

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 63-32907
Date Received: 4/5/1990
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

WILLIAM E JENKINS Phone: (208)466-9557
14229 ORCHARD AVE
CALDWELL ID USA 83607

CANDACE JENKINS Phone: (208)466-9557
14229 ORCHARD AVE
CALDWELL ID USA 83607

2. Date of Priority: 07/02/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 Lot	County	Type
03N	03W	22	NE	NE		CANYON	
03N	03W	22	NE	NE		CANYON	

5. Description of diverting works:

New well

Original well

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	0.15	45

7. Total Quantity Appropriated is:

0.15 C.F.S. and/or 45 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	22	SE	NE	IRRIGATION	10
					Section Acres	10
					Total Acres	10

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

The total instantaneous diversion of water from all points of diversion under Right 63-32907 shall not exceed .15 cfs and 45 afa.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

This right is a split from former right 63-2706B.

15. Basis of Claim: License

Should questions arise during the processing of this application please contact:

David Shaw - ERO Resources Corp. (208) 373-7983

RECEIVED

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

OCT 03 2007

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are included at the end of this form.
 Incomplete forms will be returned.

1. Please list the water right number(s) and/or adjudication claim number(s) (if any) for each water right to be changed. List just the adjudication claim number if there is no corresponding water right record on file with the department. Indicate, by checking in the space provided (under the "split" heading), if the change in ownership is limited to a portion of a water right in which case division of the existing water right or adjudication claim record will be required.

Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
63-2706B		X			

2. The following **REQUIRED** information must be submitted with this form:
- A. The appropriate **FILING FEE**. See instructions for fee amounts.
- B. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water right(s) or claim(s) in question, **WITH ATTACHED LEGAL DESCRIPTION**.
- C. Either of the following (if necessary to clarify division of water rights or other complex property descriptions): **PLAT OF PROPERTY** or **SURVEY MAP** clearly showing the location of the point(s) of diversion and place of use of your water right(s) and/or adjudication claim(s) (these are usually attached to your deed or on file with the county).

OR

If your water right(s) and/or adjudication claim(s) is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The AERIAL PHOTO should be submitted in place of the PLAT OF PROPERTY or SURVEY MAP.

3. Name and Address of Former Owner/Claimant(s) Billye O, Edward G, Candace and William E Jenkins
14229 Orchard Ave, Caldwell, ID 83605
4. New Owner/Claimant(s) William E Jenkins and Candace Reece Jenkins
 Name Connector (Check one): [] and, [] or, [X] and/or
- New Mailing Address 14229 Orchard Ave
- City, State and ZIP Code Caldwell, ID 83605
- New Telephone Number (208) 466-9225
5. Date you acquired the property 10/5/1988

6. **If the change in ownership affects the entire water right for each water right or adjudication claim number listed in item 1, THEN SKIP THIS ITEM AND GO TO ITEM 7.** If the change in ownership divides the water right(s) among multiple owners, you must describe, in detail, your portion of each water right after the change. Fill in the appropriate spaces in the box(es) below to describe your water right(s) after the change (one water right per box, you may copy this page as necessary). If your quantity of water is greater than a proportionate split, you must attach documentation to show justification for a larger amount. If you are not sure how to identify your portion of the original water right or adjudication claim records, please contact the nearest IDWR office for assistance.

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Use	Diversion Rate or Volume (cubic feet per second or acre-feet per annum)	Description (acres, number and type of stock, homes, etc.)
Irrigation	<u>0.15 cfs/ 45 ac-ft</u>	<u>10 acres</u>
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	<u>0.15 cfs/ 45 ac-ft</u>	

7. Signature of New Owner(s) or Claimant(s)

(include title if applicable)

Billye O Jenkins

Signature of New Owner(s) or Claimant(s)

(include title if applicable)

Edward G Jenkins

Signature of New Owner(s) or Claimant(s)

(include title if applicable)

Candace Jenkins

Signature of New Owner(s) or Claimant(s)

(include title if applicable)

William E Jenkins

For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him/her for all matters related to your claims.

For Office Use Only

Received by SB Date 10-3-07 Fee N/A
 Receipted by SB Date _____ Receipt No. _____
 Processed by SB AJ Date 1-29-07 WR _____ Date _____

WARRANTY DEED

FOR VALUE RECEIVED, EDWARD G. JENKINS and BILLYE O. JENKINS, husband and wife, the Grantor, does hereby grant, bargain, sell and convey unto WILLIAM E. JENKINS and CANDACE REECE JENKINS, of Canyon County, Idaho, the Grantee, the following described premises, situated in Canyon County, State of Idaho, to-wit:

This parcel is in the N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ of Section 22, Township 3 North, Range 3 West of the Boise Meridian and is more particularly described as follows:

BEGINNING at the northwest corner of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence North 89°47'30" East along the northerly boundary of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1320.63 feet to the northeast corner of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;

Thence South 0°36'36" West along the easterly boundary of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 330.86 feet to the southeast corner of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;

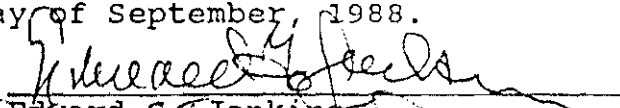
Thence South 89°48'08" West along the southerly boundary of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 1320.48 feet to the southwest corner of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$;

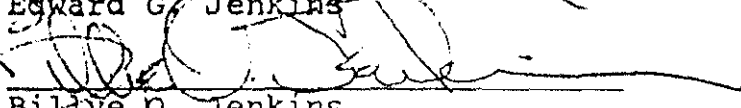
Thence North 0°35'07" East along the westerly boundary of said N $\frac{1}{2}$ N $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ a distance of 330.62 feet to the POINT OF BEGINNING.

This parcel contains 10.03 acres.

TO HAVE AND TO HOLD The said premises, with their appurtenances unto the said Grantee, their heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that they are the owners in fee simple of said premises; that said premises are free from all incumbrances, and that they will warrant and defend the same from all lawful claims whatsoever.

Dated this 29th day of September, 1988.

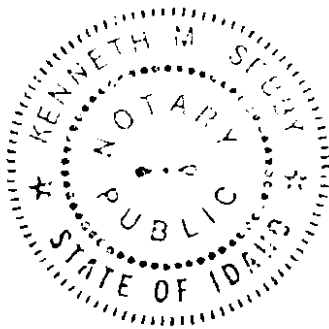

Edward G. Jenkins


Billye P. Jenkins

STATE OF IDAHO)
) SS
County of Canyon)

On this 29th day of September, 1988, before me, the undersigned, a Notary Public in and for said State, personally appeared EDWARD G. JENKINS and BILLYE O. JENKINS, husband and wife, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal, the day and year in this certificate first above written.



Kenneth M. Sebbey
Notary Public for Idaho
Residing at Boise Idaho
My Commission Expires: 11-28-91

3019850

30 OCT 5 AM 11 58

CALVIN M. JORDEN
BY Calvin M. Jorden

NOTED
BY Edward G. Jenkins
TYPED Billye O. Jenkins

03N03W15SWSE

03N03W15SESE

03N03W14SWSW

03N03W22NWNE

03N03W22NENE

03N03W23NWNW

W.E. and C.R. Jenkins
10 Acres

Legend

- W.E. and C. R. Jenkins
- JBJ Limited Partnership
- Jenkins Family Trust

03N03W22SENE

03N03W23SWNW



0 45 90 180 Meters

September 2007 03N03W23NWWSW

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 63-2706B
Date Received: 4/5/1990
Receipt No: W011839
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

EDWARD G JENKINS Phone: (208)466-9225
14229 ORCHARD AVE
CALDWELL ID USA 83605

WILLIAM E JENKINS Phone: (208)466-9557
14229 ORCHARD AVE
CALDWELL ID USA 83607

CANDACE JENKINS Phone: (208)466-9557
14229 ORCHARD AVE
CALDWELL ID USA 83607

BILLYE O JENKINS Phone: (208)466-9225
14229 ORCHARD AVE
CALDWELL ID USA 83605

2. Date of Priority: 07/02/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
03N	03W	22	NE NE	CANYON	
03N	03W	22	NE NE	CANYON	

5. Description of diverting works:

New well

Original well

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A
IRRIGATION	03/01	11/15	1.2		360
DOMESTIC	01/01	12/31	0.04		0.6

7. Total Quantity Appropriated is:
1.2 C.F.S. and/or 360.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	22	NE	NE	DOMESTIC	
			NE	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
					Section Acres	80
					Total Acres	80

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Claim amended per Transfer 69928 approved 5/28/03.

Second amended transfer issued as a result of Petition for Reconsideration changing Condition #1.

Diversion and use of water under this right from the new well authorized under Transfer 69928 located in the NENE, Sec 22, T03N, R03W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. Provided, (1) this condition does not intend to affect the rights priority date of 7/2/1948, which is expressly preserved except in case of injury as set forth by the following, and (2) "determination of injury" means an injury proven by a claimant to have occurred because of pumping from the new location in conjunction with any pumping from the original location and then only to the extent that the alleged cause (pumping) is something more than would be permitted had the pumping occurred only at the original location.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Right 63-2706B shall not exceed 1.20 cfs and 360.6 afa.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

15. Basis of Claim: License

WATER RIGHT NO. 63-2706B
As Modified by Transfer No. 69928

In accordance with the approval of Transfer No. 69928, Water Right No. 63-2706B is now described as follows.

Right Holder: EDWARD G JENKINS And/Or
 BILLYE O JENKINS And/Or
 WILLIAM E JENKINS And/Or
 CANDACE JENKINS
 14229 ORCHARD AVE
 CALDWELL ID 83607
 (208)466-9557

Priority Date: July 02, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01 to 12/31		0.04 CFS	0.6 AF
IRRIGATION	03/01 to 11/15		1.20 CFS	360.0 AF
			1.20 CFS	360.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 22 Twp 03N Rge 03W CANYON County

GROUND WATER NENE Sec. 22 Twp 03N Rge 03W CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 03W 22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	X																

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 03W 22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	40.0			40.0													80.0

Total Acres: 80

WATER RIGHT NO. 63-2706B

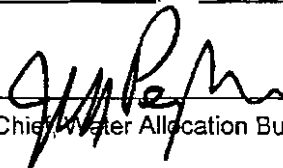
As Modified by Transfer No. 69928

CONDITIONS OF APPROVAL

1. The Director maintains jurisdiction of this transfer up to five (5) years for the purpose of determining potential injury to existing rights, both junior and senior, in the vicinity of the transferred point of diversion.
2. After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.
3. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
4. The total instantaneous diversion of water from all points of diversion under Right 63-2706B shall not exceed 1.20 cfs and 360.6 afa.
5. This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.
6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 19 day of August, 2003


For Chief Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

AMENDED**TRANSFER OF WATER RIGHT*****AMENDED***

TRANSFER NO. 69928

This is to certify that: EDWARD G JENKINS And/Or
 BILLYE O JENKINS And/Or
 WILLIAM E JENKINS And/Or
 CANDACE JENKINS
 14229 ORCHARD AVE
 CALDWELL ID 83607
 (208)466-9557

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

<u>Right</u>	<u>Origin/Basis</u>	<u>Priority</u>	<u>Rate</u>	<u>Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>Source</u>
63-2706B	AJC/License	07/02/1948	1.62 cfs	N/A	N/A	80.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

<u>Current Number</u>	<u>Split</u>	<u>POD</u>	<u>POU</u>	<u>Add POD</u>	<u>Period of Use</u>	<u>Nature of Use</u>
63-2706B	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

<u>Existing Right</u>	<u>New No. (changed portion)</u>	<u>Transfer Rate</u>	<u>Transfer Volume</u>	<u>Acre Limit</u>	<u>Total Acres</u>	<u>New No. (remaining portion)</u>	<u>Remaining Rate</u>	<u>Remaining Volume</u>	<u>Remaining Acre Limit</u>	<u>Remaining Total Acres</u>
63-2706B	63-2706B	1.20 cfs	360.6 af	N/A	80.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.20 cfs	360.6 af	N/A	80.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 19 day of August, 2003

For 
 Chief, Water Allocation Bureau

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
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CIVIL CASE NUMBER: 39576

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CALDWELL ID USA 83607

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14229 ORCHARD AVE
CALDWELL ID USA 83607

BILLYE O JENKINS Phone: (208)466-9557
14229 ORCHARD AVE
CALDWELL ID USA 83607

2. Date of Priority: 07/02/1948

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot		County	Type
03N	03W	22	NE	NE	CANYON	
03N	03W	22	NE	NE	CANYON	

5. Description of diverting works:

New well. Original well

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
---------	------	----	--------	------------

IRRIGATION	03/01 11/15 1.2	360
DOMESTIC	01/01 12/31 0.04	0.6

7. Total Quantity Appropriated is:
1.2 C.F.S. and/or 360.6 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	03W	22	NE	NE	DOMESTIC	
			NE	NE	IRRIGATION	40
			SE	NE	IRRIGATION	40
Section Acres						80
Total Acres						80

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:

14. Remarks:

Claim amended per Transfer 69928 approved 5/28/03.

Diversion and use of water under this right from the new well authorized under Transfer 69928 located in the NENE, Sec 22, T03N, R03W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 7/2/1948 relative to all other actions to distribute water.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

The total instantaneous diversion of water from all points of diversion under Right 63-2706B shall not exceed 1.20 cfs and 360.6 afa.

This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre at the field headgate for irrigation of the lands above.

The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.

Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

15. Basis of Claim: License

WATER RIGHT NO. 63-2706B
As Modified by Transfer No. 69928

In accordance with the approval of Transfer No. 69928, Water Right No. 63-2706B is now described as follows.

Right Holder: EDWARD G JENKINS And/Or
 BILLYE O JENKINS And/Or
 WILLIAM E JENKINS And/Or
 CANDACE JENKINS
 14229 ORCHARD AVE
 CALDWELL ID 83607
 (208)466-9557

Priority Date: July 02, 1948

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
DOMESTIC	01/01	to 12/31	0.04 CFS	0.6 AF
IRRIGATION	03/01	to 11/15	1.20 CFS	360.0 AF
			1.20 CFS	360.6 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER NENE Sec. 22 Twp 03N Rge 03W CANYON County

GROUND WATER NENE Sec. 22 Twp 03N Rge 03W CANYON County

PLACE OF USE: DOMESTIC

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 03W 22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	X																

PLACE OF USE: IRRIGATION

Twp Rge Sec	NE				NW				SW				SE				Totals
03N 03W 22	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
	40.0			40.0													80.0

Total Acres: 80

WATER RIGHT NO. 63-2706B
As Modified by Transfer No. 69928

CONDITIONS OF APPROVAL

1. Diversion and use of water under this right from the new well authorized under Transfer 69928 located in the NENE, Sec 22, T03N, R03W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. This right retains its priority date of 7/2/1948 relative to all other actions to distribute water.
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7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of this water right in the ongoing Snake River Basin Adjudication.

This water right is subject to all prior water rights and shall be administered in accordance with Idaho law and applicable rules of the Department of Water Resources.

Dated this 28 day of May, 20 03

For 
Chief, Water Allocation Bureau

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 69928**

This is to certify that: EDWARD G JENKINS And/Or
BILLYE O JENKINS And/Or
WILLIAM E JENKINS And/Or
CANDACE JENKINS
14229 ORCHARD AVE
CALDWELL ID 83607
(208)466-9557

has requested a change to the water right(s) listed below. This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code. A summary of the changes is also listed below. The authorized change for each affected water right, including conditions of approval, is shown on the following pages of this document.

Summary of Water Rights Before the Proposed Change

Right	Origin/Basis	Priority	Rate	Volume	Acre Limit	Total Acres	Source
63-2706B	AJC/License	07/02/1948	1.62 cfs	N/A	N/A	80.0	GROUND WATER

Purpose of Transfer (Changes Proposed)

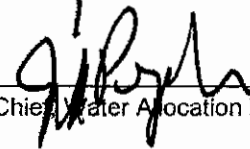
Current Number	Split	POD	PQU	Add POD	Period of Use	Nature of Use
63-2706B	NO	NO	NO	YES	NO	NO

Summary of Water Rights After the Approved Change

Existing Right	New No. (changed portion)	Transfer Rate	Transfer Volume	Acre Limit	Total Acres	New No. (remaining portion)	Remaining Rate	Remaining Volume	Remaining Acre Limit	Remaining Total Acres
63-2706B	63-2706B	1.20 cfs	360.6 af	N/A	80.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		1.20 cfs	360.6 af	N/A	80.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 28 day of May, 2003



For Chief Water Allocation Bureau

(Internet)

Page _____ of 6

RECEIVED

22 2002

WATER RESOURCES
WESTERN REGION

RECEIVED

MAR 22 2002

WATER RESOURCES
WESTERN REGION

\$ 290⁰⁰ Fee

agree to the following
application changes.

4-10-02 Date.

Transfer No. 69928

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

APPLICATION FOR TRANSFER OF WATER RIGHT

PART 1

EDWARD G. JENKINS; BILLYE O. JENKINS 466-9557 - Bill
Name of applicant WILLIAM E. JENKINS; CANDACE JENKINS Phone 466-9525
EDWARD/BILLYE - 14229 Orchard Ave., Caldwell, ID 83607
Post Office address WILLIAM/CANDACE - 14229 Orchard Ave., Caldwell, ID 83607

A. PURPOSE OF TRANSFER

1. ☐ Change point of diversion ☒ Add diversion point(s) ☐ Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other _____
2. Describe the reason for the proposed changes Current well has diminished capacity to the point where water produced is only sufficient to water a lawn. New well required to produce water to irrigate farm ground.

B. DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

- | 1. Right Number | Priority | Amount
(cfs/ac-ft) | Nature
of Use | Period of Use |
|--|-------------------|-----------------------|------------------------------|-----------------------------|
| <u>63-2706B</u> | <u>07/02/1948</u> | <u>1.200*</u> | <u>Irrigation</u> | <u>3/15</u> to <u>11/15</u> |
| <u>63-2706B</u> | <u>07/02/1948</u> | <u>0.040*</u> | <u>Domestic</u> | <u>1/1</u> to <u>12/31</u> |
| | | | | to |
| *Numbers derived from adjudication claim report 63-2706B | | | | to |
| 2. Total amount of water being transferred | | <u>1.20</u> * | cubic feet per second and/or | acre-feet per annum. |
| 3. Source of water | | Ground | tributary to | |
| 4. Point(s) of Diversion: | | | | |

[illegible]

5. Lands irrigated or place of use:

[illegible]

PART 1

6. General Information:

a. Description of diversion system 2 Wells

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? n/a Yes _____ No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes. N/A

c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:

N/A

d. Remarks:

NONE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

IDAHO DEPARTMENT OF WATER RESOURCES
Water Right Report 63-2706B

WATER RIGHT NUMBER: 63-2706B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	WESLEY JAMES STECK
	NAMPA, ID 83651
Original Owner	HARRY T FOGLIATTI
	, ZZ

Priority Date: 07/02/1948

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
---------------	------------------

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
DOMESTIC	/ to /		
IRRIGATION	/ to /	1.200 CFS	
	<u>Total Diversion:</u>	1.200 CFS	

Location of Point(s) of Diversion

GROUND WATER	NE1/4NE1/4	Sec. 22, Twp 03N, Rge 03W, B.M.
CANYON County		

Place of Use

IRRIGATION

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
03N	03W	22	40.0			40.0									80.0

Total Acres: 80

DOMESTIC same as IRRIGATION

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
NO If yes, describe _____

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED*(If the entire right is to be changed by the applicant, omit part B and C.)*

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

1. amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

3. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	

Total acres _____

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3**

- A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.**

Sec. 22 T3N R3W

* ← (Current (old) point of diversion retained)
 * ← (New additional point of diversion)

*Current well has diminished capacity to the point where water produced is only sufficient to water a lawn. New well required to produce water to irrigate farm ground.

PART 3

B. CHANGES IN NATURE OF USE

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	Same use			to
				to

2. Quantity and quality of return flows and location of discharge:

None

3. Describe effects on other water uses resulting from the proposed change:

None

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

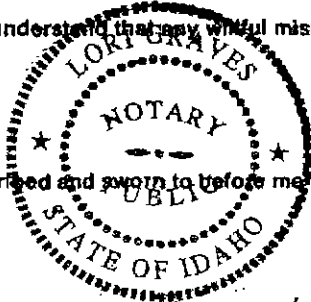
Subscribed and sworn to before me this

22nd

day of

Mar

2002



(Signature of Applicant)

Lori Graves

(Notary Public)

My commission expires

6/18/04

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 2 attachmentsReceived by Kly Date 3/22/02

Protest filed by

Prelim. check by Kly Fee 29000Received by Kly Date 3/22/02

W028919

Published in PRESS TRIBUNE

Copies of protest forwarded by

Pub. dates 6-20+27-02

Hearing held by Date

Watermaster recommendation requested on

Recommended for ☐ approval ☐ denial

rec'd.

by

Copy of transfer sent to lien holder

FROM :

FAX NO. :

May. 31 2002 02:40PM P1

Gene T KuehnCanyon County Assessor
1115 Albany St. - Room 343
Caldwell, ID 83605

2002

**ASSESSMENT NOTICE
& ESTIMATE OF TAX**THIS IS NOT A BILL.
DO NOT PAY.

REGULAR ROLL 05/28/2002

PARCEL DESCRIPTION:

ACCOUNT NO. 2R32967000 0
22-3N-3W NE
N 1/2 N 1/2 E 1/2 NE 1/4

For any questions, please notify the Assessor's Office immediately

Assessor's Telephone Number: (208) 454-7431

Parcel Address: 14221 ORCHARD AVE, CA

1218 ***AST*

|||||

|||||

JENKINS, EDWARD G
& JENKINS, BILLYE O FAM TRUST
% JENKINS, EDWARD G &
% JENKINS, BILLYE O-TRUSTEES
14221 ORCHARD AVE
CALDWELL ID 83607Appeals of your property value must be filed in
writing, on a form provided by the County, by:

JUNE 24, 2002

Tax Code Area: 145-00

Parcel Number: 03N03W220100

ASSESSED VALUE OF YOUR PROPERTY

CURRENT DESCRIPTION	LOTS/ACRES	LAST YEAR'S VALUE	CURRENT YEAR'S VALUE
01 IRRIGATED AGRICUL	18.20	12,100	12,100
10 HOMESITE RUR LANDS	1.00	25,000	31,300
19 WASTE	0.80		
31 IMPR RUR HOMESITE		214,500	214,500
32 IMPROVEMENT ON LAND		13,000	13,000
SUBTOTAL:	20.00	264,600	270,900
LESS HOMEOWNERS EXEMPTION:		50,000	50,000
NET TAXABLE PROPERTY VALUE:		214,600	220,900

These values may not include personal property values. Taxes are based on the values shown on this Notice and on the Budgets of the taxing districts.

ESTIMATED PROPERTY TAXES

TAXING DISTRICTS	LAST YEAR'S TAXES	CURRENT YEAR'S ESTIMATED TAXES	PHONE NUMBER	DATE OF PUBLIC BUDGET HEARING
PEST	9.74	10.04	(208) 454-7507	9/03/2002
AMBULANCE DISTRICT	84.76	87.24	(208) 466-8800	9/03/2002
CANYON HWY #2	248.00	247.04	(208) 454-8135	9/03/2002
NAMPA FIRE PROTECT	400.54	413.00		
NAMPA SCH #131	1,504.74	1,548.90		
CANYON COUNTY	1,016.50	1,046.34		
SUBTOTAL:	3,256.28	3,352.56		
FEES:				
TOTAL PROPERTY TAXES & FEES:	3,256.28	3,352.56		

P. Brown:
 this is the property
 on which the new
 well is located.

E. G. Jenkins

208-466-9557

THIS IS NOT A BILL. DO NOT PAY

See the back of this Notice for detail

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2706B

WATER RIGHT NUMBER: 63-2706B

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BILLYE O JENKINS 14229 ORCHARD AVE CALDWELL, ID 83605 (208)466-9225
Original Owner	HARRY T FOGLIATTI , ID
Original Owner	WESLEY JAMES STECK NAMPA, ID 83651
Current Owner	EDWARD G JENKINS 14229 ORCHARD AVE CALDWELL, ID 83605 (208)466-9225
Current Owner	CANDICE JENKINS 14229 ORCHARD AVE CALDWELL, ID 83605 (208)466-9225
Current Owner	WILLIAM E JENKINS 14229 ORCHARD AVE CALDWELL, ID 83605 (208)466-9225

Priority Date: 07/02/1948

Basis: License

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15 to 11/15	1.200 CFS	
DOMESTIC	1/01 to 12/31	0.040 CFS	
	<u>Total Diversion:</u>	1.620 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4NE1/4NE1/4 Sec. 22, Twp 03N, Rge 03W, B.M.
CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
03N	03W	22	40.0			40.0													80.0

Total Acres: 80

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-2706B

DOMESTIC same as IRRIGATION

Conditions of Approval:

Remarks:

Comments:

Dates and Other Information:

Claim Received Date: B
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: 0
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust: False
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: AND

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>	<u>Status</u>
----------------	---------------------------	-----------------	---------------------------	-----------------	---------------

Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
----------------	------------------------	-----------------	-----------------

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: **A63-02706B**
Date Received: 4/ 5/1990
Receipt No: W011839
Received By: _____

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

1. Name: EDWARD G JENKINS 208-466-9225
Address: 14229 ORCHARD AVE
CALDWELL ID 83605
AND/OR
Name: BILLYE O JENKINS 208-466-9225
Address: 14229 ORCHARD AVE
CALDWELL ID 83605
AND/OR
Name: WILLIAM E JENKINS 208-466-9225
Address: 14229 ORCHARD AVE
CALDWELL ID 83605
AND/OR
Name: CANDICE JENKINS 208-466-9225
Address: 14229 ORCHARD AVE
CALDWELL ID 83605

2. Date of Priority: JUL 2, 1948

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	03W	22	NW	NE	NE		CANYON

5. Description of diverting works:
200' WELL, 12" CASING, 40 HP PUMP, SPRINKLER IRRIGATION.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	1.200		
DOMESTIC	01/01	12/31	0.040		

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

JUL 25 1994
A.F.A.

8. Total consumptive use is 280.0 Acre Feet Per Annum.

9. Non-irrigation uses:
STOCKWATER, 150 HEAD RANGE

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
03N	03W	22	NE		NE		IRR	40.0
			NE		NE		STOCK	
			SE		NE		IRR	40.0
			SE		NE		STOCK	
							Section Acres	80.0
							Total Acres	80.0

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:
NONE

14. Remarks:

15. Basis of Claim: LICENSE

Water Right Number: 20538

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: _____

MICROFILMED

JUL 25 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED
JUL 25 1994

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

03-2706(B)

Date Received

4-5-90

Receipt Number

W011839

RECEIVED

JUN 4 1993

Department of Water Resources
Western Regional Office

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

Department of Water Resources
Western Regional Office

Please type or print clearly

Edward G & or Billie O. Jenkins
1. Name of Claimant (s) William E & or Candice & or Phone (208) 466-9225

Mailing Address 14229 Orchard Ave, Caldwell, Ida Zip 83605

2. Date of Priority (Only one (1) per claim) 7/2/1948

3. Source of water supply (a) Groundwater
which is tributary to (b)

4. a. Location of existing point of diversion is: Township 3N Range 34 Section 22,
NW 1/4 of NE 1/4 of NE 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 enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

12 inch casing, 200 ft deep,

40 HP motor. Sprinkler irrigation

MICROFILMED

JUL 25 1994

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 1.62 or _____

For Stockwater purposes from 1/1 to 12/31 amount .04 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.62 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 280 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) 150 head / range

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>34</u>	<u>34</u>	<u>22</u>	<u>40</u>			<u>40</u>													<u>80</u>
			<u>5</u>			<u>5</u>													

Total number of acres irrigated 80

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

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:

MICROFILMED

JUL 25 1994

Last Name Jenkins Ident No. 03-2706

Copies: White -State, Yellow-Claimant

Scale: 2 inches equals 1 mile

[illegible]

MIDFELMED

25 1994

Last Name Jenkins Ident No. 63-2744

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-2744
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 ☒ 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) William E Jenkins Date 4/4/90

Date _____

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

Title

of _____, that I have signed the foregoing
Organization

document in the space below as _____ of _____
Title Organization

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

Signature of Authorized Agent _____

Title and Organization _____ Date _____

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

Subscribed and sworn (or affirmed) before me this 4 day of April 1990

SEAL

Notary Public John H. Moyer

Residing at 15470 Homevale Rd
Baldwell, Idaho 83605

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 _____

MICROFILMED

JUL 25 1994

Last Name Jenkins Ident. Number 63-2706

Copies White-State, Yellow-Claimant

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

RIGHT NUMBER: 63-32907

NAME AND ADDRESS: WILLIAM E JENKINS
14229 ORCHARD AVE
CALDWELL ID 83605

CANDACE JENKINS
14229 ORCHARD AVE
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.150 CFS
45.000 AFY

PRIORITY DATE: 07/02/1948

POINT OF DIVERSION:

T03N R03W S22 NENE Within CANYON County

T03N R03W S22 NENE 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	0.150 CFS 45.00 AFY

PLACE OF USE: IRRIGATION in CANYON County

T03N R03W S22 SENE 10.00

10 ACRES TOTAL

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

Diversion and use of water under this right from the new well authorized under Transfer 69928 located in the NENE, Sec 22, T03N, R03W shall be subordinate to all ground water rights existing within the immediate area prior to the date of approval of this transfer upon determination of injury due to local well interference. Provided, (1) this condition does not intend to affect the rights priority date of 7/2/1948, which is expressly preserved except in case of injury as set forth by the following, and (2) "determination of injury" means an injury proven by a claimant to have occurred because of pumping from the new location in conjunction with any pumping from the original location and then only to the extent that the alleged cause (pumping) is something more than would be permitted had the pumping occurred only at the original location.

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.

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This right is a split from former right 63-2706B.

After specific notification by the Department, the right holder shall measure the diversion or shall enter into an agreement with the Department to determine the amount of water diverted from power records and shall annually report the information to the Department.

Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.

Failure of the right holder to comply with the conditions of Transfer 69928 is cause for the Director to rescind approval of the transfer.

**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
Case No. 39576

)
)
)
)
)

**Water Rights: 63-2706B (Split)
63-32906, 63-32907, 63-32908
NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING**

IDWR has completed the following administrative proceeding:

☐ Address change

XX Substitution of Party

☐ IC § 42-222 transfer

☐ Point of diversion

☐ Place of use

☐ Period of use

☐ Nature of use

☐ Split of water right

☐ Change in ownership

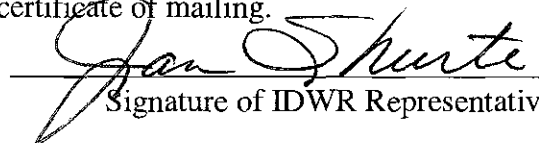
☐ Other

☐ IC § 42-219 license

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 Report(s)* for said water right(s). 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 Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: 4-29-10



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 30, 2010, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

Clerk of the District Court
Snake River Basin Adjudication
P.O. Box 2707
Twin Falls, ID 83303-2707

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

2. Copies to:

Clive Strong
Off ice of the Attorney General
P.O. Box 44449
Boise, ID 83711-4449

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

United States Dept of Justice
Environment & Natural Resource Div
550 West Fort Street MSC 033
Boise ID 83724

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

Director of IDWR
PO Box 83720
Boise ID 83720

☒ hand-delivered

3. Copies to all parties to the subcase:

Edward & Billye Jenkins Family Trust
14221 Orchard Ave
Caldwell ID 83605

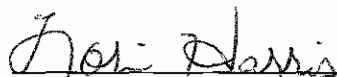
☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

William Jenkins
Candace Jenkins
14229 Orchard Ave
Caldwell ID 83605

☐ overnight mail
☒ regular mail
☐ hand-delivered
☐ facsimile

J B J Limited Partnership
14221 Orchard Ave
Caldwell ID 83605

☒ regular mail


Signature of person mailing this document



ERO Resources Corp.
3314 Grace Street
Boise, ID 83703-5836
(208) 373-7983
Fax: 373-7985
Denver • Boise • Durango
www.eroresources.com
eroboise@eroresources.com

RECEIVED

OCT 03 2007

WATER RESOURCES
WESTERN REGION

October 1, 2007

Jan Shurte
Idaho Department of Water Resources
Western Regional Office
2735 Airport Way
Boise, ID 83705-5082

RE: Change of Ownership for 63-2744, 63-2939 and 63-2706B

Dear Jan:

Enclosed you will find four change of ownership forms for the above referenced water rights.

If you have any questions or need additional information please contact me.

Yours truly,

A handwritten signature in cursive script that reads "Dave". The signature is written in dark ink and is positioned below the "Yours truly," text.

David B. Shaw

DBS:sw

Encl.

cc: David Whitney w/o enclosures

CHANGE OF OWNERSHIP SPLIT
FOR _____

#	<u>6.3-2706 B</u>		
Name	<u>Jenkins</u>		
Irrigation:		<u>.015</u>	<u>4.5</u>
<u>80</u> acres	<u>1.2</u> cfs		<u>360.0</u> AF
Stockwater	_____ cfs		_____ AF
Domestic	<u>.04</u> cfs		<u>.6</u> AF
TOTAL	<u>1.2</u> cfs		<u>360.6</u> AF

63-32906

#	<u>Jenkins Edward</u>		
Name	_____		
Irrigation:			
<u>20</u> acres	<u>.3</u> cfs		<u>90.0</u> AF
Stockwater	_____ cfs		_____ AF
Domestic	<u>.04</u> cfs		<u>.6</u> AF
TOTAL	<u>.3</u> cfs		<u>90.6</u> AF

63-32907

#	<u>Jenkins William</u>		
Name	_____		
Irrigation:			
<u>10.0</u> acres	<u>.15</u> cfs		<u>45.0</u> AF
Stockwater	_____ cfs		_____ AF
Domestic	_____ cfs		_____ AF
TOTAL	_____ cfs		_____ AF

63-32908

#	<u>JBJ</u>		
Name	_____		
Irrigation:			
<u>50</u> acres	<u>.75</u> cfs		<u>225.0</u> AF
Stockwater	_____ cfs		_____ AF
Domestic	_____ cfs		_____ AF
TOTAL	_____ cfs		_____ AF

NENE 20 acres SENE 10 acres NENE 20 acres
SENE 30 "



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David B. Shaw

DBS:sw

Encl.

cc: David Whitney w/o enclosures