

11/10/2006

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

RIGHT NUMBER: 1-286A

NAME AND ADDRESS: JERRY R BECKER
3800 E 562 N
RIGBY ID 83442

SOURCE: SNAKE RIVER

TRIBUTARY: COLUMBIA RIVER

QUANTITY: 2.000 CFS
145.600 AFY

PRIORITY DATE: 06/01/1888

POINT OF DIVERSION:

T04N R38E S2 SWNE Within JEFFERSON County

PURPOSE AND
PERIOD OF USE:

PURPOSE OF USE

PERIOD OF USE

QUANTITY

IRRIGATION

04/01 11/01

2.000 CFS
145.60 AFY

PLACE OF USE: IRRIGATION in JEFFERSON County

T04N R38E S02 Lot 2 NWNE	40.00	T04N R38E S02	SWNE	19.00
T04N R38E S02 Lot 3 NENW	32.00	T04N R38E S02 Lot 4 NWNW		6.00
T05N R38E S35	SES	T05N R38E S35	SWSE	37.00

145 ACRES TOTAL

This right is limited to the irrigation of 36.4 acres within the place of use described above in a single irrigation season.

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

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

EXPLANATORY MATERIAL: BASIS OF CLAIM - Decreed

Idaho Department of Water Resources



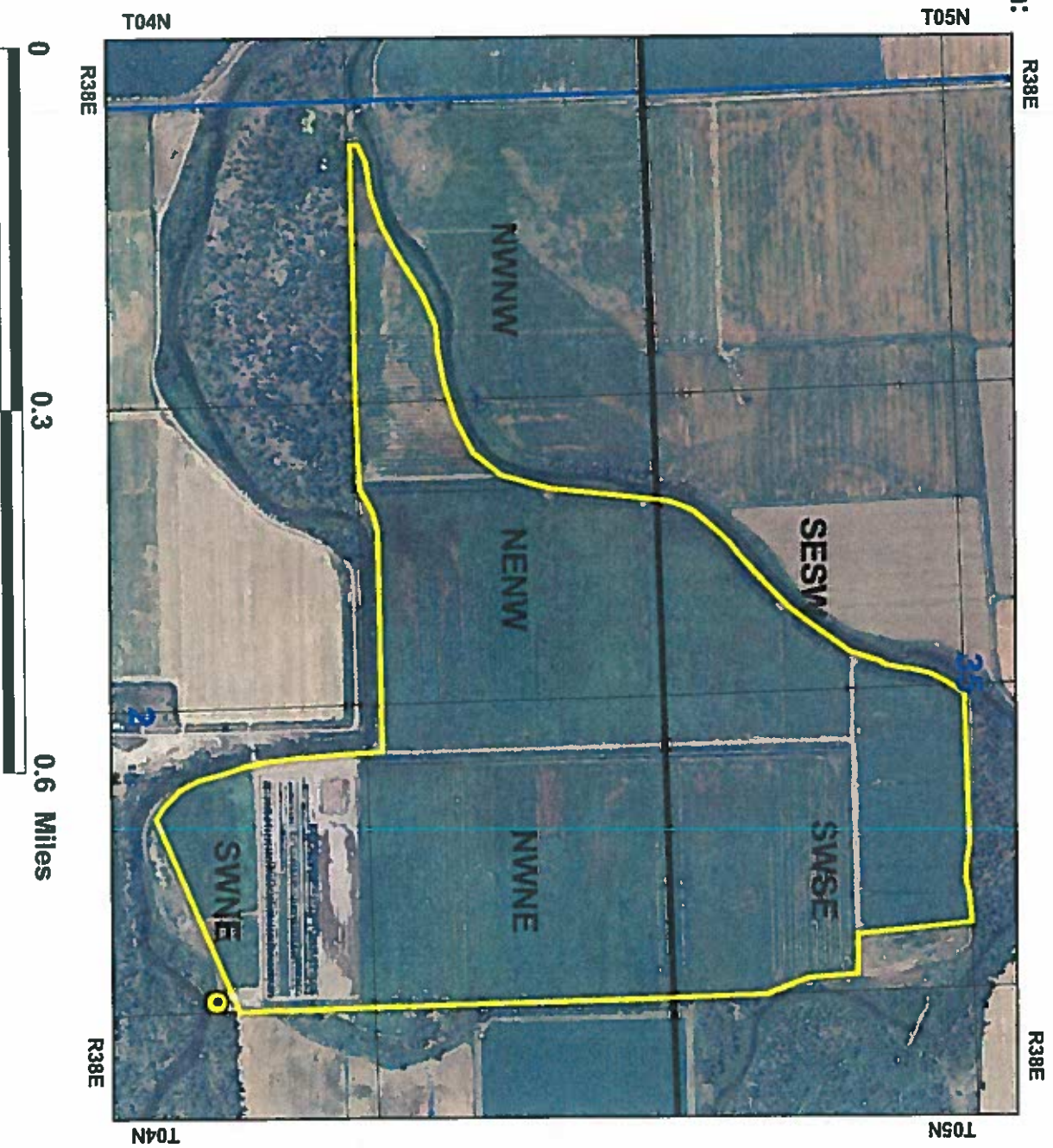
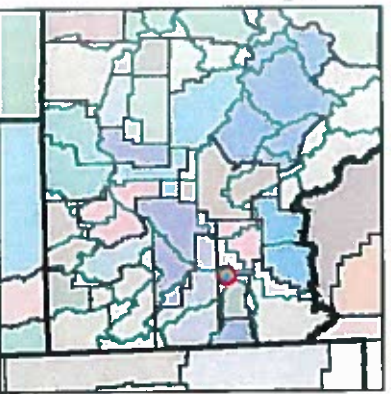
SRBA Recommendation:

1-286A

(Irrigation)

Legend

- Point of Diversion
- Place of Use
- Townships
- PLS Sections
- Quarter Quarters



Prepared by E. Carlsen
On Friday, November 10, 2006
2004 Aerial Photography

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:27:17
06/03/93

PAGE: 1
GENERAL INFORMATION

CLAIM NUMBER: A01-00286A

MICROFILMED
APR 08 1994

LAST: NORTH AMERICAN MORTGAGE CO. FIRST: ID ZIP: XXXX
ADDRESS: BOISE STATE: ID ZIP: XXXX
CITY: BOISE
PHONE NUMBER: 208-000-0000

OWNER CODE: 0

LAST: ELLIS-BRAWELL DITCH C/O JERRY BECKER FIRST: ID ZIP: 83442
ADDRESS: 3800 E. 562 N. STATE: ID ZIP: 83442
CITY: RIGBY
PHONE NUMBER: 208-745-6816

OWNER CODE: C

FIELD EXAM REQUIRED?

DATABASE Y FIELD EXAMINER

VERIFICATION REQUIRED DUE TO REMARKS?

CLAIM REMARKS: TRANS. 503. PUMP HAS BEEN USED IN THIS LOCATION FOR APPROX. 20 YEARS.

233.

SCANNED
AUG 27 2001

PAGE: 2
FIELD EXAMINATION INFORMATION

CLAIM NUMBER: A01-00286A

CONTACT PERSON: _____

PHONE NUMBER: (____) _____

DATE OF FIELD EXAM: 6/4/1993

APPOINTMENT MADE: Y(____) N(____)

TIME: _____ A(____) P(____)

ACCOMPANIED BY: _____

PHONE NUMBER: (____) _____

RELATIONSHIP TO CLAIMANT: _____

DIRECTIONS TO PROPERTY / NOTES:

MICROFILMED
APR 08 1994

A. AJ CLAIM: # A01-00286A PRIORITY DATE: 06-01-1988 STAGE: D

B. WR RECORD: # 01-00286A PRIORITY DATE: 06-01-1988 STAGE: D

C. FIELD EXAM REQUIRED?

DUE TO PRIORITY DATE DISCREPANCY? (Y/N)

DATABASE
N

FIELD
EXAMINER
HWT

ARE THERE OBVIOUS REASONS TO QUESTION THE PRIORITY DATE CLAIMED? Y() N(X)

IF YES EXPLAIN.

NOTES:

RECOMMENDED PRIORITY DATE:

06-01-1988

REVIEWED BY

DATE

MICROFILMED
APR 08 1994

RECOMMENDED POINT(S) OF DIVERSION AND SOURCE:
TWP. RGE. SEC. 1/4 1/4

COUNTY DIVISION NAME

NO CHANGE

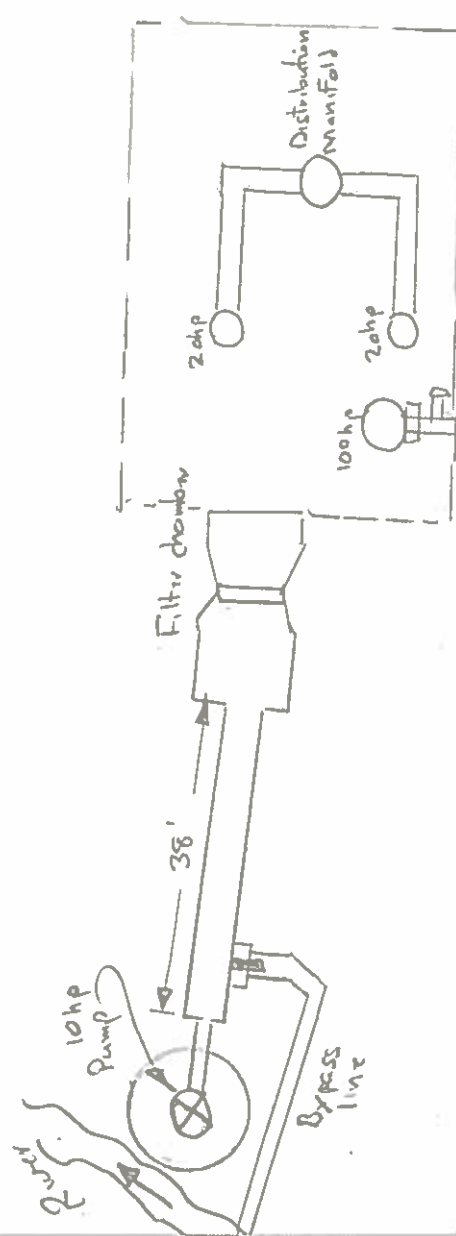
SOURCE: SNAKE RIVER, DRY BED TRIB: SNAKE RIVER

REVIEWED BY:

DATE:

SYSTEM DESCRIPTION:

10 hp GE Motor (SN FJ3606478) with Vertlim pump in stilling well approx 6' above Snake River, Dry Rd.
Pumped into 12" ID (?) line to Filter chamber + into mixing pit with shed over it.
Inside shed, potato waste is mixed with River water + distributed by 3 pumps. One is a 100hp Highthrust and there are (2), 20hp US Electric units. At least 3 different lines leave the shed to irrigate the surrounding fields. Waste + water mix is delivered to rows + flood irrigated.



MICROFILMED
APR 08 1994

TWP	RNG	SEC	1/4	1/4	LUT	NAME	AJ #/ACRES	WR #/ACRES	LANDWAY DATA	FIELD EXAM.	RECORDING ACRES
05N	33E	35	SW	SE		LONG ISLAND IRRIGATION CO.	A01-001095 / 40.0	-			
			SE	SW		LONG ISLAND IRRIGATION CO.	A01-00111E / 40.0	-			
			SE	SW		LONG ISLAND IRRIGATION CO.	A01-04010 /	-			
			SW	SE		ELLIS-BRAMWELL DITCH C/O JERRY A01-00286A / 39.0		01-003400 /	41.0	37	
			SW	SE		BRAMWELL DITCH CO.					
TOTAL ACRES							A01-00286A	155.00	162.00	145	

ARE IRRIGATED ACRES FOUND IN TRACTS OTHER THAN INDICATED ABOVE, Y() N()
IF YES SEE ATTACHED SHEET:

C. FIELD EXAM REQUIRED? FIELD EXAMINER POU COUNTY: JEFFERSON

DATEBASE

Y

DUE TO POU DISCREPANCY? (Y/N)

PRESUMPTION FLAG:

NOTES:

RECOMMENDATIONS:

TOTAL ACRES: 145

REVIEWED BY: *Stuf*

DATE: 6-10-93

MICROFILMED
APR 08 1994

A. DOES DIVERSION RATE CLAIMED AGREE WITH EXISTING RECORDS? Y(X) N()

AJ TOTAL CLAIMED DIVERSION RATE: 2.000 CFS
WR ROOT RIGHT TOTAL DIVERSION RATE: 2.000 CFS

*** IF NO or IF STATUTORY CLAIM or BENEFICIAL USE then flow measurement required. ***
** If an amount smaller than the original diversion rate is **
** claimed and an exam is NOT required, explain in notes. **

FLOW MEASUREMENT REQUIRED?

FIELD
DATABASE EXAMINER
N

DUE TO STAGE OR DIVERSION RATE DISCREPANCY? (Y/N)

B.

FLOW MEASUREMENT

MEASUREMENT METHOD Theoretical, SEE ATTACHED CALCULATIONS. $10hp \times 8.814 \times .8$
 $6'1ft + (2.308 \times 12psi) = 2.09fs$

C. ARE OTHER WATER RIGHTS USED? Y() N(X) IF YES COMPLETE OVERLAP REVIEW.

OTHER RIGHTS LISTED IN CLAIM: NONE

LIST ALL RIGHTS WITH A SAME POU AND IRRIGATION USAGE:

CLAIM NO.	SOURCE	NAME	DIV. RATE	RATE/ACRE	DIV. VOL.	DIV. VOLUME
A01-00286A	SNAKE RIVER, DRY BED	ELIAS-BRANNWELL DITCH C/O JERRY	2.000	0.012		
A01-00109G	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	38.520	0.002		
A01-00110H	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	58.970	0.003		
A01-00111E	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	58.960	0.003		
A01-00112E	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	58.980	0.003		
A01-00113E	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	70.770	0.004		
A01-00114C	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	58.970	0.003		
A01-00115S	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	39.360	0.002		
A01-00138	SNAKE RIVER, DRY BED	NORTH RIGBY IRRIGATION & CANAL	50.000	0.041		
A01-00238	SNAKE RIVER, DRY BED	NORTH RIGBY IRRIGATION & CANAL	30.000	0.024		
A01-00317	SNAKE RIVER, DRY BED	LONG ISLAND IRRIGATION CO.	35.000	0.002		

LIST ALL RIGHTS WITH SAME POU BUT NOT USED FOR IRRIGATION.

CLAIM NO.	PURPOSES	NAME	MONTH/DAY	DATE	VOLUME
A01-04021	GROUNDWATER RECHARGE	NORTH RIGBY IRRIGATION & CANALFROM	11-02	TO 12-31	13,000 CFS
A01-04021	STOCKWATER	NORTH RIGBY IRRIGATION & CANALFROM	11-02	TO 12-31	2,200 CFS

MICROFILMED
APR 08 1994

RECOMMENDATIONS:

REC. PURPOSES	REC. PERIOD FROM	REC. PERIOD TO	REC. DIV RATE CFS	REC. DIV VOL. AF/A	REC. CONS. USE
IRRIGATION	04-01	11-01 10-31	DATABASE 2.000 EXAMINER 2.00	DATABASE EXAMINER 390.0 580	DATABASE EXAMINER 390.0 435
TOTAL FOR THIS RIGHT			2.000		390.0

REVIEWED BY:

DATE:

MICROFILMED
APR 08 1994

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
ADJUDICATION CLAIM VERIFICATION REPORT

14:27:17
06/08/93

PAGE: 13
QUICKLOOK INFORMATION

13
CLAIM NUMBER: A01-00286A

WR ELEMENT	FIELD EXAM Y/N	CORRESPONDENCE SENT/RECEIVED BY WHOM/DATE	FIELD EXAM BY WHOM/DATE	CHANGE CLAIM Y/N	VERIFIED BY CODE	COMPLETED REVIEW WHOM/DATE	COMPLETED DATA ENTRY WHOM/DATE	VERIFIED DATE WHOM/DATE
PRIORITY DATE			4/25-6-4-93					
POINT OF DIV	Y		✓	N	5,1			
SOURCE								
PLACE OF USE	Y		✓	5	5,2			
DIV. AMOUNT CES/VOLUME	-							
CONSUMPTIVE USE								
PURPOSES								
PERIOD OF USE	Y			4	6			
BASIS OF CLAIM	Y							
REMARKS	Y							

* VERIFIED BY * CODES

TOPO MAP/ORTHO-PQ = 1
ASCS MAP = 2
WATERMASTER RECORDS = 3
NAAPP PHOTOS = 4
FIELD EXAM = 5
OTHER (SEE REMARKS) = 6

THESE CODES ARE USED TO INDICATE HOW THE FIELD EXAMINER VERIFIED THE INFORMATION
USED FOR THIS FIELD EXAMINATION. INDICATED ARE ALL CODES WHICH APPLY.

MICROFILMED
APR 08 1994

14=44=31
06/03/93
14

ICROFILM
APR 08 1994

CLAIM NUMBER: A01-00286A

NAME & ADDRESS

06/01/1988	IRREDEAT (UN	04-01 11-01	TOTAL DIVERSION:
			CONSUMPTIVE USE:

Tributary to: SNAKE RIVER

T04N R38E S02 S14E

NE				NW				SW				SE				SUM	
T	R	S		NENE	NUNE	SUNE	SENE	NENW	NUNW	SWNW	SENW	NWSW	NUSW	SSW	SES		
				Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac	Lt	Ac
04N	38E	2		02-40	23			02-35	08					13			
05N	38E	35															
TOTAL ACRES																	
104.0																	
92.0																	
196.0																	

Verified Date:

Field Inspection Flag:
Presumption Flag:

Thank you for the information you have provided unfortunately with the information provided I am unable to complete the change we have the current owners for 1-10514 being Idaho Fresh-Pak, 1-286A Lewisville Investments Co, 1-300 is a split right it has been split into 31-10516-Idaho Fresh-Pak & 1-10517-Jerry Becker, 1-1056 appears to an inactive number. If you need to complete a notice of change in water right ownership we can mail one to you or you can pick one up at our office you can also print on off our website at www.idwr.idaho.gov under Forms Rules and Statutes-Water Right Forms-Ownership-Notice of Change in Water Right Ownership (PDF). Complete the form along with the required information listed on the form and appropriate filing fees. Thank you!

Jonie Barg

Jonie Barg

Technical Records Specialist

Idaho Department of Water Resources

900 N Skyline Ste A

Idaho Falls, ID 83402

Phone #: (208) 525-7161

Fax #: (208) 525-7177

Email: jonie.barg@idwr.idaho.gov

From: Leo Herbert [mailto:lherbert@idahoan.com]

Sent: Friday, September 05, 2008 2:10 PM

To: Barg, Jonie

Subject: water rights

September 5th, 2008

Jonie Barg

State of Idaho, Department of Water Resources

900 N. Skyline Dr., suite A

Idaho Falls, Idaho 83402-1718

Water Resources Department

In regards to ownership of water rights,

1-1056

1-10514 transfer 75148

1-286A

1-300

North American Foods, LLC, has officially changed there name to "Idahoan Foods, LLC" as of the 9th day of July, 2008 at 10:52 AM Eastern time. This has been recorded in the State of Delaware by the Secretary of State. I have attached a copy of the Certification for your records.

This is a change in name only; addresses, phone numbers and property remain the same.

Please call me if there are any questions

SCANNED

OCT 03 2008

~Leo Herbert~

Environmental Manager



Idahoan Foods, LLC

208-754-8194

lherbert@idahoan.com

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If you download a file attached to this message, you do so at your own risk. In no circumstances does Idahoan Foods, LLC accept liability for any loss of damage (including any indirect or consequential losses) which may result, directly or indirectly, from your receipt of this message or any attachment to it.

SCANNED

OCT 03 2008

THIS INDENTURE, made this 11th day of February, 1970,
between ORRIN B. JEPPSON and ADALINE B. JEPPSON, his wife,

of _____, County of Jefferson, State of Idaho,
the parties of the first part and LEWISVILLE INVESTMENT COMPANY, an Idaho
corporation,

P.O. Box 130 Lewisville, Idaho _____ of Idaho Falls,
County of Bonneville, State of Idaho, the party of the second part,

WITNESSETH, that the said parties of the first part, for and in consideration of the sum of
TEN AND NO/100----- Dollars
lawful money of the United States of America and other good and valuable consideration,
to them in hand paid by the party of the second part, the receipt whereof is hereby acknowledged,
have granted, bargained, sold, and by these presents, do grant, bargain, sell and convey and confirm unto
the said party of the second part, and to its ~~heir~~ successors, forever, all the following described
real estate, situated in Jefferson County, _____, County of _____,
State of Idaho, to-wit:

West Half of the Northeast Quarter, Section Two,
Township 4 North, Range 38, East of the Boise Meridian, Jeffe
son County, Idaho.

ALSO: Lot Three in Section 2, Township 4 North, Range 38,
East of the Boise Meridian, Jefferson County, Idaho,

EXCEPTING THEREFROM, the following described land:

Commencing at the Northwest Corner of Lot 3, of Section 2,
in Township 4 North, Range 38, East Boise Meridian, in
Jefferson County, Idaho, and running thence East 350 feet,
more or less, to the West Bank of the Great Feeder Canal,
commonly called "Dry Bed"; thence in a Southwesterly
direction following the West Bank of said canal, to a point
where said Canal intersects the West line of said Lot 3; then
North 630 feet, more or less, to the point of beginning, con
taining 4½ acres, more or less.

ALSO: The Southwest Quarter of the Southeast Quarter of
Section 35, Township 5 North, Range 38, East of the Boise
Meridian, Jefferson County, Idaho, excepting therefrom,
beginning at a point on the East line of the Southwest
Quarter of the Southeast Quarter of Section 35, in Township
North, Range 38, East of the Boise Meridian, where said line
intersects the North and East Bank of the "Dry Bed", and the
following the said "Dry Bed" with the meanderings thereof to
where said Dry Bed intersects the North Line of the said
Southwest Quarter of the Southeast Quarter as aforesaid,
thence East on North line of said Southwest Quarter of the
Southeast Quarter to the Northeast Corner thereof, thence So
about 10 rods, to the place of beginning.

ALSO: Beginning at the Southeast Corner of the Southwest
Quarter of Section 35, Township 5 North, Range 38, East of
the Boise Meridian, and running thence North 80 rods; thence
West 50 rods; thence South 80 rods; thence East 50 rods; to
the place of beginning, containing 25 acres, more or less,
excepting therefrom, beginning at a point on the North line
of the Southeast Quarter of the Southwest Quarter of Section
35, in Township 5 North, Range 38, East of the Boise Meridia
where same intersects the North and West Bank of "Dry Bed"
and running thence West about 40 rods, more or less, the
point being a distance of 50 rods West of the Northeast
Corner of said Southeast Quarter of the Southwest Quarter,
as aforesaid, thence South about 60 rods, more or less, to
the North Bank of the "Dry Bed" thence in a northeasterly
direction and following up said "Dry Bed", with the
meanderings thereof to the point of beginning; together with
any and all water rights and irrigation ditches belonging or
in anywise appertaining thereto, especially including 4.47
shares of North Rigby Irrigation and Canal Company stock, 35
shares of Long Island Irrigation Company and 20 shares of th
Great Feeder Canal Company and 100 inches of the water of th
Snake River with a decreed priority of June 1, 1888.

270 acres

See Attached Description:

184218
15 Day Feb 77.
10:20 O'clock A M
Robert J. Barnes
L. H. Barnes
Fee 300 02
Gerald Mapfoll

PLATTED BY
By C. T. Day Assessor
Deputy

TOGETHER with all and singular the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, and rents, issues and profits thereof; and all estate, right, title and interest in and to the said property, as well in law as in equity of the said part ies of the first part.

TO HAVE AND TO HOLD, all and singular the above mentioned and described premises together with the appurtenances unto the part Y of the second part, and to its ~~heirs~~ successors ~~and assigns~~ forever. And the said part ies of the first part, and their ~~heirs~~ heirs, the said premises in the quiet and peaceable possession of the said part Y of the second part, its ~~heirs~~ successors ~~and assigns~~, against the said part ies of the first part, and their heirs, and against all and every person and persons whomsoever, lawfully claiming or to claim the same shall and will warrant and by these presents forever defend.

IN WITNESS WHEREOF, the said part ies of the first part have hereunto set their hands and seals the day and year first above written.

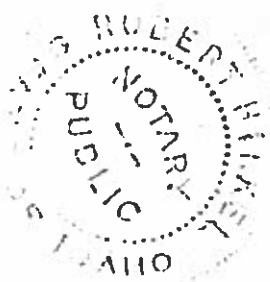
Executed and Delivered in the Presence of

..... } Otter B. Jepson [SEAL]
..... } Adaline B. Jepson [SEAL]
..... } [SEAL]
..... } [SEAL]

STATE OF IDAHO,
County of Bonneville } ss.

On this 11th day of February in the year 1970, before me
the undersigned, a Notary Public in and for said State, personally appeared
ORRIN B. JEPPSON and ADALINE B. JEPPSON, his wife,
known to me to be the person^s whose name^s are subscribed to the within instrument, and acknowledged
to me that they executed the same.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal
the day and year in this certificate first above written.



Robert H. Jeppson
Notary Public for the State of Idaho,
Residing at Idaho Falls, Idaho.

No. _____

WARRANTY DEED

_____ TO _____

Dated _____, 19____

STATE OF IDAHO, } ss.

County of _____

I hereby certify that this instrument
was filed for record at request of _____

at _____ minutes past _____ day of
o'clock M., this _____, 19____, in my
office, and duly entered in Book _____
of _____
at page _____

By _____ Ex-Officio Recorder.
Fees, \$ _____ Deputy.
Mail to _____



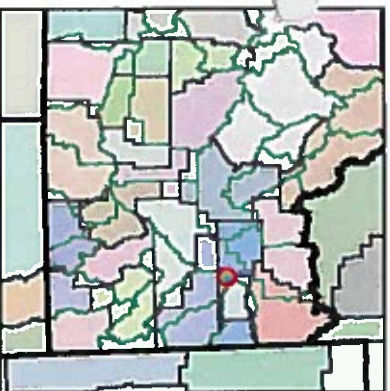
Idaho Department of Water Resources

SRBA Recommendation:

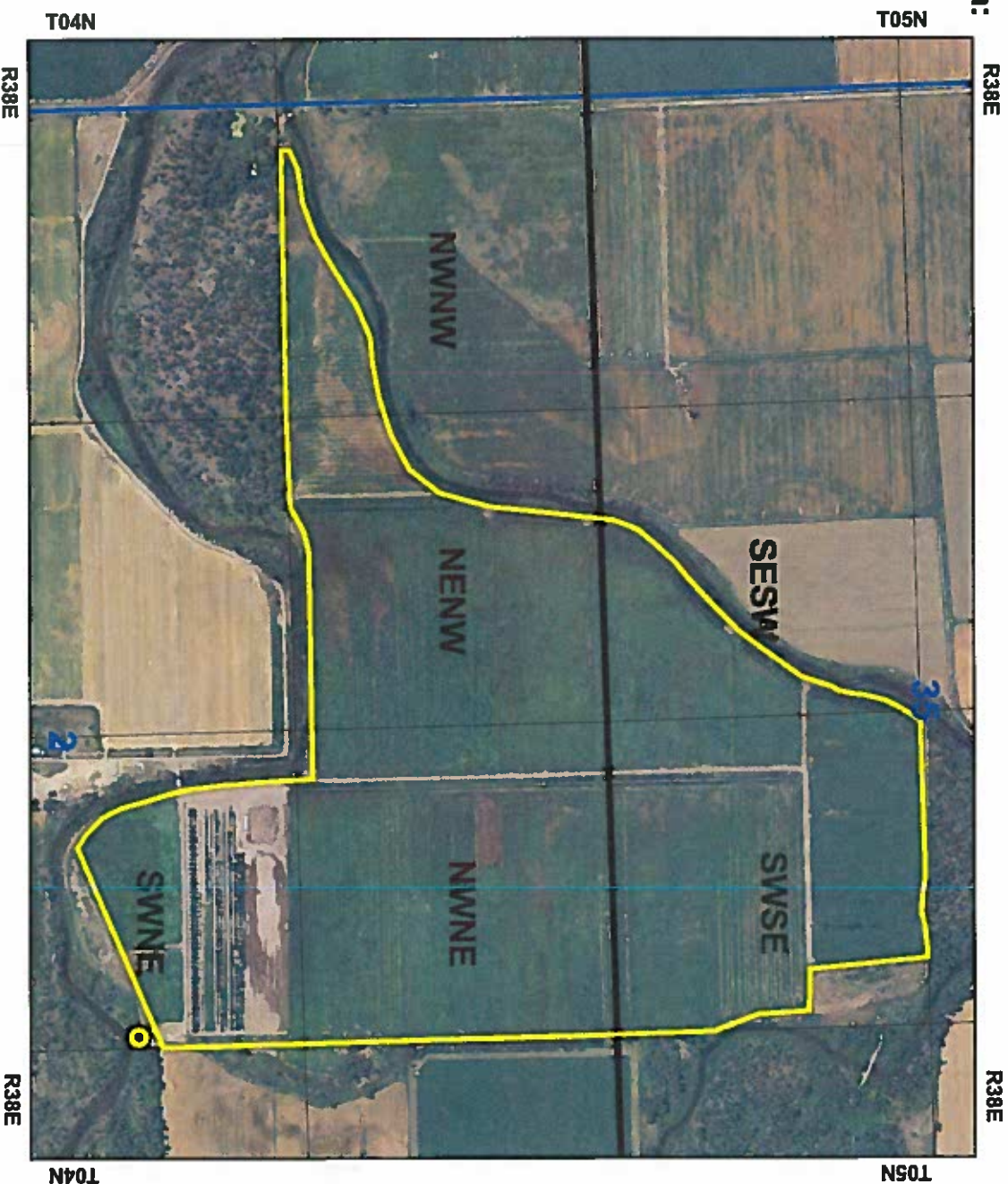
1-286A
(Irrigation)

Legend

-  Point of Diversion
-  Place of Use
-  Townships
-  PLS Sections
-  Quarter Quarters



Jefferson County
IDWR Basin 1



Prepared by E. Carlsen
On Saturday, November 11, 2006
2004 Aerial Photography

Carlsen, Ernie

From: Carlsen, Ernie
Sent: Saturday, November 11, 2006 9:37 AM
To: 'tscott@idahoan.com'
Subject: Water rights for property purchased from Jerry Becker

Todd

I am reviewing the water right claims for the property your company purchased from Jerry Becker in T05N R38E Sections 35 and 36, T04N R38E Sections 1 and 2. The water right claims involved are 01-00286A (2.0 cfs with priority 6-1-1888), 01-10514 (8.0 cfs with priority 6-1-1888) and 01-00300 (4.0 cfs with priority 4-1-1939).

We recently received a copy of the warranty deed for the property outlined on the inserted layout for 1-10514. However, claim number 01-00286A still is in the name of Jerry Becker. The layout for 01-00286A illustrates the property in question. I need a copy of this deed to execute a change in ownership so the right can be decreed in the name of Idaho Fresh-Pak.

Water right 01-00300 was initialled filed by Jerry Becker as being appurtenant to the lands covered by 01-10514. However the right was actually decreed to the land covered by 01-00286A. I need to know where it was historically used prior to 1987. Water right 01-00286A lists the land illustrated on the respective layout however the right is condition to provide for irrigation of only 36.4 acres in a single irrigation season. Consequently even though 01-00300 is a very junior priority there is some benefit to keeping it appurtenant to the decree place of use.

My deadline for finishing these claims is actually Monday. It would be a huge help to me if you can give this matter your prompt attention.

Thanks
Ernie Carlsen
Water Resource Program Manager
525-7161



State of Idaho

DEPARTMENT OF WATER RESOURCES

900 N. SKYLINE DR., SUITE A, IDAHO FALLS, ID 83402-1718

PHONE: (208) 525-7161 FAX: (208) 525-7177 WEB SITE: www.idwr.state.id.us

EASTERN REGION

DIRK KEMPTHORNE
Governor

KARL J. DREHER
Director

April 5, 2005

ROY KELLER
ROBERTA KELLER
18 MIDDLEFORK CR
GARDEN VALLEY ID 83622

RE: CHANGE IN OWNERSHIP FOR: A01-00257, **A01-00286A**,
A01-00293, A01-00300

Dear Claimant:

It has come to our attention that you may have purchased a tract of land in Jefferson County. The property to which I am referring was most recently owned by Ellis-Bramwell Ditch Co. The legal description is as follows:

See attached claims for legal descriptions.

This property was filed on in the Snake River Basin Adjudication (SRBA), and we recommend that if, in fact, you now own the property in question, you file a "Change in Ownership" with this department in order that we may send all further correspondence to the appropriate owner(s). If you are not the current owner, please contact our office to let us know.

Enclosed is a Change in Ownership form. Please fill out the form completely, sign and date it and return it to my attention along with a "copy" of your Warranty Deed and legal description of the property you have purchased.

If you questions regarding this matter, please call 525-7161.

Respectfully submitted,

Katy Jackson
Office Specialist 1

Enclosure(s)

SCANNED

APR 06 2005

PROFILED



SCANNED

AUG 22 2001

State of Idaho

DEPARTMENT OF WATER RESOURCES

1301 North Orchard Street, P.O. Box 83720, Boise, Idaho 83720-0098

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

APRIL 28, 1998

PHILIP E. BATT
GOVERNOR

65-10624

ROY & ROBERTA KELLER
18 MIDDLEFORK CR
GARDEN VALLY ID 83622

KARL J. DREHER
DIRECTOR

RECEIVED

JUL 30 1998

Department of Water Resources
Eastern Region

THE PREVIOUS OWNER CALLED OUR OFFICE AND INDICATED YOU ARE THE CURRENT OWNER OF THIS PROPERTY AND WATER RIGHT. PLEASE COMPLETE THE CHANGE OF OWNERSHIP FORM AND REVIEW THE ELEMENTS OF THE WATER RIGHT AS PER INSTRUCTIONS.

*ALSO ATTACHED ARE OTHER CLAIMS WHICH MAY NOW BE OWNED BY YOU.

Dennis Smith

RE: A01-00257, A01-00286A, A01-00293, A01-00300
Domestic and/or Stockwater Rights in Basin 65
Snake River Basin Adjudication (SRBA)

Dear Water Right Claimant(s):

Please find enclosed the Idaho Department of Water Resources recommendations for your domestic and/or stockwater water right(s) in basin 65, the Payette River basin. We have also enclosed instructions for reviewing (1) your recommended water right(s), and (2) other recommended domestic and stockwater right(s) in your area. Water rights for irrigation and other purposes in these basins will be recommended in a later process.

Note that you have 120 days in which to file any objection to our recommendation and to review the domestic and stockwater water rights of other claimants, including those of the United States. Information on the other water rights can be found at the county courthouses in Payette, Emmett, Idaho City, Cascade and Weiser, and at all of the Idaho Department of Water Resources offices (see addresses in enclosure).

If the Court does not receive an objection from you about our recommendation, and no other party objects to your water right, your water right will be decreed later this year as recommended. You will receive your decree from the SRBA Court.

Completion of the SRBA is important for the future of water management in Idaho. We invite you to contact our regional offices with any questions that you have about your water right(s) or this adjudication process.

Sincerely,

Karl J. Dreher
Director

Enclosures

STATE OF IDAHO
DEPARTMENT OF WATER RESOURCES
TRANSFER OF WATER RIGHT

TRANSFER NO. 3853
WATER RIGHT NO. 01-00286A

3853
RECEIVED
JAN 26 1994

This is to certify that: **ELLIS-BRAMWELL DITCH CO**
C/O JERRY BECKER
3800 E 562 N
RIGBY ID 83442

Department of Water Resources
Eastern District Office

has requested a change to the above captioned water right(s). 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>
IRRIGATION	04/01 to 10/31	2.00 CFS	145.6 AF

<u>SOURCE</u>	<u>TRIBUTARY OF</u>
SNAKE RIVER, DRY BED	SNAKE RIVER

Priority: 06/01/1888

LOCATION OF POINT(S) OF DIVERSION: SWNE , Sec. 2, Township 04N, Range 38E
JEFFERSON County

PLACE OF USE: IRRIGATION

<u>TWN</u>	<u>RGE</u>	<u>SEC</u>	<u>ACRES</u>	<u>ACRES</u>	<u>ACRES</u>	<u>TOTAL</u>
04N	38E	2	Lot 2(NWNE) 40	SWNE 17	Lot 2(NENW) 34	
			NWNW 6			97
05N	38E	35	SESW 11	SWSE 37		48
Total number of acres irrigated:						145

CONDITIONS/REMARKS:

1. Use of water under this right is subject to control by the watermaster of State Water District No. 01.
2. This right when combined with all other rights shall provide no more than 4.0 afa per acre for the lands above.
3. The change authorized by this transfer shall be accomplished within one (1) year of the date of this approval.
4. 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.

MICROFILMED
NOV 05 1996

TRANSFER NO. 3853
WATER RIGHT NO. 01-00286A

CONDITIONS/REMARKS:

5. 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.
6. Right No. 01-00286A is limited to the irrigation of 36.4 acres in the place of use described above in a single irrigation season.

Dated this 12th day of January, 1994.

A. Glen Saylor
Chief, Water Alloc. Bureau

MICROFILMED

NOV 05 1996

T# 3853

01-00286A

- ☐ PULL ORIGINAL ADJUDICATION CLAIM
☒ MAKE COPY ORIGINAL TRANSFER APPLICATION
☒ GET COPY OF APPROVED TRANSFER
☒ PROOF REPORT OF WATER RIGHT FROM "WR"
☐ SPLIT RIGHT (YES ___ NO ___)
☐ NEED CHANGE OF OWNERSHIP (YES ___ NO ___)
☐ GIVE TO AGENT
☒ CHECKED AND DATA ENTERED
☐ RECEIVED BACK FROM AGENT
☐ SEND LETTER TO CLAIMANT
☐ FILE IN "P" FILE

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NOV 05 1996

No change needed
 to AJ claim 1/25/96

- _____ to _____
 _____ to _____
 _____ to _____
2. Total amount of water being transferred 2.0 cubic feet per second and/or _____ acre-feet per annum.
3. Source of water Snake River, Dry Bed tributary to Snake River
4. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		SW	NE	2	4N	38E	Jefferson	Idaho Fresh Pak pump

5. 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	
4N	38E	2	46	23	33	8													104
5N	38E	35											13			39			52
4N	38E	2	40	17	34	6													
5N	38E	35											11			37			48

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NOV 11 1996

(Yellow highlight areas reflect original P.O.U.)

Total acres 156

PART 1

6. General Information:

a. Description of diversion system Pump in Dry Bed to holding tank. Four pumps pull
from tank to sprinkler system.

b. Are the lands from which you propose to transfer the water right subject to any liens, deeds of trust, mortgages, or contracts? _____ Yes _____ 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:

Reflects actual historic place of use of this right. Expansion of 01-00286A is
claimed as pursuant to Idaho Code 42-1416. See SRBA Notice A01-00286A.

d. Remarks:

ACTION OF THE DIRECTOR, DEPARTMENT OF WATER RESOURCES

This is to certify that I have examined Application for Transfer of Water Rights No. _____

And said application is hereby _____, subject to the following limitations and conditions:

Witness my hand this _____ day of _____, 19 _____.

MICROFILMED
NOV 05 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. 01-00286A Decreed to NORTH AMERICAN MORTGAGE
 In case of NORTH AMERICAN MORTGAGE vs. G. CLYDE BALDWIN
 dated 1-19-1926 in _____ county of _____
- b. License No. _____ issued by the Idaho Department of Water Resources.
- c. Claim No. _____ on file with the Idaho Department of Water Resources.
- d. Transfer No. 503 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, Dry Bed tributary to Snake River

4. Date or priority 6-1-1888

5. Water is used for the following purpose:

amount 2.00 cfs for Irrigation purposes from Not Listed to _____
 (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 2.00 cubic feet per second and/or _____ acre-feet per annum.

7. Point(s) of Diversion:

Lot	1/4	1/4	1/4	Sec.	Twp.	Rge.	County	Local name for diversion
		NE	SE	1	4N	38E	Jefferson	

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	
4N	38E	2		A	A		A												
				L-2			L-2												

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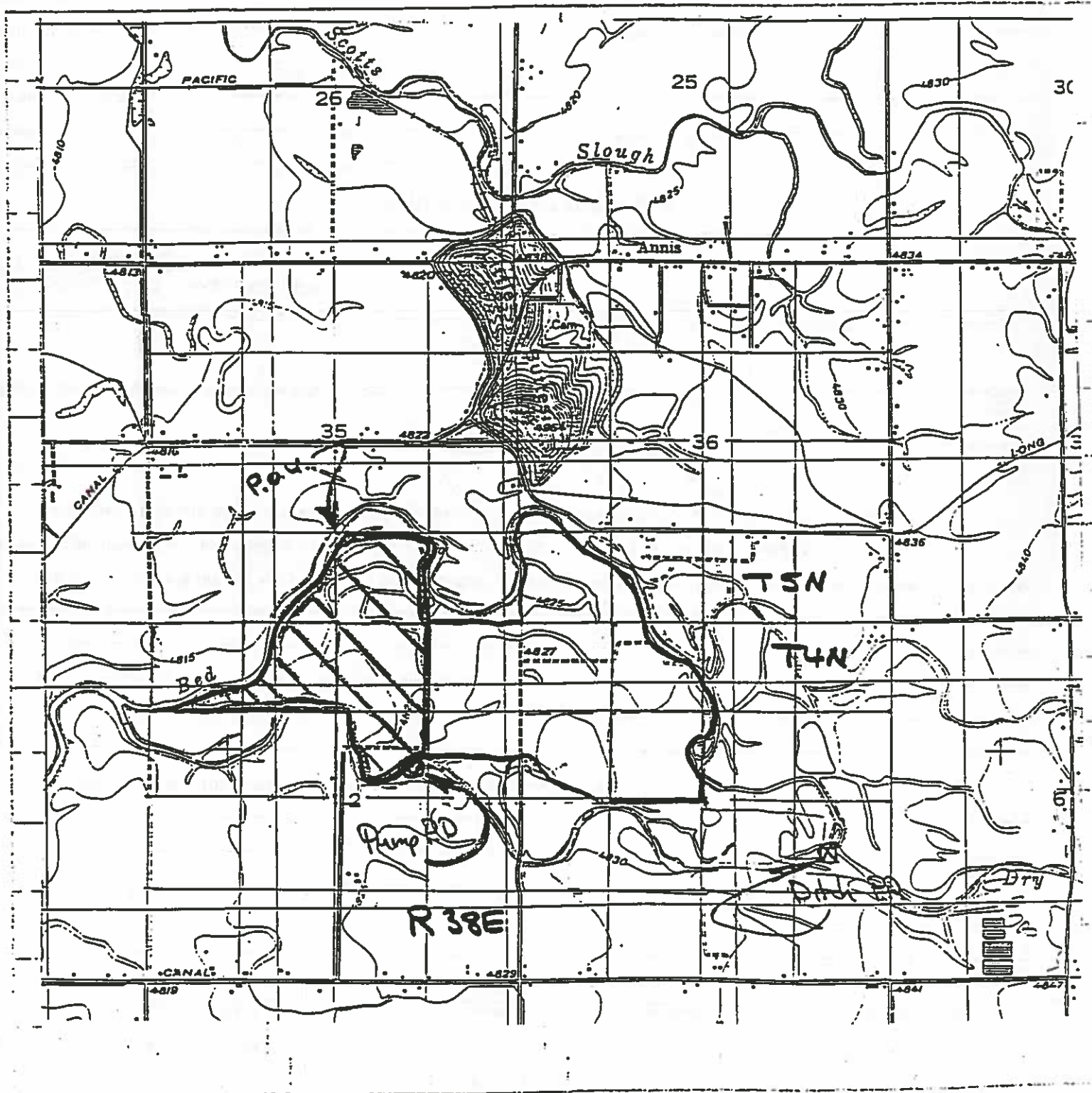
NOV 05 1996

Total acres _____

9. Describe any other water rights used for the same purpose as described above 01-00257, 01-00300

NOV 05 1996
MICROFILMEDSTATE OF IDAHO
DEPARTMENT OF WATER RESOURCESAPPLICATION 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.



SCALE: 2 inches equal 1 mile. Draw plan in ink.

MICROFILMED

May 14, 1991

To: Idaho department of water resources.

From: Jerry Becker
562 North 3800 East
Rigby, Jefferson County, Idaho, 83442

Re: Water right number A25-10794
Idaho Fresh-Pak, Inc.

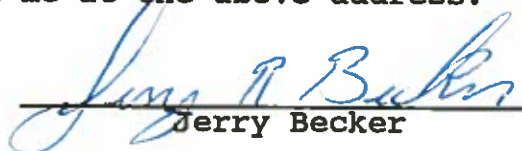
I hereby verify use of groundwater on this property has been in use prior to 10-1-1960 as flood irrigation.

The diversion point was changed to a pump system out of the dry bed of the snake river during 1970.

Land use has been irrigated pasture land for grazing of cattle since that date.

I have been an adjoining neighbor to this property since prior to 1960.

If you need more information you may contact me at the above address.


Jerry Becker

State of Idaho)
County of Jefferson)

On this 14 day of May, in the year of 1991, before me Redney E. Roberts, personally appeared Jerry Becker, known to me to be the person whose name is subscribed to the within instrument, and acknowledged to me that he executed the same.




Notary Public for Idaho

Residing at: Ammon, Id

MICROFILMED
OCT 19 1992

FROM: H.W. JONES
TO: TRANSF. # 3853
ELLIS-BRAMWELL DITCH

ON JUNE 10, 1993 I DID AN ONSITE EXAM OF WATER RT./CLAIM A01-00286. THE P.D. IS A PUMP IN THE SNAKE RIVER, DRY BED THAT PUMPS THROUGH A MAINLINE TO A PARSHALL FLUME-SCREEN TO A MIXING SHED WHERE POTATO WASTE IS ADDED AND REPUMPED ON TO ADJACENT FIELDS. THE FIELDS ARE FLOODED FROM STANDPIPES CONNECTED TO MAINLINES FROM THE SHED.

I FOUND THAT THE ACREAGE SHOWN UNDER THE ASCS PHOTO TOTALS 145 RATHER THAN THE 156 ACRES CLAIMED. ALL THE ACRES ARE IRRIGATED BY THE FRESH-PAK POTATO COMP. TO RECYCLE POTATO WASTE.

THE THEORETICAL FOR THE 10 HP PUMP SHOWS 2.00 CFS IS FEASIBLE AND WD 01 RECORDS SHOW THE SUBMITTED PUMP CARDS ARE FOR 1000 GPM.

I WOULD RECOMMEND APPROVAL OF THIS TRANSFER WITH THE FOLLOWING CONDITIONS;

A/ ACRES SHOULD BE CHANGED TO REFLECT THE FIELD EXAM FINDINGS.

B/ APPROVAL OF THIS TRANSFER DOES NOT PRECLUDE THE OPPORTUNITY FOR ADJUDICATION REVIEW OF THIS RIGHT IN THE SRBA.

C/ Use of water under this permit is subject to control of the Water Master of WD 01

MICROFILMED

APR 08 1994

POOR ORIGINAL

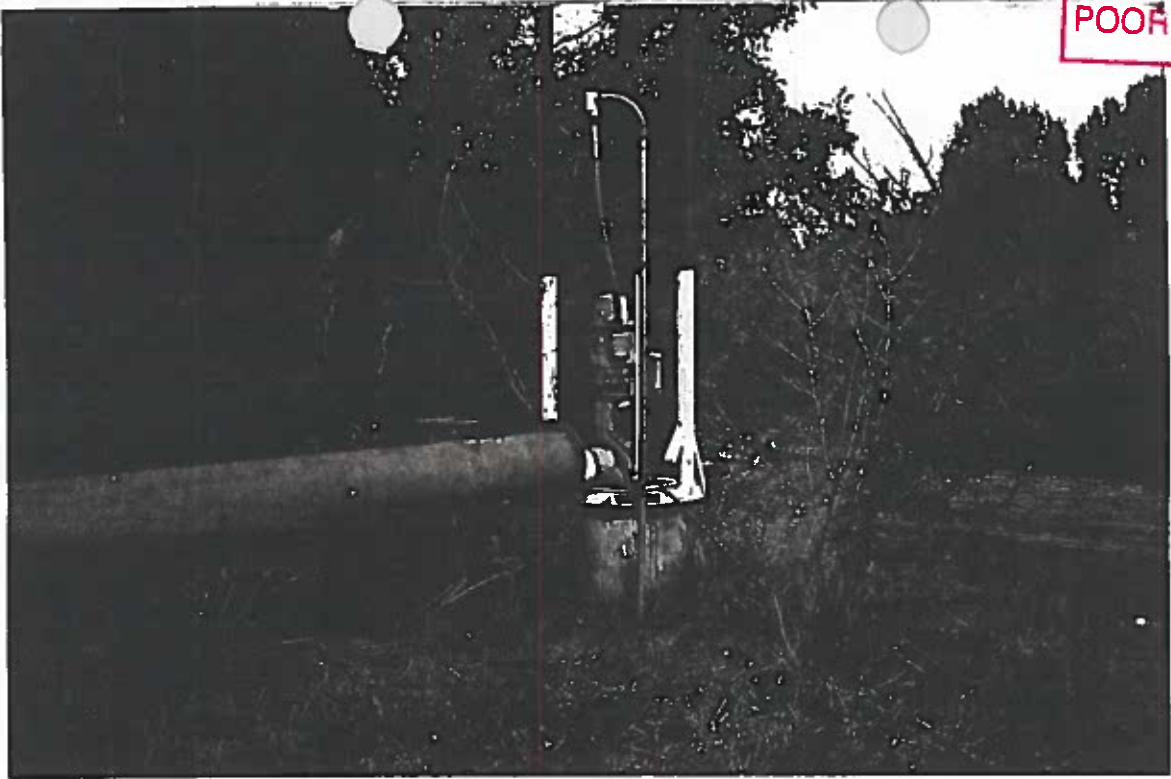
APR 08 1994

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POOR ORIGINAL



Fresh-Pak
Pump



Filter-Parshall
Flume &
Mixing Shed



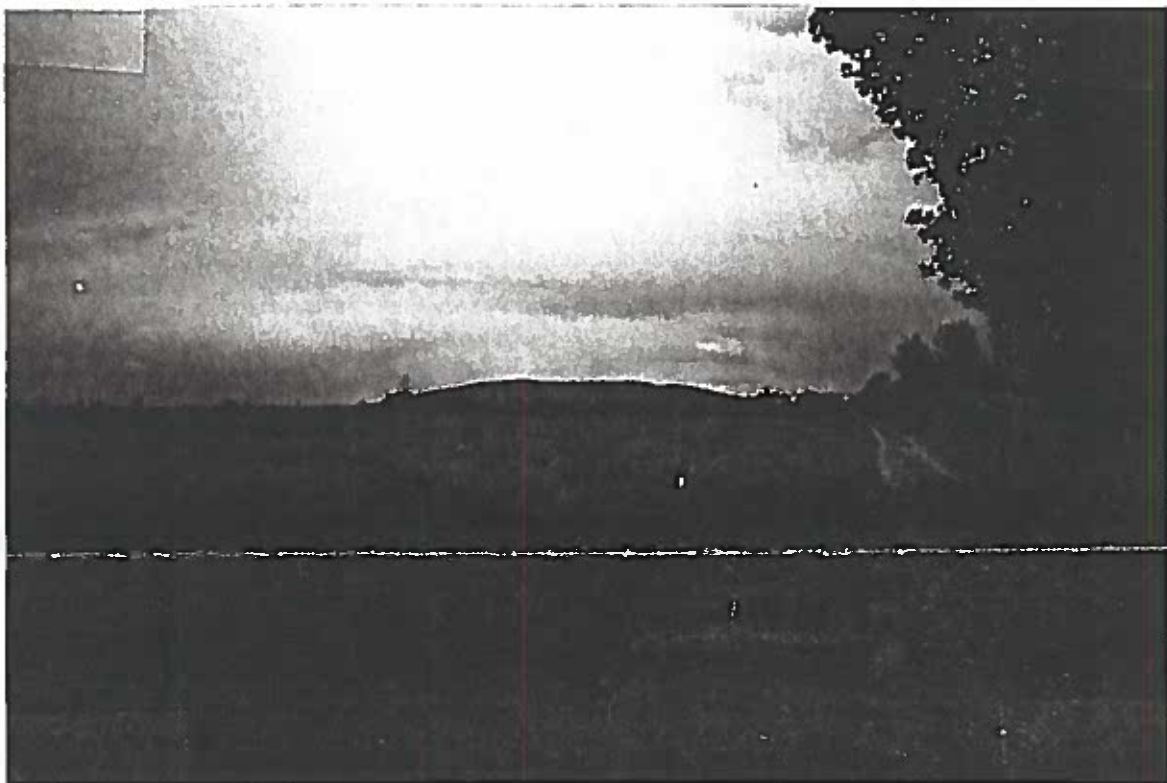
Inside of
shed with
distribution
pumps

Ellis-Bramwell Ditch Transf. # 3853

POOR ORIGINAL



Distribution
(Flood) Pipe



Fresh-Pak
Fields.

Ellis-Bramwell Ditch Transf. #3853

SCANNED

AUG 22 2001

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: A01-00286A
Date Received: 5/14/1991
Receipt No: EC16076
Received By: HLJ

NOTICE OF CLAIM TO A WATER RIGHT
ACQUIRED UNDER STATE LAW

1. Name: ELLIS-BRAMWELL DITCH C/O JERRY BECKER 208-745-6816
Address: 3800 E. 562 N.
RIGBY, ID 83442

2. Date of Priority: JUN 1, 1888

3. Source: SNAKE RIVER, DRY BED Trib. to: SNAKE RIVER

4. Point of Diversion:

Township	Range	Section	1/4 of	1/4 of	1/4	Lot	County
04N	38E	2	SW	NE			JEFFERSON

5. Description of diverting works:
PUMP IN RIVER TO SPRINKLERS ON IDAHO FRESH-PAK GROUNDS

6. Water is used for the following purposes:

Purpose	From	To	C.F.S.	(or)	A.F.A.
IRRIGATION	04/01	11/01	2.000		

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

8. Total consumptive use is 390.0 Acre Feet Per Annum.

9. Non-irrigation uses:
NONE

10. Place of Use:

Township	Range	Section	1/4 of	1/4	Lot	Use	Acres
04N	38E	2	NW	NE	2	IRR	40.0
			SW	NE		IRR	23.0
			NE	NW	2	IRR	33.0
			NW	NW		IRR	8.0

A0100286A

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OCT 19 1992

10. Place of Use: Continued

Township	Range	Section	1/4 of 1/4	Lot	Use	Acres
					Section Acres	104.0
05N	38E	35	SE	SW	IRR	13.0
			SW	SE	IRR	39.0
					Section Acres	52.0
					Total Acres	156.0

11. Place of use in counties: JEFFERSON

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

13. Other Water Rights Used:
NONE

14. Remarks:

TRANS. 503.

PUMP HAS BEEN USED IN THIS LOCATION FOR APPROX. 20 YEARS.

15. Basis of Claim: DECREED

Case Number:

Court :

Decree date: / /

NORTH AMERICAN MORTGAGE

Decree Plaintiff

G. CLYDE BALDWIN.

vs

Decree 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: _____

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OCT 19 1992

For Organizations:

I do solemnly swear or affirm that I am President of
Title

Ellis-Bramwell ditch, that I have signed the foregoing
Organization
document in the space below as President of
Title

Ellis-Bramwell ditch and that the statements contained in the
Organization
foregoing document are true and correct.

[Signature]
Signature of Authorized Agent
Pres Ellis-Bramwell ditch
Title and Organization

5-14-91
Date

State of Idaho)
County of Bonneville) SS.

Subscribed and sworn (or affirmed) before me this 14th day

of May 19 91

Seal

[Signature]
Notary Public

BETTY J. THOMPSON, NOTARY PUBLIC

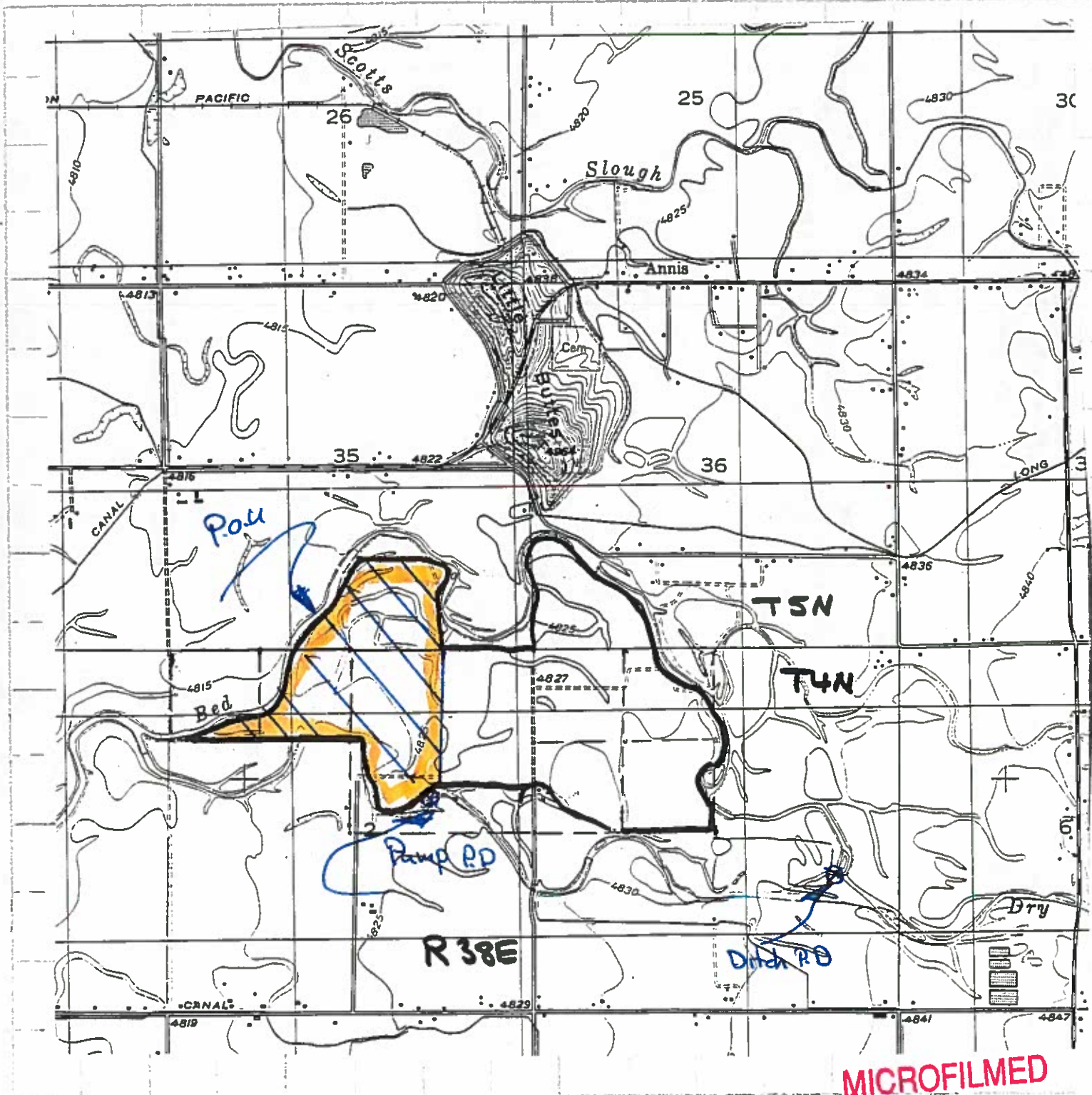
Residing at RESIDING AT IDAHO FALLS, IDAHO

MY COMMISSION EXPIRES: 6-30-94
My Commission Expires _____

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OCT 19 1992

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.



MICROFILMED
OCT 19 1992