

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 63-7223
Date Received: 2/28/1990
Receipt No: W009797
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

DUNCAN D. FARRIS Phone: (208)861-7562
493 N KATSURA
KUNA ID USA 83634

2. Date of Priority: 04/29/1969

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	01W	5	SE SE	CANYON	

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	4/01	11/01	0.6	135

7. Total Quantity Appropriated is:
0.6 C.F.S. and/or 135 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
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02N	01W	5	SW	SE	IRRIGATION	15
			SE	SE	IRRIGATION	15
					Section Acres	30
					Total Acres	30

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:

The issuance of this right does not grant any right-of-way or easement across the land of another.

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

CHANGE OF OWNERSHIP LG12/8/05

15. Basis of Claim: License

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

Canyon County

RECEIVED

OCT 05 2005

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

WATER RESOURCES
 WESTERN REGION

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
63-7223					

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) Stewart Farms Inc.
5459 Deer Flat Rd., Nampa, ID 83686
4. New Owner/Claimant(s) Duncan D. Farris
 Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
- New Mailing Address 493 N. Katsura Ave.
- City, State and ZIP Code Kuna, ID 83634
- New Telephone Number (208) 861-7562
5. Date you acquired the property September 27, 2005

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) Duncan D. Jarvis
(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 _____ Date _____ Fee _____
 Received by _____ Date _____ Receipt No. _____
 Processed by _____ AJ Date _____ WR _____ Date _____



www.titleonecorp.com

Order No.: C0510037

CORPORATION WARRANTY DEED

For Value Received STEWART FARMS, INC.

A Corporation duly organized and existing under the laws of the State of IDAHO hereby Grant, Bargain, Sell and Convey unto DUNCAN D. FARRIS, A MARRIED MAN, AS HIS SOLE AND SEPARATE PROPERTY

Whose current address is: 493 N KATSURA Ave. Kuna, Id
83634

The following described real estate, to wit:

SEE ATTACHED EXHIBIT "A" FOR LEGAL DESCRIPTION

TOGETHER WITH ALL WATER AND WATER RIGHTS, DITCHES AND DITCH RIGHTS, USED THEREON OR APPURTENANT THERETO, INCLUDING BUT NOT LIMITED TO 63-7223

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever.

The Grantor does hereby covenant to and with the said Grantees, that it is the owner in fee simple of said premises; that it is free from all encumbrances, EXCEPT those to which this conveyance is expressly made subject and those made, suffered or done by the Grantee; and subject to restrictions, dedications, easements, rights of way and agreements, (if any) of record, and general taxes and assessments, including irrigation and utility easements, (if any) for the current year, which are not due and payable, and that Grantor will warrant and defend the same from all lawful claims whatsoever. In constraining this Deed and where the context so requires, the singular includes the plural, and the masculine, includes the feminine and neuter.

IN WITNESS WHEREOF, the Grantor, pursuant to a resolution of its Board of Directors has caused its corporate name to be hereunto subscribed.

Dated: 09/26/05

STEWART FARMS, INC.

BY: J. Stewart
PRESIDENT

STATE OF IDAHO

COUNTY OF CANYON

ON THIS 26 DAY OF SEPTEMBER, IN THE YEAR 2005, BEFORE ME, THE UNDERSIGNED, A NOTARY PUBLIC IN AND FOR SAID STATE PERSONALLY APPEARED, J. STEWART KNOWN TO ME TO BE THE PRESIDENT OF THE CORPORATION THAT EXECUTED THIS INSTRUMENT AND THE PERSON WHO EXECUTED THE INSTRUMENT ON BEHALF OF SAID CORPORATION, AND ACKNOWLEDGED TO ME THAT SUCH CORPORATION EXECUTED THE SAME. IN WITNESS WHEREOF, I HAVE HEREBUNTO SET MY HAND AND AFFIXED MY OFFICIAL SEAL THE DAY AND YEAR IN THIS CERTIFICATE FIRST ABOVE WRITTEN.

Barbara Ehle
BARBARA EHLE
RESIDING AT: MERIDIAN

RESIDING AT MERIDIAN, IDAHO
COMMISSION EXPIRES 06-12-2009

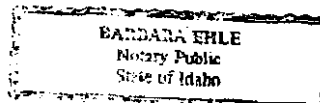


EXHIBIT "A"

That certain land lying Northeasterly from the Union Pacific right of way, and Northerly from that certain County road, and Southerly, Southeasterly and Southwesterly from the Southerly edge of the right of way of the New York Canal, all of which property is located in the following described tract of land:

All of the North half of the Southeast quarter and all of that portion of the South half of the Southeast quarter which lies North and East of the right of way of the Oregon Short Line Railroad Company,

EXCEPTING THEREFROM the following described tract of land, to-wit:

A strip of land 15 rods in width North and South, off from the Southside of the South half of the Southeast quarter, extending Eastwardly from the Northeasterly boundary line the right of way of the Oregon Short Line Railroad Company to the Section line between Sections 4 and 5.

All the above and foregoing being in Section 5, Township 2 North, Range 1 West, Boise Meridian, in Canyon County, Idaho.

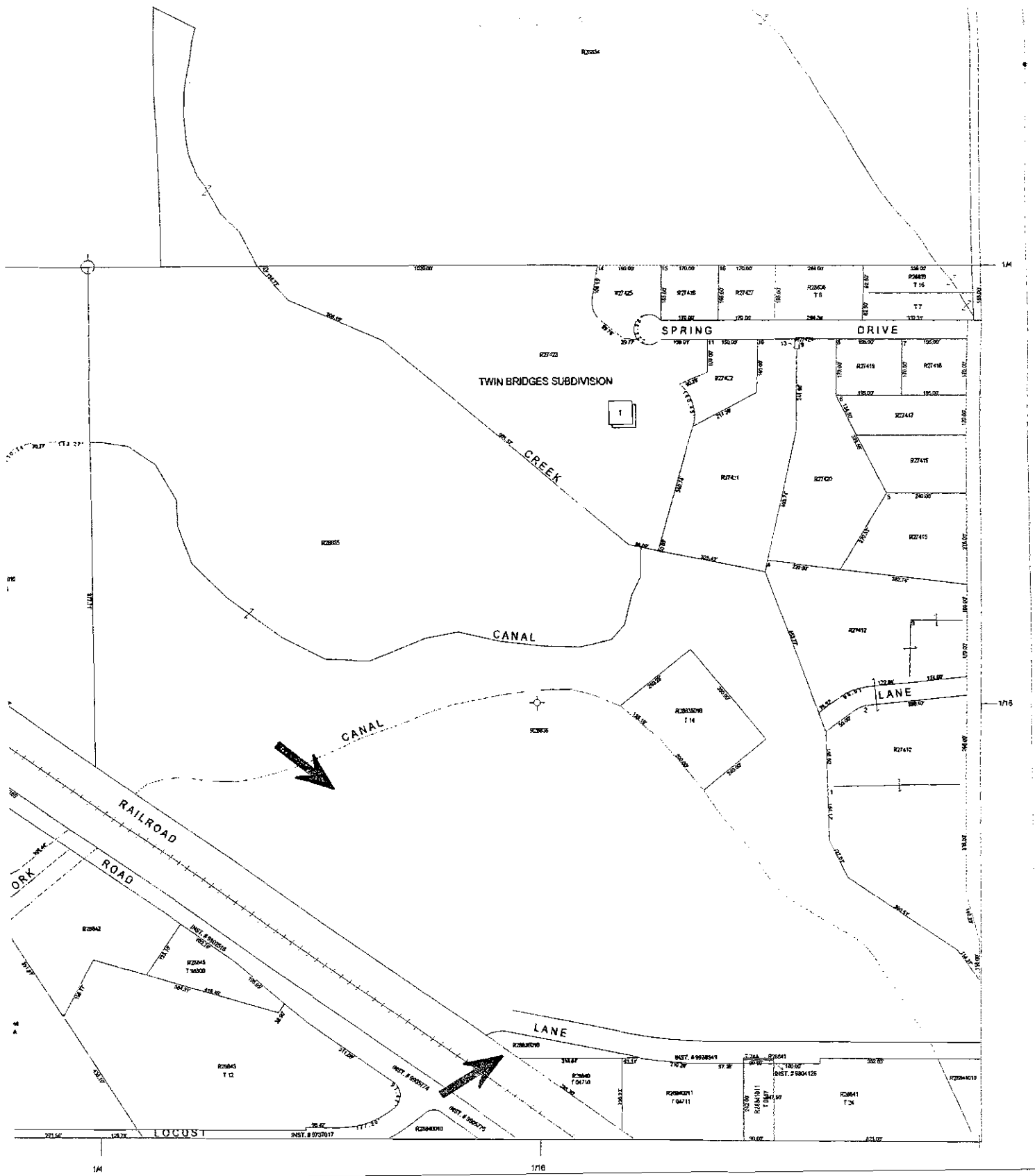
EXCEPTING THEREFROM:

A parcel of land being a portion of the property of Stewart Farms, Inc., as described in Deed Instrument No. 803263 in the office of the Canyon County Recorder in the Southeast quarter of Section 5, Township 2 North, Range 1 West, Boise Meridian, more particularly described as follows:

Commencing at the section corner common to Sections 4, 5, 8 and 9, Township 2 North, Range 1 West, Boise Meridian; thence
North 00°51'01" West 75.438 meters (247.50 feet) to a point on the Southerly right of way of existing Locust Lane; thence
South 88°57'09" West 147.234 meters (483.05 feet) along said Southerly right of way to the TRUE POINT OF BEGINNING; thence continuing
South 88°57'09" West 163.838 meters (537.52 feet) along said Southerly right of way to a point of non-tangent curvature; thence
Westerly 13.646 meters (44.77 feet) along a curve to the right having a radius of 410.000 meters (1345.14 feet), a central angle of 01°54'26" tangent lengths of 6.824 meters (22.39 feet) and a long chord bearing North 81°08'12" West 13.646 meters (44.77 feet) to a point of tangency; thence
North 80°11'00" West 109.253 meters (358.44 feet) to a point of curvature; thence
Westerly 20.979 meters (68.83 feet) along a curve to the left having a radius of 30.000 meters (98.42 feet) a central angle of 40°03'56", tangent lengths 10.839 meters (35.69 feet) and a long chord bearing
South 79°47'03" West 20.553 meters (67.43 feet) to a point of non-tangency on the Northeasterly right of way of the Union Pacific Railroad; thence
North 56°13'38" West 21.272 meters (69.79 feet) along said Northeasterly right of way to a point marking the beginning of a non-tangent curve; thence
Northeasterly 44.338 meters (145.46 feet) along a curve to the right having a radius of 50.000 meters (164.04 feet), a central angle of 50°48'24", tangent lengths of 23.744 meters (77.90 feet) and a long chord bearing North 74°24'48" East 42.898 meters (140.74 feet) to a point of tangency; thence
South 80°11'00" East 107.979 meters (354.26 feet) to a point of curvature; thence
Southeasterly 73.951 meters (242.62 feet) along a curve to the left having a radius of 390.000 meters (1279.52 feet), a central angle of 10°51'52", tangent lengths of 37.087 meters (121.68 feet) and a long chord bearing
South 85°36'55" East 73.841 meters (242.26 feet) to a point of tangency on the Northerly right of way of said existing Locust Lane; thence
North 88°57'09" East 101.252 meters (332.19 feet) along said Northerly right of way to a point; thence
South 01°02'51" East 15.240 meters (50.00 feet) to the Point of Beginning.

Exhibit "A"

Legal Description



THIS MAP IS FURNISHED AS AN ACCOMMODATION STRICTLY FOR THE PURPOSES OF GENERALLY LOCATING THE LAND. IT DOES NOT REPRESENT A SURVEY OF THE LAND OR IMPLY ANY REPRESENTATIONS AS TO THE SIZE, AREA, OR ANY OTHER FACTS RELATED TO THE LAND SHOWN HEREON.

50⁰⁰
+ 30⁰⁰
\$80⁰⁰

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: A63-07223
Date Received: 2/27/1990
Receipt No: W009797
Received By: _____

RECEIVED
FEB 28 1990

Department of Water Resources
Western Regional Office

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

1. Name: STEWART FARMS INC. 208-466-6996
Address: 5459 DEER FLAT RD.
NAMPA, ID 83686

2. Date of Priority: APR 29, 1969

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
02N	01W	5	SE	SE			CANYON

5. Description of diverting works:

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	11/01	0.600		135.00

7. Total Quantity Appropriated is:
0.600 C.F.S. (and/or) 135.00 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
02N	01W	5	SW	SE		IRR	15.0
			SE	SE		IRR	15.0
Section Acres							30.0

10. Place of Use: Continued

Total Acres 30.0

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:

14. Remarks:

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): James J. Stewart Date: 2-28-90
Date: _____

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 28 day

of February 19 90

Nori Harris
Notary Public

Seal

Residing at Boise, Idaho

My Commission Expires 12-8-94

09/29/2006

**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: 63-7223

DUNCAN D. FARRIS
493 N KATSURA
KUNA ID 83634
Telephone Number: (208)861-7562

RECEIVED

OCT 13 2006

WATER RESOURCES
WESTERN REGION

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:

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

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

DATE: 10/9/2006

SIGNATURE: Duncan D. Farris

Please print your name: Duncan D. Farris

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

02/02/2006

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

RIGHT NUMBER: 63-7223

NAME AND ADDRESS: DUNCAN D. FARRIS
493 N KATSURA
KUNA ID 83634

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.600 CFS
135.000 AFY

PRIORITY DATE: 04/29/1969

POINT OF DIVERSION:

T02N R01W S5 SESE Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

4/01 11/01

0.600 CFS

135.00 AFY

The use of water for irrigation under this right may begin as early as March 1 and may continue to as late as November 15, provided other elements of the right are not exceeded. The use of water before April 1 and after November 1 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 Within CANYON County

T02N R01W S05

SWSE

15.00

T02N R01W S05

SESE

15.00

30 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

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

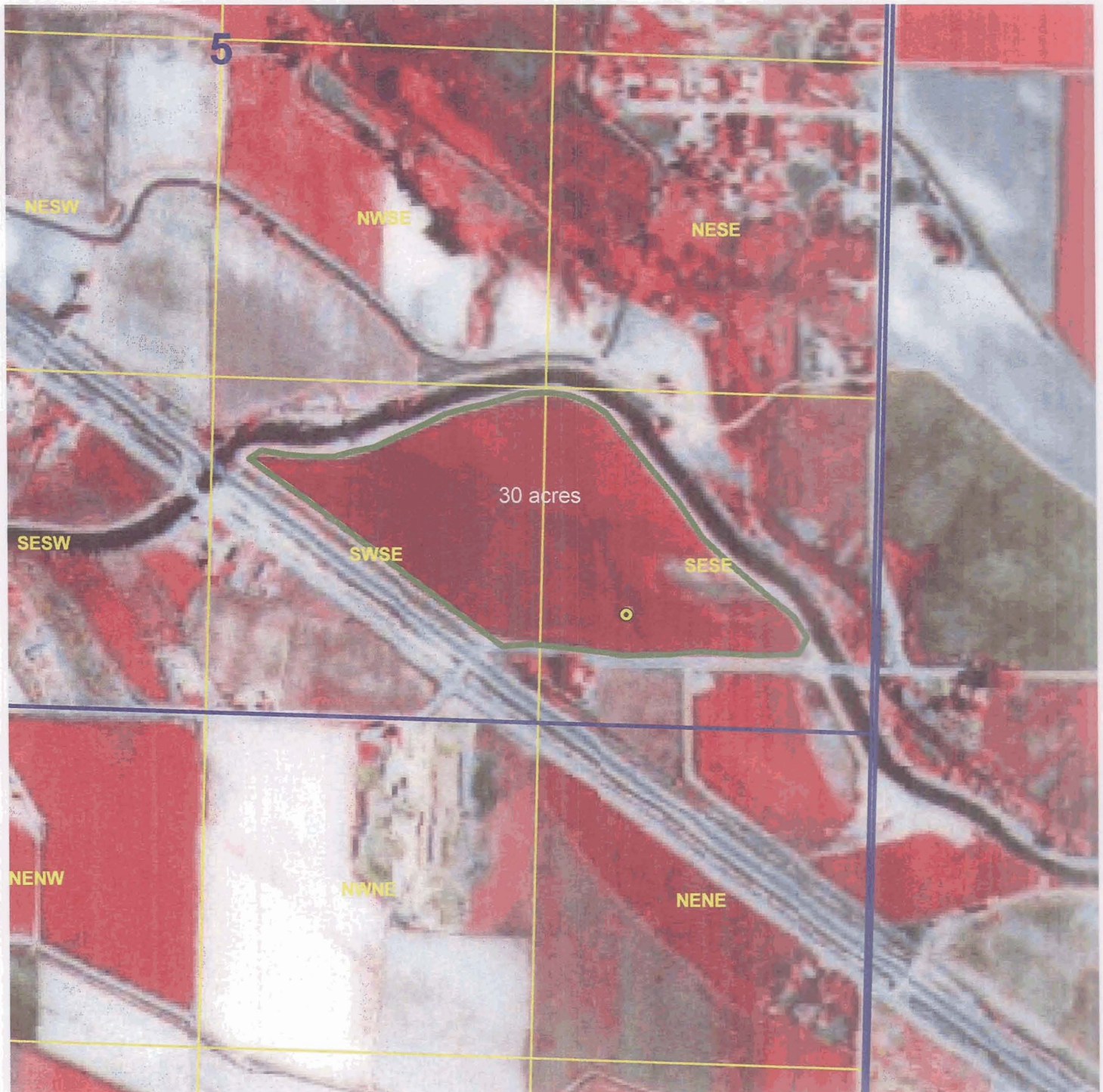
Use of this right is combined with water from Nampa Meridian Irrigation District.

The issuance of this right does not grant any right-of-way or easement across the land of another.

Idaho Department of Water Resources

63-7223

T02N R01W S5



- Point of Diversion
- ▭ Place of Use
- ▭ Sections
- ▭ Quarter Quarter



IDWR

Prepared by: Sandy Egbert
1987 NAPP Photography

400 0 400 800 1200 1600 Feet

**STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT**

Prior to Field Exam

- ☒ Copy of Claim, claim has been signed, sealed, and dated by notary?
- ☒ Check fees paid 80.00
- ☐ Well logs (if needed)
- ☐ Copy of topo or NAPP
- ☐ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information
- ☐ Check POD & POU overlap, see below – include overlapping right for exam
- ☐ Evidence of Priority – if none, talk with claimant

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) 63-7223

Owner: _____ Phone No. _____

Current Address: _____

- ☐ No change NAME IS THE SAME
- ☐ NEW OWNER _____
- ☐ No change Address
- ☐ NEW ADDRESS _____
- ☐ How long owned property? _____

Accompanied by: _____

PRIORITY DATE

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

Priority date, per claimant, is: _____

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

Source: _____ Tributary to _____

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

POINT OF DIVERSION

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

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID

Description of diverting works

OVERLAP REVIEW

Other water rights with the same point of diversion: _____

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

WATER USES☒ No change☐ Different Uses

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only *OK*☐ Incomplete on claim, the total is, Amount _____ CFS _____ AFA☐ Changes found, the new total is, Amount _____ CFS _____ AFA☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)**NON-IRRIGATION USES:**☒ No change☐ Changes Exam found: Domestic # of homes _____ Stock # _____

Types _____ Additional comments: _____

PLACE OF USE:☒ No Change☐ Changes shown below:

Place of Use			NE				NW				SW				SE				Totals
TWP	RGE	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	

Overlap with other water rights: _____

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

Delivery System Narrative: _____

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Field exam states this is supplemental water from Ramapo Meridian Irrig.

[illegible]

AFTER EXAM THE FILE SHOULD CONTAIN:

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

DATE EXAM CONDUCTED: 2-2-06

FIELD EXAMINER: Sandy Egbert

**IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-7223**

01/26/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
7223	Claim	02N	01W	5	SW	SE		IRRIGATION	15/30	DUNCAN D. FARRIS
7223	Water Right	02N	01W	5	SW	SE		IRRIGATION	15/30	STEWART FARMS INC
8836	Water Right	02N	01W	5	SW	SE		DOMESTIC		ROBERT NICODEMUS
7223	Claim	02N	01W	5	SE	SE		IRRIGATION	15/30	DUNCAN D. FARRIS
7223	Water Right	02N	01W	5	SE	SE		IRRIGATION	15/30	STEWART FARMS INC
3141	Water Right	02N	01W	5	SE	SE		DOMESTIC		MILDRED M WALTMAN

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

License of Water Right No. [REDACTED] Priority April 29, 1969 Amount 0.60 cfs

THIS IS TO CERTIFY, that STEWART FARMS, INC.

of Nampa, Idaho, has complied with the terms and conditions of Permit No. 63-7223 issued pursuant to Application for Permit dated April 29, 1969, and has submitted proof to the Department of Water Resources on May 31, 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 0.68 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>April 1</u> to <u>Nov. 1</u>	at <u>0.60</u> cfs and	<u>135 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 0.60 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 135 acre feet per year, said waters to be diverted within the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 5,
Twp. 2 N, Rge. 1 W, B. M. in the County of Canyon

Description and location of 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 $\frac{1}{4}$	
2 N	1 W	5															15	15	30

Total number of acres irrigated 30

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 21 day of March, 19 75.

MICROFILMED

Director

MICROFILM MEN

Identification No. 63-7223
Application No. _____

PERMIT ISSUED FOR SEC. 60

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho **APPROVED**
(TYPE OR PRINT IN INK)

1. Name of applicant Stewart Farms, Inc.
post office address Route 3, Box 283, 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 SE $\frac{1}{4}$ of Section 5 Township 2 N
Range 1 W B.M. Canyon County County; additional points of diversion if any: _____

b. If water is not consumed, it will be discharged into New York Canal at a point in SE $\frac{1}{4}$
of SE $\frac{1}{4}$ of Section 5 Township 2 N Range 1 W B.M. _____
4. Water will be used for the following purposes:
Amount 0.6 for irrigation purpose from April 1 to November 1 (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. 0.6 cubic feet per second and/or
b. _____ acre feet per annum.
6. Proposed diverting works:
a. Description of ditches, flumes, pumps, headgates, etc. pump, electric motor, pipeline,
gravity irrigation, and drilled well

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 12 inches; proposed depth of well is 100 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 \$ 2,500.00.
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: _____

63-7223

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	1 W	5																30	30

Total number of acres to be irrigated 30

c. Describe any other water rights used for the same purposes Nampa Meridian Irrigation District
22 acres of water

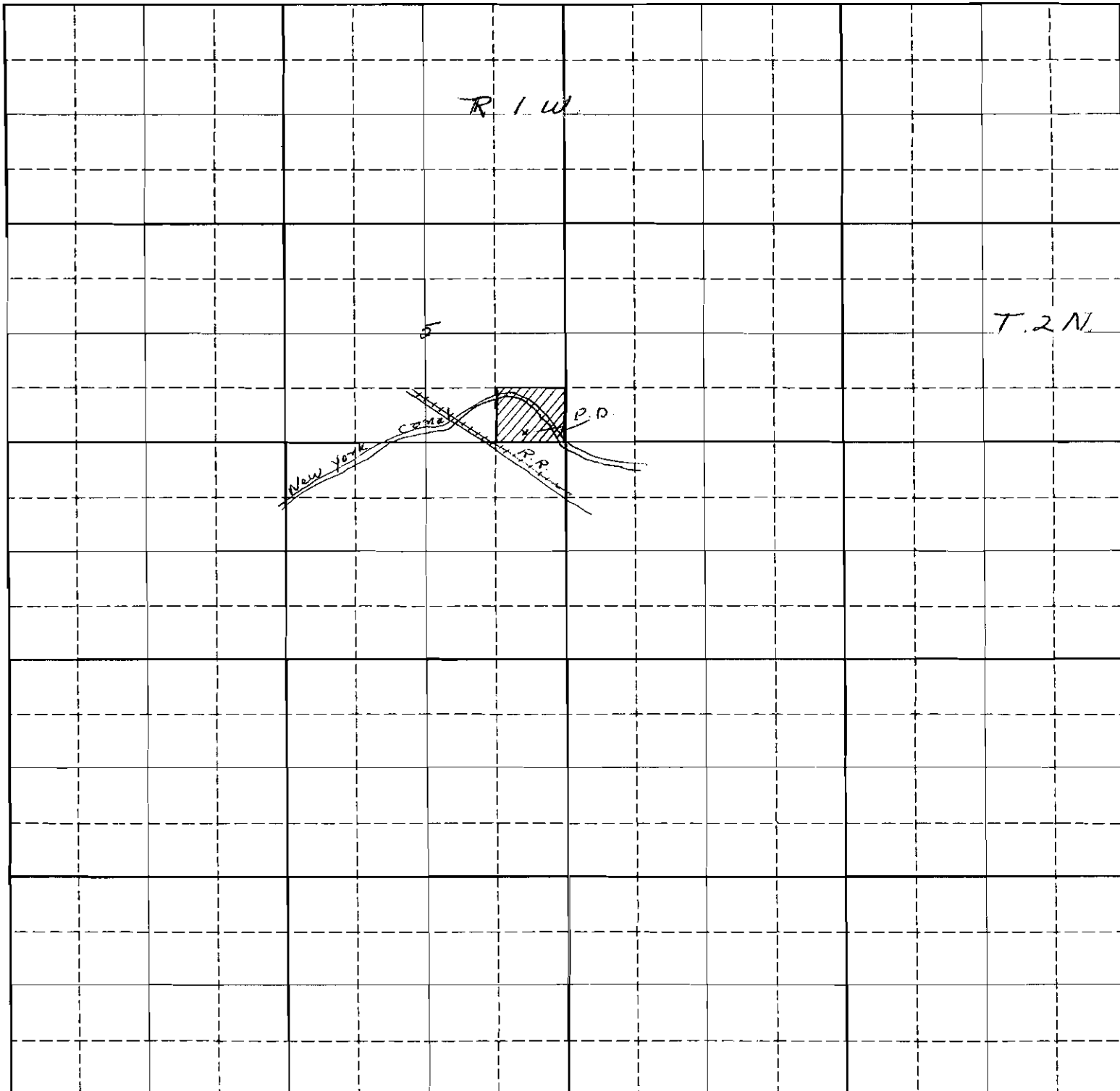
9. a. Who owns the property at the point of diversion same

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

c. If the property is owned by a person other than the applicant, describe the arrangement enabling the applicant to make this filing

10. Remarks Shallow top soil underlain with sand. Requires more than 1" per
acre. Well is supplemental to irrigation district water.

11. Map of proposed project:



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.

J. A. Stewart
(Applicant)

13-7003

Received by R.H. Date 4-29-69 Time 4:35 PM

Preliminary check by R.H. Fee \$ 20.00

Receipted by ej Date 4-29-69 *given*

Publication prepared by to Date 5-8-69

Published in Idaho Free Press

Publication dates 5-13 + 5-22-69

Publication approved to Date 5-12-69

Priority reduced to _____ Reason _____

Protests filed by: None 6-5-69

Copies of protests forwarded by _____

Hearing held by _____ Date _____

Recommended for approval denial by R. R.H.

APPROVED

ACTION OF STATE RECLAMATION ENGINEER

This is to certify that I have examined Application for Permit to appropriate the public waters of the State of Idaho No. 63-7223, 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, 19 74.
- c. Other: The applicant shall permanently install and maintain a measuring device of a type approved by the department as part of the diverting works. This permit is supplemental to all prior rights.

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

Witness my hand this 16th day of June, 19 69.

R. R. H.
State Reclamation Engineer

DEPARTMENT OF WATER ADMINISTRATION

FIELD REPORT

400-1996

1. Name of permit holder Stewart Farms, Inc.
 Post office address Rt. #3, Box 283, 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 0.6 c.f.s. for irrigation
 _____ AF/Annum (nature of use)
 Period of Use: from Apr. 1 to Nov. 1
 (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: _____

Permit No. 63-7223
 Examination for b/u

4. Total amount to be appropriated:
 Max Rate of Diversion 0.6 cubic feet per second and annual volume _____ AF/Annum.

5. Location of Point(s) of Diversion:
 Township 2N N/S, Range 1W E/W, B.M., Section 5, Subdivision SE 1/4 SE 1/4 Canyon
 _____ County
 Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 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: 5 hp, 12" casing, 100' well.

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

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	
2N	1W	5																30	30
2N	1W	5															15	15	30

and during Exam 7/1/64

TOTAL ACREAGE 30

Rge - 1W

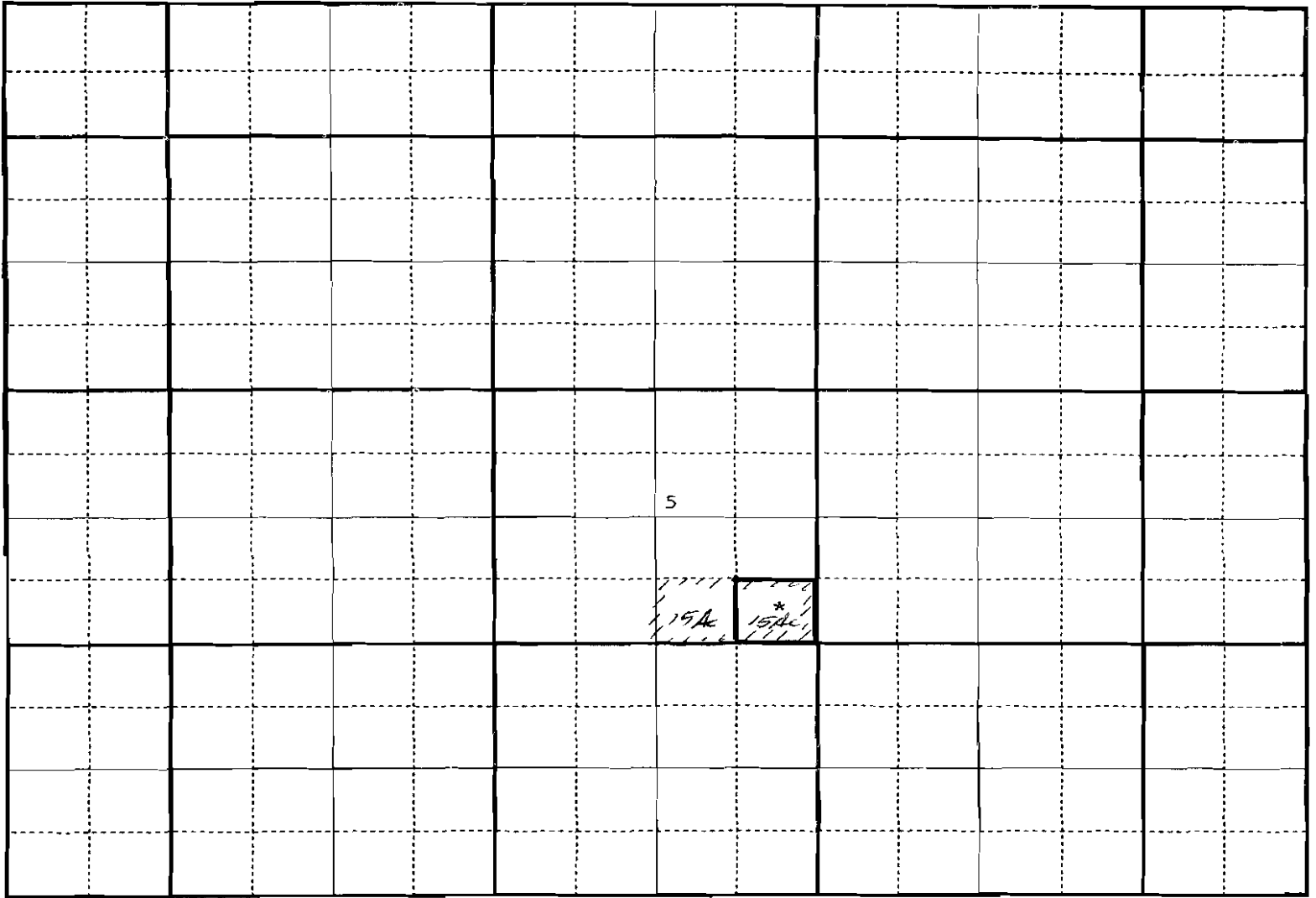


Diagram of System

DATE OF EXAM 7/1/1974

ACREAGE
Found 30.0
Recommended 30.0

Irrigation Requirement 4.5 Ac Ft/Ac

USE
Irrigation Q = 0.60 c.f.s. V = 135 AF/Ann. from Apr 1 to Nov 1
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 3056 gpm = 0.68 cfs Method of measurement 6" to 4" orifice plate

Total Q recommended 0.60 Meter No. - Type 6" to 4" orifice Condition new

Total V recommended 135 AF/Ann.

Recommended Amendments:

P.D. _____
Place of Use 15 Acres in SW 1/4 SE 1/4, 15 Acres in SE 1/4 SE 1/4 Sec 5
Other _____
None _____

MEASUREMENT CALCULATION:

Q = 305 gpm = .68 cfs (H = 23" column)

V = 4.5 x 30 = 135 AF

SYSTEM DESCRIPTION:

100' well w/ 12" casing w/ Johnston Pump w/ 5 HP A.S.
Motor (Ser # 233 7743) 8" gated pipeline distribution
system.

REMARKS:

This well supplements a unimproved - Meridian Irrigation
Co. right for 22.15 Acres @ 5 1/2" /acre.

Examiner's Signature M. Clayton Brown Date 7/1/1974

Checked by _____ Date _____

Approved by _____ Date _____



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

December 8, 2005

Duncan D. Farris
493 Katsura
Kuna, ID 83634

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

Re: Notice of Claim to a Water Right No. 63-7223

Dear Claimant(s):

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

Please note that the enclosed Notice of Claim to a Water Right is not a final determination of your water right. This claim was filed during claims taking in the Snake River Basin Adjudication (SRBA) and has not yet been verified by this Department. Water rights are established and maintained by beneficial use of water for the uses designated on this claim form dating back to the priority date listed. This claim will be investigated, verified and recommended to the SRBA Court for court decree sometime in the near future. You will be notified prior to the beginning of any verification of this water right.

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 information, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Liberty Gagnon".

Liberty Gagnon
Office Specialist 1
Adjudication Section
Western Region Office

LG: lg

Enclosure