



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 63-5054
Date Received: 3/15/1990
Receipt No: C015577
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: 01/01/1950

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	22	NE	NE		CANYON	
04N	03W	28	NE	NE		CANYON	
04N	03W	15	NE	NE		CANYON	
04N	03W	27	NE	NE		CANYON	
04N	03W	35	NW	NE		CANYON	
04N	03W	21	SE	SW		CANYON	
04N	03W	26	SW	NE		CANYON	
04N	03W	28	SE	NE		CANYON	
04N	03W	36	NE	NW		CANYON	
04N	03W	34	NE	NW		CANYON	
04N	03W	28	SW	NE		CANYON	
04N	03W	27	SW	NW		CANYON	
03N	02W	6	NW	SW		CANYON	

04N 03W 34 NW SW CANYON

5. Description of diverting works:

WELL & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
MUNICIPAL	1/01	12/31	1.34	

7. Total Quantity Appropriated is:
1.34 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
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11. Place of use in counties:

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

13. Other Water Rights Used: 63-5051, 63-5052, 63-5053, 63-5055, 63-3441, 63-7158, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-9358, 63-10316, 63-10317, 63-7900

14. Remarks:

6 POINTS OF DIVERSION LOCATED IN T4N, R3W, S28, NENE.

6 POINTS OF DIVERSION LOCATED IN T4N, R3W, S22, NENE

Place of use is within the city of Caldwell and surrounding service area.

Additional points of diversion claimed pursuant to I.C. 42-1425.

See remarks for additional conditions of approval.

Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

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.

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 Organizations:

I do solemnly swear or affirm that I am _____ of
Title

_____, that I have signed the foregoing
Organization
document in the space below as _____ of
Title

_____ and that the statements contained in the
Organization
foregoing document are true and correct. _____

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this

of _____ 20__

Notary Public

Residing at _____

My commission Expires _____

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: A63-05054
Rec. No. C075645

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

RECEIVED
NOV - 2 2004
Department of Water Resources

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

2. Date of Priority: JANUARY 1, 1950

3. Source: GROUNDWATER

Trib. To: N/A

4. Points of Diversion:

Township	Range	Section	1/4	of 1/4	County
04N	03W	34	NW	SW	CANYON
04N	03W	22	NE	NE	CANYON (6 PODs)
04N	03W	28	NE	NE	CANYON (6 PODs)
04N	03W	15	NE	NE	CANYON
04N	03W	27	NE	NE	CANYON
04N	03W	35	NW	NE	CANYON
04N	03W	21	SE	SW	CANYON
04N	03W	26	SW	NE	CANYON
04N	03W	28	SE	NE	CANYON
04N	03W	36	NE	NW	CANYON
04N	03W	34	NE	NW	CANYON
03N	02W	06	NW	SW	CANYON
04N	03W	28	SW	SE	CANYON
04N	03W	27	SW	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	1.34		

7. Total Quantity Appropriated is:
1.34 C.F.S. (and/or) N/A 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 Lot Use 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:

**A63-05051, A63-05052, 63-05053, A63-05055, 63-03441,
63-07158, 63-07910, 63-08008, 63-08299, 63-08986, 63-08987,
63-09358, 63-10316, 63-10317, 63-07900**

14. Remarks: **ADDITIONAL POD'S CLAIMED PURSUANT TO I.C. § 42-1425.**

15. Basis of Claim: **STATUTORY CLAIM**

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): *Janet L. Hancock* Date: 9.22.04

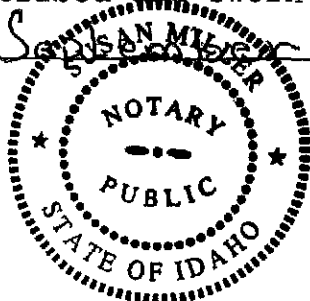
Date: _____

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: 12/27/06

Last Name CITY OF CALDWELL Identification No. A63-05054

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: **A63-05054**
Date Received: 3/15/1990
Receipt No: C015577
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CITY OF CALDWELL
Address: PO BOX 1177
321 CLEVELAND BLVD
CALDWELL ID
208-455-1177
83606-1177

2. Date of Priority: JAN 1, 1950

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	34		NW	SW		CANYON

5. Description of diverting works:
WELL & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
MUNICIPAL	01/01	12/31	1.340		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

MICROFILMED
OCT 07 1996

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

13. Other Water Rights Used:
NONE

14. Remarks:

P/U WITHIN CITY LIMITS OF CALDWELL.

CLAIM AMENDED AS PER TRANSFER NO. 4556, APPROVED 05/31/1995.
09/27/1995 MM.

AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORMATION TO THE DEPARTMENT.

THE WELLS PREVIOUSLY USED UNDER RIGHT NOS. 63-05054 AND 63-05055 SHALL BE ABANDONED IN A MANNER WHICH COMPLIES WITH DEPARTMENT WELL ABANDONMENT RULES.

SEE APPROVAL CONDITIONS FOR ADDITIONAL CONDITIONS/REMARKS.

15. Basis of Claim: STATUTORY CLAIM

MICROFILMED
OCT 07 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4556
WATER RIGHT NO(S). 63-05054/63-05055

RECEIVED

JUN 15 1995

WATER RESOURCES
WESTERN REGION

This is to certify that: CITY OF CALDWELL
621 E CLEVELAND BLVD
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>
Right No. 63-05054 : MUNICIPAL	01/01 to 12/31	1.34 CFS
Right No. 63-05055 : MUNICIPAL	01/01 to 12/31	0.89 CFS
TOTAL:		2.23 CFS

DATE OF PRIORITY:

Right No. 63-05054 : 01/01/1950

Right No. 63-05055 : 01/01/1945

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 34, Township 04N, Range 03W
CANYON County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

- To 1. Approval of this transfer in no way confirms the right(s) claimed.
- ok 2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- * 3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

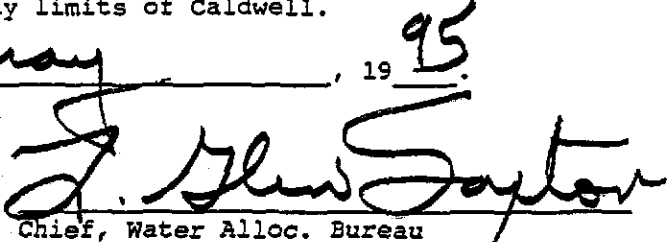
MICROFILMED
OCT 07 1996

TRANSFER NO. 4556
WATER RIGHT NO(S). 63-05054/63-05055

CONDITIONS/REMARKS:

- 104 4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- 107 5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- 108 6. 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.
- 109 7. 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.
8. The wells previously used under Right Nos. 63-05054 and 63-05055 shall be abandoned in a manner which complies with Department well abandonment rules.
- 016 * 9. Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.
- * 10. Place of use is within the city limits of Caldwell.

Dated this 31st day of May, 1995.


Chief, Water Alloc. Bureau

MICROFILMED
OCT 07 1996

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: A63-05054
Date Received: 1/31/1990
Receipt No: CA15577
Received By: C. Wong

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CITY OF CALDWELL
Address: P.O. BOX 1177
321 CLEVELAND BLVD
CALDWELL, ID

208-455-1177

83606-1177

RECEIVED
MAR 15 1990

2. Date of Priority: JAN 01, 1950

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Department of Water Resources

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	03W	22	SW	SW			CANYON

5. Description of diverting works:
WELL & PIPELINE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
MUNICIPAL	01/01	12/31	1.340		

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

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:
MUNICIPAL

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
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11. Place of use in counties:

A63-05054

Page 1

Date: 01/31/90

MICROFILMED
AUG 20 1992

State of Idaho

County of

Canyon

) SS.
)

Subscribed and sworn (or affirmed) before me this 14th day

of March 19 90

Betty Jo Keller
Notary Public

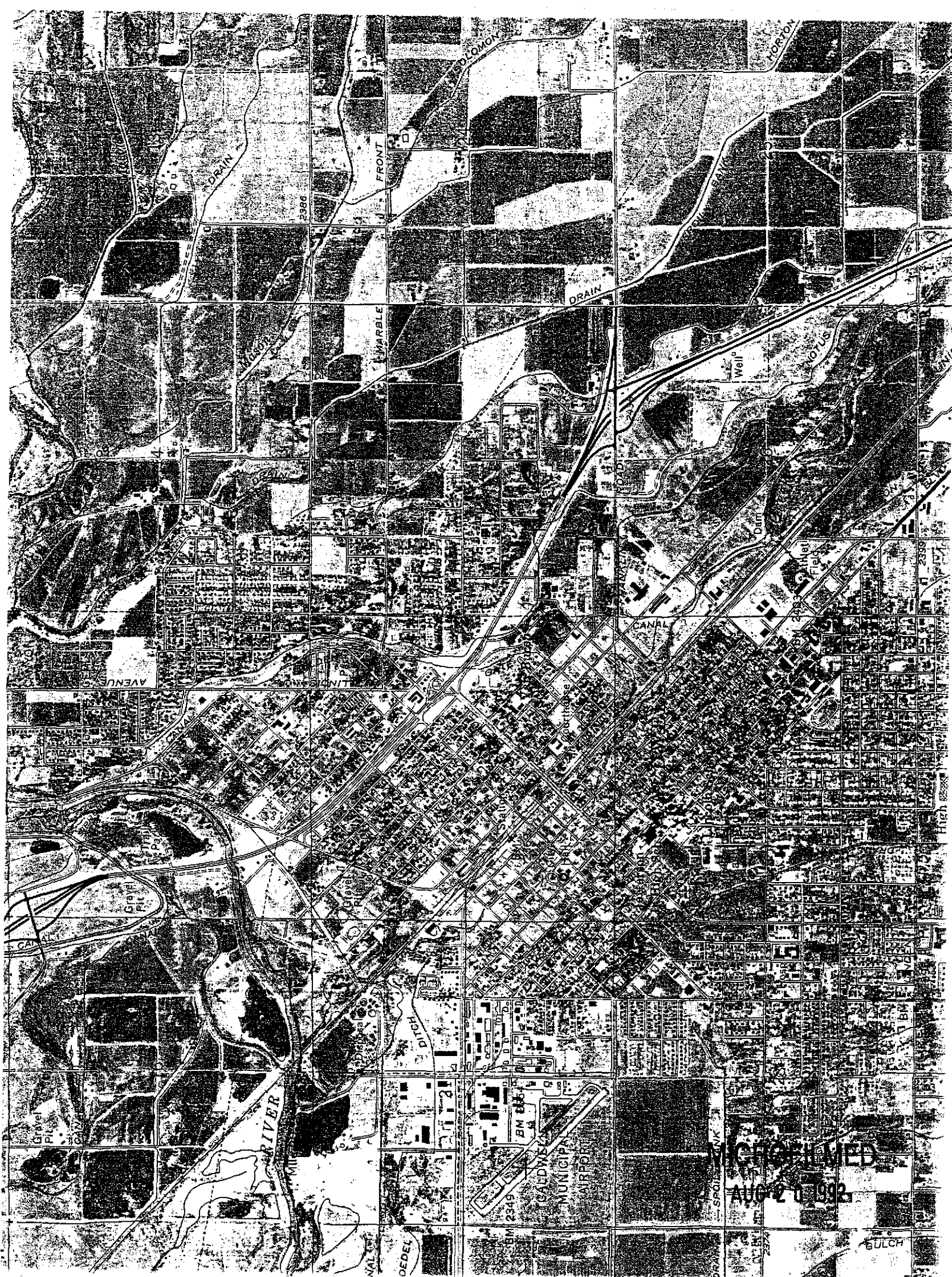
Seal

Residing at

Caldwell, Idaho

My Commission Expires

12/92



RECEIVED

JUN 14 2007

DEPARTMENT OF
WATER RESOURCES

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 63-5054
) (Insert water right no.)
Case No. 39576)
)
)
)
)
)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: CITY OF CALDWELL

Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

Daytime Phone: (208) 455-3006

Name & Address of Attorney, if any:

Charles L. Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

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

Name: CITY OF CALDWELL

Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

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: No combined diversion limitation.
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: Point of diversion remark should read as follows: "This right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-9358, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, and 63-32038 are diverted through the points of diversion described in right No. 63-32024.
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
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):** A combined diversion rate limitation

with water right no. 63-05055 is unnecessary as the diversion rate of the two specified water rights is 2.23 cfs and already limits the rights' use to that quantity. The language of the remark specifying multiple points of diversion makes no sense as recommended.

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

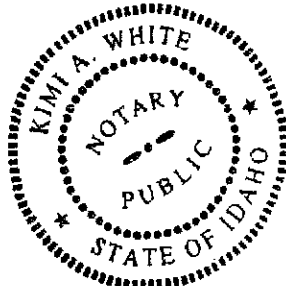
State of Idaho)
) ss.
County of Ada)

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



Kimi A. White
Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 04/20/10

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

RECEIVED

DEC 14 2006

DEPARTMENT OF
WATER RESOURCES

NOTICE OF ERROR
REPLY

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: 63-5054

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):

Priority Date

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

should be January 1, 1950 as claimed.

*Unlikely to be
1/1/1950 Ar*

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

Beneficial use establishes water right as of 1/1/1950

*Unlikely -
Use 6/1/1950
Ar*

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

DATE:

12/14/06

SIGNATURE:

Charles L. Horsinger

Please print your name:

Charles L. Horsinger

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

SCANNED

DEC 14 2006

12/13/2006

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

RIGHT NUMBER: 63-5054

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.340 CFS

Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.

PRIORITY DATE: 06/01/1950

POINT OF DIVERSION:

T04N R03W S34 NWSW Within CANYON County

The points of diversion for this right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-9358, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, 63-32038 are diverted through the points of diversion described in Right No. 63-32024.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.340 CFS

PLACE OF USE:

Place of use is within the service area of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

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

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 #5 located in T4N, R3W, Sec. 34, NWSW.

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

12/13/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

The wells previously used under Right Nos. 63-05054 and 63-05055 shall be abandoned in a manner which complies with Department well abandonment rules.

Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.

After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

11/06/2006

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

RIGHT NUMBER: 63-5054
NAME AND ADDRESS: CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605
SOURCE: GROUND WATER TRIBUTARY:
QUANTITY: 1.340 CFS
Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.
PRIORITY DATE: 06/01/1950
POINT OF DIVERSION:
T04N R03W S34 NWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.340 CFS

PLACE OF USE:

Place of use is within the service area of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

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 - Beneficial Use

Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.

The wells previously used under Right Nos. 63-05054 and 63-05055 shall be abandoned in a manner which complies with Department well abandonment rules.

Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.

After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

Draft

Needs Priority
date proof!
rate of flow
04/14/2005

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

RIGHT NUMBER: 63-5054

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.340 CFS

X PRIORITY DATE: ~~01/01/1950~~

POINT OF DIVERSION:

T04N R03W S34 NWSW Within CANYON County

Leave as is.
Modified by Transfer
in 1995.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	1.340 CFS

PLACE OF USE:

Place of use is within the service area of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

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: Beneficial Use

Add conditions per Trans 4556

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4556
WATER RIGHT NO(S). 63-05054/63-05055

This is to certify that: CITY OF CALDWELL
621 E CLEVELAND BLVD
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>
Right No. 63-05054 : MUNICIPAL	01/01 to 12/31	1.34 CFS
Right No. 63-05055 : MUNICIPAL	01/01 to 12/31	0.89 CFS
TOTAL:		2.23 CFS

DATE OF PRIORITY:

Right No. 63-05054 : 01/01/1950

Right No. 63-05055 : 01/01/1945

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

NWSW , Sec. 34, Township 04N, Range 03W
CANYON County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

- X 1. Approval of this transfer in no way confirms the right(s) claimed.
- X 2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- Exp 3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

MAY 31 1995

TRANSFER NO. 4556
WATER RIGHT NO(S). 63-05054/63-05055

CONDITIONS/REMARKS:

- Exp 4. Approval of this transfer in no way grants any right-of-way or easement for use of a delivery system owned by person(s) other than the right owner.
- X 5. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- X 6. 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.
- X 7. 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.
- Exp 8. The wells previously used under Right Nos. 63-05054 and 63-05055 shall be abandoned in a manner which complies with Department well abandonment rules.
- Quan 9. Right Nos. 63-05054 and 63-05055 shall not exceed a total combined rate of diversion of 2.23 cfs.
- Already 10. Place of use is within the city limits of Caldwell.

Dated this 31st day of

May

19

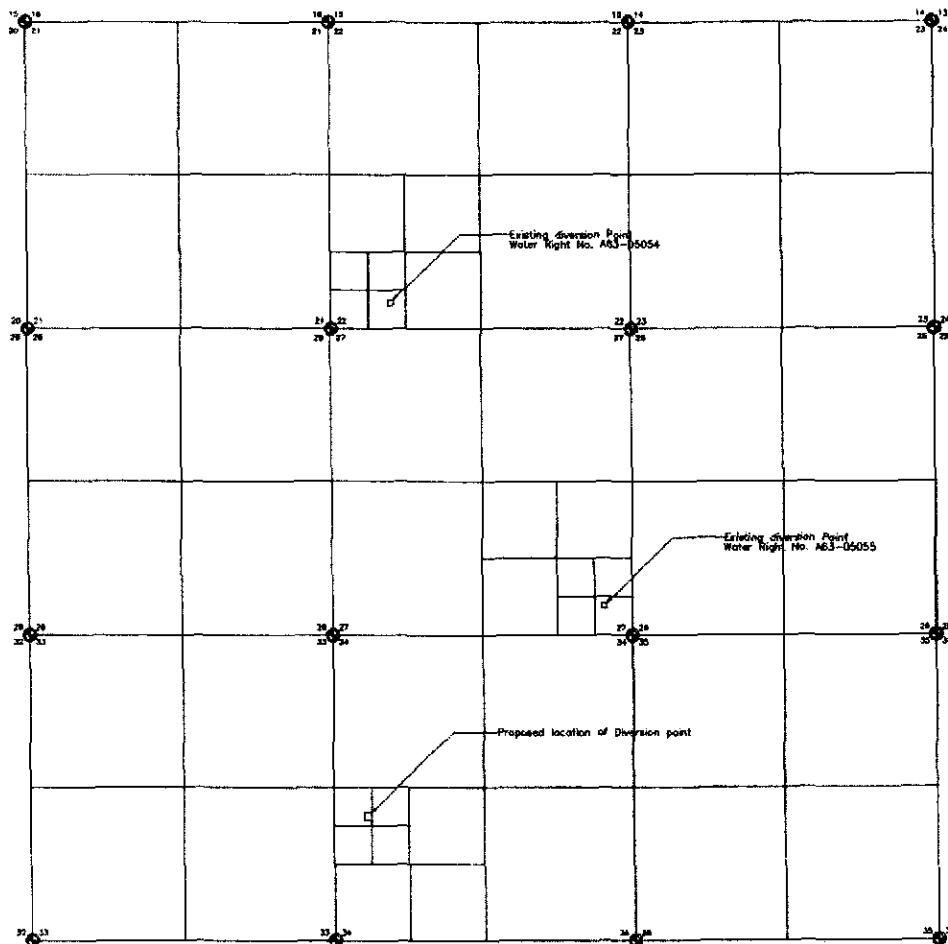
95

J. Glen Saylor
Chief, Water Alloc. Bureau

MAY 31 1995

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3

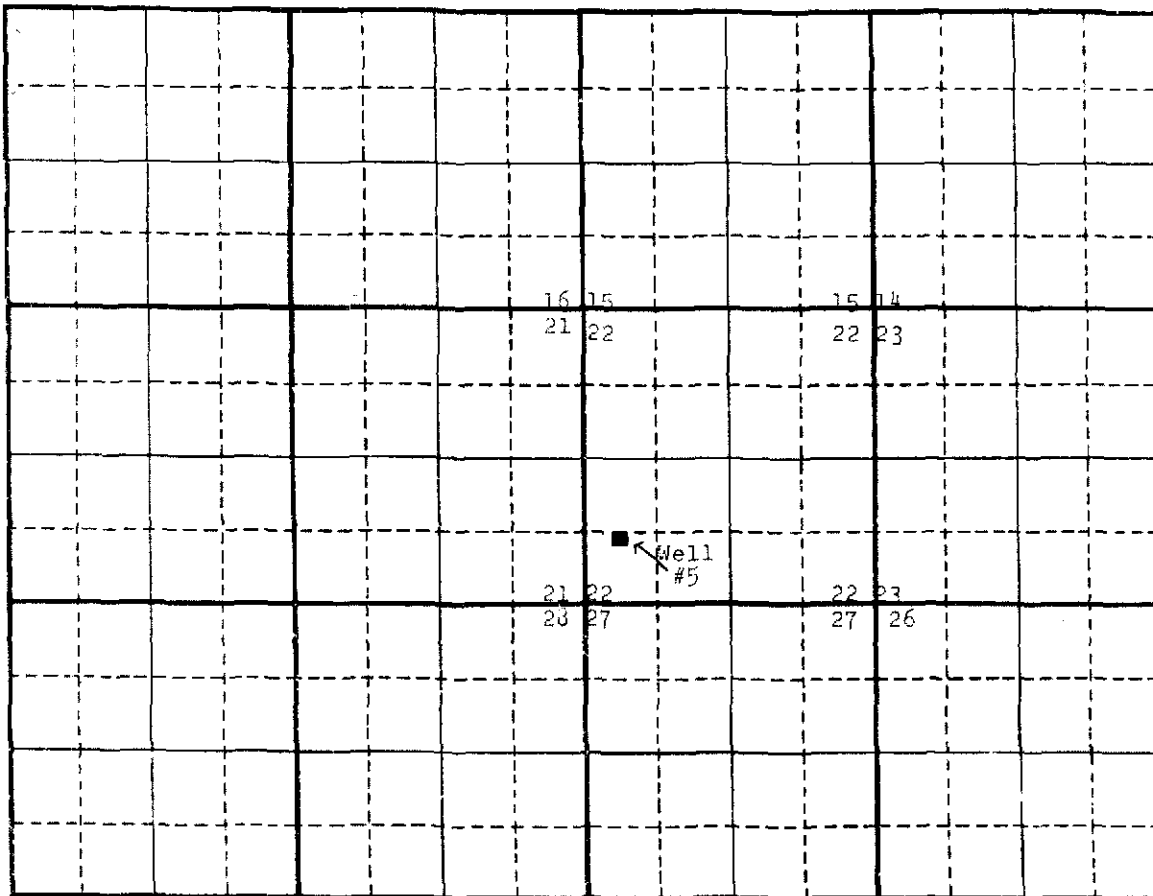


A Part of T 4N, 3W, of the Boise Meridian

APPROVED
MAY 31 1995

CITY OF CALDWELL			
WATER RIGHT LOCATIONS			
Scale:	NTS	Date:	14 FEB. 1995
Drawn:	JOC	Checked:	
Approved:	GHL	Filed:	WELLDIG

(B) Remarks Wells have been operated on a supply/demand basis since
placed into the municipal grid.



Scale: 2 inches equal 1 mile.

T4N, R3W, BM

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.

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 affiant's knowledge.

CITY OF CALDWELL

By: Ronald Redmond
City Engineer (Claimant)

Sworn to before me this 9th day of May

19 83

Notary Public
Residing at

Caldwell, Idaho

My commission expires _____

FOR DEPARTMENT USE ONLY

Received by JP Date 5-27-83 Exception filed by: _____
Prelim. check by GLS Date 6/1/83 _____
\$30.00 fee received by JP Date 5-27-83 24903
Published in Payson Tribune
Dates 6/20 & 7/1/83

Forwarded to _____
claimant by: _____

Form 238-A
3/95

IDAHO DEPARTMENT OF WATER RESOURCES

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
_____ 1/4		_____ 1/4	
Lat: _____		Long: _____	

1. DRILLING PERMIT NO. 95-054-000

Other IDWR No. 43-0054-000

2. OWNER: 63-05054 + 63-05055

Name CITY OF CALDWELL

Address 821 CLEVELAND BLVD

City CALDWELL State ID Zip 83605

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N		Twp. <u>4N</u>		North ☒ or South ☐	
W		Rge. <u>3W</u>		East ☐ or West ☒	
E		Sec. <u>34</u>		1/4 <u>SW</u> 1/4 <u>SW</u> 1/4 <u>SW</u> 1/4 <u>SW</u>	
S		Gov't Lot _____		County <u>CANYON</u>	
		Lat: _____		Long: _____	

Address of Well Site E of 10th S of Jefferson
W. 15 City CALDWELL

Li. _____ Blk. _____ Sub. Name _____

4. USE:

MUNICIPAL

- ☐ Domestic ☒ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check NEW WELL (Replacement etc.)

- ☒ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD REVERSE CIRCULATION

- ☒ Air Rotary ☐ Cable ☐ Mud Rotary ☒ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT Sacks or Pounds	METHOD
Material	From	To		
BENTONITE	0	185	3500 #	POURED
BENTONITE	274	284	2000 #	POURED
BENTONITE	355	365	2000 #	POURED

Was drive shoe used? ☐ Y ☒ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☒ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	148'	185'	375	STEEL	☒	☐	☒	☐
REDUCER TO 10" FROM 185' TO 185' STEEL 375 & 385								
10"	185'	210'	375	STEEL	☐	☐	☒	☐

Length of Headpipe 14' Length of Tailpipe _____

9. PERFORATIONS/SCREENS

- ☐ Perforations Method SCREENS
☐ Screens Screen Type WIRE WRAP

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
213	223	35	304	10"	8 STEEL	☒	☐
228	238	35	304	10"	8 STEEL	☒	☐
310	320	35	304	10"	8 STEEL	☒	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

30 ft. below ground Artesian pressure _____ lb.

Depth flow encountered _____ ft. Describe access port or

control devices: 2" Access Port w/ Threads & Cap

Welded to Casing

FORWARD WHITE COPY TO WATER RESOURCES

11. WELL TESTS:

- ☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal/min.	Drawdown	Pumping Level	Time
1200	55	170	5.5 hrs

Water Temp. cold Bottom hole temp. _____

Water Quality test or comments: unknown

Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Y	N
2"	0	5	TOPSOIL		X
	5	15	HARD PAN & GRAVEL		X
	15	15	SAND & GRAVEL		X
	15	15	SAND		X
	15	15	BROWN CLAY		X
	45	65	SAND	X	
	65	75	BEN YELLOW CLAY		X
	75	85	BEN YELLOW CLAY & FINE TO COB SAND		X
	85	100	FINE SAND	X	
	100	105	FINE SAND & CLAY	X	
	105	115	FINE SAND	X	
	115	120	BEN YELLOW CLAY		v
	120	130	BEN YELLOW CLAY & FINE TO COB SAND		X
	130	135	BEN YELLOW CLAY		X
	135	140	SANDSTONE		X
	140	145	BEN YELLOW CLAY & BEN SANDSTONE		Y
	145	155	BEN YELLOW CLAY		Y
	155	165	BEN YELLOW BLUE CLAY SOME FINE SAND		X
	165	185	BEN YELLOW CLAY		X
	185	195	BEN YELLOW CLAY FINE SAND		Y
	195	215	FINE SAND	X	
	215	225	FINE & COARSE SAND	Y	
	225	235	SAND	Y	
	235	250	CLAY & SAND	Y	
	250	255	BEN CLAY	Y	
	255	265	SAND		X
	265	280	BEN CLY & SAND	Y	
	280	273	CLAY		X
	273	274	SAND	X	
	274	280	SAND	X	
	280	285	CLAY		X
	285	295	CLAY & SAND MIX		X
	295	315	SAND	X	

Completed Depth 480 (Measurable)

Date: Started 7-20-95 Completed 7-20-95

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name PETE ROPE DRILLING CO. INC. Firm No. 218

Firm Official _____ Date _____

and _____

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

Office Use Only			
Inspected by _____			
Twp _____	Rge _____	Sec _____	
_____ 1/4	_____ 1/4	_____ 1/4	
Lat: _____		Long: _____	

1. DRILLING PERMIT NO. 63-95-W-0547-000
Other IDWR No. 63-05055

2. OWNER:

Name _____
Address _____
City _____ State _____ Zip _____

3. LOCATION OF WELL by legal description:

Sketch map location must agree with written location.

N			
Twp. _____ North ☐ or South ☐			
Rge. _____ East ☐ or West ☐			
Sec. _____ 1/4 _____ 1/4 _____ 1/4			
Gov't Lot _____ County _____			
Lat: _____ Long: _____			
Address of Well Site _____			
City _____			

(Give at least name of road + Distance to Road or Landmark)

Lt. _____ Blk. _____ Sub. Name _____

4. USE:

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

5. TYPE OF WORK check all that apply (Replacement etc.)

☐ New Well ☐ Modify ☐ Abandonment ☐ Other _____

6. DRILL METHOD

☐ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

7. SEALING PROCEDURES

SEAL/FILTER PACK			AMOUNT		METHOD
Material	From	To	Sacks or Pounds		

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s) _____

Was drive shoe seal tested? ☐ Y ☐ N How? _____

8. CASING/LINER:

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	200	205	205	STEEL	☒	☐	☒	☐
10"	205	210	205	STEEL	☒	☐	☒	☐
10"	210	215	205	STEEL	☒	☐	☒	☐

Length of Headpipe _____ Length of Tailpipe _____

9. PERFORATIONS/SCREENS

☐ Perforations Method _____
☐ Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Liner
202	207	35	204	10"	S. STEEL	☒	☐
208	211	35	204	10"	S. STEEL	☒	☐
211	215	35	204	10"	S. STEEL	☒	☐

10. STATIC WATER LEVEL OR ARTESIAN PRESSURE:

_____ ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or control devices: _____

11. WELL TESTS:

☐ Pump ☐ Bailor ☐ Air ☐ Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Temp. _____ Bottom hole temp. _____

Water Quality test or comments: _____

Depth first Water Encountered _____

12. LITHOLOGIC LOG: (Describe repairs or abandonment)

Bore Dia.	From	To	Remarks: Lithology, Water Quality & Temperature	Water	Y	N
	315	321	CLAY & SAND			X
	321	325	CLAY			X
	325	325	SAND	X		
	325	326	CLAY			X
	326	325	SAND	X		
	325	326	CLAY			X
	326	321	SAND	X		
	321	325	CLAY			X
	325	372	CLAY & FINE SAND			X
	372	375	FINE SAND	X		
	375	375	CLAY			X
	375	380	CLAY & FINE SAND	X		
	380	380	CLAY			X
	380	385	CLAY & FINE SAND	X		
	385	412	CLAY			X
	412	422	FINE SAND	X		
	422	425	CLAY & FINE SAND	X		
	425	425	CLAY & SANDSTONE			X
	425	425	CLAY & FINE SAND	X		
	425	425	SAND	X		
	425	425	CLAY			X
	425	475	CLAY & FINE SAND	X		
	475	480	CLAY			X

RECEIVED

AUG 16 1995

WATER RESOURCES
WESTERN REGION

Completed Depth _____ (Measurable)

Date: Started _____ Completed _____

13. DRILLER'S CERTIFICATION

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name _____ Firm No. _____

Firm Official _____ Date _____

and

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

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WELL DRILLER'S REPORT

Use Typewriter or Ballpoint Pen

95 Use Typewriter or Ballpoint Pen
63-75-LW-0547-000

✓

~~RECEIVED~~

AUG 22 1995

Department of Water Resources

Sketch map location must agree with written location.

LI. _____ Blk. _____ Sub. Name _____

☐ Domestic ☐ Municipal ☐ Monitor ☐ Irrigation
☐ Thermal ☐ Injection ☐ Other _____

6. DRILL METHOD
☐ Air Rotary ☐ Cable ☐ Mud Rotary ☐ Other _____

SEAL/FILTER PACK			AMOUNT	METHOD
Material	From	To	Sacks or Pounds	

Was drive shoe used? ☐ Y ☐ N Shoe Depth(s) _____
Was drive shoe seal tested? ☐ Y ☐ N How? _____

Diameter	From	To	Gauge	Material	Casing	Liner	Welded	Threaded
10"	357	348	2205	STEEL	☒	☐	☒	☐
10"	351	411	285	STEEL	☒	☐	☒	☐
10"	353	385	285	STEEL	☒	☐	☒	☐

Length of Hetspipe _____ Length of Tailpipe _____

Length of Headpipe _____ Length of Tailpipe _____

- Perforations Method _____
 - Screens Screen Type _____

From	To	Slot Size	Number	Diameter	Material	Casing	Line
400	400	5	304	10"	316SS	☒	☐
						☐	☐
						☐	☐

_____ ft. below ground Artesian pressure _____ lb.
Depth flow encountered _____ ft. Describe access port or
control devices: _____

== Pump == Bailer == Air == Flowing Artesian

Yield gal./min.	Drawdown	Pumping Level	Time

Water Quality test or comments: _____

Depth first Water Encountered _____

Weston

[illegible]

I/We certify that all minimum well construction standards were complied with at the time the rig was removed.

Firm Name _____ Firm No. _____

Firm Official _____ Date _____

and

Supervisor or Operator _____ Date _____

(Sign once if Firm Official & Operator)

FORWARD WHITE COPY TO WATER RESOURCES

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

T. 4556

INITIAL REVIEW BY: RL

APPLICANT

City of Caldwell

1. Right number 63-05054 & 63-05055
2. Type of right: ☐ Decree ☐ License ☒ Claim
3. Purpose of transfer: ☒ Change of point of diversion ☐ Add diversion point(s) ☐ Change of place of use
☐ Change nature of use ☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE: Part B should be filled in only if part of the right is owned by the applicant. at the time.
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use. NO change.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred. N/A
 - h. ☒ Check for expansion in use of right. Comments NONE NOTED OR ANTICIPATED IT
NEW WELL PROPERLY NOTICED.
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) N/A - BUT SEVERAL OTHER WELLS I.D. IN OR PER WRWS/ATAS (attached).
 - j. ☒ SRBA claim. Comments CLAIMS 63-05054 & 63-05055 SAME AS WATER RIGHT
IS NOT ADVERTISED. SEEN AS ATTACHED A & B
 - k. ☒ Is use within Water District? ☐ Yes ☒ No
If yes, what district? _____ Comment letter sent ☒ Yes ☐ No
 - l. ☒ Legal notice electronically transmitted to DWR03:Vault? ☒

FINAL PROCESSING REVIEW BY: DWR

1. Watermaster recommendation requested on N/A Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____

4. By DWR

Date

5/16/95

RECEIVED

MAY 26 1995

*All uses within Water Districts require special conditions.

Department of Water Resources

FEB 21 1995

PART 1

Phone (708) 455-3206

Post Office address 671 E. Cleaveland Blvd Caldwell ID 83605

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 EXISTING POINTS OF DIVERSIONS ARE NON-PRODUCERS. WE PROPOSE TO CHANGE THE POINT OF DIVERSION TO A PRODUCING LOCATION

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|------------------|----------------|-----------------------|------------------|-------------------------------|
| <u>A63-05055</u> | <u>11/1/45</u> | <u>0.89 cfs</u> | <u>MUNICIPAL</u> | <u>JAN 1</u> to <u>DEC 31</u> |
| <u>A63-05054</u> | <u>11/1/50</u> | <u>1.34</u> | <u>MUNICIPAL</u> | <u>JAN 1</u> to <u>DEC 31</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred 2.23 cubic feet per second and/or _____ acre-feet per annum
3. Source of water GROUND WATER tributary to _____
4. Point(s) of Diversion: _____

[illegible]

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

[illegible]

Total acres _____

PART 1

6. General Information:

a. Description of diversion system SEE ATTACHMENT FOR DESCRIPTION (see pg. 3)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:

THE LAND HAS AND WILL HAVE THE CAPABILITIES OF BEING IRRIGATED BY A SEPARATE SYSTEM.

d. Remarks:

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:

Note Pg 2, item 6C-I think this is reference to
city's pressurized irrig. system
provided via Pioneer Irr. Dist.

Wit



, 19 _____

MICROFILMED
OCT 07 1996

Part 1

6. General Information:

a: Description of Diversion System: 1) Water Right No. A63-05055. Total Depth of Well= 370 ft., 8" casing installed, 40 hp motor. 2) Water Right No. A63-05055. Total Depth of Well= 402 ft., 20" casing install from surface to 194 ft., 10" standard pipe from 170 to 399 ft., 20 hp motor. 3) New diversion point- Total estimated depth of well= 350 to 450 ft., pumping at 2.23 cfs.

Part 2

All of Part 2 (except A.10, which is answered below) will be electronically printed by Department of Water Resources, per conversation with Steve Lester.

completed 2/22/95 SL ✓

A. Description of Right as Recorded

10: To my knowledge, no portion of this water right has undergone a period of five or more consecutive years of non-use.

for future question answered here

MICROFILMED
OCT 07 1992

PART 2

TRANS NO. 4556

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-05054

STAGE: STATUTORY CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	1.34 CFS

SOURCE

GROUNDWATER

Priority: 01/01/1950

LOCATION OF POINT(S) OF DIVERSION:

SWSW , Sec. 22, Township 04N, Range 03W
CANYON County

PLACE OF USE: See Remarks

CONDITIONS/REMARKS:

1. P/U WITHIN CITY LIMITS OF CALDWELL.

MICROFILMED
OCT 07 1996

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-05055

STAGE: STATUTORY CLAIM

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>
MUNICIPAL	01/01 to 12/31	0.89 CFS

SOURCE

GROUNDWATER

Priority: 01/01/1945

LOCATION OF POINT(S) OF DIVERSION:

SESE , Sec. 27, Township 04N, Range 03W
CANYON County

PLACE OF USE: See Remarks

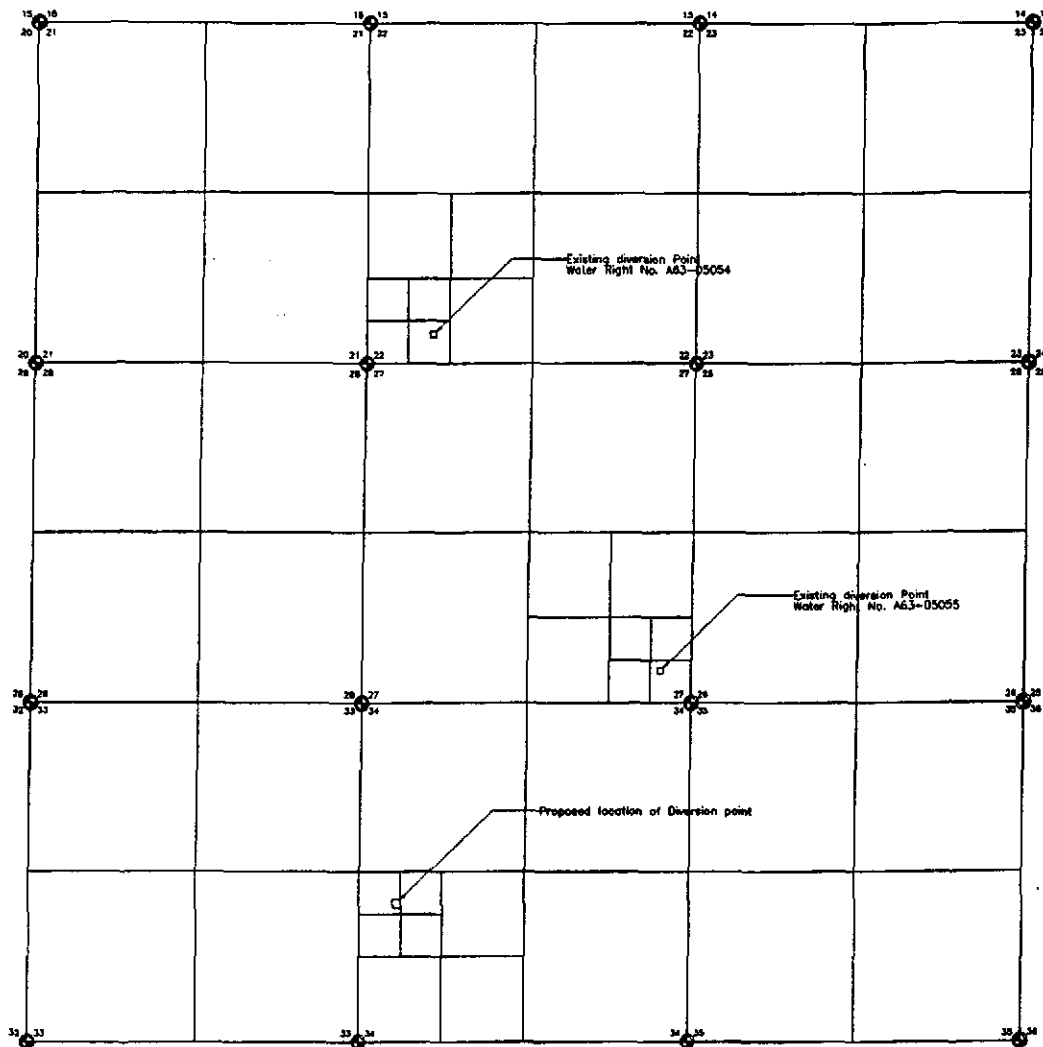
CONDITIONS/REMARKS:

1. P/U WITHIN CITY LIMITS OF CALDWELL.

MICROFILMED
OCT 07 1996

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3



A Part of T 4N, 3W, of the Boise Meridian

MICROFILMED
OCT 07 1996

CITY OF CALDWELL			
WATER RIGHT LOCATIONS			
SCALE:	NTS	DATE:	14 FEB. 1995
DRAWN:	JDC	CHECKED:	
APPROVED:	JNL	FILE:	WELL CWS

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

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	<u>NO CHANGES IN USE</u>			_____ to _____
				_____ to _____

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

Discharge flow will be piped into an existing drainage ditch and then into the Dixie Drain

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

THE BENEFITS FROM THE EXISTING PTS & DIVERSIONS WILL BE CONTINUED BY THE OVERALL MUNICIPAL SYSTEM.

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 15 day of FEBRUARY, 19 95.

[Signature]
(Notary Public)

My commission expires 12-15-99

FOR DEPARTMENT USE ONLY

↑ ABOVE signature per City Eng.
& Public Works Division Officer -
see 2/17/95 letter.

Transfer contains 7 pages and 2 attachments

Received by ABZ Date 2-21-95

Protest filed by _____

Prelim. check by 82 Fee \$100 -

Receipted by W018620 Date 2-21-95

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 _____

MICROFILMED
OCT 07 1996

AJ5809NP
No. A63-05054

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/22/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF CALDWELL	01/01/1950	MUNICIPAL	01-01 12-31	1.34 CFS	
Water Source: GROUNDWATER					TOTAL DIVERSION: 1.34 CFS	
Point(s) of Diversion: T04N R03W S22					Stage: STATUTORY CLAIM	
POU County:					CANYON County	
Non-Irrigation Uses: MUNICIPAL						
Other Rights: NONE						
Remarks: P/U WITHIN CITY LIMITS OF CALDWELL.						
Dates:		Exam Made Date:		Verified Date:		
Misc:		Water District Number:		Field Inspection Flag:		
				Presumption Flag:		

Attachment A

Both SRA claims same
as existing water rights

MICROFILMED
OCT 07 1996

AJ5809NP
No. A63-05055

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 02/22/95
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CITY OF CALDWELL	01/01/1945	MUNICIPAL	01-01 12-31	0.89 CFS	
TOTAL DIVERSION:					0.89 CFS	

Water Source: GROUNDWATER
Point(s) of Diversion: T04N R03W S27
POU County: SESE
Non-Irrigation Uses: MUNICIPAL
Other Rights: NONE

Tributary to:

Stage: STATUTORY CLAIM
CANYON County

Remarks: P/U WITHIN CITY LIMITS OF CALDWELL.

Dates:	Exam Made Date:	Verified Date:
Misc:	Water District Number:	Field Inspection Flag:
		Presumption Flag:

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OCT 07 1996

Attachment B

L. M. JAMES
**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

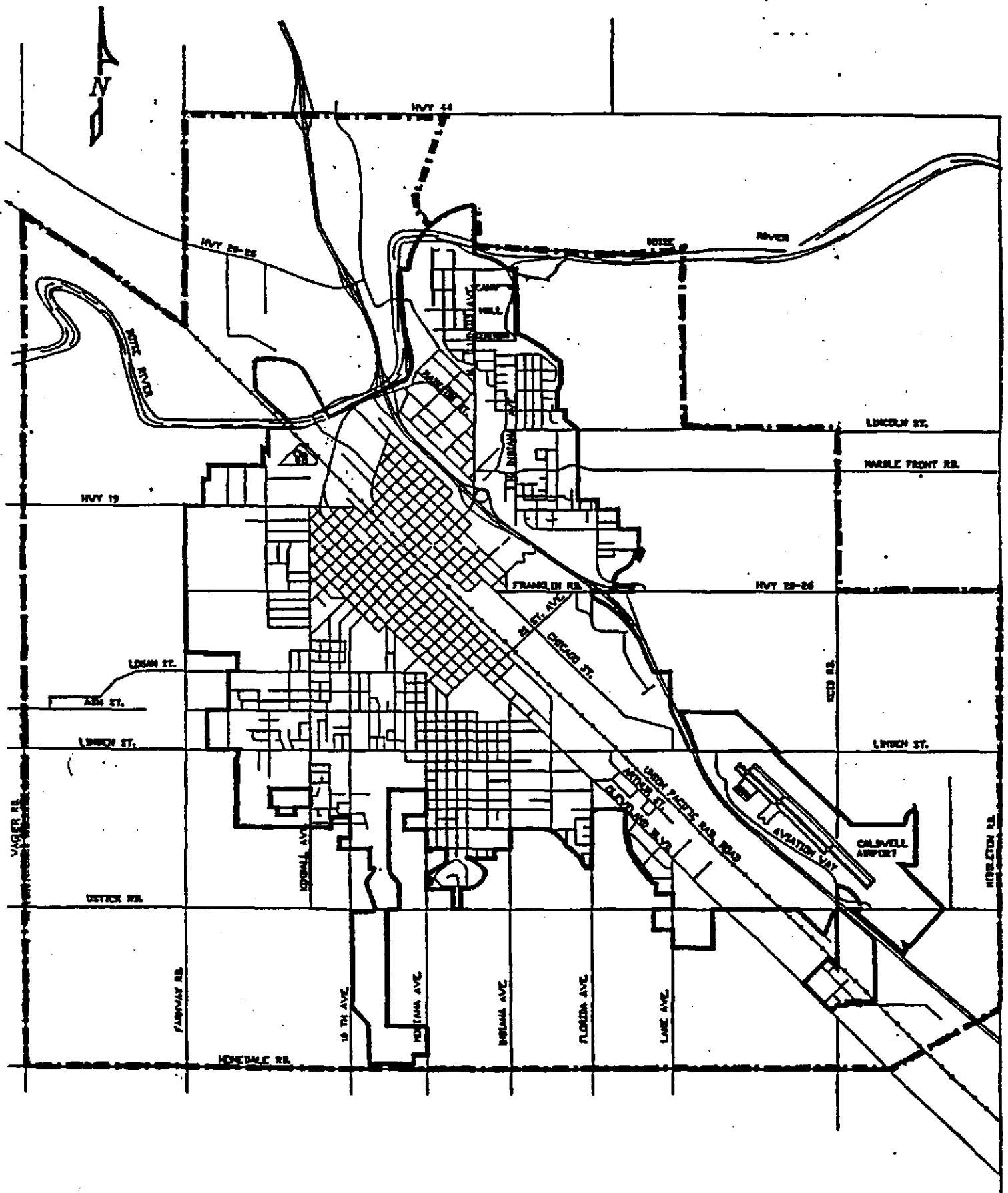
Commissioner George Vance, Chairman *GV*
Commissioner Jan Vinson *JV*
Commissioner Abel "Abe" Vasquez *AV*

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&Z Area of Impact File for Caldwell

MICROFILMED
OCT 07 1996



——— CITY LIMITS
 - - - IMPACT AREA BOUNDARY

EXHIBIT "A"