

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 63-3490A
Date Received: 3/14/90
Receipt No: X777777
Received By:

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name of Claimant(s)

HARVEST FARMS Phone:

98 PALMER AVE
PO BOX 650
COTTAGE GROVE OR USA 97424

2. Date of Priority: 05/04/1966

3. Source: GROUND WATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of 1/4 of 1/4 Lot	County
01N	03W	16	NW NW	CANYON
02N	03W	22	SW NE	CANYON
02N	03W	22	SE NW	CANYON
02N	03W	22	SE SW	CANYON
02N	03W	22	SW SE	CANYON
02N	03W	22	SE SE	CANYON
02N	03W	23	SE NE	CANYON
02N	03W	23	NE NW	CANYON
02N	03W	26	SE NE	CANYON
02N	03W	27	NE NW	CANYON

5. Description of diverting works:

Well, pump and pipeline.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or) A.F.A
IRRIGATION	03/15	11/15	3.44	790.5

7. Total Quantity Appropriated is:
3.44 C.F.S. and/or 790.5 A.F.A.

8. Total consumptive use:

9. Non-irrigation uses:

10. Place of use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
02N	03W	26	NE	NE	IRRIGATION	39
			NW	NE	IRRIGATION	39
			SE	NE	IRRIGATION	38
			NE	NW	IRRIGATION	39
			NW	NW	IRRIGATION	3
			NE	SE	IRRIGATION	19
Section Acres						177
Total Acres						177

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:

This claim is for a portion of 63-03490 which was split due to Transfer 5631 approved 6/22/00.
For transfer conditions of approval and remarks, see copy of transfer in adjudication file.

15. Basis of Claim: License

Western

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 5631
WATER RIGHT NO. 63-03490B

RECEIVED

JUN 23 2000

WATER RESOURCES
WESTERN REGION

This is to certify that: JAN SIEBELINK
7245 SKY RANCH RD
NAMPA ID 83686

has requested a change to the above captioned water right(s). This change in water right(s) is authorized pursuant to the provisions of Section 42-222, Idaho Code, provided the conditions listed below are met.

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
STOCKWATER	01/01 to 12/31	0.41 CFS	64.5 AF
COMMERCIAL	01/01 to 12/31	0.41 CFS	64.5 AF
DOMESTIC	01/01 to 12/31	0.08 CFS	3.6 AF
	Totals	* 0.41 CFS	64.5 AF *

SOURCE

GROUNDWATER

Priority: 05/04/1966

LOCATION OF POINT(S) OF DIVERSION:

SWSE , Sec. 26, Township 02N, Range 03W
NWNE , Sec. 35, Township 02N, Range 03W
CANYON County

PLACE OF USE: STOCKWATER

TWN RGE SEC

02N 03W 26	SWNE	SWNW	SENE
	NESW	NWSW	SWSW
	SESW	NESE	NWSE
	SWSE	SESE	
27	SENE	NESE	NWSE
35	NENE	NWNE	SWNE
	SENE	NENW	SENE

PLACE OF USE: COMMERCIAL, same as STOCKWATER use

PLACE OF USE: DOMESTIC

TWN RGE SEC

02N 03W 26	SWSE
35	NWNE

TRANSFER NO. 5631
WATER RIGHT NO. 63-03490BCONDITIONS OF APPROVAL AND REMARKS

1. Use of water under this right may be affected by an agreement between the protestant and the right holder.
2. Right holder shall comply with the drilling permit requirements of Section 42-235, Idaho Code.
3. After specific notification by the department, the right holder shall measure the diversion or shall enter into an agreement with the department to determine the amount of water diverted from power records and shall annually report the information to the department.
4. Use of water under this approval shall comply with applicable water quality standards of the Division of Environmental Quality of the Idaho Department of Health and Welfare.
5. The dairy operation authorized under this approval shall comply with applicable county zoning and use ordinances.
- * 6. The right holder shall accomplish the change authorized by this transfer within one (1) year of the date of this approval.
7. Failure of the right holder to comply with the conditions of this transfer is cause for the Director to rescind approval of the transfer.
8. Approval of this transfer does not preclude the opportunity for review of the validity of the water right(s) in the ongoing Snake River Basin Adjudication.
9. Prior to diversion of water under this approval, the right holder shall provide a means of measurement acceptable to the Department from all authorized points of diversion which will allow determination of the total rate of diversion.
- * 10. The total instantaneous diversion of water from all points of diversion under Transfer 5631 shall not exceed 0.41 cfs, nor a total combined annual volume of 64.5 af.
- * 11. Commercial use is for a dairy located in the NWNE, S35, T2N, R3W. The place of commercial use authorized by this approval includes land upon which wastewater may be applied for irrigation purposes to satisfy water quality requirements. Water diverted under this approval shall not be used for irrigation unless the water is first used in the dairy as authorized by this water right.
- * 12. Domestic use is for two (2) homes in the NWNE, S35 and one (1) home in the SWSE, S26, T2N, R3W.

Dated this 22nd day of June, 2000.
Chief, Water Allocation Bureau

APPLICATION FOR TRANSFER OF WATER RIGHT
PART 1

Name of applicant Jan Siebelink
Post Office address 7245 Sky Ranch Road, Nampa, ID 83686
Phone 208-461-1993

PURPOSE OF TRANSFER

- 1. ☒ Change point of diversion ☒ Add diversion point(s) ☒ Change place of use
☒ Change nature of use ☒ Change period of use ☐ Other
- 2. Describe the reason for the proposed changes Convert irrigation water right to stockwater commercial, and domestic uses at a proposed dairy.

DESCRIPTION OF RIGHT(S) OR PORTION THEREOF, AFTER THE REQUESTED CHANGE

Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
63-03490B	May 4, 1966	<u>0.41 / 36.6</u> <u>0.47 / 42.0</u>	stockwater	1/1 to 12/31
		<u>0.41 / 36.6</u> <u>0.47 / 38.4</u>	commercial	1/1 to 12/31
		<u>0.08 / 3.6</u>	domestic	1/1 to 12/31
Total amount of water being transferred <u>0.47 / 41</u> cubic feet per second and/or <u>66.7 / 76</u> acre-feet per annum.				
Source of water <u>groundwater</u> tributary to <u>NA</u>				
Point(s) of Diversion:				

pt	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NW	NE	35	2N	3W	Canyon	proposed dairy well
		SW	SE	26	2N	3W	Canyon	Jan Siebelink domestic well

Lands irrigated or place of use:

pt	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
1	3W	26			C				C	C	C	C	C	C	C	C	C/D	C	
		27				C									C	C			
		35	C	C/D	C	C	C			C					C	C			

Place of use for stockwater is the same as for commercial. Total acres

PART 1

6. General Information:

- a. Description of diversion system Two wells with electric pumps and interconnecting pipelines; existing well is 6" x 721'; proposed well is 10" x 750'
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? Yes No. If yes, provide a notarized statement from the holder of the lien, deed of trust, mortgage or contract agreeing to the proposed changes.
- c. Describe the affect on the land now irrigated if the place of use is changed pursuant to this transfer:
Irrigation will continue with a combination of Snake River water (02-07011) and dairy wastewater (land application). See companion transfer of 02-07011.
- d. Remarks:
See attached dairy worksheet. Worksheet is modified from transfer No. 5455, which was prepared for the same project.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

Page 3 of 7

PART 2

TRANS NO.

A. DESCRIPTION OF RIGHT AS RECORDED:

Water Right No. 63-03490

STAGE: LICENSE

<u>BENEFICIAL USE</u>	<u>PERIOD OF USE</u>	<u>DIVERSION RATE</u>	<u>ANNUAL VOLUME</u>
IRRIGATION	03/15 to 11/15	3.85 CFS	885.0 AF

SOURCE

GROUNDWATER

Priority: 05/04/1966

LOCATION OF POINT(S) OF DIVERSION:

NWNW , Sec. 16, Township 01N, Range 03W
 SWNE , Sec. 22, Township 02N, Range 03W
 SENW , Sec. 22, Township 02N, Range 03W
 SESW , Sec. 22, Township 02N, Range 03W
 SWSE , Sec. 22, Township 02N, Range 03W
 SESE , Sec. 22, Township 02N, Range 03W
 SENE , Sec. 23, Township 02N, Range 03W
 NENW , Sec. 23, Township 02N, Range 03W
 SENE , Sec. 26, Township 02N, Range 03W
 NENW , Sec. 27, Township 02N, Range 03W
 CANYON County

PLACE OF USE:

IRRIGATION

				NE				NW				SW				SE									
T	R	S	:	NESE	NWSE	SWSE	SESE	:	NENW	NWNW	SWNW	SESW	:	NESW	NWSW	SWSW	SESW	:	NESE	NWSE	SWSE	SESE	:	SUM	
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	:
02N	03W	26	:	39		39		38	:	39		03		:					:					:	
																							40	:	198.0
																							TOTAL ACRES	:	198.0

CONDITIONS/REMARKS:

1. TRANS. 2713. AC. IRR. = 196.6.
2. THE DIVERSION RATE OF WATER AND ANNUAL VOLUME OF WATER DIVERTED AT EACH & EVERY P/D SHALL NOT EXCEED THE AMT. ORIGINALLY LICENSED AT THAT P/D. EACH P/D SHALL MAINTAIN ITS ORIGINAL PRIORITY DATE AND IN TIMES OF WATER SHORTAGE, EACH P/D SHALL BE REGULATED ACCORDING TO THE ORIGINAL PRIORITY DATE ASSOCIATED WITH THAT P/D. NO MORE THAN 1454.1 ACRES SHALL BE IRRIGATED DURING

Page 4 of 7

TRANS NO.

Water Right No. 63-03490

ANY IRRIGATION SEASON FROM GROUNDWATER & NO MORE THAN 400 ACRES
SHALL BE IRRIGATED EACH IRRIGATION SEASON WITH WATER DIVERTED
DIRECTLY FROM THE SNAKE RIVER.

3. FAILURE TO COMPLY WITH CONDITION #3 WILL VOID THE APPROVAL OF
TRANSFERS 2730 THROUGH 2737.

Describe any other water rights used for the same purpose as described above:

To your knowledge has any portion of this water right undergone a period of five or more
consecutive years of non-use? NO If yes, describe:

Attach a copy of last year's tax notice for the property to which the water right is
appurtenant or other documents which show ownership. Label document as attachment A.
Check appropriate box below:

☒ Tax Notice ☐ Warranty Deed ☐ Other _____

Provide
Sales Agreement
here
←

PART 2

Transfer No. _____

0. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?
 no _____ If yes, describe _____

1. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

.41 94 (If the entire right is to be changed by the applicant, omit part B and C.)

amount 0.47/107.3 for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

2. Point(s) of Diversion:

*transfer will reduce annual volume to 76 af
66.7

ten points of diversion listed in Part 2A

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
2N	3W	26													21				21
															24				24

Total acres 24 21

DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change)

amount 3.44 791
3.38/777.7 for irrigation purposes from 3/15 to 11/15
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)
 amount _____ for _____ purposes from _____ to _____
 (cfs/ac-ft)

Point(s) of Diversion:

ten points of diversion listed in Part 2A

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion

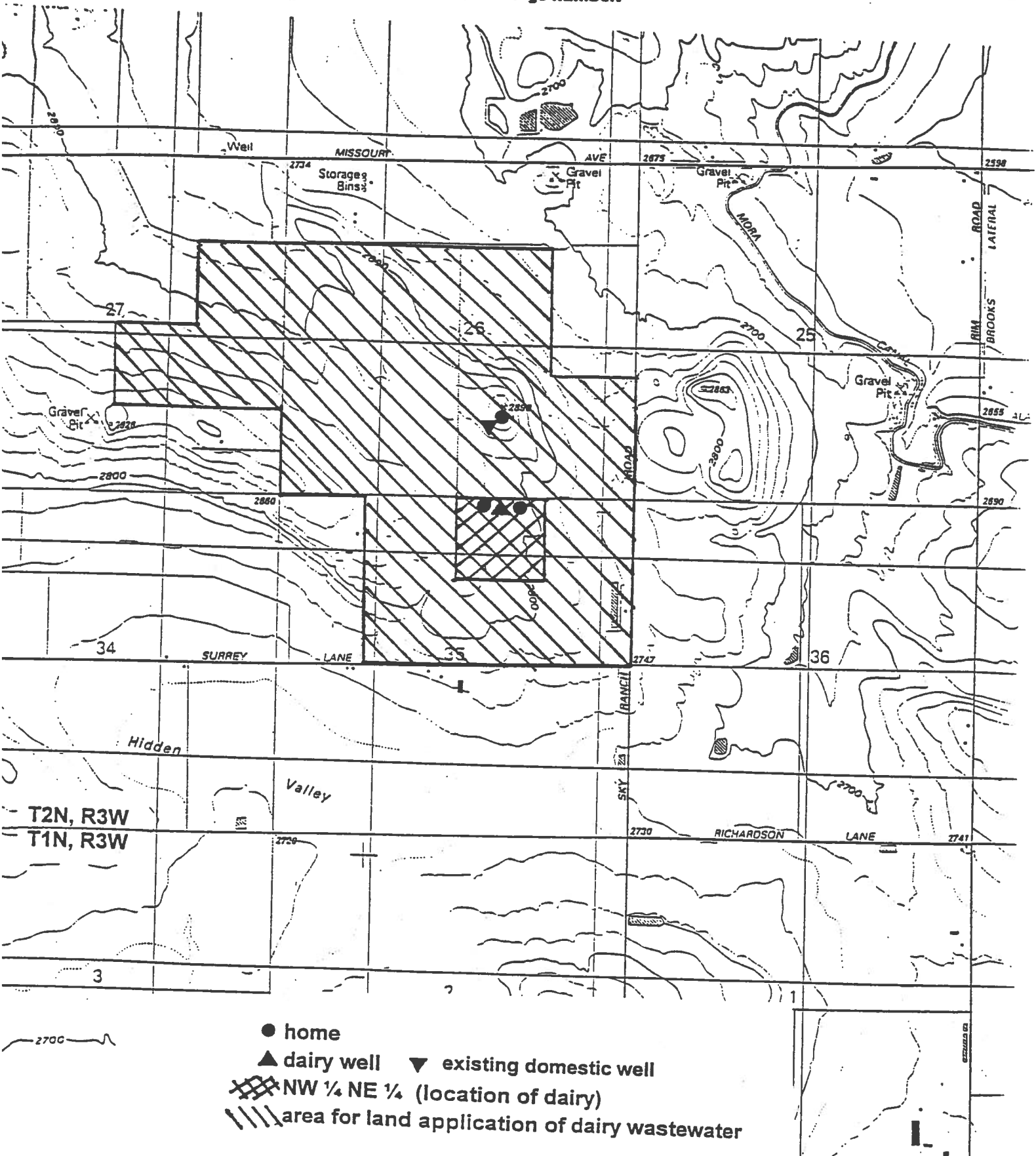
Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	NE 1/4	NW 1/4	SW 1/4	SE 1/4	
4N	3W	26	39	39		38	39	03							19				177
															46				474

Total acres 474 177

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
APPLICATION FOR TRANSFER OF WATER RIGHT
PART 3

A. Draw a map or attach a USGS map indicating the new point(s) of diversion and/or the new place of use for rights described in part 1. Clearly depict the land by section, township and range number.



PART 3

B. CHANGES IN NATURE OF USE

1	<u>New Nature of Use</u>	<u>Amount</u> (cfs/ac-ft)	<u>Hours/days/year</u>	<u>Period of Use</u>
	commercial, stock, domestic	<u>0.47 / 76.7</u>	<u>365 days/yr</u>	<u>1/1</u> to <u>12/31</u>
				to _____

2. Quantity and quality of return flows and location of discharge:

Dairy wastewater will be discharged by land application within the place of use.

3. Describe effects on other water uses resulting from the proposed change:

See companion transfer of Snake River irrigation water right 02-07011.

I hereby assert that no one will be injured by such change and that the change does not constitute an enlargement in use of the original right. The information contained in this application is true to the best of my knowledge.

I understand that any willful misrepresentations made in this application may result in voiding its approval.

(Signature of Applicant)

Subscribed and sworn to before me this 22 day of Dec, 19 99.

Ron Howerton

(Notary Public)

My commission expires Residing at Dorso, Idaho

My Commission Expires December 8, 2000

FOR DEPARTMENT USE ONLY

Transfer contains 7 pages and 3 attachments

Received by Rch Date 12/22/99

Protest filed by _____

Prelim. check by _____ Fee _____

Received by Rch Date 12/22/99

12026015

Published in PRESS TRIBUNE

Copies of protest forwarded by _____

Pub. dates 1-20 + 27-00

Hearing held by _____ Date _____

Watermaster recommendation requested on _____

Recommended for ☐ approval ☐ denial

rec'd.

by _____

Copy of transfer sent to lien holder _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03490
Date Received: 3/14/1990
Receipt No: W011017
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: HARVEST FARM CO. 800-547-7023
Address: P.O. BOX 650
98 PALMER AVE.
COTTAGE GROVE, OR 97424

2. Date of Priority: MAY 04, 1966

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	16		NW	NW		CANYON
02N	03W	22		SW	NE		CANYON
				SE	NW		CANYON
				SE	SW		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		23		SE	NE		CANYON
				NE	NW		CANYON
		26		SE	NE		CANYON
		27		NE	NW		CANYON

5. Description of diverting works:
8 WELLS, 1 SNAKE R. DIV(NWNW, S.16), PIPE FOR SPRINK. IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.850		885.00

7. Total Quantity Appropriated is:
3.850 C.F.S. (and/or) 885.00 A.F.A.

8. Total consumptive use is 674.0 Acre Feet Per Annum.

A63-03490

Page 1

Date: 03/20/90

MICROFILMED
AUG 19 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	26	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SE	NE		IRR	38.0
			NE	NW		IRR	39.0
			NW	NW		IRR	3.0
			NE	SE		IRR	40.0
Section Acres							198.0
Total Acres							198.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
SEE CLAIM NO. A63-02754 - REMARKS SEC.

14. Remarks:

TRANS. 2733. AC. IRR. = 196.6.
THE DIVERSION RATE OF WATER AND ANNUAL VOLUME OF WATER DIVERTED AT EACH & EVERY P/D SHALL NOT EXCEED THE AMT. ORIGINALLY LICENSED AT THAT P/D. EACH P/D SHALL MAINTAIN ITS ORIGINAL PRIORITY DATE AND IN TIMES OF WATER SHORTAGE, EACH P/D SHALL BE REGULATED ACCORDING TO THE ORIGINAL PRIORITY DATE ASSOCIATED WITH THAT P/D. NO MORE THAN 1454.1 ACRES SHALL BE IRRIGATED DURING ANY IRRIGATION SEASON FROM GROUNDWATER & NO MORE THAN 400 ACRES SHALL BE IRRIGATED EACH IRRIGATION SEASON WITH WATER DIVERTED DIRECTLY FROM THE SNAKE RIVER.
FAILURE TO COMPLY WITH CONDITION #3 WILL VOID THE APPROVAL OF TRANSFERS 2730 THROUGH 2737.
EXTENSION OF TIME WAS VERBALLY GIVEN BY DAVE SHAW FOR SHERL CHAPMAN ON THIS CLAIM. THE EXTENSION WAS GIVEN ON 3/01/90 UNTIL 3/15/90.

15. Basis of Claim: LICENSE
Water Right Number: 32755

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: _____

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____
My Commission Expires _____

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

IN RE THE GENERAL ADJUDICATION
OF RIGHTS TO THE USE OF WATER FROM
THE SNAKE RIVER BASIN WATER SYSTEM.

CIVIL CASE NUMBER: 39576

Ident. Number: A63-03490
Date Received: 1/16/1990 3/14/90
Receipt No: W04617
Received By: [Signature]

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: HARVEST FARM CO. 800-547-7023
Address: P.O. BOX 650
98 PALMER AVE.
COTTAGE GROVE, OR 97424

2. Date of Priority: MAY 04, 1966

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

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
01N	03W	16		NW	NW		CANYON
02N	03W	22		SW	NE		CANYON
				SE	NW		CANYON
				SE	SW		CANYON
				SW	SE		CANYON
				SE	SE		CANYON
		23		SE	NE		CANYON
				NE	NW		CANYON
		26		SE	NE		CANYON
		27		NE	NW		CANYON

5. Description of diverting works:
8 WELLS, 1 SNAKE R. DIV(NWNW, S.16), PIPE FOR SPRINK. IRRIG.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.850		885.00

7. Total Quantity Appropriated is:
3.850 C.F.S. (and/or) 885.00 A.F.A.

8. Total consumptive use is 674.0 Acre Feet Per Annum.

A63-03490

Page

1

Date: 03/05/90

MICROFILMED
AUG 19 1992

9. Non-irrigation uses:
NONE.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
02N	03W	26	NE	NE		IRR	39.0
			NW	NE		IRR	39.0
			SE	NE		IRR	38.0
			NE	NW		IRR	39.0
			NW	NW		IRR	3.0
			NE	SE		IRR	40.0
Section Acres							198.0
Total Acres							198.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
SEE CLAIM NO. A63-02754 - REMARKS SEC.

14. Remarks:

TRANS. 2733. AC. IRR. = 196.6.
THE DIVERSION RATE OF WATER AND ANNUAL VOLUME OF WATER DIVERTED AT EACH & EVERY P/D SHALL NOT EXCEED THE AMT. ORIGINALLY LICENSED AT THAT P/D. EACH P/D SHALL MAINTAIN ITS ORIGINAL PRIORITY DATE AND IN TIMES OF WATER SHORTAGE, EACH P/D SHALL BE REGULATED ACCORDING TO THE ORIGINAL PRIORITY DATE ASSOCIATED WITH THAT P/D. NO MORE THAN 1454.1 ACRES SHALL BE IRRIGATED DURING ANY IRRIGATION SEASON FROM GROUNDWATER & NO MORE THAN 400 ACRES SHALL BE IRRIGATED EACH IRRIGATION SEASON WITH WATER DIVERTED DIRECTLY FROM THE SNAKE RIVER.
FAILURE TO COMPLY WITH CONDITION #3 WILL VOID THE APPROVAL OF TRANSFERS 2730 THROUGH 2737.

15. Basis of Claim: LICENSE
Water Right Number: 32755

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: 0 See A02-00068 for fee calculation explanation

For Organizations:

I do solemnly swear or affirm that I am GENERAL MANAGER of _____ Title

HARVEST FARM CO., that I have signed the foregoing Organization

document in the space below as GENERAL MANAGER of Title

_____ and that the statements contained in the Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent

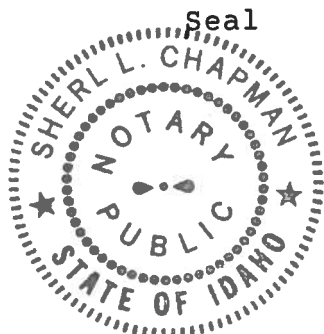
GENERAL MANAGER, HARVEST FARM CO.
Title and Organization

3/13/90
Date

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 13 day
of March 19 90

[Signature]
Notary Public



Residing at 2889 Glibby Mountain Rd
My Commission Expires 6/14/94

11/06/2006

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

RIGHT NUMBER: 63-3490A

NAME AND ADDRESS: HARVEST FARM CO
13735 MISSOURI AVE
Nampa ID 83686

SOURCE: GROUND WATER
SNAKE RIVER

TRIBUTARY:
TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3.440 CFS
790.50 AFY

Right Nos. 63-2754, 63-2867, 63-2975, 63-3104, 63-3490A, 63-3492, 63-7561, 63-7793 and 63-4799 are limited to a total combined annual diversion volume of 4743 AF.

PRIORITY DATE: 05/04/1966

POINT OF DIVERSION:

T01N R03W S16 NWNW Within CANYON County
T02N R03W S22 SWNE Within CANYON County
T02N R03W S22 SWNE Within CANYON County
T02N R03W S22 SENW Within CANYON County
T02N R03W S22 SESW Within CANYON County
T02N R03W S22 SESE Within CANYON County
T02N R03W S23 SENE Within CANYON County
T02N R03W S23 NENW Within CANYON County
T02N R03W S23 SWNW Within CANYON County
T02N R03W S23 SWSE Within CANYON County
T02N R03W S26 SENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.440 CFS 790.50 AFY

PLACE OF USE: IRRIGATION in CANYON County

T02N R03W S26	NENE	39.00	T02N R03W S26	NWNE	39.00
T02N R03W S26	SENE	38.00	T02N R03W S26	NENW	39.00
T02N R03W S26	NWNW	3.00	T02N R03W S26	NESE	19.00

177 ACRES TOTAL

Right Nos. 02-68, 63-2754, 63-2867, 63-2975, 63-3104, 63-3490A, 63-3492, 63-7561, 63-7793 and 63-4799 are limited to the irrigation of a combined total of 1454.1 acres from ground water, and no more than 400 acres with water diverted directly from the Snake River, in a single irrigation season

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

The diversion rate of water, and the annual volume of water, diverted at each and every point of diversion shall not exceed the amount originally licensed at that point of diversion.

Each point of diversion shall maintain its original priority date, and in times of water shortage shall be regulated according to the original priority date associated with that point of diversion.

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.

Transfers 2733 and 5631

EXPLANATORY MATERIAL: BASIS OF CLAIM - License

Failure to comply with Condition #3 of Transfer 2733 will void Transfers 2730 - 2737.

Right includes accomplished change in point of diversion pursuant to Section 42-1425, Idaho Code.



Idaho Department of Water Resources

SRBA Recommendation:

63-3490A
(Irrigation)

Legend

●

Point of Diversion

Place of Use

Townships

PLS Sections

Quarter Quarters

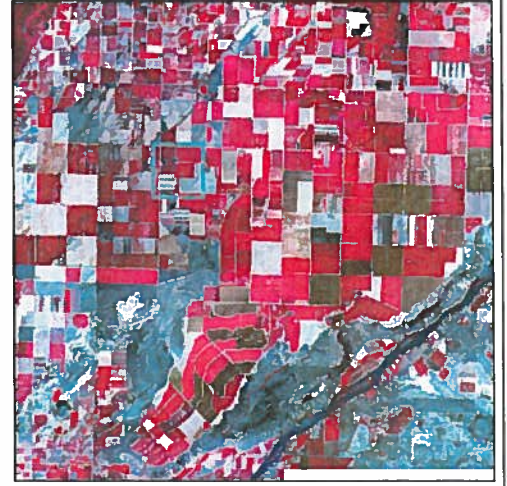


Canyon County
IDWR Basin 63



Prepared by M. Ciscell
On Monday, November 6, 2006
1987/88 Aerial Photography

63-3490A



[illegible]

26 JUL 50
 SEC. 26
 26 JUL 50
 SEC. 26

10/09/2006

NOTICE OF ERROR
REPLY

RECEIVED

OCT 30 2006

DEPARTMENT OF
WATER RESOURCES

Please type or print clearly, fill out this form completely and mail.

Return this reply form to IDWR by the deadline date printed below if you want IDWR to change your recommendation or you want to let IDWR know that you agree with its recommendation.

YOUR DEADLINE FOR RETURNING A NOTICE OF ERROR REPLY IS: 10/31/2006

Water right number: 63-3490A

HARVEST FARM CO
13735 MISSOURI AVE
NAMPA ID 83686
Telephone Number: 208-467-9712

RECEIVED

OCT 26 2006

WATER RESOURCES
WESTERN REGION

1. Describe the portion of the proposed recommendation with which you disagree (e.g. priority date, period of use, source):

2. Describe the changes you wish to make in the proposed recommendation:

Points of Diversion need to be adjusted to reflect changes made by Dan Nelson's field exam

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

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

DATE: 10-24-06

SIGNATURE: [Signature]

Please print your name: Lebund Troy

IDWR Regional Office, 322 E Front St
PO Box 83720, Boise, ID 83720-0098, 2082874800

SCANNED

OCT 31 2006