

10/17/2006

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

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RIGHT NUMBER: 63-3276E

NAME AND ADDRESS: KENNETH A ROETTO  
5630 DIAMOND RIDGE WAY  
NAMPA ID 83687

LINDA M ROETTO  
5630 DIAMOND RIDGE WAY  
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS  
13.50 AFY

This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 02/27/1962

POINT OF DIVERSION:  
T01N R02W S3 SENW Within CANYON County

PURPOSE AND  
PERIOD OF USE:

| <u>PURPOSE OF USE</u>                                                                                                                                                                                                                                                                                                                                                  | <u>PERIOD OF USE</u> | <u>QUANTITY</u>        |
|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|------------------------|
| IRRIGATION                                                                                                                                                                                                                                                                                                                                                             | 3/15 11/15           | 0.030 CFS<br>13.50 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

T01N R02W S03            SENW    3.00  
3 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

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

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.



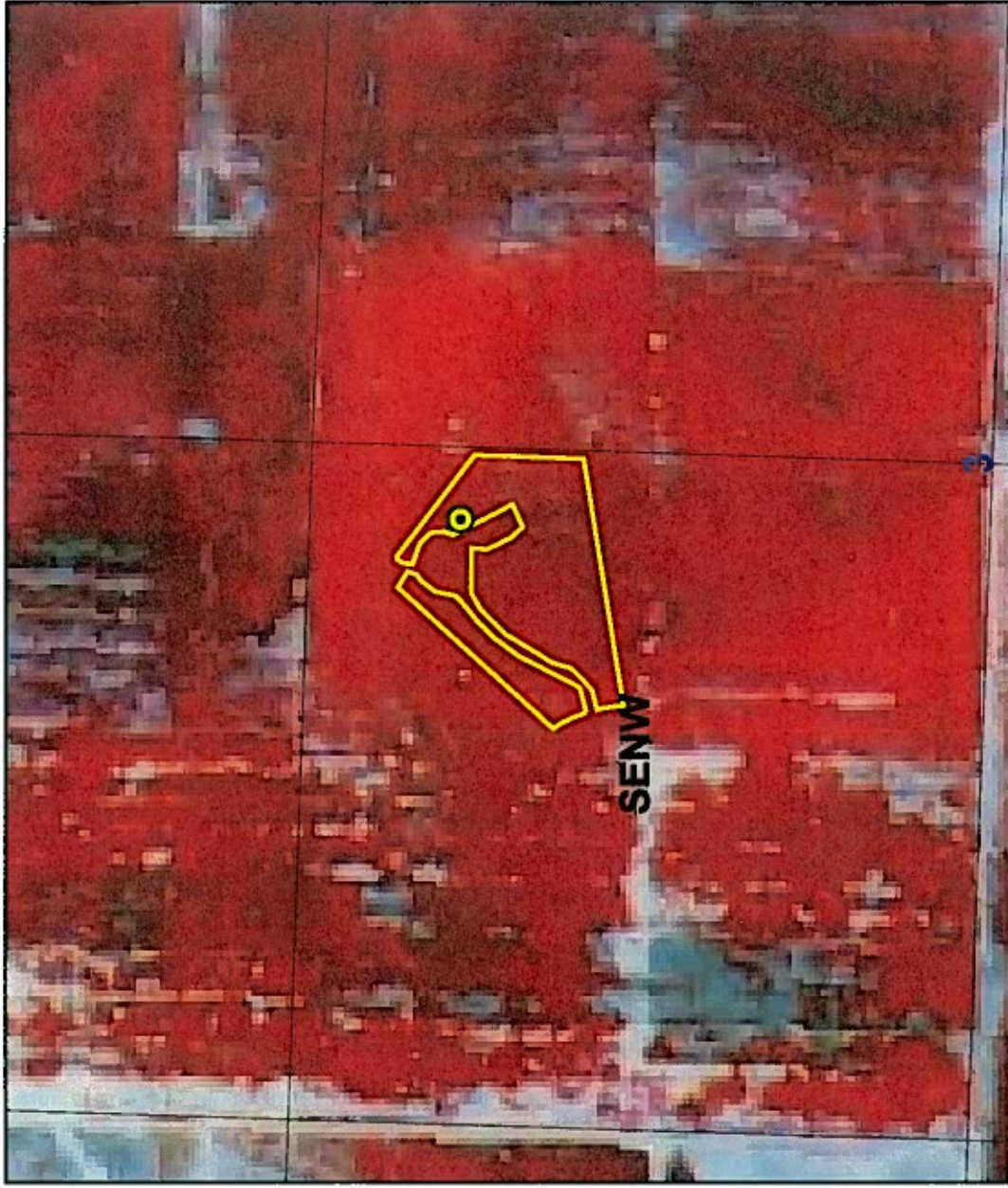
# Idaho Department of Water Resources

SRBA Recommendation:

**63-3276E**

(Irrigation)

R02W



## Legend

Point of Diversion



Place of Use



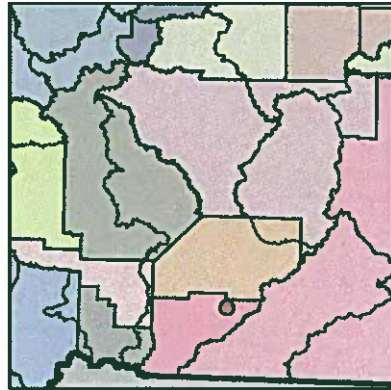
Townships



PLS Sections



Quarter Quarters



Canyon County  
IDWR Basin 63

0 0.1 0.2 Miles

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

DIVERSION  
VOLUME

**13.50 AFA**

**13.50 AFA**

**Stage: LICENSE**

CANYON County

3.0

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046,  
63-03149 AND 63-07647 AND CLAIMED AS A 63-23996..RMC 10/29/90

Remarks:

THIS CLAIM WAS ORIGINALLY COMBINED INTO A 63-23996. THIS PROPERTY HAS SINCE BEEN SOLD AND SPLIT BETWEEN VARIOUS OWNERS. CONSEQUENTLY, OWNERS NOW WISH TO SEPARATE THIS RIGHT AND SPLIT OFF TO SEPARATE OWNERS.

CLAIM SPLIT AS FOLLOWS:

A63-3276A, NEIDER, 40 ACRES, 0.40 CFS  
A63-03276B, GANSFORT, 83 ACRES, 0.33 CFS  
REMAINING 80 ACRE PORTION OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OR OWNERSHIP RECEIVED.  
12/13/94 L.R.W.

THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM. THIS CLAIM IS A RESULT OF TRANSFER NO. 4730, APPROVED 1/12/1996. COMBINED RIGHT NOS. 63-03276D AND 63-07647D ARE LIMITED TO THE TOTAL COMBINED IRRIGATION OF 3.0 ACRES AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 13.5 AF. (THESE RIGHTS ARE FILED AS SRBA CLAIM NOS. A63-03276E AND A63-07647E).

PLACE OF USE IS LOCATED WITHIN LOT 14, BLOCK 1, DIAMOND RIDGE SUBDIVISION.

SEE ALSO TRANSFER CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANS. NO. 4730 IN FILE.

|        |                        |                        |                       |
|--------|------------------------|------------------------|-----------------------|
| Dates: | Exam Made Date:        | Verified Date:         | Objection Filed Date: |
| Misc:  | Water District Number: | Field Inspection Flag: |                       |
|        |                        | Presumption Flag:      |                       |
| Audit: | 01/25/96 MMINICUC      | 04/21/98 SBOCK         | 01/04/99 SBOCK        |

| WATER RIGHT<br>NUMBER | NAME                                                          | CFS  |
|-----------------------|---------------------------------------------------------------|------|
| 63-03276              | Split into 63-03276A & B by Trans. #4728.                     |      |
| 63-03276A             | Split into 63-03276C & D by Trans. #4730.                     |      |
| 63-03276B             | FEWKES , SHARON<br>FEWKES , DICK                              | 0.03 |
| 63-03276C             | RIGHT SPLIT INTO PARTS E & F THRU APPROVED TRANSFER NO. 4957. |      |
| 63-03276D             | ROETTO , KENNETH A<br>ROETTO , LINDA M                        | 0.03 |
| 63-03276E             | RIGHT SPLIT INTO PARTS G & H THRU APPROVED TRANSFER 5024.     |      |
| 63-03276F             | BARTLEMAY , JUANITA J<br>WASKOW , THOMAS R                    | 0.03 |
| 63-03276G             | RIGHT SPLIT INTO PARTS J & K THRU APPROVED TRANSFER 5126.     |      |
| 63-03276H             | RIGGS , DONNA M<br>RIGGS , MICHAEL K                          | 0.02 |
| 63-03276J             | FIEDLER , CHARLES M                                           | 1.86 |
| 63-03276K             | HELM , J DANIEL<br>HELM , SHIRLEY L                           | 0.03 |

MEMORANDUM

TO: FILES 63-03276E & 63-07647E

FROM: PAM SKAGGS <sup>PS</sup> STATE OFFICE

SUBJECT: TRANSFER 5024

DATE: December 24, 1997

ok 

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Transfer 5024 changes the point of diversion under a portion of Rights 63-03276E and 63-07647E, splitting each right into Parts G and H.

The applicant has purchased a 2.5 acre parcel of land within a new subdivision and will concentrate the water on the 2.3 acres of irrigation remaining with the homesite.

Recommended conditions include drilling permit requirements, future measuring & annual reporting, irrigation overlap, reduced acres, combined limits and standard transfer conditions.

RECORDED  
FEB 15 1998

TRANSFER REVIEW SHEET  
(06-97)

Transfer # 5024

Date Reviewed 12-23-97  
OS

Right(s) 63-07647E \_\_\_\_\_  
63-03276E \_\_\_\_\_  
\_\_\_\_\_

WRQ Print Split Summary ☒ Run POU Comparison Report  
per previous transfers

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use  
F:Change Period of Use G:Other H:Change P/D & Add P/D  
I:Change P/D & P/U (J)Add P/D & Change P/U

Proof of Ownership Warranty Deed - Riggs - 2-15-55  
2.47 Acres Pat Concentrated on 2.3 Acres

Transfer \_\_\_\_\_ All of Right ☒ Portion of Right  
Resulting Split(s) E & H each ct.

63-03276 G) 1.89 cts 196.1 Acres - 63-07647(G) 5.94 cts 625.1 Acres 2813.0  
H) .02 " 2.3 " 9.7 acs H) .02 cts 2.3 " 9.7 acs  
1.91 cts 193.4 " - 5.96 cts 627.4 " 2822.7 < 2824.2

Check Transfer Against Recorded Right Season/Vol. D/4.5

(1) ☒ Priority (2) ☒ Use (3) \_\_\_\_\_ Season (4) ☒ Rate (5) \_\_\_\_\_ Volume

(6) ☒ Source (7) \_\_\_\_\_ P/D (8) \_\_\_\_\_ P/U (9) ☒ Proof/Owner (10) ☒ Map

(11) NA Water District (12) NO Pertinent Conditions (13) NO Expansion  
Reduced Acres  
C.U. Vol.

(3) Standard Season of Use 3-15 to 11-15

(5) Standard Vol. limited by VDR - Combined provide full volume.

(7) Change P/D

(8) Split P/U - 2.5 Acre Lot - FRR on 2.3

12.52 cts + 2812.0 cts  
(Reduce combined condition .04 cts + 11.3 acs (2.5 Acre x 4.5 ac)  
(W55) 2 acres reduced-concentrate 2.3 Acres.

Transfer Remarks Lot 6, Block 2, Diamond Ridge Subdivision (W35) .04 cts, 10.4 acs + 2.3 acres  
Conditions 0416, 01M, R69, T07, T08, T09

Database/Processing Notes Standard ☒ Non-Standard \_\_\_\_\_

T Files G+H each ct. Clear originals when approved.

Pccommon File ~~T 5024, 1-11-98~~  
File Deleted 01-16-98

Transfer Memo Complete ☒  
Database Updated 01-16-98 OS

WR0749NP  
No. T63-03276G

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: D1/D6/98  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                              | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|---------------------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | CHARLES M FIEDLER<br>RT 3<br>NAMPA ID 83651 | 02/27/1962       | IRRIGATION | 00/00 00/00           | 1.890 CFS         |                     |
| TOTAL DIVERSION: |                                             |                  |            |                       | 1.890 CFS         |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot 01( NENE)

CANYON County

Place of use Legal Description for: IRRIGATION

|             |     |   |   | NE   |      |      |      | NW   |      |      |      | SW   |      |      |      | SE   |      |      |       |       |
|-------------|-----|---|---|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|-------|
| T           | R   | S |   | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE  | SUM   |
| 01N         | 02W | 2 | : |      |      |      |      |      |      | 40   |      |      |      |      |      |      |      |      |       | 40.0  |
| 01N         | 02W | 3 | : | 20   | 30   | 30   | 03   | 34   |      |      | 34   |      |      |      |      |      |      |      |       | 151.1 |
| TOTAL ACRES |     |   |   |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 191.1 |       |

Pou County: CANYON

Dates: App. Received: Priority Date: 02/27/1962  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728  
Application will provide a new & separate well within same tract  
as licensed well(s) now found for 2 acres under new ownership.  
New owner will therefore only use new well for the 2 acres. Note  
that water right splits are "behind" SRBA splits due to more  
changes in ownership recorded in SRBA than in water right aspect.  
The result will be water rights 63-032768 and 63-076478 but SRBA  
claims A63-03276E and A63-07647F, all for the 2 acres owned by  
Fewkes.  
Right holder's lot = 2.7 acres with water concentrated on 2.0  
irrigated acres, leaving 37.3 acres remaining in the NENW, S03,  
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730  
Transfer No. 4730 was filed to add a separate point of diversion  
under a portion of Right Nos. T63-03276A & T63-07647A (Pending  
Transfer No. 4728), splitting each right into parts C & D.  
Applicant's lot = 3.5 acres with water concentrated on 3.0  
irrigated acres leaving 36.5 acres remaining within SENW, S03,  
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957

WR0749NP  
No. T63-03276G

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/06/98  
PAGE: 2

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Comments: Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957  
Transfer No. 4957 changes the point of diversion under a portion  
of Right Nos. 63-03276C & 63-07647C, splitting each right into  
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024  
Transfer 5024 changes the point of diversion under a portion of  
Rights 63-03276E & 63-07647E, splitting each right into parts G  
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS

WR0749NP  
No. T63-03276H

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/06/98  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | MICHAEL K RIGGS   | 02/27/1962       | IRRIGATION | 03/15 11/15           | 0.020 CFS         | 9.70 AFA            |
| C             | DONNA M RIGGS     |                  |            |                       |                   |                     |
|               | 250 JAMES CT #102 |                  |            | TOTAL DIVERSION:      | 0.020 CFS         | 9.70 AFA            |
|               | MERIDIAN ID 83642 |                  |            |                       |                   |                     |
|               | (208) 895-0964    |                  |            |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03

SENW

CANYON County

Place of use Legal Description for: IRRIGATION

| NE  |     |     |   | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      |      |      |      |      |             |     |   |     |
|-----|-----|-----|---|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------------|-----|---|-----|
| T   | R   | S   |   | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE | SUM         |     |   |     |
| --- | --- | --- | : | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt   | Ac   | Lt          | Ac  | : | --- |
| 01N | 02W | 3   | : |      |      |      |      |      |      |      | 02   |      |      |      |      |      |      |      |      |             |     | : | 2.3 |
|     |     |     |   |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | TOTAL ACRES | 2.3 |   |     |

Pou County: CANYON

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 01M - After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- R69 - This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Rights 63-03276H and 63-07647H when combined shall not exceed exceed a total diversion rate of 0.04 cfs, a total annual diversion volume of 10.4 af at the field headgate, and the irrigation of 2.3 acres.

The right holder shall cease irrigation of 0.2 acres previously authorized under this right, and consolidate use of water on the remaining 2.3 acres.

Place of use is located within Lot 6, Block 2, Diamond Ridge Subdivision.

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|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 02/27/1962 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  | 08/28/1979         |            |

Misc:      Water District Number:      Field Exam Fee:

Comments: Date: 10/10/1995    User-ID: SLESTER    Subject: TRANSFER NO. 4728  
Application will provide a new & separate well within same tract as licensed well(s) now found for 2 acres under new ownership. New owner will therefore only use new well for the 2 acres. Note that water right splits are "behind" SRBA splits due to more changes in ownership recorded in SRBA than in water right aspect. The result will be water rights 63-03276B and 63-07647B but SRBA claims A63-03276E and A63-07647F, all for the 2 acres owned by Fewkes.  
Right holder's lot = 2.7 acres with water concentrated on 2.0 irrigated acres, leaving 37.3 acres remaining in the NENW, S03, T01N, R02W under Part A's.

Date: 01/04/1996    User-ID: PSKAGGS    Subject: TRANSFER NO. 4730  
Transfer No. 4730 was filed to add a separate point of diversion under a portion of Right Nos. T63-03276A & T63-07647A (Pending Transfer No. 4728), splitting each right into parts C & O.  
Applicant's lot = 3.5 acres with water concentrated on 3.0 irrigated acres leaving 36.5 acres remaining within SENW, S03, T01N, R02W under Part C's.

Date: 06/25/1997    User-ID: PSKAGGS    Subject: TRANSFER NO. 4957  
Transfer No. 4957 changes the point of diversion under a portion of Right Nos. 63-03276C & 63-07647C, splitting each right into parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998    User-ID: PSKAGGS    Subject: TRANSFER 5024  
Transfer 5024 changes the point of diversion under a portion of Rights 63-03276E & 63-07647E, splitting each right into parts G & H.

Audit:      08/14/97 PSKAGGS      01/06/98 PSKAGGS

WR0749NP  
No. T63-07647G

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/06/98  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS                   | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JAY C NEIDER<br>RT 3<br>NANPA ID | 08/09/1972       | IRRIGATION | 03/15 11/15           | 5.940 CFS         | 2813.00 AFA         |
| TOTAL DIVERSION: |                                  |                  |            |                       | 5.940 CFS         | 2813.00 AFA         |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

|                        |               |      |      |      |               |
|------------------------|---------------|------|------|------|---------------|
| Point(s) of Diversion: | TD1N R02W S03 | NENE | NWNE |      | CANYON County |
|                        | T02N R02W S34 | SWSW | SESW | SESE | CANYON County |

Place of use Legal Description for: IRRIGATION

| NE          |     |    |   | NW   |      |      |      | SW   |      |      |      | SE   |      |      |      |      |      |      |       |       |
|-------------|-----|----|---|------|------|------|------|------|------|------|------|------|------|------|------|------|------|------|-------|-------|
| T           | R   | S  |   | NENE | NWNE | SWNE | SENE | NENW | NWNW | SWNW | SENW | NESW | NWSW | SWSW | SESW | NESE | NWSE | SWSE | SESE  | SUM   |
| 01N         | 02W | 2  | : |      |      |      |      | 40   |      |      | 40   |      |      |      |      |      |      |      |       | 80.0  |
| 01N         | 02W | 3  | : | 40   | 40   | 40   | 40   | 34   |      |      | 34   |      |      |      |      | 40   |      |      |       | 268.1 |
| 02N         | 02W | 34 | : |      |      |      |      |      |      |      |      | 40   | 40   | 38   | 39   |      | 40   | 40   | 40    | 277.0 |
| TOTAL ACRES |     |    |   |      |      |      |      |      |      |      |      |      |      |      |      |      |      |      | 625.1 |       |

Pou County: CANYON

Other Rights: LIC. 63-3029, 63-3046, 63-3149 & 63-3276.

Remarks: GEN Subject to the condition that the max. rate of diversion & volume per yr. shall not exceed 12.52 cfs/2,813.0 af when combined with lic. Nos. 63-3029/3046/3149/3276. A measuring device of a type approved by this Dept. shall be permanently maintained as part of the diverting works on the well in the SWSW, S34.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 08/09/1972 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    | 09/13/1979 |

|       |                        |                 |
|-------|------------------------|-----------------|
| Misc: | Water District Number: | Field Exam Fee: |
|-------|------------------------|-----------------|

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728  
Application will provide a new & separate well within same tract as licensed well(s) now found for 2 acres under new ownership. New owner will therefore only use new well for the 2 acres. Note that water right splits are "behind" SRBA splits due to more changes in ownership recorded in SRBA than in water right aspect. The result will be water rights 63-03276B and 63-07647B but SRBA claims A63-03276E and A63-07647F, all for the 2 acres owned by Fewkes.  
Right holder's lot = 2.7 acres with water concentrated on 2.0

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728  
irrigated acres leaving a remaining 37.3 acres in the NENW, S03,  
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730  
Transfer No. 4730 was filed to add a separate point of diversion  
under a portion of Right Nos. T63-03276A & T63-07647A (Pending  
Transfer No. 4728), splitting each right into parts C & D.  
Applicant's lot =3.5 acres with water concentrated on 3.0  
irrigated acres leaving 36.5 acres remaining within SENW, S03,  
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957  
Transfer No. 4957 changes the point of diversion under a portion  
of Right Nos. 63-03276C & 63-07647C, splitting each right into  
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024  
Transfer 5024 changes the point of diversion under a portion of  
Rights 63-03276E & 63-07647E, splitting each right into parts G  
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS

WR0749NP  
No. T63-07647H

IDAHO DEPARTMENT OF WATER RESOURCES  
WATER RIGHT PROFILE REPORT

DATE: 01/06/98  
PAGE: 1

| OWNER<br>CODE | NAME & ADDRESS    | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|---------------|-------------------|------------------|------------|-----------------------|-------------------|---------------------|
| C             | MICHAEL K RIGGS   | 08/09/1972       | IRRIGATION | 03/15 11/15           | 0.020 CFS         | 9.70 AFA            |
| C             | CONNNA M RIGGS    |                  |            |                       |                   |                     |
|               | 250 JAMES CT #102 |                  |            | TOTAL DIVERSION:      | 0.020 CFS         | 9.70 AFA            |
|               | MERIDIAN ID 83642 |                  |            |                       |                   |                     |
|               | (208) 895-0964    |                  |            |                       |                   |                     |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03

SENW

CANYON County

Place of use Legal Description for: IRRIGATION

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |   |             |     |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|---|-------------|-----|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | SUM         |     |
| 01N | 02W | 3 | : |    |    |    |    |    |    |    |    |    |    |    |    | : | 2.3         |     |
|     |     |   |   |    |    |    |    |    |    |    |    |    |    |    |    |   | TOTAL ACRES | 2.3 |

Pou County: CANYON

Other Rights: LIC. 63-3029, 63-3046, 63-3149 & 63-3276.

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 01M - After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
- R69 - This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Rights 63-03276H and 63-07647H when combined shall not exceed exceed a total diversion rate of 0.04 cfs, a total annual diversion volume of 10.4 af at the field headgate, and the irrigation of 2.3 acres.  
The right holder shall cease irrigation of 0.2 acres previously authorized under this right, and consolidate use of water on the remaining 2.3 acres.

Remarks: Place of use is located within Lot 6, Block 2, Diamond Ridge  
Subdivision.

Dates: App. Received: Priority Date: 08/09/1972  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date: 09/13/1979

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728  
Application will provide a new & separate well within same tract  
as licensed well(s) now found for 2 acres under new ownership.  
New owner will therefore only use new well for the 2 acres. Note  
that water right splits are "behind" SRBA splits due to more  
changes in ownership recorded in SRBA than in water right aspect.  
The result will be water rights 63-03276B and 63-07647B but SRBA  
claims A63-03276E and A63-07647F, all for the 2 acres owned by  
Fewkes.  
Right holder's lot = 2.7 acres with water concentrated on 2.0  
irrigated acres leaving a remaining 37.3 acres in the MENW, S03,  
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730  
Transfer No. 4730 was filed to add a separate point of diversion  
under a portion of Right Nos. T63-03276A & T63-07647A (Pending  
Transfer No. 4728), splitting each right into parts C & D.  
Applicant's lot = 3.5 acres with water concentrated on 3.0  
irrigated acres leaving 36.5 acres remaining within SENW, S03,  
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957  
Transfer No. 4957 changes the point of diversion under a portion  
of Right Nos. 63-03276C & 63-07647C, splitting each right into  
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024  
Transfer 5024 changes the point of diversion under a portion of  
Rights 63-03276E & 63-07647E, splitting each right into parts G  
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS 01/06/98 PSKAGGS

## SUPPLEMENTAL STAFF ANALYSIS SHEET

TRANSFER NO. 5024 WORDPERFECT FILENAME XFER\_RIGGS

### COPY FOR WATER RIGHT AND ADJUDICATION FILES:

**GOAL:** Enough information to make filing understandable in Region file for allocation & adjudication uses. Indicate items to be copied below. Always include first four items where present.

- ☒ LEGAL NOTICE
- ☒ TRANSFER ANALYSIS SHEET (FORM 222a)
- ☒ TRANSFER APPLICATION INCLUDING MAP
- ☒ REVIEWER'S ANALYSIS MEMO IF PREPARED
- ☐ REVIEWER'S ADDITIONAL MAPS/DIAGRAMS ~~NO COPY~~  
OK  
No copy
- ☐ REVIEWER'S ADDITIONAL COMPUTER REPORTS
- ☒ OWNERSHIP VERIFICATION - ALWAYS INCLUDE IF ANY QUESTIONS ABOUT OWNERSHIP ARE FOUND RE SRBA CLAIM (OWNERSHIP CHANGE, SPLITS, ODD SITUATIONS ETC.) Attachment  
A
- ☒ OTHER ITEMS - LIST THESE BELOW OR ON BACK AS NEEDED  

Plat map - Attachment B

### AVOID COPIES WHERE CAN -

excess profile reports; oversized documents; numerous application attachments unless are clarifying maps, explanations etc.; easements & other agreements unless are essential to understanding the application.

**COPIES TO BE MADE JUST BEFORE FORWARD FILE TO S.O.,  
AND DISCARD THIS FORM BEFORE FORWARDING FILE**

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES  
TRANSFER ANALYSIS SHEET

APPLICANT RIGGS

TRANSFER NO. 5024

INITIAL ALLOCATION REVIEW BY cjl  
SRBA SUPERVISOR REVIEW BY \_\_\_\_\_

DATE 3-10-97  
DATE \_\_\_\_\_

1. Right number(s) 63.3276, 7047C

2. Type of right      ☐ Decree      ☒ License      ☐ Statutory Claim  
                                 ☐ SRBA Beneficial Use Claim

3. Purpose of transfer      ☐ Change P/D      ☒ Add P/D      ☐ Change P/U  
                                 ☐ Change N/U      ☐ Change Source      ☒ Split Right  
                                 ☐ Other: \_\_\_\_\_

4. Check Existing Right:      ☒ Source      ☒ Priority      ☐ Amount      ☐ Purpose  
                                 ☒ Period      ☒ SRBA Claim  
                                 ☒ Description of original point(s) of diversion  
                                 ☒ Description of original place of use  
                                 ☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☐ All of right
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: None. Total acreage

Reduced slightly. Rights must be conditioned together w/ limiters. Surface water shown in overlap review.

RECEIVED

JUL 2 1997

Department of Water Resources

- i. Existing rights from same source, on land water is being transferred to; right number(s): 63.5365 - claim for small acreage, not filed in SRBA.
- j. SRBA claim(s) - Comments (NOTE! Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Claims A63.3276D & 76476 limited to 75ac due to sales & splits recorded only in SRBA. See claims for other comments others & #'s
- k. 

|                 |             |     |              |                              |
|-----------------|-------------|-----|--------------|------------------------------|
| Comment letters | <u>    </u> | Yes | <u>  /  </u> | No                           |
| If yes          | <u>    </u> |     |              | Water District #             |
|                 | <u>    </u> |     |              | Other, see #2 below for name |
|                 | <u>    </u> |     |              | and address                  |

## PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ☒ Yes

## 2. COMMENT LETTERS

Watermaster recommendation requested on \_\_\_\_\_, Received on \_\_\_\_\_

Other comments letters: See attached information

3. Transfer published correctly? ☒ Yes ☐ No
4. Affidavit of publication received? ☒ Yes ☐ No
5. Protests received? ☐ Yes ☒ No; Acknowledgement sent? ☐ Yes
6. Data entry of application completed? ☒ Yes

### RECOMMENDED ACTION

1. ☒ Approve ☐ See attached memo
2. ☐ Deny due to \_\_\_\_\_
3. Conditions (special conditions in Water Districts) \_\_\_\_\_  
*Standard transfer conditions*
4. By *Dany S* Date *7/19/97*

## FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? ✓ Yes
2. File forwarded to S.O.: by \_\_\_\_\_ date \_\_\_\_\_

MEMO

FR: Lori Graves  
TO: Rigg's Transfer File  
RE: 63-03276 & 63-07647

Transfers 4728, 4730 and 4957 have been previously filed on the same rights involving the same scenario. Applicants have purchased 2.47 acres of the water rights listed above. They anticipate irrigating ~2.25 acres of this property. The calculations are based on 2.47 acres, since the total combined rate is acceptable under the concept of expanded allowable flows per acre for small tracts, as addressed in preparer's memo for T4957. (~~see below~~)

T4957 recommended the base rights as 63-03276E and 63-07647E, with the F being the applicant's portions. The data base has yet to recognize this latest split. As a result, the profile reports included in this transfer are the C base rights from T4730, however the calculations for this transfer are based on the E base right amounts from transfer 4957.

~~change~~  
An SRBA analysis has yet to be conducted. See Fewkes T<sup>4728</sup>~~4298~~ for additional split info.

BY: cyl 3-10-97

$$\begin{aligned} 63.3276 &- .0099 \text{ cfs/acre} \times 2.47 \text{ ac} = .024 \text{ cfs} \\ 63.7647 &- \underline{.0095 \text{ cfs/acre}} \times 2.47 \text{ ac} = .023 \text{ cfs} \\ \text{Total} & \quad .0194 \text{ cfs/acre} \times 2.47 \text{ ac} = .047 \text{ cfs} \\ & \quad \text{used on } \sim 2.25 \text{ ac } \underline{\text{or}} \\ & \quad .021 \text{ cfs ac} \end{aligned}$$

SRBA: A63.3276D  
A63.7647G

RECORDED

FEB 25 1998

AJ5809NP  
No. A63-07647G

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/10/97  
PAGE: 2

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JOE F STAFFORD | 08/09/1972       | IRRIGATION | 03-15 11-15           | 0.74 CFS          | 337.50 AFA          |
| TOTAL DIVERSION: |                |                  |            |                       | 0.74 CFS          | 337.50 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot01( NENE) Lot02( NWNE)  
T02N R02W S34 SWSW SESW SESE CANYON County  
CANYON County

Place of use Legal Description for: IRRIGATION

| NE  |     |   |   | NW |    |    |    | SW |    |    |    | SE |    |    |    |    |    |    |             |      |      |
|-----|-----|---|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------|------|------|
| T   | R   | S | : | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac          | :    | SUM  |
| 01N | 02W | 3 | : |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |             | :    | 75.0 |
|     |     |   |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES | 75.0 |      |

POU County: CANYON

Other Rights: A63-03276D

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03134 AND 63-03276 AND CLAIMED AS A63-23996 USING THE LATEST PRIORITY DATE...RMC 10/29/90

THIS RIGHT WAS COMBINED BUT HAS NOW BEEN CLAIMED AND SPLIT AS FOLLOWS:

A63-07647A, NIEDER, 35 ACRES, 0.35 CFS

A63-07647B, DAVENPORT, 195 ACRES, 1.95 CFS

A63-07647C, JOHNSON, 157 ACRES, 1.57 CFS

THE PORTIONS OF PROPERTY IN SECTION 3, E1/2NW1/4 AND SECTION 34,

W1/2SE1/4, SE1/4SE1/4, HAVE NOT BEEN CLAIMED AND STILL EXIST

UNDER A63-23996B AND C. L.R.W. 12/14/94 ← SPLIT OFF THIS CLAIM

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3,

E 1/2 OF THE NW 1/4. 04/26/1995 MM.

CLAIM AMENDED AS PER TRANS. NOS. 4728 & 4730, BOTH APPROVED

01/12/1996.

A63-03276 D  
FROM A63-23996

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

~~Attachment C pgs 10-2~~  
FEB 25 1997 SPBA claim

AJ5809NP  
No. A63-03276D

IDAHO DEPARTMENT OF WATER RESOURCES  
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/10/97  
PAGE: 1

| OWNER<br>CODE    | NAME & ADDRESS | PRIORITY<br>DATE | WATER USE  | USE PERIOD<br>FROM TO | DIVERSION<br>RATE | DIVERSION<br>VOLUME |
|------------------|----------------|------------------|------------|-----------------------|-------------------|---------------------|
| C                | JOE F STAFFORD | 02/27/1962       | IRRIGATION | 03-15 11-15           | 0.74 CFS          | 337.50 AFA          |
| TOTAL DIVERSION: |                |                  |            |                       | 0.74 CFS          | 337.50 AFA          |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot01( NENE)

CANYON County

Place of use Legal Description for: IRRIGATION

| NE          |     |   |                           | NW |      |       |      | SW   |   |      |      | SE   |      |   |      |      |      |      |      |      |
|-------------|-----|---|---------------------------|----|------|-------|------|------|---|------|------|------|------|---|------|------|------|------|------|------|
| T           | R   | S | : Lt Ac Lt Ac Lt Ac Lt Ac | :  | NENW | NWNW  | SWNW | SENW | : | NESW | NWSW | SWSW | SESW | : | NESE | NWSE | SWSE | SESE | :    | SUM  |
| 01N         | 02W | 3 | :                         |    | :    | 03-38 |      | 37   | : |      |      |      |      | : |      |      |      |      | :    | 75.0 |
| TOTAL ACRES |     |   |                           |    |      |       |      |      |   |      |      |      |      |   |      |      |      |      | 75.0 |      |

POU County: CANYON

Other Rights: A63-07647G

Remarks: GEN THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03149 AND 63-07647 AND CLAIMED AS A63-23996...RMC 10/29/90  
THIS CLAIM WAS ORIGINALLY COMBINED INTO A63-23996. THIS PROPERTY HAS SINCE BEEN SOLD AND SPLIT BETWEEN VARIOUS OWNERS. CONSEQUENTLY, OWNERS NOW WISH TO SEPARATE THIS RIGHT AND SPLIT OFF TO SEPARATE OWNERS.

CLAIM SPLIT AS FOLLOWS:

A63-03276A, NEIDER, 40 ACRES, 0.40 CFS

A63-03276B, GANSPORT, 83 ACRES, 0.33 CFS

REMAINING 80 ACRE PORTION OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OF OWNERSHIP RECEIVED. 12/13/94 L.R.W.

THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM. CLAIM AMENDED PER TRANS. NOS. 4728 & 4730, BOTH APPROVED 01/12/1996.

Dates: Exam Made Date: Verified Date: Objection Filed Date:

Misc: Water District Number: Field Inspection Flag:  
Presumption Flag:

FEB 25 1998

~~Attachment 6-15-97~~  
SRBA claim

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 5024**

Notice is hereby given that Michael K. and Donna M. Riggs of 250 James Ct. #102, Meridian, ID 83642 have applied to the Department of Water Resources to add a Point of Diversion pursuant to f.C. §42-222 for the following ground water licenses:

Rights are for irrigation in Canyon County. All lands are in T1N R2W except S34 in T2N R2W.

|                  |                      |                                   |
|------------------|----------------------|-----------------------------------|
| Right No.        | 63-03276C            | 63-07647C                         |
| Date of Priority | 2-27-1962            | 8-9-1972                          |
| Amount           | 1.94 cfs             | 5.99 cfs                          |
| Point of Div     | NENE S3              | NE S3, S1/2, S34<br>(total 5 pts) |
| Place of Use     | 197 acres, Sec 2 & 3 | 631 acres, Secs 2, 3, and 34      |

**PROPOSED CHANGE**

A new well to be constructed in Lot 6, Block 2, Diamond Ridge Subdivision, diverting a portion of each of the above rights for irrigation of a total 2.25 acres in SENW S3. Combined rate of flow for new portions is 0.047 cfs. Balance of rights will be unchanged.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before April 7, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director  
Marcy 19, 26, 1997

RECORDED

FEB 23 1998

# AFFIDAVIT OF PUBLICATION

STATE OF IDAHO     )  
                              ) SS.  
County of Canyon    )

Carolyn Spath

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Twice

— in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:  
March 19, 26, 1997

Carolyn Spath

STATE OF IDAHO     )  
                              )  
COUNTY OF CANYON    )

On this 26th day of March  
in the year of 1997, before me, a Notary  
Public, personally appeared Carolyn Spath,  
known or identified to me to be the person whose  
name subscribed to the within instrument, and being  
by me first duly sworn, declared that the statements  
therein are true, and acknowledged to me that he/she  
executed the same.

RECEIVED

MAR 27 1997

WATER RESOURCES  
WESTERN REGION

NOTARIZED  
FEB 25 1998

Jane Lusk  
Notary Public for Idaho  
Residing at Nampa

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT  
TRANSFER NO. 5024**

Notice is hereby given that Michael K. and Donna M. Riggs of 250 James Ct. #102, Meridian, ID, 83642 have applied to the Department of Water Resources to add a Point of Diversion pursuant to I.C. §42-222 for the following ground water licenses:

Rights are for irrigation in Canyon County. All lands are in T1N R2W except S34 in T2N R2W.

|                  |                      |                                             |
|------------------|----------------------|---------------------------------------------|
| Right No.        | 63-03276C            | 63-07647C                                   |
| Date of Priority | 2-27-1962            | 8-9-1972                                    |
| Amount           | 1.94 cfs             | 5.99 cfs                                    |
| Point of Div     | NENE S3              | NE S3, S $\frac{1}{2}$ S34<br>(total 5 pts) |
| Place of Use     | 197 acres, Sec 2 & 3 | 631 acres, Secs 2, 3,<br>and 34             |

**PROPOSED CHANGE**

A new well to be constructed in Lot 6, Block 2, Diamond Ridge Subdivision, diverting a portion of each of the above rights for irrigation of a total 2.25 acres in SENW S3. Combined rate of flow for new portions is 0.047 cfs. Balance of rights will be unchanged.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before April 7, 1997. The protestant must also send a copy of the protest to the applicant.

Karl J. Dreher, Director

Published in the Press Tribune on March 19 and 26, 1997.

PA 10-11-97  
FEB 15 1998

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: **A63-03276E**  
Date Received: 4/28/1995  
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: KENNETH A ROETTO 208-466-9204  
Address: 6175 S RIDGEWOOD RD  
NAMPA ID 83687  
AND/OR  
Name: LINDA M ROETTO 208-466-9204  
Address: 6175 S RIDGEWOOD RD  
NAMPA ID 83687

2. Date of Priority: FEB 27, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 02W   | 3       | SE     | NW     |     |     | CANYON |

5. Description of diverting works:  
WELL WITH PUMP, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.030 |      | 13.50  |

7. Total Quantity Appropriated is:  
0.030 C.F.S. (and/or) 13.50 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 02W   | 3       | SE     | NW  |     | IRR | 3.0   |

10. Place of Use: Continued

Section Acres            3.0

Total Acres            3.0

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:

A63-07647E

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03149 AND 63-07647 AND CLAIMED AS A63-23996...RMC 10/29/90

THIS CLAIM WAS ORIGINALLY COMBINED INTO A63-23996. THIS PROPERTY HAS SINCE BEEN SOLD AND SPLIT BETWEEN VARIOUS OWNERS. CONSEQUENTLY, OWNERS NOW WISH TO SEPARATE THIS RIGHT AND SPLIT OFF TO SEPARATE OWNERS.

CLAIM SPLIT AS FOLLOWS:

A63-03276A, NEIDER, 40 ACRES, 0.40 CFS

A63-03276B, GANSPORT, 83 ACRES, 0.33 CFS

REMAINING 80 ACRE PORTION OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OF OWNERSHIP RECEIVED. 12/13/94 L.R.W.

THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM. THIS CLAIM IS A RESULT OF TRANSFER NO. 4730, APPROVED 01/12/1996. COMBINED RIGHT NOS. 63-03276D AND 63-07647D ARE LIMITED TO THE TOTAL COMBINED IRRIGATION OF 3.0 ACRES AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 13.5 AF. (THESE RIGHTS ARE FILED AS SRBA CLAIM NOS. A63-03276E AND A63-07647E).

PLACE OF USE IS LOCATED WITHIN LOT 14, BLOCK 1, DIAMOND RIDGE SUBDIVISION.

SEE ALSO TRANSFER CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANS. NO. 4730 IN FILE.

15. Basis of Claim: LICENSE

Water Right Number: 30395

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4730  
WATER RIGHT NO(S). 63-03276D/63-07647D

This is to certify that: KENNETH A ROETTO  
LINDA M ROETTO  
6175 S RIDGEWOOD RD  
NAMPA ID 83687

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

| <u>BENEFICIAL USE</u> | <u>PERIOD OF USE</u> | <u>DIVERSION RATE</u> | <u>ANNUAL VOLUME</u> |
|-----------------------|----------------------|-----------------------|----------------------|
| Right No. 63-03276D : |                      |                       |                      |
| IRRIGATION            | 03/15 to 11/15       | 0.03 CFS              | 13.5 AF              |
| Priority: 02/27/1962  |                      |                       |                      |
| Right No. 63-07647D : |                      |                       |                      |
| IRRIGATION            | 03/15 to 11/15       | 0.03 CFS              | 13.5 AF              |
| Priority: 08/09/1972  |                      |                       |                      |
|                       | <b>TOTAL:</b>        | <b>0.06 CFS</b>       | <b>* 13.5 AF</b>     |

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENE , Sec. 3, Township 01N, 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> |
|----------------------------------|------------|------------|--------------|--------------|--------------|--------------|
| 01N                              | 02W        | 3          | SENE         | 3            |              | 3            |
| Total number of acres irrigated: |            |            |              |              |              | ** 3         |

CONDITIONS OF APPROVAL AND REMARKS

- 046
1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

TRANSFER NO. 4730  
WATER RIGHT NO(S). 63-03276D/63-07647D

CONDITIONS OF APPROVAL AND REMARKS

2. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
5. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- o/b \*/\*\*6. Combined Right Nos. 63-03276D and 63-07647D are limited to the total combined irrigation of 3.0 acres and a total combined annual diversion volume of 13.5 af.
7. Place of use is located within Lot 14, Block 1, Diamond Ridge Subdivision.

Dated this 12 day of

January, 1996

J. Glen Saylor  
Chief, Water Alloc. Bureau

**MEMORANDUM**

**TO:** FILE NO. 63-03276 & 63-07647

**FROM:** PAM SKAGGS/<sup>CS</sup>STATE OFFICE

**SUBJECT:** TRANSFER NO. 4730

**DATE:** January 4, 1996

=====

Transfer No. 4730 was filed to change the point of diversion under a portion of Right Nos. T63-03276A and T63-07647A (Pending Transfer No. 4728), splitting the rights into parts C and D. The applicants purchased a 3.5 acre lot and want to irrigate from their own separate well.

The entire quarter-quarter has been confirmed irrigated as originally licensed and the rate available for transfer was based on the total 3.5 acres owned by the applicant with water being concentrated on the 3.0 irrigated acres. The remainder of the lot is for the home area and no longer irrigated. The remaining portions of the right reflect this minor adjustment in acres and rate.

Season of use and diversion volume were adjusted to reflect current standards. Recommended conditions include drilling permit requirements, combined right limits and standard transfer conditions.

# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 1

Name of applicant Kenneth A. & Linda M. Roetta Phone 466-9204  
Post Office address 6175 So. Ridgewood Rd Nampa Id. 83687

### A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use  
☐ Change nature of use ☐ Change period of use ☐ Other \_\_\_\_\_
2. Describe the reason for the proposed changes Add new well to continue irrigating 3 acres per recent property sale to applicants. This is similar to T4728 (FENNER, L3 BL1) now in progress.

### B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number  | Priority         | Amount (cfs/ac-ft) | Nature of Use     | Period of Use               |
|------------------|------------------|--------------------|-------------------|-----------------------------|
| <u>63-03276D</u> | <u>2/27/1962</u> | <u>.03</u>         | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>63-07647D</u> | <u>8/9/1972</u>  | <u>.03</u>         | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
2. Total amount of water being transferred .06 cubic feet per second and/or \_\_\_\_\_ acre-feet per annum.
3. Source of water Groundwater tributary to \_\_\_\_\_
4. Point(s) of Diversion: \_\_\_\_\_

| Lot | 1/4 | 1/4 | 1/4 | Sec. | Twp. | Rge. | County | Local name for diversion                        |
|-----|-----|-----|-----|------|------|------|--------|-------------------------------------------------|
|     |     | SE  | NW  | 3    | 1N   | 2W   | Canyon | New well to drill for<br>separate & private pld |
|     |     |     |     |      |      |      |        |                                                 |
|     |     |     |     |      |      |      |        |                                                 |
|     |     |     |     |      |      |      |        |                                                 |

### 5. Lands irrigated or place of use:

| Twp. | Rge. | 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 |        |
| 1N   | 2W   | 3    |        |        |        |        |        |        |        | 3      |        |        |        |        |        |        |        |        | 3      |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |
|      |      |      |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |        |

Total acres 3

STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES

Transfer No. \_\_\_\_\_

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

4. DESCRIPTION OF RIGHT AS RECORDED

WATER RIGHT No. 63-1329 IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROFILE REPORT DATE: 10/02/95 PAGE: \_\_\_\_\_

| OWNER CODE       | NAME & ADDRESS                           | PRIORITY DATE | WATER USE  | USE PERIOD FROM TO | DIVERSION RATE | DIVERSION VOLUME |
|------------------|------------------------------------------|---------------|------------|--------------------|----------------|------------------|
| 1                | JAMES H. FIEDLER<br>R. 3<br>Box ID 83651 | 02/27/1962    | IRRIGATION | 00-00 00-00        | 2.000 CFS      |                  |
| TOTAL DIVERSION: |                                          |               |            |                    | 2.000 CFS      |                  |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot 01( NENE)

CANYON County

Place of use Legal Description for: IRRIGATION

| NE  |     |   |    | NW |    |    |    | SW |    |    |    | SE |    |    |    | SUM               |
|-----|-----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|-------------------|
| T   | R   | S | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac |                   |
| 01N | 02W | 3 |    |    |    |    |    |    |    |    |    |    |    |    |    |                   |
| 01N | 02W | 3 | 20 | 30 | 30 | 03 |    | 40 |    | 40 |    |    |    |    |    | 40.0              |
|     |     |   |    |    |    |    |    |    |    |    |    |    |    |    |    | 163.0             |
|     |     |   |    |    |    |    |    |    |    |    |    |    |    |    |    | TOTAL ACRES 203.0 |

Pool County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:

63-1329

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

63-1329 63-05365 63-07647

Dates: App. Received: Priority Date: 02/27/1962  
Proof Due Date: Proof Made Date:  
Exam Made Date: Exam Sent to S.O.:  
Licensed Date: 08/28/1979

Misc: Water District Number: Field Exam Fee:

Auditor: 05/06/85 05/01/88 CONVERT

**STATE OF IDAHO  
DEPARTMENT OF WATER RESOURCES**

Transfer No. \_\_\_\_\_

# APPLICATION FOR TRANSFER OF WATER RIGHT

## PART 2

(Attach one copy for each right)

### A. DESCRIPTION OF RIGHT AS RECORDED

|                          |                                                                   |                        |
|--------------------------|-------------------------------------------------------------------|------------------------|
| WR0749NP<br>No. 63-07647 | IDAHO DEPARTMENT OF WATER RESOURCES<br>WATER RIGHT PROFILE REPORT | DATE: 10/02/9<br>PAGE: |
| =====                    |                                                                   |                        |
| OWNER<br>CODE            | NAME & ADDRESS                                                    | PRIORITY<br>DATE       |
| C                        | JAY C. NEIDER<br>RT. 3<br>NAMPA ID                                | 08/09/1972             |
|                          |                                                                   | IRRIGATION             |
|                          |                                                                   | USE PERIOD<br>FROM TO  |
|                          |                                                                   | 03-15 11-15            |
|                          |                                                                   | DIVERSION<br>RATE      |
|                          |                                                                   | 6.050 CFS              |
|                          |                                                                   | DIVERSION<br>VOLUME    |
|                          |                                                                   | 2866.50 AFA            |
|                          |                                                                   | TOTAL DIVERSION:       |
|                          |                                                                   | 6.050 CFS 2866.50 AFA  |

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03  
T02N R02W S34NENE  
SWSWNWNE  
SESW

SESE

CANYON County  
CANYON County

Place of use Legal Description for: IRRIGATION

|     |     |    |   |    |    |    |    |    |    | NE |    |    |    | NW |    |    |    | SW |   |    |    | SE |             |    |       |   |       |
|-----|-----|----|---|----|----|----|----|----|----|----|----|----|----|----|----|----|----|----|---|----|----|----|-------------|----|-------|---|-------|
| T   | R   | S  | : | Lt | Ac | Lt | Ac | Lt | Ac | :  | Lt | Ac | Lt | Ac | Lt | Ac | Lt | Ac | : | Lt | Ac | Lt | Ac          | Lt | Ac    | : | SUM   |
| 01N | 02W | 2  | : |    |    |    |    |    |    | :  | 40 |    |    |    |    |    |    |    | : |    |    |    |             |    |       | : | 80.0  |
| 01N | 02W | 3  | : | 40 |    | 40 |    | 40 |    | :  | 40 |    |    |    |    |    |    |    | : | 40 |    |    |             |    |       | : | 280.0 |
| 02N | 02W | 34 | : |    |    |    |    |    |    | :  |    |    |    |    |    |    |    |    | : |    |    |    |             |    |       | : | 277.0 |
|     |     |    |   |    |    |    |    |    |    |    |    |    |    |    |    |    |    |    |   |    |    |    | TOTAL ACRES |    | 637.0 |   |       |

Pou County: CANYON

Other Rights: LIC. 63-3029, 63-3046, 63-3149 &amp; 63-3276.

Other Water Rights with Same Point(s) of Diversion and Source:  
63-03029 63-03046 63-03149 63-03276 63-03406Other Water Rights Listing Overlapping Place(s) of use:  
63-03029 63-03046 63-03149 63-03276 63-03406 63-05365 63-11484

## Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: SUBJECT TO THE CONDITION THAT THE MAX. RATE OF DIVERSION & VOLUME PER YR. SHALL NOT EXCEED 12.74 CFS/2,866.5 AF WHEN COMBINED WITH LIC. NOS. 63-3029/3046/3149/3276. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPT. SHALL BE PERMANENTLY MAINTAINED AS PART OF THE DIVERTING WORKS ON THE WELL IN THE SWSW, S34.

|        |                 |                    |            |
|--------|-----------------|--------------------|------------|
| Dates: | App. Received:  | Priority Date:     | 08/09/1972 |
|        | Proof Due Date: | Proof Made Date:   |            |
|        | Exam Made Date: | Exam Sent to S.O.: |            |
|        | Licensed Date:  |                    | 09/13/1979 |

|       |                        |                 |
|-------|------------------------|-----------------|
| Misc: | Water District Number: | Field Exam Fee: |
|-------|------------------------|-----------------|

|        |          |                  |
|--------|----------|------------------|
| Audit: | 05/20/85 | 05/01/88 CONVERT |
|--------|----------|------------------|

**STATE OF IDAHO**  
**DEPARTMENT OF WATER RESOURCES**  
**APPLICATION FOR TRANSFER OF WATER RIGHT**  
**PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

*See Attachment B - Orthophoto*  
*C - subd. plat*

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: A63-03276C  
Date Received: 10/29/1990  
Receipt No: W019046  
Received By: MM

NOTICE OF CLAIM TO A WATER RIGHT  
ACQUIRED UNDER STATE LAW

1. Name: JOE F STAFFORD 208-887-7697  
Address: DIAMOND RIDGE LLC  
PO BOX 1028  
MERIDIAN ID 83680

2. Date of Priority: FEB 27, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

| Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01N      | 02W   | 3       | NE     | NE     |     | 1   | CANYON |

5. Description of diverting works:  
WELL WITH PUMP, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

| Purpose    | From  | To    | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.800 |      |        |

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

| Township | Range | Section | 1/4 of | 1/4 | Lot | Use | Acres |
|----------|-------|---------|--------|-----|-----|-----|-------|
| 01N      | 02W   | 3       | NE     | NW  | 3   | IRR | 40.0  |
|          |       |         | SE     | NW  |     | IRR | 40.0  |

Section Acres 80.0

10. Place of Use: Continued

Total Acres 80.0

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:  
A63-07647

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03149 AND 63-07647 AND CLAIMED AS A63-23996...RMC 10/29/90

THIS CLAIM WAS ORIGINALLY COMBINED INTO A63-23996. THIS PROPERTY HAS SINCE BEEN SOLD AND SPLIT BETWEEN VARIOUS OWNERS. CONSEQUENTLY, OWNERS NOW WISH TO SEPARATE THIS RIGHT AND SPLIT OFF TO SEPARATE OWNERS.

CLAIM SPLIT AS FOLLOWS:

A63-03276A, NEIDER, 40 ACRES, 0.40 CFS

A63-03276B, GANSFORT, 83 ACRES, 0.33 CFS

REMAINING 80 ACRE PORTION OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OF OWNERSHIP RECEIVED. 12/13/94 L.R.W.

THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM.

15. Basis of Claim: LICENSE

Water Right Number: 30395

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: \_\_\_\_\_

**For Organizations:**

I do solemnly swear or affirm that I am Managing Partner of  
Diamond Ridge L.L.C., that I have signed the foregoing  
document in the space below as Managing Partner of  
Diamond Ridge L.L.C. and that the statements contained in the  
foregoing document are true and correct.

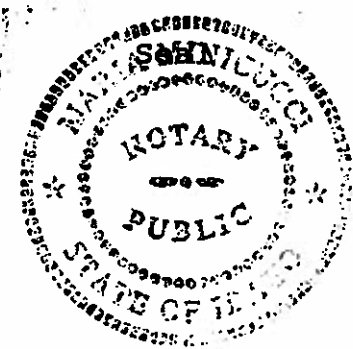
Jan Z. Shaffner  
Signature of Authorized Agent  
Managing Partner  
Title and Organization

4-28-95  
Date

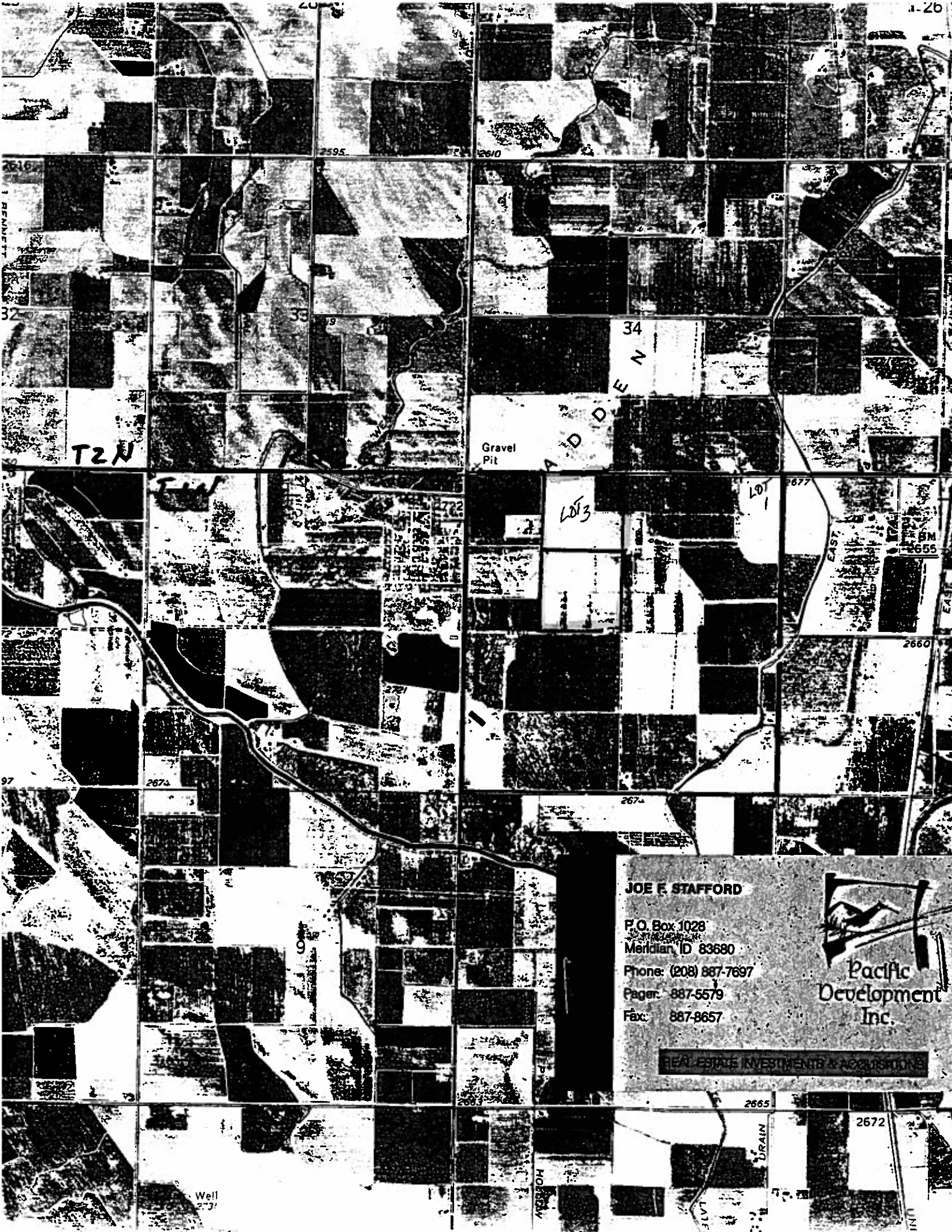
State of Idaho )  
County of Ada ) SS.

Subscribed and sworn (or affirmed) before me, this 28th day  
of April 19 95

[Signature]  
Notary Public



Residing at Boise Idaho  
My Commission Expires 06/25/1999



JOE F. STAFFORD

P.O. Box 1028  
Meridian, ID 83680

Phone: (208) 887-7697

Pager: 887-5579

Fax: 887-8657



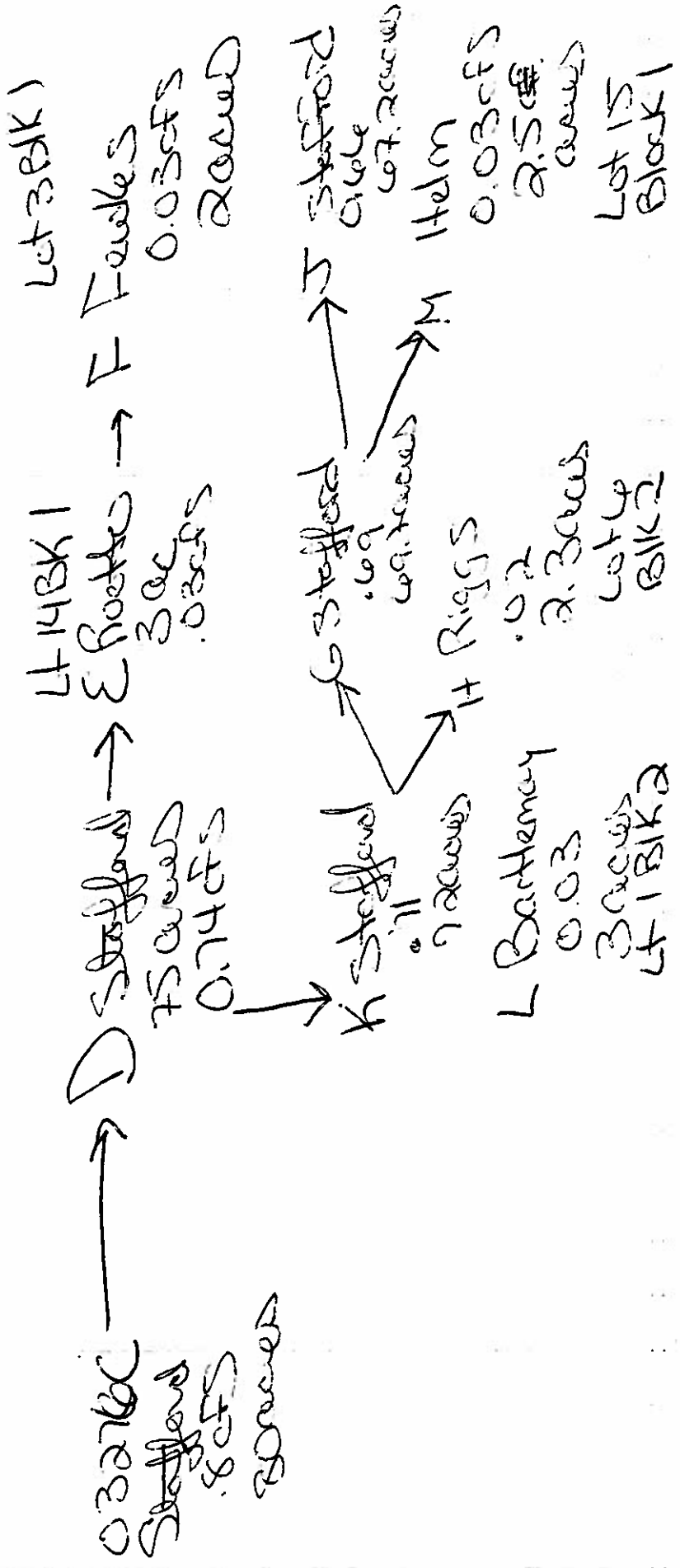
REAL ESTATE INVESTMENTS & ACQUISITIONS



A63-03276H  
Neiden-G.4cfs  
40 acres

Splits

A63-03276B  
Garpsst 0.83  
83 acres



1/4/1999  
SB



**State of Idaho**  
**DEPARTMENT OF WATER RESOURCES**

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190  
FAX (208) 334-2348

**PHILIP E. BATT**  
GOVERNOR

**KARL J. DREHER**  
DIRECTOR

January 26, 1996

KENNETH A ROETTO  
LINDA M ROETTO  
6175 S RIDGEWOOD RD  
NAMPA ID 83687

RE: Notices of claim to a water right nos. A63-03276E & A63-07647E

Dear Mr. and Ms. Roetto:

Enclosed are computer-generated copies of the above referenced claims. These claims were generated in the Snake River Basin Adjudication (SRBA) as a result of Transfer no. 4730, which was approved by this department on January 12, 1996. This transfer allows you to add a point of diversion (a well) to the portion of two water rights which are appurtenant to your property.

The enclosed copies are for your records. A field examination to confirm the location of the well and the amount of land irrigated will be conducted in the Spring of 1996. The department will contact you previous to conducting the exam to set a convenient appointment time. Although it is not required, it is best if you are present during the exam.

The Remarks (Item 14) portion of the claim details the paper trail of the water rights as they have been claimed in the SRBA. The remarks which pertain to your portion of the original claim begin with the references to Transfer number 4730, and are the same conditions as detailed by the approved transfer.

If you have any questions about this letter please do not hesitate to contact this office.

Sincerely,

Maria Minicucci  
Sr. Water Agent, Adjudication Bureau

MM:m

Enc: A63-03276E, A63-07647E

A63-03276C (80 Acres, .80 CFS)

A63-03276D  
75 Acres  
.74 CFS  
337.5 AFA  
(REMAINDER)  
STAFFORD

✓A63-03276E  
3 acres (SE1/4)  
.03 CFS  
13.5 AFA  
(TRANS. 4730)  
ROETTO

A63-03276F  
2 acres (NE1/4, LT3)  
.03 CFS  
9.0 AFA  
(TRANS. 4728)  
FEWKES

**MEMORANDUM**

**TO:** Transfer file Nos. 4728 & 4730

**FROM:** M. Minicucci, W. Region SRBA 

**DATE:** November 6, 1995

The place of use for these transfers shows on NAPP (Y6NE) as irrigated in 1987. However, the scanned airphoto for T01N, R02W, indicates that the parcel was not irrigated in 1994. I have requested information on the recent irrigation practices from Mr. Jay Neider, who owned the farm before it was broken up (See A63-23996).

Although forfeiture may be too close to call for transfer nos. 4728 and 4730, it may be an issue for future transfers involving other lots in this particular subdivision.

WATER RIGHT PROOF READING REPORT

Water Right Number - 63-03276 ✓ Prefix Translation: WATER RIGHT Old (D) Number - 30395

\*\*\* C - CURRENT OWNER \*\*\*  
FIEDLER  
Last Name - First Name - Address -  
CHARLES M.  
1 - RT. 3  
2 -  
3 -  
City- MANPA  
Phone - State- ID Zip- 83651

Priority Date - 02/27/1962  
Region - 14 WESTERN  
Stage - L. LICENSE  
Status -

Source - GROUNDWATER  
Tributary -

Turn Rng Sec Tract Lot Rflg County Point of Diversion  
01N ✓ 02W ✓ 3 ✓ NE NE ✓ 1 ✓ (27) CANYON  
Diversion Name Diversion Rate Diversion No.

Code Description Period From Period To Water Use Diversion Rate Diversion Volume  
01 - IRRIGATION  
2.000

03-032716A  
410 ac  
Total Div. Rate - 2.000  
Total Div. Volume -  
Total Div. Capacity -

| Turn | Rng | Sec | Tract | Lot  | Acres | Place of Use | Description | County |
|------|-----|-----|-------|------|-------|--------------|-------------|--------|
| 01N  | 02W | 2   | NW NW | 40.0 | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | NE NE | 20.0 | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | NW NE | 30.0 | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | SV NE | 30.0 | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | SE NE | 3.0  | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | NE NW | 40.0 | 01    | IRRIGATION   | (27) CANYON |        |
| 01N  | 02W | 3   | SE NW | 40.0 | 01    | IRRIGATION   | (27) CANYON |        |

Total Acres:

203.0

SRBA

Diversion Means -  
Non-Irrigation Use -  
Other Rights for Same Use -

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

463-23996

#### DIVERSION

100

-----  
2866.50 AFA

**Stage: LICENSE**

**CANYON County**  
**CANYON County**

2

|                    |    |              |
|--------------------|----|--------------|
| 10                 | 40 | 211.0        |
| <b>TOTAL ACRES</b> |    | <b>637.0</b> |

016 - See remarks for additional conditions of approval.

SUBJECT TO THE CONDITION THAT THE MAX. RATE OF DIVERSION & VOLUME PER YR. SHALL NOT EXCEED 12.76 CFS/2,866.5 AF WHEN COMBINED WITH LIC. NOS. 63-3029/3046/3149/3376. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPT. SHALL BE PERMANENTLY MAINTAINED AS PART OF THE DIVERTING WORKS ON THE WELL IN THE SSSW, §34.

**Field Exam Fee:**

04/26/1995  
63-03276 is the only  
other inmate application  
to those 80 acres. This  
longrange appears to allow