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DEPARTMENT OF
WATER RESOURCES

SRBA Form No.42-1409-1 (Internet 2/09)

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

Second Amended

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-33562

Date Received: _____

Receipt No: _____

Received By: _____

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

Please type or print clearly

1. Name of Claimant (s) SunRidge Dairy LLC Phone (208) 442-7316

Mailing Address 4890 Dry Lake Rd, Nampa, ID ZIP 83686

2. Date of Priority (Only one (1) per claim) 8/20/1981
Street or Box City State
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) Ground Water

which is tributary to (b) _____

4. a. Location of Point of Diversion is: Township 2N, Range 2W, Section 31,
NW, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Canyon

Parcel (PIN) no. _____

Additional points of diversion if any: _____

If available, GPS Coordinates _____

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

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

Govt. Lot _____, BM., County of _____

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

Govt. Lot _____, BM., 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. Ground water well

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For Irrigation purposes from 3/1 to 11/15 amount 0.50 or 112.5

For purposes from to amount or

For purposes from to amount or

For purposes from to amount or

7. Total quantity claimed (a) 0.50 (cfs) and/or (b) 112.5 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.)

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	2W	31									6	9				10			25

Parcel (PIN) no(s) Total number of acres irrigated 25

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

11. Do you own the property listed above as place of use? Yes (✓) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

or None (✓)

13. Remarks: Amendments include 1) corrected priority date, 2) corrected pod, 3) addition of flow rate, 4) corrected volume, and 5) corrected pou.

Evidence of priority is attached and consists of the Department's licensing exam with associated aerial photos for water right 63-8053. The exam's aerial photos indicate irrigation use on the subject enlargement acres.

The date of the licensing field exam represents the amended priority date.

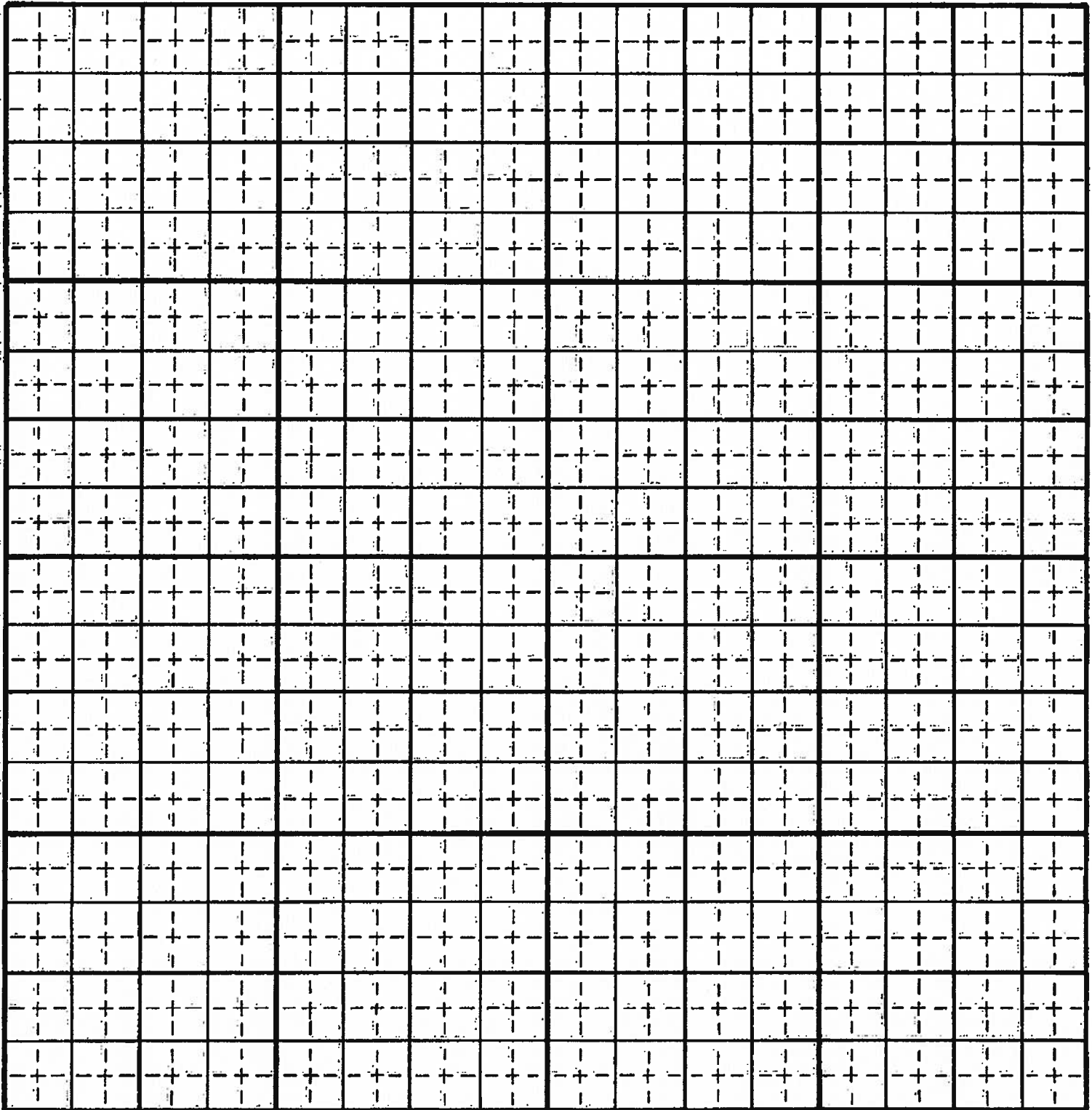
The claimed acres are an enlargement of water right 63-3486.

Last Name Identification No.

Map of Project: Attach aerial photograph or topographic map showing clearly the point of diversion, place of use, section number, township, and range number, unless unavailable. Otherwise sketch the elements above on the grid below.

See attachment A

Scale: 2 Inches equals 1 mile



Last Name _____ Identification No. _____

14. Basis of Claim (Check One) Beneficial Use (☒) Posted Notice (☐) License (☐) Permit (☐) Decree (☐)

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number _____

15. Signature(s)

(a.) By signing below, I/We acknowledge that I/We have received, read and understand the form entitled "How you will receive notices 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: 4

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

MANAGING MEMBER of SUNRIDGE DAIRY LLC,
Title Organization

that I have signed the foregoing document in the space below as

MANAGING MEMBER of SUNRIDGE DAIRY LLC,
Title Organization

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

Signature of Authorized Agent [Signature] Date 2/26/2013

Title and Organization MANAGING MEMBER, SUNRIDGE DAIRY LLC

16. Notice of Appearance:

Notice is hereby given that I, Michael P. Lawrence, will be acting as attorney at law of 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.

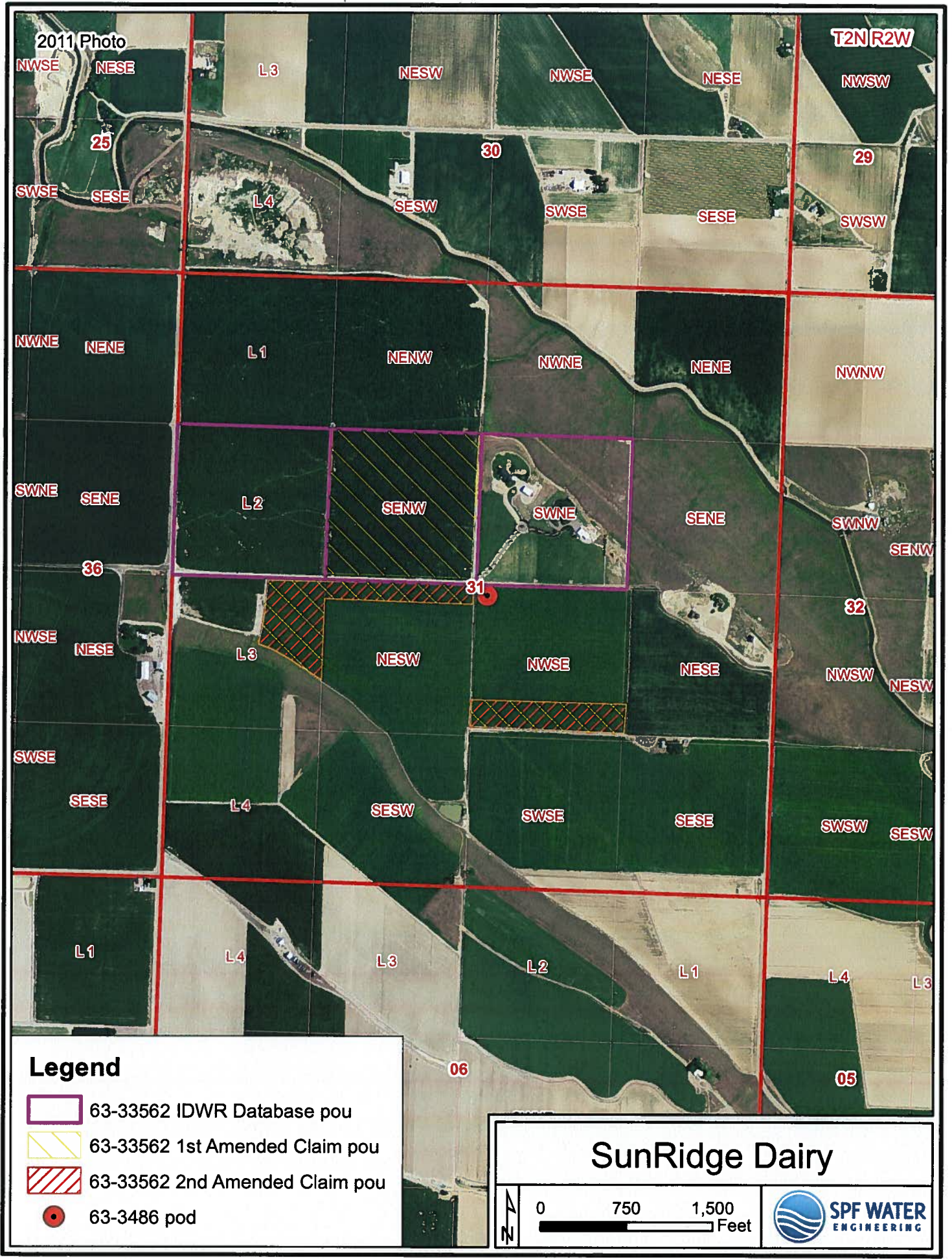
Signature [Signature] Date 2/28/13

Address 601 W. Bannock St., P.O. Box 2720

Boise, ID 83701

Last Name _____ Identification No. _____

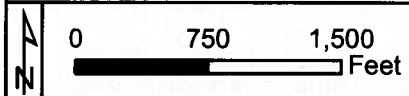
ATTACHMENT A
SECOND AMENDED CLAIM MAP



Legend

-  63-33562 IDWR Database pou
-  63-33562 1st Amended Claim pou
-  63-33562 2nd Amended Claim pou
-  63-3486 pod

SunRidge Dairy



ATTACHMENT B
EVIDENCE OF PRIORITY



State of Idaho

DEPARTMENT OF WATER RESOURCES

STATE OFFICE, 450 W. State Street, Boise, Idaho

JOHN V. EVANS
Governor

A. KENNETH DUNN
Director

Mailing address:
Statehouse
Boise, Idaho 83720
(208) 334-4440

June 7, 1982

RE: Permit No. 63-8053

Connecticut Mutual Life Insurance Co.
140 Garden St.
Hartford, CT 06115

Gentlemen:

A representative of this Department has made an examination of the works covered by your Permit No. 63-8053, and has found the following:

Amount of water that can be recognized as beneficially used under Idaho law: 1.42 cfs Source: groundwater

The maximum quantity diverted shall not exceed 599.9 acre feet per year.

Point(s) of diversion: NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 31, Twp. 2N, Rge. 2E, Canyon County

Beneficial use: Irrigation of 179 acres within the NE $\frac{1}{4}$, Sec. 6, Twp. 1N, Rge. 2W; SW $\frac{1}{4}$ SW $\frac{1}{4}$, Sec. 32; E $\frac{1}{4}$ SE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, Sec. 31; Twp. 2N, Rge. 2W

Priority date established: October 17, 1974

Conditions (if any): This right when combined with all other rights shall provide no more than 0.02 cfs per acre nor more than 4.5 afa per acre for the lands above.

If you do not concur with these findings please contact us within 10 days, otherwise a water license will be issued as set forth above.

Sincerely,

JOHN JOHNSON
Water Distribution Supervisor

JJ:kw

try to find a way to

3. Water will be used for the following purposes:

Other uses: _____

- Max Rate of Diversion _____ cubic feet per second and annual volume _____ AF/Annum.

- Township _____ N/S, Range _____ E/W, B.M., Section _____, Subdivision _____ 1/4 _____ 1/4 _____
County _____

Other Points of Diversions: _____

Description of diverting works: well, pump, pipeline

Measuring device required: yes ☒ no ☐

6. Lands to be irrigated or place of use.

[illegible]**TOTAL ACREAGE**

179.

DATE OF EXAM 17 Aug 1981

ACREAGE
Found 179.1
Recommended 179.1

Irrigation Requirement 9.5 Ac Ft/Ac

USE
Irrigation Q = 1.42 c.f.s. V = 599.9 AF/Ann. from 4/1 to 10/31
Domestic Q = _____ c.f.s. V = 687.44 AF/Ann. from _____ to _____
Livestock Q = _____ c.f.s. V = _____ AF/Ann. from _____ to _____

Is water co-mingled? yes _____ no X

Name source: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Exchange? yes _____ no X

Name source exchanged with: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of injection: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Point of exchange: _____
twp. _____ N/S, Rge _____ E/W, B.M., Sec. _____, Sub. _____ 1/4 _____ 1/4 _____ County _____

Total Q measured 1.42 cfs Method of measurement orifice plate

Total Q recommended 2.42 cfs Meter No. _____ Type _____ Condition good

Total V recommended 687.44 688.8

Recommended Amendments:

P.D. _____
Place of Use _____
Other ASPS To cover additional ground not covered
None

MEASUREMENT CALCULATION:
8 X 6" ORIFICE 4" Head = 1.42 cfs capacity
 $1.42 \pm 1.98 \times 245 = 687.44$ AE/ANN
 $179 \times 4.5 = 805.5$ in $1.42 \times 1.9835 \times 213 = 599.9$

SYSTEM DESCRIPTION:
wells pump into pond w/ AC lift pump in sprinkler system
75 HP U.S. Electric # 9024208-1
4 pipe & barrel H.N.A. 558' deep reads at 32p'

REMARKS:
the other wells & lines on same ground

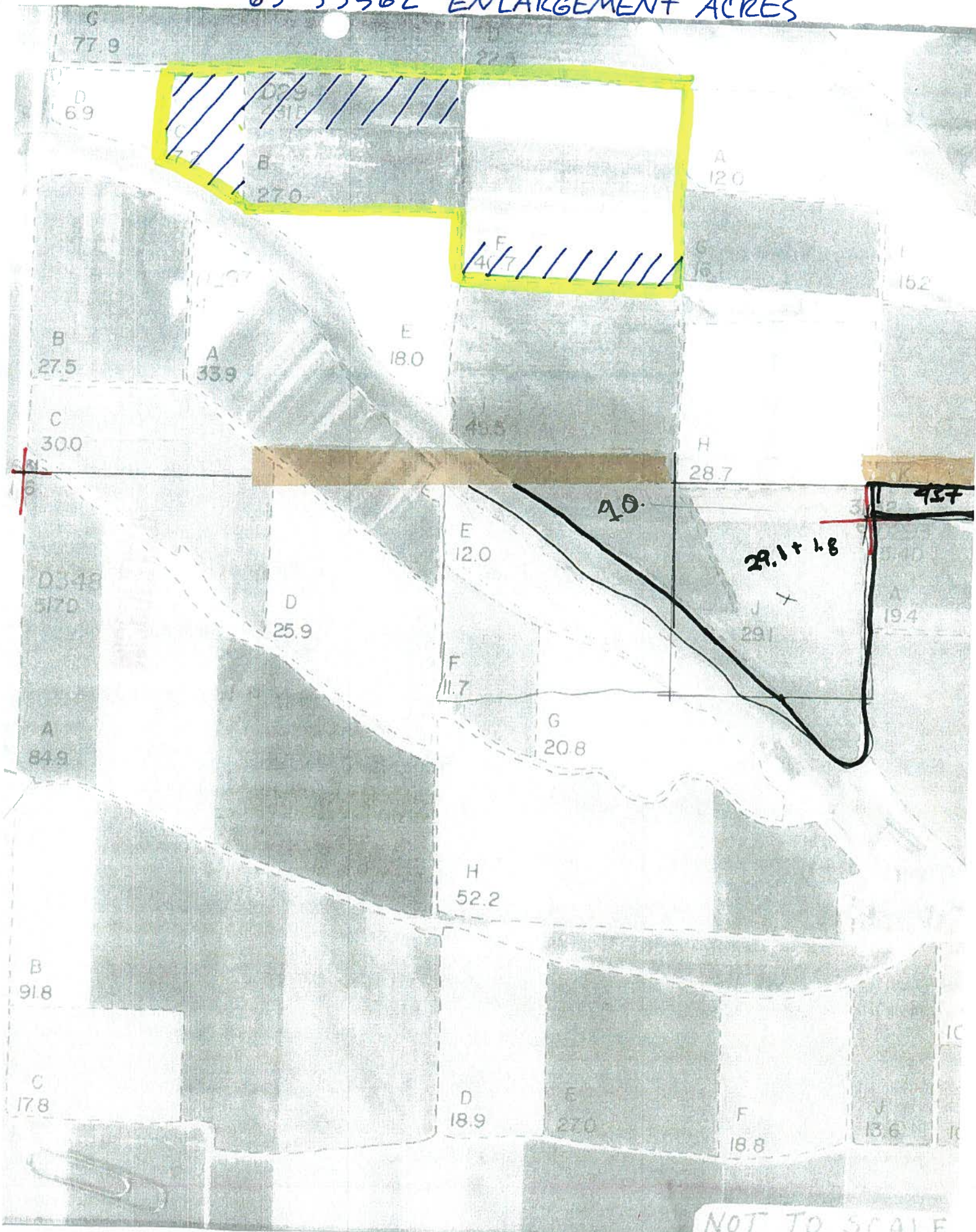
Examiner's Signature W E Munn Date 20 Aug 1981

Checked by DPS Date 11/3/81

Approved by [Signature] Date 6/2/82

Overlap Review attached

63-33562 ENLARGEMENT ACRES



ATTACHMENT C
FIRST AMENDED CLAIM

Fifth Judicial District
County of Twin Falls - State of Idaho

JAN 27 2012

SRBA Form No.42-1408-1 (Internet 2/09)

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

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

CIVIL CASE NUMBER: 39576

Ident. Number 63-33542

Date Received: _____

Receipt No: _____

Received By: _____

NOTICE OF CLAIM
TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

Please type or print clearly

1. Name of Claimant (s) DBSI Tiegs 979 LLC Phone (208) 287-1895

Mailing Address 1550 S. Tech Lane, Meridian, ID ZIP 83642

2. Date of Priority (Only one (1) per claim) November 19, 1987
Month Day Year (YYYY)

3. Source of water supply (Check one) Ground Water (✓) or Other () (a) _____
which is tributary to (b) _____

4. a. Location of Point of Diversion Is: Township 2N, Range 2W, Section 31,
NW, 1/4 of SE, 1/4 Govt. Lot _____, BM., County of Canyon

Parcel (PIN) no. _____

Additional points of diversion if any: T2N, R2W, 31 NESE, T2N R2W, 31 SESE

If available, GPS Coordinates _____

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

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

Govt. Lot _____, BM., County of _____

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

Govt. Lot _____, BM., 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. Ground water wells

6. Water is claimed for the following purposes:

(both dates are inclusive MM-DD)

(cfs)

(acre feet)

For irrigation purposes from 3/01 to 11/15 amount 0 or 94.5

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

For _____ purposes from _____ to _____ amount _____ or _____

7. Total quantity claimed (a) 0 (cfs) and/or (b) 94.5 (acre feet)

8. Non-irrigation uses; describe fully (eg. Domestic: Give number of households served; Stockwater: Type and number of livestock, Etc.) _____

9. Description of place of use:

a. If water is for irrigation, indicate acreage in each subdivision in the tabulation below.

b. 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.

Twn	Rng	Sec	NE				NW				SW				SE				Totals
			NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
2N	2W	31								7	5	9				7			21

Parcel (PIN) no(s). _____

Total number of acres irrigated 21

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

11. Do you own the property listed above as place of use? Yes (✓) No ()

If your answer is No, describe in Remarks below the authority you have to claim this water right.

12. Describe any other water rights used at the same place and for the same purposes as described above.

_____ or None (✓)

13. Remarks: This is an enlargement of Water Right No. 63-3486.

Last Name _____ Identification No. _____

14. Basis of Claim (Check One) Beneficial Use () Posted Notice (✓) License () Permit () Decree ()

Court _____ Decree Date _____ Plaintiff v. Defendant _____

If applicable provide IDWR Water Right Number 63-3486

15. Signature(s)

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

Number of attachments: 0

For Individuals: I/We do solemnly swear or affirm under penalty of perjury 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 under penalty of perjury that I am

_____ of _____,
Title Organization

that I have signed the foregoing document in the space below as

_____ of _____,
Title Organization

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

Signature of Authorized Agent _____ Date _____

Title and Organization _____

16. Notice of Appearance:

Notice is hereby given that I, Thomas J. Budge, will be acting as attorney at law of 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 Thomas J. Budge Date 1-20-2013

Address P.O. Box 1391; 201 E. Center
Pocatello, ID 83204-1391

Last Name _____ Identification No. _____

ATTACHMENT D

IDWR DATABASE CLAIM RECORD

CloseIDAHO DEPARTMENT OF WATER RESOURCES
Adjudication Claim Report

1/28/2013

WATER RIGHT NO. 63-33562

<u>Owner Type</u>	<u>Name and Address</u>
Current Owner	DBSI TIEGS 979 LLC 12426 W EXPLORER DR STE 100 BOISE, ID 83713 (208) 287-1895

Priority Date: 11/19/1987
Basis: Decreed
Status: Active

<u>Source</u>	<u>Tributary</u>
GROUND WATER	

<u>Beneficial Use</u>	<u>From</u>	<u>To</u>	<u>Diversion Rate</u>	<u>Volume</u>
IRRIGATION	03/01	11/15		94.5 AFA
Total Diversion			94.5 AFA	

Location of Point(s) of Diversion:

GROUND WATER	NESE	Sec. 31	Township 02N	Range 02W	CANYON County
GROUND WATER	NWSE	Sec. 31	Township 02N	Range 02W	CANYON County
GROUND WATER	SESE	Sec. 31	Township 02N	Range 02W	CANYON County

Place(s) of use:

Place of Use Legal Description: IRRIGATION CANYON County

<u>Township</u>	<u>Range</u>	<u>Section</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>	<u>Lot</u>	<u>Tract</u>	<u>Acres</u>
02N	02W	31		SWNE	5									
				SWNW	9		SENW	7						

Total Acres: 21

Conditions of Approval:

1. This is an enlargement of Water Right No. 63-3486

Dates:
Licensed Date:

Claim Received Date:
Decreed Date:
Enlargement Use Priority Date:
Enlargement Statute Priority Date:

Other Information:
State or Federal:
Owner Name Connector:
Water District Number:
Generic Max Rate per Acre:
Generic Max Volume per Acre:
Civil Case Number:
Old Case Number:
Decree Plaintiff:
Decree Defendant:
Swan Falls Trust or Nontrust:
Swan Falls Dismissed:
DLE Act Number:
Cary Act Number:
Mitigation Plan: False

Close