

Dept. of Water Resources
Adjudication Bureau
P. O. Box 83720
Boise, ID 83720-0098

ADDRESS SERVICE
REQUESTED

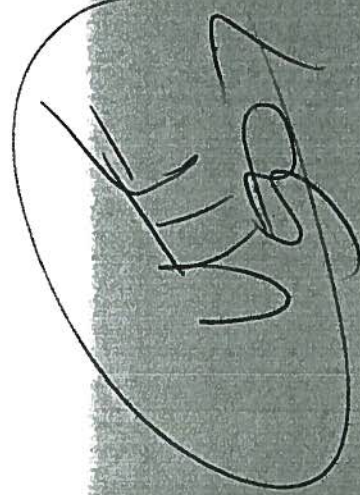
RECEIVED
NOV 29 2005
DEPARTMENT OF
WATER RESOURCES

02-7065C
02-7065D
Preliminary
Report

UNDELIVERABLE AS
ADDRESSED-
NO FORWARDING
ORDER ON FILE



ENVIRONMENTAL SERVICES OF
IDAHO
2710 S. WILSON RD ST 100
BOISE ID 83705-6100



not @ this address

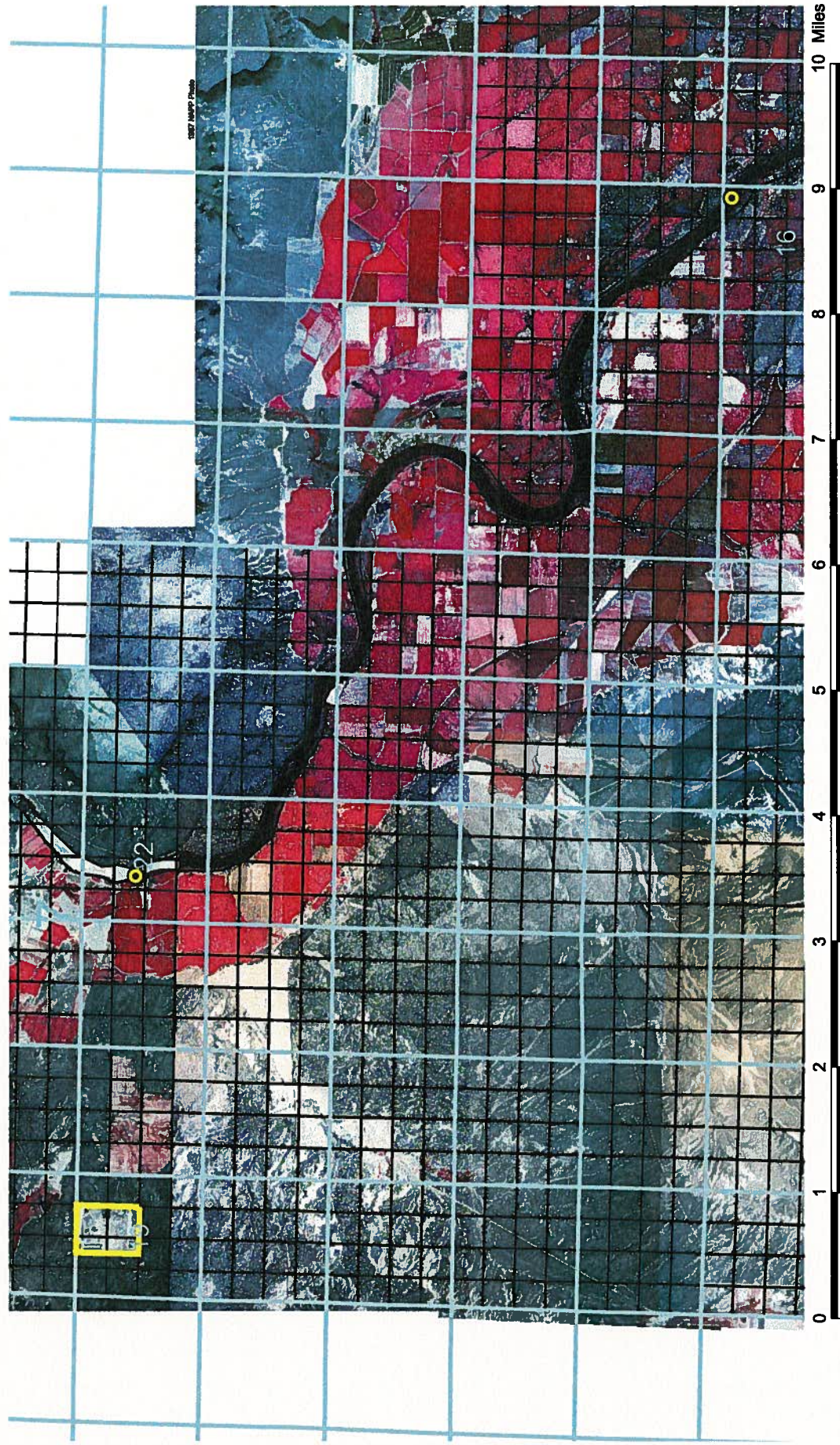


FIRST CLASS

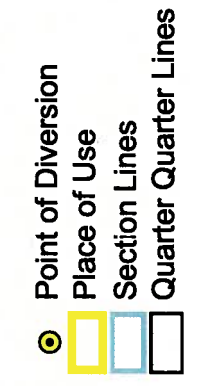


02 1A \$ 00.83
0004310839 NOV 18 2005
MAILED FROM ZIP CODE 83702

Idaho Department of Water Resources



Claim Number: 02-07065D
T04S R02E, S19 & 22
T05S, R03E, S16
Created: SJR 3/7/05



03/07/2005

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

RIGHT NUMBER: 2-7065D

NAME AND ADDRESS: US ECOLOGY IDAHO INC
300 E MALLARD STE 300
BOISE ID 83706

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 0.310 CFS
130.500 AFY

PRIORITY DATE: 05/14/1970

POINT OF DIVERSION:

T04S R02E S22 SENW Lot 3 Within OWYHEE County

T05S R03E S16 NENE Lot 2 Within OWYHEE County

Rights 2-7065A and 2-7065C are also diverted through the point of diversion described above.

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

INDUSTRIAL

01/01 12/31

0.310 CFS
130.50 AFY

PLACE OF USE: INDUSTRIAL Within OWYHEE County

T04S R02E S19

NWNE

T04S R02E S19

SWNE

T04S R02E S19

NENW

T04S R02E S19

SENW

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

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

EXPLANATORY MATERIAL: License

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

TRANSFER OF WATER RIGHT

TRANSFER NO. 4106
WATER RIGHT NO. 02-07065D

This is to certify that: **ENVIROSAFE SERVICES OF IDAHO INC**
2710 SUNRISE RIM RD
BOISE ID 837156217

has requested a change to the above captioned water rights. 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>
INDUSTRIAL	01/01 to 12/31	0.31 CFS	130.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER	COLUMBIA RIVER

Priority: 05/14/1970

LOCATION OF POINT(S) OF DIVERSION:

Lot 3(SENW), Sec. 22, Township 04S, Range 02E
Lot 2(NENE), Sec. 16, Township 05S, Range 03E
OWYHEE County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

04S 02E 19	NWNE	SWNE	NENW
	SENE		

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. 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.
4. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

RECEIVED

MAY 18 1993

TRANSFER NO. 4106
WATER RIGHT NO. 02-07065D

CONDITIONS/REMARKS:

6. Industrial use is for diversion of water by tanker trucks to be used in processing at a disposal facility.

Dated this 27th day of April, 1993

J. Glen Saxton
Chief, Water Alloc. Bureau

MICROFILMED

MAY 18 1993

APPLICATION FOR TRANSFER OF WATER RIGHT 02-07065 **PART 3**

B.3. Changes in Nature of Use.

Chart

4049 AF = 4.60 AF/acre allowed by License 02-07065
 880 acres

Assume consumptive use in pending transfer application = 90.8 AF
 No. of acres required to account for 90.8 AF consumptive use: from Allen and Brockway:
 3.13 AF/acre is IR for alfalfa at Grandview Station.

90.8 AF = 29 acres
 3.13 AF/acre

"D"

"C"

	Entire Right	Envirosafe portion before transfer	Envirosafe after transfer	Irrigation after transfer
Rate of Flow	9.6 cfs	5.02 cfs	✓ 0.31 cfs	4.71 cfs
Consumptive Volume	3.13 AF/acre (880 acres) = 2754.4 AF	3.13 AF/acre (460 acres) = 1439.8 AF	90.8 AF	3.13 AF/acre (431 acres) = 1349 AF
Diversion Volume	4049 AF	4.60 AF/acre (460 acres) = ✓ 2116 AF	4.6 AF/acre (29 acres) = <u>133.4 AF</u>	4.6 AF/acre (431 acres) = <u>1982.6 AF</u>

$$(.31 \frac{ft^3}{s}) \times (60 \frac{min}{hr}) \times (60 \frac{min}{hr}) \times (12 \frac{hr}{day}) \times (365 \frac{day}{yr}) \times (\frac{98}{13360 ft^3})$$

$$\Rightarrow 114.5 \text{ of}$$

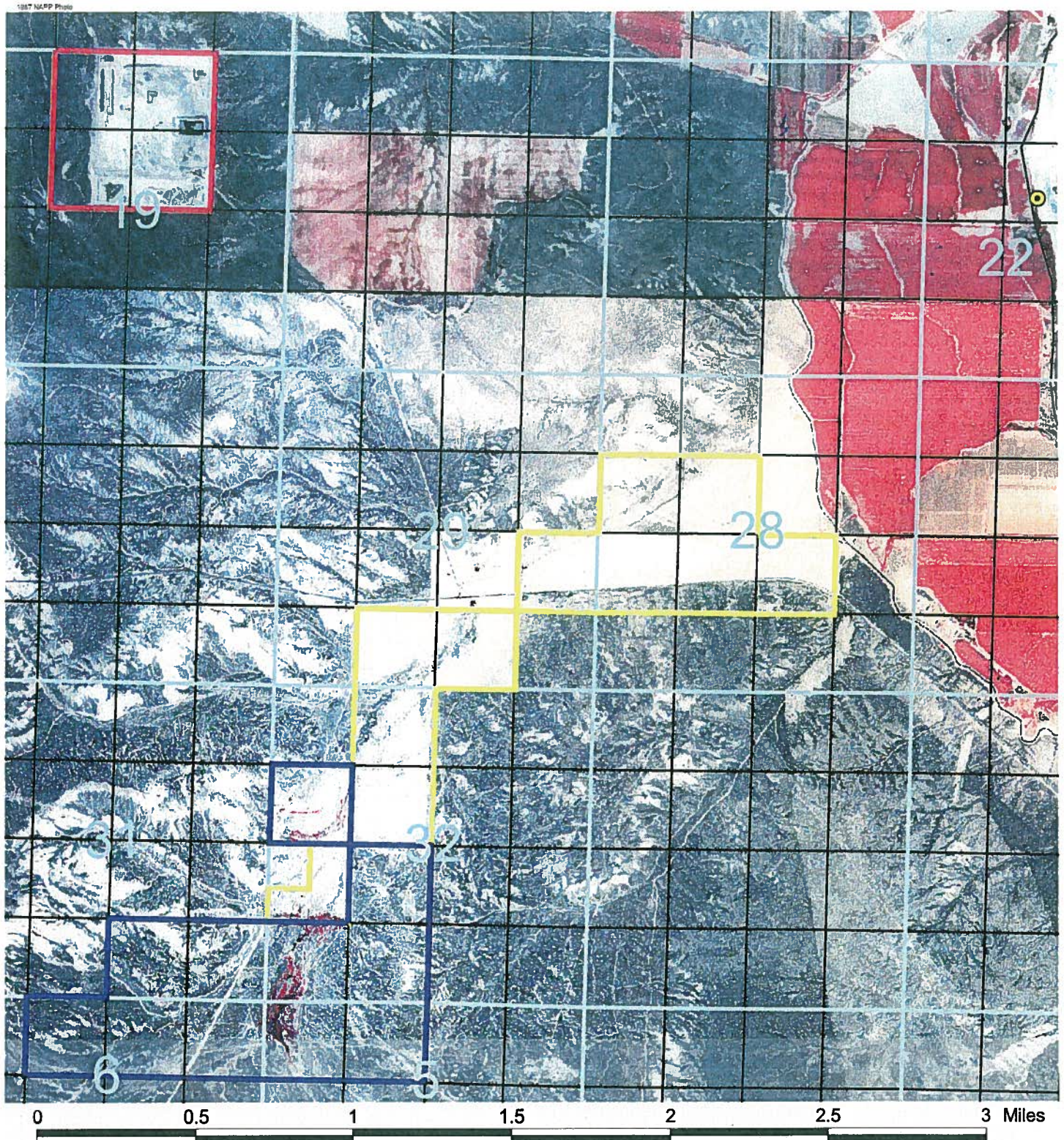
$$(.31 \text{ cfs}) \times (\frac{9 \text{ gpm}}{.02 \text{ cfs}}) = 140 \text{ gpm}$$

MICROFILMED
 SEP 18 1992

"should" have
 been closer to 90
 if tanker truck
 conveyance is to be
 used
 after transfer 4106
 limit @ 130.5 of

Attachment 'B'

Idaho Department of Water Resources



Claim Numbers: 02-07065 A, C, D
Legal: T04S, R02E, S19, 22, 28, 29, 31, 32
T05S, R02E, S5 & 6
T05S, R03E, S16 (addtl POD)
Reviewed By: SJR 3/7/05

- 02_07065c_rec_pod.shp
- 02_07065a_claim_pou.shp
- 02_07065c_rec_pou.shp
- 02_07065d_claim_pou.shp
- Section Lines
- Quarter Quarter Lines



WATER RIGHT LICENSE

THIS IS TO CERTIFY, that E. P. LAWRENCE

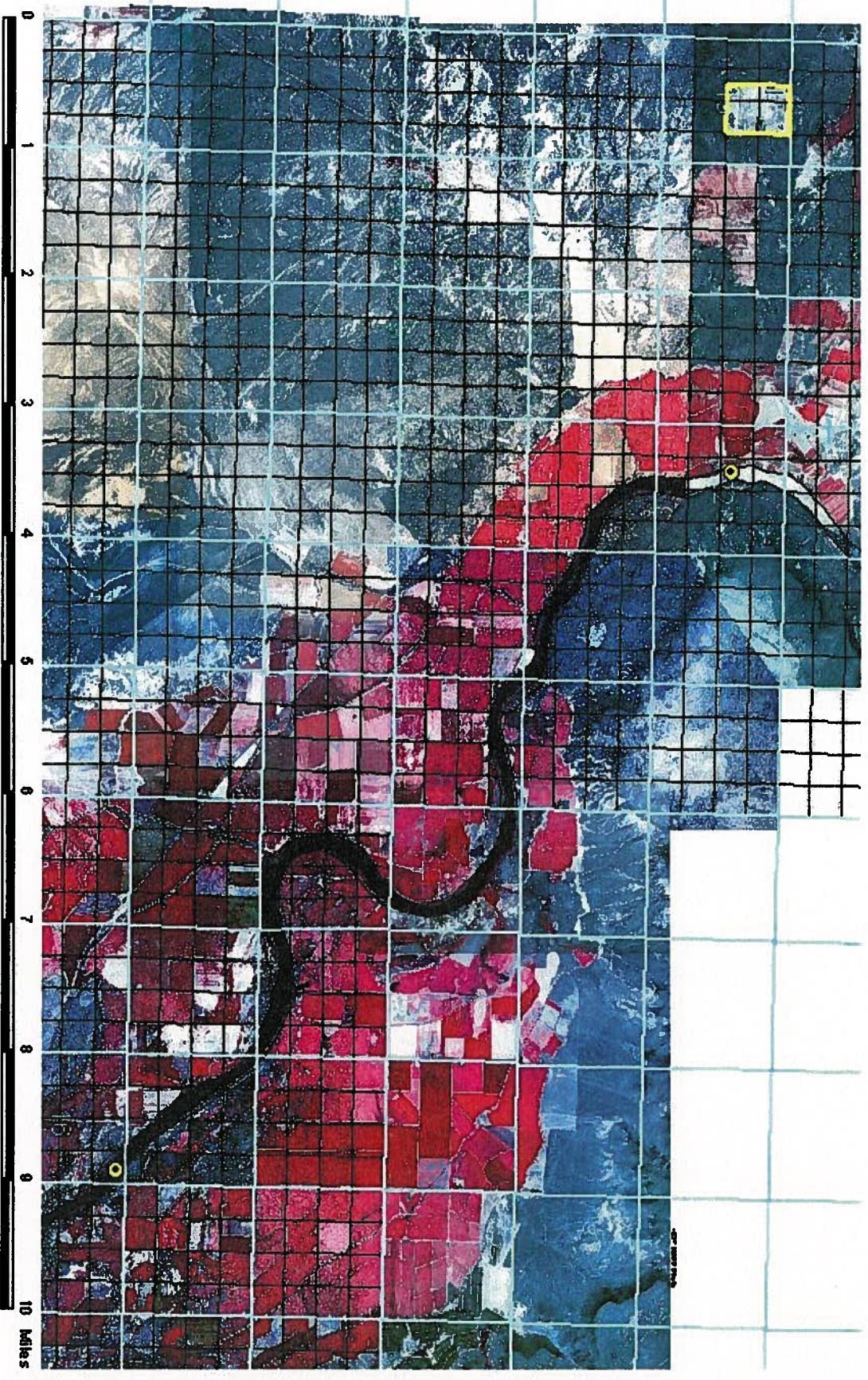
Description and location of place of use:

Total number of acres irrigated 880

Witness the seal and signature of the Director, affixed at Boise, Idaho, this 22 day of

Director

Idaho Department of Water Resources



Claim Number: 02-07065D
T04S R02E, S19 & 22
T05S, R03E, S16
Created: SJR 3/7/05

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



RECEIVED

JAN 16 1997

WATER RESOURCES
WESTERN REGION

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: **A02-07065D**
Date Received: 1/19/1989
Receipt No: X777777
Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: ENVIROSAFE SERVICES OF IDAHO INC 208-834-2275
Address: PO BOX 400
GRAND VIEW ID 83642

2. Date of Priority: MAY 14, 1970

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
04S	02E	22		SE	NW	3	OWYHEE
05S	03E	16		NE	NE	2	OWYHEE

5. Description of diverting works:
DIVERSION IS BY TANKER TRUCK TO PLACE OF USE.

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.310		130.50

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
WATER MIXED WITH CLAY FOR USE AT ENVIROSAFE'S DISPOSAL FACILITY.

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	19	NW	NE		INDUST	
			SW	NE		INDUST	
			NE	NW		INDUST	

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	19	SE	NW		INDUST	

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:

14. Remarks:

15. Basis of Claim: LICENSE

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

A02-07065D

Date Received

1-10-97

Receipt Number

6005207

AMENDED

NOTICE OF CLAIM

TO A

WATER RIGHT

ACQUIRED UNDER STATE LAW

RECEIVED

JAN 10 1997

Department of Water Resources

Please type or print clearly

1. Name of Claimant (s) ENVIROSAFE SERVICES OF IDAHO, INC. Phone (208) 834-2275Mailing Address P.O. BOX 400, GRAND VIEW, IDAHO Zip 836422. Date of Priority (Only one (1) per claim) MAY 14, 19703. Source of water supply (a) SNAKE RIVERwhich is tributary to (b) COLUMBIA RIVER4. a. Location of existing point of diversion is: Township 5S Range 3E Section 16,1/4 of NE 1/4 of NE 1/4, Govt. Lot, 2 B.M., County of OWYHEEAdditional points of diversion if any: LOT 3 (SENW) SEC. 22, T4S, R2E

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section , 1/4 of 1/4 of 1/4,Govt. Lot B.M., County of ending point is: Township Range Section , 1/4 of 1/4 of1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. THE DIVERSION OF WATER IS BY TANKER TRUCK.
THE WATER IS THEN TRUCKED TO THE PLACE OF USE.

6. Water is claimed for the following purposes:

(both dates are inclusive)

(cfs)

(acre feet)

For INDUSTRIAL purposes from JAN. 1 to DEC. 31 amount 0.31 or 130.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0.31 (cfs) and/or (b) 130.5 (acre feet)

8. Total consumptive use claimed is _____ acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) THE WATER IS MIXED WITH CLAY FOR USE AT ENVIROSAFE'S DISPOSAL FACILITY.

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See Instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4S	2E	19	I		I		I			I									

Total number of acres irrigated N/A

11. In which county (ies) are lands listed above as place of use located? OWYHEE

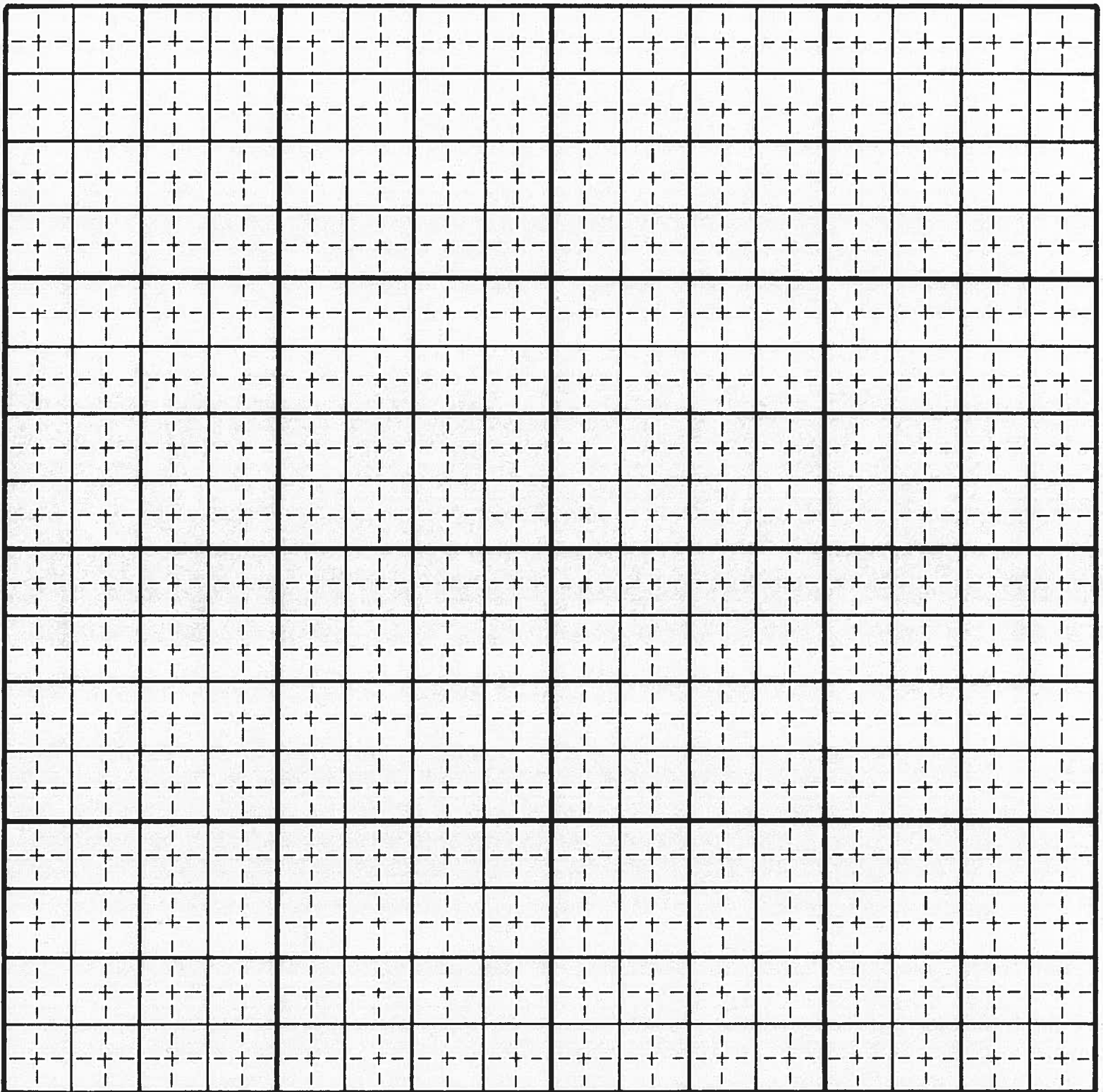
12. Do you own the property listed above as place of use? Yes X No _____
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above. _____ or None (X)

14. Remarks:

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



SEE ATTACHED TWO MAPS.

Last Name ENVIROSAFE

Ident No. A02-07065D

Copies: *White-State, Yellow-Claimant*

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License X Permit _____
Decree _____
If applicable provide IDWR Water Right Number 02-07065
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 X
wish to receive and pay a small annual fee for monthly copies of the docket sheet.

Number of attachments _____
For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true
and correct.

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

For Organizations: I do solemnly swear or affirm that I am EXECUTIVE VICE PRESIDENT
Title
of ENVIROSAFE SERVICES OF IDAHO, INC., that I have signed the foregoing
Organization
document in the space below as EXECUTIVE VICE PRESIDENT of ENVIROSAFE SERVICES OF IDAHO, INC.
Title Organization
and that the statements contained in the foregoing document are true and correct.

Signature of Authorized Agent [Signature], RICHARD A. HARKER
Title and Organization EXECUTIVE VICE PRESIDENT Date 1/2/97
ENVIROSAFE SERVICES OF IDAHO, INC.

PENNSYLVANIA
State of Idaho/or _____)
County of Montgomery) SS.

Subscribed and sworn (or affirmed) before me this 2nd day of January 19 97

SEAL

Notary Public [Signature]

Residing at _____

My Commission Expires _____

NOTARIAL SEAL
CHRISTINE W. TOMLINSON, Notary Public
Horsham Twp., Montgomery County
My Commission Expires May 12, 1997

Please Print Name

17. Notice of Appearance:
Notice is hereby given that I, DANA HOFSTETTER will be 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 [Signature]

Address DILLION BOSCH DAW & BOCK, STE. 200, 242 N. 8TH ST., BOISE, IDAHO, 83702

Date January 10, 1997

Last Name ENVIROSAFE Ident. Number A02-07065D

Copies White-State, Yellow-Claimant

DEPARTMENT OF THE INTERIOR
UNITED STATES GEOLOGICAL SURVEY

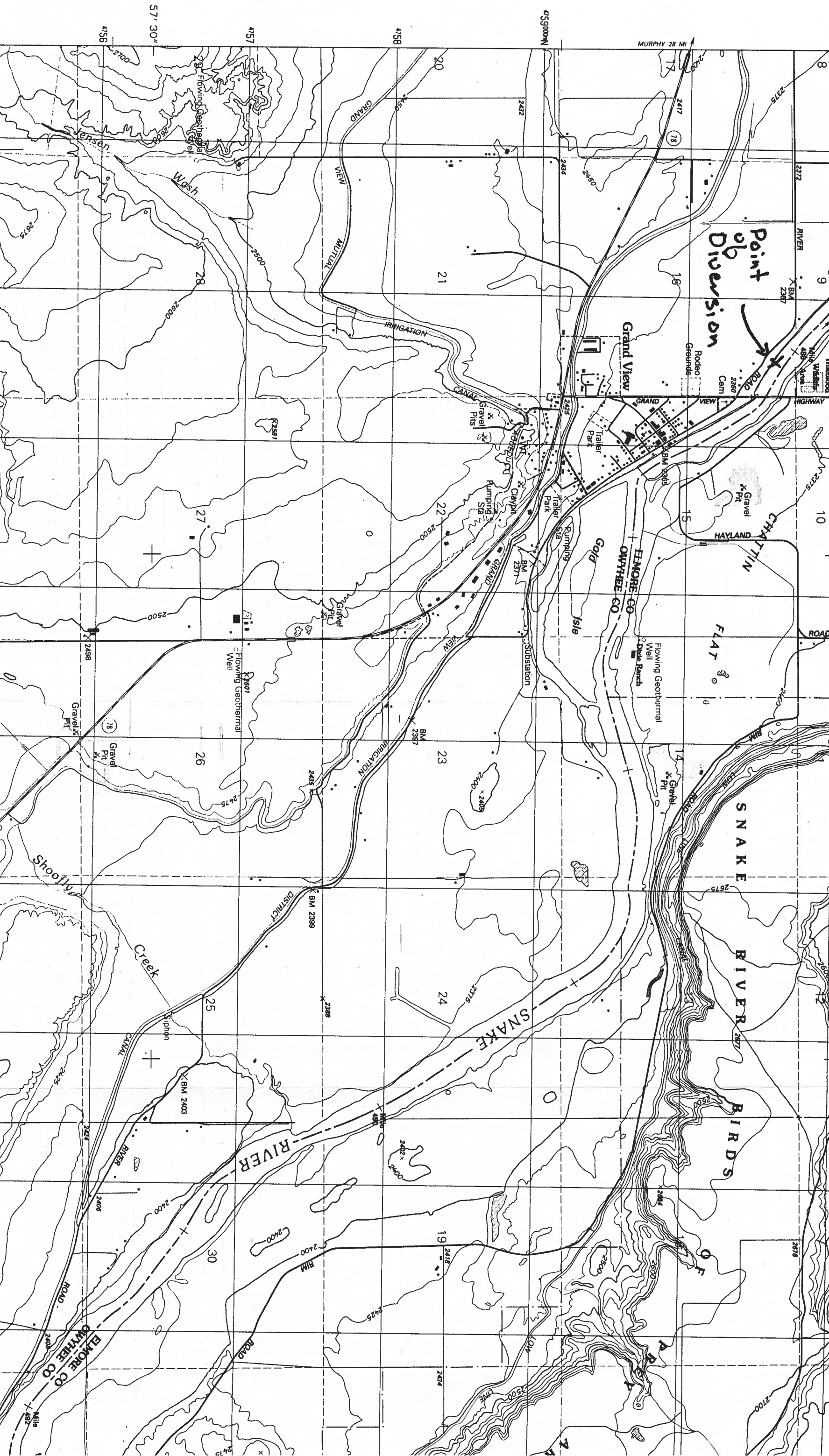
GRAND VIEW, IDAHO
42116-H1-TF-024
1992
DMA 2769 I NE-SERIES V893

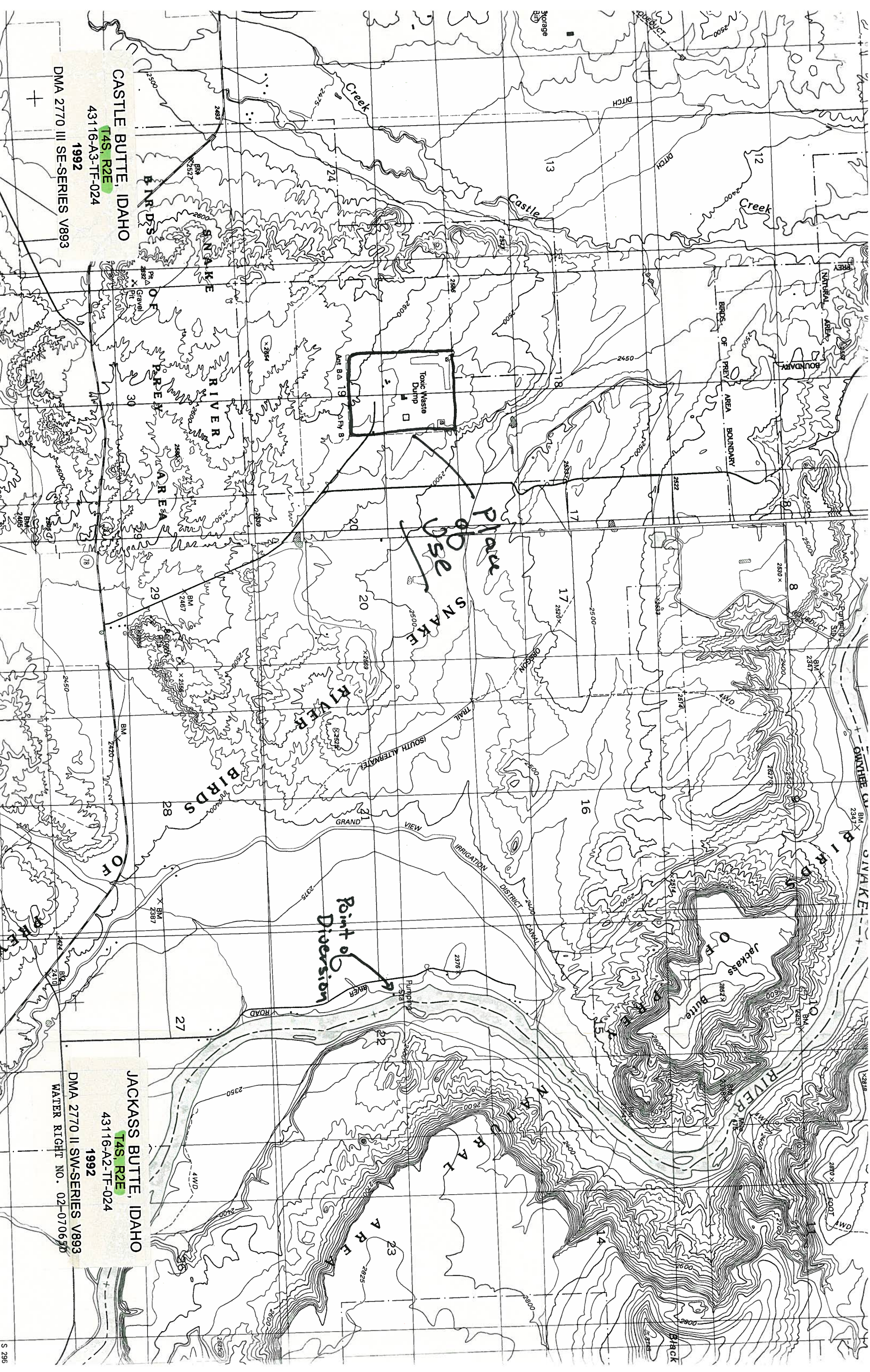
T. 5 S
R. 3 E

WATER RIGHT NO. 02-07065D

GRAND VIEW C
IDAHO
7.5 MINUTE SERIES

116° 07' 30" 572000E 43° 00' 573000N





CASTLE BUTTE, IDAHO

T4S, R2E

43116-A3-TF-024

1992

DMA 2770 III SE-SERIES V893

JACKASS BUTTE, IDAHO

T4S, R2E

43116-A2-TF-024

1992

DMA 2770 II SW-SERIES V893
WATER RIGHT NO. 02-070650

4/5/1989

SRBA CLAIMS RECEIVING CHECKLIST #2

CLAIMANT'S NAME ENVIROSAFE

CLAIM IDENT. NO.

402-070650DATE RECEIVED 1-10-97CK # AMOUNT \$

YES

NO

Required
Info?

1. Is the name and address complete with zip code? ☒ YES ☐ NO ☐ *
2. Is a priority date entered? ☒ YES ☐ NO ☐ *
Is the priority date acceptable in view of mandatory filing dates? ☒ YES ☐ NO ☐ *
See Adjudication Memos #1 and #4 to determine if a Permit is required. ☒ YES ☐ NO ☐ *
3. (a) Is a source entered? ☒ YES ☐ NO ☐ *
(b) Is a tributary to entered? (if required) ☒ YES ☐ NO ☐ *
4. Is the legal description of the p.d. sufficient? ☒ YES ☐ NO ☐ *
5. Is there a description of the diverting works? ☒ YES ☐ NO ☐ *
6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. ☒ YES ☐ NO ☐ *
Is the period of use included? ☒ YES ☐ NO ☐ *
Is a quantity claimed for each use? ☒ YES ☐ NO ☐ *
7. Is a total quantity claimed entered? ☒ YES ☐ NO ☐ *
8. If required is a consumptive use entered? ☒ YES ☐ NO ☐ *
Is the consumptive use correct? ☒ YES ☐ NO ☐ *
9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. ☒ YES ☐ NO ☐ *
10. Is (are) the place(s) of use and purpose(s) indicated? ☒ YES ☐ NO ☐ *
11. Is (are) the county(ies) entered? ☒ YES ☐ NO ☐ *
12. Is the ownership of p.u. checked? ☒ YES ☐ NO ☐ *
13. Are other water rights listed or "none" indicated? ☒ YES ☐ NO ☐ *
14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) ☒ YES ☐ NO ☐ *
15. Is the basis of the claim indicated? ☒ YES ☐ NO ☐ *
16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) ☒ YES ☐ NO ☐ *
17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. ☒ YES ☐ NO ☐ *
18. Has the claim been signed, sealed, and dated by a notary? ☒ YES ☐ NO ☐ *
19. Was this claim filed on time, or was an extension granted? ☒ YES ☐ NO ☐ *
20. Is the fee enclosed correct? ☒ YES ☐ NO ☐ *
21. If this claim is based on an existing water right, has the identification number been entered? ☒ YES ☐ NO ☐ *
22. Should this claim be data entered? ☒ YES ☐ NO ☐ *

Claim checked by: [Signature]

Date:

1-14-97

Claim must be returned to claimant:

(Yes) ☒ (No) ☐

Claimant must be notified of modifications:

(Yes) ☒ (No) ☐

Receipt Prepared by:

Claim data entered by: N/ASent to claimant by: [Signature]

Date:

Date: 1-15-97

Date:

Checked by: Date: Comments:

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: A02-07065D
Date Received: 1/19/1989
Receipt No: X777777
Received By: _____

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

1. Name: ENVIROSAFE SERVICES OF IDAHO, INC. 208-384-1500
Address: 2710 SUNRISE RIM ROAD
SUITE 100
BOISE ID 83715-6217

2. Date of Priority: MAY 14, 1970

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
04S	02E	22		SE	NW		OWYHEE

5. Description of diverting works:
4-100 HP PUMPS, 24" PIPELINE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
INDUSTRIAL	01/01	12/31	0.310		90.80

7. Total Quantity Appropriated is:
0.310 C.F.S. (and/or) 90.80 A.F.A.

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
INDUSTRIAL USE FOR DISPOSAL FACILITY

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	19	NW	NE		INDUST	
			SW	NE		INDUST	
			NE	NW		INDUST	

MICROFILMED
SEP 19 1996

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
04S	02E	19	SE NW		INDUST	

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:

14. Remarks:

CLAIM SPLIT PER TRANSFER 3973 APPROVED 9/14/1992.
ORIGINAL RIGHT A02-07065B SPLIT PER APPROVED TRANSFER 3973.

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 _____ of

Title
_____, 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

MICROFILMED
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 _____

MICROFILMED
SEP 19 1998

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

RECEIVED
JUL 13 1993

TRANSFER NO. 4106
WATER RIGHT NO. 02-07065D

Department of Water Resources
Western Regional Office

This is to certify that: **ENVIROSAFE SERVICES OF IDAHO INC**
2710 SUNRISE RIM RD
BOISE ID 837156217

has requested a change to the above captioned water rights. 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>
INDUSTRIAL	01/01 to 12/31	0.31 CFS	130.5 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER	COLUMBIA RIVER

Priority: 05/14/1970

LOCATION OF POINT(S) OF DIVERSION:

Lot 3(SENW), Sec. 22, Township 04S, Range 02E
Lot 2(NENE), Sec. 16, Township 05S, Range 03E
OWYHEE County

PLACE OF USE: INDUSTRIAL

TWN RGE SEC

04S 02E 19	NWNE	SWNE	NENW
	SENE		

CONDITIONS/REMARKS:

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. 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.
4. A measuring device of a type approved by this Department shall be maintained as a part of the diverting works.
5. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

MICROFILMED
SEP 19 1996

TRANSFER NO. 4106
WATER RIGHT NO. 02-07065D

CONDITIONS/REMARKS:

6. Industrial use is for diversion of water by tanker trucks to be used in processing at a disposal facility.

Dated this 27th day of April, 1993

J. Glen Saxton
Chief, Water Alloc. Bureau

MICROFILMED
SEP 19 1998

Page 1 of 6

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Transfer No. 3973

APPLICATION FOR TRANSFER OF WATER RIGHT

Western Regional Office

PART 1

APPROVED

Name of applicant ENVIROSAFE SERVICES OF IDAHO, INC. Phone 384-1500

Post Office address 2710 SUNRISE RIM ROAD BOISE, ID 83715-6217

A. 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 _____

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

1. Right Number	Priority	Amount (cfs/ac-ft)	Nature of Use	Period of Use
02-7065D	5/14/1970	.31	INDUSTRIAL	1/1 to 12/31
				to
				to
				to

2. Total amount of water being transferred .31 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water SNAKE RIVER tributary to COLUMBIA RIVER
4. Point(s) of Diversion:

[illegible]

5. Lands irrigated or place of use:

[illegible]

MICROFILMED
SEP 19 1996

PART 1**6. General Information:**

- a. Description of diversion system Pumps at Snake River send water into a buried mainline across Sections 22 and 21, T4S, R2E; mainline goes into open ditch and then pond on Harold & Dorothy Steiner's property (Section 20, T4S, R2E); from pond, water can be ditched or piped to Envirosafe's property in Section 29, T4S, R2E and then piped to place of use in Section 19, T4S, R2E.
- b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes X 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:
Twenty-nine acres of land would be removed from irrigation. The only irrigation right for the remaining 431 acres is the 4.71 cfs of 02-7065 identified in Part I, B.1. of this transfer. Envirosafe is filing an application to lease the 4.71 cfs to the water supply bank (The lease will be for 5.02 cfs until this transfer is approved.)
- d. Remarks:
The industrial use of water will occur on property owned by Envirosafe in Section 19, T4S, R2E. The water is mixed with clay to increase the water content of the clay to enable use of the clay at Envirosafe's disposal facility.

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. 02-07065D

And said application is hereby APPROVED, subject to the following limitations and conditions:
SEE ATTACHED SHEET FOR CONDITIONS OF APPROVAL.

Witness my hand this 14th day of September, 19 92.

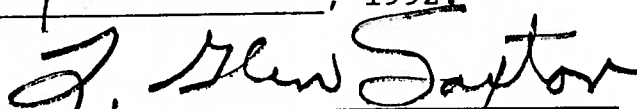
J. Glen Saxton
CHIEF, WATER ALLOC. BUREAU

MICROFILMED
SEP 19 1998

CONDITIONS OF APPROVAL
Transfer of Water Right No. 02-07065D

1. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
2. Failure to comply with the conditions of this transfer is cause for the director to issue an order to show cause why the approval of the transfer should not be rescinded.
3. 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.
4. This right when combined with all other rights shall provide no more than .02 cfs per acre nor more than 4.5 afa per acre for the lands described herein.
5. A measuring device of a type approved by this department shall be maintained as a part of the diverting works.
6. Return flow if discharged to a surface water system shall meet Idaho Water Quality Standards.

Dated this 14th day of September, 1992.


Chief, Water Alloc. Bureau

MICROFILMED
SEP 19 1996

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

PART 2

(Attach one copy for each right)

A. DESCRIPTION OF RIGHT AS RECORDED
1. Right evidenced by:

- a. Decree No. _____ Decreed to _____
in case of _____ vs. _____
dated _____ in _____ county of _____
- b. License No. 02-7065 issued by the Idaho Department of Water Resources.
(SRBA) Claim No. A02-7065A & A02-7065B on file with the Idaho Department of Water Resources. *See attached copies*
- d. Transfer No. _____ which produced this right.

2. 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 _____

3. Source of water Snake River tributary to Columbia River

4. Date or priority May 14, 1970

5. Water is used for the following purpose:

amount 9.6 cfs/4049 af for irrigation purposes from 4/1 to 10/31
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft) _____

6. Total amount of water under right 9.6 cfs cubic feet per second and/or 4049 acre-feet per annum.

7. Point(s) of Diversion:

Lot	¼	¼	¼	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	22	4S	2E	Owyhee	

8. Lands irrigated or place of use:

Twp.	Rge.	Sec.	NE ¼				NW ¼				SW ¼				SE ¼				Totals
			NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	NE ¼	NW ¼	SW ¼	SE ¼	
4S	2E	28							40	40	40	40				40			200
		29												40	40		40		120
		32					40		40	40	40	40	40						280
		31														40	40		80
5S	2E	5					40	40											80
		6	40	40			40												120

Total acres 880

9. Describe any other water rights used for the same purpose as described above none

10. To your knowledge, has any portion of this water right undergone a period of five or more consecutive years of non-use?

yes If yes, describe land owned by EnviroSAFE was last irrigated October 31, 1986. An application to avoid forfeiture (attached) was filed April 8, 1988 by FHA and approved September 13, 1988. Beneficial use of water must resume on or before November 1, 1992.

B. DESCRIPTION OF PORTION OF RIGHT BEING TRANSFERRED

(A02-7065B) (If the entire right is to be changed by the applicant, omit part B and C.)

1. amount 5.02/2116 af for irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	22	4S	2E	Owyhee	

3. 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	
4S	2E	28							40	40	40	40				40			200
		29												40	40		40		120
		32					40		20	40		40							140

Total acres 460

C. DESCRIPTION OF UNCHANGED PORTION OF RIGHT (omit if there is no change) (A02-7065A) current owner = Randy Ketterling

1. amount 4.58 cfs for irrigation purposes from 4/1 to 10/31
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)
amount _____ for _____ purposes from _____ to _____
(cfs/ac-ft)

2. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SE	NW	22	4S	2E	Owyhee	

3. 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	
4S	2E	32							20		40		40	40					140
		31														40	40		80
5S	2E	5					40	40											80
		6	40	40			40												120

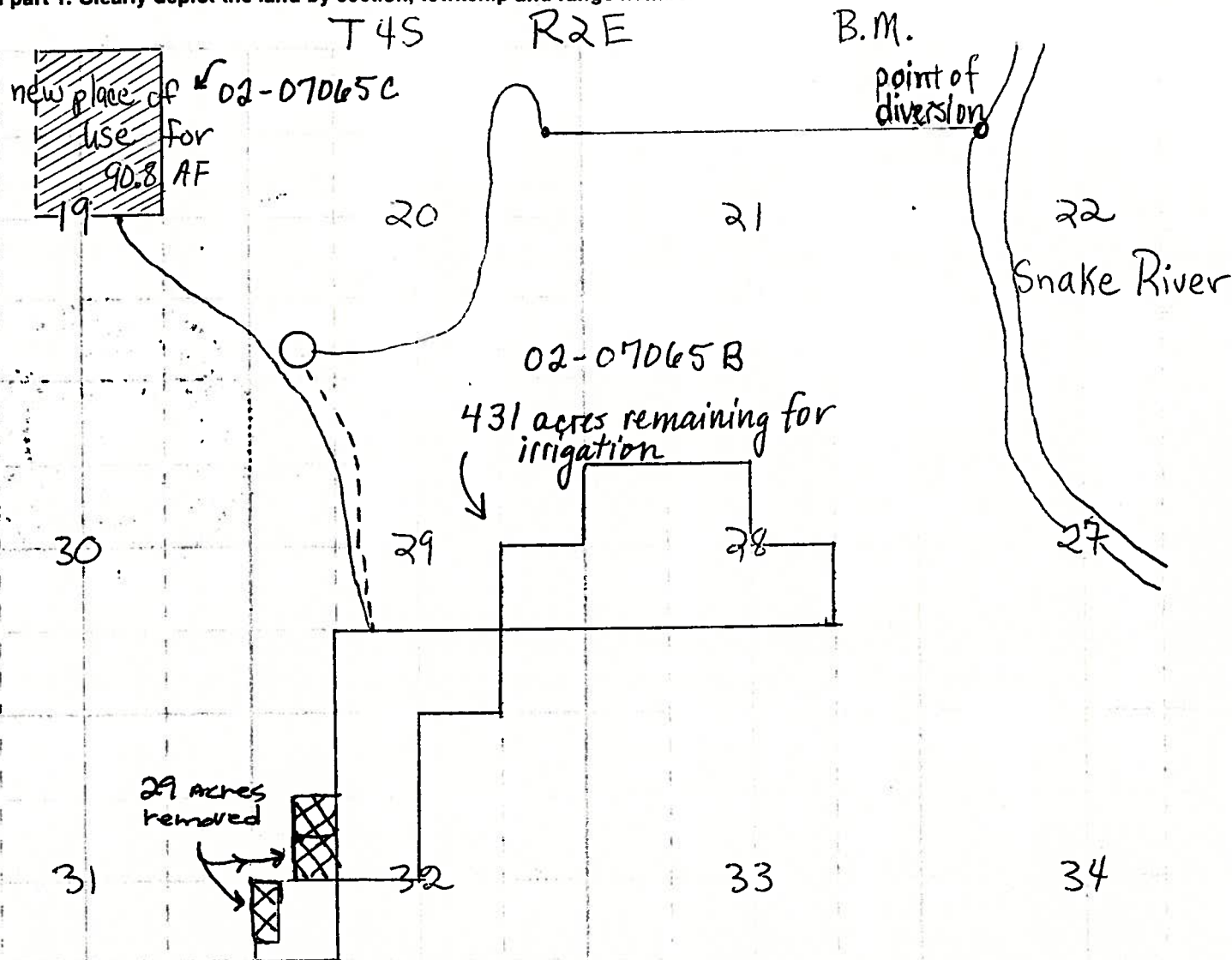
Total acres 420

MICROFILMED
SEP 19 1998

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.



See also attached map 'C'

MICROFILMED
SEP 19 1996

PART 3**B. CHANGES IN NATURE OF USE**

1	New Nature of Use	Amount (cfs/ac-ft)	Hours/days/year	Period of Use
	industrial use	.31 cfs	12 hrs/day	Jan. 1 to Dec. 31
		90.8 af	year	to

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

The water diverted will be completely used. No return flow. No discharge.

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

4.71 cfs of flow, 1349 acre-feet of consumptive volume and 1982.6 acre-feet of diverted volume will be available for irrigation use after the transfer.

(see attached chart) Attachment 'B'

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.

Subscribed and sworn to before me this

Daniel L. Hodge
(Signature of Applicant)
14th day of May, 1992.



My commission expires

6/13/93

Kelly A. Church
(Notary Public)

FOR DEPARTMENT USE ONLY

Transfer contains 6 pages and 4 attachments

Received by _____ Date 5/14/92 Protest filed by _____

Prelim. check by GJ4 Fee \$50.00

Receipted by JD Date 5-15-92

Published in Boise Star Copies of protest forwarded by _____

Pub. dates 7/1 & 7/8/92 Hearing held by _____ Date _____

Watermaster recommendation requested on _____ Recommended for ☒ approval ☐ denial

_____ rec'd. _____ by Dr

Copy of transfer sent to lien holder _____

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: **A02-07065B**
Date Received: 1/19/1989
Receipt No: X777777
Received By: [Signature]

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

1. Name: ENVIROSAFE SERVICES OF IDAHO, INC. 208-384-1500
Address: 2710 SUNRISE RIM ROAD
SUITE 100
BOISE ID 83715-6217

2. Date of Priority: MAY 14, 1970

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
04S	02E	22		SE	NW		OWYHEE

5. Description of diverting works:
4-100 HP PUMPS, 24" PIPELINE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	04/01	10/31	5.020		2117.00

7. Total Quantity Appropriated is:
5.020 C.F.S. (and/or) 2117.00 A.F.A.

8. Total consumptive use is 1610.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	28	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0
			NW	SW		IRR	40.0

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	28	NW	SE		IRR	40.0
Section Acres							200.0
		29	SE	SW		IRR	40.0
			NE	SE		IRR	40.0
			SW	SE		IRR	40.0
Section Acres							120.0
		32	NE	NW		IRR	40.0
			SW	NW		IRR	20.0
			SE	NW		IRR	40.0
			NW	SW		IRR	40.0
Section Acres							140.0
Total Acres							460.0

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:
57-07103 & 57-02218.

14. Remarks:
CLAIM SPLIT PER CHANGE OF OWNERSHIP SUBMITTED 10-6-89.

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: _____

MICROFILMED
SEP 19 1998

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 _____

MICROFILMED
SEP 18 1998

CHANGE IN OWNERSHIP

[✓] Water Right Number(s): 02-7065 / 57-07103 / 57-02218

[✓] Name and Address of
Former Claimant: Randy J. Ketterling and Lois M. Ketterling
609 17th Street
Rupert, Idaho 83350

[✓] New Claimant(s): Envirosafe Services of Idaho, Inc.

[✓] New Mailing Address: 2710 Sunrise Rim Road, Suite 100
Boise, Idaho 83715-6217

New Telephone Number: (208) 384 - 1500

[✓] Does the change in ownership result in a splitting of the
water right claimed? yes XXX no

If yes, then describe the portion of the water right that is
now claimed by the new owner:

[✓] Attach proof of ownership
Describe proof attached: Recorded Warranty Deed

[] Signature of New Claimant(s): David L. Hodge
Vice President & General Manager

Date: Oct 6, 1989

FOR IDWR USE ONLY:

Initial Review and Data-Entry

Date: By:

Further Action Needed:

Further Action Taken

Date: By:

Final Review and Data-Entry

Date: By:

Claim Numbers of Split, if any:

RECEIVED

OCT 06 1989

Department of Water Resources
Western Regional Office

MICROFILMED
SEP 19 1998

WARRANTY DEED

Case # 30122

FOR VALUE RECEIVED, Randy J. Ketterling and Lois M. Ketterling, Husband and Wife

the grantor, do hereby grant, bargain, sell and convey unto EnviroSAFE Services of Idaho, Inc., a Delaware Corporation

whose current address is Bareground Owyhee County

the grantee, the following described premises, in Owyhee County Idaho, to wit:

IN TOWNSHIP 4 SOUTH, RANGE 2 EAST, B. M., OWYHEE COUNTY, IDAHO
Section 28: S $\frac{1}{2}$ NW $\frac{1}{4}$, N $\frac{1}{2}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$
Section 29: SE $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, NE $\frac{1}{4}$ SE $\frac{1}{4}$
Section 32: NE $\frac{1}{4}$ NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$, SE $\frac{1}{4}$ NW $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$

INDEXED

INDEXED

REQUEST OF
J. L. G.
\$3.00

BARRETT, J. L.
OWYHEE COUNTY RECORDER
BY M. J. G.
DEPUTY

SEP 8 4 17 PM '89

FILED-RECORDED

200229

TO HAVE AND TO HOLD the said premises, with their appurtenances unto the said Grantee, heirs and assigns forever. And the said Grantor do hereby covenant to and with the said Grantee, that he the owner in fee simple of said premises; that they are free from all incumbrances

and that he will warrant and defend the same from all lawful claims whatsoever.

Dated: September 8, 1989

Randy J. Ketterling
Randy J. Ketterling

Lois M. Ketterling by Randy J. Ketterling
Lois M. Ketterling

STATE OF IDAHO, COUNTY OF Owyhee

On this 8th day of September, 1989
before me, a notary public in and for said State,
personally appeared Randy J. Ketterling
Lois M. Ketterling

known to me to be the person whose name
subscribed to the within instrument, and acknow-
ledged to me that he executed the same.

Pam Graham
Pam Graham
Residing at O'Brien
Comm. Expires 9/13/91
Notary Public
Idaho

David L. Hodge
Vice President & General Manager

ENVIROSAFE, INC.
Boise, Idaho 83705
(208) 384-1500

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: A02-07065
Date Received: 1/19/1989
Receipt No: C005207
Received By: _____

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ENVIROSAFE SERVICES OF IDAHO, INC. 208-384-1500
Address: 2710 SUNRISE RIM ROAD
SUITE 100
BOISE, ID 83715-6217

2. Date of Priority: MAY 14, 1970

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
04S	02E	22	SE	NW			OWYHEE

5. Description of diverting works:
4-100 HP PUMPS, 24" PIPELINE, DITCHES

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	10/31	9.600		4049.00

7. Total Quantity Appropriated is:
9.600 C.F.S. (and/or) 4049.00 A.F.A.

8. Total consumptive use is 3080.0 Acre Feet Per Annum.

9. Non-irrigation uses:

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04S	02E	28	SW	NW		IRR	40.0
			SE	NW		IRR	40.0
			NE	SW		IRR	40.0

A02-07065

Page 1

Date: 10/10/89

NOTE: SHOULD HAVE BEEN A SPLIT CLAIM
WHEN CHANGE OF OWNERSHIP WAS
CREATED - A SPLIT IS KETTERING (ORIG. CLAIM
D SPLIT IS FURTHER SPLIT (OR ADJUSTED) AND THE SPLIT

RECORDED
SEP 18 1989

10. Place of Use: Continued

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres	
04S	02E	28	NW	SW		IRR	40.0	
			NW	SE		IRR	40.0	
							Section Acres	200.0
		29	SE	SW		IRR	40.0	
			NE	SE		IRR	40.0	
			SW	SE		IRR	40.0	
							Section Acres	120.0
		31	SW	SE		IRR	40.0	
			SE	SE		IRR	40.0	
							Section Acres	80.0
32	NE	NW		IRR	40.0			
	SW	NW		IRR	40.0			
	SE	NW		IRR	40.0			
	NE	SW		IRR	40.0			
	NW	SW		IRR	40.0			
	SW	SW		IRR	40.0			
	SE	SW		IRR	40.0			
						Section Acres	280.0	
05S	02E	5	NE	NW		IRR	40.0	
			NW	NW		IRR	40.0	
							Section Acres	80.0
		6	NE	NE		IRR	40.0	
NW	NE			IRR	40.0			
NE	NW			IRR	40.0			
					Section Acres	120.0		
					Total Acres	880.0		

11. Place of use in counties: OWYHEE

12. Do you own the property listed above as place of use? NO

13. Other Water Rights Used:
57-02211B, 57-07249, 57-07460

14. Remarks:

CLAIMANT IS PREVIOUS OWNER OF PROPERTY ENCOMPASSING SUBJECT WATER RT. CLAIMANT SURRENDERED THE PROPERTY TO FARMERS HOME ADM. WHO IS NOW THE CURRENT OWNER. HOWEVER, FHA HAS OFFERED THE CLAIMANT THE OPPORTUNITY TO REPURCHASE THE LAND THROUGH A LEASEBACK/BUYBACK PROGRAM. CLAIMANT INTENDS TO REPURCHASE PROPERTY THROUGH PARTICIPATION IN THE PROGRAM OFFERED BY FHA, AND THEREBY CLAIMS PROPRIETARY INTEREST IN RETAINING THE ATTENDANT WATER RTS.

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: _____

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 02-7065

Date Received 1-19-89

Receipt Number C405207

1-19-89

NOTICE OF CLAIM
TO A
WATER RIGHT
ACQUIRED UNDER STATE LAW

Department of Water Resources

JAN 19 1989

Please type or print clearly

1. Name of Claimant (s) Randy Ketterling Phone (208) 436-9361

Mailing Address 609 17th Street, Rupert, ID Zip 83350

2. Date of Priority (Only one (1) per claim) May 14, 1970

3. Source of water supply (a) Snake River

which is tributary to (b) Columbia River

4. a. Location of existing point of diversion is: Township 4S Range 2E Section 22,
SE 1/4 of NW 1/4 of 1/4, Govt. Lot, B.M., County of Owyhee

Additional points of diversion if any:

b. If instream flow, beginning point of claimed instream flow is:

Township Range Section, 1/4 of 1/4 of 1/4,

Govt. Lot B.M., County of

ending point is: Township Range Section, 1/4 of 1/4 of

1/4, Govt. Lot B.M., County of

5. Description of existing diversion works (Dams, Reservoirs, Ditches, Wells, Pumps, Pipelines, Headgates, Etc),
including the dates of any changes or enlargements in use, the dimensions of the diversion works as
constructed and as enlarged and the depth of each well. Water removed from system by
four 100 h.p. pumps; transported to place of use through 24" pipeline
and irrigation ditches

MICROFILMED
SEP 19 1998

6. Water is claimed for the following purposes:

(both dates are inclusive) (cfs) (acre feet)

For Irrigation purposes from Jan. 1 to Dec. 31 amount 9.6 or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 9.6 (cfs) and/or (b) _____ (acre feet)

8. Total consumptive use claimed is 3,080 acre feet per annum.

9. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock Etc.) N/A

10. Description of place of use:

- If water is for irrigation, indicate acreage in each subdivision in the tabulation below.
- If water is used for other purposes, place a symbol of use (example: D for Domestic) in the corresponding place of use below. See instructions for standard symbols.

TWP	RNG	SEC	NE 1/4				NW 1/4				SW 1/4				SE 1/4				Totals
			NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	NE1/4	NW1/4	SW1/4	SE1/4	
4S	2E	28							40	40	40	40				40			200
		29												40	40		40		120
		32					40		40	40	40	40	40	40					280
		31															40	40	80
5S	2E	5					40	40											80
		6	40	40			40												120

Total number of acres irrigated 880

11. In which county (ies) are lands listed above as place of use located? Owyhee

12. Do you own the property listed above as place of use? Yes _____ No X
If your answer is No, describe in Remarks below the authority you have to claim this water right.

13. Describe any other water rights used at the same place and for the same purposes as described above.
#57-02211B; 57-07249; 57-07460 or None ()

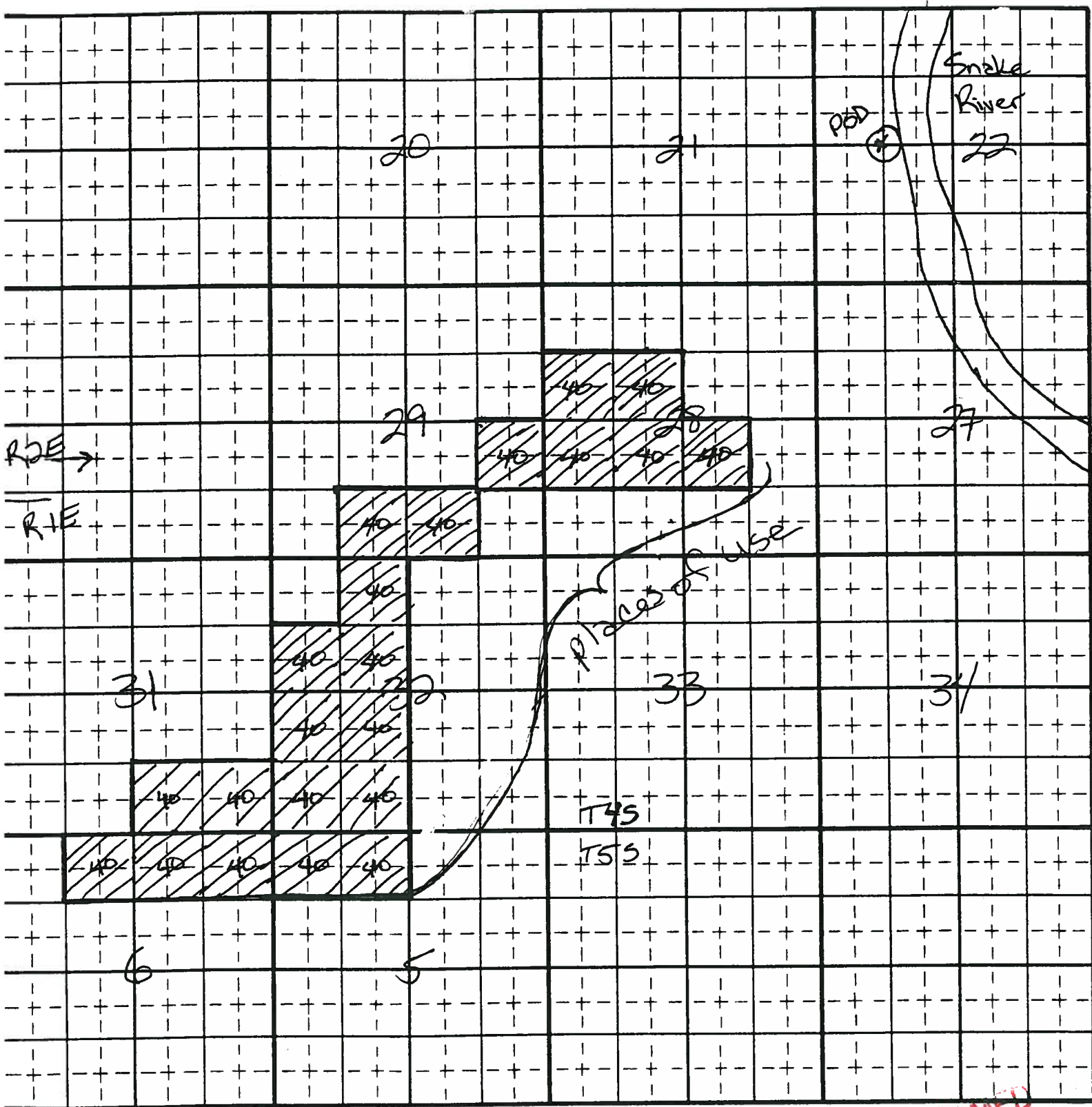
14. Remarks: Claimant is previous owner of property encompassing subject water right #57-7103; Claimant surrendered the property to Farmers Home Administration (FHA), who is now the current owner. However, FHA has offered the Claimant the opportunity to repurchase the land through a leaseback/buyback program. Claimant intends to repurchase property through participation in the program offered by FHA, and thereby claims proprietary interest in retaining the attendant water rights.

Last Name Ketterling Ident No. 02-7065

Copies: White -State, Yellow-Claimant

Map of Project: show clearly the point of diversion, place of use, section number, township, and range number.

Scale: 2 inches equals 1 mile



MICROFILMED
SEP 19 1998

Last Name Ketterling

Ident No. 02-7065

Copies: White-State, Yellow-Claimant

15. Basis of Claim (check one) Beneficial Use _____ Posted Notice _____ License ☒ Permit _____
Decree _____
If applicable provide IDWR Water Right Number 02-7065
Court _____ Case Number _____ Decree Date _____
Plaintiff vs Defendant _____

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 1

For Individuals: I do solemnly swear or affirm that the statements contained in the foregoing document are true and correct.

Signature of Claimant (s) Randy J. Ketterling

Date 1-16-89

Date _____

For Organizations: I do solemnly swear or affirm that I am _____

Title

of _____, that I have signed the foregoing

Organization

document in the space below as _____

Title

of _____

Organization

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

Signature of Authorized Agent _____

Title and Organization _____

Date _____

State of Idaho/or _____)

County of Minidoka)

SS.

Subscribed and sworn (or affirmed) before me this 16 day of January 19 89

SEAL

Notary Public Lin Schen

Residing at Reupert, Idaho

My Commission Expires 02 Feb 1994

Please Print Name

17. Notice of Appearance:

Notice is hereby given that I, _____ will be 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 _____

Address _____

Date _____

MICROFILMED
SEP 19 1996

Last Name Ketterling Ident. Number 02-7065

Copies White-State, Yellow-Claimant

need to

send copy of claim.

he listed irrigation
season as 1/1 - 12/31

accepted for licensed
4/1 + 10/31. If he wishes
to change season to year
round, will need to put
in separate claim.

MICROFILMED
SEP 19 1996



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720-9000

Phone: (208) 327-7900 FAX: (208) 327-7866

**PHILIP E. BATT
GOVERNOR**

January 16, 1997

**KARL J. DREHER
DIRECTOR**

DANA L HOFSTETTER
DILLION BOSCH DAW & BOCK
242 N 8TH ST STE 200
BOISE ID 83702

RE: Snake River Basin Adjudication (SRBA)
Amended Notices of Claim #A02-07065D & A02-02267
Envirosafe Services of Idaho, Inc.

Dear Mrs. Hofstetter:

Enclosed are copies of the Amended Notices of Claim referenced above which you filed for your client, Envirosafe Services of Idaho, Inc. You may retain these copies for your records. Please contact us if you have any questions.

Sincerely,

Idaho Department of Water Resources
Adjudication Bureau

SO:ss:region

Enclosures:

Copies as Referenced

DILLION
B O S C H
D A W
BOCK &
c h a r t e r e d

Attorneys

Josephine P. Beeman
Les Bock
Allan R. Bosch
C. A. Daw
Lee B. Dillion
Dana L. Hofstetter
Robert Wreggelsworth

Fidelity Building
242 N. 8th St.
Suite 200
Boise, ID 83702

tel (208) 344-8990
fax (208) 344-9140

Internet E-mail to:
dbdb@micron.net

January 10, 1997

RECEIVED

JAN 10 1997

Department of Water Resources

HAND DELIVERY

Idaho Department of Water Resources
1301 North Orchard Street
Boise, Idaho

COPY

Re: Envirosafe Services of Idaho, Inc.
DBDB File No. 1837-WA01

A02-07065D

Dear Sir/Madam:

On behalf of Envirosafe Services of Idaho, Inc., I enclose the following documents for filing:

1. Application to Sell or Lease a Water Right to the Water Supply Bank for Water Right No. 02-07065D;
2. Amended SRBA Claim No. A02-07065D;
3. Application to Sell or Lease a Water Right to the Water Supply Bank for Water Right No. 02-02267; and
4. Amended SRBA Claim No. A02-02267.

I understand that there are no filing fees associated with these documents. If my understanding is incorrect, please contact me immediately so that I may submit the appropriate filing fees.

Also enclosed are copies of each of these four documents with attachments. Please conform the copies and return them to the runner.

Thank you for your attention to this matter. If any questions arise or if further information is required, please contact me.

Sincerely,

Dillion, Bosch, Daw & Bock
Chartered

By:


Dana L. Hofstetter

DLH:ja
Enclosures
E:\1837\WA01\1085

Old (D) Number -

Address

1	2	3
1	1	1

State- ID Zip-

+ -	-	Priority Date	- - +		+ - - - Region	- - - +	+ - - - Stage	- - - +	+ - - - Status	- - - +
		05/14/1970					L - LICENSE			

```
+ - - - - Source - - - - +
- - - - - SNAKE RIVER
- - - - - Tributary - - - - +
- - - - - COLIMBIA RIVER
```

+	Town	Rng	Sec	Tract	Lot	Rflg	County	Point of Diversion	Stream Index (Blank if no Index Code)	+
---	------	-----	-----	-------	-----	------	--------	--------------------	---------------------------------------	---

04S	02E	22	SE NW	(73)	OWYHEE	272.0	475.3
-----	-----	----	-------	--------	--------	-------	-------

Code	Description	Period From	Period To	Water Use	Diversion Rate	Diversion Volume

4049.00

+ - Total Div. Rate - +	+ - Total Div. Volume - +	+ - Total Div. Capacity - +	+ - Total Consumptive Use - +	+ - KW Usage - +
9.600	4049.00			

Twn	Rng	Sec	Tract	Lot	Acres	Place of Use	Description	County
-----	-----	-----	-------	-----	-------	--------------	-------------	--------

04S	02E	28	SW NW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	28	SE NW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	28	NE SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	28	NW SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	28	NW SE	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	29	SE SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	29	NE SE	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	29	SW SE	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	31	SW SE	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	31	SE SE	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	NE NW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	SW NW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	SE NW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	NE SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	NW SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	SW SW	40.0	01	IRRIGATION	(73)	OWYHEE
04S	02E	32	SE SW	40.0	01	IRRIGATION	(73)	OWYHEE
05S	02E	5	NE NW	40.0	01	IRRIGATION	(73)	OWYHEE
05S	02E	5	NW NW	40.0	01	IRRIGATION	(73)	OWYHEE
05S	02E	6	NE NE	40.0	01	IRRIGATION	(73)	OWYHEE
05S	02E	6	NW NE	40.0	01	IRRIGATION	(73)	OWYHEE
05S	02E	6	NE NW	40.0	01	IRRIGATION	(73)	OWYHEE

05S
05S
05S

Water right number - 02-07065 Adj. flag translation: Standard Water Right Number

Twn	Rng	Sec	Tract	Lot	Acres	Code	Description	County
-----	-----	-----	-------	-----	-------	------	-------------	--------

Total Acres: 880.0

- + - - Diversion Means -
- + - - Non-Irrigation Use -
- + - - Other Rights for Same Use -
- + - - Remarks - - - - - No Remarks found. - - - - -
- + - - Conditions of Approval - - - - -
- + - - Decree Plaintiff - - - - - + - - - Decree Defendant - - - - - + - - Decree Date - - - - - 00/00/0000
- + - - Microfilm Rolls -
- + - - Audit Fields - 11/13/81 04/30/88 CONVERT
- + - - Water Rights Dates and Flags Area - - - - -

Proof Due Date	Approved/Denied	Proof Made Date	Start Work Date	Order Show Cause	Licensed Date	Decree Date	Field Exam Made	Protested Date	Hearing Date	Verified Date	Receipt Number	Appl Received	Field Exam Fee	Swan Falls	Temporary Right	DLE/Carey Act	Water District	Transfer/Amended
- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 02/17/1979	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	- 00/00/0000	-	-	-	-	-

MICROFILMED
SEP 19 1996

CLAIMANT'S NAME Ketterhays CLAIM IDENT. NO. A02-07065
DATE RECEIVED 1-19-89 CK # CO05207 AMOUNT \$ _____

- | | YES | NO | Required Info? |
|--|-------------------------------------|--------------------------|----------------|
| 1. Is the name and address complete with zip code? | ☒ | ☐ | * |
| 2. Is a priority date entered? | ☒ | ☐ | * |
| Is the priority date acceptable in view of mandatory filing dates?
See Adjudication Memos #1 and #4 to determine if a Permit is required. | ☒ | ☐ | * |
| 3. (a) Is a source entered? | ☒ | ☐ | * |
| (b) Is a tributary to entered? (if required) | ☒ | ☐ | |
| 4. Is the legal description of the p.d. sufficient? | ☒ | ☐ | * |
| 5. Is there a description of the diverting works? | ☒ | ☐ | |
| 6. Are the water uses appropriate for the form? The short form is limited to domestic and stockwater uses with direct diversion. All claims that include storage or instream stockwater must use long form. | ☒ | ☐ | * |
| Is the period of use included? | ☒ | ☐ | |
| Is a quantity claimed for each use? | ☒ | ☐ | * |
| 7. Is a total quantity claimed entered? | ☒ | ☐ | |
| 8. If required is a consumptive use entered? | ☒ | ☐ | |
| Is the consumptive use correct? | ☒ | ☐ | |
| 9. Are the non-irrigation uses listed properly? If this claim is on the short form, and more than one domestic use is listed, single ownership must be stated. If not under single ownership, see Adjudication Memo # 4. | ☒ | ☐ | * |
| 10. Is (are) the place(s) of use and purpose(s) indicated? | ☒ | ☐ | * |
| 11. Is (are) the county(ies) entered? | ☒ | ☐ | |
| 12. Is the ownership of p.u. checked? | ☒ | ☐ | |
| 13. Are other water rights listed or "none" indicated? | ☒ | ☐ | |
| 14. If required, are remarks correct? (If the claimant does not own the place of use, authority for filing the claim must be explained in the remarks.) | ☒ | ☐ | |
| 15. Is the basis of the claim indicated? | ☒ | ☐ | |
| 16. If the claimant requested a monthly docket sheet, is payment enclosed? (If yes, describe payment status in "Comments" below.) | ☒ | ☐ | |
| 17. Is the claim signed by the claimant, and is the signature appropriate? Organizations must complete the organization block. | ☒ | ☐ | * |
| 18. Has the claim been signed, sealed, and dated by a notary? | ☒ | ☐ | * |
| 19. Was this claim filed on time, or was an extension granted? | ☒ | ☐ | * |
| 20. Is the fee enclosed correct? | ☒ | ☐ | * |
| 21. If this claim is based on an existing water right, has the identification number been entered? | ☒ | ☐ | |
| 22. Should this claim be receipted and data entered? | ☒ | ☐ | |

Claim checked by: lat Date: 2/14/89
Claim must be returned to claimant: (Yes) (No)
Claimant must be sent a copy of amended claim for approval: (Yes) (No)

Receipt Prepared by: 7 Date: _____
Claim data entered by: _____ Date: _____
Sent to claimant by: _____ Date: _____
Checked by: lat Date: 2/14/89

Comments: _____
MICROFILMED
SEP 19 1998



State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, Statehouse Mail, Boise, Idaho 83720 - (208) 334-7900

CECIL D. ANDRUS

GOVERNOR

R. KEITH HIGGINSON

DIRECTOR

March 2, 1989

Mr. Randy Ketterling
609 17th Street
Rupert, ID 83350

RE: Snake River Basin Adjudication

Dear Mr. Ketterling:

We are forwarding to you a data entered copy of the claim you filed for your property in Owyhee County.

We have interpreted the data from your claim in the process of data entry in a manner which we feel more accurately reflects the true status of your water right. This claim now is in conformance with your original license. Please review the enclosed claim to assure that these modifications are in agreement with your water right.

If you believe our data is incorrect or if you make any changes to this Notice of Claim, please sign the form, having your signature notarized, and return it to this office. Please feel free to contact this office if you have any questions.

Yours Truly,

Donald V. Shaff
Adjudication Section Supervisor

DVS:db
Enclosure
A02-07065

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 DETER-
MINATION OF RIGHTS TO THE USE OF
Snake River from base of Milner
Dam to Oregon ~~DEADWATER RASH~~
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7065	
I.D. No.	Map No.
\$ 10 ⁷⁸ / ₁₀₀	342
Fee Paid	Receipt No.

Notice is hereby given that Randy &/or Lois Ketterling

(Name of Claimant)

Oreana Route, Murphy, ID 83650

(Mailing Address)

Telephone No. 834-2739

(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) 5/14/1970
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (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 <u>9.60 cfs</u> ⁸⁶⁴ / ₁₀₀ | Use <u>Irrigation</u> | Period of Use From <u>3/15</u> To <u>11/15</u> |
| (CFS, GPD, AF) | (Domestic, irrigation, stock, etc.) | (Mo., Day) (Mo., Day) |
| | | (Both dates inclusive) |
| Quantity <u>9.60</u> | 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) 864 ^{9.60 cfs}/₁₀₀ TOTAL QUANTITY CLAIMED. NW (SE Lot 3 NW)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source Sec. 22, Twp. 4S, Rge. 2E, B.M., Owyhee 73 County SC1: 2720(1) 475.3
- 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.
2 - 100 HP motors - sprinkler system
PUMPS & PIPELINE
- (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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	2E	28							20	40	20	40					20	40	200 146
		29							20	40	20	40		40	20	40			120 138
		32					40		20	40	40	40	40						280 148
		31															40	40	80
58	2E	5					40	40											80
		8	40	40			40												120

Total no. of acres 880 432

8) If water is used for other than irrigation, fully describe that use, being as specific as possible:

NOTE: Include here the type and number of stock watered:

(7) If you are claiming water as a member of an organization, list name of organization:

(8) Remarks

(9) Basis of claim (Check one) ☐ A) Right based on diversion 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. 02-7065

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 5, 1981

(Date)

Individual

Randy Ketterling
(Signature of Claimant)

Organization

(Signature of Spouse)

State of Idaho

Organization

County of Owyhee

ss.

Seal

(Signature of Authorized Agent)

On this 5th day of May, in the year 1981

a notary public, personally appeared Randy Ketterling

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

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

IN THE MATTER OF THE GENERAL DETER-
MINATION OF RIGHTS TO THE USE OF _____
Snake River from base of Milner
Dam to Oregon _____ DRAINAGE BASIN.
Border.

**NOTICE OF CLAIM
TO A
WATER RIGHT**

02-7065	
I.D. No.	Map No.
\$ 10.00	34.00
Fee Paid	Receipt No.

Notice is hereby given that Randy &/or Lois Ketterling

(Name of Claimant)

Oreana Route, Murphy, ID 83650

(Mailing Address)

Telephone No. 834-2739

(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) 5/14/1970
- (2) Describe the source of water: (Name of stream, lake, spring, etc., or ground water) Snake River tributary to Columbia River
- (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 <u>9.60 cfs</u>
(CFS, GPD, AF) | Use <u>irrigation</u>
(Domestic, Irrigation, stock, etc.) | Period of Use From <u>3/15</u> To <u>11/15</u>
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity <u>8.60</u>
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
| Quantity _____
(CFS, GPD, AF) | Use _____
(Domestic, Irrigation, stock, etc.) | Period of Use From _____ To _____
(Mo., Day) (Mo., Day)
(Both dates inclusive) |
- (4) 9.60 cfs TOTAL QUANTITY CLAIMED.
(CFS, GPD, AF)
- (5) A) Point of Diversion: Give location of point where water is diverted from its source SE 1/4 22 4S 2E Owyhee County
Sec. 22, Twp. 4S, Rge. 2E, B.M., _____
Additional Points: _____
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.
2 - 100 HP motors - sprinkler system
- (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.

T	R	SEC.	NE¼				NW¼				SW¼				SE¼				TOTAL
			NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	NE¼	NW¼	SW¼	SE¼	
4S	2E	28							40	40	40	40			40				200
		29											40	40	40				120
		32					40		40	40	40	40	40						280
		31														40	40		80
5S	2E	5					40	40											80
		6	40	40			40												120

Total no. of acres 880

B) If water is used for other than irrigation, fully describe that use, being as specific as possible: _____

NOTE: Include here the type and number of stock watered: _____

- (7) If you are claiming water as a member of an organization, list name of organization: _____
- (8) Remarks _____
- (9) Basis of claim (Check one) ☐ A) Right based on diversion 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. 02-7065

Be it known that the undersigned, after being duly sworn on oath, depose(s) and say(s) that all statements included herein are true and accurate to the best of (his, her, their) knowledge.

May 5, 1981

(Date)

State of Idaho

Organization _____

County of Owyhee

Seal _____

(Signature of Authorized Agent)

On this 5th day of May, in the year 1981 before me
a notary public, personally appeared Randy Ketterling

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

SEP 17 1968

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES

Application for Extension of Time to Avoid Forfeiture
of a Water Right

APR 11 1968

Section 42-222 of the Idaho Code provides that a water right shall be lost and forfeited and the water revert to the state upon the failure of a water user to apply the water to beneficial use for a period of five (5) years. The Director may allow an additional five (5) year period of non-use without forfeiture upon a showing of reasonable cause.

Complete fully the following application and submit it to the Department of Water Resources, Statehouse, Boise, Idaho, 83720, with the statutory fee of \$30.00 if the application involves 0.2 cfs or 20 acre feet or \$50.00 if in excess of these amounts.

1. Name of water right holder USDA, Farmers Home Administration
Post office address 2180 American Legion Blvd., Mountain Home, ID 83647
2. The right was obtained or is evidenced by:
 - a. Decree to _____ in Case of _____
(Name)
vs. _____, Dated _____ in _____
(Name of Court)
Court, County of _____. Fully describe decree _____
 - b. License No. 02-7065 issued by the Department of Water Resources.
 - c. Claim No. _____ on file with the Department of Water Resources.
3. Source of water Snake River tributary to the Columbia River
(Name of stream or source)
4. Date of priority of right May 14, 1970
5. Amount of water
 - a. 9.60 c.f.s. and/or
 - b. 4,049 acre feet/annum
6. Water is used for irrigation from April 1 to October 31
from _____ to _____
from _____ to _____
(Purpose) (Month-Day) (Month-Day)
7. Location of point of diversion is SE 1/4 NW 1/4 of Section 22
Township 4 South, Range 2 East, B.M., in Owyhee County;
Additional points of diversion, if any _____
8. 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	
4S	2E	28							40	40	40	40				40			200
		29											40	40			40		120
		32					40		40	40	40	40	40						280
		31															40	40	80
5S	2E	5					40	40											80
		6	40	40			40												120

Total number of acres irrigated 880

9. Give last date when water was applied _____
Length of extension of time requested 5 years, or until _____ (Date)
10. Explain fully your reasons for requesting an extension of time within which to resume the use of your water right and reasons for non-use Land is currently in Farmers Home Administration inventory. Because of a moratorium on sale of inventory property and FmHA's policy not to put land into production while in inventory it may jeopardize the water rights by non-use.

I hereby assert that no one will be injured by such extension. The information contained in this application is true to the best of my knowledge.

USDA, Farmers Home Administration (Signature of Applicant)
by John P. Riker, Assistant County Supervisor
Subscribed and sworn to before me this 8th day of April, 19 88.

Yvonne M. Clapier
Yvonne M. Clapier (Notary Public)

My commission expires 12-01-91

Residing at Mountain Home, Idaho

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined this application for extension of time within which to resume the use of a water right and I hereby APPROVE said application subject to the following conditions or reasons.

Beneficial use of water under this right shall resume on or before November 1, 1992.

Witness my hand this 13th day of September, 19 88.

J. Allen Saxton
Chief, Operations-Bureau

For Department Use Only

Received by RG Date 4-11-88 Time _____ Preliminary check by Jim
Fee \$ 50.00 Received by GW #000339 Date 4/11/88 Publication prepared by _____
Published in _____ Dates _____
Publication approved by _____ Date _____ Protests filed by: _____
Copies of protests forwarded by _____ Hearing held by _____ Date _____
Recommended for // Approval // Denial by Jim

State of Idaho
Department of Water Resources

ADJUDICATION CLAIM ANALYSIS SHEET

Review by D. SHAFF Date 11/04/82
Right No. 02-7065 Claimant KETTERLING

Recommendation differs from claim: ☒ Yes ☐ No ☐ Disallow
(Document any differences)

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. _____
- ☐ 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 _____

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

Measurement 16²⁶ cfs. Amount recommended 864 cfs.
Type of measuring device: _____ Meter No. _____
Condition _____ Date _____ Time _____

Adjudication Photo(s) Used: Name or No. 1974 OQ 1974 OQ 1977 0-2 1980 0
CASTLE BUTTE - KACHAS BUTTE, 2534-77-134, 3424-8C

Field Photographs Taken ☐ Yes ☒ No

Memorandum in file ☒ Yes ☐ No

Remarks _____

57-2218

[illegible]

1955

... ..

Country	Year	Value
United States	1980	100
United States	1981	100
United States	1982	100
United States	1983	100
United States	1984	100
United States	1985	100
United States	1986	100
United States	1987	100
United States	1988	100
United States	1989	100
United States	1990	100
United States	1991	100
United States	1992	100
United States	1993	100
United States	1994	100
United States	1995	100
United States	1996	100
United States	1997	100
United States	1998	100
United States	1999	100
United States	2000	100
United States	2001	100
United States	2002	100
United States	2003	100
United States	2004	100
United States	2005	100
United States	2006	100
United States	2007	100
United States	2008	100
United States	2009	100
United States	2010	100
United States	2011	100
United States	2012	100
United States	2013	100
United States	2014	100
United States	2015	100
United States	2016	100
United States	2017	100
United States	2018	100
United States	2019	100
United States	2020	100
United States	2021	100
United States	2022	100
United States	2023	100
United States	2024	100
United States	2025	100
United States	2026	100
United States	2027	100
United States	2028	100
United States	2029	100
United States	2030	100
United States	2031	100
United States	2032	100
United States	2033	100
United States	2034	100
United States	2035	100
United States	2036	100
United States	2037	100
United States	2038	100
United States	2039	100
United States	2040	100
United States	2041	100
United States	2042	100
United States	2043	100
United States	2044	100
United States	2045	100
United States	2046	100
United States	2047	100
United States	2048	100
United States	2049	100
United States	2050	100
United States	2051	100
United States	2052	100
United States	2053	100
United States	2054	100
United States	2055	100
United States	2056	100
United States	2057	100
United States	2058	100
United States	2059	100
United States	2060	100
United States	2061	100
United States	2062	100
United States	2063	100
United States	2064	100
United States	2065	100
United States	2066	100
United States	2067	100
United States	2068	100
United States	2069	100
United States	2070	100
United States	2071	100
United States	2072	100
United States	2073	100
United States	2074	100
United States	2075	100
United States	2076	100
United States	2077	100
United States	2078	100
United States	2079	100
United States	2080	100
United States	2081	100
United States	2082	100
United States	2083	100
United States	2084	100
United States	2085	100
United States	2086	100
United States	2087	100
United States	2088	100
United States	2089	100
United States	2090	100
United States	2091	100
United States	2092	100
United States	2093	100
United States	2094	100
United States	2095	100
United States	2096	100
United States	2097	100
United States	2098	100
United		

1. 2. 3. 4. 5. 6. 7. 8. 9. 10. 11. 12. 13. 14. 15. 16. 17. 18. 19. 20. 21. 22. 23. 24. 25. 26. 27. 28. 29. 30. 31. 32. 33. 34. 35. 36. 37. 38. 39. 40. 41. 42. 43. 44. 45. 46. 47. 48. 49. 50. 51. 52. 53. 54. 55. 56. 57. 58. 59. 60. 61. 62. 63. 64. 65. 66. 67. 68. 69. 70. 71. 72. 73. 74. 75. 76. 77. 78. 79. 80. 81. 82. 83. 84. 85. 86. 87. 88. 89. 90. 91. 92. 93. 94. 95. 96. 97. 98. 99. 100. 101. 102. 103. 104. 105. 106. 107. 108. 109. 110. 111. 112. 113. 114. 115. 116. 117. 118. 119. 120. 121. 122. 123. 124. 125. 126. 127. 128. 129. 130. 131. 132. 133. 134. 135. 136. 137. 138. 139. 140. 141. 142. 143. 144. 145. 146. 147. 148. 149. 150. 151. 152. 153. 154. 155. 156. 157. 158. 159. 160. 161. 162. 163. 164. 165. 166. 167. 168. 169. 170. 171. 172. 173. 174. 175. 176. 177. 178. 179. 180. 181. 182. 183. 184. 185. 186. 187. 188. 189. 190. 191. 192. 193. 194. 195. 196. 197. 198. 199. 200. 201. 202. 203. 204. 205. 206. 207. 208. 209. 210. 211. 212. 213. 214. 215. 216. 217. 218. 219. 220. 221. 222. 223. 224. 225. 226. 227. 228. 229. 230. 231. 232. 233. 234. 235. 236. 237. 238. 239. 240. 241. 242. 243. 244. 245. 246. 247. 248. 249. 250. 251. 252. 253. 254. 255. 256. 257. 258. 259. 260. 261. 262. 263. 264. 265. 266. 267. 268. 269. 270. 271. 272. 273. 274. 275. 276. 277. 278. 279. 280. 281. 282. 283. 284. 285. 286. 287. 288. 289. 290. 291. 292. 293. 294. 295. 296. 297. 298. 299. 300. 301. 302. 303. 304. 305. 306. 307. 308. 309. 310. 311. 312. 313. 314. 315. 316. 317. 318. 319. 320. 321. 322. 323. 324. 325. 326. 327. 328. 329. 330. 331. 332. 333. 334. 335. 336. 337. 338. 339. 340. 341. 342. 343. 344. 345. 346. 347. 348. 349. 350. 351. 352. 353. 354. 355. 356. 357. 358. 359. 360. 361. 362. 363. 364. 365. 366. 367. 368. 369. 370. 371. 372. 373. 374. 375. 376. 377. 378. 379. 380. 381. 382. 383. 384. 385. 386. 387. 388. 389. 390. 391. 392. 393. 394. 395. 396. 397. 398. 399. 400. 401. 402. 403. 404. 405. 406. 407. 408. 409. 410. 411. 412. 413. 414. 415. 416. 417. 418. 419. 420. 421. 422. 423. 424. 425. 426. 427. 428. 429. 430. 431. 432. 433. 434. 435. 436. 437. 438. 439. 440. 441. 442. 443. 444. 445. 446. 447. 448. 449. 450. 451. 452. 453. 454. 455. 456. 457. 458. 459. 460. 461. 462. 463. 464. 465. 466. 467. 468. 469. 470. 471. 472. 473. 474. 475. 476. 477. 478. 479. 480. 481. 482. 483. 484. 485. 486. 487. 488. 489. 490. 491. 492. 493. 494. 495. 496. 497. 498. 499. 500. 501. 502. 503. 504. 505. 506. 507. 508. 509. 510. 511. 512. 513. 514. 515. 516. 517. 518. 519. 520. 521. 522. 523. 524. 525. 526. 527. 528. 529. 530. 531. 532. 533. 534. 535. 536. 537. 538. 539. 540. 541. 542. 543. 544. 545. 546. 547. 548. 549. 550. 551. 552. 553. 554. 555. 556. 557. 558. 559. 560. 561. 562. 563. 564. 565. 566. 567. 568. 569. 570. 571. 572. 573. 574. 575. 576. 577. 578. 579. 580. 581. 582. 583. 584. 585. 586. 587. 588. 589. 590. 591. 592. 593. 594. 595. 596. 597. 598. 599. 600. 601. 602. 603. 604. 605. 606. 607. 608. 609. 610. 611. 612. 613. 614. 615. 616. 617. 618. 619. 620. 621. 622. 623. 624. 625. 626. 627. 628. 629. 630. 631. 632. 633. 634. 635. 636. 637. 638. 639. 640. 641. 642. 643. 644. 645. 646. 647. 648. 649. 650. 651. 652. 653. 654. 655. 656. 657. 658. 659. 660. 661. 662. 663. 664. 665. 666. 667. 668. 669. 670. 671. 672. 673. 674. 675. 676. 677. 678. 679. 680. 681. 682. 683. 684. 685. 686. 687. 688. 689. 690. 691. 692. 693. 694. 695. 696. 697. 698. 699. 700. 701. 702. 703. 704. 705. 706. 707. 708. 709. 710. 711. 712. 713. 714. 715. 716. 717. 718. 719. 720. 721. 722. 723. 724. 725. 726. 727. 728. 729. 730. 731. 732. 733. 734. 735. 736. 737. 738. 739. 740. 741. 742. 743. 744. 745. 746. 747. 748. 749. 750. 751. 752. 753. 754. 755. 756. 757. 758. 759. 760. 761. 762. 763. 764. 765. 766. 767. 768. 769. 770. 771. 772. 773. 774. 775. 776. 777. 778. 779. 780. 781. 782. 783. 784. 785. 786. 787. 788. 789. 790. 791. 792. 793. 794. 795. 796. 797. 798. 799. 800. 801. 802. 803. 804. 805. 806. 807. 808. 809. 810. 811. 812. 813. 814. 815. 816. 817. 818. 819. 820. 821. 822. 823. 824. 825. 826. 827. 828. 829. 830. 831. 832. 833. 834. 835. 836. 837. 838. 839. 840. 84

That the amount of water to which access is granted is limited to the amount actually needed and beneficially used for said purposes, and that

[illegible]

MEMO

TO: File 02-7065
 FROM: Don Shaff *DS*
 DATE: 11/04/82

The field examination performed to License this water right was done without the benefit of any aerial photography. Notes in the field report indicated other materials were used to determine the irrigated acreage. These materials apparently were inaccurate for this purpose. Aerial photography in 1974, 1977, and 1980 show that only 432 acres are irrigated within this described place of use. The diversion rate recommendation is correspondingly reduced to 8.64 cfs.

With the 16.26 diversion capacity of the two ¹⁰⁰~~one-hundred~~ horse-power motors and pumps it is unlikely the successful irrigation illustrated by the photographs would be accomplished if 9.60 cfs ~~will apply~~ ^{were applied} to 880 acres as was licensed. The photography shows that water has been concentrated on the 422 acres. The duty of the water closely reflects the recommended one ^{rather} inch per acre than the former approximate $\frac{1}{2}$ inch per acre.

| | | | |
|----------|---------|-----------------|-----------|
| Same P/D | 02-7065 | 8 ⁶⁴ | 5/14/1970 |
| | 02-7090 | 6 ² | 8/24/1971 |
| | 02-2267 | 4 ⁶⁶ | 1/20/1964 |
| | | <u>19</u> | <u>30</u> |

WATER RIGHT LICENSE

THIS IS TO CERTIFY, that E. F. LAWRENCE

No. 68-7085 issued pursuant to Application for Permit dated May 14, 1971

that he has applied water to a beneficial use, as evidenced by the Department findings that the works have a capacity for the diversion of 10, 25 cfs of water from the Snake River

| Domestic Use | Exports of the | Rate of Dividend | Annual Volume |
|--------------|----------------|------------------|---------------|
|--------------|----------------|------------------|---------------|

EXPERIMENT

1700, 4 B. Hqs. 2 B. B. M. in the County of Cuyahoga

| Type | Range | NEW | NEW | NEW | NEW | NEW | NEW | NEW | NEW | Total |
|----------------------------|-------|-----|-----|-----|-----|-----|-----|-----|-----|-------|
| | | NEW | NEW | NEW | NEW | NEW | NEW | NEW | NEW | |
| SUB-LAND DETACHMENT | | | | | | | | | | |
| RESOL | | | | | | | | | | |

Total number of acres irrigated 860

NOTE: Modifications to or repairs from this license must be made within the limits of Section 48-222, Idaho Code, or the applicable Idaho Law. This right may be forfeited by five years of non-use.

Witness the seal and signature of the Director, attested at Boston, March, this 22 day of

June 19 70

[Handwritten signature]
Director

License No. 08-7085
LAND LIST ATTACHMENT

Description and location of place of use:

[illegible]

