

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

RIGHT NUMBER: 63-9358

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

PRIORITY DATE: 03/14/1980

POINT OF
DIVERSION:

T03N R02W S6 SWNW Lot 5 Within CANYON County

~~T03N R02W S6 NWSW Lot 6 Within CANYON County~~

T04N R03W S15 NENE Within CANYON County

T04N R03W S21 SESW Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S22 NENE Within CANYON County

T04N R03W S26 SWNE Within CANYON County

T04N R03W S27 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 NENE Within CANYON County

T04N R03W S28 SENE Within CANYON County

T04N R03W S28 SWSE Within CANYON County

T04N R03W S34 SENW Within CANYON County

T04N R03W S35 NWNE Within CANYON County

T04N R03W S36 NENW Within CANYON County

~~The points of diversion for this right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5054, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, 63-32038 are diverted through the points of diversion described in Right No. 63-32024.~~

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

1/01 12/31

2.000 CFS

PLACE OF USE:

Place of use is within the service area of City of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right ~~at the Well Site #13~~ from Caldwell Well No. 13 located in ~~T3N, R2W, Cvt Lot 6, Sec. 6, NWSW.~~ T03N, R02W, S06, Lot 5, SWNW.

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 includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

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

RIGHT NUMBER: 63-9358

NAME AND ADDRESS: CITY OF CALDWELL
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CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

PRIORITY DATE: 03/14/1980

POINT OF

DIVERSION: T03N R02W S6 NWSW Lot 6 Within CANYON County

The points of diversion for this right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5054, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, 63-32038 are diverted through the points of diversion described in Right No. 63-32024.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

MUNICIPAL

1/01 12/31

2.000 CFS

PLACE OF USE:

Place of use is within the service area of City of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

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To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right at the Well Site #13 located in T3N, R2W, Gvt Lot 6, Sec. 6, NWSW.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

16" CASING ON 530' DEEP WELL HOUSES 100 HP AURORA VERTI-LINE PUMP. PUMP IS SET AT 200'. LIFT IS 138'. WATER IS DISCHARGED THROUGH 10" MAINLINE THAT IS BURIED 15" FROM CENTER OF WELL CASING. BURIED LINE RUNS APPROX. 3300' N: NW BEFORE BRANCHING TO 8" LINES. THIS WELL IS FULLY INTEGRATED INTO CITY OF CALDWELL WATER SUPPLY. SPARKING FLUWMETER IS SET IN 10" PIPE 50" FROM WELL. THREE 4" DISCHARGE LINES, EACH WITH CHANNEL VALVES, ARE LOCATED BETWEEN FLUWMETER AND ELBOW IN MAINLINE. THE FIRST DISCHARGE LINE HAS A PUMP CONTROL VALVE; THE THIRD DISCHARGE LINE CONTAINS A PRESSURE RELIEF VALVE AND A PRESSURE GAUGE. A BUTTERFLY VALVE IS SET BETWEEN ^{SECOND} ~~SECOND~~ AND THIRD DISCHARGE LINES.

☐ See Remarks on page 4 for continuation

4. *these lines are essentially pressure relief drain lines.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
	GE	100	DXJ425293	AURORA VERTI-LINE	NU TAS ON PUMP

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
	06		NW	SW	6	3N	2W	CANYON	USGS 7 1/2' QUAD. USED VEHICLE ODOMETER AND PACING.
									MR. DEARDEN CALLED HIS OFFICE AND LEARNED THAT THEIR
									RECORDS SHOW WELL IN SW 1/4, WINKA CONFIRMS FIELD
									OBSERVATIONS.

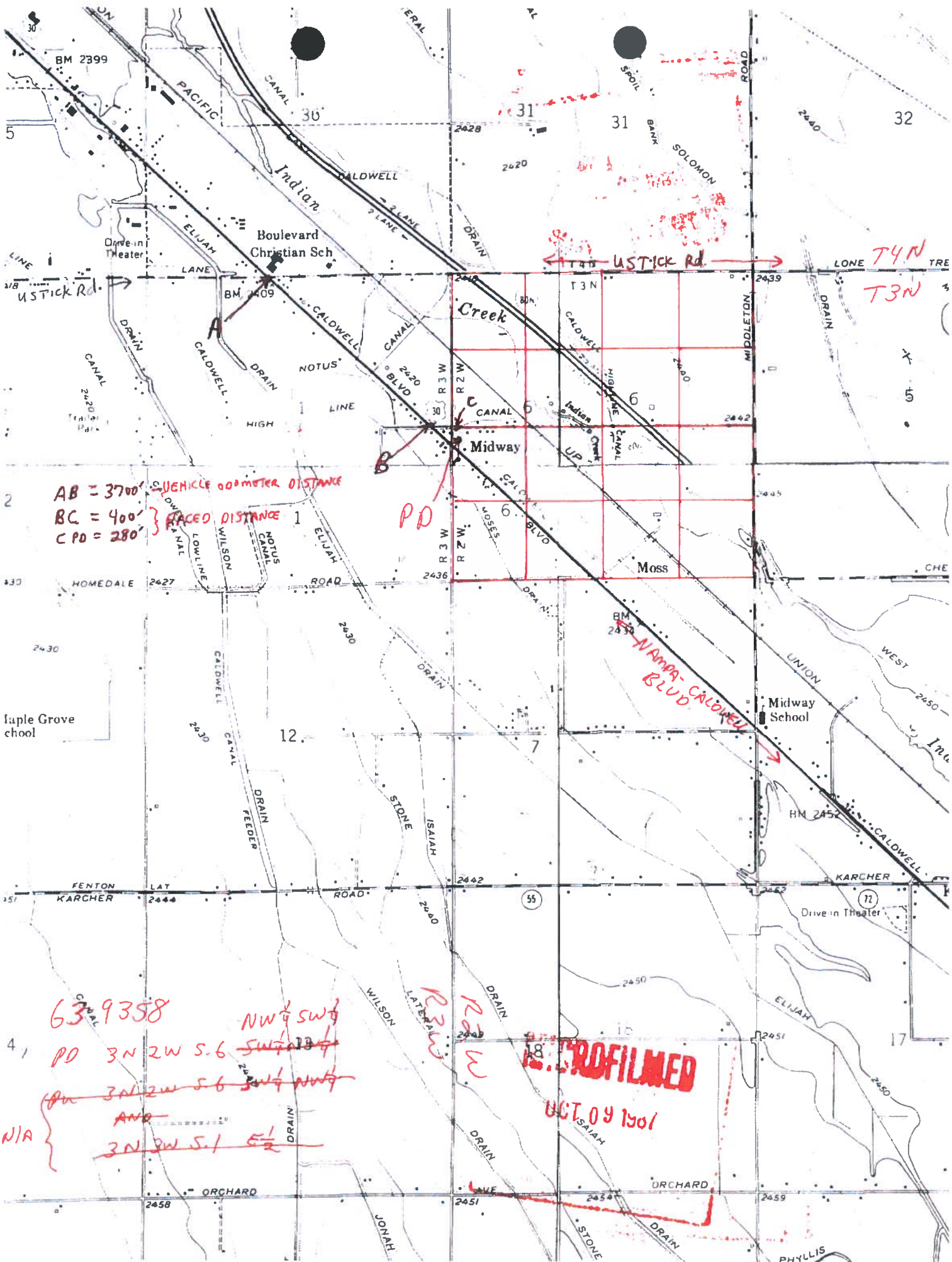
6. Place(s) of Use:

Indicate Method of Determination

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

N/A MUNICIPAL WATER RIGHTS

CITY OF CALDWELL IS ACTUAL PLACE OF USE.



AB = 3700' - VEHICLE ODOMETER DISTANCE
BC = 400' } PLACED DISTANCE
C PD = 280'

PD

Maple Grove school

63 9358

PD 3N 2W S. 6 SW 1/4

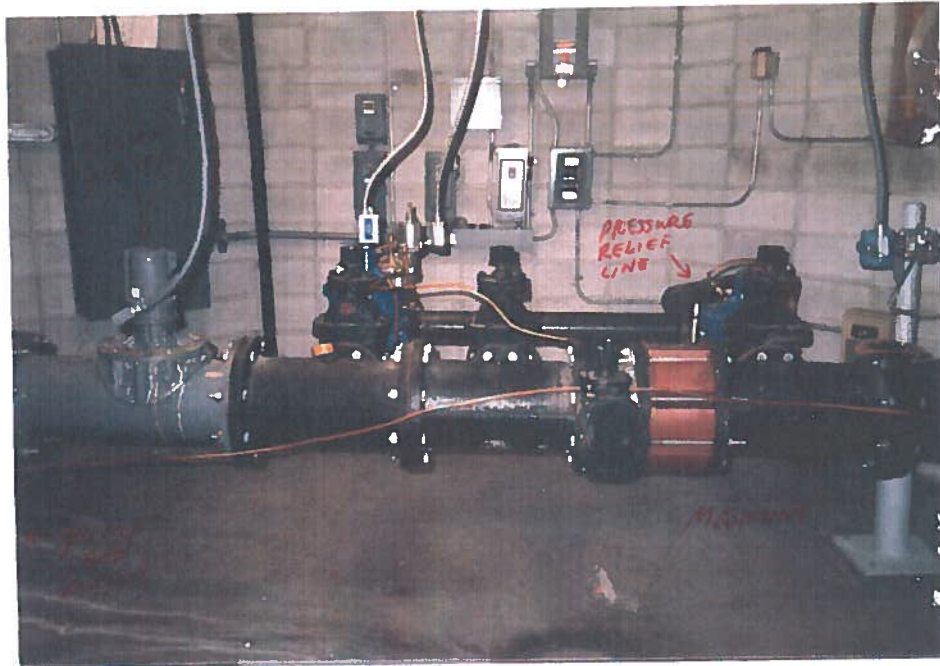
~~3N 2W S. 6 SW 1/4 NW 1/4~~

AND

3N 2W S. 1 E 1/2

REPROFILMED

OCT 09 1961



63-9358
(see notations
on back of
photos)

MICROFILMED

OCT 09 1987

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)
	)	FOR INITIAL HEARING
Case No. 39576	)	
_____	)	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

RECEIVED

JUN 14 2007

DEPARTMENT OF
WATER RESOURCES

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
Case No. 39576

)
)
)
)
)
)

A. Subcase 63-9358

(Insert water right no.)

STANDARD FORM 1
OBJECTION

Please fill in the following information:

B. NAME AND ADDRESS OF PERSON OBJECTING

Name: CITY OF CALDWELL

Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

Daytime Phone: (208) 455-3006

Name & Address of Attorney, if any:

Charles L. Honsinger
Ringert Clark Chartered
P.O. Box 2773
Boise, ID 83701

C. CLAIMANT OF WATER RIGHT AS LISTED IN DIRECTORS'S REPORT

Name: CITY OF CALDWELL

Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

D. I object to the following elements as recommended in the Director's Report. (Please check the Appropriate box(es)).

1. ☐ **Name and Address**
Should be: _____
2. ☐ **Source**
Should be: _____
3. ☐ **Quantity**
Should be: _____
4. ☐ **Priority Date**
Should be: _____
5. ☒ **Point(s) of Diversion**
Should be: Point of diversion remark should read as follows: "This right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5054, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, and 63-32038 are diverted through the points of diversion described in right No. 63-32024.
6. ☐ **Instream Flow Description**
Should be: _____
7. ☐ **Purpose(s) of Use**
Should be: _____
8. ☐ **Period of Year**
Should be: _____
9. ☐ **Place of Use**
Should be: _____
10. ☐ **I object because:**
 - ☐ This water right should not exist.
 - ☐ This water right was not recommended, but should be recommended with the elements described above.

E. **REASONS SUPPORTING OBJECTION (S):** The language of the remark specifying

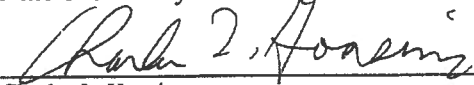
multiple points of diversion makes no sense as recommended.

F. VERIFICATION (must be completed)

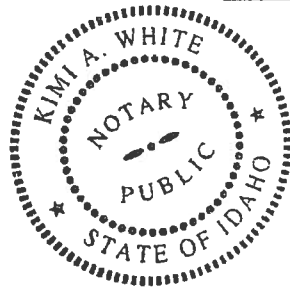
State of Idaho)
) ss.
County of Ada)

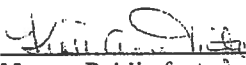
Charles L. Honsinger, duly sworn, upon oath, deposes and says:

That I am the party/claimant filing this objection, as defined by I. C. §§ 42-1401A (1) and (6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.


Charles L. Honsinger

Subscribed and sworn to before me on: June 12, 2007




Notary Public for Idaho
Residing at: Druid, Idaho
My Commission Expires: July 1, 2010

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the Court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

CERTIFICATE OF MAILING

I certify that on June 13, 2007, I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the Claimant of the water right at the following address:

Name: CITY OF CALDWELL

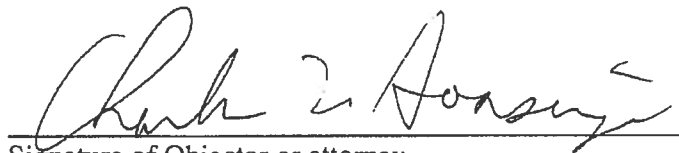
Address: 621 Cleveland Blvd.
Caldwell, Idaho 83605

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment and Natural Resource Division
550 West Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of the Attorney General
State of Idaho
PO Box 44449
Boise, ID 83711-4449



Signature of Objector or attorney
mailing on Objector's behalf

12/13/2006

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

RIGHT NUMBER: 63-9358

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

PRIORITY DATE: 03/14/1980

POINT OF DIVERSION:

T03N R02W S6 NWSW Lot 6 Within CANYON County

The points of diversion for this right and Right Nos. 63-3441, 63-5051, 63-5052, 63-5053, 63-5054, 63-5055, 63-7158, 63-7900, 63-7910, 63-8008, 63-8299, 63-8986, 63-8987, 63-10316, 63-10317, 63-20532, 63-32025, 63-32026, 63-32027, 63-32028, 63-32029, 63-32030, 63-32031, 63-32032, 63-32033, 63-32038 are diverted through the points of diversion described in Right No. 63-32024.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
MUNICIPAL	1/01 12/31	2.000 CFS

PLACE OF USE:

Place of use is within the service area of City of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.

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.

To the extent necessary for administration between points of diversion for ground water, and between points of diversion for ground water and hydraulically connected surface sources, ground water was first diverted under this right at the Well Site #13 located in T3N, R2W, Gvt Lot 6, Sec. 6, NWSW.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Draft

04/15/2005

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

RIGHT NUMBER: 63-9358

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

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.000 CFS

PRIORITY DATE: 03/14/1980

POINT OF DIVERSION:

T03N R02W S6 NWSW Lot 6 Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
MUNICIPAL

PERIOD OF USE
1/01 12/31

QUANTITY
2.000 CFS

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EXPLANATORY MATERIAL: License

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	NIKI H WOLFE
	, ZZ
Current Owner	CITY OF CALDWELL 621 E CLEVELAND BLVD CALDWELL, ID 83605 (208)455-3006
Original Owner	DUANE D WOLFE
	, ID

Status: Active

Tributary

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
MUNICIPAL	1/01 to 12/31	2.000 CFS	
	Total Diversion:	2.000 CFS	

GROUND WATER L6 (NW1/4SW1/4) Sec. 6, Twp 03N, Rge 02W, B.M.
CANYON County

MUNICIPAL

[illegible]

03N 03W 11						X	X										
03N 03W 12					X	X											
04N 02W 31							X L 2	X	X	X L 3	X L 4	X			X		
04N 03W 10												X L 5		X L 2	X L 6	X L 7	
04N 03W 14						X L 2	X		X	X	X	X					
04N 03W 15	X	X	X	X	X L 4			X L 3	X L 2		X	X	X	X	X	X	X
04N 03W 16									X			X L 3	X L 8	X L 2	X	X L 7	
04N 03W 20				X									X			X	
04N 03W 21	X	X L 1	X	X	X L 2		X	X	X	X	X	X	X	X	X	X	X
04N 03W 22	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 23			X		X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 25						X	X			X	X	X			X		
04N 03W 26	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 27	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 28	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 29	X			X												X	
04N 03W 33	X	X	X	X	X	X	X	X						X	X		X
04N 03W 34	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X
04N 03W 35	X	X	X	X	X	X	X	X	X	X		X		X	X	X	X
04N 03W 36	X	X	X	X	X	X	X	X	X	X	X	X		X	X	X	X

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-9358 V1

Conditions of Approval:

1. 125 Place of use is within the service area of City of Caldwell as provided for under Idaho law. The place of use is generally described as within the city limits of Caldwell and the surrounding service area.
2. C18 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.

Remarks:Comments:Dates and Other Information:

Decreed Date:
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number:
 Judicial District:
 Notice of Error Flag:
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Priority Date	1/13/2004 12:49:25 PM	lpew			Active
Source	1/13/2004 12:49:38 PM	lpew			Active
POU	1/13/2004 12:50:53 PM	lpew			Active
Use	1/13/2004 12:51:01 PM	lpew			Active
Season	1/13/2004 12:51:23 PM	lpew			Active
Quantity	1/13/2004 12:51:31 PM	lpew			Active
Contacts	4/15/2005 2:11:40 PM	awarntje			Active
POU	4/15/2005 2:13:48 PM	awarntje			Active
Season	4/15/2005 2:14:32 PM	awarntje			Active
Summary			04/15/2005	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9358 V1

Season	1/13/2004 12:51:24 PM	lpew	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Contacts	4/15/2005 2:11:40 PM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
POU	4/15/2005 2:13:08 PM	awarntje	Edited shape boundary
POU	4/15/2005 2:13:49 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
Season	4/15/2005 2:14:33 PM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a Period of Use? (Yes) 5. Can the claimed Period of Use be verified using the water right file? (No) 14. Is irrigation claimed as a Purpose of Use? (No) 18. Is a Period of Use remark and/or condition required?
Summary	4/15/2005 2:15:28 PM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
Priority Date	1/13/2004 12:49:26 PM	lpew	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-9358 V1

Source	1/13/2004 12:49:38 PM	lpew	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?
Quantity	1/13/2004 12:51:31 PM	lpew	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?
POU	1/13/2004 12:50:53 PM	lpew	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
Use	1/13/2004 12:51:02 PM	lpew	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-9358

Priority: March 14, 1980

Amount: 2.00 CFS

This is to certify, that CITY OF CALDWELL
DUANE D. WOLFE
NIKI H. WOLFE

P.O. BOX 1177

CALDWELL, ID 83606-1177

has complied with the terms and conditions of the permit issued pursuant to Application for Permit dated March 14, 1980, and has submitted proof to the Department of Water Resources on March 7, 1985, that water has been applied to a beneficial use; an examination by the Department indicates that the works have a diversion capacity of 2.14 cfs of water from a GROUNDWATER source and that a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>VOLUME</u>
Municipal	01/01 to 12/31	2.00 cfs	

LOCATION OF POINT OF DIVERSION(S): LOT 6(NWSW), Sec. 6, Township 3N, Range 2W
Canyon County

CONDITIONS/REMARKS:

1. The right to the use of the water hereby confirmed is limited to the amount which can actually be beneficially used and is restricted and appurtenant to the lands or place of use and to the purpose herein described, as provided by the laws of Idaho.
2. This right is subject to all prior water rights and may be forfeited by five years of non-use.
3. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
4. Place of use within the city limits of Caldwell.

This license is issued pursuant to the provisions of Section 42-219, Idaho Code. Witness the seal and signature of the Director, affixed at Boise, this 25TH day of September, 1987.

MICROFILMED

OCT 05 1987

Norman Young
Director

Department of Water Resources

JAN 27 198

A. GENERAL INFORMATION

GENERAL INFORMATION

1. Owner: CITY OF CALDWELL Permit No. 63-9358
Current Address: P.O. Box 1177 CALDWELL, ID. 83606-1177 Phone No. 455-3070

2. Accompanied by: RANDY DEARDEN EXAM. DATE: 9/24/86
Address: ~~623 CLEVELAND~~ 304 MADISON, CALDWELL, ID. 83605 Phone No. 455-3070

Relationship to Permit Holder: WATER SUPT.

3. Source: GROUNDWATER tributary to _____

Stamp: KEYSTONE PERMITS, ID. 1-6-87

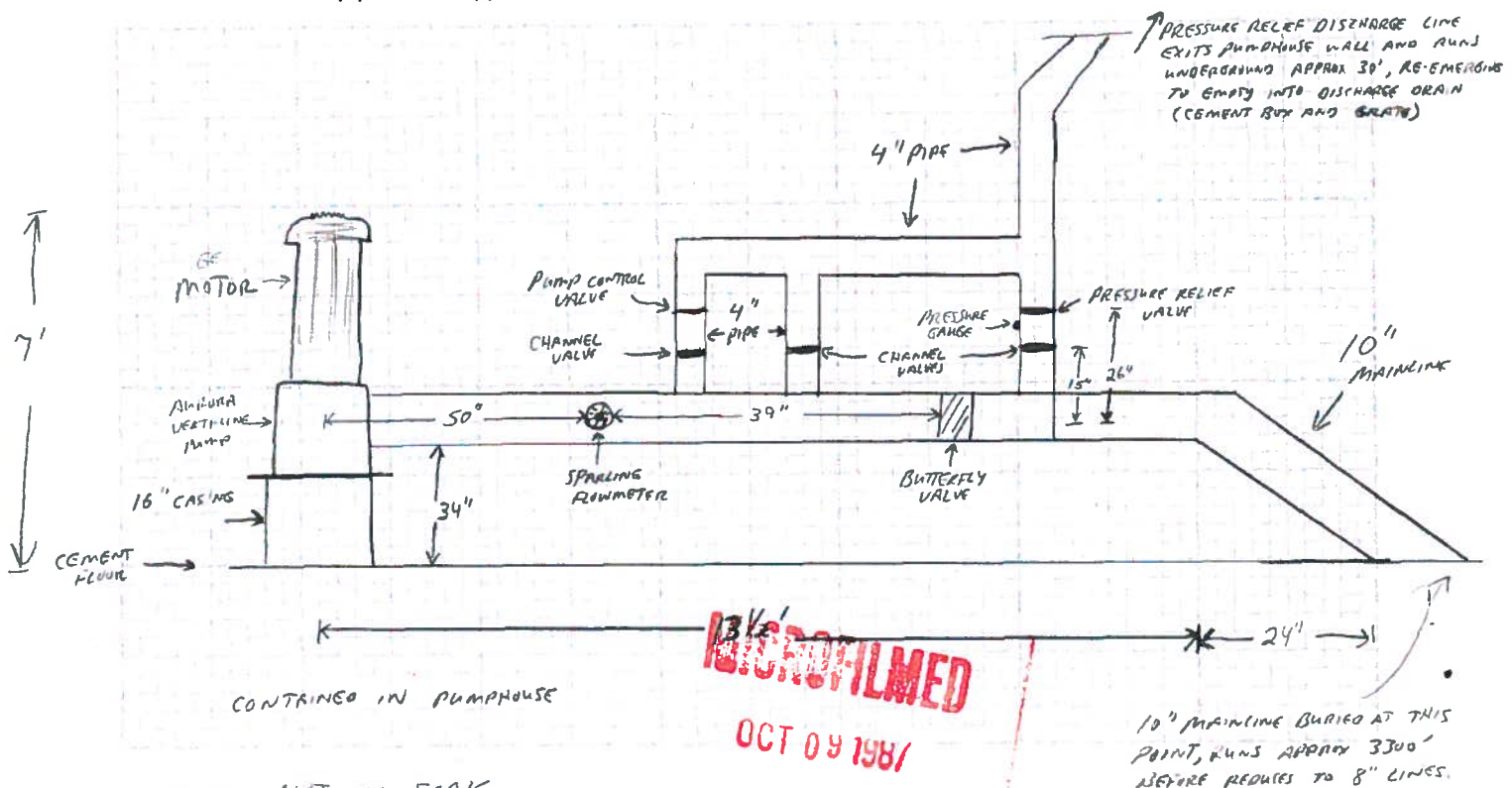
B. OVERLAP REVIEW

1. Other water rights with same place of use: N/A, MUNICIPAL WATER RIGHT ☐ Copies Attached

2. Other water rights with same point of diversion: NONE ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = NOT TO SCALE

2. ☒ Copy of U.S.G.S. Quadrangle Attached Showing location(s) of point(s) of diversion and place(s) of use (required). ☐ Aerial Photo Attached (required for irrigation of 10 acres or more).
- ☒ Photo of Diversion and System Attached (required for all but single household domestic groundwater, and stockwater).

LEGAL NOTICE OF
PUBLIC HEARING BEFORE THE CANYON COUNTY
BOARD OF COMMISSIONERS

LEGAL NOTICE IS HEREBY GIVEN, that the Canyon County Board of Commissioners will hold a public hearing at 6:00 P.M. on Tuesday, December 20, 1994 in the First Floor Public Meeting Room, Canyon County Courthouse, 1115 Albany, Caldwell, County of Canyon, Idaho.

The purpose of this public hearing is to take public testimony concerning a draft separate ordinance providing for application of Comprehensive Plan and implementing ordinances for the Area of City Impact for Caldwell, Idaho pursuant to Idaho Code Section 67-6526. Said ordinance shall provide for one of the following:

- [1] Application of the city plan and ordinances to the area of city impact; or
- [2] Application of the county plan and ordinances to the area of city impact; or
- [3] Application of any mutually agreed upon plan and ordinances to the area of city impact.

The Impact Area boundary being generally described on the north is the Union Pacific Railroad Tracks, State Highway 44, the north boundary of Curtis Park, the Boise River, Lincoln Street, and Highway 20-26. The Boundary described generally on the south is Homedale Road to Cleveland Boulevard and a line on a northeasterly angle to intersect Middleton Road at Laster Lane. Said boundary on the west is Wagner Road and Farway Road. Said boundary on the east us Middleton Road, KCID Road, a line south of the Boise River which is in line with Emmett Road which is also the section line between Sections 13 and 14 in Township 4 North, Range 3 West, the east boundary of Curtis Park and the line of W. Hartley Gulch south of Highway 44 to the Boise River. (Please refer to the attached published map, EXHIBIT "A".)

The Canyon County Planning and Zoning Commission held a public hearing and took testimony on this matter November 22, 1994 and recommends to the Canyon County Board of Commissioners that the Board adopt, with certain modifications the draft ordinance considered by the Planning and Zoning Commission at it's hearing. Following this County Commissioners public hearing, the Board of Canyon County Commissioners may adopt or reject any or all portions of the proposal. If the Board intends to make a material change in the proposal, further notice and public hearing shall be provided before the Board. of Canyon County Commissioners adopts an Ordinance.

Documents may be reviewed at the office of the Canyon County Board of Commissioners on the 1st Floor in the Canyon County Courthouse at 1115 Albany, Caldwell, Idaho, from 8:00 a.m. to 12:00 noon and from 1:00 p.m. to 5:00 p.m., Monday thru Friday, except holidays. All interested persons are invited to attend this public hearing and present oral or written testimony concerning this matter. For more information call (208) 454-7478. Assistance is available for those with disabilities upon twenty-four (24) hour prior notice.

[Publish the City of Caldwell IMPACT AREA MAP - EXHIBIT A in this area]

CANYON COUNTY BOARD OF COMMISSIONERS
Commissioner George Vance, Chairman *GV*
Commissioner Jan Vinson *JV*
Commissioner Abel "Abe" Wasquez *AW*

ATTEST: NED J. KERR, CLERK
Monica Reeves, Deputy Clerk *11/28/94*

Publish: IDAHO PRESS TRIBUNE
Date: Dec. 4 and Dec. 5, 1994

Copy: Board's Hearing File for Caldwell City Impact Area
Newspaper - Idaho Press Tribune
Notice Board
Agencies and Political Subdivisions
Public Service Announcements
P&Z Area of Impact File for Caldwell

MICROFILMED

OCT 08 1994

