

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 63-2839
Date Received: 3/13/1990
Receipt No: W010941
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

BERANNA DAIRY Phone: (208)454-7705
9166 PERCH AVE
CALDWELL ID USA 83607

2. Date of Priority: 09/14/1955

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
02N	03W	16	NE NW	CANYON	
02N	03W	16	NE NW	CANYON	
02N	03W	17	NE NE	CANYON	
02N	03W	16	NE SE	CANYON	
02N	03W	16	NW SW	CANYON	
02N	03W	16	NW SW	CANYON	
02N	03W	9	NW SW SW	CANYON	
02N	03W	17	NE NE	CANYON	

5. Description of diverting works:

IR3

IR2

D2

IR4

D1

IR5

IR1

IR6

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/01	11/15	1.35	355.5

7. Total Quantity Appropriated is:
1.35 C.F.S. and/or 355.5 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
02N	03W	8	SW	SE	IRRIGATION	40
					Section Acres	40
02N	03W	9	SW	SW	IRRIGATION	40
			SE	SW	IRRIGATION	39
			SW	SE	IRRIGATION	32
					Section Acres	111
02N	03W	16	NE	NE	IRRIGATION	38
			NW	NE	IRRIGATION	37
			SW	NE	IRRIGATION	40
			SE	NE	IRRIGATION	39
			NE	NW	IRRIGATION	39
			NW	NW	IRRIGATION	40
			SW	NW	IRRIGATION	40
			SE	NW	IRRIGATION	40
			NE	SW	IRRIGATION	40
			NW	SW	IRRIGATION	28
			SW	SW	IRRIGATION	32
			SE	SW	IRRIGATION	37
			NE	SE	IRRIGATION	39
			NW	SE	IRRIGATION	20
			SW	SE	IRRIGATION	30
			SE	SE	IRRIGATION	40

					Section Acres	579
02N	03W	17	NE	NE	IRRIGATION	18
			NW	NE	IRRIGATION	36
			SW	NE	IRRIGATION	26
			SE	NE	IRRIGATION	15
					Section Acres	95
					Total Acres	825

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:

The right holder shall accomplish the change authorized by this transfer within one 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.

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.

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 Rights 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, 63-10268 and 63-29025 shall not exceed 8.98 cfs, nor a total combined annual volume of 3622.7 af for the irrigation of 780 acres in a single irrigation season.

This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.

Rights 63-2839 and 63-29025 when combined shall not exceed a total diversion rate of 1.35 cfs.

After specific notification by the Department, the right holder shall record the quantity of water diverted 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.

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

Right 63-29025 is an enlargement of Right 63-2839 pursuant to Section 42-1426, Idaho Code.

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.

Rights 63-3329, 63-3366, 63-3396, 63-8232, 63-08253, 63-10268 and 63-29025 are also diverted through the points of diversion described above.

15. Basis of Claim: License

WATER RIGHT NO. 63-2839
As Modified by Transfer No. 71280

In accordance with the approval of Transfer No. 71280, Water Right No. 63-2839 is now described as follows.

Right Holder: BERANNA DAIRY
 9166 PERCH AVE
 CALDWELL ID 83607

Priority Date: September 14, 1955

Source: GROUND WATER

<u>BENEFICIAL USE</u>	<u>From</u> 03/01 to 11/15	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION			1.35 CFS	355.5 AF
			1.35 CFS	355.5 AF

LOCATION OF POINT(S) OF DIVERSION:

GROUND WATER	NWSWSW	Sec. 9 Twp 02N	Rge 03W CANYON County
GROUND WATER	NENW	Sec. 16 Twp 02N	Rge 03W CANYON County
GROUND WATER	NENW	Sec. 16 Twp 02N	Rge 03W CANYON County
GROUND WATER	NWSW	Sec. 16 Twp 02N	Rge 03W CANYON County
GROUND WATER	NWSW	Sec. 16 Twp 02N	Rge 03W CANYON County
GROUND WATER	NESE	Sec. 16 Twp 02N	Rge 03W CANYON County
GROUND WATER	NENE	Sec. 17 Twp 02N	Rge 03W CANYON County
GROUND WATER	NENE	Sec. 17 Twp 02N	Rge 03W 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	
02N 03W 8															40.0		40.0
02N 03W 9											40.0	39.0			32.0		111.0
02N 03W 16	38.0	37.0	40.0	39.0	39.0	40.0	40.0	40.0	40.0	28.0	32.0	37.0	39.0	20.0	30.0	40.0	579.0
02N 03W 17	18.0	36.0	26.0	15.0													95.0

Total Acres: 825

CONDITIONS OF APPROVAL

1. The right holder shall accomplish the change authorized by this transfer within one year of the date of this approval.
2. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.

WATER RIGHT NO. 63-2839
As Modified by Transfer No. 71280

CONDITIONS OF APPROVAL

3. 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.
4. 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.
5. The total instantaneous diversion of water from all points of diversion under Rights 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, 63-10268 and 63-29025 shall not exceed 8.98 cfs, nor a total combined annual volume of 3622.7 af for the irrigation of 780 acres in a single irrigation season.
6. This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.
7. Rights 63-2839 and 63-29025 when combined shall not exceed a total diversion rate of 1.35 cfs.
8. After specific notification by the Department, the right holder shall record the quantity of water diverted 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.
9. This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.
10. Right 63-29025 is an enlargement of Right 63-2839 pursuant to Section 42-1426, Idaho Code.
11. 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.
12. Rights 63-3329, 63-3366, 63-3396, 63-8232, 63-08253, 63-10268 and 63-29025 are also diverted through the points of diversion described above.

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 3rd day of January, 20 05


Chief, Water Allocation Bureau

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71280**

This is to certify that: BERANNA DAIRY
9166 PERCH AVE
CALDWELL ID 83607
(208)454-7705

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>
63-2839	AJC/License	09/14/1955	1.35 cfs	N/A	N/A	80.0	GROUND WATER
63-29025	AJC/Beneficial Use	08/15/1960	0.64 cfs	N/A	N/A	32.0	GROUND WATER
63-3329	AJC/License	02/16/1963	2.06 cfs	865.0 af	N/A	205.0	GROUND WATER
63-8253	AJC/License	01/16/1976	1.16 cfs	563.7 af	N/A	139.0	GROUND WATER
X 63-3366	AJC/License	08/26/1963	2.09 cfs	720.0 af	144.3	428.0	GROUND WATER
X 63-3396	AJC/License	12/13/1963	1.20 cfs	270.0 af	54.1	428.0	GROUND WATER
X 63-8232	AJC/License	10/28/1975	2.73 cfs	1228.3 af	250.1	428.0	GROUND WATER
63-10268	WR/License	10/03/1984	1.54 cfs	347.0 af	N/A	77.0	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>
63-2839	NO	NO	YES	YES	NO	NO
63-29025	NO	NO	YES	YES	NO	NO
63-3329	NO	NO	YES	YES	NO	NO
63-8253	NO	NO	YES	YES	NO	NO
63-3366	NO	NO	YES	YES	NO	NO
63-3396	NO	NO	YES	YES	NO	NO
63-8232	NO	NO	YES	YES	NO	NO
63-10268	NO	NO	YES	YES	NO	NO

SUPPORT DATA

IN FILE # 63-2839

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT
TRANSFER NO. 71280

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
63-2839	63-2839	1.35 cfs	355.5 af	79.0	825.0		N/A	N/A	N/A	N/A
63-29025	63-29025	0.64 cfs	144.0 af	32.0	825.0		N/A	N/A	N/A	N/A
63-3329	63-3329	2.06 cfs	738.0 af	164.0	825.0		N/A	N/A	N/A	N/A
63-8253	63-8253	1.16 cfs	563.7 af	139.0	825.0		N/A	N/A	N/A	N/A
63-3366	63-3366	2.09 cfs	720.0 af	144.3	825.0		N/A	N/A	N/A	N/A
63-3396	63-3396	1.20 cfs	270.0 af	54.1	825.0		N/A	N/A	N/A	N/A
63-8232	63-8232	2.73 cfs	1228.3 af	250.1	825.0		N/A	N/A	N/A	N/A
63-10268	63-10268	1.54 cfs	347.0 af	77.0	825.0		N/A	N/A	N/A	N/A
COMBINED										
TOTALS		8.98 cfs	3622.7 af	780.0	825.0		N/A	N/A	N/A	N/A

Detailed Water Right Description(s) attached

Dated this 3rd day of January, 20 05


Chief, Water Allocation Bureau

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 71280

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

RECEIVEDName of applicant: Beranna DairyPhone: (208) 455-7705**JUN 11 2003**Post Office address: 9166 Perch Ave Caldwell IDWATER RESOURCES
WESTERN REGION**A. PURPOSE OF TRANSFER**

1. ☒ X Change point of diversion ☐ Add diversion point(s) ☒ X Change place of use
☐ Change nature of use ☐ Change period of use ☐ Other

2. Describe the reason for the proposed changes: Applicant has joined three farms wishes to create a single irrigation system for the entire farm. This is necessary to allow efficient field application of effluent. This application adds all existing POD and all existing PU to each existing water right with no new use.

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>63-10268</u>	<u>10/03/1984</u>	<u>1.6 cfs</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
<u>63-8253</u>	<u>01/16/1976</u>	<u>1.16 / 563.7</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
<u>63-3329</u>	<u>02/16/1963</u>	<u>2.06 / 865</u>	<u>irrigation</u>	<u>04/01</u>	<u>to</u>	<u>10/31</u>
<u>63-2839</u>	<u>12/21/1950</u>	<u>1.35 cfs</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
<u>63-29025</u>	<u>08/15/1960</u>	<u>.64</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
<u>63-8232</u>	<u>10/28/1975</u>	<u>2.73 / 1125.5</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
		<u>.32 / 82.2</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
		<u>.32 / 20.6</u>	<u>Commercial</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
<u>63-3396</u>	<u>12/13/1963</u>	<u>1.2 / 243.4</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
		<u>.08 / 21.3</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
		<u>.08 / 5.3</u>	<u>Commercial</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
<u>63-3366</u>	<u>08/26/1963</u>	<u>2.09 / 649.4</u>	<u>irrigation</u>	<u>03/15</u>	<u>to</u>	<u>11/15</u>
		<u>.22 / 56.5</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
		<u>.22 / 14.1</u>	<u>Commercial</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
<u>63-20932</u>	<u>10/01/1971</u>	<u>.07</u>	<u>Stockwater</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>
		<u>.04</u>	<u>Domestic</u>	<u>01/01</u>	<u>to</u>	<u>12/31</u>

2. Total amount of water being transferred 14.18 cubic feet per second and/or _____ acre-feet per annum.

3. Source of water groundwater tributary to _____

4. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp	Rge.	County	Local Name for diversion
	NW	SW	SW	9	T02N	R03W	Canyon	Irrigation Well 1 (IR1)
		NE	NW	16	T02N	R03W	Canyon	Irrigation Well 2 (IR2)
		NE	NW	16	T02N	R03W	Canyon	Irrigation Well 3 (IR3)
		NE	SE	16	T02N	R03W	Canyon	Irrigation Well 4 (IR4)
		NW	SW	16	T02N	R03W	Canyon	Emerg. Dairy Well & Irrig Well 5 (IR5)
		NW	SW	16	T02N	R03W	Canyon	Dairy Well 1 (D1)
		SW	SW	16	T02N	R03W	Canyon	Domestic Well (D)
		NE	NE	17	T02N	R03W	Canyon	Dairy Well 2 (D2)
		NE	NE	17	T02N	R03W	Canyon	Irrigation Well 6 (IR6)

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

5. 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	
63-10268																			
02N	03W	8												29			40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU =	826
															Acres Irrigated =				80
63-8253																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU =	826
															Acres Irrigated =				139
63-3329																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU =	826
															Acres Irrigated =				204
63-2839																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU =	826
															Acres Irrigated =				80
63-29025																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
																		PPU =	826
															Acres Irrigated =				32
63-8232																			
02N	03W	8															40		40
		9											40	40			32		112
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15													95
		17	S,C	S,C	S,C	S,C												PPU =	826
															Acres Irrigated =				250.1

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

63-3396																			
02N	03W	8															40	40	
		9											40	40			32	112	
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15												95	
		17	S,C	S,C	S,C	S,C												PPU	826
																		=	
																		Acres Irrigated =	54.1
63-3366																			
02N	03W	8															40	40	
		9											40	40			32	112	
		16	38	37	40	39	39	40	40	40	40	28	32	37	39	20	30	40	579
		17	18	36	26	15												95	
		17	S,C	S,C	S,C	S,C												PPU	826
																		=	
																		Acres Irrigated =	144.3
63-20932																			
02N	03W	17	S,C	S,C	S,C	S,C													
		16			D														

PART 1

6. General Information:

- a. Description of diversion system: No changes or additions to the diversion system.
- b.
- c. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? X 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.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
No changes in the total number of acres irrigated.
- d. Remarks: The dairy consists of 3 farms joined under common ownership. Liquid waste is diluted with irrigation water and land applled through the irrigation system, and this has required the connection of all three irrigation systems into a common system. By placing all points of diversion and all places of use on each water right, while respecting the permissible flows and volumes from each point of diversion, the applicant will be better able to comply with the conditions of each license, while operating the farm efficiently.

See attachments:A. Proof of ownership and lienholder permission .

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 _____.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 2

(Attach one copy for each right) **PROOF REPORTS ATTACHED**

A. DESCRIPTION OF RIGHT AS RECORDED

1. Right evidenced by:

a. Decree No. _____ Decreed to _____

in case of _____

dated _____ in _____ county of _____

b. License No. _____

c. Claim No. _____ on file with the Idaho Department of Water Resources.

d. Transfer No. _____ which produced this right.

2. Attach a copy of last year's tax notice for the property to which the water right is appurtenant or other documents which show ownership. Label document as attachment A. Check appropriate box below:

X Tax Notice ☐ Warranty Deed ☐ Other

3. Source of water _____

4. Date or priority _____

5. Water is used for the following purpose:

Amount (cfs/ac-ft)					
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to

6. Total amount of water under right _____ cubic feet per second and/or _____ acre-feet per annum

7. Point(s) of Diversion:

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

8. 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	

9. Describe any other water right used for the same purpose as described above:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

WATER RIGHT NUMBER: 63-2839

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	SAM GROVE
Original Owner	, ID WANDA M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAEER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

Priority Date: 09/14/1955

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 10/15	1.350 CFS	
<u>Total Diversion:</u>		1.350 CFS	

Location of Point(s) of Diversion

GROUND WATER

NW1/4SW1/4SW1/4

Sec. 9, Twp 02N, 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	
02N	03W	9											40.0	40.0					80.0

Total Acres: 80

Conditions of Approval:Remarks:

- General Ownership change by DB 2/12/2002

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

Dates and Other Information:

Claim Received Date: 3/13/1990
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector:
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3329

WATER RIGHT NUMBER: 63-3329

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	TEUNISSEN FAMILY TRUST C/O BERNARD TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Original Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3329

Priority Date: 02/16/1963

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	2.060 CFS	865.00 AF
	<u>Total Diversion:</u>	2.060 CFS	865.00 AF

Location of Point(s) of Diversion

GROUND WATER

NW1/4NE1/4NW1/4

Sec. 16, Twp 02N, 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	
02N	03W	16					39.0				39.0	40.0			37.0		20.0	30.0	205.0

Total Acres: 205

Conditions of Approval:Remarks:

1. SEE RIGHT NO. 63-8253
Ownership changed by DB 9/5/2001
2. General SEE RIGHT NO. 63-8253
3. General Name correction by DH 10/22/2003

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3329

Dates and Other Information:

Claim Received Date: 11/27/1989
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal: S
Owner Name Connector: AND
Water District Number:
Generic Max Rate Per Acre:
Generic Max Volume Per Acre:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

WATER RIGHT NUMBER: 63-3366

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 08/26/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
COMMERCIAL	01/01 to 12/31	0.220 CFS	14.10 AF
STOCKWATER	01/01 to 12/31	0.220 CFS	56.50 AF
IRRIGATION	03/15 to 11/15	2.090 CFS	649.40 AF
	<u>Total Diversion:</u>	2.090 CFS	720.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X						X	X		X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

02N 03W 17	X	X	X	X		X			
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STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X		X				X	
02N	03W	17	X	X	X	X				X									

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	
02N	03W	8															40.0	40.0	
02N	03W	16	38.0	37.0	40.0	39.0					32.0	28.0		39.0			40.0	293.0	
02N	03W	17	18.0	36.0	26.0	15.0												95.0	

Total Acres: 428

Conditions of Approval:

1. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
2. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
3. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
4. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
5. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
6. Rights 63-3366 and 63-3396 when combined shall not exceed a total diversion rate of 2.09 cfs.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

7. Irrigation use under Rights 63-3366 and 63-8232 when combined shall not exceed a total annual maximum diversion volume of 1594.8 af at the field headgate and the irrigation of 354.4 acres.
8. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.
9. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
10. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
11. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
12. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
13. R65 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.
14. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
15. T08 Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
16. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
17. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
18. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
19. X27 This right is limited to the irrigation of 144.3 acres within the place of use described above in a single irrigation season.
20. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:11 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3366

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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2.09

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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4.41

2038.2

408.5

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
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1768.2

354.4

Combined Water Rights:

Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

WATER RIGHT NUMBER: 63-3396

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 12/13/1963

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
STOCKWATER	1/01 to 12/31	0.080 CFS	21.30 AF
COMMERCIAL	1/01 to 12/31	0.080 CFS	5.30 AF
IRRIGATION	3/15 to 11/15	1.200 CFS	243.40 AF
	<u>Total Diversion:</u>	1.200 CFS	270.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X			X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

02N 03W 17	X	X	X	X		X			
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COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X		X				X	
02N	03W	17	X	X	X	X				X									

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	
02N	03W	8															40.0	40.0	
02N	03W	16	38.0	37.0	40.0	39.0					32.0	28.0		39.0			40.0	293.0	
02N	03W	17	18.0	36.0	26.0	15.0												95.0	

Total Acres: 428

Conditions of Approval:

1. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
2. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
3. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
4. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
5. Rights 63-3366 and 63-3396 when combined shall not exceed a total diversion rate of 2.09 cfs.
6. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

7. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
8. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. R65 This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 af/a per acre at the field headgate for irrigation of the lands above.
13. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. T08 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. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
16. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
17. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
18. X27 This right is limited to the irrigation of 54.1 acres within the place of use described above in a single irrigation season.
19. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:11 PM Transferred Right

Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-3396

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
2.09		
Combined Water Rights:		
<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
4.41	2038.2	408.5
Combined Water Rights:		

Element Reviewed/Verified Dates:

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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StatusVerification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8232

WATER RIGHT NUMBER: 63-8232

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	BERANNA DAIRY 9166 PERCH AVE CALDWELL, ID 83607 (208)454-7705

Priority Date: 10/28/1975

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>
COMMERCIAL	1/01 to 12/31	0.320 CFS	20.60 AF
IRRIGATION	3/15 to 11/15	2.730 CFS	1,125.50 AF
STOCKWATER	1/01 to 12/31	0.320 CFS	82.20 AF
	<u>Total Diversion:</u>	2.730 CFS	1,228.30 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4SE1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		
GROUND WATER	NE1/4NE1/4	Sec. 17, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

COMMERCIAL

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X					X	X			X			X	

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8232

02N 03W 17	X	X	X	X		X			
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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	
02N	03W	8															40.0	40.0	
02N	03W	16	38.0	37.0	40.0	39.0				32.0	28.0		39.0			40.0	293.0		
02N	03W	17	18.0	36.0	26.0	15.0											95.0		

Total Acres: 428

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
02N	03W	8															X		
02N	03W	16	X	X	X	X				X	X		X				X		
02N	03W	17	X	X	X	X			X										

Conditions of Approval:

1. The water right holder shall read the measuring devices at least monthly and record the volume readings from the meter on forms provided by the Department. The recorded diversions and year end totals shall be reported annually to the Department on forms provided by the Department prior to January 31 of the following year.
2. Water diverted and used for the dairy operation authorized under approved Transfer 4961, including land application of waste water, shall satisfy federal and Idaho state laws, regulations, and standards related to water quality.
3. The proposed well shall be drilled in the NENE S17 T2N R3W hydrologically upgradient from the milking facility and any associated structure, lagoon, waste storage area, holding pens or any other waste producing or holding facility related to the dairy as approved by the Department of Water Resources.
4. Commercial use is for a dairy barn located in the NE S17 T2N R3W.
5. Irrigation use under Rights 63-3366 and 63-8232 when combined shall not exceed a total annual maximum diversion volume of 1594.8 af at the field headgate and the irrigation of 354.4 acres.
6. Prior to diversion of water for stockwater and commercial uses under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion for these uses.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8232

7. The measuring devices must accumulate volume diverted, and must be constructed to prevent change of the meter reading. The meters shall also read instantaneous flow. The meters shall be calibrated when they are installed with an independent measuring device. The measuring devices must be calibrated in-line once every three years following the year of installation.
8. 020 Use of water under this right may be affected by an agreement between the protestant and the right holder.
9. 046 Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code and applicable Well Construction Rules of the Department.
10. 082 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable county zoning and use ordinances.
11. 106 Prior to the diversion and use of water under this approval, the right holder shall comply with applicable water quality standards of the Department of Environmental Quality.
12. R65 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.
13. T07 The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
14. T08 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. T17 Prior to diversion of water for irrigation use under this approval, the right holder shall provide a means of measurement and lockable controlling works acceptable to the Department from all authorized points of diversion or enter into an agreement with the Department to determine the amount of water diverted from power records which will allow determination of the total rate of diversion for irrigation use.
16. WB4 The total instantaneous diversion of water from all points of diversion under Rights 63-3366, 63-3396 and 63-8232 shall not exceed 4.41 cfs, nor total combined annual volume of 2038.2 af for all authorized uses.
17. WD8 The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by these water rights.
18. X27 This right is limited to the irrigation of 250.1 acres within the place of use described above in a single irrigation season.
19. X35 Irrigation use under Rights 63-3366, 63-3396 and 63-8232 when combined shall not exceed a total diversion rate of 4.41 cfs, a total annual maximum diversion volume of 1838.2 af.

Remarks:

1. General Claim amended per Transfer 68964 approved 5/28/03.

Comments:

1. pskaggs 5/28/2003 3:36:12 PM Transferred Right
Comment: This is now an approved transfer, transfer number = 68964

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-8232

Dates and Other Information:

Claim Received Date: 3/1/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector:
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
4.41	2038.2	408.5

Combined Water Rights:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
	1768.2	354.4

Combined Water Rights:

Element Reviewed/Verified Dates:Status

<u>Element</u>	<u>Last Reviewed Date</u>	<u>Reviewer</u>	<u>Last Verified Date</u>	<u>Verifier</u>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8253

WATER RIGHT NUMBER: 63-8253

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA D SCHAER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Original Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	TEUNISSEN FAMILY TRUST C/O BERNARD TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-8253

Priority Date: 01/16/1976

Basis: License

Status: Active

SourceTributary

GROUND WATER

Beneficial Use

From To

Diversion RateAnnual Volume

IRRIGATION

3/15 to 11/15

1.160 CFS

563.70 AF

Total Diversion:

1.160 CFS

563.70 AF

Location of Point(s) of Diversion

GROUND WATER

NE1/4NE1/4NW1/4

Sec. 16, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
02N	03W	16	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
							39.0				40.0	40.0				20.0			139.0

Total Acres: 139

Conditions of Approval:

1. R27 This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.

Remarks:

1. This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
Ownership changed by DB 9/5/2001
2. This right when combined with all other rights shall provide no more than 4.5 afa per acre for irrigation of the lands above.
3. General Name correction by DH 10/22/2003

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

WATER RIGHT NUMBER: 63-10268

<u>Owner Type</u>	<u>Name and Address</u>
Previous Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Previous Owner	BERANNA DAIRY BERNARD J TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Previous Owner	BERANNA DAIRY JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Original Owner	CHARLOTTE L JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Original Owner	GEORGE R JOHNSON 16494 MARSING RD CALDWELL, ID 83605 (208)459-2701
Current Owner	TEUNISSEN FAMILY TRUST C/O JANE TEUNISSEN TRUSTEE 9166 PERCH AVE CALDWELL, ID 83607
Current Owner	TEUNISSEN FAMILY TRUST DTD 1-8-1990 BERNARD TEUNISSEN TTE 12350 WHITECHAPEL WY NAMPA, ID 83686-8030 (208) 442-7445
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

Priority Date: 10/03/1984

Basis: License

Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/01 to 11/15	1.540 CFS	347.00 AF
	<u>Total Diversion:</u>	1.540 CFS	347.00 AF

Location of Point(s) of Diversion

GROUND WATER	NW1/4NE1/4NW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
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IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

GROUND WATER

SE1/4NE1/4NW1/4

Sec. 16, Twp 02N, Rge 03W, B.M.

CANYON County

Place of Use

IRRIGATION

Twp	Rge	Sec	NE				NW				SW				SE				Totals
02N	03W	16	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
								38.0	39.0										77.0

Total Acres: 77

Conditions of Approval:

1. R65 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.
2. X35 Rights 63-03329, 63-08253 and 63-10268 when combined shall not exceed a total diversion rate of 3.22 cfs, and a total annual maximum diversion volume of 1660.0 at at the field headgate.
3. X36 Rights 63-03329 and 63-08253 are also diverted through the points of diversion described above.

Remarks:Comments:

1. kwalker 1/23/2004 License Request

Comment: Western Region has received an application for transfer which includes this permit. They have requested an expedited license for this reason.

2. kwalker 1/26/2004 Capacity of Wells

Comment: Rt. 63-3329 was licensed from well in NWNENW with a capacity of 2.06 cfs. Rt. 63-8253 was licensed from well in SENENW with a capacity of 1.16 cfs. Examiner recommended only 1.0 cfs for well in SENENW but I am recommending we use capacity as licensed under 63-8253. System capacity from both wells will be shown as 3.22 cfs on this license.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-10268

Dates and Other Information:

Licensed Date: 2/18/2004
Decreed Date:
Water Supply Bank Enrollment Accepted:
Water Supply Bank Enrollment Removed:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:
State or Federal:
Owner Name Connector: And/Or
Water District Number:
Generic Max Rate Per Acre: 0.02
Generic Max Volume Per Acre: 4.5
Decree Defendant:
Decree Plaintiff:
Civil Case Number:
Judicial District:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Carey Act Number:
Mitigation Plan: False

Combined Use Limits:

<u>Rate</u>	<u>Volume</u>	<u>Acres</u>
3.22	1660	

Combined Water Rights: 63-3329 , 63-8253 , 63-10268

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29025

WATER RIGHT NUMBER: 63-29025

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Original Owner	WANDA M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Attorney	ANGELA D SCHAEER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

Priority Date: 08/15/1960

Basis: Beneficial Use

Status: Active

SourceTributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
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IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-29025

Total Diversion: 0.640 CFSLocation of Point(s) of Diversion

GROUND WATER NW1/4SW1/4SW1/4 Sec. 9, Twp 02N, 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	
02N	03W	9															32.0		32.0

Total Acres: 32

Conditions of Approval:Remarks:

- General EXPANSION OF RIGHT 63-2839, BUT IS NOT IN VIOLATION OF THE MANDATORY PERMIT STATUTE.

Comments:Dates and Other Information:

Claim Received Date: 3/13/1990
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 State or Federal: S
 Owner Name Connector: AND/OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

Combined Use Limits:Element Reviewed/Verified Dates:Status

Element	Last Reviewed Date	Reviewer	Last Verified Date	Verifier
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Verification Log:

Element	Date Time Stamp	Reviewer	Log text
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IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-29025

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-20932 V1

WATER RIGHT NUMBER: 63-20932 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	JOHN R JOHNSON 9168 PERCH LN CALDWELL, ID 83605 (208)459-7893
Current Owner	CATHERINE JOHNSON 9168 PERCH LN CALDWELL, ID 83605 (208)459-7893

Priority Date: 10/01/1971

Basis: Beneficial Use

Status: Closed

<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	1/01 to 12/31	0.040 CFS	
STOCKWATER	1/01 to 12/31	0.070 CFS	
	<u>Total Diversion:</u>	0.110 CFS	

Location of Point(s) of Diversion

GROUND WATER	SW1/4SW1/4SW1/4	Sec. 16, Twp 02N, Rge 03W, B.M.
CANYON County		

Place of Use

DOMESTIC

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03W	16											X						

STOCKWATER

Twp	Rge	Sec	NE				NW				SW				SE				
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
02N	03W	17																X	

Conditions of Approval:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Recommendation Report 63-20932 V1

1. C18 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.
2. N11 THE QUANTITY OF WATER DECREED FOR THIS WATER RIGHT IS NOT A DETERMINATION OF HISTORICAL BENEFICIAL USE.
3. N13 THE QUANTITY OF WATER UNDER THIS RIGHT SHALL NOT EXCEED 13,000 GALLONS PER DAY.

Remarks:

1. Explanatory STOCKWATER, 300 RANGE CATTLE PARCEL NO. 1R30130-010-0

Comments:Dates and Other Information:

Decreed Date: 3/24/2000
 Enlargement Use Priority Date:
 Enlargement Statute Priority Date:
 Defendant:
 Plaintiff:
 Civil Case Number: 39576
 Judicial District: FIFTH
 Notice of Error Flag: NONE RECEIVED
 State or Federal: S
 Owner Name Connector: OR
 Water District Number:
 Generic Max Rate Per Acre:
 Generic Max Volume Per Acre:
 Swan Falls Trust or Nontrust:
 Swan Falls Dismissed:
 DLE Act Number:
 Carey Act Number:
 Mitigation Plan: False

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>
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Verification Log:

<u>Element</u>	<u>Date Time Stamp</u>	<u>Reviewer</u>	<u>Log text</u>
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STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

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 (cfs/ac-ft)					
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to

2. Point(s) of Diversion:

Lot	¼	¼	¼	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	

C. Description of unchanged portion of right

1.

Amount (cfs/ac-ft)					
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to
	for		purposes from		to

2. Point(s) of Diversion:

Lot	¼	¼	¼	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	

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT

PART 3 SEE ATTACHED MAP

- 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.**

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. _____

PART 3

B. CHANGES IN NATURE OF USE

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

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

No changes

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.

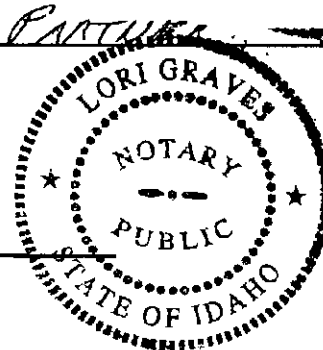
I understand that any willful misrepresentations made in this application may result in voiding its approval.

[Signature]
(Signature of Applicant)

Subscribed and sworn to before me this 17th day of June, 2003

[Signature]
(Notary Public)

My commission expires

6/18/04

FOR DEPARTMENT USE ONLY

Transfer contains 8 pages and 2 attachmentsReceived by ly Date 6/17/03 Protest filed by _____Prelim. check by ly Fee \$810Receipted by ly Date 6/17/03 # W030601

Published in _____ Copies of protest forwarded by _____

Pub. Dates _____ Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☐ approval ☐ denial

_____ rec'd _____ by _____

Copy of transfer sent to lien holder _____

Map Showing POD and PPU After Transfer	T2N R3W S.89, 16, 17	June 10, 2003
Beranna Dairy	Not to Scale	Prepared by
Caldwell, Idaho		Darwin Vender Stolt



NORTHWEST

FARM CREDIT SERVICES

1363 Fillmore Street

P.O. Box 5059

Twin Falls, Idaho 83303-5059

(208) 732-1000

August 15, 2003

Lori Graves
Idaho Department of Water Resources
2735 Airport Way
Boise, Idaho 83705

RECEIVED

AUG 18 2003

WATER RESOURCES
WESTERN REGION

Re: Beranna Dairy

Dear Lori,

I have reviewed a copy of Beranna Dairy's Application For Transfer of Water Right to modify the points of diversion and places of use for the water rights appurtenant to the land on which Northwest Farm Credit Services has a mortgage. Please be advised that NWFCS consents to the changes requested in this application.

When complete, please forward a copy of the final, signed application to my attention at:

NWFCS
P.O. Box 5059
1363 Fillmore Street
Twin Falls ID 83305-5059

If you require anything further from NWFCS, please let me know. Thank you.

Sincerely,

Brian L. Parks
Vice President – Corporate Accounts

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 63-2839
Date Received: 3/13/1990
Receipt No: W010941
Received By:

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

1. Name of Claimant(s): BERANNA DAIRY Phone: (208)455-7705
BERNARD TEUNISSEN JR
9166 PERCH AVE
CALDWELL ID USA 83607
- BERANNA DAIRY Phone: (208)455-7705
ANNA TEUNISSEN
9166 PERCH AVE
CALDWELL ID USA 83607
- BERNARD TEUNISSEN FAMILY TRUST Phone: (208) 455-7705
9166 PERCH AVE
CALDWELL ID USA 83607
- JANE TEUNISSEN FAMILY TRUST Phone: (208) 455-7705
9166 PERCH AVE
CALDWELL ID USA 83607
- BERNARD TEUNISSEN Phone: (208)455-7705
9166 PERCH AVE
CALDWELL ID USA 83607
- JANE TEUNISSEN Phone: (208)455-7705
9166 PERCH AVE
CALDWELL ID USA 83607

2. Date of Priority: 09/14/1955

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot			County	Type
02N	03W	9	NW	SW	SW		CANYON

5. Description of diverting works:

280' WELL, 14" CASING, 50 HP PUMP, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	3/15	10/15	1.35	

7. Total Quantity Appropriated is:

1.35 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
02N	03W	9	SW SW		IRRIGATION	40
			SE SW		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? Yes

13. Other Water Rights Used:

14. Remarks:

Ownership change by DB 2/12/2002

15. Basis of Claim: License

STATE OF IDAHO

RECEIVED

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

RECEIVED

APR 14 2000

APR 7 - 2000

WATER RESOURCES
WESTERN REGIONPlease print or type. Attach pages with additional information. Instructions are on the back of this page. Department of Water Resources
Incomplete forms will be returned.

1. Water Right No(s): License 632839 and all other rights/permits/application
to said lands covered,
 Adjudication Claim No(s): _____

2. The following **REQUIRED** information must be submitted with this form:

A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**

AND

B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)

OR

C. If your water right or adjudication claim 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 George and Wanda Walker, husband & wife
17815 Marsing Rd - Caldwell, Id 83605
4. New Owner/Claimant(s) Beranna Dairy - Bernard Jr. and Anna Teunissen -
Bernard and Jane Teunissen - Bernard and Jane Teunissen Family Trust
 Name Connector (Check one): ☐ and, ☐ or, ☒ and/or
- New Mailing Address 9166 Perch Ave. -
- City, State and ZIP Code Caldwell, Id 83607
- New Telephone Number (208) 455-7705
5. Date you acquired the property 02-25-00
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below **only if the water right(s) or claim(s) need to be split between owners.** If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____

7. Signature of New Owner(s) or Claimant(s) P. Teunissen, agent for Beranna Dairy - see attached instructions

Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.

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

B7.
JZ

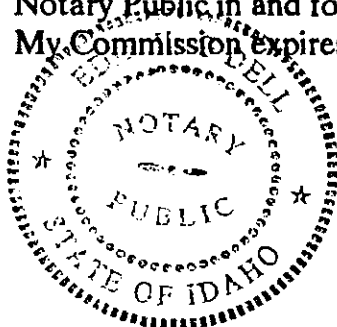
Dated this 1st day of March, 2000, by:

Wanda Marie Walker
Wanda Walker

On this 1st day of March, 2000, before me a Notary Public for the State of Idaho, personally appeared George and Wanda Walker, known to me to be the persons whose names are subscribed to the within instrument and acknowledged that they understand and freely executed this instrument for the purposes therein stated.

Eric R. Dik
Notary Public and Lawyer

Notary Public in and for Idaho
My Commission Expires 4/17/2003



Idaho Dept. of Water Resources
Place of Use Comparison Report

Type	WR #	Owner	Source	TRS	NENE	NWNE	SWNE	SENE	NENW	NWNW	SWNW	SENW	NESW	NWSW	SWSW	SESW	NESE	NWSE	SWSE	SESE	Total
Claim	63 2388	UNITED STATES OF AMERICA ACTING THROUGH,	BOISE RIVER	02N03W9																	0
Claim	63 25980	ROLAND BOWERS, DEBRA ANN BOWERS,	GROUND WATER	02N03W9					X												0
Claim	63 25980	ROLAND BOWERS, DEBRA ANN BOWERS,	GROUND WATER	02N03W9					X												0
Claim	63 27187	T E CODR,	GROUND WATER	02N03W9				X													0
Claim	63 2839	GEORGE M WALKER, WANDA M WALKER,	GROUND WATER	02N03W9											40	40					80
Claim	63 29025	GEORGE M WALKER, WANDA M WALKER,	GROUND WATER	02N03W9															32		32
Claim	63 2921	CHAD B NEELEY,	GROUND WATER	02N03W9						10	14				35						59

ONLY
OVER LAPS

DEWISE 1

OK
FOR
ownership
CHANGE
FOR 63-2839

WARRANTY DEED

J.2.
BT.

FOR VALUE RECEIVED GEORGE M. WALKER and WANDA MARIE WALKER,
also known as WANDA M. WALKER, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto BERNARD TEUNISSEN AND JANE
TEUNISSEN, AS TRUSTEES OF THE BERNARD TEUNISSEN FAMILY TRUST, DATED
JANUARY 8, 1990

the Grantees, whose address is 9166 Perch Road, Caldwell, ID 83605

the following described premises, to-wit:

PARCEL I:

All that part of the Southwest Quarter of the Southeast Quarter of
Section 9, Township 2 North, Range 3 West of the Boise Meridian,
Canyon County, Idaho, lying South of the Mora Canal.

PARCEL II:

East One-Half of the Southwest Quarter lying South of Mora Canal;
and all of the Southwest Quarter of the Southwest Quarter in
Section 9, Township 2 North, Range 3 West, Boise Meridian, Canyon
County, Idaho.

ALL OF THE DESCRIBED REAL PROPERTY IS TRANSFERRED AND CONVEYED
TOGETHER WITH ALL WATER, AND WATER RIGHTS AND INTERESTS,
APPURTENANT TO OR INURING TO THE BENEFIT OF SAID REAL PROPERTY OR
ANY PART THEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns
forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said
premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2000 and
subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same
from all lawful claims whatsoever.

DATED: February 25, 2000

George M. Walker
GEORGE M. WALKER

Wanda Marie Walker
WANDA MARIE WALKER

STATE OF IDAHO

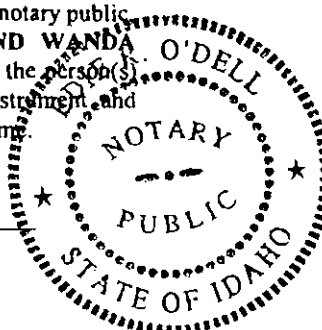
COUNTY OF CANYON March

On this 1st day of ~~XXXXXX~~ 2000, before me, a notary public,
personally appeared GEORGE M. WALKER AND WANDA
MARIE WALKER, known or identified to me to be the person(s)
who(se) name(s) is/are subscribed to the within instrument, and
acknowledged to me that he/she/they executed the same.

Eli R. O'Dell
Notary Public

Residing at Nampa

My commission expires: 4/17/2003



648

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12 16

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H/NW
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32.5

CRP
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2
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4
19.7
H/NW

11.5
4
12.5

T3443
H/NW

T3037
1
24.7
H/NW

T5031
1
37.5
/NW
3
13.5
NW
4
14.0
/NW

3
15.7
H/NW
5
26.4
H/NW

10

16 15

FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 1999

DATE: 03-01-2000

Producer Name and Address IO

GEORGE M WALKER 2450
 17815 MARSING RD
 CALDWELL, ID 83607-9757

NOTE: The following statements are made in accordance with the Privacy Act of 1974(5 USC 552a). The Agricultural Adjustment Act of 1938, as amended, and the Agricultural Act of 1949, as amended, authorized the collection of the following data. The data will be used to determine eligibility for assistance. Furnishing the data is voluntary, however, without it assistance cannot be provided. The data may be furnished to any agency responsible for enforcing the provisions of the Acts.

Public reporting burden for this collection of information is estimated to average 15 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate, or any other aspect of this collection of information, including suggestions for reducing this burden, to the Department of Agriculture, Clearance Officer, Ag Box 7630, Washington, D.C. 20250; and to the Office of Management and Budget, Paperwork Reduction Project (OMB No. 0560-0004), Washington, D.C. 20503. RETURN THIS COMPLETED FORM TO YOUR FSA COUNTY OFFICE.

Farm Number	Tract Number	Field Num IO	Irr Prc	Crop	Var/ Type	Int Use	Reported Acreage	Determined Acreage	Planting Date	Prod Share	Prod Name
5787	3034	1	Ir	ALFAL		Seed	29.80	29.80		.2500 .7500	GEORGE M WALKER BILL WALKER
		2	Ir	ALFAL		Seed	5.70	5.70		.2500 .7500	GEORGE M WALKER BILL WALKER
		3	Ir	ALFAL		Seed	5.80	5.80		.2500 .7500	GEORGE M WALKER BILL WALKER
		4	Ir	SWCRN	SWE	Seed	15.30	15.30		.2500 .7500	GEORGE M WALKER BILL WALKER
		5	Ir	WHEAT	SWW	Grain	20.20	20.20		.2500 .7500	GEORGE M WALKER BILL WALKER
		6	Ir	ALFAL		Seed	20.80	20.80		.2500 .7500	GEORGE M WALKER BILL WALKER
	3035	1	Ir	ALFAL		Seed	18.50	18.50		.2500 .7500	GEORGE M WALKER BILL WALKER
		2	Ir	ALFAL		Seed	17.30	17.30		.2500 .7500	GEORGE M WALKER BILL WALKER
		3	Ir	BEANS	BVG	Seed	18.00	18.00		.2500 .7500	GEORGE M WALKER BILL WALKER
		4	Ir	BEANS	BVG	Seed	17.10	17.10		.2500 .7500	GEORGE M WALKER BILL WALKER
	3036	1	Ir	FLOWR	SWW		10.50	10.50		.2500 .7500	GEORGE M WALKER BILL WALKER
		2	Ir	BEANS	BVG	Seed	16.80	16.80		.2500 .7500	GEORGE M WALKER BILL WALKER
		3	Ir	SWCRN	SWE	Seed	9.50	9.50		.2500 .7500	GEORGE M WALKER BILL WALKER
		4	Ir	SWCRN	SWE	Seed	17.80	17.80		.2500 .7500	GEORGE M WALKER BILL WALKER
		5	Ir	ALFAL		Seed	15.00	15.00		.2500 .7500	GEORGE M WALKER BILL WALKER
3037	1	Ir	WHEAT	SWS	Grain		19.40	19.40		.2500	GEORGE M WALKER

FSA-578 (Producer Print)

REPORT OF ACREAGE

PROGRAM YEAR 1999

DATE: 03-01-2000

Farm Number	Tract Number	Field Num ID	Irr Prc	Crop	Var/ Type	Int Use	Reported Acreage	Determined Acreage	Planting Date	Prod Share	Prod Name
5787	3037	1	Ir	WHEAT	(continued)					.7500	BILL WALKER
		2	Ir	OPEAS	GRE	Seed	13.30	13.30		.2500 .7500	GEORGE M WALKER BILL WALKER
		3	Ir	ALFAL		Seed	19.40	19.40		.2500 .7500	GEORGE M WALKER BILL WALKER
		4	Ir	ALFAL		Seed	19.70	19.70		.2500 .7500	GEORGE M WALKER BILL WALKER
		5	Ir	ALFAL		Seed	26.40	26.40		.2500 .7500	GEORGE M WALKER BILL WALKER
		1A	Ir	DPEAS	GRN	Seed	5.30	5.30		.2500 .7500	GEORGE M WALKER BILL WALKER
	3477	1	Ir	FLOWR	RUD		2.20	2.20		.2500 .7500	GEORGE M WALKER BILL WALKER
		1A	Ir	BEANS	BVG	Seed	2.00	2.00		.2500 .7500	GEORGE M WALKER BILL WALKER
		2	Ir	ALFAL		Seed	23.90	23.90		.2500 .7500	GEORGE M WALKER BILL WALKER
		3	Ir	DPEAS	GRE	Seed	18.00	18.00		.2500 .7500	GEORGE M WALKER BILL WALKER
		4	Ir	SWCRN	SWE	Seed	17.20	17.20		.2500 .7500	GEORGE M WALKER BILL WALKER
	3757	1	Ir	ALFAL		Seed	9.10	9.10		.2500 .7500	GEORGE M WALKER BILL WALKER

PRODUCER'S CERTIFICATION: I certify to the best of my knowledge and belief that the acreage of crops and land uses listed herein are true and correct, and that all required crops and land uses have been reported for the farm as applicable. The signing of this form gives FSA representatives authorization to enter and inspect crops and land uses on the above identified land.

Producer's Signature _____

Date _____

This program or activity will be conducted on a nondiscriminatory basis without regard to race, color, religion, national origin, sex, age, marital status, or disability.

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: **A63-02839**
Date Received: 3/13/1990
Receipt No: W010941
Received By: _____

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

1. Name: GEORGE M WALKER 208-459-9107
Address: 12203 WALKER LAKE RD
CALDWELL ID 83605

AND/OR

Name: WANDA M WALKER 208-459-9107
Address: 12203 WALKER LAKE RD
CALDWELL ID 83605

2. Date of Priority: SEP 14, 1955

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	03W	9	NW	SW	SW		CANYON

5. Description of diverting works:

280' WELL, 14" CASING, 50 HP PUMP, GRAVITY IRRIGATION

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	1.350		

7. Total Quantity Appropriated is:

1.350 C.F.S. (and/or) A.F.A.

8. Total consumptive use is 280.0 Acre Feet Per Annum

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	03W	9	SW	SW		IRR	40.0

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10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	9	SE	SW		IRR	40.0
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: 21836

16. Signature(s)

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

Number of attachments: _____

For Individuals:

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

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

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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 _____

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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 632839Date Received 3/13/90Receipt Number W010941

RECEIVED

MAR 13 1990

NOTICE OF CLAIM
TO A
WATER RIGHT

Department of Water Resources
Western Regional Office

ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) George M. Walker Wanda M. Walker Phone (208) 459-9107Mailing Address 12203 Walker Lake Rd. Caldwell Zip 836052. Date of Priority (Only one (1) per claim) Sept 14th 19553. Source of water supply (a) ground water
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 2N Range 3W Section 9,
NW 1/4 of SW 1/4 of SW 1/4, Govt. Lot, _____ B.M., County of CanyonAdditional points of diversion if any: none

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. Well 14" - 280' deep.50 HP motor Gravity Irrigation

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6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3-15 to 10-15 amount 1.35 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 1.35 (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.) None

10. Description of place of use:

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

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

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			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	
2N	3W	9											40	40					80

Total number of acres irrigated 80

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

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

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JUL 25 1994

Last Name Walker Ident No. 632839

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile

720

Point of Diversion →

40 40

18 17 16

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JUL 25 1994

Last Name

Walker

R4W
R3W

Ident No.

632839

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License L Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-2839
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) Greg M Walker Date 3/10/90
Wanda M. Walker Date 3-10-90

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 10 day of March 19 90

SEAL

Notary Public Daphne K. Moyer

Residing at 15470 Hamedale Rd
Caldwell, IDA 83405

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 _____

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JUL 25 1994

Last Name Walker Ident. Number 63-2839

Copies White-State, Yellow-Claimant

Water Right Number - 63-02839

Prefix Translation: WATER RIGHT

Old (D) Number - 21836

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WALKER

GEORGE M.

1 -
2 -
3 -
City- CALDWELL
Phone -

State- ID Zip-

*** O - ORIGINAL OWNER ***
GROVE

SAM

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - +
12/21/1950

+ - - Region - - - +
14 WESTERN

+ - - Stage - - - +
L - LICENSE

+ - - Status - - - +

+ - - Source - - - - - +
GROUNDWATER

+ - - Tributary - - - - - +

+ - - Point of Diversion - - - - - +
Twn Rng Sec Tract Lot RFlg County Stream Index (Blank if no Index Code)

02N 03W 9 SW SW (27) CANYON

+ - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume

01 - IRRIGATION 1.350
43 - DOMESTIC

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.350

+ - - Place of Use - - - - - +
Twn Rng Sec Tract Lot Acres Code Description County

02N 03W 9 SW SW 40.0 01 IRRIGATION (27) CANYON
02N 03W 9 SE SW 40.0 01 IRRIGATION (27) CANYON

Total Acres: 80.0

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

Remarks
No Remarks found.

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JUL 25 1994

Water right number - 63-02839

Prefix Translation: WATER RIGHT

```

+ - - - - Old Water Right Numbers - - - - -
+ - - - - Old Water Right Numbers - - - - -
  No Old Water Right Numbers found.
+ - - - - Conditions of Approval - - - - -
  No Conditions of Approval found.
+ - - - - Decree Plaintiff - - - +
+ - - - - Decree Defendant - - - +
+ - - - - Decree Date - +
  00/00/0000
+ - - - - Comments - - - - -
  No Comments Found
+ - - Audit Fields - 05/20/85 05/01/88 CONVERT
+ - - - - Water Rights Dates and Flags Area - - - - -
  Proof Due Date - 00/00/0000   Field Exam Made - 00/00/0000   Field Exam Fee -
  Approved/Denied - 00/00/0000   Protested Date - 00/00/0000   Swan Falls -
  Proof Made Date - 00/00/0000   Hearing Date - 00/00/0000   Temporary Right - P
  Exam to S.O. Date - 00/00/0000   Verified Date - 05/20/1985   DLE/Carey Act -
  Order Show Cause - 00/00/0000   Receipt Number -           Water District -
  Licensed Date - 08/28/1979     Appl Received - 00/00/0000   Transfer/Amended -
  Decree Date - 00/00/0000     Presumption Flag -

```

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JUL 25 1994

ADJUDICATION CLAIM REVIEW CHECKLIST

1-1-92

CLAIMANT'S NAME WalkerCLAIM . ANT. NO. AG 3 - 02839DATE RECEIVED 3/13/90 RECEIPT # W01094 FEE PAID \$ 212 FEE REQ'D \$ 130

	YES	NO	Required Info?
1. Is the name and address complete with zip code?	☒	☐	*
2. Is a priority date entered?	☒	☐	*
Is the priority date acceptable in view of mandatory filing dates? See Adjudication Memos #1 and #4 to determine if a Permit is required.	☒	☐	*
3. (a) Is a source entered?	☒	☐	*
(b) Is a tributary to entered? (if required) N/A ☒	☐	☐	
4. Is the legal description of the p.d. sufficient?	☒	☐	*
5. Is there a description of the diverting works?	☒	☐	
6. Are the water uses appropriate for the form? The short form is limited to D/S uses. Other uses must be filed on the long form. Note: If stockwater stor. or instream stockwater are filed on the short form & all items complete, do not return claim.	☒	☐	*
Is the period of use included?	☒	☐	
Is a quantity claimed for each use?	☒	☐	*
7. Is a total quantity claimed entered?	☒	☐	
8. If required is a consumptive use entered? N/A ☐	☒	☐	
Is the consumptive use correct? N/A ☐	☒	☐	
9. Are the non-irrigation uses listed showing # of homes, hd. of stock?	☒	☐	*
If multiple domestic, is single ownership indicated?	☐	☐	
10. Is (are) the place(s) of use and purpose(s) indicated?	☒	☐	*
11. Is (are) the county(ies) entered?	☒	☐	
12. Is the ownership of p.u. checked?	☒	☐	
13. Are other water rights listed or "none" indicated?	☒	☐	
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) N/A ☒	☐	☐	
15. Is the basis of the claim indicated?	☐	☐	
16. If the basis of claim is shown as license, permit, or decree is the existing water right no. listed? N/A ☒ If yes, compare claim w/existing right and attach proof report noting any differences in comments. If no, was water right no. found?	☒	☐	*
17. If the basis of claim is shown as beneficial use, or not marked, are there existing water rights shown in our records using the legal description or name on the claim? N/A ☒ (If yes, attach a proof report & complete number change) NOTE: If the claim is for dom/stock this check is not as necessary unless it is located within an area where dom/stock rights were decreed.	☐	☐	
18. If the claimant requested a monthly docket sheet, was the fee paid? N/A ☒	☐	☐	
19. Is the claim signed by the claimant, and is the signature appropriate?	☒	☐	*
20. Has the claim been signed, sealed, and dated by a notary?	☒	☐	
21. Was this claim filed on time? (Check ML3 for date mailed-not all were mailed on the planned date) If no, was an extension of time filed & approved?	☒	☐	*
22. Is the fee enclosed correct? Exempt ☐	☒	☐	*

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JUL 25 1994

	YES	NO
3. Is this claim being rejected and returned to claimant?	<u> </u>	<u> ✓ </u>
4. Can this claim be data entered?	<u> ✓ </u>	<u> </u>
5. Was claim modified?	<u> </u>	<u> ✓ </u>
If yes, do modifications require notification to claimant?	<u> </u>	<u> ✓ </u>

Note: Modifications made must be explained in comments stating where the information for any changes was found.

Claim reviewed by: HHT Date 2/5/93
 Claim data entered by: JAD Date 7-12-93

IF REQUIRED INFORMATION IS INCOMPLETE SEE INSTRUCTIONS TO DECIDE WHETHER THE CLAIM NEEDS TO BE RETURNED OR IF IT CAN BE MODIFIED. IF IT MUST BE RETURNED INSTRUCTIONS WILL SPECIFY WHICH FORM LETTER TO USE.

Comments: _____

MEMORANDUM

TO: Transfer File No. 71280

FROM: Lori Graves

DATE: 1/21/04

RE: Evaluation of Sufficiency of Information Submitted

Brief: Applicant wishes his water rights to reflect a combined water distribution system. The dairy operation consists of three farms joined under common ownership. Liquid waste from the dairy is diluted with irrigation water and land applied. For more efficient operation of the farm, the three irrigation systems were connected into a common system.

The site is located approximately a mile north of Pickles Butte, south of Lake Lowell.

Contact person for the applicant is Darwin VanderStelt.

Authority to File: Current records show the rights listed in the name of Beranna Dairy (63-3366, 63-3396, 63-8232, 63-10268) or Teunissen Family Trust (63-3329, 63-8253) or Bernard and Jane Teunissen Family Trust, Beranna Dairy, Jane Teunissen, and Bernhard Teunissen (63-2839, 63-29025). Attorneys of record are Scott Cambell and Angela Schaer Kaufmann, Moffatt Thomas Barrett Rock & Fields Chtd for claims 63-2839, 63-3329, 63-8253 and 63-29025. The IDSOS search for business entities showed Bernie, Anna, Bernard and Jane Teunissen doing business under Beranna Dairy. Because the current records are linked somewhat by name and because water is not being transferred away, ownership documentation was not requested.

Farm Credit Services has a mortgage on some of the land listed in the proposal. Their consent is attachment B. A copy of the complete transfer application has been sent to them per their request in the consent letter.

Water Right Validity:

Rights 63-3366, 63-3396 and 63-8232 are assumed valid because they were part of transfer 68964 recently approved in May, 2003.

Right 63-10268 is presumed to be valid. SRBA is not applicable to this right because it was developed after 1987. Recent beneficial use was confirmed via 1997 field exam and 2000 aerial photo. The right was still in permit stage when the transfer was filed. Applicant's consultant used the permit flow rate. Kay Walker licensed the permit so that processing could proceed. Rather than 1.6 cfs, the right was licensed for 77 acres at 1.54 cfs per the field exam findings.

Preliminary SRBA reviews involving Craig Saxton were done on rights 63-2839, 63-3329, 63-8253 and 63-29025. The results are as follows:

Claim 63-2839 was licensed for with a 1955 priority date for 80 acres in S9. Because of the Mora canal, one acre in the SESW will be omitted from the proposed PPU (39 acres rather than 40).

Claim 63-29025 is an expansion claim to right 63-2839. The claim lists a 1960 priority date, which is not in violation to the mandatory permit statute. The 32 acres listed on the claim appear irrigated in 1987. George Walker provided an affidavit stating that the 32 acres were irrigated in 1960. The applicant's consultant verified that the original system had not changed since the licensing exam, which measured system capacity at 1.35 cfs. When combined, rights 63-2839 and 63-29025 are limited to 1.35 cfs.

Claim 63-3329 was licensed for 204 acres and 2.06 cfs. Of those, 37 acres in the SESW and 29 acres in the SWSE S16 do not appear irrigated in 1987. However, 15 acres in the SESW and 6 acres in the SWSE S16 were brought back into production based on the 2000 arc view photo. The 2000 photo shows 164 acres of the 204 original licensed acres currently being irrigated. 865 total afa was licensed based on system capacity and a 210 day irrigation season. SRBA will recommend 2.06 cfs and 738 afa based on the 164 acres found irrigated in 1987.

Claim 63-8253 was licensed for an additional 1.16 cfs on 139 acres that directly overlap the 164 acres found irrigated under claim 63-3329. Both claims use separate wells that were licensed at their capacity. $2.06 \text{ cfs} + 1.16 \text{ cfs} = 3.22 \text{ cfs}$. $3.22 \text{ cfs} / .02 \text{ cfs} = 161 \text{ acres}$. As mentioned above, based on resumption of use, the 164 acres found irrigated in 2000 can be recommended. Although less acres are being irrigated, total licensed flow rate does not have to be reduced. Since the transfer is proposing a combined PPU, the acre reduction is not an issue.

Injury to Other Water Rights: None anticipated. No additional wells have been proposed.

Enlargement of Use: No changes in nature of use have been proposed.

Local Public Interest: No negative impacts are anticipated.

Beneficial Use/Conservation of Water Resources: Applicant proposed beneficial use consistent with irrigation standards for the area.

Review of the application finds there is no clear inconsistency with criteria of I.C. § 42-222 preventing processing of this application.

Additional Information: Decree 63-20932 was also included as part of the transfer package. The decree is for domestic and stockwater use. Applicant's consultant included the right because of the stockwater, however after discussing the dynamics of the domestic system, he concluded that it was separate and should not be listed on the

transfer as part of the combined system. As a result .11 cfs and the well listed in the SWSW S16 T2N R3W were not included in the transfer recommendations.

As mentioned above, claims 63-2839 and 63-29025 are limited to 1.35 cfs. The .64 cfs listed on claim 63-29025 should not be added to the system total. The cfs amount listed for right 63-10268 should be the licensed 1.54 cfs rather than 1.6 cfs. Also, flow rates for stockwater and commercial uses are not additive to the irrigation flow rates listed on the rights approved per transfer no. 68964.

Conditions on transfer 68964 limits rights 63-3366, 63-3396 and 63-8232 when combined. A condition on license 63-10268 limits rights 63-3329, 63-8253 and 63-10268 when combined. The other rights did not list special conditions. Based on the following chart, condition WB4 should limit this transfer's combined rate to 8.98 cfs and combined volume to 3623.2 afa and condition X35 should limit irrigation use to a combined rate of 8.98 cfs and combined volume of 3423.2 afa.

63-2839	79 ac	1.35 cfs	356.0 afa	(SRBA evaluation)
<u>63-29025</u>	<u>32 ac</u>	<u>.64 cfs</u>	<u>144.0 afa</u>	(expansion claim on 63-2839 p/d)
Total	111 ac	1.35 cfs	500.0 afa	
63-3329	164 ac	2.06 cfs	738.0 afa	(SRBA evaluation)
63-8253	139 ac	1.16 cfs	563.7 afa	(same p/u as 63-3329, diff p/d)
<u>63-10268</u>	<u>77 ac</u>	<u>1.54 cfs</u>	<u>347.0 afa</u>	(same p/ds as 63-3329, 63-8253, diff p/u)
Total	241 ac	3.22 cfs	1085.0 afa	
63-3366	428 ac	2.09 cfs	649.4 afa	(x-fer 68964 approved 5/28/2003)
	Stock	.22	56.5	
	Comm	.22	14.1	
63-3396	428 ac	1.20 cfs	243.4	
	Stock	.08	21.3	
	Comm	.08	5.3	
63-8232	428 ac	2.73	1125.5	
	Stock	.32	82.2	
	Comm	.32	20.6	
Total	428 ac	4.41 cfs	2038.2	(1838.2 for irrig alone)

Also, as a result of this transfer, condition X35 listed on license 63-10268 needs to be changed. This condition limited volume to 1660 afa when rights 63-3329, 63-8253 and 63-10268 were combined, which was based on flow rate (3.22 cfs x 1.9835 x 260 days). Since less acres are being recommended for right 63-3329, this condition should now limit combined volume to 1085 afa (241 acres x 4.5 afa).

Applicants listed 826 acres for their ppu. Because of the SRBA's recommended 1 acre reduction in the SESW S9 on claim 63-2839 due to the Mora Canal, applicant's consultant agreed that total PPU should list 825 acres (1 acre less in the SESW S9).

In the overlap review, surface water right 63-2388 showed up, however applicant's consultant stated surface water is not used on the property because the site is located south of Mora Canal and on high ground that cannot receive surface water.

Notice is being sent to Dennis Lyons because we have received written complaints from him in the past regarding water use at the proposed site. Notice is being sent to Claudia Haynes and Rajero because they voiced their concerns regarding the applicant's dairy during the Chase hearing conducted by IDWR. Notice is also being sent to the protestants of transfer no. 68964 that was previously approved for the applicant at the proposed site involving rights 63-3366, 63-3396 and 63-8232.

Conditions: Assuming protests are not filed and/or other information does not contradict the above analysis, and assuming it is determined the application should be approved, the conditions listed on the draft approval should be applied.

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

TRIBUTARY:

T02N R03W S08	SWSE	40.00	T02N R03W S09	SWSW	40.00
T02N R03W S09	SESW	39.00	T02N R03W S09	SWSE	32.00
T02N R03W S16	NENE	38.00	T02N R03W S16	NWNE	37.00
T02N R03W S16	SWNE	40.00	T02N R03W S16	SENE	39.00
T02N R03W S16	NENW	39.00	T02N R03W S16	NWNW	40.00
T02N R03W S16	SWNW	40.00	T02N R03W S16	SENW	40.00
T02N R03W S16	NESW	40.00	T02N R03W S16	NWSW	28.00
T02N R03W S16	SWSW	32.00	T02N R03W S16	SESW	37.00
T02N R03W S16	NESE	39.00	T02N R03W S16	NWSE	20.00

T02N R03W S16	SWSE	30.00	T02N R03W S16	SESE	40.00
T02N R03W S17	NENE	18.00	T02N R03W S17	NWNE	36.00
T02N R03W S17	SWNE	26.00	T02N R03W S17	SENE	15.00

825 ACRES TOTAL

01/22/2009

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

This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.

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

Right 63-29025 is an enlargement of Right 63-2839 pursuant to Section 42-1426, Idaho Code.

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

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.

Shurte, Jan

From: Shurte, Jan
Sent: Thursday, January 22, 2009 2:53 PM
To: 'Ted Booth'
Cc: Diana Delaney ; Keen, Shelley
Subject: RE: 63-2839

Ted,

Good catch. 63-2839 should not have the standard "enlargement subordination" remark on it. 63-29025 has the remark correctly as it is the enlargement for 63-2839. I will remove the remark from 63-2839. It was carried over from a transfer on 63-2839, so I am cc'ing Shelley Keen to change the water right database also.

Thanks,
Jan

From: Ted Booth [mailto:tbooth@srba.state.id.us]
Sent: Tuesday, January 06, 2009 4:42 PM
To: Shurte, Jan
Subject: 63-2839

Jan,

Water right 63-2839 has a remark that says that 63-29025 is an enlargement of 63-2839. However, 63-2839 also has the standard "enlargement subordination" remark, making it appear that 63-2839 is also an enlargement. Is this correct?

Ted

Eliminate annoying spam!

My mailbox is protected by iHateSpam, the #1-rated spam buster.
<http://www.ihatespam.net>

1/22/2009

Jan Shute
Plz respond.

Moffatt Thomas

MOFFATT THOMAS BARRETT ROCK & FIELDS, CHTD.

RECEIVED

NOV 01 2006

DEPARTMENT OF
WATER RESOURCES

Boise
Idaho Falls
Pocatello
Twin Falls

Eugene C. Thomas
John W. Barrett
R. B. Rock
Richard C. Fields
John S. Simko
John C. Ward
D. James Manning
Gary T. Dance
Larry C. Hunter
Randall A. Peterman
Mark S. Prusynski
Stephen R. Thomas
Glenna M. Christensen
Gerald T. Husch
Scott L. Campbell
Robert B. Burns

Michael E. Thomas
Patricia M. Olsson
Bradley J. Williams
Lee Radford
Michael O. Roe
David S. Jensen
James L. Martin
C. Clayton Gill
Michael W. McGreaham
David P. Gardner
Julian E. Gabiola
Angela Schaefer Kaufmann
Kimberly D. Evans Ross
Paul D. McFarlane
Jon A. Stenquist
Tyler J. Henderson

Jason G. Murray
Mark C. Peterson
Andrew J. Waldera
Tyler J. Anderson
Dylan B. Lawrence
Russell G. Mercalf
Benjamin C. Ritchie
Rebecca A. Rainey

Robert E. Bakes, *of counsel*
Morgan W. Richards, *of counsel*

Willis C. Moffatt, 1907-1980
Kirk R. Helvie, 1956-2003

October 30, 2006

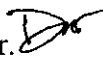
US Bank Plaza Building
101 S Capitol Blvd 10th Fl
PO Box 829
Boise Idaho 83701 0829

208 345 2000
800 422 2889
208 385 5364 Fax
www.moffatt.com

RECEIVED

NOV 06 2006

WATER RESOURCES
WESTERN REGION

David R. Tuthill Jr. 
Administrator
Resource Protection Bureau
Idaho Department of Water Resources
322 E. Front Street
P.O. Box 83720
Boise, ID 83720-0098

Re: Water Right Nos. 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, and 63-29025, in the name of Beranna Dairy

Dear Dave:

I am in receipt of correspondence from Karl Dreher, Director of the Idaho Department of Water Resources, concerning water right nos. 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, and 63-29025, together with preliminary recommendations pertaining to these water rights. Please note that I no longer represent Bernie Teunissen or Beranna Dairy. Therefore, please remove my name and the firm of Moffatt, Thomas, Barrett, Rock & Fields, Chartered, as counsel of record for Bernie Teunissen and/or Beranna Dairy.

Thank you for your anticipated cooperation in this matter. If you have any questions, please do not hesitate to contact me.

Very truly yours,


Scott L. Campbell

SLC/tmh

09/29/2006

RECEIVED

NOV 02 2006

WATER RESOURCES
WESTERN REGION

NOTICE OF ERROR
REPLY

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: October 31, 2006

Water right number: 63-2839

BERANNA DAIRY
9166 PERCH AVE
CALDWELL ID 83607
Telephone Number: (208)454-7705

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Place of Use should be expanded by 11 Acres

3. Give a brief explanation as to why you disagree with these portions:

Recommendation shows 28 Acres irrigated in NW 1/4 SW 1/4 Sec 16 Cont number in 39 Sec Attached Affidavit
____ I AGREE with this proposed recommendation: no changes need to be made.

DATE: 10-31-06 SIGNATURE: *Bernie Teuwissen*

Please print your name: BERNIE TEUWISSEN

IDWR Regional Office, 2735 Airport Wy, Boise, ID 83705, 2083342190

BERANNA DAIRY

9166 PERCH RD. CALDWELL ID 83607 TEL. 208 484 5489

RECEIVED

October 31, 2006

NOV 02 2006

Idaho department of water Resources

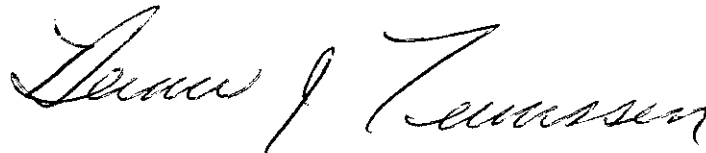
WATER RESOURCES
WESTERN REGION

Faxed October 31, 2006 are this cover sheet in addition to "notice of error reply", and an Affidavit from the previous owner of our farm. We feel an error was made on SRBA mapping

I will follow this thru mail with maps of fore mentioned errors, in addition to all reply documents

Any questions may be directed to myself 208 484 5489

Bernie Teunissen



Faxed 10-31-06

in NSW

334 2348

only 28 acres¹ was
included in the
transfer for all these
water rights

RECEIVED

NOV 02 2006

WATER RESOURCES
WESTERN REGION

Affidavit

To: Idaho Department of Water Resources

From: John R. Johnson -

RE: IDWR recommendation with respect to the place of use for WR #'s

No. Water Right

- 1 63-3329
- 2 63-3366
- 3 63-3396
- 4 63-8232
- 5 63-8253
- 6 63-10268
- 7 63-2839
- 8 63-29025

I irrigated the 39 acres in the NW ¼ of the SW ¼ of section 16, T2N R3W, from

1964 to 1999.

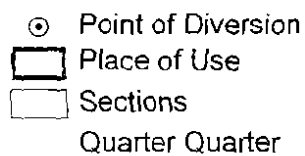
I owned the property from 1945 until 1999

The attached aerial photo shows the ¼ ¼ to which this affidavit refers.

John R. Johnson
name

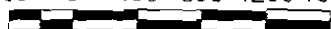
10-31-06
date

T02N R03W S8, 9, 16, 17



IDWR
Prepared by: Sandy Egbert
2004 Photography

400 0 400 800 1200 1600 Feet



02/10/2006

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

RIGHT NUMBER: 63-2839
NAME AND ADDRESS: BERANNA DAIRY
9166 PERCH AVE
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.350 CFS
355.500 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, 63-10268 and 63-29025 shall not exceed 8.98 cfs, nor a total combined annual volume of 3622.7 af for the irrigation of 780 acres in a single irrigation season.

Rights 63-2839 and 63-29025 when combined shall not exceed a total diversion rate of 1.35 cfs.

PRIORITY DATE: 09/14/1955

POINT OF DIVERSION:

T02N R03W S9 NWSWSW Within CANYON County
T02N R03W S16 NENW Within CANYON County
T02N R03W S16 NENW Within CANYON County
T02N R03W S16 NWSW Within CANYON County
T02N R03W S16 NWSW Within CANYON County
T02N R03W S16 NESE Within CANYON County
T02N R03W S17 NENE Within CANYON County
T02N R03W S17 NENE Within CANYON County

Rights 63-3329, 63-3366, 63-3396, 63-8232, 63-08253, 63-10268 and 63-29025 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.350 CFS 355.50 AFY

PLACE OF USE:

<u>IRRIGATION Within CANYON County</u>					
T02N R03W S08	SWSE	40.00	T02N R03W S09	SWSW	40.00
T02N R03W S09	SESW	39.00	T02N R03W S09	SWSE	32.00
T02N R03W S16	NENE	38.00	T02N R03W S16	NWNE	37.00
T02N R03W S16	SWNE	40.00	T02N R03W S16	SENE	39.00
T02N R03W S16	NENW	39.00	T02N R03W S16	NWNW	40.00
T02N R03W S16	SWNW	40.00	T02N R03W S16	SENW	40.00

T02N R03W S16	NESW	40.00	T02N R03W S16	NWSW	28.00
T02N R03W S16	SWSW	32.00	T02N R03W S16	SESW	37.00
T02N R03W S16	NESE	39.00	T02N R03W S16	NWSE	20.00
T02N R03W S16	SWSE	30.00	T02N R03W S16	SESE	40.00
T02N R03W S17	NENE	18.00	T02N R03W S17	NWNE	36.00
T02N R03W S17	SWNE	26.00	T02N R03W S17	SENE	15.00

825 ACRES TOTAL

This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.

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

Right 63-29025 is an enlargement of Right 63-2839 pursuant to Section 42-1426, Idaho Code.

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.

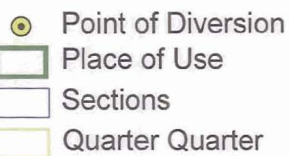
EXPLANATORY MATERIAL: BASIS OF CLAIM - License

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

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.

T02N R03W S8, 9, 16, 17

T02N R03W S8, 9, 16, 17



IDWR
Prepared by: Sandy Egbert
2004 Photography

400 0 400 800 1200 1600 Feet



**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2839	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
39025	Claim	02N	03W	8	SW	SE		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
39025	Claim	02N	03W	9	SW	SW		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
3329	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
3366	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
3396	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
8232	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
8253	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
39025	Claim	02N	03W	9	SE	SW		IRRIGATION	39/825	BERANNA DAIRY
2839	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
3329	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
3366	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
3396	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
8232	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
8253	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY
39025	Claim	02N	03W	9	SW	SE		IRRIGATION	32/825	BERANNA DAIRY

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

2

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2839	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NE	NE		IRRIGATION	38/825	BERANNA DAIRY
2839	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NW	NE		IRRIGATION	37/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SW	NE		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SE	NE		IRRIGATION	39/825	BERANNA DAIRY

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

3

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2839	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NE	NW		IRRIGATION	39/825	BERANNA DAIRY
2839	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NW	NW		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SW	NW		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SE	NW		IRRIGATION	40/825	BERANNA DAIRY

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

4

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
2839	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NE	SW		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NW	SW		IRRIGATION	28/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SW	SW		IRRIGATION	32/825	BERANNA DAIRY
20932	Water Right	02N	03W	16	SW	SW		DOMESTIC		JOHN R JOHNSON
2839	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY

8253	Claim	02N	03W	16	NE	SE	IRRIGATION	39/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NE	SE	IRRIGATION	39/825	BERANNA DAIRY
2839	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
8253	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
29025	Claim	02N	03W	16	NW	SE	IRRIGATION	20/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
29025	Claim	02N	03W	16	SW	SE	IRRIGATION	30/825	BERANNA DAIRY
2839	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY
3329	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY
3366	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY
3396	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY
8232	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY
8253	Claim	02N	03W	16	SE	SE	IRRIGATION	40/825	BERANNA DAIRY

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839

02/10/2006

5

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
29025	Claim	02N	03W	16	SE	SW		IRRIGATION	37/825	BERANNA DAIRY
2839	Claim	02N	03W	16	NE	SE		IRRIGATION	39/825	BERANNA DAIRY
3329	Claim	02N	03W	16	NE	SE		IRRIGATION	39/825	BERANNA DAIRY
3366	Claim	02N	03W	16	NE	SE		IRRIGATION	39/825	BERANNA DAIRY
3396	Claim	02N	03W	16	NE	SE		IRRIGATION	39/825	BERANNA DAIRY
8232	Claim	02N	03W	16	NE	SE		IRRIGATION	39/825	BERANNA DAIRY

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

6

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
29025	Claim	02N	03W	16	SE	SE		IRRIGATION	40/825	BERANNA DAIRY
2839	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
3329	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
3366	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
3396	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
8232	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
8253	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
29025	Claim	02N	03W	17	NE	NE		IRRIGATION	18/825	BERANNA DAIRY
3366	Claim	02N	03W	17	NE	NE		STOCKWATER		BERANNA DAIRY
3396	Claim	02N	03W	17	NE	NE		STOCKWATER		BERANNA DAIRY
8232	Claim	02N	03W	17	NE	NE		STOCKWATER		BERANNA DAIRY
3366	Claim	02N	03W	17	NE	NE		COMMERCIAL		BERANNA DAIRY
3396	Claim	02N	03W	17	NE	NE		COMMERCIAL		BERANNA DAIRY
8232	Claim	02N	03W	17	NE	NE		COMMERCIAL		BERANNA DAIRY
2839	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
3329	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
3366	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
3396	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
8232	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
8253	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
29025	Claim	02N	03W	17	NW	NE		IRRIGATION	36/825	BERANNA DAIRY
3366	Claim	02N	03W	17	NW	NE		STOCKWATER		BERANNA DAIRY
3396	Claim	02N	03W	17	NW	NE		STOCKWATER		BERANNA DAIRY
8232	Claim	02N	03W	17	NW	NE		STOCKWATER		BERANNA DAIRY
3366	Claim	02N	03W	17	NW	NE		COMMERCIAL		BERANNA DAIRY
3396	Claim	02N	03W	17	NW	NE		COMMERCIAL		BERANNA DAIRY
8232	Claim	02N	03W	17	NW	NE		COMMERCIAL		BERANNA DAIRY
2839	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-2839**

02/10/2006

7

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
3329	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
3366	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
3396	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
8232	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
8253	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
29025	Claim	02N	03W	17	SW	NE		IRRIGATION	26/825	BERANNA DAIRY
3366	Claim	02N	03W	17	SW	NE		STOCKWATER		BERANNA DAIRY
3396	Claim	02N	03W	17	SW	NE		STOCKWATER		BERANNA DAIRY
8232	Claim	02N	03W	17	SW	NE		STOCKWATER		BERANNA DAIRY
3366	Claim	02N	03W	17	SW	NE		COMMERCIAL		BERANNA DAIRY
3396	Claim	02N	03W	17	SW	NE		COMMERCIAL		BERANNA DAIRY
8232	Claim	02N	03W	17	SW	NE		COMMERCIAL		BERANNA DAIRY
2839	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
3329	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
3366	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
3396	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
8232	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
8253	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
29025	Claim	02N	03W	17	SE	NE		IRRIGATION	15/825	BERANNA DAIRY
3366	Claim	02N	03W	17	SE	NE		STOCKWATER		BERANNA DAIRY
3396	Claim	02N	03W	17	SE	NE		STOCKWATER		BERANNA DAIRY
8232	Claim	02N	03W	17	SE	NE		STOCKWATER		BERANNA DAIRY
3366	Claim	02N	03W	17	SE	NE		COMMERCIAL		BERANNA DAIRY
3396	Claim	02N	03W	17	SE	NE		COMMERCIAL		BERANNA DAIRY
8232	Claim	02N	03W	17	SE	NE		COMMERCIAL		BERANNA DAIRY

06/16/2005

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

RIGHT NUMBER: 63-2839

NAME AND ADDRESS: BERANNA DAIRY
9166 PERCH AVE
CALDWELL ID 83607

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 1.350 CFS
355.500 AFY

The total instantaneous diversion of water from all points of diversion under Rights 63-2839, 63-3329, 63-3366, 63-3396, 63-8232, 63-8253, 63-10268 and 63-29025 shall not exceed 8.98 cfs, nor a total combined annual volume of 3622.7 af for the irrigation of 780 acres in a single irrigation season.

Rights 63-2839 and 63-29025 when combined shall not exceed a total diversion rate of 1.35 cfs.

PRIORITY DATE: 09/14/1955

This water right is subordinate to all water rights with a priority date earlier than April 12, 1994, that are not decreed as enlargements pursuant to Section 42-1426, Idaho Code. As between water rights decreed as enlargements pursuant to Section 42-1426, Idaho Code, the earlier priority right is the superior right.

POINT OF DIVERSION:

T02N R03W S9 NWSWSW Within CANYON County

T02N R03W S16 NENW Within CANYON County

T02N R03W S16 NENW Within CANYON County

T02N R03W S16 NWSW Within CANYON County

T02N R03W S16 NWSW Within CANYON County

T02N R03W S16 NESE Within CANYON County

T02N R03W S17 NENE Within CANYON County

T02N R03W S17 NENE Within CANYON County

Rights 63-3329, 63-3366, 63-3396, 63-8232, 63-08253, 63-10268 and 63-29025 are also diverted through the points of diversion described above.

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	1.350 CFS 355.50 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T02N R03W S08	SWSE	40.0	T02N R03W S09	SWSW	40.0
T02N R03W S09	SESW	39.0	T02N R03W S09	SWSE	32.0

T02N R03W S16	NENE	38.0	T02N R03W S16	NWNE	37.0
T02N R03W S16	SWNE	40.0	T02N R03W S16	SENE	39.0
T02N R03W S16	NENW	39.0	T02N R03W S16	NWNW	40.0
T02N R03W S16	SWNW	40.0	T02N R03W S16	SENW	40.0
T02N R03W S16	NESW	40.0	T02N R03W S16	NWSW	28.0
T02N R03W S16	SWSW	32.0	T02N R03W S16	SESW	37.0
T02N R03W S16	NESE	39.0	T02N R03W S16	NWSE	20.0
T02N R03W S16	SWSE	30.0	T02N R03W S16	SESE	40.0
T02N R03W S17	NENE	18.0	T02N R03W S17	NWNE	36.0
T02N R03W S17	SWNE	26.0	T02N R03W S17	SENE	15.0

825 ACRES TOTAL

This right is limited to the irrigation of 79 acres within the place of use described above in a single irrigation season.

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.

EXPLANATORY MATERIAL: License

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 this transfer is cause for the Director to rescind approval of the transfer.

The right holder shall accomplish the change authorized by Transfer 71280 within one year of the date of the approval.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

WATER RIGHT NUMBER: 63-2839

<u>Owner Type</u>	<u>Name and Address</u>
Original Owner	GEORGE M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY BERNARD TEUNISSEN JR 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	BERNARD TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	SCOTT L CAMPBELL MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000
Original Owner	SAM GROVE
	, ID
Original Owner	WANDA M WALKER 12203 WALKER LAKE RD CALDWELL, ID 83605 (208)459-9107
Current Owner	BERANNA DAIRY ANNA TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN FAMILY TRUST 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Current Owner	JANE TEUNISSEN 9166 PERCH AVE CALDWELL, ID 83607 (208)455-7705
Attorney	ANGELA SCHAER KAUFMANN MOFFATT THOMAS BARRETT ROCK & FIELDS CHTD PO BOX 829 BOISE, ID 83701-0829 (208)345-2000

*See
attached
notes re: ownership
change docs.*

IDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report 63-2839

Priority Date: 09/14/1955

Basis: License

Status: Active

Source

Tributary

GROUND WATER

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	3/15	to 10/15	1.350 CFS	
	<u>Total Diversion:</u>		1.350 CFS	

Location of Point(s) of Diversion

GROUND WATER NW1/4SW1/4SW1/4 Sec. 9, Twp 02N, 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	
02N	03W	9																	80.0

Total Acres: 80

Conditions of Approval:

Remarks:

- General Ownership change by DB 2/12/2002

Comments:

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-2839

Dates and Other Information:

Claim Received Date: 3/13/1990

Enlargement Use Priority Date:

Enlargement Statute Priority Date:

State or Federal: S

Owner Name Connector:

Water District Number:

Generic Max Rate Per Acre:

Generic Max Volume Per Acre:

Swan Falls Trust or Nontrust:

Swan Falls Dismissed:

DLE Act Number:

Carey Act Number:

Mitigation Plan: False

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

RECEIVED**OCT 18 2001**

Department of Water Resources

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
63-290 ² 5	A63-29025	—			—
63-02839	A63-02839	—			—
		—			—
		—			—

RECEIVED**JUN 30 2003**

from W.A.

2. The following **REQUIREMENTS** must be met:

A. The appropriate **FII**

B. A copy of the most recent ownership of the project

C. Either of the following:
PLAT OF PROJECT
 your water right(s) andIf your water right(s) are
 Service Agency Aerial
 AERIAL PHOTOGRAPHY

Ownership docs also

rec'd in 2000.

Processed + changes

3. Name and Address of Former Owner/Claimant(s)

4. New Owner/Claimant(s)

New Mailing Address

City, State and ZIP Code

New Telephone Number

5. Date you acquired the project

Made in 2002.

Therefore - no changes

necessary for this

paperwork rec'd at

region 10/2003.

RECEIVED**OCT 22 2003**WATER RESOURCES
 WESTERN REGION**IAL**

DH

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

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Water Right No(s).	Adjudication Claim No(s).	Split	Water Right No(s).	Adjudication Claim No(s).	Split
<u>63-290²95</u>	<u>A63-29025</u>	☐			
<u>63-02839</u>	<u>A63-02839</u>	☐			
<u> </u>	<u> </u>	☐			
<u> </u>	<u> </u>	☐			
<u> </u>	<u> </u>	☐			

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JUN 30 2003

from W.A.

Department of Water Resources

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) George M. and Wanda M. Walker
12203 Walker Lake Rd., Caldwell, ID 83605
4. New Owner/Claimant(s) Teunissen Family Trust
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
 New Mailing Address 9166 Perch Road
 City, State and ZIP Code Caldwell, ID 83605
 New Telephone Number (208) 455-7705
5. Date you acquired the property February 25, 2000

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OCT 22 2003

WATER RESOURCES
WESTERN REGION

ORIGINAL

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 Right and/or Adjudication Claim Number _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

DESCRIPTION OF YOUR PORTION OF WATER RIGHT (If the right(s) will not be split, skip this area and proceed to item 7)		
Water Right and/or Adjudication Claim Number _____		
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	_____	_____
Stock	_____	_____
Domestic	_____	_____
Other _____	_____	_____
Total	_____	_____

7. Signature of New Owner(s) or Claimant(s) Demond T. Tindall
(include title if applicable) _____

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 <u>[Signature]</u>	Date <u>10-18-01</u>	Fee <u>\$25.00 (x2)</u>	
Receipted by <u>[Signature]</u>	Date <u>10-18-01</u>	Receipt No <u>057140-9-21</u>	<u>057141</u>
Processed by _____	AJ Date _____	WR _____	Date _____

INSTRUMENT NO. 200007411

DN 57844

WARRANTY DEED

f.2.
87.

FOR VALUE RECEIVED GEORGE M. WALKER and WANDA MARIE WALKER,
also known as WANDA M. WALKER, husband and wife

the Grantors, do hereby grant, bargain, sell and convey unto BERNARD TEUNISSEN AND JANE TEUNISSEN, AS TRUSTEES OF THE BERNARD TEUNISSEN FAMILY TRUST, DATED JANUARY 8, 1990

the Grantees, whose address is 9166 Perch Road, Caldwell, ID 83605

the following described premises, to-wit:

PARCEL I:

All that part of the Southwest Quarter of the Southeast Quarter of Section 9, Township 2 North, Range 3 West of the Boise Meridian, Canyon County, Idaho, lying South of the Mora Canal.

PARCEL II:

East One-Half of the Southwest Quarter lying South of Mora Canal; and all of the Southwest Quarter of the Southwest Quarter in Section 9, Township 2 North, Range 3 West, Boise Meridian, Canyon County, Idaho.

ALL OF THE DESCRIBED REAL PROPERTY IS TRANSFERRED AND CONVEYED TOGETHER WITH ALL WATER, AND WATER RIGHTS AND INTERESTS, APPURTENANT TO OR INURING TO THE BENEFIT OF SAID REAL PROPERTY OR ANY PART THEREOF.

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantees, their heirs and assigns forever. And the said Grantors do hereby covenant to and with the said Grantees, that they are the owners in fee simple of said premises; that said premises are free from all encumbrances; except for general taxes and assessments for the year 2000 and subsequent years, covenants, conditions, restrictions and easements of record; and that they will warrant and defend the same from all lawful claims whatsoever.

DATED: February 25, 2000

George M Walker
GEORGE M. WALKER

Wanda Marie Walker
WANDA MARIE WALKER

STATE OF IDAHO

COUNTY OF CANYON March

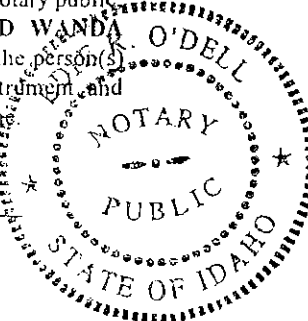
On this 1st day of FEBRUARY, 2000, before me, a notary public, personally appeared GEORGE M. WALKER AND WANDA MARIE WALKER, known or identified to me to be the person(s) who(se) name(s) is/are subscribed to the within instrument, and acknowledged to me that he/she/they executed the same.

Elic R. O'Dell

Notary Public

Residing at Nampa

My commission expires: 4/17/2003



PIONEER TITLE COMPANY
OF CANYON COUNTY

100 10TH AVE SOUTH
NAMPA, IDAHO 83651

PHONE: 208 466-6100
FAX: 208 465-3248

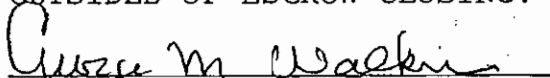
FEBRUARY 28, 2000

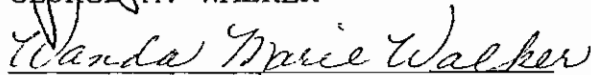
TO: PIONEER TITLE COMPANY OF CANYON COUNTY

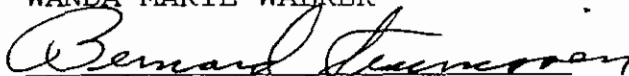
RE: PN57844
WALKER TO TEUNISSEN

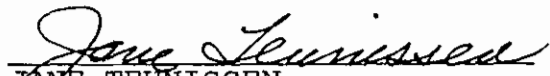
The undersigned herein, hereby agree to handle the transfer of any water rights, irrigation equipment, crop contract agreements, dairy permits, etc. outside of this escrow closing.

PIONEER TITLE COMPANY OF CANYON COUNTY IS HEREBY HELD HARMLESS FROM ANY LOSS OR LIABILITY WHICH MAY ARISE AS A RESULT OF TRANSFERS OUTSIDED OF ESCROW CLOSING.


GEORGE M. WALKER


WANDA MARIE WALKER


BERNARD TEUNISSEN


JANE TEUNISSEN

BT.
JZ

Dated this 1st day of March, 2000, by:

Wanda Marie Walker
Wanda Walker

State of Idaho)) ss
County of Canyon)

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

Notary Public in and for Idaho
My Commission expires

BT.
J2

Dated this 1st day of March, 2000, by:

Wanda Walker
Wanda Walker

Notary Public in and for Idaho
My Commission expires _____

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OCT 18 2001

Department of Water Resources

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from W.A.

JUN 30 2003

Department of Water Resources

RECEIVED

JUL 07 2003

WATER RESOURCES
WESTERN REGION

From S.O.

Scott L. Campbell, ISB No. 2251
Angela D. Schaer, ISB No. 5436
MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED
101 S. Capitol Boulevard, 10th Floor
Post Office Box 829
Boise, Idaho 83701
Telephone: (208) 345-2000
Facsimile: (208) 385-5384
18-953.0000

Attorneys for Bernard and Jane Teunissen

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

Case No. 63-02839

NOTICE OF APPEARANCE

record modified 6-30-03.

PLEASE TAKE NOTICE that Scott L. Campbell and Angela D. Schaer, of the
firm of Moffatt, Thomas, Barrett, Rock & Fields, Chtd., 101 S. Capitol Blvd., 10th Floor, P.O.
Box 829, Boise, Idaho, 83701-0829, hereby enters an appearance as Attorneys of Record for
Bernard and Jane Teunissen.

DATED this 17th day of October 2001.

MOFFATT, THOMAS, BARRETT, ROCK &
FIELDS, CHARTERED

By

Angela D. Schaer
Scott L. Campbell - Of the Firm

By Angela D. Schaer
Angela D. Schaer - Of the Firm
Attorneys for Bernard and Jane Teunissen

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that on the 17th day of October 2001, I caused a true and correct copy of the foregoing **NOTICE OF APPEARANCE** to be served by the method indicated below, and addressed to the following:

Director of IDWR
P.O. Box 83720
Boise, Idaho 83702-0098

☒ U.S. Mail, Postage Prepaid
☐ Hand Delivered
☐ Overnight Mail
☐ Facsimile

Angela D. Schaer
Angela D. Schaer



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 12, 2002

BERANNA DAIRY
BERNARD TEUNISSEN JR
ANNA TUENISSEN
9166 PERCH AVE
CALDWELL ID 83607

BERNARD TEUNISSEN FAMILY TRUST
JANE TEUNISSEN FAMILY TRUST
9166 PERCH AVE
CALDWELL ID 83607

Re: Notice of Claim to a Water Right No. 63-2839

Dear Claimants:

Enclosed is a copy of the above referenced claim, which reflects the change in ownership of the land and appurtenant water rights covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several water right changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

Denise Buffington
Office Specialist I
Adjudication Section
Western Region Office

DB: db

Enclosure

State of Idaho
License and Certificate of Water Right

Water License No. 21836

Amount 1.35 c.f.s.

Water District No. _____

Priority December 21, 1950

THIS IS TO CERTIFY that SAN GROVE - GEORGE M. WALKER, Assignee
of Boise, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated December 21, 19 50; that Permit No. 21836
was issued under said application; that Certificate of Completion of works, with a carrying capacity of
1.35 second feet, was issued thereunder on April 9, 19 58, showing that said works
were completed on the 14th day of September, 19 55; and that on the 14th
day of September, 19 55, GEORGE M. WALKER

of Caldwell, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of a well
a tributary of subterranean, for the purpose of Irrigation and domestic
use, under Use Permit No. 21836 of the Department of Reclamation
and that said right to the use of said waters has been perfected in accordance with the laws of Idaho,
and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume
10 of Licenses at page 6294, on the 9th day of April, 19 58;
The right hereby confirmed dates from December 21, 19 50;
The Point of Diversion is located

in the SW 1/4 SW 1/4, Sec. 9, Tp. 2 N., R. 3 W., B. M. County Canyon

That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 1.35 cubic feet per second.

Description and location of use:

Twp.	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
2 N.	3 W.	9	SE ¹ ₄ SW ¹ ₄	40	40
			SW ¹ ₄ SW ¹ ₄	40	40
			Total number of acres irrigated - - 80		

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this

9th day of April, 19 58.

_____/s/ Mark R. Kulp
State Reclamation Engineer.

(SEAL)

N^o 21836
2839

APPLICATION FOR PERMIT
To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 29556
PERMIT No. 21836
DISTRICT No.

1. Name of Applicant: SAM GROVE

Postoffice address: 4219 Kootenai, Boise

County: Ada

State: Idaho

I. If applicant is a corporation, give:

- (a) Date and place of incorporation:
- (b) Amount of capital stock:
- (c) Amount paid in:
- (d) Names and addresses of directors:

II. The financial resources of the applicant are:

- (a) Cash on hand:
- (b) Treasury stock:
- (c) Bonds to be issued:
- (d) Other resources:

2. Quantity of water claimed: 1.60 cubic feet per second.

3. Source of water supply: Subterranean flow (well) which is a tributary of

4. Location of point of diversion: feet distant from the

corner of Section , T. , R. , B.M., and is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$
of Section 9 , T. 2 N. , R. 3 W. , B.M., County of Canyon

5. Water is to be used for Irrigation and domestic purposes.

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water: feet distant from corner of Section
T. , R. , B.M., in the of Section , T. , R. , B.M.

(b) Amount of power generated: H.P., under feet head.

(c) Water is to be returned at a point feet
distant from the corner of Section , T. , R. , B.M., in the
of Section , T. , R. , B.M.

7. Estimated cost of works: \$ 10,000.00

8. Kind of works: Well, pump and probably sprinkling system.

9. Height of dam feet; length of dam at top feet; length of dam at bottom
feet; material used in dam:

10. Size of headgate: Width feet; height feet.

11. Ditch: Width at bottom feet; width at water line feet; depth of water feet;
dimensions of flume:

Diameter of pipe inches; length of conduit miles.

Average grade per mile feet.

12. The time required for the completion of such work is Five (5) years.

13. The time required for the complete application of the water to the proposed use is Six (6) additional years.

14. The land to be irrigated is described in the following tabulation: See remarks.

15. Existing water rights and/or valid permits appurtenant to the lands to be irrigated are: None

- BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho as herein set forth.

By _____ Agent.

Corrected application received:

The number of this permit is 21836
Recorded in Book 78 Page 21836 Approved December 26, 1950
This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
hereby approve the same, subject to the following limitations and conditions:
Bond in the sum of \$ to be filed on or before
Work to begin on or before February 26, 1951 and to continue diligently and uninterruptedly to completion,
unless temporarily interrupted by circumstances over which permit holder has no control.
One-fifth of the work above specified to be completed on or before June 26, 1953
The whole of said work to be completed on or before December 26, 1955
Beneficial use of water appropriated in accordance herewith, to be made on or before December 26, 1961

MARK R. KULP
State Reclamation Engineer.

day of December, 1950
Countersigned:

By J. D. "CY" PRICE *Secretary of State.*

14.

Twp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
2 N.	3 W.	9	40 40																80
A S S I G N M E N T																			
For value recieved, I hereby assign all my right, title, and interest in and to Permit to Appropriate the Public waters of the State of Idaho, No. 21836 to George M. Walker of RR# 4, Caldwell, Idaho.																			
SAM GROVE Permit holder. FERN GROVE Wife of Permit Holder.																			
State of Idaho } ss County of Ada }			On this 5th day of April, 1954, before me, a Notary Public for the State of Idaho, residing at Boise, Idaho, personally appeared Sam Grove & Fern Grove, known to me to be the persons whose names are subscribed to the within instrument, and duly acknowledged to me that they executed the same.																
In witness whereof, I have hereunto set my hand and affixed my Notorial seal, the day and year in this certificate first above written.																			
			(SEAL) My commission Expires August 1, 1956 Received and filed for record in the Department of Reclamation, at Boise, Idaho, April 13, 1954. MARK R. KULP State Reclamation Engineer																
			HOPE T. GRAHAM Notary Public, residing at Boise, Idaho																

Permit No. 21836
Certificate of Completion of Works

TO ALL WHOM IT MAY CONCERN:

This is to certify that GEORGE M. WALKER of Caldwell, County of Canyon, and State of Idaho, the holder Assignee of Permit No. 21836, issued upon Application No. 29556 bearing date of priority of December 21, 1950, authorizing the diversion of 1.60 second feet of waters of subterranean flow (well) County of Canyon, State of Idaho, for Irrigation and domestic purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion set out and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.35 second feet of the waters of subterranean flow (well) that the point of diversion of said waters SW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 9, Township 2 North, Range 3 West, B.M. and that the lands proposed to be irrigated by the use of said water are described as follows, to-wit: 80 acres in the S $\frac{1}{2}$ SW $\frac{1}{4}$ of Section 9, Township 2 North, Range 3 West, B.M. Proof of Completion of Works made: September 14, 1955

Witness my hand this 9th day of April, A.D. 1958

/s/ Mark R. Kulp
State Reclamation Engineer

Proof of Completion of Works made: September 14, 1955
Certificate of Completion of Works issued: April 9, 1958

LICENSE ISSUED FOR 135 SEC. 11.
Page 6294

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE, IDAHO
REPORT OF ENGINEER

Permit No. 21836

This proof is for Completion of works & Beneficial Use In Water District No.

1. Name of applicant. George M. Walker, Route 4, Caldwell, Idaho
2. Source of water supply: Subterranean from a well
3. Location of point of diversion: Is in the SW $\frac{1}{4}$ SW $\frac{1}{4}$ Section 9 of Section
T. 2 N. R. 3 W. County of Canyon
4. Describe works as they exist, giving dimensions and capacities of same: Well is 280' deep
H=120', Draw Down to 162'. Smithway Motor 50 hp. Serial No. 771770. Byron Jackson
Turbine Pump, Serial No. 311258. Delivery through an 8" pipe 4' into a stand-pipe
22" diameter by 23' high. Delivery to the fields by gravity. Water was measured
through a Sparling Meter at the SW corner of the place at 67 $\frac{1}{2}$ ".
5. Water is used for: Irrigation and domestic purposes.
6. State whether or not water has been turned into works of diversion: Yes
7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):
S $\frac{1}{2}$ SW $\frac{1}{4}$ Section 9, Township 2 North, Range 3 West, B. M.
See the map

(Submit map on attached plat, showing location and details of above description.)

8. What large stream would the water here appropriated finally reach?

Remarks:

There is an exchange of water on a small portion of both NE SW and SE SW on account of the canal cutting through these the places.

This examination was made on the 2nd day of July, 1956.

(Signed) E. H. Thompson Examiner.

21836

Permit No. 21836

County.....Canyon

1. Always carefully note the location of the point of diversion and accurately plat same.
2. When proof is for beneficial use, carefully check up the number of acres actually irrigated in each forty and accurately plat same.
3. Make a map showing the correct location of streams and ditches, and the irrigated lands, and any adjacent permanent landmarks, such as towns, lakes, large streams and public roads.
4. If any unusual conditions are discovered, make plain statement of them under remarks.
5. Always see the holder, if possible, and go over the whole ground with him and make your report only upon actual existing facts and conditions.
6. Give general characteristics of soils, topography, and crops raised.

RECEIVED
JUL 23 1956

Department of Reclamation

Permit No. 21836

County.....Canyon

$Q = 1.6 \text{ c.f.s.}$

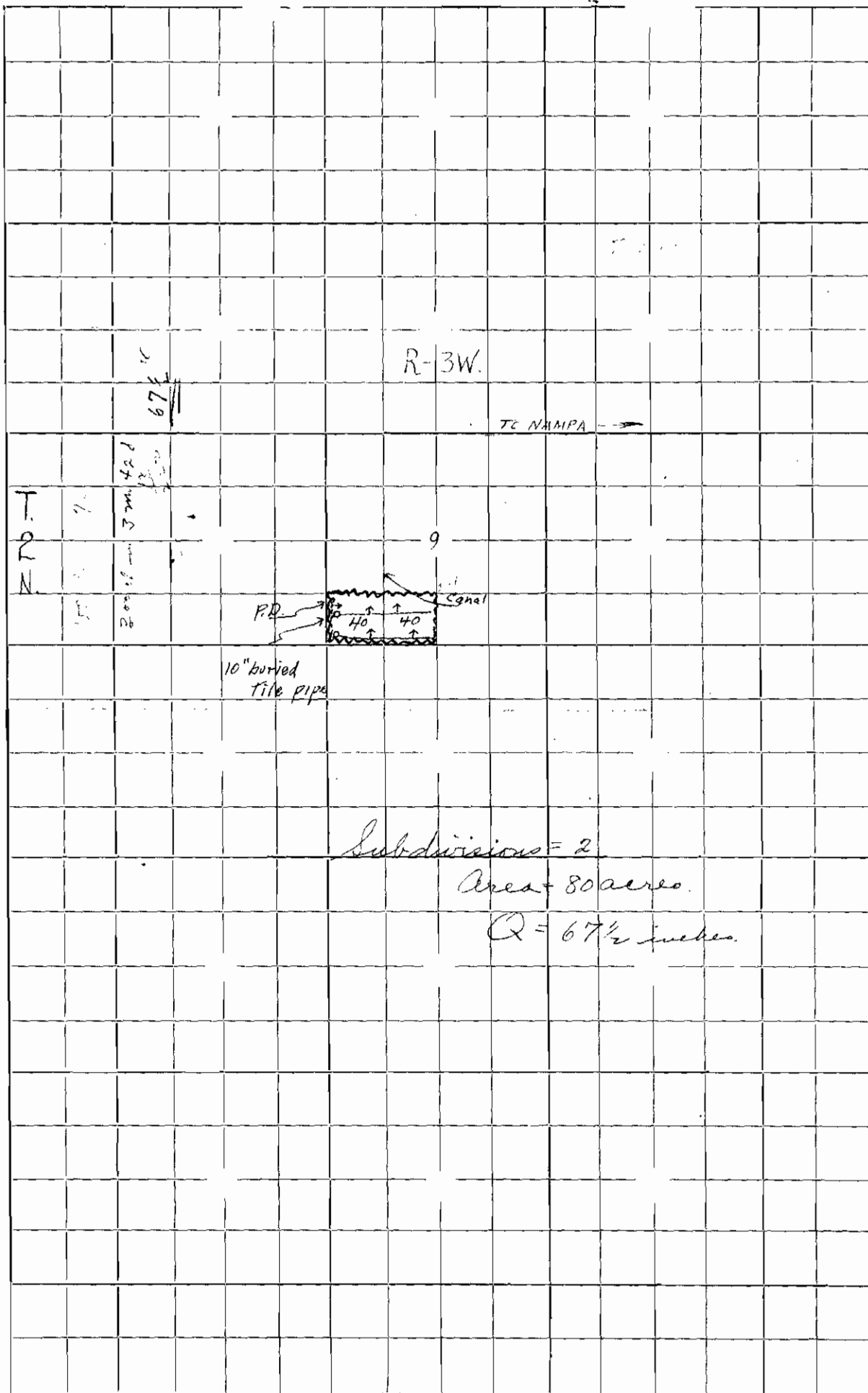
S. Well

P.L. a S.W. Sec. 9, T.2N-R.3W

U.S. Immigration & Customs

Dec. 21, '90
Dec. 26, '90

[illegible]



Scale: 2 Inches Equals 1 Mile. Draw Map In Ink.

21830

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
BOISE

REPORT OF ENGINEER

PERMIT NO. 21836

REPORT ON PROOF OF Completion of Works & Beneficial Use

GROEGE M. WALKER, Route 4, Caldwell, Idaho

1.35 cfs
max

applied	1.60 cfs
Less	2.00
Remains	80

ADJUDICATION CLAIM CHECKLIST

NOTICE OF CLAIM NO. A63-028.39

WR ELEMENT	FIELD EXAM Y/N-IF NO, DO OFFICE VERIFICATION	FIELD EXAM OR IN-OFFICE VERIFICATION WHOM/DATE	CLAIM VERIFIED BY CODE (SEE BELOW)	CHANGE CLAIM Y/N	CLAIMANT CONTACT NEEDED - Y/N**	REVIEW COMPLETED WHOM/DATE	"R" RECORD
PRIORITY*	<u>Y</u>						
PT. OF DIV.	<u>N</u>						DATA ENTRY COMPLETED BY _____ DATE _____
SOURCE	<u>N</u>						
PL. OF USE	<u>N</u>						FINAL RECOMMENDATION BY _____ DATE _____
DIV. AMOUNT CFS/AF	<u>N</u>						
CONSUMPTIVE USE	<u>Y</u>						
NATURE OF USE	<u>N</u>						
PERIOD OF USE	<u>N</u>						
BASIS OF CLAIM	<u>N</u>						
REMARKS	<u>N</u>						

N/A

*IF REQUIRED HAS EVIDENCE OF PRIORITY BEEN
SUBMITTED - YES _____ NO _____.

**IF CLAIMANT CONTACT IS NEEDED, COMPLETE
CLAIMANT CONTACT CHECKLIST AND ATTACH.

COMMENTS: Priority date claimed is later than licensed
priority date.

VERIFICATION CODES

TOPO MAP/ORTHOPHOTO = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAPP PHOTOS = 4
FIELD EXAM = 5
OTHER(SEE COMMENTS) = 6

WR5808NP
(OD-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:00:58
Page 1

Water Right Number - 63-02839 ✓

Prefix Translation: WATER RIGHT

Old (D) Number - 21836 ✓

+ - - - - Last Name - - - - + + - First Name - - + + - - - - - Address - - - - - +

*** C - CURRENT OWNER ***
WALKER

GEORGE M.

1 -
2 -
3 -
City- CALDWELL
Phone -

State- ID Zip-

*** O - ORIGINAL OWNER ***
GROVE

SAM

1 -
2 -
3 -
City-
Phone -

State- Zip-

+ - - Priority Date - - + + - - Region - - - + + - - Stage - - - + + - - Status - - - +
12/21/1950 14 WESTERN L - LICENSE ✓

+ - - Source - - - - + + - - Tributary - - - - - +
GROUNDWATER ✓

+ - - - - Point of Diversion - - - - - +
TwN Rng Sec Tract Lot RFlg County Diversion Name Diversion Rate Diversion No.
02N ✓ 03W ✓ 9 ✓ NW SW SW ✓ (27) CANYON ✓

+ - - - - Water Use - - - - - +
Code Description Period From Period To Diversion Rate Diversion Volume
01 - IRRIGATION ✓ 3-15 10-15 1.350 ✓
~~43 - DOMESTIC~~ out

+ - Total Div. Rate - + + - Total Div. Volume - + + - Total Div. Capacity - +
1.350 ✓

+ - - - - Place of Use - - - - - +
TwN Rng Sec Tract Lot Acres Code Description County
02N ✓ 03W ✓ 9 ✓ SW SW ✓ 40.0 ✓ 01 IRRIGATION (27) CANYON ✓
02N 03W 9 ✓ SE SW ✓ 40.0 ✓ 01 IRRIGATION (27) CANYON ✓

Total Acres: 80.0 ✓

+ - - Diversion Means -

+ - - Non-Irrigation Use -

+ - - Other Rights for Same Use -

+ - - - - Remarks - - - - - +
No Remarks found.

Water right number - 63-02839

Prefix Translation: WATER RIGHT

+ - - - - Old Water Right Numbers - - - - - +

+ - - - - Old Water Right Numbers - - - - - +
No Old Water Right Numbers found.

+ - - - - Conditions of Approval - - - - - +
No Conditions of Approval found.

+ - - - - Decree Plaintiff - - - + + - - - - Decree Defendant - - - + + - Decree Date - +

00/00/0000

+ - - - - Comments - - - - - +
No Comments Found

+ - - Audit Fields - 05/20/85 05/01/88

+ - - - - Water Rights Dates and Flags Area - - - - - +

Proof Due Date - 00/00/0000	Field Exam Made - 00/00/0000	Field Exam Fee -
Approved/Denied - 00/00/0000	Protested Date - 00/00/0000	Swan Falls -
Proof Made Date - 00/00/0000	Hearing Date - 00/00/0000	Temporary Right - P
Exam to S.O. Date - 00/00/0000	Verified Date - 05/20/1985	DLE/Carey Act -
Order Show Cause - 00/00/0000	Receipt Number -	Water District -
Licensed Date - 08/28/1979	Appl Received - 00/00/0000	Transfer/Amended -
Decree Date - 00/00/0000	Name Connector -	POU Ownership Flag -
Presumption Flag -		