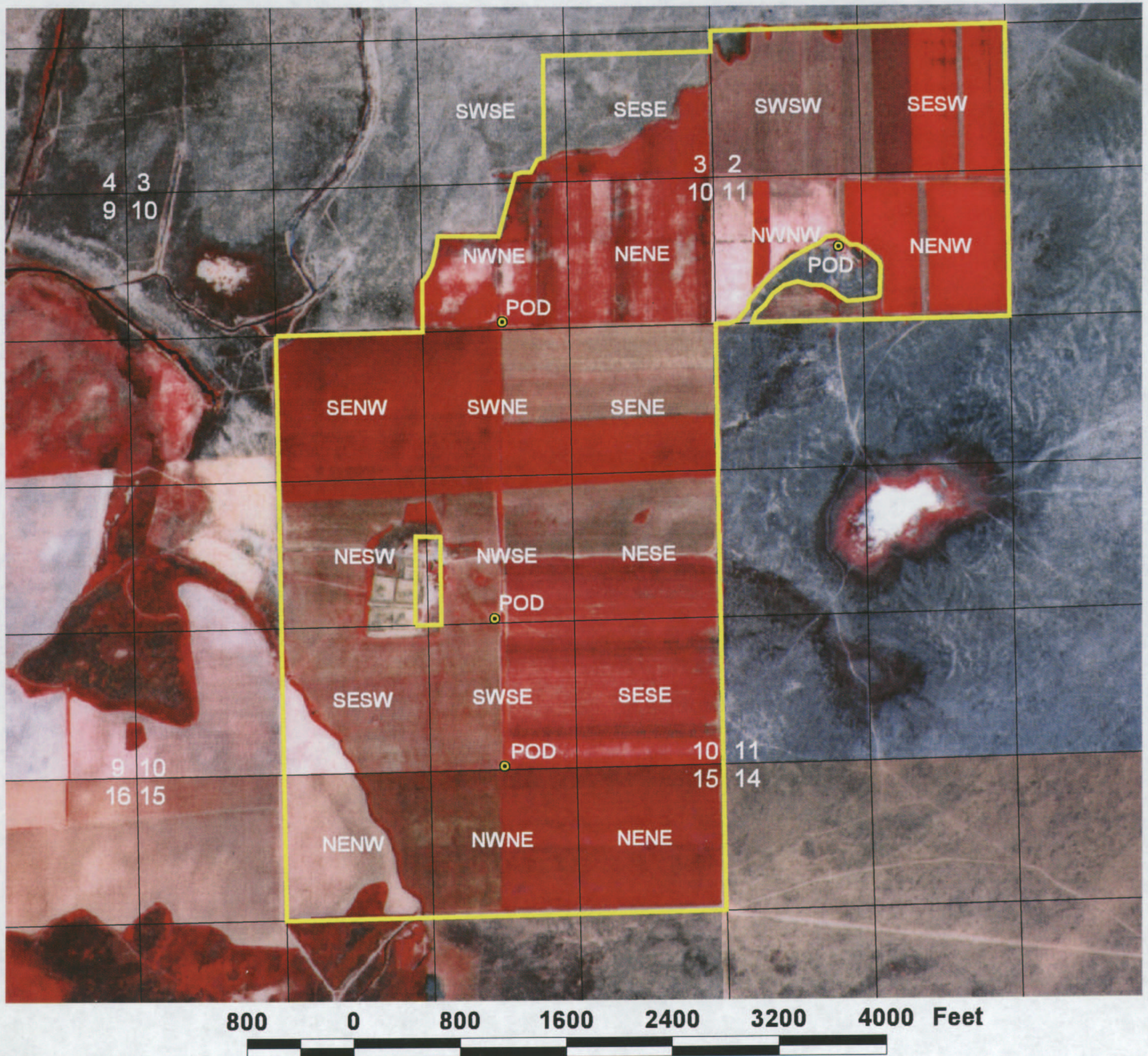


31-02346 31-02376 31-02428
31-02449 & 31-07216



**T07N R34E S02, S03,
 S10, S11 & S15**

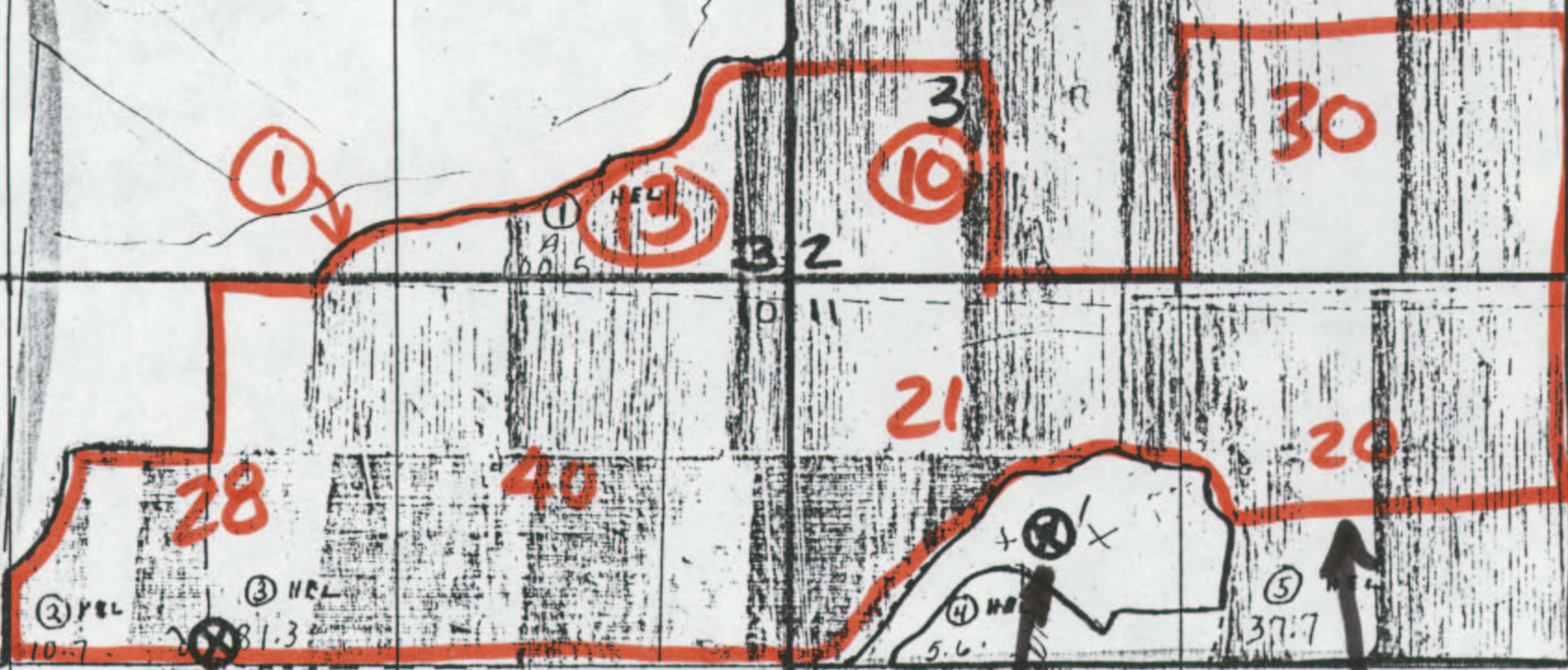
Map prepared by: Carter Fritschle
 Date prepared: 03/19/01
 1987-1988 NAPP photography
 Idaho Department of Water Resources



Staves.

measured on H4

AHS (T162) #1430



#1430 AHS (T162)

POINT OF DIVERSION

POINT OF DIVERSION

10

R34E

T7N

11N
T7N

POINT OF DIVERSION

PLACE OF USE

POINT OF DIVERSION

10 11
15 14

MICROFILMED

A31-02376

NOV 17 1992

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

03/19/2001

RIGHT NUMBER: 31-2376

NAME AND ADDRESS: WILCOX BROTHERS LLC
30 GOLDEN BEAUTY DR
REXBURG, ID 83440-3702

SOURCE: GROUND WATER

QUANTITY: 3.26 CFS
570.5 AFY

RIGHT NOS. 31-02346, 31-02376, 31-02428, 31-02449 AND 31-07216 ARE LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 14.22 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 2583 AF.
USE OF THIS RIGHT WITH RIGHT NO. 31-02428 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 4.80 CFS.

PRIORITY DATE: 03/23/1959

POINT OF DIVERSION:	T07N R34E S10	NWNE	Within JEFFERSON County
	T07N R34E S10	NWSE	Within JEFFERSON County
	T07N R34E S10	SWSE	Within JEFFERSON County
	T07N R34E S11	NWNW	Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	04-01 10-31	3.26 CFS 570.50 AFY

PLACE OF USE:

IRRIGATION Within JEFFERSON County

T07N R34E S10	NENE	40	T07N R34E S10	NWNE	31
T07N R34E S10	SWNE	40	T07N R34E S10	SENE	40
T07N R34E S10	SENE	40	T07N R34E S10	NESW	38
T07N R34E S10	SESW	40	T07N R34E S10	NESE	40
T07N R34E S10	NWSE	38	T07N R34E S10	SWSE	40
T07N R34E S10	SESE	40	T07N R34E S11	NENW	38
T07N R34E S11	NWNW	32	T07N R34E S15	NENE	40
T07N R34E S15	NWNE	40	T07N R34E S15	NENW	40
T07N R34E S2	SWSW	40	T07N R34E S2	SESW	40
T07N R34E S3	SWSE	6	T07N R34E S3	SESE	35

738 ACRES TOTAL

RIGHT NOS. 31-02346, 31-02376, 31-02428, 31-02449 AND 31-07216 ARE LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 738 ACRES IN A SINGLE IRRIGATION SEASON WITHIN THE PLACE OF USE DESCRIBED ABOVE.

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 163 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.

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

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 31-2376
Date Received: 12/5/88
Receipt No: E004892
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILCOX BROTHERS LLC Phone: (208)356-7563

30 GOLDEN BEAUTY DR
REXBURG ID USA 83440-3702

2. Date of Priority: 03/23/1959

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
07N	34E	10	NW NE	JEFFERSON	
07N	34E	10	SW SE	JEFFERSON	
07N	34E	10	NW SE	JEFFERSON	
07N	34E	11	NW NW	JEFFERSON	

5. Description of diverting works:

FOUR WELLS MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	3.26	

7. Total Quantity Appropriated is:
3.26 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	34E	2	SW	SW		IRRIGATION	10
			SE	SW		IRRIGATION	30
						Section Acres	40
07N	34E	3	SW	SE		IRRIGATION	1
			SE	SE		IRRIGATION	13
						Section Acres	14
07N	34E	10	NE	NE		IRRIGATION	40
			NW	NE		IRRIGATION	28
						Section Acres	68
07N	34E	11	NE	NW		IRRIGATION	20
			NW	NW		IRRIGATION	21
						Section Acres	41
						Total Acres	163

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:

14. Remarks:

P/D SAME AS 31-2346/2428/2449/7216 **CHANGED OWNERSHIP 4/4/97/JT/GT**

15. Basis of Claim: License

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: A31-02376

Date Received: 12/ 5/1988

Receipt No: E004892

Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: WILCOX BROTHERS LLC
Address: 4891 S WHY 191
REXBURG ID 83440 208-356-6668

2. Date of Priority: MAR 23, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
07N	34E	10		NW	NE		JEFFERSON
				NW	SE		JEFFERSON
				SW	SE		JEFFERSON
		11		NW	NW		JEFFERSON

5. Description of diverting works:
FOUR WELLS MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.260		

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

8. Total consumptive use is 407.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	34E	2	SW	SW		IRR	10.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
07N	34E	2	SE	SW		IRR	30.0
						Section Acres	40.0
		3	SW	SE		IRR	1.0
			SE	SE		IRR	13.0
						Section Acres	14.0
		10	NE	NE		IRR	40.0
			NW	NE		IRR	28.0
						Section Acres	68.0
		11	NE	NW		IRR	20.0
			NW	NW		IRR	21.0
						Section Acres	41.0
						Total Acres	163.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
31-2428/7216

14. Remarks:
P/D SAME AS 31-2346/2428/2449/7216
CHANGED OWNERSHIP 4/4/97/JT/GT

15. Basis of Claim: LICENSE

Water Right Number: 27843

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: A31-02376
Date Received: 9/01/1988
Receipt No: 6004892
Received By: KCW

RECEIVED

DEC 1 1988

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

1. Name: ^{Eastern District Office} BURTENSHAW & JERNBERG FARMS
Address: 1279-NORTH EAST LAKE ROAD
TERRETON, ID 83450

208-657-2277

2. Date of Priority: MAR 23, 1959

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
07N	34E	10	NW	NE			JEFFERSON
			NW	SE			JEFFERSON
			SW	SE			JEFFERSON
		11	NW	NW			JEFFERSON

5. Description of diverting works:
FOUR WELLS MAINLINE TO LATERALS WITH SPRINKLERS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	3.260		

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

8. Total consumptive use is 407.5 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

A31-02376

Page 1

Date: 09/01/88

A3102376



UNRECORDED

NOV 17 1992

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
07N	34E	2	SW	SW		IRR	10.0	
			SE	SW		IRR	30.0	
			Section Acres					
		3	SW	SE		IRR	1.0	
			SE	SE		IRR	13.0	
			Section Acres					
		10	NE	NE		IRR	40.0	
			NW	NE		IRR	28.0	
			Section Acres					
		11	NE	NW		IRR	20.0	
			NW	NW		IRR	21.0	
			Section Acres					
		Total Acres						163.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
31-2428/7216

14. Remarks:
P/D SAME AS 31-2346/2428/2449/7216

15. Basis of Claim: LICENSE
Water Right Number: 27843

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 Organizations:

I do solemnly swear or affirm that I am owner of _____ Title

Burtch-Jernberg Farms that I have signed the foregoing Organization
document in the space below as owner of _____ Title

Burtch-Jernberg Farms and that the statements contained in the Organization
foregoing document are true and correct.

Se Burtch
Signature of Authorized Agent

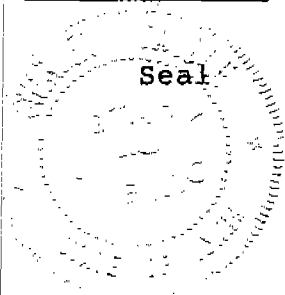
Burtch-Jernberg Farms
Title and Organization

Nov 30 1988
Date

State of Idaho)
County of Jefferson) SS.

Subscribed and sworn (or affirmed) before me this 30th day
of November 19 88

Shirley Caudle
Notary Public



Residing at Monticue, Id.

My Commission Expires 3/3/93

Sleves.

measured on H4

AHS (T/62) #1430

3
10

30

3.2

0.11

40

② PSL

③ HRL

④ HRL

⑤ HRL

#1430 AHS (T/62)

POINT OF DIVERSION

POINT OF DIVERSION

10

R34E

T7N

T7N

POINT OF DIVERSION

PLACE OF USE

POINT OF DIVERSION

30.4

45.14

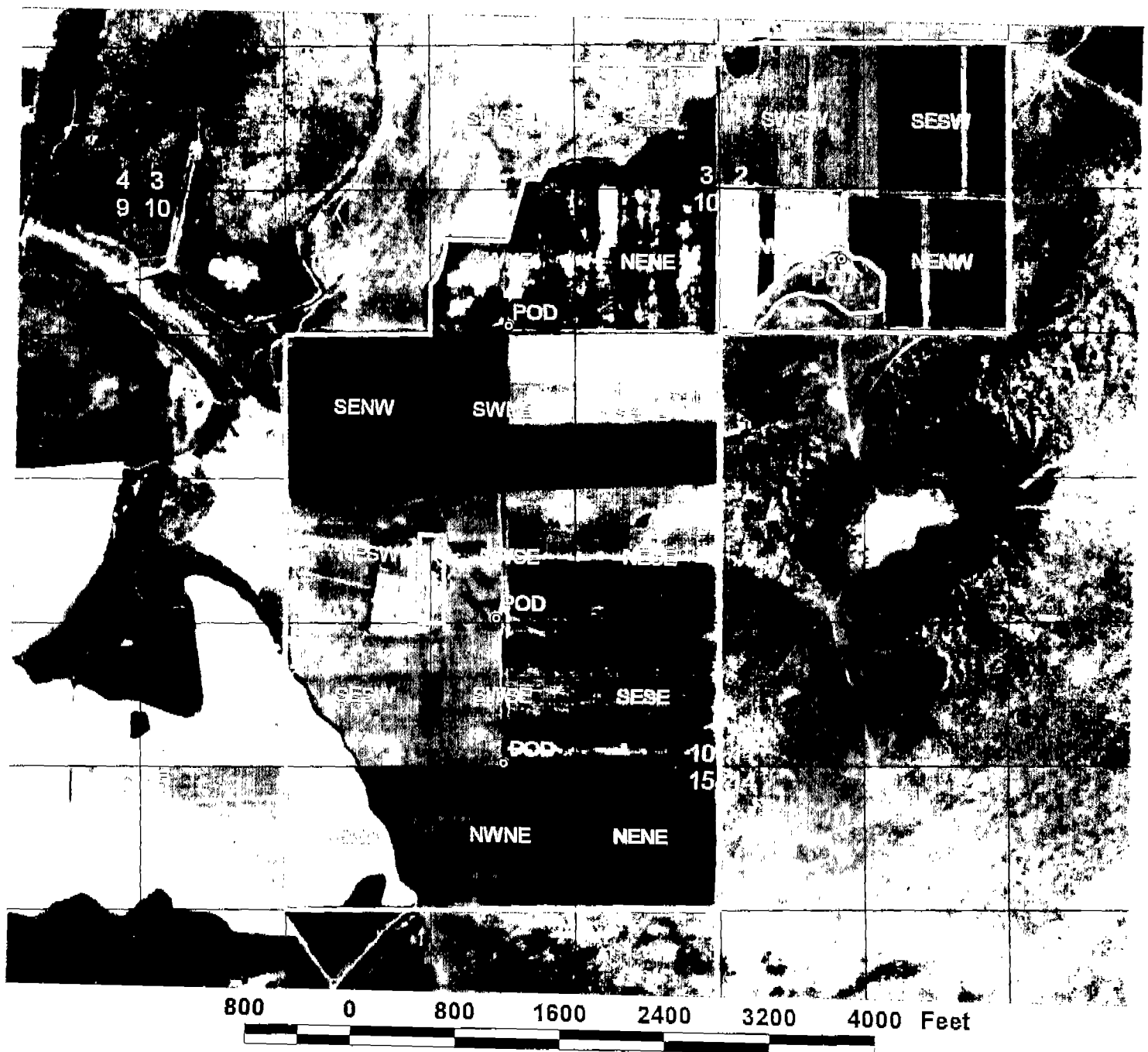
35.8

⑩ HRL

⑪ HRL

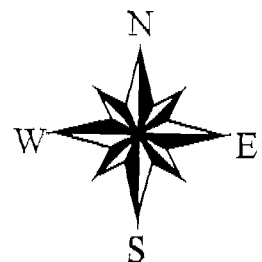
A31-02376

31-02346 31-02376 31-02428
31-02449 & 31-07216



T07N R34E S02, S03,
S10, S11 & S15

Map prepared by: Carter Fritschle
Date prepared: 03/19/01
1987-1988 NAPP photography
Idaho Department of Water Resources



STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A31-32376

LAST: JERNBERG FIRST: MORRITT
ADDRESS: C/O ELAINE JERNBERG / 414X
CITY: TERRETON STATE: ID ZIP: 83450
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

LAST: BURTENSHAW & JERNBERG FARMS FIRST:
ADDRESS: 1279 NORTH EAST LAKE ROAD
CITY: TERRETON STATE: ID ZIP: 83450
PHONE NUMBER: 208-357-2277

OWNER CODE: 0

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

DATABASE
Y

FIELD
EXAMINER

CLAIM REMARKS: F/D SWAL AS 01-2346/2420/2449/7225 COPY TO *Common*

CONTACT PERSON: Jim O'Brien

PHONE NUMBER: () -

DATE OF FIELD EXAM: / /

APPOINTMENT MADE: Y() N()

TIME: : A() P()

ACCOMPANIED BY: _____

PHONE NUMBER: () -

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

A. NJ CLAIM: # A31-02376 PRIORITY DATE: 03-23-1959 ✓ STAGE: L ✓
B. WR RECORD: # 31-02376 PRIORITY DATE: 03-23-1959 ✓ STAGE: L ✓

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATE: 03-23-1959 FIELD EXAMINER: [Signature]

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(✓)
IF YES EXPLAIN.

NOTES: Claimed as licensed

RECOMMENDED PRIORITY DATE:
03-23-1959 ✓

REVIEWED BY 2H DATE 5-2-94

A. AD CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A31-02376	07N	04E	10		NW	NE		JEFFERSON
A31-02376	07N	04E	10		NW	SE		JEFFERSON
A31-02376	07N	04E	10		SW	SE		JEFFERSON
A31-02376	07N	04E	11		NW	NE		JEFFERSON

OTHER AD CLAIMS WITH SAME AD POC

NR RECORDS IN SAME 40 ACRE TRACT

A PREFIX A PREFIX

A31-02346

31-02346

A31-02428

31-02428

A31-02449

31-02449

A31-07216

31-07216

A31-10371

SOURCE: GROUNDWATER

TRIG:

B. NR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
31-02376	07N	04E	11		NW	NE		JEFFERSON

OTHER NR RECORDS WITH SAME NR POC

AD CLAIMS IN SAME 40 ACRE TRACT

A PREFIX

A PREFIX

31-02428

A31-02346

NINE

A31-02418

A31-02449

A31-07216

SOURCE: GROUNDWATER

TRIG:

C. FIELD EXAM REQUIRED:

IS THERE ANY DISCREPANCY? (Y/N)

DATABASE

FIELD EXAMINER

OR TO SOURCE DISCREPANCY? (Y/N)

Y

N

NOTES:

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY	DIVERSION NAME
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---
---	---	---	---	---	---	---	---	---

SOURCE: GROUNDWATER

TITLE:

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION:

A. ROOT WATER RIGHT NUMBERS: A31-02376

B. POB LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	JR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
07N	34E	2	SW	SW		BORTENSHAW & JERNBERG FARMS	A31-02376 /10.0	31-02376 /10.0	37.0		10.0
			SW	SW		BORTENSHAW & JERNBERG FARMS	A31-02428 /37.0	31-02428 /40.0			
07N	34E	2	SE	SW		BORTENSHAW & JERNBERG FARMS	A31-02376 /30.0	31-02376 /30.0	35.0		30.0
			SE	SW		BORTENSHAW & JERNBERG FARMS	A31-02428 /40.0	31-02428 /40.0			
07N	34E	5	SW	SE		BORTENSHAW & JERNBERG FARMS	A31-02376 / 1.0	31-02376 / 8.0	7.0		1.0
			SW	SE		BORTENSHAW & JERNBERG FARMS	A31-07216 / 1.0	31-07216 / 1.0			
07N	34E	5	SE	SE		BORTENSHAW & JERNBERG FARMS	A31-02376 /13.0	31-02376 /12.0	29.0		13.0
			SE	SE		BORTENSHAW & JERNBERG FARMS	A31-07216 /13.0	31-07216 /13.0			
			SE	SE		JERNBERG, EST. OF MERRITT E.		31-02429 /35.0			
07N	34E	10	N1	NE		BORTENSHAW & JERNBERG FARMS	A31-02376 /43.0	31-02376 /40.0	16.0		40.0
			N1	NE		BORTENSHAW & JERNBERG FARMS	A31-02428 /40.0	31-02428 /40.0			
07N	34E	10	N4	NE		BORTENSHAW & JERNBERG FARMS	A31-02376 /23.0	31-02376 /30.0	27.0		28.0
			N4	NE		BORTENSHAW & JERNBERG FARMS	A31-02428 /26.0	31-02428 /30.0			
			N4	NE		BORTENSHAW & JERNBERG FARMS	A31-07216 /10.0	31-07216 /10.0			
07N	34E	11	N1	NW		BORTENSHAW & JERNBERG FARMS	A31-02376 /20.0	31-02376 /15.0	26.0		20.0
			N1	NW		BORTENSHAW & JERNBERG FARMS	A31-02428 /39.0	31-02429 /40.0			
			N1	NW		BORTENSHAW & JERNBERG FARMS	A31-07216 /30.0	31-07216 /34.0			
07N	34E	11	N4	NW		BORTENSHAW & JERNBERG FARMS	A31-02376 /21.0	31-02376 /18.0	22.0		21.0
			N4	NW		BORTENSHAW & JERNBERG FARMS	A31-02428 /32.0	31-02428 /30.0			
TOTAL ACRES						A31-02376	153.00	153.00	201.00		

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
 IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED:

DUE TO POB DISCREPANCY: (Y/N)

DATABASE
Y

FIELD
EXAMINER

POB COUNTY: JEFFERSON

PRESUMPTION CLASS: C

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: _____

REVIEWED BY: _____

DATE: _____

A. AS CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A31-02376 IRRIGATION	FROM 04-01 TO 11-01	3.260 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.260 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
31-02376 IRRIGATION	FROM TO	3.260 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		3.260 CFS

PRESUMPTION FLAG: 0

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N	----
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N	----
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y	----

D. PERIOD OF USE:

RECOMMEND AS CLAIMED? Y() N()

RECOMMEND TO WR STANDARDS OR OTHER? Y() N() EXPLAIN IN NOTES, BELOW.

NOTES:

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y() N()

AM TOTAL CLAIMED DIVERSION RATE: 3.260 CFS
MR ROOT RIGHT TOTAL DIVERSION RATE: 3.260 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLOW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EAM IS NOT REQUIRED, EXPLAIN IN NOTES. **

FLOW MEASUREMENT REQUIRED? FIELD
DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N) DATABASE EXAMINER
Y

B. FLOW MEASUREMENT
MEASUREMENT METHOD _____, SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y() N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: 01-0428/7216

LIST ALL RIGHTS WITH A SAME PDU 140 IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A51-02376	GROUNDWATER	BURTENSHAW & JERNBERG FARMS	3.260	0.020		
A51-02423	GROUNDWATER	BURTENSHAW & JERNBERG FARMS	2.150	0.008		
A51-07216	GROUNDWATER	BURTENSHAW & JERNBERG FARMS	2.150	0.004		

NO RIGHTS WITH SAME PDU BUT NOT USED FOR IRRIGATION

3.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1A. IRRIGATION RATE

ACRES _____ X 0.001 CFS/ACRE = _____ CFS
(TAKEN FROM P/O POINT)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

AND IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() AND

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = _____ AF/A

ACRES _____ X CONSUMPTIVE VOL. AF/A FOR AREA _____ =

TOTAL CONSUMPTIVE USE _____ AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = _____ AF/A

ACRES _____ X DIVERSION VOL. AF/A FOR AREA _____ =

TOTAL DIVERSION VOLUME _____ AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

NOTES: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

1B. CALCULATIONS

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01 11-01	DATABASE EXAMINER 3.250 -----	DATABASE EXAMINER -----	DATABASE EXAMINER 407.5 -----
TOTAL FOR THIS RIGHT		3.250		407.5

REVIEWED BY: _____

DATE: _____

A. CHECK ONLY THE FOLLOWING THAT APPLY:

	ACCEPTED AS CLAIMED	NEEDS REVIEW
OWNERSHIP	()	()
FORFEIT/ABANDON	()	()
ADDITIONAL DIV. AMOUNT	()	()

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 31-02376

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 3.250	EXAMINER	CFS
-----------------------------------	-------------------	----------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A31-02376	3.250	-		31-02376	3.250
	TOTAL CFS	3.250				3.250

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

DATABASE	FIELD EXAMINER
Y	----- -----

NOTES:

AUTHENTICATION:

SIGNATURE: _____ DATE: _____

NAME OF FIELD EXAMINER: _____ TITLE: _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

22:45:51
03/13/93

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A31-32575

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHEN/DATE	FIELD EXAM BY WHEN/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHEN/DATE	COMPLETED DATA ENTRY WHEN/DATE	VERIFIED DATE WHEN/DATE
PRIORITY DATE								
POINT OF DIV	Y							
SOURCE								
PLACE OF USE	Y							
DIV. AMOUNT CFS/VOLUME								
CONSUMPTIVE USE	-							
PURPOSES								
PERIOD OF USE	Y							
BASIS OF CLAIM								
REMARKS	Y							

"VERIFIED BY" CODES

TOPO MAP/ORTHOPHOTO = 1
ASC MAP = 2
WATERMASTER RECORDS = 3
AERIAL PHOTO = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

00:05:37
03/15/93

PAGE: 14
PROFILE REPORT

CLAIM NUMBER: A31-32376

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	BURTENSHAW & JERNIGAN FARMS 1279 NORTH EAST LAKE ROAD TERRETON ID 83450 (208) 557-2277	03/23/1989	IRRIGATION	04-01 11-01	3.26 CFS	
					TOTAL DIVERSION: CONSUMPTIVE USE:	3.26 CFS 407.5 AFI

WATER SOURCE: GROUNDWATER

TRIBUTARY TO:

STAGE: LICENSE

POINT(S) OF DIVERSION:

POINT 8345 S10
S11

NWSE
NNW

NWSE

SWSE

JEFFERSON COUNTY
JEFFERSON COUNTY

PLACE OF USE LEGAL DESCRIPTION FOR: IRRIGATION

				NW				SW				SE								
T	R	S	:	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	LT	AC	SUM
07N	34E	2	:																	40.0
07N	34E	3	:																	14.0
07N	34E	10	:	40		28														68.0
07N	34E	11	:					20		21										41.0
																			TOTAL ACRES	163.0

POU COUNTY: JEF-ERSON

NON-IRRIGATION USES: NONE

OTHER RIGHTS: 31-2425/7216

REMARKS: P/D DATE IS 01-2345/2425/2449/7216

DATES: LXA1 MADE DATE: VERIFIED DATE: 12/30/1985

WDC: WATER DISTRICT NUMBER: FIELD INSPECTION FLAG: PRESUMPTION FLAG: C



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098

Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 20, 2001

WILCOX BROTHERS LLC
30 GOLDEN BEAUTY DR
REXBURG ID 83440

RE: Snake River Basin Adjudication (SRBA) Claim Nos. 31-2346, 31-2376, 31-2428, 31-2449 and 31-7216

Dear Claimants:

I have reviewed your amended SRBA claims, and the revised Preliminary Recommendations of Water Rights Acquired under State Law are enclosed. The transfer you filed last year (Transfer No. 5719) is still being processed, and the changes requested on that transfer are not reflected on the revised preliminary recommendations. A revised GIS layout (map) is also enclosed. It depicts a permissible place of use for all of the water rights of 738 acres.

If you have any questions, please contact me at (208) 327-7939.

Sincerely,

Carter Fritschle
Water Rights Supervisor
Adjudication Bureau

Enclosures

Revised Preliminary Recommendations
Revised GIS Layout

Wilcox Brothers

	31-02346	6.94 cfs	on	398	acres	
	31-02376	3.26 cfs	on	163	acres	} combined limit 4.80
	31-02428	2.16 cfs	on	255	acre	
	31-02449	1.54 cfs	on	77	acres	Combined lim. w/ 31-02346 = 7.26 cfs
12.06 cfs	31-07216	2.16 cfs	on	455	acres	
		14.22 cfs				

687 acres paid for

$$0.02 \text{ cfs/ac} \times 687 \text{ acres} = 13.74 \text{ cfs} - \text{Combined limit}$$

$$687 \text{ acres} \times 3.5 \text{ AF/ac} = 2404.5 \text{ AF} - \text{Combined lim}$$

Shape file $\approx$ 698 acres

$$698 - 687 = 11 \text{ acres}$$

Needs to amend claim and pay 11⁰⁰ additional filing fee.

State of Idaho

License and Certificate of Water Right

31-2376

Water License No. G-27843Amount 3.26 c.f.s.

Water District No. _____

Priority March 23, 1959

THIS IS TO CERTIFY that MERRITT JERNBERG, Elaine Jernberg, Admx.
 of Terreton, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 23, 19 59; that Permit No. G-27843
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
3.4 second feet, was issued thereunder on November 9, 19 64, showing that said works
 were completed on the 10th day of April, 19 64; and that on the 10th
 day of April, 19 64,

MERRITT JERNBERG, Elaine Jernberg, Admx.

of Terreton, 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-27843 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
13 of Licenses at page 8046, on the 9 day of November, 19 64 ;

The right hereby confirmed dates from March 23, 19 59 ;

The Point of Diversion is located

in the NW 1/4 NW 1/4, Sec. 11, Tp. 7 N, R. 34 E, B. M. County Jefferson

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 3.26 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	34 E	2	SE 1/4 SW 1/4	40	30
			SW 1/4 SW 1/4	40	10 40
		3	SE 1/4 SE 1/4	40	12
			SW 1/4 SE 1/4	40	8 20
		10	NE 1/4 NE 1/4	40	40
			NW 1/4 NE 1/4	40	30 70
		11	NE 1/4 NW 1/4	40	15
			NW 1/4 NW 1/4	40	18 88
		Total number of acres to be irrigated:			163

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
9th day of November, 19 64.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. G-27843

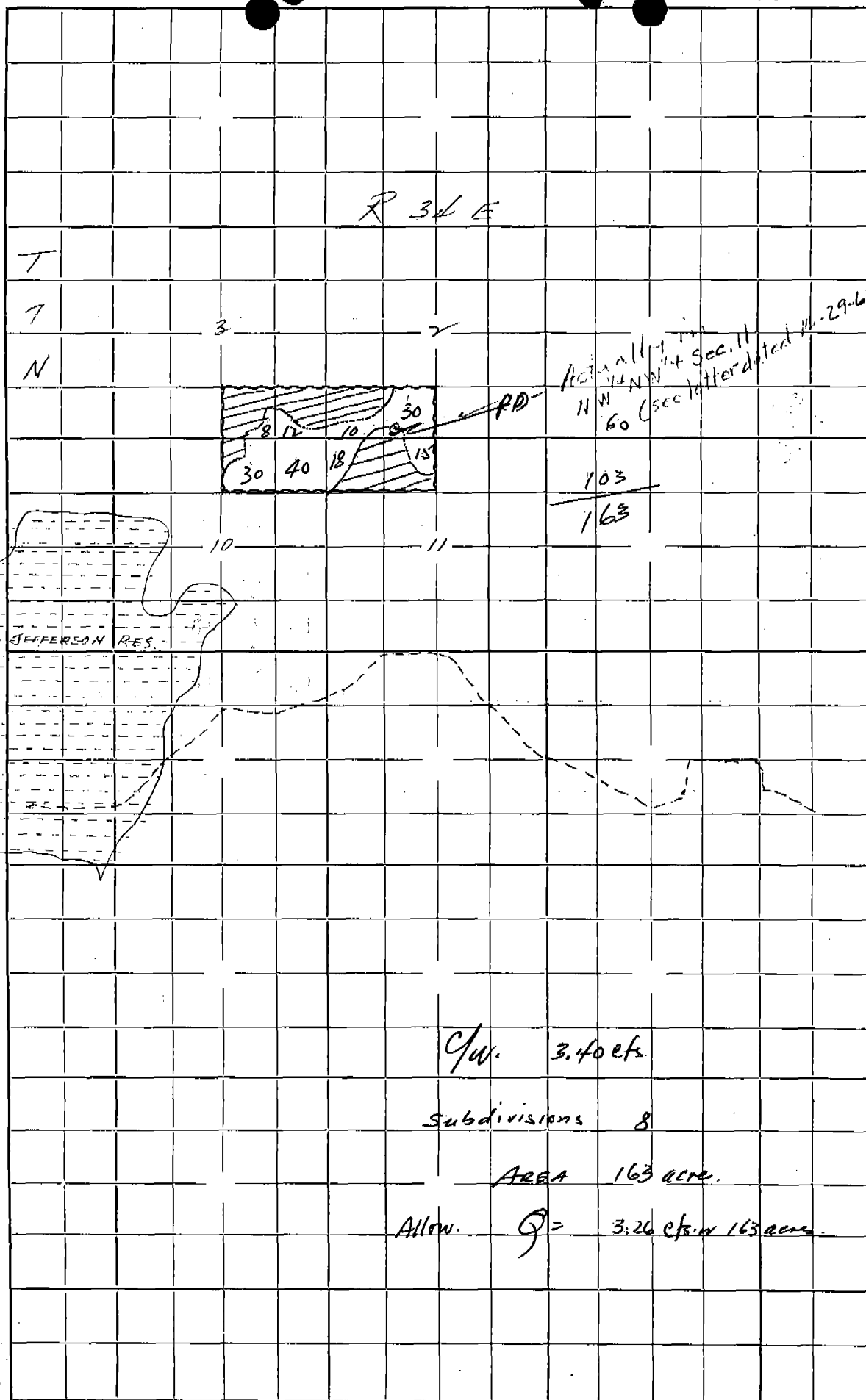
31-2376

REPORT ON PROOF OF Completion of Works & Beneficial Use

Merritt Jernberg, Estate, Elaine/^{Jernberg}Admx., Terreton, Idaho

7/11/54

27843



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

27843

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO

REPORT OF ENGINEER

Permit No. G-27843

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

1. Name of applicant Elaine Admx., Merritt Jernberg Estate

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2

T. 7 N R. 34 E.B.M. County of Jefferson

4. Describe works as they exist, giving dimensions and capacities of same: TD 14 I.H. Tract

Pow. US Gear Drive (90HP) #7256905, 10:11 Ratio, Western Turbine
Pump #16479, 10" x 100' column 10" x 3' discharge pipe to
open ditch - well 120' x 30", 36' x 30' casing, 4:60'

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):

S $\frac{1}{2}$ SW $\frac{1}{4}$ Sec. 2., S $\frac{1}{2}$ SE $\frac{1}{4}$ Sec. 3., N $\frac{1}{2}$ NE $\frac{1}{4}$ Sec. 10., N $\frac{1}{2}$ NW $\frac{1}{4}$ Sec. 11., Twp. 7 N., Rge. 34 E.B.M.

(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. Sandy Mitchell, Rental along

Measured by spring meter. 50m 2 min. 21.5 sec = 3.40 cfs @ 170"

This examination was made on the 29th day of July, 1964

(Signed) Loren Johnson Examiner.

27843

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
AUG 11 1964

Department of Reclamation

Elaine Jernberg, Administratrix
Merritt Jernberg Estate
Terreton, Idaho
Permit NoG-27843

Examination for Completion of Works & Beneficial Use

County Jefferson

Quantity: 6.0 cfs Sec. 2 T. 7N R. 34 EBM

Source: Well

P. D.: SESW, 2-7N-34E

Use: Irrigation

Filed: 3-23-59

Due: 3-24-64

Extension:

Protest:

Completion of Works:

Other Rights: None

27843

Application for Amendment

RECEIVED
NOV 4 1964

POINT OF DIVERSION

Department of Reclamation

Permit No. G-27843

34-237e

Comes now Elaine Jernberg, Administratrix of the Estate of and
Merritt E. Jernberg, deceased,
represents to the State Reclamation Engineer of the State of Idaho:

That he is (are) the owner and holder of Permit to appropriate the Public
Waters of the State of Idaho, XX License and Certificate of Water Right No. G27843

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

SE 1/4 SW 1/4 of Section 2, Township 7 North, Range 34, EBM, Jefferson Co. Id

That he now requests that the point of diversion be changed to a point
located: NE 1/4 NW 1/4 of Section 11, Township 7 North, Range 34, EBM, Jefferson
County, Idaho

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

This well is actually drilled in this 40 acres. Originally it was
thought that the well was located in the erroneously described 40.
But, a survey shows the original error.

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

Signed at Terreton, Idaho, this 1st day of November 1964

MERRITT E. JERNBERG

By: Elaine Jernberg
Administratrix of Estate of Merr
E. Jernberg, deceased.

Date of Receipt at Department Of Reclamation: 11-4-64

APPROVAL OF STATE RECLAMATION ENGINEER

Palch W. Thomas, Deputy
I, GEO. W. 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-27843. 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 98 of
Permits, at Page 27843
November 6, 1964

Ralph W. Thomas
Deputy State Reclamation Engineer

27843

State of Idaho

License and Certificate of Water Right

31-2376

Water License No. G-27843 Priority March 23, 1959 Amount 3.26 c.f.s.

THIS IS TO CERTIFY that MERRITT JERNBERG ESTATE, Elaine Jernberg, Admx.

of Terreton, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated March 23, 1959; that Permit No. F-27843 was issued under said application; that Certificate of Completion of Works, with a carrying capacity of 3.40 second feet, was issued thereunder on October 8, 1964, showing that said works were completed on the 10th day of April, 1964; and that on the 10th day of April, 1964, MERRITT JERNBERG Estate, Elaine Jernberg, Admx. of Terreton, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of a right to the use of the waters of a well

a tributary of subterranean flow for the purpose of irrigation, under Use Permit No. G-27843 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 13 of Licenses, at Page 8013, on the 8th day of October, 1964.

The right hereby confirmed dates from March 23, 1959.

The Point of Diversion is located

in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, Twp. 7 N, R. 34 E., B.M. Jefferson 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 3.26 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
7 N.	34 E.	27	SE $\frac{1}{4}$ SW $\frac{1}{4}$	40	30
			SW $\frac{1}{4}$ SW $\frac{1}{4}$	40	10
			SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	12
			SW $\frac{1}{4}$ SE $\frac{1}{4}$	40	8
			NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	40
		10	SE $\frac{1}{4}$ SE $\frac{1}{4}$	40	30
		11	NE $\frac{1}{4}$ SE $\frac{1}{4}$	40	15
			NW $\frac{1}{4}$ SE $\frac{1}{4}$	40	18
			Total number of acres to be irrigated;		163

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 8th day of October, 1964.

Ralph W. Thomas
Deputy State Reclamation Engineer.

Cancelled
See Reg 80467

31 2376

27843

Permit No. G-2784331-2376**Certificate of Completion of Works**

TO ALL WHOM IT MAY CONCERN:

This is to certify that MERRITT JERNBERG Estate, Elaine Jernberg, Admx.
 of Terreton, County of Jefferson, and State of
Idaho, the holder of Permit No. G-27843, issued upon
 Application No. G-35784 bearing date of priority of March 23, 1959, authorizing the
 diversion of 6.0 second feet of waters of a well

County of Jefferson, 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 the 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 3.4
 second feet of the waters of a well from subterranean flow

that the point of diversion of said waters SE 1/4, Sec. 2, T. 7 N., R. 34 E., B. M.

and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

S 1/4, Sec. 2; S 1/4, Sec. 3; N 1/4, Sec. 10; N 1/4, Sec. 11,
T. 7 N., R. 34 E., B. M.

Proof of Completion of Works Made: April 10, 1964

Witness my hand this 8th day of October, A. D. 19 64

Ralph W. Thomas
 Deputy State Reclamation Engineer

27843

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

31-2376

Application No. G- 35784
Permit No. G- 27843
District No.

Merritt Jernberg
Terreton, Idaho

1. Name of Applicant: MERRITT JERNBERG
Postoffice address: Terreton County: Jefferson State: Idaho
2. Quantity of water claimed: 300 miners inches
(a) Rate of withdrawal in cubic feet per second 6 or Idaho
Miners' inches 300 or gallons per minute
(b) Annual withdrawal in acre feet per annum
3. Source of water supply: Drilled well
4. Location of point of diversion or well is in the SE 1/4 of the SW 1/4 of Section 2
Twp. 7 N. , Rge. 34 E. , B.M., County of Jefferson
5. Water is to be used for: Irrigation purposes
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: Drilled well, cased, pump and motor
8. Estimated cost of works: \$ 6,000.00
9. (a) Is reservoir to be used?
(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) 6.0 (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/ Merritt Jerbnerg
Applicant.

By

Agent.

Date of first receipt at Department of Reclamation: 8:00 A. M. March 23, 1959

Returned to applicant for correction:

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is G— 27843

Recorded in Book 98 Page 27843 Approved March 24, 1959

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 September 24, 1961

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 March 24, 1964

Witness my hand this 24th day of March, 1959

/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 24th day of March, 1959.

Countersigned:

STATE OF IDAHO

(SEAL)

By /s/ ARNOLD WILLIAMS
Secretary of State.

By /s/ ROBERT E. SMYLLIE
Governor

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	
7 N	34 E.	2											40	40					80
		3																	80
		10	40	40															80
		11					40	40											80
																			320

Permit No. G-27843
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MERRITT JERNBERG Estate, Elain Jernberg, Admx. of Terretton, County of Jefferson, and State of Idaho, the holder of Permit No. G-27843, issued upon Application No. G-35784, bearing date of priority of March 23, 1959, authorizing the diversion of 0.0 second feet of waters of a well, County of Jefferson, 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 the 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 0.4 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters SE 1/4 SW 1/4 Sec. 2, T. 7 N., R. 34 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

S 1/2 SW 1/4, Sec. 2; S 1/2 SE 1/4, Sec. 3; N 1/2 NE 1/4, Sec. 10; N 1/2 NW 1/4, Sec. 11, T. 7 N., R. 34 E., B. M.

Witness my hand this 8th day of October, A. D., 1964

/s/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Proof of Completion of Works Made: April 10, 1964

ISSUED FOR 3.26 SEC. FT.
LICENSE PAGE NO. 8013

STATE OF IDAHO

DEPARTMENT OF RECLAMATION

IN THE CASE OF WATER LICENSE NO. G-27843

ORDER

Certificate of Completion of Works and License and Certificate of Water Right No. G-27843 were issued October 8, 1964, showing the location of the well in the SE $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 2, T. 7 N., R. 34 E., B. M.; and,

WHEREAS, a survey of the land, at a later date, found the well to actually be in the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 11, T. 7 N., R. 34 E.

IT IS THEREFORE hereby ordered that the Certificate of Completion of Works and License and Certificate of Water Right No. G-27843 issued October 8, 1964 is hereby cancelled and new certificates shall be issued showing proper location of the well.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Department of Reclamation, at Boise, Idaho, this 5th day of November, 1964

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Application for Amendment
POINT OF DIVERSION
Permit No. G-27843

Comes now Elaine Hernberg, Administratrix of the Estate of Merritt E. Jernberg, deceased 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, License and Certificate of Water Right No. G-27843.

That the point of diversion is described in said Permit as being located: SE $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 2, Township 7 North, Range 34 E.B. M., Jefferson Co., Ida.

That he now requests that the point of diversion be changed to a point located: NW $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 11, Township 7 North, Range 34 EBM, Jefferson County, Idaho.

That the reason for desiring to make such change is as follows: This well is actually drilled in this 40 acres. Originally it was thought that the well was located in the erroneously described 40. But, a survey shows the original error.

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

Signed at Terreton, Idaho, this 1st day of November, 1964.

s/ MERRITT E. JERNBERG
By: Elaine Jernberg
Administratrix of Estate of Merritt
E Jernberg, Deceased.

Date of Receipt at Department of Reclamation: Nov. 4, 1964

APPROVAL OF STATE RECLAMATION ENGINEER

I, RALPH W. THOMAS, Deputy 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-27843. 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/ RALPH W. THOMAS, Deputy
State Reclamation Engineer

Recorded: November 6, 1964

Permit No. G-27843
CERTIFICATE OF COMPLETION OF WORKS

TO ALL WHOM IT MAY CONCERN:

This is to certify that MERRITT JERNBERG ESTATE, Elaine Jernberg, Admx. of Terreton, County of Jefferson, and State of Idaho, the holder of Permit No. G-27843, issued upon Application No. G-35784, bearing date of priority of March 23, 1959, authorizing the diversion of 6.0 second feet of waters of a well, County of Jefferson, 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 the 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 3.4 second feet of the waters of a well from subterranean flow; that the point of diversion of said waters NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 11, Twp. 7 N., Rge. 34 E., B. M.; and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit:

S $\frac{1}{2}$ SW $\frac{1}{4}$, Sec. 2; S $\frac{1}{2}$ SE $\frac{1}{4}$, Sec. 3; N $\frac{1}{2}$ NE $\frac{1}{4}$, Sec. 10; N $\frac{1}{2}$ NW $\frac{1}{4}$, Sec. 11, T. 7 N., R. 34 E., B. M.

Witness my hand this 9th day of November, A. D. 1964.

s/ RALPH W. THOMAS
Deputy State Reclamation Engineer

Proof of Completion of Works Made: April 10, 1964

RIGBY TITLE & DEVELOPMENT COMPANY
PHONE 745-6711 — BOX 405 — 118 N. CLARK ST.
RIGBY, IDAHO 83442

RECEIVED

SEP 12 1968

Department of Reclamation

September 11, 1968

31-2376

Department of State Reclamation
State House
Boise, Idaho 83701

Gentlemen:

On or about the 27th day of August, 1968, I had a phone conversation with an employee in your office whom I believe was an E. J. Wood, through his efforts and time he gave me two Well license numbers and two Well Permit numbers on property now owned by Ben D. Jernberg and his wife and Ralph P. Cope and his wife. The well numbers are as follows:

1. Permit No. G-33111 issued to Cope and Jernberg 31-2449
2. Permit No. G-32099 issued to Merritt Jernberg 31-2428
3. License No. G-27843 issued to Merritt Jernberg - 31-2376
4. License No. G-25835 issued to Ralph P. Cope - 31-2346

Could you please send me copies of these documents and certify that they are in good standing.

you

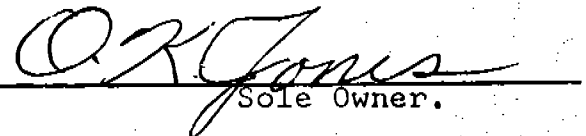
Would/also let this letter serve you notice that the property serviced by the wells mentioned above including all irrigation equipment and the wells themselves are under a first mortgage to Connecticut Mutual Life Insurance Company.

Trusting you can comply with my requests we remain

Very truly yours,

RIGBY TITLE & DEVELOPMENT COMPANY

By


Sole Owner.

P.S. Send a bill for any costs incurred in complying with my requests to this office We remitt immediately

27843



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Suite A, Idaho Falls, Idaho 83402-1718 - (208) 525-7161- Fax (208) 525-7177

EASTERN REGION

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

February 21, 2001

WILCOX BROTHERS LLC
30 GOLDEN BEAUTY DR
REXBURG ID 83440

RE: CHANGE OF ADDRESS FOR A31-02428, A31-02346, A31-02376,
A31-02449, A31-07216

Dear Claimant:

The address for the above referenced adjudication claim(s) have been
changed per your request. Copies of the claim(s) are enclosed for your files.

If you have any questions feel free to contact this office at (208) 525-7161.

Respectfully submitted,

Cheri Vandermeulen
Records Clerk

Enclosure(s)

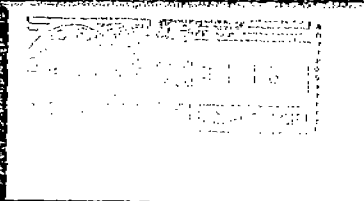
31-00376

PS FORM 3547 DUE 60¢

RETURN TO SENDER



DEPARTMENT OF WATER RESOURCES
EASTERN DISTRICT OFFICE
900 N. SEYLER DR. STE. A
IDAHO FALLS, ID 83402



Bo. Wilcox Brothers Inc.

WILCOX BROTHERS LLC
4891 S HWY 191
REXTDURG, ID 83440

First Class Mail
Postage & Fees Paid
USPS
Permit No. G-10



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

July 18, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

Wilcox Brothers, LLC
30 Golden Beauty Dr.
Rexburg ID 83440

10-24-00

Response

Re: Snake River Basin Adjudication (SRBA) *P.D.*
**Water Rights #A21-07106B, 21-10028, A31-02449, A31-07216,
A31-02346, A31-02376 & A31-02428**

Dear Water Right Holder:

We have been advised the address for you presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary and list any other water rights you may have before returning this letter by August 14, 2000. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please write down the name and address of the new owner(s) so we can send them a form to make this required change to the water right records.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

The address is correct as shown above or as otherwise changed.

Water Right Holder's Signature

Telephone No.

IDAHO
MENT OF WATER RESOURCES
Orchard Street, P.O. Box 83720
83720-0098

Service Requested



RECEIVED

MAY 25 2000

Department of Water Resources

AS REQUESTED. THE CORRECT
MAILING ADDRESS IS:

30 Golden Beauty Dr
REXBURG ID 83440

A31-02346
WILCOX BROTHERS LLC
4891 S HWY 191

REXBURG

ID 83440

55131
CLAS

MAY 18 '00

U.S. POSTAGE

024

6769394

A31-02449

--07216

--02376

--2428

21-10028

A21-07106B

Permit

MAY 13, 1997

WILCOX BROTHERS LLC
4891 S HWY 191
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A31-07216, -02449, 02346, -
-02376, -02428

Dear Mr. Wilcox:

It has come to our attention that you may have recently purchased a tract of land in Jefferson County. The land I am referring to was most recently owned by Burtenshaw/Jernberg Farms 1279 N East Lake Rd Terreton ID. The legal description is as follows:

07N 34E 10 NWNE
NWSE
SWSE
07N 34E 11 NWNW

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s).

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you have any questions regarding this matter, please call 525-7161.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. Skyline Dr., Idaho Falls, Idaho 83402-1718 - (208) 525-7161 - Fax (208) 525-7177

EASTERN REGION

APRIL 4, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

WILCOX BROTHERS LLC
4891 S HWY 191
REXBURG ID 83440

RE: CHANGE IN OWNERSHIP FOR A31-07216, -02449, -02346,
-02376, & -02428

Dear Mr. Sirs:

The request for Change in Ownership concerning the Notice(s) of Claim in the above reference has been processed and the Notice(s) modified to reflect you as the new owner.

Enclosed are copies of the Notice(s) of Claim, with your name shown as the current owner. Review the forms and if there are other corrections or questions, feel free to contact this office.

If there are no questions or corrections, please keep these Notices for your records.

Respectfully submitted,

Jo Thompson
Adjudication Secretary

Enclosure: Notices of Claim

DE, LOG GT
4-3-97

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

APR 02 1997

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned. Department of Water Resources
Eastern Region

1. Water Right Number(s) _____
Adjudication Claim Number(s) A 31-07216, 02449, 02346, 02376, 02428

2. The following REQUIRED information must be submitted with this form.

- A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
AND
B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
OR
C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.

3. Name and Address of Former Owner/Claimant(s) Burtenshaw + Jernberg Farms
1279 N East Lake Rd. Terreton, ID 83450

4. New Owner/Claimant(s) Wilcox Brothers LLC
Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
New Mailing Address 4891 S. Hwy 191
City, State and ZIP Code Rexburg, ID 83440
New Telephone Number (208) 356-6668

5. Date you acquired the property 5/96 + 11/96

6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.

Number of acres actually irrigated _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second

If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

7. Signature of New Owner/Claimant(s) Derry Wilcox Date March 26 97
Date _____

8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
For Snake River Basin Adjudication Claims: If you are represented by an attorney and you want IDWR to correspond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

A31-07216, 02449
02346, 02376,
02428

Windy.

No. 1
03/21/97

NORTH ESPA WATER MEASUREMENT DISTRICT
1997 ANNUAL ASSESSMENT NOTICE

ID# 35

TO: ~~BURTENSHAW & JERNBERG FARMS~~
~~1279 NORTH EAST LAKE ROAD~~
TERRETON ID 83450

Wilcox Brothers LLC
4891 S. Hwy 191
Rexburg, ID 83440

Water Right Number	Name	Priority Date	Stage	Diversion Rate (cfs)	Units
A31-07216 ✓	BURTENSHAW & JERNBERG FARMS	11/22/1976	L ✓	2.160	CFS
A31-02449 ✓	BURTENSHAW & JERNBERG FARMS	03/17/1973	L ✓	1.540	CFS
A31-07012	BURTENSHAW, DON	07/03/1968	L	6.290	CFS
A31-10625 ✓	BURTENSHAW, DON <i>different owner</i>	06/01/1914	J	0.270	CFS
A31-02346 ✓	BURTENSHAW & JERNBERG FARMS	07/22/1955	L ✓	6.940	CFS
A31-02376 ✓	BURTENSHAW & JERNBERG FARMS	03/23/1959	L ✓	3.260	CFS
A31-02428 ✓	BURTENSHAW & JERNBERG FARMS	10/09/1964	L ✓	2.160	CFS

Total Water Right Diversion Rate: -22.620 CFS *1606*
Pro-rate cost factor = \$26.00 per cfs
(1) Assessed pro-rate cost: \$ 588.12 *417.56*

Total number of diversions: *4*
(2) Total number of diversions x \$25: \$ 150.00 *100.07*

Total 1997 assessment (1) + (2): \$ 738.12 *517.56*

PLEASE REMIT PAYMENT ON OR BEFORE MAY 1, 1997

Assessments not paid by May 1 shall bear interest from the due date until paid at the rate of eight percent (8%) per annum.

Personnel from the measurement district will be contacting you and collecting information about your pumping system or diversion works. Your assistance and cooperation are not only appreciated but are essential in containing costs.

We have carefully tried to describe your points of diversion and flow rates authorized by water rights without duplication or error. If you feel there is a mistake, please contact the water measurement district office at (208) 525-7171.

(keep this portion for your records)

(detach here and return with payment)

PLEASE REMIT PAYMENT ON OR BEFORE

MAY 1, 1997 PAYABLE TO:

NORTH ESPA WATER MEASUREMENT DISTRICT
900 N SKYLINE DR STE A
IDAHO FALLS ID 83402-1718

Number of diversions: 6
Total diversion rate: 22.620 CFS
Total assessment: \$ 738.12

ID# 35

Address correction requested

BURTENSHAW & JERNBERG FARMS
1279 NORTH EAST LAKE ROAD

TERRETON ID 83450

INTER-DEPARTMENT MEMO — 1

FROM KEITH C. WILSON

DATE 12-1-1988

TO Adj. f. l. e A31-02346/02376/02428/02449/67216/10271

SUBJECT Filing Date

All above claims were received on Dec 1, 1988.
Envelope was dated Nov 30, 1988.

NO LATE FEE REQUIRED!

Keith C. Wilson
SIGNATURE

RECORDED

NOV 17 1992