

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: **A63-03276E**
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: KENNETH A ROETTO
Address: 6175 S RIDGEWOOD RD
NAMPA ID

83687

208-466-9204

AND/OR

Name: LINDA M ROETTO
Address: 6175 S RIDGEWOOD RD
NAMPA ID

83687

208-466-9204

2. Date of Priority: FEB 27, 1962

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	SE		NW		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		13.50

7. Total Quantity Appropriated is:

0.030 C.F.S. (and/or) 13.50 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	SE	NW		IRR	3.0

10. Place of Use: Continued

Section Acres	3.0
Total Acres	3.0

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:

A63-07647E

14. 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.

THIS CLAIM IS A RESULT OF TRANSFER NO. 4730, APPROVED 01/12/1996.

COMBINED RIGHT NOS. 63-03276D AND 63-07647D ARE LIMITED TO THE TOTAL COMBINED IRRIGATION OF 3.0 ACRES AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 13.5 AF. (THESE RIGHTS ARE FILED AS SRBA CLAIM NOS. A63-03276E AND A63-07647E).

PLACE OF USE IS LOCATED WITHIN LOT 14, BLOCK 1, DIAMOND RIDGE SUBDIVISION.

SEE ALSO TRANSFER CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANS. NO. 4730 IN FILE.

15. Basis of Claim: LICENSE

Water Right Number: 30395

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4730
WATER RIGHT NO(S). 63-03276D/63-07647D

This is to certify that: KENNETH A ROETTO
LINDA M ROETTO
6175 S RIDGEWOOD RD
NAMPA ID 83687

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. 63-03276D :			
IRRIGATION	03/15 to 11/15	0.03 CFS	13.5 AF
Priority: 02/27/1962			
Right No. 63-07647D :			
IRRIGATION	03/15 to 11/15	0.03 CFS	13.5 AF
Priority: 08/09/1972			
	TOTAL:	0.06 CFS	* 13.5 AF

SOURCE

GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION:

SENW , 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	SENW	3		3
Total number of acres irrigated:						** 3

CONDITIONS OF APPROVAL AND REMARKS

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

TRANSFER NO. 4730
WATER RIGHT NO(S). 63-03276D/63-07647D

CONDITIONS OF APPROVAL AND REMARKS

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.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. 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.
5. 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.
6. Combined Right Nos. 63-03276D and 63-07647D are limited to the total combined irrigation of 3.0 acres and a total combined annual diversion volume of 13.5 af.
7. Place of use is located within Lot 14, Block 1, Diamond Ridge Subdivision.

Dated this 12 day of January, 1996.

J. Blum Saylor
Chief, Water Alloc. Bureau

MEMORANDUM

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

FROM: PAM SKAGGS^{CS}/STATE OFFICE

SUBJECT: TRANSFER NO. 4730

DATE: January 4, 1996

=====

Transfer No. 4730 was filed to change the point of diversion under a portion of Right Nos. T63-03276A and T63-07647A (Pending Transfer No. 4728), splitting the rights into parts C and D. The applicants purchased a 3.5 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 3.5 acres owned by the applicant with water being concentrated on the 3.0 irrigated acres. The remainder of the lot is for the home area and no longer irrigated. The remaining portions of the right 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.

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Kenneth A. & Linda M. Roetta Phone 466-9204
Post Office address 6175 So Ridgewood Rd Nampa Id. 83687

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 Add new well to continue irrigating
3 acres per recent property sale to applicants. This is similar to
T 4728 (FEWKE, L3 BL1) now in progress.

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

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|------------------|------------------|-----------------------|-------------------|-----------------------------|
| <u>63-03276D</u> | <u>2/27/1962</u> | <u>.03</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>63-07647D</u> | <u>8/9/1972</u> | <u>.03</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
2. Total amount of water being transferred .06 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Groundwater tributary to _____
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	3	1N	2W	CANYON	NEW well to drill for separate & private pld

5. 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								3									3

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:

no change

d. Remarks:

Property also known as Lot 14, Block 1, Diamond Ridge Subd.
Total lot size is 3.55 acres; 3.0 acres to remain irrigated.
This transfer is built on earlier, similar one for another owner
(Fewkes, T. 4728 pending). Thus, from earlier one, portions A to split to D (current

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

Applicant) & C (the balance of right)

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)

1. DESCRIPTION OF RIGHT AS RECORDED

WRITING No. 63-523		IDAHO DEPARTMENT OF WATER RESOURCES WATER RIGHT PROFILE REPORT				DATE: 10/02/95 PAGE: 1	
DWRS CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME	
1	JAMES M. FIEDLER R. 2 MAP ID 83651	02/27/1962	IRRIGATION	00-00 00-00	2.000 CFS		
TOTAL DIVERSION:					2.000 CFS		

Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T01N R02W S03 Lot 01(NENE)

CANYON County

Place of Legal Description for: IRRIGATION

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

Post County: CANYON

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

63-1367

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

63-1369 63-05365 63-07647

Dates: App. Received: Priority Date: 02/27/1962
Proof Due Date:
Exam Made Date: Proof Made Date:
Licensed Date: 08/28/1979 Exam Sent to S.O.:

Misc: Water District Number: Field Exam Fee:

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

[illegible]

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		T	R	S		T	R	S		T	R	S		
01N	02W	2	:				:	40			:				:	
01N	02W	3	:	40	40	40	:	40			:	40			:	80.0
02N	02W	34	:				:				:				:	280.0
																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 63-03406

Other 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:
 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

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
no 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 .03 for Irrigation 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
								multiple points as shown on
								as S, licensed irrig.
								wells.

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								3									3

Total acres 3

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

1. amount 6.00 for Irrigation 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
								as id B2 Above

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			37				40					275
2N	2W	34									40	40	38	39		40	40	40	277

Total acres 632

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 Attachment B - Orthophoto
C - subd. plat

PART 3**B. CHANGES IN NATURE OF USE**

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.

Linda M. Roetto
(Signature of Applicant)

Subscribed and sworn to before me this 13 day of OCTOBER, 19 95.

Ron Howerton
Residing at Boise, Idaho

(Notary Public)

My commission expires December 3, 2000

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 6 attachments

Received by SL Date _____ Protest filed by _____

Prelim. check by SL Fee \$140 _____

Received by SL Date 10/11/95 WO/9970 _____

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: A63-03276C

Date Received: 10/29/1990

Receipt No: W019046

Received By: YMM

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JOE F STAFFORD 208-887-7697
Address: DIAMOND RIDGE LLC
PO BOX 1028
MERIDIAN ID 83680

2. Date of Priority: FEB 27, 1962

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	NE	NE	1	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		

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

10. Place of Use: Continued

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:

A63-07647

14. 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.

15. Basis of Claim: LICENSE

Water Right Number: 30395

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 L.L.C., that I have signed the foregoing
Organization document in the space below as Manager Partner of
Diamond Ridge L.L.C. and that the statements contained in the
Organization foregoing document are true and correct.

Joe J. Stapp
Signature of Authorized Agent
Managing Partner
Title and Organization
4-28-95
Date

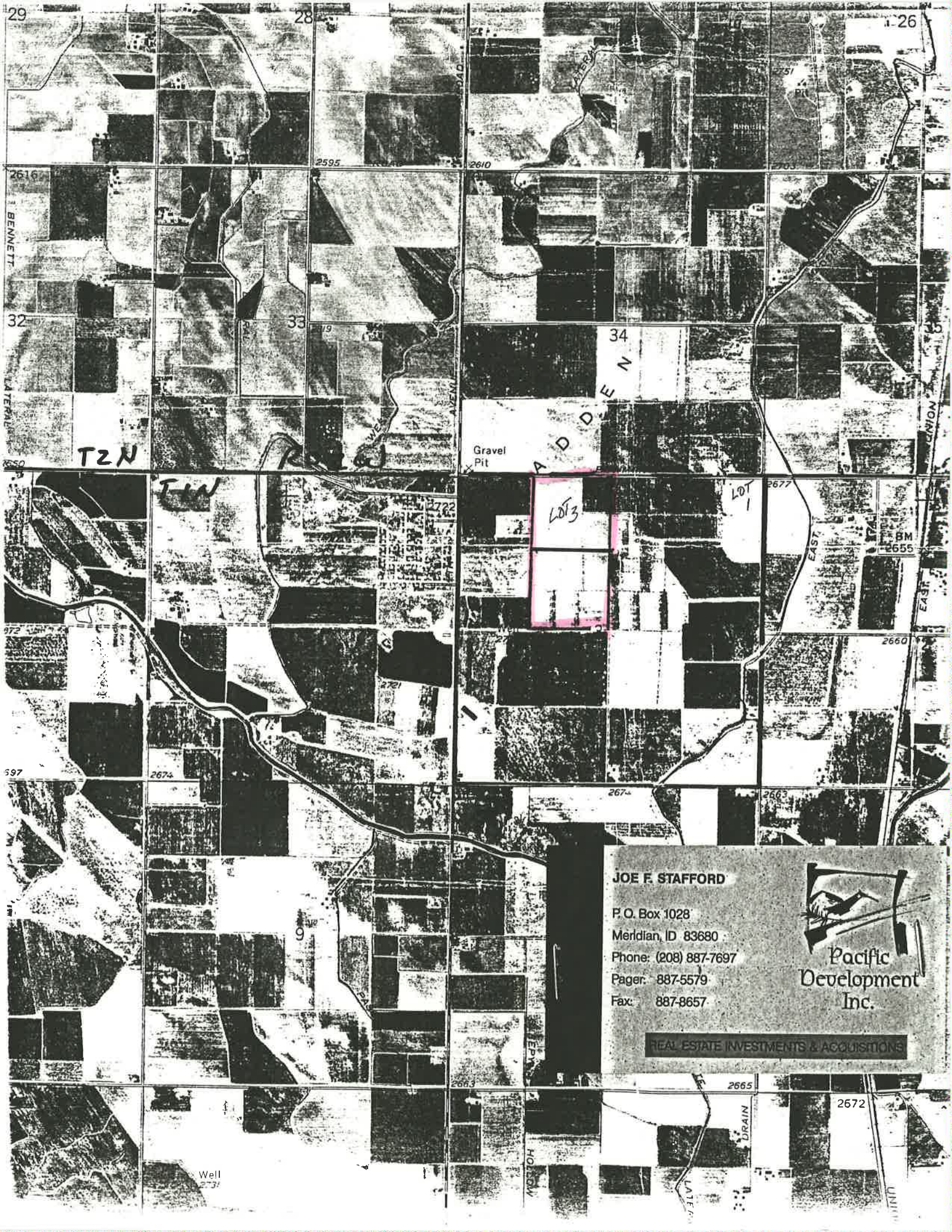
State of Idaho)
County of Ada) SS.

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



P.O. Box 1028
Meridian, ID 83680
Phone: (208) 887-7697
Pager: 887-5579
Fax: 887-8657



REAL ESTATE INVESTMENTS & ACQUISITIONS

2 West of The Boise

M

D

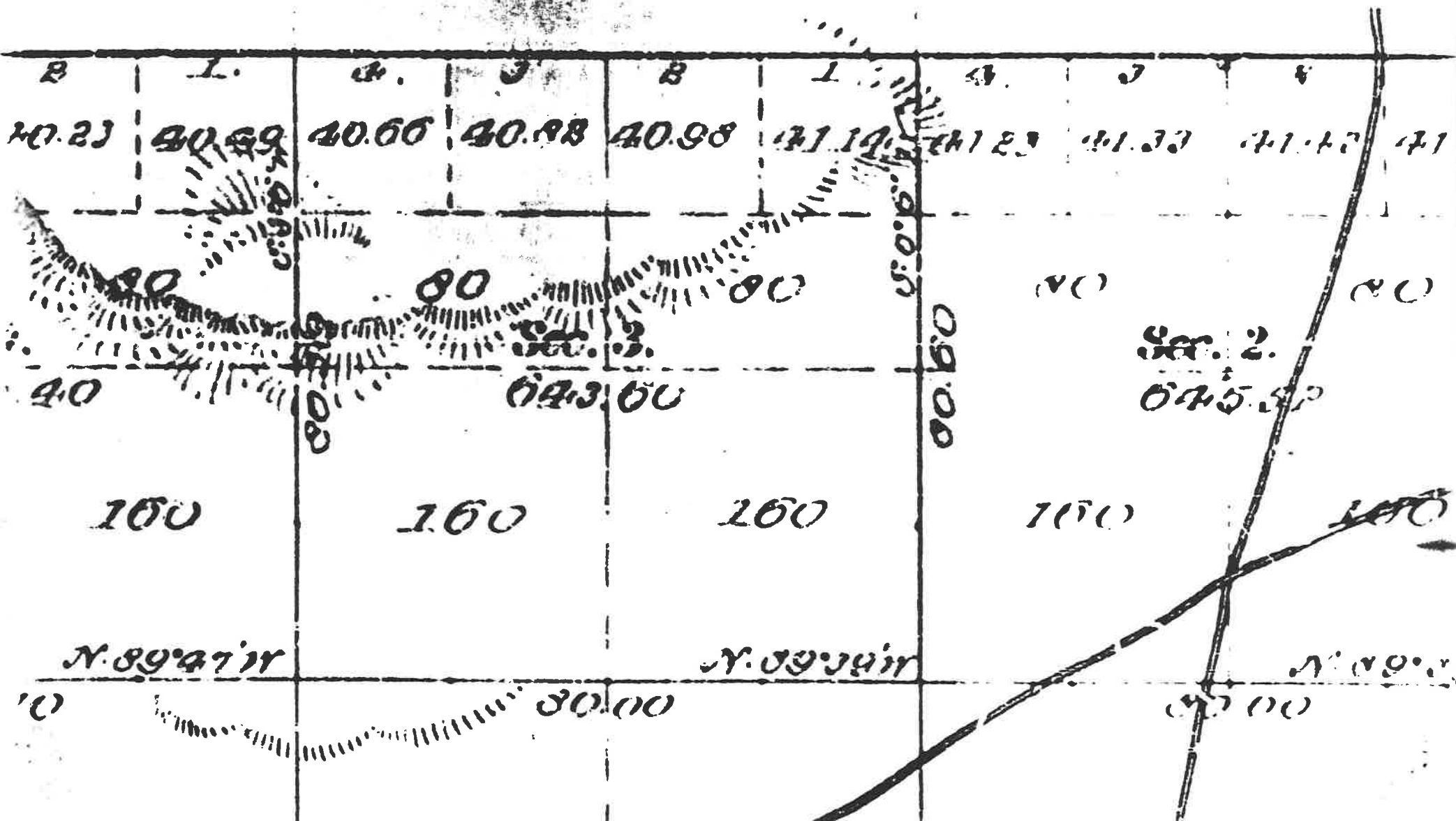
c

C

b

Gov't Plat M.
(1891)

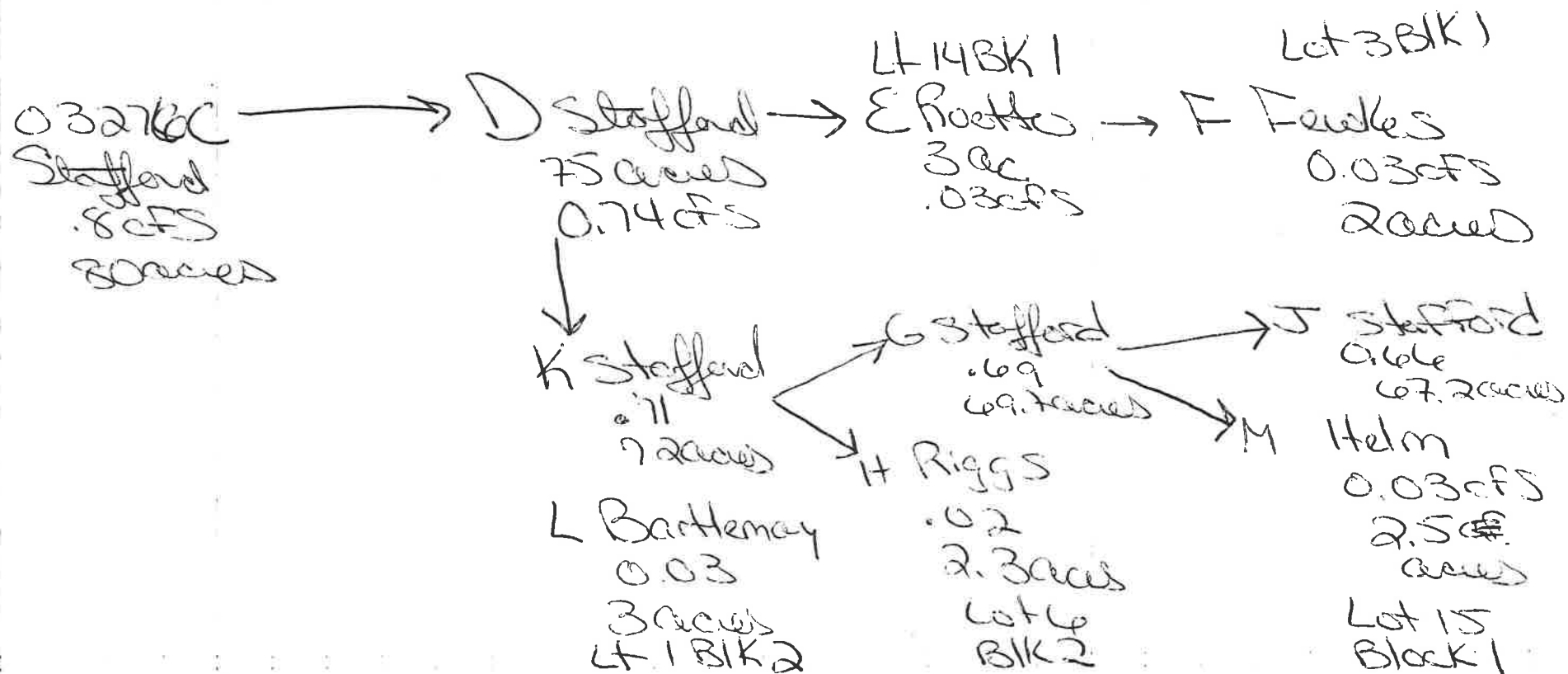
To 1 N
R 02 W



A63-03276A
Neiden. G. 4 cfs
40 acres

Split

A63-03276B
Gansport 0.83
83 acres



1/4/1999
3B



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

January 26, 1996

KARL J. DREHER
DIRECTOR

KENNETH A ROETTO
LINDA M ROETTO
6175 S RIDGEWOOD RD
NAMPA ID 83687

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

Dear Mr. and Ms. Roetto:

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. 4730, 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 4730, 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: A63-03276E, A63-07647E

A63-03276C (80 Acres, .80 CFS)

A63-03276D

75 Acres

.74 CFS

337.5 AFA

(REMAINDER)

STAFFORD

✓A63-03276E

3 acres (SE1/4)

.03 CFS

13.5 AFA

(TRANS. 4730)

ROETTO

A63-03276F

2 acres (NE1/4, LT3)

.03 CFS

9.0 AFA

(TRANS. 4728)

FEWKES

MM

01/26/1996

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

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

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

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

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
2.000

+ - - - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres 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

~~23996~~
Fieder
A63-03276A
40 ac.

Transport
63-03276B
83 ac.

Stafford
63-03276C
80 ac.

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 NANPA 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
T02N R02W S34

NENE
SWSW

NWNE
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	Lt	Ac	Lt	Ac	: SUM																								
01N	02W	2	:								:	40					:						:	80.0																							
01N	02W	3	:	40		40		40		40	:	40					:						:	280.0																							
02N	02W	34	:								:						:	40					:	277.0																							
																							:	40		40		38		39	:							:	40		40		40	:	637.0		
																							TOTAL ACRES																								

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 apporment
to these 80 acres. This
language appears to allow
1" / acre. 777

RECEIVED

AUG 29 2006

DEPARTMENT OF
WATER RESOURCES

2
SNAKE RIVER BASIN ADJUDICATION
CHANGE IN ADDRESS OF NOTICE OF CLAIM

Water Right Number(s): 63-7647E, 63-3276E

Previous Mailing Address: 6175 S. RIDGEWOOD RD
Nampa, ID 83687

* New Mailing Address: Kenneth A. Roetto
5630 Diamond Ridgeway
Nampa, Idaho 83686

* Telephone Number: (208) 466-9204

* Signature of all Claimant(s): Kenneth A. Roetto
Please print your name below your signature.
Kenneth A. Roetto

Please mail or FAX this completed form to the office nearest you:

Adjudication Bureau
Idaho Dept. of Water Resources
1910 Northwest Blvd., Ste. 210
Coeur d'Alene, ID 83814-2615
Ph. 208/769-1450 or
FAX 208/769-1454

Adjudication Bureau
Idaho Dept. of Water Resources
2735 Airport Way
Boise, ID 83705-5082
Ph. 208/334-2190 or
FAX 208/334-2348

Adjudication Bureau
Idaho Dept. of Water Resources
1341 Fillmore St., Ste. 200
Twin Falls, ID 83301-3380
Ph. 208/525-7161 or
FAX 208/736-3037

Adjudication Bureau
Idaho Dept. of Water Resources
900 N. Skyline, Ste. A
Idaho Falls, ID 83402-3653
Ph. 208/736-3033 or
FAX 208/525-7177

Adjudication Bureau
Idaho Dept. Of Water Resources
322 E. Front St.
P.O. Box 83720
Boise, Id 83720-0098
Ph 208/287-4800
FAX 208/287-6701

10/17/2006

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

RIGHT NUMBER: 63-3276E

NAME AND ADDRESS: KENNETH A ROETTO
5630 DIAMOND RIDGE WAY
NAMPA ID 83687

LINDA M ROETTO
5630 DIAMOND RIDGE WAY
NAMPA ID 83687

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
13.50 AFY

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: 02/27/1962

POINT OF DIVERSION:
T01N R02W S3 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	3/15 11/15	0.030 CFS 13.50 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 Within CANYON County

T01N R02W S03 SENW 3.00

3 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

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

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

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



Idaho Department of Water Resources

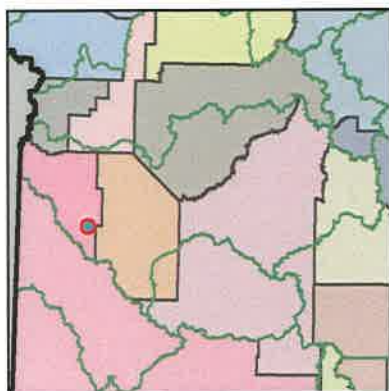
SRBA Recommendation:

63-3276E

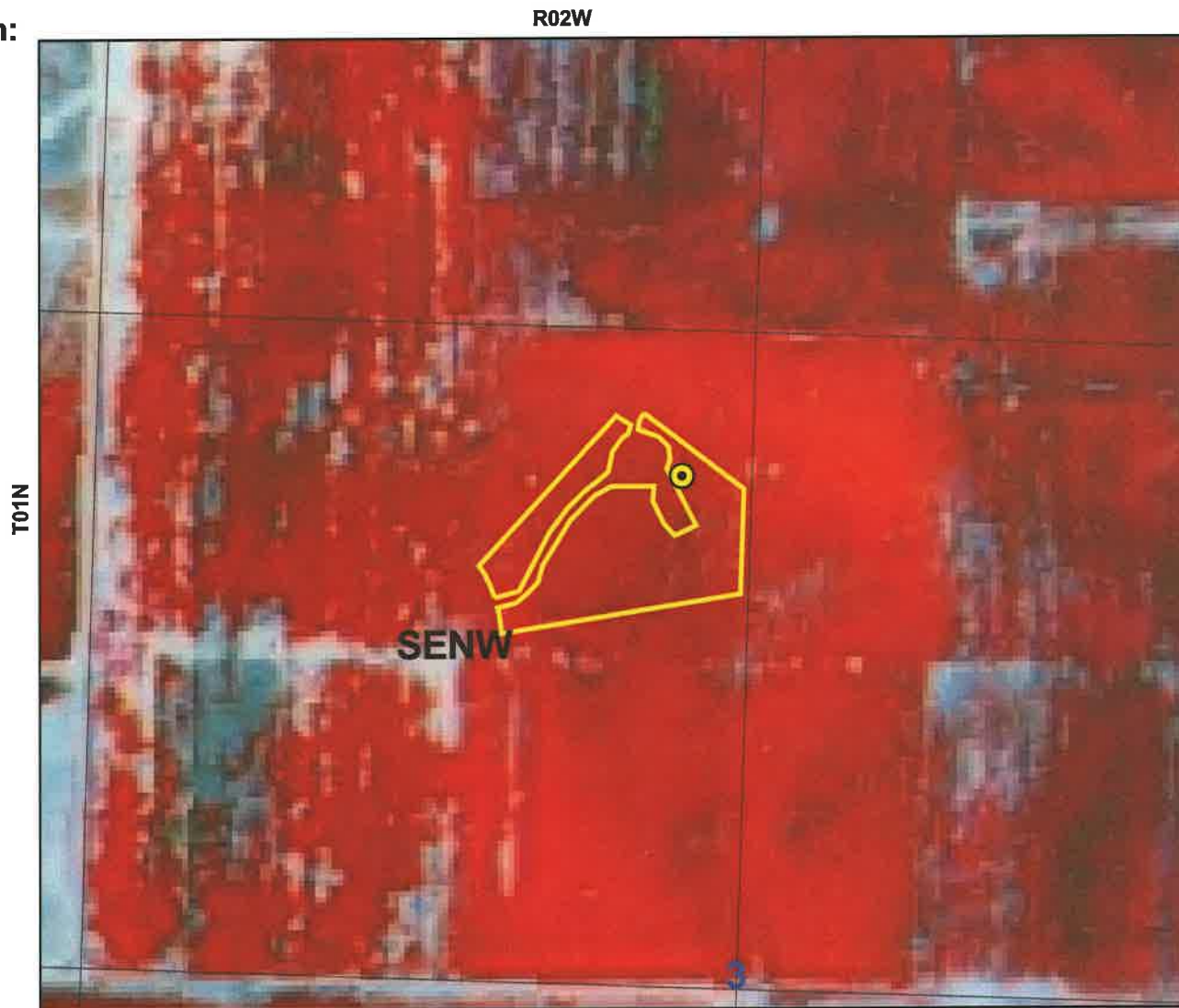
(Irrigation)

Legend

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



Canyon County
IDWR Basin 63



0 0.1 0.2 Miles



Prepared by M. Ciscell
On Tuesday, October 17, 2006
1987/88 Aerial Photography

AJ5809NP
No. A63-03276E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 44

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	KENNETH A ROETTO	02/27/1962	IRRIGATION	03-15 11-15	0.030 CFS	13.50 AFA
C	LINDA M ROETTO 6175 S RIDGEWOOD RD NAMPA ID 83687 (208) 466-9204			TOTAL DIVERSION:	0.030 CFS	13.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 SENW

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	:									03						:	3.0	
TOTAL ACRES																			3.0	

POU County: CANYON

Other Rights: A63-07647E

Other Water Rights with Same Point(s) of Diversion with Stage (Includes All Sources):

A63-03276H A63-07647E A63-07647H A63-07647N

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

A63-03276 A63-03276C A63-03276D A63-03276G A63-03276H A63-03276J A63-03276K A63-03276M A63-07647 A63-07647D
A63-07647E A63-07647G A63-07647H A63-07647J A63-07647K A63-07647M A63-07647N A63-23996 A63-23996F R63-03276
R63-07647 R63-23996 R63-23996F

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- R52 - 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.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
- 016 - See remarks for additional conditions of approval.

Remarks: GEN THIS RIGHT HAS BEEN COMBINED WITH RIGHTS 63-03029, 63-03046, 63-03149 AND 63-07647 AND CLAIMED AS A 63-23996...RMC 10/29/90

AJ5809NP
No. A63-03276E

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 45

Remarks:

THIS CLAIM WAS ORIGINALLY COMBINED INTO A 63-23996. 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:
A63-3276A, NEIDER, 40 ACRES , 0.40 CFS
A63-03276B, GANSPORT, 83 ACRES, 0.33 CFS
REMAINGING 80 ACRE PORITON OF LAND CURRENTLY OWNED BY ARIZONA DEVELOPERS, ADDRESS UNKNOWN, NO CHANGE OR OWNERSHIP RECEIVED.
12/13/94 L.R.W.
THIS CLAIM REPRESENTS THE REMAINING 80 ACRES. 04/26/1995 MM.
THIS CLAIM IS A RESULT OF TRANSFER NO. 4730, APPROVED 1/12/1996.
COMBINED RIGHT NOS. 63-03276D AND 63-07647D ARE LIMITED TO THE TOTAL COMBINED IRRIGATION OF 3.0 ACRES AND A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 13.5 AF. (THESE RIGHTS ARE FILED AS SRBA CLAIM NOS. A63-03276E AND A63-07647E).
PLACE OF USE IS LOCATED WITHIN LOT 14, BLOCK 1, DIAMOND RIDGE SUBDIVISON.
SEE ALSO TRANSFER CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANS. NO. 4730 IN FILE.

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	Presumption Flag:
Audit:	01/25/96 MMINICUC	04/21/98 SBOCK	01/04/99 SBOCK

WATER RIGHT NUMBER	NAME	CFS
63-03276	Split into 63-03276A & B by Trans. #4728.	
63-03276A	Split into 63-03276C & D by Trans. #4730.	
63-03276B	FEWKES , SHARON FEWKES , DICK	0.03
63-03276C	RIGHT SPLIT INTO PARTS E & F THRU APPROVED TRANSFER NO. 4957.	
63-03276D	ROETTO , KENNETH A ROETTO , LINDA M	0.03
63-03276E	RIGHT SPLIT INTO PARTS G & H THRU APPROVED TRANSFER 5024.	
63-03276F	BARTLEMAY , JUANITA J WASKOW , THOMAS R	0.03
63-03276G	RIGHT SPLIT INTO PARTS J & K THRU APPROVED TRANSFER 5126.	
63-03276H	RIGGS , DONNA M RIGGS , MICHAEL K	0.02
63-03276J	FIEDLER , CHARLES M	1.86
63-03276K	HELM , J DANIEL HELM , SHIRLEY L	0.03

MEMORANDUM

TO: FILES 63-03276E & 63-07647E

FROM: PAM SKAGGS^{PS} STATE OFFICE

SUBJECT: TRANSFER 5024

DATE: December 24, 1997

ok 

=====

Transfer 5024 changes the point of diversion under a portion of Rights 63-03276E and 63-07647E, splitting each right into Parts G and H.

The applicant has purchased a 2.5 acre parcel of land within a new subdivision and will concentrate the water on the 2.3 acres of irrigation remaining with the homesite.

Recommended conditions include drilling permit requirements, future measuring & annual reporting, irrigation overlap, reduced acres, combined limits and standard transfer conditions.

FILED 12/25/97

FEB 25 1998

TRANSFER REVIEW SHEET
(06-97)

Transfer # 5024

Date Reviewed 12-23-97
CS

Right(s) 63-07647E _____
63-03276E _____

WRRI Print Split Summary ☒ Run POU Comparison Report
per previous transfers

B:Change P/D C:Add P/D D:Change P/U E:Change Nature of Use
F:Change Period of Use G:Other H:Change P/D & Add P/D
I:Change P/D & P/U J:Add P/D & Change P/U

Proof of Ownership Warranty Deed - Riggs - 2-15-95
2.47 acres Lot Concentrated on 2.3 Acres

Transfer _____ All of Right ☒ Portion of Right
Resulting Split(s) E & H each rt.

63-03276 G) 1.89 cfs 191.1 Acres - 63-07647 G) 5.94 cfs 625.1 Acres 2813.0
H) .02 " 2.3 " 9.7 afa H) .02 cfs 2.3 " 9.7 afa
1.91 cfs 193.4 " 5.96 cfs 627.4 " 2822.7 < 2824.2

Check Transfer Against Recorded Right Season/Vol. D/4.5

(1) ☒ Priority (2) ☒ Use (3) _____ Season (4) ☒ Rate (5) _____ Volume
(6) ☒ Source (7) _____ P/D (8) _____ P/U (9) ☒ Proof/Owner (10) ☒ Map
(11) NA Water District (12) NO Pertinent Conditions (13) NO Expansion
Reduced acres
C.U. Vol.

(3) Standard Season of Use 3-15 to 11-15
(5) Standard Vol. limited by Vol - Combined provide full volume.
(7) Change P/D
(8) Split P/U - 2.5 Acre Lot - IRR on 2.3

12.52 cfs + 2812.0 afa
(Reduce combined condition .04 cfs + 11.3 afa (2.5 Acre x 4.5 af)
(W55) 2 acres reduced - concentrate 2.3 Acres.

Transfer Remarks Lot 6, Block 2, Diamond Ridge Subdivision (W35) .04 cfs, 10.4 afa + 2.3 acres
Conditions 046, 01M, R169, T07, T08, T09

Database/Processing Notes Standard ☒ Non-Standard _____
T files G+H each rt. Clear originals when approved.

Pccommon File T5024, 1x1, CS
File Deleted 01-16-98

Transfer Memo Complete ☒
Database Updated 01-16-98 CS

WR0749NP
No. T63-03276G

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/98
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	1.890 CFS	
TOTAL DIVERSION:					1.890 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	:	SUM
01N	02W	2	:								40									:	40.0
01N	02W	3	:	20		30		30		03		34								:	151.1
																				TOTAL ACRES	191.1

Pou County: CANYON

Dates:	App. Received:	Priority Date:	02/27/1962
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/28/1979	

Misc:	Water District Number:	Field Exam Fee:
-------	------------------------	-----------------

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728
Application will provide a new & separate well within same tract as licensed well(s) now found for 2 acres under new ownership. New owner will therefore only use new well for the 2 acres. Note that water right splits are "behind" SRBA splits due to more changes in ownership recorded in SRBA than in water right aspect. The result will be water rights 63-03276B and 63-07647B but SRBA claims A63-03276E and A63-07647F, all for the 2 acres owned by Fewkes.
Right holder's lot = 2.7 acres with water concentrated on 2.0 irrigated acres, leaving 37.3 acres remaining in the NENW, S03, T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730
Transfer No. 4730 was filed to add a separate point of diversion under a portion of Right Nos. T63-03276A & T63-07647A (Pending Transfer No. 4728), splitting each right into parts C & D. Applicant's lot = 3.5 acres with water concentrated on 3.0 irrigated acres leaving 36.5 acres remaining within SENW, S03, T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957

=====

Comments: Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957
Transfer No. 4957 changes the point of diversion under a portion
of Right Nos. 63-03276C & 63-07647C, splitting each right into
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024
Transfer 5024 changes the point of diversion under a portion of
Rights 63-03276E & 63-07647E, splitting each right into parts G
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS

OWNER		PRIORITY	WATER USE	USE PERIOD		DIVERSION	DIVERSION
CODE	NAME & ADDRESS	DATE		FROM	TO	RATE	VOLUME
C	MICHAEL K RIGGS	02/27/1962	IRRIGATION	03/15	11/15	0.020 CFS	9.70 AFA
C	DONNA M RIGGS						
	250 JAMES CT #102			TOTAL DIVERSION:		0.020 CFS	9.70 AFA
	MERIDIAN ID 83642						
	(208) 895-0964						

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 SENW CANYON County

Place of use Legal Description for: IRRIGATION																																										
NE										NW								SW								SE																
				NENE		NWNE		SWNE		SENE		:	NENW		NWNW		SWNW		SENW		:	NESW		NWSW		SWSW		SESW		:	NESE		NWSE		SWSE		SESE		:			
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	Lt	Ac	Lt	Ac	:	SUM		
---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---	---	---	---	---	---	---	---	:	---		
01N	02W	3	:									:								:									:									:	2.3			
																							TOTAL ACRES								2.3											

Pou County: CANYON

- Conditions of Approval:
- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
 - 01M - 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.
 - R69 - This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
 - T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
 - T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
 - T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Rights 63-03276H and 63-07647H when combined shall not exceed exceed a total diversion rate of 0.04 cfs, a total annual diversion volume of 10.4 af at the field headgate, and the irrigation of 2.3 acres.

The right holder shall cease irrigation of 0.2 acres previously authorized under this right, and consolidate use of water on the remaining 2.3 acres.

Place of use is located within Lot 6, Block 2, Diamond Ridge Subdivision.

=====

Dates:	App. Received:	Priority Date:	02/27/1962
	Proof Due Date:	Proof Made Date:	
	Exam Made Date:	Exam Sent to S.O.:	
	Licensed Date:	08/28/1979	

Misc: Water District Number: Field Exam Fee:

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728
Application will provide a new & separate well within same tract
as licensed well(s) now found for 2 acres under new ownership.
New owner will therefore only use new well for the 2 acres. Note
that water right splits are "behind" SRBA splits due to more
changes in ownership recorded in SRBA than in water right aspect.
The result will be water rights 63-03276B and 63-07647B but SRBA
claims A63-03276E and A63-07647F, all for the 2 acres owned by
Fewkes.
Right holder's lot = 2.7 acres with water concentrated on 2.0
irrigated acres, leaving 37.3 acres remaining in the NENW, S03,
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730
Transfer No. 4730 was filed to add a separate point of diversion
under a portion of Right Nos. T63-03276A & T63-07647A (Pending
Transfer No. 4728), splitting each right into parts C & D.
Applicant's lot = 3.5 acres with water concentrated on 3.0
irrigated acres leaving 36.5 acres remaining within SENW, S03,
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957
Transfer No. 4957 changes the point of diversion under a portion
of Right Nos. 63-03276C & 63-07647C, splitting each right into
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024
Transfer 5024 changes the point of diversion under a portion of
Rights 63-03276E & 63-07647E, splitting each right into parts G
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS

OWNER CODE	NAME & ADDRESS	PRIORITY	WATER USE	USE PERIOD		DIVERSION	DIVERSION
		DATE		FROM	TO	RATE	VOLUME
C	JAY C NEIDER RT 3 NAMPA ID	08/09/1972	IRRIGATION	03/15	11/15	5.940 CFS	2813.00 AFA
TOTAL DIVERSION:						5.940 CFS	2813.00 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

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

Place of use Legal Description for: IRRIGATION																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																																							
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Pou County: CANYON

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

Remarks: GEN Subject to the condiiton that the max. rate of diversion & volume per yr. shall not exceed 12.52 cfs/2,813.0 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:

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728
Application will provide a new & separate well within same tract as licensed well(s) now found for 2 acres under new ownership. New owner will therefore only use new well for the 2 acres. Note that water right splits are "behind" SRBA splits due to more changes in ownership recorded in SRBA than in water right aspect. The result will be water rights 63-03276B and 63-07647B but SRBA claims A63-03276E and A63-07647F, all for the 2 acres owned by Fewkes.
Right holder's lot = 2.7 acres with water concentrated on 2.0

=====
Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728
irrigated acres leaving a remaining 37.3 acres in the NENW, S03,
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730
Transfer No. 4730 was filed to add a separate point of diversion
under a portion of Right Nos. T63-03276A & T63-07647A (Pending
Transfer No. 4728), splitting each right into parts C & D.
Applicant's lot =3.5 acres with water concentrated on 3.0
irrigated acres leaving 36.5 acres remaining within SENW, S03,
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957
Transfer No. 4957 changes the point of diversion under a portion
of Right Nos. 63-03276C & 63-07647C, splitting each right into
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024
Transfer 5024 changes the point of diversion under a portion of
Rights 63-03276E & 63-07647E, splitting each right into parts G
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS

WR0749NP
No. T63-07647H

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 01/06/98
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	MICHAEL K RIGGS	08/09/1972	IRRIGATION	03/15 11/15	0.020 CFS	9.70 AFA
C	DONNA M RIGGS					
	250 JAMES CT #102			TOTAL DIVERSION:	0.020 CFS	9.70 AFA
	MERIDIAN ID 83642					
	(208) 895-0964					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 SENW CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01N	02W	3	:					:				02	:					:						2.3
																							TOTAL ACRES	2.3

Pou County: CANYON

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

Conditions of Approval:

- 046 - Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
- 01M - 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.
- R69 - This right when combined with all other rights shall provide no more than 0.03 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
- T07 - The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
- T08 - Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
- T09 - Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.

Remarks: GEN Rights 63-03276H and 63-07647H when combined shall not exceed exceed a total diversion rate of 0.04 cfs, a total annual diversion volume of 10.4 af at the field headgate, and the irrigation of 2.3 acres.
The right holder shall cease irrigation of 0.2 acres previously authorized under this right, and consolidate use of water on the remaining 2.3 acres.

Remarks: Place of use is located within Lot 6, Block 2, Diamond Ridge
Subdivision.

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:

Comments: Date: 10/10/1995 User-ID: SLESTER Subject: TRANSFER NO. 4728
Application will provide a new & separate well within same tract
as licensed well(s) now found for 2 acres under new ownership.
New owner will therefore only use new well for the 2 acres. Note
that water right splits are "behind" SRBA splits due to more
changes in ownership recorded in SRBA than in water right aspect.
The result will be water rights 63-03276B and 63-07647B but SRBA
claims A63-03276E and A63-07647F, all for the 2 acres owned by
Fewkes.

Right holder's lot = 2.7 acres with water concentrated on 2.0
irrigated acres leaving a remaining 37.3 acres in the NENW, S03,
T01N, R02W under Part A's.

Date: 01/04/1996 User-ID: PSKAGGS Subject: TRANSFER NO. 4730
Transfer No. 4730 was filed to add a separate point of diversion
under a portion of Right Nos. T63-03276A & T63-07647A (Pending
Transfer No. 4728), splitting each right into parts C & D.
Applicant's lot = 3.5 acres with water concentrated on 3.0
irrigated acres leaving 36.5 acres remaining within SENW, S03,
T01N, R02W under Part C's.

Date: 06/25/1997 User-ID: PSKAGGS Subject: TRANSFER NO. 4957
Transfer No. 4957 changes the point of diversion under a portion
of Right Nos. 63-03276C & 63-07647C, splitting each right into
parts E & F. (3.2 acre lot with 3.0 irrigated acres.)

Date: 01/06/1998 User-ID: PSKAGGS Subject: TRANSFER 5024
Transfer 5024 changes the point of diversion under a portion of
Rights 63-03276E & 63-07647E, splitting each right into parts G
& H.

Audit: 08/14/97 PSKAGGS 01/06/98 PSKAGGS 01/06/98 PSKAGGS

SUPPLEMENTAL STAFF ANALYSIS SHEET

TRANSFER NO. 5024 WORDPERFECT FILENAME XFER_RIGGS

COPY FOR WATER RIGHT AND ADJUDICATION FILES:

GOAL: Enough information to make filing understandable in Region file for allocation & adjudication uses. Indicate items to be copied below.
Always include first four items where present.

✓

LEGAL NOTICE

✓

TRANSFER ANALYSIS SHEET (FORM 222a)

✓

TRANSFER APPLICATION INCLUDING MAP

✓

REVIEWER'S ANALYSIS MEMO IF PREPARED

—

REVIEWER'S ADDITIONAL MAPS/DIAGRAMS

~~REVIEWER'S ADDITIONAL MAPS/DIAGRAMS~~
OK
NO COPY

—

REVIEWER'S ADDITIONAL COMPUTER REPORTS

✓

OWNERSHIP VERIFICATION - ALWAYS INCLUDE IF ANY QUESTIONS ABOUT OWNERSHIP ARE FOUND RE SRBA CLAIM (OWNERSHIP CHANGE, SPLITS, ODD SITUATIONS ETC.)

Attachment
A

✓

OTHER ITEMS - LIST THESE BELOW OR ON BACK AS NEEDED

Plat map - Attachment B

AVOID COPIES WHERE CAN -

excess profile reports; oversized documents; numerous application attachments unless are clarifying maps, explanations etc.; easements & other agreements unless are essential to understanding the application.

COPIES TO BE MADE JUST BEFORE FORWARD FILE TO S.O.,
AND DISCARD THIS FORM BEFORE FORWARDING FILE

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

APPLICANT RIGGS

TRANSFER NO. 5024

INITIAL ALLOCATION REVIEW BY cjl
SRBA SUPERVISOR REVIEW BY _____

DATE 3-10-97
DATE _____

1. Right number(s) 63-32768, 7647C

2. Type of right ☐ Decree ☒ License ☐ Statutory Claim
☐ SRBA Beneficial Use Claim

3. Purpose of transfer ☐ Change P/D ☒ Add P/D ☐ Change P/U
☐ Change N/U ☐ Change Source ☒ Split Right
☐ Other: _____

4. Check Existing Right: ☒ Source ☒ Priority ☒ Amount ☒ Purpose
☒ Period ☒ SRBA Claim
☒ Description of original point(s) of diversion
☒ Description of original place of use
☒ Overlapping rights on original place of use

5. Check Proposed Right for amount of land &/or water transferred:

☒ Also see attached memo for more analysis information

- a. ☐ All of right
- b. ☒ Part of right (NOTE! Part B should be filled in only if part of right is owned by the applicant)
- c. ☒ Description of point(s) of diversion
- d. ☒ Description of place of use
- e. ☒ Map showing P/D & P/U after transfer
- f. ☒ Correct notarized signature and \$100 fee
- g. ☒ Proof of ownership of right &/or land from which water is transferred
- h. ☒ Expansion in use of right - Comments: None. Total acreage

reduced slightly. Rights must be conditioned together w/ limiters. Surface water shown in overlap review.

RECEIVED

JUL 2 1997

Department of Water Resources

- i. _____ Existing rights from same source, on land water is being transferred to; right number(s): 63.5365 - claim for small acreage, not filed in SRBA.
- j. _____ SRBA claim(s) - Comments (**NOTE!** Approved transfer amends SRBA claim; differences between existing water right and SRBA claim? any ownership or other outstanding issues? Explain) Claims A63.3276D & 76476 limited to 75 ac. due to sales & splits recorded only in SRBA. See claims for other
Comments
Others & #'s
- k. _____ Comment letters _____ Yes ☒ No
If yes _____ Water District #
_____ Other, see #2 below for name
_____ and address

PUBLICATION REVIEW

1. Legal Notice electronically sent to DWR03::VAULT? ✓ Yes
2. COMMENT LETTERS
- Watermaster recommendation requested on _____, Received on _____
- Other comments letters: _____ See attached information
3. Transfer published correctly? ✓ Yes _____ No
4. Affidavit of publication received? ✓ Yes _____ No
5. Protests received? _____ Yes ✓ No; Acknowledgement sent? _____ Yes
6. Data entry of application completed? ✓ Yes

RECOMMENDED ACTION

1. ☒ Approve ☐ See attached memo
2. ☐ Deny due to _____
3. Conditions (special conditions in Water Districts) _____
Standard transfer conditions
4. By *Dany S* Date *7/19/97*

FILE FORWARDING

1. Copies made for Region file (see attached supplemental page)? ✓ Yes
2. File forwarded to S.O.: by _____ date _____

MEMO

FR: Lori Graves
TO: Rigg's Transfer File
RE: 63-03276 & 63-07647

Transfers 4728, 4730 and 4957 have been previously filed on the same rights involving the same scenario. Applicants have purchased 2.47 acres of the water rights listed above. They anticipate irrigating ~2.25 acres of this property. The calculations are based on 2.47 acres, since the total combined rate is acceptable under the concept of expanded allowable flows per acre for small tracts, as addressed in preparer's memo for T4957. (see below)

T4957 recommended the base rights as 63-03276E and 63-07647E, with the F being the applicant's portions. The data base has yet to recognize this latest split. As a result, the profile reports included in this transfer are the C base rights from T4730, however the calculations for this transfer are based on the E base right amounts from transfer 4957.

An SRBA analysis has yet to be conducted. See Fewkes ⁴⁷²⁸~~T4298~~ for additional split info.

By: cyl 3-10-97

$$63.3276 - .0099 \text{ cfs/acre} \times 2.47 \text{ ac} = .024 \text{ cfs}$$

$$63.7647 - .0095 \text{ cfs/acre} \times 2.47 \text{ ac} = .023 \text{ cfs}$$

$$\text{Total} \quad .0194 \text{ cfs/acre} \times 2.47 \text{ ac} = .047 \text{ cfs}$$

used on ~2.25 ac or
.021 cfs ac

SRBA: A63.3276D
A63.7647G

HYDROLINE

FEB 23 1998

AJ5809NP
No. A63-07647G

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 03/10/97
PAGE: 2

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JOE F STAFFORD	08/09/1972	IRRIGATION	03-15 11-15	0.74 CFS	337.50 AFA
TOTAL DIVERSION:					0.74 CFS	337.50 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T01N R02W S03 Lot01(NENE) Lot02(NENE)
T02N R02W S34 SWSW SESW SESE CANYON County
CANYON County

Place of use Legal Description for: IRRIGATION

NE				NW				SW				SE												
T	R	S		NENE	NWNE	SWNE	SENE	:	NENW	NWNW	SWNW	SENW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM
				Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		Lt	Ac	Lt	Ac		
01N	02W	3	:					:	03-38			37	:					:						75.0
TOTAL ACRES																							75.0	

POU County: CANYON

Other Rights: A63-03276D

Conditions of Approval:

016 - See remarks for additional conditions of approval.

Remarks: GEN 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 ← SPLIT OFF THIS CLAIM

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

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

CLAIM AMENDED AS PER TRANS. NOS. 4728 & 4730, BOTH APPROVED

01/12/1996.

A63-03276 D
FROM A63-23996

Dates: Exam Made Date: Verified Date: Objection Filed Date:

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

Attachment C pgs 1 of 2
FEB 25 1997 SRBA claim

DATE: 03/10/97
PAGE: 1

~~Attachment C pg 2 of 2~~
SRBA claim

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 5024**

Notice is hereby given that Michael K. and Donna M. Riggs of 250 James Ct. #102, Meridian, ID 83642 have applied to the Department of Water Resources to add a Point of Diversion pursuant to I.C. §42-222 for the following ground water licenses:

Rights are for irrigation in Canyon County. All lands are in T1N R2W except S34 in T2N R2W.

Right No.	63-03276C	63-07647C
Date of Priority	2-27-1962	8-9-1972
Amount	1.94 cfs	5.99 cfs
Point of Div	NENE S3	NE S3, S1/2, S34 (total 5 pts)
Place of Use	197 acres, Sec 2 & 3	631 acres, Secs 2, 3, and 34

PROPOSED CHANGE

A new well to be constructed in Lot 6, Block 2, Diamond Ridge Subdivision, diverting a portion of each of the above rights for irrigation of a total 2.25 acres in SENW S3. Combined rate of flow for new portions is 0.047 cfs. Balance of rights will be unchanged.

Any protest against approval of the proposed change must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705, together with a protest fee of \$25.00, on or before April 7, 1997. The protestant must also send a copy of the protest to the applicant.

KARL J. DREHER, Director
Marcy 19, 26, 1997

5066

RECORDED

FEB 23 1998

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) SS.
County of Canyon)

Carolyn Spath

of Nampa, Canyon County, Idaho, being first duly sworn, deposes and says:

1. That I am a citizen of the United States of America, and at all times hereinafter mentioned was over the age of eighteen years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Press-Tribune, a daily newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; that the said newspaper is in general circulation in the said County of Canyon, and in the vicinity of Nampa and Caldwell, and has been uninterruptedly published in said County during a period of seventy-eight consecutive weeks prior to the first publication of the notice, a copy of which is hereto attached.

3. That the notice, of which the annexed is a printed copy, was published in said newspaper

Twice

— in the regular and entire issue of said paper, and was printed in the newspaper proper, and not in a supplement.

4. That said notice was published the following dates:
March 19, 26, 1997

Carolyn Spath

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 26th day of March
in the year of 1997, before me, a Notary
Public, personally appeared Carolyn Spath,
known or identified to me to be the person whose
name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements
therein are true, and acknowledged to me that he/she
executed the same.

RECEIVED

MAR 27 1997

WATER RESOURCES
WESTERN REGION

FEB 25 1998

Jeanne Lusk
Notary Public for Idaho
Residing at Nampa

**NOTICE OF PROPOSED CHANGE OF WATER RIGHT
TRANSFER NO. 5024**

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Rights are for irrigation in Canyon County. All lands are in T1N R2W except S34 in T2N R2W.

Right No.	63-03276C	63-07647C
Date of Priority	2-27-1962	8-9-1972
Amount	1.94 cfs	5.99 cfs
Point of Div	NENE S3	NE S3, S $\frac{1}{2}$ S34 (total 5 pts)
Place of Use	197 acres, Sec 2 & 3	631 acres, Secs 2, 3, and 34

PROPOSED CHANGE

A new well to be constructed in Lot 6, Block 2, Diamond Ridge Subdivision, diverting a portion of each of the above rights for irrigation of a total 2.25 acres in SENW S3. Combined rate of flow for new portions is 0.047 cfs. Balance of rights will be unchanged.

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Karl J. Dreher, Director

Published in the Press Tribune on March 19 and 26, 1997.

RECEIVED
FEB 25 1997