

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: **A63-11254**
Date Received: 3/27/1991
Receipt No: C020046
Received By: _____

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

1. Name: SSI FOOD SERVICES INC 208-459-0734
Address: 2615 E CLEVELAND
CALDWELL ID 83605

2. Date of Priority: MAR 15, 1990

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	05W	10		NE	SE		CANYON

5. Description of diverting works:
PORTABLE SYSTEM USING A PTO PUMP WITH PIPE

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.540		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	10	NE	SE		IRR	27.0
Section Acres							27.0

10. Place of Use: Continued

Total Acres	27.0
-------------	------

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: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: _____

For Organizations:

I do solemnly swear or affirm that I am _____ of
_____, Title
_____, that I have signed the foregoing
Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization
foregoing document are true and correct.

Signature of Authorized Agent

Title and Organization

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 403-11257Date Received 3/27/91Receipt Number C020046

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
MAR 27 1991

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) SSI Food Services, Inc. Phone (208) 459-0734Mailing Address 2615 E Cleveland Caldwell, ID Zip 836052. Date of Priority (Only one (1) per claim) March 15, 19903. Source of water supply (a) Groundwater
which is tributary to (b) _____4. a. Location of existing point of diversion is: Township 4N Range 5W Section 10,
NE 1/4 of SE 1/4 of _____ 1/4, Govt. Lot, _____ B.M., County of _____

Additional points of diversion if any: _____

b. If instream flow, beginning point of claimed instream flow is:

Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

ending point is: Township _____ Range _____ Section _____, _____ 1/4 of _____ 1/4 of _____ 1/4,

Govt. Lot _____ B.M., County of _____

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well.

Portable system using a
PTO pump (600 gallon/minute capacity) with either gated
pipe or sprinkler pipe

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For Irrigation purposes from 3/15 to 11/15 amount 0.54 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.54 (cfs) and/or (b) _____ (acre feet)

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

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

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	
4N	5W	10													27				27

Total number of acres irrigated 27

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

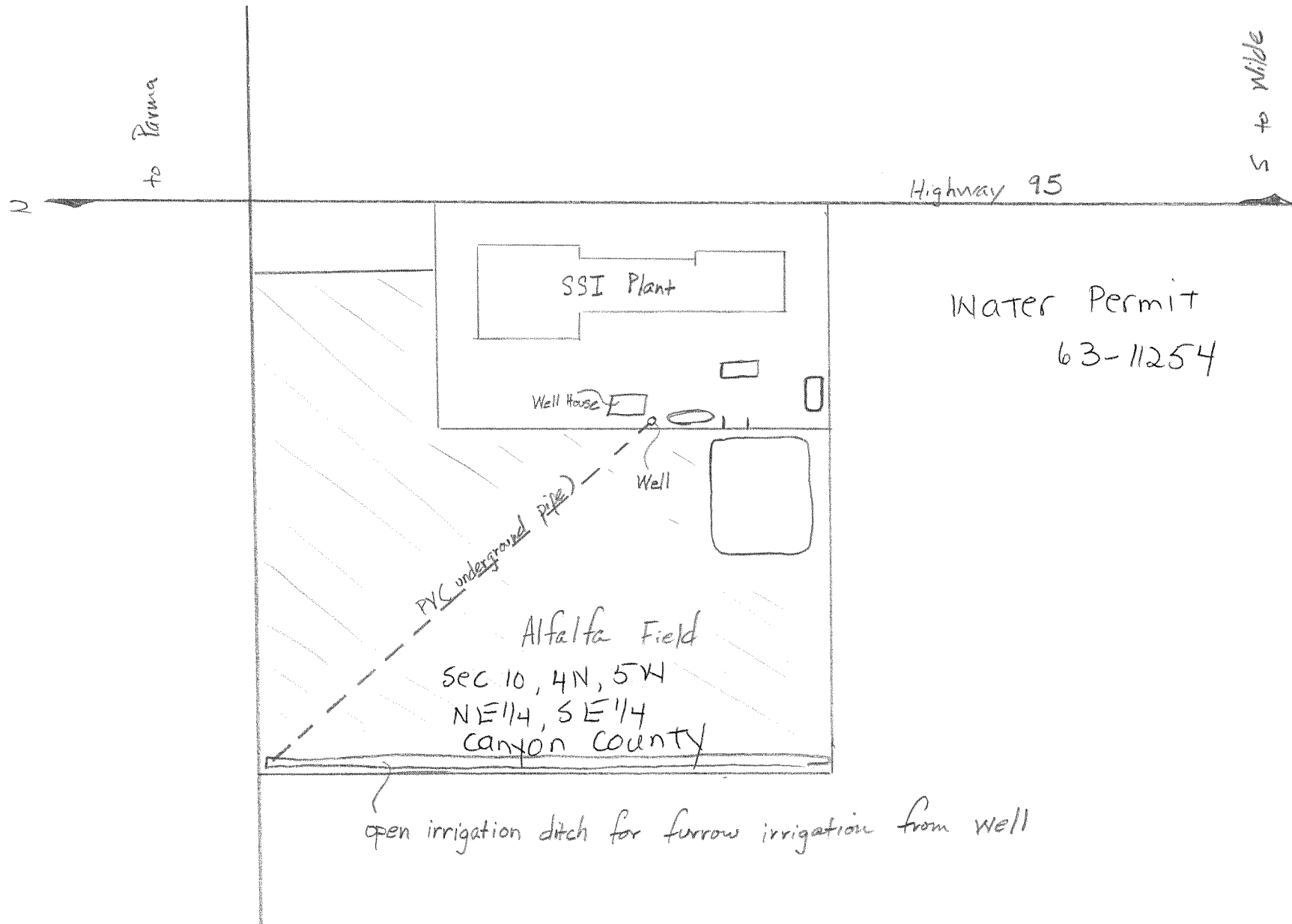
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
_____ or None ()

14. Remarks: see attached map

Last Name _____ Ident No. _____

Copies: White -State, Yellow-Claimant



Scale: 2 inches equals 1 mile

Sec 10

4W, 5W

p.d.

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use X Posted Notice _____ License _____ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 63-11254
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) _____ Date _____
_____ Date _____

For Organizations: I do solemnly swear or affirm that I am President Title _____
of SSI Food Services, Inc. Organization _____, that I have signed the foregoing
document in the space below as President Title _____ of SSI Food Services, Inc. Organization _____
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature]
Title and Organization President, SSI Food Services, Inc. Date 3/8/91

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

Subscribed and sworn (or affirmed) before me this 8th day of March 19 91

SEAL

Notary Public Kathryn Jennings
Residing at Calwell, Idaho
My Commission Expires 8/26/95

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 _____

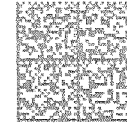
Date _____

Last Name _____ Ident. Number _____

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A
0004310839
MAILED FROM ZIP CC

ADDRESSEE
UNKNOWN

[Handwritten signature]

~~SSI FOOD SERVICES INC
2615 E CLEVELAND BLVD
CALDWELL ID 83605~~

RECEIVED
OCT 12 '83
WATER RESOURCES
WESTERN REGIONAL OFFICE

63-11254

05/22/2006

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

RIGHT NUMBER: 63-11254

NAME AND ADDRESS: SSI FOOD SERVICES INC
2615 E CLEVELAND BLVD
CALDWELL ID 83605

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.460 CFS
103.500 AFY

Right Nos. 63-10727 and 63-11254 are limited to a total combined diversion rate of 0.59 cfs.

PRIORITY DATE: 03/15/1990

POINT OF DIVERSION:

T04N R05W S10 NESE Within CANYON County

T04N R05W S10 NESE Within CANYON County

Two points of diversion located in T04N, R05W, S10, NESE.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

03/15 11/15

0.460 CFS
103.50 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 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

T04N R05W S10 NESE 23.00

23 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

Idaho Department of Water Resources



**T04N, R05W,
SEC 10**

Claim No: 63-11254

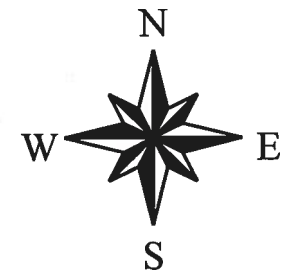
Prepared By: Kimberly Brown

Date: May 22, 2006

-  Place of Use
-  Section Lines
-  1/4 1/4

 Point of Diversion

Irrigated Acres = 23



0 0.03 Miles



1987 NAPP

Property Address:Ø Hwy. 95
Wilder

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-11254

WATER RIGHT NUMBER: 63-11254 ✓

Owner Type

Current Owner

Name and AddressElk's Rehab
SSI FOOD SERVICES INC ✓
2615 E CLEVELAND BLVD
CALDWELL, ID 83605
(208)459-0734Current Owner:CTI-SSI Food Services LLC
22303 Hwy. 95
Wilder 83676

Priority Date: 03/15/1990 ✓

Basis: ~~Beneficial Use~~ License ✓

Status: Active

Source

GROUND WATER ✓

TributaryIdaho Power Co.
this is in 4n 5w S10Beneficial Use

IRRIGATION ✓

From To

3/15 to 11/15 ✓

Diversion Rate0.46 ~~-0.540 CFS~~Annual Volume

103.5 AF

Total Diversion:~~-0.540 CFS~~

0.46

103.5 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County ✓

NE1/4SE1/4 ✓

Sec. 10, Twp 04N, Rge 05W, B.M. ✓

ADD: NESE

S10, T04N, R05W

Place of Use

IRRIGATION ✓

Twp	Rge	Sec	NE				NW				SW				SE				Totals
✓ 04N	05W	10	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	27.0
															23.0				23.0

Total Acres: 27 23.0

ADD S39 - Season of use is 3/1 to 11/15.

Conditions of Approval:Remarks:

ADD F02 - Two points of diversion located in NESE, S10, T04N, R05W.

Comments:

ADD - The total combined rate of diversion under this right and 63-10727 shall not exceed 0.59 cfs.

R 36764010A0 (0.2-0.24 AC)

R 3676400000 (1.45-1.5 AC)

Parcel No: R 3676401000. (24.3-24.7 AC)

(in-office review)

**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 \$77.00
- ☐ Well logs (if needed) N/A
- ☒ 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 N/A

CLAIMANT INFORMATION – verify contact information is completeClaim No(s) A63-11254Owner: SSI Food Services Inc Phone No. _____Current Address: 2615 E. Cleveland Blvd., Caldwell☐ No change NAME IS THE SAME☐ NEW OWNER☐ No change Address☒ NEW ADDRESS☐ How long owned property?CTI-SSI Food Services LLC22303 Hwy. 95, Wilder 83676Accompanied by: N/A**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: 3/15/90

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

Source: Ground Water 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?

ADD F02 Condition – 2 PODsADD: NESE, T04N, R05W, S10

DIVERSION AND DELIVERY SYSTEM

Points of Diversion:

2 PODs

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
			NE	SE	10	4N	5W		

Description of diverting works

See Field Report.

OVERLAP REVIEWOther water rights with the same point of diversion: 63-10727, 63-31640

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

The total combined rate of diversion under this right and 63-10727 shall not exceed 0.59 cfs.
 #63-31640 was not claimed in the SRBA.

WATER USES☐ No change☐ Different Uses

Season of use is 3/1 to 11/15.
 ADD 539 Condition.

Use Irrigation From _____ To _____ Amount 0.46 CFS 103.5 AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

Use _____ From _____ To _____ Amount _____ CFS _____ AFA

TOTAL VOLUME – Groundwater only☒ Incomplete on claim, the total is, Amount _____ CFS 103.5 AFA☒ Changes found, the new total is, Amount 0.46 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:

Parcel Nos: R3676400000
 R3676401000
 R36764010A0

Overlap with other water rights: 63-11474, 63-10727, 63-31640

Does overlap increase rate of flow, volume, additional acres, different source for same acres? Explain:
no overlap with #63-11474. #63-31640 was not claimed in the SRBA.
The total combined rate of diversion under this right #63-10727 shall
not exceed 0.50 cfs. See Field Permit

[illegible]

FLOW MEASUREMENTS: N/A

NARRATIVE/REMARKS/COMMENTS

3

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: 5.22.06 (in-office review)

FIELD EXAMINER: Kimberly Brown

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-11254

01/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
~~11254~~	~~Claim~~	~~04N~~	~~05W~~	~~10~~	~~NE~~	~~SE~~		~~IRRIGATION~~	~~27/27~~	~~SSI FOOD SERVICES INC~~
~~11254~~	~~Water Right~~	~~04N~~	~~05W~~	~~10~~	~~NE~~	~~SE~~		~~IRRIGATION~~	~~23/23~~	~~SSI FOOD SERVICES INC~~
11474	Water Right	04N	05W	10	NE	SE	<i>separate POU</i>	IRRIGATION	8/145	RIM RANCHES INC
10727	Water Right	04N	05W	10	NE	SE		INDUSTRIAL		CTI-SSI FOOD SERVICES LLC
31640	Water Right	04N	05W	10	NE	SE		INDUSTRIAL <i>not claimed in SRBA</i>		CTI-SSI FOOD SERVICES LLC

63-11254 & #63-10727 are limited to a total combined diversion rate of 0.59 cfs.

63-31640 was not claimed in the SRBA.

IDAHO DEPARTMENT OF WATER RESOURCES

Water Right Report 63-11254

WATER RIGHT NUMBER: 63-11254

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	SSI FOOD SERVICES INC 2615 E CLEVELAND BLVD CALDWELL, ID 83605 (208)459-0734

Priority Date: 03/15/1990

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>
IRRIGATION	3/15 to 11/15	0.460 CFS	103.50 AF
	<u>Total Diversion:</u>	0.460 CFS	103.50 AF

Location of Point(s) of Diversion

GROUND WATER	NE1/4SE1/4	Sec. 10, Twp 04N, Rge 05W, 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		
04N	05W	10													23.0					23.0

Total Acres: 23

Conditions of Approval:

1. R32 This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for irrigation of the lands above.
2. The total combined rate of diversion under this right and 63-10727 shall not exceed 0.59 cfs.
Two points of diversion are located within NESE, S10, T04N, R05W.

Remarks:Comments:

Receipt Details for ID C020046

Status	Adjustment Type	Version
	Water Right Receipt	1

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
3/27/1991 12:52:20 PM	3/27/1991	State	\$77.00	Check
Payer	SSI LAND & CATTLE CO.			

Account Information:

Check #	Account #	Credit Card Name	Authorization #
15316			
Card Expiration Date	Credit Card Transaction #		

Comment ADJUDICATION FEE

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$77.00	ADJUDICATION FEE	410162	9337	0	0	6490

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
63	11254		\$77.00	Claim

Print Report

REAL PROPERTY INQUIRY

+++++

01 6R36765-000- -0 025-00 SCH133+ 14 43,130 1.98

+++++ 36 20,786,200

CTI-SSI FOOD SERVICES LLC

+

+

+

+

+

22303 HWY 95

+

WILDER ID 83676

+

+++++

10-4N-5W SE

+ TOTAL 20,829,330 1.98

TX 1 IN NESE

+++++

+ SURVEY INST 200343126

+ DRAIN DR VALUE APPR DMH

+ CLASS IN REAP 04 MAN 03 UNIT 0

+ PARCEL 6R04N05W107650 H/O N C/B N

+ PRIOR ACCOUNT 5R36765-000- -0

+ 02 MH on Property NO

22303 HWY 95, WI

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER

UNIT

TOTAL UNITS

SITE

SEC/TWN/RNG

ASSESSED VALUE

ACREAGE

SUB/PARK NAME

YEAR/MAKE

CLASS

SPACE

LOT

BLOCK

+++++

YR BUILT

AIR COND

CARPORT

STORY

HEATING

CARPORT SQ FT

FIRST SQ FT

EXTERIOR

DECK/PATIO?

SECOND SQ FT

ROOF

POOL?

BEDS

BSMT SQ FT

SPA?

BATHS

% BSMT FIN

LOT SIZE

FRPLC

GARAGE

NEIGHBORHOOD

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT

*Correct legal
for claim*

REAL PROPERTY INQUIRY

+++++

01 6Q67125-000- -0 001-00 SCH132+ 61 317,825

+++++

ELK'S REHAB

+

+

+

+

% LA MOTT, LINDA SUE %

+

PO BOX 1100

+

BOISE ID 83701

+

+++++

26-4N-3W SW

+ TOTAL 317,825

LOC LEIGHTY PROPERTY-R35345

+++++

+ SURVEY INST

+ DRAIN DR VALUE APPR SMB

+ CLASS CM REAP 99 MAN 02 UNIT 0

+ PARCEL 6QC4N3W266000C H/O N C/B N

+ PRIOR ACCOUNT 5Q67125-000- -0

+ 02 MH on Property NO

MODE:F ACTION:

TRAITS INQUIRY

TRQK318

ACCOUNT NUMBER

UNIT

TOTAL UNITS

SITE

SEC/TWN/RNG

ASSESSED VALUE

ACREAGE

SUB/PARK NAME

YEAR/MAKE

CLASS

SPACE

LOT

BLOCK

+++++

YR BUILT

AIR COND

CARPORT

STORY

HEATING

CARPORT SQ FT

FIRST SQ FT

EXTERIOR

DECK/PATIO?

SECOND SQ FT

ROOF

POOL?

BEDS

BSMT SQ FT

SPA?

BATHS

% BSMT FIN

LOT SIZE

FRPLC

GARAGE

NEIGHBORHOOD

GARAGE SQ FT

+++++

COMMENTS

MOBILE HOME ONLY

WIDTH/LENGTH

EXPANDO

REAL ACCOUNT



State of Idaho

DEPARTMENT OF WATER RESOURCES

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

FAX (208) 334-2348

February 2, 2006

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

SSI FOOD SERVICES INC
2615 E CLEVELAND BLVD
CALDWELL ID 83605

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-11254

(+) sent shapefile

Dear Claimants,

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

Enclosed is a pamphlet entitled "Evidence of Priority" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled. **"What Kind of Evidence is Required"** and **"Some Examples of Documents Which May Be Evidence of the Priority Date."**

It is important that each element of the Notice of Claim be substantiated. For instance, regarding claims for irrigation, the evidence should tend to show that diversion works were in place, that they were capable of diverting the claimed diversion rate, and that the diverted water was beneficially used on the entire claimed place of use on or before the claimed priority date.

If no evidence is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future.

The required evidence supporting the priority date(s) requested needs to be submitted by **February 24, 2006**. Please let me know if you may not be able to submit proof of priority or have any questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

In addition, since it is our goal to decree the historical water right within the Snake River Basin as accurately as possible, field exams are now being conducted by Department water resource agents to verify claims in this area. In the near future, you will be receiving a call from us in order to set-up an appointment for a field exam.

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-11254

Priority: March 15, 1990

Maximum Diversion Rate: 0.46 CFS
Maximum Diversion Volume: 103.5 AF

This is to certify, that SSI FOOD SERVICES INC
2615 E CLEVELAND BLVD
CALDWELL ID 83605

has complied with the terms and conditions
of the permit, issued pursuant to Application for Permit dated March 15, 1990; and
has submitted Proof of Beneficial Use on October 22, 1990. An examination indicates
that the works have a diversion capacity of .890 cfs of water from a GROUNDWATER
source, and a water right has been established as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.46 CFS	103.5 AF

LOCATION OF POINT(S) OF DIVERSION: NESE , Sec. 10, Township 04N, Range 05W
CANYON County

<u>PLACE OF USE:</u>	<u>IRRIGATION</u>					
<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	05W	10	NESE	23		23

Total number of acres irrigated: 23

CONDITIONS/REMARKS:

1. The maximum diversion volume is defined as the maximum allowable volume of water that may be diverted annually from the source under this right. The use of water confirmed by this right limited to the amount that can actually be beneficially use used. The maximum diversion volume may be adjusted to more accurately describe the beneficial use or to implement accepted standards of diversion and use efficiency.
2. This water right is appurtenant to the described place of use.
3. This right is subject to all prior water rights and may be forfeited by five years of non-use.
4. Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho law.
5. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands above.
6. The total combined rate of diversion under this right and 63-10727 shall not exceed 0.59 cfs.
7. Two points of diversion are located within NESE, S10, T04N, R05W.

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SEP 11 1992

PAGE 2

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 63-11254

This license is issued pursuant to the provisions of Section 42-219, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this 25TH
day of AUGUST, 1992

Acting for *Norman C. Young*
R. Keith Higginson, Director

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SEP 11 1992

State of Idaho
Department of Water Resources

Permit To Appropriate Water

NO. 63-11254

Proposed Priority: March 15, 1990 Maximum Diversion Rate: 0.54 CFS
This is to certify, that SSI FOOD SERVICES INC.
2615 E. CLEVELAND
CALDWELL, ID 83605

has applied for a permit to appropriate water from: GROUNDWATER
and a permit is APPROVED for development of water as follows:

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>
-----------------------	----------------------	--------------------------

IRRIGATION	03/15 to 11/15	0.54 CFS
------------	----------------	----------

LOCATION OF POINT(S) OF DIVERSION: NESE Sec. 10, Township 04N, Range 05W
CANYON County

PLACE OF USE: IRRIGATION

<u>TWN RGE SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N 05W 10	NESE 27			27

Total number of acres irrigated: 27

CONDITIONS/REMARKS:

1. Proof of construction of works and application of water to beneficial use shall be submitted on or before September 1, 1991.
2. Subject to all prior water rights.
3. Permit holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
4. The rate of diversion of water for irrigation under this permit and all other water rights on the same land shall not exceed 0.02 cubic feet per second for each acre of land.
5. The maximum rate of diversion for irrigation purposes under this permit shall not exceed 0.54 cfs.
6. Two points of diversion located in NESE, S19, T4N, R5W.

This permit is issued pursuant to the provisions of Section 42-204, Idaho Code.
Witness the seal and signature of the Director, affixed at Boise, this

23 day of August, 1990.

R. Keith Higginson
R. Keith Higginson, Director

MICROFILMED

AUG 28 1990

RECEIVED
MAR 15 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR PERMIT

Ident. No. 63-11254

Department of Water Resources To appropriate the public waters of the State of Idaho

1. Name of applicant SSI Food Services, Inc. Phone (208) 459-073
Post office address 2615 E. Cleveland Caldwell, ID 83605
2. Source of water supply groundwater which is a tributary of _____
3. Location of point of diversion is _____ $\frac{1}{4}$ of NE $\frac{1}{4}$ of SE $\frac{1}{4}$, Govt. Lot _____
Sec. 10 Township 4N Range 5W B.M. Canyon County; additional
points of diversion if any: 2 p.d.s in NE $\frac{1}{4}$ of SE $\frac{1}{4}$ sec 10 4N 5W

* 4. Water will be used for the following purposes:

Amount ^{.54}~~0.62~~ for Irrigation purposes from 3/15 to 11/15 (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

Amount _____ for _____ purposes from _____ to _____ (both dates inclusive)
(cfs or acre-feet per annum)

- * 5. Total quantity to be appropriated is (a) ^{.54}~~0.62~~ cubic feet per second and/or (b) _____ acre feet per annum

6. Proposed diverting works:

- a. Description of ditches, flumes, pumps, headgates, etc. 2 existing wells, 2 pumps
and pipeline
- b. Height of storage dam _____ feet; active reservoir capacity _____ acre-feet; total
reservoir capacity _____ acre-feet; period of year when water will be diverted to storage:
_____ to _____ inclusive.
- c. Proposed well diameter is See remarks inches; proposed depth of well is _____ feet.
- d. Is ground water with a temperature of greater than 90°F being sought? No

7. Time required for the completion of the works and application of the water to the proposed beneficial use is
1 years (minimum 1 year).

MICROFILMED

AUG 28 1990

* Reduced to Allowable Amount 3-27-90 RR

8. Description of proposed uses (if irrigation only, go to item 9): N/A

- a. Hydropower; show total feet of head and proposed capacity in KW. _____
- b. Stockwatering; list number and kind of livestock. _____
- c. Municipal; show name of municipality. _____
- d. Domestic; show number of households. _____
- e. Other; describe fully. _____

9. 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 the use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RANGE	SEC.	NE¼				NW¼				SW¼				SE¼				TOTALS
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4N	5W	10													27				27

Total number of acres to be irrigated 27

10. Describe any other water rights used for the same purposes as described above. _____

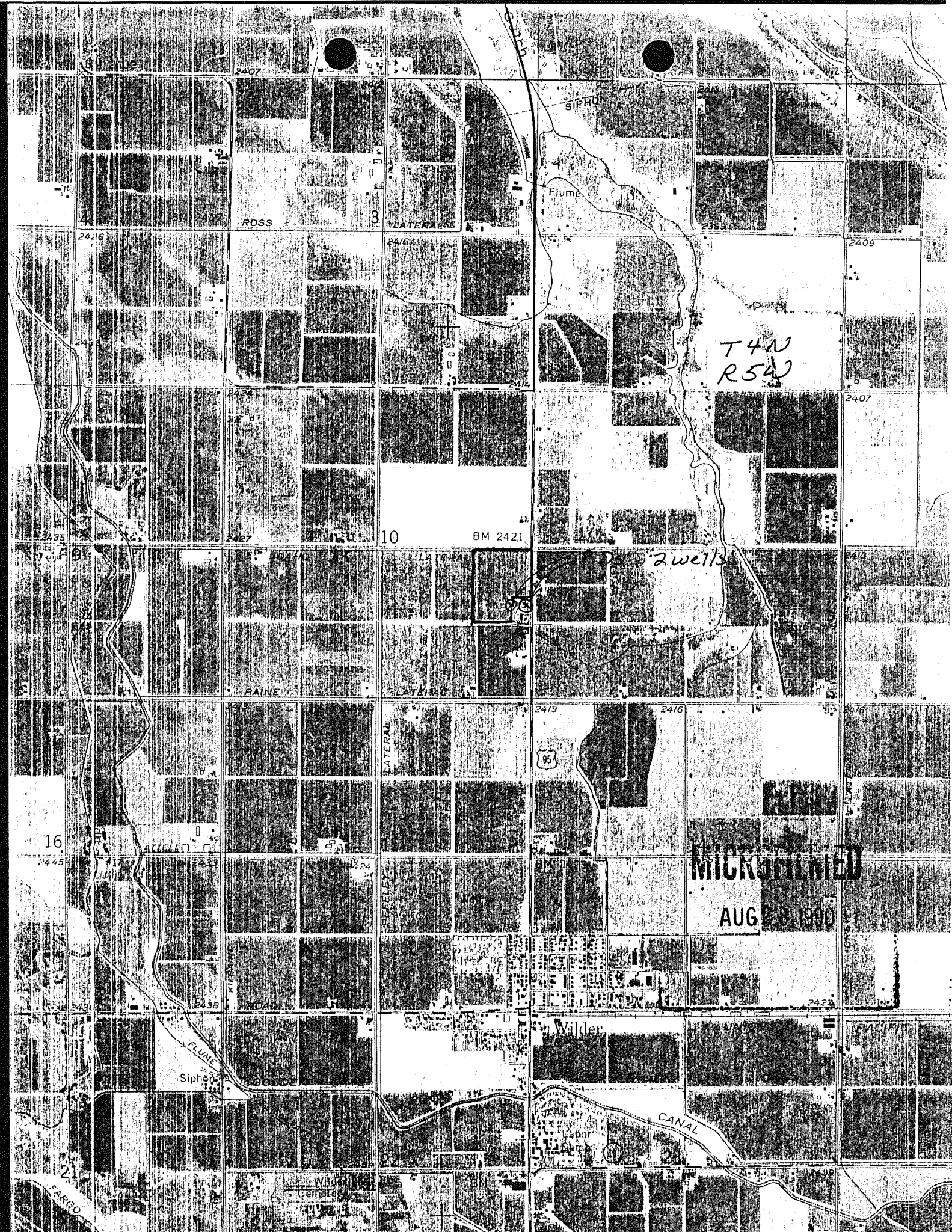
11. a. Who owns the property at the point of diversion? Applicant

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. _____

12. Remarks: These wells are also used to supply water for water right #63-10727. This permit is requesting that the water from the two existing wells be used to irrigate as well as for the commercial use.

AUG 28 1990



[illegible]

MICROFILMED
AUG 28 1990

Donald (Applicant)

Received by Ys. Schultz Da 3/19/90 Time 2:26 pm Preliminary check by [Signature]
Fee \$ 45.00 Received by JS # C015642 Date 3-15-90
Publication prepared by GG Date 4-11-90 Published in Press-Tribune
4/18 & 4/25/90
Publication approved dt Date 5-22-90

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

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

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 _____, 19 ____.
- c. The rate of diversion, if water is to be used for irrigation under this permit, when combined with all other water rights for the same land shall not exceed 0.02 cubic feet per second for each acre of land.
- d. The water right acquired under this permit if for hydropower purposes shall be junior and subordinate to all rights to the use of water, other than hydropower, within the State of Idaho that are initiated later in time than the priority of this permit and shall not give rise to any right or claim against any future rights to the use of water, other than hydropower, within the State of Idaho initiated later in time than the priority of this permit.
- e. Other:

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AUG 28 1990

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
BENEFICIAL USE FIELD REPORT

RECEIVED
FEB 25 1992

Department of Water Resources

A. GENERAL INFORMATION

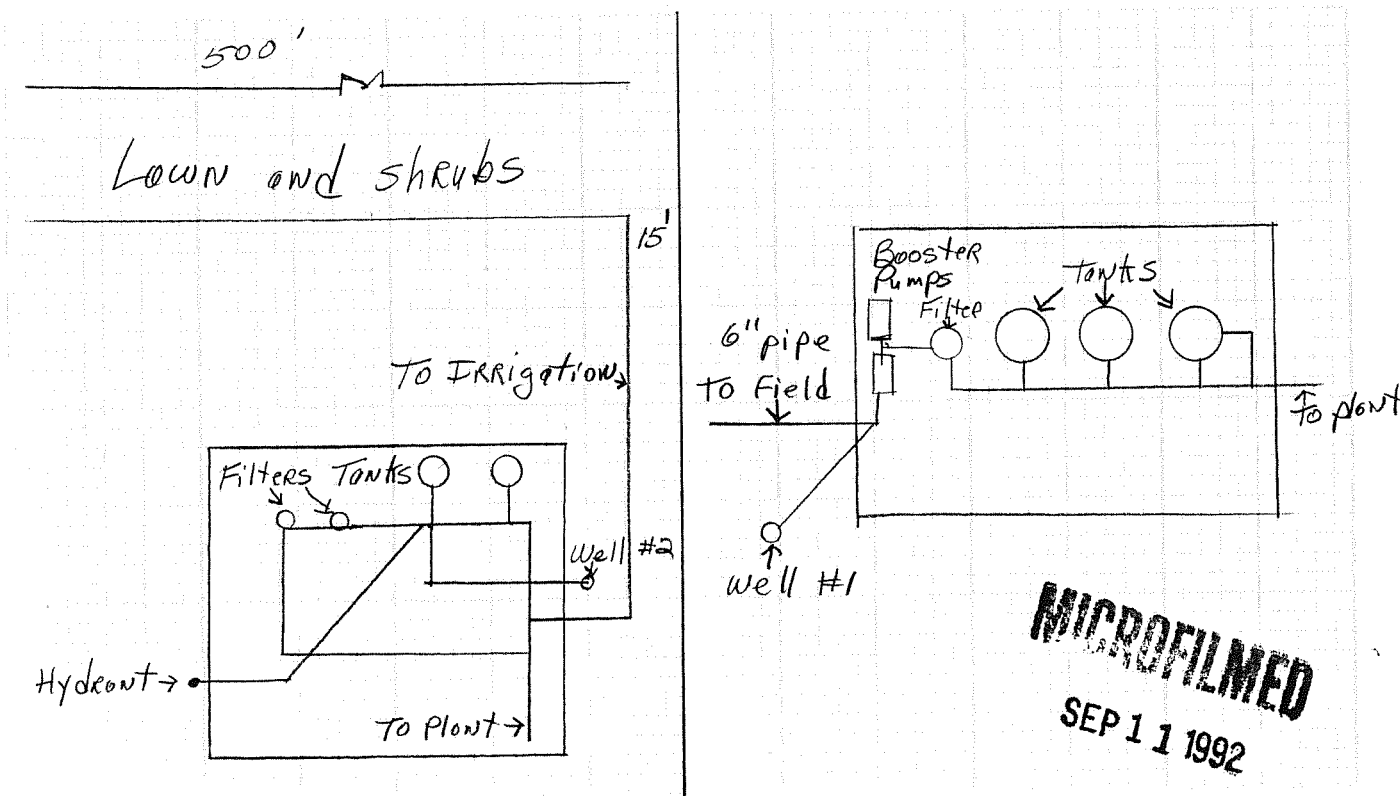
Permit No. 63-11254
Phone No. 482-7844
1. Owner: SSI Food Service
Current Address: 2015 E. Cleveland; Caldwell, Idaho
2. Accompanied by: Ed Leavitt & Greg Bradshaw EXAM. DATE: 8-12-91
Address: same Phone No. same
Relationship to Permit Holder: Production mgr. - Farm manager
3. Source: groundwater tributary to none

B. OVERLAP REVIEW

1. Other water rights with same place of use: 63-10727 ☒ Copies Attached
2. Other water rights with same point of diversion: 63-10727 ☒ Copies Attached ☐ Copies of Field Exam's Attached

C. SYSTEM DESCRIPTION

1. **Diversion System Diagram:** Indicate all major components and distances between components. Indicate weir size/ditch size/pipe i.d. as applicable. ☒ Alternative diagram attached



Scale: 1" = not to scale

2. ☒ Copy of U.S.G.S. Quadrangle Attached
Showing location(s) of point(s) of diversion and
place(s) of use (required).
☒ Photo of Diversion and System Attached

☒ Aerial Photo Attached
(required for irrigation of 10 acres or more)

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System Description (continued)

3. **Narrative:** Description (As operating at time of measurement. Indicate pressure, number of sprinklers, etc.)

See attached

☐ See Remarks on page 4 for continuation

4.

Well or Diversion Identification No.*	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge Size
1 #2 - Front	Franklin	2	282-3018-103		2"
#1 - Back		15	Unknown	Bakelley	Model 71350

*Code to correspond with No. on map and aerial photo

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

Ident. No.	Gov't. Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks
			NE	SE	10	4N	5W	Canyon	Aerial photo ground map.

6. **Place(s) of Use:**

Indicate Method of Determination _____

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	
4N	5W	10													23				23

Do not use this space

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SEP 11 1992

Do not use this space

D. FLOW MEASUREMENTS

☐ Additional Data Sheets Attached

1.

Measurement Equipment	Type	Make	Model No.	Serial No.	Size	Calib. Date
None						

2. Measurements:

See attached pump curve

E. FLOW CALCULATIONS

☐ Additional Computation Sheets Attached

1. Measured Method:

2. Alternate Method for Checking Purposes:

Well #1

THEORETICAL PUMP CURVE = .74 cfs

Well #2

$\frac{2 \times 8.8 \times .7}{70' + (23 \times .50)} = .07 \text{ cfs}$
(lower irrigation only)

F. PUMP EFFICIENCY DATA (Optional)

Discharge Pressure: _____ psi x 2.31 = _____ ft (1); Dynamic pumping level: _____ ft (2)

Total Head: (1) + (2) = _____ (3)

; Flow rate: _____ cfs (4)

Water HP: (3) x (4) ÷ 8.8 = _____ (5)

Meter Input KW: 3.6 x _____ KH x _____ CTR or _____ MULT x _____ PTR x _____ N/ _____ T = _____ (6)

Meter Input HP: (6) x 1.34 = _____ (7)

Panel Input KW: _____ Ave PF x _____ Ave Volts x _____ Ave Amps x .001732 = _____ (6)

Panel Input HP: (6) x 1.34 = _____ (7) Efficiency: (5)/(7) x 100 = _____ %

G. VOLUME CALCULATIONS

1. Volume Calculations for Irrigation:

$V_{I.R.} = (\text{Acres Irrigated}) \times (\text{Irrigation Requirement}) = 23 \times 4.5 = 103.5 \text{ ofa}$

$V_{D.R.} = [\text{Diversion Rate (cfs)}] \times (\text{Days in Irrigation Season}) \times 1.9835 = .46 \times 246 \times 1.9835 = 224.5 \text{ ofa}$

$V = \text{Smaller of } V_{I.R.} \text{ and } V_{D.R.} = 103.5 \text{ ofa}$

2. Volume Calculations for Other Uses:

NA

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H. REMARKS AND OVERLAP REVIEW ANALYSIS

63-10727 is a right for industrial use from the same system as this permit. It utilizes 2-5 Hp booster pumps for the industrial use which boosts the system capacity to .89 cfs for the entire system. The combination of this permit and 63-10727 are limited to the system capacity of .89 cfs.

I. RECOMMENDATIONS

1. Recommended Amounts

Beneficial Use	Period of Use		Rate of Diversion Q (cfs)	Annual Volume V (afa)
	From	To		
Irrigation	3-15	11-15	.46 cfs	103.5 afa
Totals:			.46 cfs	103.5 afa

2. Recommended Amendments

☐ Change P.D. as reflected above

☐ Add P.D. as reflected above

☐ None

☒ Change P.U. as reflected above

☐ Add P.U. as reflected above

☐ Other

J. AUTHENTICATION

Field Examiner's Name

Melvin T. Schulte

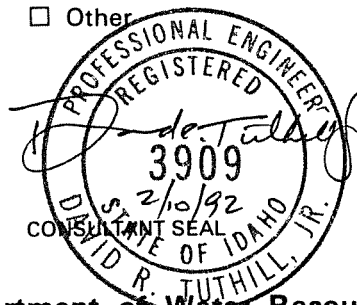
Signature

Melvin T. Schulte

Certification Date

Field Report Preparation Date

2-7-92



K. Licensing recommendation shall be prepared by an Idaho Department of Water Resources employee on a computer printout attached hereto.

MICROFILMED

SEP 11 1992

PERMIT 63-1254 INIT _____
T. R. S. Q/Q
P/D 4N 5W 10 NESE
SCALE _____
PHOTO ID. _____

SEP 11 1992

10

BM 2421

P/U

P/U

P/D

P/D

33

2327

24

KROSS

2425

2426

2427

2428

2429

2407

16

2445

5

244

2419

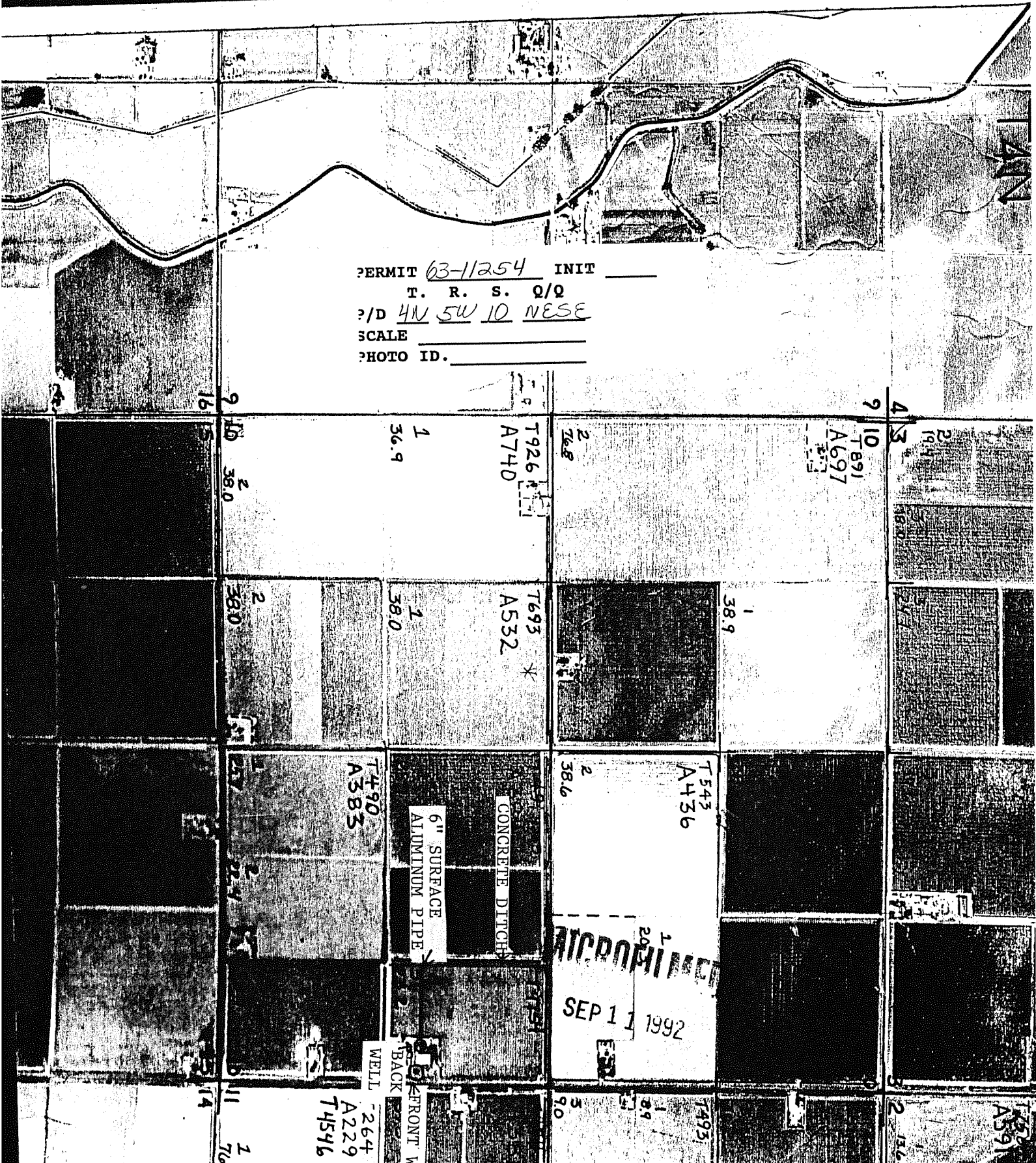
2416

2422

2423

Wildon

PERMIT 63-11254 INIT _____
T. R. S. Q/Q
P/D 4N 5W 10 NESE
SCALE _____
PHOTO ID. _____



SEP 11 1992



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 -(208) 327-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

April 10, 1991

SSI Food Services, Inc.
Karl G. Smith, President
2615 Cleveland
Caldwell, ID 83605

Re: Snake River Basin Adjudication (SRBA)
Canyon County - Receipt No. C020046

Dear Mr. Smith,

We are suspending the processing of your Notice of Claim to a Water Right filed for your property in Canyon County. We are also enclosing Receipt #C020046, in the amount of \$77.00, for the filing fees.

All portions of the claim have been filled in properly and the fee and the form are correct. However, we wish to be sure that you are aware that you are under no statutory or court-ordered obligation to file a Notice of Claim on this water right. Only those water rights which were in existence as of, or prior to, November 19, 1987, are required to file such a notice. Because your priority date is March 15, 1990, you are under no obligation to file a claim.

If you do not wish to file your Notice of Claim, please complete the enclosed Request For Withdrawal Of Claim and return it to the address shown. Your request for refund will be processed as quickly as possible. Do not hesitate to contact this office if you have any questions or concerns. After April 26, 1991, we will continue processing your claim assuming you intend to have your claim included in the director's report of water right claims.

Sincerely,

John D. Carlson
Adjudication Supervisor

JDC:RM:sf:state:tf

Enclosures:

Receipt #C020046
Copy of Claim form
Request For Withdrawal Of Claim

SSI FOOD SERVICES INC.

P.O. BOX 700
2815 E. CLEVELAND BLVD.
CALDWELL, IDAHO 83406-0700
FAX NO. (208) 459-0264

Canyon

RECEIVED

APR 15 1991

April 11, 1991

Department of Water Resources

John D. Carlson
Adjudication Supervisor
Idaho Department of Water Resources
1301 North Orchard Street
Statehouse Mail
Boise, Idaho 83720

RE: Permit 63-11254

Dear John:

I am writing in response to your letter dated April 10, 1991. In your letter, you stated that SSI Land & Cattle was not required to file on the Snake River Adjudication. I understand that SSI does not have to file on the adjudication because of the priority dates of the water rights in question. However, I would like you to please proceed and include water right 63-11254 in the adjudication.

If you have any questions or need any additional information, please call me at 459-0734.

Sincerely,

Kirk Smith

Kirk Smith
President