

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 63-7571
Date Received: 5/15/2002
Receipt No: W029172
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT L FRENCH Phone: (208)343-1367
1308 W ROBINHOOD DR STE 14
STOCKTON CA USA 95207

2. Date of Priority: 03/21/1972

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
01N	04E	29	SW	SE	ADA	
01N	04E	32	NE	NE	ADA	
01N	04E	29	SW	SE	ADA	
01N	04E	32	NW	NE	ADA	

5. Description of diverting works:

Two wells to Truck Wash, Fire Tank, and Restrooms. Two wells to Mobile Homes, Commercial use at truck stop (Restaurant/food prep), and Fire Tank.

800 well, 2 hp pump, used as main well for Stage Stop. Two wells to Truck Wash, Fire Tank, and Restrooms. Two wells to Mobile Homes, Commercial use at truck stop (Restaurant/food prep), and Fire Tank.

800 well, 2 hp pump, used as main well for Stage Stop. Two wells to Truck Wash, Fire Tank, and Restrooms. Two wells to Mobile Homes, Commercial use at truck stop (Restaurant/food prep), and Fire Tank.

Two wells to Truck Wash, Fire Tank, and Restrooms. Two wells to Mobile Homes, Commercial use at truck stop (Restaurant/food prep), and Fire Tank.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
COMMERCIAL	01/01	12/31	0.09		4

7. Total Quantity Appropriated is:
0.09 C.F.S. and/or 4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	04E	29	SW	SE		COMMERCIAL	
			SE	SE		COMMERCIAL	
01N	04E	32	NE	NE		COMMERCIAL	
			NW	NE		COMMERCIAL	

11. Place of use in counties: ADA

12. Do you own the property listed above as place of use? No

13. Other Water Rights Used:

14. Remarks:

Claim amended per Transfer 70330 approved 5/16/03.

Commercial use is for a restaurant, showers, restrooms, store, and repair facility known as Boise Stage Stop.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

The total instantaneous diversion of water from all points of diversion under Rights 61-7571 and 61-10372 shall not exceed 0.20 cfs, nor total combined annual volume of 20.7 af.

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.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

15. Basis of Claim: License

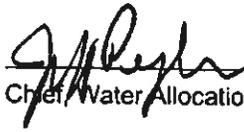
WATER RIGHT NO. 63-7571
As Modified by Transfer No. 70330

CONDITIONS OF APPROVAL

7. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 16 day of May, 20 03



For Chief, Water Allocation Bureau

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 70330**

This is to certify that: WESTERN TRUCK STOPS INC
DBA BOISE STAGE STOP
23801 S ORCHARD ACCESS RD
BOISE ID 83716
(208)343-1367

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-7571	AJC/License	03/21/1972	0.09 cfs	4 af			GROUND WATER
63-10372	WR/License	07/28/1986	0.2 cfs	16.7 af		1.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-7571	NO	NO	YES	YES	NO	NO
63-10372	NO	NO	YES	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-7571	63-7571	0.09 cfs	4 af	N/A			N/A	N/A	N/A	N/A
63-10372	63-10372	0.2 cfs	16.7 af	N/A	1.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		0.2 cfs	20.7 af	N/A	1		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 16 day of May, 20 03


For Chief, Water Allocation Bureau

RECEIVED

Transfer No. 70370

Page JUL 18 2002 of _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

WATER RESOURCES
WESTERN REGION

APPLICATION FOR TRANSFER OF WATER RIGHT

Western Truck STOPS ^{SR} PART 1

Name of applicant DOA Boise Stag Stop Phone 208-343-1365
Post Office address 23801 S. Orchard Access Rd Boise Id
83716

A. PURPOSE OF TRANSFER

1. Change point of diversion Add diversion point(s) Change place of use
 Change nature of use Change period of use Other _____
2. Describe the reason for the proposed changes Combine with wells to
water right.

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

1. Right Number See ATTACH A Priority _____ Amount (cfs/ac-ft) _____ Nature of Use _____ Period of Use _____
63-7571 _____ to _____
_____ to _____
_____ to _____
_____ to _____
2. Total amount of water being transferred _____ cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground Water tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	NE	32	1N	4E	Ada	#1 - Prime Well
		NW	NE	32	1N	4E	Ada	TW Well #9418
		SW	SE	29	1N	4E	ADA	#2
		SW	SE	29	1N	4E	ADA	#4

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1N	4E	32	X	X														.5	
1N	4E	32														X	X	.5	
																		1	

Total acres 1

PART 1

6. General Information:

a. Description of diversion system 2 weeks To T/W FIRE TANK
≠ Rest Rooms - 2 weeks - Mobile Homes - Commerc.
use @ Truck Stop (Rest/Food Prep) FIRE TANK

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

none

d. Remarks:

Adding 4 weeks To Water Right's
2 ea Systems - 1 public Drinking (POTABLE)
1 Irr / Fire Proct / NONPOTABLE
BOTH SYSTEMS Feed FIRE TANK BY GRAVITY

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Claim Report 63-7571

WATER RIGHT NUMBER: 63-7571

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	STUCKEYS 2860 S CIRCLE N 320 COLORADO SPRINGS, CO 80906
Original Owner	PECON SHOPPE OF BOISE BOISE, ID 83706
Original Owner	BOISE STAGE STOP I-84 EXIT 71 BOISE, ID 83706 (208)343-1367
Current Owner	ROBERT L FRENCH 1308 W ROBINHOOD DR STE 14 STOCKTON, CA 95207

Priority Date: 03/21/1972
 Basis: License
 Status: Active

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01 to 12/31	0.090 CFS	4.00 AF
	<u>Total Diversion:</u>	0.090 CFS	4.00 AF

Location of Point(s) of Diversion

GROUND WATER ADA County	NE1/4NE1/4	Sec. 32, Twp 01N, Rge 04E, B.M.
GROUND WATER ADA County	SW1/4SE1/4	Sec. 29, Twp 01N, Rge 04E, B.M.

Place of Use
 COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE													
01N	04E	32	X																

Conditions of Approval:

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7571

1. Explanatory COMMERCIAL USE IS FOR RESTAURANT, 11 SHOWERS, RESTROOMS, STORE, AND REPAIR FACILITY KNOWN AS BOISE STAGE STOP.
2. General Boise Stage Stop replaced the old Stuckeys and commercial use under this right has not changed, but has been expanded by the addition of restaurant, truck wash, etc. Expanded use is authorized under 63-10372.
3. Explanatory WELL IN SWSE WAS ADDED AS POINT OF DIVERSION IN 1986.

Comments:

Dates and Other Information:

Claim Received Date: 5/15/2002
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10372

WATER RIGHT NUMBER: 63-10372

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JAMES MONTANDON BOISE STAGE STOP HC 34 BOX 55 BOISE, ID 83706

Priority Date: 07/28/1986

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
FIRE PROTECTION	01/01 to 12/31	0.200 CFS	
COMMERCIAL	01/01 to 12/31	0.040 CFS	11.50 AF
IRRIGATION	03/15 to 11/15	0.020 CFS	4.00 AF
DOMESTIC	01/01 to 12/31	0.040 CFS	1.20 AF
	<u>Total Diversion:</u>	0.200 CFS	16.70 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 32, Twp 01N, Rge 04E, B.M.
ADA County		
GROUND WATER	NE1/4NE1/4	Sec. 32, Twp 01N, Rge 04E, B.M.
ADA County		

Place of Use

FIRE PROTECTION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	04E	32	NE	NW	SW	SE													
			X																

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
01N	04E	32	NE	NW	SW	SE													
			X																

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-10372

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
01N	04E	32	1.0																1.0

Total Acres: 1
DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE													
01N	04E	32	X																

Conditions of Approval:

1. 077 Water shall not be diverted for fire protection use under this right except to fight or repel an existing fire.
2. R64 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.0 afa per acre at the field headgate for irrigation of the lands above.

Remarks:

1. Commercial use is for truck stop, restaurant and store.
2. General Rights 63-07571 and 63-10372 when combined shall not exceed a total diversion rate of 0.20 cfs.
3. General Domestic use is for 2 homes and does not include lawn, garden, landscape, or other types of irrigation.

Comments:

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
No If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

No Change

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals			
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼				

Total acres _____

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

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals				
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼					

Total acres _____

Water Right No's. 63-10372 & 63-7571

Well#4 SWSE



Well#2 1986



Well#3 1999 Tag#9418



BOISE STAGE STOP

S29

S28

S32

S33

original well 1972



NWNE

NENE

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	<u>None</u>			_____ to _____ _____ to _____

2. Quantity and quality of return flows and location of discharge:
None

3. Describe effects on other water uses resulting from the proposed change:
NO EFFECT, NO EXPANSION OF WATER USE

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

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

[Signature] ROBERT L. FRENCH
 (Signature of Applicant)

Subscribed and sworn to before me this 1st day of July, 2002



Karen McClure
 (Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by DAN Date 7-18-02 Protest filed by _____

Prelim. check by _____ Fee \$100.00

Recelpted by DAN Date 7-18-02 W029475

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for approval denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

4. Water will be used for the following purposes:

63-7571	0.09/4.0	COMMERCIAL	1/1	12/31
63-10372	0.20/	FIRE PROTECTION	1/1	12/31
63-10372	0.04/11.5	COMMERCIAL	1/1	12/31
63-10372	0.04/1.2	DOMESTIC	1/1	12/31
63-10372	0.02/4.0	IRRIGATION	3/15	11/15
			TOTAL CFS	TOTAL AFA
			0.20	20.7

Attachment A

No. C 84554 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE	Due no later than Aug 31, 2000 Annual Report Form <small>1. Mailing Address - Copy to this box, if applicable.</small> WESTERN TRUCK STOPS, INC. TAX DEPARTMENT 1308 W. ROBINHOOD DR., #14 STOCKTON, CA 95207	2. Registered Agent and Office N ROBERT L. FRENCH BOISE STAGE STOP I-84 MAYFIELD EXIT 71 BOISE, ID 83708 3. <u>New</u> Registered Agent Signatu												
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors. <table border="1"> <thead> <tr> <th><u>Office held</u></th> <th><u>Name</u></th> <th><u>Street or P.O. Address</u></th> <th><u>City</u></th> <th><u>State</u></th> <th><u>Zip</u></th> </tr> </thead> <tbody> <tr> <td>President</td> <td>R.L. French</td> <td>1308 Robinhood Dr #14</td> <td>Stockton</td> <td>CA</td> <td>95207</td> </tr> </tbody> </table>			<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>	President	R.L. French	1308 Robinhood Dr #14	Stockton	CA	95207
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>									
President	R.L. French	1308 Robinhood Dr #14	Stockton	CA	95207									
5. Organized Under the Laws of: DELAWARE C 84554	6. Signature  Name <small>(Typed or Printed)</small> <u>J. MARQUITE</u> Date <u>9-15-00</u> Title: <u>Controller</u> <small>XPR006</small>													

Issued 09/11/2000

Do Not Tape or Staple



Department of State

**CERTIFICATE OF AUTHORITY
OF
WESTERN TRUCK STOPS, INC.**

I, PETE T. CENARRUSA, Secretary of State of the State of Idaho, hereby certify that duplicate originals of an Application of _____

_____ for a Certificate of Authority to transact business in this State, duly signed and verified pursuant to the provisions of the Idaho Business Corporation Act, have been received in this office and are found to conform to law.

ACCORDINGLY and by virtue of the authority vested in me by law, I issue this Certificate of Authority to _____

WESTERN TRUCK STOPS, INC.
to transact business in this State under the name _____

_____ and attach hereto a duplicate original of the Application for such Certificate.

Dated August 12, 1987



Pete T. Cenarrusa

SECRETARY OF STATE

Jedra Mathews

Corporation Clerk

APPLICATION FOR CERTIFICATE OF AUTHORITY

To the Secretary of State of Idaho.

Pursuant to Section 30-1-110, Idaho Code, the undersigned Corporation hereby applies for a Certificate of Authority to transact business in your State, and for that purpose submits the following statement:

- SEC. OF STATE
1. The name of the corporation is WESTERN TRUCK STOPS, INC. 87 AUG 12 AM 8 52
2. The name which it shall use in Idaho is WESTERN TRUCK STOPS, INC.
3. It is incorporated under the laws of DELAWARE
4. The date of its incorporation is JUNE 29, 1987 and the period of its duration is INDEFINITE
5. The address of its principal office in the state or country under the laws of which it is incorporated is 725 Market St.; Wilmington, DE 19801
6. The street address of its proposed registered office in Idaho is First Interstate Bank Building; Suite 1010; PO Box 1559; Boise, ID 83701, and the name of its proposed registered agent in Idaho at that address is Carl P. Burke
7. The purpose or purposes which it proposes to pursue in the transaction of business in Idaho are: RETAIL FUEL SALES
8. The names and respective addresses of its directors and officers are:

Name	Office	Address
<u>ROBERT L. FRENCH</u>	<u>PRESIDENT</u> <u>Sec./Treas/Director</u>	<u>1717 EAST LINCOLN AVE.</u> <u>ANAHEIM, CA 92705</u>

9. The aggregate number of shares which it has authority to issue, itemized by classes, par value of shares, and shares without par value, is:

Number of Shares	Class	Par Value Per Share or Statement That Shares Are Without Par Value
<u>1000</u>	<u>Common</u>	<u>0</u>

(continued on reverse)



RECEIVED
SEC. OF STATE

87 AUG 12 AM 8 53

Office of Secretary of State

I, MICHAEL HARKINS, SECRETARY OF STATE OF THE STATE OF DELAWARE DO HEREBY CERTIFY WESTERN TRUCK STOPS, INC. IS DULY INCORPORATED UNDER THE LAWS OF THE STATE OF DELAWARE AND IS IN GOOD STANDING AND HAS A LEGAL CORPORATE EXISTENCE SO FAR AS THE RECORDS OF THIS OFFICE SHOW, AS OF THE DATE SHOWN BELOW.

! ! ! ! ! ! ! ! ! !



767213001

Michael Harkins
Michael Harkins, Secretary of State

AUTHENTICATION: 11350184
DATE: 08/05/1987

After Recording
Return to:

Michael T. Spink
Spink & Butler
P.O. Box 639
Boise, ID 83701

ADA COUNTY RECORDER
J. DAVID NAVARRO
BOISE, IDAHO

RECORDED - REQUEST OF

FEE 15⁰⁰ DEPUTY

1999 OCT 21 PM 4:49

99103592

99103592

FOR RECORDING INFORMATION

UNITED STATES MARSHAL'S DEED

THIS DEED, made this 21 day of October, 1999, by James H. Benham, United States Marshal for the District of Idaho, by virtue of his office, and Robert L. French, 1308 West Robinwood Drive, Suite 14, Stockton, California 95207;

WHEREAS, by virtue of a sale conducted following the issuance of the December 28, 1993, Order of Sale, which order was issued pursuant to an amended Judgment entered September 2, 1993, by the United States District Court for the District of Idaho, in favor of the United States of America, plaintiff, and against the defendant Amistad, Inc., et al.,

AND WHEREAS, the Order of Sale issued out of the above-named court, under the authority of which the U.S. Marshal was commanded to satisfy the judgment by levying on and selling all property which the defendant had a substantial nonexempt interest, and by executing upon the real property described below:

A portion of the Southeast quarter of Section 29, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho, and a portion of the Northeast quarter of Section 32, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the quarter corner common to said Sections 29 and 32, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho; thence South 89°58'00" East along the section line common to said Sections 29 and 32, 1636.00 feet to a point being a right-of-way marker on the West right-of-way of the Orchard Off Ramp, said point being marked by a concrete and brass cap designated P.O.S.L., said point being the REAL POINT OF BEGINNING; thence South 28°26'54" East along the West right-of-way of the Orchard Off Ramp,

124.00 feet to a point; thence leaving said right-of-way South 51°45'40" West 497.40 feet to a point; thence South 26°22'42" East 442.60 feet to a point on the Northerly right-of-way line of Orchard Road; thence south 51°45'40" West along the Northerly right-of-way line of Orchard Road, 250.00 feet to a point; thence leaving said right-of-way North 29°40'17" West 1962.97 feet to a point, said point being station 18 on the Southerly boundary of Indian Creek Reservoir as so designated in a complaint filed November 10, 1928, as Case No. 12138; thence North 82°35'00" East 370.00 feet to a point, said point being station 17 on the Southerly boundary of Indian Creek Reservoir as so designated in said complaint; thence South 79°17'00" East 563.27 feet to a point, said point being the intersection of the Southerly boundary of Indian Creek Reservoir and the Westerly boundary of Interstate 84 North right-of-way; thence leaving said Southerly boundary of Indian Creek Reservoir South 38°14'20" East along the Westerly boundary of said Interstate 84 North, 84.12 feet to a point, said point being a right-of-way marker on the Orchard Off Ramp; thence South 28°26'54" East along said Westerly boundary of said Orchard Off Ramp 697.36 feet to a point, said point being the REAL POINT OF BEGINNING.

EXCEPT ditch and road rights-of-way and any portion lying within Indian Creek Reservoir.

Real property situate in the County of Ada, State of Idaho, more particularly described as follows, to-wit:

- A tract of land in the Northeast Quarter of Section 32, Township 1 North, Range 4 East, Boise Meridian, more particularly described as follows:

Beginning at the Quarter corner common to Sections 29 and 32, Township 1 North, Range 4 East, Boise Meridian; thence South 89°58' East 1,636 feet to a right-of-way marker on the West right-of-way of the Orchard Off Ramp, said point being marked by a concrete and brass cap designated P.O.S.L. indicating the POINT OF BEGINNING on section line; thence South 28°26'54" East a distance of 124 feet along the West right of way line to an iron pin, the TRUE POINT OF BEGINNING; thence South 51°45'40" West a distance of 499.4 feet to an iron pin; thence South 26°22'42" East a distance of 442.6 feet to an iron pin on the Northerly right of way line of the Orchard Road; thence North 51°45'40" East along the Northerly right of way line of the Orchard Road a distance of 453.6 feet to a concrete right of way monument on said right of way; thence North 16°13'25" East a distance of 86 feet to a right of way monument on the Westerly right of way of the Orchard Off Ramp; thence North 28°26'54" West along the Westerly right of way line of the Orchard Off Ramp, a distance of 389 feet to the TRUE POINT OF BEGINNING.

SAYING and EXCEPT that certain exception in Warranty Deed recorded on March 6, 1972, at 8:00 a.m. as Instrument No. 807426, records of Ada County, Idaho, as follows:

“Reserving unto the parties of the first part, their heirs, successors and assigns, the present interest of the parties of the first part in and to the oil, gas and other minerals in, upon, and under and that may be produced from the premises above described, subject to the right of the party of the second part to fully enjoy the surface estate therein, and expressly reserving to the parties of the first part the exclusive right to lease the above described premises for the purposes of oil, gas or other mineral development thereon subject to said right of the party of the second part to fully enjoy the said surface estate.”

AND WHEREAS, in obedience to said Order of Sale, and after due public notice was given as required by law, the said Marshal did, on the 18th day of February, 1994 at 1:00 p.m., duly sell at public auction the premises described to Robert L. French for \$891,000, that being the highest and best bid and Robert L. French the highest and best bidder, whereupon the said Marshal gave to said purchaser such Certificate of Sale.

NOW THEREFORE, I, James H. Benham, United States Marshal for the District of Idaho, by virtue of my office, for and in consideration of \$891,000, have sold and by these presents do sell the real property situated in the County of Ada, State of Idaho:

A portion of the Southeast quarter of Section 29, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho, and a portion of the Northeast quarter of Section 32, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho, more particularly described as follows:

Commencing at the quarter corner common to said Sections 29 and 32, Township 1 North, Range 4 East, Boise-Meridian, Ada County, Idaho; thence South 88°00'00" East along the section line common to said Sections 29 and 32, 1636.00 feet to a point being a right-of-way marker on the West right-of-way of the Orchard Off Ramp, said point being marked by a concrete and brass cap designated P.O.S.L., said point being the REAL POINT OF BEGINNING; thence South 26°26'54" East along the West right-of-way of the Orchard Off Ramp, 100.00 feet to a point; thence leaving said right-of-way South 51°45'40" West 400.00 feet to a point; thence South 26°22'42" East 442.60 feet to a point on the Northernly right-of-way line of Orchard Road; thence south 51°45'40" West along the Southernly right-of-way line of Orchard Road, 250.00 feet to a point; thence leaving said right-of-way North 29°40'17" West 1962.97 feet to a point, said point being station 18 on the Southernly boundary of Indian Creek Reservoir as so designated in a complaint filed November 10, 1928, as Case No. 12138; thence North 88°35'00" East 370.00 feet to a point, said point being station 17 on the Southernly boundary of Indian Creek Reservoir as so designated in said complaint;

ence South 79°17'00" East 563.27 feet to a point, said point being the intersection of the Southerly boundary of Indian Creek Reservoir and the Westerly boundary of Interstate 84 North right-of-way; thence leaving said Southerly boundary of Indian Creek Reservoir South 38°14'20" East along the Westerly boundary of said Interstate 84 North, 84.12 feet to a point, said point being a right-of-way marker on the Orchard Off Ramp; thence South 28°26'54" East along said Westerly boundary of said Orchard Off Ramp 697.36 feet to a point, said point being the REAL POINT OF BEGINNING.

EXCEPT ditch and road rights-of-way and any portion lying within Indian Creek Reservoir.

Real property situate in the County of Ada, State of Idaho, more particularly described as follows, to-wit:

A tract of land in the Northeast Quarter of Section 32, Township 1 North, Range 4 East, Boise Meridian, more particularly described as follows:

Beginning at the Quarter corner common to Sections 29 and 32, Township 1 North, Range 4 East, Boise Meridian; thence South 89°58' East 1,636 feet to a right-of-way marker on the West right-of-way of the Orchard Off Ramp, said point being marked by a concrete and brass cap designated P.O.S.L. indicating the POINT on section line; thence South 28°26'54" East a distance of 124 feet along the said right of way line to an iron pin, the TRUE POINT OF BEGINNING; thence South 51°45'40" West a distance of 499.4 feet to an iron pin; thence South 28°22'42" East a distance of 442.6 feet to an iron pin on the Northerly right of way line of the Orchard Road; thence North 51°45'40" East along the Northerly right of way line of the Orchard Road a distance of 453.6 feet to a concrete right of way monument on said right of way; thence North 16°13'25" East a distance of 86 feet to a right of way monument on the Westerly right of way of the Orchard Off Ramp; thence North 28°26'54" West along the Westerly right of way line of the Orchard Off Ramp, a distance of 389 feet to the TRUE POINT OF BEGINNING.

SAVE and EXCEPT that certain exception in Warranty Deed recorded on March 26, 1972, at 8:00 a.m. as Instrument No. 807426, records of Ada County, Idaho, as follows:

"Reserving unto the parties of the first part, their heirs, successors and assigns, the present interest of the parties of the first part in and to the oil, gas and other minerals in, upon, and under and that may be produced from the premises above described, subject to the right of the party of the second part to fully enjoy the surface estate therein, and expressly reserving to the parties of the first part the exclusive right to lease the above described premises for the purposes of oil, gas or other mineral development thereon subject to said right of the party of the second part to fully enjoy the said surface estate."

TO HAVE AND TO TOLD, the above-described premises unto said grantees and assigns forever.

IN WITNESS WHEREOF, said grantor as Marshal aforesaid, doth hereunto set his hand the day and year first above written.



James H. Benham
JAMES H. BENHAM
United States Marshal
for the District of Idaho

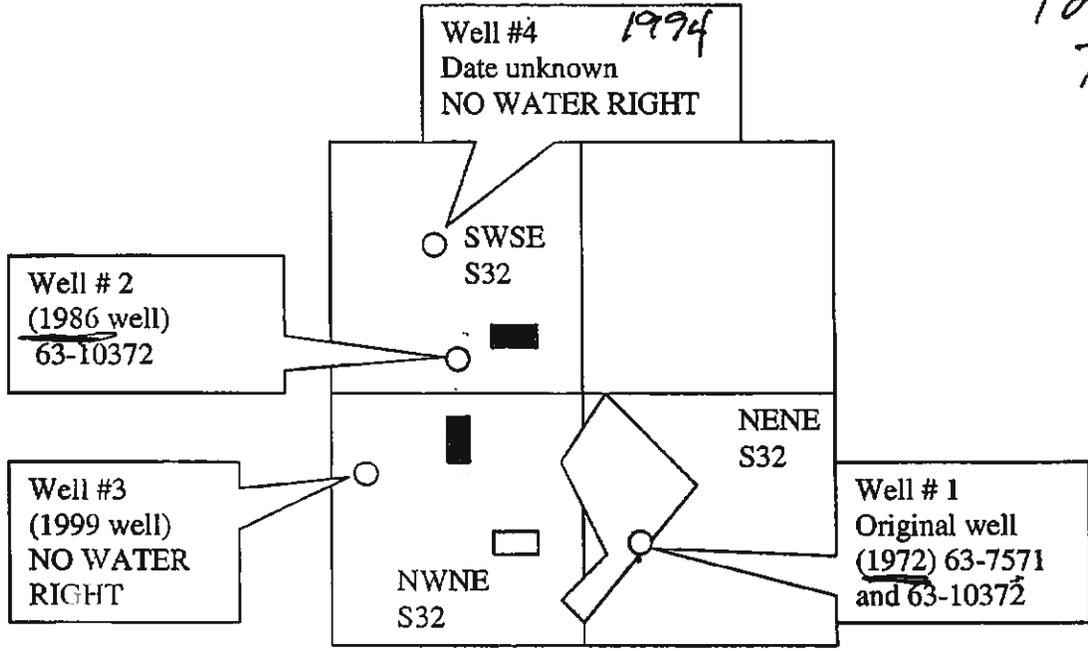
STATE OF IDAHO)
) ss.
County of Ada)

I, the undersigned, a Notary Public for the State of Idaho, do hereby certify that James H. Benham, United States Marshal for the District of Idaho, who is known to me to be the person who executed the foregoing United States Marshal's Deed, this day personally appeared before me and acknowledged that he executed the same as said United States Marshal for the District of Idaho, for the uses and purposes therein set forth.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal at the City of Boise, State of Idaho, this 21st day of October, 1999.

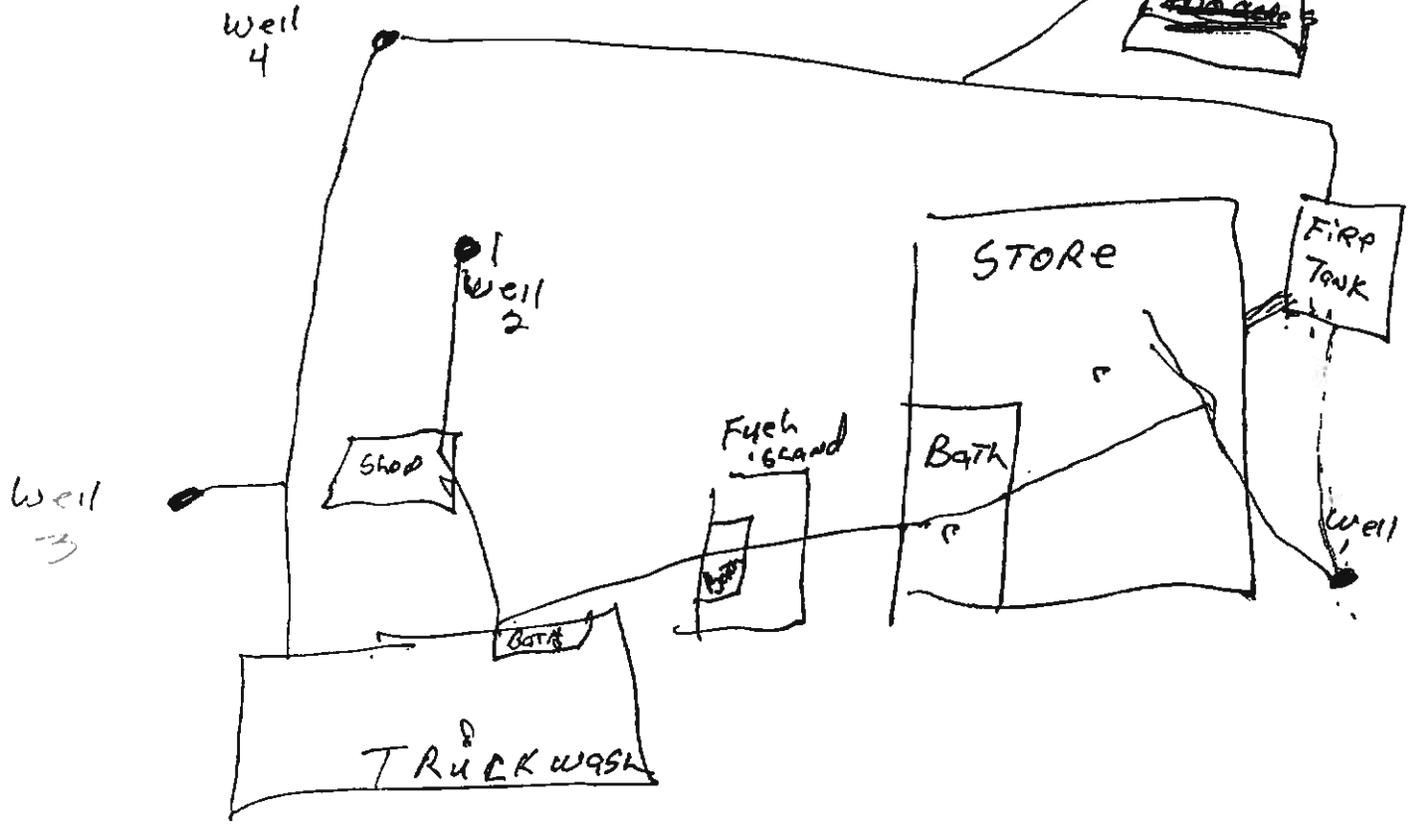
Stanley J. ...
NOTARY PUBLIC
Residing at Boise, Idaho
My Commission Expires: 12/31/2002

1200
TREES



IRRIG
OF TREES

~~IRRIG~~
~~DATE~~



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 63-7571
Date Received: 5/15/2002
Receipt No: W029172
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

ROBERT L FRENCH Phone: (209)477-4417
1308 W ROBINHOOD DR SUITE 14
STOCKTON CA USA 95207

2. Date of Priority: 03/21/1972

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	04E	32	NE NE	ADA	
01N	04E	29	SW SE	ADA	

5. Description of diverting works:

800' well, 2 hp pump, used as main well for Stage Stop.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
COMMERCIAL	1/01	12/31	0.09	4

7. Total Quantity Appropriated is:

0.09 C.F.S. and/or 4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
01N	04E	32	NE	NE	COMMERCIAL	

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:

14. Remarks:

COMMERCIAL USE IS FOR RESTAURANT, 11 SHOWERS, RESTROOMS, STORE, AND REPAIR FACILITY KNOWN AS BOISE STAGE STOP.

WELL IN SWSE WAS ADDED AS POINT OF DIVERSION IN 1986.

Boise Stage Stop replaced the old Stuckeys and commercial use under this right has not changed, but has been expanded by the addition of restaurant, truck wash, etc. Expanded use is authorized under 63-10372.

15. Basis of Claim: License

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 63-7571
Date Received: 5/15/2002
Receipt No: W029172
Received By:

**NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW**

1. Name of Claimant(s)

ROBERT L FRENCH Phone: (209)477-4417
1308 W ROBINHOOD DR SUITE 14
STOCKTON CA USA 95207

2. Date of Priority: 03/21/1972

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
01N	04E	32	NE NE	ADA	

5. Description of diverting works:

800' well, 2 hp pump, used as main well for Stage Stop.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
COMMERCIAL	1/01	12/31	0.09	4

7. Total Quantity Appropriated is:

0.09 C.F.S. and/or 4 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
01N	04E	32	NE NE	COMMERCIAL	

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: 63-10372

14. Remarks:

COMMERCIAL USE IS FOR RESTAURANT, 11 SHOWERS, RESTROOMS, STORE, AND REPAIR FACILITY KNOWN AS BOISE STAGE STOP.

BOISE STAGE STOP REPLACED THE OLD STUCKEYS AND COMMERCIAL USE UNDER THIS RIGHT HAS NOT CHANGED, BUT HAS BEEN EXPANDED BY THE ADDITION OF RESTAURANT, TRUCK WASH, ETC. EXPANDED USE IS AUTHORIZED UNDER 63-10372.

15. Basis of Claim: License

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 63-7571

Date Received 5-15-02 83

Receipt Number W629172

NOTICE OF CLAIM TO A WATER RIGHT ACQUIRED UNDER STATE LAW

RECEIVED

MAY 15 2002

WATER RESOURCES WESTERN REGION

Please type or print clearly

1. Name of Claimant (s) ROBERT L. FRENCH Phone 208 343-1367 208 4774417

Mailing Address 1308 W Robinwood Dr SUIT 14 STOCKTON CA Zip 95207

2. Date of Priority (Only one (1) per claim) 3/21/1972

3. Source of water supply (a) Groundwater which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 1N Range 4E Section 32, 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, 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. _____

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Commercial purposes from 1/1 to 12/31 amount .09 or 4.0

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .09 (cfs) and/or (b) 4.0 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4													
1N	4E	32	X																

Total number of acres irrigated _____

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 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.
63-10372 or None ()

14. Remarks: 800' Steel sump pump used as main well for
Stageshop.
Commercial use is for Restaurant, 11 showers, Restroom, store, repair
Facility, known as Base Stageshop.

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License Permit _____
Decree _____

If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand 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 _____

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

Signature of Claimant (s) George W. Inge Date 5/15/02
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am _____

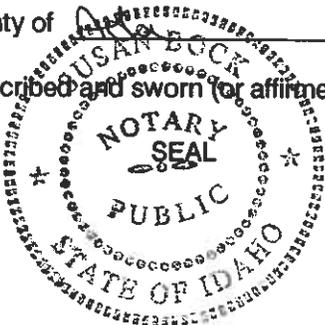
_____ Title
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this 15th day of May 2002



Notary Public Susan Bock

Residing at Madras

My Commission Expires 10/23/2004

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

Last Name _____ Ident. Number _____

Harris, Lori

From: Shurte, Jan
Sent: Tuesday, January 20, 2009 10:47 AM
To: Harris, Lori
Subject: FW: 63-7571

Lori – would you check this one out? Thanks

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Friday, January 16, 2009 4:56 PM
To: Shurte, Jan
Subject: 63-7571

Jan,

This right has a typo in the quantity remark. It refers to "61-7571 and 61-10372" rather than 63-7571 and 63-10372. Water right 63-10372 has the same error, but it is unclaimed in the SRBA so you will have to change it in IDWR's records.

Ted

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>



Idaho Department of Water Resources

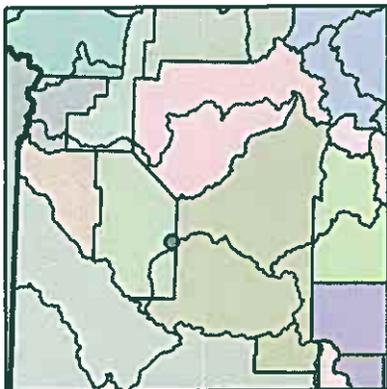
SRBA Recommendation:

63-7571

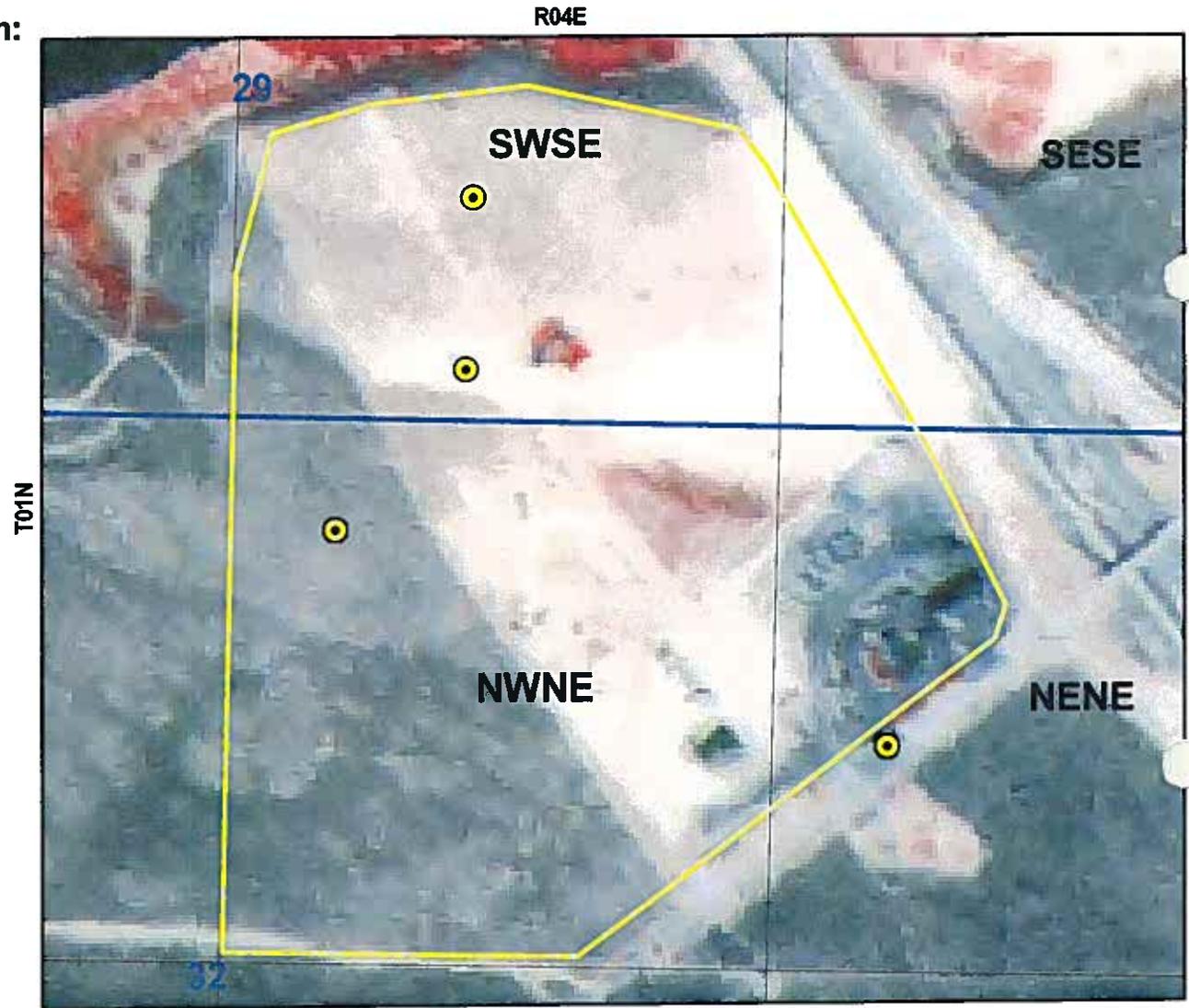
(Commercial)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Ada County
IDWR Basin 63



Prepared by S. Egbert
On Friday, September 15, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES
 Adjudication Recommendation Report 63-7571 V1

WATER RIGHT NUMBER: 63-7571 V1

Owner Type Name and Address
 Current Owner ROBERT L FRENCH
 1308 W ROBINHOOD DR STE 14
 STOCKTON, CA 95207
 (208)343-1367

Priority Date: 3/21/1972 ✓
 Basis: License ✓
 Status: Active ✓

Source Tributary
 GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31 ✓	0.090 CFS ✓	4.00 AF ✓
	<u>Total Diversion:</u>	0.090 CFS ✓	4.00 AF ✓

Location of Point(s) of Diversion

GROUND WATER SW1/4SE1/4 ✓ Sec. 29, Twp 01N, Rge 04E, B.M.
 ADA County

GROUND WATER NE1/4NE1/4 ✓ Sec. 32, Twp 01N, Rge 04E, B.M.
 ADA County

GROUND WATER SW1/4SE1/4 ✓ Sec. 29, Twp 01N, Rge 04E, B.M.
 ADA County

GROUND WATER NW1/4NE1/4 ✓ Sec. 32, Twp 01N, Rge 04E, B.M.
 ADA County

Place of Use
 COMMERCIAL

Transfer 70330

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE													
01N	04E	29															X	X	
01N	04E	32	X	X															

Conditions of Approval:

- Commercial use is for a restaurant, showers, restrooms, store, and repair facility known as Boise Stage Stop.
- 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-7571 V1

3. WB4 The total instantaneous diversion of water from all points of diversion under Rights 61-7571 and 61-10372 shall not exceed 0.20 cfs, nor total combined annual volume of 20.7 af.
4. 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.
5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. 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.
7. T09 Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

Remarks:

Comments:

1. scurtis 5/16/2003 3:39:00 PM Transferred Right
Comment: This is now a approved transfer, transfer number = 70330

Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

2 wells Restnt. Tru Wash
wells drilled in 1972; 1986

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7571

WATER RIGHT NUMBER: 63-7571

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	STUCKEYS 2860 S CIRCLE N 320 COLORADO SPRINGS, CO 80906
Current Owner	PECON SHOPPE OF BOISE , ID

Priority Date: 03/21/1972
Basis: License
Status: Active

Source Tributary
GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	1/01 to 12/31	0.090 CFS	4.00 AF
	<u>Total Diversion:</u>	0.090 CFS	4.00 AF

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4 Sec. 32, Twp 01N, Rge 04E, B.M.
ADA County

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE													
01N	04E	32	X																

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

Accomplished X-Fer?
Added well in 1986
in SW SE S.29

GPS I.D. Tag S

#1 E0006880 IN 4E 32
NE NE
#2 E0006899 IN 4E S.29
SW SE

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-7571

Dates and Other Information:

Licensed Date: 9/13/1979

Decreed Date:

Water Supply Bank Enrollment Accepted:

Water Supply Bank Enrollment Removed:

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Formal Action Date:

State or Federal:

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Decree Defendant:

Decree Plaintiff:

Civil Case Number:

Judicial District:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WELL DRILLER'S REPORT

TYPEWRITER OR
BALLPOINT PEN

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.

COPY

1. WELL OWNER
Name Boise Stage Stop
Address _____
Owner's Permit No. _____

7. WATER LEVEL
Static water level 34 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.

2. NATURE OF WORK
 New well Deepened Replacement
 Abandoned (describe abandonment procedures such as materials, plug depths, etc. in lithologic log)

8. WELL TEST DATA
 Pump Bailer Air Other _____

Discharge G.P.M.	Pumping Level	Hours Pumped
<u>20</u>		<u>2</u>

3. PROPOSED USE
 Domestic Irrigation Test Municipal
 Industrial Stock Waste Disposal or Injection
 Other _____ (specify type)

9. LITHOLOGIC LOG

Bore Diam.	Depth		Material	Water	
	From	To		Yes	No
10	0	8	Soil + HARD PAN		
	8	35	SAND + GRAVEL		
	35	45	SAND + CLAY		
	45	52	CLAY		
10-8	52	65	GRAY LAVA		
8	65	69	GRAY + BROWN CINDER		X
	69	72	GRAY LAVA		
	72	74	GRAY LAVA clay + cinder		
	74	82	GRAY LAVA		
	82	83	BROWN CINDER		
	83	84	GRAY LAVA		
	84	87	BROWN CINDER + CLAY		
	87	89	Red clay		
	89	92	sand		

4. METHOD DRILLED
 Rotary Air Hydraulic Reverse rotary
 Cable Dug Other _____

5. WELL CONSTRUCTION
Casing schedule: Steel Concrete Other _____

Thickness	Diameter	From	To
<u>2.50</u> inches	<u>8 1/2</u> inches	+ <u>2</u> feet	<u>53</u> 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
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 _____
Type _____ Model No. _____
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 53 Material used in seal: Cement grout
 Bentonite Pudding 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 _____

RECEIVED
DEC 8 1986
Department of Water Resources

RECEIVED
DEC 8 1986
Department of Water Resources
Western Regional Office

S29
SW SE

6. LOCATION OF WELL
Sketch map location must agree with written location.

N			
W			E
			S

Subdivision Name _____
Lot No. _____ Block No. _____
County Ada
NE 1/4 NE 1/4 Sec. 32, T. 1 N, R. 4 E.

10. Work started 11-7-86 finished 11-14-86

11. DRILLERS CERTIFICATION
I/We certify that all minimum well construction standards were complied with at the time the rig was removed.
Firm Name Huddleston Drilling Firm No. 35
Address MT Home Date 11-24-86
Signed by (Firm Official) [Signature]
and
(Operator) Ken Koh

These are wells
for 63-7571

Whitney, Rob

From: Carlson, John
Sent: Thursday, May 16, 2002 4:14 PM
To: Whitney, Rob
Subject: DEQ tags

Good afternoon Mr. Whitney:

Tags

E0006899; Lat: 43.38607
Lon: -116.00271 = T1N R4E 29 SWSE

E0006880; Lat: 43.38396
Lon: -115.99879 = T1N R4E 32 NENE

Thank you.
jdc

Ps. In the near future we will have this info available through our Arc-View application.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7571 Priority March 21, 1972 Amount 0.09 cfs

THIS IS TO CERTIFY, that STUCKEY'S dba PECON SHOPPE OF BOISE, IDAHO, INC.
of Colorado Springs, Colorado, has complied with the terms and conditions of Permit
No. 63-7571 issued pursuant to Application for Permit dated March 21, 1972,
and has submitted proof to the Department of Water Resources on April 21, 1977,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 0.09 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Commercial</u>	from <u>January 1</u> to <u>December 31</u> at <u>0.09</u> cfs and <u>4.0</u> acre feet		
	from _____ to _____ at _____ cfs and _____		
	from _____ to _____ at _____ cfs and _____		

(both dates inclusive)

Subject, however, to the condition that no more than 0.09 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
4.0 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Sec. 32,
Twp. 1N, Rge. 4E, B.M. in the County of Ada

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
<u>1N</u>	<u>4E</u>	<u>32</u>	<u>X</u>																

Total number of acres irrigated _____

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 27 day of

February, 1978.


Director

IMPROVED