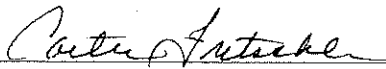


IDWR CONCURRENCE:

 7-27-06
Carter Fritschle Date
Section Manager Adjudication Bureau

 7-27-06
Nicholas B. Spencer Date
Deputy Attorney General
Attorney for IDWR
Approved as to form

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

RIGHT NUMBER: 37-808

NAME AND ADDRESS:

JANSS FARMS
C/O PETER JANSS
PO BOX 99
BLISS ID 83314

SOURCE:

Source:
CLOVER CREEK
COLD SPRING

Tributary:

SNAKE RIVER
CLOVER CREEK

QUANTITY:

5.956 CFS

PRIORITY DATE:

04/01/1882

POINT OF DIVERSION:

T04S R12E S36 SESWNE
Within GOODING County
T04S R13E S31 Lot 7 SWNW
Within GOODING County

PURPOSE AND
PERIOD OF USE:

Purpose of use

Period of use:

Quantity:

IRRIGATION

03/15 11/15

5.956 CFS

PLACE OF USE:

IRRIGATION within GOODING County

T04S R12E S35 SWNE 35.0
T04S R12E S35 SENE 2.6
T04S R12E S35 SWNW 6.7
T04S R12E S35 SENW 38.0
T04S R12E S35 NESW 33.0
T04S R12E S35 NWSW 21.0
T04S R12E S35 SWSW 33.0
T04S R12E S35 SESW 34.0
T04S R12E S35 NWSE 3.8
T04S R12E S36 SWNE 23.0
T04S R12E S36 SENW 4.2
T05S R12E S02 SWNE 3.6
T05S R12E S02 Lot 3 NENW 0.5
T05S R12E S02 SWNW 3.5
T05S R12E S02 SENW 32.0
T05S R12E S02 NESW 17.0
T05S R12E S02 NWSW 13.0
T05S R12E S02 NWSE 33.0

T05S R12E S03 Lot 1 NENE 11.0
T05S R12E S03 Lot 2 NWNE 17.0

~~T04S R12E S02 SWSE 0.6~~

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

364.9 ACRES TOTAL

~~365.5~~ ACRES TOTAL

Right nos. 37-808 and 37-7045 are limited to the irrigation of a combined total of ~~365.5~~ 364.9 acres in a single irrigation season.

Def *CF*
NBS

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

LAS
FWP *Def*

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in place of use pursuant to Section 42-1425, Idaho Code.

Right includes accomplished change in source pursuant to Section 42-1425, Idaho Code.

CERTIFICATE OF SERVICE

I certify that on Aug. 10, 2006, I caused to be served true and correct copies of this Standard Form 5, to the following persons, in the manner indicated 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, ID 83303-2707

☒ Overnight Mail
☐ Regular Mail
☐ Hand-Delivered
☐ Facsimile

2. Copies to:

IDWR Document Repository
P.O. Box 83720
Boise, ID 83720-0098

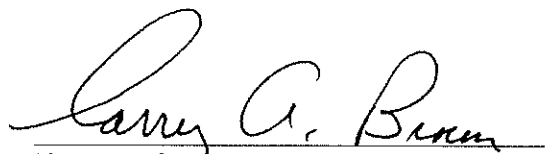
☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

Janss Farms
c/o Peter Janss
P.O. Box 99
Bliss, ID 83314

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile

U.S. Department of Justice
Environment & Nat'l Resources Div.
550 W. Fort St., MSC 033
Boise, ID 83724

☐ Overnight Mail
☒ Regular Mail
☐ Hand-Delivered
☐ Facsimile


Signature of person or attorney mailing the form