

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: **A63-29004**
Date Received: 3/ 7/1990
Receipt No: W010674
Received By: _____

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

1. Name: CASE VISSER 208-454-2305
Address: 26917 CONWAY RD
CALDWELL ID 83605

AND/OR

Name: GRE VISSER 208-454-2305
Address: 26917 CONWAY RD
CALDWELL ID 83605

2. Date of Priority: MAR 25, 1940

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
05N	04W	22	NE	NE	NE		CANYON

5. Description of diverting works:
28' WELL, 6" CASING, 3 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
COMMERCIAL	01/01	12/31	0.260		
DOMESTIC	01/01	12/31	0.040		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
COMMERCIAL, 400 HEAD DAIRY; DOMESTIC, 1 HOME

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AUG 03 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
05N	04W	22	NE	NE		COMMER	
			NE	NE		DOMEST	

11. Place of use in counties: ADA

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

13. Other Water Rights Used:

NONE

14. Remarks:

DAIRY OPERATION WATER USED FOR WASHING, DRINKING AND GENERAL
DAIRY USE. DOMESTIC USE OCCASIONALLY.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

Signature of Claimant(s): _____ 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 _____

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

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

CIVIL CASE NUMBER: 39576
Ident. Number ALB-29004
Date Received 3-7-90
Receipt Number W010674

RECEIVED
MAR 07 1990

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CASE & GRE KISSE Phone (208) 454-2305

Mailing Address 26917 Conway Rd Caldwell, Ida Zip 83605

2. Date of Priority (Only one (1) per claim) 3/25/1940

3. Source of water supply (a) Groundwater
which is tributary to (b) _____

4. a. Location of existing point of diversion is: Township 5N Range 4W Section 22,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Gravel casing, 250 ft
deep, 3 HP motor. Used for a dairy
operation.

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For commercial purposes from 1/1 to 12/31 amount .26 or _____

For Domestic purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .26 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 400hd dairy ~~water~~ 1 domestic

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>5N</u>	<u>4W</u>	<u>22</u>	<u>D</u>																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (☒)

14. Remarks:

Dairy operation water used for washup, drinking & general dairy use. This is used for 1 domestic occasionally.

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AUG 03 1994

Last Name VISSET Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

AUG 03 1994

Last Name Kisser Ident No. _____

Copies: White-State, Yellow-Claimant

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

Decree _____

If applicable provide IDWR Water Right Number _____

Court _____ Case Number _____ Decree Date _____

Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) Carrie King Date 2/2/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____ of _____

Title

Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

State of Idaho/or Idaho) SS.

County of Canyon

Subscribed and sworn (or affirmed) before me this 2 day of March 1990

SEAL

Notary Public John K. Meyer

Residing at 15470 Homedale Rd
Caldwell, ID 83605

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

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AUG 03 1994

Last Name Kisser Ident. Number _____

Copies White-State, Yellow-Claimant

ADJUDICATION CLAIM REVIEW CHECKLIST

12-1-92

CLAIMANT'S NAME WasserCLAIM DENT. NO. A63-DATE RECEIVED 3/7/90 RECEIPT # W010674 FEE PAID \$ 76.- FEE REQ'D \$ 76.-

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required)	☒ N/A	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered?	☒ N/A	☐	
Is the consumptive use correct?	☒ N/A	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☐	☐	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.)	☒ N/A	☐	
15. Is the basis of the claim indicated?	☒	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed?	☒ N/A	☐	
If yes, compare claim w/existing right and attach proof report noting any differences in comments.			
If no, was water right no. found?	☐	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim?	☐ N/A	☒	
(If yes, attach a proof report & complete number change)			
NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.			
18. If the claimant requested a monthly docket sheet, was the fee paid?	☒ N/A	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	*
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
22. Is the fee enclosed correct?	☒ Exempt	☐	*

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	YES	NO
23. Is this claim being rejected and returned to claimant?	—	✓
24. Can this claim be data entered?	✓	—
25. Was claim modified?	—	✓
If yes, do modifications require notification to claimant?	—	—

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: RTF Date 2-3-93
 Claim data entered by: JD Date 7-7-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: _____

09/29/2006

**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: October 31, 2006

Water right number: 63-29004

GRE A VISSER
26917 CONWAY RD
CALDWELL ID 83605
Telephone Number: (208) 454-2305

CASE VISSER
26917 CONWAY RD
CALDWELL ID 83605
Telephone Number: (208) 454-2305

RECEIVED

NOV 01 2006

WATER RESOURCES
WESTERN REGION

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

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

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

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

DATE: 10-25-06

SIGNATURE:

Case Visser Gre A Visser

Please print your name:

CASE Visser Gre A. Visser

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

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 _____

Date Received _____

Receipt Number _____

RECEIVED

NOV 01 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) CASEY & CORE VISSER Phone (208) 454-2305Mailing Address 26917 conway Rd Caldwell, Ida Zip 831052. Date of Priority (Only one (1) per claim) 3/25/19403. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 5N Range 4W Section 22,
NE 1/4 of NE 1/4 of NE 1/4, Govt. Lot, _____ B.M., County of Canyon

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

_____ 1/4, Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. 6 inch casing, 380 ftdeep, 3 HP motor Used for a dairyoperation

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For commercial purposes from 1/1 to 12/31 amount .26 or _____

For Domestic purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .26 (cfs) and/or (b) _____ (acre feet)

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

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 400hd dairy ~~and~~ 1 domestic

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>5N</u>	<u>4W</u>	<u>22</u>	<u>C</u>																
			<u>D</u>																

Total number of acres irrigated _____

11. In which county (ies) are lands listed above as place of use located? Quincy

12. Do you own the property listed above as place of use? Yes ☒ No ☐
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None ☒

14. Remarks:

Dairy operation water used for washup,
drinking & general dairy use. This is
used for 1 domestic occasionally.

Last Name VISSER Ident No. _____

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

A 16x16 grid of squares, each containing a crosshair. The grid is divided into four 8x8 quadrants by a thick horizontal line and a thick vertical line. Handwritten annotations include 'R' and 'W' in the top-right quadrant, '22' in the bottom-left quadrant, and '5' and '4' in the bottom-left quadrant.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use ☒ Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number _____
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

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

Number of attachments _____

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

Signature of Claimant (s) _____

Date 2/2/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title _____

of _____, that I have signed the foregoing
Organization

document in the space below as _____

Title _____

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

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

Subscribed and sworn (or affirmed) before me this 2 day of March 19 90

Notary Public _____

Residing at _____

My Commission Expires _____

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Vissert Ident. Number _____

Copies White-State, Yellow-Claimant

08/29/2006

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

RIGHT NUMBER: 63-29004

NAME AND ADDRESS: GRE A VISSER
26917 CONWAY RD
CALDWELL ID 83605

CASE VISSER
26917 CONWAY RD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.040 CFS

The quantity of water under this right shall not exceed 13,000 gallons per day.

PRIORITY DATE: 03/25/1940

POINT OF DIVERSION:

T05N R04W S22 NENENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
DOMESTIC	01/01 12/31	0.040 CFS
Domestic use is for 1 home.		

PLACE OF USE: DOMESTIC Within ADA County

T05N R04W S22 NENE

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

The quantity of water decreed for this water right is not a determination of historical beneficial use.

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

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-29004 V1

WATER RIGHT NUMBER: 63-29004 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GRE A VISSER 26917 CONWAY RD CALDWELL, ID 83605 (208)454-2305
Current Owner	CASE VISSER 26917 CONWAY RD CALDWELL, ID 83605 (208)454-2305

Priority Date: 03/25/1940

Basis: Beneficial Use

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	0.040 CFS	
	<u>Total Diversion:</u>	0.040 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4NE1/4	Sec. 22, Twp 05N, Rge 04W, 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	
05N	04W	22	X																

Conditions of Approval:

1. N13 The quantity of water under this right shall not exceed 13,000 gallons per day.
2. X01 Domestic use is for 1 home.
3. N11 The quantity of water decreed for this water right is not a determination of historical beneficial use.
4. 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:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-29004 V1

Comments:

1. segbert 8/29/2006 Commercial use

Comment: Removed commercial use since a dairy buy-out occurred in 1986. The well is now used for about 50 head of mixed stock

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

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Summary			04/10/2006	scurtis	Active
Priority Date	8/29/2006 9:11:10 AM	segbert			Active
POD	8/29/2006 9:11:28 AM	segbert			Active
Source	8/29/2006 9:13:03 AM	segbert			Active
POU	8/29/2006 9:13:36 AM	segbert			Active
Use	8/29/2006 9:16:19 AM	segbert			Active
Season	8/29/2006 9:16:56 AM	segbert			Active
Quantity	8/29/2006 9:17:50 AM	segbert			Active
Summary			08/29/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-29004 V1

General	8/29/2006 9:11:08 AM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (No) 4. Is the basis of claim decree or license? (No) 7. Is the basis of claim a Application or Permit? (No) 8. Is the basis of claim a posted notice? (No) 9. Is the Priority Date of this water use after the date a permit is required for the source and the water use? (Yes) 12. Does the claim file contain sufficient evidence of Priority Date? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	8/29/2006 9:11:25 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the POD? (Yes) 9. Does the file contain all the necessary information to verify the POD? (No) 10. Is a POD remark and/or condition required?
Source	8/29/2006 9:13:00 AM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim an Application or Permit? (No) 6. Is the basis of claim a Posted Notice? (No) 7. Is there evidence that there has been a change in the source? (Yes) 10. Does the file contain all the necessary information to verify the source? (No) 11. Is a Source remark and/or condition required?
POU	8/29/2006 9:13:34 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (Yes) 2b. Is the POU required? (No) 3. Is the basis of claim a Application or Permit? (No) 7. Is there evidence that there has been a change in the POU? (Yes) 13. Does the file contain all the necessary information to verify the POU? (No) 14. Is a POU remark and/or condition required?
POU	8/29/2006 9:14:01 AM	segbert	Updated shape from PLS

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-29004 V1

Summary	8/29/2006 9:20:08 AM	segbert	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed? (No) 5. Does this right have any combined use limits with other rights? (Yes) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Summary	4/10/2006 4:37:23 AM	scurtis	(No) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (Yes) 3. Is the water being used for all of the purposes claimed and to the extent claimed?
POD	8/29/2006 9:12:28 AM	segbert	Updated shape
Use	8/29/2006 9:16:16 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Purpose of Use? (Yes) 11. Does the file contain all the necessary information to verify the Water Use? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	8/29/2006 9:16:53 AM	segbert	(No) 1. Is the basis of claim Decree or License? (No) 2. Is the basis of claim a Application or Permit? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (No) 15. Is irrigation claimed as a Purpose of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	8/29/2006 9:17:47 AM	segbert	(No) 1. Is the basis of this claim a Decree or License? (No) 2. Is the basis of this claim a Application or Permit? (No) 6. Is the basis of claim a posted notice? (No) 7. Is a flow measurement required? (Yes) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29004

WATER RIGHT NUMBER: 63-29004

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	GRE A VISSER 26917 CONWAY RD CALDWELL, ID 83605 (208)454-2305
Current Owner	CASE VISSER 26917 CONWAY RD CALDWELL, ID 83605 (208)454-2305

Priority Date: 03/25/1940

Basis: Beneficial Use

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	1/01 to 12/31	0.040 CFS	
~~COMMERCIAL~~	~~1/01 to 12/31~~	~~0.260 CFS~~	
<u>Total Diversion:</u>		0.260 CFS	

Location of Point(s) of Diversion

GROUND WATER NE1/4NE1/4NE1/4 Sec. 22, Twp 05N, Rge 04W, B.M.
CANYON County

Place of Use

DOMESTIC
Twp Rge Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals
05N 04W 22 | X | | | | | | | | | | | | | | |

Dom - 1 Acre

COMMERCIAL
Twp Rge Sec | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | NE | NW | SW | SE | Totals
05N 04W 22 | X | | | | | | | | | | | | | | |

Conditions of Approval:

1. DAIRY OPERATION WATER USED FOR WASHING, DRINKING AND GENERAL DAIRY USE.
DOMESTIC USE OCCASIONALLY.

Dates and Other Information:

Claim Received Date: 3/7/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
Mitigation Plan: False

Combined Use Limits:

Dairy buy-out occurred in 1986 - well used for stock now so removed commercial see Lori Groves' memo Well used for stock now (50 head)

CONVERSATION MEMO

Date: 5/19/2006

Agent: Lori Graves

With: Gre Visser

Subject: Commercial Use

Claim No.(s): A63-29004

Gre said that there are only two wells used on her and Case's property. The oldest well is used for their home and is covered on decree 63-29005. The other well was drilled in 1979 to provide water to a small "new" dairy that no longer is used because Case and Gre went into the Dairy Buy-Out Program in 1986 and haven't milked since then. Now the well is only used for watering 50 head of mixed stock including horses and young heifers.

COMMERCIAL USE VOLUME

Maximum number of milking cows: _____
(35 gpd/cow)

Maximum number of dry cows: _____
(14 gpd/cow)

Maximum number of replacement
heifers: _____
(12 gpd/cow)

Milk house/parlor water used (gallons per day): _____
(include: cooling units, bulk tank and parlor clean-up, cow prep/wash etc. Do not include recycled water)

Miscellaneous water used (gallons per day): washing barn and equipment
(ex: misters, dust abatement, towel washing, restrooms, medical barn, etc.)

Additional information you feel may be pertinent:

The dairy has no milk cows any more
went in the "dry out" 1986 ever since we have horses
and occasionally some young stock
The dairy was build in 1979 so was the well

FACILITY CONTACT PERSON/PHONE & CELL NUMBER:

Case Visser 26917 Conway Rd Caldwell Idaho 83607
Phone 208-454-2305 or 880 8161

P/S we bought the Dairy from Bob Kahn Bag
in 1977 There was an working dairy here in 1978
but was to small and outdated

Kenny Metner from Homedale has drilled the
well for the new barn. 6 inch casing 280 ft deep
3 hp motor

When the dairy was in operation we millet 250 cows
had 100 mature heifers and on other 100 young stock.

we will be ready to answer any questions
if there are any

Case Visser 5-15-06



AL PROPERTY INQUIRY

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+++++
01 6R38413-000- -0 041-00 SCH135+ 01 37,300 54.25
+++++
02 3,800 12.50
VISSER, CASE + 05 300 10.75
& VISSER, GRIETJE A H/W + 10 22,100 1.00
+ 19 1.50
+ 31 62,800
+ 32 28,800
26917 CONWAY RD +
CALDWELL ID 83607 +
+++++
22-5N-4W NE + TOTAL 155,100 80.00
N 1/2 NE ++++++
+ SURVEY INST 856942
+ DRAIN DR VALUE APPR KGE
+ CLASS 2 REAP 98 MAN 97 UNIT 1
26917 CONWAY RD, CA + PARCEL 6R05N04W220100 H/O N C/B N
+ PRIOR ACCOUNT 5R38413-000- -0
+ 02 MH on Property NO

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MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R38413000 0 UNIT 001 TOTAL UNITS 1

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SITE 26917 CONWAY RD CA SEC/TWN/RNG 22-5N-4W
ASSESSED VALUE 155,100 ACREAGE 80.00
SUB/PARK NAME YEAR/MAKE
CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2' SPACE LOT BLOCK

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YR BUILT 1974 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING ELEC CABLE CARPORT SQ FT
FIRST SQ FT 1248 EXTERIOR HARDBOARD DECK/PATIO? N
SECOND SQ FT ROOF WOOD SHINGLES POOL? N
BEDS 3 BSMT SQ FT 936 SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE D2 NEIGHBORHOOD 0
GARAGE SQ FT 480

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COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO

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MODE:F ACTION: COMPANION SHEET INQUIRY TRQK361

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01 ACCOUNT: 6R38413-000- -0 AREA 041-00 DRAIN VALUE CLASS 2 H/O Y
SEC 22 TWN 5N RNG 4W QTR NE CITY/SUB 0 BLK LOT 0100
OWNERSHIP MUST BE 'C' FOR CURRENT OR 'P' FOR PREVIOUS
OWNERSHIP C OWNERSHIP P
VISSER, CASE & GRIETJE A H/W

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MAILING ADDRESS

LEGALS

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26917 CONWAY RD 22-5N-4W NE
CALDWELL ID 83607 N 1/2 NE

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SITE ADDRESS

26917 CONWAY RD CA

COMMENTS

REMARKS

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PRIOR ACCOUNT 5R38413000 0
PARCEL 05N04W220100 SRVY
INSTR 856942 ACRES 80.00
SPLIT YR DOCUMENT UN

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Idaho Dept. of Water Resources Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 296	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Claim	63 303A	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						4											4
Rec	63 138C	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Rec	63 188	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Rec	63 189	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Rec	63 190	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Rec	63 191	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Rec	63 296	FARMERS COOPERATIVE DITCH CO,	BOISE RIVER	05N04W22						X					X						0
Claim	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W22						4											4
Rec	63 4852	FARMERS COOPERATIVE DITCH CO,	CONWAY DRAIN	05N04W22						X					X						0
Claim	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W22			11	5	11	26	16		39	40	31	40	33	40	40	40	372
Rec	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Right	63 2878	BLACK CANYON IRRIGATION DIST,	ELIJAH DRAIN, WILSON DRAIN	05N04W22																	0
Claim	63 2322	UNITED STATES OF AMERICA ACTING THROUGH,	ELIJAH SLOUGH, WILSON SLOUGH	05N04W22			5	5	5	15	30	20	5	35	40	35	40	35	35	40	385

[illegible]

[illegible]



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 14, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

GRE AND CASE VISSER
26917 CONWAY RD
CALDWELL ID 83605

RE: EVIDENCE OF PRIORITY
Snake River Basin Claim No: A63-29004

Dear Claimants,

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

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding your water right claim, the evidence should tend to show that the home existed and the dairy had the capacity for the 400 cows claimed on or before the priority date listed and that the well was in place and capable of diverting the claimed flow rate.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right if water availability problems arise in the future.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, an accurate location of your well, home and dairy barn needs to be identified on the attached aerial photo. Please also provide as much detail about your diversion system as possible such as well depth, static water and/or pump level, pump make, serial number, operating pressure, etc.

Page 2

Because commercial use was claimed, a volume amount is required to be included in the recommendation to the SRBA Court. In order for us to calculate your annual volume, it is necessary that we ask for additional information not gathered when the original claim was filed. Please refer to the Commercial Use Volume sheet (enclosed) and answer the appropriate questions as specifically as possible so that we are able to calculate the annual volume associated with your right; as required by the SRBA Court.

If more information is needed, you will be receiving a call from us in order to set-up an appointment for a field exam.

The above requested information needs to be submitted by May 5, 2006. Please let me know if you may not be able to submit the information or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Respectfully,

A handwritten signature in black ink, appearing to read "Lori Graves".

Lori Graves
Sr. Water Resource Agent

Enclosure: "Evidence of Priority" Pamphlet/Affidavit
Notice of Claim A63-29004
Aerial Photo
Commercial Use Volume Sheet