

09/29/2006

IDAHO DEPARTMENT OF WATER RESOURCES
PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32250

NAME AND ADDRESS: REBECCA A BRESHEARS
387 KNOB HILL CT
EAGLE ID 83616-2035

LA VERLE BRESHEARS
387 KNOB HILL CT
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.060 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 01/01/1982

POINT OF DIVERSION:

T05N R01E S29 NWSE Within ADA County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.040 CFS

STOCKWATER

01/01 12/31

0.020 CFS

Domestic use is for 1 home.

PLACE OF USE:

STOCKWATER Within ADA County

T05N R01E S29 NWSE

T05N R01E S29 SWSE

DOMESTIC Within ADA County

T05N R01E S29 NWSE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

The quantity of water decreed for this water right is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Property is also known as Lot 7, Blk 2, Stillwell Estates No. 1.

Stockwater use is for 14 head mixed stock.

PARCEL NO: R8163150150.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32250

WATER RIGHT NUMBER: 63-32250 ✓

Owner TypeName and Address

Current Owner

REBECCA A BRESHEARS ✓

387 KNOB HILL CT
EAGLE, ID 83616-2035
(208)939-4220

Current Owner

LA VERLE BRESHEARS ✓

387 KNOB HILL CT
EAGLE, ID 83616
(208)939-4220

Priority Date: 01/01/1982 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

Tributary*standard domestic,
both internal &
external use*Beneficial Use

DOMESTIC ✓

STOCKWATER ✓

From To

01/01 to 12/31 ✓

01/01 to 12/31 ✓

Diversion Rate

0.04-0.070 CFS ✓

0.020 CFS ✓

Annual VolumeTotal Diversion:~~0.090 CFS~~ ✓

0.06

Location of Point(s) of Diversion

GROUND WATER

ADA County ✓

NW1/4SE1/4 ✓

Sec. 29, Twp 05N, Rge 01E, B.M. ✓

Place of Use

DOMESTIC ✓

*- separate well than 63-3016V/
63-3483J
POD*

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 05N	01E	29	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
															X				

STOCKWATER ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 05N	01E	29	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
															X	X			

ADD X01 - Domestic use is for 1 home.ADD X02 - Stockwater use is for 14 range cattle/mixed stock.ADD N11 & N13 -Parcel No: R8163150150.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-32250

Conditions of Approval:

1. J01 Property is also known as Lot 7, Blk 2, Stillwell Estates No. 1.

Remarks:

Comments:

Water Supply Bank:

Field Exam Date 9.28.06

(in-office review)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid \$25.00
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☒ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant N/A

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-32250

Owner: Rebecca & LaVerle Breshears Phone No. 939-4220

Current Address: 387 Knobs Hill Ct., Eagle 83616

- ☒ No change NAME IS THE SAME (property address)
- ☐ NEW OWNER
- ☒ No change Address
- ☐ NEW ADDRESS
- ☐ How long owned property?

Accompanied by: in-office verification

PRIORITY DATE

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☒ Priority date is acceptable/within mandatory filing dates? *

Priority date, per claimant, is: _____

(If priority date, based on your exam, seems questionable, explain below.)

Source: _____ Tributary to _____

- ☒ No Change –SAME SOURCE
- ☐ Source found is different than claimed: _____

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed: _____
- ☐ If different, when did POD change? _____

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

330 ft. well, 8 inch casing, 5 HP pump.

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain: _____

WATER USES☐ No change☐ Different Uses

* The standard 0.04 cfs for internal and external (up to 1/2 acre of lawn and garden irrigation) domestic use is being recommended.

Use Domestic From _____ To _____ Amount 0.04 CFS AFA Plus, #63-3016 V covers 1.6 acres in NWSE, 529

Use _____ From _____ To _____ Amount _____ CFS AFA _____

Use _____ From _____ To _____ Amount _____ CFS AFA _____

TOTAL VOLUME – Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☒ Changes found, the new total is, Amount 0.06 CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Parcel No: R8163150150.

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: (unknown)

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS: N/A

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☐ Photographs of POD's and POU
- ☐ GPS readings
- ☐ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED: 9.28.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

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2006 Property Details for Parcel R8163150150

2006

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Details[Valuation](#)[Tax Districts](#)[Taxes](#)[Characteristics](#)

Parcel: R8163150150
Year: 2006
Zone Code: RR
Total Acres: 4.68
Tax Code Area: 270
Property Description:
LOT 7 BLK 2
STILLWELL ESTATES #1

#8565458



[View Interactive Map of this Parcel](#)

Address: 387 W KNOB HILL CT EAGLE , ID 83616
Subdivision: STILLWELL ESTATES NO 01
Land Group Type: SUB
Township/Range/Section: 5N1E29

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Land Characteristics

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Residential Acres: 4.68
Commercial Acres: 0.0
Other Acres Acres: 0.0
Street: None
Utility: None
Water Source:
Sewer: None
SideWalks: N
Curb-Gutters: N
Topography:
View:
Water Influence: Creek or Canal
Water Frontage Feet: 0
Corner: N

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Residential Characteristics

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Year Built:	1981
Year Remodel:	0
Construction Class:	5
Number of Bedrooms:	3
Number of Bathrooms:	1.75
Number of FirePlaces:	2
Air Conditioning:	Y
Car Storage Sq Ft #1:	600
Car Storage Sq Ft #2:	0
General Purpose Building Sq Ft:	2800
Porch Sq Ft:	0
Deck Sq Ft:	182
Deck Covered:	N
Patio Sq Ft:	410
Patio Covered:	N
Pool Sq Ft:	0
Total Sq Ft:	3536
Main Floor Sq Ft:	2004
Upper Floor Sq Ft:	0
Finished Lower Floor Sq Ft:	995
Unfinished Lower Floor Sq Ft:	537
Finished Basement Floor Sq Ft:	0
Unfinished Basement Floor Sq Ft:	0
Finished Attic Sq Ft:	0
Unfinished Attic Sq Ft:	0

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IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32250

09/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
1016F	Claim	05N	01E	29	NW	SE		IRRIGATION	1/5	FRANK FERRI
1016G	Claim	05N	01E	29	NW	SE		IRRIGATION	4/4	RICK MASON
1016K	Claim	05N	01E	29	NW	SE		IRRIGATION	5/6	JEFFREY R GOOLD
1016N	Claim	05N	01E	29	NW	SE		IRRIGATION	5/5	ROBERT WARD
1016V	Claim	05N	01E	29	NW	SE		IRRIGATION	2.4/	VERLE E BRESHEARS
016W	Claim	05N	01E	29	NW	SE		IRRIGATION	4/	DOUGLAS A BEEHLER
1483J	Claim	05N	01E	29	NW	SE		IRRIGATION	1/5	VERLE E BRESHEARS
3016	Water Right	05N	01E	29	NW	SE		IRRIGATION	18/125	WALTER P STILLWELL JR
11019	Water Right	05N	01E	29	NW	SE		IRRIGATION	3/3	LEXI R ESPOSITO
12250	Claim	05N	01E	29	NW	SE		STOCKWATER		REBECCA A BRESHEARS
12267	Claim	05N	01E	29	NW	SE		STOCKWATER		DOUGLAS A BEEHLER
1483J	Claim	05N	01E	29	NW	SE		DOMESTIC		VERLE E BRESHEARS
12250	Claim	05N	01E	29	NW	SE		DOMESTIC		REBECCA A BRESHEARS
12267	Claim	05N	01E	29	NW	SE		DOMESTIC		DOUGLAS A BEEHLER
18599	Water Right	05N	01E	29	NW	SE		DOMESTIC		JANEEN L SCHRADER
1483C	Claim	05N	01E	29	SW	SE		IRRIGATION	4/4	BARBARA A TENNANT
1483F	Claim	05N	01E	29	SW	SE		IRRIGATION	4.5/4.5	RICHARD METZER
1483J	Claim	05N	01E	29	SW	SE		IRRIGATION	4/5	VERLE E BRESHEARS
1483K	Claim	05N	01E	29	SW	SE		IRRIGATION	2/4	RICHARD B DAVEY
1483Q	Claim	05N	01E	29	SW	SE		IRRIGATION	4/4	EDWINA BARATS
1483R	Claim	05N	01E	29	SW	SE		IRRIGATION	4.5/4.5	CAROL A PETERSON
1483S	Claim	05N	01E	29	SW	SE		IRRIGATION	4.1/4.1	DWAYNE ELLIS F
1483T	Claim	05N	01E	29	SW	SE		IRRIGATION	1/	DOUGLAS A BEEHLER
1483J	Claim	05N	01E	29	SW	SE		STOCKWATER		VERLE E BRESHEARS
12250	Claim	05N	01E	29	SW	SE		STOCKWATER		REBECCA A BRESHEARS
18512	Water Right	05N	01E	29	SW	SE		STOCKWATER		LINDA M BOWEN
14101	Water Right	05N	01E	29	SW	SE		STOCKWATER		RICHARD B DAVEY
1483F	Claim	05N	01E	29	SW	SE		DOMESTIC		RICHARD METZER

- no overlap

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-32250

09/27/2006

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
18512	Water Right	05N	01E	29	SW	SE		DOMESTIC		LINDA M BOWEN

April 7, 1975

OPERATIONS DIVISION
ADMINISTRATOR'S MEMORANDUM

TO: District Office
FROM: A. Kenneth Dunn
SUBJECT: Annual Use of Water for Stockwater Purposes

RANGE CATTLE			DAIRY CATTLE	
No. of Stock (head)	Rate* c.f.s. (1)	Volume AF/yr. (1)	Rate* c.f.s. (2)	Volume AF/yr. (2)
0 - 10	0.02	0.2	0.02	0.4
11 - 25	0.02	0.4	0.02	1.0
26 - 50	0.02	0.7	0.04	2.0
51 - 100	0.03	1.4	0.07	4.0
101 - 200	0.05	2.7	0.13	7.9
201 - 300	0.07	4.1	0.20	12.0
301 - 400	0.09	5.4	0.26	16.0
401 - 500	0.12	6.7	0.33	20.0
501 - 600	0.14	8.1	0.39	24.0
601 - 700	0.16	9.4	0.46	28.0
701 - 800	0.19	11.0	0.52	32.0
801 - 900	0.20	12.0	0.58	36.0
901 - 1000	0.23	14.0	0.65	40.0
1001 - up (3				

12,500 gpd

12,500 gpd

(1) The amounts shown are based on 12 gpd/head with a 12 month period of use. (i.e. for range cattle, horses and mules). The amount does not include a loss (i.e. thru conveyance, etc.)

2. The amounts shown are based on 35 gpd/head with a 12 month period of use. (i.e. for dairy cattle). The amount does not include a loss. (i.e. thru conveyance, etc.).

3. For annual use calculations which involve more than 1000 head, round the number of head up to the next even one hundred, and

Volume

- a) for livestock use @ 12 gpd/hd, N (0.0134).
- b) for dairy use @ 35 gpd/hd, N (0.0391).

12 gal/day/head -

Rate

- a) for livestock use @ 12 gpd/hd, N (0.00022).
- b) for dairy use @ 35 gpd/hd, N (0.00065).

The answer should be rounded up to the nearest whole acre-foot.

*The rate is based upon approx. 2 hr/day diversion to obtain daily requirement.

A. Kenneth Dunn

Receipt Details for ID W033837

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
2/16/2006 2:45:25 PM	2/17/2006 1:35:33 PM	WESTERN	\$78.00	Cash
Payer		BRESHEARS, VERLE		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Fees - 63-3016V \$53.00
1 Domestic Claim \$25.00

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$78.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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[Print Report](#)

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE STATE OF IDAHO,
IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 63-32250
Date Received: 2/16/2006
Receipt No: W033837
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

REBECCA A BRESHEARS Phone: (208) 939-4220
387 KNOB HILL CT
EAGLE ID USA 83616-2035

LA VERLE BRESHEARS Phone: (208) 939-4220
387 KNOB HILL CT
EAGLE ID USA 83616

2. Date of Priority: 01/01/1982

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
05N	01E	29	NW	SE		ADA	

5. Description of diverting works:

330 ft. well, 8 inch casing, 5 hp jacuzzi.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.02	
DOMESTIC	01/01	12/31	0.07	

7. Total Quantity Appropriated is:
0.09 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 14 Head

Number of homes: 1

10. Place of use:

Township	Range	Section	1/4	of 1/4	Lot	Use	Acres
05N	01E	29	NW	SE		DOMESTIC	
			NW	SE		STOCKWATER	
			SW	SE		STOCKWATER	

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? Yes

13. Other Water Rights Used: 63-3483J, 63-3016V

14. Remarks:

Property is also known as Lot 7, Blk 2, Stillwell Estates No. 1.

15. Basis of Claim: Beneficial Use

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Identification No. 63-32250
Date Received 2-16-06
Receipt Number W033837

NOTICE OF CLAIM
TO A
WATER RIGHT

ACQUIRED UNDER STATE LAW
For Domestic and/or Stockwater Purposes
Where Daily Use is less than 13,000 gallons per day.

Filing Fee \$25

Please type or print clearly

1. Name of Claimant (s) LAVELLE and REBECCA BRESHEARS Phone (208) 939-4220

Mailing Address 387 Knob Hill Ct. EAGLE Zip 83616

2. Date of Priority (Only one per claim) 01/01/1982 Month/Day/Year

3. Source of water supply (Check one) ☒ Groundwater or Other () (a) _____
which is tributary to (b) _____
Name or kind of source

4. Location of point of diversion is: Township 5N Range 1E
Section 29 1/4 of NW 1/4 of SE 1/4, Govt. Lot _____, BM.,
County of Ada

Additional points of diversion if any: _____

5. Description of existing diversion works (Ditches, Wells, Pumps, Pipelines, Headgate Etc.), including the dates of any changes or enlargements in use, the dimensions of the diversion works as constructed and as enlarged and the depth of each well. 330 ft WELL 8" casing 5 hr JACHETZ

6. Water is claimed for the following: (limited to Domestic and/or Stockwater only. See Instructions.)

For <u>Domestic</u>	purposes from	<u>1/1</u> Month/Day	to	<u>12/31</u> Month/Day	amount	<u>.01</u> (cfs)
For <u>Stock</u>	purposes from	<u>1/1</u> (Both dates are inclusive)	to	<u>12/31</u>	amount	<u>.02</u>

7. Total quantity claimed .09 (cfs)

8. Total consumptive use claimed is de minimus

9. Non-irrigation uses. Describe fully. (Domestic: give number of households served if single ownership; Stockwater: Type and Number of livestock) Domestic for 1 home, Stock for 14 HEAD

10. Place of use is: Township: 5N Range 1E
Section 29, — 1/4 of NW 1/4, Govt. Lot SE, B.M.,
for (Circle One) Domestic Stock Domestic and Stock
Additional places of use, if any SWSE

11. In which county (ies) are lands listed above as place of use located? Ada

12. Do you own the property listed above as place of use? Yes X No —
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
() None or 63-3483J 63-3016V

14. Remarks: AKA LOT 7, BLOCK 2, STILLWELL ESTATES #1

15. Basis of Claim (Circle One) Beneficial Use Posted Notice License Permit Decree

Court — Decree Date — Plaintiff vs Defendant —

If applicable provide IDWR Water Right Number —

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understood the form entitled "How you will receive notice in the Snake River Basin Adjudication". (b.) I/We do — do not — wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of Attachments 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) [Signature] Date 2/16/06
Date —

For Organizations: I do solemnly swear or affirm that I am — Title

of —, that I have signed the foregoing

document in the space below as — of — Organization

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent — Date —

Title and Organization —

State of Idaho/or —)

County of ADA) SS.

NOTARIZATION REQUIRED FOR EACH CLAIM

Subscriber and sworn (or affirmed) before me this 16th day of February, 19 2006.

Notary Public [Signature]

Residing at Meridian ID

My Commission Expires 9-14-2006

Last Name — Ident No. —

Copies: White-State, Yellow-Claimant



Twp. 5N, Rge. 1E

NWSE

SWSE

