

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: A63-02283
Date Received: 3/15/1990
Receipt No: C015609
Received By: DE ADL

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: CANYON HILL IRRIGATION DISTRICT
Address: C/O DAVID VAUK
P.O. BOX 308
CALDWELL, ID
208-459-0876
83606-0308

2. Date of Priority: DEC 07, 1915

3. Source: MASON CREEK
Trib. to: BOISE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
04N	02W	33	SE	SE	SE		CANYON

5. Description of diverting works:
DIVERSION DAM W/FLASH BOARDS TO CANALS, LATERAL DITCHES.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	19.650		

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

8. Total consumptive use is 2926.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
04N	03W	10	SW	SE		IRR	20.0
			SE	SE		IRR	25.0
Section Acres							45.0

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Date: 04/10/90

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10. Place of Use: Continued

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
04N	03W	14	NE		SW		IRR	8.0
			NW		SW		IRR	40.0
			SW		SW		IRR	40.0
			SE		SW		IRR	6.0
							Section Acres	94.0
		15	NE		NE		IRR	40.0
			NE		NE		IRR	22.5
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
			SE		NE		IRR	18.0
			NE		SE		IRR	40.0
			NW		SE		IRR	38.5
			SE		SE		IRR	35.0
							Section Acres	314.0
		23	SW		NE		IRR	2.5
			NE		NW		IRR	25.0
			NW		NW		IRR	40.0
			SW		NW		IRR	40.0
			SE		NW		IRR	32.0
			NE		SW		IRR	40.0
			NW		SW		IRR	40.0
			SW		SW		IRR	15.0
			SE		SW		IRR	22.5
			NE		SE		IRR	8.0
			NW		SE		IRR	35.0
			SW		SE		IRR	35.0
			SE		SE		IRR	8.0
							Section Acres	343.0
		26	NW		NE		IRR	40.0
							Section Acres	40.0
							Total Acres	836.0

11. Place of use in counties: CANYON

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

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Date: 04/10/90

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13. Other Water Rights Used:
NONE

14. Remarks:

P/U WITHIN THE LANDS OF CALDWELL IRR. DIST.
CALDWELL IRRIGATION DISTRICT CHANGED ITS NAME TO CANYON HILL
IRRIGATION DISTRICT SEVERAL YEARS AGO. THE DISTRICT PROVIDES
WATER DELIVERY TO THE PRIVATE LANDS LOCATED WITHIN ITS SERVICE
AREA.

15. Basis of Claim: LICENSE
Water Right Number: 11980

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: _____

State of Idaho)
County of _____) SS.

Subscribed and sworn (or affirmed) before me this _____ day
of _____ 19 _____

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

A63-02283

Date Received

3-15-90

Receipt Number

C015609

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) Canyon Hill Irrigation District Phone (208) 459-0876
Mailing Address c/o David Vauk, P.O. Box 308, Caldwell, Idaho Zip 83606-0308

2. Date of Priority (Only one (1) per claim) December 7, 1915

3. Source of water supply (a) Mason Creek Drain
which is tributary to (b) Boise River (See Attachment One)

4. a. Location of existing point of diversion is: Township 4 N. Range 2 W. Section 33,
1/4 of S.E. 1/4 of S.E. 1/4, Govt. Lot, B.M., County of

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, 1/4 of 1/4 of 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Concrete diversion dam with flash boards
to Mason Creek Feeder Canal to Caldwell Highline Canal to lateral ditches
to Canyon Hill Irrigation District

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HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

All documents filed in the Snake River Basin Adjudication other than notices of claims are filed with the court. Notices of claims to water rights filed in the Snake River Basin Adjudication are filed with the Idaho Department of Water Resources. Copies of all documents filed in the Snake River Basin Adjudication will not be mailed to all parties (claimants) in the adjudication.

By order of the court, any document filed with the court will be mailed only to those parties who may be directly affected by it. A monthly docket sheet will be prepared by the department which contains a summary of all documents filed with the court in the previous month and the dates and locations of hearings scheduled for the following three months. The docket sheet will be filed with the district court clerk in each county within the Snake River Basin in Idaho. Copies of the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying. If you wish to receive a copy of the docket sheet each month, you should mark the appropriate place on your notice of claim form. You will be charged a small annual subscription fee to cover the cost of copying and mailing. Copies of any document listed on the docket sheet may be obtained from any of the offices of the department either in person or by mail; a small fee will be charged to cover the cost of mailing and/or copying.

Copies of all notices of claims filed with the department will be available for inspection from all offices of the department. Copies of the notices of claims may be obtained in person or by mail, but you will be charged for the cost of copying and mailing. (A claimant will not be charged for a copy of his or her own notice of claim, and a person who acquires property with water rights for which a notice of claim was filed will not be charged for a copy of the notice of claim filed by the previous owner.)

After the notices of claims have been reviewed, the director will prepare and file a report with the court. Part 1 of the report will contain the director's recommendations as to each water right claimed under state law. Part 2 of the report will list each federal reserved water right claimed. A number of reports will be prepared, one or more for each sub-basin in the Snake River Basin. When the report for your sub-basin is filed with the court, you will be mailed a notice informing you that the report for your sub-basin has been filed. The notice will be sent to the most recent address shown by the department's files. Attached to the notice will be a copy of those portions of the report describing the water rights you have claimed. If you do not agree with the way your water right is described, you may file an objection to the report with the court. You can also file an objection if you disagree with the way other claimant's water rights are described, and the notice will tell you where a copy of the full report is available for inspection. The notice will tell you when and where to file your objection. The notice of filing for each sub-basin report will also be published state-wide in local newspapers.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For irrigation purposes from 3/15 to 11/15 amount 19.65 or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____
 For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 19.65 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 2,926.0 acre feet per annum.

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

10. Description of place of use: See Exhibit "A"

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	

Total number of acres irrigated 836.0

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

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

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

14. Remarks: Caldwell Irrigation District changed its name to Canyon Hill Irrigation District several years ago. The district provides water delivery to the private lands located within its service area.

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Last Name Canyon Hill Irrigation District Ident No. _____

Copies: White State, Yellow Claimant
AUG 18 1992

It is very important that you inform the department in writing of any change in your address. This is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

If you are acquiring property with water rights in the Snake River Basin water system in Idaho (either by purchase, gift, inheritance, or other means), it is very important that you inquire of the department whether a notice of claim has been filed. If not, you must file a notice of claim or the water right may be declared by the court to no longer exist. If a notice of claim has been filed, it is very important that you file a written notice of change in ownership with the department. The notice of change in ownership must be accompanied by some evidence of the change in ownership, such as a copy of the deed or a property tax statement showing the name of the new owner. Again, this is to make sure that you receive the notices affecting your water rights that are to be mailed by the department.

The cost of the subscription to the docket sheet is \$7.50 for calendar year 1988. The cost of the subscription may increase a small amount for calendar year 1989 if the cost of copying and/or mailing should increase.

If you are planning to file a motion or other pleading (not a notice of claim) with the court (not IDWR), the court has issued an order setting a special procedure that is different from the usual civil rules. A copy of the order may be obtained from any office of IDWR; you may be charged for the cost of mailing and/or copying.

Total number of acres irrigated 0.000

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

12. Do you own the property listed above as place of use? Yes No

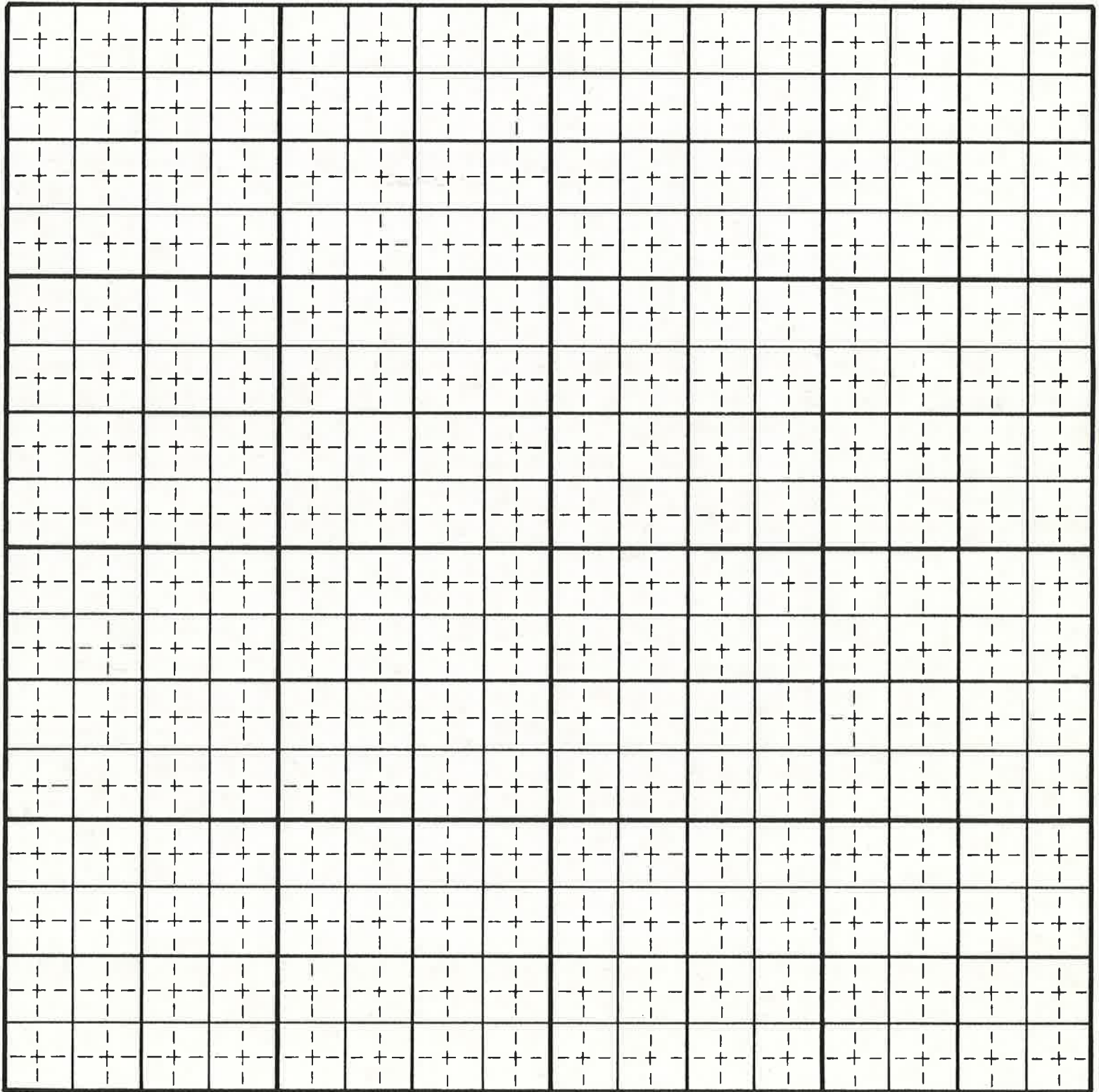
13. Describe any other water rights used at the same place and for the same purposes as described above.

14. Remarks: Caldwell Irrigation District changed the name to Canyon Hill Irrigation District several years ago. The district provides water delivery to the private lands located within its service area.

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

Scale: 2 inches equals 1 mile

See Exhibit "B"



MICROFILMED

Last Name Canyon Hill Irrigation Ident No. _____
District

Copies: White-State, Yellow-Claimant
AUG 18 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-2283
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

16. Signature (s)

(a.) By signing below, I/We acknowledge that I/We have received, read, and understand the form entitled "How you will receive notice in the Snake River Basin Adjudication." (b.) I/We do _____ do not X wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments two

For Individuals: I 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 a member of the Board of Directors Title _____
of Canyon Hill Irrigation District Organization _____, that I have signed the foregoing document in the space below as a member of the Board of Directors Title _____ of Canyon Hill Irrigation District Organization _____ and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent Horace E. Denny (BIO)

Title and Organization Member, Board of Directors,
Canyon Hill Irrigation District

Date 3/14/90

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

Subscribed and sworn (or affirmed) before me this 14th day of MARCH 19 90

SEAL

Notary Public Margaret R. Ho

Residing at Boise, Idaho

My Commission Expires 11/12/92

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address P.O. Box 1539, Boise, ID 83701-1539

Date _____

Last Name Canyon Hill
Irrigation District Ident. Number _____

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Copies White-State, Yellow-Claimant

AUG 18 1992

CANYON HILL IRRIGATION DISTRICT

Acreage by Section

Sec. 10	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	25.0 acres
Sec. 10	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	20.0 acres
Sec. 14	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0 acres
Sec. 14	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0 acres
Sec. 14	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	8.0 acres
Sec. 14	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	6.0 acres
Sec. 15	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	38.5 acres
Sec. 15	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	40.0 acres
Sec. 15	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	35.0 acres
Sec. 15	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	40.0 acres
Sec. 15	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	40.0 acres
Sec. 15	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	40.0 acres
Sec. 15	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	40.0 acres
Sec. 15	NE $\frac{1}{4}$ of NE $\frac{1}{4}$	22.5 acres
Sec. 15	SE $\frac{1}{4}$ of NE $\frac{1}{4}$	18.0 acres
Sec. 23	NW $\frac{1}{4}$ of NW $\frac{1}{4}$	40.0 acres
Sec. 23	SW $\frac{1}{4}$ of NW $\frac{1}{4}$	40.0 acres
Sec. 23	NE $\frac{1}{4}$ of NW $\frac{1}{4}$	25.0 acres
Sec. 23	SE $\frac{1}{4}$ of NW $\frac{1}{4}$	32.0 acres
Sec. 23	NW $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0 acres
Sec. 23	SW $\frac{1}{4}$ of SW $\frac{1}{4}$	15.0 acres
Sec. 23	NE $\frac{1}{4}$ of SW $\frac{1}{4}$	40.0 acres
Sec. 23	SE $\frac{1}{4}$ of SW $\frac{1}{4}$	22.5 acres
Sec. 23	NW $\frac{1}{4}$ of SE $\frac{1}{4}$	35.0 acres
Sec. 23	SW $\frac{1}{4}$ of SE $\frac{1}{4}$	35.0 acres
Sec. 23	NE $\frac{1}{4}$ of SE $\frac{1}{4}$	8.0 acres
Sec. 23	SE $\frac{1}{4}$ of SE $\frac{1}{4}$	8.0 acres
Sec. 23	SW $\frac{1}{4}$ of NE $\frac{1}{4}$	2.5 acres
Sec. 26	NW $\frac{1}{4}$ of NE $\frac{1}{4}$	40.0 acres

Total Acres

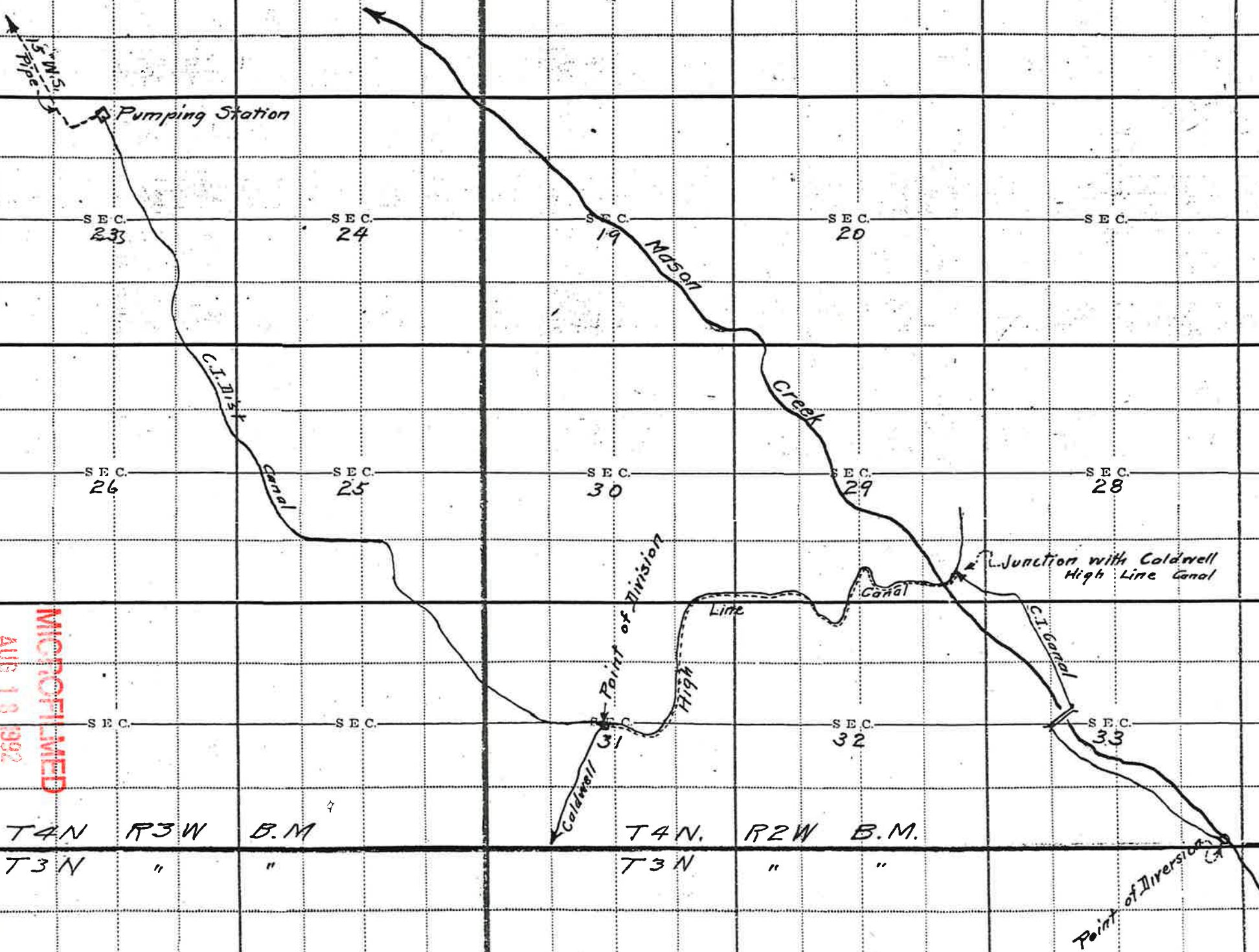
836.0

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AUG 10 1992

11980

EXHIBIT "B"



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AUG 13 1992

T4N R3W B.M.
T3N " "

T4N. R2W B.M.
T3N " "

Point of Diversion

Water Right Number - 63-02283

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 11980

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

*** C - CURRENT OWNER ***
CALDWELL IRRIGATION DISTRICT

1 -
2 -
3 -
City- CALDWELL State- ID Zip- 83605
Phone - 208-000-0000

+ - - Priority Date - - + + - - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/07/1915 14 L - LICENSE

+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
MASON CREEK BOISE RIVER

TwN	Rng	Sec	Tract	Lot	RFlg	County	Stream Index (Blank if no Index Code)
04N	02W	33	SE SE		(27)	CANYON	272.0 312.0 37.0 2.4

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION					
43	DOMESTIC				19.650	

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
19.650

TwN	Rng	Sec	Tract	Lot	Acres	Code	Description	County
04N	03W	10				01	IRRIGATION	(27) CANYON
04N	03W	14				01	IRRIGATION	(27) CANYON
04N	03W	15				01	IRRIGATION	(27) CANYON
04N	03W	22				01	IRRIGATION	(27) CANYON
04N	03W	23				01	IRRIGATION	(27) CANYON
04N	03W	25				01	IRRIGATION	(27) CANYON
04N	03W	26				01	IRRIGATION	(27) CANYON

Total Acres:

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - - Remarks - - - - - +
P/U WITHIN THE LANDS OF CALDWELL IRR. DIST.

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AUG 13 1992

Water right number - 63-02283

Adj. flag translation: Standard Water Right Number

+ - - - - Old Water Right Numbers - - - - - +

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

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

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

+ - - Audit Fields - 03/26/85 05/01/88 CONVERT 07/06/89 CURTIS

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

Proof Due Date	- 00/00/0000	Field Exam Made	- 00/00/0000	Field Exam Fee	-
Approved/Denied	- 00/00/0000	Protested Date	- 00/00/0000	Swan Falls	-
Proof Made Date	- 00/00/0000	Hearing Date	- 00/00/0000	Temporary Right	- P
Start Work Date	- 00/00/0000	Verified Date	- 03/26/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 08/21/1979	Appl Received	- 00/00/0000	Transfer/Amended	-
Decree Date	- 00/00/0000	Presumption Flag	-	Microfilm Roll Number	-

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UNITED STATES
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2000 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004389393
MAILED FROM ZIP CODE 8
FEB 02
\$01.
FIRST CLASS

NO POSTAGE
NECESSARY
IF MAILED
IN THE
UNITED STATES
UNKNOWN

RECEIVED
FEB 07 2007
WATER RESOURCES
WESTERN REGION

CANYON HILL IRRIGATION DIST
C/O DAVID VANK
PO BOX 308
CALDWELL ID 83606-0308

63-2283

08/17/2006

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

RIGHT NUMBER: 63-2283
NAME AND ADDRESS: CANYON HILL IRRIGATION DIST
C/O DAVID VAUK
PO BOX 308
CALDWELL ID 83606-0308

SOURCE: MASON CREEK TRIBUTARY: BOISE RIVER

QUANTITY: 19.650 CFS

PRIORITY DATE: 12/07/1915

POINT OF DIVERSION:
T04N R02W S33 SESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	19.650 CFS
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 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:

836 ACRES TOTAL

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Place of use is within the boundaries of the Canyon Hill Irrigation District.

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



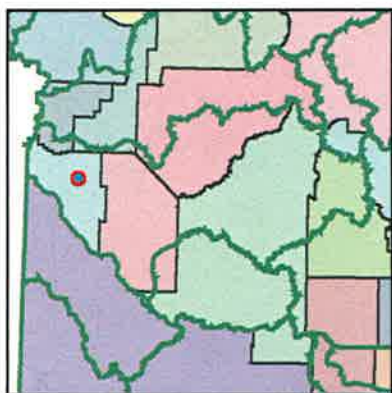
Idaho Department of Water Resources

Canyon Hill Irrigation District

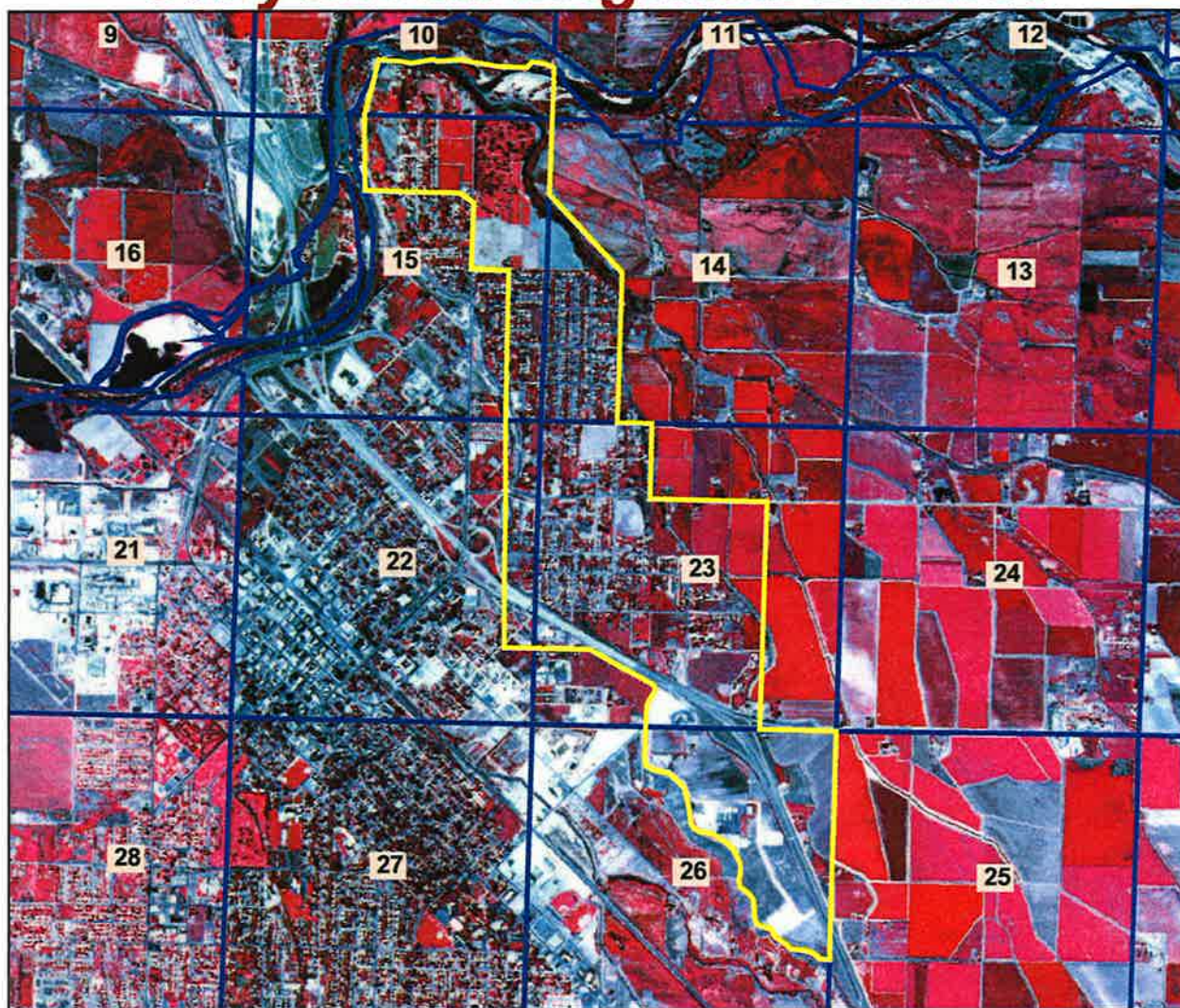
T04N R03W

Legend

-  Service Area
-  PLSS Sections



Canyon County
IDWR Basin 63



0 1 2 Miles

A horizontal scale bar with markings for 0, 1, and 2 miles.

Prepared by D. Narsavage
On Tuesday, July 12, 2005
1987/88 Aerial Photography

Canyon Hill Irrigation District Basin 63 Water Rights

Basin	Sequence	Suffix	Basis	Priority Date	Rate(cfs)	Volume(af)	Source	Water Use(s)	Owner(s)	Source Table
63	2283		License	12/7/1915	19.65		MASON CREEK	IRRIGATION	CANYON HILL IRRIGATION DIST (Current); CALDWELL IRRIGATION DIST (Current)	wrAdjudicationClaim
* 63	2994		License	6/29/1954	1.38		GROUND WATER	IRRIGATION	CANYON HILL IRRIGATION DIST (Current); CALDWELL IRRIGATION DIST (Current)	wrAdjudicationClaim

all

Drift

08/01/2006

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

RIGHT NUMBER: 63-2283

NAME AND ADDRESS: CANYON HILL IRRIGATION DIST
C/O DAVID VAUK
PO BOX 308
CALDWELL ID 83606-0308

SOURCE: MASON CREEK

TRIBUTARY: BOISE RIVER

QUANTITY: 19.650 CFS

PRIORITY DATE: 12/07/1915

POINT OF DIVERSION:

T04N R02W S33 SESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	19.650 CFS
The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 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:

275 ACRES TOTAL

Place of Use within the lands of Caldwell Irrigation. District.

The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

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

Draft

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2283 V1

WATER RIGHT NUMBER: 63-2283 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	CANYON HILL IRRIGATION DIST C/O DAVID VAUK PO BOX 308 CALDWELL, ID 83606-0308 (208)459-0876
Original Owner	CALDWELL IRRIGATION DIST CALDWELL, ID 83605

Priority Date: 12/07/1915

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
MASON CREEK	BOISE RIVER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15	to 11/15	19.650 CFS	
	<u>Total Diversion:</u>		19.650 CFS	

Location of Point(s) of Diversion

MASON CREEK	SE1/4SE1/4	Sec. 33, Twp 04N, Rge 02W, B.M.
CANYON County		

Place of Use

Conditions of Approval:

1. C18 This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.
2. S39 The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before March 15 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.
3. P/U WITHIN THE LANDS OF CALDWELL IRR. DIST.
CALDWELL IRRIGATION DISTRICT CHANGED ITS NAME TO CANYON HILL IRRIGATION DISTRICT SEVERAL YEARS AGO. THE DISTRICT PROVIDES WATER DELIVERY TO THE PRIVATE LANDS LOCATED WITHIN ITS SERVICE AREA.
4. 135 The boundary encompassing the place of use for this water right is described with a digital boundary as defined by I.C. Section 42-202B(2) and authorized pursuant to I.C. Section 42-1411(2)(h). The data comprising the digital boundary are incorporated herein by reference and are stored on a CD-ROM disk issued in duplicate originals on file with the SRBA District Court and the Idaho Department of Water Resources. A map depicting the place of use is attached hereto to illustrate the place of use described by the digital boundary.

Remarks:

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Recommendation Report 63-2283 V1

Comments:Dates and Other Information:

Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
Defendant:
Plaintiff:
Civil Case Number:
Judicial District:
Notice of Error Flag:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
Contacts	1/5/2006 11:33:47 AM	awarntje			Active
Priority Date	1/5/2006 11:34:32 AM	awarntje			Active
Use	1/5/2006 11:35:09 AM	awarntje			Active
POU	1/5/2006 11:38:23 AM	awarntje			Active
Source	1/5/2006 11:42:04 AM	awarntje			Active
POD	1/5/2006 11:48:45 AM	awarntje			Active
Season	1/5/2006 11:52:20 AM	awarntje			Active
Quantity	1/5/2006 11:53:01 AM	awarntje			Active
Summary			01/05/2006	awarntje	Active

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
Contacts	1/5/2006 11:33:47 AM	awarntje	(No) 1. Do you want to schedule an appointment? Comment for 1: Sufficient info in file
Source	1/5/2006 11:42:05 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (Yes) 4. Does the Decree or License have a source? (Yes) 5. Can the claimed source be verified using the water right file? (No) 11. Is a Source remark and/or condition required?

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2283 V1

Summary	1/5/2006 11:58:12 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree, License, Permit, Application or Posted Notice? (No) 2. Does any evidence indicate a five year period of continuous nonuse occurred that could result in recommending forfeiture or partial forfeiture? (No) 5. Does this right have any combined use limits with other rights? (No) 6. Is an additional remark and/or condition required? (Yes) 7. Would you like to view the recommended right? (No) 8. Is this a split or combined right? (No) 9. Do you have documents you would like to attach or link to the file? (Yes) 10. Would you like to set the verification date?
POU	1/5/2006 11:38:24 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (No) 2a. Is the POU required? (Yes) 14. Is a POU remark and/or condition required?
POU	1/5/2006 11:40:41 AM	awarntje	Updated shape for Active POU
POD	1/5/2006 11:48:24 AM	awarntje	Updated shape
POD	1/5/2006 11:48:45 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a POD? (Yes) 5. Can the claimed POD be verified using the water right file? (No) 10. Is a POD remark and/or condition required?
General	1/5/2006 11:34:32 AM	awarntje	(No) 1. Should this water use have been included in a later court decree of the water rights from this source? (Yes) 4. Is the basis of claim decree or license? (Yes) 5. Does the decree or license have a Priority Date? (Yes) 6. Did the Claimant claim the decreed or licensed Priority Date ? (Yes) 15. Is the basis of claim coded correctly? (No) 16. Is a Priority Date remark and/or condition required?
Use	1/5/2006 11:35:09 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a Purpose of Use? (Yes) 5. Can the claimed Purpose of Use be verified using the water right file? (No) 13. Is a Purpose of Use remark and/or condition required?
POU	1/5/2006 11:41:02 AM	awarntje	Updated PLS for Active POU

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-2283 V1

Season	1/5/2006 11:52:20 AM	awarntje	(Yes) 1. Is the basis of claim Decree or License? (No) 4. Does the Decree or License have a Period of Use? (No) 6. Is there evidence that there has been a change in the Period of Use? (Yes) 12. Does the file contain all the necessary information to verify the Period of Use? (Yes) 13. Is the basis of claim a decree, license, or a transferred beneficial use right that has had the Period of Use administratively determined? (Yes) 14. Is irrigation claimed as a Purpose of Use? (Yes) 16. Is the Period of Use on the decree, license or transfer shorter on either the start date or end date than allowable under current IDWR standards? (No) 17. Was the Period of Use shortened by a Transfer to a standard Period of Use that is shorter than the current standard Period of Use? (Yes) 18. Is a Period of Use remark and/or condition required?
Quantity	1/5/2006 11:53:02 AM	awarntje	(Yes) 1. Is the basis of this claim a Decree or License? (Yes) 4. Does the Decree or License have a diversion rate and/or volume? (Yes) 5. Can the claimed diversion rate and/or volume be verified using the water right file? (No) 8. Does the parent right have an annual diversion volume limit? (No) 9. Is the source Groundwater and does the purpose of use require a diversion volume limit? (No) 11. Has a diversion volume limit been established by a decree, license or transfer for this water use? (No) 12. Is a Quantity remark or condition required?

Water Supply Bank:

State of Idaho

License and Certificate of Water Right

63-2283

Water License No. 11980

Amount 19.65 sec. ft.

Water District No. 12-A

Priority 12-7-1915

THIS IS TO CERTIFY that Caldwell Irrigation District of Caldwell, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December 7, 1915; that Permit No. 11980 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 20 second feet, was issued thereunder on January 31, 1924, showing that said works were completed on the 10th day of March, 1919; and that on the 1st day of March, 1923,

Caldwell Irrigation District

of Caldwell, State of Idaho, made proof to the satisfaction of the Commissioner of Reclamation of Idaho, of the right to use the waters of Mason Creek Drain, a tributary of Boise River, for the purpose of Irrigation & domestic use, under Use Permit No. 11980 of the State Engineer and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the Commissioner of Reclamation of Idaho and entered of record in Volume 6 of Licenses, at page 3143, on the 31st day of January, 1924;

The right hereby confirmed dates from December 7, 1915;

The Point of Diversion is located in the SE 1/4 SE 1/4, Sec. 33, Tp. 4 N., R. 2 W., B. M. County of Canyon

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed 19.65 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
			982.83 acres in sections 10, 14, 15, 22, 23, 25 and 26, Twp. 4 N., R. 3 W., B. M., in Canyon County, Idaho, comprising all the lands located within the boundaries of the Caldwell Irrigation District.		

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

WITNESS the seal and signature of the Commissioner of Reclamation, affixed at Boise, Idaho, this 31st day of January, 1924.

W. G. SWENDSEN.
Commissioner of Reclamation.

(SEAL)

SCANNED
AUG 15 2002

63-2283

ELAM, BURKE AND BOYD

ATTORNEYS AND COUNSELORS AT LAW

700 IDAHO TOWER, TENTH FLOOR

POST OFFICE BOX 1559

BOISE, IDAHO 83701

TELEPHONE 208-343-5454

TELECOPIER 208-384-5844

CANYON COUNTY OFFICE

1120 SIXTH STREET SOUTH

POST OFFICE DRAWER E

NAMPA, IDAHO 83653

TELEPHONE 208-466-9222

SCOTT L. CAMPBELL

RECEIVED

MAR 15 1990

March 14, 1989

Department of Water Resources

HAND DELIVERED

Mr. Donald Shaff
Adjudication Bureau
Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho 83720

RE: Canyon Hill Irrigation District
Snake River Basin Adjudication Claim

Dear Don:

Enclosed is a Notice of Claim to a Water Right for filing on behalf of the Canyon Hill Irrigation District in the Snake River Basin Adjudication.

Also enclosed is a check in the amount of \$886.00 to cover the filing fee for this claim.

Please return to me the carbon copy of the claim form, together with a receipt reflecting acceptance of the fee and claim by the Department of Water Resources.

If you have any questions regarding this matter, please contact me.

Very truly yours,

ELAM, BURKE & BOYD


Scott L. Campbell

SLC:bhb
Enclosures

cc: Mr. David M. Vauk

MICROFILMED

AUG 10 1992

3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME Canyon Hill Driest CLAIM IDENT. NO. A63-02283

DATE RECEIVED 3-15-90 CK # _____ AMOUNT \$ 886 Required

- | | YES | NO | Info? |
|--|-------------------------------------|--------------------------|-------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates? | ☒ | ☐ | * |
| See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) N/A | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? N/A | ☒ | ☐ | |
| Is the consumptive use correct? N/A | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. N/A | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? (see Item No. 17 for checking other water rights) | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the basis of claim is shown as license, permit or decree is the existing water right number listed? (If yes, compare claim with the existing water right and either attach a proof report or state in comments that existing right was compared to claim) | ☒ | ☐ | |
| 17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal desc. on the claim? (If yes, describe these rights in "Comments") | ☒ | ☐ | |
| 18. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) N/A | ☒ | ☐ | |
| 19. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 20. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 21. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 22. Is the fee enclosed correct? Exempt | ☒ | ☐ | * |

MICROFILMED
AUG 16 1992

23. Should this claim be receipted and data entered? YES NO
Claim checked by: JP Date: 4-2-90
Claim must be returned to claimant: (Yes) (No)
Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: DS Date: 3-15-90
Claim data entered by: LN Date: 4-10-90 Checked by: Date:
Sent to claimant by: Date:

Comments: Ready for data entry, copies, filing.

MICROFILMED
AUG 18 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
1301 North Orchard Street, P.O. Box 83720
Boise, Idaho 83720-0098

Return Service Requested

i'm sorry!! I date
stamped the letter!!
Please forgive me.
Sorry about that.
M



RECEIVED
JAN 13 2006
DEPARTMENT OF
WATER RESOURCES

CANYON HILL IRRIGATION DISTRICT
C/O DAVID VAUK
PO BOX 308
CALDWELL, ID 83606-0308

CANY308 836062025 1N 18 01/09/06
RETURN TO SENDER

NO FORWARD ORDER ON FILE
UNABLE TO FORWARD
RETURN TO SENDER

83606-0308 836

