

10/17/2006

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

RIGHT NUMBER: 63-7647E

NAME AND ADDRESS: LINDA M ROETTO
5630 DIAMOND RIDGE WAY
NAMPA ID 83687

KENNETH A 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: 08/09/1972

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 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.

FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.



Idaho Department of Water Resources

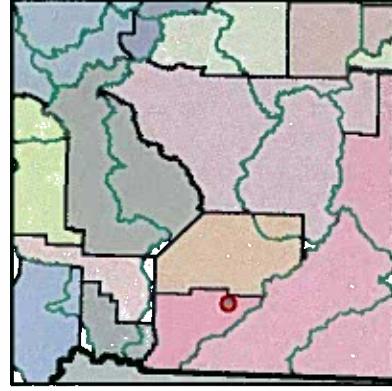
SRBA Recommendation:

63-7647E

(Irrigation)

Legend

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



Canyon County
IDWR Basin 63

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

R02W



T01N



0 0.1 0.2 Miles

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: A63-07647E
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
Address: 6175 S RIDGEWOOD RD
NAMPA ID

208-466-9204

83687

AND/OR

Name: LINDA M ROETTO
Address: 6175 S RIDGEWOOD RD
NAMPA ID

208-466-9204

83687

2. Date of Priority: AUG 9, 1972

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:

A63-03276E

14. Remarks:

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

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3, E 1/2 OF THE NW 1/4. 04/26/1995 MM.

THIS CLAIM IS A RESULT OF TRANS. 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 NO. 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

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			
	TOTAL:	0.06 CFS	* 13.5 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENW , 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	SENW	3		3
Total number of acres irrigated:						** 3

CONDITIONS OF APPROVAL AND REMARKS

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.
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. Blum Saylor
Chief, Water Alloc. Bureau

MEMORANDUM

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

FROM: PAM SKAGGS/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.

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES**

Transfer No. 4730

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Kenneth A. & Linda M. Roetta Phone 466-9204
 Post Office address 6175 S. 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	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	3	1N	2W	CANYON	NEW well to drill for
								separate & private pld

5. 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	
1N	2W	3								3									3

Total acres 3

PART 1

6. General Information:

a. Description of diversion system Well & pump

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A 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.

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

no change

d. Remarks:

Property also known as Lot 14, Block 1, Diamond Ridge Subd.
Total lot size is 3.55 acres; 3.0 acres to remain irrigated.
This transfer is built on earlier, similar one for another owner
(Fewkes, T.4728 pending). Thus, from earlier one, portion A to split to D (cur

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES Applicant) & C (1
balance of right)

This is to certify that I have examined Application for Transfer of Water Rights No. _____

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

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

1. DESCRIPTION OF RIGHT AS RECORDED

OWNER		IDAHO DEPARTMENT OF WATER RESOURCES				DATE: 10/02	
No. 63-577		WATER RIGHT PROFILE REPORT				PAGE:	
OWNER	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME	
1	CHARLES M. FIEDLER R. 3 Box 83651	02/27/1962	IRRIGATION	00-00 00-00	2.000 CFS		
TOTAL DIVERSION:					2.000 CFS		

Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03 Lot 01(NENE)

CANYON County

Place of 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	2														40.0
01N	02W	3	20	30	30	03		40		40						163.0
TOTAL ACRES																203.0

Point Course: CANYON

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

63-1757

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:

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

[illegible]

**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
No. 63-07647

**IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT**

DATE: 10/02
PAGE:

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAY C. NEIDER RT. 3 NANPA ID	08/09/1972	IRRIGATION	03-15 11-15	6.050 CFS	2866.50 AI
TOTAL DIVERSION:					6.050 CFS	2866.50 AI

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03
T02N R02W S34

NENE
SWSW

NWNE
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
11N	02W	2	:																	:	80.0
11N	02W	3	:	40		40		40		40										:	280.0
12N	02W	34	:											40				40		:	277.0
																			TOTAL ACRES	637.0	

ou County: CANYON

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

ther Water Rights with Same Point(s) of Diversion and Source:
63-03029 63-03046 63-03149 63-03276 63-03406

ther 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

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 .03 for Irrigation purposes from 3/15 to 11/15
 (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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
								Multiple points as shown on
								AS 5, licensed irrig.
								Wells

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
1N	2W	3								3									3

Total acres 3

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

1. amount 6.00 for Irrigation purposes from 3/15 to 11/15
 (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	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
								as id B2 Above

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	NE %	NW %	SW %	SE %	
1N	2W	2					40			40									80
		3	40	40	40	40	38			37				40					275
2N	2W	34									40	40	38	39		40	40	40	277

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. plot

PART 3**B. CHANGES IN NATURE OF USE**

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ 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.

Linda M. Roetto
(Signature of Applicant)

Subscribed and sworn to before me this 13 day of OCTOBER, 19 95.

Ron Howerton
Residing at Boise, Idaho

(Notary Public)

My commission expires December 3, 2000

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 6 attachments

Received by SL Date _____ Protest filed by _____

Prelim. check by SL Fee \$100

Received by SL Date 10/11/95 W019970

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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: A63-07647D
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
Address: DIAMOND RIDGE LLC
PO BOX 1028
MERIDIAN ID 83680
208-887-7697

2. Date of Priority: AUG 9, 1972

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	NE	1	CANYON
			NW	NE	NE	2	CANYON
02N	02W	34	SW	SW	SW		CANYON
			SE	SW	SW		CANYON
			SE	SE	SE		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		360.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 360.00 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
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:
A63-03276

14. Remarks:

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

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3, E 1/2 OF THE NW 1/4. 04/26/1995 MM.

15. Basis of Claim: LICENSE

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 LLC Organization, that I have signed the foregoing
document in the space below as Managing Partner of
Diamond Ridge LLC Organization and that the statements contained in the
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Managing Partner
Title and Organization

4-28-95
Date

State of Idaho)
County of Ada) SS.

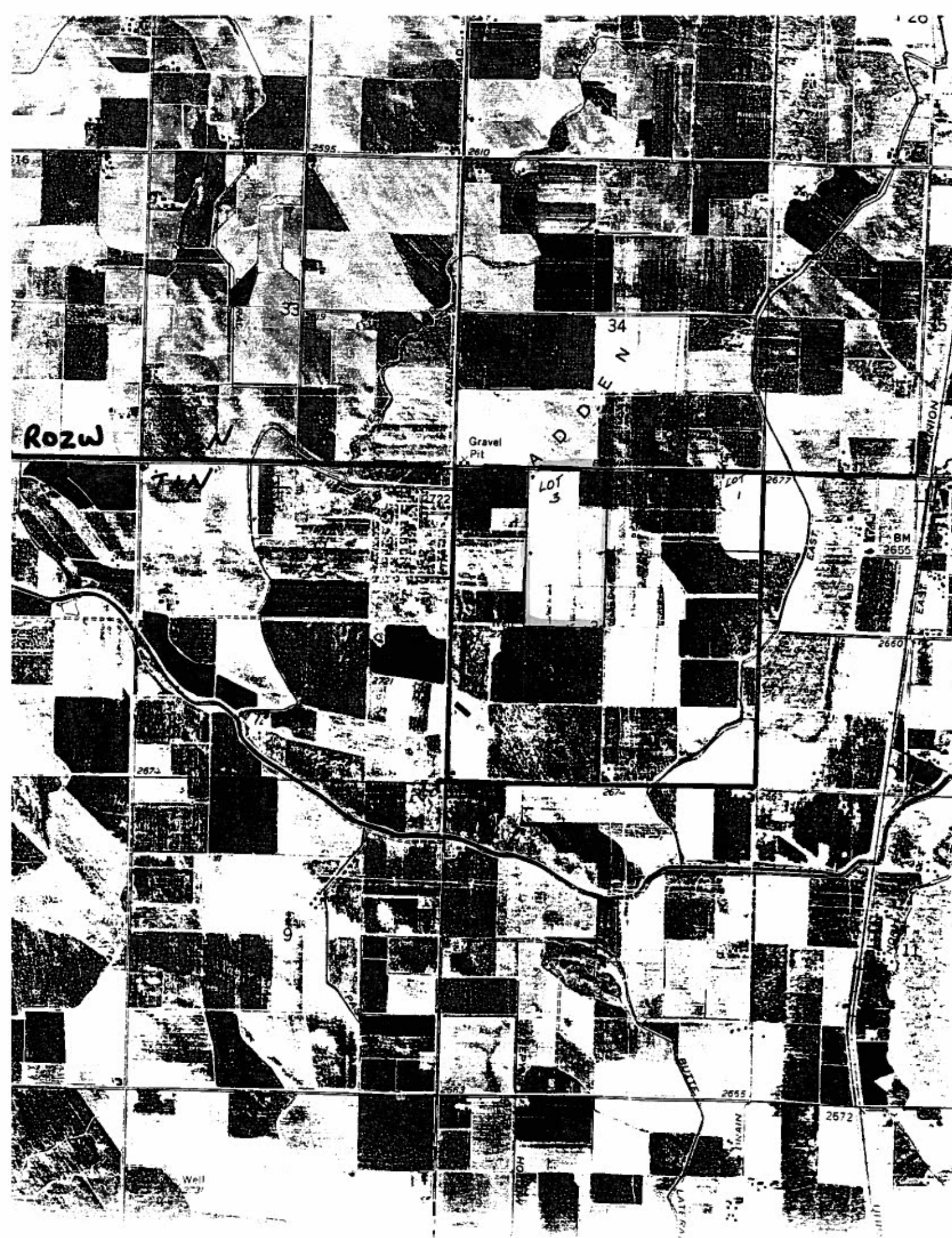
Subscribed and sworn (or affirmed) before me this 28th day
of April 19 95

[Signature]
Notary Public

Residing at Boise Idaho

My Commission Expires 06/25/1999



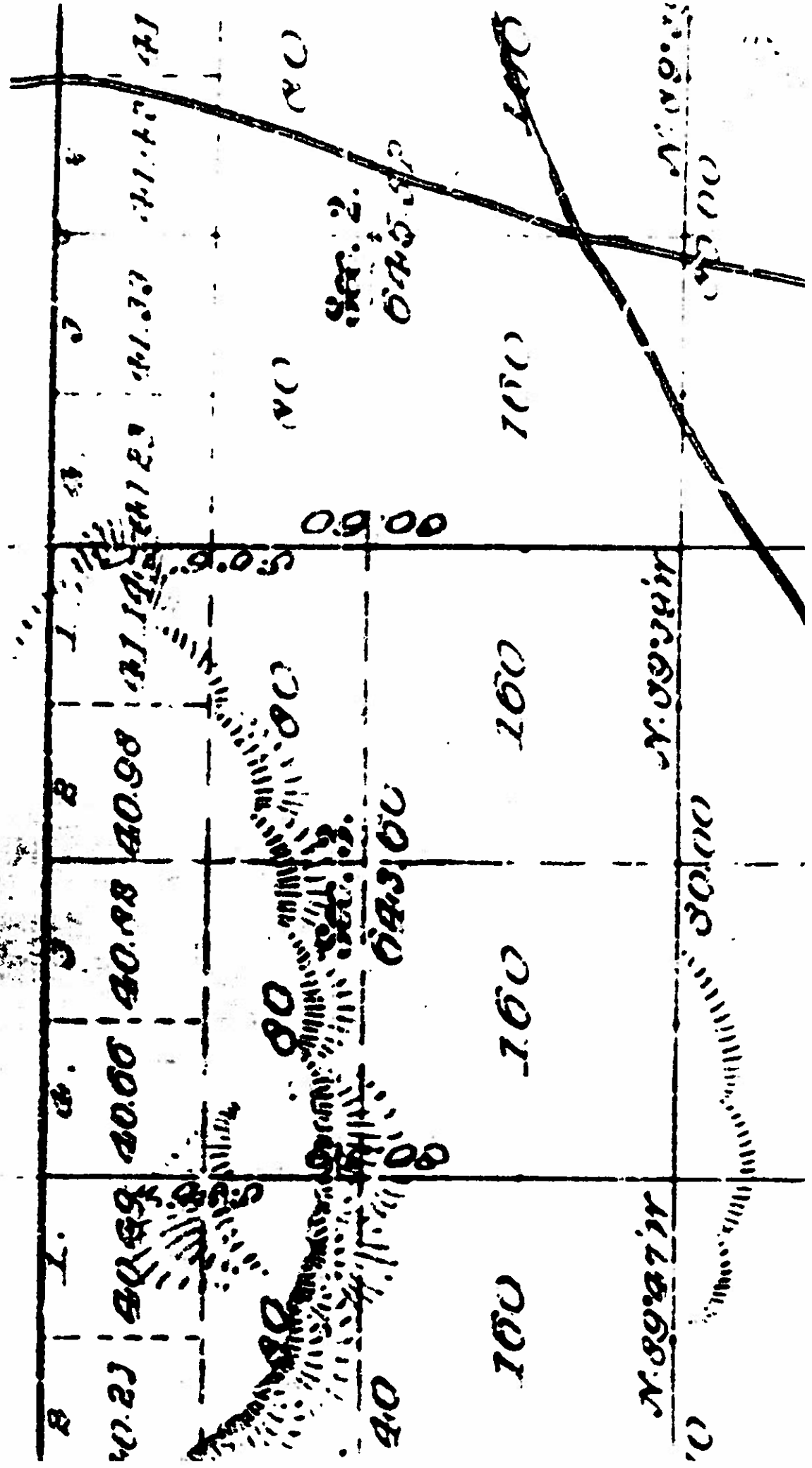


West of the Boies



9

Gov't Plat Map
(1891)
TOWN
R02W



Stage: LICENSE

CANYON County

ME

TOTAL ACRES

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A63-03276	A63-03276C	A63-03276D	A63-03276E	A63-03276G	A63-03276J	A63-03276K	A63-03276M	A63-07647D
A63-07647D	A63-07647G	A63-07647H	A63-07647J	A63-07647K	A63-07647N	A63-23996	A63-23996F	R63-03276
R63-07647	R63-23996	R63-23996F						

046 - Right holder shall comply with the drilling permit

R52 - This right when combined with all other rights shall provide no

- irrigation of the lands above.

- THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE
- ORDER OF IOWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN
- ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING
- THE CHANGE.

A06 - FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE - APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

016 - See remarks for additional conditions of approval.

SEE ALSO TRANSFER CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF
APPROVED TRANSFER NO. 4730 IN FILE.
TRANSFER 4730 APPROVED ON 01/12/1996.
PLACE OF USE IS LOCATED WITHIN LOT 14, BLOCK 1, DIAMOND RIDGE
SUBDIVISION.

AJ5809NP
No. A63-07647E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 125

Remarks: FEES PAID UNDER RECEIPT NO. W019046.

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

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

Audit: 01/26/96 MMINICUC 04/21/98 SBOCK 04/23/98 SBOCK 01/04/99 SBOCK

63-076414

Verdon
3500000
3500000

63-076415

Grant
1950000
1950000

63-076416

Johnson
157
1570000

63-076417
~~Johnson~~
Johnson
3500000
3500000

→ E Ratto
3500000
3500000

→ F Fawkes
3500000
3500000

→ G Staffed
7500000
7400000

→ K Staffed
0711
Bathmore
3500000

H
Riggs
002
2500000
→ J Staffed
001
Helm
0300000
→ L Staffed
002
2500000



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.

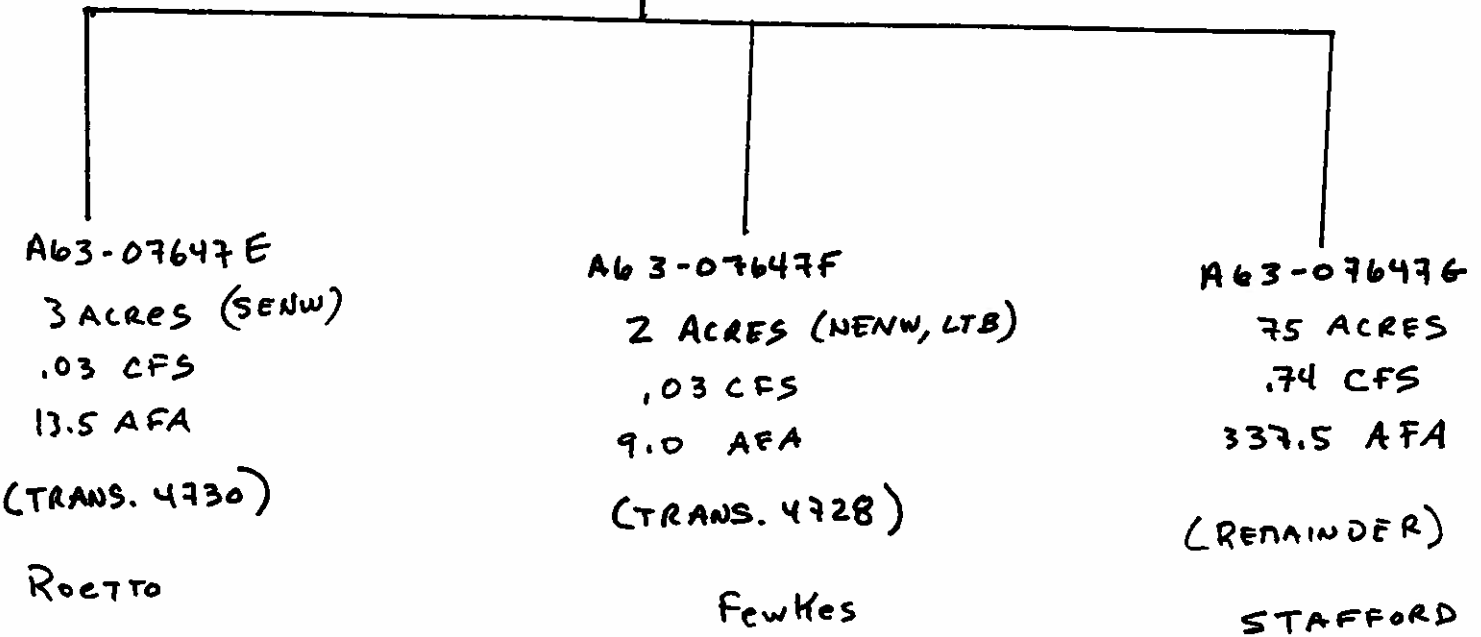
Sincerely,

Maria Minicucci
Sr. Water Agent, Adjudication Bureau

MM:m

Enc: A63-03276E, A63-07647E

A63-07647D (80 ACRES, .80 CFS)



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 Number - 63-03276 ✓

Prefix Translation: WATER RIGHT

Old (D) Number - 30395

*** C - CURRENT OWNER ***
FIEDLER

CHARLES M.

1 - RT. 3

2 -

3 -
City- NAMPA
Phone -

State- 10 Zip- 83651

Priority Date - - -
02/27/1962Region - - -
14 WESTERNStage - - -
L - LICENSE

Status - - -

Source - - -
GROUNDWATER

Tributary - - -

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

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

Total Div. Rate	Total Div. Volume	Total Div. Capacity
2.000		

Turn	Ring	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
01N	02N	2	NW NW		40.0	01 IRRIGATION			(27) CANYON
01N	02N	3	NE NE		20.0	01 IRRIGATION			(27) CANYON
01N	02N	3	NW NE		30.0	01 IRRIGATION			(27) CANYON
01N	02N	3	SW NE		30.0	01 IRRIGATION			(27) CANYON
01N	02N	3	SE NE		3.0	01 IRRIGATION			(27) CANYON
01N	02N	3	NE NW		40.0	01 IRRIGATION			(27) CANYON
01N	02N	3	SE NW		40.0	01 IRRIGATION			(27) CANYON

Total Acres:

203.0

SPBA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

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

A63-23996

WR5809NP
No. 63-07647

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/26/95
PAGE: 2

OWNER
NAME & ADDRESS
C JAY C. NEIDER
RT. 3
NANPA ID

PRIORITY
DATE
08/09/1972

WATER USE
IRRIGATION

USE PERIOD
FROM TO
03-15 11-15

DIVERSION
RATE
6.050 CFS

DIVERSION
VOLUME
2866.50 AFA

TOTAL DIVERSION:

6.050 CFS

2866.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

TOTIN RO2U S03
TO2N RO2U S34

NAME
SESE

NAME
SESE

SESE

CANYON County
CANYON County

Place of use Legal Description for: IRRIGATION

	NE				NW				SW				SE				SUM
	T	R	S	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	NE	
01N 02N 2	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	80.0
01N 02N 3	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	280.0
02N 02N 34	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	40	277.0
TOTAL ACRES																	637.0

Pou County: CANYON

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

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 SWSU, S34.

Dates:

App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 09/13/1979

Priority Date: 08/09/1972
Proof Made Date:
Exam Sent to S.O.:

Misc:

Water District Number:

Field Exam Fee:

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

06/26/1995

63-03276 is the only

other license application

to these 80 acres. This

longrange appears to allow

1" for acc. 777