

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: **A63-08292**
Date Received: 3/ 1/1990
Receipt No: W010353
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: CLINTON R WISSEL 208-466-1606
Address: 15451 MIDWAY RD
Nampa ID 83651

Name: JOHN WISSEL 208-466-1606
Address: 15451 MIDWAY RD
Nampa ID 83651

2. Date of Priority: APR 1, 1976

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	13	NW	SE			CANYON

5. Description of diverting works:
WELL, GRAVITY FLOW & SPRINKLERS.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.960		441.00

7. Total Quantity Appropriated is:
1.960 C.F.S. (and/or) 441.00 A.F.A.

8. Total consumptive use is 343.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	03W	13	SW	NE		IRR	33.0

MICROFILMED
JUL 25 1994

10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	03W	13	SE		NE		IRR	1.0
			SE		NW		IRR	3.0
			NE		SW		IRR	1.0
			NE		SE		IRR	22.0
			NW		SE		IRR	38.0

Section Acres 98.0

Total Acres 98.0

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:

14. Remarks:

15. Basis of Claim: LICENSE

MICROFILMED
JUL 25 1994

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 463-08292
Date Received 3-1-90
Receipt Number W010353

Should questions arise during
the processing of this applica-
tion please contact:

SHERL L. CHAPMAN
410 S. Orchard, Suite 144
Boise, ID 83705
344-6690

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Clinton R. and/or John Wissell Phone (208) 466-1606
Mailing Address 15451 Midway Road, Nampa, Idaho Zip 83651
2. Date of Priority (Only one (1) per claim) 4/1/76
3. Source of water supply (a) Ground water
which is tributary to (b) N/A
4. a. Location of existing point of diversion is: Township 3N Range 3W Section 13 ,
1/4 of NW 1/4 of SE 1/4, Govt. Lot, B.M., County of Canyon
Additional points of diversion if any: None
b. If instream flow, beginning point of claimed instream flow is:
Township _____ Range _____ Section _____ , _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
ending point is: Township _____ Range _____ Section _____ , _____ 1/4 of _____ 1/4 of _____ 1/4,
Govt. Lot _____ B.M., County of _____
5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates , Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Drilled well, vertical turbine pump,
both gravity and sprinkler irrigation systems used.

MICROFILMED

JUL 25 1994

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 1.96 or 441

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.96 (cfs) and/or (b) 441 (acre feet)

8. Total consumptive use claimed is 343 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) _____

10. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
3N	3W	13			33	1				3	1				22	38			98

Total number of acres irrigated 98

11. In which county (ies) are lands listed above as place of use located? Canyon

12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None (X)

14. Remarks:

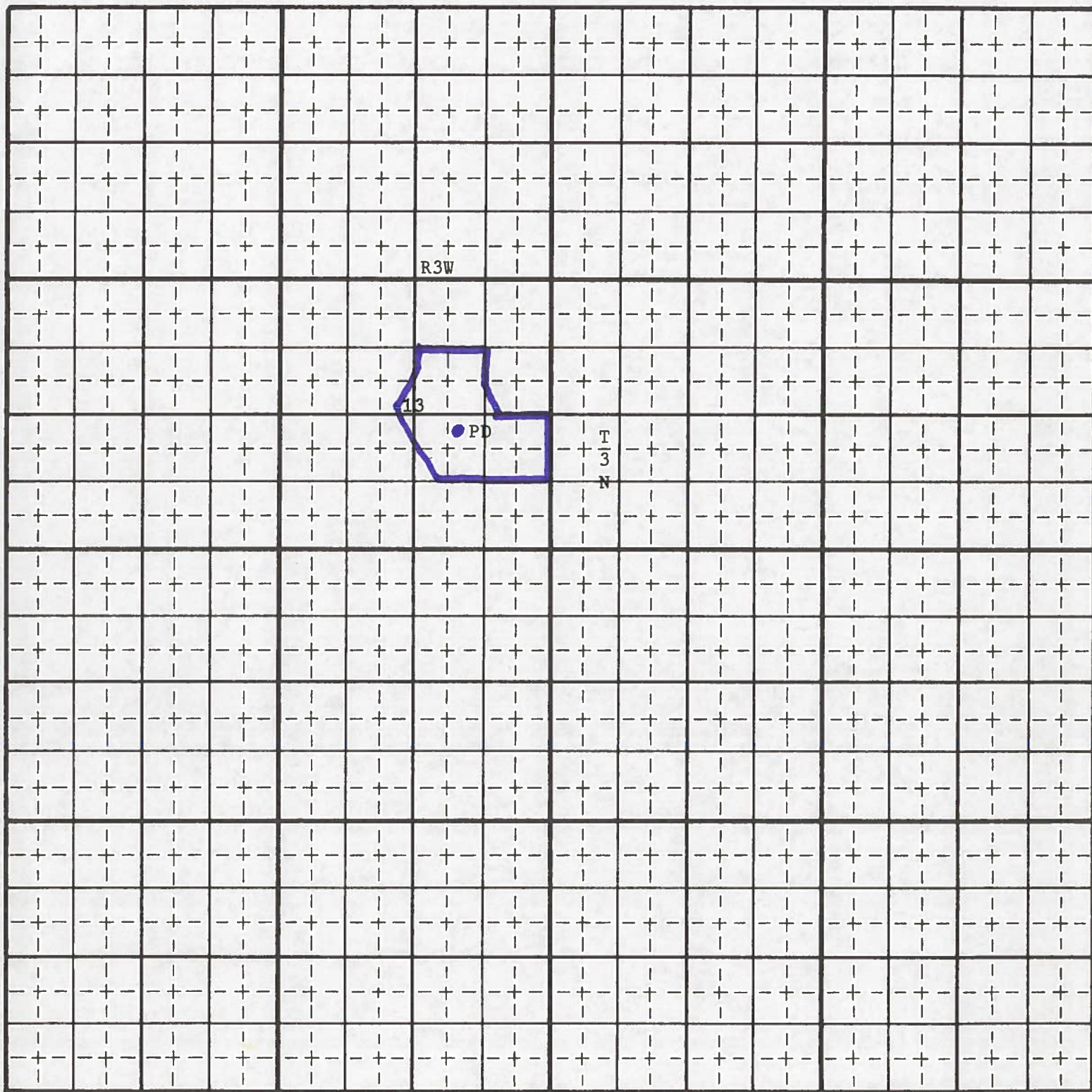
MICROFILMED
JUL 25 1994

Last Name Wissel Ident No. _____

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED

JUL 25 1994

Last Name Wissel Ident No. _____

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-8292
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 0

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

Signature of Claimant (s) Clinton D. Wissel Date 2/23/90

Date _____

For Organizations: I do solemnly swear or affirm that I am _____ Title _____
of _____, that I have signed the foregoing
Organization
document in the space below as _____ of _____
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent _____
Title and Organization _____ Date _____

State of Idaho/or _____)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 23 day of Feb 19 90

Notary Public Sheri Chapman

Residing at 2889 Cliffway Meadows Rd

My Commission Expires 6/14/94

Please Print Name Sheri Chapman

17. Notice of Appearance:

Notice is hereby given that I, _____ will be acting as attorney at law on behalf
of the claimant signing above, and that all notices required by law to be mailed by the director to the claimant signing above
should be mailed to me at the address listed below.

Signature _____

Address _____

Date _____

MICROFILMED
JUL 25 1994

Last Name Wissel Ident. Number _____

Copies White-State, Yellow-Claimant

Water Right Number - 63-08292

Prefix Translation: WATER RIGHT

Old (D) Number -

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

*** C - CURRENT OWNER ***

WISSEL

CLINTON R.

1 - RT. 1 BOX 1262

2 -

3 -

City- NAMPA

State- ID Zip- 83651

Phone -

WISSEL

JOHN A.

1 - RT. 1 BOX 1262

2 -

3 -

City- NAMPA

State- ID Zip- 83651

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - - +
04/01/1976 14 WESTERN L - LICENSE+ - - - - Source - - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

03N 03W 13 NW SE (27) CANYON

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION 04/01 11/01 1.960 441.00+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.960 441.00+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
03N 03W 13 SW NE 33.0 01 IRRIGATION (27) CANYON
03N 03W 13 SE NE 1.0 01 IRRIGATION (27) CANYON
03N 03W 13 SE NW 3.0 01 IRRIGATION (27) CANYON
03N 03W 13 NE SW 1.0 01 IRRIGATION (27) CANYON
03N 03W 13 NE SE 22.0 01 IRRIGATION (27) CANYON
03N 03W 13 NW SE 38.0 01 IRRIGATION (27) CANYON

Total Acres: 98.0

+ - - Diversion Means - WELL, GRAVITY FLOW & SPRINKLERS.

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

MICROFILMED
JUL 25 1994

Water right number - 63-08292

Prefix Translation: WATER RIGHT

+ - - - - Remarks - - - - -
No Remarks found.

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

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

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

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

+ - - Audit Fields - 05/20/85 05/01/88 CONVERT

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

Proof Due Date - 04/01/1981	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 04/29/1976	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 01/01/1900	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 -	Water District -
Licensed Date - 04/19/1982	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	

MICROFILMED
JUL 25 1994

Music, Vicky

From: Music, Vicky
Sent: Thursday, January 22, 2009 11:36 AM
To: Shurte, Jan; 'tbooth@srba.state.id.us'
Subject: FW: 63-8292

Licensed SOU is 4/1 – 11/1. I corrected the SOU to the license and corrected the shoulder remark to the following:

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

From: Harris, Lori
Sent: Wednesday, January 21, 2009 9:01 AM
To: Music, Vicky
Subject: FW: 63-8292

Vicky,

Could you please check this one out, another one of Dan's.

LH

From: Shurte, Jan
Sent: Wednesday, January 21, 2009 8:44 AM
To: Harris, Lori
Subject: FW: 63-8292

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Tuesday, January 20, 2009 4:38 PM
To: Shurte, Jan
Subject: 63-8292

Jan,
The shoulder remark and/or the SOU needs to be revised.
Ted

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

1/22/2009

01/22/2009

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

RIGHT NUMBER: 63-8292

NAME AND ADDRESS: CLINTON R WISSEL
15451 MIDWAY RD
NAMPA ID 83651

JOHN A WISSEL
15451 MIDWAY RD
NAMPA ID 83651

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.960 CFS
441.000 AFY

PRIORITY DATE: 04/01/1976

POINT OF DIVERSION:

T03N R03W S13 NWSE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04/01 11/01	1.960 CFS 441.00 AFY

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

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S13	SWNE	31.00	T03N R03W S13	SENE	1.30
T03N R03W S13	SENE	5.50	T03N R03W S13	NESW	1.20
T03N R03W S13	NESE	21.00	T03N R03W S13	NWSE	38.00

98 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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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

09/18/2006

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

RIGHT NUMBER: 63-8292
NAME AND ADDRESS: CLINTON R WISSEL
15451 MIDWAY RD
NAMPA ID 83651

JOHN A WISSEL
15451 MIDWAY RD
NAMPA ID 83651

SOURCE: GROUND WATER
QUANTITY: 1.960 CFS
441.000 AFY
PRIORITY DATE: 04/01/1976
POINT OF DIVERSION:

TRIBUTARY:

T03N R03W S13 NWSE 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	1.960 CFS 441.00 AFY

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

PLACE OF USE: IRRIGATION Within CANYON County

T03N R03W S13	SWNE	31.00	T03N R03W S13	SENE	1.30
T03N R03W S13	SENE	5.50	T03N R03W S13	NESW	1.20
T03N R03W S13	NESE	21.00	T03N R03W S13	NWSE	38.00

98 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.

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

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

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

MEMORANDUM

TO: ADJUDICATION FILES 63-8292

FROM: DANIEL A. NELSON

DATE: 9/18/06

SUBJECT: CLAIM REVIEW

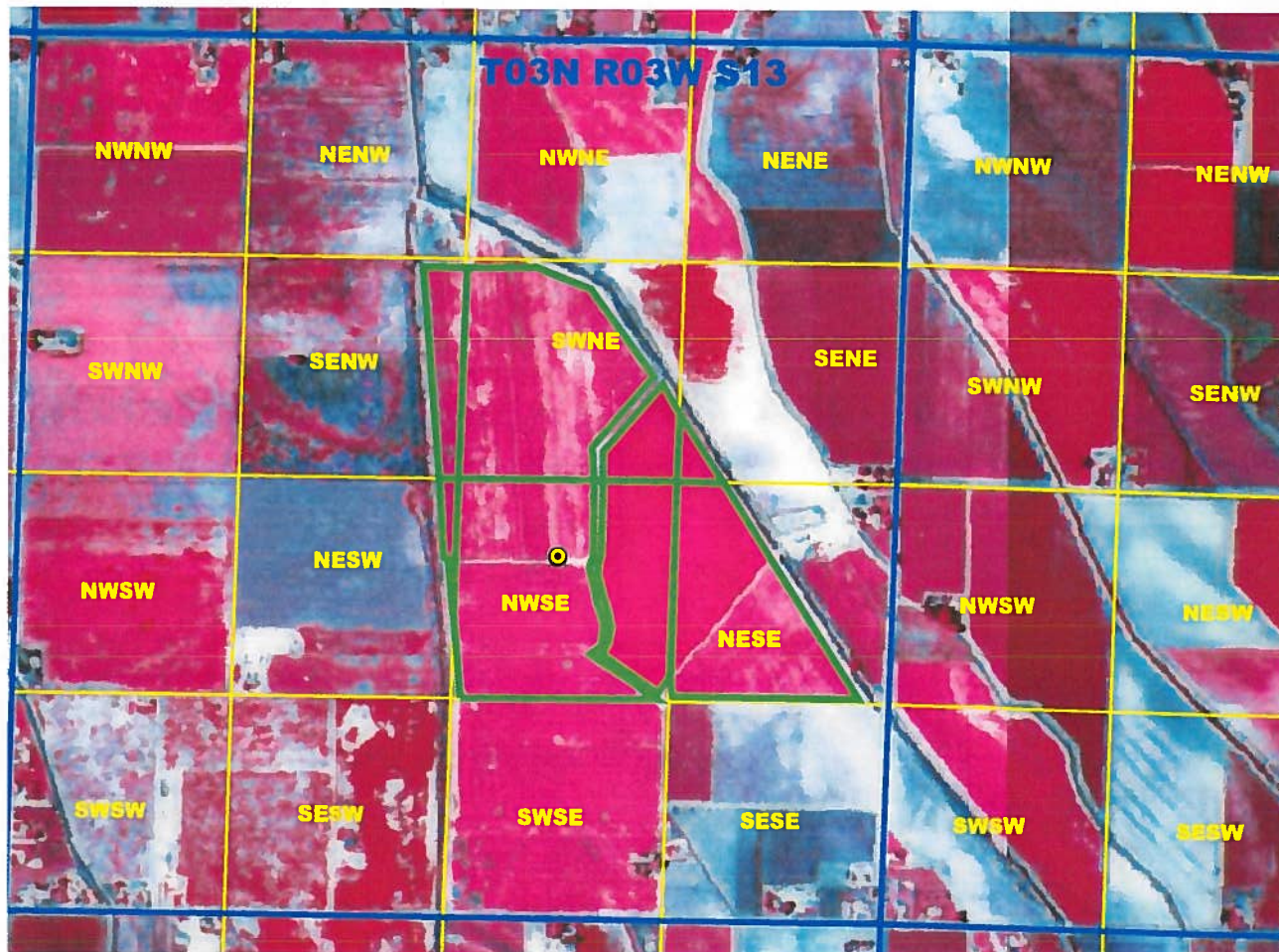
This claim is based on a license, and will pretty much be recommended as licensed. I will adjust the acres to better match new mapping technologies. The total number of acres will not change, however, the acres in each 40-acre tract will change a bit to better describe the irrigation use.

I did add the explanatory condition that Pioneer Irrigation District water is also used on the property, and that when combined with all other rights the irrigation use is limited to 0.02 cfs and 4.5 afa per acre. The reasoning behind this is that there is a new permit, 63-11670 that has been filed on this same land, and in order to maintain proper record keeping and water regulation, it is necessary to draw attention to other rights on the same lands to prevent over allocation of water. The old license didn't mention that there is irrigation district water on the same property, however; the new permit was filed as a supplemental water right to the Pioneer Irrigation District water for the same lands. It safe to assume that Pioneer Irrigation District water is on this property, since it is clearly identified in the permit.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R3W SECTION(S) 13
WATER RIGHT(S) : 63-8292



0.5 0 0.5 1 Miles

Total Irrigated Acres = 98 acre(s)

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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared by: Dan Nelson
Date: September 2006



IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8292 V1

WATER RIGHT NUMBER: 63-8292 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLINTON R WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606
Current Owner	JOHN A WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606

Priority Date: 04/01/1976

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	03/15 to 11/15	1.960 CFS	441.00 AF
	<u>Total Diversion:</u>	1.960 CFS	441.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 13, Twp 03N, 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		
03N	03W	13			31.0	1.3				5.5				1.2				21.0	38.0	98.0

Total Acres: 98

Conditions of Approval:

1. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
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.
3. W40 Use of this right is combined with water from Pioneer Irrigation District.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8292 V1

4. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 and after November 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

Remarks:Comments:

1. dnelson 9/18/2006 Claim Review

Comment: This claim is based on a license, and will pretty much be recommended as licensed. I will adjust the acres to better match new mapping technologies. The total number of acres will not change, however, the acres in each 40-acre tract will change a bit to better describe the irrigation use.

I did add the explanatory condition that Pioneer Irrigation District water is also used on the property, and that when combined with all other rights the irrigation use is limited to 0.02 cfs and 4.5 afa per acre. The reasoning behind this is that there is a new permit, 63-11670 that has been filed on this same land, and in order to maintain proper record keeping and water regulation, it is necessary to draw attention to other rights on the same lands to prevent over allocation of water. The old license did not mention that there is irrigation district water on the same property, however; the new permit was filed as a supplemental water right to the Pioneer Irrigation District water for the same lands. It safe to assume that Pioneer Irrigation District water is on this property, since it is clearly identified in the permit.

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:
 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>
Contacts	9/18/2006 2:56:58 PM	dnelson			Active
POD	9/18/2006 3:01:28 PM	dnelson			Active
Source	9/18/2006 3:01:47 PM	dnelson			Active
POU	9/18/2006 3:05:31 PM	dnelson			Active
Use	9/18/2006 3:05:50 PM	dnelson			Active
Season	9/18/2006 3:08:28 PM	dnelson			Active
Quantity	9/18/2006 3:09:12 PM	dnelson			Active

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8292 V1

Summary

09/18/2006

dnelson

Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
POD	9/18/2006 3:01:28 PM	dnelson	(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? (No) 10. Is a POD remark and/or condition required?
Source	9/18/2006 3:01:47 PM	dnelson	(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?
POU	9/18/2006 3:05:32 PM	dnelson	(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? (No) 14. Is a POU remark and/or condition required?
Season	9/18/2006 3:08:28 PM	dnelson	(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? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Use	9/18/2006 3:05:51 PM	dnelson	(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?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-8292 V1

Quantity	9/18/2006 3:09:12 PM	dnelson	(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? (Yes) 8. Does the parent right have an annual diversion volume limit? (Yes) 10. Is a irrigation a purpose of use? (Yes) 12. Is a Quantity remark or condition required? Description for Question 10 - Diversion rate determined by licensed amount.
Summary	9/18/2006 3:11:08 PM	dnelson	(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? (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	9/18/2006 2:56:59 PM	dnelson	(No) 1. Do you want to schedule an appointment? Comment for 1: This claim has already been verified during licensing.
POD	9/18/2006 3:01:10 PM	dnelson	Updated shape
POU	9/18/2006 3:03:33 PM	dnelson	Updated shape for Active POU

Water Supply Bank:

T03N R03W S13

1987 AERIAL PHOTO

SENW
5.5 ac

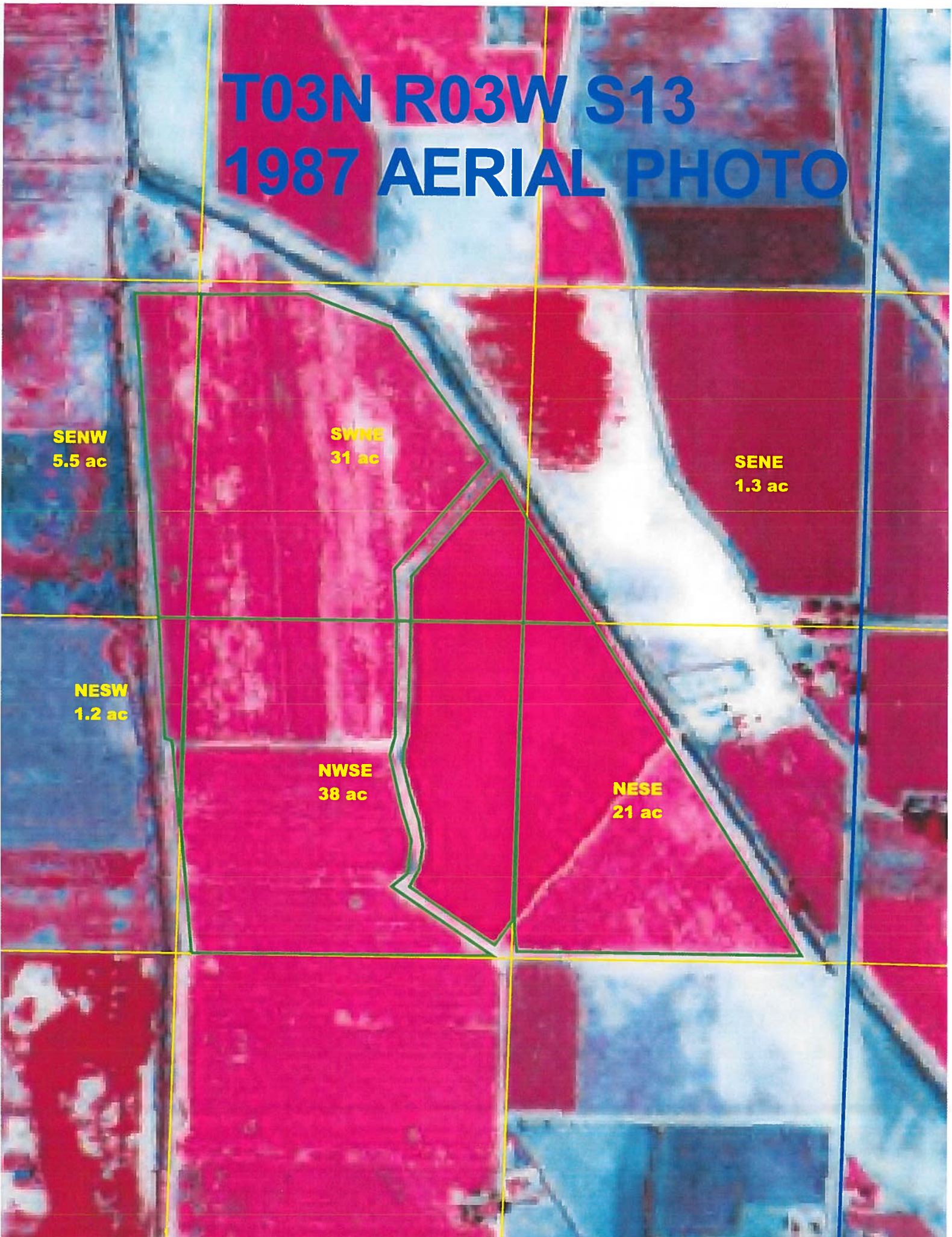
SWNE
31 ac

SENE
1.3 ac

NESW
1.2 ac

NWSE
38 ac

NESE
21 ac



IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-8292

WATER RIGHT NUMBER: 63-8292

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLINTON R WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606
Current Owner	JOHN A WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606

Priority Date: 04/01/1976

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	4/01 to 11/01	1.960 CFS	441.00 AF
	<u>Total Diversion:</u>	1.960 CFS	441.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SE1/4	Sec. 13, Twp 03N, 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	
03N	03W	13			33.0	1.0				3.0	1.0				22.0	38.0			98.0

Total Acres: 98

Conditions of Approval:Remarks:Comments:Dates and Other Information:

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-8292 Priority April 1, 1976 Amount 1.96 cfs

THIS IS TO CERTIFY, that Clinton R. &/or John A. Wissel
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-8292 issued pursuant to Application for Permit dated April 1, 1976,
and has submitted proof to the Department of Water Resources on March 31, 1981,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 2.33 cfs of water from a groundwater source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>April 1</u> to <u>November 1</u>	at <u>1.96</u> cfs and	<u>441.0</u> acre feet
_____	from _____ to _____	at _____ cfs and	_____
_____	from _____ to _____	at _____ cfs and	_____

(both dates inclusive)

Subject, however, to the condition that no more than 1.96 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
441.0 acre feet per year, said waters to be diverted within the NW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 13, Twp.
3N, Rge. 3W in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
3N	3W	13			33	1				3	1				22	38			98

Total number of acres irrigated 98

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

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 30 day of
December, 19 81.

MICROFILMED

Director

Identification No. _____

Application No. 63-8292

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR PERMIT

APPROVED

To Appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant Clinton R. &/or John A. Wissel Phone: 466-5592
post office address Rt. 1, Box 1262, Nampa, Idaho 83651

2. Source of water supply groundwater which is a tributary of _____

3. a. Location of point of diversion is NW $\frac{1}{4}$ of SE $\frac{1}{4}$ of Section 13 Township 3N
Range 3W B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____

4. Water will be used for the following purposes:

Amount 2.0 for irrigation purpose from April 1 to Nov 1 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

5. Total quantity to be appropriated:

a. 2.0 cubic feet per second and/or

b. _____ acre feet per annum.

6. Proposed diverting works:

a. Description of ditches, flumes, pumps, headgates, etc. well with gravity and sprinkler
system

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____

Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)

c. Proposed well diameter is 14 inches; proposed depth of well is 80 feet.

7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.

b. Estimated construction cost is \$ 12,000.00.

8. Description of proposed uses:

a. If water is **not** for irrigation:

(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.

(2) Amount of power to be generated: _____ hp under _____ feet of head.

(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.

(5) If water is to be used for other purposes describe: _____

b. If water is for irrigation, indicate acreage in each subdivision in the tabulation below:

TWP.	RANGE	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	
3N	3W	13			38	2				4	1				22	40			107

Total number of acres to be irrigated 107

c. Describe any other water rights used for the same purposes as described above. none known

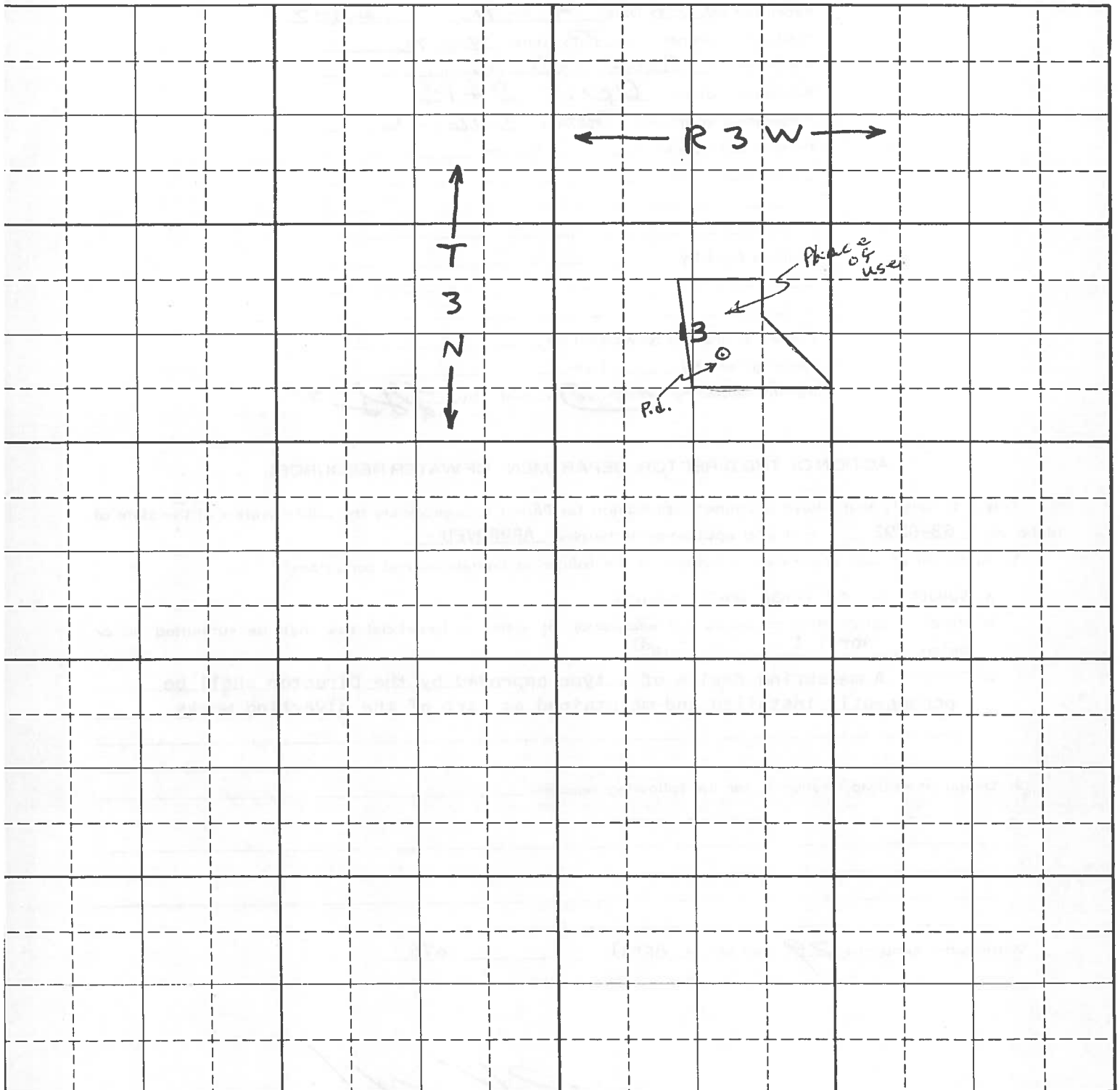
9. a. Who owns the property at the point of diversion Applicant

b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing _____

10. Remarks _____

11. Map of proposed project: show clearly the proposed point of diversion, place of use, section number, township and range number.



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

x Clinton R. Hissel
(Applicant)

Proposed Priority 4-1-76

Received by RB Date 4-1-76 Time 11:45
Preliminary check by JH Fee \$ 35.00
Receipted by RB Date 4-1-76 # 3712
Publication prepared by RB Date 4-1-76
Published in News-Tribune
Publication dates April 8 & 15
Publication approved RB Date 4-16-76
Priority reduced to _____ Reason _____

Protests filed by: _____

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by JH BDF

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-8292, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

a. SUBJECT TO ALL PRIOR WATER RIGHTS.

b. Proof of construction of works and application of water to beneficial use shall be submitted on or before April 1, 1981.

c. Other: A measuring device of a type approved by the Director shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 29 day of April, 1976.


Director

MAP (Attach Aerial Photo)

[illegible]

(Include distance from pump to measuring device, if applicable.)

Point(s) of diversion: 11W, SE, G13, 3W, 3W

Place(s) of Use

[illegible]

Recommended Amendments:

- ☐ Change P.D. as reflected above
- ☐ Change P.U. as reflected above

- ☐ Add P.D. as reflected above
- ☐ Add P.U. as reflected above

- ☐ None
- ☐ Other

Examiner's Signature _____

Checked by

Approved by _____

Date _____

Date

Date _____

05-81

10/29/81

1124181

round to nearest
acre as shown

IDWR SUPPLEMENTAL FIELD REPORT
FOR ANNUBAR MEASUREMENT

Measured by: CEM

Date: 8/5/97/91

Owner: WISSEL

Permit #: 63-8292

Description of well &/or measuring site (give distance to restrictions upstream and downstream): well, same pipeline as about 10' from
pipe

Measured inside diameter of pipe in inches

7.98127436

Size of Annubar used in test

7.981

SERIAL #

State ID# of Meter used

191143

Size Eagle Eye Meter used

10-800

SERIAL #

State ID# of Meter used

65818

Date of Last Calibration of Meter

when made

Observed inches of H2O read on Meter

18"

Adjusted inches of H2O from Last Calibration

0

CALCULATION:

$$\frac{(3.85) \times (A)^2 \times (B)}{448.8}$$

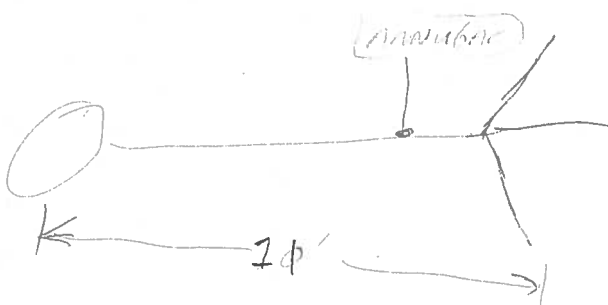
$$= \textcircled{2.33}$$

CAPACITY

cfs measured

Where A and B are measured in inches
and 3.85 is a constant for the model
75 Annubar

SKETCH:



MEASURED

R3W

C384
5820

B
21.2

C352
5800

B
16.3

C398
1200
A
14.1

B
23.6

C731
1201C

B
74.2

C727
11960

A
23.7

C383
5810

A
74

A
12.7

B
44.4

A
26.3

A
13.0

C728
11970

A
33.4

A
10.2

C392
5930
54 B

C393
5940C

C
44

B
43

A
43

D
10.2

C
13.9

C294
5960
10.2

A

B
2.8

C729
11980

B
18.7

C706
11450

D
32.8

E
16.9

C707
11470

B
16.9

A
7.7

C
13.8

C1004
5970
5.3

A
20.3

A
18.0

C
8.9

D
38

A
13.7

C390
5920

B
13.8

C1004
5970
5.3

B
2.8

A
18.0

C
8.9

D
38

F
26.7

C582
11400

A
17.1

C390
5920

A
29

B
4.7

C396
5980

A
20.3

C
4.7

B
16.3

F
26.7

G
12.5

C582
11400

A
17.1

C390
5920

A
29

B
4.7

C396
5980

A
20.3

C
4.7

B
16.3

F
26.7

G
12.5

C582
11400

A
17.1

C390
5920

A
29

B
4.7

C396
5980

A
20.3

C
4.7

B
16.3

F
26.7

G
12.5

C582
11400

A
17.1

C390
5920

A
29

B
4.7

C396
5980

A
20.3

C
4.7

B
16.3

F
26.7

G
12.5

C582
11400

A
17.1

MICROFILMED

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 63-11670

WATER RIGHT NUMBER: 63-11670

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CLINTON R WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606
Current Owner	JUDITH E WISSEL 15451 MIDWAY RD NAMPA, ID 83651 (208)466-1606

Priority Date: 02/25/1992

Basis:

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	11/15	3.600 CFS	
	<u>Total Diversion:</u>		3.600 CFS	

Location of Point(s) of Diversion

GROUND WATER	L4 (SW1/4SW1/4)	Sec. 18, Twp 03N, Rge 02W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	Totals
03N	02W	18					60.0
03N	03W	13	20.0	40.0			120.0

Total Acres: 180

Conditions of Approval:

- 03A The rate of diversion of water for irrigation under this right and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- 069 Failure of the right holder to comply with any condition of approval is cause for the Director to void this permit.
- 068 This permit does not authorize the construction of any new well or the deepening or enlargement of any existing well.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Permit Report 63-11670

4. 067 The right holder shall measure and annually report diversions of water and/or other pertinent hydrologic and system information as required by Section 42-701, Idaho Code.
5. 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.
This permit does not authorize the development and irrigation of land not previously irrigated under prior temporary approval of this application.
Water bearing zone to be appropriated is 100 to 300 feet.
6. 066 Prior to diversion of water under this right, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to use power records to determine the amount of water diverted from each point of diversion listed under this right.
7. 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.

Remarks:Comments:

1. SCURTIS 3/25/1996 Proof of Beneficial Use Rcvd

Comment: Proof of Beneficial Use Rcvd

2. KTOWNSEN 11/26/1997 Preliminary Order_to Void Permit

Comment: On October 31, 1997 a Preliminary Order to Void Permit was issued because the permit holder failed to meet the annual measuring and reporting requirements.

Dates and Other Information:

Permit Proof Due Date: 5/1/1996

Permit Proof Made Date: 3/20/1996

Permit Approved Date: 1/16/1996

Permit Moratorium Expiration Date: 12/31/1994

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

Field Exam Date:

Date Sent to State Office:

Date Received at State Office:

State or Federal:

Owner Name Connector:

Water District Number: 63

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:Water Supply Bank:

3/28/2006

Idaho Dept. of Water Resources Place of Use Comparison Report

Page1

[illegible]

**Idaho Dept. of Water Resources
Place of Use Comparison Report**

Permit	63 31550	CITY OF CALDWELL,	GROUND WATER	03N03W13	X	X			X	X	X	X								0
Permit	63 31817	CITY OF CALDWELL,	GROUND WATER	03N03W13	X	X			X	X	X	X								0
Permit	63 32107	CITY OF CALDWELL,	GROUND WATER	03N03W13	X	X			X	X	X	X								0
Permit	63 32157	CITY OF CALDWELL,	GROUND WATER	03N03W13	X	X			X	X	X	X								0
Rec	63 2529	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	63 27812	CLINTON R WISSEL, JOHN A WISSEL,	GROUND WATER	03N03W13				40												40
Rec	63 5199	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	63 5200	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Rec	63 9109	PIONEER IRRIGATION DISTRICT,	GROUND WATER	03N03W13	X	X	X	X	X	X	X	X	X	X	X	X	X	X	X	0
Right	63 11298	SYLVAN K ADAMSON,	GROUND WATER	03N03W13											17					17
Right	63 11599	STEVEN DUGGER,	GROUND WATER	03N03W13									32							32
Right	63 15740	DONNA J CARPER, ARTHUR A CARPER,	GROUND WATER	03N03W13										X						0
Right	63 20337	BETTY JUNE JENSEN, LEONARD H JENSEN,	GROUND WATER	03N03W13														X		0
Right	63 23572	DOROTHY LAWSON, GALEN LAWSON,	GROUND WATER	03N03W13										X						0
Right	63 23573	DOROTHY LAWSON, GALEN LAWSON,	GROUND WATER	03N03W13										X						0
Right	63 23573	DOROTHY LAWSON, GALEN LAWSON,	GROUND WATER	03N03W13										X						0
Right	63 23677	BETTY L BENEDICT, GLEN E BENEDICT,	GROUND WATER	03N03W13										X						0
Right	63 23677	BETTY L BENEDICT, GLEN E BENEDICT,	GROUND WATER	03N03W13										X						0
Right	63 23763	CLARA RAASCH, LAWRENCE RAASCH,	GROUND WATER	03N03W13										X						0
Right	63 23763	CLARA RAASCH, LAWRENCE RAASCH,	GROUND WATER	03N03W13										X						0

[illegible]

Idaho Dept. of Water Resources Place of Use Comparison Report

[illegible]