

RECEIVED

APR 12 2002

Department of Water Resources

COPY

2002 APR 10 AM 6:53

DISTRICT COURT-SRBA
TWIN FALLS CO., IDAHO
FILED

IN THE DISTRICT COURT OF THE FIFTH JUDICIAL DISTRICT OF THE
STATE OF IDAHO, IN AND FOR THE COUNTY OF TWIN FALLS

In Re SRBA

Case No. 39576

Water Right: 35-2116

NOTICE OF COMPLETED
ADMINISTRATIVE
PROCEEDING

IDWR has completed the following administrative proceeding:

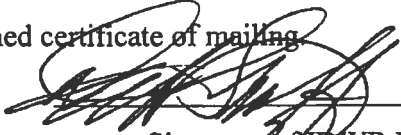
- ☒ Address change
☐ Substitution of Party
☐ IC § 42-222 transfer

- | | |
|---|--|
| ☐ Point of diversion | ☐ Place of use |
| ☐ Period of use | ☐ Nature of use |
| ☐ Split of water right | ☐ Change in ownership |
| ☐ Other | |

IDWR certifies that it has completed its investigation into the changes to the elements of the water rights listed above as set forth in the attached *Amended Director's Report(s)* for said water right(s). No other changes have been made to the elements of these water rights except as set forth above.

IDWR has served copies of the *Notice of Completed Administrative Proceeding* and *Amended Director's Report(s)* on the claimant(s), prior claimant(s) and all parties in the subcases affected, if any, as reflected on the attached certificate of mailing.

DATED: Apr 5, 2002



Signature of IDWR Representative

CERTIFICATE OF MAILING

I certify that on April 8, 2002, I delivered the original and copies of this form, including all attachments, to the following persons, postage prepaid if required and addressed as follows:

1. Original to:

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

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

2. Copies to:

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

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

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

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

3. Copies to all parties to the subcase:

Behrend Farms, Inc.
P.O. Box 92
Aberdeen, ID 83210

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

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

Mark Lew

Signature of person mailing this document

04/05/2002

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

RIGHT NUMBER: 35-2116
NAME AND ADDRESS: BEHREND FARMS INC
PO BOX 92
ABERDEEN ID 83210

APR 10 AM 8:53
DISTRICT CLERK
JANIS L. SULLIVAN
IDAHO
FILED

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 2.800 CFS
560.00 AFY

PRIORITY DATE: 12/01/1948

POINT OF
DIVERSION:

T06S R31E S9 NENENW Within BINGHAM County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	4/01 10/31	2.800 CFS 560.00 AFY

PLACE OF USE: IRRIGATION Within BINGHAM County

T06S R31E S09	NWNE	36.0	T06S R31E S09	SWNE	35.0
T06S R31E S09	NENW	33.0	T06S R31E S09	SENW	36.0

140 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

USE OF THIS RIGHT IS COMBINED WITH WATER FROM ABERDEEN SPRINGFIELD
CANAL CO.

(4190)

NO LATE FEE IF RECEIVED
BY 7/1/89

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: A35-02116
Date Received: 6/01/1989
Receipt No: E009016
Received By: TO

RECEIVED

JUN 9 1989

Department of Water Resources
Eastern District Office

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: BEHREND FARMS INC.
Address: 2807 W. 1900 S.
ABERDEEN, ID

208-397-4047

83210

2. Date of Priority: DEC 01, 1948

3. Source: GROUNDWATER

Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	31E	9	NE	NE	NW		BINGHAM

5. Description of diverting works:
WELL/125 HP PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.000		

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

A.F.A.

8. Total consumptive use is 420.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	31E	9	NW	NE		IRR	35.0
			SW	NE		IRR	35.0
			NE	NW		IRR	35.0

A35-02116

Page 1

Date: 06/01/89

MICROFILMED
DEC 09 1992

A3502116

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	31E	9	SE	NW		IRR	35.0
Section Acres							140.0
Total Acres							140.0

11. Place of use in counties: BINGHAM

12. Do you own the property listed above as place of use? YES

13. Other Water Rights Used:
NONE

14. Remarks:

15. Basis of Claim: LICENSE
Water Right Number: 20776

(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.

For Organizations:

Donna J. Richard
Signature of Authorized Agent

June 8 1959
Date

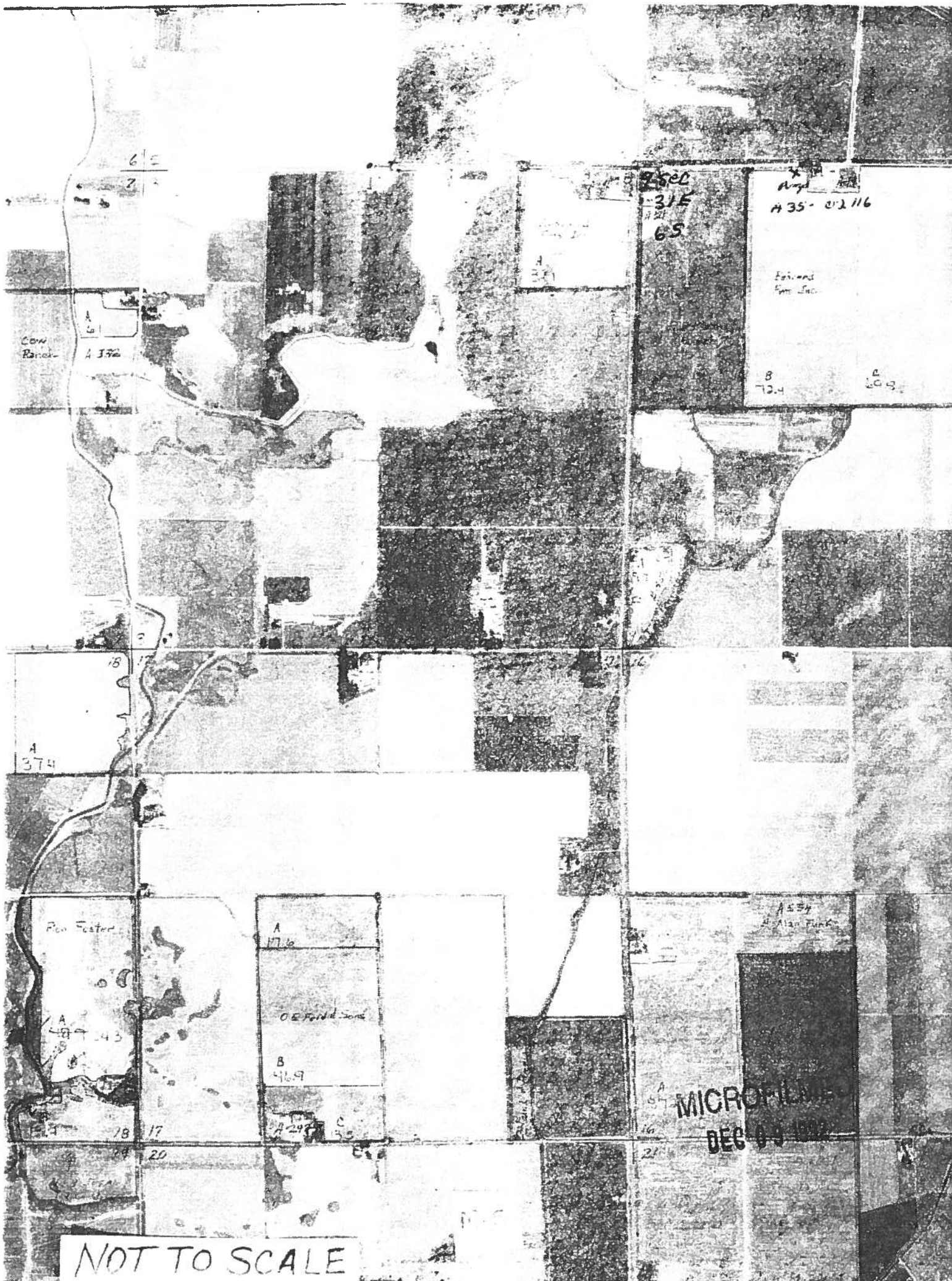
Subscribed and sworn (or affirmed) before me this 8 day
of June 19 89 Earle D. M.
Notary Public

Earle D. Stapples
Notary Public

Residing at American Falls, ID

My Commission Expires 1/3/1992

06/01/89
MICROFILMED
DEC 09 1992





State of Idaho
DEPARTMENT OF WATER RESOURCES

150 Shoup Ave., Suite 15, Idaho Falls, Idaho 83402 - (208) 525-7161

EASTERN REGION

CECIL D. ANDRUS
GOVERNOR
R. KEITH HIGGINSON
DIRECTOR

Date: June 1, 1989

Behrend Farms Inc.
2807 W. 1900 S.
Aberdeen, ID 83210

RE: Water Right Claim Returned

Dear Claimant:

The Idaho Department of Water Resources (IDWR) is returning your check #16057 (\$1162.00) and Notices of Claim to a Water Right because of insufficient information and fees. All items on the claim forms must be correctly completed and fees submitted before the IDWR can process the claims.

Please correct the items identified on each previously submitted claim and return the forms to the IDWR within 30 days of the date of this letter. Failure to return the corrected claims within the 30-day period may result in an assessment of an additional \$50.00 late-fee for each claim.

If you have any questions, please call Tony Olenichak, Water Rights Agent, at (208)-525-7161.

Sincerely,

Ernest Carlsen
Adjudication Supervisor

Enclosure

MICROFILMED
DEC 09 1992

- The correct consumptive use (Item #8) can be calculated by multiplying the total acreage by 3.

- I have typed a Notice of Claim form from the information on License 35-2116. Please review the claim for accuracy. If correct, the typed form must be returned to the IDWR with your notarized signature along with the appropriate filing fee. Please enclose a map, aerial photo, or sketch outlining the irrigation system.

- The filing fee for Notice of Claim A35-02116 is \$190.00 (\$50.00 plus \$1.00 per acre).

MICROFILMED
DEC 09 1992

November 20, 1998

RECEIVED
NOTICE OF ERROR DEC 10 1998
REPLY
Department of Water Resources

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: December 18, 1998

Water right number: 35-02116

BEHREND FARMS INC
2807 W 1900 S
ABERDEEN ID 83210

Daytime Telephone Number:

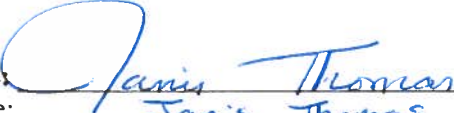
Evening Telephone Number:

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:

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

DATE: 12-8-98 SIGNATURE: 
Please print your name: Janis Thomas Sec

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

12:52:19
10/13/91

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A35-02116

LAST: WANDERFORD
ADDRESS:
CITY: ABERDEEN
PHONE NUMBER: 208-000-0000
OWNER CODE: 0

FIRST: T S
STATE: ID ZIP: 83210

LAST: BEHREND FARMS INC
ADDRESS: 2807 W 1900 S
CITY: ABERDEEN
PHONE NUMBER: 208-397-4047
OWNER CODE: C

FIRST:
STATE: ID ZIP: 83210

FIELD EXAM REQUIRED?

FIELD
EXAMINER

DATABASE
N

VERIFICATION REQUIRED DUE TO REMARKS?

NO REMARKS IN CLAIM

CONTACT PERSON: _____

PHONE NUMBER: (____) _____

DATE OF FIELD EXAM: 10/13/93

APPOINTMENT MADE: Y(____) N(____)

TIME: _____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) _____

RELATIONS⁴IP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / REMARKS:

Desk Top Review

A. AJ CLAIM: # A35-02116 PRIORITY DATE: 12-01-1948 STAGE: L
B. WR RECORD: # 35-02116 PRIORITY DATE: 12-01-1948 STAGE: L

C. FIELD EXAM REQUIRED?
DUE TO PRIORITY DATE DISCREPANCY? (Y/N) DATABASE EXAMINER FIELD
N N

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

REMARKS: ~~RE~~ CLAIMED PRIORITY DATE MATCHES LICENSE. RECOMMEND PRIORITY AS
CLAIMED.

RECOMMENDED PRIORITY DATE: 12-31-1948

REVIEWED BY 261 DATE 10-13-93

A. AJ CLAIM POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
A35-02115	05S	31E	9	NE	NE	NE		BINGHAM

OTHER AJ CLAIMS WITH SAME AJ POD

A PREFIX
A35-12126
NONE

SOURCE: GROUNDWATER

TRIB:

B. WR POINT OF DIVERSION AND SOURCE:

RIGHT	TWP.	RGE.	SEC.	1/4	1/4	1/4	LOT	CNTY
35-02116	05S	31E	9	NE	NE	NE		BINGHAM

OTHER WR RECORDS WITH SAME WR POD

AJ CLAIMS IN SAME 40 ACRE TRACT
A PREFIX
R PREFIX

NONE

A35-12126

NONE

D/S

SOURCE: GROUNDWATER

TRIB:

C. FIELD EXAM REQUIRED?

DUE TO POD DISCREPANCY?	(Y/N)	FIELD
		EXAMINER
DUE TO SOURCE DISCREPANCY?	(Y/N)	2
		2

REMARKS:

IS NOT CLAIMING A CHARGE OF POINT OF DIVERSION. 10 ACRE LOCATION DETERMINED
FROM TRANSING EXAM MAP AND OR.

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:

THP. REF. SEE.

114

184

112

107

COUNTY

6
3
5

答

$$\frac{N}{E}$$

11/2

—

2105

SOURCE: GROUNDWATER

TRIB:

REVIEWED BY:

DATE: 10-31-01

CLAIM NUMBER: A35-32116

A. ROOT WATER RIGHT NUMBERS: A35-02115

B. POI LISTING

TRP RNS SEC 1/4 1/4 LOT NAME

065 31E 9 N4 NE BEHREND FARMS IN:

LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM

AJ #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
A35-32116 / 35.0	35-32116 / 35.0	37.0	35	35
A01-3002371/40.0	/	/		
A01-3029721/40.0	/	/		
A35-3254321/40.0	/	/		
A35-3424621/40.0	/	/		
A01-3206461/40.0	/	/		
A01-3206861/40.0	/	/		
A01-3205811/40.0	/	/		

- FAULTED
- ODD SHAPED SECTION

065 31E 9 S4 NE BEHREND FARMS IN:

LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM

AJ #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
A35-32116 / 35.0	35-32116 / 40.0	37.0	35	35
A01-3002371/40.0	/	/		
A01-3029721/40.0	/	/		
A35-3254321/40.0	/	/		
A35-3424621/40.0	/	/		
A01-3206461/40.0	/	/		
A01-3206861/40.0	/	/		
A01-3205811/40.0	/	/		

ODD SHAPED SECTION

065 31E 9 SE NW BEHREND FARMS IN:

LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM

AJ #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
A35-32116 / 35.0	35-32116 / 40.0	37.0	35	35
A01-3002371/40.0	/	/		
A01-3029721/40.0	/	/		
A35-3254321/40.0	/	/		
A35-3424621/40.0	/	/		
A01-3206461/40.0	/	/		
A01-3206861/40.0	/	/		
A01-3205811/40.0	/	/		

ODD SHAPED SECTION

065 31E 9 NE NW BEHREND FARMS IN:

LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM
LARGE CLAIM

AJ #/ACRES	4R #/ACRES	LANDSAT DATA	FIELD EXAM.	RECOMM. ACRES
A35-32116 / 35.0	35-32116 / 40.0	37.0	35	35
A35-12126 / 35.0	/	/		
A01-3002371/40.0	/	/		
A01-3029721/40.0	/	/		
A35-3254321/40.0	/	/		
A35-3424621/40.0	/	/		
A01-3206461/40.0	/	/		
A01-3206861/40.0	/	/		
A01-3205811/40.0	/	/		

ODD SHAPED SECTION

TOTAL ACRES A35-02115

140 140

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES-SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED?

DUE TO POI DISCREPANCY? (Y/N)

DATABASE Y
FIELD EXAMINER Y

PRESUMPTION FLAG:

REMARKS:

Is CLAIMING A REDUCTION OF ACRES w/ A LICENSED PLACE OF USE.

RECOMMENDATIONS:

TOTAL ACRES:

140

REVIEWED BY:

ESV

DATE:

10-13-93

A. AJ CLAIMED USES:

PURPOSES	MONTH/DAY	DIVERSION QUANTITY
A35-02116 IRRIGATION	FROM 03-15 TO 11-15	3,000 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	3,000 CFS

B. WR RECORDED USES:

PURPOSES	MONTH/DAY TO	DIVERSION QUANTITY
35-02116 IRRIGATION	FROM	3,000 CFS
	TOTAL DIVERSION RATE/VOLUME CLAIMED	3,000 CFS

PRESUMPTION FLAG:

C. FIELD EXAM REQUIRED?

	FIELD EXAMINER
DUE TO WATER-USE DISCREPANCY? (Y/N)	N
DUE TO DIVERSION RATE DISCREPANCY? (Y/N)	N
DUE TO PERIOD FROM/TO DISCREPANCY? (Y/N)	Y

D. PERIOD OF USE:

RECOMMEND AS CLAIMED?

Y() N(X)

RECOMMEND TO WR STANDARDS OR OTHER?

Y(X) N() EXPLAIN IN REMARKS, BELOW.

REMARKS:

• Recommend PERIOD OF USE AS 4/1 TO 10/31

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 3.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 3.000 CFS

*** IF NO OR IF STATUTORY CLAIM OR BENEFICIAL USE THEN FLW MEASUREMENT REQUIRED. ***
** IF AN AMOUNT SMALLER THAN THE ORIGINAL DIVERSION RATE IS **
** CLAIMED AND AN EXAM IS NOT REQUIRED, EXPLAIN IN REMARKS. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
Y N

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD

No SEE ATTACHED CALCULATIONS.

C. ARE OTHER WATER RIGHTS USED? Y(X) N() IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

ABERDEEN SPRINGFIELD CANAL CO.

LIST ALL RIGHTS WITH A SAME PCU AND IRRIGATION USAGE:

CLAIM	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOL./ACRE
A35-02116	GROUNDWATER	BEAREND FARMS INC	3.000	0.021		
A01-0002321	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0254321	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A35-0424621	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-0203461	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-0203561	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		
A01-02038H1	LARGE CLAIM	LARGE CLAIM	9999.990	0.420		

LIST ALL RIGHTS WITH SAME PCU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	RATE	VOLUME
A35-12126	DOMESTIC	BEAREND FARMS INC.	FROM 01-01 TO 12-31	.040 CFS	

D.

DATE/VOLUME CALCULATIONS: (IRRIGATION)

1B. CALCULATIONS

1A. IRRIGATION RATE
ACRES 140 X 0.02 CFS/ACRE = 2.80 CFS
(TAKEN FROM P/U REVIEW)

DOES AMOUNT CLAIMED EXCEED 0.02 CFS/ACRE? Y() N()

*** IF YES ADDITIONAL WATER USE FORM FILED AND ATTACHED? Y() N() ***

→ ~~RED~~ CLAIMING A REDUCTION OF 16 ACRES,
RECOMMENDING A CONSERVATIVE REDUCTION
OF Q TO 2.80 cfs

2. IRRIGATION CONSUMPTIVE USE

CLAIMED CONSUMPTIVE USE = 420.0 AF/A

ACRES 140 X CONSUMPTIVE VOL. AF/A FOR AREA 3 =

TOTAL CONSUMPTIVE USE 420 AF/A

3. IRRIGATION DIVERSION VOLUME

CLAIMED DIVERSION VOLUME = 4 AF/A

ACRES 140 X DIVERSION VOL. AF/A FOR AREA 4 =

TOTAL DIVERSION VOLUME 560 AF/A

4. CALCULATIONS FOR USES OTHER THAN IRRIGATION:

SEE ATTACHED SHEET? Y() N()

REMARKS: (INCLUDE LIMITATIONS ON CONSUMPTIVE USE FOR COMBINED RIGHTS.)

Could be 502

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. COMS. USE
IRRIGATION	~~03-15~~ 11-15	DATABASE 3.000 EXAMINER 2.80	DATABASE 560 EXAMINER 560	DATABASE 4200 EXAMINER 4200

TOTAL FOR THIS RIGHT

REVIEWED BY: *ES*

DATE: 10-13-93

A. CHECK ONLY THE FOLLOWING THAT APPLY:

ACCEPTED AS CLAIMED ()
NEEDS REVIEW ()

OWNERSHIP FORFEIT/ABANDON
ADDITIONAL DIV. AMOUNT

B. SPLIT WATER RIGHT REVIEW

ROOT WATER RIGHT NUMBER: 35-02116

TOTAL DIVERSION RATE OF WR SPLITS

DATABASE 3.000
EXAMINER 3.00

SPLITS:

OLD RIGHT NUMBERS	CURRENT CLAIM NUMBERS	DIVERSION RATE	CURRENT "R" CLAIM NUM.	"R" DIV. RATE	WR RIGHT NUMBERS	DIVERSION RATE
-	A35-02116	3.000	-	2.80	35-02116	3.000

TOTAL CFS 3.000

DIVERSION RATE REVIEW

FIELD EXAMINER
DATABASE Y

DO THE SUM CFS RATE OF THE SPLITS EQUAL THE ROOT RIGHT CFS RATE? (Y/N)
IF NO, IS THE WRITTEN REVIEW SHEET ATTACHED? (Y/N)

REMARKS:

Right is claimed in Fee.

AUTHENTICATION:

SIGNATURE:

DATE: 10-13-93

NAME OF FIELD EXAMINER:

TITLE: SWA

12:52:19
10/13/91

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

CLAIM NUMBER: A35-32116

PAGE: 13
QUICKLOOK INFORMATION

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE								
POINT OF DIV.	Y		PAR 9-8-93	N	5214		SB 10-13-93	SB 11-3-93
SOURCE								
PLACE OF USE	Y			N	5214			
DIV. AMOUNT CFS/VOLUME				Y	C			
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y			Y	C			
BASIS OF CLAIM								
REMARKS								

"VERIFIED BY" CODES

- TOPO MAP/GRT 40-P2 = 1
- ASCS MAP = 2
- INTERMASTER RECORDS = 3
- NAPP PHOTOS = 4
- FIELD EXAM = 5
- OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

State of Idaho

License and Certificate of Water Right

Water License No. 20776Amount 3 second feet

Water District No. _____

Priority December 1, 1948THIS IS TO CERTIFY that T. S. VANDERFORD

of Aberdeen, Idaho, made application for a permit to appropriate the public waters of the State of Idaho, dated December, 19 48; that Permit No. 20776 was issued under said application; that Certificate of Completion of works, with a carrying capacity of 3 second feet, was issued thereunder on December 22, 1948, showing that said works were completed on the 18th day of December, 1948; and that on the 28th day of January, 1949,

T. S. VANDERFORD

of Aberdeen, State of Idaho, made proof to the satisfaction of the State Reclamation Engineer of Idaho, of the right to use the waters of subterranean flow

~~contributed~~ from a well, for the purpose of irrigation

, under Use Permit No. 20776 of the Department of Reclamation and that said right to the use of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the State Reclamation Engineer of Idaho and entered of record in Volume

8 of Licenses at page 4544, on the 6th day of April, 19 50;

The right hereby confirmed dates from December 1, 19 48;

The Point of Diversion is located

in the NE 1/4 NW 1/4, Sec. 9, Tp. 6 S., R. 31 E., B. M. Bingham County

That the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall not exceed three (3) cubic feet per second.

Description and location of use:

Twp	Range	Sec.	Forty-acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S.	31 E.	9	NW 1/4 NE 1/4	40	36
			SW 1/4 NE 1/4	40	40
			NE 1/4 NW 1/4	40	40
			SE 1/4 NW 1/4	40	40
			Number of Acres Actually Irrigated - - -		156

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

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

6th day of April, 19 50.

MARK R. KULP

State Reclamation Engineer 35-2116

(SEAL)

Form 23

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

Permit No. 20776

This proof is for Beneficial use In Water District No. _____1. Name of applicant T. S. Vanderford, Aberdeen, Idaho2. Source of water supply: Subterranean from well3. Location of point of diversion: Is in the NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 9T. 6 S. R. 31 E. County of Bingham

4. Describe works as they exist, giving dimensions and capacities of same: _____

A well 93 feet deep with a 15 inch casing and a 10 inch pump column. Thepump is a belt drive Pomona pump with tractor power when in use. The water
is supplemental to 160 shares of canal water.5. Water is used for: Irrigation6. State whether or not water has been turned into works of diversion: Yes

7. List legal subdivisions of lands to be irrigated. If proof is for beneficial use, give exact number of acres under cultivation in each forty-acre tract. (Describe manner and place of use if other than irrigation):

W $\frac{1}{2}$ NE $\frac{1}{4}$ and E $\frac{1}{2}$ NW $\frac{1}{4}$ Section 9, Twp. 6 South, Range 31 East, B. M.

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

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

Remarks: _____

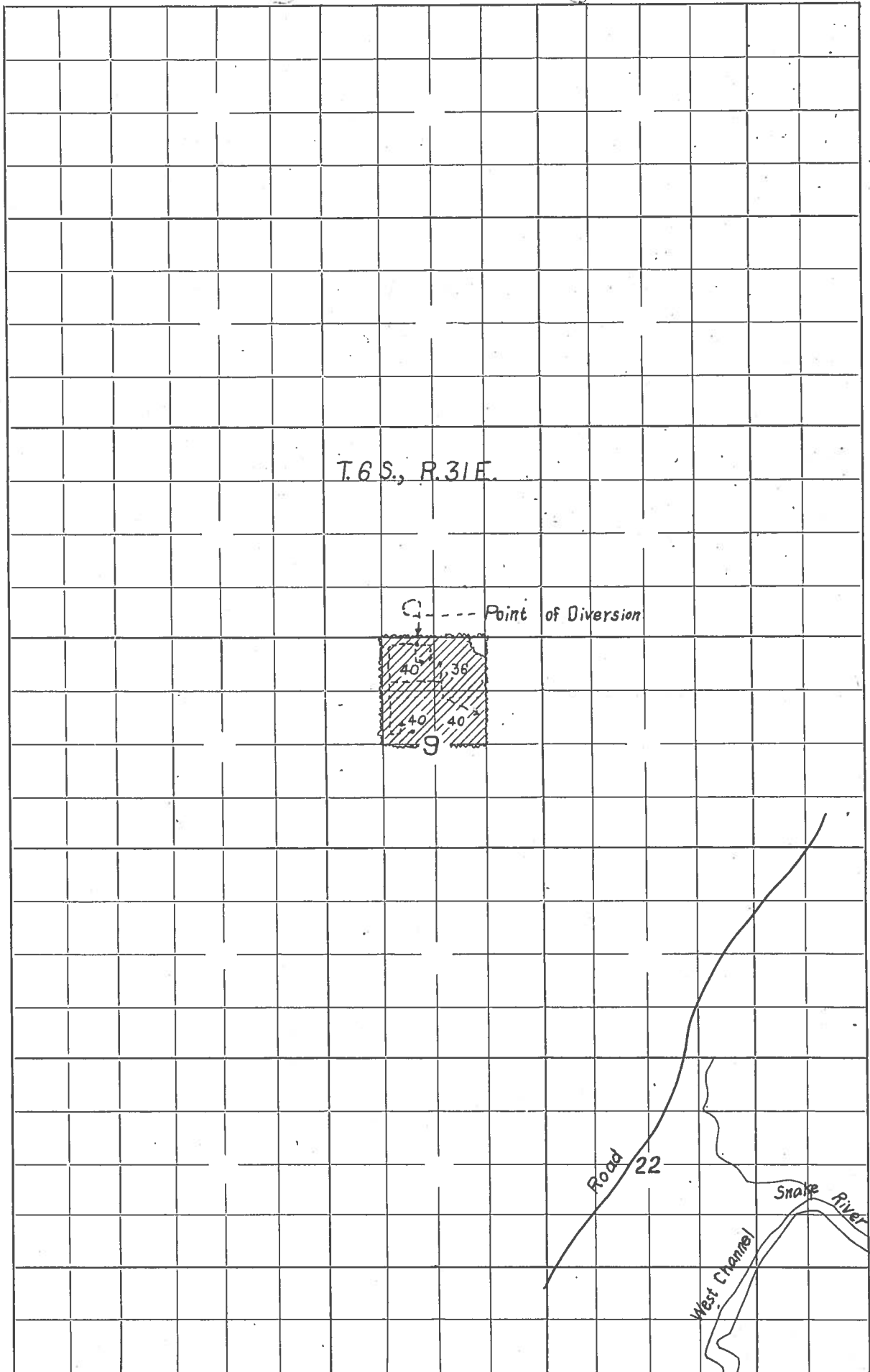
This examination was made on the 30 day of June, 19 49

(Signed)

F. A. Tolman

Examiner.

20776



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

20776



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Boise, ID 83706 - P.O. Box 83720, Boise, ID 83720-0098
Phone: (208) 327-7900 Fax: (208) 327-7866 Web Site: www.idwr.state.id.us

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

March 11, 2002

BEHREND FARMS INC
PO BOX 92
ABERDEEN ID 83210

RECEIVED

APR - 5 2002

Department of Water Resources

Re: Snake River Basin Adjudication (SRBA) *dbj*
Water Rights Nos. *PD* 35-2116, 35-2610, 35-2738, 35-2769, *PD* 35-2825, 35-7516, *PD* 35-12121, 35-12124, 35-12125, 35-12126, 35-12127, 35-12128, and 35-12795 *PD*

Dear Water Right Holder:

Records modified 4-5-02. NCAP prepared.

IDWR has been notified the address presently in our records is incorrect. Although we have reached you at the address above, we need your written confirmation this is your correct mailing address before we can change our records. Future notices related to your water right(s) can be sent only to the address on your water right(s) or as otherwise changed by you.

Please sign your name at the bottom of this letter and return it to this office. Make corrections to your name and address if necessary **and list any other water rights you may have** before returning this letter by March 22, 2002. Thank you for your help.

If your mail delivery address changes in any form, please contact us in writing so we can update our records.

If there has been a change in ownership of the property connected with the water rights referenced above, please call this office toll-free at 1-800-451-4129 to obtain a form to make this required change to the water right record.

Sincerely,

Sally Sherman
Technical Records Specialist
Adjudication Bureau

SS:region

#####

The address is correct as shown above or as otherwise changed.

Janis Thomas
Claimant Signature

208-397-4047
Telephone No.

Letter 55487

Address Service
Aberdeen Id 83211

To:

83210

9 items \$5.40
Postage Due

Name	Old Address	New Address
University of Idaho Regents	P.O. Box AA Aberdeen Id 83210	P.O. Box 870
Behrend Farms	RT 1 Box 114 Aberdeen Id 83210	P.O. Box 92
Behrend Farm	2807 W. 1900 S. Aberdeen Id 83210	P.O. Box 92
Behrend Farms	RT 1 Box 236 Aberdeen Id 83210	P.O. Box 92
Muirbrook Paul	2751 W. 1000 S. Aberdeen Id 83210	P.O. Box 775
Church of Jesus Christ of LDS	Aberdeen 2nd Ward Aberdeen Id 83210	2727 W. 1500 S.
Horsch Dwight	1911 S. 2700 W. Aberdeen Id 83210	1991 S. 2700 W.
Becker Daniel	RT 1 Box 124 Aberdeen Id 83210	3042 W. 2000 S.
Funk Raymond	RT 1 Box 77 Aberdeen Id 83210	2066 S. 2950 W.

DATE: 10/20/98
PAGE: 1

Audit: 10/20/98 ARUBERRY

NO. OF CLAIMS IN POLYGON _____

TRANSFER NUMBER _____

CLAIM NUMBERS 35-02116

DATE _____

OBJECTION FILED _____

AGENT _____

TOTAL ACRES FROM RECOMMENDATION 14

GEOGRAPHIC INFO SYSTEM

RIGHT NO				NE				NW				SW				SE			
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE
RECOM	65	31E	9		36	35		33			36								
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			
RECOM																			
GIS																			

UPDATED

POLYGON #

UPDATED

B35-DBPOU.DBF _____

ATTRIBUTES OF B35-POU.SHP () _____

B35-DBPOD.DBF _____

ATTRIBUTES OF B35-POD.SHP () _____

Claimant:

BEHREND FARMS INC.

P.O.D./Source # G.W. S.W.

2807 W 14005

Township 65, Range 31E, Sect. 9

AGROGEN # 83210

1. WENENW

2.

3.

Other Rights:

P/U CONFLICT yes () no ()

P/D CONFLICT yes () no ()

SENT FOR DECREE yes () no ()



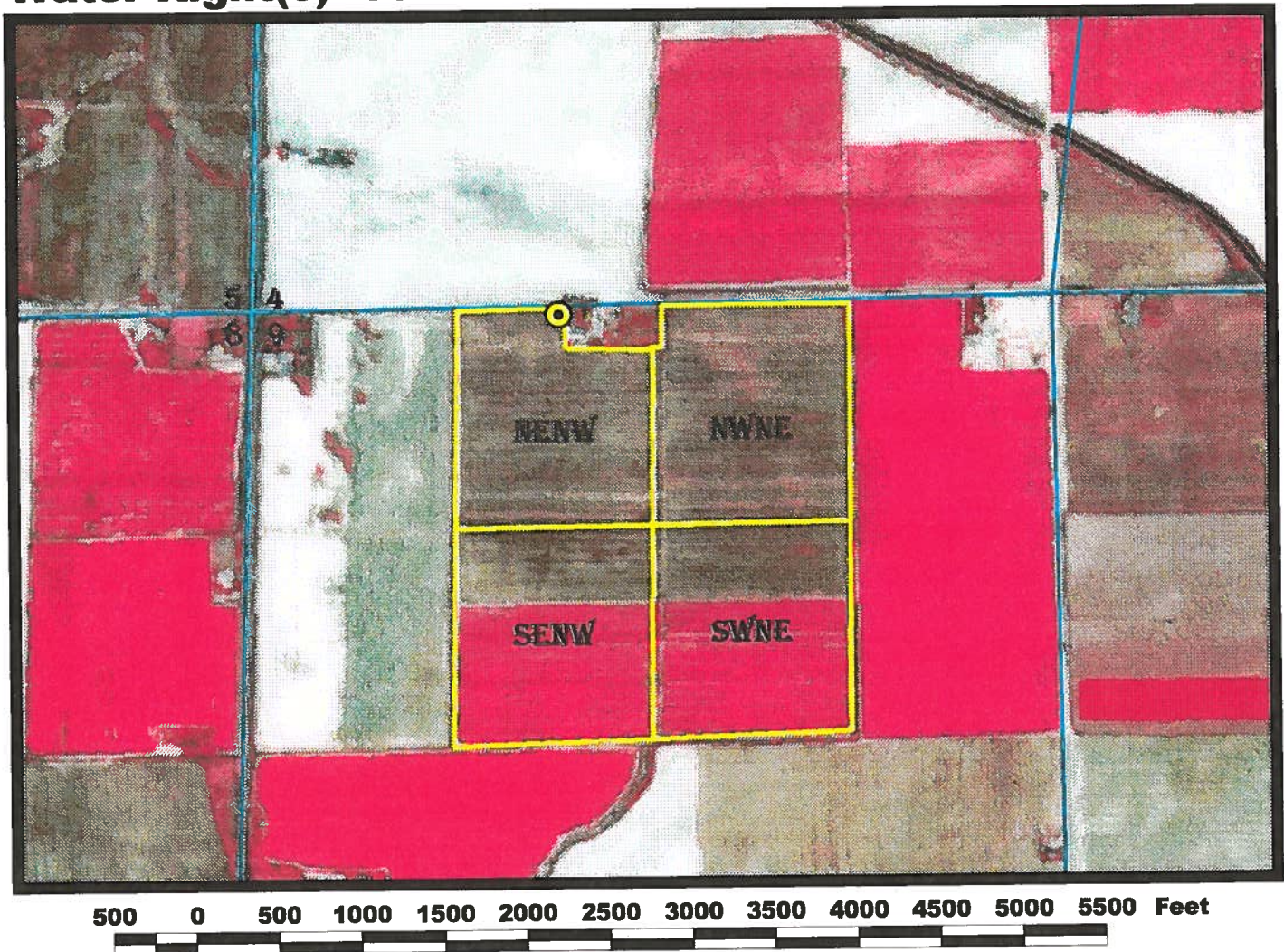
STATE OF IDAHO

Department of Water Resources

Eastern Region

Claimant: Paul Behrend

Water Right(s): 35-02116



LEGEND



Point of Diversion



Place of Use



Section Line



Quarter-section line

**Legal Description: T.6S., R.31E.
Sec. 9 W2NE, E2NW**

**Point(s) of Diversion: T.6S., R.31E.,
Sec. 9 NENENW**



GIS Place of Use illustration
1987/1988 NAPP photography
Prepared by: A. Ruberry
Date: October 1998

POINT OF DIVERSION

Airport Rd.

T1001

T1002

4
9

PLACE OF
USE

#879
P&J Farms
(Nowels DW.)

#1212
Behrend Farms Inc.

HEL
168.8

HEL
173.8

HEL
269.8

ASCS ACRES = 143.6

GRAIN

CLAIM NO(S). A35-02116

DATE: 10-13-93

T 65 R 31E

SOURCE OF DOC: ASCS, 1987

SIGNATURE: *Eric Steven Eric Stewer*

T1003

#719
Lee
Fahriger

HEL
127.9

Funk Rd.

9

2356

#1212

in Rd.

