

BEFORE SPLIT

IDAHO DEPARTMENT OF WATER RESOURCES
Proof Report

12/24/2015

Water Right 63-2798

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN J HOCKBERGER SR 13957 MALT RD CALDWELL, ID 83605 (208)459-9192

Priority Date: 4/26/1953

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

Beneficial Use

IRRIGATION

From

To

03/15 11/15

Total Diversion

Diversion Rate

0.700 CFS

0.700 CFS

Volume

Source and Point(s) of Diversion

GROUND WATER

NESE

Sec. 25, Twp 03N, Rge 04W, CANYON County
Sec. 25, Twp 03N, Rge 04W, CANYON County

GROUND WATER

NESE

Sec. 25, Twp 03N, Rge 04W, CANYON County

Place Of Use

IRRIGATION within CANYON County

			NE				NW				SW				SE				
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	04W	25				25.0									40.0				65.0

POU Total Acres: 65.0

Conditions of Approval:

1. 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.
2. R32 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.
3. 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.
4. PRIOR TO DIVERSION OF WATER UNDER THIS APPROVAL, THE RT. HOLDER SHALL PROVIDE A MEANS OF MEASUREMENT ACCEPTABLE TO THE DEPT. FROM ALL AUTHORIZED POINTS OF DIVERSION WHICH WILL ALLOW DETERMINATION OF THE TOTAL RATE OF DIVERSION.
THE TOTAL INSTANTANEOUS DIVERSION OF WATER FROM ALL POINTS OF DIVERSION UNDER TRANS. NO. 4339 SHALL NOT EXCEED 0.70 CFS, NOR TOTAL COMBINED ANNUAL VOLUME OF 292.5 AF.
TWO POINTS OF DIVERSION ARE LOCATED WITHIN NESE, S25, T03N, R04W.
5. 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

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- 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.
6. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. F05 Right No. 63-31821 is also diverted through point of diversion located in the E1/2NESE, Sec. 25, Twp. 3N, Rge. 4W as described above.
8. S39 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.
9. X35 Rights 63-31820 and 63-2798 when combined shall not exceed a total annual maximum diversion volume of 499.5 af at the field headgate, and the irrigation of 111 acres.

Combined Use Limits

Rate

Volume

Acres

499.5

111.0

63-31820 ,63-2798

SubCase:

N/A

Water Supply Bank:

N/A

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 9. X35 Rights 63-31820 and 63-2798 when combined shall not exceed a total annual maximum diversion volume of 499.5 af at the field headgate, and the irrigation of 111 acres.

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
63-31820 ,63-2798	499.5	111.0

SubCase:

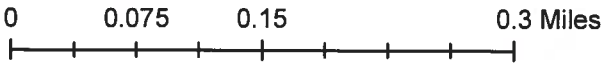
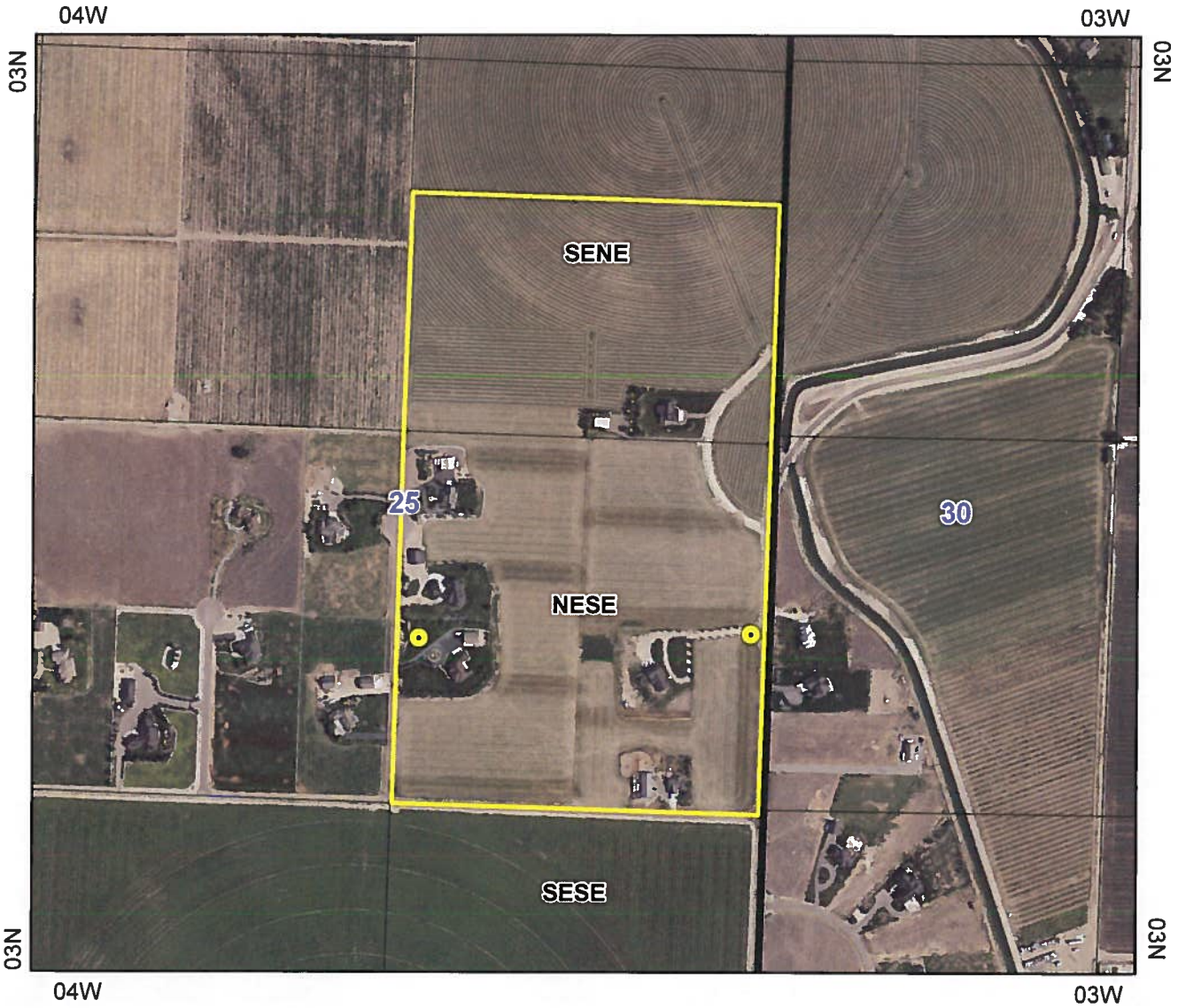
N/A

Water Supply Bank:

N/A

State of Idaho
Department of Water Resources
Water Right License
63-2798

BEFORE SPLIT



- Point of Diversion
- Place Of Use Boundary
- Townships
- PLS Sections



AFTER SPLITS

IDAHO DEPARTMENT OF WATER RESOURCES Proof Report

4/6/2018

Water Right 63-2798

Owner Type **Name and Address**
Current Owner JOHN J HOCKBERGER SR
13957 MALT RD
CALDWELL, ID 83605
(208) 459-9192

Original Owner JOHN J HOCKBERGER
RT 4
CALDWELL, ID 83605

Original Owner OVA WALLACE
, ID

Priority Date: 4/26/1953

Basis: Decreed

Status: Active

Source
GROUND WATER

Tributary

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/15	11/15	0.290 CFS	
	<u>Total Diversion</u>		0.290 CFS	

Source and Point(s) of Diversion

GROUND WATER	NESE	Sec. 25, Twp 03N, Rge 04W, CANYON County
GROUND WATER	NESE	Sec. 25, Twp 03N, Rge 04W, CANYON County

Place Of Use

IRRIGATION within CANYON County

			NE				NW				SW				SE				Totals
Twp	Rng	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	04W	25				3.0									24.0				27.0

POU Total Acres: 27.0

Conditions of Approval:

1. X35 Rights 63-2798 and 63-8475 when combined shall not exceed a total annual maximum diversion volume of 121.5 af at the field headgate and the irrigation of 27 acres.
2. X35 Rights 63-2798 and 63-31820 when combined shall not exceed a total annual maximum diversion volume of 238.5 af at the field headgate and the irrigation of 53 acres.
3. R32 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.
4. T17 Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

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4/6/2018

5. S39 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 2/6/2009.
6. T19 Pursuant to Section 42-1412(6), Idaho Code, this water right is subject to such general provisions necessary for the definition of the rights or for the efficient administration of water rights as determined by the Snake River Basin Adjudication court in the final unified decree entered 08/26/2014.

Comments:

1. kwalker 7/24/2006 Recommendation
This recommendation is based upon approved transfer 4339. The claim was amended after transfer approval to add a 3rd well to the system and create a 151 acre ppu. Rt. 63-31820 was also to be included under this ppu however, the transfer approved on that right was not approved until after the claim was amended so in order to be consistent recommendation on that right will be based upon approved transfer 70977.
2. kwalker 11/4/2006 NOE
Notice of error filed requests change to point of diversion locations, additional acres, more water, and removal of transfer conditions from explanatory remarks. Also requests removal of use of Wilder Irrigation District on these lands. Have updated point of diversion pursuant to map received and removed Wilder Irrigation from remarks. Recommendation based upon approval of transfer No. 4339 approved in June of 1994. Any changes after this date requires a transfer be filed so that is what claimant should do to make changes after decree is issued.
3. Ownership Change 12/28/2015 Split Right
Split into 63-34178
4. bserrano 12/28/2015 SPLIT
WR no. 63-2798 has been split by ownership change into WR nos. 63-2798 and 63-34178
5. bserrano 12/28/2015 POU
Updated Shape
6. Ownership Change 9/15/2016 Split Right
Split into 63-34269
7. Ownership Change 9/16/2016 Split Right
Split into 63-34270
8. Ownership Change 9/16/2016 Split Right
Split into 63-34272
9. Ownership Change 9/16/2016 Split Right
Split into 63-34273
10. Ownership Change 9/20/2016 Split Right
Split into 63-34277
11. rsommer 2/9/2017 Transferred Right

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This is now an approved transfer. Transfer Number = 80874

12. agrimm 4/4/2018 POD
Updated Shape

13. agrimm 4/5/2018 Ownership Change Littler, et. al
WR no. 63-2798 has been split by ownership change into WR nos. 63-2798 and 63-34526. Ownership change process started by Brenda Serrano in 2015. Ownership change finalized by Angie Grimm after receiving several other ownership changes for the same set of parent rights (63-2798, 63-31820, and 63-8475). All ownership changes processed/finalized as a group.

14. agrimm 4/5/2018 POU
Updated Shape

15. agrimm 4/6/2018 Future (Post 2015) Ownership Changes
Water rights 63-2798 and 63-8475 within the NE SE and the S1/2 SE SE NE of Section 25 T03N R04W were reserved/withheld by Hockberger when lots were subdivided and sold to various owners.. Please refer to backfile documents on previous ownership changes, specifically the Sunny Slope Farms LLC ownership change, for additional background information before processing additional ownership changes.

Dates and Other Information

Decreed Date: 2/6/2009

State or Federal: S

Generic Max Rate Per Acre: 0.020

Generic Max Volume Per Acre: 4.5

Mitigation Plan: False

Combined Use Limits

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	121.5	27.0
63-8475 ,63-2798		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	238.5	53.0
63-31820 ,63-2798		

SubCase:

N/A

Water Supply Bank:

N/A

AFTER SPLITS
State of Idaho
Department of Water Resources
Water Right License
63-2798



-  Point of Diversion
-  Place Of Use Boundary
-  Townships
-  PLS Sections

0 0.05 0.1 0.2 Miles

