

10/09/2006

NOTICE OF ERROR
REPLY

RECEIVED

OCT 30 2006

DEPARTMENT OF

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: 10/31/2006

RECEIVED

OCT 26 2006

WATER RESOURCES
WESTERN REGION

Water right number: 63-7793

HARVEST FARM CO
13735 MISSOURI AVE
Nampa ID 83686
Telephone Number: 208-467-9712

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:

Points of diversion need to be adjusted to reflect changes made by Dan Nelson's field exam.

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

 I AGREE with this proposed recommendation: no changes need to be made.

DATE:

10-24-06

SIGNATURE:

[Handwritten Signature]

Please print your name:

Leland Terry

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

OCT 31 2006

11/06/2006

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

RIGHT NUMBER: 63-7793

NAME AND ADDRESS: HARVEST FARM CO
13735 MISSOURI AVE
Nampa ID 83686

SOURCE: GROUND WATER
SNAKE RIVER

TRIBUTARY:
TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3.200 CFS
720.00 AFY

The right holder shall install and maintain a measuring device and lockable controlling works of a type acceptable to the Department as part of the diverting works.

Right Nos. 63-2754, 63-2867, 63-2975, 63-3104, 63-3490A, 63-3492, 63-7561, 63-7793 and 63-4799 are limited to a total combined annual diversion volume of 4743 AF.

PRIORITY DATE: 05/11/1973

POINT OF DIVERSION:

T01N R03W S16 NWNW Within CANYON County
T02N R03W S22 SWNE Within CANYON County
T02N R03W S22 SWNE Within CANYON County
T02N R03W S22 SENW Within CANYON County
T02N R03W S22 SESW Within CANYON County
T02N R03W S22 SESE Within CANYON County
T02N R03W S23 SENE Within CANYON County
T02N R03W S23 NENW Within CANYON County
T02N R03W S23 SWNW Within CANYON County
T02N R03W S23 SWSE Within CANYON County
T02N R03W S26 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

3/15 11/15

3.200 CFS
720.00 AFY

The use of water for irrigation under this right may begin as early as March 1, provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early or late irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE:

IRRIGATION in CANYON County

T02N R03W S23	NENE	40.00	T02N R03W S23	NWNE	40.00
T02N R03W S23	SWNE	40.00	T02N R03W S23	SENE	40.00

160 ACRES TOTAL

Right Nos. 02-68, 63-2754, 63-2867, 63-2975, 63-3104, 63-3490A, 63-3492, 63-7561, 63-7793 and 63-4799 are limited to the irrigation of a combined total of 1454.1 acres from ground water, and no more than 400 acres with water diverted directly from the Snake River, in a single irrigation season

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

The diversion rate of water, and the annual volume of water, diverted at each and every point of diversion shall not exceed the amount originally licensed at that point of diversion.

Each point of diversion shall maintain its original priority date, and in times of water shortage shall be regulated according to the original priority date associated with that point of diversion.

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.

Transfer 2736

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

Failure to comply with Condition #3 of Transfer 2736 will void Transfers 2730 - 2737.



Idaho Department of Water Resources

SRBA Recommendation:

63-7793

(Irrigation)

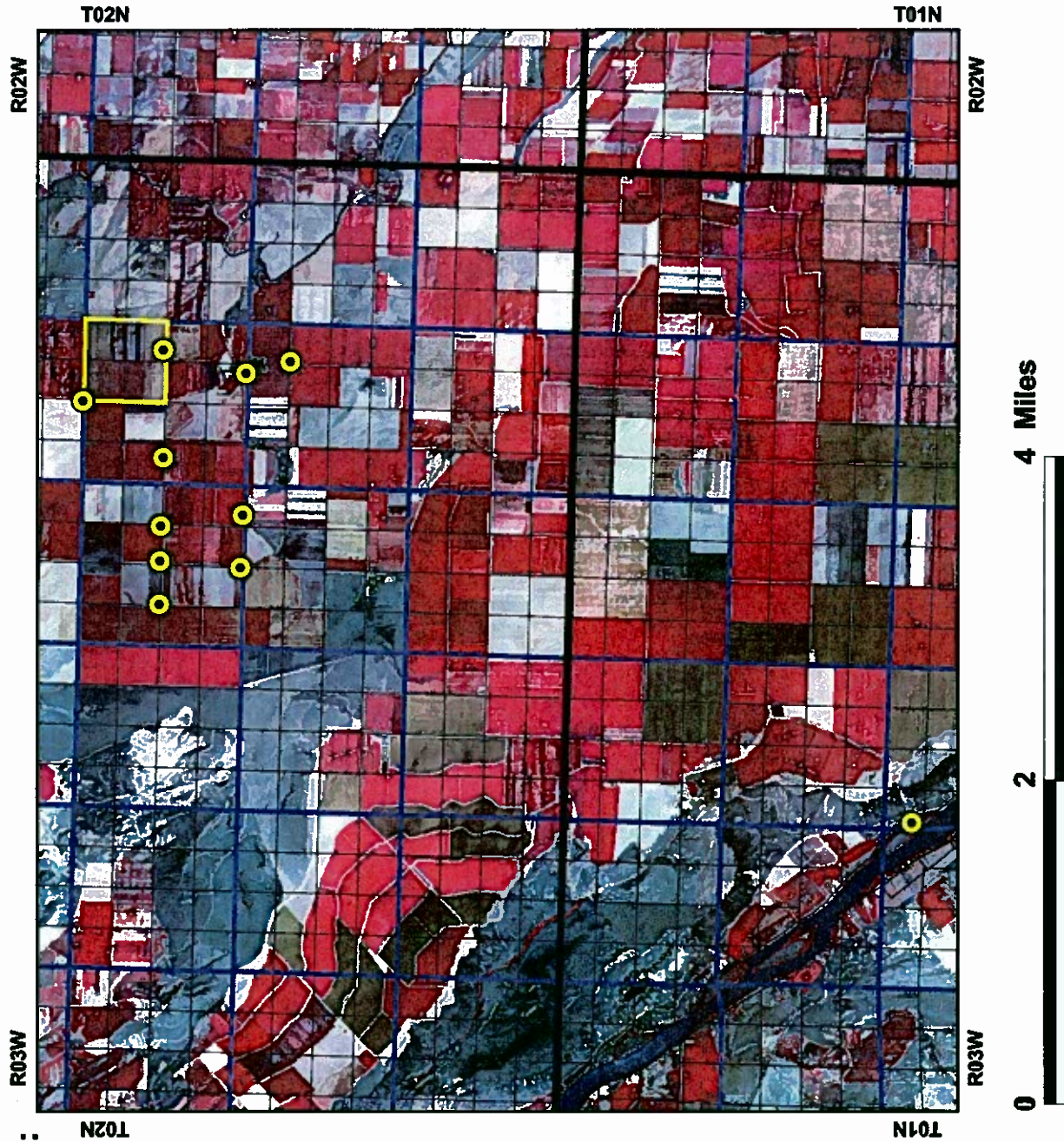
Legend

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



Canyon County
IDWR Basin 63

Prepared by M. Ciscell
On Monday, November 6, 2006
1987/88 Aerial Photography



63-7793



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: A63-07793
Date Received: 3/14/1990
Receipt No: W011017
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: HARVEST FARM CO. 800-547-7023
Address: P.O. BOX 650
98 PALMER AVE.
COTTAGE GROVE, OR 97424
2. Date of Priority: MAY 11, 1973
3. Source: GROUNDWATER Trib. to: COLUMBIA RIVER
SNAKE RIVER
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	16		NW	NW		CANYON
02N	03W	22		SW	NE		CANYON
				SE	NW		CANYON
				SE	SW		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		23		SE	NE		CANYON
				NE	NW		CANYON
		26		SE	NE		CANYON
		27		NE	NW		CANYON

5. Description of diverting works:
8 WELLS, 1 SNAKE R. DIV(NWNW, S.16) PIPELINES FOR SPRINK. IRRIG.
6. Water is used for the following purposes:
- | Purpose | From | To | C.F.S | (or) | A.F.A. |
|------------|-------|-------|-------|------|--------|
| IRRIGATION | 03/15 | 11/15 | 3.200 | | 720.00 |
7. Total Quantity Appropriated is:
3.200 C.F.S. (and/or) 720.00 A.F.A.
8. Total consumptive use is 560.0 Acre Feet Per Annum.

A63-07793

Page 1

Date: 03/20/90

MICROFILMED
AUG 21 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	03W	23	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0

Section Acres 160.0

Total Acres 160.0

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:
SEE CLAIM NO. A63-02754 REMARKS SEC.

14. Remarks:
TRANS. 2736.
EXTENSION OF TIME WAS VERBALLY GIVEN BY DAVE SHAW FOR SHERL
CHAPMAN ON THIS CLAIM. THE EXTENSION WAS GIVEN ON 3/01/90
UNTIL 3/15/90.

15. Basis of Claim: LICENSE

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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: A63-07793
Date Received: ~~3/05/1990~~ 3/14/90
Receipt No: W011017
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARVEST FARM^W CO. 800-547-7023
Address: P.O. BOX 650
98 PALMER AVE.
COTTAGE GROVE, OR 97424

2. Date of Priority: MAY 11, 1973

3. Source: GROUNDWATER Trib. to:
SNAKE RIVER COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	16		NW	NW		CANYON
02N	03W	22		SW	NE		CANYON
				SE	NW		CANYON
				SE	SW		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		23		SE	NE		CANYON
				NE	NW		CANYON
		26		SE	NE		CANYON
		27		NE	NW		CANYON

5. Description of diverting works:
8 WELLS, 1 SNAKE R. DIV(NWNW, S.16) PIPELINES FOR SPRINK. IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.200		720.00

7. Total Quantity Appropriated is:
3.200 C.F.S. (and/or) 720.00 A.F.A.

8. Total consumptive use is 560.0 Acre Feet Per Annum.

A63-07793

Page 1

Date: 03/05/90

MICROFILMED
AUG 21 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4	of	1/4	Lot	Use	Acres
02N	03W	23	NE		NE		IRR	40.0
			NW		NE		IRR	40.0
			SW		NE		IRR	40.0
			SE		NE		IRR	40.0
Section Acres								160.0
Total Acres								160.0

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:
SEE CLAIM NO. A63-02754 REMARKS SEC.

14. Remarks:
TRANS. 2736.

15. Basis of Claim: LICENSE

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: 0 See A02-00068 for fee calculation explanation.

For Organizations:

I do solemnly swear or affirm that I am GENERAL MANAGER of HARVEST FARM CO., that I have signed the foregoing Organization document in the space below as GENERAL MANAGER of Organization and that the statements contained in the foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
GENERAL MANAGER, HARVEST FARM CO.
Title and Organization
3/13/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day of March 19 90
[Signature]
Notary Public

Seal



Residing at 2889 Albion Meadows Rd
My Commission Expires 4/14/94

A63-07793

	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*	N						
PT. OF DIV.	N						
SOURCE	Y						
PL. OF USE	N						
DIV. AMOUNT CFS/AF	N						
CONSUMPTIVE USE							
NATURE OF USE	N						
PERIOD OF USE	N						
BASIS OF CLAIM	N						
REMARKS	N						

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

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

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

DATA ENTRY COMPLETED BY _____ DATE _____

FINAL RECOMMENDATION BY _____ DATE _____

COMMENTS:

WRS080NP
(00-26)

IDAHO DEPARTMENT OF WATER RESOURCES
WATER RIGHT PROOF READING REPORT

06/23/95 00:13:24
Page 1

Water Right Number - 63-07793

Prefix Translation:

WATER RIGHT

Old (D) Number -

*** C - CURRENT OWNER ***
BING FROST RANCH CO.

*** O - ORIGINAL OWNER ***
RUSSELL

ROBERT W.

1 - 515 S. FLOWER ST.
2 -
3 -
City- LOS ANGELES
Phone - 208-000-0000
State- CA Zip- 90071
State- ID Zip-
Phone - 208-000-0000

Priority Date -
05/11/1973

Region -
14 WESTERN

Stage -
L - LICENSE

Status -

Source -
GROUNDWATER

Tributary -

Snake River

Columbia

Diversion Name Diversion Rate Diversion No.

Twn	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion
01N	03W	16	NW NW	(27)		CANYON	
02N	03W	22	SW NE	(27)		CANYON	
			SE NW	(27)		CANYON	
			SE SW	(27)		CANYON	
			SW SE	(27)		CANYON	
			SE SE	(27)		CANYON	
			SE NE	(27)		CANYON	
			NE NW	(27)		CANYON	
			SE NE	(27)		CANYON	
			NE NW	(27)		CANYON	
			SE NE	(27)		CANYON	

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume
01	IRRIGATION	03/15	11/15		3.200	720.00
Total Div. Rate -		Total Div. Volume		Total Div. Capacity -		
						720.00

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Code	Description	County
02N	03W	23	NE NE	40.0			01	IRRIGATION	(27) CANYON
02N	03W	23	NW NE	40.0			01	IRRIGATION	(27) CANYON
02N	03W	23	SW NE	40.0			01	IRRIGATION	(27) CANYON
02N	03W	23	SE NE	40.0			01	IRRIGATION	(27) CANYON
Total Acres:					160.0				

Prefix translation: WATER RIGHT

+ - - Other Rights for Same Use - 63-7561.

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

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

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

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	- 08/05/1985	DLE/Carey Act	-
Order Show Cause	- 00/00/0000	Receipt Number	-	Water District	-
Licensed Date	- 09/13/1979	Appl Received	- 00/00/0000	Transfer/Amended	- T
Decree Date	- 00/00/0000	Name Connector	-	POU Ownership Flag	-
Presumption Flag	-				

HARVEST FARM COMPANY

13735 MISSOURI AVENUE

NAMPA, ID 83686

Tel (208) 467-9712

RECEIVED

APR 6 1992

Department of Water Resources

April 2, 1992

Memo to Department of Water Resources
regarding change of address-----

Please change the address for Harvest Farm Company to
13735 Missouri Avenue
Nampa, ID 83686

Currently mail is being sent to Cottage Grove, OR. That is no longer the
address for Harvest Farm Company. Please change all records to the
current address.

Thank you,

Helen J. Magoffin

HARVEST FARM COMPANY

Helen J. Magoffin, office manager

*94/95 phone directory:
467-9712
KW*

Adva

63-7793
I.D. No. _____
Map No. _____
S 105th _____
34552 _____
Fee Paid _____
Receipt No. _____

Full Name
(Name of Claimant)

Telephone No. 213-488-7338

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right)

5/11/1973
the source of water
Groundwater

Quantity 3.2
(CFS, GPM)

Quantity

Quantity

Quantity

3.2
(CFS, GPD, AFL)

A) Point of Diversion:
Sec. 22

Additional Points: ~~See attached sheet~~

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and its sizes and capacities; be as specific as possible. Describe any changes in the system and give the date of the change.

See attached sheet

A) Describe location of use by listing number of irrigated area, type of irrigation, place an "X" in appropriate box to show location.

Trans. F. 2754

Total no. of acres 160

B) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

If you are claiming water as a member of an organization, list name of organization:

Remarks

☐ A) Right based on diversion and beneficial use.

D. NN00627
14 CA (1-83)

duai)

§.

October 23, 1984

Before me, the undersigned, a Notary Public in and for
Frost

3. true and accurate to

all items & are for transfer

filed with the Idaho

_____, personally known to me or
 _____, subscribed to the
 _____ instrument and acknowledged that _____
 _____ the same.

WITNESS my hand and official seal.

Signature



(This area for official notarial seal)

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corporation,

(5A)

Additional points: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23; SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22; SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22 all in T2N, R3W and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T1N, R3W.

(5B)

Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field etc.) Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

Pumping Plant and Sprinkler systems - 8 wells.

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22 T2N, R3W and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T1N, R3W.

CAT. NO. NN00627
TO 1944 CA (1-83)

 **TICOR TITLE INSURANCE**

(Individual)

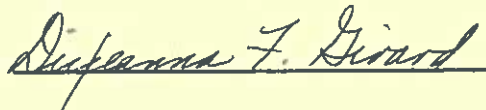
STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } ss.

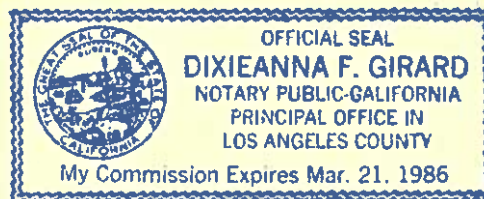
On October 23, 1984 before me, the undersigned, a Notary Public in and for said State, personally appeared F. Daniel Frost

_____, personally known to me or proved to me on the basis of satisfactory evidence to be the person whose name is subscribed to the within instrument and acknowledged that he executed the same.

WITNESS my hand and official seal.

Signature





(This area for official notarial seal)

MICROFILMED

JUL 25 1994

JUDICIAL DISTRICT

627793	
I.D. No.	Map No.
\$ 10.00	24502
Fee Paid	Receipt No.

515 S. Flower St. Los Angeles, Ca. 90071
(Mailing Address)

Telephone No. 213-488-7230
(Zip Code)

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) 5/17/1973

Groundwater

ICFS, GPD,

(CFS, GPD,

(CFS, GPD,

ICFS, GPD,

icfs, gpd,

22. **TV**

334

See attached sheet

irrigation, place an "X" in appropriate box to show location.

[illegible]Total no. of acres 160

◆ ◆ ◆

If you are claiming water as a member of an organization, list name of organization:

Remarks

☐ A) Right based on diversion and beneficial use

☐ B) Right decreed by court, cite title of case.

Department of Water Resources. Give No. 62-7702

st of (his, her, their) knowledge.

(Signature of Claimant)

of Adelphi

257

(Signature of Spouse)

of Charles

(Signature of Authorized Agent)

ership or

mission expires

Notary Public residing at

(5A)

Additional points: NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 27; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 26; SE $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 23; NE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 23; SW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 22; SE $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 22; SW $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22; SE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 22 all in T2N, R3W and NW $\frac{1}{4}$ NW $\frac{1}{4}$ Sec. 16, T1N, R3W.

(5B)

Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field etc.) Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change.

Pumping Plant and Sprinkler systems - 8 wells.

SE $\frac{1}{4}$ NW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 22 T2N, R3W and NW $\frac{1}{4}$ NW $\frac{1}{4}$, Sec. 16, T1N, R3W.

MICROFILMED

JUL 25 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. 63-7793 Priority May 11, 1973 Amount 3.20 cfs

THIS IS TO CERTIFY, that ROBERT W. RUSSELL
of Nampa, Idaho, has complied with the terms and conditions of Permit
No. 63-7793 issued pursuant to Application for Permit dated May 11, 1973,
and has submitted proof to the Department of Water Resources on May 9, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 3.20 cfs of water from a ground water source,
tributary to _____, and that the permit holder has applied to a beneficial use and
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u> at <u>3.20</u> cfs and	<u>720 acre feet or</u>	
	from _____ to _____ at _____ cfs and	<u>4.5 af per acre</u>	
	from _____ to _____ at _____ cfs and		
(both dates inclusive)			

Subject, however, to the condition that no more than 3.20 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
720 acre feet per year, said waters to be diverted within the SE 1/4 NE 1/4 of Sec. 23,

Twp. 2 N, Rge. 3 W, B.M. in the County of Canyon

Description and location of place of use:

Twp.	Range	Sec.	NEW				NW 1/4				SW 1/4				SE 1/4				Totals
			NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	NEW	NW 1/4	SW 1/4	SE 1/4	
2 N	3 W	23	40	40	40	40													160

Total number of acres irrigated 160

A measuring device of a type approved by this Department shall be permanently
maintained as part of the diverting works.

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho
Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 25 day of
April, 19 75.

Director

If questions arise, please contact:

Sheri L. Chapman

921 S. Orchard, Suite N

Boise, ID 83705

344-6690

Transfer 2736Water Right No. 63-7793

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

APPROVED**APPLICATION FOR TRANSFER OF WATER RIGHT****To Change the Point of Diversion and/or the Place of Use**Name of applicant Bing/Frost Ranch Co. Phone 213-488-7338Post office address 515 S. Flower St., Los Angeles, CA 90071**A. DESCRIPTION OF RIGHT AS RECORDED****1. Right evidenced by:**

a. Decree to _____
 in case of _____ (Name) vs _____
 dated _____ in _____ county of _____
 (Name of court)

b. License No. 63-7793 issued by the Idaho Department of Water Resources

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

2. If applicant is not the original holder of this right, explain how it was acquired and attach a copy of the deed or other evidence of ownership of the land to which the right is appurtenant Purchase of land to which water right is appurtenant.**3. Source of water** Ground Water tributary to ----**4. Date of priority** May 11, 1973**5. Water is used for the following purposes:**amount 3.20 for Irrigation purposes from 3-15 to 11-15

amount _____ for _____ purposes from _____ to _____

amount _____ for _____ purposes from _____ to _____

(month/day - both dates inclusive)

6. Total amount of water under right: a. 3.20 cubic feet per secondb. 720 &/or acre feet per annum**7. Location of original point of diversion is** SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23Township 2N Range 3W, 8.M., in Canyon CountyAdditional points of diversion, if any -----**8. Lands irrigated or place of use:**

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 $\frac{1}{4}$	
2N	3W	23	40	40	40	40													160

Total number of acres to be irrigated 160Describe any other water rights used for the same purposes as described above 63-7561

B. DESCRIPTION OF PORTION OF RIGHT OWNED BY APPLICANT (If the entire right is owned by the applicant, omit part B).

1. Amount of water: a. _____ cubic feet per second
&/or
b. _____ acre feet per annum
2. Point of diversion _____ ¼ _____ ¼, Section _____ Township _____
Range _____, B.M., _____ County
Additional points _____

3. Place of use:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

C. DESCRIPTION OF RIGHT OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

1. Change in point of diversion

- a. Amount of water to be diverted 3,20 c.f.s. &/or 720 acre feet
- b. Point(s) of diversion SE ¼ SW ¼, Section 22 Township 2N
Range 3W, B.M., Canyon County
Additional points (1) NE¼NW¼ Sec. 27; (3) SE¼NE¼ Sec. 26; (5) SE¼NE¼ Sec. 23; (6) NE¼NW¼ Sec. 23;
(7) SW¼NE¼ Sec. 22; (8) SE¼NW¼ Sec. 22; (9) SW¼SE¼ Sec. 22; (10) SE¼SE¼ Sec. 22 all in T2N, R3W and
NW¼NW¼ Sec. 16 T1N, R3W.
- c. Description of diverting works 8 wells and one pumping station on the Snake River.

- d. Describe the reasons for applying for a change in the point(s) of diversion See Attachment "A"

2. Change in place of use NO CHANGE

- a. Describe the lands or place of use to which the right will be transferred:

TWP.	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	

Total number of acres to be irrigated _____

-
- 6.5
- 23
- 22
- 21
- 20
- 19
- 18
- 17
- 16
- 15
- 14
- 13
- 12
- 11
- 10
- 9
- 8
- 7
- 6
- 5
- 4
- 3
- 2
- 1
- Snake R. ver
- PD
- R3W
- T2N
- T1N

SCALE: 2 inches equal 1 mile. Draw plan in ink.

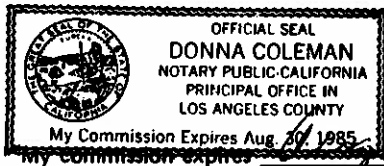
4. Remarks _____

I hereby assert that no one will be injured by such change and 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.

BING/FROST RANCH CO. an
Idaho Corporation

BY: [Signature]
(Signature of applicant)
By Daniel Frost, President

Subscribed and sworn to before me this 5th day of April, 1983.



[Signature]
[Notary public]

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 63-7793

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

1. The diversion rate of water and annual volume of water diverted at each and every point of diversion shall not exceed the amount originally licensed at that point of diversion.
2. Each point of diversion shall maintain its original priority date and in times of water shortage, each point of diversion shall be regulated according to the original priority date associated with that point of diversion.
3. No more than 1454.1 acres shall be irrigated during any irrigation season from groundwater and no more than 400 acres shall be irrigated each irrigation season with water diverted directly from the Snake River.
4. Failure to comply with condition #3 will void the approval of Transfers 2730 through 2737.

Witness my hand this 18th day of April, 1983.

[Signature]
Chief, Operations Bureau

FOR DEPARTMENT USE ONLY

Received by 665 Date 5-25-82 4/16/82 Protest filed by _____
Prelim. check by 665 Fee 50.00
Receipted by 665 Date 4/16/82 # 22956
Published in Boise Tribune Copies of protest forwarded by _____
Pub. dates 11/1 & 2/2/82 Hearing held by _____ Date _____
Watermaster recommendation requested on _____ Recommended for approval denial
_____ rec'd. _____ by PBS [Signature]

Identification No. _____

Application No. 63-7793

LICENSE ISSUED FOR 320 SEC. F1.
LICENSE PAGE NO. _____

STATE OF IDAHO

DEPARTMENT OF WATER ADMINISTRATION

APPLICATION FOR PERMIT

APPROVED

To appropriate the Public Waters of the State of Idaho
(TYPE OR PRINT IN INK)

1. Name of applicant ROBERT W. RUSSELL
post office address Rt. #4, Nampa, Idaho
2. Source of water supply Groundwater which is a tributary of _____
3. a. Location of point of diversion is SE $\frac{1}{4}$ of NE $\frac{1}{4}$ of Section 23 Township 2 N.
Range 3 W. B.M. Canyon County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into _____ at a point in _____ $\frac{1}{4}$
of _____ $\frac{1}{4}$ of Section _____ Township _____ Range _____ B.M. _____
4. Water will be used for the following purposes:
Amount 3.2 for Irrigation purpose from March 15 to Nov. 15 (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
Amount _____ for _____ purpose from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)
5. Total quantity to be appropriated:
a. 3.2 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. Drilled well, electric pump

b. Height of storage dam _____ feet, active reservoir capacity _____ acre feet; total reservoir
capacity _____ acre feet, materials used in storage dam: _____
Period of year during which storage will occur _____ to _____ inclusive.
(Mo. Day) (Mo. Day)
c. Proposed well diameter is 16 inches; proposed depth of well is 600 feet.
7. a. Time required for the completion of the works and application of the water to the proposed beneficial use
is 5 years.
b. Estimated construction cost is \$ 30,000.00.
8. Description of proposed uses:
a. If water is not for irrigation:
(1) Give the place of use of water: _____ $\frac{1}{4}$ of _____ $\frac{1}{4}$ of Section _____ Township _____
Range _____ B.M.
(2) Amount of power to be generated: _____ hp under _____ feet of head.
(3) List number of each kind of livestock to be watered _____

(4) Name of municipality to be served _____, or number of families to be
supplied with domestic water _____.
(5) If water is to be used for other purposes describe: _____

63 7793

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

TWP.	RANGE	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	
2 N.	3 W.	23	40	40	40	40													160

Total number of acres to be irrigated 160

c. Describe any other water rights used for the same purposes as described above. None

9. a. Who owns the property at the point of diversion Applicant

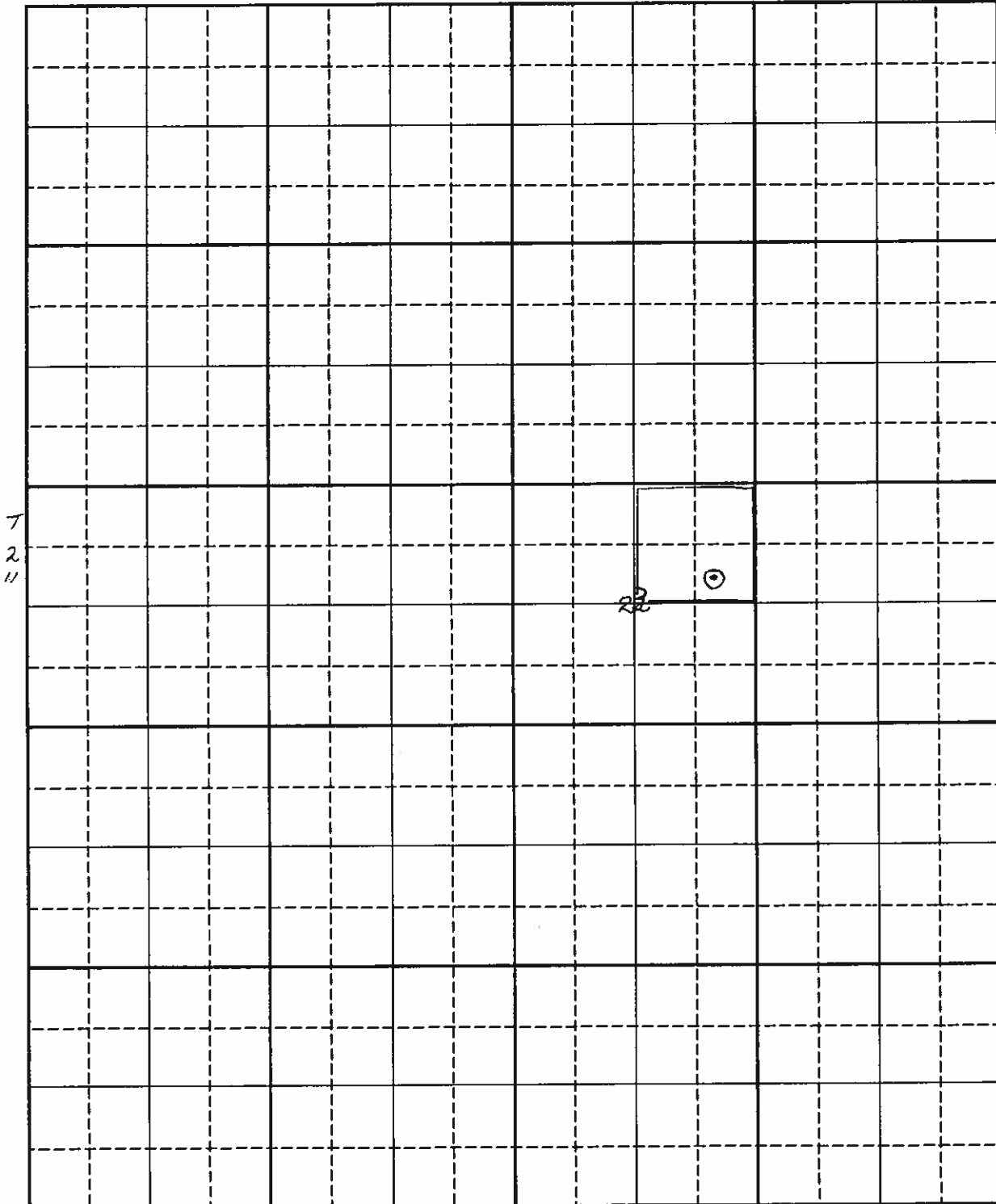
b. Who owns the land to be irrigated or place of use Applicant

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing Land is presently under purchase contract from Walter Russell.

10. Remarks

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

REW



Scale: 2 inches equal 1 mile

BE IT KNOWN that the undersigned hereby makes application for permit to appropriate the public waters of the State of Idaho as herein set forth.

Robert M. Russell
(Applicant)

63 7553

Received by ECB Date 11 May 73 Time 11:30 AM
 Preliminary check by ECB Fee \$ 55.00
 Received by ef Date 5-11-73 Permit # 10191
 Publication prepared by NIP Date 5-16-73
 Published in Idaho Free Press, Nampa
 Publication dates May 24 & 31, 1973
 Publication approved NIP Date 6-4-73
 Priority ~~retained~~ 5-11-73 Reason _____

 Protests filed by: _____

 Copies of protests forwarded by _____
 Hearing held by _____ Date _____
 Recommended for approval denial by de SDE

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER ADMINISTRATION

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7793, and said application is hereby APPROVED.

1. Approval of said application is subject to the following limitations and conditions:

- a. SUBJECT TO ALL PRIOR WATER RIGHTS.
- b. Proof of construction of works and application of water to beneficial use shall be submitted on or before June 1, 1978.
- c. Other: A measuring device of a type approved by this Department shall be permanently installed and maintained as part of the diverting works.

2. Denial of said application is for the following reasons: _____

Witness my hand this 20th day of June, 1973.


 Director

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

1. Name of permit holder Robert W. Russell
Post office address Route #4, Nampa, ID 83651 Phone _____
Person to contact _____ Phone _____
2. Source of water supply: Groundwater ☒ Surface water ☐ _____
(name spring, stream, etc.)
Tributary to _____

3. Water will be used for the following purposes:

Amount 3.2 c.f.s. for irrigation
 _____ AF/Annum (nature of use)

Period of Use: from Mar. 15 to Nov. 15
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum _____ (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Amount _____ c.f.s. for _____
 _____ AF/Annum (nature of use)

Period of Use: from _____ to _____
(mo.-day) inclusive (mo.-day)

Other uses: _____

4. Total amount to be appropriated:

Max Rate of Diversion 3.2 cubic feet per second and annual volume _____ AF/Annum.

- 5. Location of Point(s) of Diversion:**

Township 2N N/S, Range 3W E/W, B.M., Section 23, Subdivision SE $\frac{1}{4}$ NE $\frac{1}{4}$, Canyon
County

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ $\frac{1}{4}$ _____ $\frac{1}{4}$ _____ County _____

Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: 14" pump w/400 hp motor, 16" casing, conveying water directly into a mainline for sprinkler irrigation. Well is around 600' deep.

Measuring device required: yes ☒ no ☐

6. Londs to be irrigoted or ploce of use.

[illegible]

TOTAL ACREAGE 160

Rge - 3W

T
2
N

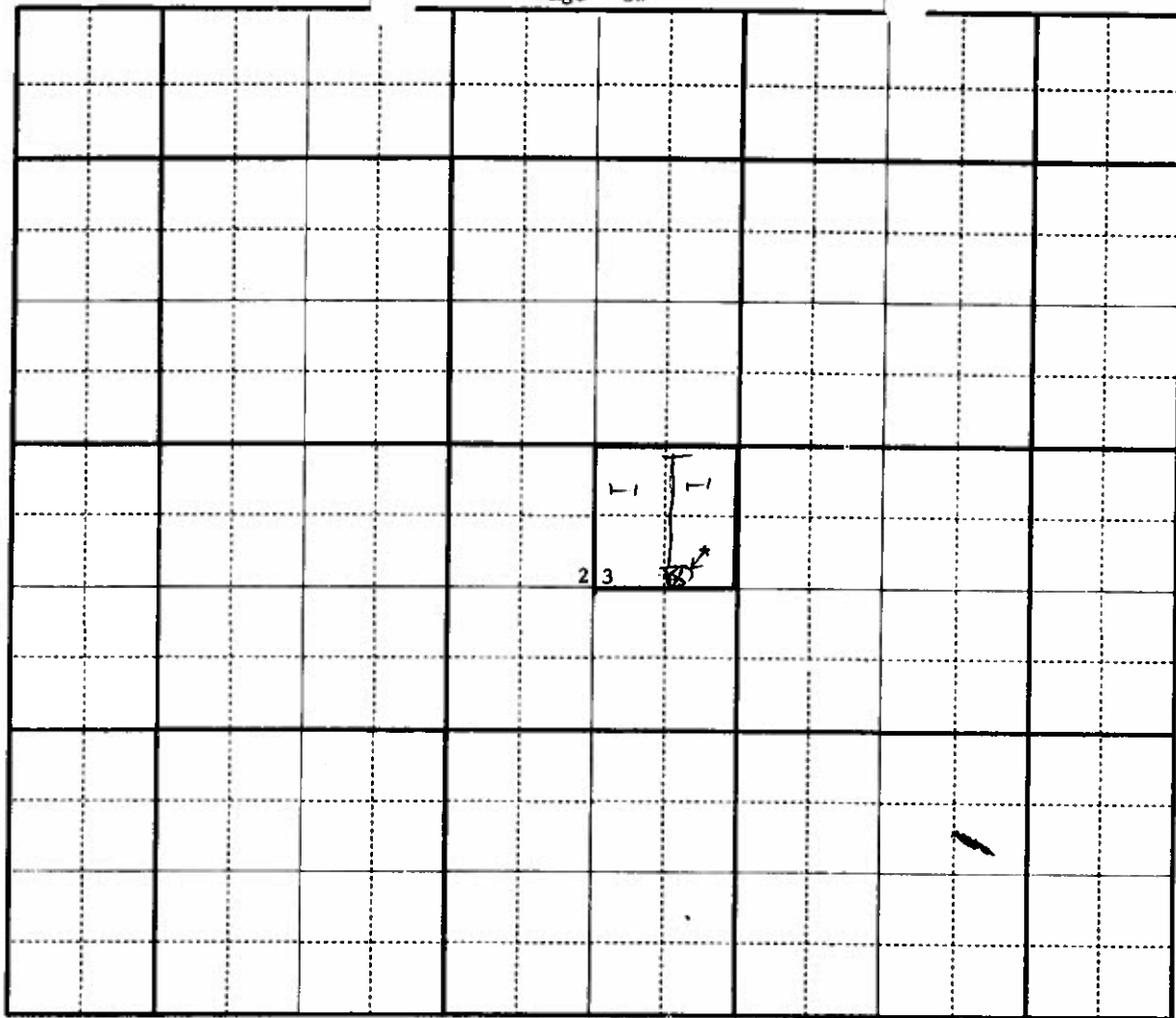


Diagram of System

DATE OF EXAM 6/26/79

ACREAGE
Found 160
Recommended 160

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 3.2 c.f.s. V = 720 AF/Ann. from 3/15 to 11/15
Domestic Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no ☒

Name source: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no ☒

Name source exchanged with: _____
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection:
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange:
Twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 3.2 cfs Method of measurement inline flow meter

Total Q recommended 3.2 cfs Meter No. 743634 Type Rate Flow Condition new

Total V recommended 720 A.F. / Ann.

Recommended Amendments:

P.D. _____
Place of Use _____
Other _____
None none

MEASUREMENT CALCULATION:

$Q = 1950 \text{ GPM} = 3.2 \text{ cfs}$
 $V = 160 \times 4.5 = 720$

SYSTEM DESCRIPTION:

600' well w/ 16" casing w/ Lantz & Bower Pump w/ 400 HP GE motor, Ser # J11919013 w/ 10" main line & 10 lateral sprinklers. 105 PSI at pump.

REMARKS:

Examiner's Signature [Signature] Date 6/26/79

Checked by _____ Date _____

Approved by _____ Date _____