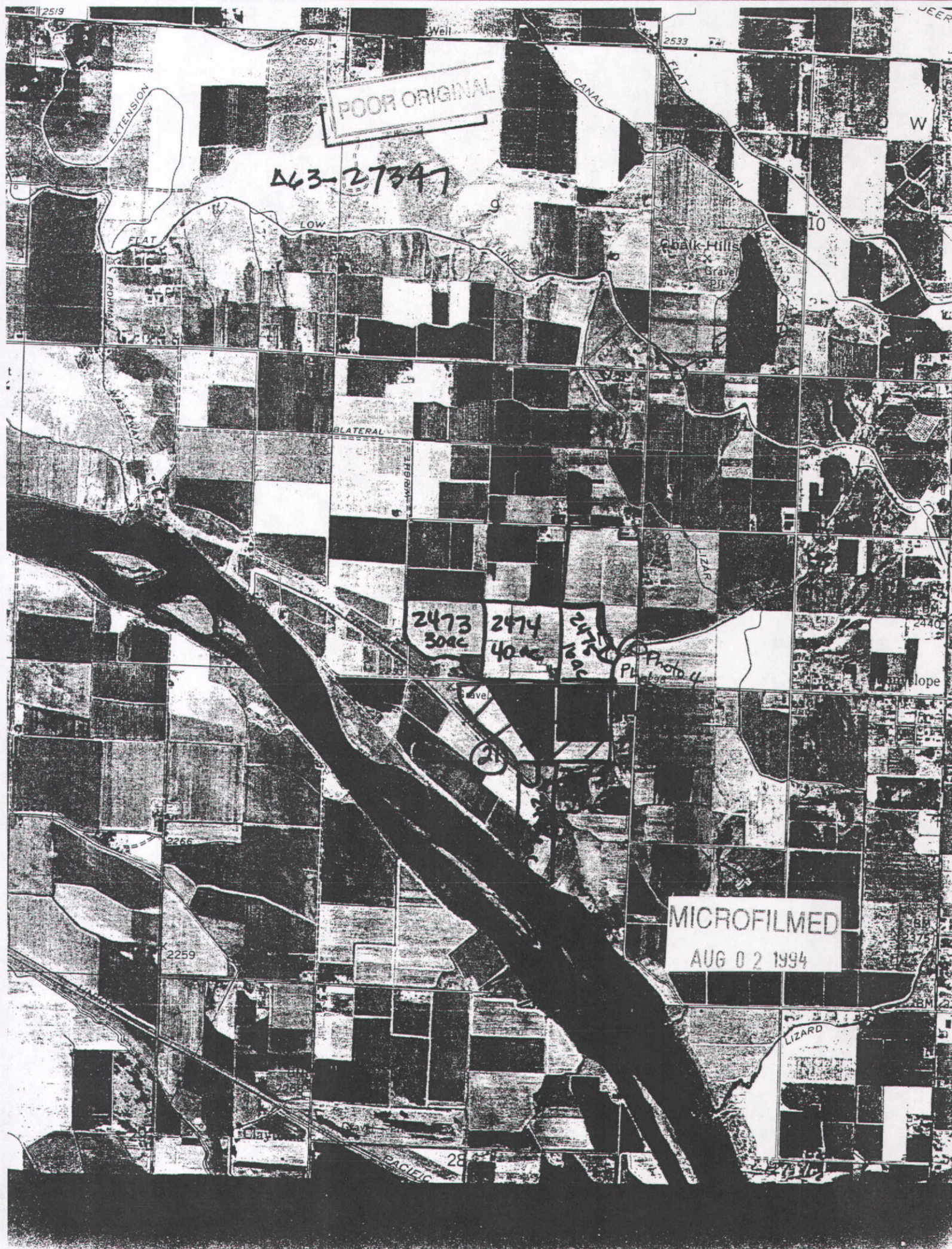






Idaho Department of Water Resources

SRBA Recommendation:

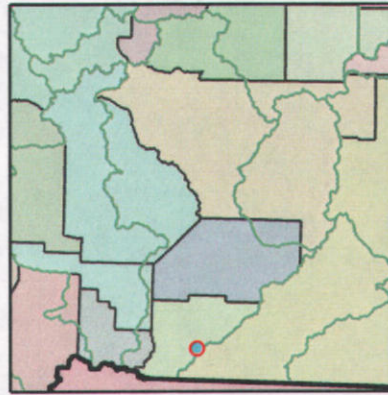
63-27347

(Irrigation)

Acres = 68

Legend

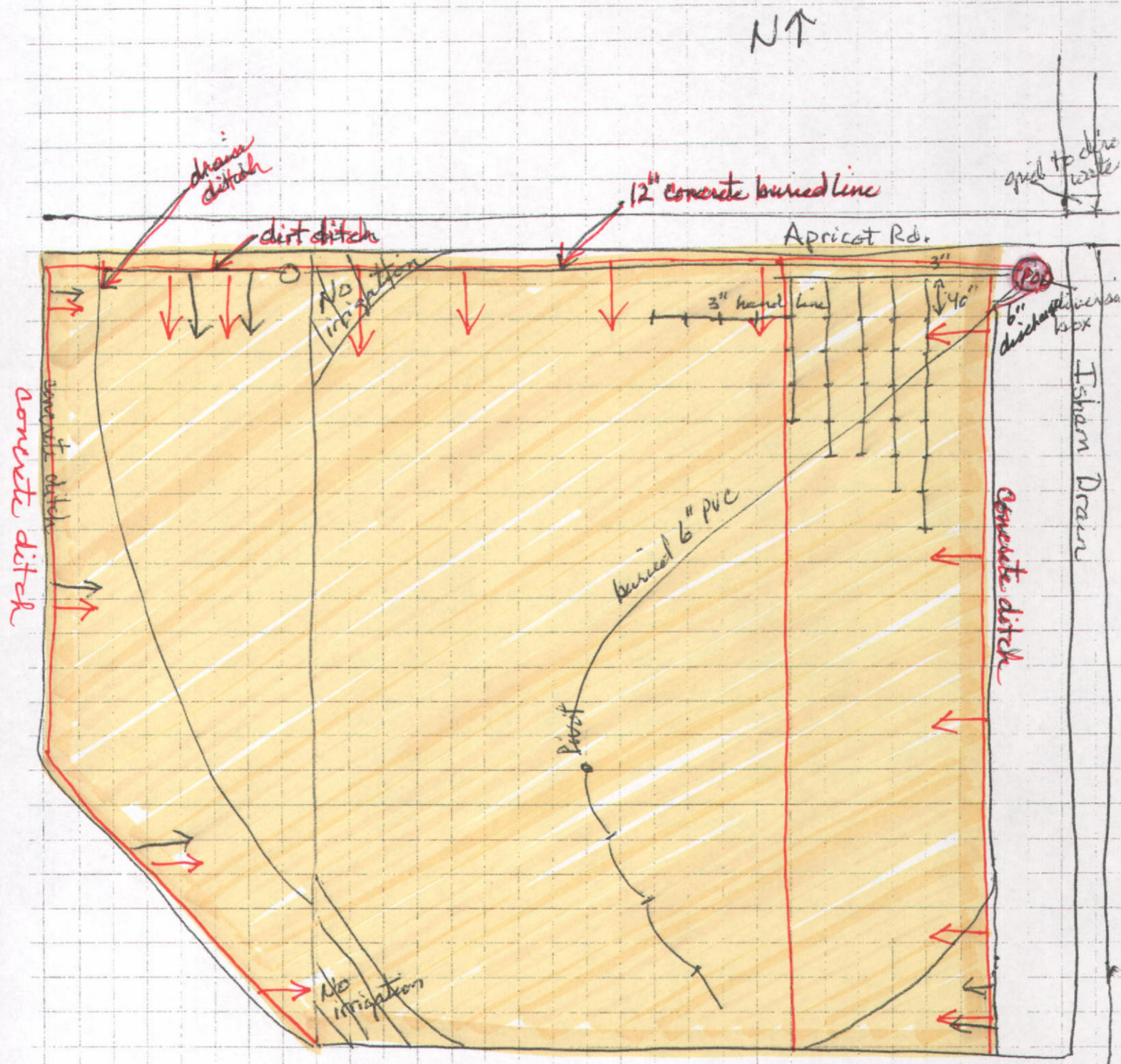
- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63



Prepared by K. Walker
On Friday, September 29, 2006
1987/88 Aerial Photography



A63-27347 BiWB Farms Inc.
5/30/2006 S.H.

- = POU
- = POD
- = 1987 system

POD Location: approx. 500' west of Apricot & Plum Rd. intersection, on the south side of the road,

Idaho Department of Water Resources

Claim Number: 63-27347
 Legal: T03N, R04W, S21
 Reviewed By:

● Point of Diversion

Place of Use

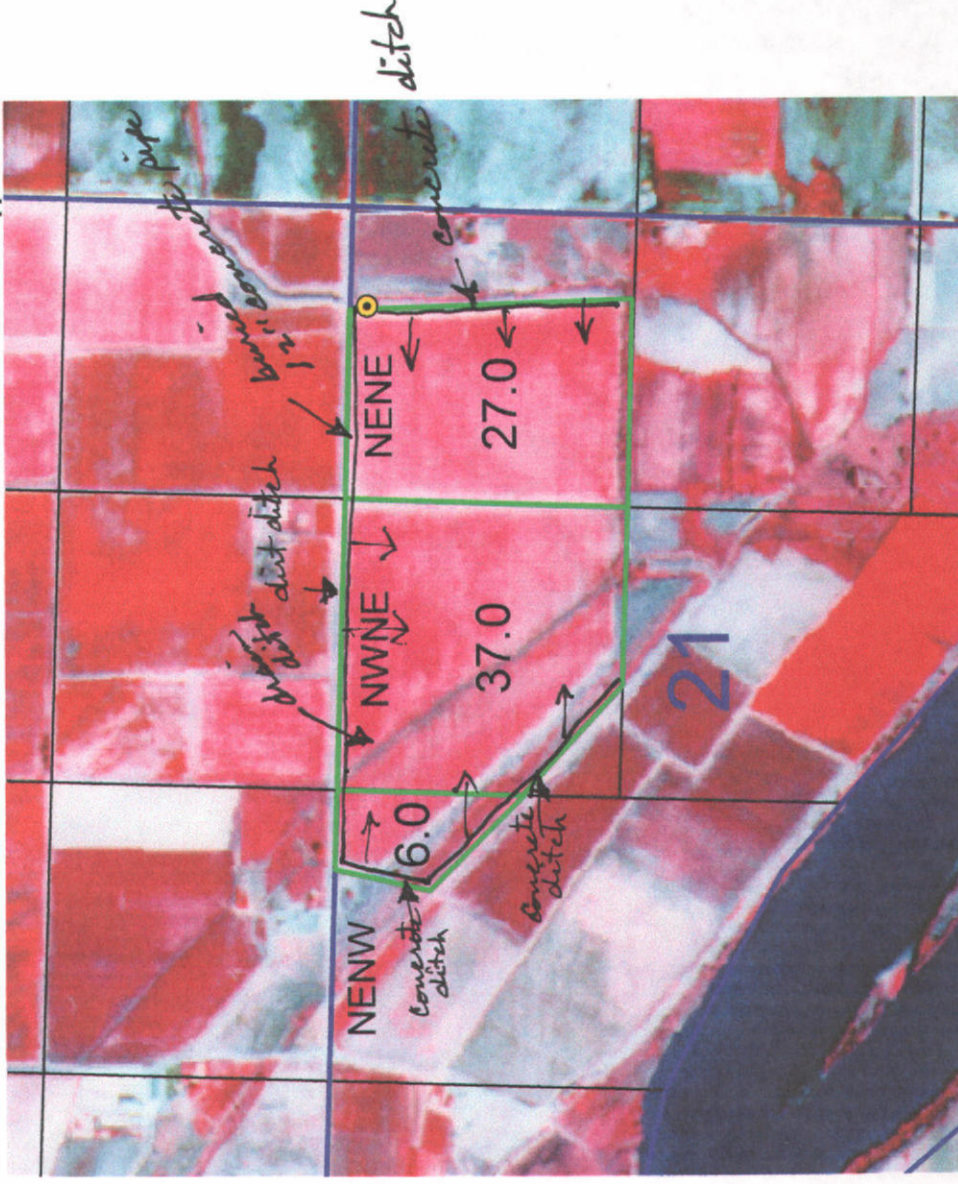
Section Lines

Quarter Quarter Lines

* System prior to pivot
 being installed

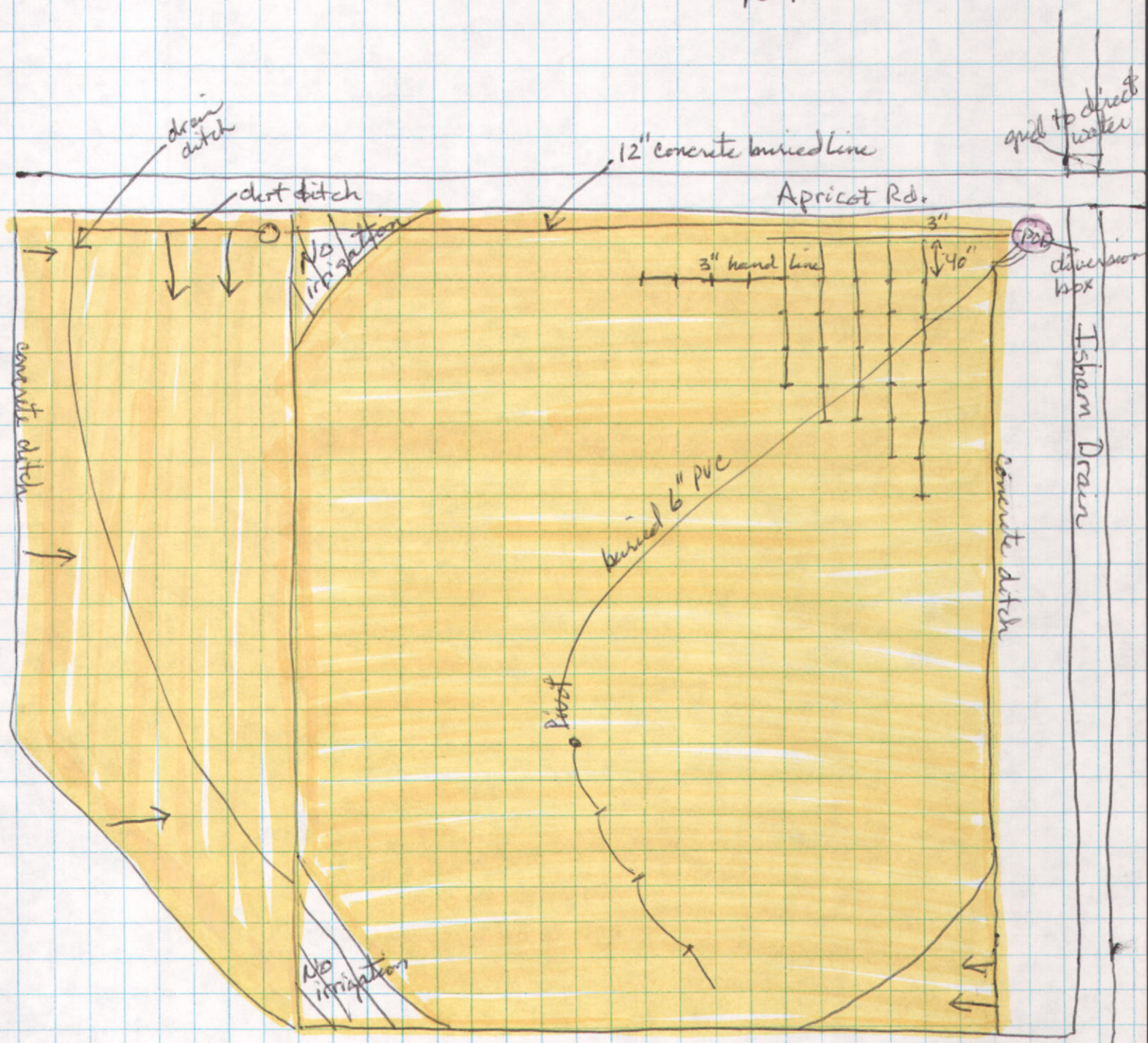


1987 Napp Photo



(Kara's attempt at old & p/u
 locations per claim)

N ↑



■ = POU

● = POD

Existing System

A63-27347 BiWB Farms, Inc.
5/30/2006 S.H.

POD Location: approx. 500' west of Apricot & Plum Rd.
intersection, on the south side of the road,

* Drawn
as system
exists
now

 = Not
Irrigated



* Drawn as system exists now

owns this property here also B&B Farms

Wilder Irrigation



☒ = Not Irrigated





open discharge
to concrete
ditch (running N to S)
6" buried
PVC to
Pivot, +
12" concrete
buried
line on
north
border
running
east to west



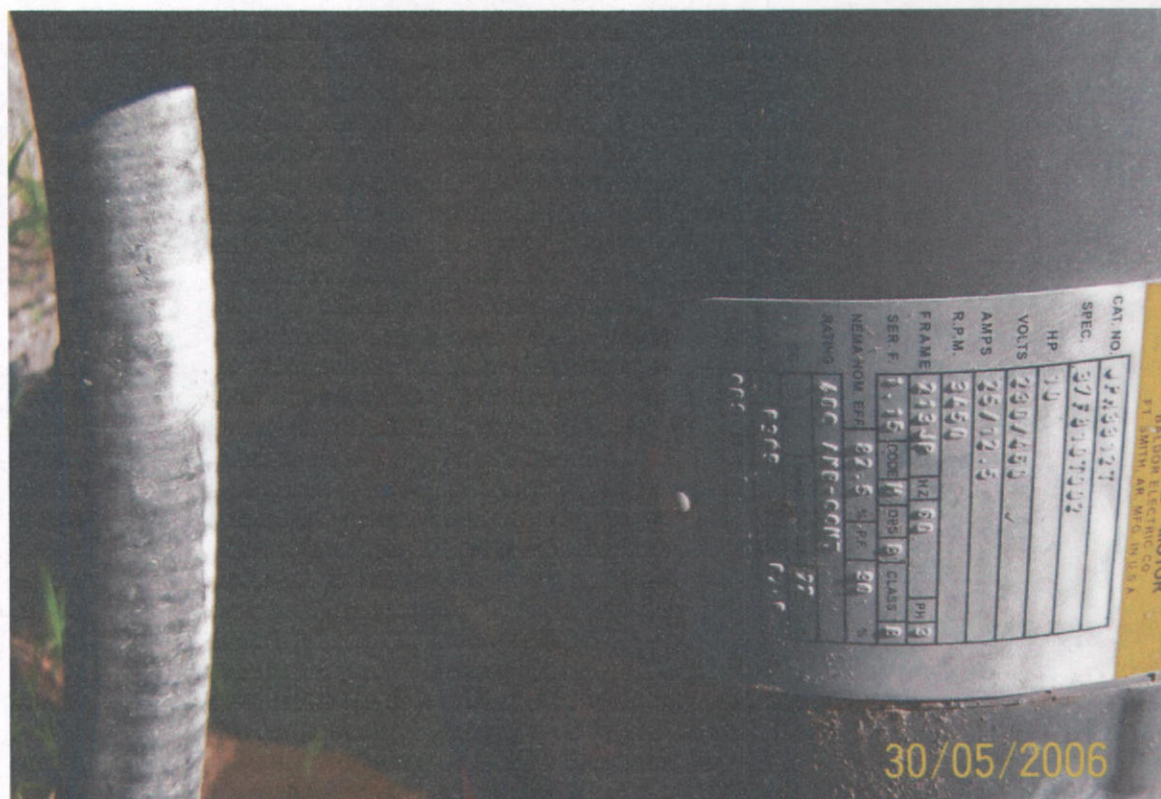
Pivot

POU

POD

Diversion
box,
10HP Baldor
54 psi,
2' lift
6" discharge

May 30, 2006 SFF



Baldor
10 HP

A63-27347 BWB Farms Inc.

May 30, 2006 SFF

Pivot →



Pou
Pivot

concrete
ditch
on east
border
of
property

May 30, 2006 SH



concrete
ditch on
east
border
of property
running
north to
south,
to irrigate
the SE
corner
of the
property

May 30, 2005 SH

A 63-27347 BWB Farms Inc.



Pivot
Livestock
3" hand-
line
(northeast
corner)
40' sections,
31 sections
31 nozzles

May 30, 2006 SH



POU
looking
at SE
corner

A63-27347 BWB Farms Inc.

May 30, 2006 SH



30/05/2006

May 30, 2006 SH

buried
pipe +
dirt ditch
run
across the
north of
property
connecting
with the
concrete
ditch
on the
west border
of the
property
running
north to
south

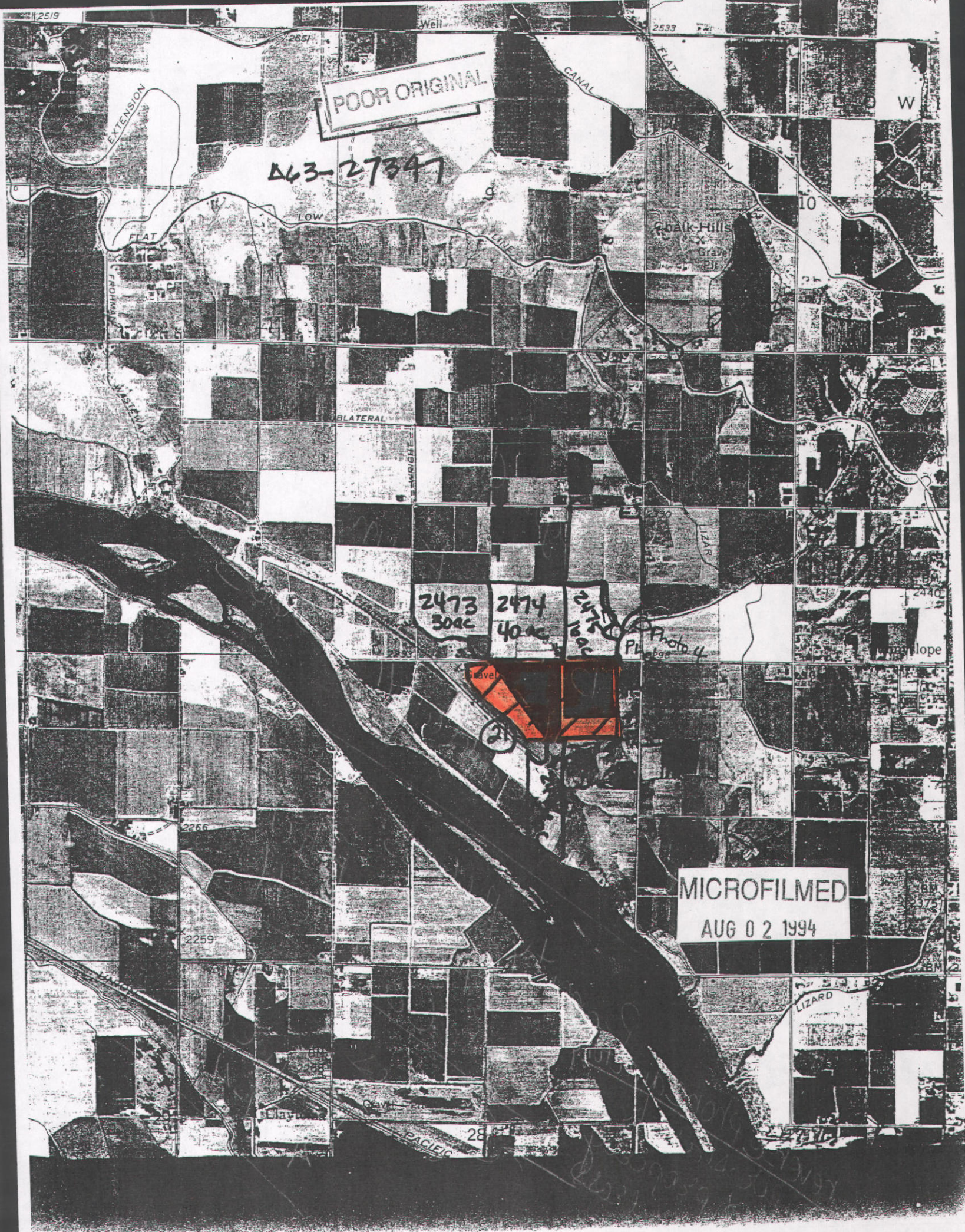


30/05/2006

POU

NW +
west
field
(looking
SE from
NW
corner)

A 63-27347 BWB Farms Inc. May 30, 2006 SH



POOR ORIGINAL

463-27347

2473
30ac

2474
40ac

2475
10ac

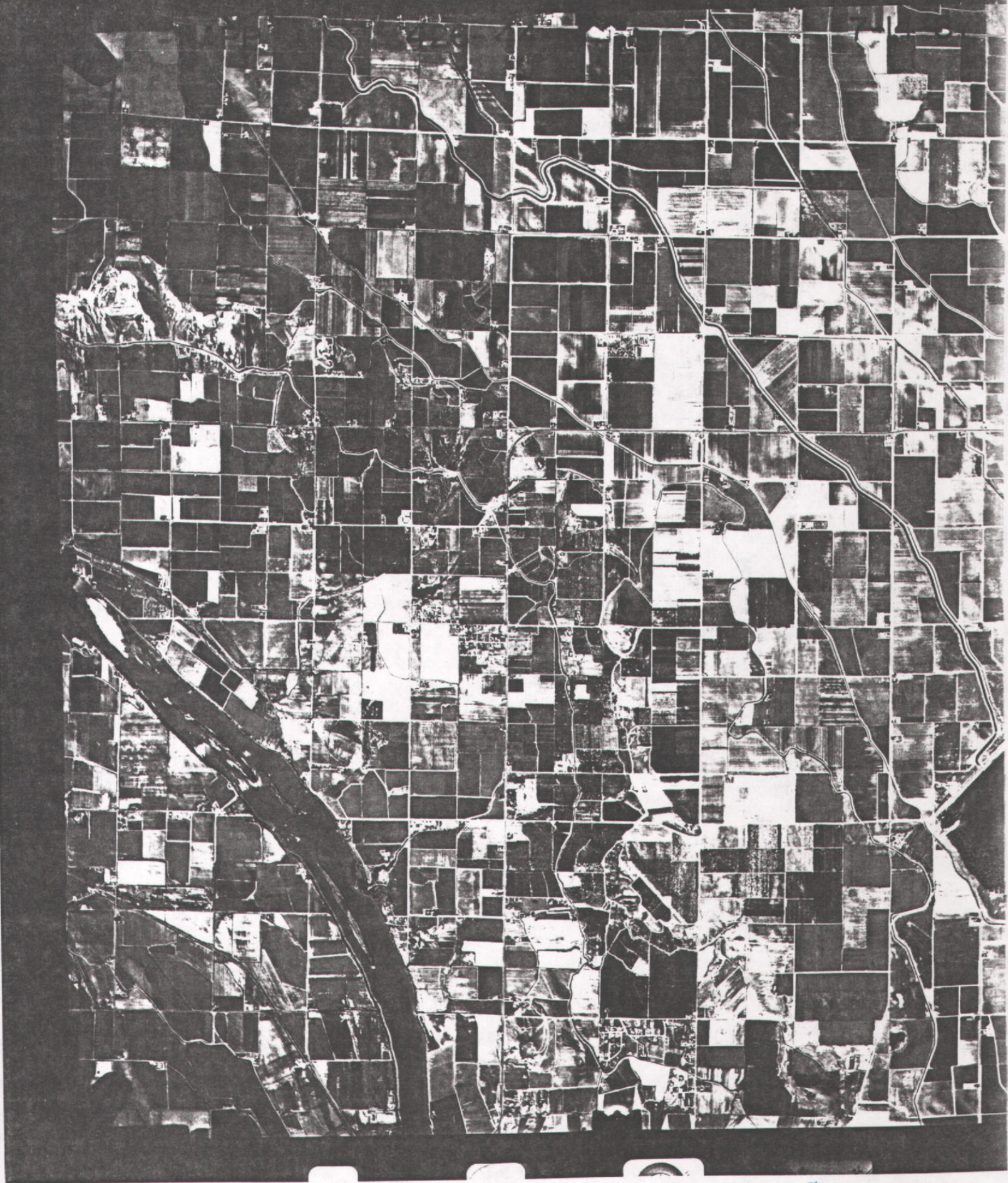
Photo 4

21

MICROFILMED
AUG 02 1994

LIZARD

PACIFIC



426-44

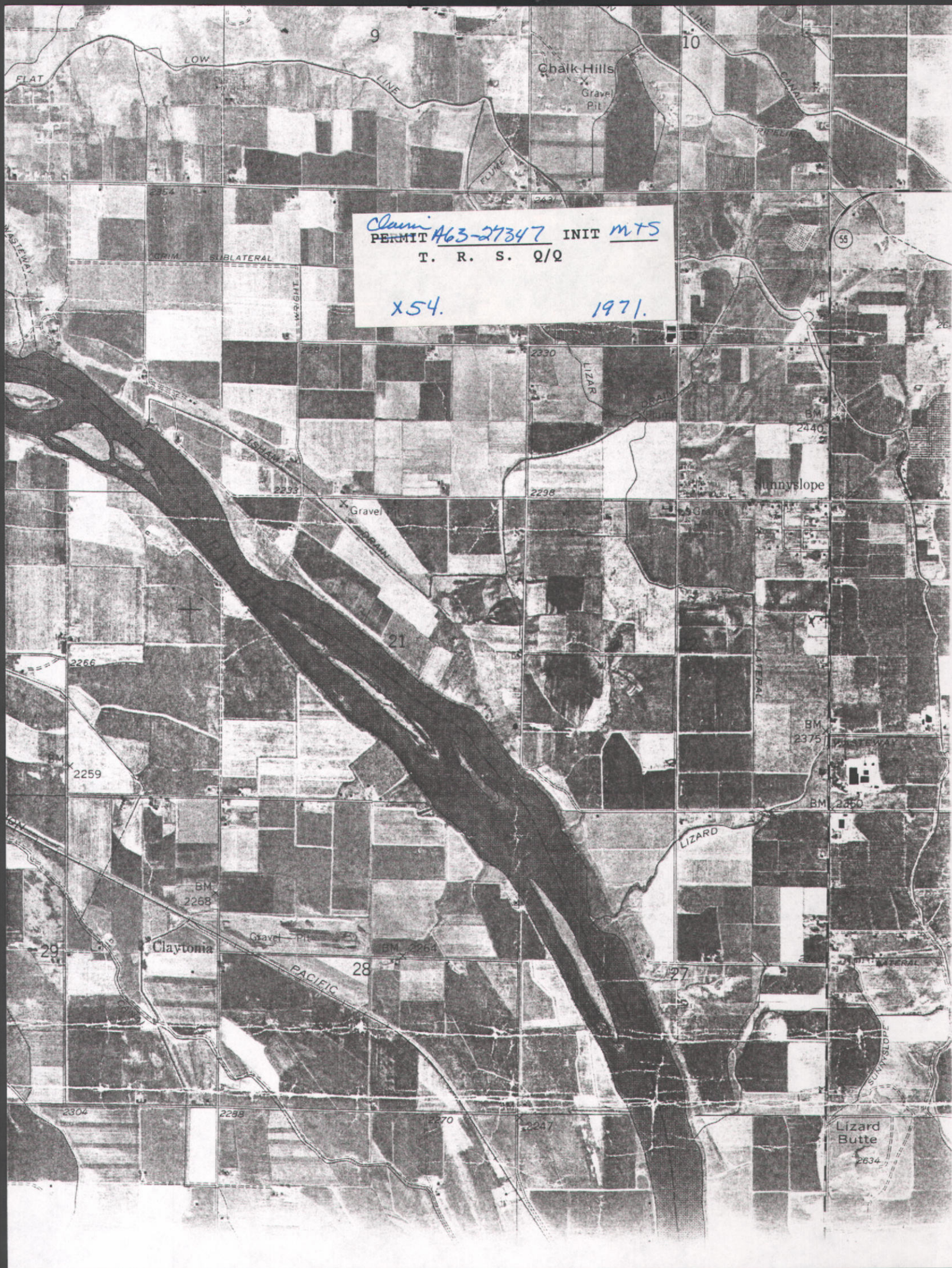
7-14 87

X54 NE

Claim #63-27347 INIT MTS
PERMIT T. R. S. Q/Q

x54.

1971.



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 63-27347
Date Received: 10/5/1992
Receipt No: W015495
Received By: *kw 10/27/06*

AMENDED

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

B W B FARMS INC
14807 PLUM RD
CALDWELL ID USA 83607

Phone: (208) 459-4062

2. Date of Priority: 06/24/1932

3. Source: ISHAM DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	04W	21	NE NE NE	CANYON	

5. Description of diverting works:

DIVERSION BOX AND GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	1.40	
STOCKWATER	01/01	12/31	0.03	

7. Total Quantity Appropriated is:

1.40 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4 Lot	Use	Acres
03N	04W	21	NE NE	IRRIGATION	30
			NW NE	IRRIGATION	35
			NE NW	IRRIGATION	5
			NE NE	STOCKWATER	
			NW NE	STOCKWATER	
			NE NW	STOCKWATER	

Section Acres 70

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This claim represents use of perennial flows in Isham Drain in excess of Wilder deliveries.

Claim amended to add stockwater use 10/27/2006.

Stockwater use is for 75 range cattle and 2 horses.

15. Basis of Claim: Beneficial Use

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

BWB FARMS, INC, that I have signed the foregoing Organization

document in the space below as PRESIDENT of Title

BWB FARMS, INC and that the statements contained in the Organization

foregoing document are true and correct.

Signature of Authorized Agent [Signature]

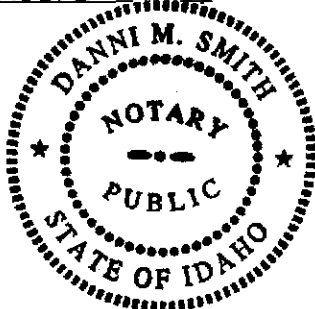
PRES BWB FARMS, INC
Title and Organization

10-27-2006
Date

State of Idaho)
County of ADA) SS.

Subscribed and sworn (or affirmed) before me this 27th

of OCTOBER 2006



[Signature]
Notary Public

Residing at BOISE ID

My commission Expires DEC 05, 2006

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 63-27347
Date Received: 10/5/1992
Receipt No: W015495
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

B W B FARMS INC
14807 PLUM RD
CALDWELL ID USA 83607

Phone: (208) 459-4062

2. Date of Priority: 06/24/1932

3. Source: ISHAM DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	04W	21	NE NE NE	CANYON	

5. Description of diverting works:

DIVERSION BOX AND GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	11/15	1.4	

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

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	04W	21	NE	NE	IRRIGATION	30
			NW	NE	IRRIGATION	35
			NE	NW	IRRIGATION	5
					Section Acres	70
					Total Acres	70

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

This claim represents use of perennial flows in Isham Drain in excess of Wilder deliveries.

15. Basis of Claim: Beneficial Use

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.

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: A63-27347

Date Received: 10/1/1992

Receipt No: W015495 10/5/92

Received By: Cgt

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BWB FARMS INC 208-459-6206
Address: C/O VETA BOWER
15133 LON LANE
CALDWELL ID 83605

2. Date of Priority: JUN 24, 1932

3. Source: ISHAM DRAIN Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	21	NE	NE	NE		CANYON

5. Description of diverting works:
DIVERSION BOX AND GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	21	NE	NE		IRR	30.0
			NW	NE		IRR	35.0
			NE	NW		IRR	5.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	70.0
					Total Acres	70.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIGATION

14. Remarks:
This claim represents use of perennial flows in Isham Drain in excess of Wilder deliveries.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am SEC/TRES of
Title

BWB FARMS INC, that I have signed the foregoing
Organization

document in the space below as SEC/TRES of
Title

BWB FARMS INC and that the statements contained in the
Organization

foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

SEC/TREAS, BWB FARMS INC
Title and Organization

10/1/92
Date

MICROFILMED

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 1st day

of October 19 92

Kathleen A. Walker
Notary Public

Seal

Residing at Eagle, Idaho

My Commission Expires 2-14-1993

MICROFILMED

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: A63-27347

Date Received: 10/1/1992

Receipt No: W015495 10/5/92

Received By: *[Signature]*

Copy

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BWB FARMS INC
Address: C/O VETA BOWER
15133 DON LANE
CALDWELL, ID

BWB 208-459-6206 Farms Inc
14807 Plum Rd.
83605 Caldwell, Id 83607
(208) 459-4062

2. Date of Priority: JUN 24, 1932

3. Source: ISHAM DRAIN

Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	04W	21	NE	NE	NE		CANYON

5. Description of diverting works:

DIVERSION BOX AND GRAVITY IRRIGATION (*system prior to pivot*)

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.400		

7. Total Quantity Appropriated is:

1.400 C.F.S. (and/or)

A.F.A.

8. Total consumptive use is

Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
03N	04W	21	NE	NE		IRR	30.0
			NW	NE		IRR	35.0
			NE	NW		IRR	5.0

MICROFILMED

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	70.0
					Total Acres	70.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
WILDER IRRIGATION

14. Remarks:

This claim represents use of perenniel flows in Isham Drain in excess of Wilder deliveries.

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments:

For Organizations:

I do solemnly swear or affirm that I am SEC/TRES of
Title

BWB FARMS INC, that I have signed the foregoing
Organization
document in the space below as SEC/TRES of
Title

BWB FARMS INC and that the statements contained in the
Organization
foregoing document are true and correct.

J. Starn
Signature of Authorized Agent

SEC/TREAS, BWB FARMS INC
Title and Organization

10/1/92
Date

MICROFILMED

State of Idaho)
County of Ada) SS.

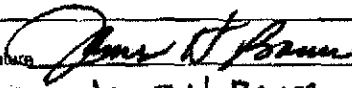
Subscribed and sworn (or affirmed) before me this 1st day
of October 19 92

Kathleen A. Walker
Notary Public

Seal

Residing at Eagle, Idaho
My Commission Expires 2-14-1993

MICROFILMED

No. C 47830		Due no later than July 31, 2006		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		Annual Report Form 1. Mailing Address - Correct on this form if applicable S. W. B. FARMS, INC. 14807 PLUM RD CALDWELL, ID 83607		JAMES BOWER 14807 PLUM RD CALDWELL, ID 83607	
NO FILING FEE IF RECEIVED BY DUE DATE				3. New Registered Agent Signature	
4. Corporations: Enter Names and Business Addresses of President, Secretary and Directors.					
Office held	Name	Street or P.O. Address	City	State	Zip
PRESIDENT	JAMES H. BOWER	14807 PLUM RD	CALDWELL	ID	83607
SEC	BETTY A. WHITE	16286 PLUM RD	CALDWELL	ID	83607
5. Organized Under the Laws of: IDAHO C 47830		6. Signature  Date 05-09-06 Name <u>JAMES H. BOWER</u> Title <u>PRESIDENT</u>			
Issued 05/01/2006		Do Not Tape or Staple		200807004392	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

CHANGE IN ADDRESS

This form can be used to notify the Department
of a change in address for Department records
(Please print or type)

[] Name(s): B W B Farms Inc

[] Old Mailing Address: c/o Veda Bower
15133 Lon Lane
Caldwell ID 83605

☒ New Mailing Address: BWB Farms, Inc
14807 Plum Road
Caldwell, 83607

Telephone Number: (208) 459-4062

☒ Signature(s) James H Bower
(must be signed by all
individuals listed unless
you have authority to sign
on their behalf) President
(include your title if on behalf of company or organization)

Date: 5/30/2006

When complete, please mail or FAX this form to the IDWR office nearest you

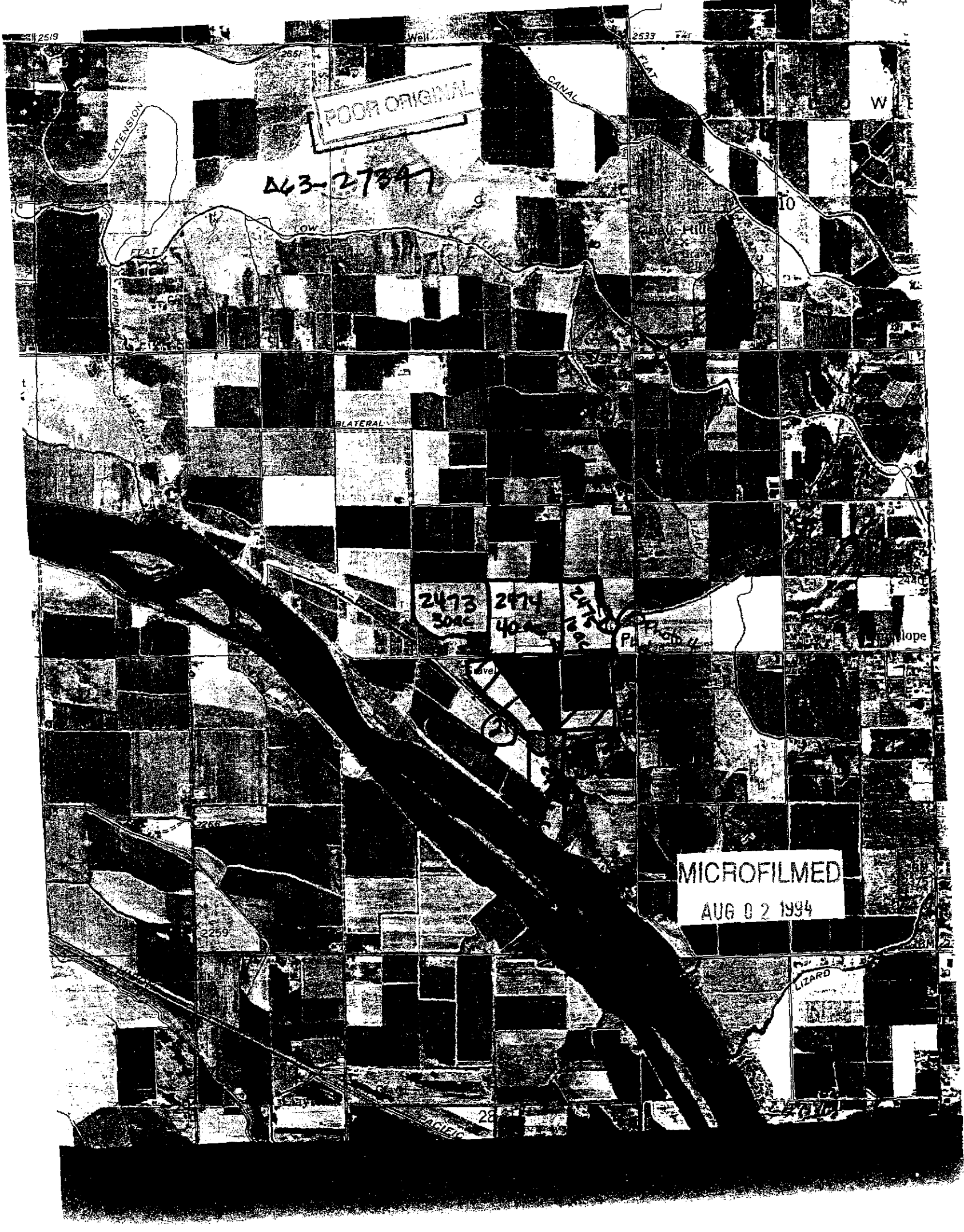
IDWR Northern Region
1910 Northwest Blvd., Suite 210
Coeur d'Alene, ID 83814-2615
FAX: (208) 769-1454

IDWR Western Region
2735 Airport Way
Boise, ID 83705-5082
FAX: (208) 334-2348

IDWR Eastern Region
900 N. Skyline Dr., Suite A
Idaho Falls, ID 83402-1718
FAX: (208) 525-7177

IDWR Southern Region
1341 Fillmore St., Suite 200
Twin Falls, ID 83301-3380
FAX: (208) 736-3037

Kay Walker
IDWR
PO Box 83720
Boise ID
83720



POOR ORIGINAL

443-27847

2473
2046

2974
404

2576
2576

MICROFILMED

AUG 02 1994

LIZARD

In Re SRBA) A. Subcase 63-27347
(Insert water right number)
)
Case No. 39576) STANDARD FORM 1
) OBJECTION
)

B. NAME AND ADDRESS OF PERSON OBJECTING

DEPARTMENT OF
MARINE AND FISHERIES

Albert P. Barker
Barker Rosholt & Simpson, LLP
1010 W. Jefferson, Ste. 102, Boise ID 83702

Name: BWB Farms Inc
Address: 14807 Plum Rd.
Caldwell, ID 83607

D. I object to the following elements as recommended in the Director's Report. (Please check the appropriate box(es)).

1. ☐ **Name and Address**

Should be: _____

2. ☒ **Source**

Should be: The source should be described as waste waters, and waste waters belong to the Wilder Irrigation District.

3. ☐ **Quantity**

Should be: _____

4. ☐ **Priority Date**

Should be: _____

5. ☐ **Point of Diversion**

Should be: _____

6. ☐ **Instream Flow Beginning and Ending Point**

Should be: _____

7. ☐ **Purpose(s) of Use**

Should be: _____

8. ☐ **Period of Year**

Should be: _____

9. ☐ **Place of Use**

Should be: _____

10 ☐ **I object because:**

☒ This water right Should not exist.

☐ This water right was not recommended, but Should be recommended with the elements described above.

E. REASONS SUPPORTING OBJECTIONS(S): There has been no lawful appropriation of this right. The description of the source should have been waste water. The waste waters belong to the Wilder Irrigation District and are not available for private development and appropriation. Further, any attempted development of this right constitutes a trespass against the drains of the Wilder Irrigation District. Proposed wastewater remark does not sufficiently protect original appropriator.

F. VERIFICATION (must be completed)

State of Idaho)
County of Ada)ss.

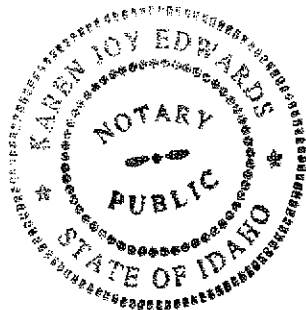
Albert P. Barker, duly sworn, upon oath, deposes and says:
(Name of person filing objection)

That I am the party/claimant filing this objection, as defined by I.C. §§ 42-1401A(1) and(6) or that I am the attorney for the party/claimant objecting and that I have read this objection, know its contents and believe that the statements are true to the best of my knowledge.

(Signature of person filing objection)

[Signature]
(Attorney signing in representative capacity)

Subscribed and sworn to before me on: 6/18/07



Notary Public for Idaho
Residing at: Boise, Idaho
My Commission Expires: 8/2/2012

Karen Joy Edwards

INSTRUCTIONS FOR MAILING

You must mail the objection, to the Clerk of the court. **FAX filings will not be accepted.** You must also send a copy to all the parties listed below in the Certificate of Mailing.

G. CERTIFICATE OF MAILING

I certify that on JUN 18 2007, 200 , I mailed the original and copies of this objection, including all attachments, to the following persons:

1. Original to:

Clerk of the District court
Snake River Basin Adjudication
253 Third Avenue North
PO Box 2707
Twin Falls, ID 83303-2707

2. One copy to the claimant of the water right at the following address:

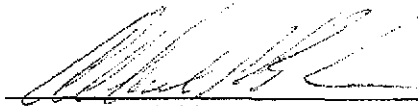
Name: BWB Farms Inc
Address: 14807 Plum Rd.
Caldwell, ID 83607

3. Copies to:

IDWR Document Depository
PO Box 83720
Boise, ID 83720-0098

United States Department of Justice
Environment & Nat'l Resources Div
550 W Fort Street, MSC 033
Boise, ID 83724

Chief, Natural Resources Division
Office of Attorney General
PO Box 44449
Boise, ID 83711-4449



Signature of objector or attorney
mailing on Objector's behalf

12/10/2006

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

RIGHT NUMBER: 63-27347
NAME AND ADDRESS: B W B FARMS INC
14807 PLUM RD
CALDWELL ID 83607

SOURCE: ISHAM DRAIN TRIBUTARY: SNAKE RIVER
QUANTITY: 1.360 CFS

This right when combined with all other rights shall not exceed 0.02 cfs per acre.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/24/1932
POINT OF
DIVERSION: T03N R04W S21 NENENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	03/01 11/15	1.360 CFS

PLACE OF USE: IRRIGATION in CANYON County

T03N R04W S21	NENE	26.00	T03N R04W S21	NWNE	36.00
T03N R04W S21 Lot 2	NENW	6.00			

STOCKWATER in CANYON County

T03N R04W S21	NENE	T03N R04W S21	NWNE
T03N R04W S21 Lot 2	NENW		

68 ACRES TOTAL

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.

This right remains subject to the right of the original appropriator, in good faith and in compliance with state laws governing changes in use and/or expansion of water rights, to cease wasting water, to change the place or manner of wasting it, or to recapture it.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

Stockwater use is for 75 range cattle and 2 horses.

10/27/2006

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

RIGHT NUMBER: 63-27347

NAME AND ADDRESS: B W B FARMS INC
14807 PLUM RD
CALDWELL ID 83607

SOURCE: ISHAM DRAIN

TRIBUTARY: SNAKE RIVER

QUANTITY: 1.360 CFS

This right when combined with all other rights shall not exceed 0.02 cfs per acre.

The quantity of water under this right for stockwater use shall not exceed 13,000 gallons per day.

PRIORITY DATE: 06/24/1932

POINT OF DIVERSION:

T03N R04W S21 NENENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
STOCKWATER	01/01 12/31	0.030 CFS
IRRIGATION	03/01 11/15	1.360 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T03N R04W S21 NENE 26.00 T03N R04W S21 NWNE 36.00

T03N R04W S21 Lot 2 NENW 6.00

STOCKWATER Within CANYON County

T03N R04W S21 NENE T03N R04W S21 NWNE

T03N R04W S21 Lot 2 NENW

68 ACRES TOTAL

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.

The quantity of water decreed for this water right for stockwater use is not a determination of historical beneficial use.

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

Use of this right is combined with water from Wilder Irrigation District.

Stockwater use is for 75 range cattle and 2 horses.

09/29/2006

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

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T03N R04W S21 NENENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.360 CFS

PLACE OF USE: IRRIGATION Within CANYON County

T03N R04W S21	NENE	26.00	T03N R04W S21	NWNE	36.00
T03N R04W S21 Lot 2	NENW	6.00			

68 ACRES TOTAL

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

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EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

W59 (add Wilder)
Claim amended
to add stockwater
as use per exam.
KW
10/27/06



Idaho Department of Water Resources

SRBA Recommendation:

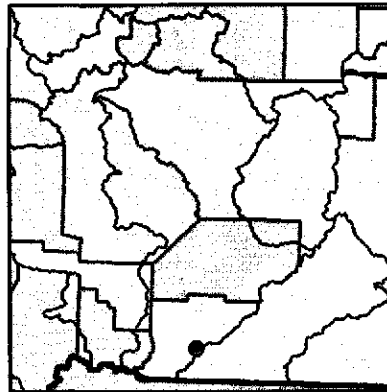
63-27347

(Irrigation)

Acres = 68

Legend

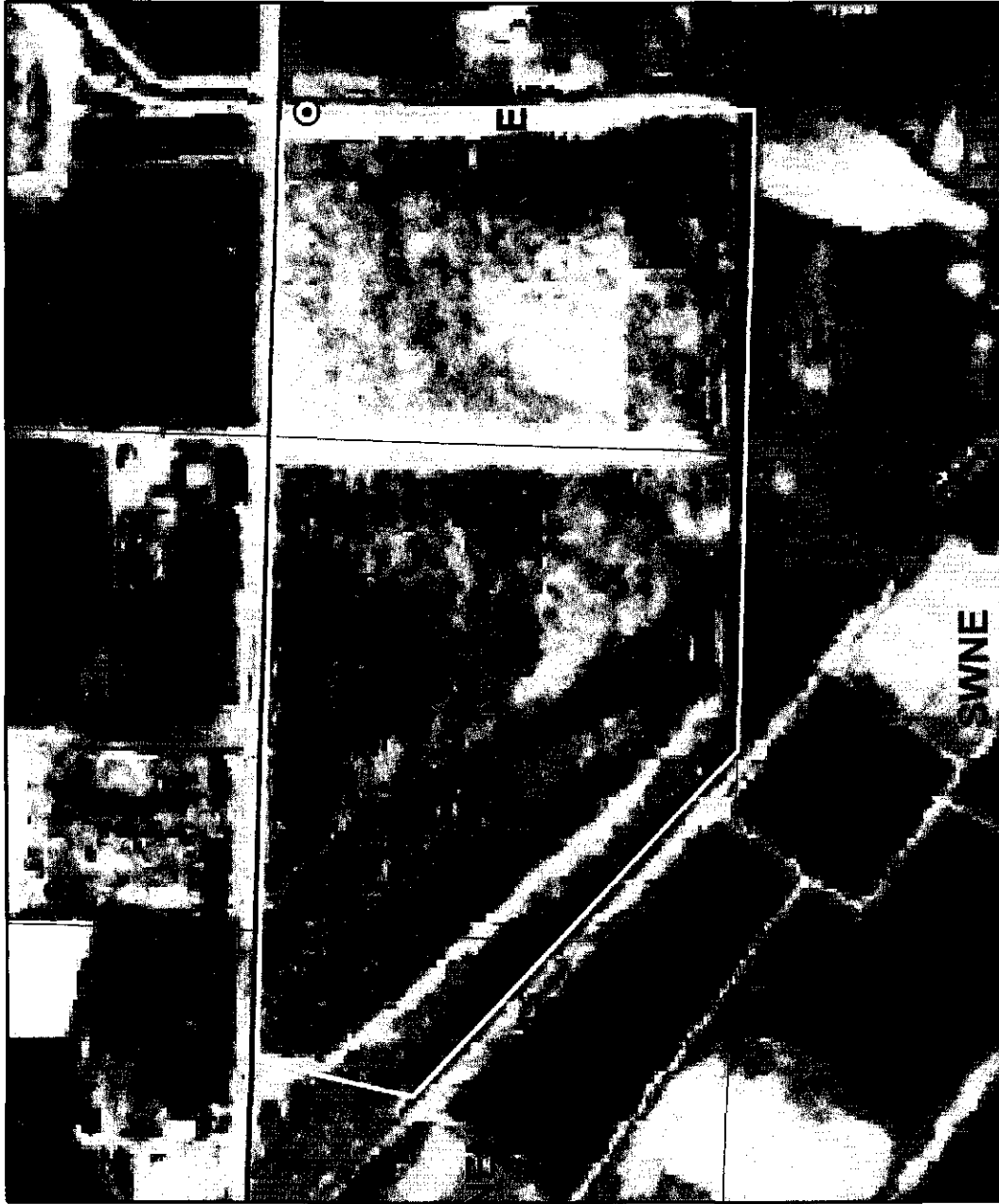
- ⊙ Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Canyon County
IDWR Basin 63

Prepared by K. Walker
On Friday, September 29, 2006
1987/88 Aerial Photography

R04W



T03N

0.4 Miles

0.2

0

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-27347

WATER RIGHT NUMBER: 63-27347

Owner Type

Current Owner

Name and Address

B W B FARMS INC
C/O VETA BOWER
15133 LON LN
CALDWELL, ID 83605
(208)459-6206

Priority Date: 06/24/1932

Basis: Beneficial Use

Status: Active

Source

ISHAM DRAIN

Tributary

SNAKE RIVER

Beneficial Use

IRRIGATION

From To
3/15 to 11/15

Diversion Rate

1.400 CFS

Annual Volume

N/A

Total Diversion:

1.400 CFS

1.36

$68 \times 0.02 = 1.36$
surface water

Location of Point(s) of Diversion

ISHAM DRAIN

CANYON County

NE1/4NE1/4NE1/4

Sec. 21, Twp 03N, Rge 04W, B.M.

Place of Use

IRRIGATION

Twp Rge Sec

03N 04W 21N

NE				NW				SW				SE				Totals
NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	70.0
26	36			5.0												68

Total Acres: 70

68

68 ± per
arc
view

Conditions of Approval:

1. This claim represents use of perennial flows in Isham Drain in excess of Wilder deliveries.

Remarks:

C18

Comments:

Cannot recommend
stockwater since
not claimed - kw

9/29/06

overlap w/ Wilder - W59
NO-per examiner

Field Exam Date 5/30/2006

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

Prior to Field Exam

SEP 27 2006

- ☐ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☐ Check fees paid
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

WATER RESOURCES
WESTERN REGION

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-27347

Owner: BWB Farms Inc. Phone No. (208) 459-6206

Current Address: 14807 Plum Rd, Caldwell, Id 83607

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER a/o James Bower (208) 459-4062
- ☐ No change Address
- ☒ NEW ADDRESS 14807 Plum Rd, Caldwell, Id 83607
- ☒ How long owned property? 1973

Accompanied by: James Bower, president (208) 459-4062

PRIORITY DATE resides @ 14807 Plum Rd, Caldwell, Id 83607

- ☒ No change – Complete evidence submitted or not necessary
- ☐ Incomplete – Claimant should be asked when water was first used and submit proof of date.
- ☐ Priority date is acceptable/within mandatory filing dates?

Priority date, per claimant, is:

6/24/1932

(If priority date, based on your exam, seems questionable, explain below.)

Source: Isham Drain Tributary to Snake River

- ☒ No Change – SAME SOURCE
- ☐ Source found is different than claimed:

POINT OF DIVERSION

- ☒ No change
- ☐ POD found is different than claimed:
- ☐ If different, when did POD change?

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			~~NE~~	~~NE~~	~~21~~				
A0002121			NE	NE	NE	21	3N	4W	Canyon N43°35.317' W116°48.837'

Description of diverting works

10 Hp Baldor pump at diversion box, 54 psi, 2' lift, 6" discharge

OVERLAP REVIEW

Other water rights with the same point of diversion: None

Does overlap add acres or uses to existing system, increase rate of flow or volume, or other? Explain:

WATER USES

☐ No change

☐ Different Uses

Use Irrigation From 3/1 To 11/15 Amount _____ CFS _____ AFA

Use Stockwater From 01/01 To 12/31 Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME - Groundwater only

N/A

☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA

☐ Changes found, the new total is, Amount _____ CFS _____ AFA

☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

NON-IRRIGATION USES:

☐ No change

☒ Changes Exam found: Domestic # of homes — Stock # 75 head cattle + 2 horses
Types — Additional comments: 01/01 - 12/31

PLACE OF USE:

☐ No Change

☒ Changes shown below:

livestock - same water at irrigation

* Same total acres, different quantities in quarter-quarters (minutes/acre not irrigated by Pivot)

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
~~3N~~	~~46W~~	~~21~~	~~21~~	~~37~~			~~6~~												~~20~~
				~~37~~															~~69~~
																			~~69~~

Overlap with other water rights: None

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:

Delivery System Narrative: 6" discharge to concrete ditch running on east border, north to south (gravity flow east to west for SE corner), 12" buried concrete pipe on north border running east to west, converting to a dirt ditch, then turning south bordering west property line with a concrete ditch running north to south (gravity flow west to east), + 3" buried PVC to Pivot (3 towers w/ Big Gun), + last 3" hand-line in NE corner, 40' sections, 31 sections, 31 nozzles, 1/2" nozzles, average 20 psi

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
A0002121	Baldor	10	37F8107002	Berkley	6"

54 psi, 2' lift, 6" discharge

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Supplemental Water: None used on this property involved with this WR. Wilder Irrigation used on other pieces of property John Bower owns.

Directions: ^{towards Caldwell/Nampa} I 84, west on Hwy 55/Rancher Blvd,
Rt. Sunny Slope Market (Apicot Rd), Lt. Plum
14807 Plum Rd.

POD: approximately 500' west of the Apicot/Plum
intersection on the south side of the road, west
of the Tisham Drain. POU: Fields west + southwest
of POD.

AFTER EXAM THE FILE SHOULD CONTAIN:

- ☒ Completed claim checklist
- ☒ Photographs of POD's and POU
- ☒ GPS readings
- ☒ Completed map and or GIS layout showing POD's and POU

DATE EXAM CONDUCTED:

9/27/2006

FIELD EXAMINER:

Jandy Hernerway

A63-27347 BWPB Farms Inc.
Date of Inspection:
Inspector: Sandy Hemerway

Ditch Measurement:

Orange Peel:

$$H = 9'' = 0.75 \quad W = 35'' = 2.91'$$

$$Q = VA = 1.3 \text{ ft/sec} \times 2.1825 \text{ ft}^2 = \boxed{2.84 \text{ cfs}}$$

$$V = 9 \text{ ft} / 7 \text{ sec} = 1.3 \text{ ft/sec}$$

$$A = H \times W = 0.75' \times 2.91' = 2.1825 \text{ ft}^2$$

Theoretical Pump ~~Calc~~ Calculation (see attachment) = 4.95 cfs

Baldor 10 HP
6" discharge
2' lift
54 psi

max. capacity
of system

Pipe Flow Capacity (6" buried PVC to Pivot)

6" = 0.98 cfs max. capacity

12" buried concrete line (north border) = 3.93 cfs
max. capacity

Pivot (see attachment) = 600 gpm = 1.34 cfs

towers 3 towers = 100 gallons^{gpm}/tower

end gun/end arm = 300 gallons (gpm)

system pressure 54-60 psi

date installed

Sprinkler Calculations (see attachment) = 0.15 cfs

3" handline, 40' sections, 31 sections, 31 nozzles,

Stockwater season 01/01 - 12/31 Table 1 Rec. Dir (Exh 15)

75 horses head cattle = 51-100 = 0.03 (12 gpd/head)

2 horses = 0-25 = 0.02 (12 gpd/head)

Cattle $V_{ir} = (75 \text{ head} \times 12 \text{ gpd/head} \times 365 \text{ days}) / 325,850 = 1.0 \text{ af}$

$$V_{dr} = 0.03 \text{ cfs} \times 365 \times 1.9835 = 21.7 \text{ af}$$

Horses $V_{ir} = (2 \text{ head} \times 12 \text{ gpd/head} \times 365 \text{ days}) / 325,850 = .03 \text{ af}$

$$V_{dr} = 0.02 \text{ cfs} \times 365 \times 1.9835 = 14.5 \text{ af}$$

⊗ stockwater is "inclusive w/irrigation," but recommend it be added, since livestock are there year-round + not just during irrigation season.

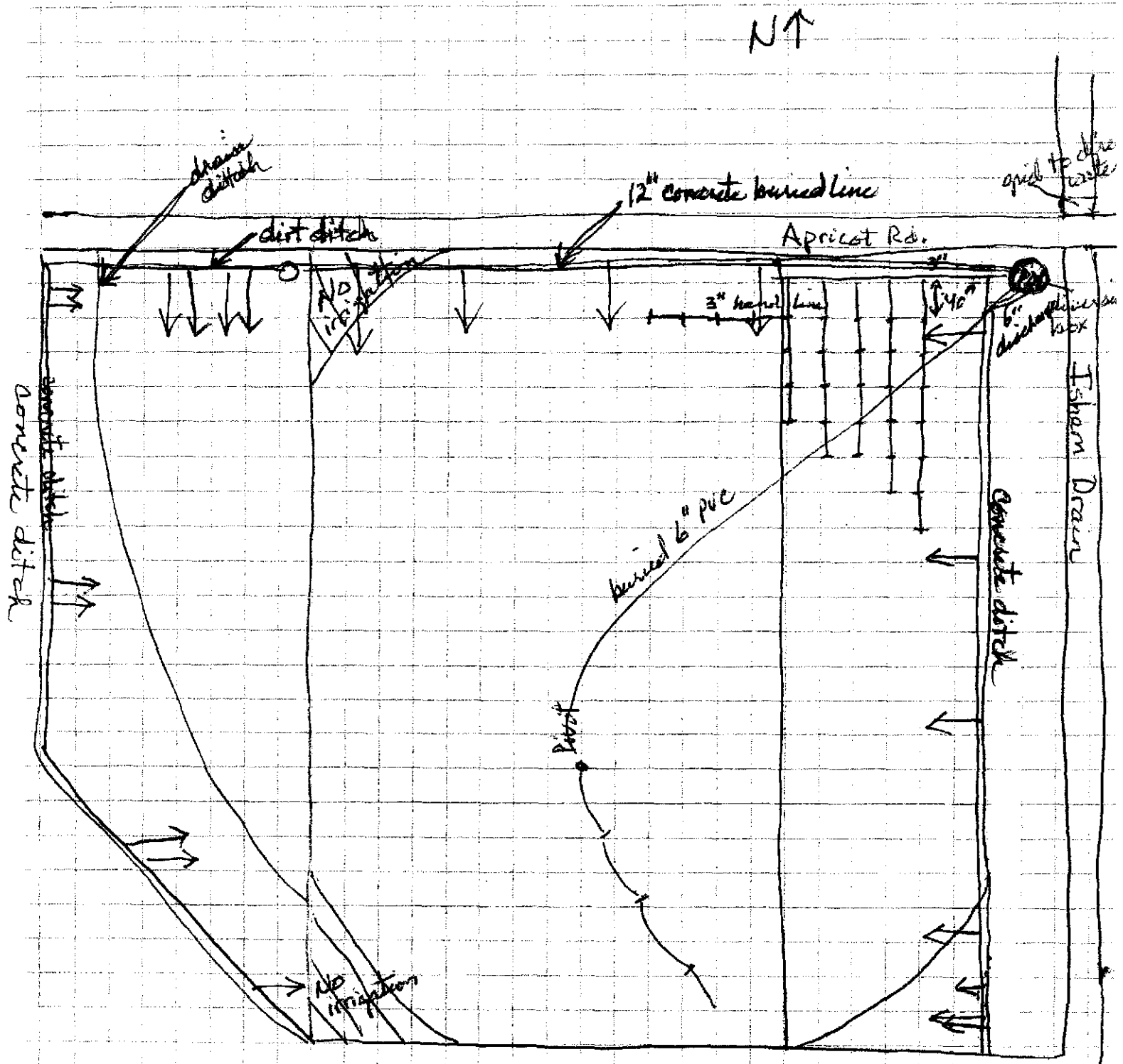
Estimated Pumping Rate Computer

Flow Analysis Performed by: **Sandy Hemenway**Date: **9/27/2006**

Page 1 of 1

Record ID		Measured Flow:		2.84 cfs
Water Right No. A63-27347		Designed Flow:		
Name BWB Farms Inc		HP/Eff Flow:		4.95 cfs <<--Max
pod		Sprinkler Flow:		0.15 cfs
year:		Pivot/System Flow:		1.34 cfs
Flow Measurement:		1273.54 gpm	=	2.84 cfs
<i>orange peel measurement</i>				
Curve/Pump Design:		gpm	=	
Horsepower / Efficiency Method				
Horsepower	10 hp			
PWL	2 ft			
Disch Psi	5 psi			
PUMP Eff Estimate	0.76 %			
TDH	14 ft			
OHP	7.6 hp			
Flow	2221 gpm	=		4.95 cfs
System Method:				
No Lines	5	Nozzle Equation: $Q=C*A*\sqrt{2*g*h} / \sqrt{1-r^4}$		
Birds per line	6.2	C=	1.00	Nozzle coefficient; typical 0.97 to 1.00
Ttl no nozzles	31	r=	0.0052 ft	Nozzle radius
Nozzle size	1/8 in	A=	0.00009 ft^2	Nozzle area
Nozzle pressure	22 psi	h=	51 ft	Head
Flow per nozzle	2.19 gpm	g=	32.2 ft/sec^2	Gravitational constant
Sprinkler Flow	68 gpm	Q=	0.005 cfs	Flow per nozzle
Percent Leaks	%	=	2.188 gpm	Flow per nozzle
Total Flow	68 gpm	=		0.15 cfs
Pivot / System rating	600 gpm	=		1.34 cfs

Comments / Data Supplied:



A63-27347 BWB Farms Inc.
5/30/2006 S.H.

- = POH
- = POD
- ▤ = 1987 system

POD Location: approx. 500' west of Apricot & Plum Rd. intersection, on the south side of the road,

Idaho Department of Water Resources

Claim Number: 63-27347
 Legal: T03N, R04W, S21
 Reviewed By:

⊙ Point of Diversion

☐

Place of Use

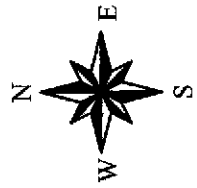
☐

Section Lines

☐

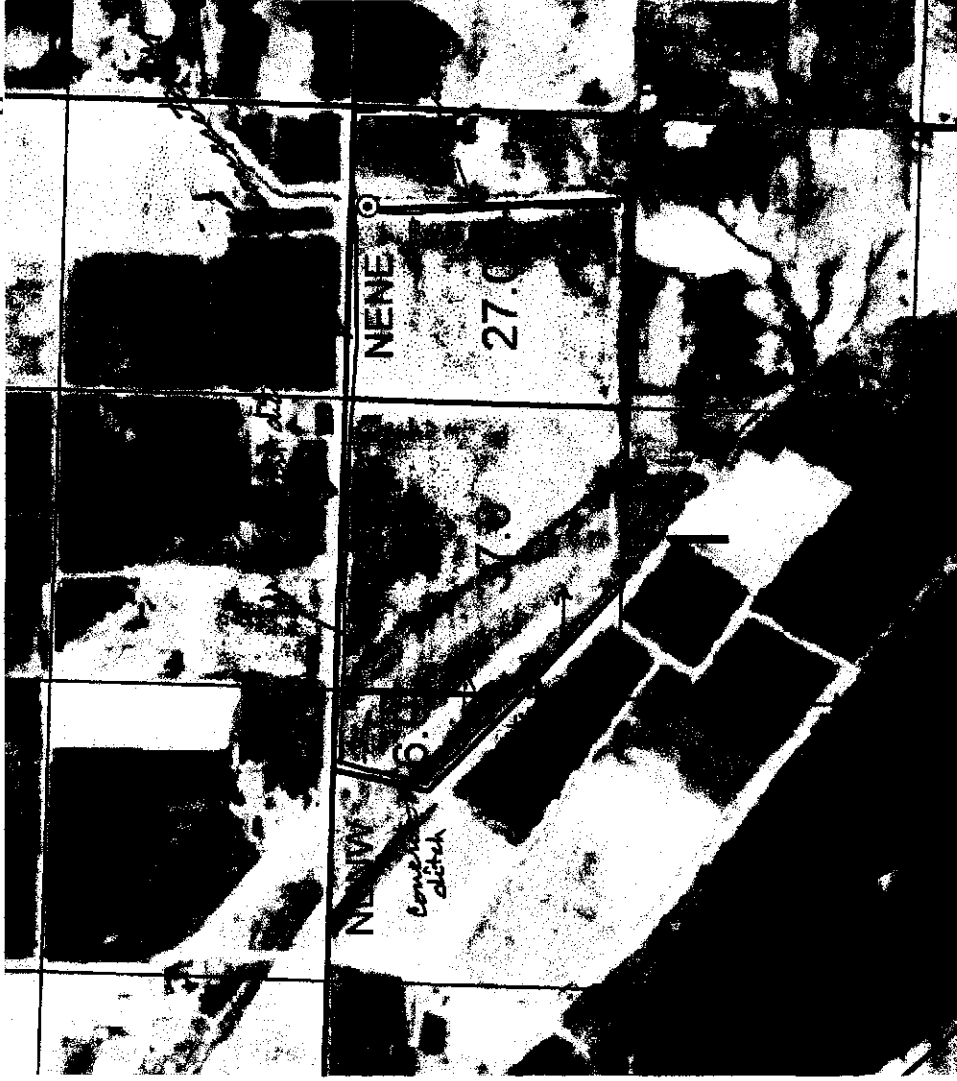
Quarter Quarter Lines

* System prior to pivot
 being installed

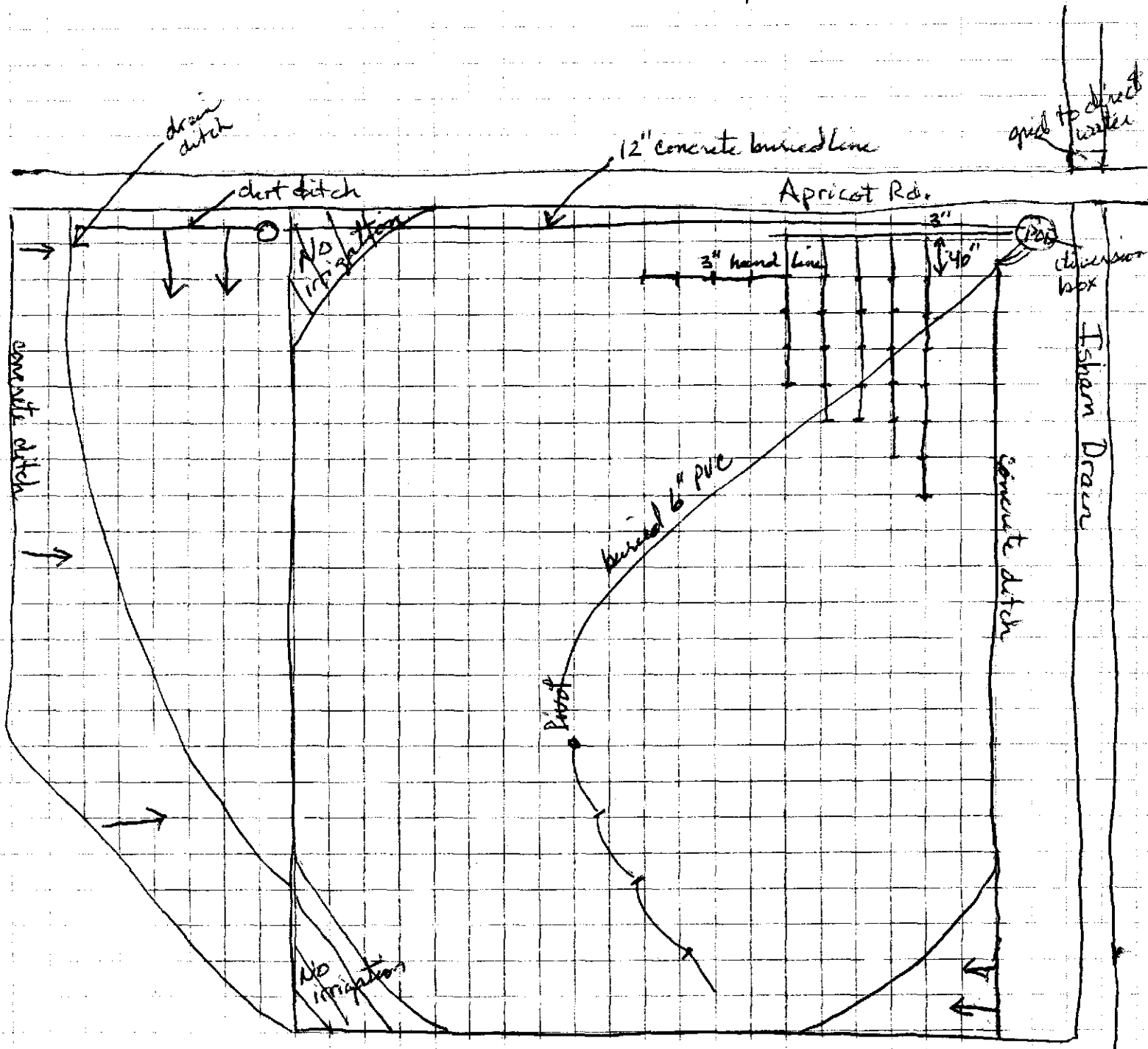


*(Kearns' attempt at pld & p/u
 locations per claim)*

1987 Napp Photo



N↑



□ = POU
• = POD

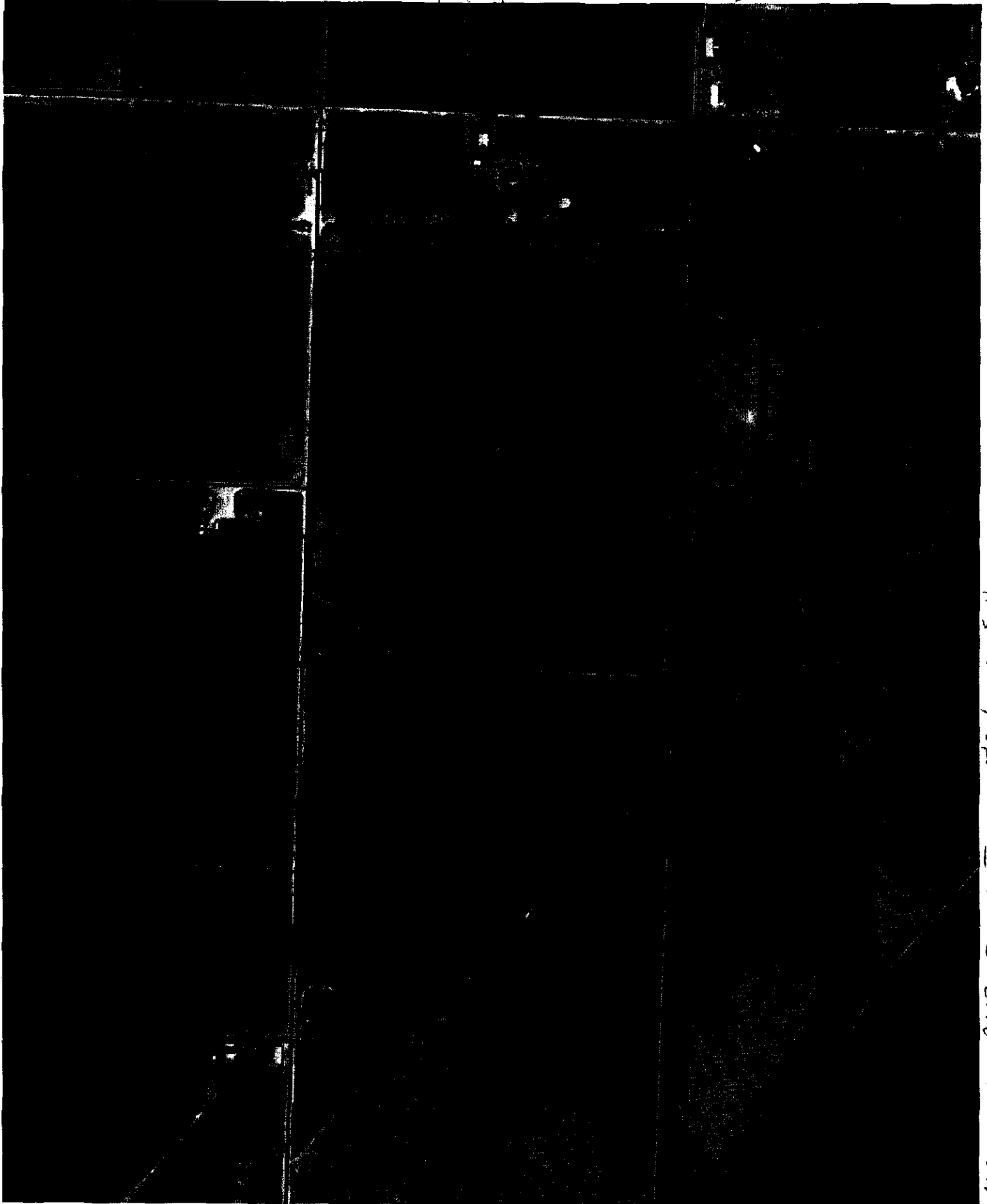
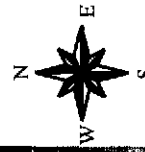
Existing System

A63-27347 BWB Farms Inc.
5/30/2006 S.H.

POD Location: approx. 500' west of Apricot & Plum Rd.
intersection, on the south side of the road,

* Drawn
as system
exists
now

Not
Irrigated



ALA-17347 BWB Farms Inc. 5/30/2006 S.H.

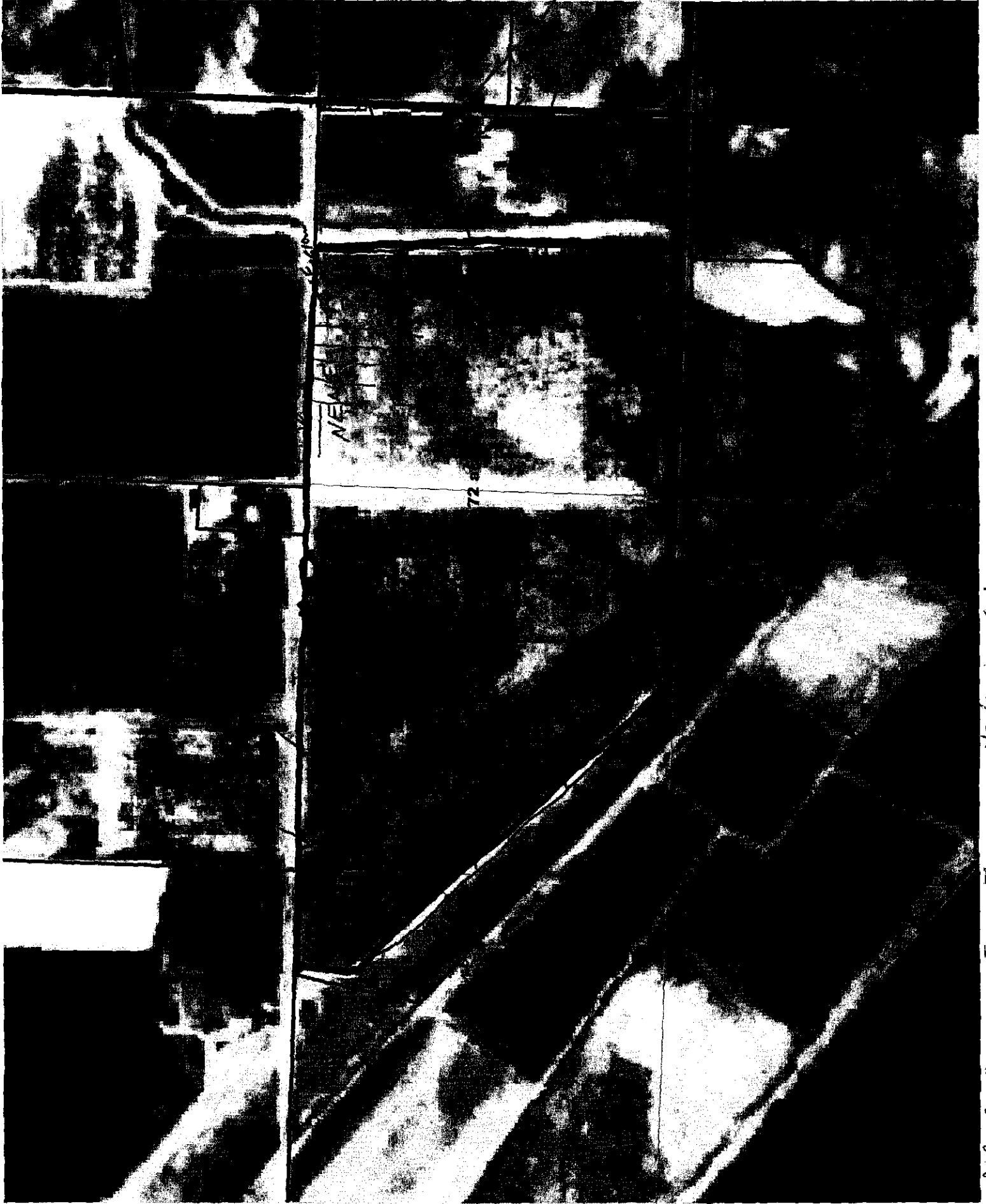
* Drawn
as
system
exists
now

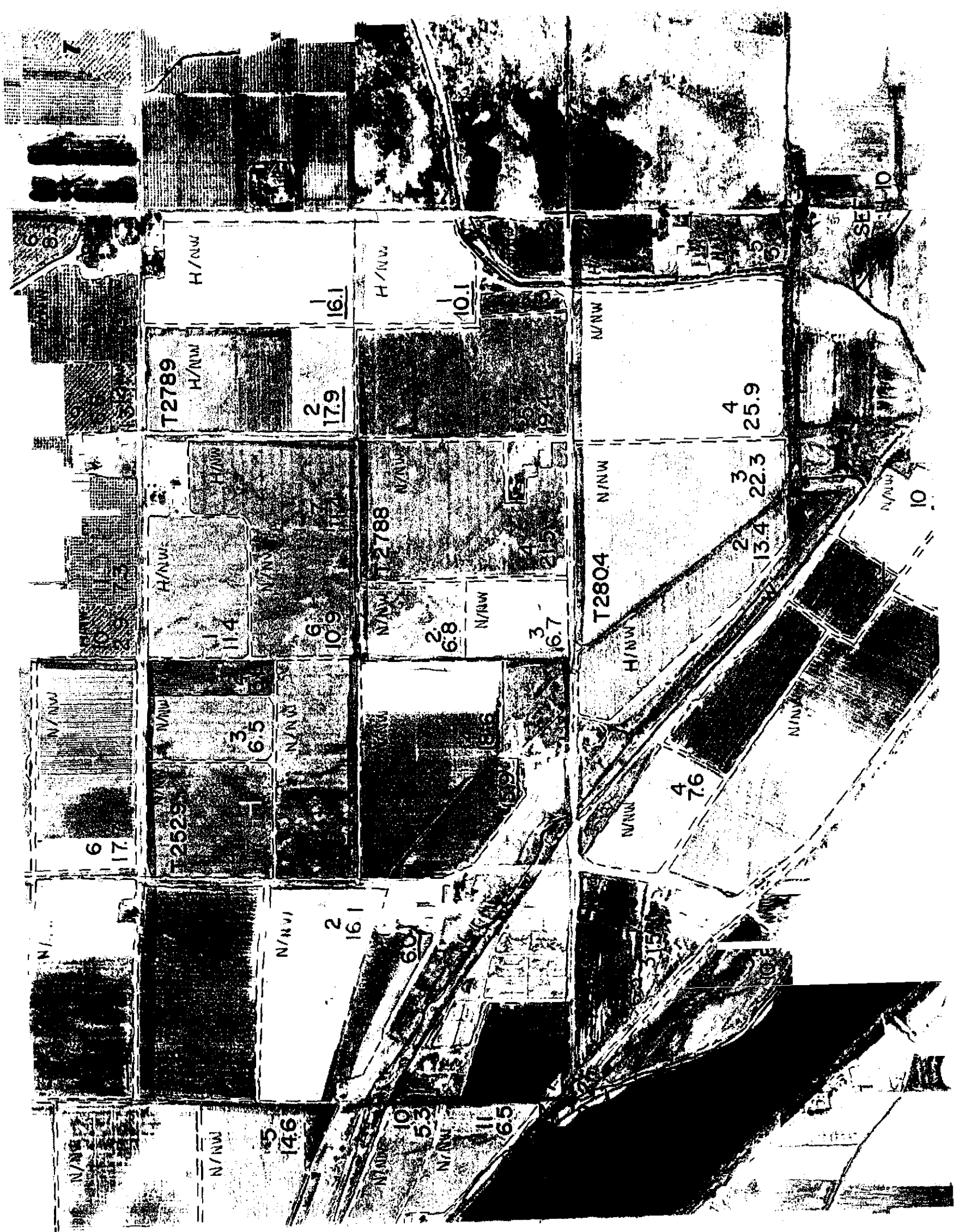
ind
is
open
are also
B Farms

Wilder
Irrigator



☒ = Not
Irrigated



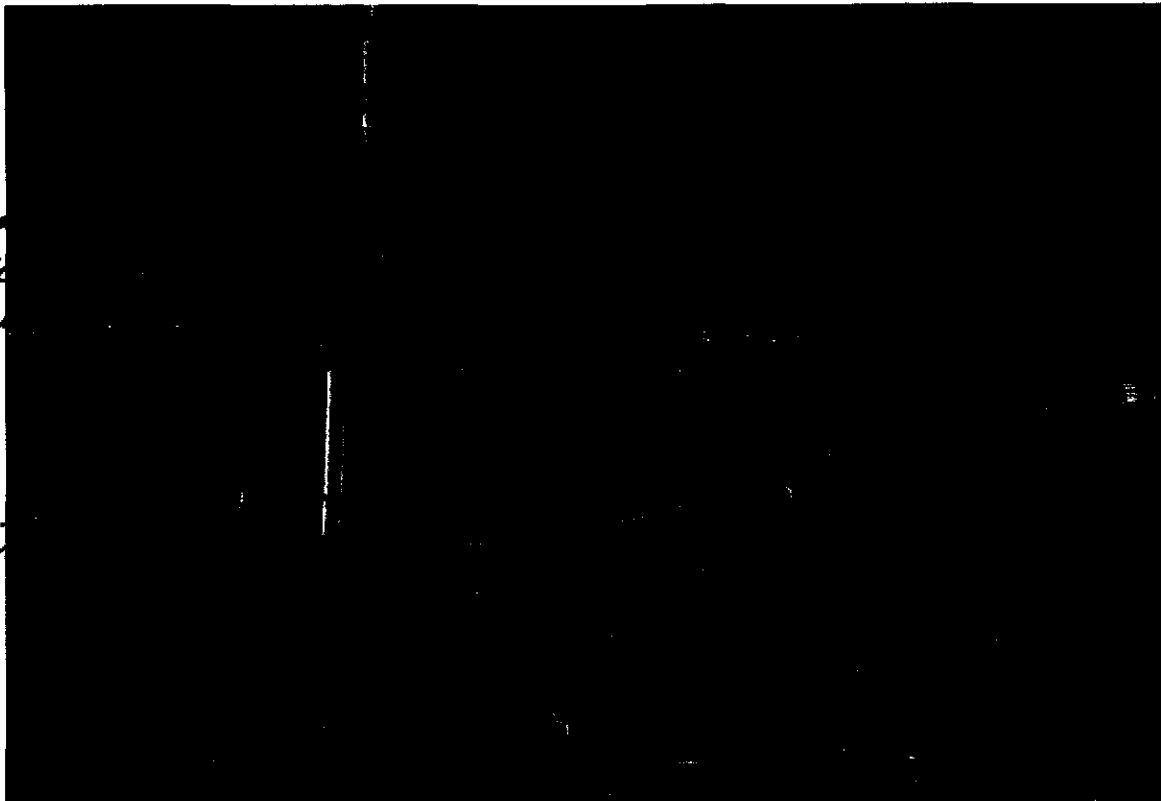


1987 ASCS Flight

T03N R04W S. 21

N^L/₂ NE NENW

Bower



Pivot

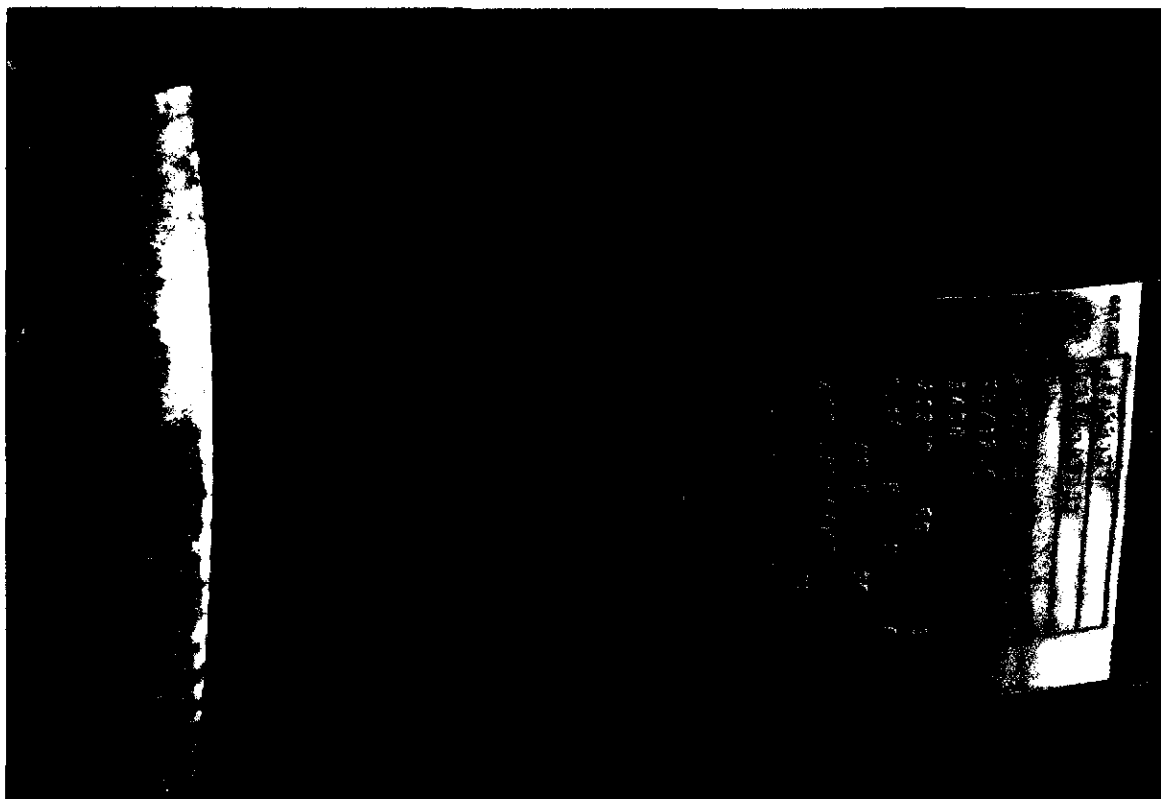
POU

POD

Diversion
box,
10Hp Baldor
54 psi,
2' lift
6" discharge

open discharge
to concrete
ditch (run
6" buried
PVC to
Pivot, +
12" concrete
buried
line on
north
border
running
east to west

May 30, 2006 SH

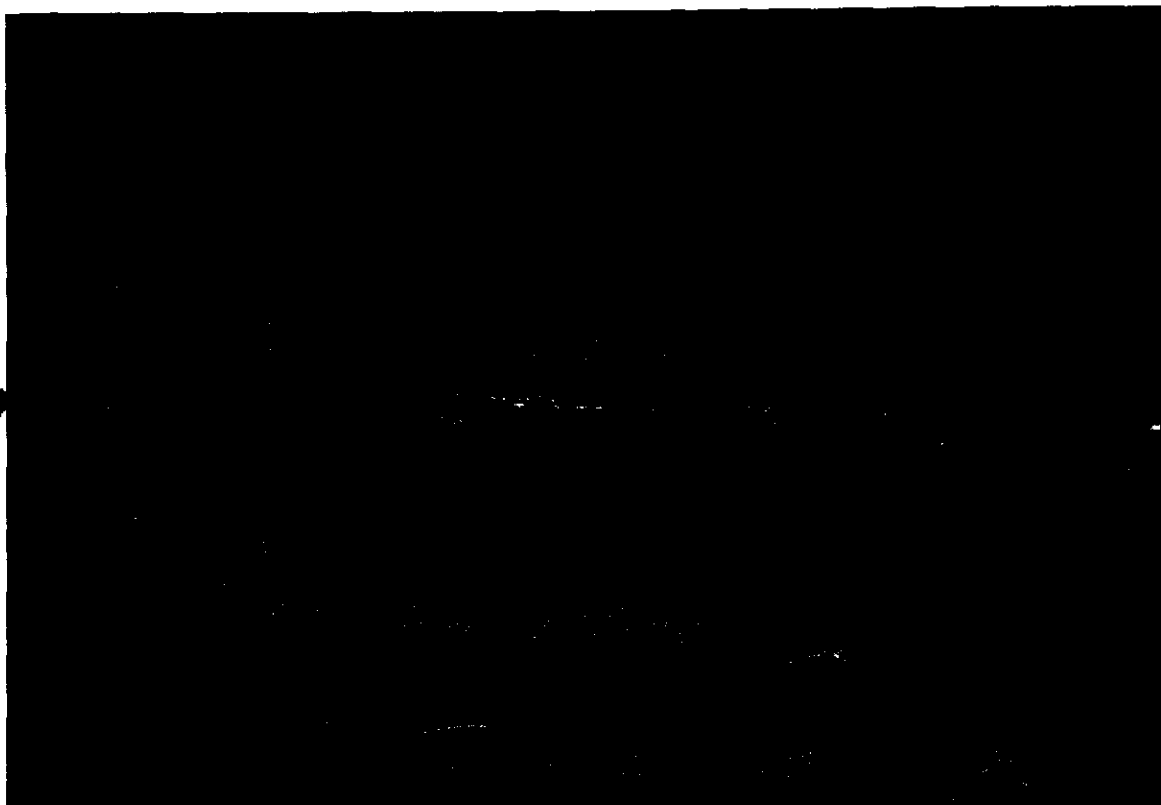


Baldor
10 HP

A63-27347 BWB Farms Inc.

May 30, 2006 SH

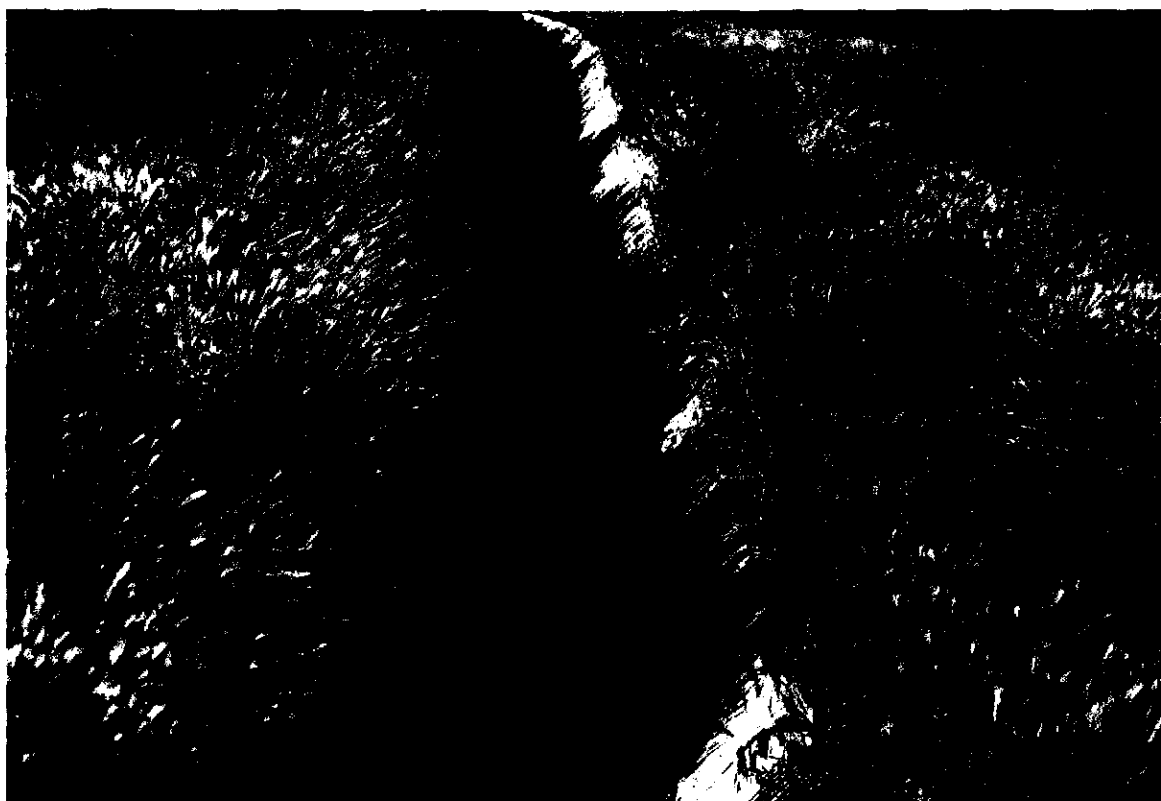
Pivot →



POU
Pivot

concrete
ditch
on east
border
of
property

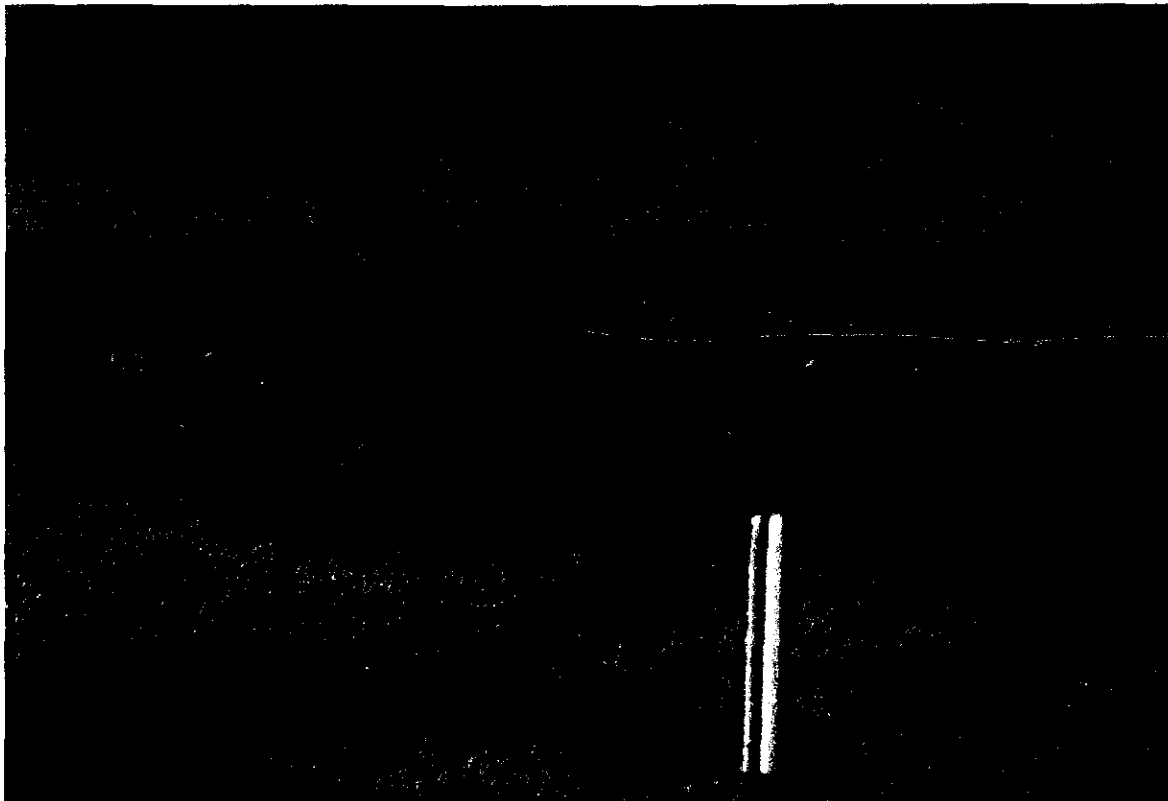
May 30, 2006 SH



concrete
ditch on
east
border
of property
running
north to
south,
to irrigate
the SE
corner
of the
property

A 63-27347 BWB Farms Inc.

May 30, 2005 SH



— Pivot
 — Livestock
 — 3" hand-
 line
 (northeast
 corner)
 40' sections,
 31 sections
 31 nozzles

May 30, 2006 SH



POU
 looking
 at SE
 corner

AL3-27347 BWB Farms Inc.

May 30, 2006 SH



buried
pipe +
dirt ditch
run
across the
north of
property
connecting
with the
concrete
ditch
on the
west board
of the
property
running
north to
south

May 30, 2006 SH



POU

NW +
west
field
(looking
SE from
NW
corner)

A 63-27347 BWO Farms Inc. May 30, 2006 SH



POOR ORIGINAL

463-27897

MICROFILMED
AUG 02 1994

per Canyon Co. tax lots -

B W B Farms Inc
16288 Plum Rd
Caldwell 83605

reverse phone directory:
per search
of property
address → James & Mary
Bower
459-4062

Property Address:
14807 Plum Rd
Caldwell

A63-27347 Field Exam Request:
BWB FARMS INC

Sandy

Contact:

04/19/2006

Contact **John or Mary Bower** at # 459-4062 to set up a field exam.

Property Address:

Per Canyon Co. Tax Lot Information: **14807 Plum Rd., Caldwell**

- ✓ Need to have the attached Change in Address form completed when you do the field examination so we can mail our notices to correct parties.

Requests:

- ✓ Get Change in Address form completed.
- ✓ *Please verify **all the elements** of this right.

In addition, please:

- ✓ • **GPS the location of the diversion point.**
- ✓ • **1987 Aerial Photo:** Please draw the **70 acres** that are irrigated from the drain in 1987 on the enclosed **1987 aerial photograph**. Draw the **diversion works** on the 1987 aerial photo.
- ✓ • **Capacity of System:** Verify that the claimed **1.40 cfs** is possible/applicable.

Kay Walker
287-4953
Sr. Water Resource Agent
IDWR – State Office via Western Region

AK

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-27347

03/29/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
27347	Claim	03N	04W	21	NE	NE	1	IRRIGATION	30/70	B W B FARMS INC
26100	Water Right	03N	04W	21	NE	NE	1	~~DOMESTIC~~		B W B FARMS INC
4053	Claim	03N	04W	21	NW	NE	NO OL	IRRIGATION	2/150	EVELYN LOVELESS
27347	Claim	03N	04W	21	NW	NE		IRRIGATION	35/70	B W B FARMS INC
4828	Water Right	03N	04W	21	NW	NE	7. NO OL	IRRIGATION	2/146	GERALD JOHN HORRACE
27126	Water Right	03N	04W	21	NW	NE		~~STOCKWATER~~		EVELYN LOVELESS
27128	Water Right	03N	04W	21	NW	NE		~~STOCKWATER~~		HORRACE LIVING TRUST
27126	Water Right	03N	04W	21	NW	NE		~~DOMESTIC~~		~~EVELYN LOVELESS~~
27128	Water Right	03N	04W	21	NW	NE		~~DOMESTIC~~		~~HORRACE LIVING TRUST~~
27347	Claim	03N	04W	21	NE	NW		IRRIGATION	5/70	B W B FARMS INC
4053	Water Right	03N	04W	21	NE	NW	NO OL	IRRIGATION	20/100	J LEROY HORRACE
4053	Claim	03N	04W	21	NE	NW	2 OL	IRRIGATION	47/150	EVELYN LOVELESS
4828	Water Right	03N	04W	21	NE	NW	2	IRRIGATION	56/146	GERALD JOHN HORRACE

claimed
in SWNE-
NESE-
NO OL

REAL PROPERTY INQUIRY

```

+++++
01 6R33445-000- -0 184-00 SCH139+ 01 49,400 66.00
+++++
02 2,000 6.00
B W B FARMS INC + 05 125 4.00
+ 10 25,300 1.00
+ 19 6.35
+ 31 70,800
+
14807 PLUM RD
CALDWELL ID 83607
+++++
21-3N-4W NE + TOTAL 147,625 83.35
N 1/2 NE LESS SW 2.65 AC,
TX 1 OF LT 2 + SURVEY INST 8914067
+ DRAIN DR VALUE APPR
+ CLASS 2 REAP 02 MAN 01 UNIT 1
14807 PLUM RD, CA + PARCEL 6R03N04W210100 H/O N C/B N
+ PRIOR ACCOUNT 5R33445-000- -0
+ 02 MH on Property NO

```

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER R33445000 0 UNIT 001 TOTAL UNITS 1

SITE 14807 PLUM RD CA SEC/TWN/RNG 21-3N-4W

ASSESSED VALUE 147,625 ACREAGE 83.35

SUB/PARK NAME YEAR/MAKE

CLASS 2 OWNER / OCCUPIED HOUSE CLASS ' 2 ' SPACE LOT BLOCK

```

+++++
YR BUILT 1915 AIR COND AIR - NONE CARPORT N
STORY 1.50 STORY HEATING ELEC BASEBOARD CARPORT SQ FT
FIRST SQ FT 1218 EXTERIOR WOOD SIDING DECK/PATIO? Y
SECOND SQ FT 831 ROOF WOOD SHAKES POOL? N
BEDS 2 BSMT SQ FT SPA? N
BATHS 1.50 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE D1 NEIGHBORHOOD 0
GARAGE SQ FT 360

```

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

Per reverse
 directory
 search:
 (14807 Plum Rd)
 James & Mary
 Bower
 459-4062

Receipt Details for ID W015495

Status	Adjustment Type	Version
	Adjusted Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
10/5/1992 2:21:43 PM	10/5/1992	Western	\$120.00	Check
Payer		BWB FARMS INC		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
677			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEES

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$120.00	ADJUDICATION FEES	41503	337	00		1155

Refund(s):

Amount	Payee	Date	Document Number
--------	-------	------	-----------------

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	27347		\$120.00	Claim

ok

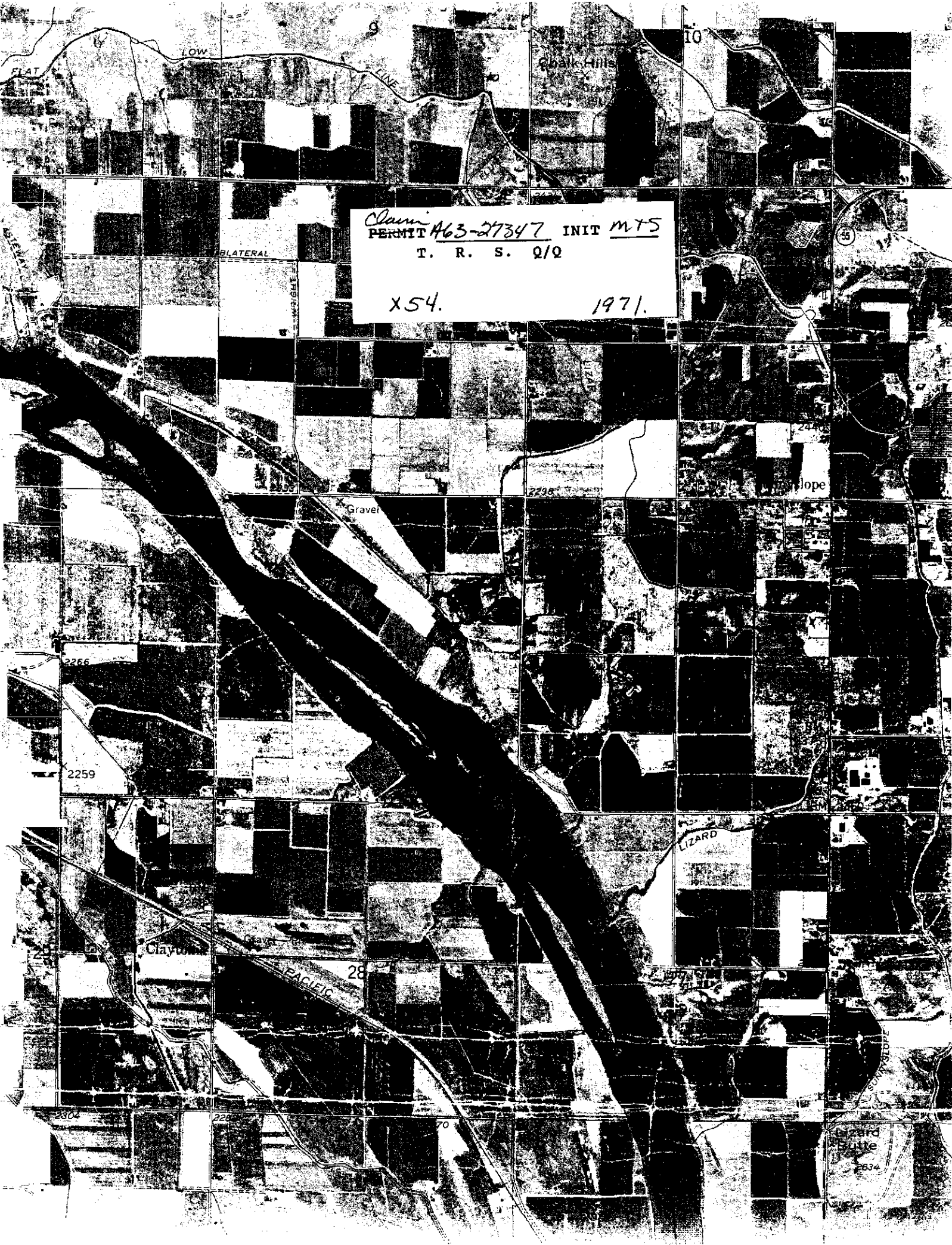
Print Report



426-44

7-14 87

X54 NE



Claim
PERMIT #63-27347 INIT M75
T. R. S. Q/Q

x54.

1971.

FIELD EXAM
TELEPHONE CONVERSATION MEMORANDUM

NAME OF CONTACT Herbert W. Retting, Attny. 459-1541

PHONE NUMBER 459-6206 (Disconnected) ADJ. AGENT

DATE SET FOR EXAM

LOCATION/DIRECTIONS

Diverting at full rates?

Type of measuring devices?

Places to make measurements?

Type of System? (pipelines, ditches)

How many laterals are used?

Length and size of mainline?

Size of motor used for each P/D?

Estimate of depth to water?

Pressure at well?

Pressure at sprinkler heads?

COMMENTS 09/14/1995: Tel. No. has been disconnected. left msg @

Retting & Rosenberry. 177

09/14/1995: Mr. Retting returned call. Current owner is
daughter, Betty White, 14807 Plum Lane, Caldwell, 459-7865.

Left msg on Mrs. White's machine for appt. 11/17

RECEIVED

AUG 30 1995

WATER RESOURCES
WESTERN REGION

TELEPHONE
(208) 459-1541
FAX
(208) 454-2532

LAW OFFICES OF
RETTIG & ROSENBERY
ATTORNEYS AT LAW
1024 BELMONT STREET
P.O. BOX 729
CALDWELL, IDAHO
83606

HERBERT W. RETTIG

RICHARD ROSENBERY, OF COUNSEL

August 29, 1995

State of Idaho
Dept. of Water Resources
Western Region
Adjudication Section
2735 Airport Way
Boise, ID 83705-5082

Re: B.W.B. Farms, Inc.
Claim No. A63-27347

Gentlemen:

Enclosed please find an Affidavit executed by Charles W. Ford in the above-referenced matter, together with a copy of y our July 7, 1995 letter.

Sincerely,

Herbert W. Rettig

HWR/bt

IN THE MATTER OF)
NOTICE OF CLAIM TO)
A WATER RIGHT NO.(S))

A63-27347)
)
)

State of Idaho)
County of Canyon)

AFFIDAVIT

RECEIVED

AUG 30 1995

WATER RESOURCES
WESTERN REGION

CHARLES FORD

being first duly sworn,

deposes and says: That I am 76 years of age and make this Affidavit from
personal knowledge and observation.

That I have been familiar with the property presently owned by B.W.B.
Farms, Inc., being located in the N 1/2 NE 1/4 and NE 1/4 NW 1/4 all in
Section 21, Twp. 3 N., Range 4 West of B.M. in Canyon County, Idaho.

I have resided in the vicinity of the above property and have been
familiar with the irrigation system and use of the said property
since 1932.

That during said period, I have observed that irrigation water is
being applied to B.W.B. Farms property annually from Isham Drain,
which entered the said property from across Plum Lane and water
was diverted from Isham Drain and applied for beneficial irrigation
purposes to crops growing on said land.

Charles W Ford
(Signature)

Subscribed and sworn to before me this
day 29th of August, 1995.

SEAL

Debra W. Petty
(Notary Public)

Residing at Caldwell.

My Commission Expires 7-26-96.



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

A63-27347
BWB FARMS INC
C/O VETA BOWER
15133 LON LANE
CALDWELL

ID 83605

Re: Claim No(s) A63-27347

RECEIVED

AUG 30 1995

WATER RESOURCES
WESTERN REGION

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is **NOT** to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary along with examples of types of evidence that can be submitted to fulfill this requirement. If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the Court for decree. This could jeopardize your water use under this right(s), if water availability problems arise in the future. It is our goal to decree the historical water rights within the Snake River Basin as accurately as possible. Field exams to verify claims in this area are now being conducted by Department personnel. Please contact this office as soon as possible to schedule a field exam appointment convenient for you.

The required evidence supporting the priority date(s) must be submitted by September 1 1995, referencing all documents with the corresponding claim number(s). If you have any questions not covered by this letter, or the enclosed pamphlet, please call the Western Region office shown above.

Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

PHILIP E. BATT
GOVERNOR

KARL J. DREHER
DIRECTOR

July 7, 1995

Re: Claim No(s). AK3-22347

A63-27347
BWB FARMS INC
S/O VETA BOWER
15133 LON LANE
CALDWELL

ID 83605

Dear Claimant(s):

In the past, you submitted the above referenced claim(s) in the Snake River Basin Adjudication. Enclosed is a computer generated print-out of the claim(s) for your reference only; this print-out is NOT to be returned or re-filed. You have indicated when this claim was filed that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by the historical use of water for a beneficial purpose, dating back to the time the water was first used, this date being the "Priority Date" as shown on the enclosed print-out. Your claim(s) has not been confirmed by a previous filing with the Department of Water Resources since there is no decree, license, or permit on file to verify the use of this water. For this reason, the Department is under a legal requirement to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water. Any other claims you may have filed, that are not listed above, do not require evidence of priority be submitted at this time.

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Adjudication Section
Department of Water Resources
Western Region Office

lh
Enclosures