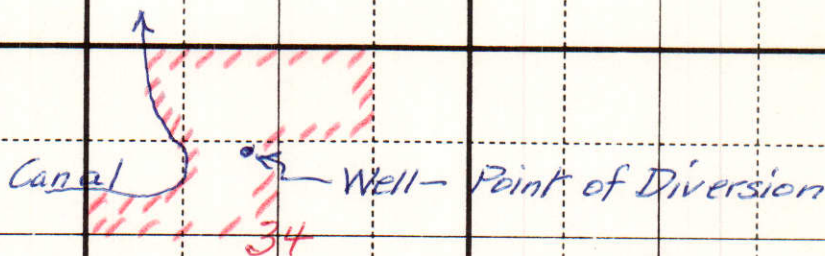


R 2 W

T
2
N



Permit Map No. 9-28465

As Approved

GEO. N. CARTER

State Reclamation Engineer

FEB 17 1960

RECEIVED
APR 8 1963

RECEIVED
APR 4 1963
Department of Reclamation

Department of Reclamation AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO
BENEFICIAL USE

Notice is hereby given that at 10 A. M., on the 28th day of March, 1963, at Nampa, Idaho, County of Canyon, State of Idaho, before John Brandt, Notary Public, at 215 11th Ave. So., Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 3.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 23465, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wesley R. Schober, Route No. 4, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.0 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, Twp. 2 N., Rge. 2 W B. M.

5. The place where said water is used is NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, Twp. 2 N., Rge. 2 W. B. M.

6. The date of priority which said user is prepared to establish is February 11, 1960.

GEO. N. CARTER,
State Reclamation Engineer.
March 2, 9, 16, 23, 1963.

Jeanne Bruner,
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 twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 has been uninterruptedly published in said County during a period of seventy-eight consecutive week 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

Four times 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 2, 9, 16, 23, 1963

Jeanne Bruner

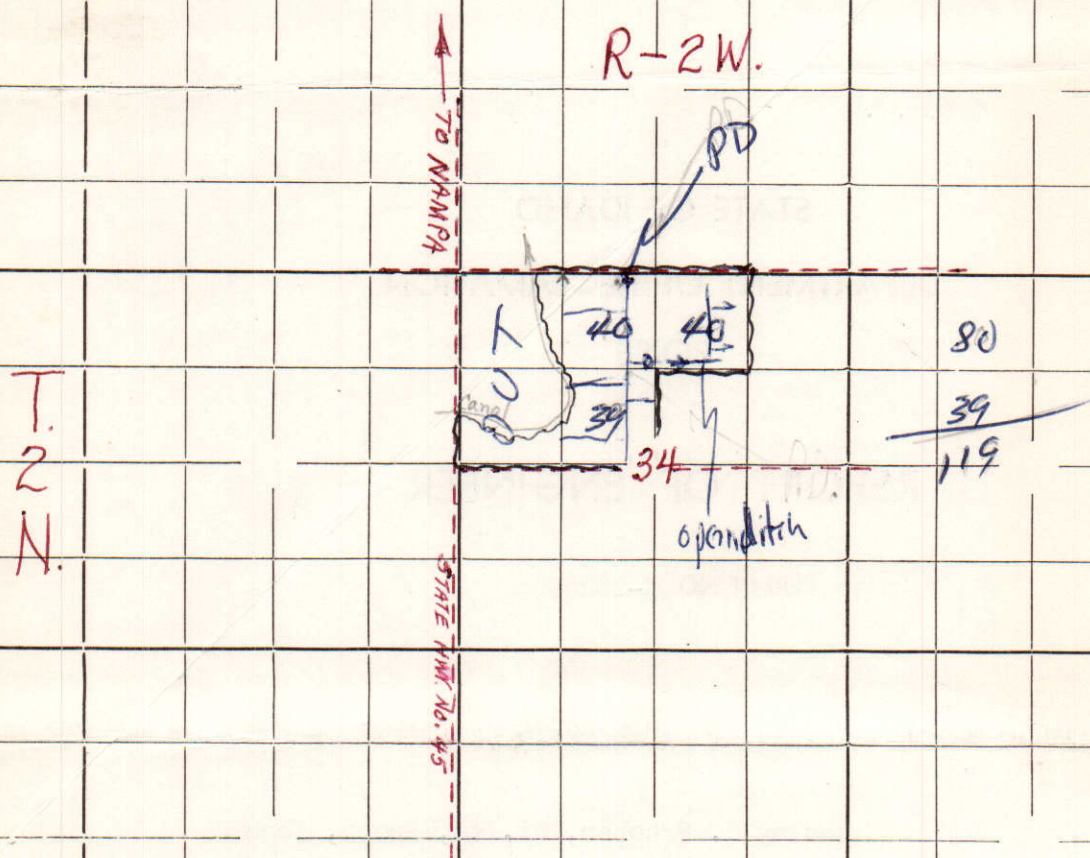
Subscribed and sworn to before me this

23rd day of March, 19 63

Adam D. Lane
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1963

82-3 1/2' ⁰⁰ no. 1 @ 25th mag pressure = 489.56 AM = 54 inch
(5.976 AM) .2' or 1' Cpp 100
15 in
69 inches
0.7
1.38 cfs



Subdivisions	3
AREA	119'
Q	1138 cfs at 69 inches

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
 County of Canyon)

RECEIVED
 NOV 02 1993

NOTICE OF PROPOSED CHANGE OF
 WATER RIGHT NO. 63-03181

Notice is hereby given that Larry Wheaton of Boise, Idaho has applied to the Department of Water Resources to change the Nature of Use of the following described water right(s) to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT(S) AS RECORDED:

Basis
 Date of Priority
 Source
 Amount
 Use
 Point of Div
 Place of Use
 Amount
 Use

License
 Feb. 11, 1960
 Ground Water
 1.38 cfs
 Irrigation from 3-15 to 11-15

NENW, S.34, T02N, R02W, Canyon County
 NWNE, NENW, SENW, S.34, T02N, R02W (119 acres)

TO BE CHANGED AS FOLLOWS:

Heating (.14 cfs) and Commercial (.02 cfs)
 from 3-15 to 11-15

NWNE, S.34, T02N, R02W

Place of Use
 Fourteen (14) acres in NWNE S.34 will not be irrigated to provide water for heating and commercial uses at greenhouses. The balance of the original right (1.22 cfs) will continue to irrigate 105 acres (no change in location of irrigated acres). Also, an unspecified number of additional acres (number to be determined at a later date) will cease being irrigated to provide consumptive use water for Application for Permit No. 63-12064 (greenhouse uses during non-irrigation season). Additional reduction in irrigated land will occur as right no. 63-12064 is developed.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before November 8, 1993.
 R. KEITH HIGGINSON, Director
 October 20, 27, 1993

Betty A. Budock

Nampa, Canyon County, Idaho, being first duly sworn, deposes

that I am a citizen of the United States of America, and at all hereinafter mentioned was over the age of eighteen years, at a party to the above entitled action.

that I am the Principal Clerk of the Idaho Press-Tribune, a (except Saturday) newspaper published in the City of Nampa and Caldwell, in the County of Canyon, State of Idaho; 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 twenty-eight consecutive weeks prior to the first publication of this notice, a copy of which is hereto attached.

that the notice, of which the annexed is a printed copy, was published in said newspaper

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

that said notice was published the following dates:

October 20, 27, 1993

Betty A. Budock

STATE OF IDAHO)
)
 COUNTY OF CANYON)

On this 27th day of October in the year of 1993, before me, a Notary Public, personally appeared Betty A. Budock, 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

APR 19 1994

Janet Lusk

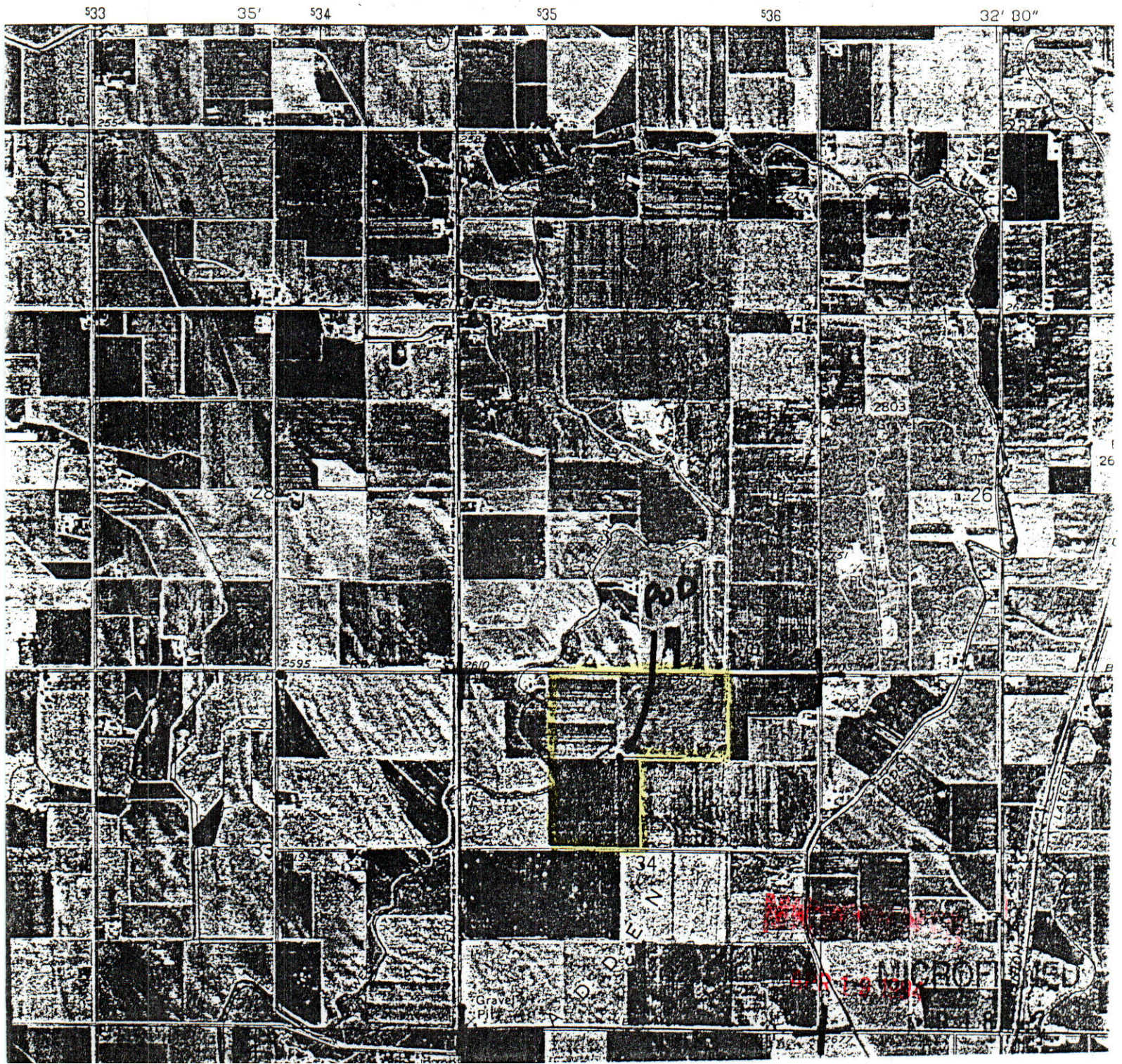
Notary Public for Idaho
 Residing at Nampa

MY COMMISSION EXPIRES
 JUNE 21st, 1997

A63-03181

T2N R2W

ES

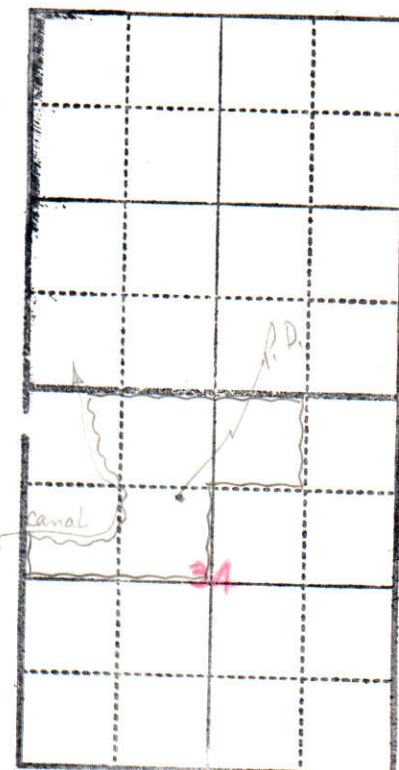


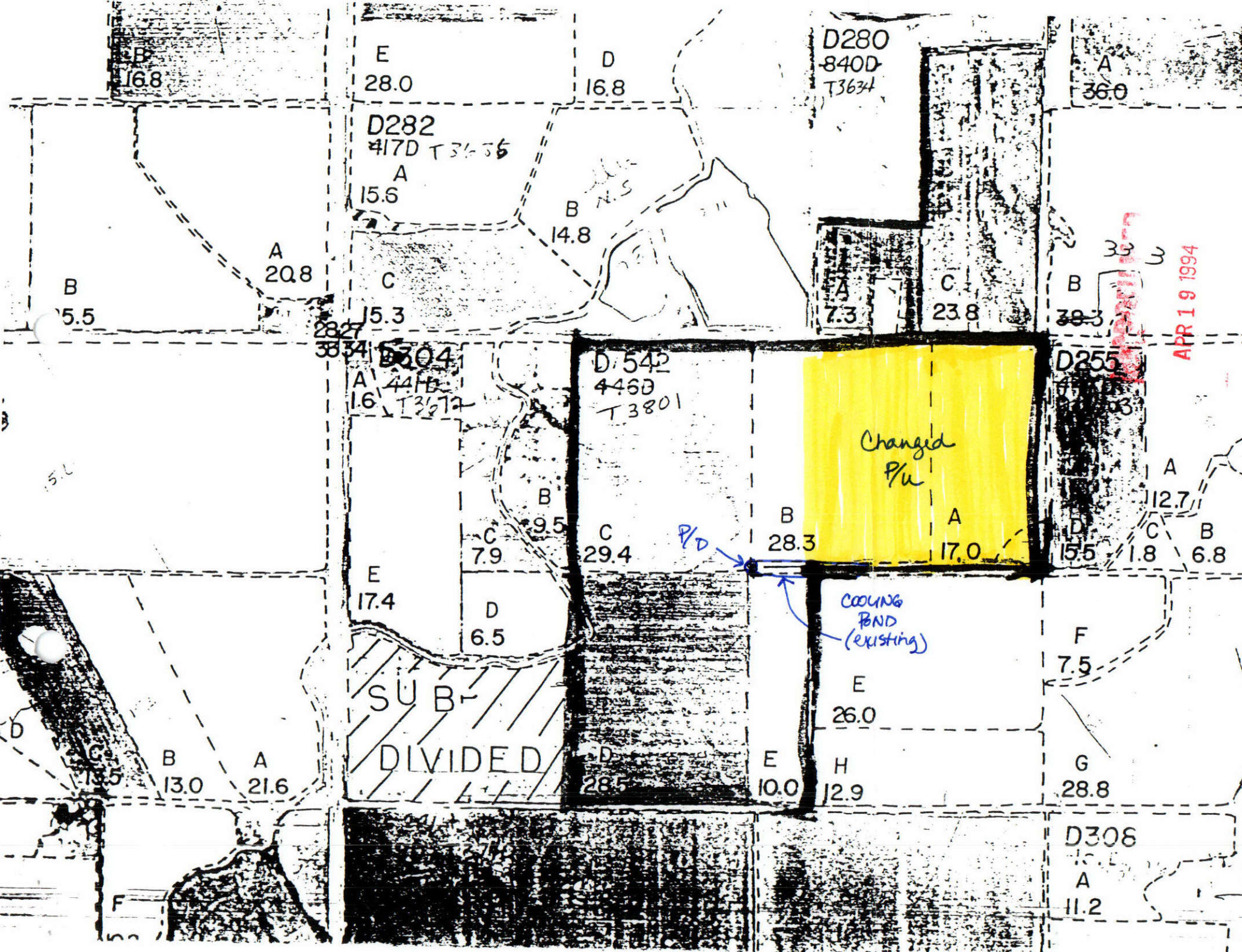
62-3181

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

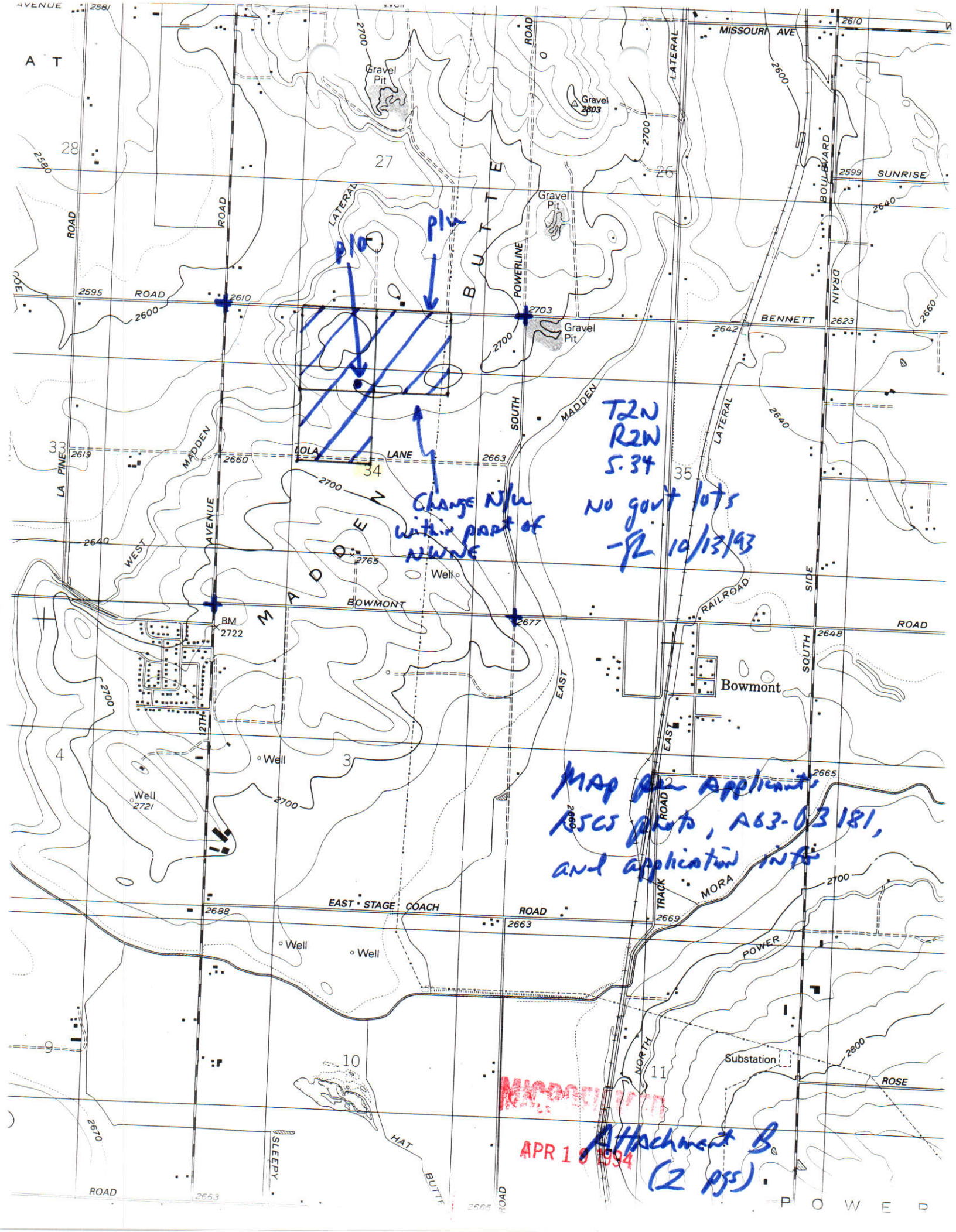
Application No. G- 36442
Permit No. G- 28465
District No.

1. Name of Applicant: Wesley R. Schöber
Postoffice address: Rt. #4, Nampa County: Canyon State: Idaho
2. Quantity of water claimed:
 - (a) Rate of withdrawal in cubic feet per second 3.0 or Idaho
Miners' inches 150 or gallons per minute
 - (b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE 1/4 of the NW 1/4 of Section 34
Twp. 2 N , Rge. 2 W , B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
 - (a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
 - (b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and sprinkler system
8. Estimated cost of works: \$ 20,000
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
 - I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
 - II. The financial resources of the applicant are (a) Cash onhand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none
 - (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
 - (b) 3.0 (cubic feet per second, inches or gallons per minute) is for new lands.





APR 19 1994



T2N
R2W
S.34
No govt lots
- PL 10/13/93

Change N/W
within part of
NWNE

Map per Applicant
NCS photo, A63-03181,
and application into

APR 10 1994

Attachment B
(2 pgs)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4234
WATER RIGHT NO. 63-03181

This is to certify that: **LARRY WHEATON**
4101 GEKELER BOX 5346
BOISE ID 83705

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>
IRRIGATION	03/15 to 11/15	1.22 CFS	472.5 AF
COMMERCIAL	03/15 to 11/15	0.14 CFS	13.2 AF
HEATING	03/15 to 11/15	0.02 CFS	9.7 AF
	Totals	1.38 CFS	495.4 AF

SOURCE

GROUNDWATER

Priority: 02/11/1960

LOCATION OF POINT(S) OF DIVERSION:

NENW , Sec. 34, Township 02N, 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>
02N	02W	34	NWNE 26	NENW 40	SENW 39	105
Total number of acres irrigated:						105

PLACE OF USE: COMMERCIAL, same as IRRIGATION use

PLACE OF USE: HEATING, same as IRRIGATION use

CONDITIONS/REMARKS:

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

RECORDED

APR 19 1994

TRANSFER NO. 4234
WATER RIGHT NO. 63-03181

CONDITIONS/REMARKS:

3. 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.
4. 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.
5. Commercial use is for greenhouses.

Dated this 4th day of April, 1994

J. Glen Saylor
Chief, Water Alloc. Bureau

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APR 19 1994

RECEIVED

OCT 08 1993

Page 1 of 5STATE OF IDAHO
DEPARTMENT OF WATER RESOURCESTransfer No. 4234

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

Name of applicant Larry Wheaton Phone 385-0223
Post Office address (Box 5346) 4101 Geckeler Boise ID 83705

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 To change a portion of irrigation use under the right to commercial and heating use, for the implied season of use. (See remarks)

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>63-03181</u> | <u>2/11/1960</u> | <u>1.22</u> | <u>IRR</u> | <u>3/15</u> to <u>11/15</u> |
| | | <u>.14</u> | <u>HEAT</u> | <u>3/15</u> to <u>11/15</u> |
| | | <u>.02</u> | <u>COMM</u> | <u>3/15</u> to <u>11/15</u> |
| | | | | to _____ |
2. Total amount of water being transferred 1.38 cubic feet per second and/or 535.5 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
		NE	NW	34	2N	2W	Canyon	

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	
2N	2W	34		C															
		34		26			40		39										105

Total acres 105

PART 1

6. General Information:

- a. Description of diversion system Existing geothermal well, cooling pond. A portion of flow will be routed through pipelines for soil warming and space heating in greenhouses, propagation ponds & one residence/office. All discharge collected and re-used as irrigation water.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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. Attachment A
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
40 acres removed from conventional agriculture and dedicated to the propagation of native plant materials. 14 acres of the 40 will be retired for heating and commercial uses; an undetermined acreage will be withheld in favor of new application for permit for winter use on same project. Balance will be retained as irrigation within the tract.
- d. Remarks: All ponds will be constructed on previously irrigated land.

No Season specified, original license. Am using 3/15-14/15 Standard.
See Supplemental application for permit No. 63-12064.
See use calculations, attached.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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

Witness my hand this _____ day of _____, 19 _____

RECEIVED
APR 19 1994

APR 19 1994

PART 2

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-03181

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>* DIVERSION RATE</u>
IRRIGATION	to	1.38 CFS

SOURCE

GROUNDWATER

Priority: 02/11/1960

LOCATION OF POINT(S) OF DIVERSION:NENW , Sec. 34, Township 02N, Range 02W
CANYON CountyPLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
02N	02W	34	NWNE 40	NENW 40	SENW 39	119
Total number of acres irrigated:						119

CONDITIONS/REMARKS:

* not specified in license, assumed 3/15-11/15

Proof of Ownership of lands when irrig. will be changed - SEE ATTACH A

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 (2 maps)

APR 19 1994

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

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Heating	.14, 13.2	105 days	3/15 to 11/15
	Commercial	.02	intermittant,	3/15 to 11/15

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

Discharge to collection ponds to be re-used for commercial
irrigation uses. No overflow anticipated.

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

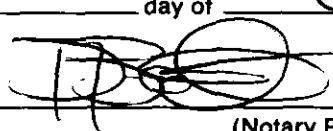
No effect. Use within historical season of use.

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

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

Subscribed and sworn to before me this 8th day of OCTOBER, 19 93.

(Signature of Applicant)



(Notary Public)

My commission expires 5-15-95

FOR DEPARTMENT USE ONLY

Transfer contains 5 pages and 3 attachments

Received by CJT Date 10/8/93

Protest filed by _____

Prelim. check by SL Fee 50-

W016843

Received by SL Date 10/8/93

Published in Press Tribune

Copies of protest forwarded by _____

Pub. dates 10-20 & 27-93

Hearing held by _____ Date _____

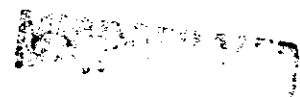
Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

_____ rec'd. _____

by _____

Copy of transfer sent to lien holder _____



APR 19 1994

State of Idaho
Department of Water Resources

I am the lien holder on the property described as the N.E.
1/4, of the N.W. 1/4 of Section 34, Twp 2N, Range 2W in Canyon
County, Idaho.

It is agreeable with me to change a portion of the
irrigation use to commercial and heating use.



Erik Bowman *
Signature of Lien Holder

Subscribed and sworn to before me this 8th day of October, 1993

Erik Bowman
Notary Public

My Commission expires 5-15-97

*

Dr. Erik Bowman per telecon with Applicant 10/13/93 JR

RECORDED

APR 19 1994

Attachment A
(3 ps.)

WARRANTY DEED

KGW
JEW

FOR VALUE RECEIVED, ERCIL R. BOWMAN, JR. and COLLEEN G. BOWMAN, husband and wife, the Grantors, do hereby grant, bargain, sell and convey unto LARRY E. WHEATON and KARI G. WHEATON, husband and wife, the Grantees, of 100 E. Braemere, Boise, Idaho 83702, the following described premises, situated in Canyon County, State of Idaho, to-wit:

The Northwest Quarter of the Northeast Quarter and the East Half of the Northwest Quarter of Section 34, Township 2 North, Range 2 West, Boise Meridian, Canyon County, Idaho;

Together with all water, water rights, ditches and rights-of-way for ditches appurtenant thereto or in anywise appertaining;

SUBJECT to taxes and assessments for the year 1992 and all subsequent years.

TO HAVE AND TO HOLD the said premises, with its appurtenances, unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 31st day of December, 1992.

Ercil R. Bowman Jr.

Colleen G. Bowman

RECEIVED

OCT 14 1993

WATER RESOURCES
WESTERN REGION

RECEIVED

APR 19 1994

STATE OF IDAHO)
County of Canyon) ss.

On this 31st day of December, 1992, before me, the undersigned, a Notary Public in and for said State, personally appeared **ERCIL R. BOWMAN, JR. and COLLEEN G. BOWMAN, husband and wife**, known to me to be the persons whose names are subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal the day and year in this certificate first above written.



Wm. S. Dyer
Notary Public for Idaho
Residing at Nampa, Idaho
My commission expires: 5-15-97

9300555

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'93 JAN 11 AM 11 53

NEL

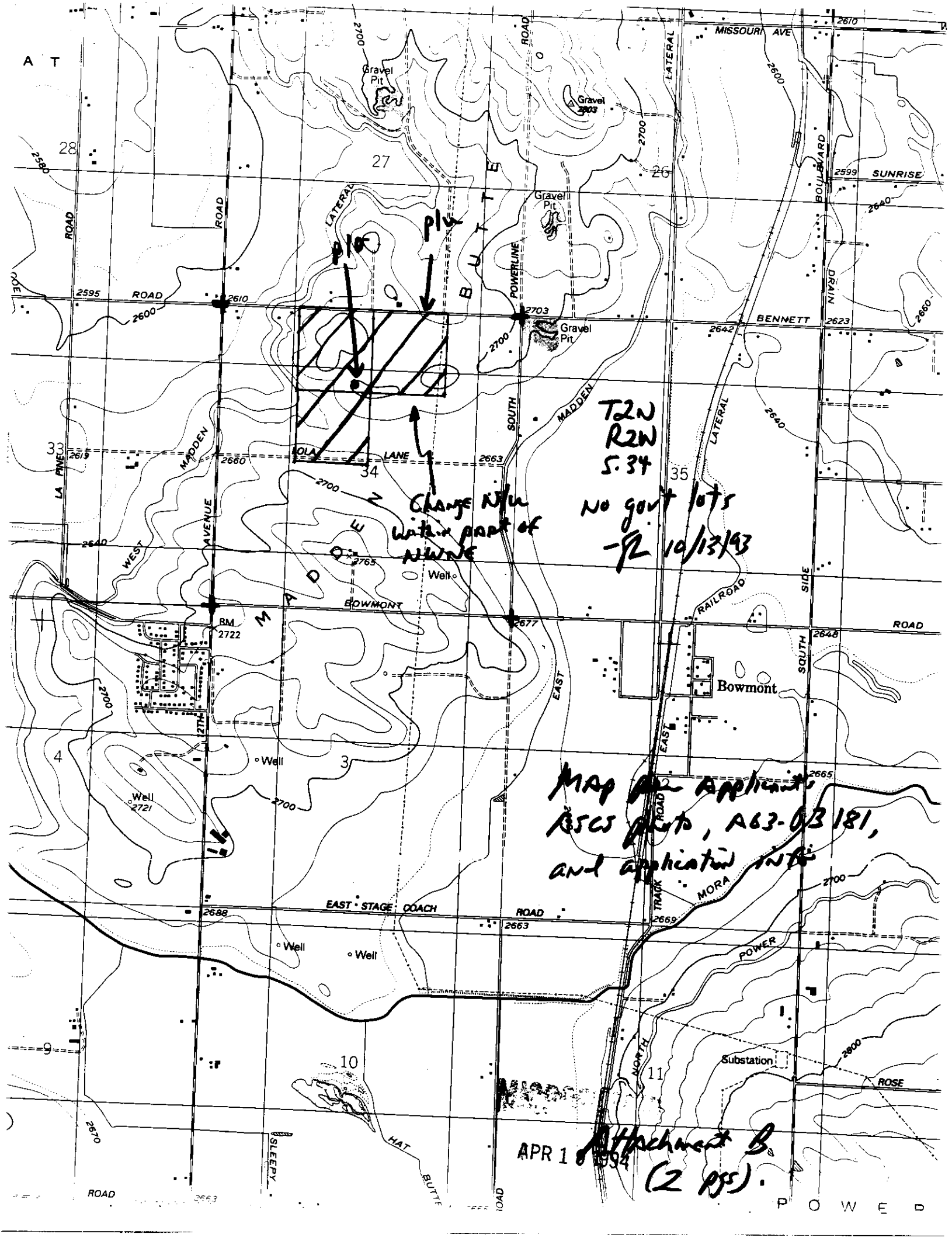
CANYON CNT. RECORDER
BY C. Smith

PIONEER - NAMPA

REQUEST
TYPE Deed FILE 6

Microfilm

APR 19 1994



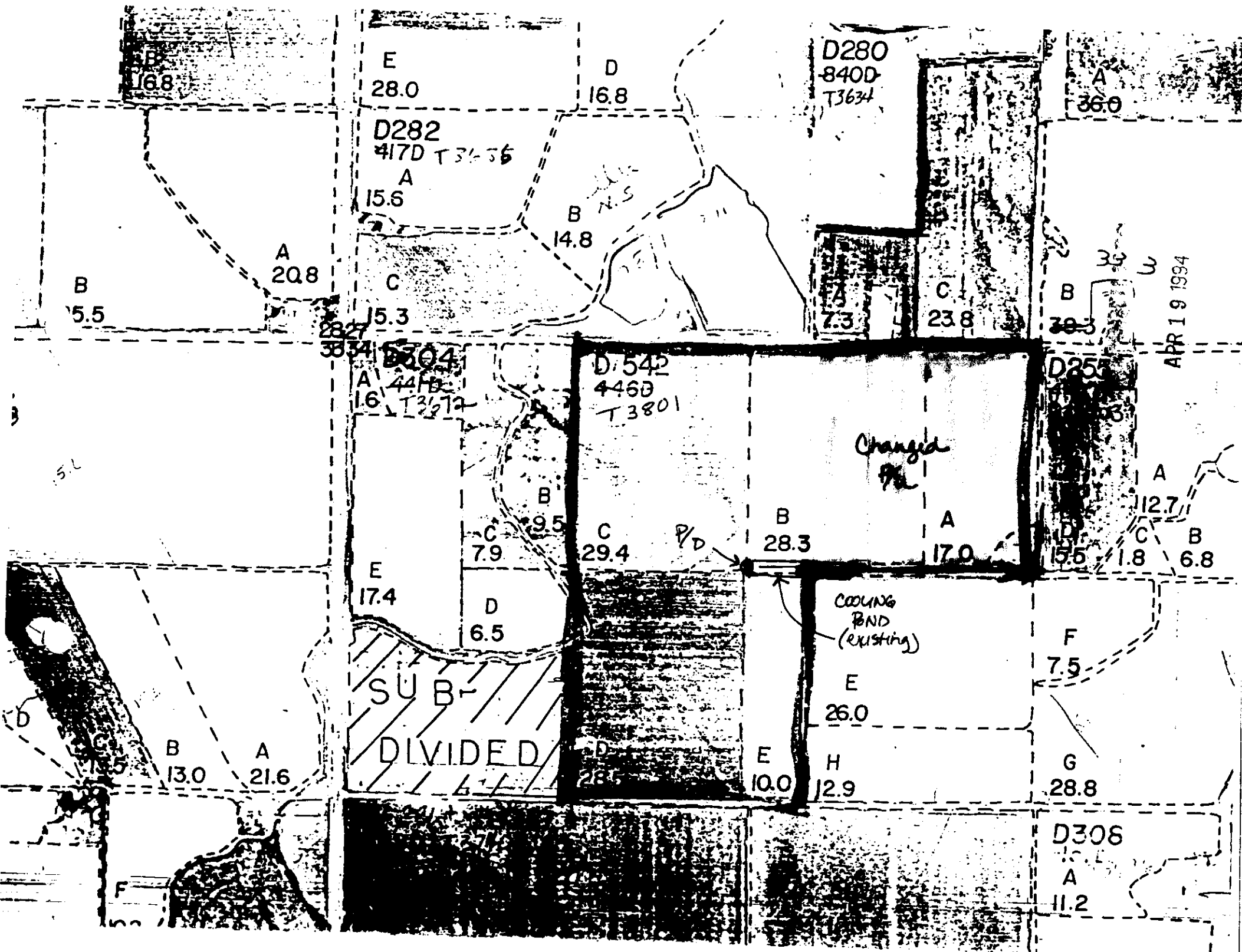
T2N
R2W
S.34
No govt lots
-FL 10/13/93

Change N/W 1/4
with part of
NW 1/4

Map for Applicant
BSCS plots, A63-03181,
and application info

APR 1 1994
Attachment B
(2 pgs).

P O W E R



63-3181 Proposed uses:

1.38 cfs 535.5 AFA
40 ACRES: ~~2.8~~ cfs, 180 AFA
0.11 cfs/acre
0.46

Greenhouses/Hot frames

$$\begin{aligned} A &= 27,200 \text{ ft}^2 (.62 \text{ ac}) \\ e &= 1.11 \text{ poor} \\ S &= 105^\circ \text{F} \\ T_i &= 62^\circ \text{F} \\ T_o &= 4^\circ \text{F (avg)} \end{aligned}$$

1. Design Heat Load:

$$\begin{aligned} E &= [e \cdot \Delta T] A \\ &= [1.11 \cdot 58] 27,200 = 1,751,136 \text{ BTU/hr} \end{aligned}$$

2. Temperature Drop Across System

$$\begin{aligned} \Delta T_s &= (0.3)(S - t_a) \\ &= (0.3)(105 - 62) = 12.9 \end{aligned}$$

3. Flow rate required

$$\begin{aligned} Q &= E / 500(\Delta T_s) \\ &= 1,751,136 / 500 \cdot 12.9 = 271.5 \text{ gpm} = .46 \text{ cfs} \end{aligned}$$

VOL -
.60 cfs x 210 x 1.9835 = 249.9 AFA
based on
8 mos.

178.5
based on
5 mos

Ponds: 34 @ 20x60x2 = 1.87 AF

Water 62° 34 x 20x60 = .93 acre x 3.3 AFA = 3.3 AFA
Cover ~ 11/1 to 3/15 what flow for maint?
House/office

$$\begin{aligned} A &= 3500 \text{ ft}^2, 2 \text{ Story} \\ e &= .28 \text{ best} \\ S &= 105^\circ \text{F} \\ T_i &= 70^\circ \text{F} \\ T_o &= 4^\circ \text{F} \end{aligned}$$

$$\begin{aligned} \text{VOL} \\ .02 \times 210 \times 1.9835 &= 8.3 \text{ AFA (8 mos)} \\ .02 \times 150 \times 1.9835 &= 6.0 \text{ AFA (5 mos)} \end{aligned}$$

1. Design Heat Load

$$\begin{aligned} E &= [e \cdot \Delta T] A \cdot 0.8 = \\ &= [.28 \cdot 35] 3500 \cdot 0.8 = 51,744 \end{aligned}$$

2. Temp Drop Across System

$$\begin{aligned} \Delta T_s &= (0.3)(S - T_i) \\ &= (0.3)(35) = 10.5 \end{aligned}$$

3. Flow REQ $Q = E / 500(\Delta T_s) = 51,744 / 500(10.5) = 9.9 = .02$

APR 19 1994

Attachment C
(4 pgs.)

(SEE BASE CALCULATIONS, NEXT PAGE)

Transfer 63-3181 Commercial uses 3-15 to 11-15

HEATING

by 3/15, flows for heating estimated @ 20% of winter requirements, or .12 cfs.

by 4/15 flows estimated to 5% of winter requirement, or .03 cfs. (also for 10/15 to 11/15)

REQ VOL for heating in greenhouses

$$3/15 \text{ to } 4/15 \quad .12 \times 30 \text{ days} \times 1.9835 = 7.1 \text{ AF}$$

$$4/15 \text{ to } 6/1 \quad .03 \times 45 \text{ days} \times 1.9835 = 2.7 \text{ AF}$$

$$10/15 \text{ to } 11/15 \quad .03 \times 30 \text{ days} \times 1.9835 = 1.8 \text{ AF}$$

11.6 AF

$$11.6 / 4.5 = 2.3 \text{ acres based on volume}$$

max flow $\rightarrow .12 / \frac{.0115}{.0115} = 10.3 \text{ acres based on flow}$

REQ VOL for heating in dwelling

$$3/15 \text{ to } 6/1 \quad .02 \times 40 \text{ days} \times 1.9835 = \text{1.6 AF (avg)}$$

$$1.6 / 4.5 = .4 \text{ acres based on volume}$$

$$.02 / \frac{.0115}{.0115} = 1.7 \text{ acres based on flow}$$

PONDS

~ .02 cfs maintenance flowthrough

$$\text{1 acre surface area} \times 3.5 \text{ AFA consumptive loss} = 3.5 \text{ AF @ .02 cfs.}$$

$$3.5 / 4.5 = .8 \text{ acres based on volume}$$

$$.02 / \frac{.0115}{.0115} = 1.7 \text{ acre based on flow.}$$

TOTAL ACREAGE OUT (using higher of requirements)

$$= 13.7 \text{ acres, } .1 \text{ cfs, } 61.7 \text{ AFA}$$

APR 19 1994

SUMMIT COMPANY
1906 RAIN TREE DRIVE
BOISE, IDAHO 83712

208-338-5400

September 28, 1993

Ms Cindy Hodges
Dept of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705

Dear Ms Hodges:

Pursuant to our conversation last week regarding application for conversion of the water permit from irrigation to commercial for Larry Wheaton's property, I have outlined below the information you requested as per attached sheet. As you may recall, we are going to be setting up a nursery for propagation and growing of wetland and riparian plants and trees. The square footage figures for the Quonset Houses and Hot Frames are approximate for phase one of the project. It is expected that, as the business matures, phase two and three will have expansions of equal proportions to phase one. It is difficult to, more precise at this juncture.

Greenhouse: *b*

- A. Approximate ft/2 under Quonset: 20,000
- B. Approximate ft/2 under hot frames: 7,200
- C. Source Temperature: 105 degrees F
- D. Maintenance Temperature: 62 degrees F
- E. Approximate ft/2 outdoor propagation/storage area: 2 acres

House:

- A. ft/2 floor space: 3,000, two story
- B. Construction type: wood frame conventional
- C. Office space: 500 ft/2

Irrigation requirements:

- A. Ponds, size: 34 ponds, 20 ft ~~24~~ 60 ft, 2 feet deep, sealed with 4" bentonite bottoms, covered in winter with plastic covers and

APR 19 1994

Ms Hodges
September 28, 1993
Page 2

ebb & flow control with ball valves to regulate temperature and thus volume. Water conservation is a primary goal.

- B. Evidence of consumptive water use: difficult to estimate at this juncture.

All waste water will be collected in a pond, estimated size: 2 acres surface area, average depth 8 to 10 feet.

The assessors parcel numbers for the property are: 4R29938, and 4R29939.

Should you have any additional questions please give me a telephone call at the above number. Mr. Wheaton and I are pleased to cooperate with your office to process this application.

Yours truly,

John Steinbacher

John Steinbacher

Attachments

APR 19 1994

State of Idaho
License and Certificate of Water Right

Water License No. G-28465 Amount 1.38 c.f.s.
Water District No. _____ Priority Feb. 11, 1960

THIS IS TO CERTIFY that WESLEY R. SCHOB
of Nampa, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 11, 19 60; that Permit No. G-28465
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.38 second feet, was issued thereunder on June 19, 19 63, showing that said works
were completed on the 28th day of March, 19 63; and that on the 28th
day of March, 19 63,

WESLEY R. SCHOB
of Nampa, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
, a tributary of subterranean flow, for the purpose of irrigation
, under Use Permit No. G-28465 of the Department of Reclamation
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 State Reclamation Engineer of Idaho and entered of record in Volume
12 of Licenses at page 7596, on the 19 day of June, 19 63;

The right hereby confirmed dates from February 11, 19 60;
The Point of Diversion is located
in the NE 1/4 NW 1/4, Sec. 34, Tp. 2 N., R. 2 W., B. M. Canyon County

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 1.38 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	2 W.	34	NW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	39
			Total number of acres to be irrigated:		119

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 State Reclamation Engineer, affixed at Boise, Idaho, this
19th day of June, 19 63.

(SEAL) RALPH W. THOMAS
Deputy State Reclamation Engineer.

State of Idaho

License and Certificate of Water Right

Water License No. G-27690Amount 3.28 c.f.s.

Water District No. _____

Priority Dec. 31, 1958

THIS IS TO CERTIFY that G. S. BROTHERTON - Assignee - SAMUEL A. CLARK, Jr.
 of Jerome, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated December 31, 1958; that Permit No. G-27690
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
 3.28 second feet, was issued thereunder on June 19, 1963, showing that said works
 were completed on the 21st day of September, 1962; and that on the 21st
 day of September, 1962,

SAMUEL A. CLARK, Jr.

of Paul, State of Idaho, made proof to the satisfaction of the
 State Reclamation Engineer of Idaho, of the right to use the waters of a well
 a tributary of subterranean flow, for the purpose of irrigation
 under Use Permit No. G-27690 of the Department of Reclamation
 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 State Reclamation Engineer of Idaho and entered of record in Volume
 12 of Licenses at page 7595, on the 19th day of June, 1963;
 The right hereby confirmed dates from December 31, 1958;

The Point of Diversion is located
 in the SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 23, Tp. 6 S., R. 21 E., B. M. Lincoln County

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 3.28 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated	
6 S.	21 E.	22	NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	20	
			SW $\frac{1}{4}$ NE $\frac{1}{4}$	40	40	
			SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	38	
			N $\frac{1}{2}$ SE $\frac{1}{4}$	80	80	
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	40	
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	39	
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	10	
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	30	
			S $\frac{1}{2}$ SE $\frac{1}{4}$	80	80	
			SW $\frac{1}{4}$	160	160	
		26	W $\frac{1}{2}$ NW $\frac{1}{4}$	80	80	
			27	NE $\frac{1}{4}$ NE $\frac{1}{4}$	40	40
				NW $\frac{1}{4}$ NE $\frac{1}{4}$	40	30
				SE $\frac{1}{4}$ NE $\frac{1}{4}$	40	30
Total number of acres to be irrigated:					717	

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 State Reclamation Engineer, affixed at Boise, Idaho, this
 19th day of June, 1963.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

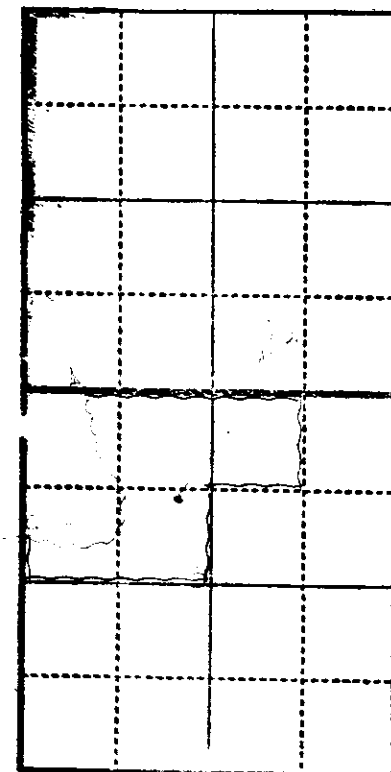
(SEAL)

62-3181

APPLICATION FOR PERMIT To Appropriate the Subterranean Waters of The State of Idaho

Application No. G- 36442
Permit No. G- 28465
District No.

1. Name of Applicant: Wesley R. Schöber
Postoffice address: Rt. #4, Nampa County: Canyon State: Idaho
2. Quantity of water claimed:
(a) Rate of withdrawal in cubic feet per second 3.0 or Idaho
Miners' inches 150 or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Subterranean
4. Location of point of diversion or well is in the SE 1/4 of the NW 1/4 of Section 34
Twp. 2 N , Rge. 2 W , B.M., County of Canyon
5. Water is to be used for: Irrigation
6. If for municipal, industrial or recreational purposes, give:
(a) Point of use of water is in the 1/4 of the 1/4 of Section , Twp.
Rge. , B.M.
(b) Waste water or sewage effluent is to be returned to
at a point in the 1/4 of the 1/4 of Section , Twp. , Rge. , B.M.
7. Kind of works: Well, pump and sprinkler system
8. Estimated cost of works: \$ 20,000
9. (a) Is reservoir to be used? No
(b) Capacity of reservoir:
10. The time required for the completion of such work and complete application of the water to the proposed use is 5 years.
11. If applicant is a corporation, give:
I. (a) Date and place of incorporation:
(b) Amount of capital stock: \$ (c) Amount paid in: \$
(d) Names and addresses of directors:
II. The financial resources of the applicant are (a) Cash on hand: \$
(b) Treasury stock: (c) Bonds to be issued:
(d) Other resources:
12. The land to be irrigated is described in the following tabulation:
13. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: none



- (a) (cubic feet per second, inches or gallons per minute) of the water herein applied for is to be supplemental to the existing water rights.
- (b) 3.0 (cubic feet per second, inches or gallons per minute) is for new lands.

Remarks:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

s/ Wesley R. Schober Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 3:30 P.M. February 11, 1960

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 28465

Recorded in Book 100 Page 28465 Approved February 17, 1960

This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and hereby approve the same, subject to the following limitations and conditions:

Bond in the sum of \$ to be filed on or before

Work to begin on or before and to continue diligently and uninterruptedly to completion, unless temporarily interrupted by circumstances over which the permit holder has no control.

One-fifth of the work above specified to be completed on or before August 17, 1962

The whole of said work to be completed and beneficial use of water appropriated in accordance herewith, to be made and proofs offered on or before February 17, 1965

Witness my hand this 17th day of February, 1960

s/ GEO. N. CARTER
STATE RECLAMATION ENGINEER.

IN TESTIMONY WHEREOF, We, ROBERT E. SMYLLIE, Governor of the State of Idaho, and ARNOLD WILLIAMS, Secretary of State of the State of Idaho, have caused this instrument to be executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 17th day of February, 1960.

Countersigned:

STATE OF IDAHO

(SEAL)

By s/ ARNOLD WILLIAMS

By s/ ROBERT E. SMYLLIE
Governor

Secretary of State.

12.

Twp.	Range	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	
2 N	2 W	34	40				40	11	24	40									155
APPLICATION FOR AMENDMENT POINT OF DIVERSION Permit No. G-28465																			
Comes now WESLEY R. SCHOBBER and represents to the State Reclamation Engineer of the State of Idaho:																			
That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho, No. G-28465.																			
That the point of diversion is described in said permit as being located: SE 1/4 NW 1/4, Sec. 34, Twp. 2 N., Rge. 2 W.																			
B. M.																			
That he now requests that the point of diversion be changed to a point located NE 1/4 NW 1/4, Sec. 34, Twp. 2 N., R.																			
2 W., B. M.																			
That the reason for desiring to make such change is as follows: This location was much closer to the power line.																			
That no one will be injured by such change, and that such change will be made at Permit Holder's own risk.																			
Signed at Boise, Idaho, this 24th day of June, 1960.																			
s/ WESLEY R. SCHOBBER																			
Date of Receipt at Department of Reclamation: June 24, 1960.																			
APPROVAL OF STATE RECLAMATION ENGINEER																			
I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, hereby approve the above and foregoing application for amendment to Permit to appropriate the Public Waters of the State of Idaho, No. G-28465. This approval constitutes a new permit and is issued as an amendment to the original permit to which it refers and of which it becomes a part, and said application is approved only insofar as the rights of others will not be adversely affected thereby.																			
s/ GEO. N. CARTER State Reclamation Engineer																			
Recorded: July 5, 1960																			

Permit No. G-28465
 CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that WESLEY R. SCHOBBER of Nampa, County of Canyon, and State of Idaho, the holder of Permit No. G-28465, issued upon Application No. G-36442, bearing date of priority of February 11, 1960, authorizing the diversion of 3.0 second feet of waters of a well, County of Canyon, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.38 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NE $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 34, T. 2 N., R. 2 W., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

119 acres in NW $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 34, T. 2 N., R. 2 W., B. M.

Witness my hand this 19th day of June, A. D. 1963.

Proof of Completion of Works Made: March 28, 1963

s/ RALPH W. THOMAS
 Deputy State Reclamation Engineer

LICENSE ISSUED FOR 1.38 SEC. FT.
page 7596



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 4, 1994

LARRY WHEATON
4101 GEKELER BOX 5346
BOISE ID 83705

RE: Transfer of Water Right No. 63-03181

Dear Water Right Holder(s):

Enclosed is a copy of your approved Application for Transfer of the above referenced water right (Transfer No. 4234). Please be sure to thoroughly review the "CONDITIONS/REMARKS:" as listed on the transfer.

Sincerely,

A handwritten signature in black ink, appearing to read 'Jim Johnson', written over the typed name and title.

JIM JOHNSON
Water Rights Supervisor

JJ:dc

Enclosure

APR 19 1994

MEMORANDUM

TO: FILE 63-03181

FROM: PAM SKAGGS/STATE OFFICE *sk*

SUBJECT: TRANSFER NO. 4234

DATE: March 31, 1994

=====

Transfer No. 4234 was filed to change a portion of the Irrigation use to Commercial and Heating. No change occurs to the place of use, point of diversion, or season of use. Application for Permit No. 63-12064 covers these uses during the non-irrigation season.

A thorough review of the commercial and heat requirements was made identifying the defining parameter of the uses as rate of diversion. A total of 0.16 cfs is required for the new uses, which translates to a reduction of 14 acres irrigation.

$$\begin{aligned} 1.38 \text{ cfs} / 119 \text{ acres} &= 0.01159 \text{ cfs per acre} \\ 0.16 \text{ cfs} / 0.01159 &= 13.8 \text{ or } 14 \text{ acres} \end{aligned}$$

Volume was not assigned on the original license, so the standard 4.5 af/acre was used. Total diversion volume for irrigation of 119 acres equals 535.5 afa while the total diversion volume with the changed uses equals 495.4 af. Consumptive volume is also reduced from 49.0 af for 14 acres of irrigation to 3.5 af for the acre pond. No consumptive use is associated with the heating use.

No expansion occurs through this transfer, the net result will be a reduction in consumptive use.

Recommended conditions include irrigation overlap and standard transfer conditions.

RECEIVED

APR 19 1994

TRANSFER REVIEW SHEET

Transfer # 4234

Date Reviewed 03-30-94

Right(s) 63-03181

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 covers changed Acres - All QAs

Transfer ☒ All of Right Portion of Right (Part B)

Resulting Split(s) NONE

Check Transfer Against Right

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) NA Pertinent Conditions (13) NO Expansion

(2) Change portion of Rt. to COMM & HEAT

(3) No Season on License - Use Standard

(8) Reduce Acres in NWNE

Commercial VOL = .02 cfs (Maintenance Flow) x 245 x 1.9835 = 9.7 af MAX

Change in Nature of Use Summary - Reduce IRR 119-105 = 14 Acres Out

Rate 14 Acres = .16 cfs VOL = 63 af CV = 49 af

New Uses = Heat .14 x .16

13.2 x 22.9

COMM .02 x .16

9.7

3.5 (App. 1 Acre Pond)

Difference

-0

+40.1

+45.5

IRR > HEAT + COMM

Transfer Remarks COMM/Greenhouses

Conditions R32, T07, T08, T09

Database/Processing Notes T file

Database Updated 4-5-94

WR0749NP
No. T63-03181

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/31/94
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	LARRY WHEATON 4101 GEKELER BOX 5346 BOISE ID 83705 (208) 385-0223	02/11/1960	IRRIGATION COMMERCIAL HEATING	03-15 11-15 03-15 11-15 03-15 11-15	1.22 CFS 0.14 CFS 0.02 CFS	472.50 AFA 13.20 AFA 9.70 AFA
TOTAL DIVERSION:					1.38 CFS	495.40 AFA

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion: T02N R02W S34 NENW 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		
02N	02W	34	:			26		:			40		:					:						105.0
TOTAL ACRES																							105.0	

Place of use location for COMMERCIAL is the same location as described for: IRRIGATION

Place of use location for HEATING is the same location as described for: IRRIGATION

Pou County: CANYON

Other Water Rights with Same Point(s) of Diversion and Source:
63-03181 63-12064 P63-12064

Other Water Rights Listing Overlapping Place(s) of use:
63-03181

Conditions of Approval:

- 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 the lands above.
- T07 - The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
- T08 - 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.
- 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: Commercial use is for greenhouses.

Dates:	App. Received:	Priority Date:	02/11/1960
	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:

WR0749NP
No. T63-03181

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROFILE REPORT

DATE: 03/31/94
PAGE: 2

=====
Comments: Date: 10/06/1993 User-ID: HODGES Subject: TRANSFER NO. 4234
Transfer filed to change the nature of use of 14 acres in NWNE
Section 34 from irrigation to commercial and heating uses.
P/D and P/U will not be altered. Right as changed will be used
in conjunction with new application for permit for winter use
(11/16 to 3/14) on same project.

Audit: 10/06/93 HODGES 03/31/94 SKAGGS

STATE OF IDAHO DEPARTMENT OF WATER RESOURCES

TRANSFER ANALYSIS SHEET

ALSO SEE Appl. for Permit 63-12064

INITIAL REVIEW BY: *RL*APPLICANT *Larry Wharton*

1. Right number *63-83181*
2. Type of right: ☐ Decree ☒ License ☐ Claim
3. Purpose of transfer: ☐ Change of point of diversion ☐ Add diversion point(s) ☐ Change of place of use
☒ Change nature of use ☐ Other _____
4. Check:
 - a. ☒ Source ☒ Priority ☒ Amount ☒ Purpose ☒ Period of use ☒ SRBA claim
 - b. ☒ Description of original point of diversion.
 - c. ☒ Description of original place of use.
5. Amount of land &/or water transferred:
 - a. ☒ All of right.
 - b. ☐ Part of right (NOTE! Part B should be filled in only if part of the right is owned by the applicant).
 - c. ☒ Check description of point(s) of diversion.
 - d. ☒ Check description of place of use.
 - e. ☒ Check map (shows p.d. and p.u. after transfer).
 - f. ☒ Check for correct signature, notarization, and fee.
 - g. ☒ Check proof of ownership of right &/or land from which water is transferred.
 - h. ☒ Check for expansion in use of right. Comments *SEE Attachment C: will dry up ~14 acres (13.7 actual); 13.7 (1.38/119) = .16 cfs & 13.7 (535/119) = 61.7 AF div. volume; greenhouse & multiple ponds*
 - i. ☒ Check for existing water rights from same source, on land water is being transferred to.
Right number(s) *NONE; but land also has irrig. district water* *cont. below ↓*
 - j. ☒ SRBA claim. Comments *Same as license so no need to include claim in advertising*
 - k. ☒ Is use within Water District? ☐ Yes ☒ No
If yes, what district? _____ Comment letter sent ☐ Yes ☐ No

FINAL PROCESSING REVIEW BY: *DW*

1. Watermaster recommendation requested on *N/A* Received on _____
2. Is transfer published correctly? ☒ Yes ☐ No
3. Protest received? ☐ Yes ☒ No *SRBA claim matches license*

RECOMMENDED ACTION

1. ☒ Approve
2. ☐ Deny
3. Conditions* _____
4. By *DW* Date *11/22/1993*

*All uses within Water Districts require special conditions.

will occur on 14 acres retired in NUNE. Total storage during irrig. season covered by 1.38 x 1.9835 = 2.7 AF/day (SEE Comments in Appl. 63-12064) so don't need storage as use in transfer. It is assumed that C.U. in greenhouse operation will not exceed traditional irrig. cons. use.

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: A63-03181
Date Received: 2/28/1990
Receipt No: W009801
Received By: 

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ERCIL BOWMAN 206-385-7589
Address: 240 WINDSHIP DR.
PORT TOWNSEND, WA 98368

Name: COLLEEN BOWMAN 206-385-7589
Address: 240 WINDSHIP DR.
PORT TOWNSEND, WA 98368

2. Date of Priority: FEB 11, 1960

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

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

5. Description of diverting works:
WELL, 75 HP PUMP, PIPELINE, SPRINKLERS, DITCH

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.380		

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

8. Total consumptive use is 416.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A63-03181

Page 1

Date: 02/28/90

RECEIVED

APR 19 1994

MICROFILMED

MAR 1 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	02W	34	NW	NE		IRR	40.0
			NE	NW		IRR	40.0
			SE	NW		IRR	39.0
						Section Acres	119.0
						Total Acres	119.0

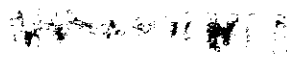
11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
IRRIGATION DISTRICT WATER

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 28465



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): *Paul Brown* Date: *2/28/90*

Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 28th day
of Feb 19 90

Michael Gene Gibson
Notary Public

Seal

Residing at Boise, Idaho
My Commission Expires 9-2-1994

A63-03181

T2N R2W

ES



NOTICE OF PROPOSED CHANGE
WATER RIGHT NO.
63-03181

Notice is hereby given that Larry Wheaton of Boise, Idaho has applied to the Department of Water Resources to change the Nature of Use of the following described water right(s) to be changed pursuant to Section 42-222 of Idaho Code:

WATER RIGHT(S) AS RECORDED:

Basis	License
Date of Priority	Feb. 11, 1960
Source	Ground Water
Amount	1.38 cfs
Use	Irrigation from 3-15 to 11-15
Point of Div	NENW, S.34, T02N, R02W, Canyon County
Place of Use	NWNE, NENW, SENW, S.34, T02N, R02W (119 acres)

TO BE CHANGED AS FOLLOWS:

Amount	.16 cfs
Use	Heating (.14 cfs) and Commercial (.02 cfs) from 3-15 to 11-15
Place of Use	NWNE, S.34, T02N, R02W

Fourteen (14) acres in NWNE S.34 will not be irrigated to provide water for heating and commercial uses at greenhouses. The balance of the original right (1.22 cfs) will continue to irrigate 105 acres (no change in location of irrigated acres). Also, an unspecified number of additional acres (number to be determined at a later date) will cease being irrigated to provide consumptive use water for Application for Permit No. 63-12064 (greenhouse uses during non-irrigation season). Additional reduction in irrigated land will occur as right no. 63-12064 is developed.

Any protest against approval of the proposed change of water right application must be filed with the Department of Water Resources, Western Region, 2735 Airport Way, Boise, ID 83705 on or before

November 8, 1993.

R. Keith Higginson
Director

Published in the Boise-Tribune
on 10-20 and 10-27-93

RECORDED

APR 19 1994

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO)
) ss.
County of Canyon)

RECEIVED
NOV 02 1993

Betty A. Budock

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, (except Saturday) 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

Two Times
—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:

October 20, 27, 1993

Betty A. Budock

STATE OF IDAHO)
)
COUNTY OF CANYON)

On this 27th day of October in the year of 1993, before me, a Notary Public, personally appeared Betty A. Budock, 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.

APR 19 1994

Jeanne Lusk
Notary Public for Idaho
Residing at Nampa
MY COMMISSION EXPIRES
JUNE 21st, 1997

June 19, 1963

Re: Permit No. G-28465

Wesley R. Schober
Route #4
Nampa, Idaho

Dear Mr. Schober:

Enclosed are Certificate of Completion of Works
and License and Certificate of Water Right issued on Permit No.
G-28465.

Also enclosed is departmental receipt No. G-7953
in the amount of \$11.00 covering fees.

Very truly yours,

RALPH W. THOMAS, Deputy
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. certificates
receipt

28465

State of Idaho
DEPARTMENT OF RECLAMATION

Boise, Idaho
May 3, 1963

Re: Permit No. G-28465

Wesley R. Schober
Route #4
Nampa, Idaho

Dear Mr. Schober:

Our field engineer's report on his inspection of proof of completion of works and application of water to beneficial use under the terms of Permit No. G-28465 shows the well is (are) capable of conveying 69 miner's inches, or 1.38 c.f.s. of water for the irrigation of 119 acres.

Upon receipt of the statutory fees, totaling \$ 11.00, which consists of a Completion of Works fee of \$ 5.00 and License and Certificate of Water Right fee of \$ 6.00 - based at the rate of \$2.00 for each 40-acre subdivision - we will issue the Certificate of Completion of Works and the License and Certificate of Water Right confirming the right, with priority of February 11, 1960 to the use of 1.38 second feet of subterranean water with the point of diversion in NE 1/4 NW 1/4, Sec. 34, for the irrigation of 119 acres in NW 1/4 NE 1/4, E 1/2 NW 1/4, Sec. 34, T. 2 N., R. 2 W., B. M.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

28465-1

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-28465

This proof is for Completion of Works & Beneficial Use In Water District No. _____

1. Name of applicant: Wesley R. Schober

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the _____ of Section 34

T. 2 N R. 2 W.B.M. County of Canyon

4. Describe works as they exist, giving dimensions and capacities of same: 75 HP U.S. Hollowshaft Motor #1216567, Layne-Corley Pump #27514 (680 GPM @ 360' @ 1770 RPM)
Temp. 106° of well. 315' x 12" / 302' x 12" casing h: 135' - 6" discharge to 6" Gate Valve and 6" Check Valve to 3' x 12' steel horizontal tank - sand trap - 4" tee with 4" Gate Valve in discharge pipe between pump & 6" Gate Valve. This 4" pipe discharges into a 30' dia pond as sand trap when pump first starts. (dd - 50') - 200' x 6" culvert 10" bowls. 75 ft long

5. Water is used for: irrigation

6. State whether or not water has been turned into works of diversion: yes.

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

NW 1/4, NE 1/4, NW 1/4 Sec. 34., Twp. 2 N., Rge. 2 W.B.M.

Making a total of 155 acres

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks: Mr. Wesley R. Schober along

P.D. has been amended.

This examination was made on the 30th day of April, 1963

(Signed) Layne Johnson Examiner.

28465

INSTRUCTIONS TO EXAMINERS

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
MAY 1 1963

Department of Reclamation

315'x12"
307'x12"
11135'
100-310'x12"
250'x75'
Wesley R. Schober
Rt. #4, Nampa, Idaho
Permit No. G-28465

Examination for Completion of Works & Beneficial Use

County Canyon
Sec. 34 T.2N R.2 WBM
Quantity: 3.00 a.s.

Source: Well

P.D.: NE. NW, Sec. 34, T.2N. - R.2 WBM.

Use: Irrigation

Filed: Feb. 11, 1960

Due: Feb. 17, 1965

Extension: —

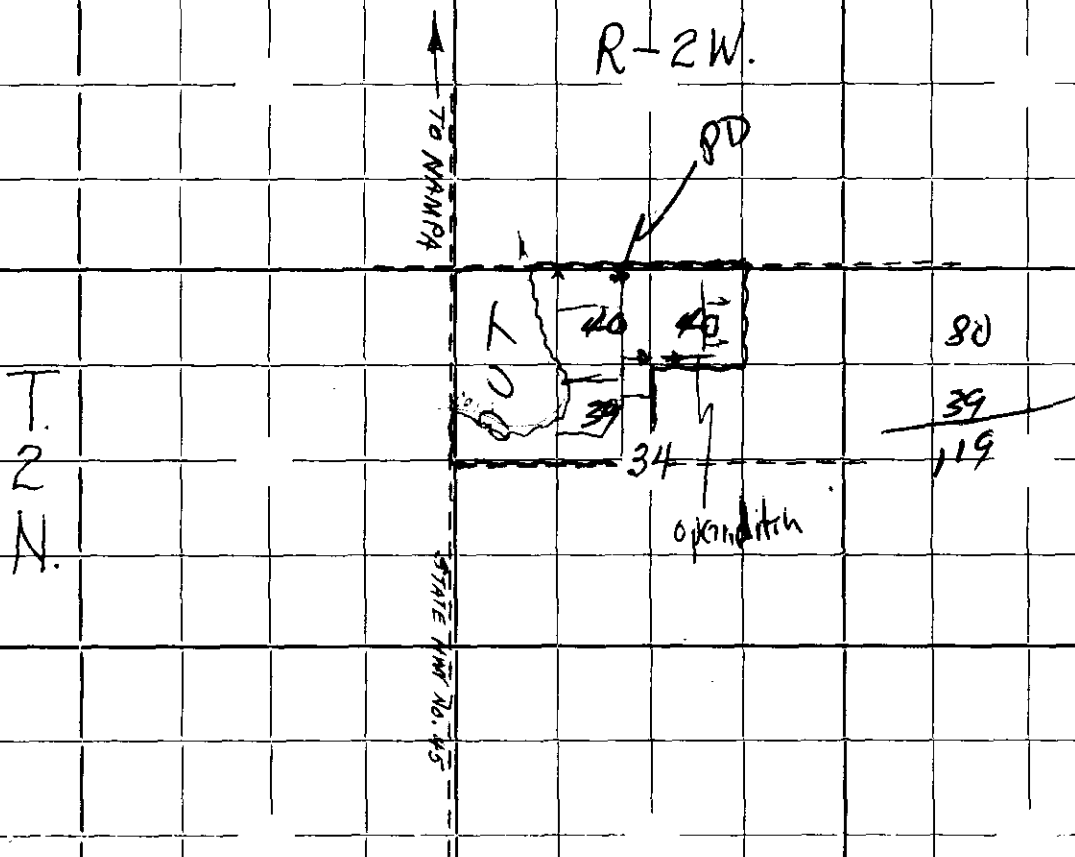
Protest: —

Completion of Works: —

Other Rights: none

0.2' ft. over 1' cippellite value = .30 cfs or 15 inches

82-3/16' depth @ 25th average pressure = 489.56 ft = 54 inches
 (597.6 ft) .2' over 1' cippellite
~~15 inches~~
 69 inches
~~54~~
 1.38 cfs



Subdivisions

3

AREA

119

Q

1.38 cfs or 69 inches

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-28465

REPORT ON PROOF OF Completion of Works & Beneficial Use

Wesley R. Schober, Rt. #4, Nampa, Idaho

1M April 1962

April 8, 1963

Re: Permit No.

B-28465

Wesley R. Schober
Route #4
Nampa, Idaho

Dear Mr. Schober:

We acknowledge receipt of the depositions of holder and two witnesses, also affidavit of publication in the Idaho Free Press, all submitted in proof of completion of works and beneficial use on Permit No. G-28465.

Before final action is taken in the matter, the law requires that a field examination be made by an engineer from this department.

We cannot tell just when this examination will be made, but our field engineer will try and contact you at the time he makes the examination so that arrangements may be made to show him over the grounds.

Very truly yours ,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:

28465

AFFIDAVIT OF PUBLICATION

STATE OF IDAHO,)
County of Canyon.) ss.

Jeanne Bruner
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 twenty-one years, and not a party to the above entitled action.

2. That I am the Principal Clerk of the Idaho Free Press, a daily, (except Sunday) newspaper published in the City of Nampa, 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 has been uninterruptedly published in said County during a period of seventy-eight consecutive week 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

Four times 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 2, 9, 16, 23, 1963

Jeanne Bruner

Subscribed and sworn to before me this

23rd day of March, 19 63

Edwin J. Larr
Notary Public, Residing at Nampa, Idaho.

MY COMMISSION EXPIRES JUNE 23, 1963

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

Permit No. G-28465

Proof of Application of Water to Beneficial Use
and Completion of Works
Deposition of Holder

Ques. 1. State your name, residence, occupation and postoffice address.

Ans. ☒ Wesley R. Schober, Route 4, Nampa, Idaho

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if a foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf.

Ans. ☐ not acting on behalf of corporation

Ques. 3. State number and date of permit, and date of priority you propose to establish under the permit.

Ans. ☒ G-28465, Feb. 17, 1960 date of Permit, ☒ February 11, 1960 priority date

Ques. 4. State source of water supply and give exact location of point of diversion.

Ans. ☐ subterranean, in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ of Sec. 34, Twp. 2 N. R. 2 W. B. M.,
County of Canyon, Idaho

Ques. 5. Describe your works of diversion, and state amount of water they are capable of conveying from point of diversion to place of use, and give name of canal or ditch or other works by which water is conducted to such place of use. If a well, state depth of well, depth and size of casing and depth to water. If pump is used, state discharge of pump and tell how it was measured or determined. If sprinkler irrigation, give number and size of nozzles and operating pressure.

Ans. Well depth 315 feet, 307 feet of 12 inch casing, depth to water, 135 feet.

Pump, 6 inch discharge, 100 sprinklers at 3/16th inch nozzle at 50 pounds pressure

75 hp electric motor and pump capable of pumping 700 GPM

Ques. 6. State for what purpose water is used and describe place of use. (If for irrigation, name each subdivision in which used, and number of acres in each subdivision that have actually been irrigated with said water.) State whether cultivated or natural meadow land and the nature of all improvements which have been made as a direct result of said use.

Ans. ☒ water is used for irrigation, in NW $\frac{1}{4}$ of NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$,

and SE $\frac{1}{4}$ of SW $\frac{1}{4}$ of Sec. 34, Twp. 2 N. Range 2W, Canyon County, Idaho, total of 120 acres,
now cultivated land, taken out of sagebrush in 1960

Ques. 6-a If this is a ground water permit, give name and address of person that drilled the well.

Ans. Cutler Drilling Co., Nampa, Idaho

28465

Ques. 7. If for other than irrigation purposes; state how applied, amount of horse power generated, etc.

Ans. for irrigation purposes

Ques. 8. What is the minimum amount of water required for the purpose specified above?

Ans.

Ques. 9. If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder.

Ans. original person

Ques. 10. State when, how, in what amount and to what extent the water diverted under above mentioned permit has been used.

Ans. 1960 started sprinkling the 120 acres and have sprinkled the entire 120 acres with said water each year since then, and will continue to do so.

Ques. 11. State when, how, in what amount and to what extent waters other than those diverted under the above mentioned permit have been diverted and applied to beneficial use upon the lands herein described. Give full particulars regarding such other appropriations and rights claimed thereunder.

Ans. no other appropriations.

(Sign) Wesley R. Schober

I hereby certify that the foregoing testimony was read to the above subscribed before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in Nampa, County of Canyon,

State of Idaho, on this 28th day of March, A. D. 1953.

John H. Brandt

My commission expires 2-17-55

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28465

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

KENNETH CASPER, 34, Route 3, Nampa, (Box 251) Idaho, farmer, Route 3, Nampa, (Box 251) Ida.

Ques. 2. Are you acquainted with Wesley R. Schober, the holder of
Permit No. G28465? How long have you known him and where does he reside:

I have known him for 22 years and he resides at Route 4, Nampa, Idaho

Ques. 3. Have you read or heard said Permit No. G-28465 read, and are you familiar
with its provisions and conditions: Yes: Yes No:

Ques. 4. State source of water supply: subterranean well

State place of diversion: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 34, Twp. 2 N.R. 2 W. B. M. Canyon County, Idaho

Describe works for conveying water to place of use: Turbine pump and sprinkling system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 75 inches of water How much water have you seen being so
conveyed: 75 inches of water

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

NR $\frac{1}{2}$ of NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ of the NW $\frac{1}{4}$ and SE $\frac{1}{4}$ of ^{NW $\frac{1}{4}$} ~~SE $\frac{1}{4}$~~ of Sec. 34, Twp. 2 N. Range 2 W.
B. M., Canyon County, Idaho, total - 120 acres, irrigated.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

no other purpose.

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Now rolling farm land reclaimed from brush and I estimate about 3/4ths of an inch to the acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: no

Ques. 10. When did you first see this water used: in 1960

Other times you have seen such use: Each season since.

(Signed)

Kenneth Casper

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Nampa

 , County of Canyon, State of Idaho, on this 28th day of March,
A. D., 1962³.

John H. Bennett

Notary Public for State of Idaho

Residing: Nampa, Idaho.

My commission expires: Feb. 17, 1964

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
Permit No. G-28465

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE
and Completion of Works

DEPOSITION OF WITNESS

The deposition of two witnesses on this form, taken separately, required in each case

Ques. 1. State your name, age, residence, occupation and postoffice address:

Ronald Jack Pascoe, age 22, residence, Route 4, Nampa, Idaho, farmer, Route 4, Nampa, Ida.

Ques. 2. Are you acquainted with Wesley R. Schober, the holder of
Permit No. G-28465? How long have you known him and where does he reside:

I have known him for eight years and he resides at Route 4, Nampa, Idaho

Ques. 3. Have you read or heard said Permit No. G-28465 read, and are you familiar
with its provisions and conditions: Yes: yes No:

Ques. 4. State source of water supply: subterranean well

State place of diversion: NE $\frac{1}{4}$ of NW $\frac{1}{4}$ of Sec. 34, Twp 2 N. R. 2 W. B. M., Canyon County, Idaho.

Describe works for conveying water to place of use: Turbine pump and sprinkling system

Ques. 5. How many second feet of water do you estimate said works will safely conduct
to place of use: 75 inches of water How much water have you seen being so
conveyed: 75 inches of water

Ques. 6. If for irrigation, show number of acres irrigated in each subdivision, giving
full legal description:

we NW $\frac{1}{4}$ OF NE $\frac{1}{4}$ and in the NE $\frac{1}{4}$ OF THE NW $\frac{1}{4}$ and SE $\frac{1}{4}$ OF ^{NW $\frac{1}{4}$} ~~SW $\frac{1}{4}$~~ of Sec. 34, Twp. 2 N. Range 2 W.
B. M., Canyon County, Idaho, total - 120 acres irrigated.

Ques. 7. If for power or other purposes than irrigation, state how water has been used:

no other purpose

Ques. 8. (If for irrigation) state character of land that has been reclaimed, and give your estimate of the amount of water required for its profitable cultivation:

Now rolling farm land reclaimed from brush and I estimate about 3/4ths of an inch to the acre.

Ques. 9. Have you any interest in the works, water or lands above mentioned? If so, in what way and to what extent: No.

Ques. 10. When did you first see this water used: in 1960

Other times you have seen such use: Each season since.

(Signed)

Ronald Jack Pascoe

I hereby certify that the foregoing testimony was read to the above subscriber before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me in Nampa

 , County of Canyon, State of Idaho, on this 28th day of March,

A. D., 1962³

John H. Bennett

Notary Public for State of Idaho

Residing: Nampa, Idaho

My commission expires: Feb. 17, 1965

March 2, 1963

Re: Permit No. G-27255 - Carl E. Nicholson
G-28465 - Wesley R. Schober
G-27673 - C. Elwood White

Idaho Free Press
Nampa, Idaho

Gentlemen:

Notices on the above numbered permits were mailed to you for publication on February 12, 15, and 25th, at which time we requested that a copy or tear sheet be mailed to us for checking purposes.

To date we have not received such copies, and request at this time they be mailed to this office as soon as possible.

Thank you.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

RALPH W. THOMAS, Deputy
State Reclamation Engineer

RT:ew

FEB 25 1963

Department of Reclamation

NOTICE TO ACCOMPANY THIS LETTER MUST BE MADE IN DUPLICATE

(Date) February 25, 1963

(P. O.) Rt. #4 - Nampa

TO THE STATE RECLAMATION ENGINEER:

Boise, Idaho

Dear Sir:

You are hereby authorized to have the attached notice published at my expense in the

Idaho Free Press of Nampa Idaho published in

the county in which the works are situated.

Canyon Co.

Wesley R. Schober

(In case of canals or other works designed to divert and carry more than 50 cubic feet of water per second, the following certificate must be signed by a well known and competent engineer.)

I hereby certify that the facts set forth in the attached notice are true.

Engineer.

28465

NOTICE OF PROOF OF COMPLETION OF WORKS
and
APPLICATION OF WATER TO BENEFICIAL USE

Notice is hereby given that at 10 A.M., on the 28 day of MARCH 1963, at NAMPA, IDAHO, County of CHUYON, State of Idaho, before JOHN BRANOT, Notary Public, at (address) 215 11th AVE So. NAMPA, IDAHO, proof will be submitted of the completion of works for the diversion of 3.6 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 28465, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wesley R. Schober Route No 4 NAMPA, IDAHO

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is IRRIGATION purposes, and the amount applied to beneficial use is 3.0 cubic feet per second.

4. The point of diversion of said water is NE¹/₄ Sec. 34, Twp. 2 N., Rge. 2 W. B. M.

5. The place where said water is used is Twp. 4, Twp. 718" Sec. 34, Twp. 2 N., Rge. 2 W. B. M.

6. The date of priority which said user is prepared to establish is February 11, 1960.

Geo. M. Carter

State Reclamation Engineer

28465

1200
6-28-61

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Re: Permit No. G-28465
Wesley R. Schober

Date: February 25, 1963

Idaho Free Press,
Nampa, Idaho.
Gentlemen:

Enclosed you will find notice for publication, once a week for four consecutive weeks prior to March 28, 1963 the date set for proof; the expense of the publication is to be paid by the applicant

Wesley R. Schober of Route #1, Nampa, Idaho
to whom you should furnish proof of publication on or prior to the date set for proof.

Please acknowledge receipt of this notice and furnish this office with a copy or tear sheet of the first publication.**

Very truly yours,


GEO. N. CARTER
State Reclamation Engineer

** If the first copy is not received in this office for checking purposes and errors appear in subsequent issues, it is possible that re-publication of corrected copy will be at your own expense.

Encl.

28465

February 25, 1963

Re: Permit No. G-28465

Mr. Wesley R. Schober,
Route #4,
Nampa, Idaho.

Dear Mr. Schober:

This acknowledges the Notice of Proof of Completion of Works and Application of Water to Beneficial Use under Permit No. G-28465. The proofs are to be made at 10:00 o'clock A.M., on the 28th day of March, 19 63, before John Brandt - 215 11th Ave. So., Nampa, Idaho., Notary Public.

As of this date we have mailed the Notice to the Idaho Free Press Nampa, Idaho, with instructions to publish it once a week for four consecutive weeks prior to the date set for final proof then mail the affidavit of publication and statement of costs to you.

It is important that the enclosed depositions be executed by you and two disinterested witnesses who are familiar with the terms of the permit and the work done thereunder, at the place, on the date, and at the time and before the Notary, as advertised. It is very important and necessary that each question be answered in detail.

In returning the depositions to this office, be sure that all copies have been signed, the Notary's seal has been placed on each and that all depositions, (holder and two witnesses) are being returned. Also be sure to enclose the Affidavit of Publication.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

Enc.
EPR:pmk
cc: Notary

28465

July 5, 1960

Re: Permit No. G-28465

Mr. Wesley R. Scheber
Route #1
Nampa, Idaho

Dear Mr. Scheber:

We enclose herewith Application for Amendment to
the point of diversion which has been recorded in this office,
in connection with Permit No. G-28465.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer

By:

(Mrs.) Edna P. Rule
Chief Clerk

EPR:ew

Enc. amendment

RECEIVED
JUN 24 1960

Department of Reclamation

Application for Amendment

POINT OF DIVERSION

Permit No. G-28465

Comes now Wesley R. Schober and
represent s to the State Reclamation Engineer of the State of Idaho:

That he is (~~was~~) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, No. G-28465.

That the point of diversion is described in said Permit as being located:

SE 1/4 NW 1/4 Sec. 34., Twp. 2 N., Rge. 2 W.B.M.

That he now requests that the point of diversion be changed to a point
located: NE 1/4 NW 1/4 Sec. 34., Twp. 2 N., Rge. 2 W.B.M.

That the reason for desiring to make such change is as follows:

This location was much closer to the Power line.

That no one will be injured by such change, and that such change will be made
at Permit Holder's own risk.

Signed at Boise, Idaho, this 24th day of June 1960

Date of Receipt at Department Of Reclamation: June 24, 1960

APPROVAL OF STATE RECLAMATION ENGINEER

I, GEO. N. CARTER, State Reclamation Engineer of the State of Idaho, HEREBY APPROVE
the above and foregoing application for amendment to Permit to appropriate the Public
Waters of the State of Idaho, No. G-28465. This approval constitutes a new
permit and is issued as an amendment to the original permit, to which it refers and of
which it becomes a part, and said application is approved only insofar as the rights of
others will not be adversely affected thereby.

Recorded in Book 100 of
Permits, at Page 28465
July 5, 19 60

G. N. Carter
State Reclamation Engineer

25465

March 9, 1960

Re: Permit No. G-28465

Mr. Wesley R. Schober,
Route #1,
Nampa, Idaho.

Dear Mr. Schober:

We enclose Permit No. G-28465 in which we direct your attention to the limitations and conditions as given on the fourth page under approval of the State Reclamation Engineer.

We also enclose Departmental Receipt No. G-4640 which was issued covering payment in the amount of \$5.50 for the filing fee of the above mentioned permit.

Very truly yours,

GEO. N. CARTER
State Reclamation Engineer
By

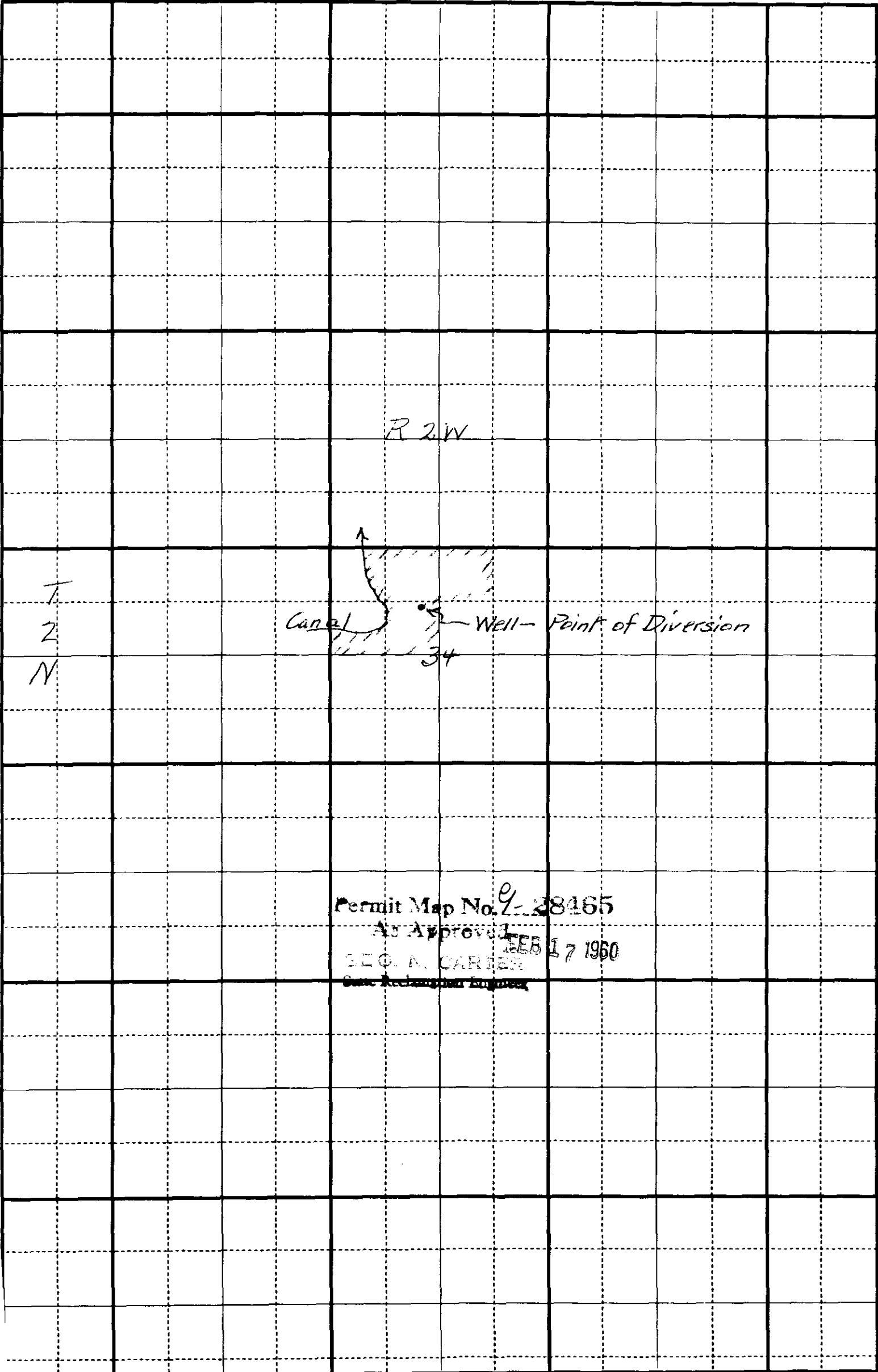
(Mrs.) Edna P. Rule
Chief Clerk

Encl.
EPR:pak

28465

NAME OF APPLICANT Wes. R. Schober

Form No. 0



Permit Map No. 9-28465
As Approved
FEB 17 1960
S. O. N. CARTER
State Reclamation Engineer

WORKS
and
**APPLICATION OF WATER TO
BENEFICIAL USE**

Notice is hereby given that at 10 A. M., on the 28th day of March, 1963, at Nampa, Idaho, County of Canyon, State of Idaho, before John Brandt, Notary Public, at 215 11th Ave. So., Nampa, Idaho, proof will be submitted of the completion of works for the diversion of 3.0 cubic feet per second of underground water from a well, and of the application to beneficial use of said water, in accordance with the terms and conditions of Permit No. G 28465, heretofore issued by the Department of Reclamation of the State of Idaho.

1. The name and postoffice address of the person or corporation holding said permit is Wesley R. Schober, Route No. 4, Nampa, Idaho.

2. Said works of diversion will be fully completed on the date set for such completion, and the amount of water which said works are capable of conveying to the place of use is 3.0 cubic feet per second.

3. The use to which said water has been applied is irrigation purposes, and the amount applied to beneficial use is 3.0 cubic feet per second.

4. The point of diversion of said water is NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 34, Twp. 2 N., Rge. 2 W B. M.

5. The place where said water is used is NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 34, Twp. 2, N., Rge. 2 W, B.M.

6. The date of priority which said user is prepared to establish is February 11, 1960.

GEO. N. CARTER,
State Reclamation Engineer.
March 2, 9, 16, 23, 1963. 28465

TIME AND PLACE