

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: **A63-03276M**
Date Received: 10/29/1990
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: J DANIEL HELM 208-884-2546
Address: PO BOX 9309
NAMPA ID 83652

AND

Name: SHIRLEY L HELM 208-884-2546
Address: PO BOX 9309
NAMPA ID 83652

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	NE			CANYON

5. Description of diverting works:

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		11.30

7. Total Quantity Appropriated is:
0.030 C.F.S. (and/or) 11.30 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	2.5

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	2.5
					Total Acres	2.5

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-03276D, FEE PAID UNDER RECEIPT NO. W019046.

SB. 9/16/98.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5126 IN FILE.

CLAIM AMENDED PER TRANSFER NO. 5126 APPROVED 02/24/1998.

THIS CLAIM IS A RESULT OF A SPLIT OF 63-03276G, THE AJ NOS. WERE OUT-OF-ORDER, G WAS SPLIT INTO J (STAFFORD) AND M (HELM).

SB 1/4/1999.

PLACE OF USE IS ALSO KNOWN AS LOT 15, BLOCK 1, DIAMOND RIDGE SUBDIVISION.

THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

15. Basis of Claim: LICENSE

Water Right Number: 30395

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED

MAR 30 1998

WATER RESOURCES
WESTERN REGION

TRANSFER NO. 5126
WATER RIGHT NO(S). 63-03276K/63-07647K

This is to certify that: J DANIEL HELM
SHIRLEY L HELM
PO BOX 9309
NAMPA ID 83652

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. 63-03276K :			
IRRIGATION	03/15 to 11/15	0.03 CFS	11.3 AF
Priority: 02/27/1962			
Right No. 63-07647K :			
IRRIGATION	03/15 to 11/15	0.03 CFS	11.3 AF
Priority: 08/09/1972			
	TOTAL:	* 0.06 CFS	* 11.3 AF

SOURCE
GROUNDWATER

LOCATION OF POINT(S) OF DIVERSION: SENW , Sec. 3, Township 01N, Range 02W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
01N 02W 3	SENW 2.5			2.5
Total number of acres irrigated:				* 2.5

CONDITIONS OF APPROVAL AND REMARKS

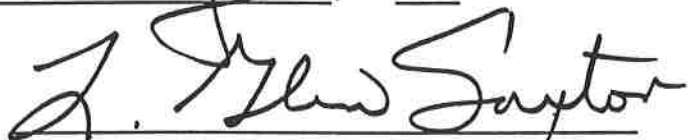
1. The right holder shall cease irrigation of 0.2 acres previously authorized under this right, and consolidate use of water on the remaining 2.5 acres.
- * 2. Rights 63-03276K and 63-07647K when combined shall not exceed a total diversion rate of 0.06 cfs, a total annual diversion volume of 11.3 af at the field headgate, and the irrigation of 2.5 acres.

TRANSFER NO. 5126
WATER RIGHT NO(S). 63-03276K/63-07647K

CONDITIONS OF APPROVAL AND REMARKS

3. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
4. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
5. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
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.
7. Place of use is also known as Lot 15, Block 1, Diamond Ridge Subdivision.

Dated this 24th day of February, 1998.


Chief, Water Allocation Bureau

MEMORANDUM

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

FROM: PAM SKAGGS/STATE OFFICE

SUBJECT: TRANSFER 5126

DATE: February 20, 1998

ek 

=====

Transfer 5126 changes the point of diversion under a portion of Rights 63-03276G and 63-07647G, splitting each right into Parts J and K.

The applicant has purchased a 2.7 acre parcel of land within a new subdivision and will concentrate the water on the 2.5 acres of irrigation remaining with the homesite.

Recommended conditions include irrigation overlap, reduced acres, combined limits and standard transfer conditions.

RECEIVED

DEPARTMENT OF WATER RESOURCES

JUL 07 1997

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

WATER RESOURCES
WESTERN REGIONName of applicant J. Daniel Helm and Shirley L. Helm Phone (208) 884-2546Post Office address P.O. Box 9309, Nampa ID 83652

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 Applicant has purchased a subdivided lot & wants to divert water from well on his property.

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>63-03376K</u> | <u>02-27-1962</u> | <u>.03</u> | <u>IRR</u> | <u>03-15</u> to <u>11-15</u> |
| <u>63-07647K</u> | <u>08-09-1972</u> | <u>.03</u> | <u>IRR</u> | <u>03-15</u> to <u>11-15</u> |
| _____ | _____ | _____ | _____ | _____ to _____ |
| _____ | _____ | _____ | _____ | _____ to _____ |
2. Total amount of water being transferred .06 cubic feet per second and/or 11.3 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	01N	02W	Canyon	existing

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	
01N	02W	3								2.5									2.5

Total acres 2.5

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/27/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	CHARLES M FIEDLER	02/27/1962	IRRIGATION	00/00 00/00	1.910 CFS	
TOTAL DIVERSION:					1.910 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		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	2	:					:			40		:					:						40.0
01N	02W	3	:	20		30			30		03		:	34				:						153.6
TOTAL ACRES																							193.6	

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

*This rt has
since been split
again per T5024.
Base rt = 63-03276B
191.1 acres
1.89 CFS
.0044 CFS/ac
(34 ac left in
SENW)*

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.)

Audit: 06/25/97 PSKAGGS

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____

b. License No. 63-03276 (See Attached) issued by the Idaho Department of Water Resources.

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice

☐ Warranty Deed

☐ Other _____

3. Source of water _____ tributary to _____

4. Date or priority _____

5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

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

8. 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	

Total acres _____

9. Describe any other water rights used for the same purpose as described above 63-07647

PART 2

Transfer No. _____

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 0.3 for IRR purposes from 03-15 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
1		NE	NE	3	01N	02W	Canyon	

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	
01N	02W	3								2.7									2.7

Total acres 2.7

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

1. amount 1.88 for IRR purposes from 03-15 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
1		NE	NE	3	01N	02W	Canyon	

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	
01N	02W	2																	40
		3	20	30	30	3	34.1			33.8									150.9

Total acres 190.9

WR5809NP
No. 63-07647E

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 06/27/97
PAGE: 3

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JAY C NEIDER	08/09/1972	IRRIGATION	03/15 11/15	5.960 CFS	2824.20 AFA
TOTAL DIVERSION:					5.960 CFS	2824.20 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

T	R	S	NE				NW				SW				SE				SUM		
			NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE			
			Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	
01N	02W	2	:					:	40					:					:	80.0	
01N	02W	3	:	40		40		40		40	:	34			36	:			40	:	270.6
02N	02W	34	:					:						:						:	277.0
																			TOTAL ACRES		627.6

Pou County: CANYON

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

Remarks: Subject to the condition that the max. rate of diversion & volume per yr. shall not exceed 12.56 CFS/2,824.2 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

*7/10/97 it has been
...
07647G
625.1 acre
5.94 cfs
.009 cfs/AC
34 acre
split in SEN*

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.)

Audit: 06/25/97 PSKAGGS

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES APPLICATION FOR TRANSFER OF WATER RIGHT

PART 2 (Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:
 - a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
 - b. License No. 63-07647E (See Attached) issued by the Idaho Department of Water Resources.
 - c. Claim No. _____ on file with the Idaho Department of Water Resources.
 - d. Transfer No. _____ which produced this right.
2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

☐ Tax Notice
 ☐ Warranty Deed
 ☐ Other _____
3. Source of water _____ tributary to _____
4. Date or priority _____
5. Water is used for the following purpose:

amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum.
7. Point(s) of Diversion:

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

8. 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	

9. Describe any other water rights used for the same purpose as described above 63-03276

Total acres _____

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 0.3 for IRR purposes from 03-15 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
		NE NW	NE NE	3	1N	2W	Canyon	
		SW SE	SW SW	4	2N	2W		
		SE	SE					

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	
01N	02W	3								2.7									2.7

Total acres 2.7**C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)**

1. amount 5.93 for IRR purposes from 03-15 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: Same as above.

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	
01N	2W	2					40			40									80
		3	40	40	40	40	34.1			33.8				40					267.9
03N	2W	34									40	40	38	39		40	40	40	277

Total acres 624.9

PLAT OF DIAMOND RIDGE SUBDIVISION

THE EAST 1/2 OF THE NW 1/4, SECTION 3, T.1N., R.2W., B.M.,
CANYON COUNTY, IDAHO.

1995



191203 / 100 / 4

PLAT LEGEND

- Inlaid Point, Found 5/8" Rebar, Set Brass Cap in Conc.
- Found Brass or Alum. Cap, As Noted
- Set 5/8" x 30" Rebar with Plastic Cap
- Set 1/2" x 24" Rebar with Plastic Cap
- Found 5/8" x 30" Rebar

- Boundary Line
- Right-Of-Way Line
- Lot Line
- Centerline
- 100' Rear Yard Setback

NOTES

1. All lots are hereby designated as having a permanent easement for public utilities, drainage and irrigation over the ten (10) feet adjacent to any public street. This easement shall not preclude the construction of hard surfaced driveways, walkways and landscaping.
2. Unless otherwise dimensioned or designated there shall be a five (5) foot property drainage, utility construction and maintenance easement adjacent to all lot lines within this subdivision which do not front a public street.
3. Building setbacks and dimensional standards in this subdivision shall be in compliance with the applicable zoning regulations of Canyon County.
4. Lots shall not be reduced in size without prior approval from Southwest District Health Department.
5. Any subdivision of this plat shall comply with the applicable zoning regulations in effect at the time of the subdivision.
6. This subdivision is subject to compliance with the Idaho Code Section 31-3803. No water rights exist on this property. However, if water rights did exist the rights would go with the land.
7. All lots shall be maintained in a neat and orderly fashion. Continuous weed control will be required of all lots.
8. Longhorn Road which abuts this subdivision on the west boundary shall not be used for vehicular access. The use of Longhorn Road is restricted to emergency access only.
9. Lots 2, 3, 8, 9 and 14-19, Block 1 shall maintain a 100 foot rear yard setback to provide separation from adjacent agricultural uses.
10. Any construction in areas which have a 10% or greater slope will require compliance with the Idaho Requirements of Canyon County as delineated in the subdivision ordinance.
11. This development recognizes Section 22-4503, Idaho Code, Right to Farm, which states: "No agricultural operation or an appearance to it shall be or become a nuisance, private or public, by any changed conditions in or about the surrounding nonagricultural activities after the time has been in operation for more than one (1) year, when the operation was not a nuisance at the time the operation began; provided that the provisions of this section shall not apply whenever a nuisance results from the improper or negligent operation of any agricultural operation or an appearance to it."
12. This subdivision is subject to a conditional use permit.
13. The storm drainage system outside the dedicated right of way is the responsibility of the Diamond Ridge Subdivision Home Owners Association and shall be maintained by that entity.

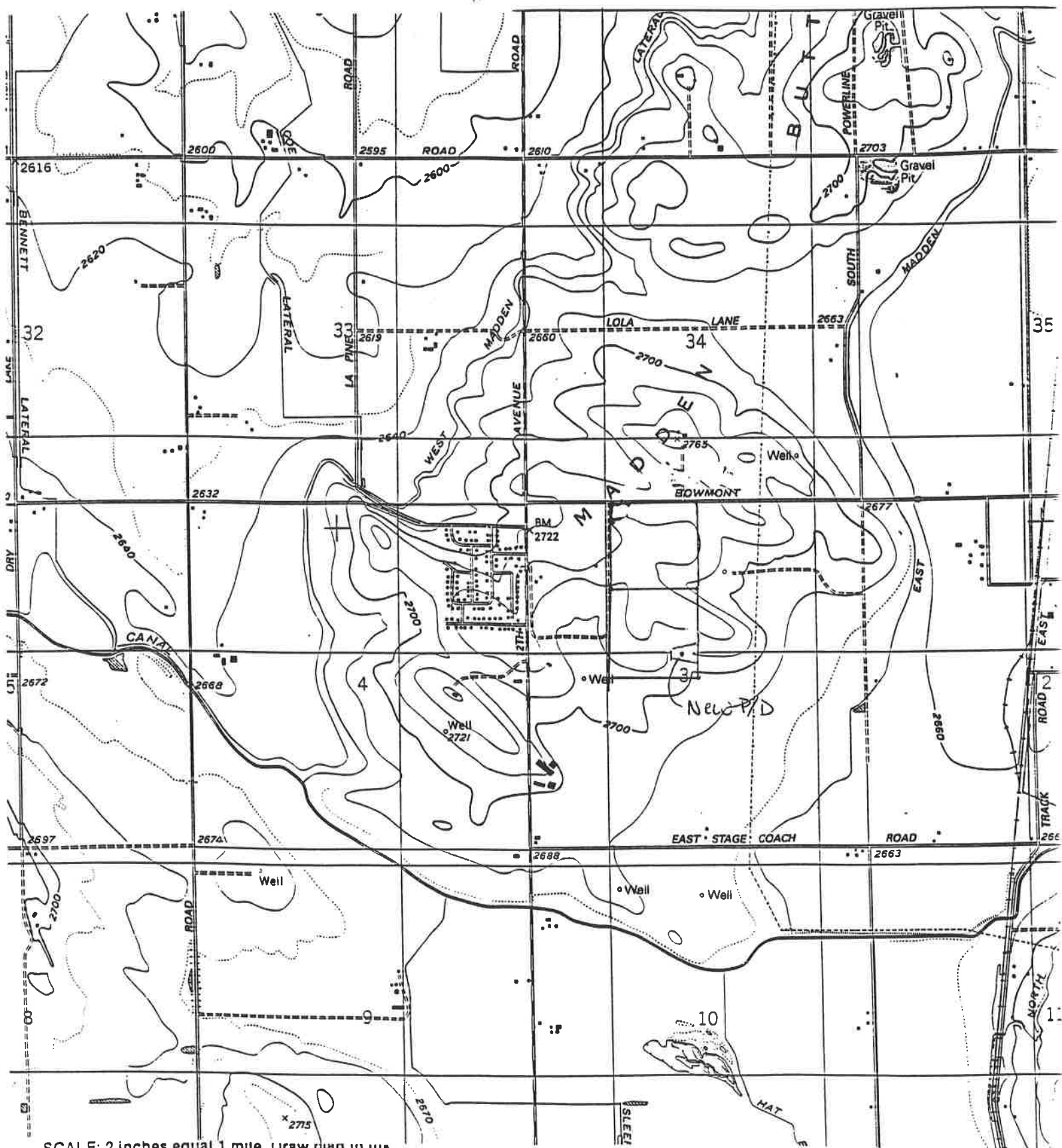
CURVE TABLE

CURVE	DELTA	RADIUS	ARC	CHORD	TANGENT	CHORD BPC
1	90°00'00"	30.00	47.12	47.12	30.00	47.12
2	90°00'00"	30.00	47.12	47.12	30.00	47.12
3	90°00'00"	30.00	47.12	47.12	30.00	47.12
4	90°00'00"	30.00	47.12	47.12	30.00	47.12
5	90°00'00"	30.00	47.12	47.12	30.00	47.12
6	90°00'00"	30.00	47.12	47.12	30.00	47.12
7	90°00'00"	30.00	47.12	47.12	30.00	47.12
8	90°00'00"	30.00	47.12	47.12	30.00	47.12
9	90°00'00"	30.00	47.12	47.12	30.00	47.12
10	90°00'00"	30.00	47.12	47.12	30.00	47.12
11	90°00'00"	30.00	47.12	47.12	30.00	47.12
12	90°00'00"	30.00	47.12	47.12	30.00	47.12
13	90°00'00"	30.00	47.12	47.12	30.00	47.12
14	90°00'00"	30.00	47.12	47.12	30.00	47.12
15	90°00'00"	30.00	47.12	47.12	30.00	47.12
16	90°00'00"	30.00	47.12	47.12	30.00	47.12
17	90°00'00"	30.00	47.12	47.12	30.00	47.12
18	90°00'00"	30.00	47.12	47.12	30.00	47.12
19	90°00'00"	30.00	47.12	47.12	30.00	47.12
20	90°00'00"	30.00	47.12	47.12	30.00	47.12
21	90°00'00"	30.00	47.12	47.12	30.00	47.12
22	90°00'00"	30.00	47.12	47.12	30.00	47.12
23	90°00'00"	30.00	47.12	47.12	30.00	47.12
24	90°00'00"	30.00	47.12	47.12	30.00	47.12
25	90°00'00"	30.00	47.12	47.12	30.00	47.12
26	90°00'00"	30.00	47.12	47.12	30.00	47.12
27	90°00'00"	30.00	47.12	47.12	30.00	47.12
28	90°00'00"	30.00	47.12	47.12	30.00	47.12
29	90°00'00"	30.00	47.12	47.12	30.00	47.12
30	90°00'00"	30.00	47.12	47.12	30.00	47.12
31	90°00'00"	30.00	47.12	47.12	30.00	47.12
32	90°00'00"	30.00	47.12	47.12	30.00	47.12
33	90°00'00"	30.00	47.12	47.12	30.00	47.12
34	90°00'00"	30.00	47.12	47.12	30.00	47.12
35	90°00'00"	30.00	47.12	47.12	30.00	47.12
36	90°00'00"	30.00	47.12	47.12	30.00	47.12
37	90°00'00"	30.00	47.12	47.12	30.00	47.12
38	90°00'00"	30.00	47.12	47.12	30.00	47.12
39	90°00'00"	30.00	47.12	47.12	30.00	47.12
40	90°00'00"	30.00	47.12	47.12	30.00	47.12
41	90°00'00"	30.00	47.12	47.12	30.00	47.12
42	90°00'00"	30.00	47.12	47.12	30.00	47.12
43	90°00'00"	30.00	47.12	47.12	30.00	47.12
44	90°00'00"	30.00	47.12	47.12	30.00	47.12
45	90°00'00"	30.00	47.12	47.12	30.00	47.12
46	90°00'00"	30.00	47.12	47.12	30.00	47.12
47	90°00'00"	30.00	47.12	47.12	30.00	47.12
48	90°00'00"	30.00	47.12	47.12	30.00	47.12
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51	90°00'00"	30.00	47.12	47.12	30.00	47.12
52	90°00'00"	30.00	47.12	47.12	30.00	47.12
53	90°00'00"	30.00	47.12	47.12	30.00	47.12
54	90°00'00"	30.00	47.12	47.12	30.00	47.12
55	90°00'00"	30.00	47.12	47.12	30.00	47.12
56	90°00'00"	30.00	47.12	47.12	30.00	47.12
57	90°00'00"	30.00	47.12	47.12	30.00	47.12
58	90°00'00"	30.00	47.12	47.12	30.00	47.12
59	90°00'00"	30.00	47.12	47.12	30.00	47.12
60	90°00'00"	30.00	47.12	47.12	30.00	47.12
61	90°00'00"	30.00	47.12	47.12	30.00	47.12
62	90°00'00"	30.00	47.12	47.12	30.00	47.12
63	90°00'00"	30.00	47.12	47.12	30.00	47.12
64	90°00'00"	30.00	47.12	47.12	30.00	47.12
65	90°00'00"	30.00	47.12	47.12	30.00	47.12
66	90°00'00"	30.00	47.12	47.12	30.00	47.12
67	90°00'00"	30.00	47.12	47.12	30.00	47.12
68	90°00'00"	30.00	47.12	47.12	30.00	47.12
69	90°00'00"	30.00	47.12	47.12	30.00	47.12
70	90°00'00"	30.00	47.12	47.12	30.00	47.12
71	90°00'00"	30.00	47.12	47.12	30.00	47.12
72	90°00'00"	30.00	47.12	47.12	30.00	47.12
73	90°00'00"	30.00	47.12	47.12	30.00	47.12
74	90°00'00"	30.00	47.12	47.12	30.00	47.12
75	90°00'00"	30.00	47.12	47.12	30.00	47.12
76	90°00'00"	30.00	47.12	47.12	30.00	47.12
77	90°00'00"	30.00	47.12	47.12	30.00	47.12
78	90°00'00"	30.00	47.12	47.12	30.00	47.12
79	90°00'00"	30.00	47.12	47.12	30.00	47.12
80	90°00'00"	30.00	47.12	47.12	30.00	47.12



SILVER MAPLE DEVELOPMENT CO. BRIGGS ENGINEERING, INC.
Developer Consulting Engineers
Meridian, Idaho Boise, Idaho

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3



SCALE: 2 inches equal 1 mile. Draw plan in ink.

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 Attached USGS + Plat Map)

SCALE: 2 inches equal 1 mile. Draw plan in ink.

of _____

Transfer No. _____

PART 3

NATURE OF USE NA

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

Quality of return flows and location of discharge:

on other water uses resulting from the proposed change:

that no one will be injured by such change and that the change does not constitute an enlargement in use

The information contained in this application is true to the best of my knowledge.

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

Manuel Heln
Shirley L. Heln
(Signature of Applicant)

on to before me this 3rd day of July, 19 92.

Phil A.
(Notary Public)

res 3/21/2000

FOR DEPARTMENT USE ONLY

_____ pages and _____ attachments

PS Date 7/3/97 Protest filed by _____

g Fee \$100.00 W022740

_____ Date _____

_____ Copies of protest forwarded by _____

_____ Hearing held by _____ Date _____

_____ Recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd. _____ by _____

to lien holder _____

STATE OF CALIFORNIA }
COUNTY OF SAN BERNARDINO } SS.

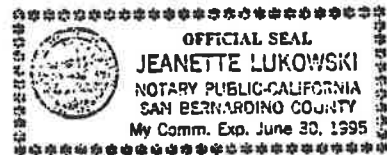
On 2-17-95, before me, JEANETTE LUKOWSKI, NOTARY PUBLIC
PERSONALLY APPEARED HELMUT J. DUECK, VICKI JO SLATER AND PHILIP SLATER

personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Signature

Jeanette Lukowski



This area for Official Notarial Seal

OPTIONAL

Though the data below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent reattachment of this form.

CAPACITY CLAIMED BY SIGNER

- ☐ INDIVIDUAL
☐ CORPORATE OFFICER

TITLE(S)

- ☐ PARTNER(S) ☐ LIMITED
☐ ATTORNEY-IN-FACT ☐ GENERAL
☐ TRUSTEE(S)
☐ GUARDIAN/CONSERVATOR
☒ OTHER: THEMSELVES

SIGNER IS REPRESENTING:
NAME OF PERSON(S) OR ENTITY(IES)

DIAMOND RIDGE LIMITED LIABILITY COMPANY

DESCRIPTION OF ATTACHED DOCUMENT

WARRANTY DEED

TITLE OR TYPE OF DOCUMENT

1

NUMBER OF PAGES

2-15-95

DATE OF DOCUMENT

N/A

SIGNER(S) OTHER THAN NAMED ABOVE

RECEIVED

JUL 07 1997

WATER RESOURCES
WESTERN REGION

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: A63-03276G
Date Received: 10/29/1990
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

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:
2 WELLS, 280' & 300' DEEP, 12" CS, 50 & 75 HP PUMPS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.690		314.30

7. Total Quantity Appropriated is:
0.690 C.F.S. (and/or) 314.30 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	35.0
			SE	NW		IRR	34.7

Section Acres 69.7

10. Place of Use: Continued

Total Acres 69.7

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION
OF CLAIM NO. A63-03276D, FEE PAID UNDER RECEIPT NO. W019046.

SB. 9/16/98.

SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE
COPY OF APPROVED TRANSFER NO. 5024 IN FILE.

CLAIM AMENDED PER TRANSFER NO. 5024 APPROVED 01/15/1998.

THIS CLAIM IS A RESULT OF A SPLIT OF 63-03276K, THE AJ NOS.

WERE OUT-OF-ORDER, K WAS SPLIT INTO G (STAFFORD) AND H (RIGGS).

SB 1/4/1999.

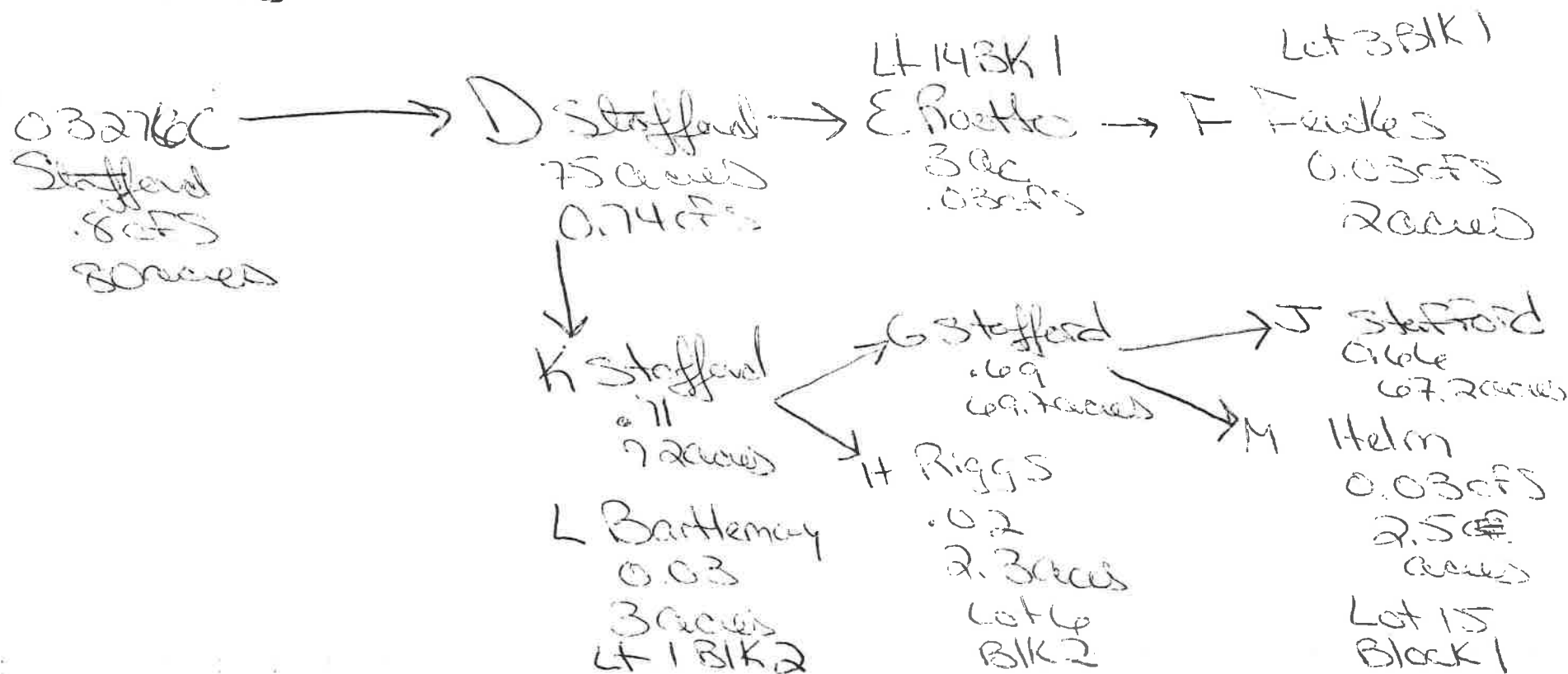
15. Basis of Claim: LICENSE

Water Right Number: 30395

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

Split

A63-03276B
Gansport 0.83
83 acres



1/4/1999
33

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	J DANIEL HELM	02/27/1962	IRRIGATION	03-15 11-15	0.030 CFS	11.30 AFA
C	SHIRLEY L HELM PO BOX 9309 NAMPA ID 83652 (208) 884-2546					
				TOTAL DIVERSION:	0.030 CFS	11.30 AFA

Tributary to:

SENE

				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	Lt	Ac	Lt	Ac	:	
01N	02W	3	:					:					:					:						:	2.5	
			:					:					:					:						:	2.5	
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A63-03276	A63-03276C	A63-03276D	A63-03276E	A63-03276G	A63-03276H	A63-03276J	A63-03276K	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							

A04 - THIS RIGHT INCLUDES A CHANGE IN USE APPROVED BY ADMINISTRATIVE ORDER OF IDWR. THE CHANGE IN USE SHALL BE ACCOMPLISHED WITHIN ONE (1) YEAR OF THE DATE OF THE ADMINISTRATIVE ORDER APPROVING THE CHANGE.

A06 - FAILURE TO COMPLY WITH THE CONDITIONS OF THE ADMINISTRATIVE ORDER IS CAUSE FOR IDWR TO ISSUE AN ORDER TO SHOW CAUSE WHY THE APPROVAL OF THE TRANSFER SHOULD NOT BE RESCINDED.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A63-03276D, FEE PAID UNDER RECEIPT NO. W019046. SB. 9/16/98.
SEE ALSO ADDITIONAL CONDITIONS OF APPROVAL AS LISTED ON THE COPY OF APPROVED TRANSFER NO. 5126 IN FILE.
CLAIM AMENDED PER TRANSFER NO. 5126 APPROVED 02/24/1998.
THIS CLAIM IS A RESULT OF A SPLIT OF 63-03276G, THE AJ NOS. WERE OUT-OF-ORDER, G WAS SPLIT INTO J (STAFFORD) AND M (HELM). SB 1/4/1999.
PLACE OF USE IS ALSO KNOWN AS LOT 15, BLOCK 1, DIAMOND RIDGE SUBDIVISION.
THIS RIGHT WHEN COMBINED WITH ALL OTHER RIGHTS SHALL PROVIDE NO MORE THAN 0.02 CFS PER ACRE NOR MORE THAN 4.5 AFA PER ACRE AT THE FIELD HEADGATE FOR IRRIGATION OF THE LANDS ABOVE.

AJ5809NP
No. A63-03276M

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 06/29/00
PAGE: 54

=====

Dates:	Exam Made Date:	Verified Date:	Objection Filed Date:
Misc:	Water District Number:	Field Inspection Flag:	
		Presumption Flag:	C
Audit:	01/04/99 SBOCK		

RECEIVED

AUG 23 2006

Department of Water Resources
Adjudication Bureau

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

Water Right Number(s): 63-3276M & 63-7647 N

Previous Mailing Address: PO Box 9309
Nampa
IDAHO, ID 83652

* New Mailing Address: 5600 Diamond Ridge Way
Nampa, Idaho 83686

* Telephone Number: (208) 461-9462

* Signature of all Claimant(s): [Signature]
Please print your name below your signature.
J. Daniel Helm

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: 63-3276M

NAME AND ADDRESS: J DANIEL HELM
5600 DIAMOND RIDGE WAY
NAMPA ID 83686

SHIRLEY L HELM
5600 DIAMOND RIDGE WAY
NAMPA ID 83686

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.030 CFS
11.30 AFY

This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.

Right Nos. 63-3276M and 63-7647N are limited to a total combined diversion rate of 0.06 cfs and to a total combined annual diversion volume of 11.3 AF. and the irrigation of 2.5 acres.

PRIORITY DATE: 02/27/1962

POINT OF DIVERSION:
T01N R02W S3 SENE 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 11.30 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 2.50
2.5 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



Idaho Department of Water Resources

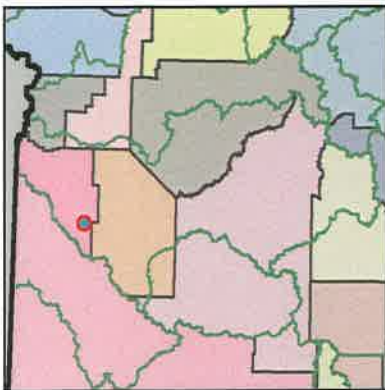
SRBA Recommendation:

63-3276M

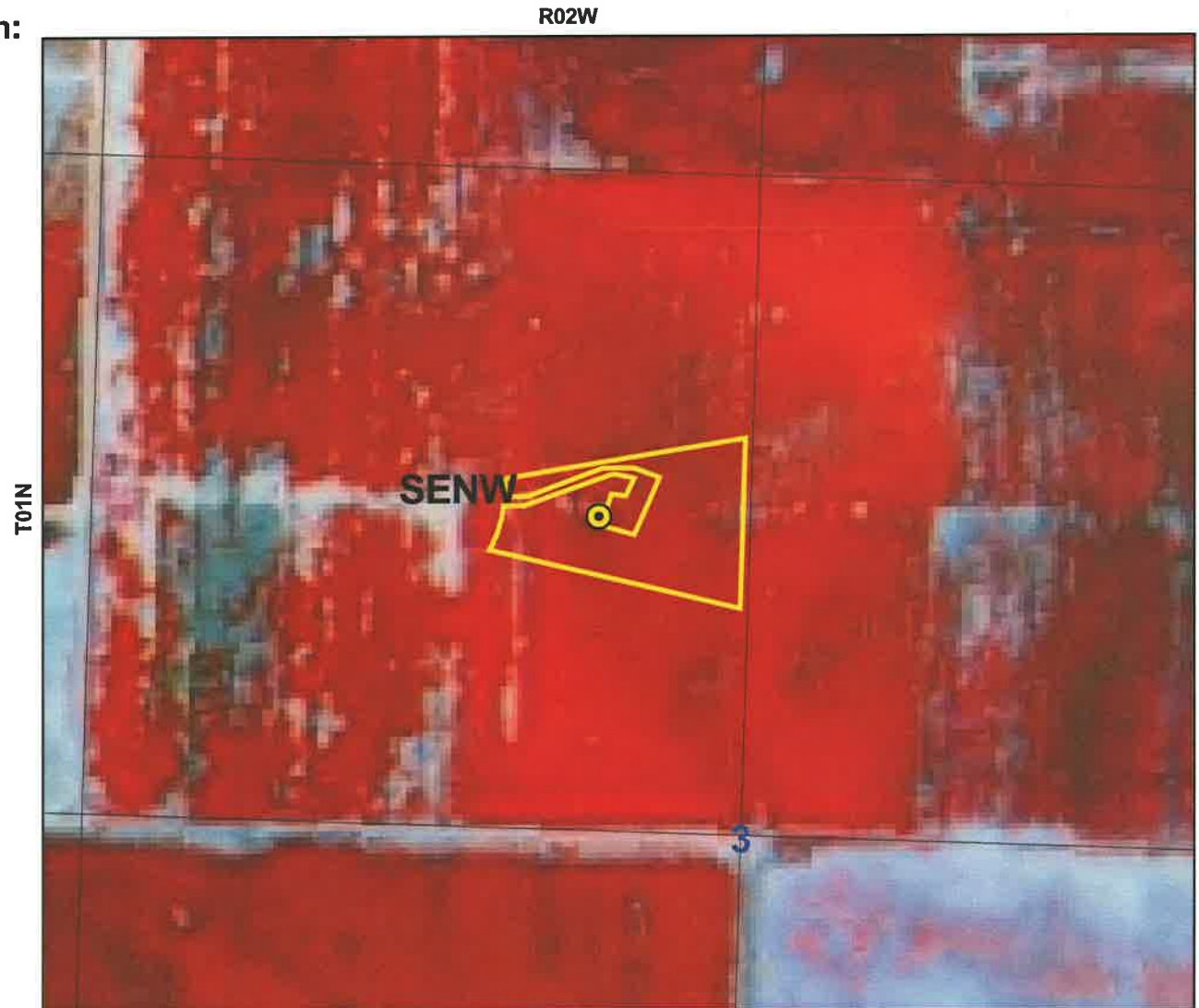
(Irrigation)

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

IDWR - WESTERN REGION

Helm

CONTRACTOR: Karan Waters

CLAIM #: 63-03276 M Date: 9-5-00

Overlapping POU Claim #'s: 63-07647 N

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	<i>1N</i>	<i>2W</i>	<i>3</i>								<i>2.5</i>									<i>2.5</i>
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

POU_ID #(s): claim #

POD_ID #(s): "

Total Claimed Acres: 2.5

Total GIS Acres:

COMMENTS:

I don't know if this property has its own well or not but I put one in for it - just a guess

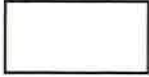
63-07647N and this claim seem to be duplicates - same source, same priority, etc.

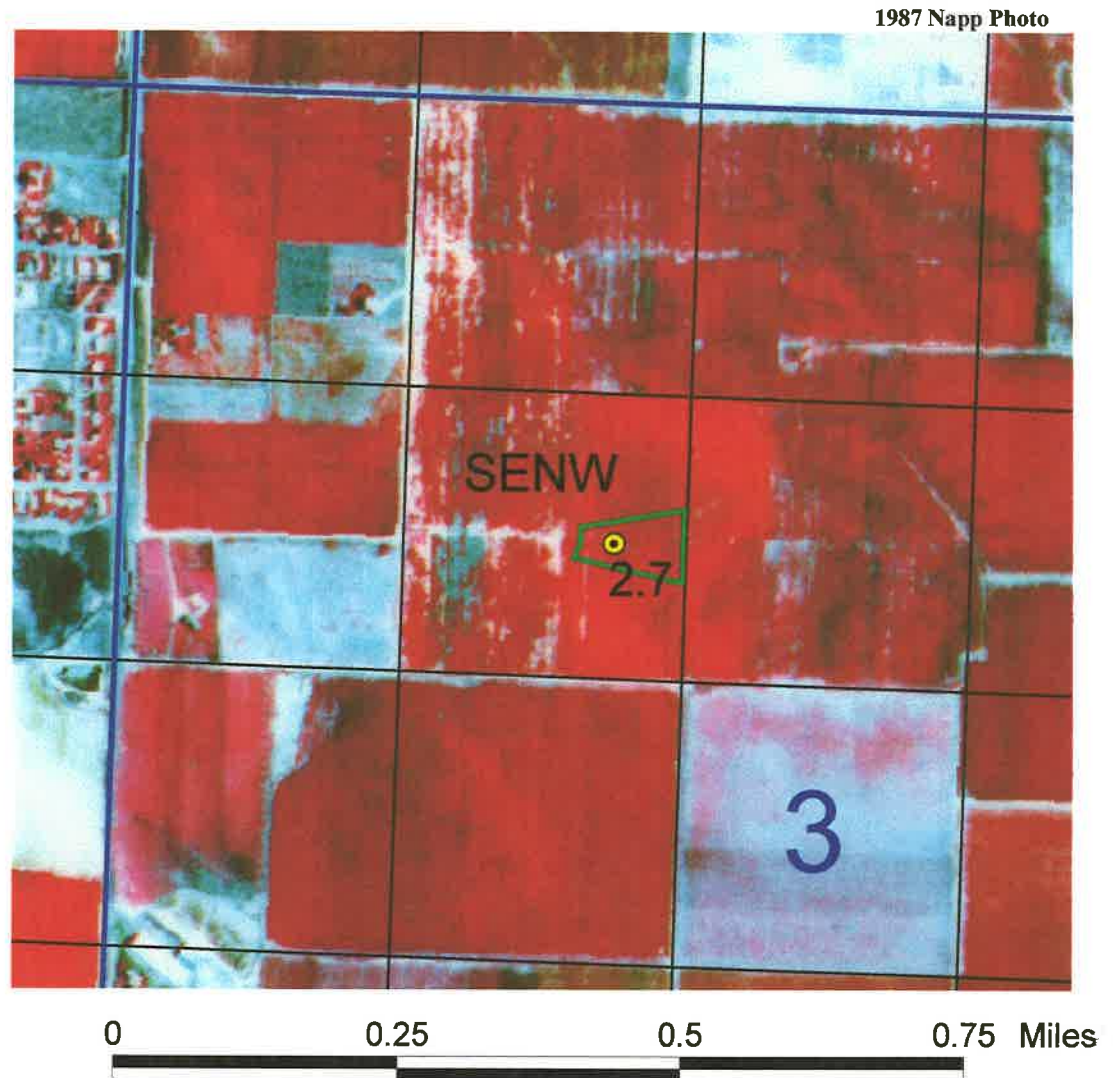
Idaho Department of Water Resources

Claim Number: 63-03276M

Legal: T01N, R02W, S3

Reviewed By:

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



Idaho Department of Water Resources

Claim Number: 63-03276M

Legal: T01N, R02W, S3

Reviewed By:

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

