

11/15/2006

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

RIGHT NUMBER: 67-2201

NAME AND ADDRESS: MARY JO KOEPPEN
1602 NEWSOM RD
WEISER ID 83672

LYLE KOEPPEN
1602 NEWSOM RD
WEISER ID 83672

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.920 CFS
216.000 AFY

Right Nos. 67-2201 and 67-2280 are limited to a total combined annual diversion volume of 216 AF.

PRIORITY DATE: 01/12/1951

POINT OF DIVERSION:

T10N R05W S14 SWSW Within WASHINGTON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
0.920 CFS
216.00 AFY

PLACE OF USE: IRRIGATION in WASHINGTON County

T10N R05W S14 NWSW 10.00 T10N R05W S14 SWSW 38.00

48 ACRES TOTAL

Right Nos. 67-2201 and 67-2280 are limited to the irrigation of a combined total of 48 acres in a single irrigation season.

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

Use of this right is combined with water from Lower Payette Ditch Company.



Idaho Department of Water Resources

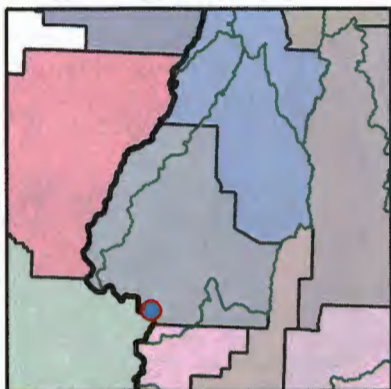
SRBA Recommendation:

67-2201

(Irrigation)

Legend

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



Washington County
IDWR Basin 67



0 0.1 0.2 Miles

Prepared by J. Dean
On Wednesday, November 15, 2006
1987/88 Aerial Photography

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2201 V1

WATER RIGHT NUMBER: 67-2201 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	MARY JO KOEPPEN 1602 NEWSOM RD WEISER, ID 83672 (208)549-1788
Current Owner	LYLE KOEPPEN 1602 NEWSOM RD WEISER, ID 83672 (208)549-1788
Original Owner	LAVERE A HOFFER WEISER, ID

Priority Date: 01/12/1951

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	03/01 to 11/15	0.920 CFS	216.00 AF
	<u>Total Diversion:</u>	0.920 CFS	216.00 AF

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4	Sec. 14, Twp 10N, Rge 05W, B.M.
WASHINGTON 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	
10N	05W	14									10.0		38.0						48.0

Total Acres: 48

Conditions of Approval:

1. E55 Right Nos. 67-2201 and 67-2280 are limited to the irrigation of a combined total of 48 acres in a single irrigation season.
2. F14 Use of this right is combined with water from Lower Payette Ditch Company.
3. 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.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2201 V1

4. E53 Right Nos. 67-2201 and 67-2280 are limited to a total combined annual diversion volume of 216 AF.

Remarks:Comments:

1. mcase 4/26/2004 POD

Comment: It looks like there are two wells on the claimed map. I only digitized the well that corresponded with the licensed right. Both are in the same QQ.

2. mcase 4/26/2004 POU

Comment: Claimed only 48 of 80 licensed irrigated acres.

3. mcase 4/26/2004 Period of Use

Comment: No licensed Period of Use. I recommended the standard Season of Use.

4. mcase 4/26/2004 Quantity

Comment: Licensed for .92 cfs for 80 acres. Claimed .92 cfs for 48 acres. No licensed annual diversion.

5. jdean 11/15/2006 POU

Comment: The license was originally for 80 acres. It appears that the slough has shifted somewhat since the field exam, leaving fewer acres than were originally licensed. The 48 claimed acres are what can be found using GIS. The recommendation is for 48 acres.

6. jdean 11/15/2006 Quantity

Comment: This claim will be recommended for the total diversion rate that was licensed. 67-2280 will be recommended with the additional diversion rate to bring the total diversion rate for both claims up to 1"/acre. The diversion volume is recommended according to the IDWR standard (4.5 afy/acre * 48 acres = 216 afy). 67-2280 will also be recommended with a 216 afy diversion volume. The two will be conditioned to limit them to a combined 216 afy.

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	4/26/2004 8:17:16 AM	mcase			Active
POD	4/26/2004 8:22:01 AM	mcase			Active
Source	4/26/2004 8:24:53 AM	mcase			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2201 V1

POU	4/26/2004 8:25:01 AM	mcase	Active
Use	4/26/2004 8:25:39 AM	mcase	Active
Season	4/26/2004 8:26:12 AM	mcase	Active
Quantity	4/26/2004 8:26:19 AM	mcase	Active
Season	6/1/2004 2:16:01 PM	mcase	Active
Contacts	11/15/2006 3:54:17 PM	jdean	Active
Summary	11/15/2006	jdean	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	11/15/2006 3:55:02 PM	jdean	Updated shape
POU	11/15/2006 3:56:02 PM	jdean	Updated shape for Active POU
POU	11/15/2006 3:57:07 PM	jdean	Updated PLS for Active POU
Priority Date	4/26/2004 8:17:17 AM	mcase	(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?
POD	4/26/2004 8:21:36 AM	mcase	Edited point location
POD	4/26/2004 8:22:01 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file?
Source	4/26/2004 8:24:53 AM	mcase	(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?
POU	4/26/2004 8:25:01 AM	mcase	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 2a. Is the POU required? (Yes) 5. Does the Decree or License have a POU? (Yes) 6. Can the claimed POU be verified using the water right file?
Use	4/26/2004 8:25:40 AM	mcase	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2201 V1

Season	4/26/2004 8:26:12 AM	mcase	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use?
Quantity	4/26/2004 8:26:20 AM	mcase	(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?
Season	6/1/2004 2:16:01 PM	mcase	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (No) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 15. Is irrigation claimed as a Purpose of Use?
POU	1/13/2004 1:17:43 PM	awarntje	Edited shape boundary
POD	11/15/2006 3:55:20 PM	jdean	Updated PLS
Summary	11/15/2006 4:02:46 PM	jdean	(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? (Yes) 5. Does this right have any combined use limits with other rights? (Yes) 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?
Contacts	11/15/2006 3:54:17 PM	jdean	(No) 1. Do you want to schedule an appointment?

Comment for 1: Desk Review

Water Supply Bank:

State of Idaho License and Certificate of Water Right

Water License No. 21864

Amount 0.92 c.f.s.

Water District No. _____

Priority January 12, 1951

THIS IS TO CERTIFY that LaVERE A. HOFFER
of Weiser, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 12, 19 51; that Permit No. 21864
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
0.92 second feet, was issued thereunder on April 26, 19 56, showing that said works
were completed on the 23rd day of April, 19 56; and that on the 19th
day of January, 19 62, LaVERE A. HOFFER

of Weiser, 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. 21864 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 7435, on the 11 day of September, 19 62;
The right hereby confirmed dates from January 12, 19 51;
The Point of Diversion is located
in the SW 1/4 SW 1/4 Sec. 14, Tp. 10 N. R. 5 W., B. M. County Washington
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 0.92 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
10 N	5 W	14	NE 1/4 SW 1/4	40	16
			NW 1/4 SW 1/4	6	24
			SW 1/4 SW 1/4	40	40
			Total number of acres to be irrigated:		80

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
11th day of September, 19 62.

/s/ CARL E. TAPPAN
Assistant State Reclamation Engineer.

(SEAL)

67 2201
67 2201

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: A67-02201
Date Received: 11/03/1989
Receipt No: W006619
Received By: Rdh

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: LYLE KOEPPEN 208-549-1788
Address: 1602 NEWSOM RD.
WEISER, ID 83672

OR
Name: MARY JO KOEPPEN 208-549-1788
Address: 1602 NEWSOM RD.
WEISER, ID 83672

2. Date of Priority: JAN 12, 1951

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
10N	05W	14	SW	SW	SW		WASHINGTON

5. Description of diverting works:
CEMENT TILING, SURFACE PUMP, PIPED TO DITCHES, GRAVITY FLOW

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.920		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A67-02201

Page 1

Date: 11/03/89

SCANNED
MAY 10 2004

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OCT 01 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
10N	05W	14	NW	SW		IRR	10.0
			SW	SW		IRR	38.0
						Section Acres	48.0
						Total Acres	48.0

11. Place of use in counties: WASHINGTON

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
A67-02280, A67-11221

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 21864

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 X 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): Lyle K. Koopman Date: Nov. 3, 1989

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 3rd day
of Nov 19 89

Ron Howerton
Notary Public

Seal

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



WEISER

AG7-02201
AG7-02280

38

OCT 01 1992

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

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

Lyle or Mary Jo Koepfen (208) 549-1788
Name of Claimant Phone Number
1602 Newsom Rd. Weiser ID 83672
Filing Address City State Zip
Washington Oct. 19, 1989
County(s) where place of use is located Date claim originally due
4-67-02201, A67-02280, A67-11221
Identify water right(s) for which extension is requested

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

We were in the middle of apple harvest when the
mobile unit came to Weiser. We did not have
any time to come to Boise until after harvest,
which was completed Oct. 31.

Claimant requests an extension to Dec. 3, 19 89
Mary Jo Koepfen Nov. 3, 19 89
Signature Date of request

e

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

If granted the filing deadline is extended to _____, 19 _____
Signed this _____ day of _____, 19 _____

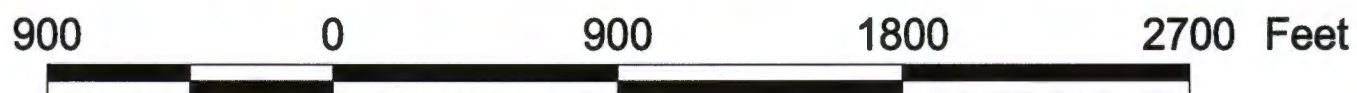
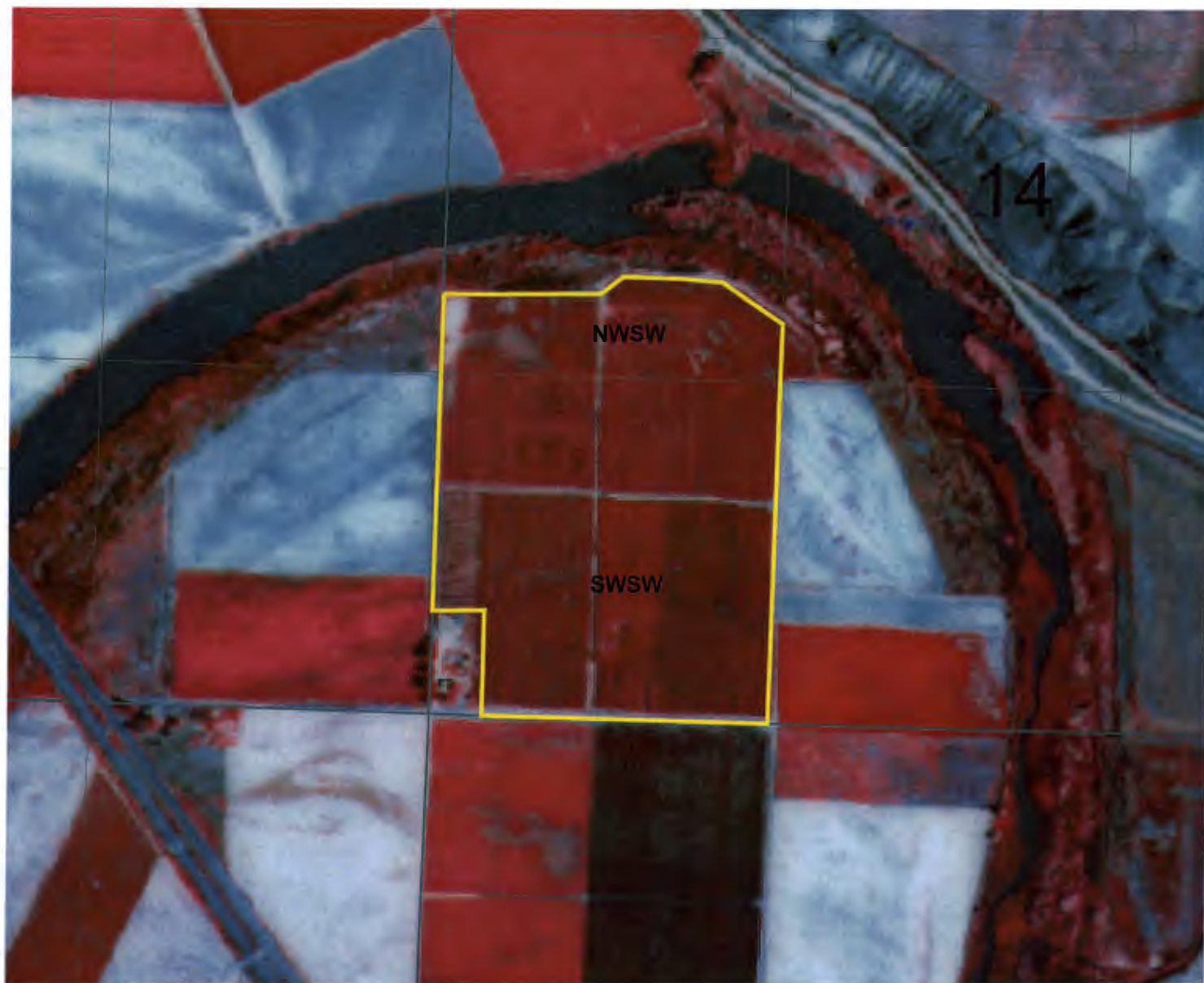
Director or his designated agent

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

MICROFILMED
OCT 01 1992

Idaho Department of Water Resources

67-2201



T10N, R05W, S14



**Prepared by Anita L. Warntjes
January 13, 2004
1993/94 True Color Photo**

DO NOT
SCAN

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2201 V1

WATER RIGHT NUMBER: 67-2201 V1

Owner Type Name and Address
Current Owner MARY JO KOEPPEN
1602 NEWSOM RD
WEISER, ID 83672
(208)549-1788
Current Owner LYLE KOEPPEN
1602 NEWSOM RD
WEISER, ID 83672
(208)549-1788
Original Owner LAVERE A HOFFER
WEISER, ID

DRAFT

Priority Date: 01/12/1951

Basis:

Status:

Source Tributary

GROUND WATER

Beneficial Use	From To	Diversion Rate	Annual Volume
IRRIGATION	03/01 to 11/15	0.920 CFS	
	Total Diversion:	0.920 CFS	

Location of Point(s) of Diversion

GROUND WATER SW1/4SW1/4 Sec. 14, Twp 10N, Rge 05W, B.M.
WASHINGTON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
10N	05W	14	NE	NW	SW	SE	48.0

Total Acres: 48

Conditions of Approval:

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 67-2201 V1

Comments:

1. mcase 4/26/2004 POD
Comment: It looks like there are two wells on the claimed map. I only digitized the well that corresponded with the licensed right. Both are in the same QQ.
2. mcase 4/26/2004 POU
Comment: Claimed only 48 of 80 licensed irrigated acres.
3. mcase 4/26/2004 Period of Use
Comment: No licensed Period of Use. I recommended the standard Season of Use.
4. mcase 4/26/2004 Quantity
Comment: Licensed for .92 cfs for 80 acres. Claimed .92 cfs for 48 acres. No licensed annual diversion.

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:

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier	Status
Priority Date	4/26/2004 8:17:16 AM	mcase			
POD	4/26/2004 8:22:01 AM	mcase			
Source	4/26/2004 8:24:53 AM	mcase			
POU	4/26/2004 8:25:01 AM	mcase			
Use	4/26/2004 8:25:39 AM	mcase			
Season	4/26/2004 8:26:12 AM	mcase			
Quantity	4/26/2004 8:26:19 AM	mcase			

Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 67-2201 V1

Priority Date	4/26/2004 8:17:17 AM	mcase	(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?
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Use	4/26/2004 8:25:40 AM	mcase	(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?
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Quantity	4/26/2004 8:26:20 AM	mcase	(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?
POU	1/13/2004 1:17:43 PM	awarntje	Edited shape boundary

NO late fee paid ok - file
None Required

Form 42-1409(10)
5/89

RECEIVED
NOV 03 1989

approved

Date Received

RECEIVED

NOV 03 1989

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

Department of Water Resources

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

Lyle or Mary Jo Koepfen (208) 549-1788
Name of Claimant Phone Number
1602 Newsom Rd. Weiser ID 83672
Mailing Address City State Zip
Washington Oct. 19, 1989
County(s) where place of use is located Date claim originally due
A-67-02201, A67-02280, A67-11221
Identify water right(s) for which extension is requested

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

We were in the middle of apple harvest when the
mobile unit came to Weiser. We did not have
any time to come to Boise until after harvest,
which was completed Oct. 31.

Claimant requests an extension to Dec. 3, 19 89
Mary Jo Koepfen Nov. 3, 19 89
Signature Date of request

Title

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

Proper notice not mailed to this address.

and if granted the filing deadline is extended to December 3, 19 89
Signed this 6 day of November, 19 89

Director or his designated agent

DAVID B. SHAW

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

MICROFILMED

OCT 01 1992