

10/17/2006

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

RIGHT NUMBER: 63-3255

NAME AND ADDRESS: KASTERA DEVELOPMENT LLC
372 S EAGLE RD, STE 375
EAGLE ID 83616

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.900 CFS
459.00 AFY

Right Nos. 63-2896, 63-3043, 63-3255 and 63-7876 are limited to a total combined annual diversion volume of 2214 AF.

PRIORITY DATE: 08/17/1961

POINT OF DIVERSION:
T01N R02W S5 SWSENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

	<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
	IRRIGATION	03/01 11/15	1.900 CFS 459.00 AFY
PLACE OF USE:	<u>IRRIGATION Within CANYON County</u>		
	T01N R02W S05 SWNE 14.00	T01N R02W S05 SENE	8.00
	T01N R02W S05 NWSE 40.00	T01N R02W S05 SWSE	40.00
	102 ACRES TOTAL		

Right Nos. 63-2896, 63-3043, 63-3255 and 63-7876 are limited to the irrigation of a combined total of 492 acres in a single irrigation season.

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



Idaho Department of Water Resources

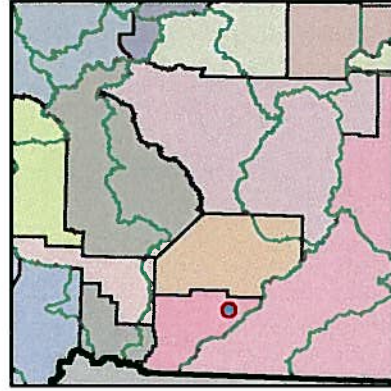
SRBA Recommendation:

63-3255

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63

Prepared by M. Ciscell
On Tuesday, October 17, 2006
1987/88 Aerial Photography



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: A63-03255
Date Received: 2/14/1990
Receipt No: MOO 5886
Received By: J PC

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LEONARD A. TIEGS 208-466-7053
Address: 15951 GARRITY BLVD.
NAMPA, ID 83651

2. Date of Priority: AUG 17, 1961

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02W	5	SW	SE	NE		CANYON

5. Description of diverting works:
750' DEEP 12" CASING WITH 75 HP. MOTOR

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.900		

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

8. Total consumptive use is 378.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02W	5	SW	NE		IRR	18.0
			SE	NE		IRR	10.0
			NW	SE		IRR	40.0

A63-03255

Page 1

Date: 02/14/90

MICROFILMED

AUG 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01N	02W	5	SW	SE		IRR	40.0
Section Acres							108.0
Total Acres							108.0

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:
63-07876.

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30099

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): Leonarda Tieg Date: Feb 14 1990
Date:

State of Idaho)
County of Canyon) SS.

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

of Feb. 19 90

John Dal Carter
Notary Public

Seal

Residing at Boise ID

My Commission Expires 4/30/94

T2N
T1N

MICROFILMED
AUG 19 1992

63-3255



C	LEONARD A TIEGS 15951 GARRITY BLVD NANPA ID 83651 (208) 466-7053	08/17/1961	IRRIGATION	03-15	11-15	1.900 CFS ----- 1.900 CFS	378.00 AFA
TOTAL DIVERSION: CONSUMPTIVE USE:							

Stage: LICENSE

CANYON County

[illegible]

Other Water Rights Listing Overlapping Place(s) of Use:

Objection Filed Date:

Presumption Flag:

Audit: 02/14/90 CARLSON 03/30/95 POST-STD

Water Right Number - 63-03255

Prefix Translation:

WATER RIGHT

Old (D) Number - 30099

*** C - CURRENT OWNER ***
TIEGS

LEONARD

1 - RT. 2

3.

3.

City- Nampa
Phone -

State- ID Zip- 83651

Priority Date 08/17/1961

+ - - - Region - - - +
14 WESTERN

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+ - - - Stage - - - +
L - LICENSE

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Status - - - - -

- - Source
GROUNDWATER

Tributary

+	Tw	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
01N	02W	5	SE NE	(27)	CANYON						

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
+	+	+	+	+	+	+

01 - IRRIGATION

1.900

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +
1.900		

Tract	Sec	Range	Lot	Acres	Place of Use	Description	County
01N	5	02W	SW NE	18.0	01	IRRIGATION	(27) CANYON
01N	5	02W	SE NE	10.0	01	IRRIGATION	(27) CANYON
01N	5	02W	NW SE	40.0	01	IRRIGATION	(27) CANYON
01N	5	02W	SW SE	40.0	01	IRRIGATION	(27) CANYON
Total Acres:				108.0			

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

	Remarks
	No Remarks found.

----- Old Water Right Numbers -----
 ----- No Old Water Right Numbers found. -----

	+ - + - + - + - + - + - + - + - + - + - +	
	- - - - -	Conditions of Approval
	- - - - -	No Conditions of Approval found.

Prefix Translation: WATER RIGHT

+ - Decree Date - +

00/00/0000

- - -Comments- -
No Comments Found

• Audit Fields - 05/06/85 05/01/88

Water Rights Dates and Flags Area

Proof Due Date	-	00/00/0000	Field Exam Made	-	00/00/0000	Field Exam Fee	-
Approved/Denied	-	00/00/0000	Protested Date	-	00/00/0000	Swan Falls	-
Proof Made Date	-	00/00/0000	Hearing Date	-	00/00/0000	Temporary Right	-
Exam to S.O. Date	-	00/00/0000	Verified Date	-	05/06/1985	DLE/Carrey Act	-
Order Show Cause	-	00/00/0000	Receipt Number	-		Water District	-
Licensed Date	-	08/28/1979	Appl Received	-	00/00/0000	Transfer/Amended	-
Decree Date	-	00/00/0000	Name Connector	-		POU Ownership Flag	-
Presumption Flag	-						

License and Certificate of Water Right

Water License No. G-30099

Amount 1.90 c.f.s.

Water District No. _____

Priority August 17, 1961

THIS IS TO CERTIFY that LEONARD TIEGS
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated August 17, 19 61; that Permit No. G-30099
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.90 second feet, was issued thereunder on April 9, 19 63, showing that said works
were completed on the 28th day of September, 19 62; and that on the 28th
day of September, 19 62,

LEONARD TIEGS

of Nampa, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well

, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-30099 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

12 of Licenses at page 7573, on the 9th day of April, 19 63;

The right hereby confirmed dates from August 17, 19 61;

The Point of Diversion is located

in the SE 1/4 NE 1/4, Sec. 5, Tp. 1 N., R. 2 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.90 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N.	2 W.	5	SE 1/4 NE 1/4	5	10
			SW 1/4 NE 1/4	13	18
			NW 1/4 SE 1/4	40	40
			SW 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		108

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
9th day of April, 19 63.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

63 3255

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38128
Permit No. G- 30099
District No.

1. Name of Applicant: **Leonard Tiegs**
Postoffice address: **R. R. #2, Nampa** County: **Canyon** State: **Idaho**
2. Quantity of water claimed: **98 inches**
 - (a) Rate of withdrawal in cubic feet per second _____ or Idaho
Miners' inches _____ or gallons per minute _____
 - (b) Annual withdrawal in acre feet per annum _____
3. Source of water supply: **subterranean well**
4. Location of point of diversion or well is in the **SE** $\frac{1}{4}$ of the **NE** $\frac{1}{4}$ of Section **5**
Twp. 1 N , Rge. **2 W** , B.M., County of **Canyon**
5. Water is to be used for: **Irrigation**
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section _____ , Twp.
Rge. _____ , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the $\frac{1}{4}$ of the $\frac{1}{4}$ of Section _____ , Twp. _____ , Rge. _____ , B.M.
7. Kind of works: **Deep well 720 ft. 75 horse power motor turbine pump**
8. Estimated cost of works: **\$19,500**
9. (a) Is reservoir to be used? **yes**
(b) Capacity of reservoir: **7 acre feet**
10. The time required for the completion of such work and complete application of the water to the proposed use is **5**
years. (completed)
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ _____ (c) Amount paid in: \$ _____
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash on hand: \$ _____
(b) Treasury stock: _____ (c) Bonds to be issued: _____
(d) Other resources: _____
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: **none**
 - (a) _____ (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) **1.96** (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

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.

s/ Leonard Tiegs Applicant.

By Agent.

Date of first receipt at Department of Reclamation: 3:30 P.M. August 17, 1961

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 30099

Recorded in Book 105 Page 30099 Approved August 24, 1961

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before

and to continue diligently and uninterruptedly to completion, unless

temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before February 24, 1964

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before

August 24, 1966

Witness my hand this

24th

day of

August, 1961

s/ RALPH W. THOMAS
Deputy STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLYE, Governor of the State of Idaho,

and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to

be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 24th

day of August, 1961

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLYE
Governor

Secretary of State.

12.

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	
1 N	2 W	5			13	5										40	40		98

Permit No. G-30099
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that LEONARD TIEGS of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. G-30099 issued upon Application No. G-38128, bearing date of priority of August 17, 1961, authorizing the diversion of 1.96 second feet of waters of a well, County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.90 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE 1/4 NE 1/4, Sec. 5, T. 1 N., R. 2 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

108 acres in S 1/2 NE 1/4, W 1/2 SE 1/4, Sec. 5, T. 1 N., R. 2 W., B. M.

Witness my hand this 9th day of April, A. D. 1963.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: September 28, 1962

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-30099

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant Leonard Tiegs, Route #2, Nampa, Idaho2. Source of water supply: a well3. Location of point of diversion: Is in the SE¹ NE¹ of Section 5T. 1 N. R. 2 W. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 75 HP 70 Smith
Mater 74772, Layne-Bell Pump #28813 8" discharge to open ditch
and Sump - Well - 7.35' x 12" - cased all the way - 6.178' d.d. 92'
Temp. 73°F. #1 Booster Pump from Pond - 10 HP US Hercules Mater
#3132907 to Berkeley Centrifugal pump 8" x 6" #6108261 - 8" x 15' steel
discharge pipe to 30" x 8' concrete tower to 1900' x 12" buried concrete pipe
to 3' x 4' concrete sump.

5. Water is used for: irrigation6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SE¹ NE¹, W¹ SE¹, Sec. 5, T. 1 N., R. 2 W., B. M.

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach? _____

Remarks: Mr. Harold Tiegs along

#2 Booster Pump: Jacuzzi Centrifugal pump #75 F H 4 A WID 30 (5" x 6"
to 4" Gate Valve to 200' x 6" buried steel pipe - Nestinghouse Mater
7.5 HP #3 EMM 69805

Measured by Spinning Meter - (3 Rev 2 min 38 sec.)

This examination was made on the 29 day of March, 1963(Signed) Layton Examiner.

30099

