

02/05/2007

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

RIGHT NUMBER: 2-2134
NAME AND ADDRESS: 2+LLC
PO BOX 637
WENDELL ID 83355

SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.400 CFS
182.40 AFY

PRIORITY DATE: 07/20/1956

POINT OF
DIVERSION: T06S R08E S4 NWNENW Lot 3 Within ELMORE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	0.430 CFS 160.50 AFY
DIVERSION TO STORAGE	03/15 11/15	1.400 CFS
IRRIGATION STORAGE	03/15 11/15	21.90 AFY
WILDLIFE STORAGE	03/15 11/15	21.90 AFY
IRRIGATION FROM STORAGE	03/15 11/15	21.90 AFY

PLACE OF USE: IRRIGATION in ELMORE County

T06S R08E S04 Lot 1 NENE 13.80 T06S R08E S04 Lot 2 NWNE 15.80

T06S R08E S04 Lot 3 NENW 2.50

IRRIGATION STORAGE in ELMORE County

T06S R08E S04 Lot 2 NWNE T06S R08E S04 Lot 3 NENW

IRRIGATION FROM STORAGE in ELMORE County

T06S R08E S04 Lot 1 NENE 13.80 T06S R08E S04 Lot 2 NWNE 15.80

T06S R08E S04 Lot 3 NENW 2.50

WILDLIFE STORAGE in ELMORE County

T06S R08E S04 Lot 2 NWNE T06S R08E S04 Lot 3 NENW

32.1 ACRES TOTAL

Right Nos. 02-02115 and 02-02134 are limited to the irrigation of a combined total of 44.5 acres in a single irrigation season.

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

Adjudication Recommendation Report 2-2134 V1

WATER RIGHT NUMBER: 2-2134 V1

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	2+LLC PO BOX 637 WENDELL, ID 83355
Directors Report Owner	HOODOO FARMS INC C/O MARC LAULHERE PO BOX 4368 WHITTIER, CA 90607 (213)685-5640
Directors Report Owner	GREG MELLUM 1683 S NANSEA LN HAMMETT, ID 83627 (208)366-2450
Directors Report Owner	NANCY MELLUM 1683 S NANSEA LN HAMMETT, ID 83627 (208)366-2450
Directors Report Owner	LYNN MC CARTHY 3243 CATALINA LN BOISE, ID 83705 (208)344-9810
Directors Report Owner	D MICHAEL MC CARTHY 3243 CATALINA LN BOISE, ID 83705 (208)344-9810

Priority Date: 07/20/1956

Basis: License

Status: Active

Source

SNAKE RIVER

Tributary

COLUMBIA RIVER

<u>Beneficial Use</u>	<u>From</u> <u>To</u>	<u>Diversion Rate</u>	<u>Annual Volume</u>
IRRIGATION	03/15 to 11/15	0.430 CFS	160.50 AF
DIVERSION TO STORAGE	03/15 to 11/15	1.400 CFS	
IRRIGATION STORAGE	03/15 to 11/15		21.90 AF
WILDLIFE STORAGE	03/15 to 11/15		21.90 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		21.90 AF
	<u>Total Diversion:</u>	1.400 CFS	182.40 AF

Location of Point(s) of Diversion

SNAKE RIVER

L3 (NW1/4NE1/4NW1/4)

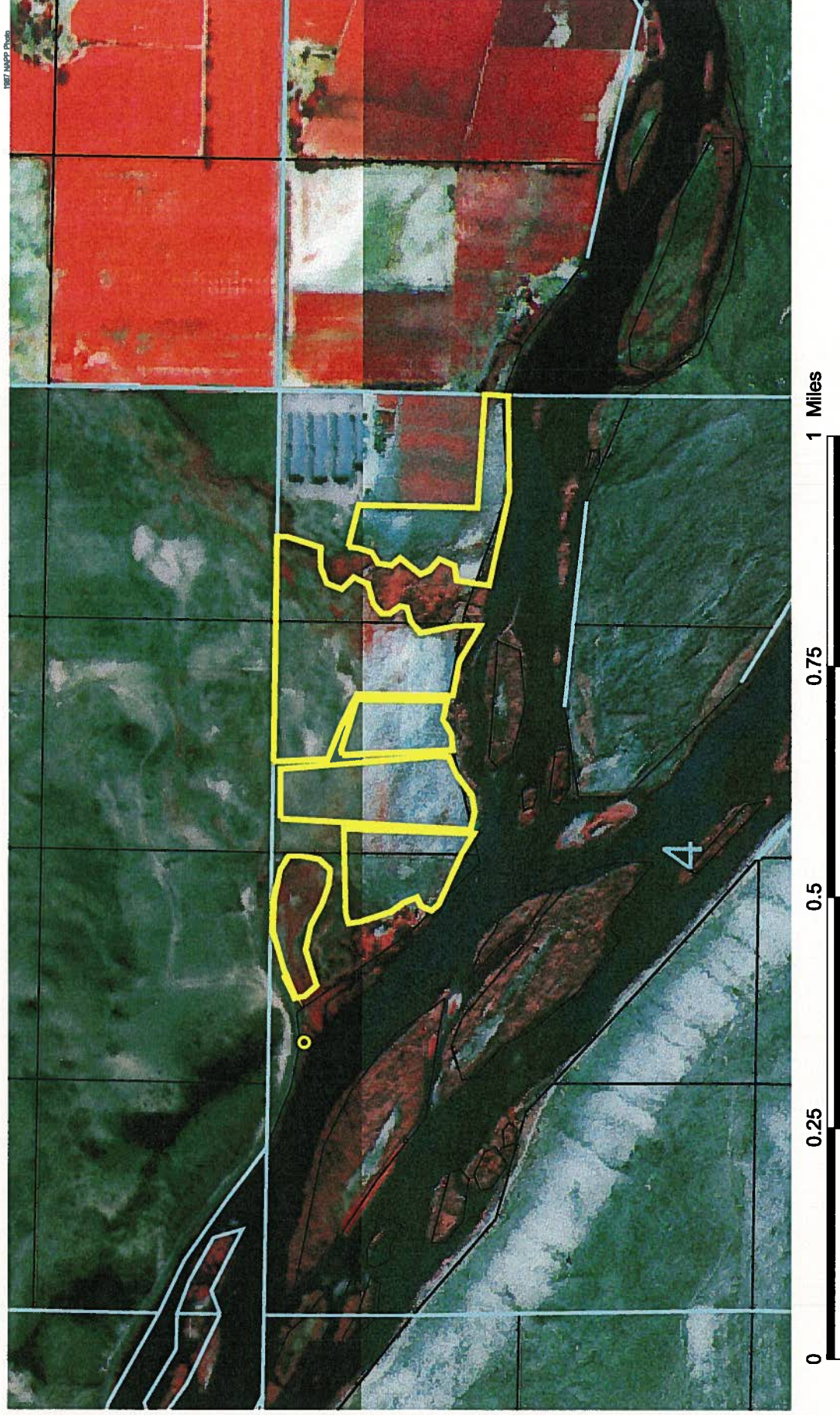
Sec. 4, Twp 06S, Rge 08E, B.M.

ELMORE County

Place of Use

IRRIGATION

Idaho Department of Water Resources



- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

Claim Number: 02-02134
Legal: T06S, R08E, S4
Reviewed By: CLC 6/2/05



IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02134 Date: 10-14-03

	TNS	RNG	SEC	NE				NW				SW				SE				Sum
				NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	65	8E	4	-1 15	-2 28															43
GIS				10	33															43
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 43

Overlapping FOU Claim #'s:

Total GIS Acres: 43

COMMENTS:

POU per county data, image inters.

POD per claim legal.

Idaho Department of Water Resources

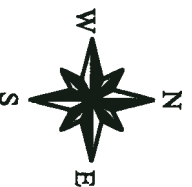
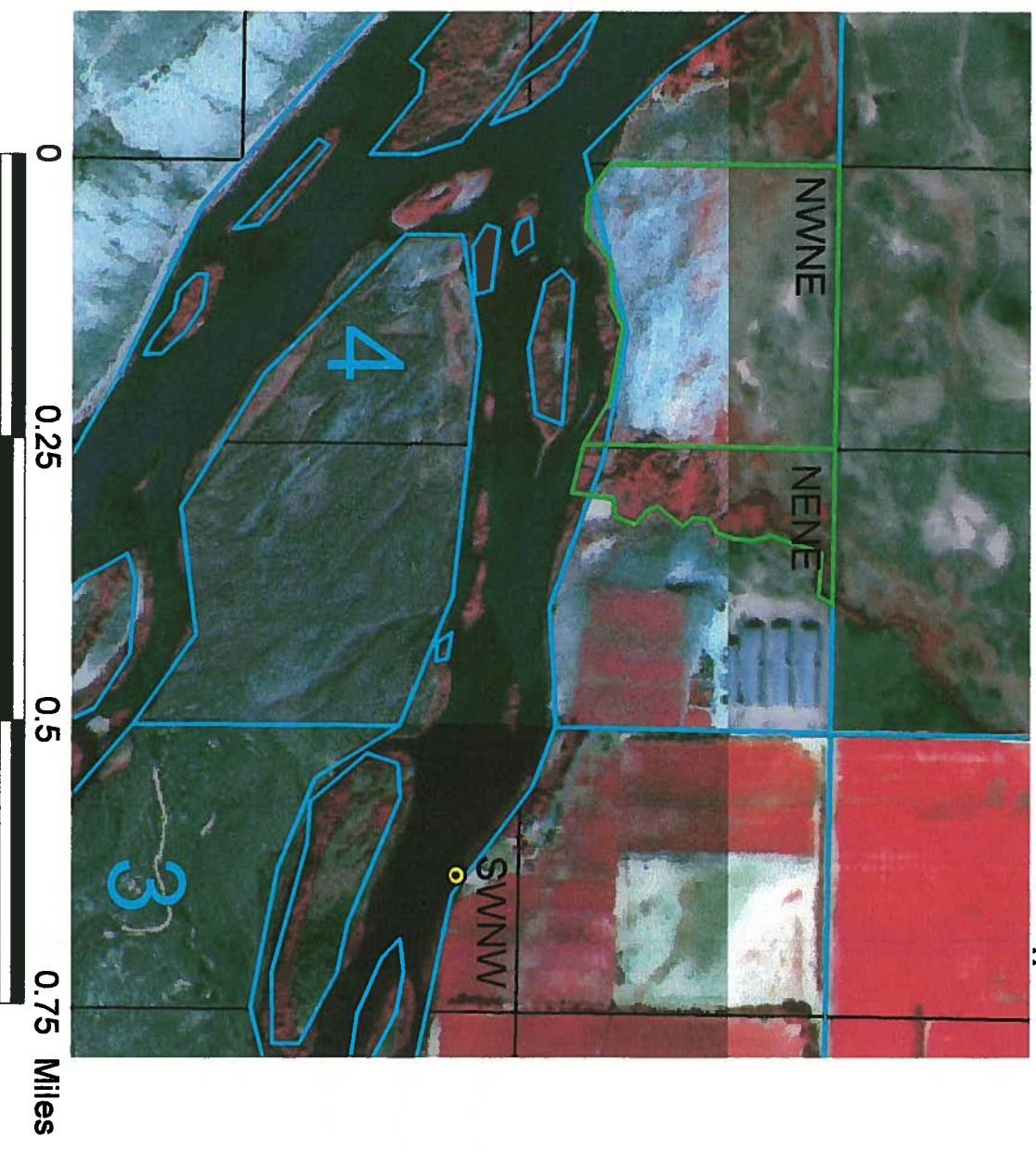
Claim Number: 02-02134

Legal: T06S, R08E, S4

Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines

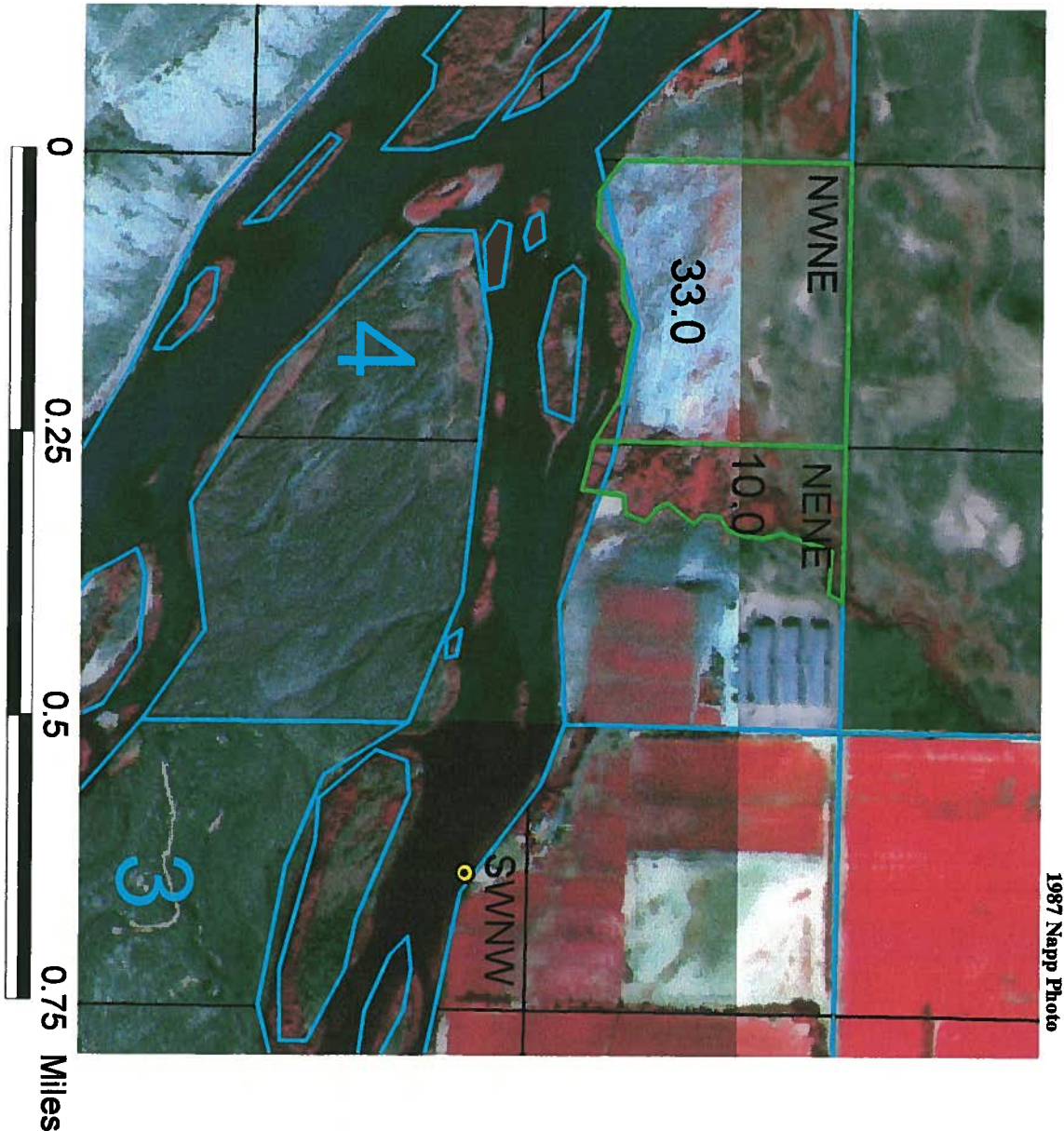
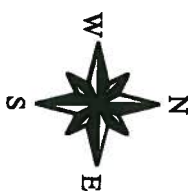
1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 02-02134
Legal: T06S, R08E, S4
Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines



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: A02-02134
Date Received: 8/22/1989
Receipt No: C010081
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GREG MELLUM 208-366-2450
Address: HC 63 BOX 26-A
HAMMETT ID 83627

AND

Name: NANCY MELLUM 208-366-2450
Address: HC 63 BOX 26-A
HAMMETT WA 83627

2. Date of Priority: JUL 20, 1956

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	08E	3	SW	NW		4	ELMORE

5. Description of diverting works:
60 HP PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

8. Total consumptive use is 129.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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SEP 19 1996

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	4	NE	NE	1	IRR	15.0
			NW	NE	2	IRR	28.0
Section Acres							43.0
Total Acres							43.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED PER LICENSE ISSUED 6-16-92. JS
OWNERSHIP CHANGED BY LH 8/25/94.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

CHANGE IN ADDRESS OF NOTICE OF CLAIM

[] Water Right Number (s): 02-02134 &
02-07440

RECEIVED

MAY 08 1995

Department of Water Resources

[] Old Mailing Address: GREG & Nancy Mellum
271 N. Burke Drive
Camano IS., WA. 98292

[X] New Mailing Address: HC 63 Box 26-A
Hammett, ID. 83627

New Telephone Number: (208) 366-2450

[X] Signature of Claimant: Greg Mellum Nancy Mellum

Date: May 5, 1995

FOR IDWR USE ONLY:

Initial Review and Data-Entry
Date: 5-11-95 By: JDL

Further Action Needed:
Further Action Taken

Date: By:

Final Review and Data-Entry

Date: 5-11-95 By: JDL

RECEIVED

MAY 10 1995

WATER RESOURCES
WESTERN REGION

SEND TO YOUR NEAREST
REGION OFFICE:

WESTERN REGION OFFICE
2735 AIRPORT WAY
BOISE ID 83705
208-334-2190

SOUTHERN REGION OFFICE
222 SHOSHONE ST EAST
TWIN FALLS ID 83301
208-736-3033

STATE OFFICE
1301 N ORCHARD ST
BOISE ID 83720
208-327-7900

EASTERN REGION OFFICE
900 N SKYLINE DR
IDAHO FALLS ID 83402
208-525-7161

NORTHERN REGION OFFICE
1910 NORTHWEST BLVD STE 210
COEUR D'ALENE ID 83814
208-769-1450

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SEP 19 1996

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: A02-02134
Date Received: 8/22/1989
Receipt No: C010081
Received By: _____

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

1. Name: GREG MELLUM 206-387-7941
Address: 271 NORTH BURKE
CAMANO ISLAND WA 98292
AND
Name: NANCY MELLUM 206-387-7941
Address: 271 NORTH BURKE
CAMANO ISLAND WA 98292

2. Date of Priority: JUL 20, 1956

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
06S	08E	3	SW	NW		4	ELMORE

5. Description of diverting works:
60 HP PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

8. Total consumptive use is 129.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	4	NE	NE	1	IRR	15.0
			NW	NE	2	IRR	28.0
Section Acres							43.0
Total Acres							43.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED PER LICENSE ISSUED 6-16-92. JS
OWNERSHIP CHANGED BY LH 8/25/94.

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

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SEP 19 1996

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 _____

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SEP 19 1996



NEW PROPERTY OWNER NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

Please print or type
(see instructions on back of page)

RECEIVED

AUG 01 1994

Department of Water Resources

DATE OF CLOSING: 7/6/94

LEGAL DESCRIPTION OF PROPERTY: Township 6 South Range 8 East
Section 4, NE 1/4 of NW 1/4 of 1/4 Govt. Lot 3, BM.
Lot _____, Block _____, Subdivision/Townsite _____.

If you have additional legal descriptions, please attach separate sheet.

SEE ATTACHED WARRANTY DEED

RECEIVED

AUG 02 1994

WATER RESOURCES
WESTERN REGION

- ☐ Served Only by a Public Service Water Supply (all water is received from a city or company who maintains water supply system, owns the water right, and bills the customer on a regular basis)
- ☐ Water Right Number(s)
Assigned by IDWR: 02-02134 & 02-07440
- ☐ Name and Address of Former Owner/Claimant(s)(Seller): D. Michael McCarthy & Lynn C. McCarthy
P.O. Box 2622
Orofino, Idaho 83544
- ☐ New Owner/Claimant (Purchaser): Greg Mellum and Nancy Mellum
- ☐ New Mailing Address: 271 North Burke
Camano Island, WA 98292
- ☐ New Telephone Number: (206) ~~331-6177~~ 387-7941

- ☐ Does the change in ownership result in a splitting of the water right owned/claimed? yes XX no
If yes, then describe the portion of the water right that is now owned/claimed by the new owner:

- ☐ Attach proof of ownership, describe proof attached: Warranty Deed
(proof of ownership must describe either the property conveyed or include the claim number. Proof of ownership is not required if this form is signed by the former owner/claimant.)

- ☐ Signature of New Owner/Claimant(s): Greg Mellum Date July 28, 1994
Nancy Mellum Date July 18, 1994
- ☐ Signature of Former Owner/Claimant(s): D. Michael McCarthy & Lynn C. McCarthy Date July 6, 1994
Greg Mellum Date July 4, 1994

(Signature of former claimant(s) is not required if proof of ownership is attached.)

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: 8-25-94 By: JAD

Further Action Needed

Further Action Taken

Date: _____ By: _____

Final Review and Data-Entry

Date: 8-25-94 By: JAD

Claim Numbers of Split, if any:

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SEP 19 1996

Original to be mailed to Idaho Department of Water Resources
Copies to Former Owner and New Owner



WARRANTY DEED

For Value Received

David Michael McCarthy and Lynn C. McCarthy, husband and wife,
hereinafter referred to as Grantor, does hereby grant, bargain, sell, and convey
PURSUANT TO IRC SECTION 1031 TAX DEFERRED EXCHANGES, unto

Greg Mellum and Nancy Mellum, husband and wife,
hereinafter referred to as Grantee, whose current address is

271 North Burke, Camano Island, WA 98292

the following described premises, to-wit:

SEE EXHIBIT A ATTACHED HERETO AND MADE A PART HEREOF.

ELMORE COUNTY, IDAHO, ss

Request of **FIRST AMERICAN**

Time 4:25 P.M.

Date July 8, 1994

Book of

Page DOLORES ROBISON

By Mark L. Becker
Deputy

Fee \$6.00

281682

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, his heirs and assigns forever. And the said Grantor does hereby covenant to and with the said Grantee, that Grantor is the owner in fee simple of said premises; that said premises are free from all encumbrances except current years taxes, levies, and assessments, and except U. S. Patent reservations, restrictions, easements of record, and easements visible upon the premises, and that Grantor will warrant and defend the same from all claims whatsoever.

Dated: July 6, 1994.

David Michael McCarthy
David Michael McCarthy

Lynn C. McCarthy
Lynn C. McCarthy

STATE OF IDAHO
NOTARY
COUNTY OF Clearwater

On this 8th day of July, in the year 1994, before me, a Notary Public in and for said State, personally appeared David Michael McCarthy and Lynn C. McCarthy, known or identified to me to be the persons whose names are subscribed to the within Instrument, and acknowledged to me that they executed the same.

Susan K. Petree
Notary Public for Idaho
Residing at Orofino, Idaho
Commission Expires: 7-20-94

Exhibit "A"

Lots 1, 2 and 3 in Section 4, Township 6 South, Range 8 East, Boise Meridian, Elmore County, Idaho; SAVING AND EXCEPTING the following two tracts of land:

A tract of land in Lot 1, Section 4, Township 6 South, Range 8 East, Boise Meridian, Elmore County, Idaho, also being the vacated Block 25 of Fruitland Subdivision, more particularly described as follows:

Beginning at the Section corner common to Sections 3 and 4, Township 6 South, Range 8 East, Boise Meridian, and Sections 33 and 34, Township 5 South, Range 8 East, Boise Meridian; thence South 0°32' East 25 feet to an iron pin, the True Point of Beginning; thence North 89°53' West along South right of way line of State Highway No. 78, 655 feet to an iron pin; thence South 0°32' East 570.5 feet to an iron pin; thence South 89°53' East 655 feet to an iron pin on the East boundary line of Section 4; thence North 0°32' West 570.5 feet to the point of beginning.

AND

A tract of land in Lot 1, Section 4, Township 6 South, Range 8 East, Boise Meridian, Elmore County, Idaho, more particularly described as follows:

Beginning at the NE corner of Lot 1 of Section 4, Township 6 South, Range 8 East, B.M., said corner marked by a 5/8" rebar; thence South 0°22'00" West (South 0°32' East rec.) along section line for 595.50 feet to a 1/2" rebar which shall be the Point of Beginning; thence South 0°22'00" West along section line for 505.63 feet to a 1/2" rebar; thence North 89°56'02" West for 646.12 feet to a 1/2" rebar; thence North 0°22'00" East for 505.63 feet to a 5/8" rebar; thence South 89°56'02" East (South 89°53' East rec.) for 646.12 feet (655' rec.) to the Point of Beginning.

MICROFILMED
SEP 19 1996

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: **A02-02134**
Date Received: 8/22/1989
Receipt No: C010081
Received By: _____

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

1. Name: D MICHAEL MC CARTHY 208-344-9810
Address: 3243 CATALINA LN
BOISE ID 83705
AND/OR
Name: LYNN MC CARTHY 208-344-9810
Address: 3243 CATALINA LN
BOISE ID 83705

2. Date of Priority: JUL 20, 1956

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	08E	3	SW	NW		4	ELMORE

5. Description of diverting works:
60 HP PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

8. Total consumptive use is 129.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

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AUG 10 1994

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	4	NE	NE	1	IRR	15.0
			NW	NE	2	IRR	28.0
Section Acres							43.0
Total Acres							43.0

11. Place of use in counties: ELMORE

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

13. Other Water Rights Used:
NONE

14. Remarks:
OWNERSHIP CHANGED PER LICENSE ISSUED 6-16-92. JS

15. Basis of Claim: LICENSE

16. Signature(s)

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

Number of attachments: _____

For Individuals:

I/We do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant(s): _____ Date: _____
_____ Date: _____

MICROFILMED
AUG 10 1994

State of Idaho)
) SS.
County of _____)

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

MICROFILMED

AUG 10 1994

State of Idaho
Department of Water Resources

RECEIVED
JUL - 9 1992

WATER RIGHT LICENSE

WATER RIGHT NO. 02-02134

Department of Water Resources
Western Regional Office

Priority: July 20, 1956

Maximum Diversion Rate: 1.40 CFS
Maximum Diversion Volume: 182.4 AF

This is to certify, that D MICHAEL MC CARTHY
LYNN C MC CARTHY

HC 63 BOX 26A
HAMMETT ID 83627

has complied with the terms and conditions of the permit, issued pursuant to Application for Permit dated July 20, 1956; and has submitted Proof of Beneficial Use on July 31, 1967. An examination indicates that the works have a diversion capacity of 3.900 cfs of water from:

SNAKE RIVER tributary to COLUMBIA RIVER

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	0.43 CFS	160.5 AF
IRRIGATION STORAGE	03/15 to 11/15		21.9 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		21.9 AF
WILDLIFE STORAGE	03/15 to 11/15		21.9 AF
DIVERSION TO STORAGE	03/15 to 11/15	1.40 CFS	
Totals		1.40 CFS	182.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 4, Township 06S, Range 08E
ELMORE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	08E	4	Lot 1(NENE) 13.8	Lot 2(NWNE) 15.8	Lot 3(NENW) 2.5	32.1
Total number of acres irrigated:						32.1

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

06S 08E 4 NWNE NENW

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 is limited to the amount that can actually be beneficially used.

MICROFILMED

AUG 10 1994

State of Idaho
Department of Water Resources

WATER RIGHT LICENSE

WATER RIGHT NO. 02-02134

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 5.0 afa per acre for the lands above.

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 16TH day of JUNE, 1992.

Acting for R. Keith Higginson, Director

MICROFILMED
AUG 10 1994

State of Idaho
Department of Water Resources

APPROVED

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 02-02134

Date of Priority: July 20, 1956

Maximum Diversion Rate: 1.40 CFS
Maximum Diversion Volume: 182.4 AF

Comes now

D MICHAEL MC CARTHY
LYNN C MC CARTHY

HC 63 BOX 26A
HAMMETT ID 83627

and represents to the Director of the

Idaho Department of Water Resources:

That he is the owner and holder of Permit to appropriate the Public Waters of the State of Idaho No. 02-02134, and requests that the permit be changed as follows:

Source: SNAKE RIVER

tributary to COLUMBIA RIVER

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>RATE OF DIVERSION</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	0.43 CFS	160.5 AF
IRRIGATION STORAGE	03/15 to 11/15		21.9 AF
IRRIGATION FROM STORAGE	03/15 to 11/15		21.9 AF
WILDLIFE STORAGE	03/15 to 11/15		21.9 AF
DIVERSION TO STORAGE	03/15 to 11/15	1.40 CFS	
	Totals	1.40 CFS	182.4 AF

LOCATION OF POINT(S) OF DIVERSION: Lot 3(NENW), Sec. 4, Township 06S, Range 08E
ELMORE County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
06S	08E	4	Lot 1(NENE) 13.8	Lot 2(NWNE) 15.8	Lot 3(NENW) 2.5	32.1

Total number of acres irrigated: 32.1

PLACE OF USE: IRRIGATION FROM STORAGE, same as IRRIGATION use

PLACE OF USE: WILDLIFE STORAGE

TWN RGE SEC

06S 08E 4 NWNE NENW

MICROFILMED
AUG 10 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 02-02134

Permit holder asserts that no one will be injured by such change and that such change will be made at permit holder's own risk.

Signed at Boise Idaho, this 15th day of May, 1992.

[Signature]
(Signature)

MICROFILMED
AUG 10 1994

State of Idaho
Department of Water Resources

APPLICATION FOR AMENDMENT
(For Licensing Purposes)
WATER RIGHT NO. 02-02134

FOR DEPARTMENT USE ONLY

Preliminary check by SC Fee = \$20.00 Received by jdawson Date 6/27/90 (transfer app w/drawn) C017856

ACTION OF THE DEPARTMENT OF WATER RESOURCES

I, R. Keith Higginson, of the Department of Water Resources hereby approve the above Application for Amendment for Permit No. 02-02134 with the following;

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 is limited to the amount that can actually be beneficially 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 5.0 afa per acre for the lands above.

Witness my hand this 16TH day of JUNE, 1992.

Norm Olson
Acting for R. Keith Higginson, Director

MICROFILMED
AUG 10 1994

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: A02-02134
Date Received: 8/22/89
Receipt No: C010081
Received By: CP

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

RECEIVED
213-685-45640
AUG 22 1989

1. Name: HOODCO FARMS INC.
Address: C/O MARC LAULHERE
P.O. BOX 4368
WHITTIER, CA

90607

Department of Water Resources

2. Date of Priority: JUL 20, 1956

3. Source: SNAKE RIVER

Trib. to: COLUMBIA RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
06S	08E	3	SW	NW		4	ELMORE

5. Description of diverting works:
60 HP PUMP & SPRINKLER SYSTEM.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	0.860		

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

A.F.A.

8. Total consumptive use is 129.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	08E	4	NE	NE	1	IRR	15.0
			NW	NE	2	IRR	28.0

Section Acres 43.0

A02-02134

Page 1

Date: 07/20/89

MICROFILMED
AUG 07 1992

10. Place of Use: Continued

Total Acres 43.0

11. Place of use in counties: ELMORE

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

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
Woodco Farms, Inc. Title

Organization, that I have signed the foregoing
document in the space below as President of

Woodco Farms, Inc. Title
Organization and that the statements contained in the
foregoing document are true and correct.

Steve Kaulke
Signature of Authorized Agent

President Woodco Farms, Inc.
Title and Organization

August 15, 1989
Date

State of ~~Idaho~~ California)
County of Los Angeles) SS.

Subscribed and sworn (or affirmed) before me this 15th day
of August 19 89



Beverly J. Yacks
Notary Public

Residing at Whittier California

My Commission Expires June 25, 1993

17. Notice of Appearance:

Notice is hereby given that I, JAMES W KISER will be
Print Name

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 James W Kiser

Address 15405 Overland Rd. Boise Idaho 83705

Date 7/20/89

T5S

T6S

10



Water Right Number - 02-02134

1 - C/O MARC LAULHERE
2 - P.O. BOX 4368
3 -
City - WHITTIER
Phone - 208-000-0000

TILLMAN F.

State- ID Zip-

-- Tributary --
COLUMBIA RIVER

County

Period From Period To Water Use

v. Rat
1.400

Description

69.0

1

Use -

r Same Use -

No	Date	Remarks
1	1900	No Remarks found.

- - - Conditions of Approval - -
No Conditions of Approval found.

MICROFILMED
+ **AUG 07 1992**

Adj. flag translation: Standard Water Right Number

+ + - -	- Decree Defendant	- - - +
---------	--------------------	---------

[illegible]

Field Exam Fee	-	R
Swan Falls	-	2
Temporary Right	-	P
DLE/Carey Act	-	
Water District	-	
Transfer/Amended	-	

MICROFILMED
AUG 6 7 1992

ALL CORRESPONDENCE TO D. MICHAEL S/O LYNN
MCCARTHY SHOULD HAVE
CC TO ATTORNEY BLAIR
CLARK (address below).

02-02134
Permit No.

ATTACHMENT A

SRBA CLAIM CHECK PER BENEFICIAL USE EXAM

EXAMINER Steve Lester DATE SUBMITTED 8/31/90
ADJUDICATION AGENT — RESPONSE DUE DATE —
COUNTY Elmore OWNER'S NAME McCarthy (Formerly Hurdco Farms)

PERMIT DATA	T	R	S	Q/Q	T	R	S	Q/Q
P/D	—	—	—	—	—	—	—	—
P/U	—	—	—	—	—	—	—	—

ADJUDICATION DATA RELATING TO THIS PERMIT NUMBER

A. Check Permit Number for Adjudication Claim Filing

- ☐ Claim required for permit but not filed
(examiner needs to notify permit holder during exam)
☒ Claim filed for permit and copy attached *
☐ Claim filed although not required (proof filed after 11-19-87)
☐ No claim filed or required.

B. Check Adjudication Claims Relating to the Permit Holder but are Different Claims (new number - different right)

- ☒ Name index search AND P/U search, none found
☐ Non-data entry claims search
☐ Claim found but large system no exam required *

by SL
8/31/90

Claims found requiring exam	Date field exam conducted	Exam data is in, Permit file	Attached
A02-02134 Adj No. <u>9/26/90</u>		☒	☐
Adj No. <u>—</u>		☐	☐
Adj No. <u>—</u>		☐	☐

* copies included only if pertinent to permit field exam

Appears that current owner also has A02-02115 filed in name of C. Michael. If so, need change of ownership for A02-02115. Contact Attorney Blair Clark, Clark, Harrington et al, 599 W. Barnard, Boise 83702 (42-4591).

MICROFILMED
AUG 07 1992



State of Idaho
DEPARTMENT OF WATER RESOURCES

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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

September 12, 1994

Re: Notice of Claim to a Water Right No. A02-02134

Greg Mellum
Nancy Mellum
271 North Burke
Camano Island, WA 98292

Mr. & Mrs. Mellum:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water rights covered under the original filing. Due to the priority date filed on 02-07440, an adjudication claim was not required to be filed on this water right. The ownership change information for this water right has been forwarded to our other office in order for these records to be changed.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

If you have any questions concerning the enclosed claim please feel free to contact this office.

Sincerely,

Adjudication Staff
Department of Water Resources
Western Region Office
(208) 334-2190

LH:1

MICROFILMED
SEP 19 1996

IN THE DISTRICT COURT OF THE Fourth JUDICIAL DISTRICT
OF THE STATE OF IDAHO, IN AND FOR THE COUNTY OF ADA

IN THE MATTER OF THE GENERAL DETERMINATION OF RIGHTS TO THE USE OF SNAKE
River Adjudication (Milner Dam to TO A
Oregon Border) DRAINAGE BASIN. **NOTICE OF CLAIM**
WATER RIGHT

Department of Water Resources

Western Regional Office

02-2134
I.D. No. 32579
Map No. 32579
Fee Paid \$ 10 Receipt No.

Notice is hereby given that Hoodco Farms, Inc., c/o Marc Lauhere
(Name of Claimant)

P.O. Box 4368, Whittier, California 90607 Telephone No. 213-685-5640
(Mailing Address) (Zip Code)

claims a right to the diversion and beneficial use of the surface or ground water. The extent and nature of said claim is as follows:

(1) Date of priority: (When was the water first applied to a beneficial use, or priority date of decreed, licensed or permit right) July 20, 1956 (See Copy of Permit #26450 attached)

(2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) SNAKE RIVER tributary to columbia

(3) Describe the purpose for which the water has been used and the time during the year when you have used the right claimed:

Quantity 1.4cfs Use Irrigation Period of Use From 3/15 To 11/15
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity .86 Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

Quantity Use Period of Use From To
(CFS, GPD, AF) (Domestic, irrigation, stock, etc.) (Mo., Day) (Mo., Day)
(Both dates inclusive)

(4) 1.4cfs .86 TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)

(5) A) Point of Diversion: Give location of point where water is diverted from its source NE $\frac{1}{4}$ NE $\frac{1}{4}$
Sec. 4, Twp. 6S, Rge. 8E, B.M., Elmore County
Additional Points: NWNE Section 4 T6SR8EBM 64 SW NW Sec 3 T6S R8E

B) Describe means of diversion of water: (Pump and pipeline, well, diversion dam, reservoir, length of ditch and field, etc.). Give sizes and capacities: be as specific as possible. Describe any changes in the system and give the date of the change. Currently Pump and Pipeline. Pump is Nat. Gas. Minneapolis, Minn. HD 800 with 150 U.S. Gear-head and Johnston Pump, 160 Nozzles, 5/32, 80 Lbs pressure 40HP Electric

(6) A) Describe location of use by listing number of irrigated acres within each 40-acre tract in appropriate box. If use is not for irrigation, place an "X" in appropriate box to show location. Sprinkler system

T	R	SEC.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				TOTAL
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
6S	8E	4	35	34															69
			15	28															43 34
			61	62															

POOR ORIGINAL

Total no. of acres 43 69

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: No

NOTE: Include here the type and number of stock watered: No

(7) If you are claiming water as a member of an organization, list name of organization: Hoodco Farms, Inc., an Idaho C

(8) Remarks: Department Water Resources needs to complete field exam so license can be sued. 34 acres of the above ground last several years been utilized for dry grazing but will probably be put into production when better pumping facilities are secured

OFFICIAL SEAL

V. J. YACKS
CALIFORNIA
OFFICE IN
COUNTY
JULY 7, 1985

☐ A) Right based on application and beneficial use.

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

☒ C) Right based on application, permit, license, or previous statutory claim filed with the Idaho Department of Water Resources. Give No. #26450

I, Marc Lauhere, do hereby depose and say that all statements included herein are true and accurate to the best of my knowledge and belief.

Individual

(Signature of Claimant)

(Signature of Spouse)

Organization

HoodCo Farms, Inc.

by

(Signature of Authorized Agent)

Organization

Seal

County of LOS ANGELES

ss.

On this 5th day of March, in the year 1984 before me

a notary public, personally appeared Marc Lauhere

known to me to be the person(s) whose name(s) are subscribed to the above instrument, and acknowledged to me that (he, she, it, they, corporation, partnership, etc.) executed the same.

My commission expires June 7, 1985

Notary Public residing at Whittier, California

Received at State Office 6/27/90 & Western Region 6/28/90
with Appl. for Transfer. An Appl. for Amendment, which is the
correct form to file to change the permit, was received at
State Office 7/31/90 & at Western Region 8/30/90.

STATE OF IDAHO

DEPARTMENT OF WATER RESOURCES

ASSIGNMENT OF PERMIT

Hoodco Farms, Inc., hereby assign to D. Michael McCarthy and
Lynn C. McCarthy, of 1127 South Roosevelt, Boise, Idaho 83705,

X All of its right, title, and interest, in and to
Permit No. 26450 to appropriate the public
waters of the State of Idaho. = 02-02134

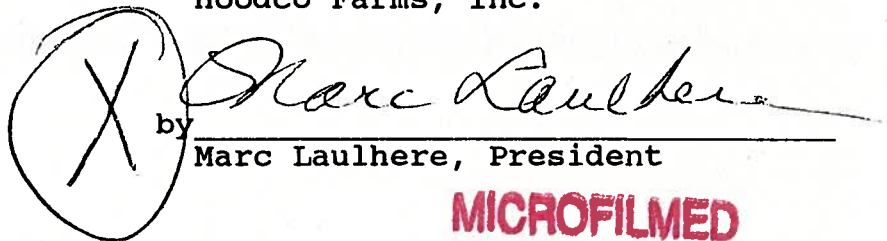
RECEIVED
SEP 07 1990

Department of Water Resources
Western Regional Office

The following described portion of my right,
title, and interest in and to Permit No. _____
to appropriate the public waters of the state of
Idaho. (Give that portion of the permit being
assigned by describing the land list and the
point of diversion - describe by acreage within
each 40-acre subdivision.)

Made this 12 day of APRIL, 1990.

Hoodco Farms, Inc.


by Marc Laulhere, President

STATE OF CALIFORNIA)

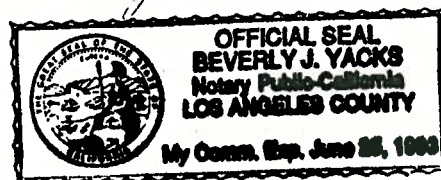
COUNTY OF Los Angeles .SS

On this 12th day of April, 1990, before me, the
undersigned, a Notary Public in and for said State, personally
appeared Marc Laulhere, known to me to be the President of the above
corporation, and the individual who subscribed to the foregoing
instrument on behalf of said corporation and acknowledged to me that
(s)he executed the same in said corporation's name.

MICROFILMED
AUG 10 1994

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal as of the day and year in this certificate first above written.

Beverly J. Yacks
Notary Public for: *California*
Residing at: *Whittier, California*
My commission expires: *June 25, 1992*



To *Whom*
Date *6/9/87* Time _____
WHILE YOU WERE OUT

of _____
Phone _____

Telephoned		Please call	
Called to see you		Will call again	
Wants to see you		Returned your call	

Message *Sent rough draft*
license to Western
region.

JKN

Operator

MICROFILMED
AUG 10 1994

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review By JKN

Date 6/28/84

Right No. 02-2134

Claimant Hooda Farms Inc

Recommendation differs from claim:
(Document any differences)

☒ Yes

☐ No

☐ Disallow

Claim Details Verified Against:

Check (X or ✓) those searched. Circle records used for recommendation.
Include copies or memos where applicable to explain findings.

☒ License

☐ Previous Statutory Claim.

☐ Permits, valid or lapsed. Number(s) if different than above _____

☐ Decree. Name & date _____

☐ Conveyance Loss Calculations. See printout included.

☐ Title abstract. ☐ In file. Or, Name & location _____

☐ County records. ☐ In file. Or, Name & location _____

☒ Affidavits. ☒ In file.

☐ Posted Notices, Water Locations Notices. ☐ In file.

☐ Deed Records. ☐ In file. Or, Name & location _____

☐ Patent Records. ☐ In file. Or, Name & location _____

☐ Metzker Maps. Identify _____

☒ A.S.C.S. Records. Year & Photograph No. 1977

☐ Irrigation Company/District Records. ☐ In file. Or Name & location _____

☐ Historical Books. Name(s) & location _____

☐ Interview(s). Attach conversation memorandum.

☐ Other _____

☐ _____

Field Exam Made: ☒ Yes ☐ No Date 6/25/84

☐ Adj. Report in file ☐ Beneficial Use Report in License (S.O.) File

Measurement 1.602 cfs. Amount recommended .86 cfs.

Type of measuring device: anemometer Meter No. 091969

Condition _____ Date _____ Time 1:30

Adjudication Photo(s) Used: Name or No. _____

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☐ Yes ☒ No

Remarks a change has been recommended, since this was made issued.

Jacuzzi Motor COMP-42E49W04
Pump 4D81PT8

VNC 10 1834

WICHOLITNET

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM
REPORT OF EXAMINERS

Claim No. 02-2134

1. Name of Applicant Hooded Farms Inc.
2. Priority 7/20/56
3. Source of Water Snake R
4. (Quantity) (Domestic, Irri., Stock Water, etc.) (Period of Use)
 _____ cfs Use _____ From _____ to _____
.86 cfs Use irr. From 3/15 to 11/15
 _____ cfs Use _____ From _____ to _____
5. Location of Point of Diversion: 64 NE&N NW of Section 3
 Twp. 6S, Rge. 8E, County of Elmore
6. Describe Diversion Works: 60 HP electric motor -
sprinkler system
7. Describe Location of Use:

TWP	RGE	SEC	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SE $\frac{1}{4}$				SW $\frac{1}{4}$				TOTALS
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
			61	62															
<u>6S</u>	<u>8E</u>	<u>4</u>	<u>15</u>	<u>28</u>															<u>43</u>

TWP.	RGE.				COUNTY								SCALE: 1" = 1 MILE							

8. Purpose other than irrigation: none
9. Remarks: _____

This examination was made on the 28 day of June, 1984.

(Signed) John H. Hays
Examiner

State of Idaho
DEPARTMENT OF WATER RESOURCES
SUPPLEMENTAL FIELD REPORT FOR ANNUBAR MEASUREMENT

Measured by: John K. Noyes

Date 4/25/84

Owner: Horde Farm

Permit No. 02-0101

claim # 02-2134

Description of well &/or measuring site

- Include any clarifications of the sketch

- Include legal description if more than one p.d. is described in the Field Report

Snake River

Measured inside diameter of pipe in inches

(A) 7.981

Size of Annubar used in test 7.981

State ID No. 091414

Model No. of Annubar Meter Used 75

(Model No. = 75 for 6" and larger)

(Model No. = 73 for 4")

Size Eagle Eye Meter Used 0-13

State ID No. 091469

Date of Last Calibration of Meter 4/27/83

Observed inches of H₂O read on Meter

(B) 8.6

Flow Correction Factor (From Calibration Graph)

(Use 1 if Error is $\pm 2\%$ at observed pressure)

(K) 1.0

Select C based on Annubar Model No.

If Model No. = 75, then C = 3.85

If Model No. = 73, then C = 4.14

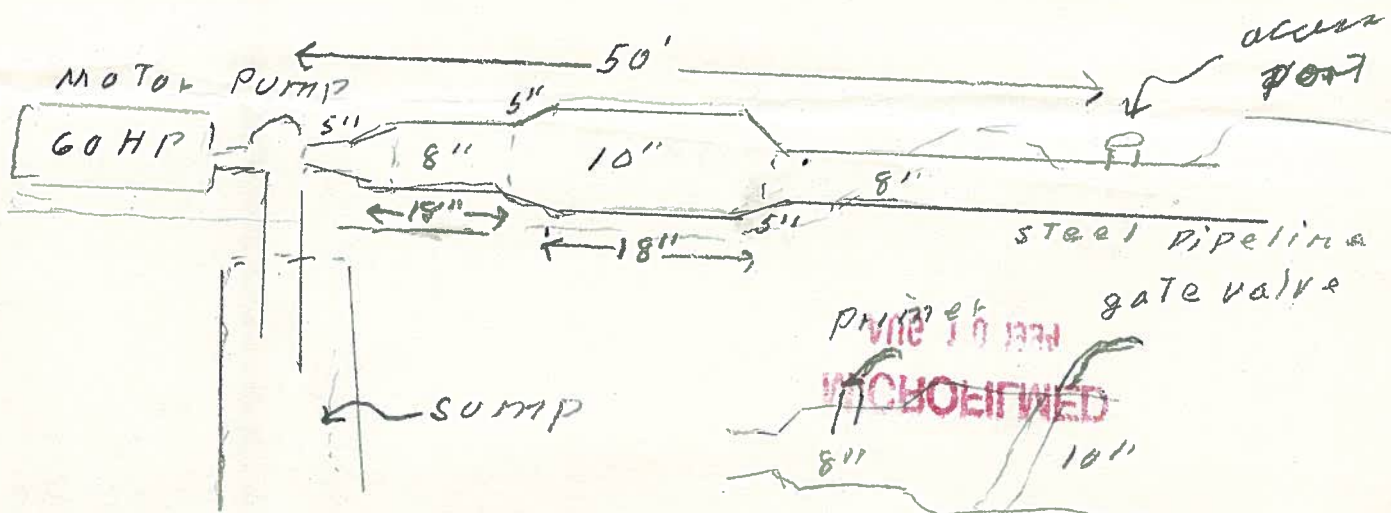
(C) 3.85

CALCULATION: $K \frac{(A^2)}{448.8} (\sqrt{B}) C =$

1.602 cfs measured

SKETCH (If not shown on Field Report):

$$Q = \frac{1.0 \times 7.981^2 \times \sqrt{8.6} \times 3.85}{448.8} = \frac{1.0 \times 63.696 \times 2.9325 \times 3.85}{448.8} = \frac{1.602}{\text{CFS}}$$



EXAMINATION: ~~HOOD~~ CO
EXAMINER: JOHN K. NOYES
DATE: 7/9/84

FOUND: FIVE (5) LINES BEING USED, THIRTY-TWO (32) HEADS PER LINE,
NINE SIXTY-FOURTHS ($9/64$ ") INCH NOZZLE SIZE, OPERATING AT EIGHTY
(80) LBS. PER SQUARE INCH ($80\#/sq$ ") PRESSURE

SPECIFICATIONS: RAINBIRD SPRINKLER CATALOG GIVES DISCHARGE OF
5.29 GALLONS PER MINUTE (GPM) FOR $9/64$ " NOZZLE
AT 100% EFFICIENCY OPERATING AT $80\#/sq$ "

FOR MODEL 30WH/30WSH SINGLE NOZZLE SPRINKLERS
WITH $9/64$ " NOZZLE AT $80\#/sq$ " THE CATALOG GIVES 5.12 G.P.M.

CALCULATIONS: $5 LNS. \times 32 HOS/LN \times 5.29 GPM/HO. (100\% EFF.) = 846.4 GPM \times .002228$
 $= \underline{1.89 CFS} / .02 = \underline{94.3 INCHES}$

$5 LNS. \times 32 HOS/LN \times 5.12 GPM/HO. (MOD 30) = 819.2 GPM \times .002228$
 $= \underline{1.83 CFS} / .02 = \underline{91.3 INCHES}$

POOR ORIGINAL

MICROFILMED

AUG 10 1994

POOR ORIGINAL

R&E

Legend

--- Field Boundary

--- Pipeline

0+10 Risers

□ PUMP

T93
76

3334 367

OUT 15

02 0101

1508

2

120

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02 0101

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ASSIGNMENT ✓

For value received, I hereby assign all of my right, title, and interest in and to Permit to Appropriate the Public Waters of the State of Idaho, Permit No. 26450 to Hoodco Farms, Inc. P.O. Box 4426, Boise, Idaho 83705.

/s/ TILLMAN F. HAMILTON
Permit Holder

MARY B. HAMILTON, Wife of Permit Holder

State of Idaho))

: ss

County of Ada))

On this 8th day of June, 1967, before me, a Notary Public for the State of Idaho residing at _____ personally appeared Tillman F. Hamilton and Mary B. Hamilton, known to me to be the persons whose names are subscribed to the within instrument and duly acknowledged to me that they executed the same.
IN WITNESS WHEREOF, I have hereunto set my hand and affixed my Notarial Seal the day and year in this certificate first above written.

/s/ CHARLOTTE R. MORGAN
Notary Public residing at Boise, Idaho

(S E A L)

My commission expires: 7-15-70

MICROFILMED
AUG 10 1994

22-2134

APPLICATION FOR PERMIT

To Appropriate the Public Waters of the State of Idaho

APPLICATION No. 34342
PERMIT No. 26450
DISTRICT No.

assigned to
Tillman F. Hamilton
Box 51
Hammett, Idaho

1. Name of Applicant: TILLMAN F. HAMILTON

Postoffice address: P. O. Box 51, Hammett

County: Elmore

State: Idaho

I. If applicant is a corporation, give:

(a) Date and place of incorporation:

(b) Amount of capital stock:

(c) Amount paid in:

(d) Names and addresses of directors:

II. The financial resources of the applicant are:

(b) Treasury stock:

(d) Other resources:

(a) Cash on hand:

(c) Bonds to be issued:

2. Quantity of water claimed: 1.4 c.f.s.

cubic feet per second.

3. Source of water supply: Snake River

which is a tributary of Columbia River

4. Location of point of diversion: (Lot #1) NE $\frac{1}{4}$ NE $\frac{1}{4}$ and/

feet distant from the

corner of Section

, T.

, R.

, B. M., and is in the (Lot #1) NE $\frac{1}{4}$ NE $\frac{1}{4}$ & (Lot #2) NW $\frac{1}{4}$ NE $\frac{1}{4}$

of Section 4

, T. 6 S.

, R. 8 E.

, B. M., County of Elmore

5. Water is to be used for Irrigation

6. If for mining, milling, power or manufacturing purposes, give:

(a) Point of use of water:

feet distant from

corner of Section

T.

, R.

, B. M., in the

of Section

, T.

, R.

, B. M.

(b) Amount of power generated:

H.P., under

feet head.

(c) Water is to be returned to

at a point

distant from the

corner of Section

, T.

, R.

, B. M., in the

of Section

, T.

, R.

, B. M.

7. Estimated cost of works: \$ 2900.00

8. Kind of works: Pump, Pipe-line and ditches

9. Height of dam

feet; length of dam at top

feet; length of dam at bottom

feet; material used in dam:

10. Size of headgate: Width

feet; height

11. Ditch: Width at bottom

feet; width at water line

feet; depth of water

dimensions of flume:

Diameter of pipe

inches; length of conduit

Average grade per mile

feet.

12. The time required for the completion of such work is

5

years.

13. The time required for the complete application of the water to the proposed use is

6

additional y

11 So, fill in (b) and (c) below.

(b) Name of Reservoir and number of Storage permit:

(c) Date of filing Application for Storage Permit and Name of Applicant:

BE IT KNOWN THAT The undersigned hereby makes application for permit to appropriate the public water of the State of Idaho herein set forth.

Applicant.

Agent.

POOR ORIGINAL

Corrected application received:

Approval of State Reclamation Engineer

The number of this permit is 26450
 recorded in Book 93 Page 26450 Approved Jul. 25, 1956,
 This is to certify that I have examined the within application for a permit to appropriate the public waters of the State of Idaho, and
 hereby approve the same, subject to the following limitations and conditions:
 and in the sum of \$ to be filed on or before
 Work to begin on or before September 25, 1956, and to continue diligently and uninterruptedly to completion,
 unless temporarily interrupted by circumstances over which permit holder has no control.
 One-fifth of the work above specified to be completed on or before January 25, 1959,
 the whole of said work to be completed on or before July 25, 1961,
 beneficial use of water appropriated in accordance herewith, to be made on or before July 25, 1967,

MARK R. KULP
State Reclamation Engineer.

IN TESTIMONY WHEREOF, WE, ROBERT E. SNYLIE, Governor of the State of Idaho,

id JAS. H. YOUNG, Secretary of State of the State of Idaho, have caused this instrument to

executed in the name of the State of Idaho, and caused the Great Seal of the State of Idaho to be hereunto affixed, this 25th

STATE OF IDAHO

Countersigned:

By JAS. H. YOUNG By ROBERT E. SMYLIE
Governor.

Secretary of State.

Ms. D.A. - FFA 5'

wp.	Range	Sec.	NE $\frac{1}{4}$				NW $\frac{1}{4}$				SW $\frac{1}{4}$				SE $\frac{1}{4}$				Totals
			NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	NE $\frac{1}{4}$	NW $\frac{1}{4}$	SW $\frac{1}{4}$	SE $\frac{1}{4}$	
S.	8 E.	4	35	34														69	
Permit No. 26450 CERTIFICATE OF COMPLETION OF WORKS TO ALL WHOM IT MAY CONCERN: This is to certify that TILLMAN F. HAMILTON of Hammett, County of Elmore, and State of Idaho, the holder of Permit No. 26450, issued upon Application No. 34342 bearing date of priority of July 20, 1956, authorizing the diversion of 1.4 second feet of waters of Snake River County of Elmore, State of Idaho, for irrigation purposes, has fully complied with the provisions of the laws of the State of Idaho relating to the proof of completion of the works of diversion and described in said Permit; that said works are adequate for diverting and conveying to the place of intended use 1.4 second feet of the waters of Snake River, tributary of Columbia River that the point of diversion of said water is located on Lot 1 (NE$\frac{1}{4}$NE$\frac{1}{4}$) and Lot 2 (NW$\frac{1}{4}$NE$\frac{1}{4}$), Sec. 4, T. 6 S., R. 8 E., B.M. and that the lands proposed to be irrigated by the said water are described as follows, to-wit: NE$\frac{1}{4}$NE$\frac{1}{4}$, Sec. 4, T. 6 S., R. 8 E., B.M. Witness my hand this 25 day of July, A.D. 1961 /s/ RALPH W. THOMAS Deputy State Reclamation Engineer Proof of Completion of Works Made: July 25, 1961																			

STATE OF IDAHO
DEPARTMENT OF RECLAMATION
Boise, Idaho

Permit No. 26450

PROOF OF APPLICATION OF WATER TO BENEFICIAL USE

DEPOSITION OF HOLDER

Ques. 1. State your name, residence occupation and postoffice address: _____

Marc Laulhere 300 So. Straughan Apt. 512 Boise, Idaho Office Mgr.

Ques. 2. If acting in behalf of corporation, state its name, principal place of business (if foreign corporation, give name of postoffice of statutory agent), your position with reference to same, and your authority for appearing in its behalf: _____

Hoodco Farms, Inc. 2105 W. Commerce Ave. Secretary-Officer of the Company

Ques. 3. State number, approval date of permit, and date of priority: _____

#26450 July 25, 1956 July 20, 1956

Ques. 4. State source of water supply: Snake River

Give location of point of diversion, showing subdivision, section, township and range

(Lot 1) NE $\frac{1}{4}$ NE $\frac{1}{4}$ (Lot 2) NW $\frac{1}{4}$ NE $\frac{1}{4}$ Sec. 4 T6S R8E B.M.

Ques. 5. Describe your works of diversion: One Minneapolis Minn. HD800 Natural Gas

Engine with 150 U.S. gearhead & John-; state amount of water they are capable of con-
ston Pump

veying from point of diversion to place of use: 5.01 C.F.S.; Give name of canal or ditc

or other works by which water is conducted to such place of use: Pumped from river thru

enclosed pipeline; if a well, state depth of well _____; depth and size of

casing _____; depth to water _____; if pump is used,

state discharge of pump: 2,250 Gal.; tell how it was measured or determined Factory
per. minute from 10" discharge. _____ specs on pump.

_____; if sprinkler irrigation, give number and size

of nozzles and operating pressure: 160 nozzles, 5/32, 80 pounds pressure

Ques. 6. State for what purpose water is used: Irrigation

(If for irrigation, name each subdivision in which used and number of acres in each subdivision that have actually been irrigated with said water:

Approx. 40 acres in govt. Lot 4 in Section 3, T6S R8E more particularly des-
cribed as Lots 1, 2, 3 & 4 in Block 25 of Fruitland Subdivision also parts of
govt. Lots 1 & 2 in Section 4 T6S R8E B.M. Elmore County.

*C. Yam sent 10/24/78
jc*

26450

REC'D 10 1334
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State nature of all improvements which have been made as a direct result of said use:

Buried pipeline, hand lines on ground, sprinklers, fence around field.

Ques. 6-a: If this is a ground water permit, give name and address of person that drilled the well: _____

Ques. 7. If for other than irrigation purposes, show full legal description of place of use and state purpose for which water is used:

Ques. 8: If you are not the person or representative of the corporation to whom above mentioned permit was originally issued, please state how ownership was acquired by present holder:

Ownership was acquired from original owner by assignment.

Quest. 9: State when and in what amount the water diverted under above mentioned permit has been first used: July 25, 1961 - Time used since first use:

1.4 second feet

Ques. 10. Describe all other water rights appurtenant to same place of use: _____

None

(sign) Mare Raulhere
Secretary, HOODCO FARM, INC

I hereby certify that the foregoing testimony was read to the above subscribed, before its signing, that I believe him to be the person he represents himself to be, and that said testimony was subscribed and sworn to before me, at my office in

Boise, Idaho, County of Ada

State of Idaho, on this 27 day of July, A. D. 1967.

My commission expires: 7-15-70

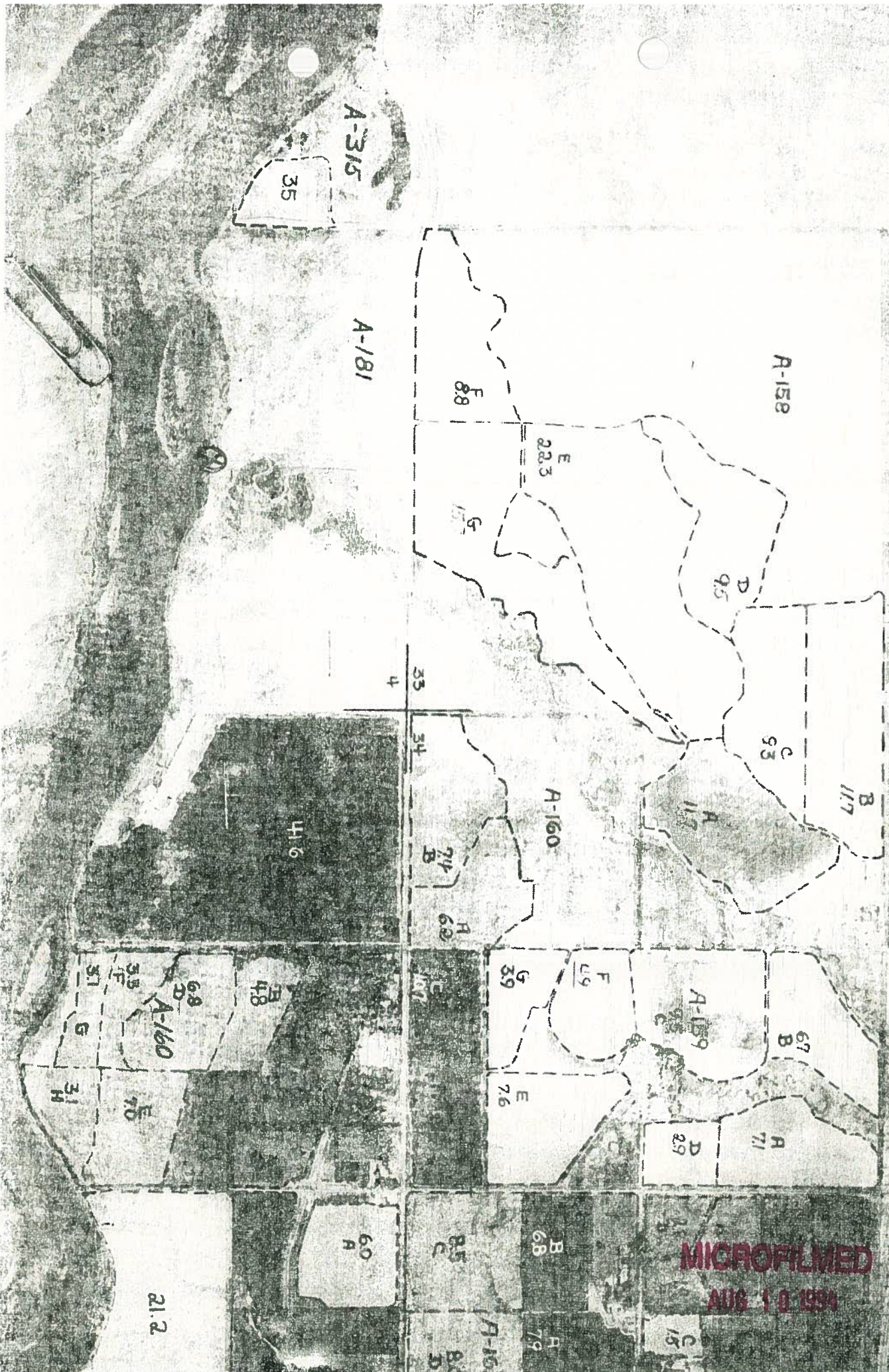
Charlotte R. Foxgall

22450

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JUL 27 1967

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AUG 10 1994



JAMES W. KISER

ATTORNEY AT LAW
5000 FAIRVIEW AVE.
(FAIRVIEW AT MTN. VIEW DR.)
BOISE, IDAHO 83706

208 376-3100

March 16, 1984

Mr. Don Shaff
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

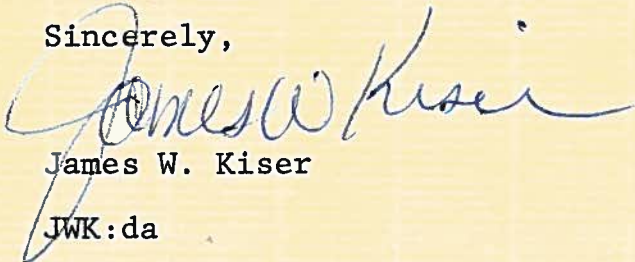
Re: Snake River Adjudication

Don,

Enclosed please find two Notices of Claim to Water Rights
in the Snake River Adjudication.

Also enclosed please find the \$55.00 filing fee.

Sincerely,



James W. Kiser

JWK:da

Enclosures

cc: Mr. Marc Laulhere

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MAR 19 1984

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AUG 10 1994

Department of Water Resources
Western Regional Office

Hoodco

JAMES W. KISER
ATTORNEY AT LAW
5000 FAIRVIEW AVE.
(FAIRVIEW AT MTN. VIEW DR.)
BOISE, IDAHO 83704
208 376-3100

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APR 13 1984

Department of Water Resources

April 12, 1984

Mr. Lee Sisco
Department of Water Resources
Statehouse Mail
Boise, Idaho 83720

Re: Hoodco Water Permit Right
I.D. No. 02-2134
Application No. 34342
Permit No. 26450

Lee,

After May 15, 1984, I would greatly appreciate it if you could get a Department examiner to examine the water right described above at the premises near Hammett. Apparently this examination has been attempted but with no success.

Hoodco has been irrigating this ground and will be irrigating again this year. (Last year no crop was grown because of the PIK program.) Hoodco would like to go ahead and get this permit turned into a Licensed Right especially since it has been in permit status as long as it has been so far.

When the examiner goes out please have him contact Hoodco's tenant:

Marv Wooten
P.O. Box 29A
Hammett, Idaho 83627
Phone: 366-2389

Marv will assist with the examination in any way you need.

Sincerely,

James W. Kiser

JWK:da

cc: Mr. Marc Laulhere
Mr. Marv Wooten

RECEIVED
APR 13 1984

Department of Water Resources
Western Regional Office

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AUG 10 1994