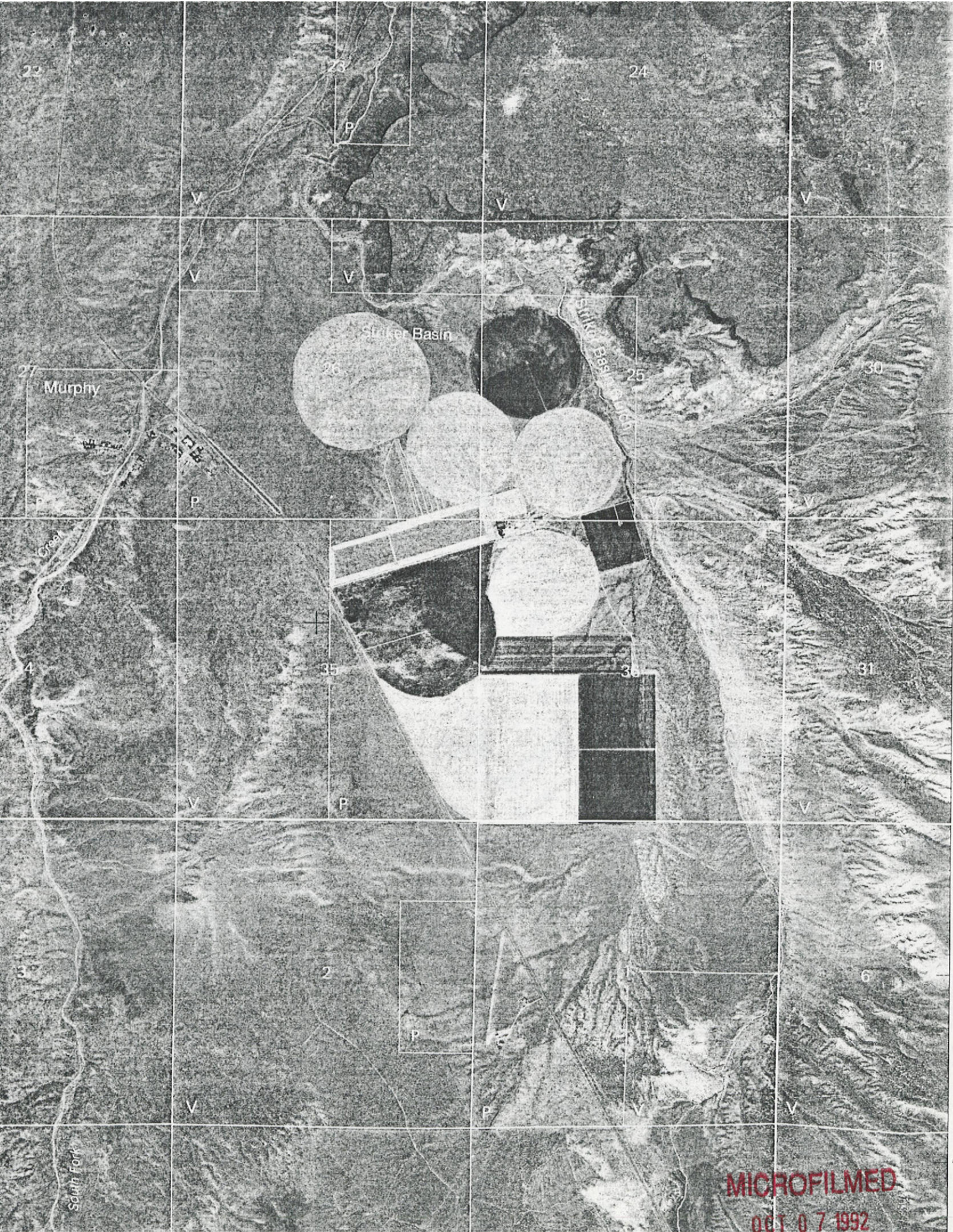




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OCT 07 1992

RECEIVED
MAY 09 1997

Department of Water Resources

REAL PROPERTY

All that certain real property situated in the County of Owyhee, State of Idaho, to wit:

PARCEL NO. 1;

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 25: S1/2 NW1/4, SW1/4

Section 26: S1/2 NE1/4, E1/2 SE1/4 NW1/4, E1/2 NE1/4 SW1/4, SE1/4 SE1/4, N1/2 SE1/4

Section 35: N1/2 NE1/4, N1/2 SE1/4 NE1/4, N1/2 SW1/4 NE1/4 lying North and East of the Murphy-Grand View Highway

Section 36: SW1/4 NE1/4, W1/2 NW1/4 NE1/4, W1/2, SW1/4 SE1/4, W1/2 SE1/4 SE1/4, NW1/4 SE1/4

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WATER RESOURCES
WESTERN REGION

PARCEL NO. 2:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 35: S1/2 S1/2 NE1/4 lying East of Highway

PARCEL NO. 3:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 35: SE1/4 lying East of the Highway

Together with all and singular the buildings, structures, fences, pipes, pipelines, tanks, dams, reservoirs, pumps, pumping equipment and all other improvements and fixtures now or hereafter on or in said property, and any and all water and water rights (including but not limited to those water rights appurtenant to said lands, or any of them, covered or evidenced by Water License No. G-25464/57-2212 and Water Permits Nos. 57-7052, 57-7083, 57-7128, 57-7157, 57-7172 and 57-7179), ditches and ditch rights, flumes, aqueducts, canals, appropriations, franchises, and all other rights and privileges owned by the Mortgagor, or belonging to, or with, leading to, connected with, or usually had or enjoyed in connection with the said property, or any part thereof, whether or not hereinabove expressly mentioned or described, and all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

220812

RECEIVED OF
Owyhee Title
FEE 6.00

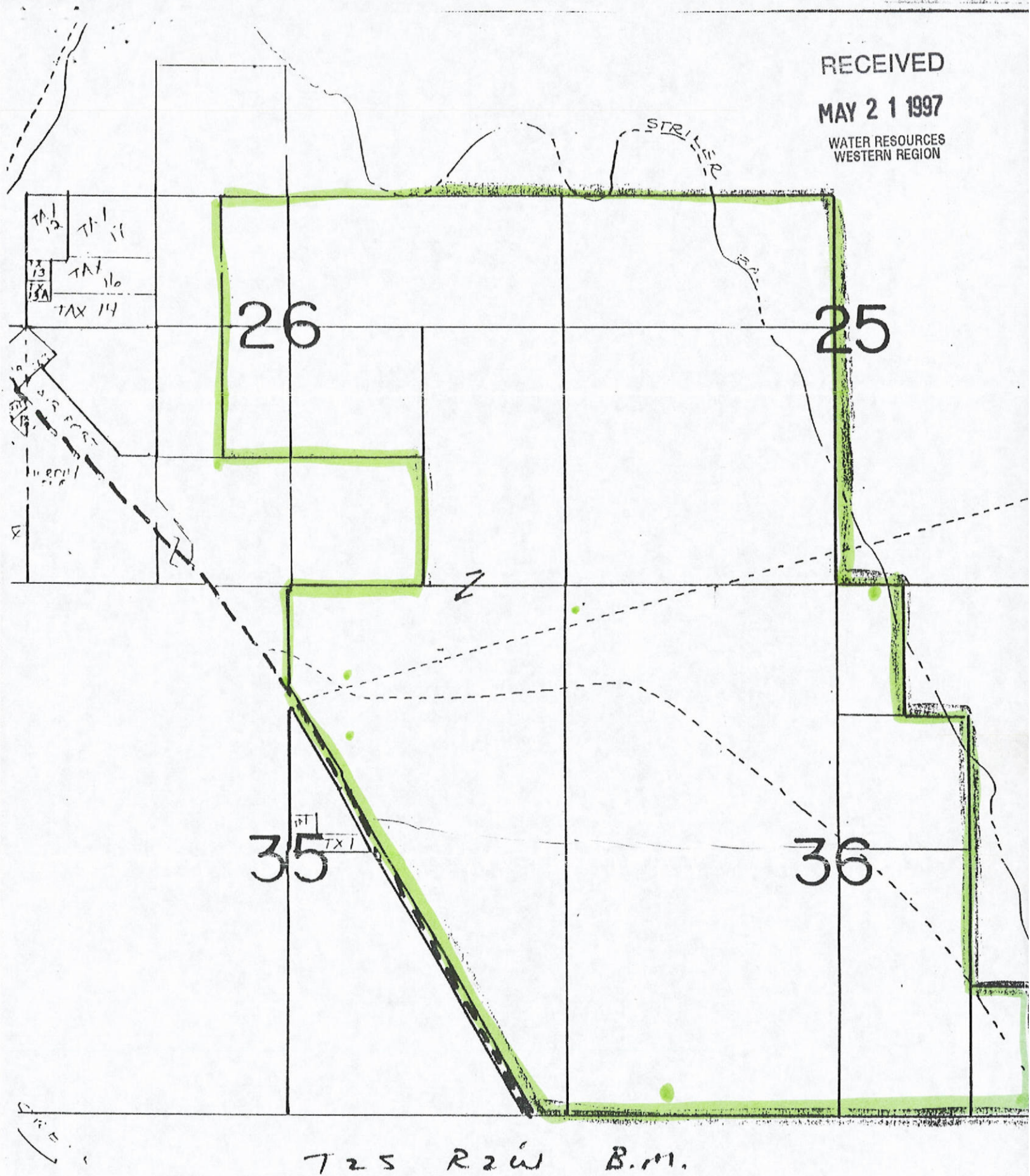
FILED-RECORDED

'97 JAN 24 PM 1 57

JIM HUNTLEY JR.
OWYHEE COUNTY RECORDER
BY Peggy J. Dorman
DEPUTY

Handwritten initials or signature.

WATER RESOURCES
WESTERN REGION



THIS SKETCH IS MADE SOLELY TO ASSIST
IN LOCATING THE PROPERTY THE COMP-
ANY ASSUMES NO LIABILITY FOR VARIATION
IF ANY WITH THE ACTUAL PROPERTY

WARRANTY DEED



FOR VALUE RECEIVED DELBERT A. MOORE, AN UNMARRIED PERSON

the Grantor, does hereby grant, bargain, sell and convey unto REM FARMS, LLC, AN IDAHO CORPORATION

the Grantee, whose address is 8601 DUNWOODY PLACE #301, ATLANTA, GA 30350

the following described premises, to-wit:

PARCEL NO. 1:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

SECTION 25: S 1/2 NW1/4, SW1/4

SECTION 26: S1/2 NE1/4, E1/2 SE1/4 NW1/4, E1/2 NE1/4 SW1/4, SE1/4 SE1/4, N1/2 SE1/4

SECTION 35: N1/2 NE1/4, N1/2 SE1/4 NE1/4, N1/2 SW1/4 NE1/4 LYING NORTH AND EAST OF THE MURPHY-GRAND VIEW HIGHWAY.

SECTION 36: SW1/4 NE1/4, W1/2 NW1/4 NE1/4, W1/2, SW1/4 SE1/4, W1/2 SE1/4 SE1/4, NW1/4 SE1/4

PARCEL NO. 2:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

SECTION 35: S1/2 S1/2 NE1/4 LYING EAST OF HIGHWAY

PARCEL NO. 3:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

SECTION 35: SE1/4 LYING EAST OF THE HIGHWAY

TOGETHER WITH ALL WATER RIGHTS APPURTENANT THERETO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general tax liens and assessments for the year 1994 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: January 25, 1994

Delbert A. Moore
DELBERT A. MOORE

STATE OF IDAHO
COUNTY OF CANYON

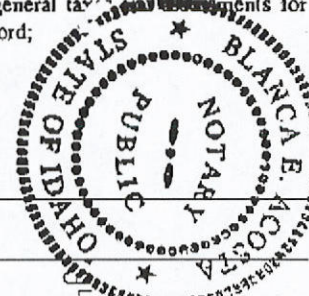
On this 28 day of January, 1994, before me a notary public, personally appeared DELBERT A. MOORE, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

Blanca E. Acosta

Notary Public
Residing at GREENLEAF, Idaho
My commission expires: 9-1-99

021
3.00

GREENLEAF, IDAHO
COUNTY RECORDER
DEPUTY
E. E. Anderson



JAN 28 PM 4 23

FILED - RECORDED

211907

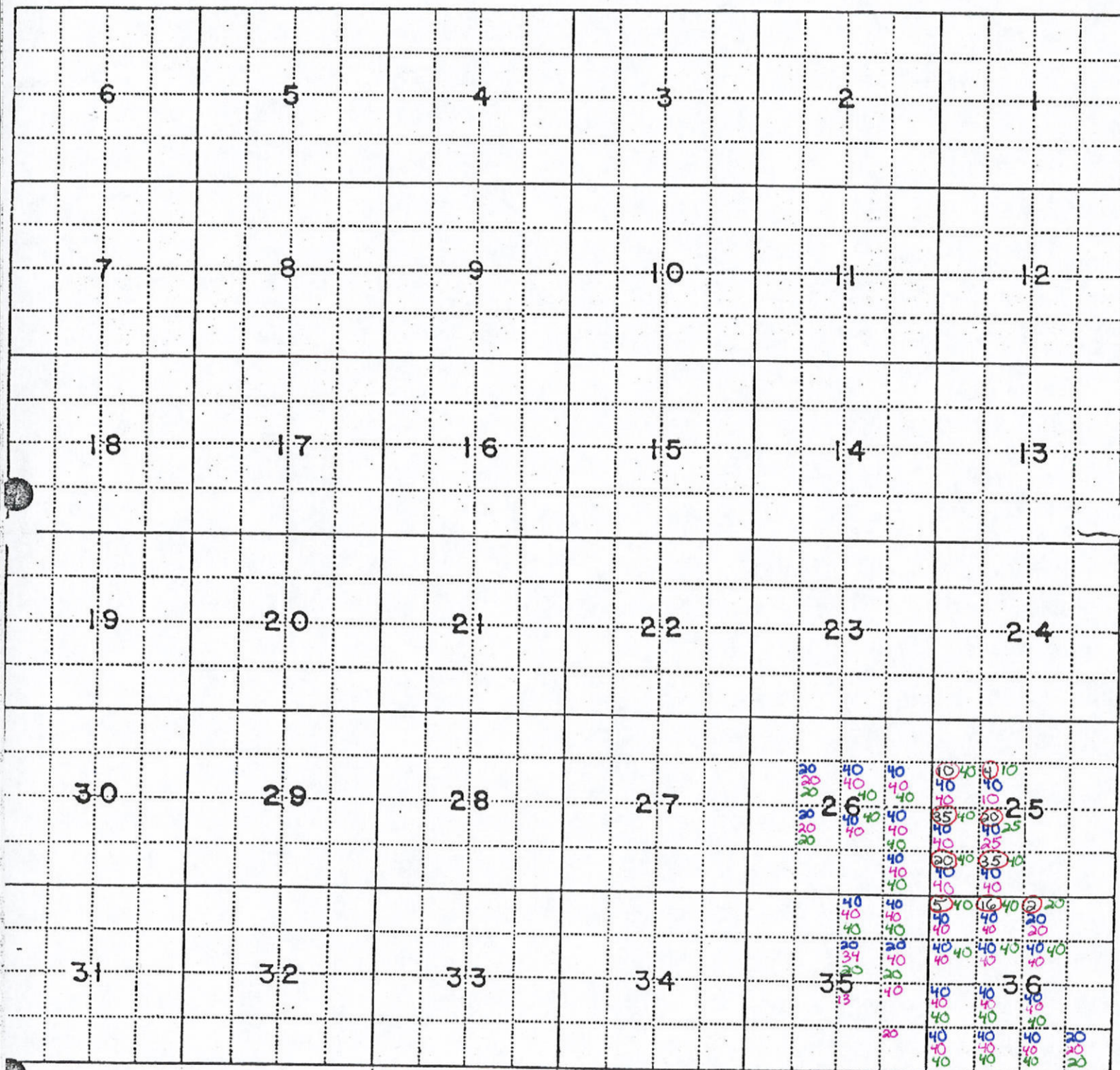
Delbert Moore

TOWNSHIP GRID

Landownership ☐G.W. Rights ☐S. W. Rights ☐Twp. 2SRge. 2W

County _____

asin _____



A57-2212 147 Ac @ 1.7 cfs

A57-07172 1080 Ac 2.66 "

A57-7179 1142 " 20 "

A57-7157 1035 " 4.0 "

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T2S

R2W

SL 9/17/91

KEY

right

acres

Symbol

Diagram of Reviewer's
Recommended acres

57-02212

147

///

57-07052

160

\\

57-07083

320

///

57-07128

280

≡

57-07157

47

⋯

TOTAL 954

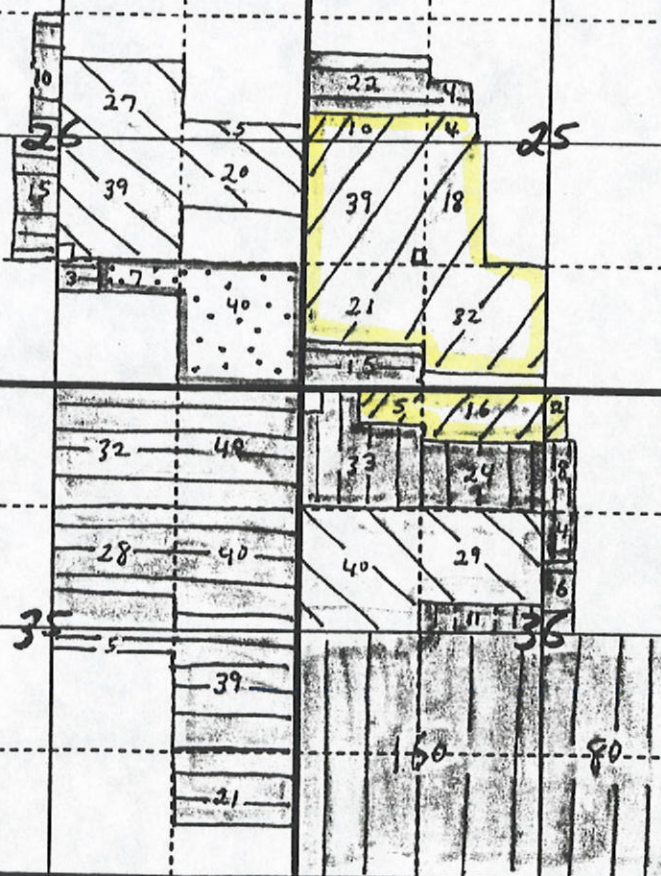


Diagram portrays relative # acres per
QA per right but not necessarily location
of acres by right within QA

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Diagram of Examiner's
Recommended areas

<u>KEY</u>		<u>Symbol</u>
57-02212	147 AUG	///
57-07052	120 A.	///
57-07083	280 A.	///
57-07128	120 A.	≡
57-07157	287 A.	::
	TOTAL	954 A.

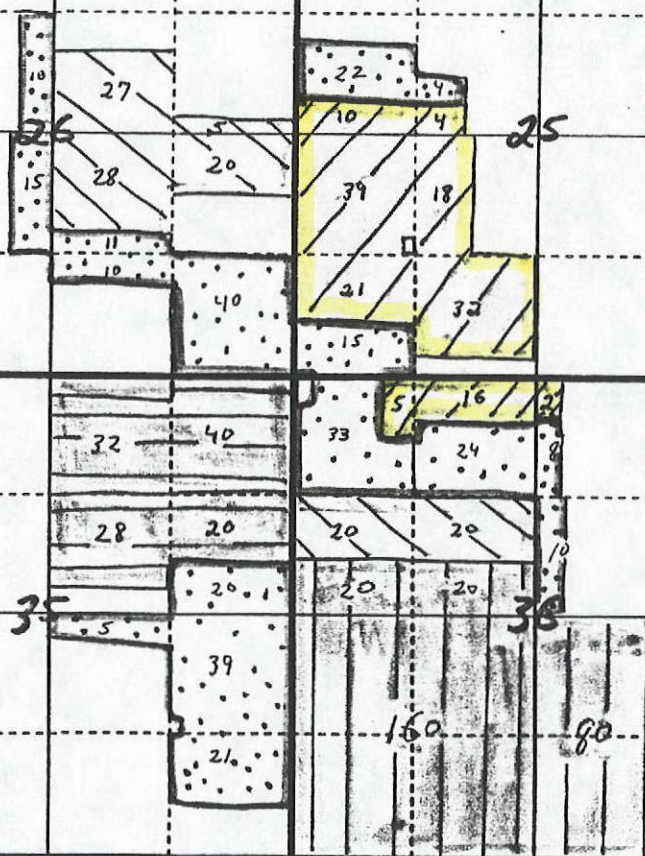


Diagram portrays relative # acres per
QQ per right but not necessarily location
of acres by right with QQ (doesn't portray actual borders
of Plu)

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State of Idaho License and Certificate of Water Right

Water License No. G-25464

Amount 1.70 c.f.s.

Water District No.

Priority Feb. 15, 1955

THIS IS TO CERTIFY that JOHN W. ENGLEBERT
of Murphy, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated February 15, 1955; that Permit No. G-25464
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.70 second feet, was issued thereunder on August 17, 1962, showing that said works
were completed on the 30th day of March, 1962; and that on the 30th
day of March, 1962,

JOHN W. ENGLEBERT

of Murphy, 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-25464 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 7400, on the 17 day of August, 1962;

The right hereby confirmed dates from February 15, 1955;

The Point of Diversion is located

In the NE 1/4 NW 1/4, Sec. 36, Tp. 2 S., R. 2 W., B. M. Owyhee 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 1.70 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 S.	2 W.	25	SE 1/4 NW 1/4	40	4
			SW 1/4 NW 1/4	40	10
			NE 1/4 SW 1/4	40	20
			NW 1/4 SW 1/4	40	35
			SW 1/4 SW 1/4	40	20
		36	SE 1/4 SW 1/4	40	35
			NW 1/4 NE 1/4	40	2
			NE 1/4 NW 1/4	40	16
			NW 1/4 NW 1/4	40	5
Total number of acres to be irrigated:					147

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
17 day of August, 1962.

RALPH W. THOMAS
Deputy State Reclamation Engineer.

(SEAL)

57 2212

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OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. G-25464

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

1. Name of applicant John W. Englehart

2. Source of water supply: Subterranean

3. Location of point of diversion: Is in the NE 1/4, SW 1/4 of Section 35

T. 2 S. R. 2 W. B. M. County of Owyhee

4. Describe works as they exist, giving dimensions and capacities of same: 75 HP A.O. Smith motor # 74774 Jacuzzi Bros pump # 12MSB4 W.I.C. 563 T. 1318
8" check valve into a Boston pump 40 HP 1/2 C motor # WRI 829364
Jacuzzi pump # 405H4 C W.I. 633 8" x 240' column 14' x 33"
Casing h. 180' D.D. 25' well depth 925'

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):

W 1/2 NE 1/4, NW 1/4, NE 1/4 SW 1/4, S 1/2 SW 1/4, SE 1/4 Sec. 36 465 acres

NE 1/4 Sec. 35, (160 acres) E 1/2 SE 1/4 Sec. 26, (80 acres)

SW 1/4 NE 1/4, S 1/2 NW 1/4, SE 1/4, NE 1/4 SE 1/4, W 1/2 SE 1/4 Sec. 25 (385 acres) all in Twp. 2 S.

Rge. 2 W. B. M.

A total of 1090 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 John Englehart along

measurement was made by taking pressure readings along each line to line 120' Hoppes 3/4 size

This examination was made on the 26th day of July 1962

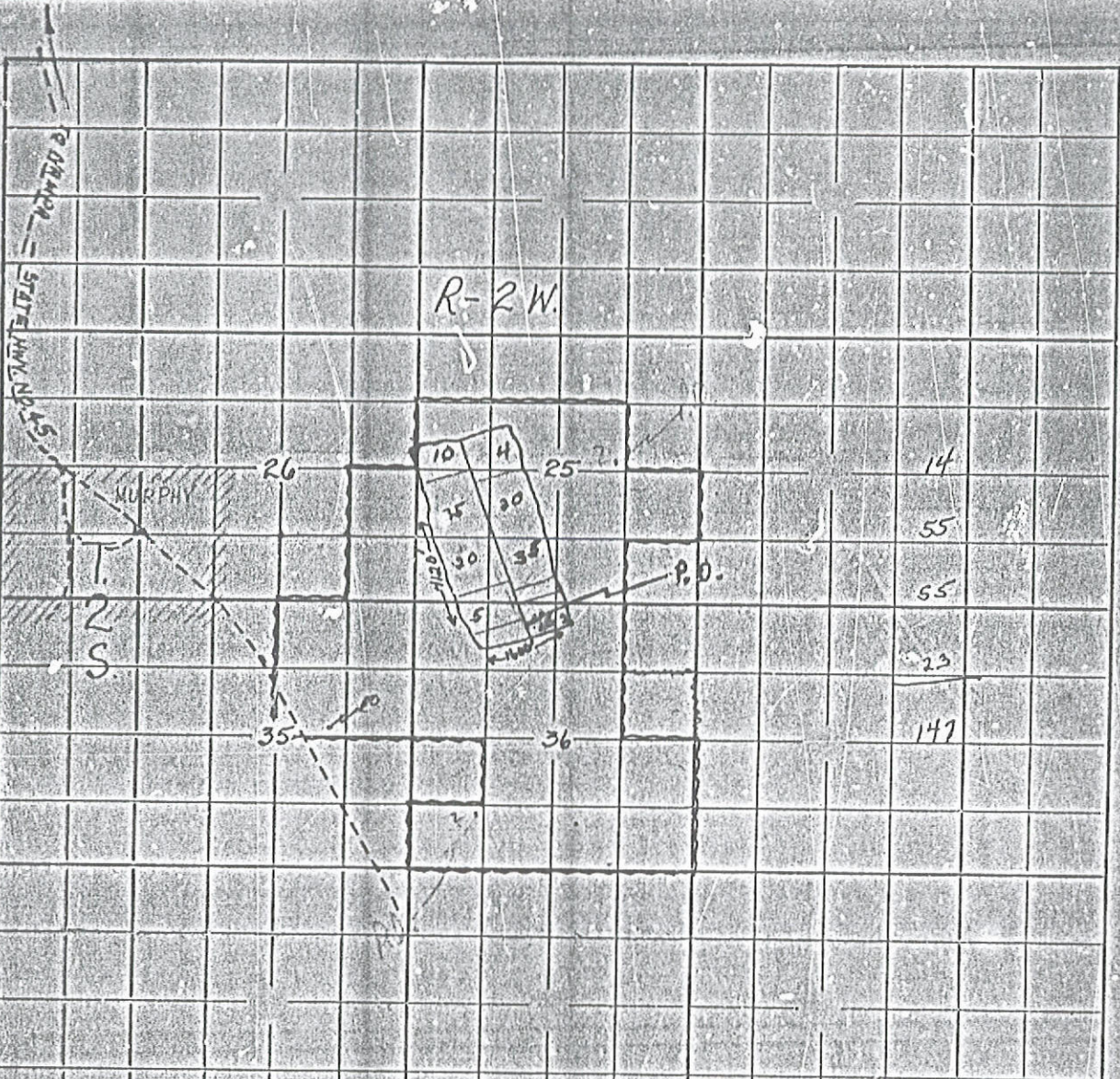
(Signed)

Ron H. H. H.

Examiner

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Subdivisions 9
 area 147 acres
 1.70 CFS OR 85 inches

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25464

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: A57-02212
Date Received: 12/13/1988
Receipt No: W002021
Received By: RW

PD 1-19-89

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: DELBERT MOORE 208-466-2040
Address: 3600 JUANITA WAY
NAMPA, ID 83651
2. Date of Priority: FEB 15, 1955
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 of | Lot | County |
|----------|-------|---------|--------|--------|--------|-----|--------|
| 02S | 02W | 36 | NE | NE | NW | | OWYHEE |
5. Description of diverting works:
14" CASED WELL 300' DEEP, MAINLINE TO SPRINKLERS. 200 HP PUMP.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|------|----|--------|------|--------|
| IRRIGATION | | | 1.700 | | |
7. Total Quantity Appropriated is:
1.700 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NONE
10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02S	02W	25	SW	NW		IRR	10.0
			SE	NW		IRR	4.0
			NE	SW		IRR	20.0

A57-02212

Page 1

Date: 12/13/88

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02S	02W	25	NW	SW		IRR	35.0
			SW	SW		IRR	20.0
			SE	SW		IRR	35.0
						Section Acres	124.0
		36	NW	NE		IRR	2.0
			NE	NW		IRR	16.0
			NW	NW		IRR	5.0
						Section Acres	23.0
						Total Acres	147.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:

57-7157, 57-7172, 57-7128, 57-7083, 57-7052,

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 25464

16. Signature(s)

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

Number of attachments: _____

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): *Pelham Moon* Date: 1/12/89

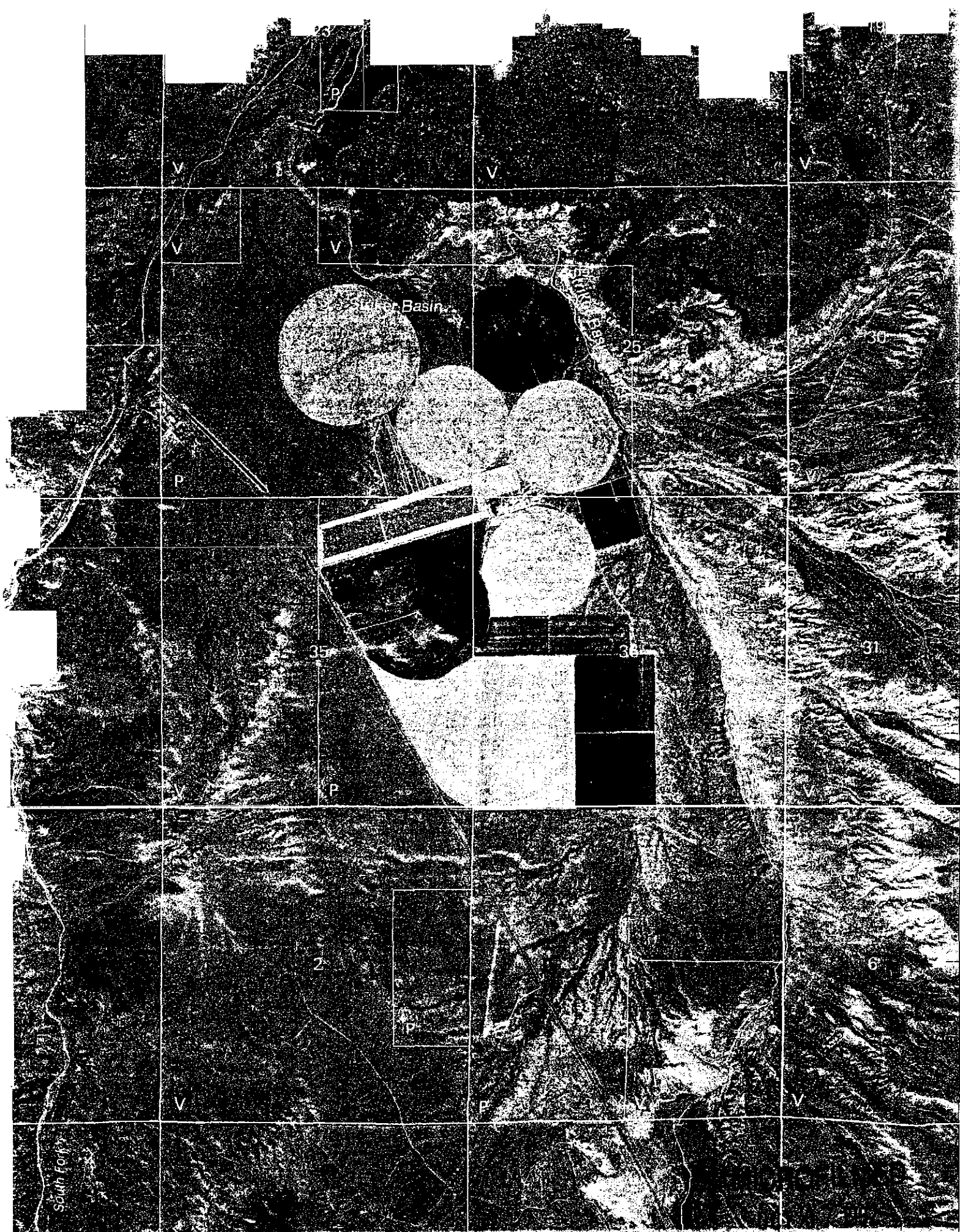
Date: _____

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 18 day
of JAN 19 89

Seal

Ron Howerton
Notary Public
4200 Plum
Residing at 1305E, IDAHO 83703
My Commission Expires 12-8-94



3/26/1990

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME Moore, Delbert CLAIM IDENT. NO. A57-2212

DATE RECEIVED 1-19-89 CK # 11244 AMOUNT \$ 1497⁰⁰ (55⁻) Required

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

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YES NO

1. Should this claim be receipted and data entered?

Claim checked by: LW

Date: 5-23-90

Claim must be returned to claimant: (Yes) (No)

Claimant must be notified of modifications: (Yes) (No)

Receipt Prepared by: _____ Date: _____

Claim data entered by: _____ Date: _____ Checked by: _____ Date: _____

Returned to claimant by: _____ Date: _____

Comments: Mod letter for period of time.

Added C.U.

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Water Right Number - ✓ 57-02212

Adj. Flag Translation: Standard Water Right Number

Old (D) Number - 25464

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

*** C - CURRENT OWNER ***

ENGLEBERT

JOHN W.

1 -

2 -

3 -

City- MURPHY

State- ID Zip- 83650

Phone -

+ - - Priority Date - - + + - - - Region - - - + + - - - Stage - - - + + - - - Status - - - +
✓ 02/15/1955 14 L - LICENSE+ - - - - Source - - - - + + - - - - - Tributary - - - - - +
GROUNDWATER+ - - - - Point of Diversion - - - - - +
Twp Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)
✓ 02S ✓ 02W ✓ 36 ✓ NE NW (73) ✓ OWYHEE+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
✓ 01 - IRRIGATION ✓ 1.700+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - + + - Total Consumptive Use - + + - KW Usage - +
✓ 1.700+ - - - - Place of Use - - - - - +
Twp Rng Sec Tract Lot Acres Code Description County
✓ 02S ✓ 02W ✓ 25 ✓ SW NW ✓ 10.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 25 ✓ SE NW ✓ 4.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 25 ✓ NE SW ✓ 20.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 25 ✓ NW SW ✓ 35.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 25 ✓ SW SW ✓ 20.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 25 ✓ SE SW ✓ 35.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 36 ✓ NW NE ✓ 2.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 36 ✓ NE NW ✓ 16.0 ✓ 01 IRRIGATION (73) OWYHEE
02S 02W 36 ✓ NW NW ✓ 5.0 ✓ 01 IRRIGATION (73) OWYHEE

Total Acres: 147.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

OCT 0 7 1992

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Water right number - 57-02212 Adj. flag translation: Standard Water Right Number

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

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

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

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

+ - - Audit Fields - 02/26/85 05/01/88 CONVERT

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

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Start Work Date - 00/00/0000	Verified Date - 02/26/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 06/07/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Presumption Flag -	
		Microfilm Roll Number -

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OCT 07 1992

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02212

NAME & ADDRESS: HIPWELL BROTHERS
HC 79 BOX 2010
MURPHY ID 83650

SOURCE: GROUNDWATER

QUANTITY: 1.7 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 57-07052, 57-07083, 57-07128
AND 57-07157 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
10.35 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
4293.0 AF.

PRIORITY DATE: 02/15/1955

POINT OF DIVERSION: T02S R02W S35 NWNE Within Owyhee County
S36 SWNE
NENW
SWSWPURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
IRRIGATION Irrigation Season 1.7 CFS

PLACE OF USE:	IRRIGATION	Within Owyhee County			
T02S R02W S25	SWNW 32	SENW 8	NESW 18	NWSW 39	
	SWSW 36	SESW 32			
S26	SWNE 27	SENE 5	SENW 10	NESW 15	
	NESE 20	NWSE 39	SWSE 10	SESE 40	
S35	NENE 40	NWNE 32	SWNE 28	SENE 40	
	NESE 39	NWSE 5	SESE 21		
S36	NWNE 10	SWNE 10	NENW 40	NWNW 38	
	SWNW 40	SENW 40	NESW 40	NWSW 40	
	SWSW 40	SESW 40	NWSE 40	SWSE 40	
954 ACRES TOTAL					

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 147 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 954 ACRES IN A SINGLE
IRRIGATION SEASON.

EXPLANATORY MATERIAL: BASIS OF CLAIM - LICENSE

AJ5856NP

IDAHO DEPARTMENT OF WATER RESOURCES
RECOMMENDED WATER RIGHTS ACQUIRED UNDER STATE LAW

DATE: NOV-7-1997
PAGE: A-2

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02212 (CONT)

EXPLANATORY MATERIAL: (CONT)

THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 57-07052, 57-07083, 57-07128 AND
57-07157.

STATE OF IDAHO

IDAHO DEPARTMENT OF WATER RESOURCES

NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

RECEIVED

MAY 09 1997

MAY 19 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

Department of Water Resources

1. Water Right Number(s) 57-02212/07052/07083/07128/07157 RECEIVEDAdjudication Claim Number(s) same as above MAY 21 19972. The following **REQUIRED** information must be submitted with this form.WATER RESOURCES
WESTERN REGION

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) Farmer's Home Admin.304 N. 8th St. Boise Id 837024. New Owner/Claimant(s) Hipwell Brothers

Name connector (Check one): [] AND, [] OR, [] AND/OR

New Mailing Address HC 79, Box 2010 AACity, State and ZIP Code Murphy, Id 83650New Telephone Number (208) 495-29595. Date you acquired the property 1/24/97

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) [Signature] Date 5-3-97

Date _____

(Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)

8. 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.

INSTRUCTIONS

This form has been prepared to assist new owners of property to comply with the requirements of Sections 42-248 and 42-1409(6), Idaho Code. Section 42-248 requires certain property holders to notify the Department of Water Resources (IDWR) of any change in mailing address or ownership of all or part of a water right record on file with IDWR. Section 42-1409(6) provides that new property owners must notify IDWR of any change in ownership of a water right during an adjudication of water rights, and, if a required claim for the water right has not been filed, to file the needed claim.

Separate brochures are available from IDWR describing the adjudication of water rights and the requirement to notify IDWR of changes in ownership. If you would like any of these brochures, or if you have questions about completing this form, please contact your nearest IDWR office or call 1-800-451-4129.

If you need additional space to describe or explain any of the items on the form, please attach additional sheets to the form as you may require.

1. If there are water rights associated with the property, the seller should be able to provide you with the water right or adjudication claim number(s). Please enter these number(s) at Item 1. If you or the seller believe there are water rights for the property but the numbers are unknown, you may wish to call IDWR or come into an office of IDWR for assistance in identifying the water rights for the property in question. If claims for the rights are required, and have not been filed, IDWR will so advise you.
2. The information described at Item 2 is required, since IDWR cannot process the requested change without documentation of ownership. The preferred types of documentation are shown; contact IDWR if you have difficulty obtaining this information. Do not obtain a new survey for purposes of this form before contacting IDWR.
3. Please provide the name and address of the former owner of the water right and/or adjudication claim at Item 3.
4. The name, mailing address, and telephone number of the new owner(s) is entered at Item 4. Please indicate the relationship between multiple owners by using the connector "and", "or" or "and/or". If an "and" is used, all parties must sign this form. If an "and/or" or "or" is used, all parties may sign, however only one of the named parties is required to sign.
5. At Item 5, please provide the date the property in question was acquired. This may be the date of "closing" in the case of a real estate transaction or the date of court order for other types of ownership changes.
6. If the property you have purchased is only a portion of the property owned by the former owner/seller, you may be purchasing only a portion of the total water right held by the seller. This means the water right held by the seller may be "split" to provide your share of the right in question. Be sure to include a description of the portion of the water right you have purchased at Item 6.

Please provide as much detail as possible concerning your water right: include the number of homes, irrigated acreage if more than 1/2 acre is irrigated, type and number of stock if your right is for stockwater, etc. In the absence of information to the contrary, IDWR will assume the intent is to split the rights *proportionately*.

7. The new owner(s) must sign the form in the space(s) provided at Item 7. Corporations and other organizations must submit a list of directors or officers demonstrating the authority of the director or officer to sign the form.
8. There is no filing fee. When complete, you should retain a copy and return the original of the form to the IDWR office nearest you:

IDWR Western Region, 2735 Airport Way, Boise, ID 83705-5082 (208) 334-2190

IDWR Southern Region, 222 Shoshone St. E., Twin Falls, ID 83301-6105 (208) 736-3033

IDWR Northern Region, 1910 Northwest Blvd., Suite 210, Coeur d'Alene, ID 83814-2615 (208) 769-1450

IDWR Eastern Region, 900 N Skyline Dr., Suite A, Idaho Falls, ID 83402-1718 (208) 525-7161

RECEIVED
MAY 09 1997
Department of Water Resources

WARRANTY DEED

FOR VALUE RECEIVED REM FARMS, L.L.C., an Idaho Limited Liability Company, which acquired title as REM FARMS, L.L.C., an Idaho Corporation

the Grantor, does hereby grant, bargain, sell and convey unto
HIPWELL BROTHERS, a partnership,

the Grantee, whose address is 2114 E. Greenhurst Rd., Nampa, ID, 83686

the following described premises, to-wit:

SEE ATTACHED EXHIBIT "A"

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 1997 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

Dated: January , 1997

REM FARMS, L.L.C.

BY: Royce E. Mosier
ROYCE E. MOSIER, Managing Member of REM FARMS, LLC

BY: Kay Creighton
KAY CREIGHTON, Financial Manager of REM FARMS, LLC.
ATTORNEY IN FACT

State of GEORGIA
County of FULTON

On this day of January in the year 1997,
before me, a Notary Public, personally appeared
KAY CREIGHTON

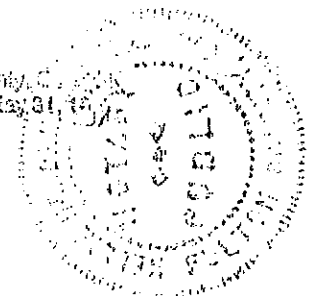
known or identified to me to be the person whose name is subscribed
to within instrument as attorney in fact of **ROYCE E. MOSIER**, and acknowledged to me that she subscribed the name
of **ROYCE E. MOSIER** thereto as principal, and her own name as attorney in fact.

Kay Creighton
Notary Public
Residing at 2018 AUBURN DR. ATLANTA, GA
My Commission Expires MAY 31, 1997

Notary Public, Fulton County, GA
My Commission Expires May 31, 1997

OWYHEE TITLE COMPANY
200 BASEY STREET, MURPHY, ID. 83650

RECEIVED
MAY 21 1997
WATER RESOURCES
WESTERN REGION



RECEIVED
MAY 09 1997
Department of Water Resources

REAL PROPERTY

All that certain real property situated in the County of Owyhee, State of Idaho, to wit:

PARCEL NO. 1;

~~Section 25: S1/2 NE1/4, E1/2 NE1/4 NW1/4, E1/2 NE1/4 SW1/4, SE1/4 SE1/4, N1/2~~
~~Section 26: S1/2 NE1/4, E1/2 NE1/4 NW1/4, E1/2 NE1/4 SW1/4, SE1/4 SE1/4, N1/2~~
~~Section 25: N1/2 NE1/4, N1/2 SE1/4 NE1/4, N1/2 SW1/4 NE1/4 lying North and~~
~~East of the Murphy-Grand View Highway~~
~~Section 36: SW1/4 NE1/4, W1/2 NW1/4 NE1/4, N1/2 SW1/4 SE1/4,~~
~~W1/2 SE1/4 NE1/4, NW1/4 SE1/4~~

PARCEL NO. 2:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 35: S1/2 S1/2 NE1/4 lying East of Highway

PARCEL NO. 3:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B. M., OWYHEE COUNTY, IDAHO

Section 35: SE1/4 lying East of the Highway

Together with all and singular the buildings, structures, fences, pipes, pipelines, tanks, dams, reservoirs, pumps, pumping equipment and all other improvements and fixtures now or hereafter on or in said property, and any and all water and water rights (including but not limited to those water rights appurtenant to said lands, or any of them, covered or evidenced by Water License No. G-25464/57-2212 and Water Permits Nos. 57-7052, 57-7083, 57-7128, 57-7157, 57-7172 and 57-7179), ditches and ditch rights, flumes, aqueducts, canals, appropriations, franchises, and all other rights and privileges owned by the Mortgagor, or belonging to, or with, leading to, connected with, or usually had or enjoyed in connection with the said property, or any part thereof, whether or not hereinabove expressly mentioned or described, and all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the rents, issues and profits thereof.

RECEIVED
MAY 21 1997

WATER RESOURCES
WESTERN REGION

220812

RECEIVED OF

Owyhee Title

FEE 6.00

FILED-RECORDED

'97 JAN 24 PM 1 57

JIM HUNTLEY JR

OWYHEE COUNTY RECORDER

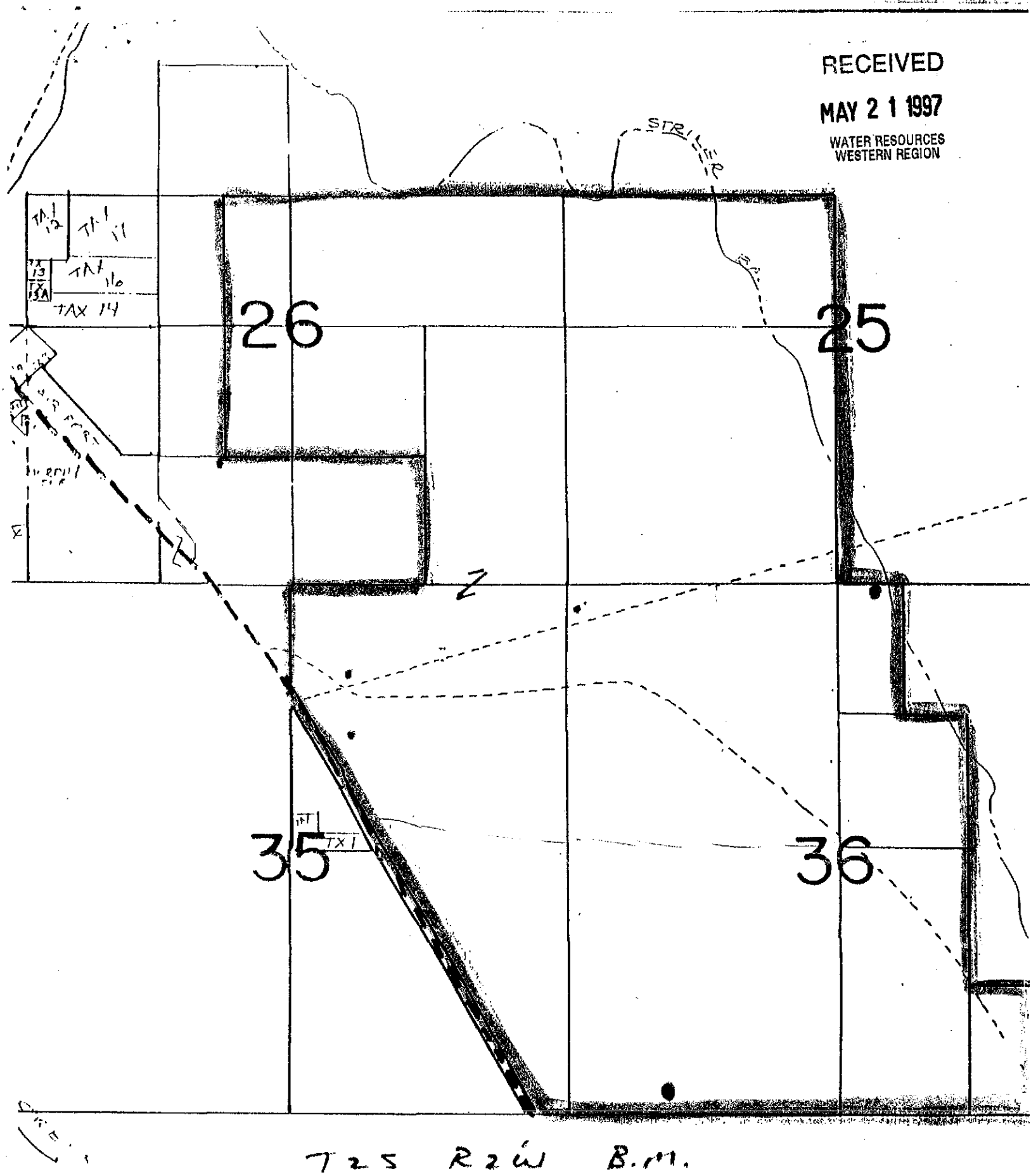
BY *[Signature]* DEPUTY

[Handwritten initials]

RECEIVED

MAY 21 1997

WATER RESOURCES
WESTERN REGION



THIS SKETCH IS MADE SOLELY TO ASSIST
IN LOCATING THE PROPERTY THE COMPA-
NY ASSUMES NO LIABILITY FOR VARIATION

WARRANTY DEED



FOR VALUE RECEIVED ~~DELBERT A. MOORE~~, AN UNMARRIED PERSON

the Grantor, does hereby grant, bargain, sell and convey unto ~~REM FARMS~~, LLC, AN IDAHO CORPORATION

the Grantee, whose address is 8601 DUNWOODY PLACE #301, ATLANTA, GA 30350

the following described premises, to-wit:

PARCEL NO. 1:

~~IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO~~

~~SECTION 25: S 1/2 NW 1/4, SW 1/4~~

~~SECTION 26: S 1/2 NE 1/4, E 1/2 SE 1/4 NW 1/4, E 1/2 NE 1/4 SW 1/4, SE 1/4 SE 1/4, N 1/2 SE 1/4~~

~~SECTION 25: N 1/2 NE 1/4, N 1/2 SE 1/4 NE 1/4, N 1/2 SW 1/4 NE 1/4 LYING NORTH AND EAST OF THE MURPHY-GRAND VIEW HIGHWAY.~~

~~SECTION 26: SW 1/4 NE 1/4, W 1/2 NW 1/4 NE 1/4, W 1/2, SW 1/4 SE 1/4, W 1/2 SE 1/4 SE 1/4, NW 1/4 SE 1/4.~~

PARCEL NO. 2:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

SECTION 35: S 1/2 S 1/2 NE 1/4 LYING EAST OF HIGHWAY

PARCEL NO. 3:

IN TOWNSHIP 2 SOUTH, RANGE 2 WEST, B.M., OWYHEE COUNTY, IDAHO

SECTION 35: SE 1/4 LYING EAST OF THE HIGHWAY

TOGETHER WITH ALL WATER RIGHTS APPURTENANT THERETO.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that he is the owner in fee simple of said premises; that said premises are free from all encumbrances; except for general tax liens for the year 1994 and subsequent years, covenants, conditions, restrictions and easements of record; and that he will warrant and defend the same from all lawful claims whatsoever.

DATED: January 25, 1994

Delbert A. Moore
DELBERT A. MOORE

STATE OF IDAHO
COUNTY OF CANYON

On this 28 day of January, 1994, before me a notary public, personally appeared DELBERT A. MOORE, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they have executed the same.

Blanca E. Acosta
Notary Public

Residing at GREENLEAF, Idaho
My commission expires: 9-1-99

BARBARA J. JACOBSON
CLERK OF COUNTY RECORDS
BY *[Signature]*
DEPUTY
JAN 28 PM 4 23
FILED - RECORDED

211907

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 57-02212

Date: 2-18-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	2S	2W	25							32	8'	18	39	36	32					165
GIS										34	8.4	17	36	31	30					156.4
Claim			26			27	5				10	15				20	39	10	40	166
GIS						29	8.1				9.1	13				31	39	7.6	38	174.8
Claim			35	40	32	28	40									39	5		21	205
GIS				40	33	26	40									39	5.8		23	206.8
Claim			36		10	10		40	38	40	40	40	40	40	40		40	40		418
GIS					10	11		40	35	40	40	40	40	40	40		40	40		416

Number of POD's 4

Total Claimed Acres: 954

Overlapping EOU Claim #'s:

Total GIS Acres: 954

57-07052, 57-07083, 57-07157, 57-07128

COMMENTS:

County data indicates different ownership name. Per claim maps & image interpretation.

POD - one map included two PODs in claimed gg. The remaining in Sec. 35 are estimated.

Idaho Department of Water Resources

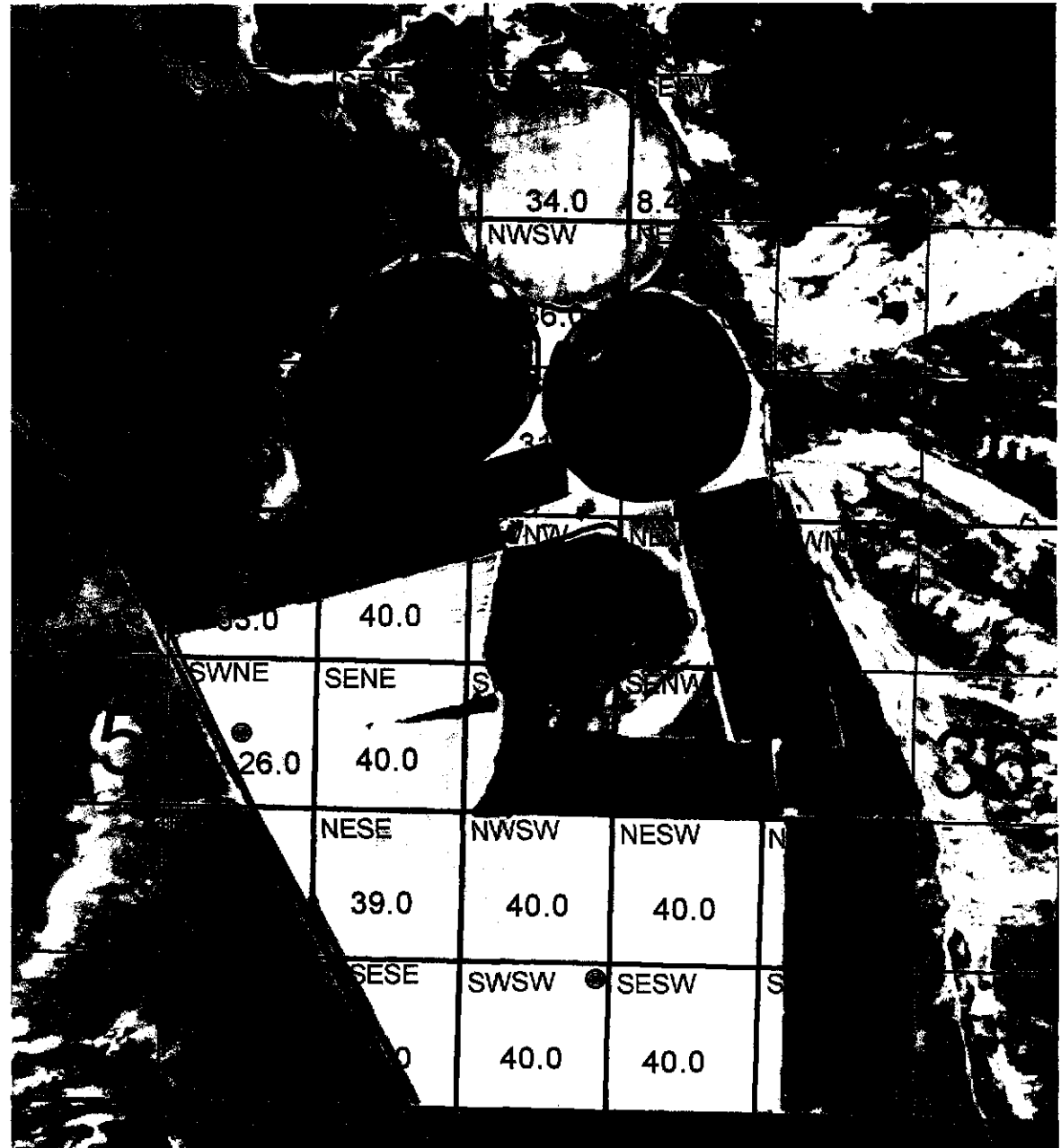
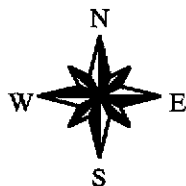
1987 Napp Photo

Claim Number: 57-02212

Legal: T02S, R02W, S25, 26
35, 36

Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range Lines



0 0.25 0.5 0.75 1 Miles

1997 DEC 15 PM 3: 10

In Re SRBA)
)
Case No. 39576)
)

PARTIAL DECREE PURSUANT TO
I.R.C.P. 54(b) FOR
Water Right 57-02212

DISTRICT COURT - SRBA
TWIN FALLS CO., IDAHO

FILED _____

NAME & ADDRESS: HIPWELL BROTHERS
HC 79 BOX 2010
MURPHY ID 83650

SOURCE: GROUNDWATER

QUANTITY: 1.7 CFS

USE OF THIS RIGHT WITH RIGHT NOS. 57-07052, 57-07083, 57-07128 AND 57-07157 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.35 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4293.0 AF.

PRIORITY DATE: 02/15/1955

POINT OF DIVERSION: T02S R02W S35
S36

NWNE
SWNE
NENW
SWSW

Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
Irrigation Season

QUANTITY
1.7 CFS

PLACE OF USE:	IRRIGATION	Within OWYHEE County			
	T02S R02W S25	SWNW 32	SENW 8	NESW 18	NWSW 39
		SWSW 36	SESW 32		
	S26	SWNE 27	SENE 5	SENW 10	NESW 15
		NESE 20	NWSE 39	SWSE 10	SESE 40
	S35	NENE 40	NWNE 32	SWNE 28	SENE 40
		NESE 39	NWSE 5	SESE 21	
	S36	NWNE 10	SWNE 10	NENW 40	NWNW 38
		SWNW 40	SENW 40	NESW 40	NWSW 40
		SWSW 40	SESW 40	NWSE 40	SWSE 40
	954 ACRES TOTAL				

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 147 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE IRRIGATION OF A COMBINED TOTAL OF 954 ACRES IN A SINGLE IRRIGATION SEASON.

RULE 54(b) CERTIFICATE

With respect to the issues determined by the above judgment or order, it is hereby CERTIFIED, in accordance with Rule 54(b), I.R.C.P., that the court has determined that there is no just reason for delay of the entry of a final judgment and that the court has and does hereby direct that the above judgment or order shall be a final judgment upon which execution may issue and an appeal may be taken as provided by the Idaho Appellate Rules.

DANIEL C. HURLBUTT, JR.
PRESIDING JUDGE
Snake River Basin Adjudication

PARTIAL DECREE PURSUANT TO I.R.C.P. 54(b)
Water Right 57-02212

PAGE 1
DEC-4-1997

AJ0749NP
No. R57-02212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 11/06/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HIPWELL BROTHERS HC 79 BOX 2010 MURPHY ID 83650 (208) 495-2959	02/15/1955	IRRIGATION	03-15 11-15	1.70 CFS	
TOTAL DIVERSION:					1.70 CFS	

D US DEPT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
304 N 8TH ST
BOISE ID 83702

D FHMA
X ID 0

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T02S R02W S35
S36

NWNE
NENW

SWNE
SWSW

OWYHEE County
OWYHEE County

Place of use Legal Description for: IRRIGATION

				NE				NW				SW				SE																					
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	SUM																
02S	02W	25	:							32	08	:	18	39	36	32	:				:	165.0															
02S	02W	26	:				27	05	:		10	:	15					20	39	10	40	:	166.0														
02S	02W	35	:	40		32	28	40	:			:						39	05		21	:	205.0														
02S	02W	36	:			10	10		:	40	38	40	40	:	40	40	40	40		40	40	:	418.0														
																				TOTAL ACRES																	954.0

POU County: OWYHEE

Remarks: QNT USE OF THIS RIGHT WITH RIGHT NOS. 57-07052, 57-07083, 57-07128
AND 57-07157 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF
10.35 CFS AND TO A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF
4293.0 AF.

POU THIS RIGHT IS LIMITED TO THE IRRIGATION OF 147 ACRES WITHIN
THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON.
USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO THE
IRRIGATION OF A COMBINED TOTAL OF 954 ACRES IN A SINGLE
IRRIGATION SEASON.

EXP THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF
DIVERSION DESCRIBED ABOVE: 57-07052, 57-07083, 57-07128 AND
57-07157.

AJ0749NP

IDAHO DEPARTMENT OF WATER RESOURCES

(REGIONAL)

DATE: 11/06/97

PAGE: 2

Dates: **Exam Made Date:**

Verified Date:

11/06/1997

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:

Presumption Flag:

Comments: Date: 06/05/1997 User-ID: LHARRIS Subject: NAME CHANGE - OWNERSHIP CHANGE

THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN OWNERSHIP CHANGE.

Audit: 11/06/97 RHOWERTO



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

November 7, 1997

Re: Water Right Nos. 57-02212, 57-07083, 57-07052, 57-07128,
57-07157

HIPWELL BROTHERS
HC 79 BOX 2010
MURPHY ID 83650

Dear Claimant(s):

Enclosed are copies of the above referenced water rights which reflect the change in ownership of the land and appurtenant water rights covered under the original filings. Also enclosed is a copy of the Notice of Completed Administrative Proceedings which has been sent to the Snake River Basin Court as notification of the change.

The Department or the Court will contact you in the future concerning any requirements that may be needed in order to process these water rights for final decree.

If you have any questions concerning the enclosed water rights, please feel free to contact this office.

Sincerely,

Lori Harris
Technical Records Specialist
Adjudication Section
Western Region Office

LH:1

Enclosures

cc: Farmers Home Administration

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA	)	NOTICE OF COMPLETED
	)	ADMINISTRATIVE PROCEEDINGS
Case No. 39576	)	
	)	Water Rights 57-02212, 57-07083,
	)	57-07052, 57-07128
	)	and 57-07157

IDWR has completed the following Administrative Proceeding:

☐ Change of Address
☒ Substitution of Party
☐ I.C. 42-222 Transfer

SUBSTITUTION OF PARTY

Does the change in "ownership" result in a splitting of the water
right claimed? ☐ Yes ☒ No

If yes, does the split involve an I.C. 42-222 transfer? ☐ Yes ☐ No

Water Right(s): 57-02212, 57-07083, 57-07052, 57-07128 and 57-07157

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
11/7/1997

57-02212, 57-07083, 57-07052,
57-07128 AND 57-07157

PAGE 1

From (Claimant/Seller):

Name of Claimant: FHMA
X ID 0

Name of Claimant: US DEPT OF AGRICULTURE
Address: FARMERS HOME ADMINISTRATION
304 N 8TH ST
BOISE ID 83702

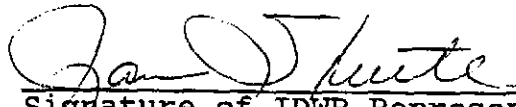
To (Claimant/Purchaser):

Name of Claimant: HIPWELL BROTHERS
Address: HC 79 BOX 2010
MURPHY ID 83650
Phone: (208) 495-2959

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached Amended Director's Reports for said water rights. No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the Notice of Completed Administrative Transfer and Amended Director's Reports(s) on the claimant(s), prior claimants(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: November 7, 1997


Signature of IDWR Representative

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
11/7/1997

57-02212, 57-07083, 57-07052,
57-07128 AND 57-07157

PAGE 2

CERTIFICATE OF MAILING

I certify that on November 7, 1997 I mailed the original and copies of this form to the following persons, postage prepaid and addressed as follows:

1. Original to:
Clerk of the District Court
Snake River Basin Adjudication
253 Third Avenue North
P.O. Box 2707
Twin Falls, Idaho 83303-2707
2. One Copy to:
Claimant/Seller for Substitution of Party or attorney of record:

FHMA
X ID 0

US DEPT OF AGRICULTURE
FARMERS HOME ADMINISTRATION
304 N 8TH ST
BOISE ID 83702
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

HIPWELL BROTHERS
HC 79 BOX 2010
MURPHY ID 83650
4. One Copy to:
Chief, Natural Resources Division
Office of the Attorney General
P.O. Box 44449
Boise, Idaho 83711-4449
5. One Copy to:
United States Dept. of Justice
Environment & Natural Resource Div.
550 West Fort Street, MSC 033
Boise, ID 83724

Lori Harris
Signature of person or attorney mailing the form

AJ0749NP
No. 57-02212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/05/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	HIPWELL BROTHERS HC 79 BOX 2010 MURPHY ID 83650 (208) 495-2959	02/15/1955	IRRIGATION	03-15 11-15	1.70 CFS	
TOTAL DIVERSION:					1.70 CFS	
D	US DEPT OF AGRICULTURE FARMERS HOME ADMINISTRATION 304 N 8TH ST BOISE ID 83702					
D	FHMA X ID 0					

Water Source: GROUNDWATER

Tributary to:

Stage: LICENSE

Point(s) of Diversion:

T02S R02W S35
S36

NWNE
NENW

SWNE
SWSW

OWYHEE County
OWYHEE 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																					
02S	02W	25	:					:			32	08	:	18	39	36	32	:					:	165.0																			
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02S	02W	35	:	40	32	28	40	:					:					:	39	05		21	:	205.0																			
02S	02W	36	:		10	10		:	40	38	40	40	:	40	40	40	40	:		40	40		:	418.0																			
																						TOTAL ACRES																					954.0

POU County: OWYHEE

Other Rights: NONE

Remarks: GEN

THIS RIGHT IS LIMITED TO THE IRRIGATION OF 147 ACRES WITHIN THE PLACE OF USE DESCRIBED ABOVE IN A SINGLE IRRIGATION SEASON. USE OF THIS RIGHT WITH RIGHT NOS. 57-07052, 57-07083, 57-07128 AND 57-07157 IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 10.35 CFS, A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 4293.0 AF ~~A TOTAL COMBINED ANNUAL CONSUMPTIVE USE VOLUME OF 3339.0 AF AND~~ TO THE IRRIGATION OF A COMBINED TOTAL OF 954 ACRES IN A SINGLE IRRIGATION SEASON. THE FOLLOWING RIGHTS ARE ALSO DIVERTED THROUGH POINT OF DIVERSION DESCRIBED ABOVE: 57-07052, 57-07083, 57-07128, 57-07157

POU K06
E25 QNT
E13 POU
EXP F06

Dates: Exam Made Date: 08/10/1990

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

AJ0749NP
No. 57-02212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

DATE: 06/05/97
PAGE: 2

=====
Comments: Date: 06/05/1997 User-ID: LHARRIS Subject: NAME CHANGE - OWNERSHIP CHANGE
THE DATA IN THE NAME FIELD WAS CHANGED TO SHOW THIS RIGHT HAS AN
OWNERSHIP CHANGE.

Audit: 06/05/97 LHARRIS

AJ5809NP
No. 57-02212

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93
PAGE: 17

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME																																																																																																																																																																																															
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Dates: Exam Made Date: 08/10/1990 Verified Date:

Misc: Water District Number: Field Inspection Flag:
Presumption Flag:

Audit: 11/18/91 WERNER 11/19/91 WERNER 01/06/92 WERNER 02/20/92 WERNER
07/29/92 PR-PRODM 10/13/92 CPSHAW 10/20/92 FRAZEE 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT
(REGIONAL)

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Audit: 00/00/00

MICROFILMED
OCT 07 1992

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A57-2212

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*		L. Werner	G	N	N	L.R.W. 5-29-90	
PT. OF DIV.		3-19-91	G				DATA ENTRY COMPLETED
SOURCE			G 5 ←	Y P.O.D.			BY _____ DATE _____
PL. OF USE			1, 2, G				FINAL RECOMMENDATION
DIV. AMOUNT CFS/AF			G ADDED VOL.				BY _____ DATE _____
CONSUMPTIVE USE			ADJ. STD.				
NATURE OF USE			G				
PERIOD OF USE			STD. Irr. season				
BASIS OF CLAIM			G				
REMARKS			G				

VERIFICATION CODES

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

TOPO MAP/ORTHOPHOTO = 1
 ASCS MAP = 2
 WATERMASTER RECORDS = 3
 NAPP PHOTOS = 4
 FIELD EXAM = 5
 OTHER(SEE COMMENTS) = 6*

COMMENTS: *G = Same as licensed

Consumptive flow restrictions will apply

Overlap w/ A57-7172 7179, 7157 - these claims are still permits.

13-91: Now recommended w/ permissible place of use; 147 Ac in 954

STD. Remark:

EOI: Use of this right w/ 57-07052, 57-07083, 57-07128 & 57-07157 shall be limited to:
Flow - 10.35 cfs; C.U. - 3339.0; Div. Vol. = 4770.0; Acres = 954

MICROFILMED

OCT 07 1992

→

2661 7 0 100

MICROFILMED

Form 219
6/86

HERE'S A SHORT NOTE ON HOW I
RECOMMENDED THE LICENCE TO BE
CHANGED TO REFLECT THE FOUND
CONDITIONS.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

BENEFICIAL USE FIELD REPORT

Kelly

A. GENERAL INFORMATION

LICENSE
Permit No. 57-2212

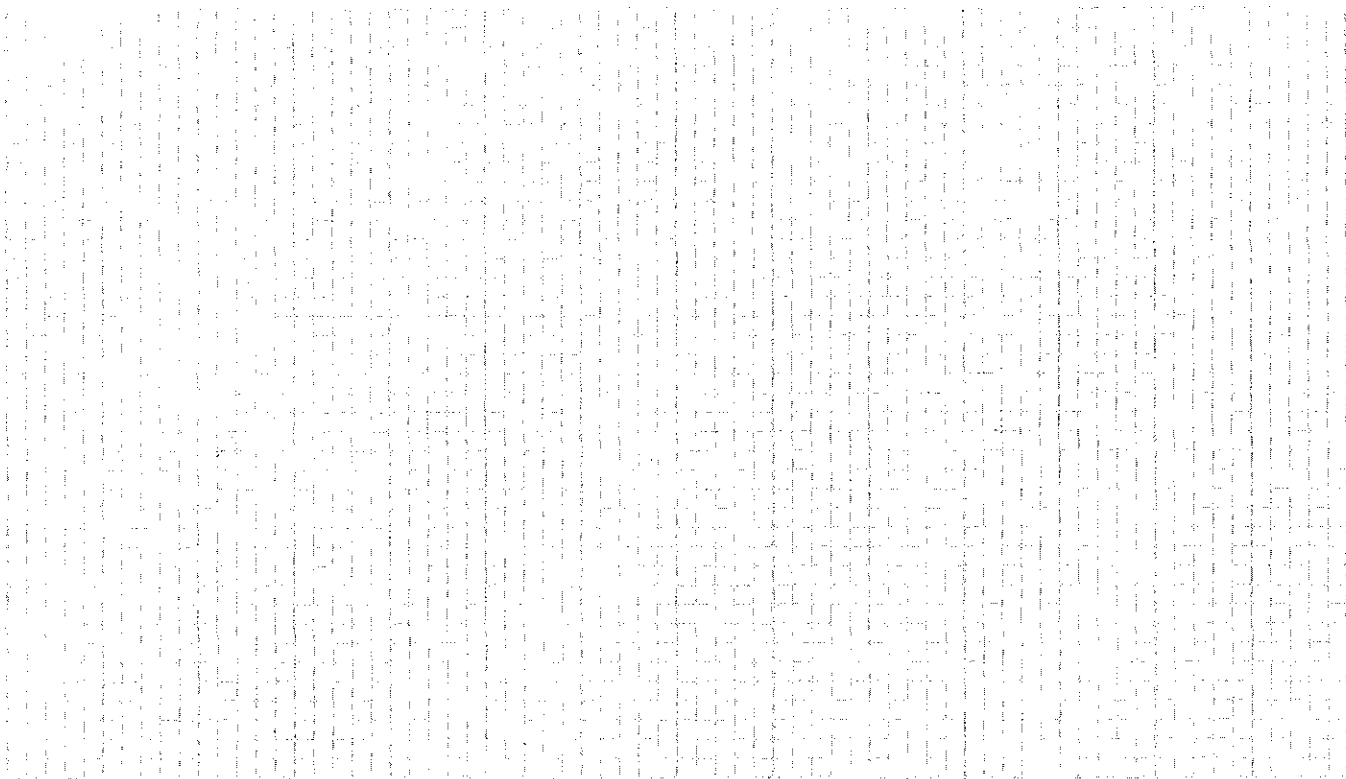
1. Owner: _____ Phone No. _____
Current Address: _____
2. Accompanied by: _____ EXAM. DATE: _____
Address: _____ Phone No. _____
Relationship to Permit Holder: _____
3. Source: _____ tributary to _____

B. OVERLAP REVIEW

1. Other water rights with same place of use: _____
_____ ☐ Copies Attached
2. Other water rights with same point of diversion: _____
_____ ☐ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☐ Alternative diagram attached



Scale: 1" = _____

2. ☐ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required). ☐ Aerial Photo Attached
(required for irrigation of 10 acres or more).
☐ Photo of Diversion and System Attached
(required for all but single household domestic groundwater, and stockwater).

System Description (continued)

3. Narrative: Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

ADJUDICATION CHANGES NEEDED.

1. ADD ALL FOUR WELLS AS P/D'S.

2. CHANGE ACREAGE IN Q/Q'S IN SEC. 25 ONLY

3. REST O.K.

☐ See Remarks on page 4 for continuation

- 4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size

*Code to correspond with No. on map and aerial photo

5. Point(s) of Diversion:

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks

6. Place(s) of Use:

Indicate Method of Determination

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	
FOUND LICENSE READS RECOMMENDED CHANGE		25							32	8	18	39	36	32					
		25							10	4	20	35	20	35					
		25							10	4	18	39	21	32					

Do not use this space

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date

2. Measurements:

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3) ; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Ampsx .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) =$ _____

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 =$ _____

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} =$ _____

2. Volume Calculations for Other Uses:

[illegible]

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion	Annual Volume
	From	To	Q (cfs)	V (afa)
Totals:				

2. Recommended Amendments

- ☐ Change P.D. as reflected above ☐ Add P.D. as reflected above ☐ None
☐ Change P.U. as reflected above ☐ Add P.U. as reflected above ☐ Other

J. AUTHENTICATION

Field Examiner's Name _____

Signature _____

Certification Date _____

Field Report Preparation Date _____

CONSULTANT SEAL

- K. **Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.**

GRAND

1. *Chlorophyll a* (Chl *a*)
 2. *Chlorophyll b* (Chl *b*)
 3. *Chlorophyll c* (Chl *c*)
 4. *Chlorophyll d* (Chl *d*)
 5. *Chlorophyll e* (Chl *e*)
 6. *Chlorophyll f* (Chl *f*)
 7. *Chlorophyll g* (Chl *g*)
 8. *Chlorophyll h* (Chl *h*)
 9. *Chlorophyll i* (Chl *i*)
 10. *Chlorophyll j* (Chl *j*)
 11. *Chlorophyll k* (Chl *k*)
 12. *Chlorophyll l* (Chl *l*)
 13. *Chlorophyll m* (Chl *m*)
 14. *Chlorophyll n* (Chl *n*)
 15. *Chlorophyll o* (Chl *o*)
 16. *Chlorophyll p* (Chl *p*)
 17. *Chlorophyll q* (Chl *q*)
 18. *Chlorophyll r* (Chl *r*)
 19. *Chlorophyll s* (Chl *s*)
 20. *Chlorophyll t* (Chl *t*)
 21. *Chlorophyll u* (Chl *u*)
 22. *Chlorophyll v* (Chl *v*)
 23. *Chlorophyll w* (Chl *w*)
 24. *Chlorophyll x* (Chl *x*)
 25. *Chlorophyll y* (Chl *y*)
 26. *Chlorophyll z* (Chl *z*)
 27. *Chlorophyll aa* (Chl *aa*)
 28. *Chlorophyll ab* (Chl *ab*)
 29. *Chlorophyll ac* (Chl *ac*)
 30. *Chlorophyll ad* (Chl *ad*)
 31. *Chlorophyll ae* (Chl *ae*)
 32. *Chlorophyll af* (Chl *af*)
 33. *Chlorophyll ag* (Chl *ag*)
 34. *Chlorophyll ah* (Chl *ah*)
 35. *Chlorophyll ai* (Chl *ai*)
 36. *Chlorophyll aj* (Chl *aj*)
 37. *Chlorophyll ak* (Chl *ak*)
 38. *Chlorophyll al* (Chl *al*)
 39. *Chlorophyll am* (Chl *am*)
 40. *Chlorophyll an* (Chl *an*)
 41. *Chlorophyll ao* (Chl *ao*)
 42. *Chlorophyll ap* (Chl *ap*)
 43. *Chlorophyll aq* (Chl *aq*)
 44. *Chlorophyll ar* (Chl *ar*)
 45. *Chlorophyll as* (Chl *as*)
 46. *Chlorophyll at* (Chl *at*)
 47. *Chlorophyll au* (Chl *au*)
 48. *Chlorophyll av* (Chl *av*)
 49. *Chlorophyll aw* (Chl *aw*)
 50. *Chlorophyll ax* (Chl *ax*)
 51. *Chlorophyll ay* (Chl *ay*)
 52. *Chlorophyll az* (Chl *az*)
 53. *Chlorophyll aza* (Chl *aza*)
 54. *Chlorophyll abz* (Chl *abz*)
 55. *Chlorophyll acz* (Chl *acz*)
 56. *Chlorophyll adz* (Chl *adz*)
 57. *Chlorophyll aez* (Chl *aez*)
 58. *Chlorophyll afz* (Chl *afz*)
 59. *Chlorophyll agz* (Chl *agz*)
 60. *Chlorophyll ahz* (Chl *ahz*)
 61. *Chlorophyll aiz* (Chl *aiz*)
 62. *Chlorophyll ajz* (Chl *ajz*)
 63. *Chlorophyll akz* (Chl *akz*)
 64. *Chlorophyll alz* (Chl *alz*)
 65. *Chlorophyll amz* (Chl *amz*)
 66. *Chlorophyll anz* (Chl *anz*)
 67. *Chlorophyll aoz* (Chl *aoz*)
 68. *Chlorophyll apz* (Chl *apz*)
 69. *Chlorophyll aqz* (Chl *aqz*)
 70. *Chlorophyll arz* (Chl *arz*)
 71. *Chlorophyll asz* (Chl *asz*)
 72. *Chlorophyll atz* (Chl *atz*)
 73. *Chlorophyll auz* (Chl *auz*)
 74. *Chlorophyll avz* (Chl *avz*)
 75. *Chlorophyll awz* (Chl *awz*)
 76. *Chlorophyll axz* (Chl *axz*)
 77. *Chlorophyll ayz* (Chl *ayz*)
 78. *Chlorophyll azz* (Chl *azz*)
 79. *Chlorophyll azaa* (Chl *aza*)
 80. *Chlorophyll abz* (Chl *abz*)
 81. *Chlorophyll acz* (Chl *acz*)
 82. *Chlorophyll adz* (Chl *adz*)
 83. *Chlorophyll aez* (Chl *aez*)
 84. *Chlorophyll afz* (Chl *afz*)
 85. *Chlorophyll agz* (Chl *agz*)
 86. *Chlorophyll ahz* (Chl *ahz*)
 87. *Chlorophyll aiz* (Chl *aiz*)
 88. *Chlorophyll ajz* (Chl *ajz*)
 89. *Chlorophyll akz* (Chl *akz*)
 90. *Chlorophyll alz* (Chl *alz*)
 91. *Chlorophyll amz* (Chl *amz*)
 92. *Chlorophyll anz* (Chl *anz*)
 93. *Chlorophyll aoz* (Chl *aoz*)
 94. *Chlorophyll apz* (Chl *apz*)
 95. *Chlorophyll aqz* (Chl *aqz*)
 96. *Chlorophyll arz* (Chl *arz*)
 97. *Chlorophyll asz* (Chl *asz*)
 98. *Chlorophyll atz* (Chl *atz*)
 99. *Chlorophyll auz* (Chl *auz*)
 100. *Chlorophyll avz* (Chl *avz*)
 101. *Chlorophyll awz* (Chl *awz*)
 102. *Chlorophyll axz* (Chl *axz*)
 103. *Chlorophyll ayz* (Chl *ayz*)
 104. *Chlorophyll azz* (Chl *azz*)
 105. *Chlorophyll azaa* (Chl *aza*)
 106. *Chlorophyll abz* (Chl *abz*)
 107. *Chlorophyll acz* (Chl *acz*)
 108. *Chlorophyll adz* (Chl *adz*)
 109. *Chlorophyll aez* (Chl *aez*)
 110. *Chlorophyll afz* (Chl *afz*)
 111. *Chlorophyll agz* (Chl *agz*)
 112. *Chlorophyll ahz* (Chl *ahz*)
 113. *Chlorophyll aiz* (Chl *aiz*)
 114. *Chlorophyll ajz* (Chl *ajz*)
 115. *Chlorophyll akz* (Chl *akz*)
 116. *Chlorophyll alz* (Chl *alz*)
 117. *Chlorophyll amz* (Chl *amz*)
 118. *Chlorophyll anz* (Chl *anz*)
 119. *Chlorophyll aoz* (Chl *aoz*)
 120. *Chlorophyll apz* (Chl *apz*)
 121. *Chlorophyll aqz* (Chl *aqz*)
 122. *Chlorophyll arz* (Chl *arz*)
 123. *Chlorophyll asz* (Chl *asz*)
 124. *Chlorophyll atz* (Chl *atz*)
 125. *Chlorophyll auz* (Chl *auz*)
 126. *Chlorophyll avz* (Chl *avz*)
 127. *Chlorophyll awz* (Chl *awz*)
 128. *Chlorophyll axz* (Chl *axz*)
 129. *Chlorophyll ayz* (Chl *ayz*)
 130. *Chlorophyll azz* (Chl *azz*)
 131. *Chlorophyll azaa* (Chl *aza*)
 132. *Chlorophyll abz* (Chl *abz*)
 133.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

A. GENERAL INFORMATION

PERMIT NO: 6 permits
DATE EXAM

1. OWNER LISTED ON PERMIT

CONDUCTED: 08-11-88
(KKC)
07-..-90
(GG)

Name: Delbert Moore
Address: 3600 Juanita Way
City, State: Nampa, ID Zip 83651
Phone No. (208) 466-2040

Name/Address Updated ☒

2. PERSON ACCOMPANYING EXAMINER OR NEW OWNERS NAME AND ADDRESS

Name: Brian Miller
Address: Same
Relationship to Permit holder: Foreman

3. SOURCE: Groundwater (4 wells)

B. DOCUMENTS INCLUDED WITH THIS REPORT

- | | |
|--|--|
| 1. ☐ Copy of U.S.G.S Quadrangle | 5. ☐ Aerial Photo (if required) |
| 2. ☐ No. of Photo Pages Attached | 6. ☐ Overlap Sheet (form) |
| 3. ☐ Well Inspection Form | 7. ☐ Pump Efficiency form |
| 4. ☐ P/D Overlap Field Exams Copy | 8. ☐ Ground Water Irrigation Ck |

C. OVERLAP REVIEW

1. Water rights found within the same Q/Q but they have
a different owner and acres -- ☐
same owner but different
source and/or acres -- -- ☐

2. P/D overlap found. (relating to the same source only)
Water Right Numbers -- 57-2212 a license; and permits 57-7052,
57-7083, 57-7128, 57-7157, 57-7172, and 57-7179.

old acre overlap -- -- ☒
new acre overlap -- -- ☒

3. P/U overlap found. (relating to the same permit acres only)
Water Right Numbers -- same as above.

old acre overlap -- -- ☒
new acre overlap -- -- ☒

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D. SYSTEM DESCRIPTION (General system description)

1. Diagram found on;

a. Aerial Photo	--	--	--	--	--	--	--	☒
b. Hand Sketch	--	--	--	--	--	--	--	☒

2. Narrative

This is an analysis of seven rights, one license and six permits, and how they interact. The permits slowly expanded the system by adding wells and/or acres but field exams were not conducted identifying the actual use as each permit was added.

This field report will start with the permit with the oldest priority and progress through all six permits, tying in the overlap as it occurs.

The first three permits 57-7052, 57-7083, and 57-7128 list one well per right, each one for a different well. As all the wells are now tied into one mainline capable of delivering water to any of the found acres, an amendment to include all wells on each permit is recommended. This approach results in the recommendation to lapse permits 57-7172 and 57-7179.

The licensing recommendations are based upon an AFA limitation only. No CFS rate has been recommended.

THE SYSTEM

The existing system is four wells tied into a buried 10" mainline which supplies water to center pivots, handlines, and/or wheel lines. Any well or combination of wells can supply water to any portion of ground covered by these permits.

THE RIGHTS

RIGHT NO.	PRIORITY DATE	P/D IDENTIFICATION	OVERLAP STATUS
57-2212	02-15-55	P/D # 1 only	no previous right
57-7052	08-17-71	P/D # 1 only	no P/U overlap
57-7083	10-03-72	P/D # 2 only	some OL with 57-7083
57-7128	12-25-74	P/D # 4 only	no P/U overlap
57-7157	04-06-76	P/D # 1 thru 4	P/U overlap found
57-7172	08-31-76	P/D # 1 thru 4	P/U overlap found
57-7179	02-02-77	P/D # 1 thru 4	P/U overlap found

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3. Overlap Analysis

This analysis layout always starts with the found acres in each section. If a permit does not include acres in a particular section, that section will not be included in the layout. The permit acres under analysis are listed twice. The first entry (identified by permit #) lists the acres as listed on the permit. The second entry (identified by RECOMMENDATION FOR LICENSING IN SEC __) identifies the acres that are recommended for licensing. These acres will be carried forward to the next permit analysis. The permit acres are NOT carried forward. As permits are added, the recommended acres within each Q/Q are to be added and compared to the found acres to determine if there are additional acres available for licensing.

Each permit will be analyzed and then there will be a summary page identifying the licensing recommendations.

In section 25 the found acres in NE/SW are 2 acres short and of the licensed acres under license 57-02212.

An adjudication recommendation for 57-02212 will include changing the number of acres found in three different Q/Qs of section 25. The recommended changes are,

				NE				NW				SW				SE				TOTAL
TWP	RGE	SEC		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN		25								32	8	18	39	36	32					165
LICENSED ACRES		25								10	4	20	35	20	35					124
RECOMMENDED CHANGES (marked by a following *)																				
57-2212	2S	2W	25							10	4	18	39*	21*	32*					124

The adjusted acres are used in this analysis and the recommendations are based upon those acres.

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 ***** 57-7052 ANALYSIS *****

	TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN			25							32	8	18	39	36	32					165
57-2212 2S 2W			25							10	4	18	39	21	32					124
57-7052			25					20	20											40
RECOMMENDATION FOR																				TOTAL
LICENSING IN SEC			25																	---0---
FOUND ACRES IN			26			27	5			10		15				20	39	10*40		166
57-7052 2S 2W			26			20	20									20	20			80
RECOMMENDATION FOR																				TOTAL
LICENSING IN SEC			26			27	5									20	28			--80--
FOUND ACRES IN			36	10	10			40	38	40	40	40	40	40	40	40*			40	418
57-2212 2S 2W			36		2			16	5											21
57-7052			36							20	20									40
RECOMMENDATION FOR																				TOTAL
LICENSING IN SEC			36							20	20									--40--

PERMIT 57-7052 ACRE RECOMMENDATION FOR LICENSING IS -- -- -- -- 120

Permit 57-7052 was filed using the same P/D licensed under 57-2212 (Well # 1.) This permit requires an amendment to add wells # 2, 3, and 4. All found acres for 57-7052 are new acres therefore no P/U overlap found.

LICENSING RECOMMENDATION for Found acres = $\frac{120 * 5.0}{\text{Acres} * \text{Af.}} = 600\text{AFA}$

 ***** 57-7083 ANALYSIS *****

			NE				NW				SW				SE				TOTAL
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN		36		10	10		40	38	40	40	40	40	40	40	40*			40	418
57-2212 2S 2W		36		2			16	5											21
57-7052		36							20	20									40
57-7083		36							40	40	40	40	40	40		40	40		320
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 36									20	20	40	40	40	40					-200--

PERMIT 57-7083 ACRE RECOMMENDATION FOR LICENSING IS -- -- -- -- 200

Permit 57-7083 is a permit for new acres from a new P/D (Well # 2) no overlap found. This right also requires an amendment to add the additional P/Ds. The wells not originally included on this permit are, well # 1, 3, and 4.

I recommend the matching Q/Qs for licensing and no others. The 80 acres applied for in the SE quarter were never developed and the found acres not covered by this permit are better represented in future filings and will be then recommended for licensing. No transfer of those 80 acres is recommended.

LICENSING RECOMMENDATION for Found Acres = $200 * 5.0 = 1000$ AFA
 Acres * Af.

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 ***** 57-7128 ANALYSIS *****

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN		35	40	32	28	40									39	5		21	205
57-7128 2S 2W		35	40	40	20	20													120
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		35	40	32	28	20													-120--
FOUND ACRES IN		36		10	10		40	38	40	40	40	40	40	40	40*			40	418
57-2212 2S 2W		36		2			16	5											21
57-7052		36							20	20									40
57-7083		36							20	20	40	40	40	40					200
57-7128		36									40	40	40	40					160
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		36																	---0--

PERMIT 57-7128 ACRE RECOMMENDATION FOR LICENSING IS -- -- -- -- 120

This permit is from a new P/D (Well # 4.) An amendment is required to add the additional P/Ds, Well # 1, 2, and 3. P/U overlap was found in the SW 1/4 of Sec 36 (permit 57-7083). These acres were recommended for licensing for the full AFA legal limit under permit 57-7083, therefore these acres are to be excluded in the licensing recommendation for this permit.

LICENSING RECOMMENDATION for Found acres = $\frac{120}{\text{Acres}} * 5.0 = 600\text{AFA}$

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 ***** 57-7157 ANALYSIS *****

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN		25							32	8	18	39	36	32					165
57-2212	2S	2W	25						10	4	18	39	21	32					124
57-7157		25							40	40	40	40	40	40					240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		25							22	4		15							- 41--
FOUND ACRES IN		26			27	5				10	15				20	39	10*40		166
57-7052	2S	2W	26		27	5									20	28			80
57-7157		26			40	40				20	20				40	40		40	240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		26								10	15					11	10*40		--85--
FOUND ACRES IN		35	40	32	28	40									39	5		21	205
57-7128	2S	2W	35	40	32	28	20												120
57-7157		35	40	40	20	20													120
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		35				20									39*	5*		21*-	65--
FOUND ACRES IN		36		10	10		40	38	40	40	40	40	40	40	40*			40	418
57-2212	2S	2W	36		2		16	5											21
57-7052		36							20	20									40
57-7083		36							20	20	40	40	40	40					200
57-7157		36		20	40		40	40	40	40	40	40	40	40		40	40	20	480
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC		36		8	10		24	33							40*			40	-155--

Amendment required to change acres to new Q-Qs -- -- |*|
 (an asterisk indicates the Q/Q requiring an amendment)

PERMIT 57-7157 ACRE RECOMMENDATION FOR LICENSING IS -- -- -- -- 367

This permit is the first right that includes all four P/Ds. No amendment to add P/Ds is required for this permit. P/U overlap occurs in all sections and the overlapping acres are already licensed or recommended to receive the AFA legal limit. These acres will be excluded from the acre recommendation on this permit. Ten acres in the SW/SE of sec 26 and forty acres in the NE/SE of sec 36 are not covered under any permit. The sixty five acres in the SE 1/4 of sec 35 were included in the filing of 57-7179 as acres identified irrigated but not covered by any permit. These acres are recommended for licensing under this permit. No other acres were found needing to be licensed.

LICENSING RECOMMENDATION for Found acres = $367 * 5.0 = 1,835\text{AFA}$
 Acres * Af.

 ***** 57-7172 ANALYSIS *****

TWP	RGE	SEC	NE				NW				SW				SE				TOTAL
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
FOUND ACRES IN		25							32	8	18	39	36	32					165
57-2212	2S	2W							10	4	18	39	21	32					124
57-7157		25							22	4			15						41
57-7172		25							40	40	40	40	40	40					240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 25																			-- 0--
FOUND ACRES IN		26			27	5			10	15					20	39	10*40		166
57-7052	2S	2W			27	5									20	28			80
57-7157		26							10	15					11	10	40		86
57-7172		26			40	40			20	20					40	40		40	240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 26																			-- 0--
FOUND ACRES IN		35	40	32	28	40									39	5		21	205
57-7128	2S	2W	40	32	28	20													120
57-7157		35				20									39	5		21	85
57-7172		35	40	40	20	20													120
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 35																			-- 0--
FOUND ACRES IN		36		10	10		40	38	40	40	40	40	40	40	40*			40	418
57-2212	2S	2W		2			16	5											21
57-7052		36							20	20									40
57-7157		36		8	10		24	33							40			40	155
57-7172		36		20	40		40	40	40	40	40	40	40	40		40	40	20	480
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 36																			-- 0--

PERMIT 57-7172 ACRE RECOMMENDATION FOR LICENSING IS -- -- LAPSE PERMIT

This permit was filed with all P/Ds included. The intent for this permit was to allow water use on all acres from any P/D and to increase the diversion rate. By amending the previous permits to include all P/Ds on those rights and licensing by AFA limitations only, this permit becomes superfluous.

All acres listed under this permit have been licensed or recommended for licensing under the previous licenses or permits. Therefore I recommend that this permit be lapsed.

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 ***** 57-7179 ANALYSIS *****

			NE				NW				SW				SE				
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	TOTAL
FOUND ACRES IN			25						32	8	18	39	36	32					165
57-2212	2S	2W	25						10	4	18	39	21	32					124
57-7157			25						22	4			15						41
57-7179			25						40	40	40	40	40	40					240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 25																			- 0--
FOUND ACRES IN			26		27	5			10	15					20	39	10*40		166
57-7052	2S	2W	26		27	5									20	28			80
57-7157			26						10	15					11	10	40		86
57-7179			26		40	40			20	20					40	40		40	240
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 26																			-- 0-
FOUND ACRES IN			35	40	32	28	40								39	5		21	205
57-7128	2S	2W	35	40	32	28	20												120
57-7157			35				20												20
57-7179			35	40	40	34	40								40	13		20	227
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 35															39	5		21	- 65--
FOUND ACRES IN			36	10	10		40	38	40	40	40	40	40	40	40*			40	418
57-2212	2S	2W	36	2			16	5											21
57-7052			36						20	20									40
57-7157			36	8	10		24	33							40			40	155
57-7157			36	10	10		40	38	20	20	40	40	40	40				40	480
57-7179			36	20	40		40	40	40	40	40	40	40	40		40	40	20	480
RECOMMENDATION FOR																			TOTAL
LICENSING IN SEC 36																			-- 0-

PERMIT 57-7172 ACRE RECOMMENDATION FOR LICENSING IS -- -- LAPSE PERMIT

This permit was filed with all P/Ds included. The intent for this permit was to allow water use on all acres from any P/D and to add the additional sixty five acres found in sec. 35. Because those acres are recommended for licensing under permit 57-7157 and by amending the previous permits to include all P/Ds on those rights and licensing by AFA limitations only, this permit also becomes superfluous.

All acres listed under this permit have been licensed or recommended for licensing under the previous licenses or permits. Therefore I recommend that this permit be lapsed.

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E. FLOW MEASUREMENT DESCRIPTION

Well	Motor			Pump	
Id. #	Hp	Make	Serial #	Make	Discharge Dia.
1	200	UNKNOWN	ELJ 507146	UNKNOWN	12"
2	350	GE	HKJ 807011	UNKNOWN	
3	350	UNKNOWN	FKJ 619012	UNKNOWN	
booster	20	MARATHON E.	1189971	CORNELL MFG. CO.	
4	250	UNKNOWN	771	UNKNOWN	

1. Diagram N/A

2. Narrative N/A

The combined system theoretical for each well indicates that the system is capable of producing the required AFA therefore no measurement was made.

ACRE FOOT CAPABILITIES BY WELL

Well # 1 904 AFA
 Well # 2 1,669 AFA
 Well # 3 2,046 AFA
 WELL # 4 1,464 AFA
TOTAL 6,083 AFA

The found acres are the total acres recommended for licensing.

TOTAL FOUND ACRES = 954
 AF REQUIREMENT * 5.0
SYSTEM AFA REQUIREMENT = 4,770

WELL # 1 AFA CAPABILITY:

(200)HP * 8.8 * 0.70EFF		*		246		*		1.9835		=	903.9
(435)DYN LEV. + (2.3 * 100 PSI)		*		DAYS IN		*		FACTOR		=	AFA
				SEASON							

DATA SOURCES:

HP = Taken From Motor (new pump since original measurement)
 Dyn Level = From Well Log (under license 57-2122)
 PSI = Measured at Well

WELL # 2 AFA CAPABILITY

(350)HP * 8.8 * 0.70EFF		*		246		*		1.9835		=	1,668.8
(493)DYN LEV. + (2.3 * 60 PSI)		*		DAYS IN		*		FACTOR		=	AFA
				SEASON							

DATA SOURCES:

HP = Taken from motor
 Dyn Level = Depth provided by Delbert Moore and Well Log
 PSI = Estimated (irrigation pressure system)

WELL # 3 AFA CAPABILITY

(370)HP * 8.8 * 0.70EFF		*		246		*		1.9835		=	2,046.2
(371)DYN LEV. + (2.3 * 75 PSI)		*		DAYS IN		*		FACTOR		=	AFA
				SEASON							

DATA SOURCES:

HP = 205 HP primary motor, 20 HP booster; info from motors
 Dyn Level = Well Log
 PSI = Pressure gauge on water line next to pump

Well # 4 AFA Capability

(250)HP * 8.8 * 0.70EFF		*		246		*		1.9835		=	1,463.8
(375)DYN LEV. + (2.3 * 60 PSI)		*		DAYS IN		*		FACTOR		=	AFA
				SEASON							

DATA SOURCES:

HP = Taken from motor
 Dyn Level = Depth provided by Delbert Moore
 PSI = Estimated (irrigation pressure system)

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3. Alternate method for checking purposes:
section E.

Not required, see

4. Measurement Equipment Used During Field Exam

(Well # 3 was the only well actually measured. It had a working meter installed and the system was operating during the initial field examination conducted on 08-11-90 by Kelly K. Christensen.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size
Flow meter	GPM	McCrometer		77 10 2241	

5. Point of Diversion Legal Description

Ident. No.	Twp	Rng	Sec	1/4	1/4	1/4	Gov't Lot	County	Remarks and Method of Determination
1	2S	2W	36		NE	NW		OWYHEE	ORTHO PHOTO
2	2S	2W	36		SW	SW		OWYHEE	ORTHO PHOTO
3	2S	2W	35		SW	NE		OWYHEE	ORTHO PHOTO
4	2S	2W	35		NW	NE		OWYHEE	ORTHO PHOTO

F. PLACE OF USE (if acres, show acres recommended for the license)

See overlap analysis Section D.3.

G. VOLUME CALCULATIONS (for irrigation, use the acres and the diversion rate recommended for licensing)

1. Volume Calculations

Previously calculated, see Section E.2.

H. RECOMMENDATIONS

Beneficial use	Period of Use From To	Q-- Rate of Diversion	V-- Annual Volume
57-07052 Irrigation -- --	_3-15_ 11-15_	N/A Cfs	600 Afa
57-07083 Irrigation -- --	_3-15_ 11-15_	N/A Cfs	1,000 Afa
57-07128 Irrigation -- --	_3-15_ 11-15_	N/A Cfs	600 Afa
57-07157 Irrigation -- --	_3-15_ 11-15_	N/A Cfs	1,835 Afa
57-07172 Irrigation -- --	-- -- -- --	-- --	LAPSE PERMIT
57-07179 Irrigation -- --	-- -- -- --	-- --	LAPSE PERMIT
Totals		N/A CFS	5,275 AFA

3. Recommended Amendments

Change P/U as reflected above	--	--	--	--	--	--	--	x
Add P/D as reflected above	--	--	--	--	--	--	--	x

I. AUTHENTICATION

Field Examiner's name Kelly K. Christensen
Gene Gibson

Signature _____

Signature _____

Field Report Preparation Date 08-14-90

Reviewed by _____

Signature _____

Date _____

Certification Date _____

CONSULTANT SEAL

CVR CORRECTIONS
Season of Use, Consumptive Use, Diversion Volume

[] Change season of Use

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

Use Code ____ From ____/____ to ____/____

[] Change Consumptive Use Volume

____ acres x ____ af/a (for area) = ____ af/a

☒ Change Diversion Volume

954 acres x ^{4.5}~~4.2~~ af/a (for area) = 4293 af/a

☒ Change Remarks

<u>Code</u>	<u>Recommended Change</u>
<u>E01</u>	<u>Div. vol. amt. only</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

☒ Corrections Made 1-6-92
(date)

Data-entry Complete 1-6-92
(date)

Reviewing Agent ARW
(signature)

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Delbert Moore

TOWNSHIP GRID

Landownership ☐

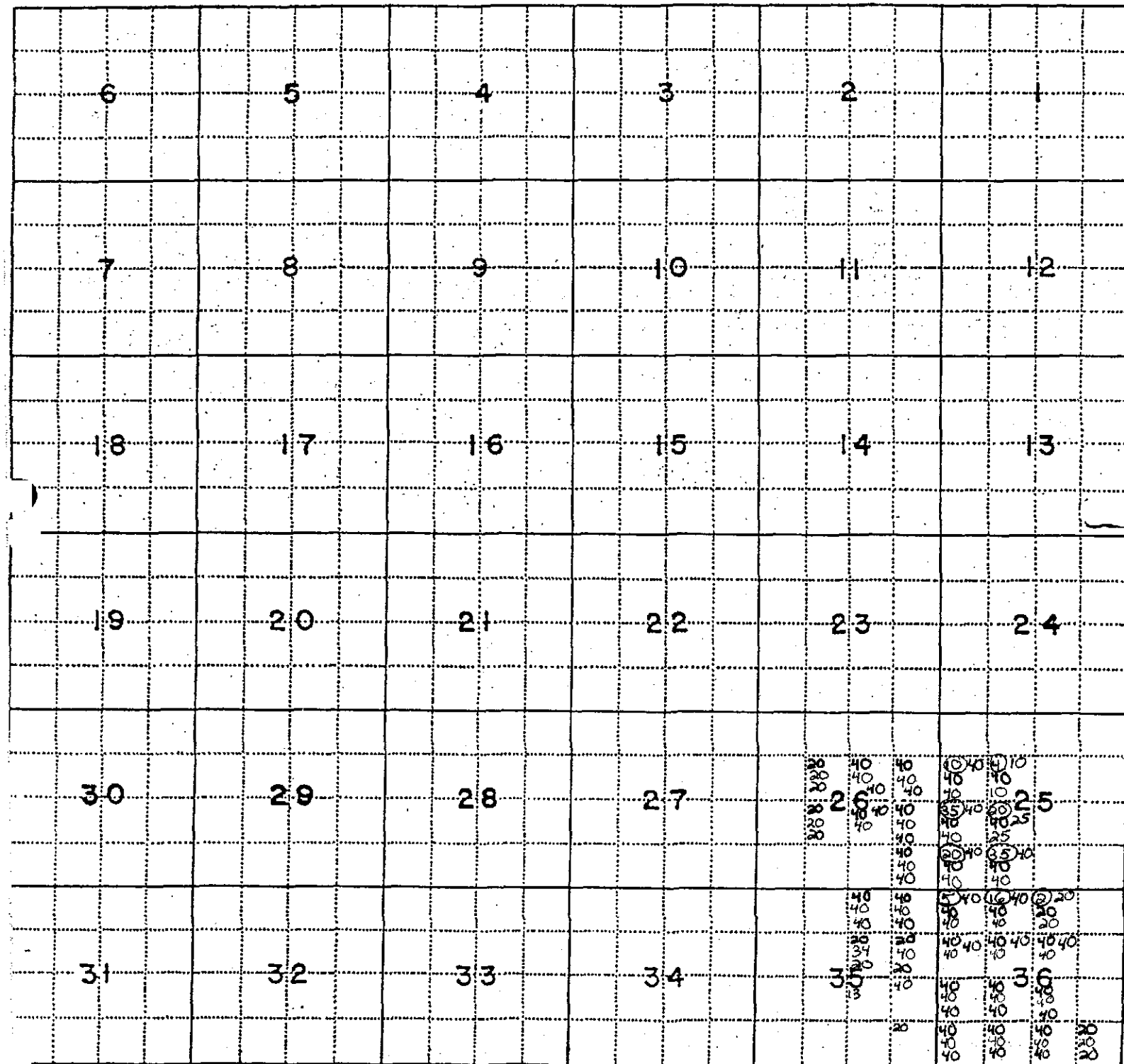
G.W. Rights ☐

S. W. Rights ☐

wp. 2S Rge. 2W

County _____

sin _____



A57-2212 147Ac @ 1.7cfs

A57-07172 1080Ac 2.66"

A57-7179 1142" 20"

A57-7157 1035" 4.0"

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D.

RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 147 x 0.02 CFS/ACRE = 2.94 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 514.5 AF/A

ACRES 147 x CONSUMPTIVE VOL. AF/A FOR AREA 3.5 =

TOTAL CONSUMPTIVE USE 514.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 147 x DIVERSION VOL. AF/A FOR AREA 5.0 = OR $V(d.r.) =$

TOTAL DIVERSION VOLUME 735 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (Include limitations on CONSUMPTIVE USE for combined rights.)

FOG: Other rights w/ same POD = 57-7052, 57-7083, 57-7128, 57-7157

KOG: This right is limited to the irr. of 147 Ac in POU described above in a single irr. season.

App. Condition:

R39

CORRECTION - 1-6-92

$V(i.r.) = 954 \text{ Ac} \times 4.5 \text{ AF/A} = 4293.0 \text{ AFA}$

1b. CALCULATIONS

Combined

Flow = 10.35
C.U. = 3339.0

Acres = 954
 $V(d.r.) = 10.35 \times 1.9835 \times 246 = 5050.2 \text{ AFA}$
 $V(i.r.) = 954 \times 5 = 4770.0$

$1.7 \text{ cfs} \times 1.9835 \text{ AF/d} \times 246 \text{ d} = 829.5 \text{ AF/A}$

MEMORANDUM

TO: JIM JOHNSON
FROM: STEVE LESTER
DATE: SEPT. 18, 1991
SUBJECT: FIELD EXAMS 57-07052 -07083 -07128 -07157 -07172 -07179
AND LICENSE 57-02212, ALL FOR DELBERT MOORE

The b.u. exams were conducted by Kelly Christensen on 8/11/88 with follow-up visits by Gene Gibson and Linda Werner on 6/14/90 related to the SRBA. Kelly prepared the attached report and used the overlap analysis techniques to recommend licensing details. His report is quite thorough and has been left unaltered except for a few minor footnotes that I added.

The only changes that are recommended involve the flow and volume calculations and acres per permit to be licensed. By comparing the examiner's report to the reviewer's recommendations, you can select the appropriate information for licensing.

Flow calculations and volume capacity

Four wells are involved. Well #3 was measured via a flowmeter, and the measurement details are on page 14 of the report. The other well measurements (HP equations) are shown on page 13 of the report. For wells 2 and 4, an assumption of 60 psi does not appear reasonable. 100 psi at well #1 was measured at the wellhead. 75 psi was measured at well #3 at or very near the wellhead. Although our standards suggest using 60 psi for irrigation when unknown pressures are involved, it seems more reasonable to use either the average of the two measured values (87.5 psi) or the lower observed value (75). I selected the lower value of 75 psi to use in HP equations for wells #2 and 4. Using 75 instead of 87.5 gives the benefit of any doubt to the irrigator.

Although a HP equation is not vital for measured well #3, an equation can be used to check the flowmeter reading. If so, hp should be $350 + 20$, not $250 + 20$ as shown in the report. Consult the examiner's field notes to verify this. Also, the z value should not be 371' since that is the static level on the 1975-76 well log. Z values for other wells indicate a greater dynamic pumping level than 371'. For these two reasons, I selected a z value of 400' for well #3. Increasing hp to 370, psi to 75, and z to 400 do not adversely affect the flow calculation for this well.

Table 1 outlines information leading to estimated values of z for each well.

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copy for A57-02212

See pgs 3 & 4 & Attachments
A, B, C

Table 1. Estimating Z Values for 4 Wells.

<u>location of well</u>	<u>well number</u>	<u>static level</u>	<u>year of log</u>	<u>drawdown from log</u>	<u>Z</u>	<u>source of information</u>
S36 NENW	1	165-69'	1970	270'	435	log
S36 SWSW	2	437'	1983	?	493	log & owner's est.
S35 SWNE	3	371'	1976	?	400	log & reviewer's est.
S35 NWNE	4	?	no log	?	375	owner's est.

(notes: well #1 substantially deepened in 1970; well #2 deepened & static level fell from 345' to 437' 1974-1983; well #3 shows no drawdown in 1976 but does not seem reasonable to expect no change in this well when others declined).

The use of z values of 400' in well #3 and 375' in well #4 either do not adversely affect flow calculations (#3) or give benefit of doubt to user (#4).

Reviewer's flow calculations

Well #1 $Q = \frac{8.8 \times 200 \times .7}{(2.31 \times 100) + 435} = 1.85 \text{ cfs}$

Well #2 $Q = \frac{8.8 \times 350 \times .7}{(2.31 \times 75) + 493} = 3.24 \text{ cfs}$

Well #3 $Q = 2.45 \text{ cfs}$ flowmeter measurement

$Q = \frac{8.8 \times (350 + 20) \times .5}{(2.31 \times 75) + 400} = 2.84 \text{ cfs}$ where efficiency assumed lower with more complexity

Well #4 $Q = \frac{8.8 \times 250 \times .7}{(2.31 \times 75) + 375} = 2.81 \text{ cfs}$

Total flow estimate = 1.85 + 3.24 + 2.45 + 2.81 = 10.35 cfs = system capacity.

Therefore, total volume diversion capacity is as follows:

season 57-07052 4/1-10/15=198 days, recommend 160 acres (acre recommendations in next part of memo)

season other permits 3/15-11/15=246 days, recommend 794 acres

weighted days in season based on number of acres:

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$$\frac{[(160 \times 198) + (794 \times 246)]}{954 \text{ total acres}} = 237.9 = 238$$

$$\text{total volume capacity} = 10.35 \times 238 \times 1.9835 = 4885.96 = 4886 \text{ afa.}$$

Acres recommended per permit

SRBA claims were filed for license 57-02212 and for all of the permits. Kelly noted the rearrangement of acres within the licensed QQ's. See page 4 of the report for the acres to be recommended for A57-02212. Based on this foundation, permits can be considered for licensing by recommending the oldest permit first and continuing until all of the acres are covered. Old rate and current rate comparisons are made by "advancing" through the permits in this manner.

I did not find any basis in the report for the examiner's recommendations to license less acres than found in permits 07052, 07083, or 07128. In my interpretation, reduced acres are first encountered in the recommendation for 07157. Attachments A, B, and C serve as visual aids for the following summary of recommendations. Attachment A charts the total acres irrigated per QQ and acres recommended per QQ per right. 954 unique acres are irrigated. Attachment B outlines the examiner's recommendations. Attachment C shows my conclusions.

I attempted to recommend acres for a permit to fit the permit QQ's as closely as possible. Additional acres within a permit were then moved to other tracts within the section where possible. After that, acres were moved to adjoining areas or to the next tract requiring additional coverage starting with section 25 and proceeding through Section 36. Attachments B and C show some non-adjacent acres within a particular right, and it does not seem possible to avoid this. Note that all four wells serve each right.

Recommendations- All permit exam fees were adequate for cfs rates

57-02212

- * 1.70 cfs for 147 acres, .0116 cfs/ac
- * old license with no volume or season shown
- * assume 3/15-11/15 and use i.r. of 5 afa/ac
- * V i.r. = $147 \times 5 = 735 \text{ afa}$
- * V d.r. = $1.7 \times 246 \times 1.9835 = 829.5$
- * full volume of 735 afa implied in license

57-07052

- * old rate = .0116 cfs/ac
- * current rate: 02212 @ 147 ac & 07052 @ 160 ac = 307 ac ; 10.35 cfs
- * $10.35/307 = .0337 \text{ cfs/ac}$; 160 ac x .02 = 3.20 cfs ; 160 ac x .0337 = 5.39 cfs ; permit limit = 2.06 cfs ; allow 2.06 cfs
- * V i.r. = $160 \times 5 = 800$; V d.r. = $2.06 \times 198 \times 1.9835 = 809$
- * recommend 2.06 cfs - 800 afa - 160 acres - 4/1 to 10/15 - amend p/d

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57-07083

- * old rate = .0337 cfs/ac
- * current rate: existing 307 ac & 07083 @ 320 ac = 627 ac ; 10.35 cfs
- * $10.35/627 = .0165$ cfs/ac ; $320 \text{ ac} \times .02 = 6.40$ cfs ; $320 \text{ ac} \times .0165 = 5.28$ cfs ; permit limit = 4.00 cfs ; allow 4.00 cfs
- * V i.r. = $320 \times 5 = 1600$; V d.r. = $4.00 \times 246 \times 1.9835 = 1951.8$
- * recommend 4.00 cfs - 1600 afa - 320 acres - 3/15 to 11/15 - amend p/d & p/u

57-07128

- * old rate = .0165 cfs/ac
- * current rate: existing 627 ac & 07128 @ 280 ac = 907 ac ; 10.35 cfs
- * $10.35/907 = .0114$ cfs/ac ; $280 \text{ ac} \times .02 = 5.60$ cfs ; $280 \text{ ac} \times .0114 = 3.19$ cfs ; permit limit = 4.85 cfs ; allow 3.19 cfs
- * V i.r. = $280 \times 5 = 1400$; V d.r. = $3.19 \times 246 \times 1.9835 = 1556.5$
- * recommend 3.19 cfs - 1400 afa - 280 acres - 3/15 to 11/15 - amend p/d & p/u

57-07157

- * old rate = .0114 cfs/ac
- * current rate: existing 907 ac & 07157 @ 47 ac = 954 ac (with this permit will cover remainder of existing acres) ; 10.35 cfs
- * $10.35/954 = .0108$ cfs/ac ; $47 \text{ ac} \times .02 = .94$ cfs ; $47 \text{ ac} \times .0108 = .51$ cfs ; permit limit = 4.00 cfs ; allow .51 cfs
- * V i.r. = $47 \times 5 = 235$; V d.r. = $.51 \times 246 \times 1.9835 = 248.8$
- * recommend .51 cfs - 235 afa - 47 acres - 3/15 to 11/15 - amend p/u

57-07172 and 57-07179

- * cancel permits since all of acres in system are covered with earlier priority dates from the 4 wells
- * since system produces 10.35 cfs for 954 acres or approx. .5 inch/acre, additional water is not available in system to go back to oldest right and start adding rate of flow to bring acres up to 1 inch/acre

Conditions

- * for all rights, use system capacity limiter of 10.35 cfs
- * for all rights, use volume limiter of 5 afa/ac and not to exceed 4770 afa when combined (total V i.r. = $954 \times 5 = 4770$ and V d.r. = 4886 from calculations shown earlier in this memo)

As you can see, I followed the same procedure that examiner did in his report. I'll be glad to clarify anything that is not clear in this memo or in the field report.

CC: A57-02212

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125

R2W

SL 9/17/91

Diagram of Reviewer's
Recommended areas

KEY

Right

areas

Symbol

57-02212

147

///

57-07052

160

///

57-07083

320

///

57-07128

280

///

57-07157

47

///

TOTAL 954

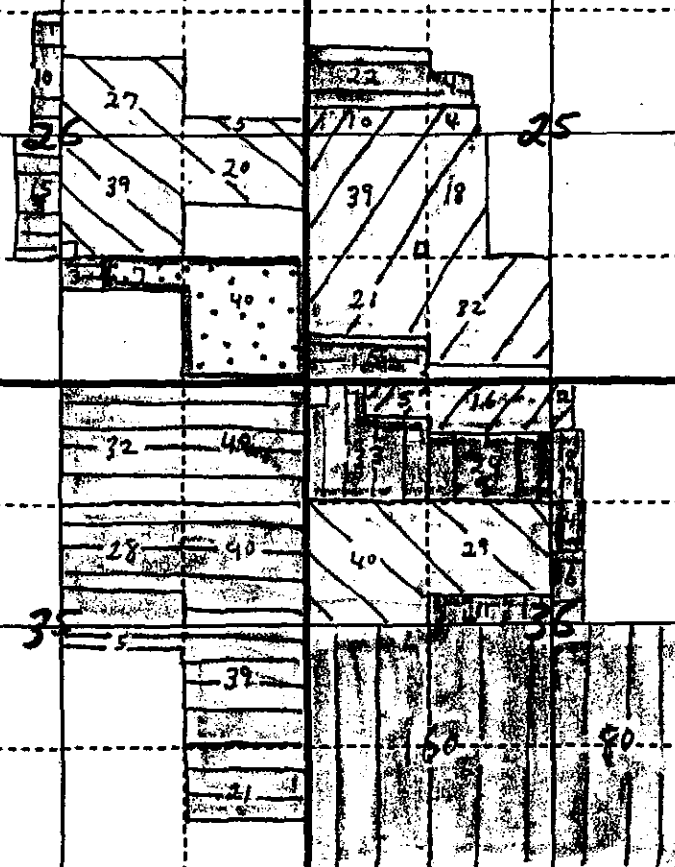


Diagram portrays relative # areas per
QQ per right but not necessarily location
of areas by right within QQ

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OCT-07-1992

RECOMMENDED ACRES CHART -

DELBERT MOORE RIGHTS

12 9/17/61

ATTACHMENT A

TOTAL ACRES = 954

SECTION	NE				NW				SW				SE				SUM
	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
TOTAL FUND																	
02212	RECOMMEND PER RIGHT →																165 ✓
07128																	124
																	41
5																	
TOTAL FUND																	166 ✓
07052																	91
07128																	28
07157																	47
6																	
TOTAL FUND																	205 ✓
07128																	21
																	205
7																	
TOTAL FUND																	418 ✓
02212																	23
07052																	69
07083																	320
07128																	6

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R2W

9/17/91

Diagram of Examiner's
Recommended Areas

KEY

Symbol

57-02212

147 acres

///

57-07052

120 A.

111

57-07083

280 A.

114

57.	07128
-----	-------

120 A.

—

57-07157

287 A.

10

TOTAL	954 A.
-------	--------

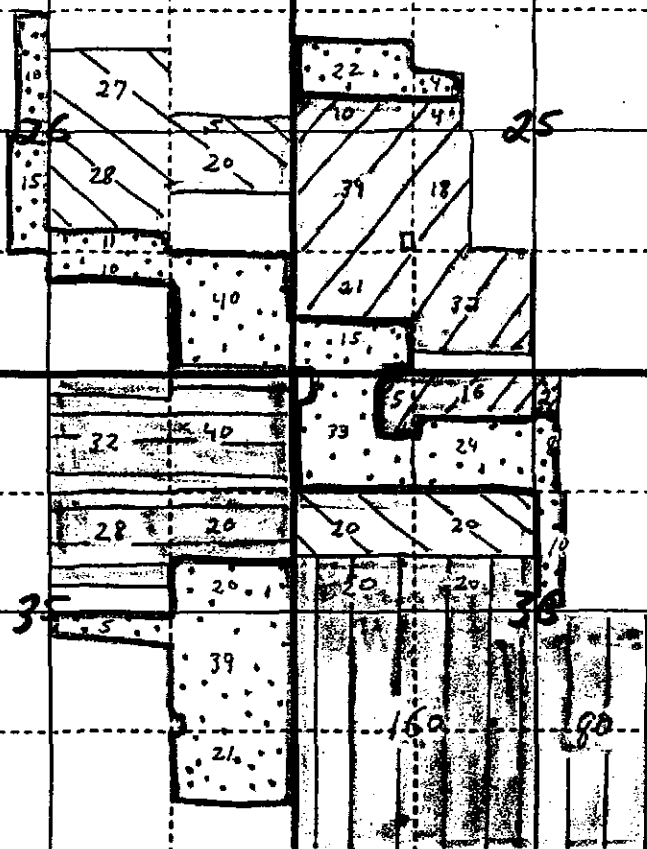


Diagram portrays relative # acres per
QQ per right but not necessarily location
of acres by right with Q/Q (doesn't portray actual borders
of P/A)

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0CT 07 1992

Equal 1 Mile. Draw Plan In Ink.

ATTACHMENT B



State of Idaho
DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705 - (208) 334-2190

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

June 13, 1990

[Delbert Moore
3600 Juanita Way
Nampa, ID 83651]

Dear Claimant(s):

We have received your Notice(s) of Claim to a Water Right filed in the Snake River Basin Adjudication.

In the initial review of this claim(s) we found it necessary to complete some of the items on the claim form(s). A copy of your original claim(s) with these changes marked, along with the computer generated copy, and Receipt No. 11/A are enclosed. The following items have been added and/or changed on the claim(s) enclosed:

_____ Item #2 - Only a portion of your priority date was listed. This item requires a month, day and year. We have added in the required information based on the Department's rules for dates of priority.

_____ Item #4 - The point of diversion appears to be incorrectly described or not described at all. Based on other information provided which included your legal description, we have added in the quarter-quarter, section, township and range. If you had listed the Lot, Block and Subdivision name, enclosed is a copy of the subdivision map from which we computed the quarter-quarter legal description.

_____ Item #5 - No description of diverting works was listed. Because the source was described as a groundwater source, we have completed this item with well, pump and pipeline. If your groundwater source is not a well, please notify us.

✓ _____ Item #6 - The period of use is not listed for the use(s) claimed. The Department has recommended periods of use for certain uses. The recommended period of use has been added to your claim.

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Item #7 - The total quantity claimed was not completed.
The use(s) claimed have been added together and
this amount added to your claim.

Item #9 - The number of homes was not listed on your claim.
It appears to be filed for one domestic home and
this information has been added to your claim.

Item #10- The place of use appears to be incorrectly
described, or not described at all. Based on
other information submitted we have added in the
quarter-quarter, section, township and range.
If you had listed the Lot, Block and Subdivision
name, we have enclosed a copy of the subdivision
map from which we computed the quarter-quarter
legal description. Or, if you have listed a
quarter-quarter legal description under Item No.
4, we have listed this same quarter-quarter,
section township and range on this item.

Item #12- The ownership of the place of use has not been
marked. We have assumed you own the place of use
and this information has been added to your
claim.

Item #15- Basis of Claim was not completed. No previously
recorded water rights were found, therefore, we
have marked beneficial use of the water as the
basis for filing this claim.

Other _____

If you have any problems or questions concerning these additions
and/or changes, please feel free to change the copy of your claim
form(s) and return it to this office. The new changes can then be
made and a computer generated copy showing these changes sent to you.
If we do not hear from you, we will assume these changes meet with
your approval and the claim(s) will remain as shown on the enclosed
copies.

Sincerely,

Linda A. Warner

Sr. Water Resources Agent
Adjudication Section

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State of Idaho License and Certificate of Water Right

Water License No. G-25464

Amount 1.70 c.f.s.

er District No.

Priority Feb. 15, 1955

THIS IS TO CERTIFY that

JOHN W. ENGLEBERT

Murphy, Idaho

made application for a permit to appropriate the

public waters of the State of Idaho, dated February 15, 1955; that Permit No. G-25464 was issued under said application; that Certificate of Completion of works, with a carrying capacity of

1.70 second feet, was issued thereunder on August 17, 1962 showing that said works

were completed on the 30th day of March, 1962; and that on the 30th

day of March, 1962

JOHN W. ENGLEBERT

of Murphy, 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-25464 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 7400, on the 17 day of August, 1962

The right hereby confirmed dates from February 15, 1955;

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 36, Tp. 2 S., R. 2 W., B. M. Owyhee 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 1.70 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 S.	2 N.	25	SE 1/4 NW 1/4	40	4
			SW 1/4 NW 1/4	40	10
			NE 1/4 SW 1/4	40	20
			NW 1/4 SW 1/4	40	35
			SW 1/4 SW 1/4	40	20
			SE 1/4 SW 1/4	40	35
		36	NE 1/4 NE 1/4	40	2
			NE 1/4 NW 1/4	40	16
			NW 1/4 NW 1/4	40	5
Total number of acres to be irrigated:					117

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

17 day of August, 1962

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

57 2212

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STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 25161

Proof is for Completion of Works of Beneficial Use In Water District No. _____

Name of applicant: John M. Englehart

Source of water supply: Subterranean

Location of point of diversion: In the _____

SW 1/4 NE 1/4 of Section 35

County of _____

Describe works as they exist, giving dimensions and capacities of same. *75 HP. No. 1 small
to 75 HP. No. 2 large pump with 1 1/2 inch discharge pipe
which will be a horizontal pump 40 HP. 2 1/2 inch discharge pipe
pump # 40 HP. 2 1/2 inch discharge pipe 8 x 24 inch motor
pump # 40 HP. 2 1/2 inch discharge pipe 8 x 24 inch motor*

5. Water is used for: Irrigation

State whether or not water has been turned into works of diversion *yes*

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).

NE 1/4, NW 1/4, SE 1/4, SW 1/4, Sec. 30, T. 16 S., R. 2 E., 165 acres

NE 1/4, Sec. 35, (160 acres) E 1/2, Sec. 26, (80 acres)

SW 1/4, E 1/2, SE 1/4, NE 1/4, T. 16 S., R. 2 E., Sec. 35 (85 acres) all in T. 16 S., R. 2 E.

A total of 1090 acres.

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

large stream would the water here appropriated finally reach?

Mr. John Englehart along

*measurement was made by taking measurement
along each line to the 100 foot bridge*

This examination was made on the _____

John M. Englehart

