

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: **A63-07647F**
Date Received: 4/28/1995
Receipt No: X777777
Received By: _____

**COPY FOR
YOUR FILES**

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

**COPY FOR
YOUR FILES**

1. Name: DICK FEWKES
Address: 8563 DIAMOND CT
NAMPA ID

208-467-4247

83686

AND/OR

Name: SHARON FEWKES
Address: 8563 DIAMOND CT
NAMPA ID

208-467-4247

83686

2. Date of Priority: AUG 9, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	02W	3	NE	NW		3	CANYON

5. Description of diverting works:
WELL WITH PUMP, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.030		9.00

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 9.00 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	Lot	Use	Acres
01N	02W	3	NE	NW	3	IRR	2.0

10. Place of Use: Continued

Section Acres 2.0

Total Acres 2.0

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:

A63-03276F

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03134 AND 63-03276 AND CLAIMED AS A63-23996 USING THE LATEST PRIORITY DATE...RMC 10/29/90

THIS RIGHT WAS COMBINED BUT HAS NOW BEEN CLAIMED AND SPLIT AS FOLLOWS:

A63-07647A, NIEDER, 35 ACRES, 0.35 CFS

A63-07647B, DAVENPORT, 195 ACRES, 1.95 CFS

A63-07647C, JOHNSON, 157 ACRES, 1.57 CFS

THE PORTIONS OF PROPERTY IN SECTION 3, E1/2NW1/4 AND SECTION 34, W1/2SE1/4, SE1/4SE1/4, HAVE NOT BEEN CLAIMED AND STILL EXIST UNDER A63-23996B AND C. L.R.W. 12/14/94

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3, E 1/2 OF THE NW 1/4. 04/26/1995 MM.

THIS CLAIM IS A RESULT OF TRANS. NO. 4728, APPROVED 01/12/1996. AFTER SPECIFIC NOTIFICATION BY THE DEPARTMENT, THE RIGHT HOLDER SHALL INSTALL A SUITABLE MEASURING DEVICE OR SHALL ENTER INTO AN AGREEMENT WITH THE DEPARTMENT TO DETERMINE THE AMOUNT OF WATER DIVERTED FROM POWER RECORDS AND SHALL ANNUALLY REPORT THE INFORMATION TO THE DEPARTMENT.

COMBINED RIGHT NOS. 63-03276B AND 63-07647B ARE LIMITED TO THE TOTAL COMBINED IRRIGATION OF 2.0 ACRES AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 9.0AF (THESE RIGHTS ARE FILED AS SRBA CLAIM NOS. A63-03276F AND A63-07647F).

PLACE OF USE IS LOCATED WITHIN LOT 3, BLOCK 1, DIAMOND RIDGE SUBDIVISION.

SEE ADDITIONAL CONDITIONS OF APROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 4728 IN FILE.

15. Basis of Claim: LICENSE

W-ADJ

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4728
WATER RIGHT NO(S). 63-03276B/63-07647B

This is to certify that: **SHARON FEWKES**
DICK FEWKES
8563 DIAMOND CT
NAMPA ID 83686

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.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
Right No. 63-03276B :			
IRRIGATION	03/15 to 11/15	0.03 CFS	9.0 AF
Priority: 02/27/1962			
Right No. 63-07647B :			
IRRIGATION	03/15 to 11/15	0.03 CFS	9.0 AF
Priority: 08/09/1972			
	TOTAL:	0.06 CFS	* 9.0 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 3, Township 01N, Range 02W
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>
01N	02W	3	Lot 3(NENW)	2		2

Total number of acres irrigated: ** 2

CONDITIONS OF APPROVAL AND REMARKS

- 046 1. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- RSZ 2. This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for the lands above.

TRANSFER NO. 4728
WATER RIGHT NO(S). 63-03276B/63-07647B

CONDITIONS OF APPROVAL AND REMARKS

3. After specific notification by the department, the right holder shall install a suitable measuring device or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.

1074. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.

108 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.

109 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.

016 */**7. Combined Right Nos. 63-03276B and 63-07647B are limited to the total combined irrigation of 2.0 acres and a total combined annual diversion volume of 9.0 af.

8. Place of use is located within Lot 3, Block 1, Diamond Ridge Subdivision

Dated this 12th day of January, 1996.


Chief, Water Alloc. Bureau

MEMORANDUM

TO: FILE NO. 63-03276 & 63-07647

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER NO. 4728

DATE: January 4, 1996

=====

Transfer No. 4728 was filed to change the point of diversion under a portion of Right Nos. 63-03276 and 63-07647, splitting the rights into parts A and B. The applicants purchased a 2.7 acre lot and want to irrigate from their own separate well.

The entire quarter-quarter has been confirmed irrigated as originally licensed and the rate available for transfer was based on the total 2.7 acres owned by the applicant with water being concentrated on the 2.0 irrigated acres. The remainder of the lot is for the home area and no longer irrigated. The rate was adjusted on the approval and allows the maximum of 0.03 cfs/acre for less than a 5 acre parcel. The remaining portions of the right also reflect this minor adjustment in acres and rate.

Season of use and diversion volume were adjusted to reflect current standards. Recommended conditions include drilling permit requirements, combined right limits and standard transfer conditions.

" T4728 SRBA ETC Summary "

gl
10/11/95

Transton proposes split of 2 acres listed in both rights. New owners will drill own well for these 2 acres.

Should not be necessary to go through entire SRBA analysis & recommendation process for this single split/NEW well f.t.g. Note that 1987 NAPP shows irrigation of entire Q2 in which applicants' 2 acres found.

Regarding WR v. AJ splits, see the following:

WR - 63-03276	split T4728	A →	201 ac	1.98 cfs
		B →	2 ac.	.02 cfs
		TOTAL	203 ac	2.00 cfs

AJ - various splits claimed (See Claim Remarks, pg. 7 of transton appl.)
For portion where applicants' land found:

A63-03276E	split T4728	D →	78 ac	.78 cfs
		E →	2 ac	.02 cfs
		TOTAL	80 ac	.80 cfs

Therefore, T4728 will result in 63-03276B & A63-03276E for Fowkes 2 ac., .02 cfs

Repeat same process for 63-07647/A63-07647D

See pg 9 of transton Application

Result, T4728 will yield 63-07647B & A63-07647F for Fowkes 2 ac. .02 cfs

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4728

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant DICK + SHARON FELSKES Phone 208-467-4247
Post Office address 8563 DIAMOND CT. NAMPA IDA 83686

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 separate existing well for individual lot

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

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
<u>63-03276 B</u>	<u>2/27/1962</u>	<u>.02</u>	<u>irrig</u>	<u>3/15</u> to <u>11/15</u> <u>undefin</u>
<u>63-07647 B</u>	<u>8/09/1972</u>	<u>.019/9</u>	<u>irrig</u>	<u>3/15</u> to <u>11/15</u>
_____	_____	_____	_____	_____ to _____
_____	_____	_____	_____	_____ to _____

2. Total amount of water being transferred .039 cubic feet per second and/or 9 acre-feet per annum.3. Source of water Ground water tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
<u>3</u>		<u>NE</u>	<u>NW</u>	<u>3</u>	<u>1N</u>	<u>2W</u>	<u>CANADON</u>	<u>SEPERATE / FILL IATE 2/D</u>

5. Lands irrigated or place of use: N/C

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	
<u>1N</u>	<u>2W</u>	<u>3</u>					<u>63</u>												<u>2</u>

Total acres 2

PART 1

6. General Information:

a. Description of diversion system well pump

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? N/A Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/C

d. Remarks:

P/M also known as Lt 3, Blk 1, Diamond Ridge Subdivision. Total lot size = 2.73 acres. Home area will occupy the remaining .73 ac not irrigated.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

WR0749NP
No. 63-03276

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 10/02/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES M. FIEDLER RT. 3 NAMPA ID 83651	02/27/1962	IRRIGATION	00-00 00-00	2.000 CFS	
					TOTAL DIVERSION:	2.000 CFS

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot 01(NENE)

CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE											
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM
01N	02W	2	:																							:	40.0
01N	02W	3	:	20		30		30		03		40														:	163.0
																								TOTAL ACRES		203.0	

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-07647Other Water Rights Listing Overlapping Place(s) of use:
63-03029 63-05365 63-07647

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 08/28/1979

Priority Date: 02/27/1962
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

Audit: 05/06/85 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

U

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 02 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	NW	3	1N	2W	Canyon	New P/D

3. Lands irrigated or place of use: N/C in P/U; separate membership to 2.73 a

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	
1N	2W	3					2												2

Total acres

2**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 1.98 for irrig purposes from 3/15 to 5
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

N/C

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion

3. 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	
1N	2W	2					40												40
		3	20	20	20	3	38			40									161

Total acres

201

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

WR0749NP No. 63-07647		IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROFILE REPORT				DATE: 10/02/95 PAGE: 1	
OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME	
C	JAY C. NEIDER RT. 3 NAMPA ID	08/09/1972	IRRIGATION	03-15 11-15	6.050 CFS	2866.50 AFA	
TOTAL DIVERSION:					6.050 CFS	2866.50 AFA	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 NENE NENE
T02N R02W S34 SWSW SESW SESE CANYON County
CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE				SUM
T	R	S		Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01N	02W	2	:													80.0
01N	02W	3	:	40		40		40								280.0
02N	02W	34	:									40				277.0
TOTAL ACRES																637.0

Pou County: CANYON

Other Rights: LIC. 63-3029, 63-3046, 63-3149 & 63-3276.

Other Water Rights with Same Point(s) of Diversion and Source:
63-03029 63-03046 63-03149 63-03276 63-03406Other Water Rights Listing Overlapping Place(s) of use:
63-03029 63-03046 63-03149 63-03276 63-03406 63-05365 63-11484

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: SUBJECT TO THE CONDITION THAT THE MAX. RATE OF DIVERSION & VOLUME PER YR. SHALL NOT EXCEED 12.74 CFS/2,866.5 AF WHEN COMBINED WITH LIC. NOS. 63-3029/3046/3149/3276. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPT. SHALL BE PERMANENTLY MAINTAINED AS PART OF THE DIVERTING WORKS ON THE WELL IN THE SWSW, S34.

Dates: App. Received: Priority Date: 08/09/1972
Proof Due Date: Proof Made Date:
Exam Made Date: Exam Sent to S.O.:
Licensed Date: 09/13/1979

Misc: Water District Number: Field Exam Fee:

Audit: 05/20/85 05/01/88 CONVERT

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

N

If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 0.19/9 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	NW	3	1N	2W	Canyon	New P/D

3. Lands irrigated or place of use: N/C

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	
1N	2W	3					2												2

Total acres 2**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 6.031/2857.5 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	
1N	2W	2					40			40									80
		3	40	40	40	40	38			40				40					278
1N	2W	321									40	40	38	38		40	40	40	277

Total acres 635

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

AJ0749NP
No. A63-03276CIDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)DATE: 10/02/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOE F STAFFORD DIAMOND RIDGE LLC PO BOX 1028 MERIDIAN ID 83680 (208) 887-7697	02/27/1962	IRRIGATION	03-15 11-15	0.80 CFS	
TOTAL DIVERSION:					0.80 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot01(NENE)

CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM	
01N	02W	3	:															:	80.0	
																			TOTAL ACRES	80.0

POU County: CANYON

Other Rights: A63-07647

Other Water Rights with Same Point(s) of Diversion and Source:

A63-03276A A63-03276B A63-07647 A63-07647A A63-07647B A63-07647C A63-07647D A63-23996 A63-23996A A63-23996C
A63-23996D A63-23996E R63-23996 R63-23996A R63-23996D R63-23996E

Other Water Rights Listing Overlapping Place(s) of Use:

A63-03276 A63-07647 A63-07647D A63-23996 R63-23996

Remarks: THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03149 AND 63-07647 AND CLAIMED AS A63-23996...RMC 10/29/90
THIS CLAIM WAS ORIGINALLY COMBINED INTO A63-23996. THIS PROPERTY HAS SINCE BEEN SOLD AND SPLIT BETWEEN VARIOUS OWNERS. CONSEQUENTLY, OWNERS NOW WISH TO SEPARATE THIS RIGHT AND SPLIT OFF TO SEPARATE OWNERS.

CLAIM SPLIT AS FOLLOWS:

A63-03276A, NEIDER, 40 ACRES, 0.40 CFS
A63-03276B, GANSPORT, 83 ACRES, 0.33 CFS
REMAINING 80 ACRE PORTION OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OF OWNERSHIP RECEIVED.
12/13/94 L.R.W.
THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM.

Dates: Exam Made Date: Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
N If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .04 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	NW	3	1N	2W	Canyon	New P/D

3. Lands irrigated or place of use:

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	
1N	2W	3					2												2

Total acres 2

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount .76 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	
1N	2W	3					38		40										78

Total acres 78

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

AJ0749NP
No. A63-07647DIDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)DATE: 10/02/95
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOE F STAFFORD DIAMOND RIDGE LLC PO BOX 1028 MERIDIAN ID 83680 (208) 887-7697	08/09/1972	IRRIGATION	03-15 11-15	0.80 CFS	360.00 AFA
TOTAL DIVERSION:					0.80 CFS	360.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot01(NENE) Lot02(NWNE)
T02N R02W S34 SWSW SESW SESECANYON County
CANYON CountyPlace of use Legal Description for: IRRIGATION
NE NW SW SE

T	R	S	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
01N	02W	3	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	:	80.0
TOTAL ACRES																												80.0			

POU County: CANYON

Other Rights: A63-03276

Other Water Rights with Same Point(s) of Diversion and Source:

A63-03029	A63-03046	A63-03149	A63-03149A	A63-03276A	A63-03276B	A63-03276C	A63-07647	A63-07647A	A63-07647B
A63-07647C	A63-23996	A63-23996A	A63-23996B	A63-23996C	A63-23996D	A63-23996E	R63-23996	R63-23996A	R63-23996D
R63-23996E									

Other Water Rights Listing Overlapping Place(s) of Use:

A63-03276 A63-03276C A63-07647 A63-23996 R63-23996

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks:

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046,
63-03134 AND 63-03276 AND CLAIMED AS A63-23996 USING THE LATEST
PRIORITY DATE...RMC 10/29/90THIS RIGHT WAS COMBINED BUT HAS NOW BEEN CLAIMED AND SPLIT AS
FOLLOWS:

A63-07647A, NIEDER, 35 ACRES, 0.35 CFS

A63-07647B, DAVENPORT, 195 ACRES, 1.95 CFS

A63-07647C, JOHNSON, 157 ACRES, 1.57 CFS

THE PORTIONS OF PROPERTY IN SECTION 3, E1/2NW1/4 AND SECTION 34,

W1/2SE1/4, SE1/4SE1/4, HAVE NOT BEEN CLAIMED AND STILL EXIST

UNDER A63-23996B AND C. L.R.W. 12/14/94

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3,

E 1/2 OF THE NW 1/4. 04/26/1995 MM.

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

N If yes, describe _____**B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED**

(If the entire right is to be changed by the applicant, omit part B and C.)

1. amount .04/9 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
3		NE	NW	3	1N	2W	Canyon	Alvar P/D

3. Lands irrigated or place of use:

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	
1N	2W	3					2												2

Total acres 2**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount .78/351 for irrig purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion: N/C

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

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	
1N	2W	3					38			40									78

Total acres 78

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.

See attachments B & C

PART 3**B. CHANGES IN NATURE OF USE** N/A

1	<u>New Nature of Use</u>	<u>Amount (cfs/ac-ft)</u>	<u>Hours/days/year</u>	<u>Period of Use</u>
				_____ to _____
				_____ to _____

2. Quantity and quality of return flows and location of discharge:

3. Describe effects on other water uses resulting from the proposed change:

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

Subscribed and sworn to before me this 6th day of Oct, 19 95.

Dick Frakes
(Signature of Applicant)

Lois Craven
(Notary Public)

My commission expires 6/18/98

FOR DEPARTMENT USE ONLY

Transfer contains _____ pages and _____ attachments

Received by Ly Date 9/29/95 Protest filed by _____Prelim. check by _____ Fee 100 W019958

Receipted by _____ Date _____

Published in _____ Copies of protest forwarded by _____

Pub. dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

Copy of transfer sent to lien holder _____

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: A63-07647D

Date Received: 10/29/1990

Receipt No: W019046

Received By: TM

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

1. Name: JOE F STAFFORD
Address: DIAMOND RIDGE LLC
PO BOX 1028
MERIDIAN ID

208-887-7697

83680

2. Date of Priority: AUG 9, 1972

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
01N	02W	3	NE	NE	NE	1	CANYON
			NW	NE	NE	2	CANYON
02N	02W	34	SW	SW	SW		CANYON
			SE	SW	SW		CANYON
			SE	SE	SE		CANYON

5. Description of diverting works:
WELL WITH PUMP, PIPED TO SPRINKLER SYSTEM

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.800		360.00

7. Total Quantity Appropriated is:
0.800 C.F.S. (and/or) 360.00 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	Lot	Use	Acres
01N	02W	3	NE	NW	3	IRR	40.0
			SE	NW		IRR	40.0
Section Acres							80.0
Total Acres							80.0

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:
A63-03276

14. Remarks:

THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03134 AND 63-03276 AND CLAIMED AS A63-23996 USING THE LATEST PRIORITY DATE...RMC 10/29/90

THIS RIGHT WAS COMBINED BUT HAS NOW BEEN CLAIMED AND SPLIT AS FOLLOWS:

A63-07647A, NIEDER, 35 ACRES, 0.35 CFS

A63-07647B, DAVENPORT, 195 ACRES, 1.95 CFS

A63-07647C, JOHNSON, 157 ACRES, 1.57 CFS

THE PORTIONS OF PROPERTY IN SECTION 3, E1/2NW1/4 AND SECTION 34, W1/2SE1/4, SE1/4SE1/4, HAVE NOT BEEN CLAIMED AND STILL EXIST UNDER A63-23996B AND C. L.R.W. 12/14/94

THIS CLAIM REPRESENTS THE NEW OWNERSHIP OF THE LANDS IN S. 3, E 1/2 OF THE NW 1/4. 04/26/1995 MM.

15. Basis of Claim: LICENSE

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: _____

For Organizations:

I do solemnly swear or affirm that I am Managing Partner of
Diamond Ridge LLC, that I have signed the foregoing
document in the space below as Managing Partner of
Diamond Ridge LLC and that the statements contained in the
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

Managing Partner
Title and Organization

4-28-95
Date

State of Idaho)
County of Ada) SS.

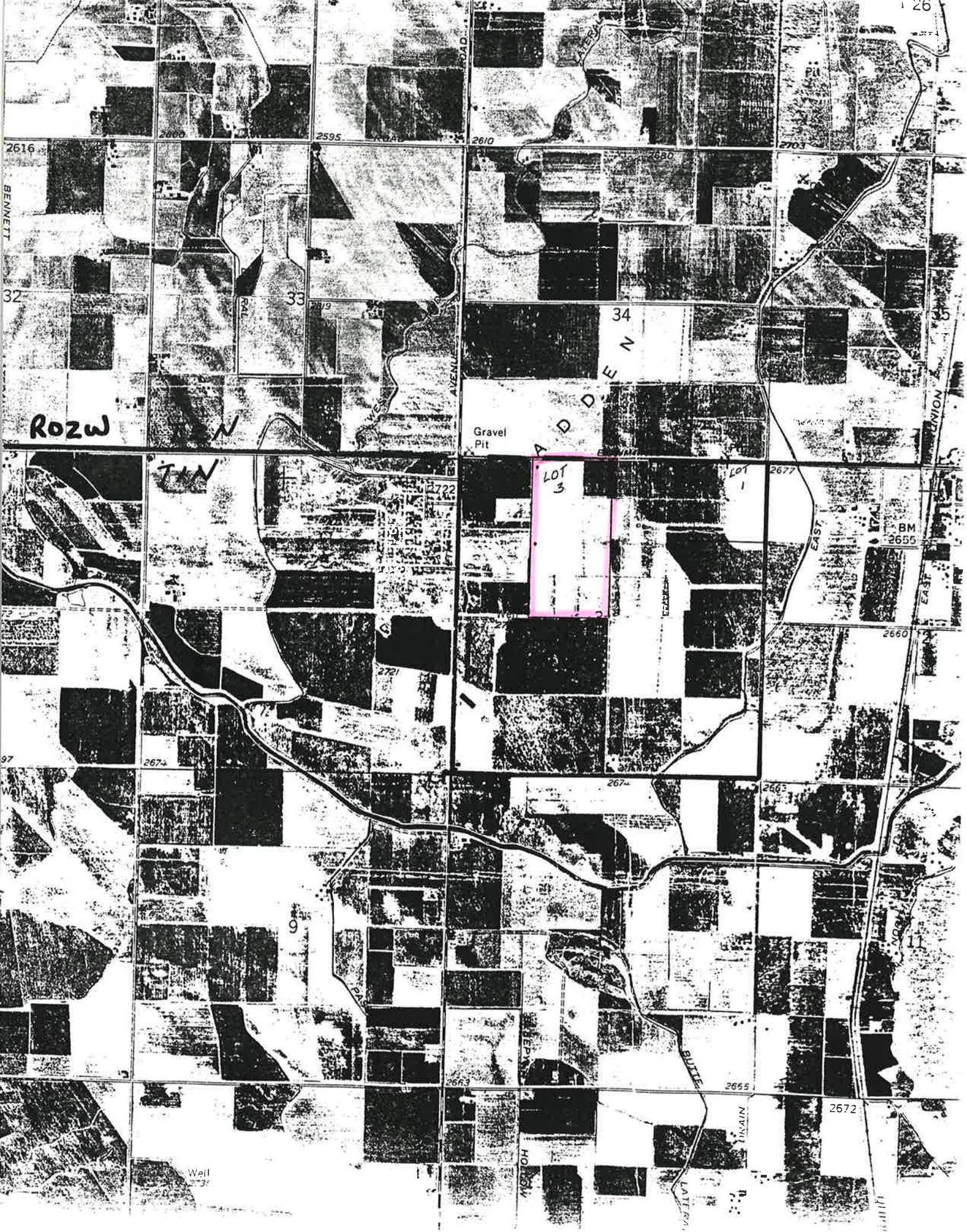
Subscribed and sworn (or affirmed) before me this 28th day
of April 19 95

[Signature]
Notary Public



Residing at Boise Idaho

My Commission Expires 06/25/1999



2 West of the Boise

M

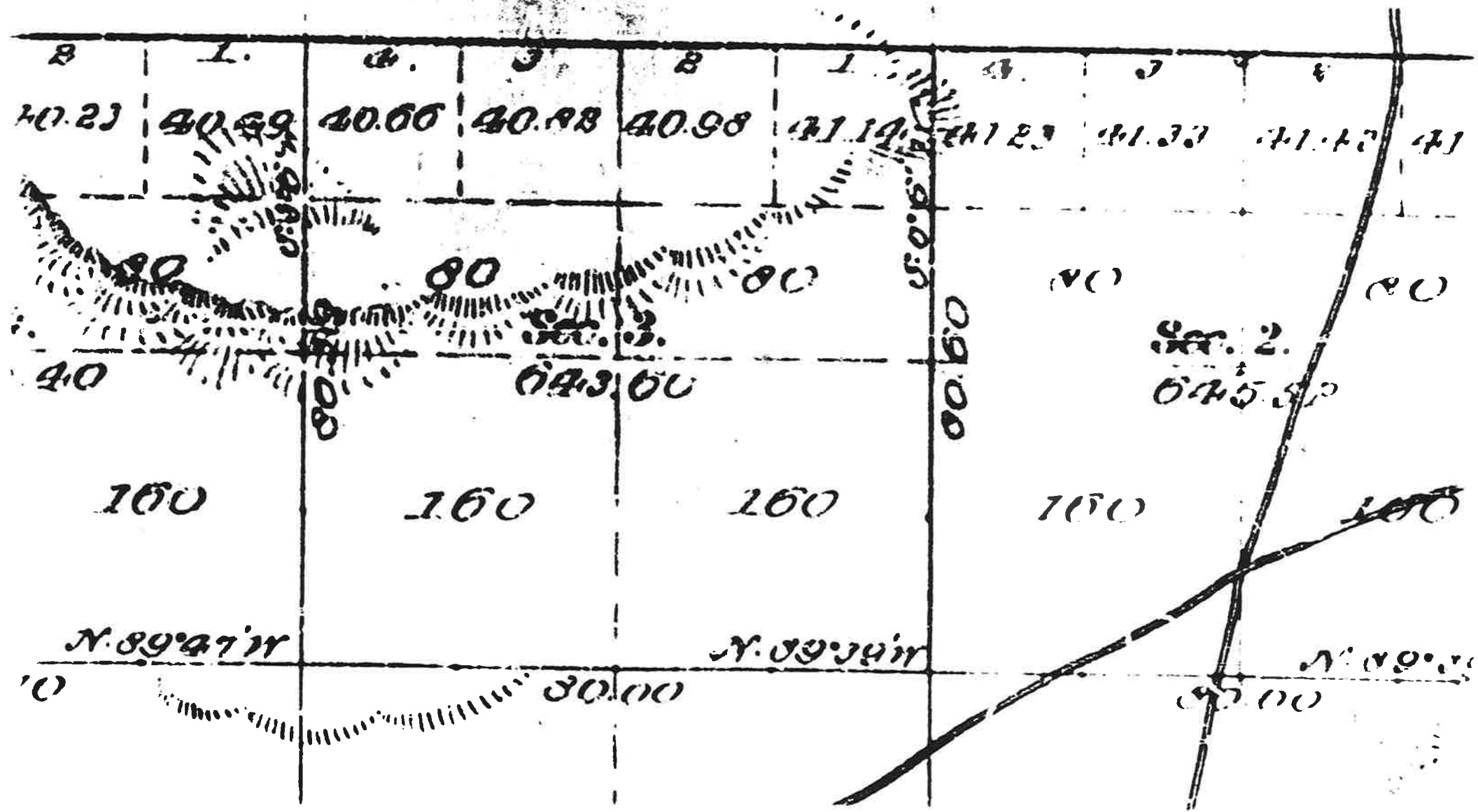
D

c

C

b

Gov't Plat Map
(1891)
TOLN
R02W



WR5809NP
No. 63-07647

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 04/26/95
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAY C. NEIDER RT. 3 NAMPA ID	08/09/1972	IRRIGATION	03-15 11-15	6.050 CFS	2866.50 AFA
TOTAL DIVERSION:					6.050 CFS	2866.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 NENE NWNE
T02N R02W S34 SWSW SESW SESE CANYON County
CANYON County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	SUM
01N	02W	2	:							40		40								80.0
01N	02W	3	:	40		40		40		40								40		280.0
02N	02W	34	:											40		40		40		277.0
TOTAL ACRES																			637.0	

Pou County: CANYON

Other Rights: LIC. 63-3029, 63-3046, 63-3149 & 63-3276.

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: SUBJECT TO THE CONDITION THAT THE MAX. RATE OF DIVERSION & VOLUME PER YR. SHALL NOT EXCEED 12.74 CFS/2,866.5 AF WHEN COMBINED WITH LIC. NOS. 63-3029/3046/3149/3276. A MEASURING DEVICE OF A TYPE APPROVED BY THIS DEPT. SHALL BE PERMANENTLY MAINTAINED AS PART OF THE DIVERTING WORKS ON THE WELL IN THE SWSW, S34.

Dates: App. Received:
Proof Due Date:
Exam Made Date:
Licensed Date: 09/13/1979

Priority Date: 08/09/1972
Proof Made Date:
Exam Sent to S.O.:

Misc: Water District Number:

Field Exam Fee:

Audit: 05/20/85 05/01/88 CONVERT

04/26/1995

63-03276 is the only
other license apparent
to these 80 acres. This
language appears to allow
1" more. TT

11/06/2006

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

RIGHT NUMBER: 63-7647F
NAME AND ADDRESS: DICK FEWKES
8563 DIAMOND CT
NAMPA ID 83686
SHARON FEWKES
8563 DIAMOND CT
NAMPA ID 83686

SOURCE: GROUND WATER
QUANTITY: 0.027 CFS
12.15 AFY

TRIBUTARY:

This right when combined with all other rights shall provide no more than .03 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

PRIORITY DATE: 08/09/1972

POINT OF DIVERSION:
T01N R02W S3 NENW Lot 3 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	0.027 CFS 12.15 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 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
T01N R02W S03 Lot 3 NENW 2.70

2.7 ACRES TOTAL

Right Nos. 63-3276F and 63-7647F are limited to the irrigation of a combined total of 2.7 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

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

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.



Idaho Department of Water Resources

SRBA Recommendation:

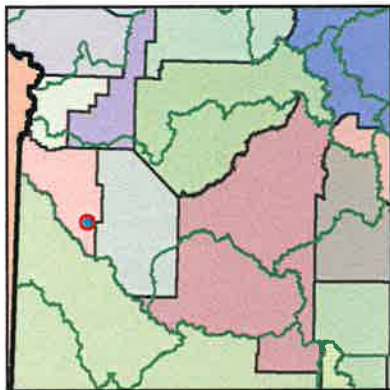
63-3247F

63-7647F

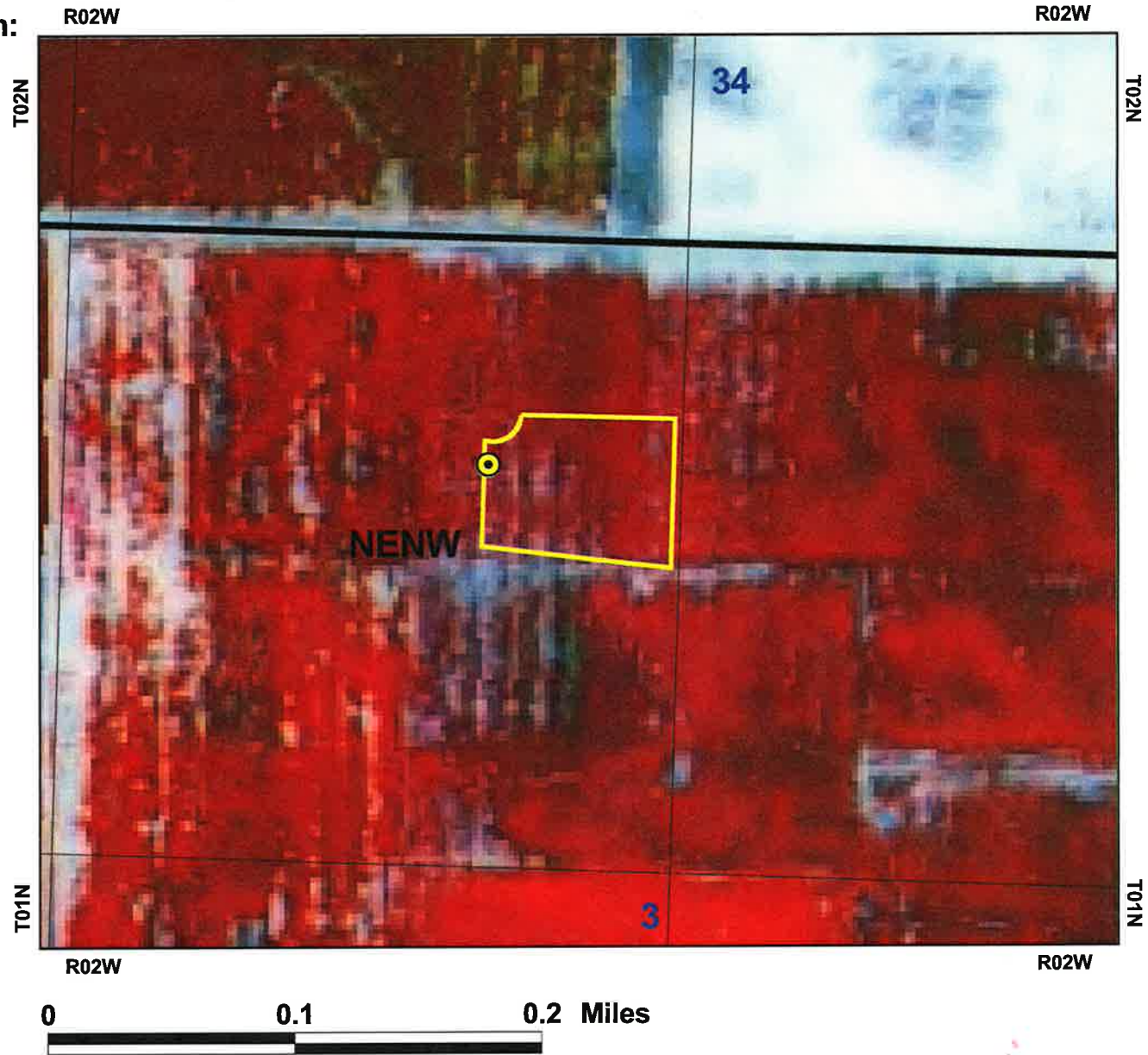
(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



Prepared by M. Ciscell
On Monday, November 6, 2006
1987/88 Aerial Photography

09/29/2006

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-7647F

DICK FEWKES
8563 DIAMOND CT
NAMPA ID 83686
Telephone Number: (208)467-4247

SHARON FEWKES
8563 DIAMOND CT
NAMPA ID 83686
Telephone Number: (208)467-4247

RECEIVED
NOV 01 2006
WATER RESOURCES
WESTERN REGION

RECEIVED
NOV 03 2006
DEPARTMENT OF
WATER RESOURCES

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

DEEDED LAND SHOWS 2.7 ACRES

TWO WATER RIGHTS 63-3276F

3. Give a brief explanation as to why you disagree with these portions:

☐ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-27-06 SIGNATURE: Dick Fewkes

Please print your name: DICK FEWKES

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

SCANNED

NOV 06 2006



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

January 26, 1996

DICK FEWKES
SHARON FEWKES
8563 DIAMOND CT
NAMPA ID 83687

RE: Notices of claim to a water right nos. A63-03276 & A63-07647F

Dear Mr. and Ms. Fewkes:

Enclosed are computer-generated copies of the above referenced claims. These claims were generated in the Snake River Basin Adjudication (SRBA) as a result of Transfer no. 4728, which was approved by this department on January 12, 1996. This transfer allows you to add a point of diversion (a well) to the portion of two water rights which are appurtenant to your property.

The enclosed copies are for your records. A field examination to confirm the location of the well and the amount of land irrigated will be conducted in the Spring of 1996. The department will contact you previous to conducting the exam to set a convenient appointment time. Although it is not required, it is best if you are present during the exam.

The Remarks (Item 14) portion of the claim details the paper trail of the water rights as they have been claimed in the SRBA. The remarks which pertain to your portion of the original claim begin with the references to Transfer number 4728, and are the same conditions as detailed by the approved transfer.

If you have any questions about this letter please do not hesitate to contact this office.

Sincerely,

Maria Minicucci
Sr. Water Agent, Adjudication Bureau

MM:m

Enc: A63-03276F, A63-07647F

A63-07647D (80 ACRES, .80 CFS)

A63-07647E

3 ACRES (SEW)

.03 CFS

13.5 AFA

(TRANS. 4730)

Roetto

✓A63-07647F

2 ACRES (NENW, LTB)

.03 CFS

9.0 AFA

(TRANS. 4728)

Fewkes

A63-07647G

75 ACRES

.74 CFS

337.5 AFA

(REMAINDER)

STAFFORD

MEMORANDUM

TO: Transfer file Nos. 4728 & 4730

FROM: M. Minicucci, W. Region SRBA 

DATE: November 6, 1995

The place of use for these transfers shows on NAPP (Y6NE) as irrigated in 1987. However, the scanned airphoto for T01N, R02W, indicates that the parcel was not irrigated in 1994. I have requested information on the recent irrigation practices from Mr. Jay Neider, who owned the farm before it was broken up (See A63-23996).

Although forfeiture may be too close to call for transfer nos. 4728 and 4730, it may be an issue for future transfers involving other lots in this particular subdivision.

Water Right Number - 63-03276 ✓

Prefix Translation: WATER RIGHT

Old (D) Number - 30395

+ - - - - Last Name - - - - +

+ - First Name - - +

+ - - - - Address - - - - - +

*** C - CURRENT OWNER ***
FIEDLER

CHARLES M.

1 - RT. 3

2 -

3 -

City- NAMPA

Phone -

State- ID Zip- 83651

+ - - Priority Date - - +
02/27/1962+ - - Region - - - +
14 WESTERN+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

Tw	Rng	Sec	Tract	Lot	RFlg	County	Point of Diversion	Diversion Name	Diversion Rate	Diversion No.
01N	✓ 02W	✓ 3	NE NE	✓ 1	✓	(27) CANYON				

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION				2.000	

Total Div. Rate	Total Div. Volume	Total Div. Capacity
2.000		

Tw	Rng	Sec	Tract	Lot	Acres	Place of Use Code	Description	County
01N	02W	2	NW NW		40.0	01	IRRIGATION	(27) CANYON
01N	02W	3	NE NE		20.0	01	IRRIGATION	(27) CANYON
01N	02W	3	NW NE		30.0	01	IRRIGATION	(27) CANYON
01N	02W	3	SW NE		30.0	01	IRRIGATION	(27) CANYON
01N	02W	3	SE NE		3.0	01	IRRIGATION	(27) CANYON
01N	02W	3	NE NW		40.0	01	IRRIGATION	(27) CANYON
01N	02W	3	SE NW		40.0	01	IRRIGATION	(27) CANYON

Total Acres: 203.0

SRBA

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks
No Remarks found.

Old Water Right Numbers
No Old Water Right Numbers found.

A63-23996

~~63-23996~~
Fiedler
63-03276A
40 ac.
Transport
63-03276B
83 ac.
Stafford
63-03276C
80 ac.

DATE: 04/26/95
PAGE: 2

63-03276 is the only
other license appropment
to these 80 acres. This
language appears to allow
1" acre. □ □