

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 63-32280
Date Received: 2/5/1996
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

GEORGE BOCK Phone: (208)459-4017
2664 SAND HOLLOW ROAD
CALDWELL ID USA 83607

TERESA BOCK Phone: (208)459-4017
2664 SAND HOLLOW ROAD
CALDWELL ID USA 83607

2. Date of Priority: 03/31/1977

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
06N	04W	14	NE NE	PAYETTE	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	0.05	20.25

7. Total Quantity Appropriated is:
0.05 C.F.S. and/or 20.25 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
06N	04W	12	NW	SW	IRRIGATION	4.5
					Section Acres	4.5
					Total Acres	4.5

11. Place of use in counties: PAYETTE

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

13. Other Water Rights Used:

14. Remarks:

This right is a split from former right 63-32276.

15. Basis of Claim: License

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

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR

Water Right 63-32280

2008 JAN 16 PM 2 49

NAME AND ADDRESS: GEORGE BOCK
TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL, ID 83607

SOURCE: GROUND WATER

QUANTITY: 0.05 CFS
20.25 AFY

PRIORITY DATE: 03/31/1977

POINT OF DIVERSION: T06N R04W S14 NENE Within Payette County

PURPOSE AND PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	Irrigation	03-15 TO 11-15	0.05 CFS 20.25 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 Payette County
T06N R04W S12 NWSW 4.5
4.5 Acres Total

Place of use does not include federal public lands.

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. I.C. SECTION 42-1412(6).

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

John M. Melanson
Presiding Judge of the
Snake River Basin Adjudication

RECOMMENDATION

JAN 16 2008

SPECIAL MASTER

SRBA PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 63-32280 File Number: 01869

PAGE 1
Jan-15-2008

FILED
TWIN FALLS CO. IDAHO
JAN 16 2008

2008 JAN 16 PM 2 40

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) SPECIAL MASTER'S REPORT
Case No. 39576)
) FINDINGS OF FACT AND
) CONCLUSIONS OF LAW
)
) FOR WATER RIGHT 63-32280

I. FINDINGS OF FACT

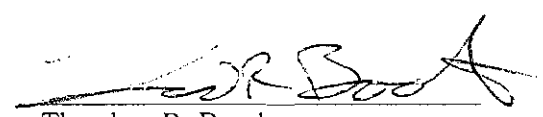
A notice of claim was filed for the above-captioned water right pursuant to I.C. § 42-1409. The Director of the State of Idaho Department of Water Resources (IDWR) examined the water system for this reporting area. The *Director's Report* contained a recommendation or abstract for the elements of this water right.

On June 14, 2007, the United States of America, Department of Interior, Bureau of Land Management, filed an objection to the *Director's Report*, asserting that the description of the place of use should not include federal public land. On January 15, 2008, the parties to the subcase filed a *Standard Form 5 – Stipulated Elements of a Water Right*, which resolved the objection. The Idaho Department of Water Resources concurred with the stipulation.

II. CONCLUSIONS OF LAW

Therefore based on the file and record herein and pursuant to the *Standard Form 5*, IT IS RECOMMENDED that water right 63-32280 be decreed with the elements as set forth in the attached *Recommendation for Partial Decree Pursuant to I.R.C.P. 54(b)*.

Dated Jan 16 2008


Theodore R. Booth
Special Master
Snake River Basin Adjudication

FILED
TWIN FALLS, IDAHO
JAN 16 2008

2008 JAN 16 PM 2 49

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)

Case No. 39576)

NOTICE OF ISSUANCE OF
SPECIAL MASTER'S
RECOMMENDATION

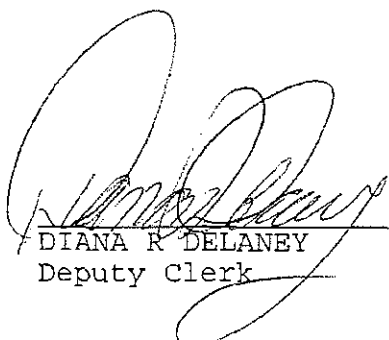
Water Right(s): 63-32280

On January 16, 2008, Special Master THEODORE R. BOOTH issued a SPECIAL MASTER'S RECOMMENDATION for the above subcase(s) pursuant to SRBA Administrative Order 1 (A01), Section 13a.

Pursuant to SRBA Administrative Order 1, Section 13a, any party to the adjudication including parties to the subcase, may file a Motion to Alter or Amend on or before the 28th day of the next month.

Failure of any party in the adjudication to pursue or participate in a Motion to Alter or Amend the SPECIAL MASTER'S RECOMMENDATION shall constitute a waiver of the right to challenge it before the Presiding Judge.

DATED January 16, 2008.



DIANA R. DELANEY
Deputy Clerk

DEPT. OF LAND & WATER
TWIN FALLS, ID 83400
FILED _____

2008 JAN 18 PM 2:49

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)

CERTIFICATE OF MAILING

Case No. 39576)

Water Right(s): 63-32280

CERTIFICATE OF MAILING

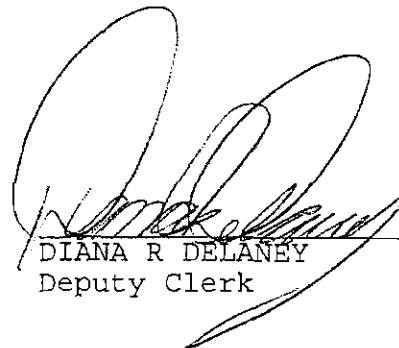
I certify that a true and correct copy of the SPECIAL MASTER'S REPORT, SPECIAL MASTER'S RECOMMENDATION FOR PARTIAL DECREE and NOTICE OF ISSUANCE OF SPECIAL MASTER'S REPORT AND RECOMMENDATION were mailed on January 16, 2008, with sufficient first-class postage prepaid to the following:

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

UNITED STATES OF AMERICA
Represented by:
US DEPARTMENT OF JUSTICE
ENVIRONMENT & NATL' RESOURCES
550 WEST FORT STREET, MSC 033
BOISE, ID 83724

GEORGE BOCK
TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL, ID 83607
Phone: 208-459-4017

CERTIFICATE OF MAILING



DIANA R DELANEY
Deputy Clerk

PAGE 1
01/16/08

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) Subcase No. 63-32280
)
) Standard Form 5
Case No. 39576)
) STIPULATED ELEMENTS
) OF A WATER RIGHT

This form is used to report the stipulated elements of one water right acquired under state law and/or one federal reserved water right. Submission of this form will not automatically result in the issuance of a partial decree. The Presiding Judge or Special Master will conduct any hearing necessary to determine the facts, data, expert opinions and law support the issuance of a partial decree for the water right.

The parties agree that the Snake River Adjudication Court has jurisdiction of the parties and subject matter to enter a partial decree for this water right; that they have been served with sufficient process, according to the law; and that they have appeared, prosecuted, and defended their positions with regard to this water right dispute.

The parties and IDWR agree and stipulate that the elements of this water right should be described per the attached. The parties and IDWR have further indicated their concurrence by initialing each of the attached pages.

CLAIMANTS:

George Bock
Teresa Bock

George Bock 11/1/07
George Bock Date
Teresa Bock 11/1/07
Teresa Bock Date

OBJECTOR:

United States on behalf of the
Bureau of Land Management

Larry A. Brown 01/14/2008
Larry A. Brown Date
Attorney, U.S. Department of Justice
Environment and Natural Resources Div.

IDWR CONCURRENCE:

Sandy Egbert 1-11-08
Sandy Egbert Date
GIS Specialist

IDWR CONCURRENCE:

Nicholas B. Spencer 1-11-08
Nicholas B. Spencer Date
Deputy Attorney General

Standard Form 5

Subcase No. 63-32280

RECEIVED
BLM ISO MR Page 1

NOV 05 2007

9:00 A.M.

RIGHT NUMBER: 63-32280

NAME AND ADDRESS: GEORGE BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
20.25 AFY

PRIORITY DATE: 03/31/1977

POINT OF
DIVERSION: T06N R04W S14 NENE Within PAYETTE County

PURPOSE AND
PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION 03/15 11/15 0.050 CFS
20.25 AFY

PLACE OF USE: IRRIGATION in PAYETTE County
T06N R04W S12 NWSW 4.50
4.5 ACRES TOTAL FWP *HP*

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.

This right is a split from former right 63-32276.

RECEIVED
BLM ISO MR
NOV 05 2007
9:00 A.M.

CERTIFICATE OF MAILING

I certify that on Jan. 14, 2008 mailed the original and copies of this form, including all attachments, postage prepaid and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P. O. Box 2707
Twin Falls, Idaho 83303-2707

2. Copy to:

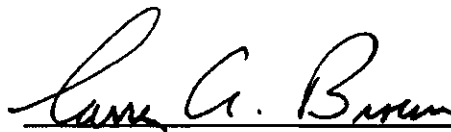
Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
P. O. Box 44449
Boise, Idaho 83711-4449

IDWR Document Depository
P. O. Box 83720
Boise, Idaho 83720-0098

3. Copies to all parties to the subcase (insert names and addresses):

U.S., Department of Justice
Environment and Natural Resources Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

George & Teresa Bock
2664 Sand Hollow Road
Caldwell, Idaho 83607



Signature of person or attorney mailing the form

SRBA

SUBCASE SUMMARY REPORT 63-32280

Return to SRBA Home Page

SRBA
10-18-2007

SUBCASE SUMMARY REPORT

HTML12

SUBCASE: 63-32280 FILE#: 01869
CLAIMANT: BOCK, GEORGE
2664 SAND HOLLOW ROAD

CALDWELL ID 83607
STATUS: AT ISSUE SPECIAL MASTER: BOOTH, THEODORE R.
WATER SOURCE: GROUND WATER
ISSUES: PLACE OF USE OR IRRIGATED ACRES IN EACH 40 A.
0

**** PARTIES INVOLVED ****

GEORGE BOCK	C PRO SE
UNITED STATES OF AMERICA	O ATTY: US DEPARTMENT OF JUSTICE
TERESA BOCK	C PRO SE

**** ROA ENTRIES ****

06-14-2007	OBJ 01 F/B UNITED STATES OF AMERICA	RB 08-20-2007 0001
08-27-2007	AMENDED NOTICE OF CLAIM TO A WATER RIGHT	

Return to SRBA Home Page

10-19-07

He will be coming in to
get paperwork for a transfer
so he can drill a well on
his property. I explained
that an SF5 is in the
works, but it might take
a while for him to receive
his copy because of a
backlog of SF5's for part 2.

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

Case No. 39576

A. Subcase 63-32280
(Insert water right number)

**STANDARD FORM 1
OBJECTION**

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: United States of America acting through the Department of Interior, Bureau of Land Management, Idaho State Office

Address: 1387 South Vinnell Way
Boise, Idaho 83709-1657

Daytime Phone: see below

Name & Address of Attorney, if any:

Larry A. Brown (202) 305-0435 phone, (202) 305-0274 fax
United States Department of Justice
Environment and Natural Resource Division
General Litigation Section
550 West Fort Street, MSC 033
Boise, Idaho 83724

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

Name: George & Teresa Bock

Address: 2664 Sand Hollow Road; Caldwell, Idaho 83607

Name:

Address: ;

Name:

Address: ;

Name:

Address: ;

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

1. ☐ **Name and Address**
Should be:
2. ☐ **Source**
Should be:
3. ☐ **Quantity**
Should be:
4. ☐ **Priority Date**
Should be:
5. ☐ **Point(s) of Diversion**
Should be:
6. ☐ **Instream Flow Description**
Should be:
7. ☐ **Purpose(s) of Use**
Should be:
8. ☐ **Period of Year**
Should be:
9. ☒ **Place of Use**
Should be: See attached.

11. 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):

The legal description for element nine (POU) above may include Federal land. The description should be specific enough to exclude Federal land.

F.

VERIFICATION (Must be Completed)

State of Idaho

)

) ss.

County of ADA

)

Fredric W. Price, Water Rights Specialist, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

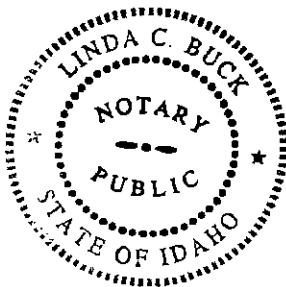
That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

Fredric W. Price
(Signature of person filing objection)

Larry A. Brown
(Attorney signing in representative capacity)

Subscribed and sworn to before me on:

June 13, 2007
Linda C. Buck
Linda C. Buck



Notary Public for State of Idaho

Residing at: Mountain Home, ID.

My Commission Expires: 12-21-2011

INSTRUCTIONS FOR MAILING

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

G.

CERTIFICATE OF MAILING

I certify that on June 13th, 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
P.O. Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

Name: George & Teresa Bock
Address: 2664 Sand Hollow Road; Caldwell, Idaho 83607
Name:
Address: ;
Name:
Address: ;
Name:
Address: ;

3. Copies to:

IDWR Document Depository
P.O. Box 83720
Boise, ID 83720-0098

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

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



Signature of Objector or attorney mailing on Objector's behalf

11/14/2006

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-32280
NAME AND ADDRESS: GEORGE BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607
TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

Mixed POU:

-The place of use identified below contains both private and public lands.

-Please clarify such that only private land is intended.

SOURCE: GROUND WATER
QUANTITY: 0.050 CFS
20.25 AFY
PRIORITY DATE: 03/31/1977
POINT OF DIVERSION: T06N R04W S14 NENE Within PAYETTE County
PURPOSE AND PERIOD OF USE:

TRIBUTARY:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/15 11/15	0.050 CFS 20.25 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 in PAYETTE County
Mixed T06N R04W S12 NWSW 4.50
4.5 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

This right is a split from former right 63-32276

63-32280
George Bock



Mixed POU:

- The places of use T06N R04W S12 NWSW contains both private and public lands.
- Please clarify such that only private land is intended by inserting the following remark under place of use:

"The place of use does not include federal public land."

63-32280
George Bock



Mixed POU:

- The places of use T06N R04W S12 NWSW contains both private and public lands.
- Please clarify such that only private land is intended by inserting the following remark under place of use:

"The place of use does not include federal public land."

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: 63-32280

GEORGE BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

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:

X I AGREE with this proposed recommendation; no changes need to be made.

DATE: 10/17/06 SIGNATURE: George E Bock
Please print your name: GEORGE E BOCK SR

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

06/23/2006

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

RIGHT NUMBER: 63-32280

NAME AND ADDRESS: GEORGE BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

TERESA BOCK
2664 SAND HOLLOW ROAD
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.050 CFS
20.250 AFY

PRIORITY DATE: 03/31/1977

POINT OF DIVERSION:

T06N R04W S14 NENE Within PAYETTE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.050 CFS

20.25 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 PAYETTE County

T06N R04W S12 NWSW 4.50

4.5 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

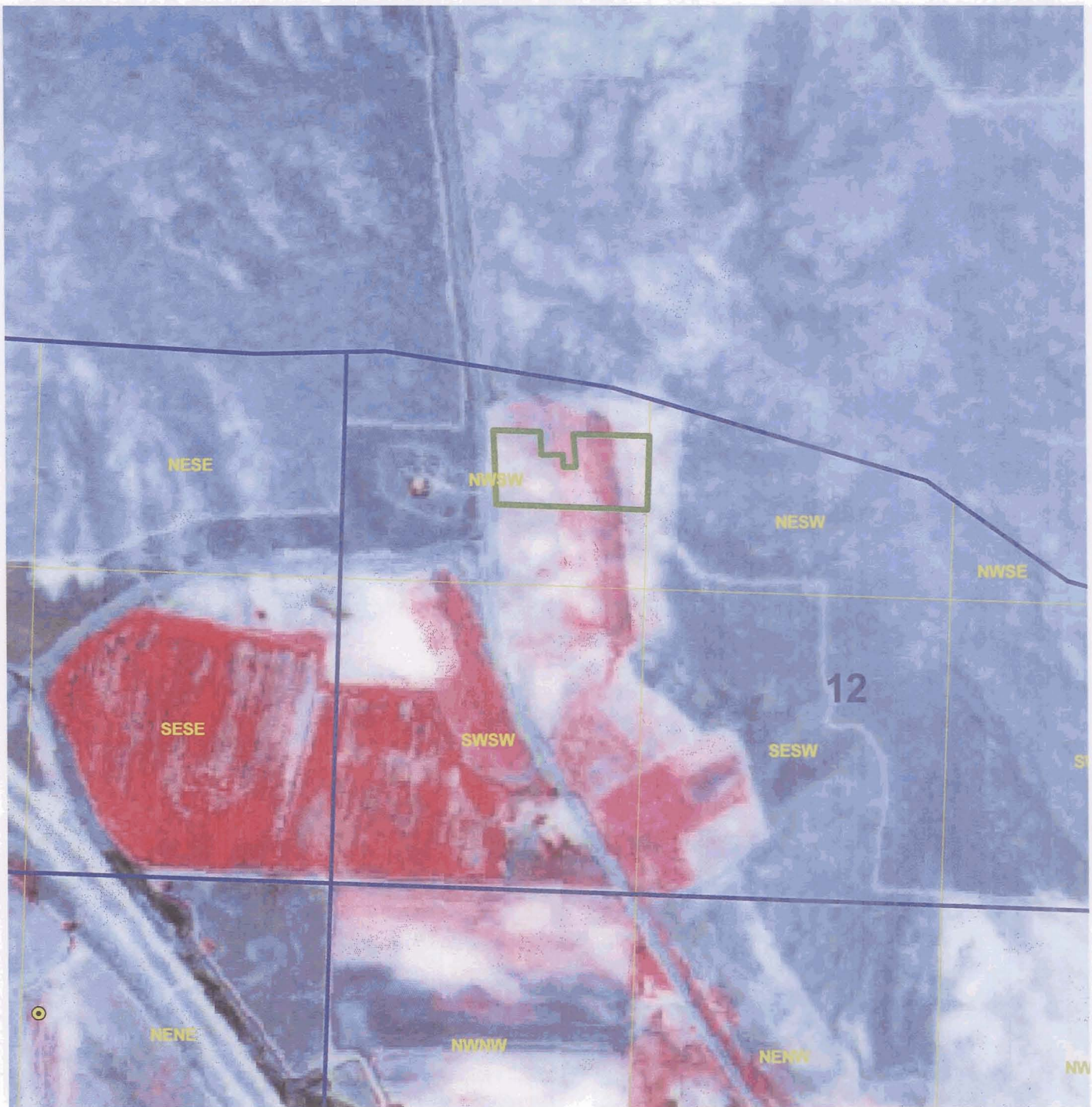
This right is a split from former right 63-32276 .



Idaho Department of Water Resources

63-32280

T06N R04W S12



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

Total irrigated
acres = 4.5



400 0 400 Feet

IDWR
Prepared by: Sandy Egbert
Date: June 23, 2006
1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32280 V1

WATER RIGHT NUMBER: 63-32280 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LEONARD K HAYDEN 16975 STAR RD NAMPA, ID 83687 (208)465-1604
Current Owner	GEORGE BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607
Current Owner	TERESA BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607

Priority Date: 03/31/1977

Basis: License

Status: Active

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.050 CFS	20.25 AF
	<u>Total Diversion:</u>	0.050 CFS	20.25 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 14, Twp 06N, Rge 04W, B.M.
PAYETTE 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	
06N	04W	12																	4.5

Total Acres: 4.5

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32280 V1

3. This right is a split from former right 63-32276 .

Remarks:Comments: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:
 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			05/16/2006	scurtis	Active
Priority Date	6/23/2006 3:38:41 PM	segbert			Active
POD	6/23/2006 3:39:01 PM	segbert			Active
Source	6/23/2006 3:39:42 PM	segbert			Active
POU	6/23/2006 3:43:45 PM	segbert			Active
Use	6/23/2006 3:44:16 PM	segbert			Active
Season	6/23/2006 3:44:34 PM	segbert			Active
Quantity	6/23/2006 3:45:05 PM	segbert			Active
Summary			06/23/2006	segbert	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	6/23/2006 3:39:31 PM	segbert	Updated shape
POU	6/23/2006 3:44:06 PM	segbert	Updated shape for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32280 V1

General	6/23/2006 3:38:44 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	6/23/2006 3:39:04 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	6/23/2006 3:39:45 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?
POU	6/23/2006 3:43:49 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	6/23/2006 3:44:20 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	6/23/2006 3:44:38 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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32280 V1

Quantity	6/23/2006 3:45:09 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
Summary	6/23/2006 3:47:09 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? (Yes) 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	5/16/2006 2:10:05 PM	scurtis	(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?

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-32280

WATER RIGHT NUMBER: 63-32280

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LEONARD K HAYDEN 16975 STAR RD NAMPA, ID 83687 (208)465-1604
Current Owner	GEORGE BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607
Current Owner	TERESA BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607

Priority Date: 03/31/1977 ✓

Basis: License ✓

Status: Active ✓

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

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION ✓	03/15 to 11/15 ✓	0.050 CFS ✓	20.25 AF ✓
	<u>Total Diversion:</u>	0.050 CFS	20.25 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4 ✓	Sec. 14, Twp 06N, Rge 04W, B.M.
PAYETTE County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW ✓				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
06N	04W	12																	4.5
																			4.5

Total Acres: 4.5

Conditions of Approval:

1. This right is a split from former right 63-32276 .

Remarks:Comments:

ADJUDICATION CLAIMS SPLIT TREE FOR 63-9103

**RIGHTS HAVE BEEN
SPLIT AND ARE NO
LONGER ACTIVE
(parent rights)**

63-9103
Leonard Hayden
1.86 cfs / 787.5 afa
175 ACRES TOTAL
Sec 11 SESE - 25
Sec 12 NWSW - 9
Sec 12 SWSW - 31
Sec 12 SESW - 10
Sec 13 NENW - 1
Sec 13 SWNW - 6
Sec 14 NENE - 15
Sec 14 SWNE - 39
Sec 14 SENE - 39

63-9103A
Leonard Hayden
1.66 cfs / 697.5 afa
155 ACRES TOTAL
Sec 11 SESE - 25
Sec 12 NWSW - 9
Sec 12 SWSW - 21
Sec 13 NENW - 1
Sec 13 SWNW - 6
Sec 14 NENE - 15
Sec 14 SWNE - 39
Sec 14 SENE - 39

63-9103B
Patrick & Joy Harris
0.05 cfs / 22.5 afa
5 ACRES TOTAL
MOVED TO
2N 2E S8
NWSW

63-9103C
Gary & Heather
Mingus
0.05 cfs / 22.5 afa
5 ACRES TOTAL
MOVED TO
5N 1E S31
NWNW - 2 acres
5N 1W S36
NENE - 3 acres

63-9103D
Steve Boschma
0.10 cfs / 34.2 afa
10 ACRES RETIRED
AND MOVED TO A
DAIRY IN
2N 1W S19
NESW & SESW

63-9103E
Leonard Hayden
1.19 cfs / 499.5 afa
111 ACRES TOTAL
Sec 12 NWSW - 9
Sec 12 SWSW - 2
Sec 13 NENW - 1
Sec 13 SWNW - 6
Sec 14 NENE - 15
Sec 14 SWNE - 39
Sec 14 SENE - 39

63-9103F
Toni and Ben
Choutchourrou
0.47 cfs / 198 afa
44 ACRES TOTAL
Sec 11 SESE - 25
Sec 12 SWSW - 19

63-32276
Leonard Hayden
0.13 cfs / 54 afa
12 ACRES TOTAL
Sec 12 NWSW - 9
Sec 12 SWSW - 2
Sec 13 NENW - 1

63-32277
Jerry and Pamela
Wilson
1.06 cfs / 445.5 afa
99 ACRES TOTAL
Sec 13 SWNW - 6
Sec 14 NENE - 15
Sec 14 SWNE - 39
Sec 14 SENE - 39

63-32279
Leonard Hayden
0.08 cfs / 33.75 afa
7.5 ACRES TOTAL
Sec 12 NWSW - 4.5
Sec 12 SWSW - 2
Sec 13 NENW - 1

63-32280
Leonard Hayden
0.05 cfs / 20.25 afa
4.5 ACRES TOTAL
Sec 12 NWSW - 4.5

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-32280 V1

WATER RIGHT NUMBER: 63-32280 V1

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	LEONARD K HAYDEN 16975 STAR RD NAMPA, ID 83687 (208)465-1604
Current Owner	GEORGE BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607
Current Owner	TERESA BOCK 2664 SAND HOLLOW ROAD CALDWELL, ID 83607

Priority Date: 03/31/1977

Basis:

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>
IRRIGATION	03/15 to 11/15	0.050 CFS	20.25 AF
	<u>Total Diversion:</u>	0.050 CFS	20.25 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 14, Twp 06N, Rge 04W, B.M.
PAYETTE County		

Place of Use

IRRIGATION																	
Twp Rge Sec		NE		NW		SW		SE									
	NE NW SW SE		NE NW SW SE		NE NW SW SE		NE NW SW SE		NE NW SW SE		NE NW SW SE		NE NW SW SE		NE NW SW SE		Totals
06N 04W 12						4.5											4.5

Total Acres: 4.5

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. This right is a split from former right 63-32276 .

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:
 Owner Name Connector: AND
 Water District Number:
 Mitigation Plan: False

Combined Use Limits:

[illegible]

63-32276

Hayden

12 acres

.13 cfs

54 afa

$$.13 \div 12 = .01 \times 7.5 = .08$$

$$.01 \times 4.5 = .05$$

$$54 \div 12 = 4.5 \times 7.5 = 33.75$$

$$4.5 \times 4.5 = 20.25$$



63-32279

Hayden

7.5 acres

.08 cfs

33.75 afa

63-32280

Bock

4.5 acres

.05 cfs

20.25 afa

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. Priority March 31, 1977 Amount 1.86 cfs

THIS IS TO CERTIFY, that Leonard K. Hayden
of Caldwell, Idaho, has complied with the terms and conditions of Permit
No. 63-9103 issued pursuant to Application for Permit dated March 31, 1977,
and has submitted proof to the Department of Water Resources on May 6, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 1.86 cfs of water from a groundwater source,
tributary to , and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	<u>from March 15 to November 15</u>	<u>at 1.86 cfs</u>	<u>and 787.5 acre feet</u>
	<u>from to </u>	<u>at cfs</u>	<u>and </u>
	<u>from to </u>	<u>at cfs</u>	<u>and </u>

(both dates inclusive)

Subject, however, to the condition that no more than 1.86 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
787.5 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$, Section 14, Twp.
6N, Rge. 4W in the County of Payette

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6N	4W	11																25	25
		12									9	31	10						50
		13					1		6										7
		14	15		39	39													93

Total number of acres irrigated 175

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 26 day of August, 19 82.

Director



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 19, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

George and Teresa Bock
2664 Sand Hollow Rd
Caldwell, ID 83607

Re: Original Notice of Claim to a Water Right No. 63-32276

Renumbered Notice of Claim to a Water Right No. 63-32280

Dear Claimant(s):

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.

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

Thank you for your patience, as we have had several water right changes to process. Please feel free to contact this office if you have any questions concerning your claim or this letter.

Sincerely,

Adjudication Section
Western Region

LG: lg

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

April 17, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Leonard K. Hayden
16975 Star Rd.
Nampa ID 83687

Re: Original Notice of Claim to a Water Right No. 63-9103E

Renumbered to Notice of Claim to a Water Right No. 63-32276

Dear Claimant(s):

We have received and processed a Change of Ownership for a portion of your original Claim to a Water Right Number as referenced above. This change of ownership resulted in a split of your original claim.

When a portion of the original water right claim has been conveyed to another and the original right has been split, then the original claim number is renumbered by issuing a new water right number to represent each split. Each split contains only the portion of the original right for each separate owner. The above referenced new claim number reflects your remaining portion of the original claim after the change of ownership. Enclosed is a copy of this new claim for your records. Please refer to your new claim number when corresponding with our office.

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

Thank you for your patience, as we have had several water right changes to process. If you have any questions concerning this ownership change, or the enclosed claim copy, please feel free to contact this office.

Sincerely,

Adjudication Section
Western Region Office

LG: lg

Enclosure