

04/18/2006

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

RIGHT NUMBER: 63-21176
NAME AND ADDRESS: JENNIFER D TRAUTMAN
1425 CHICAGO ST
NAMPA ID 83686

TAL R TRAUTMAN
1425 CHICAGO ST
NAMPA ID 83686

SOURCE: GROUND WATER TRIBUTARY:

QUANTITY: 0.230 CFS
54.000 AFY

PRIORITY DATE: 03/01/1939

POINT OF DIVERSION:

T03N R01W S6 NENE Within CANYON County

PURPOSE AND
PERIOD OF USE:

<u>PURPOSE OF USE</u>	<u>PERIOD OF USE</u>	<u>QUANTITY</u>
IRRIGATION	03/01 11/15	0.230 CFS 54.00 AFY

PLACE OF USE: IRRIGATION Within CANYON County

T03N R01W S06 NENE 12.00

12 ACRES TOTAL

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Beneficial Use

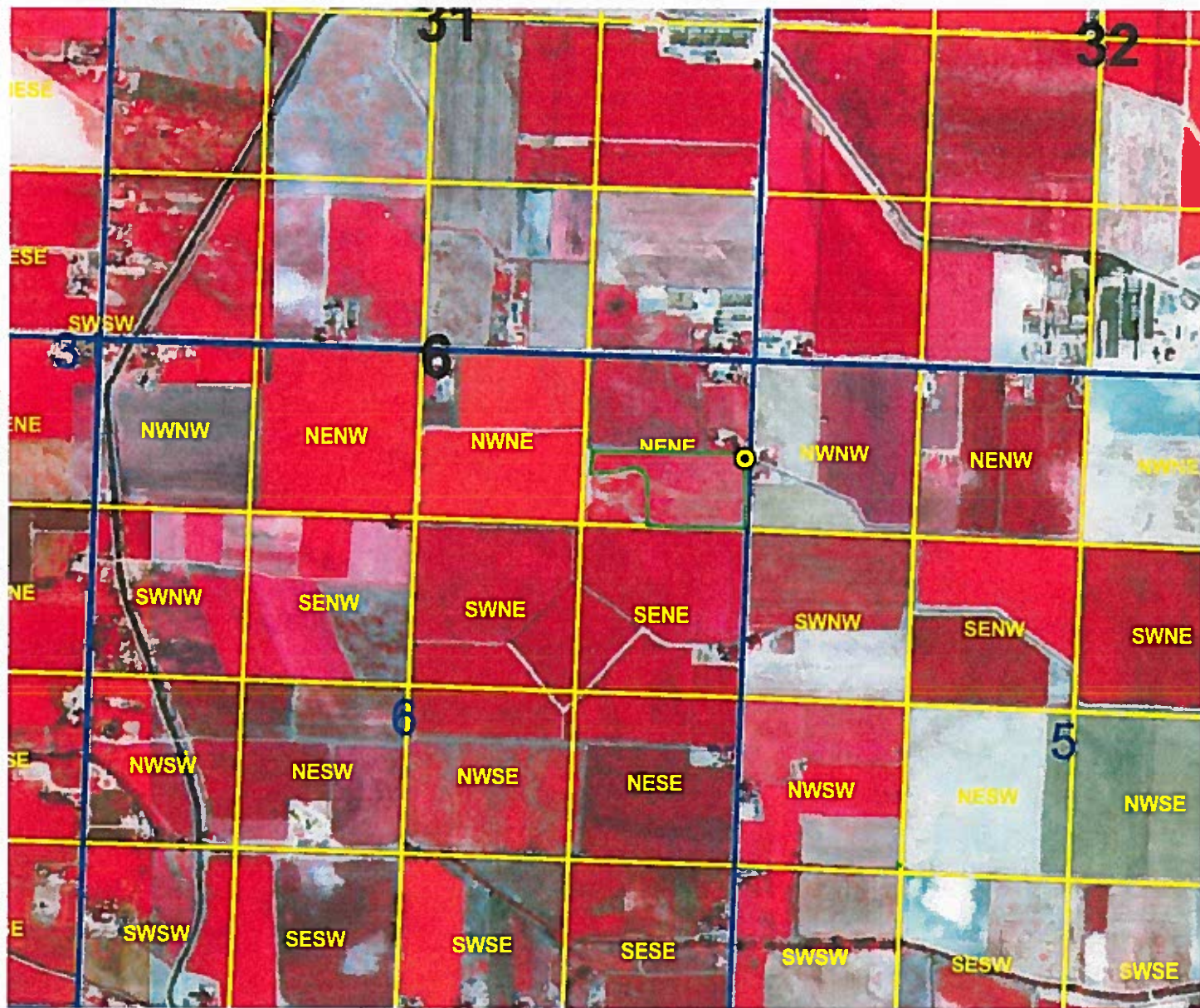
Use of this right is combined with water from Nampa Meridian Irrigation District.



State of Idaho
Idaho Department of Water Resources
Western Region

T3N R1W SECTION 6

Water Right (s): 63-21176



1320 0 1320 2640 3960 Feet

TOTAL IRRIGATED ACRES = 12



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

GIS Place of Use Illustration
1987 NAPP Photography
Prepared By: Vicky Music
Date: April 2006



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

February 8, 2006

TAL AND JENNIFER TRAUTMAN
5059 USTICK RD
NAMPA, ID 83686

RE: EVIDENCE OF PRIORITY

Snake River Basin Claim No(s): A63-21176

Dear Claimant(s),

In the past, you submitted the above referenced claim(s) during the Snake River Basin Adjudication (SRBA) claims taking. Enclosed is a printout of the claim(s) for your reference only. You indicated, when these claims were filed, that the water right(s) was based on either a "Statutory Claim" or "Beneficial Use" of the water. Water rights of this type are established by historical use of the water for a beneficial use purpose, dating back to the time the water was first used; this date being the "Priority Date" as shown on the enclosed print-out. This claim(s) has not been confirmed by a previous filing with the Idaho Department of Water Resources (IDWR) since there is no decree, license, or permit on file to verify the use of this water. For this reason, IDWR is required to gather evidence from claimants supporting the date of priority for claims based on historical beneficial use of water.

Enclosed is a pamphlet entitled "**Evidence of Priority**" which describes why evidence of the priority date is necessary, along with examples of types of evidence that can be submitted to fulfill this requirement. While I encourage you to read the entire pamphlet, I direct your attention to the two sections entitled "**What Kind of Evidence is Required**" and "**Some Examples of Documents Which May Be Evidence of the Priority Date.**"

If no evidence of this priority date is submitted, or we do not hear from you within the time limit below, your priority date, as claimed, may not be recommended to the SRBA court for decree. This could jeopardize your water use under this right(s) if water availability problems arise in the future. Please submit the required evidence supporting the priority date(s) by March 1, 2006.

Please let me know if have questions not covered by this letter and the enclosed pamphlet, by the date indicated above.

Sincerely,

Vicky L. Music
Senior Water Resource Agent

Enclosures: Notice of claim report for A63-21176 and "Evidence of Priority" brochure

NOTE: If you no longer own the property upon which this claim was filed, please contact this office immediately. Idaho State law requires that the Department be notified of a change of owner or address on a water right.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

November 9, 2001

RE: Investigation of Water Right Claims in the Snake River Basin Adjudication, Basin 63

Dear Claimant:

As you may be aware, the Idaho Department of Water Resources (IDWR) is commencing its Snake River Basin Adjudication (SRBA) investigation of water rights in the Boise River Basin (Basin 63). This investigation is a major effort, and IDWR has hired a contractor, Intrepid Engineering Services, to assist us with this task.

The purpose of this letter is to advise you that Intrepid might be contacting you to conduct a field investigation of your water use. This investigation is meant to provide important information to the IDWR Senior Water Resource Agent who will be making a recommendation for your water rights. Accordingly, we request that you provide Intrepid with access to your water diversion system so that their personnel can conduct this field examination. Intrepid will be gathering information on the rate of flow, diversion location and place of use of your water rights, and will be reporting this information to IDWR.

If you have sold your property in the Boise River Basin, we request that you forward this letter to the purchaser, so that the purchaser can report the new name and address to our office. If you are unable to forward this letter, please send any information regarding a new owner to our Western Regional Office located at 2735 Airport Way, Boise, 83705, (208) 334-2190.

The process of adjudicating your water rights is straightforward for most people, resulting in the issuance of decreed water rights on your property. Experience has shown that water users who work with our agency early in the process to ensure that their recordings are correct have a better experience than those who wait until IDWR has filed its findings with the SRBA Court. Thus, we encourage you to work with our staff and with Intrepid to ensure that the results accurately reflect your water uses.

Sincerely,

Jan Shurte
Adjudication Section Supervisor
Western Regional Office

IDAHO DEPARTMENT OF WATER RESOURCES
WESTERN REGION
2735 Airport Way
Boise, Idaho 83705-5082



ADDRESSEE
UNKNOWN

UNITED STATES POSTAGE
163
9442 \$ 00.33⁰ PB8594393
4847 MAILED FROM BOISE ID 83705
JAN 25 00

63-21176

NK-2

TAL R TRAUTMAN
JENNIFER TRAUTMAN
5059 USTICK RD
NAMPA ID 83686

RECEIVED

JAN 3 1 2000

WATER RESOURCES
WESTERN REGION

83705750825 082





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

FAX (208) 334-2348

January 25, 2000

DIRK KEMPTHORNE
GOVERNOR

KARL J. DREHER
DIRECTOR

TAL R TRAUTMAN
JENNIFER TRAUTMAN
5059 USTICK RD
NAMPA ID 83686

Re: Notice of Claim to a Water Right No. A63-21176

Dear Claimants:

Enclosed is a copy of the above referenced claim which reflects the change in ownership of the land and appurtenant water right(s) covered under the original filing.

The Department will contact you in the future concerning any requirements that may be needed in order to process this claim for final court decree.

Thank you for your patience and cooperation, as we have had several ownership changes to process. If you have any questions concerning the enclosed claim, please feel free to contact this office.

Sincerely,

A handwritten signature in cursive script that reads "Denise Buffington".

Denise Buffington
Office Specialist 1
Adjudication Section
Western Region Office

DB:db

Enclosure

8/9/94

RECEIVED

JUL 27 1994

COMMUNICATION DOCUMENTATION

Claim No. A63-21176

This form is to be used to document public record information requests regarding any SRBA claim or claims. The form may also be used to document IDWR communications requesting information regarding any SRBA claim or claims when the request is not made in writing or the claim verification report is not readily available to document the request. This form is to be filed in all relevant claim files or a central office file.

IDWR Employee/Agent D. Shaw Date 7/26/94

Contact Person(s) Clyde Trupp (208) 467-9505

for American Crystal Sugar

Nature of Contact To verify a claim had been filed
& verify amount claimed.

Substance of Communication Mr. Trupp was concerned that
0.23 cfs was not enough water to irrigate 12
acres & wondered why he didn't have a
license for the irrigation right. I explained
the claim showed a 1915 priority & a license
was not necessary, the water right was
represented by a claim which would
eventually be decreed. I also explained
the claim could be amended at no cost
for more water and that when we examined
the claim we would verify the well would
produce the amount claimed & if more than
0.02 cfs/acre that the amount was needed
to irrigate the 12 acres.

MICROFILMED
OCT 09 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

CECIL D. ANDRUS
GOVERNOR

R. KEITH HIGGINSON
DIRECTOR

April 12, 1994

CLYDE R TRUPP
SR PLANT BREEDER
AMERICAN CRYSTAL SUGAR
5061 USTICK RD
NAMPA ID 83687

RE: Snake River Basin Adjudication (SRBA)
Canyon County - Notice of Claim #A63-21176

Dear Claimant:

We are returning your Notice of Claim to a Water Right filed for your property in Canyon County. We have noted a problem with your claim which we would like you to correct.

The notary public's verification of the signature of the claimant is a required element of the claim form. After you have obtained the notary public's verification of your signature at the bottom of the last page, we will be able to process this claim.

Please return the documents to this office to my attention by May 5, 1994. Please do not hesitate to contact this office if you have any questions or concerns.

Sincerely,

Donald V. Shaff
Manager, Adjudication Section

DVS:ss:state:tf
Enclosure:

Notice of Claim to a Water Right #A63-21176

MICROFILMED

JUL 27 1994



State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190
FAX (208) 334-2348

MEMORANDUM TO CLAIM FILE

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

TO: CLAIM FILE NO. 63-21176
FROM: VICKY L MUSIC, SR WATER RESOURCE AGENT, IDWR / WESTERN REGION
SUBJECT: BASIS OF RECOMMENDATION - PRIORITY DATE
DATE: 4/18/2006
CC:

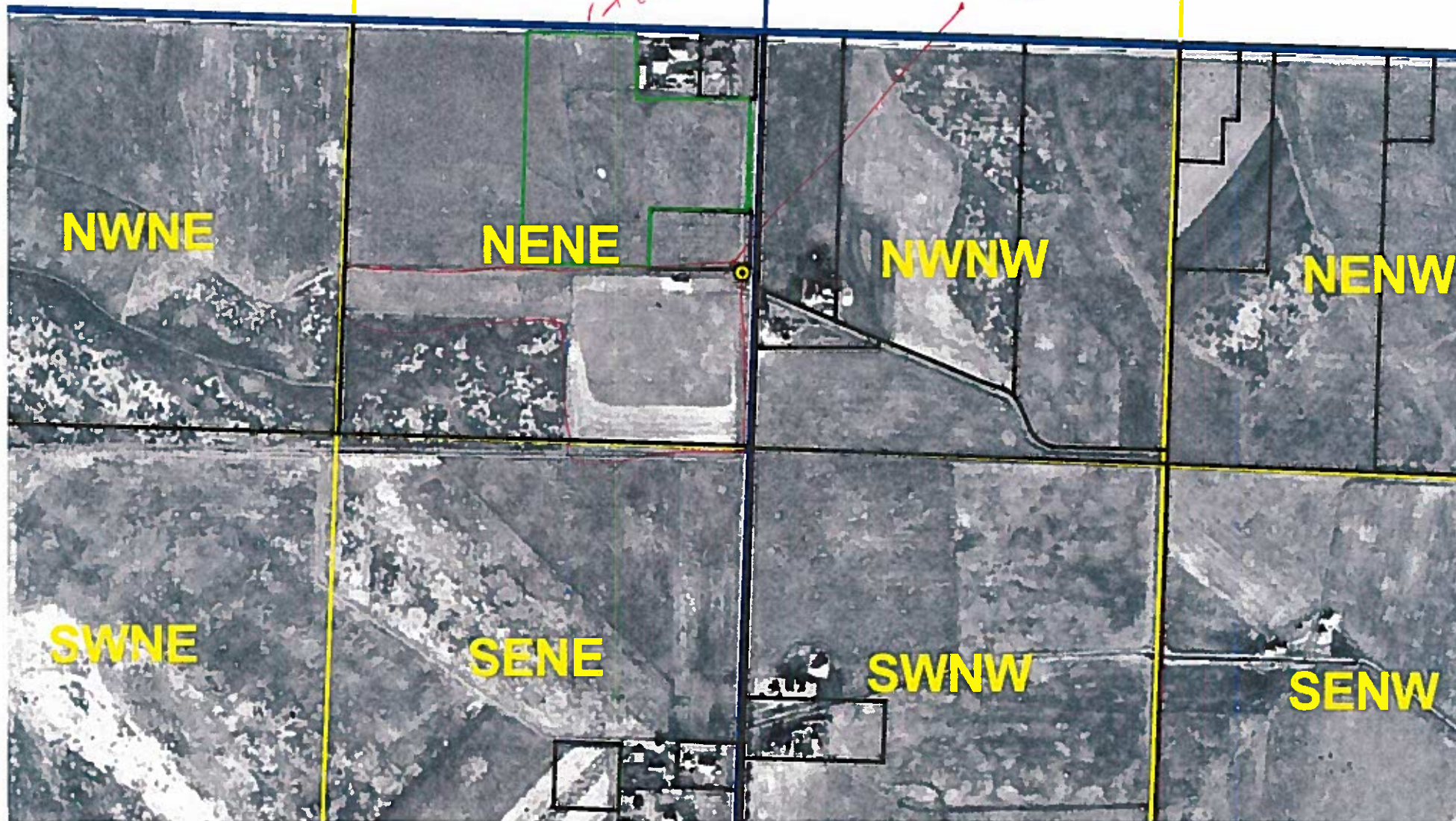
I have had several conversations with Jennifer Trautman regarding evidence of priority for the claimed 1915 date.

She called today to tell me that she and her husband say to advance the priority date to 1939. Unfortunately, there are no longer any old timers around to support the date and she has mad attempts to contact the prior owners to no avail.

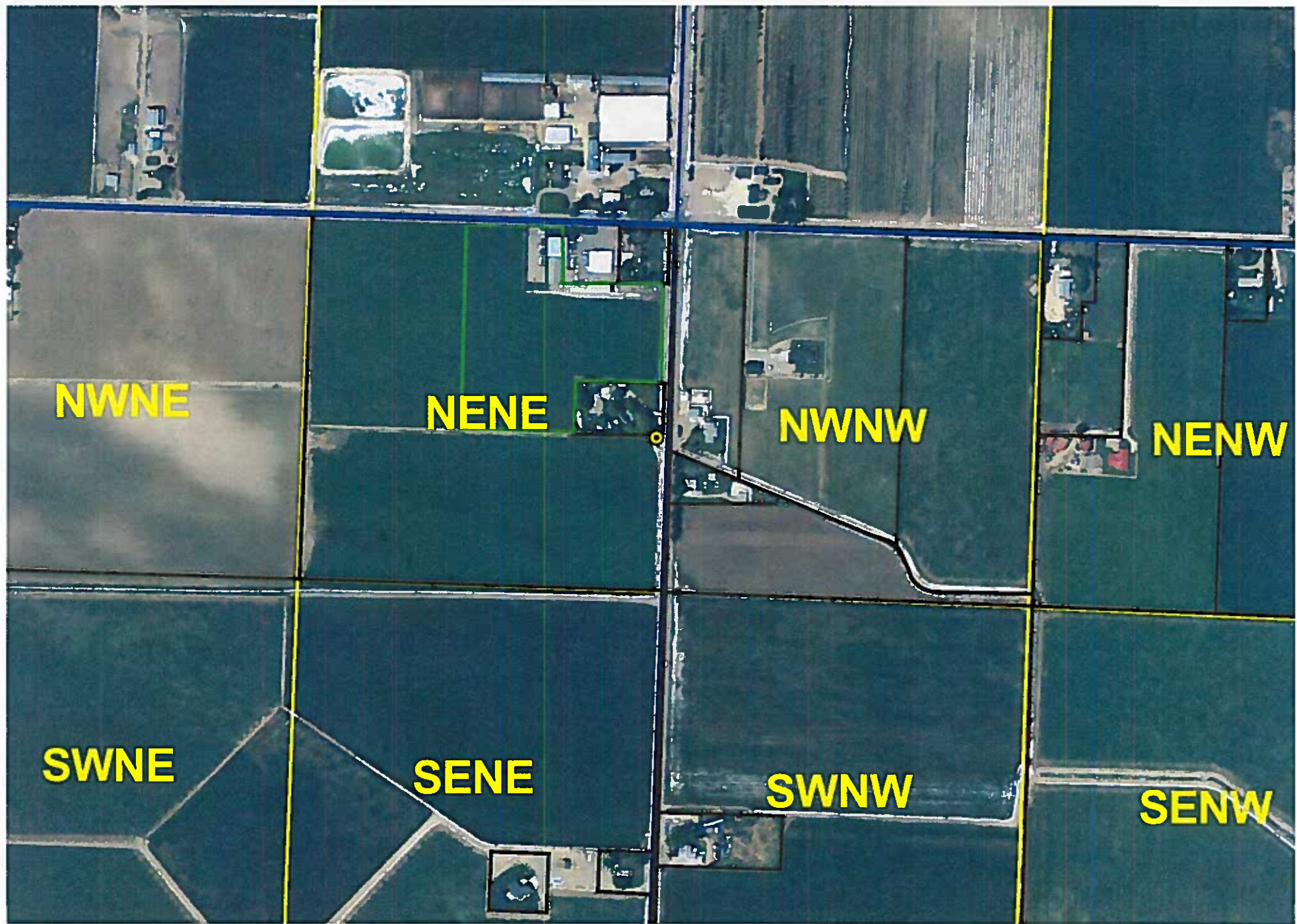
I had mentioned in an earlier conversation in response to her question as to what would happen if they could not find evidence for the 1915 date. I told her that I had a 1939 aerial that shows irrigation and though I know that NMID water is also used, I have no information to contradict the claimed assertion that the property was irrigated from the well.

I also told her that if they do find additional information they can submit it even after the recommendation is made to the SRBA Court via an objection. They may continue to work on it.

VLM



63-21176. 1939 AERIAL PHOTO. CLAIMED 12 ACRES IN THE NENENE. EVIDENCE OF IRRIGATION SEEN. NMID WATER ALSO USED.



63-21176. 2004 AERIAL PHOTO. CLAIMED 12 ACRES IN THE NENENE. THE ENTIRE 12 ACRES HAS NOT BEEN IRRIGATED - DEVELOPED AREA IN NENENENE HAS BEEN DEVELOPED SINCE BEFORE 1939



IDAHO SECRETARY OF STATE Viewing Business Entity

Ben Ysursa, Secretary of State

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[[Get a certificate of existence for AMERICAN CRYSTAL SUGAR COMPANY](#)]

AMERICAN CRYSTAL SUGAR COMPANY

101 NORTH THIRD STREET
MOORHEAD, MN 56560

Type of Business: CORPORATION, GENERAL BUSINESS

Status: GOODSTANDING, ANREPT SENT 01 Mar 2005

State of Origin: MINNESOTA

Date of 01 May 1989

Origination/Authorization:

Current Registered Agent: CT CORPORATION SYSTEM
300 NORTH 6TH STREET
BOISE, ID 83701

Organizational ID / Filing Number: C89267

Number of Authorized Stock Shares:

Date of Last Annual Report: 05 Apr 2005

Amendments:

Amendment filed 01 May 1989 CERTIFICATE OF
AUTHORITY

[View Document
Online
Download \(TIFF
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Annual Reports:

Report for year 2005 ANNUAL REPORT

[View Document Online
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Report for year 2004 ANNUAL REPORT

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Report for year 2003 ANNUAL REPORT

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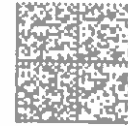
[Idaho Secretary of State's Main Page](#)

[State of Idaho Home Page](#)

Comments, questions or suggestions can be emailed to: sosinfo@idsos.state.id.us

ADDRESS SERVICE
REQUESTED

FIRST CLASS



UNITED STATES POSTAGE
02 1A \$ 00.87
0004389393 FEB 02 20
MAILED FROM ZIP CODE 832

WATER RESOURCES
WESTERN REGION

TAL R TRAUTMAN
1425 CHICAGO ST
Nampa ID 83686

RETURN TO SENDER
B644440633044664633460404040

63-21176

Resent 2-9-0.

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
WESTERN REGIONAL OFFICE
2735 AIRPORT WAY
BOISE, IDAHO 83705

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FIRST CLASS



UNITED STATES
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OCT 11 2006

WATER RESOURCES
WESTERN REGION

JENNIFER D TRAUTMAN

TAL R TRAUTMAN
1425 CHICAGO ST
NAMPA ID 83686

TRAU425* 836862026 1905 16 10/10/06
FORWARD TIME EXP RTN TO SEND
TRAUTMAN
PO BOX 155
JORDAN VALLEY OR 97910-0155

RETURN TO SENDER

63-21176

Resent 10-11-06

IDAHO DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM POU REVIEW REPORT
ADJUDICATION CLAIM NUMBER: 63-21176

01/27/2006

1

Right #	Type	Twp	Rge	Sec	QQ	Q	Lot	Purpose of Use	Acres/Total	Name
21176	Claim	03N	01W	6	NE	NE		IRRIGATION	12/12	JENNIFER D TRAUTMAN
11303	Water Right	03N	01W	6	NE	NE	1	COMMERCIAL		TAL R TRAUTMAN

IDWR - WESTERN REGION

CONTRACTOR: Karan Waters

CLAIM/ID: A63-21176

Date: 8-17-01

				NE				NW				SW				SE				Sum
	TNS	RNG	SEC	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	
Claim	3N	1W	6	12																12
GIS				29																29
Claim																				
GIS																				
Claim																				
GIS																				
Claim																				
GIS																				

Number of POD's 1

Total Claimed Acres: 12

Overlapping POU Claim #'s:

Total GIS Acres: 29

COMMENTS:

not able to determine which of the irrigated acres in this 40 were for this claim

** POA verified w/ Claimant at field exam*

Field Investigation Report

Completed by **Karan Waters**

Claim Number 63-21176

Contact:

Contact Date: 5/13/03

JENNIFER TRAUTMAN

5061 USTICK RD

NAMPA ID 83686

(208)466-0690

Source of Information

Jennifer Trautman

Contact Comments

- ☒ **Verified**
☐ **New owner**

Appointment Date: 5/29/03

Appointment Time: 3:00 PM

POD id 198820

Legal Description 03N 01W 6 NE NE NE

Desc of Diversion W artesian well and pump, 8" casing

Site Tag # A0011939

GPS File Name 236

Motor Make

Pump Make

Horsepower 0

Pressure gage 0 psi

pump bowl or static

Depth level 0 Ft.

dyn. pump level 0 Ft.

POD Remarks:

well was not flowing at field exam so couldn't measure flow.

Pressure gage at sprinkler 0 psi

Bucket Measurment (gps) 0

Calc Method:

Flow (cfs) 0.00

Photos

dsc00449 well
dsc00450 pipe that delivers water to the ditch
dsc00451 pou facing W from pod
dsc00452 pou facing SW from pod
dsc00453 pou facing SW from parking lot on Ustick Rd.



State of Idaho

DEPARTMENT OF WATER RESOURCES

Water Conservation Division • 1400 N. 10th St., Boise, Idaho 83725-3822 • 208.333.7299
Fax: 208.333.7488

MIKE KEMPTHORNE
Governor

KARL J. DREHER
Director



dsc 00449 top and dsc 00450 bottom





State of Idaho

DEPARTMENT OF WATER RESOURCES

Western Region, 2735 Airport Way, Boise, Idaho 83705-5082 - (208) 334-2190

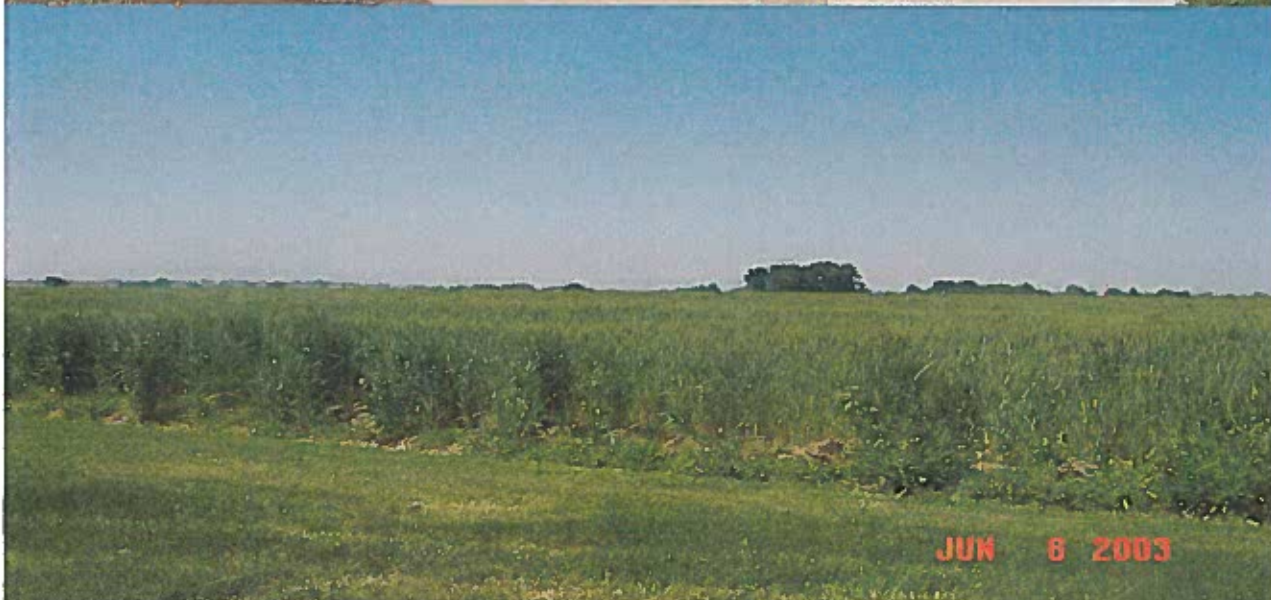
FAX (208) 334-2348

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director



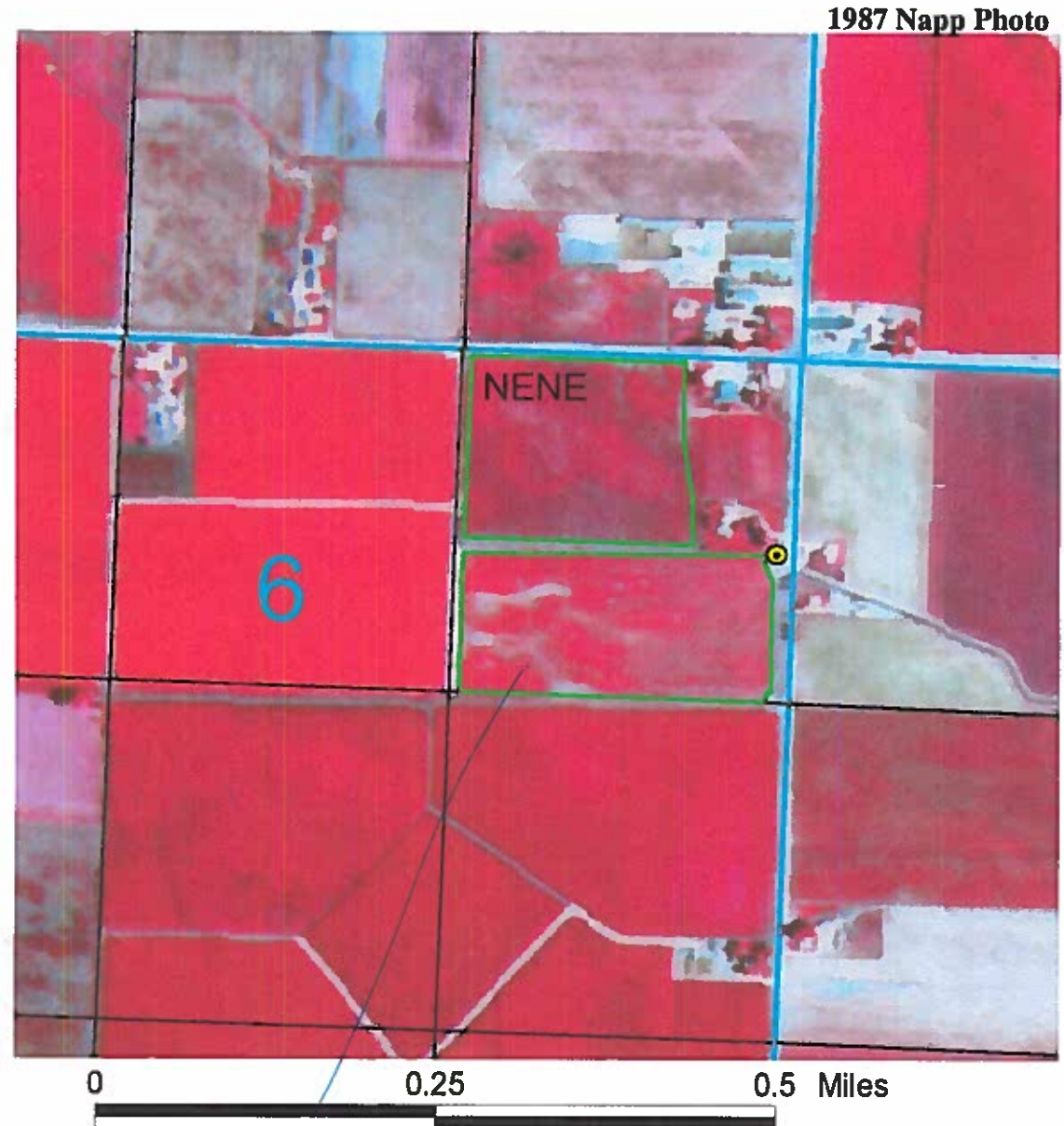
dsc 00451 top ,dsc 00452 middle and dsc 00453 bottom



Idaho Department of Water Resources

Claim Number: 63-21176
Legal: T03N, R01W, S06
Reviewed By:

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



more than 12 acres.

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-21176
Date Received: 2/22/1990
Receipt No: W009371
Received By: _____

COPY FOR
YOUR FILES

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

COPY FOR
YOUR FILES

1. Name: TAL R TRAUTMAN
Address: 5059 USTICK RD
Nampa ID 83686
AND
Name: JENNIFER TRAUTMAN
Address: 5059 USTICK RD
Nampa ID 83686
208-466-0690
208-466-0690
2. Date of Priority: FEB 6, 1915
3. Source: GROUNDWATER Trib. to:
4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
03N	01W	6	NE	NE	NE		CANYON
5. Description of diverting works:
ARTESIAN WELL AND PUMP
6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/15	0.230		
7. Total Quantity Appropriated is:
0.230 C.F.S. (and/or) A.F.A.
8. Total consumptive use is Acre Feet Per Annum.
9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
03N	01W	6	NE NE		IRR	12.0
Section Acres						12.0
Total Acres						12.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NAMPA-MERIDIAN IRR.

14. Remarks:
OWNERSHIP CHANGED BY DB 1/25/2000.

15. Basis of Claim: BENEFICIAL USE

STATE OF IDAHO
IDAHO DEPARTMENT OF WATER RESOURCES
NOTICE OF CHANGE OF WATER RIGHT OWNERSHIP

RECEIVED

JAN 19 2000

WATER RESOURCES
WESTERN REGION

Please print or type. Attach pages with additional information. Instructions are on the back of this page.
Incomplete forms will be returned.

1. Water Right No(s): 63-11303
Adjudication Claim No(s): A63-21176
2. The following REQUIRED information must be submitted with this form:
 - A. A copy of the most recent **DEED, TITLE POLICY, CONTRACT OF SALE** or other legal document indicating your ownership of the property and water rights or claims in question, **WITH ATTACHED LEGAL DESCRIPTION.**
 - AND
 - B. **PLAT OF PROPERTY** or **SURVEY MAP** showing the location of the place of use of the water right(s) or claim(s). (These are usually attached to your deed or on file with the county.)
 - OR
 - C. If your water right or adjudication claim is for ten or more acres of irrigation, you must submit a USDA Farm Service Agency **AERIAL PHOTO** with the irrigated acres outlined and point(s) of diversion clearly marked. The **AERIAL PHOTO** should be submitted in place of the **PLAT OF PROPERTY** or **SURVEY MAP**.
3. Name and Address of Former Owner/Claimant American Crystal Sugar Company
4. New Owner/Claimant(s) Tal R. Trautman and Jennifer Trautman
Name Connector (Check one): ☐ and, ☐ or, ☐ and/or
New Mailing Address 5059 Ustick Road
City, State and ZIP Code Nampa, ID 83686
New Telephone Number (208) 466-0690
5. Date you acquired the property _____
6. Did you acquire all of the former owner's property? If you did, skip this item and go to item 7. If you acquired only a portion of the former owner's property, IDWR may need to split the water right(s) or adjudication claim(s). Describe in detail your portion of each water right or adjudication claim in the spaces in the box below only if the water right(s) or claim(s) need to be split between owners. If necessary, attach additional pages. If a water right or adjudication claim is being split and you are not sure how to identify your portion of the original right or claim, please contact the nearest IDWR office for assistance.

Number of acres you irrigate with this water right _____ Number and type of stock _____

Diversion rate in CFS _____ Number of homes you acquired _____ Other uses _____
7. Signature of New Owner(s) or Claimant(s) Jennifer Trautman
Tal R. Trautman
Corporations or other organizations must submit a list of directors and/or officers demonstrating authority to sign form.
8. For Snake River Basin Adjudication Claims: Please attach a Notice of Appearance completed by your attorney, if you wish IDWR to correspond with him or her for all matters related to your claims.

PC32770

WARRANTY DEED

(CORPORATE FORM)

Moorehead
American Crystal Sugar Company, a Minnesota Agricultural Cooperative Corporation, a corporation organized and existing under the laws of the State of Idaho, with its principal office at St. Paul of County of Clay, State of Minnesota grantor, hereby CONVEYS or GRANTS and WARRANTS TO Tal R. Trautman and Jennifer Trautman, husband and wife grantees, whose address is 1426 CHICAGO STREET, NAMPA, ID 83686

for the sum of TEN AND NO/100 DOLLARS the following described tract(s) of land in Canyon County, State of Idaho:

See attached Exhibit "A", which by this reference is made a part hereof and is comprised of one (1) page.

Location of above described property is 5059 Ustick Road, Nampa, ID

The officers who sign this Deed hereby certify that this Deed and the transfer represented thereby was duly authorized under a resolution duly adopted by the board of directors of the grantor at a lawful meeting duly held and attended by a quorum.

In witness whereof, the grantor has caused its corporate name and seal to be hereunto affixed by its duly authorized officers this _____ day of January, A.D. 2000.

American Crystal Sugar Company

By *Joseph Talley* Vice President Finance President

Attest: _____ Secretary

STATE OF MINNESOTA

COUNTY OF Clay

On this 14th day of January in the year 2000, before me, a Notary Public, personally appeared Joseph Talley known or identified to me to be the VP - Finance of the corporation that executed the within instrument or the person who executed the instrument on behalf of said corporation and acknowledged to me that such corporation executed the same.

Carol Sweere
Notary Public
Residing at 1700 N. 11th St. Moorehead, MN
My commission expires 1-31-2005



PC 32770 Third Commitment

Exhibit "A"

PARCEL I

U.S. Government Lot 1 of Section 6, Township 3 North, Range 1 West, Boise Meridian, Canyon County, State of Idaho.

#1 EXCEPTING THEREFROM a tract of land more particularly described as follows:

BEGINNING at the corner common to Sections 31, 32, 6 and 5, Township 3 and 4 North, Range 1 West, Boise Meridian, Canyon County, Idaho; thence South 25.09 feet on the East line of said Section 6 to a point; thence

West 25.00 feet to a 1/2-inch steel pin on the West right-of-way line of a county road and the REAL POINT OF BEGINNING; thence

South 193.50 feet on said West right-of-way line to a 1/2-inch steel pin; thence

South 89° 48' West 178.43 feet to a 1/2-inch steel pin; thence

North 0° 12' West 193.50 feet to a 1/2-inch steel pin on the South right-of-way line of a county road; thence

North 89° 48' East 179.10 feet on said South right-of-way line to the REAL POINT OF BEGINNING.

TOGETHER WITH an easement or right-of-way for an existing underground pipe to take water from an artesian well located approximately 240 feet South and 50 feet West of the Northeast corner of Section 6, Township 3 North, Range 1 West, Boise Meridian, Canyon County, Idaho (the "Well"). The easement or right-of-way shall include the right to maintain and repair the well and the pipe leading from the well to the property.

#2 ALSO EXCEPTING THEREFROM a tract of land more particularly described as follows:

BEGINNING at the Northeast corner of Section 6, Township 3 North, Range 1 West, Boise Meridian, Canyon County, Idaho, as marked by a brass cap monument; thence

South 583.66 feet on the East line of said Section 6; thence

North 89° 33' 00" West 25.00 feet to a 1/2-inch iron bar on the West right-of-way line of Star Road and the REAL POINT OF BEGINNING; thence

South 178.76 feet on said West right-of-way line to a 1/2-inch iron bar; thence

West 49.50 feet to a 1/2-inch iron bar; thence

South 31° 28' 00" West 9.00 feet to a 1/2-inch iron bar; thence

South 89° 05' 00" West 268.50 feet to a 1/2-inch iron bar; thence

North 0° 10' 00" East 193.27 feet to a 1/2-inch iron bar; thence

South 89° 33' 00" East 322.10 feet to the REAL POINT OF BEGINNING.

**PIONEER TITLE COMPANY
OF CANYON COUNTY**

423 SOUTH KIMBALL AVENUE

CALDWELL, IDAHO 83605

(208) 459-1651

FAX: (208) 455-1138

FACSIMILE TRANSFER

TO: Denise

FROM: Tammy Kratzberg

RE: Trautman

DATE: January 20, 2000

Thank You.

Following this cover letter we are transmitting 1 pages.

If there has been a problem with this transmission, please contact me at 208/459-1651.

PIONEER TITLE COMPANY
OF CANYON COUNTY
423 S. KIMBALL AVE.
P. O. BOX 610
CALDWELL, IDAHO 83606-0610
(208) 459-1651

RECEIVED

JAN 19 2000

WATER RESOURCES
WESTERN REGION

IDWR Western Region
2735 Airport Way
Boise, Idaho 83705-5082

Escrow No. PC32770
RE: American Crystal to Trautman
Date: January 18, 2000

In Connection with the above numbered Escrow, we enclose the following:

- (x) Original Notice of Change of Water Right Ownership
- () HUD Settlement Statement/Closing Statements
- () Our check # in the sum of \$
- () ORIGINAL Deed recorded Instrument No.
- () ORIGINAL Deed of Trust recorded Instrument No.
- () ORIGINAL Promissory Note
- () Title Insurance Policy No.
- () Fire Insurance Policy/Binder

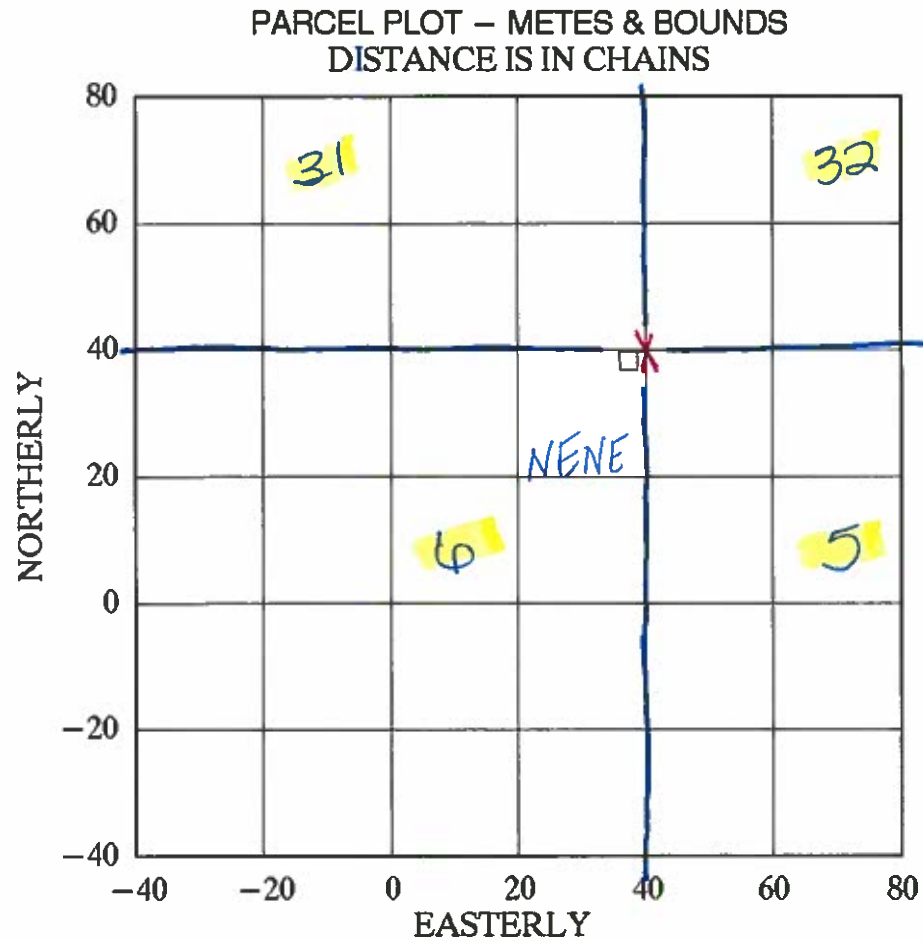
Yours very truly,

PIONEER TITLE COMPANY
OF CANYON COUNTY

By 
Tammy Kratzberg

63-21176

(part 1) ^{exception} on deed



4N 1W

3N 1W

X = beginning point

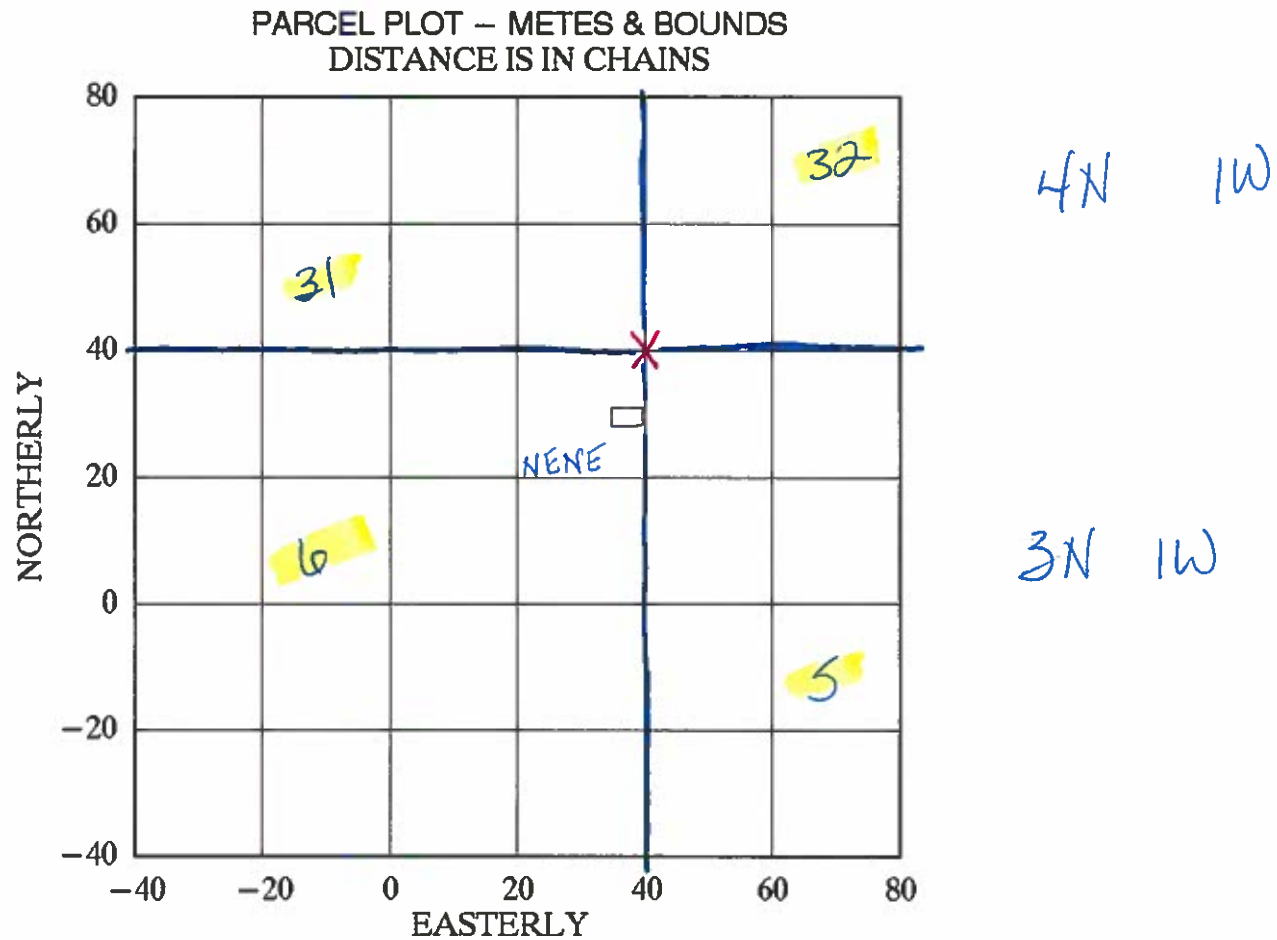
- = section lines

METES AND BOUNDS TABLE ***PRESS ALT P TO PRINT GRA

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	40.00	40.00					
(SEE SHEET)	40.00	39.62	0.00	0.00	0.00	SW	25.09
	38.64	39.62	90.00	0.00	0.00	NW	90.00
	38.64	36.69	0.00	0.00	0.00	SW	193.50
	35.93	36.68	89.00	48.00	0.00	SW	178.43
-QUAD COEF-	35.92	39.61	0.00	12.00	0.00	NW	193.50
IF NE, X=1,Y=1	38.64	39.62	89.00	48.00	0.00	NE	179.10
IF SE, X=1,Y=-1	38.64	39.62					

63-21176

(part 2) exception on deed



X = beginning point

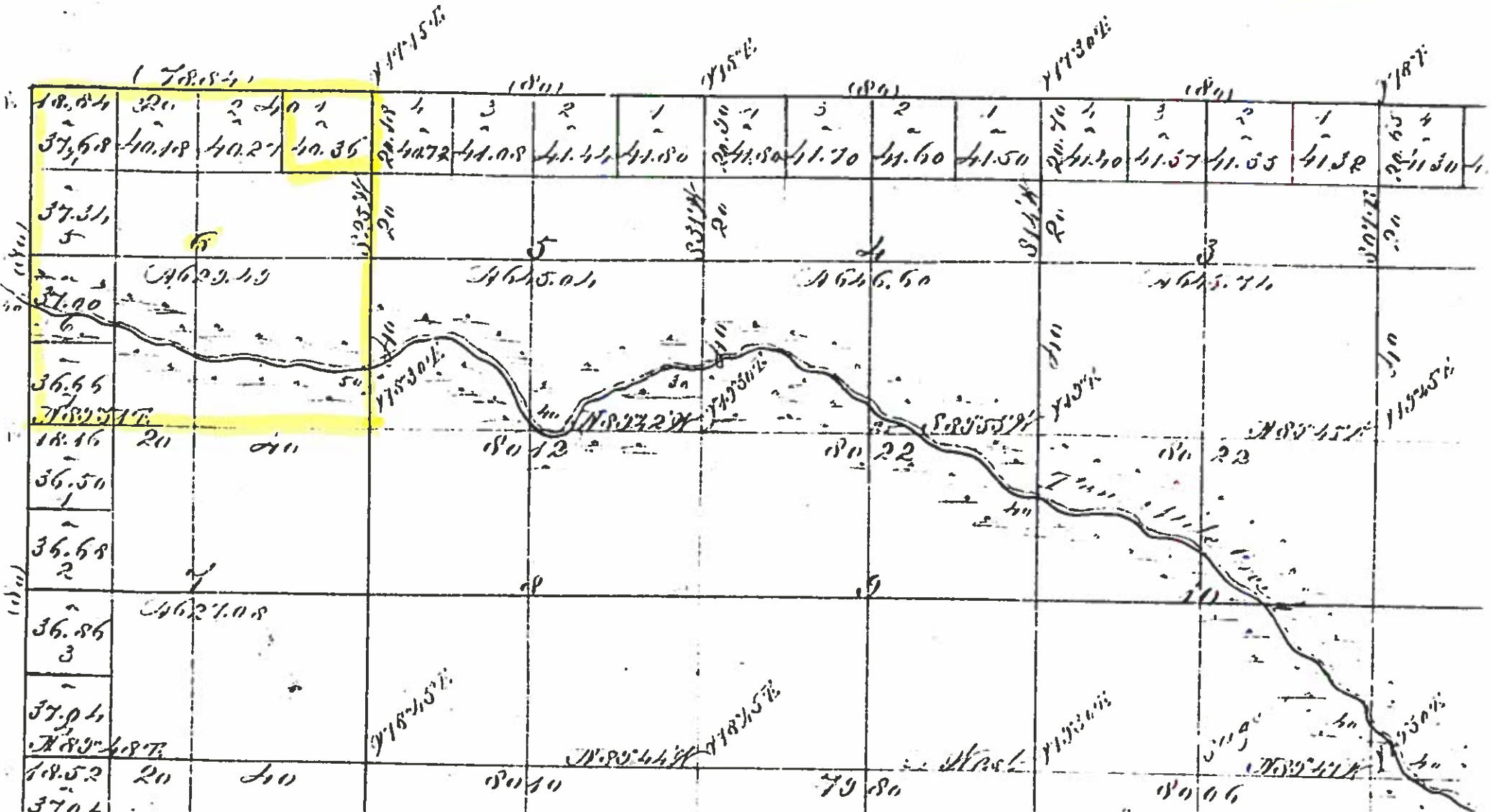
— = Section Lines

METES AND BOUNDS TABLE ***PRESS ALT P TO PRINT GRA

	X-COR	Y-COR	ANGLE			BEARING	DIST (FT)
			DEGREES	MINUTES	SECONDS		
BEGIN POINT COR.	40.00	40.00					
(SEE SHEET)	40.00	31.16	0.00	0.00	0.00	SW	583.66
	39.62	31.16	89.00	33.00	0.00	NW	25.00
	39.62	28.45	0.00	0.00	0.00	SW	178.76
	38.87	28.45	90.00	0.00	0.00	SW	49.50
-QUAD COEF-	38.80	28.33	31.00	28.00	0.00	SW	9.00
IF NE, X=1,Y=1	34.73	28.27	89.00	5.00	0.00	SW	268.50
IF SE, X=1,Y=-1	34.74	31.20	0.00	10.00	0.00	NE	193.27
IF SW, X=-1,Y=-1	39.62	31.16	89.00	33.00	0.00	SE	322.10
IF NW, X=-1,Y=1	39.62	31.16					

3N 1W S-6 Gov't lot #1 = NENE

Township No 3 North Range No 1 East



RECEIVED

APR 11 1994

Department of Water Resources

RECEIVED

APR 15 1994

Department of Water Resources

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-21176

Date Received: 2/22/1990

Receipt No: W009371

Received By: _____

AMENDED

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

AMENDED

1. Name: AMERICAN CRYSTAL SUGAR 208-674-2047
Address: 5061 USTICK ROAD
NAMPA ID 83687

2. Date of Priority: FEB 6, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	01W	6	NE	NE	NE		CANYON

5. Description of diverting works:
ARTESIAN WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	03/15	10/15	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01W	6	NE	NE		IRR	12.0

MICROFILMED

JUL 27 1994

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	12.0
					Total Acres	12.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NAMPA-MERIDIAN IRR.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

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 Senior Plant Breeder of _____ Title

American Crystal Sugar Co., that I have signed the foregoing Organization

document in the space below as Senior Plant Breeder of Title

American Crystal Sugar Co. and that the statements contained in the Organization

foregoing document are true and correct.

Charles R. Snuff
Signature of Authorized Agent

Senior Plant Breeder ACS
Title and Organization

April 8, 1994
Date

MICROFILMED

JUL 27 1994

State of Idaho)
County of Canyon) SS.

Subscribed and sworn (or affirmed) before me this 13 day

of April 19 94

Rachel L. Matheson
Notary Public

Seal

Residing at Nampa

My Commission Expires 4-16-96

MICROFILMED
JUL 27 1994

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

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

CIVIL CASE NUMBER: 39576

Ident. Number: A63-21176
Date Received: 2/22/1990
Receipt No: W009771
Received By: RAS

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: AMERICAN CRYSTAL SUGAR 208-674-2047
Address: 5061 USTICK ROAD
NAMPA, ID 83651

2. Date of Priority: FEB 06, 1915

3. Source: GROUNDWATER Trib. to:

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4 of	Lot	County
03N	01W	9	NE	NE	NE		CANYON

5. Description of diverting works:
ARTESIAN WELL AND PUMP

6. Water is used for the following purposes:

Purpose	From	To	C.F.S	(or)	A.F.A.
IRRIGATION	03/15	10/15	0.230		

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

8. Total consumptive use is Acre Feet Per Annum.

9. Non-irrigation uses:
NA

10. Place of Use:

Township	Range	Section	1/4 of	1/4 of	Lot	Use	Acres
03N	01W	9	NE	NE		IRR	12.0
Section Acres							12.0

10. Place of Use: Continued

Total Acres 12.0

11. Place of use in counties: CANYON

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

13. Other Water Rights Used:
NAMPA-MERIDIAN IRR.

14. Remarks:

15. Basis of Claim: BENEFICIAL USE

16. Signature(s)

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

Number of attachments: 0

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): Charles P. Krupp Date: 2/22/90
Senior Plant Breeder American Crystal Sugar

State of Idaho)
County of Ada) SS.

Subscribed and sworn (or affirmed) before me this 22 day
of February 19 90 Bruce A. Kelly
Notary Public

Seal

Residing at Bruce Kelly
My Commission Expires 4/11/95