10/17/2006

IDAHO DEPARTMENT OF WATER RESOURCES

PRELIMINARY RECOMMENDATION OF WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3394

NAME AND ADDRESS: COLE INC
C/O KEN COLE
9240 BIGFOOT RD
MELBA ID 83641

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 1.640 CFS
1,777.50 AFY

Right Nos. 63-3110 and 63-3394 are limited to a total combined diversion rate of 7.03 cfs and to a total combined annual diversion volume of 1777.5 AF.

PRIORITY DATE: 12/03/1963

POINT OF DIVERSION:

T01N R02W S4 SWSW Within CANYON County

T01N R02W S9 NWNW Within CANYON County

T01N R02W S9 SWNW Within CANYON County

T01N R02W S9 SWSW Within CANYON County

T01N R02W S9 SESW Within CANYON County

T01N R02W S9 SWSE Within CANYON County

PURPOSE AND PERIOD OF USE:

PURPOSE OF USE	PERIOD OF USE	QUANTITY
IRRIGATION	03/01 11/15	1.640 CFS 1,777.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T01N R02W S04	SWSW	38.00	T01N R02W S09	NWNW	40.00
T01N R02W S09	SWNW	40.00	T01N R02W S09	NWSW	37.00
T01N R02W S09	SWSW	40.00	T01N R02W S09	SESW	40.00
T01N R02W S09	SWSE	40.00	T01N R02W S16	NWNE	40.00
T01N R02W S16	NENW	40.00	T01N R02W S16	NWNW	40.00

395 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

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

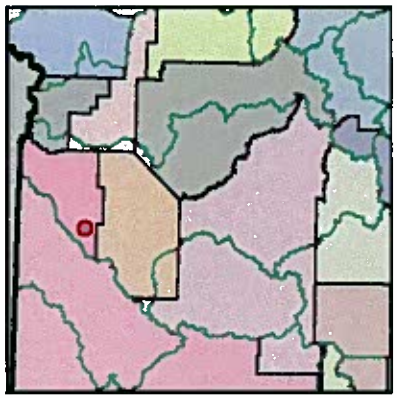
SRBA Recommendation:

63-3394

(Irrigation)

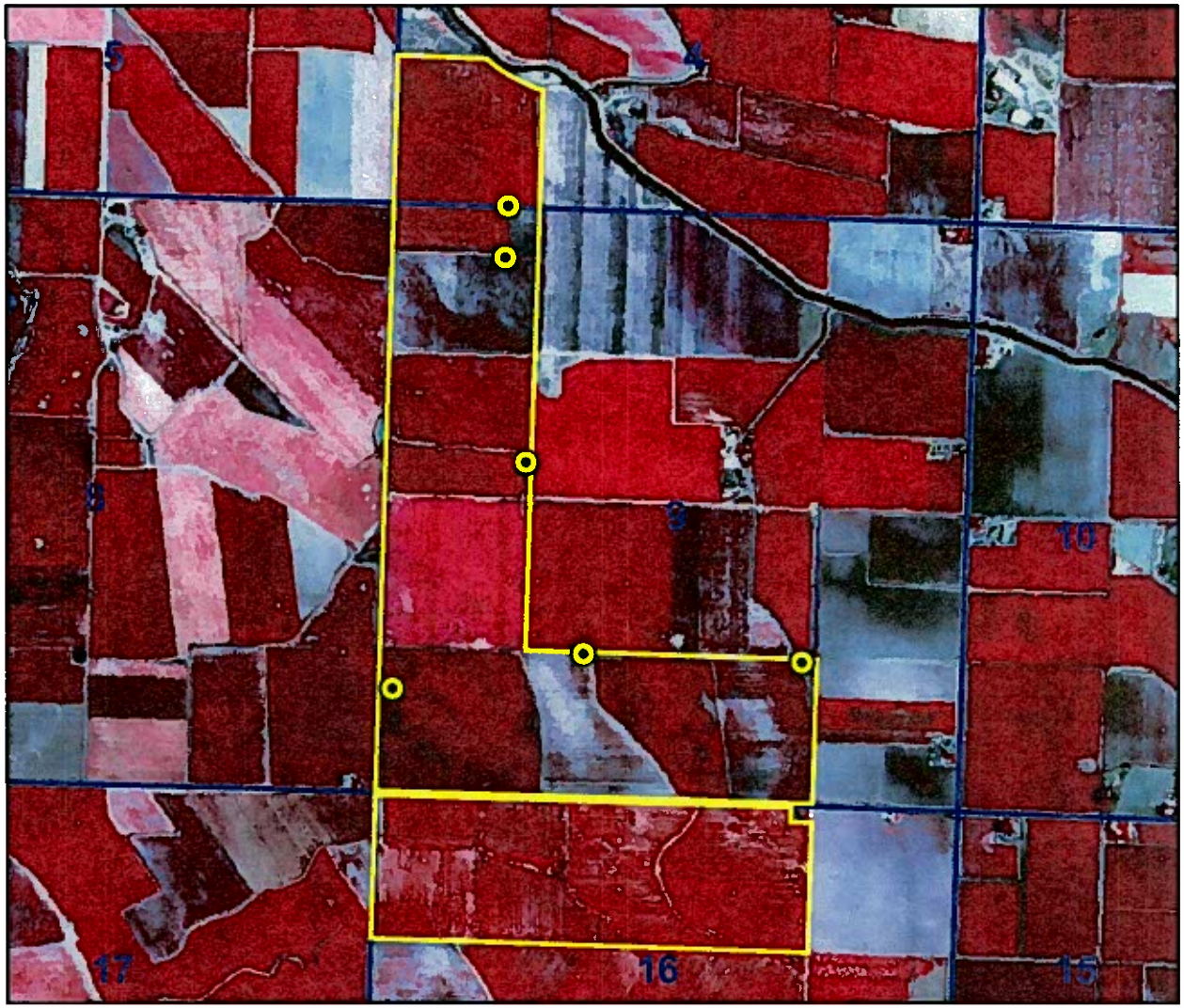
Legend

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



Canyon County
IDWR Basin 63

N



0 0.7 1.4 Miles

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

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	COLE INC C/O KEN COLE 9072 OWYHEE NAMPA ID 83651 (208) 466-5784	12/03/1963	IRRIGATION	03-15	10-15	1.640 CFS	
				TOTAL DIVERSION:		1.640 CFS	
				CONSUMPTIVE USE:			1382.50 AFA

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion:

T01N R02W	S04	SWSW			CANYON County
	S09	NWNW	SWNW	SWSW	SESW CANYON County
	S09	SWSE			CANYON County

Place of use Legal Description for: IRRIGATION

T	R	S	NE: NENE Lt Ac	NE: NWNE Lt Ac	NE: SWNE Lt Ac	NE: SENE Lt Ac	NW: NENW Lt Ac	NW: NWNW Lt Ac	NW: SWNW Lt Ac	NW: SENW Lt Ac	SW: NESW Lt Ac	SW: NWSW Lt Ac	SW: SWSW Lt Ac	SW: SESW Lt Ac	SE: NESE Lt Ac	SE: NWSE Lt Ac	SE: SWSE Lt Ac	SE: SESE Lt Ac	SUM
01N	02W	4											38						38.0
01N	02W	9						40	40			37	40	40			40		237.0
01N	02W	16			40		40	40											120.0
																	TOTAL ACRES		395.0

POU County: CANYON

Non-Irrigation Uses: NA

Other Rights: 63-3110, 63-4704

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):
A63-03110 A63-04704A

Other Water Rights Listing Overlapping Place(s) of Use:
A63-03110 A63-04704 A63-04704A

Conditions of Approval:

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 P/D CHANGEO PER TRANSFER NO. 3845 APPROVED ON 6/6/1991.
USE OF THIS RIGHT WITH RIGHT NO. 63-03110 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 7.03 CFS AND A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1777.5 ACRE FEET.

Remarks: DATA ENTRY CORRECTED FOR P/D PER TRANS. NO. 3845. 04/04/1997 MM.

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

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

Audit: 12/14/90 SMITH 09/23/93 HARRIS 09/27/93 SHURTE 03/30/95 POST-STD
04/13/95 RMCCARTH 04/04/97 MMINICUC

State of Idaho

License and Certificate of Water Right

Water License No. G-31569 Priority December 3, 1963 Amount 1.64 c.f.s.

THIS IS TO CERTIFY that NORMAN R. COLE

of Kuna, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 3, 1963; that Permit No. G-31569 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.64 second feet, was issued thereunder on December 16, 1966, showing that said works were completed on the 20th day of December, 1965; and that on the 20th day of December, 1965

NORMAN R. COLE

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

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-31569 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 14 of Licenses, at Page 8620, on the 16th day of December, 1966.

The right hereby confirmed dates from December 3, 1963.

The Point of Diversion is located NW¼NW¼, SE¼SW¼ in the SW ¼ SW ¼, Sec. 9, Twp. 1N, R. 2W, 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 1.64 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	2 W	4	SW¼ SW¼	40	38
		9	W½ NW¼	80	80
			NW¼ SW¼	40	37
			S½ SW¼	80	80
			SW¼ SE¼	40	40
		16	NW¼ NE¼	40	40
			N½ NW¼	80	80
			Total number of acres to be irrigated:		395

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 16th day of December, 1966.

R. Keith Higginson
State Reclamation Engineer.

G 31569

63 3394

63-

APPLICATION FOR PERMIT

To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 39677
Permit No. G- 31569
District No.

1. Name of Applicant: Norman R. Cole

   Postoffice address: Rt. 1, Kuna County: Ada State: Idaho

2. Quantity of water claimed: 2.51 cfs

   (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

4. Location of point of diversion or well is in the SW ¼ of the SE ¼ of Section 9

   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 ¼ of the ¼ of Section , Twp.

   Rge. , B.M.

   (b) Waste water or sewage effluent is to be returned to

   at a point in the ¼ of the ¼ of Section , Twp. , Rge. , B.M.

7. Kind of works: Pump & ditches

8. Estimated cost of works: $ 15,000.

9. (a) Is reservoir to be used? no

   (b) Capacity of reservoir:

10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.

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: G-27008

    (a) 2.51 (cubic feet per second, [redacted]) of the water herein applied (or is to be supplemental to the existing water rights.

    (b) (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/ Norman R. Cole *Applicant.*

By *Agent.*

Date of first receipt at Department of Reclamation: 2:30 P.M. 12/3/63

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 31569

Recorded in Book 110 Page 31569 Approved December 11, 1963

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 June 11, 1966

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 December 11, 1968

Witness my hand this 11th day of December, 1963

s/ CARL E. TAPPAN
STATE RECLAMATION ENGINEER

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLIE, 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 11th day of December, 1963

Countersigned: STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS *Secretary of State.*

By s/ ROBERT E. SMYLIE *Governor*

12.

Twp.	Range	Sec.	NE¼				NW¼				SW¼				SE¼				Totals
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
1 N	2 W	9												40				40	80
1 N	2 W	16			40			40											80
																			160

Application for Amendment
POINT OF DIVERSION
Permit No. G-31569

Comes now NORMAN R. COLE and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of I daho, No. G_31569

That the point of diversion is described in said Permit as beinglocated: SW¼SE¼ of Sec. 9, T. 1 N., R. 2 W.,

That he now requests that the point of diversion be changed to a points Located: NW¼NW¼, SW¼SW¼, SE¼SW¼, Sec. 9, T. 1 N., R. 2 W., B. M.

That the reason for desiring to make such change is as follows: Repairing pumps and cleaning wells and deepening wells.

That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.

Signed at Boise, Idaho, this 10th day of Sept., 1965

s/ NORMAN R. COLE

Date of Receipt at Department of Reclamation: Sept. 10, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, No. G-31569. This approval constitues a new permit and is issued as an amendment to the original permit, to which it refers and of which it becomes a part, and said applidation is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: Sept. 14, 1965

Application for Amendment
To Permit to Appropriate the Public Waters
of the State of Idaho, No. 31569

Comes now NORMAN R. COLE and represents to the State Reclamation Engineer of the State of Idaho:

That he is the owner and holder of Permit to Appropriate the Public Waters of the State of Idaho, No. G-31569 and requests that the list of lands to be irrigated; as described in said permit be changed to read as follows:

SW¼SW¼, Sec. 4; W½W½, SE¼SW¼, SW¼SE¼, Sec. 9; N½NW¼, NW¼NE¼, Sec. 16, all in T. 1 N., R. 2 W., B. M., making a total of 395 acres.

That an additional amount of water is not asked for, and that the rights of others will not be adversely affected by such change.

Signed at Boise, Idaho, this 10th day of September, 1965.

s/ NORMAN R. COLE

Date of Receipt at office of Department of Reclamation: Sept. 10, 1965

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy State Reclamation Engineer of the State of Idaho, hereby approve the abo ve and foregoing application for amendment to Permit to Appropriate the Public Waters of the State of Idaho, no. 31569. This approval constitutes a new permit and is issued as an amendment to the original permit, to which it refers, and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Recorded: September 14, 1965

Permit No. G-31569
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that NORMAN R. COLE of Kuna, County of Ada, and State of Idaho, the holder of Permit No. G-31569, issued upon Application No. G-39677 bearing date of priority of December 3, 1963, authorizing the diversion of 2.51 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 1.64 second feet of the waters of 3 wells, tributary of subterranean flow; that the point of diversion of said waters NW¼NW¼, SE¼SW¼, SW¼SW¼, Sec. 9, T. 1 N., R. 2 W.,B.M. and that the lands proposed to be irrigated by the use or place of use of said water ere described as follows, to-wit: SW¼GW¼, Sec. 4; W½W½, SE¼SW¼, SW¼SE¼, Sec. 9; NW¼NE¼, N½NW¼, Sec. 16, T. 1 N., R. 2 W.,B.M.

Proof of Completion of Works Made: December 20, 1965

Witness my hand this 16th day of December, A.D. 1966

/s/ R. KEITH HIGGINSON
State Reclamation Engineer

LICENSE ISSUED FOR 1.64 SEC. FT.
LICENSE PAGE NO. 86620

Form 222
1-87

Page 1 of 8

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3845

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

APPROVED

Name of applicant Cole, Inc Phone 466-2022

Post Office address 9072 Owyhee Dr. Nampa ID 83686

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 wells to restore production capacity

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
63-03110	7/31/1957	5.39 cfs	Irr	3-15 to 11-15
63-03394	12/03/1963	1.64 cfs	Irr	3-15 to 11-15
				to
				to

2. Total amount of water being transferred 7.03 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to
4. Point(s) of Diversion: Total of 6 P/D's

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	4	1N	2W	Canyon	New P/D's
		SW	NW	9	1N	2W		
		SE	SW	9	1N	2W		Also P/D's in: NWNW & SWSW
		SW	SE	9	1N	2W		Sec 9, 1N2W

5. Lands irrigated or place of use: No change

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

RECEIVED
JUL 15 1991

205

 Transfer No. 3845

PART 1

6. General Information:

a. Description of diversion system Presently 4 wells exist. Two new wells will be integrated into the system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N/A

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-3110 & 63-3394

And said application is hereby APPROVED, subject to the following limitations and conditions:

See attached sheet for conditions of approval.

LIMED

JUL 15 1991

Witness my hand this 6th day of June 1991.

J. Glen Saxton

Chief, Water Allocation Bureau

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-3110 & 63-3394

Transfer No. 3845

1. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.

2. 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.

3. 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.

4. The combined rate of diversion and annual volume of water for irrigation use under these rights shall not exceed 7.03 cfs and 1777.5 acre feet per year.

Dated this 6th day of June, 1991.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

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 Transfer No. 3845

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____.

   b. License No. 63-03110 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 36996 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☐ Tax Notice ☐ Warranty Deed ☒ Other Not req'd

3. Source of water groundwater tributary to _____

4. Date or priority 7/31/1957

5. Water is used for the following purpose:

   amount 5.39 cfs (cfs/ac-ft) for IRR purposes from 3-15 to 11-15

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 5.39 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	1N	2W	Canyon	
		SW	SW					
		~~SE~~ SW	SW ~~SE~~					

8. Lands irrigated or place of use: ~~No change~~

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	2W	4											38						38
		9						40	40			37	40	40			40		237
		16		40			40	40											120

JUL 15 1991

Total acres 395

9. Describe any other water rights used for the same purpose as described above _____

PART 2

Transfer No. 3845

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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JUL 15 1991

Total acres _____

 Transfer No. 3845

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____

   b. License No. 63-03394 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 3696 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☐ Tax Notice ☐ Warranty Deed ☐ Other Not req'd

3. Source of water groundwater tributary to _____

4. Date or priority 12-3-1963

5. Water is used for the following purpose:

   amount 1.64 cfs (cfs/ac-ft) for IRR purposes from 3-15 to 11-15

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 1.64 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	1N	2W	Canyon	
		SW	SW					
		SE SW	SW SE					

8. Lands irrigated or place of use: ~~No change~~

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			Same			land		as		63-03110,									
			SEE			pg.		3		of		application							

RECEIVED
JUL 15 1991

Total acres 395

9. Describe any other water rights used for the same purpose as described above _____

PART 2

Transfer No. 3845

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

RECEIVED
JUL 15 1991

Total acres _____

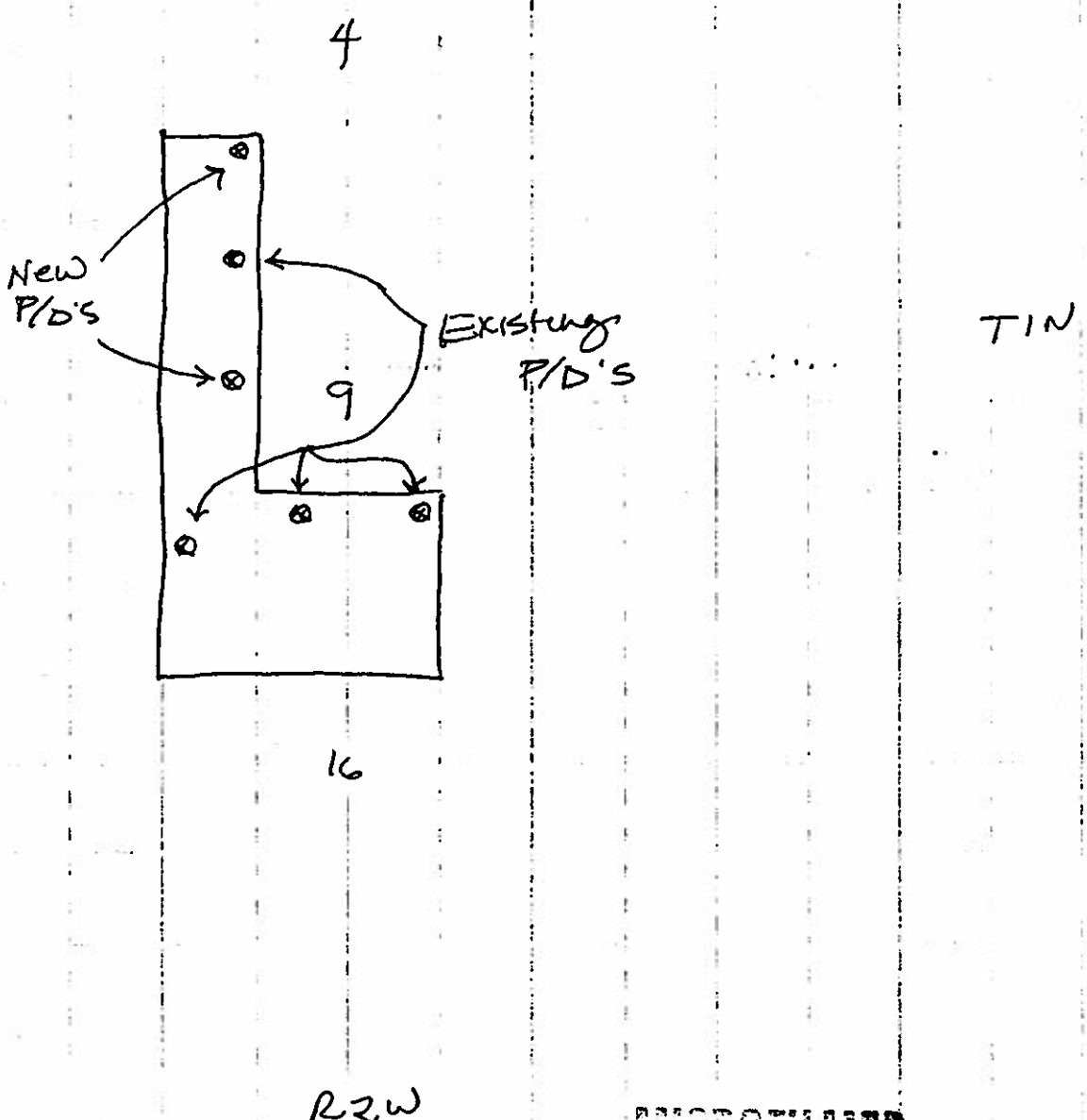
Transfer No. 3845

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.



RECEIVED
JUL 15 1991

SCALE: 2 inches equal 1 mile. Draw plan in ink.

Transfer No. 3845

PART 3

B. CHANGES IN NATURE OF USE N/A

1 New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
			to
			to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

x Kenneth W. Cobb Pres.
(Signature of Applicant)

Subscribed and sworn to before me this 3RD day of APRIL, 19 91.

Ron Hoverton
Residing at Brigg, Idaho
My Commission Expires December 8, 1994

Ron Hoverton
(Notary Public)

My commission expires

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and — attachments

Received by GH Date 4-3-91 Protest filed by

Prelim. check by FR Fee $50 W013174

Receipted by GH Date 4-3-91

Published in Press-Tribune Copies of protest forwarded by

Pub. dates 5/1 & 5/8/91 Hearing held by Date

Watermaster recommendation requested on Recommended for ☒ approval ☐ denial

rec'd. by Dar

Copy of transfer sent to lien holder

RECEIVED

APR 15 1991

Form 222
1-87

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 36996

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant COLE INC. Phone 466-2022

Post Office address 9072 OWYHEE DR. NAMPA ID 83686

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 well to restore production capacity.

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		
63-03110	07/31/1957	5.39 cfs	Irr	3/15	to	11/15
63-03394	12/03/1963	1.64 cfs	Irr	3/15	to	11/15
					to	
					to	

2. Total amount of water being transferred 7.03 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	01N	02W	Canyon	
		SW	SW	09				
		SE	SW	09				
		SW	SE	09				(New Point of diversion)

5. Lands irrigated or place of use: No change

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

MICROFILMED
JUN 0 ± 1990

Transfer No. _____

PART 1

6. General Information:

a. Description of diversion system Presently 3 wells exist. A fourth is to be added to intertie with the existing system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N/A

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

Well drilling permit No. 63-W-90-018 was issued on 1/31/90, with no withdrawal from the well allowed until this transfer is approved.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-3110/3394

And said application is hereby APPROVED, subject to the following limitations and conditions:

1. The maximum combined rate of diversion under these rights shall not exceed 7.03 cfs. 2. The combined annual volume of water for irrigation use under these rights shall not exceed 1777.5 afa.

MICROFILMED

JUN 0 4 1990

Witness my hand this 25th day of May, 19 90.

L. Glen Saxton

Chief, Water Alloc. Bureau

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right avidenced by:
   a. Decree No. _____ Decreed to _____
   in case of _____ vs. _____
   dated _____ in _____ county of _____
   b. License No. 63-03110 issued by the Idaho Department of Water Resources.
   c. Claim No. _____ on file with the Idaho Department of Water Resources.
   d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:
   ☐ Tax Notice ☐ Warranty Deed ☒ Other Not req'd for P/d addition
3. Source of water Groundwater tributary to _____
4. Date or priority 7/31/1957
5. Water is used for the following purpose:
   amount 5.39 cfs (cfs/ac-ft) for Irr purposes from 3/15 to 11/15
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
6. Total amount of water under right 5.39 cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	9	1N	2W	Canyon	
		SW	SW					
		SE	SW					

8. Lands irrigated or place of use: No change

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

MISCELLANEOUS
JUN 0 2 1990

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-3394

Transfer No. _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____

   b. License No. 63-03394 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☐ Tax Notice ☐ Warranty Deed ☒ Other Not req'd. for P/d addition

3. Source of water Groundwater tributary to _____

4. Date or priority 12/3/1963

5. Water is used for the following purpose:

   amount 1.64 cfs (cfs/ac-ft) for Irr purposes from 3/15 to 11/15
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 1.64 cfs cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	01N	02W	Canyon	
		SW	SW	09				
		SE	SW	09				

8. Lands irrigated or place of use:

No change

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

MICROFILMED
JUN 04 1990

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-03110

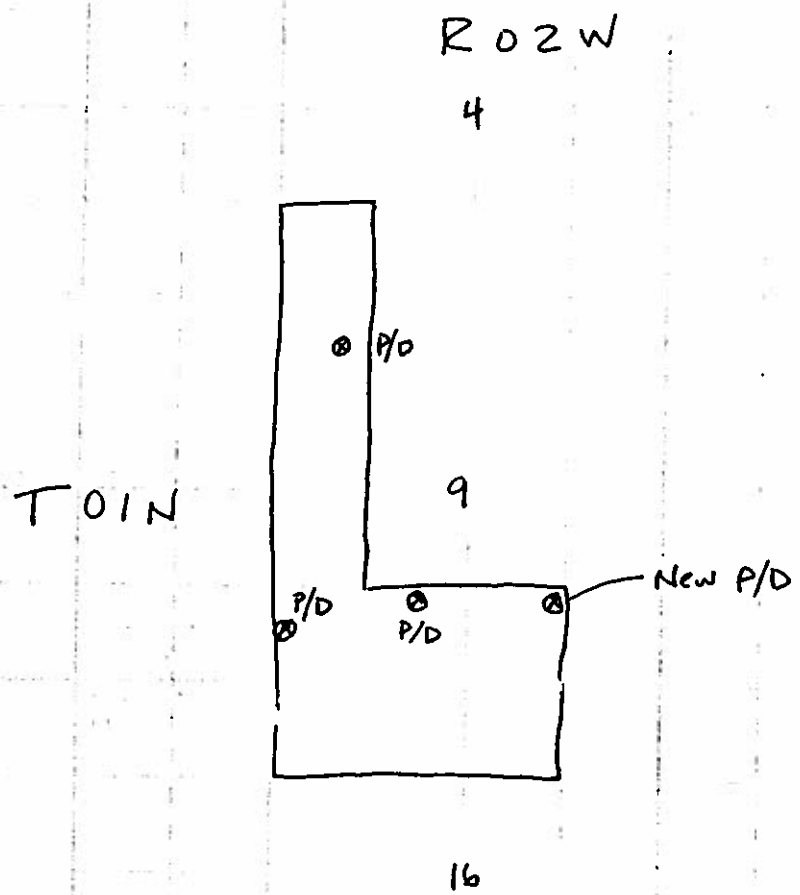
Transfer No. _____

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.



MICROFILMED
JUN 04 1990

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Cole Inc. by Kenneth W. Cole pres
(Signature of Applicant)

Subscribed and sworn to before me this 31st day of Jan, 19 90.

David L. Tatheil Jr
(Notary Public)

My commission expires 9/15/1994

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and – attachments

Received by DRT Date 1/31/90 Protest filed by

Prelim. check by SL Fee $50 W008168

Receipted by DRT Date 1/31/90 $50

Published in Press-Tribune Copies of protest forwarded by

Pub. dates 2/21 & 2/28/90 Hearing held by Date

Watermaster recommendation requested on N/A Recommended for ☒ approval ☐ denial

rec'd. by

Copy of transfer sent to lien holder

MICROFILMED JUN 04 1990 DEF 5-18-90

Form 23
2M-4-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF EXAMINER

Permit No. G-31569

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

1. Name of applicant Norman R. Cole

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NW¼NW¼, SW¼SW¼, SE¼SW¼ of Section 9

T. 1 N R. 2 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same:

#1 - 75HP, U. S. Motor #1095691. Layne-Bowler pump #23981 8" discharge - 295'x8" Column. Well-650'x12"-8"Cased 580'x12", plus 80'x10". H: 136'. dd-130'. 8"x15' discharge pipe ~~to~~ in- to 30' dia. x 3½' Pond. Temp 70° F.

#2 - 100HP US Holloshaft Motor #1237649. Jacuzzi Pump #Wm B460, 275'x8" column 8"x20' discharge to open ditch Well 410'x12" cased 410'x12", H:165', DD 78'.

#3 - 75 HP US Holloshaft Motor #1278912, Jacuzzi Pump #WNF 915, 290'x8" column. 8"x400' discharge pipe to open ditch. Well 512" x12"-8", Cased 312'x12-200'x8" H: 175', dd80'. 8"x400' discharge pipe to open ditch

4 sump reclaim pumps with 7½ and 5 HP motor with Jacuzzi Centrifugal Pumps

5. We

6. Sta

7. Lis ber of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

SW¼SW¼ Sec. 4., W½W½, SE¼SW¼, SW¼SE¼, Sec. 9., N½NW¼, NW¼NE¼ Sec. 16., all in Twp. 1 N., Rge. 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?

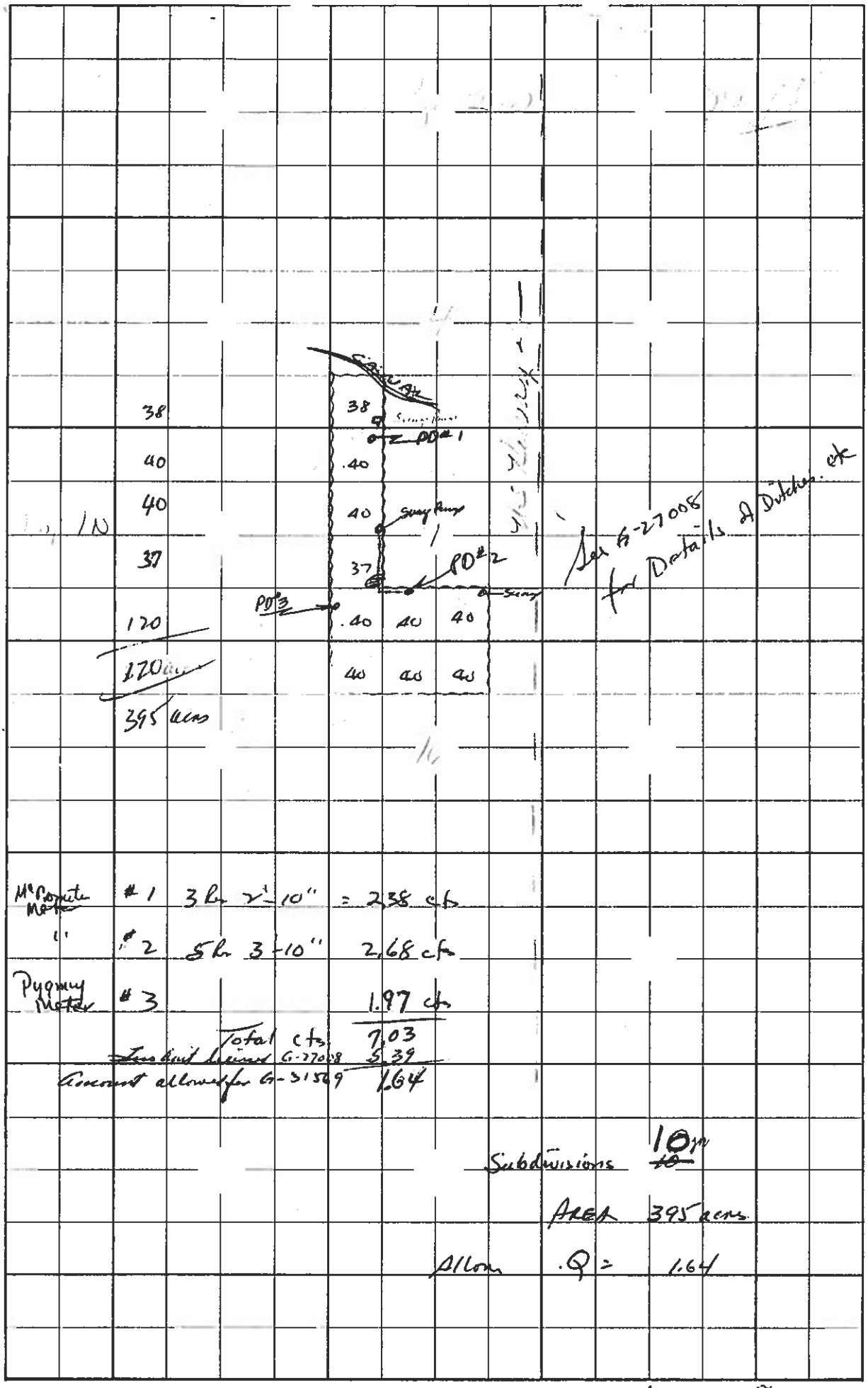
Remarks: Mr. Norman Cole alone

Measured #1 & 2 by McCrometer Meter
" #3 by Pygmy Meter.

This examination was made on the 8th day of June, 1966

(Signed) Layne Johnson
Examiner.

G31569



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

B 31568

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-03394

IR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE
'RIORITY*	N					
'T. OF DIV.	Y					
:OURCE	N					
'L. OF USE	Y					
)IV. AMOUNT CFS/AF	N					
:ONSUMPTIVE USE						
IATURE OF USE	N					
'ERIOD OF USE	N					
:ASIS OF CLAIM	N					
:EMARKS	Y					

"R" RECORD

DATA ENTRY COMPLETEI
BY _____ DATE _____

FINAL RECOMMENDATION
BY _____ DATE _____

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN SUBMITTED - YES ____ NO ____.

*IF CLAIMANT CONTACT IS NEEDED, COMPLETE CLAIMANT CONTACT CHECKLIST AND ATTACH.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

OMMENTS: Verify location of wells & acres. 2 add'l wells in S.9, NWNW & SWSW were approved on xfer 3845 but not data entered on SRBA claim.

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	COLE INC. 9072 OWYHEE DR. NAMPA ID 83686	12/03/1963	IRRIGATION	03-15	11-15	1.640 CFS	
				TOTAL DIVERSION:		1.640 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S04	SWSW				CANYON County
S09	NWNW	SWNW	SWSW	SESW	CANYON County
S09	SWSE				CANYON County

Place of use Legal Description for: IRRIGATION

T	R	S	NE: NENE Lt Ac	NE: NWNE Lt Ac	NE: SWNE Lt Ac	NE: SENE Lt Ac	NW: NENW Lt Ac	NW: NWNW Lt Ac	NW: SWNW Lt Ac	NW: SENW Lt Ac	SW: NESW Lt Ac	SW: NWSW Lt Ac	SW: SWSW Lt Ac	SW: SESW Lt Ac	SE: NESE Lt Ac	SE: NWSE Lt Ac	SE: SWSE Lt Ac	SE: SESE Lt Ac	SUM
01N	02W	4											38						38.0
01N	02W	9						40	40			37	40	40			40		237.0
01N	02W	16		40			40	40											120.0
																	TOTAL ACRES		395.0

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-03110

Other Water Rights Listing Overlapping Place(s) of use:
63-03110 63-04704

Conditions of Approval:

016 - See remarks for additional conditions of approval.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - 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.
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: Transfer No. 3696: The maximum combined rate of diverion under this Right and Right 63-3110 shall not exceed 7.03 cfs. The combined annual volume of water for irrigation under these rights shall not exceed 1777.5 afa.
Transfer No. 3845: Adds two points of diversion.

Dates:

App. Received:		Priority Date:	12/03/1963
Proof Due Date:		Proof Made Date:	
Exam Made Date:		Exam Sent to S.O.:	
Licensed Date:	09/12/1979		

Comments: Date: 06/04/1991 User-ID: LUKE Subject: TRANSFER
TRANSFER NO. 3845 ADDS TWO POINTS OF DIVERSION TO LICENSE NO.S
63-3110 & 63-3394. TRANSFER NO. 3696 APPROVED ON 5/25/90 ADDED
ONE POINT OF DIVERSION.

Audit: 05/20/85 05/01/88 CONVERT 05/31/90 CURTIS 06/04/91 LUKE
06/06/91 MILLER

63-03394

State of Idaho

License and Certificate of Water Right

Water License No. G-31569 Priority December 3, 1963 Amount 1.64 c.f.s.

THIS IS TO CERTIFY that NORMAN R. COLE

of Kuna, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 3, 1963; that Permit No. G-31569 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 1.64 second feet, was issued thereunder on December 16, 1966, showing that said works were completed on the 20th day of December, 1965; and that on the 20th day of December, 1965 NORMAN R. COLE

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

a tributary of subterranean flow for the purpose of irrigation under Use Permit No. G-31569 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 14 of Licenses, at Page 8620, on the 16th day of December, 1966.

The right hereby confirmed dates from December 3, 1963.

The Point of Diversion is located NW¼NW¼, SE¼SW¼ in the SW ¼ SW ¼, Sec. 9, Twp. 1N, R. 2W, 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 1.64 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 N	2 W	4	SW¼ SW¼	40	38
		9	W½ NW¼	80	80
			~~NW¼ SW¼~~	~~40~~	~~37~~
			S½ SW¼	80	80
			SW¼ SE¼	40	40
		16	NW¼ NE¼	40	40
			N½ NW¼	80	80
			Total number of acres to be irrigated:		395

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 16th day of December, 1966.

R. Keith Higginson
State Reclamation Engineer.

G-31569

63-03544

Form 23
2M-4-65

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

BOISE, IDAHO

REPORT OF EXAMINER

Permit No. G-31569

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

1. Name of applicant Norman R. Cole
2. Source of water supply: Subterranean
3. Location of point of diversion: Is in the NW¼NW¼, SW¼SW¼, SE¼SW¼ of Section 9
   T. 1 N R. 2 W.B.M. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same:
5. Water is used for: Irrigation
6. State whether or not water has been turned into works of diversion:
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):

   SW¼SW¼ Sec. 4., W½W½, SE¼SW¼, SW¼SE¼, Sec. 9., N½NW¼, NW¼NE¼ Sec. 16., all in Twp. 1 N., Rge. 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. Norman Cole absent

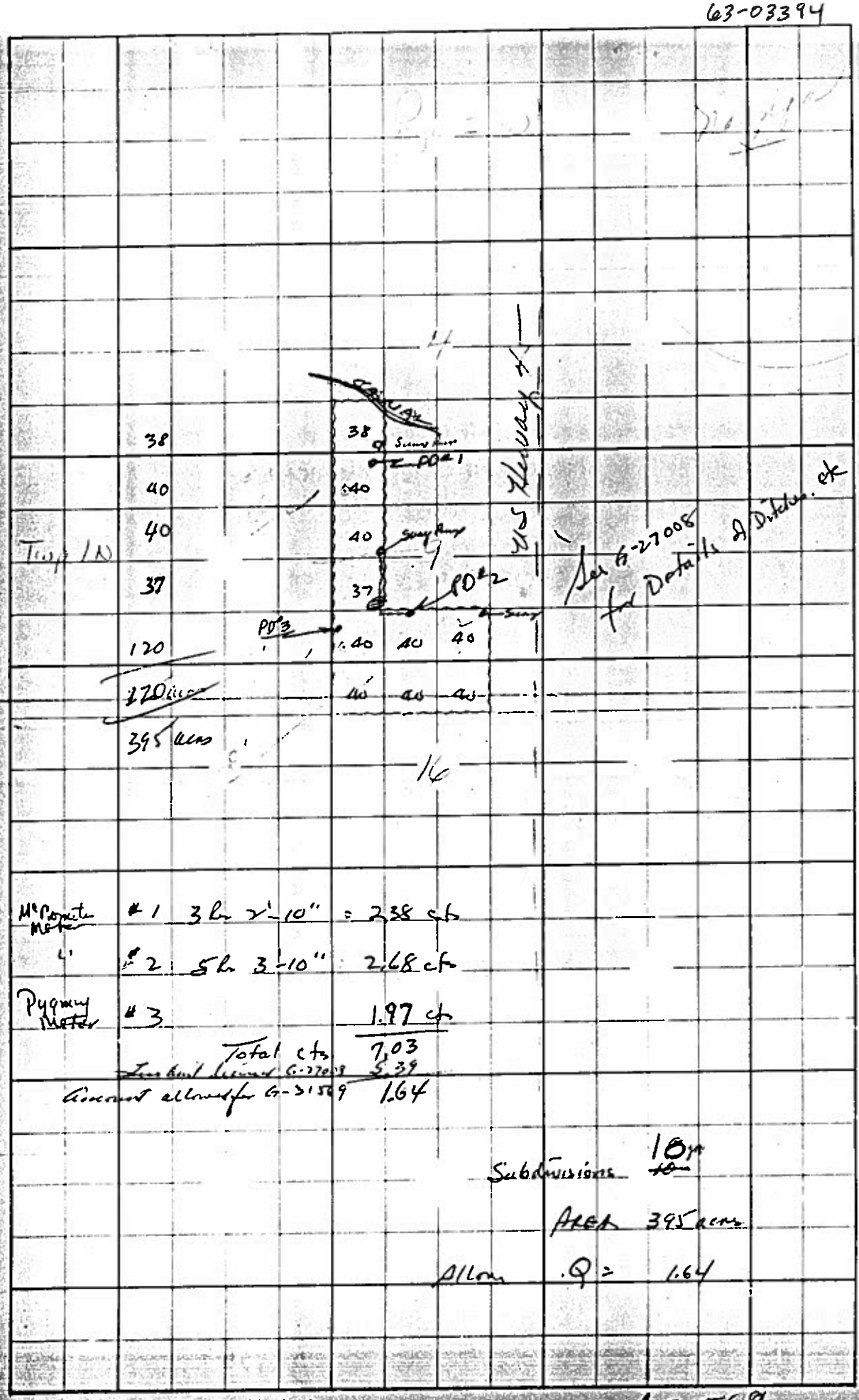
Measured #1 & 2 by McCrometer Meter
" #3 by Pygmy Meter.

This examination was made on the 8th day of June, 1966

(Signed) Lloyd Johnson Examiner.

G31569

63-03394



McPonte Meter #1 3 hr 2'-10" = 2.38 cfs

" #2 5 hr 3'-10" 2.68 cfs

Pygmy Meter #3 1.97 cfs

Total cfs 7.03

Less Amt licensed G-27008 5.39

Amount allowed for G-31569 1.64

Subdivisions 10 yr

Area 395 acres

Allow Q = 1.64

Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

G-31569

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM	TO	DIVERSION RATE	DIVERSION VOLUME
C	COLE INC. 9072 OWYHEE DR. NAMPA ID 83686	12/03/1963	IRRIGATION	03/15	11/15	1.640 CFS	
				TOTAL DIVERSION:		1.640 CFS	

Water Source: GROUNDWATER Tributary to: Stage: LICENSE

Point(s) of Diversion:

T01N R02W	S04	SWSW				CANYON County
	S09	NWNW	SWNW	SWSW	SESW	CANYON County
	S09	SWSE				CANYON County

Place of use Legal Description for: IRRIGATION

T R S	NE: NENE Lt Ac	NE: NWNE Lt Ac	NE: SWNE Lt Ac	NE: SENE Lt Ac	NW: NENW Lt Ac	NW: NWNW Lt Ac	NW: SWNW Lt Ac	NW: SENW Lt Ac	SW: NESW Lt Ac	SW: NWSW Lt Ac	SW: SWSW Lt Ac	SW: SESW Lt Ac	SE: NESE Lt Ac	SE: NWSE Lt Ac	SE: SWSE Lt Ac	SE: SESE Lt Ac	SUM
01N 02W 4											38						38.0
01N 02W 9						40	40			37	40	40			40		237.0
01N 02W 16		40			40	40											120.0
															TOTAL ACRES		395.0

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-03110

Other Water Rights Listing Overlapping Place(s) of use:
63-03110 63-04704

Conditions of Approval:

016 - See remarks for additional conditions of approval.
T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - 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.
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: Transfer No. 3696: The maximum combined rate of diverion under this Right and Right 63-3110 shall not exceed 7.03 cfs. The combined annual volume of water for irrigation under these rights shall not exceed 1777.5 afa.
Transfer No. 3845: Adds two points of diversion.

Dates: App. Received: Priority Date: 12/03/1963
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/12/1979

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: **A63-03394**
Date Received: 3/ 5/1990
Receipt No: W010429
Received By:

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

1. Name: COLE INC. 208-466-5784
   Address: C/O KEN COLE
   9072 OWYHEE
   NAMPA ID 83561

2. Date of Priority: DEC 3, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
   WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	1.640		

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

8. Total consumptive use is 1382.5 Acre Feet Per Annum.

9. Non-irrigation uses:
   NA

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JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01N	02W	4	SW	SW		IRR	38.0
						Section Acres	38.0
		9	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	37.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
						Section Acres	237.0
		16	NW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
						Section Acres	120.0
						Total Acres	395.0

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:
63-3110, 63-4704

14. Remarks:
P/D CHANGED PER TRANSFER NO. 3845 APPROVED ON 6/6/1991.
USE OF THIS RIGHT WITH RIGHT NO. 63-03110 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 7.03 CFS AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 1777.5 ACRE FEET.

SEE ATTACHED SHEET FROM PROOF REPORT FOR TRANSFER CONDITIONS ADDED.

15. Basis of Claim: LICENSE

Water Right Number: 31569

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: _____

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For Individuals:

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

Signature of Claimant(s): _____ Date: _____

_____ Date: _____

State of Idaho)
) SS.
County of _____)

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

of _____ 19 _____

_____
Notary Public

Seal

Residing at _____

My Commission Expires _____

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JUL 25 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIMS PROOF READING REPORT
(REGIONAL)

Water right number - A63-03394 Prefix Translation: ADJUDICATION CLAIM

+ - - - Place of Use - - - +

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
			Total Acres:		395.0			

+ - - Diversion Means - WELL AND PUMP

+ - - Non-Irrigation Use - NA

+ - - Other Rights for Same Use - 63-3110, 63-4704

+ - - - Remarks - - - +

P/D CHANGED PER TRANSFER NO. 3845 APPROVED ON 6/6/1991.
USE OF THIS RIGHT WITH RIGHT NO. 63-03110 IS LIMITED TO A TOTAL
COMBINED DIVERSION RATE OF 7.03 CFS AND A TOTAL COMBINED ANNUAL
DIVERSION VOLUME OF 1777.5 ACRE FEET.

+ - - - Old Water Right Numbers - - - +

A6303394

+ - - - Conditions of Approval - - - +

T07 - The change authorized by this transfer shall be accomplished
- within one (1) year of the date of this approval.
T08 - 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.
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.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +
00/00/0000

+ - - - -Comments- - - - +

No Comments Found

+ - - Audit Fields - - +
09/27/93 SHURTE

+ - - - Adjudication Rights Dates and Flags Area - - - +

Court Report Filing	- 00/00/0000	Field Inspection Made	- 00/00/0000	Civil Case Number	- 39576
Objection Filed Date	- 00/00/0000	Field Inspection Flag	-	Old Case Number	-
Response Filed Date	- 00/00/0000	Verified Date	- 00/00/0000	Old Judicial District	-
Claim Received Date	- 03/05/1990	Last Amended Date	- 09/23/1993	Temporary Right	- P
		Receipt Number	- W010429	Water District	-
		POU Ownership Flag	- Y	Federal/State Indicator	- S
		Name Connector	- OR	Presumption Flag	-
				Notice of Error Flag	-

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JUL 25 1994

Form 222
1-87

Page 1 of 8

RECEIVED JUN 10 1991 Western Regional Office

Transfer No. 3845

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

APPROVED

Name of applicant Cole, Inc Phone 466-2022

Post Office address 9072 Owyhee Dr. Nampa ID 83686

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 wells to restore production capacity

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
63-03110	7/31/1957	5.39 cfs	Irr	3-15 to 11-15
63-03394	12/03/1963	1.64 cfs	Irr	3-15 to 11-15
				to
				to

2. Total amount of water being transferred 7.03 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to
4. Point(s) of Diversion: Total of 6 P/D's

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	4	1N	2W	Canyon	New P/D's
		SW	NW	9	1N	2W		
		SE	SW	9	1N	2W		Also P/D's in: NWNW & SWSW
		SW	SE	9	1N	2W		Sec 9, 1N2W

5. Lands irrigated or place of use: No change

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres 395

MICROFILMED JUL 25 1994

Transfer No. 3845

PART 1

6. General Information:

a. Description of diversion system Presently 4 wells exist. Two new wells will be integrated into the system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

N/A

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-3110 & 63-3394

And said application is hereby APPROVED, subject to the following limitations and conditions:

See attached sheet for conditions of approval.

Witness my hand this 6th day of June, 19 91.

L. Glen Saxton

Chief, Water Allocation Bureau

MICROFILMED
JUL 25 1994

CONDITIONS OF APPROVAL

Transfer of Water Right No. 63-3110 & 63-3394

Transfer No. 3845

1. The change authorized by this transfer shall be accomplished within (1) year of the date of this approval.

2. 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.

3. 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.

4. The combined rate of diversion and annual volume of water for irrigation use under these rights shall not exceed 7.03 cfs and 1777.5 acre feet per year.

Dated this 6th day of June, 1991.

L. Glen Saxton

L. GLEN SAXTON
Chief, Water Allocation Bureau

MICROFILMED
JUL 25 1994

Transfer No. 3845

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____.

   b. License No. 63-03110 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 36996 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☐ Tax Notice ☐ Warranty Deed ☒ Other Not req'd

3. Source of water Groundwater tributary to _____

4. Date or priority 7/31/1957

5. Water is used for the following purpose:

   amount 5.39 cfs (cfs/ac-ft) for IRR purposes from 3-15 to 11-15

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 5.39 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	1N	2W	Canyon	
		SW	SW					
		SE	SW					
		SW	SE					

8. Lands irrigated or place of use: ~~No change~~

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
1N	2W	4											38						38
		9						40	40			37	40	40			40		237
		16		40			40	40											120

Total acres 395

9. Describe any other water rights used for the same purpose as described above _____

MICROFILMED
JUL 25 1994

PART 2

Transfer No. 3845

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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JUL 25 1994

Total acres _____

Transfer No. 3845

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

   a. Decree No. _____ Decreed to _____

   in case of _____ vs. _____

   dated _____ in _____ county of _____

   b. License No. 63-03394 issued by the Idaho Department of Water Resources.

   c. Claim No. _____ on file with the Idaho Department of Water Resources.

   d. Transfer No. 3696 which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

   ☐ Tax Notice ☐ Warranty Deed ☐ Other Not req'd

3. Source of water groundwater tributary to _____

4. Date or priority 12-3-1963

5. Water is used for the following purpose:

   amount 1.64 cfs (cfs/ac-ft) for IRR purposes from 3-15 to 11-15

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

   amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

6. Total amount of water under right 1.64 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NW	09	1N	2W	Canyon	
		SW	SW					
		SE	SW					
		SW	SE					

8. Lands irrigated or place of use: ~~No change~~

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
			Same		land		as				63-03110,								
			SEE		pg.		3		of		application								

Total acres 395

9. Describe any other water rights used for the same purpose as described above _____

MICROFILMED
JUL 25 1994

PART 2

Transfer No. 3845

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT *(omit if there is no change)*

1. amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____
amount _____ (cfs/ac-ft) for _____ purposes from _____ to _____

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	

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JUL 25 1994

Total acres _____

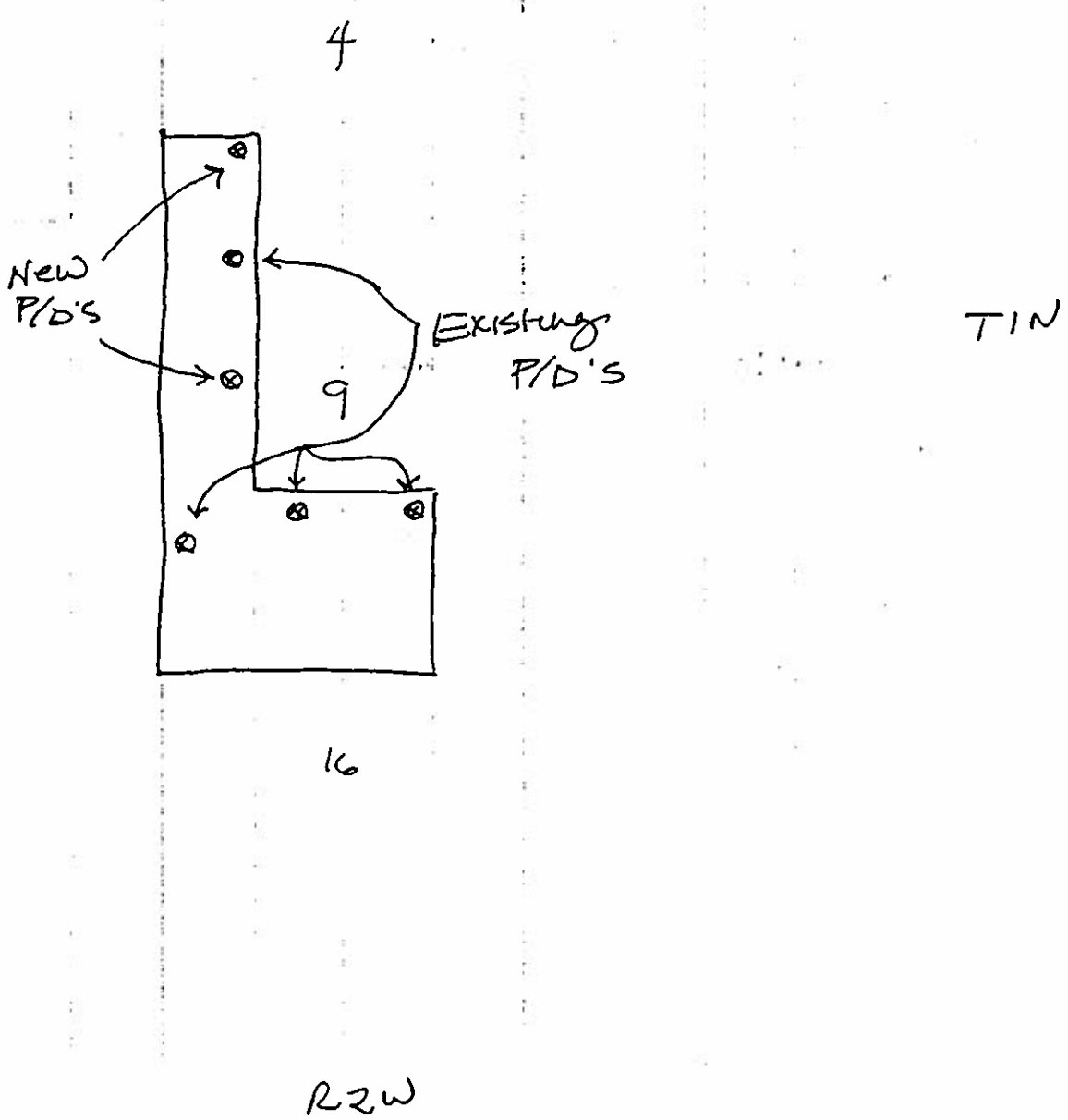
Transfer No. 3845

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.



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JUL 25 1994

SCALE: 2 inches equal 1 mile. Draw plan in ink.

Transfer No. 3845

PART 3

B. CHANGES IN NATURE OF USE N/A

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
				to
				to

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

x Kenneth W. Cobb Pres.
(Signature of Applicant)

Subscribed and sworn to before me this 3RD day of APRIL, 19 91.

Ron Howerton
(Notary Public)

Ron Howerton
Residing at Boise, Idaho
My Commission Expires December 8, 1994

My commission expires

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and — attachments

Received by GH Date 4-3-91 Protest filed by

Prelim. check by FL Fee $50 W013174

Receipted by GH Date 4-3-91

Published in Press-Tribune Copies of protest forwarded by

Pub. dates 5/1 & 5/8/91 Hearing held by Date

Watermaster recommendation requested on Recommended for ☒ approval ☐ denial

rec'd. by Dar

Copy of transfer sent to lien holder

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JUL 25 1994

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: A63-03394
Date Received: 2/26/1990
Receipt No: W0/0429
Received By: BAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: COLE INC. 208-466-5784
   Address: C/O KEN COLE
   9072 OWYHEE
   NAMPA, ID 83561

2. Date of Priority: DEC 03, 1963

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02W	9	NE	NW	NW		CANYON
			NW	SW	SW		CANYON
			NW	SE	SW		CANYON
			NE	SW	SE		CANYON

5. Description of diverting works:
   WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	1.640		

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

8. Total consumptive use is 1382.5 Acre Feet Per Annum.

9. Non-irrigation uses:
   NA

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JUL 25 1994

10. Place of Use:

Township	Range	Section	1/4 of 1/4		Lot	Use	Acres
01N	02W	4	SW	SW		IRR	38.0
					Section Acres		38.0
		9	NW	NW		IRR	40.0
			SW	NW		IRR	40.0
			NW	SW		IRR	37.0
			SW	SW		IRR	40.0
			SE	SW		IRR	40.0
			SW	SE		IRR	40.0
					Section Acres		237.0
		16	NW	NE		IRR	40.0
			NE	NW		IRR	40.0
			NW	NW		IRR	40.0
					Section Acres		120.0
					Total Acres		395.0

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:
    63-3110, 63-4704

14. Remarks:

15. Basis of Claim: LICENSE
    Water Right Number: 31569

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JUL 25 1994

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: 0

For Organizations:

I do solemnly swear or affirm that I am President (Title) of Cole Inc (Organization), that I have signed the foregoing document in the space below as President (Title) of Cole Inc (Organization) and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent

President of Cole Inc
Title and Organization

4/11/90
Date

State of Idaho)
County of Ada) SS.
)

Subscribed and sworn (or affirmed) before me this 5 day of March 19 90

Notary Public

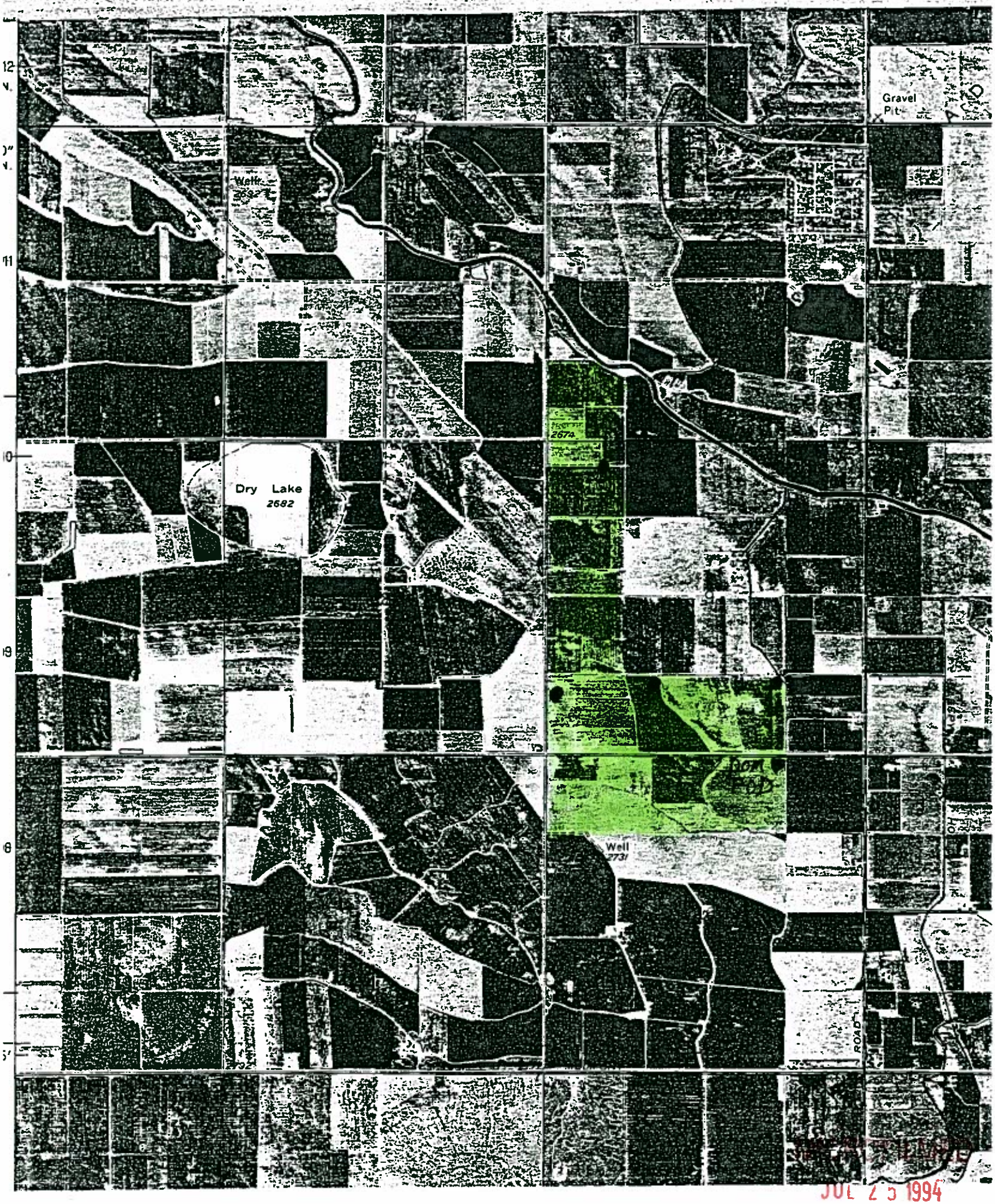
Seal

Residing at Boise Idaho

My Commission Expires 4/11/95

MICROFILMED
JUL 25 1994

POOR ORIGINAL



JUL 2 3 1994

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

April 4, 1997

DEBBI
US BANK OF IDAHO - NAMPA
PO BOX 220
NAMPA ID 83653

RE: Snake River Basin Adjudication Claims for Cole Farms, Inc.

Dear Debbi:

Enclosed please find reports which summarize the water rights for Cole Farms, Inc., as claimed in the Snake River Basin Adjudication (SRBA). All claims except numbers A63-04704A and A63-04704B are claimed as licensed.

Claim numbers A63-04704A and A63-04704B are based on water right number 63-04704. The claims were filed in the SRBA by two different parties, based on ownership. Water Resources numbered those claims by adding alpha suffixes to each claim. Those claims are now in the names of Cole, Inc. (A63-04704A), and Kenneth W. and Mary Beth Cole (A63-04704B). Together, these claims are for more water and less acres than the originally recorded right (63-04704). This discrepancy must be resolved by the owners.

Water right number 63-04047 was recorded in Department records but never verified by the Department. Consequently the owners are responsible for providing the Department with some documentation which supports the claimed priority date. We requested that information from Cole, Inc. on July 7, 1995, but received no response. The Department cannot recommend these SRBA claims to the court for decree without some evidence which supports the claimed priority date.

If you have any questions or need additional information please do not hesitate to contact me at this office.

Sincerely,

Maria Minicucci
Senior Water Agent

Enc: Profile reports: 63-04704, A63-04704A, A63-04704B, A63-03110
A63-03394, A63-08499
"Water Right Primer" pamphlet

Form 42-1409(10)-1
5/89

approved

Date Received 3/5/90

RECEIVED
MAR 06 1990
Department of Water Resources

RECEIVED
MAR 13 1990
Department of Water Resources
Western Regional Office

State of Idaho
Department of Water Resources
REQUEST FOR EXTENSION OF TIME TO FILE ADJUDICATION CLAIM(S)

The Idaho Department of Water Resources will consider this form as a request by the claimant for an additional period of time in which to file claim(s) beyond the 90 days allowed by Section 42-1409(10), Idaho Code.

Cole Inc. (Ken Cole) ( ) 466-5784
Name of Claimant — Phone Number

Route Box 7148 J 9072 Owyhee Dr. Nampa Idaho 83651
Mailing Address — City — State — Zip

Canyon March 1, 1990
County(s) where place of use is located — Date claim originally due

A63-3110 A63-8499 A63-4704 A63-3394 W010429
Identify water right(s) for which extension is requested

State why an extension of time is requested explaining how a diligent effort has been made to meet the deadline:

Dave: Mr. Cole and I began work on his claims prior to the deadline, however on the day we were to complete his work he became ill. I recommend the extension of time to waive the late fees. Bruce A Schulz

Claimant requests an extension to Waiver of Late Fees, 19 90

Kenneth W. Cole, Cole Inc. , 19
Signature — Date of request

Pres.
Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

The above request for extension of time is hereby [X granted] [denied] for the following reasons:

and if granted the filing deadline is extended to March 20, 19 90

Signed this 11 day of March, 19 90

Director or his designated agent
DAVID B. SHAW

Mail to: Idaho Department of Water Resources
1301 N. Orchard St.
Boise, ID 83706

MICROFILMED
JUL 25 1994