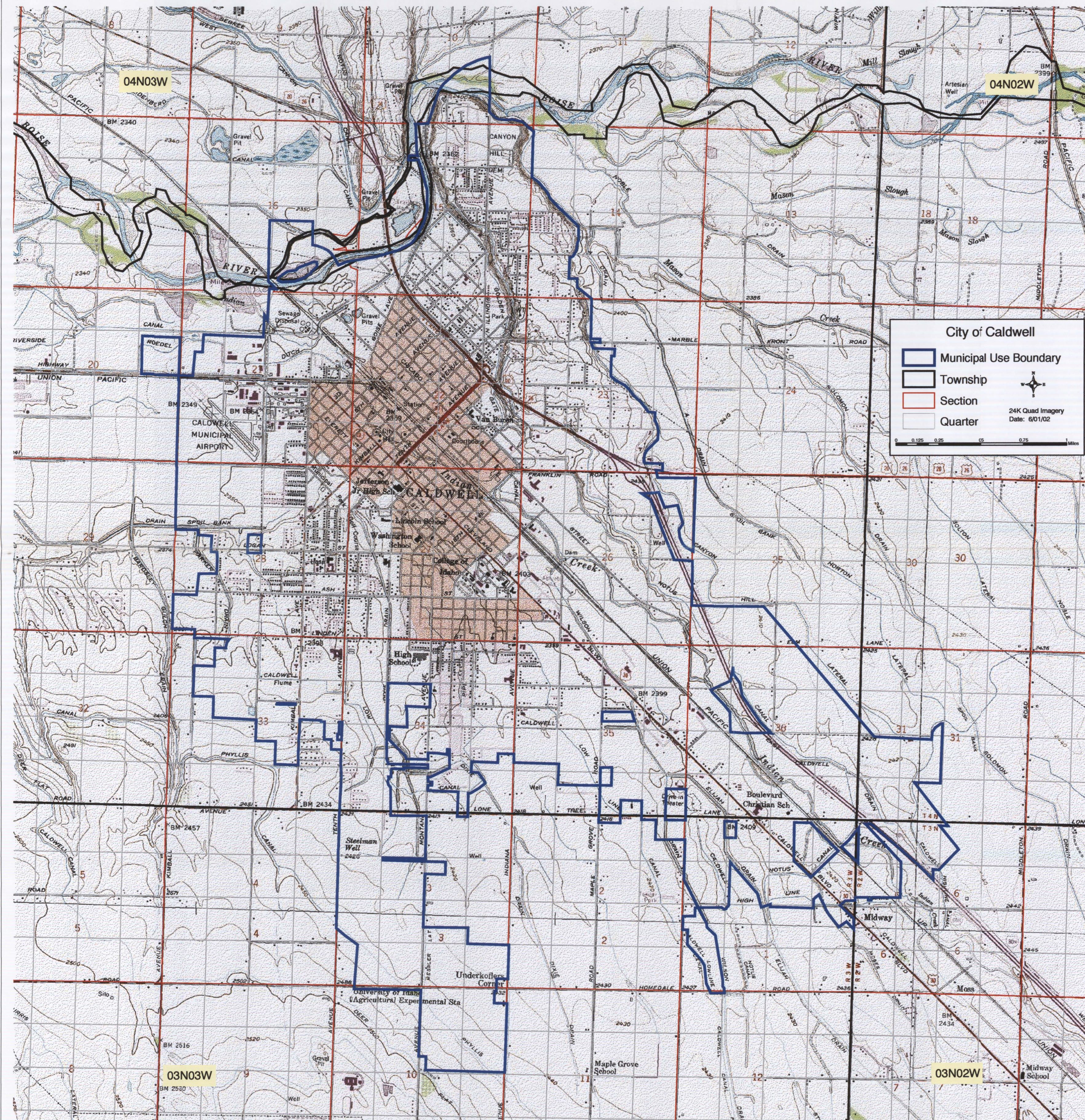




08/25/2008

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

RIGHT NUMBER: 63-3304A

NAME AND ADDRESS: CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.650 CFS
133.80 AFY

Right Nos. 63-3304A and 63-3304B are limited to a total combined diversion rate of 0.65 cfs.

~~The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor a total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.~~

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 07/17/1962

POINT OF
DIVERSION:

T04N R03W S35 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/0115 11/15

0.650 CFS
133.80 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 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

T04N R03W S35 NWSW 10.00 T04N R03W S35 SWSW 26.00

36 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 use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The right holder shall accomplish the change authorized by Transfer No. 4736 within one (1) year of the date of the approval.

Failure of the right holder to comply with the conditions of Transfer No. 4736 is cause for the Director to rescind approval of the transfer.

The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor a total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.

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

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

Use of this right is combined with water from Pioneer Irrigation District.

RECEIVED

MAY 26 2008

DEPARTMENT OF
WATER RESOURCES

2008 MAY 23 PM 03:40
DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO
FILED _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA) ORDER SETTING SUBCASE(S)
Case No. 39576) FOR INITIAL HEARING
_____) SUBCASE NOS: SEE ATTACHED EXHIBIT A

The Initial Hearing for this subcase will be held before
Special Master THEODORE R. BOOTH

FRIDAY, JUNE 20, 2008 at 02:30 PM (MT)
IDAHO SUPREME COURT BUILDING
451 WEST STATE STREET
BOISE, ID

ATTENDANCE IS MANDATORY. All parties are required to
attend and must have full settlement authority.

At the Initial Hearing you will have an opportunity
to meet with a representative of the Idaho Department of
Water Resources (IDWR) and/or the objector in an attempt
to reconcile any difference between the claim and the
Director's Report. Bring any and all information you
believe is relevant to your claim and/or objection. If
the claim cannot be reconciled at the Initial Hearing,
the court will set the subcase(s) for trial within 45
days of the Initial Hearing. IF YOU INTEND TO AMEND YOUR
CLAIM, YOU MUST DO SO AT OR BEFORE THE INITIAL HEARING.

Settlement documents must be filed with the court by
JUNE 16, 2008 or hearing will not be vacated.

IT IS SO ORDERED.

DIRECTOR OF IDWR
PO BOX 83720
BOISE, ID 83720-0098

(continued)

Dated: MAY 23, 2008

/S/ THEODORE R. BOOTH

Special Master

Snake River Basin Adjudication

CERTIFICATE OF MAILING

I Certify that a true and correct copy of the ORDER SETTING SUBCASE(S) FOR INITIAL HEARING was mailed on MAY 23, 2008, with sufficient first-class postage to the following:

CITY OF CALDWELL

Represented by:

CHARLES L. HONSINGER

455 S THIRD ST

PO BOX 2773

BOISE, ID 83701-2773

Phone: 208-342-4591

DIRECTOR OF IDWR

PO BOX 83720

BOISE, ID 83720-0098

CITY OF CALDWELL

621 CLEVELAND BLVD

CALDWELL, ID 83605

Phone: 208-455-3006

Exhibit A

Subcase Nos:

63-03304A
63-03441
63-03484
63-03596
63-05051
63-05052
63-05053
63-05054
63-05055
63-07158
63-07900
63-07910
63-08008
63-08299
63-08986
63-08987
63-09358
63-10316
63-10317
63-10674
63-20532
63-32024
63-32025
63-32026
63-32027
63-32028
63-32029
63-32030
63-32031
63-32032
63-32033
63-32038

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

RIGHT NUMBER: 63-3304A

NAME AND ADDRESS: CITY OF CALDWELL
621 CLEVELAND BLVD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.650 CFS
133.800 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor a total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.

PRIORITY DATE: 07/17/1962

POINT OF DIVERSION:

T04N R03W S35 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.650 CFS 133.80 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 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

T04N R03W S35	NWSW	10.00	T04N R03W S35	SWSW	26.00
---------------	------	-------	---------------	------	-------

36 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 use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The right holder shall accomplish the change authorized by Transfer No. 4736 within one (1) year of the date of the approval.

Failure of the right holder to comply with the conditions of Transfer No. 4736 is cause for the Director to rescind approval of the transfer.

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

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

Use of this right is combined with water from Pioneer Irrigation District.

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

ADDRESS SERVICE
REQUESTED



RECEIVED
OCT 12 2006
WATER RESOURCES
WESTERN REGION



KENNETH M HOPPER
3321 N INDIANA
CALDWELL ID 83605

15670 Longhorn Dr
Caldwell 83607

63-3304A
Resent 10-13-06

04/25/2006

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

RIGHT NUMBER: 63-3304A

NAME AND ADDRESS: KENNETH M HOPPER
3321 S INDIANA
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.650 CFS
133.800 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor a total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.

PRIORITY DATE: 07/17/1962

POINT OF DIVERSION:

T04N R03W S35 SWSW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.650 CFS
133.80 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 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

T04N R03W S35 NWSW 10.00

T04N R03W S35 SWSW 26.00

36 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.

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The right holder shall accomplish the change authorized by Transfer No. 4736 within one (1) year of the date of the approval.

Failure of the right holder to comply with the conditions of Transfer No. 4736 is cause for the Director to rescind approval of the transfer.

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

After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.

Use of this right is combined with water from Pioneer Irrigation District.

Idaho Department of Water Resources



**T04N, R03W,
SEC 35**

Claim No: 63-3304A

Prepared By: Kimberly Brown

Date: April 25, 2006



Place of Use



Section Lines



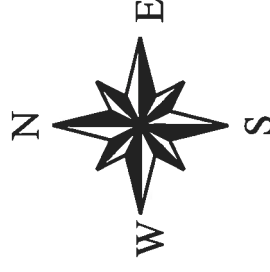
1/4 1/4



Point of Diversion

Irrigated Acres = 36

0 0.1 Miles



1987 NAPP

Transfer No. 4736

Page 1

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3304A

WATER RIGHT NUMBER: 63-3304A ✓

Owner Type

Current Owner

Name and Address

KENNETH M HOPPER ✓
3321 S INDIANA
CALDWELL, ID 83605
(208)454-1914

Original Owner

OCTAVIA G WALKER
609 E LINDEN ST
CALDWELL, ID 83605

Priority Date: 07/17/1962 ✓

Basis: License ✓

Status: Active

Source

GROUND WATER ✓

Tributary

Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate

0.650 CFS ✓

Annual Volume

133.80 AF ✓

Total Diversion:

0.650 CFS ✓

133.80 AF ✓

Location of Point(s) of Diversion

GROUND WATER

SW1/4SW1/4 ✓

Sec. 35, Twp 04N, Rge 03W, B.M. ✓

CANYON County ✓

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	03W	35										10.0	26.0						36.0

Total Acres: 36 ✓

ADD - Use is combined with water from Pioneer Irr. Dis.
ADD 839 - Season of use is 3/1 to 11/15.

Conditions of Approval:

REMOVE 1. 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.

Expl. ✓ 2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Expl. ✓ 3. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

Expl. ✓ 4. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.

ADD - The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor a total combined annual volume of 315.9 AF. For the total combined diversion of 85.0 acre.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3304A

Quantity ✓
Expl. ✓
Expl. ✓
Expl. ✓
Comments :-

5. R32 • This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
6. 028 • After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. 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.
8. T07 • The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of ~~the~~ approval.
9. { CLAIM AMENDED PER TRANSFER NO. 4736 APPROVED 04/09/1996.
THIS CLAIM IS A RESULT OF TRANSFER NO. 4736 SPLITTING A PORTION OF CLAIM NO. A63-03304 FEE PAID UNDER RECEIPT NO. M005638.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4736 IN FILE.

T No. 4736
T No. 4736

Remarks:

Comments:

Parcel No :

R 3583401000 → Address: ø S. Indiana
(33.9 AC) Ave
Caldwell

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3304A

WATER RIGHT NUMBER: 63-3304A

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	OCTAVIA G WALKER 609 E LINDEN ST CALDWELL, ID 83605
Current Owner	KENNETH M HOPPER 3321 S INDIANA CALDWELL, ID 83605 (208)454-1914

Priority Date: 07/17/1962

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	0.650 CFS	133.80 AF
	<u>Total Diversion:</u>	0.650 CFS	133.80 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 35, Twp 04N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
04N	03W	35										10.0	26.0						36.0

Total Acres: 36

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
3. 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.
4. 065 The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-3304A

5. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
6. 028 After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
7. 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.
8. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
9. The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
Compliance to No. 8 (see approval/condition 065) is suspended until information can be evaluated from the ongoing Treasure Valley Hydrologic Project. The Director retains the jurisdiction to reinvoke the provisions of condition No. 8 at any time he deems it is necessary.
Diversion and use of water under this right is subject to rules that may subsequently be promulgated for water applications.
Two points of diversion are located within NWSW, S35, T04N, R03W.

Remarks:

Comments:

1. PSKAGGS 3/25/1996 TRANSFER NO. 4736

Comment: Transfer No. 4736 was filed to add points of diversion and split the right according to a sale & use agreement that rotates the use of the full rate of diversion. Both Parts A & B are subject to the transfer approval.

2. PSKAGGS 6/17/1996 AMENDED TRANSFER NO. 4736

Comment: Amended transfer approval signed 06-17-96, modifying conditions.

Water Supply Bank:

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-3304A

03/20/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~1304A~~	~~Claim~~	~~04N~~	~~03W~~	~~35~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~10/36~~	~~KENNETH M HOPPER~~
1304B	Claim	04N	03W	35	NW	SW		IRRIGATION	30/49	CALDWELL SCHOOL DISTRICT #132
~~1304A~~	~~Water Right~~	~~04N~~	~~03W~~	~~35~~	~~NW~~	~~SW~~		~~IRRIGATION~~	~~10/36~~	~~KENNETH M HOPPER~~
1304B	Water Right	04N	03W	35	NW	SW		IRRIGATION	30/49	CALDWELL SCHOOL DISTRICT #132
~~1304A~~	~~Claim~~	~~04N~~	~~03W~~	~~35~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~26/36~~	~~KENNETH M HOPPER~~
~~1304A~~	~~Water Right~~	~~04N~~	~~03W~~	~~35~~	~~SW~~	~~SW~~		~~IRRIGATION~~	~~26/36~~	~~KENNETH M HOPPER~~
19881	Water Right	04N	03W	35	SW	SW		DOMESTIC		EDWARD M HOSHAW
21610	Water Right	04N	03W	35	SW	SW		DOMESTIC		EDWARD HOSHAW
21651	Water Right	04N	03W	35	SW	SW		DOMESTIC		EMILY L RAINEY

- overlap w/ #63-3304

- supplemental to Pioneer Irr. Dist.
water

Receipt Details for ID M005638

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
1/31/1990 10:29:25 AM	1/31/1990	Mobile	\$135.00	Check
Payer	HOPPER, KENNETH/ BEVERLY			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
3192			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$135.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	3304		\$135.00	Claim

Print Report

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 63-03304 A Date: 11-27-01

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	4N	3W	35										10	26						36
-GIS													10.4	25.4						36
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 36

Overlapping POU Claim #'s:

Total GIS Acres: 36

COMMENTS:

per County tax data

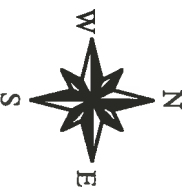
Idaho Department of Water Resources

Claim Number: 63-03304A

Legal: T04N, R03W, S35

Reviewed By:

-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines



WR5747NP

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHTS NUMBER INDEX

DATE: 06/18/96
PAGE: 1

WATER RIGHT NUMBER	NAME	CFS
63-03304	THIS RIGHT SPLIT INTO PARTS A & B THRU TRANSFER NO. 4736.	
63-03304A	HOPPER , KENNETH M	0.65
63-03304B	SCHOOL DISTRICT NO 132	0.65

* Amended Transfer Approval T#4736 6-17-96 *

RECEIVED
JUN 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 4736
WATER RIGHT NO. 63-03304A/63-03304B

This is to certify that: KENNETH M HOPPER And SCHOOL DISTRICT NO 132
3321 S INDIANA 1101 E CLEVELAND BLVD
CALDWELL ID 83605 CALDWELL ID 83605

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.

Hopper
Right No. 63-03304A:
Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	133.8 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 35, Township 04N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 03W 35	NWSW 10	SWSW 26		36
Total number of acres irrigated:				36

School District No. 132
Right No. 63-03304B:
Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	182.1 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 35, Township 04N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 03W 35	NESW 19	NWSW 30		49
Total number of acres irrigated:				49

SOURCE

GROUNDWATER

TOTAL:

* 0.65 CFS

315.9 AF

Acres 85

RECORDED

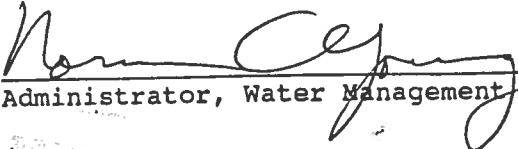
JUN 28 1996

TRANSFER NO. 4736
WATER RIGHT NO. 63-03304A/63-03304B

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. Compliance to No. 8 is suspended until information can be evaluated from the ongoing Treasure Valley Hydrologic Project. The Director retains the jurisdiction to reinvoke the provisions condition No. 8 at any time he deems it is necessary.
- * 10. The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
11. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for water applications.
12. Two points of diversion are located within NWSW, S35, T04N, R03W.

Dated this 17TH day of JUNE, 1996.


Administrator, Water Management Division

JUN 28 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4736
WATER RIGHT NO(S). 63-03304A/63-03304B

This is to certify that:
SCHOOL DISTRICT NO. 132 And KENNETH M HOPPER
1101 E CLEVELAND BLVD 3321 S INDIANA
CALDWELL ID 83605 CALDWELL ID 83605

have 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.

Hopper
Right No. 63-03304A :
Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	133.8 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 35, Township 04N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 03W 35	NWSW 10	SWSW 26		36
Total number of acres irrigated:				36

School District No. 132
Right No. 63-03304B :
Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	182.1 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 35, Township 04N, Range 03W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 03W 35	NESW 19	NWSW 30		49
Total number of acres irrigated:				49

SOURCE
GROUNDWATER

TOTALS: * 0.65 CFS * 315.9 AF Acres 85

RECORDED

JUN 26 1996

TRANSFER NO. 4736
WATER RIGHT NO(S). 63-03304A/63-03304B

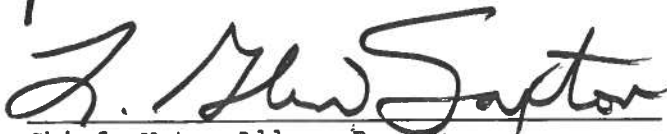
CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
9. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
10. If the right holder chooses to irrigate with groundwater when surface water is available, the right holder shall mitigate the impacts of groundwater withdrawal. A plan for mitigation shall be approved by the Department prior to the use of groundwater at times when surface water is available.
11. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
12. Two points of diversion are located within NWSW, S35, T04N, R03W.

Dated this 9th day of

April, 19

96


Chief, Water Alloc. Bureau



JUN 28 1996

+ 7588

State of Idaho License and Certificate of Water Right

Water License No. G-30581

Amount 0.65 c.f.s.

Water District No. _____

Priority July 17, 1962

THIS IS TO CERTIFY that OCTAVIA G. WALKER
of Caldwell, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated July 17, 19 62; that Permit No. G-30581
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.65 second feet, was issued thereunder on June 5, 19 63, showing that said works
were completed on the 16th day of October, 19 62; and that on the 16th
day of October, 19 62,

OCTAVIA G. WALKER
of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-30581 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7588, on the 5th day of June, 19 63;
The right hereby confirmed dates from July 17, 19 62;
The Point of Diversion is located

in the S¹/₄ SW¹/₄ Sec. 35, Tp. 4 N., R. 3 W., B. M. Canyon County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 0.65 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
<u>4 N.</u>	<u>3 W.</u>	<u>35</u>	<u>NE¹/₄ SW¹/₄</u>	<u>20</u>	<u>20</u>
			<u>NW¹/₄ SW¹/₄</u>	<u>40</u>	<u>40</u>
			<u>SW¹/₄ SW¹/₄</u>	<u>25</u>	<u>25</u>
			Total number of	acres to be irrigated:	<u>85</u>

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
5th day of June, 19 63.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

63-3304

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 38653
Permit No. G- 30581
District No.

1. Name of Applicant: Octavia G. Walker
Postoffice address: 609 E. Linden, Caldwell County: Canyon State: Idaho
2. Quantity of water claimed: 1.7 c.f.s.
 - (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 1/4 of the SW 1/4 of Section 35
Twp. 4 N , Rge. 3 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 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. . B.M.
7. Kind of works: Pump, electric motor and ditches
8. Estimated cost of works: \$10,000.00
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:
11. 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:
Pioneer Irrigation District
 - (a) 1.7 (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) (cubic feet per second, inches or gallons per minute) is for new lands.

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-30581

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

1. Name of applicant Octavia G. Walker

2. Source of water supply: subterranean

3. Location of point of diversion: Is in the SW¹/₄SW¹/₄ of Section 35
T. 4 N R. 3 W. County of Canyon ✓

4. Describe works as they exist, giving dimensions and capacities of same: 7 1/2 HP G.F. Meter
(Weight 185.37) No Serial Number. Layne-Bowler Pump # 8610
6" diach to open ditch. Well 12.5' x 8" h: 14'

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes

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

N¹/₂SW¹/₄, SW¹/₄SW¹/₄, Sec. 35, T. 4 N., R. 3 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. Ted Hoppes along (Farm place)

Sparking Meter: (1 Rev in 2 Min. 27 Sec.)

This examination was made on the 10th day of May, 1963

(Signed)

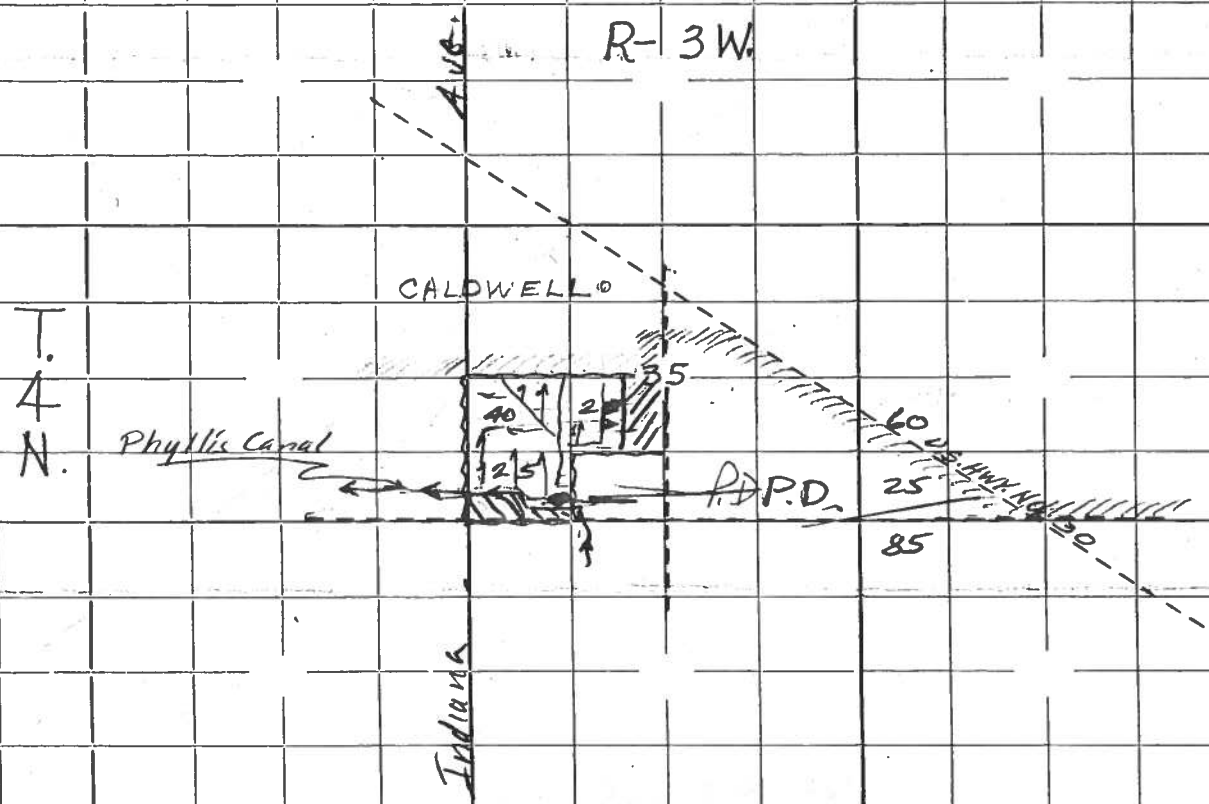
Logan Johnson

Examiner.

30581

49° 3' a = .18°

100 by 2 min 27 sec
 $\frac{140}{27}$ 0.60 x 1.08 = .65
167 1707 2 32 1/2 inch



Subdivisions 3
 AREA 85 acm.
 Q 0.65 ef. 32 1/2 inch

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: **A63-03304A**
Date Received: 1/31/1990
Receipt No: X777777
Received By: _____

AMENDED

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

AMENDED

1. Name: KENNETH M HOPPER 208-454-1914
Address: 3321 S INDIANA
CALDWELL ID 83605

2. Date of Priority: JUL 17, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	03W	35		SW	SW		CANYON

5. Description of diverting works:
WELL, 7.5 HP TURBINE PUMP, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.650		133.80

7. Total Quantity Appropriated is:
0.650 C.F.S. (and/or) 133.80 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 of	Lot	Use	Acres
04N	03W	35	NW	SW		IRR	10.0
			SW	SW		IRR	26.0

Section Acres 36.0

10. Place of Use: Continued

Total Acres 36.0

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:
PIONEER IRRIGATION DISTRICT

14. Remarks:
CLAIM AMENDED PER TRANSFER NO. 4736 APPROVED 04/09/1996.
THIS CLAIM IS A RESULT OF TRANSFER NO. 4736 SPLITTING A
PORTION OF CLAIM NO. A63-03304 FEE PAID UNDER RECEIPT NO.
M005638.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 4736 IN FILE.

15. Basis of Claim: LICENSE

Water Right Number: 30581

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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____

My Commission Expires _____

Water Right Number - 63-03304A Prefix Translation: WATER RIGHT Old (D) Number - 30581

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

*** C - CURRENT OWNER ***

HOPPER KENNETH M 1 - 3321 S INDIANA
2 -
3 -
City- CALDWELL State- ID Zip- 83605
Phone - 208-454-1914

*** O - ORIGINAL OWNER ***

WALKER OCTAVIA G 1 -
2 -
3 -
City- State- ID Zip-
Phone - 208-000-0000

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
07/17/1962 14 WESTERN L - LICENSE

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

Point of Diversion							Diversion Name	Diversion Rate	Diversion No.
Twn	Rng	Sec	Tract	Lot	RFlg	County			
04N	03W	35	SW SW			(27) CANYON			

Water Use		Diversion Rate		Diversion Volume
Code	Description	Period From	Period To	
01 - IRRIGATION		03/15	11/15	0.650 133.80

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
0.650 133.80

Place of Use							Description	County
Twn	Rng	Sec	Tract	Lot	Acres	Code		
04N	03W	35	NW SW		10.0	01 IRRIGATION		(27) CANYON
04N	03W	35	SW SW		26.0	01 IRRIGATION		(27) CANYON
Total Acres:					36.0			

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use - PIONEER IRRIGATION DISTRICT

+ - - - - Remarks - - - - - +

The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or

MICROFILMED
OCT 02 1996

Water right number - 63-03304A

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - - +

used on any other place of use.
If the right holder chooses to irrigate with groundwater when surface water is available, the right holder shall mitigate the impacts of groundwater withdrawal. A plan for mitigation shall be approved by the Department prior to the use of groundwater at times when surface water is available.
Two points of diversion are located within NWSW, S35, T04N, R03W.

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

No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +

- 046 - Right holder shall comply with the drilling permit
 - requirements of Section 42-235, Idaho Code.
- R32 - This right when combined with all other rights shall provide no
 - more than .02 cfs per acre nor more than 4.5 afa per acre for the
 - lands above.
- 028 - After specific notification by the department, the right holder
 - shall annually report the amount of water diverted to the
 - department.
- 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.
- T17 - Prior to diversion of water under this approval, the right holder
 - shall provide a means of measurement acceptable to the Department
 - from all authorized points of diversion which will allow
 - determination of the total rate of diversion.
- 065 - The right holder shall use the full allotment of appurtenant
 - surface water rights in conjunction with groundwater diverted
 - under this right and shall only divert groundwater under this
 - right when water from the appurtenant surface water rights cannot
 - be delivered to the right holder.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - Comments - - - - - +

Date: 03/25/1996 User Id: PSKAGGS Subject: TRANSFER NO. 4736

Transfer No. 4736 was filed to add points of diversion and split the right according to a sale & use agreement that rotates the use of the full rate of diversion. Both Parts A & B are subject to the transfer approval.

+ - - Audit Fields - 11/07/95 LGRAVES 02/14/96 SCURTIS 03/25/96 PSKAGGS 03/26/96 PSKAGGS

MICROFILMED
OCT 02 1996

Water right number - 63-03304A

Prefix Translation: WATER RIGHT

+ - - - - 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 - 05/20/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number - W020013	Water District -
Licensed Date - 00/00/0000	Appl Received - 00/00/0000	Transfer/Amended - J
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag- Y
Presumption Flag -		

MICROFILMED
OCT 02 1996

W-ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED

TRANSFER OF WATER RIGHT

AMENDED

TRANSFER NO. 4736
WATER RIGHT NO. 63-03304A/63-03304B

This is to certify that: **KENNETH M HOPPER And SCHOOL DISTRICT NO 132**
3321 S INDIANA 1101 E CLEVELAND BLVD
CALDWELL ID 83605 CALDWELL ID 83605

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.

Hopper

Right No. 63-03304A:

Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	133.8 AF

LOCATION OF POINT(S) OF DIVERSION: SWSW , Sec. 35, Township 04N, Range 03W
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>
04N	03W	35	NWSW 10	SWSW 26		36
Total number of acres irrigated:						36

School District No. 132

Right No. 63-03304B:

Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	182.1 AF

LOCATION OF POINT(S) OF DIVERSION: NWSW , Sec. 35, Township 04N, Range 03W
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>
04N	03W	35	NESW 19	NWSW 30		49
Total number of acres irrigated:						49

SOURCE

GROUNDWATER

TOTAL: * 0.65 CFS 315.9 AF Acres 85

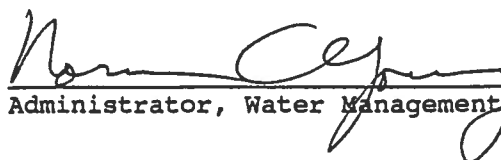
MICROFILMED
OCT 02 1996

TRANSFER NO. 4736
WATER RIGHT NO. 63-03304A/63-03304B

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
8. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
9. Compliance to No. 8 is suspended until information can be evaluated from the ongoing Treasure Valley Hydrologic Project. The Director retains the jurisdiction to reinvoke the provisions condition No. 8 at any time he deems it is necessary.
- * 10. The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
11. Diversion and use of water under this right is subject to rules that may subsequently be promulgated for water applications.
12. Two points of diversion are located within NWSW, S35, T04N, R03W.

Dated this 17TH day of JUNE, 1996.


Administrator, Water Management Division

MICROFILMED
OCT 02 1996

Carter - ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

APR 12 1996

WATER RESOURCES
WESTERN REGION

TRANSFER NO. 4736
WATER RIGHT NO(S). 63-03304A/63-03304B

This is to certify that:

SCHOOL DISTRICT NO. 132 And KENNETH M HOPPER
1101 E CLEVELAND BLVD 3321 S INDIANA
CALDWELL ID 83605 CALDWELL ID 83605

have 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.

Hopper

Right No. 63-03304A :

Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	133.8 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		SWSW , Sec. 35, Township 04N, Range 03W CANYON County	
<u>PLACE OF USE: IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u> <u>TOTAL</u>
04N 03W 35	NWSW 10	SWSW 26	36
Total number of acres irrigated:			36

School District No. 132

Right No. 63-03304B :

Priority: 07/17/1962

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	* 0.65 CFS	182.1 AF
<u>LOCATION OF POINT(S) OF DIVERSION:</u>		NWSW , Sec. 35, Township 04N, Range 03W CANYON County	
<u>PLACE OF USE: IRRIGATION</u>			
<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u> <u>TOTAL</u>
04N 03W 35	NESW 19	NWSW 30	49
Total number of acres irrigated:			49

SOURCE

GROUNDWATER

TOTALS: * 0.65 CFS * 315.9 AF Acres 85

MICROFILMED
OCT 02 1996

TRANSFER NO. 4736
WATER RIGHT NO(S). 63-03304A/63-03304B

CONDITIONS OF APPROVAL AND REMARKS

1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
2. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
3. After specific notification by the department, the right holder shall annually report the amount of water diverted to the department.
4. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
5. 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.
6. 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.
7. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 8. The total instantaneous diversion of water from all points of diversion under Transfer No. 4736 shall not exceed 0.65 cfs, nor total combined annual volume of 315.9 af for the total combined irrigation of 85.0 acres.
9. The right holder shall use the full allotment of appurtenant surface water rights in conjunction with groundwater diverted under this right and shall only divert groundwater under this right when water from the appurtenant surface water rights cannot be delivered to the right holder.
10. If the right holder chooses to irrigate with groundwater when surface water is available, the right holder shall mitigate the impacts of groundwater withdrawal. A plan for mitigation shall be approved by the Department prior to the use of groundwater at times when surface water is available.
11. This right shall not be used if the surface water right(s) appurtenant to the place of use is sold, transferred, leased, or used on any other place of use.
12. Two points of diversion are located within NWSW, S35, T04N, R03W.

Dated this 9th day of April, 1996

L. H. Saylor
Chief, Water Alloc. Bureau

MICROFILMED
OCT 02 1996

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 4776

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Caldwell School District #132 Phone (208) 455-3301
Post Office address 1101 E. Cleveland Blvd., Caldwell, Idaho 83605

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 See Attached

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

1. Right Number 63-3304B Priority July 17, 1962 Amount (cfs/ac-ft) 0.65 cfs Nature of Use Irrigation Period of Use March 15 to Nov. 15
.37
2. Total amount of water being transferred 0.65 .37 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Ground Water tributary to N/A
4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
	NE	NW	SW	35	4N	3W	Canyon	N/A

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	
4N	3W	35										30							30
4N	3W	35									19								19

MICROFILMED
OCT 02 1996

Total share of licensed R/W. 16.1175

Total acres 49

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 (See Water Right Profile Report Attached)

1. Right evidenced by:

- a. Decree No. N/A Decreed to -
in case of - vs. -
dated - in - county of -
- b. License No. 63-3304 issued by the Idaho Department of Water Resources.
- c. Claim No. A63-03304 on file with the Idaho Department of Water Resources.
- d. Transfer No. N/A 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 - Attached ☐ Other _____

3. Source of water Ground Water tributary to N/A

4. Date or priority July 17, 1962

5. Water is used for the following purpose:

amount 0.65 cfs for Irrigation purposes from March 15 to Nov. 15
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right 0.65 cubic feet per second and/or NA acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	SW	35	4N	3W	Canyon	NA

8. 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	
4N	3W	35									20								20
4N	3W	35										40							40
4N	3W	35											25						25

MICROFILMED
OCT 02 1996

Total acres 85

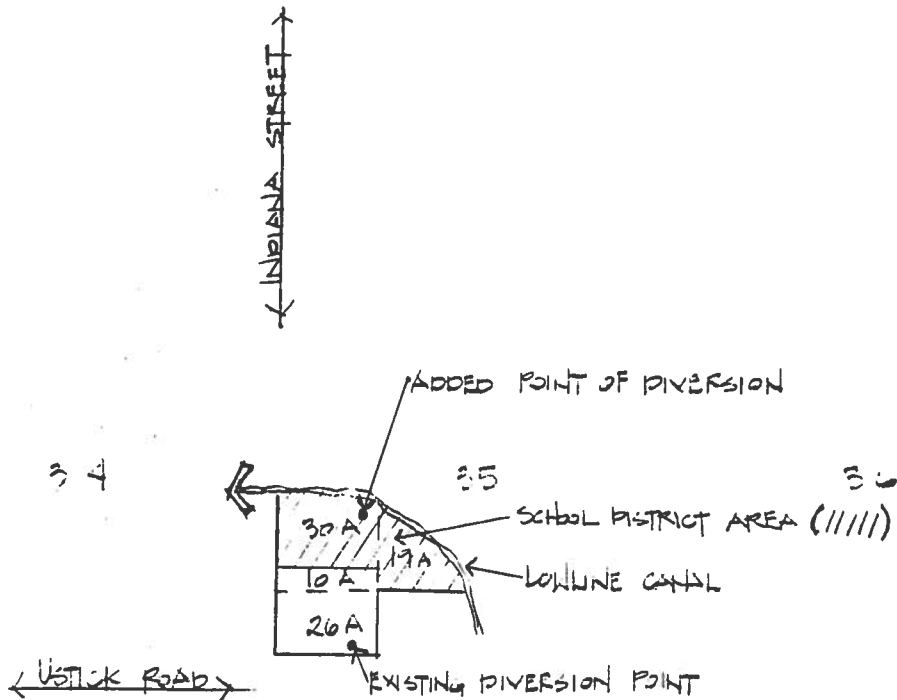
9. Describe any other water rights used for the same purpose as described above Pioneer Irrigation District

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

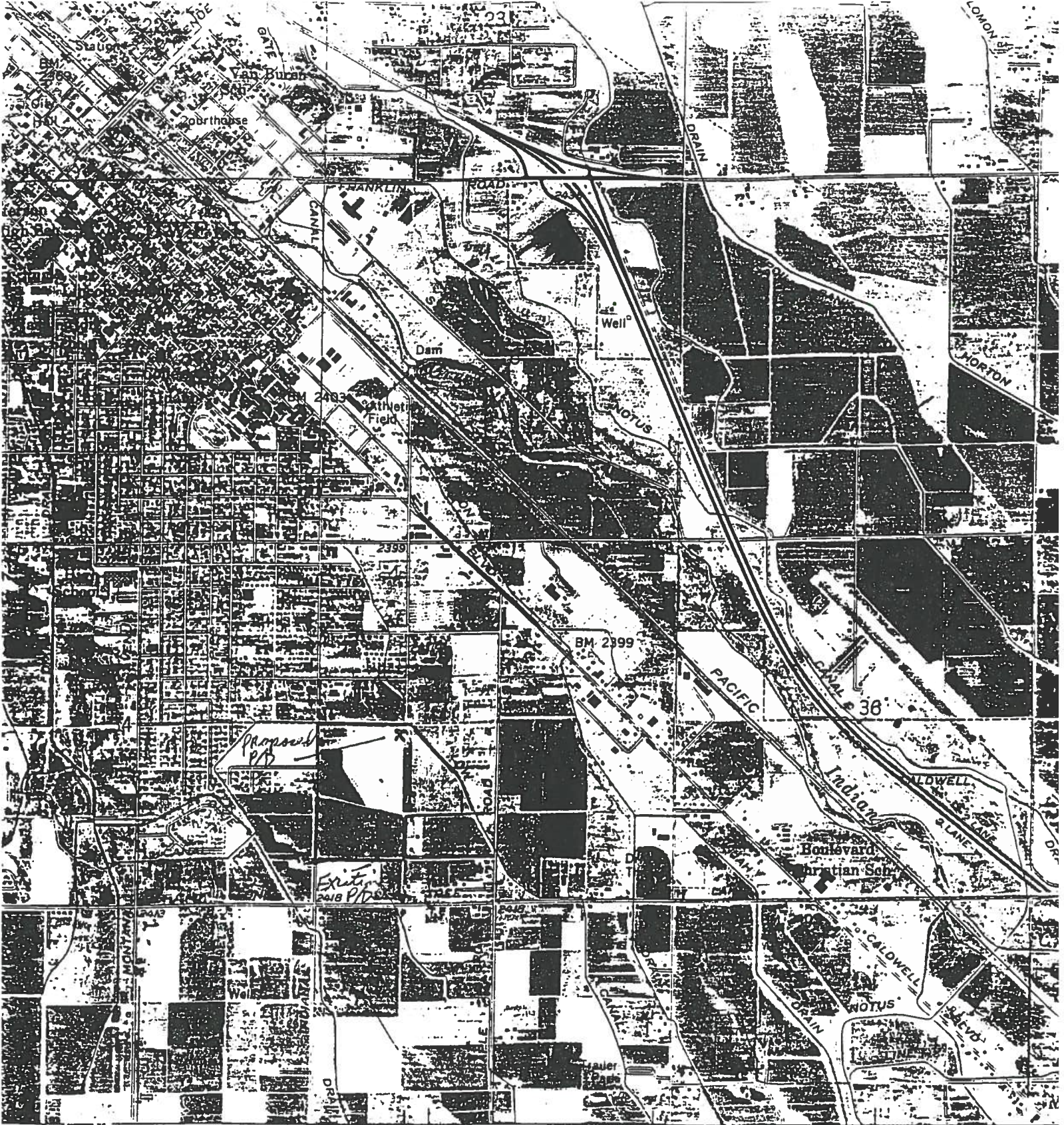
- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.

R. 3 W.

NORTH ↑



MICROFILMED
OCT 02 1996



Scale: 1:24,000



Maps Can Be Obtained
Blue Print, Boise Idaho

MICROFILMED
OCT 02 1996

CALDWELL
N3375 W1

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: A63-03304
Date Received: 1/31/1990
Receipt No: MD05638
Received By: CA

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: KENNETH M. HOPPER 208-454-1914
Address: 3321 S. INDIANA
CALDWELL, ID 83605

AND/OR

Name: BEVERLY J. HOPPER 208-454-1914
Address: 3321 S. INDIANA
CALDWELL, ID 83605

2. Date of Priority: JUL 17, 1962

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	03W	35	NE	SW	SW		CANYON

5. Description of diverting works:
WELL, 7.5 HP TURBINE PUMP, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.650		

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

8. Total consumptive use is 297.5 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	03W	35	NE	SW		IRR	20.0
			NW	SW		IRR	40.0
			SW	SW		IRR	25.0
						Section Acres	85.0
						Total Acres	85.0

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:
PIONEER IRRIGATION DISTRICT

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 30581

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): Kenneth M. Hopper Date: January 31, 1990

Date: _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 31st day

of January 19 90

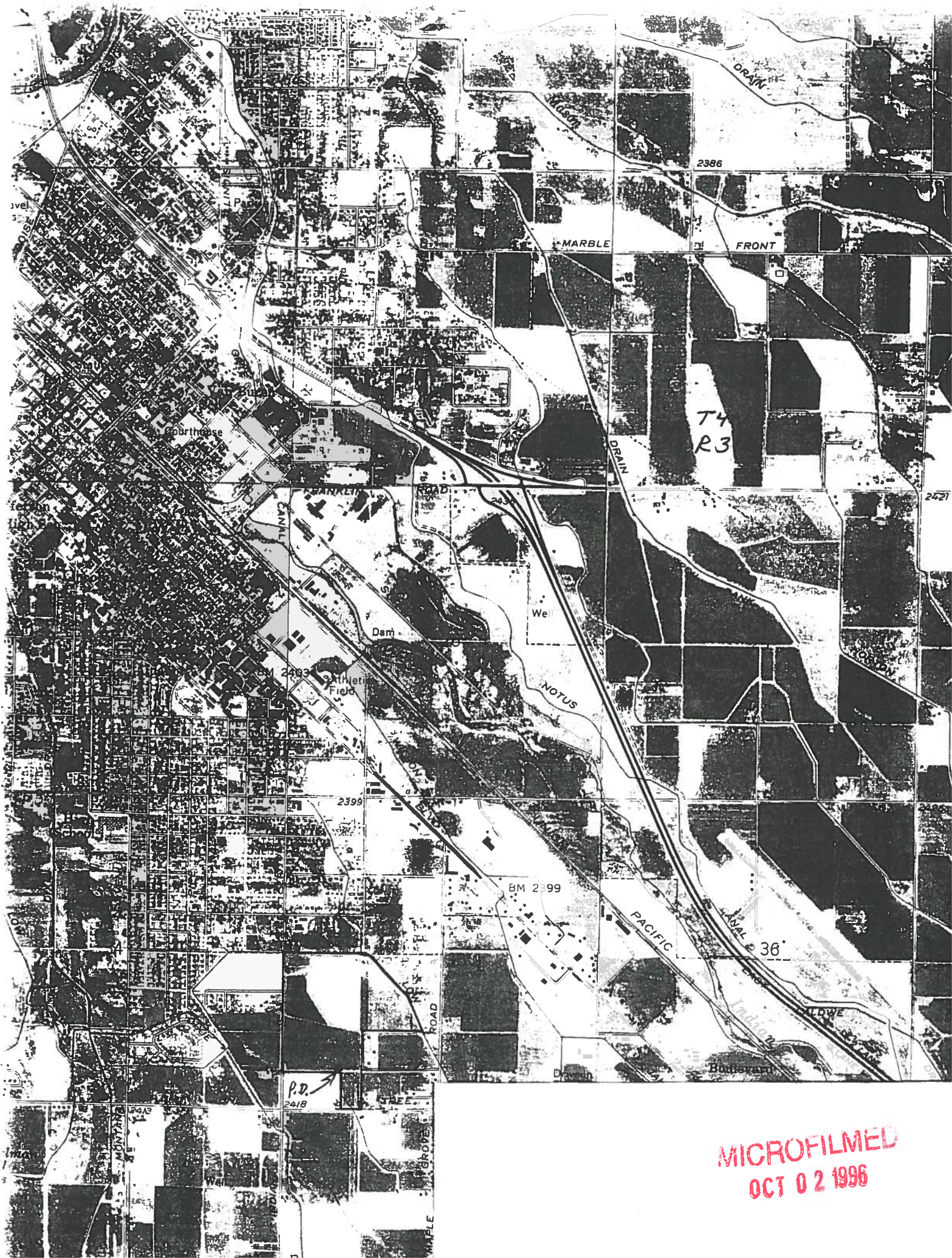
Seal

Carter Fritschle
Notary Public

Residing at _____

My Commission Expires _____

Carter Fritschle, Notary Public
Residing at Eagle, Idaho
My commission Expires March 21, 1994



MICROFILMED
OCT 02 1996