

MAR 01 2006

**DEPARTMENT OF
WATER RESOURCES**

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**Licensed in California*

March 1, 2006

VIA HAND DELIVERY

Don Shaff
Idaho Department of Water Resources
P.O. Box 83720
Boise, ID 83720-0098

Re: Farm Development Corporation – Amended SRBA Claims

Dear Don:

Enclosed please find amended SRBA claims for water right numbers 2-105 and 2-2171. The amendment to right 2-2171 simply adds the 40-acre tract that inadvertently was left off the original. As discussed at our meeting a few weeks ago, this 40-acre tract was included as part of the original license and has been irrigated annually.

As for right 2-105, we amended the place of use to include the entire area irrigated by combined rights 02-105 and 2-2219C. The idea is to create a single, permissible place of use for both rights with appropriate acreage limitations on both. We also increased the total acreage irrigated under 2-105 by 47 acres, which effectively shifts acres originally claimed under 2-2219C to 2-105. Recall that the acreage total under 2-2219C is limited to 2,316 acres by the license (and the total acreage assigned to the C-portion of the right following an ownership split), and so the additional acreage developed on the project and originally claimed under right 2-2219C in excess of 2,316 acres must be claimed under the beneficial use right, 2-105. We also amended right 2-105 to include an incidental stockwater component and a small quantity for a commercial use that is for dust control. As noted in the claim, these two uses effectively are an accomplished transfer of the 40 or so formerly irrigated acres that are now covered by the feedlot.

Don Shaff
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Farm Development originally paid filing fees for a total of 2,843 acres under rights 2-105 and 2-2219C. The total now claimed under those two rights effectively is 2,774 acres, which is 69 acres fewer than originally claimed. The fee previously paid should cover the additional acreage now claimed under right 2-2171. If that is not the case, please let me know, and we will forward the appropriate fee. If you have any questions, please feel free to call.

Sincerely,



John M. Marshall

JMM:amm

Enclosures

cc: client (w/encl)

S:\CLIENTS\2988\19\JM ltr to Shaff with amended claims.DOC

RECEIVED

MAR 01 2006

DEPARTMENT OF
WATER RESOURCESIN 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 RIGHT TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM

CIVIL CASE NUMBER: 39576

Ident. Number 2-2171

Date Received

Receipt Number

AMENDED
NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant(s) Allen Noble Farms, Inc. Phone (208) 342-6524
Mailing Address P.O. Box 1582, Boise, Idaho Zip 83701
2. Date of Priority (only one (1) per claim) January 15, 1962
3. Source of water supply (a) Snake River
which is tributary to (b) Columbia River
4. a. Location of existing point of diversion is: Township 1N Range 03W Section 22,
1/4 of SE 1/4 of NW 1/4, Govt. Lot, B.M., County of Canyon
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 enlargement in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. _____
Pumps, penstock, canal, distribution pumps. _____

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 4.52 or
 For purposes from to amount or
 For purposes from to amount or
 For purposes from to amount or

7. Total quantity claimed (a) 4.52 (cfs) and/or (b) (acre feet)

8. Total consumptive use claimed is N/A acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number Of livestock Etc.) None

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
			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	
1N	3W	11					40	40	40	40	40	40	40	40					320

Total number of acres irrigated 320

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

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

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

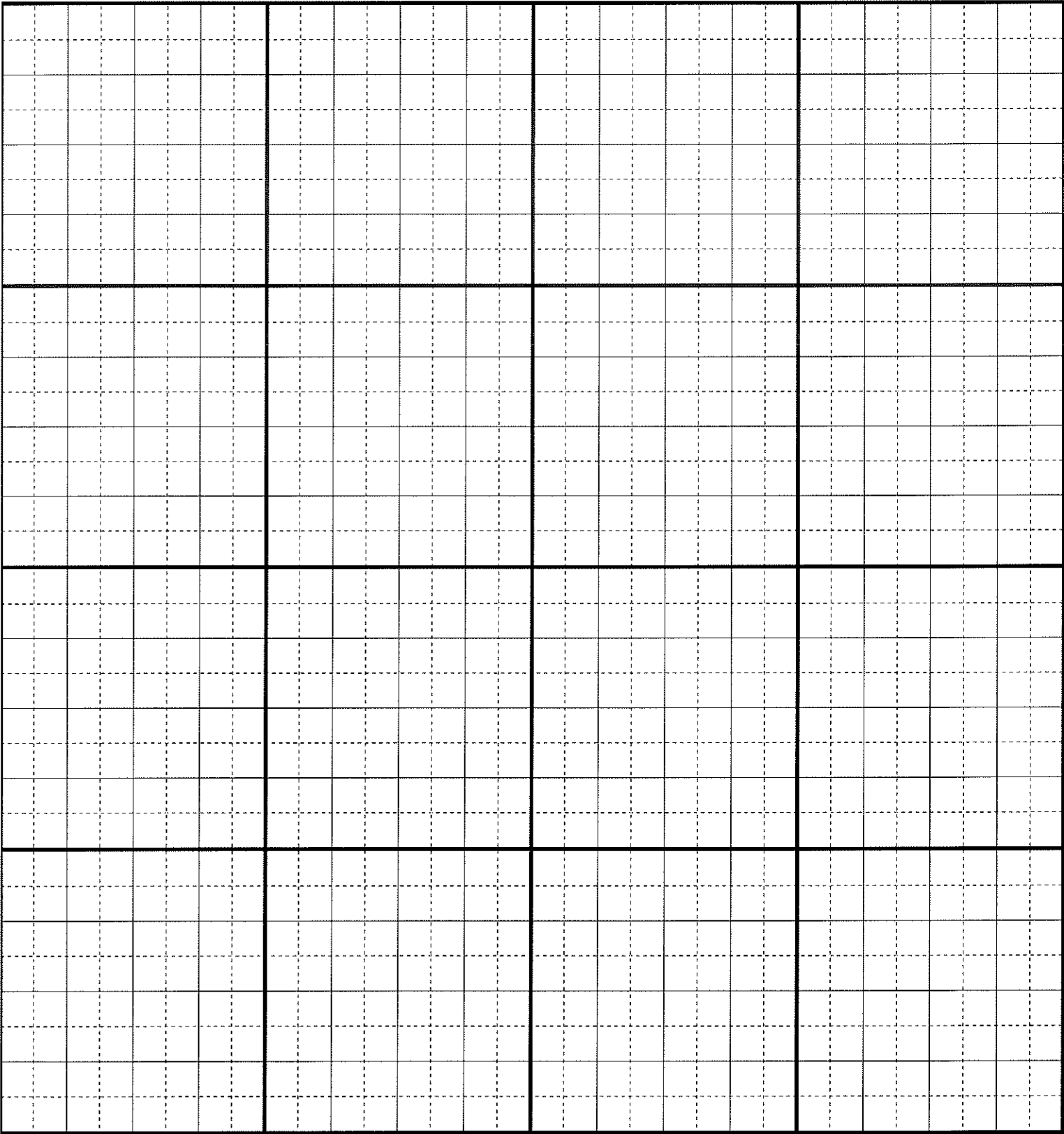
13. Describe any other water rights used at the same place and for the same purposes as describe above.

or None (X)

14. Remarks:

Last Name Allen Noble Farms, Inc. Ident. No. 02-2171

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.
Scale: 2 inches equals 1 mile. Please see attached aerial



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

If applicable provide IDWR Water Right Number 02-2171

Court _____ Case Number _____ Decree Date _____

Plaintiff vs 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 X

wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments 1

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 Allen Noble, President
Title _____

of Allen Noble Farms, Inc., that I have signed the foregoing

Organization

document in the space below as President of Allen Noble Farms, Inc.

Title

Organization

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

Signature of Authorized Agent Allen Noble 3/1/06

Title and Organization President, Allen Noble Farms, Inc. Date _____

State of Idaho/or _____

County of Ada

Subscribed and sworn (or affirmed) before me this

1st day of

March 2006

Notary Public Carol Hill

Residing at Meridian Id. 83642

My Commission Expires 4/5/2010

17. Notice of Appearance:

Please Print Name

Notice is hereby given that I, John M. Marshall 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 John M. Marshall

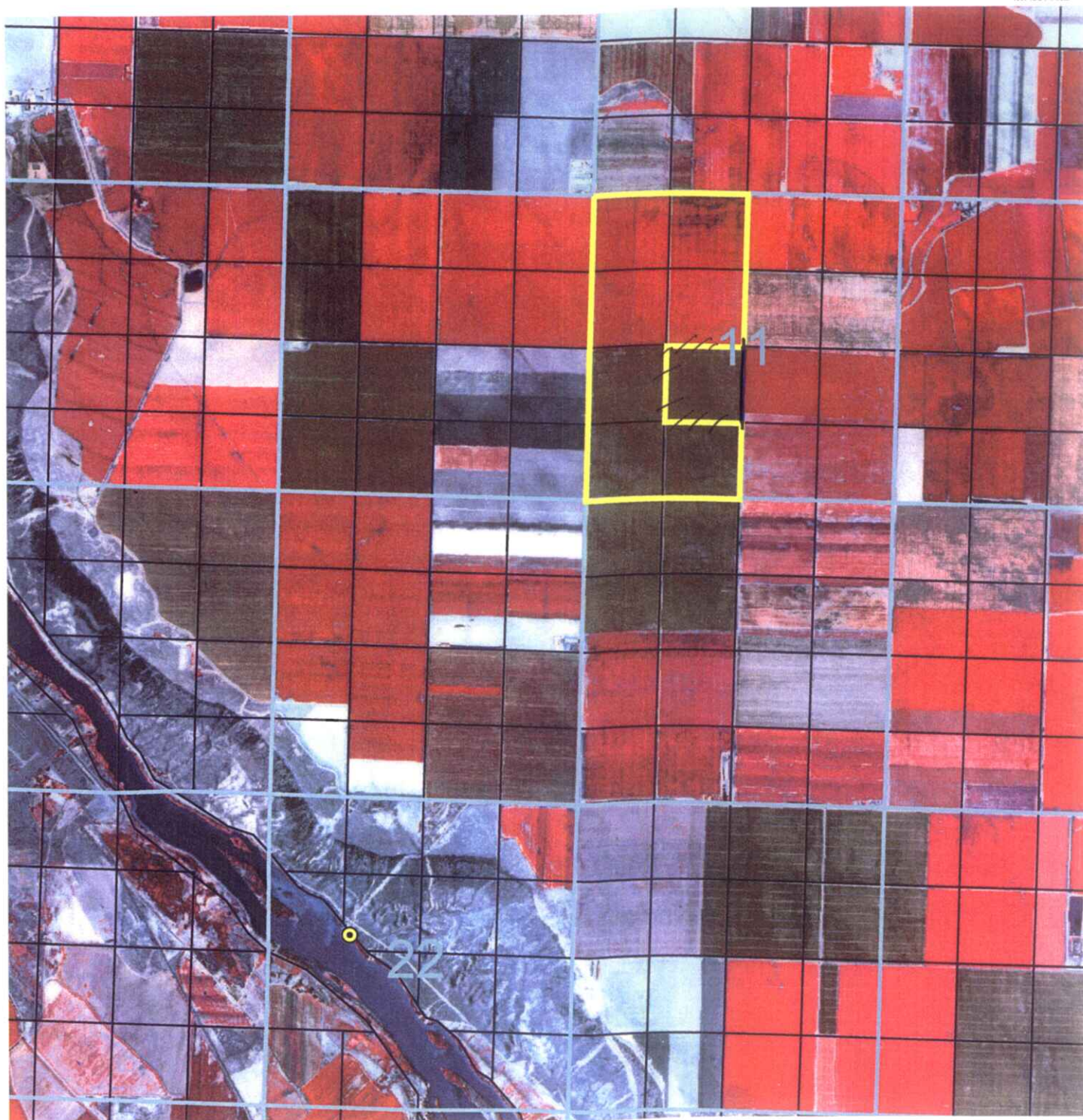
Address 601 W. Bannock Street, Boise, Idaho 83701

Date 3/1/06

Last Name Allen Noble Farms, Inc. Ident. Number 02-2171

Idaho Department of Water Resources

1987 NAAPP Photo



0 1 2 Miles

Claim Number: 02-2171
Legal: T01N, R03W, S11 & 22
Reviewed By: BTB 6/17/05

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

