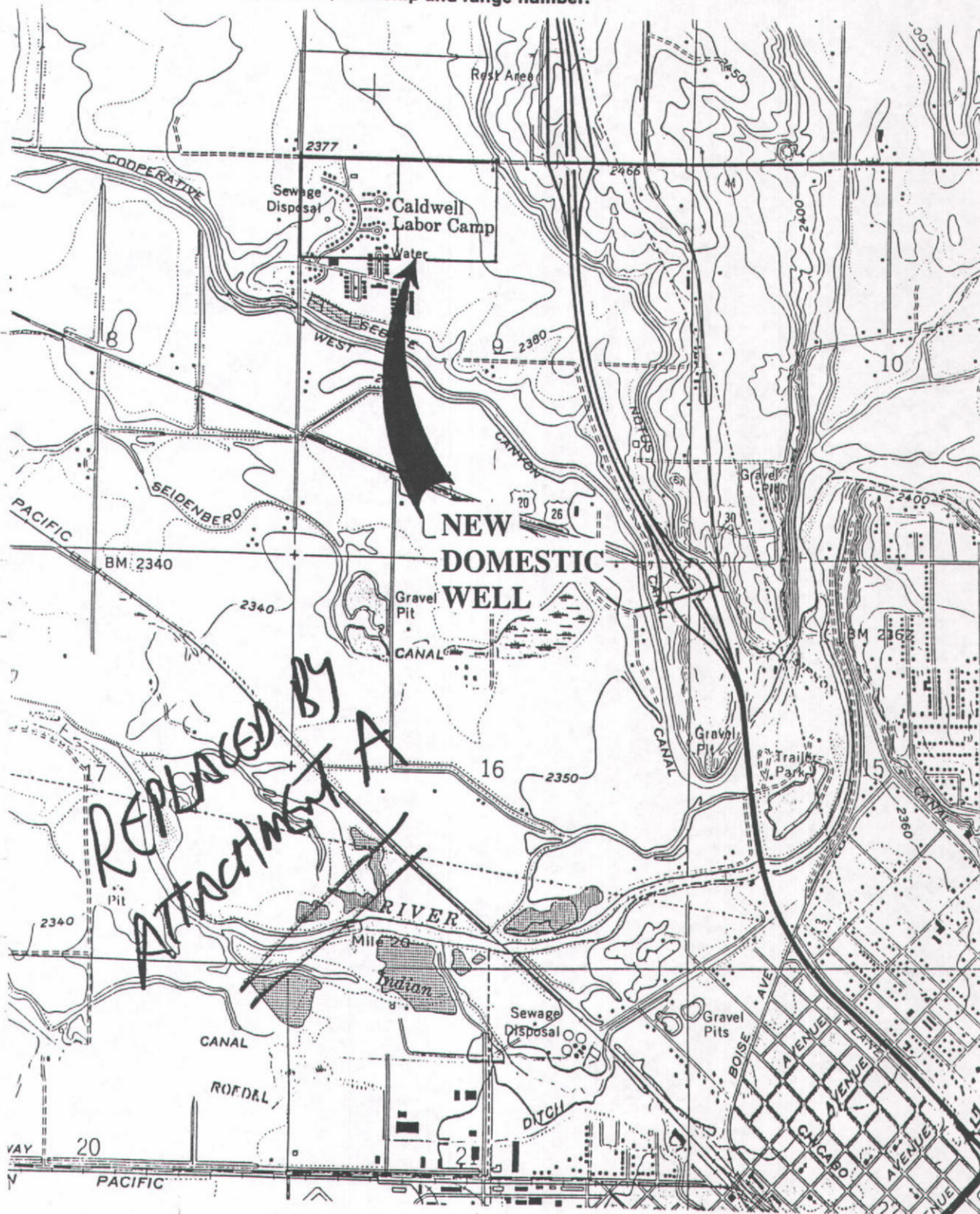
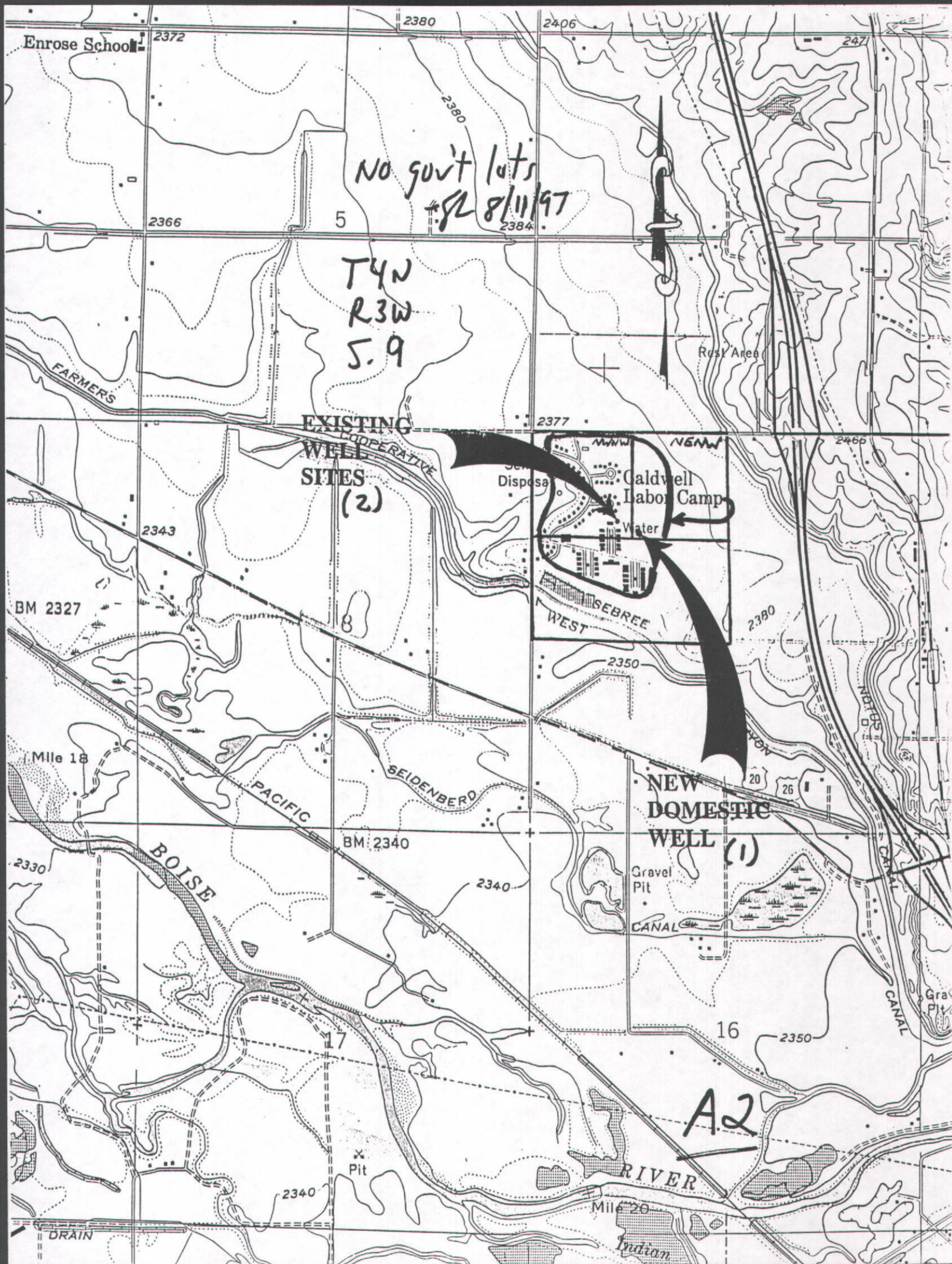


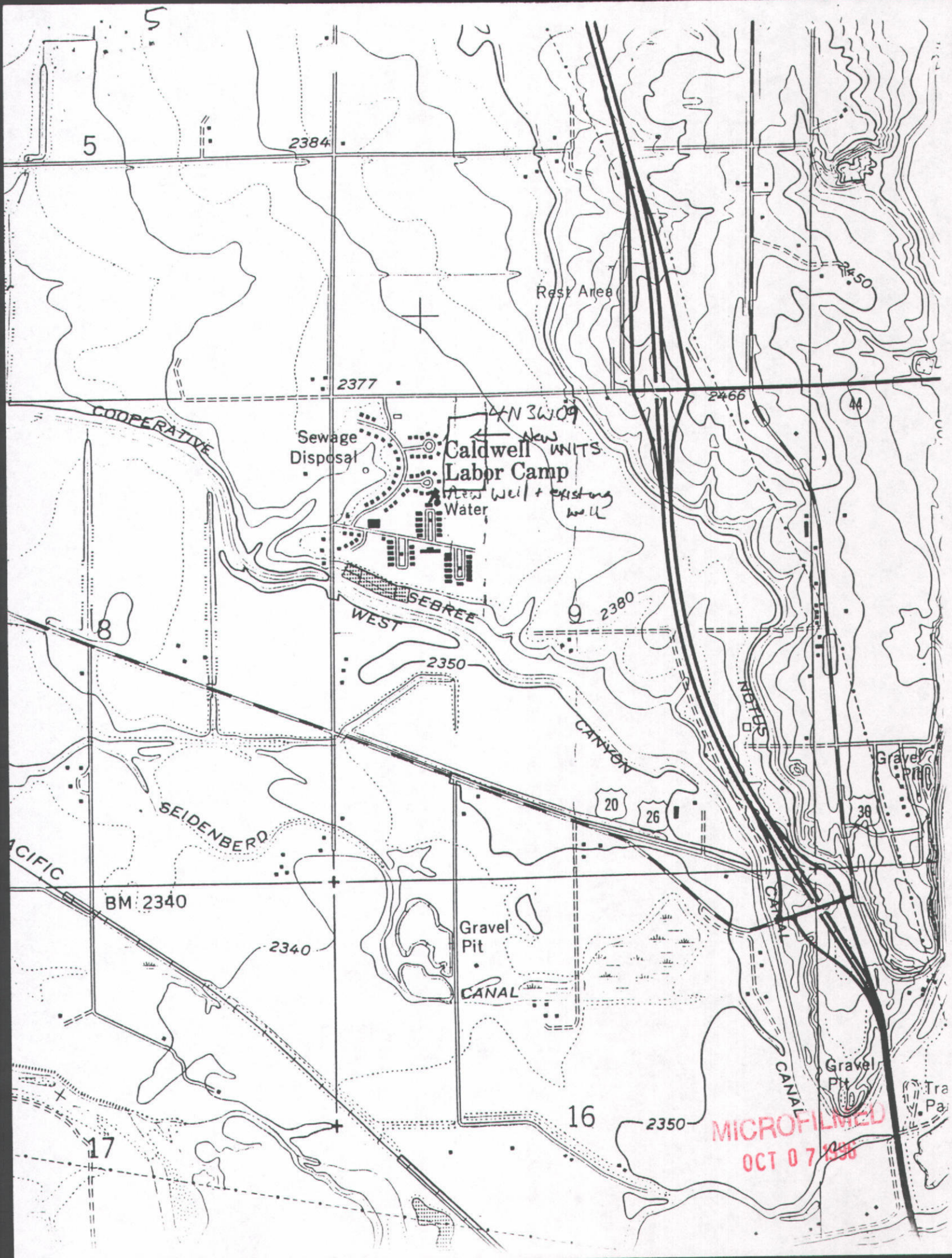
STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.





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 63-3596
Date Received: 2/23/1990
Receipt No: C014906
Received By:

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

CITY OF CALDWELL Phone: (208)455-3006
621 E CLEVELAND BLVD
CALDWELL ID USA 83605

2. Date of Priority: 05/10/1967

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
04N	03W	9	NW	NW		CANYON	
04N	03W	9	NE	NW		CANYON	

5. Description of diverting works:

THREE WELLS USED ALTERNATELY TO A WATER TOWER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	01/01	12/31	0.78	97

7. Total Quantity Appropriated is:
0.78 C.F.S. and/or 97 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
----------	-------	---------	------------	-----	-----	-------

11. Place of use in counties:

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

13. Other Water Rights Used: The municipal water right

14. Remarks:

TWO POINTS OF DIVERSION LOCATED IN T04N, R03W, S09, NWNW.

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

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

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

THE HOUSING AUTHORITY OF THE CITY OF CALDWELL IS NOT PART OF THE MUNICIPALITY OF CALDWELL, IDAHO.

THIS WATER RIGHT WAS LICENSED FOR DOMESTIC PURPOSE, HOWEVER IT APPEARS THAT THE LICENSE INCLUDES WATER FOR LAWN IRRIGATION.

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT THE RIGHT HOLDER SHALL ANNUALLY REPORT TO THE DEPARTMENT THE AMOUNT OF WATER DIVERTED.

PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANS 4669 SHALL NOT EXCEED .78 CFS NOR A TOTAL COMBINED ANNUAL VOLUME OF 97.0 AF.

DOMESTIC USE IS FOR 159 HOUSING UNITS, STORE, OFFICE, DAY-CARE CENTER AND 2.0 ACRES OF IRRIGATION.

CLAIM AMENDED PER TRANSFER 4669 APPROVED 9/29/1995.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO 4669 IN FILE.

CLAIM AMENDED PER TRANSFER 5123 APPROVED 9/29/1997.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5123 IN FILE.

15. Basis of Claim: License

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: 63-03596
Rec. No. C075645

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

RECEIVED
10/17 - 2 2004
Department of Water Resources

1. Name: CITY OF CALDWELL
Address: 621 CLEVELAND BLVD.
CALDWELL, ID 83606

2. Date of Priority: MAY 10, 1967

3. Source: GROUNDWATER

Trib. To: N/A

4. Points of Diversion:

Township	Range	Section	1/4 of	1/4	County
04N	03W	09	NE	NW	CANYON
04N	03W	09	NW	NW	CANYON

5. Description of diverting works:
ALL POD'S ARE WELLS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	0.78		97.0

7. Total Quantity Appropriated is:
0.78 C.F.S. (and/or) 97.0 A.F.A.

8. Total consumptive use is N/A Acre Feet Per Annum

9. Non-irrigation uses: MUNICIPAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Acres
CITY OF CALDWELL SERVICE AREA.					

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? N/A

13. Other Water Rights Used: THE MUNICIPAL WATER RIGHT PORTFOLIO
OF THE CITY OF CALDWELL.

14. Remarks: **N/A**

15. Basis of Claim: **LICENSE**

16. Signature(s)

(a) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b) I/We do 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): Garret L. Dancoles Date: 9.22.04

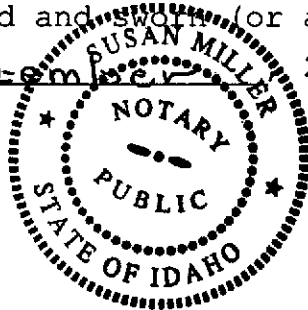
Date: _____

STATE OF IDAHO)

) ss.

COUNTY OF CANYON)

Subscribed and sworn (or affirmed) before me this 22 day
of September 2004.



Susan Miller
Notary Public

Residing at Caldwell, ID

My commission expires: 12/22/06

Last Name CITY OF CALDWELL Identification No. A63-03596

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: **A63-03596**
Date Received: 2/23/1990
Receipt No: C014906
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF CALDWELL 208-459-2232
Address: HOUSING AUTHORITY
PO BOX 70
CALDWELL ID 83606

2. Date of Priority: MAY 10, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	9	SE	NE	NW		CANYON
				NW	NW		CANYON

5. Description of diverting works:
THREE WELLS USED ALTERNATELY TO A WATER TOWER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.780		97.00

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 159 HOUSING UNITS, STORE, OFFICE, DAY CARE CENTER.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	9	NE	NW		DOMEST	
			NW	NW		DOMEST	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	9	SW	NW		DOMEST	
			SE	NW		DOMEST	

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:

A63-20532, BLACK CANYON IRR DIST., NEW APP 63-12221

14. Remarks:

TWO POINTS OF DIVERSION LOCATED IN T04N, R03W, S09, NWNW.
THE HOUSING AUTHORITY OF THE CITY OF CALDWELL IS NOT PART OF
THE MUNICIPALITY OF CALDWELL, IDAHO.

THIS WATER RIGHT WAS LICENSED FOR DOMESTIC PURPOSE, HOWEVER IT
APPEARS THAT THE LICENSE INCLUDES WATER FOR LAWN IRRIGATION.
AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT THE RIGHT HOLDER
SHALL ANNUALLY REPORT TO THE DEPARTMENT THE AMOUNT OF WATER
DIVERTED.

PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER
SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT

FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETER-
MINATION OF THE TOTAL RATE OF DIVERSION.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF
DIVERSION UNDER TRANS 4669 SHALL NOT EXCEED .78 CFS NOR A TOTAL
COMBINED ANNUAL VOLUME OF 97.0 AF.

DOMESTIC USE IS FOR 159 HOUSING UNITS, STORE, OFFICE, DAY-CARE
CENTER AND 2.0 ACRES OF IRRIGATION.

CLAIM AMENDED PER TRANSFER 4669 APPROVED 9/29/1995.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO 4669 IN FILE.

CLAIM AMENDED PER TRANSFER 5123 APPROVED 9/29/1997.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY
OF APPROVED TRANSFER NO. 5123 IN FILE.

15. Basis of Claim: LICENSE

Water Right Number: 33544

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

Western AJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5123
WATER RIGHT NO. 63-03596

RECEIVED
OCT - 1 1997
WATER RESOURCES
WESTERN REGION

This is to certify that: **CALDWELL HOUSING AUTHORITY**
PO BOX 70
CALDWELL ID 83605

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	* 0.78 CFS	* 97.0 AF

SOURCE

GROUNDWATER

Priority: 05/10/1967

LOCATION OF POINT(S) OF DIVERSION:

New PIP
NENW, Sec. 9, Township 04N, Range 03W
NWNW, Sec. 9, Township 04N, Range 03W
CANYON County

PLACE OF USE: DOMESTIC

TWN RGE SEC

04N 03W 9

NENW

NWNW

SWNW

SENE

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

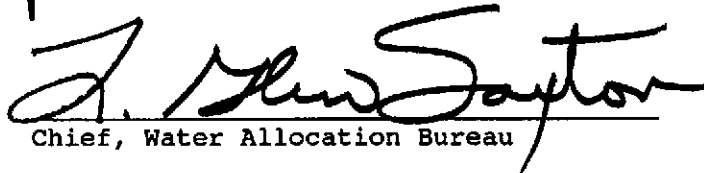
TRANSFER NO. 5123
WATER RIGHT NO. 63-03596

CONDITIONS OF APPROVAL AND REMARKS

6. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 7. The total instantaneous diversion of water from all points of diversion under Transfer No. 5123 shall not exceed 0.78 cfs, nor total combined annual volume of 97.0 af.
8. Domestic use is for 159 housing units, store, office, day-care center and 2.0 acres of irrigation.
- 9. Two points of diversion located within NWNW, S09, T04N, R03W.

Dated this 29 day of

September, 1997.


Chief, Water Allocation Bureau

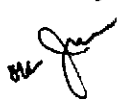
MEMORANDUM

TO: FILE NO. 63-03596

FROM: PAM SKAGGS²⁸/STATE OFFICE

SUBJECT: TRANSFER NO. 5123

DATE: September 26, 1997



=====

Transfer No. 5123 adds a new point of diversion[✓] under Right No. 63-03596. The existing system consists of 2 production wells, one of which is having problems with sand and will be used only as a back-up well.

Application for Permit No. 63-12221 is a proposed expansion of this system for an additional 85 housing units, irrigation and diversion rate that is also being processed at this time.

Recommended conditions include drilling permit requirements, measuring & reporting, multiple points of diversion and standard transfer conditions.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 5123

RECEIVED

JUN 09 1997

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

RECEIVED

JUN 25 1997

WATER RESOURCES
WESTERN REGIONWATER RESOURCES
WESTERN REGIONName of applicant Caldwell Housing AuthorityCORRECTED byPhone 459-2232Post Office address P.O. Box 70 Caldwell, ID 83605A. PURPOSE OF TRANSFER instead

1. ☒ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____

COPY

2. Describe the reason for the proposed changes Discontinuing use of well as primary supply due to sanding problems resulting from deteriorated well casing. Existing well will be used only for emergency situations when either or both of the other facility wells are off line. No permanent pump and motor will be installed in the well. Add new well NENW.

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-3596</u>	<u>5/10/1967</u>	<u>.78/97.0</u>	<u>Domestic</u>	<u>Jan. 1</u> to <u>Dec. 31</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred .78 cubic feet per second and/or 97.0 acre-feet per annum.

3. Source of water Groundwater tributary to N/A

4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	4N	3W	Canyon	Farmway Village Existing Wells # 2 & 3
								(No change)
		NE	NW	9	4N	3W	"	Proposed Well # 4

5. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	3W	9					D	D	D	D									

* mostly use wells 3 & 4, keep well 2 as possible backup.
See Attachment A.

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 2 drilled wells which are operating on an alternating basis to fill a water tower; distribution to 244 units plus associated uses. Other well Water Right is 63-12221.

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

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

No Affect - No change of use

d. Remarks:

Place of use is the Farmway Village Housing Facility. This facility is operated by the Caldwell Housing Authority which is affiliated with the City of Caldwell. However, no services are provided to the facility by the City.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2
(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 63-3596 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-3596 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

N/A ☐ Tax Notice ☐ Warranty Deed ☐ Other _____

3. Source of water Groundwater tributary to N/A

4. Date or priority 5/10/1967

5. Water is used for the following purpose:

amount 0.78 for Domestic purposes from Jan. 1 to Dec. 31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	4N	3W	Canyon	Farmway Village
								(No Change)

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	3W	9					D	D	D	D									

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-12221

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

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED N/A

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

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

2. Point(s) of Diversion:

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

3. Lands irrigated or place of use:

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

Total acres _____

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

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

2. Point(s) of Diversion:

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

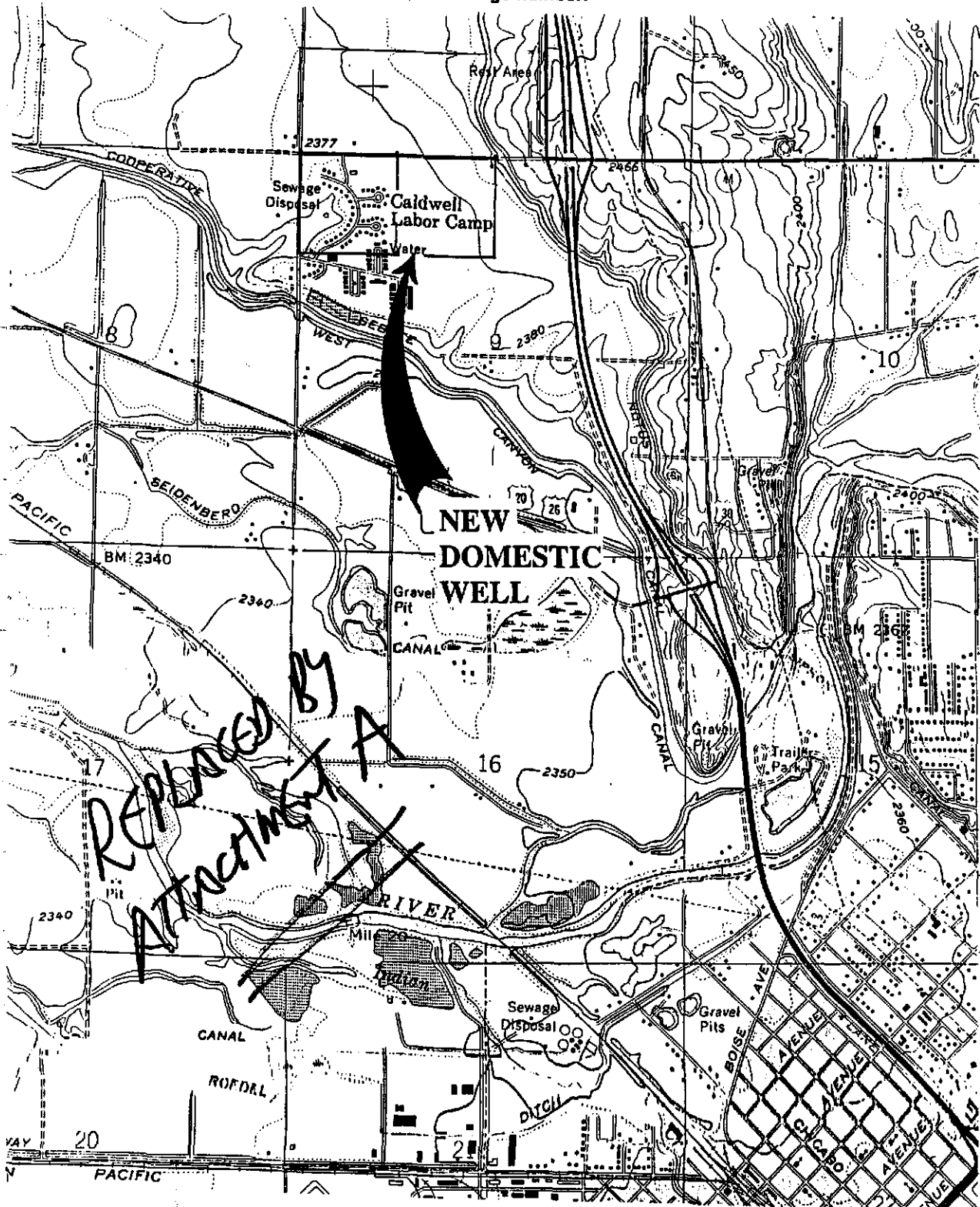
3. Lands irrigated or place of use:

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

Total acres _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

PART 3

B. CHANGES IN NATURE OF USE N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

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

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

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

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

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this _____ day of _____, 19 _____.

(Notary Public)

My commission expires _____

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 1 attachments

Received by RBW Date 6/9/97 Protest filed by _____

Prelim. check by RL Fee \$100

NO v RESCIN on 6/9/97 Received by RL for DB Date 6/16/97 W022584

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____



HOLLADAY ENGINEERING CO.

ENGINEERS • CONSULTANTS

32 N. Main P.O. Box 235 Payette, ID 83661
(208) 642-3304 • Fax # (208) 642-2159

RECEIVED

JUL 31 1997

WATER RESOURCES
WESTERN REGION

July 29, 1997

Steve Lester
Idaho Department of Water Resources
Western Region
2735 Airport Way
Boise, Idaho 83705-5082

RE: Housing Authority of the City of Caldwell
Water Right Transfer Application No. 63-03596
Project No. 101396

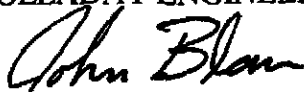
Dear Steve:

This letter is to confirm that the Application for Transfer of Water Right, received by IDWR on June 25, 1997, for the Housing Authority of the City of Caldwell is to add a point of diversion to the 63-03596 domestic right. A new well is proposed for the Farmway Village facility. The construction of this well would make a total of 3 possible production wells (Well #2, #3, and #4) for the facility. Well No. 2 will be used only for emergency situations when either or both of the other facility wells are off line. No permanent pump and motor assembly will be installed in the well. The proposed new well (Well #4) will be located in the NENW of Section 9, T4N, R3W. The existing wells are located in the NWNW of Section 9, T4N, R3W. The Farmway Village facility encompasses property throughout the NW of Section 9, T4N, R3W. See attached map.

Please include the proposed well as part of Application 63-12221 and process the application within the "community well" guidelines. The water bearing zone in the aquifer that is anticipated to be screened is from 155 feet to 175 feet below the ground surface. See attached well diagram.

If you need any additional information or clarification, please call.

Sincerely,
HOLLADAY ENGINEERING CO.


John D. Blom, E.I.T.
Staff Engineer

Attachments:

USGS Topographic Site Map
Alternative B - Prepack Screen Well Diagram

3 pgs.

FAHEPRV101396WTRTRANS.CR3

ATTACHMENT A

Enrose School

2372

2380

2406

247

NO gov't lots
#82 8/11/97

2366

5

2384

T4N
R3W
S. 9

Rosy Area

FARMERS

EXISTING
WELL
SITES
(2)

2377

Disposa

Caldwell
Labor Camp

Water

2343

BM 2327

8

WEST
SEBREE

2380

2350

Mile 18

PACIFIC

SEIDENBERG

BM 2340

NEW
DOMESTIC
WELL (1)

Gravel
Pit

CANAL

16

2350

BOISE

2330

2340

17

Pit

2340

A2

RIVER

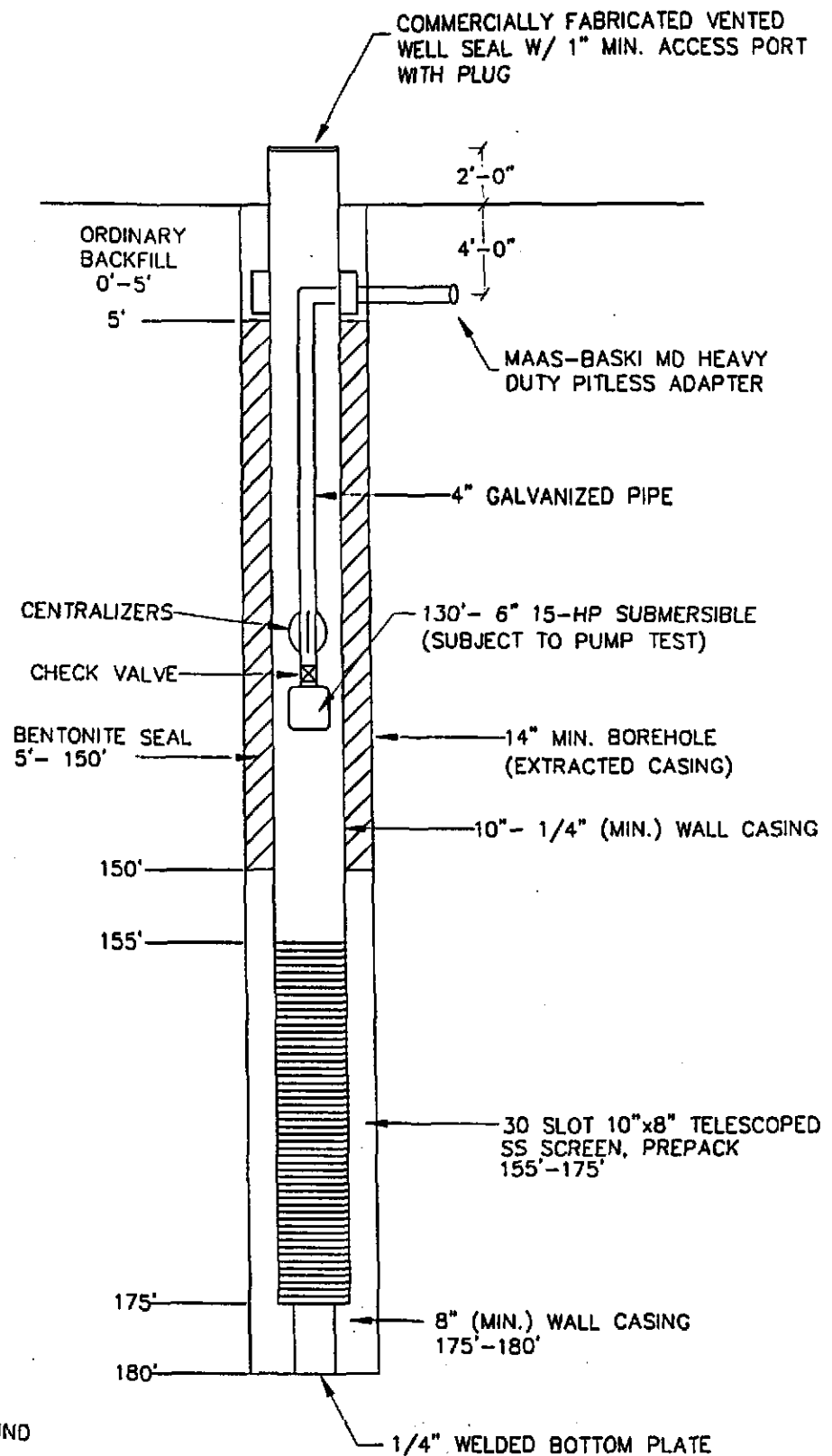
Mile 20

Indian

DRAIN

CANAL

Gravel
Pit



NOTE:
ALL DIMENSIONS ARE
FROM EXISTING GROUND
SURFACE

NOT TO SCALE



HOLLADAY ENGINEERING CO.
ENGINEERS • CONSULTANTS

32 N MAIN
P.O. BOX 235
PAYETTE, IDAHO 83661
208-642-3304
FAX: 208-642-2158
EMAIL: Heco@prknet.com

ALTERNATIVE B- PREPACK SCREEN
CALDWELL HOUSING AUTHORITY

101396C
5/26/97
6/25/97
CMD
JOG

A3

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: A63-03596
Date Received: 2/23/1990
Receipt No: C014906
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: CITY OF CALDWELL 208-459-2232
Address: HOUSING AUTHORITY
PO BOX 70
CALDWELL ID 83606

2. Date of Priority: MAY 10, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	03W	9	SE	NW	NW		CANYON

5. Description of diverting works:
TWO WELLS USED ALTERNATELY TO A WATER TOWER

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.780		97.00

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 159 HOUSING UNITS, STORE, OFFICE, DAY CARE CENTER.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	03W	9	NE	NW		DOMEST	
			NW	NW		DOMEST	
			SW	NW		DOMEST	

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	03W	9	SE NW		DOMEST	

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:

A63-20532, BLACK CANYON IRR DIST., NEW APP 63-12221

14. Remarks:

THE HOUSING AUTHORITY OF THE CITY OF CALDWELL IS NOT PART OF THE MUNICIPALITY OF CALDWELL, IDAHO.

THIS WATER RIGHT WAS LICENSED FOR DOMESTIC PURPOSE, HOWEVER IT APPEARS THAT THE LICENSE INCLUDES WATER FOR LAWN IRRIGATION. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT THE RIGHT HOLDER SHALL ANNUALLY REPORT TO THE DEPARTMENT THE AMOUNT OF WATER DIVERTED.

PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RIGHT HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPARTMENT FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION.

THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANS 4669 SHALL NOT EXCEED .78 CFS NOR A TOTAL COMBINED ANNUAL VOLUME OF 97.0 AF.

DOMESTIC USE IS FOR 159 HOUSING UNITS, STORE, OFFICE, DAY-CARE CENTER AND 2.0 ACRES OF IRRIGATION.

TWO POINTS OF DIVERSION LOCATED WITH NWNW, S09, T04N, R03W.

CLAIM AMENDED PER TRANSFER 4669 APPROVED 9/29/1995.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO 4669 IN FILE.

15. Basis of Claim: LICENSE

Water Right Number: 33544

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

W- ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 4669
WATER RIGHT NO. 63-03596

This is to certify that: CALDWELL HOUSING AUTHORITY
PO BOX 70
CALDWELL ID 83605

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

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
DOMESTIC	01/01 to 12/31	0.78 CFS	97.0 AF

SOURCE

GROUNDWATER

Priority: 05/10/1967

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 9, Township 04N, Range 03W
CANYON County

PLACE OF USE: DOMESTIC

TWN RGE SEC
04N 03W 9

NENW
SEnw

NWNW

SWNW

CONDITIONS OF APPROVAL AND REMARKS

Quantity
E-8 107
108

1. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
2. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
3. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.

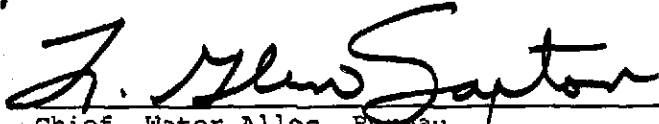
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OCT 07 1996

TRANSFER NO. 4669
WATER RIGHT NO. 63-03596

CONDITIONS OF APPROVAL AND REMARKS

- X09 4. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- ER 5. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- X 6. The total instantaneous diversion of water from all points of diversion under Transfer No. 4669 shall not exceed 0.78 cfs, nor total combined annual volume of 97.0 af.
- JL 7. Domestic use is for 159 housing units, store, office, day-care center and 2.0 acres of irrigation.
- ROD 8. Two points of diversion located within NWNW, S09, T04N, R03W.

Dated this 29th day of September, 1995.


Chief, Water Alloc. Bureau

MICROFILMED
OCT 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4669**RECEIVED APPLICATION FOR TRANSFER OF WATER RIGHT****JUL 14 1995****PART 1**WATER RESOURCES
NORTHWESTERN REGIONName of Applicant Caldwell Housing Authority Phone 459-2232Post Office address PO Box 70 Caldwell ID 83605**A. PURPOSE OF TRANSFER**

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Add Second well as backup and to
under this right and newer right 63-12221

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|-----------------|------------------|-----------------------|------------------|----------------------------|
| <u>63-3596</u> | <u>5/10/1967</u> | <u>0.78 / 97.0</u> | <u>DOM</u> | <u>1-1</u> to <u>12-31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 0.78 cubic feet per second and/or 97.0 acre-feet per annum.
3. Source of water ground water tributary to _____
4. Point(s) of Diversion: _____

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	4N	3W	Canyon	2 pts - 1 existing
								1 New
								(pending drilling application
								63-95-W-0411-000)

5. Lands irrigated or place of use:
- NO CHANGE

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

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OCT 17 1996

Total acres _____

PART 1

6. General Information:

a. Description of diversion system 2 drilled wells, operating on an alternating basis to full water tower - distribution to a total of 244 units plus associated uses.

N/A

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

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

None - Existing use = 159 units under license + 2 ac. irrig.

New application 63-12221 to provide for 85-unit expansion.

d. Remarks:

Place of use is at Caldwell Labor Camp.

CALDWELL HOUSING AUTHORITY is not affiliated with the City of Caldwell. Director = Dave Linden

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

- a. Decree No. Decreed to
in case of vs.
dated in county of
- b. License No. 63-3596 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-3596 (SRBA) on file with the Idaho Department of Water Resources.
- d. Transfer No. which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other

3. Source of water ground water tributary to

4. Date or priority 5/10/1967

5. Water is used for the following purpose:

amount 0.78 for DOM purposes from 1-1 to 12-31
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)
amount for purposes from to
(cfs/ac-ft)

6. Total amount of water under right 0.78 cubic feet per second and/or 97.0 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	4N	3W	Canyon	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4N	3W	9					D	D	D	D									

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OCT 07 1996

Total acres

9. Describe any other water rights used for the same purpose as described above New application

63-12231 - share well(s).

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

No

If yes, describe

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED N/A

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres

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

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

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

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OCT 07 1996

PART 3**B. CHANGES IN NATURE OF USE** N/A

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

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

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

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

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

Donald E. Rouen, Chairman

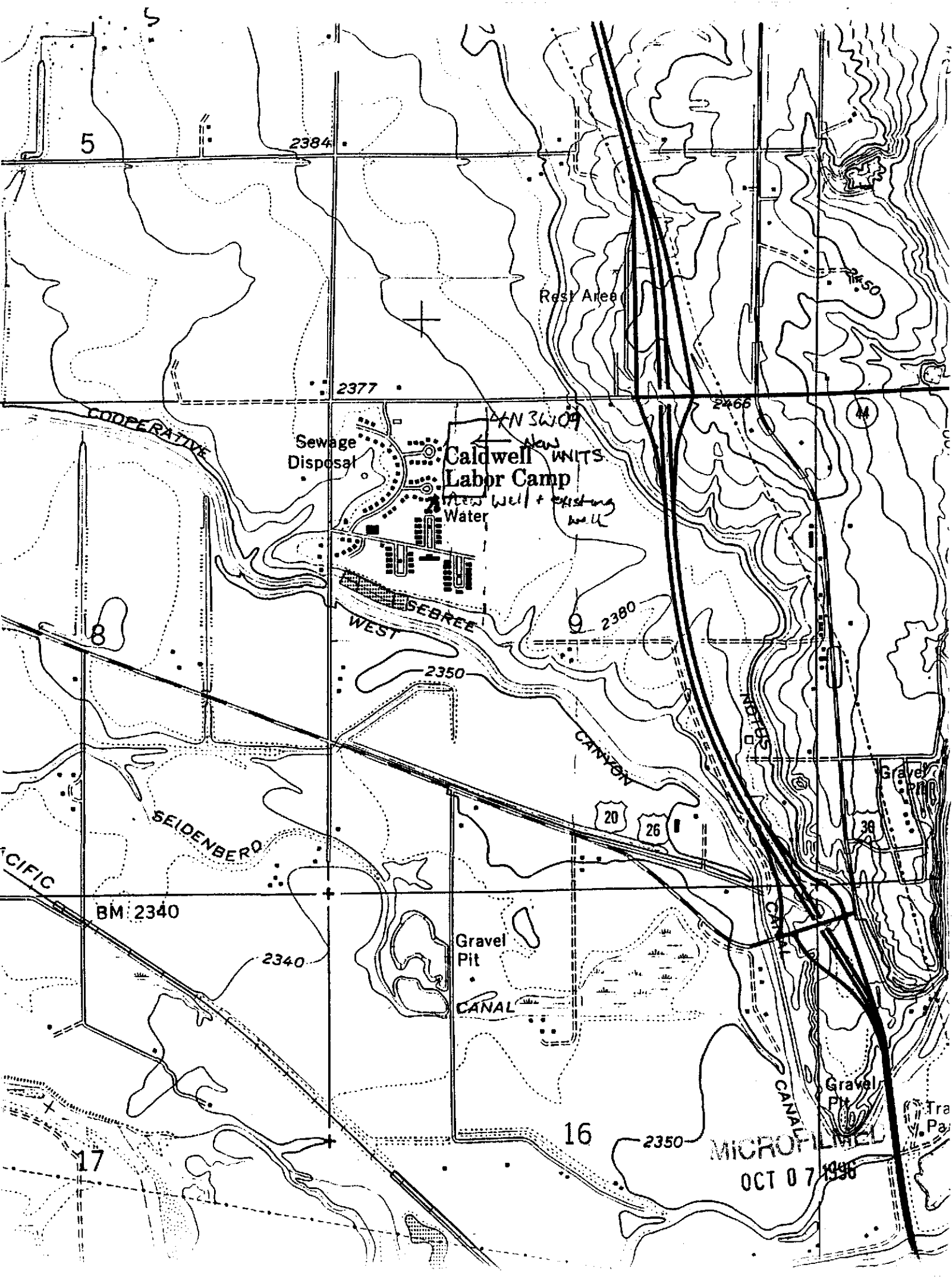
(Signature of Applicant)

Subscribed and sworn to before me this 11th day of July, 19 95.

Wm. J. Higney, Jr.

(Notary Public)

My commission expires 5-15-98**FOR DEPARTMENT USE ONLY**Transfer contains pages and attachmentsReceived by VR Date 7-14-95 Protest filed by Prelim. check by VR Fee \$100 -Receipted by VR W019569 Date 7-14-95Published in Copies of protest forwarded by Pub. dates Hearing held by Date Watermaster recommendation requested on Recommended for ☐ approval ☐ denial rec'd. by Copy of transfer sent to lien holder



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: A63-03596
Date Received: 2/23/1990
Receipt No: C014906
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: HOUSING AUTH OF THE CITY OF CALDWELL 208-459-2232
Address: PO BOX 70
CALDWELL ID 83606

2. Date of Priority: MAY 10, 1967

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	9	SE	NW	NW		CANYON

5. Description of diverting works:
WELL, 16" OUTER CASING, 10" INNER CASING, APPROX. 200' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.780		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
DOMESTIC, 159 HOUSING UNITS, STORE, OFFICE, DAY CARE CENTER.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	9	NW	NW		DOMEST	
			SW	NW		DOMEST	
			SE	NW		DOMEST	

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:

A63-20532, BLACK CANYON IRRIGATION DISTRICT

14. Remarks:

THE HOUSING AUTHORITY OF THE CITY OF CALDWELL IS NOT PART OF
THE MUNICIPALITY OF CALDWELL, IDAHO.

THIS WATER RIGHT WAS LICENSED FOR DOMESTIC PURPOSE, HOWEVER IT
APPEARS THAT THE LICENSE INCLUDES WATER FOR LAWN IRRIGATION.

15. Basis of Claim: LICENSE

Water Right Number: 33544

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: A63-03596
Date Received: 1/31/1990
Receipt No: CD14906
Received By: C. Wong
cd

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOUSING AUTH. OF THE CITY OF CALDWELL
Address: P.O. BOX 70
CALDWELL, ID 83606

208-459-2232

RECEIVED

FEB 23 1990

2. Date of Priority: MAY 10, 1967

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	03W	9	SE	NW	NW		CANYON

5. Description of diverting works:

WELL, 16" OUTER CASING, 10" INNER CASING, APPROX. 200' DEEP.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
DOMESTIC	01/01	12/31	0.780		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

DOMESTIC, 159 HOUSING UNITS, STORE, OFFICE, DAY CARE CENTER.

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	03W	9	NW	NW		DOMEST	
			SW	NW		DOMEST	
			SE	NW		DOMEST	

A63-03596

Page

1

Date: 02/01/90

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AUG 19 1992

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:

A63-20532, BLACK CANYON IRRIGATION DISTRICT

14. Remarks:

THE HOUSING AUTHORITY OF THE CITY OF CALDWELL IS NOT PART OF
THE MUNICIPALITY OF CALDWELL, IDAHO.

THIS WATER RIGHT WAS LICENSED FOR DOMESTIC PURPOSE, HOWEVER IT
APPEARS THAT THE LICENSE INCLUDES WATER FOR LAWN IRRIGATION.

15. Basis of Claim: LICENSE

Water Right Number: 33544

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: - 2 -

For Organizations:

I do solemnly swear or affirm that I am Executive Director of Housing Auth. of the City of Caldwell, that I have signed the foregoing document in the space below as Executive Director of Housing Auth. of the City of Caldwell and that the statements contained in the foregoing document are true and correct.

Housing Auth. of the City of Caldwell

[Signature]
Signature of Authorized Agent

Executive Director
Title and Organization

February 1, 1990
Date

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 1st day
of February 19 90

[Signature]
Notary Public

Seal

Residing at Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My Commission Expires March 21, 1994
My Commission Expires

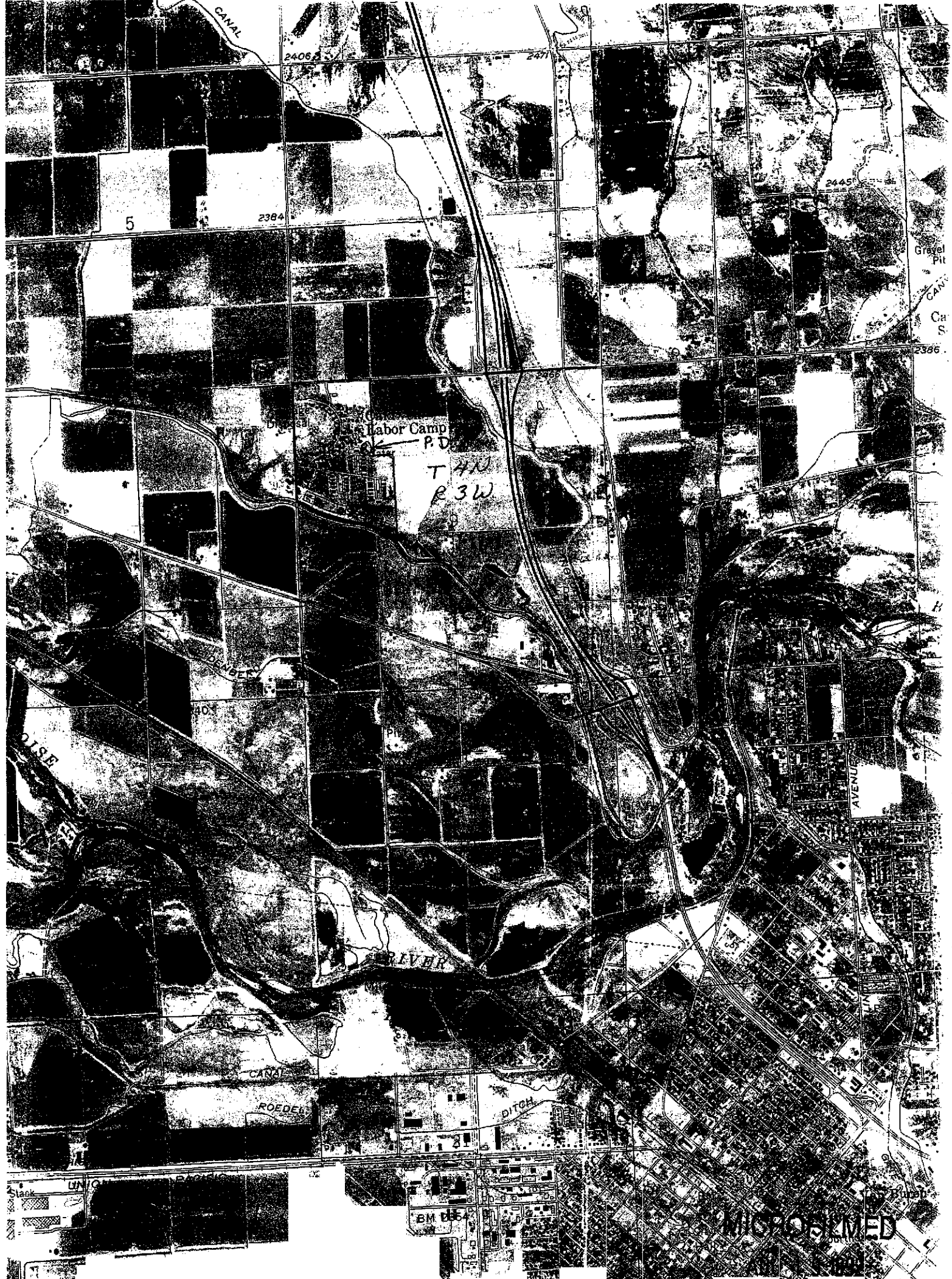
EXHIBIT "A"

BEGINNING at a point on the Section line between Sections 4 and 9 which point is 25 feet East of the Section corner common to Sections 4, 5, 8, and 9, Township 4 North, Range 3 West of the Boise Meridian; thence South 00 degrees 32 minutes 30 seconds West 2014 feet to a point on the North bank of the Farmers Cooperative Canal; thence along the North bank of said Canal, South 62 degrees 29 minutes 00 seconds East 467 feet; thence South 69 degrees 52 minutes 00 seconds East 306.4 feet; thence South 77 degrees 38 minutes 00 seconds East 348.3 feet; thence South 67 degrees 18 minutes 00 seconds East 363.8 feet; thence South 58 degrees 30 seconds East 114.3 feet to a point on the North bank of said Canal, which point is 20 feet North of the East and West Quarter Section line of Section 9, said Township and Range; thence North 89 degrees 50 minutes 30 seconds East 177.6 feet to a point 20 feet North of said Quarter Section line; thence North 00 degrees 18 minutes 00 seconds East 1299.8 feet to a point on the North one-sixteenth Section line of said Section 9; thence along the North one-sixteenth line of said Section 9, South 89 degrees 43 minutes West 349.7 feet to the Northwest one-sixteenth corner of said Section 9; thence North 00 degrees 24 minutes 30 seconds East 1318.9 feet to the West one-sixteenth corner between Sections 4 and 9, said Township and Range; thence South 89 degrees 38 minutes 00 seconds West 1300.6 feet along the North line of said Section 9, to THE POINT OF BEGINNING.

EXHIBIT "A"

MICROFILMED

AUG 19 1992



A63-03596

DEPARTMENT OF
WATER RESOURCES

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: _____
3. ☐ **Quantity**
Should be: _____
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: Municipal
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 OBJECTION (S):** This right is a municipal right held by the City of Caldwell.

F. **VERIFICATION** (must be completed)

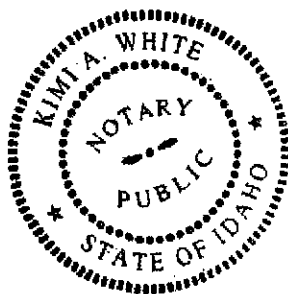
State of Idaho)
) ss.
County of Ada)

Charles L. Honsinger, duly sworn, upon oath, deposes and says:

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

Charles L. Honsinger
Charles L. Honsinger

Subscribed and sworn to before me on: June 13, 2007



Kim A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 2/28/10

INSTRUCTIONS FOR MAILING

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

CERTIFICATE OF MAILING

I certify that on June 13, 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: CITY OF CALDWELL

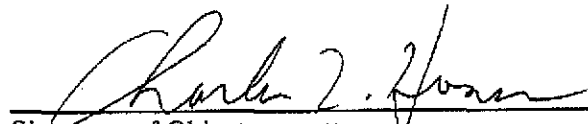
Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

3. Copies to:

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

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

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



Signature of Objector or attorney
mailing on Objector's behalf

11/21/2006

NOTICE OF ERROR
REPLY

DEC 14 2006
DEPARTMENT OF
WATER RESOURCES

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: December 7, 2006

Water right number: 63-3596

CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605
Telephone Number: (208)455-3006

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

Purpose of Use; Place of Use

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

Purpose should be Municipal; place should be City's service area.

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

This is a municipal right held by the City of Caldwell

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE:

12/14/06

SIGNATURE:

Charles L. Honsinger

Please print your name:

Charles L. Honsinger

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

Note: 1997 transfer
in file overrides
these requests.

Show as transferred, except
for name change.

Date 12/16/06

SCANNED
DEC 14 2006

12/13/2006

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

RIGHT NUMBER: 63-3596

NAME AND ADDRESS: CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.780 CFS
97.000 AFY

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

PRIORITY DATE: 05/10/1967

POINT OF DIVERSION:

T04N R03W S9 NENW Within CANYON County

T04N R03W S9 NWNW Within CANYON County

T04N R03W S9 NWNW Within CANYON County

Two points of diversion located within NWNW, S09, T04N, R03W

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.780 CFS 97.00 AFY

PLACE OF USE: DOMESTIC in CANYON County

T04N R03W S09	NENW	T04N R03W S09	NWNW
T04N R03W S09	SWNW	T04N R03W S09	SENW

Domestic use is for 159 housing units, store, office, day-care center and 2.0 acres of irrigation.

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.

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right at the Well Site Labor Camp #2 located in T4N, R3W, Sec. 9, NWNW.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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

11/06/2006

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

RIGHT NUMBER: 63-3596

NAME AND ADDRESS: CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.780 CFS
97.000 AFY

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

PRIORITY DATE: 05/10/1967

POINT OF DIVERSION:

T04N R03W S9 NENW Within CANYON County

T04N R03W S9 NWNW Within CANYON County

T04N R03W S9 NWNW Within CANYON County

Two points of diversion located within NWNW, S09, T04N, R03W

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

DOMESTIC

01/01 12/31

0.780 CFS
97.00 AFY

PLACE OF USE: DOMESTIC in CANYON County

T04N R03W S09 NENW

T04N R03W S09 NWNW

T04N R03W S09 SWNW

T04N R03W S09 SENW

Domestic use is for 159 housing units, store, office, day-care center and 2.0 acres of irrigation.

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

provide Prior to diversion of water under this approval, the right holder shall

a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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

Due to transfer, do not
include in large combined PODs

State of Idaho
Department of Water Administration

LICENSE OF WATER RIGHT

License of Water Right No. 33544/63-3596 Priority May 10, 1967 Amount 0.78 cfs
(late proof)

THIS IS TO CERTIFY, that Housing Authority, City of Caldwell
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 33544/63-3596 issued pursuant to Application for Permit dated April 5, 1967
and has submitted proof to the Department of Water Administration on May 17, 1972
that he has applied water to a beneficial use; an examination by the Department indicates that the
works have a capacity of 0.78 cfs, and that the water has in fact been applied to a
beneficial use; a right to the use of water from a ground water source
tributary of _____, is hereby confirmed in the following amounts:
Amount 0.78 cfs for Domestic from Jan. 1 to Dec. 31 (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Amount _____ for _____ from _____ to _____ (both dates inclusive)
Subject, however, to the condition that no more than 0.78 cfs of water be diverted at
any one time, said waters to be diverted within the _____
NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 9, Twp. 4 N, Rge. 3 W, B.M.
in the county of Canyon; and that the amount of water so diverted and to which such
right is entitled and confirmed is for the purposes aforesaid and is limited to the amount which can
actually be beneficially used and shall not exceed 97 acre feet per year ~~or~~

Description and location of place of use:

TWP.	RANGE	SEC.	SE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				NE $\frac{1}{4}$				TOTALS
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
4N	3W	9					X	X	X	X									

Total number of acres irrigated _____

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 6th day of

November, 19 73


Director

63 3596

PUBLIC HEARING BEFORE THE CANYON COUNTY
BOARD OF COMMISSIONERS

LEGAL NOTICE IS HEREBY GIVEN, that the Canyon County Board of Commissioners will hold a public hearing at 6:00 P.M. on Tuesday, December 20, 1994 in the First Floor Public Meeting Room, Canyon County Courthouse, 1115 Albany, Caldwell, County of Canyon, Idaho.

The purpose of this public hearing is to take public testimony concerning a draft separate ordinance providing for application of Comprehensive Plan and implementing ordinances for the Area of City Impact for Caldwell, Idaho pursuant to Idaho Code Section 67-6526. Said ordinance shall provide for one of the following:

- [1] Application of the city plan and ordinances to the area of city impact; or
- [2] Application of the county plan and ordinances to the area of city impact; or
- [3] Application of any mutually agreed upon plan and ordinances to the area of city impact.

The Impact Area boundary being generally described on the north is the Union Pacific Railroad Tracks, State Highway 44, the north boundary of Curtis Park, the Boise River, Lincoln Street, and Highway 20-26. The Boundary described generally on the south is Homedale Road to Cleveland Boulevard and a line on a northeasterly angle to intersect Middleton Road at Laster Lane. Said boundary on the west is Wagner Road and Farmway Road. Said boundary on the east us Middleton Road, KCID Road, a line south of the Boise River which is in line with Emmett Road which is also the section line between Sections 13 and 14 in Township 4 North, Range 3 West, the east boundary of Curtis Park and the line of W. Hartley Gulch south of Highway 44 to the Boise River. (Please refer to the attached published map, EXHIBIT "A".)

The Canyon County Planning and Zoning Commission held a public hearing and took testimony on this matter November 22, 1994 and recommends to the Canyon County Board of Commissioners that the Board adopt, with certain modifications the draft ordinance considered by the Planning and Zoning Commission at it's hearing. Following this County Commissioners public hearing, the Board of Canyon County Commissioners may adopt or reject any or all portions of the proposal. If the Board intends to make a material change in the proposal, further notice and public hearing shall be provided before the Board of Canyon County Commissioners adopts an Ordinance.

Documents may be reviewed at the office of the Canyon County Board of Commissioners on the 1st Floor in the Canyon County Courthouse at 1115 Albany, Caldwell, Idaho, from 8:00 a.m. to 12:00 noon and from 1:00 p.m. to 5:00 p.m., Monday thru Friday, except holidays. All interested persons are invited to attend this public hearing and present oral or written testimony concerning this matter. For more information call (208) 454-7478. Assistance is available for those with disabilities upon twenty-four (24) hour prior notice.

[Publish the City of Caldwell IMPACT AREA MAP - EXHIBIT A in this area]

CANYON COUNTY BOARD OF COMMISSIONERS
Commissioner George Vance, Chairman ✓
Commissioner Jan Vinson ✓
Commissioner Abel "Abe" Wasquez ✓

ATTEST: NED J. KERR, CLERK
Monica Reeves, Deputy Clerk 11/28/94

Publish: IDAHO PRESS TRIBUNE
Date: Dec. 4 and Dec. 5, 1994

Copy: Board's Hearing File for Caldwell City Impact Area
Newspaper - Idaho Press Tribune
Notice Board
Agencies and Political Subdivisions
Public Service Announcements
P&S Area of Impact File for Caldwell

MICROFILMED
OCT 07 1996

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3596 V1

WATER RIGHT NUMBER: 63-3596 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CITY OF CALDWELL 621 E CLEVELAND BLVD CALDWELL, ID 83605 (208)455-3006

Priority Date: 05/10/1967

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>
DOMESTIC	01/01 to 12/31	0.780 CFS	97.00 AF
	<u>Total Diversion:</u>	0.780 CFS	97.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NW1/4	Sec. 9,	Twp 04N,	Rge 03W, B.M.
CANYON County				
GROUND WATER	NE1/4NW1/4	Sec. 9,	Twp 04N,	Rge 03W, B.M.
CANYON County				
GROUND WATER	NW1/4NW1/4	Sec. 9,	Twp 04N,	Rge 03W, B.M.
CANYON County				

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	9					X	X	X	X									

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

Remarks:

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3596 V1

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:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	4/12/2005 11:56:23 AM	awarntje			Active
Priority Date	4/12/2005 11:57:08 AM	awarntje			Active
Use	4/12/2005 11:59:11 AM	awarntje			Active
POU	4/12/2005 12:45:11 PM	awarntje			Active
Source	4/12/2005 12:55:51 PM	awarntje			Active
Season	4/12/2005 12:57:11 PM	awarntje			Active
Quantity	4/12/2005 12:57:44 PM	awarntje			Active
Summary			04/12/2005	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POU	4/12/2005 12:44:07 PM	awarntje	Edited shape boundary
Contacts	4/12/2005 11:56:23 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
POU	4/12/2005 12:45:12 PM	awarntje	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3596 V1

Season	4/12/2005 12:57:12 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Priority Date	4/12/2005 11:57:08 AM	awarntje	(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?
Quantity	4/12/2005 12:57:45 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?
Summary	4/12/2005 12:58:49 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-3596 V1

Use	4/12/2005 11:59:12 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (No) 5. Can the claimed Purpose of Use be verified using the water right file? (Yes) 6. Is there evidence that there has been a change in the Purpose of Use? (No) 7. Can the change be verified as an accomplished transfer? (No) 8. Does the change include an enlargement of the Purpose of Use? (No) 12. Did the claimant file a transfer? (No) 13. Is a Purpose of Use remark and/or condition required?
Source	4/12/2005 12:55:51 PM	awarntje	(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?