



770 000 FEET
(IDAHO)

48 45000m.N.

43°45'

160 000 FEET (IDAHO)

499000m.E.

117°00'

R6W

MICROFILMED

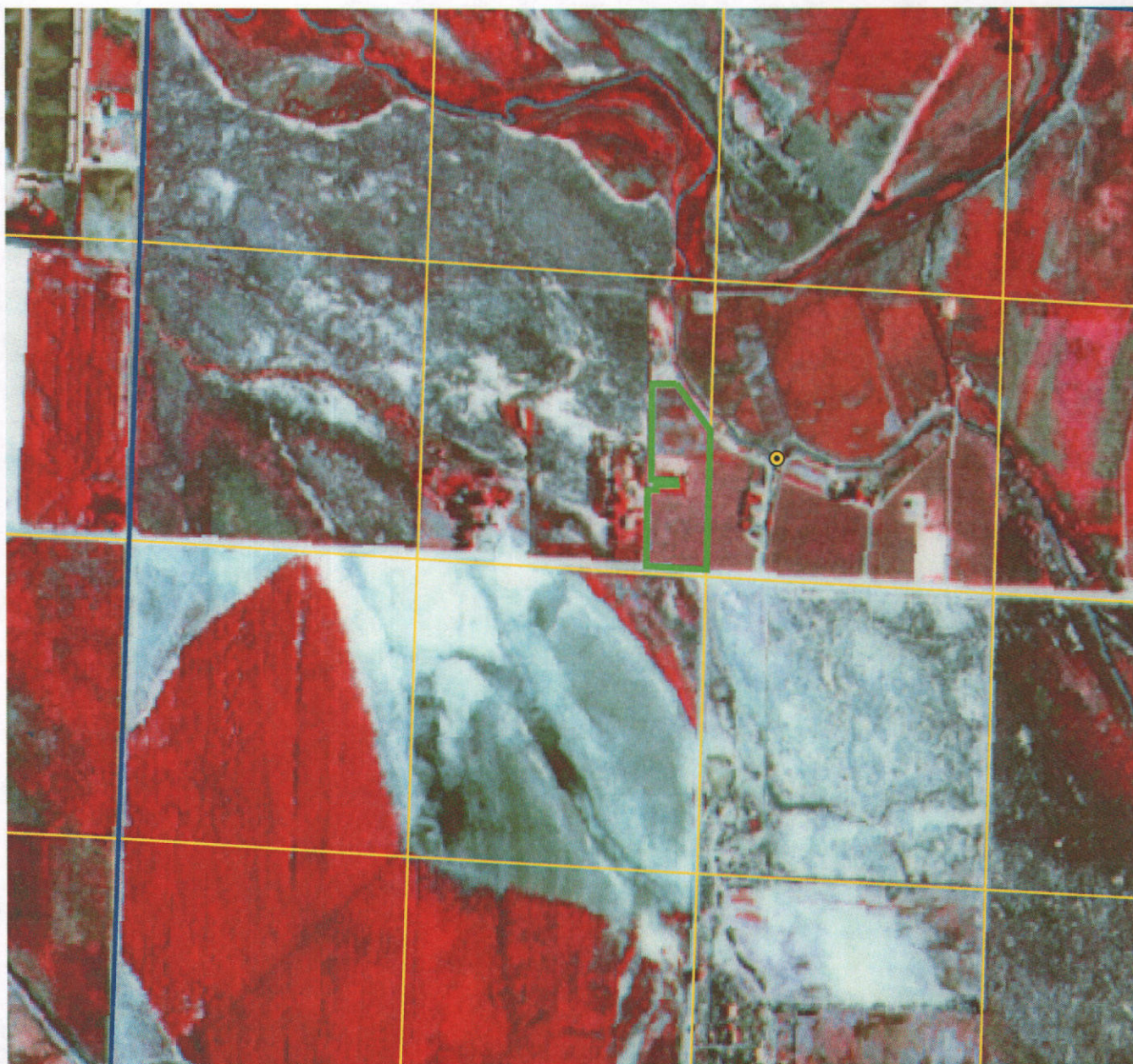
AUG 20 1992



Idaho Department of Water Resources

63-4233B

05N 06W Section 13



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 4.7

300 0 300 Feet

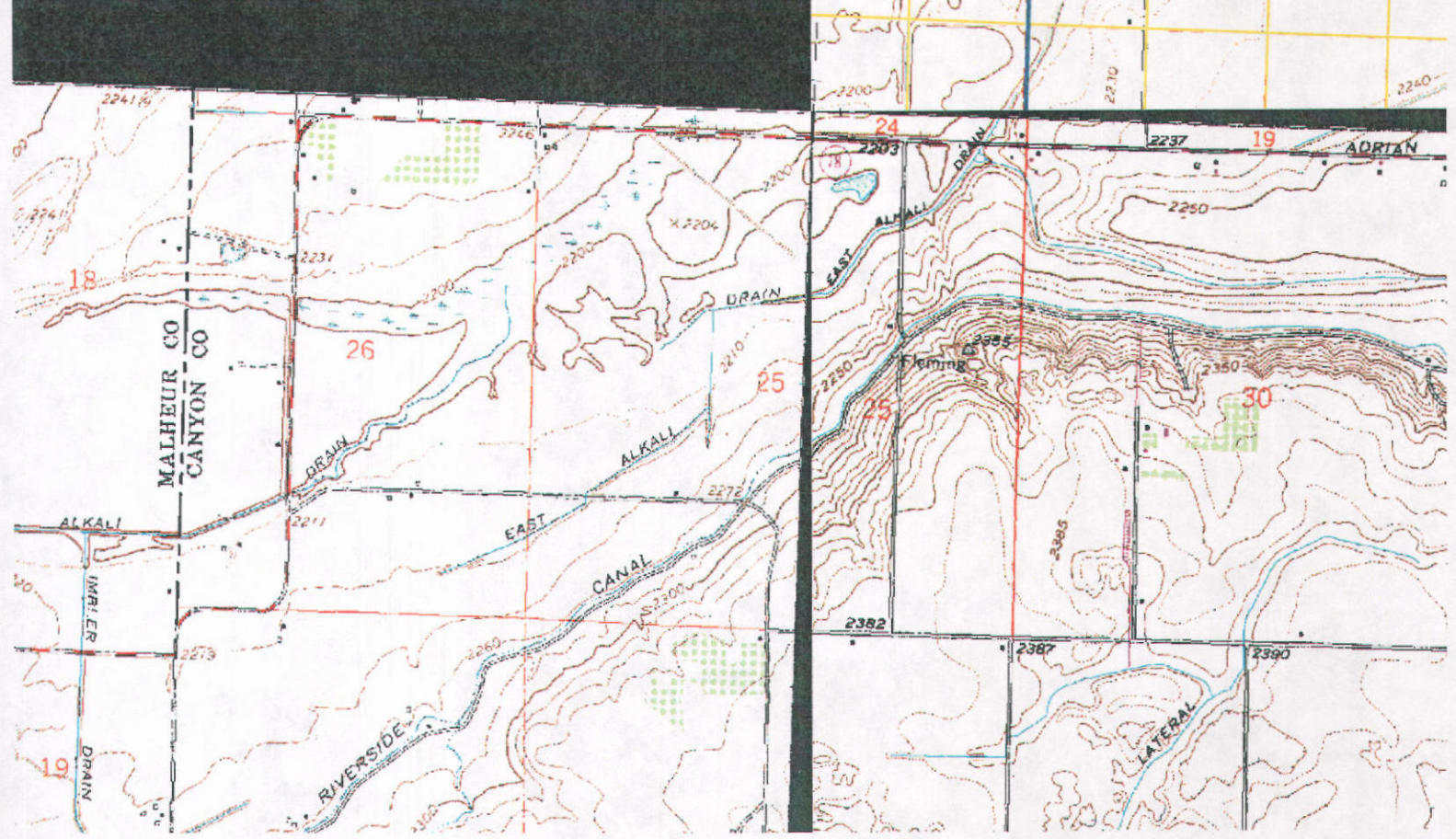
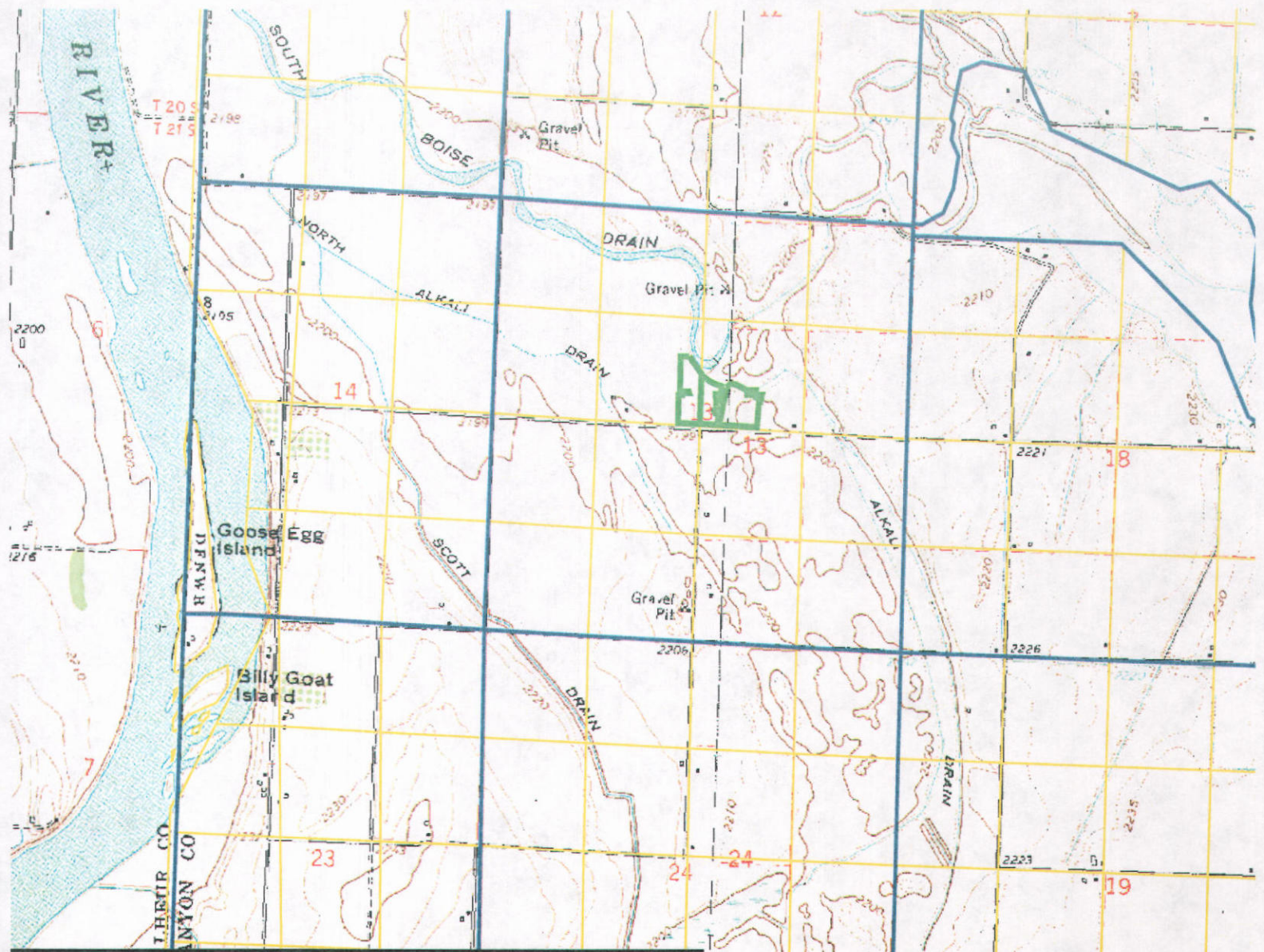


IDWR
Prepared by: Lori Graves
Date: 09-05-06
1986-87 Photography

acres irrigated
+ current P/D
location per
Scott Coggins







Pic #1



David A. Kiser
A63-04833B
~~A63-04833C~~
GPS-2258609
USR-1401175

11-02-05

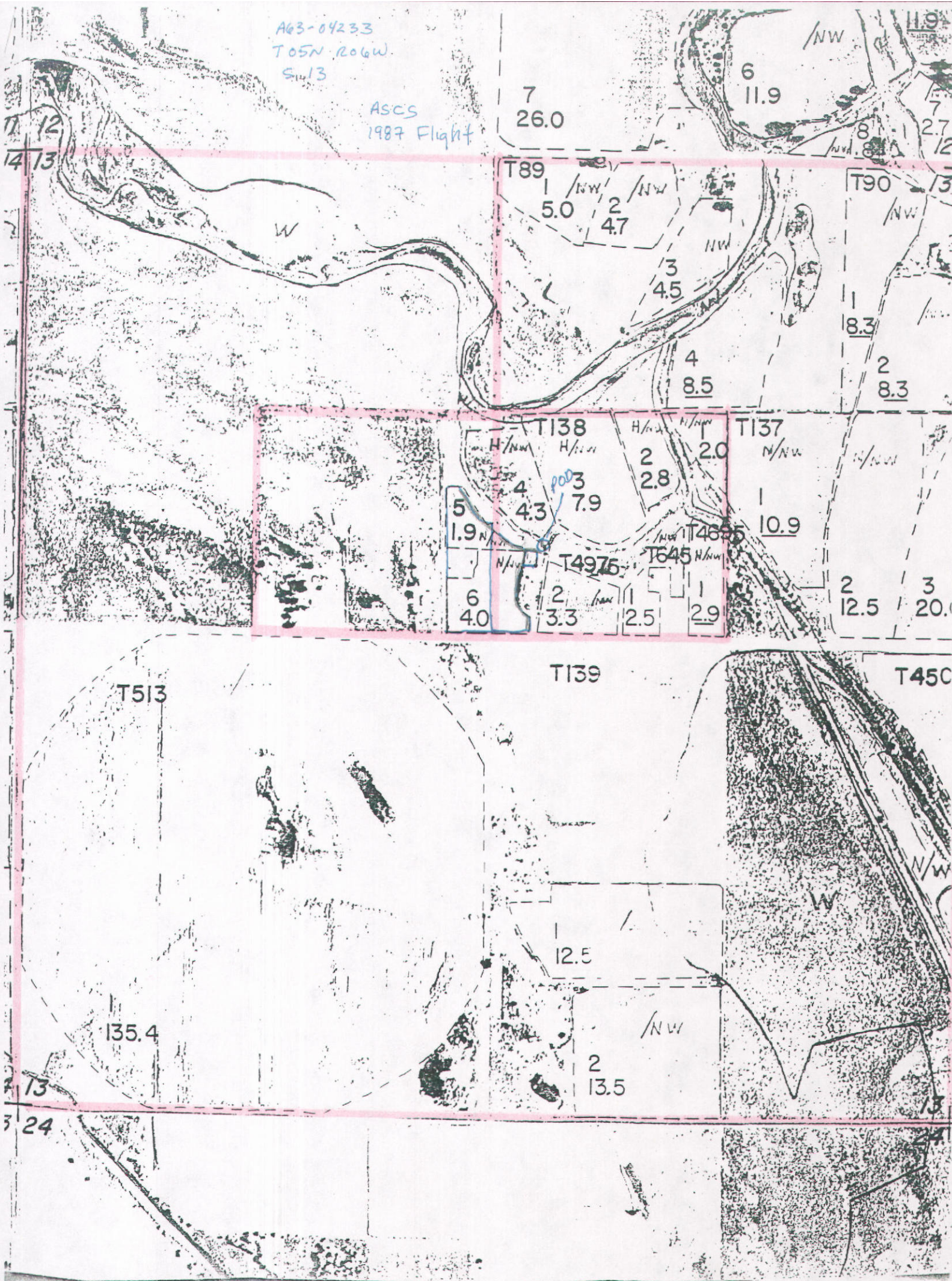
Pic#3 Cement ditch with gravity flow irrigation (tubes)



Pic#2 Cement ditch with inlet From pump

A63-04233
T05N R06W
S13

ASCS
1987 Flight



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 63-4233B
Date Received: 2/16/1990
Receipt No: M005929
Received By:

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

1. Name of Claimant(s)

SCOTT A. COGGINS Phone: (208)697-4462
30546 BOULDER ROAD
PARMA ID USA 83660

JENNIFER G. COGGINS Phone: (208)697-4462
30546 BOULDER ROAD
PARMA ID USA 83660

2. Date of Priority: 03/15/1933

3. Source: SOUTH BOISE DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
05N	06W	13	NW SW NE	CANYON	

5. Description of diverting works:

5 HP. PUMP IN DRAIN DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	0.24	

7. Total Quantity Appropriated is:
0.24 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
----------	-------	---------	----------------	-----	-------

05N	06W	13	SE	NW	IRRIGATION	8
					Section Acres	8
					Total Acres	8

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

SPIT RIGHT SEE A63-04233A FILED FOR .8 CFS.
THIS CLAIM HAS BEEN AMENDED TO REFLECT THE PRIORITY DATE SUPPORTED BY MR. HARROLD'S
AFFIDAVIT. 04/04/1995 MM.
OWNERSHIP CHANGED 12/27/1995 BY MM.

CHANGE IN OWNERSHIP LCG -7-24-2006 REVIEWED BY LG

15. Basis of Claim: Beneficial Use

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: **A63-04233B**
Date Received: 2/16/1990
Receipt No: M005929
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name:	ANITA M KISER	208-722-5525
Address:	30358 BOULDER LANE	
	PARMA ID	83660
AND/OR		
Name:	DAVID H KISER	208-722-5525
Address:	30358 BOULDER LANE	
	PARMA ID	83660

2. Date of Priority: MAR 15, 1933

3. Source: SOUTH BOISE DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	06W	13	NW	SW	NE		CANYON

5. Description of diverting works:
5 HP. PUMP IN DRAIN DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

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

8. Total consumptive use is 28.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	06W	13	SE	NW		IRR	8.0
Section Acres							8.0
Total Acres							8.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

SPIT RIGHT SEE A63-04233A FILED FOR .8 CFS.
THIS CLAIM HAS BEEN AMENDED TO REFLECT THE PRIORITY DATE
SUPPORTED BY MR. HARROLD'S AFFIDAVIT. 04/04/1995 MM.
OWNERSHIP CHANGED 12/27/1995 BY MM.

15. Basis of Claim: BENEFICIAL USE

RECEIVED

MAY 25 1995

WATER RESOURCES
WESTERN REGION

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: A63-04233B
Date Received: 2/16/1990
Receipt No: M005929
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: DANIEL D CHANEY 208-722-5387
Address: RT 3 BOX 3141
PARMA ID 83660
AND/OR
Name: KATHRYN L CHANEY 208-722-5387
Address: RT 3 BOX 3141
PARMA ID 83660

2. Date of Priority: MAR 15, 1933

3. Source: SOUTH BOISE DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	06W	13	NW	SW	NE		CANYON

5. Description of diverting works:
5 HP. PUMP IN DRAIN DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

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

8. Total consumptive use is 28.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	06W	13	SE NW		IRR	8.0
Section Acres						8.0
Total Acres						8.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:

SPIT RIGHT SEE A63-04233A FILED FOR .8 CFS.
THIS CLAIM HAS BEEN AMENDED TO REFLECT THE PRIORITY DATE
SUPPORTED BY MR. HARROLD'S AFFIDAVIT. 04/04/1995 MM.

15. Basis of Claim: BENEFICIAL USE

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): Kathy Chaney Date: 5-18-95

Date: _____

State of Idaho

County of

Canyon

)
) SS.
)

Kathy Cheney
Subscribed and sworn (or affirmed) before me this 18th day

of

May

19

95

Bobbie V. Jones
Notary Public

Seal

Residing at

Arma ID

My Commission Expires

8-9-97

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: A63-04233B
Date Received: 2/16/1990
Receipt No: 4005929
Received By: g pe

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DANIEL D. CHANEY 208-722-5387
Address: RT. 3 BOX 3141
PARMA, ID 83660-00

AND/OR

Name: KATHRYN L. CHANEY 208-722-5387
Address: RT. 3 BOX 3141
PARMA, ID 83660-00

2. Date of Priority: JUN 01, 1943

3. Source: SOUTH BOISE DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	06W	13	NW	SW	NE		CANYON

5. Description of diverting works:
5 HP. PUMP IN DRAIN DITCH WITH FLOOD IRR.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.240		

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

8. Total consumptive use is 28.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-04233B

Page 1

Date: 02/16/90

MICROFILMED

AUG 20 1997

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
05N	06W	13	SE NW		IRR	8.0
Section Acres						8.0
Total Acres						8.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NONE

14. Remarks:
SPIT RIGHT SEE A63-04233A FILED FOR .8 CFS.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): Daniel D. Chaney Date: 2/16/90

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 16 day
of Feb 19 90

John Doe. Cook
Notary Public

Seal

Residing at Boise Id
My Commission Expires 4/1/94

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

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

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

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
	63-4233B				

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

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

OR

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

3. Name and Address of Former Owner/Claimant(s) ANITA +/or DAVID KISER
30358 BOULDER LN PARMA
4. New Owner/Claimant(s) Scott A Coggins Jennifer G Coggins
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 30546 Boulder ROAD
 City, State and ZIP Code Parma, ID 83660
 New Telephone Number (208) 697-4462
5. Date you acquired the property MAY 17, 2006

OK

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

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc)
Irrigation	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) _____
(include title if applicable)

Scott Allen Cooper

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

For Office Use Only

Received by lg Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by lg AJ Date 7-24-06 WR _____ Date _____

reviewed by A. Graves

Return To:

HOME FEDERAL BANK
P.O. BOX 190
NAMPA, ID 83653-0190

Prepared By:

_____[Space Above This Line For Recording Data]_____

DEED OF TRUST

DEFINITIONS

Words used in multiple sections of this document are defined below and other words are defined in Sections 3, 11, 13, 18, 20 and 21. Certain rules regarding the usage of words used in this document are also provided in Section 16.

(A) "Security Instrument" means this document, which is dated May 17, 2006, together with all Riders to this document.

(B) "Borrower" is JENNIFER G COGGINS and SCOTT A COGGINS, wife and husband

Borrower is the trustor under this Security Instrument.

(C) "Lender" is HOME FEDERAL BANK

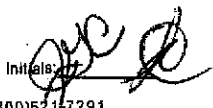
Lender is a SAVINGS BANK
organized and existing under the laws of THE STATE OF IDAHO

IDAHO-Single Family-Fannie Mae/Freddie Mac UNIFORM INSTRUMENT

Form 3013 1/01

VMP -6 (ID) (0005).01

Page 1 of 15

Initials: 

VMP MORTGAGE FORMS - (800)521-7291

to a "federally related mortgage loan" even if the Loan does not qualify as a "federally related mortgage loan" under RESPA.

(Q) "Successor in Interest of Borrower" means any party that has taken title to the Property, whether or not that party has assumed Borrower's obligations under the Note and/or this Security Instrument.

TRANSFER OF RIGHTS IN THE PROPERTY

This Security Instrument secures to Lender: (i) the repayment of the Loan, and all renewals, extensions and modifications of the Note; and (ii) the performance of Borrower's covenants and agreements under this Security Instrument and the Note. For this purpose, Borrower irrevocably grants and conveys to Trustee, in trust, with power of sale, the following described property located in the

COUNTY

of

CANYON

[Type of Recording Jurisdiction]

[Name of Recording Jurisdiction]

See attached Exhibit "A".

Parcel ID Number: R392620100

30546 BOULDER RD

PARMA

("Property Address"):

which currently has the address of

[Street]

[City], Idaho 83660

[Zip Code]

TOGETHER WITH all the improvements now or hereafter erected on the property, and all easements, appurtenances, and fixtures now or hereafter a part of the property. All replacements and additions shall also be covered by this Security Instrument. All of the foregoing is referred to in this Security Instrument as the "Property."

BORROWER COVENANTS that Borrower is lawfully seised of the estate hereby conveyed and has the right to grant and convey the Property and that the Property is unencumbered, except for encumbrances of record. Borrower warrants and will defend generally the title to the Property against all claims and demands, subject to any encumbrances of record.

THIS SECURITY INSTRUMENT combines uniform covenants for national use and non-uniform covenants with limited variations by jurisdiction to constitute a uniform security instrument covering real property.

UNIFORM COVENANTS. Borrower and Lender covenant and agree as follows:

1. Payment of Principal, Interest, Escrow Items, Prepayment Charges, and Late Charges. Borrower shall pay when due the principal of, and interest on, the debt evidenced by the Note and any prepayment charges and late charges due under the Note. Borrower shall also pay funds for Escrow Items pursuant to Section 3. Payments due under the Note and this Security Instrument shall be made in U.S.

File No.: 200604457

EXHIBIT A

A parcel of land in the Southeast Quarter of the Northwest Quarter and the Southwest Quarter of the Northeast Quarter of Section 13, Township 5 North, Range 6 West, Boise Meridian, Canyon County, Idaho, more particularly described as follows:

BEGINNING at a point on the South boundary of the said Southeast Quarter of the Northwest Quarter, which point is 1,056 feet East of the Southwest corner of said Southeast Quarter of the Northwest Quarter; thence

East along the South boundary of said Southeast Quarter of the Northwest Quarter and Southwest Quarter of the Northeast Quarter a distance of 290 feet; thence

North and parallel with the West boundary of the said Southwest Quarter of the Northeast Quarter a distance of 700 feet, more or less, to the centerline of the Dutton Spillway drain ditch; thence

Northwesterly along the centerline of said Dutton Spillway and drain ditch to the North boundary line of said Southeast Quarter of the Northwest Quarter; thence due

West along the North boundary line of the said Southeast Quarter of the Northwest Quarter a distance of 100 feet, more or less, to a point on the North boundary of said Southeast Quarter of the Northwest Quarter, which point is 1,056 feet East of the Northwest corner of said Southeast Quarter of the Northwest Quarter; thence

South on a line parallel with the West boundary line of said Southeast Quarter of the Northwest Quarter a distance of 1,320 feet, more or less, to the POINT OF BEGINNING.

A handwritten signature and initials, possibly "JSC" or "JSC" with a large "S" or "H" below it, enclosed in a circle.

Please print or type
(see instructions on back of page)

DEC 13 1995

LEGAL DESCRIPTION OF PROPERTY: Township 5 N Range 6 W BM Department of Water Resources
 Section 13, SE 1/4 of NW 1/4 of ~~xxxxxxx~~ 1/4, Gov't Lot ~~xxxxxxx~~ BM xx & SW 1/4 of NE 1/4
 Lot _____, Block _____, Subdivision/Townsite _____
 If you have additional legal descriptions, please attach separate sheet.

RECEIVED

DEC 13 1995

WATER RESOURCES
WESTERN REGION

- DEC 1991
- WA
WE
- [] Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- [] Water Right Number(s)
Assigned by IDWR: A63 04233B
- [] Name and Address of Former
Owner/Claimant(s)(Seller): Daniel D. Chaney and Kathy L. Chaney
31156 Marker Road, Parma, ID 83660
- [] New Owner/Claimant
(Purchaser): David H. Kiser and Anita M. Kiser
- [] New Mailing Address: 30358 Boulder Lane, Parma, ID 83660
- [] New Telephone Number: (208) 722 -5525
- [] Does the change in ownership result in a splitting of the water right owned/claimed? yes ☒ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- [] Attach proof of ownership, describe proof attached: _____
- (proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- [] Signature of New Owner/Claimant(s) David H. Kiser Date 12-11-95
Ante M. Kiser Date 12-11-95
- [] Signature of Former Owner/Claimant(s): Daniel D. Chaney Date 12-11-95
Kathy L. Chaney Date 12-11-95

(Signature of former claimant(s) is not required if proof of ownership is attached.)

Claim Numbers of Split, if any:

**Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner**

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Section 42-1409(7), Idaho Code. This statute provides that new property owners notify the Department of Water Resources (IDWR) of any change in ownership of a water right during an adjudication of water rights, and if a claim for the water right has not been filed to file the needed claim(s).

RECEIVED

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures or if you have questions about completing this form please contact your nearest office of IDWR or you may call 1-800-451-4129 (toll-free).

The first line of the form asks for the date of closing so IDWR will have a record of the effective date of the property transfer.

The second line of information requires the legal description of the property being transferred. This information is **ESSENTIAL** and should be available from the documents that will be present at the time of closing. The first two lines of the legal description **MUST** be completed. IDWR's records are based upon legal descriptions using township, range, section and fractions of a section descriptions, and this information must be included on the form. If you also have available a legal description based upon a townsite or subdivision and lot and block number, please also include this additional information. A lot and block legal description is **NOT** a substitute for the township, range, section and fraction of a section description.

After completing the legal description, if all water is supplied by a public service water supply you may check the first box; complete the name, address and telephone information for yourself, the new owner; sign the form in the space provided and return the form to the IDWR office nearest you.

If there are water rights associated with the property, the seller should be able to provide you with the water right number(s). The water right number(s) for the property are to be put in the space provided at the second box on the form. If you or the seller believe there are water rights for the property but the numbers are unknown, then you may wish to call or come into an office of IDWR for assistance in identifying the water rights for the property involved. If claims for the property have not been filed you will be so advised by IDWR.

After the water right number(s) for the property has been entered on the form, complete the name and address information for **BOTH** the former owner/seller and for yourself, the new owner, in the spaces provided. Please also include your telephone number. If the property you have purchased is only part of the property owned by the former owner/seller, you may be purchasing only part of the total water right held by the seller. This means the water right held by the seller must be split so you get your proportionate share of the water right. Be sure to include a description of the portion of the water right you have purchased. The seller should be able to help you describe the portion of the water right for the property you have purchased.

If the former owner/seller will sign the form and the seller is shown as the claimant of the water right in IDWR's records, then you do not need to attach proof of ownership of the land or the water right. The seller should know if the original claim was filed by him, or if the seller has filed a change in ownership so the seller is shown as the claimant of the water right in IDWR's records. If the seller is not going to sign the form then you must attach some proof of ownership of the property described at the top of the form or proof of ownership referencing the specific water right(s) for the property.

The new owner must sign the form in the space provided. If the former owner/seller is available to sign the form please do so in the space provided.

When complete, the new owner and the former owner/seller should each retain one of the copies and return the original of the form to IDWR. You may return the form to the IDWR office nearest you or to: Idaho Department of Water Resources, Statehouse Mail, Boise, ID 83720-9000, Attention: Adjudication Bureau.



770 000 FEET
(IDAHO)

48 45000m.N.

43°45'

160 000 FEET (IDAHO)

4 99000m.E.

117°00'

R6W

MICROFILMED

AUG 20 1992

MICROFILMED
AUG 23 1992

Adj. flag translation: Adjudication Temporary Work Area

Court Report Filing	-	00/00/0000	Field Inspection Made	-	00/00/0000	Civil Case Number	-	39576
Objection Filed Date	-	00/00/0000	Field Inspection Flag	-		Old Case Number	-	
Response Filed Date	-	00/00/0000	Verified Date	-	02/11/1985	Old Judicial District	-	
Claim Received Date	-	02/08/1990	Last Amended Date	-	00/00/0000	Temporary Right	-	P
			Receipt Number	-	M005786	Water District	-	
			POU Ownership Flag	-	Y	Federal/State Indicator	-	S
			Name Connector	-	AND/OR			

AUG 20 1992

Water Right Number - 63-04233

Adj. Flag Translation: Standard Water Right Number Old (D) Number -

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

*** C - CURRENT OWNER ***
SCHULTZ

ED G.

1 - RT. 3
2 -
3 -

City- PARMA
Phone -

State- ID Zip- 83660

JOHN D.

City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - +
06/01/1943 14

+ - - Stage - - - +
S - STATUTORY CLAIM

+ - - Status - - - +

+ - - Source - - - - - +
UNNAMED DITCH

+ - - - - Tributary - - - - -
SNAKE RIVER

+ - - - - Point of Diversion - - - - -
County

Stream Index (Blank if no Index Code)

(27) CANYON 272.0 315.0 2.0 1.0

+ - - - - Description - - - - - Water Use - - - - -
Code Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 01/01 12/31 240.00

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
240.00

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
05N	06W	13	SW NE		40.0	01	IRRIGATION	(27) CANYON
05N	06W	13	SE NW		8.0	01	IRRIGATION	(27) CANYON

Total Acres: 48.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

3 P/D IN SWNW, S13, T5N, R6W. Remarks - - - - -

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	-
Start Work Date	- 00/00/0000	Verified Date	- 02/11/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 00/00/0000	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000				

RECEIVED
JUN 13 2007

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 63-4233B
(Insert water right number)
Case No. 39576)
STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: Riverside Irrigation District
Address: PO Box 1080
Parma, ID 83660
Daytime Phone: 208-880-3449

Name & Address of Attorney, if any:

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

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

Name: Scott and Jennifer Coggins
Address: 30546 Boulder Rd
Parma, ID 83660

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

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Riverside Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

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 OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Riverside Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Riverside Irrigation District. Proposed waste water remark does not sufficiently protect original appropriator.

F. VERIFICATION (must be completed)

State of IDAHO)

County of ADA)ss.

ALBERT P. BARLER, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

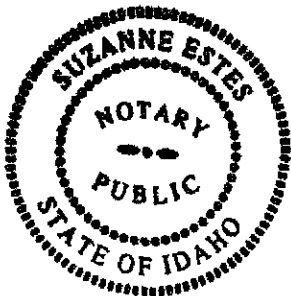
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

Albert P. Barler

(Attorney signing in representative capacity)

Subscribed and sworn to before me on: June 18, 2007



Suzanne Estes
Notary Public for Idaho

Residing at: Boise, Idaho

My Commission Expires: June 1, 2012

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 JUN 18 2007, 2007, 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:

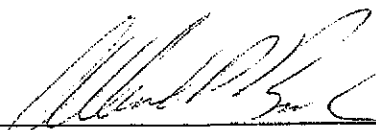
Name: Scott and Jennifer Coggins
Address: 30546 Boulder Rd
Parma, ID 83660

3. Copies to:

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

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

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



Signature of objector or attorney
mailing on Objector's behalf

12/10/2006

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

RIGHT NUMBER: 63-4233B

NAME AND ADDRESS: SCOTT A. COGGINS
30546 BOULDER ROAD
PARMA ID 83660

JENNIFER G. COGGINS
30546 BOULDER ROAD
PARMA ID 83660

SOURCE: ALKALI DRAIN

TRIBUTARY: SOUTH BOISE DRAIN

QUANTITY: 0.090 CFS

PRIORITY DATE: 03/15/1933

POINT OF

DIVERSION: T05N R06W S13 SWNE Within CANYON County

PURPOSE AND

PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/01 11/15

0.090 CFS

PLACE OF USE: IRRIGATION in CANYON County

T05N R06W S13 SENW 4.70

4.7 ACRES TOTAL

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

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

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 - Beneficial Use

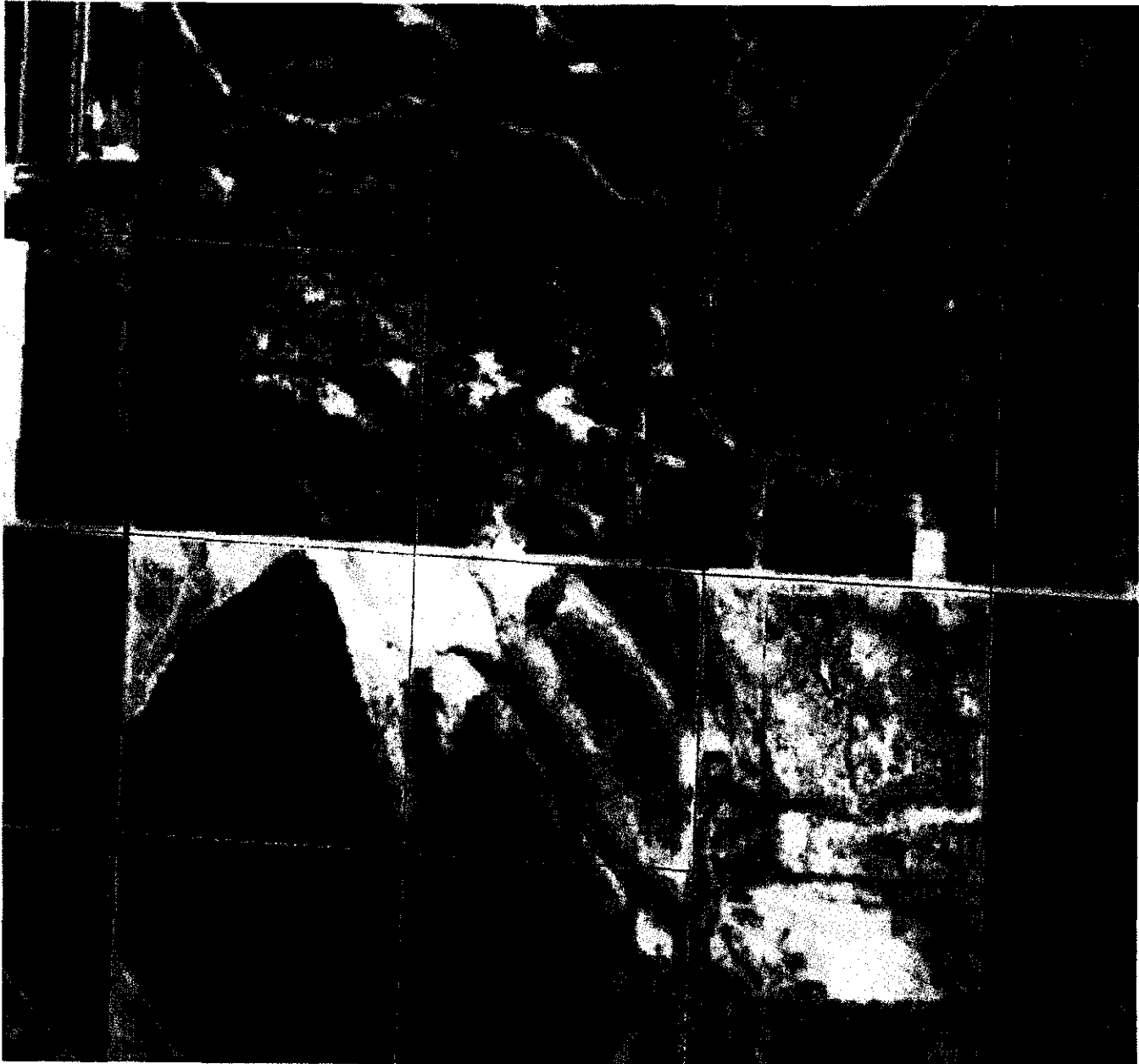
Right No. 63-4233A is also diverted through point of diversion described above.



Idaho Department of Water Resources

63-4233B

05N 06W Section 13



-  POU
-  POD
-  Sections
-  Quarter/Quarter

Total Irrigated
Acres: 4.7

IDWR
Prepared by: Lori Graves
Date: 09-05-06
1986-87 Photography

300 0 300 Feet



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4233B V1

WATER RIGHT NUMBER: 63-4233B V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DANIEL D CHANEY RT 3 BOX 3141 PARMA, ID 83660 (208)722-5387
Original Owner	KATHRYN L CHANEY RT 3 BOX 3141 PARMA, ID 83660 (208)722-5387
Original Owner	ANITA M KISER 30358 BOULDER LN PARMA, ID 83660 (208)722-5525
Current Owner	SCOTT A. COGGINS 30546 BOULDER ROAD PARMA, ID 83660
Original Owner	ED G SCHULTZ RT 3 PARMA, ID 83660
Original Owner	JOHN D LANTZ , ID
Original Owner	DAVID H KISER 30358 BOULDER RD PARMA, ID 83660 (208)722-5525
Current Owner	JENNIFER G. COGGINS 30546 BOULDER ROAD PARMA, ID 83660

Priority Date: 03/15/1933

Basis: Beneficial Use

Status: Active

<u>Source</u>	<u>Tributary</u>
ALKALI DRAIN	SOUTH BOISE DRAIN

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	0.090 CFS	
	<u>Total Diversion:</u>	0.090 CFS	

Location of Point(s) of Diversion

ALKALI DRAIN	SW1/4NE1/4	Sec. 13, Twp 05N, Rge 06W, B.M.
CANYON County		

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-4233B V1

Twp	Rge	Sec	NE				NW				SW				SE				Totals
05N	06W	13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
										4.7									4.7

Total Acres: 4.7

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.
2. F05 Right No. 63-4233A is also diverted through point of diversion described above.

Remarks:Comments:

1. Igraves 9/5/2006 Source/Tributary
Comment: Source and tributary have been clarified to Alkali Drain tributary to South Boise Drain per topo map.
2. Igraves 9/5/2006 P/D
Comment: The pump currently serving right 63-4233A also served this right in 1987. Right 63-4233B now uses a separate system. The new owners are aware that they need to file a transfer to change their p/d.
3. Igraves 9/5/2006 Flow Rate
Comment: An SRBA exam was conducted in 1995 and flow was measured at .55 cfs.
4. Igraves 9/5/2006 Priority Date
Comment: The original priority date was amended in 1995 based on an affidavit submitted by Dale Harrold.
5. Igraves 9/5/2006 Parcel No.
Comment: Irrigation is within Parcel No. R3926201000.

Dates and Other Information:

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

Combined Use Limits:

New Owner -

Scott + Jennifer Coggins
pending change of owners

- shared P/O w/ Lewman

63-42334 per MM 8/1995

field exam

5 HP pump on Lewman
property

Priority established

No other kts

uses separate pump now-
plans to file x-fer



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

July 24, 2006

JAMES E. RISCH
Governor

KARL J. DREHER
Director

Scott A. & Jennifer G. Coggins
30546 Boulder Rd
Parma, ID 83660

Notice of Claim to a Water Right No. 63-44233B
Dear Claimant(s):

Enclosed is a copy of the above referenced claim(s), which reflect the change in ownership of the land and appurtenant water rights, covered under the original filing.

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed information, please feel free to contact this office.

Sincerely,

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

December 27, 1995

KARL J. DREHER
DIRECTOR

ANITA M KISER
DAVID H KISER
30358 BOULDER LN
PARMA ID 83660

RE: Notice of Claim to a Water Right No. A63-04233B

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the lands and appurtenant water right claim to you.

The Department will contact you in the future concerning any requirements that may be needed in order to process the claim for final court decree.

If you have any questions in regard to your water right claim, please do not hesitate to contact this office.

Sincerely,

ADJUDICATION STAFF
WESTERN REGION OFFICE

MM:m

Enc.

Washington County Title Co.

28 West Idaho St. Weiser, ID 83672

Title Insurance
Escrow Service

(208) 549-1455

FAX (208) 549-1487

RECEIVED

DEC 13 1995

December 12, 1995

Department of Water Resources

Attn: Adjudication Bureau
Idaho Department of Water Resources
Statehouse Mail
Boise, ID 83720-9000

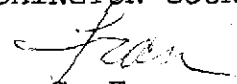
We have enclosed Notice of Change of Water Right
Ownership - Water Right Number A63-04233B.

Former Owner: Daniel D. & Kathy L. Chaney
New Owner: David H. & Anita M. Kiser

Please call if you have any questions.

Yours truly,

WASHINGTON COUNTY TITLE CO.


By: G. Frances McDaniel

enc.

RECEIVED

DEC 13 1995

WATER RESOURCES
WESTERN REGION



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

April 4, 1995

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

DANIEL D CHANEY
KATHRYN L CHANEY
RT 3 BOX 3141
PARMA ID 83660

RE: Notice of Claim to a Water Right No. A63-04233B

Dear Mr. and Mrs. Chaney:

Enclosed please find an Amended Notice of Claim for the above-referenced claim. Item 2., the priority date, has been changed to March 15, 1933. This is the beginning of the irrigation season for the year stated by Mr. Harrold as his earliest memory of irrigation of your land by the drain. I have enclosed a copy of Mr. Harrold's affidavit. In order for this change to your claim to be updated on our records, you must add your notarized signatures to the claim and return it to this office.

I did some research on the issues that were discussed during my visit last week. I found that the downstream pond(s) have a water right for storage of 18 acre-feet of water, with a priority date of September 28, 1990. This allows for 18 acres of pond one foot deep, or 6 acres of pond 3 feet deep, or one acre 18 feet deep. The shape of the pond is not specified by the water right.

As far as the change in direction of flow in the slough area, no determination has been made as to the original direction of flow of water through that area to either drain. At this time IDWR would like to determine the valid water rights on both drains, and to move toward having sufficient water available to both drains.

A field exam is still necessary to measure your diversion system. Since you share a pump with the Lewmans, one field exam should be sufficient for both of the claims. I will contact you to coordinate an exam with the Lewmans when they are diverting water with the pump.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

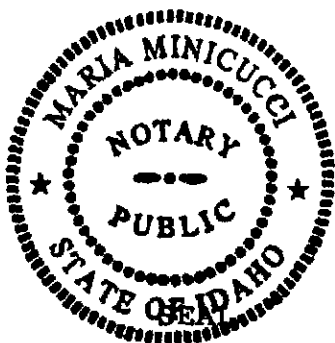
MM:m

Enc: Claim A63-04233B (amended)

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A63-04233)
_____)
_____)
_____)
State of Idaho)
County of _____)

AFFIDAVIT

Dale Harold being first duly sworn,
deposes and says: my first remember
water on this place in 1933
this water came from lensu name
Drain. this is the best of my KNOWLEDGE



Dale Harold
(Signature)

Subscribed and sworn to before me this
day 31st of MARCH, 1995.

Maria Minicucci
(Notary Public)

Residing at Borise, Idaho.

My Commission Expires 06/25/1999.



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

February 24, 1995

[DANIEL D CHANEY
KATHRYN L CHANEY
RT 3 BOX 3141
PARMA ID 83660]

[]

RE: Claim(s) to a Water Right filed in the Snake River Basin Adjudication

Claim Nos. A63-04233B

Dear Claimants:

The Department of Water Resources will be conducting claim verification field exams in your area beginning in March. An examination is needed to verify your water use in order to complete our report for the court's decree.

The field exams are conducted to gather information about your water right. This information may include the source of water, type of usage, amount of water used, number of acres irrigated, and the legal description of the point of diversion and/or place of use.

Please contact this office by March 10, 1995, in order to make an appointment at a time which is convenient for you. Although it is not mandatory that you accompany IDWR's examiner, it is helpful if someone familiar with the water delivery system is present during the exam. This will help insure that your water right is described accurately for the report to the court.

To make an appointment, or if you have any questions or concerns about the field exam, please contact me at your earliest convenience.

Sincerely,

Maria Minicucci
Water Agent, Adjudication Bureau

MM:m



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

FEBRUARY 10, 1995

CECIL D. ANDRUS
GOVERNOR

Re: Claim No(s). A63-04233B

R. KEITH HIGGINSON
DIRECTOR

DANIEL D CHANEY
KATHRYN L CHANEY
RT 3 BOX 3141
PARMA ID 83660

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area should be conducted this summer by Department personnel. Prior to conducting the field exams, we will contact you to discuss details and schedule a time convenient for you.

Please submit the required evidence supporting the priority date(s) by March 15, 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the toll-free number listed on the back page of the pamphlet or the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4233B

WATER RIGHT NUMBER: 63-4233B

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	DANIEL D CHANEY RT 3 BOX 3141 PARMA, ID 83660 (208)722-5387
Original Owner	KATHRYN L CHANEY RT 3 BOX 3141 PARMA, ID 83660 (208)722-5387
Original Owner	ANITA M KISER 30358 BOULDER LN PARMA, ID 83660 (208)722-5525
Current Owner	SCOTT A. COGGINS 30546 BOULDER ROAD PARMA, ID 83660
Original Owner	ED G SCHULTZ RT 3 PARMA, ID 83660
Original Owner	JOHN D LANTZ ID
Original Owner	DAVID H KISER 30358 BOULDER RD PARMA, ID 83660 (208)722-5525
Current Owner	JENNIFER G. COGGINS 30546 BOULDER ROAD PARMA, ID 83660

Priority Date: 03/15/1933

Basis: Beneficial Use

Status: Active

*per tops*Source

SOUTH BOISE DRAIN

*alkali Drain*Tributary

SNAKE RIVER

*South Boise Drain*Beneficial Use

IRRIGATION

From To

3/15 to 11/15

Diversion Rate~~0.240~~ CFS .09Annual VolumeTotal Diversion:~~0.240~~ CFS .09Location of Point(s) of Diversion

SOUTH BOISE DRAIN

CANYON County

~~NW 1/4~~ SW 1/4 NE 1/4

Sec. 13, Twp 05N, Rge 06W, B.M.

Place of Use

IRRIGATION

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-4233B

Twp Rge Sec	NE				NW				SW				SE				Totals
05N 06W 13	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	8.0
							4.7										4.7

Total Acres: 8

Conditions of Approval:

1. CHANGE IN OWNERSHIP LCG 7-24-2006 REVIEWED BY LG
2. SPIT RIGHT SEE A63-04233A FILED FOR .8 CFS.
THIS CLAIM HAS BEEN AMENDED TO REFLECT THE PRIORITY DATE SUPPORTED BY MR.
HARROLD'S AFFIDAVIT. 04/04/1995 MM.
OWNERSHIP CHANGED 12/27/1995 BY MM.

Remarks:Comments:

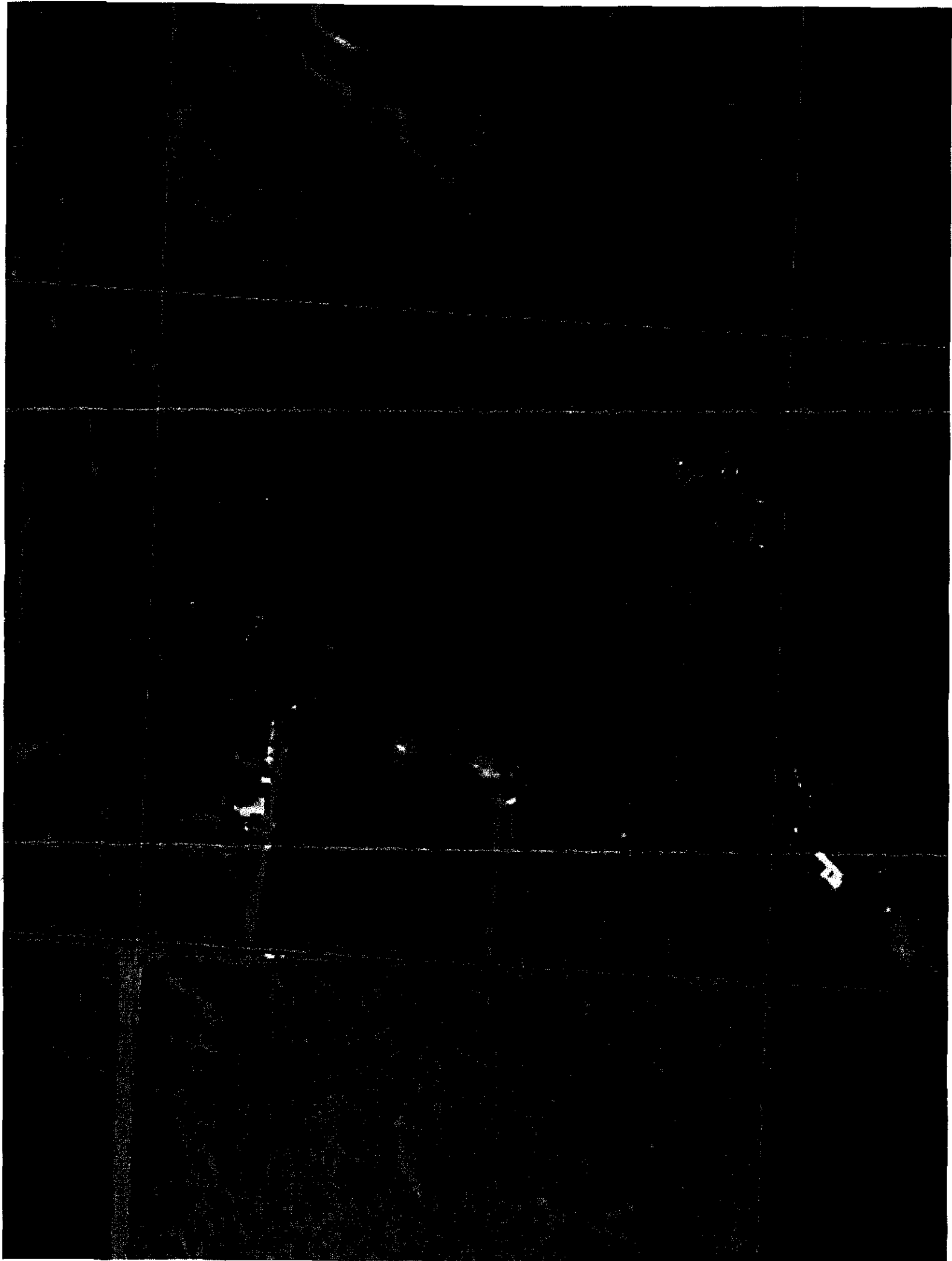
add F05 - shared P/D

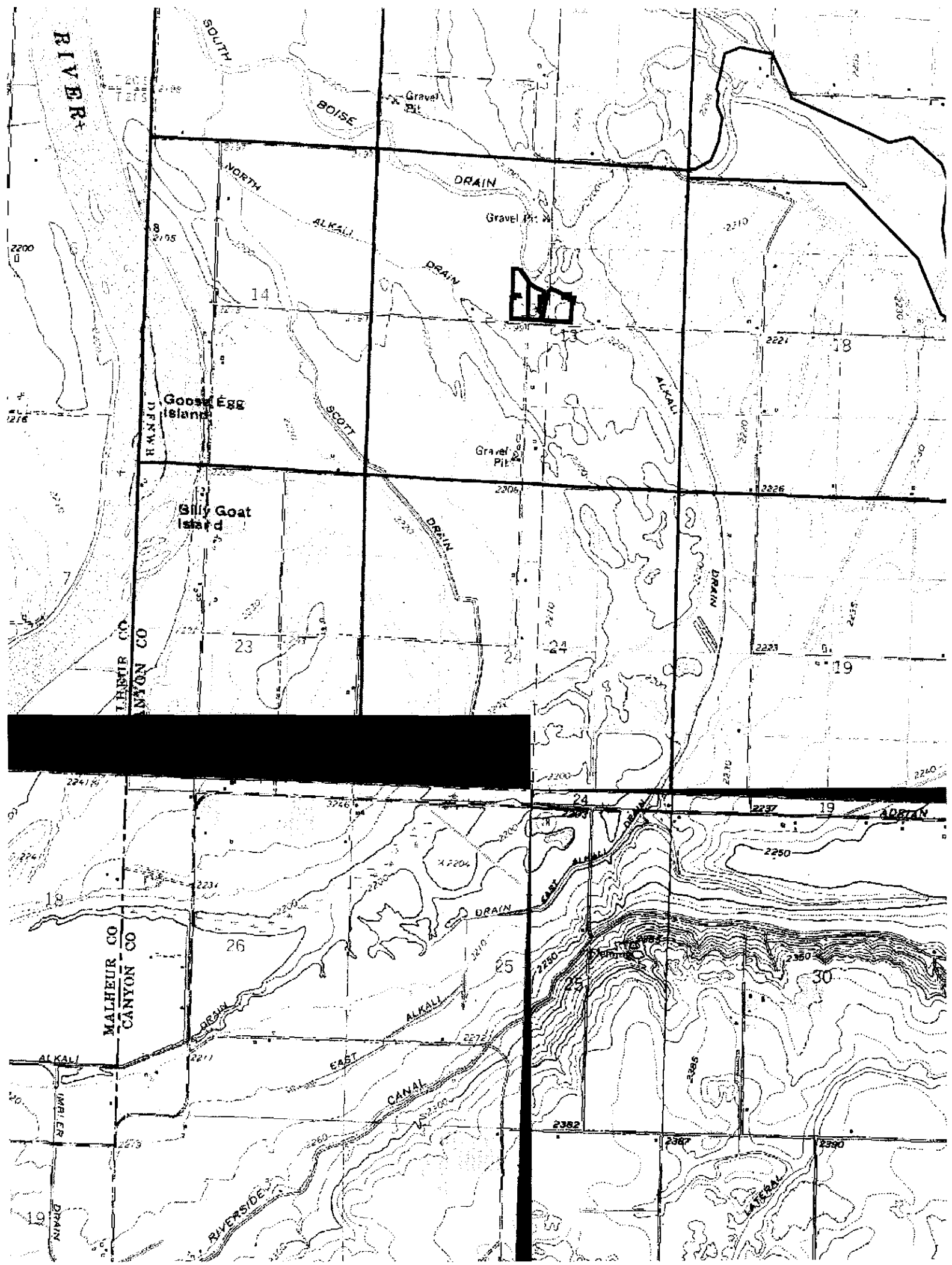
Dates and Other Information:

Claim Received Date: 2/16/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Water Supply Bank:

acres irrigated
+ current P/D
location per
Scott Coggins





IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))
A63-04233)
)
)
)

AFFIDAVIT

State of Idaho)
County of _____)

Dale Harold being first duly sworn,

deposes and says: my first remember date
water on this place in 1933
this water came from known name
Drain. this is the best of my KNOWLEDGE



Dale Harold
(Signature)

Subscribed and sworn to before me this
day 31st of MARCH, 1995.

Maria Minicucci
(Notary Public)

Residing at Borise, Idaho.

My Commission Expires 06/25/1999.

A. AJ CLAIM: # A63-04233A PRIORITY DATE: 03-15-1933 STAGE: J

B. WR RECORD: # 63-04233 PRIORITY DATE: 06-01-1943 STAGE: S

C. CAN THE PRIORITY DATE CLAIMED BE CONFIRMED BY A DECREE OR LICENSE?

Y() N(☒)

D. HAS THERE BEEN A LATER COURT DECREE OF THE WATER RIGHT(S) FROM THIS WATER SOURCE?

Y() N(☒)E. IS THERE ANY INDICATION THAT THERE HAS BEEN A FIVE YEAR PERIOD OF CONTINUOUS NONUSE?
(IF YES, DESCRIBE BELOW)Y() N(☒)

F. IF THIS CLAIM IS BASED ON A PERMIT, WHERE IS THE PERMIT IN THE LICENSING PROCESS?

PROOF OF BENEFICIAL USE SUBMITTED

N/A(☒) Y() N()

FIELD EXAM COMPLETED

N/A(☒) Y() N()

FIELD EXAM SENT TO STATE OFFICE

N/A(☒) Y() N()

LICENSE ISSUED

N/A(☒) Y() N()* IF THE PERMIT WILL NOT BE LICENSED PRIOR TO THE DIRECTOR'S REPORT,
USE CONDITION CODE A01 AND RECOMMEND AS PERMITTED.G. IF THIS CLAIM IS BASED ON BENEFICIAL USE, IS ADDITIONAL EVIDENCE
OF THE PRIORITY DATE REQUIRED?N/A() Y(☒) N()* FOR CLAIMS BASED ON BENEFICIAL USE, DESCRIBE THE EVIDENCE OF PRIORITY SUBMITTED,
INCLUDING THE ANALYSIS OF THE EVIDENCE.

H. IS THE STAGE OF THE CLAIM CODED CORRECTLY?

Y(☒) N()

NOTES: 08/11/1995: Late-long resident of area submitted affidavit. The dates
in the affidavit are to the best of his knowledge. Amended claim from claimant. mm

RECOMMENDED PRIORITY DATE:

REVIEWED BY

DATE

ERNEST ANDERSON

ATTORNEY AT LAW
PARMA, IDAHO 83660

RECEIVED

August 30, 1973.

AUG 24 1973

Department of Water Administration

State of Idaho,
Department of Water Administration,
Boise, Idaho,

Dear Sirs:

Re: A water Permit:

I am familiar with the present law that in order to secure a water right for a tract of land, permit must be made, and proof be made that water has been applied to the land for which the permit has been issued for the required length of time, as by law required, and that the water applied has been applied to a beneficial use, however I am hoping to follow a line by which a water right is acquired by a long use of water for the land for which the water is sought.

Therefore, I am enclosing two affidavits, hoping that by the same a permit will issued.

The permit is to be issued to E. G. Schultz, the successor in interest, for a Water Right for 48 acres of land, from a drain ditch of the Riverside Irrigation District, Ltd, of Canyon County, in which there is large amount waste water flowing each day, and which water has been used continuously for about 30 years. There is plenty of water available at all times going to waste. The land irrigated is low lands requiring very little water--I might say,

Hoping that a permit be issued, conditional, if necessary, and subject to available water during the growing season.

There may be charge for this kind of a permit, and I am enclosing a check for \$10.00.

Appreciating your consideration, I am,

Very truly yours,

Ernest Anderson

Representing Mr. Schultz, the applicant

68 1208

PREVIOUS OWNER: GLEN BREACH

Identification No. _____

Claim No. _____

Map No. _____

STATE OF IDAHO
DEPARTMENT OF WATER ADMINISTRATION

CLAIM TO A WATER RIGHT

Established by Diversion and Application to Beneficial Use

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. The filing of this claim does not confirm the water right but will serve for information purposes only. It may, however, become the basis for future adjudication of the water right by the Court.

(Please refer to the instructions on the back of this form)

1. Name of claimant Ed. G. Schultz (Successor in interest of Glen R. Breach)
post office address Route 3, Parma, Idaho and John D. Lantz under Permit #19959

2. The point of diversion is in E 1/4 of NW 1/4 Section 5 Township 13 N Range 6 W B.M.
Range West of - B.M. located on Drainage Ditch (name of source)

Water taken from Riverside Irrigation District in Parma County.

3. Dates of priority claimed: Water has been applied to beneficial use for thirty years - 12 years by Ed. Schultz, and 18 years by his predecessor in interest

If there has been an interval of five years or greater when the water was not beneficially used for the same purpose as originally appropriated, the priority that you claim should date from the time that the water was again beneficially applied following the period of non-use.

a. Date of priority claimed: From a Water Wheel more than 30 years ago
Ed. Schultz, the petitioner has used the water for more than twelve years

Amount of Water Claimed 5 acre feet amount 48 acres c.f.s. or five acre feet
Total claimed five acre feet.

b. Explain the purpose for which the water has been used and the time during the year when you have used the right claimed: Used for irrigation - About April 1st to November 1st, each year
use irrigation period of use from Water wheel used more than 30 years ago, continuously each year (both dates inclusive)
use Electric Pump last 12 years (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)
use _____ period of use from _____ to _____ (both dates inclusive)

4. Description of diverting works: Used a five horse motor, now (electric motor and pump)

a. Surface water diversion dam and/or headgate: material is composed of pump set in ditch
no box used; length is _____ feet; height is _____ feet;
width at bottom is _____ feet; with at top is _____ feet; explain any increase in diversion capacity since structure was first built, giving dates and estimated capacities if known
used regularly each year
No box used to back water up in the Drain Ditch
Water is pumper right out of ditch

b. Underground water diverting works: is well flowing or pumped surface water; depth of well is _____ feet; diameter of well is _____ inches; type of pump is No well
capacity of pump is _____ g.p.m.; name and address of well driller is None
pump water right out of surface ditch

attach well logs if available; has there been any change in pump or motor since well was first completed _____; if so, give dates and explain. Motor replaced, and continued in repair
each year by Ed. G. Schultz-present Assignee

c. Conveying works: length of ditch to place of use is three feet; width of ditch at top is three feet; width of bottom of ditch is same feet; depth of water is about 2 feet; grade of ditch per 1000 feet is _____ feet; material through which ditch passes is water from pump is thru a; maximum length of pipe line to first place of use is _____ feet; diameter of pipe line is _____ inches; for a distance thru a 70 foot type of pipe _____; grade of pipe per 1000 feet is pipelined.

Please explain any changes or increase in size of conveying system since water was first appropriated, giving date and dimensions if possible. No particular change

thirty-five acres irrigated from said pipeline part time, but most of the time 48 acres irrigated.

d. If water is stored: name of reservoir No reservoir ;
total capacity of reservoir is none acre feet; active capacity of reservoir is no reservoir acre feet;
year construction commenced thirty years ago ; year completed _____ ; date first used 30 years ago
period of storage is from No storage to _____ ; is reservoir drained each year _____ ;
is reservoir on or off stream _____ explain no resvoir

if feeder canal is used give maximum carrying capacity _____ c.f.s.; if reservoir is off stream, describe location of reservoir by 40-acre subdivisions _____

has there been any enlargement of the reservoir since it was first built none, if so, give dates and describe _____

5. a. Where water is used for irrigation, describe area irrigated by 40-acre subdivisions and give total acres:

forty-eight acres irrigated

[illegible]

Total number of acres to be irrigated 48

Explain any significant increase in area irrigated since first use, give dates and acreages if known _____

no particular change

Donald E. Lee - Witness
 Subscribed and sworn
 before me this 30th day of August, 1973
Ernest Anderson
 Notary Public for Idaho

AUG 24 1975

STATE OF IDAHO

Department of Water Administration DEPARTMENT OF WATER ADMINISTRATION

Section 42-225a, Idaho Code

CLAIM TO A WATER RIGHT

Under the provisions of Section 42-225a, Idaho Code, a person may file a claim to a right to use water which has been established by diversion and application to beneficial use. **The filing of this claim does not confirm the water right but will serve for information purposes only.** It may, however, become the basis for future adjudication of the water right by the Court.

Notice is hereby given that Ed. C. Schultz (Successor in interest of Glen R. Breach)

(name of claimant)
of Wm. J. Parms, Idaho, and John D. Lantz under Permit 19059 claims a right to the diversion and beneficial use of
1/2 of SW 1/4 of NW 1/4 (mailing address) of Section 13, Twp 5 North,
ground water or surface water tributary to Five acre feet per each of the 48 acres

The extent and nature of said claim is as follows:

- (1) Describe source of water: (name of stream, lake, spring, etc., or ground water) Source: From Drainage Ditch of the Riverside Irrigation District, Ltd., of Canyon County, Idaho. as shown by the attached map.

claimed:
5 acres feet per acre for each of the 48 acres shown on the attached drawing
Amount _____ Use _____ Period of Use: From _____ To _____
~~This water has been applied continuously, and so used for 30 years.~~
Amount _____ Use _____ Period of Use: From _____ To _____
Amount _____ Use _____ Period of Use: From _____ To _____
(cfs, gpm) (dom., irri., stock, etc.)
or a/f) (both dates inclusive)

- (3) Total quantity of water claimed: ~~240 acre feet~~ being 5 acre feet for each of the 48 acres. ~~feet per second, or~~ gallons per minute. ~~acre feet~~
- (4) Priority claimed: (the date water was first applied to beneficial use) For last thirty years.
Water wheel used for 18 years, and thereafter siph pump for 12 years
A claim is not acceptable on a ground-water source with a priority later than March 25, 1963 or on a surface-water source with a priority later than May 20, 1971. An exception to this rule is that a claim may be filed on domestic use from a ground-water source. Water used for irrigation of land described

- (5) A) Point of diversion: (give location of point where water is diverted from its source)
At three points as shown by the enclosed drawing
 _____ 1/4 _____ 1/4, Sec. _____ Twp. _____ Rge. _____ B. M. County of _____
 Additional points of diversion: Shown on the enclosed drawing

- B) Describe means of diversion of water: (pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.) Give sizes and capacities; be as specific as possible.
- First by a water wheel then by an electric pump.
- Five horse Power electric motor.

- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

[illegible]

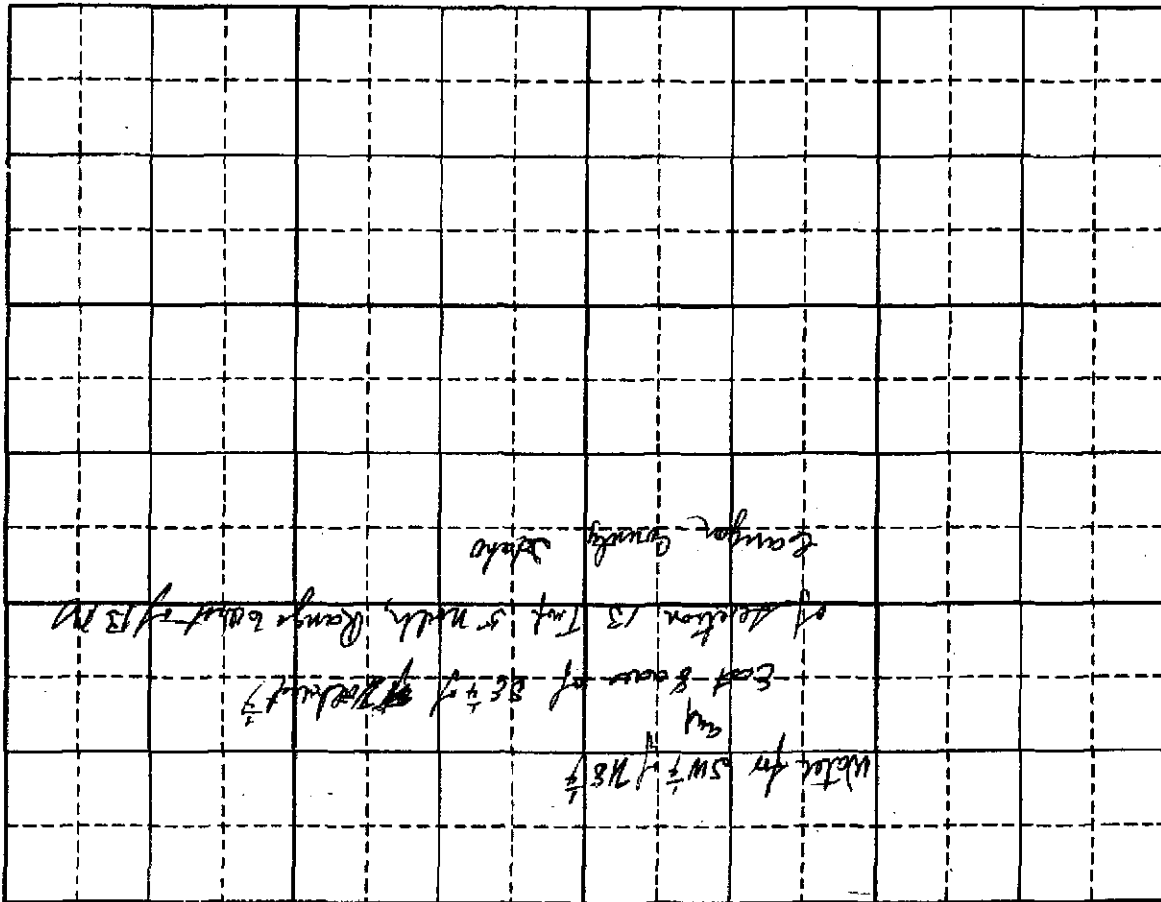
Total No. of acres

- B) If the water is used for other than irrigation, fully describe that use, being as specific as possible: for irrigation only

- (7) If you are claiming water as a member of an organization, list name of organization: As an individual only. (2) 1000

(8) Remarks

1233



Scale: 2 inches equal 1 mile.

Map should show the location of the point of diversion and the place of use of the water by 40-acre subdivisions, section, township and range of the public land survey system.

such a drawing enclosed

State of Idaho

ss.

County of Canyon

Be it known that the undersigned, being duly sworn, deposes and says that he, she, they subscribed the foregoing claim to a water right, together with all attached information, and that the matters and facts therein are true to the best of the affiants knowledge.

Curtis R. Johnson
Ed. D. Schell
(Claimant)

Sworn to before me this 30th day of August

19 73

Ernest Anderson

Notary Public

Residing at Parma Idaho



My Commission Expires

Dist # 11599

For Department Use Only

Received by <u>CCB</u>	Date <u>8-24-73</u>	Exception filed by:	Forwarded to	Date
Prelim. check by <u>CCB</u>	Date <u>8-24-73</u>		claimant by:	
\$10.00 fee received by <u>CCB</u>	Date <u>8-24-73</u>			
Approved for publication by <u>CCB</u>	Date <u>9-18-73</u>			
Published in <u>Parma</u>				
Dates <u>Sept. 6 & 13, 1973</u>				

**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
 - ☐ 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) A63-04233BOwner: Anita M. Kiser Phone No. 208-722-5525Current Address: 30358 Boulder lane Parma Id. 83660

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

Accompanied by: David Kiser**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: March 15, 1933

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

Dutton Spill way

Source: South Boise Drain Tributary to Snake River

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
		NW	SW	NE	13	05N	06W	Canyon	

Description of diverting works

Pump in drain TO Gravity IRRIGATION

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 UsesUse IRRIGATION From 03/15 To 11/15 Amount 0.240 CFS 28.0 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ 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 # 30 Sheep + Horses

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	
05N	06W	13								8.0									8.0
																			8.0

Overlap with other water rights: NONE

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

Delivery System Narrative: A 3 HP Baldor motor & Parma water Lifter Pump setting on a 34" corrugated metal stand pipe with a 4" inlet & a 6" outlet (See pic#1) pipe south to the cement ditch with a hole in the bottom (See pic#2) with siphon tubes (See pic#3) for gravity irrigation.

Well/ Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
	Baldor	3	F10997E	Parma water LIFTER	6" OUTLET

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

No water being pumped at this time.

[illegible]

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: 11-62-05

FIELD EXAMINER: Ken Henley

FLOW CALCULATIONS

Additional Computation Sheets Attached

Measured Method:

VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$$V_{LR} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 4.5 \times 8.0 = 36.0 \text{ AF/y}$$

$$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = 0.240 \times 260 = 62.4 \times 1.9835 = 123.77$$

$$V = \text{Smaller of } V_{LR} \text{ and } V_{D.R.} = 36.0 \text{ AF/y}$$

2. Volume Calculations for Other Uses:

Delivery System Diagram: Indicate all major components and distances between components. Indicate weir size/ditch size/pipe I.d. as applicable.

Scale: 1" = _____

_____ Copy of USGS Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required).

_____ Aerial Photo Attached (required for irrigation of 10+ acres)

 Photo of Diversion and System Attached

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

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

FLOW MEASUREMENTS

1.

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

2. Measurements: _____

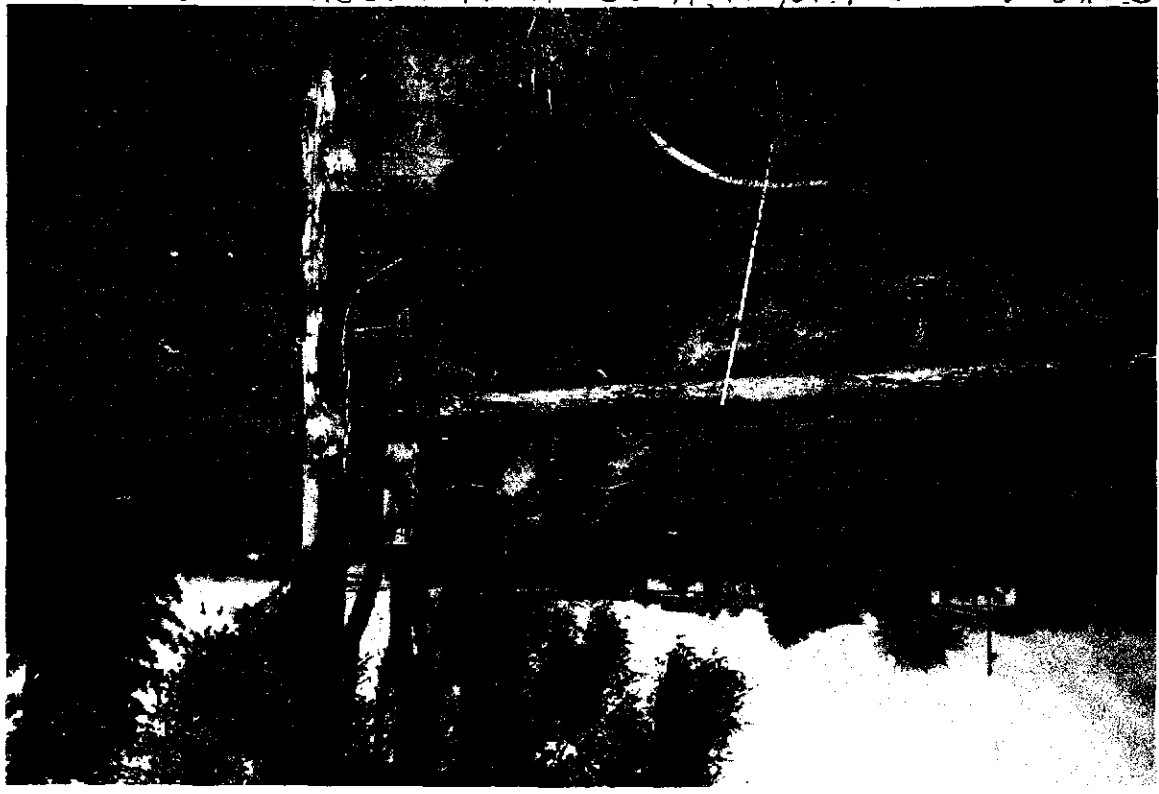
PIC #1



David H. Kiser
A63-04233B
~~A63-04233B~~
GPS-2258609
USR-1401175

11-02-05

PIC#3 Cement ditch with gravity flow irrigation (tubes)



PIC#2 Cement ditch with inlet from pump

03/31/1995

Mr. Curtis Lewman, Mr. Dan Chaney, Mr. David Kieser met w/ me @ Mr. Lewman's property on Boulder road.

Mr. Lewman showed me the location of his pump. This pump also serves Mr. Chaney's property. There was a trailer on Mr. Chaney's property but it was moved approx. 1989. Mr. Kieser has a separate pump. No one is currently diverting, and we agreed to put off a measurement until later in the season.

The subject of some downstream ponds was brought up. Apparently a Mr. Hitch put in ~~some~~ a dam which has backed up the water in the draw & raised the water table in the area. These men feel ~~that~~ the higher water table has negatively affected their ability to raise alfalfa. Someone from SCS came out to review the situation & found the water table too high for alfalfa? Ponds have backed up the draw & it is no longer free-flowing. They had talked to IOWR (DNR?) about the ponds & a water right was located after a day or two.

Another problem is in the area of Mr. Vycital's wildlife ponds on the NE end of the slough. The source of for this ponds is spilled water from Riverside Irr District Canal. Mr. Lewman indicated that the pond area drained through Alkali Drain, but that a water user on Scott Drain has gone into a pond area & diverted the water

over to Scott Drain. I indicated that I first understood that a water user on Scott Drain had changed his point of diversion, but it became clear that he had re-directed the ~~water out~~ drainage of the ponds. I indicated that this may be a change which requires a Transfer but would need add'l info from Allocations staff. I indicated they should write a letter and/or come into the office if they feel they are being injured by another party. TTR 24/03/1995

Also - Tre. Lewman indicated that his pump was installed in its present location in 1966. The original H₂O wheel was downstream.

All parties indicated that .02 CFS/acre is plenty of water and they do not wish to pursue x flows for their claims

Open Channel Discharge Measurement Notes

4. GENERAL INFORMATION

- | | | |
|--------------------------------------|---|-----|
| 1. Name of stream or ditch: | Ditch @ Lowman's pump discharge pipe | .92 |
| 2. Location: | Discharge from pump pipe | |
| 3. Person conducting measurement: | TTTINICUCCI | .94 |
| 4. Date and time of measurement: | 8/14/1995 9:00 a.m. | |
| 5. Accompanied by: | | .96 |
| 6. Measuring device size and ID no.: | PygmyTweezer ID 090185 | |
| 7. Spin test before measurement OK? | ☒ after measurement OK? | .97 |
| 8. Purpose of measurement: | System Capacity - Pump + ditch shared by | .98 |

B. MEASUREMENT DATA

[illegible]

AGS-04233
T05N/206W
S41/3

ASCS
1987 Flight

11 12
14 13

7
26.0

6
11.9

11.9

T89

T90

1 5.0

2 4.7

3 4.5

4 8.5

1 8.3

2 8.3

T138

T137

H/NW

H/NW

H/NW

H/NW

N/NW

H/NW

4 4.3

POD3

3 7.9

2 2.8

2.0

10.9

T4975

T645

5 1.9

6 4.0

2 3.3

1 2.5

1 2.9

2 12.5

3 20.0

T513

T139

T450

135.4

1 12.5

2 13.5

13
24

13