

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 63-31426
Date Received: 2/28/1990
Receipt No:
Received By:

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

1. Name of Claimant(s): KENNETH "JOE" WHEELER Phone: (208) 467-7738
PO BOX 9206
NAMPA ID USA 83652

JOLENE WHEELER Phone: (208)467-7738
PO BOX 9206
NAMPA ID USA 83652

2. Date of Priority: 04/25/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	02W	22	SW NE SW	CANYON	

5. Description of diverting works:

WELL, 35 HP PUMP, PIPELINE, SPRINKLERS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.036	15.3

7. Total Quantity Appropriated is:
0.036 C.F.S. and/or 15.3 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
02N	02W	22	NE SW		IRRIGATION	3.4
Section Acres						3.4
Total Acres						3.4

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This claim is the result of a split due to change in ownership for a portion of 63-8732A. DB 2/22/2002

15. Basis of Claim: License

APR 15 1998

WATER RESOURCES
WESTERN REGION

NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

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

DATE OF CLOSING: _____

LEGAL DESCRIPTION OF PROPERTY: Township 2N Range 2W
Section 22, NE 1/4 of SW 1/4 of _____ 1/4 Govt. Lot 5, BM. 22
Lot 5, Block, 2, Subdivision/Townsite Quail Ridge Estates
If you have additional legal descriptions, please attach separate sheet.

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: A63-08732A
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): Colleen or Earl Bowman
240 WINDSHIP DRIVE
PORT TOWNSEND WA 98368
- ☐ New Owner/Claimant (Purchaser): Kenneth "Joe" or JoAnn Wheeler
- ☐ New Mailing Address: Quail Ridge
Nampa, Idaho 83686
- ☐ New Telephone Number: (208) 467-7738
- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? ☒ yes ☐ no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:
3.46 Acres of Original 63 Acres

- ☐ Attach proof of ownership, describe proof attached: Canyon County Property Tax Notice
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)
- ☐ Signature of New Owner/Claimant(s): [Signature] Date 4.3.98
- ☐ Signature of Former Owner/Claimant(s): _____ Date _____

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

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: _____ By: _____
Further Action Needed:

Further Action Taken
Date: _____ By: _____

Final Review and Data-Entry
Date: _____ By: _____
Claim Numbers of Split, if any:

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

2/28/90

SPLIT TREE

CLAIMS 65-08732A

AGENT: Ron Howerton

Date: 2/14/02

63- 31425 = IRR. FACTOR CFS/AFA @ 52.2 ACRES **0.555** CFS/234.9 AF
= BOWEN TOTAL WITH STK = 0.565 CFS/235.38 AF

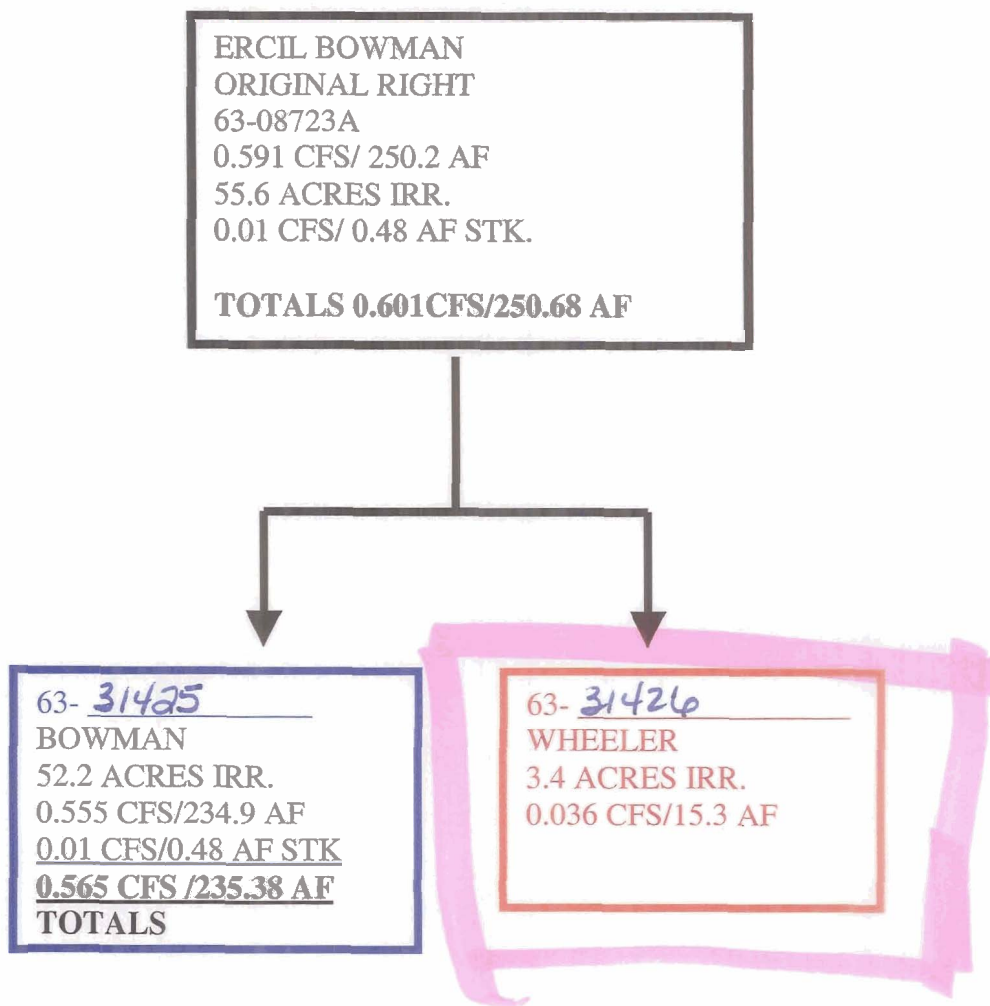
63- 31426 = IRR. FACTOR CFS/AFA @ 3.40 ACRES 0.036 CFS/15.3 AF
= WHEELER TOTALS

CFS TOTALS: = 55.6 ACRES @ 0.591 CFS = .010629496/ACRE =
PRORATED IRRIG. CFS FACTOR

AFA TOTALS: = 55.6 ACRES @ 250.2 AFA =
4.5 AFA/ACRE = PRORATED IRRIG. AFA FACTOR

NOTES:

STOCK OF 0.01 WAS INCLUDED ON 65-08732A IN THE NWSW.
THIS CHANGE WAS FOR THE NESW, THUS NO STOCK INCLUDED IN
THIS SPLIT FOR WHEELER.



0.036 CFS

DATE: 02/14/02
PAGE: 1

15.3 AF

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	ERCIL BOWMAN	04/25/1977	IRRIGATION	03-15 11-15	0.594 CFS	250.26 AFA
C	COLLEEN BOWMAN		~~STOCKWATER~~	~~01-01 12-31~~	~~0.040 CFS~~	~~0.48 AFA~~
	240 WINDSHIP DR					
	PORT TOWNSEND WA 98368					
	(206) 385-7589					
				TOTAL DIVERSION:	0.604 CFS	250.68 AFA
					0.036	15.3

Tributary to:

Stage: LICENSE

T02N R02W S22

SWNESH

CANYON County

Place of use Legal Description for: IRRIGATION

[illegible]

TOTAL ACRES

3.4

Place of use Legal Description for: STOCKWATER

[illegible]

POU County: CANYON

Non-Irrigation Uses: 150 HEAD BEEF CATTLE 10 HORSES

Other Rights: ~~IRRIGATION DISTRICT WATER, A63-21286~~

Conditions of Approval:

- R32 - This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Remarks: GEN THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-08732, FEE PAID UNDER RECEIPT NO. W009801. THE PORTION OF THE CLAIM FOR STOCKWATER FOR THE 3.93 ACRE PARCEL SPLIT OFF FROM THE ORIGINAL CLAIM IS .01 CFS, THE SMALLEST AMT WHICH CAN BE CLAIMED. IF ALL SPLITS OF THE ORIGINAL CLAIM ARE ALLOWED .01 CFS FOR STOCKWATER, (ALONG WITH DIVERSION VOLUME), AN EXPANSION OF THE WATER RIGHT WILL RESULT. CFS AND VOLUME OF SPLITS DETERMINED ON PRO-RATA BASIS USING LICENSED (AND CLAIMED) RIGHT. SEE THIS FILE FOR CALCULATIONS. THERE IS SOME EVIDENCE THAT THIS RIGHT MAY HAVE BEEN FORFEITED THROUGH NON-USE - PLEASE SEE THIS FILE FOR CORR. 11/06/1995 NM. THIS CLAIM HAS BEEN AMENDED AS A RESULT OF A CHANGE IN OWNERSHIP

ADD
NEW SPLIT
REMARKS

CANYON COUNTY

TAX NOTICE FOR CALENDAR YEAR

1997 Real Property

RECEIVED

APR 10 1998

ACCOUNT NO.

7R25568-509- -0

WATER RESOURCES
WESTERN REGION

H

WHEELER, KENNETH JOE JR
& WHEELER, JOLENE-H/W
P O BOX 9206
NAMPA ID 83652

PARCEL NO. 072750020050
22-2N-2W SW QUAIL RIDGE EST PUD
LT 5 BLK 2

8681 QUAIL RIDGE DR, NA

CODE AREA	016-00		
LAND	42,600	QTY	3.46
IMPROVEMENT	473,800		
TOTAL VALUE	516,400		
HOMEOWNERS	50,000		
ADJ VALUE	466,400		

TAXING DISTRICT	RATE	AMOUNT
APPLICABLE VALUE		466,400
PEST	.000064087	29.90
AMBULANCE	.000188734	88.02
NA HWY 1	.000992933	463.10
FIRE UDF	.000898261	418.94
SCH 131 NA	.005838362	2,723.02
COUNTY	.004506789	2,101.96

Year	Taxable FCV	Tax Amount
1996	466,400	5,676.30
1997	466,400	5,824.94

TOTAL LEVY .012489165

IMPORTANT

PLEASE READ BOTH FRONT AND BACK

MONTHLY PAYMENTS ACCEPTED

PAYMENTS RECEIVED WITH A DELINQUENCY WILL BE
APPLIED TO THE OLDEST DELINQUENT YEAR.

KEEP TOP PORTION FOR YOUR RECORDS

TRACIE LLOYD

Please Make Checks Payable To:

CANYON COUNTY TAX COLLECTOR

P.O. BOX 1010

CALDWELL, IDAHO 83606

(208) 454-7354

TOTAL TAX 5,824.94

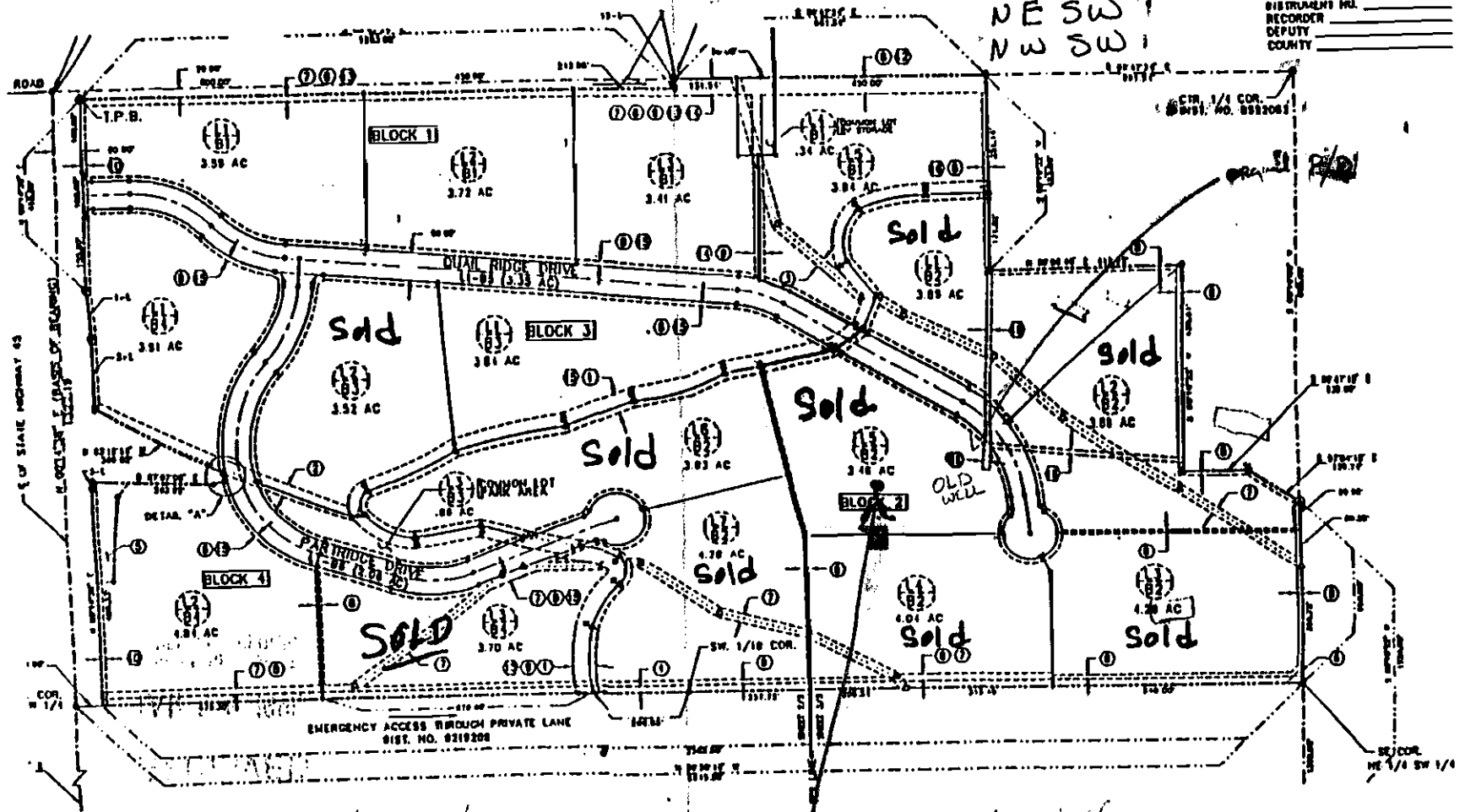
TOTAL DUE 5,824.94

PAID 9123
12-17-97

NE SW
NW SW

INSTRUMENT NO. _____
RECORDER _____
DEPUTY _____
COUNTY _____

CTM, 1/1 CDR. /
 0151, NO. 0512041



NW 4 S W 4

NE4SW4

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: A63-08732A
Date Received: 2/28/1990
Receipt No: X777777
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: ERCIL BOWMAN 206-385-7589
Address: 240 WINDSHIP DR
PORT TOWNSEND WA 98368
OR
Name: COLLEEN BOWMAN 206-385-7589
Address: 240 WINDSHIP DR
PORT TOWNSEND WA 98368

2. Date of Priority: APR 25, 1977

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
02N	02W	22	SW	NE	SW		CANYON

5. Description of diverting works:
WELL, 35 HP PUMP, PIPELINE, SPRINKLERS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.591		250.20
STOCKWATER	01/01	12/31	0.010		0.48

7. Total Quantity Appropriated is:
0.601 C.F.S. (and/or) 250.68 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
150 HEAD BEEF CATTLE, 10 HORSES

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	22	NE	SW		IRR	35.0
			NW	SW		STOCK	
			NW	SW		IRR	20.6
						Section Acres	55.6
						Total Acres	55.6

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:

IRRIGATION DISTRICT WATER, A63-21286

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-08732, FEE PAID UNDER RECEIPT NO. W009801. THE PORTION OF THE CLAIM FOR STOCKWATER FOR THE 3.93 ACRE PARCEL SPLIT OFF FROM THE ORIGINAL CLAIM IS .01 CFS, THE SMALLEST AMT WHICH CAN BE CLAIMED. IF ALL SPLITS OF THE ORIGINAL CLAIM ARE ALLOWED .01 CFS FOR STOCKWATER, (ALONG WITH DIVERSION VOLUME), AN EXPANSION OF THE WATER RIGHT WILL RESULT. CFS AND VOLUME OF SPLITS DETERMINED ON PRO-RATA BASIS USING LICENSED (AND CLAIMED) RIGHT. SEE THIS FILE FOR CALCULATIONS. THERE IS SOME EVIDENCE THAT THIS RIGHT MAY HAVE BEEN FORFEITED THROUGH NON-USE - PLEASE SEE THIS FILE FOR CORR. 11/06/1995 MM.

THIS CLAIM HAS BEEN AMENDED AS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF THE CLAIM, FEE PAID UNDER RECEIPT NO. W009801. STOCKWATER OF .01 CFS & .46 AFA WAS SPLIT OFF. 11/17/1995 MM.

15. Basis of Claim: LICENSE

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: 63-31426

KENNETH JOE WHEELER JR
8681 QUAIL RIDGE
NAMPA ID 83686
Telephone Number: (208)467-7738

JOLENE WHEELER
PO BOX 9206
NAMPA ID 83652
Telephone Number: (208)467-7738

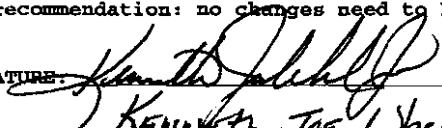
1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

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: Oct 17th 2006

SIGNATURE: 

Please print your name: KENNETH JOE WHEELER JR

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

05/17/2006

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

RIGHT NUMBER: 63-31426

NAME AND ADDRESS: KENNETH JOE WHEELER JR
8681 QUAIL RIDGE
NAMPA ID 83686

JOLENE WHEELER
PO BOX 9206
NAMPA ID 83652

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.036 CFS
15.300 AFY

PRIORITY DATE: 04/25/1977

POINT OF DIVERSION:

T02N R02W S22 SWNESW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.036 CFS

15.30 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within CANYON County

T02N R02W S22 NESW 3.40

3.4 ACRES TOTAL

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

Use of this right is combined with water from Boise-Kuna Irrigation District.

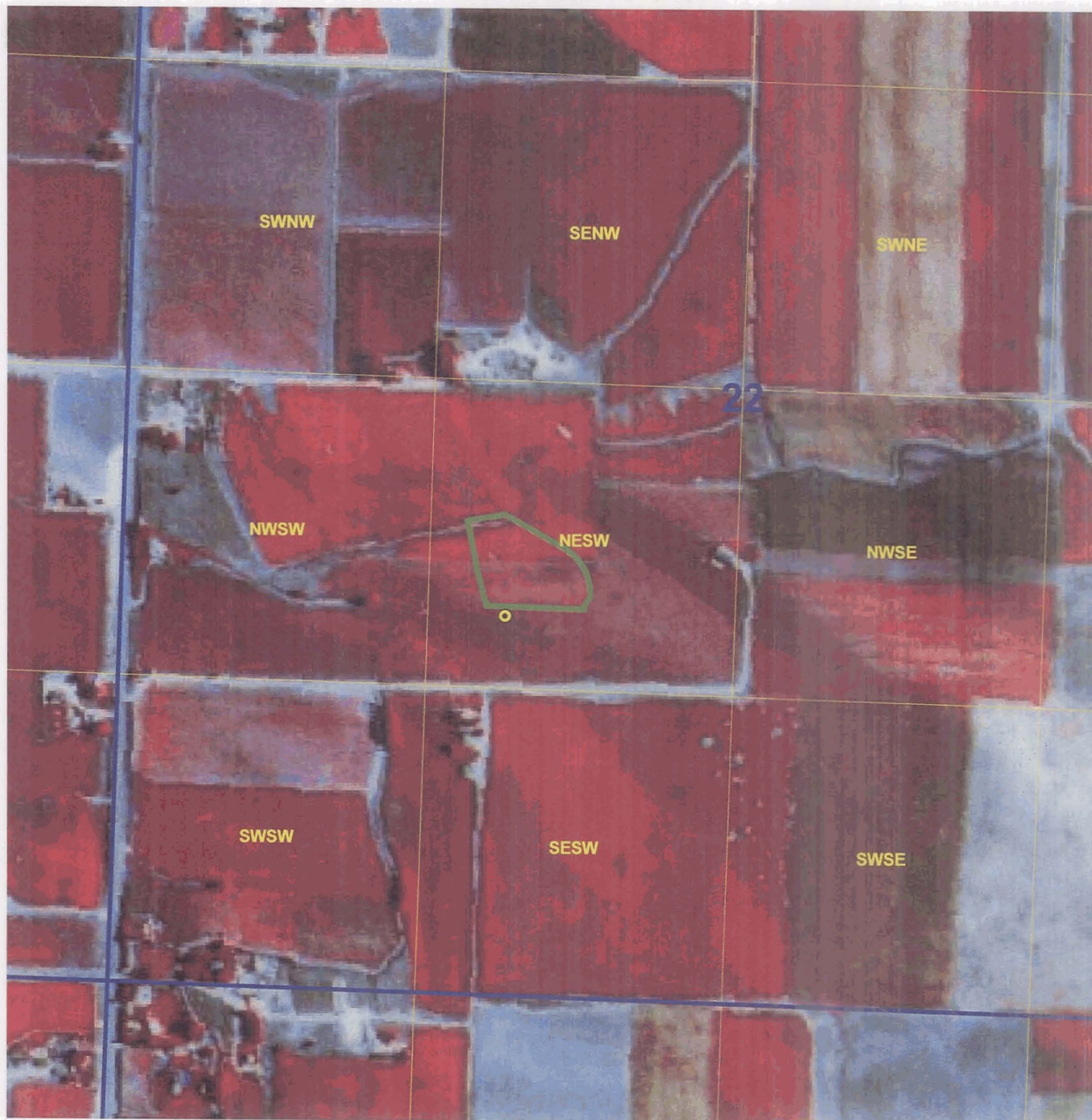
This right is a split from former right 63-8732A.



Idaho Department of Water Resources

63-31426

T02N R02W S22



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

Total irrigated
acres = 3.4



600 0 600 Feet

IDWR
Prepared by: Sandy Egbert
Date: May 15, 2006
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31426 V1

WATER RIGHT NUMBER: 63-31426 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ERCIL BOWMAN 240 WINDSHIP DR PORT TOWNSHIP, WA 98368 (206)385-7589
Original Owner	COLLEEN BOWMAN 240 WINDSHIP DR PORT TOWNSEND, WA 98368 (206)385-7589
Current Owner	KENNETH JOE WHEELER JR 8681 QUAIL RIDGE NAMPA, ID 83686 (208)467-7738
Current Owner	JOLENE WHEELER PO BOX 9206 NAMPA, ID 83652 (208)467-7738

Priority Date: 04/25/1977

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.036 CFS	15.30 AF
	<u>Total Diversion:</u>	0.036 CFS	15.30 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4NE1/4SW1/4	Sec. 22, Twp 02N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	22									3.4								3.4

Total Acres: 3.4

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31426 V1

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. W45 Use of this right is combined with water from Boise-Kuna Irrigation District
3. S39 The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:Comments:

1. segbert 5/17/2006 Splits

Comment: This right and 63-31425 are splits from 63-8732A

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: OR
 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			04/13/2006	lgagnon	Active
Priority Date	5/17/2006 2:05:33 PM	segbert			Active
POD	5/17/2006 2:05:52 PM	segbert			Active
Source	5/17/2006 2:06:25 PM	segbert			Active
POU	5/17/2006 2:06:39 PM	segbert			Active
Use	5/17/2006 2:07:15 PM	segbert			Active
Season	5/17/2006 2:07:37 PM	segbert			Active
Quantity	5/17/2006 2:08:30 PM	segbert			Active
Summary			05/17/2006	segbert	Active

Verification Log:

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

Adjudication Recommendation Report 63-31426 V1

Summary	4/13/2006 11:15:05 AM	lgagnon	(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?
POU	5/17/2006 2:07:01 PM	segbert	Updated shape for Active POU
Summary	5/17/2006 2:10:55 PM	segbert	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (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?
POD	5/17/2006 2:06:15 PM	segbert	Updated shape
General	5/17/2006 2:05:36 PM	segbert	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
POD	5/17/2006 2:05:55 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
Source	5/17/2006 2:06:28 PM	segbert	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-31426 V1

POU	5/17/2006 2:06:42 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file? (No) 14. Is a POU remark and/or condition required?
Use	5/17/2006 2:07:18 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
Season	5/17/2006 2:07:40 PM	segbert	(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? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	5/17/2006 2:08:33 PM	segbert	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (No) 12. Is a Quantity remark or condition required? Description for Question 10 - 4.5 x acres

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31426

WATER RIGHT NUMBER: 63-31426

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	ERCIL BOWMAN 240 WINDSHIP DR PORT TOWNSHIP, WA 98368 (206)385-7589
Original Owner	COLLEEN BOWMAN 240 WINDSHIP DR PORT TOWNSEND, WA 98368 (206)385-7589
Current Owner	KENNETH JOE WHEELER JR 8681 QUAIL RIDGE NAMPA, ID 83686 (208)467-7738
Current Owner	JOLENE WHEELER PO BOX 9206 NAMPA, ID 83652 (208)467-7738

Priority Date: 04/25/1977 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

TributaryBeneficial Use ✓

IRRIGATION ✓

From To

03/15 to 11/15 ✓

Diversion Rate

0.036 CFS ✓

Annual Volume

15.30 AF ✓

3-1

Total Diversion:

0.036 CFS ✓

15.30 AF ✓

Location of Point(s) of Diversion

GROUND WATER

SW1/4NE1/4SW1/4 ✓

Sec. 22, ✓ Twp 02N, Rge 02W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	02W	22																	3.4

Total Acres: 3.4

Conditions of Approval:

1. This claim is the result of a split due to change in ownership for a portion of 63-8732A. DB 2/22/2002

split from 63-8732A
Borai Kuma

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31426**

04/13/2006

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-31425	Claim	02N	02W	22	NE	SW		IRRIGATION	31.6/52.2	ERCIL BOWMAN
63-31426	Claim	02N	02W	22	NE	SW		IRRIGATION	3.4/3.4	KENNETH JOE WHEELER JR
63-31645	Claim	02N	02W	22	NE	SW		IRRIGATION	1/3	DOUGLAS L HOLLADAY
63-31649	Claim	02N	02W	22	NE	SW		IRRIGATION	3/3	KENNETH R HUTCHISON
63-31650	Claim	02N	02W	22	NE	SW		IRRIGATION	3/3	JOHN KAISER
63-31651	Claim	02N	02W	22	NE	SW		IRRIGATION	2.5/2.5	STEPHEN M WALDEN
63-31652	Claim	02N	02W	22	NE	SW		IRRIGATION	3/3	KENNETH JOE WHEELER JR
63-31653	Claim	02N	02W	22	NE	SW		IRRIGATION	2.5/2.5	MAC C WEBB
63-31654	Claim	02N	02W	22	NE	SW		IRRIGATION	2/2	OSCAR L WICK
63-8732	Water Right	02N	02W	22	NE	SW		IRRIGATION	35/63	COLLEEN BOWMAN
63-15216	Water Right	02N	02W	22	NE	SW		DOMESTIC		LINDA ASADOURIAN

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-08732

Priority: April 25, 1977

Maximum Diversion Rate:
Maximum Diversion Volume:¹

0.70 CFS
284.9 AF

This is to certify, that ERCIL BOWMAN
COLLEEN BOWMAN

204 VALLEY VIEW RD.
NAMPA, ID 83686

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated April 25, 1977; and has submitted Proof of Beneficial Use on April 15, 1982. An examination indicates that the works have a diversion capacity of .870 cfs of water from a GROUNDWATER source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.67 CFS	283.5 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	1.4 AF
	Totals	0.70 CFS	284.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 22, Township 02N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	02W	22	NESW 35	NWSW 28		63

PLACE OF USE: STOCKWATER

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>
02N	02W	22

NWSW

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.

MICROFILMED

FEB 21 1990

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

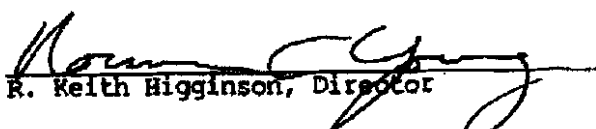
WATER RIGHT NO. 63-08732

CONDITIONS/REMARKS:

5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 8th day of FEBRUARY, 1990.

Acting for


R. Keith Higginson, Director

MICROFILMED

FEB 21 1990

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-08732

Date of Priority: April 25, 1977

Maximum Diversion Rate: 0.70 CFS
Maximum Diversion Volume: 284.9 AF

Comes now

ERCIL BOWMAN
COLLEEN BOWMAN

RT. 7 BOX 7186
NAMPA, ID 83651

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 63-08732, and requests that the permit be changed as follows:

Source: GROUNDWATER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.67 CFS	283.5 AF
STOCKWATER	01/01 to 12/31	0.03 CFS	1.4 AF
	Totals	0.70 CFS	284.9 AF

LOCATION OF POINT(S) OF DIVERSION:

NESW , Sec. 22, Township 02N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	02W	22	NESW 35	NWSW 28		63

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 02W 22 NWSW

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FEB 2 1990
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Department of Water Resources
FEB 21 1990

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Nampa, Idaho, this 21 day of January, 1990.

Colleen Bowman
(Signature)
Colleen Bowman

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 63-08732

FOR DEPARTMENT USE ONLY

Preliminary check by KW Fee = \$20.00 ☒ Received by James Date 2/2/90 #1014384

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 63-08732 with the following;

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right is limited to the amount which can actually be beneficially used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
- ✓ 5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.

Witness my hand this 8TH day of FEBRUARY, 1990.

R. Keith Higginson
Acting for R. Keith Higginson, Director

MICROFILMED

FEB 21 1990

BEFORE THE DEPARTMENT OF WATER RESOURCES
OF THE
STATE OF IDAHO

IN THE MATTER OF CHANGING THE MEASURING
DEVICE REQUIREMENT FOR PERMIT NO. 63-8732

ORDER

WHEREAS, the above numbered permit was approved with the condition that a measuring device of a type approved by the Department be permanently installed and maintained as part of the diverting works; and,

WHEREAS, on July 1, 1978, the Department adopted a new water measurement condition which states: "An access port or other device as specified by the Department shall be installed by the permit holder to provide for the installation of measuring equipment and the determination of the rate of diversion by the Department"; and,

WHEREAS, the former condition required the permit holder to purchase and install a measuring device or hire a professional engineer to certify the rate of diversion; and,

WHEREAS, the measuring device condition effective July 1, 1978, requires less capital expenditure by the permit holder; and,

WHEREAS, to be equitable to holders of permits issued prior to July 1, 1978, the new condition should be retroactive;

NOW THEREFORE, it is hereby ordered that the condition of approval of this permit related to water measurement is hereby changed as follows:

"The permit holder shall either install a measuring device or provide a certified measurement by a professional engineer or install an access port or other device as specified by the Department".

Dated this 1st day of June 1981.

Glen Saxton

GLEN SAXTON
Chief, Operations Bureau

RECEIVED
JUN 11 1981

Identification No. _____

Application No. 63-5792

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ERCIL &/or COLLEN BOWMAN Phone: 466-7129
post office address Route 7, 7186, Nampa, Idaho 83651
2. Source of water supply groundwater which is a tributary of _____
3. a. Location of point of diversion is NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 Township 2N
Range 2W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 1.42 for irrigation purpose from Mar 15 to Nov 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount 0.04 for stockwater purpose from Jan 1 to Dec 31 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 1.46 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. well, pump, pipe and sprinklers

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 12 inches; proposed depth of well is 250 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 10,000.00
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: NW $\frac{1}{4}$ of SW $\frac{1}{4}$ of Section 22 Township 2N
Range 2W B.M. _____
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered 100 head of cattle

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____
If water is to be used for other purposes describe: _____

APPROVED

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

TWP.	RANGE	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	
2N	2W	22									31.40								71

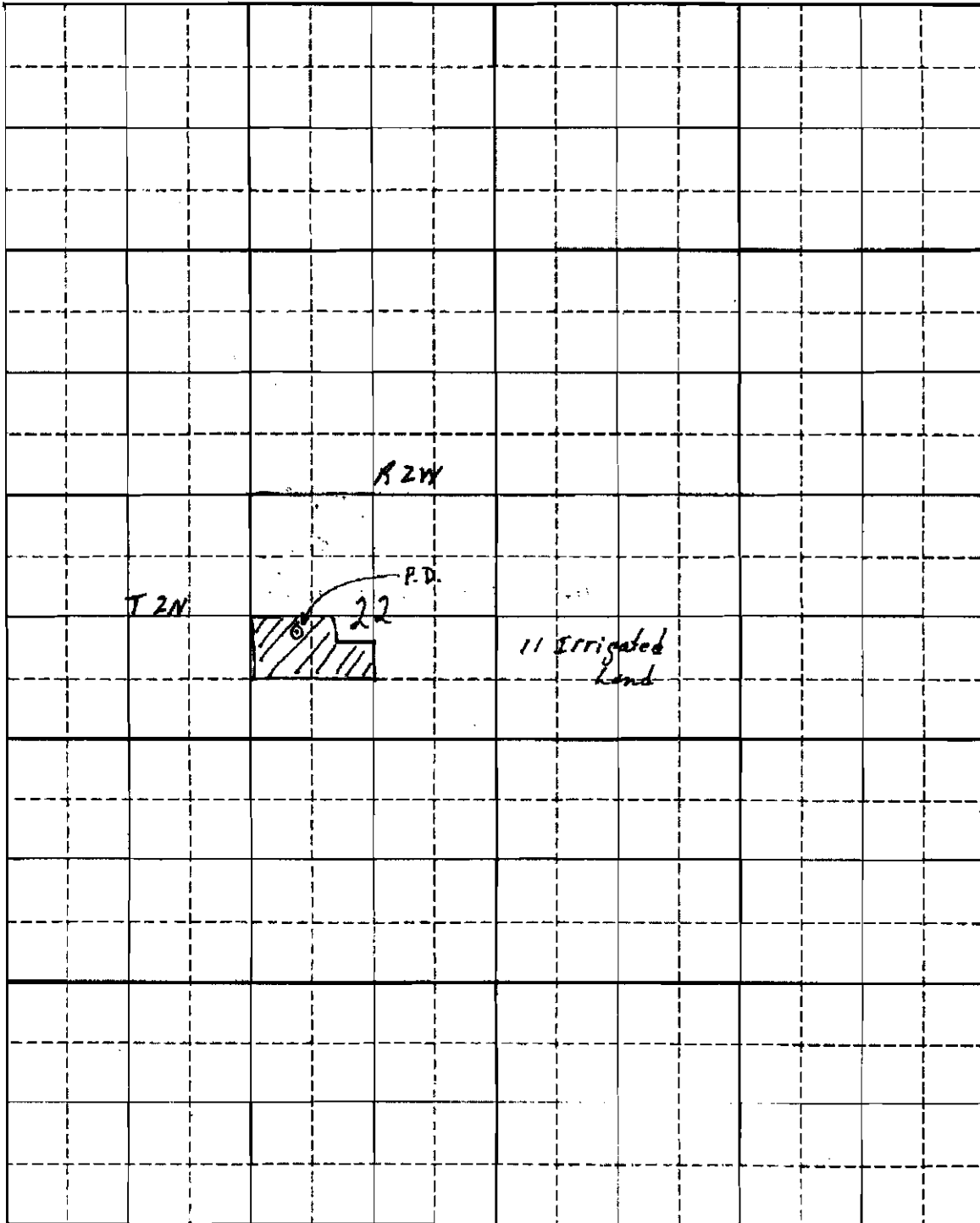
Total number of acres to be irrigated 71

c. Describe any other water rights used for the same purposes as described above.
Boise-Kuna Irrigation District

9. a. Who owns the property at the point of diversion Applicant
 b. Who owns the land to be irrigated or place of use Applicant
 c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks This is supplemental to Boise-Kuna water.

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



Scale: 2 inches equal 1 mile

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

Phil R. Murray
(Applicant)

Proposed Priority 4/25/77

Received by WHA Date 4/25/77 Time 1:30
Preliminary check by DS Fee \$ 35.00
Received by WHA Date 4/25/77 # 7622
Publication prepared by WHA Date 4-28-77
Published in Idaho Free Press
Publication dates May 5-12
Publication approved WHA Date 5-12-77
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by: _____

Hearing held by: _____ Date _____

Recommended for approval denial by WHA

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8732, and said application is hereby APPROVED.

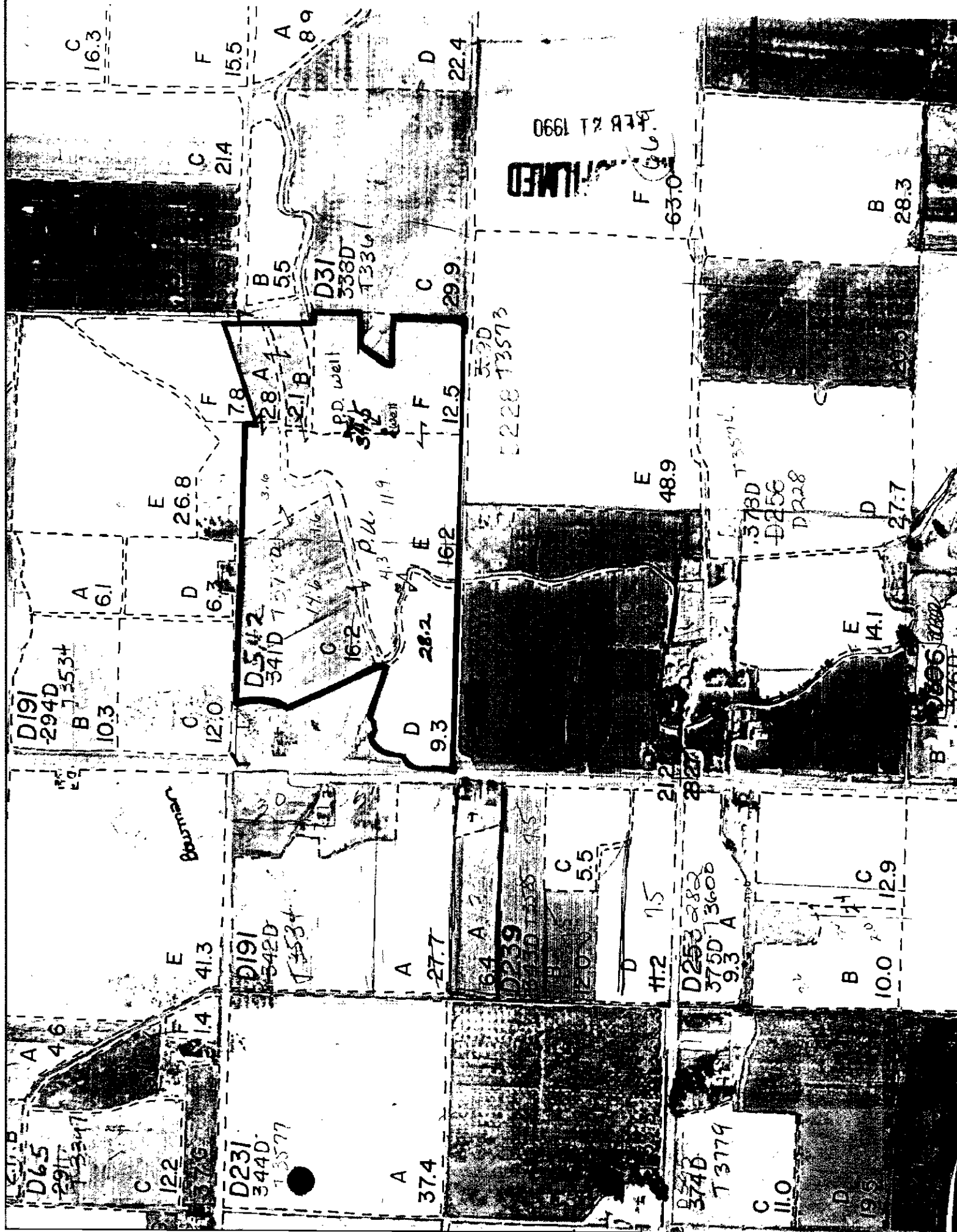
1. Approval of said application is subject to the following limitations and conditions:

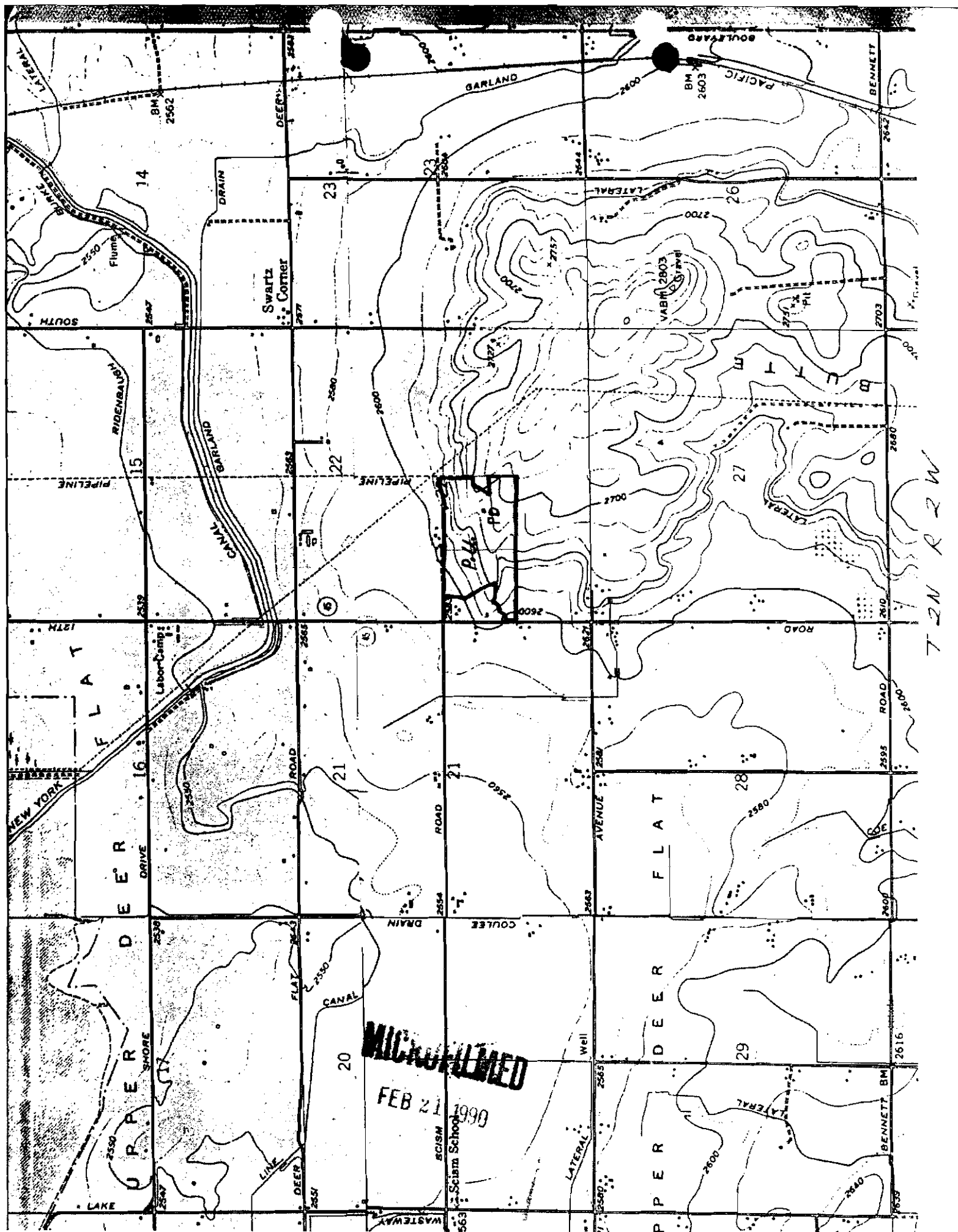
- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 19 82.
- c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.
The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.

Witness my hand this 17 day of June, 19 77.


Director

APPROVED





63-8732



P.U. Looking
North west

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FEB 21 1990

63-8732



P.D. Looking
West



"Booster" pump
Looking North-
east

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FEB 21 1990



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 22, 2002

KENNETH "JOE" WHEELER
JOLENE WHEELER
PO BOX 9206
NAMPA ID 83652

Re: Original Notice of Claim to a Water Right No. 63-08732A

Renumbered Notice of Claim to a Water Right No. 63-31426

Dear Claimants:

We have received and processed a Change of Ownership for a portion of the original Claim to a Water Right Number as referenced above. This Change of Ownership required a split of the original claim resulting in renumbering this claim, using a new water right number to represent each split. The new Notice of Claim to a Water Right number for your portion is referenced above and a copy is enclosed.

Your portion of this claim has a specified point of diversion, nature of use and place of use. If you plan on changing the nature of use, place of use, or point of diversion under this right, including adding a new point of diversion, then an Application for Transfer on your portion of this right is required. Please contact this office for further information on the Application for Transfer form. If you do not plan on changing any items on your claim, then no further action is required at this time. You will be notified of any future action taken on this claim. Also enclosed is a copy of the original claim for your reference.

Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

DB: db

Enclosure

SEE ORIGINAL
CLAIM FILE
DOCUMENTS IN
CLAIM
NO. A63-08732A

1987 NAPP PHOTO
T02N, R02W, S22, NESW

WHEELER SPLIT



3.4 ACRES TOTAL

BUILDING OUT

BUILDING OUT

2000 NAPP PHOTO
T02N, R02W, S22, NESW

WHEELER SPLIT

3.4 ACRES TOTAL

BUILDING OUT

BUILDING OUT

