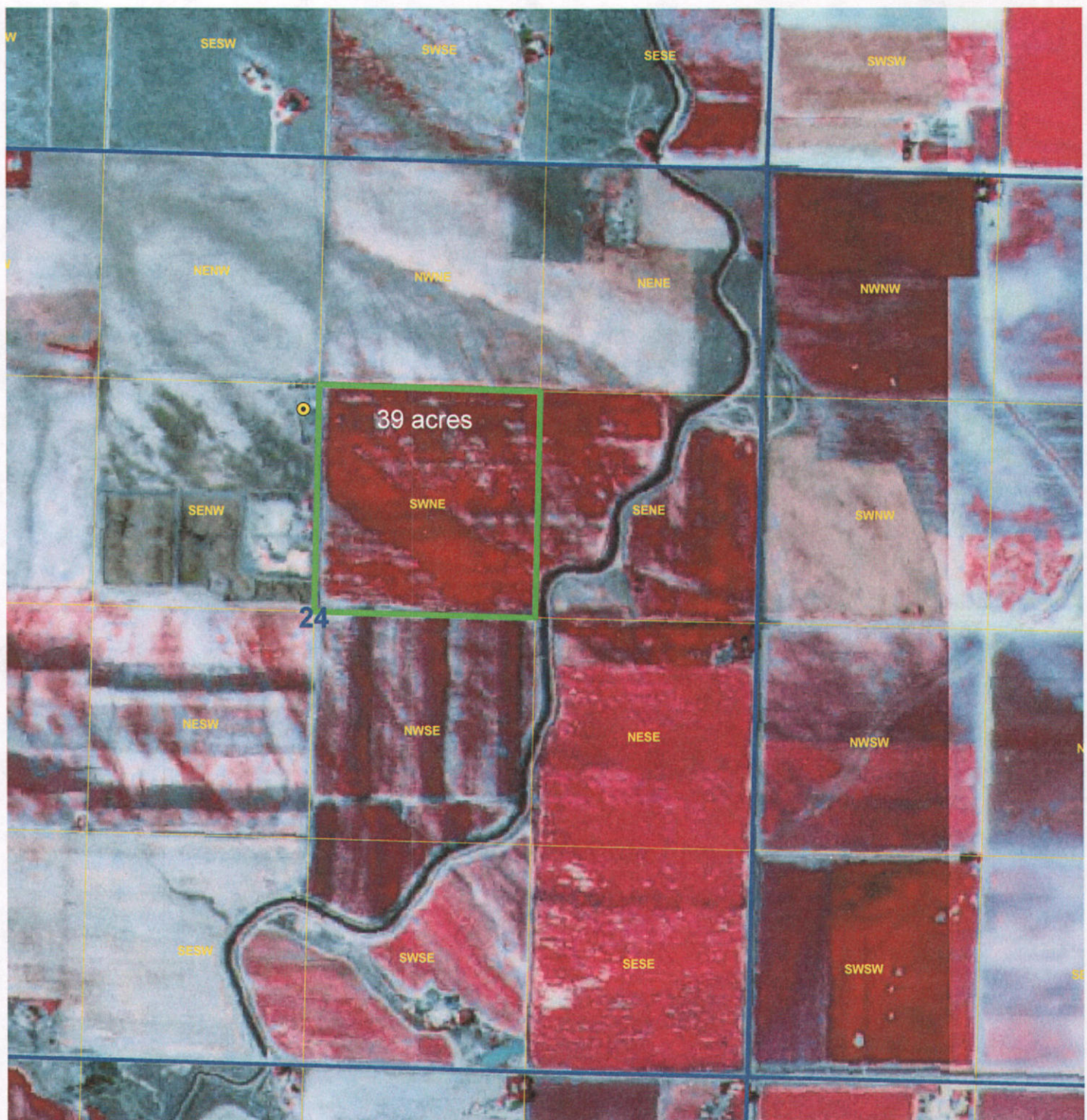


Idaho Department of Water Resources

63-3330B

T02N R03W S24



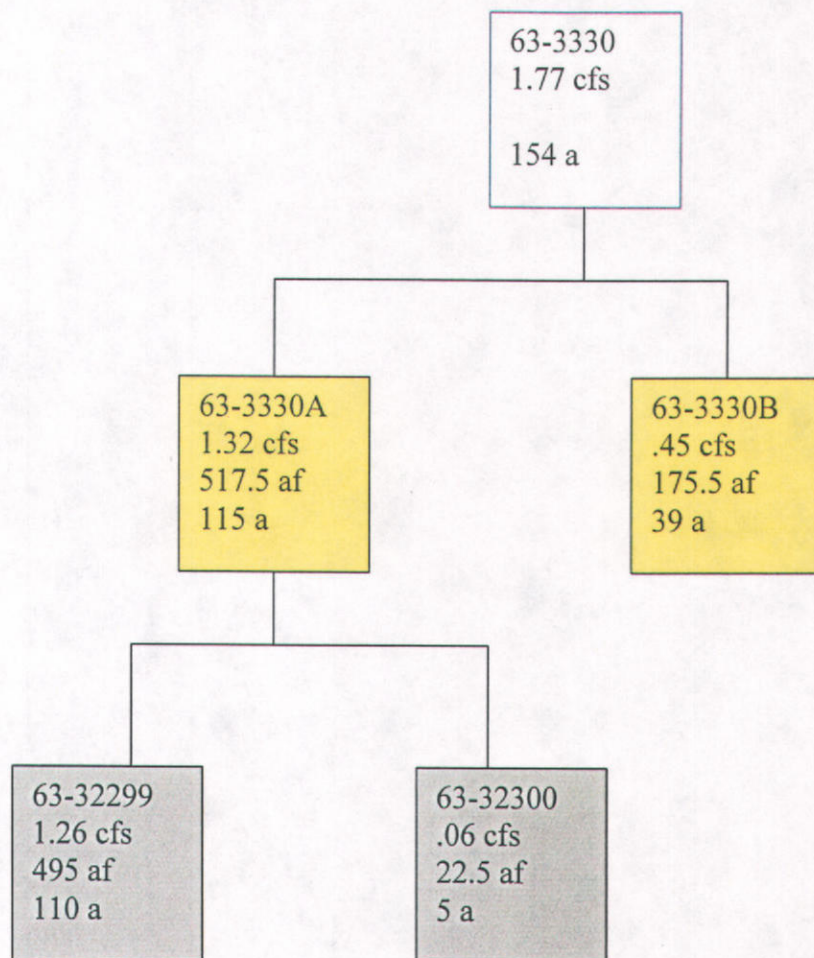
- Point of Diversion
- Place of Use
- Sections
- Quarter Quarter

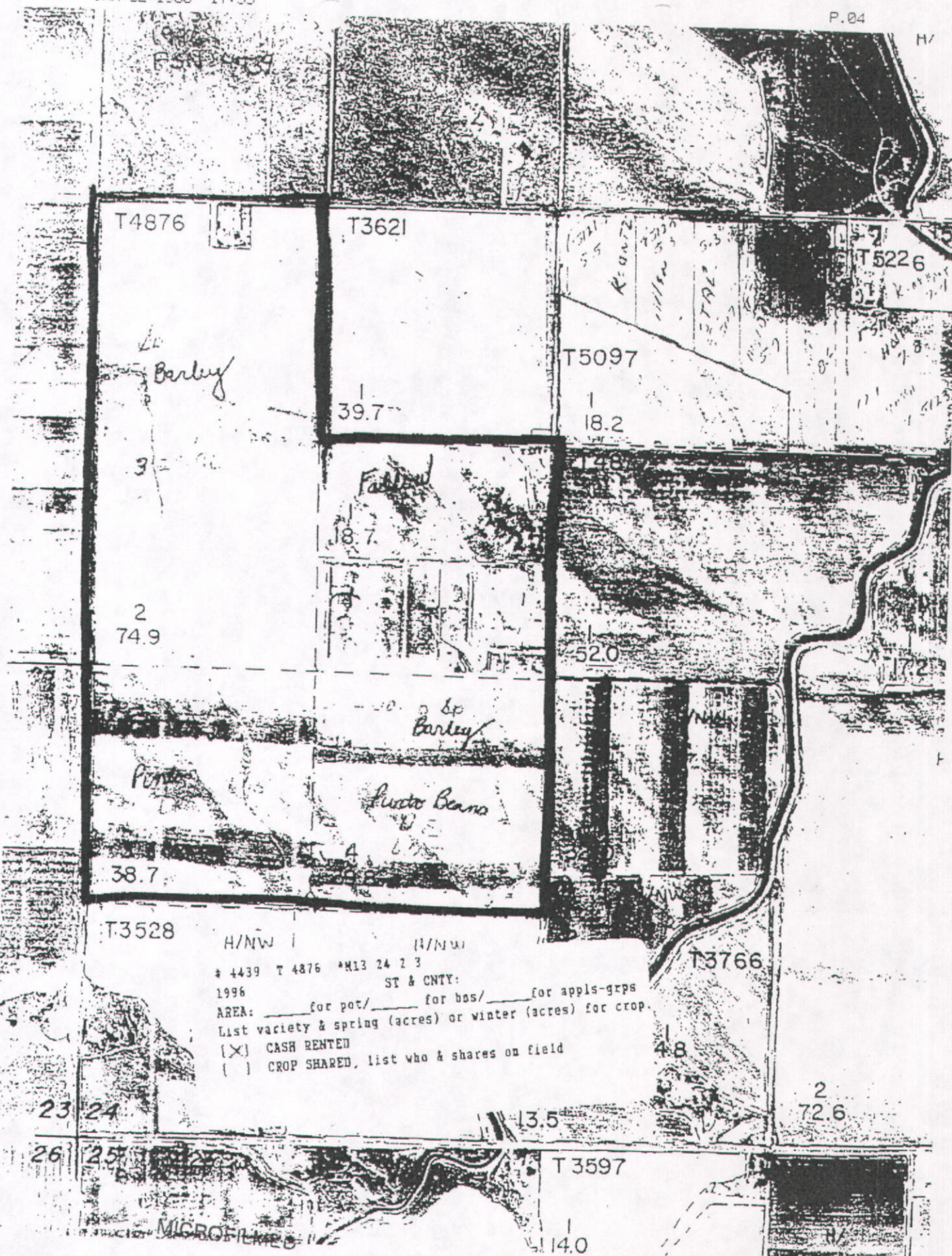


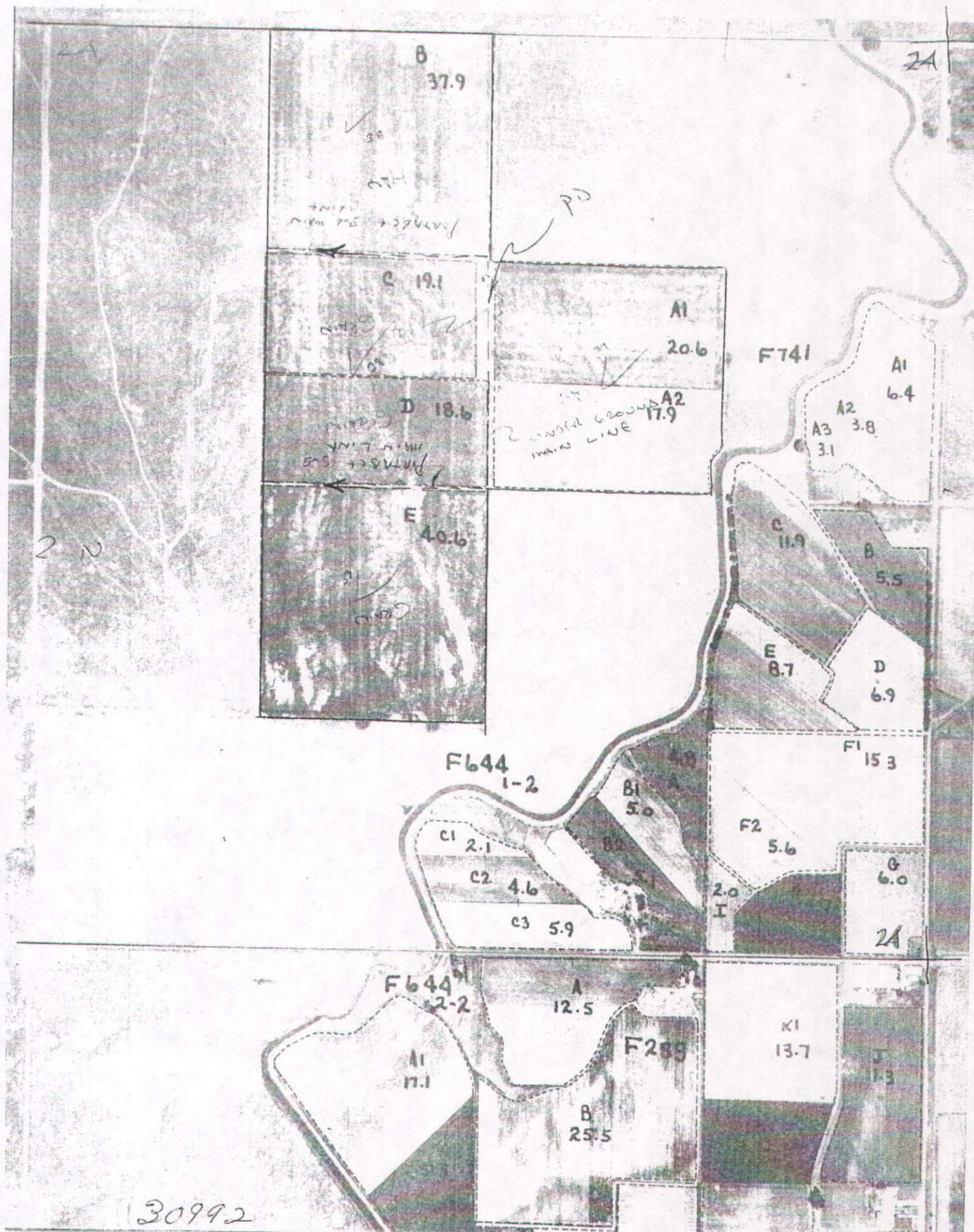
400 0 400 800 1200 1600 Feet

IDWR

Prepared by: Sandy Egbert
1987 NAAP Photography







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 63-3330B
Date Received: 6/28/01
Receipt No: W027963
Received By:

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

1. Name of Claimant(s)

DAVID DANIEL Phone: (208)467-1525

12197 DEER FLAT RD
NAMPA ID USA 83686

ANGELA DANIEL Phone: (208)467-1525

12197 DEER FLAT RD
NAMPA ID USA 83686

2. Date of Priority: 02/25/1963

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	03W	24	SE NW	CANYON	

5. Description of diverting works:

Well, with vertical turbine pump, pipelines and sprinklers.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.448	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	03W	24	SW	NE	IRRIGATION	39
Section Acres						39
Total Acres						39

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: 63-7075B

14. Remarks:

This claim is for a 39 acre portion of water right 63-3330. In combination with 63-7075B, the total diversion rate is .80 cfs and 180 afa.

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576

Ident. Number

ALB-03330B

Date Received

6-28-01

Receipt Number

W027963

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

- Name of Claimant (s) David Daniel and Angela Daniel Phone (208) 467-1525
Mailing Address 12197 Deer Flat Road, Nampa, ID Zip 83686
- Date of Priority (Only one (1) per claim) 2/25/1963
- Source of water supply (a) groundwater
which is tributary to (b) NA
- a. Location of existing point of diversion is: Township 2N Range 3W Section 24,
1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Canyon
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 _____
- 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. well with vertical turbine pump,
pipelines and sprinklers

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/1 to 11/15 amount 0.448 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.448 (cfs) and/or (b) _____ (acre feet)

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

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

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
2N	3W	24			39														39

Total number of acres irrigated 39

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.
63-7075 or None ()

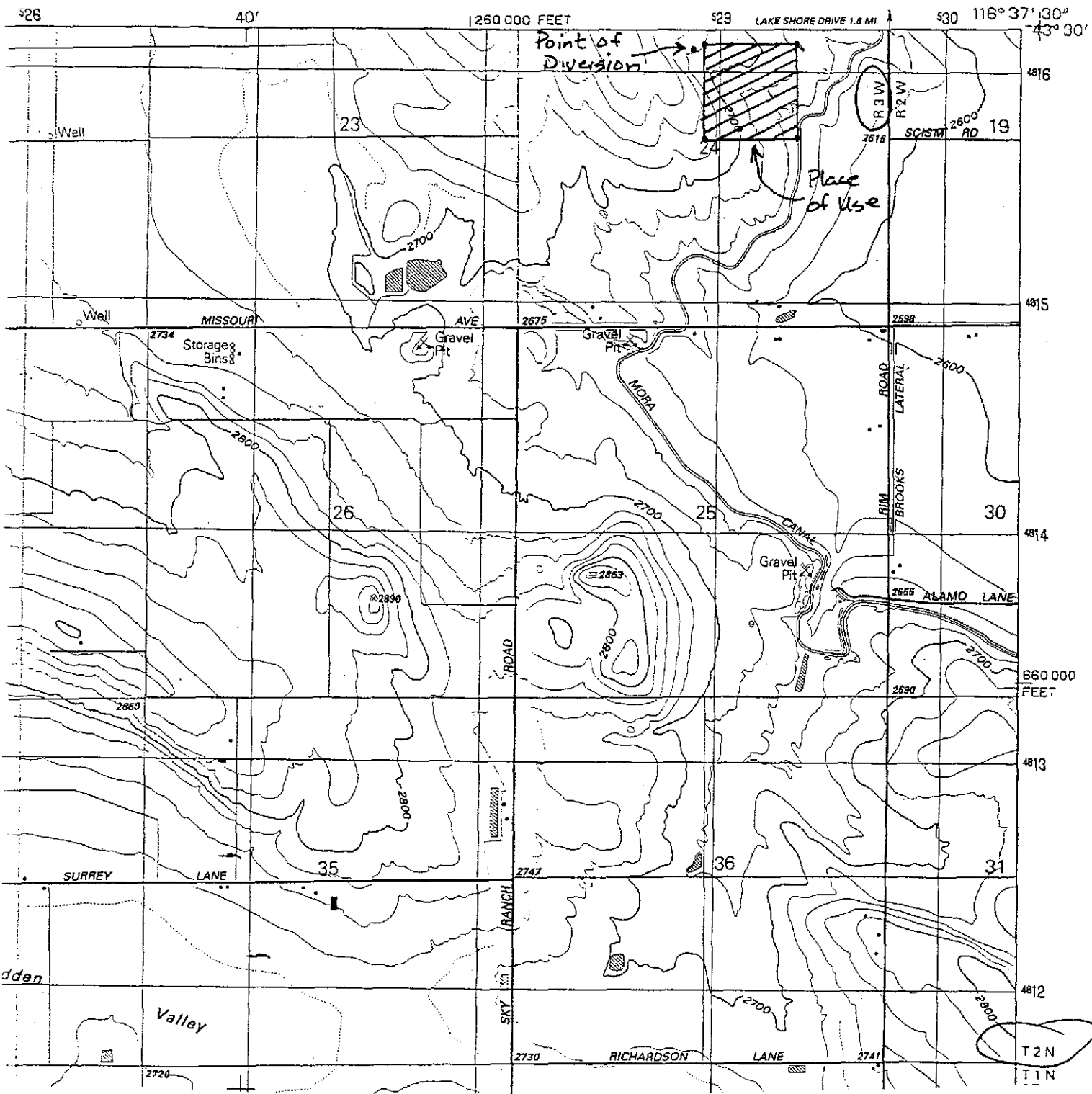
14. Remarks: This claim is for a _____ acre portion of water right 63-3330. In
combination with 63-7075, the total diversion rate is 0.80 cfs and
180 afa.

Last Name Daniel Ident No. _____

Copies: White -State, Yellow-Claimant

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

GIVENS HOT SPRINGS QUADRANGLE
IDAHO
7.5 MINUTE SERIES (TOPOGRAPHIC)



Last Name Daniel

Ident No. _____

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number 63-3330

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Daniel Daniel Date 6/27/01

Angela Daniel Date 6/27/01

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.

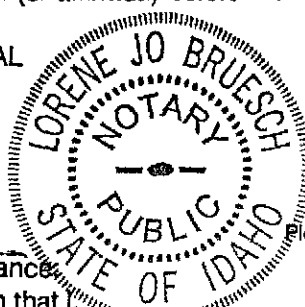
Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 27th day of June 2001

SEAL



Notary Public Lorene Jo Bruesch

Residing at Nampa Id

My Commission Expires 2/20/03

Please Print Name

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

Signature _____

Address _____

Date _____

Last Name Daniel Ident. Number _____

Copies White-State, Yellow-Claimant

Quantity
POU
(combined
limitations)

RECEIVED

JAN 12 2007

DEPARTMENT OF
WATER RESOURCES

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

In Re SRBA

A. Subcase 63-3330B

Case No. 39576

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: David and Angela Daniel
Address: 12197 Deer Flat Rd.
Nampa, ID 83686

Daytime Phone: (208) 467-1525

Name & Address of Attorney, if any:

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

Name: David Daniel
Angela Daniel
Address: 12197 Deer Flat Rd.
Nampa, ID 83686

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate boxes.)

1. ☐ Name and Address
Should be: _____
2. ☐ Source
Should be: _____
3. ☒ Quantity
Should be: Condition should be corrected.
4. ☐ Priority Date
Should be: _____
5. ☐ Point(s) of Diversion
Should be: _____
6. ☐ Instream Flow Description
Should be: _____
7. ☐ Purpose(s) of Use
Should be: _____
8. ☐ Period of Year
Should be: _____
9. ☒ Place of Use
Should be: Condition should be corrected.

10. I object because:

- ☐ 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): At the time I purchased this property, there was some evidence of non-use of the appurtenant water rights (63-3330B and 63-7075B) and the SRBA Court had not yet "tolled" forfeiture during the SRBA process. Fearing the existing rights might be lost in the SRBA, I purchased a small portion of water right 63-3599D. My portion of that right is numbered 63-31189. I now have a recommendation in the SRBA for all three rights. By limiting the three rights in combination, IDWR prevents me from selling or transferring 63-31189, the right I no longer need now that my use of 63-3330B and 63-7075B will be assured by the issuance of Partial Decrees in the SRBA.

F. VERIFICATION (Must be completed)

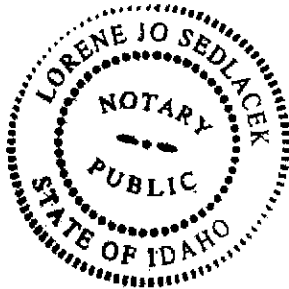
State of Idaho)
County of Canyon)ss.

David Daniel, duly sworn, upon oath, deposes and says:

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

David Daniel

Subscribed and sworn to before me on: 1/11/07



Lorene Jo Sedlacek

Notary Public for Idaho

Residing at: Nampa ID

My Commission Expires: 2/26/09

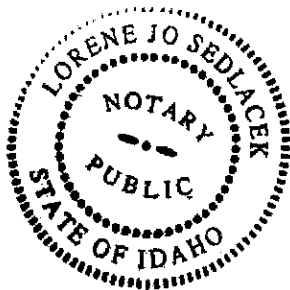
State of Idaho)
County of Canyon)ss.

Angie Daniel, duly sworn, upon oath, deposes and says:

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

Angie Daniel

Subscribed and sworn to before me on: 1/11/07



Lorene Jo Sedlacek

Notary Public for Idaho

Residing at: Nampa ID

My Commission Expires: 2/26/09

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.

G. CERTIFICATE OF MAILING

I certify that on January 11, 200~~6~~⁷, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right:

Name: David and Angela Daniel
Address: 12197 Deer Flat Rd.
Nampa, ID 83686

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

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



Signature of Objector or attorney



RECEIVED

October 19, 2006

OCT 20 2006

WATER RESOURCES
WESTERN REGION

IDWR Regional Office
2735 Airport Way
Boise, ID 83705

Subject: Notice of Error for IDWR's preliminary recommendations for 63-3330B, 63-7075B and 63-31189

Dear Western,

We are submitting the enclosed *Notice of Error Reply* forms on behalf of our clients, David and Angela Daniel.

As noted on the forms, the Daniels purchased a water right (63-31189) in an effort to assure they did not lose the right to irrigate property they purchased in Canyon County. The SRBA Court's decision "tolling" forfeiture (which applies to the other claims) was subsequent to the purchase of 63-31189. In other words, they no longer need 63-31189 to protect their right to irrigate and now wish to sell it. The combined use conditions on the preliminary recommendations imply the rights are "stacked" and might prevent their sale.

Please let me know if you have any questions.

Sincerely,

Roxanne Brown
Water Rights Specialist

File No.: 241.0010

*Cannot remove
condition unless
5 acres are removed
from one of the rts.
Possibly latest priority
date. Do not have
45 acres, only 40.
Need to end up
with 35 acres & then
the 5 acres can be sold.*

RECEIVED

OCT 20 2006

NOTICE OF ERROR
REPLY

WATER RESOURCES
WESTERN REGION

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-3330B

DAVID DANIEL
ANGELA DANIEL
12197 DEER FLAT RD
NAMPA ID 83686

Telephone Number (208) 467-1525

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

Quantity Condition: "Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to a total combined diversion rate of .8 cfs and to a total combined annual diversion volume of 180 AF."

Place of Use Condition: "Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to the irrigation of a combined total of 40 acres in a single irrigation season."

2. Describe the changes you wish to make in the proposed recommendation:

Quantity Condition: "Right Nos. 63-3330B and 63-7075B are limited to a total combined diversion rate of .8 cfs and to a total combined annual diversion volume of 180 AF."

Place of Use Condition: "Right Nos. 63-3330B and 63-7075B are limited to the irrigation of a combined total of 40 acres in a single irrigation season."

3. Give a brief explanation as to why you disagree with these portions:

I purchased this land in 1991 from Donald and Sandra Taggert. At the time of purchase, there was some evidence of non-use of the appurtenant water rights (63-3330B and 63-7075B) and the SRBA Court had not yet "tolled" forfeiture during the SRBA process. Fearing the existing rights might be lost in the SRBA, I purchased a small portion of water right 63-3599D from Mr. Hukill (63-3599D had previously been placed in the Idaho Water Supply Bank). My portion of 63-3599D was numbered 63-31189. I continued to irrigate my property and now have a recommendation in the SRBA for all three rights.

I now wish to sell one acre of right 63-31189. (In fact, an application to transfer a portion of this right has been submitted to IDWR by Ronald and Katherine Lauer.) I own an additional 16 acres of property at my current location that does not have any water rights. I plan to transfer the other four acres of right 63-31189 to that ground. If 63-31189 is conditioned in combination with my other rights, it will inhibit my ability to sell and transfer the right.

DATE: 10/16/06

SIGNATURE:

David Daniel Angie Daniel

Please print your name:

David Daniel Angie Daniel

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

06/16/2006

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

RIGHT NUMBER: 63-3330B

NAME AND ADDRESS: DAVID DANIEL
12197 DEER FLAT RD
NAMPA ID 83686

ANGELA DANIEL
12197 DEER FLAT RD
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.450 CFS
175.500 AFY

Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to a total combined diversion rate of .8 cfs and to a total combined annual diversion volume of 180 AF.

PRIORITY DATE: 02/25/1963

POINT OF DIVERSION:

T02N R03W S24 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.450 CFS 175.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S24 SWNE 39.00

39 ACRES TOTAL

Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to the irrigation of a combined total of 40 acres in a single irrigation season.

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

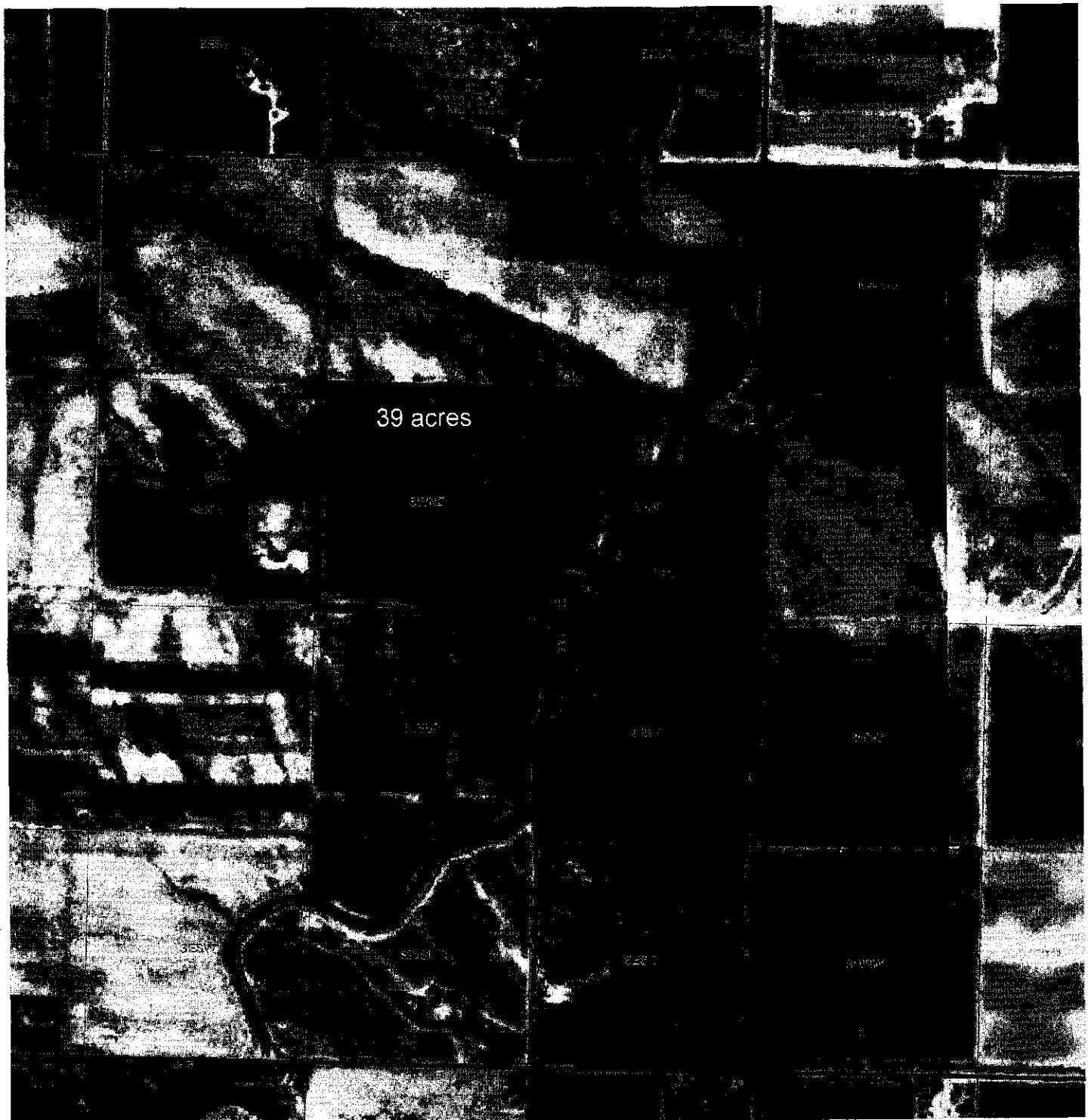
This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Idaho Department of Water Resources

63-3330B

T02N R03W S24



- ⊙ Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



400 0 400 800 1200 1600 Feet



IDWR

Prepared by: Sandy Egbert
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3330B V1

WATER RIGHT NUMBER: 63-3330B V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DAVID DANIEL 12197 DEER FLAT RD NAMPA, ID 83686 (208)467-1525
Current Owner	ANGELA DANIEL 12197 DEER FLAT RD NAMPA, ID 83686 (208)467-1525

Priority Date: 02/25/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.450 CFS	175.50 AF
	<u>Total Diversion:</u>	0.450 CFS	175.50 AF

Location of Point(s) of Diversion

GROUND WATER	SE1/4NW1/4	Sec. 24, Twp 02N, Rge 03W, B.M.
CANYON County		

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	
02N	03W	24				39.0													39.0

Total Acres: 39

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.
2. E60 Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to a total combined diversion rate of .8 cfs and to a total combined annual diversion volume of 180 AF.
3. E55 Right Nos. 63-3330B, 63-7075B and 63-31189 are limited to the irrigation of a combined total of 40 acres in a single irrigation season.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-3330B V1

Comments: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:
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
0.8	180	40

Combined Water Rights: 63-31189 , 63-3330B , 63-7075B

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>
Summary			02/10/2006	lharris	Active
Priority Date	2/16/2006 10:56:43 AM	segbert			Active
POD	2/16/2006 10:57:01 AM	segbert			Active
Source	2/16/2006 10:57:53 AM	segbert			Active
POU	2/16/2006 10:58:07 AM	segbert			Active
Use	2/16/2006 10:58:48 AM	segbert			Active
Season	2/16/2006 10:59:35 AM	segbert			Active
Quantity	2/16/2006 11:00:44 AM	segbert			Active
Summary			02/16/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3330B V1

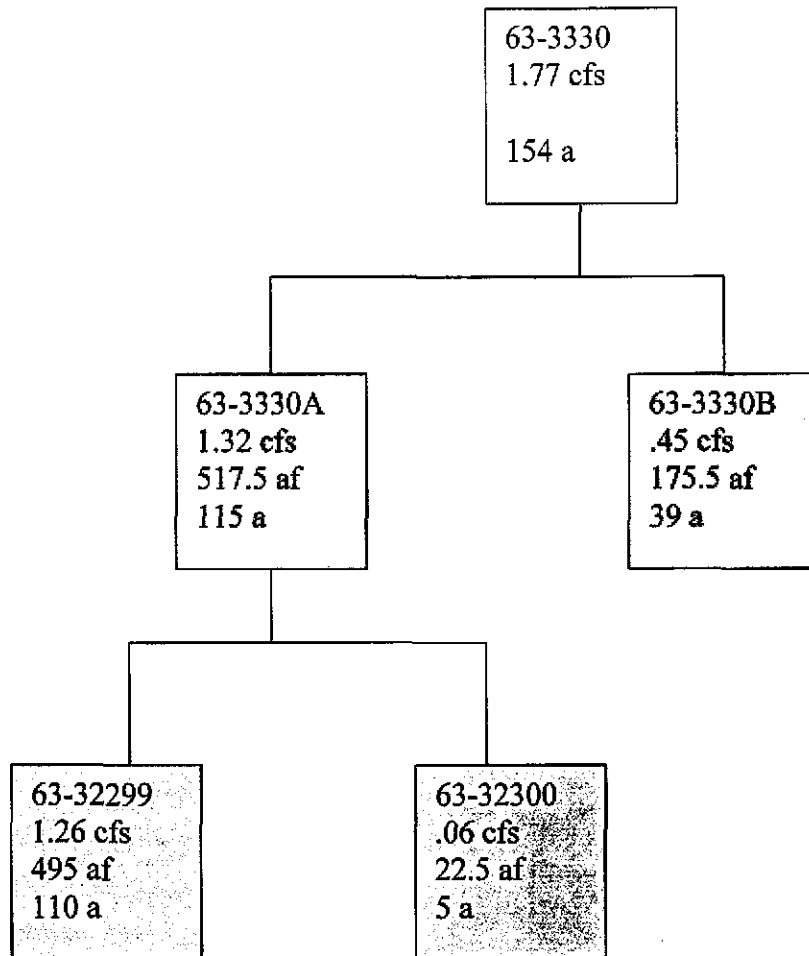
Summary	2/16/2006 11:04:22 AM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (Yes) 5. Does this 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?
Summary	2/10/2006 2:40:05 PM	lharris	(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?
General	2/16/2006 10:56:28 AM	segbert	(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? (No) 16. Is a Priority Date remark and/or condition required?
POD	2/16/2006 10:56:46 AM	segbert	(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? (No) 10. Is a POD remark and/or condition required?
POD	2/16/2006 10:57:03 AM	segbert	Updated shape
Source	2/16/2006 10:57:38 AM	segbert	(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? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3330B V1

POU	2/16/2006 10:57:52 AM	segbert	(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	2/16/2006 10:58:32 AM	segbert	(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?
Season	2/16/2006 10:59:20 AM	segbert	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Quantity	2/16/2006 11:00:27 AM	segbert	(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? (No) 8. Does the parent right have an annual diversion volume limit? (Yes) 9. Is the source Groundwater and does the purpose of use require a 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 - 4.5 x acres
POU	2/16/2006 10:58:15 AM	segbert	Updated shape for Active POU

Water Supply Bank:



IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3330B

02/10/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~330B~~	Claim	02N	03W	24	SW	NE		IRRIGATION	39/39	DAVID DANIEL
~~075A~~	Claim	02N	03W	24	SW	NE		IRRIGATION	40/35	MARIANNE WILLIAMS
~~075B~~	Claim	02N	03W	24	SW	NE		IRRIGATION	40/40	DAVID DANIEL
11189	Claim	02N	03W	24	SW	NE		IRRIGATION	5/5	ANGELA DANIEL
~~330~~	Water Right	02N	03W	24	SW	NE		IRRIGATION	39/154	WESLEY R SCHOBER
2025	Water Right	02N	03W	24	SW	NE		IRRIGATION	40/158	JO ANN B BREACH

Receipt Details for ID W027963

Status	Adjustment Type	Version
		1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
6/28/2001 10:25:46 AM	6/28/2001 3:27:11 PM	WESTERN	\$140.00	Check
Payer		DANIEL, DAVID		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
1096			
Card Expiration Date	Credit Card Transaction #		

Comment NOTICE OF CLAIM TO A WATER RIGHT

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$140.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

Amount	Payee	Date	Document Number
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Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
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Print Report

State of Idaho

License and Certificate of Water Right

Water License No. G-30992 Priority February 25, 1963 Amount 1.77 c.f.s.

THIS IS TO CERTIFY that WESLEY R. SCHOBER

of Nampa, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated February 25, 1963; that Permit No. G-30992 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.77 second feet, was issued thereunder on March 21, 1968, showing that said works were completed on the 21 day of February, 1967; and that on the 21 day of February, 1967 WESLEY R. SCHOBER

of Nampa, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation under Use Permit No. G-30992 of the Department of Reclamation, and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record ~~on~~ ~~the 21 day of March, 1968~~ on the 21 day of March, 1968.

The right hereby confirmed dates from February 25, 1963.

The Point of Diversion is located

in the SE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 24, Twp. 2 N, R. 3 W, B.M. Canyon County.

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 1.77 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N	3 W	24	SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	39
			NE $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			SE $\frac{1}{4}$ NW $\frac{1}{4}$	40	38
			NE $\frac{1}{4}$ SW $\frac{1}{4}$	40	39
			Total number of acres irrigated:		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this 21 day of March, 1968.

R. Keith Higgins
State Reclamation Engineer.

30992

63 3330

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF EXAMINER

Permit No. G-30992

This proof is for Comp. of Works & Beneficial Use

In Water District No. _____

1. Name of applicant Wesley R. Schober

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SE 1/4 NW 1/4 of Section 24

T. 2 N R. 3 W County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:

100 HP CC ELEC. MOTOR # 2x242120
1 1/2 3 VERT PUMP # 203544
700 gpm @ 48.4' 8" DISCHARGE
THROUGH 8" CHECK FLAP VALVE AND 30" x 10'
TANK - UNAGGRAVATED MAIN LINE - SPRINKLER SYSTEM

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: YES

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW 1/4 NE 1/4, E 1/4 NW 1/4, NE 1/4 SW 1/4, Sec. 24, T. 2 N, R. 3 W, B.M.

(100 acres)

(154 acres)

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: _____

165 NOZ - 5/22' RAINBOW 30 (PHOCCO) @ 47 lbs

2 = (165 NOZ) (4.82 gpm) = 2/1.57 c.f.s.
148.8 gpm

This examination was made on the 30th day of Sept, 1967

(Signed) D.R.

Examiner.

30992

pw
Plat

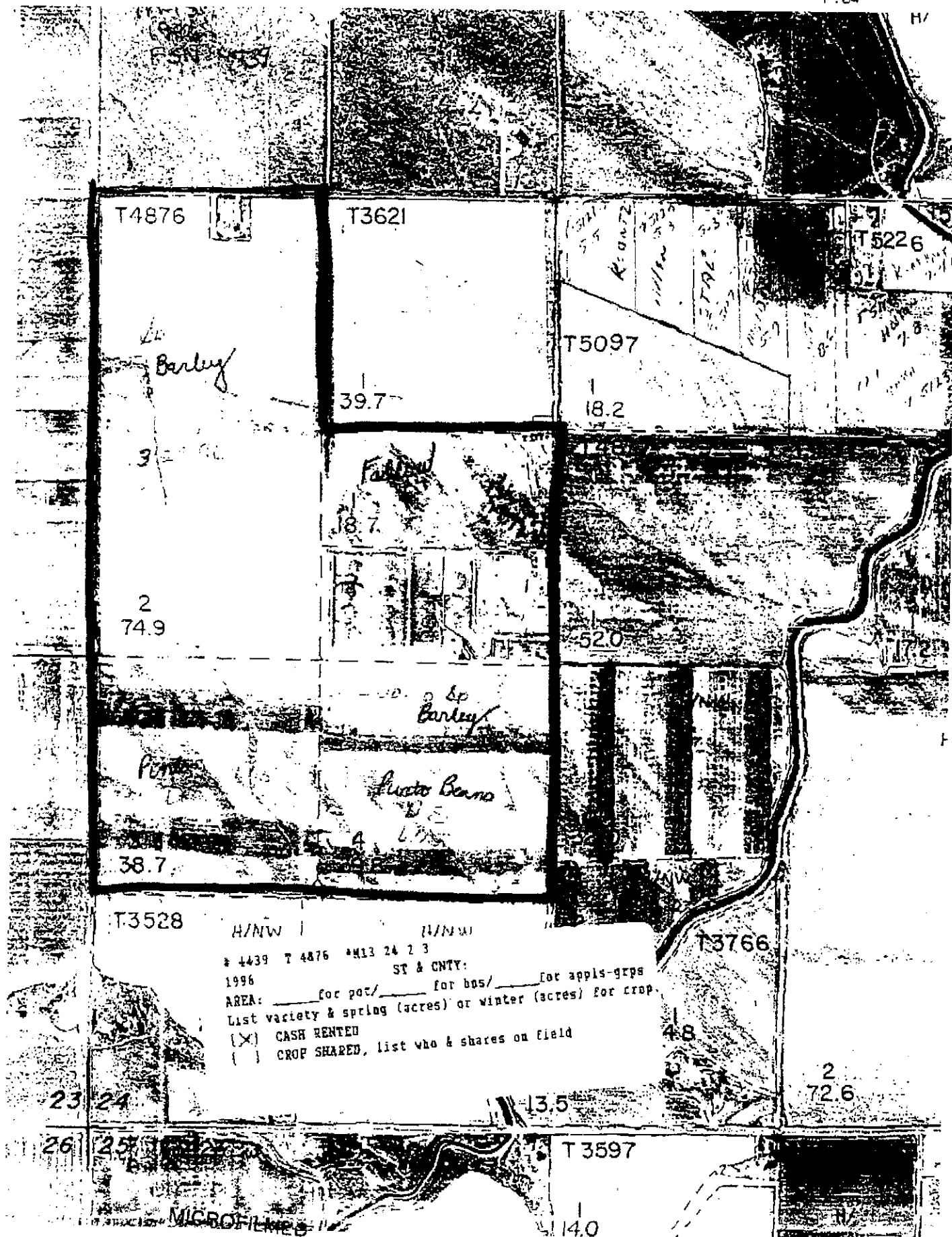
BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

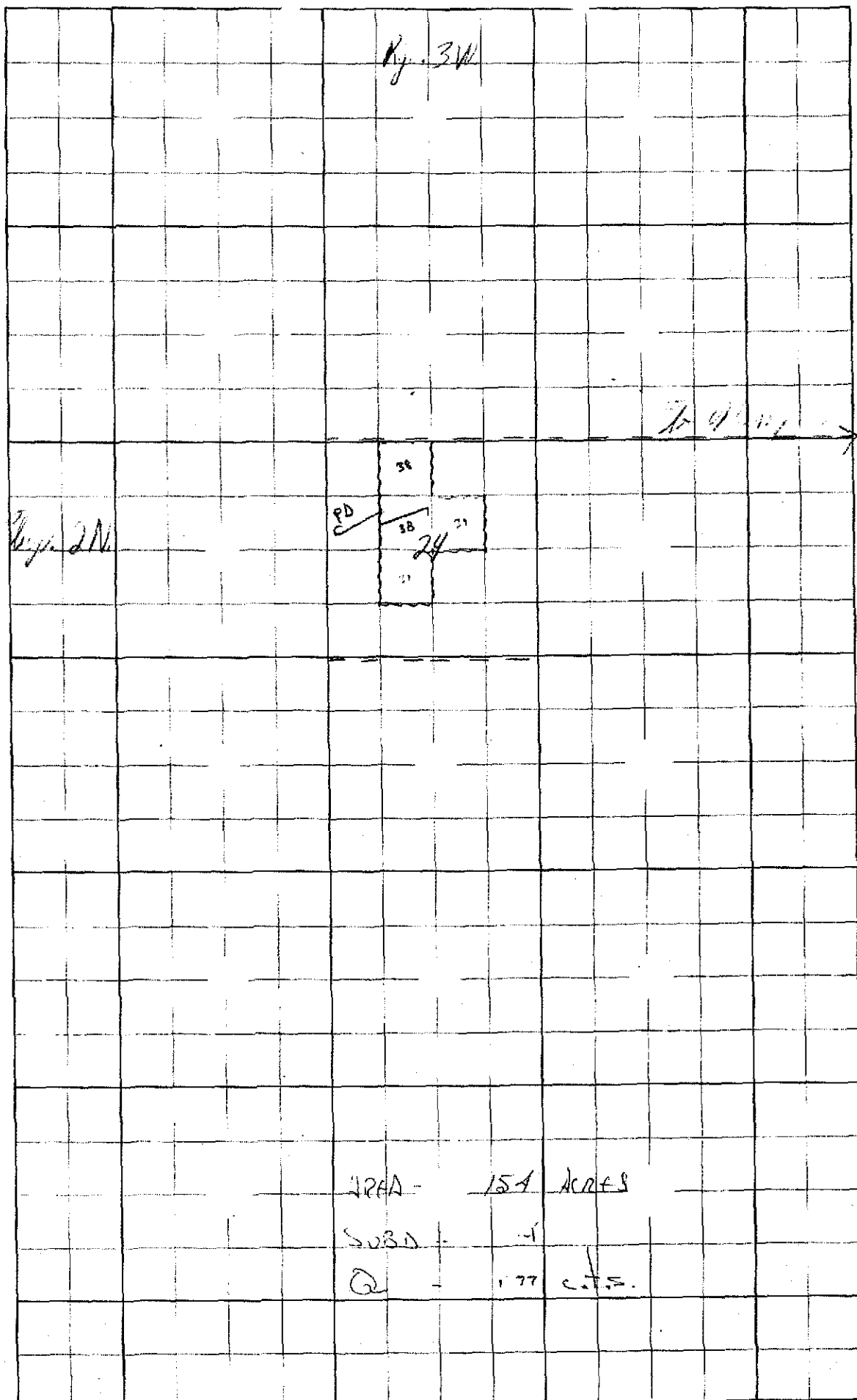
By _____ Agent.

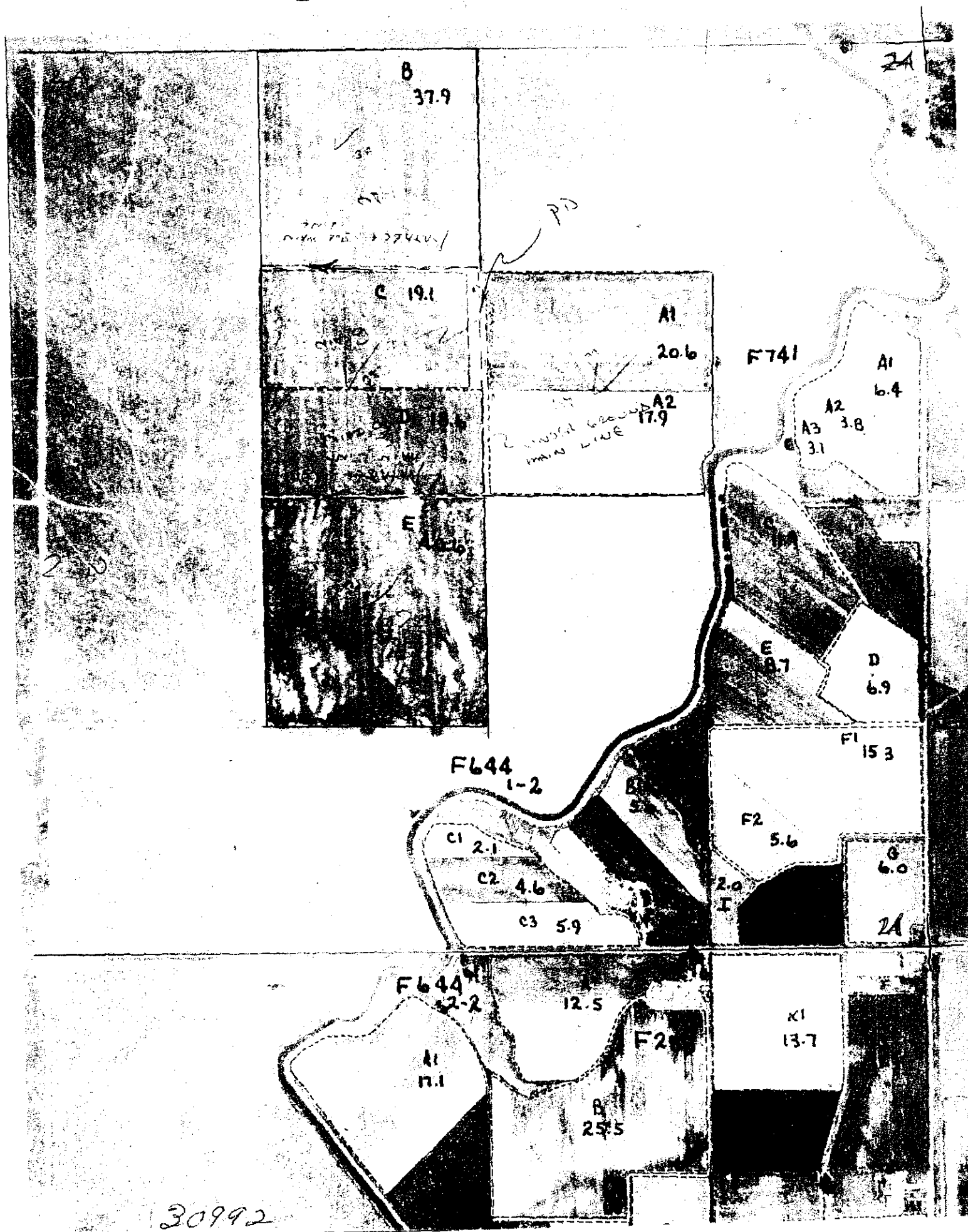
Corrected application received:

Secretary of State.

Twp.	Range	Sec.	NE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	NW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SW $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ SE $\frac{1}{4}$	Totals
2 N	3 W	24	40	40	40		160
PERMIT NO. G-30992 ✓ CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that WESLEY R. SCHOBBER of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. G-30992, issued upon Application No. G-39072 bearing date of priority of February 25, 1963, authorizing the diversion of 3.2 second feet of waters of a well County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.77 second feet of the waters of a well from subterranean flow, that the point of diversion of said waters is in the SE$\frac{1}{4}$NW$\frac{1}{4}$ Section 24, Township 2 North, Range 3 West, Boise Meridian; and that the lands proposed to be irrigated by the use or place of use of said water are described as follows, to-wit: SW$\frac{1}{4}$NE$\frac{1}{4}$, E$\frac{1}{2}$NW$\frac{1}{4}$, NE$\frac{1}{4}$SW$\frac{1}{4}$ Section 24, Township 2 North, Range 3 West, Boise Meridian. Proof of completion of works made: February 21, 1967 Witness my hand this 21 day of March, A.D. 1968 /s/ R. KEITH HIGGINSON State Reclamation Engineer LICENSE ISSUED FOR <u>1.77 SEC. FL.</u> LICENSE PAGE NO. <u>30992</u>							







Henry R. Schober

Page 3 W. B. M.

40

J 40 40

2 (24)

N 40

Permit Map No. 330992

As Approved

J. C. N. CARTER

State Registration Engineer

30972-

APPLICATION FOR PERMIT 63-3330 To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39072
Permit No. G- 30992
District No.

1. Name of Applicant: Wesley R. Schober
R₄
Postoffice address: Nampa County: Canyon State: Idaho
2. Quantity of water claimed: 3.2 cfs
(a) Rate of withdrawal in cubic feet per second or Idaho
Miners' inches or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Section 24
Twp. 2 N , Rge. 3 W , B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section , Twp. , Rge. , B.M.
7. Kind of works: Pump Elect. Motor & Sprinkler System
8. Estimated cost of works: \$ 20,000
9. (a) Is reservoir to be used? None
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None
(a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
(b) 3.2 (cubic feet per second, inches or gallons per minute) is for new lands.