

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 63-7319
Date Received: 3/1/1990
Receipt No: W010071
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

MARILLYN A TROYER
11153 COYOTE COVE
NAMPA ID USA 83686

Phone: (208)467-1811

2. Date of Priority: 04/06/1970

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	6	SE NE 8	CANYON	

5. Description of diverting works:

12" WELL, 1-1 HP & 1-7.5 HP PUMP - SUBMERSIBLES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.14	31.5
DOMESTIC	01/01	12/31	0.02	1.2

7. Total Quantity Appropriated is:
0.16 C.F.S. and/or 32.7 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
02N	02W	6	SE	NE	8	DOMESTIC
			SE	NE	8	IRRIGATION
						7
					Section Acres	7
					Total Acres	7

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This claim was previously split on 6/7/2004 into 63-31938 & 63-31939. On 6/14/2004, we received documentation showing that Marillyn Troyer (63-31939) acquired ALL of the property and water rights associated. This claim should not have been split. See memo in file also. DB 6/15/2004

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

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 the water right(s) in the ongoing Snake River Basin Adjudication.

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.

CLAIM AMENDED PER TRANSFER NO. 4329 APPROVED 5/27/94.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4329 APPROVED 5/27/94.

TWO POINTS OF DIVERSION LOCATED IN LOT 8, SENE, S06, T02N, R02W.

15. Basis of Claim: License

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

APR - 8 2003
RECEIVED

APR 24 2003

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

Department of Water Resources

WATER RESOURCES
WESTERN REGION

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-7319				

2. The following **REQUIRED** information must be submitted with this form:

- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions):
PLAT OF PROPERTY or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.

3. Name and Address of Former
Owner/Claimant(s)

Richard C. TROYER
and
Marilyn A. TROYER

4. New Owner/Claimant(s)

Marilyn A. TROYER (owner)

Name Connector (Check one): ☐ and, ☐ or, ☐ and/or

New Mailing Address

11153 Coyote Cove

City, State and ZIP Code

Nampa, Idaho 83686

New Telephone Number

(208) 467-1811

5. Date you acquired the property

1970

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JUN 07 2004

6. If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7. If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

will not be split

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT
(If the right(s) will not be split, skip this area and proceed to item 7)

Water Right and/or Adjudication Claim Number _____

Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Marilyn A. Troyer (owner)
(include title if applicable)
11153 Coyote Cove
Nampa, ID 83686

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by J. Mann Date 4-8-03 Fee \$25.00
 Receipted by J. Mann Date 4-8-03 Receipt No. 20687817
 Processed by _____ AJ Date _____ WR _____ Date _____

Fee applies to 63-11930, assignment of permit.

200309431

RECORDED

2003 FEB 18 PM 1 01

Q NOEL HALE
CANYON CNTY RECORDER
BY *[Signature]*

QUITCLAIM DEED

FOR VALUE RECEIVED, Richard C. Troyer, the Grantor, does hereby convey, release, remise and forever quitclaim unto Marilyn A. Troyer, an unmarried woman dealing with her sole and separate property, the Grantee, whose address is 11153 Coyote Cove, Nampa, Idaho 83686, the following described premises, to wit:

SEE EXHIBIT A.

together with their appurtenances.

This deed is intended to convey to the Grantee all right, title and interest of the Grantor in and to said property, now owned or hereafter acquired.

Dated: Dec 30, 2002

Richard C. Troyer
Richard C. Troyer

STATE OF IDAHO)
County of Canyon) ss.

On this 30 day of December, 2002, before me, the undersigned Notary Public in and for said State, personally appeared Richard C. Troyer, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

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



Elizabeth J. Stalley
NOTARY PUBLIC in Idaho
Residing at Caldwell, Idaho
Commission expires 6-19-07

QUITCLAIM DEED

A:\H:\Troyer, Marilyn\deed.doc) 11/19/02

*This is for the
portion acquired
in 12/2002. See
add'l deed.*

RECEIVED

APR - 8 2003

Department of Water Resources

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JUN 07 2004

EXHIBIT "A"

From
MAY 1902

HOUSE WITH TWO ACRES

- (1) A portion of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds as follows:

COMMENCING at the Northwest corner of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South 0°45'10" West 750.00 feet along the Westerly boundary of said Lot 8, Section 6, to the TRUE POINT OF BEGINNING; thence continuing South 0°45'10" West 348.48 feet along the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing South 89°14'50" East 250.00 feet to a point; thence at right angles and bearing North 0°45'10" East 348.48 feet along a line parallel to and 250.00 feet Easterly from the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing North 89°14'50" West 250.00 feet to the TRUE POINT OF BEGINNING.

} 2 acres
in SENE

McMAHON PROPERTY

- (2) Commencing at the NE corner of the said Lot 8 and running thence West along the North line thereof a distance of 270 feet; thence South and parallel with the East line of the said Lot 8, a distance of 110 feet; thence East and parallel with the North line of the said Lot 8 a distance of 270 feet to the East boundary line of the said Lot 8; thence North along the East boundary line of the said Lot 8 a distance of 110 feet to the Point of Beginning.

NE corner
piece

THE FARM - VINYARD AND PASTURE

- (3) Lot 7, Section 5, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho;
EXCEPTING THEREFROM: Commencing at the Northwest corner of the SW¼ of the NW¼ (Lot 7), of Section 5, T. 2 N., R. 2 W., B.M., Canyon County, Idaho; running thence South along the Westerly line thereof a distance of 10 feet; thence East and parallel with the Northerly boundary of said SW¼ of the NW¼ (Lot 7), a distance of 600 feet; thence at right angles North 10 feet to the Northerly boundary of said SW¼ of the NW¼ (Lot 7); thence along said boundary line 600 feet to the Point of Beginning.

NO

- (4) ALSO, Lot 8 of Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho;
EXCEPTING THEREFROM: Commencing at the Northeast corner of the said Lot 8, and running thence West along the North line thereof a distance of 270 feet; thence South and parallel with the East line of the said Lot 8, a distance of 110 feet; thence East and parallel with the North line of the said Lot 8 a distance of 270 feet to the East boundary line of the said Lot 8; thence North along the East boundary line of the said Lot 8 a distance of 110 feet to the Point Of Beginning.

same
as #2
above

EXHIBIT "A"

Id (HATV)Troyer, Marilyn; deed.doc) 11/1902

Lot 8 = SENE

Lot 7 = SWNW S-5 2N 2W

does not apply to this ownership change (63-7319)

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SECTIONS 5, 6, 9 AND 17 TOWNSHIP 2 NORTH RANGE 2 WEST B. M. IDAHO

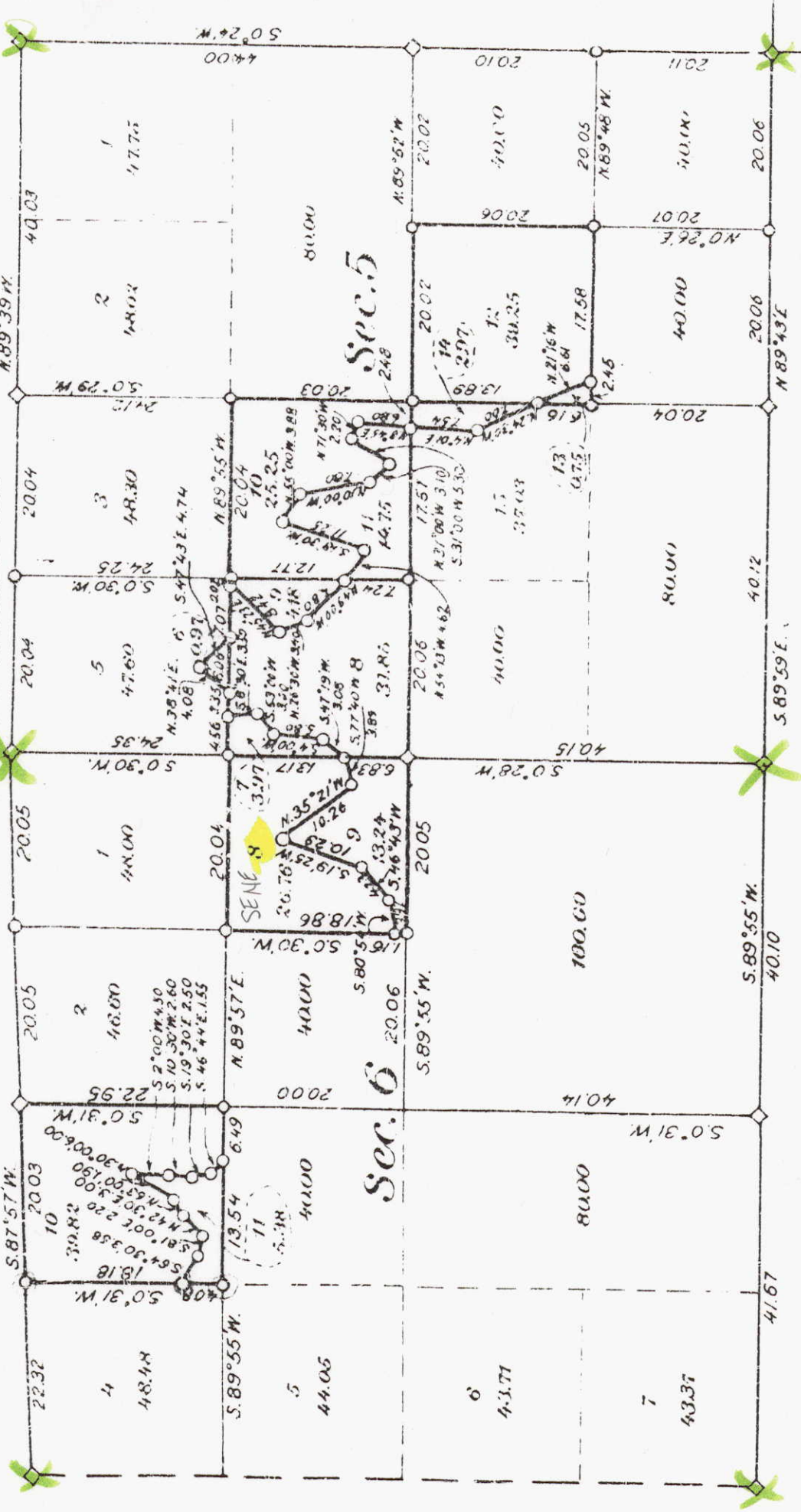
SURVEYED BY WALTER WARD, ASSISTANT ENGINEER U. S. R. S.

JAN. - FEB. 1912

AND J. L. BURKHOLDER ASSISTANT ENGINEER U. S. R. S.

JUNE - AUGUST 1912

DEPARTMENTAL INSTRUCTIONS OF OCTOBER 24, 1906



Lot 8:

SENE

SCANNED

JUN 07 2004

Marillyn Troyer

~~portion of 63-7319~~

2N 2W

portion
acquired in
12/2002



Section Line

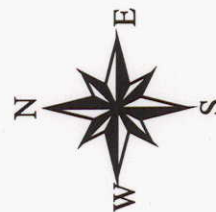
QQ Lines



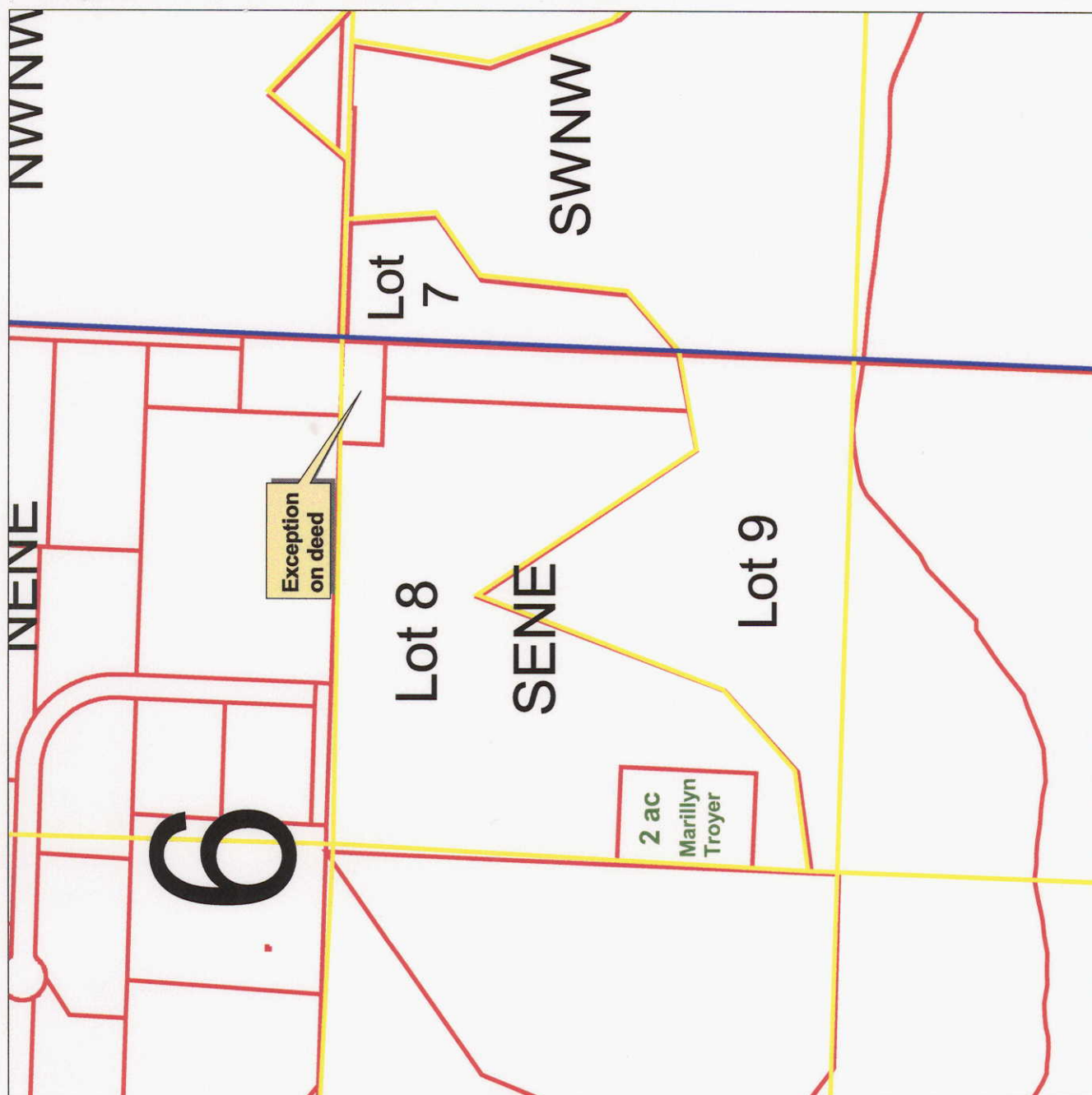
Tax Lot Data



Marillyn Troyer property



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JUN 07 2004



Marillyn Troyer
portion of 63-7319

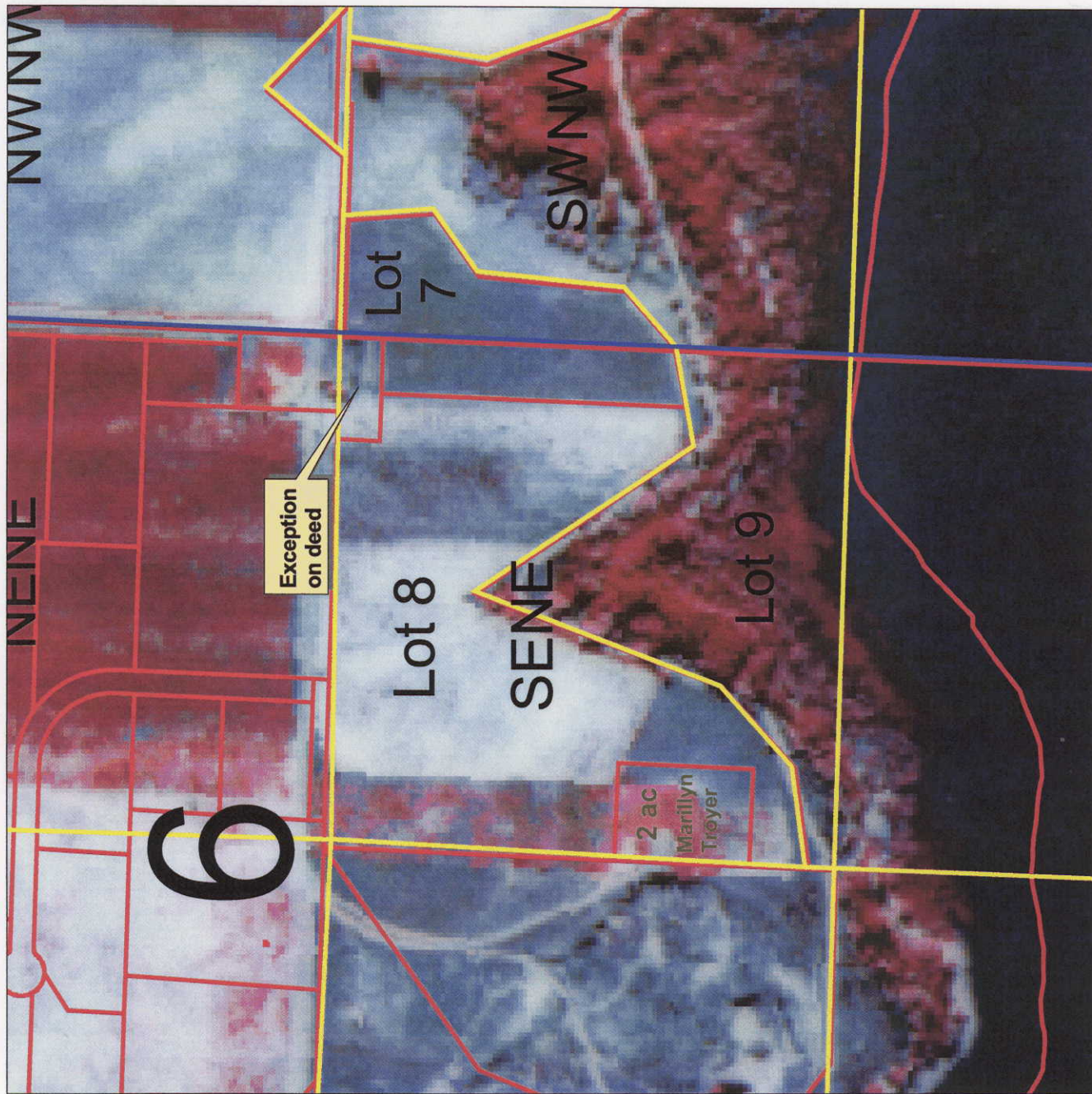
2N 2W

*Portion
 acquired in
 12/2002*

-  Section Line
-  QQ Lines
-  Tax Lot Data
-  Marillyn Troyer property



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 JUN 07 2004



This deed is
in addition to
the deed rec'd
on 4-24-03.

REQUEST Richard Troyer
TYPE Deed FEE 9.00

2003 JUL 16 AM 9 58
RECORDED
G HOEL HALES
CANYON CNTY RECORDER
by [Signature]

200343700

CORRECTED QUITCLAIM DEED

**This deed is intended to correct Instrument No. 200309431
previously recorded on February 18, 2003**

FOR VALUE RECEIVED, Richard C. Troyer, the Grantor, does hereby convey, release, remise and forever quitclaim unto Marilyn A. Troyer, an unmarried woman dealing with her sole and separate property, the Grantee, whose address is 11153 Coyote Cove, Nampa, Idaho 83686, the following described premises, to wit:

SEE EXHIBIT A.

together with their appurtenances:

This deed is intended to convey to the Grantee all right, title and interest of the Grantor in and to said property, now owned or hereafter acquired.

Dated: July 16, 03

[Signature]
Richard C. Troyer

STATE OF IDAHO)
County of Canyon)ss.

On this 14 day of July, 2003, before me, the undersigned Notary Public in and for said State, personally appeared Richard C. Troyer, known to me to be the person whose name is subscribed to the within and foregoing instrument, and acknowledged to me that he executed the same.

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



[Signature]
NOTARY PUBLIC for Idaho
Residing at Caldwell Idaho
Commission expires 12-19-07
ED

QUITCLAIM DEED

/d (\\carnegie\\clientdocs5\\16638-001\\29084.doc) 7/2/03

EXHIBIT "A"

HOUSE WITH TWO ACRES (R29315-010) "Part 1"

A portion of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds as follows:

2 AC
in SENE
→

COMMENCING at the Northwest corner of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South 0°45'10" West 750.00 feet along the Westerly boundary of said Lot 8, Section 6, to the TRUE POINT OF BEGINNING; thence continuing South 0°45'10" West 348.48 feet along the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing South 89°14'50" East 250.00 feet to a point; thence at right angles and bearing North 0°45'10" East 348.48 feet along a line parallel to and 250.00 feet Easterly from the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing North 89°14'50" West 250.00 feet to the TRUE POINT OF BEGINNING.

McMAHON PROPERTY (R29315-011) "Part 2"

A portion of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, more particularly described by metes and bounds as follows:

NE
corner
piece
→

COMMENCING at the NE corner of the said Lot 8 and running thence West along the North line thereof a distance of 270 feet; thence South and parallel with the East line of the said Lot 8, a distance of 110 feet; thence East and parallel with the North line of the said Lot 8 a distance of 270 feet to the East boundary line of the said Lot 8; thence North along the East boundary line of the said Lot 8 a distance of 110 feet to the Point of Beginning.

THE FARM - VINYARD AND PASTURE (R29315-010B)

Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho;

"Part 3"

EXCEPTING THEREFROM: Commencing at the Northeast corner of the said Lot 8, and running thence West along the North line thereof a distance of 270 feet; thence South and parallel with the East line of the said Lot 8, a distance of 110 feet; thence East and parallel with the North line of the said Lot 8 a distance of 270 feet to the East boundary line of the said Lot 8; thence North along the East boundary line of the said Lot 8 a distance of 110 feet to the Point Of Beginning. (McMahon Property R29315-011)

Same as
"Part 2"

AND EXCEPTING THEREFROM: COMMENCING at the Northwest corner of Lot 8, Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho, and running South 0°45'10" West 750.00 feet along the Westerly boundary of said Lot 8, Section 6, to the TRUE POINT OF BEGINNING; thence continuing South 0°45'10"

"Part 4"

Same as

"Part 1"

EXHIBIT "A"

/d (\\carnegie\\clientdocs\$\\16638-001\\29084.doc) 7/2/03

(end of "Part 4")

West 348.48 feet along the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing South 89°14'50" East 250.00 feet to a point; thence at right angles and bearing North 0°45'10" East 348.48 feet along a line parallel to and 250.00 feet Easterly from the said Westerly boundary of Lot 8, Section 6, to a point; thence at right angles and bearing North 89°14'50" West 250.00 feet to the TRUE POINT OF BEGINNING. (House With Two Acres R29315-010)

"Part 5"

AND EXCEPTING THEREFROM: The Easterly 150 feet of Lot 8 of Section 6, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho; EXCEPTING THEREFROM: COMMENCING at the NE corner of the said Lot 8 and running thence West along the North line thereof a distance of 270 feet; thence South and parallel with the East line of the said Lot 8, a distance of 110 feet; thence East and parallel with the North line of the said Lot 8 a distance of 270 feet to the East boundary line of the said Lot 8; thence North along the East boundary line of the said Lot 8 a distance of 110 feet to the Point of Beginning. (Scott Troyer Property R29315-010A)

EXHIBIT "A"

/d (\\carnegie\clientdocs\16638-001\29084.doc) 7/2/03

Marillyn Troyer
63-7319

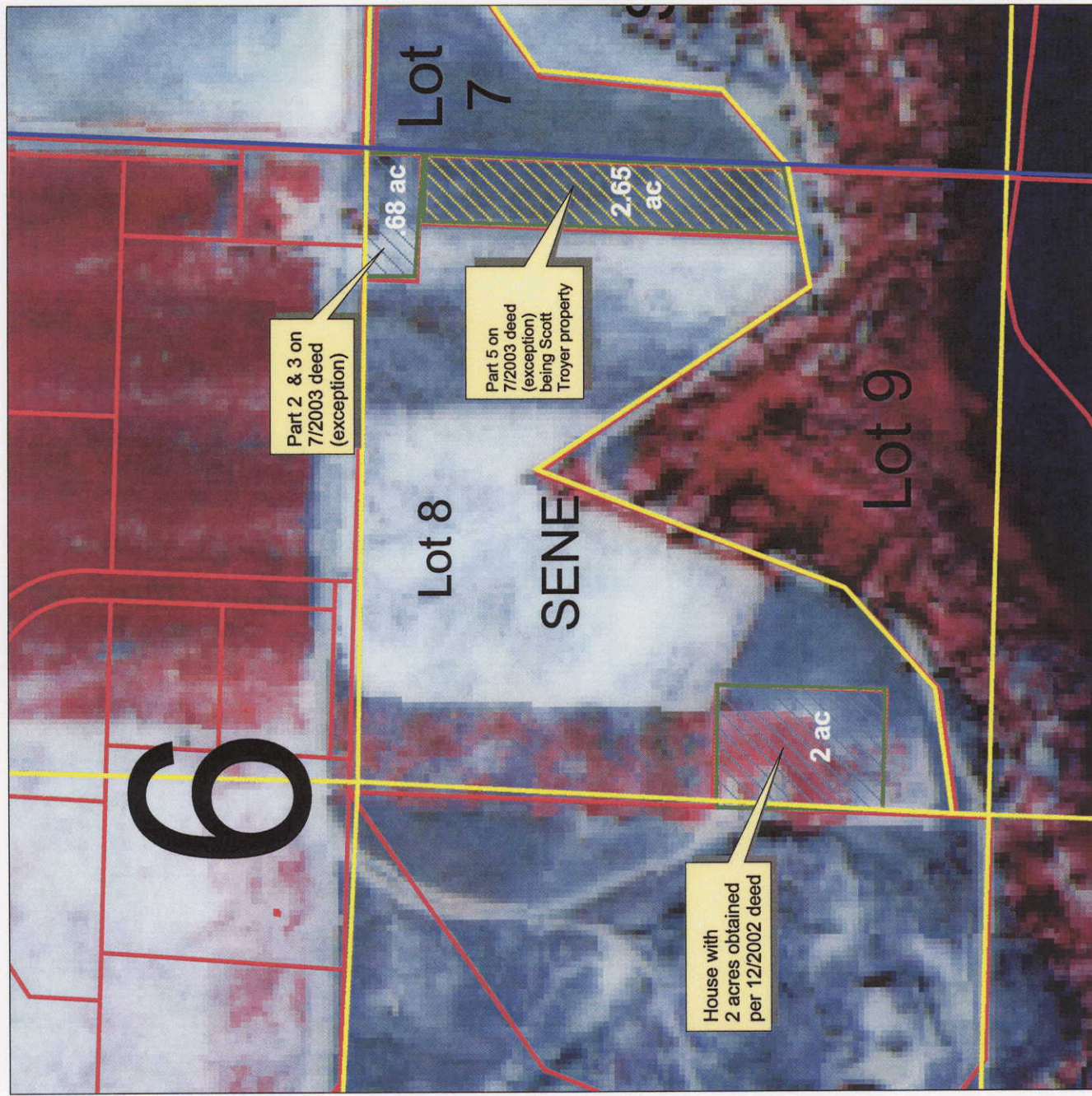
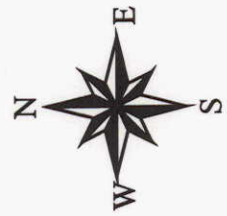
2N 2W

Section Line

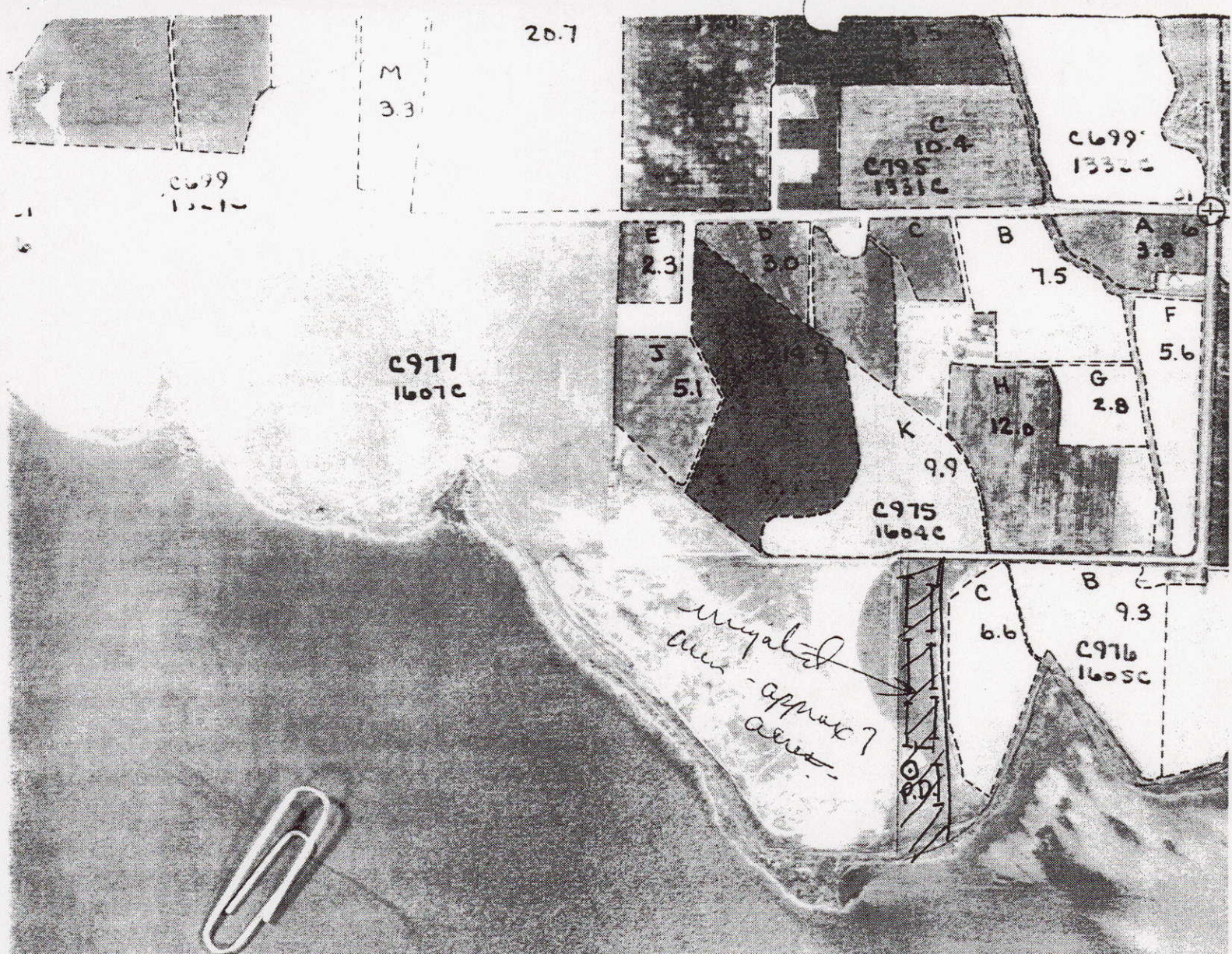
QQ Lines

Tax Lot Data

Metes & bounds descriptions



0.02 0 0.02 0.04 Miles



Copy of
field exam
map

SCANNED
JUN 07 2004

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: **A63-07319**
Date Received: 3/ 1/1990
Receipt No: W010071
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: RICHARD C TROYER 208-467-1181
Address: 11153 COYOTE COVE
Nampa ID 83686

2. Date of Priority: APR 6, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	6	SE	NE		8	CANYON

5. Description of diverting works:
12" WELL, 1-1 HP & 1-7.5 HP PUMP - SUBMERSIBLES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.140		31.50
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) 32.70 A.F.A.

8. Total consumptive use is 24.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 1 HOME

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	6	SE	NE	8	IRR	7.0
			SE	NE	8	DOMEST	

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	7.0
					Total Acres	7.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

CLAIM AMENDED PER TRANSFER NO. 4329 APPROVED 5/27/94.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 4329 APPROVED 5/27/94.
TWO POINTS OF DIVERSION LOCATED IN LOT 8, SENE, S06, T02N, R02W.

15. Basis of Claim: LICENSE

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
) SS.
County of _____)

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4329
WATER RIGHT NO. 63-07319

✓ Carter
✓ Foxanne
Western AJ
RECEIVED

AUG 11 1994

WATER RESOURCES
WESTERN REGION

This is to certify that: **RICHARD C TROYER**
11153 COYOTE COVE
NAMPA ID 83686

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.14 CFS	31.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
Totals		0.16 CFS	32.7 AF

SOURCE

GROUNDWATER

Priority: 04/06/1970

LOCATION OF POINT(S) OF DIVERSION: Lot 8(SENE), Sec. 6, Township 02N, Range 02W
CANYON 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>
02N	02W	6	Lot 8(ENE)	7		7
Total number of acres irrigated:						7

PLACE OF USE: DOMESTIC, same as IRRIGATION use

CONDITIONS/REMARKS:

1. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

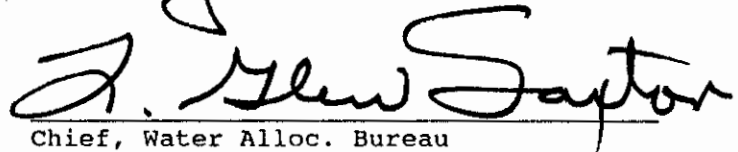
SCANNED
JUN 07 2004

TRANSFER NO. 4329
WATER RIGHT NO. 63-07319

CONDITIONS/REMARKS:

4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
5. 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.
- *6. The total instantaneous diversion of water from all points of diversion under Transfer No. 4329 shall not exceed 0.16 cfs.
- *7. Two points of diversion are located within Lot 8, SENE, S06, T02N, R02W.
- *8. Domestic use is for 1 home.

Dated this 27th day of May, 1994


Chief, Water Alloc. Bureau

2 systems?

SCANNED
JUN 07 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4329

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant RICHARD C TROYER Phone 467 1181
Post Office address 11153 Coyote Cove Nampa ID 83686

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 New well drilled in 1992 under
Moratorium permit to be added under this license.
Total 2 P/D's

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|---|----------|-----------------------|------------------|---------------|
| 63-7319 | 4/6/1970 | 0.14 cfs | IRR | 4/1 to 11/1 |
| | | .02 | DOM | 1/1 to 12/31 |
| | | | | to |
| | | | | to |
| 2. Total amount of water being transferred <u>.16</u> cubic feet per second and/or <u>32.7</u> acre-feet per annum. | | | | |
| 3. Source of water <u>groundwater</u> tributary to | | | | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use: No change.

[illegible]

JUN 07 2004

Total acres 7

PART 1

6. General Information:

a. Description of diversion system Submersible pumps (2) 1 HP for dom & 5HP for irrigation. Sprinkler system.

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

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

No change

d. Remarks:

New well drilled. Jan 92 under 63-92-W-0994. Authorized by M63-11936^(expired). Will also be used under that permit as it is able to be issued.

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____.

PART 2

TRANS NO. 4329

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-07319

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	04/01 to 11/01	0.14 CFS	31.5 AF
DOMESTIC	01/01 to 12/31	0.02 CFS	1.2 AF
	Totals	0.16 CFS	32.7 AF

SOURCE

GROUNDWATER

Priority: 04/06/1970

LOCATION OF POINT(S) OF DIVERSION: Lot 8(SENE), Sec. 6, Township 02N, Range 02W
CANYON 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>
02N	02W	6	Lot 8(SENE)	7		7
Total number of acres irrigated:						7

PLACE OF USE: DOMESTIC, same as IRRIGATION useCONDITIONS/REMARKS:

Has right undergone 5 or more years of
consecutive non-use? NO

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JUN 07 2004

UNITED STATES RECLAMATION SERVICE

F. H. NEWELL DIRECTOR A. P. DAVIS CHIEF ENGINEER

BOISE PROJECT IDAHO
SUPPLEMENTAL PLAT

SECTIONS 5, 6, 9 AND 17

TOWNSHIP 2 NORTH RANGE 2 WEST B. M. IDAHO

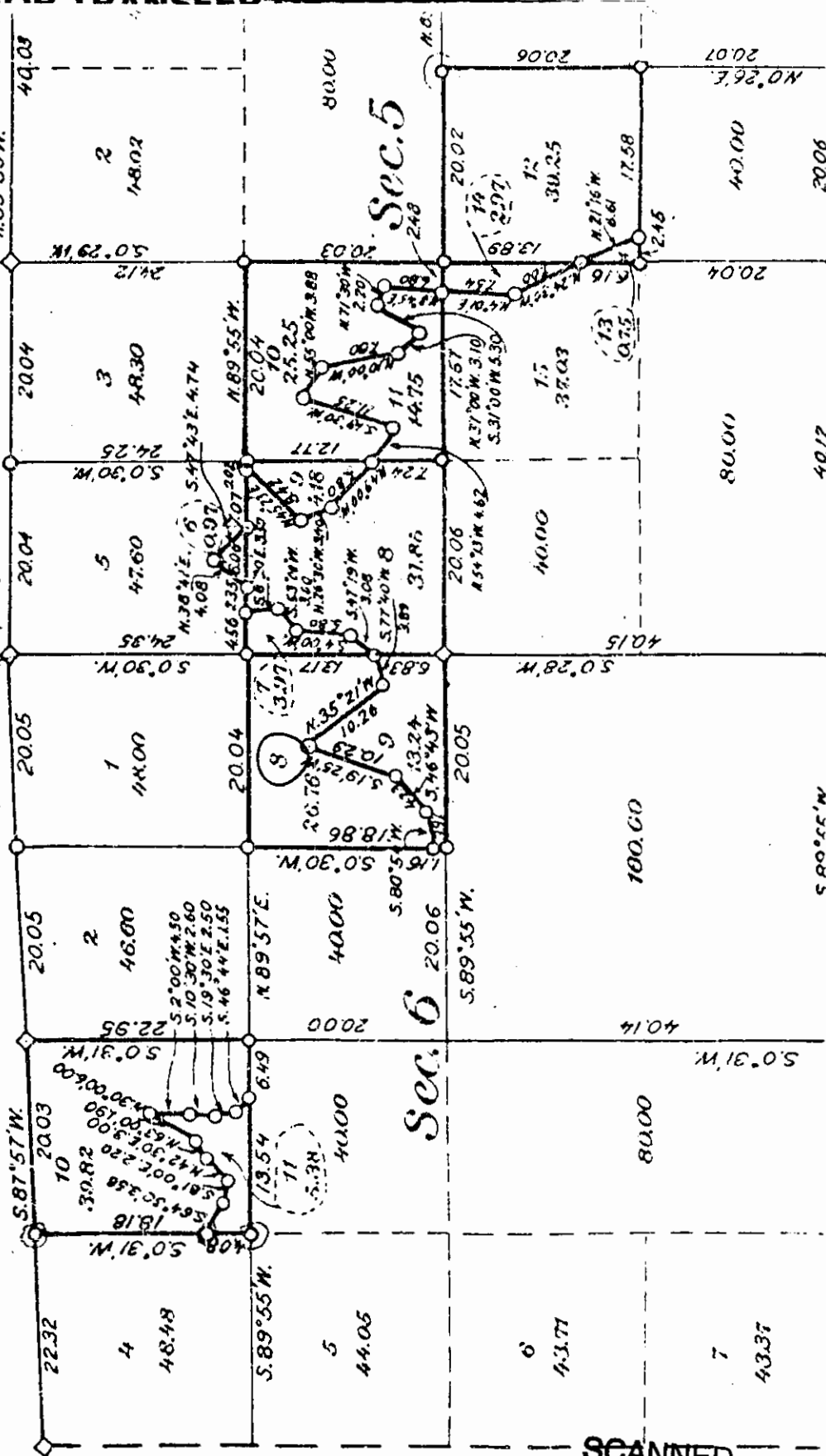
SURVEYED BY WALTER WARD, ASSISTANT ENGINEER U. S. R. S.

JAN. - FEB. 1912

AND J. L. BURKHOLDER ASSISTANT ENGINEER U. S. R. S.

JUNE - AUGUST 1912

DEPARTMENTAL INSTRUCTIONS OF OCTOBER 24, 1906



X4329
63-7319

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JUN 07 2004

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT



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

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

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

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

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

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



Subscribed and sworn to before me this

X Richard C. Jueger (Signature of Applicant)30th

day of

March, 19 94.Lori Graves

(Notary Public)

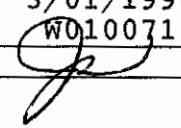
My commission expires

6/18/98**FOR DEPARTMENT USE ONLY**Transfer contains 6 pages and attachmentsReceived by CJH Date 3/30/94 Protest filed by Prelim. check by Fee 50-Receipted by CJH W017313 Date 3/30/94Published 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 **SCANNED****JUN 07 2004**

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: A63-07319
Date Received: 3/01/1990
Receipt No: W010071
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD C. TROYER 208-467-1181
Address: 11153 COYOTE COVE
NAMPA, ID 83686

2. Date of Priority: APR 06, 1970

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	6	SE	NE		8	CANYON

5. Description of diverting works:
12" WELL, 1-1 HP & 1-7.5 HP PUMP - SUBMERSIBLES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.140		31.50
DOMESTIC	01/01	12/31	0.020		1.20

7. Total Quantity Appropriated is:
0.160 C.F.S. (and/or) 32.70 A.F.A.

8. Total consumptive use is 24.5 Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC USE FOR 1 HOME, STOCKWATER - 6-10 HD.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	6	SE	NE	8	IRR	7.0
Section Acres							7.0

A63-07319

Page 1

Date: 03/01/90

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10. Place of Use: Continued

Total Acres 7.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE.

14. Remarks:

15. Basis of Claim: LICENSE

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/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

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Microfilm

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:

Ident. Number

Date Received

Receipt Number

39576

A63-07319

3-1-90

W000021

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Richard C. Troyer Phone (208) 467-1811
Mailing Address 11153 Coyote Cove, Nampa, IDA Zip 83686

2. Date of Priority (Only one (1) per claim) Apr 6, 1970

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

4. a. Location of existing point of diversion is: Township 2N Range 2W Section 6,
_____ 1/4 of SE 1/4 of NE 1/4, Govt. Lot, 8 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.

12 inch Well - 1hp Submersible pump - Domestic & Stock Water
7.5hp Submersible pump - Irrigation - 7 Acres

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Domestic purposes from Jan 1 to Dec 31 amount 0.02 or 1.2

For Irrigation purposes from Apr 1 to Nov 1 amount 0.14 or 31.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.16 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 32.724.5 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) Domestic - one household, Stockwater 6-10 cows stock

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	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>2N</u>	<u>2W</u>	<u>6</u>				<u>0.8</u> <u>7</u>													<u>7</u>
						<u>0</u>													

Total number of acres irrigated 7

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

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.
_____ or None (X)

14. Remarks:

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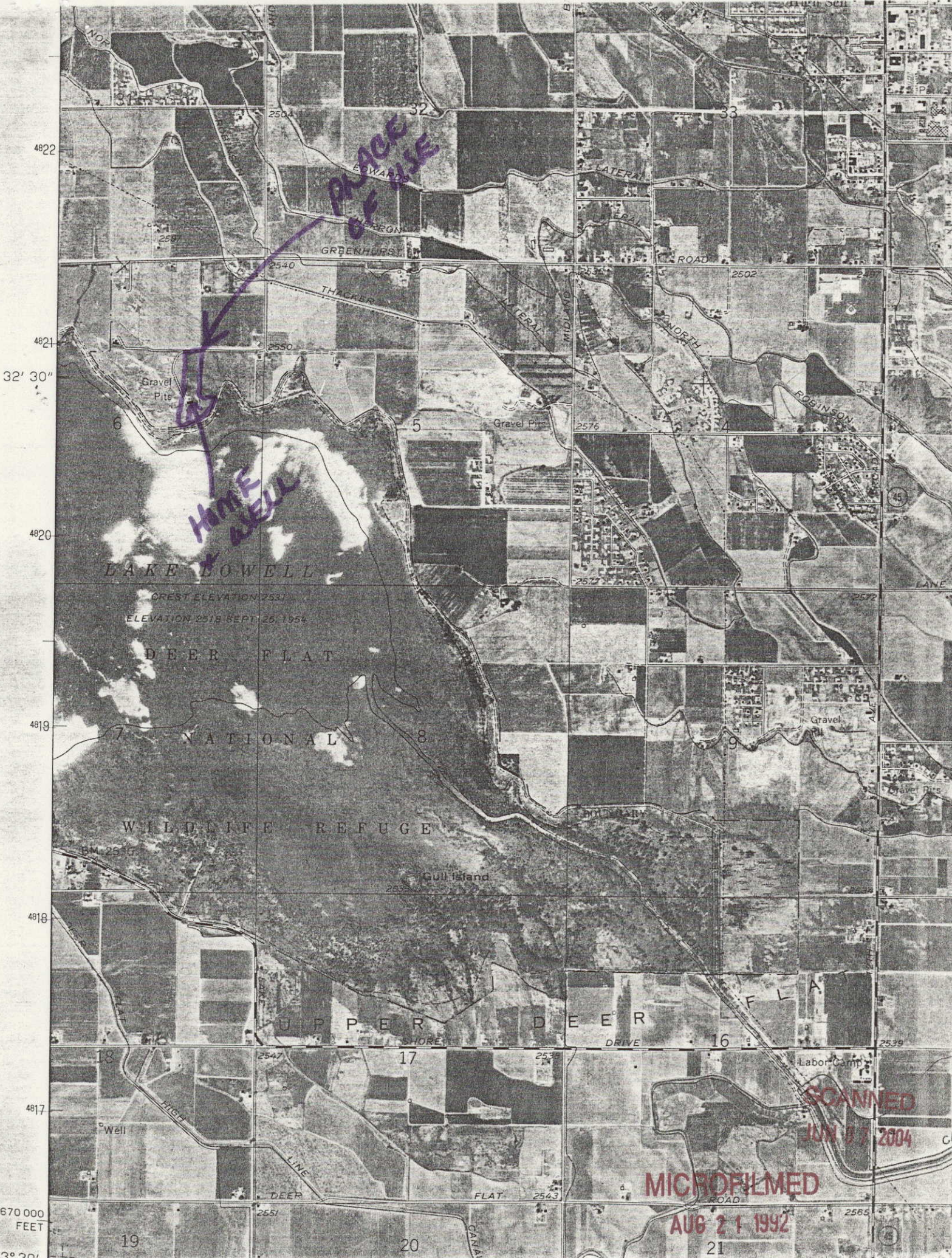
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Copies: White -State, Yellow-Claimant

Last Name _____ Ident No. _____



PLACE OF USE

HOME WELL

LAKE LOWELL

CREST ELEVATION 2537
ELEVATION 2518 SEPT. 26, 1954

DEER FLAT

NATIONAL

WILDLIFE REFUGE

Gull Island

UPPER DEER

SHORE DRIVE

FLAT

Labor Camp

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JUN 9 7 2004

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AUG 21 1992

670 000
FEET

43° 30'

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

Decree _____

If applicable provide IDWR Water Right Number 63-02319

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 X 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) Richard C. Langer Date May 1, 1990

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 ADA) SS.

Subscribed and sworn (or affirmed) before me this 1ST day of March 19 90

SEAL

Notary Public Jan Thunke

Residing at Meridian ID

My Commission Expires 9-14-94

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 _____

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JUN 07 2004

Last Name _____ Ident. Number _____

Copies White-State, Yellow-Claimant

SECTIONS 5, 6, 9 AND 17 TOWNSHIP 2 NORTH RANGE 2 WEST B.M. IDAHO

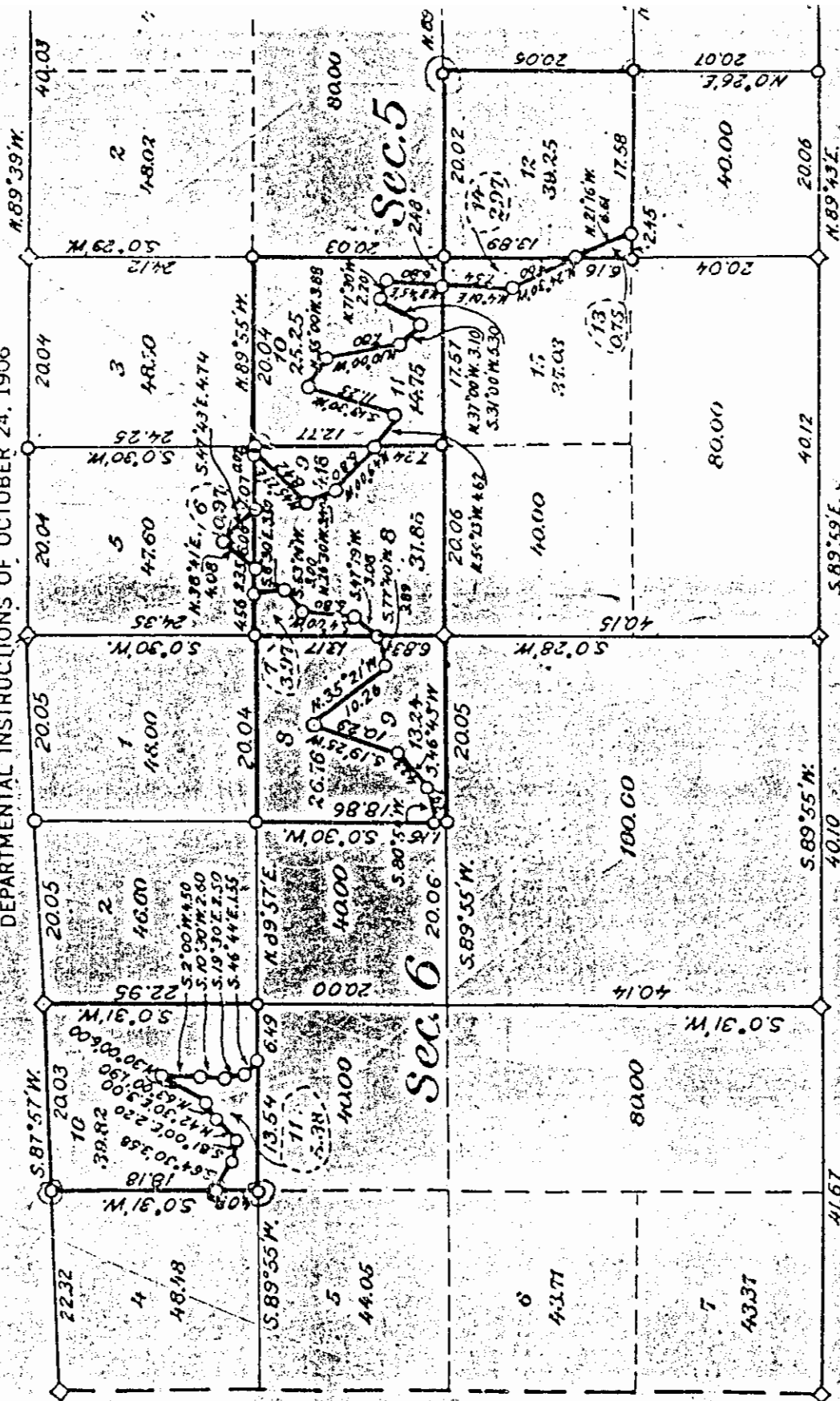
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JAN. - FEB. 1912

AND J. L. BURKHOLDER, ASSISTANT ENGINEER U. S. R. S.

JUNE - AUGUST 1912

DEPARTMENTAL INSTRUCTIONS OF OCTOBER 24, 1906



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