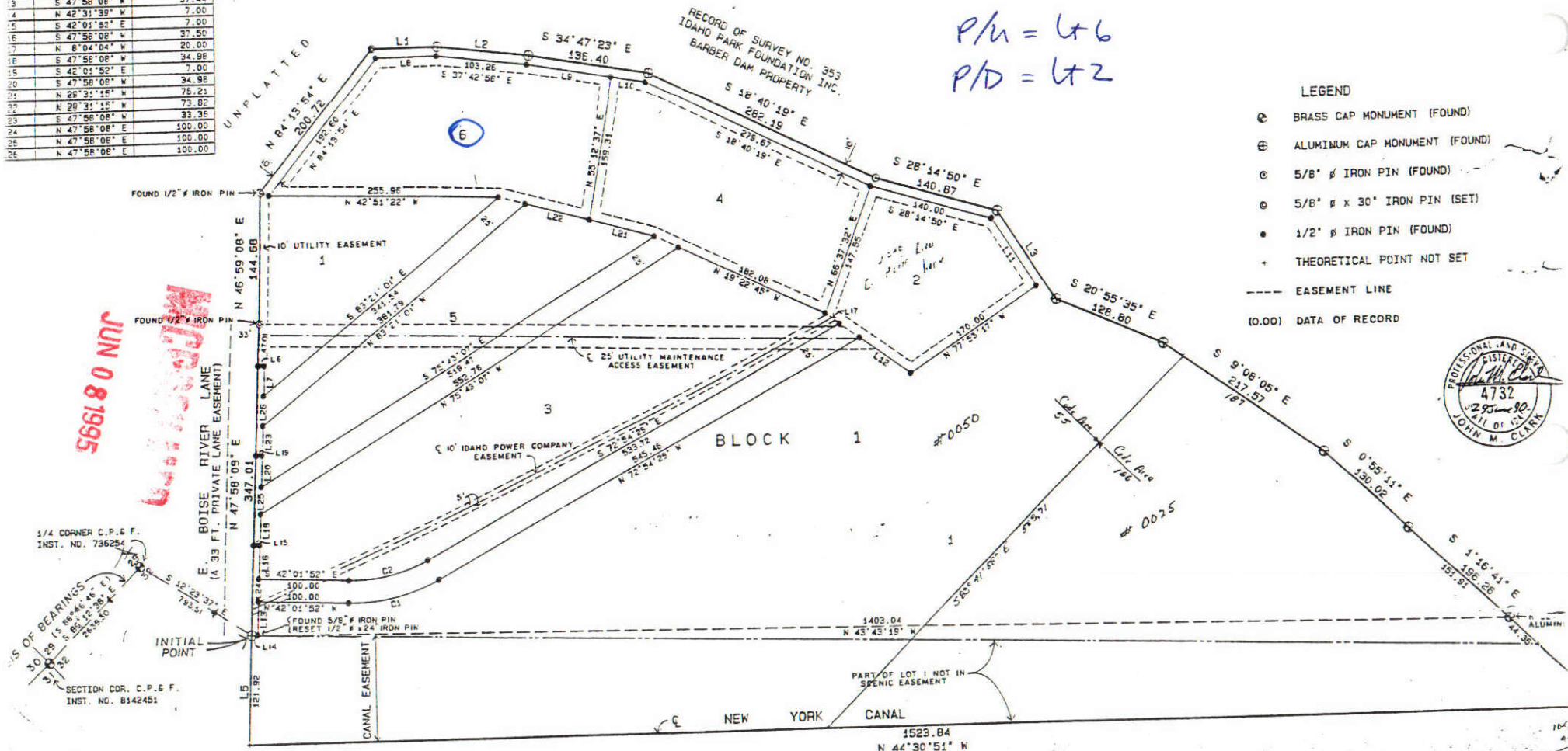
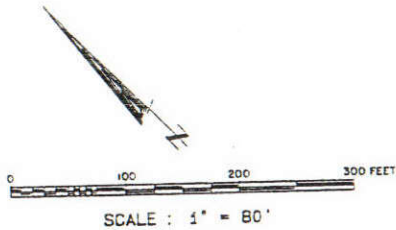
5. EXISTING EASEMENT ACCESS TO THE SITE IS APPROVED, AS IS, FOR ALL THREE BUILDING LOTS. (PARAGRAPH 4E ADA COUNTY COMMISSIONERS FILE NUMBERS 88-12-PDR/79-20-ZC.)

SANITARY RESTRICTIONS ARE IN FORCE FOR LOTS 1, 3, 4, 5 AND 6.

Thomas E. Barber
HEALTH OFFICER

NE TABLE

NE	BEARING	DISTANCE
1	S 44° 57' 12" E	72.92
2	S 37° 42' 56" E	104.14
3	S 12° 06' 43" W	118.56
4	E 1° 16' 41" E	104.79
5	N 47° 58' 08" E	121.92
6	S 42° 01' 52" E	7.00
7	S 47° 56' 08" W	33.36
8	S 44° 57' 12" E	67.54
9	S 34° 47' 23" E	94.73
10	S 34° 47' 23" E	40.00
11	S 12° 06' 43" W	90.00
12	N 8° 04' 04" W	37.44
13	N 42° 31' 39" W	7.00
14	N 42° 01' 52" E	7.00
15	S 47° 56' 08" W	37.50
16	N 8° 04' 04" W	20.00
17	S 47° 56' 08" W	34.98
18	S 42° 01' 52" E	7.00
19	S 47° 56' 08" W	34.98
20	N 26° 31' 15" W	75.23
21	N 26° 31' 15" W	73.82
22	S 47° 56' 08" W	35.36
23	N 47° 58' 08" E	100.00
24	N 47° 58' 08" E	100.00
25	N 47° 58' 08" E	100.00
26	N 47° 58' 08" E	100.00



LEGEND

- ⊙ BRASS CAP MONUMENT (FOUND)
- ⊕ ALUMINUM CAP MONUMENT (FOUND)
- ⊙ 5/8" ⌀ IRON PIN (FOUND)
- ⊙ 5/8" ⌀ x 30" IRON PIN (SET)
- 1/2" ⌀ IRON PIN (FOUND)
- + THEORETICAL POINT NOT SET
- EASEMENT LINE
- (0.00) DATA OF RECORD



DELTA	RADIUS	CHORD LENGTH	CHORD BEARING	TAN LENGTH
30° 52' 37"	153.55	103.05	N 57° 28' 10" W	53.45
30° 52' 37"	166.85	85.74	S 57° 28' 10" E	46.55

UNPLATTED

SANITARY RESTRICTIONS ARE IN FORCE UNDER TITLE 50, CHAPTER 13, IRRIGATION CODE.

SHEET 1 OF 1
CTM 90-9

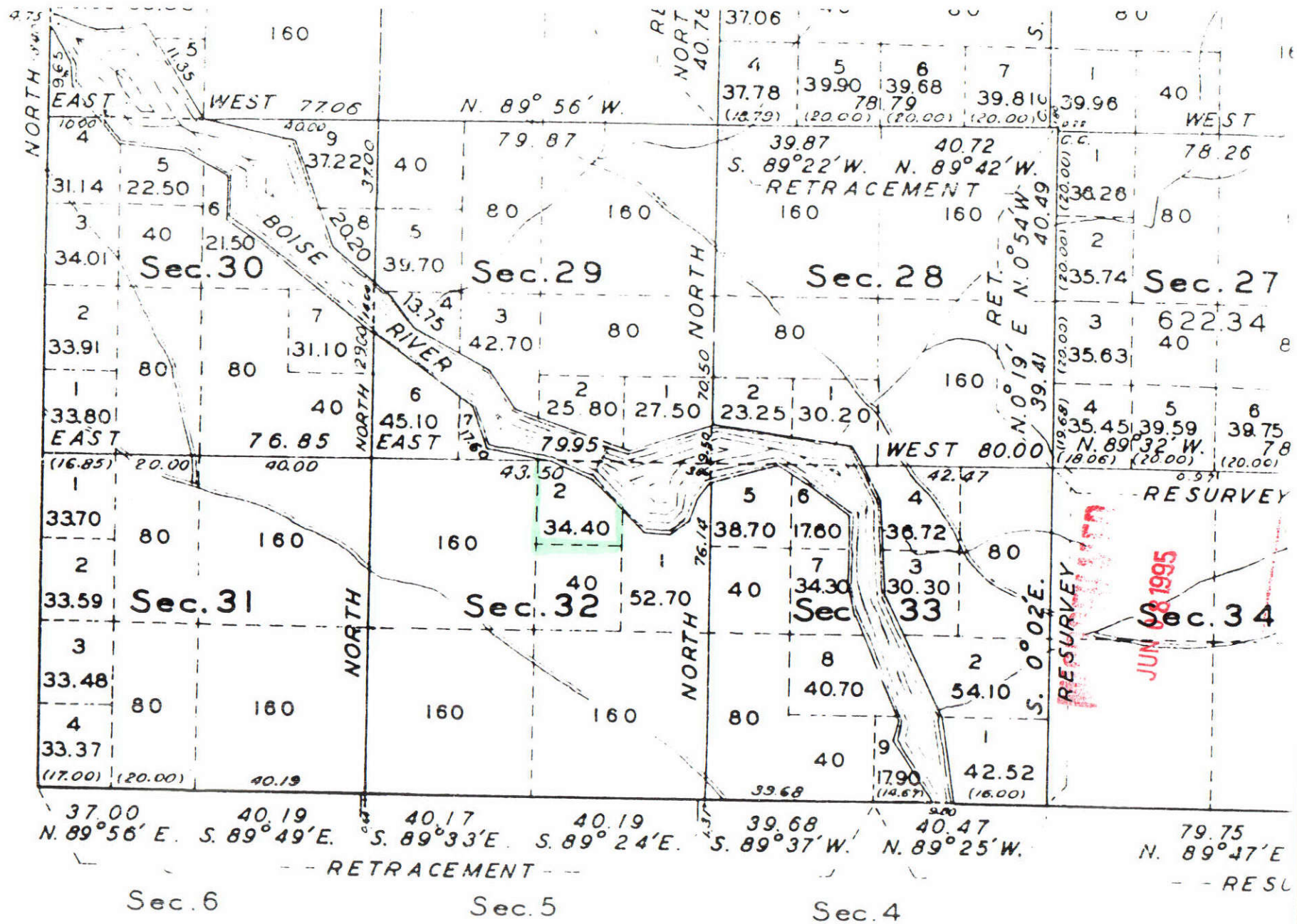
NWNE
3N3E sec 32
Gar Lt 2

T3N
T2N

MICRO

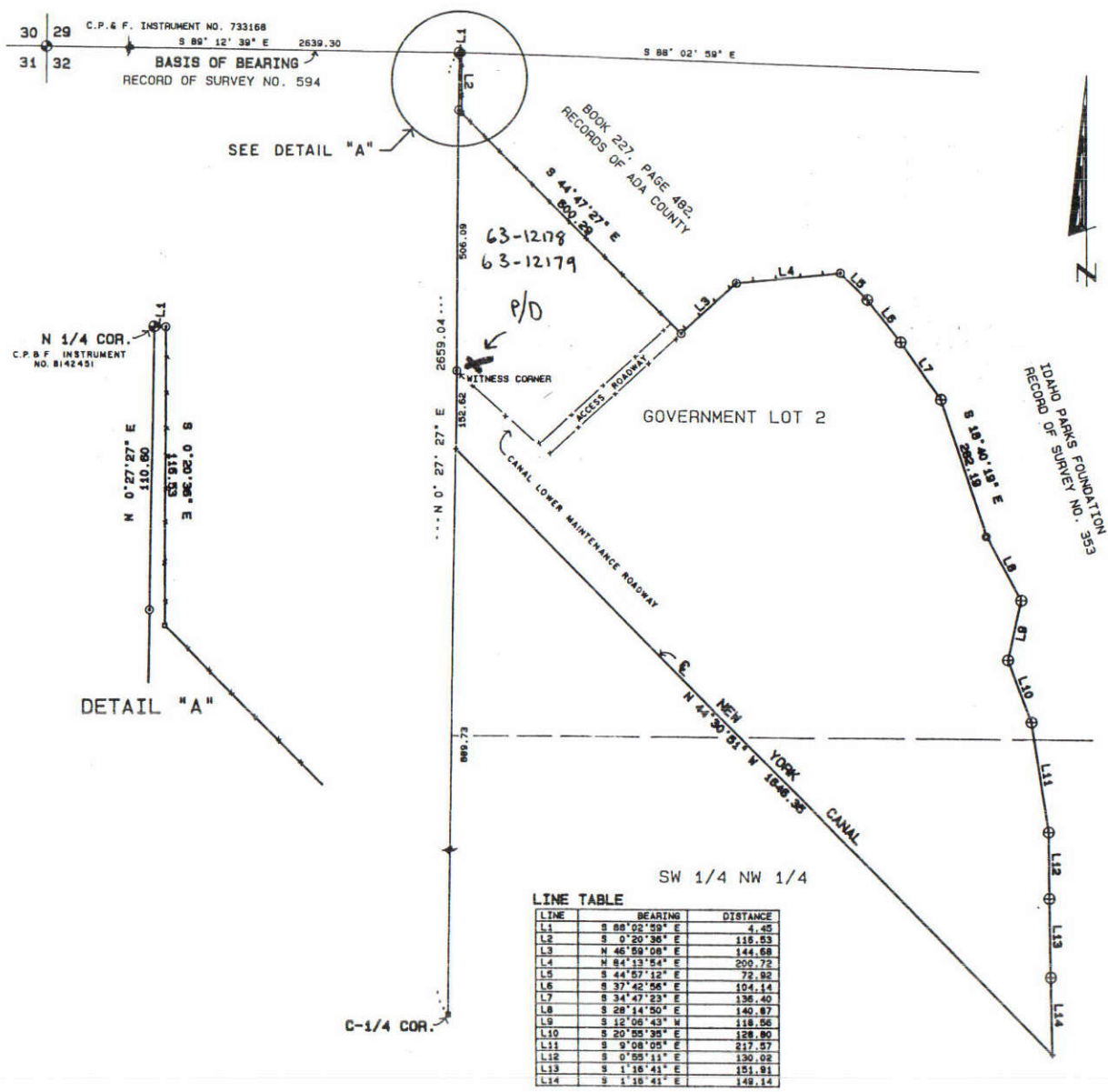
JUN 08 1993





VIRGINIA L. AND CHARLES F. McDEVITT SURVEY
PART OF THE NE 1/4, SECTION 32, T.3 N., R.3 E., B.M.
ADA COUNTY, IDAHO
1990

RECORD OF SURVEY NO. 1678



- LEGEND
- ⊙ BRASS CAP (FOUND)
 - ⊕ ALUMINUM CAP (FOUND)
 - ⊙ 5/8" # IRON PIN (FOUND)
 - ⊙ 5/8" # x 30" IRON PIN (SET)
 - ⊙ "W" ANGLE IRON (FOUND)
 - ⊙ 1" # STEEL ROD (FOUND)
 - + THEORETICAL POINT (NOT SET)
 - - - WOOD AND WIRE FENCE
 - — — STONE WALL

CERTIFICATE OF SURVEYOR

THIS IS TO CERTIFY THAT I, JOHN M. CLARK, A REGISTERED LAND SURVEYOR IN THE STATE OF IDAHO, SUPERVISED THIS SURVEY AND THAT THIS MAP IS A TRUE AND CORRECT REPRESENTATION OF SAID SURVEY AS MADE AND STAKED ON THE LAND.

JOHN M. CLARK, P.L.S.



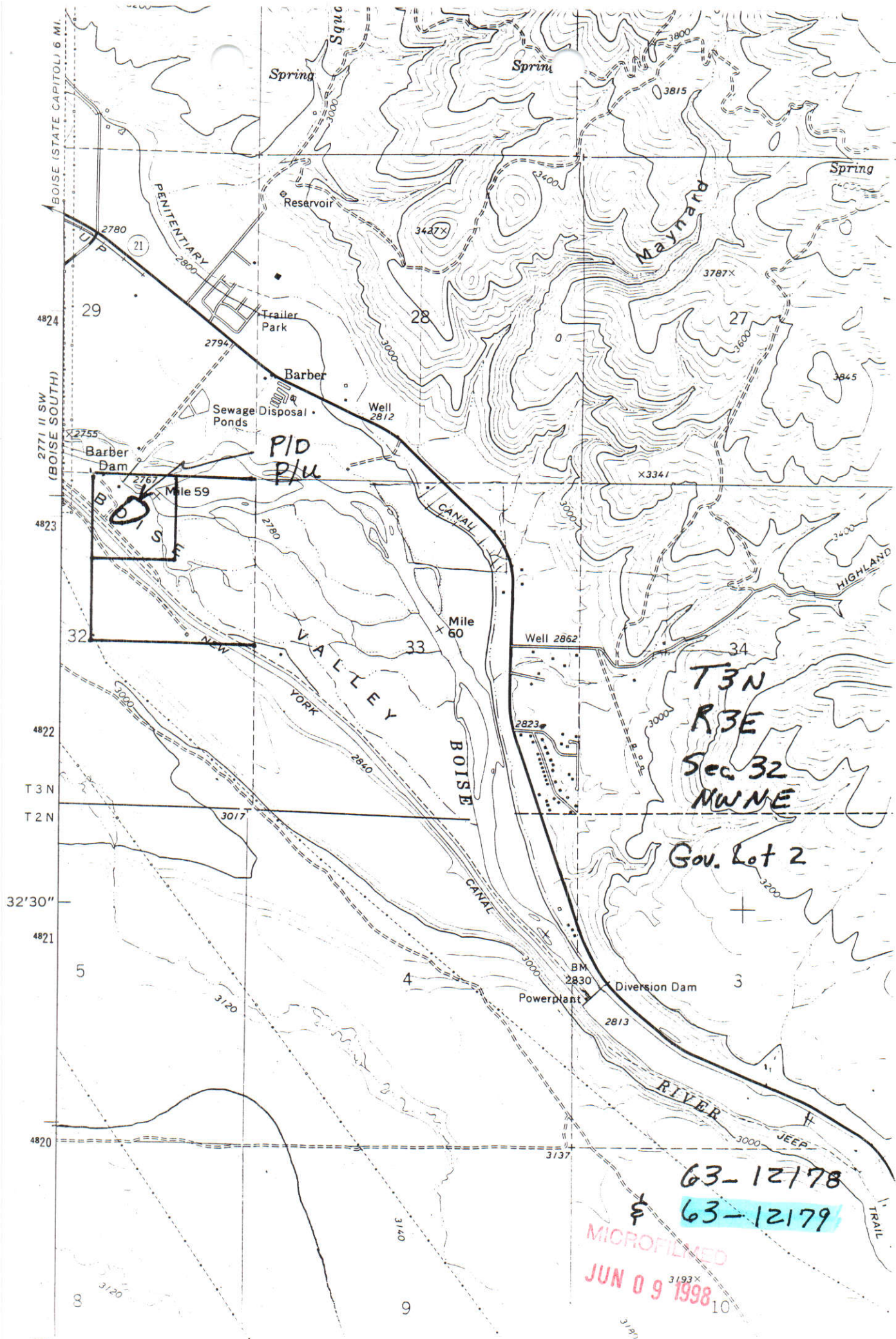
CERTIFICATE OF COUNTY RECORDER

INSTRUMENT NO. 9038960

THIS IS TO CERTIFY THAT THIS RECORD OF SURVEY WAS FILED FOR RECORD IN THE OFFICE OF THE RECORDER OF ADA COUNTY, IDAHO, THIS 24 DAY OF July, 1990, AT 1:53 P.M., AT THE REQUEST OF John M. Clark, AND DULY RECORDED IN BOOK NO. 1678 OF SURVEYS AT PAGE 1706.

Deputy

John Bastida
EX OFFICIO RECORDER



P/D
P/U

T3N
R3E
Sec 32
NWNE

Gov. Lot 2

63-12178
63-12179

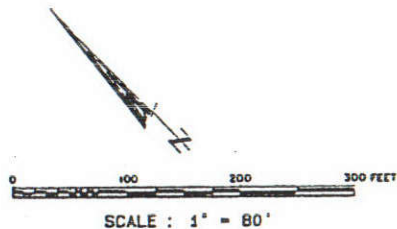
MICROFILMED
JUN 09 1998

24
①

McDEVITT SUBDIVISION
A PORTION OF THE NE 1/4 OF SECTION 32, T.3 N., R.3 E., B.M.
ADA COUNTY, IDAHO
CTM ENGINEERING INC.
1991

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2	S 37° 42' 56" E	104.14
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4	E 1° 16' 41" E	104.78
5	N 47° 58' 08" E	121.82
6	S 42° 01' 52" E	7.00
7	S 47° 58' 08" W	33.35
8	S 44° 57' 12" E	67.54
9	S 34° 47' 23" E	84.33
10	S 34° 47' 23" E	48.00
11	S 12° 05' 43" W	80.00
12	N 8° 04' 04" W	70.66
13	S 47° 58' 08" W	37.44
14	N 42° 31' 39" W	7.00
15	S 42° 01' 52" E	7.00
16	S 47° 58' 08" W	37.50
17	N 8° 04' 04" W	20.00
18	S 47° 58' 08" W	34.98
19	S 42° 01' 52" E	7.00
20	N 47° 58' 08" W	34.98
21	N 20° 31' 18" W	76.21
22	N 20° 31' 18" W	73.82
23	S 47° 58' 08" W	33.36
24	N 47° 58' 08" E	100.00
25	N 47° 58' 08" E	100.00
26	N 47° 58' 08" E	100.00



SANITARY RESTRICTIONS ARE IN FORCE
FOR LOTS 1, 3, 4, 5 AND 6.

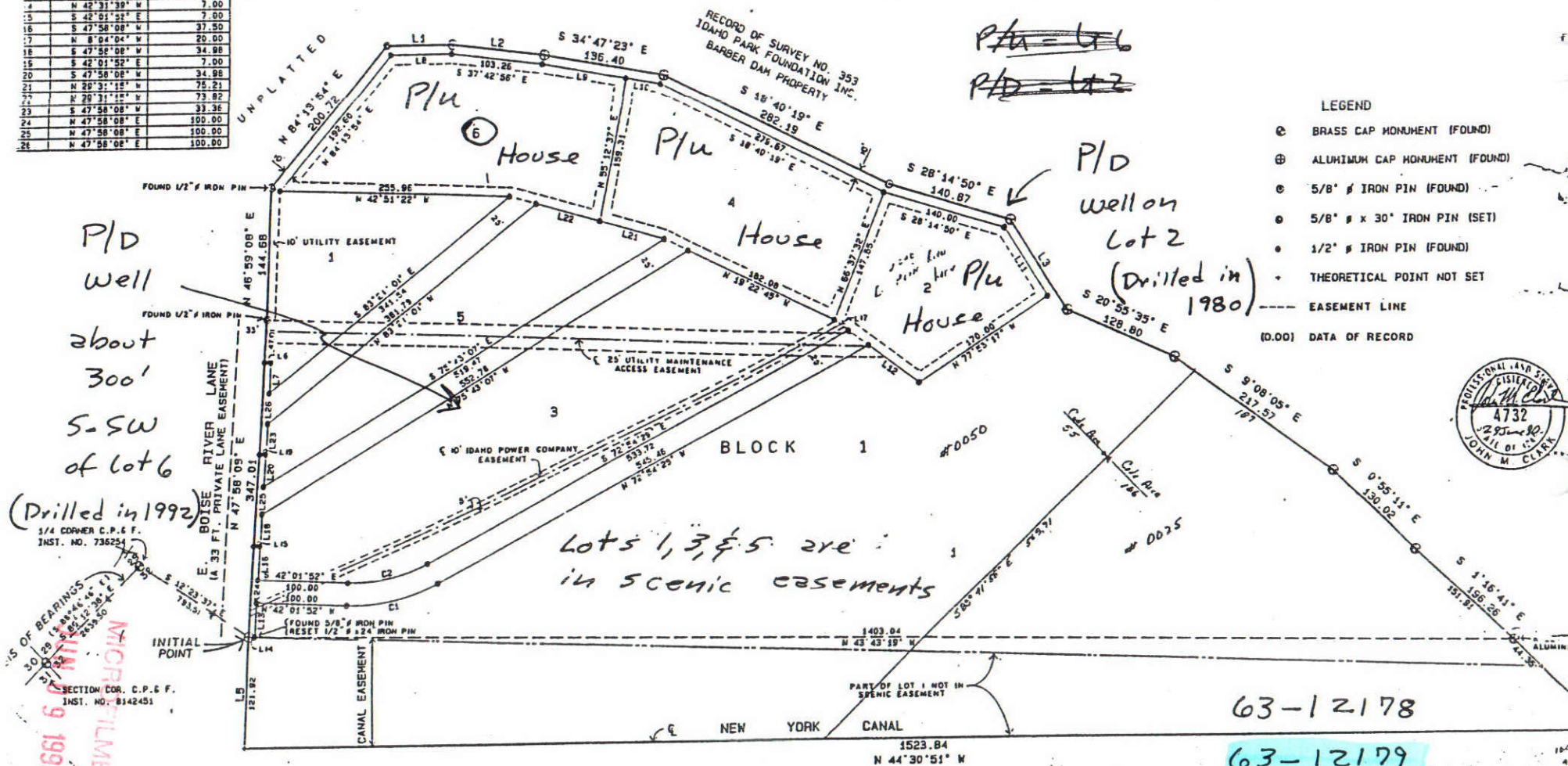
Thomas E. [Signature]
HEALTH OFFICER

NOTES

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LEGEND

- ⊙ BRASS CAP MONUMENT (FOUND)
- ⊕ ALUMINUM CAP MONUMENT (FOUND)
- ⊙ 5/8" ♂ IRON PIN (FOUND)
- ⊙ 5/8" ♂ x 30" IRON PIN (SET)
- ⊙ 1/2" ♂ IRON PIN (FOUND)
- THEORETICAL POINT NOT SET
- EASEMENT LINE
- (0.00) DATA OF RECORD



63-12178

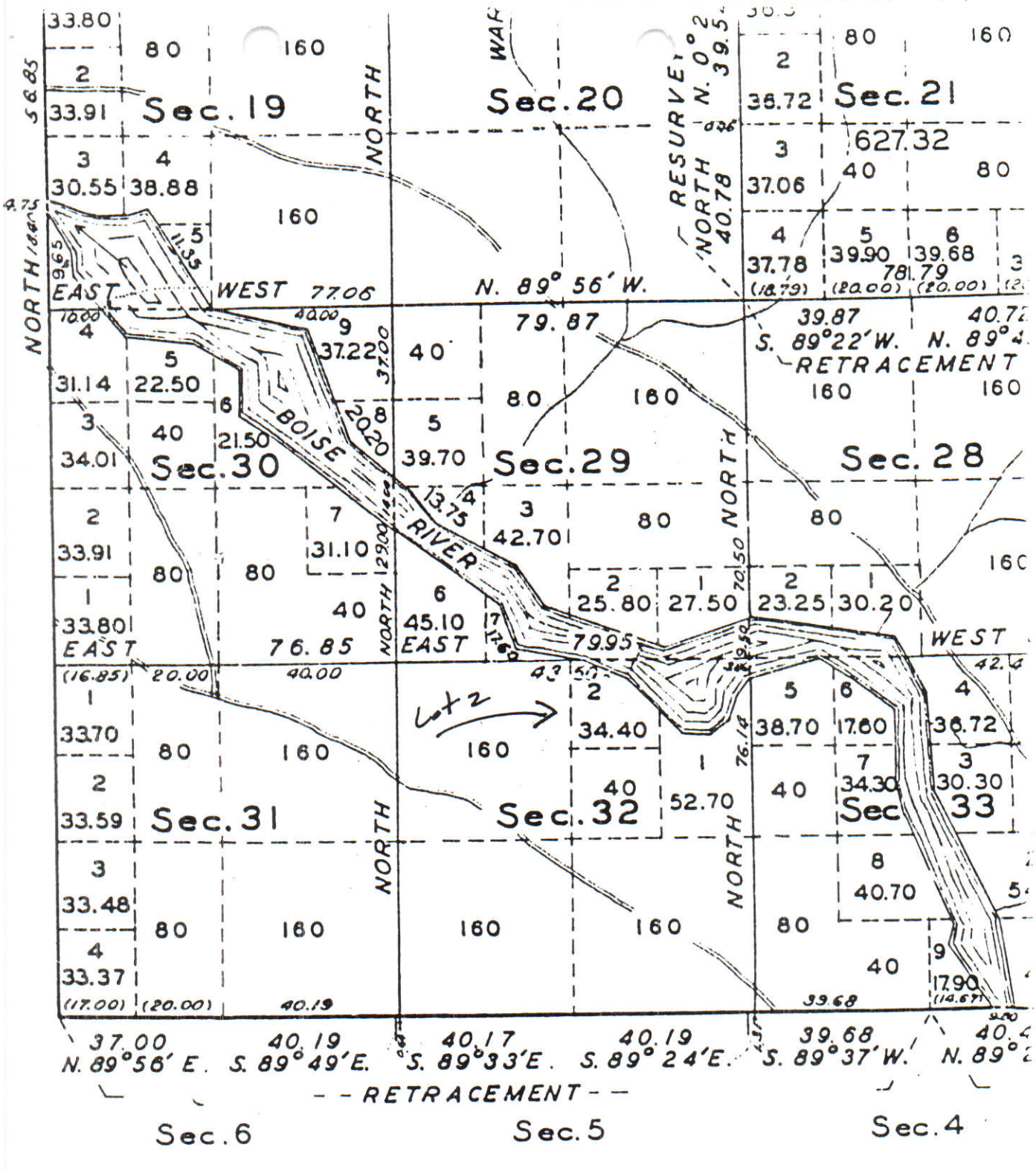
63-12179

UNPLATTED

Secondary [unclear] in force until July 19, Chapter 13, Idaho Code.

SHEET 1 OF 1
CTM 790-9

DELTA	RADIUS	CHORD LENGTH	CHORD BEARING	TAN LENGTH
30° 52' 37"	193.55	193.05	N 87° 28' 10" W	53.45
30° 52' 37"	168.55	89.74	S 67° 28' 10" E	46.55



63-12178

63-12179

MICROFILMED
JUN 09 1998

T3N

R3E

S 32

NW NE

Lot 2

COMPI

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12179

Priority: February 24, 1995

Maximum Diversion Rate:

0.04 CFS

Maximum Diversion Volume:

1.2 AF

This is to certify, that VIRGINIA L MC DEVITT

4940 BOISE RIVER LN

BOISE ID 83706

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated February 24, 1995; and has submitted Proof of Beneficial Use on May 28, 1997. An examination indicates that the works have a diversion capacity of 0.040 cfs of water from a **GROUNDWATER** source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.04 CFS	1.2 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 32, Township 03N, Range 03E
ADA County

PLACE OF USE: DOMESTIC

TWN RGE SEC

03N 03E 32 Lot 2(NWNE)

CONDITIONS OF APPROVAL AND REMARKS

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license shall be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. Place of use is located within Lot 6, Blk. 1, McDevitt Subdivision.
6. Domestic use is for 1 home.
7. Right 63-12178 is also diverted through the point of diversion described above.

MICROFILMED

JUN 09 1998

State of Idaho
Department of Water Resources
Water Right License

WATER RIGHT NO. 63-12179

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 8TH
day of JUNE, 1998.


Acting for KARL J. DREHER, Director

MICROFILMED

JUN 09 1998

FOR OFFICE USE ONLY
Amt. of Fee \$: _____
Receipt No. _____
Receipt By: _____
Date Received: _____
NOV

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

RECEIVED

MAY 28 1997

PROOF OF BENEFICIAL USE

The Idaho Department of Water Resources considers this form a statement that the permit holder(s) has/have completed all development that will occur under this permit and that water has been applied according to the provisions of the permit for the beneficial use(s) described below. This form must be accompanied by a license examination fee, when necessary, or be accompanied by a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-12179 Telephone No. 344-7183
2. Name(s) of Permit Holder(s): Virginia L. McDewitt
3. Mailing Address: 4940 Boise River Lane, Boise, ID - 83706
4. Source of Water: WELL NW NE S. 32, T. 03 N, R. 03 E If GROUNDWATER (well), Date Drilled: mo. 4-1 yr. 92
- a. Well Driller: STEVENS & SONS Drilling Permit Number: 63-92-W-179
- b. OPTIONAL:
Pump Horsepower: _____ Pressure (psi): _____ Dynamic pumping level (ft): _____

5. Use(s) (as authorized by the water right permit):

Domestic (No. of households): 1 Stockwater (No. and type of stock): _____

Irrigation (No. of acres): _____ Other: _____

6. Total rate of diversion and/or volume for which proof is submitted: 1.04 cfs OR 1.2 acre feet

7. Measuring Device Requirement: (refer to the approval conditions on your permit and respond accordingly)
(This question is not optional. Please check either yes or no. Proofs returned not checked accordingly, will be considered incomplete)

Measuring Device:	Is a measuring device required?	Yes _____ or No <u>✓</u>
	Has the measuring device been installed?	Yes _____ or No _____
Flow Measurement Port:	Is a flow measurement port required?	Yes _____ or No <u>✓</u>
	Has the measurement port been installed?	Yes _____ or No _____

8. Fee Enclosed: \$ _____ (See Fee Schedule on back of the instructions for filing proof of beneficial use)

9. Person to contact to accompany the Department representative during field examination of the water system.

Name: Virginia L. McDewitt Telephone Number: 344-7183

Address: 4940 Boise River Lane Boise, ID 83706

10. The information given on this form is my true statement of the extent to which the above numbered permit has been developed and I relinquish any undeveloped portion of the permit to the State of Idaho.

Signature of permit holder: Virginia L. McDewitt Date: 5-23-97
(include your title, if on behalf of company or organization)

MICROFILMED
JUN 25 1997

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-12179

Proposed Priority: February 24, 1995 Maximum Diversion Rate: 0.04 CFS

This is to certify, that **VIRGINIA L MC DEVITT**
4940 BOISE RIVER LN
BOISE ID 83706

has applied for a permit to appropriate water from: **GROUNDWATER**

and a permit is **APPROVED** for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
DOMESTIC	01/01 to 12/31	0.04 CFS

LOCATION OF POINT(S) OF DIVERSION: Lot 2(NWNE), Sec. 32, Township 03N, Range 03E
ADA County

PLACE OF USE: DOMESTIC
TWN RGE SEC
03N 03E 32 Lot 2(NWNE)

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **June 1, 1997**.
2. Subject to all prior water rights.
3. Project construction shall commence within one year from the date of permit issuance and shall proceed diligently to completion unless it can be shown to the satisfaction of the Director of the Department of Water Resources that delays were due to circumstances over which permit holder had no control.
4. Point of diversion is located within Lot 2, Blk. 1, McDevitt Subdivision.
5. Place of use is located within Lot 6, Blk. 1, Mc Devitt Subdivision.
6. Domestic use is for 1 home.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the signature of the Director, affixed at Boise, this

30th day of May, 1995.

[Signature]
for Karl J. Dreher, Director

JUN 08 1995

RECEIVED
MAY 17 1995

Ident. No. 63-12179

Department of Water Resources

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name: VIRGINIA L MCDEVITT 208-344-7183
Address: 4940 BOISE RIVER LN
BOISE ID 83706
 2. Source: GROUNDWATER Trib. to:
 3. Location of Point of Diversion: Lot 2(NWNE), Sec. 32, Township 03N, Range 03E
ADA County
 4. Water will be used for the following purposes:

Purpose	From	To	CFS	(or)	AF
DOMESTIC	01/01	12/31	0.040		
 5. Total quantity to be appropriated is:
0.040 CFS (and/or) AF
 6. Proposed diverting works:
 - a. Description of ditches, flumes, pumps, headgates, etc.
WELL, PUMP, PIPE
 - b. Height of storage dam feet; active reservoir capacity
acre-feet; total reservoir capacity acre-feet; period of
year when water will be diverted to storage: to inclusive.
 - c. Proposed well diameter is 10 inches; proposed depth of well is 135
feet.
 - d. Is groundwater with a temperature greater than 85F being sought? NO
 - e. If well is already drilled, when? 04/03/1992
Drilling Firm STEVENS & SONS
Well was drilled for APPLICANT
 7. Time required for the completion of the works and application of
the water to the proposed beneficial use is 2 year(s).
 8. Place of Use: DOMESTIC
- TWN RGE SEC
03N 03E 32 Lot 2(NWNE)

RECORDED
JUN 08 1995

9. a. Who owns the property at the point of diversion?
APPLICANT
b. Who owns the land to be irrigated or place of use?
APPLICANT
c. If the property is owned by a person other than the applicant,
describe the arrangement enabling the applicant to make this filing.

10. Remarks:
Domestic use is for one home.
Place of use also known as Lot 6, Block 1, McDevitt Subdivision.

11. Map of proposed point of diversion and place of use attached? []

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

Applicant

Received by _____ Date _____ Time _____ Preliminary check by _____

Fee \$ 100.00 Receipted by _____ #W018644 Date 2/24/1995

Publication prepared by _____ Date _____ Published in _____

Publication approved _____ Date _____

JUN 08 1995

Comments: Date: 3/ 4/ 1995 User-ID: LGRAVES

Subject:
OTHER RIGHTS

This use is within the Southeast Boise GWMA. P/D will provide domestic water to Lots 2, 4 and 6, Block 1, McDevitt Subdivision. All three lots are currently under single ownership. Use for Lot 2 is represented by a 1980 SRBA claim A63-22797. New exempted uses from this same well, as shown on this application for Lot 6 and application 63-12178 for Lot 4, WHEN COMBINED, will be limited to the maximum rate and volume allowed under 42-111 at the time of permit approval.

APPROVED
DATE 3/15/95
BY [signature]

RECEIVED

FEB 24 1995

WATER RESOURCES
WESTERN REGIONSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant Virginia L. McDevitt Phone 344-7183
Post office address 4940 Boise River Lane, Boise, Id 83706
2. Source of water supply Ground Water which is a tributary of _____
3. Location of point of diversion is _____ 1/4 of NW 1/4 of NE 1/4, Govt. Lot 2
Sec. 32 Township 3N Range 3E B.M. Ada County; additional
points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .04 for Domestic purposes from 1/1 to 12/31 (both dates inclusive)
(cfs or acre-feet per annum)
- * Amount .02 for Irrigation purposes from 3/15 to 4/15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated is (a) .06 and/or (b) _____
cubic feet per second acre feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. _____
Single Well - piped to three homes total
(one under this Application)

- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.

- c. Proposed well diameter is 10 inches; proposed depth of well is 200+ feet.

- d. Is ground water with a temperature of greater than 85°F being sought? N

- e. If well is already drilled, when? 92; Drilling firm STEVENS;

Well was drilled for (well owner) Applicant

7. Time required for the completion of the works and application of the water to be proposed beneficial use is
2 years (minimum 1 year).

JUN 08 1995

* per telecon w applicant 3/3/95. 6

8. Description of proposed uses (if irrigation only, go to item 9):

- Hydropower; show total feet of head and proposed capacity in Kw. _____
- Stockwatering; list number and kind of livestock. _____
- Municipal; show name of municipality. _____
- Domestic; show number of households. ONE
- Other; describe fully. _____

9. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
3N	3E	32		<u>1/4</u>															<u>+</u>

Total number of acres to be irrigated +

10. Describe any other water rights used for the same purposes as described above. A-63-22797

- Who owns the property at the point of diversion? Applicant
- Who owns the land to be irrigated or place of use? Applicant
- If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing. _____

12. Remarks: Application is within SE Boise G.W.M.A
Two Additional households served from this well - one claimed
under A-63-22797; Third applied for place of use
of this Application Lot 6 - BIKI Mott Sub

JUN 08 1995

SEPARATED

MICROFILMED
JUN 08 1995

Virginia L. M. Devett
(Applicant)

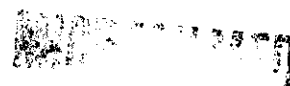
Received by Lg Date 2/24/95 Time 1:30 PM Preliminary check by Lg
Fee \$ 50.00 Receipted by Lg # WD18644 Date 2/24/95
Publication prepared by dt Date 3-8-95 Published in Id. Statutes
Publication approved dt Date 4-6-95

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:



JUN 08 1995

ATTACHMENT TO
APPLICATION FOR WATER PERMIT

The Applicant has had a scientific study conducted by Mr. Ed Squyers to ascertain that the utilization of the volume of water applied for hereunder from the well source has no adverse effect upon any other users.

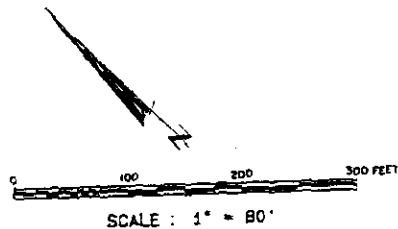
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A PORTION OF THE NE 1/4 OF SECTION 32, T.3 N., R.3 E., B.M.
ADA COUNTY, IDAHO
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1991

NE TABLE

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4	S 7° 15' 41" E	104.79
5	N 47° 58' 08" E	123.92
6	S 42° 01' 52" E	7.00
7	S 47° 58' 08" E	33.35
8	S 44° 57' 12" E	67.54
9	S 34° 47' 23" E	94.73
10	S 34° 47' 23" E	40.00
11	S 12° 06' 43" W	80.00
12	N 8° 04' 04" W	70.66
13	S 47° 58' 08" E	37.44
14	N 42° 31' 39" W	7.00
15	S 42° 01' 52" E	7.00
16	S 47° 58' 08" E	37.50
17	N 8° 04' 04" W	20.00
18	S 47° 58' 08" E	34.88
19	S 42° 01' 52" E	75.23
20	S 47° 58' 08" E	75.23
21	N 29° 31' 15" W	33.35
22	S 47° 58' 08" E	100.00
23	S 47° 58' 08" E	100.00
24	N 47° 58' 08" E	100.00
25	N 47° 58' 08" E	100.00
26	N 47° 58' 08" E	100.00



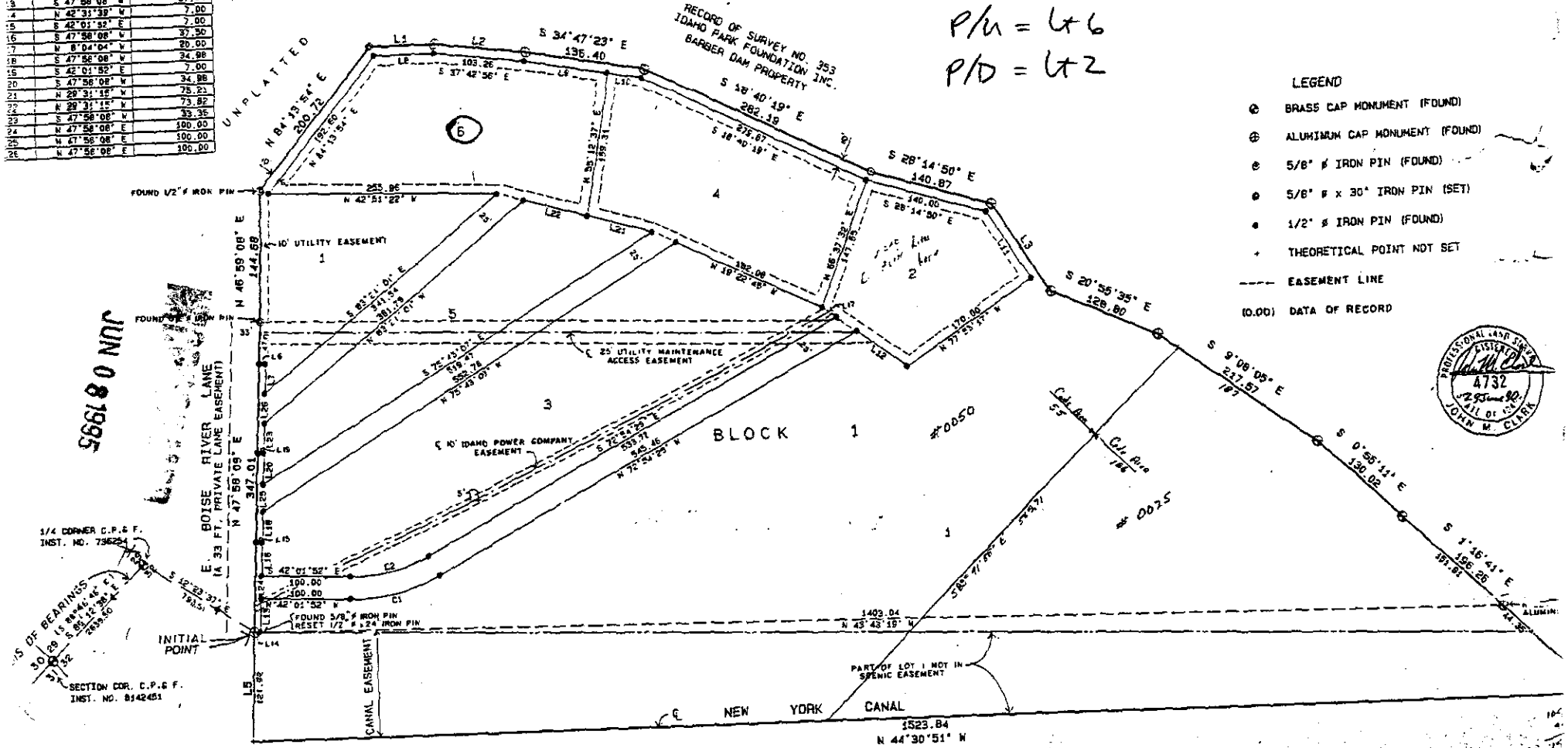
SANITARY RESTRICTIONS ARE IN FORCE
FOR LOTS 1, 3, 4, 5 AND 6.

Thomas E. Adams
HEALTH OFFICER

- NOTES**
1. LOTS 1, 3 AND 5 ARE PART OF THE SCENIC EASEMENT AREA AND SHALL NOT BE USED FOR ANY PURPOSE OTHER THAN AGRICULTURAL AND HUSBANDRY PURPOSES AND RELATED ACTIVITIES INCLUDING BUT NOT LIMITED TO ERECTION OF IMPROVEMENTS IN CONNECTION THEREWITH. SEE SCENIC EASEMENT INSTRUMENT NO. 8154872, RECORDS OF ADA COUNTY, IDAHO.
 2. LOTS 2, 4 AND 6 ARE ELIGIBLE FOR ONE SINGLE FAMILY DWELLING EACH. ONE SUCH RESIDENCE IS ALLOWED ON EITHER LOT 4 OR 6 PRIOR TO DECEMBER 31, 1991, AND AFTER SAID DATE THE REMAINING VACANT LOT IS ELIGIBLE FOR ONE SINGLE FAMILY DWELLING. SEE SMITH RANCHES, LTD. vs. BOARD OF COUNTY COMMISSIONERS OF ADA COUNTY (41st DISTRICT COURT CASE NO. 70088).
 3. DEVELOPER SHALL COMPLY WITH THE REQUIREMENTS OF IDAHO CODE 31-2805 PERTAINING TO IRRIGATION.
 4. BUILDING SETBACKS AND DIMENSIONAL STANDARDS SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF ISSUANCE OF A BUILDING PERMIT OR AS MAY BE SPECIFICALLY APPROVED.
 5. EXISTING EASEMENT ACCESS TO THE SITE IS APPROVED, AS IS, FOR ALL THREE BUILDING LOTS. (PARAGRAPH 4E ADA COUNTY COMMISSIONERS FILE NUMBERS 86-12-PDR/79-20-2C.)

$P/M = L \times 6$
 $P/D = L \times 2$

- LEGEND**
- ⊙ BRASS CAP MONUMENT (FOUND)
 - ⊕ ALUMINUM CAP MONUMENT (FOUND)
 - ⊙ 5/8" # IRON PIN (FOUND)
 - ⊙ 5/8" # x 30" IRON PIN (SET)
 - 1/2" # IRON PIN (FOUND)
 - + THEORETICAL POINT NOT SET
 - EASEMENT LINE
 - (0.00) DATA OF RECORD

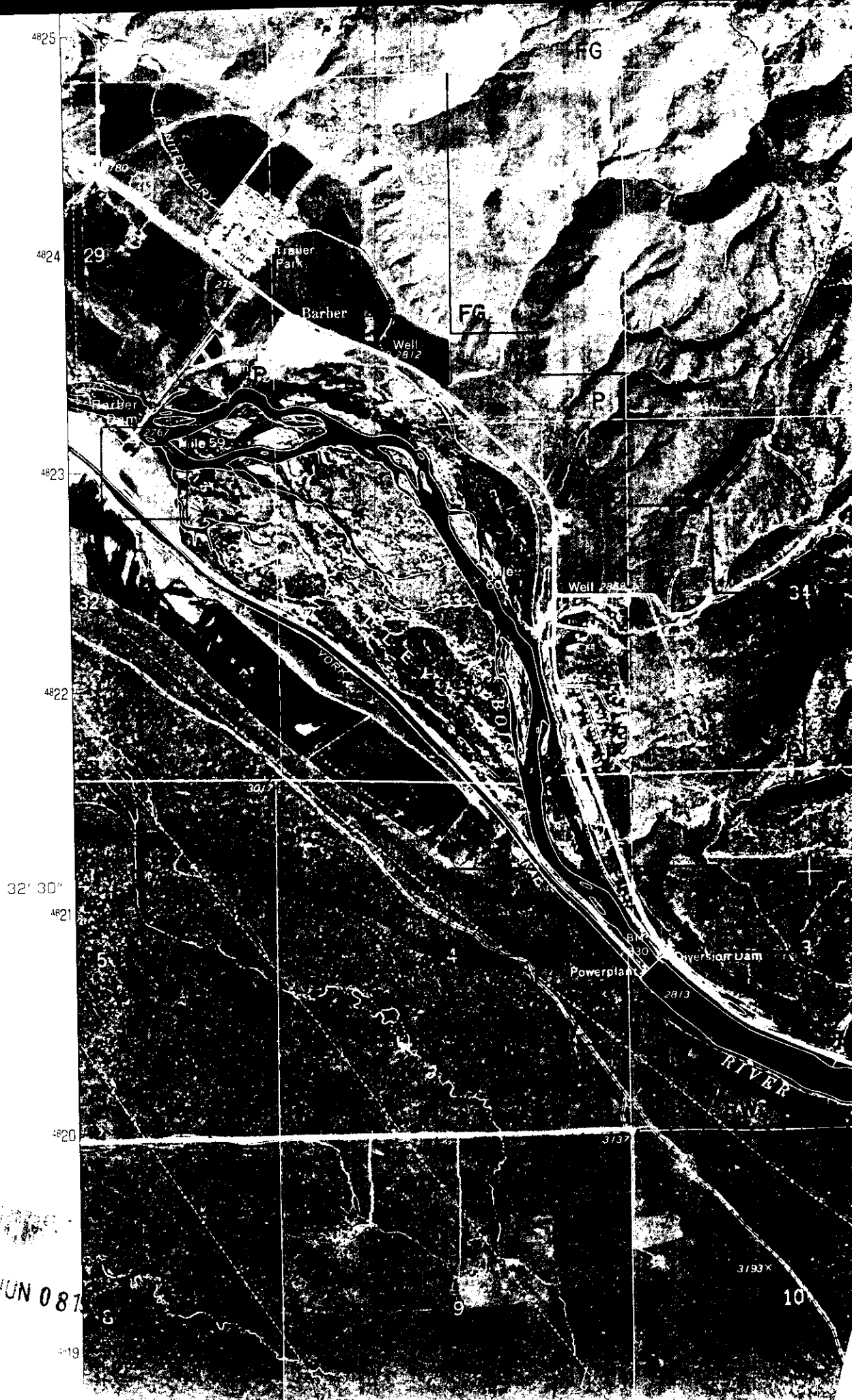


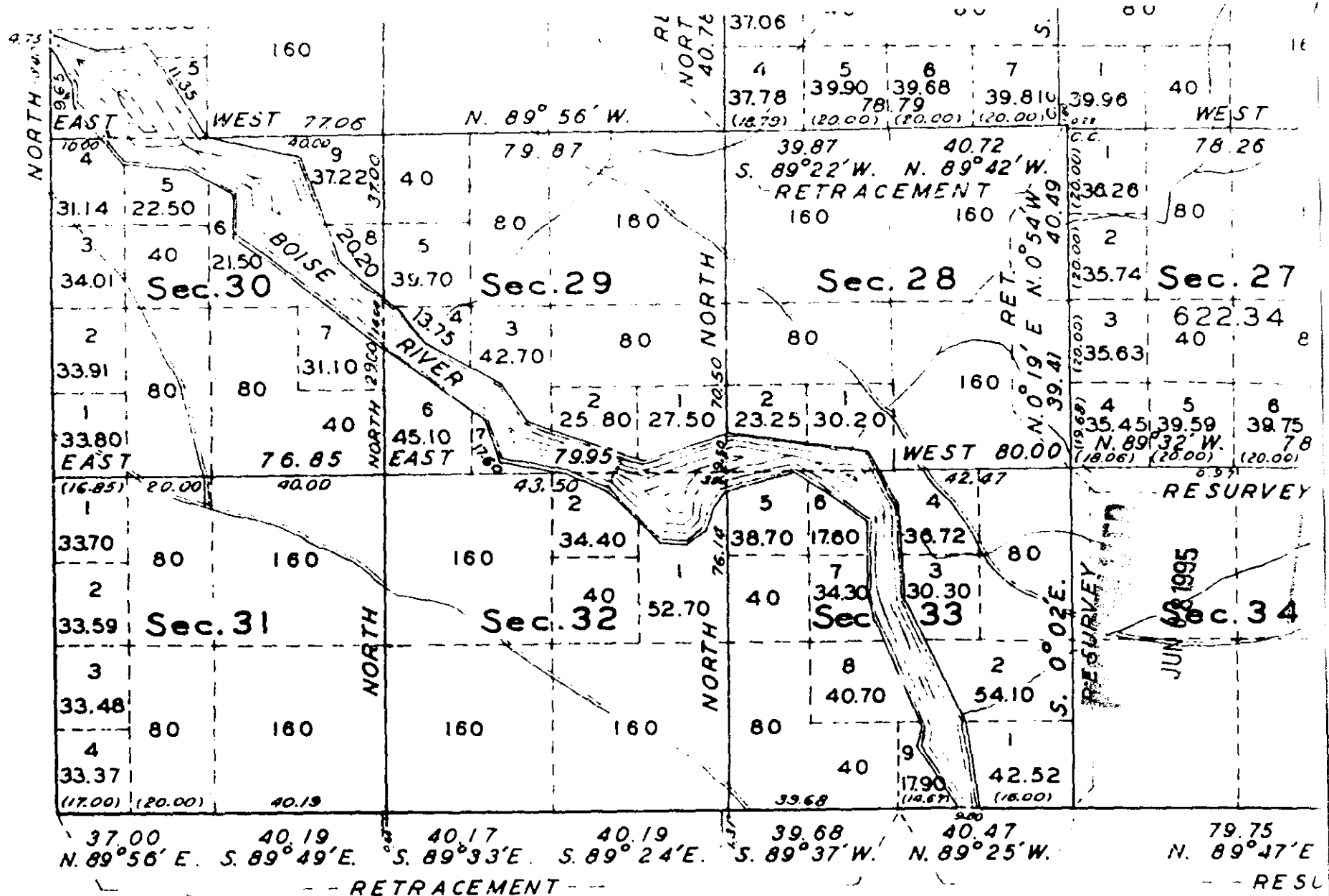
PROFESSIONAL LAND SURVEYOR
4732
JOHN M. CLARK

DELTA	RADIUS	CHORD LENGTH	CHORD BEARING	TAN LENGTH
30° 32' 31"	193.55	109.05	N 57° 28' 10" N	83.45
30° 32' 57"	198.55	89.74	S 57° 28' 10" E	46.55

T3N
T2N

JUN 08 1964





80
AN INCH
NATION

COMPILED FROM THE OFFICIAL

WELL DRILLER'S REPORT

State law requires that this report be filed with the Director, Department of Water Resources
within 30 days after the completion or abandonment of the well.

1. WELL OWNER

Name CHARLES MCDEVITT
Address 8250 VALLEY VIEW DR BOISE
Owner's Permit No. 63-92-W-179

2. NATURE OF WORK

☒ New well ☐ Deepened ☐ Replacement
☐ Well diameter increase
☐ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

3. PROPOSED USE

☒ Domestic ☐ Irrigation ☐ Test ☐ Municipal
☐ Industrial ☐ Stock ☐ Waste Disposal or Injection
☐ Other _____ (specify type)

4. METHOD DRILLED

☒ Rotary ☐ Air ☐ Hydraulic ☐ Reverse rotary
☐ Cable ☐ Dug ☐ Other _____

5. WELL CONSTRUCTION

Casing schedule: ☒ Steel ☐ Concrete ☐ Other _____
Thickness _____ Diameter _____ From _____ To _____
inches _____ inches _____ feet _____ feet
inches _____ inches _____ feet _____ feet
inches _____ inches _____ feet _____ feet
inches _____ inches _____ feet _____ feet
Was casing drive shoe used? ☒ Yes ☐ No
Was a packer or seal used? ☐ Yes ☒ No
Perforated? ☐ Yes ☒ No
How perforated? ☐ Factory ☐ Knife ☐ Torch ☐ Gun
Size of perforation _____ inches by _____ inches
Number _____ From _____ To _____
perforations _____ feet _____ feet
perforations _____ feet _____ feet
perforations _____ feet _____ feet
Well screen installed? ☒ Yes ☐ No
Manufacturer's name Johnson
stainless steel Model No. 304
Diameter 5 Slot size 25 Set from 101 1/2 feet to 117 feet
Diameter _____ Slot size _____ Set from _____ feet to _____ feet
Gravel packed? ☒ Yes ☐ No ☐ Size of gravel 8-12 sand
Placed from 95 feet to 135 feet
Surface seal depth 25 Material used in seal: ☐ Cement grout
☒ Bentonite ☐ Puddling clay ☐ _____
Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing
☒ Overbore to seal depth
Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent
Weld
☐ Cemented between strata
Describe access port _____

7. WATER LEVEL

Static water level 16 feet below land surface.
Flowing? ☐ Yes ☒ No G.P.M. flow _____
Artesian closed-in pressure _____ p.s.i.
Controlled by: ☐ Valve ☐ Cap ☐ Plug
Temperature _____ OF. Quality _____
Describe artesian or temperature zones below.

8. WELL TEST DATA

☐ Pump ☐ Bailer ☒ Air ☐ Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
100	50'	1
180	70'	1

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	24	sand, gravel, boulders	X	
	24	35	sandy tan colored clay		X
8	35	52	sticky tan colored clay		X
	52	70	muddy brown sand	X	
	70	85	clean sand & gravel	X	
	85	100	muddy sand & brown clay	X	
	100	117	clean sand & gravel	X	
	117	135	sandy brown clay		X

MAY 15 1992

Department of Water Resources
Boise Regional Office

RECEIVED
MAY 11 1992

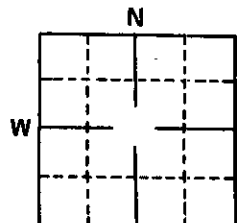
APPROVED
JUN 08 1992

10.

Work started 4/1/92 finished 4/3/92

6. LOCATION OF WELL

Sketch map location must agree with written location.



Subdivision Name _____

Lot No. _____ Block No. _____

County Ada
N/W 1/4 N/E 3/4 Sec. 32 T. 3 N 3 S 3 E 3 W 3

11. DRILLERS CERTIFICATION

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

Firm Name Stevens & Sons Firm No. 153

Address 3700 Bayview Dr. Boise, ID 83725

Signed by (Firm Official) Wayne Stevens

and
(Operator) Don Stevens



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

June 9, 1998

PHILIP E. BATT
GOVERNOR

VIRGINIA L MC DEVITT
4940 BOISE RIVER LN
BOISE ID 83706

KARL J. DREHER
DIRECTOR

RE: WATER RIGHTS 63-12178/63-12179

Dear Water Right Holder(s):

The Department of Water Resources (the Department) has issued the enclosed licenses confirming that water rights have been established in accordance with the permit referenced above. The licenses are preliminary orders issued by the Department pursuant to section 67-5243, Idaho Code. They can and will become final orders without further action of the Department unless a party petitions for reconsideration or files an exception and/or brief as further described below:

PETITION FOR RECONSIDERATION

Any party may file a petition for reconsideration of a preliminary order with the Department within fourteen (14) days of the service date of this order. The Department will act on a petition for reconsideration within twenty-one (21) days of its receipt, or the petition will be considered denied by operation of law. See section 67-5243(3), Idaho Code.

EXCEPTIONS AND BRIEFS

Within twenty-one (21) days after (a) the service date of a preliminary order, (b) the service date of a denial of a petition for reconsideration from this preliminary order, or (c) the failure within twenty-one (21) days to grant or deny a petition for reconsideration from this preliminary order, any party may in writing support or take exceptions to any part of a preliminary order and may file briefs in support of the party's position on any issue in the proceeding. Otherwise, this preliminary order will become a final order of the Department.

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

RECORDED

JUN 09 1998

ORAL ARGUMENT

If the Department grants a petition to review the preliminary order, the Department shall allow all parties an opportunity to file briefs in support of or taking exceptions to the preliminary order and may schedule oral argument in the matter before issuing a final order. If oral arguments are to be heard, the Department will within a reasonable time period notify each party of the place, date and hour for the argument of the case. Unless the Department orders otherwise, all oral arguments will be heard in Boise, Idaho.

CERTIFICATE OF SERVICE

All exceptions, briefs, requests for oral argument and any other matters filed with the Department in connection with the preliminary order shall be served on all other parties to the proceedings in accordance with Rules of Procedure 302 and 303.

FINAL ORDER

The Department will issue a final order within fifty-six (56) days of receipt of the written briefs, oral argument or response to briefs, whichever is later, unless waived by the parties or for good cause shown. The Department may remand the matter for further evidentiary hearings if further factual development of the record is necessary before issuing a final order. The Department will serve a copy of the final order on all parties of record.

Section 67-5246(5), Idaho Code, provides as follows:

Unless a different date is stated in a final order, the order is effective fourteen (14) days after its issuance if a party has not filed a petition for reconsideration. If a party has filed a petition for reconsideration with the agency head, the final order becomes effective when:

- (a) the petition for reconsideration is disposed of; or
- (b) the petition is deemed denied because the agency head

did not dispose of the petition within twenty-one (21) days.

APPEAL OF FINAL ORDER TO DISTRICT COURT

Pursuant to sections 67-5270 and 67-5272, Idaho Code, if this preliminary order becomes final, any party aggrieved by the final order or orders previously issued in this case may appeal the final order and all previously issued orders in this case to district court by filing a petition in the district court of the county in which:

- i. A hearing was held,
- ii. The final agency action was taken,

- iii. The party seeking review of the order resides, or
- iv. The real property or personal property that was the subject of the agency action is located.

The appeal must be filed within twenty-eight (28) days of this preliminary order becoming final. See section 67-5273, Idaho Code. The filing of an appeal to district court does not itself stay the effectiveness or enforcement of the order under appeal.

If you have questions, please contact me at (208) 327-7946.

Sincerely,



Shelley W. Keen
Water Rights Supervisor

SWK:klt
Enclosures

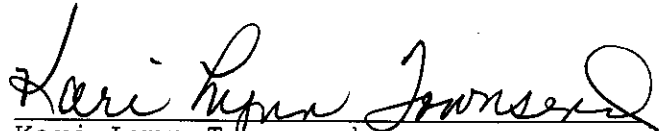
MICROFILMED
JUN 11 1978

CERTIFICATE OF MAILING

I hereby certify that on the 9th day of June, 1998, I mailed a true and correct copy, postage prepaid, of the foregoing **PRELIMINARY ORDERS (Approved Licenses)** to the person(s) listed below:

Water Rights 63-12178/63-12179

VIRGINIA L MC DEVITT
4940 BOISE RIVER LN
BOISE ID 83706


Kari Lynn Townsend
Secretary

JUN 09 1998

MEMORANDUM

DATE: June 1, 1998

TO: Water Right Files 63-12178 and 63-12179

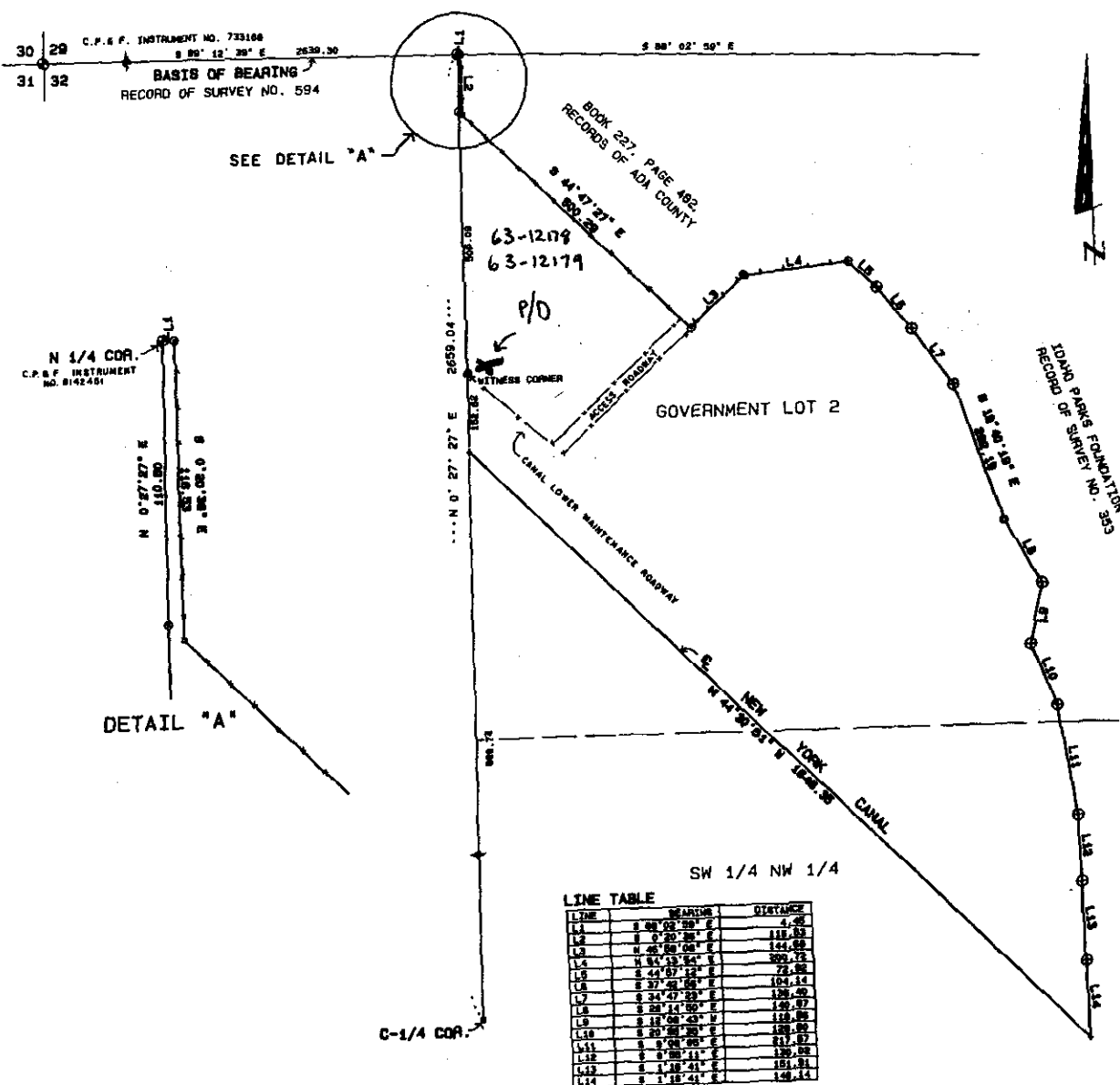
FROM: Shelley W. Keen ^{SWK}

RE: Point of diversion

This afternoon Charles Mc Devitt brought me information showing that the well drilled in 1992 is not within Lot 3 of the Mc Devitt subdivision. It is in fact on the northwest side of the access roadway in a parcel that has not been subdivided. Mr. Mc Devitt also explained that the older well on Lot 2 of the Mc Devitt subdivision is not part of the common system and should not, therefore, be included as a point of diversion on either of these rights.

NOT FILMED
JUN 09 1998

RECORD OF SURVEY NO. 1678



SCALE: 1" = 150'

LEGEND

- ⊙ BRASS CAP (FOUND)
 - ⊕ ALUMINUM CAP (FOUND)
 - ⊙ 5/8" # IRON PIN (FOUND)
 - ⊙ 5/8" # x 30" IRON PIN (SET)
 - "W" ANGLE IRON (FOUND)
 - 1" # STEEL ROD (FOUND)
 - + THEORETICAL POINT (NOT SET)
- WOOD AND WIRE FENCE
- STONE WALL

CERTIFICATE OF SURVEYOR

CERTIFICATE OF SURVEYOR
THIS IS TO CERTIFY THAT I, JOHN M. CLARK, A REGISTERED LAND SURVEYOR IN THE STATE OF IDAHO, SUPERVISED THIS SURVEY AND THAT THIS MAP IS A TRUE AND CORRECT REPRESENTATION OF SAID SURVEY AS MADE AND STAKED ON THE LAND.

JOHN M. CLARK, P.L.

CERTIFICATE OF COUNTY RECORDER
INSTRUMENT NO. 9038960

THIS IS TO CERTIFY THAT THIS RECORD OF SURVEY WAS FILED FOR RECORD
IN THE OFFICE OF THE RECORDER OF ADA COUNTY, IDAHO, THIS 24 DAY
OF July, 1980, AT 1:53 P.M., AT THE REQUEST
OF WILLIAM A. CHASE, AND DULY RECORDED IN BOOK NO. 6
SURVEYS AT PAGE 1706

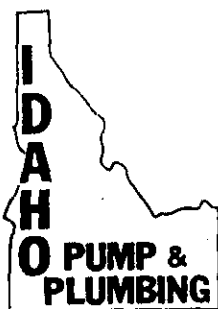
SURVEYOR
[Signature]
DEPUTY

John Bastida
EX OFFICIO RECORDER

INDEX NO. 331-32-01-00-00

CTM ENGINEERING INC.

CTM 90-914



IDAHO PUMP & PLUMBING CORP.

9975 Fairview Avenue Boise, Idaho 83704 Phone: 376-1181

October 4, 1995

Hon. Charles McDevitt
P. O. Box 1543
Boise, Idaho 83701

RE: DESCRIPTION OF WORK PERFORMED BY IDAHO PUMP & PLUMBING, CORP.

April 1994--Installed 7 1/2 h.p. Goulds Submersible Pump in existing well. Set pump on 84' of 3" galvanized pipe. 1994 we

Summer 1994-- We installed four pressure tanks with 35 gallon draw each in the new pump house, with related fittings and valves. We ran approximately 1200' of 4" PVC pipe for a service line with 3 stubs for future hookups. Judge McDevitt's house service is also hooked up to the 4" service line.

All plumbing work was permitted and inspected by the Idaho State Plumbing Bureau.

Bonnie K. Gilbert, Treas.
Idaho Pump & Plumbing, Corp.

BKG

MICROFILMED

JUN 09 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

April 30, 1998

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

VIRGINIA L MC DEVITT
4940 BOISE RIVER LN
BOISE ID 83706

RE: Water Right Nos. 63-12178 and 63-12179

Dear Mrs. McDevitt:

The Department of Water Resources is preparing to issue water right licenses for the development you completed under water appropriation permits 63-12178 and 63-12179. According to the examiner's report, your homes are each served by two wells interconnected into a common water delivery system. One well is located on Lot 2, Block 1 of the McDevitt Subdivision, and the second well is located on Lot 3, Block 1 of the McDevitt Subdivision. If you want your water right licenses to each reflect the use of both wells, you may sign the two amendment forms I have enclosed and return them with the filing fee of \$100.00 (\$50.00 each) within fourteen days. The changes are shown in conditions five and six on the second page of each amendment form.

If you do not concur with the examiner's report, or if you have any questions about this information, please contact me at (208) 327-7946.

Sincerely,

A handwritten signature in cursive script that reads "Shelley Walter Keen".

Shelley Walter Keen
Water Rights Supervisor

Enclosures

MC DEVITT

JUN 09 1998

WR0749NP
No. L63-12179

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGINIA L MC DEVITT 4940 BOISE RIVER LN BOISE ID 83706 (208) 344-7183	02/24/1995	DOMESTIC	01/01 12/31	0.040 CFS	1.20 AFA
TOTAL DIVERSION:					0.040 CFS	1.20 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.040 CFS

Point(s) of Diversion: T03N R03E S32 Lot 02(NWNE)

ADA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE																			
NENE		NWNE		SWNE		SENE		NENW		NWNW		SWNW		SENW		NESW		NWSW		SWSW		SESW		NESE		NWSE		SWSE		SESE	
T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
03N	03E	32	:		02-D	:			:				:				:					:									

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
63-12178 63-12179 L63-12178

Other Water Rights Listing Overlapping Place(s) of use:
63-00161BN 63-02932

Remarks: GEN Two points of diversion are located within Lot 2 (NWNE), S32, T03N, R03E.
Points of diversion are located within Lots 2 and 3, Blk. 1, McDevitt Subdivision.
Place of use is located within Lot 6, Blk. 1, McDevitt Subdivision.
Domestic use is for 1 home.

Dates: App. Received: 02/24/1995 Priority Date: 02/24/1995
Proof Due Date: 06/01/1997 Proof Made Date: 05/28/1997
Exam Made Date: 06/25/1997 Exam Sent to S.O.: 01/23/1998
Licensed Date:

Misc: Water District Number: Field Exam Fee: N (Not Required)

Audit: 04/28/98 CZIMMERM 04/28/98 CZIMMERM

AJ5809NP
No. R63-22797

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/28/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	VIRGINIA L MC DEVITT 4940 BOISE RIVER LN BOISE ID 83706 (208) 344-7183	10/25/1980	DOMESTIC	01-01 12-31	0.04 CFS	1.20 AFA
TOTAL DIVERSION:					0.04 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: BENEFICIAL USE

Point(s) of Diversion: T03N R03E S32 Lot02(NWNE)

ADA County

Place of use Legal Description for: DOMESTIC

NE				NW				SW				SE			
NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE
T	R	S	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac	: Lt Ac Lt Ac Lt Ac Lt Ac
03N	03E	32	: 02-D	:	:	:	:	:	:	:	:	:	:	:	:

POU County: ADA

Non-Irrigation Uses: 1 HOME

Other Rights: NONE

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

A63-15010 A63-15011 A63-15012 A63-15983 A63-17034 A63-22797 R63-15010 R63-15011 R63-15983 X63-22797

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

A63-00161BN A63-02932

Conditions of Approval:

- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- T17 - Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- 016 - See remarks for additional conditions of approval.
- N11 - THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
- N13 - THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

*Same
diff
hm.*

Remarks: EXP PARCEL NO. R5567830075.

AJ5809NP
No. R63-22797

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 04/28/98
PAGE: 2

Remarks: STOCKWATER, 3 HORSES

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Comments: Date: 12/28/1995 User-ID: MMINICUC Subject: XFER CONDITIONS
THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER TANSFER NO. 4558 SHALL NOT EXCEED 0.04 CFS,
NOR TOAL COMBINED ANNUAL VOLUME OF 1.2 AF.
DOMESTIC USE IS FOR 1 HOME.
TWO POINTS OF DIVERSION AND THE PLACE OF USE ARE LOCATED WITHIN
LOT 2 (NWNE), S32, T03N, R03E, ALSO KNOWN AS LOT 2, BLOCK 1,
MC DEVITT SUBDIVISION.
CLAIM AMENDED AS PER TRANSFER NO. 4558, APPROVED 05/30/1995. SEE
APPROVAL CONDITIONS ABOVE.
TRANSFER CONDITIONS ADDED 12/28/1995 BY MM.
FIRST WELL DRILLED IN 1980, SECOND WELL ADDED IN 1992.

Date: 12/28/1995 User-ID: MMINICUC Subject: OWNERSHIP
THE CONTRACTOR FOUND THE OWNER TO BE CHARLES MC DEVITT RATHER
THAN VIRGINIA MC DEVITT. CORR. SENT BY IDWR S.O. - COPY IN FILE.

Date: 09/11/1997 User-ID: CORR4 Subject: COPIED FROM REMARKS
PARCEL NO. R5567830075.
TWO POINTS OF DIVERSION LOCATED IN NWNE, S.32, T03N, R03E.
PROPERTY IS ALSO KNOWN AS LOT 2, BLK 1, MC DEVITT SUBDIVISION.

Audit: 08/26/93 DUNN1 08/27/93 DUNN1 03/30/95 POST-STD 08/04/95 MSCHULTE
12/28/95 MMINICUC 08/15/97 AJU3-DSH 09/11/97 CORR4

B/U FIELD EXAM REVIEW

by Cindy LouPermit #: 63-12179 Name: McDevitt Date: 4/27/98 ✓ Lots ✓

NAME Chng Same ✓ Or Address Change?

SOURCE ✓ Clarify source ✓
Prelim. Order to Void - Source change.

P/D ✓ Amendment Needed? Addn'l 1/4? 2 Legal LT2 (NWNE) P39
Same 1/4? W32 P36
Overlap(s) 63-12178 & (A) 63-22797

P/U ✓ Amendment Needed? none P41
Overlap(s) none
(Gov't use special ¶s) *P/D & P/U Amend? P37

RATE ✓ Permit/proof fee limits 0.04 1 0.04
Measured Quantity = allow 0.04 cfs Theoretical Quantity = allow 0.04 cfs
(HP) $\frac{8.8 \times 0.70 \times}{+ (2.31 \times)} =$ cfs
✓ Recommended capacity 0.04 cfs
✓ Recommended rate 0.04 cfs

VOLUME ✓ Season: (1) 1/1-12/31 = allow 1.2 days
Calculations: allow 1.2

✓ Flow limit: cfs x days/yr. x 1.9835 = 1.2 AF
Recommended volume 1.2 AF

USES ✓ Same Nature of Use? Amendment Needed? P46

REMARKS ✓ Multiple p/d's in same 1/4? Use W32 LT2 (NWNE) S32, T3N, R3E
✓ ① W59 ② W60 ③ W01/1

CONDITIONS

✓ Measuring Device (R43) or Lockable Controlling Works (R02)
✓ Watermaster Control (R04) - WD #
✓ Irrigation rate/annual volume overlap
✓ GW irrigation replaces surface water (050)
✓ GW irrigation supplements surface water (065)
✓ Water Quality
✓ Other

PRIORITY

App Rcd 2/24/95 Due 6/1/97 Rcd 5/19/97
Receipt# N/A Fee OK? Yes No
Order to Reinstate Needed? Yes No Done? Advanced to:
Priority 2/24/95 Examined 6/25/97

COMMENTS: add 2nd well (interconnected system) Pds in Lts 243.

USE	CFS	VOLUME
<u>Dom</u>	<u>0.04</u>	<u>1.2</u>
<u>TOTAL</u>	<u>0.04</u>	<u>1.2</u>

Pdonly
SRBA Overlap A63-22797 (diff km)
Adjustment Memo ✓
LICENSE
#1 AMEND: P39 /P38
#2 AMEND: (R)P42/(C)P47

MEMORANDUM

DATE: April 28, 1998
 TO: File Nos. 63-12178 & 63-12179
 FROM: Cindy Lou Zimmerman *SL*
 SUBJECT: Review of Beneficial Use Field Report

The examination identified two wells on an interconnected system serving three homes. The wells are located within Lots 2 & 3, Blk. 1, McDevitt Subdivision. The home on Lot 2 is covered under SRBA claim A63-22797. The home on Lot 4 is covered under right no. 63-12178. The home on Lot 6 is covered under right no. 63-12179. All homes are in Block 1, McDevitt Subdivision. All points of diversion and places of use are located within Lot 2 (NWNE), S32, T03N, R03E.

The following adjustments¹ were made on the field report to reflect department standards and licensing practises for uses developed under these permits:

C. Diversion and Delivery System.
 1. Point of diversion:

TWP	RGE	SEC	N E				N W				S W				S E				Total P/Ds
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	03E	32		X*															<u>2</u>

* = Government Lot 2

A licensing amendment is required to add the second point of diversion within the same 40-acre tract to right nos. 63-12178 & 63-12179.

Examiner: Dan Tomich
 Examined: June 25, 1997

¹ Adjustments are **bolded and underlined**.

MICROFILMED
 JUN 09 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED

JAN 27 1998

Department of Water Resources

A. GENERAL INFORMATION

Permit No. 63-12179

1. Owner: Virginia L. McDevitt Phone No. (208) 344-7183

Current Address: 4940 Boisen River Lane, Boise, ID 83706

2. Accompanied by: (office exam) EXAM DATE: 6-25-97

Address: _____ Phone No. _____

Relationship to Permit Holder: _____

3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with the same place of use: 63-12178

2. Other water rights with the same point of diversion: 63-12178

C. DIVERSION AND DELIVERY SYSTEM

1. Point(s) of Diversion:

Ident No.	Gov't Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	2		NW	NE	32	3N	3E	Ada	Assessor's office and Charles McDevitt

2. Place(s) of Use:

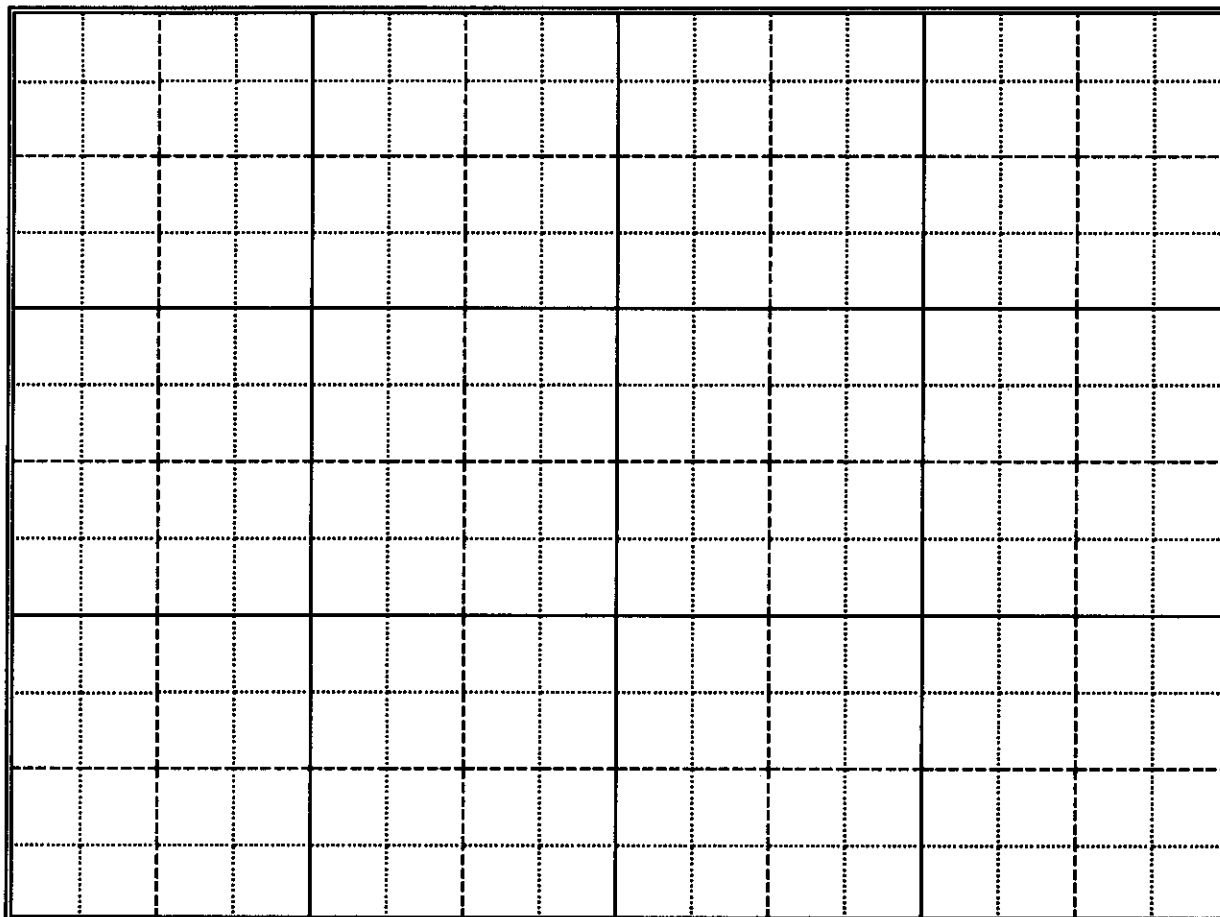
Indicate Method of Determination (Same as P/D)

TWP	RGE	SEC	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
3N	3E	32		Lot 2 D															

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JUN 09 1998

3. **Delivery System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable.



Scale: 1" = _____

☒ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

☐ Aerial Photo Attached (required for irrigation of 10+ acres)

☐ Photo of Diversion and System Attached

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

D. FLOW MEASUREMENTS

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements: Name - office exam

MOOREHEAD

JUN 09 1998

E. NARRATIVE/REMARKS/COMMENTS

1. This was done as an office exam.

2. Called Ada County Assessor's Office -
in NWNE, Sec. 32, T3N, R3E;

OWNERS in McDevitt Subdivision:

Subdivision Lot 2 - Charles & Virginia McDevitt

" Lot 4 - Virginia McDevitt

" Lot 6 - Virginia, Charles S. +
Brian and Lisa McDevitt.

3. Called Charles McDevitt:

a. Lots 1, 3, 5 are in scenic easements,
agriculture, and get water (irrigation)
from New York Canal; WR # 63-02388.

b. Lots 2, 4, 6 have homes on them. (3 Homes)

c. There are two wells, and they are
interconnected. Both wells serve the
3 homes.

d. First well drilled on Lot 2 in 1980.

Second well drilled in 1992 about 300'
South-Southwest of Lot 6.

e. The lots are in the McDevitt Subdivision.

f. 1992 well is 63-92-W-179, 135';
4/1/92 to 4/3/92.

4. This permit is for 1 home in Lot 6.

The PLO is shown as the well in Lot 2.

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

MICROFILMED
JUN 09 1998

F. FLOW CALCULATIONS

_____ Additional Computation Sheets Attached

Measured Method:

None - office examAllow 0.04 cfs**G. VOLUME CALCULATIONS**

1. Volume Calculations for Irrigation:

 $V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____ $V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____ $V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

Allow 1.2 AFA**H. RECOMMENDATIONS**

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
<u>Domestic</u>	<u>01/01</u>	<u>12/31</u>	<u>0.04</u>	<u>1.2</u>
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
_____	_____	_____	_____	_____
Totals:			<u>0.04</u>	<u>1.2</u>

* 2. Recommended Amendments

___ Change P.D. as reflected above ___ Add P.D. as reflected above ✓ None
___ Change P.U. as reflected above ___ Add P.U. as reflected above ___ Other

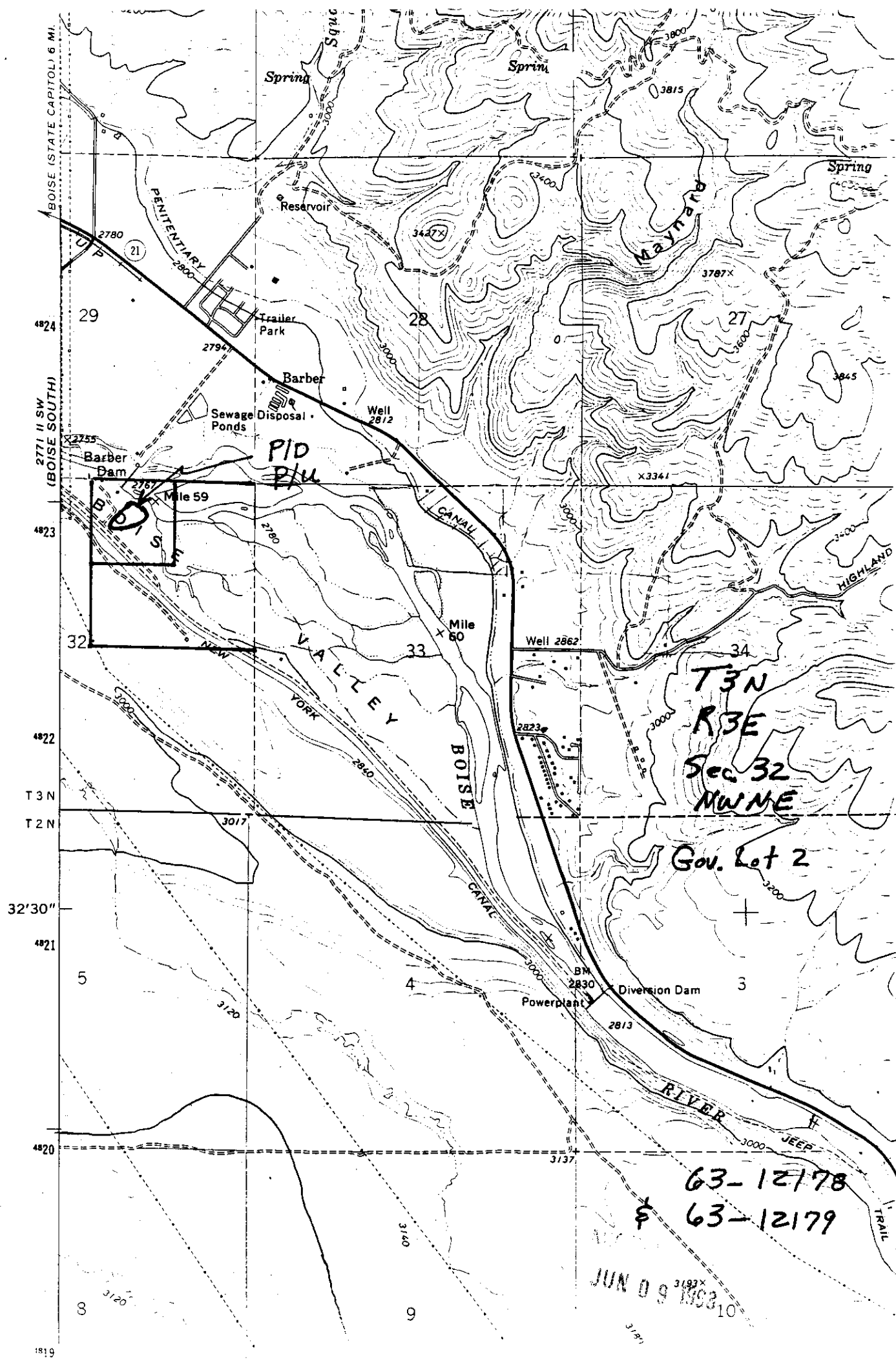
I. AUTHENTICATIONField Examiner's Name Jan Tomich Date 1-13-98

Reviewer _____ Date _____

* Adjustments made during review of this report for license approval.
See Memo for additional information. 4/27/98 cs

SEAL

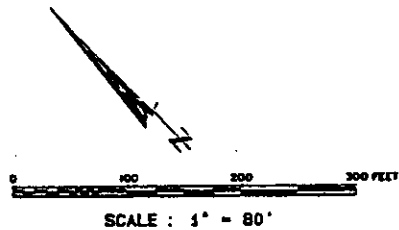
9 1998



McDEVITT SUBDIVISION
A PORTION OF THE NE 1/4 OF SECTION 32, T.3 N., R.3 E., B.M.
ADA COUNTY, IDAHO
CTM ENGINEERING INC.
1991

NE TABLE

BEARING	DISTANCE
N 44° 52' 12" E	72.82
S 27° 42' 56" E	184.14
S 17° 06' 43" E	118.56
S 1° 18' 41" E	104.78
N 47° 50' 00" E	121.82
S 42° 01' 52" E	7.80
S 47° 50' 00" E	31.36
S 44° 57' 12" E	67.24
S 34° 47' 23" E	84.73
S 32° 47' 50" E	46.88
S 17° 06' 43" E	68.85
S 1° 18' 41" E	70.65
S 47° 50' 00" E	37.44
N 42° 51' 18" E	7.80
S 42° 01' 52" E	7.80
S 47° 50' 00" E	37.50
N 8° 04' 04" E	39.80
S 47° 50' 00" E	34.88
S 42° 01' 52" E	7.80
S 47° 50' 00" E	34.88
N 28° 31' 18" E	75.23
N 28° 31' 18" E	75.82
S 47° 50' 00" E	32.36
N 47° 50' 00" E	100.85
N 47° 50' 00" E	100.85

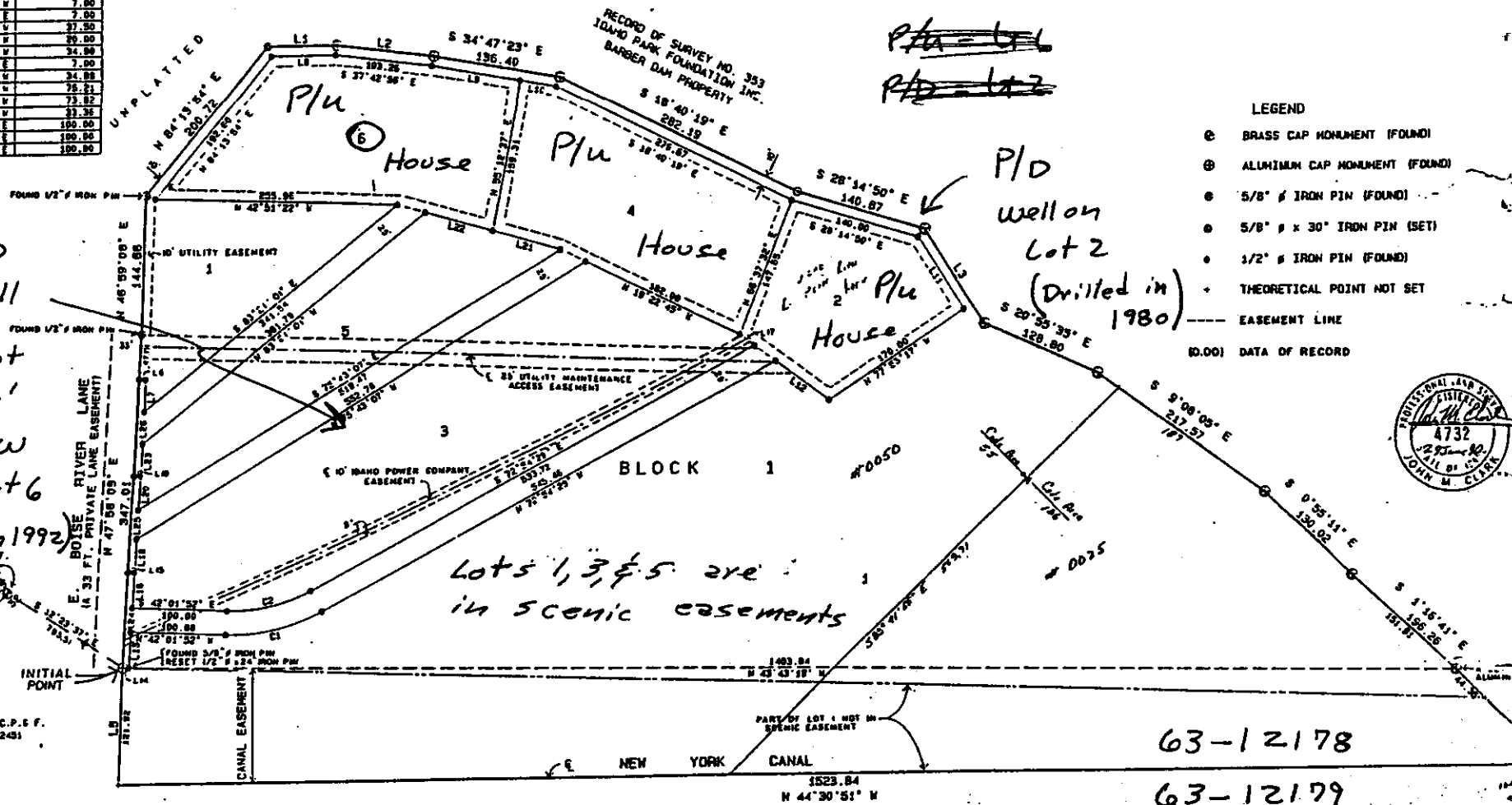


SANITARY RESTRICTIONS ARE IN FORCE
FOR LOTS 1, 3, 4, 5 AND 6.

Thomas E. Blum
HEALTH OFFICER

NOTES

1. LOTS 1, 3 AND 5 ARE PART OF THE SCENIC EASEMENT AREA AND SHALL USED FOR ANY PURPOSE OTHER THAN AGRICULTURAL AND HUSBANDRY PURPOSES, RELATED ACTIVITIES INCLUDING BUT NOT LIMITED TO ERECTION OF IMPROVED CONNECTION THEREWITH. SEE SCENIC EASEMENT INSTRUMENT NO 815-4872, RECORD OF ADA COUNTY, IDAHO.
2. LOTS 2, 4 AND 6 ARE ELIGIBLE FOR ONE SINGLE FAMILY DWELLING EACH. ONE SUCH RESIDENCE IS ALLOWED ON EITHER LOT 4 OR 6 PRIOR TO DECEMBER 31, 1991, AND AFTER SAID DATE THE REMAINING VACANT LOT IS ELIGIBLE FOR ONE SINGLE FAMILY DWELLING. SEE SMITH RANCHES, LTD. VS. BOARD OF COUNTY COMMISSIONERS OF ADA COUNTY (14th DISTRICT COURT CASE NO. 70088).
3. DEVELOPER SHALL COMPLY WITH THE REQUIREMENTS OF IDAHO CODE 31-3805 PERTAINING TO IRRIGATION.
4. BUILDING SETBACKS AND DIMENSIONAL STANDARDS SHALL BE IN COMPLIANCE WITH THE APPLICABLE ZONING REGULATIONS IN EFFECT AT THE TIME OF ISSUANCE OF A BUILDING PERMIT OR AS MAY BE SPECIFICALLY APPROVED.
5. EXISTING EASEMENT ACCESS TO THE SITE IS APPROVED, AS IS, FOR ALL THREE BUILDING LOTS. (PARAGRAPH 4E ADA COUNTY COMMISSIONERS FILE NUMBERS 88-12-PDR/79-20-2C.1)



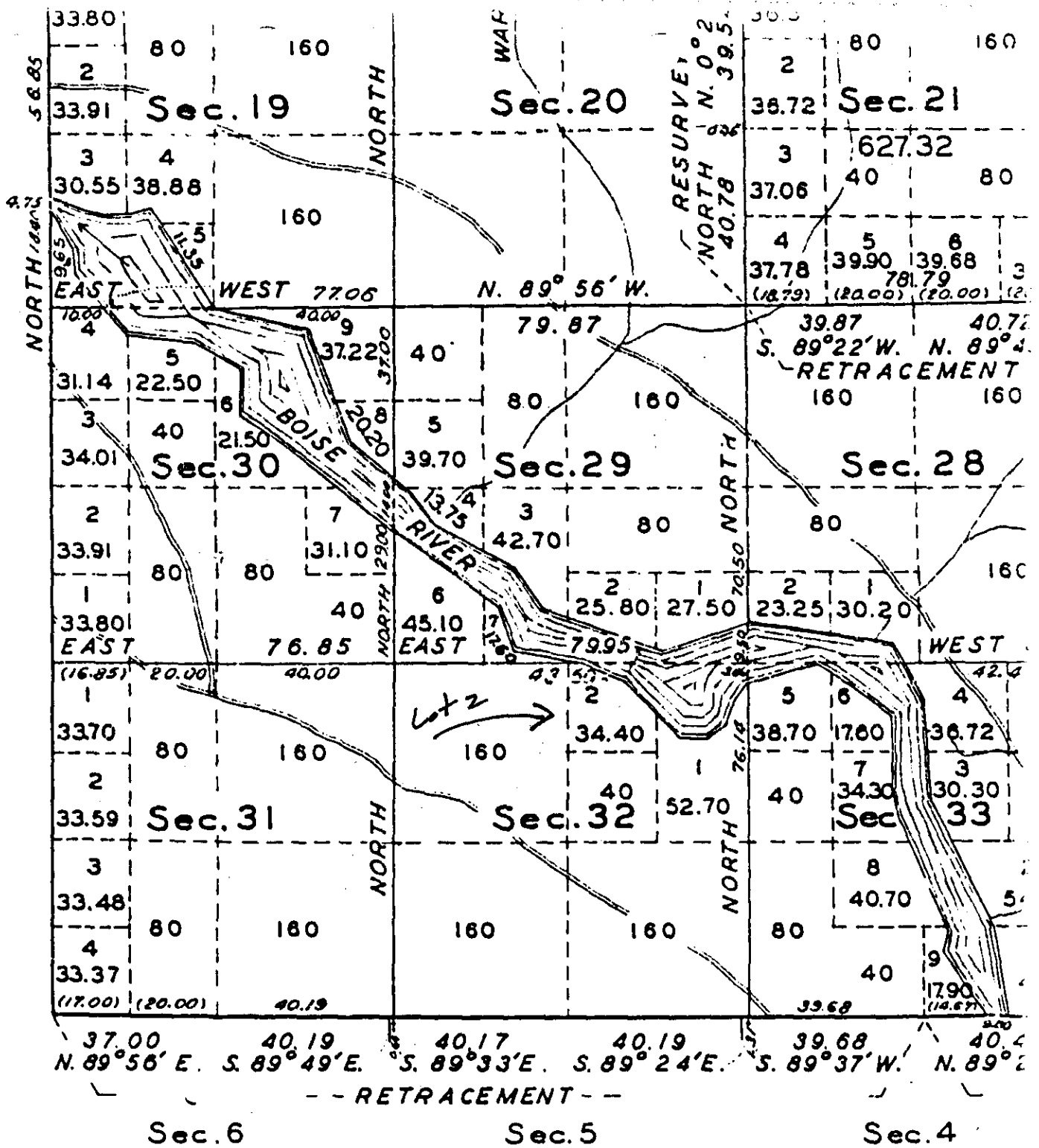
LEGEND

- ⊙ BRASS CAP MONUMENT (FOUND)
- ⊙ ALUMINUM CAP MONUMENT (FOUND)
- ⊙ 5/8" # IRON PIN (FOUND)
- ⊙ 5/8" # x 30" IRON PIN (SET)
- ⊙ 1/2" # IRON PIN (FOUND)
- THEORETICAL POINT NOT SET
- EASEMENT LINE
- (0.00) DATA OF RECORD



63-12178

63-12179



COMPI

63-12178

63-12179

MICHAEL
JUN 8 9 1903

T3N

R3E

S32

NW NE

Lot 2



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 17, 1997

VIRGINIA L MCDEVITT
4940 BOISE RIVER LANE
BOISE ID 83706

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-12179

Dear Permit Holder:

The department acknowledges receipt of the proof of beneficial use form submitted for the above referenced permit. The next step in the process of developing a water right is for the department to conduct a field examination to determine and confirm the use being made of the water.

Please be advised that Section 42-248, Idaho Code, which became affective on July 1, 1996, requires you or the owner of this water right to maintain current ownership and address records on file with the department. Please contact any office of the department for the proper form to file a change of ownership of a water right and/or a change in the address of the owner. Failure to maintain current records with the department could result in the assessment of a monetary penalty.

If you have questions concerning the field examination, contact the **WESTERN** Regional Office in Boise, at (208)334-2190.

Sincerely,

JULIE L. YARBROUGH
Senior Secretary

C: IDWR - Region

MICROFILMED

JUN 25 1997

VIRGINIA L. McDEVITT

**4940 Boise River Lane
Boise, ID 83706**

May 23, 1997

Ms. Shelley W. Keen
Water Rights Supervisor
State of Idaho
Department of Water Resources
1301 N. Orchard St., Statehouse Mail
Boise ID 83720-9000

Re: Permit No. 63-1279

Dear Ms. Keen:

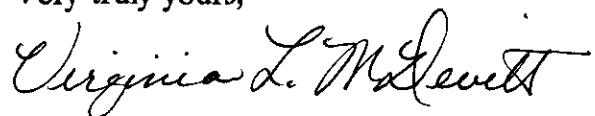
I am enclosing Proof of Beneficial Use for Permit No. 63-1279, which as I understand the rate of filing fees does not require a filing fee.

I call your attention to condition/remarks no. 4, which is not accurate. The point of diversion is the NWNE, Sec. 32, Twp 03N, R03E, which is not Lot 2, Block 1, McDevitt Subdivision. The point if diversion listed above in the permit is accurate.

If you require anything additional, please let me know.

Thank you for your consideration.

Very truly yours,



Virginia L. McDevitt

MICROFILMED

JUN 25 1997

March 31, 1997

VIRGINIA L MC DEVITT
4940 BOISE RIVER LN
BOISE ID 83706

PROOF DUE NOTICE

RE: PERMIT NO. 63-12179

Dear Permit Holder:

One of the conditions of approval of the above referenced water permit was that proof of the extent of your beneficial use must be submitted to this office on or before June 1, 1997.

(See last page of your approved permit or your last approved extension request.) Enclosed is a form which when accompanied by the license examination fee or a complete field examination report prepared by a certified water right examiner may be used to submit the required proof.

If you have not fully completed your project, and you or a previous owner of this permit have not received a prior extension of time, you may request an extension of time if the delay is for reasonable cause as provided in Section 42-204, Idaho Code. If you have been prevented from proceeding by a governmental agency or by litigation which might bring title to the water in question, more than one extension of time can be granted. An extension of time request form is enclosed for your convenience.

Either an acceptable proof of beneficial use submittal or an acceptable request for an extension of time must be received by this department on or before the above described proof due date. If neither is received, the department will send you a lapse notice. Within sixty (60) days of the mailing of the lapse notice, the permit will no longer be of any force nor effect.

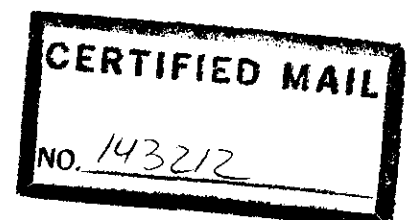
SINCERELY,

JULIE L. YARBROUGH
Senior Secretary

Enclosures

MICROFILMED

JUN 25 1997





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

May 31, 1995

VIRGINIA L MC DEVITT
4940 BOISE RIVER LN
BOISE ID 83706

PERMIT APPROVAL NOTICE

RE: PERMIT NOS. 63-12178 AND 63-12179

Dear Permit Holder:

Enclosed are copies of your approved applications for permit. Please be sure to thoroughly review the "CONDITIONS/REMARKS:" listing on the permits.

As a permit owner you must commence the excavation or construction of the diverting works within one year of the date the permits were issued, and you must proceed diligently until the projects are completed. The date shown under condition no. 1 is the date when the projects must be completed.

The Department will send you a "Proof Due Notices" approximately 60 days prior to the above referenced dates requesting you to file either a Proof of Beneficial Use form or a Request for Extension of Time form for each right.

Sincerely,

Shelley W. Keen
Water Rights Supervisor

SK:rl

Enclosures

RECEIVED

JUN 08 1995

MAR 27 1995

WATER RESOURCES
WESTERN REGION

Statesman

P.O. BOX 40, BOISE, IDAHO 83707

LEGAL ADVERTISING INVOICE

Amount Due

\$113.16

Account Number 04762800		Identification NOTICE OF APPLICATION FOR WATER RIGHT	
Ordered By Sue Taylor	P.O. Number	Rate NT	Run Dates March 16 & 23, 1995
IDAHO DEPARTMENT OF WATER RESOURCES Western Region Attn: Sue Taylor 2735 Airport Way Boise, Idaho 83705-5082		Estimated Inches # Affidavits 1	Real Inches Legal Number 1531

LEGAL NOTICE

NOTICE OF APPLICATION
FOR WATER RIGHT

The Following application(s) have been filed to appropriate the public waters of the State of Idaho:

63-12176
MADSEN, FLOYD
5005 W HILLSIDE AVE
BOISE, ID 83703
Source: GROUNDWATER
Diversions Pt: SENW Sec 12 T03N
R01W in ADA County.
Use: IRRIGATION (0.138 CFS)
Total Diversions: (0.138 CFS)

Date Filed: 3/1/1995

In: ADA County

T03N R01W S12 SENW

4.6 ACRES TOTAL

Irrigation is for 1/2 acre or less per domestic lot, thereby exempt from the Snake River Basin moratorium.

63-12175

MEDSKER, DAVID KIRK

MEDSKER, ANN

3550 BARBER DR

BOISE, ID 83712

Source: GROUNDWATER

Diversions Pt: NESE Sec 19 T03N

R03E in ADA County.

Use:

Commercial (0.020 CFS)

Commercial Storage (0.20 AF)

Aesthetic (0.020 CFS)

Aesthetic Storage (0.20 AF)

Aesthetic from Storage (0.20 AF)

Diversions to Storage (0.020 CFS)

Total Diversions: (0.040 CFS)

Date Filed: 2/27/1995

In: ADA County

T03N R03E S19 NESE

Existing well for minor ponds, use will not exceed 18 gpm and 2,500 gallons per day and therefore exempt from drought moratorium.

63-12178

MC DEVITT, VIRGINIA L

4940 BOISE RIVER LN

BOISE, ID 83706

Source: GROUNDWATER

Diversions Pt: Lot 2 (NWNE) Sec 32

T03N R03E in ADA County.

Use: DOMESTIC (0.040 CFS)

Total Diversions: (0.040 CFS)

Date Filed: 2/24/1995

In: ADA County

T03N R03E S32 Lot 2(NWNE)

63-12179

MC DEVITT, VIRGINIA L

4940 BOISE RIVER LN

BOISE, ID 83706

Source: GROUNDWATER

Diversions Pt: Lot 2 (NWNE) Sec 32

T03N R03E in ADA County.

Use: DOMESTIC (4.500 CFS)

Total Diversions: (4.500 CFS)

Date Filed: 3/1/1995

Place of use is within the city limits of Meridian and surrounding service area.

Irrigation of large projects such as parks, golf courses, or sports activities fields is not authorized under this permit.

Permits will be subject to all prior water rights. Protests may be submitted based on the criteria of Sec. 42-203A, Idaho Code. Any protest against the approval of this application must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho 83705 together with a protest fee of \$25.00 on or before APRIL 3, 1995. The protestant must also send a copy of the protest to the applicant.

R. KEITH HIGGINSON, Director

Pub. March 16 & 23, 1995

1531

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 MARCH 16, 1995

and ending with the issue of MARCH 23, 1995

Linda Porter

STATE OF IDAHO)

ss.

COUNTY OF ADA)

On this 23rd day of MARCH 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.

Janice Maden

Notary Public for Idaho

Residing at Boise, Idaho

My commission expires: 5/97

RECORDED

JUN 08 1995

63-12179

MC DEVITT, VIRGINIA L
4940 BOISE RIVER LN
BOISE, ID 83706

Source: GROUNDWATER

Diversion Pt: LOT 2 (NWNE) Sec 32 T 03N R 03E in ADA County.

Use: DOMESTIC	(	0.040 CFS)
Total Diversion:	(	0.040 CFS)

Date Filed: 2/24/1995

In: ADA County
T03N R03E S32 Lot 2 (NWNE)

JUN 08 1995