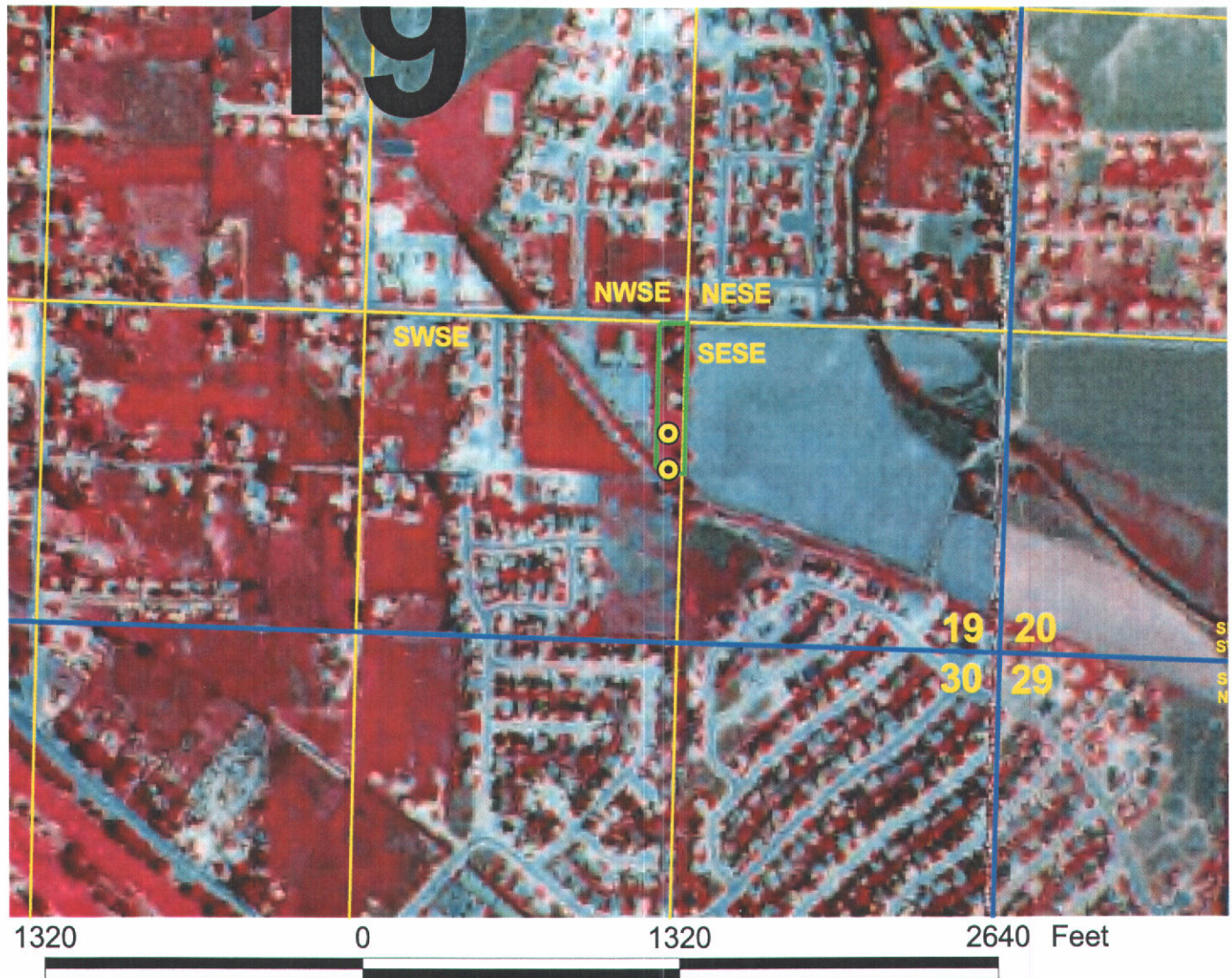




State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 19
Water Right(s) : 63-10056



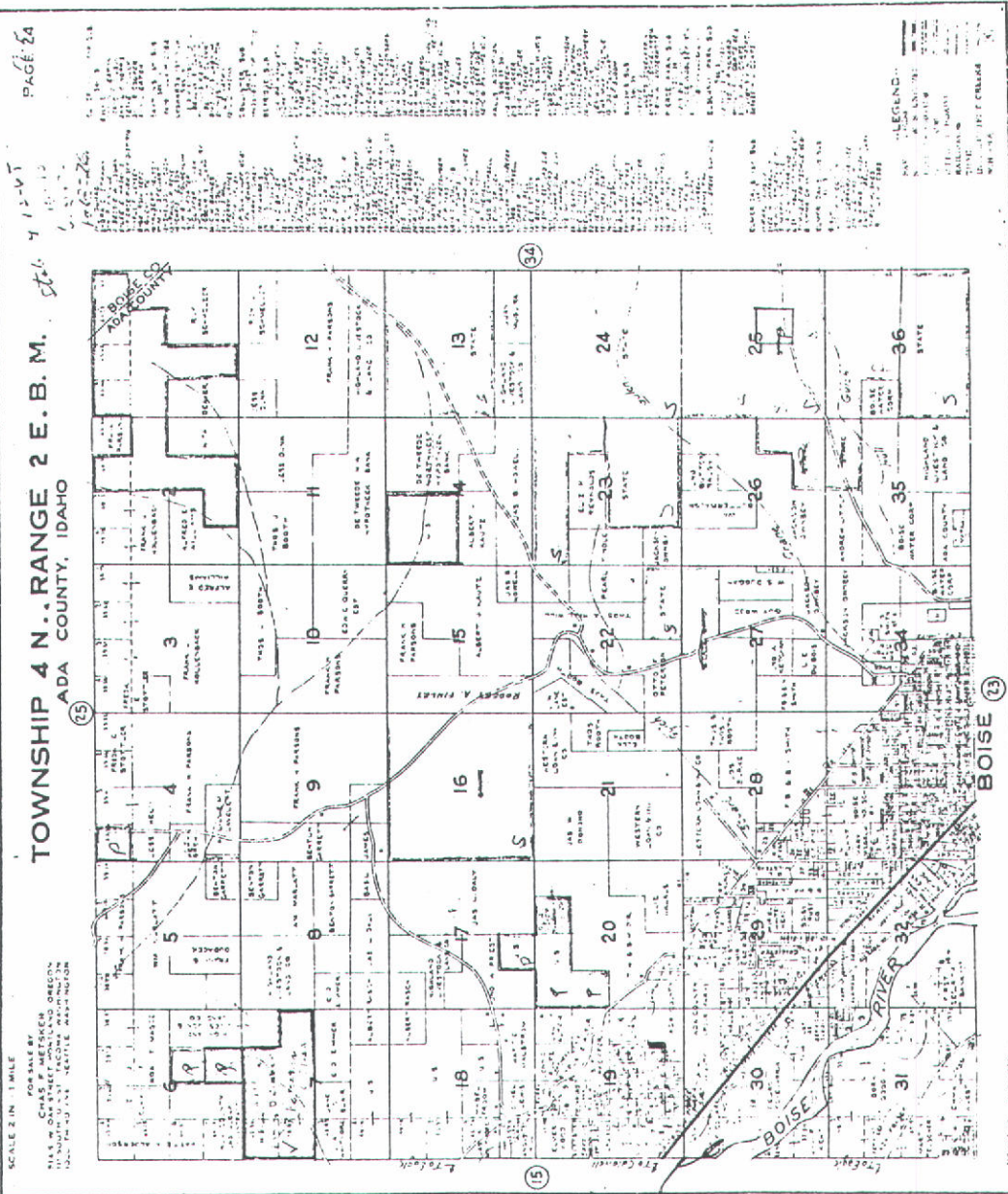
TOTAL IRRIGATED ACRES = 1.7

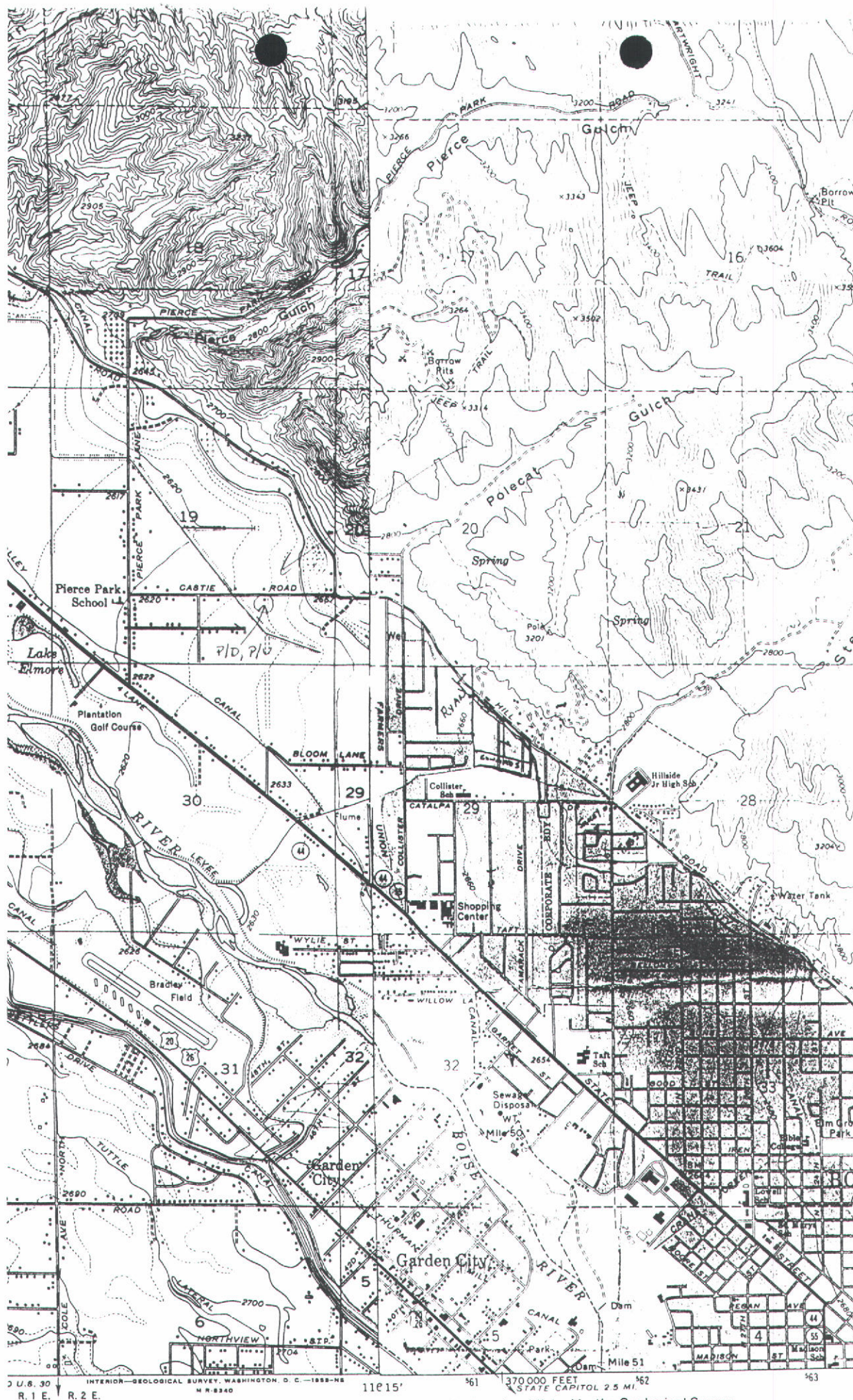


-  Point of Diversion
-  Place Of Use
-  Quarter Quarter Lines
-  Section Lines

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: December 2004

10000





U.S. GEOLOGICAL SURVEY, WASHINGTON, D. C. 20508
 R. 2 E. T. 19 N. M. 2340

11E15' 561 370,000 FEET 562
 STATE CAPITOL 2.5 MI.

Mapped, edited, and published by the Geological Survey

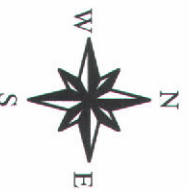
Control by USGS and NOS/NOAA

Idaho Department of Water Resources

Claim Number: 63-10056
Legal: T04N, R02E, S19
Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines

1987 Napp Photo



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: A63-10056
Date Received: 8/11/1989
Receipt No: W004375
Received By: DE JON

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: RICHARD A POPLACK 208-344-6856
Address: 5603 CASTLE DRIVE
BOISE ID 83703

2. Date of Priority: APR 20, 1983

3. Source: GROUNDWATER Trib. to:
WASTE DITCH BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	02E	19	NE	SW	SE		ADA

5. Description of diverting works:
1 1/2 HP PUMP, PIPELINE, SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.040		9.00

7. Total Quantity Appropriated is:
0.040 C.F.S. (and/or) 9.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	02E	19	SW	SE		IRR	1.7

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JUL 26 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.7
					Total Acres	1.7

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:
NONE

14. Remarks:

THIS LICENSE IS SUBJECT TO THE PRIOR RIGHT OF FARMER'S UNION CANAL CO. TO CEASE WASTING WATER NOW OR AT ANYTIME IN THE FUTURE. SOURCES ARE GROUNDWATER AND WASTE DITCH, TRIBUTARY TO BOISE RIVER THE WATER CAN BE USED TO WATER 20 HEAD OF SHEEP AND 1 HORSE.

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: _____

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JUL 26 1994

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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JUL 26 1994

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 AL3-10056Date Received 8-11-89Receipt Number W004375

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
AUG 11 1989

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) RICHARD A. TOPLACK Phone (208) 344-6856Mailing Address 5603 CASTLE DRIVE-BOISE, IDAHO Zip 837032. Date of Priority (Only one (1) per claim) APRIL 20, 19833. Source of water supply (a) GROUNDWATER AND WASTE DITCH
which is tributary to (b) BOISE RIVER4. a. Location of existing point of diversion is: Township 04N. Range 02E Section 19,
NE 1/4 of SW 1/4 of SE 1/4, Govt. Lot, _____ B.M., County of ADA

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.

ONE 1/2 HP PUMP WITH
A 2" INTAKE PIPE IS CONNECTED TO A SERIES OF
1" AND 3/4" POLY PIPE AND PVC LINES WHICH SPRINKLE
IRRIGATE THE PASTURE. THE PUMP AND THE LINES
FORM ONE SYSTEM WHICH CAN EITHER IRRIGATE
FROM THE WASTE DITCH WHICH ABUTS MY PROPERTY
OR FROM A SHALLOW IRRIGATION WELL WHICH IS
LOCATED ON THE PROPERTY.

MICROFILMED

JUL 26 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For IRRIGATION purposes from 3/15 to 11/15 amount 0.04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.04 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 9.0 AFA acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) THE WATER CAN BE USED TO WATER 20 HEAD OF SHEEP AND ONE HORSE.

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	
4N	2E	19															1.7		1.7

Total number of acres irrigated 1.7

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.
_____ or None ()

14. Remarks:

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JUL 26 1994

Last Name POPLACK Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

TOWNSHIP 4N RANGE 1E
MICROFILMED
NE SW SE 1/4 17 ACRES
JUL 26 1994

Last Name POPLACK Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-10056
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 0

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 Poplack Date 8/9/89

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 9th day of August 19 89

SEAL

Notary Public J. Jean Allen

Residing at Baier, ID

My Commission Expires 7-1-91

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 _____

MICROFILMED

JUL 26 1994

Last Name POPLACK Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 63-10056 Prefix Translation: WATER RIGHT Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - Address - - - - - +

*** C - CURRENT OWNER *** RICHARD A. 1 - 5603 CASTLE DR.

POPLACK 2 - 3 - State- ID Zip- 83703

City- BOISE Phone -

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +

04/20/1983 14 WESTERN L - LICENSE

+ - - - - Source - - - - + + - - - - Tributary - - - - - +

GROUNDWATER BOISE RIVER

WASTE DITCH

+ - - - - - - - - - - - Point of Diversion - - - - - Stream Index (Blank if no Index Code) - - - - +

| TwN | Rng | Sec | Tract | Lot | Rflg | County | Period From | Period To | Water Use | Diversion Rate | Diversion Volume |
|-----|-----|-----|-------|-----|------|-----------|-------------|-----------|-----------|----------------|------------------|
| 04N | 02E | 19 | SW SE | | | (1) ADA | 03/15 | 11/15 | | 0.040 | 9.00 |

+ - - - - Code Description Period From Period To Water Use Diversion Rate Diversion Volume

01 - IRRIGATION 03/15 11/15 0.040 9.00

+ - - Total Div. Rate - + + - - Total Div. Volume - + + - - Total Div. Capacity - +

0.040 9.00 0.060

+ - - - - TwN Rng Sec Tract Lot Acres Code Description County

04N 02E 19 SW SE 1.7 01 IRRIGATION (1) ADA

Total Acres: 1.7

+ - - - - Diversion Means -

+ - - - - Non-Irrigation Use -

+ - - - - Other Rights for Same Use -

+ - - - - - - - - - - - Remarks - - - - -

This license is subject to the prior right of Farmer's Union Canal Co. to cease wasting water now or at any time in the future.

Sources are groundwater and waste ditch, tributary to Boise River.

+ - - - - - - - - - - - Old Water Right Numbers - - - - -

No Old Water Right Numbers found.

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JUL 26 1994

Water right number -

----- Conditions of Approval -----
 R04 - Use of water under this water right will be regulated by the
 - watermaster of State Water District No. 63.
 016 - See remarks for additional conditions of approval.

+ - Decree Date : +
00/00/0000

-----+
-Comments-
No Comments Found

+ - - Audit Fields - 11/07/88 CURTIS 01/12/89 CURTIS

| Proof Due Date | Field Exam Made | Field Exam Fee | N |
|-------------------|-----------------|------------------|------------------|
| Approved/Denied | 08/01/1984 | 06/23/1986 | Swan Falls |
| Approved/Denied | 07/20/1983 | 00/00/0000 | Temporary Right |
| Proof Made Date | 06/06/1984 | 00/00/0000 | DLE/Carey Act |
| Exam to S.O. Date | 00/00/0000 | 00/00/0000 | Water District |
| Order Show Cause | 00/00/0000 | Receipt Number | Transfer/Amended |
| Licensed Date | 02/17/1989 | Appl Received | 04/20/1983 |
| Decree Date | 00/00/0000 | Presumption Flag | - |

MICROFILMED
JUL 26 1994

4-3-91

CLAIMANT'S NAME

Poplack, Richard A.

IDENT. NO.

AL3-10056

DATE RECEIVED

8-11-89

RECEIPT #

W004375

AMOUNT \$

75 / \$ 50

Require Info

- | | YES | NO | Require Info |
|---|-------------------------------------|-------------------------------------|--------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☐ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4 N/A | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (See Item No.'s 16 & 17 for checking other water rights) | ☐ | ☒ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit, or decree is the existing water rt. no. listed? N/A | ☒ | ☐ | * |
| (Compare claim with the existing water rt. and either attach a proof report or state in comments that the existing right was compared to the claim) | | | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. or name on the claim? N/A | ☒ | ☐ | |
| (If yes, describe the right in "Comments" and attach a proof report) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed. | | | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☐ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? Exempt | ☐ | ☒ | * |

MICROFILMED

JUL 26 1994

23. Should this claim be data entered?

YES

NO

☒

☒

Claim reviewed by:

Jed

Date

1-21-92

Claim data entered by:

Jed

Date

12-16-92

Claim is being returned to claimant:

☐ (Yes) ☒ (No)

Claimant is being notified of modifications:

☐ (Yes) ☐ (No)

Comments:

Need additional fee for acreage. Prog. report
attached.

Claim fee due = \$200. Considering the cost of returning this
claim - plus the added costs if he doesn't return it -
ok to data enter. JRW 12-8-92

| ReceiptID | Amount | BasinNumber | SequenceNuml | SplitSuffix | Type |
|-----------|--------|-------------|--------------|-------------|-------|
| W004375 | 25.00 | 63 | 17319 | | Claim |
| W004375 | 50.00 | 63 | 10056 | | Claim |

| ReceiptID | Amount | BasinNumber | SequenceNum | SplitSuffix | Type |
|-----------|--------|-------------|-------------|-------------|-------|
| W004375 | 25.00 | 63 | 17319 | | Claim |
| W004375 | 50.00 | 63 | 10056 | | Claim |

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

| | | |
|----------------|---|----------------------------|
| In Re SRBA |) | A. Subcase <u>63-10056</u> |
| |) | (Insert water right no.) |
| Case No. 39576 |) | |
| |) | |
| |) | STANDARD FORM 1 |
| |) | OBJECTION |
| _____ |) | |

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: ADA COUNTY DRAINAGE DISTRICT NO. 2

Address: 455 S. Third Street
Boise, Idaho 83701

Daytime Phone: 208-342-4591

Name & Address of Attorney, if any:

S. Bryce Farris
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: Richard A. Poplack

Address: 5603 Castle Dr
Boise, Idaho 83703

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. X **Name and Address**
 Should be: Disallowed. See below.
2. X **Source**
 Should be: Disallowed. See below.
3. X **Quantity**
 Should be: Disallowed. See below.
4. X **Priority Date**
 Should be: Disallowed. See below.
5. X **Point(s) of Diversion**
 Should be: Disallowed. See below.
6. ☐ **Instream Flow Description**
 Should be: N/A
7. X **Purpose(s) of Use**
 Should be: Disallowed. See below.
8. X **Period of Year**
 Should be: Disallowed. See below.
9. X **Place of Use**
 Should be: Disallowed. See below.
10. X **I object because:**

 X This water right should not exist.

 ☐ This water right was not recommended, but should be
 recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION (S):** This claimed water right is within the boundaries of Ada County Drainage District No. 2 ("DD#2") and the source of said claim is a drain which was constructed or enlarged by or for DD#2. Said drain is owned, operated, maintained and controlled by DD#2 and the water within said drain is seepage or waste water that has been developed, captured and/or controlled by DD#2. Therefore, said water is not subject to appropriation, would amount to an impermissible trespass, and this claimed water right should not exist.

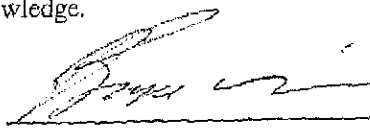
P.

VERIFICATION (must be completed)

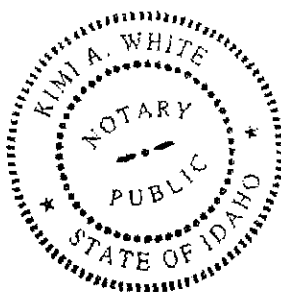
State of Idaho)
) ss.
County of Ada)

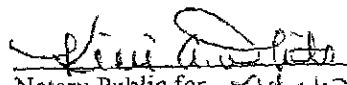
S. Bryce Farris, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


S. Bryce Farris

Subscribed and sworn to before me on: April 20, 2006




Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 2/2/12

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on April 20th, 2006, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the Claimant of the water right at the following address:

Name: Richard A. Poplack

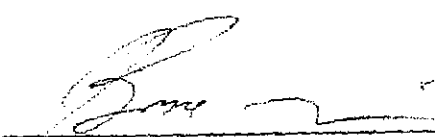
Address: 5603 Castle Drive
Boise, Idaho 83703

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney
mailing on Objector's behalf

02/18/2005

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

RIGHT NUMBER: 63-10056
NAME AND ADDRESS: RICHARD A POPLACK
5603 CASTLE DR
BOISE ID 83703
SOURCE: GROUND WATER
WASTE DITCH
TRIBUTARY:
TRIBUTARY: BOISE RIVER
QUANTITY: 0.040 CFS
9.000 AFY
PRIORITY DATE: 04/20/1983
POINT OF DIVERSION:
T04N R02E S19 SWSE Within ADA County
T04N R02E S19 SWSE Within ADA County
TWO POINTS OF DIVERSION LOCATED IN T4N, R2E, S19, SWSE.

PURPOSE AND
PERIOD OF USE:

| <u>PURPOSE OF USE</u> | <u>PERIOD OF USE</u> | <u>QUANTITY</u> |
|-----------------------|----------------------|-----------------------|
| IRRIGATION | 03/15 11/15 | 0.040 CFS
9.00 AFY |

THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS
EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE
NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS
REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO
SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY
DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR
THIS RIGHT.

PLACE OF USE: IRRIGATION Within ADA County
T04N R02E S19 SWSE 1.7

1.7 ACRES TOTAL

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

THIS LICENSE IS SUBJECT TO THE PRIOR RIGHT OF FARMERS UNION
CANAL CO. TO CEASE WASTING WATER NOW OR AT ANY TIME IN THE
FUTURE.

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.

EXPLANATORY MATERIAL: License

PARCEL NO. R1753012700.

THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF
WATER DISTRICT 63.

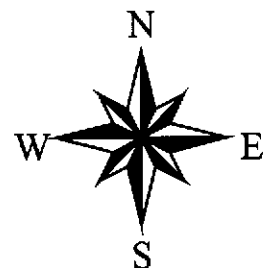


State of Idaho
Idaho Department of Water Resources
Western Region

T4N R2E SECTION 19
Water Right(s) : 63-10056



TOTAL IRRIGATED ACRES = 1.7



- ⊙ Point of Diversion
- Place Of Use
- Quarter Quarter Lines
- Section Lines

GIS Place of Use Illustration
1987/1988 NAPP photography
Prepared By: Vicky Music
Date: December 2004

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10056 V1

WATER RIGHT NUMBER: 63-10056 V1

| | |
|-------------------|---|
| <u>Owner Type</u> | <u>Name and Address</u> |
| Current Owner | RICHARD A POPLACK
5603 CASTLE DR
BOISE, ID 83703
(208)344-6856 |

Priority Date: 04/20/1983

Basis: License

Status: Active

| | |
|-----------------------------|------------------|
| <u>Source</u> | <u>Tributary</u> |
| GROUND WATER
WASTE DITCH | BOISE RIVER |

| | | | |
|-----------------------|-------------------------|-----------------------|----------------------|
| <u>Beneficial Use</u> | <u>From</u> <u>To</u> | <u>Diversion Rate</u> | <u>Annual Volume</u> |
| IRRIGATION | 03/15 to 11/15 | 0.040 CFS | 9.00 AF |
| | <u>Total Diversion:</u> | 0.040 CFS | 9.00 AF |

Location of Point(s) of Diversion

| | | |
|--------------|------------|---------------------------------|
| GROUND WATER | SW1/4SE1/4 | Sec. 19, Twp 04N, Rge 02E, B.M. |
| ADA County | | |
| WASTE DITCH | SW1/4SE1/4 | Sec. 19, Twp 04N, Rge 02E, B.M. |
| ADA County | | |

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|--------|
| 04N | 02E | 19 | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | 1.7 |
| | | | | | | | | | | | | | | | | | | 1.7 | |

Total Acres: 1.7

Conditions of Approval:

1. C18 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.

Remarks:

1. Explanatory PARCEL NO. R1753012700.
2. General THIS LICENSE IS SUBJECT TO THE PRIOR RIGHT OF FARMERS UNION CANAL CO. TO CEASE WASTING WATER NOW OR AT ANY TIME IN THE FUTURE.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10056 V1

3. General THIS RIGHT IS SUBJECT TO REGULATION BY THE WATERMASTER OF WATER DISTRICT 63.
4. Point of Diversion TWO POINTS OF DIVERSION LOCATED IN T4N, R2E, S19, NESW.
5. Purpose of Use THE USE OF WATER FOR IRRIGATION UNDER THIS RIGHT MAY BEGIN AS EARLY AS MARCH 1 PROVIDED OTHER ELEMENTS OF THE RIGHT ARE NOT EXCEEDED. THE USE OF WATER BEFORE MARCH 15 UNDER THIS REMARK IS SUBORDINATE TO ALL WATER RIGHTS HAVING NO SUBORDINATED EARLY OR LATE IRRIGATION USE AND A PRIORITY DATE EARLIER THAN THE DATE A PARTIAL DECREE IS ENTERED FOR THIS RIGHT.

Comments:

1. vmusic 12/2/2004 OWNERSHIP

Comment: ADA CO ASSESSOR INFO IN ARCVIEW STATES CURRENT OWNER IS CRAIG MAHONEY. CHANGE OF OWNERSHIP LETTER AND FORM SENT 12-2-04.

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: 63
 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

Combined Use Limits:Element Reviewed/Verified Dates:

| <u>Element</u> | <u>Last Reviewed Date</u> | <u>Reviewer</u> | <u>Last Verified Date</u> | <u>Verifier</u> | <u>Status</u> |
|----------------|---------------------------|-----------------|---------------------------|-----------------|---------------|
| Contacts | 12/2/2004 12:44:29 PM | vmusic | | | Active |
| Priority Date | 12/2/2004 12:44:53 PM | vmusic | | | Active |
| POD | 12/2/2004 12:47:33 PM | vmusic | | | Active |
| Source | 12/2/2004 12:50:06 PM | vmusic | | | Active |
| POU | 12/2/2004 12:50:26 PM | vmusic | | | Active |
| Use | 12/2/2004 12:52:08 PM | vmusic | | | Active |
| Season | 12/2/2004 12:52:46 PM | vmusic | | | Active |
| Quantity | 12/2/2004 12:53:32 PM | vmusic | | | Active |
| Summary | | | 12/02/2004 | vmusic | Active |

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-10056 V1

Verification Log:

| <u>Element</u> | <u>Date Time Stamp</u> | <u>Reviewer</u> | <u>Log text</u> |
|----------------|------------------------|-----------------|--|
| POD | 12/2/2004 12:47:33 PM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a POD?
(Yes) 5. Can the claimed POD be verified using the water right file?
(Yes) 10. Is a POD remark and/or condition required? |
| POD | 12/2/2004 12:48:30 PM | vmusic | Edited point location |
| POU | 12/2/2004 12:50:49 PM | vmusic | Edited shape boundary |
| Summary | 12/2/2004 1:04:33 PM | vmusic | (Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice?
(No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture?
(No) 5. Does this right have any combined use limits with other rights?
(Yes) 6. Is an additional remark and/or condition required?
(Yes) 7. Would you like to view the recommended right?
(No) 8. Is this a split or combined right?
(No) 9. Do you have documents you would like to attach or link to the file?
(Yes) 10. Would you like to set the verification date? |
| Source | 12/2/2004 12:50:06 PM | vmusic | (Yes) 1. Is the basis of claim Decree or License?
(Yes) 4. Does the Decree or License have a source?
(Yes) 5. Can the claimed source be verified using the water right file?
(Yes) 11. Is a Source remark and/or condition required? |
| POU | 12/2/2004 12:50:27 PM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 2a. Is the POU required?
(Yes) 5. Does the Decree or License have a POU?
(Yes) 6. Can the claimed POU be verified using the water right file?
(No) 14. Is a POU remark and/or condition required? |
| Use | 12/2/2004 12:52:08 PM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a Purpose of Use?
(Yes) 5. Can the claimed Purpose of Use be verified using the water right file?
(No) 13. Is a Purpose of Use remark and/or condition required? |

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-10056 V1

| | | | |
|---------------|-----------------------|--------|--|
| Season | 12/2/2004 12:52:46 PM | vmusic | (Yes) 1. Is the basis of claim Decree or License?
(Yes) 4. Does the Decree or License have a Period of Use?
(Yes) 5. Can the claimed Period of Use be verified using the water right file?
(Yes) 14. Is irrigation claimed as a Purpose of Use?
(Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards?
(No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use?
(Yes) 18. Is a Period of Use remark and/or condition required? |
| Quantity | 12/2/2004 12:53:32 PM | vmusic | (Yes) 1. Is the basis of this claim a Decree or License?
(Yes) 4. Does the Decree or License have a diversion rate and/or volume?
(Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file?
(Yes) 8. Does the parent right have an annual diversion volume limit?
(Yes) 10. Is a irrigation a purpose of use?
(No) 12. Is a Quantity remark or condition required?
Description for Question 10 - SEE LICENSING EXAM |
| Contacts | 12/2/2004 12:44:29 PM | vmusic | (No) 1. Do you want to schedule an appointment?

Comment for 1: DESKTOP REVIEW |
| Priority Date | 12/2/2004 12:44:53 PM | vmusic | (No) 1. Should this water use have been included in a later court decree of the water rights from this source?
(Yes) 4. Is the basis of claim decree or license?
(Yes) 5. Does the decree or license have a Priority Date?
(Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ?
(Yes) 15. Is the basis of claim coded correctly? |
| POD | 12/2/2004 12:49:09 PM | vmusic | Edited point location |



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

December 2, 2004

DIRK KEMPTHORNE
Governor

CRAIG MAHONEY
5603 CASTLE DR
BOISE, ID 83703

KARL J. DREHER
Director

RE: Snake River Basin Claim No(s): A63-10056

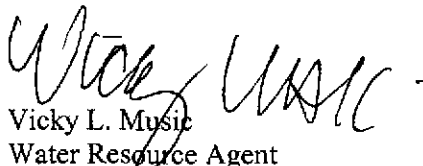
Dear MR MAHONEY,

In the past, RICHARD A POPLACK submitted the above referenced claim during the Snake River Basin Adjudication (SRBA) claims taking. You may be the owner of this water right claim. Enclosed is a computer generated printout of the claim for your reference only, it is not necessary to return this printout or re-file it.

Idaho State law requires that the Department be notified of a change of owner or address on a water right. Enclosed is a change of ownership form. Please complete the form and send it back to our office with the required documentation.

Please call if you have additional questions.

Sincerely,



Vicky L. Music
Water Resource Agent
Adjudication Bureau

Enclosure: Change of Ownership form and instructions
Notice of Claim report

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POD REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10056

12/02/2004

1

| ater Right # | Type | Twp | Rge | Sec | QQ | Q | Lot | Source | Name |
|--------------|-------------|-----|-----|-----|----|----|-----|-------------------------|---|
| 63-9145 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | FIRST CHURCH OF CHRIST |
| 63-15474 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | MARVIN R KEARNS |
| 63-16327 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | MICHAEL H CARROL |
| 63-10056 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | RICHARD A POPLACK |
| 63-17319 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | RICHARD A POPLACK |
| 63-10056 | Claim | 04N | 02E | 19 | SW | SE | | WASTE DITCH BOISE RIVER | RICHARD A POPLACK |
| 63-15297 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | HATTIE L SEREDUK |
| 63-15763 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | PATRICIA N SEREDUK |
| 63-22553 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | RICHARD W RAMAGE |
| 63-16715 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | DARREL B MORRIS |
| 63-17133 | Claim | 04N | 02E | 19 | SW | SE | | GROUND WATER | NEIL M & ELAINE M CLARK FAMILY TR |
| 63-9145 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | NEW CREATION FELLOWSHIP CHURCH
THE NAZAR |
| 63-10056 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | RICHARD A POPLACK |
| 63-12261 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | NEW CREATION CHURCH OF THE
NAZARENE |
| 63-15474 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | MARVIN R KEARNS |
| 63-16327 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | MICHAEL H CARROL |
| 63-10056 | Water Right | 04N | 02E | 19 | SW | SE | | WASTE DITCH BOISE RIVER | RICHARD A POPLACK |
| 63-17319 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | RICHARD A POPLACK |
| 63-15297 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | VERNON MOYER |
| 63-15763 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | PATRICIA N SEREDUK |
| 63-22553 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | PATTY RAMAGE |
| 63-17133 | Water Right | 04N | 02E | 19 | SW | SE | | GROUND WATER | NEIL M CLARK FAMILY TRUST |

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-10056

12/02/2004

1

| Right # | Type | Twp | Rge | Sec | QQ | Q | Lot | Purpose of Use | Acres/Total | Name |
|---------|-------------|-----|-----|-----|----|----|-----|----------------|-------------|---|
| 2406 | Claim | 04N | 02E | 19 | SW | SE | | IRRIGATION | 40/29248 | DRAINAGE DIST NO 2 |
| 9145 | Claim | 04N | 02E | 19 | SW | SE | | IRRIGATION | 3/3 | FIRST CHURCH OF CHRIST |
| 10056 | Claim | 04N | 02E | 19 | SW | SE | | IRRIGATION | 1.7/1.7 | RICHARD A POPLACK |
| 2406 | Water Right | 04N | 02E | 19 | SW | SE | | IRRIGATION | 40/29248 | DRAINAGE DIST NO 2 |
| 9145 | Water Right | 04N | 02E | 19 | SW | SE | | IRRIGATION | 3/3 | NEW CREATION FELLOWSHIP CHURCH
THE NAZAR |
| 10056 | Water Right | 04N | 02E | 19 | SW | SE | | IRRIGATION | 1.7/1.7 | RICHARD A POPLACK |
| 12261 | Water Right | 04N | 02E | 19 | SW | SE | | IRRIGATION | 5/5 | NEW CREATION CHURCH OF THE
NAZARENE |
| 17133 | Water Right | 04N | 02E | 19 | SW | SE | | STOCKWATER | | NEIL M CLARK FAMILY TRUST |
| 17319 | Water Right | 04N | 02E | 19 | SW | SE | | STOCKWATER | | RICHARD A POPLACK |
| 2576 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 2605 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 2874 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 2954 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 2956 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 2989 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 3164 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 7067 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 7577 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 7998 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 19456 | Claim | 04N | 02E | 19 | SW | SE | | MUNICIPAL | | UNITED WATER IDAHO INC |
| 9145 | Claim | 04N | 02E | 19 | SW | SE | | DOMESTIC | | FIRST CHURCH OF CHRIST |
| 16715 | Claim | 04N | 02E | 19 | SW | SE | | DOMESTIC | | DARREL B MORRIS |
| 15297 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | VERNON MOYER |
| 15474 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | MARVIN R KEARNS |
| 15763 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | PATRICIA N SEREDUK |
| 16327 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | MICHAEL H CARROL |
| 17133 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | NEIL M CLARK FAMILY TRUST |
| 17319 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | RICHARD A POPLACK |
| 22553 | Water Right | 04N | 02E | 19 | SW | SE | | DOMESTIC | | PATTY RAMAGE |

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
☐ Well logs (if needed)
☒ Copy of topo or NAPP
☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information *none*
☒ Check POD & POU overlap, see below – include overlapping right for exam
☒ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-10050

Owner: _____ Phone No. _____

Current Address: _____

- ☒ No change NAME IS THE SAME *Ada (D) swap: owner is Craig Mahoney*
☐ NEW OWNER _____
☐ No change Address _____
☐ NEW ADDRESS _____
☐ How long owned property? _____

Accompanied by: _____

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 *2 PODs*
☐ 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

*see irrigation plan***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

shoulder amount 3/11-11/15

Use 1/4 From 3/15 To 11/15 Amount .04 CFS 1 AFA 110

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

Use _____ From _____ To _____ Amount _____ CFS _____ AFA _____

TOTAL VOLUME – Groundwater only

- ☐ Incomplete on claim, the total is, Amount NA CFS _____ AFA _____
- ☐ Changes found, the new total is, Amount _____ 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:

| 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: 63-17319 domestic

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

Delivery System Narrative: cell licensing exam

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

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Flow # R1753012700

you should remark

2 PDS in 1A 4N2E

WM 63

Ownership

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: 12-2-04

FIELD EXAMINER: Vicki WSCC

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-10056

WATER RIGHT NUMBER: 63-10056

Owner Type Name and Address
 Current Owner RICHARD A POPLACK
 5603 CASTLE DR
 BOISE, ID 83703
 (208)344-6856

Priority Date: 04/20/1983

Basis: License

Status: Active

SourceGROUND WATER
WASTE DITCHTributary

BOISE RIVER

Beneficial Use

IRRIGATION

From To
 3/15 to 11/15

Diversion Rate

0.040 CFS

Annual Volume

9.00 AF

Total Diversion:

0.040 CFS

9.00 AF

Location of Point(s) of Diversion

GROUND WATER

ADA County

NE 1/4 SW 1/4 SE 1/4

Sec. 19, Twp 04N, Rge 02E, B.M.

WASTE DITCH

ADA County

NE 1/4 SW 1/4 SE 1/4

Sec. 19, Twp 04N, Rge 02E, B.M.

Place of Use

IRRIGATION

| Twp | Rge | Sec | NE | | | | NW | | | | SW | | | | SE | | | | Totals |
|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|--------|
| | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| 04N | 02E | 19 | | | | | | | | | | | | | | | 1.7 | | 1.7 |

Total Acres: 1.7

Conditions of Approval:

- 016 See remarks for additional conditions of approval.
- R04 Use of water under this water right will be regulated by the watermaster of State Water District No. & DISTRICT.

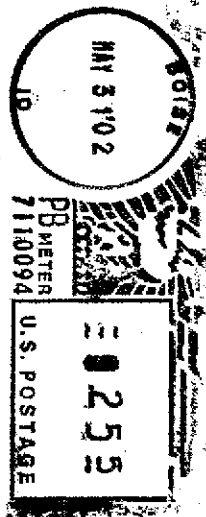
Remarks:

- General THIS LICENSE IS SUBJECT TO THE PRIOR RIGHT OF FARMER'S UNION CANAL CO. TO CEASE WASTING WATER NOW OR AT ANYTIME IN THE FUTURE. SOURCES ARE GROUNDWATER AND WASTE DITCH, TRIBUTARY TO BOISE RIVER THE WATER CAN BE USED TO WATER 20 HEAD OF SHEEP AND 1 HORSE.

aka

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098
Return Service Requested

PRESORTED
FIRST CLASS



03-10056

5684 Draubridge Dr.

Boise 83703

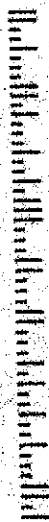
RETURNED TO SENDER
NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
RICHARD J. DRAUBRIDGE
5603 CASTLE DR
BOISE ID 83703

RECEIVED

JUN 06 2002

WATER RESOURCES
WESTERN REGION

03-10056 03-703



sent again

6-11-02

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10056

Priority: April 20, 1983 Amount: 0.04 CFS 9.0 AFA

This is to certify, that RICHARD A. POPLACK
5603 CASTLE DR.
BOISE, ID 83703

has complied with the terms and conditions
of the permit issued pursuant to Application for Permit dated April 20, 1983, and
has submitted proof to the Department of Water Resources on June 6, 1984, that
water has been applied to a beneficial use; an examination by the Department indicates
that the works have a diversion capacity of .060 cfs of water from:

GROUNDWATER

WASTE DITCH

BOISE RIVER

source and that a water right has been established as follows:

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>RATE OF DIVERSION</u> | <u>VOLUME</u> |
|-----------------------|----------------------|--------------------------|---------------|
| IRRIGATION | 03/15 to 11/15 | 0.04 CFS | 9.0 AFA |

LOCATION OF POINT OF DIVERSION(S): SWSE , Sec. 19, Township 04N, Range 02E
ADA County

PLACE OF USE: IRRIGATION

| <u>TWN</u> | <u>RGE</u> | <u>SEC</u> | <u>ACRES</u> | <u>ACRES</u> | <u>ACRES</u> | <u>TOTAL</u> |
|------------|------------|------------|--------------|--------------|--------------|--------------|
| 04N | 02E | 19 | SWSE | 1.7 | | 1.7 |

Total number of acres irrigated: 1.7

CONDITIONS/REMARKS:

1. The right to the use of water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Use of water under this water right is subject to control by the watermaster of State Water District No. 63

MICROFILMED

MAR 02 1989

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-10056

CONDITIONS/REMARKS:

5. This license is subject to the prior right of Farmer's Union Canal Co. to cease wasting water now or at any time in the future.
6. Sources are groundwater and waste ditch, tributary to Boise River.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 17th day of FEBRUARY, 19 87

Acting for the Director



MICROFILMED

MAR 02 1989

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

APPROVED

To appropriate the public waters of the State of Idaho

1. Name of applicant RICHARD A. POPLACK Phone 344-6856
Post office address 5603 CASTLE DR. BOISE, IDAHO 83703
2. Source of water supply GROUNDWATER + WASTE DITCH which is a tributary of BOISE RIVER
PER PERMIT 42183 SW
3. Location of point of diversion is SE $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 19 Township 4N
Range 2E B.M. ADA County, additional points of diversion if any: _____

4. Water will be used for the following purposes:

- Amount .06 CFS for IRRIGATION purposes from 3-15 to 11-15 (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
- Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

- a. .06 C.F.S. cubic feet per second and/or b. _____ acre-feet per annum.

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 1 1/2 HP DITCH PUMP +
SPRINKLER IRRIGATION OUT OF SHALLOW WELL AND WASTE
DITCH FLOWING THROUGH COMMON SYSTEM
- b. Height of storage dam _____ feet, active reservoir capacity _____ acre-feet; total reservoir capacity _____ acre-feet, materials used in storage dam: _____
Period of year when water will be diverted to storage _____ to _____ inclusive.
(Month/Day) (Month/Day)
- c. Proposed well diameter is 10 inches; proposed depth of well is 25 feet.

7. Time required for the completion of the works and application of the water to the proposed beneficial use is 1 years (minimum 1 year - maximum 5 years).

8. Description of proposed uses:

a. If water is not for irrigation:

- (1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
- (2) Amount of power to be generated: _____ horsepower under _____ feet of head.
- (3) List number of each kind of livestock to be watered _____
- (4) Name of municipality to be served _____, or number of families to be supplied with domestic water _____.
- (5) If water is to be used for other purposes describe: _____

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[illegible]

0.8

APPLICANT

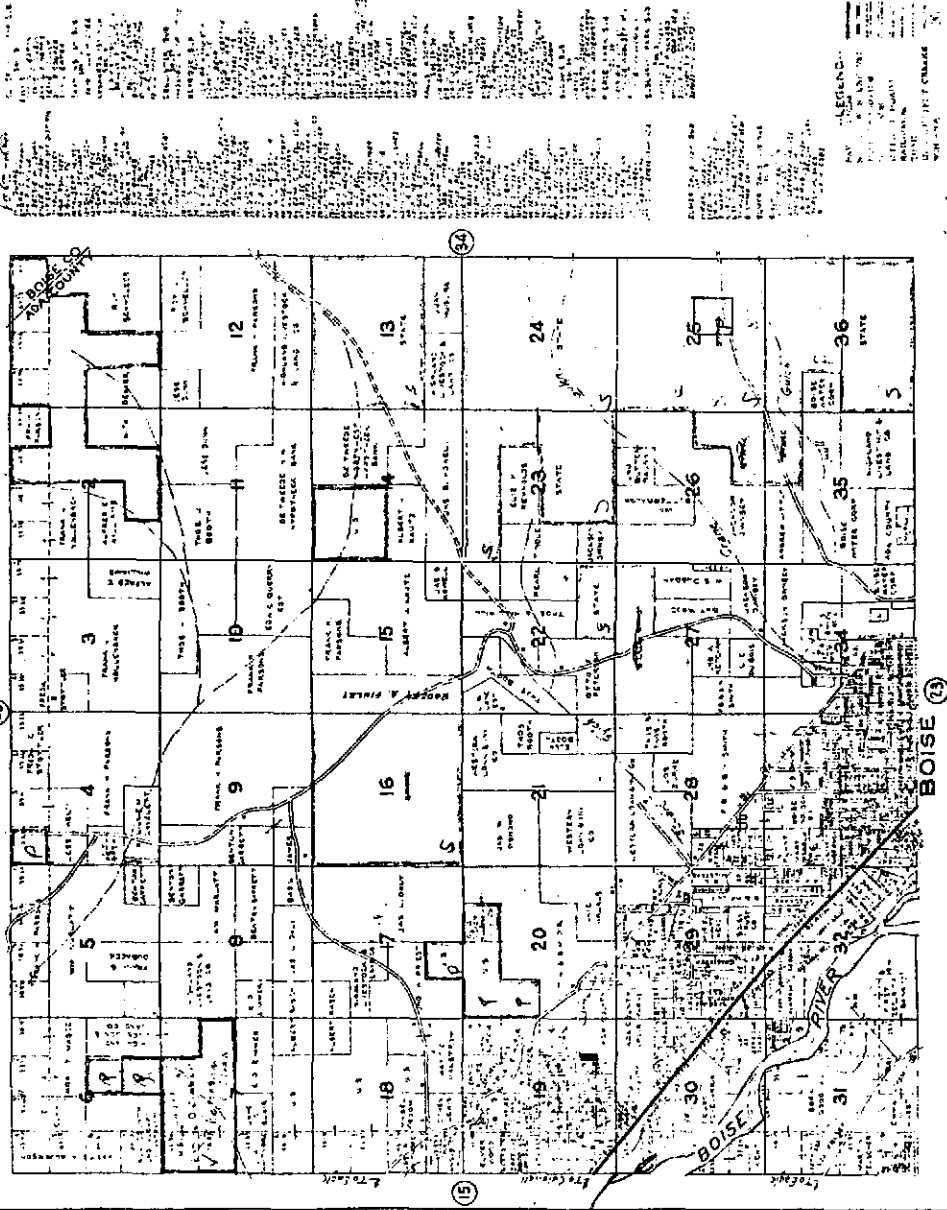
APPLICANT

arrangement enabling the

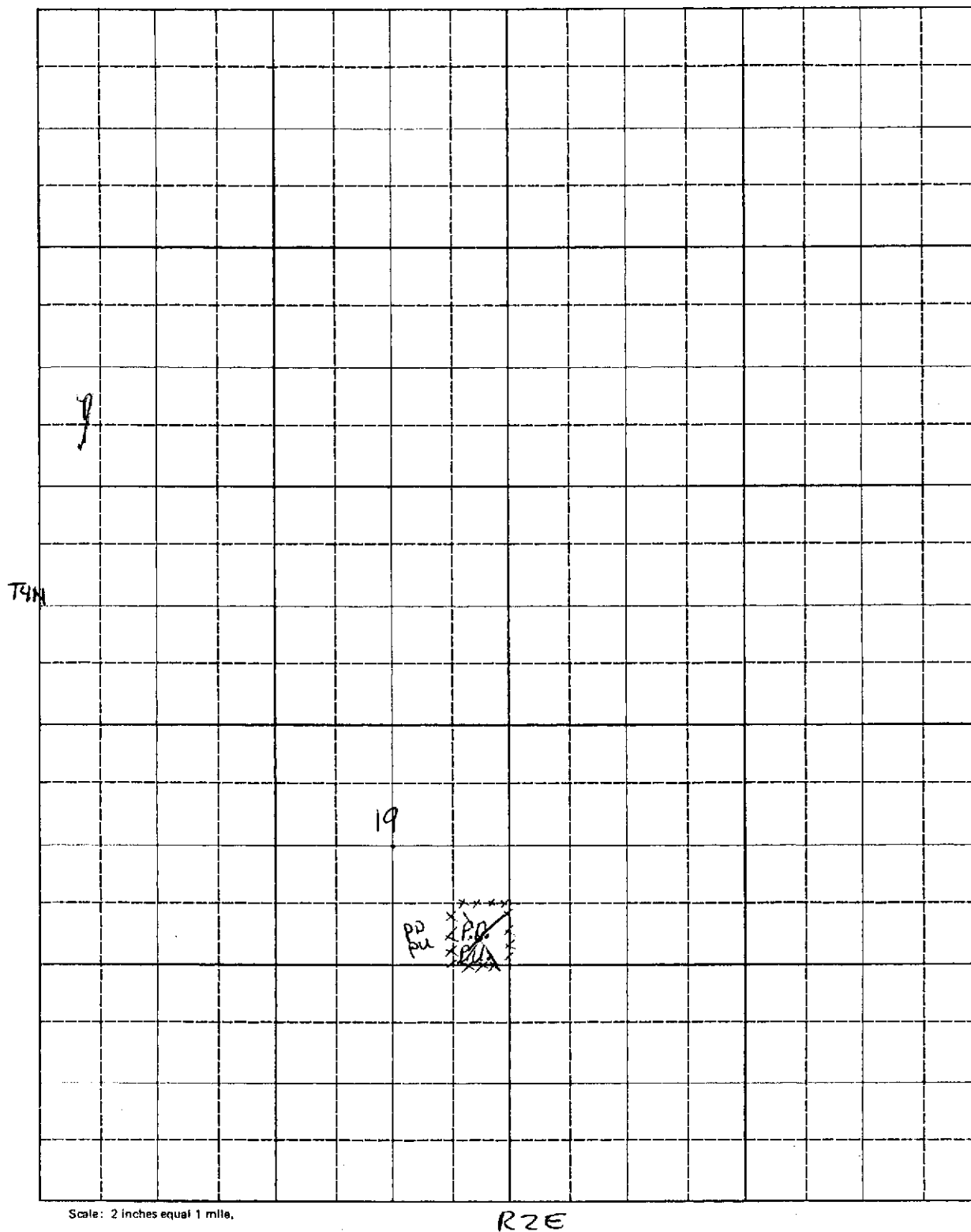
THE WEAL AND WASTE DITCH WILL BE

TIED TOGETHER INTO A COMMON SPRINKLER

IRRLIGATION SYSTEM



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



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

1100

Richard A. Popple
(Applicant)

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4-20-83 Proposed Priority
Received by [Signature] Date 4/20/1983 Time 3:25 PM
Preliminary check by JG Fee \$ 30.00
Received by [Signature] Date 4/20/1983 # 27944
Publication prepared by [Signature] Date 4/19/83
Published in Resource Abstracts
Publication dates 4/19/83 to 4/23/83
Publication approved [Signature] Date 4/25/83
Protests filed by: [Signature]
Copies of protests forwarded by _____
Hearing held by _____ Date _____
Recommended for approval denial by DBS _____
[Signature]

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-10056, and said application is hereby Approved _____.

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

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before August 1, 19 84.

c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.

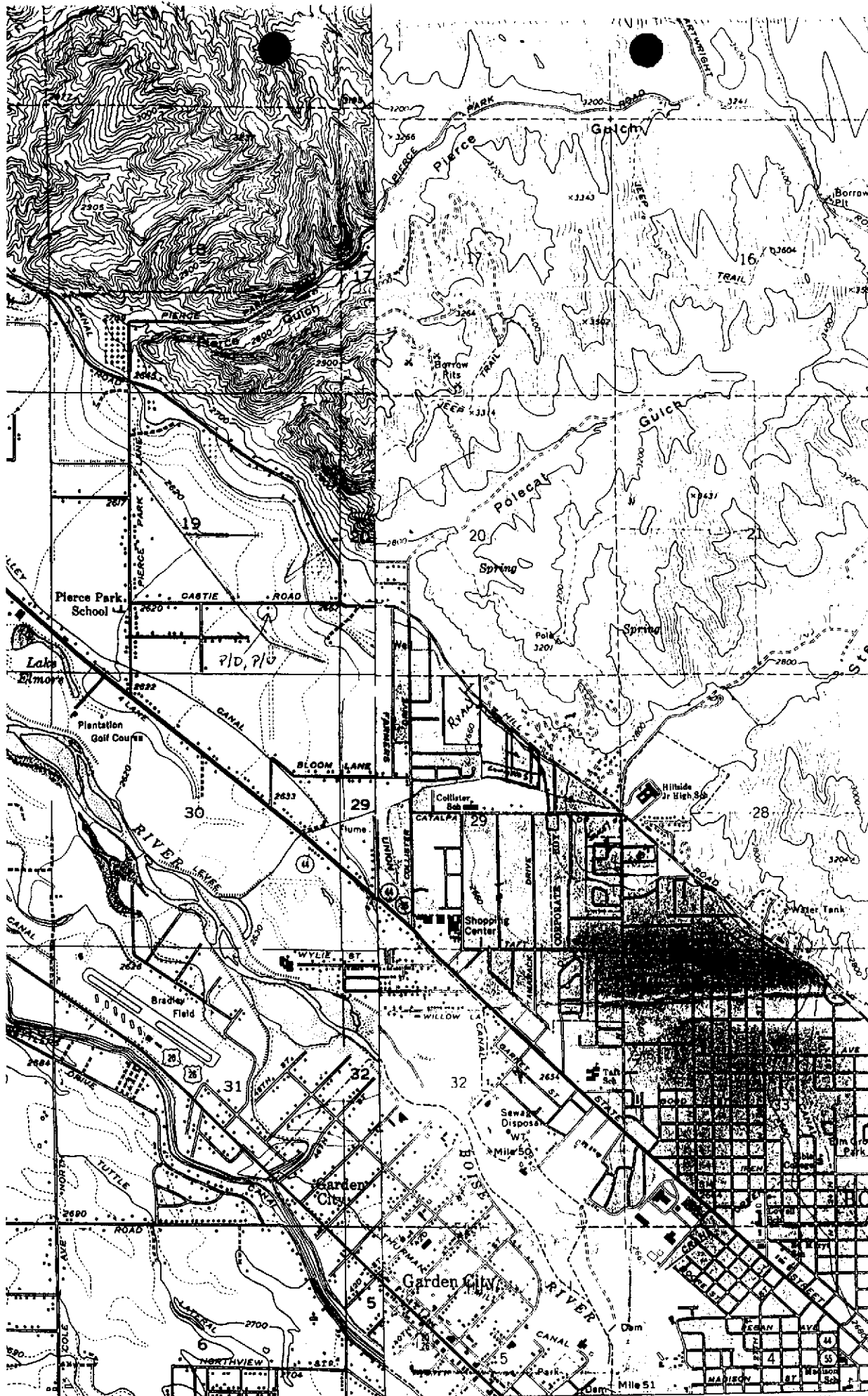
d. Other: _____

This permit is subject to the right of Farmers Union Canal Co. to cease wasting water now or at any time in the future.

Use of water under this permit is subject to control by the watermaster of State Water District No. 63 Boise River.

Witness my hand this 20 day of July, 1983.

David R. Tamm
Acting Chief, Operations Bureau



U.S. 30
R. 1 E. R. 2 E.
INTEGRITY—GEOLOGICAL SURVEY, WASHINGTON, D. C.—1988-89
M R-8840

11°15' 51' 370,000 FEET
STATE CAPITOL 2.5 MI. 52

Maped, edited, and published by the Geological Survey

Control by IISGS and NOS/NOAA

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORTRECEIVED
KEYPUNCHFEB 04 1987
FEB 11 1987Department of Water Resources
Department of Water Resources

A. GENERAL INFORMATION

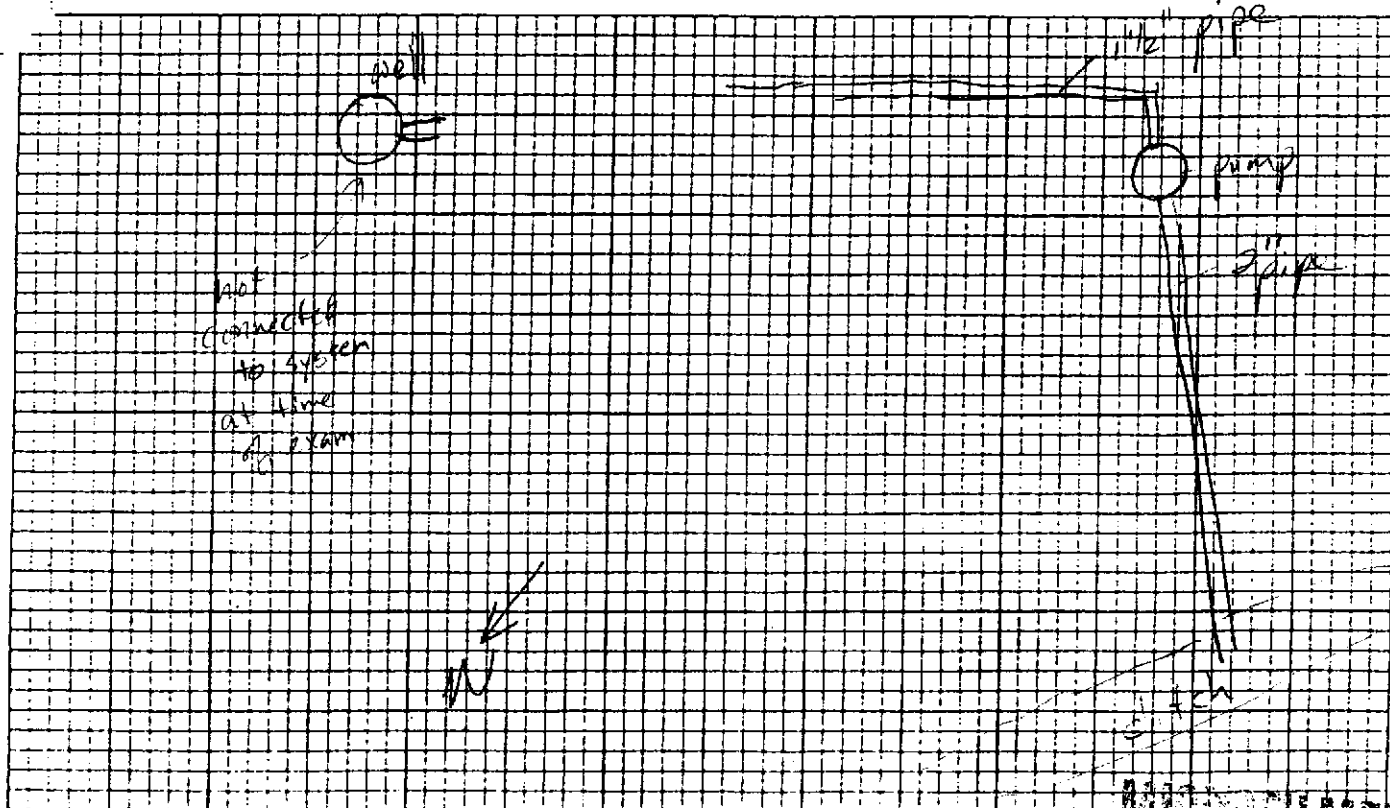
1. Owner: Richard A. Poplack Permit No. 63-10056
Current Address: 5603 Castle Dr., Boise, ID 83703 Phone No. 344-6856
2. Accompanied by: Richard & Cathy Poplack EXAM. DATE: 6-23-86
Address: as above Phone No. KEYPUNCH
Relationship to Permit Holder: _____
3. Source: GW & waste ditch tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-2406; ~~63-2406~~ 63-9145
(see remarks) ☐ Copies Attached
2. Other water rights with same point of diversion: 63-9145 - groundwater
☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

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



Scale: 1" = _____ not to scale

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required)
☐ Photo of Diversion and System Attached

- ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more)

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

Sources of water are a hand dug well (11' deep, 8' casing) and a wastewater ditch. 2" pipe runs from sources to pump (1.5 HP). 1 1/2" pipe runs from pump to sprinklers. System has 13 sprinklers total; 6 were operating during field exam. Sprinklers are Orbit Jet 50 A's with 5/32" orifice.

☐ See Remarks on page 4 for continuation

4.

| Well or Diversion Identification No.* | Motor Make | Hp | Motor Serial No. | Pump Make | Pump Serial No. or Discharge Size |
|---------------------------------------|-------------------|-----|------------------|-----------|-----------------------------------|
| | Franklin Electric | 1.5 | Mod # 1103043736 | | |
| | | | | | |
| | | | | | |
| | | | | | |

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

5. Point(s) of Diversion:

| Ident. No. | Gov't. Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Method of Determination/Remarks |
|------------|------------|-----|-----|-----|------|------|------|--------|---------------------------------|
| | | | SW | SE | 19 | 4N | 2E | ADA | topog. map. |
| | | | | | | | | | |
| | | | | | | | | | |
| | | | | | | | | | |

6. Place(s) of Use:

Indicate Method of Determination topog. map.

| 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 | |
| 4N | 2E | 19 | | | | | | | | | | | | | | | 1.7 | | 1.7 acres |
| | | | | | | | | | | | | | | | | | | | |
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Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

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

2. Measurements:

- press. gauge measurement of sprinklers; 6 sprinklers
 running @ 38 psi each = 4.3 gpm per sprinkler
 $6 \times 4.3 = 25.8 \text{ gpm} = .06 \text{ cfs}$

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

see above .06 cfs.

2. Alternate Method for Checking Purposes:

N/A

F. PUMP EFFICIENCY DATA (Optional)

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

Total Head: (1) + (2) = _____ (3); Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

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

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

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

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

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

 $V_{IR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 20 \text{ acres} \times 4.5 \text{ a-f/acre/season} = 9.0 \text{ a-fa}$ $V_{OR} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .06 \times 240 \text{ days} \times 1.9835 = 28.56$ $V = \text{Smaller of } V_{IR} \text{ and } V_{OR} = 9.0 \text{ a-fa}$

2. Volume Calculations for Other Uses:

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

Overlap: According to file, Mr. Poplack has walked out the drainage ditch (i.e. his partial source) & found no one using water downstream of him.

- Lee Sisco (Watermaster, Basin 63) contacted our office to inform us that drainage ditch water's (i.e. Mr. Poplack's source) are accredited to downstream irrigation districts and that no water may be diverted from these ditches when the flow of the Boise R. is ≤ 4400 cfs. I informed Mr. Poplack of this (see attached letter).

I. RECOMMENDATIONS

1. Recommended Amounts

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

2. Recommended Amendments

☐ Change P.D. as reflected above☐ Add P.D. as reflected above☒ None☐ Change P.U. as reflected above☐ Add P.U. as reflected above☐ Other

J. AUTHENTICATION

Field Examiner's Name

Brad Dingee

Signature

Brad E. Dingee

DRT 1/30/86

Certification Date

6-23-86

Field Report Preparation Date

6-23-86

CONSULTANT SEAL

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

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IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-10056 Date: 9-19-01

| | TNS | RNG | SEC | NE | | | | NW | | | | SW | | | | SE | | | | Sum |
|-------|-----|-----|-----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-----|----|-----|
| | | | | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | |
| Claim | 4N | 2E | 19 | | | | | | | | | | | | | | | 1.7 | | 1.7 |
| GIS | | | | | | | | | | | | | | | | | | 1.7 | | 1.7 |
| | | | | | | | | | | | | | | | | | | | | |
| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
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| Claim | | | | | | | | | | | | | | | | | | | | |
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| Claim | | | | | | | | | | | | | | | | | | | | |
| GIS | | | | | | | | | | | | | | | | | | | | |
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Number of POD's 2

Total Claimed Acres: 1.7

Overlapping POU Claim #'s:

Total GIS Acres: 1.7

COMMENTS:

per county data however, ownership has changed

- both sources had same Id # in state database - entered 1 into fire table

Idaho Department of Water Resources

Claim Number: 63-10056
Legal: T04N, R02E, S19
Reviewed By:

- ☒ Point of Diversion
- ☐ Place of Use
- ☐ Section Lines
- ☐ Quarter Quarter Lines

