

No Color
Documents
In File

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: A57-02215
Date Received: 11/21/1988
Receipt No: W002074
Received By: DE JAV

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: JACOBSON FEEDLOTS INC. 208-495-2315
Address: HC 79 BOX 87A
MELBA, ID 83641
2. Date of Priority: MAR 19, 1956
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:
- | Township | Range | Section | 1/4 of | 1/4 of | 1/4 | Lot | County |
|----------|-------|---------|--------|--------|-----|-----|--------|
| 01S | 03W | 10 | SW | | NW | | OWYHEE |
5. Description of diverting works:
WELL
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S. | (or) | A.F.A. |
|------------|-------|-------|--------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 0.700 | | |
7. Total Quantity Appropriated is:
0.700 C.F.S. (and/or) A.F.A.
8. Total consumptive use is 122.5 Acre Feet Per Annum.
9. Non-irrigation uses:
10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
01S	03W	10	NW	NW		IRR	20.0
			SW	NW		IRR	15.0
Section Acres							35.0

A57-02215

Page 1

Date: 01/26/89

MICROFILMED
OCT 07 1992

10. Place of Use: Continued

Total Acres 35.0

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:
NONE

14. Remarks:

15. Basis of Claim: DECREED
Water Right Number: 26270
Case Number:
Court :
Decree date:

Decree Plaintiff

vs

Decree Defendant

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLSIN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 457-02215Date Received 11-21-88Receipt Number W002074 / W002075RECEIVED
JAN 19 1989NOTICE OF CLAIM
TO A
WATER RIGHTDepartment of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

RECEIVED

NOV 21 1988

Department of Water Resources
Western Regional Office

Please type or print clearly

1. Name of Claimant (s) Jacobson Feed Lots Inc Phone (208) 495-2315Mailing Address HC 79 Box 87A Melba, Idaho Zip 836412. Date of Priority (Only one (1) per claim) 3/19/19563. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 1S Range 3W Section 10,
_____ 1/4 of SW 1/4 of NW 1/4, Govt. Lot, _____ B.M., County of OWYHEE

Additional points of diversion if any: _____

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

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

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

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

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

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____

MICROFILMED

OCT 07 1992

HOW YOU WILL RECEIVE NOTICES IN THE SNAKE RIVER BASIN ADJUDICATION

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

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

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

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

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount .70 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) .70 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 122.5 acre feet per annum.

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

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
<u>1S</u>	<u>3W</u>	<u>10</u>						<u>20</u>	<u>15</u>										<u>35</u>

Total number of acres irrigated 35

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

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

If your answer is No, describe in Remarks below the authority you have to claim this water right.

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

or None (☒)

14. Remarks:

Last Name Jacobson Ident No. 457-02215

MICROFILMED
Copies: White - State, Yellow - Claimant

OCT 07 1992

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

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

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

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

Scale: 2 inches equals 1 mile

[illegible]

Copies: WH

OCT 07 1992

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License _____ Permit _____
Decree ☒

If applicable provide IDWR Water Right Number 157-02215

Court 3rd Case Number 3456 Decree Date _____

Plaintiff vs Defendant R. Kenneth Dunn v Harry Adams et al

16. Signature (s)

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

Number of attachments _____

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

☒ Signature of Claimant (s) _____ Date _____

_____ Date _____

For Organizations: I do solemnly swear or affirm that I am PRESIDENT Title _____

of JACOBSON FEEDLOTS INC Organization _____, that I have signed the foregoing

document in the space below as PRESIDENT Title _____ of JACOBSON FEEDLOTS INC Organization _____

and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]

Title and Organization PRESIDENT JACOBSON FEEDLOTS INC Date 11-14-88

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

Subscribed and sworn (or affirmed) before me this 19 day of November 1988

SEAL

Notary Public John K. Meyer

Residing at 15470 Homedale Rd.
Caldwell, Idaho

My Commission Expires Sept 21, 1994

Please Print Name

17. Notice of Appearance:

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

Signature _____

Address _____

Date _____

Last Name Jacobson Ident. Number 157-02215

MICROFILMED

OCT 07 1992

12/22/1988

SRBA CLAIMS RECEIVING CHECKLIST

CLAIMANT'S NAME

JACOBSON

CLAIM IDENT. NO.

57-02215

DATE RECEIVED

11-21-88

CK #

1950/943

AMOUNT \$256,334

YES

NO

Required
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? ☐
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? ☐
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. Has the claimant requested a monthly docket sheet? (If yes, describe payment status in "Comments" below.) ☐
17. Is the claim signed by the claimant, and is the signature appropriate? ☐
18. Has the claim been signed, sealed, and dated by a notary? ☐
19. Was this claim filed on time, or was an extension granted? ☐
20. Is the fee enclosed correct? ☐ Exempt
21. If this claim is based on an existing water right, has the identification number been entered? ☐ N/A
22. Should this claim be receipted and data entered? ☒

Claim checked by:

VERIFIED RDH

Date: 12-23-88

Claim must be returned to claimant: ☐ (Yes) ☐ (No)Claimant must be sent a copy of amended claim for approval: ☐ (Yes) ☐ (No)

Receipt Prepared by:

Date:

Claim data entered by:

Date:

Sent to claimant by:

Date:

Checked by:

Date:

Comments:

50 + 35 = 85.00

MICROFILMED

OCT 07 1992

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

VERIFIED BY R. McCarthy
7-16-92

DATE: 07/16/92
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JACOBSON FEEDLOTS INC HC 79 BOX 87A MELBA ID 83641 (208) 495-2315	03/19/1956	STOCKWATER	01-01 12-31	0.70 CFS	
TOTAL DIVERSION:					0.70 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T01S R03W S10

SWNW

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
01S	03W	9	:	S				S		S		S		S					
01S	03W	10	:							S		S							

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 15,000 HEAD FEEDLOT

Other Rights: SEE REMARKS

Conditions of Approval:

C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

Dates: Exam Made Date: 08/02/1990 Verified Date: 07/16/1992

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

Audit: 07/16/92 MCCARTHY

MICROFILMED
OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

10:25:47
06/11/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A57-02215

LAST: YOUNG
ADDRESS:
CITY: CALDWELL
PHONE NUMBER: 208-000-0000

FIRST: EDWARD G.

STATE: ID ZIP: 83605

OWNER CODE: O

LAST: JACOBSON FEEDLOTS INC.
ADDRESS: HC 79 BOX 87A
CITY: MELBA
PHONE NUMBER: 208-495-2315

FIRST:

STATE: ID ZIP: 83641

OWNER CODE: C

FIELD EXAM REQUIRED?

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

DATABASE
N

FIELD
EXAMINER
H

MICROFILMED
OCT 07 1992

CONTACT PERSON: _____

PHONE NUMBER: (____) ____-____

DATE OF FIELD EXAM: ____/____/____

APPOINTMENT MADE: Y(____) N(____)

TIME: ____:____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) ____-____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

See 57-07827.

MICROFILMED

OCT 07 1992

A. AJ CLAIM: # A57-02215 PRIORITY DATE: 03-19-1956 STAGE: D
B. WR RECORD: # 57-02215 PRIORITY DATE: 03-19-1956 STAGE: *YD*

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE N FIELD EXAMINER *N*

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

REMARKS: *claimed as previously decreed*

RECOMMENDED PRIORITY DATE:
03-19-1956

REVIEWED BY *RNF* DATE *6/17/91*

MICROFILMED
OCT 07 1992

MEMORANDUM

From: Roxanne McCarthy
To: 57-02214, 57-02215, 57-02303, 57-07227
Re: Chronology of Development
Date: December 9, 1990

=====

1956: permits for irrigation and domestic use
57-02214 irr./dom.
57-02215 irr. only

1966: permit for irrigation
57-02303

1978: permit for stockwater
57-07227 (same PODs as 57-02214, -02215 and -02303)

5/15/1979: joinder to Reynolds Creek decree

1979: orthophotoquad shows extensive stockyard development

1983: extension request for 57-07227 indicates the installation of
stocktanks and pens

3/23/1988: Reynolds Creek decree filed with Court

11/21/1988: claims filed in the SRBA, filed as decreed and
permitted

1989: Proof of Beneficial Use submitted for 57-07227
2.2 cfs for 15,000 head

1990 and 1991: field examination of Permit 57-07227 and claims
no evidence of irrigation, stockyard capable of 15,000 head

MICROFILMED

OCT 07 1992

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A57-02215	01S	03W	10		SW	NW		OWYHEE

OTHER AJ CLAIMS WITH SAME AJ POD
A PREFIX R PREFIX
A57-02303 R57-07227
A57-07227

WR RECORDS IN SAME 40 ACRE TRACT

57-02303
57-07227
A57-02214
A57-02215
A57-02303
A57-07227

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
57-02215	01S	03W	10		SW	NW		OWYHEE

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX R PREFIX

57-02303
57-07227
A57-02214
A57-02215
A57-02303
A57-07227

A57-02303 R57-07227
A57-07227

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

	DATABASE	FIELD EXAMINER
DUE TO POD DISCREPANCY? (Y/N)	Y	<u>N</u>
DUE TO SOURCE DISCREPANCY? (Y/N)	N	<u>N</u>

MICROFILMED
OCT 07 1992

REMARKS:

claimed as previously dictated

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	COUNTY
<u>015</u>	<u>020</u>	<u>10</u>	<u>—</u>	<u>SW</u>	<u>NW</u>	<u>—</u>	<u>73</u>

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY: AME DATE: 6/17/91

MICROFILMED

OCT 07 1992

A. ROOT WATER RIGHT NUMBERS: A57-02215

B. POU LISTING

TWP	RNG	SEC	1/4	1/4	LOT	NAME	AJ #/ACRES	WR #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
01S	03W	10	NW	NW		JACOBSON FEEDLOTS INC.	A57-02215 /20.0	~~57-02215~~ /20.0	19.0		
			NW	NW		JACOBSON FEEDLOTS, INC.	A57-07227 /	57-07227 /			
			NW	NW		JACOBSON FEEDLOTS, INC.	A57-02303 / 5.0	57-02303 /21.0			
			NW	NW		JACOBSON FEEDLOTS, INC.	~~A57-07227~~ /	- /			
			NW	NW		FARMERS CATTLE CO.		A57-02215 /20.0			
			NW	NW		FARMERS CATTLE CO.		A57-02303 / 5.0			
			NW	NW		FARMERS CATTLE CO.		A57-07227 /			
01S	03W	10	SW	NW		JACOBSON FEEDLOTS INC.	A57-02215 /15.0	~~57-02215~~ /20.0	4.0		
			SW	NW		JACOBSON FEEDLOTS, INC.	A57-07227 /	57-07227 /			
			SW	NW		JACOBSON FEEDLOTS, INC.	~~A57-07227~~ /	- /			
			SW	NW		JOHNSTON, ELMER O.		57-02303 / 2.0			
			SW	NW		FARMERS CATTLE CO.		A57-02215 /15.0			
			SW	NW		FARMERS CATTLE CO.		A57-07227 /			
TOTAL ACRES							A57-02215	35.00	40.00	23.00	

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

C. FIELD EXAM REQUIRED?

DUE TO POU DISCREPANCY? (Y/N)

DATABASE
Y

FIELD
EXAMINER
N

PRESUMPTION FLAG:

REMARKS:

*claimed as previously decreed; irrigation
no longer exists, land has been converted to
stockpiles. Date of change: August 7, 1979, one day
after cut-off for Reynolds Cr. adjudication.
See POU in 57-07227.*

RECOMMENDATIONS:

TOTAL ACRES: 0

REVIEWED BY: RME

DATE: 6/17/91

MICROFILMED
OCT 07 1992

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02215 IRRIGATION	FROM 03-15 TO 11-15	.700 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.700 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A57-02215 IRRIGATION	FROM 3/15 TO 11/15	.800 CFS 0.700
57-02215 DOMESTIC	FROM TO	.800 CFS
TOTAL DIVERSION RATE/VOLUME CLAIMED		.800 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

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

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y(☒) N(☐)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(☐) N(☐) Explain in remarks, below.

REMARKS:

*claimed as previously decreed; recommend
stockwater*

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS?

Y(☒) N(☐)

AJ TOTAL CLAIMED DIVERSION RATE: 0.700 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 0.700-0.800 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***

** If an amount smaller than the original diversion rate is **

** claimed and an exam is NOT required, explain in remarks. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

Y

N

B.

FLOW MEASUREMENT

MEASUREMENT METHOD N/A, SEE ATTACHED CALCULATIONS.

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

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POI AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	DIV. RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A57-02215	GROUNDWATER	JACOBSON FEEDLOTS INC.	0.700	0.020		
A57-02303	GROUNDWATER	JACOBSON FEEDLOTS, INC.	0.980	0.020		

LIST ALL RIGHTS WITH SAME POI BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A57-07227	STOCKWATER	JACOBSON FEEDLOTS, INC.	FROM 01-01 TO 12-31	2.200 CFS	
R57-07227	STOCKWATER	JACOBSON FEEDLOTS, INC.	FROM 01-01 TO 12-31	2.200 CFS	

D. RATE/VOLUME CALCULATIONS: (IRRIGATION)

1a. IRRIGATION RATE

ACRES 35.0 x 0.02 CFS/ACRE = 0.70 CFS
(Taken from p/u review)

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

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

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 122.5 AF/A

ACRES 35.0 x CONSUMPTIVE VOL. AF/A FOR AREA 3.7 * =

TOTAL CONSUMPTIVE USE 139.5 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = AF/A

ACRES 35.0 x DIVERSION VOL. AF/A FOR AREA 5.0 =

TOTAL DIVERSION VOLUME 175.0 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N(☒)

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

* as found in Reynolds Creek decree

0.70 cfs (246 days) (1.9835) = 341.6 af/a

1b. CALCULATIONS

irrigation no longer occurs on these lands RMF 9/5/91

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
		DATABASE EXAMINER	DATABASE EXAMINER	DATABASE EXAMINER
<u>irrigation</u>	<u>1/1 12/31</u>	<u>0.70</u>	<u>N/A</u>	<u>N/A</u>
TOTAL FOR THIS RIGHT				

REVIEWED BY: RM^c DATE: 12-10-91

*See analysis in 57-02214
(EOI)*

A. CHECK ONLY THE FOLLOWING THAT APPLY:

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

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 57-02215

TOTAL DIVERSION RATE OF WR SPLITS	DATABASE 0.700	EXAMINER _____	CFS
-----------------------------------	-------------------	-------------------	-----

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A57-02215	0.700	-	-	57-02215	0.800
-	-	-	-	-	A57-02215	0.700
TOTAL CFS		0.700			0.700	

DIVERSION RATE REVIEW

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, is the written review sheet attached? (Y/N)

DATABASE
Y

FIELD
EXAMINER

REMARKS:

no splits

AUTHENTICATION:

SIGNATURE: *Alexander M. Fletthy*

DATE: *6/11/91*

NAME OF FIELD EXAMINER: _____

TITLE: *St. John's Resource Agent*

MICROFILMED
OCT 07 1992

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:56:01
12/09/91

PAGE: 13
QUICKLOOK INFORMATION

CLAIM NUMBER: A57-02215

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE	Y		BS 8/2/90	N	4,5,6	RTF 12/10/91	RTF 12/10/91	
POINT OF DIV	Y			N				
SOURCE	Y			N				
PLACE OF USE	Y			Y				
DIV. AMOUNT CFS/VOLUME	Y			N				
CONSUMPTIVE USE	Y			Y				
PURPOSES	Y			Y				
PERIOD OF USE	Y			Y				
BASIS OF CLAIM	Y			N				
REMARKS	Y			Y				

"VERIFIED BY" CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

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

MICROFILMED
OCT 07 1992

WATER RIGHT NUMBER 57-2215

OWNER LAST NAME - FARMERS CATTLE CO. ✓

FIRST NAME -

ORIG OWNER -

ADDRESS LINE 1 - STAR PT ✓

ADDRESS LINE 2 -

ADDRESS LINE 3 -

CITY - MELBA ✓

STATE - ID ZIP CODE - 83641

SOURCE - GROUNDWATER

TRIBUTARY OF -

STAGE -

STATUS -

PRIORITY - 03-19-1956 COUNTY - IDAHO

TOTAL DIV. RATE - .7000 - CFS

TOTAL DIV. VOLUME - 00 AER TRF/AMEND -

WATER DIST. - 57R DLE/CAPAL ACT - RIGHT BASIS - E

DIVERSION POINT - SWNW 10 01S 03W LOT REDIV -

FROM - 03-15 TO - 11-15 ✓ USE - IRRIGATION ✓

USE DIV. RATE - 2000 CFS USE DIV. VOLUME - 00 AER

USE - IRRIGATION ✓

PLACE OF USE - TWN 01S RNG 03W SEC 10 ✓ TRACT NWNW LOT AC 20 ✓ TRACT SWNW LOT AC 15 ✓

DEGREE NAME -

DATE -

TOTAL ACRES 35 ✓

REMARKS -

NON IRRIG USE -

OTHER RIGHTS FOR SAME USE -

PROOF DUE -

PERMIT/DENIED -

PROTESTED -

HEARING -

OLD NO. -

PROOF MADE -

FLD EXAM -

COND. OF APPROVAL -

DIVERSION MEANS -

VERIFIED JAN 3-14-85

MEMO TO: 57-2215 FROM: F.E.L. DATE: 8/11/80

THIS RT. WAS ORIGINALLY LICENSED FOR DOMESTIC & IRRIGATION OF 40 ACRES. SINCE THE TIME OF LICENSING A DIFFERENT TYPE OF FARMING OPERATION HAS BEEN ESTABLISHED WITH THE ADDITION OF STOCK PENS & OTHER MODIFICATIONS.

AT PRESENT THERE ARE APPARENTLY NO DOMESTIC DIVERSIONS FROM THE WELL AND WE ARE RECOMMENDING THE RIGHT ONLY FOR IRRIGATION OF 35 ACRES WITH APPROPRIATE REDUCTION IN DIVERSION RATE.

THE REMAINING FLOW & USE IS CONSIDERED TO HAVE BEEN FORFEITED THROUGH NON-USE.

THIS RT. SERVICES LAND IN SEC 10, NW NW, T1S R3W NOT COVERED BY
57-2303.

MICROFILMED

OCT 07 1992

(SEE ALSO 57-2303.)

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEE

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEK
DRAINAGE BASIN.

NOTICE OF CLAIM TO A WATER RIGHT

57-2215	Map No.
I.D. No.	14591
\$ <u>10</u>	Receipt No.
Fee Paid	

Notice is hereby given that Farmers Cattle Co.

(Name of Claimant)

Star Route, Melba, ID 83641

(Mailing Address)

Telephone No. 495-2315

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 3/19/56 (1956) ✓
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Groundwater tributary to 3/15 11/15
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
 Quantity .70 cfs Use Irrigation Period of Use From 3/15 To 11/15
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- Quantity _____ Use _____ Period of Use From _____ To _____
 (CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
 (Both dates inclusive)
- (4) .70 cfs ✓ TOTAL QUANTITY CLAIMED.
 (CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW 1/4 NW 1/4
 Sec. 10 ✓, Twp. 1S ✓, Rge. 3W ✓, B.M., _____ County _____
 Additional Points: _____
 B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well, Pump, mainline, and sprinkler system.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				TOTAL
			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	
✓	✓	✓						✓	✓										
1S	3W	10						20	15										35 ✓

Total no. of acres 35 ✓

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks This Right originally licensed for .80 cfs and irrigation of 20 acres NWNW and 20 acres SWNW, Sec. 10, T 1S R 3W; Remaining flow and irrigated acreage is assumed to have
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use. been forfeited through non-use.
☐ B) Right decreed by court, cite title of case. _____
☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

KEYPUNCHED

10-16-79 up

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

8/1/79
(Date)

(Signature of Claimant)

State of Idaho

Organization

County of Ada

Seal

Organization

(Signature of Spouse)

FARMERS CATTLE CO

(Signature of Authorized Agent)

On this 1 day of August, in the year 1979, before me

a notary public, personally appeared Rudine Jacobson
 known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or 9KIN) executed the same.

My commission expires life

10/22/79

Notary Public residing at Boise

Kathleen A. Walker

IN THE DISTRICT COURT OF THE THIRD JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF OWYHEEIN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF
REYNOLDS CREEKDRAINAGE BASIN.NOTICE OF CLAIM
TO A
WATER RIGHT

57-2215	
I.D. No.	Map No.
\$ <u>10</u>	<u>14591</u>
Fee Paid	Receipt No.

Notice is hereby given that Farmers Cattle Co.

(Name of Claimant)

Star Route, Melba, ID 83641

(Mailing Address)

Telephone No. 495-2315

(Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

- (1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 3/19/56
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Groundwater tributary to _____
- (3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:
- | | | |
|---|--|---|
| Quantity <u>.70 cfs</u>
(CFS, GPD, AF) | Use <u>Irrigation</u>
(Domestic, irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) .70 cfs TOTAL QUANTITY CLAIMED:
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SW $\frac{1}{4}$ NW $\frac{1}{4}$
Sec. 10, Twp. 1S, Rge. 3W, B.M., _____ County _____
Additional Points: _____
B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Well, Pump, mainline, and sprinkler system.
- (6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location.

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
1S	3W	10						20	15										35

Total no. of acres 35

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks This Right originally licensed for .80 cfs and irrigation of 20 acres NWNW and 20 acres SWNW Sec. 10, T 1S R 3W, Remaining flow and irrigated acreage is assumed to have
- (9) Basis of claim (Check one) ☐ A) Right based on diversion and beneficial use, been forfeited through non-use.
☐ B) Right decreed by court, cite title of case. _____
☐ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. _____

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

Individual

8/1/79
(Date)

(Signature of Claimant)

State of IdahoCounty of Ada

Organization

Organization

(Signature of Spouse)

FARMERS CATTLE CO

(Signature of Authorized Agent)

On this 1 day of August, in the year 1979 before mea notary public, personally appeared Dudman Jacobson

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, they, corporation, partnership or _____) executed the same.

My commission expires lifeNotary Public residing at Boise

State of Idaho

License and Certificate of Water Right

Water License No. G-26270Amount .80 c.f.s.

Water District No. _____

Priority March 19, 1956

THIS IS TO CERTIFY that EDWARD G. YOUNG
 of Caldwell, Idaho, made application for a permit to appropriate the
 public waters of the State of Idaho, dated March 19, 19 56; that Permit No. G-26270
 was issued under said application; that Certificate of Completion of works, with a carrying capacity of
.80 second feet, was issued thereunder on August 19, 19 64, showing that said works
 were completed on the 25th day of October, 19 63; and that on the 25th
 day of October, 19 63,

EDWARD G. YOUNG

of Caldwell, 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 & domestic
 , under Use Permit No. G-26270 of the Department of Reclamation
 and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
 and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
13 of Licenses at page 7955, on the 19 day of August, 19 64;
 The right hereby confirmed dates from March 19, 19 56;

The Point of Diversion is located

In the SW 1/4 NW 1/4, Sec. 10, Tp. 1 S, R. 3 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 .80 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
1 S	3 W	10	NW 1/4 NW 1/4	40	20
			SW 1/4 NW 1/4	40	20
			Total number of acres to be irrigated:		40

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
19th day of August, 1964.

RALPH W. THOMAS

Deputy State Reclamation Engineer.

(SEAL)

57-2215.

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02215

NAME & ADDRESS: OWYHEE FEEDERS INC
HC 79 BOX 656
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.7 CFS

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.30 CFS. COMBINED RIGHT NOS.:
57-02214, 57-02303 & 57-07227USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

PRIORITY DATE: 03/19/1956

POINT OF DIVERSION: T01S R03W S10 SWNW Within OWYHEE County

PURPOSE AND PERIOD OF USE: PURPOSE OF USE PERIOD OF USE QUANTITY
STOCKWATER 01-01 12-31 0.7 CFSPLACE OF USE: STOCKWATER Within OWYHEE County
T01S R03W S09 NENE SWNE SENE
S10 NENW NWNW SENWEXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE
STOCKWATER, 15000 HEAD FEEDLOT

MICROFILMED

OCT 0 1998

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

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

1. Water Right Number(s) _____
 Adjudication Claim Number(s) A57-02303, A57-02314, A57-02315,
A57-07227
2. The following **REQUIRED** information must be submitted with this form.
 - A. A copy of the most recent DEED, TITLE POLICY, CONTRACT OF SALE, or other legal document indicating your ownership of the property and water rights or claims in question, WITH ATTACHED LEGAL DESCRIPTION.
 AND
 - B. PLAT OF PROPERTY or SURVEY MAP for parcel of ten acres or less. (These are usually on file with the county.)
 OR
 - C. For water rights or adjudication claims involving ten or more irrigated acres, a USDA Farm Service Agency (formerly ASCS) AERIAL PHOTO with irrigated acres outlined and point(s) of diversion clearly marked.
3. Name and Address of Former Owner/Claimant(s) Jacobson Feedlots Inc.
HC 79 Box 87A Melba, ID 83641
4. New Owner/Claimant(s) Owyhee Feeders
 Name connector (Check one): ☐ AND, ☐ OR, ☐ AND/OR
 New Mailing Address HC 79 Box 656
 City, State and ZIP Code Melba, ID 83641
 New Telephone Number (208) 495-2315
5. Date you acquired the property 1-3-96
6. If you have acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). If this applies, describe in detail your portion of each water right or adjudication claim in the spaces below. If necessary, attach additional pages.
 Number of acres actually irrigated _____ Number and type of stock _____
 Diversion rate in CFS _____ Number of homes _____ Other uses _____
cubic feet per second
 If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.
7. Signature of New Owner/Claimant(s) Robert L. Linn Pres. Date 5-8-97
 _____ Date _____
8. (Corporations or other organizations must submit a list of directors/officers demonstrating authority to sign form.)
 For Snake River Basin Adjudication Claims: If you are represented by an attorney and you will not appear and respond directly with your attorney for all matters related to your claims, please attach a Notice of Appearance completed by your attorney.

NCAP generated 05-7-97 00:00 1998

O.K. RB 5-8-97

WARRANTY DEED

DUANE JACOBSON and NADINE JACOBSON, husband and wife, Grantors, hereby convey, grant and warrant to OWYHEE FEEDERS, INC., an Idaho corporation, Grantees, whose address is HC 79 Box 656, Mc16A, ID 83641, for the sum of TEN DOLLARS and other good and valuable consideration, the following described real property, to-wit:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

SUBJECT TO that certain Mortgage made to the favor of Farms Cattle Company, Inc., dated July 1, 1984, and recorded October 29, 1985, as Instrument No. 187024, records of Owyhee County, Idaho, which Grantees are not assuming.

ALSO SUBJECT TO taxes and assessments for the year 1995 and all subsequent years, together with any and all existing easements, rights-of-way, reservations, restrictions and encumbrances of record, to any existing tenancies, to all zoning laws and ordinances, and to any state of facts an accurate survey or inspection of the premises would show.

This conveyance shall include any and all appurtenances, tenements, hereditaments, reversions, remainders, easements, rights-of-way and water rights in anywise appertaining to the property herein described.

The Grantors covenant to the Grantees that they are the owners in fee simple of said premises; that the premises are free from all encumbrances, excepting those as set forth in the Agreement for the Sale of Real and Personal Property, and excepting those of record, and that they will warrant and defend the same from all lawful claims.

MICROFILMED

OCT 11 1988

57-02303
57-02214

57-02215
57-07227

IN WITNESS WHEREOF, the Grantors have executed
this instrument on this 2nd day of JANUARY, 1996.

Duane Jacobson
Duane Jacobson

Nadine Jacobson
Nadine Jacobson

STATE OF IDAHO)
County of Owyhee) :ss

On this 2nd day of January, in the year
1996, before me, Jonathan M. Mabbitt, a Notary Public,
personally appeared DUANE JACOBSON and NADINE JACOBSON,
husband and wife, known or identified to me to be the
persons whose names are subscribed to the within instrument,
and acknowledged to me that they executed the same.



Jonathan M. Mabbitt
Notary Public for Idaho
Commission expires: 4-25-2000

cg-1/jacob.vd

MICROFILMED

OCT 11 1998

WARRANTY DEED - 2

57-02303
57-02214
57-02215
57-07227

EXHIBIT "A"

TOWNSHIP 1 SOUTH, RANGE 3 WEST, BOISE MERIDIAN, OWYHEE COUNTY,
IDAHO

Section 9: Lots 1 and 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 10: W $\frac{1}{2}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Conveying with the above described land any and all water rights and irrigation ditches belonging or in anywise appertaining thereto and especially including, but not limited to, the following. Together with all water rights, irrigation canal rights and privileges now owned or to be acquired by the Buyer hereto under Idaho State Water Licensee-Subterranean Waters:

License No. 57-2303 - Priority of 9/22/66 for 1.62 c.f.s.

License No. 57-2215 - Priority of 3/19/56 for .8 c.f.s.

License No. 57-2214 - Priority of 3/19/56 for 1.6 c.f.s.

License No. 57-7227 - Priority date 12/22/78 for 2.2 c.f.s.

Lucy L. Little
9/10

Deane D. Nelson

196 JUN 3 PM 10 41

FILED - RECORDS

217712

EXHIBIT "A"

MICROFILMED

OCT 1 1968

Corporate officers on pg. 8

**AGREEMENT FOR THE SALE OF
REAL AND PERSONAL PROPERTY**

187-
THIS AGREEMENT is made and entered into this 2nd day of January, 1996, by and between DUANE E. JACOBSON and NADINE JACOBSON, husband and wife, hereinafter collectively referred to as "Seller," and OWYHEE FEEDERS, INC., an Idaho corporation, hereinafter referred to as "Buyer."

W I T N E S S E T H:

Seller agrees to sell to Buyer on performance of all of the agreements and covenants of Buyer at the time and in the manner hereinafter specified, and convey or cause to be conveyed by the legal owner or owners thereof by good and sufficient Warranty Deed and Bill of Sale, the following described real and personal property, situated in the County of Owyhee, State of Idaho, to-wit:

REAL PROPERTY:

See Exhibit "A" attached hereto, and by this reference made a part hereof.

PERSONAL PROPERTY:

See Exhibit "B" attached hereto, and by this reference made a part hereof.

Buyer agrees to buy the said above described real and personal property and to pay Seller therefor the sum of \$666,400.00, lawful money of the United States, payable in the manner and pursuant to the conditions as follows, to-wit:

A. \$66,400.00 in cash, payable from Buyer to Seller at the closing of this transaction.

B. \$451,343.60 with interest at the rate of ten percent (10%) per annum commencing November 3, 1995, to be paid in regular monthly payments of \$5,500.00 per month, including interest, with the first of said monthly payments to be made on the 1st day of December, 1995, and a like payment on the 1st day of each and every month thereafter until July 1, 2000, at which time the remaining principal sum and accrued interest are due and payable in full. The parties understand and agree that there will be the necessity of a balloon payment on July 1, 2000. All monthly payments shall be credited first to accrued interest and the balance to principal.

AGREEMENT - 1

MICROFILMED

OCT 2 1998

57-02303
57-02214
57-02215
57-07227

If any payment is more than five days late, a late charge of 5% of the unpaid payment shall be added. Further, at the end of each month, if there is unpaid interest, then that interest will be added to the principal balance and will bear interest at the rate set forth in this paragraph. The amount due under this paragraph B shall be evidenced by a Promissory Note entered in escrow for collection, which Note shall be secured by a Mortgage.

C. \$148,656.40 with interest at the rate of nine and one-fourth percent (9¼%) per annum commencing November 3, 1995, shall be paid in regular monthly payments commencing June 1, 1996 and continuing on the first day of each and every month thereafter until principal and interest is paid in full. The parties hereto understand and agree that as of May 1, 1996, the interest accrued from November 3, 1995, which was compounded, in the sum of \$6,715.37, was added to the principal balance due pursuant to this paragraph, and a new principal balance, in the sum of \$155,371.77, was amortized over the remainder of the loan period. For purposes of calculating interest, the said sum of \$155,371.77 shall be considered the principal balance as of May 1, 1996, and shall be paid in regular monthly payments in the sum of \$1,796.98 per month, including interest, with the first of said monthly payments to be made on the 1st day of June, 1996, and a like payment on the 1st day of each and every month thereafter until April 1, 2008, at which time the remaining principal sum and accrued interest are due and payable in full. All monthly payments shall be credited first to accrued interest and the balance to principal, based on the new principal amount. The amount due under this paragraph C shall be evidenced by a Promissory Note entered in escrow for collection, which Note shall be secured by a Mortgage. The payment obligation and promissory note referred to in this paragraph C is separate from and in addition to the payment obligation and promissory note referred to in paragraph B.

D. Buyer shall have an absolute prepayment privilege and all prepayments shall be applied first to the interest accrued to the date such prepayment is paid and the balance thereof, if any, shall be applied to principal. Any prepayment shall not affect the regularly scheduled payments due under this agreement.

E. Allocation of Purchase Price. The purchase price shall be allocated as follows:

Personal Property	\$238,000.00
Real Property	<u>\$428,400.00</u>
	\$666,400.00

IT IS FURTHER EXPRESSLY COVENANTED AND AGREED by and between the parties hereto as follows:

1. **POSSESSION AND CLOSING:** Buyer and Seller covenant and agree that legal possession of the above described real and personal property is delivered to Buyer at the closing of this transaction, which shall take place at the offices of Owyhee Title Company, Murphy, Idaho, on the 2nd day of January, 1996.⁸⁷ Buyer and Seller further covenant and agree that physical possession of the above described real and personal property is hereby retained by Seller to be delivered to Buyer on January 2, 1996.^{NS}

2. **ITEMS EXCLUDED FROM SALE:** The following items are specifically excluded from this sale:

- 1 - 6000 gallon steel tank
- 1 - Roping chute (at the "arena")
- 1 - Round pen
- 4 - 3-sided sheds
- Miscellaneous portable panels (horse pen panels)
- 1 - Powder River Squeeze Chute and Runway
- 1 - Horsewalker.

3. **WARRANTIES:** BUYER HAS LEASED THE PREMISES PRIOR TO THIS AGREEMENT AND IS THEREFORE FAMILIAR WITH THE REAL PROPERTY AND PREMISES. BUYER HAS ALSO INSPECTED THE ABOVE DESCRIBED REAL PROPERTY AND PREMISES HEREIN CONVEYED FROM SELLER TO BUYER, AND ACCEPTS THE SAME IN THE CONDITION THE SAME ARE NOW IN. THERE ARE NO VERBAL OR IMPLIED PROMISES, AGREEMENTS, STIPULATIONS, REPRESENTATIONS OR WARRANTIES OF ANY CHARACTER WHATSOEVER, EXCEPT THOSE SET FORTH IN WRITING IN THIS AGREEMENT, AND BUYER IN ENTERING INTO THIS AGREEMENT IS RELYING WHOLLY UPON BUYER'S OWN INSPECTION AND JUDGMENT. BUYER AGREES THAT BUYER HAS ASCERTAINED, FROM SOURCES OTHER THAN SELLER, THE APPLICABLE ZONING, BUILDING, HOUSING AND OTHER REGULATORY ORDINANCES AND LAWS AND THAT BUYER ACCEPTS THE PROPERTY WITH FULL AWARENESS OF THESE ORDINANCES AND LAWS AS THEY MAY AFFECT THE PRESENT USE OR ANY INTENDED FUTURE USE OF THE PROPERTY, AND SELLER HAS MADE NO REPRESENTATIONS WITH RESPECT THERETO.

4. **MAINTENANCE:** Buyer agrees to maintain said premises in as good condition as the same are now in, reasonable wear and tear and damage by the elements excepted, during the life of this Agreement.

5. **TAXES AND ASSESSMENTS:** Seller agrees to pay all taxes, water assessments and all other assessments of any type or kind upon the above described real and personal property for the

year 1994 and all prior years; and the Buyer agrees to pay all taxes, water assessments and all other assessments of any type or kind upon the above described real and personal property for the year 1995 and all subsequent years, promptly and before the same become delinquent, except that the Seller shall pay to the Buyer upon the execution of this Agreement, Seller's pro rata share of the 1995 taxes and assessments, with the date of possession as the date of proration, and in the event the taxes for 1995 have not yet been levied, in such computation it will be assumed that the 1995 taxes and assessments are the same as the 1994 taxes and assessments.

6. **EXISTING ENCUMBRANCE - MORTGAGE AND SECURITY AGREEMENT:** Buyer acknowledges that Buyer has been made aware of an existing encumbrance upon the above described real property consisting of a Mortgage made to the favor of Farmers Cattle Company, Inc., dated July 1, 1984, and recorded October 29, 1985, as Instrument No. 187024, records of Owyhee County, Idaho. The parties hereto covenant and agree that Buyer is not assuming said Mortgage and Seller agrees to indemnify and hold harmless Buyer from any and all liability which may arise pursuant thereto, so long as Buyer is not in default of this agreement or its payment obligation pursuant to the promissory notes which have been executed as part of this transaction. Seller is also notifying Buyer of an underlying security agreement on the personal property being sold pursuant to this Agreement, as granted in that certain Agreement for the Sale of Real and Personal Property dated July 1, 1984, between Farmers Cattle Company, Inc., as "Seller," and Jacobson Feed Lots, Inc., as "Buyer." The interest of Jacobson Feed Lots, Inc., in said security agreement has previously been transferred to Seller herein. As a result of said security agreement, Buyer agrees that it will not convey or otherwise encumber the personal property listed on Exhibit "B" attached hereto without first obtaining the prior written consent of Seller. In the event the Farmers Cattle Company, Inc., indebtedness is paid prior to completion of all of the terms and conditions of this agreement, the Buyer agrees to grant a security interest to the Seller in the personal property as additional security as set forth in the following paragraph 7.

7. **SECURITY INTEREST:** In accordance with the foregoing paragraph 6, Buyer grants Seller a security interest in the personal property sold and purchased under the terms of this Agreement. Buyer agrees to execute UCC-1 forms or such other documentation as Seller may require to perfect Seller's security interest which shall be placed and held in escrow to be used in the event the underlying indebtedness to Farmers Cattle Company, Inc., is paid in full prior to the completion of all of the terms and conditions of this Agreement. Seller agrees to release the

security interest granted herein upon payment in full of the Promissory Notes entered into herein.

8. **MORTGAGE AND PERSONAL GUARANTYS:** Buyer agrees to execute at closing a mortgage in favor of Seller to secure the second promissory note referred to in paragraph C of this Agreement. The Buyer's principals, Robert Lincoln, Edward Lincoln, and Charles Gibson, also agree to execute, at closing, unconditional personal guarantees in favor of Seller.

9. **OTHER ENCUMBRANCES:** Seller is making no other representations or warranty with respect to the title of the real property and other encumbrances thereon.

10. **WARRANTY DEED AND MORTGAGE:** A. Seller agrees to execute and deliver to Buyer, at the closing of this transaction, for immediate recording, a good and sufficient warranty deed subject to the encumbrance referred to in paragraph 6 of this Agreement, conveying unto Buyer the said real property in conformity with the provisions of this Agreement. Buyer shall then immediately execute unto Seller a mortgage on the real property securing all sums due under this Agreement. The mortgage shall then also be recorded.

B. Seller shall also execute, at the closing of this transaction, a Satisfaction of Mortgage, which shall be held in escrow until such time as all sums due under this Agreement have been paid by Buyer to Seller.

11. **BILL OF SALE:** Seller agrees to execute and deliver in escrow a good and sufficient Bill of Sale conveying unto Buyer the said personal property in conformity with the provisions of this Agreement.

12. **ESCROW:** The balance of the monies to be paid to Seller under the terms of this Agreement shall be paid through the offices of Pioneer Title Company of Canyon County, Idaho, of Nampa, Idaho, (hereinafter "escrow agent"), hereby designated escrow agent under the terms of this Agreement. A copy of this Agreement, the original Promissory Notes, recorded Mortgage, Bill of Sale, UCC-1 and Satisfaction of Mortgage, shall be placed in escrow with the escrow agent, to be delivered to Buyer upon compliance with all of the terms and conditions of this Agreement. When Buyer shall have paid to the escrow agent the sum of \$600,000.00, together with accrued interest or any other additional charges added pursuant to this Agreement, in the manner and at the time herein specified, and upon compliance with the terms and conditions of this Agreement, the said escrow papers shall be delivered by the said escrow agent to Buyer and the said escrow agent may thereupon close this escrow.

13. **SPECIAL ESCROW INSTRUCTIONS:** Out of the monthly payments received hereunder, and after proper credit therefor has been given to Buyer, the escrow holder herein is authorized and directed to remit such monthly payment in the following manner:

A. \$5,500.00 per month shall be applied by escrow holder directly to escrow #1370, which is the escrow established at Pioneer Title Company of Canyon County, Idaho, for the collection of the underlying Mortgage disclosed in this Agreement in favor of Farmers Cattle Company.

B. The balance of any monthly payments shall be remitted directly to Seller AT 14279 BOX 87A MELO, IDA. 83641

Upon the payment in full of the underlying Mortgage, identified as escrow #1370, the Seller shall notify the escrow holder of such fact and escrow holder shall commence to remit the entire monthly payment received hereunder to Seller.

14. **HAZARDOUS SUBSTANCES:** Seller represents and warrants that there has been no release of hazardous substances on the property as defined by applicable Federal or State laws and regulations during the time that they have been the owners of the property, and by information and belief, during the time Jacobson Feed Lots, Inc., was the owner of the property; and Seller holds Buyer harmless from any violation alleged to have occurred during that those times. This covenant shall survive the closing of this transaction. Buyer represents and warrants that the premises will never be used for the generation, manufacture, storage, treatment, disposal, release or threatened release of any hazardous substances as those terms are defined by applicable Federal or State laws and regulations except for the storage of oil or petro-chemicals used in the feed lot business. Buyer agrees to indemnify and hold harmless Seller against any and all claims and losses resulting from a breach of this provision of this agreement. This obligation to indemnify shall survive the payment of the indebtedness and the satisfaction of this agreement.

15. **DEFAULT:** Seller's remedy for default hereunder shall be as set forth in the mortgage documents, security agreement and personal guarantys, which are a part of this transaction.

16. **ATTORNEY FEES:** In the event an action is brought to enforce any of the terms or provisions of this Agreement, or enforce forfeiture thereof for default thereof by either of the parties hereto, the successful party to such action or collection shall be entitled to recover from the losing party a reasonable

MICROFILMED

OCT 01 1988

attorney fees, together with such other costs as may be authorized by law.

17. **USE OF HORSE CORRALS AND ARENA:** The parties agree that for a period of one (1) year following the date of closing of this transaction, Seller shall have the exclusive use of the southwest corner of the property, consisting of approximately fifteen (15) acres, more or less, within the known confines of existing horse corrals and arena. The use of said horse corrals and arena shall be of no charge to Seller. The parties hereto agree to enter into a one (1) year Lease setting forth their agreements pursuant to this paragraph.

18. **REMOVAL OF PERSONAL PROPERTY:** Buyer hereby agrees to allow Seller thirty (30) days after the closing of this transaction to remove from the property their personal property and shop equipment that is not part of the sale.

19. **CORPORATE STANDING AND AUTHORITY:** Buyer is a corporation duly organized, validly existing and in good standing under the laws of the State of Idaho and has the full corporate power to purchase the property from Seller pursuant to this Agreement. Further, the execution and performance of this Agreement have been duly authorized and approved by all of the directors and shareholders of Buyer and this Agreement constitutes a valid, binding agreement of Buyer in accordance with its terms. Buyer agrees to provide at closing a directors' resolution signed by all of the directors of Buyer authorizing Buyer to enter into and purchase the property under this Agreement.

20. **COSTS OF SALE:** The parties agree that the Seller and Buyer shall each bear their own attorney fees in this matter. The other costs of this sale, including but not limited to closing costs, escrow fees and recording fees, shall be divided equally between the parties hereto.

21. **ENTIRE AGREEMENT:** The parties agree that this Agreement constitutes the entire agreement between the parties hereto.

22. **SEVERABILITY:** In the event any of the provisions of this Agreement shall be deemed illegal or unenforceable, such determination shall not operate to invalidate any of the remaining provisions of this Agreement.

23. **HEADINGS:** The bolded paragraph headings are for convenience only and are not a part of this Agreement and shall not be used in interpreting or construing this Agreement.

24. SITUS: This Agreement is established under the laws of the State of Idaho, and all questions concerning its validity and construction shall be determined under such laws.

25. BINDING EFFECT: The provisions and stipulations of this Agreement shall inure to and bind the heirs, personal representatives, assigns and successors in interest of the parties hereto.

IN WITNESS WHEREOF, the parties have executed this instrument on the day and year first above written.


Duane Jacobson

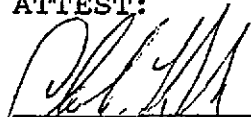

Nadine Jacobson

"Seller"

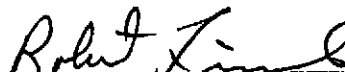
OWYHEE FEEDERS, INC.

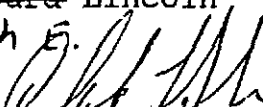
By 
Its President

ATTEST:


Its Secretary

"Buyer"

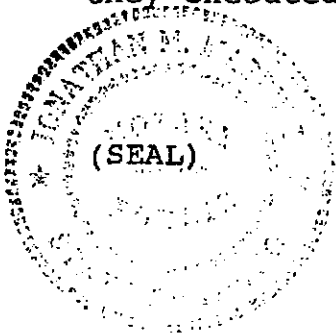

Robert Lincoln


Edward Lincoln

Ralph E. Gibson
Charles Gibson

"Guarantors"

STATE OF IDAHO)
)
) :ss
County of Owyhee)

On this 2nd day of January, in the year 1996,
before me, Jonathan M. Mabbitt, a Notary Public, personally
appeared DUANE JACOBSON and NADINE JACOBSON, husband and wife,
known or identified to me to be the persons whose names are
subscribed to the within instrument, and acknowledged to me that
they executed the same.

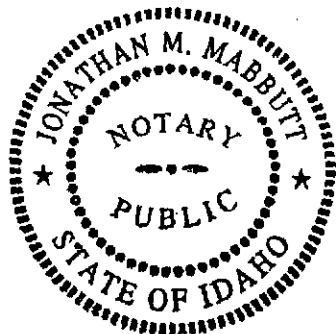


Jonathan M. Mabbitt
Notary Public for Idaho
Commission expires: 4-25-2000

STATE OF IDAHO)
)
) :ss
County of Owyhee)

On this 2nd day of January, in the year 1996,
before me, Jonathan M. Mabbitt, a Notary Public, personally
appeared Robert Lincoln and Charles L. Gibson,
known or identified to me to be the President and Secretary,
respectively, of OWYHEE FEEDERS, INC., who executed the instrument
or the person that executed the instrument on behalf of said
corporation, and acknowledged to me that such corporation executed
the same.

(SEAL)



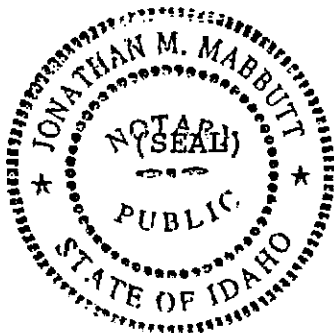
Jonathan M. Mabbitt
Notary Public for Idaho
Commission expires: 4-25-2000

STATE OF IDAHO)

County of Owyhee)

:ss

On this 2nd day of January, in the year 1996,
before me, Jonathan M. Mabbitt, a Notary Public, personally
appeared ROBERT LINCOLN, known or identified to me to be the person
whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same.



Jonathan Mabbitt
Notary Public for Idaho
Commission expires: 4-25-2000

STATE OF IDAHO)

County of Owyhee)

:ss

On this 2nd day of January, in the year 1996,
before me, Jonathan M. Mabbitt, a Notary Public, personally
appeared RALPH LINCOLN, known or identified to me to be the person
whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same.



Jonathan Mabbitt
Notary Public for Idaho
Commission expires: 4-25-2000

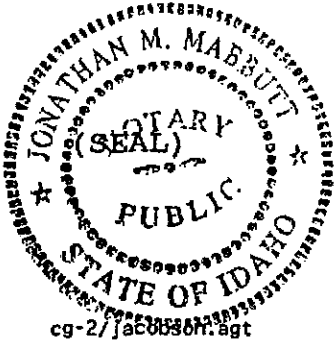
MICROFILMED

STATE OF IDAHO)

:SS

County of Owyhee)

On this 2nd day of January, in the year 1996,
before me, Jonathan M. Mabbitt, a Notary Public, personally
appeared CHARLES GIBSON, known or identified to me to be the person
whose name is subscribed to the within instrument, and acknowledged
to me that he executed the same.



Jonathan M. Mabbitt

Notary Public for Idaho

Commission expires: 4-25-2000

MICROFILMED

OCT 9 1998

EXHIBIT "A"

TOWNSHIP 1 SOUTH, RANGE 3 WEST, BOISE MERIDIAN, OWYHEE COUNTY,
IDAHO

Section 9: Lots 1 and 2, SW $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$

Section 10: W $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$

Conveying with the above described land any and all water rights and irrigation ditches belonging or in anywise appertaining thereto and especially including, but not limited to, the following. Together with all water rights, irrigation canal rights and privileges now owned or to be acquired by the Buyer hereto under Idaho State Water Licensee-Subterranean Waters:

License No. 57-2303 - Priority of 9/22/66 for 1.62 c.f.s.

License No. 57-2215 - Priority of 3/19/56 for .8 c.f.s.

License No. 57-2214 - Priority of 3/19/56 for 1.6 c.f.s.

License No. 57-7227 - Priority date 12/22/78 for 2.2 c.f.s.

EXHIBIT "A"

MICROFILMED

OCT 0 1 1988

FEEDLOT EQUIPMENT
(as of 4-1-95)

- 1 Water Well 25 HP Turbine Pump
- 1 Water Well 30 HP Submersible Pump
- 1 Water Well 25 HP Submersible Pump
- 1 Water Well 15 HP Submersible Pump
- 1 40 HP Booster Pump
- 1 15 HP Booster Pump
- 31,000 feet of 4.50 foot Steel Pipe and Sucker Rod Fence
- 10,870 feet of Concrete Feed Bunks w/8' Apron - 12/50'
- 400 feet of Wood Feed Bunks w/8' Apron - 6.00'
- 800 feet of Wood Feed Bunks
- 320 feet of Wood and Concrete Bunks - 5.00'
- 200 14' Steel Rod and Pipe Gates
- 103 10' Fiberglass Water Tanks
- 7 Steel Water Tanks
- 2 Sick pen Chutes and Steel Runways
- 1 Cattle Processing Barn with Steel Runway, Hydraulic Squeeze Chute and Dipping Vat
- 1 Fat Cattle Holding Pen and Steel Loading Chute
- 1 14 x 70 1974 Tamarack Mobile Home
- 1 2 Story Wood Frame House, Modern Plumbing and remodeled 1987
- 1 28 x 60 1973 Double Wide Mobile Home
- 1 Scale House 12' x 16' Concrete Block
- 1 Office 40' x 32' Concrete Block and Wood Frame, with Wood Siding
- 1 Shop 40' x 60' Steel with concrete floor
- 1 Mill Building 80' x 120' Concrete and Steel with concrete floor
- 1 Horse Barn 24' x 32' Steel
- 1 Horse Barn 16' x 64' Metal Siding
- 1 Boiler and Electrical Room 20' x 32' concrete block
- 2 Medicine Storage Buildings 8' x 8' steel
- 1 40,000 lb. capacity 14' x 28' Cattle Scales
- 1 100,000 lb. capacity 10' x 70' Truck Scales
- 1 75' high Elevator Leg - Creamer
- 1 90' Custom Elevator Leg
- 1 25' Custom Elevator Leg
- 1 Grain Scalper and Augers Wheeler - Reader
- 3 Grain Storage Bins 32' x 28' Concrete Cone
(bottoms with unloading augers 800 ton capacity)
- 3 Overhead Steel Grain Tanks - 25 ton capacity
- 1 Overhead Steel Grain Tank - 45 ton capacity
- 1 Grain Roller Denver 18" x 36" w/75 HP motor
- 1 Grain Roller Roskamp 18" x 36" w/75 HP motor
- 1 Grain Roller Mill Utah 12" x 30"

MICROFILMED

OCT 6 1988

EXHIBIT B

FEEDLOT EQUIPMENT
(as of 4-1-95)

Page 2

- 1 Continental Boiler 125 HP
- 1 Harsh Stationery Mixer w/Electric scales
- 1 32' x 36" Belt Conveyor
- 1 30' x 48" Belt Conveyor
- 1 Molasses Tank - 8,000 gallon capacity
- 3 Molasses Pumps 5 HP
- 1 Fuel Storage Tank - 10,000 gallon capacity
- 1 Fuel Storage Tank - 2,000 gallon capacity
- 1 Hay Chopper Hay Buster C-11 w/200 HP motor

MICROFILMED

OCT 0 1 1998

RECEIVED
SEP 15 1997
Department of Water Resources

DISTRICT COURT-SRBA Fifth Judicial District County of Twin Falls - State of Idaho	
SEP 11 1997	
By _____	Clerk
Deputy Clerk	

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	)	ORDER OF PARTIAL DECREE
	)	
Case No. 39576	)	For Water Right 57-02215
_____	)	

On June 20, 1997, a *Special Master's Report and Recommendation* was filed for the above water right. No Challenges were filed to the *Special Master's Report and Recommendation* and the time for filing Challenges has now expired.

Pursuant to I.R.C.P. 53(e)(2) and *SRBA Administrative Order 1*, Section 14a, this court has reviewed the Findings of Fact and Conclusions of Law contained in the *Special Master's Report* and wholly adopts them as its own.

Therefore, IT IS ORDERED that water right 57-02215 be decreed as set forth in the attached *Partial Decree Pursuant to I.R.C.P. 54(b)*.

DATED September // , 1997.


DANIEL C. HURLBUTT, JR.
Presiding Judge
Snake River Basin Adjudication

MICROFILMED

OCT 01 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

March 28, 1997

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

RE: Notice of Claims to Water Rights Nos. 57-02303, 57-02214,
57-02215 and 57-07227

Owyhee Feeders
Attn: Bob &/or Ed Lincoln
HC 79, Box 656
Melba, ID 83641

Dear Water Users:

It has come to our attention that you now own Jacobson Feedlots Inc. and we have not been able to contact you because we were not notified of the ownership change. Enclosed is a "Notice of Change of Water Right Ownership" form that needs to be completed and returned to our office as soon as possible. I have partially completed the form for your convenience. Also enclosed are profile reports of the above referenced water rights that were submitted for decree in 1992. When these rights were submitted for decree the BLM objected to Rt. 57-07227 because a portion of the place of use may be on BLM land. I have included a copy of a map that shows which land they have submitted their objection on. It is urgent that you submit the ownership change as soon as possible. The Court has been holding conferences in regard to other rights that were objected to and they requested that we locate the current owners of these water rights. If no response is received the water rights could be disallowed by the Court.

I have enclosed some brochures which discuss the Snake River Basin Adjudication for your information. If you have any questions in regard to this matter, please do not hesitate to contact this office. If you need assistance and wish to come into our office, please call ahead and set up an appointment.

Sincerely,

KAY WALKER
Sr. Water Resource Agent
Adjudication Bureau

KW:k
Enclosures

MICROFILMED

OCT 8 1998

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

DATE: NOV-13-1996

PAGE: A-1

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02215

NAME AND ADDRESS: JACOBSON FEEDLOTS INC
HC 79 BOX 87A
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.7 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIARILY
USED FOR STOCKWATER, 15,000 HEAD FEEDLOT

USE OF THIS RIGHT WITH RIGHTS LISTED BELOW IS LIMITED TO A
TOTAL COMBINED DIVERSION RATE OF 2.30 CFS. COMBINED RIGHT NOS.:
57-02214, 57-02303 & 57-07227

USE OF THIS RIGHT WITH RIGHTS LISTED ABOVE IS LIMITED TO A
TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

PRIORITY DATE: 03/19/1956

POINT OF DIVERSION: T01S R03W S10 SNNW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.7 CFS

PLACE OF USE:	STOCKWATER	Within Owyhee County
	T01S R03W S09	NENE SWNE SENE SENW
	S10	NENW NWNW SWNW

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A
DETERMINATION OF HISTORICAL BENEFICIAL USE.
USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.
STOCKWATER, FEEDLOT FOR 15,000 RANGE

MICROFILMED

OCT 14 1988

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

DATE: OCT-31-1996

PAGE: A-140

RIGHTS FROM: SOURCE: GROUNDWATER

RIGHT NUMBER: 57-02215 ✓

NAME AND ADDRESS: JACOBSON FEEDLOTS INC
HC 79 BOX 87A
MELBA ID 83641

SOURCE: GROUNDWATER

QUANTITY: 0.7 CFS

THE QUANTITY FOR NON-IRRIGATION USE IS LIMITED TO THE AMOUNT BENEFICIALLY
USED FOR STOCKWATER, 15,000 HEAD FEEDLOT~~out~~ THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000
GALLONS PER DAY.

PRIORITY DATE: 03/19/1956

POINT OF DIVERSION: T01S R03W S10 SWNW Within Owyhee County

PURPOSE AND

PERIOD OF USE:	PURPOSE OF USE	PERIOD OF USE	QUANTITY
	STOCKWATER	01-01 12-31	0.7 CFS

PLACE OF USE:	STOCKWATER	Within Owyhee County			
	T01S R03W S09	NENE	SWNE	SENE	SENE
	S10	NENW	NWNW	SWNW	SENE

OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

EXPLANATORY MATERIAL: BASIS OF CLAIM - DECREE

RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
TO SECTION 42-1425, IDAHO CODE.

USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.
STOCKWATER, 15,000 HEAD FEEDLOT

QNT E04 →
QNT E07 →W002074
\$85.
7=
MICROFILMED
OCT 8 1998

AJ0749NP
No. 57-02215

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

DATE: 05/08/97
PAGE: 1

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	OWYHEE FEEDERS HC 79 BOX 656 MELBA ID 83641 (208) 495-2315	03/19/1956	STOCKWATER	01-01 12-31	0.70 CFS	
TOTAL DIVERSION:					0.70 CFS	

D JACOBSON FEEDLOTS INC
HC 79 BOX 87A
MELBA ID 83641
(208) 495-2315

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T01S R03W S10

SWNW

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE				
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
01S	03W	9	:	S				S												:
01S	03W	10	:					S		S		S								:

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 15,000 HEAD FEEDLOT

Other Rights: SEE REMARKS

Conditions of Approval:

C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO SECTION 42-1425, IDAHO CODE.

Remarks: GEN USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

Dates: Exam Made Date: 08/02/1990

Verified Date:

Objection Filed Date:

Misc: Water District Number:

Field Inspection Flag:
Presumption Flag:

MICROFILMED

007 8 1 1998

COPY RECEIVED
MAY 19 1997

RECEIVED
MAY 12 1997

Department of Water Resources

Department of Water Resources
Adjudication Bureau

1997 MAY 15 AM 10 34

DISTRICT COURT-323A

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

RECEIVED

JUN 10 1997

WATER RESOURCES
WESTERN REGION

In Re SRBA
Case No. 39576

) NOTICE OF COMPLETED
) ADMINISTRATIVE PROCEEDINGS
)
) Water Rights 57-02303, 57-02214,
) 57-02215 and 57-07227

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): 57-02303, 57-02214, 57-02215 and 57-07227

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/8/1997

57-02303, 57-02214, 57-02215
AND 57-07227

MICROFILMED

PAGE 1

OCT 9 1998

From (Claimant/Seller):

Name of Claimant: JACOBSON FEEDLOTS INC
Address: HC 79 BOX 87A
MELBA ID 83641
Phone: (208) 495-2315

To (Claimant/Purchaser):

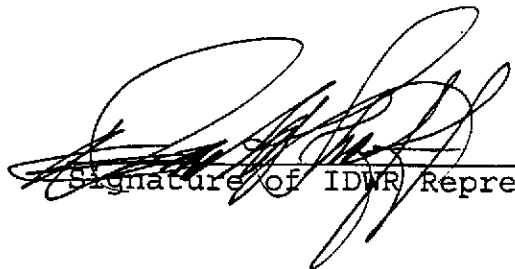
Name of Claimant: OWYHEE FEEDERS INC
Address: HC 79 BOX 656
MELBA ID 83641

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:

MAY 12, 1997



Signature of IDWR Representative

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/8/1997

57-02303, 57-02214, 57-02215
AND 57-07227

PAGE 2

CERTIFICATE OF MAILING

I certify that on 5-13-97 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:

JACOBSON FEEDLOTS INC
HC 79 BOX 87A
MELBA ID 83641
3. One Copy to:
Claimant/Purchaser for Substitution of Party or attorney of record:

OWYHEE FEEDERS INC
HC 79 BOX 656
MELBA ID 83641
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

Sandy Egbert
Signature of person or attorney mailing the form

NOTICE OF COMPLETED
ADMINISTRATIVE PROCEEDING
5/8/1997

57-02303, 57-02214, 57-02215
AND 57-07227

MICROFILMED

PAGE 3

OCT 8 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

May 13, 1997

OWYHEE FEEDERS
HC 79 BOX 656
MELBA ID 83641

RE: Snake River Basin Adjudication (SRBA)
Owyhee County - Claims #57-02303, 57-02214,
57-02215 & 57-07227

Dear Claimant:

IDWR has received your notice of the change in ownership of the above-referenced water right claims. Our records have been changed accordingly.

Copies of Adjudication Claim Profile Reports prepared from our computer database are enclosed for your review. If you have any questions, please contact our office at 800/451-4129.

If your mail delivery address changes in any form, please contact us in writing so we can update our records to assure you receive important notices concerning your water right claims.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

Enclosures:

Adjudication Claim Profile Reports
"How You Will Receive Notice...."

MICROFILMED

OCT 6 1998

AJ5809NP
No. 57-02215

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM PROFILE REPORT

DATE: 05/20/93
PAGE: 19

OWNER CODE	NAME & ADDRESS	PRIORITY DATE	WATER USE	USE PERIOD FROM TO	DIVERSION RATE	DIVERSION VOLUME
C	JACOBSON FEEDLOTS INC HC 79 BOX 87A MELBA ID 83641 (208) 495-2315	03/19/1956	STOCKWATER	01-01 12-31	0.70 CFS	
TOTAL DIVERSION:					0.70 CFS	

Water Source: GROUNDWATER

Tributary to:

Stage: DECREED

Point(s) of Diversion:

T01S R03W S10

SWNW

OWYHEE County

Place of use Legal Description for: STOCKWATER

				NE				NW				SW				SE			
T	R	S	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
01S	03W	9	:	S		S		S		S		S							
01S	03W	10	:					S		S		S							

POU County: OWYHEE

Non-Irrigation Uses: STOCKWATER, 15,000 HEAD FEEDLOT

Other Rights: SEE REMARKS

Conditions of Approval:

- C04 - RIGHT INCLUDES ACCOMPLISHED CHANGE IN PURPOSE OF USE PURSUANT
- TO IDAHO CODE 42-1416A.

Remarks: USE OF THIS RIGHT WITH RIGHT NOS. 57-02214, 57-02303 AND 57-07227
IS LIMITED TO A TOTAL COMBINED DIVERSION RATE OF 2.30 CFS AND
A TOTAL COMBINED ANNUAL DIVERSION VOLUME OF 201.0 AF.

Dates: Exam Made Date: 08/02/1990 Verified Date: 07/16/1992

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

Audit: 06/17/91 MCCARTHY 06/18/91 MCCARTHY 12/10/91 MCCARTHY 12/11/91 MCCARTHY
07/16/92 MCCARTHY 07/29/92 PR-PRODM 10/13/92 CPSHAW 12/05/92 ADT-SHAW

MICROFILMED
JUL 20 1994