

02/03/2006

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

RIGHT NUMBER: 2-2182B

NAME AND ADDRESS: GINGERICH BROTHERS FARMING
HC 85 BOX 28
MOUNTAIN HOME ID 83647

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 3.760 CFS

Rights 02-2094A, 02-2094B, 02-2181, 02-2182A, 02-2182B, 02-2183, 02-2375A, 02-2375B, 02-10289 and 02-10291 when combined shall not exceed a total diversion rate of 19.83 cfs.

Rights 02-2181, 02-2094B, 02-2182B, 02-2183, 02-2284B, 02-2375B and 02-10291 when combined shall not exceed a total annual maximum diversion volume of 5260.0 af at the field headgate.

PRIORITY DATE: 01/04/1963

POINT OF DIVERSION:

T06S R06E S4 NENENW Lot 3 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	3.760 CFS

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R06E S03	NWSW	3.00	T06S R06E S03	SWSW	40.00
T06S R06E S03	SESW	25.00	T06S R06E S04	SENW	1.90
T06S R06E S04	NESW	40.00	T06S R06E S04	NWSW	34.00
T06S R06E S04	SWSW	40.00	T06S R06E S04	SESW	40.00
T06S R06E S04	NESE	16.00	T06S R06E S04	NWSE	29.00
T06S R06E S04	SWSE	40.00	T06S R06E S04	SESE	40.00
T06S R06E S05	SESW	0.70	T06S R06E S05	NESE	11.00
T06S R06E S05	SWSE	22.00	T06S R06E S05	SESE	40.00
T06S R06E S07	SENE	11.00	T06S R06E S08	NENE	40.00
T06S R06E S08	NWNE	40.00	T06S R06E S08	SWNE	40.00
T06S R06E S08	SENE	40.00	T06S R06E S08	NENW	31.00
T06S R06E S08	NWNW	4.20	T06S R06E S08	SWNW	37.00
T06S R06E S08	SENW	40.00	T06S R06E S08	NESW	40.00
T06S R06E S08	NWSW	39.00	T06S R06E S08	NESE	40.00
T06S R06E S08	NWSE	40.00	T06S R06E S09	NENE	39.00
T06S R06E S09	NWNE	40.00	T06S R06E S09	SWNE	40.00
T06S R06E S09	SENE	29.00	T06S R06E S09	NENW	40.00
T06S R06E S09	NWNW	40.00	T06S R06E S09	SWNW	40.00
T06S R06E S09	SENW	40.00	T06S R06E S09	NESW	40.00
T06S R06E S09	NWSW	40.00	T06S R06E S09	SWSW	40.00

T06S R06E S10 NENW 3.20 T06S R06E S10 NWNW 19.00

1315 ACRES TOTAL

This right is limited to the irrigation of 196 acres within the place of use described above in a single irrigation season.

Rights 02-2181, 02-2094B, 02-2182B, 02-2183, 02-2284B, 02-2375B and 02-10291 when combined shall not exceed the irrigation of 1315 acres.

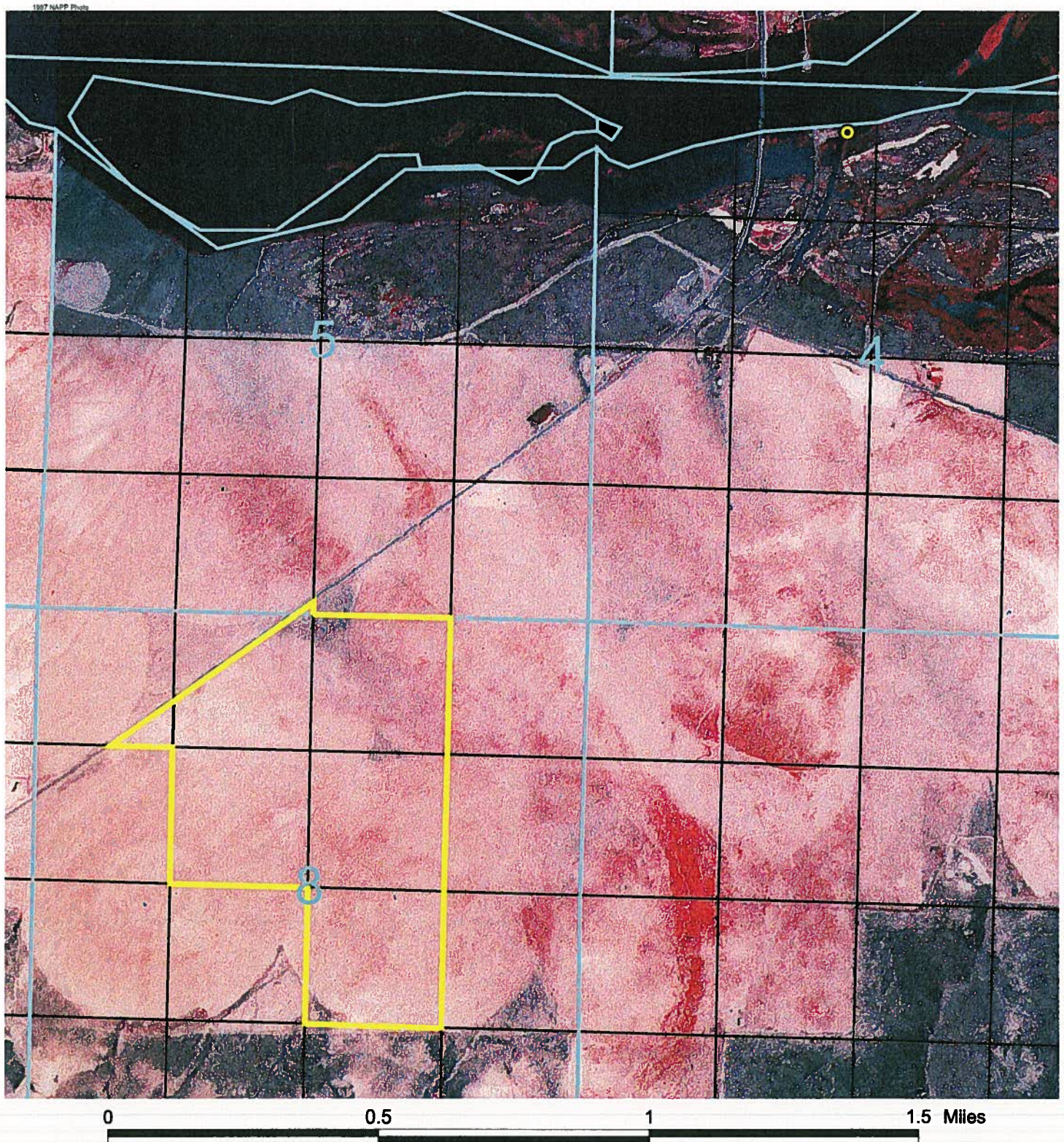
OTHER PROVISIONS NECESSARY FOR DEFINITION OR ADMINISTRATION OF THIS WATER RIGHT:

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

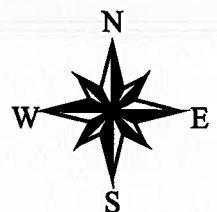
Rights 02-2094A, 02-2094B, 02-2181, 02-2182A, 02-2182B, 02-2183, 02-2375A, 02-2375B, 02-10289 and 02-10291 are diverted at the point of diversion described above.

Idaho Department of Water Resources



Claim Number: 02-2182B
Legal: T06S, R06E, S4, 5 & 8
Reviewed By: SJR 4/13/05

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



04/13/2005

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QUANTITY: 3.760 CFS

PRIORITY DATE: 01/04/1963

POINT OF DIVERSION:

T06S R06E S4 NENENW Lot 3 Within OWYHEE County

Rights 2-2094A, 2-2094B, 2-2181, 2-2182A, 2-2183, 2-2375A, 2-2375B, 2-7273B, 2-7273C and 2-7273D are also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE
IRRIGATION

PERIOD OF USE
03/01 11/15

QUANTITY
3.760 CFS

PLACE OF USE:

IRRIGATION Within OWYHEE County

T06S R06E S05	SESW	1.0	T06S R06E S08	NWNE	40.0
T06S R06E S08	SWNE	41.0	T06S R06E S08	NENW	29.0
T06S R06E S08	NWNW	3.0	T06S R06E S08	SENW	41.0
T06S R06E S08	NWSE	41.0			

196 ACRES TOTAL

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

This partial decree is subject to such general provisions necessary for the definition of the rights or for the efficient administration of the water rights as may be ultimately determined by the Court at a point in time no later than the entry of a final unified decree. Section 42-1412(6), Idaho Code.

EXPLANATORY MATERIAL: License

STATE OF IDAHO
License and Certificate of Water Right

Water License No. 30877 Amount 6.08 c.f.s.
Water District No. _____ Priority January 4, 1963

THIS IS TO CERTIFY that JULIA A. TINDLE - Assignee - WILLIAM RONALD ELLSWORTH
of Mountain Home, Idaho, made application for a permit to appropriate the
public waters of the State of Idaho, dated January 4, 1963; that Permit No. 30877
was issued under said application; that Certificate of Completion of Works, with a carrying capacity of
6.4 second feet, was issued thereunder on August 1, 1966, showing that said works
were completed on the 14th day of July, 1966; and that on the 2nd
day of September, 1966, WILLIAM RONALD ELLSWORTH

of Mountain Home, State of Idaho, made proof to the satisfaction of the
State Reclamation Engineer of Idaho, of the right to use the waters of the Snake River,
a tributary of Columbia River, for the purpose of irrigation,
under Use Permit No. 30877 of the Department of Reclamation, and that said right to the use
of said waters has been perfected in accordance with the laws of Idaho, and is hereby confirmed by the
State Reclamation Engineer of Idaho and entered of record in Volume 14 of Licenses at Page 8909,
on the 15th day of November, 1967.

The right hereby confirmed dates from January 4, 1963.
The Point of Diversion is located in Lot 3
in the NE 1/4 NW 1/4, Sec. 4, Twp. 6 S, Rge. 6 E, B.M., County of Owyhee.
That the amount of water to which such right is entitled and hereby confirmed, for the purposes
aforesaid, is limited to an amount actually needed and beneficially used for said purposes, and shall
not exceed 6.08 cubic feet per second.

Description and location of use:

Twp.	Range	Section	Forty-Acre Tract	No. Acres Described in Permit	No. Acres Actually Irrigated
6 S	6 E	5 8	S 1/2 SW 1/4	80	80
			W 1/2 NE 1/4	80	80
			NE 1/4 NW 1/4	40	38
			NW 1/4 NW 1/4	40	39
			SE 1/4 NW 1/4	40	40
			NW 1/4 SE 1/4	40	40
			Total number of acres to be irrigated:		317

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

WITNESS the seal and signature of the State Reclamation Engineer, affixed at Boise, Idaho, this
15th day of November, 1967.

s/ R. KEITH HIGGINSON
State Reclamation Engineer.

(SEAL)

93	1.74	✓	2-2094A
132	3.51	✓	B
875✓	5.3✓	13	8/30/55
5.6			2-2181
5.8	301✓	5.8	13✓ 1/4/63✓
131	2.32		2-2182A
196	3.76		B
317	6.08	13	1/4/63✓
6.06	315✓	6.06	13✓ 1/4/63
315-11/15	885	17.66	177✓ 3.54
			56✓ 3/4/64
315-11/15	845	17.66	169✓ 3.38
			56✓ 3/4/64
315-11/15	1270	17.66	192 3.84
			62 1.24
			254 5.08
			56 3/5/64
315-11/15	1420	17.66	284✓ 5.68
			56✓ 3/5/64
			80 1.60
			213 4.36
315-11/15	1465	27.01	293 5.86
			13 7/15/65
			2-2375A
			B
			2-7273A
			B
			C
			D
			79
			709
			12
			8.0
			11/3/78
			3 pods

2-2375 B/U report

450 hp HT1421128⁴

656E^{5A}
p23

200 hp 5532442⁴

350 hp 1-5V8166

200 hp 1408810

not to be included in 2181, 82, 83, 2094 (per 2-2183 expm. notes) ⇒ 23.24 gfs

27.01 gfs

(20 lines, 32/line, 55 psi)
18, 964 sq ft (30, 60 lines)

use $90 \times 30 \times 4.22 / 450 = 27.01$

4.22 gpm @ 50 psi

off pumps
pumps
pumps

2-2181, 2-2182, 2-2183, 2-2094, 2-2375
A, B A, B A, B

2-7273 A, C, D same MOD

2-2285 expm (6/7/74)

2 x 550 hp

2 x pumps

3rd pump not operating

7

55 lines x 33 heads/line x 4.38 gpm/head (at 60 psi) = 17.66 gfs

2 x 20' mainlines

3rd pump indicates 700 hp, pumps?

2-2281, 2-2282, 2-2284, 2-2285

A, B A, B

L3 Σ 2094 - 5.3

2181 - 5.8

2182 - 6.08

2183 - 6.06

23.24

2-2284 expm (6/22/74) indicates 3rd approx 350 hp

56 Σ

2281 - 3.54

2282 - 3.38

2284 - 5.08

2285 - 5.68

17.68

L3 200 hp ⇒ 27.01 - 23.24 = 3.77 gfs

? remaining capacity 56 350 hp ⇒ $\frac{17.66 \text{ gfs}}{1100 \text{ hp}} \times 350 \text{ hp} = 5.62 \text{ gfs}$

8-7873 preliminary exam (7/1/85)

canal site 54 L3 (656E)

3 x 200 hp

5K6278XH1A

1408810

5532442

— this exam Σ 1200 (w/ 200 off for earlier)

these check w/ 2-2375, others different

site #2 55 L4

400 DLJ430024

400 DLJ430023

350 T520804

350 D-7011435

125 C-9982-00-483

Σ 1675 hp

?? same as 2-2385 site (56 L1, ? 1450 hp) ??

map in 8-7873 claim file indicates

3 x 200 @ canal = 600

2 x 400, 2 x 350, 125 @ 55 L4 = 1675

Σ 2325

Σ 2300

canal (450, 200, 350, 300) = 1200

56 L1 (350, 350) = 1100

avl remaining capacity

$$(9.39 \times \frac{2225}{2300}) = 9.08$$

claim for 8

avl remaining capacity

$$= 7.39$$

Canal site CG5 CGE 54 L3

claims	2-2074 B - 8/30/55	licenses	2-2074 (5.3)
	2-2181 - 1/4/63		2-2181 (5.3)
	2-2182 B - 1/4/63		2-2182 (6.08)
	2-2183 - 1/4/63		2-2183 (6.06)
	2-2254 B - 3/5/64 moved upstream		
	2-2375 B - 7/5/64		2-2375 (5.86)
	2-7273 B - 11/3/78		2-7273 (permit)?
	$\Sigma \dot{m} = 24.63 + ?$		$\Sigma \dot{m} = 39.1 + ?$

West site CG5 CGE 56 L1

	2-2074 A moved downstream		
	2-2182 A moved downstream		
	2-2281 - 3/4/64	licenses	2-2281 (3.54)
	2-2282 - 3/4/64		2-2282 (3.38)
claims	2-2284 A		2-2284 (5.08)
	2-2285 - 3/5/64		2-2285 (5.68)
	2-2375 A moved downstream		
	2-7273 C		2-7273 (permit)?
	2-7273 D		
	$\Sigma \dot{m} = 22.15 + ?$		$\Sigma \dot{m} = 17.68 + ?$

11/3/78 1625 hp west site, 1400 hp canal
 - 2-7273 permit application

7/1/85 1625 hp @ west site, 600 hp @ canal (20, 3 pumps match "old")
 - 2-7273 preliminary exam

1/et $\Delta = 4.47$ cfs canal to west
 - not counting distribution of 7273

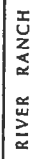
2/10/89 Fingerick purchase from River Ranch Farms 5, 3, 4, 5, 7, 8, 9, 10 (portions)

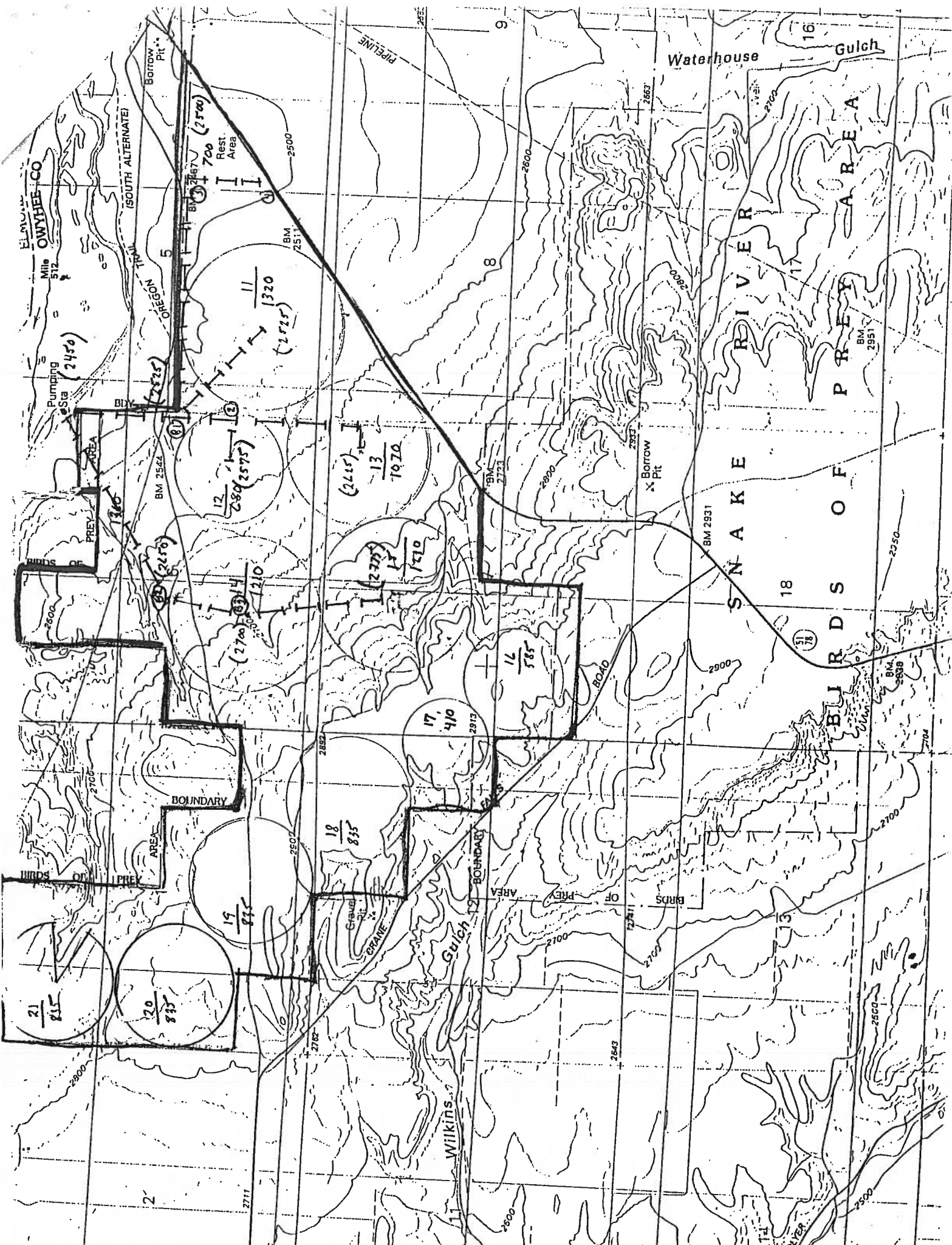
12/21/88 SRBA claim - 3 x pumps Σ 600 hp

- 2-2183 claim file

3/14/96 Meyers purchase from River Ranch Farms

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ELMORE
OWYHEE CO

Mile
512

Pumping
Sta (2450)

OREGON TRAIL
(SOUTH ALTERNATE)

Borrow Pit

Rest Area

PREY AREA

BOUNDARY

PREY AREA

Wilkins Gulch

Waterhouse

Snake River

Gulch

BIRDS OF PREY AREA

21
815

20
815

19
815

18
835

17
410

16
585

15
1710

14
1210

13
1070

12
289 (2575)

11
1320 (2125)

10
700 (2500)

9
2500

8
2600

7
2600

6
2600

5
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4
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3
2600

2
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IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: 02-02182B Date: 9-4-02

	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	6E	5												1					1
GIS															1.3					1.3
Claim			8		40	40		30	5		40						40			195
GIS					41	41		41	7.7		41						41			212.7
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 196

Overlapping POU Claim #'s:

02-02184A 02-07273C

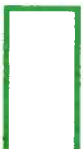
Total GIS Acres: 214

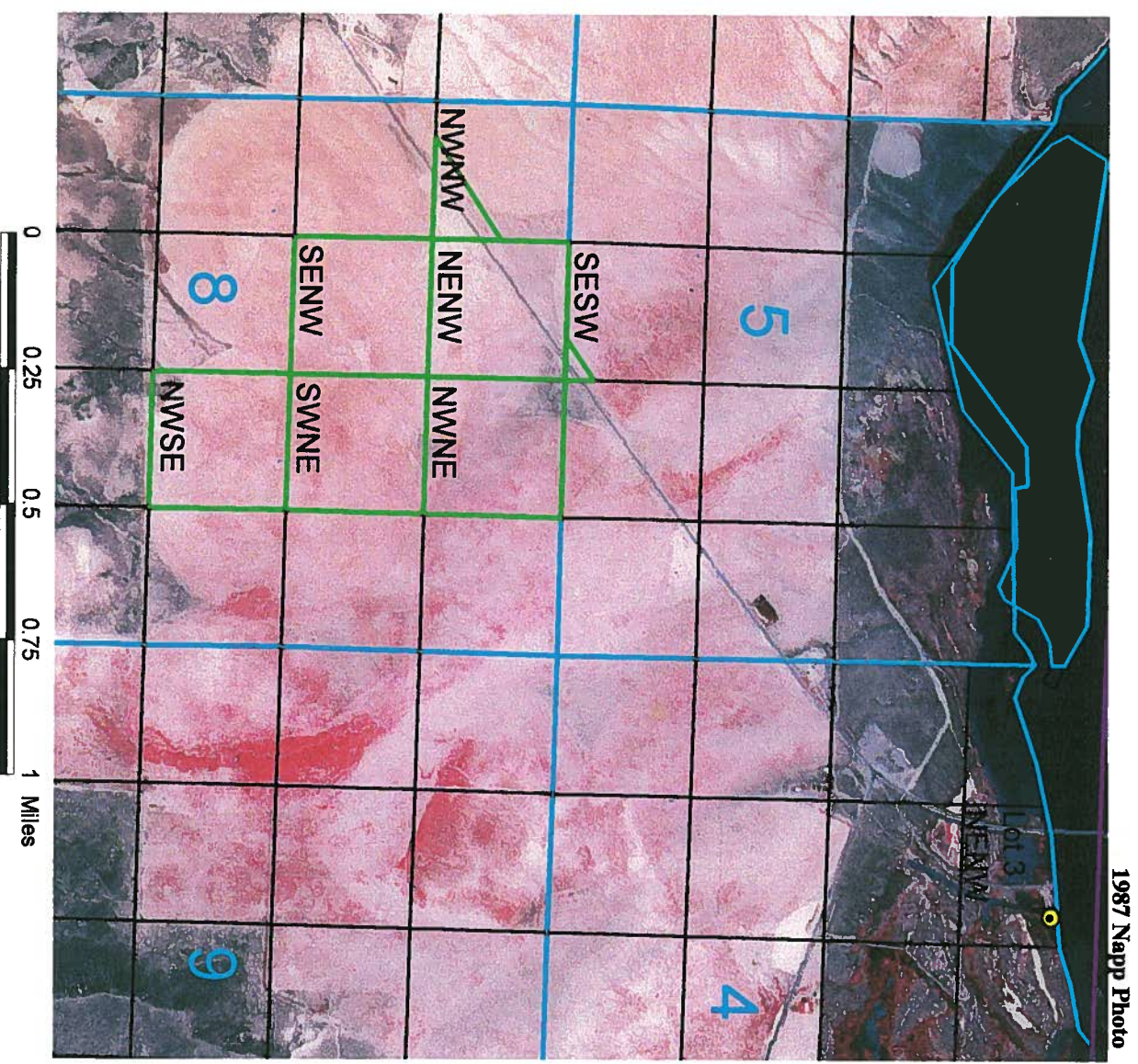
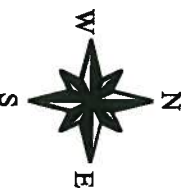
COMMENTS:

POU digitized. Claimants ownership in PO's claimed. Could not determine claimed acres within ownership and irrigated acres.

Idaho Department of Water Resources

Claim Number: 02-02182B
Legal: T06S, R06E, S05, 08
Reviewed By:

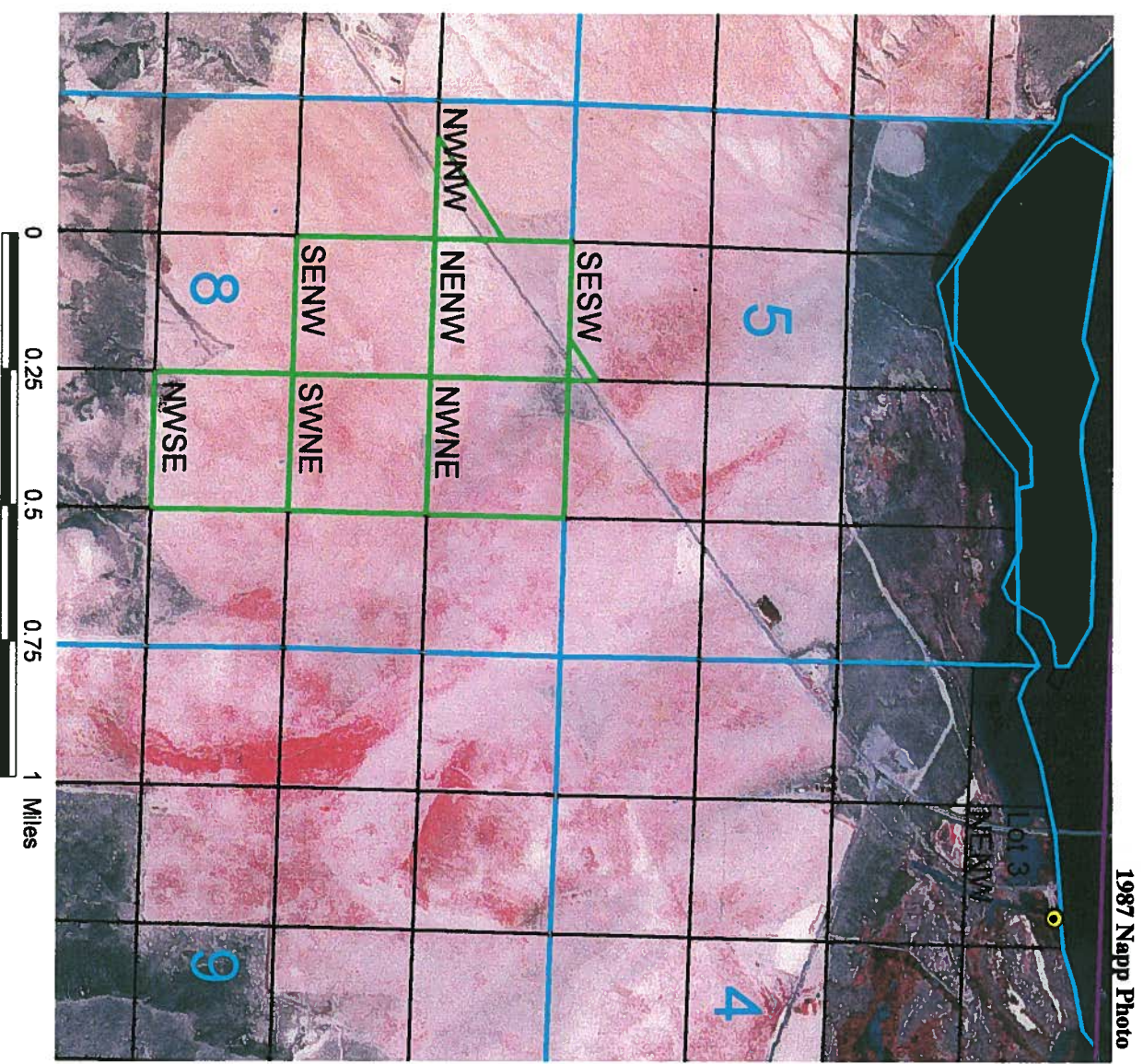
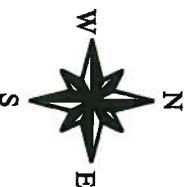
-  Point of Diversion
-  Place of Use
-  Section Lines
-  Quarter Quarter Lines
-  Township/Range Lines



Idaho Department of Water Resources

Claim Number: 02-02182B
Legal: T06S, R06E, S05, 08
Reviewed By:

- Point of Diversion
- Place of Use
- Section Lines
- Quarter Quarter Lines
- Township/Range 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: A02-02182B

Date Received: 5/18/1989

Receipt No: X777777

Received By: EW 8/12/91

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: GINGERICH BROTHERS FARMING 208-845-2868
Address: HC 85, BOX 28
MOUNTAIN HOME, ID 83647

2. Date of Priority: JAN 4, 1963

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	06E	4	NE	NW		3	OWYHEE

5. Description of diverting works:
THREE PUMPS TALLING 600 HORSEPOWER W/MAINLINE PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.760		

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

8. Total consumptive use is 807.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	5	SE	SW		IRR	1.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	1.0
		8	NW	NE	IRR	40.0
			SW	NE	IRR	40.0
			NE	NW	IRR	30.0
			NW	NW	IRR	5.0
			SE	NW	IRR	40.0
			NW	SE	IRR	40.0
					Section Acres	195.0
					Total Acres	196.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

OTHER WATER RIGHTS USED: 02-02094, 02-02183, 02-02182, 02-2375, 02-2281, 02-2284, 02-2285, 02-2181, 02-7273.

THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A02-02182, FEE PAID UNDER RECEIPT NO. W002036.

15. Basis of Claim: LICENSE

Water Right Number: 30877

16. Signature(s)

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

Number of attachments: _____

For Organizations:

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

Signature of Authorized Agent

Title and Organization

Date

State of Idaho)
County of _____) SS.

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

Notary Public

Seal

Residing at _____

My Commission Expires _____

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02182B
Date Received: 5/18/1989
Receipt No: W002881
Received By: _____

MAR 09 1990

Department of Water Resources
Western Regional Office

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: GINGERICH BROTHERS FARMING 208-845-2868
Address: HC 85, BOX 28
MOUNTAIN HOME, ID 83647

2. Date of Priority: JAN 04, 1963

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	06E	4	NE NW	3	OWYHEE

5. Description of diverting works:
THREE PUMPS TOTTALLING 600 HORSEPOWER W/MAINLINE PIPE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	11/15	3.760		

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

8. Total consumptive use is 807.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
06S	06E	5	SE SW		IRR	1.0
Section Acres						1.0

A02-02182B

Page 1

Date: 12/20/89

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
06S	06E	8	NW	NE		IRR	40.0
			SW	NE		IRR	40.0
			NE	NW		IRR	30.0
			NW	NW		IRR	5.0
			SE	NW		IRR	40.0
			NW	SE		IRR	40.0

Section Acres 195.0

Total Acres 196.0

11. Place of use in counties: OWYHEE

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

13. Other Water Rights Used:
SEE REMARKS

14. Remarks:

OTHER WATER RIGHTS USED: 02-02094, 02-02183, 02-02182, 02-2375, 02-2281, 02-2284, 02-2285, 02-2181, 02-7273.

THIS WATER RIGHT HAS BEEN SPLIT. A02-02182A GOES TO RIVER RANCH FARMS FOR 2.32 CFS.

CLAIMANT IS SUBMITTING PROOF OF OWNERSHIP.

15. Basis of Claim: LICENSE
Water Right Number: 30877

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 _____ a Partner _____ of _____ Title _____ of _____ Organization _____, that I have signed the foregoing document in the space below as _____ a Partner _____ of _____ Title _____ of _____ Organization _____ and that the statements contained in the foregoing document are true and correct.

Rudy Gingrich Partner
Signature of Authorized Agent

Gingrich Bros. Farming
Title and Organization

Date

State of Idaho)
County of Oneida) SS.

Subscribed and sworn (or affirmed) before me this 5th day
of March 19 90

Stanley R. Smith
Notary Public

Seal

Residing at Wido

My Commission Expires 7-10-93