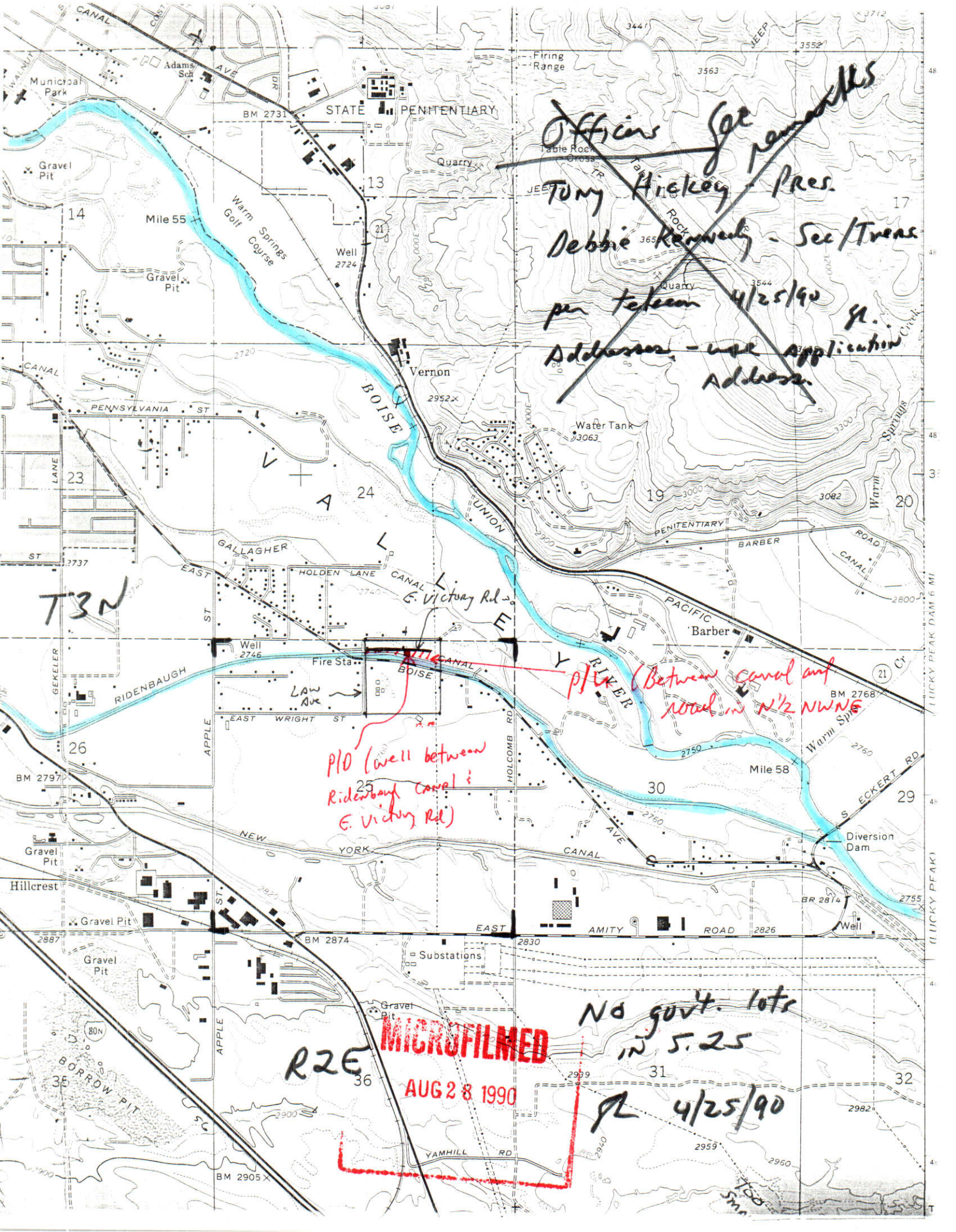




~~Officers See Remarks~~
~~Tony Hickey - Pres.~~
~~Debbie Kennedy - Sec/Treas~~
~~per telecon 4/25/90~~
~~Address - use Application~~
~~Address~~

T3N

PLO (well between
Ridenbaugh Canal &
E. Victory Rd.)

PLX (Between canal and
road in N1/2 NWNE)

R2E MICROFILMED
AUG 28 1990

No govt. lots
in 5.25

PL 4/25/90

WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW 1/4 OF THE NE 1/4 OF SECTION 25, T 3 N, R 2 E, B M., ADA COUNTY, IDAHO

LOVELESS ENGINEERING

-198-

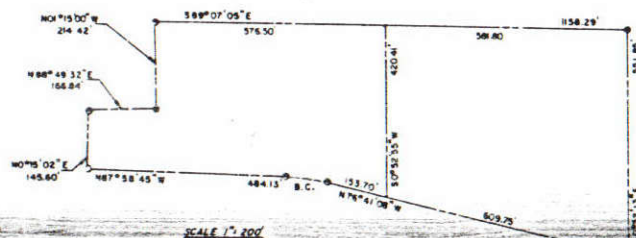


Legend

- ALUMINUM CAP
- 5/8" IRON PIN
- P.E. NAIL
- CANAL EXTERIOR WALL
- PROPERTY BOUNDARY LINE
- INDIVIDUAL LOT LINE
- BRASS CAP
- LOTS 1 thru 76 BUILDING LOTS
- LOTS 77 thru 79 PRIVATE DRIVES
- LOTS 80 thru 82 COMMON LANDSCAPE AREA
- P.P.E. (POINT OF BEGINNING)

Notes:

- 1) DEVELOPER WILL COMPLY WITH IDAHO CODE SECTION 31-3805 CONCERNING IRRIGATION
- 2) MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE CITY.
- 3) FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUB-STANDARD LOTS IS PROHIBITED
- 4) A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIVATE DRIVES.
- 5) DEVELOPER WILL COMPLY WITH ALL CONDITIONS OF CU-142-79.
- 6) A 10' UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE BACKSIDE OF EACH INDIVIDUAL BUILDING LOT
- 7) COMMON LANDSCAPE AREA LOTS 80 thru 82 and PRIVATE DRIVES LOTS 77 thru 79 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT
- 8) AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE BUILDING LOTS IN ALL AREAS NOT COVERED BY STRUCTURES. EACH UNIT MUST HAVE POWER AND TELEPHONE HOOK-UP
- 9) COMMON LANDSCAPE AREA LOTS 80 thru 82 and PRIVATE DRIVES LOTS 77 thru 79 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION.



Curve Data

CURVE	RADIUS	Δ	T	L	CH	CHORD BRG.
B.C.	509.30	11°17'37"	50.36	100.40	100.23	N62°19'57"W
E.C.-1	4549.98	13°07'42"	189.87	378.07	377.24	S84°36'37"E
E.C.-2	545.35	13°07'42"	178.35	355.15	354.38	N84°36'37"W
R.C.-1	12.50	90°00'00"	12.50	19.64	17.68	N44°07'05"W
R.C.-2	12.50	90°00'00"	12.50	19.64	17.68	S49°52'55"W



Aprox WELL LOCATION

WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW1/4 OF THE NE1/4 OF SECTION 25, T3N, R2E, 8W, ADA COUNTY, IDAHO

LOVELESS ENGINEERING

—1981—

This sketch is for local use only. The Company is not responsible for any errors or omissions. Pioneer Title Co., Ada County, IDAHO



Legend

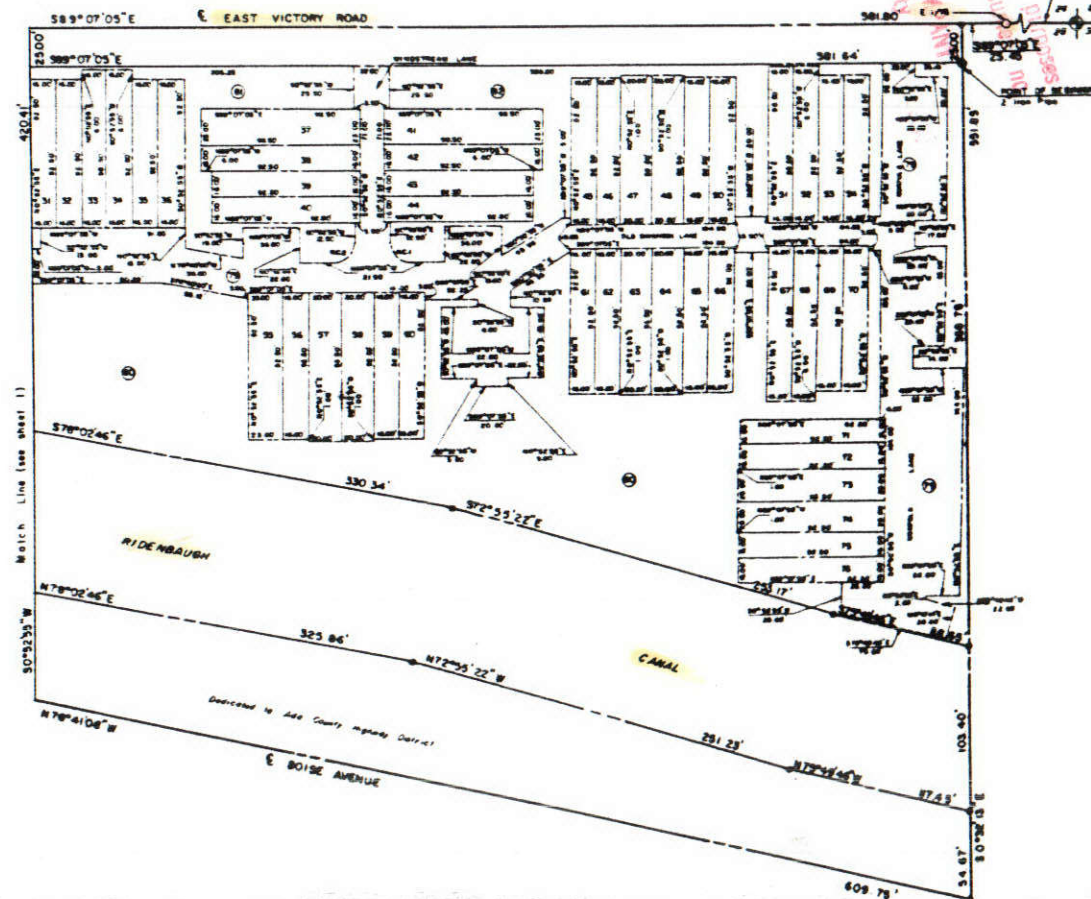
- ALUMINUM CAP
- 3/8" IRON PIN
- P.X. NAIL
- CANAL EASEMENT LINE
- PROPERTY BOUNDARY LINE
- INDIVIDUAL LOT LINE
- ⊙ BRASS CAP
- LOT 10 NW 75 BUILDING LOTS
- LOT 11 NW 75 PRIVATE DRIVES
- LOT 12 NW 75 COMMON LANDSCAPE AREA
- TYPE (POINT OF BEGINNING)

Notes:

- 1) DEVELOPER WILL COMPLY WITH IDAHO CODE SECTION 31-3805 CONCERNING IRRIGATION
- 2) MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE CITY
- 3) FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUBSTANDARD LOTS IS PROHIBITED
- 4) A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIVATE DRIVES
- 5) DEVELOPER WILL COMPLY WITH ALL CONDITIONS OF D.U. 42-79
- 6) A 6" UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE BACKSIDE OF EACH INDIVIDUAL BUILDING LOT
- 7) COMMON LANDSCAPE AREA LOTS 80 NW 82 AND PRIVATE DRIVES LOTS 77 NW 79 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT
- 8) AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE BUILDING LOTS IN ALL AREAS NOT COVERED BY STRUCTURES. EACH UNIT MUST HAVE POWER AND TELEPHONE HOOK-UP
- 9) COMMON LANDSCAPE AREA LOTS 80 NW 82 AND PRIVATE DRIVES LOTS 77 NW 79 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION

Curve Data

CURVE	RADIUS	Δ	T	L	CH	CHORD BEARING
B-C	509.30'	11°17'37"	150.36	100.40	100.25	N82°19'37" W
C-1	1649.99	15°07'42"	189.87	278.07	377.24	S87°36'37" E
E-2-2	1549.99	15°07'42"	178.34	255.15	354.38	N84°26'37" E
A-1	12.50'	90°00'00"	12.50	16.66	17.68	S40°05'05" W
A-2-2	12.50'	90°00'00"	12.50	16.64	17.66	S40°32'33" W



WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW 1/4 OF THE NE 1/4 OF SECTION 25, T3N, R2E, B.M., ADA COUNTY, IDAHO

LOVELESS ENGINEERING
—1981—

M TOWNHOUSE SUBDIVISION

IN THE NE 1/4 OF SECTION 25, T3N, R2E, B.M., ADA COUNTY, IDAHO

LOVELESS ENGINEERING
—1981—

Approx 40
500 sq. Ft.

Approx 40
1000 sq. Ft.

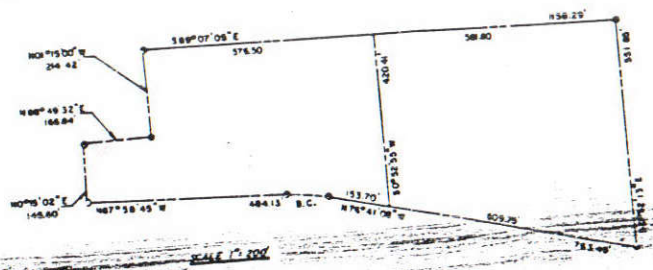


Legend

- ALUMINUM CAP
- 5/8" IRON PIN
- P.E. RAIL
- CANAL EASEMENT LINE
- PROPERTY BOUNDARY LINE
- INDIVIDUAL LOT LINE
- BRASS CAP
- BUILDING LOTS
- PRIVATE DRIVES
- COMMON LANDSCAPE AREA
- 2" PIPE (POINT OF BEGINNING)

Notes:

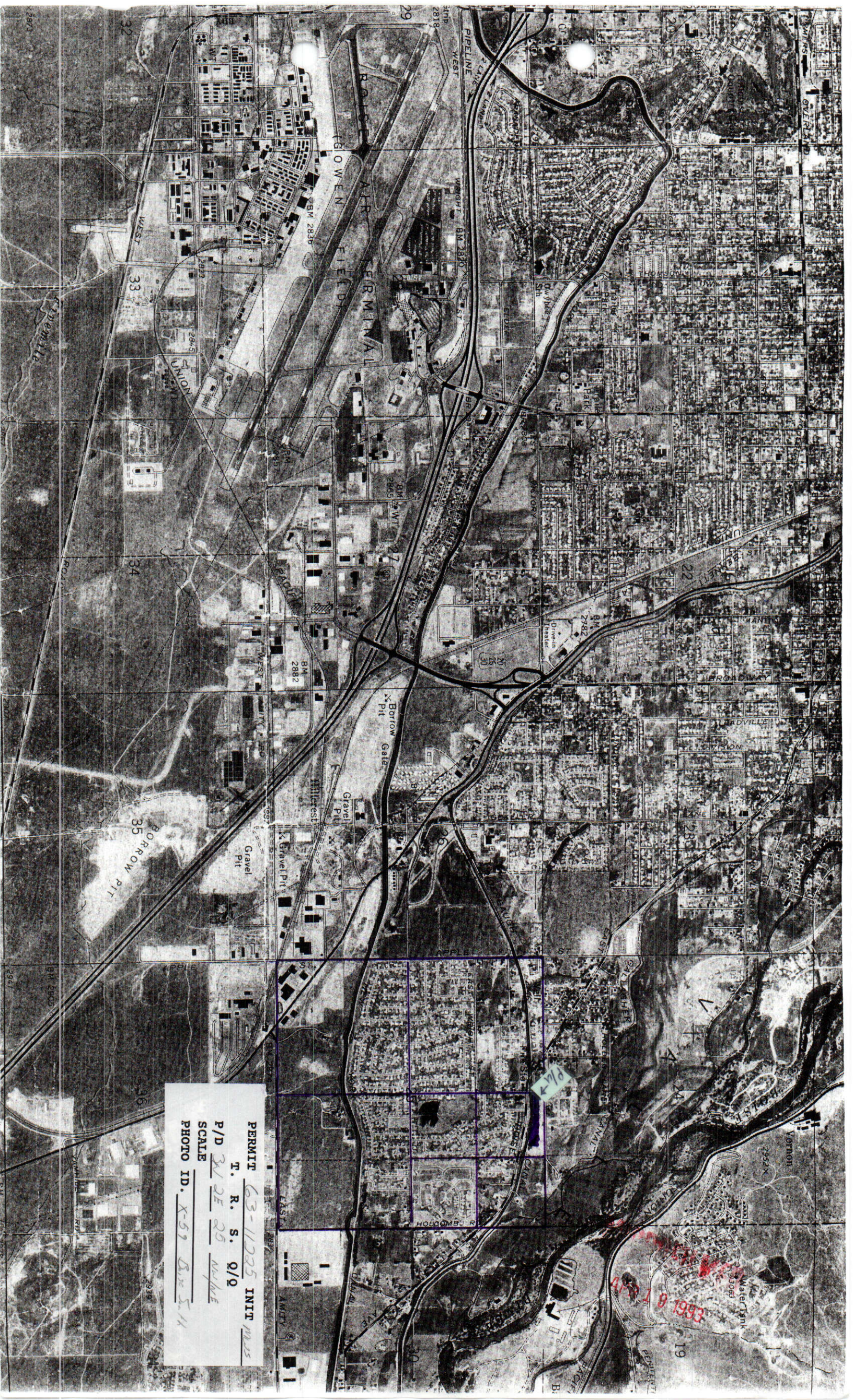
- 1) DEVELOPER WILL COMPLY WITH IDAHO CODE SECTION 31-3809 CONCERNING MINERATION
- 2) MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE CITY
- 3) FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUB-STANDARD LOTS IS PROHIBITED
- 4) A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIVATE DRIVES
- 5) DEVELOPER WILL COMPLY WITH ALL CONDITIONS OF CU-140-75
- 6) A 10' UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE BACKSIDE OF EACH INDIVIDUAL BUILDING LOT
- 7) COMMON LANDSCAPE AREA LOTS 80 thru 82 AND PRIVATE DRIVES LOTS 77 thru 79 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT
- 8) AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE BUILDING LOTS IN ALL AREAS NOT COVERED BY STRUCTURES. EACH UNIT MUST HAVE POWER AND TELEPHONE HOOR-UP
- 9) COMMON LANDSCAPE AREA LOTS 80 thru 82 AND PRIVATE DRIVES LOTS 77 thru 79 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION



Curve Data

CURVE	RADIUS	Δ	T	L	CH	CHORD BEG.
BC	309.30	11°17'37"	50.36	100.40	100.23	N82°19'51"W
EC-1	1649.98	15°07'42"	178.36	355.9	354.38	N84°36'37"E
EC-2	1649.98	15°07'42"	178.36	355.9	354.38	N84°36'37"W
RC-1	12.50	90°00'00"	12.50	19.64	17.68	N44°07'00"W
RC-2	12.50	90°00'00"	12.50	19.64	17.68	S49°52'55"W





PERMIT 63-1125 INIT mas
T. R. S. Q/Q
P/D 31 DE 20 NW/NE
SCALE
PHOTO ID. X-59 Dx 5/11

47%

APR 19 1993

63-11225



The well,
with pressure
gauge.



P/a.

Facing west,
From the well.

UNRECORDED

19 1993

63-11225



P/u.

Facing East,
From the
well.



P/u.

In the
center of
the complex.

Facing North-
West.

APR 19 1993

APR 19 1993

63-11225



P/u.

Along E.
Victory Road,
Facing West.



P/u.

Between the
buildings.

MICRO

APR 19 1993

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-11225

Priority: March 19, 1990

Maximum Diversion Rate:

0.06 CFS

Maximum Diversion Volume:

9.0 AF

This is to certify, that WINDSTREAM HOMEOWNERS ASSN

PO BOX 6157

BOISE ID 83707

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated March 19, 1990; and has submitted Proof of Beneficial Use on August 2, 1991. An examination indicates that the works have a diversion capacity of .090 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>
IRRIGATION	03/15 to 11/15	0.06 CFS	9.0 AF

LOCATION OF POINT(S) OF DIVERSION:

NWNE , Sec. 25, Township 03N, Range 02E
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	02E	25	NWNE	2		2

Total number of acres irrigated: 2

CONDITIONS/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 must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The right holder shall fully use all surface water rights appurtenant to the lands identified above prior to using water under this right.

RECEIVED

APR 18 1992

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-11225

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 3RD
day of MARCH, 1953.

Acting for  R. Keith Higginson, Director

APR 19 1953

State of Idaho
Department of Water Resources
Permit To Appropriate Water

NO. 63-11225

Proposed Priority: March 19, 1990 Maximum Diversion Rate: 0.10 CFS
This is to certify, that **WINDSTREAM HOMEOWNERS ASSN.**
P.O. BOX 6157
BOISE, ID 83707

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>
IRRIGATION	03/15 to 11/15	0.06 CFS
RECREATION	06/15 to 10/01	0.04 CFS
Totals		0.10 CFS

LOCATION OF POINT(S) OF DIVERSION: NWNE Sec. 25, Township 03N, Range 02E
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	02E	25	NWNE	2		2

Total number of acres irrigated: 2

PLACE OF USE: RECREATION, same as IRRIGATION use

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before **September 1, 1991.**
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The point of diversion identified in this permit is located within the boundaries of the Boise Front Low Temperature Geothermal Resource Groundwater Management Area. The well driller must monitor water temperatures while drilling the well. If water with a temperature greater than 85 degrees Fahrenheit is encountered by the driller, drilling must immediately cease, and the Department must be notified. Drilling shall not resume until the Department has reviewed the drilling conditions, and established standards for construction with the driller.
5. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.03 cubic feet per second for each acre of land.
6. Recreation use is for swimming pool facilities.

MICROFILMED

AUG 28 1990

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11225

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

23 day of August, 1990.

R. Keith Higginson
for R. Keith Higginson, Director

MICROFILMED

AUG 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

To appropriate the public waters of the State of Idaho

1. Name of applicant WINDSTREAM HOMEOWNERS ASSOCIATION Phone (208) 343-5465

Post office address P.O. BOX 6157 Boise, ID 83707

2. Source of water supply ground water which is a tributary of NA

3. Location of point of diversion is NW $\frac{1}{4}$ of NE $\frac{1}{4}$ of $\frac{1}{4}$, Govt. Lot

Sec. 25 Township 3N Range 2E B.M. ADA County; additional

points of diversion if any: NA

4. Water will be used for the following purposes:

Amount .06 for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)

(cfs or acre-feet per annum)

Amount .04 for Recreation purposes from 6/15 to 10/1 (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) .10 and/or (b)

cubic feet per second

acre feet per annum

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. Well and Pump to Sprinkler

System and Swim Pool Facility (Pool is approx 30'x15'x5')

b. Height of storage dam NA feet; active reservoir capacity NA acre-feet; total

reservoir capacity NA acre-feet; period of year when water will be diverted to storage:

NA to NA inclusive.

c. Proposed well diameter is 6" inches; proposed depth of well is 60' feet.

d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water for the proposed beneficial use is

2 weeks years (minimum 1 year).

(1 year minimum allowed)

5/1
4/25/90

MICROFILMED

AUG 28 1990

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. _____
- Other; describe fully. Common area sprinkler system and swim pool facility at the Windstream Townhouses (E. Boise Ave at E. Victory)

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	2E	25	I	I															2
		25		R															

Total number of acres to be irrigated 2

10. Describe any other water rights used for the same purposes as described above. _____

NA

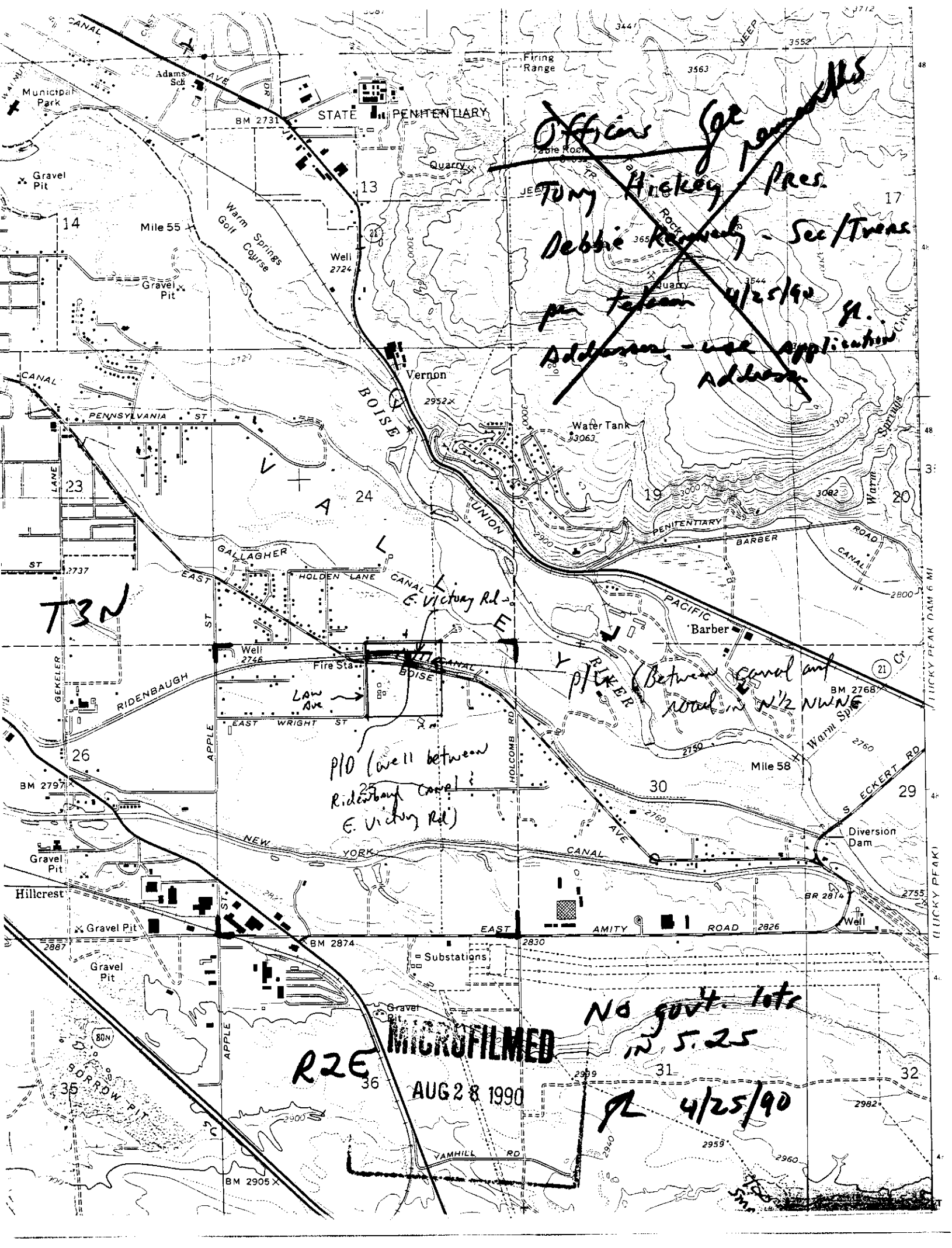
11. a. Who owns the property at the point of diversion? Applicant

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. NA

12. Remarks: Officers of the Association: Tony Hicky, President, 322-8521 or 383-7561; Debbie Kennedy, Secretary, 345-5946 or 334-1457; Carol Kaiser, Vice President, 343-0704 or 344-8535. Property Manager: Realty Management Associates, Inc, 4917 Emerald, Boise, Id 83706, 343-5465, contact Marc Banner.

Drilling Permit 63-90-W-052
Approved 3/1/90



~~Officers See names~~
~~Tony Hickoy Pres.~~
~~Debbie Kennedy - Sec/Treas~~
~~per taken 4/25/90~~
~~Address - use application~~
~~Address~~

T3N

PLO (well between
Ridenbaugh Canal &
E. Victory Rd)

pt/kr (Between canal and
road in N 1/2 NW 1/4)

R2E MICROFILMED
AUG 28 1990

No govt. lots
in 5.25

PL 4/25/90

WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW1/4 OF THE NE1/4 OF SECTION 25, T3N, R2E, S.W., ADA COUNTY, IDAHO

LOVELESS ENGINEERING

-138-

5002 51 49 42 13



Legend

- ALUMINUM CAP
- 5/8" IRON PIN
- P.E. BAIL
- CANAL EASEMENT
- PROPERTY BOUNDARY LINE
- INDIVIDUAL LOT LINE
- BRASS CAP
- LOT 1 thru 76 BUILDING LOTS
- LOT 77 thru 79 PRIVATE DRIVES
- LOT 80 thru 82 COMMON LANDSCAPE AREA
- 2" PIPE (POINT OF BEGINNING)

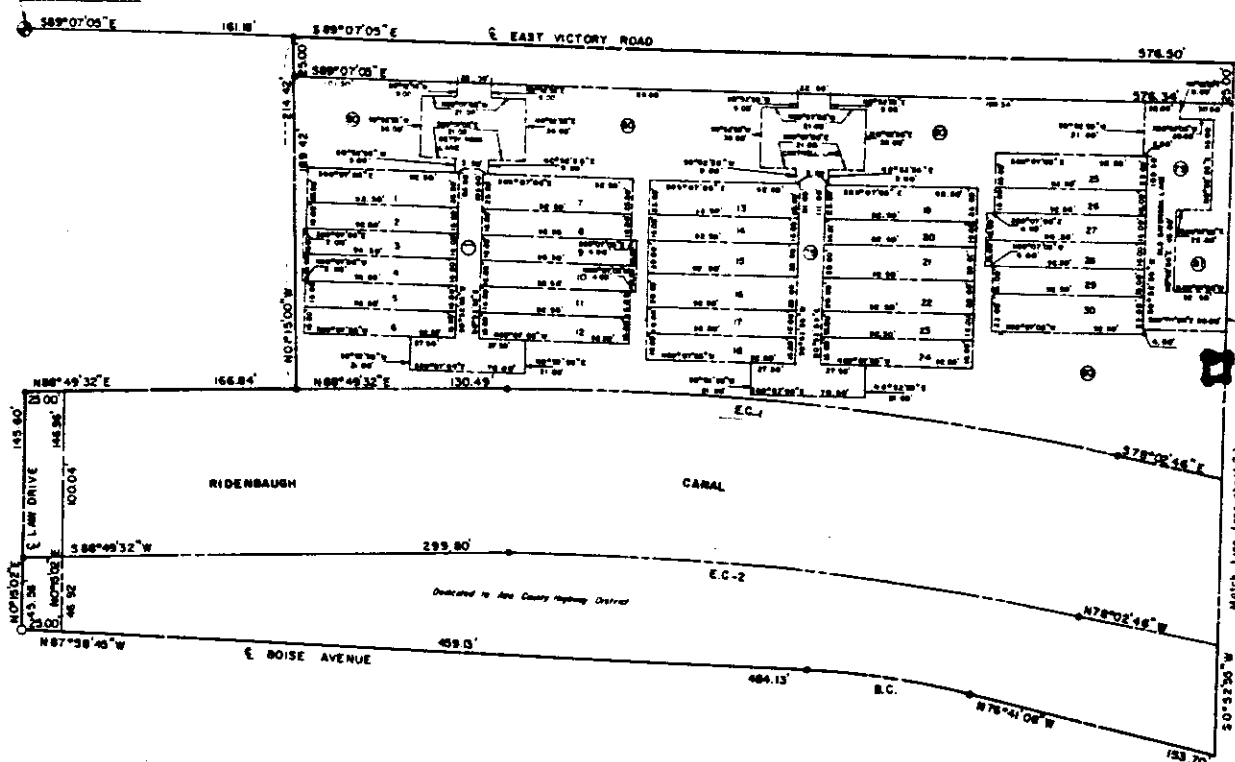
AUG 28 1990

MICROFILMED

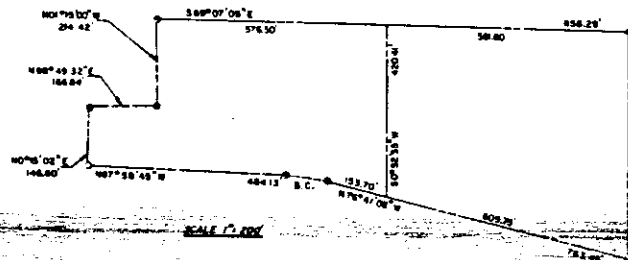
Notes:

- 1) DEVELOPER WILL COMPLY WITH IDAHO CODE SECTION 31-3605 CONCERNING IRRIGATION
- 2) MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE CITY.
- 3) FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUB-STANDARD LOTS IS PROHIBITED.
- 4) A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIVATE DRIVES.
- 5) DEVELOPER WILL COMPLY WITH ALL CONDITIONS OF CU-148-79.
- 6) A 10' UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE BACKSIDE OF EACH INDIVIDUAL BUILDING LOT.
- 7) COMMON LANDSCAPE AREA LOTS 80 thru 82 AND PRIVATE DRIVES LOTS 77 thru 79 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT.
- 8) AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE BUILDING LOTS IN ALL AREAS NOT COVERED BY STRUCTURES, EACH UNIT MUST HAVE POWER AND TELEPHONE HOOD-UP.
- 9) COMMON LANDSCAPE AREA LOTS 80 thru 82 AND PRIVATE DRIVES LOTS 77 thru 79 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION.

N1/4 Corner Section 25



Aprox WELL LOCATION



Curve Data

CURVE	RADIUS	Δ	T	L	CH	CHORD BEG.
B.C.	309.50'	11°17'53"	50.56'	100.40'	100.23'	N62°19'57" W
E.C.-1	4649.98'	13°07'42"	189.67'	376.07'	377.24'	S64°36'37" E
E.C.-2	549.99'	15°07'42"	178.36'	355.16'	354.38'	N64°36'37" W
R.C.-1	12.50'	30°00'00"	12.50'	19.64'	17.68'	N44°00'00" W
R.C.-2	12.50'	30°00'00"	12.50'	19.64'	17.68'	S44°00'00" W

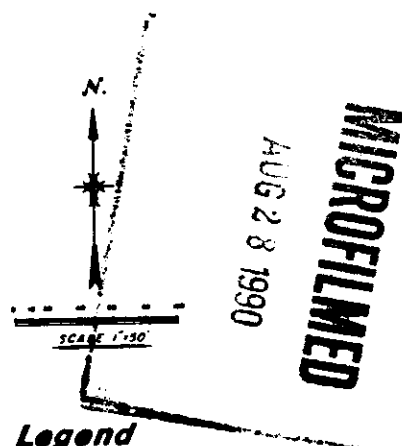


WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW1/4 OF THE NE1/4 OF SECTION 25, T3N, R2E, S4W, ADA COUNTY, IDAHO

LOVELESS ENGINEERING

1991



AUG 28 1990

MICROFILMED

Legend

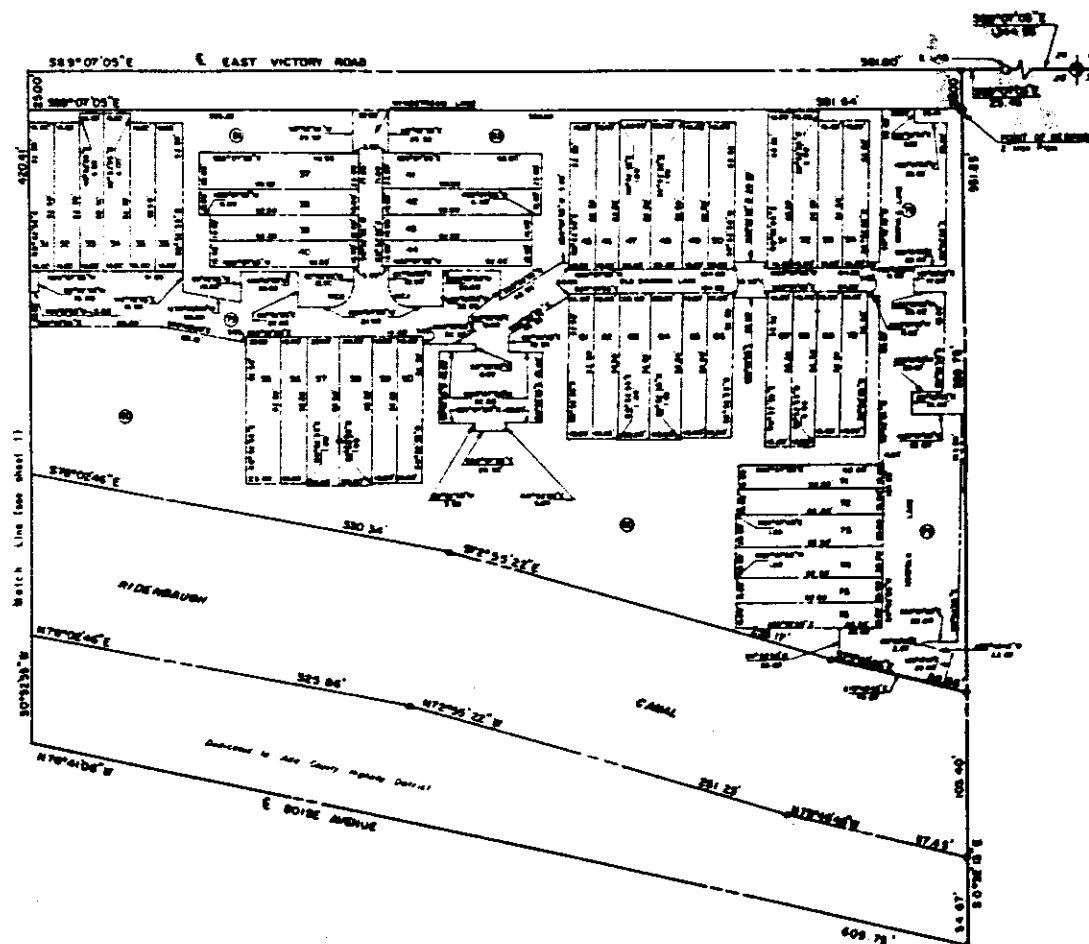
- MANHOLE CAP
- 3/4\"/>

Notes:

- 1) DEVELOPER WILL COMPLY WITH IDAHO CODE SECTION 31-3-008 CONCERNING IRRIGATION
- 2) MINIMUM BUILDING SETBACK LINES SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE, IDAHO
- 3) FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUB-STRADING LOTS IS PROHIBITED
- 4) A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIME DRIVES
- 5) DEVELOPER SHALL COMPLY WITH ALL CONDITIONS OF CH-142-79
- 6) A 12' UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE SOUTHERN SIDE OF EACH INDIVIDUAL BUILDING LOT
- 7) COMMON LANDSCAPE AREA LOTS 30 THRU 32 AND PRIVATE DRIVES LOTS 77 THRU 79 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT
- 8) AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE BUILDING LOTS IN ALL AREAS NOT COVERED BY STRUCTURES. EACH UNIT MUST HAVE POWER AND TELEPHONE HOOK-UP
- 9) COMMON LANDSCAPE AREA LOTS 30 THRU 32 AND PRIVATE DRIVES LOTS 77 THRU 79 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION

Curve Data

CURVE	RADIUS	Δ	PI	L	CH	CHORD BEARS
B.C.	3075.30	17°12'37"	30°34'	180.40	109.25	108°17'53" W
P.C.-1	1000.00	18°07'42"	189.67	278.67	277.24	188°36'37" E
P.C.-2	1340.00	19°07'42"	179.24	288.15	254.28	188°05'27" E
P.T.-1	2.30	18°00'00"	18.30	18.30	17.66	188°00'00" E
P.T.-2	12.30	18°00'00"	18.30	18.30	17.66	188°02'28" W



AUG 28 1990

13. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.

SEE ATTACHED PLAT MAP RECORDED AT ADA COUNTY, IDAHO.

MICROFILMED

AUG 28 1990

Scale: 2 inches equal 1 mile.

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

WINDSTREAM HOMEOWNERS ASSOCIATION

by: L. G. Wick

(Applicant)

President

Received by RW Date 3/19/90 Time 1:45 pm Preliminary check by SL
Fee \$ 30⁰⁰ Received by RW # WD11392 Date 3/19/90
Publication prepared by GG Date 4-25-90 Published in ID Statesman
Publication approved st Date 5-24-90
5/3 & 5/10/90

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:

MICROFILMED

AUG 28 1990

MAY 14 1990

The Idaho Statesman

P.O. BOX 40, BOISE, IDAHO 83707

Department of Water Resources
Western Regional Office

LEGAL ADVERTISING INVOICE

Amount Due

72.12

Account Name State of Idaho, Dept. of Water Resources		Account Number 47628	
Address W. Region, 2735 Airport Way		City/State Boise ID	Zip 83705
Ordered By Gail Garrett	P.O. Number	Rate nt	Run Dates May 3, 10, 1990
Identification Notice of Application for Water Right		Estimated Inches	Real Inches
1 Number of Affidavits Requested			Legal Number 5458

NOTICE OF APPLICATION FOR WATER RIGHT
63-11225 ✓

WINDSTREAM HOMEOWNERS ASSN.
P.O. BOX 6157
BOISE ID 83707
Source: GROUNDWATER
Diversion Pt: NWNE Sec 25 T03N R02E
Use: IRRIGATION (.060 CFS)
RECREATION (.040 CFS)
Total Diversion: (.100 CFS)
Date Filed: 3/19/1990
In: T03N R02E S25 NWNE
2.0 ACRES TOTAL
63-11287

MITCHELL, JAMES E.
BOX 792
NEWARK, CA 94560
Source: GROUNDWATER
Diversion Pt: NESE Sec 30 T05N R01E
Use: IRRIGATION (.150 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.190 CFS)
Date Filed: 4/17/1990
In: T05N R01E S30 NESE
5.0 ACRES TOTAL
63-11294

DUNKER, ARDEN J.
7129 W. SNOHOMISH ST.
BOISE, ID 83709
Source: GROUNDWATER
Diversion Pt: NWSE Sec 7 T02N R02E
Use: IRRIGATION (.090 CFS)
DOMESTIC (.040 CFS)
Total Diversion: (.130 CFS)
Date Filed: 4/19/1990
In: T02N R02E S07 NWSE
3.0 ACRES TOTAL
63-11295

RALS, JOHN
RALS, JOANN
4768 RIDGEVIEW DR.
MERIDIAN, ID 83642
Source: WASTE WATER
Tributary: MASON CREEK
Diversion Pt: SWSE Sec 27 T03N R01W
Use: IRRIGATION (.200 CFS)
Total Diversion: (.200 CFS)
Date Filed: 4/13/1990
In: T03N R01W S27 SWSE
6.0 ACRES TOTAL

The permit(s) will be subject to all prior water rights. Protests must be filed with the Director, Dept. of Water Resources, Western Region, 2735 Airport Way, Boise, Idaho

Debbie Richards

, 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 2

☒ consecutive weekly ☐ consecutive daily ☐ single ☐ odd skip

insertion(s) beginning with the issue of May 3, 1990

and ending with the issue of May 10, 1990

Debbie Richards

STATE OF IDAHO)

COUNTY OF ADA)

ss.

MICROFILMED

AUG 28 1990

On this 10th day of May, 1990, in the year of 1990, before me, a Notary Public, personally appeared Debbie Richards, 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.

[Signature]
Notary Public for Idaho

Residing at Boise, IDAHO

My commission expires: 12/93



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

March 4, 1993

WINDSTREAM HOMEOWNERS ASSN
PO BOX 6157
BOISE ID 83707

RE: WATER RIGHT NO. 63-11225

Dear Water Right Holder(s):

Enclosed herewith is a copy of the Water Right License issued on the above referenced permit.

Sincerely,

A handwritten signature in cursive script that reads 'Pamela Skaggs'.

PAMELA SKAGGS
Water Resource Agent

PS:cz

Enclosure

RECEIVED

APR 19 1993

LICENSE REVIEW CHECKLIST

Permit # 63-11225

Date 2-23-93
 38

	Yes	No	
NAME	☐	☒	Address Change?
PRIORITY DATE	☐	☒	Advance? _____
	☐	☒	Memo to Advance _____
	☐	☒	Order to Reinstate Needed? _____
TOTAL CFS	☐	☒	Incorrect Fee for rate recommended? _____
	☐	☐	Disagree with Actual Measurement? _____
			<u>2x.03 = .06 cfs (IRR)</u>
	☐	☒	Disagree with Theoretical? _____
	☐	☒	Limited by Capacity? <u>.09 cfs</u> (measured)
TOTAL VOLUME			Rate/ac <u>4.5</u> AFA Irr. Season <u>D</u>
			<u>3-15 to 11-15</u> Standard Irr. Season
			<u>Same Per Permit</u> Season Recommended
	☐	☒	Disagree with Examiner's Calculations? _____
	☐	☒	<u>2x4.5 = 9.0 cfs (IRR)</u>
			Limited by Flow? _____
SOURCE	☐	☒	Changes? Clarification of <u>Originally</u>
	☐	☒	<u>Intended</u> source _____
	☐	☒	Notice of Intent to Void. _____
P/D			Verify with Map
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
P/U			Verify with Map
	☐	☒	Amendment Needed? _____
	☐	☒	Is Overlap Analysis a Consideration? _____
USES	☐	☒	Change(s) in Nature of Use? <u>Drop REC</u>
	☐	☒	Amendment Needed? _____
REMARKS	☐	☒	Multiple P/Ds in 1/4 1/4? _____
	☐	☒	Non-Irr. Uses _____
	☐	☒	Special Overlap Condition _____
	<u>WB3</u>	☐	Other <u>GLW/supplemental</u>
CONDITIONS	☐	☒	Measuring Device
	☐	☒	W/Master Control
	<u>R52</u>	☐	Overlap
	☐	☒	Water Quality
			DATES/MISC
		☒	Water Dist.
		☒	App Rec'd
		☒	Exam Made

COMMENTS: _____

LICENSE ☒ AMEND ☐ SPECIAL PARAGRAPH ☐

WR0749NP
No. L63-11225

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

DATE: 02/23/93
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	WINDSTREAM HOMEOWNERS ASSN PO BOX 6157 BOISE ID 83707 (208) 343-5465	03/19/1990	IRRIGATION	03-15 11-15	0.06 CFS	9.0 AFA
TOTAL DIVERSION:					0.06 CFS	9.0 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion Capacity: 0.09 CFS

Point(s) of Diversion: T03N R02E S25 NW NE

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
03N	02E	25	:			02												:	2.0	
TOTAL ACRES																			2.0	

Pou County: ADA

Other Water Rights with Same Point(s) of Diversion and Source:
63-04382 63-04388 63-11225

Other Water Rights Listing Overlapping Place(s) of use:
63-02392 63-04388 63-11225 63-11566

Conditions of Approval:

- R52 - This right when combined with all other rights shall provide no
- more than .03 cfs per acre nor more than 4.5 afa per acre for the
- lands above.

Remarks: The right holder shall fully use all surface water rights
appurtenant to the lands identified above prior to using water
under this right.

Dates: App. Received: 03/19/1990 Priority Date: 03/19/1990
Proof Due Date: 09/01/1991 Proof Made Date: 08/02/1991
Exam Made Date: 06/23/1992 Exam Sent to S.O.: 02/16/1993
Licensed Date:

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

Audit: 02/23/93 SKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 19 1993

A. GENERAL INFORMATION

Permit No. 63-11225
Department of Water Resources

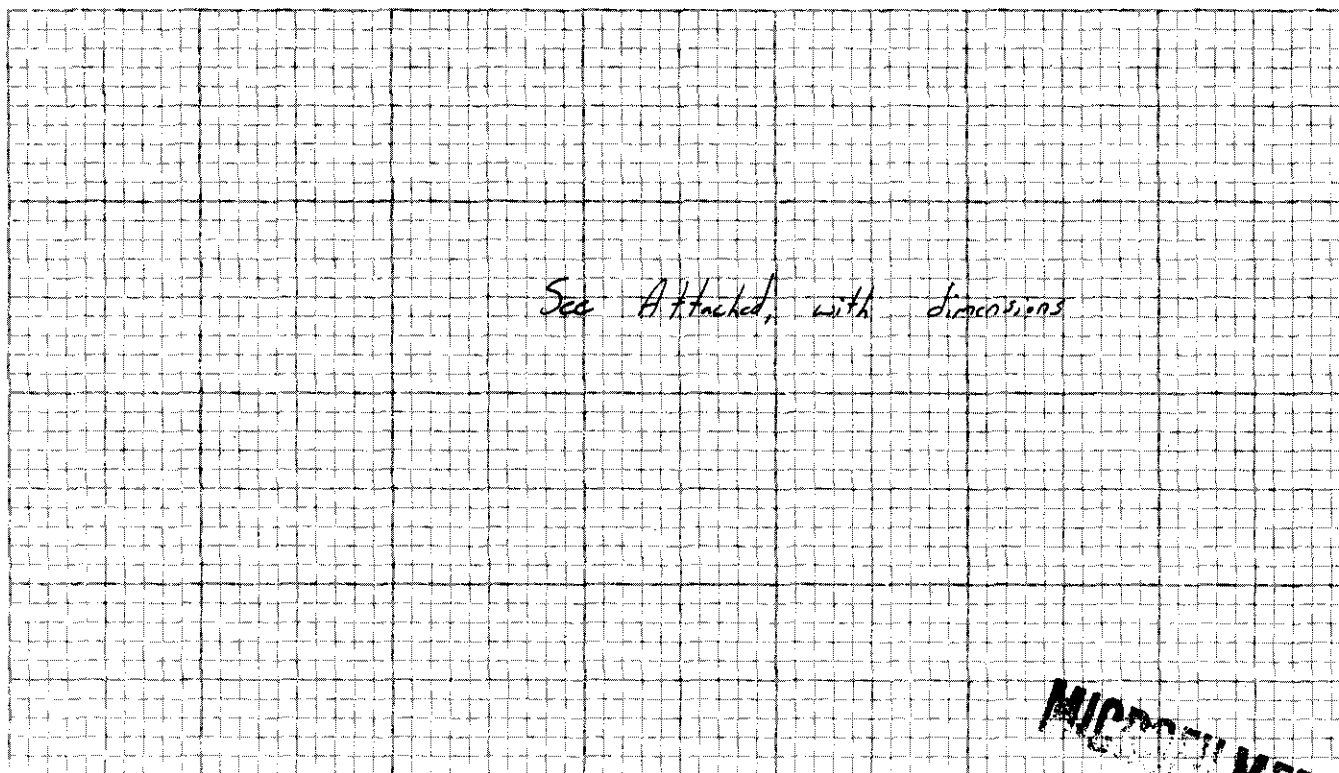
1. Owner: Windstream Homeowner's Assoc. Phone No. 343-5465
Current Address: P.O. Box 6157 Boise, ID 83707
2. Accompanied by: Marc Bonacc EXAM. DATE: 6-23-92
Address: 4917 Emerald, Boise, ID 83706 Phone No. 343-5465
Relationship to Permit Holder: Property Manager office
3. Source: Groundwater tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: None ☐ Copies Attached
2. Other water rights with same point of diversion: None ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. Diversion System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = _____

2. ☒ Copy of U.S.G.S. 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 or more).
- ☐ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

MICROFILMED
APR 19 1993

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

A 6" well with a 40' dynamic water level contains a 3 h.p. pump, which serves underground sprinklers. The property is an apartment complex, and the sprinklers are used on various common grounds and grass paths between buildings. Through pacing and dimensions on a subdivision legend, approx. 2 acres of watered grass and trees were located. The buildings and recreational facilities (pool) are on city water. Measurements were made on one sprinkler station using the pressure ^{given} by a gauge.

See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
		3.0			

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

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NW	NE	25	3N	2E	Ada	USGS Photo Quad

6. Place(s) of Use:

Indicate Method of Determination USGS Photo Quad/Pacing

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	2E	25		20															20

MICROFILMED

APR 19 1993

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

6 Rainbird Model 15103 #60 Pressure Gauge @ 50 psi
 6 Toro 5-70 Series = 1 GPM each approx
 7 Rainbird Model 15103 #10 = 4.7 GPM each
 1 Rainbird 1900 - unknown, estimate 1 GPM

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

$$\left[(4.7 \text{ GPM}) \times 7 + 7 \text{ GPM} \right] \frac{1}{448.8} = .09 \text{ cfs}$$

$$2 \text{ acres} \times .03 \text{ cfs} = .06 \text{ cfs}$$

2. Alternate Method for Checking Purposes:

$$3 \text{ l.p.} \times 70\% \times 8.8 = .46 \text{ cfs} \quad .12 \text{ cfs}$$

$$(2.31 \times 50) + 40'$$

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (8)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 2 \times 4.5 = 9.0 \text{ a-ft}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .06 \text{ cfs} \times 493 = 29.2 \text{ a-ft}$$

$$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 9.0 \text{ a-ft}$$

2. Volume Calculations for Other Uses:

$$\text{Acreage} = \left[(35' \times 420') + (300' \times 100') + (200' \times 100') + (200' \times 30') + (390' \times 60') + (6000 \text{ sq ft}) \right] \frac{1}{43,560} = 2.3 \text{ acres}$$

Permit = 2 acres

H. REMARKS AND OVERLAP REVIEW ANALYSIS

on the well.

No other rights affect this permit.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3/15	11/15	.06 cfs	9.0 -A
Totals:			.06 cfs	9.0 -A

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

J. AUTHENTICATION

Field Examiner's Name

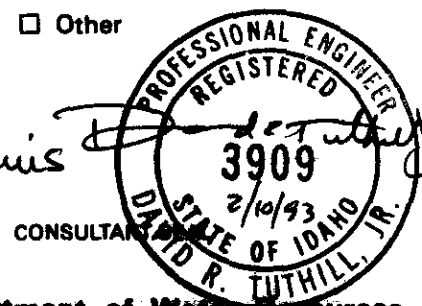
MARK SONIUS

Signature

Cindy Hodges for Mark Sonius

Certification Date

Field Report Preparation Date



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

UNRECORDED

500x 5' 4 1/2 13

WINDSTREAM TOWNHOUSE SUBDIVISION

LOCATED IN THE NW 1/4 OF THE NE 1/4 OF SECTION 25, T3N, R2E, S1M, ADA COUNTY, IDAHO

LOVELESS ENGINEERING
—1991—

TOWNHOUSE SUBDIVISION

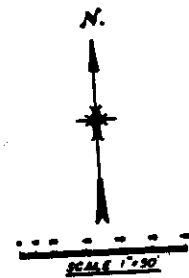
IN THE NE 1/4 OF SECTION 25, T3N, R2E, S1M, ADA COUNTY, IDAHO

LOVELESS ENGINEERING
—1991—

Approx 4e
500 sq. Ft.

Approx 4e
1000 sq. Ft.

THE SUBDIVISION IS FOR THE
PURPOSE OF THE TOWNHOUSE
SUBDIVISION ACT OF 1982
AND IS NOT TO BE USED FOR
ANY OTHER PURPOSE.

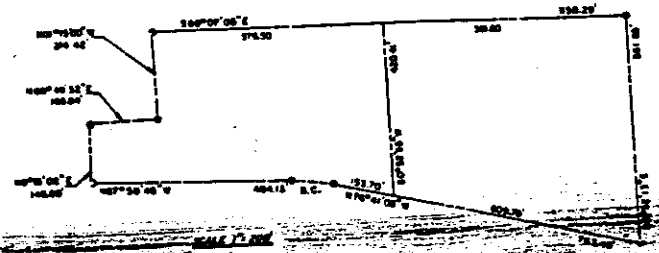


Legend

- EASEMENT CAP
- 1/2" = 100' P.P.
- 1/4" = 50' P.P.
- CORNER EASEMENT LINE
- PROPERTY BOUNDARY LINE
- INDIVIDUAL LOT LINE
- DRIVE CAP
- BUILDING LOT
- PRIVATE DRIVE
- COMMON LANDSCAPE AREA
- 1" = 10' (PORT OF BOUNDARY)

Notes:

1. DEVELOPER SHALL COMPLY WITH IDAHO CODE SECTION 31-3000 CONCERNING SUBDIVISION.
2. TOWNHOUSE BUILDING FOOTPRINTS SHALL BE IN ACCORDANCE WITH THE APPLICABLE ZONING REGULATIONS OF BOISE CITY.
3. FUTURE CONSTRUCTION OF SINGLE FAMILY UNATTACHED RESIDENCES ON THE SUB-STANDARD LOTS IS PROHIBITED.
4. A 5' WIDE RIGHT-OF-WAY EASEMENT IS LOCATED ON ALL LOTS ADJACENT TO THE PRIVATE DRIVE.
5. DEVELOPER SHALL COMPLY WITH ALL CONDITIONS OF C2-146-70.
6. A 10' UTILITY AND SANITARY SEWER EASEMENT IS LOCATED ALONG THE SOUTHWEST CORNER OF EACH INDIVIDUAL BUILDING LOT.
7. COMMON LANDSCAPE AREA LOTS 20 THRU 26 AND PRIVATE DRIVE LOTS 27 THRU 33 ARE SUBJECT TO A BLANKET UTILITY AND SANITARY SEWER EASEMENT.
8. AN ELECTRICAL UTILITY EASEMENT IS LOCATED ACROSS PRIVATE DRIVE LOTS IN ALL AREAS NOT COVERED BY STRUCTURES. EACH LOT MUST HAVE POWER AND TELEPHONE SERVICE.
9. COMMON LANDSCAPE AREA LOTS 20 THRU 26 AND PRIVATE DRIVE LOTS 27 THRU 33 ARE OWNED AND MAINTAINED BY THE WINDSTREAM HOMEOWNERS ASSOCIATION.



Curve Data

CURVE	NAME	Δ	T	L	CS	CHORD BEG.
E.C.	299.50	17°17'30"	20.20	400.40	400.43	103°10'27" W
E.C.-1	454.50	15°00'42"	100.00	374.00	377.54	104°13'36" E
E.C.-2	454.50	15°00'42"	170.30	303.60	304.30	104°13'36" W
E.C.-1	45.50	10°00'00"	10.00	10.00	17.66	104°00'00" W
E.C.-2	45.50	10°00'00"	10.00	19.00	17.66	104°00'00" W



PERMIT 63-11035 INIT 1125
T. R. S. 0/0
P/D 31 25 20
SCALE
PHOTO ID. X-59 Box 5.11



Department of Water Resources

WELL INSPECTION FORM

If well is associated with water right, provide WR# 63-11225

Otherwise provide legal description and a sketch map and/or address so that the well can be located easily.

1. Legal Description: TWP 3N, Rge 2E, Sec. 25, NW 1/4 NE 1/4 or Lot _____.

2. Owner: Windstream Homeowner's Assoc.

Address P.O. Box 6157, City Bixie, St IO

3. Casing $\geq$ 12 inches above ground: Yes ☒ No ☐

4. Access Port: Yes ☒ No ☐ Static Water Level: 6'
Pressure Gauge: Yes ☒ No ☐ Casing Diameter: 6"
Flowing: Yes ☒ No ☐ Temperature: _____

5. Are there any obvious construction problems that may be a source for contamination or waste of water: Yes ☐ No ☒

If answer to Item 5 is Yes, describe in remarks and attach photo.

Remarks: _____

MAINTENANCE

APR 19 1993

-63-11225 -



The well,
with pressure
gauge.



P/u.

Facing west,
From the well.

RECEIVED

19 1993

63-11225



P/u.

Facing East,
From the
well.



P/u.

In the
center of
the complex.

Facing North-
West.

APR 19 1980

63-11225



P/u.

Along E.
Victory Road,
Facing West.



P/u.

Between the
buildings.

APR 19 1966

APR 19 1966

September 3, 1991

WINDSTREAM HOMEOWNERS ASSN.
P.O. BOX 6157
BOISE ID 83707

PROOF ACKNOWLEDGMENT LETTER

RE: PERMIT NO. 63-11225

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.

If you have questions concerning this matter, please feel free to contact the WESTERN Regional Office in Boise at (208)334-2190.

Sincerely,

Nina Shields
Secretary/Records Manager

c: IDWR - Region

RECORDED

OCT 01 1991

ANALYSIS SHEET
for
PROOF OF BENEFICIAL USE

Permit No. 63-11225

Date 8-9-91

GENERAL CONSIDERATIONS

- ☒ Name same as permit?
☒ Address same as permit? If no, indicate below.
☒ Proof timely received? If no, complete priority advancement below.

SOURCE OF WATER

- ☐ Surface water source
☒ Ground water source
☒ Drill permit req'd?
NO Copy in file? Drill permit no. 63-90-W-052
100.00 Amt paid for drilling permit? ☒ Correct?
☒ Well log in file?

LICENSE EXAMINATION FEE

- ☒ Required?
50.00 Amount submitted?
☒ Correct amount?

MEASURING DEVICE

- NO Measuring device or access port required?
☒ Installed?
☒ Waiver requested or needed?

DEFICIENCIES OR ACTION ITEMS

need - w.c. : d.P. Qk.

Proof acceptable

PRIORITY CALCULATION

Date proof received	<u>NA</u>	
Date proof due		-
No. of days late		=
Priority date		+
NEW PRIORITY DATE		=

LB
9-9-91

RECEIVED
AUG 02 1991

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

PROOF OF BENEFICIAL USE

Department of Water Resources

The Idaho Department of Water Resources will consider this form as 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 or a completed field examination report prepared by a certified water right examiner who has been appointed by the department.

1. Permit No. 63-11225 Telephone No. 343-5465

2. Name(s) of Permit Holder(s): Windstream Homeowners Association

3. Post Office Address: P.O. Box 6157 Boise, ID 83707

4. Source of Water: Well

a. If ground water, well driller's name: CanAda Well Drilling Date drilled: August 1990

b. Pump horsepower: 3 hp Pressure (psi): 50 Dynamic pumping level (ft.): 40'

5. Extent of Use:

Domestic _____ (No. of households) Irrigation 2 (No. of acres)
Stockwater _____ (No. and type of stock) Other Recreation (Swim Pool)

6. Total rate and/or volume for which proof is submitted 0.10 cfs 2 acre/feet

7. Refer to the approval conditions on your permit and respond accordingly:

Measuring device: Required? Yes ☒ No Installed? Yes No

OR

Flow Measurement Port: Required? Yes ☒ No Installed? Yes No

8. Fee Enclosed: \$ 50.00 (See License Examination Fee Schedule)

9. Person to contact to accompany the Department representative during the field examination:

Marc Banner
Name

343-5465

Telephone No.

4917 Emerald Boise, ID 83706

Address

10. The above information 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.

7-24-91
Date

Realty Management Associates, Inc.
by: Marc Banner, President

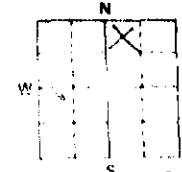
OCT 01 1991

[Signature]
Signature (and title if on behalf of a company or organization)

manager: Windstream Homeowners Association

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 <i>Windstream Homeowners Ass.</i> Address <i>P.O. Box 6157</i> Owner's Permit No. <i>63-90-W-052</i>		7. WATER LEVEL Static water level <i>6'</i> feet below land surface. Flowing? ☐ Yes ☒ No G.P.M. flow _____ Artesian closed-in pressure _____ p.s.i. Controlled by: ☐ Valve ☐ Cap ☐ Plug Temperature <i>48</i> °F. Quality <i>1 grain</i> Describe artesian or temperature runs below																																				
2. NATURE OF WORK ☒ New well ☐ Deepened ☐ Replacement Well diameter increase _____ Abandoned (describe abandonment procedures such as materials, plug depths, etc. in outline log)		8. WELL TEST DATA ☐ Pump ☐ Bailor ☒ Air ☐ Other _____ <table border="1"><thead><tr><th>Discharge G.P.M.</th><th>Pumping Level</th><th>Hours Pumped</th></tr></thead><tbody><tr><td><i>150</i></td><td><i>35-40</i></td><td><i>6</i></td></tr></tbody></table>		Discharge G.P.M.	Pumping Level	Hours Pumped	<i>150</i>	<i>35-40</i>	<i>6</i>																													
Discharge G.P.M.	Pumping Level	Hours Pumped																																				
<i>150</i>	<i>35-40</i>	<i>6</i>																																				
3. PROPOSED USE ☐ Domestic ☒ Irrigation ☐ Test ☐ Municipal ☐ Industrial ☐ Stock ☐ Waste Disposal or Injection ☐ Other _____ (specify type)		9. LITHOLOGIC LOG <table border="1"><thead><tr><th>Bore Diam.</th><th>Depth From</th><th>To</th><th>Material</th><th>Water Yes/No</th></tr></thead><tbody><tr><td><i>9"</i></td><td><i>0</i></td><td><i>2</i></td><td><i>top soil</i></td><td><i>X</i></td></tr><tr><td><i>9"</i></td><td><i>2</i></td><td><i>5</i></td><td><i>clay</i></td><td><i>X</i></td></tr><tr><td><i>9"</i></td><td><i>5</i></td><td><i>15</i></td><td><i>brown clay</i></td><td><i>X</i></td></tr><tr><td><i>9"</i></td><td><i>15</i></td><td><i>18</i></td><td><i>coarse gravel</i></td><td><i>X</i></td></tr><tr><td><i>6"</i></td><td><i>18</i></td><td><i>30</i></td><td><i>coarse gravel</i></td><td><i>X</i></td></tr><tr><td><i>6"</i></td><td><i>30</i></td><td><i>40</i></td><td><i>gravel - boulders, sand</i></td><td><i>X</i></td></tr></tbody></table>		Bore Diam.	Depth From	To	Material	Water Yes/No	<i>9"</i>	<i>0</i>	<i>2</i>	<i>top soil</i>	<i>X</i>	<i>9"</i>	<i>2</i>	<i>5</i>	<i>clay</i>	<i>X</i>	<i>9"</i>	<i>5</i>	<i>15</i>	<i>brown clay</i>	<i>X</i>	<i>9"</i>	<i>15</i>	<i>18</i>	<i>coarse gravel</i>	<i>X</i>	<i>6"</i>	<i>18</i>	<i>30</i>	<i>coarse gravel</i>	<i>X</i>	<i>6"</i>	<i>30</i>	<i>40</i>	<i>gravel - boulders, sand</i>	<i>X</i>
Bore Diam.	Depth From	To	Material	Water Yes/No																																		
<i>9"</i>	<i>0</i>	<i>2</i>	<i>top soil</i>	<i>X</i>																																		
<i>9"</i>	<i>2</i>	<i>5</i>	<i>clay</i>	<i>X</i>																																		
<i>9"</i>	<i>5</i>	<i>15</i>	<i>brown clay</i>	<i>X</i>																																		
<i>9"</i>	<i>15</i>	<i>18</i>	<i>coarse gravel</i>	<i>X</i>																																		
<i>6"</i>	<i>18</i>	<i>30</i>	<i>coarse gravel</i>	<i>X</i>																																		
<i>6"</i>	<i>30</i>	<i>40</i>	<i>gravel - boulders, sand</i>	<i>X</i>																																		
4. METHOD DRILLED ☒ Rotary ☒ Air ☐ Hydraulic ☐ Reverse rotary ☐ Cable ☐ Dug ☐ Other _____		10. RECEIVED JUL 18 1990 Department of Water Resources RECEIVED JUL 2 1990 Department of Water Resources RECEIVED JUL 5 1990 Department of Water Resources Western Regional Office																																				
5. WELL CONSTRUCTION Casing schedule ☒ Steel ☐ Concrete ☐ Other _____ <table border="1"><thead><tr><th>Thickness</th><th>Diameter</th><th>From</th><th>To</th></tr></thead><tbody><tr><td><i>1250</i> inches</td><td><i>6</i> inches</td><td><i>0</i> feet</td><td><i>37</i> feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ inches</td><td>_____ inches</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> 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 <table border="1"><thead><tr><th>Number</th><th>From</th><th>To</th></tr></thead><tbody><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr><tr><td>_____ perforations</td><td>_____ feet</td><td>_____ feet</td></tr></tbody></table> Well screen installed? ☐ Yes ☒ No Manufacturer's name _____ Model No. _____ Type _____ Diameter _____ Slot size _____ Set from _____ feet to _____ feet Diameter _____ Slot size _____ Set from _____ feet to _____ feet Gravel packed? ☐ Yes ☒ No ☐ Size of gravel _____ Placed from _____ feet to _____ feet Surface seal depth <i>18</i> _____ Material used in seal: ☐ Cement grout ☐ Bentonite ☒ Buckling clay ☐ _____ Sealing procedure used: ☐ Slurry pit ☐ Temp. surface casing ☒ Overbore to seal depth Method of joining casing: ☐ Threaded ☒ Welded ☐ Solvent Weld ☐ Connected between strata Describe access port <i>Summary well cap</i>		Thickness	Diameter	From	To	<i>1250</i> inches	<i>6</i> inches	<i>0</i> feet	<i>37</i> feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	_____ inches	_____ inches	_____ feet	_____ feet	Number	From	To	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	_____ perforations	_____ feet	_____ feet	11. DRILLERS CERTIFICATION I/We certify that all minimum well construction standards were complied with at the time the rig was removed. Firm Name <i>CAN-ADA</i> Firm No. <i>304</i> Address <i>1250 Murphy, Luray, ID</i> Date <i>6-24-90</i> Signed by (Firm Official) <i>Earl Skinner</i> and <i>Paul A. [Signature]</i> (Operator)				
Thickness	Diameter	From	To																																			
<i>1250</i> inches	<i>6</i> inches	<i>0</i> feet	<i>37</i> feet																																			
_____ inches	_____ inches	_____ feet	_____ feet																																			
_____ inches	_____ inches	_____ feet	_____ feet																																			
_____ inches	_____ inches	_____ feet	_____ feet																																			
Number	From	To																																				
_____ perforations	_____ feet	_____ feet																																				
_____ perforations	_____ feet	_____ feet																																				
_____ perforations	_____ feet	_____ feet																																				
6. LOCATION OF WELL Sketch map location must agree with written location.  Subdivision Name <i>Windstream</i> <i>Townhouse</i> Lot No. <i>80</i> Block No. _____ County <i>ADH</i> <i>NE 25 3 NO 2 E</i>		12. RECEIVED OCT 01 1991																																				

USE ADDITIONAL SHEETS IF NECESSARY - FORWARD THE WHITE COPY TO THE DEPARTMENT

9/89

Drilling Permit No. 63-90-W-052 CWater Right Permit No. 63-11225 Appl.

Injection Permit No. _____

State of Idaho
Department of Water Resources

D R I L L I N G P E R M I T

RECEIVED
MAR 20 1990

Department of Water Resources

1. Applicant WINDSTREAM HOMEOWNERS ASSOCIATION
2. Mailing Address P.O. Box 6157 Boise, ID 83707
Telephone (208) 343-5465
☒ Well Owner ☐ Well Operator ☐ Other, specify _____
3. Proposed well location NW 1/4 NE 1/4, or Gov't lot No. _____,
Sec. 25, Twp. 3N, Rge. 2E, County ADA,
Street Address of Well Site across street from 1854 Old Saybrook, Boise
Lot, block and subdivision Lot 80 Windstream Townhouse Sub
4. Proposed use of well:
☐ Single family or stockwater use (less than 13,000 gallons per day)
☒ Irrigation (more than 1/2 acre)
☐ Monitoring - A well bore schematic and map is required for each well.
No. of proposed wells: _____
☒ Other (describe fully) Swim Pool Facility (Pool is approx
30'X 15'X 5')
5. Well construction information:
A. ☒ New well ☐ Deepen ☐ Replace - See Condition 9.
B. Proposed surface diameter 6" Maximum depth 60'
C. Anticipated bottom hole temperature:
☒ 85°F or less (Cold water well)
☐ 85°F to 212°F (Low temp. geothermal well)
☐ 212°F or more (Geothermal well)
6. Construction Start Date April 1, 1990
7. Anticipated Well Driller Can-Ada Well Drilling and Pump Co.
NOTE: The actual well driller must be identified prior to drilling.
8. Applicant's signature [Signature] Date 3-19-90
Title President of Association
(Owner, Firm Representative, Other)

OCT 01 1991

ACTION OF DEPARTMENT OF WATER RESOURCES

This Permit is Approved. Date 3/19/1990.

If approved, this permit authorizes the construction of a well subject to the following conditions. READ CAREFULLY!

GENERAL CONDITIONS:

1. The well must be constructed in compliance with the applicable statutes, specific conditions of approval shown on the water right permit, injection well permit, transfer or amendment and the rules and regulations of the Department for water appropriation, injection wells and well construction standards.
2. This drilling permit is valid for two (2) months from the above approval date for the start of construction and is valid for one (1) year from the approval date for completion of the well unless an extension has been granted.
3. This permit does not constitute the approval of the District Health Department or the Idaho Department of Health and Welfare which may be required before construction of this well.
4. The well shall be constructed by a driller currently licensed in the State of Idaho who must maintain a copy of the drilling permit at the drilling site.
5. Approval of this drilling permit does not authorize trespass on the land of another party.
6. This permit does not constitute other local, county, state or federal approvals which may be required for construction of a well.
7. This drilling permit does not represent a right to divert and use the water of the State of Idaho.
8. If a bottom hole temperature of 85°F or greater is encountered, well construction shall cease and the well driller and the well owner shall contact the Department immediately.
9. If this permit is for a replacement well, the well being replaced must be abandoned in accordance with Department Rules and Regulations.

SPECIFIC CONDITIONS:

OCT 01 1991

D. P. Tuttle
Signature of Authorized Department Representative

Mgr, Western Regional Office
Title

Receipt No. W011393
W011394 Receipted by RW Fee 10⁰⁰
90⁰⁰ Date 3/19/90

EXTENSION OF DRILLING PERMIT

Extension approved by _____ Approval Date _____

This extension is good for 60 days beyond the above extension approval date.

WINDSTREAM HOMEOWNERS ASSN.
P.O. BOX 6157
BOISE, ID 83707

138806
June 30, 1991

PROOF DUE NOTICE

RE: PERMIT NO. 63-11225

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 September 1, 1991. (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,

Rita Fleck
Secretary/Records Manager

Enclosures

OCT 01 1991

S T A T E O F I D A H O
D E P A R T M E N T O F W A T E R R E S O U R C E S

Statehouse
Boise, Idaho 83720
(208) 327-7900
August 23, 1990

WINDSTREAM HOMEOWNERS ASSN.
P.O. BOX 6157
BOISE, ID 83707

P E R M I T A P P R O V A L N O T I C E

RE: PERMIT NO. 63-11225

Dear Permit Holder:

Enclosed is a copy of your approved application for permit. We direct your attention to the conditions of approval on the final page.

You should be aware that the groundwater you propose to divert is located within a drainage basin where surface waters are regulated during the months of low flow. It is possible that diversion of groundwater may have an adverse impact on these surface water flows. Information available to us at this time does not warrant refusing to issue permits in your area, but we do caution that diversions of groundwater are not allowed to deplete flows available for surface water users with earlier priority dates. Siting your well as far from surface sources as possible and casing out upper water producing zones may reduce the potential of interference.

Section 42-235, Idaho Code, requires that a "drilling permit" must be obtained from the department for all wells constructed after July 1, 1987. A drilling permit is a separate permit that must be issued in addition to your permit to appropriate water. Commencement of well construction or diversion of water under your permit to appropriate water is prohibited unless a drilling permit is obtained.

We have enclosed a form entitled "Instructions for Proof of Beneficial Use". Please read the instructions carefully since you must take further action to develop this permit. Also enclosed for your convenience is a form entitled "Proof of

MICROFILMED

AUG 28 1990

Beneficial Use" that must be submitted to the Department when your project is completed. If development is complete, you may submit proof of beneficial use immediately.

Sincerely,

GARY SPACKMAN, Supervisor
Water Right Permits Section

GS: SC
Enclosures

MICROFILMED

AUG 28 1990

Form No. 202a.
3/89

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPROPRIATION APPLICATION ANALYSIS SHEET

INITIAL REVIEW BY: SL DATE: 4/25/90 APPLICATION: 63-11225

REQUIRED INFORMATION

Name: (If applicant is a corporation or partnership, names and addresses for the director, officers, and other partners must be included.) *See application remarks*
Address:
Source: (See USGS Quad for names of water sources)
Point of Diversion: (10 acres for spring, lot & block descriptions for Subdivisions, local name)
County:
Quantity: (flow and/or volume) Gov't. Lots:
Period of use: N P/D
Nature of proposed use: (Include description of use) N P/U
Description of diverting works:
Time required for beneficial use of water:
Place of use or acres irrigated:
Map:
Signature: (If applicant is corp., partnership, or municipality, title of signatory is required)
Fee:
Yes No* In form to receipt:

ADDITIONAL INFORMATION

YES	NO	
☒	☐	Overlapping place of use: (Describe source & relationship to present application on the back.)
☒	☐	Overlapping point of diversion:
☐	☐	Field check required: Field check by: _____
☐	☐	Field report attached:
☒	☒	Critical groundwater area:
☒	☐	Groundwater management area: <i>Boise Front but cold H₂O < 300'</i>
☐	☒	Diversion within interim protected river area
☐	☒	Send dam safety information:
☐	☒	Send power requirement letter:
☐	☒	Send fish farm requirement letter:
☐	☒	Power residency affidavit:
☐	☒	Power efficiency form:
☐	☒	Within trust water boundary: (If yes, attach Trust Water Supplementary Analysis Sheet.)
☐	☒	Diversion greater than 5 cfs or 500 af: (If yes, attach Large Diversion supplementary analysis sheet.)
☐	☒	*REQUEST ADDITIONAL INFORMATION FROM THE APPLICANT

DATE REQUESTED: _____

☒ Additional information on reverse side:

RECEIVED
JUL 26 1990

Department of Water Resources

PROCESSING

APPLICATION NO. 63-11225

YES NO

☒ ☐
☒ ☐
☒ ☐

In form for advertising:

Statewide advertising:

Fee amount, receipt number and date recorded on application:

SEND COPIES TO

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

I.D. Health and Welfare

I.D. Fish and Game

I.D. Lands

Adjudication Bureau

YES NO

☐ ☒
☐ ☒
☐ ☒
☐ ☒

U.S. BLM

U.S. Forest Svc.

Water Dist. # _____

Other _____

FINAL REGIONAL PROCESSING REVIEW

YES NO

☒ ☒
☒ ☐

Affidavit of publication received:

Application published correctly: If not, record action taken.

☒ ☒
☒ ☐

Publication dates and paper recorded on application:

Protests received. Final date for protest May 21, 1990

Protest dates, resolution of protest recorded on application:

Recommendations attached: Approved, DWR

Measuring device required:

Measuring port required:

Water delivered by water master? District # 63-P05

Special conditions of approval or cover letter: _____

55

See below for additional information

Recommended Date or Priority

3/19/1990Recommended by: DWRDate 7/20/1990

STATE OFFICE REVIEW

P05, P23P164658See below for additional information. By KWDate 8-21-90

ADDITIONAL INFORMATION

- Drilling re:
3-90-W-052-
Approved 3/14/90
- ① Possible well trib. to Boise River? Well is within 2300' of River and within several hundred feet of Riderburg Canal and is a shallow well (60'). The recreation (.04 cfs) is ~~not~~ nonconsumptive but application includes 2 acres irrigation. Note: Well is too far from river to establish a direct interconnection. DWR
- ② Storage for pool? Pool $\approx 30' \times 15' \times 5' = 2250 \text{ ft}^3 = .05 \text{ A.F.}$
 $.04 \text{ cfs} \times 1.9835 = .08 \text{ A.F. stored/24 hrs.}$
 STORAGE NOT REQUIRED ON APPLICATION. ☒
- ③ Overlap
 P10 - 63-04382 & 63-04388 other wells.
 P14 - " " " " domestic + irrig. 1 other acre.
 63-02392 Drains A, B, B-1, E, Drains District; irrigation (possibly same land) & domestic.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
Western Region
2735 AIRPORT WAY

Boise, Idaho 83705
(208) 334-2190

APRIL 25, 1990

The Idaho Statesman
P.O. Box 40
Boise, ID 83707

Dear Legal Dept.:

Enclosed you will find a legal notice which we wish to have published on the dates indicated (once a week for two consecutive weekly issues) in your newspaper. If you cannot publish the notice on the proposed dates, please contact us immediately.

An affidavit of publication must be submitted to the Department along with the publication bill. Your cooperation is appreciated.

Please send the affidavit of publication and publication billing to this office before MAY 21, 1990.

Yours truly,

GAIL GARRETT
Secretary

Encl.

MICROFILMED

AUG 4 8 1990

63-11225

WINDSTREAM HOMEOWNERS ASSN.
P.O. BOX 6157
BOISE, ID 83707

Source: GROUNDWATER

Diversion Pt: NWNE Sec 25 T 03N R 02E

Use: IRRIGATION (.060 CFS)
 RECREATION (.040 CFS)
 Total Diversion: (.100 CFS)

Date Filed: 3/19/ 1990

In: T03N R02E S25 NWNE

2.0 ACRES TOTAL

MICROFILMED

AUG 26 1990