

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 63-31636
Date Received: 4-8-03
Receipt No: 0030311
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 08 2003

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

GRASS CATTLE SYSTEMS Phone: (208)880-0420
PO BOX 99
WILDER ID USA 83676

2. Date of Priority: 01/01/1958

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	05W	21	NW NW	CANYON	
04N	05W	21	NE NW	CANYON	
04N	05W	21	SE NW	CANYON	

5. Description of diverting works:

Three wells; 190 ft., 10 inch well w/5 HP pump, 200 ft., 6 inch well w/3 HP pump, and 180 ft., 12 inch well w/10 HP pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.88	

7. Total Quantity Appropriated is:
0.88 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 4000 Cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	05W	21	NW	NW	STOCKWATER	
			NE	NW	STOCKWATER	
			NW	NE	STOCKWATER	
			SW	NE	STOCKWATER	
			SE	NW	STOCKWATER	

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:

Stockwater use is for 4000 range cattle.

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 President of _____
Title

Gasso Cattle Systems, 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. *Patricia S. Nichols*

Signature of Authorized Agent

Title and Organization

Date _____

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 3rd of April 2003



Notary Public

Residing at

My commission Expires

1987 Photo

T4N, R5W

Well

Well

NWNW

NENW

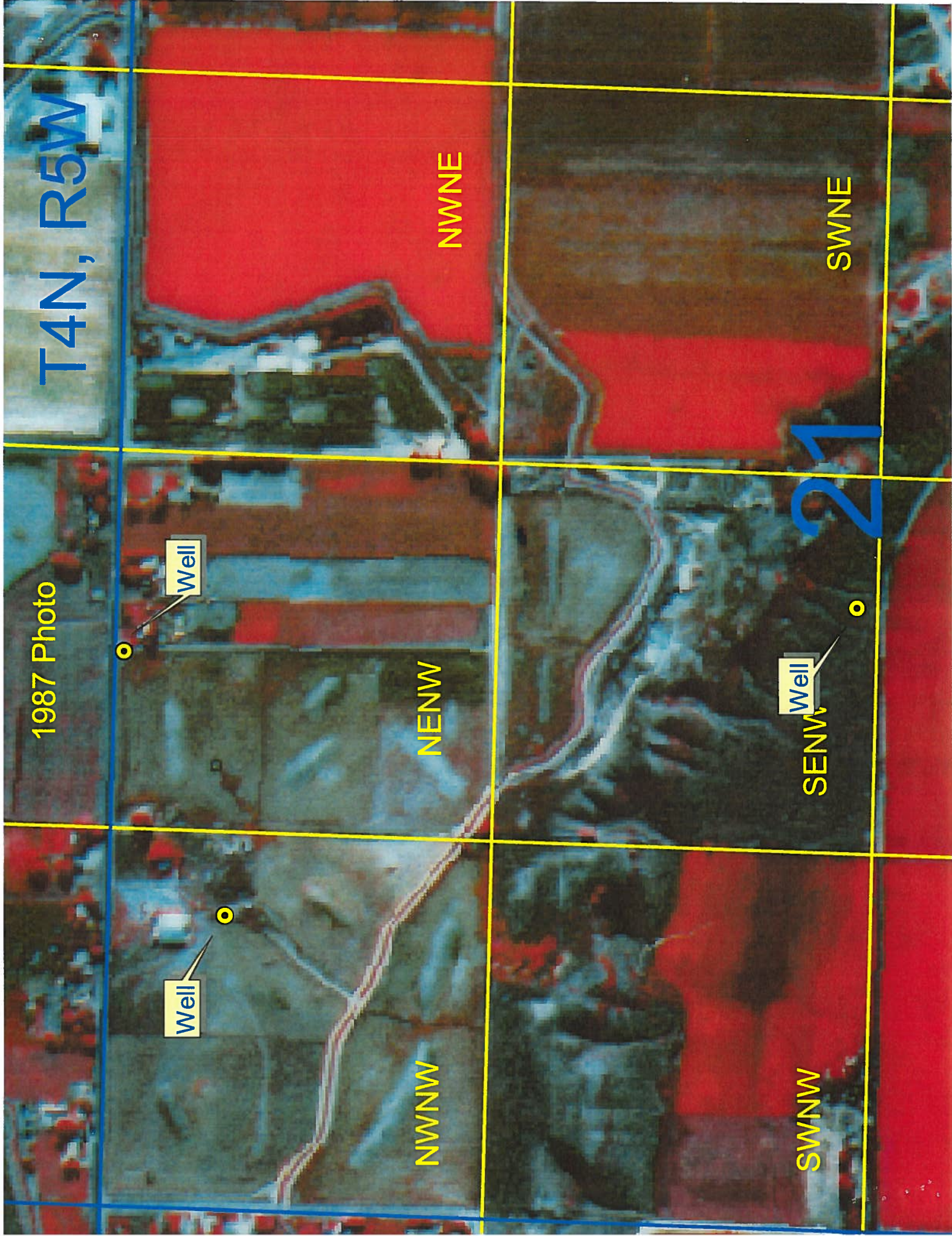
NWNE

SWNW

SENW

SWNE

21



2000 Photo

T4N, R5W

Well

Well

NWNW

NENW

NWNE

SWNW

SENW

21

Well

SWNE



FEEDLOT HISTORY

John Batt built the first phase of the feedlot in 1946 , capacity – 2000 head. (This is information from Phil Batt, son of John Batt.)

At that time, John Batt drilled one well which is 6" and capped at the present. I question the information I got from Phil Batt because I have found dates in the feed bunk aprons from the early 1930's. I also have heard that the feedlot started in the late 1920's or early 1930's.

Clarence Johnson bought the feedlot from John Batt in 1958 or '59. They expanded the feedlot to feed 6000 head of cattle. By the late sixties, they drilled two wells, one 10" well ('67-'68), one 12" well in 1970-74. Johnsons continued to operate the feedlot until 1985. (This information came from Wayne Johnson, son of Clarence Johnson).

Doug Mikelson got an option on the feedlot, from Production Credit Association, Caldwell, Idaho, in 1986. He has continued operating the feedlot till the present. The feedlot is presently known as Grass Cattle Systems Feedlot.

DATE	WELL	PUMP	DEPTH	WATER	SIZE
'67-68	Peckham Rd	160'	190 ft.	120 ft	10" - 5HP
**	Mill	180'	200 ft.	120 ft.	6" - 3HP
'70-74	Hill	126'	180 ft.	80 ft.	12" - 10 HP
(during Batt's ownership)	Shop	capped	sluffed @ 140 ft.	85 ft.	6"

** No one knows. There was a sheep operation there (at mill site) in the late '30's (information from Wayne Johnson).

Date of this information: 02/20/03

Provided by Shawn Mikelson (ph.:880-0420)

Shawn Mikelson
2-8-03

SHAWN MIKELSON
CELL # 880-0420

LEGAL DESCRIPTION

NWNE
NENW (2)
NWNW
SE NW
SENE
SWNE

PARCEL I

All that part of the Northwest Quarter of the Northeast Quarter in Section 21, Township 4 North, Range 5 West of the Boise Meridian, lying West of "Doyle" Lateral.

PARCEL II

The West Half of the Northeast Quarter of the Northwest Quarter in Section 21, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho.

PARCEL III

The Northwest Quarter of the Northwest Quarter of Section 21, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho; EXCEPTING THEREFROM: COMMENCING at the Northwest corner of the said Northwest Quarter of the Northwest Quarter; thence South $89^{\circ}45'45''$ East along the North boundary line of the said Northwest Quarter of the Northwest Quarter, a distance of 933.08 feet to the TRUE POINT OF BEGINNING; thence continuing South $89^{\circ}45'45''$ East, a distance of 352.00 feet; thence South $0^{\circ}14'15''$ West, a distance of 495.00 feet; thence North $89^{\circ}45'45''$ West, a distance of 352.00 feet; thence North $0^{\circ}14'15''$ East, a distance of 495.00 feet to the TRUE POINT OF BEGINNING.

PARCEL IV

The Southeast Quarter of the Northwest Quarter of Section 21, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho.

A portion of the NW1/4 NW1/4 of Section 21, Township 4 North, Range 5 West of the Boise Meridian and is more particularly described as follows:

COMMENCING at the Northwest corner of the said NW1/4 NW1/4;

THENCE South 89°45'45" East along the North boundary line of the said NW1/4 NW1/4, a distance of 933.08 feet to the TRUE POINT OF BEGINNING;

THENCE continuing South 89°45'45" East, a distance of 352.00 feet;

THENCE South 0°14'15" West, a distance of 495.00 feet;

THENCE North 89°45'45" West, a distance of 352.00 feet;

THENCE North 0°14'15" East, a distance of 495.00 feet to the TRUE POINT OF BEGINNING:

This parcel is subject to all easements and rights-of-way existing or of record.

This parcel contains 4.00 acres.

PARCEL V

The westerly 20 acres of the following described tracts.

Tract 1

The Southeast Quarter of the Northeast Quarter in Section 21, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho;

EXCEPTING THEREFROM:

A parcel of land in the Southeast Quarter of the Northeast Quarter in Section 21, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho particularly described as follows:

BEGINNING at the Northeast corner of the Southeast Quarter of the Northeast Quarter; thence

West along the North boundary of said Southeast Quarter of the Northeast Quarter 250 feet; thence

South and parallel to the East boundary of said Southeast Quarter of the Northeast Quarter 700 feet; thence

East and parallel to the North boundary of the Southeast Quarter of the Northeast Quarter 250 feet; thence

North along the Easterly boundary of said Southeast Quarter of the Northeast Quarter 700 feet to the POINT OF BEGINNING.

Tract 2

The Southwest Quarter of the Northeast Quarter in Section 21, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho.

PARCEL VI

The East Half of the East Half of the Northeast Quarter of the Northwest Quarter of Section 21, Township 4 North, Range 5 West of the Boise Meridian, Canyon County, Idaho.

More Particularly described as follows:

BEGINNING at the Northeast corner of the Northeast Quarter of the Northwest Quarter of Section 21, Township 4 North, Range 5 West, Boise Meridian, Canyon County, Idaho; thence

West 330 feet along the North Line of the said Northeast Quarter of the Northwest Quarter of said Section 21; thence at right angles

South 1,320 feet to the South Line of the said Northeast Quarter of the Northwest Quarter of said Section 21; thence at right angles

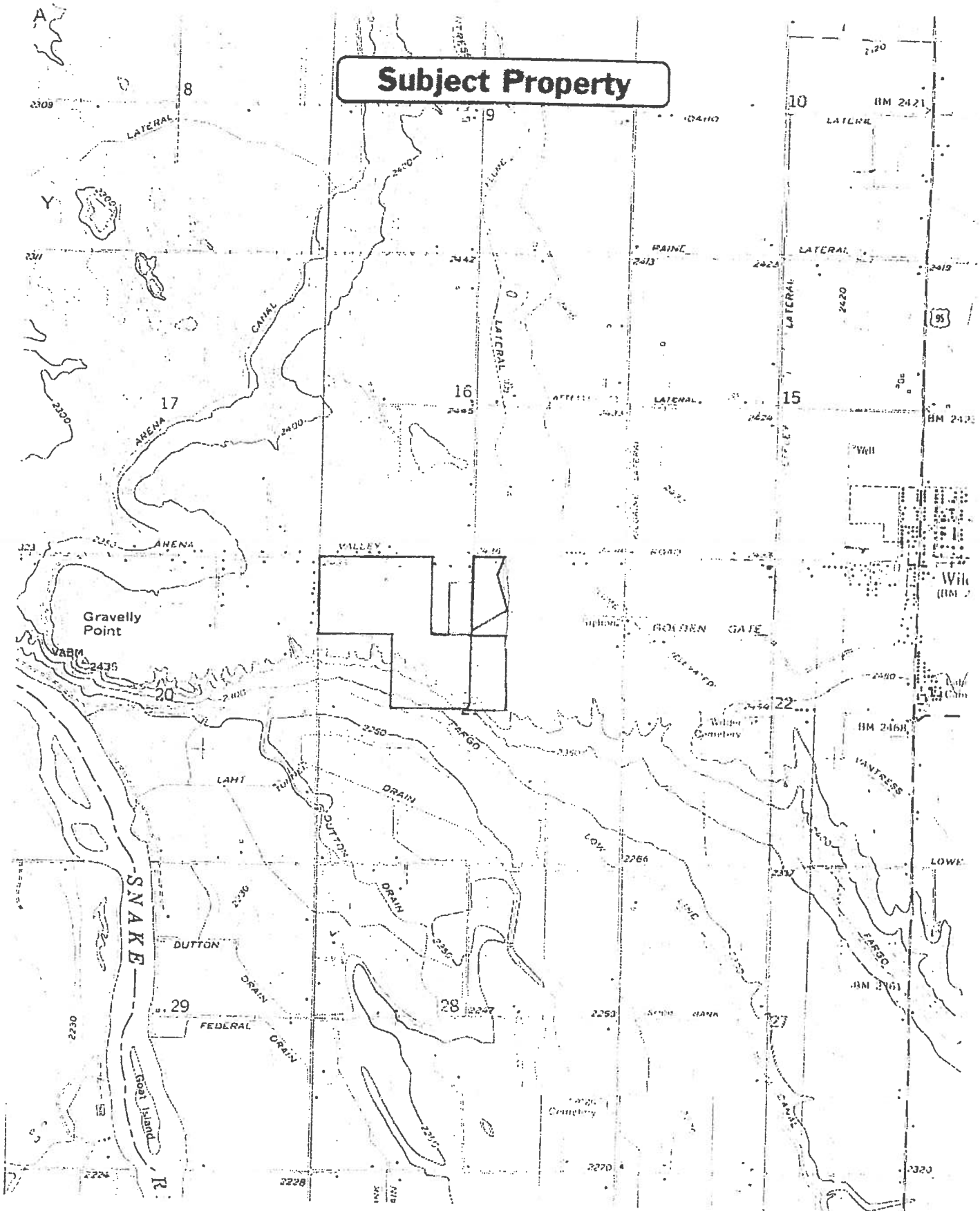
East on the South Line of the said Northeast Quarter of the Northwest Quarter a distance of 330 feet; thence at right angles

North along the East line of the Northeast Quarter of the Northwest Quarter of said Section 21, a distance of 1,320 feet to the POINT OF BEGINNING.

EXCEPTING THEREFROM the North 33 feet thereof for road right of way.

Subject "If Assembled"

Subject Property



RECORD

7001 DEC 13 AM 9 11

MODEL VARS

CARRYING CHITTY BY ORDER

SCALE: 1" = 100'

BASIS OF BEARING:
R.O.S. Inst. No. 9741781

070707

- BRASS CAP MONUMENT - FOUND
- ALUMINUM CAP MONUMENT - FOUND
- 5/8" REBAR - FOUND
- 5/8" x 30" REBAR - SET
- 1/2" REBAR - FOUND
- 1/2" x 24" REBAR - SET
- PK NAIL & BRASS WASHER
- CALCULATED POINT
- PROPERTY BOUNDARY LINE
- FORMER PROPERTY BOUNDARY LINE

CERTIFICATION

I, Darin Holzhay, do hereby certify that I am a Professional Land Surveyor, licensed by the State of Idaho, and that this map has been prepared from an actual survey made on the ground under my direct supervision, that this map is an accurate representation of said survey, and that it is in conformity with the Corner Reestablishment Act, Idaho Code §§-1612 through §-1612.



INDEX No. 454-21-1-4-0-00-00

SURVEY FOR

DOUG MIKELSON

Drawn By: AMJ

Date: Nov. 21, 20

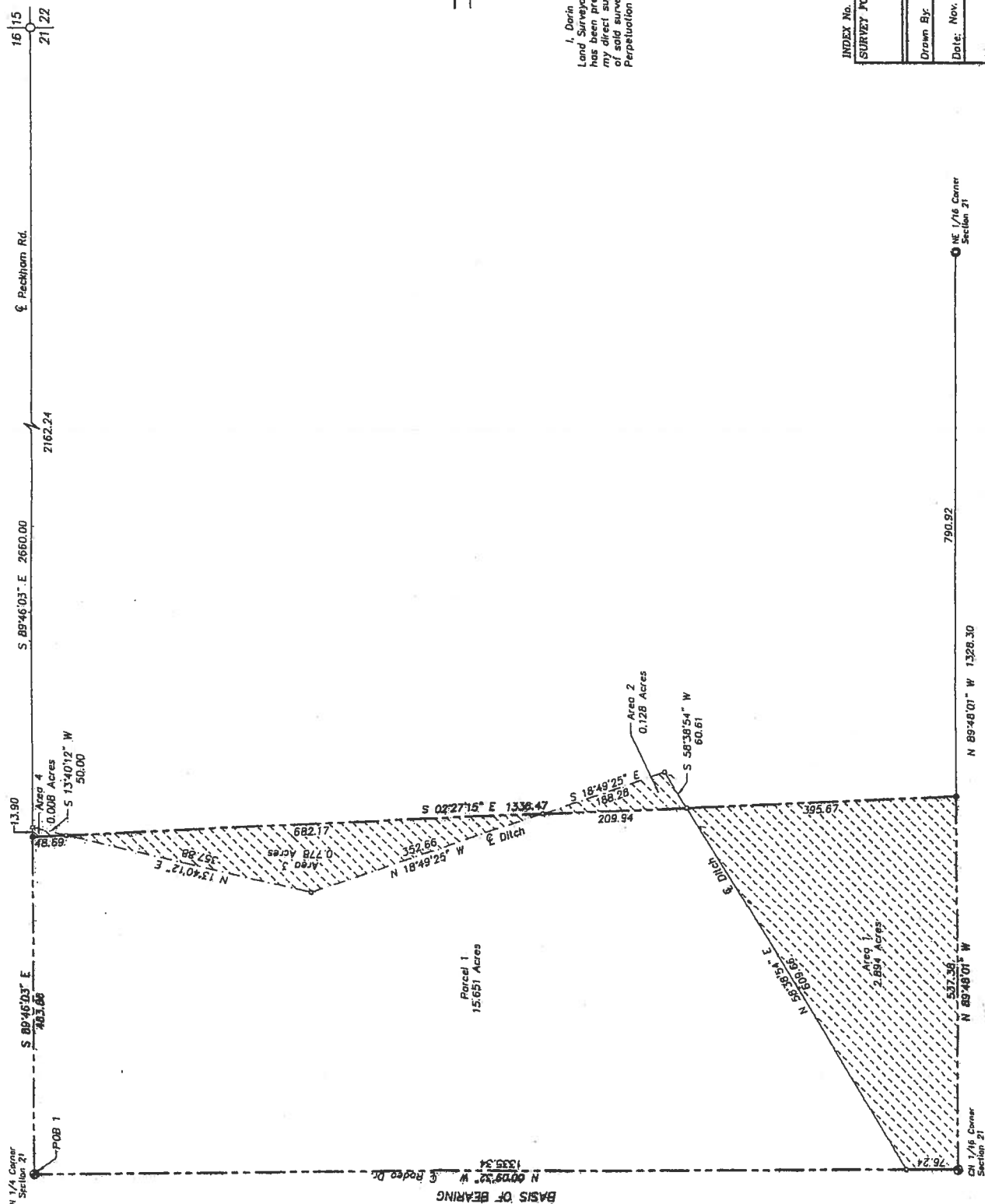
Book:

Lab No. NV7301

**Skinner Land
Survey Co. Inc.**

2512 S. Georgia Ave.
Caldwell, Md. 21814
(301)-454-4033

A PORTION OF THE NW1/4NE1/4 OF SECTION 21
TOWNSHIP 4 NORTH, RANGE 5 WEST, BOISE MERIDIAN
CANYON COUNTY, IDAHO



06/15/2006

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

RIGHT NUMBER: 63-31636

NAME AND ADDRESS: GRASS CATTLE SYSTEMS
PO BOX 99
WILDER ID 83676

SOURCE: GROUND WATER

TRIBUTARY:

QUANTITY: 0.490 CFS
53.600 AFY

Right Nos. 63-31635 and 63-31636 are limited to a total combined diversion rate of 0.49 cfs.

PRIORITY DATE: 01/01/1958

POINT OF DIVERSION:

T04N R05W S21 NENW Within CANYON County

T04N R05W S21 NWNW Within CANYON County

T04N R05W S21 SENW Within CANYON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

STOCKWATER

01/01 12/31

0.490 CFS
53.60 AFY

PLACE OF USE: STOCKWATER Within CANYON County

T04N R05W S21 NWNE

T04N R05W S21 SWNE

T04N R05W S21 NENW

T04N R05W S21 NWNW

T04N R05W S21 SENW

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 - Beneficial Use

Stockwater use is for 4000 range cattle.

IDAHO DEPARTMENT OF WATER RESOURCES

Adjudication Claim Report 63-31636

WATER RIGHT NUMBER: 63-31636 ✓

Owner Type

Current Owner

Name and AddressGRASS CATTLE SYSTEMS ✓
PO BOX 99
WILDER, ID 83676
(208)880-0420Partial Current Owner:
Johnson Creek Feedlot LLC
410 S. Orchard St., Ste. 176
Boise 83705

Priority Date: 01/01/1958 ✓

Basis: Beneficial Use ✓

Status: Active

Source

GROUND WATER ✓

TributaryBeneficial Use

STOCKWATER ✓

From To ✓

01/01 to 12/31 ✓

Diversion Rate

0.49 - 0.880 CFS ✓

Annual Volume

53.6 AF

Total Diversion: 0.880 CFS ✓

0.49

53.6 AF

Location of Point(s) of Diversion

GROUND WATER

CANYON County ✓

NW1/4NW1/4 ✓

Sec. 21, Twp 04N, Rge 05W, B.M. ✓

GROUND WATER

CANYON County ✓

NE1/4NW1/4 ✓

Sec. 21, Twp 04N, Rge 05W, B.M. ✓

GROUND WATER

CANYON County ✓

SE1/4NW1/4 ✓

Sec. 21, Twp 04N, Rge 05W, B.M. ✓

Place of Use

STOCKWATER ✓

Twp	Rge	Sec	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	Totals
04N	05W	21	X	X			X	X											

Conditions of Approval:

1. X02 Stockwater use is for 4000 range cattle. (V.)

~~2000 #X~~~~3,000 #X~~

4/8/03 Affidavit

(V.) 8,100 # range cattle.

Remarks: supplemental water - no surface or district water used.Comments:ADD X02 - Stockwater use is for 4,000 range cattle.ADD E51 - This right when combined with Water Right No. 63-31635 shall not exceed 0.49 cfs.

Field Exam Date 6.8.06

(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 \$212.00 pd. for 63-31635 & 63-31636
- ☐ Well logs (if needed)
- ☒ Copy of topo or NAPP
- ☒ Check of Govt. Lots, if needed, Govt. Plat/Tax lot information None
- ☒ 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 complete

Claim No(s) A63-31636

Owner: Grass Cattle Systems Phone No. 880-0420

Current Address: P.O. Box 99, Wilder 83676

- ☐ No change NAME IS THE SAME
- ☒ NEW OWNER Johnson Creek Feedlot LLC
- ☐ No change Address
- ☒ NEW ADDRESS 410 S. Ireland St., Ste. 176.
- ☐ How long owned property? (orchard) Boise 83705

Accompanied 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: 01/01/1958

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

In 1958 (or 1959), the feedlot was expanded to feed an additional 4,000 head of range cattle. "Two" new wells were drilled in 1967 or '68 (Peckham Well) [Hill Well date unknown]. The Hill Well was drilled in 1970-1974 & the original 6" well is capped.

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?

3 PODs

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

See Field Report.

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-31635

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

63-31635 and 63-31636 share the same 3 wells.

WATER USES

- ☐ No change
- ☐ Different Uses

Use Stockwater From _____ To _____ Amount 0.49 CFS 53.6 AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA
 Use _____ From _____ To _____ Amount _____ CFS _____ AFA

limited to the capacity of the system

4,000 range cattle x 0.00022 cfs = 0.88 cfs

TOTAL VOLUME – Groundwater only

- ☒ Incomplete on claim, the total is, Amount _____ CFS 53.6 AFA
- ☒ Changes found, the new total is, Amount 0.49 CFS _____ AFA
- ☐ More than 1" per Acre? Yes _____ (claimant must complete excess flow sheet)

4,000 HD range cattle x 0.0134 = 53.6 AF

NON-IRRIGATION USES:

Stockwater use is for 4,000 range cattle.

- ☐ No change
- ☐ Changes Exam found: Domestic # of homes _____ Stock # _____
- Types _____ Additional comments: The Field Exam/Report and the Feedlot History state two

PLACE OF USE:

- ☒ No Change
- ☐ Changes shown below:

different amounts of range cattle in 1987.

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: 63-31635 (no surface or district water)

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

This right when combined with Water Right 63-31635 shall not exceed 0.49 cfs; the capacity of the system.

Delivery System Narrative: See Field Report.

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

FLOW MEASUREMENTS: See Field Report.

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Apparently, the claimant operates a feedlot serving approximately 9,000 cattle (see Case # CU2004-92). SRBA claims 63-31635 and 63-31636 provide stockwater for 6,000 range cattle. Therefore, about 3,000 cattle are not served under any water right. It is necessary that the owner of Grass Cattle Systems seek additional water right protection as required by PD law for this "water right shortage" in order to avoid an illegal use of the public's water resource.

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

> Field Exam: 4/7/06

DATE EXAM CONDUCTED:

6-8-06

(in-office review)

FIELD EXAMINER:

Kimberly Brown

2

These are the parcels of land described by the three pages of **LEGAL DESCRIPTION** attached to the Notice of Claim.

U
C
L
A

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-31636

01/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
31635	Claim	04N	05W	21	NW	NE		STOCKWATER		GRASS CATTLE SYSTEMS
~~31636~~	~~Claim~~	~~04N~~	~~05W~~	~~21~~	~~NW~~	~~NE~~		~~STOCKWATER~~		~~GRASS CATTLE SYSTEMS~~
31635	Claim	04N	05W	21	SW	NE		STOCKWATER		GRASS CATTLE SYSTEMS
~~31636~~	~~Claim~~	~~04N~~	~~05W~~	~~21~~	~~SW~~	~~NE~~		~~STOCKWATER~~		~~GRASS CATTLE SYSTEMS~~
31635	Claim	04N	05W	21	NE	NW		STOCKWATER		GRASS CATTLE SYSTEMS
~~31636~~	~~Claim~~	~~04N~~	~~05W~~	~~21~~	~~NE~~	~~NW~~		~~STOCKWATER~~		~~GRASS CATTLE SYSTEMS~~
31635	Claim	04N	05W	21	NW	NW		STOCKWATER		GRASS CATTLE SYSTEMS
~~31636~~	~~Claim~~	~~04N~~	~~05W~~	~~21~~	~~NW~~	~~NW~~		~~STOCKWATER~~		~~GRASS CATTLE SYSTEMS~~
~~31636~~	~~Claim~~	~~04N~~	~~05W~~	~~21~~	~~SE~~	~~NW~~		~~STOCKWATER~~		~~GRASS CATTLE SYSTEMS~~

- no supplemental surface water

- overlap with #63-31635
(limited to the capacity
of the system - 0.49 cfs)



IDAHO SECRETARY OF STATE Search Results

Ben Yursa, Secretary of State

Search Result Summary

[[New Search](#)]

Search Results 1 through 1

(JOHNSON CREEK FEEDLOT LLC ... JOHNSON CREEK FEEDLOT LLC)

JOHNSON CREEK FEEDLOT LLC [View Details]

Organizational ID / Filing number: W14806
410 S ORCHARD ST STE 176
BOISE, ID 83705

Filed 22 Mar 2001
LIMITED LIABILITY COMPANY
EXISTING

[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

* from these pages, President ⇒ Kim R. Kildew
⇒ 2006 Phone book lists
Ms. Kildew's # as 343-0803



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

[[New Search](#)] [[Back to Summary](#)]
[[Get a certificate of existence for JOHNSON CREEK FEEDLOT LLC](#)]

JOHNSON CREEK FEEDLOT LLC

410 S ORCHARD ST STE 176
BOISE, ID 83705

Type of Business: LIMITED LIABILITY COMPANY

Status: EXISTING, ANREPT SENT 04 Jan 2006

State of Origin: IDAHO

Date of 22 Mar 2001

Origination/Authorization:

Current Registered Agent: UNITED CAPITAL MORTGAGE COMPANY INC AN
I
410 S ORCHARD ST STE 176
BOISE, ID 83705

File Number: W14806

Date of Last Annual Report: 23 Jan 2006

Amendments:

Amendment filed 22 Mar 2001 ARTICLES OF
ORGANIZATION

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Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

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ARTICLES OF ORGANIZATION LIMITED LIABILITY COMPANY

(Instructions on back of application)

MAR 22 1 27 PM '01

1. The name of the limited liability company is: JOHNSON CREEK FEEDLOT LLC
2. The address of the initial registered office is: 410 S. Orchard Street, Suite #176
Boise, Idaho 83705
and the name of the initial registered agent at that address is: United Capital Mortgage Company, Inc. an Idaho Corporation
3. The mailing address for future correspondence: 410 S. Orchard Street, Suite #176, Boise
Idaho 83705
4. Management of the limited liability company will be vested in:
Manager(s) ☐ or Member(s) ☒ . (please check the appropriate box)
5. If management is to be vested in one or more manager(s), list the name(s) and address(es) of at least one initial manager. If management is to be vested in the members, list the name(s) and address(es) of at least one initial member.

Name	Address
United Capital MORTG. Co. Inc.	410 S. Orchard St. Suite #176, Boise, Ida 83705
6. Signature of at least one person responsible for forming the limited liability company:
United Capital Mortgage Company, Inc.

by

Kim R. Kildew President
Kim R. KILDEW

IDaho SECRETARY OF STATE

03/22/2001 09:00
CK: 2027 CI: 144001 BN: 305411

1 @ 100.00 = 100.00 ORGAN LLC # 2

W 14806

IDCORPFORMLLC1.pdf Revised 0/99

No. W 14806		Due no later than March 31, 2006		2 Registered Agent and Office NO PO BOX	
Return to SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		Annual Report Form 1 Mailing Address - Correct in this box, if applicable JOHNSON CREEK FEEDLOT LLC 410 S ORCHARD ST STE 176 BOISE, ID 83705		UNITED CAPITAL MORTGAGE COMPANY NC AN I 410 S ORCHARD ST STE 176 BOISE, ID 83705	
NO FILING FEE IF RECEIVED BY DUE DATE				3 New Registered Agent Signature	
4. Limited Liability Companies: Enter Names and Addresses of Members.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
Member	United Capital Mortg. Co Inc	410 S ORCHARD ST STE 176	BOISE	ID	83705
5. Organized Under the Laws of IDAHO W 14806		6. Signature <u>United Capital Mortgage Co</u> <u>Barbara Jean</u>		Date <u>4/12/06</u>	
		Name (Typed or Printed) <u>Kim K. Lane</u>		Title <u>Member/Pres</u>	
Issued 01/04/2006		Do Not Tape or Staple		200603002100	

No. W 14806 Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080 NO FILING FEE IF RECEIVED BY DUE DATE		Due no later than March 31, 2005 Annual Report Form 1. Mailing Address - Correct in this box, if applicable JOHNSON CREEK FEEDLOT LLC 410 S ORCHARD ST STE 178 BOISE, ID 83705		2. Registered Agent and Office: NO PO BOX UNITED CAPITAL MORTGAGE COMPANY INC AN I 410 S ORCHARD ST STE 178 BOISE, ID 83705 3. Now Registered Agent Signature	
4. Limited Liability Companies: Enter Names and Addresses of Members.					
<u>Office held</u>	<u>Name</u>	<u>Street or P.O. Address</u>	<u>City</u>	<u>State</u>	<u>Zip</u>
Member	Michael J. Pyle	410 S. ORCHARD ST STE 178	BOISE	ID	83705
5. Organized Under the Laws of: IDAHO W 14806					
6. <u>Signature</u> Kim R. Kildew		<u>Date</u> 4/1/05			
<u>Name</u> Kim R. Kildew		<u>Title</u> Member/Pres			
Issued 01/03/2005		Do Not Tape or Staple		200503001598	

No. W 14806		Due no later than March 31, 2004 Annual Report Form		2. Registered Agent and Office NO PO BOX	
Return to: SECRETARY OF STATE 700 WEST JEFFERSON PO BOX 83720 BOISE, ID 83720-0080		Main Office Address (Enter in this box, if applicable) JOHNSON CREEK FEEDLOT LLC 410 S ORCHARD ST STE 176 BOISE, ID 83705		UNITED CAPITAL MORTGAGE CON 410 S ORCHARD ST STE 176 BOISE, ID 83705	
NO FILING FEE IF RECEIVED BY DUE DATE		BOISE, ID 83705		3. New Registered Agent Signature	
4. Limited Liability Companies: Enter Names and Addresses of Members.					
Office held	Name	Street or P.O. Address	City	State	Zip
MEMBER	United Capital Mortgage Co. Inc.	410 S ORCHARD ST STE 176	BOISE	ID	83705
5. Organized Under the Laws of: IDAHO W 14806					
Signature		Name (Printed)		Date	Title
[Signature]		KIM R. KILGUS		4/14/04	MEMBER/PRES.
Issued 01/05/2004		Do Not Tape or Staple		1265	

System User- IDWRR Date 03/31/2006 Time 8:24

REAL PROPERTY INQUIRY

```
+++++
01 5R36967-000- -0 025-00 SCH133+ 05 150 3.75
+++++
10 25,000 1.00
JOHNSON CREEK FEEDLOT LLC + 13 62,500 6.25
+ 19 1.00
+ 31 25,400
+ 32 55,000
+
410 S ORCHARD ST STE 176 +
BOISE ID 83705 +
+++++
21-4N-5W NE + TOTAL 168,050 12.00
NWNE-N & W OF DOYLE LATERAL ++++++
LS TX 03023,03024 + SURVEY INST 200111800
+ DRAIN DR VALUE APPR MKB
+ CLASS R2 REAP 04 MAN 03 UNIT 1
27443 PECKHAM RD, WI + PARCEL 5R04N05W210750 H/O N C/B N
+ PRIOR ACCOUNT 4R36967-000- -0
SEE R36968-012,-013 + 02 MH on Property YES
```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R36967000 0 UNIT 001 TOTAL UNITS 1

SITE 27443 PECKHAM RD WI SEC/TWN/RNG 21-4N-5W
ASSESSED VALUE 168,050 ACREAGE 12.00
SUB/PARK NAME YEAR/MAKE
CLASS R2 RENTAL HOUSE CLASS '2' SPACE LOT BLOCK

```
+++++
YR BUILT 1947 AIR COND AIR - NONE CARPORT N
STORY 1 STORY HEATING OIL CARPORT SQ FT
FIRST SQ FT 900 EXTERIOR WOOD SIDING DECK/PATIO? N
SECOND SQ FT ROOF WOOD SHINGLES POOL? N
BEDS 2 BSMT SQ FT 99 SPA? N
BATHS 1.00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
```

```
+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
```

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
System User- IDWRR Date 03/31/2006 Time 8:25

REAL PROPERTY INQUIRY

```
+++++
01 5R36968-012- -0 025-00 SCH133+ 01 1,300 2.89
+++++
32 2,900
JOHNSON CREEK FEEDLOT LLC +
+
+
+
+
410 S ORCHARD ST STE 176 +
BOISE ID 83704 +
+++++
21-4N-5W NE + TOTAL 4,200 2.89
TX 03021 NWNE ++++++
+ SURVEY INST 200305096
+ DRAIN DR VALUE APPR MKB
+ CLASS BF REAP 04 MAN 03 UNIT 0
PECKHAM RD, WI + PARCEL 5R04N05W210755 H/O N C/B N
+ PRIOR ACCOUNT 4R36968-012- -0
+ 02 MH on Property NO
```

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

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101

System User- IDWRR Date 03/31/2006 Time 8:25

REAL PROPERTY INQUIRY

+++++

01 5R36975-010- -0 025-00	SCH133+	01	3,300	7.44
		05	100	2.09
JOHNSON CREEK FEEDLOT LLC	+	19		.63
	+	32	5,300	
	+			
	+			
410 S ORCHARD ST STE 176	+			
BOISE ID 83705	+			

+++++

21-4N-5W NE	+	TOTAL	8,700	10.16
TX 97681 IN SWNE				
		+	SURVEY	INST 200111800
		+	DRAIN DR VALUE	APPR MKB
		+	CLASS BF REAP 04	MAN 03 UNIT 0
RODEO LN, WI		+	PARCEL 5R04N05W211350	H/O N C/B N
		+	PRIOR ACCOUNT 4R36975-010-	-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

REAL ACCOUNT

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
 System User- IDWRR Date 03/31/2006 Time 8:25
 REAL PROPERTY INQUIRY

```

+++++
01 5R36988-000- -0 025-00 SCH133+ 01 9,900 19.64
+++++
19 .36
JOHNSON CREEK FEEDLOT LLC + 32 23,800
+
+
+
+
410 S ORCHARD ST STE 176 +
BOISE ID 83705 +
+++++
21-4N-5W NW + TOTAL 33,700 20.00
W 1/2 NENW ++++++
+ SURVEY INST 200111800
+ DRAIN DR VALUE APPR MKB
+ CLASS BF REAP 04 MAN 03 UNIT 0
27753 PECKHAM RD, WI + PARCEL 5R04N05W212550 H/O N C/B N
+ PRIOR ACCOUNT 4R36988-000- -0
+ 02 MH on Property NO
  
```

MODE:F ACTION: TRAITS INQUIRY TRQK318

ACCOUNT NUMBER R36988000 0 UNIT 001 TOTAL UNITS

```

SITE 27753 PECKHAM RD WI SEC/TWN/RNG 21-4N-5W
ASSESSED VALUE 33,700 ACREAGE 20.00
SUB/PARK NAME YEAR/MAKE
CLASS BF FARM OUTBUILDINGS WITH NO RESIDEN SPACE LOT BLOCK
+++++
YR BUILT 0 AIR COND AIR - NONE CARPORT N
STORY NO BLDG HEATING CARPORT SQ FT
FIRST SQ FT 0 EXTERIOR UNKNOWN DECK/PATIO? N
SECOND SQ FT ROOF UNKNOWN POOL? N
BEDS 0 BSMT SQ FT SPA? N
BATHS .00 % BSMT FIN LOT SIZE
FRPLC 0 GARAGE N NEIGHBORHOOD 0
GARAGE SQ FT
  
```

```

+++++
COMMENTS MOBILE HOME ONLY
WIDTH/LENGTH
EXPANDO
  
```

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
 System User- IDWRR Date 03/31/2006 Time 8:26
 REAL PROPERTY INQUIRY

```

+++++
01 5R36991-010- -0 025-00 SCH133+ 01 3,600 7.07
+++++
10 20,000 1.00
JOHNSON CREEK FEEDLOT LLC + 32 6,700
+
+
+
+
410 S ORCHARD ST STE 176 +
BOISE ID 83704 +
+++++
21-4N-5W NW + TOTAL 30,300 8.07
TX 98005 IN NW ++++++
+ SURVEY INST 200111800
+ DRAIN DR VALUE APPR MKB
+ CLASS BF REAP 04 MAN 03 UNIT 0
  
```

+ PRIOR ACCOUNT 4R36991-010- -0
+ 02 MH on Property YES

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

MODE:F ACTION: PRESS {01 RETURN} TO VIEW ANOTHER ACCOUNT TRQK101
System User- IDWRR Date 03/31/2006 Time 8:26
REAL PROPERTY INQUIRY

+++++

01 5R36992-000- -0 025-00	SCH133+	01	3,700	7.40
		05	400	11.60
JOHNSON CREEK FEEDLOT LLC	+	19		1.00
	+	32	51,800	
	+			
	+			
410 S ORCHARD ST STE 176	+			
BOISE ID 83705	+			

+++++

21-4N-5W NW	+	TOTAL	55,900	20.00
SE NW LS TX 99103				

+++++

RODEO LN, WI

+ SURVEY INST 200111800
+ DRAIN DR VALUE APPR MKB
+ CLASS BF REAP 04 MAN 03 UNIT 0
+ PARCEL 5R04N05W214205 H/O N C/B N
+ PRIOR ACCOUNT 4R36992-000- -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	

Receipt Details for ID W030311

Status	Adjustment Type	Version
OD		2

General Information:

Date Received	Date Deposited	Region	Total Amount	Payment Type
4/8/2003 1:18:11 PM	4/8/2003 2:29:03 PM	WESTERN	\$212.00	Check
Payer		E-O-B, INC		

Account Information:

Check #	Account #	Credit Card Name	Authorization #
4294			
Card Expiration Date	Credit Card Transaction #		

Comment Adjudication Claim Fees (Grass Cattle Systems)
63-31635, 63-31636

Fee Detail:

Amount	Description	PCA	Fund	Fund Detail	Subsidiary	Object
\$212.00	ADJUDICATION FILING FEE	42503	0337			1155

Refund(s):

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

Water Right Information:

Basin Number	Sequence Number	Split Suffix	Amount	Type
--------------	-----------------	--------------	--------	------

[Print Report](#)

Field Exam Date 4/7/06

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION FIELD REPORT

RECEIVED

APR 26 2006

WATER RESOURCES
WESTERN REGION

Prior to Field Exam

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

COPY

CLAIMANT INFORMATION – verify contact information is complete

Claim No(s) A63-31635 & A63-31636

* see
attachment

Owner: Grass Cattle Systems Phone No (209) 880-0420 Shawn Mit

Current Address: PO Box 99, Wilder, Id 83676

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

Accompanied by: Dale Smith

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: (63-31635 1/1/46) (63-31636 1/1/58)
(If priority date, based on your exam, seems questionable, explain below.)

Source: groundwater 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?

#1 Peckham well
#2 Mill well
#3 Riverside well

DIVERSION AND DELIVERY SYSTEM

Points of Diversion: (No changes)

ID #	Govt Lot #	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Method of Determination/Remarks GPS ID
#1) A0002106			NE	NW	21	4N	5W	Canyon	N43.4006.6 W116.5636.9 elevation 2461
#2) A0002107			NW	NW	21	4N	5W	Canyon	N43.4027.8 W116.5652.7 elevation 233
#3) A0002108			SE	NW	21	4N	5W	Canyon	N43.4028.0 W116.5653.0 elevation

Description of diverting works

#1 12" well 151p submerged * See attachment

OVERLAP REVIEW

Other water rights with the same point of diversion: 63-31635 + 63-31636 overlap ea

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

Overlap increases number of head (stock) with an increase of pens added to the property. (1987, 32 pens, 3,000 head; currently 55 pens + 3,500 head). Volume increase.

WATER USES

☒ No change

☒ Different Uses

Use Stockwater From 01/01 To 12/31 Amount 66 CFS total AFA
Use Domestic From 01/01 To 12/31 Amount CFS AFA
Use From To Amount CFS AFA

Not sure domestic int needs to be included ??

TOTAL VOLUME - Groundwater only see attachment (theoretical for wells, + maximum ca for diameter pipe)

☐ Incomplete on claim, the total is, Amount CFS AFA

☒ Changes found, the new total is, Amount 0.49 CFS AFA

☐ More than 1" per Acre? Yes (claimant must complete excess flow sheet)

NON-IRRIGATION USES: (Assessors office shows 3 mobile homes total) * See attachment

☐ No change

☒ Changes Exam found: Domestic # of homes 2 houses + 1 office 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	
No changes																			

Overlap with other water rights: 63-31635 + 63-31636 overlap each other

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

Overlap takes in the increase of head (stock) with an increase of pens added to the property. (1987, 32 pens, 3,000 head; currently 55 pens + 3,500 head). Volume increase.

Delivery System Narrative:

* see attachment

Well or Diversion Identification No GPS ID	Motor Make	Hp	Motor Serial No.	Pump Make	Pump Serial No. or Discharge size
#1 A0002106	Franklin Electric ⁵		No tag	No tag	1 1/2"
#2 A0002107	Franklin El. 5		No tag	No tag	1 1/4"
#3 A0002108	Franklin El. 10		No tag	No tag	2"

FLOW MEASUREMENTS:

Attach appropriate documents

NARRATIVE/REMARKS/COMMENTS

Dale Smith indicated that in 1987, there were 32 pens so 3,000 head were watered. Presently there are 55 pens + 3,500 head watered.

No surface water or supplemental water utilized.

* See attachment

Directions: N. I 84, Hwy 19 thru Greenleaf, ~~straight~~
right on Hwy 95, immediately after railroad tracks turn
left on Peckham, go 1 1/2 miles + office is on the
left side (physical address: 27443 + 27445 Peckham)

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:

4/26/2006

FIELD EXAMINER:

Gandy Hernerway

Claim: 63-31635 & 63-31636
Name: Grass Cattle Systems
Date: 4/26/2006
Field Inspector: Sandy Hemenway

Description of Diverting Works:

Well #1 Peckham is located west of 27621 Peckham (NENW). 12" casing, 180' deep, 1 1/2" ABS to PVC discharge converts to 3" PVC main, casing extends 12" above ground level, 5 Hp submersible Franklin Electric pump, 50 psi (Adamson Pump works on all wells for this system, but driller is unknown), one well X-trol pressure tank WX-252 . Problems with algae build-up with this well, so used for back-up well only.

Well #2 Mill is located by stock lot #36. Located in a pit (NWNW). 6" casing, 200' deep, with casing extending 27" above ground level in the pit, pressure gauge broke but usually ran at 40 psi with a range of 40/60, 5 Hp submersible Franklin Electric pump, well x troll (unknown model number) pressure tank, 1 1/4" PVC discharge converts to 3" main.

Well #3 Riverside (SENW) by turning down the dirt road going south of the office, the house on top of the hill is located directly at the end of the road with a pump house located diagonally from it. Before getting to the house, there is a dirt road that branches off to the right, and then down the hill. Well #3 is located there.

Well #3 Riverside is 180' deep, artesian well, 12" casing, casing extends 24" above ground level, 10 Hp Franklin Electric submersible pump, 2" discharge, with 300' pipe with a lift of 155' 155' (2300 elevation at well, and 2455 elevation at pump house on the hill), run at 40 psi, but gauge in pump house shows 105 psi due to the back pressure from the pump house at the top of the hill.

Pump house at the top of the hill: 2 well-x-trol pressure tanks, a sand trap, 2" ABS converts to 3" PVC to the pens and offices down the dirt road, the other 2" ABS converts to 1 1/2" PVC to the house on the top of the hill. Per Dale Smith, this well supplies potable water for the houses and offices, in addition to the looped 3" PVC main supplying the stock pens stockwater.

Delivery System Narrative:

Well #3 Riverside pumps up to the pump house at the top of the hill (2" PVC). From the pump house at the top of the hill, water is pumped by means of a 2" ASB line that converts to 1 1/2" PVC to the house at the top of the hill, and another 2" ASB line that converts to the looped 3" PVC main, converting to 1 1/2" PVC to the mobile homes/offices. Well #1 Peckham's 1 1/2" discharge converts into the 3" PVC Main. Well #2 Mill's 1 1/4" discharge converts into the 3" PVC Main. All 3 wells are interconnected in the looped 3" main line, with the pressure tank at the top of the hill maintaining pressure throughout the entire system.

Claim: 63-31635 & 63-31636

Date: 4/26/06

Field Examiner: Sandy Hemenway

Jena/Canyon County Assessors Office (208) 454-7431 shows the property at 27443 & 27445 Peckham (physical addresses for 63-31635 & 63-31636) being owned by the following:

Johnson Creek Feedlot LLC
410 S. Orchard, Suite 176
Boise, Idaho 83705

1st and 3rd Mobile Homes are owned by:

Patricia Mikelson (present)

PO Box 651

Donnelly, Idaho 83615

(208) 880-1156

2nd Mobile Home is owned by:

E-O-B Inc.

PO Box 99

Wilder, Idaho 83676

(208) 880-0420 Shawn Mikelson

(208) 880-0834 Doug Mikelson, manager

Claim No. : 63-31635 & 63-31636

Name of System: Grass Cattle Systems

Date: April 7, 2006

Field Inspector: Sandy Hemenway

Measurements/Calculations:

Stockwater:

Table 1 Recommended Diversion Rates for Stockwater: >1,000 head, multiple by 0.00022 cfs

Stock:

In 1987: 32 pens with 3,000 head cattle ($3,000 \times 0.00022 \text{ cfs} = 0.66 \text{ cfs}$)

Currently: 55 pens with 3,500 head cattle ($3,500 \times 0.00022 \text{ cfs} = 0.77 \text{ cfs}$)

Season: 01/01 - 12/31

Required V.i.r. = (#head x gallons/day/head x days of use per year) / 325,850 =

In 1987: $[3,000 \times 12 \times 365] / 325,850 = 40.33 \text{ afa} = 40.3 \text{ afa}$

Currently: $[3,500 \times 12 \times 365] / 325,850 = 47.04 \text{ afa} = 47.0 \text{ afa}$

Potential V.d.r = Max. allowable cfs x permit season number of days x 1.9835 =

In 1987: $0.66 \text{ cfs} \times 365 \times 1.9835 = 477.83 \text{ afa} = 478.0 \text{ afa}$

Currently: $0.77 \text{ cfs} \times 365 \times 1.9835 = 557.46 \text{ afa} = 557.5 \text{ afa}$

*******Per Dale Smith, who has worked at this Feedlot for 18 years, there were only 32 pens with a total of 3,000 stock in 1987. Currently they have 55 pens, with a total of 3,500 head stock.**

Claim No. 63-31635 & 63-31636

Current Owner: Grass Cattle Systems

Date: 4/26/06

Field Examiner: Sandy Hemenway

Groundwater Measurement Requirement Analysis

Theoretical Rate of Flow for Groundwater Formula:

$Q = (8.8) \times (Hp) \times (\text{pumping efficiency}) / TDH = \text{cfs}$

Hp = total brake horsepower of pumping plant (including booster), if unknown use pump curve

Eff. = Pumping plant efficiency (assume 70% or 0.70, or 0.60 for diesel)

TDH = total dynamic head = [(LIFT) + (psi x 2.31)]

LIFT = depth to water in FEET from land surface to pumping water level (static + 10')

PSI = pumping pressure measures in psi near pump [(if open discharge assume zero (0))]

PSI without gage assume: 20 psi for domestic, 60 psi for irrigation

$Q = (8.8) \times (Hp) \times (0.70) / [(lift) + (psi \times 2.31)] = \text{cfs}$

well #1 Peckham: $(8.8) \times (5) \times (0.70) / [(140) + (50 \times 2.31)] = 30.8 / 255.5 = 0.1205 = \mathbf{0.12 \text{ cfs}}$

well #2 Mill: $(8.8) \times (5) \times (0.70) / [(173') + (40 \times 2.31)] = 30.8/265.4 = 0.1160 = \mathbf{0.12 \text{ cfs}}$

well #3 Riverside: $(8.8) \times (10) \times (0.70) / [(155) + (40 \times 2.31)] = 61.6/247.4 = 0.2489 = \mathbf{0.25 \text{ cfs}}$

Combined Capacity into the interconnected system: $0.12 + 0.12 + 0.25 = \mathbf{0.49 \text{ cfs}}$

Pipe Flow Chart: 2" PVC from well #3 up to hilltop pump house, then converts to 3" PVC going to stock tanks in stockyard. **Maximum capacity for 3" diameter pipe is 0.25 cfs.**

***Pumpback Computation Spreadsheet estimates rate of flow at: 0.170 cfs (see attachment)

Lift From: () measurement, () owner, (XX) area estimate, () well logs

IDWR available well logs in the area static level: well #1 Peckham 130', well #2 Mill 163', well #3 Riverside 0' static, and GPSd difference from well to top of hill as 155'

Booster () Yes, (XX) No

PSI From: (X) measurement, (X) owner, () estimate, () owner gage

Well #1 (50 psi), well #2 (40/60 psi, usually ran at 40psi, broken gauge), well #3 ran at 40psi

Remarks:

Well #3 Riverside has 105 psi due to the back pressure from the pump house at the top of the hill (usually ran at 40psi). The pump house at the top of the hill maintains the pressure in the system. Wells #1 - 3 are all interconnected into the system, maintaining maximum capacity/flow in the system. Dale Smith indicated that well #1 is not used very often due to problems with algae build-up. Cattle come and go out of the Feedlot.

Pumpback Computation Spreadsheet (DRT 1/24/1995)

Data Entered By: Sandy Hemenway

Project: Flow Computation for 63-31635 & 63-31636 well #3 Riverside

Given: See Data Table

Compute head losses with the Williams and Hazen Formula:
 $f = 0.2083 \cdot (100/\text{roughness})^{1.85} \cdot ((\text{cfs} \cdot 448.8)^{1.852} / \text{ID}^4 \cdot 8655 \cdot \text{Length}) / 100$

To Find: Compute Rate of Flow for a Pumpback System

Data Table

Vertical Lift: 155.00 feet

Pressure Req'd: 40.00 psi

Required Head: 247.40 feet

Pump Horsepower: 10.00 horsepower

Pipe Roughness: 150.00 Note: pvc = 150, smooth and straight pipe = 140
 aluminum - joint length 20' = 125, joint length
 30' = 130, joint length 40' = 132, joint length
 50' = 134, new riveted steel = 100
 old riveted steel = 100, old cast iron = 95,
 old pipes in poor condition = 60 to 80

Head Loss
per 100 ft
#DIV/0!
41.93
#DIV/0!

Inside Diameter in Inches	Equivalent Length in Feet	Unit Head Loss	Total Friction Head Loss from Pipe Friction
1.00	0.00	0.00	
1.50	300.00	125.79	
1.00	0.00	0.00	
			125.79

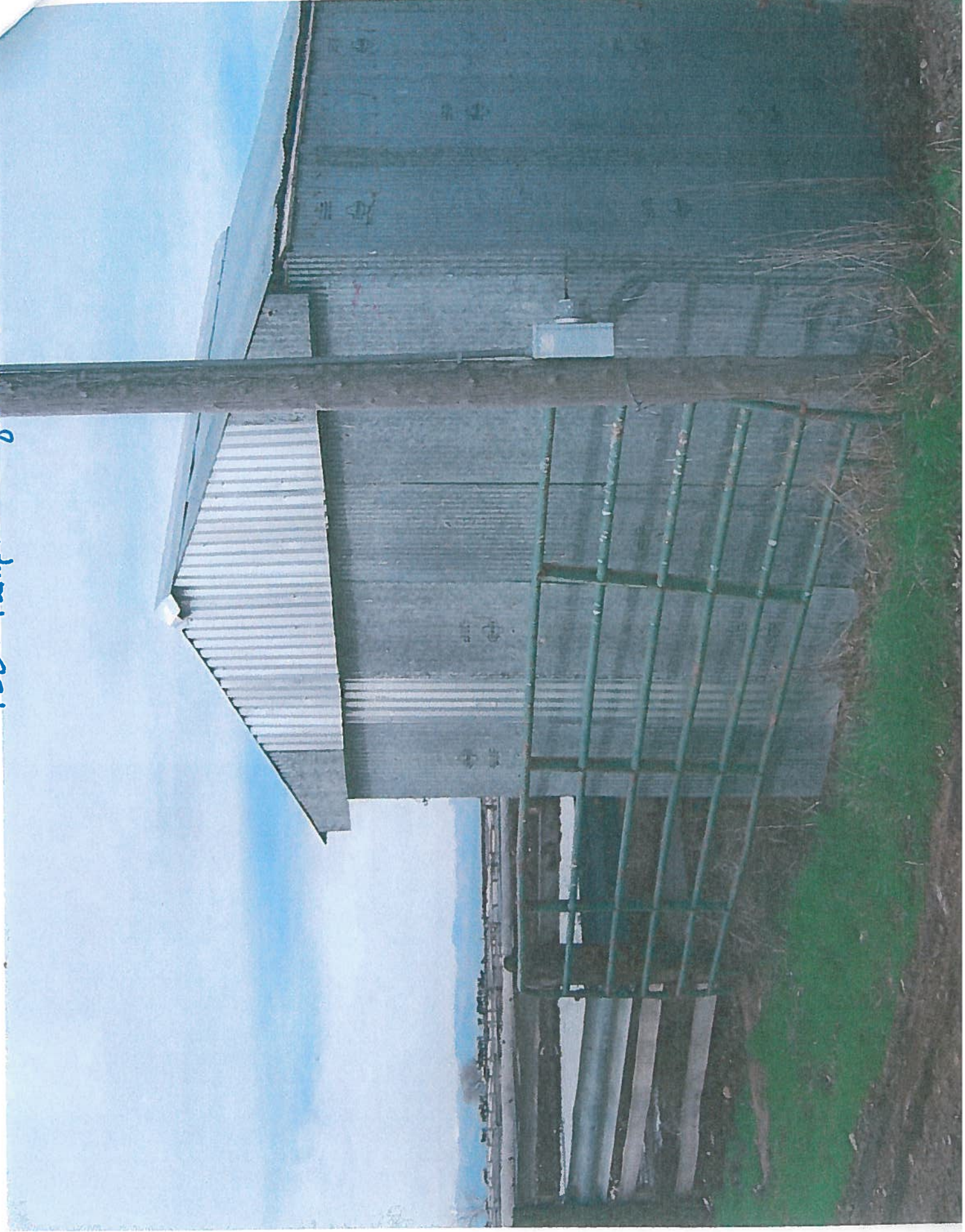
Initial Estimate of Rate of Flow:

0.170 CFS

Computation of Rate of Flow:

0.17

POD: Pumphouse for #1 Peckham Well



5Hp
Franklin
submersible
pump
190' deep well
50 psi

1 1/2"

12" casing

WELL-X-TROL
WX25Z

WELL-X-TROL
WX25Z

WX25Z

POD: #2 Mill Well

1 1/4"

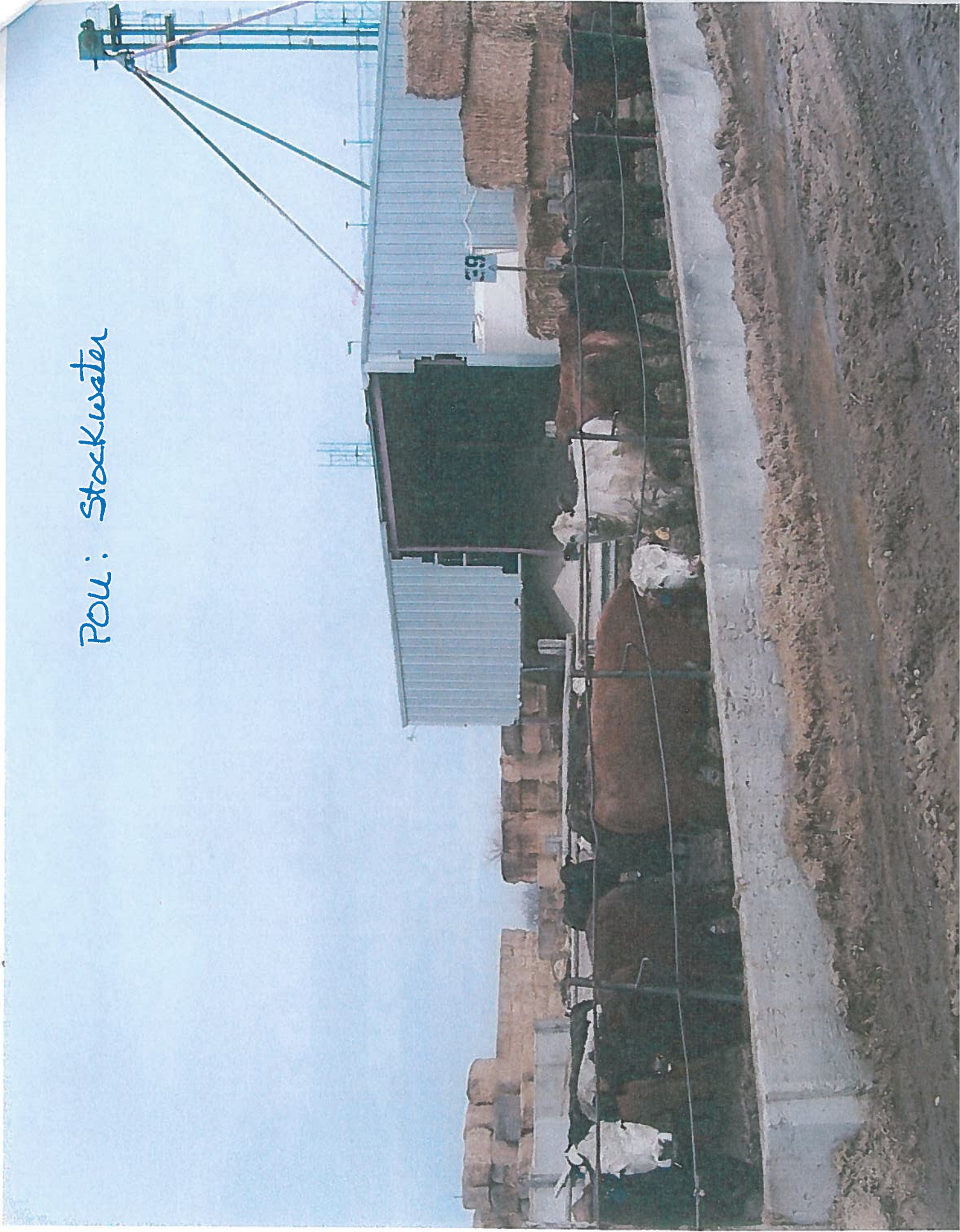
1 1/4"

6"
27"

5HP Franklin
Submersible
(located in pit)
200' deep well
40-60 psi (usually 40 psi - gauge
broke)

63-31635 + 63-31636 Grass Cattle Systems
#2 Mill well 4/7/2006 S.H.

Pou: Stockwater



House at
Top of Hill

Pump House at
top of hill
elevation 2455'

POD: #3

Riverside Well
Pump house

elevation 2300'



POD: well #3 Riverside Well
10 Hp. Franklin Electric submersible
180' deep well

Run at 40 psi, gauge shows
105 psi (due to
back pressure from
pump house at the top of
the hill)

up hill
2" discharge PV
converts to
3" PVC at hill to
pump house +
goes to cattle p

24"

12"

63-31635 + 63-31636 Grass Cattle Systems 4/7/2006 S.H.



Pump House
at Top of
Hill

63-31635 + 63-31636 Grass Cattle Systems 4/7/2006 S.H.

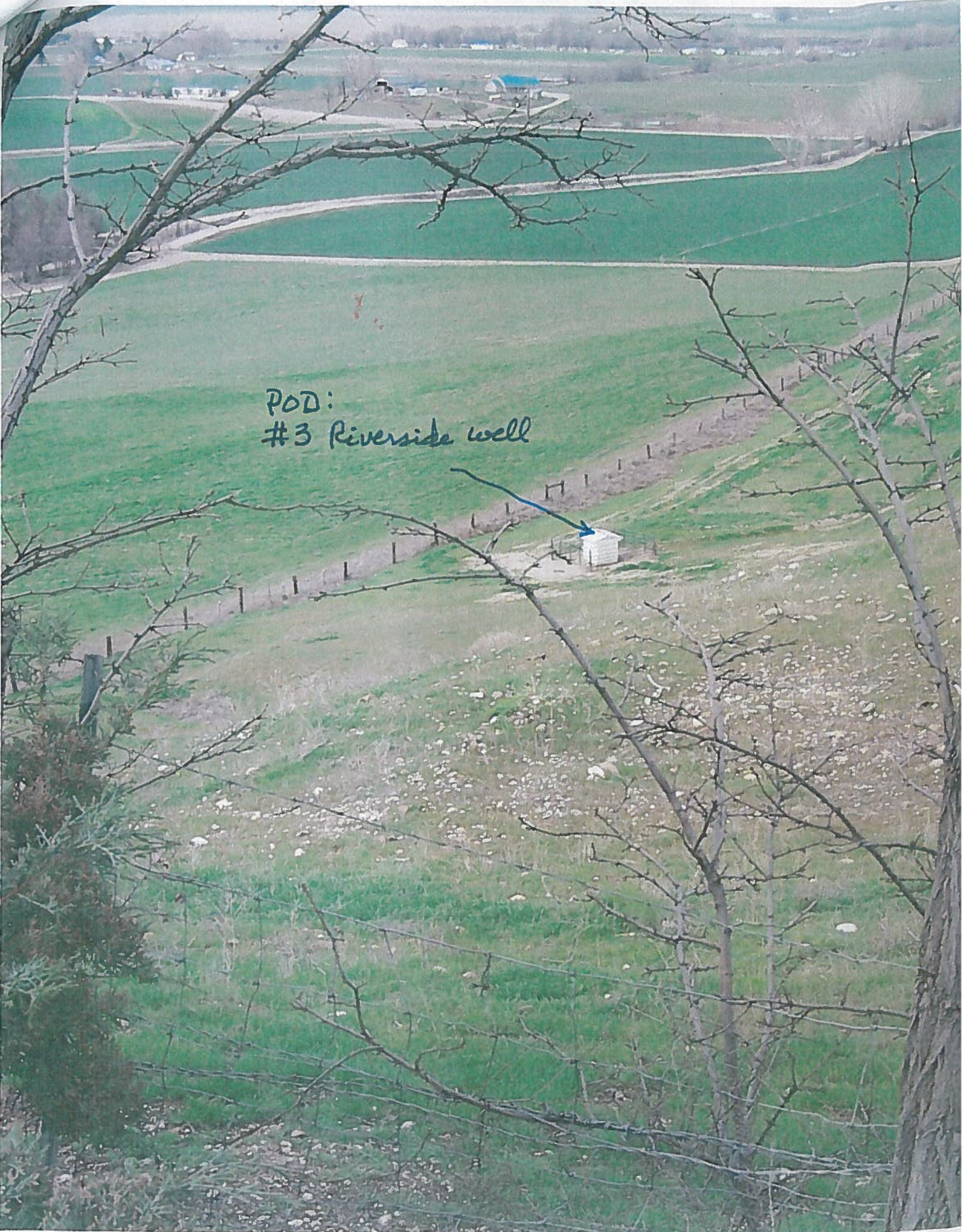
Pump House at Top of Hill
maintains pressure out to the
system, coming from #3 River
well

2" converts to 3" PVC going to pens (stockwater,
one house, + office)

2" converts to 1½" PVC going
to house at top of hill
(potable internal + external use)

Pou: House





POD:
#3 Riverside well

63-31635 + 63-31636 Grass Cattle Systems 4/3/2006 S.H.
(Picture taken from pump house at the top of the hill)

1987 Photo

12 Acres
T4N, R5W

Well

mill well #2

Well

Peachtree well #1

NWNNW

NENW

NWNE

SWNNW

SENW

SWNE

21

Riverside



(2) mile
1/2 mile

NWNW

NENW

NWNE

NENE

SWNW

SENW

SWNE

SENE

NWSW

NESW

NWSE

NE

A =
stock
pen
the re:
is past
in the
quarte
quarte

1987 NAPP-

You may draw
all over this.

21

Sandy

A63-31635 & A63-31636 Field Exam Request:
Johnson Creek Feedlot LLC

Contact:

03/31/2006

Contact **Kim R. Kildew (President)** at #343-0803* to set up a field exam.

*This is Ms. Kildew's home number. This was the only # I could find, since Johnson Creek Feedlot was not listed in the telephone book.

Property Address:

area of 27443 and 274453 Peckham Rd, Wilder

Requests:

*Please verify all the elements of this right.

In addition, please verify:

- ✓ • **GPS** the location of all **three** of the wells (see 1987 aerial in file for assistance in location).

- Is any **Irrigation District** surface water used to supplement this right? **NO**

- How many **stock** were watered from these wells in **1987**? ***IMPORTANT!**

- * • **Capacity of System:** Calculate the capacity of the wells and/or system. Verify that the claimed **0.44 & 0.88 cfs** are possible/applicable.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region

possible (0.49 cfs max.) not possible w/ their system

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 63-31635
Date Received: 4-8-03
Receipt No: WD 30311
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 08 2003

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

GRASS CATTLE SYSTEMS Phone: (208)880-0420
PO BOX 99
WILDER ID USA 83676

Shawn Mickelson

2. Date of Priority: 01/01/1946

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	05W	21	NE NW	CANYON	#1 Peckham well
04N	05W	21	SE NW	CANYON	#3 Riverside well
04N	05W	21	NW NW	CANYON	#2 Mill well

5. Description of diverting works:

Three wells; 190 ft., 10 inch well w/5 HP pump, 200 ft., 6 inch well w/3 HP pump and 180 ft., 12" well w/10 HP pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.44	

7. Total Quantity Appropriated is:
0.44 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:
Number of other uses: 2000 Cattle

10. Place of use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	05W	21	NW	NW		STOCKWATER	} Pens / Stocking + feed
			NE	NW		STOCKWATER	
			NW	NE		STOCKWATER	
			SW	NE		STOCKWATER	
			SE	NE		STOCKWATER	

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:

Stockwater use is for 2000 range cattle.

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.

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 63-31636
Date Received: 4-8-03
Receipt No: 0030311
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED

APR 08 2003

WATER RESOURCES
WESTERN REGION

1. Name of Claimant(s)

GRASS CATTLE SYSTEMS Phone: (208)880-0420
PO BOX 99
WILDER ID USA 83676

Shawn Mikelson

2. Date of Priority: 01/01/1958

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County	Type
04N	05W	21	NW NW	CANYON	#2 Mill well
04N	05W	21	NE NW	CANYON	#1 Peckham well
04N	05W	21	SE NW	CANYON	#3 Riverside well

5. Description of diverting works:

Three wells; 190 ft., 10 inch well w/5 HP pump, 200 ft., 6 inch well w/3 HP pump, and 180 ft., 12 inch well w/10 HP pump.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
STOCKWATER	01/01	12/31	0.88	

7. Total Quantity Appropriated is:
0.88 C.F.S.

8. Total consumptive use:

9. Non-irrigation uses:

Number of other uses: 4000 Cattle

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04N	05W	21	NW	NW	STOCKWATER	
			NE	NW	STOCKWATER	
			NW	NE	STOCKWATER	
			SW	NE	STOCKWATER	
			SE	NW	STOCKWATER	

Pens/stockyard
+ field

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:

Stockwater use is for 4000 range cattle.

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.

A63-31635 & A63-31636 Field Exam Request:
Johnson Creek Feedlot LLC

*for contractor
Sandy Hemenwo*

Contact:

03/31/2006

Contact **Kim R. Kildew (President)** at #343-0803* to set up a field exam.

*This is Ms. Kildew's home number. This was the only # I could find, since Johnson Creek Feedlot was not listed in the telephone book.

Property Address:

area of 27443 and 274453 Peckham Rd, Wilder

Requests:

***Please verify all the elements of this right.**

In addition, please verify:

- **GPS** the location of all **three** of the wells (see 1987 aerial in file for assistance in location).
- Is any **Irrigation District** surface water used to supplement this right?
- How many **stock** were watered from these wells in **1987**?
- **Capacity of System:** Calculate the capacity of the wells and/or system. Verify that the claimed **0.44 & 0.88 cfs** are possible/applicable.

Kimberly Brown
Sr. Water Resource Agent
IDWR - Western Region



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

August 17, 2004

JENNIFER MALDONADO
CANYON COUNTY DEVELOPMENT SERVICES DEPT
1115 ALBANY ST
CALDWELL ID 83605

RE: Grass Cattle Systems, Case # CU2004-92

Dear Ms. Maldonado:

The Idaho Department of Water Resources (IDWR) offers these comments regarding your August 9 fax for the above referenced matter.

Grass Cattle Systems has two water rights recorded with IDWR. These include Snake River Basin Adjudication (SRBA) Claim Nos. 63-31635 and 63-31636. The claims identify several wells to provide stockwater for 6,000 range cattle in the location outlined in your fax.

Apparently the applicant operates a feedlot serving about 9,000 cattle. Based on the above information, about 3,000 cattle are not served under any water right. The applicant should seek additional water right protection as required by Idaho law for this "water right shortage."

Several options are open to the applicant in this regard as follows.

1) "Grandfather water right" – If the current number of animals at the feedlot has not increased since the November 1987 commencement of the SRBA, the applicant might amend its SRBA claims to show that pre-November 1987 use included about 9,000 cattle instead of the 6,000 cattle listed under the two SRBA claims. The claimant probably will need to document this historic beneficial use of water during SRBA review of Canyon County sometime next year.

2) Change of existing water right - If the current number of animals at the feedlot has exceeded 6,000 since November 1987, the expansion cannot be recognized under the SRBA and must be covered by another water right. One way to do that is to seek a change to an existing water right by decreasing use under that right and using the

Jennifer Maldonado
August 17, 2004
Page 2

decrease to cover the post-1987 feedlot expansion. This type of change can occur under the "water right transfer" process.

3) New water right – A third alternative to cover stockwater use is to seek a new water right under the "application for permit" process. The problem with this approach is an IDWR "processing delay" which acts more or less as a moratorium against new approvals for the area in question. An application for permit would need to be accompanied by an approvable mitigation plan that provides "make up water" to the local aquifer and/or to the Boise River. This can be a difficult and sometimes insurmountable barrier to approval of a new water right.

IDWR suggests that Grass Cattle System pursue additional water right protection for the feedlot beyond the 6,000 animals listed in SRBA Claim Nos. 63-31635 and 63-31636 to avoid an illegal use of the public water resources of Idaho. Complaints against illegal uses of water can result in IDWR enforcement activities, including civil penalties, if necessary. Grass Cattle System can contact this office for an appointment in this matter.

This letter is faxed to you to meet the August 19 deadline. Please contact me at 334-2190 if you need more information.

Sincerely,

A handwritten signature in black ink, appearing to read "Steve Lester", written over a horizontal line.

Steve Lester
Water Rights Supervisor

Copy: Grass Cattle Systems

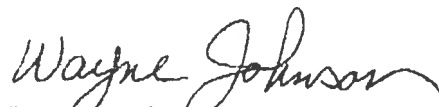
RECEIVED
APR 08 2003
WATER RESOURCES
WESTERN REGION

March 18, 2003

TO WHOM IT MAY CONCERN,

I visited with Shawn Mikelson recently. He has asked me to verify the number of cattle, which we had on feed in the Wilder Feedlot. During the time that we owned the feedlot in the 1960's and 1970's, we had approximately 5,000 head of cattle on feed at one time. We turned these over three times a year, making the on feed numbers approximately 15,000 head per year.

Johnson Cattle Co. Inc.
903 E Linden
Caldwell, Idaho 83605
Phone: (208) 459-3346


Wayne Johnson

8142 Waterside Ave
Nampa, ID 83687

March 7, 2003

RECEIVED

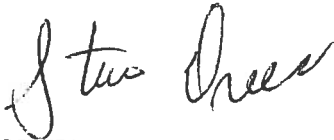
APR 08 2003

WATER RESOURCES
WESTERN REGION

TO WHOM IT MAY CONCERN:

Shawn Mikelson recently came to me to verify cattle numbers, which I had in the Wilder Feedlot, during the period of 1986 through 1988.

In January of 1987, I had 8100 head of cattle on feed in the yard. The cattle numbers were between 7500 and 8100 throughout much of 1987.

A handwritten signature in cursive script that reads "Steve Drees". The signature is written in dark ink and is positioned above the printed name.

STEVE DREES