

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: A63-07610C
Date Received: 1/10/1990
Receipt No: C 815865
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HOWARD W. MYLANDER 208-465-7730
Address: 11600 W.FLOATING FEATHER RD.
STAR, ID 83669

2. Date of Priority: JUN 12, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	02W	27	NW	NW	NE		CANYON
				NE	SE		CANYON

5. Description of diverting works:
16" CASED WELL, 300' DEEP, 75 HP PUMP, OPEN DIST. TO DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.410		

7. Total Quantity Appropriated is:
0.410 C.F.S. (and/or) 877.50 A.F.A.

8. Total consumptive use is 73.5 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER INCIDENTAL TO IRRIGATION

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	02W	27	NE	NE		IRR	11.0
			SE	NE		IRR	10.0
						Section Acres	21.0

A63-07610C

Page 1

Date: 03/22/90

MICROFILMED
AUG 21 1992

10. Place of Use: Continued

Total Acres 21.0

11. Place of use in counties: CANYON

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
N/A

14. Remarks:

CLAIMANT IS HAVING ASSUMPTION OF CONTRACT PAPERS PREPARED BY
HIS ATTORNEY FOR SIGNATURE BY STEVE PAULY, THE PRESENT CONTRACT
PURCHASER FOR THE LANDS TO WHICH THIS RIGHT IS APPURTENANT.

15. Basis of Claim: LICENSE

(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.

AUG 21 1992



to-wit:

PARCEL I:

The North One-half of the North One-Half of the Southeast Quarter of the Northeast Quarter and the Northeast Quarter of the Northeast Quarter of Section 27, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho, EXCEPTING THEREFROM;

COPY

A parcel in the Northeast Quarter of the Northeast Quarter described as follows:

BEGINNING at the Northeast corner of said Section 27, thence West along the North line of said Section 27, 1,320 feet to a point; thence South parallel to the East line of said Section 27, 330 feet to a point; thence East parallel to the said North line, 660 feet to a point; thence South parallel to the said East line, 660 feet to a point; thence East parallel to the said North line, 660 feet to a point in the East line of said Section 27; thence North along said East line, 990 feet to the POINT OF BEGINNING.

PARCEL II:

The Northwest Quarter of the Northeast Quarter and the Northeast Quarter of the Northwest Quarter of Section 27, Township 2 North, Range 2 West of the Boise Meridian, Canyon County, Idaho, EXCEPTING that portion lying West of the following described line:

COMMENCING at the Southwest corner of the Northeast Quarter of the Southwest Quarter of said Section 27; thence North $89^{\circ}52'02''$ East, 206.97 feet to the POINT OF BEGINNING of said line; thence North $0^{\circ}00'00''$ East, 1,320 feet, more or less, to a point on the North line of Section 27, the End Point of said line.

MICROFILMED

AUG 21 1992

Howard Mylander

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7610 Priority June 12, 1972 Amount 3.90 cfs

THIS IS TO CERTIFY, that CARL AGENBROAD
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7610 issued pursuant to Application for Permit dated June 12, 1972,
and has submitted proof to the Department of Water Resources on December 11, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.90 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	at <u>3.90</u> cfs and	<u>900 acre feet or</u>
	from _____ to _____	at _____ cfs and	<u>4.5 af per acre</u>
	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than *3.90 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
900 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ SE $\frac{1}{4}$ and NW $\frac{1}{4}$ NE $\frac{1}{4}$ of
Sec. 27, Twp. 2 N, Rge. 2 W, B. M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2N	2W	22																40	40
		27	40			40									40			40	160

Total number of acres irrigated 200

* Subject to the condition that the maximum rate of diversion shall not exceed 3.90
cubic feet per second when combined with License No. 20699/63-2724.

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
November, 19 75.

Director

AUG 21 1992

WESTERN

H63-07610C

MEMO TO FILES

From: ~~SA~~

DATE: 5/24/1990

(CLAIMANT)
APPLICANT: HOWARD MYLANDER

CLAIM NO: A63-07610C

SUBJECT: PORTIONS OF DOCUMENTS INDICATING OWNERSHIP.

MR HOWARD MYLANDER BROUGHT THESE COPIES IN TO THE OFFICE FOR FILING WITH HIS CLAIM FOR A PORTION OF LICENSE 63-07610A. ORIG LICENSE TO ~~CARL~~ ~~SALES~~ AGENBROAD. FOR 3.803 CGS 195 AC. OF IRRIG. THESE SHOULD BE FILED WITH A63-07610C.

~~SA~~

MICROFILMED

AUG 21 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

2735 Airport Way • Boise, Idaho 83705-5082

Phone: (208) 334-2190 • Fax: (208) 334-2348 • Web Site: www.idwr.idaho.gov

WESTERN REGION

C. L. "BUTCH" OTTER
Governor

DAVID R. TUTHILL, JR.
Interim Director

March 23, 2007

BULLOCK KING INVESTMENTS
503 BAYHILL DR
NAMPA ID 83686

RE: Snake River Basin Adjudication (SRBA)
Water Right Nos. 63-7610C, 63-32381

Dear Sir or Madam:

We have been advised you may be the new owner of the property with the water right referenced above (see enclosed report).

Before we can modify our records to reflect your ownership of this water right, we need to have the enclosed Notice of Change of Water Right Ownership form completed. Please follow the instructions included with this form and return to our office with all of the required information.

If you have any questions regarding this letter, please feel free to contact our office.

Sincerely,

Lori Harris
Technical Records Specialist 1
Adjudication Section
Western Region

LH:1
Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$01.1
0004389393 FEB 02 2
MAILED FROM ZIP CODE 83

ANK

RECEIVED

FEB 12 2007

WATER RESOURCES
WESTERN REGION

HOWARD W MYLANDER
11600 W FLOATING FEATHER RD
STAR ID 83669

63-76102

63-32381

Not At This Address

Bullock King Investments
503 Bayhill Dr
Nampa 83686

WESTERN REGIONAL OFFICE
2735 AIRPORT
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES
02 1A
0004310838 OCT 06
\$ 00.
MAILED FROM ZIP CODE

Not at this address

☒ Not Deliverable As Addressed
☐ Unable to Forward
☐ Incorrect address
☐ Moved, left no address
☐ Unknown ☐ Return
☐ Addressed ☐ Not known
☐ Attention ☐ Return
☐ No such person ☐ Return
☐ No such office ☐ Return
☐ No such business ☐ Return
☐ No such person ☐ Return
☐ No such office ☐ Return
☐ No such business ☐ Return
☐ Return for better address
☐ Postage Due

HOWARD W. EYLAUER
11600 W. FLOATING LEATHER RD
STAR 111 83609

RECEIVED
OCT 16 2003
WATER RESOURCES
WESTERN REGION

63-32381

7610C

11/08/2006

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

RIGHT NUMBER: 63-7610C

NAME AND ADDRESS: HOWARD W MYLANDER
11600 W FLOATING FEATHER RD
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.390 CFS
90.000 AFY

PRIORITY DATE: 06/12/1972

POINT OF DIVERSION:

T02N R02W S27 NWNWNE Within CANYON County

T02N R02W S27 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 10/31

0.390 CFS
90.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION in CANYON County

T02N R02W S27 NENE 20.00

20 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

All parts of original licensed Rights 63-2724 and 63-7610 when combined shall not exceed a total diversion rate of 3.90 cfs.



Idaho Department of Water Resources

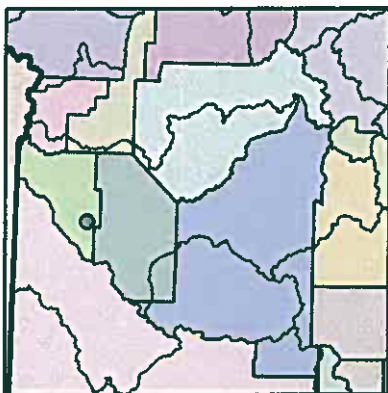
SRBA Recommendation:

63-7610C

(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



0 0.2 0.4 Miles



Prepared by S. Egbert
On Wednesday, November 8, 2006
1987/88 Aerial Photography

04/24/2006

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

RIGHT NUMBER: 63-7610C

NAME AND ADDRESS: HOWARD W MYLANDER
11600 W FLOATING FEATHER RD
STAR ID 83669

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.410 CFS
94.500 AFY

PRIORITY DATE: 06/12/1972

POINT OF DIVERSION:

T02N R02W S27 NWNNE Within CANYON County

T02N R02W S27 NESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY .39

IRRIGATION

04/01 10/31

0.410 CFS
94.50 AFY

90

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after October 31 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

T02N R02W S27

NENE

11.00

~~T02N R02W S27~~

~~SENE~~

~~10.00~~

20.00
20 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.

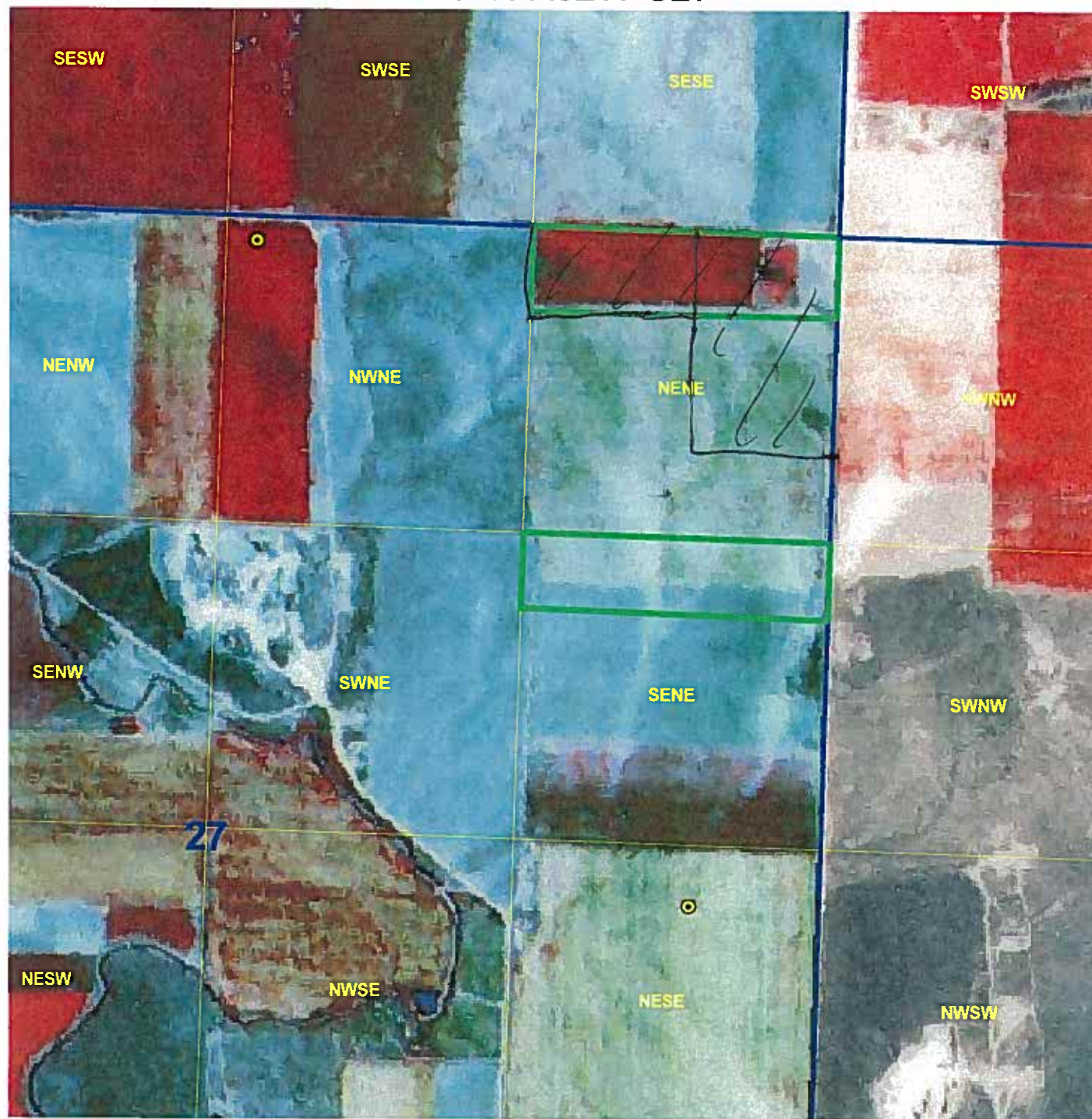
EXPLANATORY MATERIAL: BASIS OF CLAIM - License



Idaho Department of Water Resources

63-7610C

T02N R02W S27



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

Total irrigated
acres = 21



700 0 700 Feet

IDWR

Prepared by: Sandy Egbert

Date: April 24, 2006

1987 NAAP Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-7610C

WATER RIGHT NUMBER: 63-7610C

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	CARL AGENBROAD
Current Owner	NAMPA, ID 83651 HOWARD W MYLANDER 11600 W FLOATING FEATHER RD STAR, ID 83669 (208)465-7730

Priority Date: 06/12/1972 ✓

Basis: License ✓

Status: Active ✓

Source

GROUND WATER ✓

Tributary*4-1 to 10-31 per license*Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15

Diversion Rate

0.410 CFS

Annual Volume

94.5
877.50 AF*4.5 x acres*

Total Diversion:

0.410 CFS

Location of Point(s) of Diversion

GROUND WATER

CANYON County

NW1/4NW1/4NE1/4 ✓

Sec. 27, Twp 02N, Rge 02W, B.M. ✓

GROUND WATER

CANYON County

NE1/4SE1/4 ✓

Sec. 27, Twp 02N, Rge 02W, B.M. ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	02W	27	11.0			10.0													21.0
			20			10.0													20

Total Acres: 21

*20 claimed in wrong QQ per James Dan*Conditions of Approval:

- CLAIMANT IS HAVING ASSUMPTION OF CONTRACT PAPERS PREPARED BY HIS ATTORNEY FOR SIGNATURE BY STEVE PAULY, THE PRESENT CONTRACT PURCHASER FOR THE LANDS TO WHICH THIS RIGHT IS APPURTENANT.

Remarks:*Shoreline remark*



-  63-31396.shp
-  63-31395.shp
-  63-7610b.shp
-  ~~63-7610c.shp~~
-  63-7610.shp

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7610C

04/07/2006

1

Water Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
63-7610C	Claim	02N	02W	27	NE	NE		IRRIGATION	11/21	HOWARD W MYLANDER
63-10064	Water Right	02N	02W	27	NE	NE		IRRIGATION	2/2	LAURA LYN HOWARD
~~63-7610C~~	Claim	02N	02W	27	SE	NE		IRRIGATION	10/21	HOWARD W MYLANDER
63-31395	Claim	02N	02W	27	SE	NE		IRRIGATION	30/90	RONALD I BLICKENSTAFF

MEMORANDUM

TO: JAN SHURTE *JS 6-30-03*
FROM: DANIEL A. NELSON
DATE: 6/30/03
SUBJECT: TRANSFER 69662 FOR RONALD BLICKENSTAFF

This memo is to confirm our conversation with Gary Spackman concerning transfer 69662 for Ronald Blickenstaff. This transfer proposed to split 5 acres off of 63-7610A for a separate system. There has been a problem with this transfer due to the way that 63-7610A was licensed and the way a transfer creating water right 63-7610B was approved.

HISTORY

Water right 63-2724 was licensed for 220 acres with a diversion rate of 1.90 cfs from groundwater. Some time later water right 63-7610 was licensed for 3.90 cfs and 200 acres. Water right 63-7610 is deceiving because only 2.00 cfs was developed with the drilling of a new well, however, the well developed under 63-2724 was added onto the water right. Therefore, a condition was placed on the water right that when 63-2724 and 63-7610 are combined they would be limited to a maximum diversion rate of 3.90 cfs.

A transfer was later filed that split 5 acres off of 63-7610. In this split the department gave 0.097 cfs for the 5 acres being split or a proportionate share of the 3.90 cfs. This new portion of the water right was given the number of 63-7610B. The transfer incorporated the condition that when 63-2724, 63-7610A, and 63-7610B are combined they will be limited to a total diversion rate of 3.90 cfs. The remainder of 63-7610 (now 63-7610A) and 63-2724 remained under the original owners name, which would make this condition feasible.

Water right 63-7610A has since been sold to new ownership and been split a few more times. A portion of 63-2724 has also been sold and split into separate ownerships.

CONCLUSION

The number of times these two water rights have been split, make monitoring all of these wells to ensure there is not an expansion of the diversion rate is impossible. Therefore, it has been proposed that we split the diversion rates into the well capacities developed with these rights. In order to do this we will need the cooperation of the Adjudication Staff to ensure all of the rights are distributed equally.

The well capacity developed under 63-2724 is 1.90 cfs, well capacity developed under 63-7610 was 2.00 cfs. Therefore the following calculations show the amount of water that can be allocated per acre:

$$1.90 \text{ cfs} / 220 \text{ acres} = 0.008636364 \text{ cfs/acre for water right 63-2724}$$

$$2.00 \text{ cfs} / 200 \text{ acres} = 0.01 \text{ cfs for water right 63-7610}$$

There are few acres that are overlapped by both water rights. The amount of water allowed on those acres would be a combination of the two per acre rates.

The only problem faced with this scenario is how can we deal with the existing transfer for 63-7610B in the SRBA. The solution to this problem is to combine the above diversion rates for a portion of both rights for the 5 acres and reduce the diversion rate for the remaining lands under 63-2724. The following are the calculations for this exercise:

$$0.008636364 \text{ cfs/ac} + 0.01 \text{ cfs/ac} = 0.018636364 \text{ cfs/ ac} \times 5 \text{ acres} = 0.09 \text{ cfs for water right 67-7610B.}$$

$$0.008636364 \text{ cfs/ac} \times 5 \text{ acres} = 0.04 \text{ cfs should be removed from 63-2724}$$

$$0.01 \text{ cfs/ac} \times 5 \text{ acres} = 0.05 \text{ cfs should be removed from 63-7610}$$

Therefore 63-2724 will be reduced by 0.04 cfs for the 220 acres of ground.

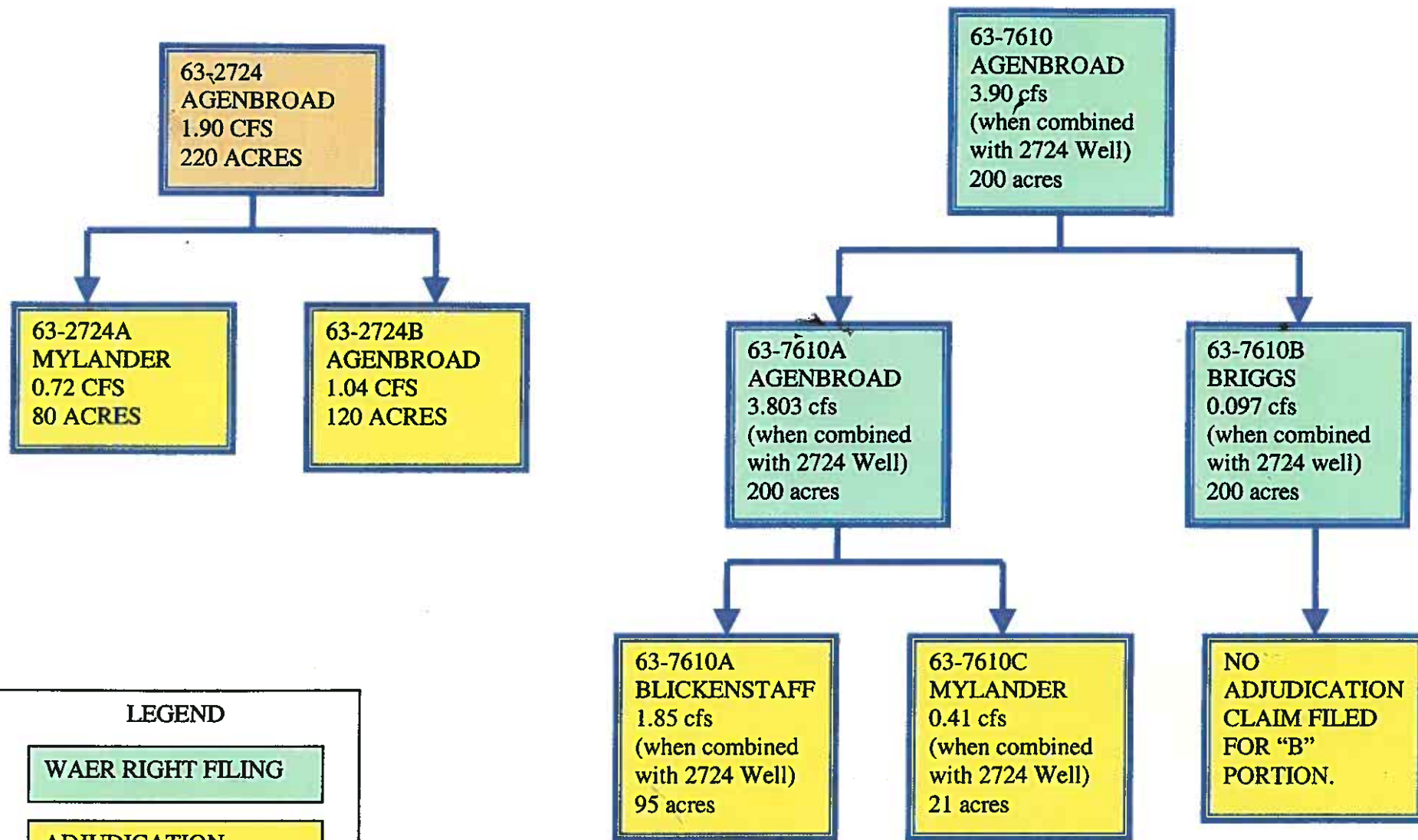
$$1.90 \text{ cfs} - 0.04 \text{ cfs} = 1.86 \text{ cfs for water right 63-2724}$$

$$1.86 \text{ cfs} / 220 \text{ acres} = 0.008454545 \text{ cfs/acre for 63-2724}$$

Water right 63-7610B is listed at a diversion rate of 0.097 cfs; therefore, we may have to recommend this right for 0.097cfs with a condition similar to the following:

Due to splits in the original irrigation system, the maximum amount of water that is available for appropriation of this water right is 0.09 cfs.

Therefore, each split should be recommended with a diversion rate equal to the rate per acre proposed above. The annual volume should not be affected by the splits. The only change would be an adjustment of the amount of water diverted from each water right.



LEGEND

WAER RIGHT FILING

ADJUDICATION
CLAIM SPLITS

ADJUDICATION
CLAIM FILED LIKE
WATER RIGHT

63-2724 was licensed with a capacity of 1.90 cfs. 63-7610 added a well with the capacity of 2.00 cfs and included the well licensed under 63-2724 for a total diversion rate of 3.90 cfs. The department then conditioned 63-7610 that when combined with 63-2724 it is limited to a combined diversion rate of 3.90 cfs. The properties have been split and the wells are no longer connected to the same system. Therefore, regulating the combined rights would be impossible.

SECTION 22 T2N R2W ==>

SWSW

SESW

SWSE

SESE

NWNW

NENW

NWNE

NENE

SENW

SWNE

SENE

NESE

NWSE

SWSW

SESW

SWSE

SECTION 27 T2N R2W ==>

WELL FOR WATER RIGHT 63-2724

- 2 WELLS FOR WATER RIGHT 63-7610 AND SPLITS.
(PLEASE NOTE THAT 63-7610 AND 63-2724 SHARE THE SAME WELL IN THE NWNE S27

63-2724A CLAIM

63-2724B CLAIM

63-7610A CLAIM

63-7610C CLAIM

63-10064 WR

63-2724 WR

63-7610A WR

63-7610C WR

SCANNED

DEC 04 2002

SCANNED

DEC 04 2002

GRIGGS
BLANKENHAF
SON.

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO.

A63-07610C

WR 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	"R" RECORD
PRIORITY*	N						
PT. OF DIV.	N						
SOURCE	N						DATA ENTRY COMPLETE BY _____ DATE _____
PL. OF USE	Y						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	Y						
CONSUMPTIVE USE	Y						
NATURE OF USE	N						
PERIOD OF USE	Y						
BASIS OF CLAIM	N						
REMARKS	Y						

N/A
*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

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

COMMENTS: _____

VERIFICATION CODES

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

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/31/95 14:28:52
Page 1

Water Right Number - 63-076100

Prefix Translation: WATER RIGHT

Old (D) Number -

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***

AGENBROAD

CARL

1 -
2 -
3 -

City- NAMPA
Phone -

State- ID Zip- 83651

+ - - Priority Date - + 06/12/1972 ✓ + - - Region - - - + 14 WESTERN + - - Stage - - - + L - LICENSE ✓ + - - Status - - - +

+ - - - - Source - - - - + GROUNDWATER ✓ + - - - - Tributary - - - - - +

TwN	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
02N ✓	02W ✓	27 ✓	NW ✓	NE ✓		(27) CANYON ✓				
			NE ✓	SE ✓		(27) CANYON ✓				

Code	Description	Period From	Water Use	Period To	Diversion Rate	Diversion Volume
01 - IRRIGATION ✓		04/01		10/31	3.803	877.50 ✓

+ - Total Div. Rate - + 3.803 0.41 + - Total Div. Volume - + 877.50 ✓ + - Total Div. Capacity - + 0.41

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
02N ✓	02W ✓	27 ✓	SE SE ✓		40.0	01	IRRIGATION	(27) CANYON
02N	02W	27 ✓	NE NE ✓		40.0	01	IRRIGATION	(27) CANYON
02N	02W	27	SE NE ✓		40.0	01	IRRIGATION	(27) CANYON
02N	02W	27	NE SE		40.0	01	IRRIGATION	(27) CANYON
02N	02W	27	SE SE		35.0	01	IRRIGATION	(27) CANYON

Total Acres: 195.0
21

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - 63-2004.

+ - - - - Remarks - - - - - +
TRANS. 2716.

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

WR5808NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

08/31/95 14:28:52
Page 2

Water right number - 63-07610A

Prefix Translation: WATER RIGHT

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

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

+ - - - - Comments - - - - -
No Comments Found

+ - - Audit Fields - 07/01/85 05/01/88 CONVERT

+ - - - - Water Rights Dates and Flags Area - - - - -

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 07/01/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 01/31/1983	Appl Received - 00/00/0000	Transfer/Amended - T
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag -
Presumption Flag -		

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7610 Priority June 12, 1974 Amount 3.90 cfs

THIS IS TO CERTIFY, that CARL AGENBROAD
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7610 issued pursuant to Application for Permit dated June 12, 1974
and has submitted proof to the Department of Water Resources on December 11, 1974
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.90 cfs of water from a ground water source
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>Oct. 31</u>	<u>3.90</u> cfs and	<u>900 acre feet or</u>
	from _____	cfs and	<u>4.8 af per acre</u>
	from _____	cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 3.90 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
900 acre feet per year, said waters to be diverted within the NE 1/4 and NW 1/4 of
Sec. 27, Twp. 2 N, Rge. 2 W, B. M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Total
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	2W	22																40	40
		27	40			40											40	40	160

Total number of acres irrigated 300

* Subject to the condition that the maximum rate of diversion shall not exceed 3.90
cubic feet per second when combined with License No. 20699/63-2724.

A measuring device of a type approved by the Department shall be permanently
maintained as part of the diverting works.

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 5 day of
November, 19 75.

Director