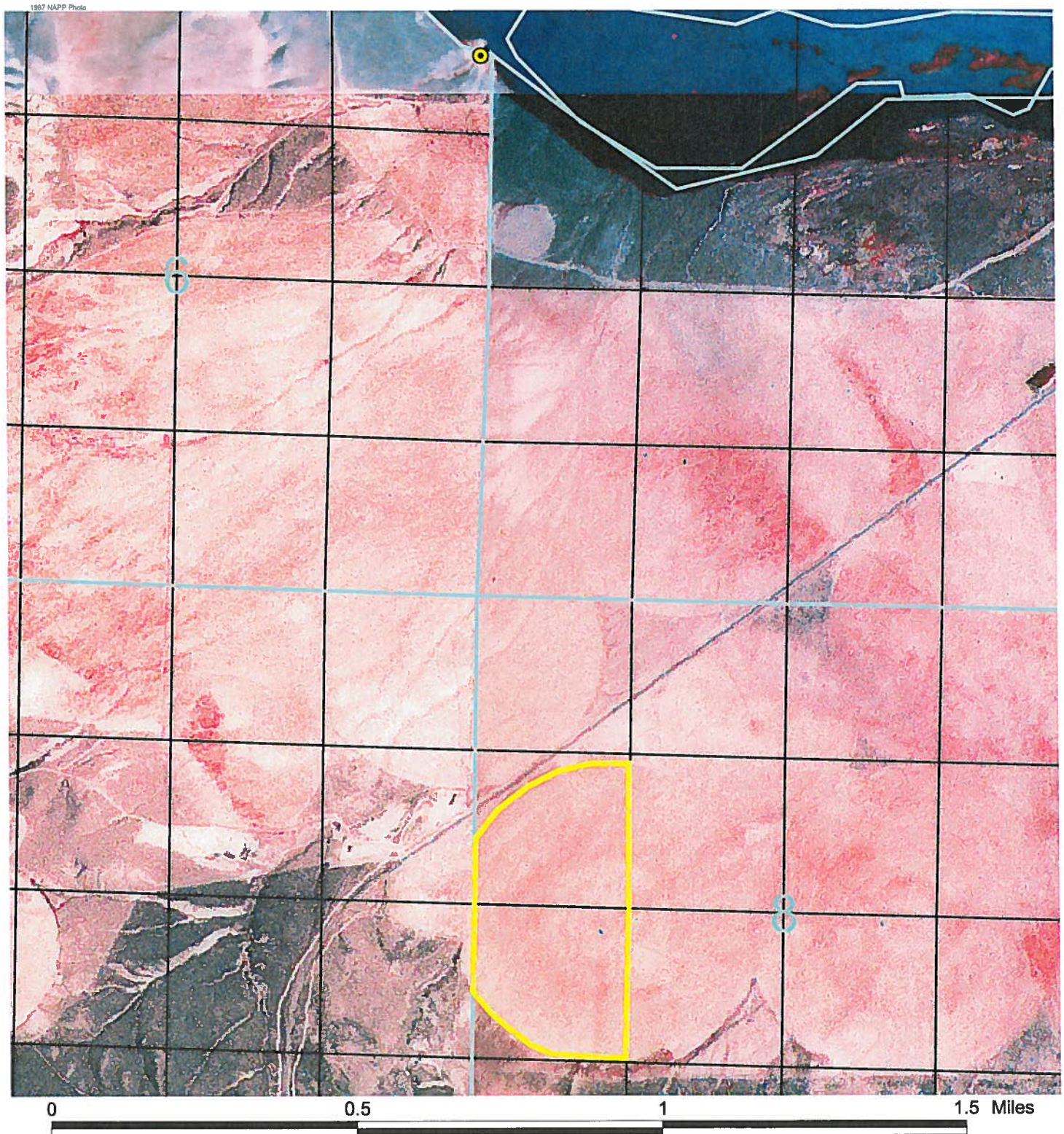
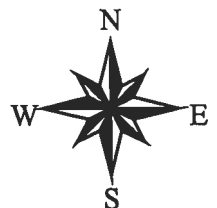


Idaho Department of Water Resources



Claim Number: 02-2284B
Legal: T06S, R06E, S6 & 8
Reviewed By: SJR 4/14/05

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



04/14/2005

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

RIGHT NUMBER: 2-2284B
NAME AND ADDRESS: GINGERICH BROTHERS FARMING
HC 85 BOX 28
MOUNTAIN HOME ID 83647
SOURCE: SNAKE RIVER TRIBUTARY: COLUMBIA RIVER
QUANTITY: 1.240 CFS
310.000 AFY
PRIORITY DATE: 03/05/1964
POINT OF DIVERSION:
T06S R06E S6 NENE Lot 1 Within OWYHEE County
Rights 2-2281, 2-2282, 2-2284A, 2-2285, 2-7273B, 2-7273C and 2-7273D are also
diverted through the point of diversion described above

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.240 CFS 310.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

PLACE OF USE: IRRIGATION Within OWYHEE County

T06S R06E S08	SWNW	33.0	T06S R06E S08	NWSW	36.0
---------------	------	------	---------------	------	------

69 ACRES TOTAL

This right is limited to the irrigation of 62 acres within the place of use described above 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: License

State of Idaho
Department of Water Administration

WATER RIGHT LICENSE

License of Water Right No. 31757/02-2284 Priority March 5, 1964 Amount 5.08 cfs

THIS IS TO CERTIFY, that LARRY J. DURK
of Emmett, Idaho, has complied with the terms and conditions of Permit
No. 31757/02-2284 issued pursuant to Application for Permit dated March 5, 1964,
and has submitted proof to the Department of Water Administration on March 4, 1974,
that he has applied water to a beneficial use; an examination by the Department indicates that the works have a
capacity for the diversion of 17.66 cfs of water from the Snake River,
tributary to the Columbia River, and that the permit holder has applied to a beneficial use &
established a right to use water as follows:

Beneficial Use	Period of Use	Rate of Diversion	Annual Volume
<u>Irrigation</u>	from <u>March 15</u> to <u>Nov. 15</u>	at <u>5.08</u> cfs and	<u>1,270 acre feet or</u> <u>5.0 af per acre</u>
	from _____ to _____	at _____ cfs and	
	from _____ to _____	at _____ cfs and	

(both dates inclusive)

Subject, however, to the condition that no more than 5.08 cfs of water be diverted at any one time, and
that the amount of water so diverted and to which such right is entitled and confirmed is for the purpose
aforementioned and is limited to the amount which can actually be beneficially used and shall not exceed
1,270 acre feet per year, said waters to be diverted within the NE $\frac{1}{4}$ NE $\frac{1}{4}$ of Sec. 6,
Twp. 6 S, Rge. 6 E, B.M. in the County of Owyhee

Description and location of place of use:

Twp.	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 $\frac{1}{4}$	
6S	6E	6												40					40
		7	40	38	19	21	34												152
		8						34			28								62

Total number of acres irrigated 254

NOTE: Modifications to or variance from this license must be made within the limits of Section 42-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

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

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 12 day of
August, 19 74.

Director

02-225

93	1.77	✓	2-2094A
132	3.51	✓	B
275 ✓	5.3 ✓	13 3/30/65	2-2181
5.8	301 ✓	5.8 13 ✓	1/4/63 ✓
171	2.32		2-2182A
196	3.76		B
6.08	317	6.08 13	1/4/63 ✓
6.06	315 ✓	6.06 13 ✓	1/4 63
3/15-11/15	885	17.66	177 ✓
3/15-11/15	845	17.66	169 ✓
3/15-11/15	1270	17.66	192
			62
			254
3/15-11/15	1420	17.66	284 ✓
			80
			413
			293
3/15-11/15	1465	27.01	
			65
			580
			10
			655
			79
			7.09
			.12
			8.0
			11/3/78
			3 p5D's
			2-2231
			2-2232
			2-2234A
			B
			2-2235
			2-2375A
			B
			2-7273A
			B
			C
			D

2-2375 B/U report

420 hp. H-11481128 } 2-2133 has 500 hp (556/478) not to be included in 2131, 23, 2094 (per 2-2133 exam notes) $\Rightarrow$ 23.24 cfu

556/478
23

200 hp 5532442 # 27.01 cfu

350 hp 1-5V8166 (20 lines, 32 lines, 55 psi)
(18, 264, 1104 (30, 60 lines))

200 hp 1408810

less 70 x 33 x 4.23 / 450 = 27.01

4.23 gpm @ 50 psi

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

2-2273 A, C, D same 700

2-2285 exam (6/17/74)

2 x 550 hp

2 x pumps

3rd pump not operating

- 2-2281, 2-2282, 2-2284, 2-2285
A, B A, B

55 lines x 33 seconds/line x 4.33 gpm/line (60 psi) = 17.66 cfu

Will report indicates 700 hp pumps?

L3 Σ 2094 - 5.3
2131 - 5.3
2132 - 6.08
2183 - 6.06
23.24

2-2284 exam (6/28/74) indicates 3rd approx 350 hp

56 Σ 2281 - 3.54
2282 - 3.38
2284 - 5.08
2285 - 5.68
17.68

L3 300 hp $\Rightarrow$ 27.01 - 23.24 = 3.77 cfu

? remaining capacity 56 350 hp $\Rightarrow$ $\frac{17.66 \text{ cfu}}{1100 \text{ hp}} \times \frac{x}{350 \text{ hp}} = 5.62 \text{ cfu}$

2-7273 preliminary exam (7/1/85)

canal site 54 L3 (656E)

3x 200 hp 5K6278XH1A

1402310

5532442

these check w/ 2-2375, others different

— this system $\Sigma 1200$ (w/ 200 hp for service)

site #2 55 L4

400 DLT430024

400 DLT430023

350 T520804

350 D-7011435

125 C-9982-00-483

$\Sigma 1675$ hp

?? same as 2-2285 site (56 L1, ? 1450 hp) ??

maps on 2-7273 claim file indicated

3x 200 @ canal = 600

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

$\Sigma 2225$

$\Sigma 2500$

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

56 L1 (350, 350) = 1100

ex. remaining capacity

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

claim for 8

canal remaining capacity

$$= 7.34$$

Canal w/te CG5 CGE 54 L3

claims -	2-2074 B - 8/30/65	2-2074 (5.3)
	2-2181 - 1/4/63	2-2181 (5.9)
	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	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 (2 of 3 pumps match "old")
- 2-7273 preliminary exam

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

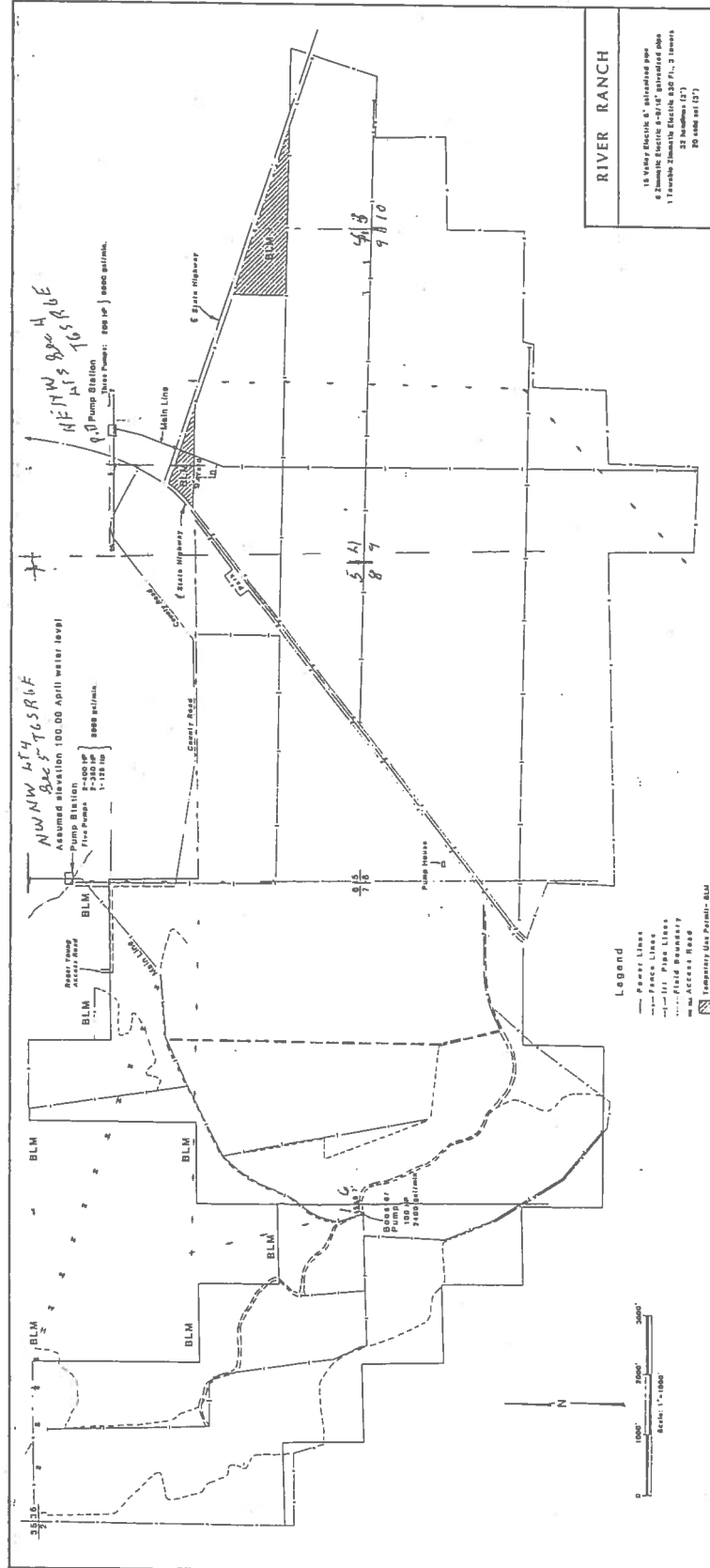
2/10/89 Gingerich purchase from River Ranch Farms 5,3,4,5,7,8,9,0 (portions)

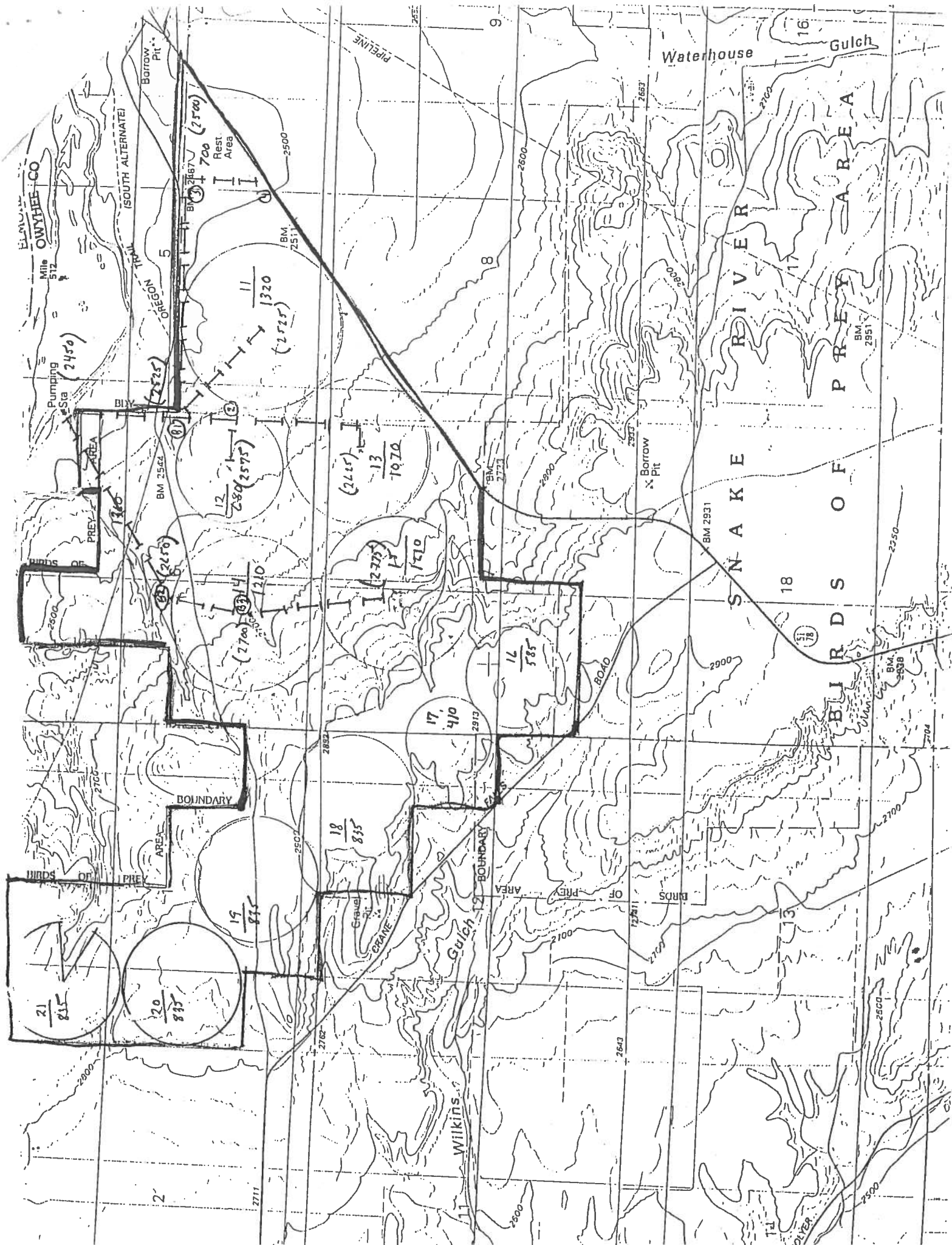
12/21/88 SRBA claim - 3 x pumps Σ 600 hp

- 2-2183 claim file

3/14/96 Meyers purchase from River Ranch Farms

DEMILITARIAN
APR 21 1964





02/03/2006

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

RIGHT NUMBER: 2-2284B

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

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 1.240 CFS
310.000 AFY

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.

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.

PRIORITY DATE: 03/05/1964

POINT OF DIVERSION:

T06S R06E S6 NENE Lot 1 Within OWYHEE County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/15 11/15	1.240 CFS 310.00 AFY

The use of water for irrigation under this right may begin as early as March 1 provided other elements of the right are not exceeded. The use of water before March 15 under this remark is subordinate to all water rights having no subordinated early irrigation use and a priority date earlier than the date a partial decree is entered for this right.

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	SENE	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 62 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.

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: _____ Date: _____

	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	605	6E	8							34			28							
GIS										41			41							
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's _____

Total Claimed Acres: _____

Overlapping FOU Claim #'s:

Total GIS Acres: _____

62 7

COMMENTS:

Per claim map in original water rights file.

Idaho Department of Water Resources

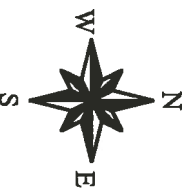
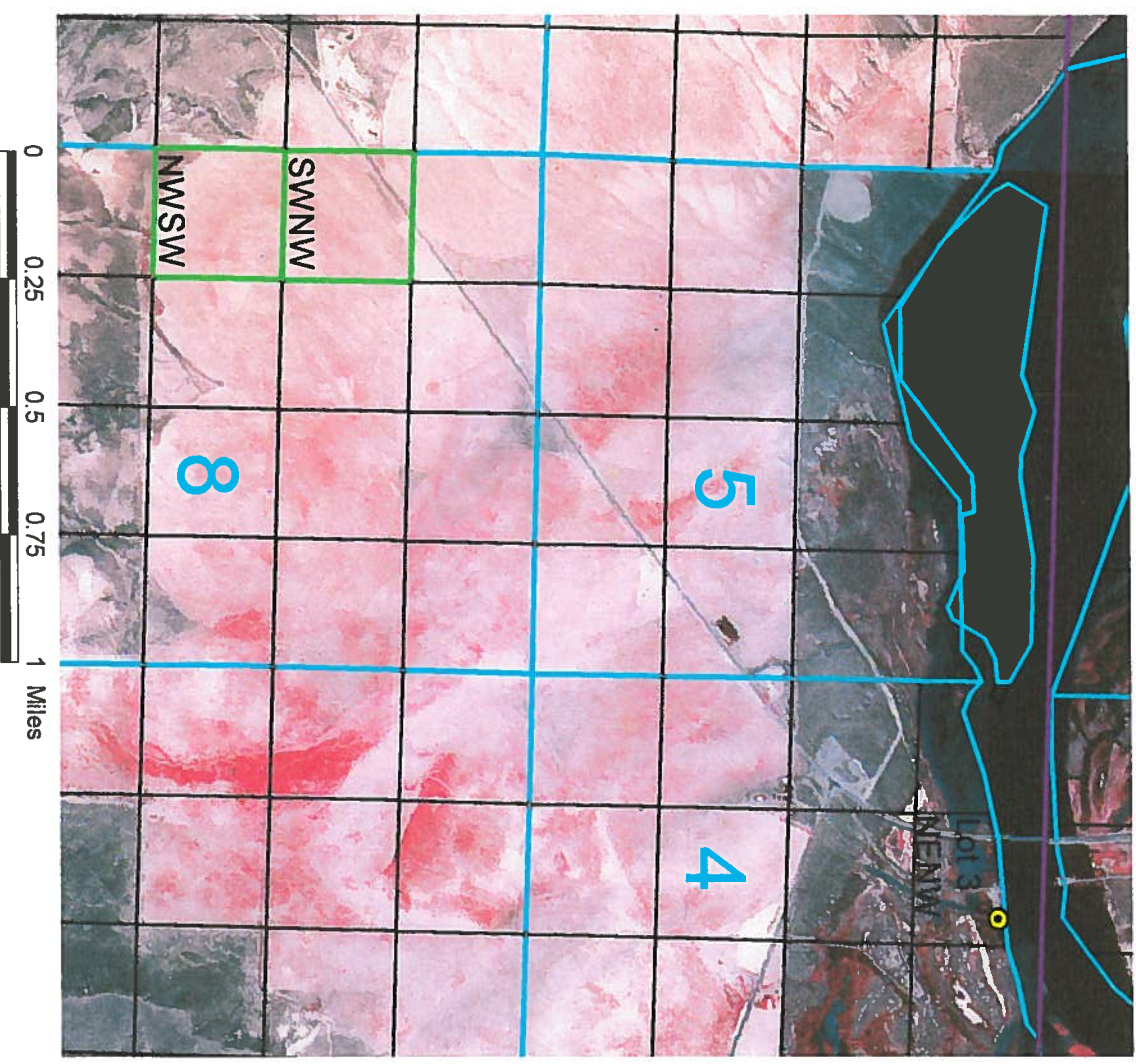
Claim Number: 02-02284B

Legal: T06S, R06E, S08

Reviewed By:

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

1987 Napp Photo



Idaho Department of Water Resources

Claim Number: 02-02284B

Legal: T06S, R06E, S08

Reviewed By:

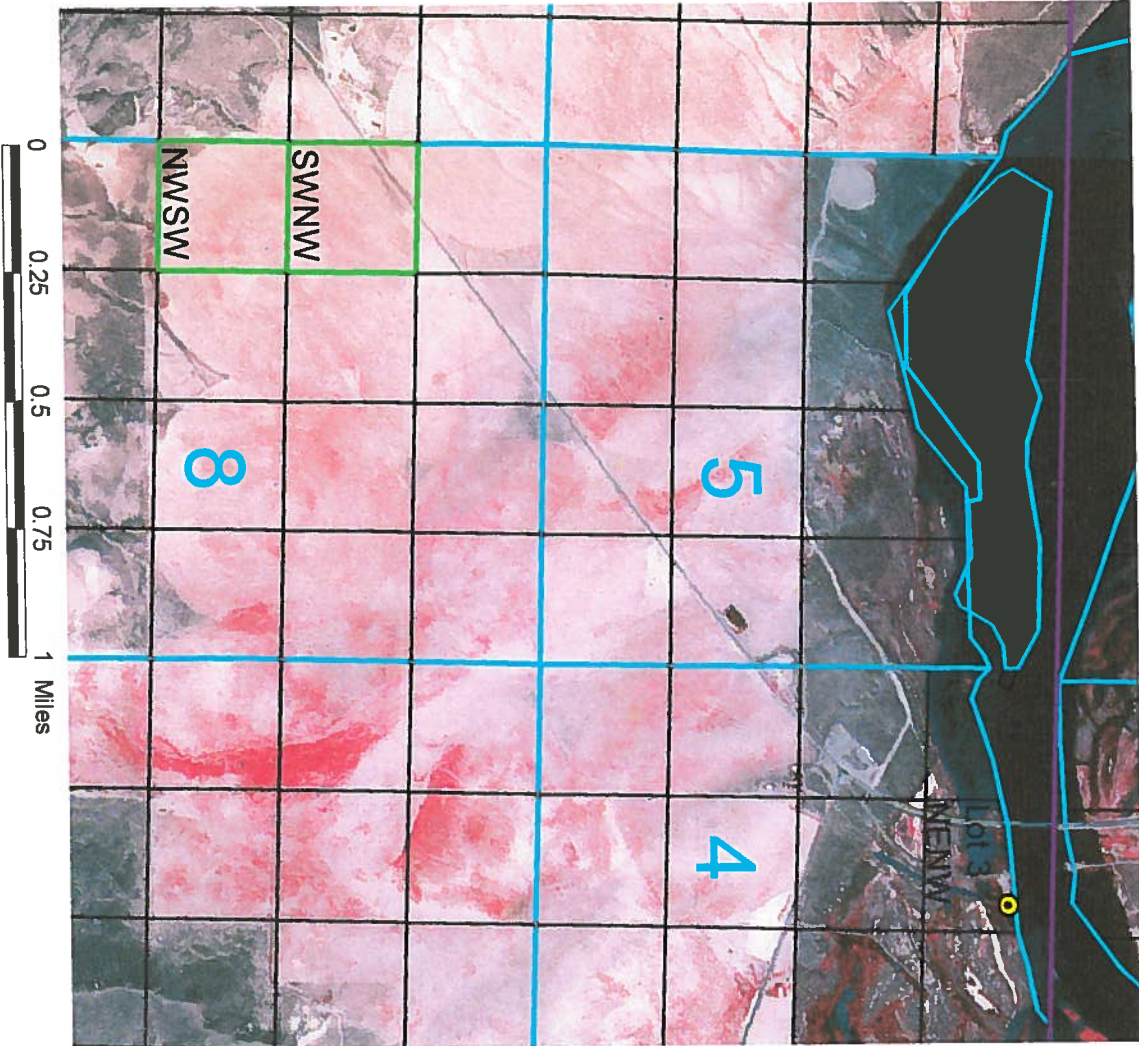
● Point of Diversion

□ 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: A02-02284B

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: MAR 5, 1964

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	NE	NW	3	OWYHEE

5. Description of diverting works:
PUMPS 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	1.240		

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

8. Total consumptive use is 217.0 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	8	SW	NW		IRR	34.0
			NW	SW		IRR	28.0

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	62.0
					Total Acres	62.0

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: 02-2094, 02-2183, 02-2182, 02-2375, 02-2281, 02-2285, 02-2282, 02-2181, 02-7273.

PLEASE NOTE ORIGINAL WATER LICENSE SHOWED POINT OF DIVERSION TO BE THE NE 1/4 OF NE 1/4 OF SEC. 6, TWP. 6S, RGE. 6E, B.M. WE BELIEVE THE ADDITION OF GOVT. LOT 4 IN SEC. 5, TWP. 6S, RGE. 6E TO BE A MORE ACCURATE DESCRIPTION OF THE POINT OF DIVERSION.

ADDENDUM TO ABOVE: DELETED DIVERSION IN SECTION 5, LOT 4 AS SURVEY MAP SHOWS ACTUAL POINT TO BE IN SECTION 6, LOT 1. THIS CLAIM IS A RESULT OF A CHANGE IN OWNERSHIP FOR A PORTION OF CLAIM NO. A02-02284, FEE PAID UNDER RECEIPT NO. W002036. KW NO ADDITIONAL FEE

CHARGED AS SPLIT TOOK PLACE AFTER ADJUDICATION CLAIM FILED.

ALSO CHANGED LOCATION OF THE POINT OF DIVERSION. THIS DIVERSION HAS BEEN IN USE FOR SOME OF THE LANDS OWNED BY RIVER RANCH SINCE INITIATION OF LICENSE.

2/22/90-AMENDED DESCRIPTION OF DIVERTING WORKS.

15. Basis of Claim: LICENSE

Water Right Number: 31757

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
Organization
document in the space below as _____ of
_____ Title
_____ and that the statements contained in the
Organization
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.

RECEIVED

MAR 09 1990

CIVIL CASE NUMBER: 39576

Ident. Number: A02-02284B
Date Received: 5/18/1989
Receipt No: W002881
Received By: LW

Department of Water Resources
Western Regional Office

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: MAR 05, 1964

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	06E	4	NE	NW		3	OWYHEE

5. Description of diverting works:
PUMPS 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	1.240		

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

8. Total consumptive use is 217.0 Acre Feet Per Annum.

9. Non-irrigation uses:
N/A

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
06S	06E	8	SW	NW		IRR	34.0
			NW	SW		IRR	28.0

Section Acres 62.0

A02-02284B

Page 1

Date: 02/22/90

MICROFILMED

AUG 07 1992

10. Place of Use: Continued

Total Acres 62.0

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: 02-2094, 02-2183, 02-2182, 02-2375,
02-2281, 02-2285, 02-2282, 02-2181, 02-7273.

PLEASE NOTE ORIGINAL WATER LICENSE SHOWED POINT OF DIVERSION TO
BE THE NE 1/4 OF NE 1/4 OF SEC. 6, TWP. 6S, RGE. 6E, B.M. WE
BELIEVE THE ADDITION OF GOVT. LOT 4 IN SEC. 5, TWP. 6S, RGE. 6E
TO BE A MORE ACCURATE DESCRIPTION OF THE POINT OF DIVERSION.

ADDENDUM TO ABOVE: DELETED DIVERSION IN SECTION 5, LOT 4 AS
SURVEY MAP SHOWS ACTUAL POINT TO BE IN SECTION 6, LOT 1.

SPLIT WATER RIGHT. A02-02284A GOES TO RIVER RANCH FARMS FOR
3.84 CFS.

NO ADDITIONAL FEE

CHARGED AS SPLIT TOOK PLACE AFTER ADJUDICATION CLAIM FILED.

ALSO CHANGED LOCATION OF THE POINT OF DIVERSION. THIS
DIVERSION HAS BEEN IN USE FOR SOME OF THE LANDS OWNED BY RIVER
RANCH SINCE INITIATION OF LICENSE.

2/22/90-AMENDED DESCRIPTION OF DIVERTING WORKS.

15. Basis of Claim: LICENSE
Water Right Number: 31757

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

Rudy Gimeil Partner
Signature of Authorized Agent
Gimeil Bros Farming
Title and Organization

Date

State of Idaho)
County of Owyhee) SS.

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

Stanley Smith
Notary Public

Seal

Residing at Weldon

My Commission Expires 7-10-93